

Workshop
Bar Harbor Town Council
August 2, 2016

- I. **CALL TO ORDER** – 5:45 p.m. – In attendance were Councilors: Paul Paradis, Gary Friedmann, Anne Greenlee, Peter St. Germain, Burt Barker, Clark Stivers, Matthew Hochman; Town Manager Cornell Knight; Attorneys: Ed Bearor and Erik Stumpf from Rudman and Winchell Law Firm. Also in attendance were Angel Hochman and Liz Graves.
- A. **Excused Absence(s)** – All were present.
- II. **Town Council Workshop** *with Town Attorney on roles and responsibilities of Town Councilors.* – Mr. Bearor and Mr. Stumpf distributed a memo on the Roles and Responsibilities of Town Councilors and a list of applicable state statutes. They reviewed Legal Aspects of Communications by Town Councilors, the Freedom of Access Law, Conduct of Council’s Meetings and Procedures, Executive Sessions, and the relationship of the Town Manager and Council. Questions and Answers followed.
- The meeting recessed at 6:50 pm.

Minutes
Bar Harbor Town Council
Regularly Scheduled Meeting Resumed at 7:00 p.m.

- III. **COMMITTEE APPOINTMENTS** –
- A. *Council to consider Appointments Committee recommendations to appoint the following with expiration date of July 31 of their applicable year:*
1. **Marine Resources Committee:** Three year term
 - a. Chris Peterson

Mr. St. Germain nominated Chris Peterson to the Marine Resources Committee. There being no further nominations, Chris Peterson was appointed by a vote of 7-0.
 2. **Parks and Recreation Committee:** Three year term
 - a. YMCA Representative – Thomas Parham

Mr. St. Germain nominated Thomas Parham to the Parks and Recreation Committee. There being no further nominations, Thomas Parham was appointed by a vote of 7-0.

B. Council to consider appointments:

1. **Hancock County Planning Commission**

a. Robert Osborne, Planning Director

Mr. St. Germain nominated Planning Director Robert Osborne to the Hancock County Planning Commission. There being no further nominations, Robert Osborne was appointed by a vote of 7-0.

IV. **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.* – There were no comments.

V. **APPROVAL OF MINUTES** – *Not available at this time*

VI. **ADOPTION OF AGENDA** – Mr. Friedmann, with second by Mr. St. Germain, moved to adopt the agenda as presented. Motion passed 7-0.

VII. **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. **Vehicle for Hire** – *Possible motion to approve one limousine license for 200E d/b/a Unified Limousine as requested by Dennis Hutchins. Approved by Police Department and insurance provided.*

Mr. St. Germain, with second by Ms. Greenlee, moved to approve the consent agenda as presented. Motion passed 7-0.

VIII. **PUBLIC HEARINGS:**

A. **Special Amusement Permit: Project Social**, *16 Mount Desert St., request for Class 2, two musicians without mechanical amplification as submitted by Cody Gordon. (NEW)* – There being no public comments; Mr. St. Germain, with second by Mr. Hochman, moved to approve the Special Amusement Application for Project Social for a Class 2 permit without amplification as advertised. Motion passed 7-0.

IX. **REGULAR BUSINESS:**

A. **Broadcasting Board Meetings** – *Consideration and possible approval of contracting with Town Hall Streams to broadcast current board meetings.* – Town Manager Cornell Knight gave a brief overview of the Technical Systems Administrator Steve Cornell's memo outlining the pros and cons. Mr. Barker, with second by Mr. St. Germain, moved to contract with Town Hall Streams for broadcasting town meetings and fund the monthly fee from account #2122-6120. Motion passed 7-0.

B. Code Enforcement Violations – *Consideration for possible action to unresolved code violations for the following:*

1. *Bobbi Lynn Hutchins d/b/a Blue Door Restaurant, 135 Cottage Street, Tax Map 104 Lot 029-000* – Code Enforcement Officer Angela Chamberlain gave an overview and the file indicates a violation notice was sent four times and no response. Following a brief discussion, Mr. St. Germain, with second by Mr. Barker, moved to authorize the Town's Attorney to file an enforcement action against Bobby Lynn Hutchins in the Maine District Court or Superior Court pursuant to 30-A MRSA Sec. 4452, immediately. Motion passed 7-0.
2. *RDR Realty d/b/a Olive Park Café, 59 Cottage Street, Tax Map 104, Lot 085-000* – Following a brief overview by the Code Enforcement Officer, the file indicates that the violation notice was returned because the property owner refused the certified mailings. Earlier today, the property owner picked up a permit application. Following discussion, Mr. St. Germain, with second by Mr. Barker, moved to authorize the Town's Attorney to file an enforcement action against RDR Realty in the Maine District Court or Superior Court pursuant to 30-A MRSA Sec. 4452. Motion passed 7-0.

C. Council Goals – *Quarterly status report by the Town Manager.* – Discussion ensued for continuing off-site Council meetings. The final thought was Council should try one more in Salisbury Cove in November. Ms. Greenlee, with second by Mr. St. Germain, moved to accept the Council Goals update as presented and file with the Town Clerk. Motion passed 7-0.

D. Treasurer's Warrant – *Request of Treasurer to authorize paid bills.* – Mr. St. Germain, with second by Mr. Hochman, moved to sign the Treasurer's Warrant for paid bills. Motion passed 7-0.

X. **TOWN MANAGER'S COMMENTS** – No updates this evening.

XI. **COUNCIL COMMENTS AND SUGGESTIONS FOR NEXT AGENDA**

Mr. Barker gave further thought of off-site meetings. He stated at any open meeting no one should be openly attacked, it should be stopped immediately.

State Representative Brian Hubbell requested to speak. He reported that he spent last evening with two Bar Harbor Police Officers getting a taste of their experience. He left with a good feeling, and feels Bar Harbor is in good hands. He will follow-up with a letter to Police Chief Willis.

XII. **EXECUTIVE SESSION:** (None Anticipated)

XIII. **ADJOURNMENT** – Ms. Greenlee, with second by Mr. Hochman, moved to adjourn at 7:35 p.m. Motion passed 7-0.

Patricia A. Gray, Town Clerk