

**Minutes**  
**Bar Harbor Town Council**  
**By Video Conference**  
**April 6, 2021**

- I. CALL TO ORDER** – 5:00 P.M. - In attendance were Councilors Jefferson Dobbs, Matthew Hochman, Valerie Peacock, Gary Friedmann, Joe Minutolo, Erin Cough, Jill Goldthwait; and Town Manager Cornell Knight.  
    **A. Excused Absence(s)** – all present.
- II. 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. Comments may be emailed in advance to the Council Chair at [jdobbs@barharbormaine.gov](mailto:jdobbs@barharbormaine.gov) to be read during the meeting or through the Zoom webinar using the raise hand function.* – Chair Dobbs read an email from Tina Stein encouraging the implementation of the streetscape plans for Cottage and Main Streets.
- III. APPROVAL OF MINUTES**  
    **A. March 16, 2021 Regular Meeting**  
    **B. March 23, 2021 Joint Meeting with Warrant Committee**  
Mr. Hochman, with second by Ms. Cough, moved to approve the minutes from the March 16, 2021 Regular Meeting and the March 23, 2021 Joint Meeting with Warrant Committee as presented. Roll Call Vote:  
Dobbs            Y  
Hochman        Y  
Peacock         Y  
Friedmann      Y  
Minutolo        Y  
Goldthwait     Y  
Cough           Y  
Motion passed 7-0.
- IV. ADOPTION OF AGENDA** – Mr. Hochman requested that “Community Project Funding – a possible motion to express support for a project” be added as Item K under Regular Business without objection. Mr. Hochman, with second by Ms. Cough, moved to adopt the agenda as amended. Roll Call Vote:  
Dobbs            Y  
Hochman        Y  
Peacock         Y  
Friedmann      Y  
Minutolo        Y  
Goldthwait     Y  
Cough           Y  
Motion passed 7-0.
- V. 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** – *Police Department approved and proof of insurance provided.*  
*Possible motion to approve:*

1. **Amy’s Taxi & Tours** request for one new taxi license as submitted by Amy Walton.

**B. Re-Commitment of Taxes** – *Possible motion to recommit all real estate and personal property taxes which remain unpaid as of 3/30/2021 in the sum of \$1,798,454.68 to Tax Collector Jennifer Sawyer as outlined in a memo dated 4/1/2021.*

Mr. Hochman, with second by Ms. Cough, moved to approve the Consent Agenda as presented. Roll Call Vote:

<u>Dobbs</u>	<u>Y</u>
<u>Hochman</u>	<u>Y</u>
<u>Peacock</u>	<u>Y</u>
<u>Friedmann</u>	<u>Y</u>
<u>Minutolo</u>	<u>Y</u>
<u>Goldthwait</u>	<u>Y</u>
<u>Cough</u>	<u>Y</u>

Motion passed 7-0.

**VI. PUBLIC HEARINGS** - *Maximum of 3 minutes per person. Comments may be emailed in advance to the Council Chair at [jdobbs@barharbormaine.gov](mailto:jdobbs@barharbormaine.gov) to be read during the hearing or through the Zoom webinar using the raise hand function.*

**A. Special Amusement Permit Renewals**

1. **Thirsty Whale, 40 Cottage Street,** request for Class 3a, three or more musicians with mechanical amplification as submitted by Basil Eleftheriou. There being no public comment, Mr. Hochman, with second by Ms. Cough, moved to approve the Special Amusement permit application for the Thirsty Whale for a Class 3a permit as presented. Roll Call Vote:

<u>Dobbs</u>	<u>Y</u>
<u>Hochman</u>	<u>Y</u>
<u>Peacock</u>	<u>Y</u>
<u>Friedmann</u>	<u>Y</u>
<u>Minutolo</u>	<u>Y</u>
<u>Goldthwait</u>	<u>Y</u>
<u>Cough</u>	<u>Y</u>

Motion passed 7-0.

2. **Stewman’s Lobster Pound Downtown, 35 West Street,** request for Class 3ad, three or more musicians with mechanical amplification and dancing as submitted by Patrick Walsh. There being no public comment, Mr. Hochman, with second by Ms. Cough, moved to approve the Special Amusement permit application for Stewman’s Lobster Pound Downtown for a Class 3ad permit as presented. Roll Call Vote:

<u>Dobbs</u>	<u>Y</u>
<u>Hochman</u>	<u>Y</u>
<u>Peacock</u>	<u>Y</u>
<u>Friedmann</u>	<u>Y</u>

Minutolo            Y  
Goldthwait        Y  
Cough              Y  
Motion passed 7-0.

3. **West Street Hotel**, 50 West Street, request for Class 3ad, three or more musicians with mechanical amplification and dancing as submitted by Patrick Walsh. There being no public comment, Mr. Hochman, with second by Ms. Cough, moved to approve the Special Amusement permit application for the West Street Hotel for a Class 3ad permit as presented. Roll Call Vote:

Dobbs                Y  
Hochman           Y  
Peacock            Y  
Friedmann        Y  
Minutolo           Y  
Goldthwait        Y  
Cough              Y  
Motion passed 7-0.

4. **Kebo Valley Golf Club**, 136 Eagle Lake Road, request for Class 3ad, three or more musicians with mechanical amplification and dancing as submitted by David Closson. There being no public comment, Mr. Hochman, with second by Ms. Cough, moved to approve the Special Amusement application for Kebo Valley Golf Club for a Class 3ad permit as presented. Roll Call Vote:

Dobbs                Y  
Hochman           Y  
Peacock            Y  
Friedmann        Y  
Minutolo           Y  
Goldthwait        Y  
Cough              Y  
Motion passed 7-0.

## VII. REGULAR BUSINESS

- A. **Parking Solutions Task Force** – Eben Salvatore, Chair of the task force, presented each item and answered Council questions.

1. *Parklets*. Mr. Hochman, with second by Mr. Minutolo, moved to approve the use of parklets in 2021 and the Curbside Checklist as presented and allow open enrollment after Council approval and set the fee at \$100 per month. Roll Call

Vote:  
Dobbs                Y  
Hochman           Y  
Peacock            Y  
Friedmann        Y  
Minutolo           Y  
Goldthwait        Y

Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- 2. *EV Chargers.* Mr. Hochman, with second by Mr. Friedmann, moved to approve the installation of 2 EV Charging Stations on Newport Drive next to the Comfort Station. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- 3. *Kids' Corner Lot – Kiosk move.* Mr. Hochman, with second by Ms. Goldthwait, moved to approve the amendment to the Parking Policy that makes the Kids' Corner lot a permit parking lot. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- 4. *Bike Route to Acadia National Park.* Mr. Hochman, with second by Mr. Minutolo, moved to approve the Bike Route to Acadia National Park as recommended by the Parking Solutions Task Force. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- 5. *15-minute parking space on Cottage St.* Mr. Hochman, with second by Ms. Goldthwait, moved to approve the amendment to the Parking Policy to make a space on Cottage Street across from the Post Office a 15 min space, add to section IV B Cottage Street, the two spaces at the Municipal Building and change V G from June 1<sup>st</sup> to May 15<sup>th</sup>. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y

Goldthwait      Y  
Cough            Y  
Motion passed 7-0.

**B. Harbor Committee** – *Review recommendations for the Ferry Terminal property.*

Lynne Williams, Chair of the Harbor Committee, presented the recommendations. Ms. Williams, along with Harbormaster Charlie Phippen, answered Council questions. Following a lengthy discussion, Mr. Hochman, with second by Ms. Cough, moved to postpone this decision indefinitely until Council can hold a workshop in the near future with the Harbor Committee. Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock       Y  
Friedmann    Y  
Minutolo      Y  
Goldthwait    Y  
Cough           Y  
Motion passed 7-0.

**C. Harbormaster Position** – *Possible motion to incorporate into the Police Dept.*

Harbormaster Charlie Phippen and Police Chief Jim Willis presented the recommendation and addressed Council questions and concerns. Ms. Goldthwait, with second by Mr. Friedmann, moved to appoint Special Service Sergeant Chris Wharff as Harbormaster effective May 15, 2021 and approve the finance plan as presented in the memo from Chief Willis dated March 16, 2021. Roll Call Vote:

Dobbs            Y  
Hochman       N  
Peacock       N  
Friedmann    Y  
Minutolo      Y  
Goldthwait    Y  
Cough           N  
Motion passed 4-3 (Nays: Hochman, Peacock, Cough).

**D. Bar Harbor Pride** – *Request regarding pride visibility in June by Jace Viner.* Mr.

Viner spoke to his plans for pride events in June. Following discussion, Mr. Hochman, with second by Mr. Minutolo, moved that to show our support of the LGBTQ+ community, the Town Council would support the efforts of Bar Harbor Pride to decorate the town owned light poles on Main Street from West to Mount Desert and that any bunting or other attachment to the light poles be approved by Public Works, and a yet undesignated crosswalk to be painted rainbow. Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock       Y  
Friedmann    Y  
Minutolo      Y  
Goldthwait    Y

Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- E. Racial Equity – Next Steps.** Nina St. Germain highlighted her memo. Mr. Hochman, with second by Mr. Friedmann, moved to approve the first step recommendations, item 4 “Explore what other towns are doing about structural racism” as well as seeing what is currently being done in our community for structural racism and item 6 in the memo from Nina “Explore grant opportunities for possible help working toward Goal 5: Improve the Effectiveness and Efficiency of our Town Governance and encourage citizen involvement, to engage citizens of diverse demographics and interests, including youth” and report back to the Council. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- F. 4<sup>th</sup> of July Parade, Fireworks and Band Concerts – Request by Councilor Dobbs.** Mr. Hochman, with second by Ms. Cough, moved to postpone this item to a time indeterminate. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

- G. Boards & Committees Ordinance – Review recommendations to amend.** Town Manager Knight introduced the amendment. Mr. Hochman, with second by Mr. Friedmann, moved to schedule a public hearing for May 4, 2021 to hear comments on the proposed amendments to Chapter 31 as presented. Roll Call Vote:

Dobbs \_\_\_\_\_ Y  
Hochman \_\_\_\_\_ Y  
Peacock \_\_\_\_\_ Y  
Friedmann \_\_\_\_\_ Y  
Minutolo \_\_\_\_\_ Y  
Goldthwait \_\_\_\_\_ Y  
Cough \_\_\_\_\_ Y  
Motion passed 7-0.

**H. Annual Town Meeting June 2021 Warrant**

- 1. *Council’s recommendations on remaining Warrant articles.* Mr. Hochman, with second by Mr. Friedmann, moved to recommend adoption of Education Articles

B through P and Municipal Articles Q through X. Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock        Y  
Friedmann     Y  
Minutolo       Y  
Goldthwait    Y  
Cough          Y  
Motion passed 7-0.

- 2. *Possible motion for staff to prepare the final Warrant for Council’s signature.* Mr. Hochman, with second by Ms. Cough, moved for staff to prepare the final Warrant for Council’s signature. Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock        Y  
Friedmann     Y  
Minutolo       Y  
Goldthwait    Y  
Cough          Y  
Motion passed 7-0.

- I. Maine Historic Preservation Commission – Consider comments on the MDI Hiking Trail System nomination to the National Register of Historic Places.** – Ms. Goldthwait, with second by Mr. Hochman, moved that we support the designation.

Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock        Y  
Friedmann     Y  
Minutolo       Y  
Goldthwait    Y  
Cough          Y  
Motion passed 7-0.

Town Manager Knight will send a letter of support on Council’s behalf.

- J. Treasurer’s Warrant - Request of Treasurer to authorize paid bills.** – Mr. Hochman, with second by Ms. Cough, moved to sign the Treasurer’s Warrants for paid bills. Roll Call Vote:

Dobbs            Y  
Hochman       Y  
Peacock        Y  
Friedmann     Y  
Minutolo       Y  
Goldthwait    Y  
Cough          Y  
Motion passed 7-0.

**K. Community Project Funding** – *A possible motion to express support for a project.* – Mr. Knight introduced this item. Mr. Hochman, with second by Mr. Minutolo, moved that the Bar Harbor Town Council fully supports the infrastructure replacement project on the Schooner Head Road and submit the project for consideration to the Community Project Funding program. Roll Call Vote:

Dobbs            Y

Hochman        Y

Peacock        Y

Friedmann     Y

Minutolo       Y

Goldthwait    Y

Cough           Y

Motion passed 7-0.

**VIII. TOWN MANAGER’S COMMENTS** – None.

**IX. COUNCIL COMMENTS AND REQUESTS FOR FUTURE AGENDAS**

**Ms. Goldthwait** is mindful of whether we need to have a conversation about planning for the summer in terms of COVID. I don’t think we can assume we’re back to business as usual. I don’t know if we’re going to provide free masks. Will businesses require people to wear masks? Mr. Knight stated, although we don’t have funding like last year, Nina has lined up volunteers to stock the mailbox masks. We’ll be putting 4 or 5 of those around downtown. We have about 50,000 masks to distribute. We’ll put the benches out again, distant, and we’ll follow CDC guidelines. Ms. Goldthwait also spoke to cruise ships and clips she gets daily from the industry. I’d like to think we’re ready in case somebody says here we come. I don’t want us to be caught flat footed. Additional discussion followed.

**Mr. Hochman** requested on a soon agenda, an update on plans for the streetscapes for both Cottage and Main streets. He also mentioned the passing of Walter Seward who was a part of the town for a very long time and part of the municipality. He shared some memories of Walter. I will very much miss running into him, he always had a smile on his face. I would like to see us, maybe thru the VIA at Glen Mary, put a plaque on a bench down there for him. The town will deeply feel his loss.

**Ms. Peacock** has been chatting with fisherman and people in town. A fisherman asked if it was OK to come and present to Town Council about some of the issues they are facing right now (whales, wind, aquaculture.) It will help people get a feel for the actual fishing scene. She requested this for the next agenda.

**Ms. Cough** echoed Matt regarding Walter and the Cottage Street redo. She also reminded people of the naming for the sanding and plowing trucks. The deadline is coming up in a week or so.

**Mr. Dobbs** expressed appreciation to the Criterion for turning on their lights every night during the winter. He also shared memories of Walter and mentioned a memorial service at the Bar Harbor Inn on Saturday between noon and 4. There is also a candlelight vigil planned at Glen Mary on Friday. He received an email from Dick Cough, the VIA discussed putting a plaque up.

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



**XI. ADJOURNMENT** – Mr. Hochman, with second by Ms. Cough, moved to adjourn at 9:12p.m. Roll Call Vote:

Dobbs            Y

Hochman       Y

Peacock        Y

Friedmann     Y

Minutolo       Y

Goldthwait    Y

Cough           Y

Motion passed 7-0.

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Sharon M Linscott, Town Clerk