

**COUNCIL MINUTES OF  
APRIL 11, 2019**

**COUNCIL PRESENT:** Peter Haskell, Fred Sherburne, Sharon Grant, Mark Robichaud, Marcia Delaware, Chuck Ellms, Steve Gudroe

**STAFF PRESENT:** Susan Page, Shannon Hall, Marilyn Curtis, Jeremy Trowbridge, Eric Campbell, Mike Gudroe

The Invocation was led by **Pastor John Johnston** followed by the Pledge of Allegiance.

**PRESENTATION OF THE SPIRIT OF AMERICA AWARD**

*1. Resolution B2019-1 Spirit of America Award for Rick Whitney*

Town Manager, **Trampas King**, made a presentation to Rick Whitney for the Spirit of America Award. The award is given by Maine municipalities in honor of individuals for commendable community service. Among many other things, Mr. Whitney has served as the Dexter Regional High School Key Club advisor since its inception. **Aino Rudloff-Eastman** and **Shannon O’Roak** from the Key Club spoke in high praise of **Mr. Whitney** for all that he does.

**RESOLVE**

**WHEREAS:** Richard Whitney has been the Key Club advisor since its inception in 1998. The Key Club is a very active community service organization and all of Rick’s time is volunteer. The Key Club participates in over 200 events annually doing fundraising, activities, meetings, out of state conferences, and volunteering hundreds of hours per year. The Key Club has been distinguished as one of the top 50 clubs in the World;

**WHEREAS:** Rick has been a history teacher at Dexter Regional High School since 1989 and in 2007 was named Maine’s Teacher of the Year by Wal-Mart and Sam’s Club;

**WHEREAS:** Rick has been a member of the Dexter Historical Society since 1975 and from 1987 to the present he has been the Grist Mill Museum Curator and Director. In addition, Rick was instrumental in the establishment of the Abbott Museum and gift shop;

**WHEREAS:** Rick has been a Mason with the Cambridge Masonic Lodge since the early 1990’s and is a recipient of a Community Service award from the Eastern Star.

**WHEREAS:** Rick is a past member of the Dexter United Methodist Church, a past Treasurer for the Abbott Memorial Library, has served on the YMCA Board, and has served on the Dexter Regional Development Board;

**THEREFORE BE IT RESOLVED:** *that we, the members of the Dexter Town Council, on behalf of the Citizens of the Town of Dexter, hereby recognize Rick Whitney for his commendable community service and great achievements and honors that he has brought upon this community with the 2019 Dexter Spirit of America Foundation Tribute. Given this 11th day of April, 2019 by unanimous vote of the Dexter Town Council.*

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Peter Haskell, Chariman

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Marcia Delaware, Vice Chairman

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Steve Gudroe

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Sharon Grant

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Chuck Ellms

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Mark Robichaud

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Fred Sherburne

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**PRESENTAION BY THE DEXTER FARMER’S MARKET**

**Mary Hoskins** and **Lindy Morgan** told the Council that the Farmer’s Market would be at B’Warts again this year on Saturdays from 12-3. The starting date will be June 1<sup>st</sup> and will go until October 12th. There are new vendors lined up for this year and they plan on having a “What’s Happening Tent” that will be available for different things that may be going on in the area.

**I. PUBLIC HEARING**

*1. Order A2019-16 New Application for Liquor License for Jessica Reposa dba Red bone BBQ & Grille*

The new owners were present and stated that they were hoping to open on April 26<sup>th</sup>.

*2. Order A2019-17 New Victualer’s License for Jessica Reposa dba Red Bone BBQ & Grille*  
No Comment

**II. MINUTES**

*1. Approve/Amend Council Minutes of March 14, 2019*

Motion to Approve: **Fred Sherburne**

Second: **Chuck Ellms**

Vote: Unanimous, motion passes

**III. NOMINATIONS, APPOINTMENTS, & ELECTIONS**

*1. Order A2019-18 Appointment to SAD #46 Board*

**BE IT ORDERED**, that the Dexter Town Council hereby approves the appointment of Leilani Cyr and Jonathan Hanson to the SAD 46 Board of Directors for terms to expire Election Day, November 5, 2019.

Filed April 11, 2019

**CHUCK ELLMS**

Second: **Steve Gudroe**

Vote: Unanimous, motion passes

*2. Order A2019-19 Appointment to Library Trustees Board*

**BE IT ORDERED**, that the Dexter Town Council hereby approves the appointment of Barbara Greenberg to the Library Trustees Board for a term to expire on December 31, 2021.

Filed April 11, 2019

**MARCIA DELAWARE**

Second: **Sharon Grant**

Vote: Unanimous, motion passes

*3. Order A2019-20 Appointment of Age Friendly Committee*

**BE IT ORDERED**, that the Dexter Town Council hereby acknowledges the creation of the Dexter Age Friendly Committee whose mission is “to focus on improving access, safety, and social interaction for the aged and aging residents of Dexter as well as working to enable people of all ages to actively and safely participate in community activities.”

The following shall be appointed as committee members:

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Jean Jacobs, Trampas King, John Johnston, Dorothy Mountain, Liz Breault, Shelley Watson, Rosemarie O’Toole, Lysbeth Ranagan, Andrew Bermudez, Lillian Bennett, and Fred Cooley.

Filed April 11, 2019  
**SHARON GRANT**

Second: **Marcia Delaware**  
Vote: Unanimous, motion passes

**IV. UNFINISHED BUSINESS**

*1. Manager’s Report*

**Trampas King** thanked everyone for coming. **Mr. King** gave an update on the road project saying that all the downtown area should be done by Memorial weekend and all digging and a coat of tar put down by July 4<sup>th</sup>. All curbing and sidewalks will be done the 1<sup>st</sup> week of August and the final coat of tar shortly after.

*2. Departmental Reports*

No comments.

*3. Order A2019-16 New Liquor License for Jessica Reposa dba Red Bone BBQ & Grille*

**BE IT ORDERED**, that the Dexter Town Council hereby approves the Spirituous, Vinous, and Malt Liquor License for Jessica Reposa doing business as Red Bone BBQ & Grille, 102 Church Street.

Filed April 11, 2019  
**FRED SHERBURNE**

Second: **Mark Robichaud**  
Vote: Unanimous, motion passes

*4. Order A2019-17 New Victualer’s License for Jessica Reposa dba Red Bone BBQ & Grille*

**BE IT ORDERED**, that the Dexter Town Council hereby approves the new Victualer’s License for Jessica Reposa doing business as Red Bone BBQ & Grille, 102 Church Street subject to the final inspection and approval from the State and local authorities.

Filed April 11, 2019  
**MARK ROBICHAUD**

Second: **Fred Sherburne**  
Vote: Unanimous, motion passes

**V. NEW BUSINESS**

*1. Order A2019-21 Accept Donation from Bangor Savings Bank*

**BE IT ORDERED**, that the Dexter Town Council hereby accepts the donation of \$500 from Bangor Savings Bank towards the restoration of the bath house at the beach.

Filed April 11, 2019  
**STEVE GUDROE**

Second: **Mark Robichaud**  
Vote: Unanimous, motion passes

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*2. Order A2019-22 Paving Bid Award*

**BE IT ORDERED**, that the Dexter Town Council hereby accepts the bid submitted by Hopkins for the paving contract for Main Street Hill, High Street, Free Street, and a portion of Liberty Street in the amount of \$210,613.50.

Filed April 11, 2019

**CHUCK ELLMS**

Second: **Marcia Delaware**

**Trampas King** stated that B & B paving had made a mistake in their bid. They quoted for 1” not 1 ½”

Vote: Unanimous, motion passes

*3. Order A2019-23 Rock Crushing Bid Award*

**BE IT ORDERED**, that the Dexter Town Council hereby accepts the bid submitted by R.S. Pidacks in the amount of \$62,500.00 for crushing 10,000 yards of rock in the Town gravel pit.

Filed April 11, 2019

**MARCIA DELAWARE**

Second: **Chuck Ellms**

**Trampas King** stated that we used all the crushed rock we had on the Fern Road and we will have to do this every 4 or 5 years.

Vote: Unanimous, motion passes

*4. Order A2019-24 Transfer Money from Reserve for Rock Crushing*

**BE IT ORDERED**, that the Dexter Town Council hereby authorizes the Finance Officer to transfer \$62,500.00 from Town Road Reconstruction Reserve Account #E130-05-511-29 to Public Works Department Other Contractual Account #E105-01-504-51 for rock crushing in the Town gravel pit.

Filed April 11, 2019

**SHARON GRANT**

Second: **Marcia Delaware**

**Marcia Delaware** asked if this wiped out the account. Mr. King stated there would be some left.

Vote: Unanimous, motion passes

*5. Order A2019-25 Sale of Tax Acquired Property – 15 Bryant Road*

**BE IT ORDERED**, that the Dexter Town Council, in accordance with the Dexter Town Code, hereby authorizes the sale of certain tax acquired property being more specifically described as Map 10, Lot 88 at 15 Bryant Road to Joseph Tibbetts for the amount of \$3,000. Transfer Tax costs shall be the responsibility of the purchaser.

Filed April 11, 2019

**FRED SHERBURNE**

Second: **Marcia Delaware**

Vote: Unanimous, motion passes

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*6. Order A2019-26 Sale of Tax Acquired Property – 46 Mill Street*

**BE IT ORDERED**, that the Dexter Town Council, in accordance with the Dexter Town Code, hereby authorizes the sale of certain tax acquired property being more specifically described as Map 12, Lot 83 at 46 Mill Street to Kevin Davis for the amount of \$11,000. Transfer Tax costs shall be the responsibility of the purchaser.

Filed April 11, 2019  
**MARK ROBICHAUD**

Second: **Steve Gudroe**

Vote: Unanimous, motion passes

*7. Order A2019-27 Sale of Tax Acquired Property – 24 Pullen Road*

**BE IT ORDERED**, that the Dexter Town Council, in accordance with the Dexter Town Code, hereby authorizes the sale of certain tax acquired property being more specifically described as Map 401, Lot 60-A at 24 Pullen Road to Bridget Gould for the amount of \$4379.02. Transfer Tax costs shall be the responsibility of the purchaser.

Filed April 11, 2019  
**STEVE GUDROE**

Second: **Mark Robichaud**

Vote: Unanimous, motion passes

*8. Order A2019-28 Sale of Tax Acquired Property – Skimmer Lane*

**BE IT ORDERED**, that the Dexter Town Council, in accordance with the Dexter Town Code, hereby authorizes the sale of certain tax acquired property being more specifically described as Map 19, Lot 18 at Skimmer Lane to Richard & Rita Hitchcock for the amount of \$1050.00. Transfer Tax costs shall be the responsibility of the purchaser.

Filed April 11, 2019  
**CHUCK ELLMS**

Second: **Steve Gudroe**

**Trampas King** told the Council that James Johnson withdrew his bid after he found out that there was no sewer system on the property.

Vote: Unanimous, motion passes

*9. Order A2019-29 Sale of Tax Acquired Property – 118 Church Street*

**BE IT ORDERED**, that the Dexter Town Council, in accordance with the Dexter Town Code, hereby authorizes the sale of certain tax acquired property being more specifically described as Map 07, Lot 64 at 18 Church Street to Marilyn Moore for the amount of 3,000.00. Transfer Tax costs shall be the responsibility of the purchaser.

Filed April 11, 2019  
**MARCIA DELAWARE**

Second: **Chuck Ellms**

Vote: Unanimous, motion passes

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*10. Order A2019-30 Referendum Questions for June 11, 2019 Election*

**BE IT ORDERED**, that pursuant to the Town of Dexter Charter, Article VIII, Section 8.01D, the Council authorizes the following questions for referendum voting on June 11, 2019:

1. Are you in favor of the Town of Dexter allowing medical marijuana dispensaries?  
YES \_\_\_\_\_  
NO \_\_\_\_\_
2. Are you in favor of the Town of Dexter allowing recreational marijuana dispensaries?  
YES \_\_\_\_\_  
NO \_\_\_\_\_
3. Are you in favor of the Town of Dexter allowing medical marijuana manufacturing facilities?  
YES \_\_\_\_\_  
NO \_\_\_\_\_
4. Are you in favor of the Town of Dexter allowing recreational marijuana manufacturing facilities?  
YES \_\_\_\_\_  
NO \_\_\_\_\_
5. Are you in favor of the Town of Dexter allowing commercial marijuana grows?  
YES \_\_\_\_\_  
NO \_\_\_\_\_

Filed April 11, 2019

**SHARON GRANT**

Second: **Marcia Delaware**

**Sharon Grant** stated that she was on the Cannabis Task Force and the committee had decided to put non-binding referendum questions on the June ballot. The results will give the Town an idea of which direction to go in. **Ms. Grant** stated there would be a Public Forum on the matter on May 20<sup>th</sup>. **Marcia Delaware**, who is also on the CTF, said that they had received a lot of information at the meetings and there wasn't a lot the Town could do until the State set some guidelines.

Vote: Unanimous, motion passes

*11. Order A2019-31 HAD #4 Referendum Question for June 11, 2019 Election*

**BE IT ORDERED**, that pursuant to the Town of Dexter Charter, Article VIII, Section 8.01D, the Council authorizes the following questions for referendum voting on June 11, 2019:

WHEREAS the HAD #4 Board of Directors by a vote of 15-3 has determined that Mayo Regional Hospital is unable to operate in a financially sustainable manner as an independent hospital in rural Maine; AND

WHEREAS the HAD #4 Board of Directors has determined that the best way to ensure access to necessary, quality and affordable health care for those served by Mayo Regional Hospital is for the hospital to merge with a larger, nonprofit Maine-based healthcare system, THEREFORE;

DO YOU FAVOR THE FOLLOWING?

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1. That the Town of Dexter support the Merger of Hospital Administrative District # 4 d/b/a Mayo Regional Hospital (HAD #4) with Northern Light Health, a Maine nonprofit corporation, in accordance with the Agreement and Plan of Merger between HAD #4 and Northern Light Health dated February 27, 2019.

YES \_\_\_\_\_

NO \_\_\_\_\_

2. That the Town of Dexter request that the local legislative delegation and the Maine Legislature take actions which are necessary or reasonable including but not limited to amending or revising the HAD #4 Charter in order to facilitate the completion of the merger.

YES \_\_\_\_\_

NO \_\_\_\_\_

Filed April 11, 2019

**FRED SHERBURNE**

Second: **Mark Robichaud**

**Marcia Delaware** stated that the Council was informed by the legislature that the Towns in the HAD 4 had to hold a vote by April 30<sup>th</sup>. The referendum vote wouldn't be until June 11, which would be too late. The Council has the authority to vote on the matter so it would behoove them to vote down Order A2019-31.

**Mark McNaughton** asked if legislative bill had been approved. He stated that he was told it was in the works but hadn't been voted on. **Steven Foster**, our State Representative, stated that the bill would be ready for finalization next week. The legislators are concerned with the timeline so in this case the Council would need to vote on the issue.

Vote: Unanimous not in favor, motion fails

**Marcia Delaware** made a motion to add Order A2019-32 to the agenda

Second: **Steve Gudroe**

Vote: Unanimous in favor, motion passes

*Order A2019-32 Town of Dexter HAD #4 Merger Support*

**BE IT ORDERED**, that the Dexter Town Council hereby enacts the following:

1. The Town of Dexter supports the Merger of Hospital Administrative District # 4 d/b/a Mayo Regional Hospital (HAD #4) with Northern Light Health, a Maine nonprofit corporation, in accordance with the Agreement and Plan of Merger between HAD #4 and Northern Light Health dated March 19, 2019.

2. The Town of Dexter requests that the local legislative delegation and the Maine Legislature take actions which are necessary or reasonable including but not limited to amending or revising the HAD #4 Charter in order to facilitate the completion of the merger.

Filed April 11, 2019

**MARK ROBICHAUD**

Second: **Steve Gudroe**

Vote: Unanimous in favor, motion passes

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12. *Approve/Sign Municipal Quit Claim Deed for the Following:*

<i>Tricia McGinty</i>	<i>Wilma Wintle (2)</i>
<i>Kevin Armstrong</i>	<i>Mildred Mountain (3)</i>
<i>Scott Brake (3)</i>	<i>Robert &amp; Deborah Lessard</i>
<i>Beverly Desmarais</i>	<i>Sally Murdock</i>
<i>Sharon Nichols</i>	<i>Herbert Simonds &amp; Tara Woodard</i>
<i>Heidi Sawyer</i>	<i>Devisees of Marguerite Sherwood</i>

Motion to sign/approve: **Marcia Delaware**

Second: **Chuck Ellms**

Vote: Unanimous in favor, motion passes

**VI. PUBLIC FORUM**

**Representative Steve Foster** thanked the council for giving him a chance to speak. He told everyone if anybody had any questions or concerns about the merger he would be happy to talk to them. He stated that he had been at 3 of the public forums put on by Mayo and they had been positive for the most part. **Peter Haskell** asked if the questions were similar for the most part. Mr. Foster said that for the most part they were. One thing that happened between meetings was that the Legislature found out that HAD #4 wasn't responsible to put forth the warrant before the Towns and that is why the Legislature stepped in to make sure that the Towns had a say. Depending on what happens with the votes will decide what happens next.

**Steve Gudroe** told the Council that he does the animal damage control and the berm at the dam by the mill is causing trouble. The water is building up 4 to 5 feet high and it looks like there is a break in the berm. **Mr. Gudroe** stated he isn't sure who is responsible and thinks it is the Town but somebody needs to look at it before it blows out. It took almost 5 days to get the water down slow enough to not cause trouble. **Chuck Ellms** stated that he thinks it is part of the old foundation of the mill and it is probably well below the flow line of the stream. **Trampas King** said he talked to **Kendall Martin** about the beaver building dams and asked about moving their houses because they are causing backups. **Mr Martin** stated that they don't like to move their houses. **Mr. King** said that it was either that or the dam will let loose. **Mr. Martin** is supposed to be coming up in May. **Mr. Gudroe** said it is really important to press the issue because the beaver house has to be moved.

Motion to Adjourn: **Marcia Delaware** at 7:58

Second: **Fred Sherburne**

Unanimous in favor, motion passes

**VII. EXECUTIVE SESSION**

NONE

Respectfully Submitted,

Susan E. Page  
Town Clerk



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