

Long Creek Watershed Management District Governing Board  
Minutes – September 28, 2012 – 10:00 a.m. Meeting  
Location: MTA Headquarters

**1. Call to order – 10:02 a.m.**

**2. Roll call**

Dan Bacon, David Russell, Curtis Bohlen, David Thomes, John Branscom (absent), Brian Goldberg, Craig Gorris (late), Jim Hughes (absent), Gerard Jalbert, John O'Hara (absent), Ed Palmer (late), Adam Pitcher, Tom Raymond, Doug Roncarati (absent), Stephen Tibbetts

**3. Minutes** Mr. Jalbert made the motion to accept the 6-22-12 minutes as presented. Mr. Goldberg seconded the motion. The motion was approved unanimously. Mr. Russell made the motion to accept the 6-27-12 minutes as presented. Mr. Raymond seconded the motion. The motion was approved unanimously.

**4. Treasurer's Report**

- Need to explore cash reserve policy in the future. Currently it is on the budget as carry forwards for maintenance or future construction projects.

**5. Technical Committee report**

- Discussion of credits for sites where LCWMD retrofitted existing basins. Board identified this as a board issue and not a Technical Committee issue. Board is interested in maintaining the credit for landowners who installed a BMP that LCWMD will retrofit and then takeover maintenance for. Credit will remain at the level the landowner was at prior to LCWMD retrofitting the BMP.

**6. Executive Director's report**

- Noncompliant landowners – CPSP/Cornerbrook LLC – DEP is currently pursuing through the courts
- Chloride update/next steps – DEP is providing a free training for contractors on November 20<sup>th</sup> in Portland. Outreach still needs to occur to MEREDA regarding value of trained contractors for winter maintenance.
- Blanchette Brook Retrofit project (Thomas Drive, Westbrook) – project is anticipated to be substantially complete by November.
- Fairchild/Texas Instruments Feasibility Study – AMEC will have the feasibility study completed in October. Next steps will be determined after study is submitted.
- Maine Mall retrofit project - EPIC system/urban trees study/UMO capstone project

**7. Motion to Accept Easements.** Normally, a deed is effective upon delivery to the party intended to whom the conveyance is directed. However, public bodies are required to “accept” interests in property (and to authorize their conveyance when transferring interests in property). Therefore, this motion is a catch-all for all easements obtained since the initial project easements for the Darling Avenue and 220 Maine Mall Road projects (which were accepted by Cumberland County Soil & Water Conservation District and then assigned to and accepted by the LCWMD Board).

- **Mr. Jalbert made the motion to have the Board of the Long Creek Watershed Management District hereby to accept the following easements:**

- a. BEST MANAGEMENT PRACTICES EASEMENT dated November 8, 2011 by and between PORT RESOURCES and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 280 Gannett Drive, South Portland, Maine.
- b. Stormwater Management Facility Easement dated September 9, 2011 between Colonel Westbrook Associates and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 1 Thomas Drive, Westbrook, Maine.
- c. Best Management Practices Easement dated September 19, 2011 between 7 THOMAS DRIVE, LLC and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 7 Thomas Drive, Westbrook, Maine.
- d. Best Management Practices Easement dated July 9, 2012 between Colonel Westbrook Associates and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 860 Spring Street, a/k/a 862-866 Spring Street, Westbrook, Maine.
- e. Best Management Practices Easement dated July 9, 2012 by and between Colonel Westbrook Associates and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 2 Thomas Drive, Westbrook, Maine.
- f. Best Management Practices Easement dated July 9, 2012 by and between Millennium Development, LLC and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 4 Thomas Drive, Westbrook, Maine.
- g. Best Management Practices Easement dated July 9, 2012 by and between Westport Realty, LLC and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 8 Thomas Drive, Westbrook, Maine.
- h. Best Management Practices Easement dated June 1, 2012 by and between Peter F. Holmes and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 10 Thomas Drive, Westbrook, Maine.
- i. Best Management Practices Easement dated July 10, 2012, by and between Lanco Properties, LLC, and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 14 Thomas Drive, Westbrook, Maine.
- j. Best Management Practices Easement made July 10, 2012 by and between Lanco Properties, LLC, and LONG CREEK WATERSHED MANAGEMENT DISTRICT over certain real property located at 20 Thomas Drive, Westbrook, Maine.

- **Mr. Russell seconded the motion. The motion was approved unanimously.**

**8. Public Comments.**

- Mr. Palmer conveyed that the process for the DOT Cummings Road project was frustrating. LCWMD does not have regulatory authority. Therefore, LCWMD could not require treatment for DOT's project which claimed a portion of the Sable Oaks golf course property under eminent domain.

**9. Adjourn. 11:17 a.m.** Mr. Jalbert made the motion to adjourn the meeting. Mr. Palmer seconded the motion. The motion was approved unanimously.