

Date 10/5/05

Regular Meeting Boothbay Harbor Sewer District

PRESENT:

Alden Jordan	Sharon Grant
David Gaecklein	Tom Alley
Robert Muller	Mike Jones
Chris Higgins	Ginny Savage

CALL TO ORDER: Robert Muller opened the meeting at 6:06 PM.

EXECUTE WARRANT #1047: After review of warrant 1047, Robert Muller made a motion to accept as presented. David Gaecklein seconded the motion. Vote to execute warrant 1047 was unanimous.

REVIEW MINUTES OF 9/21/05: After review of the minutes of 9/21/05 David Gaecklein made motion to accept minutes of 9/21/05 as presented. Alden Jordan seconded the motion. Vote to accept minutes were unanimous.

SUNSET TERRACE: Thomas Alley, manager of Atlas Enterprises Inc., was here to discuss the housing sub-division of Sunset Terrace A/K/A old Pines Motel. Mike Jones, President and Ginny Savage of Breakwater Design and Build, general contractors were here in support of Mr. Alley.

Mr. Alley opened discussion by addressing bonding and impact fees. Mr. Alley stated that lots may be reduced in number due to paper road issues within the subdivision. Alden Jordan made a motion to set the impact fee at \$500.00 per lot based on the final plan information submitted to the Town of Boothbay Harbor. Robert Muller seconded the motion. Vote to set impact fee at \$500.00 per lot was unanimous.

Mr. Alley further discussed tax benefit based on cost of construction of sewer and was concerned with negotiated impact fee. In general, Mr. Alley was advised to seek legal assistance on taxable donation status.

Chris Higgins handed out the legal documents that needed to be completed by Atlas Enterprises. These documents included: 1.) Letter of Intent, 2.) Payment Bond, 3.) Performance Bond, 4.) Wastewater Contract.

Mr. Alley was advised to have his counsel review the documents prior to execution.

RM

1047

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Chris Higgins will send letter to Atlas when impact fees are due. It was determined to send letter after sewer construction was completed.

Ginny Savage addressed the extra 100 feet from the drive entrance to the corner. Based on estimates from Whorff, this stretch of line cost \$29,000.00. The Board determined that the cost of the 100 feet is expensive. Alden Jordan made a motion to allow Atlas to eliminate this section of pipe from construction. Robert Muller seconded motion. Vote to eliminate the 100 feet was unanimous.

Pursuant to the amendment to the drawings, a conditional Permit to construct needs to be issued. Robert Muller made a motion to issue the Conditional Permit to construct pending addendums to the drawings and completion of the contract documents. Alden Jordan seconded the motion. Vote to issue Conditional Permit to Construct was unanimous.

Chris further explained that the following documents were needed at the end of construction, prior to gifting to the District; 1.) Certificate of Title to property, 2.) Grants of easement and title to wastewater system, and 3.) Title to Real Estate.

Chris will forward all new amended documents to Breakwater via email.

Ginny addressed inspection services and asked the District to supply an inspector in lieu of the engineer providing those services. The cost for the engineer to provide those services is over \$27,000.00. Chris advised that the District perform the inspection services for a fee of \$50.00 an hour. Alden Jordan agreed and made a motion for the District to supply inspection services for \$50.00 an hour. Robert Muller seconded the motion. Vote was unanimous to provide inspection services.

Mike Jones asked if video inspection was included as part of these services. Chris Higgins explained that the District was not capable of providing this service because the District did not have the equipment. The District recommended that Ted Berry Company do the work. They typically charge about \$1,000.00 per day. Chris informed Mike that either the District could arrange the inspection or Whorff could. Mike asked if the video inspection was included with the District fees. Alden Jordan explained that the video work was above and beyond the District fees. All were in agreement to this. Tom thanked all for time and will get back to the District prior to the next meeting. (tape of meeting on file)

3RD QUARTER BUDGET REVIEW: Financial reports for year to date 9/30/05 were handed out. Rural Development financial reports were handed out as well. Reports will be discussed at the 11/19/05 meeting.

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PUBLIC COMMENT: None

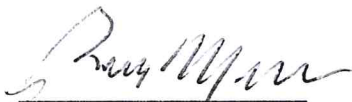
OLD BUSINESS: None

NEW BUSINESS: Reviewed sewer entrance application for Court Street Ventures Inc. d/b/a Conley's Greenhouse for a new service connection on Route 96.


CORRESPONDANCE: Reviewed the following:

1. e mail from Bill Logan-legal fees
2. Generator award letters
3. DEP inspection report

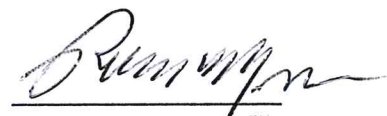
ADJOURN MEETING: Robert Muller made a motion to adjourn meeting. David Gaecklein seconded the motion. Vote to adjourn was unanimous. Meeting was adjourned at 7:45 PM.


Robert Muller, Clerk

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


Alden Jordan, Chairman


David Gaecklein, Treas.


Robert Muller, Clerk