

**Warrant Committee Agenda
Monday, February 10, 2020
7:00 PM Council Chambers**

***** WELCOME & INTRODUCTION *****

Seth Libby, Warrant Committee Chair

- I. Roll Call
- II. Approve Agenda
- III. Public Comment – Public comments are welcomed on the items on tonight’s adopted agenda. Members of the public will be strongly encouraged to limit their comments to a maximum of 5 minutes. Depending on the number of citizens who want to speak, the Chair may reduce the allotted speaking time to a maximum of 3 minutes.
- IV. Membership
- V. Approve minutes –
 - A. June 24, 2019 – Organizational Meeting
 - B. September 4, 2019 – Special Meeting
- VI. Legal authority, responsibility and limitations
- VII. Meeting Schedule
- VIII. Budget status and overview
- IX. Budget layout and format
- X. Capital Improvement Program
- XI. Questions and answers
- XII. Subcommittees: development of tentative meeting times
- XIII. Other Business
- XIV. Adjournment

To ensure your complete participation in this meeting please inform us of any special requirements you might have due to a disability. Call 288-4098

Minutes
Warrant Committee Organizational Meeting
Monday, June 24, 2019

- I. Call to Order** – 5:06 P.M. – In attendance were Julie Berberian, Michael Handwerk, Donna Karlson, John Kelly, Meagan Kelly, Seth Libby, Kathleen St. Germain, Lawrence Sweet, Christine Smith, Carol Chappell, William Murphy, Mary Jane Whitney and William Matteson.
- II. Oaths** – Town Clerk administered the oath to those present.
- III. Election of Officers:**
- A. Chair** – Julie Berberian nominated Seth Libby. There being no further nominations, it was moved and duly seconded to cease nominations. Seth Libby was elected Chair by a vote of 12-1.
- B. Vice-Chair** – Chris Smith nominated Julie Berberian. There being no further nominations, it was moved and duly seconded to cease nominations. Julie Berberian was elected Vice-Chair by unanimous vote.
- C. Secretary** – Donna Karlson nominated Michael Handwerk. There being no further nominations, it was moved and duly seconded to cease nominations. Michael Handwerk was elected Secretary by unanimous vote.
- IV. Sub Committee Selection** – Mr. Libby will send an email with the current sub-committee member lists. There is a vacancy for the Chair of the General Government sub-committee. Mr. Libby hopes to finalize that vacancy and the sub-committee rosters by the end of July.
- Other discussion:**
Ms. Karlson requested looking at dates in August to review the LUO amendments for November. The Town Clerk stated three LUO amendments will be presented to Council July 16 to call for a Public Hearing August 20. Mr. Libby will mark his calendar for August 20 to schedule a Warrant Committee meeting shortly after.
- Mr. Libby mentioned the Charter Commission Public Hearing scheduled for 7:00 tonight. Additional discussion followed on how the Warrant Committee can be more efficient.
- V. Adjournment** –Moved, and duly seconded, to adjourn at 5:22 p.m. Motion passed unanimously.

Sharon M Linscott, Town Clerk

Minutes

Warrant Committee 2019-2020

General Meeting

Wednesday, September 4, 2019

I. **Call to Order:** 7:00 pm by Chairman Libby

II. **Roll Call:** 22 sitting members; with 16 voting members present (majority is 9 or more)

Present: J. Berberian, S. Boucher, B. Chaplin, C. Chappell, S. Dyer, M. Good, M. Handwerk, E. Henry, J. Kelly, J. Kitler, S. Libby, W. Matteson, C. Smith, K. St. Germain, L. Sweet, M. J. Whitney;
Absent: R. Gladstone, M. Kelly, A. Kendall, W. Murphy; **Absent Excused:** D. Karlson; **Present, but not at roll call:** M. Tadenev (arrived 7:06 pm)

III. **Recommendations on November Warrant Articles**

Chair Libby introduced Town Staff in attendance: Town Manager Cornell Knight, Planning Director Michele Gagnon, and Code Enforcement Officer Angela Chamberlain. Subcommittee member Kathy St. Germain discussed the General Government subcommittee's vote to unanimously adopt Article 2 and Article 3 from their subcommittee meeting held on 08-30-19. Chair Libby then led specific discussions regarding the articles placed on the warrant for 11-05-19 town meeting and vote.

Article 1: No Warrant Committee action required on this article.

Article 2: Land Use Ordinance Amendment – Vacation Rental.

Mr. Chaplin moved and Mr. Matteson seconded a motion for the Warrant Committee to recommend the adoption of Article 2 as presented in the 08-20-19 draft warrant.

Discussions ensued regarding support or opposition to the question: Shall an amendment dated May 1, 2019 and entitled "An amendment to the definition of Vacation Rental" be enacted? Chair Libby questioned if a pecuniary issue exists that would create a conflict with anyone who owns a residence that would vote on this article. Specifically, is there a conflict of interest with Warrant Committee members who own a home and would vote on this issue? Mr. Knight stated the Town-wide vote is not an issue, with Mr. Kelly agreeing with Knight (no need to consider this an issue). Chair Libby agreed that an additional motion is not needed.

Other Article 2 discussions included:

- Is there any enforcement issues with this change? Answer: not any more difficult than it is now

- What is included in “or portion thereof”? Answer: only rent through a dwelling unit, with some owners wanting to just rent a room in their house, thus this change is to accommodate this rental preference
- Shed is not a dwelling unit
- Use Webster dictionary for specific definitions
- 8% of people rent a part of their home, and it would be beneficial to allow owners options involving this type of rental practice
- Ms. Gagnon also stated that Bar Harbor has finished tabulating vacation rental information (starting in 2007), and anticipates drafting a report that will respectfully address vacation rental issues.

Motion vote: **16** in favor, **1** against, **0** abstain. *Motion to adopt is approved.*

Recommendation: **Adopt Article 2**

Article 3: Land Use Ordinance Amendment – Site Plan Review Procedure.

Mr. Kitler moved and Mr. Good seconded a motion for the Warrant Committee to recommend the approval of Article 2 as presented in the 08-20-19 draft warrant.

Discussions ensued regarding support or opposition to the question: Shall an ordinance dated May 22, 2019 and entitled “An amendment to site plan review procedure” be enacted? Ms. Gagnon explained that the Warrant Committee can use tonight’s event as part of the reasoning for “incomplete application” language being stricken from the site plan review, in addition to Planning Board minutes being extensive and not always available in a timely fashion.

Motion vote: **17** in favor, **0** against, **0** abstain. *Motion to adopt is approved.*

Recommendation: **Adopt Article 3**

IV. Announcements and Adjournment: Chairman Libby reminded Warrant Committee members to complete their ethics training and Freedom of Access Act training. Meeting adjourned at 7:36 pm,

Michael Handwerk
Secretary, Warrant Committee