



Town of Hermon

Public Safety Meeting Room

August 22, 2024

Town Council Meeting

6:30 PM

AGENDA

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom

Please see the complete video at [Town Council Meetings | Hermon \(hermonmaine.gov\)](https://www.hermonmaine.gov)

*****ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION*****

I. CALL TO ORDER BY CHAIRPERSON:

II. PLEDGE OF ALLEGIANCE:

III. ROLL CALL:

IV. PUBLIC ITEMS OR COMMENTS: (ITEMS NOT ALREADY ON THE AGENDA)

V. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, AND APPROVAL OF MINUTES:

MINUTES	-APPROVE	7/18/2024
SIGNATURES	-APPROVE	Quitclaim account # 449 M/L 025-033-000
RESOLVES	-SIGN	
WARRANTS	-SIGN	8/2/2024, 8/16/2024

VI. NEWS, PRESENTATIONS AND RECOGNITIONS:

Casella – James Dunning, Market Area Manager for Casella

VII. PUBLIC HEARINGS:

VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:



A. OLD BUSINESS:

O23-24-06 Consider amendment to the FY 24-25 Council schedule

O24-25-02 Review and sign warrant for November 5, 2024 election

B. NEW BUSINESS:

C. WORKSHOPS:

D. OTHER ITEMS: (FROM TABLE PACKAGE)

X. APPOINTMENTS:

XI. MANAGER STATUS REPORT:

XII. FINAL PUBLIC ITEMS OR COMMENT: (ITEMS NOT ALREADY ON THE AGENDA)

XIII. COUNCIL ITEMS:

XIV. EXECUTIVE SESSION:

XV. ADJOURNMENT:

Please see the complete video at [Town Council Meetings | Hermon \(hermonmaine.gov\)](https://www.hermonmaine.gov)

Explanatory note #1: All items in the CONSENT CALENDAR are considered routine and are proposed for adoption by the Town Council with one motion without DISCUSSION or deliberation. If DISCUSSION on any item is desired, any member of the Council or public may request the removal of an item for it to be placed in the regular agenda prior to the motion to approve the Consent Agenda.

Explanatory Note #2: In the interest of effect decision-making. At 10:00 p.m., the Chairman shall poll the Council and Town Manager to identify remaining items which shall be carried forward to the next Regular Meeting

Explanatory Note #3: A Councilor who feels the need for the Council excusing his/her absence will make the request to the Town Manager or the Town Clerk prior to the meeting.



Town of Hermon

Public Safety Meeting Room

July 18, 2024

Town Council Meeting

6:30 PM

MINUTES

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom

Please see the complete video at [Town Council Meetings | Hermon \(hermonmaine.gov\)](http://Town Council Meetings | Hermon (hermonmaine.gov))

*****ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION*****

Clerk to Elect Council Chairperson

Councilor Murphy nominated John Snyder III to serve as Chairperson. There were no other nominations for Chairperson. A show of hands vote resulted in 6 votes for John Snyder III. John Snyder III accepted the Chair seat for FY 24-25.

Clerk to Elect Council Vice-Chairperson

Councilor Snyder nominated Ronald Murphy to serve as Vice Chairperson. There were no other nominations for Vice Chairperson. A show of hands vote resulted in 6 votes for Ronald Murphy. Ronald Murphy accepted the Vice Chair seat for FY 24-25.

I. CALL TO ORDER BY CHAIRPERSON:

II. PLEDGE OF ALLEGIANCE:

Chair Snyder led those in attendance in the Pledge of Allegiance

III. ROLL CALL:

Members Present: Joshua Berry, Richard Cyr, Christopher Gray, Terry Hamm-Morris, Ronald Murphy and John Snyder III

Members Absent: Derek Wood - Excused

Others Present: Town Manager Stephen Fields, Town Clerk Kristen Cushman and 8 residents/guests

IV. PUBLIC ITEMS OR COMMENTS: (ITEMS NOT ALREADY ON THE AGENDA)

No public comments.



V. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, AND APPROVAL OF MINUTES:

MINUTES	-APPROVE	6/27/2024
SIGNATURES	-APPROVE	
RESOLVES	-SIGN	
WARRANTS	-SIGN	7/5/2024, 7/19/2024

Councilor Murphy moved to approve the Consent Calendar as presented. Councilor Gray seconded the motion. Motion passes 6-0.

VI. NEWS, PRESENTATIONS AND RECOGNITIONS:

VII. PUBLIC HEARINGS:

VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

O23-24-06 Consider amendments to the FY 24-25 Council schedule

Councilor Murphy moved to approve O23-24-01 with amendments. Councilor Cyr seconded the motion. The motion was accepted unless doubted. Motion passes.

O24-25-01 Consider approving a 180-day extension to Solar Moratorium

Councilor Cyr moved to approve O24-25-01. Councilor Murphy seconded the motion. The motion was accepted. Motion passes 6-0.

B. NEW BUSINESS:

C. WORKSHOPS:

- **Cable Franchise Agreement – Stephen Fields**

D. OTHER ITEMS: (FROM TABLE PACKAGE)

Councilor Cyr to waive the council rules and accept the table packet. Councilor Murphy seconded the motion. The motion was accepted unless doubted. Motion passes.



FR24-25-01 Consider authorizing the Town Manager to sign the new contract with Casella Waste for FY 2025-2029

Councilor Murphy to waive council rules and accept the table packet to consider voting on FR24-25-01. Councilor Cyr seconded the motion. The motion was accepted unless doubted. Motion passes.

R24-25-01 Consider approving the Special Event/Concourse Gathering Application for the Hermon Summer Sizzler

Councilor Murphy to waive council rules and accept the table packet to consider voting on R24-25-01. Councilor Cyr seconded the motion. The motion was accepted unless doubted. Motion passes.

X. APPOINTMENTS:

XI. MANAGER STATUS REPORT:

Welcome to Councilors Berry and Hamm-Morris. Thank you to all the Councilors, including former Councilors Steven Thomas and Danielle Haggerty for the support and opportunity to serve this community. I look forward to working with you and the citizens to continue the vision and leadership direction for Hermon.

Most of the town office remodeling project for permanent access control features is being completed this week by DP Porter Contractors Inc, (CEM). The remainder of the project will be completed in few weeks when material is available. Thank you to the office staff and citizens for the patience to work through this process.

The Hermon Connection continues to provide excellent information of events and news for the citizens. Hermon Recreation is excited to announce that the Summer Sizzler is returning for another year on Saturday, August 17, 2024, at the Patricia A. Duran School, starting at 8:30am.

The Town staff has been very welcoming and providing knowledge for my transition and I would like to thank the entire staff publicly, Thank you for your support in my transition to your team.

XII. FINAL PUBLIC ITEMS OR COMMENT: (ITEMS NOT ALREADY ON THE AGENDA)

No public comments.

XIII. COUNCIL ITEMS:

All councilors welcomed Joshua Berry and Terry Hamm-Morris to the council and Steven Fields as Town Manager.



XIV. EXECUTIVE SESSION:

Councilor Murphy moved to enter Executive Session to discuss a legal matter involving council procedures pursuant to 1 M.S.R.A. 405 (6)(D). Councilor Cyr seconded the motion. The motion was accepted. Motion passes 6-0.

The motion carries. Executive Session started at 7:10 p.m.

Executive Session ended at 7:25 p.m and resume regular meeting.

Consider entering Executive Session to discuss labor negotiations per 1 M.S.R.A. § 405(6)(D)

A. OTHER ITEMS: (FROM TABLE PACKAGE)

Councilor Murphy to waive the council rules and accept the table packet. Councilor Cyr seconded the motion. The motion was accepted unless doubted. Motion passes.

FR24-25-02 Consider acting on accepting or rejecting the Hermon Professional Firefighters Local 5458 proposed labor contract

Councilor Murphy to waive council rules and accept the table packet to consider voting on FR24-25-02. Councilor Gray seconded the motion. The motion was accepted. Motion passes 6-0.

XV. ADJOURNMENT:

Councilor Murphy moved to adjourn the meeting at 7:26 PM. Councilor Cyr seconded. With no objection the meeting was adjourned at 7:26 PM.

Respectfully Submitted,

**Kristen Cushman
Town Clerk**

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MUNICIPAL QUITCLAIM DEED WITHOUT COVENANTS

The **TOWN OF HERMON**, a Municipal corporation located in Penobscot County, Maine, in consideration of taxes and costs due, releases to **Ricigliano, Ian J** with the address of **582 Blackstream Road** Penobscot County, Maine, the real estate located in Hermon, Penobscot County, State of Maine, described as follows:

Designated as **Map/Lot 025-033-000 Account 449** on the Tax Maps of the Town of Hermon prepared by the Hermon Assessor's Office dated January 2018 on file at the Town of Hermon municipal office.

The purpose of this Deed is to release any interest the Grantor may have by virtue of undischarged tax liens filed in the name of to **Ricigliano, Ian J** at the Penobscot Registry as:

	Year	Book	Page
Lien:	2021	16591	311

EXCEPTING AND RESERVING all interests of the Municipality of Hermon in and to the above-described premises arising by virtue of undischarged tax liens for tax years subsequent to Tax Year **2021**.

The said Inhabitants of the Municipality of Hermon have caused this instrument to be signed in its corporate name by Chair John Snyder III, Vice-Chair Ronald Murphy, Richard Cyr, Derek Wood, Christopher Gray, Josh Berry, Terry Hamm-Morris its Municipal Officers duly authorized, this **22nd day of August 2024**.

John Snyder III, Chair

Derek Wood

Ronald Murphy, Vice-Chair

Josh Berry

Richard Cyr

Christopher Gray

Terry Hamm-Morris

ACKNOWLEDGMENT

State of Maine
Penobscot County, ss.

Then personally appeared before me the above named in their capacity as Chair John Snyder III, Vice-Chair Ronald Murphy, Richard Cyr, Derek Wood, Christopher Gray, Josh Berry, Terry Hamm-Morris, its Municipal Officers for the Town of Hermon, Maine and acknowledged the foregoing to be their free act and deed in their said capacity and the free act and deed of the Town of Hermon.

Dated: August 22nd, 2024 Before me, _____
Notary Public



O23-24-06

Council Meeting Schedule

FY 24-25 July 1, 2024 – June 30, 2025 at 6:30pm

July 18, 2024

August 22, 2024

September 12, 2024

October 10, 2024

November 7, 2024

December 5, 2024

January 16, 2025 (CIP SUBMISSION)

February 13, 2025 (CIP APPROVAL and FY 25 BUDGET SUBMITTED)

March 13, 2025 (FY25 SCHOOL BUDGET SUBMITTED)

April 10, 2025

May 8, 2025

June 12, 2025 (ANNUAL TOWN MEETING)

June 26, 2025

John Snyder III

Ronald Murphy

Joshua Berry

Richard Cyr

Christopher Gray

Terry Hamm-Morris

Derek Wood

August 22, 2024

Attest Original: _____

Motion _____	Yeas _____	
Second _____	Nays _____	Date _____



O24-25-02

**2024 WARRANT
SECRET BALLOT ELECTION
TOWN OF HERMON**

November 5, 2024

To: Keely Gonyea, a Resident of the Town of Hermon, Penobscot County and State of Maine,

Greeting: In the name of the State of Maine you are hereby requested to notify and warn the inhabitants of the Town of Hermon, in said County of Penobscot, qualified by law to vote in said Town affairs, to meet at the Patricia A Duran School (Hermon Elementary School) on November 5, 2024 at 6:45 AM then and there to act upon Article 1 and by secret ballot on Articles 2 through 6 as set out below, the polling hours therefor to be from 7:00 AM to 8:00 PM, said articles being the following:

Note: The Election of Moderator by written ballot will be at 6:45 AM and voting will be from 7:00 AM to 8:00 PM on November 5, 2024

ARTICLE 1. To elect a moderator by written ballot to preside at said meeting.

ARTICLE 2. Shall the municipality approve an amendment to Article VI of the Articles Summary of the Charter of the Town of Hermon, as set forth below?

Articles Summary

Article VI

School Committee. A Department of Education is created with seven School Committee members, five elected at large from Hermon, being responsible for the care and management of the public schools of the town, and two from S.A.D. #23 RSU 87 empowered to vote on Hermon High School ~~Secondary Education~~ matters.

SUMMARY: This amendment replaces “S.A.D. #23” with RSU 87 and replaces “Secondary Education” with “Hermon High School”.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

NOTE: New text is underlined; deleted text is ~~struck-out~~.

ARTICLE 3. Shall the municipality approve an amendment to Section 4.01 of Article IV of the Charter of the Town of Hermon, as set forth below?

ARTICLE IV - TOWN MANAGER

Sec. 4.01 – APPOINTMENT; QUALIFICATION

The Town Council shall appoint a Town Manager for any length it desires ~~an indefinite term~~ and fix his/her compensation. The manager shall be appointed on the basis of his/her executive and administrative qualifications. He/she need not be a resident of the Town or State at the time of his/her appointment but may reside outside the Town while in office only with the approval of the Council.

SUMMARY: This amendment seeks to make this charter provision consistent with State Law which permits a municipality to contract with a Town Manager for a term of any length it desires.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

NOTE: New text is underlined; deleted text is ~~struck-out~~.

ARTICLE 4. Shall the municipality approve an amendment to Section 6.01 of Article VI of the Charter of the Town of Hermon, as set forth below?

ARTICLE VI – SCHOOL COMMITTEE

Sec. 6.01 – NUMBER, ELECTION, AND TERM

The School Committee shall consist of five (5) members, each of whom shall be nominated and elected by the registered voters of the entire Town to administer and provide oversight for the School Department.

Each member shall be elected for a term of three (3) years and shall serve until his/her successor is elected and qualified. After serving three full consecutive terms as a School Committeeperson, an individual must wait one year before serving on the Committee again.

In addition to the five (5) members above, there shall also be two (2) members of the School Committee to be appointed by the directors of RSU 87 ~~R.S.U. #87~~ for as long as high school ~~secondary school~~ tuition students from RSU 87 ~~#87 d/a/ SAD #23~~ are contracting with the Town of Hermon ~~comprise and comprise~~ no less than 25% of the high school secondary education student population at Hermon High School. The School Committee shall have all the powers and duties prescribed for school committees by the general laws of the State of Maine, except as otherwise provided by the Charter as follows:

- (a.) A specific agenda item shall be provided at all regular meetings to allow public input.
- (b.) The School Committee shall provide for keeping a verbatim record of its proceedings to be retained and disposed of in accordance with State Law.
- (c.) The contract between the School Department and RSU 87 shall be for a period of three (3) years.
- (d.) The School Committee members appointed by RSU 87 shall only be authorized to vote on non-financial, Hermon High School matters.

SUMMARY: This amendment:

1. Replaces “S.A.D. #23” with “RSU 87”;
2. Replaces “secondary school” and “secondary education” “high school”;
3. Corrects the spelling of the word “comprise”;
4. Specifies that the length of any contract between RSU 87 and the Hermon School Department must be for a three (3) year period; and
5. Clarifies that members appointed by RSU 87 to the Hermon School Committee are limited to voting on non-financial, Hermon High School matters only.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

NOTE: New text is underlined; deleted text is ~~struck-out~~.

ARTICLE 5. Shall the municipality approve an amendment to Section 6.08 of Article VI of the Charter of the Town of Hermon, as set forth below?

ARTICLE VI – SCHOOL COMMITTEE

Sec. 6.08 – BUDGET

The School Committee shall submit and present its proposed annual budget to the Town ~~Manager~~ Council at a time to be determined by the Town Council pursuant to Section 8.02 of this Charter. ~~no less than thirty (30) days prior to the Annual Town Meeting or Special Town Meeting called for adoption of the school budget along with explanation of any pending items.~~

SUMMARY: This amendment seeks to clarify the format of the budget presented by the School Department to the Town Council.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

NOTE: New text is underlined; deleted text is ~~struck-out~~.

ARTICLE 6. Shall the municipality approve an amendment to Section 8.02 of Article VIII of the Charter of the Town of Hermon, as set forth below?

ARTICLE VIII – BUDGET

Sec. 8.02 - PREPARATION AND SUBMISSION OF THE BUDGET

The Town Manager, at a time to be determined by the Town Council, shall submit to the Council a budget and an explanatory budget message. The budget authority of the Town Council shall include amending or approving the budget proposed by the Town Manager and determining the total appropriations made to various municipal offices, departments or agencies. The school budget will be presented to the Town Council, which shall determine the total amount of school budget to be presented for school budget validation vote, pursuant to 20-A M.R.S.A. Section ~~2308(2)~~ 2307(2) and the Town Council will forward the School Committee's recommendation to the voters in accordance with State law.

SUMMARY: This amendment seeks to correct the statutory reference.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

NOTE: New text is underlined; deleted text is ~~struck-out~~.

ARTICLE 7. Shall the municipality approve an amendment to the Charter of the Town of Hermon that removes all references to S.A.D. 23, wherever used, and replaces the reference with RSU 87?

SUMMARY: This amendment seeks to correct the references to the RSU School System.

TOWN COUNCIL RECOMMENDATION: The Town Council recommends approval.

SIGNED THIS 22nd day of August 2024, BY THE MUNICIPAL OFFICERS:

John Snyder III

Ronald Murphy

Joshua Berry

Richard Cyr

Christopher Gray

Terry Hamm-Morris

Derek Wood

August 22, 2024

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____