

**TOWN OF KENNEBUNK
BOARD OF SELECTMEN
TUESDAY, JANUARY 12, 2016 – 6:30 P.M.
KENNEBUNK TOWN HALL
3rd FLOOR/ROOM 301
AGENDA**

REGULAR MEETING – 6:30 P.M.

1. Call to Order & The Pledge of Allegiance

I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

2. Minutes (2-3 minutes)

- a. December 22, 2015 Regular Meeting
- b. January 7, 2016 Special Meeting (Joint Meeting w/ Arundel, K'bunk, K'port & RSU 21)

3. Items to be Signed (3-5 minutes)

- a. Items as Presented

4. Public Hearing(s)

- a. The Municipal Officers of the Town of Kennebunk will hold a Public Hearing to act on the following:

**MOGO Holdings d/b/a Pedros
located at 181 Port Road
for a renewal of a Malt, Spirituous and Vinous Liquor License
AND
for a renewal of a Special Amusement Permit**

Information is available in the Town Clerk's Office.

Town Manager's Note (not part of the public hearing notice):

Fire Department: no deficiencies noted in the annual inspection.

Police Department: no calls for service that would interfere with the renewal of the license.

MOTION: *To approve the renewal of a Malt, Spirituous and Vinous Liquor License and renewal of a Special Amusement Permit for MOGO Holdings d/b/a Pedros.*

- b. The Municipal Officers of the Town of Kennebunk will hold a Public Hearing to act on the following:

**US Hotels New England LLC d/b/a White Barn Inn
located at 37 Beach Avenue
for a renewal of a Malt, Spirituous and Vinous Liquor License
AND
for a renewal of a Special Amusement Permit**

Information is available in the Town Clerk's Office.

Town Manager's Note (not part of the public hearing notice):

Fire Department: no deficiencies noted in the annual inspection.

Police Department: no calls for service that would interfere with the renewal of the license.

MOTION: To approve the renewal of a Malt, Spirituous and Vinous Liquor License and renewal of a Special Amusement Permit for US Hotels New England LLC d/b/a White Barn Inn.

- c. The Municipal Officers of the Town of Kennebunk will hold a Public Hearing to act on the following:

The discussion of carry forward fund balances remaining in accounts with unexpended funds (from FY14-15 to FY15-16).

Town Manager's Note (not part of the public hearing notice):

In accordance with the Town's Charter, Section 3.06, the Board of Selectmen, after a public hearing, may carry forward funds remaining in accounts with unexpended balances as of June 30, 2015. The books and records for the general fund are nearly closed, with the one of the final steps in this process being the identification of funds to be carry forward from fiscal year 2014-2015 into fiscal year 2015-2016.

MOTION: To carry forward fund balances remaining in accounts with unexpended funds (from FY 14-15 to FY 15-16).

5. Public Comments (5-10 minutes)

6. Acknowledgements/Announcements (5-10 minutes)

7. Time Sensitive Business

- a. Accept a Donation for the Emergency Fuel Assistance Fund – The Town recently received a \$1,000.00 donation from Jim and Betsy Fitzgerald for the Town's Emergency Fuel Assistance Fund.

MOTION: To accept the donation from Jim and Betsy Fitzgerald and send a letter thanking them for their very generous donation.

- a. Hear a Brief Update on the December 27th Storm (5 minutes) – The last storm had some unusual weather which presented some different approaches to the treatment and clearing of the roads and sidewalks. The department did experience a few breakdowns in equipment that prolonged/delayed some snow removal. Overall, the roads were well maintained. Staff will be present to share a quick overview of the storm.

No motion necessary.

- b. Set the Budget Meeting Dates for the 2016-17 Proposed Budget (3-5 minutes) – Each year, the Selectmen and Budget Board hold joint meetings to discuss the upcoming budget. The proposed dates for review of the 2016-17 proposed budget are as follows:

Meeting #1	Tuesday, February 2	6:00 pm to 9:00 pm
Meeting #2	Thursday, February 4	6:00 pm to 9:00 pm
Meeting #3	Saturday, February 6	8:30 am to 11:30 am
Meeting #4	Thursday, February 11	6:00 pm to 9:00 pm
Tentative - Meeting #5	Saturday, February 13	8:30 am to 11:30 am
Tentative - Meeting #6	Tuesday, February 16	6:00 pm to 9:00 pm

MOTION: To approve the Budget Meeting dates listed above.

- c. Discuss the Bids for a Three Ton Trailer Mounted Portable Asphalt Recycler & Hot Box (5-10 minutes) – The Board discussed this purchase at their meetings on December 8 and 22.

A hot box is used to heat, reheat, reclaim and recycle asphalt materials for patching and potholing. This will aid the crew in maintaining better quality roads year-round, particularly during the winter months and will allow our staff to be considerably more efficient in the repair of the roads.

This purchase was originally proposed in the current budget but was removed during budget discussions last year to lower the overall capital budget.

After further review, we believe funding for this item could come from savings realized on capital fund purchases made during fiscal years 2012 through 2015. The total available is \$25,955.00. The capital items previously purchased included tractors, mowers, skid steer, trailer, street sweeper, and dump/plow truck. The alternative would be to fund this in this year’s coming budget.

The Hot Box was discussed during the Board of Selectmen’s Finance Subcommittee meeting held on January 5th.

Our recommendation is to purchase a new Three Ton Trailer Mounted Portable Asphalt Recycler & Hot Box from Viking Cives at a price of \$24,685.00 with funds coming from the capital budget savings summary of \$25,955.00.

The following bids were received for this purchase:

	<u>New</u>	<u>Used</u>
H.P. Fairfield LLC, Scarborough, ME	\$30,999.00	\$30,499.00
	3-ton unit	3-ton unit
Viking Cives, Lewiston, ME	\$24,685.00	\$26,685.00
	3-ton unit	4-ton unit

MOTION: To approve the purchase of a new Three Ton Trailer Mounted Portable Asphalt Recycler & Hot Box from Viking Cives at a price of \$24,685.00 with funds coming from the capital budget savings summary of \$25,955.00.

8. Old Business (2nd Reading)

- a. Discuss a Consent Agreement for 2 Marsh View Avenue (10-15 minutes) – The Board heard the presentation on this item at their meetings on December 8 and 22. This consent agreement is between the Town and the owners of 2 Marsh View Avenue, John and Jennifer McDonald regarding a violation in the fall of 2014 involving the unauthorized removal of trees in the Shoreland/Resource Protection districts as well as the removal of one tree on the neighboring property.

At the December 22nd meeting, the Board asked the Code Enforcement Officer, Paul Demers, for a revised plan, which is attached. Please note that the plan now only reflects the actual restoration that would be acceptable to address the violation. The plan is the result of numerous conversations with DEP-endorsed arborists that are familiar with the violation process in other communities. The plant types and sizes have been reviewed to provide sufficient buffer restoration and are spaced to provide optimum opportunity for them to survive and do well in the long term.

A copy of the consent agreement that was included in the last packet is also attached.

The homeowner is away on business for the month on January and has requested moving this final meeting discussion to February 9th.

MOTION: To move this discussion/decision to February 9th when the homeowner can be present.

OR

If the Board does not wish to move this discussion to the next meeting, the motion could be as follows:

MOTION: To require the updated plan be implemented and a fine of \$_____ including attorney fees of \$_____ be assessed, and authorize the Code Enforcement Officer to sign the consent agreement.

- b. Discuss the Draft of the Board of Selectmen's Strategic Plan Survey Questions (5-10 minutes) – Attached is a revised questionnaire for your review. This survey would be administered via email in preparation for the Board's strategic plan session. Would the Board want the website address placed in the tax bill mailer for greater exposure or use existing emails, cable TV, and local press to get the questionnaire out? We should allow 2 to 3 weeks for the completion of the survey once it is released.

Based on our current schedule of meetings (including budget sessions) and the tax bill mailing, I am recommending the strategic plan session be scheduled on a Saturday morning in March (possibly on the 5th or 12th).

MOTION:

9. New Business (1st Reading)

- a. Discuss the Three Dams Located on the Mousam River in Kennebunk (5-10 minutes) – As you are aware, Kennebunk Light & Power District released their dam study in November. Since then, the Town has received a number of inquiries and emails (see attached) from residents about the possible dam removals. Would the Board like staff to review the study and provide comments on the impact/non-impact of the current options presented in the study, along with additional options for a future workshop? The first potential workshop date would be Tuesday, March 15, 2016.

MOTION: To move to a second reading on January 26th.

- b. Discuss the Time and Attendance Bids (10 minutes) – This is for a new time and attendance system to replace the existing antiquated non-integrated system, which is currently used by the employees at Town Hall and Public Services. Manual data entry is required to get time data input for the Recreation department's part-time employees and all employees in the Fire and Police departments. This new system can be used by all departments and provides accruals and attendance reporting for employees and supervisors.

Bids were requested and four bids were received and opened in September. The top two systems were further analyzed by staff from various departments with live demonstrations to ensure the systems met all criteria.

The bid summary is shown below and a detailed listing of the bids/systems is attached in the packet for your review.

Company Name	BiznusSoft	KRONOS	Andrews Technology	Cincinnati Time of Maine
In-house	n/a	n/a	\$38,190.00	\$34,430.00
Software as a Service (SaaS) (Cloud) (As listed on bids)	\$97,800/12 months (500 employees; purchased clocks)	\$1,008.5/month (100 employees; leased clocks)	\$35,000/12 months (250 employees; purchased clocks)	\$1,573.90/month (402 employees; leased clocks)
SaaS (Restated as 250 employees per month for 12 months; purchased clocks)	\$82,800.00	\$35,625.00	\$35,000.00	\$17,911.00

After our review, the system that best meets our needs, at the least cost, is the Attendance on Demand system proposed by Cincinnati Time of Maine at a price of \$17,911.00. The budgeted amount for this purchase is \$15,000.00. The difference can be funded from the remaining budgeted monies for the current maintenance of the time clock system. We have the funds for this SaaS (cloud) approach for all departments except the link to the IMC system used by the Police. We would need to budget \$4,000 for the IMC conversion link in next year's budget. This item was discussed with the Selectmen's Finance Subcommittee at their meeting on January 5th.

MOTION: To move to a second reading on January 26th.

- c. Discuss Two Events for Kennebunk in 2016 (5-10 minutes) – Both of these events would be coordinated with the Festival Committee using subcommittees and would occur in the summer of 2016.

1. **1776 Re-enactment Camp (New Event)**

This would occur on Friday, June 24 at 4:00 p.m., all day Saturday, June 25 and ending on the morning of Sunday, June 26.

The event would have demonstrations of revolutionary life, marching drills, musket demonstrations, and activities for children and families. The revolutionary soldiers would camp out at Parsons Field. They would be responsible for set-up, functioning and clean up. The Festival Committee would assist with coordinating the event and provide \$1,000.00 (from their committee budget) to offset costs for this event.

2. **Portland Symphony Orchestra (PSO)**

A group of local residents would like to bring back the PSO this summer, on Thursday, July 28th at the Waterhouse Center.

The subcommittee "Music on Main Street" would raise all the necessary donations for this event. They would be a subcommittee under the Festival Committee. We would need to close Main Street, as we did for last year's performance. The committee would handle all announcements.

MOTION: To allow the 1776 Re-enactment and the PSO events as indicated above during the summer of 2016.

- d. Discuss Various Special Events and Timing Thereof 5-10 minutes) – Over the course of one year, Kennebunk is host to approximately 40+ special events. These events are either non-profit organizations or Town events. The number of events from non-profit organizations that encumber the roadway to a certain extent is 17. While Town-sponsored events that encumber the roadway total eight. The remaining events do not impact the roadways. A summary of all events is attached.

When we receive a request to hold a special event on public or private property that will affect the standard and ordinary use of Town-owned property, public streets, rights-of-way or sidewalks, and/or which requires additional levels of town services, we ask the requestor to fill out a special event application. This helps us evaluate the impact of the event and determine any associated costs they may require. This includes, but is not limited to, fairs, festivals, carnivals, sporting events, foot races/walks, bike-a-thons, markets, parades, exhibitions, auctions, dances, and motion picture/commercial filming. Special events do not include regular park activities, functions held on school properties that are sponsored by the school district, or regular work being performed by Town agencies. The special event application is attached for your review.

As applications for special events are received, a few questions have arisen over this past year.

- How many events do we want in Kennebunk that affect our roadways?
- How many events should be held on any one weekend?

We have predominately received requests for special events from non-profits (seeking to fundraise), however, we are now receiving applications from businesses and individuals to hold events, i.e. road races, etc. on Town roads that would profit from the event (they are not a non-profit individual or group).

The Town could regulate these events with a policy; a policy regulating some broad parameters might be appropriate. How would the Board like to proceed?

MOTION: To move to a second reading on January 26th.

- e. Discuss the Pay-As-You-Throw Program and Bag Pricing (5-10 minutes) – Recently, the Selectmen’s Subcommittee on Solid Waste met to discuss the Pay-As-You-Throw (PAYT) program, Recycling, and the Transfer Station. The attached spreadsheet reflects the program’s history. This year a deficit will be realized in the enterprise fund for this program. We have not raised the price of bags for three years. That deficit can be eliminated by increasing the bag pricing or supplementary funding from the general fund.

MOTION: To move to a second reading on January 26th.

- f. Discuss the 2016 TIF Operational Expenditures (5-10 minutes) – The Economic Development Committee has met with the Lower Village, Downtown and West Kennebunk Village Committees to discuss the operational expenditures. Attached are the proposed expenditures for 2016.

MOTION: To move to a second reading on January 26th.

- g. Discuss Long-Term Capital TIF Infrastructure Projects (5-10 minutes) – The Economic Development Committee has reviewed the various projects by area with the Downtown, Lower Village and West Kennebunk Village Committees and has prioritized those items for discussion, funding and implementation. The listing is attached for your review.

MOTION: To move to a second reading on January 26th.

- h. Discuss Any Other Business (2-3 minutes)

10. Selectmen’s Comments

- Subcommittee Reports (if any)
- Individual Selectmen Comments

11. Town Manager's Comments/Notes

- a. Downtown Committee Representative Appointment to the Comprehensive Plan and Zoning Ordinance Update Committee – The Downtown Committee did not have a quorum at their January 7th meeting. If they choose a representative at a later date, we will place the appointment on a future agenda.
- b. Martin Luther King Jr. Day - Monday, January 18th
 - Town Hall and Department of Public Services will be closed.
 - Transfer Station will be closed (closed Sun. & Mon. every week).
 - Curbside collection of trash and recycling will take place as usual all week.

12. Executive Session(s)

- a. Discuss a Personnel Issue with the Town Manager, Finance Director, Public Services Director, and Human Resource Director - Title 1 MRSA Sec. 405(6)(A)

13. Adjournment

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(MINUTES)

TOWN OF KENNEBUNK
BOARD OF SELECTMEN MINUTES
TUESDAY, DECEMBER 22, 2015 – 6:15 P.M.

REGULAR MEETING – 6:15 P.M.

Interview the following Candidate for Committees:

James Atwood

Zoning Board of Appeals

Vacancy: (1) Alternate 2016

Mr. Atwood explained his background and his interest in joining the Zoning Board of Appeals. Donovan explained that appointments are made at the end of the meeting and he will be informed of the decision.

REGULAR MEETING – 6:30 P.M.

1. CALL TO ORDER

On December 22, 2015, at 6:30 p.m., in Room 301 of the Town Hall, Kevin Donovan, Chairman of the Board of Selectmen for the Town of Kennebunk called to order the Regular Meeting of the Board of Selectmen. Present were Selectmen Donovan, Boothby, Morin, Cluff, Karytko, Beal and Schulte.

Also present were the Town Manager Barry Tibbetts and Finance Director Joel Downs.

The Chair led everyone in reciting the Pledge of Allegiance.

2. MINUTES

- a. December 8, 2015 Regular Meeting
- b. December 15, 2015 Special Meeting

A motion was made to accept the minutes of the December 8, 2015 Regular Meeting and the December 15, 2015 Special Meeting.

MOVED: Cluff
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 6 in favor, 1 abstained (Schulte). The motion carried.

The Chair proceeded to the next agenda item.

3. ITEMS TO BE SIGNED

None.

The Chair proceeded to the next agenda item.

4. PUBLIC HEARING(S)

- a. The Chair opened a Public Hearing to act on the following for a new Victualer License Permit:

**SABIR Inc. d/b/a Xtra Mart (new owner)
Located at 88 Main Street
For a new Victualer License Application**

Information is available in the Town Clerk's Office.

Town Manager's Note (not part of the public hearing notice):

Fire Department: no deficiencies noted in the annual inspection.

Police Department: no calls for service that would interfere with the renewal of the license.

There were no public comments.

A motion was made to approve the new Victualer License Application for SABIR Inc. d/b/a Xtra Mart.

MOVED: Cluff
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

5. PUBLIC COMMENTS

Tom Highland thanked the Board, Tibbetts and Downs for the job they do for the Town.

Steve Bowley would like to propose from input he has heard from townspeople to have a separate email site so people at home can send in messages during a Board meeting. He explained that some people are unable to come to the meetings. Schulte mentioned that there is a link to email the selectmen as a group or individually on the Town's website. Discussion of using a texting system. Tibbetts will follow up on investigating a texting system.

The Chair proceeded to the next agenda item.

6. ACKNOWLEDGEMENTS/ANNOUNCEMENTS

- a. Accept the following Donations recently received from the Kennebunk Community:
- i. The following donations were received on behalf of the Kennebunk Fire Rescue Department:
- \$50.00 from Jean M. Skinner
 - \$100.00 from the Parsons Beach Association
 - \$50.00 from Frank & Gloria Day in memory of Louise Pelletier
 - \$2,500.00 from the Flynn Family Foundation in memory of Mary F. Woodman
 - \$100.00 from Virginia R. DiMarco
 - \$100.00 from Cocoons

ii. The following donations were received for Fuel Assistance and Social Services:

- \$5,000.00 from the Flynn Family Foundation for fuel assistance and social services
- \$1,500.00 for fuel assistance from Lovejoy & Son Builders
- \$408.75 for fuel assistance from the Kindred Bunkies Chapter of the Red Hat Society
- \$260.00 for fuel assistance from Hearth and Soul/owner Pat Hansen
- \$100.00 for fuel assistance from Robert & Joyce Butler
- \$200.00 for fuel assistance from St. David's Episcopal Church

A motion was made to accept the donations listed above and send letters thanking all for their very generous donations.

MOVED: Donovan
SECONDED: Cluff
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

- b. Holiday Closures and Curbside Collection Information for Christmas and New Year's Day Holidays
The Chair read the announcements from the Agenda regarding the holidays and collection schedule.

The Chair proceeded to the next agenda item.

7. TIME SENSITIVE BUSINESS

None.

The Chair proceeded to the next agenda item.

8. OLD BUSINESS (2ND READING)

- a. Discuss a Consent Agreement for 2 Marsh View Avenue – This consent agreement was discussed at the last meeting and is between the Town and the owners of 2 Marsh View Avenue, John and Jennifer McDonald. This agreement is a resolution to a violation in the fall of 2014 involving the unauthorized removal of trees in the Shoreland/Resource Protection districts that encompass this property as well as the removal of one tree on the neighboring property.

The revised consent agreement was included in the Board packet for review. Paul Demers, Code Enforcement Officer, will be available at the meeting to respond to any questions the Board may have.

DISCUSSION:

Tibbetts explained that the Town's attorney has reviewed the Consent Agreement and made minor changes. Karytko questioned the diagrams that were included in the packet. Paul Demers, Code Enforcement Officer, explained that one diagram identifies the trees that were removed and the other shows the restoration plan. Demers explained that two of the ten trees that were removed were authorized to be cut down because they were a hazard. Karytko also questioned why the new plan does not have similar trees to be replaced. Demers explained that there are limitations for the Shoreland/Resource Protection district and replacing the trees is based on a point system. He further explained that the point value of the trees removed totaled 40

and the restoration plan includes 32 different types of trees for that total. Demers further explained that the trees that were removed were much older and had a higher point value for fewer trees. Selectman Boothby asked the owner, John McDonald if he knew that not all the trees were authorized to be cut down. McDonald explained that he was working with Jim Logan on a plan to get trees out and replace them. Jim told him that he had spoken with Demers and thought he had approval for the ten trees to be removed. McDonald stated that this was a miscommunication and his intention was always to comply with the law. Schulte asked Demers if the restoration plan was approved by the DEP and Demers explained that it is. Karytko suggested putting trees back where they were and Schulte explained the factors involved, such as erosion, due to the decrease in the size of a new tree.

Schulte asked if the \$20,000 in escrow is enough to cover the repair and fines. Demers replied that it is. Demers described the types of trees that will be replanted. When asked if he agrees with the restoration plan, Demers mentioned that he questioned a hedge, which will be planted in the back of the property. The hedge accounts for 27 of the 40 points. Donovan asked if anything was cut from the back of the property and Demers explained that most were removed from the side of the property. Donovan objected to the hedges and requested Demers to come up a revised plan. Morin asked what the responsibility of an owner is for trees that are deemed a hazard. Demers explained that owner shares some responsibility to replace trees that are a hazard in this district. Tibbetts reminded the Board that the DEP would need to approve a new plan. Demers will have a plan for next meeting.

Resident Steve Bowley suggested coming to an agreement and let the owner plant his hedge if he chooses and not forget the goal is compliance. Karytko asked if the Planning Board needs to be involved. Demers replied that they would if there were structure changes. This issue is a restoration.

A motion was made to have another restoration plan for the next Board meeting.

MOVED: Donovan
SECONDED: Boothby
DISCUSSION: None
MODIFICATIONS: None
VOTE: 5 in favor, 2 opposed (Cluff, Morin). The motion carried.

The Chair proceeded to the next agenda item.

- b. Discuss a Long-Term Road Infrastructure Program – At the last meeting, a presentation was made on a new road infrastructure program, Paver 7. The presentation identified a program that rated pavement conditions in a systematic manner. The examples indicated several funding options based on road grading. Our recommended approach was to review a base allocation for three years, which would identify roads for improvement and provide a yearly summary for review by the Board of Selectmen and Budget Board. This latter three-year approach provides a lower cost ramp up to a stabilized Pavement Condition Index (PCI) while providing additional time to refine the data. The estimated ramp up was \$1.1 million for road improvements with \$500K for selected improvements. The \$1.1 million would be applied to three main road categories: 30% minor/major preventative, 40% reclaim, and 30% rebuild/reconstruct.

Our recommendation is to build the model for budgetary discussions this January and February based on \$1.1 million and \$500K over three years.

The PowerPoint Presentation that was presented at the last meeting can be viewed on our website or by following a link provided on the agenda.

DISCUSSION:

Karytko would like to have a more concrete plan of the roads that are in trouble and what the costs will be before budget time. Karytko questioned why the Town is not doing more crack sealing. Tibbetts will be able to produce what Karytko is asking and explained that the Town has been crack sealing. Tibbetts explained that the Paver 7 program will enable the Town to have a plan and, if there are variables, there will be the option of subcontracting and working on more roads. Tibbetts also explained that he listed the costs and this plan is a layout, which will be refined over the years.

Because he missed the last meeting, Schulte asked how the large cost of a project such as Woodhaven Drive, which will be \$1 million to fix, is going to work with this three-year plan. Tibbetts explained Woodhaven Drive has a drainage issue and the variables of fixing this type of problem would set the cost separately for voters look at and make a decision. Tibbetts offered to give Karytko a printout. Schulte thought it would be a more comprehensive look at roads and not just paving issues. Tibbetts explained the plan is a systematic approach. Selectman Beal reminded the Board that they are working a year behind when this subject comes into play. Tibbetts will give Karytko a listing of the roads and what they will attack in the next three years based on the factors such as drainage, sidewalks, etc.

Resident Steve Bowley went to the podium and stated that he believes it is a 20-year project and the key is to keep the good roads good. He also asked if the Town Engineer will be the one deciding what to do with the roads. Tibbetts replied that the Town Engineer will be one of the people involved. Tibbetts further explained that the plan will show the rating system as roads improve and bring some up to a higher level while working on the others. Morin mentioned that this is a three-year snapshot. Schulte mentioned that he likes the program for paving but has concerns about the roads that have significant structural damage. Donovan mentioned that this item is on the agenda for preparation of data for the upcoming budget meetings. Donovan likes the plan's layout and is comfortable with it because Saco has used it. Donovan further explained that the Board will need to decide at the budget meetings if \$1.6 million is sufficient.

Chris Osterrieder, Town Engineer, explained that the Town's road system has had problems that have begun over the past years and will not be fixed right away. Osterrieder recommends looking at a road as one entire asset. He explained that the majority of the investment is in the pavement and he thinks this program is a logical approach.

A motion was made to prepare the data for the upcoming budgetary discussions.

MOVED: Cluff
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

- c. Comprehensive Plan and Zoning Ordinance Update Committee Appointments – We have two committee representative positions still available, Site Plan Review Board (SPRB) and Downtown Committee.

The SPRB met on December 17th and Phillip Parker, Jr. volunteered to serve on the committee. The Downtown will be meeting on January 7th; if a representative is selected at that time, the appointment will be placed on the January 12th Selectmen's agenda.

A motion was made to appoint Phillip Parker, Jr. as the Site Plan Review Board representative on the Comprehensive Plan and Zoning Ordinance Update Committee (no terms).

MOVED: Donovan
SECONDED: Morin
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

9. NEW BUSINESS (1ST READING)

- a. Approve the Bond Issuance Order – At the June 10, 2014 and June 9, 2015 referendum elections, the voters approved issuing municipal bonds totaling \$3,049,000, for various projects, vehicles, and equipment. The Town's bond council, Moors & Cabot, has recommended that we issue these bonds during the early part of 2016. Since the Town's bond rating remains strong and the general economic climate is good, issuing now should yield relatively low interest costs over the 15-year term of the debt. As part of the issuance process, the order enclosed, if approved, grants staff and various elected officials the necessary authority to execute the documents required to issue bonds and/or notes that have been authorized at the 2014 and 2015 Annual Town Meetings.

DISCUSSION:

Finance Director Downs explained that the bond issuance order is a normal course of events and has been done with prior bond issuances. This approval will give Downs and Board Chairman Donovan the authority to go through the process and do what is needed. Karytko asked if all the items listed have been spent. Joel explained that some things have been pre-spent and other items will be spent. He further explained that the bond will enable money to replenish cash flow. Morin asked what the cost for bonds are annually. Downs explained that it will be \$400,000 and then will drop to \$70,000.

Karytko asked about the infrastructure. Tibbetts went through the list of items listed for the bond.

A motion was made to approve the Bond Order and to issue the authorized bonds, as presented.

MOVED: Cluff
SECONDED: Schulte
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

- b. Discuss the Draft Strategic Plan Survey Questions – Included in the Board packet is the first draft of possible questions to be used in a 2016 survey of residents and businesses for strategic planning and goal setting for the Board of Selectmen. The survey would be completed electronically and tallied for the Board's review in developing a strategic plan.

This is the first reading.

DISCUSSION:

Tibbetts anticipated the survey would be back at an earlier date for Board review. The survey is electronic. Morin was surprised at the amount of narrative responses required and he is concerned with receiving feedback with such a large survey. Tibbetts mentioned he will combine some of the questions. Beal mentioned that she had trouble reading some of the questions and answering such a long survey. Tibbetts explained the reason for the survey is to give the public a chance to give their input of what they want for goals. The Board discussed the number of people who will complete the survey and ways to send it out.

A motion was made to move to a second reading on January 12, 2016.

MOVED: Cluff
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

The Chair proceeded to the next agenda item.

c. Discuss Boards and Committees (resignations/appointments, if any)

• **Appointment of Resident being interviewed at the beginning of the meeting:**

- James Atwood Zoning Board of Appeals Vacancy: (1) Alternate 2016

A motion was made to appoint James Atwood as an Alternate member on the Zoning Board of Appeals with a term expiring on June 30, 2016 (when all Alternate positions expire).

MOVED: Donovan
SECONDED: Morin
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

d. Discuss Any Other Business

The Chair proceeded to the next agenda item.

10. SELECTMEN'S COMMENTS

a. Subcommittee Reports (if any)

Selectman Cluff reported that the Pay as Your Throw (PAYT) Recycling Subcommittee met and there is a \$100,000 loss in the PAYT Program.

b. Individual Selectmen Comments

Selectman Beal

- None

Selectman Karytko

- Site Plan Review Board discussed two issues regarding Aroma Joe's. One is the distance of the driveway from the intersection and the second is eat-in status.
- He has spoken with Blake Baldwin (from Video Creations) regarding the use of microphones in the audience during meetings. Blake mentioned that the current system is older and there would be feedback. We may need to be thinking of another system.
- He thanked Charlie Galloway for sending in the article from the *New York Times* regarding changes in the tax structure between full and part time residents.

Selectman Cluff

- Merry Christmas.

Selectman Schulte

- The skating and caroling event was great.
- Merry Christmas.

Selectman Boothby

- Merry Christmas. Happy New Year.

Selectman Morin

- None.

Chairman Donovan

- Happy holidays and Chanukah.
- Asked Tibbetts to extend his best wishes to the Town Hall staff.
- Committee liaisons on the Board are not required to attend all meetings and it is up to the chair of the committee to keep the liaison informed.

The Chair proceeded to the next agenda item.

11. TOWN MANAGER'S COMMENTS/NOTES

- a. Special Selectmen's Meeting – Thursday, January 7th at 6:15 p.m. at the Middle School of the Kennebunks (Regional Meeting with RSU 21, Kennebunk, Kennebunkport & Arundel).
Please note change in time and location.
- b. Three-Ton Trailer Mounted Portable Asphalt Recycler & Hot Box Bids will be discussed at the January 12th meeting.
- c. Affordable Care Act – For your information, all four part-time EMS employees eligible for health insurance for 2016 have declined coverage. This Personnel Policy/Employee Handbook change was approved at the Board's December 8th meeting. As a follow up, all four employees have declined to have health insurance; therefore, there will be no budgetary impact.

12. EXECUTIVE SESSION(S)

- a. Discuss Pending Litigation with the Town Manager, Finance Director, Police Chief, Human Resource Director and Town Attorney (William Dale) - Title 1 MRSA Sec. 405(6)(E)
- b. Discuss Union Negotiations with the Town Manager, Finance Director, Police Chief, Human Resource Director and Town Attorney (William Dale) - Title 1 MRSA Sec. 405(6)(E)

- c. Discuss Pending Litigation with the Town Manager, Finance Director, Code Enforcement Officer, Community Development Director and Town Attorney (William Dale) - Title 1 MRSA Sec. 405(6)(E)
- d. Discuss Pending Litigation with the Town Manager, Community Development Director and Town Attorney (William Dale) - Title 1 MRSA Sec. 405(6)(E)

A motion was made to go into the executive sessions as listed above at 8:15 p.m.

MOVED: Donovan
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

Upon coming out of executive sessions, the Board stated they had nothing to report.

13. ADJOURNMENT

A motion was made to adjourn the meeting at 9:20 p.m.

MOVED: Donovan
SECONDED: Karytko
DISCUSSION: None
MODIFICATIONS: None
VOTE: 7 in favor. The motion carried.

Deborah Beal, Secretary
Kennebunk Board of Selectmen

Minutes Approved: _____

The minutes of 1/7/16
for the Joint Meeting
w/ Arundel,
Kennebunkport
and RSU 21
are not yet ready
(they are being done by RSU 21).

Once received,
they will be in the
next packet.

4

PUBLIC
HEARING

(c)

Town of Kennebunk					
General Fund - Assigned Funds (10100-39900)					
6/30/2015					
FY14-15 Unexpended Balances					
Carryforward to FY15-16 & Assigned Funds					
6/30/2015					
Accounts	Account Number	Description			Proposed 7/1/2015 Carry-forward & Assigned into FY15-16
Carryforward for Boards & Committees					
Conservation / Open Space Commission	16601-54002	Prior year CF; plus Conservation Commission spent \$1,481.00 in FY14-15, balance CF	9,715.10		
Lower Village	16609-	Prior year CF; plus FY14-15 Budget \$2,500; spent \$875.54, balance CF	4,485.91		
West Kennebunk Village Committee	16612-54002	Prior year CF; plus FY14-15 Budget \$2,000; Donations received assigned to WKVC \$2,292.46, spent \$4,846.68, balance CF	2,554.91	Donated Funds: \$2,497.39 Budgeted Funds: \$57.52	
Tree Committee	16617-54002	Prior year CF; plus FY14-15 Budget \$2,000; spent \$2,000, balance CF	3,061.27		
Community Garden	16620-	FY14-15 Budget \$3,980, Grant of \$300, Plot Fees of \$3,045, Spent \$4,403.42, balance CF	2,921.58		
Energy Efficiency	16621-	Prior year CF; plus FY14-15 Budget \$2,100; Donations of \$712.50; spent \$2,584.05, balance CF	1,808.64		
Festival	16622-	Committee now funded through the TIFs.			
Total Carryforward for Boards & Committees			24,547.41		(A)
Other Carryforwards					
Heating Assistance	14400-54046	Prior yr CF; plus \$18,879.22 donations and parking tickets, less \$17,764.46 spent	16,676.25		
Property Tax Assistance	14400-54047		9,372.11		
General Government Training	11103-		7,851.35		
Computer Training	11113-		11,689.99		
Community Development Training	11110-		5,195.01		
Assessors Office Geo Information System (GIS)	11108-		8,456.18		
Operational Contingency	17700-54052		15,419.45		
Bus Revenues	11004-40417		33,927.00		
Subtotal - Other Carryforwards			108,587.34		(B)
ASSIGNED GENERAL FUND BALANCE					
Total Carryforward at 6/30/15 (Sub-total)		Board Vote →	133,134.75		= (A) + (B)
Matching Grant Funds	17700-61061	See 6/13/2007 Town Meeting Art #23;	44,000.00		Town Meeting
Bicentennial Celebration Committee Fund	16615-54002	Carryforward allowed by 6/11/2008 Town Meeting	4,833.33		Town Meeting
Capital Assets and Projects	16680-57501 (transfer to Fund 300 for FY15-16)	Funds assigned by Town Meeting Referendum Vote Dated 6/9/2015 - Article #5 (Ref Q #3)	1,290,113.00		Town Meeting
Debt Service	16680-57501 (transfer to Fund 300 for FY15-16)	Funds assigned by Town Meeting Referendum Vote Dated 6/9/2015 - Article #3 (Ref Q #1)	100,000.00		Town Meeting
Total Authorized by Town Meeting Approval (Sub-total)			1,438,946.33		(C)
COMMITTED GENERAL FUND BALANCE					
6/30/15 Total Assigned Fund Balance			1,572,081.08		= (A) + (B) + (C)

7.c

BID OPENING

Bid Subject: Public Services –3-Ton Trailer Mounted Portable Asphalt Recycling & Hot Box

Date & Time: December 7, 2015 – 2:30 p.m.

Location: Town Manager’s Outer Office

In Attendance:

Town Manager or Finance Director:

Barry Tibbetts

Department Head or Municipal Employee:

Kathy Nolette

Also in attendance:

Travis Baker, H.P. Fairfield, LLC

Bids Received:

	<u>New</u>	<u>Used</u>
• H.P. Fairfield LLC, Scarborough, ME	\$30,999.00 3-ton unit	\$30,499.00 3-ton unit
• Viking Cives, Lewiston, ME	\$24,685.00 3-ton unit	\$26,685.00 4-ton unit

Recommendation:

The Public Services Director recommends the new Three Ton Trailer Mounted Portable Asphalt Recycler & Hot Box from Viking Cives at a price of \$24,685.00.

Award:

The award will be made at the Selectmen’s meeting on January 12, 2016.

INVITATION TO BID

The Town of Kennebunk, Maine will receive sealed bids until 2:30 p.m., Monday, December 7, 2015 at the Town Manager's Office, 1 Summer Street, Kennebunk, Maine for the purchase of a **Three (3) Ton Trailer Mounted Portable Asphalt Recycler & Hot Box** for the Public Works Department.

A complete set of the contract documents is available on the Public Works Department website www.kennebunkmaine.us located under the services tab. Bids shall be submitted in sealed envelopes with the name and address of the Bidder and marked " **Three (3) Ton Trailer Mounted Portable Asphalt Recycler & Hot Box**" on the face of the envelope.

No Bidder may withdraw a bid within Sixty (60) days after opening thereof. The Town reserves the right to waive any informalities in or to reject any and all bids.

Eric J. Labelle, Director PWD

ASPHALT REPAIR EQUIPMENT

Technical Specifications For Three (3) Ton Trailer Mounted Portable Asphalt Recycler & Hot Box

SECTION 1: INTENT:

- A. These specifications describe an asphalt recycler & hot box capable of:
 - 1. Recycling asphalt chunks and millings
 - 2. Transporting hot mix and keeping it hot all day
 - 3. Holding hot mix asphalt overnight
 - 4. Heating and re-heating cold patch asphalt
- B. Diesel heat management system is engineered to continuously operate while the equipment is in tow and while the hopper is raised without the flame blowing out or damaging burner components
- C. The asphalt recycler & hot box must have an air-jacketed hopper with no moving parts

SECTION 2: BIDDER DEMONSTRATION:

- A. Manufacturer or manufacturer's representative must provide a working demonstration of manufacturer's equipment within five business days prior to the bid opening. The demonstration must include the recycling of non-virgin asphalt. Demonstration must be conducted at the solicitor's facility at no expense to the solicitor. Bidders who fail to conduct said demonstration will be deemed non-responsive.

SECTION 3: BIDDER REQUIREMENTS

- A. Bidder is required to submit complete specifications and current brochure of the unit that the bidder would deliver if awarded this project.
- B. Bidder shall state the model, year and the name of the manufacturer of the equipment that would be delivered.
- C. Bids will be accepted from equipment manufacturers or their authorized dealers whose current standard production model meets this technical specification.
- D. Bidder must include a copy of the applicable warranty. Bidders submitting a "pass-through" warranty will be deemed non-responsive.

SECTION 4: LOCAL SERVICE PROVIDER:

Service Provider Name

Service Provider Address

Service Provider Contact Name and Phone Number

Mileage from servicing dealer to end-customer

SECTION 5: COMPLIANCE TO SPECIFICATIONS

- A. Any deviation from these specifications must be clearly described in detail in the area provided at the end of each section of this technical specification document. Attach additional pages describing exceptions if necessary. No verbal interpretations will be accepted.
- B. Equipment delivered that does not meet these specifications, as determined by the solicitor, will be rejected

SECTION 6: HOPPER CAPACITY:

A. CAPACITY

1. Three Tons

B. HEIGHT

1. The hopper height shall not exceed 74" from the ground to the peak of the hopper
 - i. The 74" hopper height -- a "low profile" design -- allows the driver to view traffic behind the patcher while towing the trailer. This low profile design also minimizes the distance the operator must reach to open the loading doors.

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 7: HOPPER CONSTRUCTION:

A. WALLS

1. Hopper is of triple wall construction and has three parallel walls (inner, middle and outer)
2. Hopper floor and all four hopper walls are heated
 - i. Hopper is heated by an air-jacket below the hopper floor and between the inner and middle hopper walls
3. All walls must be of one-piece, seamless steel construction
 - i. Multi-piece wall construction has seams that allow moisture to wick into the insulation causing the insulation to sag and the steel to rust
4. All front and side hopper walls are parallel and angled (inner, middle and outer)
 - i. Straight hopper walls require a much larger hopper floor making it difficult for the operator to reach all the material in the hopper with both feet on the ground
5. The tops of all three steel layers of the front and rear hopper walls angled to create a 2" slope
 - i. This 2" slope allows water to drain off the top of the material loading doors
6. Complete area between middle and outer walls is filled with 8 lb density, 2" mineral wool insulation
 - i. Fiberglass insulation does not provide required insulating properties (R-value) and therefore is not acceptable
7. Top of hopper walls to be secured to one another with 10-gauge steel capping channel and side hopper walls to be secured to one another with 10-gauge steel corner molding
 - i. Capping channel and corner molding add structural strength to the hopper preventing hopper from becoming out of square over time
 - ii. Sheet-metal to sheet-metal construction where hopper wall corners are butt-welded together without capping channel or corner molding is not acceptable because this design lacks the structural integrity required to maintain a square hopper over time
8. Zip screws may not be used in the construction of the hopper
9. Conspicuity tape applied to trailer per FMCSA requirements

B. BURNER BOX

1. Burner Box is:
 - i. Located below the hopper floor
 - ii. Constructed of 15.3# channel iron with dimensions of 10" high, 51" long and 34" wide
 - iii. Insulated with 1" ceramic blanket on all four walls and the floor
 - iv. Made with inner components all constructed of stainless steel

C. HOPPER FLOOR

1. Hopper floor is constructed of a single piece of ¼" plate steel
2. The hopper floor extends from the base of the front hopper wall and extends beyond the back wall by a minimum of 12"
3. The area beyond the rear hopper wall creates a worktable that is heated from the burner box located under the hopper floor

- i. A heated worktable prevents asphalt from hardening while the operator repairs the road
 - ii. When the material door is opened, asphalt flows onto the heated worktable rather than falling on the ground thus reducing material waste
- 4. The hopper floor is approximately 28" off the ground
- 5. The hopper floor is free of any steel wall or divider that partitions the hopper into compartments
 - i. Since the same diesel burner would heat all hopper compartments, all the compartments would be heated even when one compartment was empty. Heating an empty compartment would be akin to heating an empty pan on a hot stove which could damage the steel and shorten the useful life of the equipment
 - ii. Partitioning hopper floor creates obstruction that makes it difficult for street crew to access material

D. HOPPER HEAT DUCT

- 1. A single, diamond shaped 10-gauge steel heat duct is welded from the front hopper wall to the back hopper wall
 - i. The diamond shaped design prevents asphalt build-up on the heat duct
- 2. Heat duct is continuously welded
 - i. Continuous welds contribute to the structural integrity of the hopper
- 3. Heat duct is a minimum of 12" above the hopper floor and does not partition the hopper

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 8: HOPPER TOP LOADING DOORS:

- A. Steel loading doors are framed on square tubing with angle iron reinforced cross members
- B. The area inside loading doors is completely filled with insulation
- C. Doors are hinged to the hopper corners with bolt-on, greasable 1" diameter 2-bolt pillow block bearings
 - 1. Piano hinges that connect the hopper to the material loading doors are not acceptable due to the high failure rate caused by asphalt build-up along the hinge
- D. Doors open with manually retractable handles
- E. Doors are secured with positive safety locks in the open position
 - 1. Safety locks will prevent injury caused by accidentally closing the doors during the loading operation
- F. Loading door handles are held in position during transport with positive safety locks

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 9: HOPPER REAR UNLOADING DOOR:

- A. Rear hopper wall includes a single, fully insulated, guillotine-style, unloading door
- B. Door is equipped with replaceable CAM follower bearings
 - 1. Metal-to-metal tracking systems require a high level of force to open and close especially with a full hopper of asphalt
- C. Unloading door handle shall be located along the curbside sidewall of the hopper enabling full functionality while standing three feet from the closest point of the door opening

1. Placing door handle on curbside forces street crew to operate door while standing on the curb, out of traffic
2. Curbside placement of door handle also keeps operator away from free falling 300°F asphalt

D. The door must be removable upon unbolting the CAM followers. No additional tools or effort are required to remove the door

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 10: TRAILER TYPE:

- A. Trailer must be constructed of 2" x 6" x 3 / 16" structural rectangular tubing
 - a. Trailers utilizing "c-channel" type frames will not be accepted due to:
 - i. Their lack of structural strength when compared to tubular steel for which there can be no compromise when taking continuous drops of asphalt from 16 feet year after year after year
- B. Trailer must include a minimum of three cross members and a center support beam, each constructed of 2" x 6" x 3 / 16" structural rectangular steel tubing

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 11: TRAILER CONSTRUCTION:

- A. Trailer must comply with all state and federal DOT / FMCSA requirements
- B. Hopper must be integrated into the trailer frame and not bolted into it
- C. All welds on frame must be continuous
- D. Boxed-in and enclosed gussets continuously welded to the top, side and bottom of the frame at the two front bends
- E. Gussets continuously welded to the front where the side rails connect to the hitch post
- F. Bottom of frame must be a minimum 18" from the ground
- G. Fenders are bolted to the frame
 1. Bolting fenders to the frame enables easy replacement should the fender become damaged. It also helps prevent rust formation because the area behind the fender can be sandblasted, primed and painted
- H. Fenders are fabricated of 12-gauge steel with a 12-gauge backing plate
- I. Trailer includes an 8,000 lb bolt-on drop-leg parking jack
- J. Two safety chains with Grade 70, DOT approved, transport chain and a clevis hook with a safety clip
- K. Junction box to include circuit breakers
 1. Circuit breakers protect the tow vehicle from the 12-volt trailer wiring and the 12-volt trailer wiring from the tow vehicle
- L. A non-slip hopper access platform, constructed of diamond tread plate steel, is welded to the frame near the front hopper wall allowing the operator to stand fully upright to view the entire hopper contents

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 12: TRAILER AXLES:

- A. Trailer to be equipped with two 7,000 lb axles with slipper leaf spring suspension
- B. Trailer GVWR must be a minimum of 14,000 pounds

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 13: UPGRADE TO ST235/80R16 TRAILER TIRES:

- A. ST235/80R 16" tires on 8-bolt solid steel wheels are provided with the trailer in lieu of the 9 x 14.5 tires

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 14: TRAILER BRAKES:

- A. Electric Brakes on all wheels with safety breakaway

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 15: TRAILER PINTLE EYE:

- A. Trailer must attach to towing vehicle using a minimum 2.5" I.D. lunette pintle eye hitch
- B. Pintle eye hitch to be adjustable in height from 18" to 32"

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 16: TRAILER LIGHTING:

- A. FMCSA compliant lighting to include:
 - 1. Two 4" round red LED stop/tail/turn lights and two amber strobe lights are mounted on rear of hopper
 - 2. Four LED marker lights mounted on corners of hopper
 - 3. One ID bar mounted on rear of hopper
- B. One LED stop/tail/turn lights and one amber strobe light are mounted in a common fixture on each side of the rear hopper wall

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 17: TRAILER WIRING:

- A. Trailer plug-in connector to be 7-pin flat RV, 7-pin round or 6-pin round
- B. All wires shall be THHN, stranded, copper, and color coded
- C. Wiring connections shall be soldered, sealed in shrink-wrap, covered with high temperature corrugated loom and protected by steel conduit
- D. All wiring and enclosures shall be NEMA-3 rated
- E. All wiring is external to the hopper walls
 - 1. Wiring run between hopper walls is prone to heat damage and makes electrical repairs expensive and time-consuming

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 18: DIESEL HOPPER HEAT SYSTEM:

- A. BECKETT DIESEL BURNER
 - 1. Hopper heated by two 105,000 BTU maximum RW Beckett diesel burner
 - 2. Diesel burner fuel solenoid powered by a 12-volt system
 - 3. Burner includes a cad cell (eye) to shut down the flow of fuel if the burner flame is not present
 - 4. A pressurized pump controls the flow of fuel to the diesel burner
 - 5. Diesel burner spark ignition system is powered by a 12-volt battery
 - 6. Burner has automatic recycle on spark system and automatic shut down safety system
 - 7. Burner has inspection guard that is removable without the use of tools, while standing on the ground
 - i. This burner guard provides easy access to the burner for inspection and maintenance
 - 8. Nozzle shall be .75 GPH
 - 9. Diesel burner is warranted to continuously operate while the equipment is in tow and while the hopper is raised without the flame blowing out or damaging burner components
- B. BURNER BOX COMBUSTION CHAMBER
 - 1. Burner box combustion chamber is constructed of a one-piece, seamless, with an insulation rating for temperatures in excess of 2,000 degrees Fahrenheit
 - 2. Portable asphalt recycler & hot box fuel efficiency rating must exceed 90% when tested at 105,000 BTU. Independent, 3rd party test results, on the qualified diesel burner testing facility's letterhead, must be submitted with the bid package
 - i. Equipment with a high fuel efficiency rating results in:
 - ii. Lower fuel usage / lower ongoing operating costs
 - iii. Lower carbon and NOX emissions
 - iv. Less cad cell maintenance caused by the sooty waste by-product of incomplete combustion
 - 3. Direct fire systems (i.e., systems that do not incorporate the use of a burner box combustion chamber) will not be accepted due to:
 - i. The risk of fire caused by accumulation of un-combusted fuel and
 - ii. Their inherent low-fuel efficiency causes increased carbon emissions and increased fuel usage
- C. BATTERY
 - 1. One 550 CCA 12-volt deep cell battery is mounted in a battery box on the trailer
- D. DIESEL EXHAUST
 - 1. All exhaust produced by the diesel burner vents through a single chimney centered on the top of the front hopper wall
 - i. Venting of diesel exhaust into the hopper is unacceptable because it creates a build-up of diesel fumes / carbon monoxide which the operator is exposed to when the material unloading door (back door) is opened

E. DIESEL FUEL SYSTEM

- 1. Trailer has an in-line quick disconnect diesel fuel filter with a water separator
 - i. A fuel filter with a water separator will prevent burner failure due to water in the diesel fuel
- 2. Hopper Diesel Burner Fuel Tank
 - i. Diesel fuel tank has a capacity sufficient for holding hot mix and heating cold mix for three 8-hour shifts
- 3. Fuel tank neck is welded into the fuel tank
 - i. Welding instead of bolting the fuel neck into the tank will prevent moisture from entering the tank at this site
- 4. Fuel tank includes lockable fuel cap

F. VOLTAGE INDICATOR AND PROTECTOR SYSTEM

- 1. Heating system must include a voltage indicator and protector controller to automatically prevent burner from operating below burner manufacturer's required voltage
 - i. See page 4 of RW Beckett 12-volt ADC burner manual

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 19: PAINT:

- A. Two coats of epoxy primer and two coats of urethane finish are applied to all parts and entire unit
- B. Entire unit, including all bolt-on parts, are sand blasted prior to painting
- C. All accessory bolt-on parts are painted prior to assembly to chassis
- D. Non-steel parts (wiring, lighting, electrical enclosures, chains, etc.) are not painted. These components/parts are installed after the paint process is complete

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 20: CONTROLS:

- B. Digital temperature controller mounted in NEMA-3 rated lockable electrical enclosure
- C. Temperature controller is adjustable up to 300 degrees Fahrenheit
- D. Burner stops running when the temperature setting on the digital controller is reached
- E. Temperature controller initiates the firing of the diesel burner when the hopper temperature measures 10 degrees below the temperature set by the operator on the controller
- F. Volt meter installed inside electrical enclosure
- G. Burner turns on/off with individual toggle switches
- H. Toggle switches are labeled
- I. Operating instructions sticker is displayed inside of electrical enclosure

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 21: TRAILER DIMENSIONS:

- A. Overall trailer length not to exceed 14 feet

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 22: HOPPER DIMENSIONS:

- A. Overall height not to exceed 74" from the ground
- B. Asphalt hopper width not to exceed 83"
- C. Width of outside fender to fender shall not exceed 73"

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 23: DUMP BOX:

- A. Hopper shall be capable of tilting by means of two 3" bore 24" tie-rod style hydraulic cylinders
 - 1. A two cylinder design promotes safety as each hydraulic cylinder acts as a safety backup for the other
 - 2. A single scissor lift system will not be accepted as it is inherently less safe since there is no safety backup if the single hydraulic cylinder were to fail
- B. Power source for cylinders controlling the movement of the hopper is a 12-volt self-contained electric over hydraulic pump
- C. 12-volt pump is stored in a lockable toolbox mounted on the front of the trailer frame
- D. Trailer shall have adjustable safety outriggers at both rear corners of machine
- E. Dump box hinge system (on each side of the hopper):
 - 1. Two 4" x 2" hot rolled steel pivot bosses
 - 2. 1.75" diameter 4140 hardened TGP (Turn, Ground, Polished) steel pivot shaft with grease grooves
 - 3. One hot rolled steel spacer
 - 4. Two easily serviceable bronze thrust washers
 - 5. One greasable zert
 - i. A key element of this hinge system is the use of unlike steel materials. Using unlike materials significantly reduces friction and thus prevents the steel hinge components from seizing up
 - ii. Other hinge systems lighter weight steel and/or like materials will not be accepted due to excess heat generated by high levels of friction. These high levels of friction lead to the hinge components seizing up which increases the load on the hydraulic cylinders
- F. Rear dump box pivot points are protected by hinged steel guards
 - 1. Hinged guards help prevent asphalt from building up on the dump box hinge system
- G. Trailer frame and burner box shall have 45 degree angled steel guides (two sets on each side), that provide a cradle for the hopper in a lowered position
 - 1. These guides center a lowered hopper to minimize cylinder wear

- H. Safety rod to secure hopper in raised position is incorporated into the trailer
- I. Hopper diesel fuel tank bolts to 3 / 8" steel mounting brackets that are welded to the streetside hopper wall
 - 1. Fuel tanks that bolt into the hopper wall pierce the steel which increases the opportunity for rust to form on the outer hopper wall and moisture to wick into the wall insulation material
- J. Fuel tank moves up and down when the hopper is raised and lowered
 - 1. This design prevents diesel fuel lines from getting pinched as the hopper dump box moves up and down

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 24: WARRANTY AND DELIVERY:

- A. One-year warranty
 - 1. Pass through warranties will not be accepted
- B. Four hours of safety, operation and recycling instruction are required upon delivery of the unit by a factory-trained technician
- C. One Operator / Parts / Service Manual is included upon delivery
- D. Operation, Parts and Service Manual must be available online on the manufacturer's website

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 25: COLD WEATHER PACKAGE (DAVCO DIESEL FUEL PREHEATER):

- A. Equipment shall include a system capable of continuously preheating diesel fuel throughout the work day via a Davco diesel fuel preheater
- B. Preheating function is activated with a toggle switch located in the common electrical enclosure
- C. Diesel fuel filter must be rated at 60 GPH with a 250 watt replaceable heating element
- D. Diesel fuel filter must heat fuel prior to entering diesel burner nozzle
- E. Fuel filter/preheater must run off the equipment's 12-volt electrical system and be able to operate wherever the equipment is located without a connection to an external power source
- F. Diesel fuel filter must be rated for bio-diesel
- G. An additional 550 CCA 12-volt deep cell battery is mounted in a battery box on the trailer

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 26: ARROW STICK - LED:

- A. A multi-function LED arrow stick is mounted on the front hopper wall

- B. Arrow stick is mounted on a steel bracket that is attached to the front hopper wall providing visibility from the rear
- C. Arrow stick controller is mounted in the common electrical enclosure

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 27: DUAL DIESEL BURNER RECYCLING PACKAGE:

- A. An additional diamond-shaped heat duct is welded inside the hopper from one side hopper wall to the other such that it intersects the front to back heat duct and forms one crisscrossing heat duct
- B. An additional 90,000 BTU maximum RW Beckett diesel burner bolts to a second combustion chamber that bolts to the front hopper wall and directs heat into the crisscrossing ductwork inside the hopper
- C. Additional combustion chamber is constructed of a one-piece, seamless, vacuum formed ceramic fiber that is 1" thick with an insulation rating for temperatures in excess of 2,000 degrees Fahrenheit
- D. An additional 550 CCA 12-volt deep cell battery is mounted in a battery box on the trailer
- E. Both hopper diesel burners are controlled by the same digital temperature controller and wall-mounted thermocouple
- F. A 24-hour timer will be included with the equipment to allow the hopper burners to turn on at a pre-set time

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 28: BATTERY CHARGER:

- A. A 12-volt marine grade battery charger is mounted on the trailer frame
- B. The battery charger is hard wired to the unit's battery

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 29: RELEASE AGENT DISPENSER HOLDER:

- A. A bracket capable of storing a one-gallon solvent reservoir for spraying & cleaning tools is securely mounted on the rear of the trailer

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 30: 5-LB FIRE EXTINGUISHER:

- A. A 5-LB ABC Fire Extinguisher is mounted in a bracket on the front section of the trailer frame

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 31: 50/550 THERMOMETER:

- A. A 50/550 bi-metal steel thermometer is mounted on the rear hopper wall

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 32: 5-POSITION TOOL HOLDER:

- A. A tool holder, capable of storing five tools, is mounted on the trailer frame

Comply to all items in section: Yes _____ No _____

Exceptions: _____

SECTION 33: BASKET FOR MOUNTING VIBCO GR-1600 VIBRATORY ROLLER:

- A. A steel mounting basket is bolted on the front section of the frame with inside dimensions to fit a Vibco GR-1600 roller
- B. Basket is supplied with bracket and stainless steel pin to lock roller in place

Comply to all items in section: Yes _____ No _____

Exceptions: _____

BID PROPOSAL FORM
NEW OR USED
Three (3) Ton Trailer Mounted Portable Asphalt Recycler & Hot Box

SUBMIT TO: Town Manager's Office
Town of Kennebunk
1 Summer Street
Kennebunk, Maine 04043

BID DATE: Monday, December 7, 2015 2:30 p.m.

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

NEW

Base Bid \$ _____
(In Numbers)

USED

Base Bid \$ _____
(In Numbers)

Expected Delivery Date _____
(Expected Date, Not Estimated Time)

NAME OF FIRM: _____

ADDRESS: _____

AUTHORIZED SIGNATURE: _____

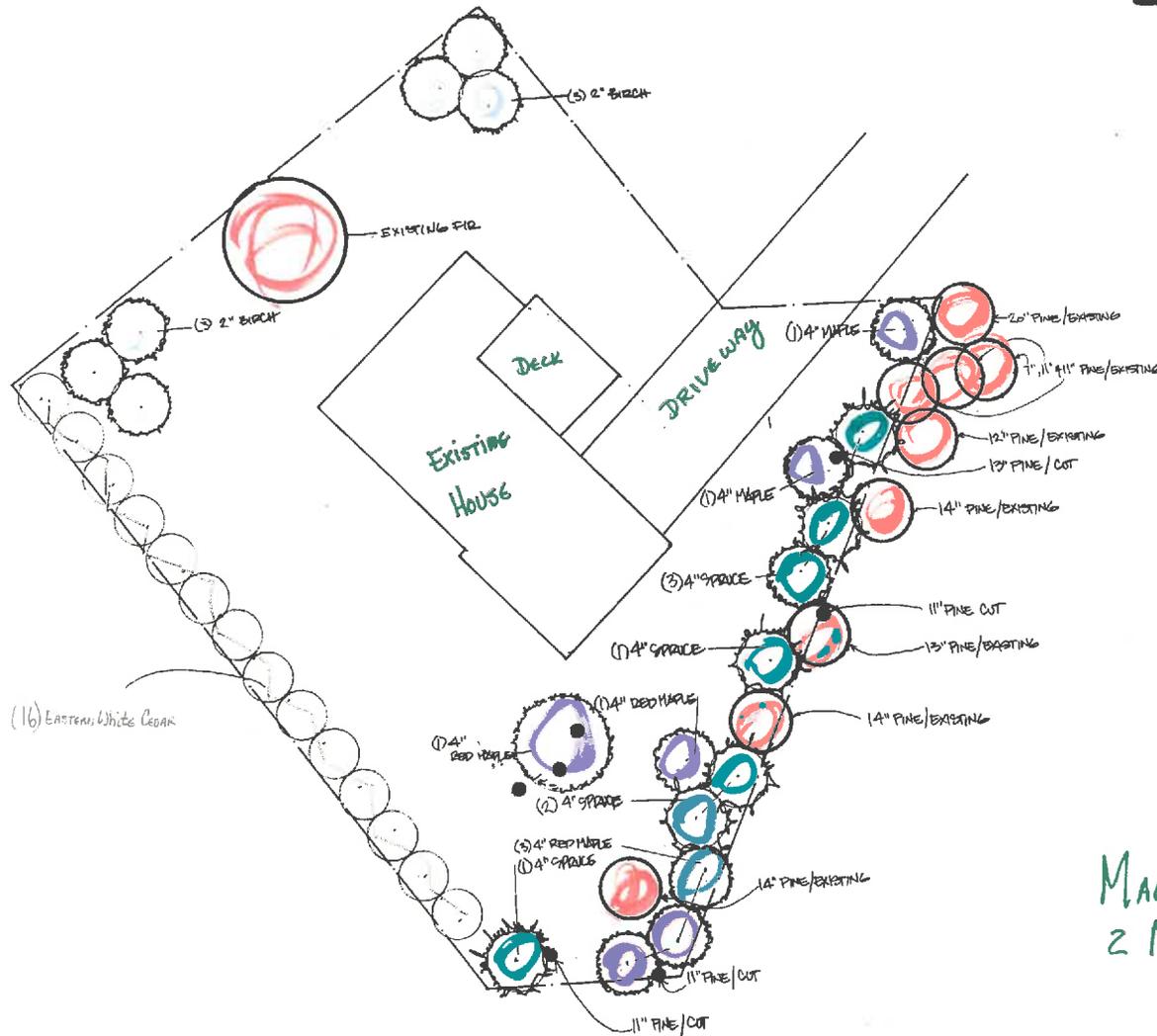
PRINT NAME AND TITLE: _____

TELEPHONE: _____ **DATE:** _____

Required Attachments: 1. Completed Detailed Specifications
2. Descriptive Literature (marked up)

8.a.

Revised Plan



TREES TO BE PLANTED	TYPE	SIZE	POINT
(7)	SPRUCE	4\"/>	
(7)	RED MAPLE	4\"/>	
(6)	BIRCH	2\"/>	
(16)	EASTERN WHITE CEDAR		8
			40 POINTS

Macdonald RESTORATION PLAN 2 MARSHVIEW, KENNEBUNK

* TAKEN FROM PLAN MULTIPLE SOURCES
OF PLAN WORK BY LOWER VILLAGE LAND SURVEY,
AND SNUG HARBOR FARMS

CONSENT AGREEMENT

This Consent Agreement is made this ___ day of December, 2015 by and between the Town of KENNEBUNK, a municipal corporation located at 1 Summer Street, State of Maine (hereinafter the "Town"), and by John McDonald and Jennifer McDonald, owners of property located at 2 Marsh View Avenue, Kennebunk, Maine 04043 (hereinafter "Property Owners").

WHEREAS, the Property Owners own certain real property at 2 Marsh View Avenue in Kennebunk, Maine 04043, further identified on Lot 16 on Town Tax Map 92 (the "Property"), and have recently removed trees on the Property and the abutting property located at 19 Bayberry Avenue, Kennebunk, Maine 04043 owned by Jack and Joan Donohue (the "Donohues"), identified as Lot 17 on Town Tax Map 92 (collectively, the "Properties") but the removal of certain of such trees was in violation of the Kennebunk Zoning Ordinance Article 4 Section 1E and Article 10, Section 3.D ; and

WHEREAS, in September 2014, the Town's Code Enforcement Officer ("CEO") visited the Property; and

WHEREAS, the CEO observed violations of the Town's Zoning Ordinance because of tree cutting on the side lawn area of the Properties.

WHEREAS, these violations of the Town's Zoning Ordinances subject the Property Owners and the Donohues, their contractors and agents to civil penalties, attorney's fees and costs pursuant to the provisions of 30-A M.R.S.A. §4452; and

WHEREAS, the parties wish to resolve the violation without the time and expense of enforcement litigation;

NOW, THEREFORE, in consideration of the mutual promises and agreements set forth herein, the parties agree as follows:

1. No later than _____, 2015, the Property Owners shall pay to the Town a civil penalty in the amount of \$_____ (as determined by the Kennebunk Board of Selectmen). This amount may be taken from a \$20,000.00 escrow account already established with the Town for the purpose of addressing the violation. Said account is intended to cover the replanting cost and the associated fine and was established to allow the Property Owners' plan to renovate the house to proceed during the fall of 2014. Any remaining proceeds from this account will be returned to the Property Owners upon satisfactory completion of the restoration.

2. No later than _____, 2016, the Property Owners shall complete the tree restoration work approved by the CEO as set forth on Exhibit A, "Sketch Plan of Proposed Tree Restoration at 2 Marshview Avenue, Kennebunk, Maine, Owned by John McDonald" prepared by Lower Village Survey Company, dated December 1, 2014. (The "Restoration Plan"), a copy of which is attached hereto and incorporated herein by reference.

3. The Town agrees that, so long as the Property Owners properly complete and maintain the Restoration Plan and pay the civil penalty, as required herein, the Town will, and hereby does, waive its rights to pursue any additional civil penalties, attorney's fees and costs against the Property Owners, the Donohues, or either of their contractors and agents. The phrase maintain the Restoration plan shall include all necessary maintenance legally permissible and required to support the growth of the vegetation, including replacement of any tree that fails to survive, within a three year period of planting. The rights, obligations and benefits of this Agreement shall inure to future property owners.

4. The Property Owners shall record a copy of this agreement in the York County Registry of Deeds and shall file evidence of such filing to the CEO within thirty (30) days of the execution of this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first written above.

 John McDonald, individually

 Jennifer McDonald, individually

STATE OF MAINE
 COUNTY OF YORK

_____, 2015

PERSONALLY APPEARED the above-named John McDonald and Jennifer McDonald and acknowledged the foregoing instrument to be their free act and deed.

 Notary Public/Attorney at Law

TOWN OF KENNEBUNK

By: _____
Paul A. Demers, Its Code Officer,
Duly authorized by the Board of Selectmen

STATE OF MAINE
COUNTY OF YORK, ss. _____, 2015

PERSONALLY APPEARED the above-named Paul A. Demers in his capacity as the Code Officer of the Town of Kennebunk, Maine and acknowledged the foregoing instrument to be his free act and deed in his said capacity and the free act and deed of said Town of Kennebunk.

Notary Public/Attorney at Law

Exhibit A

Tree Restoration Plan for 2 Marshview Avenue and 19 Bayberry Avenue



Albert Frick Associates, Inc
Environmental Consultants
 95A County Road Gorham, Maine 04038
 (207) 839-5563 FAX (207) 839-5564
www.albertfrick.com info@albertfrick.com

RECEIVED
 DEC 14 2015

Albert Frick, SS, SE
 James Logan, SS, SE
 Matthew Logan, SE
 Brady Frick, SE
 Bryan Jordan, SE
 William O'Connor, SE
 Noel Dunn, Office Manager

December 11, 2015

Board of Selectmen
 Town of Kennebunk
 1 Summer Street
 Kennebunk, ME 04043

Re: McDonald tree clearing violation, 2 Marshview Drive, Kennebunk

Dear Members of the Board,

I am writing to you to explain my involvement in the above-referenced matter, as I was originally hired by Mr. McDonald to provide guidance and consulting services. This was to obtain review and approval by regulatory agencies (i.e. Town of Kennebunk and Maine Department of Environmental Protection) for conversion of one tree species type to another. Since the subject property is located within the Shoreland Zone, it is subject to limitations for tree clearing and removal. Mr. & Mrs. McDonald expressed their desire to remove the "ugly" trees (Pitch Pines) and replace them with new "nice" trees. Since Mr. McDonald's responses to the Town refer to me, I wish to clarify, for the record, the chronology of my professional services rendered.

I visited the site with Paul Demers, Code Enforcement Officer, to review the proposal and to determine which, if any, of the trees constituted 'danger' or dead trees which would could be removed immediately prior to the preparation of and approval by regulatory agencies of a replanting plan which would address other tree removal and replacement for aesthetic reasons. My subsequent verbal communication to Mr. McDonald was that he was eligible, per Mr. Demers' site review, to remove one leaning/dying tree (rootball exposed due to windthrow) and one that was extremely close to the eave of the house near the location of the electric service/meter box and outdoor shower while the planting plan was still pending (the McDonalds were considering multiple preferred species at this time), my communication to Mr. McDonald was that only the two above-mentioned trees were allowed to be cut.

Subsequent to this, Mr. McDonald sent an e-mail to me while I was away on vacation out-of-State, and thus I was not able to immediately respond. In the e-mail he states that he had elected, along with his tree-cutter, to cut all of the trees at one time and wanted me to respond, presumably to confirm this course of action. When I was finally able to respond by telephone upon my return from vacation the following week, the trees had already been cut. It is my opinion that Mr. McDonald apparently misconstrued my lack of an immediate response for an affirmative answer.

At that time, he terminated my involvement with the project, and began deliberations with others to obtain a planting plan sufficient to satisfy reviewers of the case. I trust this will help to clarify my, and Albert Frick Associates involvement with this violation.

Should you have further questions or matters for discussion regarding my work, I would make myself available to attend one of your meetings if needed.

Sincerely,

James Logan
 Senior Project Manager
 Certified Soil Scientist # 213
 Licensed Site Evaluator # 237
 USACE Certified Wetland Delineator

JL/bo
 cc. Paul Demers, Code Enforcement Officer

8.b.

Municipal Resources, Inc.

Kennebunk Goal Setting Survey

The Kennebunk Board of Selectmen and Town Manager will be initiating a strategic planning and goal setting process early in 2016. We are seeking input to help identify and focus the discussion on matters of greatest importance to the community. Please take a few minutes to complete this survey - your comments and observations will be recorded anonymously so please feel free to be open and candid.

Thank you in advance for your participation.

-
1. The following list represents the primary focus areas for typical local government officials and managers in New England. As you think about the challenges and issues facing your community for the next 3 to 5 years which of these should be the top priority focus areas for the Board of Selectmen?

You have a total of 10 points that can be allocated as you determine; all to one topic, distributed equally or weighted; however, the survey form will not let you assign more than a total of 10. The more points the higher the importance:

The sum of all entered values must be 10.

- 1) Public Safety - Police, Fire, EMS, Emergency Management _____
- 2) Public Works - Highways, Drainage, Water and Wastewater _____
- 3) Community and Economic Development _____
- 4) Financial Management _____
- 5) Developing a stronger working relationship with the School System _____
- 6) Engaging Citizens, improving communication and involvement _____
- 7) Public Health & Welfare _____
- 8) Land use regulation, Planning & Zoning, Code Enforcement _____
- 9) Environmental Protection _____
- 10) Facilities and infrastructure upgrade / maintenance _____

2. What other ideas or suggestions do you have for inclusion on the Selectmen's Goals List for 2016?

3. Please rate the following ideas for inclusion on the Selectmen's goals list for 2016

	High Priority	Relatively Important	Low Priority
1) Establish regular joint meetings with the School Department to open dialogue and advance better financial planning and collaboration	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
2) Develop a comprehensive 5 year Capital Improvement Plan & financing strategy	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
3) Develop and implement a comprehensive Community & Economic Development Plan	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
4) Develop & implement a structured plan to get more residents involved	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
5) Reach out to neighboring communities and pursue opportunities to regionalize services	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
6) Continue emphasizing and supporting growth of the business community within Kennebunk	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
7) Pursue energy efficiency measures in public buildings and operations	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
8) Develop plans to address the needs of an aging population and work force	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
9) Initiate planning efforts to address potential consequences of global warming	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
10) Develop user fee structure to contain tax rate and assess cost of municipal services to individual users	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

4. Please rate which of the following areas are in the greatest need of attention with an eye towards upgrade / improvement

	In need of immediate attention	As time and resources allow	Low on the priority list
1) Schools	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
2) Affordable /appropriate housing stock	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
3) Town Government	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
4) Business & Industry Development	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
5) Route 1 Business Corridor	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
6) Lower Village Business District	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
7) Downtown Business choices	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
8) Downtown parking	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
9) Lower Village parking	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
10) West Kennebunk Village parking	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

5. If you rated any of the above in need of immediate attention please provide a brief description of your concerns and what attention is required...

6. What other ideas do you have for focus areas that should be considered in the discussion?

6. Are there any current services or programs offered by the Town that you feel are no longer viable or warrant continued support and should be eliminated or phased out? - If so please identify and explain your views.

7. The following are items that are often mentioned as being important to the long term "quality of life" here in Kennebunk. Please rate them from your perspective.

	Critically important	Important	Relatively important	Marginally important	Unimportant
1) Parking	<input type="radio"/>				
2) Road system maintenance	<input type="radio"/>				
3) Job creation	<input type="radio"/>				
4) Walkability	<input type="radio"/>				
5) Neighborhoods	<input type="radio"/>				
6) Parks	<input type="radio"/>				
7) Open Space	<input type="radio"/>				
8) Cultural events / activities	<input type="radio"/>				
9) Business mix	<input type="radio"/>				
10) Affordable housing	<input type="radio"/>				
11) Water quality	<input type="radio"/>				
12) Beaches & river access	<input type="radio"/>				
13) Sustainability & energy efficiency	<input type="radio"/>				
14) Smart technology	<input type="radio"/>				
15) Safety & security	<input type="radio"/>				
16) Historic preservation	<input type="radio"/>				
17) Train service	<input type="radio"/>				
18) Preserve & maintain the downtown	<input type="radio"/>				
19) Waterhouse Center	<input type="radio"/>				
20) School System	<input type="radio"/>				
21) Town Services	<input type="radio"/>				
22) Sidewalks	<input type="radio"/>				
23) Bike lanes	<input type="radio"/>				
24) Well place benches	<input type="radio"/>				
25) Community gardens	<input type="radio"/>				
26) Disposition of three Dams	<input type="radio"/>				
27)	<input type="radio"/>				

8. Please list any matters that you see as critically important to the long term quality of life in Kennebunk:

9. **How long have you lived in Kennebunk:**

- Less than 5 years
 - 5 - 15 years
 - 16 - 25 years
 - More than 25 years
-

10. **In what area of Town do you live?**

- West Kennebunk
- Lower Village
- Downtown
- Beach
- If other, please specify

11. **Which of the following statements best describes you? (please check all that apply)**

- I live in Kennebunk year round
- I live in Kennebunk seasonally
- I live in a single family home which I own
- I live in a single family home which I rent
- I live in an apartment
- I live in a condo which I own
- I live in a condo which I rent
- If other, please specify

12. Which of the following best describes you:

- Married
 - Single
 - Divorced
 - Widowed
-

13. Which of the following best describes you:

- 18 years or younger
 - 19-39 years
 - 40- 49 years
 - 50-64 years
 - 65 - 79 years
 - 80 or older
-

14. Which of the following best describes you: (select all that apply)

- I am retired - don't work at all
 - I am retired but work part-time
 - I work full-time
 - I work part-time
 - I work locally
 - I commute to work - between 10 & 25 miles (one way)
 - I commute to work - between 25 & 50 miles (one way)
 - I commute to work more than 50 miles (one way)
 - I am a telecommuter - work primarily from home
 - If other, please specify
-
-

15. Which of the following best describes your annual household income?

- Less than \$10,000
- \$10,000 to \$19,999
- \$20,000 to \$29,999

\$30,000 to \$49,999

\$50,000 to \$74,999

\$75,000 to \$99,999

\$100,000 to \$149,000

\$150,000 to \$199,000

\$200,000 or more

9.a

Subject: Kessler Dam

Date: Tuesday, January 5, 2016 at 11:45:26 PM Eastern Standard Time

From: Katherine Deegan <katherine.e.deegan@gmail.com>

To: Tshea@klpd.org <Tshea@klpd.org>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>

As a resident concerned for the town's recreation, environment, and economy, **I support keeping the three dams in the Mousam River.** Please consider the future of Kennebunk as removing the dams would negatively impact the great community that has developed surrounding the river.

Thank you for your consideration.

Katie Deegan

I am a KLPD rate payer.

17 Quail Run

Kennebunk, ME 04043

Subject: We support keeping the three dams on the Mousam River - And
Date: Tuesday, January 5, 2016 at 10:03:14 PM Eastern Standard Time
From: Jim Flaherty <jflare722@hotmail.com>
To: tshea@klpd.org <tshea@klpd.org>
CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, dbooth@kennebunkmaine.us <dbooth@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

Dear KLPD Board,

We support keeping the three dams on the Mousam River. Maureen & I wanted to share with you some of our thoughts in supporting the retention of the three dams on the Mousam River.

We moved from Washington State and purchased a home in Kennebunk in June 2015. While we looked for homes in many areas we chose Kennebunk and specifically a home within walking distance of downtown. Our home in Washington was on acreage and while beautiful, it was quite a distance from just about everything. We fell in love with Kennebunk, the sense of community, the scenic points in downtown and in the surrounding areas. We love the fact that we see these things on a daily basis.

While we purchased a home on the river, we realize there are many perspectives to weigh on the issue and want to understand them. What's been disappointing is what looks to be a lack of communication and transparency with the community on this issue and based on the most recent set of news stories, a significant breakdown in communications between your board members and the town selectmen. There's a sense of divisiveness that is surprising. Beyond all this, what is probably most surprising is your board's unwillingness to solicit real input or to work towards consensus with the community you serve and make your living from. The River Alliance has the bully pulpit on the back of your endorsement. Other points of view are seemingly getting pushed aside by rushed timelines and false deadlines your board is forcing. There are options to be had and you have a responsibility to this community to weigh them all. If you are doing this, you need to improve your communication so the community knows. Removing the dams WILL impact this community and the environment and the effects of that need to be accurate and realistic. Will the river really turn into a stream? Will the current dam that so many people stop to take photos of, really just be a mud plain? How will this impact tourism? Could a phased buyout approach be taken with the town to create a slow roll of transitioning the rights so there is time to build the funding? SO many more questions - so few answers!

Sincerely,
Jim & Maureen Flaherty - KLPD rate payers

47 Quail Run
Kennebunk

Subject: Dam Removal Questions

Date: Tuesday, January 5, 2016 at 8:05:11 PM Eastern Standard Time

From: Robert Georgitis <rgeorgitis@roadrunner.com>

To: tshea@klpd.org <tshea@klpd.org>

CC: Selectmen <Selectmen@kennebunkmaine.us>

Todd,

Please read and share my new comments and questions.

Bob

Robert W. Georgitis
10 Arbor Crossing
Kennebunk, ME 04043
rgeorgitis@roadrunner.com

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*Robert & Kerry Georgitis
10 Arbor Crossing
Kennebunk, Maine 04043
(207) 985-6191*

January 5, 2016

Kennebunk Light & Power District
4 Factory Pasture Lane
Kennebunk, ME 04043

Dear Trustees:

It is interesting to read the gist of the PowerPoints and Wright-Pierce provided on the KLP website and I am sure that there is more background and data that is not readily available but let me pose some questions and comments that are obvious to me which have not been addressed.

In reading through the cost/benefit analysis data provided by consultants it provides a wide range of estimated costs but if I focus on the value of the current power generation it amounts to \$6,909,000 as indicated in Alternative #1 of the appendices in their report. This was based on 10.5 cents a kwh. Unless you have been a mole recently, we all can attest to costs never go down (with 1 exception I'll note later) but only rise in the future. I learned from my son who works in Boston that our brethren's to the south have just experienced a rise in their electric rates to 26 cents. Can we be not far behind even with having a non-profit agency delivering it to us in Kennebunk? Do the math. Using their numbers means the value of the generated electricity could be \$17,108,000.

The reports give weak testament to the wetlands associated with these impoundments that have existed for longer than our lifetimes which provide innumerable water quality benefits and suggest that without impoundments that new wetland would replace those values without any scientific basis for those assertions. They go on to assert that water quality may improve suggesting impoundment water is warmer than free flowing water. Have you ever walked into the ocean at Parson's after the sun has warmed the sand all day? Why would a river running over a rocky bottom be any cooler?

It seems the Trustees are in fear of the potential cost to defend the power generation of renewing a license which by the way is the reason we have a power district in the first place and I suggest you take more time to evaluate the cost/benefits before you rely on one consultants finding. I participated in hiring a consultant to reinvigorate Kennebunk's Downtown. The cost

estimates provided by them were over \$12 million and we value cost engineered a plan that was presented to the voters for less than 10% of those estimates.

I think it we be prudent that the Trustees seek a second opinion on the cost/benefit analysis preferably with a firm well experienced in power generation design and not waste water treatment plants. Secondly that analysis should include reasonable increased generation values. Unlike Maine Yankee our investments in the dams and generators has been done and can be upgraded. If my simple comparison between the rates already placed on our neighbors to the south, that extra \$11 million/year pays for a lot of fish passage and licensing costs.

Sincerely,

Robert Georgitis

Subject: Dam Removal Comments

Date: Tuesday, January 5, 2016 at 8:02:19 PM Eastern Standard Time

From: Kerry Georgitis <kgeorgitis@roadrunner.com>

To: tshea@klpd.org <tshea@klpd.org>

CC: Selectmen <Selectmen@kennebunkmaine.us>

Please find my comments attached.

Kerry G.

January 5, 2016

Todd Shea, General Manager,
Kennebunk Light & Power
4 Factory Pasture Lane
Kennebunk, ME 04043

Dear Mr. Shea, and KL&P Board of Trustees,

I wish to express my support for keeping the three dams in question on the Mousam River.

I believe that the river, as it is at present, is a valuable asset to the town. It is aesthetically pleasing visually and it is important as a means of recreation to many. I also believe in alternative energy and would like to see more use of solar, wind and hydropower be more viably produced.

I believe that you have a tough decision to make. I also believe in support of the environment. I love trickling, babbling brooks and I also love beautiful rivers. I think the present Mousam River is more beneficial to the town of Kennebunk than a beautiful, trickling, babbling stream would be.

Three hundred years ago, cholera, anthrax and small pox also ran free and rampant. I don't know of anyone who would want any of those scourges running free today. Somethings are better checked by progress. I believe the dams on the river are doing a fine job.

Thank you for your time and consideration.

Kind regards,


Kerry Georgitis
10 Arbor Crossing

Cc: Kennebunk Board of Selectman

Subject: Dams on the Mousam River

Date: Tuesday, January 5, 2016 at 12:43:11 AM Eastern Standard Time

From: Ann Walter <ann.walter@verizon.net>

To: tshea@klpd.org <tshea@klpd.org>, jkilbourn@klpd.org <jkilbourn@klpd.org>, wberry@klpd.org <wberry@klpd.org>, mjordan@klpd.org <mjordan@klpd.org>, dcluff@klpd.org <dcluff@klpd.org>, plybll@roadrunner.com <plybll@roadrunner.com>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

Good morning,

I am writing to add my voice to the growing number of people speaking out on behalf of preserving the Mousam river as it presently is. I am not a professional writing to burden you with statistics you already know from the consultants who have been hired, nor am I a member of any advocacy group (many of whom don't even reside in this town, or even in Maine) who espouse lofty aspirations of freeing the river and the fish. I write from the viewpoint of a Kennebunk resident who cares deeply about the welfare and future of the town.

I bought a condo in Coventry Woods twelve years ago with the idea of someday moving here as my permanent home. Before purchasing the property, I rented seasonally in Kennebunkport for many years, so I was well acquainted with the area. In making my decision about which town in southern Maine to purchase in, I was drawn to Kennebunk because of its proximity to the shore, the character of its town center and, importantly, the fact that a river ran through—a beautiful, full river with a water fall, no less. There are those who state that losing the dams would not affect property values along the river. This is a naive belief that any realtor would debunk. Being on the water is always a major selling point for property. On Catmousan Road several years ago, for instance, the most recent development of homes advertised that the land bordered on the water and had access to the river. And I have heard recently of at least one offer for waterfront property being rescinded because of the current controversy and the negative impact that removing the dams might have on the beauty, usefulness, and value of the property.

In recent years, the town has succeeded in doing a great deal to enhance the town center and make it a destination for both its own residents and those of surrounding towns. Two examples are the Waterman Community Center, with all it offers by way of education and recreational benefits, and the renovated town park that borders the river. In light of what has been accomplished, why would we want to deprive the town of one of its prize natural assets—the river—which offers people both beauty and recreational opportunities that are shared by so many? What other town offers all this? Also, thinking ahead, it may be that the river front could be further developed in ways that would bring even more variety and income to the community. Perhaps a deck on a restaurant that resides in the mill, or even a small boardwalk that people could use.

There is also the issue of the hydroelectric power that the dams afford. This may not be a compelling issue at this time, but with the country seeking to develop all the types of alternative energy sources that it can, is it really wise to destroy this source? We understand that the percentage of power that the dams afford the town is small, but, if needed, it could contribute to a mix of sources.

If we are worried about the fish, let's help them navigate the river. If we are worried about costs of maintaining what we have, are we sure costs will be any less without the dams? Why don't we ask towns like Falmouth, who have been similarly pressured to remove their dams, about the consequences of doing so. What will we do in the face of potential future flood plains, mud flat issues and ugliness, or possible pollution problems associated with low water levels that might expose as-yet undiscovered pollution and debris. What other unintended consequences might there be?

Why would we want to destroy what we have in exchange for an uncertain future? There are those who paint a bucolic picture of a lovely free flowing river filled with fish and affording people all kinds of recreational opportunities. What we know is that we already have a wonderful river affording residents opportunities for fishing and recreation. In addition, experience in some other places suggests that destroying the dams will not produce the positive outcome that the fish and river advocates promise.

Look at the "before and after" photos that are circulating around town. Is that what we want for Kennebunk?

Destruction of the dams is irreversible. Please don't let this happen.

Sincerely,

Ann Walter

Subject: Article opposing dam demolition

Date: Monday, January 4, 2016 at 9:35:09 PM Eastern Standard Time

From: Donna & Shawn <teagues@gwi.net>

To: Todd Shea <tshea@klpd.org>, Jay Kilbourn <jkilbourn@klpd.org>, Wayne Berry <wberry@klpd.org>, Mike Jordan <mjordan@klpd.org>, David Cluff <dcluff@klpd.org>, Bob Emmons <plybill@roadrunner.com>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

Priority: High

Dear Trustees & Selectmen:

Attached is a position paper strongly opposing the demolition of our dams. I submit this by way of public comment for your deliberations.

Respectfully,
Shawn Teague
18 Oak Bluff Road
Kennebunk

Free-Flowing Fallacies

It is encouraging to see that residents of Kennebunk are finally getting involved on the issue of Mousam River dam demolition. It is alarming however--especially after entertaining input from the River Alliance for the last several years---that the KLPD is now pushing to make a decision as early as March 2016 to cut off any discussion and leave the public with very little time to research all the alternatives and concerns or question the prevailing agenda and the many assumptions in favor of dam demolition in order to “restore” a “free-flowing” Mousam. Even *that* characterization of alternative 4 is entirely misleading as it pertains to fish passage which has quickly become the overarching concern in this matter now that the KLPD doesn't need or want the dams anymore. The idea that we can somehow turn back the clock to a time before the installation of the dams and return the river to its natural state with complete fish passage is simplistic at best. Historical accounts by George Varney in 1886 describe a river with a great falls and little falls which *by nature* prevented unrestricted fish passage in the river.

It was suggested in an article in *The Village* that the KLPD do a complete draw down of the river to end all the speculation and approximate as closely as possible what the river might look like as “free.” Great idea, that is if KLPD is willing to risk that kind of transparency and put the River Alliance claims to the test. It was also suggested that *whatever* the consequences may be of removing the dams, it will all be scenic in the end. That's a matter of opinion, and therein lies the debate. I may be wrong, but for anyone who may have gone to the trouble to notice the last draw-down in November seemed minimal---only to serve the purpose of obtaining sediment samples. With other draw downs in the past, the Mousam was typically reduced to merely ankle deep water and a nearly stagnant flow of water.



Mousam draw-down 2014

It is also a fallacy to speculate that after the dams are gone, the rest of the Mousam will look just like the section below the Kesslen. This section of the river is what it is precisely because the Kesslen **IS** in place—the wide, rapid, and vibrant flow of this section of the Mousam is created by the release of water stored up behind the dam. Take away the dams, and this section too will be severely altered and affected.

Don't Confuse the Issue with Facts

I have also heard credible concerns that dam removal may be very problematic for our sewer system. Even though a radically reduced Mousam may not stop the system from working, the minimal volume of fresh water may be insufficient to neutralize the residual odors associated with sewer treatment at the systems outlet, the Gulf of Maine. What a treat for all the beautiful homes on Lord's Point and for anyone who frequents Mother's beach; won't *that* do wonders for tourism at some of Kennebunk's most beautiful locations!

The Wright-Pierce study has given us lots of useful information. Most importantly, the before and after cross sections of the river show that the physics of the conditions are such that there would be on average an **80%** reduction in the river's width and a **90%** reduction in its depth. Some river that will be! If the River Alliance prevails in its objective, in spite of all the other equally compelling concerns surrounding this issue, the river may become free, but there won't be

much left. So much for the fish. And so much for anything or anyone else which draws life from the river. What about all the other wild life that now thrives along the Mousam? Or do we *not* care about these species? The bottom line is this: no dams means practically no water, no fish, and NO Mousam.

Veiled and Vested Interests

It also must be pointed out that the River Alliance is predominantly an outside special interest group that thinks it knows what is best for the rest of us. Only a handful of its members are actually residents of Kennebunk. Only one that I know of actually lives on the river. None of the rest of them will be forced to look at or smell the remains of their crusade to “free the Mousam.”

Even with alternative means of providing fish passage, the River Alliance is not open any other approach but alternative 4. They have even offered to help finance the demolition of our dams. According to Grabin, Flynn, Braddick, Burrows, and Mendelsohn:

“(the) MKRA and our hundreds of supporters in the community are committed to raising public and private funds for all aspects of dam removal, thereby keeping the cost to KLPD ratepayers as low as possible”. (see *Kennebunk Post* Oct. 30, 2015. see also *Portland Press Herald* Dec. 29, 2015)

In the realm of politics this kind of offer is known as a *quid pro quo*. Thanks but no thanks! If the River Alliance is really so concerned about helping out the Town of Kennebunk along with the quality and health of the river, why don't they offer to help pay for the long overdue clean-up, beautification, and cultivation of the Mousam---not only for the fish, but everyone else who benefits from its existence.



Mousam draw-down 2015

Aesthetics aside, even the Wright-Pierce report equivocates on the actual effectiveness of dam removal for establishing fish passage on the Mousam. It states that eels are already in the river and that the alewife and smelt will NOT be helped at all by dam removal (pg. 5-4). So, after all is said and done, in addition to the considerable collateral damage inflicted upon the Town and property owners, only the shad and herring *may* get some benefit.

Selective Memory

With respect to the impact on property values, the River Alliance simply dismisses this concern as irrelevant and immaterial---just the unfortunate casualties in their loftier and more noble cause. For instance, John Burrows flippantly concludes in a letter recently published in *The Village*:

“I don’t think a lot of people are going to want to spend millions of dollars to keep an obsolete dam so a few people can have mill ponds behind their homes”.

Really! How about 196 people, to be exact, who all bought their homes so they could live next to this river?

It doesn’t take rocket science to know that any realtor who has the opportunity to promote a property as “waterfront” does so enthusiastically because the location commands a higher asking price. Conversely, removal of that water will result in an equally significant devaluation of the same property—and from there, a

significant loss of tax revenue to the Town. In saying that properties will be unaffected by tearing down the dams, the River Alliance relies on a mechanism which provides considerable cover for our Washington politicians: short public memory in conjunction with rapidly changing news cycles. In other words, the calculus is this: after 10, 15 or 20 years, no one will remember what the properties USED to look like when the river was there. Until then, current residents are expected to just step aside and sacrifice their equity to the utopian fantasy of a “free” Mousam so that the next generation of home owners can feel the love of living in an ecologically correct Town of Kennebunk. There has already been a house in Kennebunk whose sale fell through just on the *prospect* of the dam removal and had to go back on the market for less. A second instance saw a \$40,000 devaluation in a property that resulted in an equity application being denied because there might not be a “river” in the future and flood insurance may increase.

The Most Economical Alternative

Yes, it is true that there are studies of some dam demolition projects where property values remained the same or improved. However, many of these dealt with small dams where there was little boating or permanent residences, or the dam existed in an undesirable industrial location. But it must be noted that there are other studies with situations more analogous to Kennebunk’s where values were projected to decrease as much as 30-33%. Just as in a court of law, you can find expert testimony to prove just about anything you want to. But for us and the Town of Kennebunk, we won’t know with certainty until the deed is done. Are Kennebunk residents willing to take that risk? How will the Town make up the lost tax revenues, or will it simply have to cut staffing and services? Combine this with the potential need of removing toxic sediment from under the dams and Alternative 4 could well prove to be the most expensive option by far!

It is obvious that the KLPD no longer has any use for the dams or wants to spend another dime on them. If the dams and the Mousam are no longer needed because the KLPD no longer generates power and now is no different than CMP,

perhaps we should be asking if the *KLPD* is no longer needed. If they no longer intend to fulfill their original charter, why don't they simply surrender the licenses and return the dams to the Town who owned them in first place. This would be the most economical solution of all. Without the need to relicense the dams, even fish ladders or fish passage may not be required. Cost to effect such a transfer? *Nothing*---either to the KLPD or to the Town. Benefit to the Town, its residents and the River Alliance for a mutually beneficial solution? *Considerable!*

The River belongs to Kennebunk

In the end, KLPD is a public utility and what becomes of the dams and the Mousam is a vital public concern. The dams may belong to the KLPD, but the river belongs to everyone who lives in Kennebunk. The flow and presence of the river has played a defining role in the appearance and character of our town, and especially in the very the heart and center of our town, where we, by the way, have been working and spending lots of municipal funds over the last several years to beautify and revitalize. Draining the Mousam will be an enormous eyesore for those who want to walk around and shop in town.

Conclusion

There are plenty of alternatives and creative solutions that can be explored to satisfy all of our concerns. In the end, what becomes of the dams and our river is ultimately a decision that needs to be made by the people of Kennebunk, and not by any outside special interest group. In my personal opinion, we should make every conceivable effort and consider every possible means to *save* the Mousam, not "free" the Mousam.

Shawn Teague
Kennebunk

Subject: (none)

Date: Monday, January 4, 2016 at 4:48:17 PM Eastern Standard Time

From: Cyndi Magill <cyndiallermagill@gmail.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>, tshea@klpd.us <tshea@klpd.us>

Save Our Mousam

Dear Sirs,

We are new to Kennebunk having purchased our home here on Pleasant Street in 2014. We are coming to the table late as it were in regards to the proposed removal of the dams. We are very upset about the proposed removal as we feel it will ruin not only our area of Kennebunk, but the rest of the town as well, turning the lovely river as it is now into a mud pit. While we understand there are two schools of thought, we feel that there must be some sort of compromise that we can all live happily with.

I know Mr Tibbett that you have gone to great lengths to improve Kennebunk, and to remove the dams would be a huge step backward. Which would be a shame after all the efforts you have gone to thus far.

Unless there is a compromise I feel that the desires of one group being met is not quite the democratic way to resolve this issue.

Thanking you in advance for reading our email.

Cyndi and Jeff Magill
6 Pleasant Street
Kennebunk ME 04043

Subject: Dam Removal Issue

Date: Monday, January 4, 2016 at 4:21:32 PM Eastern Standard Time

From: Anthony Cataldi <ACataldi@banksis.com>

To: info@klpd.org <info@klpd.org>, Selectmen <Selectmen@kennebunkmaine.us>

I am sending you this e-mail as a concerned citizen and taxpayer in the Town of Kennebunk. I own property bordering the Mousam River in Kennebunk and have grave concerns related to the impacts of removal of all dams, or more specifically to my personal situation the Kessler Dam, would have on my property value as well as the property values of other residents that own property bordering the river. As a taxpayer I also have additional concerns related to the unknown impacts of exposing sediment that is more than likely tainted with hazardous materials that had been dumped into the riverbed over time whose cost of cleanup could far outweigh the costs associated with relicensing the dams for use toward energy production. My final concern is related to the aesthetics of the Town changing so drastically by removal of the Kessler Dam and the elimination of the waterfall that is a landmark of the Town loved by many citizens as well as tourists visiting our Town.

I urge you to find a solution to this situation that does not involve removal of any of the dams.

Thank you for your time and consideration of my comments.

Anthony Cataldi
33 Quail Run
Kennebunk, ME

This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager at Sanford Institution For Savings..

This footnote also confirms that this email message has been swept by MIMESweeper for the presence of computer viruses.

www.clearswift.com

Subject: letter to support keeping the Dams

Date: Monday, January 4, 2016 at 1:57:29 PM Eastern Standard Time

From: Kristi Kenney <kristi@maine-architects.com>

To: Selectmen <Selectmen@kennebunkmaine.us>, tshea@klpd.org <tshea@klpd.org>

Please find attached my letter to support KEEPING the Kennebunk Dams. thank you!

Kristi Kenney, AIA LEED NC
Maine Registered Architect

KW Architects PC

(207) 332-9199

<http://www.maine-architects.com/>

**** Note my new email address:**

kristi@maine-architects.com **

Kristi Kenney
35 Quail Run
Kennebunk, Maine 04046

January 4, 2016

To Kennebunk Power and Light and Town of Kennebunk Selectmen,

I am writing to voice my support to KEEP the dams in Kennebunk. Nine years ago, I went searching for a site to build a new house for my just beginning family. We found the perfect lot in the Quail Run neighborhood abutting the Mousam River and subsequently built a beautiful house in our lovely neighborhood. My two boys have fished in that river, sat on the banks and skipped rocks in that river. We all learned how to kayak and catch and release painter turtles. We wave at our fellow townspeople passing by on canoes, paddle boards, kayaks, and inner tubes. We look up what type of strange bird that was that is perched on that log. We photographed the progress of beavers chewing up and cutting down trees in the back yard.

We don't want to lose what we have grown to love and appreciate. My vote is to maintain the Mousam River in its current condition. I don't want to look out back and see a large mud puddle and wish that things were the way they were when we bought this property. I want my boys to grow up continuing to use the river as we do now.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kristi Kenney', with a stylized flourish at the end.

Kristi Kenney - abutter to the Moussum River

Subject: SAVE THE MOUSAM

Date: Monday, January 4, 2016 at 1:32:31 PM Eastern Standard Time

From: Daniel Bartilucci <eng2100@yahoo.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>

Daniel J. Bartilucci
116 Fletcher Street
Kennebunk Maine 04043
(516) 941-8600

Kennebunk Light & Power District Trustees

4 Factory Pasture Lane
Kennebunk, Maine 04043

Dear Trustees:

My name is Daniel Bartilucci and I live on the Mousam River at 116 Fletcher Street, Kennebunk Maine.

I am in favor of keeping the dams.

Several years ago my family and I drove from New York across the United States and back in search of the ideal retirement spot. Positively Kennebunk was our choice because of its' warmth, charm, and character.

We bought a house with our retirement money on the Mousam River. The abundance of wild life that is nurtured by the Mousam is just astounding. For example: from our window last winter I saw deer swimming across the river; in the summer spotted an eagle soaring overhead; observed a rare pileated woodpecker in one of our backyard's trees; in the fall viewed a flock of wild turkeys comically intereacting with some crows while grazing on our lawn. This is a thrill for us all year round.

Ironically, this ecological niche that existed for more than a two hundred years will be threatned by the dam removal process. Additionally, from the town of Upper Kennebunk, tourists and Kennebunk residents alike will have an unattractive perspective of the river if the dams are eliminated.

When the draw-down occurred, my backyard looked unsightly. The views from the house and backyard lost its' beauty. This event created an eight foot drop from my backyard's lawn to a black, muddy, river bed. This concerns me a lot! If the dams come down who is going to be responsible if someone falls?

I spoke with a real estate broker and was told that my property value would decrease if the dams were removed. I was also informed that in today's climate, home sales are tenuous along the river.

Obviously, if the dams are removed I will seek a tax reassessment. In fact, the majority of people whose property abut the river will do the same. This will lead to a loss of millions of dollars in tax revenue that would have to be reapportioned to the tax payers of Kennebunk and or the tourists. Likewise, this will not be a pretty picture.

As a rate payer and resident, what is needed from KLPD is a cost-effective plan that meets the needs of its customers and the wider community.

I've been told that if KLPD was to transfer its' ownership of the dams to the town of Kennebunk, then FERC would not be an issue anymore. The regulations of the dams and river would revert back to the State of Maine which requires less stringent guidelines. Also grants for fish ladders, which are expensive, could be applied for by the town of Kennebunk which KLPD can not qualify for. This solution would allow KLPD to just focus on its' primary mission-that being to provide the most reliable system at the lowest cost.

Perhaps this is our Alternative #5. An alternative that is both viable and cost effective, that could preserve the heritage of our town and community.

Save the Mousam!

Daniel Bartilucci

Subject: Support for Maintaining Mousam River Dams

Date: Sunday, January 3, 2016 at 2:44:54 PM Eastern Standard Time

From: A. Peter Gyimesi <apgyimesi@hotmail.com>

To: tshea@klpd.org <tshea@klpd.org>, jkilbourn@klpd.com <jkilbourn@klpd.com>, wberry@klpd.org <wberry@klpd.org>, mjordan@klpd.org <mjordan@klpd.org>, dcluff@klpd.org <dcluff@klpd.org>, plybll@roadrunner.com <plybll@roadrunner.com>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, ssculte@kennebunkmaine.us <ssculte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

KLPD trustees: Todd Shea <tshea@klpd.org>; Jay Kilbourn <jkilbourn@klpd.org>; Wayne Berry <wberry@klpd.org>; Mike Jordan <mjordan@klpd.org>; David Cluff <dcluff@klpd.org>; Bob Emmons <plybll@roadrunner.com>

Town Selectmen: btibbetts@kennebunkmaine.us <btibbetts@kennebunkmaine.us>; dbeal@kennebunkmaine.us <dbeal@kennebunkmaine.us>; ccluff@kennebunkmaine.us <ccluff@kennebunkmaine.us>; dboothby@kennebunkmaine.us <dboothby@kennebunkmaine.us>; ekarytko@kennebunkmaine.us <ekarytko@kennebunkmaine.us>; ssculte@kennebunkmaine.us <ssculte@kennebunkmaine.us>; kdonovan@kennebunkmaine.us <kdonovan@kennebunkmaine.us>

RE: A Letter to the Kennebunk Light & Power District Trustees and the Selectmen of the Town of Kennebunk.

Happy New Year to You All,

I am writing this letter in support of maintaining the dams on the Mousam River in Kennebunk.

I own a 6.5 acre piece of property on the Mousam River off Oak Bluff Road. Shaped like a peninsula, the river wraps around the property on 3 sides. Our singular motivation in purchasing this property was the unique beauty and variety of wildlife created by the river.

To purchase this property, and build a new house on it, my wife and I spent our life savings. If the dams are eliminated, I fear our riverfront property will look more like a drainage ditch running through a swamp than the optimistic artists renderings created by Wright-Pierce Associates.

I have reviewed available documents on line. Several questions and comments come to mind which I ask that you consider in evaluating the various options:

Costs and Opportunity Costs

I believe a much more holistic and longer term approach to evaluating the financial impacts is required than what I have seen. When considering additional puts and takes, hard costs and opportunity costs, and taking a longer term view, the price tag of the various options may look significantly different, and lead to a very different decision and path.

The Review of Hydropower Alternative Assessments shares only very basic Total Comparative Costs for the various solutions with no detail. I understand from the Town Meeting notes that more comprehensive financials are in development. For the "Maintain the Dam" solutions, which are presented with the highest price tag, will an offsetting Future Value of the energy created by hydroelectric power been taken into consideration? I have read figures of 1-5% of your total power being generated by hydroelectric power from the dams. Assuming you are at least breaking even, this is a positive. If the dams are removed, this percentage becomes an additional, permanent cost to the rate base. When taking into account the time value of money, even a small percentage of the total, when considered over time, can yield a significant offset of dollars.

:2

Conversely, does this "Eliminate the Dam" solution consider increased costs of energy over time and model different values for the lost hydroelectric opportunity? While no one can predict the future, oil and gas are at historic lows at the moment. I am sure we can all remember \$4 a gallon gas in the very recent past. Hydroelectric options will only increase in value over time.

Finally, I believe the "Eliminate the Dam" options could carry increased legal costs given strong opposition from significant portions of the community. Dramatic changes to a 100 year old landscape, and the resulting economic impacts, will stir controversy, which is expensive and distracting. Will this potential risk be included in the "Eliminate the Dam" estimates?

Other Environmental Impacts

I understand restoring fish spawning areas is part of the momentum in "Eliminating the Dam", but what about the other environmental impacts of this option?

Over the last century, the environment and other wildlife around the river have adapted to the current river flow. Eliminating the dams will create dramatic disruptions to the current, established ecosystem and potentially expose huge problems in cleaning up exposed sediment.

As a more concrete example of incremental environmental impact, I can tell you that before we were granted a building permit, we had to comply with new Maine Department of Environmental Protection rules and regulations governing Vernal Pools. Vernal Pools are critical habitat for endangered species, specifically the Wood Frog and Spotted Salamander in Southern Maine.

Following 3rd party evaluation by environmental experts, several "naturally occurring vernal pools which are seasonally connected to the Mousam River" were identified on my property, and which support these endangered species. As a result, I am subject to restrictions to protect these environmentally sensitive areas.

I would expect that the KPLD is subject to the same environmental rules, regulations and restrictions in destruction of these environmentally sensitive habitats as individual property owners. The "Eliminate the Dam" options will have a macro impact on these environmentally sensitive areas, which I suspect are present up and down the river. Drying them up puts these endangered species at further risk, making a very compelling argument in keeping the dams and not disturbing the ecosystem.

I ask that you please consider these comments and questions in your assessment and your recommended path forward.

I also ask that you please add me to the list for the e-mail newsletter at apgyimesi@hotmail.com so that I can more closely follow developments on this subject.

Sincerely and respectfully,

Peter Gyimesi

Subject: Fwd: Save the Mousam River dams
Date: Friday, January 1, 2016 at 8:54:53 PM Eastern Standard Time
From: John Polletto <john.polletto@gmail.com>
To: Selectmen <Selectmen@kennebunkmaine.us>

Town of Kennebunk Selectmen,

Please see the above e-mail regarding the removal of three dams on the Mousam River which I had sent to the Town Manager.

Thank you.

John M. Polletto

----- Forwarded message -----

From: John Polletto <john.polletto@gmail.com>
Date: Fri, Jan 1, 2016 at 8:41 PM
Subject: Save the Mousam River dams
To: btibbetts@kennebunkmaine.us

Mr. Tibbetts,

I live at 70 Fletcher Street, Kennebunk. I am a rate payer for the Kennebunk Light & Power District. I am in favor of keeping the three dams on the river for the following reasons:

The river borders my backyard. As such, I can see numerous boaters who use and enjoy the river.

If the dams are removed, the resulting smaller river will provide a breeding ground for insects.

If the dams are removed, the property values of all the houses bordering the river will be reduced. This will have a negative effect on all property values in Kennebunk.

The removal of the Kesslen Dam and its water fall will greatly diminish the scenic beauty of the downtown area at Route One.

This is to request that the Town of Kennebunk take back ownership of all three dams targeted for removal.

Thank you for your consideration of this matter.

John M. Polletto

Subject: FW: Save the Mousam River Dams
Date: Friday, January 1, 2016 at 10:10:00 PM Eastern Standard Time
From: Kathryn Polletto <kpolletto@hotmail.com>
To: Selectmen <Selectmen@kennebunkmaine.us>

From: kpolletto@hotmail.com
To: btibbetts@kennebunkmaine.us
Subject: Save the Mousam River Dams
Date: Fri, 1 Jan 2016 22:04:14 -0500

Mr. Tibbetts,

I live at 70 Fletcher Street in Kennebunk and a rate payer for Kennebunk Light and Power District. I am very concerned about the Removal of Mousam River Dams that Kennebunk Light and Power are considering not to relicense and would have all the 3 dams removed. I do believe this would be a mistake for all residents of Kennebunk. The river provides much recreation for residents and tourists, plus the beauty of the falls in downtown Kennebunk for all to enjoy. I believe tourism for the town of Kennebunk will suffer. The ecosystem which has been in place for over 200 years will be destroyed. What would happen to the current wildlife and fish species. Restoring the river for new species will destroy others that have been in place for the past 200 years. If there is a drought or less flowing water the river will become mud. More insects like mosquitoes and ticks will be prevalent. Property values not only on the river but in the town will be reduced with lost of tax revenue.

I understand that the town did own the dams in the past. I would like to know if this is possible since there would be less regulations on the dams. I think we as a town have to pull together to keep the Mousam River Dams in place and not have outside environmentalist, who don't live in Kennebunk. to try to convince KPLD to remove the dams.

I hope we can come to a better solution.

Thank you,

Kathy Polletto

Kathy Nolette

From: Jason.cliche@gmail.com
Sent: Wednesday, December 30, 2015 8:12 PM
To: Barry Tibbetts; Selectmen; tshea@klpd.org; mrancourt@klpd.org; Wayne.Berry@klpd.org; Jay.Kilbourn@klpd.org; David.Cluff@klpd.org; bemmons@klpd.org; Mike.Jordan@klpd.org; Kathy Nolette
Cc: Erin Cliche
Subject: Re: In favor of KEEPING the dam in Kennebunk

Hello, as my wife mentioned in her email, I am in favor of keeping the dam in Kennebunk. My wife and I live off of Brown street and use the river frequently for fishing, canoeing and kayaking. With the dam gone, the river may be too narrow for such activities.

Thanks,
Jason Cliche

> On Dec 23, 2015, at 3:33 PM, Erin Cliche <erin.cliche@gmail.com> wrote:

>

> Hello,I am writing to say that I am in favor of keeping the dam in Kennebunk. My husband and I live off Brown Street and use the river frequently for recreational activities such as fishing, canoeing, and kayaking and often see many others on the river enjoying the same activities. With the dam gone it would be a shame to have the narrow, unusable river that would remain.

>

> Thank you,

> Erin

>

>

> Erin Cliche

> 207.351.5779

Subject: FW: Save our dams
Date: Monday, December 28, 2015 at 2:07:54 PM Eastern Standard Time
From: Merton Brown <mbrown@kennebunkmaine.us>
To: Barry Tibbetts <btibbetts@kennebunkmaine.us>
Category: Employee

From: Diane Cachia [mailto:dcachia@roadrunner.com]
Sent: Monday, December 28, 2015 1:52 PM
To: Merton Brown
Subject: Save our dams

Dear Mr. Tibbetts,
Below is a copy of the letter I sent to KLPD regarding the dam removal issue.
Thank you for your time.
Kind regards,
Diane Cachia
Sent from my iPad

From: Diane Cachia <dcachia@roadrunner.com>
Date: December 24, 2015 at 09:09:42 EST
To: tshea@klpd.org
Cc: selectman@kennebunkmaine.us
Subject: Dam removal

Dear Mr. Shea and KPLD Board members,

My husband, Larry, and I are very much in favor of keeping the three dams on the Mousam River.

The river, we believe, has a spirit of its own and our town has an ecology of its own, too. Our town has gone through a renewal, of late. It is looking very lovely. The ice rink now brings folks to town in the so called "off season". A new energy has evolved. What sense would it make to take down the dams which give us our beautiful Mousam River falls and river activities. Why would we want to disturb the ecology that has, no doubt, evolved in the river and along the banks of the river all these years? Lastly, could we not consider increasing the use of hydropower, since it is considered to be eco-friendly? If not, let us keep our dams, anyway.

We think the removal of the dams could have a deleterious effect on the economic picture - longterm - for Kennebunk and the surrounding areas. Short term, I believe that removal of the dams would be heartbreaking for those of us who would witness the immediate changes.

Thank you very much for your time.

Kind regards,

Diane and Larry Cachia

Sent from my iPad

We strongly oppose the removal of the Kessler, Twine Mill and Dane/Perkins dams on the Mousam River.

We feel that KLPD has not been fair to the people who use this river on a regular basis by trying to push the destruction of the dams without giving the people of Kennebunk a chance to fully understand what it really means to remove these dams.

We think that other means of maintaining the dams should be looked into before a decision to destroy history is accomplished with a lot of regrets down the road.

Since we have lived on the Mousam River for 20 years, we have seen a large increase in the use of the river with more and more people using kayaks, canoes and other forms of navigation on this beautiful river. During the summer months there is always traffic going up and down the river, mostly in the late afternoon, but during the weekends it is constant with people laughing and fishing and just enjoying it. There are many little inlets that people explore, admiring the beautiful flowers, the turtles sunning on the rocks or logs as they go by. Not to mention the beautiful birds that fly overhead landing in the trees and on the shore.

We often go up to Whichers Mill and kayak down, walk around the Old Falls Dam and settle in to enjoy the wonderful and peaceful quiet only hearing the sounds of our paddles going through the water. Then of course there is what we call the Mousam Rapids, a little area of rushing water that the grand children love to hang tight and scoot down those rushing waters, laughing away.

Then, down to the end close to the Dane Perkins dam where the rope swing hangs out over the river, we must stop for the children to climb up and jump into the river from this fun thing to do, even some adults will partake in doing this.

We really think that KLPD should give the people of the town of Kennebunk time to understand exactly what is going to happen to the beautiful Mousam River if you carry out your plan before destroying one of the areas beautiful recreation areas.

Not to mention the diners at Duffys Tavern that enjoy their view of the Kesslen falls while dining there. Also, there are 2 very busy campgrounds, the Mousam River and the Yankee Land Campground that offer canoes for the campers to use on the river. Many times we meet campers having a wonderful time on the river with water deep enough to do this.

Removing these dams to allow the river to run wild, will eliminate all these pleasures from the people who are presently using it. Eliminating water is going to be a boon to fish, birds and wild life???? Is there any historical record that shows there was an abundance of fish prior to the building of the dams?

Why can't we build a path or fish way around the dams that other towns have built and use for the fish to spawn. Please, can't we discuss some other ways to help the fish besides tearing down the dams?

Lorene and Irving Patterson

Subject: Fw:

Date: Sunday, December 27, 2015 at 8:43:41 AM Eastern Standard Time

From: Margaret Adamo <grammaswoods@yahoo.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>

On Sunday, December 27, 2015 8:42 AM, Margaret Adamo <grammaswoods@yahoo.com> wrote:

On Sunday, December 27, 2015 8:35 AM, Margaret Adamo <grammaswoods@yahoo.com> wrote:

Please do not remove the 3 dams. It is a fallacy that the river will run free. When the dams are open, we get nothing but mud and stench. We have seen fish caught in tiny puddles trying to survive. The river will be reduce to nothing but a trickle in many places. We have been using this river for 30 years. It will be destroyed for many generations to come. No more boating, paddle boarding, canoeing, kayaking , fishing, duck hunting, or swimming. Our children and their children have enjoyed the use of the Mousam River and we would love to see our great-grandchildren be able to use it. Sincerely, Margaret and Fred Adamo, 386 Alfred Road, West Kennebunk, Maine.

Subject: Copy of a letter concerning the Mousam River dams

Date: Saturday, December 26, 2015 at 5:48:01 PM Eastern Standard Time

From: David Wayne <dwayne23_85262@yahoo.com>

To: Selectmen <Selectmen@kennebunkmaine.us>

Dear Sirs:

I wanted to send you a copy of a letter I recently wrote to My Tibet's for your consideration:

"I'm a Kennebunk resident living at 8 River Oaks Drive, just southwest of town. My wife and I moved here from Scottsdale, Arizona two and a half years ago so I could take a position as a dean at the University of New England medical college. We were delighted to purchase our property on the Mousam river so we could canoe and kayak for much of the year or take the short walk into town with our dog to enjoy the very special community that we see as our permanent home.

Quite recently, and much after our purchase, we were made aware that the three dams nearest us were going to be up for re-licensing through Kennebunk Light and Power and, because of the cost involved, there was a good chance that they would be removed. According to the report on what would happen to an ecosystem that has now been in existence for some 300 years, the river would cease to be navigable, down to as little as a few feet wide and 18 inches deep. We also discovered that various groups, promoting destruction of the dams, had been mobilizing for several years in an effort they euphemistically refer to as "Free The Mousam". We attended the public forum of KLB and have made our feeling known to in vigorously opposing destruction of at least the Kessler dam. If our motive was just the loss of our ability to launch out boats from our property, or even the very real loss of property value we would experience, we would be acting out of primarily selfish motives. However, for us there is a lot more. The destruction of the Kessler dam will take away a clearly attractive site to tourists. With years of chemical waste from factories dumped into the river, the potential for serious health hazards are raised. With properties devalued, the tax base will decline so taxes would have to be raised accordingly. The supposed new fishing opportunities, touted by certain non-resident groups, defy biology as the fish cannot survive in a warm shallow river, still controlled from the ten other dams upstream. On our property we have thermogenetic plants in the marsh near the river.

There are only two varieties of these unusual plants in North America and they can generate up to 60 degrees F above the outdoor temperature in the winter so green and grow in the late winter months. These will die if the dam is removed. Finally, there is a significant danger, if the river is allowed to become a trickle, based on the steep banks on both sides that homeowners would be responsible to somehow level out to avoid liability.

While the initial decision lies with KLP, it is my hope that the Town of Kennebunk and the Selectmen will ultimately become involved. If the turbines are shut down, I would hope that the Kessler dam could revert to town control. If fish ladders are required, I've heard that it could cost taxpayers a very minimal amount per month including dam restoration and the existing ecosystem and navigable portions of the river would be saved, property values would remain intact, and we could continue as a real tourist attraction.

Thank you for your leadership in our wonderful town.

David A. Wayne"

Thank you for reading this.

DAW

Subject: Keep Our Three Dams

Date: Thursday, December 24, 2015 at 4:39:05 PM Eastern Standard Time

From: Beverly Freudenreich <beverlyattheocean@gmail.com>

To: tshea@klpd.org <tshea@klpd.org>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

See attached letter. Thank you for your time and consideration.

Bev Freudenreich
13 Pleasant Street

December 24, 2015

KLPD Trustees and Kennebunk Selectmen:

I am writing in favor of keeping our three area dams on the Mousam River. I care about the river so much. I am actually from "away" (Nebraska). I took a manager position in Portland and then started trying to figure out where I wanted to live. Kennebunk "felt right" from the moment I drove into town....a river running through the town and the wonderful sounds of the falls right next to an old fashioned Main Street filled with shops you need in a small town, absolutely incredible! It was the type of appeal so missing when I checked out Falmouth and Scarborough. Later I discovered the home town parades traveling down Main Street and then turning around near the bridge and Rotary Park.

I rented a place here in Kennebunk for three years while waiting for the right house to buy, preferably on the river but near downtown. I finally bought the perfect home for me on Pleasant Street. My newest neighbors on our street since this summer came from a large Victorian home in Pennsylvania....they, too, liked "the feel of this community" and decided to retire here. Now we have the farmers market at the Lafayette Center, located next to our river, and it is not all locals visiting it but also lots of visitors to the area that enjoy the experience of finding fresh from the garden vegetables and baked goods in a quaint small town. I see many of them taking pictures next to the river or on the bridge with the falls in the background to remember this special place.

It is this town's ambiance that made many of the businesses and residents want to locate here. Take away our dam and the beautiful river and those businesses could start losing customers and you certainly change the appearance of our community for potential new residents. Please be wise in your decision and not let outsiders and the dream of some additional fish someday make everyone here have to give up what they have enjoyed for so many years and get in return worries about a river we no longer have control of. Fish ladders are extremely successful throughout the country if the fish are your main goal.

Thank you.

Beverly Freudenreich
13 Pleasant Street

Subject: We are VERY much in favor of rescuing the dam(s)

Date: Thursday, December 24, 2015 at 2:57:59 PM Eastern Standard Time

From: Pat Hughes <patriciahughes@gmail.com>

To: bemmons@klpd.org <bemmons@klpd.org>, Barry Tibbetts <btibbetts@kennebunkmaine.us>, Kathy Nolette <knolette@kennebunkmaine.us>, Selectmen <Selectmen@kennebunkmaine.us>, mrancourt@klpd.org <mrancourt@klpd.org>, tshea@klpd.org <tshea@klpd.org>, jay.kilbourn@klpd.org <jay.kilbourn@klpd.org>, wayne.berry@klpd.org <wayne.berry@klpd.org>, mike.jordan@klpd.org <mike.jordan@klpd.org>, david.cluff@klpd.org <david.cluff@klpd.org>

Happy Holidays to you all~

I am taking the time on the eve of a special holiday to write you to let you know that many, many Kennebunk townspeople do NOT want to see the dams removed. Because I am a part of a casually-formed grassroots group, we do not have large grants to help us pursue our interests as many of the so-called "River" groups do. However, we are all passionately committed to saving the dams for multiple reasons:

As a resident, I value the historic significance of these dams. I appreciate their role, past and present, in keeping a historic-based town alive to visitors, residents, and future generations.

As a KL&P consumer, I want any available source of power to be utilized to its capacity- it may not be large, but the power generated from the river adds to other sources to produce the cheapest power available. But KL&P has responsibility to only their customers (and not all Kennebunk residents) and only from a financially- based outlook (not one that includes history, recreation, safety, or potential devastation of wildlife or property values.

As a land owner & taxpayer, I believe my home's value will depreciate up to 35% when all that is left is a muddy, smelly creek down a very steep (and dangerous) slope. These numbers are backed up by other studies done at dam removals (and not those provided in the reports which were industry-based and not accurate for our town). Re-evaluating all riverfront properties would be expensive and the loss of taxes should be very formidable.

As a recreationalist, I mourn the ability to kayak continuously from the Kesslen to way past the turnpike bridge. This is not the case where the river is shallow and very rocky. I attempted to kayak this area during the last draw-down and was unable due to dead trees and low water levels.

The town of Kennebunk spent thousands on a boat path and granite steps to launch small boats- which would be useless with low water. While it may be deemed selfish to want to preserve the beautiful river outside my door, many, many others love and use this river also.

As a lover of nature I treasure the river inhabitants- the existing fish included. But I have great concern for the beavers, otters, heron, duck, bald eagles, turtles, and multiple others who will suffer with the drastic changes, die off or move elsewhere- perhaps never to return. I question whether fish can even survive in heated, shallow water and if my kayak can't easily pass over rocks, how will they? None of the specialists has stated how far upstream they need to travel, but the Sanford dam will put a stop to their travels. Sanford is certainly NOT going to give up their valuable recreational areas for fish.

As a parent, I am concerned for smaller children who could not swim in a raging current during spring run-offs or if Sanford lets water loose suddenly as they did during the famous floods. Even the severe embankment angles are dangers to children and pets.

While I am on septic, I wonder how a severe drought would affect the Kennebunk sewer facility? I know we have been assured that there would be enough water to maintain it properly, but what about the "what if's" like no rain? We have already experienced TWO of the hundred-year type events which were not expected. As I write it is near 60 degrees in December- also not expected. Our climate is changing-how will these changes effect the river? I don't think even professionals in their field could predict.

Please consider finding a way to get more citizens responsible in the form of a vote. I hope you will not be prey to the biased and distorted pleas of the grant-funded large organizations who have grabbed the attention at previous meetings. :1

Thank you for your time and diligence in working on the dam issue,

Patricia Hughes
9 Partridge Lane

Subject: In favor of keeping dams

Date: Thursday, December 24, 2015 at 9:41:45 AM Eastern Standard Time

From: Diane Cachia <dcachia@roadrunner.com>

To: Selectmen <Selectmen@kennebunkmaine.us>

Dear Mr. Shea and KPLD Board members,

My husband, Larry, and I are very much in favor of keeping the three dams on the Mousam River.

The river, we believe, has a spirit of its own and our town has an ecology of its own, too. Our town has gone through a renewal, of late. It is looking very lovely. The ice rink now brings folks to town in the so called "off season". A new energy has evolved. What sense would it make to take down the dams which give us our beautiful Mousam River falls and river activities. Why would we want to disturb the ecology that has, no doubt, evolved in the river and along the banks of the river all these years? Lastly, could we not consider increasing the use of hydropower, since it is considered to be eco-friendly? If not, let us keep our dams, anyway.

We think the removal of the dams could have a deleterious effect on the economic picture - longterm - for Kennebunk and the surrounding areas. Short term, I believe that removal of the dams would be heartbreaking for those of us who would witness the immediate changes.

Thank you very much for your time.

Kind regards,

Diane and Larry Cachia

Sent from my iPad

Subject: In favor of KEEPING the Dam and Reservoir in Kennebunk

Date: Wednesday, December 23, 2015 at 1:34:04 PM Eastern Standard Time

From: Robert Girard <rgirard@mywholelifehealthcare.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Kathy Nolette <knolette@kennebunkmaine.us>, Selectmen <Selectmen@kennebunkmaine.us>, mrancourt@klpd.org <mrancourt@klpd.org>, tshea@klpd.org <tshea@klpd.org>, Jay.Kilbourn@klpd.org <Jay.Kilbourn@klpd.org>, Wayne.Berry@klpd.org <Wayne.Berry@klpd.org>, Mike.Jordan@klpd.org <Mike.Jordan@klpd.org>, David.Cluff@klpd.org <David.Cluff@klpd.org>, bemmons@klpd.org <bemmons@klpd.org>

Good Morning, I am a river-front property owner, I live at 21 Pleasant Street in Kennebunk and I am very much in favor of KEEPING the dam in Kennebunk.

I have been contacted by folks, many not from our town, who "Speak for the Fish" and want to remove the dams in Kennebunk.

I would like to speak for myself and my family and ask that you work to keep this valuable resource that provides an awesome recreational area in the center of our town.

Independent of the electricity generated, the dam in town is part of our towns history, identity and continued recreation.

Having direct access, we see continued and steady use of the reservoir behind the dam in Kennebunk, this would literally disappear if the dam was removed.

I have spoken experts in favor of keeping the dam, who have said that removing the dam would greatly impact situation levels that reach far beyond the rivers edge.

I am concerned we would have no reservoir and we would be at the mercy of towns farther north to release water if the dam is removed.

That dependency also poses a safety concern, if there was a sudden release or run off that would cause water levels to rise dramatically and quickly without warning.

We currently enjoy a calm, serene reservoir for our backyard. Removing the dam will replace that with a steep ledge drop off to either an uncontrolled run off or a trickle of water that will serve no one in our town.

We will no longer be able to swim, kayak or paddle the river because the current will be either too fast if there is a volume of water, or if there is a low volume it will be too shallow.

When we moved to Kennebunk, we specifically chose our house because of the location on the reservoir behind the dam.

Our Children, their friends, sports teams, neighborhood children, parents and many other friends enjoy what we have for a backyard.

On a few occasions those who feel we should remove the dams have done a good job making us feel selfish for wanting to keep the reservoir and dam in place.

My son asked me to watch a movie called DamNation required for one of his classes, I kept an open mind and watched it - and I understand the resource lost when they flooded Glen Canyon.

I take exception to the example used to persuade students, as we do not live on Glen Canyon or anything close to it.

We will not have a flowing wide and deep river if the dam is removed.

We will have uncontrolled runoff and a dependency on Sanford if we needed water released.

We will have a little creek, a stream at best during the dry seasons that again will not facilitate fish or recreation.

If the dam is removed, people won't walk to town to go for a swim... people won't come to town to kayak, canoe, or Paddleboard.

We currently have the best of both worlds in our town - fishing on both side of the dam, rapids on the ocean side and safe swimming and recreation above the dam.

Please keep the dam, please come up with a solution that keeps our backyard in-tact, the way it is.

Please do not create a situation that puts a hazard in our backyard.

Thank you
Robert Girard
21 Pleasant Street
Kennebunk, ME

Subject: Fwd: KLPD Board of Trustees
Date: Monday, December 21, 2015 at 7:39:29 PM Eastern Standard Time
From: Chauncey Copeland <chaunceycopeland@yahoo.com>
To: Selectmen <Selectmen@kennebunkmaine.us>

Board of Selectmen Members

I'm forwarding the email that I had sent to the KLPD Board of Trustees on 12/8 outlining our concerns regarding the Kennebunk Dam Alternative project. It is important to share these concerns with the Selectmen, since the result of this project will have a significant, direct, and far-reaching impact on the entire Kennebunk community.

Respectfully submitted,
Chauncey Copeland
Lois Copeland
Kennebunk

Begin forwarded message:

From: Chauncey Copeland <chaunceycopeland@yahoo.com>
Date: December 8, 2015 at 4:00:37 PM EST
To: "Jay.Kilbourne@klpd.org" <Jay.Kilbourne@klpd.org>, "Wayne.Berry@klpd.org" <Wayne.Berry@klpd.org>, "Mike.Jordan@klpd.org" <Mike.Jordan@klpd.org>, "David.Cluff@klpd.org" <David.Cluff@klpd.org>, "bemmons@klpd.org" <bemmons@klpd.org>
Cc: "tshea@klpd.org" <tshea@klpd.org>, "btjibbetts@kennebunkmaine.us" <btjibbetts@kennebunkmaine.us>
Subject: KLPD Board of Trustees

KLPD Board of Trustees

I'm writing to you to express my support for Option 1a. of the Dam Alternative initiative.

I am a KLPD rate payer and a Kennebunk property owner with 100 feet of frontage on the Mousam River, located approximately 200 yards upstream from the Kesslen Dam. What drew me initially to this property, and has kept me riveted, is the peaceful and tranquil setting, with the easy-flowing, yet dynamic river right at the edge of my property. Before purchasing, I was informed by the Kennebunk Code Enforcement Office that because the Mousam is a protected river, no property owner or homeowner could build up or modify their property within a 100' setback from the waterway. Many layers of restrictions for use apply to a total setback of 150' into my property. Honoring those restrictions is sometimes inconvenient and expensive, but admittedly necessary for preservation.

The upside is that for decades, while visiting family, I have enjoyed unobstructed views up and down the approx. 500' just above the Kesslen Dam. While in residence, I've enjoyed interacting with countless light boaters, paddle boarders, swimmers, fishermen and walkers of all ages and abilities, right from my deck and back yard, year-round. I've spent countless hours marveling at the irreplaceable, thriving ecosystem smack in the center of town, and have willingly and respectfully taken on the responsibility, added expense, and rare privilege of becoming both custodian and protector to 'my Mousam'. I purchased the property, restricted usage and all, as a legacy property to be enjoyed by us now, and by our family, neighbors, and friends for many generations to come.

:3

I've recently retired to this little piece of paradise and had looked forward to being able to launch my own light watercraft right from the edge of my property, (a critical feature as I age).

I therefore was keenly interested in the dam alternative study and the possible direction that the KLPD Board of Trustees might take. I've attended the 11/4/15 public hearing, obtained the copy of the Frequently Asked Questions handout, read the Wright-Pierce Dam Alternative Report, reviewed the concerns raised at the 3/31/15 public meeting, read the newspaper articles and the various letters to editors.

Having done all of this personal research, I'm struck with how little factual

information is available and the degree to which significant assumptions were made to develop and publish the 4 options. Many have already gravitated to Option 4, as that has been projected to be the least expensive option. However, upon thorough review, it's clear that any one of the options outlined could be drastically impacted and altered if subsequent analyses or studies determine that additional expensive modifications are required.

It appears little specific research has been done, with the exception of the recent preliminary sampling at the Kessler Dam for sediment contamination on 11/4-11/5. I've written to Todd Shea with questions about the testing and availability of results, with no response to date. However, should the results of the testing indicate that removal, disposal, and remediation of soil is required, associated costs could suddenly make Option 4 (Scenario 1- All Dams Removed) the most expensive total and net-cost option. Erosion and overall riverbank stability analyses and any resultant shoreline stabilization measures subsequently required (including protections re: building and river-crossing stabilization) could significantly increase Option 4 costs over all.

Conversely, elimination of the requirement for upstream and downstream fish ladders in Option 1, could easily make it the lowest total and net-cost option.

At this time, the one solid piece of available information is the River Modeling Results chart indicating the drastic water-depth and river-width reductions at various locations with 1-3 of the dams removed. The 11/4-11/5 draw-down unequivocally validated the accuracy of this river modeling for the Kessler Dam Impoundment. The remaining 14" depth, narrow trickle of water that remained, eliminated access to the river along the entire 500' upriver stretch, (including the Berry Ct. in-town public launch) rendering the river no longer accessible or navigable for any recreational use whatsoever. From my frontage, there wasn't enough water left to launch a toy boat, let alone support healthy fish populations or wildlife.

From the edge of most in-town launch sites, a steep, muddy, smelly, 12-13 foot drop of ankle-deep muck would have to be traversed to reach the new 'river' edge. Boating of any kind would be eliminated due to the lack of water, and the exposure of a number of significant (previously safely submerged) rock formations and other navigational hazards. Swimming? Paddle Boarding? Fishing? Flat out impossible. Goodbye to our rare, thriving in-town ecosystem, public recreational opportunities, picturesque village. Never to be seen again.

Worse yet, I have first-hand knowledge of the inevitable decrease in property values (of down-stream properties, especially) should the dams be removed and the Mousam River alternately reduced to essentially a dry river bed, or a flood zone, depending on climate conditions.

Two recent applications to local lenders for a home equity loan, produced vastly different results. With the Mousam River views, access, location, and related amenities factored into the first appraisal, my property gained \$10,000 in equity above the purchase price. Loan approved although we weren't able to complete that loan at that time.

A re-appraisal, generated a few months later from a different office of the same lender in NH, minus the river as an asset, decreased our property value by over \$50,000. When questioned about the discrepancy, the appraiser commented, 'Well the river may not always be there. Or you may be required to have expensive flood insurance or increased liability insurance, all of which will negatively impact any future resale of the property.' Loan denied.

As this local example clearly shows, property owners' concerns are real and justified. Don't discount them.

So now I'm left with a number of unanswered questions. How can the KLPD Board of Trustees responsibly choose any of the published options, with significant gaps in factual information? Are there currently plans for further analyses to validate the assumptions made in support of each option? The compressed timeline appears unusually aggressive, and unnecessary. What happens if the Board rushes to choose an option now, and later, research proves that it is not the most viable option after all?

I appeal to the Board to slow things down: complete any detailed research specific to the Mousam River and each option, and thoroughly address the public's and property owner's concerns. Projections based on hypotheticals and a whole lot of 'I don't know's, just don't cut it'.

In conclusion, additional due diligence, prior to the Board's final Dam Alternative decision, is essential. This critical, consequential, irreversible decision will affect not only KLPD and its rate-payers, but the town of Kennebunk and the entire Mousam River community, far into the future.

At an absolute minimum, the Kesslen dam should be left in place.

Respectfully Submitted,
Chauncey Copeland
Lois Copeland
Kennebunk

cc: Todd Shea
Barry Tibbetts

8 December 2015

Mr. Todd J. Shea
The Board of Trustees of Kennebunk Light & Power District
Mr. Barry Tibbetts
The Board of Selectmen

RE: Comments on the Hydro Presentation of 16 November 2015

Thank you for engaging Wright-Pierce to produce additional analysis on some of the possible scenarios for the future of the three hydropower projects currently in operation on the Mousam River in Kennebunk. I was looking forward to a discussion on the four alternatives (particularly # 3 and # 4) as proposed in the Wright-Pierce report of October 2015 on the 16th of November. I was also anticipating there might be questions, comments or thoughts as to other possible scenarios. Unfortunately, neither of those occurrences took place and we instead listened to approximately two hours out of two and a half hours of discussion on fish and wildlife species and the importance or lack thereof of different species.

Thus, I do have some comments and questions that I would like addressed either directly or in a public forum before any decision is reached by the Board of Trustees.

The first question I have is a request for clarification on a statement by Mr. Shea. He announced during his introduction of the presentation that he “wanted to apologize” for making a mistake at the March presentation wherein he stated that any decision would require a vote by the residents. I believe he went on to say that the decision was solely that of the Board of Trustees. Many persons asked me for clarification on that after the evening was over so I believe I was not the only person who is curious as to just what was meant by his statement. The District has announced at various times that decision for the plan as to the future of these facilities rests with the Board. However, it has also stated that the residents would have to vote on any borrowing of funds that might have to take place to implement said plan. Thus, it would seem that if the residents were in opposition to any decided upon plan they could vote not to fund it which would cause a problem. Clearly it would be in the best interests of the District officials to feel they have the support of the majority of the residents for whatever they decide which is the reason so much time, money and research is being spent on this issue. Did Mr. Shea have a different understanding of what issue voting might take place? Does the District have a different position on what issue voting might take place?

As to the presentation itself, each scenario continues to beg additional questions and research none of which were discussed. However, despite being a proponent of renewal energy resources and believing strongly that hydropower is a necessary part of the energy resource mix it is clear that ceasing hydro generation at each of these sites may be the least costly and thus the best overall decision on behalf of the District’s customers. Having made that statement does not mean that I concur that ceasing generation automatically equates with removing all of the dams under discussion. I believe there is another possible scenario which I will present.

lead to a business decision that ceasing generation at those sites is the most economical approach.

- 5) Given the river modeling presentation done by Wright-Pierce on behalf of the District breaching all three dams will cause major changes in the river and not all of them positive. Leaving the Kesslen dam in place according to that report reduces the negative impacts by causing no change in certain areas. Breaching the other two gives all the benefits to the river encouraged by those who want to see the health of the river improved. Oxygen levels increase, access for some species increases, recreational access may increase, positive environmental changes could occur – the list is endless.
- 6) By maintaining the Kesslen dam in place the visual changes and related aspects (report 4.3) are mitigated. These items include property values which is a major concern of some residents. Reports and arguments for increased values and decreased values exist. Why take the risk of the Town losing hundreds or millions of dollars of tax revenue when transferring ownership and keeping the dam in place is an option. Shoreline Stability and Infrastructure Impacts (report 4.3) are mitigated and water quality is improved. Again why risk the cost to a ratepayer or taxpayer for repairing or stabilizing bridges or shoreline when it isn't necessary.
- 7) As to the fisheries it would seem a compromise is in order. Historically the Mousam has not been referred to as a major fishery river, but has certainly been touted for its commercial endeavors long before electricity was even a gleam in anyone's eye. Ship building (yes some did occur on the Mousam though most was on the Kennebunk), a leather factory, sawmill, twine mill, shoe factory the list goes on with no mention of making a living from the fishery.
- 8) Fish (report 4.3) . . . even with upstream fish passage . . . access to suitable alewife spawning habitat would be limited. "Alewife spawn in lakes or ponds, not rivers", Lisa Kerr, Research Scientist, Gulf of Maine Research Institute. Since it would seem there is not a sustainable alewife habitat why would passage be necessary? We know eels are throughout the watershed – state of Maine Fisheries and Wildlife staff. And with the opening of the river above Kesslen and no generation the need for downstream passage seems to be eliminated. Eel will naturally thrive and thus a case can be made to delay or eliminate the need to construct eel passage. Thus with only fifty percent of the targeted species left in place – there might be other ways of accommodating those species, there might be grants or private funds available to offset the cost of such accommodations and it may be decided that the other improvements are sufficient at the current time and no action need be taken unless the dams upriver are removed.

There are many other reasons why this scenario should be researched and discussed before any decision is made.

Respectfully submitted,

Sharon A. Staz
17 Water Street # 11
Kennebunk, Maine 04043

Subject: FW: In FAVOR of KEEPING the Dams

Date: Monday, December 21, 2015 at 12:35:24 PM Eastern Standard Time

From: Barry Tibbetts <btibbetts@kennebunkmaine.us>

To: Selectmen <Selectmen@kennebunkmaine.us>

FYI, See below.

Barry

On 12/21/15, 11:53 AM, "girardfamily@roadrunner.com" <girardfamily@roadrunner.com> wrote:

Morning all -

It is my understanding that there is lots of information floating around in favor of getting rid of the dams. No doubt because all of the folks in favor of getting rid of them have had years to prepare for this conversation. Never mind the fact that they were allowed into our schools to "pitch" to our children. I am a river frontage property owner and would like to state, for your records, that I directly oppose the removal of the dams... reasons are as follows:

1. We use the river ALL spring, summer and as deep into the fall as possible, for kayaking, swimming, rope swinging off of our tree and full on recreation
2. There is a larger issue of saturation levels at and beyond the rivers edge.
3. The town we lived in previously (Orono Maine) had two dams that you reference in your report. They were removed, and the towns literally DRIED up and went away because of it. Old Town Canoe and Kayak closed down their manufacturing building! It has a huge impact!
4. It is part of the core of our town. In fact, I find it funny that you have a photo of it on the KLPD home page.
5. We bought our house because of its location on the river
6. Sediment issues are bound to show up based on the mills that were present on this river here in Kennebunk, as well as up stream. Clean up will be costly.
7. The current ecosystem of the river will be almost completely uprooted.

There are too many peripheral items that are fogging the current licensing challenge (i.e. fish ladders), that should not be considered when determining the licensing of the power gen portion of the dam. Let's look at what is relevant to the licensing first, address that and then move to the next... as I don't believe that we have to take the dams down to solve the licensing issue. Just shut down the power gen portion, keep the dams and for those that would like fish ladders, let them bring that to the town for a vote!

I believe we spend a large amount of money on flowers every year(although they do look nice)... perhaps we can lighten up on that to help pay for some of the core issues at hand.

Jessica Girard
girardfamily@roadrunner.com

Subject: In FAVOR of KEEPING the Dams

Date: Monday, December 21, 2015 at 11:53:55 AM Eastern Standard Time

From: girardfamily@roadrunner.com <girardfamily@roadrunner.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Kathy Nolette <knolette@kennebunkmaine.us>, Selectmen <Selectmen@kennebunkmaine.us>, mrancourt@klpd.org <mrancourt@klpd.org>, tshea@klpd.org <tshea@klpd.org>, Jay.Kilbourn@klpd.org <Jay.Kilbourn@klpd.org>, Wayne.Berry@klpd.org <Wayne.Berry@klpd.org>, Mike.Jordan@klpd.org <Mike.Jordan@klpd.org>, David.Cluff@klpd.org <David.Cluff@klpd.org>, bemmons@klpd.org <bemmons@klpd.org>

CC: rgirard@mywholelifehealthcare.com <rgirard@mywholelifehealthcare.com>

Morning all -

It is my understanding that there is lots of information floating around in favor of getting rid of the dams. No doubt because all of the folks in favor of getting rid of them have had years to prepare for this conversation. Never mind the fact that they were allowed into our schools to "pitch" to our children. I am a river frontage property owner and would like to state, for your records, that I directly oppose the removal of the dams... reasons are as follows:

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I believe we spend a large amount of money on flowers every year(although they do look nice)... perhaps we can lighten up on that to help pay for some of the core issues at hand.

Jessica Girard
girardfamily@roadrunner.com

The removal of the KLPD dams would have significant detrimental impacts to the community with minimal environmental gain. I am raising the following discussion points as many of these have not appeared in the public discussion that I have seen or read.

Critical Electrical Infrastructure

It is well documented that are significant threats to our electric grid including a major solar storm and cyber terrorism. As an expert in cyber security and a member of the FBI's InfraGard¹ program, I am well informed that there is a high likelihood of a successful cyber-terrorist attack on our electric grid. If, or more likely when such a calamity occurs, there is a very real possibility that the purchase of power will be unavailable for an extended period of time. Depending upon the size of the attack, this could be for a period of weeks to many months. This is due to the time scale required to fabricate and replace the large transformers and/or generators that may be destroyed and are critical for the transmission grid. I expect it will take longer in Maine to reconnect to the grid due to our relative geographic isolation within the grid and low population density, meaning that restoration of Maine to the grid will not be a top priority. That being said, every source of electric generation that can be locally provided will be a critical and potential life-saving resource. If for no other reason, I urge you to save the hydro generation capacity afforded by the dams while continuing to develop solar.

For more on this topic, Ted Koppel's book, "Lights Out" paints a realistic and devastating picture. Some of the editorial quotes include:

- "*Lights Out* illuminates one of the greatest vulnerabilities to our nation – a cyberattack on our power grid. It is a wake-up call for all of us. We are the nation that created the internet; we should be the first to secure it. This powerful book could be the catalyst for just such a change."
–**GENERAL (RET.) KEITH ALEXANDER**, former director of the National Security Agency
- "Ted Koppel has written an important wake-up call for America on the threat of a crippling cyberattack. The danger we face right now is great, but so is the failure to acknowledge that the threat exists at all."
–**LEON PANETTA**, former U.S. Secretary of Defense
- "When the lights go out after the cyberattack, this is the book everyone will read."
–**RICHARD A. CLARKE**, author of *Cyber War* and former National Coordinator for Security, Infrastructure Protection, and Counter-terrorism

This is a topic the government is keenly aware of, as the DOE web site shows.ⁱⁱ Coincidentally, the House of Representatives passed a bill this past week (December 3-2015) that includes several significant provisions aimed at defending the nation's power supply against cyberattacks.ⁱⁱⁱ

Another threat that is well documented exists from a major solar storm. A storm of the magnitude of the Carrington event in 1859 may destroy the large ultra-high voltage transformers critical for the power grid over a large area. Looking at the NASA map in the footnoted link^v, the area of likely system collapse includes Maine and all surrounding areas. Again, purchase of power would be problematic, and the grid would likely be down for a year or longer. Scientists believe this is a matter of when, not if, and it is not clear if solar generation electronics would survive unscathed. Please, make KLPD as well-prepared as possible for the future. Maximizing our local power generation sources is a wise investment in the future.

Financial Hardships on the Abutters

I have read some of the studies that have been referenced by the environmental groups that state that property values will not be affected or may even go up. The study that has been often referenced^v simply does not apply to our situation. In the study it states reasons for abutting property to have improved values after dam removal are believed to be due to negative impacts of the impound on the abutting homes, including:

“perennial damage issues such as water seepage into basements, mosquito infestations on impoundments, foul odors associated with algae blooms and decaying vegetation, ”

The conclusion of study itself states that the study results: ***“should not be extended to large impoundments where activities such as fishing, boating, and swimming are especially attractive.”***

Our impounds are clean water with rapid turnover, and offer the very activities the for both the abutters and the community – especially boating, kayaking, and swimming – that the study itself says it does not apply to.

Let us look at the situation that applies to our abutters today:

If you were to try and sell a property abutting the Mousam today, the owner would need to tell the purchasers:

- The gorgeous view out the window may change in the next few years
- That nice quiet impound that is easy to kayak, paddleboard, and canoe may become a relatively rapid running, shallow river unsuitable for those activities
- The water that is deep enough to swim may become a wading pool.

The uncertainty regarding these issues and the potential loss of recreation will have an impact on the sales price of the home from today until this is completely and finally resolved one way or the other. No one wants to buy a property with unknowns. At the end of the process, if the dams are removed, the loss of recreation and view will permanently detract from the property value. If the dams come down, so will the property values. When property values drop, the tax base for the local

community is lowered, meaning a tax rate increase will likely be required to offset the loss which will affect many of your rate-payers.

Uncertainties of Dam Removal

There are often unforeseen issues associated with dam removals. A nearby example is the Winnicut River Dam in Greenland, NH. The project cost for removal had grown to nearly twice the original estimate in 2013, and still had unresolved issues nearly five years after the dam removal^{vi}. And, somewhat ironically, they were required to install fish ladders after the dam was removed because the restored water flow was too fast for the fish.

Have diadromous fish ever been upstream of the Kessler dam location?

It was mentioned at the last town meeting that originally there was about a 5' waterfall in the location of the current Kessler dam. That would be a natural barrier that blueback herring, American eels, and Alewives likely would not have been able to pass. From the US Fish and Wildlife Service website:

“But historians and scientists tell us that prior to Europeans settling this region, there was probably not a stream flowing out of a lake or pond anywhere in the Gulf of Maine that didn't have an annual alewife migration, **unless it was blocked by impassable waterfalls.**”^{vii}

If the fish were unable to pass the natural barriers before, that would provide a strong argument that no fish ladders should be required, significantly reducing the cost of retaining the dams.

Environmental Issues

The environmental gain by removal of all of the dams is far more an emotional issue than a measurable benefit. A quick review of the issues:

Water warming

The majority of the warming occurs in the larger upstream impounds where the water turnover is much slower than in the KLPD impounds. It appeared to me that the refill of the Kessler reservoir took about 1 day, implying that the water turnover in this impound is about 24 hours, and it is probably less in the Twines Mill and Dane Perkins impounds. Upstream, in the much larger impounds, the water has a much greater opportunity to warm. Unless all of the dams in the Mousam watershed come down, there is very little measurable gain here.

Water Quality in the Gulf of Maine

Removal of any or all of the KLPD dams will have no meaningful or measurable impact on water quality in the Gulf of Maine. Using long term averaged for December 3rd from the US Geological Survey (USGS) Water Site^{viii}, the five largest rivers in Maine had 29,870 cubic feet per second (cfs) passing the water gauges. Many of these are located well inland, so the actual delivery to the Gulf of Maine

easily exceeds 30,000 cfps. In contrast, the USGS gauge on the Mousam is in West Kennebunk, where 177 cfps is normal flow – a very small fraction of the total. Combining the minimal water quality improvement within the Mousam with the very low flow rates from the Mousam means the water quality improvement in the Gulf of Maine, is, for all intents and purposes, un-measurable.

Closing Thoughts

In the event of a national electric emergency, KLPD being able to provide spot power to key facilities such as our water system, medical centers, and some refrigeration for food storage are critically important to the community and your consumers. If the worst happens, we will regret the day we allowed the dams to be removed because every kilowatt of power will be precious. Adding in the economic impact on abutters, and potentially secondary effects on all taxpayers, the benefits of keeping the dams are significant and critical. In contrast, the environmental benefits from removing the three dams from the Mousam are very small.

I therefore urge you to avoid option 4 and keep the dams while focusing our efforts on how to minimize the expense of doing so. As an engineer, I long ago learned the value of having multiple sources of supply. When the unexpected happens, you need an alternative. Keeping the dams and augmenting them with new solar provides us with a much better plan to support the community, if the worst case scenario comes about.

John Jerrim
80 Fletcher St
Kennebunk, Me 04043

My Background.

I began my career as an engineer designing equipment for the electric utility industry, and have spent the past 16 years working in the cyber security field, currently leading the security development efforts at Plixer in downtown Kennebunk. I am a member of InfraGard, have presented at cyber-security conferences, and have been awarded ten US patents, most recently in the area of cyber security.

ⁱ InfraGard is a partnership between the FBI and the private sector. It is an association of persons who represent businesses, academic institutions, state and local law enforcement agencies, and other participants dedicated to sharing information and intelligence to prevent hostile acts against the U.S.
www.infragard.org

ⁱⁱ <http://energy.gov/oe/services/cybersecurity>

ⁱⁱⁱ <http://thehill.com/policy/cybersecurity/261987-house-energy-overhaul-boosts-grid-cybersecurity>

^{iv}http://science.nasa.gov/science-news/science-at-nasa/2009/21jan_severespaceweather/

^vhttp://www.habitat.noaa.gov/pdf/wisconsin_study.pdf

^{vi}<http://www.seacoastonline.com/article/20130706/News/307060329>

^{vii}<http://www.fws.gov/gomcp/pdfs/alewife%20fact%20sheet.pdf>

^{viii}<http://waterdata.usgs.gov/me/nwis/current/?type=flow>

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Subject: Additional issues of concern to Kennebunk residents regarding the KLPD dam decision

Date: Wednesday, December 9, 2015 at 7:07:06 AM Eastern Standard Time

From: john jerrim <jjerrim@gmail.com>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>

Mr. Tibbetts,

Attached to this email is a document that has been sent to the KLPD board discussing a number of significant subjects relating to the issue of the dams, including the value of keeping the dams for the community during a period of an electrical grid crisis.

I thank you for your consideration of these issues.

Best Regards,

John Jerrim

80 Fletcher Street

Kennebunk, Me 04043

Subject: KLPD Board of Trustees

Date: Tuesday, December 8, 2015 at 4:00:37 PM Eastern Standard Time

From: Chauncey Copeland <chaunceycopeland@yahoo.com>

To: Jay.Kilbourne@klpd.org <Jay.Kilbourne@klpd.org>, Wayne.Berry@klpd.org <Wayne.Berry@klpd.org>, Mike.Jordan@klpd.org <Mike.Jordan@klpd.org>, David.Cluff@klpd.org <David.Cluff@klpd.org>, bemmons@klpd.org <bemmons@klpd.org>

CC: tshea@klpd.org <tshea@klpd.org>, Barry Tibbetts <btibbetts@kennebunkmaine.us>

KLPD Board of Trustees

I'm writing to you to express my support for Option 1a. of the Dam Alternative initiative.

I am a KLPD rate payer and a Kennebunk property owner with 100 feet of frontage on the Mousam River, located approximately 200 yards upstream from the Kesslen Dam. What drew me initially to this property, and has kept me riveted, is the peaceful and tranquil setting, with the easy-flowing, yet dynamic river right at the edge of my property. Before purchasing, I was informed by the Kennebunk Code Enforcement Office that because the Mousam is a protected river, no property owner or homeowner could build up or modify their property within a 100' setback from the waterway. Many layers of restrictions for use apply to a total setback of 150' into my property. Honoring those restrictions is sometimes inconvenient and expensive, but admittedly necessary for preservation.

The upside is that for decades, while visiting family, I have enjoyed unobstructed views up and down the approx. 500' just above the Kesslen Dam. While in residence, I've enjoyed interacting with countless light boaters, paddle boarders, swimmers, fishermen and walkers of all ages and abilities, right from my deck and back yard, year-round. I've spent countless hours marveling at the irreplaceable, thriving ecosystem smack in the center of town, and have willingly and respectfully taken on the responsibility, added expense, and rare privilege of becoming both custodian and protector to 'my Mousam'. I purchased the property, restricted usage and all, as a legacy property to be enjoyed by us now, and by our family, neighbors, and friends for many generations to come.

I've recently retired to this little piece of paradise and had looked forward to being able to launch my own light watercraft right from the edge of my property, (a critical feature as I age).

I therefore was keenly interested in the dam alternative study and the possible direction that the KLPD Board of Trustees might take. I've attended the 11/4/15 public hearing, obtained the copy of the Frequently Asked Questions handout, read the Wright-Pierce Dam Alternative Report, reviewed the concerns raised at the 3/31/15 public meeting, read the newspaper articles and the various letters to editors.

Having done all of this personal research, I'm struck with how little factual information is available and the degree to which significant assumptions were made to develop and publish the 4 options. Many have already gravitated to Option 4, as that has been projected to be the least expensive option. However, upon thorough review, it's clear that any one of the options outlined could be drastically impacted and altered if subsequent analyses or studies determine that additional expensive modifications are required.

It appears little specific research has been done, with the exception of the recent preliminary sampling at the Kesslen Dam for sediment contamination on 11/4-11/5. I've written to Todd Shea with questions about the testing and availability of results, with no response to date. However, should the results of the testing indicate that removal, disposal, and remediation of soil is required, associated costs could suddenly make Option 4 (Scenario 1- All Dams Removed) the most expensive total and net-cost option. Erosion and overall riverbank stability analyses and any resultant shoreline stabilization measures subsequently required (including protections re: building and river-crossing stabilization) could significantly increase Option 4 costs over all.

Conversely, elimination of the requirement for upstream and downstream fish ladders in Option 1, could easily make it the lowest total and net-cost option.

At this time, the one solid piece of available information is the River Modeling Results chart indicating the drastic water-depth and river-width reductions at various locations with 1-3 of the dams removed. The 11/4-11/5 draw-down unequivocally validated the accuracy of this river modeling for the Kesslen Dam Impoundment. The remaining 14" depth, narrow trickle of water that remained, eliminated access to the river along the entire 500' upriver stretch, (including the Berry Ct. in-town public launch) rendering the river no longer accessible or navigable for any recreational use whatsoever. From my frontage, there wasn't enough water

left to launch a toy boat, let alone support healthy fish populations or wildlife. From the edge of most in-town launch sites, a steep, muddy, smelly, 12-13 foot drop of ankle-deep muck would have to be traversed to reach the new 'river' edge. Boating of any kind would be eliminated due to the lack of water, and the exposure of a number of significant (previously safely submerged) rock formations and other navigational hazards. Swimming? Paddle Boarding? Fishing? Flat out impossible. Goodbye to our rare, thriving in-town ecosystem, public recreational opportunities, picturesque village. Never to be seen again.

Worse yet, I have first-hand knowledge of the inevitable decrease in property values (of down-stream properties, especially) should the dams be removed and the Mousam River alternately reduced to essentially a dry river bed, or a flood zone, depending on climate conditions.

Two recent applications to local lenders for a home equity loan, produced vastly different results. With the Mousam River views, access, location, and related amenities factored into the first appraisal, my property gained \$10,000 in equity above the purchase price. Loan approved although we weren't able to complete that loan at that time.

A re-appraisal, generated a few months later from a different office of the same lender in NH, minus the river as an asset, decreased our property value by over \$50,000. When questioned about the discrepancy, the appraiser commented, 'Well the river may not always be there. Or you may be required to have expensive flood insurance or increased liability insurance, all of which will negatively impact any future resale of the property.' Loan denied.

As this local example clearly shows, property owners' concerns are real and justified. Don't discount them.

So now I'm left with a number of unanswered questions. How can the KLPD Board of Trustees responsibly choose any of the published options, with significant gaps in factual information? Are there currently plans for further analyses to validate the assumptions made in support of each option? The compressed timeline appears unusually aggressive, and unnecessary. What happens if the Board rushes to choose an option now, and later, research proves that it is not the most viable option after all?

I appeal to the Board to slow things down: complete any detailed research specific to the Mousam River and each option, and thoroughly address the public's and property owner's concerns. Projections based on hypotheticals and a whole lot of 'I don't know's, just don't cut it'.

In conclusion, additional due diligence, prior to the Board's final Dam Alternative decision, is essential. This critical, consequential, irreversible decision will affect not only KLPD and its rate-payers, but the town of Kennebunk and the entire Mousam River community, far into the future.

At an absolute minimum, the Kesslen dam should be left in place.

Respectfully Submitted,
Chauncey Copeland
Lois Copeland
Kennebunk

cc: Todd Shea
Barry Tibbetts

Subject: Re: Dam alternatives

Date: Tuesday, December 8, 2015 at 11:11:41 AM Eastern Standard Time

From: Ward Hansen <wardh@GWI.net>

To: Barry Tibbetts <btibbetts@kennebunkmaine.us>

Good morning Mr Tibbetts-

Thank you for your efforts.

I believe at the November 16 meeting you stated that there is a natural rock ledge of about 5-6 feet behind the Kesslen dam. I had hoped to see a replay of the meeting on the local channel to confirm this & spotlight it in my letter, or that the meeting would post on the KLP website. The Nov 23 flyover video skips over the dam area. Seems like an important fact is not mentioned in the WP report.....

Ward Hansen

On Dec 8, 2015, at 6:45 AM, Barry Tibbetts <btibbetts@kennebunkmaine.us> wrote:

Hello Ward.

Thank you for the email. I will also share it with Todd Shea GM of KLPD.

Sent from my iPad

Thanks Barry

On Dec 7, 2015, at 10:00 PM, Ward Hansen <wardh@GWI.net> wrote:

To the Kennebunk Board of Selectmen:

Many of you have become aware of the choice among 4 alternatives to be made by the board of KLP regarding the Mousam river's future. There seems to be a heavy interest in promoting what is called Alternative # 4, which involves tearing down Kesslen, Twine Mill, and Dana Perkins dams.

Many are under the impression that the river will be similar in appearance to what exists below the Kesslen dam. We encourage you to go to the KLP.org website - home/hydro facilities/March 31,2015 photo simulations. Look at the simulations 2-4 years out. This will draw in NEW use by kayakers, swimmers, and wildlife ? While you are there, take a look at the November 23,02015 flyover. Do you think kayakers can easily navigate THAT ? There are currently hundreds of kayak trips above the Kesslen dam each year. Just above the current boat launch at Berry Court the flyover show bands of rocks a kayak would have to cross.

We hear so much about the wildlife - what about the 2 legged wildlife ? Have you ever watched a sunset reflected in the river, or stood at the Kesslen bridge after a stressful day to hear the sound of the waterfall ? We've spent a great deal of effort and money to beautify the downtown. While there has been talk about property values along the river, for those who live there it is certainly not about dollar value, anymore than it is for those who live at the beach. Do you want to stand at the Kesslen bridge and look at a muddy creek ? Again look at the videos. Does the view above the dam look anything like what you currently see below ? Looking down the road, will former floodplains be populated with new houses ?

We have spent a great deal of money and effort to beautify downtown Kennebunk.
Getting past the dollar signs, what do you want Kennebunk to look like ?

The dams have been here for many decades. We have until March 2017 to render a decision.

The KLP board has put forth a tremendous effort to get the facts out to the public. It is more important to get the decision right rather than right away.

Ward & Jean Hansen, Loren & Mary Krott,
Lee & John Walker, Dan Bartilucci

Subject: good article on dams and property value

Date: Tuesday, December 1, 2015 at 8:56:06 PM Eastern Standard Time

From: Donna & Shawn <teagues@gwi.net>

To: Todd Shea <tshea@klpd.org>, Jay Kilbourn <jkilbourn@klpd.org>, Wayne Berry <wberry@klpd.org>, Mike Jordan <mjordan@klpd.org>, David Cluff <dcluff@klpd.org>, Bob Emmons <plybill@roadrunner.com>

CC: Barry Tibbetts <btibbetts@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, Christopher Cluff <ccluff@kennebunkmaine.us>, Dan Boothby <dboothby@kennebunkmaine.us>, Edward Karytko <ekarytko@kennebunkmaine.us>, Shiloh Schulte <sschulte@kennebunkmaine.us>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>

Priority: High

I am attaching an article for your review that was done in 2012 that summarizes many of the dam removals across the country and the effects on property values. This is a very complex issue, and many River Alliance folks are saying values will go up or at least be stable. That is true in some instances, but as you weigh this important issue, apples have to be compared to apples as far as possible. I hope you will read this thoroughly but please pay attention to pg. 12 and the table of property value losses in a context that was much more similar to Kennebunk's than some of the others. The losses were between nearly 30-33%! What if that happens here? As you heard Nov. 16th, a house sale in Kennebunk did not go through just on the prospect of the dams being removed. The subsequent price was said to be approximately 10% less.

A study done by Prof. Lynne Lewis re. the Edwards Dam in Maine was cited at the Nov. 16th meeting to prove that property values will go up. Yes, they did go up but that was because the river (and dam) were so near the undesirable cities of Augusta and Waterville that once the dam was gone and water quality improved, revitalization occurred which increased property values. See pg. 22. This is NOT the case in Kennebunk, where property along the river is desirable now.

Thank you for your sincere efforts and time in weighing these things objectively.
Shawn & Donna Teague

Subject: Re: Notices from KLPD

Date: Wednesday, October 28, 2015 at 3:37:14 PM Eastern Daylight Time

From: Curtis Mildner <camildner@gmail.com>

To: Donna & Shawn <teagues@gwi.net>

CC: Todd Shea <tshea@klpd.org>, Alan Wyman <alan@awpromotionalproducts.com>, alleng@myfairpoint.net <alleng@myfairpoint.net>, Albert Searles <asearles@kennebunkmaine.us>, Barry Tibbetts <btibbetts@kennebunkmaine.us>, bbradick@roadrunner.com <bbradick@roadrunner.com>, Beverly Beck <beckbbb60@gmail.com>, beverlyattheocean@gmail.com <beverlyattheocean@gmail.com>, Bill Pasquill <billpasquill@hotmail.com>, Bob Wuerthner <bjwuerthner@roadrunner.com>, Bob Walter <bwalter@comdynam.com>, bobwalter45@gmail.com <bobwalter45@gmail.com>, CBERGEN@gmail.com <CBERGEN@gmail.com>, clessard@roadrunner.com <clessard@roadrunner.com>, chadflyfisher@yahoo.com <chadflyfisher@yahoo.com>, chris@harborsidelogistics.com <chris@harborsidelogistics.com>, Chrstiper Humphrey <humphrey@cheverus.org>, danielw@roadrunner.com <danielw@roadrunner.com>, Daniel Bartilucci <eng2100@yahoo.com>, David H. Spofford <dspofford@kennebunkmaine.us>, Deborah A. Beal <dbeal@kennebunkmaine.us>, dga@roadrunner.com <dga@roadrunner.com>, Donna Noble <donnaobl@yahoo.com>, dsampson36@roadrunner.com <dsampson36@roadrunner.com>, dsluyter@gwi.net <dsluyter@gwi.net>, ewood@littlemainewoods.com <ewood@littlemainewoods.com>, Elizabeth Boyer <bzylyz@myfairpoint.net>, ErikPaint@aol.com <ErikPaint@aol.com>, ffrodyma@me.com <ffrodyma@me.com>, wildernessway@sacoriver.net <wildernessway@sacoriver.net>, jgtcollins@roadrunner.com <jgtcollins@roadrunner.com>, Monica Grabin <grabin@roadrunner.com>, Greg Patterson <greg@patco.com>, Gregory & Joanne Courtois <jandgcourtois@yahoo.com>, Harold Leininger <leiningerh@yahoo.com>, havenandrewsjr@yahoo.com <havenandrewsjr@yahoo.com>, hervae@roadrunner.com <hervae@roadrunner.com>, iantdurham@gmail.com <iantdurham@gmail.com>, info@coastalmainekayak.com <info@coastalmainekayak.com>, jeffery.maxwell@fmc-na.com <jeffery.maxwell@fmc-na.com>, jenelshack@gmail.com <jenelshack@gmail.com>, Jennifer Braddick <braddickj@hotmail.com>, Jim Black <jim@blackconsultinggroup.com>, John H. Kotsonis <jkotsonis@kennebunkmaine.us>, Johnpolletto@gmail.com <Johnpolletto@gmail.com>, JROLLAND@roadrunner.com <JROLLAND@roadrunner.com>, John Redman <jredman100@hotmail.com>, judyhoff44@gmail.com <judyhoff44@gmail.com>, katemahan@hotmail.com <katemahan@hotmail.com>, Kevin P. Donovan <kdonovan@kennebunkmaine.us>, kpolletto@hotmail.com <kpolletto@hotmail.com>, Kristin Cataldi <kcataldi18@gmail.com>, ksbdavis@mac.com <ksbdavis@mac.com>, kyle scardino <kylescardino@gmail.com>, Landis Hudson <Landis@mainerivers.org>, LFURBISH@gmail.com <LFURBISH@gmail.com>, lsbowen@roadrunner.com <lsbowen@roadrunner.com>, Marylyn.wentworth@tnsk.org <Marylyn.wentworth@tnsk.org>, mekenney@gwi.net <mekenney@gwi.net>, badkogul@gmail.com <badkogul@gmail.com>, ksdistrict@gwi.net <ksdistrict@gwi.net>, nbennett@nrcm.org <nbennett@nrcm.org>, nlabbe@kkw.org <nlabbe@kkw.org>, owlet18@gmail.com <owlet18@gmail.com>, Philip Walcutt <pwalcutt@gwi.net>, rfowler400@roadrunner.com <rfowler400@roadrunner.com>, Risa Heersche <risaheersche@gmail.com>, RJ Mere <rjmere@gmail.com>, Rodney & Arline Fortier <arline@townsquarerg.com>, rajcadieux@myfairpoint.net <rajcadieux@myfairpoint.net>, rrobinson412@gmail.com <rrobinson412@gmail.com>, Rick Sylvester <rwsylvester@roadrunner.com>, Smith, Lisa J <Lisa.J.Smith@maine.gov>, Stephanie Limmer <stephlimmer@mac.com>, S_CONGDON1951@yahoo.com <S_CONGDON1951@yahoo.com>, Steve Heinz <heinz@maine.rr.com>, Terri Coldreck <terri@colorresults.com>, Tim5459@yahoo.com <Tim5459@yahoo.com>, unionjack@roadrunner.com <unionjack@roadrunner.com>, billclaus@roadrunner.com <billclaus@roadrunner.com>, william griglock <wgriglock@yahoo.com>

Hi ALL,

Remember, if one shuts off a faucet, then the flow stops!

So, if the water flow is shut OFF or reduced at the dam above for the draw down, then the water flow will NOT be representative of what a typical flow will be. Only if the water flows at its natural (say average) rate will the draw down be representative of what we would see without dams. So the key question is how much flow there will be through the Twine Mill Dam and how this compares to the natural (say average) flow.

But I am glad Shawn brought this up.

I'd like to see, at some point, a test draw down to show the river with a typical water flow. Open up the dam at Kesslen so it holds no

water and release from the Twine Mill Dam an amount of water representing a high flow, average flow and low flow. We'd get to see exactly what the river would look like. We wouldn't need simulations or guesses!

How about it Todd?

Curt Mildner

On Tue, Oct 27, 2015 at 6:37 PM, Donna & Shawn <teagucs@zwi.net> wrote:

To All:

Thanks are in order to Todd & the KLPD for these public notices, and yes, everyone needs to familiarize themselves with the four alternatives as outlined in the report by Wright-Pierce before attending the public meeting on Nov. 16th. But now there is another piece of homework available for all of us: make sure to take a close look at, as well as pictures of the river when the KLPD draws it down for the sediment sampling on Nov. 4-5. This will give all of us a real-time assessment of what we are going to be left with if these dams are removed---and probably a best case scenario at that, given that there will probably be even LESS water for us (and the fish) to enjoy in the hotter, dryer summer months. The impression that this makes will assist all of us in deciding what we ultimately want for our Town and all of its residents.

Shawn Teague

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

From: Todd Shea

To: teague; Alan Wyman; [ALLEN GROSSMAN \[alleng@myfairpoint.net\]](mailto:ALLEN GROSSMAN [alleng@myfairpoint.net]); asearles@kennebunkmaine.us; [Barry Tibbetts \(btibbetts@kennebunkmaine.us\)](mailto:Barry Tibbetts (btibbetts@kennebunkmaine.us)); bbradick@roadrunner.com; Beverly Beck; beverlyattheocean@gmail.com; Bill Pasquill; bjwuertner@roadrunner.com; Bob Walter; bobwalter45@gmail.com; [BRUCEáá BERGENáááááá \(CBERGEN@GMAIL.COM\)](mailto:BRUCEáá BERGENáááááá (CBERGEN@GMAIL.COM)); camildner@gmail.com; [CARMENáá LESSARDáááááá \(clessard@roadrunner.com\)](mailto:CARMENáá LESSARDáááááá (clessard@roadrunner.com)); [CHADáááá PARSONSáááááá \(chadflyfisher@yahoo.com\)](mailto:CHADáááá PARSONSáááááá (chadflyfisher@yahoo.com)); chris@harborsidelogistics.com; Chrstiper Humphrey; [DANáááááá WIRTESáááááá \(danielw@roadrunner.com\)](mailto:DANáááááá WIRTESáááááá (danielw@roadrunner.com)); Daniel Bartilucci; [David Spofford \(dspofford@kennebunkmaine.us\)](mailto:David Spofford (dspofford@kennebunkmaine.us)); [Deborah Beal \(dbeal@kennebunkmaine.us\)](mailto:Deborah Beal (dbeal@kennebunkmaine.us)); dga@roadrunner.com; Donna Noble; dsampson36@roadrunner.com; dsluyter@zwi.net; [EDWARDáá WOODáááááááááá \(ewood@littlemainewoods.com\)](mailto:EDWARDáá WOODáááááááááá (ewood@littlemainewoods.com)); Elizabeth Boyer; [ERIKáááá LINDBLOMáááááá \(ErikPaint@aol.com\)](mailto:ERIKáááá LINDBLOMáááááá (ErikPaint@aol.com)); fjfrodyrna@me.com; [GARYáááá MAYHEWáááááááá \(wildernessway@sacoriver.net\)](mailto:GARYáááá MAYHEWáááááááá (wildernessway@sacoriver.net)); [GORDONáá COLLINSáááááá \(jgcollins@roadrunner.com\)](mailto:GORDONáá COLLINSáááááá (jgcollins@roadrunner.com)); grabin@roadrunner.com; Greg Patterson; Gregory & Joanne Courtois; havenandrewsjr@yahoo.com; hervae@roadrunner.com; jantdurham@gmail.com; info@coastalmainekayak.com; [JEFFáááá MAXWELLáááááá \(jeffery.maxwell@fmc-na.com\)](mailto:JEFFáááá MAXWELLáááááá (jeffery.maxwell@fmc-na.com)); jenelshack@gmail.com; Jennifer Braddick; jim@blackconsultinggroup.com; [John Kotsonis \(jkotsonis@kennebunkmaine.us\)](mailto:John Kotsonis (jkotsonis@kennebunkmaine.us)); Johnpolletto@gmail.com; [JOSEPHáá ROLLANDáááááá \(JROLLAND@ROADRUNNER.COM\)](mailto:JOSEPHáá ROLLANDáááááá (JROLLAND@ROADRUNNER.COM)); jredman100@hotmail.com; judyhoff44@gmail.com; katemanahan@hotmail.com; [Kevin Donovan \(kdonovan@kennebunkmaine.us\)](mailto:Kevin Donovan (kdonovan@kennebunkmaine.us)); kpolletto@hotmail.com; Kristin Cataldi; ksbdavis@mac.com; kyle scardino; Landis@mainerivers.org; [LAWRENCEáááááááááá \(LFURBISH@GMAIL.COM\)](mailto:LAWRENCEáááááááááá (LFURBISH@GMAIL.COM)); lsbowen@roadrunner.com; Maryllyn.wentworth@tnsk.org; mekenney@zwi.net; [MICHAEL MERRIAMáááááá \(badkogul@gmail.com\)](mailto:MICHAEL MERRIAMáááááá (badkogul@gmail.com)); [Mike Bolduc \(ksdistrict@zwi.net\)](mailto:Mike Bolduc (ksdistrict@zwi.net)); nbennett@nrcm.org; [Norm Labbe \(nlabbe@kkw.org\)](mailto:Norm Labbe (nlabbe@kkw.org)); owlet18@gmail.com; Philip Walcutt; [RAYMOND FOWLERáááááá \(rfowler400@roadrunner.com\)](mailto:RAYMOND FOWLERáááááá (rfowler400@roadrunner.com)); Risa Heersche; rjmere@gmail.com; Rodney & Arline Fortier; [RONALDáá CADIEUXáááááá \(rajcadieux@myfairpoint.net\)](mailto:RONALDáá CADIEUXáááááá (rajcadieux@myfairpoint.net)); rrobinson412@gmail.com; rwsylvester@roadrunner.com; Smith, Lisa J; Stephanie Limmer; [STEPHEN CONGDONáááááá \(S_CONGDON1951@YAHOO.COM\)](mailto:STEPHEN CONGDONáááááá (S_CONGDON1951@YAHOO.COM)); Steve Heinz; Terri Coldreck; Tim5459@yahoo.com; unionjack@roadrunner.com; [WILLIAM CLAUSáááááááá \(billclaus@roadrunner.com\)](mailto:WILLIAM CLAUSáááááááá (billclaus@roadrunner.com)); william griglock

Sent: Tuesday, October 27, 2015 1:53 PM

Subject: Notices from KLPD

TO: ALL INTERESTED PARTIES

FROM: TODD SHEA, KLPD GENERAL MANAGER

RE: NOTICE OF PUBLIC MEETING IN REGARD TO KLPD/WRIGHT-PIERCE DAM
ALTERNATIVES REPORT

DATE: 10/27/2015

Kennebunk Light & Power District's Board of Trustees will hold a public information meeting on Monday, November 16, 2015 at 7 PM in the Kennebunk Town Hall auditorium to solicit public input on the Wright-Pierce Dam Alternatives Report. A copy of the working draft of this report is available on the Hydro page of our website at www.klpd.org. The Board asks that members of the public familiarize themselves with this document in preparation of this public information meeting. To date no decisions have been made in regard to the fate of the District's 3 hydro facilities on the Mousam River, and this is yet another step in the process that the KLPD Board is taking in the decision making process.

Should you have any questions regarding this notice, please contact Todd Shea, General Manager, Kennebunk Light & Power District at (207) 985-3311, via email at tshea@klpd.org or in person at the District offices located at 4 Factory Pasture Lane. I thank you all in advance for your attention to this matter.

TO: ALL INTERESTED PARTIES

FROM: TODD SHEA, KLPD GENERAL MANAGER

RE: DRAWDOWN OF THE KESSLEN IMPOUNDMENT ON THE MOUSAM RIVER

DATE: 10/27/2015

In order to facilitate preliminary sediment screening in conjunction with the Wright-Pierce Dam Alternatives Report, and as part of the due diligence required in the decision making process in regard the District's hydro power facilities, Kennebunk Light & Power District will be required to perform a drawdown of the Kesslen River impoundment. This drawdown will only be affecting the portion of the Mousam River upstream of the Kesslen Dam and downstream of the Twine Mill Dam. The draw down will begin the afternoon of November 4 (rain date November 11) and all requisite sampling is anticipated to be complete by the early afternoon of November 5 (rain date November 12). We apologize for the inconvenience that this may cause to some members of the public, but this drawdown is a necessary part of the research required in regard to our hydro facilities located on the Mousam River.

:4

Should you have any questions regarding this notice, please contact Todd Shea, General Manager, Kennebunk Light & Power District at (207) 985-3311, via email at tshea@klpd.org or in person at the District offices located at 4 Factory Pasture Lane. I thank you all in advance for your attention to

this matter.

Todd Shea
General Manager
Kennebunk Light & Power District
4 Factory Pasture Lane
Kennebunk, Maine 04043
(207)985-3311
www.klpd.org

A PLEA FOR BALANCE: Kennebunkers Need to Give a Dam

The Kennebunk Light & Power District faces a decision about relicensing the Mousam River dams by 2022—an intention that must be filed in 2017. We fear they favor the demolition of up to three dams along the river to avoid costs and an arduous bureaucratic process. This includes the Kessler Dam, the one under the newly renovated bridge in the heart of town, Twine Mill and Dane Perkins dams. We understand that the investment in relicensing is big in money and time, and really for very little return since KL&P is not in the business of producing electricity.

We also understand that KL&P has been talking with the Maine River Alliance, the Sierra Club and other fish-friendly folks who have jumped on the band wagon to get rid of the dams. After all, the dams prevent five species of fish from getting up river to spawn. These folks offer strong support to the “Free the Mousam” movement. After all, dams are a thing of the past—no longer useful and so ecologically unsound.

Do we have a vested interest in this decision? You bet! As property owners of one of the most beautiful vistas along the Mousam, we are amazed and troubled by this option with what we perceive to be its devastating consequences. We need to remind KL&P and all the citizens of Kennebunk that there are many stakeholders in this decision, and that if a decision is made to destroy the dams, the consequences will be irreversible.

Who are the stakeholders? We would suggest each and every one of us who live in this wonderful town. Certainly, we river property owners are high on the list. How will our property values be affected? Please remember, neighbors, that when one piece of property is devalued, it often decreases the value of the abutters. Who will want to live next to 1.9 ft. of water in the summer when the sun roasts the mud and silt and penetrates all the rotting trees and vegetation at the river’s bottom? Did

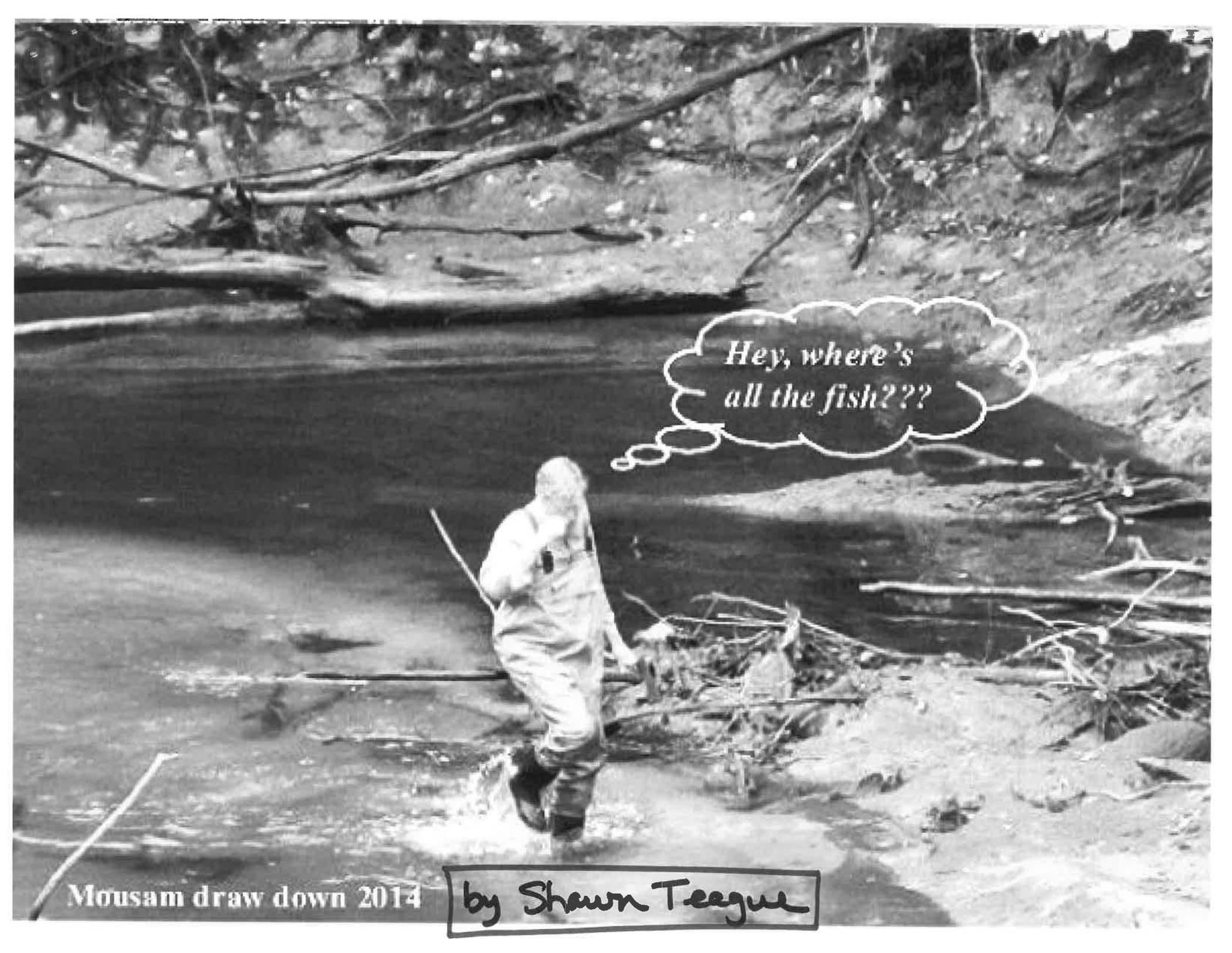
turtles lay their nests, foxes, porcupines, fishers, beavers, herons, salamanders, ducks, deer, hawks, and even the bears find their sustenance. What will they do when the river becomes a stream or mud puddle? We actually heard some of the “experts” say, “...don’t believe the Wright-Pierce forecasts of the post-demolition water levels.” Really?! (Please check out the before/after pictures on the KL&P website under “hydro facilities;” then scroll to “related documents” for the March 31, 2015 meeting.)

So, here are our suggestions. Let’s try to go for a win/win/win. If KL&P want to offload these dams to save money, could we find some other way to maintain them? Recent inspections say they are in good shape. Demolition will not be cheap nor will hazardous waste removal. We who consume KL&P’s power are going to get the bill either way. Perhaps ownership of all three dams could be transferred to the town; perhaps some of our town’s reserve or surplus funds could cover the maintenance costs. Kennebunk is very resourceful and creative when it comes to funding what is deemed a plus to the town. We think the Mousam River with water in it is a plus. We personally would be happy to contribute some of our ever-increasing taxes to this purpose. Perhaps we can fundraise—the dams have historical value, so maybe town philanthropists would donate and the Brick Museum could offer dam/mill tours like a smaller version of the park in Lowell, MA. KL&P wins by getting out of the business of dam maintenance and its liabilities. Then let’s find resources to install fish ladders. The River Alliance and the fish they “represent” win because four out of five fish species can then make it up river; they may even have deep enough water to swim in. (To the shad, we extend our deepest apologies.) Finally, a win for property owners, water sport enthusiasts, residents and all the animals that draw their life and inspiration from the Mousam River as it is. Let’s not “free the Mousam.” Let’s “Save the Mousam!”



***Visit & Shop in
Picturesque Kennebunk!***

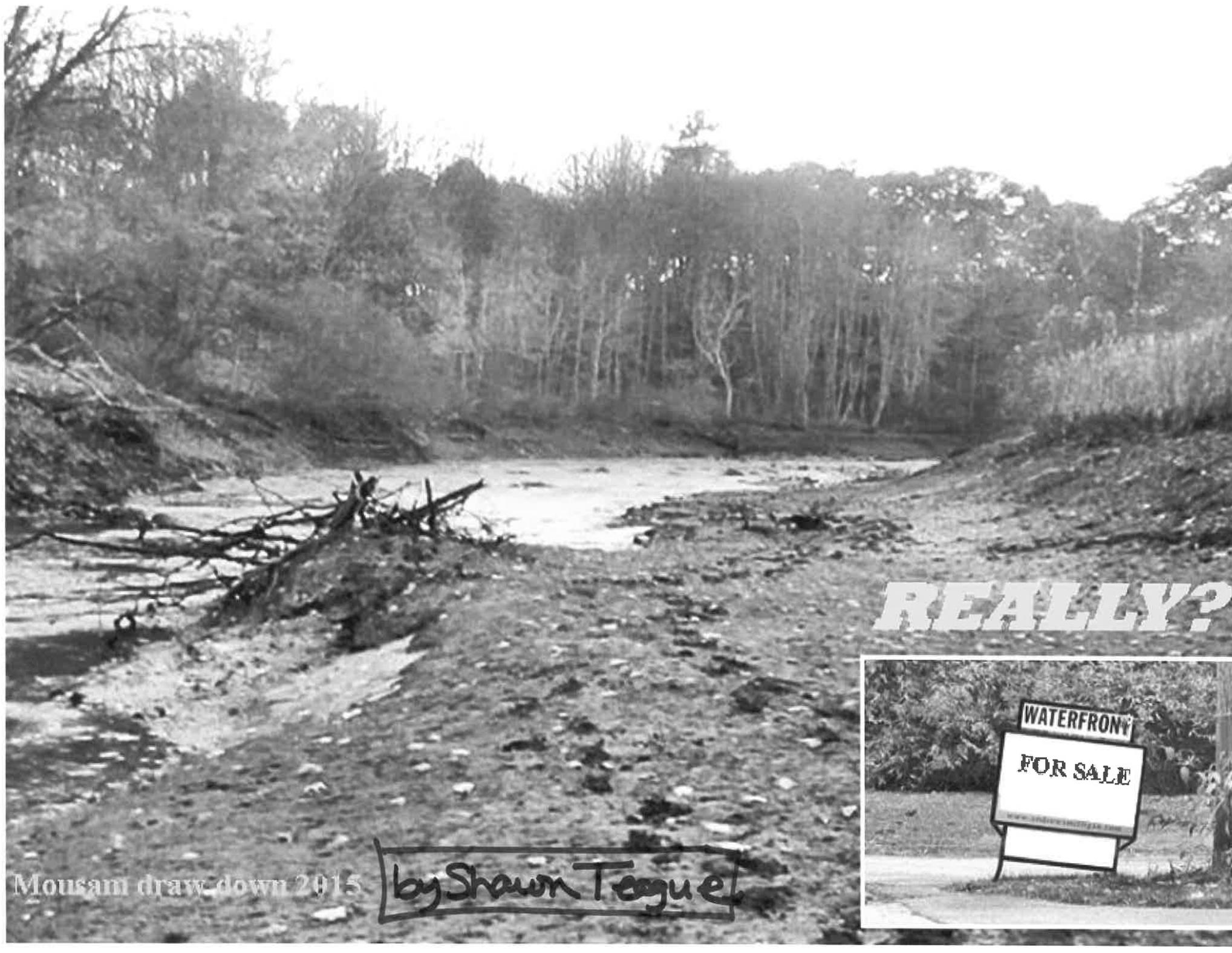
by Shawn Teague



*Hey, where's
all the fish???*

Mousam draw down 2014

by Shawn Teague



REALLY?



Mousam draw down 2015

by Shawn Teague

9.b.

Request of Quotes for Time and Attendance System

To meet the needs of all departments for a robust Time and Attendance system quotes were requested on two different configurations – Software as a Service (Cloud or Hosted system) and Self Hosted (on our server). There were four responses:

- Cincinnati Time Systems of Maine and Andrews Technology quoted both configurations.
- Biznus Soft Inc. and Kronos quoted only the Software as a Service (SaaS) configuration.

Bid prices for the SaaS option were recalculated from the information in the bid documents to be based on a count of 250 active employees over 12 months to provide a fair comparison. The original and recalculated amounts are shown on the bid-opening spreadsheet.

The RFQ asked each company to provide costs for time clocks and other data input devices for comparison purposes. As the final implementation plan will determine the exact time clock configuration, these costs were not a consideration in the recommendation. Andrew's Technology, Cincinnati Time of Maine and Kronos indicated an option for time entry through smart phone and tablet applications in their bids.

Cincinnati Time Systems of Maine and Andrews Technology were invited to demonstrate their systems to a group of employees from all departments. Both systems were able to meet the demands of the departments and each had different features that the users found interesting.

The IT Director, Richard Boucher reviewed the operating requirements of both self-hosted systems and determined that while our current IT system could handle the basic functioning of the proposed systems, communication functions giving more access options to the system could not be handled securely. It would require additional hardware, software and manpower to avoid opening a vulnerable pathway into our systems. The IT Director looked at the security in the SaaS versions of these systems and indicates it would be a better configuration choice. A problem with our current time keeping system is its lack of links to other systems and entry options.

The Firehouse system used by the KFR can export data into a standard format file. The current IMC system used by KPD cannot export data in any form. A new module at a cost of \$4450 would be needed for this function. Both Cincinnati Time and Andrews Technology demonstrated how these links would work.

Recommendation

The Attendance on Demand (AoD) system bid by Cincinnati Time of Maine is the least costly initially and over 5 years. They have demonstrated all the required features, including the link to MUNIS. Other Towns in the area using MUNIS have, or plan to move to AoD. Several interesting features though not required in the RFQ are standard in the software and would be useful additions for our supervisors and managers. The employees viewed the demonstration by Cincinnati Time favorably, especially some of the included extra features.

Cincinnati Time has an established procedure for moving their Time Trak customers to the AoD System. Their relationship with the Town would ease the implementation of the software. Their references that have made this shift are happy with the results. Cincinnati Time is familiar with the Firehouse system used in the Fire/Rescue Department and demonstrated an easy procedure to export data into AoD that they have developed for other customers. This link would be a key component of the initial implementation. The link to IMC, while important would be pursued later.

With the concurrence of the IT Director I recommend that we start this system as the SaaS configuration and evaluate the cost/benefits of the SaaS vs. self-hosted versions yearly. The time clocks should be purchased as a mix of standard time clocks and tablet computers to reduce both upfront and ongoing costs. At no extra cost, links to the system would also be provided on current computers, including those in the police cruisers. Expanding the access to smart-phones would be done on a case-by-case basis with the needs of the Recreation Department as prime consideration.

The cost for the software and implementation would be under the budget amount of \$15,000. Careful consideration of time clock purchases and the use of tablets, existing computers and smart phones could reduce the bid price of \$8030 to \$4000 for hardware. The total cost, including hardware maintenance, would be funded through the budgeted amount and savings from canceling the maintenance of the current time clock system.

Cincinnati Time of Maine has developed a link to the Amano security system that could be purchased at a later time.

Time and Attendance:

Bid Opening: September 10, 2015.

Total Bid Price				
Company Name	BiznusSoft	KRONOS	Andrews Technology	Cincinnati Time of Maine
In-house	n/a	n/a	\$38,190.00	\$34,430.00
SaaS (Cloud) (As listed on bids)	\$97,800/12 months (500 employees; purchased clocks)	\$1,008.5/month (100 employees; leased clocks)	\$35,000/12 months (250 employees; purchased clocks)	\$1,573.90/month (402 employees; leased clocks)
SaaS (Restated as 250 employees/month for 12 months; purchased clocks)	\$82,800.00	\$35,625.00	\$35,000.00	\$17,911.00

Option 1 Software as a Service
Cost Break Down

Vendor	Andrews Technology	Cincinnati Time of Maine
Software 250 employees/month	\$767.50	\$806.50
For 12 months	\$9,210.00	\$9,678.00
Implementation	\$5,975.00	\$2,615.00
Software subtotal	\$15,185.00	\$12,293.00
Hardware as Quoted	\$15,145.00	\$4,070.00
Yearly Maintenance	\$4,670.00	\$1,548.00
Hardware Subtotal	\$19,815.00	\$5,618.00
Total	\$35,000.00	\$17,911.00
Monthly Operating costs		
- software	\$767.50	\$806.50
- maintenance	\$389.17	\$129.00
Total per month	\$1,156.67	\$935.50
For 12 months	\$13,880.00	\$11,226.00

Calculations

Vendor	Andrews Technology	Cincinnati Time of Maine
Per Employee Per Month	2.75	2.95
Per Supervisor per month	4	included
Hosting/Other monthly fees	included	69
250 employees/20 supervisors	\$767.50	\$806.50

Option 2 Local Hosting
Cost Break Down Restated at 250 employees

Vendor	Andrews Technology	Cincinnati Time of Maine
Software for 250 employees	\$9,600.00	\$14,100.00
Implementation	\$7,975.00	\$2,495.00
Software subtotal	\$17,575.00	\$16,595.00
Hardware as quoted	\$15,945.00	\$8,030.00
Maintenance	\$4,670.00	\$5,740.00
Hardware Subtotal	\$20,615.00	\$13,770.00
Total	\$38,190.00	\$30,365.00
On-going yearly costs	\$4,670.00	\$5,740.00
- maintenance		

Note: Additional requirements to run all features would cost over \$60,000 per year.

9.d.

Special Events Application

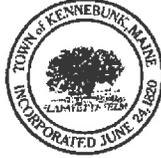
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Numbered Events	Name of Event	Date of Event	Location Area Beach Downtown WK	Start time	Finish time	Overall Time
1	Annual Atlantic Plunge to Benefit Caring Unlimited	1/1/15	Beach Road	11:00am	11:30am	9:00am-11:30am
2	Kennebunk Winterfest	2/6/2015, 2/7/2015	TOWN Waterhouse, Auditorium	Varied 2 Day Event		
3	One Billion Rising	2/14/15	Downtown Road	12:00pm	1:00pm	11:00am-1:00pm
4	Chillfest	Sat or Sun throughout March & April	Beach Road	8:00am	5:00pm	7:00am-5:00pm
5	I Love You Show	3/7/15	Auditorium Road	10:00am	3:00pm	10:00am-3:00pm
6	Race to Educate	4/12/15	Downtown/Waterhouse Road	8:30am	3:00pm	7:00am-3:00pm
7	Wellness Fair	4/18/15	TOWN Waterhouse	10:00am	2:00pm	
8	Community Yard Sale	4/19/15	TOWN Waterhouse	9:00am	2:00pm	7:00am-3:00pm
9	ASPCA'S National Help A Horse Day Parade	4/26/15	West Kennebunk Road	11:30am	12:00pm	9:00am-12:00pm
10	Annual Run/Walk for Homelessness & Hunger	5/2/15	Roads Around Beach Area Road	9:00am	11:00am	7:00am-11:00am
11	May Day Festival	5/2/15	TOWN Downtown, Waterhouse	8:00am	5:00pm	6:00am-5:00pm
12	River Tree Arts Dance Recital	5/9/15	Auditorium	2:00pm	6:00pm	8:00am-6:00pm
13	Maine Coast Marathon	5/10/15	Downtown (Fletcher St to Western Ave) Road	7:30am	9:45am	4:30am-9:45am
14	Family Fun Day Bouncapalooza	5/22/15	TOWN Waterhouse	4:00pm	7:00pm	1:00pm-9:00pm
15	Annual Kennebunk Beach Classic Road Race	6/7/15	Roads Around Beach Area Road	9:30am	11:00am	7:30am-11:00am
16	Spirit of Maine	6/11/15	Lower Village Western Ave Road	7:00pm	11:00pm	2:00pm-11:00pm
17	Grand Tapas Party	6/13/15	Pilot House Boatyard	12:00pm	4:00pm	8:00am-4:00pm
18	Kennebunks Tour de Cure	6/14/15	Throughout Kennebunk & Beach Road	7:00am	3:00pm	5:00pm-8:00pm
19	Special Surfer Night	6/16/2015, 7/21/2015, 8/18/2015	Beach	4:00pm	8:00pm	2:00pm-8:00pm
20	Old Home Week Festival	6/27/15	TOWN Downtown, Waterhouse	8:00am	3:00pm	7:00am-3:00pm
21	Annual Library Race	7/10/15	TOWN Downtown	6:00pm	8:00pm	3:00pm-8:00pm
22	Village Art Walk	One Thursday a Month June - December	Lower Village	5:00pm	8:00pm	5:00pm-8:00pm
23	KBIA 5K "A Day At The Beach"	7/12/15	Roads Around Beach Area Road	8:30am	2:00pm	7:00am-2:00pm
24	Nicole's 5k Run/Walk	7/18/15	Roads Around Beach Area Road	8:30am	10:00am	6:00am-10:00am
25	Aptalis CF: Cycle for Life	7/18/15, 7/19/15	Roads Around Beach Area Road	9:00am	2:00pm	9:00am-2:00pm
26	25th Anniversary Celebration of the Senior Center at Lower Village	7/30/15	TOWN Waterhouse	4:00pm	8:00pm	4:00pm-8:00pm
27	Tommy McNamara Charitable Wiffleball Tournament	7/31/15, 8/1/2015	Lower Village	8:00am	6:56pm	8:00am-6:45pm
28	West Kennebunk Fun Day	8/1/15	TOWN West Kennebunk	9:00am	2:00pm	6:00am-2:00pm
29	Bike MS Great Maine Getaway	8/8/2015, 8/9/2015	Roads Throughout Kennebunk Road	8:00am	10:00am	8:00am-10:00am
30	Norman Rockwell Small Town America	8/15/2015, 8/16/2015	Auditorium	9:00am	6:00pm	9:00am-6:00pm
31	Waterhouse Youth Endowment Rick Charette Concert	9/10/15	TOWN Waterhouse	6:00pm	8:30pm	3:00pm-8:30pm
32	Strut Your Mutt	9/13/15	Beach Road	9:00am	1:00pm	7:00am-1:00pm
33	Bike Maine	9/18/15, 9/19/15	Waterhouse, Parson's Field, Teen Center, Local Roads	Varied 2 Day Event		
34	Middle School Superwalk	9/25/15	TOWN West Kennebunk, Eastern Trails	9:00am	11:30am	7:30am-11:30am
35	KHS Homecoming Parade	10/3/15	TOWN Downtown	2:00pm	2:40pm	1:00pm-2:40pm
36	Harvestfest	10/10/15	TOWN Downtown, Waterhouse	8:00am	3:00pm	7:00am-3:00pm
37	Rocktoberfest	10/17/15	The New School	12:00pm	5:00pm	10:00am-5:00pm
38	Christmas Tree Lighting	11/28/15	TOWN Downtown, Waterhouse	4:30pm	6:00pm	3:00pm-6:00pm
39	Prelude	12/4/2015, 12/5/2015, 12/6/2015	TOWN Lower Village	Varied 3 Day Event		
40	Prelude Family Skating Party & Christmas Market	12/10/15	TOWN Waterhouse	6:00pm	9:00pm	5:00pm-9:00pm
41	Seaside Santa Dash	12/12/15	Roads Around Beach Area Road	10:00am	12:00pm	6:00am-12:00pm
42	Carols on Ice	12/20/15	TOWN Waterhouse	2:00pm	4:00pm	1:00pm-4:00pm
43	New Years Eve Kennebunk	12/31/15	TOWN Waterhouse	6:00pm	12:30am	5:00pm-12:30am

Special Events Application

Numbered Events	Est. # Participants	Estimated Attendance	Name of Organization Sponsoring	Local /Out of Town Organization	Non-profit	Type of Event Festival/Fair Race/Walk/Bike/Concert/Parade	General Services Provided	General Services Provided	General Services Provided	General Services Provided
							DPW	Parks	FIRE	Police
1	75-100	150-200	Caring Unlimited	Out of Town	Yes	Polar Plunge	Yes	No	Yes	Yes
2	12	100-150	Town	Local	Yes	Festival	No	No	No	No
3	20-30	20-30	Animal Welfare Society	Local	Yes	March	No	No	No	No
4	54	70	Aquaholics Surf Shop	Local	No	Surf Contest	No	No	No	No
5	50	300	Friends of Cocoons	Local	Yes	Show	No	No	No	No
6	600	800	Cocoons Day School	Local	No	Race	Yes	No	No	Yes
7	Varied	Varied	Town	Local	Yes	Fair	?	No	No	No
8	Varied	Varied	Town	Local	Yes	Yard Sale	?	No	No	No
9	50	150	Ever After Mustang Rescue, Training & Education Center	Out of Town	Yes	Parade	No	No	No	Yes
10	200	300	York County Shelter Programs	Out of Town	Yes	Race	Yes	No	No	Yes
11	150+	1000+	Town	Local	Yes	Festival	Yes	Yes	No	Yes
12	25	100	River Tree Arts	Local	Yes	Recital	No	No	No	No
13	900-1,000	Varied	Giddy Up Productions, LLC	Out of Town	No	Race	No	No	No	Yes
14	300	300+	Town/RSU21 PTO	Local	Yes	Fair	No	Yes	No	No
15	300	450	Senior Center at Lower Village	Local	Yes	Race	Yes	No	Yes	Yes
16	50	450	Kennebunkport Resort Collection	Local	No	Food & Wine Tasting	No	No	No	No
17	150	700	Maine Media Collective	Out of Town	No	Food & Wine Tasting	No	No	No	No
18	900	1200	American Diabetes Association	Out of Town	Yes	Ride	Yes	No	No	Yes
19	100 + -	300 + -	Aquaholics Special Surfers	Local	Yes	Free Surf	No	No	No	No
20	100-200	1000 +	Town	Local	Yes	Festival	Yes	Yes	No	Yes
21	500	550	Kennebunk Free Library	Local	Yes	Race	Yes	No	Yes	Yes
22	13 art galleries	Varied	KKA Chamber of Commerce	Local	Yes	Walking Tour	No	No	No	No
23	400	400	KBIA	Local	Yes	Race	Yes	No	No	Yes
24	350	330	Caring Unlimited	Out of Town	Yes	Race	No	No	No	Yes
25	200	200	Cystic Fibrosis Foundation	Out of Town	Yes	Ride	No	No	No	No
26	50	250	Senior Center at Lower Village	Local	Yes	Concert	No	Yes	No	Yes
27	150	225	Tommy McNamara Charitable Foundation	Out of Town	Yes	Wiffleball Tournament	No	No	No	No
28	75	250	Town	Local	Yes	Fun Day	No	No	No	Yes
29	423	N/A	National MS Society - Greater New England Chapter	Out of Town	Yes	Ride	No	No	Yes	Yes
30	300	300	Animal Welfare Society	Local	Yes	Gallery	No	No	No	No
31	5	250-300	Town	Local	Yes	Concert	Yes	Yes	No	No
32	250	250	Animal Welfare Society	Local	Yes	Walk	No	No	No	Yes
33	400	500-600	Bike Maine	Out of Town	Yes	Ride	Yes	Yes	Yes	Yes
34	550	N/A	MSK/ Parent Teacher Group	Local	Yes	Walk	No	No	No	No
35	300	300	Kennebunk High School	Local	Yes	Parade	No	No	No	Yes
36	50-75	500	Town	Local	Yes	Festival	Yes	Yes	No	Yes
37	25-30	50-100	The New School	Local	Yes	Concert	No	No	No	No
38	50	500+	Town	Local	Yes	Tree Lighting	Yes	No	Yes	Yes
39	Varied	Varied	Kennebunkport Business Association	Out of Town	Yes	Tree Lighting, Caroling,	No	No	No	Yes
40	30	300	KKA Chamber of Commerce & Town	Local	Yes	Skating Party & Market	No	No	No	No
41	300	350-400	Jackalope Sports, LLC	Local	No	Race	No	No	No	Yes
42	40	200	Town	Local	Yes	Skating Party & Expo	Yes	No	No	No
43	15	100 +-	First Parish UU Church, Brick Store Museum, Town	Local	Yes	Ball Drop	No	No	No	No

Town of Kennebunk, Maine



Special Event Application

Persons requesting to hold a Special Event in the Town of Kennebunk must complete and submit a "Special Event Application" and submit the application to the Parks and Recreation Department preferably at least sixty (60) days prior to the requested event date. The Town requires a minimum of ten (10) business days to process the application.

For purposes of this application, a "Special Event" shall be defined to mean: Any activity which occurs upon public or private property that will affect the standard and ordinary use of Town-owned property, public streets, rights-of-way or sidewalks, and/or which requires additional levels of town services. This includes, but is not limited to, fairs, festivals, carnivals, sporting events, foot races/walks, bike-a-thons, markets, parades, exhibitions, auctions, dances, and motion picture filming. Special Events do not include: regular park activities, functions held on school properties that are sponsored by the school district, or regular work being performed by Town agencies.

1) Event Information

Date of Event _____

Name of Event _____

Location of Event _____

Start Time of Set Up _____

Start Time of Event _____

Finish Time _____

Description of Event _____

Estimated # of Participants _____

Estimated Attendance _____

Mailing Address: 1 Sumner Street, Kennebunk, ME 04043

Website Address: <http://www.kennebunkmaine.us/>

E-Mail: bcostello@kennebunkmaine.us



Will food be served or sold? Yes _____ No _____ If yes what? _____

Will anything else be distributed or sold? Yes _____ No _____
If yes what? _____

What equipment, materials, displays and the like will you bring on site? _____

Will you use signs or banners? Yes _____ No _____
If yes, how many? _____ Size(s) _____
Is there a need for portable restrooms? Yes _____ No _____

2) Organization Information

Name of Organization _____

Address _____

Business Telephone _____ Fax _____

E-mail _____

Is this an annual event? _____ If so, how many years has it been run? _____

Are you a non-profit organization? Yes _____ No _____

Do you have a 501(c)(3)? Yes _____ No _____

501(c)(3) Number _____

3) Contact Person/Event Coordinator

Name _____

Address _____

Telephone _____ Cellular _____

E-mail _____

Relation to above
organization _____

4) Type of Event

Festival / Fair

Race / Walk / Bike Ride

Concert

Parade / March

Other-please clarify _____

If held in the past, is this event changing this year? Yes _____ No _____

If so, how? _____

Will there be entertainment? Yes _____ No _____ If yes, please list location, times, who, live and the like:

5) General Service Questions

5.A Department of Public Works

Is the use of barricades necessary/requested for this event? Yes ____ No ____

If yes, number needed _____

Will it be necessary to cover street and/or parking signs or post No Parking signs for this event? Yes _____ No _____ If yes, please note on diagram to be attached or shown on the reverse side of this page.

What is your plan for cleanup and debris disposal for this event?

Is any other Public Works assistance anticipated? Yes _____ No _____

If yes, please describe _____

5.B Parks and Recreation Department

Will this event take place in a Town park or on Town property? Yes ____ No ____

If yes, where? _____. Who have you spoken with in the Recreation Department? _____

Is the Use of the Town of Kennebunk Parks and Fields Request Form signed and enclosed? Yes _____ No _____

Is any Parks and Recreation assistance needed? Yes _____ No _____

5.C Fire Department / Rescue

Will the Fire Department/Rescue have access to all sites at all times in the event of an emergency? Yes _____ No _____

Will you have First Aid or medical staff present? Yes _____ No _____

If so, who and qualifications _____

Will there be any use of fire such as a bonfire? Yes _____ No _____

If yes, the applicant must obtain a fire permit from the Fire Department and attach a copy of the permit to this application.

5.D Police Department

Is there a need for traffic control for this event? Yes _____ No _____

Is there a need for crowd control for this event? Yes _____ No _____

If you answered yes to any of the above questions from 5D (Police Dept), you must contact the Police Dept at 985-6121 prior to filling out the required attached Police Scheduling Detail.

6) Site Plan Sketch of Special Event (Completed by Event Coordinator)

Please provide the following information, if applicable: (attach a separate map if necessary)

- General Map of Vendor Locations
- Street Closures/Parking Information Locations
- Location of Event Coordinator’s Booth
- Location of Garbage Can
- Location of Water/Electricity Source
- Location of Loudspeakers/Rest Facilities
- Location of Tents/Stages/Grandstands

7) Indemnification and Release Provisions: Applicant must provide a Certificate of Liability Insurance with the minimum amount insurance being one million dollars (\$1,000,000.00). The following wording must be put in under DESCRIPTON OF OPERATIONS: *The Town of Kennebunk is an additional insured as respects to (name of event) being held on (date(s) of event) being held by (name of insured)*

In consideration for being permitted to use any Town of Kennebunk facility(ies) and/or rights-of-way, the applicant agrees to defend, indemnify and hold harmless the Town, its officers, employees, and insurers, from and against all liability, claims, and demands, which are incurred, made, or brought by any person or entity on account of damage, loss, or injury, including without limitation claims arising from property loss or damage, bodily injury, personal injury, sickness, disease, death, or any other loss of any kind whatsoever, which arise out of or are in any manner connected with the use of the Town facilities and/or rights-of way, whether any such liability, claims, and demands result from the act, omission, negligence, or other fault on the part of the Town, its officers, or its employees, or from any other cause whatsoever.

8) Municipal Services and Materials

The Town reserves the right to require municipal services as reasonably deemed necessary by Town staff. If Town materials/equipment, other than motorized vehicles, are needed for the event, a deposit will be required, with the deposit based on the cost of materials/equipment borrowed (up to \$250).

Applicant’s Statement of Agreement:

Everything I have stated on this agreement is correct to the best of my knowledge and I have authority on behalf of the firm or agency holding this event to commit it to the statements contained herein. This permit, if granted, is not transferable and is revocable at any time at the discretion of the Town of Kennebunk.

Applicant Signature: _____ Date: _____

Title: _____

Guidelines for events:

- Applicant shall comply with all State of Maine and Town ordinances
- Participants shall use sidewalks and crosswalks where appropriate
- Any trash generated during the event must be collected by the applicant before the end of the event
- Proper advance notifications of persons living and residing within the affected area shall occur

Town of Kennebunk, Maine
Special Event Application

Event Name: _____

Event Date: _____

Date Received: _____

Office Use Only:

Are there any other events occurring on this date? Yes _____ No _____

If yes, please list event name _____

Event start time _____ Event end time _____ # of people expected _____

Police: Is the electronic message board needed for this event? Yes _____ No _____

Public Services: Is the message board available for this event? Yes _____ No _____

If yes, Date to go up _____

Date to take down _____

Language to be used on sign:

*Special Event Permit Approval Signatures***

****This form must be completed within 5 business days from the date received and given to the Town Manager for final approval.**

Recreation Director _____ Date _____
Or designee _____

Police Chief _____ Date _____
Or designee _____

Public Works Director _____ Date _____
Or designee _____

Town Clerk _____ Date _____
Or designee _____

Code Enforcement Officer _____ Date _____
Or designee _____

Fire Chief _____ Date _____
Or designee _____

Rescue Chief _____ Date _____
Or designee _____

Town Manager _____ Date _____
Or designee _____

****This form must be completed within 5 business days from the date received and given to the Town Manager for final approval.**

**KENNEBUNK POLICE DEPARTMENT
SCHEDULING
DETAIL REQUEST/SCHEDULING/PAYROLL SHEET**

OFFICE USE ONLY
 POSTED ON BOARD
 SCHEDULED
 IN IMC

DATE: _____ IMC CALL # _____

RECEIVED BY: _____

DETAIL FOR: _____

GENERAL DUTY TRAFFIC CONTROL DUTY SECURITY DUTY

HOW MANY OFFICERS: _____ HOW MANY CRUISERS: _____

DATE(S)	DAY(S)	HOURL(S)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

LOCATION TO REPORT TO & SPECIAL INSTRUCTIONS: _____

DETAIL REQUESTED BY: _____

CONTACT PERSON: SAME OTHER: _____

TELEPHONE NUMBER FOR CONTACT PERSON: _____

BILL TO: _____

For events on any town owned property, an application must be obtained from Parks & Recreation before we can approve a request for a detail officer.
 Signed copy of Facility Request Form shown on: _____ KPD Initials _____

***TO AVOID BEING CHARGED, TOWN/SCHOOL DETAILS REQUIRE 4 HOUR CANCELATION NOTICE. ALL OTHER DETAILS REQUIRE 8 HOUR CANCELATION NOTICE.**

	Public	Private	Minimum
<input type="checkbox"/> Detail Rate	\$40.00 p/hr	\$50.00 p/hr	4 hours
<input type="checkbox"/> Detail Rate With Cruiser	\$45.00 p/hr	\$55.00 p/hr	4 hours

9.e.

9.f.



THE CHAMBER
KENNEBUNK-KENNEBUNKPORT
ARUNDEL

TO: Barry Tibbetts, Town Manager

FROM: Laura Dolce, Executive Director
Kennebunk-Kennebunkport-Arundel Chamber of Commerce

DATE: Jan. 4, 2016

RE: Town of Kennebunk / Chamber Funding Proposal

On behalf of the Chamber, I want to thank you for serving on our Board of Directors and for all of the support you have given the Chamber. Your dedication to helping with the Chamber's presence in Kennebunk is appreciated. The Board of Selectmen's and the town's continued support in the amount of \$5,000 has been most helpful.

The past year was, in many ways, a time of great growth for us. We forged a stronger partnership with the town, and have made a deeper commitment to serving on its boards and taking on a role in local issues. We look forward to continuing that involvement in the year to come. At the same time, we greeted more than 30,000 cruise ship passengers, and tens of thousands of other visitors at our Lower Village kiosk. We also created a local job fair, in partnership with the town, that benefited 43 local businesses and more than 300 job-seekers. We've created a Local Marketing Committee and are ensuring that we serve all businesses, both tourism-related and those that are not.

To do all of this, we rely upon the support of our member communities. At this time, I would like to request that the Town of Kennebunk consider another year's allocation of \$5,000 in support of the work that the Chamber does in the community.

I'd be happy to meet with you and/or the selectmen to discuss our request. Many thanks.

PO Box 740 / 16 Water Street
Kennebunk, ME 04046
207-967-0857

9.g.

PROJECTS FOR TIFs**Ranking****Downtown**

Route 1 North	H	High
Route 1 south drainage	H	
Downtown parking	H	
dev office	H	
Route 1 south-vacant sites	H	
signage/streetscape	H	
Train Station (allocated)	H	
Garden Street Credit Enhancement	H	
Kennebunk Light and Power Dams	H	
Stage 1 EPA Drainage Program	H	
Phase 3 Downtown (area of Town Hall)	M	Medium
Connecive trail system	M	
Route 1 natural gas	M	
Ross Road Infrastructure Improvements	M	
Factory Pasture Business Park	M	
Tech incubator	M	
Revolving loan	M	
marketing investments	M	
Down town wif fi	M	
Communications	L	Low
Route 1 South Sidewalks	L	
Special events	L	
gis ewb site	L	
Administration Costs (no score)	L	

Alfred Road

William Arthur Road/utilities	H	High
Dam Status	H	
Dev Office	H	
Revolving loan program	M	Medium
Emergency Training	M	
Public Safety Equipment (no score)	L	Low

Lower Village

Project		
Lower Village/Coopers Corner-Routes 35	H	High
Cooper Corner--et. al	H	
Signage Improvements	H	
Parking lots	M	Medium
Development office	M	
Revolving Loan Fund	L	Low
Special events programmin	L	
Marine supply location	L	
Prof/Admin services	L	
Visitor center (no score)	L	