TOWN OF KENNEBUNKPORT, MAINE

– INCORPORATED 1653 –

Board of Selectmen Agenda
Village Fire Station- 32 North Street
October 11, 2018 – 6:00 PM

1. Call to Order.

2. Approve the September 11 (PM meeting), and 27, 2018, selectmen meeting minutes.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

4. Present Spirit of America Award to Suzanne Stohlman and Michael Tarabilda.

5. Consider appointments to the Housing Trust.

6. Adopt the Resolution of Intent to Reimburse Expenditures to Acquire Certain Parcels of Land with Proceeds of Tax-Exempt Bonds.

7. Approve supplemental sewer bill for 57 Wildes District Road.

8. Award the bid for the 2018 sidewalk tractor.

9. Approve street opening permit for Peter and Cynthia Gutermann, 162 Kings Highway, Map 33, Block 3, Lot 15, to install underground power to their house.

10. Accept a $2,000 donation from the William J.J. Gordon Family Foundation to the public health department with $1,500 designated for the fuel account and $500 designated for the food account.

11. Other business.

12. Approve the October 11, 2018, Treasurer's Warrant.

13. Adjournment.

6 Elm Street, P.O. Box 566, Kennebunkport, Maine 04046
Tel: (207) 967-4243 Fax: (207) 967-8470

Agenda Item Divider

Joint
Board of Selectmen and Budget Board Meeting
Village Fire Station, 32 North Street
September 11, 2018 – 7:30 PM

Minutes of the Selectmen's Meeting of September 11, 2018

Selectmen Attending: Stuart Barwise, Patrick Briggs, Allen Daggett, Edward Hutchins, Sheila Matthews-Bull

Others: Ted Baker, Barbara Barwise, Doug Dicey, Werner Gilliam, Ki Leffler, Leo Martin, Grace Adams, Dan Beard, David Powell, Michelle Powell, Laurie Smith

1. Call to Order.

Chair Hutchins called the meeting to order at 7:30 PM.

Budget Board Chair Barbara Barwise called the Budget Board Meeting to order.

2. Consider Warrant Article for Special Town Meeting.

The Budget Board and Board of Selectmen discussed the Warrant Article.

Motion by Selectman Barwise, seconded by Selectman Daggett, to place the following on the Special Town Meeting Warrant: to authorize the purchase and sale of CDMK property comprised of 85+/- acres identified on the Kennebunkport tax maps as: map 12, block 5, lot 21; map 12, block 5, lot 21A; and map 12, block 5, lot 22; and to finance this purchase by authorizing the issuance of general obligation bonds or notes in the amount not to exceed $10 million, and to appropriate up to $100,000.00 from the undesignated fund balance to cover necessary legal and closing costs. **Vote**: 5-0.

3. Adjournment.

Budget Board Chair Barwise, adjourned the Budget Board Meeting.

Motion by Selectman Barwise, seconded by Selectman Briggs, to adjourn. **Vote**: 5-0.

The meeting adjourned at 8:03 PM

Submitted by Laurie A. Smith
Town Manager

Board of Selectmen Meeting
Village Fire Station – 32 North Street
September 27, 2018 – 6:00 PM

Minutes of the Selectmen's Meeting of September 27, 2018

Selectmen Attending: Stuart Barwise, Allen Daggett, Edward W. Hutchins, and Sheila Matthews-Bull

Selectman Absent: Patrick A. Briggs

Others: Michael Claus, Joe Cuetere, Werner Gilliam, Alison Kenneway, Marc LaFlamme, Jennifer Lord, Arlene McMurray, Dan Place, David Powell, Craig Sanford, Chris Simeoni, Laurie Smith

1. Call to Order.

Chair Hutchins called the meeting to order at 6 PM.

2. Approve the September 11 (AM meeting), and 13, 2018, selectmen meeting minutes.

Motion by Selectman Daggett, seconded by Selectman Matthews-Bull, to approve the September 11, 2018, morning meeting minutes. **Vote**: 4-0.

Motion by Selectman Daggett, seconded by Selectman Matthews-Bull, to approve the September 13, 2018, morning minutes. **Vote**: 4-0.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

There were no comments.

4. Public Hearing to adopt the MMA Model Ordinance GA Appendices A to D for the period of October 1, 2018 – September 30, 2019.

Motion by Selectman Barwise, seconded by Selectman Daggett, to open the public hearing to adopt the MMA Model Ordinance GA Appendices A to D for the period of October 1, 2018 – September 30, 2019. **Vote**: 4-0.

Chair Hutchins opened the public hearing at 6:01 PM.

General Assistant Director Alison Kenneway explained the GA Ordinance Maximums.

Chair Hutchins closed the public hearing at 6:04 PM.

Motion by Selectman Matthews-Bull, seconded by Selectman Hutchins, to adopt the MMA Model Ordinance GA Appendices A to D for the period of October 1, 2018 – September 30, 2019. **Vote**: 4-0.

5. Police Presentation of Life Saving Awards and retirement recognition.

Police Chief Craig Sanford presented a Life Saving Award to Chris Simeoni and Marc Laflamme. He said they both saved a life on two separate occasions. He also congratulated Simeoni on his retirement from the Kennebunkport Police Department after 20 years and presented him with a plaque. He was sorry to see him leave the department, but happy he will continue to work for the town in another capacity.

Simeoni thanked everyone and explained that his decision to leave the police force was to have more time to spend with his family.

Chief Sanford also welcomed Dan Place back to the department.

6. Recertify the Wireless Telecommunications Ordinance for the November 6 election.

Town Clerk Tracey O'Roak reported that this Ordinance was required by the Administrative Code to be recertified because some sections were missing when it was initially certified. (See Exhibit A)

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to recertify the Wireless Telecommunications Ordinance for the November 6 election. **Vote**: 4-0.

7. Consider purchase and sale agreement for property located at Tax Map 12, Block 5, Lot 21; Map 12, Block 5, Lot 21A; and Map 12, Block 5, Lot 22.

Motion by Selectman Barwise, seconded by Selectman Daggett, to sign the purchase and sales agreement for property located at Tax Map 12, Block 5, Lot 21; Map 12, Block 5, Lot 21A; and Map 12, Block 5, Lot 22. **Vote**: 4-0.

Chair Hutchins mentioned that the public will have input on what this property will be used for.

8. Authorize the town manager to execute all necessary documents for real estate closing regarding Tax Map 12, Block 5, Lot 21, Map 12, Block 5, Lot 21A; and Map 12, Block 5, Lot 22.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to authorize the town manager to execute all necessary documents for real estate closing regarding Tax Map 12, Block 5, Lot 21, Map 12, Block 5, Lot 21A; and Map 12, Block 5, Lot 22. **Vote:** 4-0.

9. Authorize bond resolution to issue up to $10,000,000 in Bonds to acquire certain parcels of land.

Motion by Selectman Barwise, I move that the resolution entitled, "Resolution to Authorize Town of Kennebunkport to issue up to $10,000,000 in Bonds to Acquire Certain Parcels of Land," be adopted in form presented to this meeting and that an attested copy of said Resolution be filed with the minutes of this meeting. Seconded by Selectman Daggett. **Vote**: 4-0. (See Exhibit B).

10. Award bid for bond anticipation note.

Motion by Selectman Barwise, seconded by Selectman Daggett, to award the bid for the bond anticipation note to Norway Savings Bank with the discretion of the Town Manager and Treasurer to determine the term limits. **Vote**: 4-0.

11. Presentation by Joe Cuetera, Financial Advisor of Moors & Cabot regarding bonding options.

Joe Cuetera presented the attached PowerPoint presentation (See Exhibit C).

Motion by Selectman Daggett, seconded by Selectman Barwise, to authorize the Town Manager to hire Joe Cuetera to handle the bond sale. **Vote**: 4-0.

12. Award bid for ¾ ton truck.

Deputy Director of Public Works Chris Simeoni announced he solicited bids from five vendors and received two responses:

Key Ford	$27,277
Yankee Ford	$27,973

He recommends awarding the bid to Key Ford. He will purchase the truck with proceeds from the backhoe sale.

Motion by Selectman Barwise, seconded by Selectman Daggett, to award the bid for the ¾ ton truck to Key Ford at a cost of $27,277. **Vote**: 4-0.

13. Award purchase of fuel pumps for public works facility.

Public Works Director Michael Claus reported that he received two quotes for fuel pumps replacement:

Portland Pump	$10,353.19
Adam & Fogg Oil Equipment Company	$11,605.00

Mr. Claus said he does not know of any other dealers in Maine who can service both the pumps and their fueling key system. He recommends awarding the bid to Portland Pump Company.

Motion by Selectman Daggett, seconded by Selectman Barwise, to award the bid for the replacement fuel pumps to Portland Pump Company at a cost of $10, 353.19. **Vote:** 4-0.

14. Set public hearing date for the November 6 election for October 25.

Motion by Selectman Matthews-Bull, seconded by Selectman Daggett, to set the public hearing date for the November 6 election for October 25. **Vote**: 4-0.

15. Other business.

There was no other business.

16. Approve the September 27, 2018, Treasurer's Warrant.

Motion by Selectman Daggett, seconded by Selectman Matthews-Bull, to approve the September 27, 2018, Treasurer's Warrant. **Vote**: 4-0.

17. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to adjourn. **Vote**: 4-0.

The meeting adjourned at 6:50 PM.

Submitted by Arlene McMurray
Administrative Assistant

(6) EXHIBIT A - 9-27-2018

RE-CERTIFICATION OF PROPOSED REVISIONS TO WIRELESS TELECOMMUNICATIONS ORDINANCE AND ORDER

The municipal officers of the Town of Kennebunkport hereby re-certify to the municipal clerk of the Town of Kennebunkport pursuant to 30-A M.R.S. § 3002 that attached hereto is a true copy of the proposed revisions to the ordinance entitled "Wireless Telecommunications Ordinance" (the "Revised Ordinance"), to be voted on at a town meeting of the Town of Kennebunkport on November 6, 2018 under the article, "Shall an ordinance entitled 'Wireless Telecommunications Ordinance' be revised?"

It was recently brought to our attention that there were five missing sections in the original certified ordinance. Those sections were always intended to be included in the original proposal but were inadvertently omitted. We are re-certifying in order to meet the requirements of the Administrative Code. As further clarification, the new definitions proposed for the Land Use Ordinance will also be included in the Telecommunications Ordinance.

It is further Ordered, pursuant to 30-A M.R.S. § 3002(1) that the municipal clerk shall keep this certified copy as a public record and shall make copies of the Revised Ordinance available for distribution to the voters of the Town of Kennebunkport from the time of this certification. Copies of the Revised Ordinance shall also be attested by the Town Clerk and posted in the same manner as the warrant calling said town meeting and shall be made available to the voters at said town meeting.

Dated: September 27, 2018

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_____

A majority of the municipal officers of the
Town of Kennebunkport

A true copy of the proposed revisions to the Ordinance entitled, "Wireless Telecommunications Ordinance" is attached hereto.

Attest: _____
Tracey O'Roak, Town Clerk
Town of Kennebunkport

Wireless Telecommunications Ordinance PROPOSED AMENDMENT

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- Section 15: Effective Date

Section 1. Title

This Ordinance shall be known and cited as the "Wireless Telecommunications Facilities Siting Ordinance" of Kennebunkport, Maine (hereinafter referred to as the "ordinance").

Section 2. Authority

This ordinance is adopted pursuant to the enabling provisions of Article VIII, Part 2, Section 1 of the Maine Constitution; the provisions of Title 30-A M.R.S.A., Section 3001 (Home Rule), and the provisions of the Planning and Land Use Regulation Act, Title 30-A M.R.S.A., Section 4312 et seq.

Section 3. Purpose

The purpose of this ordinance is to provide a process and a set of standards for the construction of wireless telecommunications facilities in order to:

- Implement a municipal policy concerning the provision of wireless telecommunications services, and the siting of their facilities;
- Establish clear guidelines, standards and time frames for the exercise of municipal authority to regulate wireless telecommunications facilities;
- Allow competition in telecommunications service;
- Encourage the provision of advanced telecommunications services to the largest number of businesses, institutions and residents of Kennebunkport;
- Permit and manage reasonable access to the public rights of way of Kennebunkport for telecommunications purposes on a competitively neutral basis;
- Ensure that all telecommunications carriers providing facilities or services within Kennebunkport comply with the ordinances of Kennebunkport;
- Ensure that Kennebunkport can continue to fairly and responsibly protect the public health, safety and welfare;
- Encourage the colocation of wireless telecommunications facilities and alternative technologies, thus helping to minimize adverse visual impacts on the community;
- Enable Kennebunkport to discharge its public trust consistent with rapidly evolving federal and state regulatory policies, industry competition and technological development;
- Further the goals and policies of the comprehensive plan, while promoting orderly development of the town with minimal impacts on existing uses; ~~and~~
- Protect the scenic and visual character of the community; and
- Comply with the 2012 Spectrum Act and the Telecommunications Act of 1996 as each is amended.~~.~~

Section 4. Applicability

This local land use ordinance applies to all construction and expansion of wireless telecommunications facilities, except as provided in section 4.1.

4.1 Exemptions: The following are exempt from the provisions of this ordinance:

A. ***Emergency Wireless Telecommunications Facility.*** Wireless communication facilities for emergency communications by public officials or any municipal or quasi-municipal organization currently served by the Town of Kennebunkports Communications Department including, without limitation, the KK&W Water District and colocation by any person or firm, public or private, on any tower owned or operated by the KK&W Water District provided colocation by any private person or firm shall be subject to site plan approval by the Planning Board in addition to other applicable provisions of this ordinance.
B. ***Amateur (ham) radio stations***. Amateur (ham) radio stations licensed by the Federal Communications Commission (FCC).
C. ***Parabolic antenna***. Parabolic Antennas less than seven (7) feet in diameter, that are an accessory use of the property.
D. ***Maintenance or repair***. Maintenance, repair or reconstruction of a wireless telecommunications facility and related equipment, provided that there is no change in the height or any other dimension of the facility.
E. ***Temporary wireless telecommunications facility.*** Temporary wireless telecommunications facility, in operation for a maximum period of one hundred eighty (180) days.
~~F. ***Antennas as Accessory Uses.*** An antenna that is an accessory use to a residential dwelling unit.~~

Section 5. Review and Approval Authority

5.1 Approval Required: No person shall construct or expand a wireless telecommunication facility without approval of the Code Enforcement Officer (CEO) or the Planning Board as follows:

A. ***Expansion of an Existing Facility and Colocation***. Approval by the CEO and issuance of a building permit is required for (1) any expansion of an existing wireless telecommunications facility that increases the height of the facility by no more than 20 feet; (2) accessory use of an existing wireless telecommunications facility; ~~or~~ (3) collocation on an existing wireless telecommunications facility or alternative tower structure; or (4) installation of small cell facilities on existing utility poles.
B. ***New Construction***. Approval of the Planning Board and issuance of a building permit is required for construction of all~~a~~ new wireless telecommunications facilit~~y~~ies; and any expansions or substantial modifications of ~~an~~ existing wireless telecommunications facilit~~y~~ies such as, but not limited to, ~~that~~

increases in the height of the facility by more than 20 feet or new disturbed area or equipment cabinets outside the area occupied by the existing facility.

5.2 Approval Authority

In accordance with Section 5.1 above, the CEO or Planning Board shall review applications for wireless telecommunications facilities, and make written findings on whether the proposed facility complies with this Ordinance.

Section 6. Approval Process

6.1 Pre-Application Conference: All persons seeking approval of the CEO or the Planning Board under this ordinance shall meet with the CEO no less than thirty (30) days before filing an application. At this meeting, the CEO shall explain to the applicant the ordinance provisions, as well as application forms and submissions that will be required under this ordinance.

6.2 Application: All persons seeking approval of the CEO or the Planning Board under this ordinance shall submit an application as provided below. The CEO shall be responsible for ensuring that notice of the application has been published in a newspaper of general circulation in the community.

A. ***Application for CEO Approval.*** Applications for permit approval by the CEO must include the following materials and information:
   1. Documentation of the applicants right, title, or interest in the property where the facility is to be sited, including name and address of the property owner and the applicant.
   2. A copy of the FCC license for the facility or a signed statement from the owner or operator of the facility attesting that the facility complies with current FCC regulations.
   3. Identification of districts, sites, buildings, structures or objects, significant in American history, architecture, archaeology, engineering or culture, that are listed, or eligible for listing, in the National Register of Historic Places (see 16 U.S.C. 470w(5); 36 CFR 60 and 800).
   4. Location map and elevation drawings of the proposed facility and any other proposed structures, showing color, and identifying structural materials.

   ~~4.~~5. For a proposed small cell facility: (a) name and address of the owner(s) of the utility pole; (b) utility pole number; (c) address of nearest property; and (d) structural analysis, signed by a Maine registered professional engineer, attesting to the ability~~integrity~~ of the utility pole to support the small cell facility without any impact to the structural integrity of the utility pole or network of poles.

   ~~5.~~6. For proposed expansion of an existing facility, a signed statement that commits the owner of the facility, and his or her successors in interest, to:

1. respond in a timely, comprehensive manner to a request for information from a potential colocation applicant, in exchange for a reasonable fee not in excess of the actual cost of preparing a response;
2. negotiate in good faith for shared use by third parties;
3. allow shared use if an applicant agrees in writing to pay reasonable charges for colocation;
4. require no more than a reasonable charge for shared use, based on community rates and generally accepted accounting principles. This charge may include but is not limited to a pro rata share of the cost of site selection, planning project administration, land costs, site design, construction and maintenance, financing, return on equity, depreciation, and all of the costs of adopting the tower or equipment to accommodate a shared user without causing electromagnetic interference.

B. ***Application for Planning Board Approval.*** An application for approval by the Planning Board must be submitted to the Code Enforcement Officer. The application must include the following information:

1. Documentation of the applicants right, title, or interest in the property on which the facility is to be sited, including name and address of the property owner and the applicant.
2. A copy of the FCC license for the facility, or a signed statement from the owner or operator of the facility attesting that the facility complies with current FCC regulations.
3. A USGS 7.5 minute topographic map showing the location of all structures and wireless telecommunications facilities above 150 feet in height above ground level, except antennas located on roof tops, within a five (5) mile radius of the proposed facility, unless this information has been previously made available to the Town. This requirement may be met by submitting current information (within thirty days of the date the application is filed) from the FCC Tower Registration Database.
4. A site plan:
    1. prepared and certified by a Maine registered professional engineer ~~registered in Maine~~ indicating the location, type, and height of the proposed facility, antenna capacity, on-site and abutting off-site land uses, means of access, setbacks from property lines, and all applicable American National Standards Institute (ANSI) technical and structural codes;
    2. certification by the applicant that the proposed facility complies with all FCC standards for radio frequency emissions is required; and
    3. a boundary survey for the project performed by a land surveyor licensed by the State of Maine.
5. A scenic assessment, consisting of the following:

1. Elevation drawings of the proposed facility, and any other proposed structures, showing height above ground level;
2. A landscaping plan indicating the proposed placement of the facility on the site; location of existing structures, trees, and other significant site features; the type and location of plants proposed to screen the facility; the method of fencing, the color of the structure, and the proposed lighting method.
3. Photo simulations of the proposed facility taken from perspectives determined by the Planning Board, or their designee, during the pre-application conference. Each photo must be labeled with the line of sight, elevation, and with the date taken imprinted on the photograph. The photos must show the color of the facility and method of screening.
4. A narrative discussing:
    i. the extent to which the proposed facility would be visible from or within a designated scenic resource,
    ii. the tree line elevation of vegetation within 100 feet of the facility, and
    iii. the distance to the proposed facility from the designated scenic resources noted viewpoints.

6. A written description of how the proposed facility fits into the applicants telecommunications network. This submission requirement does not require disclosure of confidential business information.
7. Evidence demonstrating that no existing building, site, or structure can accommodate the applicants proposed facility, the evidence for which may consist of any one or more of the following:
    1. Evidence that no existing facilities are located within the targeted market coverage area as required to meet the applicants engineering requirements,
    2. Evidence that existing facilities do not have sufficient height or cannot be increased in height at a reasonable cost to meet the applicants engineering requirements,
    3. Evidence that existing facilities do not have sufficient structural strength to support applicants proposed antenna and related equipment. Specifically:

        i. Planned, necessary equipment would exceed the structural capacity of the existing facility, considering the existing and planned use of those facilities, and these existing facilities cannot be reinforced to accommodate the new equipment.
        ii. The applicants proposed antenna or equipment would cause electromagnetic interference with the antenna on the existing towers or structures, or the antenna or equipment on the existing facility would cause interference with the applicants proposed antenna.

iii. Existing or approved facilities do not have space on which planned equipment can be placed so it can function effectively.

4. For facilities existing prior to the effective date of this ordinance, the fees, costs, or contractual provisions required by the owner in order to share or adapt an existing facility are unreasonable. Costs exceeding the pro rata share of a new facility development are presumed to be unreasonable. This evidence shall also be satisfactory for a tower built after the passage of this ordinance;
5. Evidence that the applicant has made diligent good faith efforts to negotiate colocation on an existing facility, building, or structure, and has been denied access.

8. Identification of districts, sites, buildings, structures or objects, significant in American history, architecture, archaeology, engineering or culture, that are listed, or eligible for listing, in the National Register of Historic Places (see 16 U.S.C. 470w(5); 36 CFR 60 and 800).
9. A signed statement stating that the owner of the wireless telecommunications facility and his or her successors and assigns agree to :
    1. respond in a timely, comprehensive manner to a request for information from a potential colocation applicant, in exchange for a reasonable fee not in excess of the actual cost of preparing a response;
    2. negotiate in good faith for shared use of the wireless telecommunications facility by third parties;
    3. allow shared use of the wireless telecommunications facility if an applicant agrees in writing to pay reasonable charges for colocation;
    4. require no more than a reasonable charge for shared use, based on community rates and generally accepted accounting principles. This charge may include but is not limited to a pro rata share of the cost of site selection, planning project administration, land costs, site design, construction, financing, return on equity, depreciation, and all of the costs of adapting the tower or equipment to accommodate a shared user without causing electromagnetic interference. The amortization of the above costs by the facility owner shall be accomplished at a reasonable rate, over the useful life span of the facility.
10. A form of surety approved by the Planning Board to pay for the costs of removing the facility if it is abandoned.
11. Evidence that a notice of the application has been published in a local newspaper of general circulation in the community.

6.3 Submission Waiver: The CEO or Planning Board, as appropriate, may waive any of the submission requirements based upon a written request of the applicant submitted at the time of application. A waiver of any submission requirement may be granted only

if the CEO or Planning Board finds in writing that due to special circumstances of the application, the information is not required to determine compliance with the standards of this Ordinance.

6.4 Fees:

~~A.~~ ***CEO Application Fee***. An application for CEO approval shall include payment of an application fee as determined annually by the Board of Selectmen. ~~of $250.~~ The application shall not be considered complete until this fee is paid. ~~The applicant is entitled to a refund of the application fee if the application is withdrawn within fifteen (15) days of date of filing, less all expenses incurred by the Town to review the application.~~

~~B.~~ ***Planning Board Application Fee***. An application for Planning Board approval shall include payment of an application fee as determined annually by the Board of Selectmen. ~~of $500~~. The application shall not be considered complete until this fee is paid. ~~An applicant is entitled to a refund of the application portion of fee if the application is withdrawn within fifteen (15) days of date of filing, less all expenses incurred by the Town to review the application.~~

C. ***Planning Board Review Fee***. An applicant for approval by the Planning Board shall pay all reasonable and customary fees incurred by the Town that are necessary to review the application, including, without limitation, independent engineering, planning, legal or similar professional consulting services. Such review fee shall be assessed for the privilege of review and shall be payable without regard to consultation results or the outcome of the application. The review fee shall be paid in full prior to the start of construction. No building permit may be issued until all review fees have been paid in full.

That portion of the review fee not used shall be returned to the applicant within ~~fourteen (14) days~~ a reasonable period time after ~~of~~ the Planning Boards decision,once it has been determined that all associated costs have been paid.~~.~~

6.5 Notice of Complete Application: Upon receipt of an application, the CEO shall provide the applicant with a dated receipt. Within five (5) working days of receipt of an application the CEO shall review the application and determine if the application meets the submission requirements. The CEO or Planning Board, as appropriate, shall review any requests for a waiver from the submission requirements and shall act on these requests prior to determining the completeness of the application.

If the application is complete, the CEO shall notify the applicant in writing of this determination and require the applicant to provide a sufficient number of copies of the application to the Planning Board, Code Enforcement Office, Police Department and Fire Department.

If the application is incomplete, the CEO shall notify the applicant in writing, specifying the additional materials or information required to complete the application.

If the application is deemed to be complete, and requires Planning Board review, the CEO shall notify all abutters to the site as shown on the Assessors records, by first-class mail, that an application has been accepted. This notice shall contain a brief description of the proposed activity and the name of the applicant, give the location of a copy of the application available for inspection, and provide the date, time, and place of the Planning Board meeting at which the application will be considered. Failure on the part of any abutter to receive such notice shall not be grounds for delay of any consideration of the application nor denial of the project.

6.6 Public Hearing: For applications for Planning Board approval under Section 5.1(B), a public hearing shall be held within 30 days of the notice of the complete application.

6.7 ~~6.7~~ Approval:

A. ***CEO Approval.*** Within thirty (30) days of receiving a complete application for approval under section 5.1(A), the CEO shall approve, approve with conditions, or deny the application in writing, together with the findings on which that decision is based. With the exception of applications for installation of a small cell facility, ~~T~~the CEO shall approve the application if the CEO finds that the application complies with the provisions in Section 7.1 of this ordinance.

For a small cell facility, the CEO shall approve the application if the CEO finds the following:

(a) the small cell facility does not interfere with the safety and convenience of travel over the public right of way; other existing uses of the utility right of way, and shall not interfere with municipal emergency service communication equipment;

B. (b) the small cell facility is not located within fifty (50) feet of a residence or sensitive population (including but not limited to schools, hospitals, nursing facilities etc.) If a small cell facility is proposed to be located within fifty (50) feet of a residence or sensitive population then the approval process outlined in 6.7D Planning Board Approval shall be followed.

~~(b);~~
(c) The small cell facility is camouflaged such that it is visually unobtrusive as compared to the preexisting condition of the utility pole or nearby utility poles, including color and scale;
(d) The dimensions of the antenna does not exceed three (3) feet in height or two (e2) feet in width and associated equipment has a maximum square footage of ten (10) square feet and height of two (2) feet;
(e) No part of the small cell facility projects from the utility pole further than four (4) feet from its existing height and two (2) feet from its existing width

C. The small cell facility is proposed by a licensed provided who agrees to comply with all local ordinance, state and federal laws;

A. The entity seeking approval for the small cell facility submits a written commitment to notify the Town within thirty days of cessation of use of the facility and to remove that facility within ninety (90) days of termination of use.

The CEO shall notify all abutters of the decision to issue a permit under this section. The time period may be extended upon agreement between the applicant and the CEO.

B.D. ***Planning Board Approval.*** Within ninety (90) days of receiving a complete application for approval under section 5.1(BA) or one hundred fifty (150) days of receiving a complete application for approval under section 5.1(B), the Planning Board shall approve, approve with conditions, or deny the application in writing, together with the findings on which that decision is based. However, if the Planning Board has a waiting list of applications that would prevent the Planning Board from making a decision within the required ninety (90) day time period, then a decision on the application shall be issued within sixty (60) days of the public hearing, if necessary, or within 60 days of the completed Planning Board review. This time period may be extended upon agreement between the applicant and the Planning Board.

6.8 Building Permit Required: No wireless telecommunications facility shall be constructed or expanded without a building permit therefore issued by the CEO.

6.9 Zoning: Notwithstanding any provision in any municipal ordinance to the contrary, small cell facilities and colocated wireless telecommunications facilities or antennas installed on alternative tower structures shall be a permitted use in all zoning districts.

Section 7. Standards of Review

To obtain approval from the CEO or the Planning Board, an application must comply with the standards in this section.

7.1 CEO Approval Standards: An application for approval by the CEO under Section 5.1(A) must meet the following standards.

A. The proposed facility is an expansion, accessory use, or colocation to a conforming structure legally existing at the time the application is submitted.
B. The applicant has sufficient right, title, or interest to locate the proposed facility on the existing structure.
C. The proposed facility increases the height of the existing structure by no more than twenty (20) feet.
D. The proposed facility will be constructed with materials and colors that match or blend with the surrounding natural or built environment, to the maximum extent practicable.

E. The proposed facility, to the greatest degree practicable, shall have no unreasonable adverse impact upon districts, sites, buildings, structures or objects, significant in American history, architecture, archaeology, engineering or culture, that are listed, or eligible for listing, in the National Register of Historic Places (see 16 U.S.C. 470w(5); 36 CFR 60 and 800).

7.2 Planning Board Approval Standards: An application for approval by the Planning Board under Section 5.1(B) must meet the following standards.

A. ***Location***. New wireless telecommunications facilities installed on new towers may be permitted only in the following district as designated in the Kennebunkport Zoning Ordinance: Free Enterprise Zone.

B. ***Siting on Municipal Property***. If an applicant proposes to locate a new wireless telecommunications facility, or expand an existing facility on Town property, the applicant must show the following:
   1. The proposed location complies with applicable municipal policies and ordinances.
   2. The proposed facility will not interfere with the intended purpose of the property.
   3. The applicant has adequate liability insurance and a lease agreement with the Town that includes reasonable compensation for the use of the property and other provisions to safeguard the public rights and interests in the property.

C. ***Design for Colocation***. A new wireless telecommunications facility and related equipment must be designated and constructed to accommodate expansion for future colocation of at least three additional wireless telecommunications facilities or providers. However, the Planning Board may waive or modify this standard where the district height limitation effectively prevents future colocation.

D. ***Height***. A new wireless telecommunications facility must be no more than 200 feet in height.

E. ***Setbacks***. A new or expanded wireless telecommunications facility must comply with the set back requirements for the zoning district in which it is located, or be set back one hundred five percent (105%) of its height from all property lines, whichever is greater. The setback may be satisfied by including the areas outside the property boundaries if secured by an easement. The following exemptions apply:

   1. The setback may be reduced by the Planning Board upon a showing by the applicant that the facility is designed to collapse in a manner that will not harm other property.
   2. An antenna is exempt from the setback requirement if it extends no more than five (5) feet horizontally from the edge of the structure to which it is attached, and it does not encroach upon an abutting property.

~~2.~~3. This setback does not apply to the installation of colocated wireless telecommunication facilities or small cell facilities on alternative tower structures.

F. ***Landscaping***. A new wireless telecommunications facility and related equipment must be screened with plants from view by abutting properties, to the maximum extent practicable. Existing plants and natural land forms on the site shall also be preserved to the maximum extent practicable.

G. ***Fencing***. A new wireless telecommunications facility must be fenced to discourage trespass on the facility and to discourage climbing on any structure by trespassers.

H. ***Lighting***. A new wireless telecommunications facility must be illuminated only as necessary to comply with FAA or other applicable state and federal requirements. However, security lighting may be used as long as it is shielded to be down-directional to retain light within the boundaries of the site, to the maximum extent practicable.

I. ***Color and Materials***. A new wireless telecommunications facility must be constructed with materials and colors that match or blend with the surrounding natural or built environment, to the maximum extent~~d~~ practicable. Unless otherwise required, muted colors, earth tones, and subdued hues shall be used.

J. ***Structural Standards***. A new wireless telecommunications facility must comply with the current Electronic Industries Association/Telecommunications Industries Association (EIA/TIA) 222 Revision Standard entitled "Structural Standards for Steel Antenna Towers and Antenna Supporting Structures."

K. ***Visual Impact***. The proposed wireless telecommunications facility will have no unreasonable adverse impact upon designated scenic resources within the Town, as identified either in the Towns Comprehensive Plan, or by a State or federal agency.

1. In determining the potential unreasonable adverse impact of the proposed facility upon the designated scenic resources, the Planning Board shall consider the following factors:
    1. The extent to which the proposed wireless telecommunications facility is visible above tree line, from the viewpoint(s) of the impacted designated scenic resource;
    2. The type, number, height, and proximity of existing structures and features, and background features within the same line of sight as the proposed facility;
    3. The extent to which the proposed wireless telecommunications facility would be visible from the viewpoint(s);
    4. The amount of vegetative screening;
    5. The distance of the proposed facility from the viewpoint and the ~~facilitys~~ facility's location within the designated scenic resource; and
    6. The presence of reasonable alternatives that allow the facility to function consistently with its purpose.

L. ***Noise***. During construction, repair, or replacement, operation of a back-up power generator at any time during a power failure, and testing of a back-up generator between 8 a.m. and 9 p.m. is exempt from existing municipal noise standards.

M. ***Historic & Archaeological Properties***. The proposed facility, to the greatest degree practicable, will have no unreasonable adverse impact upon a historic district, site or structure which is currently listed on or eligible for listing on the National Register of Historic Places.

7.3 Standard Conditions of Approval: The following standard conditions of approval shall be a part of any approval or conditional approval issued by the CEO or Planning Board. Where necessary to ensure that an approved project meets the criteria of this ordinance, the Planning Board can impose additional conditions of approval. Reference to the conditions of approval shall be clearly noted on the final approved site plan, and shall include:

1. The owner of the wireless telecommunications facility and his or her successors and assigns agree to:
    1. respond in a timely, comprehensive manner to a request for information from a potential colocation applicant, in exchange for a reasonable fee not in excess of the actual cost of preparing a response;
    2. negotiate in good faith for shared use of the wireless telecommunications facility by third parties;
    3. allow shared use of the wireless telecommunications facility if an applicant agrees in writing to pay reasonable charges for colocation;
    4. require no more than a reasonable charge for shared use of the wireless telecommunications facility, based on community rates and generally accepted accounting principles. This charge may include, but is not limited to, a pro rata share of the cost of site selection, planning project administration, land costs, site design, construction and maintenance, financing, return on equity, depreciation, and all of the costs of adapting the tower or equipment to accommodate a shared user without causing electromagnetic interference. The amortization of the above costs by the facility owner shall be accomplished at a reasonable rate, over the life span of the useful life of the wireless telecommunications facility.
2. Upon request by the Town, the applicant shall certify compliance with all applicable FCC radio frequency emissions regulations.

Section 8. Amendment to an Approved Application

Any changes to an approved application must be approved by the CEO or the Planning Board, in accordance with Section 5.

Section 9. Abandonment

A wireless telecommunications facility that is not operated for a continuous period of twelve (12) months shall be considered abandoned. The CEO shall notify the owner of an abandoned facility in writing and order the removal of the facility within ninety (90) days of receipt of the written notice. The owner of the facility shall have thirty (30) days from the receipt of the notice to demonstrate to the CEO that the facility has not been abandoned.

If the Owner fails to show that the facility is in active operation, the owner shall have sixty (60) days to remove the facility. If the facility is not removed within this time period, the Town may remove the facility at the owner's expense. The owner of the facility shall pay all site reclamation costs deemed necessary and reasonable to return the site to its pre-construction condition, including the removal of roads, and reestablishment of vegetation.

If a surety has been given to the Town for removal of the facility, the owner of the facility may apply to the Planning Board for release of the surety when the facility and related equipment are removed to the satisfaction of the Planning Board.

Section 10. Appeals

Any person aggrieved by a decision of the CEO or the Planning Board under this ordinance may appeal the decision to the Board of Appeals as an administrative appeal under the Zoning Ordinance. Written notice of an appeal must be filed with the Board of Appeals within thirty (30) days of the decision. The notice of appeal shall clearly state the reasons for the appeal.

Section 11. Administration and Enforcement

The CEO, as appointed through either the Zoning Ordinance or by the Board of Selectmen or Town or City Council, shall enforce this ordinance. If the CEO finds that any provision of this ordinance has been violated, the CEO shall notify in writing the person responsible for such violation, indicating the nature of the violation, and ordering the action necessary to correct it. The CEO shall order correction of the violation and may take any other legal action to ensure compliance with this ordinance.

The Board of Selectmen, or its authorized agent, is authorized to enter into administrative consent agreements for the purpose of eliminating violations of this ordinance and recovering fines without court action. Such agreements shall not allow a violation of this ordinance to continue unless: (a) there is clear and convincing evidence that the violation occurred as a direct result of erroneous advice given by an authorized municipal official upon which the applicant reasonably relied to its detriment; (b) there is no evidence that the owner acted in bad faith; and (c) the removal of the violation will result in a threat to public health and safety or substantial environmental damage.

Section 12. Penalties

Any person who owns or controls any building or property that violates this ordinance shall be fined in accordance with Title 30-A M.R.S.A. Section 4452. Each day such violation continues after notification by the CEO shall constitute a separate offense.

Section 13. Conflict and Severability

13.1 Conflicts with other Ordinances

Whenever a provision of this ordinance conflicts with or is inconsistent with another provision of this ordinance or of any other ordinance, regulation, or statute, the more restrictive provision shall apply.

13.2 Severability

The invalidity of any part of this ordinance shall not invalidate any other part of this ordinance.

Section 14. Definitions

The terms used in this ordinance shall have the following meanings:

"Alternative Tower Structure" Clock towers, bell steeples, light poles, water towers, electrical transmission line towers, smokestacks, existing buildings, and similar mounting structures that camouflage, or conceal the presence of an Antenna(s).

~~**"Antenna"** means any system of poles, panels, rods, reflecting discs or similar devices used for the transmission or reception of radio or electromagnetic frequency signals.~~

"Antenna/Antenna Array" A system of one or more rods, panels, discs or similar devices used for the transmission or reception of radio frequency signals. These include, but are not limited to, omnidirectional antennas (whips or rods), directional antennas (panels) and parabolic antennas (dish or disc).

"Antenna Height" means the vertical distance measured from the base of the antenna support structure at grade to the highest point of the structure, even if said highest point is an antenna. Measurement of tower height shall include antenna, base pad, and other appurtenances and shall be measured from the finished grade of the facility site. If the support structure is on a sloped grade, then the average between the highest and lowest grades shall be used in calculating the antenna height.

"Colocation" means the use of a wireless telecommunications facility by more than one wireless telecommunications provider.

"Expansion" means the addition of antennas, towers, or other devices to an existing structure.

"FAA" means the Federal Aviation Administration, or its lawful successor.

"FCC" means the Federal Communications Commission, or its lawful successor.

"Height" means the vertical measurement from a point on the ground at the mean finish grade adjoining the foundation as calculated by averaging the highest and lowest finished grade around the building or structure, to the highest point of the building or structure. The highest point shall exclude farm building components, flagpoles, chimneys, ventilators, skylights, domes, water towers, bell towers, church spires, processing towers, tanks, bulkheads, or other building accessory features usually erected at a height greater than the main roofs of buildings.

"Historic or Archaeological Resources" means resources that are:

1. Listed individually in the National Register of Historic Places or eligible for listing on the National Register;

2. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary of the Interior to qualify as a registered historic district;

3. Individually listed on a state inventory of historic places in states with historic preservation programs approved by the Secretary of the Interior;

4. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified by Secretary of the Interior through the Maine Historic Preservation Commission; or

5. Areas identified by a governmental agency such as the Maine Historic Preservation Commission as having significant value as an historic or archaeological resource and any areas identified in the Town's Comprehensive Plan, which have been listed or are eligible to be listed on the National Register of Historic Places.

"Historic District" means a geographically definable area possessing a significant concentration, linkage or continuity of sites, buildings, structures or objects united by past events or aesthetically by plan or physical development and identified in the Town's Comprehensive Plan, which is listed or is eligible to be listed on the National Register of Historic Places. Such historic districts may also comprise individual elements separated geographically, but linked by association or history.

"Historic Landmark" means any improvement, building or structure of particular historic or architectural significance to the Town relating to its heritage, cultural, social, economic or political history, or which exemplifies historic personages or important events in local, state or national history identified in the Town's Comprehensive Plan, which have been listed or are eligible to be listed on the National Register of Historic Places.

"Line of Sight" means the direct view of the object from the designated scenic resource.

"Parabolic Antenna" (also known as a satellite dish antenna) means an antenna which is bowl-shaped, designed for the reception and or transmission of radio frequency communication signals in a specific directional pattern.

"Principal Use" means the use other than one which is wholly incidental or accessory to another use on the same premises.

"Public Recreational Facility" means a regionally or locally significant facility, as defined and identified either by State statute or in the Town's Comprehensive Plan, designed to serve the recreational needs of Kennebunkport property owners.

"Designated Scenic Resource" means that specific location, view, or corridor, as identified as a scenic resource in the Town's Comprehensive Plan or by a State or federal agency, that consists of:

1. a three dimensional area extending out from a particular viewpoint on a public way or within a public recreational area, focusing on a single object, such as a mountain, resulting in a narrow corridor, or a group of objects, such as a downtown skyline or mountain range, resulting in a panoramic view corridor; or

2. lateral terrain features such as valley sides or woodland as observed to either side of the observer, constraining the view into a narrow or particular field, as seen from a viewpoint on a public way or within a public recreational area.

"Small Cell Facility" An antenna, radio, power source and meter, disconnect switch, fiber optic cable, and supporting equipment, if any, installed on a utility pole owned by a regulated public utility and installed within the public right of way.

"Targeted Market Coverage Area" means the area which is targeted to be served by this proposed telecommunications facility.

"Unreasonable Adverse Impact" means that the proposed project would produce an end result which is:

1. excessively out-of-character with the designated scenic resources affected, including existing buildings, structures and features within the designated scenic resource, and

2. would significantly diminish the scenic value of the designated scenic resource.

"Viewpoint" means that location which is identified either in the Town's Comprehensive Plan or by a federal or State agency, and which serves as the basis for the location and determination of a particular designated scenic resource.

~~**"Wireless Telecommunications Facility" or "Facility"** means any structure, antenna, tower, or other device which provides radio/television transmission, commercial mobile wireless services, unlicensed wireless services, cellular phone services, specialized mobile radio communications (SMR), common carrier wireless exchange phone services, specialized mobile radio communications (SMR), common carrier wireless exchange access services, and personal communications services (PCS) or pager services.~~

"Wireless Telecommunications Facility" A facility that transmits, receives, distributes, provides or offers telecommunications services, radio or television signals, or any other spectrum-based transmissions/receptions, together, with the facility's associated antennas, microwave dishes, horns, cables, wires, conduits, ducts, lightning rods,

electronics and other types of equipment for the transmission, receipt, distribution or offering of such signals; wireless communication towers, antenna support structures, and other structures supporting said equipment and any attachments to those structures including guy wires and anchors, equipment buildings, generators, parking areas, utility services, driveways and roads and other accessory features.

"Wireless Telecommunications Facility—Colocated" A Wireless Telecommunications Facility that is installed on an Alternative Tower Structure instead of a new tower structure.

Section 15. Effective Date

Notwithstanding any other provision of law to the contrary, this ordinance shall become effective immediately upon passage but shall be retroactive to any application not pending within the meaning of 1 M.R.S.A. Section 302 as of August 26, 1999.

ADDITIONAL AMENDMENTS TO LAND USE ORDINANCE

Amend Article 2, Section 2.2 – Definitions as follows:

Alternative Tower Structure: Clock towers, bell steeples, light poles, water towers, electrical transmission line towers, smokestacks, existing buildings, and similar mounting structures that camouflage, or conceal the presence of an Antenna(s).

Antenna/Antenna Array: A system of one or more rods, panels, discs or similar devices used for the transmission or reception of radio frequency signals. These include, but are not limited to, omnidirectional antennas (whips or rods), directional antennas (panels) and parabolic antennas (dish or disc).

Small Cell Facility: An antenna, radio, power source and meter, disconnect switch, fiber optic cable, and supporting equipment, if any, installed on a utility pole owned by a regulated public utility and installed within the public right of way.

Wireless Telecommunications Facility: A facility that transmits, receives, distributes, provides or offers telecommunications services, radio or television signals, or any other spectrum-based transmissions/receptions, together, with the facility's associated antennas, microwave dishes, horns,

cables, wires, conduits, ducts, lightning rods, electronics and other types of equipment for the transmission, receipt, distribution or offering of such signals; wireless communication towers, antenna support structures, and other structures supporting said equipment and any attachments to those structures including guy wires and anchors, equipment buildings, generators, parking areas, utility services, driveways and roads and other accessory features.

Wireless Telecommunications Facility—Colocated: A Wireless Telecommunications Facility that is installed on an Alternative Tower Structure instead of a new tower structure.

(9) EXHIBIT B 9-27-2018

September 27, 2018

Motion: I move that the resolution entitled, "Resolution to Authorize Town of Kennebunkport to Issue up to $10,000,000 in Bonds to Acquire Certain Parcels of Land," be adopted in form presented to this meeting and that an attested copy of said Resolution be filed with the minutes of this meeting.

RESOLUTION TO AUTHORIZE TOWN OF KENNEBUNKPORT TO ISSUE UP TO $10,000,000 IN BONDS TO ACQUIRE CERTAIN PARCELS OF LAND

Whereas, at a Special Town Meeting duly called and held on September 19, 2018, the voters of the Town of Kennebunkport (the "Town") authorized the Board of Selectmen to issue general obligation bonds or notes of the Town in a principal amount not to exceed $10,000,000 to pay costs to acquire parcels of land comprising 85+/- acres and identified on the Kennebunkport Tax Maps at Map 12, Block 5, Lot 21 and Map 12, Block 5, Lot 21A, and Map 12, Block 5, Lot 22; (the "Project");

Now therefore, the Board of Selectmen hereby resolves as follows:

1. That pursuant to Special Town Meeting approval recited above and section 5772 of Title 30-A of the Maine Revised Statutes, the Treasurer of the Town is authorized to arrange for the issuance and sale of general obligation bonds and notes in anticipation thereof in an aggregate principal amount not to exceed $10,000,000.00 (the "Bonds"), which Bonds are for the purpose of financing costs of the Project, and to determine the date(s), maturity(ies), denomination(s), interest rate(s), place(s) of payment, call(s) for redemption with or without premium, form(s), and other details of the Bonds not inconsistent herewith, including execution and delivery of the Bonds against payment therefor, as she may approve;

2. That the Bonds shall be signed by the Treasurer, countersigned by a majority of the Board of Selectmen, and attested by the Town Clerk under the official seal of the Town, if applicable, and otherwise be in such form and contain such terms and provisions not inconsistent herewith, as they shall approve, their approval to be conclusively evidenced by their execution thereof, and that any signature thereon may be by facsimile to the extent permitted by law;

3. That the Bonds be issued in the name of the Town and in registered form transferable only on the registration books of the Town, which registration books may be kept by the Town or its transfer agent, upon surrender thereof with a written instrument of transfer, duly executed by the registered owner or his/her attorney duly authorized in writing;

4. That in lieu of physical certificates of any of the Bonds, the Treasurer is authorized to undertake all acts necessary to provide for the issuance and transfer of such Bonds in book-entry form pursuant to the Depository Trust Company Book-Entry Only System, as an alternative to the provisions of the preceding paragraph above regarding physical transfer, and the Treasurer is authorized and empowered to enter into a Letter of Representation or any other contract, agreement or understanding necessary or, in the

Treasurer's opinion, appropriate in order to qualify the Bonds for and participate in the Depository Trust Company Book-Entry Only System;

5. That the Treasurer, majority of the Board of Selectmen, and Clerk are authorized from time to time to execute such Bonds as may be required to provide for exchanges or transfers of Bonds authorized hereunder;

6. That the Treasurer and Town Manager, acting singly, are authorized to arrange for the sale of the Bonds at public or private sale to such parties, including the Maine Municipal Bond Bank, as the Treasurer or Town Manager determines to be in the Town's interest, to execute and deliver loan agreements and other contracts for that purpose, and to hire such financial advisors, underwriters, registrars, paying agents, transfer agents, and other consultants, if any, as the Treasurer or Town Manager deems necessary to assist with the sale of the Bonds, all on such terms not inconsistent with this Resolution as the Treasurer or Town Manager shall approve;

7. That the Treasurer is authorized to prepare, or cause to be prepared, a Preliminary Official Statement and an Official Statement for use in the offering and sale of any of the Bonds herein authorized, any such Preliminary Official Statement and Official Statement to be in such form and contain such information as may be approved by the Treasurer, with the advice of a financial advisor and/or bond counsel, and that the use and distribution of any such Preliminary Official Statement and Official Statement in the name and on behalf of the Town in connection with offering the Bonds for sale is approved;

8. That the Treasurer is authorized to covenant and agree, on behalf of the Town, for the benefit of the holders of the Bonds, that the Town will file any required reports, make any annual financial or material event disclosure, and take any other actions that may be necessary to ensure that the disclosure requirements imposed by Rule 15c2-12 of the Securities and Exchange Commission, if applicable, are met;

9. That the Bonds will not be designated as qualified tax-exempt obligations within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code")

10. That no part of the proceeds of the Bonds, as applicable, shall be used, directly or indirectly, to acquire any securities and obligations, the acquisition of which would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code;

11. That the Chair and the Treasurer, acting singly, are authorized, as applicable, to covenant on behalf of the Town to file any information report and pay any rebate due to the United States in connection with the issuance of the Bonds, to take all other lawful actions necessary to ensure the interest on the bonds will be excludable from the gross income of the owners thereof for purposes of federal income taxation and to refrain from taking any action which would cause interest on the Bonds to become includable in the gross income of the owners thereof;

12. That the Treasurer, Chair, Town Manager, and other proper officials of the Town are authorized and empowered in its name and on its behalf to execute and deliver on behalf of the Town such other documents and certificates as may be required in connection with the issuance and sale of the Bonds; do or cause to be done all such acts and things, not inconsistent herewith, as may be necessary or desirable in order to effect the issuance, sale and delivery of the Bonds and the accomplishment of the Project herein authorized;

13. That the Treasurer in consultation with Bond Counsel is authorized to implement written procedures with respect to the Bonds for the purpose of: (i) ensuring timely "remedial action" for any portion of the Bonds that may become "non-qualified bonds," as those terms are defined in the Code and regulations thereunder; and (ii) monitoring the Town's compliance following the issuance of the Bonds with the arbitrage, yield restriction and rebate requirements of the Code and regulations thereunder;

14. That if the Treasurer, Selectmen, or Clerk for any reason be unavailable to, as applicable, approve, execute, or attest the Bonds or any related financing documents, the person or persons then acting in any such capacity, whether as assistant, deputy, or otherwise, be authorized to act for such unavailable official with the same force and effect as if such official had himself/herself performed such act;

15. That if any of the officers or officials of the Town who have signed, attested, or sealed the Bonds shall cease to be such officers or officials before the Bonds so signed, attested, and sealed shall have been actually authenticated or delivered by the Town, such Bonds nevertheless may be authenticated, delivered, and issued with the same force and effect as though the person or persons who signed, attested, or sealed the Bonds had not ceased to be such officer or official; and also, any such Bonds may be signed, attested, or sealed on behalf of the Town by those persons who, at the actual date of execution of the Bonds, shall be the proper officers or officials of the Town, although at the nominal date of the Bonds any such person shall not have been such officer or official; and

16. That the Town Clerk file an attested copy of this Resolution with the minutes of this meeting.

Dated September 27, 2018

Sheila Matthews-Bull

A majority of the Board of Selectmen

A true copy, attest: Tracey O'Roak

Clerk, Town of Kennebunkport

MOORS & CABOT
INVESTMENTS

Financing Considerations…

MOORS & CABOT, INC.
Established 1890

Banking & Advisory Group
One Federal Street
Boston, Massachusetts 02110
Member FINRA, NYSE and SIPC

September 27, 2018

(11) EXHIBIT C 9-27-2018

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Joseph P. Cuetara is a Senior Vice President with Moors & Cabot's Capital Markets Division. His responsibilities include management of fixed-income sales, trading and underwriting. Furthermore, he has established the *Banking and Advisory Group* that provides consultative and advisory services to local municipalities for debt management, fiscal advice and access to debt markets through bond issues. Mr. Cuetara has been involved with the origination, sale and distribution of fixed-income securities for over 30 years. He started his career at the Federal Reserve Bank of Boston followed by the management of various bond departments in Boston, including Blyth Eastman Dillon and Moseley Hallgarten Estabrook & Weeden. He served as the National Sales Manager at the former Manufacturers Hanover Trust Company in New York City and as the head of Public Finance at Fleet Securities, in Portland, Maine and in Boston. Mr. Cuetara joined Moors & Cabot in 1998.

Mr. Cuetara received a Bachelor of Arts Degree in Economics from the University of Maine (Orono) in 1971 and attended the Graduate School at Clark University (Worcester, Massachusetts) as a Doctoral Candidate in Economics. He is registered with the Financial Industry Regulatory Authority as a General Securities Principal and Registered Representative (FINRA Series 7, 24, 63) and is registered with the Municipal Securities Rulemaking Board as a Municipal Advisor, Municipal Principal and Registered Representative (MSRB Series 50, 52, 53).

Moors & Cabot, Inc. ("Moors & Cabot") is a brokerage firm established in 1890. Its corporate headquarters are located at One Federal Street in Boston, Massachusetts. The firm is a 125+ years old, privately held, Massachusetts corporation and member of the New York Stock Exchange.

In January 1998, Moors & Cabot made a strategic decision to significantly expand its fixed-income activities by enlisting Joseph P. Cuetara to serve as a Senior Vice President & Manager in its Capital Markets Division. Mr. Cuetara enjoys over 45 years of securities market experience, of which the last 31 years have been focused on financial advisory. His responsibilities include management of all fixed-income sales, trading and underwriting. Through his creation of its *Banking & Advisory Group*, Moors & Cabot provides consultative and advisory services to local municipal entities for debt management, fiscal advice and access to the debt markets. The firm is now recognized as the *"preeminent distributor"* of Maine local tax-exempt obligations and the *"point of inquiry"* for local Maine municipal debt.

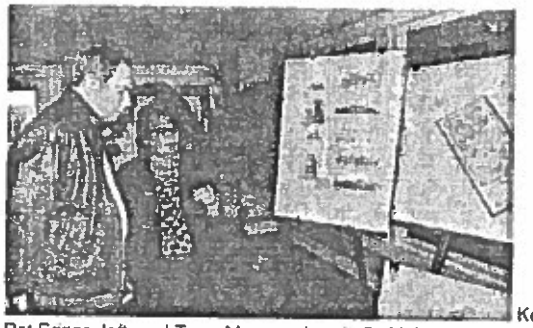
Our focus is to serve local municipal and quasi-municipal entities in the State of Maine. Our commitment is to provide local municipal entities with comprehensive advisory services to suit *its* unique needs. We develop a market strategy that optimizes *when* the debt should be sold. Considerations as to the technical as well as the fundamental aspects of the market become instrumental in developing these strategies. In summary, *we structure the financing and its timing to the issuer's benefit.*

Moors & Cabot has participated in fixed-income activities since its inception. Our continued existence demonstrates that Moors & Cabot has made a successful capital commitment to *the securities business ... as our only business.* Our familiarity and experience with local Maine financings *continues the tradition*, committed to providing continued market access to Maine communities.

Town asks voters for $10M to buy property away from developer before subdivision is built

KENNEBUNKPORT, Maine — The Board of Selectmen is asking residents to approve $10 million dollars in a last ditch attempt to buy an 85-acre parcel of land across from the Village Fire Station and secure it for the town, before the current owner moves forward with a planned multi-phased subdivision.

The land, off North Street, was purchased in January of 2006 from the Frink family by CDMK, LLC, a Massachusetts based development group, and approved that same year for a phased subdivision of 80 dwelling units — one dozen in a multiplex building, and the rest of the units in duplexes. The town had the opportunity to purchase the land then, but passed on it, something several members of the Board of Selectmen said was a mistake during Tuesday night's joint meeting with the town Budget Board.



Kennebunkport selectman Pat Briggs, left, and Town Manager Laurie Smith look over a housing project proposal in this 2016 York County Coast Star file photo. The selectmen are now asking voters to approve $10 million in funding in an attempt to purchase 85 acres of property across from the Village Fire Station from a development group before it can build a subdivision there.

A special town meeting has been scheduled for 6 p.m. next Wednesday, Sept. 19 at the Village Fire Station on North Street. The full warrant article can be read on the town's website at www.kennebunkportme.gov.

The development project, named Olde Port Village, has hit numerous snags over the past 12 years, including last year when a mortgage foreclosure on the property loomed and the town asked voters to approve up to $5 million to bid at a foreclosure auction. Foreclosure was avoided by developer Thomas Macone, and the auction never happened. Macone said last fall that he intended to continue with the permitting and site work.

Town Manager Laurie Smith told the selectmen and Budget Board members Tuesday that a number of people came to her last fall and expressed interest in the town owning the property if it ever became available again.

Smith met with Macone a few weeks ago to review the bonding requirements, which need to be met before the final stage of development begins. She asked him about the opportunity for the town to purchase the property, and Macone said his intent is to move forward with the project, which would begin construction on the condominiums shortly.

"My sense is he's very close to where he needs to be, and we would be seeing bulldozers and heavy equipment in there soon," Town Planner Werner Gilliam told both boards Tuesday.

Smith said the town did extensive research to determine what would be a fair market price to purchase the 85-acre parcel, knowing that other private developers could be making the same move to purchase it from CDMK.

"We are a public entity, so we have to do everything out in the open. This is the town's last opportunity to partake in a buying opportunity," Smith said.

Selectman Stuart Barwise said Tuesday that the town has done its homework on the price. While $10 million dollars is a hefty price tag, Barwise noted that the location of the property, with access to downtown, and to all of the municipal infrastructure, is a rarity in Kennebunkport.

Selectman Pat Briggs said that it was a key opportunity for the townspeople to control what goes into such a central hub of a location.

Briggs said voters supported the $5 million last fall because if the town owns the property it will prevent someone from developing the parcel in a way that would not be in the best interest of the town.

at its current location. There are a number of possibilities that would benefit our town, and this is our last shot at this," he said.

Barwise said he was strongly in favor of the town trying to purchase the property.

"I think this is a historic opportunity that we would be crazy not to give careful attention to. There aren't many places in Kennebunkport that have access to infrastructure and resources like this one does. It is truly unique. From the moment we passed on it 12 years ago to today we have had people tell us we missed an opportunity. They (CDMK) haven't offered it for sale, but we want to make a run at it, and hopefully we will be successful. We have a chance to correct what many view as an oversight of the past. I'm coming out strongly in favor of doing this," Barwise said.

Comments from both the select and budget boards were universally in favor of putting the question before voters next week.

Budget Board member Kai Leffler said she was very much in favor of approving the $10 million, noting that opportunities like this are very rare.

Smith said if townspeople support this next week, it would authorize her to move forward with an offer to CDMK. If successful, the $10 million would be bonded over a 20-year period.

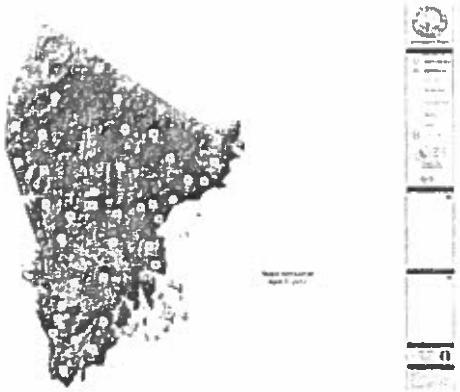
"That would be about $700,000 a year which figures out to about 36 cents on the tax rate. It's about $36 a year per $100,000 in valuation," Smith said "So if you have a $400,000 house in Kennebunkport it would equate to $144 a year — or $12 a month."

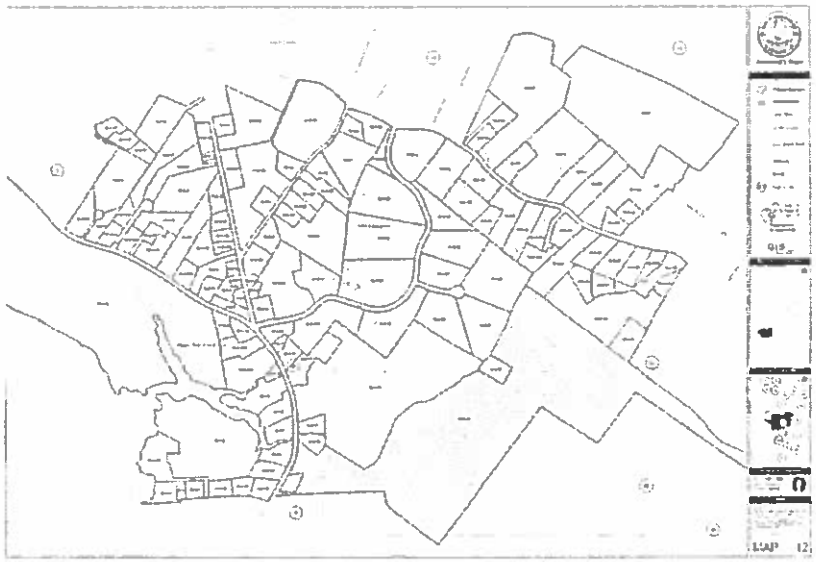
As for the questions around plans for the property, Smith said her simple answer is, there is no plan.

"The property is valuable because of its size and location. People are concerned about development pressures, and housing needs, this could be an opportunity to plan something that integrates well and sets us in a new direction for the future," she said.

"This would be one of the best investments the town could make," Selectman Allen Daggett said.

Residents can vote on the measure during the special town meeting next Wednesday, Sept. 19 at 6 p.m. at the Village Fire Station on North Street





MOORS & CABOT
INVESTMENTS

Moors & Cabot Southern Maine Clients

Maine Revised Statutes, Title 30- A, Section 5772 (Municipalities)

A municipality may issue general obligation securities for funding or refunding all or part of its debt and for any purpose for which it may raise money.

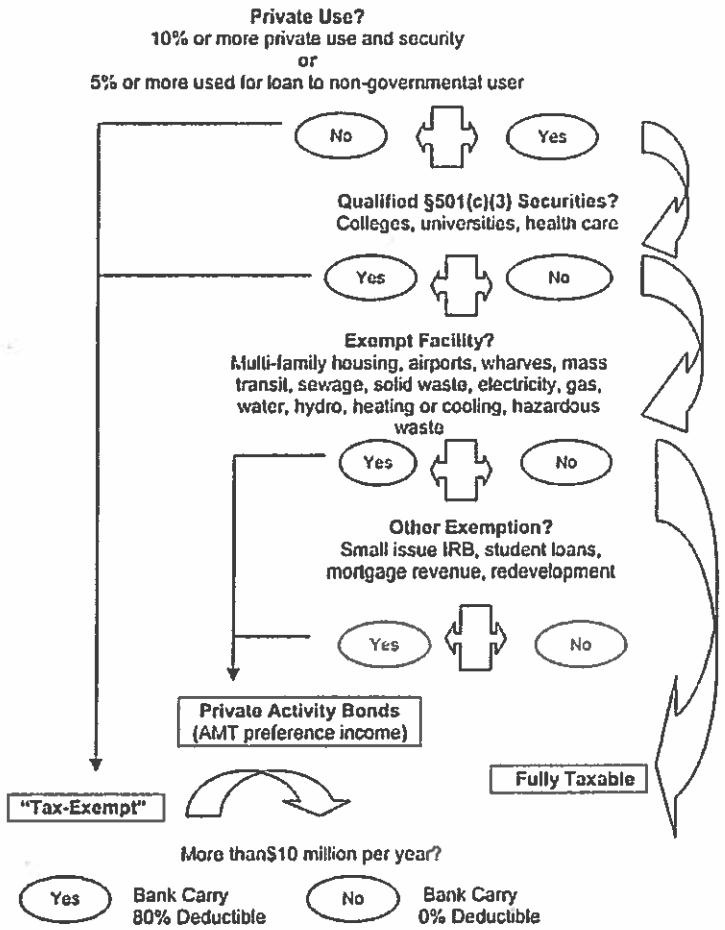
(1)(B) The period of anticipatory borrowing under this subsection shall not exceed 3 years and the time within which these securities are to become due shall not be extended by anticipatory borrowing (1) The time fixed in the vote authorizing their issue; or (2) If no term is specified in that vote, beyond the term permitted by law.

(3) Securities may be in serial form payable in annual installments, which need not be equal, the total amount of which shall extinguish the entire issue at maturity. The first such installment must be payable within 5 years and the last such installment must be payable within 30 years after the date the securities are issued.

(5) Term securities may be issued for a period not to exceed 10 years.

(6) Securities may be issued which are subject to call for redemption with or without premium at the election of the municipality before the date fixed for final payment of the securities, provided: (A.) Specific authority to issue callable securities is contained in the vote authorizing their issue; and (B.) The securities when issued contain provisions setting forth: (1) The method by which the option to call may be exercised; (2) The procedure for payment in the event of call; and (3) The legal effect of making the call.

Tax Code – Private Use



MOORS & CABOT
INVESTMENTS

Versus the Bond Bank

Maine Municipal Bond Bank

(-) Market Rates higher up to 75 bps penalty; (-) fund neg arb in DSRF; (-) imbedded C of I

GENERAL RESOLUTION PROGRAM

For municipalities, schools districts, water districts, sewer districts and other local governments requesting loan financing through the General Resolution program. Under this tax exempt bond financing program, the proposed debt will be paid from a General Resolution pledge of the municipality or municipalities. Click here to learn more about the approval and financing process of this program.

A Case in Point ...

Maine Municipal Bond Bank sold its 2017B General Resolution Bonds on April 26, 2017 (rated Aa2/AA+). The most recent comparable public sale that we originated was for Aa3/AA City of Bath, on April 11. For comparison the following shows a $10,000,000 financing at the Bath Net Interest Rate (on the left) compared to MMBB's Net Interest Rate that it charges the members of the 2017B Series pool. The 2.64% at the Bath rates compare to 3.29% for MMBB's pool members, or 64 basis points. A $10 million, 20-year (and for our financings callable in 10 years with no penalty) shows a difference of approximately $700,000.

Bath, Maine - April 11, 2017 Sale
2017 General Obligation Bonds
Bath Scale - Modified Structure

Savings Report

Date	Principal	Coupon	Interest	Total	MMBB 2017B	Savings	Cumul. Sav.
4/30/17							
11/ 1/17			114,462.63				
5/ 1/18			132,672.50	246,935.13	263,898.67	16,963.53	16,
11/ 1/18	500,000.00	2.641450	132,673.50				
5/ 1/19			125,468.88	757,541.38	779,170.00	21,628.62	38,
11/ 1/19	500,000.00	2.641450	125,468.88				
5/ 1/20			118,065.25	744,334.13	772,470.00	28,135.88	66,
11/ 1/20	500,000.00	2.641450	118,065.25				
5/ 1/21			112,261.63	731,126.88	764,945.00	33,818.13	100,
11/ 1/21	500,000.00	2.641450	112,261.63				
5/ 1/22			105,658.00	717,919.63	756,550.00	38,630.38	139,
11/ 1/22	500,000.00	2.641450	105,658.00				
5/ 1/23			99,854.38	704,512.38	747,195.00	42,682.63	181,
11/ 1/23	500,000.00	2.641450	99,854.38				
5/ 1/24			92,450.75	691,505.13	737,045.00	45,539.88	227,
11/ 1/24	500,000.00	2.641450	92,450.75				
5/ 1/25			85,847.13	678,297.88	726,070.00	47,772.13	274,
11/ 1/25	500,000.00	2.641450	85,847.13				
5/ 1/26			79,243.50	665,090.63	714,220.00	49,129.38	324
11/ 1/26	500,000.00	2.641450	79,243.50				
5/ 1/27			72,639.88	651,883.38	701,645.00	49,761.63	373
11/ 1/27	500,000.00	2.641450	72,639.88				
5/ 1/28			66,036.25	638,676.13	668,845.00	49,768.88	423
11/ 1/28	500,000.00	2.641450	66,036.25				
5/ 1/29			59,432.63	625,468.88	673,207.50	49,738.63	472
11/ 1/29	500,000.00	2.641450	59,432.63				
5/ 1/30			52,829.00	612,261.63	658,697.50	46,435.88	518
11/ 1/30	500,000.00	2.641450	52,829.00				
5/ 1/31			46,225.38	599,054.38	641,765.00	42,710.63	561
11/ 1/31	500,000.00	2.641450	46,225.38				
5/ 1/32			39,621.75	585,847.13	623,767.50	37,920.38	599
11/ 1/32	500,000.00	2.641450	39,621.75				
5/ 1/33			33,018.13	572,639.88	605,332.50	32,692.63	632
11/ 1/33	500,000.00	2.641450	33,018.13				
5/ 1/34			26,414.50	559,432.63	586,450.00	27,017.38	659
11/ 1/34	500,000.00	2.641450	26,414.50				
5/ 1/35			19,810.88	546,225.38	567,940.00	21,714.63	681
11/ 1/35	500,000.00	2.641450	19,810.88				
5/ 1/36			13,207.25	533,018.13	548,695.00	15,675.88	695
11/ 1/36	500,000.00	2.641450	13,207.25				
5/ 1/37			6,603.63	519,810.88	529,225.00	9,414.13	705
11/ 1/37	500,000.00	2.641450	6,603.63				
5/ 1/38				506,603.63	509,775.00	3,171.38	709
	10,000,000.00		2,887,985.33	12,887,985.33	13,597,308.67		709
ACCRUED							
	10,000,000.00		2,887,985.33	12,887,985.33	13,597,308.67		709

Dated 5/25/17 with Delivery of 5/25/17
Bond Years 109,333.333
Average Coupon 2.641450
Average Life 10.933333
N I C % 2.641450 % Using 100.3000000

2.641450% NIC

3.290221% NIC

Weighted Bond Years 109,333.333
Weighted Average Life 10.933333
Weighted N I C % 2.641450 % Using 100.3000000
T I C % 2.641559 % From Delivery Date

Net Present Value Savings at: 2.64160 Equals $52,345.75 or 5.52359 of Par of the Current Is
or 5.52356 of Par of the Prior Is

Moors & Cabot, Boston, Massachusetts

Micro-Muni Debt Date: 06-22-2017 @ 10:05:23 Filename: BATH Key: 2017VSPMUB

Scope of Services

Our proposed services encompass coordination of and assistance with all facets of structuring, originating, marketing, sale and closing of the issue. These services include our responsibility to:

- ✓ Structure the issue;
- ✓ Determine sale timing;
- ✓ Prepare the Preliminary and final Official Statement;
- ✓ Conduct due diligence meetings in preparation of sale;
- ✓ Arrange for the timely production and delivery of the financing documents to all parties including prospective bidders, KISI, *The Bond Buyer* and Bloomberg;
- ✓ Adequately advertise the sale;
- ✓ Secure CUSIP numbers for the issue in a timely manner;
- ✓ Act as liaison and coordinate sale activities with pertinent state agencies, credit rating agencies, Bond Counsel, paying agent and others associated with the sale;
- ✓ Coordinate bid opening and/or pricing, verify pricing and notification of sale results and details;
- ✓ Work with Bond Counsel to assure timely availability of bonds at settlement;
- ✓ Coordinate closing with purchaser;
- ✓ Arrange for certification of the issue and delivery of the bonds for pre-closing;
- ✓ Prepare the calculation and assist in the preparation of the IRS Form 8038-G;
- ✓ Forward a sufficient supply of final Official Statements to the purchaser; and
- ✓ Submit the Official Statement and MSRB Form G-36(OS) to the NRMSIRs.

Sealed Bid Sales

In preparing for the sale of bonds, the issuer must decide which mode of sale is likely to result in the lowest costs for its debt and to achieve other important policy objectives[1]. This decision is based on the characteristics of the issuer, market conditions, and the type of the financing that is being contemplated. Sealed bid sales enjoy benefits achieved through competition, such as being able to justify that the bonds were sold at the lowest interest cost given the prevailing market conditions or demonstrating to the public that the public access to bonds was conducted fairly.

In preparing for the sale of bonds, the issuer must decide which mode is likely to result in the lowest costs for its debt and to achieve other important policy objectives. This decision is based on:

- The characteristics of the issuer,
- Market conditions, and
- The type of the financing that is being contemplated.

It is important to note that an issue is not likely to meet all of the conditions that favor one mode of sale over the other. A primary objective in selecting the mode of sale is to choose the one that will generate the most interest for the issuers' bonds among underwriters and, more importantly, investors.

Sealed bid sales enjoy benefits achieved through competition, such as being able to justify that the bonds were sold at the lowest interest cost given the prevailing market conditions or demonstrating to the public that the public access to bonds was conducted fairly; which must be weighed against reduced opportunities to generate prior investor interest in the securities.

Conversely, issuers contemplating a *negotiated sale* know that they have greater flexibility in structuring their financing, determining their offering date or in developing a marketing plan to attract investors; yet, they also risk that the price negotiated for the bonds may be lower than would have been obtained in a sealed bid offering.

Regardless of the mode of sale that is chosen, the issuer needs to look for opportunities to achieve the most flexibility, the greatest competition, and the most knowledge in order to obtain the lowest overall cost of financing its debt. The table on the other side displays a summary of conditions favoring either mode of sale.

It is arguable that a sealed bid sale forces the issuer to become hostage to the market as the time and sale date must be established well in advance. Thus, a penalty rate may be assigned to the issue if the inflexibility of this process forces the issuer into a temporarily weak market. However, the shrewd selection of an experienced Municipal Advisor mitigates this infrequent occurrence as the experienced advisor is qualified to project the forward calendar with a measurable level of certainty.

The **Maine Municipal Bond Bank**, established in 1972, has served local Maine communities well by pooling debt into a common plan of financing. This allowed the enjoyment of economies of scale vis-à-vis costs of issuance; as well as permitting lower quality credits more attractive rates. The give-up, however, was that the local credits' "name" in the market lost familiarity. Interestingly, the Bond Bank uses the *negotiated sale* mode.

In the last few years more and more issuers have recognized the merits in access to debt financing via an "individual sale". Since 1990 over 60 local municipal entities in Maine have sought this financing alternative. However, due to the unseasoned nature of local Maine names in the market, many issued through a *negotiated sale*.

Times have now changed ... *for the better!* Due to a greater application of ratings to "individual sale" issuers; and the greater frequency of issuance of a variety of local Maine names, many local issuers may now easily enjoy access to the market via the *sealed bid* mode. Thus, local municipalities may again borrow long-term debt at competitive rates, on their time frame, while satisfying the concern of its taxpayers that they are receiving the lowest interest rate for their debt. *Convenience and value!*

MOORS & CABOT
INVESTMENTS

COMPETITIVE vs. NEGOTIATED SALES:

Summary of Conditions Favoring Each Method of Sale

	CONDITIONS FAVORING A COMPETITIVE SALE	CONDITIONS FAVORING A NEGOTIATED SALE
DEBT STRUCTURE		
Pledged Revenues	General Obligation or Strong System Revenue	Project Supported Revenues
Security Structure (for Revenue Bonds)	Conventional Resolution and Cash Flow; Rate Covenant and Coverage	Unusual or Weak Covenants; Subordinated Debt
Debt Instrument	Traditional Serial and Term, Full Coupon Bonds	Use of Innovative Structuring, Derivative Products, Structure to Attract Particular Investors (e.g., Discount Bonds), etc.
CREDIT QUALITY		
Rating	'A' or better	Below Single 'A'
Outlook	Stable	Weak but Improving, or Under Stress
ISSUER CHARACTERISTICS		
Type of Organization	Broad-Based General Purpose Borrower	Special Purpose, Independent Authority
Frequency of Issuance	Regular Borrower in Public Market	New or Infrequent Issuer
Market Awareness	Active Secondary Market with Broad Investor Base	Little or No Institutional Awareness of Issuer; Historical Antipathy
Investor Comfort	Well-Known, Stable Issuer	Issuer Experiencing Significant Financial, Legal or Other Problems
MARKET CONDITIONS		
Interest Rates	Stable; Predictable Market	Volatile or Declining Market
Supply and Demand	Strong Investor Demand, Good Liquidity, Light Forward Calendar	Oversold Market, Heavy Supply
POLICY CONSIDERATIONS		
Participation in Sale of Bonds	Broad Market Participation Desired for Sale of Bonds	Desire to Direct Business to DBE or Local/Regional Firms
Stimulation of Investor Interest	Broad Market Participation Desired for Purchase of Bonds	Desire to Direct Business to Local/Regional Investors

Source: ***A Practitioner's Guide to Effective Debt Management: Competitive v. Negotiated*** (1994), Government Finance Officers Association, Chicago, Illinois.

MOORS & CABOT
INVESTMENTS

INFORMATION REQUIREMENTS
TOWN OF KENNEBUNKPORT, MAINE

We will require the following information prior to starting the Financing Process:

Financial:

- ☐ One (1) set of the FY 2017, 2016, 2015, 2014, 2013 Audit
- ☐ One (1) set of the FY 2018 Audit (when available)
- ☐ One (1) set of the FY 2018 and 2098 Budget
- ☐ One (1) current Capital Improvement Plan (if any)
- ☐ Amortization schedules of all prior debt, showing annual principal payments and each year's interest rate.

Legal:

- ☐ One (1) copy of the Town's Charter (if any)
- ☐ One (1) copy of each Order that provided authorization for the project(s) to be financed
- ☐ One (1) copy of ballot(s) that the voters of the Town approved for each project, if required (and vote count, if available)
- ☐ A brief (one paragraph; or forward voter info materials, if available) summary description of the project(s) and project costs to be financed
- ☐ A list, by project, of the years that each project is to be amortized, and in which year that the first principal payment should occur

Any files on websites or available electronically will be greatly appreciated.

Driving the Process.

We typically provide our standard form of **Chronology** fo each financing. This will identify all of the aspects of th financing process and provide the issuer with comfort tha the financing(s) are proceeding on schedule. We find this t be a convenient tool in that it enables us to: (i) plan ou respective schedules well in advance; (ii) provide the issue with a total overview of the process; and (iii) allow us t continually monitor the process, thus keeping on schedul throughout the financing.

In addition to the Chronology, we prepare a **Distributio List** of all parties who will be involved in the financing. Thi allows everyone to: (i) know who the responsible parties are (ii) prevent inadvertently forgetting parties who should b informed; and (iii) have the correct addresses, telephone an facsimile numbers of all parties, for all parties. The entir Distribution receives notification of the proposed sale and copy of the Chronology at the outset of the financing. As th financing process matures, all salient parties are notified a prescribed by the Chronology. Thus, all parties receive it respective instructions, requests and financing documents including Official Statements, in a timely manner.

MOORS & CABOT
INVESTMENTS

DISTRIBUTION LIST
TOWN OF HARPSWELL, MAINE
2018 GENERAL OBLIGATION BONDS
Tax ID#01-6000193; Base CUSIP: 413589

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mbarreiro@roosevelt-cross.com

David Moore (212) 504-9262
dmoore@roosevelt-cross.com

January 2018						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

February 2018						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

March 2018						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

April 2018				
S	M	T	W	T
1	2	3	4	5
8	9	10	11	12
15	16	17	18	19
20	23	24	25	26
29	30			

Chronology Relating to the Sale of
Town of Harpswell, Maine
2018 General Obligation Bonds

	DATE	ACTION
☐	Mar 11, 2017	Town Meeting Approval
☐	Nov 1	Start Project
☐	Nov 30	Board of Selectmen approve Bond Resolution.
☐	Jan 15, 2018	MLK Day (Market Closed).
☐	Jan 16	Notify Bond Counsel, Paying Agent, Rating Agencies, CUSIP and
☐	Feb 15	First draft of POS distributed.
☐	Feb 23	Second draft of POS & NOS distributed.
☐	*Mar 2*	***Due diligence (at Town Hall).***
☐	Mar 2	Receive Bond Opinion.
☐	Mar 5	Final draft of POS.
☐	Mar 5	POS and info to Rating Agencies
☐	Mar 5	POS & NOS to printer.
☐	Mar 9	Electronic posting of POS & NOS to rating agency and bidders.
☐	Feb 19	Presidents' Day (Market Closed)
☐	*Mar 13*	***Moody's Rating Call.***
☐	*Mar 13*	***S&P Rating Call.***
☐	*Mar 15*	***Assignment of ratings.***
☐	*Mar 20*	***Sale.***
☐	Mar 20	Award (11:10 AM-ish).
☐	Mar 20	Notify Bond Counsel, Paying Agent, CUSIP and DTC.
☐	Mar 20	Draft of IRS Form 8038-G.
☐	Mar 28	Town executes Bonds and Closing Documents: deliver to Bond Co
☐	Apr 2	FA receives and forwards Bonds and Opinion to Paying Agent.
☐	*Apr 5*	***DTC releases; Settlement w/purchaser; Bond Proceeds placed in***
☐	*May 30*	***Repay BANs.***

MOORS & CABOT
INVESTMENTS

Tax Aspects of Governmental Debt Issuance

DECLARATION OF OFFICIAL INTENT

The Internal Revenue Service promulgated its final reimbursement regulations, effective March 2, 1992, with respect to expenses previously advanced from sources other than tax-exempt securities (e.g., reserves) whereby the borrower may wish to ultimately use tax-exempt bond proceeds to reimburse itself. One of the requirements is that the borrower make a **"Declaration of Official Intent"**.

A Declaration of Official Intent is imperative for a governmental unit to the extent it intends to expend any monies prior to financing a project. Although certain "preliminary expenditures" are allowed under Treasury Regulation 1.103-18 without previously declaring official intent, any other monies expended prior to the date of the declaration are not eligible for tax-exempt financing.

The Declaration of Official Intent is an extremely straightforward process. Declaring official intent does not bind the government to go ahead with a financing, nor does it authorize the unit, or any of its officers, to proceed with the financing. It simply establishes the governmental entity's intent to reimburse itself for monies expended in pursuit of a project with proceeds of tax-exempt bonds.

DEEMED QUALIFIED AND DESIGNATED

The Tax Reform Act of 1986, as amended, (i) eliminated the ability of bank portfolios to enjoy tax-exempt status from the purchase of certain municipal new issues (i.e., from "large issuers") and (ii) limited the ability of bank portfolios to enjoy only 80% of the tax-exemption of all other municipal issues (i.e., from "small issuers"). This is encompassed in the Internal Revenue Code of 1986, as amended (the "Code"), Section 265(B).

Q&D

In summary, the Code states that subject to an exception for the obligations of issuers of a limited amount of tax-exempt obligations for a calendar year (i.e., currently $10 million), the Code denies a deduction for that portion of the interest expense of a financial institution that is allocable to interest received on bonds. To the extent that the municipal issuer issues an amount not greater than $10 million in "new money" each calendar year, its bonds may be designated as **"qualified tax-exempt obligations"** within the meaning of Section 265(b)(3) of the Code and, in the case of certain financial institutions (within the meaning of Section 265(b)(5) of the Code), a deduction is allowed for 80% of that portion of such financial institutions' interest expense allocable to interest on bonds. The market may provide up to a 20 basis point (a basis point being .01%; the difference between 5.00% and 5.20% is 20 basis points) lower interest rate for an issue deemed qualified and designated ("Q&D").

Pooled Financings

While constituent issues that comprise a "pooled" financing, such as through a Bond Bank, may severally be small issuers the Code looks to the conduit, not the underlying municipal entities, as the issuer. Therefore, pooled issues do not typically enjoy Q&D status in that they historically borrow more than $10 million in a calendar year. Thus, the potential for savings as a Q&D issue via a pooled financing is not typically available.

Summary

An issuer may structure and time their issues to allow Q&D status for projects, even though the actual project may exceed the $10 million threshold. This is done with the issuance of Bond Anticipation Notes ("BANs") and/or separate bond issues which time the proposed issues appropriately to (i) comply with the Code, yet (ii) provide sufficient requisite proceeds through the project's phases.

ARBITRAGE/REBATE

The following intends to be a brief summary of some of the more significant provisions of the Internal Revenue Code of 1986, as amended, as they relate to the requirement that certain profits from the investment of bond proceeds be rebated to the United States government, pursuant to Section 148 of the Code.

Arbitrage Defined

True arbitrage is the selling of a security in one market and simultaneously buying a substantially equivalent security in another, for the purpose of making a profit on the price difference. This is most often done to take advantage of inefficiencies between two markets and, as such, may have a stigma because a profit results without added value being created.

As applied to municipal finance, however, arbitrage refers to selling securities (i.e., borrowing money) at tax-exempt rates and then investing unexpended proceeds at higher taxable rates. This generally results in a net profit for the amount invested which partially offsets the interest expense on the overall borrowing.

Arbitrage Abused

A few municipal issuers took serious advantage of the arbitrage opportunity. Further, the U.S. Treasury argued that municipal issuers in general had shown a tendency to maximize arbitrage profits. Therefore, the Treasury felt compelled to restrict the earnings on a municipal issue which seemed to be beyond monies raised for actual municipal purposes. The Treasury set regulations in 1989, as amended, which required certain profits from the investment of bond proceeds to be rebated to the Treasury.

The Code allows certain exceptions to rebate [26 CFR 1.148 of the Code]

Rebate Exceptions:

(1) ***"Small Issuer" Exception.*** To the extent that a municipal issuer who has general taxing powers reasonably expects to issue not more than $5 million in principal amount of debt for governmental purposes in a calendar year, no rebate need be calculated or paid; or

(2) ***"Additional School Small Issuer" Exception.*** The above $5 million may be increased by the lesser of: $15 million (additional $10 million) or so much as the aggregate face amount of bonds, attributable to financing the construction of public school facilities.

(3) ***"Six Month Expenditure" Exception.*** Any municipal issuer who expends the entire proceeds of a debt issue within six months of the issuance date will not suffer a rebate calculation or payments; or

(4) ***"Eighteen Month Expenditure" Exception.*** If the rebate requirement is met for all amounts not included in this exception, and all gross proceeds of this issue qualify for the initial temporary period under Section 1.148-2(e)(2) of the Treasury Regulations, no rebate will be owed if the proceeds are spent at least according to the following schedule:

	%	Time
(i)	10%	within six months
(ii)	60	within 12 months
(iii)	100	within 18 months

(5) ***"Construction Bonds" or "Twenty-four Month Construction" Exception.*** If the proceeds of an issue are used to finance construction of property owned by a governmental unit no rebate will be owed if the proceeds are spent at least according to the following schedule:

	Time	%
(i)	10%	within six months
(ii)	45	within 12 months
(iii)	75	within 18 months
(iv)	100	within two years

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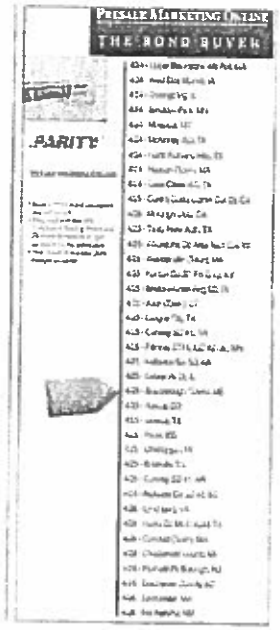
Advertise the Sale



Sizing

Town of Scarborough, Maine - 2003 Bond Sizing (Principal Payments)
(Split & Deferred School Princ by 2 yrs: Level P&I)

		Various CIP			Haigis Parkway Project			School Project						
FY	Year	Total Muni	Total School	Total CIP	2001/2002 WW Eng (1)	Haigis Infra	Total Haigis	2003 School	2004 School	School	Access Road	Total School	2003 Bonds	2004 Bonds
4	1	7 133	201 452	210 000	24 050	0	24 050	0	0	0	95 000	95 000	329 050	0
5	2	281 091	454 683	745 000	25 000	0	25 000	0	0	0	100 000	100 000	570 000	0
6	3	300 064	455 685	755 000	25 000	0	25 000	165 000	0	165 000	105 000	270 000	1,070 000	0
7	4	296 963	255 500	555 000	30 000	0	30,000	195 000	290 000	485 000	110,000	595,000	890 000	200 000
8	5	300 964	256 500	560 000	30 000	85 000	115 000	205 000	305 000	510 000	115 000	625 000	995 000	305 000
9	6	171 661	25 000	196 000	30 000	90 000	120 000	215 000	320 000	535 000	125 000	660 000	955 000	320 000
0	7	176 661	27,000	205 000	30 000	95 000	125 000	225 000	335 000	560 000	130 000	690 000	660 000	335 000
1	8	180 661	28 000	205 000	35 000	140 000	175 000	235 000	350 000	585 000	135 000	720 000	750 000	350 000
2	9	191 661	29 000	220 000	33 000	195 000	220 000	250 000	365 000	615 000	140 000	755 000	843 000	365 000
3	10	198 661	31 000	230 000	35 000	255 000	290 000	260 000	385 000	645 000	145 000	790 000	925 000	385 000
4	11					325 000	325 000	273 000	400 000	670 000		670 000	595 000	400 000
5	12					400 000	400 000	285 000	420 000	705 000		705 000	685 000	420 000
6	13					450 000	450 000	300 000	440 000	740 000		740 000	750 000	440 000
7	14					575 000	575 000	310 000	460 000	770 000		770 000	835 000	460 000
8	15					680 000	680 000	325 000	485 000	810 000		810 000	1 005 000	485 000
9	16					795 000	795 000	340 000	505 000	845 000		845 000	1,135 000	505 000
0	17					920 000	920 000	360 000	530 000	890 000		890 000	1 260 000	530 000
1	18					1 050 000	1 050 000	375 000	555 000	930 000		930 000	1 425 000	555 000
2	19					1,215 000	1,215 000	395 000	585 000	980 000		980 000	1 610 000	585 000
3	20					1 390 000	1 390 000	410 000	610 000	1 020 000		1 020 000	1 800 000	610 000
4	21							430 000	640 000	1 070 000		1 070 000	430 000	640 000
5	22							450 000	670 000	1 120 000		1 120 000	450 000	670 000
6	23							475 000	700 000	1,175 000		1 175 000	475 000	700 000
7	24							495 000	735 000	1 230 000		1,230 000	495 000	735 000
8	25							520 000	770 000	1,290 000		1 290 000	520 000	770 000
9	26							545 000	805 000	1,350 000		1 350 000	545 000	805 000
0	27							570 000	845 000	1 415 000		1 415 000	570 000	845 000
1	28							595 000	885 000	1 480 000		1,480 000	595 000	885 000
2	29							625 000	925 000	1,550 000		1,550 000	625 000	925 000
3	30							655 000	970 000	1 625 000		1 625 000	655 000	970 000
4	31								1 015 000	1 015 000		1 015 000	0	1 015 000
Ja		2,115 550	1,764,450	3,880 000	299 050	8 700 000	8 999 050	10 500,000	16,300,000	26 800,000	1,200 000	28,000 000	24,579 050	16 300 000

Market Timing

WINDHAM HIGH SCHOOL PROJECT - PLAN OF FINANCING

Sale Date	Comments	Amount	Sub-Total by Proj	Purpose	Exception	Rebate Exceptions: Small Issuer	Rebate Exceptions: Addt'l School	Bank Qualified & Designated
10-Oct-01	State Board Concept Approval							
8-Nov-01	District Referendum							
13-Mar-02	State Board Final Funding Approval							
21-Aug-03	2002 BAN's	5,000,000		St Qual	2002 Small Issuer	5 000,000	0	5 000 000
	(dtd 08/29/02)	2,810,000	7,810,000	St Qual	2002 Addt. Sch Sm Issuer	0	2 810 000	2 810 000
	(due 01/15/03)	2,190,000	2,190 000	Local Sch	2002 Addt. Sch Sm Issuer	0	2,190,000	2,190 000
	Total 2002	10,000 000				5,000 000	5,000 000	10 000 000
18-Dec-02	2003 BAN's	5,000,000		St Qual	Refd'g (2002 Small Issuer)	5 000 000	0	0
	(dtd 01/02/03)	2,810 000		St Qual	Refd'g (2002 Addt. Sch Sm Issuer)	0	2 810 000	0
	(due 08/30/03)	4,295 500	12,105,500	St Qual	New Money - 6-Month Exception	0	2,190 000	0
		2,190 000		Local Sch	Refd'g (2002 Addt. Sch Sm Issuer)	0	0	0
		1,204 500	3,394 500	Local Sch	New Money - 6-Month Exception	0	0	0
		1 000,000	1,000,000	Roads	New Money - 6-Month Exception	0	0	0
		18 500 000				5,000,000	5,000 000	> $10MM
15-Apr-03	Bonds	5,000 000		St Qual	Refd'g (2002 Sch Sm Issuer)	Refd'g	Refd'g	0
	(dtd 05/01/03)	2,810 000		St Qual	Refd'g (2002 Addt. Sch Sm Issuer)	Refd'g	Refd'g	0
	(due 11/01/04	4 295,500		St Qual	Refd'g (6-Month Exception)	Refd'g	Refd'g	0
	to 11/01/24)	13,501,000	25,606,500	St Qual	New Money (24-Month Except'n)	0	0	0
		2,190 000		Local Sch	Refd'g (2002 Addt. Sch Sm Issuer)	Refd'g	Refd'g	0
		1,204 500		Local Sch	Refd'g (6-Month Exception)	Refd'g	Refd'g	0
		3,786,000	7,190,500	Local Sch	New Money (24-Month Except'n)	0	0	0
		1 000,000		Roads	Refd'g (6-Month Exception)	Refd'g	Refd'g	0
		2,000,000	3,000,000	Roads	New Money (24-Month Except'n)	0	0	0
	The Bonds	35,787 000						> $10MM

NOTE: Consolidated Refundings and New Money exceed $10,000 000 QSB for 2003 BAN's & Bonds

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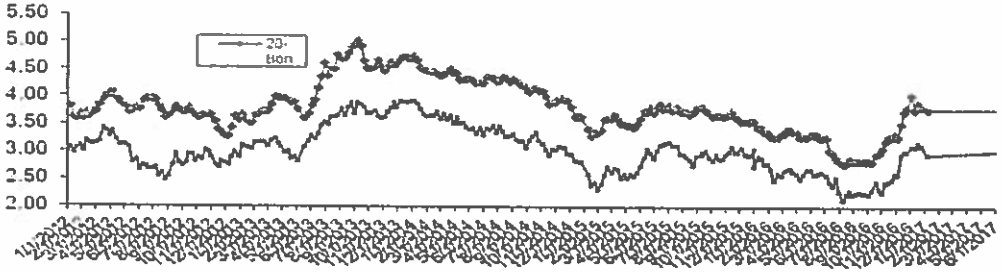
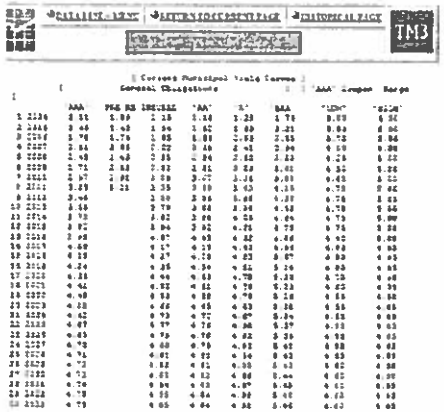
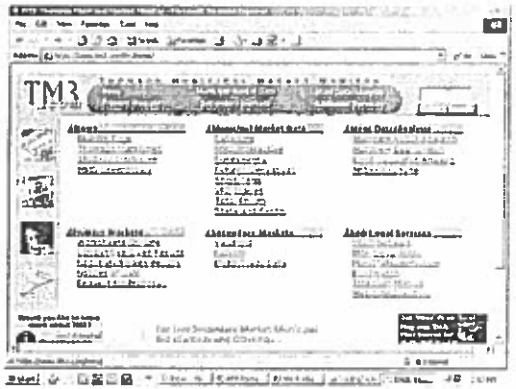
Tech Resources

Market Trend







Industry Standard Definitions of NIC and TIC

"NET INTEREST COST (or "NIC") is a common method of computing the interest expense to the issuer of issuing bonds, which usually serves as the basis of award in a competitive sale. NIC takes into account any premium and discount paid on the issue. NIC represents the dollar amount of coupon interest payable over the life of a serial issue, without taking into account the time value of money (as would be done in other calculation methods, such as the "true interest cost" method). While the term "net interest cost" actually refers to the dollar amount of the issuer's interest cost, it is also used to refer to the overall rate of interest to be paid by the issuer over the life of the bonds. The formula for calculating the NIC rate is:

$$\frac{\text{Total Coupon Interest Payments + Discount (or – Premium)}}{\text{Bond Years}}$$

TRUE INTEREST COST (or "TIC") is also known as "Canadian Interest Cost". Under this method of computing the borrowing issuer's cost, interest cost is defined as the rate, compounded semi-annually, necessary to discount the amounts payable on the respective principal and interest payment dates to the purchase price received for the new issue securities. TIC computations produce a figure slightly different from the net interest cost (NIC) method since TIC considers the time value of money while NIC does not."

Source: *Glossary of Municipal Securities Terms*, Municipal Securities Rulemaking Board, 1985.

The TIC bid discourages early year's high coupon or later year's deep discount bidding, and is most compatible with compliance with the issuer's concern with present value. Furthermore, this is currently the most commonly used method for bidding on bond issues.

The time value of money, or "Present Value" undertake computations that are used to determine whether or not a particular investment with a specified future cash flow is a good investment. This is based upon the premise that one dollar paid today is worth more than a dollar paid in future years. Present Value includes evaluating any borrowing where money is paid today over the future stream of such borrowing, to demonstrate the projected future expense. As such, an analysis assigns an implicit time value on money by measuring the effect of foregoing the return from potential future investment of money. In summary, the Absolute Savings are the actual numbers of dollars paid over the life of the issue. Present Value is the actual value today of amounts paid over the life of the issue.

Following the Bid ....

- ☑ Provide for the entire interface for the closing, including arranging for certification of the bonds, their delivery to DTC and providing the purchaser with wire instructions and closing letters well in advance of the closing date;
- ☑ Provide debt service schedules, by project, and then consolidated into a common plan of financing;
- ☑ Provide these schedules to the Town, Bond Counsel and the Paying Agent;
- ☑ Incorporate final changes to the final Official Statement and arrange for a sufficient supply to be produced, thereon;
- ☑ Provide the purchaser with 100 copies of the final Official Statements;
- ☑ Further advise that the purchaser at its own expense, may obtain additional copies with our assistance, by arrangement with the printer;
- ☑ Complete drafts of the MSRB Form G-36(OS) and send final Official Statements to the MSRB and the NRSMIRs.

On the closing date ...

- ☑ Obtain a release of the Opinion being held in escrow from Bond Counsel;
- ☑ Verify the wire transfer(s), notify the paying agent and the underwriter that the wires have been received ; and
- ☑ Settle the issue with DTC.

We also ...:

- ☑ Have software for calculations and have current IRS Forms 8038, 8038-G, 8038-GC and 8038-T, in-house;
- ☑ Are skilled in the proper calculations and preparation of these documents; and
- ☑ Will prepare a draft of the IRS Form 8038-G and provide this to Bond Counsel in a timely manner, before closing.

CUSIP *Identification Numbers*

"It is anticipated that CUSIP identification numbers will be printed on the Bonds. All expenses in relation to the printing of CUSIP numbers on the Bonds will be paid for by the City provided, however, that the City assumes no responsibility for any CUSIP Service Bureau charge or other charge that may be imposed for the assignment of such numbers."

CUSIP (Committee on Uniform Securities Identification Procedures) is an identification number assigned to each maturity of an issue, or to a unique interest rate of the same maturity, which is usually printed on the face of the individual certificate of an issue. CUSIPs are intended to help facilitate the identification and clearance of municipal securities.

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Continuing Disclosure

"In order to assist the underwriter in complying with the Securities Exchange Commission's Rule 15c2-12 (the "Rule"), the City will covenant for the benefit of the owners of the Bonds to provide certain financial information and operating data relating to the Rule by not later than 270 days after the end of each fiscal year (the "Annual Report") and to provide notices of the occurrence of certain enumerated events, if material. The covenants will be contained in a "Continuing Disclosure Certificate" (the "Certificate"), the proposed form of which is provided in APPENDIX C. The Certificate will be executed by the signers of the Bonds, and incorporated by reference in the Bonds. The City has never failed to comply in all material respects with any previous undertakings to provide financial information or notices of material events in accordance with the Rule.

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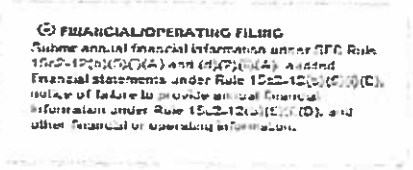
MSRB
Municipal Securities Rulemaking Board

EMMA® - Electronic Municipal Market Access
The Official Source for Municipal Disclosures and Market Data



Annual Financial Disclosure Filing Workbook

Joseph P. Cuetara, Senior Vice President
(617) 314-0258
www.moorscabot.com

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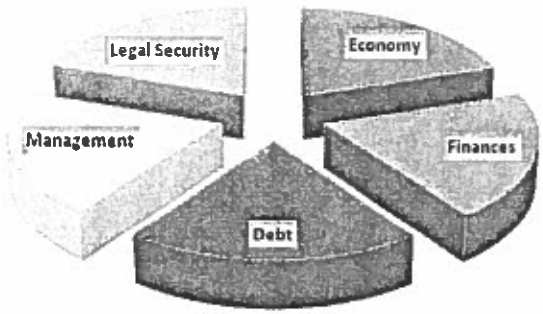
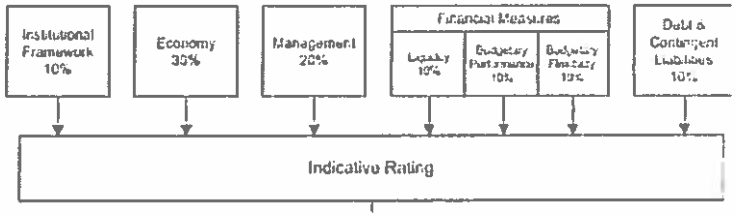
Rating Criteria



S&P Methodology



Moody's Methodology

Broad Rating Factors	Factor Weighting	Rating Sub-factors	Sub-fa Weigh
Economy/Tax Base	30%	Tax Base Size (full value)	10%
		Full Value Per Capita	10%
		Wealth (median family income)	10%
Finances	30%	Fund Balance (% of revenues)	10%
		Fund Balance Trend (5-year change)	5%
		Cash Balance (% of revenues)	10%
		Cash Balance Trend (5-year change)	5%
Management	20%	Institutional Framework	10%
		Operating History	10%
Debt/Pensions	20%	Debt to Full Value	5%
		Debt to Revenue	5%
		Moody's-adjusted Net Pension Liability (3-yr ave) to Full Value	5%
		Moody's-adjusted Net Pension Liability (3-yr ave) to Revenue	5%

Credit Factors	Potential Rating Change Driver
Economy	• Significant development in the local tax base driving continued growth in total property values. • Increased or decreased diversification of local tax base. • Loss of key industry or employer with no work-out plan.
Finances	• Expected augmentation (or loss) of financial flexibility. • Expectation that significant growth (or decline) of reserves will continue.
Debt	• Significant increase in debt obligations without correlating development to offset tax-base leveraging. • Utilization of debt structure not appropriately matched to asset's useful life.
Management	• Implementation of new strategies that are expected to augment (c detract) from operating flexibility. • Change in political environment that affects ability to react to unanticipated events.
Legal Security	• Indenture for non-tax backed debt; Regulatory agency permissior Financial flexibility: Unlimited, Limited or Restrictive.

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Moody's Long-term Ratings

Moody's Investors Service ("Moody's") Bonds carrying the same rating are not claimed to be of absolutely equal quality, but are in a broad sense alike in position of risk. The ratings involve judgments about the future, including an appraisal of long-term risks and the recognition of many statistical and non-statistical factors. The quality of a bond may change over its life and therefore a change from the initial rating designation may occur at any time. Moody's applies numerical modifiers (1, 2 and 3) in each rating classification. The modifier 1 indicates that the issue ranks in the higher end of its gradation; the modifier 2 indicates a mid-range ranking; and the modifier 3 indicates that the issue ranks in the lower end of its category. The classes of gradation are:

Aaa ratings, assigned for issues judged to be of the best quality, carry the smallest degree of investment risk and are generally referred to as "gilt edged". Interest payments are protected by a large or by an exceptionally stable margin and principal is secure. While the various protective elements are likely to change, such changes as can be visualized are most unlikely to impair the fundamentally strong position of such issues.

Aa ratings, assigned for issues judged to be of high quality by all standards and, together with Aaa, comprise what are generally known as "high grade" bonds. These are rated lower because margins of protection may not be as large as in Aaa issues, or fluctuation of protective elements may be of greater amplitude, or there may be other elements present which make the long-term risk appear somewhat larger than Aaa securities.

A ratings, assigned for issues judged to possess many favorable investment attributes, are considered upper-medium grade obligations. Factors giving security to principal and interest are considered adequate, but elements may be present which suggest a susceptibility to impairment sometime in the future.

Baa ratings, assigned for issues judged to be considered as medium-grade obligations, are neither highly protected nor poorly secured.

S&P's Long-term Ratings

Issue credit ratings are based, in varying degrees, on Standard & Poor's analysis of the following considerations: Likelihood of payment—capacity and willingness of the obligor to meet its financial commitment on an obligation in accordance with the terms of the obligation; Nature of and provisions of the obligation; Protection afforded by, and relative position of, the obligation in the event of bankruptcy, reorganization, or other arrangement under the laws of bankruptcy and other laws affecting creditors' rights.

Issue ratings are an assessment of default risk, but may incorporate an assessment of relative seniority or ultimate recovery in the event of default.

AAA

An obligation rated 'AAA' has the highest rating assigned by Standard & Poor's. The obligor's capacity to meet its financial commitment on the obligation is extremely strong.

AA

An obligation rated 'AA' differs from the highest-rated obligations only to a small degree. The obligor's capacity to meet its financial commitment on the obligation is very strong.

A

An obligation rated 'A' is somewhat more susceptible to the adverse effects of changes in circumstances and economic conditions than obligations in higher-rated categories. However, the obligor's capacity to meet its financial commitment on the obligation is still strong.

BBB

An obligation rated 'BBB' exhibits adequate protection parameters. However, adverse economic conditions or changing circumstances are more likely to lead to a weakened capacity of the obligor to meet its financial commitment on the obligation.

Plus (+) or minus (-)

The ratings from may be modified by the addition of a plus (+) or minus (-) sign to show relative standing within the major rating categories.

Speculative Grade

Ba or BB rated debt has less near-term vulnerability to default than other speculative issues. However, it faces major ongoing uncertainties or exposure to adverse business, financial or economic conditions which could lead to inadequate capacity to meet timely interest and principal payments.

B rated debt has greater vulnerability to default but currently has the capacity to meet interest payments and principal repayments. Adverse business, financial or economic conditions will likely impair capacity or willingness to pay interest and repay principal.

Caa or CCC rated debt has a current identifiable vulnerability to default, and is dependent upon favorable business, financial and economic conditions to meet timely payment of interest and repayment of principal. In the event of adverse business, financial or economic conditions, it is not likely to have the capacity to pay interest and repay principal.

Ca or CC ratings are typically applied to debt subordinated to senior debt that is assigned an actual or implied Caa or CCC rating.

C ratings are typically applied to debt subordinated to senior debt that is assigned an actual or implied Caa or CCC- rating. The **C** rating may be used to cover a situation where a bankruptcy petition has been filed, but debt service payments are continued.

CI ratings are reserved for income bonds on which no interest is being paid.

D rated debt indicates payment default. This rating is also used upon the filing of a bankruptcy petition if debt service payments are jeopardized.

N.R. indicates that the debt is not rated by a bond rating agency.

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Bond Rating Ranges

Investment Grade			
Prime	High Grade	Upper Medium Grade	Lower Medium Grade

Moody's Investors Service

Aaa	Aa1	Aa2	Aa3	A1	A2	A3	Baa1	Baa2	Baa3
AAA	AA+	AA	AA-	A+	A	A-	BBB+	BBB	BBB-

Standard & Poor's Ratings Services

Interest Spread by Basis Points ("bp"); 1 bp = 0.01%; e.g.; 2.00% vs 2.01% = 1 bps

	Prime	High Grade	Upper Medium Grade	Lower Medium Grade
	Base	Base +10 to 15 bps; 3 to 5 bps within tranche	Base +25 to 40 bps; 5 to 10 bps within tranche	Base +50 to 90 bps; 10 to 25 bps within tranche
e.g.,	2.00%	2.10% to 2.15%	2.25% to 2.40%	2.50% to 2.90%

RULE: 10 bps for $10,000,000 for 20 years ≈ $100,000

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Our Approach to the Rating Process ...

If the Issuer wishes to sell its debt in the public market it is *imperative that you are rated.* This is consistent with industry standard for a public market issuer, such as the Issuer, and is especially appropriate as, due to the consolidations of many banks into a few, (a) its portfolios are being managed at its corporate headquarters (in most instances out of state); as well as (b) the consolidations of portfolio managers in its trust departments (again, in most instances out of state). This is exacerbated by (c) the shift of purchases of municipal debt from professional institutional money managers (having been the next largest purchases of bonds) to individual ("retail") investors.

The above fundamental changes have been a catalyst for the *trend of seeking two ratings!* Other prospective Municipal Advisors may advise application to only one rating agency ... *"to save money"*. But we contend, and are able to prove quantitatively, that this is poor advice that will cost greater interest expense, that far outweighs the rating fee. Thus, despite the extra expense of a second rating, it has been our experience that there are benefits. Having two agencies review the credit provides:

- ✓ A competitive environment that encourages the other agency to "sharpen their pencil".
- ✓ Another view that mitigates the other agency's rating, if less than anticipated.
- ✓ An incentive to participate in site visits. Our S&P for visits were an incentive for Moody's.
- ✓ If the issue is insured a second rating would be obtained anyway. By applying for the rating before the sale, the issuer has the additional advantage of the uninsured "underlying" rating.
- ✓ Broader market access, in that "out-of-region" portfolios' may require two ratings.

In this way we typically receive a more bidders and, thus, lower bids for our financings. Also, the market perceives (i) that if only

THE BOND BUYER

Market Values Moody's Ratings More than S&P's, Study Says

by Robert Slavin
DEC 12, 2011 6:58pm ET

Bond buyers place more weight on Moody's Investors Service ratings than on Standard & Poor's ratings, according to a recent Loop Capital Markets study.

Loop Capital also looked at bonds with a rating from only one of the two rating firms. The firm found that missing a Moody's rating had more than twice the impact on what the market would demand for yield as did missing a rating from S&P.

Loop Capital Markets examined 99,344 trades completed this year in its study. It created a multiple regression model with Moody's and Standard & Poor's letter ratings converted into numbers as independent variables. It also included the return on the S&P 500, a measure of volatility, coupon size, years to worst yield, and years to worst squared as independent interval variables. Finally, whether or not the bond was missing either a Moody's or S&P rating was included as a categorical independent variable.

The dependent variable was the trading spread relative to Municipal Market Data's triple-A scale.

The un-standardized coefficient for the Moody's rating was 16.77 whereas for the Standard & Poor's rating it was 10.90. In other words, for each one-notch decrease in the Moody's rating there was an additional 16.77 basis point increase in the spread. The figures indicate that a one-notch shift from Moody's rating has 54% more impact than a one notch shift from S&P.

The coefficient for missing Moody's rating is 13.61 as compared with a coefficient for missing S&P rating of 5.66. The statistics indicate that missing a Moody's rating, with all other factors held constant, has 140% more impact on the spread than missing a S&P rating.

The "p" values for these four independent variables are all below .0001. In other words, the statistical model says there is less than a one in 10,000 chance that these variables do not impact the dependent variable. The adjusted "R" square for the model is 0.66.

"It's better for issuers to be rated by both rating agencies, but if you're only going to have one you're better with Moody's," said Chris Mier, chief strategist for Loop Capital Markets.

"We're not trying to impugn S&P. ... This general perception is already found in the marketplace. ... The question for [research associate Nick Larson] and I was if it holds up to statistical scrutiny. ... And the second thing was to see if these differences are large or small."

Loop is doing this study in part because the muni market hasn't had much statistical analysis, Mier said. "We feel it's important to bring a stronger quantitative edge to studying the market."

Asked to comment on the study, Moody's spokesman David Jacobson said, "This gets into the market pricing aspect, which is beyond what we cover or discuss, so we'll have to pass on this."

"We have not had the opportunity to review the full research, so we cannot comment on it," said S&P spokesman Olayinka Fadahunsi.

SOURCEMEDIA

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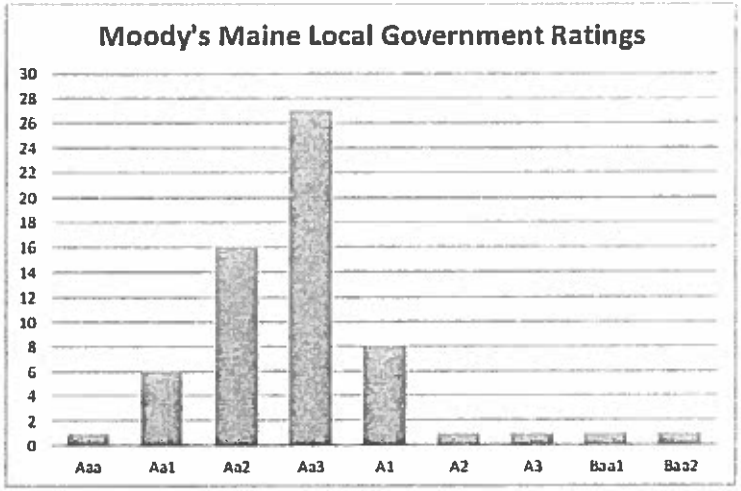
INVESTMENTS

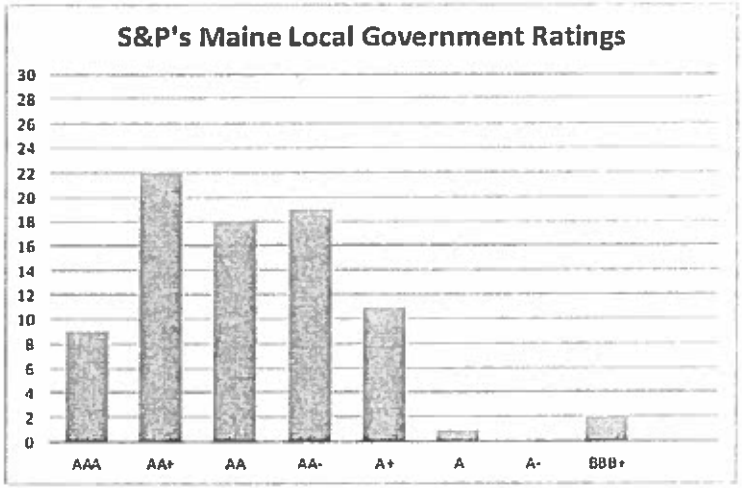
Current Long-term Bond Ratings (Maine)

Local Maine Governments

Municipality	Moody's Rating	S&P Rating	Municipality	Moody's Rating	S&P Rating
Alfred	NR	AA	Somerset Cnty	Aa3	A+
Auburn	Aa3	AA-	South Berwick	Aa3	AA+
Augusta	NR	AA	South Portland	Aaa	AAA
Bangor	Aa2	AA-	St. George	NR	AA+
Bar Harbor	Aa2	AAA	Topsham	NR	AA+
Bath	Aa3	AA	Waterville	Aa3	A+
Biddeford	Aa3	AA-	Wells	Aa2	AA+
Boothbay	Aa2	AA+	Westbrook	Aa3	AA
Brewer	Aa3	AA-	Windham	Aa2	AA
Brunswick	Aa2	AA+	Winslow	Aa3	AA-
Camden	NR	AA+	Winthrop	NR	AA-
Casco	Aa3	AA+	Yarmouth	Aa2	AA+
Cape Elizabeth	Aa1	AAA	York Cnty	NR	AA
Castine	Aa3	NR	York	NR	AAA
Cumberland	Aa3	AA+	**District**		
Cumberland Cnty	Aa1	AA+	Auburn Sewer Dist.	NR	A+
Dixfield	NR	AA-	Auburn Water Dist.	NR	A+
Ellsworth	Aa3	AA-	Brewer HSD	NR	AA-
Falmouth	Aa1	AAA	Bruns&Tops WD	NR	A+
Farmington	NR	AA-	Cumberland Cnty Civic Cntr	NR	AA
Freeport	Aa2	AAA	ecomaine	NR	AA
Gorham	Aa2	AA+	Freeport Swr	Aa3	NR
Gray	Aa2	AA+	Ken Lt & Pr	Aa3	BBB+
Hallowell	NR	A+	Kennebec WD	A1	NR
Hancock Cnty	Aa2	AA	Kennebunk Sewer District	A1	AA
Harpswell	Aa2	AAA	Linc-Sag Jail Auth	A1	AA-
Hermon	A1	AA-	MSAD No. 15	Aa3	AA+
Islesboro	A3	AA	MSAD No. 51	Aa3	AA+
Kennebunk	Aa1	AAA	No Jay WD	Baa2	NR
Kittery	Aa2	AA+	Portland Jetport	Baa1	BBB+
Knox Cnty	Aa2	AA	Portland Wtr Dis (Port Swr)	Aa1	AA
Lewiston	Aa2	AA-	Portland Wtr Dis (Wtr)	Aa3	AA
Madison	NR	A+	RSU No. 1	NR	AA
Manchester	NR	AA-	RSU No. 5	Aa3	AA-
New Gloucester	Aa3	AA+	RSU No. 13	A1	AA-
Old Orchard Beach	Aa3	AA+	RSU No. 13 (COPs)	NR	A+
Orono	Aa3	AA-	RSU No. 21	Aa3	AA+
Oxford	NR	AA-	RSU No. 23	A1	AA
Paris Twn	NR	A+	RSU No. 57	Aa2	AA
Pittsfield Twn	NR	A	Rumford WD	A2	NR
Portland	Aa1	AA+	So Berwick WD	A1	NR
Presque Isle	NR	A+	Vocational Region 8, MCST	A1	AA-
Raymond	NR	AAA	Wells-Ogunquit CSD	Aa3	AA+
Saco	Aa3	AA	Yarmouth WD	Aa3	A+
Scarborough	Aa3	AA+			



Source: Moody's Investors Service (ratings as of May 15, 2018)



Source: S&P Global Ratings (ratings as of May 15, 2018)

MOORS & CABOT
INVESTMENTS

Why Moors & Cabot?

- *A difference in the delivery* of services.
- *Answering the question before it is asked … or to answer the question that has not been thought of asking!*
- Do not "learn on our client's dime" … we *innovate and find the solution.*
- Proven experience … both the *regional and the national marketplace.*
- Demonstrated *exacting standards in the quality of the product that is delivered* to the rating agencies.
- Extensive *knowledge and experience* … State Rules and policy, the requirements of federal tax law, Maine statute and regulations.
- *Your best advocate* for your impression on the ratings agencies' debt, management and economic characteristics.
- A ***difference with a distinction*** in the quality of the delivery of investment banking services.
- The selection and appointment of Moors & Cabot as its Municipal Advisor for its financings is in the *best interests of our clients.*

We hope that you consider using our services

MOORS & CABOT
INVESTMENTS

Fees & Expenses

We will provide Advisory Services to the Town at a rate per $1,000 of par value of bonds issued by issue size as summarized in the below table; with a complete schedule to the right:

Fee Breakpoint Summary

Issue Size	(per 000)	(plus $)
Up to $10,000,000	$2.00	$0
$10,000,001 to $20,000,000	$1.50	$5,000
$20,000,001 to $32,000,000	$1.25	$10,000
$32,000,001 to $50,000,000	flat $50,000	
$50,000,001 and greater	$1.00	$0

Advisory Expenses (Example)

Printing Official Statement	$2,000.00
pdf POS	800.00
i-Deal Prospectus (maximum)	1,500.00
Computer	300.00
Postage to Bidders	0.00
Overnight Mail	200.00
Advertising to Bidders	0.00
Bond printing; Transportation, Other	0.00
Total Advisory Expenses	$4,800.00

Bond Anticipation Notes

Our scale fee to originate and sell Bond Anticipation Notes ("BANs") is 50¢/000 plus expenses. We waive this fee(s) conditioned on our being the originator and seller of bond issues that provide permanent financing(s) for the BANs.

Moors & Cabot Fee Schedule
for
Financial Advisory Services for Bond Issues

Deal Size (000)	@$2.00/000	@$1.50/000 $5,000	@$1.25/000 $10,000	flat 50,000	@$1.00/000
1,000	2,000	6,500	11,250	50,000	23,250
2,000	4,000	8,000	12,500	50,000	29,000
3,000	6,000	9,500	13,750	50,000	29,750
4,000	8,000	11,000	15,000	50,000	30,500
5,000	10,000	12,500	16,250	50,000	31,250
6,000	12,000	14,000	17,500	50,000	32,000
7,000	14,000	15,500	18,750	50,000	32,750
8,000	16,000	17,000	20,000	50,000	33,500
9,000	18,000	18,500	21,250	50,000	34,250
10,000	20,000	20,000	22,500	50,000	35,000
11,000	22,000	21,500	23,750	50,000	35,750
12,000	24,000	23,000	25,000	50,000	36,500
13,000	26,000	24,500	26,250	50,000	37,250
14,000	28,000	26,000	27,500	50,000	38,000
15,000	30,000	27,500	28,750	50,000	38,750
16,000	32,000	29,000	30,000	50,000	39,500
17,000	34,000	30,500	31,250	50,000	40,250
18,000	36,000	32,000	32,500	50,000	41,000
19,000	38,000	33,500	33,750	50,000	41,750
20,000	40,000	35,000	35,000	50,000	42,500
21,000	42,000	36,500	36,250	50,000	43,250
22,000	44,000	38,000	37,500	50,000	44,000
23,000	46,000	39,500	38,750	50,000	44,750
24,000	48,000	41,000	40,000	50,000	45,500
25,000	50,000	42,500	41,250	50,000	46,250
26,000	52,000	44,000	42,500	50,000	47,000
27,000	54,000	45,500	43,750	50,000	47,750
28,000	56,000	47,000	45,000	50,000	48,500
29,000	58,000	48,500	46,250	50,000	49,250
30,000	60,000	50,000	47,500	50,000	50,000
31,000	62,000	51,500	48,750	50,000	50,750
32,000	64,000	53,000	50,000	50,000	51,500
33,000	66,000	54,500	51,250	50,000	52,000
34,000	68,000	56,000	52,500	50,000	50,000
35,000	70,000	57,500	53,750	50,000	50,000
36,000	72,000	59,000	55,000	50,000	50,000
37,000	74,000	60,500	56,250	50,000	50,000
38,000	76,000	62,000	57,500	50,000	50,000
39,000	78,000	63,500	58,750	50,000	50,000
40,000	80,000	65,000	60,000	50,000	50,000
41,000	82,000	66,500	61,250	50,000	50,000
42,000	84,000	68,000	62,500	50,000	50,000
43,000	86,000	69,500	63,750	50,000	50,000
44,000	88,000	71,000	65,000	50,000	50,000
45,000	90,000	72,500	66,250	50,000	50,000
46,000	92,000	74,000	67,500	50,000	50,000
47,000	94,000	75,500	68,750	50,000	50,000
48,000	96,000	77,000	70,000	50,000	50,000
49,000	98,000	78,500	71,250	50,000	50,000
50,000	100,000	80,000	72,500	50,000	50,000
51,000	102,000	81,500	73,750		51,000
⇩					
60,000	120,000	95,000	85,000		60,000
75,000	150,000	117,500	103,750		75,000
80,000	160,000	125,000	110,000		80,000
85,000	170,000	132,500	116,250		85,000
90,000	180,000	140,000	122,500		90,000
95,000	190,000	147,500	128,750		95,000
100,000	200,000	155,000	135,000		100,000

Agenda Item Divider

(4)

Sallie V. Chandler, Chair
District 1

Richard R. Dutremble
District 2

Cynthia Chadwick-Granger
District 3

Michael J. Cote
District 4

Richard Clark
District 5

COUNTY OF YORK

45 Kennebunk Road
Alfred, Maine 04002

(207) 459-2312
Fax (207) 324-9494
YC-Commish@yorkcountymaine.gov

Gregory T. Zinser
County Manager

Kathryn A. Dumont
Assistant to the Manager

Victoria C. Ridlon
Finance Director

Linda M. Corliss
Human Resource Director

Frank P. Wood
Treasurer

Rose M. Leeman
Deputy Treasurer

September 19, 2018

Michael Tarabilda
P.O. Box 127
Kennebunkport, ME 04046

cc: Town of Kennebunkport:
Town Manager
Selectmen
Town Clerk

Michael Tarabilda,

Congratulations! You and other York County city/town winners of the 2018 Spirit of America Foundation Tribute for outstanding community service will be honored at a ceremony hosted by the York County Commissioners. The Spirit of America Foundation is a 501 (c) (3) public charity that was established in Augusta, Maine to encourage and promote volunteerism. You are encouraged to bring guests with you to enjoy the occasion.

Date:	November 7, 2018
Location:	York County Commissioners Office
Address:	149 Jordan Springs Road Alfred, Maine 04002
Time:	3:30 p.m.
RSVP:	Kathy Dumont, Assistant to County Manager 207.459.2312 kadumont@yorkcountymaine.gov

I look forward to saluting you on November 7, 2018 for your impressive service to our community.

Respectfully,

Richard Dutremble
Commissioner, District 2

(4)

Sallie V. Chandler, Chair
District 1

Richard R. Dutremble
District 2

Cynthia Chadwick-Granger
District 3

Michael J. Cote
District 4

Richard Clark
District 5

COUNTY OF YORK

45 Kennebunk Road
Alfred, Maine 04002

(207) 459-2312
Fax (207) 324-9494
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Finance Director

Linda M. Corliss
Human Resource Director

Frank P. Wood
Treasurer

Rose M. Leeman
Deputy Treasurer

September 19, 2018

Suzanne Stohlman
P.O. Box 127
Kennebunkport, ME 04046

cc: Town of Kennebunkport:
Town Manager
Selectmen
Town Clerk

Suzanne Stohlman,

Congratulations! You and other York County city/town winners of the 2018 Spirit of America Foundation Tribute for outstanding community service will be honored at a ceremony hosted by the York County Commissioners. The Spirit of America Foundation is a 501 (c) (3) public charity that was established in Augusta, Maine to encourage and promote volunteerism. You are encouraged to bring guests with you to enjoy the occasion.

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Respectfully,

Richard Dutremble
Commissioner, District 2

Agenda Item Divider

(5)

Arlene McMurray

From: cmsmailer@civicplus.com on behalf of Town of Kennebunkport, ME <cmsmailer@civicplus.com>
Sent: Tuesday, October 02, 2018 11:49 AM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Tuesday, October 2, 2018 - 11:48am Submitted by anonymous user: 45.46.13.109 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Patrick Briggs
Email:
Residential Address:
Residential Phone:
Business Address: OQTDWE
Business Phone: 2072298050
Mailing Address (if different): same

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed: Board of Selectmen 2014-present Do you have any skills, experience, or training you would like to mention?
President of BOS June 2017 to June 2018
Board of KEMS 2015 to present
Town Forester 2015 to present
Shade Tree Committee 2014 to Present
What is your reason for wanting to serve on this board or committee? Along with Town Manager researched and organized the current Housing Committee and am serving as President of the committee.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Housing Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6173

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Sunday, September 16, 2018 7:51 AM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Sunday, September 16, 2018 - 7:50am Submitted by anonymous user: 45.46.12.60 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: James Burrows
Email:
Residential Address:
Residential Phone:
Business Address: N/A
Business Phone: N/A
Mailing Address (if different): P.O. Box 224, Kennebunkport

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Present member KEMS Board of Directors, 20+ years, have served as President Present member Kennebunkport Fire Department, 57 years, am a District Chief Elected Kennebunkport representative to the Kennebunk, Kennebunkport, and Wells Water District, 30 years, serve every 4 years as President of the Board Do you have any skills, experience, or training you would like to mention? I have lived in Kennebunkport since 1945 and have had exposure to Kennebunkport municipal affairs by both my parents involvement in municipal boards and elected positions What is your reason for wanting to serve on this board or committee?
This board has the potential of providing living space to young adults who may provide the rejuvenation of what Kennebunkport was when I was growing up when there was a more balanced population of working people who served in the multiple volunteer organizations.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? The application is for the Housing Trust only which I believe that a hourly, part time employee of the Town of Kennebunkport could serve on without a conflict of interests.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5963

(5)

TOWN OF KENNEBUNKPORT
Application for Boards, Committees & Commissions

To the Town Manager:

I hereby request to be considered for membership to the following board(s) and/or committee(s): (If more than one, please indicate your preference: 1,2,3...)

☒ ~~Housing Committee~~ TRUST

- ☐ Administrative Code Committee ☐ Parsons Way
- ☐ Board of Assessment Review ☐ Planning Board
- ☐ Budget Board ☐ Recreation Committee
- ☐ Cape Porpoise Pier Advisory Committee ☐ Road Book Committee
- ☐ Cemetery Committee ☐ Sewer Advisory Committee
- ☐ Conservation Commission ☐ Shade Tree Committee
- ☐ Government Wharf Committee ☐ Shellfish Advisory Committee
- ☐ Growth Planning Committee ☐ Sidewalk Committee
- ☐ Kennebunk River Committee ☐ Solid Waste Committee
- ☐ Lighting Committee ☐ Zoning Board of Appeals

PECl 3/5/18

Signature of Applicant Date

Preliminary Information

Name (Print): Patrick E. Clancy

Residence Address: [illegible] Phone: [illegible]

Business Address: Same Phone: _____

Mailing Address: Same

(if different) _____

E-mail Address: [illegible]

Membership in community organizations:

Organization	Dates	Activities
Federal Home Loan Bank of Boston	2007-present	Director; Chair and Vice Chair of Housing Committee

Do you have any skills, experience, or training you would like to mention?

I built and led over more than 40 years a nonprofit affordable housing organization, The Community Builders (TCB). Active in fourteen states today with over five hundred employees, TCB under my leadership created new or rehabilitated housing for over 25,000 households.*

What is your reason for wanting to serve on this board or committee?

I am interested in serving because I believe I can add value to Kennebunkport's efforts to address the challenge of housing affordability, the importance of avoiding barriers in the town's housing stock and the value of enhancing income diversity among its residents.

Are you registered to vote in Kennebunkport? Please check one: ☒ Yes ☐ No

Please return the completed application to: Town Manager, 6 Elm St., P.O. Box 566, Kennebunkport, ME 04046. You will be contacted upon receipt.

*Though most of its housing and broader neighborhood revitalization work was and is urban, TCB has done substantial affordable and workforce housing creation in collaboration with town leadership in wealthier communities in Massachusetts, given its home office location in Boston. This includes housing in Lincoln, Weston, Stow, Chatham, Princetown, Edgartown and other towns where a central challenge was providing housing for households working in the town.

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Tuesday, September 18, 2018 5:43 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Tuesday, September 18, 2018 - 5:43pm Submitted by anonymous user: 98.11.19.160 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Jean Conaty
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Kennebunkport Growth Planning Committee (2011-2015, Vice-Chair 2014-2015) Kennebunkport Zoning Board of Appeals (2015-2017) Kennebunkport Board of Assessment Review (2015-2017) Board of Trustees Senior Center at Lower Village (2014-present, Board Vice-Chair 2015-2016, Board Chair 2016-2017) Do you have any skills, experience, or training you would like to mention?
Through my work on the Town's Comprehensive Plan, as a member of the Growth Planning Committee, I was involved in many discussions regarding the future direction of the Town, and in particular, the challenges with affordable housing and overall Town growth. I am very interested in working on a Committee to help implement this new initiative.
What is your reason for wanting to serve on this board or committee? See response above. I love the Town, want to see it grow and thrive as a strong community, and that begins with housing opportunities. I also feel it is important to keep the Town as a viable year-round community.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Housing Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6013

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Friday, September 14, 2018 1:37 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 14, 2018 - 1:36pm Submitted by anonymous user: 98.11.25.57 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Bruce Donath
Email:
Residential Address:
Residential Phone:
Business Address: N/A
Business Phone:
Mailing Address (if different): PO Box 7115, Cape Porpoise, ME 04014

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Board of Atlantic Hall, 6+ years, current member, focus on Rental management Habitat for Humanity York County, Treasurer, 2007 to 2013 Habitat for Humanity York County, Site Committee member, 2016 and continuing Jost van Dyke Preservation Society (501c3) , Financial Administrator, 2003 and continuing Jost van Dyke Action Committee (BVI island), Secretary 1997 to 2003 Do you have any skills, experience, or training you would like to mention?
Given my corporate experience in sales and consulting, I am comfortable making presentations, selling 'concepts' and finding common ground. The combination of my business experience and work at Habitat help me see the tradeoffs of genuine needs and financial alternatives/challenges.
What is your reason for wanting to serve on this board or committee? I have been interested in affordable housing since my early experiences with Habitat for Humanity in Boston in 1987. I believe that individuals and communities that have been successful economically must take steps to support initiatives that foster inclusiveness and long-term community sustainability.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)?
Housing Trust is my primary target.

Issue: my wife and I are now spending 5-6 months in Gulfport, Florida where we also participate in local volunteer programs and events, though I can certainly participate remotely and perform tasks I may be assigned.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5903

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Sunday, September 16, 2018 12:04 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Sunday, September 16, 2018 - 12:03pm Submitted by anonymous user: 76.179.66.36 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Sarah Dore
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Director, RSU 21 School Board, current (2018-2021)

Leader, Girl Scout Troop #180 (3rd year)

Previous extensive involvement with Community Partnerships for Protecting Children (CPPC) while working as Child Protective Caseworker and was statewide supervisior, Biddeford/York County

Previous extensive committee work with the United Way of York County

Do you have any skills, experience, or training you would like to mention?
iLookOut for Child Abuse Site Director, Penn State College of Medicine, 2016-Current (work remotely from home office)

Licensed Social Worker 2005-2017

Child protective statewide Prevention Supervisor 2014-2018

Child protective caseworker (York County) 2009-2014

Kids Free to Grow Supervisor and Prevention Educator (Formerly, Child Abuse Prevention Council)- Kennebunk

Caring Unlimited (York County Domestic Violence Project) school based educator

What is your reason for wanting to serve on this board or committee? I was born and raised in Kennebunkport and have essentially lived here for 40 years. I attended Kennebunkport Consolidated School and then MSK and KHS.

(5)

Arlene McMurray

From: cmsmailer@civicplus.com on behalf of Town of Kennebunkport, ME <cmsmailer@civicplus.com>
Sent: Friday, September 28, 2018 2:45 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 28, 2018 - 2:45pm Submitted by anonymous user: 74.75.220.50 Submitted values are:

Choose from the following: Housing. ~~Committee~~ TRUST
==Please provide the following information:==
Full Name: William H Dugan
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone: 207286 6470 cell
Mailing Address (if different): 14 Whittemore Lane

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed: Kennbeunkport Fire Department, Kennebunkport Conservation Trust Do you have any skills, experience, or training you would like to mention?
Member Kennebunkport Housing Committee, investing experience What is your reason for wanting to serve on this board or committee? I believe affordable housing is an urgent need in town.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Kennebunkport Heritage Housing Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6103

(5)

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Tuesday, September 18, 2018 10:50 AM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Tuesday, September 18, 2018 - 10:49am Submitted by anonymous user: 208.125.90.170 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: James W. Fitzgerald, Jr.
Email:
Residential Address:
Residential Phone:
Business Address: 183 Port Road, Kennebunk, ME 04043
Business Phone: 207-967-9900
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed: Currently serving on the Growth Planning Committee and the Zoning Board of Appeals in Kennebunkport. I am also on the Kennebunkport Housing Committee. I am also chair of the York County Community College Foundation Board of Directors. I serve on the Community Review Team of the United Way of York County.
Do you have any skills, experience, or training you would like to mention?
Background is in Real Estate and Management. I have lived in Kennebunkport 20+ years in the same home. I participated on the Kennebunkport Housing Committee.
What is your reason for wanting to serve on this board or committee? I want to see the Housing Trust become a viable organization supporting the citizens of Kennebunkport.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Since I am already on 2 committees, the Housing Trust is the only committee I would like to add.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5993

(5)

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Friday, September 14, 2018 10:51 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 14, 2018 - 10:51pm Submitted by anonymous user: 98.11.24.81 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Traci Gere
Email:
Residential Address:
Residential Phone:
Business Address: Make It KPT, 13 Western Avenue #2, Kennebunk,
ME 04043
Business Phone: 204-0498
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Kennebunk, Kennebunkport, Arundel Chamber of Commerce - 2015-present - member and Launch Festival planning committee Kennebunkport Business Association - 2015-present, member Kennebunk Rotary - 2011-2015 - member and volunteer on various events

Do you have any skills, experience, or training you would like to mention?
The majority of my career has been in market research and marketing in the high-tech and consumer goods sectors, where I've held leadership positions in several consulting firms. I've also worked developing economic recovery strategies and business incubator facilities in Pittsburgh and Boston.

Currently, I own and operate Make It KPT, the creativity store, in Lower Village.

I have an MBA from Boston University with a concentration in Finance and Public & Non-Profit Management.
What is your reason for wanting to serve on this board or committee? I believe strongly in creating more affordable housing options for Kennebunkport, and in maintaining a viable and vibrant elementary school.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)?

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5923

(5)

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Friday, September 14, 2018 7:50 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 14, 2018 - 7:49pm Submitted by anonymous user: 98.11.0.196 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: E Russell Grady
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Recreation Committee - long time ago (member) Planning Board - 2007, 2016-2018 (member & Chairperson) Kennebunkport Fire Department - 2000-Present (fire fighter) Kennebunkport Conservation Trust - 2014?-present (Vice President, Board of Directors, Volunteer Coordinator, Executive Committee) Do you have any skills, experience, or training you would like to mention?
Licensed Real Estate Associate Broker
What is your reason for wanting to serve on this board or committee?
Affordable housing in KPT is a very important matter for me.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Heritage Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5913

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Friday, September 14, 2018 1:36 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 14, 2018 - 1:35pm Submitted by anonymous user: 74.75.216.7 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Paul Hogan
Email:
Residential Address:
Residential Phone:
Business Address: Retired
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed: Current member Growth Planning Committee, 2nd term, participated in our affordable housing efforts in recent years; past member of Beach Advisory Committee, Chair and member — helped in development of the Beach Use Agreement and Ordinance, served on first board; Chairman- Summit Housing Authority, an independent affordable authority (rental units, federal funding) (early 1990's); Ski Advisor, Maine Adaptive Sports (past 7
years)
Do you have any skills, experience, or training you would like to mention?
Retired lawyer (NJ) with extensive practice in real estate and finance What is your reason for wanting to serve on this board or committee? This issue is a major concern for me and for the community, want to preserve year round nature of community or else the character will forever change.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Just the Housing Trust Board

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5893

(5)

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Monday, September 17, 2018 5:43 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Monday, September 17, 2018 - 5:43pm Submitted by anonymous user: 98.11.0.39 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Elizabeth Johnson
Email: .
Residential Address: .
Residential Phone:
Business Address:
Business Phone: 2077106010
Mailing Address (if different): 10 Bailey Ct

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
-KCS PTA member 2008-present (including Officer Position for 2 years):
attended most PTA meetings to vote on funding requests, plan Circus Smirkus, and help organize other PTA events. Was Circus Smirkus Hosting Coordinator for 7 years.
-Kport Conservation Trust member

Do you have any skills, experience, or training you would like to mention? I have an eye for aesthetics and own my own interior design business, Liz Johnson ReDesign. I work with residential and commercial clients to redesign and decorate their spaces. My largest client is The Nonantum Resort, where I have redesigned multiple bedrooms, bathrooms, dining rooms, and lobbies. The work there is on-going every winter. I feel I could contribute greatly to the vision and visual components of this housing board— helping make decisions about what the housing will look like with the goal of making it "fit in"
to the rural village community style that exists here.
What is your reason for wanting to serve on this board or committee? Over the past 11 years since we moved here, I've witnessed tremendous development, and I have not always been impressed with the scale, scope, aesthetics, or price tags. We have four children who are or have been in the school district here and my husband is a doctor at SMHC so we plan on being here for a very long time. I realize a certain amount of development needs to take place an order for a town to grow and thrive, however I worry it is happening too quickly and with no long-term vision including what houses and commercial developments should look like in order to keep our town the "cute quaint rural village" that it is. I am confident that the housing needs can be met while still maintaining that village feel.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? 1. Housing Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5983

(5)

TOWN OF KENNEBUNKPORT
Application for Boards, Committees & Commissions

To the Town Manager:

I hereby request to be considered for membership to the following board(s) and/or committee(s): (If more than one, please indicate your preference: 1,2,3...)

- ☐ Administrative Code Committee
- ☐ Board of Assessment Review
- ☐ Budget Board
- ☐ Cape Porpoise Pier Advisory Committee
- ☐ Cemetery Committee
- ☐ Conservation Commission
- ☐ Government Wharf Committee
- ☐ Growth Planning Committee
- ☐ Kennebunk River Committee
- ☐ Lighting Committee
- ☐ Parsons Way
- ☐ Planning Board
- ☐ Recreation Committee
- ☐ Road Book Committee
- ☐ Sewer Advisory Committee
- ☐ Shade Tree Committee
- ☐ Shellfish Advisory Committee
- ☐ Sidewalk Committee
- ☐ Solid Waste Committee
- ☐ Zoning Board of Appeals

Housing ~~Committee~~ TRUST

3/6/18

Signature of Applicant Date

Preliminary Information

Name (Print): DAVID R. KLING

Residence Address: 6 Goose Fair Phone: ___

Business Address: _____ Phone: _____

Mailing Address: 6 Goose Fair, Kennebunkport, ME 04046

(if different) _____

E-mail Address: _____

Membership in community organizations:

Organization	Dates	Activities
Graves Library	2016 –	President Board of Trustees
KCT	2004 –	various
Neighbors		"

Do you have any skills, experience, or training you would like to mention?

What is your reason for wanting to serve on this board or committee?

Affordable housing and related issues are important to maintaining Town character

Are you registered to vote in Kennebunkport? Please check one: ☒ Yes ☐ No

Please return the completed application to: Town Manager, 6 Elm St., P.O. Box 566, Kennebunkport, ME 04046. You will be contacted upon receipt.

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Saturday, September 15, 2018 12:51 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Saturday, September 15, 2018 - 12:50pm Submitted by anonymous user: 71.241.195.91 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Kristen Kuehnle
Email:
Residential Address:
Residential Phone:
Business Address: 18 North St.
Business Phone: 2077520030
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed: I became a full time resident of Kennebunkport in January, 2018. Prior to that I have lived in Kennebunkport on a part time basis since May, 2001. I currently serve on Graves Library Board of Directors.
Do you have any skills, experience, or training you would like to mention? As a home owner, a department chair, and a business owner, I have had experience with census research, development plans, and construction of community surveys.
What is your reason for wanting to serve on this board or committee? Since I have retired to this area after living here part time for 16 years, I have a interest in future development of the Kennebunkport area. I want to see more families who are here year round and are participating in community activities.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Only the Housing Trust Committee.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5933

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Saturday, September 15, 2018 4:12 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Saturday, September 15, 2018 - 4:12pm Submitted by anonymous user: 98.11.8.66 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Norma Lamb
Email: . ..
Residential Address: .
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different): PO Box 586 Kennebunkport

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Graves library volunteer 2018- bookstore

Seacoast garden club, 2017, volunteer at various town gardens, co chair Graves Library garden.

Do you have any skills, experience, or training you would like to mention?
Commercial & consumer finance at large, medium & smallbanks.
What is your reason for wanting to serve on this board or committee? Interest in community. Background in finance may be of benefit to effort.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Housing Trust

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/5943

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Tuesday, September 18, 2018 3:09 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Tuesday, September 18, 2018 - 3:09pm Submitted by anonymous user: 98.11.7.240 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Eileen Lang
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
I have been on the Health Council, early to middle 1990's. I was very involved in Consolidated School's Friends of the Port (FOPS) while my son attended school. Along with Mary Hutchins and Amanda Batson we organized fundraising for computers for a classroom so all Consolidated school students as well as teachers could be educated on the use of personal computers. This was at a time when there were none available to the school and was only taught at the Middle School. After we installed them in a room assigned to us, next to the school library we taught the classes on a volunteer basis, as well as offered an after school program for students. After a few years, and trips to the school board meetings, we fought the good fight and the program was funded.
There were many other school projects that I ran during this period of time.
I was also a Cub Scout Leader for several years.
Do you have any skills, experience, or training you would like to mention?
Since 2013 I am employed by the Founder of The Center of Lower Village in Kennebunk, Ann Spaulding. I assist her in fundraising and have become very familiar in all issues relate to seniors in our communities and her passion in this area.
Since 1996 I have worked for a local business, Blackrock Farm, for almost 18 years. I managed all aspects of the business with an emphasis on financing, regulatory labor issues; state and federal reporting,etc.
Prior to Blackrock Farm I sold real estate in the Virgin Islands for 10 years.
What is your reason for wanting to serve on this board or committee? I have lived year round in Kennebunkport since 1989. I picked living here because I love the community. My life has been quite full and I would enjoy staying here for the remainder of my life. Having said that our town needs help in affordable housing! Seniors and young families can't afford to live here.
Subsequently, the very fabric of what attracted me here has changed.
Kennebunkport will suffer if provisions are not made to make this a year round community. I enjoy volunteering and I would like to be a part of change and the future.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? I am only interested in the Housing Trust at this time.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6003

5

Arlene McMurray

From: vtsdmailer@vt-s.net on behalf of Town of Kennebunkport, ME <vtsdmailer@vt-s.net>
Sent: Thursday, September 20, 2018 5:58 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Thursday, September 20, 2018 - 5:57pm Submitted by anonymous user: 198.182.163.102 Submitted values are:

Choose from the following:
- Budget Board
- Housing Trust

==Please provide the following information:==
Full Name: Dimitri Michaud
Email:
Residential Address.
Residential Phone:
Business Address: N/A
Business Phone: N/A
Mailing Address (if different): N/A

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Portland Museum of Art (2015 to Present):
PMA Finance Committee,
Contemporaries Steering Committee,
Other activities

HealthInfoNet (2016 to 2018):
Board of Directors

Do you have any skills, experience, or training you would like to mention?
Current Deputy Commissioner of Finance with DAFS, with a background that includes:

Management Consulting; Mergers and Acquisitions; Private Equity; Business and Investment Valuation; Budgeting (both public and private sector); and understanding of financial instruments used to fund projects

What is your reason for wanting to serve on this board or committee? A belief in civic engagement and giving back, and to support the long-term health of the town.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Housing Trust, Budget Board

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6063

(5)

Arlene McMurray

From: cmsmailer@civicplus.com on behalf of Town of Kennebunkport, ME <cmsmailer@civicplus.com>
Sent: Friday, September 28, 2018 4:52 PM
To: Arlene McMurray
Subject: Form submission from: Online Application for Boards/Committees

Submitted on Friday, September 28, 2018 - 4:51pm Submitted by anonymous user: 74.75.225.135 Submitted values are:

Choose from the following: Housing Trust
==Please provide the following information:==
Full Name: Sue Ellen Stavrand
Email:
Residential Address:
Residential Phone:
Business Address:
Business Phone:
Mailing Address (if different):

Are you registered to vote in Kennebunkport? Yes Please list Membership in community organizations, dates involved, and activities performed:
Kennebunkport Kennebunk Chamber of Commerce (9/6/18 to present) - Assist in main office operations as needed greeting visitors, organizing, assisting at speical events.
Welcoming the Stranger (4/2/18 to present) - Mentor assylum seeking families in the greater Portland area with housing, medical, educational needs along with acclimating families into the greater Portland area.

Do you have any skills, experience, or training you would like to mention?
While living in Austin, TX, I volunteered at Caritas where my role was as mentor to a refugee family from Sudan moving to Austin. In addition to acclimating the family into the greater Austin area, helping them evaluate and select schools, employment, medical and transportation system, I also assisted this family of 6 find affordable housing while making minimum wage; an extreme challenge for the area to stay near public transportation and afford housing. The challenge led me to Foundation Communities, a non profit offering not only affordable housing for those in need but also services ranging from after school tutoring, budget mentoring, ESL along with a community wide assistance in yearly tax return submission. I was able to find an apartment for this family at Foundation Communities and also took an active volunteer role in both their various programs and general fundraising.
What is your reason for wanting to serve on this board or committee? It is important to me to have a wide diversity of residents in Kennebunkport. A community thrives when it is open and engaging to all people across the economic spectrum. Our family has lived in various communities where this has been acheived Bridgewater, CT, Wimberley, TX and if not for Foundaiton Communities, Austin, TX. I wish to be a part of Kennebunkport's mission to seek aforadable housing.
List the top 3 choices that you would like to serve on(1. 2. 3. in desired order)? Housing Trust.

The results of this submission may be viewed at:
https://www.kennebunkportme.gov/node/2661/submission/6123

Agenda Item Divider

(6)

October 11, 2018

Motion: I move that the resolution entitled, "Resolution of Intent to Reimburse Expenditures to Acquire Certain Parcels of Land with Proceeds of Tax-Exempt Bonds," be adopted in form presented to this meeting.

RESOLUTION OF INTENT TO REIMBURSE EXPENDITURES TO ACQUIRE CERTAIN PARCELS OF LAND WITH PROCEEDS OF TAX-EXEMPT BONDS

Whereas, at a Special Town Meeting duly called and held on September 19, 2018, the voters of the Town of Kennebunkport (the "Town") authorized the Board of Selectmen to issue general obligation bonds or notes of the Town in a principal amount not to exceed $10,000,000 to pay costs to acquire parcels of land comprising 85+/- acres and identified on the Kennebunkport Tax Maps at Map 12, Block 5, Lot 21 and Map 12, Block 5, Lot 21A, and Map 12, Block 5, Lot 22; (the "Project");

Whereas, on September 21, 2018, the Board of Selectmen adopted a resolution entitled, "Resolution to Authorize Town of Kennebunkport to Issue up to $10,000,000 in Bonds to Acquire Certain Parcels of Land," which authorized the Town to issue general obligation bonds and notes in anticipation thereof (collectively, the "Bonds") to fund the Project;

Whereas, the Town's expenditure for the Project may be initially funded by a combination of proceeds of a bond anticipation note and available funds of the Town; and

Now therefore, the Board of Selectmen hereby resolves and declares its official intent pursuant to Section 1.150-2(e) of the Treasury Regulations that the Town reasonably expects to use the proceeds of the Bonds to reimburse certain original expenditures from the Town's general or other fund, paid not earlier than 60 days prior to the adoption of this Resolution or to be paid, which original expenditures have been or will be incurred in connection with costs of the of the Project; and that the Town reasonably expects that the maximum principal amount that the Town will issue to finance the Project is $10,000,000; and further that a copy of this resolution and declaration of official intent be kept in the permanent records of the Town and be reasonably available for public inspection.

Dated October 11, 2018

_____ _____

_____ _____

_____

A majority of the Board of Selectmen

A true copy, attest: _____

Tracey O'Roak, Town Clerk

Agenda Item Divider

7

KENNEBUNKPORT WASTEWATER DEPARTMENT

Date: 10/3/18
To: Laurie Smith
From: Chris Simeoni
Re: Sewer assessment 57 Wildes District Road (21-1-8C)

It was recently discovered on Wednesday September 26th, that the residence at 57 Wildes District Road (21-1-8C) has not been getting assessed a yearly sewer charge. The homeowners, Lee S. and Ann G. Perkins are in the process of listing their house for sale. The realtor, Kathryn Leffler with Coldwell Banker, inquired about the issue as the homeowners advised her they knew they were on sewer, but had never received a bill. The following information was examined:

- Sewer Department sewer service lot plan, dated 11/18/02, indicates 57 Wildes District Road (21-1-8C) is on public sewer.
- Vision property card information indicates the residence is on private septic.
- Code Enforcement does not have a septic plan on file for the residence.
- House was built in 2003 and the Perkins' have lived there since.
- A check of Trio indicates the property was never billed for sewer service by the Town.
- No language exists in the municipal Wastewater Use Ordinance that authorizes back-billing property owners three years.
- There is no separate State statute that pertains to this issue that I'm aware of or been able to find.
- According to Maine Municipal Association Legal Services Department, sufficient language may exist under Title 36 Section 713 Assessments (attached) that may be applied/authorize the Town to assess for the previous three years sewer fees.
- In checking, the Town has set some precedence in back-billing property owners for changes in property (a split) that we haven't been aware of. (See attached letter for 1 Locke Street, ***12-001-05C)***
- Deputy Treasurer Nicole Evangelista was not able to find an incident related to the Town back-billing a property that we simply haven't been aware of.

Appropriate changes have been made in Trio and the subject property will be billed for the current year and all future service. A review of all applicable existing residences and services has been initiated town-wide to include reviewing billing and permits. I recommend, based on past back-billing practice and Title 36 Section 713, that the Board of Selectmen authorize back billing, for three years, the sewer service charge on the subject property for the total amount of $1331.00. No late fees or interest have been applied to this amount.

Thank you,
Christopher Simeoni
Christopher Simeoni
Deputy Director Public Works

25R School Street, P.O. Box 1038, Kennebunkport, Maine 04046
Tel: (207) 967-2245 Fax: (207) 967-5372

• §713. Supplemental assessments

Supplemental assessments may be made within 3 years from the last assessment date whenever it is determined that any estates liable to taxation have been omitted from assessment or any tax on estates is invalid or void by reason of illegality, error or irregularity in assessment. A supplemental assessment may be made during the municipal year whenever, through error or inadvertance, the assessors have omitted from their assessment or commitment taxes duly raised by the municipality or its proportion of any state or county tax payable during the municipal year. In municipalities not a part of a primary assessing area, the assessors for the time being may, by a supplement to the invoice and valuation and the list of assessments, assess such estates for their due proportion of such tax, according to the principles on which the previous assessment was made. In primary assessing areas, the chief assessor may, by a supplement to the valuation list, certify the valuation of such estates to the municipal officers who shall assess such estates according to the principles upon which the previous assessment was made. [1979, c. 31, (AMD).]

Such supplemental assessments shall be committed to the collector for the time being with a certificate as provided in sections 709 and 709-A stating that they were invalid or void or omitted and that the powers in the previous warrant, naming the date of it, are extended thereto. The tax collector has the same power, and is under the same obligation to collect them, as if they had been contained in the original list. Interest shall accrue on all unpaid balances of any supplemental tax, beginning on the 60th day after the date of commitment of the supplemental tax to the collector or the date interest accrues for delinquent taxes under the original commitment, whichever occurs later. The rate of interest shall be the same as specified by the municipality for the current tax year, in accordance with section 505, subsection 4. [1979, c. 612, (AMD).]

All assessments shall be valid, notwithstanding that by such supplemental assessment the whole amount exceeds the sum to be assessed by more than 5%.

The lien on real estate created by section 552 may be enforced as provided in section 948.

Persons subjected to a tax under this section shall be deemed to have received sufficient notice if the notice required by section 706 was given.

25R School Street, P.O. Box 1038, Kennebunkport, Maine 04046
Tel: (207) 967-2245 Fax: (207) 967-5372

TOWN OF KENNEBUNKPORT, MAINE

– INCORPORATED 1653 –

Supplemental Commitment of Sewer User Rates

To: Jennifer Lord, the Treasurer of the municipality of Kennebunkport, Maine, within said County of York.

Owner Name: Lee & Ann Perkins
MBL: 21-001-08C

We, the undersigned municipal officers of the municipality of Kennebunkport, hereby certified and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A. § 3406 for those properties, units, and structures required by local and State law to pay a sewer rate to the municipality, for the period beginning January 1, 2016 and ending December 31, 2016. This list is comprised of the pages numbered 1 to 1 inclusive which are attached to this certificate. The date(s) on which the rates included in this list are due and payable is (are) November 13, 2018. You are hereby required to collect from each person named in the attached list his or her respective amount as indicated in the list, the sum of those lists being $431.00. You are hereby required to charge interest at a rate of 7.00% per annum on any unpaid account balance beginning November 14, 2018. You are hereby authorized to collect these rates and any accrued interest by any means legally available to you under State law. On or before December 31, 2018 you shall complete and make an account of your collections of the whole sum herein committed to you.

Given under our hands this 11th day of October 2018.

_____

_____

_____

_____

_____

Municipal Officers, Town of Kennebunkport

6 Elm Street, P.O. Box 566, Kennebunkport, Maine 04046
Tel: (207) 967-4243 Fax: (207) 967-8470

TOWN OF KENNEBUNKPORT, MAINE

– INCORPORATED 1653 –

Supplemental Commitment of Sewer User Rates

To: Jennifer Lord, the Treasurer of the municipality of Kennebunkport, Maine, within said County of York.

Owner Name: Lee & Ann Perkins
MBL: 21-001-08C

We, the undersigned municipal officers of the municipality of Kennebunkport, hereby certified and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A. § 3406 for those properties, units, and structures required by local and State law to pay a sewer rate to the municipality, for the period beginning January 1, 2017 and ending December 31, 2017. This list is comprised of the pages numbered 1 to 1 inclusive which are attached to this certificate. The date(s) on which the rates included in this list are due and payable is (are) November 13, 2018. You are hereby required to collect from each person named in the attached list his or her respective amount as indicated in the list, the sum of those lists being $444.00. You are hereby required to charge interest at a rate of 7.00% per annum on any unpaid account balance beginning November 14, 2018. You are hereby authorized to collect these rates and any accrued interest by any means legally available to you under State law. On or before December 31, 2018 you shall complete and make an account of your collections of the whole sum herein committed to you.

Given under our hands this 11th day of October 2018.

_____

_____

_____

_____

_____

Municipal Officers, Town of Kennebunkport

6 Elm Street, P.O. Box 566, Kennebunkport, Maine 04046
Tel: (207) 967-4243 Fax: (207) 967-8470

TOWN OF KENNEBUNKPORT, MAINE

– INCORPORATED 1653 –

Supplemental Commitment of Sewer User Rates

To: Jennifer Lord, the Treasurer of the municipality of Kennebunkport, Maine, within said County of York.

Owner Name: Lee & Ann Perkins
MBL: 21-001-08C

We, the undersigned municipal officers of the municipality of Kennebunkport, hereby certified and commit to you a true list of the sewer rates established by us pursuant to 30-A M.R.S.A. § 3406 for those properties, units, and structures required by local and State law to pay a sewer rate to the municipality, for the period beginning January 1, 2018 and ending December 31, 2018. The date(s) on which the rates included in this list are due and payable is (are) November 13, 2018. You are hereby required to collect from each person named in the attached list his or her respective amount as indicated in the list, the sum of those lists being $456.00. You are hereby required to charge interest at a rate of 7.00% per annum on any unpaid account balance beginning November 14, 2018. You are hereby authorized to collect these rates and any accrued interest by any means legally available to you under State law. On or before December 31, 2018 you shall complete and make an account of your collections of the whole sum herein committed to you.

Given under our hands this 11th day of October 2018.

_____

_____

_____

_____

_____

Municipal Officers, Town of Kennebunkport

6 Elm Street, P.O. Box 566, Kennebunkport, Maine 04046
Tel: (207) 967-4243 Fax: (207) 967-8470

Agenda Item Divider

Kennebunkport 2018 Sidewalk Tractor Bid Review

HP Fairfield 2018 Trackless MT7 with Attachments (Factory Showroom Model)
Bid Price $144,256 Trade In: $10,000

HP Fairfield 2018 Trackless MT7 with Attachments
Bid Price $188,827 Trade In: $10,000

Beauregard Equipment MV4.1 with Attachments
Bid Price $171,600 Trade In $20,000

In our Equipment / Reserve Capital account we budgeted $175,000 to pay for a new sidewalk tractor. Kennebunkport Public Works has received bids for and demonstrated the above sidewalk tractors by visiting Saco Public Works to operate their Maclean MV2 (previous model) and Biddeford Public Works backhoes. Our crew reviewed backhoe demonstrations as follows:

1. **The Trackless MT7 had the best cab operator layout and visibility with an all metal body.**

2. **The Maclean had a noticeably higher horsepower engine and a plastic rear body. AC unit is not roof mounted.**

3. **Both machines operate very well for their intended usage in municipal operations. We recommend purchasing the Factory Showroom Model Trackless MT7 based on the cost savings of obtaining this model. There is no**

Kennebunkport 2018 Sidewalk Tractor Bid Review

practical difference between the showroom model and a production line model at the higher bid price. We recommend that the old Trackless be retained as a back up unit and for use in Dock Square snow removal operations. With two tractors we would utilize the old trackless in snow removal operations while having the new tractor available for sidewalk clearing immediately after a snowstorm.

By: Michael Claus, Kennebunkport Public Works Director

OPTION #1

BID PROPOSAL FORM
SIDEWALK TRACTOR Contract No. 2018-03

SUBMIT TO: Town Manager's Office
Town of Kennebunkport
6 Elm Street
P.O. Box 566
Kennebunkport, Maine 04046

BID DATE: Wednesday, October 3, 2018, 1:00 p.m.

The undersigned hereby certifies he/she has examined and fully comprehends the requirements of these specifications for the above equipment and offers to furnish all labor, materials, equipment, supplies and related to do the work as detailed for the following lump sum price.

Model Bid TRACKLESS MT7

Bid for Specified Equipment $ 188,827.00
(In Numbers)

Expected Delivery Time after Receipt of Purchase Order 60-90 DAYS

Deduct Alternate No. 1 (Allowance for Trade - In, See Section 1.10)

Amount: $ 10,000.00 **(in numbers)**

NAME OF FIRM: H.P. FAIRFIELD

ADDRESS: 9 GREEN ST.
SKOWHEGAN, ME 04976

AUTHORIZED SIGNATURE:

PRINT NAME AND TITLE: TRAVIS BAKER SALES REP.

TELEPHONE: 207-399-4501 **DATE:** 10/2/18

Required Attachments: 1. Detailed Sidewalk Tractor Manufacturer Specifications with Specified Options

CENTRAL MAINE
9 Green St/P.O. Box 188
Skowhegan, ME 04976
P (207) 474-9836
F (207) 474-6526
Toll Free (800) 356-2813

Sales Quote

IMPORTANT: All invoices are due and payable in U.S. Dollars in Guadalupe County, Texas, or where indicated below. No goods to be returned without our written permission. Goods must be returned transportation charges pre-paid. A handling charge will be made on all returned goods. LATE CHARGE: A late charge of 1.5% of any past due balance of the dealers account as of the last day of the month will be billed as of the 15th day of the following month if payment has not been received by that date.

CUSTOMER NO	825753	TERRITORY	390	PAGE 1 of 1
ORDER DATE	10/02/2018	CUSTOMER PO	79304TBAKER	
QUOTE DATE	10/02/2018	SHIPPED VIA		
SALES ORDER	5126960 - SQ	FREIGHT TERMS	FCA FACTORY- FRT ARRANGED & PREPAID, TRANSFER AT ORIGIN	
		FC1		
PAYMENT TERMS	Net 30 Days(Override)/Invoice		CODE	002
DELIVERY INSTRUCTIONS:				
		REQUESTED SHIP DATE	10/02/2018	

SOLD TO:
TOWN OF KENNEBUNKPORT CHP
PO BOX 566
KENNEBUNKPORT ME 04046-0566

SHIP TO:
TOWN OF KENNEBUNKPORT CHT
BEECHWOOD AVE
KENNEBUNKPORT ME 04046

DESCRIPTION/REMARKS

2018 TRACKLESS MT7 SIDEWALK TRACTOR
RIDE CONTROL OPTION
GPS/AVL TRACTOR SETUP
FRONT ELECTRIC LOCKING DIFFERENTIAL
COMPLETE SET OF DUAL RIMS & TIRES
LICENSE PLATE BRACKET & LIGHT
TOW BEHIND SANDER PACKAGE
MT7 BREAK FILTER KIT
5' ANGLE PLOW
457 BOOM FLAIL MOWER - COMPLETE
5 POSITION PLOW
51" GEARBOX RIBBON SNOWBLOWER

PREPPED & DELIVERED TO KENNEBUNK PWD

TRADE IN ALLOWANCE OPTION: DEDUCT $10,000.00 FROM PRICE ON QUOTE

ITEM NUMBER	BRANCH	DESCRIPTION	PICK SLIP#/ LOT/SERIAL	QUANTITY SHIPPED	LIST PRICE	DISC %	EXTENDED AMOUNT
SIDEWALKHPF	9335	315 HPF - SIDEWALK TRACTOR/ATT		1	188,827.00	0	188,827.00

REMARKS	NET DUE	CASH DISC.	IF PAID BY		
	188,827.00	0.00	11/01/2018	SUB-TOTAL	188,827.00
				FREIGHT & HANDLING	0.00
				SALES TAX	0.00
				TOTAL(USD)	188,827.00
				PREPAID AMOUNT	

IMPORTANT: Alamo Group or affiliates (Alamo Group) shall not be liable to any person for any claim for injuries or damages which claim for injuries or damages arises out of or which results from the repair of this product by a person or firm other than Alamo Group. Repair parts are intended for use only on equipment manufactured or sold by Alamo Group.

OPTION #2

BID PROPOSAL FORM
SIDEWALK TRACTOR Contract No. 2018-03

SUBMIT TO: Town Manager's Office
Town of Kennebunkport
6 Elm Street
P.O. Box 566
Kennebunkport, Maine 04046

BID DATE: Wednesday, October 3, 2018, 1:00 p.m.

The undersigned hereby certifies he/she has examined and fully comprehends the requirements of these specifications for the above equipment and offers to furnish all labor, materials, equipment, supplies and related to do the work as detailed for the following lump sum price.

Model Bid TRACKLESS MT7 (FACTORY SHOWROOM MODEL)

Bid for Specified Equipment $ 144,256.00
(In Numbers)

Expected Delivery Time after Receipt of Purchase Order 60-90 DAYS (OR LESS)

Deduct Alternate No. 1 (Allowance for Trade - In, See Section 1.10)

Amount: $ 10,000.00 (in numbers)

NAME OF FIRM: H.P. FAIRFIELD

ADDRESS: 9 GREEN ST.
SKOWHEGAN, ME 04976

AUTHORIZED SIGNATURE:

PRINT NAME AND TITLE: TRAVIS BAKER

TELEPHONE: 207-399-4501 **DATE:** 10/2/18

Required Attachments: 1. Detailed Sidewalk Tractor Manufacturer Specifications with Specified Options

CENTRAL MAINE
9 Green St/P.O. Box 188
Skowhegan, ME 04976
P (207) 474-9836
F (207) 474-6526
Toll Free (800) 356-2813

Sales Quote

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CUSTOMER NO	825753	TERRITORY	390	PAGE 1 of 1
ORDER DATE	10/02/2018	CUSTOMER PO	79304TBAKER	
QUOTE DATE	10/02/2018	SHIPPED VIA		
SALES ORDER	5127178 - SQ	FREIGHT TERMS	FCA FACTORY- FRT ARRANGED & PREPAID, TRANSFER AT ORIGIN	
		FC1		
PAYMENT TERMS	Net 30 Days(Override)/Invoice		CODE	002
DELIVERY INSTRUCTIONS:				
		REQUESTED SHIP DATE	10/02/2018	

SOLD TO:
TOWN OF KENNEBUNKPORT CHP
PO BOX 566
KENNEBUNKPORT ME 04046-0566

SHIP TO:
TOWN OF KENNEBUNKPORT CHT
BEECHWOOD AVE
KENNEBUNKPORT ME 04046

DESCRIPTION/REMARKS

2018 TRACKLESS MT7 SIDEWALK TRACTOR (FACTORY SHOWROOM MODEL PACKAGE, NEW W/ FULL WARRANTY)
RIDE CONTROL OPTION
GPS/AVL TRACTOR SETUP
FRONT ELECTRIC LOCKING DIFFERENTIAL
COMPLETE SET OF DUAL RIMS & TIRES
LICENSE PLATE BRACKET & LIGHT
TOW BEHIND SANDER PACKAGE
MT7 BREAK FILTER KIT
5' ANGLE PLOW
457 BOOM FLAIL MOWER - COMPLETE
5 POSITION PLOW
51" GEARBOX RIBBON SNOWBLOWER

PREPPED & DELIVERED TO KENNEBUNK PWD

TRADE IN ALLOWANCE OPTION: DEDUCT $10,000.00 FROM PRICE ON QUOTE

ITEM NUMBER	BRANCH	DESCRIPTION	PICK SLIP#/ LOT/SERIAL	QUANTITY SHIPPED	LIST PRICE	DISC %	EXTENDED AMOUNT
SIDEWALKHPF	9335	315 HPF - SIDEWALK TRACTOR/ATT		1	144,256 00	0	144,256 00

REMARKS	NET DUE	CASH DISC.	IF PAID BY		
	144,256.00	0.00	11/01/2018	SUB-TOTAL	144,256.00
				FREIGHT & HANDLING	0.00
				SALES TAX	0.00
				TOTAL(USD)	144,256.00
				PREPAID AMOUNT	

IMPORTANT Alamo Group or affiliates (Alamo Group) shall not be liable to any person for any claim for injuries or damages which claim for injuries or damages arises out of or which results from the repair of this product by a person or firm other than Alamo Group. Repair parts are intended for use only on equipment manufactured or sold by Alamo Group

Section 3.02 Trackless MT7 Municipal Tractor

1.	A four wheel drive articulating, oscillating, rubber tired, diesel powered multi-purpose tractor, designed for year round work, utilizing various attachments shall be supplied	MAKE TRACKLESS MODEL MT 7 YEAR 2018
2.	Tractor shall be no wider than 50-1/2" (1.3 m), including fenders and no higher than 88" (2.26 m) to top of roof guard	COMPLY ✓ DO NOT COMPLY
3.	Engine shall have a displacement of no less than 4.5 LT. HP to be 74 hp or greater. The engine must be a Tier 4 final diesel not requiring the use of urea injection. Tier 3 or 4 I (interim) engines not acceptable.	COMPLY ✓ DO NOT COMPLY
4.	Tractor shall have sufficient hydraulic capability to power manufacturers own hydraulically driven angle sweeper, cold planer, 14 ft wide rotary mower, etc.	COMPLY ✓ DO NOT COMPLY
5.	Tractor shall have a mechanically driven front PTO	COMPLY ✓ DO NOT COMPLY

6. LABELLING and WARNING DECALS:

The following labels and decals must present on tractor upon delivery:

- Pinch point decals
- Danger – rotating shaft decal
- Danger – Fan decal
- Joystick function / operation decal
- Diesel fuel only decal on fuel reservoir (minimum .75" high letters)
- Hydraulic oil only decal on oil reservoir (minimum .75" high letters)
- Decals for adjustment procedures
- Grease chart decal approx. 11" x 12" under top hood. Decal must include illustrations for showing grease points.

- Metal tag - ROPS Certification
- Metal tag - Serial number / model / model year

7. MANUALS:

The following manuals with CDs, printed in English, must be furnished at no extra charge at the time of delivery.

An operators manual of approximately 170 pages must be supplied in the tractor cab. The manual will provide all information required to operate the tractor and include maintenece information, safety precautions, lubrication diagrams, etc. All pictures must be in full colour.

A tractor parts manual including maintenance and operators instructions shall be supplied. The manual shall be no less than 280 pages and include detailed parts illustrations. Wiring and hydraulic schematics must be in full colour. The manual must have detailed information regarding controls, operating tips, safety precautions, attachment mounting, attachment hose hook up colour coding, grease point illustrations, lubrication chart, etc. The manual must include a CD copy inserted into a protective sleeve in the manual cover.

A tractor service manual shall be supplied at time of delivery. It shall consist of approximately 265 pages with a detailed index. The manual must include diagnostic, repair and adjustment information for main drivetrain components. All photo pictures that assist in overhaul procedures must be in full colour. Wiring and hydraulic schematics must be in full colour. Other items required include a torque specification page, fault logic trouble shooting, lifting point and jack stand placement illustrations. The above information for attachments including those which may be ordered at a later date must also be included. The manual must include a CD copy inserted into a plastic protective sleeve in the manual cover. Attachment manual must also be provided for all attachments ordered.

8. SAFETY FEATURE REQUIREMENTS:

A neutral safety start system shall prevent the engine from starting unless shifted into neutral.	YES ✓	NO _____
A seat safety switch must automatically shut down the PTO shaft and shut off any hydraulically powered attachment if the operator leaves the drivers seat. (no exception allowed)	CONFIRM YES	
If the operator leaves the seat without placing the shifter into neutral, the engine will shut down. (no exception allowed)	CONFIRM YES	
The hydraulic circuits which power the hydraulic driven mower wings must kick off automatically	YES ✓	NO _____

when wings are raised to a pre-determined angle. When lowered, they must be re-started. This feature must be designed into the tractor for future additional attachment purchases.

Tractor must have a hydraulic brake at each wheel. There must also be a mechanical parking brake that can be applied if hydraulic brakes fail.

YES ✓ NO _____

SPECIFY MEETS SPEC.

Cab must be ROPS certified and have a metal Certification tag attached to the structure.

CONFIRM YES

(no exception allowed)

A wire protection guard must enclose the engine fan.

YES ✓ NO _____

The tractor shall have reflective striping on both sides of cab and rear side hoods, as well as on the rear hood below the tail lights.

YES ✓ NO _____

The tractor shall have a minimum of 8 flashing LED amber and/or blue lights mounted above the roof line, two on each side for full, unobstructed 360 degree visibility.

CONFIRM YES

(no exception allowed)

Tractor shall have a backup alarm activated by the forward / neutral / reverse switch

YES ✓ NO _____

The tractor shall have a backup camera viewed on the digital dash display whenever tractor is in reverse.

YES ✓ NO _____

The tractor shall have Safety. Danger, Caution and Pinch Point decals as described in the labelling Section of this specification.
(no exception allowed)

YES ✓ NO _____

Access to the PTO shaft shear bolt shall be from inside the cab. This is also where the PTO shaft is connected when attaching an implement. Having to reach down in front of the tractor to connect the PTO shaft or change a shear bolt will not be accepted.

YES ✓ NO _____

For hooking up attachments, the PTO shaft of the Attachment must be supported by a stand on the pushframe so that no one is required to hold up the Shaft while the operator drives the tractor forward Into the attachment. YES ✓ NO _____

There shall be an external lift cylinder switch on the Front of the cab which the operator can bump up Or down to align the lift cylinder pins. YES ✓ NO _____

No fluid checks, filters, battery, ECUs or breaker Switches are to be located on the same side of the Tractor as the exhaust and after-treatment system Due to possible contact with high temperature Components. YES ✓ NO _____

9 . ENVIRONMENTAL:

Engine must be Tire 4 final. Tier 4 Interim not acceptable. YES ✓ NO _____

Engine must be programmed for anti-idle which shuts off the engine automatically after a specified period of time, once the engine has reached operating temperature. YES ✓ NO _____

Tractor shall have a fuel saver mode which reduces fuel consumption by up to 3-1/2 LT per hour when driving, plowing, sweeping or any other function that does not require constant full engine RPM. YES ✓ NO _____

Due to operation within residential areas, sound levels are extremely important. Because an increase of 10 dBA means the sound is 10 times greater the following must be accurate and will be checked for verification.

Tractor noise level with no attachments connected must be no greater than:

69 dBA at 2100 rpm, measured 15 metres (49 ft) directly behind the tractor. STATE: 69 dBA

64 dBA at 2100 rpm, measured 15 metres (49 ft) directly in front of tractor. STATE: 64 dBA

10. COST OF OPERATION

Tractor to have a PTO mode and a standard drive Mode. This is to lower fuel consumption by up to 3-1/2 litres per hour (40%) when driving, plowing snow or sweeping. YES ✓ NO ____

Tractor shall have an auto / run feature which automatically shuts off the sand / salt spreader when the tractor stops at an intersection , stops moving for any reason or is shifted into reverse to reduce material costs by up to 40%. YES ✓ NO ____

There shall be a rotary switch to adjust the amount of material being spread by the rear sand/salt spreader to reduce cost. YES ✓ NO ____

Tractor to have anti-idle which does not allow the engine to continue running and consuming fuel, for long periods such as while an operator is on a break lunch, etc. YES ✓ NO ____

11. DIMENSIONS and WEIGHTS:

Dimensions are not to exceed the following:

Overall length including rear bumper	146.5 inches	SPECIFY 146.5"
Height o top of AC roof guard	88.0 inches	SPECIFY 88"
Track width with winter tires	49.5 inches	SPECIFY 49.5"
Overall width including fenders	50.5 inches	SPECIFY 50.5"
Inside turning radius	90.0 inches	SPECIFY 90"
Weight of tractor is to be no less than 5,700 lbs and is not to exceed 6,500. lbs	STATE WEIGHT	6500 Lbs w/ NO FLUIDS
		____ Kgs

12. CHASSIS:

The tractor shall consist of 4 main structures, YES ✓ NO ____

front cab / frame, centre frame, mid frame and rear frame.

STATE NUMBER OF FRAME SECTIONS 4

Two greaseable pivot pins shall connect the mid frame to the centre frame through hardened greaseable spherical bearings.

DESCRIBE SYSTEM:

AS STATED

Rear frame rails are to be no less than 6" x 2" x 3/8" wall HSS rectangular tubing to withstand rough road impact at 32 km/hr with loaded sander on the rear and the heaviest front mounted attachment supplied.

STATE FRAME RAIL TUBING DIMENSIONS:

6" x 2" x 3/8" wall

Tractor shall articulate and oscillate. (no exception)

CONFIRM YES

13. ENGINE COMPARTMENT :

The top hood, two side hood panels, and rear grill are to be easily removable without the use of any tools. Only latches and quarter turn fasteners need to be released before lifting off the hoods and grills.

YES ✓ NO ____

There shall be an air breather precleaner permanently attached to the top hood.

YES ✓ NO ____

The left side hood panel must have 2 hinged access doors for access to daily fluid checks, battery, filters, battery disconnect switch and main breakers.

YES ✓ NO ____

The top hood shall be made of aluminum for lighter lifting during removal.

YES ✓ NO ____

All other hoods and panels must be either 14 or 16 gauge steel to withstand rough operation and contact with tree branches, signs and other obstructions encountered. Plastic, fiberglass or any other non-metallic material is unacceptable.

STEEL HOODS: YES ✓ NO ____

Complete rear grill shall hinge open and lift off for easy access to clean oil cooler and radiator. Must be able to lift off when rear sander attached	YES ✓	NO _____
The overall width of the top hood shall not exceed 37 inches	YES ✓	NO _____
	SPECIFY 37 inches	
The overall width of the rear grill / hood, behind the rear Axle shall not exceed 41 inches.	YES ✓	NO _____
	SPECIFY 41 inches	
There shall be a hinged door for access to the radiator fill spout.	YES ✓	NO _____
The tractor shall have an all stainless steel horizontal exhaust system. The DPF and DOC shall be located over the fender where it is protected from the environment and behind the side hood where there is no danger of someone touching it while hot.	YES ✓	NO _____

14. COOLING:

Engine shall be water cooled by means of an 18 inch diameter fan and a radiator which automatically reverses every few minutes to prevent dirt, salt and grass clippings from building up on the oil cooler and radiator fins.	YES ✓	NO _____
A 2 piece cooler is to be supplied for cooling hydraulic oil and engine coolant.	YES ✓	NO _____
The hydraulic system shall have a thermostatically controlled bypass valve for cold weather operation.	YES ✓	NO _____
	STATE BYPASS TEMP SETTING 110 DEGREES	

15. P.T.O.

PTO drive system to be mechanical by way of a clutch. 11-1/2" over-centre type preferred. Must be electric over hydraulic actuation with indicator light.	YES ✓	NO _____
	SPECIFY AS STATED	

Actuation by lever is not acceptable.

The front PTO is to be 1-3/8 inch diameter, 6 spline. 540 pto rpm @ 2160 engine rpm.

YES ✓ NO _____

16 . IMPLEMENT HITCHES:

Tractor shall be supplied with a front quick hitch system. Implement height shall be controlled by two double acting hydraulic cylinders which are operated from the joystick. Spring load lift latches hold the implement frame in place.

YES ✓ NO _____

SPECIFY DETAILS OF HITCH

AS STATED

Must be capable of attaching existing Trackless attachments already owned by the municipality. To satisfy legal and safety concerns, bidder must submit 3 copies of a letter from Trackless Vehicles Ltd. approving the attachments already owned can be safely mounted and operated on the tractor and will not in any way effect their product liability coverage of the attachments in question.

YES ✓ NO _____

17. TRANSMISSIONS:

The tractor shall be propelled by a hydrostatic transmission and controlled by a single electronic foot pedal. The electronic pedal controls the hydrostatic transmission and the engine RPM when in FUEL SAVER mode. If switched to work mode, a throttle lever over-rides the pedal control of the engine RPM allowing full RPM to power the PTO shaft to run the attachment.

YES ✓ NO _____

SPECIFY COMPLETE DETAILS OF SYSTEM OFFERED:

AS STATED

The tractor shall consume no more than 92 litres of fuel to plow sidewalks for 12 – 15 hours in fuel saver mode.

YES ✓ NO _____

SPECIFY AS STATED

A forward / neutral / reverse switch on the joystick shall be supplied.

YES ✓ NO _____

The tractor shall have a 2 speed mechanical transmission which provides speed ranges of:

YES ✓ NO _____

SPEICFY AS STATED

LOW RANGE 0 - 12 km / hr
HIGH RANGE 0 - 32 km / hr

The transmission SHIFT LEVER inside the cab must have a neutral position allowing the tractor to be towed, without danger of damaging the hydrostatic transmission. Shut off taps, screws, etc located in the rear frame area will not be accepted. Tractor may be towed several miles without damage.

YES ✓ NO _____

See options page if deep reduction option is required.

18. AXLES:

Shall be Dana model 60 style full float with track lock differentials (limited slip) front and rear.

YES ✓ NO _____

SPECIFY AS STATED

Axles assemblies must be manufactured in North America with local parts availability.

COUNTRY OF MANUFACTURE

CANADA

There shall be no less than 8 - ½ inch dia. bolts securing each axle housing to the chassis.

YES ✓ NO _____

Each axle shaft shall have a minimum of 8 wheel studs.

YES ✓ NO _____

19. BRAKING SYSTEMS:

Tractor shall have no less than 3 braking systems, hydrostatic dynamic braking, hydraulic service brakes, and mechanically actuated emergency / parking brakes.

YES ✓ NO _____

SPECIFY AS STATED

Parking brake is to be applied by way of an adjustable parking brake lever. It must be able to apply the brakes mechanically in the event that the hydraulic system for applying the service brakes

YES ✓ NO _____

SPECIFY AS STATED

fail.

The hydrostatic braking is to be programmed more aggressive when service brake pedal applied. YES ✓ NO ____

The parking brake must sound a warning buzzer when applied and a warning message in ¾" high letters must appear on the LED dash display. YES ✓ NO ____

20. WHEELS / TIRES:

Tires shall be LT 245 / 75R x 16 winter radial mounted on heavy duty wheels with no less than 8 studs. YES ✓ NO ____

STATE NUMBER OF STUDS PER WHEEL 8

See options page for tire and wheel options if required.

21. RIDE CONTROL

The tractor shall have an anti-bounce ride control system which automatically weighs the front mounted attachment when lifted and calculates, according to speed and shock load, how much the attachment needs to move and over how many milliseconds to counteract the bounce when hitting a bump or pothole, deadening the bounce that normally would follow the initial impact. YES ✓ NO ____

22. HYDRAULIC SYSTEMS:

The hydraulic gear pump shall be driven by the engine and produce a minimum of 20 gpm. YES ✓ NO ____

A second hydraulic pump is to be engaged only when the PTO is engaged. YES ✓ NO ____

Tractor shall be supplied with a electronic joystick. (no exception permitted)

All attachment functions and forward /reverse are to be controlled by a single joystick. The joystick must automatically program itself to the attachment that is mounted. 3 float position switches to have additional LED indicator lights. Joystick allows lifting & lowering of attachment while 2 other function controls remain live.

IF ANY DEVIATION, ATTACH A SEPARATE DESCRIPTION OF JOYSTICK CONTROL OFFERED.

Moving the joystick forward or back while holding the blue button moves both wings on the 5 position plow or batwing rotary mower at the same time.

Tractor shall have a low hydraulic oil warning system. When low a message appears on digital display

YES ✓ NO _____

7 front hydraulic couplers are to be supplied for operating the control features on attachments.

YES ✓ NO _____

In addition to the 7 couplers for operational controls, there shall be 4 (2 pair) of HIGH VOLUME front couplers to power hydraulically driven attachments. They can power 2 separate attachments such as mower wings, or be combined for attachments requiring higher flows. One switch engages the left pair and a second switch engages the right pair. Switches for the hydraulic circuits are to be located to the left and right of the front PTO engagement switch.

YES ✓ NO _____

For tractors other than Trackless, state flow / pressure of each circuit used to power hydraulically driven mower wings, sweepers, etc already owned by the municipality. These must match the requirement of the attachments to be considered safe to operate.

STATE CIRCUIT A:

20 gpm @ 2,500 psi

STATE CIRCUIT B:

14 gpm @ 2500 psi

Rear of tractor shall have 1 pair of hydraulic couplers with an output of 16 gpm.

YES ✓ NO _____

Hydraulic couplers must be colour coded, matching joystick colour coded switches.

YES ✓ NO _____

All hydraulic hoses to have NPT, SAE straight thread or SAE split flange fittings. (no metric) YES ✓ NO _____

Hydraulic oil filter shall be cartridge type, mounted at highest point in hydraulic system for dry changes. Spin on filters not accepted. YES ✓ NO _____

23. ELECTRICAL :

Tractor shall have a 12 V, neg ground system with a 950 – 1000 CCA group 31 battery, 200 amp alternator, and main breaker switch protection. YES ✓ NO _____

BATTERY CCA 950-1000

ALTERNATOR AMP 200

There shall be a battery disconnect switch inside the Engine compartment. YES ✓ NO _____

There shall be a 7 prong trailer plug in rear panel. YES ✓ NO _____

There shall be a 4 prong trailer plug in rear panel for powering the water tank spray system, brine pump or other electrical components other than lighting. YES ✓ NO _____

There shall be a 7 inch LED digital display screen YES ✓ NO _____

with the following features:

Backup camera when in reverse YES ✓ NO _____

Tachometer indicating engine RPM and PTO RPM
Speedometer and Odometer
hourmeter
Coolant temperature
Engine oil pressure
Hydraulic oil temperature
Voltmeter
Fuel level
Turn signals, 4 way flashers
High / low beams
Forward / neutral / reverse
Low Range / High Range
Large text warning messages for Low hydraulic oil, Low coolant level , Air breather service required, Parking brake engaged, Parked regen required
Seat belt ICON

LIST ALL DEVIATIONS

N/A

Due to the complexity of the wiring systems in tractors with Tier 4 engine management systems and other electronic management systems, the following specifications have to be complied with to assist in efficient diagnostic and electrical repairs over the life of the tractor.

Tractor must utilize multiplex CAN communication	YES ✓	NO _____
Wiring harnesses must be professionally manufactured with terminals which are machine crimped to ISO standards.	YES ✓	NO _____
Codes and numbers must be shown on all parts manual exploded views and wiring schematic drawings and charts.	YES ✓	NO _____
All fuses are to be mini blade type and must be contained within an IP67 watertight enclosure.	YES ✓	NO _____
All harness plug connectors shall be standard Packard weatherproof. Bulkhead connectors must be twist lock type.	YES ✓	NO _____

24. LIGHTING:

There shall be 4 headlights and 1 backup light. All 5 lights are to be adjustable, halogen and identical.	YES ✓	NO _____
There shall be LED signal lights, 4 way flashers, and shock proof rubber mounted LED tail lights.	YES ✓	NO _____
There shall be 8 flush mounted LED flashing lights, 2 on each side of the branch guard for 360 degree visibility	YES ✓	NO _____
There shall be an interior dome light	YES ✓	NO _____
Signal lights must self cancel.	YES ✓	NO _____

25. CAB:

The cab shall have the following:

HVAC system to be controlled by digital climate control LED screen which allows operator to select heat, AC or defrost and set desired temperature. A cab pressurizer is also mandatory.	YES ✓	NO _____

2 individual heaters totaling 63,000. BTU supply heat through 12 adjustable louvres.	YES ✓	NO _____
	STATE ACTUAL BTU 63,000	
	NUMBER OF VENTS _____	
24,000. BTU AC also runs with heat when in defrost mode to remove in cab humidity for better defrosting	YES ✓	NO _____
Heater must include a minimum of 2 outlets no higher than 16 inches above floor level directed at operators feet	YES ✓	NO _____
Front intermittent 3 speed pantograph wiper and washer	YES ✓	NO _____
Rear intermittent wiper and washer	YES ✓	NO _____
Inside rear view mirror and backup camera	YES ✓	NO _____
Two outside vibration free mirrors. When approaching an obstacle such as a sign post or when working in a narrow section next to a wall the operator must be able to fold mirrors in and back out again without exiting cab.	YES ✓	NO _____
3 point seat belt including should harness. (must be retractable type) (must be orange)	YES ✓	NO _____
AM / FM / CD stereo with MP3 jack and dual speakers	YES ✓	NO _____
Steel door. All glass door not acceptable.	YES ✓	NO _____
Flush mounted door handle	YES ✓	NO _____
Gas strut door closer	YES ✓	NO _____
Door safety strap	YES ✓	NO _____
Tilt steering column In the upper most position the column must be approximately 80 degrees to the floor for easy entry and exit cab	YES ✓	NO _____
	80 DEGREES IN UPPER POS.	
Steel fenders - 10 gauge or heavier.	YES ✓	NO _____
DOT approved , tinted, tempered safety glass	YES ✓	NO _____

for all windows.

ALL glass must be FLAT for convenience of local replacement in emergency situation. YES ✓ NO _____

Side windows shall be slider type contained within an aluminum frame and lockable. YES ✓ NO _____

1 and 2 inch thick open cell conasorb with perforated vinyl facing for sound deadening. YES ✓ NO _____

Sound barrier floor matting with 2 lb/sq ft heavy duty vinyl wear surface and 3/8 inch thick closed cell PVC/nitrile rubber foam layer. YES ✓ NO _____

STATE SPECIFICATIONS OF MATTING AS STATED

Sound level in cab at idle shall not exceed 65 dba STATE DBA at idle 65

Hinged overhead switch panel YES ✓ NO _____

The cab shall be " ROPS certified " and bear a metal certification label so stating. An engineering ROPS test report is required for verification and to keep on file for WSIB, Ministry of Labour and OSHA audits. YES ✓ NO _____

The cab must be constructed of steel sheet, plate, HSS tubing and ROPS tubing. ROPS tubing Charpy test documentation must be available. YES ✓ NO _____

Due to the type of operation this vehicle will be subject to, all panels and roof must be steel. Plastic, Fiberglass or any other non-metallic material will not be accepted.

(No exceptions allowed)

Cab and front frame are to be one structure for additional strength. YES ✓ NO _____

Cab to have tapered sides. (narrower at top) to allow tractor to work in tight narrow areas where sidewalks YES ✓ NO _____

are not perfectly level

Shall have an air ride high back fabric covered seat with adjustable left armrest, large padded right armrest. Air ride switch to be remote mounted in side switch panel beside ride control and cruise control switches. YES ✓ NO _____

There shall be a horn button which must be mounted in the centre of the steering wheel. (no other location acceptable) YES ✓ NO _____

26. WATER / CHEMICAL PUMP

All hoses, wiring, switch and quick coupler shall be installed for future optional water / chemical pump. YES ✓ NO _____

27. GPS / DATA TRACKING PORT

A 4 pin connector must be supplied inside the cab to plug in a GPS system for logging data to record location and time when a snowblower or plow is down in the working position and the tractor is moving, when the rear sander is on or off and whether the PTO is on or off. YES ✓ NO _____

Pin # 1	to supply 12 V
Pin # 2	ground
Pin # 3 & 4	CAN communication for above

28. DIAGNOSTICS

The tractor shall have an on board diagnostic system which constantly monitors and self diagnoses all electrical and electronic components, hydrostatics, hydraulic valves, joystick, switches, sensors and the entire engine ECU. Any fault that occurs is diagnosed and sent to the message centre on the digital dash screen. where it can be retrieved by clicking on the message envelope ICON. All messages are recorded permanently and archived. The message centre also allows access to all ECUs directly. All diagnostics can be done without having to plug in a laptop or any other device. YES ✓ NO _____

29. FUEL TANK:

Shall have a single fuel tank with not less 92 LT — YES ✓ NO _____

An independent engineering report shall be included with the tender verifying that the tractor is equipped with a fuel saver mode. The report shall also include the fuel saving statistics. This report is mandatory.

30. PAINT , FINISH and UNDERCOATING

All steel fabricated parts including the cab and all frames are to be prepped in a 4 stage phosphate wash prior to paint. All parts are to receive a 2 part epoxy primer with rust inhibitor. The top coat is to be a 2 part poly urethane automotive quality finish which is oven baked.

YES ✓ NO _____

DESCRIBE COMPLETE PREP AND PAINT PROCESS.

AS STATED

Tractor must be factory undercoated — CONFIRM YES

Paint colour shall be highway yellow . — CONFIRM YES

31. WARRANTY:

Manufacturers warranty shall be 12 months.

32. TRACTOR OPTION SPECIFICATIONS :

1 - The front axle shall have electric locking differential operated activated by a single switch. Lock up can not occur above 12 km/hr — YES ✓ NO _____

2 - The drive system shall have an additional deep reduction planetary transmission, which allows 4 speed ranges instead of 2. The deep low creeper gear allows ground speeds of 0 – 10 ft / minute. — YES _____ NO ✓

STATE GEAR RATIO OF DEEP REDUCTION: N/A

____ : 1

Achieving creeper gear speeds through hydrostatic system only not acceptable.

* NOT NEEDED UNLESS RUNNING COLD PLANNER

3 -	The tractor shall be equipped with a set of dual loader lug tires and wheels in addition to the single tires and wheels on the tractor.	YES ✓	NO _____
4 -	The cab shall have a rear slider window within an aluminum frame. Glass must be DOT approved tempered safety glass.	YES ✓	NO _____
5 -	Tractor shall have a rear license plate bracket which includes a light.	YES ✓	NO _____
6	Tractor shall have an electric brake controller mounted in the cab and within easy reach of the operator.	YES ✓	NO _____
7	Included with the tractor shall be a break-in filter kit for the initial filter change. Kit is to include engine oil filter, hydraulic oil filter, air filter and fuel filter.	YES ✓	NO _____

33. Tractor Attachment Specifications

Trackless ANGLE PLOW

1. The blade length shall be 60":

YES ✓ NO ____
SPECIFY AS STATED

2. The blade height shall be 30".

YES ✓ NO ____
SPECIFY "

3. The cutting edge shall be minimum ½" x 6" hardened steel, and be reversible and replaceable.

YES ✓ NO ____
SPECIFY "

4. The blade shall be power angling to 30 degrees in either direction by 2 single acting cylinders.

YES ✓ NO ____
SPECIFY "

5. A cushion valve must be supplied to help protect plow if an object is struck.

YES ✓ NO ____
SPECIFY "

6. The complete plow must be able to trip and then return to upright position when raised.

YES ✓ NO ____
SPECIFY "

7. If purchased at a later date, any of the 4 plows offered (5', 6', 7', 8') would interchange with the attaching kit supplied from this specification.

YES ✓ NO ____
SPECIFY "

8. The plow assembly is capable of operating under hydraulic down pressure.

YES ✓ NO ____
SPECIFY "

9. The plow assembly must be able to attach to the tractor.

YES ✓ NO ____
SPECIFY "

10. The plow must be painted the same colour as the tractor.

YES ✓ NO ____
SPECIFY "

11. The plow must be manufactured by the same company as the tractor.

YES ✓ NO ____
SPECIFY "

Trackless 51" BOOM FLAIL

1.	Must be front mounted and operate to right side of tractor.	YES ✓	NO
2.	Complete mower attachment must be designed for quick change mounting or removal without tools and by one person.	YES ✓	NO
		SPECIFY	AS STATED
3.	Overall width of cut not less than 44" Overall width of head – 52"	YES ✓	NO
		SPECIFY	"
4.	Horizontal reach from centre of tractor to outside of cut 13½ feet Vertical reach 13½ feet.	YES ✓	NO
		SPECIFY	"
5.	Below grade cut - at 53 inches below grade will cut 11½ feet out from centre of tractor to outside of cut.	YES ✓	NO
		SPECIFY	"
6.	Hydraulic hoses along the boom must be protected by guards.	YES ✓	NO
7.	Overall level ground cutting coverage to be no less than 11 feet.	YES ✓	NO
		SPECIFY	"
8.	Number of cutting blades - 36	SPECIFY	"
9.	Drive for cutting head is to be supplied from a PTO driven hydraulic system contained within the mower attachment.	YES ✓	NO
		SPECIFY	"
10.	All hydraulic boom functions are to be supplied by tractor hydraulics. Remote valves and cable systems, which must be fed through a window, are not acceptable.	YES ✓	NO
11.	Gage roller to be 6" diameter minimum.	SPECIFY	"
12.	Boom arms to be 4" x 4" square tube minimum.	SPECIFY	"
13.	Boom to be equipped with hydraulic break-back.	YES ✓	NO
14.	Bolt on safety screen for side window to be included.	YES ✓	NO
15.	Complete mower attachments to sit on stands when removed from tractor.	YES ✓	NO
16.	Weight with counterweights and hydraulic oil 1960 pounds.	SPECIFY	"

Trackless FOLDING 5 POSITION PLOW

1.	The plow shall be capable of operating in one of 5 positions: angled left, angled right, straight, V-plow or scoop forward.	YES ✓ NO ____ SPECIFY ____ AS STATED
2.	The overall length of the plow shall be 57 inches.	STATE LENGTH 57 inches
3.	The plow shall angle 30° left or right.	STATE ANGLE 30 degrees
4.	The plow shall be 47 inches wide in the scoop position and 53 inches wide in the V position.	STATE SCOOP WIDTH 47 ~~53~~ inches STATE V WIDTH 53 inches
5.	The height shall be 26 inches.	STATE HEIGHT 26 inches
6.	Weight shall be approximately 785 pounds.	STATE WEIGHT 785 lbs.
7.	There shall be 3 hardened skid shoes, 5" dia by 1½" thick.	YES ✓ NO ____ STATE DIMENSIONS ____
8.	There shall be a centre soft shoe in front of the centre steel shoe.	YES ✓ NO ____
9.	There shall be 2 double acting hydraulic cylinders and 2 trip return springs.	YES ✓ NO ____ SPECIFY ____
10.	The plow must have a full mouldboard trip mechanism.	YES ✓ NO ____
11.	The mouldboard skin shall be no less than 3/16" thick steel.	STATE STEEL THICKNESS 3/16" inches
12.	The plow pushframe shall be manufactured using 2 x 3 x ¼ and 5 x 2½ x ¼ inch HSS steel tubing.	STATE TUBING SIZE USED: ____
13.	The plow shall be fitted with 2 – 6" x 5/8" thick hardened steel cutting edge.	STATE SIZE OF CUTTING EDGES ____
14.	The plow pushframe shall have an adjustable height stand to ease installation of plow to tractor. Plow shall also have 4 lift points.	YES ✓ NO ____ SPECIFY ____
15.	The plow shall be painted using 2 part epoxy primer and 2 part polyurethane yellow top coat. Paint MUST be oven baked.	YES ✓ NO ____ SPECIFY ____

Trackless 51" WIDE RIBBON SNOW BLOWER

1.	Shall be manufactured complete by the same company as the tractor.	YES ✓	NO
		SPECIFY	AS STATED
2.	Raising/lowering, chute rotation, and chute deflector controlled hydraulically from single joystick inside tractor cab	YES ✓	NO
		SPECIFY	"
3.	The snow blower shall be driven mechanically through a shear pin protected P.T.O. and a shear pin protected auger drive.	YES ✓	NO
		SPECIFY	"
4.	Throat opening shall be 51" wide with end plates which are not less than 3/8" thick steel.	YES ✓	NO
		SPECIFY	"
5.	Two stage centre drive with helical ribbons.	YES ✓	NO
		SPECIFY	"
6.	Augers shall be serrated ribbon design.	YES ✓	NO
		SPECIFY	"
7.	The impeller shall be 7.5" x 24" dia. with not less than 5 scoop type blades.	YES ✓	NO
		SPECIFY	"
8.	The impeller housing shall have a replaceable, 2 piece liner.	YES ✓	NO
		SPECIFY	"
9.	The chute must rotate on a 15" diameter ball bearing. Systems without a bearing not acceptable.	YES ✓	NO
		SPECIFY	"
10.	The skid shoes shall be free pivoting with 1-1/2" thick hardened wear pads.	YES ✓	NO
		SPECIFY	"
11.	The cutting edge shall be ½" x 6" hardened steel and reversible.	YES ✓	NO
		SPECIFY	"
12.	The cutting edge height shall be adjustable by shoe brackets.	YES ✓	NO
		SPECIFY	"
13.	The sidewalk chute shall have a minimum throat clearance of 87".	YES ✓	NO
		SPECIFY	"
14.	Optional truck loading chute to have a throat clearance of 11 feet.	YES ✓	NO
		SPECIFY	"
15.	Net weight of the blower shall be approximately 1530 lbs.	YES ✓	NO
		SPECIFY	"
16.	Dimension from centre of front axle to front of body sideplates not to exceed 77".	YES ✓	NO
		SPECIFY	"

Trackless
VEHICLES
SERIES MT7 – MUNICIPAL TRACTOR
FOR MAXIMUM PRODUCTIVITY, SAFETY AND COMFORT
.... FROM THE LEADER IN THE MUNICIPAL TRACTOR FIELD

SPECIFICATIONS

ENGINE		STD	OPT
John Deere	Tier 4 Final		
Displacement Horsepower Torque	275 cubic inch, 4.5 litre 74 BHP @ 2,500 rpm 224 lb-ft @ 1600 rpm	STD	
Equipped with cold start aid, block heater Air breather warning light		STD	

FEATURES	STD	OPT
Certified R.O.P.S cab structure	STD	
Digital dash, tachometer, speedometer, hour meter, fuel level, engine coolant temp., hydraulic oil temp., engine oil pressure, voltmeter	STD	
7-speed heater / defroster / AC	STD	
Climate Controlled Air conditioning / auxiliary heat and pressurization with 8 amber strobe lights	STD	
2 outside and 1 inside rear view mirror	STD	
3 point retractable seat belt - Orange	STD	
AM / FM stereo, dual speakers, external aerial with amplifier	STD	
Cell phone holder, door pocket, storage tray	STD	
Front P.T.O	STD	
Tilt steering column with horn, self cancelling signal lever, hazard button	STD	
Left and right side slider windows	STD	
Intermittent front wiper and washer	STD	
Rear wiper and washer		OPT 27
High back, fabric covered air ride seat with lumbar support	STD	
20 gpm main hydraulic gear pump 14 gpm secondary hydraulic gear pump Low hydraulic oil warning	STD	
Reversing engine fan	STD	
F-N-R joystick	STD	
Battery disconnect switch	STD	
Remote battery terminal	STD	
Ride control	STD	
Cruise control	STD	
Fuel capacity of 92 Litres, 24 US Gallons	STD	

POWERTRAIN	STD	OPT
Sauer Danfoss hydrostatic / electronic transmission and motor	STD	
Control by electronic foot pedal programmed to control hydrostatic independently or both engine rpm and hydrostatic simultaneously	STD	
Trackless mechanical transmission with high / low range and neutral	STD	
10:1 deep reduction planetary transmission When coupled to mechanical transmission, 4 speed ranges instead of 2 Deep low is 0 – 10 feet / minute		OPT 9
Dana style Model 60 full float axles with new heavy duty alloy spindles Limited slip differentials 7,000 lbs capacity	STD	
Electric locking differential front axle only		OPT 10

SAFTY FEATURES	STD	OPT
Neutral safety start switch	STD	
Automatic hydraulic power shut offs if operator leaves seat	STD	
Automatic PTO shut down if operator leaves seat	STD	
Automatic engine shut down if operator leaves seat with shifter not in neutral position	STD	
Automatic hydraulic power shut offs if rotary wings are raised	STD	
Pinch point, danger, caution decals	STD	
Backup camera / Backup alarm	STD	
Articulation lock	STD	
Wire finger guard protection from engine fan blades Reflective striping on both sides and rear of tractor	STD	
External tilt cylinder switch for attachment hookup	STD	

LIGHTS	STD	OPT
4 - Halogen headlights 1 - Halogen backup light 2 - Rubber mounted shockproof LED tail lights 1 - Interior dome light Front and rear signal lights and 4 way flashers - LED	STD	
Second rear backup light		OPT 15
Additional high mount rear tail lights		OPT 16
Headlight, signal / marker light guards		OPT 18

COLCHESTER	BANGOR	CONCORD	SCARBOROUGH
28 Jasper Mine Road	59 Contractor Dr	231 Sheep Davis Road	14 Gibson Road
Colchester, VT 05446	Hermon, ME 04401	Concord, NH 03301	Scarborough, ME 04074
(802)893-1555	(207) 848-2050	(603) 225-6621	(207) 885-0600

Quotation

Date: 10/2/2018

To: **TOWN OF KENNEBUNKPORT**
105 BEECHWOOD AVE
P.O. BOX 566
Kennebunkport, ME 04046

Mike Claus

Phone 207-967-4243
Cell Phone (207) 967-5728
E-Mail
County York

Equip: **MACLEAN MV4.1**

Spec: BASE TRACTOR WITH 115 HP TIER 4 FINAL ENGINE, DIFFERENTIAL LOCKING AXLES, 3-SPEED SHIFT ON THE FLY, SINGLE HIGH-FLOW PUMP, LOADER LUG TIRES, HEAT, A/C, GPS SPEEDOMETER, TURF TIRES, LEXAN WINDOW KIT.

Options Incl **1 YEAR MANUFACTURER'S WARRANTY**

	Purchase Price	$171,600.00
	BOOM FLAIL	
	50" RIBBON BLOWER	
	OSCILLATING FOLDING V PLOW	
	60" ANGLE PLOW	
Less Trade In	MT5T	-$20,000.00
	Sub Total	$151,600.00
	Tax & Fees	
	Total	$151,600.00

Finance		Lease	
Term		Lease Term	
Int Rate*		Annual Hours	
Payoff		Advance Payt	
Down Pay't			
Payment		Payment	

* Interest Rates quoted are subject to change without notice

Beauregard Equipment

Customer

BID PROPOSAL FORM
SIDEWALK TRACTOR Contract No. 2018-03

SUBMIT TO: Town Manager's Office
Town of Kennebunkport
6 Elm Street
P.O. Box 566
Kennebunkport, Maine 04046

BID DATE: Wednesday, October 3, 2018, 1:00 p.m.

The undersigned hereby certifies he/she has examined and fully comprehends the requirements of these specifications for the above equipment and offers to furnish all labor, materials, equipment, supplies and related to do the work as detailed for the following lump sum price.

Model Bid MV4.1

Bid for Specified Equipment $ 171,600.00
(In Numbers)

Expected Delivery Time after Receipt of Purchase Order January 2019

Deduct Alternate No. 1 (Allowance for Trade - In, See Section 1.10)

Amount: $ 20,000.00 (in numbers)

NAME OF FIRM: Beauregard Equipment Inc

ADDRESS: 14 Gibson Rd.
Scarborough Maine, 04074

AUTHORIZED SIGNATURE:

PRINT NAME AND TITLE: Adam J. Labbe (Branch Manager)

TELEPHONE: 207-885-0600 **DATE:** 10/21/18

Required Attachments: 1. Detailed Sidewalk Tractor Manufacturer Specifications with Specified Options

Sidewalk Tractor

BID LIST

Jim Swain Beauregard Equipment 14 Gibson Rd. Scarborough, ME 04074 207.885-0600 207.318.0836 (cell) jswain@beauregardequip.com	
Travis Baker HP Fairfield of Central Maine PO Box 188 9 Green St Skowhegan, ME 04976 Toll Free: (800) 356-2813 207.399.4501 (Cell) travisbaker@hpfairfield.com	

3.01 MacLean Articulated MV4.1 Series Municipal Vehicle

Section 1 - Vehicle Summary

Manufactured in 2018
MacLean Articulated MV4.1 Series Municipal Vehicle
All standard equipment included with supplied tractor.
Optional equipment noted in specification below included with supplied tractor.
Manufactured in North America

Section 2 - Dimensions

Dimensions are not to exceed the following:

Overall length (without attachments)	154.5" (3924mm)	SPECIFY 154.5"
Height to top of cab roof (with A/C)	83.1" (2113mm)	SPECIFY 83.1"
Height to top of cab roof (without A/C)	83.1" (2113mm)	SPECIFY 83.1"
Overall width (outside tire tread)	50.1" (1273mm)	SPECIFY 50.1"
Minimum wheel base	83" (2108mm)	SPECIFY 83"
Maximum inside turning radius	90" (2286mm)	SPECIFY 90"
Minimum weight	6500lbs (2948kg)	SPECIFY 6500 lbs

Section 3 - Engine

The engine shall be a 4 cylinder turbo diesel, water cooled, with the following **minimum** ratings:	COMPLY ✓	NO
115HP @ 2300 RPM	COMPLY ✓	NO
Engine shall have a minimum displacement of 3.4L (207.5 cu. in.)	COMPLY ✓	NO
Engine shall be tier 4 (interim) emission certified and bear label so stating. **No exceptions.**	COMPLY ✓	NO

Shall have a cold starting aid controlled by the engine's ECM indicating when the engine is ready to start.	COMPLY ✓	NO _____
Engine shall have a quick change filter housing with precleaner mounted outside the engine compartment.	COMPLY ✓	NO _____
Engine air filter shall have visual filter indicator (filter minder).	COMPLY ✓	NO _____
Air filter assembly shall have 2 paper elements.	COMPLY ✓	NO _____
Engine shall have a 400 Watt 120 VAC block heater with cord.	COMPLY ✓	NO _____
Engine must be equipped with an automatic derate system to protect the engine from damage as a result of issues such as high coolant temperature or low oil pressure. In the interest of operator safety, systems that automatically shut down the engine, potentially leaving the vehicle and operator in harm's way are unacceptable. **No exceptions.**	COMPLY ✓	NO _____
In the interest of productivity, the tractor must be able to continue operating during the passive and active engine regeneration process (cleaning of the DPF). Systems that require the tractor to be parked (stationary) while the engine cycles though the regeneration process are unacceptable. Tractor must have a warning light on the dash to notify operators that the engine is undergoing an active regeneration process. The engine regeneration process must automatically occur with no additional input required. **No exceptions.**	COMPLY ✓	NO _____
Exhaust must exit through the top of the rear engine hood.	COMPLY ✓	NO _____

Section 4 - Engine Access

Due to the extreme conditions the vehicle will be subjected to, the engine cover and side hoods must be made from thermoplastic polyolefin (TPO) composite material. Metal or other materials requiring paint and that are prone to corrosion are unacceptable. Side engine covers shall be removable, and secured with positive style latch fasteners. Tools must not be required to remove side hoods.	COMPLY ✓	NO _____
Removable side hoods should allow for complete access to the engine and daily service checks.	COMPLY ✓	NO _____

Reflectorized slow moving vehicle sign must be included and mounted on the rear bumper assembly. COMPLY ✓ NO _____

Section 5 - Cooling

A 3-in-1 cooler is to be supplied for cooling charge air, hydraulic oil, and engine coolant. Minimum cooling fin area must be 5.46 sq. ft. (19.96 sq. m). COMPLY ✓ NO _____

In order to maximize cooling, the engine driven fan shall be a minimum of 19.5" (495mm) in diameter. COMPLY ✓ NO _____

Section 6 - PTO

PTO shall be front mounted 1.375" (35mm) diameter 6 spline. COMPLY ✓ NO _____

PTO "ON" function shall have an interlock system tied to a seat switch and the engine throttle. In order to activate the PTO, the operator must be present in the seat and the engine throttle must be set at idle. In order to minimize shock loading and damage to the PTO system, systems that allow activation of the PTO at engine speeds above idle are unacceptable. COMPLY ✓ NO _____

The PTO function shall include an interlock circuit that shuts off the PTO after the operator leaves the seat. **No exceptions.** COMPLY ✓ NO _____

PTO shall have an indicator light that shows when the PTO is engaged.

540 PTO RPM is achieved at an engine speed of not more than 2300 RPM. Higher engine RPMs are unacceptable due to high fuel consumption. COMPLY ✓ NO _____

PTO clutch must be wet, multi-disc type with a minimum torque rating of 593 ft. lbs. Over-centre style clutches that require maintenance and periodic adjustment are unacceptable. COMPLY ✓ NO _____

PTO reduction gearbox must be planetary style. Drop style PTO reduction gearboxes are unacceptable. COMPLY ✓ NO _____

Section 7 - Transmissions

MUST BE HYDROSTATIC DRIVE– Closed-loop hydraulic axial piston pump with 3-speed drive motor. In the interest of simplicity and durability, the drive pump must be hydraulic servo controlled via vehicle treadle pedal, allowing finite hydraulic control and the elimination of control cables and linkages. Cable, electronic, or electric over hydraulically actuated drive systems are unacceptable. COMPLY ✓ NO _____

The vehicle must have a minimum of 3 speed ranges:

- Low speed range of 0-12 KM/H (0-7.5MPH) COMPLY ✓ NO _____
- Intermediate speed range of 0-18 KM/H (0-11.2MPH) COMPLY ✓ NO _____
- High speed range of 0-34 KM/H (0-21.1MPH) COMPLY ✓ NO _____

In the interest of operator safety and convenience, and improved performance, the vehicle must be able to shift between speed ranges while in motion via a dash mounted electric over hydraulic transmission range selector switch. Transmissions that do not permit the operator to shift between speed ranges while the vehicle is in motion are unacceptable. COMPLY ✓ NO _____

As the vehicle will be required to work in extreme conditions, the vehicle's transmission must be fully hydrostatic, utilizing a single rear axle mounted 3-speed hydrostatic drive motor. Wheel drive systems that utilize 2-speed mechanical gearboxes are unacceptable. COMPLY ✓ NO _____

Hydrostatic drive pump must incorporate a tow valve. COMPLY ✓ NO _____

In the interest of operator safety, the vehicle must not utilize a mechanical neutral in the transmission, accessible by the operator during operation of the vehicle. Systems that allow the operator to shift the transmission into neutral during operation of the vehicle, potentially causing reduced control of the vehicle, are unacceptable.	COMPLY ✓	NO _____
Vehicle shall have the ability to operate manufacturer's own cold planer attachment utilizing the standard vehicle hydrostatic drive system without the requirement of an additional deep reduction gearbox. **No exceptions.**	COMPLY ✓	NO _____
Drive pump shall include charge pressure filtration separate from the vehicle's main hydraulic filter by way of a spin on filter element. Hydrostatic drive systems that do not utilize a separate filtration system for the charge/drive pump are unacceptable.	COMPLY ✓	NO _____

Section 8 - Axles

Heavy duty outboard planetary style axles complete with locking differentials front and rear. The locking differential option shall utilize electric over hydraulic actuation controlled by an illuminated rocker switch. The rated capacity of each axle to be not less than 12,000lbs (5,443kg).	COMPLY ✓	NO _____
In the interest of operator safety and reduced maintenance, axles must utilize internal wet style disc brakes. Automotive style drum and shoe brakes are unacceptable due to their high maintenance requirement.	COMPLY ✓	NO _____
Axles shall have 6 x M18 wheel studs per wheel.	COMPLY ✓	NO _____
Axle housings shall be of a cast style. Automotive welded full-float style axles are unacceptable.	COMPLY ✓	NO _____

Section 9 - Steering System and Oscillation / Articulation Joint

Steering cylinders (2) shall be of welded construction, controlled through an open-center steering valve powered with priority flow. Systems utilizing any single steering cylinder and / or tie-rod style cylinders are unacceptable. COMPLY ✓ NO _____

Articulation angle shall be a minimum of 40° in both directions. COMPLY ✓ NO _____

Articulation joint and steering cylinders must utilize hardened "expander" style long life pins. COMPLY ✓ NO _____

Oscillation joint shall incorporate a bolt on, greasable ball bearing style assembly for durability and ease of service. Bushing style oscillation joints are unacceptable. COMPLY ✓ NO _____

Oscillation joint shall allow for a minimum of 10° of motion in each direction. COMPLY ✓ NO _____

Oscillation bearing shall have 2 grease points located on the side of the bearing assembly. COMPLY ✓ NO _____

Section 10 - Braking Systems

There shall be a minimum of three braking systems: hydrostatic, service and parking. Service brakes shall be enclosed wet disc type. COMPLY ✓ NO _____

Rear brake lights must automatically activate when the directional/treadle pedal returns to the neutral position to advise traffic that the vehicle is slowing down. COMPLY ✓ NO _____

Park brake shall include an indicator light and warning buzzer. COMPLY ✓ NO _____

Parking brake must be spring applied, hydraulic release (SAHR) style acting on all 4 wheels. Systems that incorporate cables and mechanical levers are unacceptable.	COMPLY ✓	NO _____

Section 11 - Wheels and Tires

Provide 4 – Summer Tires 31 x 15.50-15, 10 ply, OTR Turf Tires mounted on heavy duty 6 stud wheels.	COMPLY ✓	NO _____
Provide 4 – Winter Tires Mud Trac Steel Radial 245/75/R16, 2 ply mounted on heavy duty 6 stud wheels.	COMPLY ✓	NO _____

Section 12 - Hydraulic Systems

Hydraulic gear pump and hydrostatic drive pump shall be centrally located at the rear of the engine, mounted on a heavy duty pump drive, and isolated from the engine through a torsional vibration coupling.	COMPLY ✓	NO _____
Hydraulic gear pump shall have a minimum theoretical rating of 24 GPM (90.8 LPM). Six couplers shall be supplied and mounted on the front of the vehicle for operating control features on various attachments.	COMPLY ✓	NO _____
Hydraulic controls must be accessible through a hinged access door on the right side of the cab.	COMPLY ✓	NO _____
The STANDARD high flow hydraulic circuit must be proportional and deliver between 5 - 18 GPM (18.9 – 68.1 LPM) @ 2,750 PSI (189.5 Bar) (actual) to the quick couplers at both the front and rear of the vehicle.	COMPLY ✓	NO _____
Attachment positioning functions are to be controlled by a mechanical 4-spool valve (or equivalent). All 4 valves must incorporate float settings. In the interest of improved productivity, attachment positioning control valve must allow simultaneous operation of all 4 functions. **No exceptions.**	COMPLY ✓	NO _____

The mechanical 4-spool valve (or equivalent) must allow finite proportional control of attachment positioning functions by way of a dash mounted dial. Circuit must be adjustable between 2 – 12 GPM (7.6 – 45.4 LPM). Systems that do not allow proportional control by the operator or that require connection of an external programming device to accomplish this function are unacceptable. Comply ✓ NO ✗ AJL

Low flow (attachment positioning) hydraulic couplers located on the front of the vehicle shall be colour coded to match the corresponding control lever in the vehicle's cab. COMPLY ✓ NO _____

The standard hydraulic high flow circuit shall be directional and proportional by way of a dash mounted dial to allow for finite control of hydraulically driven attachments. Systems that are not reversible or adjustable by the operator are unacceptable. COMPLY ✓ NO _____

The standard high flow circuit shall utilize electric over hydraulic actuation controlled by an illuminated rocker switch. COMPLY ✓ NO _____

High flow hydraulic circuits must be tied to an interlock system that disengages the circuit should the operator leave the seat without shutting the high flow off. **No exceptions.** COMPLY ✓ NO _____

In order to prevent damage to the hydraulic system, the vehicle must include an interlock circuit that automatically shuts off the high flow circuit(s) should a hydraulic overheat or low hydraulic oil level situation occur. COMPLY ✓ NO _____

The vehicle must include a high hydraulic oil temperature and low hydraulic oil level warning system. The warning system must include a dash mounted light and buzzer. COMPLY ✓ NO _____

Section 13 - Electrical Systems

Shall be 12 volt DC negative ground with a minimum 1100 CCA battery, 120 amp alternator, protected by a main breaker switch, with all breakers, fuses and wiring sized appropriately. The system must include a lockable master electrical disconnect switch. COMPLY ✓ NO _____

A multi-function performance monitor, shall be supplied to log engine codes and track the following engine functions: COMPLY ✓ NO _____

- Engine hours COMPLY ✓ NO _____
- Engine RPM (tachometer) COMPLY ✓ NO _____
- Coolant temperature COMPLY ✓ NO _____
- Voltage COMPLY ✓ NO _____
- Engine oil pressure COMPLY ✓ NO _____
- Hydraulic oil temperature COMPLY ✓ NO _____
- Fuel level COMPLY ✓ NO _____
- Speedometer must be GPS style for improved accuracy and simplicity. COMPLY ✓ NO _____

Section 14 - Lighting

Vehicle shall have two 55 Watt front halogen headlights _____ with 60 Watt high beam feature. COMPLY ✓ NO

Vehicle shall have one 65 Watt rear halogen light. COMPLY ✓ NO _____
Vehicle shall have two 65 Watt front halogen work lights. NO _____

The vehicle shall have a complete set of taillights and signal lights that include 4-way flashers mounted on the rear of the cab. A set of LED brake lights and signals shall be located on the rear engine cover. A strobe light and interior light are also required. COMPLY ✓ NO _____

Section 15 - Cab

The Cab shall be "ROPS Certified" to ISO 3471 specifications and have a certification label so stating. Cab shall be ROPS certified to a minimum of 12,000lbs (5443kg). COMPLY ✓ NO _____

In order to reduce operator fatigue, cab shall be a separate structure, mounted to the vehicle frame utilizing six rubber isolation mounts. **No exceptions.** COMPLY ✓ NO _____

Interior cab sound level shall not exceed 79dB(A). COMPLY ✓ NO _____

Cab roof shall be formed from thermoplastic polyolefin (TPO) composite material. Metal or other materials requiring paint and that are prone to corrosion are unacceptable. COMPLY ✓ NO _____

Seat shall be fabric covered, air ride with adjustable backrest, armrest, headrest, and lumbar support. COMPLY ✓ NO _____

The cab shall have approximately 38.05 sq. ft. (3.53 sq. m) of glass area. Glass shall also be tempered safety glass that is DOT or CSA approved. COMPLY ✓ NO _____

In order to maximize rearward visibility, the cab rear window sections must be triangulated and extend down to within 22.79" (578.87mm) of the cab floor. COMPLY ✓ NO _____

In the interest of operator safety, the operator restraint system must include a 3 point, heavy duty retractable seatbelt and be tested and certified to SAE J2292 standards. A copy of the test report and certification must be included with the submission or provided upon request.
No exceptions. COMPLY ✓ NO _____

Provide A/C condenser unit mounted on the rear of the cab in the area behind the operator seat.
The A/C system must have a minimum output of 24,000BTU. Roof mount units are unacceptable due to the increase in height and potential for damage. COMPLY ✓ NO _____

The cab shall have:

- Horn COMPLY ✓ NO _____
- 3-speed heater/ defroster COMPLY ✓ NO _____
- Front wiper / washer with intermittent feature COMPLY ✓ NO _____
- Two exterior foldable rear view mirrors and one convex style interior rear view mirror COMPLY ✓ NO _____

- AM / FM / MP3 / Bluetooth radio with two speakers COMPLY ✓ NO _____
- Adjustable tilt and telescopic steering column complete with self-cancelling turn signals with dash mounted indicator lights COMPLY ✓ NO _____
- Two speed directional defrost fan COMPLY ✓ NO _____
- Temperature regulator control COMPLY ✓ NO _____
- High, mid and low range transmission selector shift switch COMPLY ✓ NO _____
- Six fully adjustable and directional vents for the heat, defrost and A/C functions COMPLY ✓ NO _____

Section 16 - Fuel Tank

The fuel tank capacity shall be a minimum of 103 litres (27.2 US gallons). COMPLY ✓ NO _____

Section 17 - Warranty

Manufacturer's warranty shall be the first 12 months COMPLY ✓ NO

Section 18 - Attachments

MacLean Boom Flail Mower COMPLY ✓ NO _____
Model McConnell PA4330 Flail Head
1.2m Heavy Duty Flailhead
Reach 4.3m (approximately 14')
Cutting Head Width 1.2m (approximately 4')
Oil Tank Capacity 80L (21.1 US Gal)
Number of Cutting Blades 24.

MacLean MRB50 Ribbon Snowblower COMPLY ✓ NO _____
Body Dimensions 51" wide x 41" tall
Auger / Ribbon Diameter 28"
Impeller Dimensions 27" wide x 10" deep
No. of Impeller Blades 5 Blade
Cutting Edge 1 Piece AR400 Hardened Material
Approximate Weight 1180 lbs..
With optional bolt on drift cutters.

MacLean MV-Oscillating Folding V Plow MFVIII60 COMPLY ✓ NO _____
Width @ Cutting Edge (Straight Blade) 58"
Width @ Cutting Edge (V Folded Back) 52" @ 110 deg.
Width @ Cutting Edge (V Folded Forward) 44" @ 110 deg.
Height @ Wing Tips 31" 33"
Cutting Edge Material AR400

MacLean MV Angle Plow Model MTAP60 COMPLY ✓ NO _____
Style: Trip Edge
Straight Width: 60"
Moldboard Height: 29"
Cutting Edge: AR400

All connection equipment and counterweight required to operate above attachments shall be supplied with machine. COMPLY ✓ NO _____

MacLean MV4.1 Standard Features

Engine:

- Caterpillar C3.4B Tier 4 Final compliant
- Four (4) cylinder turbo diesel, water cooled
- 74 HP @ 2300 RPM with maximum torque of 215 ft-lbs @ 1600 RPM
- 3.4 litre (208 ci) displacement
- Cold starting aid controlled by engine ECM
- 400 watt 120 VAC block heater with cord
- Equipped with an automatic derate system to protect the engine from damage as a result of high coolant temperature, low oil pressure or if the engine oil life has exceeded the maximum service limit for the monitored engine operating conditions
- 103 litre (27.2 gallon) capacity fuel tank; ultra-low sulphur diesel only
- Spin-on, full flow engine oil filter
- Spin-on style fuel filter with separator
- Caterpillar engine protection system monitors all the engine sensors and electronic components and recognizes system malfunctions

Chassis:

- Heavy-duty welded steel construction
- Attachment pushframe is part of the front frame weldment to increase strength
- 40° articulation in both directions; 10° oscillation in each direction
- Articulation joint utilizes hardened expander style long life pins
- Oscillation joint utilizes a bolt-on greasable ball bearing assembly
- All grease points are accessible at the center section of the machine

Axles:

- Dana 111 heavy-duty outboard planetary style tractor axles complete with limited slip differentials front and rear
- Rated capacity of each axle is 12,000 lbs (5,443 kg)
- Axles utilize internal wet style disc brakes
- Equipped with spring applied hydraulic release (SAHR) parking brake; no cables required

Drive System:

- Hydrostatic drive system comprised of a variable displacement axial piston hydrostatic drive pump and a 2-speed axial piston drive motor
- Ability to "shift on the fly" between speed ranges
- Two (2) speed ranges:
  - Low – speed range of 0-12 km/h (0-7.5 mph)
  - High – speed range of 0-34 km/h (0-21.1 mph)
- Forward and reverse functions are controlled via a foot operated hydraulic proportional pedal

maclean engineering & marketing co. limited
1000 - 8th Street East, Owen Sound, Ontario Canada N4K 1H1
T: 519-370-2999
F: 519-370-2546
W: www.macleanengineering.com

- The drive system has a bypass valve to disable the hydrostatics for towing

Hydraulic System:

- Hydraulic gear pump has a theoretical rating of 24 GPM
- Standard high flow circuit is directional (allows the head of the sweeper attachment to rotate in forward or reverse directions) and proportional (adjustable), allowing the operator to make finite hydraulic flow adjustments (changing the speed at which the sweeper head rotates) from the operator's seat
- Hydraulic system includes a low hydraulic oil level/high hydraulic oil temperature warning system
- Two (2) welded steering cylinders are powered with priority flow for improved stability and safety
- Attachment control functions are controlled by a mechanical 4-spool valve which allows simultaneous operation of all four (4) functions
- All four (4) valves incorporate float settings
- Heavy-duty hydraulic tank with a 70 liter capacity

Front Power Take-Off (PTO):

- 1 3/8" – 6T split PTO with electric over hydraulic control
- 540 PTO RPM @ 2260 engine RPM
- PTO clutch is wet multi-disc hydraulically actuated
- PTO function has an interlock system that ties into the seat switch and the engine throttle
    - To activate the PTO, the operator must be present in the seat and the engine throttle must be set at idle; PTO function will shut off when the operator leaves the seat

Electrical:

- 12 volt DC negative ground with 1125 CCA battery, 120 amp alternator protected by a main breaker switch
- Weather resistant components and enclosures are used throughout the electrical system to provide reliability in a variety of work conditions
- Standard automotive style relays and solenoids are used to simplify maintenance
- Multi-function performance monitor logs codes and tracks the following functions: engine hours, engine RPM, coolant temperature, voltage, engine oil pressure, hydraulic oil temperature, and diesel fuel level
- Two (2) halogen headlights with high beam feature and two (2) halogen front work lights
- One (1) halogen rear light
- Complete set of taillights and self-cancelling signal lights that include hazard flashers are mounted to the rear of the cab
- Strobe/beacon (complete with amber and blue lens covers) and back work light are mounted on a retractable, pivoting, spring loaded mount to minimize damage due to low hanging objects
- One (1) interior light located in the cab headliner

Rear Hood Assembly and Cab Roof:

- Engine hoods/panels and cab roof are vacuum moulded thermoplastic polyolefin (TPO) composite material; designed to provide dimensional stability in low and high temperature environments
- TPO hoods/panels are one solid colour and will not corrode
- Side engine panels are removable (no tools required) and secured with positive style latch fasteners

Cab:

- One (1) piece structure, ROPS certified to ISO 3471 specifications to 12,000 lbs
- Mounted on six (6) rubber isolation mounts to reduce vibrations and enhance operator comfort
- AM/FM/MP3 radio with two (2) speakers and AUX-IN and USB ports
- Fabric covered air ride seat has adjustable backrest, armrest, headrest and lumbar support
- 3-point, heavy duty retractable seatbelt is tested and certified to SAE J2292 standards
- Adjustable tilt and telescopic steering column complete with self-cancelling turn signals
- 3-speed heater/defroster
- 2-speed directional defrost fan
- Pantograph intermittent front windshield wiper and washer
- DOT approved tempered safety glass is tinted
- Steel doors with sliding windows and flush latches
- Right-hand door's sliding window can be opened in either direction for ventilation and is hinge mounted and serves as an emergency exit
- Two (2) exterior side mirrors on the outside of the cab and one (1) rear-view convex mirror inside the operator's cab

Tires and Wheels:

- 10.0 x 16.5, 8 ply load lug style tubeless tires mounted on 16.5" x 8.25" steel rim

Front Hitch System:

- Quick style hitch system where the push frame stays with the attachment
- Tractor mount is made from solid steel plate to maximize durability

Optional Equipment

Factory Installed Tractor Options:

- Upgrade engine to 115 HP @ 2300 RPM with maximum torque of 310 ft-lbs @ 1600 rpm (Tier 4 Interim compliant)
- Upgrade to 3-speed shift on the fly with intermediate speed range [0-18 km/h (0-11.2 mph)]
- Second high flow hydraulic pump and electric control system (18 GPM)
- Upgrade to differential locking axles
- Air conditioning (mounted on rear of cab)
- Cruise control
- GPS speedometer
- Back up camera
- Inclinometer
- Retractable sun visor
- Auto start/stop for standard high flow hydraulics
- High range disable for PTO/high flow hydraulics/differential locking axles
- Cab roof and headlight guard
- Reversing fan for radiator and charge air cooler (recommended for mowing applications)
- Guard for radiator and charge air cooler and hydraulic oil cooler
- Category 1-2 rear 3-point hitch
- Class 4 rear receiver hitch
- Rear pintle hitch
- Additional sound insulation
- Arctic insulation package (insulated cab ducting)
- Illuminated licence plate mount
- LED light package
- LED strobe light and roof guard kit
- First aid kit
- Fire extinguisher
- Reflective red vinyl decal set

Tire and Wheel Options:

- Winter radial tires
- Heavy-duty winter radial tires
- Summer turf tires

Attachment Options:

- Dual auger snow blowers (50" 60", 70", 80" widths)
- 50" ribbon blower
- 60" full trip angle plow
- Trip edge angle plows (60", 72", 84" widths)
- 51" fixed V plow

- Oscillating folding V plows (60", 82" widths)
- Rear mount hydraulic salt and sand spreader (5/8 and 1 cubic yard capacities)
- Hydraulically driven power angling sweepers (60", 72", 84" widths)
- 60" offset sweeper
- Pickup sweeper
- Water tanks and spray bar kits (for sweeping applications)
- Anti-ice spray system
- 18" cold planer
- Rotary finishing mowers (6', 10', 14' widths)
- Front flail mowers (74", 88" widths)
- Boom flail mower

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MacLean Engineering MV4.1 Focus on Safety

Safety During Start-Up

The MV4.1 utilizes the following safety features to prevent inadvertent movement of the tractor upon start-up:

- Operator must be present in the seat
- Throttle must be set at idle
- Service brakes must be depressed (to 100 psi)
- PTO must be shut off

With this protocol in place, the operator must have care and control of the tractor prior to being able to start the engine.

Safety During Operation

The MV4.1 does not utilize a mechanical neutral in the transmission for the principal reason of safety! In the MV4.1, the operator has the ability to shift between speed ranges while in motion via a dash mounted electric over hydraulic transmission range selector switch.

Some competitive tractors utilize a 2-speed mechanical transmission with the neutral range between low and high range. In situations, such as steep hills, that may require an operator to shift from high to low range, the transmission must pass through neutral. The mechanical transmission does not permit shifting while the tractor is in motion; as such, should the tractor roll while the operator is attempting to shift between speed ranges the tractor may not complete the shift, leaving the operator stuck in neutral. Coupled with the fact that some competitive tractors utilize exposed drum service brakes (prone to sticking and reduced function in high moisture situations), a reduced control situation where the tractor freewheels is very possible.

With operator safety in mind, the MV4.1 utilizes Dana 111 outboard planetary axles (12,000 lbs capacity per axle) with limited slip differentials and internal wet disc brakes acting on all 4 wheels and combined rated stopping capacity of 24,000 lbs. Internal wet disc brakes are sealed from the outside environment and are not prone to sticking and seizing from exposure to the corrosive winter environment. The parking brake is SAHR (spring applied, hydraulically released) – this design eliminates troublesome cables that can be subjected to salt/sand and debris found in normal working conditions.

MV4.1 safety system shuts off the PTO and high flow hydraulics if the operator leaves the seat for more than 5 seconds.

Heavy duty articulation/oscillation section with two (2) welded steering cylinders enhances operator control and stability of the tractor.

High visibility solid red engine hoods/panels and cab roof are made of thermoplastic polyolefin (TPO) composite material and are resistant to dents and corrosion.

The MV4.1 is equipped with a Low Oil Level / High Hydraulic Oil Temperature warning system. In the event that either situation occurs, the warning consists of an audible buzzer as well as a visual indicator light on the operator's console. In the interest of operator safety, the MV4.1 engine will not shut down automatically, potentially leaving the operator in harm's way. This unique system allows the operator to maneuver the tractor out of harm's way, and then shut off the engine.

MV4.1 is equipped with an automatic derate system to protect the engine from damage as a result of high coolant temperature, low oil pressure or if the engine oil life has exceeded the maximum service limit for the monitored engine operating conditions. Depending on the seriousness of the fault, the engine speed will be limited to a pre-set amount or derate value, allowing the operator time to move the tractor to a safe area to shut down the engine if required.

Once the operator lifts his/her foot off the directional control pedal and the pedal returns to the neutral position, the brake lights will illuminate to alert traffic behind that the tractor is slowing down.

MV4.1 comes complete with rear mounted slow-moving vehicle sign.

Air conditioner assembly is located behind the cab reducing overall height of the tractor and keeping the system out of harm's way of low hanging objects.

Operator Safety and Comfort

Cab is ROPS certified to ISO 3471 specifications to 12,000 lbs.

The operator seat is fabric covered, air ride with adjustable backrest, armrest, headrest and lumbar support. 3-point, heavy duty retractable seatbelt is tested and certified to SAE J2292 standards.

As no two operators are the same, the adjustable tilt and telescopic steering column, complete with self-cancelling turn signals and dash mounted indicator lights, gives the operator the ability to adjust to his/her preferred position for maximum comfort.

Intermittent front windshield wiper come standard and enhances visibility in situations such as snow blowing.

Right side slider window is hinged should the entry door be blocked and the operator require an emergency exit.

Agenda Item Divider

contact
967-5728

(9)

Mike Woods
North East Excavation
1-207-205-7375
call w. th any questions.

TOWN OF KENNEBUNKPORT
Street Opening Permit

PROPERTY INFORMATION

Name of Homeowner: Peter Cynthia Gutermann Date: 9-17-2018

Address: 162 Kings Highway

Telephone: _____ Map, Block, Lot: 33-3-15

Street to be excavated: _____

Size of excavation (length and width): length 20' x 2' wide

Reason for excavation: Underground Power For House.

Permit Conditions: If there is, any intrusion into the black top, road should be paved from curb to curb.

CONTRACTOR INFORMATION

Date of excavation: Anytime after Approval of Permit No later Than Nov 1st

Name of Contractor: North East Excavation LLC

Address: 12 Haley Rd Arundel ME / Paving by Pave-Tek

Telephone: 1(207)205-7375 Fax: _____

BOND & INSURANCE INFORMATION

Performance Bond: ☐ Cash ☐ Check ☐ Money Order ☒ Surety Bond ☐ Other

Bond Amount: $1,000

Company that issued the bond (if applicable): _____

Person or entity providing the bond to the Town (contractor, property owner, other): North East Excavation

Insurance Company: NGM Insurance

Signature of person completing the application: [signature] Date: 9-21-2018

APPROVED

Highway Superintendent: [signature] Selectmen: _____

Selectmen: _____ Selectmen: _____

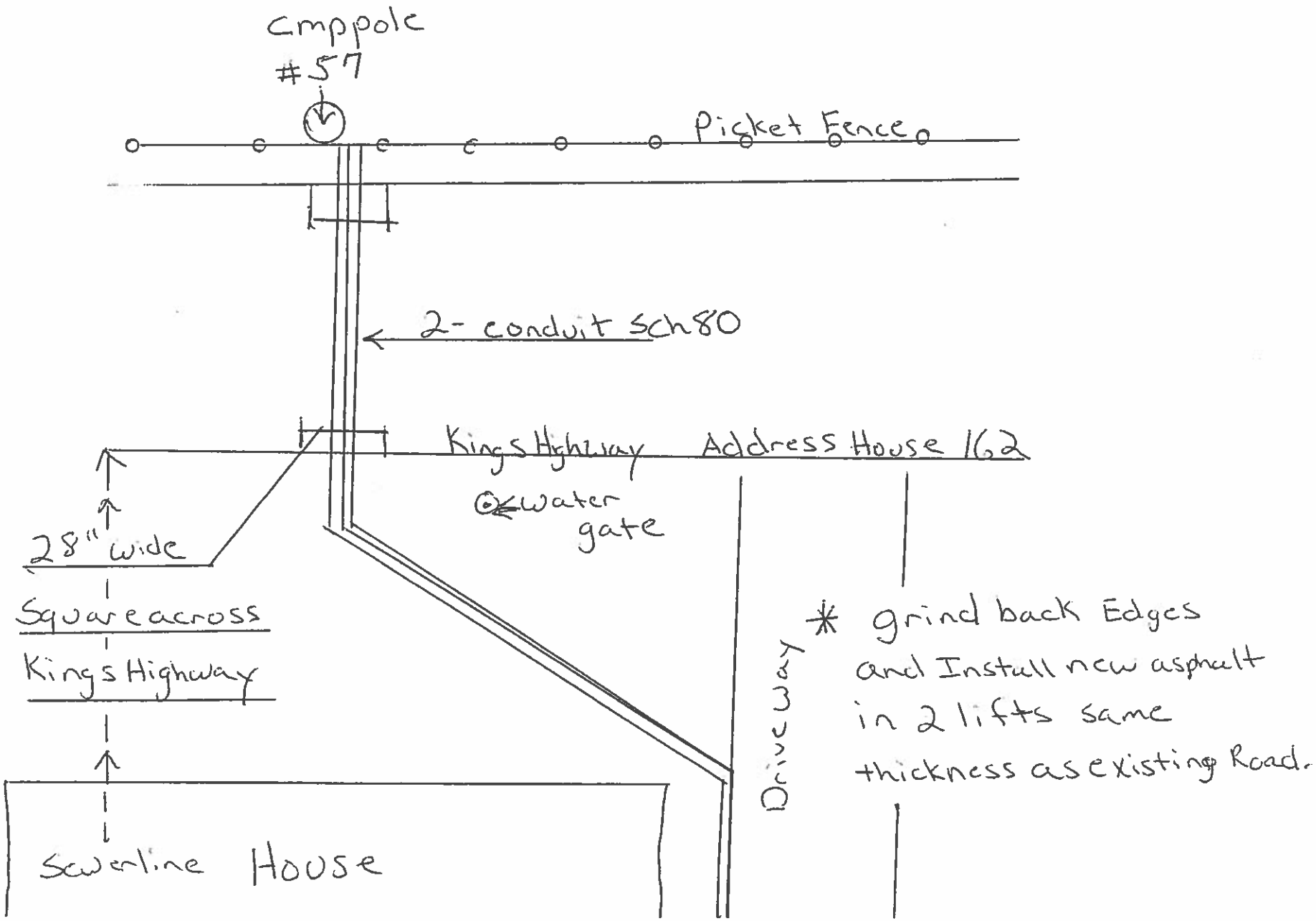
Selectmen: _____ Selectmen: _____

Date Approved: _____

PAID $25.00

Application Fee: $25.00
Date Paid: 25 -
Amount Paid: 9-21-18
☐ Cash ☒ Check ☐ Money Order
#3925

*Please attach map or sketch showing the location and size of any cuts to be made; a bond; and proof of insurance.


cmppole
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2- conduit sch80
Kings Highway
Address House 162
water
gate
28" wide
Square across
Kings Highway
Driveway
* grind back Edges
and Install new asphalt
in 2 lifts same
thickness as existing Road.
Sewerline
House

ACORD®

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY): 09/21/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER
Tapley Insurance Agency Inc.
300 York Street
PO Box 808
York ME 03909-0808

CONTACT NAME:
PHONE (A/C, No, Ext): (207) 363-7894 FAX (A/C, No): (207) 363-4794
E-MAIL ADDRESS:

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Acadia Insurance Co.	31325
INSURER B: Eastern Alliance	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

INSURED
NORTHEAST EXCAVATION & HARDSCAPING
29 HALEY RD
ARUNDEL ME 04046-7975

COVERAGES CERTIFICATE NUMBER: 17-18 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	[X] COMMERCIAL GENERAL LIABILITY [ ] CLAIMS-MADE [X] OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: [X] POLICY [ ] PRO-JECT [ ] LOC [ ] OTHER:			CNA5026814-16	12/14/2017	12/14/2018	EACH OCCURRENCE	$ 1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 300,000
							MED EXP (Any one person)	$ 5,000
							PERSONAL & ADV INJURY	$ 1,000,000
							GENERAL AGGREGATE	$ 2,000,000
							PRODUCTS - COMP/OP AGG	$ 2,000,000
								$
A	AUTOMOBILE LIABILITY [X] ANY AUTO [ ] OWNED AUTOS ONLY [ ] HIRED AUTOS ONLY [ ] SCHEDULED AUTOS [ ] NON-OWNED AUTOS ONLY			CAA5026962-16	12/14/2017	12/14/2018	COMBINED SINGLE LIMIT (Ea accident)	$ 1,000,000
							BODILY INJURY (Per person)	$
							BODILY INJURY (Per accident)	$
							PROPERTY DAMAGE (Per accident)	$
							Uninsured motorist BI-	$ 1,000,000
	[ ] UMBRELLA LIAB [ ] OCCUR [ ] EXCESS LIAB [ ] CLAIMS-MADE [ ] DED [ ] RETENTION $						EACH OCCURRENCE	$
							AGGREGATE	$
								$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y/N [ ] (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	N/A		010000112507	10/27/2017	10/27/2018	[ ] PER STATUTE [ ] OTH-ER	
							E.L. EACH ACCIDENT	$ 100,000
							E.L. DISEASE - EA EMPLOYEE	$ 100,000
							E.L. DISEASE - POLICY LIMIT	$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

EVIDENCE OF LIABILITY INSURANCE FOR EXCAVATING WORK PERFORMED BY THE INSURED DURING THE POLICY PERIOD. PROJECT-162 KINGS HIGHWAY, KENNEBUNKPORT, ME.

CERTIFICATE HOLDER

TOWN OF KENNEBUNKPORT
6 ELM STREET
KENNEBUNKPORT ME 04046

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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LICENSE OR PERMIT BOND

BOND NO. S-871205

KNOW ALL MEN BY THESE PRESENTS THAT WE,
Northeast Excavation and Hardscaping, LLC of
12 Haley Rd Kennebunkport ME 04046 as Principal, and
NGM Insurance Company, a Florida corporation with its principal
office at 4601 Touchton Rd East Ste 3400 Jacksonville, FL 32245-6000, as Surety,
are held and firmly bound unto
Town of Kennebunkport

in the sum of One Thousand and 00/100 Dollars

($ 1,000.00), for the payment of which sum, well and truly to be made, we bind ourselves, our personal representatives, successors and assigns, jointly and severally, firmly by these presents.

The condition of this obligation is such, that whereas the Principal has obtained, or shall obtain, a license or permit from the Obligee for Surety for Street/Highway work
at 162 Kings Highway for the term commencing on the 20th day of
September, 2018 and ending on the 20th day of September, 2019.

NOW, THEREFORE, if Principal shall faithfully observe and comply with all terms of the underlying license or permit,and all Ordinances, Rules and Regulations, and any Amendments thereto, applicable to the obligation of this bond, then this obligation shall become void and of no effect, otherwise to be and remain in full force and virtue.

The Surety may, if it shall so elect, cancel this bond by giving thirty (30) days written notice to the Obligee and the bond shall be deemed canceled at the expiration of said period; the Surety remaining liable, however subject to all the terms, conditions and provisions of this bond, for any act or acts covered which may have been committed by the Principal up to the date of such cancellation.

PROVIDED, HOWEVER, that this bond may be continued from year to year by certificate executed by the Surety hereon. Regardless of the number of years or terms this bond remains in effect, and regardless of the number and amount of claims that may be made, the maximum aggregate liability of the Surety is limited to the penal sum of the bond.

SIGNED, SEALED AND DATED on this 20th day of September, 2018.

NGM INSURANCE COMPANY FOUNDED 1923 N 4866 FLORIDA

Northeast Excavation and Hardscaping, LLC

By

NGM Insurance Company

By

Michael Mandravelis Attorney-in-Fact

NGM INSURANCE COMPANY FOUNDED 1923 FLORIDA

68-QQ-0002-15

NGM INSURANCE COMPANY
A member of The Main Street America Group

POWER OF ATTORNEY

S-871205

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

> "SECTION 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them."

does hereby make, constitute and appoint Michael Mandravelis its true and lawful Attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed bond number S-871205 dated September 20, 2018 ,
on behalf of **** Northeast Excavation and Hardscaping, LLC ****
in favor of Town of Kennebunkport
for One Thousand and 00/100 Dollars ($ 1,000.00)
and to bind NGM Insurance Company thereby as fully and to the same extent as if such instrument was signed by the duly authorized officers of NGM Insurance Company; this act of said Attorney is hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

> Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such officer and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 11th day of January, 2016.

NGM INSURANCE COMPANY By:

NGM INSURANCE COMPANY FOUNDED 1923 FLORIDA

Bruce R. Fox
Vice President, General Counsel and Secretary

State of Florida,
County of Duval
On this 11th day of January, 2016 before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Bruce R. Fox of NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me fully sworn, deposed and said that he is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and his signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal at Jacksonville, Florida this11th day of January, 2016.

Tasha Ann Philpot
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF915117
Expires 10/3/2019

I, Nancy Giordano-Ramos, Vice President of NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this 20th day of September , 2018 .

NGM INSURANCE COMPANY FOUNDED 1923 FLORIDA

WARNING: Any unauthorized reproduction or alteration of this document is prohibited.
TO CONFIRM VALIDITY of the attached bond please call **1-800-225-5646.**
TO SUBMIT A CLAIM: Send all correspondence to 55 West Street, Keene, NH 03431 Attn: Bond Claims.

Agenda Item Divider

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Kennebunkport Public Health

October 2, 2018

ATN: Kennebunkport Board of Selectmen, Laurie Smith-Kennebunkport Town Manager

Please accept this generous gift of $2000.00 from The William J.J. Gordon Family Foundation. It was designated for the food and fuel assistance. We would like to divide it $500.00 donating into the food account (1-320-09 food) and $1500.00 donating into the fuel account (1-320-08 fuel).

Thank you!

Alison Kenneway RN, BSN

Kennebunkport Public Health

The William J. J. Gordon Family Foundation

Foundation Source, Administrator 178204

Reference No.	Description	Date	Amount
325198	Grant Purpose: This money is supposed to only be used for fuel and food assistance		2,000.00

Check Date	Check No.	Payee	Check Amount
09/27/2018	178204	TOWN OF KENNEBUNKPORT	$2,000.00