



NEWSLETTER

Municipal Review Committee | 395 State Street | Ellsworth, ME 04605 | www.MRCMaine.org

ISSUE 2.3 | October 2016

Road and Utilities Construction to Begin

At its September 30 Special Board Meeting, the MRC Board of Directors approved a \$1.6 million withdrawal from the Tip Fee Stabilization Fund to acquire 90 acres of property under option in Hampden (the Fiberight Site) and to fund Phase I of the Interim Road and Infrastructure Project. To keep the project schedule on track and with the goal of having the site and facility available to serve the needs of Joining Members by April 1, 2018, partial construction of the road and utilities for the site will take place this fall.

Highlights Include:

2016 Start Maximizes 2017 Construction Season

- Establishing access to site in 2016
- Installing utilities within road in 2016 – avoid interrupting during 2017
- Clearing, grubbing and grading of roadway in 2016
- Saves 2 to 4 months based on Maine's construction season

Purchase of Property for Facility Site in Hampden

- Agreement with landowner to construct interim work
- Exercise purchase option and close property purchase as soon as practical

Road and Utilities Budget

	2016	2017	TOTAL
Subtotal	\$1,414,463	\$3,428,589	\$4,843,052
Contingency	\$104,186	\$52,762	\$156,948
Total	\$1,518,649	\$3,481,351	\$5,000,000

- Includes permitting, remaining design, condition compliance, contract admin., inspection, construction, Town fees/items, land acquisition, wetland ILF, DOT fees. Does not include legal fees or appeal process
- 2016 budget is from July 1, 2016 to December 31, 2016

Appropriation from Tip Fee Stabilization Fund

- \$1.6 million from Tip Fee Stabilization Fund for 2016 work
- Does not affect departing members' funds
- Appeal risk is minimal
- Possibility of appeal concluded before next construction phase in 2017

UPCOMING MEETINGS

Board of Directors Meeting
Wednesday, October 26
10:30 AM
Town of Hampden
Public Safety Training Room
106 Western Ave.

Invitation to Groundbreaking Ceremony

The MRC is pleased to invite all MRC Members, 2018 Joining Members, Project Partners, and Supporters to celebrate the groundbreaking of the construction of the new recycling and MSW disposal facility.

When: Wednesday, October 26
9:30 AM

Where: 349 Coldbrook Road*
Hampden
(Directly across from
HO Bouchard's office)

**Coldbrook Road is easiest accessed via Exit 180 of I-95. Traveling from the north, turn left from the off-ramp and head about 6/10ths of 1 mile. Traveling from the south, turn right from the off-ramp and head about 4/10ths of 1 mile. Directional parking signs will be provided.*

MRC Board Approves Settlement with USAE

The MRC Board of Directors approved settlement terms agreement with USA Energy (USAE) at its Friday, September 30, 2016 Special Board Meeting. The settlement terms described below have been recorded and bound with the court. The two organizations took the opportunity to not only settle the issues raised by the lawsuit but to also accomplish a fair and positive wind up and conclusion of the existing PERC Partnership. Key terms of the settlement agreement include:

- Existing PERC Partnership will terminate March 2018.
- Right of MRC communities to purchase 100% of PERC is extinguished.
- Each Equity Charter Member has until December 15, 2017 to decide whether to retain its ownership interest in PERC or to accept a cash payout from USAE for its proportional share of Partnership interest valued at \$1.5 million.
- USAE has guaranteed a stream of cash payments of approximately \$5.4 million in revenue sharing cash flows between 9/1/2016 through 3/31/2018.
- USAE will pay MRC a sum of \$600,000 to be held for the benefit of and/or distributed to the member communities.
- PERC will work with MRC to secure an early release of \$1.33 million in reserves, less cost to secure early release, which will be released to the MRC Equity Charter Members.
- USAE relinquished any claim to past or future GAT penalties.
- USAE and PERC Holdings to receive an increase in management fees of \$30,000 per month.
- Each entity recognizes that the other has undertaken efforts to provide MSW disposal service after March 31, 2018 and each agree not to disparage the other party in their design or implementation efforts.
- MRC and PERC will hold a joint meeting on the positive windup of the Partnership to provide more details once the final settlement agreement is signed by both parties.

MRC is pleased with the outcome of this settlement because it settles a number of unknowns and will ensure that the MRC can concentrate on the successful implementation of the post 2018 plan to provide affordable, environmentally sound and long term disposal of MSW for its members. We will notify all members and interested parties when the joint MRC and PERC meeting will take place.

ABOUT THE MRC

The Municipal Review Committee (MRC) is a non-profit association of Maine communities led by an elected, volunteer board of directors. For more than 25 years, the member communities of the Municipal Review Committee (MRC), now numbering more than 180 cities and towns, have used the PERC waste-to-energy incinerator in Orrington to process their municipal solid waste (MSW). After 2018, the contracts with PERC will expire. The MRC has partnered with Fibright to offer an innovative solution to recycle and process our MSW post 2018.

Visit www.mrcmaine.org or contact Greg Louder at 207-664-1700 or glouder@mrcmaine.org to learn more about the Municipal Review Committee and to add your name to our email contact list.



JOIN OUR EMAIL LIST & FOLLOW US ON SOCIAL MEDIA

MRC regularly sends updates and announcements by email to those who have signed up

for our alerts. We also have active Facebook and Twitter accounts, and we've posted informative videos from recent meetings on our YouTube account. All of these are accessible from the homepage of our website, mrcmaine.org.