Lebanon, Maine
Select Board
Town Office Conference Room
Minutes – Meeting
April 6, 2023

**Members Present** 

Others Present

Paul Philbrick - Chairman
Ernest Lizotte, Jr. - Selectman
Shelli Boucher - Selectwoman EXCUSED

Tim Bragdon Matt Leggett Deborah Wilson Ken Fredette, Atty. Mandy Brooks

Michael Walsworth - Vice Chair Richard Harlow III - Selectman

For complete meeting minutes please view the meeting in full at https://www.youtube.com/c/TownofLebanon

#### 6:00 Pledge of Allegiance

6:00 Public Hearing – Tim Bragdon, Natures Gift & Wellness Center. Vice Chair Walsworth recused himself due to a conflict with his employer. Vice Chair Walsworth states that is no reflection on Mr. Bragdon or the business. 6:04 Selectman Harlow stated he would entertain a motion to open the Public Hearing. Chair Philbrick stated so moved. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Chair Philbrick made a motion to elect Richard Harlow as the Presiding Officer. Selectman Lizotte seconded. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Selectman Harlow states that this is a Quasi-Judicial hearing and is governed by the Lebanon Medical Marijuana Business Ordinance dated 6-17-2021. There are no conflicts among the members present. There are no concerns from the public. Selectman Harlow read the checklist and states that the file is all set. The one issue is that the original checks for payment was sent to the attorney and they didn't get forwarded to us. The checks are now outdated, so we do need a new check. Chair Philbrick had a concern regarding the current sign. Chair Philbrick stated that the sign is an illegal sign as we have an Ordinance from 1973 stating no electronic signs. There are other illegal signs as well, the Board is hoping to update the Ordinance of 1973. Chair Philbrick made a motion to apply the following condition to Nature's Gift Medical Marijuana Retail Store license renewal. The condition will be in effect for up to one year to allow the current electronic sign located at the Store to remain operating. This will be subject to review at the next review of the license or one year from the date of this Motion. Selectman Harlow seconded. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Selectman Harlow motioned to deliberate. Chair Philbrick seconded. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Selectman Harlow motioned to approve the license for Registered Caregiver Store, 1384 Carl Broggi Highway to expire 4-6-24 with the condition payment is made and the previous motion made regarding electronic sign. Selectman Lizotte seconded. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Selectman Harlow motioned to close the Public Hearing. Chair Philbrick seconded. Vote taken; vote carried. 3 in favor (Philbrick, Lizotte, Harlow). Vice Chair Walsworth came back to the meeting.

6:35 Public Participation – Deborah Wilson discussed the Eagle Scouts are not going to be fixing the fence at the ball field. Ms. Wilson stated that she has a new insurance binder to the Momentum Network as she is adding services to the non-profit. There are now volunteer drivers to help get people to medical appointments. Lebanon Clean Up Day is 4/22/23 at 9:00 am at the Town office.

6:40 Matt Leggett of Sanford ATV Club – discussion about the State Program for Municipal Trail Grants for 2023 season. Mr. Leggett advised the Board that someone needs to be put in charge of the paper for Lebanon, it could be a Select Board member, a public person or he would be willing as well. Vice

Chair Walsworth motioned to appoint Matt Leggett as Project Director for ME ATV Municipal Grant (deadline is 5/30/23) Selectman Harlow seconded. Vice Chair Walsworth discussed the importance of reaching out to Shapleigh and Sanford to keep them in the loop. There was discussion of enforcement issues and the Treasurer will need to be involved as well. If a grant is awarded, the monies will go to the Treasurer and then out for disbursement. Vote taken; Vote carried. Vice Chair would like to have a Public Hearing on this issue in order to hear from abutters.

7:35 Deborah Wilson discussed the Momentum Network and how it is growing. The Momentum Network is working with volunteers who are part of FED CAP in order to provide transportation to individuals in need. This is for medical appointment in the area.

Selectman Walsworth will address Purchase Orders for the Transfer Station and the need to contact the Treasurer for payment. Also, the contractors will need to schedule with Josh from the Transfer Station.

Unfinished Business the list was reviewed and updated. Vice Chair Walsworth discussed the septic design costs — Albert Design Septic - \$700.00 and Scott Gerrish will dig test pit. Vice Chair Walsworth read the Purchase Orders for the work at the transfer (building) the purchase orders are attached and previously voted on at last week's meeting. Selectman Harlow discussed marijuana business that was voted on last week. There was a business who was late to proceed. Selectman Harlow would like to reverse that motion as he was unaware of all of the facts. The delays were partly the fault of the Town due to lack of quorum. Chair Philbrick was the person that made the motion last week. Chair Philbrick motioned to allow the business to start from where they left off and move forward with the process. Selectman Harlow seconded. Vote taken; vote carried. Vice Chair Walsworth discussed fire and town office repairs.

8:30 Selectman Harlow discussed that he was previously a part of the Park Committee and this has been shelved at this time. There are more pressing matters at this time. Selectman Harlow is wondering if there is any interest in a Community Garden. If so, please reach out to him. Vice Chair Walsworth discussed Dave Abbot, Chair of Waterboro Select Board is willing to come in and discuss the pros and cons of a Town Charter/Administrator. Mr. Abbot is willing to come here as a workshop for any questions. Selectman Lizotte is wondering why we need a new charter. Vice Chair Walsworth stated that we only have a Land Charter and that will remain. The reason for a Charter is that we are unable to use the Home Rule without one. Vice Chair Walsworth discussed the Animal Control Ordinance regarding a guardian dog who is doing their job. The board reviewed language in the Animal Control Ordinance and it states it is up to the interpretation of the Animal Control Officer. Selectman Harlow feels the Animal Control Officer should make the decision and use her best judgement. Selectman Lizotte discussed his issues with the ATV access permissions. The Sanford ATV Club has not done their job in the past 2 years and he doesn't believe they will now and he is against giving them access permissions. Chair Philbrick passed out bid information sheets for board input and would like them back by tomorrow. The Sheriff's Department has concerns about events at the Proving grounds. The Sheriff would like more coverage. The Board agreed that the Sheriff's Dept. should sign off on the Mass Gathering Permit. If the they feel the need for more coverage, the cost of the Sheriff would be on the Proving Grounds. The Land Use Clerk reached out to O'Donnell & Assoc. for a street map and needing it to be updated. O'Donnell & Assoc. stated that digital mapping is what is used most now. The cost for this would be \$1,000.00 to swap over. Chair Philbrick discussed the issues that Teri Poirier raised about parking on the other side of Center Road for her events. No decisions have been made.

### 9:35 PM — Review of Minutes & Paperwork

Vice Chair Walsworth made a motion to accept the March 30, 2023 minutes. Seconded by Selectman Harlow. Motion carried 3-0.

Vice Chair Walsworth made a motion to accept the March 16, 2023 minutes. Seconded by Selectman Harlow. Motion carried 3-0.

Select Board reviewed and approved time off request.

Select Board reviewed and approved the annual report for the Town report.

Select Board signed the appointment papers for the Appeals Board Members, Robert Travers and Michael Smith, whose appointments were approved on March 30, 2023.

Selectman Harlow made a motion to authorize Chair Philbrick to sign the "Recycler License Zoning Renewal" for Kevin Hartford. Seconded by Vice Chair Walsworth. Motion carried 3-0.

9:43 PM - Executive Session

Vice Chair Walsworth made a motion to enter into Executive Session for Personnel Matters pursuant to 1 MRSA 405 (6)(A). Seconded by Selectman Harlow. Motion carried 3-0.

Chair Philbrick made a motion to exit Executive Session and adjourn. Seconded by Vice Chair Walsworth. Motion carried 3-0.

Meeting adjourned @ 10:13 PM.



Date: 4/6/1023
3130/2023 min ster

MJ Construction LLC Via Lebenan Momentum Wetwork

Qty	Item #	Description	Job	Unit Price	Line Total
		Rooting electrical			913,644.84
		fixtures, Cross			
		Roofing, electrical fixtures, Cross brace, deer Knobs			
		Astronomical Control of the Control			
	2	labor			-0-

Account #:	Tronster Station	Reserve Account Total	3644.84
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**This Purchase is not on less than two Select Lebanon.		Selectman Selectman	Date  A// 1/9-2  Date
	_	Selectman	4/12/23 Date

Selectman

Date



Date: 4/6/2023 Min Jes

Albert Frick Associates Inc.

Qty	Item#	Description	Job	Unit Price	Line Total
		Design Plan			700.00
	, <b>L</b>	for Septic Syst	gh		

ccount #:	Trasto Studion	Noseve Account Total	760,00
Department Head	Date	Mh Selectman	6 an Juf 3 bates
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no less than t <del>wo</del> Selectr Lebanon.   7	man of the Town of	Selectman	<u>4/6/23</u> Date
		Selectman	4/6/23 Date
		Selectman	Date



Date: 4/6/2023 Mindes

M+K	Property	Wa Lobanon Monster Letwork			
Qty	Item #	Description	Job	Unit Price	Line Total
ington e		104 FL of gutter			\$ 430,00
	2	Labor			-0-

Account #:	Transfer Shoot	lion Reserve Araut	Total	430,00
		Mu =	$\rightarrow$	6 Cly 3023
Department Head	Date	Selectmo	lle	4/4/22
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Date: 4/6/1073 minder

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Department Head	Date	M	etman etman	Date 9/4/23 Date
	valid unless signed by ectman of the Town of	Janus Collection	14	4/4/23 Date

Selectman

Date



Date: 3 - 17 - 23

CHRIS WOODMAN

Qty	ltem #	Description		doL	Unit Price	Line Total
SEE	ATTACHED	QUOTE FOR	DES	CRIPTION	- Price	2,987.00
		Section 1		BILEN	R DOWN	ł

Account #:	TRANSFER STATION RE	SERVE ACCOUNT Total	2,987 00
Department Head	3-16-23 Date	Selectman	Date
**This Purchase is not valid on less than three Select Bo	- · · · · · · · · · · · · · · · · · · ·	Selectman	Date
the Town of Lebanon.  **SELET BEARD SIGNATURE ON THE ATTACHED		Selectman	Date
ON THE ATTACHED	C <sub>l</sub> uoie. –	Selectman	Date
		Selectman	Date

Lebanon Momentum Network Transfer Station Quote 25 Bigelow Rd. Lebanon ME 04027 (207) 608-7715 1 Repair/Replace Rotten wood on Attendant building MJ construction of Repair broken cross bracing on compactor overhang MJ construction (3) Replace roof shungles + related materials MJ. Construction (12) Remove mold on compactor rafters/power washi 15) Paint wood over compactors after powerwashing (6) Repair + Replace Gutters M+K Property Servicing (7) Protect Exposed sides of LDI headers over compactors MJ construction (8) Bumpers - Undetermined without better specs-(9) Clean + Power wash compactor areas exarger Paunting

(10) Repair/Replace Doorknobs
MJ construction
(11) Repair/Peplace vent stack
(not quoted)
(2) Security System
(not quoted) (13) More electrical fixtures mJ construction Total \$000 \$4,074.84 Total bid - #4, 2000 Lebanon Momentum Network Detoral Rewisson 25 Bigelow Rd Lepanon ME 04027

### **Loranger Painting & Renovation**

Michael Williamson 113 little river road Lebanon ME 04027 cell 603-275-3119

INVOICE NO. 1

**DATE February 18, 2023** 

CUSTOMER ID

lorangerpaintingrenovation@gmail.com

To accept this quotation, sign here and return:

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QUANTITY	DESC	uption	UNIT	PRICE LINE TOTAL
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	I've been painting and doing	construction for almost	30	
	years. I am fully insured for a	nything that I do for wo	ork.	
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This is a quotation on the	goods named, subject to the conditions noted below:			SALES TAX
(Describe any conditions p	pertaining to these prices and any additional terms of contingencies that will affect the quotation.)			TOTAL

purchasing with

## M&K Property Servicing

74 Merchants Row Lebanon, ME 04027 207-651-9592

## **Estimate**

Submitted on 02/19/2023

#### Lebanon Transferr Stati-

Descrip	tion		Qty	Unit price	Total price
104ft of r	ain gutter with hardware		. 1	\$430.00	\$430.00 \$0.00
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\$430.00

pulchase order

#### MJ's Construction LLC

1264 Carl Broggi HWY Lebanon, ME 04027

### **Estimate**

**Project** 

Date	Estimate #
2/21/23	1333

Name / Address	
Town of Lebanon 15 Upper Guinea Road Lebanon, Maine 04027	

Transfer Station Total Qty Rate Description 300.00 2,400,00T Transfer Station: labor for 8 sq roof stripping of no more than two layers, clean up of debris to appropriate recepticals at the transfer station, ice and water over center of roof for heated office/bathroom area, triflex on the unheated areas to left and right of office space, labor for install of 8 square of new shingles with drip edge 1,974.32 1,974.32T transfer Station: 25 bundles of shingles ~ 5 Drip edge ~ Rooting nails ~ Ice and water ~ epilay and 4 bundles of starter 3 tab shingles plus tax and 10% mark up for price changes -179.48 -179.48T Materials 10% mark up for price changes (Materials will be 100% at cost to the town confirmed via invoice) -1,000.00 -1,000.00T Company discount for labor # 13 Add > move electrical
fixtures

# a Repair cross brace
# 10 Replace door Knobs
xa @ 300.60 50 Thank you Subtotal \$3,194.84 **Sales Tax (0.0%)** \$0.00

**Total** 

\$3,644.84

\$3,194.84



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 02/21/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER. IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT Gregory Thayer Batcheider Bros. Insurance PHONE (207) 324-2060 FAX (A/C, No): (207) 324-0305 851 Main Street Sanford, ME 04073 info@batchelderbros.com INSURER(8) AFFORDING COVERAGE NAIC # INSURER A: James River Insurance Company MJ's Construction LLC INSURED INSURER B : 1264 Carl Broggi Hwy Lebanon, ME 04027 INSURER C : NSURER D : INSURER E : INSURER F : COVERAGES CERTIFICATE NUMBER: **REVISION NUMBER:** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADOL SUBR POLICY EFF POLICY EXP TYPE OF INSURANCE POLICY NUMBER LIMITE COMMERCIAL GENERAL LIABILITY 00122061-0 07/07/2022 07/07/2023 1,000,000 EACH OCCURRENCE DAMAGE TO RENTED \$ CLAIMS-MADE OCCUR 100,000 PREMISES (Es occurrence) 5,000 MED EXP (Any one person) 1,000,000 PERSONAL & ADV INJURY \$ GEN'L AGGREGATE LIMIT APPLIES PER: GENERAL AGGREGATE 2,000,000 PRO-POLICY 2,000,000 PRODUCTS - COMP/OP AGG s OTHER S COMBINED SINGLE LIMIT (Ea socident) AUTOMOBILE LIABILITY \$ ANY AUTO **BODILY INJURY (Per person)** \$ ALL OWNED SCHEDULED **BODILY INJURY (Per accident)** s AUTOS NON-OWNED AUTOS PROPERTY DAMAGE (Per accident) HIRED AUTOS s s UMBRELLA LIAB OCCUR EACH OCCURRENCE EXCESS LIAB CLAIMS-MADE AGGREGATE RETENTION \$ WORKERS COMPENSATION AND EMPLOYERS LIABILITY STATUTE ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE If yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT DESCRIPTION OF OPERATIONS / LOGATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Proof of Insurance CERTIFICATE HOLDER CANCELLATION Town of Lebanon 15 Upper Guinea Road SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE Lebanon, Maine 04027 THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE

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ACORD 25 (2014/01)

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Newport, NH 351 Sunapce Street PO Box 267 Lewport, NH 03773 603-863-1050

W. Lebanon, NH
Colonial Plaza
5 Airport Road Unit 2
West Lebanon, NH 03784
H 603-298-5641

Middleton, NH
Middleton Building Supply
5 Kings Highway
Middleton, NH 03887

Meredith, NH 157 Main Sucet Meredith, NH 03253 603-279-7911 Fax 603-279-7125

Claremont, NH

Fax: 603-863-3964 Pleasant & Mulberry St.
PO Box 396
Claremont, NH 03743
603-543-0128 SOLD TO Fax: (603)-543-1592 Fax: (603)-298-5809 
 Walpole, NH
 603-473-2314
 Dover, NH

 40 Meadow Access Lane
 Fax: (603)-473-8531
 Middleton Building Supply

 Rt. 12 North Meadow Plaza
 58 Old Rochester Road

 Walpole, NH 03608
 Dover, NH 03820

 603-445-5953
 603-742-8200
 Fax: (603)-445-3135 Fax: (603)-742-5528 Please visit us at: Hampton, NH 864 Lalayette Road Hampton, NH 03842 603-926-7626 Fax 603-926-6074 www.lavalleys.com

Rutland, VT 48 Windrest Road Rutland, VT 05701 Fax: (802)-775-8535 802-775-0834 Pleasant Street Ext Ludlow. VT 05149 802-228-4665 Ladlow, VT Industrial Park

Preferred Building Systems 143 Twisback Rd. Claroword, NH 03743 603-372-1050 Fax 603-372-1001

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Matrials @ Cost

CONTINUED



603-863-1050 Charemont, NH Passed & Mulberry St. PO Box 396 Charemont, NH 03743 603-543-0123 Newport, NIH
351 Sunapee Street
PO Box 267
lewport, NH 03773
603-863-1050 Fax: (603)-543-1592 W. Lebanon, NH
Colonial Plaza
5 Airport Read Unit 2
West Lebanon, NH 03784 Fax: (603)-298-5809 603-298-5641 40 Mesdow Access Lane F Rt. 12 North Mesdow Plaza Walpole, NH 03608 603-445-5953 Fax: (603)-445-2135 Walpole, NH BUILDING SUPPLY Middleton, NH
Middleton Building Supply
5 Kings Highway
Middleton, NH 03887 603-473-2314 **Dayer, NH**Fax: (603)-473-8531 Middleon Building Supply
58 Old Rochecter Road
Dover, NH 03820 Fax: (603)-742-5528 603-742-8200 Meredith, NH
157 Main Street
Meredith. NH 03253
603-279-7911
Fax 603-279-7125 Please visit us at: Hampton, NH 864 Lafayette Road Hampton, NH 03842 603-926-7626 Fax 603-928-8074 Rutland, VT 48 Windrest Road Rutland, VT 05701 802-775-0834 Pleasant Street Ext.
Ludlow, VT 05149
802-228-4665
Fax: (802)-228-5024
WWW.lavalleys.com Fax: (802)-775-8535 Ludlow, VT Industrial Park

**Preferred Building** 

Systems 143 Twistback Rd. Cheemont, NH 03743 603-372-1050 Fax 603-372-1001

JTHORIZED: MELISSA (WARREN TT. )	xm13%01 84:641 +	#170,07 Haxnal + 9,57 fax	15# TEAR STRENGTH  80# TENSILE STRENGTH  CLASS A FIRE RATING  2.3 LBS PER SQUARE  4 IKO25DB IKO MARATHON PLUS AR DUAL BLACK 3 TAB BDL  3 BDL/SQUARE	1 1	Isem Number	ORDER DATE   SOLD BY	CASH ACCOUNT ESCHOW		LEBANON, ME 04027	SOLDTO  S H  MJ'S CONSTRUCTION LLC ESC P LEBANON TRANSFER	
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48, 4PT 14

ROLL COST TO		
MAINTENANCE - GROUNDSKEEPING PROPERTY MANAGEMENT P.O. 80x 276 Lebanori, Maine U4U27 1-207-432-8139 cnjcostello@gmail.com QUALITY SERVICE AFFORDABLE AND RELIABLE	T.	*;

Loure

DATE: 2-20-23

Re-Qoure 3-28-23

TO Name: Town of Lebauon (TRANFER STATION)

Address: 15 upper Guinea Roll Town: Lebanon ME 04027

ATT: Mike WALLsubath

JOB DESCRIPTION PAYMENT TERMS Materials: Payment up front unless provided by customer. Labor: 50% due at start, 50% due at project completion

LABOR OR MATERIAL ITEM	HOURLY 85	"MATERIAL" COST
		./
BEAM @ 2XIOXI4 PT	(057	\$125.00
Renlace @ Double Floodlite	COST	# 60,00
Replace 32 " CRUSHED GUTTER	Cost	\$ 100,00
Replace Broke 3"PVR Elbow-	COST	# 30.00
EXTERIOR STINKPIPE!		
Replace Some Rotted FACER	•	
boards IX8 and IX4 boards		\$ 200,00
WRAD ALL FACER DOARD ALL	•••	·
AROUND building WhiTE		··
Alumin METAL	Cost	\$350.00
TOTAL	MATERIAL	cosi 1835,00
		· ·
/ Abor	28 hz	# 2,380.00
		<i>"</i>
	SUBTOTAL	F. 2,380.00
	COST MATERIAL	#835,**
	TOTAL	3 2 30.00

THANK YOU FOR YOUR BUSINESS!



Town of Lebauon, TRANSFER STATION ...
15 upper Guinea Rd ATT: Mike Walls Worth

Address: 15 upper Guinea Rol LEDANON ME 04027

JOB DESCRIPTION

**PAYMENT TERMS** Materials: Payment up front unless provided by customer.

Remodeling ExTERIO	12	Labor: 50% due at start, 50% due at project completion
	#	•
LABOR OR MATERIAL ITEM	HOURLY C	5,00 LINE TOTAL
Replace ROTTED 2X10X14		
BEAM @ 2XIOXI4 PT		
Replace @ Double Floodlite		
Replace 32 F CRUSHED GUTTER		
Replace Broke 3"PVC Elbow -	-	
EXTERIOR STINKPIPE!		
Replace Some Rotted FACER		-
boards IX8" and IX4" boards		
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	SUBTOTA	1 F 2 380.06
	COST MATERIA	# 950.00
	<b>אדסד</b>	3,330,00

THANK YOU FOR YOUR BUSINESS!