

**Town of North Yarmouth
Select Board Meeting Agenda
Tuesday, April 6, 2021
Budget Workshop 5:30 pm
Business Meeting 7:00 pm**

I. Call to Order

- Pledge of Allegiance

The format and structure for Select Board meetings are authorized and governed by our Town Charter and the Select Board Bylaws with overarching guidance from Maine Statutes. Select Board members are not collectively or individually allowed to speak about personnel matters and may only address personnel matters in an executive session per State Statute Title 1 § 401-410.

II. Minutes of Previous Meeting(s)

- March 16, 2021

III. Public Comment - Non-Agenda Items

Comments regarding non-agenda issues, concerns, commendations, or matters of general public information are welcome. The public is encouraged when commenting or expressing points of view about an individual(s) that they do so in a respectful and constructive manner. Topics relating to personnel matters cannot be acknowledged.

COVID-19 Procedures - Public Communications: If you plan to attend the Board meeting 6ft. Distancing and face coverings are required.

IV. Management Reports & Communications

- Town Manager's Report

V. Old Business

- Sharp's Field - Article for Town Meeting Warrant
- Land Use Ordinance - Certification to the Clerk - Annual Town Meeting

VI. New Business

- Appointments
- MSAD 51 Project Graduation Donation
- MDOT Project No. 2487700 Agreement Endorsement
- Spirit of America Tribute
- Safety Assessment (Gray Road) - Citizen Request
- Brown-tailed Moth Spray Request
- Resolution - Senior Property Tax Stability
- Resolution - Marijuana Referendum Approval

VII. Accounts Payable - Review & Approval

VIII. Any Other Business

Select Board Members: A reminder, the "any other business" section on the agenda is not to include previously discussed items, any formerly "settled items," personal matters, or Town personnel matters. Please submit your other business item(s) to the Town Manager, Chairman, or Vice Chairman prior to the meeting by email or written letter dropped off at the Town Office. Thank you.

IX. Adjournment

REMINDERS TO THE ATTENDING PUBLIC: Please mute all digital devices; Select Board meetings are open to the public, but the public may not speak unless recognized by the Chairperson first. **Workshops:** The public is welcome to attend workshops and listen to the discussion that takes place. The purpose of holding a workshop is to provide the Select Board with the opportunity to focus on specific town matters to later present at a regular business meeting. Therefore, public participation is limited to only regular business meetings of the Select Board.

April 6, 2021

Agenda - Section II. Meeting Minutes

- *Move to approve the minutes for March 16, 2021 as presented. Second, discussion and vote follow.*

**Town of North Yarmouth
Select Board
Meeting Minutes of Tuesday, March 16, 2021**

Call to Order – James Moulton, Brian Sites, and Austin Harrell. Steve Barry provided notice to the Town Manager of his absence. The Town Manager, Rosemary Roy, was also present. Chairperson Berry was absent with notification. Vice Chairperson Moulton called the meeting to order.

Minutes of Previous Meeting(s) – Selectperson Sites moved to approve the minutes for March 2, 2021, as presented. Selectperson Harrell seconded the motion. Discussion: none. **Vote: 3 Yes – 0 No.**

Public Comment - Non-Agenda Items:

Judy Potter, Walnut Hill Road, asked a question regarding limiting public comment at the Select Board meeting.

Matt Sharp, a resident of Mt. Vernon, provided comments regarding Sharp's Field. Nancy Sharp, a resident of Mt. Vernon, read a statement to the Select Board regarding discussions between Mr. Sharp, residents, and Town officials. Mrs. Sharp stated that the Select Board should honor the verbal deal between Select Board members and Matt Sharp to keep Sharp's Field a recreational field. Statements from Mrs. Sharp included concerns with behavior from Town officials to Mr. Sharp at the business meeting on February 16, 2021. And past statements from 2015, the discussions with resident Steve Palmer and Mr. Sharp regarding the field, and the good intentions of Mr. Sharp to provide adequate space for the lacrosse team to play during the spring/summer months.

Mrs. Sharp further stated that Matt Sharp spoke with the Town Manager multiple times about Sharp Field being developed and was reassured that there were no plans to develop the field. One of those accounts with Town Manager Rosemary Roy resulted in the Town Manager stating that she would call Mr. Sharp if the issue arose in the future.

The contract was said to have taken effect in 2000. Mrs. Sharp stated that the contract stated that Mr. Sharp and his former wife retained 1.5 acres of the property and retained 1.5 acres commonly known as Sharp's Field. Nancy Sharp described the signing of the contract. After signing the contract, she states Don Smith, Jim Moulton, Scott Seaver, and Matt Sharp walked up to the parking lot near the field and agreed that the field would stay a recreational field and included that the surrounding area would be for utilities and spectators. Nancy Sharp states that the town planner's drawing was proof that the field would be developed.

Nelson Smith asked Nancy Sharp if the Sharps still own the 1.5 acres. She responded, yes, that's what this document says." Selectperson Moulton stated that he was aware of this. Mr. Smith further noted that the town should probably find out who owns that 1.5 acres. Selectperson Moulton said that his signature was on those documents and that the 1.5 acres were part of the handshake agreement. The Town Manager asked the Sharp's if they could send the documentation [the contract mentioned]. They agreed to do so.

Matt Sharp described that the Purchase and Sale Agreement that 1.5 acres were included. Mr. Sharp then explained that 340 sq ft. was needed for a lacrosse field with supporting benches and portable bathrooms and implied that this was contained within the 1.5 acres.

Linc Merrill, 1572 North Road, stated that the Town voted in 2015 not to sell the property at 10 Village Square Road and that the Town did vote to make renovations on the existing building, as needed. Mr. Merrill expressed concern with Town officials and their leadership on economic development in the town. Mr. Merrill mentioned concern with deals that he believed were not taking place with the public's knowledge. The townspeople should be more involved in the decision-making on economic development in the town.

Gay Peterson, Milliken Road, asked the Board why an agenda item was not created to address the topic of Sharp's Field. Vice Chairperson Moulton stated that the Public Comment – Non-Agenda Items section of the agenda allowed for free debate and allowed everyone to speak on an issue. Gay Peterson followed up with a question if the Select Board would have the item on a future agenda.

Paul Hodgetts, 1095 Sligo Road, read a letter from Steve Palmer addressed to Matt Sharp.

Vice Chairperson Moulton asked the Town Manager if she was aware of a letter from Steve Palmer to Matt Sharp and thought it was inappropriate. The Town Manager stated that she did know of the letter as of the date it was sent; a citizen's actions to discuss the matter privately were out of her and the Board's control.

Alicia Dostillo, Parsonage Road, commented on Sharp's Field and the growing population impact on the Village Center and MSAD 51. The Vice Chairperson asked the Town Manager to comment on the warrant article prepared to address Sharp's field. The Town Manager provided a brief explanation of the options the Board has regarding Sharp's Field. Selectperson Sites stated that the Board intended to codify the field's use through a warrant article by an annual town meeting vote or an easement on the property.

Steve Palmer, Mountfort Road, commented on Mr. Palmer's and Mr. Sharp's previous relationship. Mr. Palmer described his interactions with Mr. Sharp and the Board on discussing the possibility of moving the field onto the Wescustogo Hall & North Yarmouth Community Center property. Mr. Palmer stated that he had good intentions in speaking with Mr. Sharp.

David Reed, Country Lane, commented on Mr. Palmer's statement to the Board and his support for a policy or easement to solidify Sharp's field as a recreational field.

Nelson Smith, Ledge Road, asked the Board who the 1.5-acre parcel described by Mrs. Sharp was owned. Vice Chairperson Moulton responded that the parcel was part of the original deal between the Select Board and Mr. Sharp.

Matt Sharp, a resident of Mr. Vernon, stated that he intended to keep the field an open green space for the town and not gain notoriety over the property.

Judy Potter, Walnut Hill Road, asked for clarification of Mr. Sharp and Mr. Palmer's discussion. The Town Manager clarified that the Board has the final authority over any actions that the Town may take over any debate between a committee member or resident. Mr. Palmer further described the discussions between Mr. Sharp and him.

Aaron Sasseville, 141 Christopher Road, asked the Vice Chairperson if Mr. Palmer could clarify his good intentions in speaking with Mr. Sharp. Mr. Palmer responded.

Management Reports & Communications:

Town Manager's Report – The Town Manager provided her full report to the Board. The Town Manager's report can be found on the town's website, www.northyarmouth.org. During the "Broadcasting Follow up" discussion, Selectperson Sites and Selectperson Harrell stated that the priorities of recording the video should be the Budget Committee, Economic Development & Sustainability Committee, and the Select Board & Planning Board workshops. By consensus, the Board asked the Town Manager to include an additional \$2,195.00 to the budget to broadcast, record, archive Budget Committee, Economic Development & Sustainability Committee, and Select Board & Planning Board workshops with review from the Budget Committee. During the Town Manager's report on the "Acoustic Panels for Wescustogo Hall" section of the report, the Board, by consensus, agreed with the Town Manager that the purchase of the acoustic panels for the Wescustogo Hall for \$39,017 was necessary and to move forward with the purchase.

Financial Report – The Town Manager presented her financial reports to the Board.

Department Head Bi-monthly Reports – The Town Manager provided the Department Head reports to the Board.

Old Business:

Survey Results – Donna Palmer and Gay Peterson, on behalf of the Living Well in North Yarmouth Committee, made a presentation to the Board. After the presentation, Living Well in North Yarmouth Committee chairperson, Steve Palmer, made additional comments on the committee's efforts to support town recreation.

Roadway Ordinance – Selectperson Harrell moved to call a Public Hearing to be held on the proposed Roadway Ordinance on April 6, 2021, at 7:00 PM. Selectperson Sites seconded the motion. Discussion: Clark Baston,

Road Commissioner, asked the Board if they could hold the hearing on April 20, 2021, as he will be absent on April 6, 2021. Selectperson Harrell amended his motion to have the Public Hearing on April 20, 2021. Selectperson Sites seconded the motion. Discussion: none. **Vote: 3 Yes – 0 No.**

New Business:

Planning Board Additional Amendments to the Land Use Ordinance – Selectperson Sites moved to place the proposed amendments to the Land Use Ordinance on April 24, 2021, Annual Town Meeting warrant as presented by the Planning Board. Vice Chairperson Moulton seconded the motion. Discussion: Ryan Keith, Code Enforcement Officer, stated that the changes are not substantive. Vice Chairperson Moulton shared his concern with the process of how previous amendments have been brought before the Board. Selectperson Sites made a point of clarification in which he explained to Vice Chairperson Moulton that the Board has not yet considered the changes presented. Vice Chairperson Moulton asked for clarification from the Code Enforcement Officer on the revisions submitted to the Board in 2020. The Code Enforcement Officer explained the process and the changes brought forth to the Board in 2020*. Selectperson Sites asked the Town Manager to clarify the process for moving forward the first set of amendments to the town meeting warrant. The Town Manager responded that the amendments have been moved forward and that all the Land Use Ordinance amendments, once certified, would be placed on the warrant. Selectperson Sites asked if the Question-and-Answer forum was held on March 25, 2021, to address all the Land Use Ordinance changes. The Code Enforcement Officer stated that all questions asked will be addressed at the forum on any section of amendments to the Land Use Ordinance. The Town Manager clarified when an ordinance is amended or adopted in a Town Meeting-Select Board-Town Manager form of government. The Code Enforcement Officer asked the Board if they had any particular items from the amendments they would like to discuss. Vice Chairperson Moulton stated that he would not vote to move forward with the Land Use Ordinance amendments. The Town Manager clarified that the Code Enforcement Officer would not present the Land Use Ordinance amendments at the Annual Town Meeting. The responsibility is on the Planning Board members to do so. The Town Manager clarified that the matter before them was a matter of process to allow for a vote by the townspeople. Vice Chairperson Moulton further stated that he did not believe the amendments should be voted on at the April 24, 2021 meeting. Selectperson Sites said that he wanted to table the item to allow the Board and townspeople to become more educated on the matter by attending the March 25, 2021, public forum. The Town Manager informed the Board that a newsletter would be done to provide more information on all the Land Use Ordinance changes and recommended that the certification of the Land Use changes be tabled for April 6, 2021, but to vote on the current item. **Vote: 2 Yes – 1 No. (Vice Chairperson Moulton)**

**Note: The Select Board has taken action on two (2) sets of amendments (including multiple chapters of the Land Use Ordinance) that were each presented in a Public Hearing by the Planning Board. The first set of amendments were voted on for Select Board approval to place on a town meeting warrant after a Public Hearing on March 5, 2020. The second set of amendments were voted on for Select Board approval to place on a town meeting warrant after a Public Hearing on March 9, 2021.*

Certificate of Settlement FY2019 Taxes – Selectperson Harrell moved that the Select Board accept and endorse the Certificate of Settlement for the FY2019 taxes, as presented. Vice Chairperson Moulton seconded the motion. Discussion: none. **Vote: 3 Yes – 0 No.**

TextMyGov Furthering Town Communications – Debbie Grover, Town Clerk, provided a brief presentation to the Select Board on the services offered by TextMyGov and invited the Board to an informational meeting that will be held on Zoom on March 30, 2021.

Worker's Compensation Safety Incentive Program Resolution – The Town Manager explained the program and the Town's relationship with MMA. Selectperson Sites moved to endorse the Worker's Compensation Safety Incentive Program Resolution. Selectperson Harrell seconded the motion. Discussion: none. **Vote: 3 Yes – 0 No.**

Certifications to the Clerk Annual Town Meeting – Selectperson Sites moved to endorse and provide the Town Clerk with the required certifications of the proposed documents: Animal Control Ordinance, Floodplain Management Ordinance, Regulations for the Use of Parks and Recreation Areas Ordinance, and Town Charter, to be voted upon at the Annual Town Meeting on April 24, 2021. **Vote 3 Yes – 0 No.** Selectperson Sites moved to table the Land Use Ordinance certification's endorsement until the April 6, 2021 business meeting. Vice Chairperson Moulton seconded the motion. **Vote 3 Yes – 0 No.**

Accounts Payable – Selectperson Harrell moved to approve accounts payable warrants 38 and 39 in the amount of \$818,730.68, as presented for FY21. Selectperson Sites seconded the motion. Discussion: Vice Chairperson Moulton asked about a charge made to Power Products Systems. The Town Manager stated that the cost was for the new generator for the Wescustogo Hall & North Yarmouth Community Center.

Any Other Business – none.

Adjournment – Vice Chairperson Moulton moved to adjourn.

Prepared By: Draven Walker
Executive Assistant/Recording Secretary

Select Board

Steve Berry, Chair

James Moulton, Vice Chair

Brian Sites

Austin Harrell

David Reed

April 6, 2021

Section IV. Management Reports & Communications

- Citizen Correspondence (these may be read during Public Comment)
- Correspondence regarding Yamouth Dam (FYI)
- Town Manager's Report

Report(s) herein.

March 27, 2021

RECEIVED

MAR 29 2021

BY: CT

Select Board of North Yarmouth
10 Village Square Road
North Yarmouth, ME 04097

Dear Steve, Jim, Brian, Austin (Steve was not present),

Thank you for your willingness to serve the Town of North Yarmouth. I'm writing with concern after watching the Select Board Meeting of March 16, 2021. I request this letter be read during the public comment section of the April 6 meeting.

The meeting began with public comment regarding Sharp's Field. My sense of this was very negative and did not make me proud to be a resident of our town. I heard plenty of misinformation regarding the future of Sharp's Field. I commend Steve Palmer for speaking truthfully, even after being harshly and falsely accused by several North Yarmouth residents, as well as the vice-chair of the SB. Unfortunately, SB Chair, Steve Berry, was not able to be at this meeting.

Another concern is the lack of response from the SB to the two town residents who delivered an excellent power point presentation on the recent survey done by the Living Well in North Yarmouth Committee in conjunction with the NY Parks and Recreation Committee. 1400 surveys were mailed out and 529 residents responded which gave us valuable information about what North Yarmouth residents are wanting in their community. The results of this survey also resulted in a database of 124 residents who signed up to volunteer at town events; several have already volunteered to work on projects!. I would think the SB would be very pleased with this project, yet there was no response to the presentation or even recognition to the presenters. This doesn't seem like a way to encourage volunteers.

More concerns came later in the meeting. The tone of the meeting, specifically the behavior displayed by the vice-chair was very demeaning and rude toward TM Rosemary Roy. The way the vice-chair treated Code Enforcement Officer, Ryan Keith, was deplorable. The Code Enforcement Officer was doing his job, and doing it clearly, I might add. The vice-chair appeared bored, uninformed and rude to presenter, Ryan Keith. The vice-chair ultimately told Mr. Keith he didn't want to hear any more and that it made no sense to him. After several minutes of the vice-chair speaking rudely to TM Rosemary Roy, Rosemary invited Ryan to have a seat.

I could go on, but suffice it to say, I expect more from our elected officials. According to the Select Board Bylaws Section 9B 4a, Members of the Select Board are to (I quote) "treat all staff as professionals that respects the abilities, experience, and dignity of each individual." This section of the Bylaws was not displayed by the SB vice-chair during the March 16 meeting in the way he spoke to our Town Manager and our Code Enforcement Officer. This is not acceptable, according to the Bylaws. With so much hate and uncivil behavior in our country, I would like to think our Town of North Yarmouth could be an example of how to work together with respect and kindness.

Sincerely,



Ann Dillon
6 North Yarmouth Woods, North Yarmouth

✓ Cc: Town Manager, Rosemary Roy

From: [Contact form at Town of North Yarmouth ME](#)
To: [Rosemary Roy](#)
Subject: [Town of North Yarmouth ME] Comments from a new resident (Sent by Linda Snow, lsnow455@gmail.com)
Date: Friday, April 2, 2021 9:50:32 AM

Hello rroy,

Linda Snow (lsnow455@gmail.com) has sent you a message via your contact form (<https://www.northyarmouth.org/user/181/contact>) at Town of North Yarmouth ME.

If you don't want to receive such e-mails, you can change your settings at <https://www.northyarmouth.org/user/181/edit>.

Message:

Dear Ms. Roy;

I moved from Cumberland Center to North Yarmouth about 4 years ago and purchased my home in N. Yarmouth almost 2 years ago now. I have only recently begun to pay attention to town government by spending some time on your website and by viewing a recent Select Board meeting and the Candidates Night. I thought it important to share with you my first impressions.

First of all, I felt very welcomed by a committee (I don't recall the name) that delivered helpful information about living in North Yarmouth and followed up with a phone call. I appreciated these welcoming gestures very much. I have also enjoyed getting to know all of the wonderful local walking trails and have begun to meet some long-time North Yarmouth residents. I have had interactions with Town Hall to register to vote, register my car and inquire regarding questions about my property taxes. All of these interactions have been positive and have made me feel good about my move here.

Recently, I watched a recording of a Select Board meeting and then attended remotely the Candidates Night. I was taken aback by the behavior of the man who seemed to be leading the meetings on those nights. I am not yet familiar with the names of the Board members, but he seemed to be chairing the Select Board meeting that night and asked the questions on Candidates Night. I noted that he tended to cut people off as they spoke and was rude, disrespectful and dismissive to citizen attendees, to the Code Enforcement Officer who reported at the Select Board meeting and especially to you. He appeared unprepared to address the planned issues to be discussed, blaming others rather than admitting he was unprepared or unable to understand the explanations. I appreciated the Board member who sat to his right, who listened intently and asked questions until he understood, and I appreciated very much your patience, clarity, knowledge and professional behavior.

I was shocked and disappointed to see the behaviors that I observed during these town meetings. It makes me wonder if there is a code of conduct for our Select Board. The meetings that I attended in Cumberland were always organized and professional and respectful. It was disappointing to observe an elected town official behaving in this manner. I would not want our young people to observe and emulate him.

I look forward to being part of helping North Yarmouth transition its leadership to kind, respectful, thoughtful, bright individuals who are earnest about fulfilling their duties and

behave in a mature and positive manner rather than the immature and antagonistic manner that I observed. Perhaps I can find a way to help North Yarmouth voters learn more about the candidates they are considering for leadership positions. This world is not in need of more antagonism, arrogance and over-sized ego.

You may feel free to share this with whomever you feel appropriate.

Thank you,
Linda Snow

Total Control Panel

[Login](#)

To: manager@northyarmouth.org

Message Score: 1

High (60): **Pass**

From: bounces+13876194-4800-
manager=northyarmouth.org@sendgrid.net

My Spam Blocking Level: Medium

Medium (75): **Pass**

Low (90): **Pass**

[Block](#) this sender

[Block](#) sendgrid.net

This message was delivered because the content filter score did not exceed your filter level.

From: mkremer@kremerglass.com
To: [Rosemary Roy](#)
Subject: RE: [Town of North Yarmouth ME] Royal River dams (Sent by Marty Kremer, mkremer@kremerglass.com)
Date: Tuesday, March 30, 2021 4:31:06 PM
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

Good morning Ms. Roy-

I'm enclosing a letter I wrote to the Yarmouth town council and the Royal River Alliance after reading an article regarding the dam removal initiatives. The issues are complex: restoration of the historic watershed to benefit wildlife, loss of recreation, increased sedimentation in the harbor (and subsequently more frequent dredging), possible environmental hazards of disturbing the existing dammed sediment, the effects of changing water flow on existing structures like the bridges, and of course, who will pay for what. Yarmouth recently voted to get the Army Corps of Engineers involved which might yield a more balanced assessment.

I'll be trying to contact River neighbors along Sligo and North Roads but I'm wondering if there's a better way to present this issue to the Town for consideration and discussion.

Sincerely,
Marty Kremer

Nov. 24, 2020

Dear fellow river aficionados-

I feel like I'm coming very late to the table; there may not be anything left, nor even recourse at this point.

My wife and I bought property and built a house about 5 years ago on the Sligo Rd. side of the Royal River in North Yarmouth at about the midpoint between the East Elm St. dam and the Rt. 9 put-in. We're avid kayakers and canoers and birdwatchers, hikers and snowshoers too, and have been awed at all the life on the Royal at all seasons.

We've watched- either in or along the river- beavers, otters, muskrats, turtles immense and tiny, red foxes, the biggest woodchuck I've ever seen, eagles with fish in their talons, owls, hawks, osprey, kingfishers, all of the woodpeckers, tanagers, cardinals etc.

And a flotilla of Mennonite kids in canoes and standup boards, a batch of rowdy kids trying to tube the river in a very slow current, people of all ages in all manner of paddlecraft from ice-out to late November, kids jumping from tree ropes or the railroad bridges. And then, with thick enough ice, snowshoers and skiers and intrepid snowmobilers.

We, along with some of our neighbors, maintain a very informal low impact trail that runs for several miles along the shore. I'm sure I'm not the only one on the river to collect trash, to guide wayward branches out of the channel, to appreciate this open, available recreational gem, to greet fellow boaters and marvel with them at this treasure in our personal and town backyard.

I have no objection to the concept of repairing our watersheds by restoring historic flows. I just wonder if there can be a compromise between removing the dam (with its attendant admitted 5 to 6 ft drop in water level along this stretch of the river) and the recreational value to the people of the area. We've met boaters visiting from afar who read about the river and came to spend several delightful hours on it.

The pamphlet by the River Alliance paints a rosy picture overall- yes, we're doing the right thing- but gives very short shrift to the changes that would result from outright dam removal.

The water will not only drop 5 to 6 feet but will expose pools and drops and snags and sandbars. No one will attempt to paddle when they have to repeatedly portage or drag, through a very mucky clay bottom, around deadfall. A photo of a whitewater kayaker in a short boat playing in the rapids has no relevance to what will happen to recreational boating upriver.

The notes on a possible move of the lower put-in from the History Center to the Water Department grounds are tentative at best. There may very well not be any navigable water in which to put in.

And after another dry summer like this past one, there could possibly not even be enough water for fish.

The Royal stays navigational because of its width and depth. Further upstream at the confluence of the Royal and Chandler Brook, the narrow Royal is choked with downed trees. There's no recreation there. Below Rt. 9 the river is wide enough to accommodate the few fallen trees that will obscure passage for half the width of the river.

Surely the intermediate remedies suggested will be attempted first? Repair or replacement of the fish ladders, partial removal of the dam, say a foot or two off the top with the attendant buildup of the rapids on the downstream side to approximate natural rapids? Navigation would be impacted but not terminally.

I'll happily take anyone who hasn't appreciated this magnificent 6 mile treasure in person out in my canoe.

I urge all concerned not to be hasty in tossing this baby out with the bath water.

Sincerely,

Martin Kremer
621 Sligo Rd.
North Yarmouth, ME 04097
207-489-9654

----- Original Message -----

Subject: RE: [Town of North Yarmouth ME] Royal River dams (Sent by Marty Kremer, mkremer@kremerglass.com)

From: Rosemary Roy <manager@northyarmouth.org>

Date: Tue, March 02, 2021 11:54 am

To: "'mkremer@kremerglass.com'" <mkremer@kremerglass.com>

Cc: Draven Walker <dwalker@northyarmouth.org>

Marty Kremer,

Thank you for corresponding with my office. To date, North Yarmouth has not found cause to be involved in the matter. Please do not hesitate to contact me if you have any further questions. Thank you.

Sincerely,

Rosemary

Rosemary E. Roy, Town Manager

Town of North Yarmouth

10 Village Square Road

North Yarmouth, ME 04097

207-829-3705 | manager@northyarmouth.org



Notice: Under Maine's Freedom of Access ("Right to Know") law Title 1 M.R.S. Section 402 (3), all email and email attachments received or prepared for matters concerning Town business are likely to be regarded as public records. These records are open to inspection, including members of the media, there should be no expectation of privacy unless otherwise made confidential by law. If you have received this message in error, please notify this office

immediately by return email. Thank you.

From: Contact form at Town of North Yarmouth ME
<cmsmailer@civicplus.com>
Sent: Monday, March 1, 2021 7:00 PM
To: Rosemary Roy <manager@northyarmouth.org>
Subject: [Town of North Yarmouth ME] Royal River dams (Sent by Marty Kremer, mkremer@kremerglass.com)

Hello rroy,
Marty Kremer (mkremer@kremerglass.com) has sent you a message via your contact form (<https://www.northyarmouth.org/user/181/contact>) at Town of North Yarmouth ME.

If you don't want to receive such e-mails, you can change your settings at <https://www.northyarmouth.org/user/181/edit>.

Message:

I'm wondering whether the Town has been either involved in or concerned with Yarmouth's initiative to remove the 2 dams on the Royal River.

Thanks.

Total Control Panel

[Login](#)

To: manager@northyarmouth.org [Remove](#) this sender from my allow list

From:
mkremer@kremerglass.com

You received this message because the sender is on your allow list.

The information contained in this report is intended to inform the Select Board, staff, and residents, of some of the current activities taking place in the manager's office or the town in general. All topics are open for discussion.

COVID-19 Updates - No immediate changes. State of Emergency in effect until April 17, 2021. The statute has not changed due to COVID; therefore, the Annual Town Meeting will not have virtual access. Voters must be present to participate. The meeting will be recorded and played back on channel 1301 and Town Hall Streams.

Traffic Calming Update - Included with this report is a copy of the letter and list of trucking companies who received the correspondence. To date, the response from these companies has been positive.

Community Wellness - North Yarmouth, Cumberland, and MSAD 51 have partnered together to promote wellness in our communities. I have enclosed the beginnings of our launch efforts on the promotion of the program. Assistant Town Manager Debbie Grover has been assigned to this task and represents North Yarmouth through this process.

Website Update - Include with this report is an update on the home page of the website. Please make a note of these quick access links to share with residents.

National Incident Management System (NIMS) REMINDER - Elected Officials are part of the list of those in the community who must be NIMS Complaint. At a minimum, each Board member must take NIMS courses 100 and 700 if the Town is to participate in any Federal or State grants and disaster expense reimbursement. Others required include Chief Payson, the Assistant Town Manager Debbie Grover, and myself, coordinating a disaster's operations. It is a one-time certification and not required annually. Without Select Board certification, financial funding could be denied. Classes can be completed online at the following:

NIMS 100: <https://training.fema.gov/is/courseoverview.aspx?code=IS-100.c>

NIMS 700: <https://training.fema.gov/is/courseoverview.aspx?code=IS-700.b>

Fire Rescue Bi-weekly Report Jan/Feb: From the last business meeting, Selectman Moulton asked why the report numbers were identical. The individual lines were not similar, and the total just happened to add up to the exact figure.

Public Forum - The public forum held on the 25th was attended by 78 individuals and watched by many others. The presentation and Q & A were very well done. Staff and I have had a good amount of positive feedback. Thank you to the Economic Development & Sustainability Committee, the Planning Board, Vanessa Farr, Chairman Berry, and staff.

Recreation Survey - Now that the survey is complete, the Select Board should prioritize this information and perhaps put forth some initiatives. I will add this to the next agenda for discussion unless the Board objects.

Warrant - The Select Board will need to have an additional business meeting next week to sign the town meeting warrant. I suggest Monday the 12th at 6:30 pm at the Community Center.

Meetings/other: GPCOG/Cumberland County Manager's meeting, TextMyGov training, ACO, citizens, warrant preparation, budget completion, research, regular duties, and other reporting deadlines.

Respectfully submitted,

Rosemary

Rosemary E. Roy, Town Manager



Living Well In North Yarmouth
List of Businesses Who've Received a Letter

Contact	Company
Ben Grover, Vice President	A.H. Grover, Inc.
Robert Anderson, Owner Owner/Supervisor	Anderson Landscaping
Rod Cummings, President & Owner Owner/Supervisor	Arkie Rodgers Septic Services
Eric Bowdoin, Owner Carl Davis	Auburn Aggregates, LLC
Jim Cassidy, Manager Nate Chapman	Blackstone Excavating
Jim Enrico, Owner Owner/Supervisor Owner/Supervisor	Bowdoin Excavating
Deanna Sherman, CEO Owner/Supervisor Owner/Supervisor	Carl Davis & Daughters
Nick Voitolina, Owner and President Tom Estabrook, Vice President Owner/Supervisor	Casco Bay Paving
Al Feather, Belgrade Branch Manager Kevin Hancock, CEO Doug Higgins, Manager Jon Merrill	Casella Waste Systems
James Hutchinson, President Jim Howe	Charlie Burnham
Tony Longchamps, Owner Owner/Supervisor	Colex LLC
Rocky Cianchette, Owner Michael Johnson Jr.	Copp Excavating
Brandon M. Moon, Owner	Dead River Company
Jeff Porter, Superintendent of Schools Phil Blake, Transportation Director	Dennis K. Burke Inc.
Anthony Mancini, President Owner/Supervisor	Downeast Energy
Robert Pierce, Owner	Envy Contruction
Scott Dugas, President	Estabrook's Farm and Greenhouse, Inc.
Dan Sheehan, Owner Owner/Supervisor	Ground Breaking Excavation, Inc.
Rick Storey	Hammond Lumber Company
Tom Pinette & Keith Moulton, Owners David MacDonald, Owners Terry Wilkinson, Owner Owner/Supervisor	Hancock Lumber
	Higgins Energy
	J. Maxwell Trucking
	Jf Hutchinson Co
	Jim's Tree Service
	Longchamps & Sons Inc.
	Lucas Tree Experts
	Maine Line Fence
	Michael Johnson Trucking
	Moon Landscape Construction
	MSAD #51 District Office
	MSAD #51 Transportation
	Portland Sand & Gravel C. Inc.
	Quality Insulation
	R.A. Pierce Excavating
	Schott Dugas Trucking & Excavating
	Sheeboo Construction
	Skillins Greenhouses
	Storey Brothers, Inc.
	Tom Moulton Paving and Construction
	Whitney Tree Service
	Wilkinson Excavation
	Yarmouth Septic Services

Dear Cumberland-North Yarmouth Community,

In response to a growing concern around mental health and well-being amidst the COVID-19 pandemic, the Towns of Cumberland and North Yarmouth, along with School Administrative District #51, have partnered to help bring greater awareness to this important and timely topic. Mental health and wellness are critical components of any healthy community, yet too often our family, friends, and neighbors suffer in isolation. Together, though, we can break this silence and remove the stigma that surrounds mental health by refusing to allow anyone in our community to deal with this by themselves. A first step is to bring mental health to the forefront of community awareness through dialogue, sharing of resources, and building connections that can overcome isolation and despair.

Healthy communities support each other, establish safe and productive conversations, and show care and compassion for those who need it most. To this end, MSAD #51, North Yarmouth, and Cumberland are pleased to invite community partners, businesses, churches, nonprofits, clubs, civic groups, and individuals to help us in keeping mental health at the forefront of our awareness and efforts. We hope you will consider joining us as we collectively strive to overcome the challenges of mental health so that no one ever has to face it alone again. The mental health of our community is, after all, only as good as the mental health of each person who is a part of it.

Sincerely,



Jeff Porter
MSAD #51 Superintendent



Bill Shane
Cumberland Town Manager



Rosemary Roy
North Yarmouth Town Manager

Mental Health Resources



In response to a growing concern around mental health and well-being amidst the COVID-19 pandemic, the Towns of Cumberland and North Yarmouth, along with School Administrative District #51, have partnered to help bring greater awareness to this important and timely topic.

Mental health and wellness are critical components of any healthy community, yet too often our family, friends, and neighbors suffer in isolation. Together, we can break this silence and remove the stigma that surrounds mental health by refusing to allow anyone in our community to deal with this by themselves. A first step is to bring mental health to the forefront of community awareness through dialogue, sharing of resources, and building connections that can overcome isolation and despair.

Healthy communities support each other, establish safe and productive conversations, and show care and compassion for those who need it most. To this end, Cumberland, North Yarmouth, and MSAD #51 are pleased to invite community partners, businesses, churches, nonprofits, clubs, civic groups, and individuals to help us in keeping mental health at the forefront of our awareness and efforts.

We hope you will consider joining us as we collectively strive to overcome the challenges of mental health so that no one ever has to face it alone again. The mental health of our community is, after all, only as good as the mental health of each person who is a part of it.

This page is not medical advice and is intended for informational purposes only. It is not a substitute for professional mental health advice, diagnosis, or treatment. For an emergency, please contact the following resources:

- **Opportunity Alliance Crisis Hotline 774-HELP**
- **Maine Crisis Hotline 1-888-568-1112;**
- **Call 911.**
- **Go to the emergency room of your local hospital.**

Emergency numbers:

911

April 6, 2021

Section V. Old Business

▪ Sharp's Field - Article for Annual Town Meeting Warrant and Other Information

A third-party entity has not yet be obtained. The RRCT has declined as its mission and scope do not extend to developed recreation facilities. The DACF Bureau of Parks & Lands states that land as replacement for non-compliant Land & Water Conservation Fund (LWCF) land at another location is ineligible under the federal guidelines. However, there are other options to explore, i.e., if North Yarmouth applied for LWCF assistance to improve the lacrosse field for public outdoor recreation, the site could be encumbered by the LWCF protections and would be maintained for public outdoor recreation in perpetuity. If this is not an option, the town working with the town attorney should find an entity for conservation trust purposes. Until such time a third party is established, the following language is recommended for a warrant article; this will allow the Select Board to go forward without securing a third party before the town meeting.

To see if the Town will grant a conservation easement or similar instrument to an entity that will have the effect of restricting the use of Sharp's Field, located on town property at 10 Village Square Road, to public recreation and public activities, and authorize and delegate to the Select Board undertaking all action necessary to effect the purposes of this article including the selection of such entity?

Move to authorize the article presented on Sharp's field be placed on the warrant. Second, discussion and vote to follow.

Other Relative Information - Some of the information below is advised by counsel to bring to the Board's attention.

Ownership: Deeds from Matt and Martha Sharp to the Town of North Yarmouth filed in the Cumberland County Registry Book 15964 Page 281-283 (10.96 acres) and Book 15964 Page 279-280 (1.7 acres - parcel in question). Since the property purchase, there are no recorded tax bills issued to the Sharps for these properties. Ownership of the property is the town.

Select Board - The individuals noted in Mr. Sharp's correspondence to the Select Board stated that Don Smith, Norm Smith, and Scott Seaver were present for the handshake agreement. The Board needs to be advised that none of these individuals were on the Select Board at that time.

The **Town Manager** had only one conversation in 2019 with Mr. Sharp and suggested he send a letter to the Select Board regarding his concerns with the field. The Town Manager stated she would contact Mr. Sharp if a developer approached the town regarding the property. No developer has approached or been sought out for development. There was no reason to contact Mr. Sharp.

Town Charter Parks & Recreation Committee: Duties - 1) The Recreation Committee shall advise the town and municipal officers on matters of recreation and supervise any recreation programs by the town. 2) The Recreation Committee shall oversee any town property designated as a recreation area by the Board of Selectmen and make recommendations to the Board of Selectmen regarding its use.

The Select Board may see fit to enforce duties of the Parks & Recreation Committee stated in the Charter to research and present a third party to the Board and incorporate regulations in the town's existing ordinance entitled Regulations for the Use of Parks and Recreation Areas Ordinance.

November 2, 2015, Special Town Meeting Referendum Citizen's Petition reads: Shall the Town authorize the Board of Selectmen to: C) Retain the current Town Hall and land. Make renovations and additions to the building as needed over time for municipal purposes.

▪ Land Use Ordinance Amendments - To approve the proposed amendments to the Land Use Ordinance be included on the Annual Town Meeting warrant and certify to the Town Clerk said amendments presented by the Planning Board.

Move to approve and certify the Land Use Ordinance's proposed amendments before the townspeople at the Annual Town Meeting to be held on April 24, 2021, as presented by the Planning Board. Second, discussion and vote to follow.



Certification of Proposed Amendments to the Land Use Ordinance by the Municipal Officers

To: Debbie Allen Grover, Town Clerk

This is a true certified copy of proposed amendments to the Town of North Yarmouth Land Use Ordinance. To be voted on at the Annual Town Meeting scheduled for the 24th day of April, 2021, Warrant Articles to be assigned.

Given under our hands this 6th day of April, 2021.

Select Board

Steve Berry, Chairperson

James Moulton, Vice Chairperson

Brian Sites

Austin Harrell

David Reed

A majority of the Municipal Officers of North Yarmouth, Maine

April 6, 2021

Section VI. New Business

- Appointments - Applications and terms included herein.

*Option 1 (single) - Move to appoint (name(s) to the (board or committee) for a term to expire (date).
Second, discussion and vote follow.*

Option 2 (bundle) - Move to acknowledge and appoint the volunteers to the coordinating boards, committees, and commissions with defining terms as presented. Second, discussion and vote follow.

- MSAD 51 Project Graduation Committee - Enclosed herein is a request for a donation supporting the acknowledgment and celebration of the graduating 2021 Seniors.

*Move that the Select Board authorize a donation of \$XXX in support of the Greely High School Project Graduation.
Second, discussion and vote follow.*

- MDOT Project No. 2487700 Agreement Endorsement - A complete description of the MDOT project is enclosed herein.

Move that the Select Board endorse the MDOT Project No. 2487700 request to acknowledge that a construction over-limit permit will be issued to the contractor. Second, discussion and vote follow.

- Spirit of America Tributes - Included herein is a summary of the Spirit of America Tributes regarding volunteers and an explanation to the Select Board on the action requested.
-

- Safety Assessment (Gray Road) - Citizen request from Pamela Smith is enclosed herein.

Move to authorize the Town Manager to send a request to the Maine Department of Transportation to conduct a Safety Assessment of the area described as Route 115 from the Haskell Road to the Gray town line. Second, discussion and vote follow.

- Brown-tailed Moth Spray Request - A request to have the town-owned recreational areas, namely the baseball/softball field and Sharp's field, sprayed to rid these areas of the brown-tailed moth. Details of the request are included herein and with a quote for the removal. As previously reported, this is in the area denoted in a recent report from the Maine Dept. of Agriculture, Conservation & Forestry. Additional citizen correspondence regarding the matter of brown-tailed moths is also included for your information.

Move to authorize the Town Manager to have the recreational areas of Sharp's field and the ballfield location on Parsonage Road be sprayed to remove brown-tail moths. Second, discussion and vote follow.

- Resolution - Senior Property Tax Stability - Request submitted by Selectman Reed. Resolution enclosed herein.

Move to endorse the resolution on Senior Property Tax Stability, as presented. Second, discussion and vote follow.

- Resolution - Marijuana Referendum Approval - Request submitted by Selectman Reed. Resolution enclosed herein.

Move to endorse the resolution on Marijuana Referendum(s) Approval, as presented. Second, discussion and vote follow.

Date: April 6, 2021

To: Select Board

Fr: Rosemary E. Roy, Town Manager ~~zz~~

RE: APPOINTMENTS

1. Shellfish Conservation Commission - Len Kaminow - Three (3) years and three (3) months term to expire 6/30/24.
2. Planning Board - Paul Metevier - Three (3) years and three (3) months term to expire 6/30/24.
3. Recycling Advisory Committee - Two (2) years and three (3) months term to expire 06/30/23.

Jim Briggs
Nicole Hewe
Laurie Gilman

Darcy Cunningham
Scott Kaplan

Sandy Falsey
Jillian Kaechele

4. North Yarmouth School Fund Committee Trustee - Melissa Fowler - Five (5) years and three (3) months term to expire 6/30/26. Current trustees recommend approval.
5. Events Committee - Laurie Gilman - Two (2) years and three (3) months term to expire 6/30/23.



RECEIVED
MAR 15 2021

BY: [Signature]

TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

- Board of Assessment Review
- Budget Committee
- Economic Development and Sustainability Committee
- Events Committee
- Flag Committee
- Joint Standing Committee
- Living Well in North Yarmouth
- North Yarmouth School Fund Trustee
- Parks & Recreation Committee
- Planning Board
- Prince Memorial Library Advisory Board
- Recycling Advisory Committee
- Shellfish Conservation Commission
- Zoning Board of Appeal

Please provide the following information:

Name: Len Kaminski
 Email: man@lenme@aol.com
 Mailing Address: 95 Farus Edge Rd, N. Yarmouth, ME 04097
 Phone: 207 233 5023

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. Am a shell fisherman, non-commercially, want to help my community
2. Do you have any relevant experience, training or credentials that you would like us to consider? Am an MD (if that means anything).
3. Have you ever served on any boards/ committees before? If so, when and where? Seacoast swim club, former president

[Signature]
 Volunteer Signature

3.12.21
 Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

- | | |
|--|---|
| <input type="checkbox"/> Board of Assessment Review | <input type="checkbox"/> Living Well in North Yarmouth |
| <input type="checkbox"/> Budget Committee | <input type="checkbox"/> North Yarmouth School Fund Trustee |
| <input type="checkbox"/> Economic Development and Sustainability Committee | <input type="checkbox"/> Parks & Recreation Committee |
| <input type="checkbox"/> Events Committee | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Flag Committee | <input type="checkbox"/> Prince Memorial Library Advisory Board |
| <input type="checkbox"/> Joint Standing Committee | <input type="checkbox"/> Zoning Board of Appeal |

Please provide the following information:

Name: _____

Email: _____

Mailing Address: _____

Phone: _____

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. _____

2. Do you have any relevant experience, training or credentials that you would like us to consider? _____

3. Have you ever served on any boards/ committees before? If so, when and where? _____

Volunteer Signature

_____/_____/_____
Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



MAR 09 2021

BY:

TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

- Board of Assessment Review
- Budget Committee
- Economic Development and Sustainability Committee
- Events Committee
- Flag Committee
- Joint Standing Committee
- Living Well in North Yarmouth
- North Yarmouth School Fund Trustee
- Parks & Recreation Committee
- Planning Board
- Prince Memorial Library Advisory Board
- Recycling Advisory Committee
- Shellfish Conservation Commission
- Zoning Board of Appeal

Please provide the following information:

Name: Jim Briggs
 Email: jimbriiggs609@gmail.com
 Mailing Address: 597 New Gloucester Rd. North Yarmouth, Maine 04097
 Phone: (207) 329-8160

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. I have a long standing interest in waste reduction

2. Do you have any relevant experience, training or credentials that you would like us to consider? _____

3. Have you ever served on any boards/ committees before? If so, when and where? Currently on N. Yarmouth Zoning Board of Appeal. In Past was on School Board, Selectmen, & others

Jim Briggs
 Volunteer Signature

03/09/2021
 Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

- Board of Assessment Review, Budget Committee, Economic Development and Sustainability Committee, Events Committee, Flag Committee, Joint Standing Committee, Living Well in North Yarmouth, North Yarmouth School Fund Trustee, Parks & Recreation Committee, Planning Board, Prince Memorial Library Advisory Board, Recycling Advisory Committee, Shellfish Conservation Commission, Zoning Board of Appeal

Please provide the following information:

Name: DARCY CUNNINGHAM, Email: darcy@turninglight.org, Mailing Address: 168 W. Powanal Rd, NY, Phone: 829 2700

- 1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. I care abt environment + recycling. We don't do it well enough. I want to understand more + be part of doing it better.
2. Do you have any relevant experience, training or credentials that you would like us to consider? Board experience, teen + group leadership. 40 yrs of recycling.
3. Have you ever served on any boards/ committees before? If so, when and where? Not in NY. Multiple Boards in past. Currently on IWISH (Infectious, Women + Infant Sustainable Health) Board.

Volunteer Signature (handwritten signature)

3/22/21 Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



TOWN OF NORTH YARMOUTH
BOARD & COMMITTEES
Volunteer Form

RECEIVED
MAR 15 2021
BY: CT

Select the Board(s) or Committee(s) you would like to serve on:

- Board of Assessment Review
- Budget Committee
- Economic Development and Sustainability Committee
- Events Committee
- Flag Committee
- Joint Standing Committee
- Living Well in North Yarmouth
- North Yarmouth School Fund Trustee
- Parks & Recreation Committee
- Planning Board
- Prince Memorial Library Advisory Board
- Recycling Advisory Committee
- Shellfish Conservation Commission
- Zoning Board of Appeal

Please provide the following information:

Name: Jandy Falsky
 Email: Jfalsky@Maine.VL.com
 Mailing Address: 10 Shenandoah Hill
 Phone: 207 831-9475

- Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. Recycling is important, but also contributes to trash littering along our roads
- Do you have any relevant experience, training or credentials that you would like us to consider? no
- Have you ever served on any boards/ committees before? If so, when and where? Budget Committee / Planning Board
presently

Jandy Falsky
Volunteer Signature

03/10/21
Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



**TOWN OF NORTH YARMOUTH
BOARD & COMMITTEES
Volunteer Form**

Select the Board(s) or Committee(s) you would like to serve on:

- | | |
|--|--|
| <input type="checkbox"/> Board of Assessment Review | <input type="checkbox"/> North Yarmouth School Fund Trustee |
| <input type="checkbox"/> Budget Committee | <input checked="" type="checkbox"/> Parks & Recreation Committee |
| <input type="checkbox"/> Economic Development and Sustainability Committee | <input type="checkbox"/> Planning Board |
| <input checked="" type="checkbox"/> Events Committee | <input type="checkbox"/> Prince Memorial Library Advisory Board |
| <input type="checkbox"/> Flag Committee | <input checked="" type="checkbox"/> Recycling Advisory Committee |
| <input type="checkbox"/> Joint Standing Committee | <input type="checkbox"/> Shellfish Conservation Commission |
| <input type="checkbox"/> Living Well in North Yarmouth | <input type="checkbox"/> Zoning Board of Appeal |

Please provide the following information:

Name: Laurie Gilman
Email: laurie.gilman@yahoo.com
Mailing Address: 1431 North Rd, N. Yarmouth 04097
Phone: 207-653-2008

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. I have a degree in recreation and live near Chandler Brook Park. Recycling has been a passion for me for many years and I use the ecomaine Recyclopedia all the time!
2. Do you have any relevant experience, training or credentials that you would like us to consider? I have been an event planner at L.L.Bean + Me. Audubon. Advocated for recycling @ L.L.Bean, coordinated many park volunteer events including Lean Gorman Park in Freeport and the L.L.Bean 18-mile section of the Appalachian Trail.
3. Have you ever served on any boards/ committees before? If so, when and where? Visit Freeport BOD, Women in Harmony BOD - president of both L.L.Bean 100th Anniversary Core Committee

Laurie Gilman
Volunteer Signature

3 / 23 / 21
Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705



RECEIVED
MAR 09 2021

TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

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- Budget Committee
- Economic Development and Sustainability Committee
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- Living Well in North Yarmouth
- North Yarmouth School Fund Trustee
- Parks & Recreation Committee
- Planning Board
- Prince Memorial Library Advisory Board
- Recycling Advisory Committee
- Shellfish Conservation Commission
- Zoning Board of Appeal

Please provide the following information:

Name: Nicole Hewes
 Email: nicolehewes@gmail.com
 Mailing Address: 21 Hunters Way North Yarmouth, ME 04097
 Phone: (603) 630-1847

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. I am passionate about the environment and troubled by the items I see in trash/recycling bins while I am walking, running, biking, and collecting trash around town. I'd love to see the composting expand.
2. Do you have any relevant experience, training or credentials that you would like us to consider? I am a STEM educator who often teaches about eco-friendliness and I have experience writing for publication and am very tech-savvy.
3. Have you ever served on any boards/ committees before? If so, when and where? I have been involved in our school's PTO and participate in a Professional Learning Community with my colleagues. I had started to connect with parks + rec in town, but then COVID began and, as I was pregnant, I was unable to take part in person. I'm eager to get involved!

Nicole Hewes
 Volunteer Signature

03/10/21
 Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705

Debbie Allen Grover

From: Scott Kaplan <kaplan900@gmail.com>
Sent: Monday, March 15, 2021 2:35 PM
To: Debbie Allen Grover
Subject: Re: Recycling Advisory Committee

Hi Debbie,

In the spirit of reduce, reuse, recycle and the interest of saving paper on both our ends, I am going to respond to the questions by email rather than printing and filling out and scanning or faxing the application you had attached. I hope this is acceptable to you and to the committee.

I would like to be considered for a position on the recycling committee.

Name: Scott Kaplan

Email: kaplan900@gmail.com

Mailing Address: 367 Mill Rd.

Phone:

(h) 829-2885 (c) 232-4717

1. Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above.

I am passionate about personally reducing my impact on the environment through the adoption of sustainable practices around consumption and use of materials in daily life. It is an ongoing evolution but I enjoy it. I do not know much about working at the level of a municipality but believe a town can do much to promote recycling policies and practices through education and incentives as well as policy. I am interested in having a bigger impact than I can achieve as an individual and think the committee would provide that opportunity.

2. Do you have any relevant experience, training or credentials that you would like us to consider?

Aside from my personal interest in "Reduce, Reuse, Recycle" I don't have any industry credentials. I moved to North Yarmouth three years ago and prior to that I lived in Pownal for over 20 years. I was on several town committees in Pownal over the years including the budget committee, the cemetery commission and the strategic planning committee.

3. Have you ever served on any boards/ committees before? If so, when and where?

In addition to volunteer town committees, I have held senior leadership positions when I worked in the non-profit social service sector. In that role I led numerous committees and initiatives as well as served on advisory boards for interagency and intergovernmental projects and task forces. I have been selected for jury duty one time and I was assigned to the role of jury foreman in that instance and helped our jury reach a decision in the case we heard.

Sincerely,

Scott Kaplan

Volunteer Signature Date Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705

On Mon, Mar 8, 2021 at 2:27 PM Debbie Allen Grover <townclerk@northyarmouth.org> wrote:

Hello everyone,

If you are still interested in being a part of the Recycling Advisory Committee would you please complete the attached Volunteer Application and return it to me via email or fax (207-829-3743) no later than March 25, 2021.

This way I can have the request for appointment to the Committee before the Select Board on their Tuesday, April 6, 2021 meeting. Per the Select Board there will be 5 regular members and 5 alternate members for the Recycling Advisory Committee.

Thank you everyone!

Debbie



Debbie Allen Grover

Assistant Town Manager

Town of North Yarmouth

10 Village Square Road

North Yarmouth, ME 04097

Telephone 207-829-3705



RECEIVED
MAR 09 2021

BY:

TOWN OF NORTH YARMOUTH BOARD & COMMITTEES Volunteer Form

Select the Board(s) or Committee(s) you would like to serve on:

- Board of Assessment Review
- Budget Committee
- Economic Development and Sustainability Committee
- Events Committee
- Flag Committee
- Joint Standing Committee
- Living Well in North Yarmouth
- North Yarmouth School Fund Trustee
- Parks & Recreation Committee
- Planning Board
- Prince Memorial Library Advisory Board
- Recycling Advisory Committee
- Shellfish Conservation Commission
- Zoning Board of Appeal

Please provide the following information:

Name: Jillian Kaechele (Jui)
 Email: jskaechele@gmail.com
 Mailing Address: P.O. Box 94, Cumberland, ME 04021
 Phone: 207-829-5371 or 404-567-0296

- Please give a short narrative as to why you would like to be appointed to this Board(s) or Committee(s) you have selected above. I have been a North Yarmouth home owner for 30 yrs, but only returned recently after 20 years. I am a
- Do you have any relevant experience, training or credentials that you would like us to consider? Former science educator with graduate study in Environmental ecology.
- Have you ever served on any boards/ committees before? If so, when and where? American Cancer Society in NH (Pandemic board in Atlanta), several education organizations in ME, PA, GA, VT & NH

Jillian P. Kaechele
 Volunteer Signature

03/18/2020
 Date

Please email this form to manager@northyarmouth.org, mail to 10 Village Square Road, North Yarmouth, ME 04097, or drop it off at the Town Office; (207)829-3705

Former science teacher who is a strong advocate of comprehensive recycling and renewable resources. This interest and a desire to contribute to my community as a recent retiree with both time and interest has led to this application.

From: [Contact form at Town of North Yarmouth ME](#)
To: [Rosemary Roy](#)
Subject: [Town of North Yarmouth ME] donation for GHS class of 2021 (Sent by Melissa M Bunton, mbunton@maine.rr.com)
Date: Wednesday, March 24, 2021 4:55:27 PM

Hello rroy,

Melissa M Bunton (mbunton@maine.rr.com) has sent you a message via your contact form (<https://www.northyarmouth.org/user/181/contact>) at Town of North Yarmouth ME.

If you don't want to receive such e-mails, you can change your settings at <https://www.northyarmouth.org/user/181/edit>.

Message:

Hello Ms. Roy,

My name is Melissa Bunton and I am the co-chair with Tricia Small for the Greely High Project Graduation committee. I am writing to see if perhaps the town of North Yarmouth might consider a donation to our committee. We are currently working on fundraising for senior signs which will be placed on the lawn of the high school in front of the Gyger Gymnasium. Last year similar signs were placed there for the community to put faces and names to the graduates. We are actively working to secure the funds to do these signs again this year by soliciting donations from both the town of North Yarmouth and the town of Cumberland.

We hope that you might consider a donation to support the sign project.

Also, I am wondering if the town of North Yarmouth has a community e-newsletter? If so, is there any possibility of posting information within that newsletter to ask businesses or community members for support or donations to our committee to help to make our end of year celebration for our well deserving graduating seniors memorable.

Please let me know if you think either of our requests might be possible?

Thanks

Melissa Bunton

mbunton@maine.rr.com

1-207-232-5811

Total Control Panel

[Login](#)

To: manager@northyarmouth.org

Message Score: 1

High (60): **Pass**

From: bounces+13876194-4800-
manager=northyarmouth.org@sendgrid.net

My Spam Blocking Level: Medium

Medium (75): **Pass**

Low (90): **Pass**

[Block](#) this sender

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This message was delivered because the content filter score did not exceed your filter level.



STATE OF MAINE
DEPARTMENT OF TRANSPORTATION
16 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0016

RECEIVED

FEB 23 2021

BY: CT

Janet T. Mills
GOVERNOR

Bruce A. Van Note
COMMISSIONER

Rosemary Roy, Town Manager
Re: Town of North Yarmouth
10 Village Square Road
North Yarmouth, ME 04097

2/19/2021

Subject: Cyclical Pavement Resurfacing
Project No.: 2487700
Location: Gray, North Yarmouth
Roadway: Route 115

Dear Ms. Roy:

The Maine Department of Transportation will soon solicit quotes for the subject project for construction, and pursuant to 29-A MRSA § 2382 (7) we have established a "Construction Area." A copy of 29-A § 2382 is enclosed for your information. Also included is an agreement, **which requires signature by the municipal officers**, and additional background documents.

The agreement stipulates that the municipality will issue a permit for a stated period of time to the MDOT contractor for transporting construction equipment (backhoes, bulldozers, etc.) that exceed legal weight limits, over municipal roads. The agreement acknowledges the municipality's right to require a bond from the contractor to "guarantee suitable repair or payment of damages" per 29-A MRSA.

29-A MRSA § 2382 (7) states that "the suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers." In other words, municipal officers determine the suitability of repairs on municipal ways and bridges.

The State cannot force municipalities to allow overweight vehicles to travel on posted municipal roads. Municipal postings supersede overweight permits. However, the agreement requires municipalities to make reasonable accommodations for overweight vehicles that are operated by contractors and the MDOT in connection with the construction project.

The specific municipal roads involved are not necessarily known at present, as the contractor's plan of operation won't be known until just prior to the start of work. If the municipality plans to require a bond; the amount of the bond should be determined prior to the start of work. If the project number administratively changes, you will be notified, and the agreement modified accordingly. Please return the completed agreement to my attention. Should you have any questions, please contact me at 207 624-3410.

Sincerely,

George M.A. Maccougall, P.E.
Contracts & Specifications Engineer
Bureau of Project Development

Please return this AGREEMENT, when completed, to:

Maine Department of Transportation
ATTN.: George Macdougall, Contracts & Specifications Engineer
#16 State House Station, Child Street
Augusta, Maine 04333-0016

Project No.: 2487700
Location: North Yarmouth

Pursuant to 29-A MRSA § 2382, the undersigned municipal officers of the Town of North Yarmouth agree that a construction overlimit permit will be issued to the Contractor for the above-referenced project allowing the contractor to use overweight equipment and loads on municipal ways.

The municipality may require the contractor to obtain a satisfactory bond pursuant to 29-A MRSA § 2388 to cover the cost of any damage that might occur as a result of the overlimit loads. If a bond is required, the exact amount of said bond should be determined prior to the use of any municipal way. The MaineDOT will assist in determining the amount of the bond if requested. A suggested format for a general construction *overlimit bond* is attached. A suggested format for a construction *overlimit permit* is also attached. This construction overlimit permit does not supersede rules that restrict the use of public ways, such as posting of public ways, pursuant to 29-A MRSA § 2395.

The maximum speed limit for trucks on any municipal way will be 25 mph (40 km per hour) unless a higher speed limit is specifically agreed upon, in writing, by the Municipal Officers.

TOWN OF NORTH YARMOUTH
By the Municipal Officials

SPECIAL PROVISION 105
CONSTRUCTION AREA

Construction Areas located in the Towns of Gray and North Yarmouth have been established by the Maine Department of Transportation (MDOT) in accordance with provisions of 29-A § 2382 Maine Revised Statutes Annotated (MRSA).

The sections of highway under construction in Cumberland County:

Project 2487700 is on Route 115 beginning 0.12 miles east of Hillcrest Drive in Gray and extending southeasterly 4.90 miles to Walnut Road (Route 231) in North Yarmouth

Per 29-A § 2382 (7) MRSA, the MDOT may “issue permits for stated periods of time for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation. The permit:

A. Must be procured from the municipal officers for a construction area within that municipality;

B. May require the contractor to be responsible for damage to ways used in the construction areas and may provide for:

(1) Withholding by the agency contracting the work of final payment under contract; or

(2) The furnishing of a bond by the contractor to guarantee suitable repair or payment of damages.

The suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers;

C. May be granted by the Department of Transportation or by the state engineer in charge of the construction contract; and

D. For construction areas, carries no fee and does not come within the scope of this section.”

The Municipal Officers for the Towns of Gray and North Yarmouth agreed that an Overlimit Permit will be issued to the Contractor for the purpose of using loads and equipment on municipal ways in excess of the limits as specified in 29-A MRSA, on the municipal ways as described in the “Construction Area.”

As noted above, a bond may be required by the municipality, the exact amount of said bond to be determined prior to use of any municipal way. The MDOT will assist in determining the bond amount if requested by the municipality.

The maximum speed limits for trucks on any town way will be 25 mph (40 km per hour) unless a higher legal limit is specifically agreed upon in writing by the Municipal Officers concerned.

GENERAL GUIDANCE

CONSTRUCTION OVERLIMIT PERMIT AND BONDING

The Maine Bureau of Motor Vehicles (BMV) establishes requirements and standards for the permitting of non-divisible over dimensional and overweight vehicles and loads (collectively overlimit loads) on state roads. These state motor vehicle permits are available on-line. 29-A MRSA and Secretary of State Administrative Rules Chapters 155-157 apply. Additionally, municipalities and county commissioners may issue overweight permits for travel on municipal and county ways maintained by that municipality or county. These permits are typically single trip permits requiring vehicle registration data, intended route etc.

However, in this case we're dealing with *Construction Permits* involving overlimit loads in support of construction projects. According to 29-A MRSA § 2382 (7), a Construction Permit is a permit “*for a stated period of time that may be issued for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation*”. According to 29-A § 2382 MRSA, the construction overlimit permit must be procured from the municipal officers for overweight loads on a municipal way in support of a construction project within that municipality.

By signing the attached agreement, the municipality agrees to issue construction overlimit permits to the MDOT construction contractor.

Frequently Asked Questions:

A. Why sign the document in advance of the actual construction contract?

Response: There are three primary reasons: First, to comply with 29-A § 2382. Second, to ensure that there are no surprises regarding the use of municipal roads by the Maine DOT contractor (to reasonably reduce risk and thus keep the cost of construction down) and third, to ensure the town is aware of its rights to control its own roads, and its rights to require a separate contractor's bond. (This is in addition to the Payment Bond and the Performance Bond the Maine DOT requires of the contractor).

B. Different roads may require different levels of scrutiny. How is a posted road handled?

Response: Despite the general construction overweight permit, the contractor cannot exceed the load limit on a posted municipal road without specific municipal permission. 29-A § 2395 MRSA notes that any ways requiring special protection (such as posted roads) will continue to be protected and overweight permits are superseded by such postings. In such a case the contractor would have to use an alternate route.

C. Is there any reason why the contractor cannot be held to indemnify and hold harmless the Municipality beyond the simple posting of a bond?

Response: The objective of our standard letter is to deal with overweight equipment and trucks on municipal ways during construction of a Maine DOT construction project. The bond merely provides a measure of protection against damage to municipal ways as a direct result of construction activity. Other areas of risk and indemnification are beyond the scope of our letter.

D. Are we required to obtain a bond?

Response: No. In fact, few municipalities have required a construction bond. It is a matter of risk management.

E. If used, what amount should be required on the bond?

Response: Previous MDOT letters used to speak about a maximum bond amount of \$14,000 / mile (\$9,000 / kilometer) of traveled length, however 29-A § 2382 sets no maximum. The amount of the bond (if any bond is required at all) is based on the individual situation. The MDOT will assist in providing a bond amount estimate if so requested.

F. Why the blanket approval?

Response: The blanket approval we seek is the reasonable accommodation by the municipality to allow the Maine DOT contractor to use town ways (if required) to haul overweight construction equipment and trucks. This theoretically gives the municipality and the MDOT time to discuss exceptions to a blanket approval. In general, this avoids unnecessary risks and saves money for all concerned in the long run.

G. Who determines the suitability of repairs?

Response: For municipal ways, the suitability of repairs may be determined by municipal officers. The MDOT will assist.

H. What is a non-divisible load?

Response: Per Chapter 157 (The Administration of Over-Dimension and Overweight Permits) under the Secretary of State administrative rules (See Rule Chapters for the Department of the Secretary of State on line), a non-divisible load is defined as: A load which, if separated into smaller loads or vehicles, would:

- 1) make it unable to perform the function for which it was intended;
- 2) destroy its value or;
- 3) require more than eight work hours to dismantle using appropriate equipment. Sealed oceangoing containers, spent nuclear materials in casks, and government-controlled military vehicles and their loads will be considered non-divisible

I. What is the standard for Overweight trucks and equipment?

Response: Overweight means a weight that exceeds the legal limits established in 29-A MRSA Chapter 21.

J. This is an unorganized township with no county or municipal roads. Why should I respond?

Response: Because of limited staff, we send out a standard letter to cover contingencies and minimize risk to the construction process. From time to time the letter may not have a practical application. In most cases of unorganized territories, the agreement is signed and returned as a matter of routine. This ensures that surprises will not be encountered after the start of construction regarding travel over municipal and county ways.

Additional tips:

False Information - Permit are invalidated by false information. A permit is invalidated by the violation of any condition specified by the terms of the permit or by false information given on the application. On evidence of such violation of falsification, the permittee may be denied additional permits.

Proper Registration - Overload permits do not relieve the registrants of vehicles from their obligations to properly register their vehicles in accordance with Motor Vehicle Laws.

Agent's Power of Attorney - If you do require a contractor's bond, make sure you have a copy of the Surety Agent's power of attorney authorizing the surety agent to sign for the surety. Keep the power of attorney with your duplicate original bond at the municipality. The contractor will also have a duplicate original.

Other bonds - The Maine DOT requires a payment bond and a performance bond of the contractor which is held against unsatisfactory performance on the part of the contractor for all construction projects over \$100,000. (The Miller Act (40 U.S.C. 270a-270f) normally requires performance and payment bonds for any federal aid construction contract exceeding \$100,000. 14 MRSA § 871 provides a similar requirement for state funded construction projects.) These bonds cover the proper performance of the contract and the payment of all employees, suppliers and subcontractors.

Title 29-A: MOTOR VEHICLES AND TRAFFIC
Chapter 21: WEIGHT, DIMENSION AND PROTECTION OF WAYS

Subchapter 2: DIMENSION

§2383

§2382. Overlimit movement permits

1. Overlimit movement permits issued by State. The Secretary of State, acting under guidelines and advice of the Commissioner of Transportation, may grant permits to move nondivisible objects having a length, width, height or weight greater than specified in this Title over a way or bridge maintained by the Department of Transportation.

2. Permit fee. The Secretary of State, with the advice of the Commissioner of Transportation, may set the fee for single trip permits, at not less than \$6, nor more than \$30, based on weight, height, length and width. The Secretary of State may, by rule, implement fees that have been set by the Commissioner of Transportation for multiple trip, long-term overweight movement permits. Rules established pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter II-A.

3. County and municipal permits. A county commissioner or municipal officer may grant a permit, for a reasonable fee, for travel over a way or bridge maintained by that county or municipality.

4. Permits for weight. A vehicle granted a permit for excess weight must first be registered for the maximum gross vehicle weight allowed for that vehicle.

5. Long-term permits. The Secretary of State may grant permits for up to one year for trucks, truck tractors, semitrailers, heavy duty recovery vehicles and Class A special mobile equipment. Notwithstanding Title 5, section 8071, subsection 2, paragraph A, the Secretary of State, in consultation with the Commissioner of Transportation, shall establish the fee schedule by rule. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

6. Scope of permit A permit is limited to the particular vehicle or object to be moved, the trailer or semitrailer hauling the overlimit object and particular ways and bridges.

7. Construction permits. A permit for a stated period of time may be issued for loads and equipment employed on public way construction projects, United States Government projects or construction of private ways, when within construction areas established by the Department of Transportation. The permit:

- A. Must be procured from the municipal officers for a construction area within that municipality;
- B. May require the contractor to be responsible for damage to ways used in the construction areas and may provide for:
 - 1. Withholding by the agency contracting the work of final payment under contract; or
 - 2. The furnishing of a bond by the contractor to guarantee suitable repair or payment of damages.

The suitability of repairs or the amount of damage is to be determined by the Department of Transportation on state-maintained ways and bridges, otherwise by the municipal officers;

- C. May be granted by the Department of Transportation or by the state engineer in charge of the construction contract; and
- D. For construction areas, carries no fee and does not come within the scope of this section.

8. Gross vehicle weight permits. The following may grant permits to operate a vehicle having a gross vehicle weight exceeding the prescribed limit:

- A. The Secretary of State, with the consent of the Department of Transportation, for state and state aid highways and bridges within city or compact village limits;
- B. Municipal officers, for all other ways and bridges within that city and compact village limits; and
- C. The county commissioners, for county roads and bridges located in unorganized territory.

9. Pilot vehicles. The following restrictions apply to pilot vehicles.

A. Pilot vehicles required by a permit must be equipped with warning lights and signs as required by the Secretary of State with the advice of the Department of Transportation.

B. Warning lights may be operated and lettering on the signs may be visible on a pilot vehicle only while it is escorting a vehicle with a permit on a public way.

With the advice of the Commissioner of Transportation and the Chief of the State Police, the Secretary of State shall establish rules for the operation of pilot vehicles.

9-A. Police escort. A person may not operate a single vehicle or a combination of vehicles of 125 feet or more in length or 16 feet or more in width on a public way unless the vehicle or combination of vehicles is accompanied by a police escort. The Secretary of State, with the advice of the Commissioner of Transportation, may require a police escort for vehicles of lesser dimensions.

- A. The Bureau of State Police shall establish a fee for state police escorts to defray the costs of providing a police escort. A county sheriff or municipal police department may establish a fee to defray the costs of providing police escorts.
- B. The Bureau of State Police shall provide a police escort if a request is made by a permittee. A county sheriff or municipal police department may refuse a permittee's request for a police escort.
- C. A vehicle or combination of vehicles for which a police escort is required must be accompanied by a state police escort when operating on the interstate highway system.

10. Taxes paid. A permit for a mobile home may not be granted unless the applicant provides reasonable assurance that all property taxes, sewage disposal charges and drain and sewer assessments applicable to the mobile home, including those for the current tax year, have been paid or that the mobile home is exempt from those taxes. A municipality may waive the requirement that those taxes be paid before the issuance of a permit if the mobile home is to be moved from one location in the municipality to another location in the same municipality for purposes not related to the sale of the mobile home.

11. Violation. A person who moves an object over the public way in violation of this section commits a traffic infraction.

SECTION HISTORY:

PL 1993, c. 683, §A2 (NEW).
PL 1993, c. 683, §B5 (AFF).
PL 1997, c. 144, §§1,2 (AMD).
PL 1999, c. 117, §2 (AMD).
PL 1999, c. 125, §1 (AMD).
PL 1999, c. 580, §13 (AMD).
PL 2001, c. 671, §30 (AMD).

PL 2003, c. 166, §13 (AMD).
PL 2003, c. 452, §§Q73,74 (AMD).
PL 2003, c. 452, §X2 (AFF).
PL 2007, c. 703, §25 (AMD).
PL 2011, c. 356, §23 (AMD).
PL 2011, c. 556, §22 (AMD).
PL 2019, c. 335, §9 (AMD).

MUNICIPAL OVERLIMIT PERMIT FOR CONSTRUCTION

MUNICIPALITY: _____

Phone: 207- _____; fax: 207- _____

APPLICATION FOR OVERLIMIT PERMIT TO MOVE CONSTRUCTION EQUIPMENT AND LOADS IN EXCESS OF LEGAL LIMITS ON MUNICIPAL WAYS

Construction Time Period:

Per 29-A § 2382 (7) MRSA, application is hereby made to the MUNICIPALITY OF _____ for An Overlimit Permit to move construction equipment, material, objects or loads in excess of legal limits over ways maintained by the MUNICIPALITY in support of construction operations for the following Maine DOT project

Project Description:

Project Identification Number (PIN):

NAME OF PERMITTEE (Construction Company):

STREET/P.O. BOX:

CITY:

STATE/PROV:

ZIP / POSTAL CODE:

PHONE:

FAX:

This object or load cannot be readily reduced to the legal limits.

Signed by:

(name & title)

Permit is granted. A copy of this signed permit will be provided to the permittee as prove of permit. This permit will automatically expire at the physical completion of the above construction project. The original permit will be held on file at the municipality.

Signed:

Municipal Official

MUNICIPAL OVERLIMIT PERMIT FOR CONSTRUCTION

MUNICIPALITY: _____

Phone: 207- _____; fax: 207- _____

APPLICATION FOR OVERLIMIT PERMIT TO MOVE CONSTRUCTION EQUIPMENT AND LOADS IN EXCESS OF LEGAL LIMITS ON MUNICIPAL WAYS

Construction Time Period:

Per 29-A § 2382 (7) MRSA, application is hereby made to the MUNICIPALITY OF _____ for An Overlimit Permit to move construction equipment, material, objects or loads in excess of legal limits over ways maintained by the MUNICIPALITY in support of construction operations for the following Maine DOT project

Project Description:

Project Identification Number (PIN):

NAME OF PERMITTEE (Construction Company):

STREET/P.O. BOX:

CITY:

STATE/PROV:

ZIP / POSTAL CODE:

PHONE:

FAX:

This object or load cannot be readily reduced to the legal limits.

Signed by:

(name & title)

Permit is granted. A copy of this signed permit will be provided to the permittee as prove of permit. This permit will automatically expire at the physical completion of the above construction project. The original permit will be held on file at the municipality.

Signed:

Municipal Official

BOND # _____

Date:

MUNICIPAL CONSTRUCTION BOND

KNOW ALL MEN BY THESE PRESENTS: That (name of construction firm) _____
 _____ and the Municipality of _____, as
 principal, and.....
 , a corporation duly organized under the laws of the State of and having a
 usual place of business
 as Surety, are held and firmly bound unto the Treasurer of the Municipality of
 _____ in the sum of
 _____ and 00/100 Dollars (\$)
 to be paid said Treasurer of the Municipality of _____ or
 her/his successors in office, for which payment well and truly to be made, Principal and
 Surety bind themselves, their heirs, executors and administrators, successors and assigns,
 jointly and severally by these presents.

The condition of this obligation is such that if the Principal designated as Contractor in
 the Contract to construct Project Number _____ in the Municipality of
 _____ promptly and faithfully performs the Contract,
 without damage to the municipal ways, other than normal wear and tear; then this
 obligation shall be null and void; otherwise it shall remain in full force and effect.

However, if the Principal designated as Contractor causes damage to any municipal way
 beyond normal wear and tear, in the construction of the above project through the use of
 legal weight, legal dimension trucks or equipment; or overweight or over-dimension
 equipment or trucks (as defined in 29-A MRSA) on the municipal ways, then this bond
 may be used to guarantee that the contractor either repairs or pays for the damage caused
 by the use of its equipment or trucks. The degree of damage beyond normal wear and
 tear will be determined by municipal officials with the assistance of the Maine
 Department of Transportation.

The Surety hereby waives notice of any alteration or extension of time made by the Municipality.

Signed and sealed this day of, 20.....

WITNESS:

SIGNATURES:

CONTRACTOR:

Signature.....

.....

Print Name Legibly

Print Name Legibly

.....

.....

WITNESS:

SIGNATURES SURETY:

Signature.....

Signature.....

Print Name Legibly

Print Name Legibly

NAME OF LOCAL AGENCY:

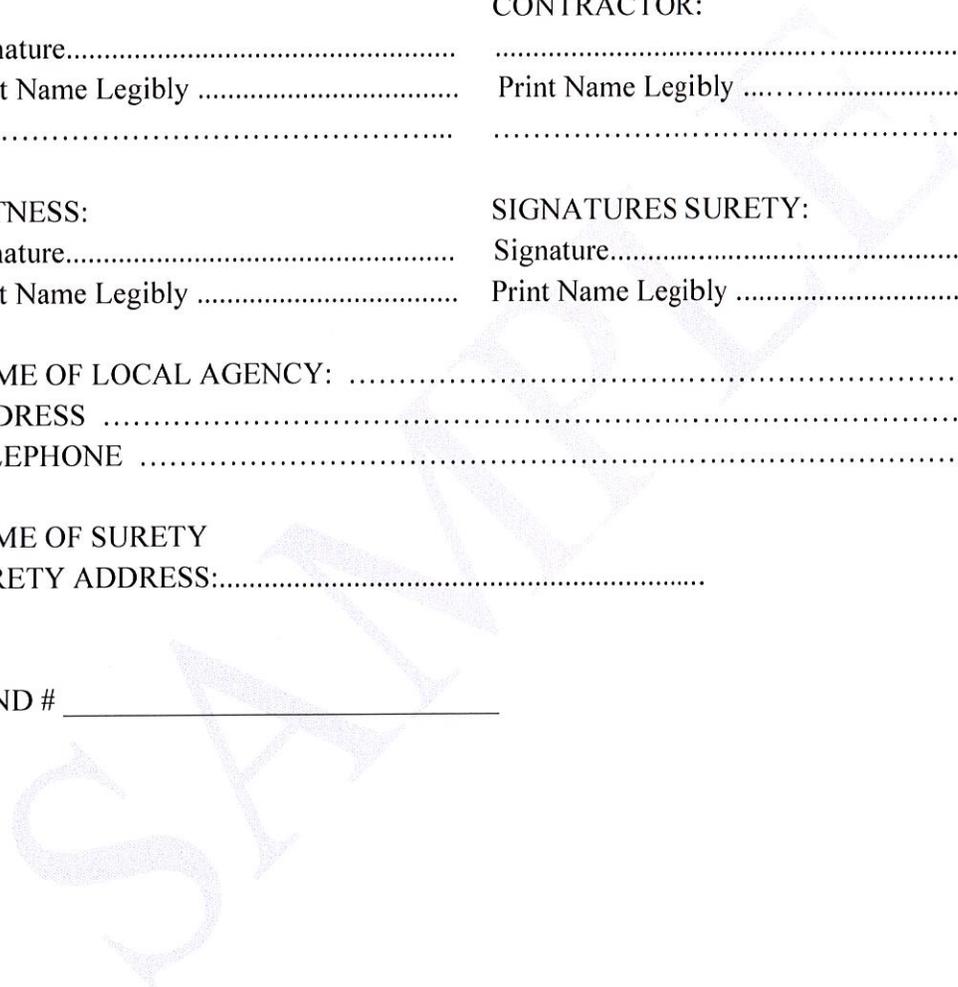
ADDRESS

TELEPHONE

NAME OF SURETY

SURETY ADDRESS:.....

BOND # _____



BOND # _____

Date:

MUNICIPAL CONSTRUCTION BOND

KNOW ALL MEN BY THESE PRESENTS: That (name of construction firm) _____
 _____ and the Municipality of _____, as
 principal, and.....
 , a corporation duly organized under the laws of the State of and having a
 usual place of business
 as Surety, are held and firmly bound unto the Treasurer of the Municipality of
 _____ in the sum of
 _____ and 00/100 Dollars (\$)
 to be paid said Treasurer of the Municipality of _____ or
 her/his successors in office, for which payment well and truly to be made, Principal and
 Surety bind themselves, their heirs, executors and administrators, successors and assigns,
 jointly and severally by these presents.

The condition of this obligation is such that if the Principal designated as Contractor in
 the Contract to construct Project Number _____ in the Municipality of
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However, if the Principal designated as Contractor causes damage to any municipal way
 beyond normal wear and tear, in the construction of the above project through the use of
 legal weight, legal dimension trucks or equipment; or overweight or over-dimension
 equipment or trucks (as defined in 29-A MRSA) on the municipal ways, then this bond
 may be used to guarantee that the contractor either repairs or pays for the damage caused
 by the use of its equipment or trucks. The degree of damage beyond normal wear and
 tear will be determined by municipal officials with the assistance of the Maine
 Department of Transportation.

The Surety hereby waives notice of any alteration or extension of time made by the Municipality.

Signed and sealed this day of, 20.....

WITNESS:

SIGNATURES:

CONTRACTOR:

Signature.....

.....

Print Name Legibly

Print Name Legibly

.....

.....

WITNESS:

SIGNATURES SURETY:

Signature.....

Signature.....

Print Name Legibly

Print Name Legibly

NAME OF LOCAL AGENCY:

ADDRESS

TELEPHONE

NAME OF SURETY

SURETY ADDRESS:.....

BOND # _____

MEMORANDUM

Date: April 6, 2021

To: Select Board

Fr: Rosemary E. Roy, Town Manager *RR*

RE: SPIRIT OF AMERICA TRIBUTE

It is that time of year when the Select Board selects an individual or committee to receive the Spirit of America. The award recognizes volunteers and their contributions to the community. The decision should be based on purpose, chosen activity, commitment, positivity, and valuable project results. The award will be announced at the Annual Town Meeting in April, and I would ask that the Select Board members complete their selections below and return them to me at the **April 20th business meeting or before.**

The Select Board may choose from any of the town's boards and committees, some of which I have listed below or elect to pick one individual to receive this prestigious award.

[PLEASE SELECT YOUR TOP TWO \(2\) & RETURN TO MANAGER](#)

Committees

- _____ Events Committee
- _____ Economic Development & Sustainability Committee
- _____ Flag Committee
- _____ Living Well in North Yarmouth Committee
- _____ Parks & Recreation Committee
- _____ Planning Board
- _____ Solar Study Committee
- _____ Other: _____

Individual Committee Member

- Name: _____
- Committee: _____

Previous Recipients:

- 2017 - Wescustogo Building & Design Committee
- 2018 - Living Well in North Yarmouth
- 2019 - Town Comprehensive Plan Committee
- 2020 - Economic Development & Sustainability Committee

From: [Pamela Smith](#)
To: [vanLuling, Robert](#); [Rosemary Roy](#)
Subject: Re: Passing Zone at 346 Gray Road, North Yarmouth
Date: Thursday, March 25, 2021 12:02:17 PM

Hello Rosemary,
Please see the response from Maine DOT concerning safety issues on a stretch of road specifically from Haskell Rd towards Gray. I stopped at the town hall on Monday and your staff directed me to Bob at the DOT.

Following his advice I'd like to request the town do a safety assessment please. I am requesting solid yellow lines, no passing. Please let me know how to proceed and thank you in advance. Pam Smith, 346 Gray Rd
595-3065

Sent from my iPhone

On Mar 25, 2021, at 11:20 AM, vanLuling, Robert
<Robert.vanLuling@maine.gov> wrote:

Dear Ms. Smith,

This message follows your phone call earlier this week concerning closing the passing zone on Route 115 in the vicinity of your residence, and our subsequent conversation today. I'm sorry to hear drivers are not driving safely.

MaineDOT often gets requests from property owners worried about a driver passing them while they are waiting to turn or worried about getting hit head on by a vehicle passing in the opposite direction. While we understand the issues at hand, MaineDOT cannot possibly close every passing zone near someone's home. Passing zones provide notification to a driver that the minimum sight distance is adequate to overtake a slower moving vehicle. FHWA's Manual on Uniform Traffic Control Devices (MUTCD) provides consistent standards that give clear guidance to a driver when the roadway geometry allows safe passing. The ultimate responsibility of personal safety remains with the drivers, both the person about to pass and the person leaving their driveway. The driver of a vehicle wanting to pass should assume a vehicle in a driveway may pull out at any time. While the driver of a vehicle turning right out of a driveway should not assume, if there is no traffic coming from the left that it is safe to proceed to the right, as a vehicle may be passing.

We have reviewed the passing zone segment in the area of 346 Gray Rd and found it meets the applicable sight distance following the MUTCD. Based upon the location and your description of the problems that you are encountering, reaching out to law enforcement seems like the best option. You may also want to discuss your issues with the Municipality. They have the option of requesting a Safety Assessment of the area.

Safety Assessments include, at a minimum, Town Officials, Law Enforcement, Emergency Responders and the DOT. Requests for Safety Assessments must come from the Town.

Please let me know if you have any questions.

Sincerely,

Robert vanLuling

Maine Department of Transportation
Traffic Division – Region 1
51 Pleasant Hill Rd
Scarborough, ME 04074
Ph: 207-885-7000

Total Control Panel

[Login](#)

To: manager@northyarmouth.org [Remove](#) this sender from my allow list
From: pamelasmith2@hotmail.com

You received this message because the sender is on your allow list.

From: [Clark Baston](#)
To: [Greg Payson](#); [Rosemary Roy](#); [Draven Walker](#)
Subject: RE: Passing Zone at 346 Gray Road, North Yarmouth
Date: Monday, March 29, 2021 9:34:20 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)

Good morning

Like the chief, I'm not sure of Pam's exact concerns. I watched the video, and did not see any problem. I agree with Bob from MDOT. I don't believe it will slow speeders, if that's what the end goal is. You can't exceed the speed limit even if you are passing. I not against the safety assessment, but don't think it will change anything. Just another need on the list for a police patrol.



Clark Baston

Public Works Director
Town of North Yarmouth
10 Village Square
North Yarmouth, ME 04097
(207) 829-3274
Fax (207) 829-9272
Email: nypwd@northyarmouth.org

Notice: Under Maine's Freedom of Access ("Right to Know") law Title 1 M.R.S. Section 402 (3), all email and email attachments received or prepared for matters concerning Town business are likely to be regarded as public records. These records are open to inspection, including members of the media, there should be no expectation of privacy unless otherwise made confidential by law. If you have received this message in error, please notify this office immediately by return email. Thank you.

From: Greg Payson <firechief@northyarmouth.org>
Sent: Monday, March 29, 2021 8:45 AM
To: Rosemary Roy <manager@northyarmouth.org>; Clark Baston <nypwd@northyarmouth.org>;
Draven Walker <dwalker@northyarmouth.org>
Subject: RE: Passing Zone at 346 Gray Road, North Yarmouth

Rosemary

I just pulled all my data from 01/01/2012 to date on vehicle accidents. Over the course of these dates we have responded to 16 Motor Vehicle Crashes between Haskell Rd and the Gray line.

I am not familiar with Pam's concerns. I am guessing it is speed. I will say none of the accidents since I have been here (Nov 2014) have been caused due to someone passing. The accidents have ranged from driver inexperience, driving too fast for the road conditions, swerving for animals, and distracted drivers. I do not disagree that people speed on that stretch of road and have seen people

pass in no passing zones throughout town. I do not mind completing a safety assessment for that area.

Gregory A Payson
Fire Rescue Chief, EMA Director, & Public Health Officer
North Yarmouth Fire Rescue
10 Village Square Rd
North Yarmouth, ME 04097
Office – 207-829-3025



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From: Rosemary Roy <manager@northyarmouth.org>
Sent: Monday, March 29, 2021 7:54 AM
To: 'Pamela Smith' <pamelasmith2@hotmail.com>; vanLuling, Robert <Robert.vanLuling@maine.gov>
Cc: Clark Baston <nypwd@northyarmouth.org>; Greg Payson <firechief@northyarmouth.org>; Draven Walker <dwalker@northyarmouth.org>
Subject: RE: Passing Zone at 346 Gray Road, North Yarmouth

Pam,

I will put your request before the Select Board at their meeting on April 6th. In the meantime, I will ask the town's Road Commissioner, Clark Baston, and the town's Fire Rescue Chief, Greg Payson, to share their thoughts on the matter. Thank you for reaching out.

Sincerely,

Rosemary

Rosemary E. Roy, Town Manager
Town of North Yarmouth
10 Village Square Road
North Yarmouth, ME 04097
207-829-3705 | manager@northyarmouth.org

From: [Stephen Potts](#)
To: [Rosemary Roy](#)
Subject: NYMS/NYCC Softball field - brown tail moths
Date: Wednesday, March 17, 2021 1:25:19 PM

Hi Rosemary,

I stopped into the Town Office this afternoon and they said that I should reach out to you regarding this issue.

My name is Steve Potts and I serve on the Cumberland/North Yarmouth Little League Board and am responsible for the fields that we use.

There has been an issue with brown tail moths at the softball field - the one by the new NY Community Center. Last year (and previously) there were multiple girls that had exposure to brown tail moths and got severe rashes.

As a preventive measure, we would like to have the area sprayed before the girls start practicing/playing. Cheryl indicated that this would be something that would need to be approved by the Selectboard, hopefully at the next meeting in 2 weeks. If possible, could this be added to the agenda for that meeting?

We haven't contacted any company yet about this, but I believe Whitney Tree Services, Modern Pest Services and Pine State Pest Solutions would be options. We would be happy to use someone with whom the town of NY has worked in the past.

I would imagine that this preventative measure would also be helpful for the kids that use that field at the various camps held at the NY Community Center.

Please let me know if you have any questions,

Regards,

Steve

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To:	Message Score: 1	High (60): Pass
manager@northyarmouth.org	My Spam Blocking Level: Medium	Medium (75): Pass
From:		Low (90): Pass
pottsynymaine@gmail.com	Block this sender	
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This message was delivered because the content filter score did not exceed your filter level.

From: [Katie Murphy](#)
To: [Clark Baston](#); [Rosemary Roy](#)
Subject: Brown tail moth
Date: Friday, April 2, 2021 10:23:31 AM

Hi Clark,

I wanted to let you know about a comment by Peggy Crowley of Durham. Her husband Bob Crowley worked for the USDA years back, on browntail moth eradication.

Since then Peggy has been very aware of browntail. She told me that the stretch of Route 9 around the town office is the worst she's seen in this area.

What might the town do about this?? Browntail can kill areas of trees fast. Horrible to think about, since this is a nicely wooded stretch of roadway.

Here's a link to an article about Bob and the browntail situation.

Best, and thank you for all you do for the town,

Katie

<https://www.pressherald.com/2019/04/14/survivor-bob-aims-his-frustration-and-shotgun-at-resurgent-browntail-moths/>

Katie Murphy
Univoice History
22 Monument Sq. Suite 501
Portland, ME 04101
p. 207.595.2997
www.univoicehistory.com

"Let's tell *your* story."

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From:
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You received this message because the sender is on your allow list.

From: [Debbie Allen Grover](#)
To: [Steven Smith](#)
Cc: [Rosemary Roy](#)
Subject: RE: Browntail Moths
Date: Wednesday, March 24, 2021 6:01:58 PM
Attachments: [image001.png](#)

Hi Rosemary,

Would you please forward Mr. Smith's concerns in the email below regarding Browntail Moths to the members of the Select Board.

Thank you.

Debbie



Debbie Allen Grover
Assistant Town Manager
Town of North Yarmouth
10 Village Square Road
North Yarmouth, ME 04097
Telephone 207-829-3705
www.northyarmouth.org

Notice: Under Maine's Freedom of Access ("Right to Know") law Title 1 M.R.S. Section 402 (3), all email and email attachments received or prepared for matters concerning Town business are likely to be regarded as public records. These records are open to inspection, including members of the media, there should be no expectation of privacy unless otherwise made confidential by law. If you have received this message in error, please notify this office immediately by return email. Thank you.

From: Steven Smith <2kconcoars@gmail.com>
Sent: Wednesday, March 24, 2021 8:28 AM
To: Debbie Allen Grover <townclerk@northyarmouth.org>
Subject: RE: Browntail Moths

Please pass this along to the appropriate departments and individuals.

I am concerned about the spread of the browntail moth population in North Yarmouth. During 2020 the problem was quite severe and based upon observation of nests it looks like 2021 will be a banner year. I live on Lufkin Road and nests are abundant because of the large number of oak trees. I have scheduled a tree service to spray my yard in May. I believe that they represent a serious health issue, not to mention quality of life.

Does the town have plans to address the issue at the municipal level, i.e. aerial spraying? Has there

been any discussion?

Steve Smith
65 Lufkin Road

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To: townclerk@northyarmouth.org [Remove](#) this sender from my allow list

From: 2kconcours@gmail.com

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Date: 3/23/21 Job Type: BTM mist
 Contact Person: Clark Boston Phone: 712-2735
 Work Address: Community Ctr Ballfield, Town Office, North Yarmouth
 Notes: nxpww@northyarmouth.org



58 MacDonald Dr.
 New Gloucester, ME 04260
 207-657-3256 • 1-800-660-2456 • Fax 207-657-3240
 whitneytree.com
 whitneytree@secur speeds.us

• Stump Removal • Tree Work • Insect and Disease Control

To: Town of North Yarmouth
10 Village Square Rd
North Yarmouth ME



MEMBER
 Maine Arborist Association
 Member of ISA
 Tree Care Industry Assoc.

Comprehensive Insect and Disease Control Program

Early Spring: April thru May	Cost	Summer: June thru August	Cost
1. <input type="checkbox"/> Dormant Oil Spray..... Evergreens and Ornamentals	_____	12. <input type="checkbox"/> Second Foliar Spray.....	_____
2. <input type="checkbox"/> Systemic Soil Injections	_____	13. <input type="checkbox"/> Fungicide Treatment.....	_____
3. <input type="checkbox"/> Fungicide Treatment..... Select Trees/Shrubs	_____	14. <input type="checkbox"/> Special Systemic Injections.....	_____
4. <input type="checkbox"/> Fertilization.....	_____	15. <input type="checkbox"/> Mosquito Control.....	_____
5. <input type="checkbox"/> Other _____	_____	16. <input type="checkbox"/> Other:.....	_____

Spring: May thru June	Cost	Fall: September - December	Cost
6. <input checked="" type="checkbox"/> First Foliar Spray.....	_____	17. <input type="checkbox"/> Fall Tree & Shrub Fertilization..... Deep Root Liquid Soil Injection	_____
7. <input type="checkbox"/> Fungicide Treatment..... Selected Trees/Shrubs	_____		
8. <input type="checkbox"/> Special Systemic Injection.....	_____		
9. <input type="checkbox"/> Herbicide - Vegetation Control.....	_____		
10. <input type="checkbox"/> Mosquito Control	_____		
11. <input type="checkbox"/> Tick Control	_____		

(A) 485.00
 (B) 525.00
 (C) 600.00
 (D) 500.00
Total Program \$ 2110.00

Description/Notes:

#6 (A) Spray trees around ball field wood line to help control Brown tail moth
 (B) Spray trees along Public Works access road and perimeter of yard
 (C) Spray all around Town office, parking, roadsides, etc.
 (D) Spray trees around fire station (Rt 9 + 115) and nearby park.

PRE-PAYMENT DISCOUNTS: deduct 5% for payment of the entire program. All work is performed by fully insured professionally licensed arborists. All materials are approved by state and federal agencies. We use the latest insecticides to provide insect control with great safety to the environment.

Acceptance of Proposal: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment net 30 days unless other arrangements are made in writing. 1 1/2% PER MONTH INTEREST WILL BE CHARGED on all past due accounts plus cost of collection plus attorneys fees.

 REPRESENTATIVE SIGNATURE

 DATE

 CLIENT SIGNATURE

 DATE



Town of North Yarmouth, Maine

RESOLUTION

Whereas the Municipal Officers of North Yarmouth shall continue to lead and provide services to the community;

Whereas the Municipal Officers resolve to encourage the creations of a program to ensure long term property tax stability for senior residents;

NOW, THEREFORE, BE IT RESOLVED that the Municipal Officers of North Yarmouth shall act on behalf of North Yarmouth's citizens to encourage the creations of a program to ensure long-term property tax stability for senior residents.

Approved: April 6, 2021

Steve Berry, Chairman

James Moulton, Vice Chairman

Austin Harrell

Brian Sites

David Reed

Certification

I, the undersigned, do hereby certify:

That I am the duly appointed Town Clerk of the Town of North Yarmouth and acting; and

That the above-mentioned constitutes a Resolution of the Select Board of said Town, as duly adopted at a meeting of the Select Board thereof, held on the 6th day of April 6, 2021.

IN WITNESS WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town of North Yarmouth, this ____ day of _____, 2021.

Debbie Allen Grover, Town Clerk
Town of North Yarmouth



Town of North Yarmouth, Maine

RESOLUTION

Whereas the Municipal Officers of North Yarmouth shall continue to lead and provide services to the community;

Whereas the Municipal Officers resolve to put before the residents all decisions on marijuana by referendum vote;

NOW, THEREFORE, BE IT RESOLVED that the Municipal Officers of North Yarmouth shall act on behalf of North Yarmouth's citizens to put before the residents all decisions on marijuana by referendum vote.

Approved: April 6, 2021

Steve Berry, Chairman

James Moulton, Vice Chairman

Austin Harrell

Brian Sites

David Reed

Certification

I, the undersigned, do hereby certify:

That I am the duly appointed Town Clerk of the Town of North Yarmouth and acting; and

That the above-mentioned constitutes a Resolution of the Select Board of said Town, as duly adopted at a meeting of the Select Board thereof, held on the 6th day of April 6, 2021.

IN WITNESS WHEREOF, I have hereunto subscribed by name and affixed the seal of said Town of North Yarmouth, this ____ day of _____, 2021.

Debbie Allen Grover, Town Clerk
Town of North Yarmouth

April 6, 2021

Agenda - Section VII. Accounts Payable

Item(s):

- *Move to approve accounts payable warrants 40, 41, 42, and 43 in the amount of \$202,308.99, as presented for FY21. Second, discussion and vote follow.*