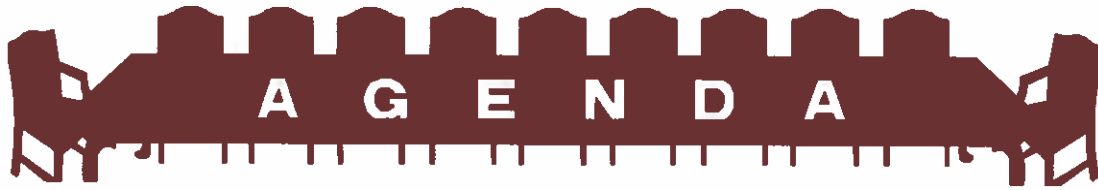


Chris Rector –Peter Lammert- Sandy Moore- Bill Hahn – Kim Matthews



SELECT BOARD MEETING

MONDAY, JULY 22, 2024

WORKSHOP TRAFFIC CALMING PRESENTATION 5:30 P.M.

REGULAR SELECT BOARD MEETING 6:00 P.M.

IN-PERSON AT 13 VALLEY STREET

LIVE STREAMING AVAILABLE BY VISITING:

https://www.townhallstreams.com/towns/thomaston_me

PLEASE SUBMIT QUESTIONS/CONCERNS TO THE TOWN MANAGER AT:

kgeorge@thomastonmaine.gov

(Please note: Members of the public are welcome to offer comments up to 3 minutes in duration during Opening and Closing Public Comments listed on the agenda. The intent is to allow a fair and adequate opportunity for the public to be heard and to provide adequate time for the Board to obtain information and opinion on subjects before it, while ensuring that the time allowed for public discussion does not interfere with the fulfillment of the scheduled agenda. Additional information may be provided to the Board in writing, either pre and/or post meeting.)

WORKSHOP 5:30 P.M.

Midcoast Council of Governments (MCOG) Planner Adi Philson Presentation on Traffic Calming

REGULAR MEETING 6:00 P.M.

- 1. CALL THE MEETING TO ORDER**
- 2. PUBLIC HEARINGS:**
- 3. OPENING PUBLIC COMMENTS**
- 4. APPROVE THE MINUTES OF: July 10, 2024**
- 5. APPROVE THE WARRANTS**
- 6. ADJUSTMENTS TO THE AGENDA**
- 7. TOWN MANAGER'S REPORT**

8. TOWN BOARDS & COMMITTEES UPDATE

9. OLD BUSINESS

10. NEW BUSINESS

- A. Spirit of America Award Presentation.
- B. Approve the renewal of the Public Art Mural Agreement between the Town of Thomaston and John Vigue.
- C. Consider for approval the request of Sidecountry Sports to host “Tree Hours of Thomaston” fundraiser on August 17th from 2-5pm at the Town Forest.
- D. Consider the appointment of Sue Christensen to the Cemetery Board of Trustees.
- E. Approve the purchase of a new sickle bar mower as recommended by Public Works Director Brandon Allen.
- F. Update on the Knox Street Project by John Fancy
- G. Update on town water testing of the St. George River and tributaries by John Fancy.
- H. Review for approval of the MCOG renewal agreement for administrative, planning, and technical services.
- I. Discuss next steps regarding the negotiation of a conservation easement at the Thomaston Green with Georges River Land Trust as approved by voters at June’s Town Meeting.
- J. Accept with regret the resignations of Joan Linscott from the Board of Assessors and Kathleen Norton from the Conservation Commission.

11. CLOSING PUBLIC COMMENT

12. ADJOURN

Upcoming Dates:

Tuesday, July 23 rd	1 pm Board of Assessors 6 pm Thomaston Green Park Ad Hoc Committee
Thursday, July 25 th	4 pm Cemetery Board of Trustees 5:30 pm Recreation Committee 7 pm OHSTT Transfer Station Board
Monday, August 12 th	6 pm Select Board Meeting

Week of July 8, 2024**Working Waterfront**

Presentation by the Gulf of Maine Research Institute representative to discuss community engagement services for resiliency planning. Discussed creating a working waterfront tax increment financing program. Harbor dredging at the Army Corps approved depth of 16 feet.

Building Technician Interviews

We interviewed 3 candidates for the Building Technician position. After receiving the interview panel's evaluations back, the position has been accepted by Dean Camber. He starts on Monday. Thank you to Rene Dorr, Bill Hahn, and Bob Snow for assisting on the interview panel.

Employee meetings with Police Officers, CEO, Planner and Assessor-Personnel**Atty Patrick Lyons and Atty Dave Pierson-Confidential****Executive Session-Personnel****Public Sector Human Resource Association Webinar**

Webinar on how to obtain certification in human resources.

Ambulance Incident

On July 5th, the Thomaston ambulance was in an accident. No patient was in the truck and our EMS personnel were not hurt. A HUGE THANK YOU the City of Rockland for providing a spare ambulance to Thomaston until ours is returned to service.

Week of July 15, 2024**MTCMA Newsletter**

Compiled quarterly newsletter for the MTCMA Communications Committee.

Employee meetings with Payroll Asst, Clerk, Assessor, Planner, Env. Dept, Economic Development Coordinator-Personnel**Jessica Berry and Rene Dorr**

Met with Jessica Berry regarding educational service initiatives. She is interested in renting the empty studio at the Academy Building for office space.

Atty Patrick Lyons and Atty Dave Pierson-Confidential**ICMA SheLeadsGov Virtual Forum**

Resilient Leadership: Powering Through in Local Government

Police Chief Interviews

Completed 4 interviews for the police chief position. The interview panel is working on completing evaluations and will return them this week.

Select Board Agenda Setting**Economic and Community Development Committee**

Discussed: Working Waterfront project, Thomaston Green Ad Hoc Committee update, Kendray Rodriguez update.

Dragon Call with Steve Holt

Call on Friday afternoon, will discuss at Monday's Select Board meeting.

Town of Thomaston
Select Board Minutes
July 10, 2024

EXECUTIVE SESSION 4 PM

Board Present: Chris Rector, Bill Hahn, Pete Lammert, Sandy Moore, Kim Matthews and Town Manager Kara George

ACTION: Bill Hahn made a motion seconded by Kim Matthews to enter executive session at 4:03 pm, pursuant to MRS Title 1, §405 (6A) to review a personnel matter. VOTE: 5-0

ACTION: Bill Hahn made a motion, seconded by Kim Matthews to exit executive session at 5:20 pm. VOTE: 5-0

ACTION: Bill Hahn made a motion, seconded by Pete Lammert to approve a vote of confidence in Town Manager Kara George. VOTE: 5-0

The meeting adjourned at 5:20 pm.

Town Manager Kara George



TOWN OF THOMASTON
13 VALLEY STREET
THOMASTON, MAINE 04861
TEL: (207) 354-6107

Public Art Mural Agreement

This Public Art Mural Agreement is made effective as of _____ day of _____, 2024 between John Vigue (Property Owner) and the Town of Thomaston (Town).

1. **Property:** The Property Owner owns the real estate situated at 193 Main Street and identified as parcel 269 on tax map 105 of the Town and is willing to make an exterior wall available for a public mural.
2. **Terms:** This Agreement shall have a term of (10) ten years from the Effective Date, unless this Agreement is terminated or extended by the parties in writing. The installed mural is the property of the Town and may be removed by either party upon thirty (30) days' written notice. Upon termination, the Wall will be restored to its prior condition at the expense of the party who initiated the termination.
3. **Maintenance and Repairs:** The Town is responsible for the maintenance and if necessary, repair of the Mural during the life of the agreement. The Town shall have the right to access the Mural and the Wall for maintenance purposes. The Town may remove the Mural, if in the sole judgement of the Town, the mural cannot be maintained.
4. **Disputes:** In the event of any dispute in any manner relating to this agreement, the parties shall submit the dispute to be resolved by binding arbitration. The arbitration award shall be final and binding on the parties in the same manner as the final judgement of a court.

Town of Thomaston, ME

Signature: _____

Printed Name: _____ Title: _____

Date: _____

Property Owner

Signature: _____ Phone: _____

Printed Name: _____ Mailing Address: _____

Date: _____

Email: _____

Town of Thomaston, Maine

Public Art Mural Agreement

This Agreement is between John Vigue (Property Owner) and the Town of Thomaston (Town).

RECITALS

1. The Property Owner owns the real estate situated at 193 Main Street and identified as parcel 269 on tax map 105 of the Town and is willing to make an exterior wall (Wall) available for a public art mural.
2. After final approval by the Town of the installed mural, it becomes the property of the Town and may be removed by either party after a period of five (5) years.

The parties agree as follows:

This agreement is in effect for at least five (5) years. After the five (5) year minimum, the agreement may be terminated by either party upon thirty (30) days written notice. Upon termination, the Wall will be restored to its prior condition at the expense of the party who initiated the termination.

The Town is responsible for the maintenance and if necessary, repair of the Mural during the life of the agreement. The Town shall have the right to access the Mural and the Wall for maintenance purposes. The Town may remove the Mural, if in the sole judgement of the Town, the mural cannot be maintained.

In the event of any dispute in any manner relating to this agreement, the parties shall submit the dispute to be resolved by binding arbitration. The arbitration award shall be final and binding on the parties in the same manner as the final judgment of a court.

Town of Thomaston, ME

Name and Title: John Vigue, Town of Thomaston

Date: _____

Property Owner

Name: John Vigue

Mailing Address: 61 Oyster River Rd

Phone: 207 354 2503

Email Address: thomgroe@yahoo.com

Date: 8/20/19

Kara George

From: Derek Veilleux <derek@sidecountrysports.com>
Sent: Friday, July 12, 2024 10:12 AM
To: Kara George
Cc: John Fancy
Subject: "Tree" Hours of Thomaston

Hi Kara,

My name is Derek Veilleux, and I work at Sidecountry Sports in Rockland. I wanted to be in touch about submitting our annual proposal to host the Tree Hours of Thomaston fundraiser at the Town Forest again this year.

The event will be similar to years past and is tentatively scheduled for August 17th from 2:00 - 5:00pm at the Booker St. trail entrance. If you would be willing to include us on the next Select Board agenda for July 22nd, I would be happy to present our request at that time. Below are the details and additional information:

Date: Aug. 17th from 2:00-5:00pm

Location: Thomaston Town Forest

Details: We will begin setup around 10:00am and should be done cleaning up by 6:00pm. The event attracts 50-75 participants and donations solicited during the event go toward maintaining the Town Forest trails. Sidecountry has the appropriate insurance to cover the event, as well as waivers required to participate. Our staff will handle all of the setup, flagging, trash cleanup and marketing for the event. The trails will be marked ahead of time to let other users know there is an event in progress and we will have trail monitors on hand to help with traffic.

Please let me know if there's anything else I can provide you with! John, hopefully we can coordinate mowing along the fenceline again if it dries up enough to be passable. Thanks as always for your support.

Best,
Derek Veilleux



New Applicant

Boards & Committees Application

Town of Thomaston, Maine

13 Valley Street Thomaston, ME 04861

Phone (207) 354-6107 Fax (207) 354-2132

Date:

7.2.2024

Name:

Susan Christensen

Street Address:

75 Wadsworth St

Mailing Address (if different):

—

Home Phone Number:

207 354 6142

Cellular Phone Number:

207 975 5464

E-mail Address:

sbcmaine@aol.com

Preferred Method of Contact:

Home phone

Committee you wish to serve on:

Cemetery

How long have you been a resident of Thomaston?

53 years

Please explain why you are interested in serving on a Board or Committee?

Care to preservation of the town cemetery

Any suggestions or comments:

Please return this form to: Town of Thomaston
13 Valley Street
Thomaston, Maine 04861

For Official Use Only	
Date Application Received:	<u>7-3-24</u>
Appointment Term:	<u>None</u>
Resignation Date:	<u> </u>
Member being replaced:	<u> </u>
<hr/>	
Town Manager Review:	<u> </u> (Initials)
Town Clerk Review:	<u>ms</u> (Initials)

7/3/24
Chair notified

Donna Culbertson

From: Brandon Allen
Sent: Tuesday, July 9, 2024 7:51 AM
To: Donna Culbertson
Subject: Select Board Agenda

Good morning. I'm going to print and give you the estimate I received for the new sickle bar mower. I already have Kara's approval but because it is \$12,000 we just want to run it by the select board.

Public Works Director, Brandon Allen is seeking approval to purchase a 7' Eterra Razor sickle bar mower attachment for the WL28 Wacker Nueson for the sum of \$12,388 funds coming from the equipment budget line. Town Manager approval.

Thank you,

Brandon Allen

**Public Works Director/
Road Commissioner
Town of Thomaston
68 Anna Belle Ln. 04861
Thomaston Maine
Office 207)354-2478 / Cell 691-1316
Fax 207)354-2132
ballen@thomastonmaine.gov**



35 Dave's Way
Hermon, ME 04401
207-848-9036
Fax: 207-848-9037

18 Blackstrap Road
West Falmouth, ME 04105
207-797-2240 • 800-423-8873
Fax: 207-878-3506

744 Clough Mill Road
Pembroke, NH 03275
603-228-3377
Fax: 603-228-3564

664 Civic Center Drive
Augusta, ME 04330
207-309-3626



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Ship To: IN STORE PICKUP

Invoice To: TOWN OF THOMASTON
13 VALLEY STREET
THOMASTON ME 04861

Branch 02 - HERMON		
Date 06/18/2024	Time 17:56:33 (O)	Page 1
Account No THOMAS021	Phone No. 2073546107	Estimate No. 000226
Ship Via	Purchase Order L28	
Tax ID No.		
Kevin Albert		Salesperson KA

EQUIPMENT ESTIMATE - NOT AN INVOICE

Description	** Q U O T E **	EXPIRY DATE: 07/18/2024	Amount
NEW ETERRA 7' RAZOR SICKLE BAR MOWER ATTACHMENT W/ STANDARD SWITCH CONTROLS FOR WACKER L28 LOADER FLOW RANGE - 15-20 GPM / MAXIMUM PRESSURE 3500 PSI CUTTING CAPACITY - 2" MATERIAL OPERATING WEIGHT - 350 LBS			12388.00

Sale Total: 12388.00

Knox Street Improvement Project

July 2024

The complete rebuild of Knox Street is estimated to cost \$3,291,890. Without the grant funds from Northern Borders this project does not have enough available funding to move ahead with the project as planned. The current funding situation is:

Project budget funds approved – not spent	\$275,097
Voter approved TIF funds	<u>\$500,000</u>
Total currently available	\$775,097
Voter approved with condition of grant funds	<u>\$1,500,000</u>
Total	\$2,275,097

A meeting was held with the engineers on July 16th to explore ways to proceed with the project without grant funding. Several cuts and use of other materials were discussed but did not yield enough savings to allow the complete project to move ahead. The best solution appears to be dividing the project into two phases and keep the current design. Phase I would construct the street from Main Street to Fluker Street exactly as designed (see Phase I plan attached). This could be done for less than \$2.2 M. It would require going back to the voters to have them rescind the requirement that the \$1.5 M be tied to receiving grant funds. If this can be done Phase I can be under construction next year.

Phase II would be enlarged to cover the area from Fluker Street to include the intersection of Knox Street and Water Street (see Phase II plan attached). A preliminary look indicates this will cost \$1.0 M to \$1.5 M and would be a couple of years behind Phase I. Funding for this could possibly come from the proposed Working Waterfront TIF.

To move this project ahead the engineers have been instructed to:

1. Do a detailed review, including core sampling, of the base under the street. The plan was to replace the top 18" but both the water line and the sewer line did that on those projects so the entire street may not have to be done.
2. Prepare a new cost estimate for Phase I.
3. Meet with the Select Board in August to review the Phase I project.
4. Hold a stakeholders and general public meeting in September.

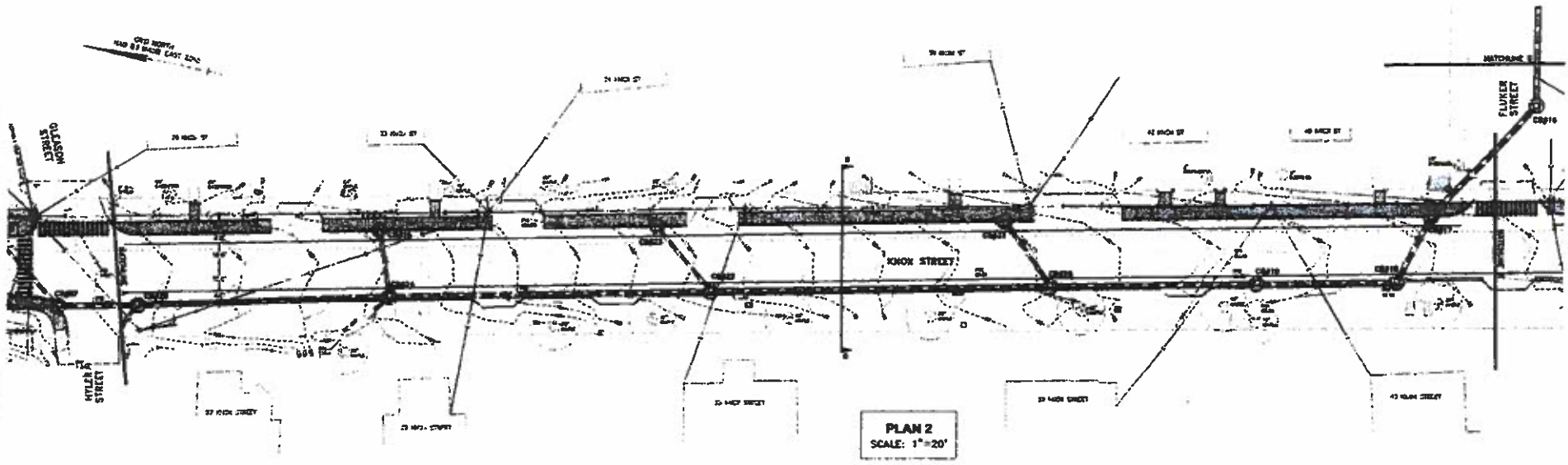
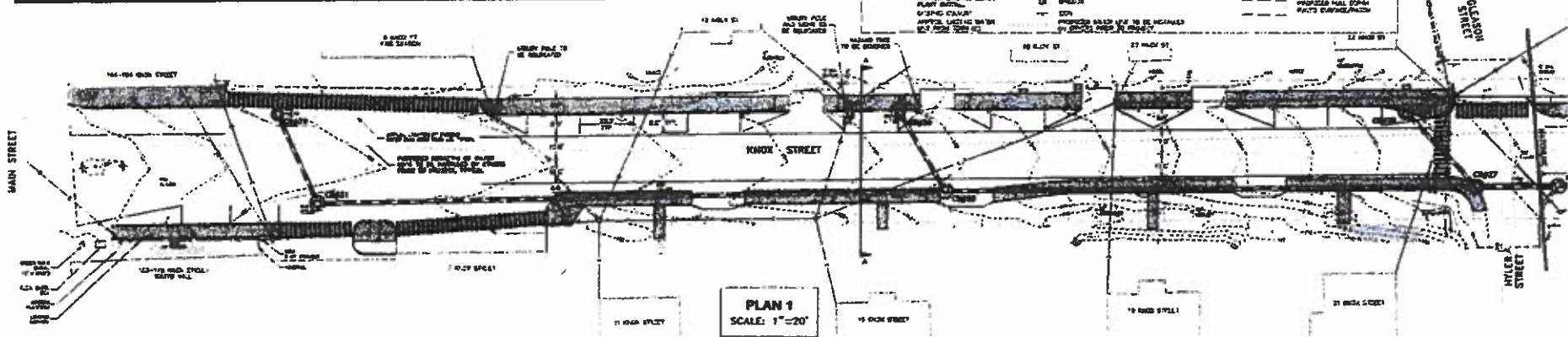
Knox Street Improvements Project

PHASE I

Construction in 2025

LEGEND:

●	PRO. PN. POINT		WATER VALVE		CATCH BASIN		PROPOSED STORM SEWER
○	PROPOSED POINT		MANHOLE		MANHOLE OFFSET		PROPOSED CURB AND GUTTER
⊙	STUPEY POLE		EXISTING MANHOLE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK
- - -	EXISTING SIDEWALK		EXISTING CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING UTILITY LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING STUPEY LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING CLEAR WATER LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING WATER MAIN LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING SANITARY SEWER LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING GAS MAIN LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING CABLE TELEVISION LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING ELECTRIC LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING TELEPHONE LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER
- - -	EXISTING FIBER OPTIC LINE		PROPOSED CURB AND GUTTER		PROPOSED SIDEWALK		PROPOSED CURB AND GUTTER



LANDMARK CORPORATION

FILED WITH STATE OF MAINE
PROJECT NO. 2023-001
DRAWING NO. 2023-001-01
DATE: JULY 24, 2023



PRELIMINARY DESIGN PLANS

KNOX STREET IMPROVEMENTS PROJECT
KNOX STREET
THOMASTON, MAINE
KNOX COUNTY

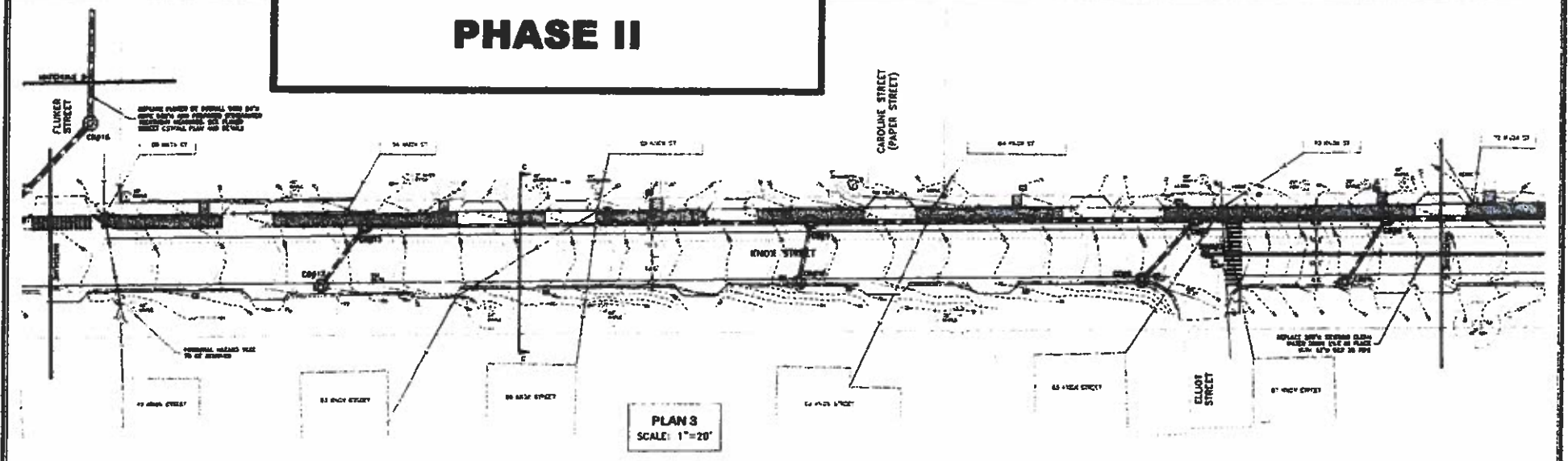
SCALE: 1"=20' JOB NO: 23-047 DATE: DEC 2 2023

LANDMARK CORPORATION

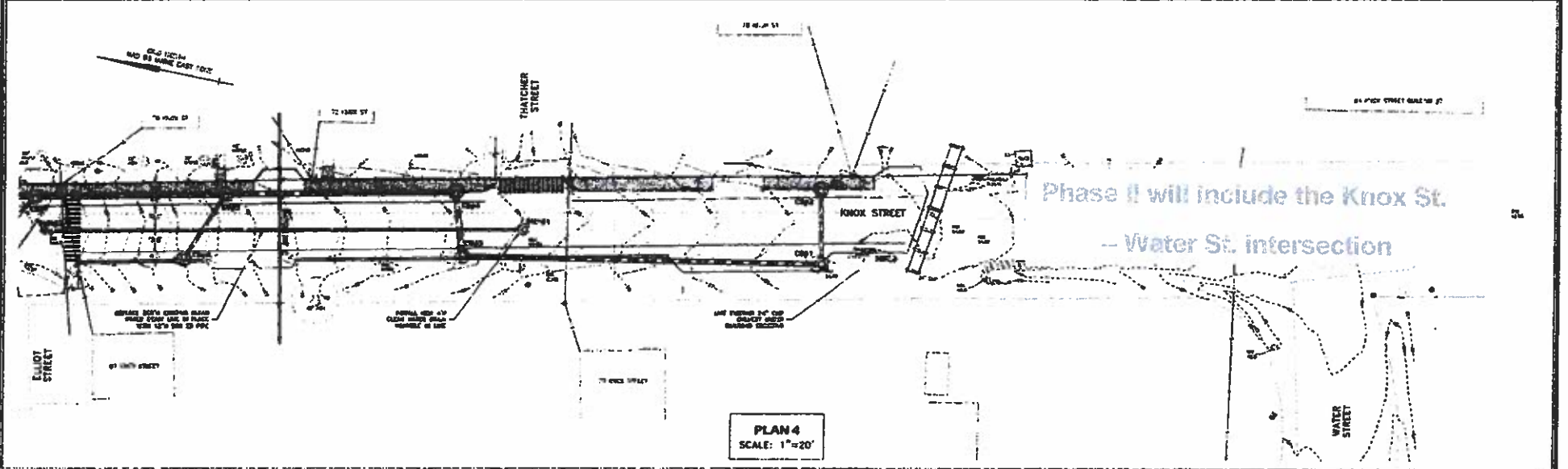
1127 2024-07-24 2:28 PM 23-047-01-01

Knox Street Improvements Project

PHASE II



PLAN 3
SCALE: 1"=20'



PLAN 4
SCALE: 1"=20'

Phase II will include the Knox St. - Water St. intersection

LANDMARK CORPORATION

DESIGNED BY: M.S.
CHECKED BY: M.S.
DATE: JULY 24, 2009



PRELIMINARY DESIGN PLANS

KNOX STREET IMPROVEMENTS PROJECT
KNOX STREET
THOMASTON, MAINE
KNOX COUNTY

LANDMARK CORPORATION

127 F. JAMES ST. PORTLAND, ME 04108 TEL: (207) 224-1111 WWW.LANDMARKCORP.COM

SCALE: 1"=20' JOB NO.: 22-040 SHEET 3 OF 4

Town of Thomaston

A review of water testing done on the
St. George River & Tributaries

2019 – 2024

Water Sampling and Testing Program Overview

Beginning soon after the new treatment facility went on line in 1997 a program was begun by the Pollution Control Department to sample and test the Clean Water Drains and streams in the area. This was to ensure that all services that formally went into the old sewer collection system, now the Clean Water Drain (CWD) system, had been removed. The following sample points were set up and have been used since then. See location map on next page.

Sample point **#1** – In Thomaston as the St. George River crosses under Wadsworth Street. Sample taken at the small craft launch site by the northwest corner of the bridge.

Sample point **#2** – In Thomaston as the St. George River goes past the Town Landing. Sample collected from floats

Sample point **#3** – In Thomaston at the confluence of the St. George River and the Mill River. Sample collected at Mill River Park at the small craft launch site.

Sample point **#4** – In Thomaston at the Route 1 crossing of the Mill River. Sample taken downstream 100± feet from end of culvert on the west side of the river.

Sample point **#5** – In South Thomaston at the culvert under Route 131 just down the hill from Westbrook Street. Sample collected at the east end of the culvert.

Sample point **#6** – In South Thomaston from the stream that crosses under Ledge Road. Sample collected at the downstream end of the bridge.

Sample point **#7** – In Thomaston from the Mill River about 4,000 feet upstream from Route 1. Sample collected directly west from end of Emery Avenue.

Sample point **#8** – In Thomaston from Meadow Brook at the confluence of Meadow Brook and Branch Brook that forms the Mill River. Sample taken just upstream from the junction point. Access location from end of Branch Brook Road.

Sample point **#9** - In Thomaston from Branch Brook at the confluence of Meadow Brook and Branch Brook that forms the Mill River. Sample taken just upstream from the junction point. Access location from end of Branch Brook Road.

Between 1996 and 2004 the outfall from CWD "D" was sampled at manhole D-05 and tested 43 times for fecal bacteria. There were 4 high counts and 34 positive results ranging from 4 to 1,640. The mean was 81 colonies per 100 ml. There were no indications of any houses discharging human waste into CWD "D".

In 2012 the house at 109 Main Street was found to have 3 bathrooms and only 2 of them were connected to the new sanitary sewer when it was installed in 1991. This problem was immediately corrected. The problem bathroom was only used for visitors in the summer. NOTE: In 2015 this house, and all others north of Route 1, was removed from CWD "D" and connected to CWD "C".

2019 Testing Program

To identify any possible contamination by human sources and to isolate the location in the system if high counts were found, the system was divided into 3 areas. Samples were collected as shown in the table below at manholes D-05 (outfall of entire system), manhole D-35 (to isolate Gleason, Gilcrest and cross-country from Fluker to Gleason) and D-60 (to isolate Fluker, Lawrence and Robinson). Testing was done using the IDEXX method.

<u>Manhole</u>	<u>Date</u>	<u>Fecal Count</u>	<u>Notes</u>
D-05	10/21/2019	42	Low count
D-35	10/21/2019	24	Low count
D-60	10/21/2019	<1	Clean

These results were all relatively low and do not indicate any significant amount of pollution in Clean Water Drain system "D". In the next test samples the brook near Manhole D-05 will be tested.

<u>Manhole</u>	<u>Date</u>	<u>Fecal Count</u>	<u>Notes</u>
D-05	10/30/2019	238	Medium count
D-35	10/30/2019	11	Low count
Brook ¹	10/30/2019	>2,420	Very high count

Again, the Clean Water Drain system appears to be relatively clean but the brook had a count of over 2,420 colonies per 100 ml. Another set of samples will be run including where the brook crosses Fluker Street.

¹ Upstream from D-05 outfall.

<u>Manhole</u>	<u>Date</u>	<u>Fecal Count</u>	<u>Notes</u>
D-05	11/6/2019	290	Medium Count
Brook ¹	11/6/2019	59	Low count
Brook ²	11/6/2019	71	Low count

These results don't indicate a source of pollution. 0.81 inches of rain in the last week has increased flow in the brook thereby flushing it out.

D-05	11/14/2019	4	Very low count
Brook ¹	11/14/2019	12	Low count
Brook ³	11/14/2019	12	Low count

These results don't indicate a source of pollution.

Conclusions

The CWD System D was sampled and tested 7 times over 2 months but did not show any high bacteria counts. Note: The flow of water in the CWD pipes is very low and small amounts of bacterial contamination are normal. This is not enough to produce the high bacterial levels that were reported in Mill River.

The brook was tested and sampled 4 times over 2 months and had one very high-test result that indicated significant contamination. Subsequent testing could not replicate this indicating it was probably not a continuous discharge.

Testing was ended when weather conditions made sampling unsafe and the cold water made results unreliable.

2020 Sampling and Testing

Following up on the results from the May 21st testing that indicated that a possible pollution source was in Byron's Brook the Thomaston Pollution Control Department conducted a second round of monitoring sampling four points in the brook. The attached map shows the location where the samples were intended to be taken. Sample site #3 and site #4 were dry with no flow so no samples could be collected.

The results of all samples collected this year are shown below. The samples were tested for fecal coliform a bacterium that comes only from animals (including the human animal) and birds. The results were:

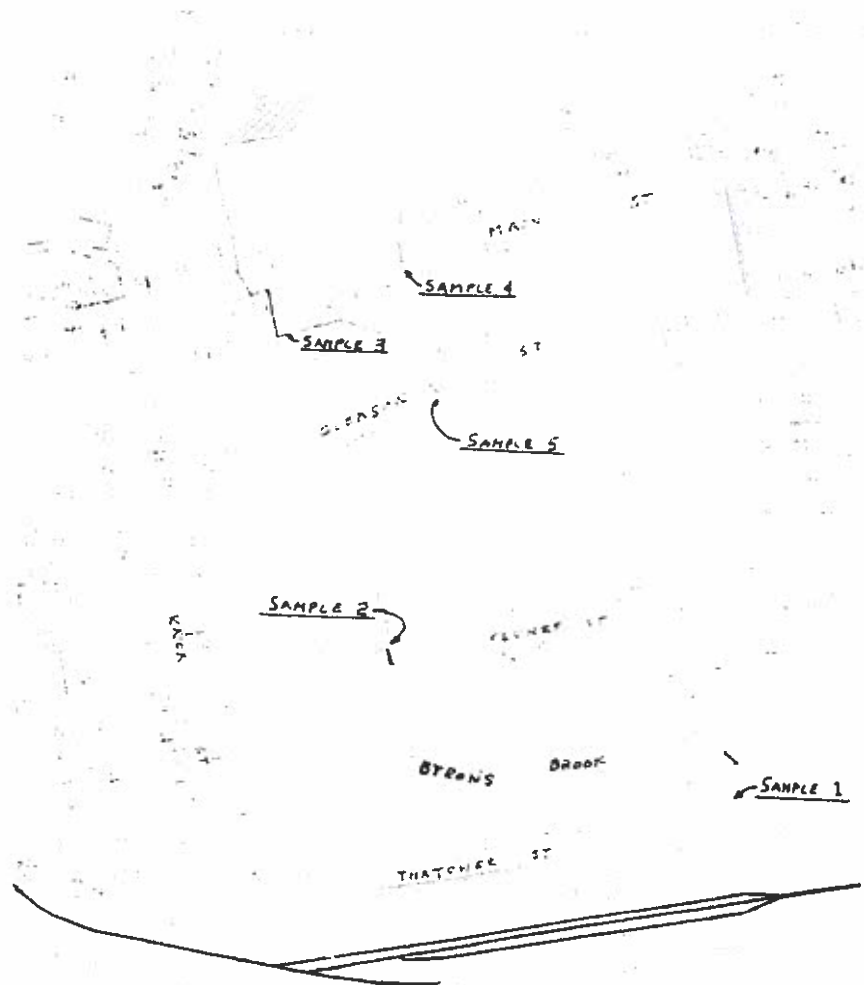
<u>Source</u>	<u>Date</u>	<u>Fecal count</u>	<u>Notes</u>
---------------	-------------	--------------------	--------------

² Where the main stem of the brook crosses Fluker Street.

³ Where the main stem of the brook crosses Fluker Street.

MH D-05	5/21/2020	8	Normal
MH D-35	5/21/2020	4	Normal
Brook sample site #1	5/21/2020	157	Moderate
Brook sample site #2	5/21/2020	62	Low
Brook sample site #1	6/10/2020	250	Moderate
Brook sample site #2	6/10/2020	162	Moderate
Brook sample site #3	6/10/2020	No flow – Brook dry	
Brook sample site #4	6/10/2020	No flow – Brook dry	

The two brook samples taken both had increased bacteria counts in the June testing but with the brook dry at Gilchrest and Main Streets any pollution source must be below these locations.



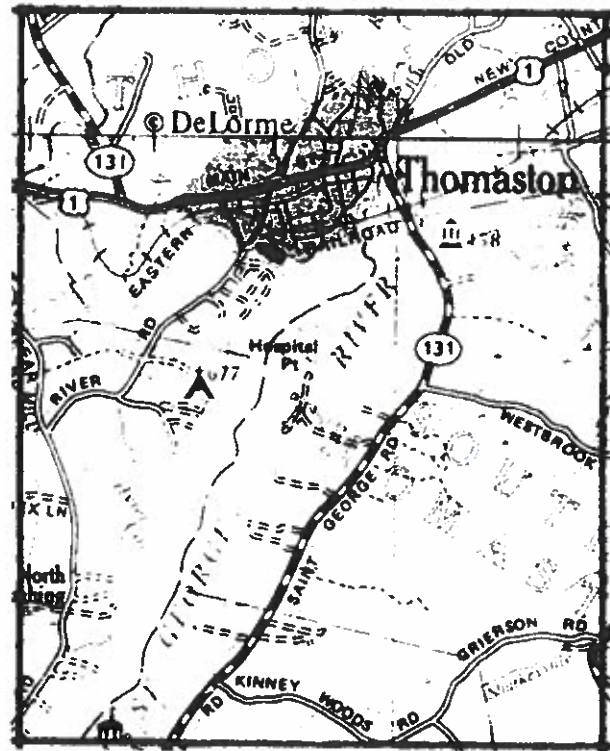
9-2020
1-4000

2021 Sampling and Testing

Sampling and testing of the large bay area on the Upper Saint George River (yellow area on the map) was conducted during 2021 by the Thomaston Pollution Control Department (TPCD) at the request of the Georges River Shellfish Committee (GRSC). It was the goal of the GRSC to have the classification of this area or at least a significant portion of it, changed from Conditionally Restricted to Conditionally Approved. This area was classified as Conditionally Restricted by the Maine Department of Marine Resources (DMR) and that means shellfish can only be removed if treated before marketing, in other words, the area is limited to only depuration digging and that effectively eliminates the local diggers from the area. This restrictive classification is based on two factors: first – high levels of bacteria found in previous DMR testing and second – the potential for discharge from one of the two local wastewater treatment facilities.

DMR samples about six sites within this area about six times during the warmer months each year. Historically, there have been high counts on enough of a regular basis to justify the Conditionally Restricted classification. In general, the problem areas have been in the area around and to the east of Hospital Point and near the mouth on Mill River. It is not clear what the source of this pollution is, however, high bacteria counts are likely to be the main factor that limited reclassification of this area.

The Thomaston Wastewater Treatment Facility affects an area on the west side of the area. There is also an area upriver from Thomaston Village that is closed because of the discharge from the Warren Wastewater Treatment Facility. The Warren closure does not impact this area and should not be an impediment to changing the classification. Much of the requirement for the discharge area closure came from federal requirements. These have recently been made more flexible allowing states alternative ways to change the size of the impacted area. It may also be possible now to incorporate the DEP license restriction that prohibits TPCD discharges in any months except January, February and March into the timing of any closure, therefore, the potential for discharge from a wastewater treatment facility will probably not be a major factor in future changes to the classification of this area.



The purpose of the work done in 2021 was to narrow down possible sources of pollution entering this area by monitoring the water entering the bay during varying conditions including after significant rainfall. Sampling was coordinated with tidal flow to help indicate source. All samples were tested for fecal bacteria by the IDEXX method at the TPCD laboratory. Fecal bacteria come from the gut of all warm blooded mammals, including humans, as well as birds.

The sample locations outlined on page 1 were used and are shown on Map #1 on page 2. Sampling began on May 5, 2021 with 6 sites and a second run was done on May 19th. Because the counts at sites 3 and 4, Mill River, were above the other results sampling was expanded to 3 new sites to see if a source of pollution could be narrowed down. Eight samplings were done over the summer but not all locations were sampled each time. Two of the locations, 131 south and Ledge Road, had flows too low to sample before the rain in July and other locations were not sampled when it was felt that the results would not add to helping to locate pollution sources.

The results are in the table on the next page. It appears that the data supports the following conclusions:

1. The Upper Bay area is impacted by wet weather and will be subject to rain limitations for shellfish harvesting even if changed to a Conditionally Approved classification. All of the flows entering the bay area were carrying minimal pollution until the 4.22 inches that fell in the week before the July 12th sampling. All of the samples collected on the 12th showed a significant increase from previous results. This was especially true for the Saint George River that had very low counts in dry weather but jumped significantly following the rain and then dropped back to the low level days after the precipitation ended.
2. The location with the highest bacteria count was the stream that runs under Ledge Road, sample point #6. There was so little flow during the last two sample dates in June that no sample could be collected but following the rain it was flowing good and the fecal bacteria count was over 1,011. A second sample was collected on August 2nd and sent to the University of New Hampshire for a more detailed investigation on the source of the fecal bacteria. The result found dog and bird as sources as well as human.
3. The cause of the high bacteria counts in the past near the confluence of the Mill River with the Saint George is likely the continuous, but small, pollution that comes down the Mill River. There is a steady, but small, bacteria count that increases slightly with precipitation and then drops back. The source of this pollution was traced back to the two brooks that join to form Mill River. Since there are limited houses near enough to these streams to be a problem it is probably wildlife.

Towns of Thomaston - South Thomaston
Bacteria Testing St. George River & Tributaries
 2021

Sample Date	Sample Time	Time after high tide (Hrs)	Rain			Site #1	Site #2	Site #3	Site #4	Site #5	Site #6	Site #7	Site #8	Site #9
			Past 24 hrs (inches)	Past 24 to 48 hrs (inches)	Total previous week	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)	Fecal bacteria (#/100ml)
5/5/2021	11 am	4.0	0.10	0.01	0.11	1	2	27	41	12	11			
5/19/2021	10 am	5.5	0.00	0.00	0.00	2	1	36	74	1	5			
6/2/2021	10/11 am	5	0.01	0.64	1.76	4	2	31	101	76	42	64	34	147
6/16/2021	10 am	6	0.00	0.07	0.18	5	3	144	155	No flow	No flow	84	82	128
6/30/2021	10/11 am	6	0.00	0.00	0.56	1	2	36	75	No flow	No flow		166	138
7/12/2021	9/10 am	6	0.04	0.04	4.22	397	Not Sampled	177	Not Sampled	397	173	Not Sampled	28	32
7/26/2021	8/9 am	8	0.06	0.82	1.08	118	172	201	Not Sampled	219	>1011	Not Sampled	88	238
9/2/2021	10/11 am	4	0.00	0.03	0.19	>1	Not Sampled	6	Not Sampled	Not Sampled	525	Not Sampled	63	115

Conclusion from 2021 sampling and testing program

A good place to start reducing the pollution that enters the Saint George River after a rain event would be to trace the source of the pollution in the stream that goes under Ledge Road. This stream had very low flow in dry weather but increased substantially after a rain event. This would indicate that it may have a relatively small drainage area and that would make it easier to locate any source of pollution. It is also likely the major source of pollution in the Hospital Point area.

Testing indicated that the largest source of fecal bacteria in this stream was from birds with humans second and some from dogs. This area is served by a private sewer system owned by the homeowners association. This system collects wastewater from the houses near the river and pumps to a septic tank/leach field system away from the shore. There are also houses located closer to Route 131, not connected to the private sewer system that should be inspected. A program of mapping and inspection of septic systems followed by sampling and testing either by the town or Maine DEP should narrow down any pollution sources.

2022 Sampling and Testing

Sampling and testing in 2022 was concentrated on Byron's Brook. Samples were collected and tested on 10 days in the spring and summer.

<u>Location</u>	<u>Date</u>	<u>Fecal Count</u>	<u>Notes</u>	<u>Rain 24 hrs.</u>
#1	5/10/2022	127	Medium count	None
#2	5/10/2022	22	Low count	None
#3	5/10/2022	2.0	Low count	None
#4	5/10/2022	<1	Very low count	None
#5	5/10/2022	<1	Very low count	None
#1	5/17/2022	150	Medium Count	0.4"
#2	5/17/2022	152	Medium Count	0.4"
#3	5/17/2022	86	Medium Count	0.4"
#4	5/17/2022	172	Medium Count	0.4"
#5	5/17/2022	86	Medium Count	0.4"
#1	5/24/2022	3	Very low count	None
#2	5/24/2022	28	Low count	None
#3	5/24/2022	No flow		None
#4	5/24/2022	No flow		None
#5	5/24/2022	No flow		None

#1	5/31/2022	47	Medium count	None
#2	5/31/2022	No flow		None
#3	5/31/2022	No flow		None
#4	5/31/2022	No flow		None
#5	5/31/2022	No flow		None

#1	6/7/2022	115	Medium count	None
#2	6/7/2022	No flow		None
#3	6/7/2022	No flow		None
#4	6/7/2022	No flow		None
#5	6/7/2022	No flow		None

#1	6/21/2022	649	Medium count	None
#2	6/21/2022	44	Low count	None
#3	6/21/2022	No flow		None
#4	6/21/2022	No flow		None
#5	6/21/2022	No flow		None

#1	6/28/2022	866	Medium count	0.44"
#2	6/28/2022	435	Medium count	0.44"
#3	6/28/2022	No flow		0.44"
#4	6/28/2022	No flow		0.44"
#5	6/28/2022	No flow		0.44"

#1	7/7/2022	1,011	Medium count	0.50"
#2	7/7/2022	659	Medium count	0.50"
#3	7/7/2022	No flow		0.50"
#4	7/7/2022	No flow		0.50"
#5	7/7/2022	No flow		0.50"

#1	7/19/2022	1,540	High count	0.90"
#2	7/19/2022	No flow		0.90"
#3	7/19/2022	No flow		0.90"
#4	7/19/2022	No flow		0.90"
#5	7/19/2022	No flow		0.90"

All five sites were checked on 7/26/2022 after 0.79" rain and all had no flow.

2023 Sampling and Testing

Sampling and testing in 2023 was concentrated on Byron's Brook. Samples were collected and tested on 3 days in the spring and summer. There is no record of any testing being done after June.

<u>Location</u>	<u>Date</u>	<u>Fecal Count</u>	<u>Notes</u>	<u>Rain 24 hrs.</u>
#1	4/10/2023	16	Low count	None
#2	4/10/2023	27	Low count	None
#3	4/10/2023	1,046	High count	None
#4	4/10/2023	39	Low count	None
#5	4/10/2023	307	Medium count	None
#1	4/19/2023	75	Medium count	Light
#2	4/19/2023	55	Low count	Light
#3	4/19/2023	517	Medium count	Light
#4	4/19/2023	488	Medium count	Light
#5	4/19/2023	410	Medium count	Light
#1	6/22/2023	140	Medium count	None
#2	6/22/2023	2,420	High count	None
#3	6/22/2023	533	Medium count	None
#4	6/22/2023	315	Medium count	None
#5	6/22/2023	483	Medium count	None

2024 Sampling and Testing

The Saint George River at the Wadsworth Street Bridge and three sample points on Byron's Brook were sampled on June 25th following 2.0 inches of rain that fell in the previous three days.

Results of fecal bacteria testing:

St. George River	11	Low count
Byron's Brook Sample location #1	102	Moderate count
Byron's Brook Sample location #2	75	Moderate count
Byron's Brook Sample location #5	84	Moderate count

Agreement for Administrative, Planning and Technical Services between the Town of Thomaston and the
Midcoast Council of Governments

This letter of Agreement, on July 1, 2024 is by and between Midcoast Council of Governments hereinafter called MCOG," and the Town of Thomaston, hereinafter called "Town."

Whereas, MCOG is duly organized under Maine Statute to provide economic development, community development and planning services, and

Whereas, The Town wishes to provide such services through its Town Manager's office,

Therefore, The Town engages MCOG to administer all activities associated with the Town as described in Rider A

Compensation: In consideration of the performance of the foregoing services, The Town agrees to pay MCOG, at \$85 per hour; not to exceed 10 hours per month. Total cost will be offset by \$1,360 from County dues allocation.

Term: MCOG shall provide the services described herein for the period beginning on July 1, 2024, subject to this Agreement, including those in Ryder A. This agreement shall continue through June 30, 2025.

Reporting: MCOG shall periodically provide to the Town a detailed report of its activities under this agreement. Such report shall include a listing of the specific services and benefits provided to the Town.

Termination: Either party may terminate this agreement with cause provided at least 30-days prior notice in writing is mailed to the other party.

Assignment: No party to this Agreement shall assign, delegate, subcontract or otherwise transfer its rights or obligations hereunder without the prior consent of the other party, which consent shall not be unreasonably delayed or withheld.

Staff Assignment: MCOG shall assign a staff person for limited office hours at the Town and will assign staff to perform other duties for the Town as described in Ryder A.

Independent Contractor: Notwithstanding any of the provisions set forth in this Agreement, the parties have entered into this agreement solely for the purposes set forth and their relationship shall be that of independent contractors. Each party shall be solely responsible for the manner and means by which it carries out its duties hereunder. Neither party, nor its employees, consultants, agents, and/or representatives shall have the power to bind the other party and the employees, consultants, agents and/or representatives shall not be construed for any purpose subject to the control and direction of the non-employing party.

This Agreement, including any reference to schedules, contains the entire agreement of the parties and supersedes all prior discussions, representations, understandings and agreements. No waivers, modifications or amendments of this agreement shall be effective without the express consent of the party to be so bound.

In Witness Whereof, the parties hereunder duly authorized have executed and delivered this agreement as of the date first above written.

Duly Authorized for the Town of Thomaston

Date: _____

Town

Manager

Duly Authorized for MCOG

Date: _____

Executive Director

Mathew Eddy

Rider A

Planning and Development Assistance: On demand	See Rider A Description Below	On demand, assumes 10 billable hours per month	120	\$ 85	\$ 10,200
County Dues Match applied	Additional Hours available through dues		16	\$ 85	\$ 1,360
Total Cost to Town not to Exceed		Tota Hours	136		\$ 8,840

The work program will include the following components:

1. Assistance in developing an annual TIF budget for the Dragon Cement and Downtown TIF; amend the existing TIF program for the June 1 Town Meeting to provide for Affordable Housing and any other modifications;
2. Assist the Town in the development of grants and design/review support of housing development in appropriate areas with access to utilities;
3. Sustainability and resiliency work;
4. Assistance with the Harbor Dredge;
5. Continued support of the Thomaston Green project; and
6. Other duties as assigned by the Town Manager.

Specifications of Work to be Performed

1. Provide office hours necessary for the completion of the Planning Board packet and/or meeting with applicants at the Town Office.
2. Provide MCOG staff support by telephone, and/or, e-mail during all Town office hours. Provide onsite support as necessary to staff meetings, and perform other tasks as identified in Rider A.
3. Provide planning services including but not limited to site review, subdivision review, appeal applications, planning board and zoning board of appeal administration including meeting attendance, written application reviews for planning board applications with findings of fact.
4. Provide public with information concerning permitting requirements and other applicable assistance pertaining to Town requirements, ordinances and plans.
5. Perform other duties as identified by mutual agreement by the Town and MCOG.