

Date 7/5/2007

Regular Meeting Boothbay Harbor Sewer District

PRESENT:

Alden Jordan  
Paul Jarkiewicz  
Robert Muller  
Chris Higgins  
Harry Kelly  
Clayton Pottle

OPEN MEETING: Alden Jordan opened meeting at 6:00 PM.

REVIEW MINUTES of 6/20/07: After review of the minutes of 6/20/07, Paul Jarkiewicz made motion to accept minutes as presented. Robert Muller seconded the motion. Vote to accept was unanimous.

EXECUTE WARRANT #1091. After review of warrant 1091 Robert Muller made a motion to accept as presented. Paul Jarkiewicz seconded the motion. Vote to execute warrant 1091 was unanimous.

HARRY KELLY-DORA HIGHLANDS: Harry Kelly was here to discuss the June 22, 2007 letter from the District regarding Phase 1 of the Dora Highlands Project. Clayton Pottle was also here on Harry Kelly's behalf. Harry outlined future progress for phase 1. Harry also asked the Board for consideration on reduced impact fees. During the discussion, Paul Jarkiewicz said he would abstain from any vote that would be considered due to his prior involvement with the Project. Chris reminded the Board that any change in impact fees would require a modification of the existing contract with Dora Highlands. Chris also reminded the Board that they need to consider the downstream impact of the Dora Highlands flow. Alden Jordan asked Mr. Kelly if he had included the cost of the impact fee in the lot price. Mr. Kelly said he did not. It was an oversight on his part. Mr. Pottle said the Board should consider the fact that the District is receiving infrastructure and revenue at no cost. Chris indicated that the District will receive the infrastructure; however, capacity at the plant will be consumed by the development. If Mr. Kelly chose to put in sewer he could have made the lots larger and provided onsite systems. Because sewer is present, the density of the development was able to increase, thus increasing Mr. Kelly's profits in later

*Paul Jarkiewicz*  
*Alden Jordan*

phases. Alden Jordan added that somebody has to pay the impact fee, either Kelly includes it in the selling price or the buyer has to pay for it at the time of connection thru the permit process. Robert Muller recommended that the impact fee remained \$2,000.00 per lot. Alden Jordan agreed, however Alden recommended to access the impact fee at the time of connection of each property in lieu of Mr. Kelly paying upfront cost of \$28,000.00. Mr. Kelly was agreeable to that. Based on that discussion, Alden Jordan made motion to amend the existing contract to allow the payment of the impact fee at the time of property connection. Robert Muller seconded the motion. Vote was unanimous 2-0 with Paul Jarkiewicz abstaining. Chris also reminded Harry Kelly that the administrative fee was due. Mr. Kelly said that Crooker was getting Kelly a price for the sewer work for phase 1.

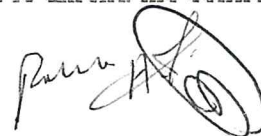
Chris also asked about the manholes on Sophia Way. Currently they are buried. Chris said that the manholes needed to be raised prior to houses being connected. Mr. Kelly said he would coordinate with Crooker to get them raised. After the manholes are assessable, then the pipe will be video inspected. Mr. Kelly thanked the Board for their time. Chris will send an amendment to the contract to Mr. Kelly for execution.

LATE LETTER REVIEW: Robert Muller reviewed and executed the late letters.

2007 6 MONTH BUDGET REVIEW: The 2007 Budget ending June 30, 2007 was reviewed. Two lines are over budget. The engineering and legal lines are over. The legal fee line will be reimbursed by the developer fees. The engineering fees were realized due to accountant recommendations.

ODOR COMPLAINT-HEALY SIGNAL POINT: Ms. Healy called 6/26/07 complaining about odor. This is the first complaint of the year. Mr. Healy arrived on the 20<sup>th</sup>. On the day of the complaint, the District personal was dewatering sludge. The weather conditions were sunny and wind blowing from the south, away from the condos. It was noted that the skylight windows were open all day of the complaint. Chris responded to Mr. Healy via emails. ( See Signal Point file).

OLD BUSINESS: The Board reviewed the emails regarding the golf course development. Chris recommended that the contract with JJR be modified to allow the use of escrow in lieu of a performance bond. Chris recommended that an escrow of \$3,000.00 be set aside for 1 year after acceptance by the District. The Board of Trustees agreed. Alden Jordan made motion to amend the contract



to allow for the escrow. Robert Muller seconded the motion. Vote was unanimous 3-0 in favor. Chris will send the amendment to JJR for execution.


NEW BUSINESS: None

CORRESPONDANCE: Chris handed out the letter from MMEHT regarding a new insurance plan. (See attached). The Board will review the plan and discuss at a later date.

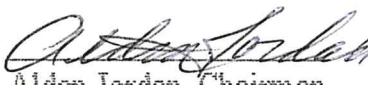
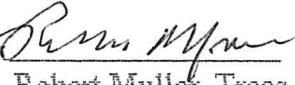

The Board reviewed the letter to Diane Ward (Kenniston Hill Inn) requesting payment of the impact fee for the connection.

PUBLIC COMMENT: None

ADJOURN MEETING: Robert Muller made motion to adjourn meeting. Paul Jarkiewicz seconded the motion. Vote was unanimous. Meeting adjourned at 7:15 PM

  
Paul Jarkiewicz, Clerk

We, the undersigned, do hereby waive notice of the above meeting and do agree to the business transacted.

  
Alden Jordan, Chairman  
Robert Muller, Treas.  
Paul Jarkiewicz, Clerk