

Minutes
Bar Harbor Town Council
May 3, 2016

Neighborhood Meeting – Town Hill

V.I.S.

- I. **CALL TO ORDER** – 6:00 p.m. – In attendance were Councilors: Paul Paradis, Gary Friedmann, Anne Greenlee, Peter St. Germain, Burt Barker, David Bowden; and Town Manager Cornell Knight.
 - A. **Excused Absence(s)** – Mr. St. Germain, with second by Ms. Greenlee, moved to excuse Councilor Stivers as provided by Town Charter section C-12.B(1)(d). Motion passed 6-0.

- II. **Town Hill neighborhood’s requested Topics of Discussion.**
 - A. **Parking Plan** – Town Manager Cornell Knight gave a brief overview following the last public meeting with the consultants that provided their recommendations for a parking garage and parking program. Ron Beard the facilitator of the Backyard Parking Committee has been contact to see if the committee would like to continue and address the recommendations. Mr. Knight noted that all of the consultant’s reports are online.

 - B. **Transfer Station** – Mr. Knight reported that the Council considered a trial period of PAYT, and following their April 19th public hearing on the subject; the Council voted 4 to 3 not to proceed.

Resident Diane Vreeland offered to do a study on the transfer station with regards to composting, PAYT and other recycling programs. She stated several members from the EMERA project were interest and willing to serve on the committee. Following much discussion, it was of general consensus to place this item on the next Council agenda, May 17th.

 - C. **Wi-Fi Plan** – There were comments, but no new comments from previous hearings on the subject. Residents were reminded on June 7th, they will vote whether or not to include in the FY17 CIP \$50,000 as seed money towards the \$100,000 estimated for an engineering study that is necessary in order to consider which option is best and the estimated cost of each option.

Following the requested topics for discussion tonight, resident John Hodgdon inquire if the town has any plans to take over the extend portion of the Arrowhead Road. When the subdivision was approved, the

developer had no plans for the Town to take over the road and no intentions of connecting to Route 102. The road was not built to Town standards.

Diane Vreeland inquired as to whether or not the name of who filed a complaint is provided. When it was affirmed, she expressed her disapproval of the practice, following a complaint she filed and being visited by the angry neighbor.

The Regularly Scheduled meeting began at 7:10 p.m.

- III. **PUBLIC COMMENT PERIOD** – *The Town Council allows at this time up to fifteen minutes of public comment on any subject not on the agenda and not in litigation with a maximum of three minutes per person.* – Matt Hochman thanked everyone for coming out to Town Hill tonight and hoped for more meetings outside of downtown.

Diane Vreeland stated she respects the Town Council. She was pleased to share that their community works very hard and that there are just a few of them.

Dessa Dancy gave thanks for holding a meeting in Town Hill. She liked the informality, and felt downtown meetings were intimidating.

- IV. **APPROVAL OF MINUTES - April 19, 2016 Regular Meeting** – Ms. Greenlee requested under Regular Business Item B.2.be amended to read; the second was made by Mr. Stivers, not Ms. Greenlee.

Mr. St. Germain, with second by Mr. Barker, moved to approve the minutes of April 19, 2016 as amended. Motion passed 6-0.

- V. **ADOPTION OF AGENDA** – Ms. Greenlee, with second by Mr. St. Germain, moved to adopt the agenda as presented. Motion passed 6-0.

- VI. **CONSENT AGENDA** – *A single vote has been scheduled to approve the following routine items of business without discussion, unless individual agenda item action is requested by a Councilor:*

- A. **Vehicles for Hire: Wild Iris Farm** –*Possible motion to approve four carriage licenses as submitted by Marc R. Jaffrey, Wild Iris Farm, LLC. (Police Lt. Pinkham approved, Proof of Insurance provided.)*
- B. **Boundary Line Agreement: St. Saviour’s Church** –*Possible motion to approve a boundary line agreement between Rectors, Wardens and Vestrymen of the Parish of St. Saviour’s Church and the Town of Bar Harbor at the village burying grounds.*
- C. **Sidewalk Sale** – *Possible motion to approve the request of the Bar Harbor Merchants Association for use of the public sidewalks for a one-day Street Stroll sidewalk sale in conjunction with the Taste of Bar Harbor Festival on May 21, 2016.*

Mr. St. Germain, with second by Mr. Friedmann, moved to approve the consent agenda as published. Motion passed 6-0.

VII. PUBLIC HEARINGS:

- A. **Special Amusement Permit: The Lompoc, 36 Rodick Street, request for Class 3ad, three or more musicians with mechanical amplification and dancing as submitted by James Pike. (Renewal)** – There were no comments from the audience. Mr. St. Germain, with second by Mr. Barker, moved to approve the Special Amusement application for The Lompoc for a Class 3ad permit as advertised. Motion passed 6-0.

Ms. Greenlee noted that there was a non-substantiated complaint. She also noted that if residents are disturbed by the noise, the policy is for people to continue to call the police for documentation.

- B. **Special Amusement Permit: The Dog and Pony Tavern, 4 Rodick Place, request for Class 4, any other type of entertainment as provided by 28A MRSA 1054.1.C. (Renewal)** – Barbara Fenderson inquired if there is a complaint, is there a sound meter used. Lt. Kerns explained the procedure in using the decibel meter. There being no further comments, Mr. St. Germain, with second by Mr. Barker, moved to approve the Special Amusement application for the Dog & Pony Tavern for a Class 4 permit as advertised. Motion passed 6-0.

VIII. REGULAR BUSINESS:

- A. **FEMA Flood Ordinance Amendment - Introduction of FEMA Flood Insurance Rate Maps and ordinance amendments. Robert Osborne, Planning Director.** – Planning Director Bob Osborne explained in order for municipalities to have flood insurance, the Town must adopt an ordinance. Changes in the floodplain mapping was done in 2015 to 2016. The proposed ordinance amendment is to adopt the language that connects to the new maps and citing new federal statutes.

Mr. St. Germain, with second by Ms. Greenlee, moved to schedule a public hearing on June 21, 2016 to hear comments on the amendments to the Floodplain Management Ordinance, Chapter 90, of the Bar Harbor Code. Motion passed 6-0.

- B. **Treasurer's Warrant – Request of Treasurer to authorize paid bills.** – Mr. St. Germain, with second by Ms. Greenlee, moved to sign the Treasurer's Warrant for paid bills. Motion passed 6-0.

IX. **TOWN MANAGER'S COMMENTS** – Mr. Knight had nothing to report. He announced it was his first time in the VIS building.

X. COUNCIL COMMENTS AND SUGGESTIONS FOR NEXT AGENDA

Mr. Bowden thanked everyone for coming out. He stated he would like to see the next neighborhood meeting in Hulls Cove.

Mr. Barker brought attention to the Police Department's Memo on speed data in Town Hill. Police Lt. Kerns explained that over the years, the Town Hill residents have expressed concerns of speeding through the village. Anticipating this subject, the Police Department collected data by placing their speed trailer in several locations throughout Town Hill on two separate days in April. Lt. Kerns reported that the average vehicle speeds in all areas were below the posted speed limits. However, people generally slow down when they see the trailer. There were recordings of excess speed, and that data is used to determine the area and time of day the police are directed to patrol.

Mr. St. Germain thanked everyone for coming.

Ms. Greenlee requested discussion of a solid waste committee be on the next agenda.

Mr. Friedmann also thanked everyone for coming out.

Mr. Paradis thanked the VIS for hosting tonight's meeting.

XI. **EXECUTIVE SESSION:** (None)

XII. **ADJOURNMENT** – Ms. Greenlee, with second Mr. St. Germain, moved to adjourn the meeting at 7:37 p.m. Motion passed 6-0.

Patricia A. Gray, Town Clerk