

# TOWN OF BAR HARBOR

## TELEPHONE DIRECTORY

TOWN OF BAR HARBOR  
Website: [www.barharbormaine.gov](http://www.barharbormaine.gov)

Ambulance:		
	Emergency	911
	Other Business	288-5554
Assessor	( <a href="mailto:assessor@barharbormaine.gov">assessor@barharbormaine.gov</a> )	288-3320
Code Enforcement	( <a href="mailto:ceo@barharbormaine.gov">ceo@barharbormaine.gov</a> )	288-3329
Finance Director	( <a href="mailto:treasurer@barharbormaine.gov">treasurer@barharbormaine.gov</a> )	288-5096
Fire Department:		
	Emergency	911
	Other Business	288-5554
Harbormaster	( <a href="mailto:bhhmaster@barharbormaine.gov">bhhmaster@barharbormaine.gov</a> )	288-5571
Planning Department	( <a href="mailto:planningdirector@barharbormaine.gov">planningdirector@barharbormaine.gov</a> )	288-3329
Police Department:		
	Emergency	911
	Other Business ( <a href="mailto:bhpd@barharbormaine.gov">bhpd@barharbormaine.gov</a> )	288-3391
Public Works Department		
Public Works Director	( <a href="mailto:pwdirector@barharbormaine.gov">pwdirector@barharbormaine.gov</a> )	288-1026
Highway Division	( <a href="mailto:hwsupt@barharbormaine.gov">hwsupt@barharbormaine.gov</a> )	288-4681
Solid Waste Division	( <a href="mailto:recycling@barharbormaine.gov">recycling@barharbormaine.gov</a> )	288-4464
Transfer Station		288-5201
Wastewater Division	( <a href="mailto:wwsupt@barharbormaine.gov">wwsupt@barharbormaine.gov</a> )	288-4028
Water Division	( <a href="mailto:water@barharbormaine.gov">water@barharbormaine.gov</a> )	288-3555
Town Clerk	( <a href="mailto:clerk@barharbormaine.gov">clerk@barharbormaine.gov</a> )	288-4098
Town Manager	( <a href="mailto:manager@barharbormaine.gov">manager@barharbormaine.gov</a> )	288-4098
Tax Collector	( <a href="mailto:collector@barharbormaine.gov">collector@barharbormaine.gov</a> )	288-5096
Schools:	Website: <a href="http://www.emerson.u98.k12.me.us">www.emerson.u98.k12.me.us</a>	
	Connors Emerson School	288-3631/5708
	MDI High School – Principal	288-5011

## TOWN BOARDS & COMMITTEES

### Meeting Schedule

Town Council	7:00 p.m.	1 <sup>st</sup> & 3 <sup>rd</sup> Tuesday
Board of Appeals	7:00 p.m.	As needed 2 <sup>nd</sup> Tuesday
Conservation Commission	7:00 p.m.	2 <sup>nd</sup> Monday
Design Review Board	3:00 p.m.	2 <sup>nd</sup> & 4 <sup>th</sup> Thursday
Harbor Committee	4:00 p.m.	2 <sup>nd</sup> Monday
Marine Resources Committee	4:00 p.m.	3 <sup>rd</sup> Wednesday
Parks and Recreation Committee	4:30 p.m.	As needed 1 <sup>st</sup> & 3 <sup>rd</sup> Monday
Planning Board	6:00 p.m.	1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday
School Board –		
Bar Harbor	4:30 p.m.	1 <sup>st</sup> Monday
High School	7:00 p.m.	2 <sup>nd</sup> Monday

2009 ANNUAL REPORT, BAR HARBOR MAINE



# 2009 ANNUAL REPORT

## **TRANSFER STATION HOURS**

Transfer Station Phone #288-5201 Recycling Phone #288-4464

### **Winter Hours: Mid-October through Mid-May**

Monday through Friday	8:00 AM to 4:00 PM
Saturday	8:00 AM to 12:00 PM (noon)
Sunday	CLOSED
Veterans Day and Patriots Day	8:00 AM to 12:00 PM (noon)
Other Holidays	CLOSED

### **Summer Hours: Mid-May through Mid-October**

Monday through Friday	7:00 AM to 4:00 PM
Saturday and Sunday	8:00 AM to 12:00 PM (noon)
Memorial Day, and Labor Day	7:00 AM to 12:00 PM (noon)
July 4 <sup>th</sup>	7:00 AM to 10:00 AM

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## **GLEN MARY HOURS**

### **Winter Skating Hours:**

**Facility Open: 8:00 AM to 9:00 PM**

**(Pending weather conditions)**

### **Summer Pool Hours:**

Seven days a week

10:00 AM to 8:00 PM

# Town of Bar Harbor

2009

## Annual Report

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### Annual Town Meeting

*On*

**June 1, 2010**

**Open Town Meeting 7:00 p.m.**

**~ Held in Emerson School Gymnasium ~**

**~ Voter Check-in Required ~**

“Open Town Meeting”, June 1, all Voters check-in at the table in the lobby outside the gym doors to obtain a voter card prior to entering the Town Meeting. Voters are encouraged to arrive at least 30 minutes before the start of the meeting.

LD#1, Property Tax Relief, requires voter hand count and written ballot on several Articles.

**June 8, 2010**

**Election of Officers & Articles by Ballot**

**Two Separate School Validation Referendum Ballots**

**Polls Open 8:00 a.m. – 8:00 p.m.**

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*Front Cover*

*by*

*local artist* ***Ivan Rasmussen***

***“Shore Path”***

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# TOWN COUNCIL

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## Vision Statement

The Bar Harbor Town Council is resolute in its commitment to preserving a viable year-round community through fiscal responsibility and citizen involvement, thus ensuring ample access to quality goods, services, housing and education and affording our socio-economically diverse residents an outstanding quality of life.

## Policy Statement

Policy #1: **To guarantee our community a sound road map for its future**, Bar Harbor has a Comprehensive Plan, including an Implementation Plan, that has been updated through a process that involved the community. Bar Harbor also has an updated land use ordinance, which is navigable, reflects community goals, and is used to guide economic growth and improve the multiple village environments. In addition, Bar Harbor has made substantial progress on implementation of the Acadia Byway, Downtown and Waterfront Master Plans, appropriate elements of the Destination Management Plan, and any other studies done for or by the Town.

Policy #2: **To enhance its primary commercial district**, Bar Harbor's town government has fully supported the provision of such improvements as a uniform streetscape and pedestrian friendly areas to encourage an interesting array of retail shops and restaurants. These improvements appeal to and serve visitors and residents alike. Bar Harbor has contributed to and is implementing a transportation plan which addresses the waterfront, a park and shuttle system, and a pedestrian-friendly downtown. The funding for these will be a mix of public and private resources, in a mix to be determined as sources are identified. If there is community weight behind the formation of an Economic Development District, the town government will support its creation.

Policy #3: **To provide the services the people will require**, Bar Harbor has adopted and begun implementation of a plan for managing and acquiring land for future uses. These uses may include recreation, waterfront access, and town services.

- Policy #4: **To demonstrate efficient use of public funds**, Bar Harbor has considered the various methods of funding its services, including but not limited to property taxes, and has justified that the value of any service is appropriate to the financial burden it places on its citizens.
- Policy #5: **To promote good governance**, the citizens have reviewed the governing structure of our Town and have reached consensus on the questions of governance structure, of methods of recruiting and training qualified people to serve on governance boards, and of approaches to improving leadership.
- Policy #6: **To ensure effective management**, Bar Harbor has developed the necessary capacities to (1) identify and plan for the funding of infrastructure needs; (2) complete budgeted projects in a timely and cost-effective manner; (3) reduce its legal exposure, manage, and provide for its staff by maintaining well-founded human resource management practices; (4) utilize information technology to enhance both internal and external communications and improve operational efficiencies; and, (5) implement and support the Vision Statement's direction and its subsequent goals.

## Goals

~ For Completion by the End of FY15 ~

### A. **Taxes**

1. The Town Council of Bar Harbor has developed its budget each year using a zero-increase based budgeting method. ~ *Manager ~ FY10 and annually thereafter*
2. The Town of Bar Harbor has kept property tax increases at or below the Social Security cost of living adjustment. ~ *Manager ~ FY10 and annually thereafter*

### B. **Planning for our future**

1. The Town of Bar Harbor has amended the Town Hill mini plan and placed it on the warrant for June of 2010. ~ *Planning Director ~ FY10*
2. The Land Use Ordinance has been rewritten to make it shorter, clearer and easier to use and has been adopted. ~ *Planning Director ~ FY14*

### C. Economic development

1. The Economic Development Task Force has developed a plan to: increase our tax base and revenues; increase jobs; increase economic activity; expand business opportunities, particularly in the creative economy; and diversify and increase off-season visitation. ~ *Planning Director ~ FY12*
2. A thorough traffic study has been completed, which includes recommendations on traffic flow, pedestrians, bikes, parking and shuttle bus operations. ~ *Planning Director ~ FY12*
3. Town Council has evaluated possible tender operations at the pier to determine whether or not they are operationally and financially feasible. ~ *Cruise Ship Committee ~ FY10*
4. Bar Harbor has become a Maine Development Foundation “Main Street Maine Community”. ~ *Planning Director ~ FY14*
5. Bar Harbor has adopted an enabling ordinance to establish a standing Cruise Ship Committee. ~ *Councilor Paradis and Manager ~ FY10*

### D. Infrastructure

1. The Newport Comfort Stations have been completed. ~ *Public Works Director ~ FY10*
2. Bar Harbor has built Barker Park using a simplified plan. ~ *Public Works Director ~ FY10*
3. The Town Council has completed a strategic energy plan, which addresses the use of alternative and renewable energy sources. ~ *Public Works Director ~ FY11*
4. Bar Harbor has implemented the 2005 Water System Master Plan and the drinking water recommendations of Woodard & Curran for ultraviolet/sodium hypochlorite primary disinfection and chloramines for secondary disinfection. ~ *Public Works Director ~ FY14*
5. Bar Harbor has identified, prioritized and begun storm drain infrastructure upgrades. ~ *Public Works Director ~ FY13*
6. Bar Harbor has a plan for Town bridge replacement so that we are ready if grant funding becomes available. ~ *Public Works Director ~ FY10*
7. Bar Harbor has a long term solution for and has improved White Spruce Road leading to the Transfer Station. ~ *Public Works Director ~ FY11*
8. Bar Harbor has started the conceptual design of phases 2 and 3 of the Municipal Building Renovations; but detailed plans will

not be developed until funding becomes available. ~ *Finance Director ~ FY11*

9. Bar Harbor has upgraded the street lighting in the downtown commercial area to old fashioned fixtures when possible in conjunction with other infrastructure improvements. ~ *Public Works Director ~ FY15*
10. Route 3 has been reconstructed from Ireson Hill to West Street using funding from a Congressional earmark. ~ *Public Works Director ~ FY13*
11. Bar Harbor has improved the functionality and appearance of the Transfer Station, including investigating the possibility of providing redemption services. ~ *Public Works Director ~ FY12*
12. Bar Harbor has clarified the legal boundaries of Cedar Avenue and related utilities. ~ *Manager ~ FY12*
13. The new Harbor Master's Office Facility has been completed. ~ *Manager ~ FY12*
14. Bar Harbor has a plan for use or disposition of the present Water Division office building. ~ *Manager ~ FY10*

#### **E. Services**

1. The Town of Bar Harbor has assessed police service needs and moved forward with any staffing and/or facility needs indicated. ~ *Manager ~ FY13*
2. The Town Council of Bar Harbor has done an assessment of the town's exposure in the human resources area and developed suggestions including multiple options on how to meet any identified need, including partnering with other communities. ~ *Manager ~ FY11*
3. Bar Harbor has developed and promoted opportunities to partner with other communities to reduce costs by sharing services. ~ *Manager & Chair ~ FY12*
4. The Bar Harbor Council has tasked the CTTF to design and recommend to Council a simplified web-based Ethics Ordinance Training program. ~ *Councilor Paradis ~ FY10.*

#### **F. Governance**

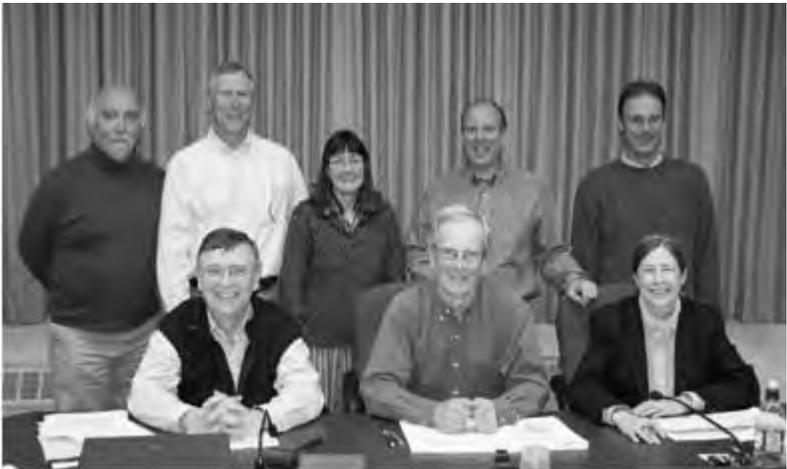
1. The Charter Commission has completed its final report. ~ *Manager ~ FY10*
2. A Town Council subcommittee and designated staff have completed and distributed the Committee Handbook. ~ *Councilor Eveland ~ FY10*

3. The Bar Harbor Council has developed a plan for how to best use legal services to anticipate as well as solve legal problems, while keeping costs down. ~ *Manager & Chair ~ FY11*

## G. Environment

1. Bar Harbor has reduced the operating cost and the light pollution of all new and replacement lighting fixtures through purchase/replacement or negotiation, as necessary. ~ *Manager ~ FY11*
2. Bar Harbor has ensured that the cruise ship industry has not reduced the water quality of Frenchman Bay. ~ *Harbor Master ~ FY10*

## TOWN COUNCIL and TOWN MANAGER



*Left to right, top to bottom: Councilors: Robert Jordan, Jr.; Greg Veilleux; Dr. Jane Disney; Paul Paradis, Secretary; Peter St. Germain; Dana Reed, Town Manager; Sandy McFarland, Chair; and Ruth Eveland, Vice-Chair.*

## TOWN MANAGER

The Year 2009 was another very active one for your town government, but that's something we have come to expect. We live in a dynamic community with a lot going on. So much, in fact, that it always amazes me when a visitor asks, "What do you do around here all winter?"

As in the rest of the nation, 2009 was an extremely tough budget year. Over a million dollars was cut from budget requests before Town Meeting approved a budget expected to raise taxes 2.1%. When final property values were totaled, we were pleased to find that we had no need to raise taxes at all, so we ended up with a tax rate that stayed flat. I wish that we could pull that off for a second year in a row, but I have to say that it doesn't look likely.

Last year Council ordered the removal of 69 street lights as one way to reduce the budget shortfall, while advancing our community's Dark Night Sky efforts. Bangor Hydro has finally started taking them down, which will help not only the environment, but also the Town budget.

Federal and State grants are another one of the ways that we helped to keep the budget down. The Police Department landed the biggest: two grants totaling nearly a million dollars to be used for construction of a new port security building and add three full-time police officers. They were also successful in obtaining an \$18,848 grant offered by the U.S. Department of Justice for in-car video recording systems for our police cruisers. Planning & Public Works jointly landed a \$174,000 Safe Routes to School grant which will allow us to build a new bicycle/pedestrian/handicapped access ramp from Eden Street to the Connors School. Finally, the Town was awarded a \$500 Waste Management & Recycling Program grant from the State Planning Office. The FY10 Budget also benefitted from nearly \$400,000 in new cruise ship revenues. Taxpayers are already seeing the results of this effort in the Newport Comfort Stations now under construction downtown.

The Charter Commission created by voters in November 2008 worked hard through most of the year, finally wrapping up their business within the statutory 12 month deadline. Although no earth-shaking changes were suggested, voters will find on the June ballot a request to approve extensive revisions just to bring the Charter up to date. The Commission's final report can be found on the Town's website: [www.barharbormaine.gov](http://www.barharbormaine.gov), along with tons of other helpful information.

While the H1N1 flu virus turned out not to be as dangerous as some had feared, we were gratified to see the fine cooperation between all MDI municipalities, health care agencies, educational institutions and The Jackson Lab as we prepared for what could have been a very serious medical emergency. Throughout 2009 the MDI PanFlu Group met to educate ourselves about the virus, prepare response plans and assist each other implement them. Vaccination clinics went smoothly and publicity filled the news media. As chair of the Working Group, I thank all of those volunteers and organizations who put in so much time to make it happen.

Intergovernmental collaboration has been a strongpoint here on MDI for decades, so it comes as small wonder that seven member municipalities of the League of Towns were able to complete an interlocal cooperation agreement to assist each other with General Assistance welfare appeals. It is just one more way that all these communities are working together to keep their costs down as we struggle to meet ever expanding state and federal mandates.

Regrettably, Town Council and staff also had to struggle with a few unfortunate situations last year. All involved were very distressed when we found that the Bar Harbor Housing Authority was unable to deliver the promised 31 affordable homes in the Northeast Creek workforce housing development, preventing the Town from transferring the \$1,000,000 grant that the Housing Authority was expecting. Voters will get a chance to reauthorize this payment in exchange for 20 workforce homes this June.

Negotiations were similarly upsetting and time consuming for the boundary line agreement needed to correct encroachments onto Town land by a neighboring property owner at Hadley Point. Agreement has now been reached on a land exchange that should be consummated by press time.

As always, it has been a very busy year here in your Town Office. We appreciate the many courtesies shown to us and the outstanding cooperation offered by the Town Council, town departments and, most importantly, you, the citizens we serve. Thank you for all you have done for us and for your community.

Respectfully submitted,

Dana J. Reed  
Town Manager

## TOWN CLERK

In 2009 the Town Clerk's office launched Laserfiche, a scanning and indexing electronic system. The intent is for an easier and more efficient retrieval of permanent recordings stored in the Town Clerk's office. Slowly other departments are using the system for their needs, and offer the opportunity for shared information between departments more accessible.

We continue with our preservation efforts of the Town's oldest and most in need of repair volumes of printed history. Volumes are recorded on DVDs during the time of the repair.

The Clerk's department on the Town's website offers downloads of applications and links to State of Maine agencies for licenses and permits handled in the Clerk's office, such as marriage licenses, liquor licenses, special amusement permits, and taxi/bus permits.

A reminder to residents for their convenience, the Town Clerk's department continues to offer electronic licensing through the State Departments. For fishing and hunting visit Inland Fisheries and Wildlife and their MOSES program: <https://www5.informe.org/online/moses/>. For dog licenses visit Maine Department of Agriculture at [https://www10.informe.org/dog\\_license/](https://www10.informe.org/dog_license/) to license your new dog, or during the months of October through January to renew your pet's license.

I would like to thank the Town Council and the residents of Bar Harbor for the opportunity to serve them, and a special thank you to the department heads and their staff.

*Patricia A. Gray*  
Town Clerk

## **Town Clerk - Statistical Report - Calendar Year**

<b>Dog Licenses Issued</b>	<b>2008</b>	<b>2009</b>
Kennel	1	1
Male/Female	68	89
Neutered/Spayed	491	539
<b>Totals</b>	<b>560</b>	<b>628</b>

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<b>Clam Licenses</b>	<b>2008</b>	<b>2009</b>
Resident Commercial	4	4
Resident Recreational	31	39
Over 65 Free/Under 16	1	7
Non-Resident Commercial	0	0
Non-Resident Recreational	41	56
<b>Totals</b>	<b>77</b>	<b>106</b>

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<b>Hunt &amp; Fish Licenses</b>	<b>2008</b>	<b>2009</b>
Resident	445	431
<b>Totals</b>	<b>445</b>	<b>431</b>

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<b>Record of Births</b>	<b>2008</b>	<b>2009</b>
Bar Harbor Residents	47	35
Non-Residents	36	52
<b>Totals</b>	<b>83</b>	<b>87</b>

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<b>Record of Marriages</b>	<b>2008</b>	<b>2009</b>
Bar Harbor Residents	18	28
Non-Residents	110	120
<b>Totals</b>	<b>128</b>	<b>148</b>

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<b>Record of Deaths</b>	<b>2008</b>	<b>2009</b>
Bar Harbor Residents	46	59
Non-Residents	28	27
<b>Totals</b>	<b>74</b>	<b>89</b>

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## FINANCE DEPARTMENT



*Left to right, top to bottom: Steve Weed, Assessor; Marc Perry, Deputy Assessor; Steve Cornell, Technology Systems Administrator; Susan Blaisdell, MV Agent; Sarah Gilbert, Tax Collector; Joanne Higgins, Bookkeeper; Jenn Berry, Head Cashier; Stanley Harmon, Finance Director; Jen Curtis, Ambulance Agent. Absent: Tim Porter, Building Maintenance*

## FINANCE DEPARTMENT

### (Including Assessing & Technology)

The Finance Department is responsible for collecting, investing, reconciling and distributing all Town funds as well as managing the Town's debt and borrowing. Its accounting personnel also provides an internal audit control function, processes accounts payable, payroll, billing for taxes, water and sewer, financial reporting and fixed asset tracking.

### Personnel

The Finance Office continues to make progress in its personnel development as well as in its staff goals during the 2009 calendar year. **Sarah Gilbert**, as *Tax Collector*, has been with us for over 4 years and accomplished much to improve the Town's human resource functions as well as more effective utilization of its government accounting software. **Sarah**, along with **Jenn Berry**, our *Head Cashier*, heads up the successful accounting effort to count the money and trace all deposits into the bank on a very timely basis. **Joanne Higgins**, has changed to a part time *Bookkeeper* but maintains her experienced eye on payroll processing functions, tracking summer discounts on sewer, water/sewer collections, wastewater payables, calculation of capital charges and in cash reconciliations. **Jen Curtis**, as *Ambulance Agent*, processes all electronic billing and payment activity for the ambulance service as well as makes special efforts for collecting older ambulance bills. She is also responsible for Police & Harbor miscellaneous billings, sewer liens, performs various account reconciliations and most recently is tracking all revenue for the expanded cruise ship fees. **Jenn Berry** is the *State Inland Fishery* reporting agent, retains her duties in the filing and discharging of all tax and sewer liens, tracks investment income, as well as reconciles various subsidiary ledgers and provides the detail analysis function of quarterly water and sewer billing volume and tracks all incoming wire receipts for the school, the Town and for any "on line" payments received. **Sue Blaisdell** is our designated *State Motor Vehicle Agent* and also files and records workers compensation claims, prepares 1099 and OSHA reporting, and is responsible for processing all the invoices with their related purchase orders for the *General* and *Water* Funds. **Sue Blaisdell**, **Jen Curtis** and **Jenn Berry** all collect taxes, process vehicle, boat, atv and snowmobile registrations, accept general permit collections as well as utility bill receipting. We hope that you are pleased with how we are able to serve you at the counter and over the telephone.

*Assessor Steven Weed* reports administratively to the Finance Director and brings over 18 years of assessing experience to the position. In 2009, he completed the review of residential shorefront property valuations and brought those values more into line with market value by adding a net adjustment of \$38,000,000 which enabled us to keep a flat mill rate in 2009. By creating new tables in house that can re-price selected areas of Town in more efficient and flexible ways will keep values fair and equitable. He and the new *Deputy Assessor, Marc Perry*, continued to focus on organizing the many files and maps in the assessing area and are still updating the varied addressing issues toward the goal of obtaining further 911 accuracy.

**Steve Cornell**, the Town's *Technology Systems Administrator*, continues with his management of the Town's computers, backups, security, file sharing, internet, e-mail, system use rules, video security systems for the Police and Harbor departments, support of the operating system of Finance's *Munis* software, the WAN network, all technology purchases, maintaining a *list serve* module, free wireless access in the downtown parks, enhancing the website, the Channel 7 bulletin board as well as ensuring that the live television broadcast system of Town government meetings has good quality. The nature of job and broad responsibilities means that he is on call many times 24/7 to keep the critical networks and equipment running---pc devices, networked printers and central servers. He is also the Town's representative to the *Cable Consortium*; the group of towns which negotiated the last cable television franchise agreement and which continues to oversee common issues. He began work in 2009 on the new Police radio system and related equipment funded by federal grants through the ARRA.

## **Municipal Building**

Part time assistance is required to help oversee certain building maintenance issues and this duty is again taken on by **Tim Porter**. Tim stays on top of the many challenges to keep the equipment and building running safely and efficiently, walkways snow and ice free, dealing with the many vendors, multiple tenants and coordination of storage of Town records. By year end, Tim's successful oversight responsibility for the renovation of the Phase I area of the building was completed. This was part of a phased-in renovation of the building's Town Office occupied spaces. We anticipate improving the ventilation, cooling, public access spaces, archival storage and workflow efficiencies.

## Financial Outlook

During the annual review of the June 2009 fiscal year audit before the Council, the Town's auditor verified that the Town remained in stable fiscal health and received an unqualified favorable audit opinion. The Town maintains a balance of 10% of our audited revenues in a "designated" working capital cash reserve in the Town's Fund Balance and this is reflected by the fact that the Town has not had to borrow in anticipation any short term funds for 19 years. The Town's *Standard & Poor's* bond rating is **AA-** and is listed **A1** by *Moody's*. The Town approved new bonding of \$4.5 million in 2009 but at year end this debt had not yet been issued.

## Water and Wastewater Departments

Both the *Water* and *Wastewater* Funds are "enterprise" funds; meaning that they are 100% self-supported by the users and not by taxpayers money. The *Wastewater* fund remains fiscally strong but due to rising operational costs, overall rates were increased by 3.0% on July 1<sup>st</sup> 2009. Annual revenues billed to run the *Wastewater Division* and to pay debt service are approximately \$2.0 million.

*Water Division* rates were increased by 17.2% (on average) on January 1, 2009. Both capital investment and working capital on hand are deemed inadequate in this fund and a recognized goal is to bring the fund onto a stronger fiscal operating capacity. At the end of 2009, over \$800,000 was owed to the General Fund with interest being charged for this temporary loan by the taxpayers. A \$600,000 loan from an approved bond issue was in process at year end. Much of the water billing and collections are handled at the *Water Division's* office on Main Street by Office Manager **Nancy Warner** but most other financial transactions, accounting, payables, extensive PUC reporting, etc., are taken care of by staff in the Finance Office on Cottage Street. Total annual revenues generated are approximately \$1.3 million.

## Property Taxes Receivable

78% of the Town's revenues are raised from property taxation. The 2009 year's taxes outstanding, expressed as a percent, at December 31<sup>st</sup> are right on par with the year before. At June 30<sup>th</sup> of this past year, the Town's tax collection rate reached over 96.5% on its 2008 taxes, with the remainder of the unpaid properties (158) being placed on a tax lien---

which indicates a 20% higher level of tax lien activity. The average liens placed each year is usually closer to 110.

Tax Year	Property Tax Outstanding Balance	Dec. '09 %	Balance	Dec. '08 %
2006	\$ 11,323	.1%	\$ 19,226	.2%
2007	\$ 23,707	.2%	\$ 176,851	1.5%
2008	\$ 260,527	2.1%	\$5,140,924	41.6%
2009	\$5,282,904	41.6%		

### Vehicle Registrations

After real estate taxes, vehicle excise taxes are the next largest revenue generator for the Town (over \$830,000 in the last fiscal year). *Motor Vehicle* unit registrations in 2009 showed little change from 2008.

Calendar Year	2009	2008	2007
<b>Motor Vehicle Registrations:</b>	<b>5250</b>	<b>5284</b>	<b>5292</b>

### Town's Capital Assets

Listed below are the total original costs of all the Town's capital assets, excluding schools, as compiled by GASB#34 accounting rules:

Town Capital Assets: 6/30/2009				
(in thousands)	General Fund (000's)	Wastewater (000's)	Water (000's)	Totals (000's)
Land	\$ 1,757	\$ 24	\$ 140	\$ 1,921
Buildings-Town	\$ 2,604	\$ 10,650	\$ 150	\$ 13,404
Vehicles	\$ 2,923	\$ 248	\$ 148	\$ 3,319
Equipment	\$ 2,173	\$ 545	\$ 627	\$ 3,345
Infrastructure:				
Roads	\$ 9,682			\$ 9,682
Sidewalks	\$ 1,518			\$ 1,518
Drains/Mains	\$ 1,963	\$ 6,549	\$ 2,997	\$ 11,509
All Other	\$ 3,459	\$ 75	\$ 1,514	\$ 5,048
<b>Totals</b>	<b>\$ 26,079</b>	<b>\$ 18,091</b>	<b>\$ 5,576</b>	<b>\$ 49,746</b>

Respectfully Submitted,  
*Stanley W. Harmon,*  
 Finance Director, Treasurer

# ASSESSING DIVISION

**As of April 1, 2009**

**Assessed Valuation of Taxable Property:**

	<b>2008</b>	<b>2009</b>
Real Estate	\$1,383,496,500	\$1,426,503,600
Personal Property	\$11,971,890	\$10,693,740

**Real and Personal Property TOTAL:**

	\$1,395,468,390	\$1,437,197,340
Property Tax Rate (Per thousand dollars of valuation)	\$8.88	\$8.88
Property Tax Levy:	\$12,391,759.30	\$12,733,461.00
State Valuation:	\$1,358,000,000	\$1,474,600,000
County Tax:	\$538,596	\$549,251
State Revenue Sharing:	\$277,133	\$225,854

**PROPERTY TAX RELIEF PROGRAMS:**

**Homestead Exemptions**

In 1998, the legislature enacted a new homestead exemption for Maine residents. Most homeowners whose principal residence is in Maine are entitled to a \$13,000 reduction in valuation (adjusted by the community's ratio of valuation to actual market sales). To qualify, homeowners must fill out a simple form declaring property as their principal residence by April 1 in the tax year claimed. Once the application is filed, the exemption remains until the owner sells or changes their place of residence.

**Veteran's Exemption**

Any person who was in active service in the Armed Forces of the United States, and who, if discharged, was discharged, retired or separated

under other than dishonorable conditions may be eligible for partial exemption provided that the veteran:

1. is a legal resident of the Town; and
2. has notified in writing the Assessor of his/her claim for exemption and
3. has reached the age of 62 years by April 1<sup>st</sup>; or
4. is receiving a pension or compensation from the United States Government for disability, either service or non-service connected, as a veteran.

The unmarried widow or widower of a deceased veteran may also qualify if the above criteria are met.

### **Blind Exemption**

Residents who are determined to be legally blind are eligible for partial tax exemption on property owned and located in the town.

### **Business Personal Property Tax Reimbursement Program**

Provides business taxpayers with a reimbursement of the personal property tax paid on eligible business property placed in service within the state after April 1, 1995.

### **Tree Growth**

The Maine Tree Growth Tax Law provides for the valuation of land, which has been classified as commercially harvested forestland on the basis of productivity value, rather than on fair market value. The State determines the 100% valuation per acre for each forest type classified by County. Once classified, any change in use or withdrawal from classification results in a supplemental tax penalty. For more information and an application contact the Assessor's Office.

## **Farm and Open Space**

The Farm and Open Space Tax Law provides for the valuation of land which has been classified as farmland or open space land on its current use as farmland or open space, rather than its potential fair market value for use other than agricultural or open space.

**Farmland** - Land registered for long-term agricultural use. The Assessor establishes the 100% valuation per acre based on the current use value of farmland utilized for agricultural or horticultural purposes and not potential developmental or market value uses. Once classified, any change in use or withdrawal results in a supplemental tax penalty. For more information and an application contact the Assessor's Office.

**Open Space** - Registered land providing a defined public benefit through preservation or restrictions on use. The valuation for open space land is either the market value of open space land adjusted by the certified ratio or an alternative percentage-based method. The percentage-based method provides for reduction from market value relative to the restrictions placed on the property. The greater the restrictions on the property, the greater the reduction. Once classified, any change in use or withdrawal results in a supplemental tax penalty. For more information and an application contact the Assessor's Office.

Respectfully Submitted

Steven Weed, CMA  
Assessor

## PLANNING DEPARTMENT

### APPEALS BOARD

The Appeals Board heard a multitude of cases on non-conforming continuation and administrative appeals.

<b>Appeals Board:</b>	2009	2008	% <i>change</i>
Administrative Appeals	3	8	-62.5%
Variance Requests	0	2	-100.0%
Relocation of nonconformity	2	1	100.0%
Request for Reconsideration	0	1	-100.0%
Other	1	1	0.0%
Workshops	0	1	-100.0%
Appeals Board Meeting			
Hours	16.5	19	-13.2%
<i>Total Appeals Board Activity</i>	25.5	33	-22.7%

### DESIGN REVIEW BOARD

Changes to signage regulations in the land use ordinance were approved by the voters in 2009.

New projects the Board approved included a replacement of a building on Main Street for Dana Pelletier. The Board also reviewed façade plans for a proposed hotel on West Street.

<b>Design Review Board:</b>	2009	2008	% <i>change</i>
Certificates of Appropriateness			
Approved	64	74	-13.5%

### PLANNING BOARD

The Planning Board continued its work on implementing the 2007 Comprehensive Plan. Changes to the Land Use Ordinance resulted from their work.

The Planning Board also approved a new wireless communication facility for Verizon to be located at Sweet Pea Farm on Route 3. Review of a proposed hotel on West Street often dominated the Board's agenda. Development activity was down but due to ordinance work and noted permits, the hours for meetings was increased from the previous year.

<b>Planning Board:</b>	2009	2008	% change
New Completeness Reviews	7	15	-53.3%
Site Visits	4	12	-66.7%
Subdivision Sketch Plan Reviews	1	7	-85.7%
LUO Amendment Requests (from Public)	3	2	50.0%
Planning Board Approvals	5	11	-54.5%
Subdivision Lots Approved	61	35	74.3%
Minor Subdivision Amendments	1	2	-50.0%
Workshop Sessions	3	5	-40.0%
Planning Board Meeting Hours	81.5	74	10.1%
<i>Total Planning Board Activity</i>	166.5	163	2.1%

## **CONSERVATION COMMISSION**

The Commission held a Summit for the island area to discuss solid waste issues. Topics ranging from recycling to free-cycling and, composting to pay as you throw measures were discussed at length.

## **CORRIDOR MANAGEMENT COMMITTEE**

This committee continued its work on island beautification as part of the state's project to construct a new traffic system at the head of the island.

## **CRUISE SHIP STUDY TASK FORCE**

The Cruise Ship Task Force finalized their work in 2009 and produced a final report to the Town Council. The task force recommended the creation of a standing committee to monitor operations and budget. Staff also attended the Cruise Line International Association annual meeting.

## **ECONOMIC DEVELOPMENT TASK FORCE**

The Economic Development Task Force worked with staff on downtown zoning projects as well as the Economic Development Plan.

This Task Force is looking for more members to work on this important planning document setting economic development policy. Please stop in the office to find out more about this working group!

## **COMPREHENSIVE PLAN**

The Town Hill mini-plan was the bulk of our work for the implementation of the comprehensive plan. Most of the growth in the last decade has occurred in the Town Hill area and uncertainty remained at the close of the Comprehensive plan process on how growth should be managed into the next decade. Councilors and Planning Board members met in a workshop session to review the plan and direct staff to make changes and prepare ordinances. This process is meant to finalize the policy in order to prepare ordinances in 2010.

## **DEPARTMENT NEWS**

The Department welcomed Brian Madigan as Staff Planner and Terri Cormier as Administrative Assistant. We also welcomed the assistance from our intern Lauren Suerth.

*Please consider serving the Town in a planning capacity as there is always plenty of projects to work on and groups to work with, especially to implement the Comprehensive Plan. The success of this Department's projects depends upon citizen participation. We appreciate all the hard work and commitment from the people we serve. It is a pleasure and an honor to be a part of this community!*

*Respectfully submitted,*

*Anne M Krieg, AICP – Planning Director  
Brian Madigan, LEED AP– Staff Planner  
Terri Cormier – Administrative Assistant*

*With gratitude, we list the residents below that provide active service to the Town:*

### **APPEALS BOARD**

Ms. Ellen Dohmen, Chair  
Term exp. 2012

Mr. Roger Samuel - Vice-Chair  
Term exp. 2012

Mr. Paul DeVore, Secretary  
Term exp. 2011

Mr. Donald Bell  
Term exp. 2010

Mr. Michael Siklosi  
Term exp. 2011

Ms. Rachel Moses  
Term exp. 2010

### **CONSERVATION COMMISSION**

Ms. Jill Weber, Chair  
Term exp. 2012

Ms. Carla Haskell, Vice Chair  
Term exp. 2011

Ms. Anne Wheeler, Secretary  
Term exp. 2011

Enoch Albert  
Term exp. 2010

Mary Ann Handel  
Term exp. 2012

Mr. Patrick Watson  
Term exp. 2011

Cynthia Ocel  
Term exp. 2010

### **CRUISE SHIP STUDY TASK FORCE**

Paul Paradis Town Council Representative, Chair  
Greg Veilleux Town Council Representative  
Charlie Phippen Harbor master  
Anne Krieg Planning Director, Secretary  
Nate Young Police Chief  
Chris Fogg Chamber of Commerce, Vice-Chair  
Robert Bahr Bed & Breakfast Association  
Greg Gordon Tour Bus Company  
Amy Powers Cruise Ship Industry/CruiseMaine  
Mary Opdyke Resident at Large  
George Seavey, Jr. Resident at Large  
Fred Cook Resident at Large

### **DESIGN REVIEW BOARD**

Mr. Todd Hardy, Chair  
Term exp. 2011

Mr. Roc Caivano, V-Chair

Ms. Valerie Davis, Secretary  
Term exp. 2010

Ms. Abigail Goodyear  
Term exp. 2009

Ms. Barbara Sassaman  
Term exp. 2011

Ms. Diana de los Santos  
Term exp. 2011

Alexis Byrne  
Term exp. 2012

### **ECONOMIC DEVELOPMENT TASK FORCE**

Pat Samuel, Chair  
Chris Fogg  
Chris Vincenty

B & B Association Res Rep.  
Chamber of Commerce  
Merchants Association Res Rep

John Kelly  
Barry Teater, Secretary  
Mark Hanscome  
James (Howdy) Houghton  
Randy Sprague  
Karen Baksa  
Matt Horton

Acadia National Park Res Rep  
Jackson Lab Res Rep  
MDI Biological Laboratory  
Res Business owner downtown  
Res Business Owner Rt 102  
Res Business Owner Rt 3  
DT Anchor Res Rep

## PLANNING BOARD

Kevin Cochary, Chair  
Term exp. 2010

Member vacancy

Lynne Williams, Vice-Chair  
Term exp. 2012

Buck Jardine, Secretary  
Term exp. 2011

Ms. Kay Stevens-Rosa, Chair  
Term exp. 2011

## PLANNING DEPARTMENT STAFF



*Left to Right: Brian Madigan, Staff Planner; Anne Krieg, Planning Director; Terri Cormier, Administrative Assistant.*

## CODE ENFORCEMENT DIVISION

The Code Enforcement Division’s primary mission is to provide the public with the best customer service by continually striving to be more effective and efficient and to insure that the public is informed of how Code Enforcement procedures relate to everyday life in regards to safety.

Notable projects permitted this year include the renovation of Building 12 at the Jackson Laboratory, the demolition and reconstruction of the Cromwell Harbor Motel, the demolition and reconstruction of Young’s Pier, the construction of the Importation/Isolation Building at the Jackson Laboratory, and the renovation of the Town Clerk’s Office in the Municipal Building.

<b>Building Permits by Category</b>	<b>2009</b>	<b>Value</b>
New Dwellings	15	\$3,307,148
Commercial/Industrial Permits	109	\$7,220,096
Garages/Additions/Other Improve.	185	\$3,728,013
<b>Totals</b>	<b>309</b>	<b>\$14,255,257</b>
Less Value of Improve to Tax Exempt		\$4,180,128
Total Value of Improve to Taxable Prop.		\$10,075,129
 <b>Building Permit Activity</b>	 <b>2008</b>	 <b>2009</b>
Total Value of Bldg. Permits	\$18,300,321	\$14,255,257
Value of Taxable Projects	\$14,856,908	\$
Number of Building Permits	403	\$309
Number of New Dwellings	37	15
Number of Plumbing Permits	142	75
Number of Electrical Permits	150	107

Number of Site Inspection	556	240
Scheduled Conferences in Office	186	111
Messages taken by Office Asst.	463	558
Violation Letters Sent	65	24

**Administration**

The Code Enforcement Officer attended a variety of training programs in 2009. It is the goal of this department to remain informed of Federal, State, and Local codes as they relate to providing safety and code compliance.

In closing, the Code Enforcement Division would like to thank the citizens of the Town of Bar Harbor for periodically adjusting to the changes in code and helping to make our job easier to enforce the changes and to insure their compliance.

David W. Rand, Fire Chief

**Code Enforcement Office Staff**

David Rand	Supervisor
Angela Chamberlain	Code Enforcement Officer
Terri Cormier	Administrative Assistant

## **FIRE DEPARTMENT**

### **MISSION STATEMENT:**

*The Bar Harbor Fire Department's Mission is to provide a range of programs and services, including fire prevention, fire suppression, and emergency medical services, designed to protect the lives and property of the citizens and guests of the Town of Bar Harbor, from the adverse affects of fire, medical emergencies and other man made or natural disasters.*

The department reports a total of 397 fire calls for 2009. Principal fire calls are broken down as: structure fires – 5, chimney fire – 6, vehicle fire -1, brush and grass- 2, trash and rubbish 5, oil burner related - 3, motor vehicle accidents and assist EMS – 60, fuel spills – 7, carbon monoxide – 6, electrical related- 19, smoke & odor investigations – 26, sprinkler related – 20, assist agencies – 7, unauthorized burning – 4, investigation of various alarms – 185, propane – 3, hazardous materials – 1, miscellaneous classification- 37.

Upon delivery of our new Engine 3, a combination pumper with a 1000 gallon water tank, the Department initiated training on the Engine's new air injection foam system , prior to it being placed in service. This new feature, a first for the Department, mixes air into the foam system through an on board air compressor greatly increasing our fire fighting capacity, particularly in our rural area by enhancing the effect and efficiency of our on board water supply tank.

In cooperation with Hancock County Emergency Management, the Department has been hosting the Planning Committee, for a large scale cruise ship disaster exercise to be conducted in Bar Harbor. Numerous agencies have gathered to pre-plan this exercise, designed to test a coordinated response using the National Incident Management System Command Structure. Initial planning calls for a table top exercise for Spring 2010, followed by a full scale incident exercise in 2011.

The Department joined in an internet online Fire Program Reporting System, where all fire incidents are reported to the Maine Fire Marshals Office, as well as the U. S. Fire Administration, to provide

important research on fire response, and assist us in applying for available fire grants.

In addition to monthly in house drills, members attended additional outside training, including: Annual Emergency Vehicle Operation Course, for all drivers operating department vehicles. National Incident Management Training 400, for all Officers in the Department. Maine Fire Training Office – Fire Ground Size Up & Communications.

Facility upgrades include a new replacement rubberized roof for the Fire Station.

In closing, I would like to take this opportunity to express my sincere thanks to the following individuals and agencies, The Town Manager, The Honorable Town Council, Department Heads and members of their respective departments, all members of the various town boards, Fire Department Members and their families for continued support and dedication to the department and citizens of Bar Harbor.

David W. Rand  
Fire Chief



**Bar Harbor Fire Station @1949**

## **Bar Harbor Fire Department Staff**

### **Fulltime Staff**

Chief David W. Rand	Deputy Chief John Cunningham
Assistant Chief Lyman Kane	Captain Matthew Bartlett
Eric St. Peter	Jai Higgins
John Lennon	Jon Zumwalt
Henry Brown	John Sanders

### **Call Staff**

Deputy Chief Ted Gray	Captain Terry Kelley
Captain Dan Daigle	Captain George Clemens
Lieutenant Matt Horton	Doug Dubios
Sheldon Goldthwait	Tim Porter
Richard Trennam	Toddy Hardy
Roc Caviano	John Levesque
Robert Gaynor	Jon Mitchell
Andrew Kropff	Pat Kilbride
Sean Hall	Justin Bartlett
Jim LaPrade	Sasha Gowell
Darren Robinson	

# **BAR HARBOR AMBULANCE DIVISION**

## **MISSION STATEMENT:**

*The Town of Bar Harbor Fire Department Ambulance Service's primary mission is to provide a model system of emergency medical services (EMS). To provide the highest quality care in the pre-hospital setting subscribing to a collaborative effort for the effective delivery of EMS through facilities, equipment, and resources under the guidance of Maine EMS.*

## **Accomplishments for 2009:**

The Ambulance Service responded to 1462 runs for the year. Types of runs were: local emergencies 865, local routine transports 437, out of town emergency inter-facility transfers 57, out of town routine inter-facility transfers 103.

Paramedics completed the Maine EMS Medivax Program. The program was enacted to allow EMS providers already permitted to perform injections to immunize other public safety personnel and the general public. Fire Department paramedics participated in cooperation with other MDI ambulance services immunizing MDI school children with H1N1 and seasonal flu vaccines.

The Fire Department has received a grant to purchase a Mass Casualty Trailer and pick up truck. As the emergency response community grows and evolves, so does its equipment needs. The unit comes equipped with basic and advanced modules of medical supplies specifically chosen for use in a mass catastrophe. An MCI trailer allows for a large amount of supplies and equipment to be transported rapidly to a scene rather than waiting for equipment to arrive from mutual aid agencies. The MCI trailer will have enough supplies to treat sixty patients.

The ambulance service continued its public relations program with demonstrations and educational presentations at local schools and housing facilities.

The ambulance service participated in regular in-house and outside sponsored medical and rescue training to maintain individual State licensure requirements and to remain proficient with skills and rescue techniques.

Nine full time personnel provide ambulance staffing: four EMT-Basics, two EMT-Intermediates, three Paramedics, and several part time personnel.

Through continuing education, quality assurance, peer discussions and review, the Ambulance Service is always striving to provide quality, efficient, and professional emergency medical services to the residents and visitors of Bar Harbor.

David W. Rand  
Fire Chief



**Bar Harbor Ambulance and Lifeflight at The Athletic Field**

## POLICE DEPARTMENT

To the Town Manager, the Honorable Town Council and the citizens of the Town of Bar Harbor, I hereby submit the 2009 Annual Report for the Police Department.

The Bar Harbor Police Department's primary mission is, and will continue to be, to protect and serve our community to the greatest extent possible, to protect life and property, and to prevent crime by vigorously delivering the best possible services.

During 2009, the Police and Dispatch Departments answered approximately 7534 calls for service and/or complaints in the town. Below, I have presented a comparison of the statistical data, for the last three years.

### Call For Service (CFS) Type

<b>Total</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>
<i>911 Call Transfer</i>	---	386	277
Alarm (Bank)	30	31	26
<b>Alarm (Lifeline)</b>	53	68	---
Alarm (Fire)	232	170	184
Alarm (Police)	237	257	230
Alarm (Sewer)	59	97	88
Ambulance Call	1090	815	698
Animal Complaint (Dog)	256	193	214
Animal Complaint (Other)	88	136	118
Assist Fire	147	137	85
Assist Other Law Enforcement Agency	217	214	218
Assist Motorist	98	128	90
<b>Assist Highway/DOT/Bangor Hydro</b>	141	---	---
<i>Assist Other</i>	---	267	181
Civil / Non-Criminal Matter	253	177	197
<i>Criminal Complaint (Miscellaneous)</i>	---	314	429

**Call For Service (CFS) Type (continued)**

<b>Total</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>
Disturbance / Noise Complaint	260	197	214
Domestic Assault	25	18	26
Found	327	393	328
Intoxicated Person(s)	45	78	64
Liquor Laws	24	29	16
Lost Items	316	412	364
Mentally Ill Person	7	5	4
Motor Vehicle Accident	417	358	414
Paperwork Served	23	56	36
Parking Complain	99	129	132
Persons Fighting	51	44	47
Public Safety Vehicle Accident	5	4	0
Streetlight Outage	46	53	48
Subject Stop	95	95	42
Subpoena	55	57	52
Suspicious Activity	238	177	131
Suspicious Person	81	91	68
Theft	188	191	148
Traffic Control	11	12	7
Traffic Violation Reported	197	189	196
<b>Trespass/Threatening Harassment</b>	222	---	---
Unattended Death	0	3	0
Unsecured Building	22	22	33
Vandalism	55	92	71
Vehicle Pursuit	0	3	1
Vehicle Stop	1532	2104	1870
Violation of Protection Order	4	2	3

**Call For Service (CFS) Type (continued)**

<b>Total</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>
Warrant	13	17	22
Weapon Permit	21	23	33
<u>Well-Being Check</u>	<u>254</u>	<u>203</u>	<u>173</u>
<b>Total for Calls of Service</b>	<b>7534</b>	<b>8447</b>	<b>7574</b>

*Italicized* CFS Types were discontinued in 2009.

**Bold** CFS Types were added to this year's report.

**Arrest & Summons**

<b>Total</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>
Arson	0	0	0
Assault	13	12	15
Assault (Domestic)	8	17	6
Burglary	10	10	5
Criminal Mischief	21	19	9
Criminal Trespass	15	17	3
Disorderly Conduct	21	25	14
Driving to Endanger	3	5	5
Forgery	3	0	3
Fugitive from Justice	0	1	1
Furnishing a Place for Minors to Consume Alcohol	4	3	7
Gross Sexual Assault	0	0	1
Harassment	3	3	3
Negotiating a Worthless Instrument	6	1	2
Obstructing Government Administration	3	1	3
Operating After Suspension	27	40	38
Operating Under the Influence	54	92	82
Operating Without a License	22	33	20

**Arrest & Summons (continued)**

<b>Total</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>
Possession of a Useable Amount of Marijuana	21	20	10
Possession of Alcohol by a Minor	44	17	40
Possession of Suspended License	0	1	0
Receiving Stolen Property	4	1	0
Refusing to Sign Summons	1	4	2
Sale and Use of Drug Paraphernalia	25	17	11
Speeding	92	147	143
Speeding (Criminal)	2	3	3
Theft by Deception (Class C)	1	0	0
Theft by Unauthorized Taking (Class C)	0	0	1
Theft by Unauthorized Taking (Class E)	17	11	12
Violation of Conditional Release	37	47	31
Violation of Probation	4	3	2
Violation of Protection Order	5	2	1
Warrants	26	39	32
Miscellaneous Criminal Charges	47	58	31
<b>Arrest &amp; Summons Total</b>	<b>539</b>	<b>676</b>	<b>538</b>

**Accomplishments for 2009**

In 2008, the Town of Bar Harbor and the police department were awarded monies from FEMA's Port Security Grant Program (PSGP) to improve our harbor's safety and security, by implementing harbor patrols as well as increasing both our preparedness to respond to a maritime incident and our ability to communicate with Federal, State, and local agencies. This year the police, fire, and harbor departments have made substantial purchases toward the implementation of this grant award. The most significant purchases are a 27' patrol boat utilized by the police and harbor departments, a new cascade system for compressed breathing air, and twenty new SCBA units for the fire department. Also, a data radio

network has been constructed for both the police and fire units, which is scheduled to be installed in early 2010.

Expanding on the goals and projects identified in the FY08 PSGP application, the Department applied for and received monies from the FY09 PSGP. Our original FY08 application was only partially funded. With FY09 PSGP monies, we requested to complete our original objective of constructing a new Harbormaster's Facility and updating the Police Dispatch Center to continuously monitor our harbor 24 hours a day and to further our goal of port security, preparedness, and response to critical incidents in our harbor. The Department continues to wait for release of these funds based on federal review of our construction project.

The Department hired and trained four Seasonal Officers to work the summer, from the beginning of June to mid-October. Each of these officers completed 80 hours of field training. Topics included the Bar Harbor Police Department's policies and procedures, Maine Criminal and Motor Vehicle Statutes, use of force, search and seizure, and firearms proficiency. Once the officers completed this training, they were sworn in and utilized in Bar Harbor's downtown area, as foot and bike patrol officers during the summer.

Over the last several years, I have been working towards restructuring the Department in an attempt to eliminate the use of reserve or part-time officers to supplement our full-time roster during our busy summer season. The Department had operated at the same level since 1994. Over those fifteen years, it has been increasingly more difficult to find quality applicants to fill our seasonal officer positions and the overall law enforcement duties and responsibilities have increased drastically, in part due to the growth of the community and the increase in tourism. On top of routine complaints, investigations, and follow up; the scope of our jobs have increased to include more community policing, harbor protection, homeland security, training and becoming proficient with the incident command system, and developing critical incident plans for our schools and private facilities within our jurisdiction.

The Department proposed a restructure, with a phased increase of four full-time officers over several years to completely eliminate the need for part-time help. In FY10 the Department asked for two additional full-time officers, half of the four officers proposed, needed to completely eliminate the use of part-time officers. We were granted one position,

which was to be funded entirely through cruise ship revenue. Officer Bradley O'Neil was hired to fill this position in October.

Having success with the Port Security Grant Program (PSGP) in years past, the Department applied for the remaining three officer positions, outlined in the proposed restructure, through the American Recovery and Reinvestment Act PSGP. The Town was awarded this grant which completely funds the salaries and benefits of three officer positions for three years. With the announcement of these award monies, we hired Officers Christopher Wharff and Jacob Day, former summer officers for the Town, and Officer Dustin Tierney who worked as a part-time officer this past summer. At the end of three years, the majority of the cost associated with these new officers should be funded through the existing part-time officer/police detail line items in our budget and cruise ship revenue; with very little impact on the police departments overall operating budget.

Over the next several years the Department will be managing and implementing grant award money. As required by the Federal Government, we are responsible for quarterly financial reports, as well as semi-annual progress reports; all which are to be submitted online. Project funding includes three new police officer positions, the creation of harbor patrols, building a radio frequency data network increasing patrol vehicle capabilities and communications, building a new harbormaster facility, and acquiring a variety of equipment for both Fire and Harbor Departments for preparedness and response to a maritime incident.

The Department expanded our firearms program this year to include more Simunitions/Firearms training. The Maine Criminal Justice Academy (MCJA) requires every officer to complete a minimum of two hours of firearms training annually, in addition to their firearms qualifications. We held a firearms range day, which included practical hands-on pistol and patrol rifle drills, for all officers in additions to the qualifications. Our Department also instructed an active shooter training hosted by Southwest Harbor Police at the Pemetec School. Bar Harbor officers trained in conjunction with Mount Desert Island and State law enforcement agencies, practicing active shooter response, building clearing scenarios, and safe tactical movements in small four officer groups. We feel it is important to train with these other agencies, realizing that their officers many be our closest backup during a critical incident.

Officers from the Department participated in a variety of events throughout the community this year, to include the Special Olympics Law Enforcement Torch Run, YMCA's "Hero Week", and the MDI High School's Responsibility Day. They have also spoken to employee groups at local merchants and financial institutions, regarding shoplifter awareness and alarm procedures.

Again this year, the Department purchased three new bulletproof vests through the Department of Justice Bulletproof Vest Partnership. This grant provides a 50% match with the agency to purchase new or replace old bulletproof vests. The Department intends on purchasing three vests annually, through this partnership, to replace bulletproof vests with expired ballistic panels.

We have continued to improve the Department's Training Program this year. Officers have attended in-service trainings at the Maine Criminal Justice Academy and throughout the State (i.e. Drug Recognition Expert and Evaluation Training, Interviews and Interrogations, and Method of Instruction) in order to keep up with their annual elective training requirements. This also improves service to the community, by training officers who are more prepared for the calls for service to which they are responding.

Officers completed mandatory trainings to include: Firearms, New Law Updates, HazMat and Bloodborne Pathogen Awareness. All officers are now using the Maine Law Enforcement Online Training Center. Online training has become a useful tool for the Department, allowing the officers to get the majority of their training hours completed during their scheduled shifts and cutting back on overtime associated with attending and instructing these mandatory trainings.

I thank each employee of the Department for his/her dedication to his/her profession and the unselfish manner in which he/she serves the community.

I would also like to thank the citizens of Bar Harbor, the Town Council, the Town Manager, the Fire Department, the Public Works Department, the Town Office Staff and all the other support organizations, within this community, for your continued cooperation and support.

Nathan Young  
Chief of Police

## **Bar Harbor Police Department**

### **Full Time Officers**

Chief Nathan Young  
Lieutenant James Pinkham  
Sergeant David Kerns  
Sergeant Shaun Farrar  
Officer Timothy Bland  
Officer Eric McLaughlin  
Officer Timothy Frost  
Officer Soren Sundberg  
Officer Thomas Tardiff  
Officer Bradley O'Neil  
Officer Christopher Wharff  
Officer Jacob Day  
Officer Dustin Tierney

### **Full Time Dispatchers**

Dispatcher Sharon Worcester  
Dispatcher Adam Vanwhy  
Dispatcher Lori Bartlett  
Dispatcher Jennifer Grant

### **Part Time Employees**

Nicholas Hardwick  
Nicholas Hardwick Jr.  
Wyman Tapley  
Ryan Lawson  
Doug Brundrett  
Susan Murphy  
Susan Maristany

### **Summer Employees**

Michael Connors  
Joshua Tilton  
Thomas Conlon  
Laverne Blair  
Kyle Wasiela



*Police Department vessel purchased from Homeland Security Grant.*

# HARBOR DEPARTMENT

## **Mission Statement**

*The Harbor Department will continue to manage Bar Harbor's coastal waters and facilities by providing a safe, efficient, customer oriented environment for all user groups and constantly look for ways to improve service to the public.*

*The Department will respond to calls for assistance within our capabilities and assist the Bar Harbor Police and Fire Departments. We will also work in cooperation with Federal and State agencies including the U.S. Coast Guard, National Park Service, Department of Homeland Security and the Maine Department of Marine Resources (DMR).*

## **Harbor Master Report**

The economic slump continued to affect activity in the harbor during 2009. High fuel costs seemed to prevent the yacht visitation which had been the norm prior to the recession. The Lobster Fishing Industry continued to be plagued by a low price for lobsters and higher operating costs.

Ashley Young remained on staff as assistant Harbormaster throughout the summer and busy fall cruise ship season and she continued to do a great job serving the community and visitors to the harbor. Her efforts are greatly appreciated and contributed to making 2009 another successful year for the Harbor Department.

The Harbor hosted two major events in 2009: the Working Waterfront Celebration, which included the Blessing of the Boats and Seafarers Memorial Day events on the Town Pier in June; and the Fourth of July celebration was held with fireworks successfully launched for a great show enjoyed by the spectators.

2009 was another busy cruise ship season with a total of ninety two ships visiting Bar Harbor from May through October. There were five cancellations due to inclement weather, without which would have set a new record for cruise ship visits. The passenger count was well over 130,000 which exceeded recent years' totals. The 2010 schedule has one hundred eighteen reservations to date.

The Harbor Department responded to numerous calls for assistance both emergency and routine in 2009. Calls included disabled vessels in need of tow, overdue reports, groundings, injured persons and kayakers in distress. Bar Island continued to claim tide challenged hikers who were evacuated by boat. I would like to thank local volunteers, Steve Burns and David Spear among others, who assisted the department when a number of calls for help were received.

### **Harbor Committee Report**

The Harbor Committee held five meetings in 2009 and addressed a variety of issues which had come before them. Some of the more important issues continued to include harbor development, cruise ship operations and fixed fishing gear conflicts. I would like to thank the members of the Harbor Committee for their commitment and effort over the past year. It was a pleasure working with all the members.

### **Harbor Committee Members**

Jon Carter, Chair	Juanita Young, Vice Chair	Ron Landis, Secretary
Liz McMullen	Lawrence Nuesslein III	Phil Corson
Andrew Keblinsky		

### **Marine Resources Committee Report**

The Committee had a very productive year during which they held ten meetings. A great deal of time and effort was spent evaluating and reviewing many important issues and projects.

The committee looked at ways to improve shellfish conservation and availability through surveys and experiments with different growing enhancements. The Committee continued work on the Eel Grass Restoration Project in the Hadley Point area. The contributions to the Town's shellfish conservation program by the Committee and the many volunteers are greatly appreciated.

I would like to thank the Committee for their hard work and dedication over the past year.

## **Marine Resources Committee Members**

Chris Petersen, Chair   Ron Landis, Vice Chair   Megan Mcosker, Secretary  
Scott Swann                      Natalie Springuel

In closing I would like to thank the Honorable Town Council, Town Manager, Department Heads and staffs for all their assistance and support. I look forward to being of service to Bar Harbor in the coming year.

Respectfully submitted,

Charles A. Phippen  
Harbor Master



*Seas from Hurricane Bill*

## **PUBLIC WORKS DEPARTMENT**

As the Department's Director, my primary objective is to ensure that each division functions in accordance with our mission statement which is: *To operate, maintain and improve the Town's infrastructure, including our roads, sidewalks, parks, buildings, storm drain systems, wastewater system, water system, solid waste and recycling facilities as efficiently and professionally as possible, while treating taxpayers, ratepayers, visitors and employees in a helpful, friendly and courteous manner, and abiding by the American Public Works Association Code of Ethics.* In order to achieve our mission; the Department is separated into four divisions. The operational aspects of the Divisions are handled by the respective superintendents. The Water, Wastewater, Highway and Solid Waste Divisions handle the operational aspects of those specific areas. They are supervised by Jeff Van Trump, Bob Kane, Scott Wood and Ron Graves, respectively. The Highway Division not only handles the roads and sidewalks but also handles operations for Parks and Recreation as well as the Comfort Stations. Additionally the mechanics are performing maintenance work for the Police Department vehicles and perform inspections for the entire fleet of Town owned vehicles.

### **Highway Division**

Snow was the highlight in the winter months of 2009 for this Division. We had 57 inches dumped on us in January, February and March. Adding December's accumulation of 19 inches, we had a total of 75 inches in 2009. Needless to say, our winter overtime, salt and sand budgets didn't fare well, but the crew performed exceptional level as anticipated.

The summer months were productive as well. Our yard and leaf composting operation produced approximately 400 cubic yards of recycled compost material which residents used nearly all of it at no cost. We also have cleaned up the area and gained a significant stock of granite curbing.

The crew replaced and installed 1200 linear feet of culvert for driveway entrances and crossing roadways. Most were located on our out of town roads. In conjunction with this work we rented an asphalt milling machine which we used to mill areas where asphalt patches were applied to deteriorating sections of roads. This helps the patch to adhere to the

existing surface increasing the longevity of the patch job. We were quite happy with the results.

Forest “Hilt” Hanscom retired after serving the Town for 23 years. Philip Sanborn resigned his Driver B position and Shane Phippen resigned his Asst. Mechanic Position. They were replaced by Bill Soukup, Drew Coughlin and Rich Jamison respectively.

## **Paving**

The following paving jobs were completed in calendar year 2008.

Bayview Drive- Intersection of Hadley Point Road to Route 3

Armory Lane- Entire length

Breakneck Road- Entire length

Crooked Road- From the entrance of Birch Bay ending 4320 feet west at approximately the beginning of the Smith Farm property

Cross Street- Entire Length

Clefstone Road- Beginning at the intersection of West Street Extension and ending at the intersection of Highbrook Road.

Rodick Place- Entire length

## **Road Reconstruction**

The following roads were reconstructed:

Woodbury Road Extension - Graded from West Street Extension to Highbrook Road and installed new drainage

Maple Avenue- Cottage Street to Myrtle Ave

Myrtle Avenue- Eden Street to Maple Ave

Brewer Avenue- Eden Street to Maple Ave

Road reconstruction work began on the following Streets:

Greely Avenue-Entire length

Federal Street- Entire length

## **Sidewalks**

The Town reconstructed the following sidewalks:

Maple Avenue- West side- Myrtle Ave to Cottage St

Myrtle Avenue- South side- Eden Street to Maple Ave

## **Solid Waste/Recycling**

The recycling revenues took a tumble in 2009. Comparing to 2008 we brought in \$40,146 less this year. Net revenue for all recycled goods in 2008 was \$84,965 and in 2009 we netted \$44,819. This is all a reflection of the economy as the total tonnage recycled dropped by only 8 ton. In 2008 we shipped 841 tons and in 2009 we shipped 833 tons. In comparing the average cost per ton we were receiving for our recycled goods, you can see why we had such a dramatic decrease in revenue. Considering scrap metal, news print, mixed paper and cardboard, the average price we received in 2008 was \$109.70, \$117.5, \$86.25 and \$107.01 respectively. The average price received for the same materials in 2009 were \$60.90, \$68.33, \$52.14 and \$60.94 respectively. The good news, if any here is that we saw a significant drop in tonnage prices in the last quarter of 2008 and in 2009 we have seen the prices trending upward, albeit slowly.

For our Municipal Solid Waste (MSW) we have had a small decrease in tonnage compared to 2008. In 2008 we shipped 5041 tons of trash compared to 4871 tons in 2009. Even though our recycling tonnage is down, the trend in MSW is good news and is the reason our recycling rate increased this year.

Even with the lower prices for our recycled goods we still need to increase our efforts in recycling the products presently processed. Recycling is a win-win situation because every ton of recycled goods removed from the waste stream saves \$65-\$70/ton in tip fees and hauling costs to PERC.

Willy Dyer and Alan Strout resigned their positions and were replaced by Leroy Brown and Daniel Brown.

## **Wastewater Division**

A draft of the Combined Sewer Overflow (CSO) master plan has been resubmitted to Maine Department of Environmental Protection (MDEP). MDEP commented on the first draft in July of 2008. We worked on proposed changes, edited the draft and resubmitted early 2009. We received final comments from MDEP and now need to call a public hearing on the document to complete the process.

We ended 2009 recording a total of 60.16 inches of rain. This is 8.96 inches less precipitation than 2008, but 3.04 inches more than 2007. When we compare recent rainfall to the 2004 total of 37.08 inches, it helps to understand our increases in total flow at all of our plants. Along with the extra work associated with storms we have seen additional maintenance requirements at the plants and pump stations. Wastewater Superintendant Bob Kane reports that he is very pleased with the effectiveness the plants and pump stations operations and his crew, even with the larger volumes they are handling.

The Line Maintenance crew is in the process of completing year number 5 of the five year line maintenance program. Once this year's work is done the process will start over again. The work consists of the crew cleaning the sewer mains and locating services. After this is done the mains are also inspected using our camera and located using GPS. That information is then added to our GIS mapping system. We now have line and sewer manhole information linked to the mapping system as well as the TV records. These maps make the crew more efficient in diagnosing problems in the system and providing information to our customers.

Robert Bonilla resigned his Maintenance Worker I position. He was replaced by Dan Ranzoni.

## **Water Division**

The Water Division employees have repaired five main leaks this year and numerous service line leaks. A total of 12 valves have been replaced by our crew or contractors. The crew has also replaced 2 hydrants.

The "Gerrish" Pump Station located near the base of Dreamwood Hill on Route 3 was removed this year. This station has not been used since the Town began operating the water system. This will save us the

yearly maintenance costs for keeping the station in operation and the cost for leasing the property it previously occupied.

Another highlight of the year was changing the way we disinfect our water in order to meet stricter standards regarding disinfection byproducts. Changing from chlorination to chloramination has proven successful by the system tests conducted in 2009. Prior to the change, two out of the four testing sites had disinfection byproduct levels that exceeded the new standards. After the conversion chloramines, all four sites met the new standards. I also think our water tastes better now and have had other comments of the same nature.

We are in the third year of our ten-year meter replacement program. When we replace the meters we are also installing “Fireflies” which allow us to read the meter remotely. The Fireflies can be programmed to be read using our hand held meter readers which collects the readings by driving through an area. The other way the Fireflies can be read is via the internet. Signals are sent via repeaters to a collection point which in turn sends the signal to the Water Division Office through the internet. We now have approximately five hundred meters programmed this way, including the Jackson Lab. The two methods not only save time collecting meter readings but also save administrative time in getting the data into the billing system.

I would like to thank the Department of Public Works employees for their commitment to maintaining a high standard of quality and dedication in what can be a thankless and often times less than pleasant job. To my entire crew, a sincere thanks for your efforts! Because of your work, Bar Harbor continues to be a clean, safe place to live.

I would also like to thank the citizens of Bar Harbor, the Town Council, Town Manager Dana Reed, Police Department, Fire Department, the crew at the Town Office and the various committees and organizations that I have had the pleasure to work with.

Chip Reeves,  
Public Works Director

**STAFF:**

**Highway Division**

**Wastewater Division**

Suzanne Banis, Office Manager

Scott Wood, Superintendent

Robert Kane, Superintendent

Albert Merchant, Foreman

Brion Kane

Donald Bennoch

Edward McFarland

Kenneth Howie

Shawn Young

Scott Hopkins

Travis Jones

Stacey Gray

Michael Ganz

Travis Smith

Tony Griffin

Joseph St. Pierre

Dan Ranzoni

Richard Jamison

Richard Trennam

Bill Soukup

**Water Division**

**Solid Waste Division**

Jeff Van Trump, Superintendent

Ron Graves, Superintendent

Terry Tinker

Leroy Brown

Mark Kidder

Daniel Brown

Reggie Winslow

Brady Anderson

Nancy Warner, Office Manager

## **SUPERINTENDING OF SCHOOL COMMITTEE**



*Left to Right, front to back row: Ned Johnston, Chair; Claire Sasner, Vice-Chair; Brian Hubbell, Secretary, Tom Burton. Absent: Paul Murphy.*

## ELEMENTARY SCHOOL PRINCIPAL

The present enrollment for the Conners-Emerson School is as follows:  
(10/09) Total: 446

<u>K</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
43	45	53	52	38	53	57	46	49

I am pleased to share our student and staff accomplishments for the school year 2008-2009.

This past year we continued to be part of the CREST (Community for Rural Education Stewardship and Technology) Grant. This project creates a partnership between 16 island and coastal high schools and middle schools, local science/technology businesses and organizations, and a number of academic institutions. Specifically, Conners-Emerson has been working on mapping invasive species on school grounds and in the town of Bar Harbor. Several students and teachers have participated in trainings held during the summer and school year.

Many of our students participate on academic and athletic teams. This past year we had several successful teams. Our Jazz Band placed second in the state, the Math Team placed 4<sup>th</sup> in the state, Grade 3 DI team placed 1<sup>st</sup> in the districts, the Solar Club Car Team placed 4<sup>th</sup> at the state level, our Robotics Team was second in the Maine Robotics League, the Cross-Country Team was division champions, the Co-ed Soccer Team were runners-up along with the softball team, the Boys Basketball and Baseball teams were champions of the Coastal League.

In addition to successful teams, we had many small group and individual outstanding accomplishments. Caitlin Denegre was named a 'Promising Young Writer', Clifton Jeffery placed in the top 2% of the nation in Math Olympiad earning a gold pin. Ransom Burgess represented the school at the state level for Math Counts. Will Greene, Elise Robertson and Ethan Craigo earned a silver pin for Math Olympiad placing in the top 10% of the country. Ethan Craigo, Clifton Jeffery and Will Greene placed 4<sup>th</sup> in the nation for a Statistical Award.

As always we continue to be thankful for the many volunteers who work in our school and classrooms. We are fortunate to have parents, college and high school students working with our students on a weekly basis. Our school based Big Brothers/ Big Sisters program continues to bring adults from our community to school to work with our students. Currently we have over 20 'Bigs (adults) mentoring the Littles.' The Business of Reading Week continues to grow with over 100 community readers who read to classes in grades K-6 each morning for a week in. The local PTSA supports students and teachers through their fundraising for programs, including classroom funded projects, after school specials, guest speakers, evening events such as the Family Arts Night and the Science Fair to name a few.

Our school continues to celebrate diversity and individual uniqueness. Students in grades K-8 participate in a Special Needs Awareness Day, which includes different stations simulating 12 different disabilities. Students and adults who have challenging needs speak to our students and share their life experiences, in both small group and assembly settings. Our Civil Rights Team and Kids for Kindness club continue to educate the student body on the prevention of bullying and harassing behaviors.

Over 20 staff members participated in the Instructional Grant program during the summer. These grants along with the Maine Community Foundation and Emery Grants allow staff to strengthen curriculum and student programming.

The staff and students at Connors-Emerson continue to be most appreciative of the community's contributions and support. Community members continue to be an important part of our school by volunteering their time and resources and acting as mentors to our students. Volunteers, as always, are an active and integral part of our school. Please feel free to visit your school and see the students and staff in "action." We welcome your feedback and value hearing any concerns you may have about the school. Please visit our website [www.emerson.mdirss.org](http://www.emerson.mdirss.org) or email me [bneilly@mdirss.org](mailto:bneilly@mdirss.org).

Respectfully Submitted,

Barbara Neilly, Connors-Emerson Principal

### Professional Staff

<b>Teachers</b>	<b>Curricular</b>	<b>Committees</b>	<b>Experience</b>	<b>Degree</b>
Neilly, Barbara	Principal	Cert Com, SST	30	5
Martin-Zboray, M	Asst. Princ	INFORM, SST	13	5
Allen, Karen	Grade 8	Math	9	5
Barter, Karen	Grade 2	Math Comm	29	4
Barter, Rick	Tech Inst	Technology	20	5
Boardman, Bryan	Grade 5	Math	5	4
Brechlin, Roxie	K	Affirm. Act.	18	4
Brotzman, Cynthia*	Grade 7/8	SS/ Cert Comm	19	5
Chappe, Marc	Grade 7	Lang. Arts	24	4
Chappell, Carol	Grade 4	PTSA, Sci	18	4
Dionne, Bryan	Health/PE	Health Comm	7	5
DeLong, Judy*	Grade 1	ELA/Service Lrng	37	5
Dority, Heather	Grade 4		3	4
Dyer, Amanda*	Grade 1	Math	20	4
Edmondson, R.	Music	Music	20	5
Farley-Frels, Jill	Grade 6	Lang. Arts	21	5
Gabel-Richards, S.	Grade 7/8	Science/	25	4
Galeaz, Patricia	Grade 2	Science	15	4
Gaston, Mildred	Grade 3	Technology	18	4
Gilpatrick, Jeanne	Sp/Lang	Child Study	23	5
Grover, Ellen	Reading	Lang. Arts	29	4
Hersey, Susan*	Grade 4	Lang. Arts	32	5
Hurd, Marlene	Grade 6	Math, PTSA	37	4
Kane, Lynda	Sped	Child Study	11	4
Keefe, David	Grade 5	Science	23	5
Kramp, Kim	Art	Visual Arts, GT	27	4
Mace, Melanie	Spec Ed	Child Study	9	4
Macko, Ben	Grade 7	Math	8	4
McKay, Toni	Grade 1	Lang. Arts	45	4
McOsker, Meghan	Gr 7/8	Science	1	5
Millar, Lynda	World Lang.	World Lang.	21	4

<b>Teachers</b>	<b>Curricular</b>	<b>Committees</b>	<b>Experience</b>	<b>Degree</b>
Monahan, Jane	Kindergarten	Soc Stud Curric	10	5
Peer-Cort, Valerie	Sp/Lang	Child Study	22	5
Plaskov, Abbie	Grade 3		5	4
Plourde, Lisa	Grade 5	Lang. Arts	24	4
Renault, David	PE	Health/Well.	39	4
Reynolds, Linda	Grade 8	Lang. Arts, MEA	31	5
Rhodes, Trisha*	Reading	ELA curric	25	7
Robinson, Ellen	K	Cert Comm	26	4
Robins, Dottie	Nurse	Crisis Team, SAT	9	4
Rosborough, Anne	Spec. Ed	Child Study	25	5
Rosinski, Carol	Guidance	SST, Crisis Team	28	5
Ryan, Siobhan	Librarian	Media/Lib	4	5
Smallidge, Kim	Math	Technology	17	5
Sprague, Rochelle	Grade 2	Math	32	4
Wainer, Joe	Music	Music	18	4
Winne, Sarah	GT	GT, OM, DI	21	5
Young, MA	Grade 1	Assessment	26	4

\*Denotes Master Teacher

### **Support Staff**

#### **Secretaries**

Ms. Sheila Hamblen

Mrs. Ann McCafferty

#### **Cafeteria**

Ms. Nykki Grindle, Head Cook

Ms. Tina Lunt

Mrs. Linda Wilson

#### **Custodians**

Mr. Peter Alley, Head Custodian

Mr. Kurt Lockhart

Mr. Steve Strout

**Local Ed Techs • Special Ed • Title 1 Ed Techs**

Ms. Angie Bouchard

Ms. Cate Bowman

Mrs. Beth Bradshaw

Mrs. Cheri Brown

Ms. Katie Dyer

Ms. Mary Fallow

Ms. Julie Fulton-Kelly

Ms. Careese Hansen

Ms. Kimberly Gray

Mr. Dick Lee

Mrs. Debbie Mountford

Mrs. Marianne Tripp

Mrs. Ann Worrick

**Bar Harbor School Committee**

Mr. Ned Johnston, Chairman

Mr. Tom Burton

Mr. Brian Hubbell

Mr. Paul Murphy

Mrs. Claire Sasner

**AOS #91**

**Administrative Staff**

Mr. Robert Liebow

Superintendent of Schools

Mrs. Joanne Harriman

Assistant Superintendent

Mrs. Kelley Rush-Sanborn

Director of Special Services

Mrs. Melissa Beckwith

Assistant Dir of Spec Svcs.

Mrs. Maria Donahue

Coordinated Health

Mrs. Selena Dunbar

Administrative Assistant

Mrs. Amy Schaefer

Receptionist/ Secretary

Mrs. Nancy Thurlow

Business Manager

Mrs. Carol Walls

Bookkeeper

# **ANNUAL REPORT FROM SUPERINTENDENT, ASSISTANT SUPERINTENDENT, DIRECTOR OF SPECIAL SERVICES 2008-2009**

As always we are pleased to have this opportunity to highlight the years' developments regarding our schools for the Mount Desert Island Regional School System school board. The 2008-2009 school year is one that will be remembered for its transitions. With school consolidation behind, however, we are moving ahead to bring forth the best in our students, faculty and staff.

**Curriculum, Instruction, and Assessment:** As you know, the federal No Child Left Behind legislation requires that by 2014 100% of our students demonstrate mastery of our state math and reading standards on the state test (currently the New England Common Assessment Program NECAP in grades 3-7 and the SAT in grade 11). Despite the flaws in this thinking, the role of curriculum, instruction, and assessment has never been more intense. More than ever before we recognize the need for concisely written curriculum standards, a host of diagnostic assessments, and an arsenal of instructional strategies that can serve us as we work to prepare students to meet this challenge. We are developing these tools in cross-district curriculum teams and common study groups as well as in individual schools. Through it all we continue to seek a balance between federal and state requirements and our own beliefs about what makes good educational sense for our students and our teachers.

**Vision and Mission work:** Our administrative team worked collaboratively this summer revisiting and retooling the priorities and action steps of our educational vision document—the place where we identify important goals, objectives, and tasks that should be kept at the heart of our individual and collective efforts. This document has served as a centerpiece for district-wide and school improvement planning since fall, 2006. This year, our objectives focus on instructional improvement. To be clear, our schools are full of top-notch teachers whose instructional practices are outstanding. There are always areas that can be improved and as we work to transform our standards-referenced educational program into a standards-based educational program we are identifying areas that we need attention. The areas of designing targeted lessons for specific learning outcomes, developing diagnostic assessments that uncover student

misunderstandings, applying appropriate interventions, and reporting student progress are first and foremost in our work plan.

**Special Services:** Our schools strive to provide support for the students whose unique needs require flexible instruction or targeted intervention. Our challenge is assuring that our interventions are implemented in a systematic and responsive way that matches each student's profile. Pearson Inform allows us historical and accessible data to monitor student progress and our response through instructional intervention. Federal stimulus money is being used to coordinate these efforts, build our toolbox of resources and provide professional development to support the academic success of students struggling to meet grade level expectations.

I would be remiss to omit my ongoing concern about student mental health needs. These issues continue to increase in incidence and urgency. While this is not the primary role of public schools, these issues frequently interfere with student success and classroom dynamics. The budget woes are having a dramatic effect on the availability of community-based supports for families. Several local counselors work with our schools to provide on-site sessions and consultation to staff. Schools will continue to be faced with the challenge of responding to these needs in order to succeed in educating all students.

**Staff Development:** The 2008-2009 plan for professional development focused on developing our collective capacity to build resiliency among our students at a time when our communities began struggling with significant economical setbacks. This focus provided additional training to teachers and administrators that many found helpful in their work with young people who experience risk, stress, trauma and adversity in their daily lives.

**Service-Learning Programs:** Last year over 800 of our students participated in 52 service-learning projects throughout the school system. Service-learning is a teaching method that provides experiences for students to interact with their classmates, teachers and community members in real-life situations. Through these experiences, students are given opportunities to learn and apply skills and knowledge from various

academic subjects including literacy, mathematics, science, and social studies, and above all, the opportunity to fill a real community need and participate as citizens. Our unique natural environment and community resources provide us with abundant opportunities to engage students in this important work.

**Trenton Transition:** We are approaching the first anniversary of our partnership with Trenton Elementary School and we are pleased to share that the experience has been both rewarding and mutually beneficial. Early in 2009, Trenton faculty and staff joined our committees, teams and work groups to begin developing relationships that would facilitate the sharing/learning process. Over the course of the spring months we worked to build alliances between Trenton staff and staff at the Pemetec Elementary School through school visits. In addition, Joanne frequented Trenton faculty meetings to field questions and to provide information about MDIRSS programs and practices. During the summer, many teachers took advantage of instructional grants to redesign their classroom units to reflect the Mount Desert Island Regional School System common curriculum. By teachers' reports, this opportunity was important to a successful beginning this fall and facilitated their increased engagement and confidence in common study and curriculum groups.

**Additional Staff:** We continue to be able to attract and keep professionals who are outstanding in their profession. Our central office has benefited from the addition of four additional folks. Our part-time Assessment Coordinator, Gail Keith, has been working diligently to put timely and accurate student assessment information in the hands of teachers with the Pearson Inform tool. In addition, she is spearheading a redesign of our report card system to improve its accuracy in reporting on student mastery of the standards. Melissa Beckwith, Assistant Director of Special Services, comes to us with a wealth of experience and expertise—as a special education teacher at the Conners-Emerson School and in a neighboring school district as a Special Services Director. Here in MDIRSS she has renewed her strong relationships and has done a fantastic job with supporting our special education programs. We were also fortunate to hire Colleen Porter and Kelly Robertson as our Occupational Therapists. In addition, MDIHS welcomed Matthew Garrity-Janger as their new principal. He's been a great addition to the high school community and our administrative team.

In summary, we feel very proud to work in this school system. Our staff's collective work ethic, dedication, and commitment to the educational, social, and emotional needs of all our students is unfailing.

Robert E. Liebow  
Superintendent

Joanne Harriman  
Assistant Superintendent

Kelley Sanborn  
Dir. of Special Services

## **MT. DESERT ISLAND ADULT & COMMUNITY EDUCATION**

In these challenging times of financial insecurity it is heart warming to see the extent to which our community has supported each other. Mt. Desert Island Adult & Community Education made a special effort to find various low cost ways to provide services to the community to cope with change and growth. We are very fortunate to have a wide variety of community resources to assist in providing affordable educational opportunities to help adults acquire basic literacy and math skills, complete a high school credential, access higher education, develop vocational skills and enrich their personal lives.

Our enrollments continue to remain constant with more focus this year on computer and vocational courses. New this year was a Woodworking class, Grow Your Own Organic Garden and Introduction to the Macintosh- these were very well attended. We offered a wide variety of computer classes ranging from Introduction to Excel to Web Page Design. The Coast Guard Auxiliary offered a new course this winter beside their popular Boating Skills and Seamanship course entitled Weekend Navigator where they learned about GPS, radar, depth finders, conventional paper maps and more. Acadia National Park offered a series of workshops that gave great insight to Namescapes, Art in the Park, Search and Rescue through a Dogs Eye View and the park In the Dark. We had numerous one night free workshops that included: Memory, Aging and Alzheimer's, Keeping Our Minds Sharp As We Age, Depression and Anxiety, Cancer Resource Workshop. Popular classes include: Pottery, Ballroom Dancing, Beginning Country and Club Line Dance, Welding and Beginner Spanish.

Almost all of our classes are held at Mount Desert Island High School but once again we received an Adult Basic Education (ABE) grant which enabled us to offer English as a Second Language (ESL) classes at both the Jackson Lab and the YWCA in Bar Harbor. These are valuable classes for adult learners who are coping with a new culture improve communication skills. These classes are open to all level learners and free of charge. We had 7 people receive their GED's ranging in age from 18 to 72. GED tutoring and testing is free of charge and done on an individualized basis.

We continue to offer ITV – Interactive Television classes from the University of Maine system. Classes are now offered using the Web, interactive television and other options to bring classes to your home and community, so you don't have to commute to campus.

We will continue to strive to improve and expand our educational opportunities to the community and look to you for support and input. We are always looking for innovative classes and enthusiastic instructors please contact us if you are able to contribute to lifelong learning.

Susan Barker, Director

## **MOUNT DESERT ISLAND SCHOOL DISTRICT TRUSTEES**

In accordance with the requirements of Section 2 and Section 8, Chapter 176, Private and Special Laws of 1963, I submit the following report of the Mt. Desert Island Regional School District Board of Trustees covering the year ending December 31, 2009.

The following Trustees were serving at the end of 2009, with terms expiring as indicated.

Lisa Krautwald - Bar Harbor	May 2012
Shelley Mitchell - Bar Harbor	May 2011
Robert Webber - Bar Harbor	May 2010
Edward Bonville - Mt Desert	May 2011
Matthew Bucklin - Mt Desert	May 2012
Michael Musetti - Mt Desert	May 2010
Eric Clark-Southwest Harbor	June 2011
Eric Henry-Southwest Harbor	June 2011
Steve Hudson-Southwest Harbor	June 2010
Tina Jewett – Tremont	May 2012
Marilyn Moore – Tremont	May 2011
Burr Shaw – Tremont	May 2010

Mt. Desert Island High School opened in September, 1968, nearly 42 years ago. During that time important changes in building and safety codes, technology and major repairs to the building and grounds have challenged the Trustees. This year was no different. During the summer months, the track and tennis court surfaces were refurbished. Frequent leaks in several areas of the original building during the winter indicated that the roof covering, replaced in 1987, needed repair or replacement. In consultation with Harriman Associates it was decided that because the cost of materials had come down and interest rates were attractive, this would be an optimum time to replace 55,000 square feet of roof covering and make all improvements necessary to facilitate drainage. By the end of November this project had been completed. There is a 25-year warranty on

this portion of the roof. This also means that no roof covering on the school is more than 10 years old. Members of the Board met with the various Boards of Selectmen and Councilmen to alert them to this roof project in a spirit of cooperation. At one such meeting it was strongly suggested that the Trustees institute a Capital Improvement Program. The Trustees have begun work on this program and it is a part of this report.

The Trustees wish to thank Superintendent Rob Liebow, former Principal Sally Leighton, Principal Matthew Garrity-Janger, and Maintenance Supervisor Butch Bracy and their staff for continued support. Additionally, Finance Director, Nancy Thurlow and Recording Secretary, Mary Wallace have provided the Board with their special talents.

Respectfully submitted,  
Edward Bonville, Chairman

# **MOUNT DESERT ISLAND HIGH SCHOOL REPORT OF THE PRINCIPAL**

I am excited to make my first report to the Mount Desert Island Community. I joined MDI High School this July and found a school with a strong program in place and plan for a stronger future. We have a school filled with fantastic young people, committed and able faculty, a beautiful facility, a strong curriculum, and a community that supports its children. At MDI High, we are able to provide a rich program that enables us to serve the diverse needs of our student body.

## **Thank You, Sally Leighton**

Sally Leighton retired from MDI High School after 6 successful years as Principal. She leaves us with a strong academic program, positive school environment, able faculty, well-maintained facility, and a strong financial position. I want to extend my thanks for the organization, information, and wisdom that she shared as she departed. We all wish her well.

## **Budget Development:**

This report represents the proposed budget for the high school for the upcoming school year. Budget development this year has been a particular challenge. Changes in revenues and expenses have forced us to make roughly \$400,000 in cuts for next year in order to keep our overall budget the same. Nonetheless, through savings this year and cuts for next year, we planned for a budget that is actually \$72,000 less than this year. The stated announced cuts in our subsidy for this year and next of roughly \$164,000. Changes in expenses reflect higher labor costs, increased fuel costs, the maintenance of the current enrollment levels, and the major roof construction project.

## **Facilities:**

This fall we replace the last section of the original school roof, which dates back to construction of the school over 40 years ago. As part of this project we were able to install new skylights in the cafeteria, a new loading dock area, and a beautiful new sign. Our custodians also undertook a major effort to strip and reseal the floors and otherwise beautify the school. You can really notice the difference.

## **Curriculum Development and Implementation:**

Our major focus for improvement this year has been to focus on differentiating our instruction so that we can better serve the needs of all students. We are working both within and across our classes to give students multiple ways to reach educational standards. Our curriculum is continuously aligned with the Maine Learning Results (MLR), now modified and called Parameters of Essential Instruction (PEIs). Our students are completing common assessments based on these standards and our seniors are successfully completing their Senior Exhibitions. All students received new laptop computers this year, participated in advisory groups, and experienced many opportunities for outreach and service in the community. This year, MDI High School completed another cycle of accreditation with the New England Association of Secondary Schools and Colleges (NEASC). And we are poised to begin the 5-year cycle once again. We continue with our advisory system, interdisciplinary classes and technology.

## **Alternative Organizational Structure (AOS 91)**

The Mount Desert Island regional schools have recently reorganized into a Alternative Organizational Structure. As part of this we welcome the Trenton Schools to our teams as a closer member of the MDI community. We still welcome tuition students from other nearby districts as well.

## **Student Achievements:**

Our students continue to be successful in the classroom and throughout our co-curricular programs as evidenced by the colleges and universities that they attend after graduation, the awards and scholarships they receive each year, and their performance on standardized tests. We are very proud to note that over two-thirds of our students are directly enrolled in at least one of the many co-curricular programs that the high school has to offer and that 88% of our graduates went on to post-secondary educational institutions. The following provides a brief portrait detailing post-secondary plans of the graduating class of 2009:

Class of 2009	#	%
Post Secondary Education		
Four Year Colleges	93	68
Two Year Colleges	27	20
Post Graduate year	0	0
Total	120	88
Employment	12	9
Military Service	1	1
Undecided	4	2

Test Results – Post Secondary students Class of 2009				
SAT				
<u>Range</u>	<u>Reading</u>	<u>Math</u>	<u>Writing</u>	<u>Mean Score</u>
700-800	12	12	6	MDIHS
600-690	31	23	28	CR 539
500-590	29	40	38	M 534
400-490	31	23	25	W 526
300-390	12	17	18	<u>Mid 50% range</u>
200-290	2	2	2	CR 630-450
				M 610-460
Total	117	85% Participation		W 620-430

**Faculty/Staff Recognition:**

It is important to recognize the many contributions made by our staff on a daily basis on behalf of our young people. These individuals work hard to provide an atmosphere conducive to a high level of learning

at the high school. We offer thanks to the following individuals who left the school last year.

George Fatula                      Technology Integrator

Galen Lowe                         Photography / Video Teacher

Once again, thank you for your deep commitment and on going support of our school. Please feel free to stop by, call (288.5011 ext. 303) or email ([mjanger@mdirss.org](mailto:mjanger@mdirss.org)) me with any questions you may have regarding the operation of the high school. We look forward to continuing a positive relationship in support of our students in the future.

Sincerely,

Dr. Matthew Garrity-Janger, Principal

/mc

## **BAR HARBOR CHAMBER OF COMMERCE**

Founded in 1899 and incorporated in 1969, the Chamber of Commerce is a voluntary non-profit organization comprised of nearly 500 independent businesses devoted to the creation and maintenance of a vital and healthy economic environment for Bar Harbor and its residents.

The Chamber, as a membership organization, reflects the needs and concerns of its membership. Since a large portion of the business community gains the majority of its income from tourism, one of the Chamber's primary goals is to develop a sustainable tourism industry and promote the Bar Harbor area as one of the world's premier travel destinations.

The mission of the Chamber of Commerce also focuses on making Bar Harbor more of a year-round community. Growing our shoulder seasons of early spring and late fall continue to be a priority of the organization.

Each year we produce more than 225,000 visitor guidebooks that are distributed nationally and internationally. We also maintain one of the most visited web sites in the state of Maine and staff two welcome centers, our new center at Cottage and Main Streets as well as the Acadia Welcome Center in Trenton. In 2009 we answered tens of thousands of phone calls and e-mails, as well as provided information to over 70,000 visitors to our welcome centers.

The Chamber helps to organize and produce several local events that included the Fourth of July Parade and Fireworks; Legacy of the Arts; Midnight Madness; Early Bird Pajama Sale and Bed Races; and Village Holidays.

To bring further benefits to the business community, the Chamber negotiates several group purchases offering discounted rates to members for oil, propane, as well as health, dental and long-term care insurance. The Chamber also hosts many business workshops, meetings and lectures throughout the year.

Tourism is one of the largest industries in Maine generating more than 173,181 jobs; \$3.8 billion in payroll; \$531 million in tax revenue.

Bar Harbor is the third largest contributor of sales tax receipts to the State of Maine.

Sincerely,

Chris Fogg  
Executive Director

Staff:

Tony Cameron, Director of Marketing and Membership Sales

Heather Jones, Events Coordinator

Vicky Vendrell, Business Office

Mary Bennoch, Welcome Center Supervisor

2009-10 Board of Directors, Executive Committee:

Nancy Tibbetts, President

Vicki Hall, 1<sup>st</sup> Vice President

Todd Graham, 2<sup>nd</sup> Vice President

Bob Bahr, Treasurer

Stephanie Clement, Secretary

# Mount Desert Island and Ellsworth Housing Authorities

80 Mount Desert Street  
P.O. Box 28, Bar Harbor, Maine 04609  
Tel. & FAX 207-288-4770

*Terrance J. Kelley*  
*Executive Director*  
e-mail address:  
terry.kelley@emdiha.org

## Annual Report

### Town of Bar Harbor Housing Authority

The Town of Bar Harbor Housing Authority provided housing for one hundred and twenty-three elderly and disabled families and sixteen units of family housing during 2009. All units are occupied and there is a waiting list of individuals desiring to become tenants.

Regionally, the MDI & Ellsworth Housing Authorities assisted three hundred and seventy-seven families with rent and utilities in an amount of \$2,074,293.00.

Payment in lieu of taxes for 2009    \$20,367.75

The Bar Harbor Housing Authority is very appreciative of the support received from the Police Department, Fire Department, and the Public Works Department in helping us care for the senior members of our community.

The Board of Commissioners meets the first Tuesday of the month on a regular basis. The meetings are handicap accessible and the public is welcome to attend. It is a good idea to call the office at 288-4770 to confirm the date and time as it is subject to change. Our office is located at 80 Mount Desert Street in Bar Harbor, ME. The office is open from 8 a.m. to 4 p.m. We can be reached at 207-288-4770 or via e-mail [terry.kelley@emdiha.org](mailto:terry.kelley@emdiha.org).

Respectfully submitted,

  
Greg Grant, Chairman  
Town of Bar Harbor Housing Authority



**Elsie Flemings**

25 Eden Street  
Bar Harbor, ME 04609  
Phone: 669-2073

[elsie.flemings@gmail.com](mailto:elsie.flemings@gmail.com)

# HOUSE OF REPRESENTATIVES

2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0002  
(207) 287-1400  
TTY: (207) 287-4469

Dear Friends and Neighbors,

I am honored to continue to represent you in Augusta in the Maine House of Representatives. I am now in the midst of my second year as your State Legislator, and I hope to have the honor to continue serving you and our State in the years to come.

These two years have brought many challenges. The state of Maine has been facing significant revenue shortfalls. As I'm sure you've experienced, the recession that has struck the national and Maine economies has proven to be severe across our region. With record revenue shortfalls, we worked hard to balance the budget and bring about savings in ways that would protect the state's most vital services, continue to provide safeguards for our most vulnerable friends and neighbors, and ensure that our State is in a strong position to move forward as the economy recovers. This spring, I worked hard on the Taxation Committee to preserve funding for the circuit breaker program and municipal revenue sharing – important resources for our towns and community members. We were able to restore the entirety of the initially proposed cuts to circuit breaker, and we were able to restore \$11 million to Municipal Revenue Sharing.

Despite a lack of funding, the Legislature was able to tackle many issues that are important to Mainers during the last two years. We made great progress on a number of issues, including energy weatherization and green jobs, health care, economic development and tax reform. I am proud of what we have accomplished so far, and I will continue to work hard on issues important to our communities.

As a member of the Taxation Committee, I am committed to working with my legislative colleagues to support the needs of our communities, encourage economic development, benefit our citizens, and assure that we have the resources to invest in our future prosperity. We worked to bring about comprehensive tax reform to better benefit individuals and businesses, to create greater stability, and to encourage people to live and invest in Maine. We will continue to work towards those goals and to bring about real, meaningful solutions to the pressing challenges before us.

The most rewarding part of my job as a legislator is talking with and hearing from each of you, my constituents, neighbors and friends. If there is anything I can do to assist you with local or state issues, or if you would just like to share your views with me, please contact me and I will do everything I can to assist you. I wish you the very best in the coming year, and I look forward to hearing from you.

Sincerely,

A handwritten signature in cursive script that reads "Elsie Flemings".

Elsie Flemings  
State Representative

*124th Legislature*  
*Senate of*  
*Maine*  
*Senate District 28*

**Senator Dennis S. Damon**  
*Transportation Committee, Chair*  
*Marine Resources Committee, Chair*  
*3 State House Station*  
*Augusta, ME 04333-0003*  
*(207) 287-1515*

*256 Oak Point Road*  
*Trenton, ME 04605*  
*(207) 667-9629*

Residents of Bar Harbor,

As I enter my final session in the State Senate as your senator let me say again what an honor and privilege it has been for me to serve you. The 2010 Legislative Session will be difficult because the budget will require cuts in spending and reduced services. I am sure you realize these are difficult economic times and they call for difficult decisions.

While overcoming the budget shortfall will require patience and stamina I am optimistic this challenge will be met. I continue to be excited at the prospect of working closely with local leaders and you to help solve these problems.

In an era of increasing technological advancement it is important to protect the privacy of Mainers. There is a delicate balance that must be struck between protecting our privacy while at the same time working efficiently to catch those who have violated our laws. To that end I have submitted a bill which will strictly limit the use of traffic surveillance cameras in broad sweeps of the general public. My goal is to protect the privacy of citizens but will not prevent law enforcement from doing its job.

The eight years I have served as your senator have flown by. Everyday I am humbled by the confidence and trust you have placed in me. Every morning when I drive to work, the first sight of the Capitol Dome reminds me of the awesome responsibility you gave me to work for you. I never forget that. While serving in elected office I have asked myself two questions: Am I having fun? Am I making a difference? To the first I can say I have enjoyed every minute. To the second ... I leave that for you and history to answer. Thank you!

To keep up to date with the progress of all legislation on the Maine State Senate website: [www.janus.state.me.us/legis/](http://www.janus.state.me.us/legis/)

Feel free to contact me with your opinions, comments and questions. I can be reached at home in Trenton at 207-667-9629, or in Augusta at 207-287-1515, or toll free, 1-800-423-6900. I can also be reached by e-mail at [dsdamon@panax.com](mailto:dsdamon@panax.com).

Sincerely,



Senator Dennis Damon  
Maine District 28

MICHAEL H. MICHAUD  
2ND DISTRICT, MAINE

WASHINGTON OFFICE  
1724 LONGWORTH HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
PHONE: (202) 225-6306  
FAX: (202) 225-2943  
[www.michaud.house.gov](http://www.michaud.house.gov)

Congress of the United States  
House of Representatives  
Washington, DC 20515

January, 2010

COMMITTEES:  
**VETERANS' AFFAIRS**  
SUBCOMMITTEE ON HEALTH  
CHAIRMAN  
**TRANSPORTATION AND INFRASTRUCTURE**  
SUBCOMMITTEE ON HIGHWAYS AND TRANSIT  
SUBCOMMITTEE ON RAILROAD, PIPELINES  
AND HAZARDOUS MATERIALS  
SUBCOMMITTEE ON ECONOMIC DEVELOPMENT,  
PUBLIC BUILDINGS AND  
EMERGENCY MANAGEMENT  
**SMALL BUSINESS**  
SUBCOMMITTEE ON RURAL AND URBAN  
ENTREPRENEURSHIP  
SUBCOMMITTEE ON FINANCE AND TAX

Dear Bar Harbor residents and friends,

This past year, Mainers have faced many challenges. Yet as I travel across our state, I am inspired by the stories I hear of people coming together to help their friends, families and communities. I also continue to hear from many people who are worried about losing their jobs, heating their homes, putting food on the table and getting affordable health care. Although there are a few hopeful signs that our nation's economy is beginning to recover, there is much more we need to do to help Maine's economy.

As an example, I am very pleased that late last year the newly-created Northern Border Regional Commission received funding and will now be able to start working to create economic development and job creation projects in the most economically distressed areas of Maine, New Hampshire, Vermont and northern New York.

I am also pleased that Congress authorized a pilot program that would exempt Maine's interstate highways from the 80,000 pound federal truck weight limit and help get larger trucks off our back country roads. This is a good first step in addressing this issue, and I will continue to work to find a lasting solution that will improve road safety and increase productivity.

Our country has also taken important steps forward in protecting and improving veteran's benefits and health care. In October, I joined a number of my colleagues at the White House as President Obama signed the Veterans Health Care Budget Reform and Transparency Act. The legislation, which I helped introduce earlier this year, authorizes funding for the Department of Veterans Affairs (VA) medical care programs one year in advance of the start of each fiscal year, helping to end decades of uneven budget cycles and funding shortfalls that have contributed to the rationing of VA health care and inadequate access to treatment for our veterans.

Finally, my staff and I remain committed to providing quality constituent services whether it is help with cutting through red tape or a question about federal programs and benefits. If my office may ever be of assistance, please do not hesitate to contact me at my Bangor office at 207-942-6935 or by emailing me through my web page at [www.house.gov/michaud](http://www.house.gov/michaud). While on my website, I also encourage you to sign up for occasional e-mail updates on issues important to Mainers.

Thank you again for the opportunity to represent you in Congress.

With warmest regards,

Michael H. Michaud  
Member of Congress

**BANGOR:**  
6 STATE STREET, SUITE 101  
BANGOR, ME 04401  
PHONE: (207) 942-6935  
FAX: (207) 942-5907

**LEWISTON:**  
179 LISBON STREET, GROUND FLOOR  
LEWISTON, ME 04240  
PHONE: (207) 782-3704  
FAX: (207) 782-5330

**PRESQUE ISLE:**  
445 MAIN STREET  
PRESQUE ISLE, ME 04769  
PHONE: (207) 764-1036  
FAX: (207) 764-1060

**WATERVILLE:**  
16 COMMON STREET  
WATERVILLE, ME 04901  
PHONE: (207) 873-5713  
FAX: (207) 873-5717



SUSAN M. COLLINS  
MAINE

413 DIRKSEN SENATE OFFICE BUILDING  
WASHINGTON, DC 20510-1904  
(202) 224-2323  
(202) 224-2693 (FAX)

**United States Senate**  
WASHINGTON, DC 20510-1904  
January 14, 2010

COMMITTEES:  
HOMELAND SECURITY AND  
GOVERNMENTAL AFFAIRS  
RANKING MEMBER  
ARMED SERVICES  
SPECIAL COMMITTEE  
ON AGING

Town of Bar Harbor  
93 Cottage Street  
Bar Harbor, ME 04609

Dear Citizens of Bar Harbor:

In 2009, I began my third term in the United States Senate. I remain deeply honored by the trust the people of Maine have placed in me, and I appreciate this opportunity to report on some highlights of my recent work in the U.S. Senate.

A significant accomplishment came in December when the President signed transportation legislation that includes a provision I authored to create a one-year pilot project to allow trucks weighing up to 100,000 pounds to use federal highways in Maine. This is moving heavy trucks off Maine's secondary roads and out of our downtowns and onto our modern, multi-lane, controlled access highways for one year, during which time a study of the impact on safety, commerce and road wear-and-tear would be conducted. In addition, this change helps to level the economic playing field, as neighboring states already have this exemption.

My appointment in early 2009 to the powerful Appropriations Committee has allowed me to have greater influence on the funding of priorities that are important to Mainers, such as shipbuilding, health care, education, and transportation, while also giving me the ability to continue pressing for the elimination of wasteful spending that exacerbates our federal deficit.

As a member of the Senate Armed Services Committee, I continue to be an advocate for Bath Iron Works, the Portsmouth Naval Shipyard, the Maine Military Authority in Limestone, and the many other defense contractors and institutions in Maine that contribute so much to our national security. In August, I traveled to Iraq and Afghanistan and had the opportunity to meet with many service men and women from Maine. My conversations with them were the most important aspect of my trip to the region. Our troops are brave, dedicated, compassionate, and highly skilled. I will continue to work hard to ensure that they have the support their difficult missions require.

Perhaps the greatest challenge facing our nation continues to be the struggling economy, and among my highest priorities are getting our people back to work and our economy back on track. That is why in early 2009 I joined a bipartisan effort to pass the American Recovery and Reinvestment Act. The bill contains robust infrastructure spending, significant funding for state aid and education, and tax relief for low- and middle-income families and for small businesses. As a result of this bill, Maine is receiving approximately \$133 million for highway investments, more than \$50 million combined for the Clean Water and Drinking Water State Revolving Funds, and \$70.5 million for weatherization and energy efficiency projects.

Energy policy remains another great challenge: America's reliance on foreign oil harms our economy, our security, and our environment. Meeting the challenge of developing energy alternatives will provide great opportunities for Maine to build an economy for the future, with new industries and thousands of good jobs. This endeavor received a significant boost last October when the U.S. Department of Energy announced an \$8 million grant for deepwater offshore wind research at the University of Maine, and Congress also approved \$5 million I sponsored for the Maine Offshore Wind Initiative at UMaine. This January, the U.S. Department of Commerce announced a \$12.4 million laboratory construction grant for the University of Maine. I strongly advocated for these projects because, with some of the strongest winds in the nation off our coast and some of the best engineers in the field, Maine has great potential as an ideal location for offshore wind projects and

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can take the lead in the development of clean, renewable, and affordable energy for America. Estimates are that development of five gigawatts of offshore wind in Maine – enough to power more than 1 million homes for a year – could attract \$20 billion of investment to our state and create more than 15,000 green energy jobs that would be sustained over 30 years.

Of course, this past year brought not just successes. A disappointment was the failure of Congress to produce bipartisan health care reform legislation that would contain soaring costs and provide more choices for struggling families and small businesses. I am deeply concerned about the nearly \$500 billion in Medicare cuts included in the bill.

It is fiscally irresponsible to raid Medicare – a program which already has long-term financing problems – to pay for a new entitlement program, particularly at a time when the number of Medicare beneficiaries is on the rise. The bill would saddle Maine’s hospitals with some \$800 million in Medicare cuts over the next ten years, and could push one in five hospitals, nursing homes, and home health providers into the red. Ultimately, such cuts could jeopardize access to care for millions of our nation’s seniors.

As the Ranking Member of the Senate Homeland Security Committee, I am committed to ensuring that our nation is as safe as possible and that government is better prepared to respond to disasters. The Christmas Day terrorist attempt to detonate explosives on an aircraft reminds us of the dangers we continue to confront. My homeland security priorities include further strengthening our defenses against terrorism and providing our first responders with the resources they need.

On March 19, 2009, I reached a personal milestone when I cast my 4,000th consecutive roll call vote, continuing a record of participating in every single roll call vote since I first came to the Senate in 1997. I am grateful for the opportunity to serve Bar Harbor and Maine in the United States Senate. If ever I can be of assistance to you, please contact my Bangor office at 207-945-0417, or visit my website at <http://collins.senate.gov>. May 2010 be a good year for your family, your community, and our state.

Sincerely,

A handwritten signature in black ink that reads "Susan Collins". The signature is written in a cursive, flowing style.

Susan M. Collins  
United States Senator

## INDEPENDENT AUDITOR'S REPORT

November 11, 2009

Members of the Town Council  
Town of Bar Harbor  
Bar Harbor, ME 04609

We have audited the accompanying financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the Town of Bar Harbor, Maine as of and for the year ended June 30, 2009, which collectively comprise the Town's basic financial statements as listed in the table of contents. These financial statements are the responsibility of the Town of Bar Harbor, Maine's management. Our responsibility is to express opinions on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinions.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the Town of Bar Harbor, Maine as of June 30, 2009, and the respective changes in financial position and, where applicable, cash flows thereof for the year then ended in conformity with accounting principles generally accepted in the United States of America.

The management's discussion and analysis and budgetary comparison information on pages 2-5 and 32, are not a required part of the basic financial statements but are supplementary information required by accounting principles generally accepted in the United States of America. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit the information and express no opinion on it.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the Town of Bar Harbor, Maine's basic financial statements. The introductory section, combining and individual nonmajor fund financial statements, and other supplementary information are presented for purposes of additional analysis and are not a required part of the basic financial statements. The combining and individual nonmajor fund financial statements and other supplementary information have been subjected to the auditing procedures applied in the audit of the basic financial statements and, in our opinion, are fairly stated in all material respects in relation to the basic financial statements taken as a whole. The introductory section has not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we express no opinion on them.

Respectfully Submitted,

*James W. Wadman, CPA*

James W. Wadman, CPA

**TOWN OF BAR HARBOR**  
**STATEMENT OF NET ASSETS**  
**JUNE 30, 2009**

*Exhibit A*

<i>Assets</i>	<i>Governmental Activities</i>	<i>Business-Type Activities</i>	<i>Total</i>
Cash and Equivalents	2,554,965	551,022	3,105,987
Investments	2,172,521	199,894	2,372,415
Receivables			
Taxes and Liens	548,847	24,865	573,712
User Fees, net		417,236	417,236
Accounts	11,125	29,066	40,191
Ambulance	83,377		83,377
Accrued Interest	20,352	4,010	24,362
Prepaid Expense	18,247	6,470	24,717
Inventory	16,613	96,003	112,616
Due from Other Governments	729,821		729,821
Bond Issuance Costs, Net		85,945	85,945
Capital Assets:			
Land	1,899,514	164,793	2,064,307
Construction Work in Progress	348,931	72,232	421,163
Other Capital Assets, Net of Depreciation	13,011,883	17,158,892	30,170,775
<b>Total Assets</b>	<b>21,416,196</b>	<b>18,810,428</b>	<b>40,226,624</b>
 <i>Liabilities and Net Assets</i>			
<b>Liabilities</b>			
Accounts Payable	391,799	79,958	471,757
Retainage Payable	20,999		20,999
Payroll Taxes Deductible	9,700		9,700
Due to Other Governments		650,341	650,341
Accrued Salaries Payable	580,468	38,189	618,657
Accrued Compensated Absences	265,317	31,214	296,531
Accrued Interest Payable		50,753	50,753
Deferred Bond Premium	22,856	20,224	43,080
Accrued Pension Costs		273,917	273,917
Accrued Standpipe Costs		77,987	77,987
Prepaid Taxes	28,939		28,939
Construction Advances		165,000	165,000
Deposits Payable	6,108		6,108
Long-term Liabilities:			
Due Within One Year	326,186	708,273	1,034,459
Due in More Than One Year	1,932,282	7,356,472	9,288,754
<b>Total Liabilities</b>	<b>3,584,654</b>	<b>9,452,328</b>	<b>13,036,982</b>
 <b>Net Assets</b>			
Held for Postemployment Benefits	53,532		53,532
Investment in Capital Assets, net of Related Debt	13,001,860	9,417,117	22,418,977
Restricted	57,280		57,280
Unrestricted	4,718,870	(59,017)	4,659,853
<b>Total Net Assets</b>	<b>17,831,542</b>	<b>9,358,100</b>	<b>27,189,642</b>
<b>Total Liabilities and Net Assets</b>	<b>21,416,196</b>	<b>18,810,428</b>	<b>40,226,624</b>

The notes to financial statements are an integral part of this statement.

**TOWN OF BAR HARBOR**  
**COMBINED STATEMENT OF REVENUES, EXPENDITURES**  
**AND CHANGES IN FUND BALANCES - GOVERNMENTAL FUNDS**  
**FOR THE YEAR ENDED JUNE 30, 2009**

*Exhibit D*  
*Page 1 of 2*

	<i>General Fund</i>	<i>CIP Fund</i>	<i>School Fund</i>	<i>Other Governmental Funds</i>	<i>Total Governmental Funds</i>
Revenues					
Taxes	13,184,702				13,184,702
Intergovernmental Revenues	505,002	16,866	881,173	384,030	1,787,071
Departmental Revenues	1,097,442				1,097,442
Other Local Sources	293,340	140,526	69,722	65,627	569,215
<b>Total Revenues</b>	<b>15,080,486</b>	<b>157,392</b>	<b>950,895</b>	<b>449,657</b>	<b>16,638,430</b>
Expenditures					
General Government	2,559,855				2,559,855
Public Safety	2,050,248			443,340	2,493,588
Health and Welfare	102,162				102,162
Parks and Recreation	218,151				218,151
Island Explorer Shuttle Bus	33,100				33,100
Roads and Sanitation	1,693,061				1,693,061
Debt	39,708				39,708
Assessments	2,741,261				2,741,261
Capital Outlay		1,857,484			1,857,484
Education Programs			3,402,757		3,402,757
Administrative Support			1,802,124		1,802,124
School Lunch			156,952		156,952
<b>Total Expenditures</b>	<b>9,437,546</b>	<b>1,857,484</b>	<b>5,361,833</b>	<b>443,340</b>	<b>17,100,203</b>
Excess of Revenues Over (Under) Expenditures	5,642,940	(1,700,092)	(4,410,938)	6,317	(461,773)
Other Financing Sources (Uses)					
Lease Proceeds					-
Transfers from Other Funds	5,115	1,498,669	4,498,591	-	6,002,375
Transfers to Other Funds	(5,941,447)	-	(55,813)	(5,115)	(6,002,375)
<b>Total Other Financing Sources (Uses)</b>	<b>(5,936,332)</b>	<b>1,498,669</b>	<b>4,442,778</b>	<b>(5,115)</b>	<b>-</b>
Excess of Revenues and Other Financing Sources Over (Under) Expenditures	(293,392)	(201,423)	31,840	1,202	(461,773)
Fund Balance - July 1	2,064,574	2,293,988	481,216	14,124	4,853,902
<b>Fund Balance - June 30</b>	<b>1,771,182</b>	<b>2,092,565</b>	<b>513,056</b>	<b>15,326</b>	<b>4,392,129</b>

(Continued)

**TOWN OF BAR HARBOR**  
**RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES,**  
**AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS**  
**TO THE STATEMENT OF ACTIVITIES**  
**FOR THE YEAR ENDED JUNE 30, 2009**

**Exhibit D**  
**Page 2 of 2**

Net change in fund balances - total governmental funds	(461,773)
Amounts reported for governmental activities in the Statement of Activities are different because:	
Governmental funds report capital outlays as expenditures while governmental activities report depreciation expense to allocate those expenditures over the life of the assets:	
Capital asset purchases capitalized	1,825,036
Disposal of Assets	(25,585)
Depreciation expense	(1,074,689)
	<u>724,762</u>
Revenues in the Statement of Activities that do not provide current financial resources are not reported as revenues in the funds:	
Deferred Revenues	(22,397)
Deferred Taxes	131,282
	<u>108,885</u>
Bond proceeds proved current financial resources to governmental funds, but issuing debt increases long-term liabilities in the statement of net assets. Repayment of debt principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the Statement of Net Assets:	
Capital lease obligation principal payments	12,471
General obligation bond principal payments	335,888
	<u>348,359</u>
Some expenses reported in the Statement of Activities do not require the use of current financial resources and, therefore, are not reported as expenditures in governmental funds:	
Accrued compensated absences	(12,348)
	<u>(12,348)</u>
Change in net assets of governmental activities	<u><u>707,885</u></u>

The notes to financial statements are an integral part of this statement.

**TOWN OF BAR HARBOR**  
**STATEMENT OF NET ASSETS - PROPRIETARY FUNDS**  
**JUNE 30, 2009**

*Exhibit E*

<i>Assets</i>	<i>Wastewater Enterprise</i>	<i>Water Enterprise</i>	<i>Total</i>
<b>Current Assets:</b>			
Cash and Equivalents	547,067	3,955	551,022
Investments	199,894		199,894
Receivables			
User Fees, net	411,005	6,231	417,236
Liens Receivable	24,865		24,865
Accounts	16,433	12,633	29,066
Accrued Interest	4,010		4,010
Inventory	19,970	76,033	96,003
Due From Other Funds	45		45
Prepaid Expenses		6,470	6,470
<b>Total Current Assets</b>	<b>1,223,289</b>	<b>105,322</b>	<b>1,328,611</b>
<b>Noncurrent Assets:</b>			
Capital Assets, net	11,788,940	5,606,977	17,395,917
Bond Issuance Costs, net	53,627	32,318	85,945
<b>Total Noncurrent Assets</b>	<b>11,842,567</b>	<b>5,639,295</b>	<b>17,481,862</b>
<b>Total Assets</b>	<b>13,065,856</b>	<b>5,744,617</b>	<b>18,810,473</b>
<b>Liabilities and Fund Equity</b>			
<b>Liabilities</b>			
Accounts Payable	44,712	35,246	79,958
Accrued Salaries and Benefits	24,403	13,786	38,189
Accrued Interest Payable	35,857	14,896	50,753
Due to Other Governments	58,500	591,841	650,341
Due to Other Funds		45	45
Compensated Absences Payable	20,853	10,361	31,214
Bonds and Notes Payable	508,912	199,361	708,273
<b>Total Current Liabilities</b>	<b>693,237</b>	<b>865,536</b>	<b>1,558,773</b>
<b>Noncurrent Liabilities:</b>			
Deferred Bond Premium		20,224	20,224
Construction Advances		165,000	165,000
Accrued Pension Costs		273,917	273,917
Accrued Standpipe Costs		77,987	77,987
Bonds and Notes Payable	4,174,822	3,181,650	7,356,472
<b>Total Noncurrent Liabilities</b>	<b>4,174,822</b>	<b>3,718,778</b>	<b>7,893,600</b>
<b>Total Liabilities</b>	<b>4,868,059</b>	<b>4,584,314</b>	<b>9,452,373</b>
<b>Net Assets</b>			
Invested in Capital Assets, net of related debt	7,158,833	2,258,284	9,417,117
Retained Earnings			
Reserved	965,249	199,361	1,164,610
Unreserved - Undesignated	73,715	(1,297,342)	(1,223,627)
<b>Total Net Assets</b>	<b>8,197,797</b>	<b>1,160,303</b>	<b>9,358,100</b>
<b>Total Liabilities and Net Assets</b>	<b>13,065,856</b>	<b>5,744,617</b>	<b>18,810,473</b>

The notes to financial statements are an integral part of this statement.

STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET ASSETS  
 PROPRIETARY FUNDS  
 FOR THE YEAR ENDED JUNE 30, 2009

	<i>Proprietary Fund Types</i>		<i>Total</i>
	<i>Wastewater Enterprise</i>	<i>Water Enterprise</i>	
Operating Revenues:			
Charges for Services	1,144,645	1,225,589	2,370,234
Capital Charge	761,020		761,020
Interest - Late Penalties	17,126	2,021	19,147
Total Operating Revenues:	1,922,791	1,227,610	3,150,401
Operating Expenditures:			
Salaries and Benefits	514,133	472,521	986,654
Contracted Services	165,444	124,430	289,874
Utilities & Commodities	220,704	57,145	277,849
Repairs & Maintenance	96,500	134,815	231,315
Equipment	5,211	9,995	15,206
Other Expenses	37,366	30,634	68,000
Depreciation and Amortization	491,930	193,425	685,355
Materials and Supplies	82,430	85,558	167,988
Total Operating Expenditures	1,613,718	1,108,523	2,722,241
Net Operating Income	309,073	119,087	428,160
Nonoperating Revenues (Expenses)			
Interest Revenue	15,169	210	15,379
Nonutility Income, net of expense		27,847	27,847
Gain/(Loss) on Disposal of Asset		1,156	1,156
Interest Expense	(157,107)	(157,612)	(314,719)
Total Nonoperating Revenue (Expenses)	(141,938)	(128,399)	(270,337)
<i>Change in Net Assets</i>	167,135	(9,312)	157,823
<i>Total Net Assets - Beginning</i>	8,030,662	1,169,615	9,200,277
<i>Total Net Assets - Ending</i>	8,197,797	1,160,303	9,358,100

The notes to financial statements are an integral part of this statement.

**TOWN OF BAR HARBOR**  
**REQUIRED SUPPLEMENTARY INFORMATION**  
**SCHEDULE OF REVENUES AND EXPENDITURES**  
**BUDGET AND ACTUAL - GENERAL FUND**  
**FOR THE YEAR ENDED JUNE 30, 2009**

**Exhibit H**

	<i>Original Budget</i>	<i>Final Budget</i>	<i>Actual</i>	<i>Variance Favorable (Unfavorable)</i>
<b>Revenues</b>				
Taxes	13,300,828	13,300,828	13,184,702	(116,126)
Intergovernmental Revenues	446,497	446,497	505,002	58,505
Departmental Revenues	1,363,150	1,363,150	1,097,442	(265,708)
Other Local Sources	310,592	310,592	293,340	(17,252)
<b>Total Revenues</b>	<b>15,421,067</b>	<b>15,421,067</b>	<b>15,080,486</b>	<b>(340,581)</b>
<b>Expenditures</b>				
General Government	2,618,093	2,592,858	2,556,234	36,624
Public Safety	2,039,146	2,063,381	2,053,303	10,078
Health and Welfare	102,959	103,959	105,990	(2,031)
Parks and Recreation	219,917	219,917	220,971	(1,054)
Island Explorer Shuttle Bus	33,100	33,100	33,100	-
Roads and Sanitation	1,654,899	1,719,899	1,695,461	24,438
Debt	40,186	40,186	39,708	478
Assessments	2,775,124	2,775,124	2,741,261	33,863
<b>Total Expenditures</b>	<b>9,483,424</b>	<b>9,548,424</b>	<b>9,446,028</b>	<b>102,396</b>
<b>Excess Revenues Over Expenditures</b>	<b>5,937,643</b>	<b>5,872,643</b>	<b>5,634,458</b>	<b>(238,185)</b>
<b>Other Financing Sources</b>				
Transfers from Other Funds	3,804	3,804	5,115	1,311
Transfers to Other Funds	(5,941,447)	(5,941,447)	(5,941,447)	-
<b>Total Other Financing Sources</b>	<b>(5,937,643)</b>	<b>(5,937,643)</b>	<b>(5,936,332)</b>	<b>1,311</b>
<b>Net Change in Fund Balance</b>	<b>-</b>	<b>(65,000)</b>	<b>(301,874)</b>	<b>(236,874)</b>
<b>Decrease in Designated for Working Capital</b>			<b>(18,000)</b>	
<b>Beginning Fund Balances - Budgetary Basis</b>			<b>557,559</b>	
<b>Ending Fund Balances - Budgetary Basis</b>			<b>237,685</b>	
<b>Adjustments to Conform to GAAP:</b>				
Elimination of Encumbrances			45,497	
<b>Ending Fund Balances - GAAP Basis</b>			<b>283,182</b>	

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

	<b>2002</b>		
Hooper, Walter		\$	342.58
	<b>2003</b>		
Hooper, Walter		\$	1,024.36
	<b>2004</b>		
Delaittre, Thomas J. Sr.		\$	712.04 **
Hooper, Walter		\$	1,049.42
	<b>2005</b>		
Delaittre, Thomas J. Sr.		\$	1,728.52
Hooper, Walter		\$	1,009.73
Spear, Ann M.		\$	1,981.87 **
Staples, Dennis N.		\$	15.12
	<b>2006</b>		
Aperitivo Café		\$	59.84
Bar Harbor Coffee Shop, Inc.		\$	13.05
Black, Frederick E.		\$	214.73 *
Bothen, Robert		\$	639.45 **
Burns, Melissa R.		\$	590.10 *
Citicorp Vendor Finance		\$	62.42
Delaittre, Thomas J. Sr.		\$	1,881.56
Highquest Partners, Inc.		\$	57.72
Hooper, Walter		\$	1,613.27
Jordan, James E.		\$	32.81
Mills, Daniel B.		\$	285.09
Mohr, Jonathan		\$	16.15
Photopillow Studio		\$	17.77
Ray, David T.		\$	650.67

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Ribeiro, Armando	\$	18.06	
Schaefer, Ruth	\$	23.97	
Spear, Ann M.	\$	3,232.87	
Tinker, Larry E.	\$	1,795.20	*
Truitt, Maisie S. Est of	\$	1,524.73	
US Cellular	\$	357.00	
Wells Fargo Home Mortgage	\$	79.56	
White, R. L. and Son	\$	284.84	*
Williams Scotsman Inc.	\$	154.87	

**2007**

Acadia Hotel LLC	\$	4,830.07	*
Acadia Housing Assoc	\$	32.36	*
Aperitivo Wine Café	\$	54.37	
Bankers Trust Company of California	\$	408.60	
Black, Frederick E.	\$	1,593.01	
Bothen, Robert	\$	1,241.11	
Burkhart, Richard W.	\$	3,652.09	*
Burns, George J.	\$	1,677.12	*
Burns, Melissa R.	\$	1,697.93	*
Butler, Jillaine M.	\$	1,138.00	*
Buzzell, Robert D.	\$	7,213.69	**
Coakley, Carol	\$	14.12	
Corey, Robin S.	\$	1,338.53	*
Delaittre, Thomas J. Sr.	\$	1,945.83	
Designed Autographed Expr	\$	15.26	
Diamond Star Properties	\$	810.72	*
E. G. Jordan, Inc.	\$	32.89	
Edward J. Jackson Ltd	\$	28.15	
Grandgent, Henry L.	\$	3,096.20	*
Graves, Michael H.	\$	225.97	*

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

H & R Block	\$	14.65	
Hamblen, Kimberly	\$	121.38	
Hamlin, Clarice H.	\$	86.20	*
Hamor, Bradley B.	\$	2,023.56	*
Hamor, Brent W.	\$	1,443.28	*
Hamor, Bruce F.	\$	1,904.79	*
Hamor, Christina E. Lt.	\$	2,559.72	*
Hilton, Robert V.	\$	3,603.14	*
Hodgkins, Lawrence A.	\$	453.14	*
Hooper, Walter	\$	1,667.28	
Hulbert, Ian A.	\$	5,260.62	*
JEM Enterprises, LLC	\$	66.36	*
Jordan, James E.	\$	7,146.29	*
Keene, Gerald L.	\$	2,688.72	*
Lozano, Jennifer	\$	131.72	*
McFarland, Edward	\$	1,209.17	*
Mills, Dan & Joan	\$	282.74	
Mohr, John	\$	12.72	
Palmer, Robie E.	\$	122.31	
Paul, Anita	\$	43.97	*
Photopillow Studio	\$	16.40	
R. L. White & Son	\$	293.88	*
Ray, David T.	\$	5,477.07	*
Richardson, Lynne F.	\$	2,227.83	*
Ross, Michael J. Jr.	\$	3,937.13	*
Schaefer, Frank & Ruth	\$	22.98	
Spear, Ann M.	\$	3,348.73	
St Germain, Peter	\$	5,369.08	*
Staples, Todd	\$	1,885.47	*
Strout, James Henry	\$	2,115.32	**
Strout, Raymond E.	\$	105.71	*

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Tinker, Larry E.	\$	2,004.99	*
Truitt, Maisie S. Estate of	\$	1,575.36	
US Bank NA, Trustee	\$	4,921.56	*
Walls, Allan E.	\$	2,550.00	*
Wells Fargo Financial Leasing	\$	119.99	
Young, Sharon L.	\$	868.12	*

**2008**

Acadia Housing Assoc	\$	14,697.99	**
Allen & Paluga, Inc.	\$	534.29	*
Allen, Thomas D.	\$	1,318.83	
Bahr, Anne Geel	\$	5,427.06	*
Ballard, Margaret S.	\$	1,659.53	**
Bankers Trust Company of California	\$	591.35	
Barananski, Kiana & John	\$	28.33	
Beaudoin, Philip D.	\$	2,087.29	**
Black Moose Inc., The	\$	29.04	
Black, Frederick E.	\$	1,607.67	
Boland, Michael C.	\$	14,659.63	**
Bothen, Robert	\$	1,252.67	
Burkhart, Richard W	\$	7,871.71	*
Burns, George J.	\$	4,098.38	
Burns, Melissa R.	\$	1,713.53	**
Burwaldos	\$	27.62	*
Butler, Jillaine M.	\$	2,305.52	*
Buzzell, Eric R. ET ALS	\$	249.98	*
Buzzell, Robert D	\$	7,272.87	
Candage, Christopher R.	\$	1,995.40	*
Carlson, Bruce	\$	85.47	*
Clark, Elizabeth	\$	10.39	
Clark, Jeffery Trustee	\$	8,116.50	

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Cleftstone Manor Inn, LLC	\$	6,398.81	**
Combs, Ted & Mary Kathleen	\$	38.27	*
Compass Harbor Village, LLC	\$	17,251.32	
Corey, Robin S.	\$	1,609.54	
Cortoakes, Evan	\$	390.01	
Dawicki, Aaron J.	\$	1,274.89	**
Delaittre, Joan A.	\$	1,785.64	
Designed Autographed Expr	\$	13.85	
Diamond Star Properties	\$	1,391.30	
Dillon, Edward W.	\$	1,266.44	*
Diversified Ed	\$	29.57	
Dow, David	\$	946.10	**
E. G. Jordan, Inc.	\$	32.41	
Edward J. Jackson LTD	\$	24.24	
Ericson, Holly C.	\$	951.39	*
Erlinson, Dirk	\$	35.08	*
Farnsworth, Helen L.	\$	2,076.03	*
Geiger, Elizabeth J.	\$	20.29	**
Grace, Richard W	\$	2,693.32	
Graf, Donald A.	\$	1,183.46	**
Grandgent, Henry L.	\$	3,124.20	
Graves, Michael H.	\$	2,540.64	*
Hamblen, Kimberly	\$	122.99	
Hamlin, Clarice H.	\$	2,351.43	*
Hamor, Bradley B.	\$	2,354.24	*
Hamor, Brent W.	\$	1,451.25	*
Hamor, Brian	\$	3,011.80	*
Hamor, Bruce F.	\$	2,146.28	*
Hamor, Christina E. LT	\$	2,564.98	*
Hanscom, Jefferson C.	\$	3,287.19	
Harding, William D.	\$	1,176.11	*

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Harris, Peter B.	\$	2,804.79	*
Heaton, Lance C.	\$	1,786.59	*
Heidenrich, Jacqueline T.	\$	1,638.22	*
Herbert, Leroy J.	\$	1,976.74	
Higgins, Jeanne	\$	990.86	*
Higgins, Theodore S.	\$	9,845.55	*
Higgins, Theodore Scott Trustee	\$	4,296.96	*
Hilton, Robert V.	\$	2,794.48	
Hitchcock, Harold L. Jr.	\$	1,923.77	
Hodgkins Family Realty Trust	\$	2,260.21	*
Hodgkins, Lawrence A.	\$	2,435.72	*
Hooper, Walter	\$	1,682.60	
Huebner, Mary Theresa	\$	1,397.85	
Hulbert, Ian A.	\$	5,289.87	
Jackson, Edward B.	\$	2,291.47	**
JEM Enterprises, LLC	\$	1,715.03	**
Jenkins, Dennis S.	\$	3,385.38	*
Johnson, Roger C.	\$	3,130.80	*
Jordan, James E.	\$	7,174.81	
Keene, Gerald L.	\$	11,305.63	**
Kings Creek Court, LLC	\$	5,017.56	*
Leach, Kari E.	\$	2,032.95	
Ledgelawn Inn and Spa, LLC	\$	27,036.44	
Lozano, Andre L.	\$	4,860.86	
Lozano, Jennifer	\$	116.87	**
Lurvey Trust, Francis	\$	1,578.64	
Lurvey, Frank M	\$	980.13	
Malinowski, Stephen S.	\$	1,425.02	
Malinowski, Stephen S.	\$	7,317.84	*
Marinke, Thomas	\$	323.08	
Massicotte, Joel J.	\$	911.07	*

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

McFarland, Edward	\$	3,746.18	
Merchant, Cecelia	\$	2,320.51	
Michaud, Anne	\$	942.62	*
Mills, Dan & Joan	\$	273.86	
Mills, Daniel B.	\$	1,660.13	
Mills, Jason R.	\$	8,917.74	*
Moore, Perry	\$	16.74	**
Noble, Greg	\$	71.75	*
Noble, Gregory	\$	1,039.25	
Norberg, Karl S.	\$	12,424.12	**
Olson, Eric J.	\$	4,227.64	
Palmer, Robie E.	\$	74.59	
Paraiso Holdings, LLC	\$	2,913.96	*
Parsons, Allen C. Jr.	\$	5,996.14	
Patterson, Jody D. S.	\$	1,296.99	*
Paul, Anita	\$	1,289.70	*
Perkins, James W.	\$	453.77	*
Phemister, Michael A.	\$	621.28	*
Phippen, John W. Jr.	\$	3,645.30	
Photopillow Studio	\$	14.65	
Power, Ronald	\$	1,629.22	*
Purcell, William Trustee	\$	7,821.54	*
Quimby House Inn, Inc.	\$	44.93	
Quinlan, Joyce E.	\$	336.74	
R. L. White & Son	\$	297.57	*
Rand, Richard C.	\$	1,153.30	
Rank, Barbara Hamm ET ALS	\$	3,950.37	**
Ray, David T.	\$	12,843.01	
Reisman, Michael	\$	1,802.39	*
Richardson, Lynne F.	\$	2,247.68	
Rivers, Ann G.	\$	2,461.25	

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Rockhurst Motel, Inc.	\$	3,227.41	
Rodick, Douglas L.	\$	1,201.20	*
Rosecliff Cottages, LLC	\$	5,254.32	*
Ross, Michael J. Jr.	\$	3,973.16	
Russell, Franke	\$	1,528.74	**
Saint LLC	\$	59.85	*
Salisbury Trust, Jeffrey	\$	2,562.58	
Salisbury Trust, Jeffrey	\$	2,225.31	
Salisbury, Jeffrey C. Trustee	\$	3,219.78	*
Seabury, Leland B.	\$	1,221.75	**
Snipas, Gintras ET AL	\$	4,319.14	**
Sosa, Roland L.	\$	3,044.59	*
Spear, Ann M.	\$	3,500.76	
St. Germain, Peter	\$	9,273.02	
St. Germain, Peter	\$	5,417.26	
Staples, Todd	\$	1,902.74	
Starling, Jeffrey C.	\$	143.07	*
Stewart, Jonathan & Nancy	\$	1,360.86	*
Strout, James Henry	\$	2,304.59	
Strout, Raymond E.	\$	1,721.96	
Tinker, Larry E.	\$	2,017.95	*
To The Moon, LLC	\$	6,599.77	
Tosi, AJ	\$	20.25	
Truitt, Maisie S. Estate of	\$	1,589.88	
Truitt, Maisie S. Estate of	\$	1,754.74	**
Verizon New England Inc	\$	1,270.64	
Walls, Allan E.	\$	2,567.79	**
Walls, Holly L	\$	13.94	
White, David	\$	90.49	
Woodfin, Paul B.	\$	14.74	*
Woodworth, Michael S.	\$	5,048.48	

\* Paid after 6/30/2009

\*\*Partial Payment after 6/30/2009

**UNPAID REAL ESTATE AND PERSONAL PROPERTY  
TAXES AS OF JUNE 30, 2009**

Woodworth, Michael S. ET AL	\$	2,242.55
Woodworth, Travis L	\$	119.51
Xerox Corp	\$	66.08
Young, Sharon L	\$	1,159.93
Zucker, Dorothy	\$	584.90 *

\*Denotes paid in full

\*\*Denotes partial payment

\* Paid after 6/30/2009  
\*\*Partial Payment after 6/30/2009

# **WARRANT COMMITTEE**

## **Sub-Committees 2009-2010**

Michael Gurtler, Chairman  
Millard Dority, Vice-Chairman  
Linda Martin, Secretary

### **GENERAL GOVERNMENT**

John Kelly  
Diane Kopec  
Clark Stivers, Chair  
John Willett

### **PROTECTIONS**

Cas Dowden, Chair  
Linda Martin  
Brent Walton

### **HEALTH, RECREATION & WELFARE**

Emily Henry  
Ron Hurd, Chair  
Donna Karlson  
Erik Torbeck  
Lisa Tweedie

### **PUBLIC WORKS**

Peter Blauth  
Millard Dority  
Barbara Baron-Gifford  
James Kitler, Chair  
Ray Turner

### **EDUCATION**

John Dargis  
Scott Hammond, Chair  
Jake Jagel  
Susan Richardson

### **REVENUES**

Cas Dowden  
Scott Hammond  
Ron Hurd  
James Kitler  
Clark Stivers



# FY11 Budget

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As Recommended

To

Town Meeting

By The

Town Council

Updated Through The  
March 30, 2010  
Budget Reconciliation



# Town Of Bar Harbor

## Office of the Town Manager

93 Cottage Street, Suite I  
Bar Harbor, Maine 04609-1400  
Tel. 207-288-4098 Fax 207-288-4461

Dana J. Reed, Town Manager

[manager@barharbormaine.gov](mailto:manager@barharbormaine.gov)

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April 9, 2010

## Budget Message

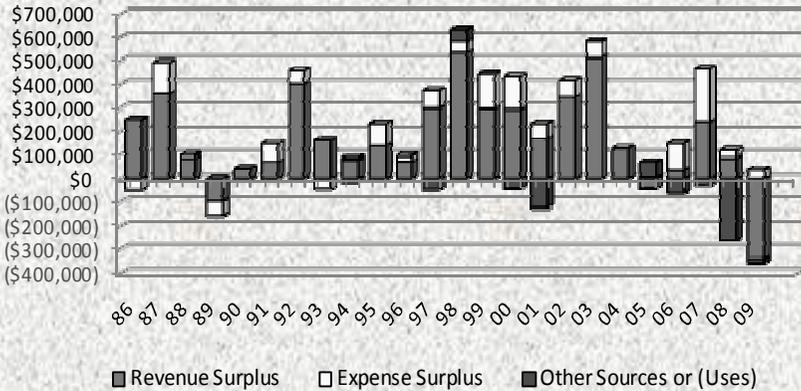
The evening news pundits tell us that the Great Recession is abating, but you wouldn't know it to look at the Town budget. We've lost some \$5,000,000 in tax base. On top of the substantial drop that non-property tax revenues took last year, they are down another \$300,000 this year, and we have run out of reserves to buffer the shortfalls. Consequently, Council cut all but the most vital discretionary spending, over \$600,000 in reductions from departmental budget requests. As a result, next year's requested expenditure appropriation for the Municipal Budget is actually less than the year before, and Education Budget expenditures are up only 1.1%. While we were able to achieve a zero percent tax rate increase last year, that laudable goal cannot be achieved next year without either devastating our Capital Improvement Program or reducing service to Bar Harbor citizens. Rather than taking these drastic steps to achieve their goal of a zero tax rate increase, Council has reluctantly chosen to ask Town Meeting to determine the acceptability of the 4.2% tax rate increase required to fund the attached budget.

## Municipal General Fund

### Fund Balance

The fund balance of our General Fund is not what it should be. While the attached budget predicts that this year's revenues (FY10) will be about \$145,000 in excess of expenditures, we started with less than \$250,000 this year as a result of several poor performing years. That is a far cry from the \$500,000 we should be carrying, so we really can't afford to take any more money out of fund balance in the General Fund.

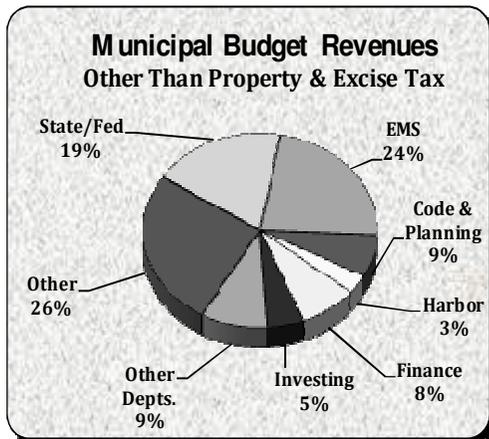
## Change in Fund Balance

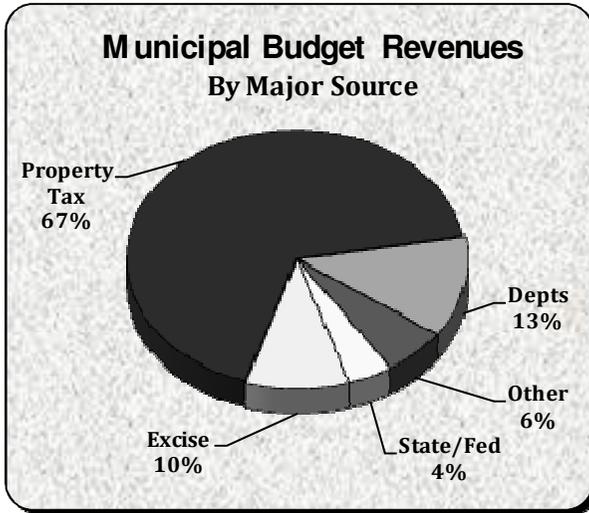


### Revenues

About one third of our General Fund revenue comes from fees, charges and other sources besides the property tax, but there’s not much good news about those sources this year. Auto excise tax is one of our largest sources of revenue, second only to the property tax, and had increased steadily in the past, but the last four or five years have been disappointing. The excise tax budget we have proposed for FY11 is nearly \$110,000 less than it was for FY07.

The budgets for most other major sources of revenue, will also drop over the coming year. Although our budget for ambulance fees and the sale of recyclable materials has risen slightly, this has been more than offset by the loss of state and federal revenues. Cruise ship revenues will rise a bit, but State Law restricts their use to cruise ship passenger services and port development, so they help the General Fund relatively little.





Even our tax base is taking a hit this year. For the first time in over two decades, the total valuation of taxable property in town is expected to drop by at least \$5,000,000, with a corresponding loss of some \$44,000 in property tax income.

The bottom line is that General Fund revenues are down about 6%, an

estimated \$180,000, and that's on top of the substantial drop they took last year. As a result of these revenue reductions, the General Fund must rely increasingly on the property tax. As shown in the graph to the left, property taxes will now comprise over two-thirds of Municipal Budget revenue, up 4% in the last two years.

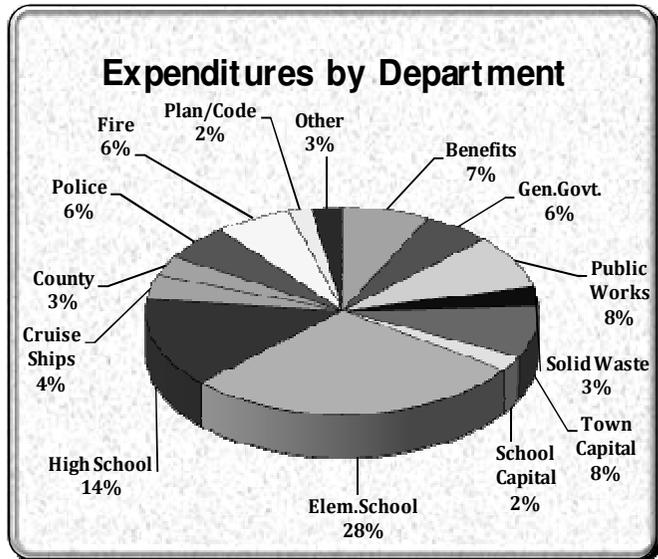
### **Expenses**

Balancing the budget with such a massive loss of non-tax revenue was no easy challenge. Consider the union contracts we settled in September 2008, right before the crash. With inflation rising rapidly, a three year contract at 4% per year seemed like a good deal for the Town, but inflation has since moderated, as the Great Recession lagged on. The latest cost of living report (December) shows that the CPI-U has risen 2.7% since last year, but Council has struggled to keep taxes as low as possible, ever mindful of the tax burden on its citizens, especially those on Social Security who saw no cost of living adjustment this year. The Town Manager and department heads will receive no wage increase next year, and most non-union employees will receive only 1%, barely enough to cover their increased health insurance premiums.

Most everything else of substance was cut from next year's budget, except for petroleum price increases in the 20% range, which unfortunately, seem to be rising again.

The only major increase in next year's expenses is

funded with cruise ship revenue. The Passenger Service Fees instituted last year have helped to offset the cost of accommodating cruise ships. Cruise ship revenue and expense budgets have been consolidated this year in the new Cruise Ship Special Revenue Fund, which also keeps track of any funds leftover at the end of the year to make sure they carry over to the next.



## Capital Improvement Program Fund

### Fund Balance

You may recall that last year we had a 23% CIP tax rate decrease, a reduction made possible only by use of \$330,000 of existing replacement reserves and the delay of some purchases. While this approach was justified in light of economic conditions at the time, it cannot be sustained without incurring higher interest costs in the long run. Even if use of surplus reserves could be justified, none are left to use. Consequently, a 27% CIP tax rate increase will be required this year just to sustain our reduced level of capital spending.

### Capital Revenue

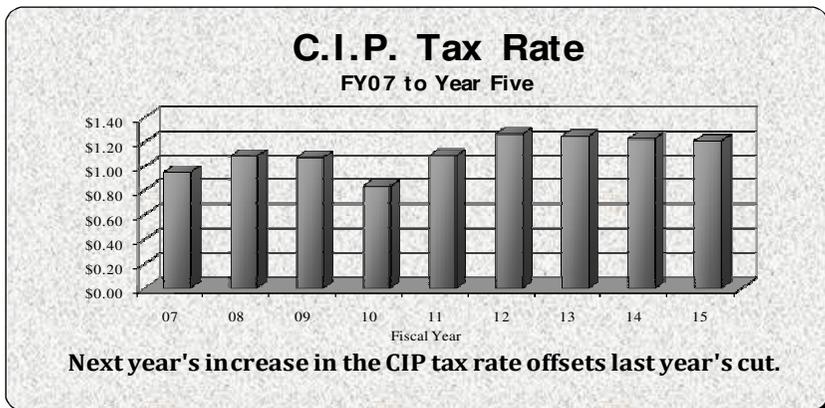
We anticipate the loss of about \$20,000 in CIP Fund revenue next year as we spend down some of our reserves and interest rates fall on our remaining invested reserves. Of course, because we are not planning to sell a bond issue again this year, we won't be seeing income from that source either. Port Development Fees are expected to rise, since more

cruise ships have reservations next year, but all of those revenues must be used for projects benefiting cruise passengers.

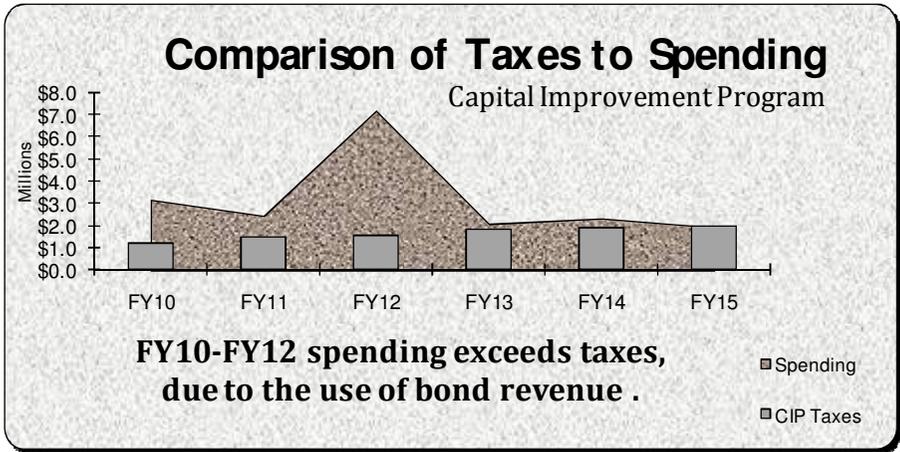
### Capital Expenses

The Town will continue to invest heavily in computers and other technology in FY11 to improve customer service and increase efficiency. Some of the highlights include asset management software to streamline maintenance of our newly-required GASB34 depreciation records for all Town infrastructure, new forms software so we can eliminate the expense of printing most checks and other pre-printed forms, the next phase of our electronic archiving program, a computer billing module to eliminate outside mailing contractors, replacement of police laptops, replacement of a map plotter and numerous scheduled replacements of computer servers.

Previously planned FY11 expenditures include the Grant Park master plan and replacement of our Central Voter List computer, a police cruiser and an eleven year old pickup truck. The Police Department has received \$1.8 million in federal grants over the last few years, so we need to pay for our local share of \$320,000 over three years, the bulk of which will come from cruise ship passenger fees.



As usual, we also have a lot of road and sidewalk work to do next year, about \$1.3 million, nearly double the usual amount, using funds from the bond issue generously approved by voters last year. Of course, borrowing money has its down side. Although still quite low by municipal standards, municipal loan payments will take a big jump, now totaling \$443,000.



In the School Department, our single biggest capital project next year will be \$45,000 to advance the U98 technology program and infrastructure support for the 7th and 8th grade laptop program, as well as replacement of all computers older than 4 years. Building maintenance will also take a high profile, with \$35,000 spent to repair the elevator pit drainage system and \$20,000 for failing sewer lines, the wooden entrance area to the Conners Building needs repair, and we'll do some exterior painting. Every year, we try to replace the furniture in one classroom, plus other furniture, fixtures and floor coverings as needed. In FY11, we also plan to put aside some money for eventual replacement of the roof and plumbing and installation of access controls for safety. Of course, we also must make \$260,000 in payments for the 1992 school addition and our 2004 heating system, plus \$15,000 in lease payments on the copy machines and pickup truck.

## Elementary School Fund

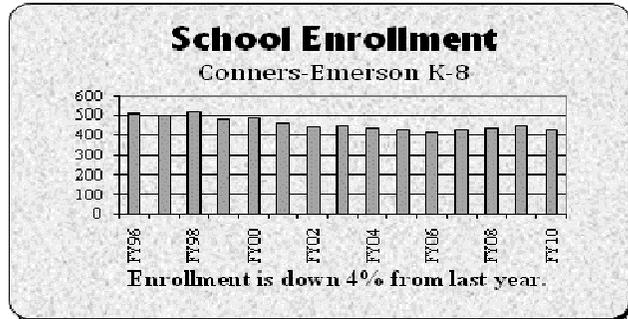
### Fund Balance

The School Fund carries very little fund balance, since State law requires that they must use any money leftover at the end of one fiscal year to reduce the amount of taxes raised in the next fiscal year. These leftover funds are often called "carryover". While this technique sounds good in theory, the inevitable carryover variance from year-to-year causes the tax rate to spike and crash. The FY10 budget for the Elementary School Fund used a nearly fourfold increase in carryover, but the FY11 carryover will experience a 44% drop, effectively a \$64,000 loss that can only be made up by cutting expenses, raising taxes or both.

## Revenue

Other than property tax, State Aid to Education is the only substantial source of revenue for schools. Next year's budget estimates that

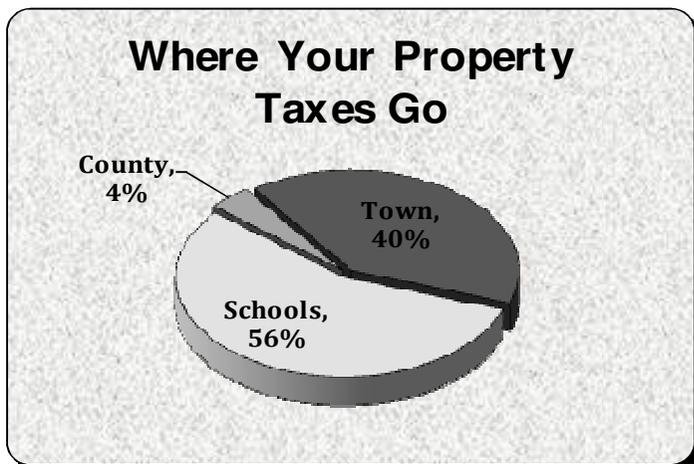
State Aid will drop by 13%, a \$27,000 reduction. The state now contributes only 4% of the amount raised for our schools by local property taxpayers.



## Expenses

The School Department submitted no summary of anticipated expenses, but here are a few highlights which I noted from their presentations. The School Department:

- Budgeted for no additional teachers.
- Required to provide additional services per IEP's (Individual Education Plans) which has caused an increase in ed tech time for special education students.
- Estimated health insurance at a 10% increase. Personnel will continue to share in the cost of premiums with 85% school responsibility and 15% employee share.



## The Bottom Line

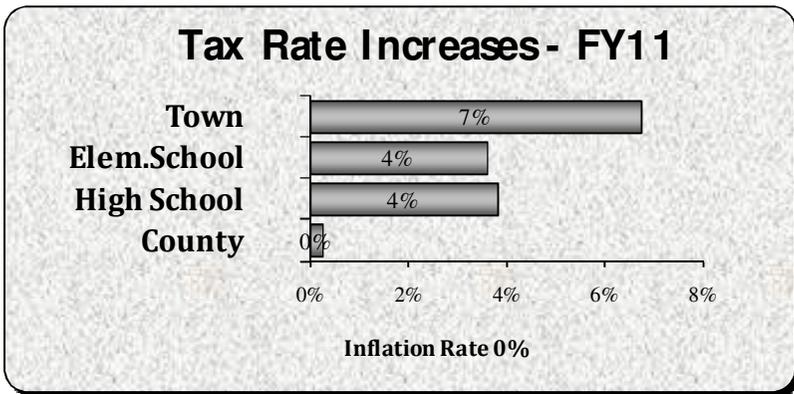
If approved as suggested, this budget will increase the tax rate 4.2%, costing the owner of our median home (now worth \$295,000) an extra \$111 per year.

Please feel free to call me if you have any questions or comments. We look forward to seeing you at 6:45 p.m. on June 1 for the Town Meeting in the Conners-Emerson gymnasium. A full copy of the budget is available for your review at the Jesup Memorial Library.

Respectfully submitted,

**Dana**

Dana J. Reed  
Town Manager



# Property Tax Calculation

Fund	Appropriation (Expenditures) Requested	Revenues Other Than Prop.Tax	Fund Balance Used *	Property Taxes Needed	Tax Rate Change
<b>Assessments</b>					
County Assessment	548,636	0	0	548,636	0.2%
High School Assessment	2,422,622	0	0	2,422,622	3.8%
Total Assessments	2,971,258	0	0	2,971,258	
<b>Municipal Budget</b>					
General Fund	6,975,507	2,767,800	0	4,207,707	1.0%
Capital Improvement Program Fund	1,813,573	312,403	0	1,501,170	27.0%
Dog Control Reserve Fund	2,704	2,704	0	0	n/a
Shellfish Conservation Reserve Fund	1,873	1,873	0	0	n/a
Cemetery Trust Fund	123	123	0	0	n/a
Gurnee Scholarship Trust Fund	333	333	0	0	n/a
Cruise Ship Fund	658,194	628,260	29,934	0	n/a
Total Municipal Budget	9,452,306	3,713,495	29,934	5,708,877	6.7%
		39%	0%	60%	
<b>Education Budget</b>					
Elem. School (Conners-Emerson) Fund	4,833,583	175,500	82,604	4,575,479	3.6%
Total Education Budget	4,833,583	175,500	82,604	4,575,479	3.6%
		4%	2%	95%	
<b>Grand Totals</b>	17,257,147	3,888,995	112,538	13,255,614	4.2%

<b>Tax Rate Change</b>	
Estimated Tax Rate Next Year	\$9.26
Tax Rate This Year	\$8.88
Est. Tax Rate Increase	\$0.38
	4.2%

Estimated Total Valuation Next Year  
\$1,432,197,340  
(See Chart V for details.)

<b>What Will It Cost Me?</b>		
Median Home	Total Tax Increase	Total Tax Increase
	Per Month	Per Year
\$295,200	\$9.24	\$111

\* A number in parentheses in the "Fund Balance Used" column indicates an addition to fund balance.

## Budget Summary By Fund

Restated to Conform to GASB34

Fund	Actual Year Before Last: FY08	Actual Last Year FY09	Budgeted This Year FY10	Requested Next Year FY11	Percent Change Next Yr.	Dollar Change Next Yr.
<b>Assessments</b>						
County Assessment	565,489	538,596	549,251	548,636	-0.1%	-615
High School Assessment	2,160,360	2,202,665	2,342,042	2,422,622	3.4%	80,580
Total Assessments	2,725,849	2,741,261	2,891,293	2,971,258	2.8%	79,965
<b>Municipal Budget</b>						
General Fund	6,582,536	6,696,287	7,040,149	6,975,507	-0.9%	-64,642
Capital Improve. Program Fund (A)	1,551,875	1,684,274	6,018,239	1,813,573	-69.9%	-4,204,667
Dog Control Reserve Fund	1,849	3,236	1,998	2,704	35.3%	706
Shellfish Conservation Reserve Fund	1,970	1,775	1,890	1,873	-0.9%	-18
Cemetery Trust Fund	174	191	217	123	-43.3%	-94
Gurnee Scholarship Trust Fund	0	0	322	333	3.4%	11
Cruise Ship Fund	0	0	413,518	658,194	59.2%	244,676
Total Municipal Budget	8,138,404	8,385,763	13,476,333	9,452,306	-29.9%	-4,024,027
<b>Education Budget</b>						
Elem. School Fund (Emerson-Conners)	4,489,750	4,626,637	4,781,763	4,833,583	1.1%	51,820
Total Education Budget	4,489,750	4,626,637	4,781,763	4,833,583	1.1%	51,820
<b>Grand Totals</b>	15,354,003	15,753,661	21,149,389	17,257,147	-18.4%	-3,892,242

### Notes:

- A. The amounts shown for the C.I.P. Fund reflect the level of appropriations, not actual expenditures, since expenditures vary widely from year to year, but the taxes required to fund them should remain relatively level.
- B. It is important to note that the "Requested Next Year" column may include significant funds transferred from the fund balance of the General Fund.
- C. Amounts enclosed in a box include budget adjustments made after Town Meeting approved the budget. Typical examples include grants, year-end encumbrances and transfers from the contingency account. Accordingly, this will likely affect the "Percent Change" and "Dollar Change" amounts.
- D. The amount shown in the FY10 column for the Cruise Ship Fund was not formally adopted by Town Meeting as a discreet budget, but was included in the General Fund.

## Budget Summary By Cost Center

Restated to Conform to GASB34

	Actual Year Before Last: FY08	Actual Last Year FY09	Budgeted This Year FY10	Requested Next Year FY11	Percent Change	Dollar Change
<b>General Fund</b>						
Town Council	42,424	36,924	40,210	37,436	-7%	-2,775
Town Manager's Office	102,303	109,467	113,955	112,718	-1%	-1,237
Town Clerk's Dept.	94,410	101,940	109,985	111,379	1%	1,394
Finance Department	281,942	289,014	291,284	290,942	0%	-342
Legal Counsel	50,315	22,204	20,857	26,632	28%	5,775
Elections	12,391	17,187	13,477	13,729	2%	252
Information Technology	82,370	101,134	95,501	111,082	16%	15,581
Municipal Building	81,560	87,762	92,565	90,361	-2%	-2,204
Town Offices	33,354	32,200	33,532	33,407	0%	-125
Employee Benefits	1,006,456	1,041,985	1,129,889	1,232,219	9%	102,331
Code Enforcement Division	87,770	98,999	90,422	95,459	6%	5,037
Assessing Division	112,457	130,573	135,368	143,537	6%	8,169
Planning Department	309,095	310,589	312,793	234,275	-25%	-78,519
Economic Development	0	0	6,509	311	-95%	-6,198
Miscellaneous	231,295	212,979	270,049	267,937	0%	-2,113
Ambulance Service	343,794	347,119	370,686	378,313	2%	7,627
Fire Department	573,978	611,032	649,366	664,681	2%	15,315
Police Department	669,982	681,116	789,049	709,288	-10%	-79,761
Dispatch Division	170,904	171,225	185,303	186,245	1%	942
Public Safety Building	35,450	53,544	37,975	36,537	-4%	-1,438
Street Lights	75,231	77,759	72,310	70,764	-2%	-1,546
Harbor Department	104,000	108,453	105,951	104,141	-2%	-1,810
Parks and Recreation Section	210,456	204,649	196,346	193,504	-1%	-2,841
Glen Mary Park	13,398	13,502	21,267	23,394	10%	2,127
Emergency Management	0	1,400	0	1,504		1,504
General Assistance	1,875	4,093	6,265	7,549	20%	1,283
<b>Cooperating Agencies</b>						
Acadian Little League	500	500	423	423	0%	0
Am.Red Cross: Pine Tree Chapter	4,044	4,044	3,418	3,418	0%	0
Bar Harbor Food Pantry	8,000	8,000	6,761	6,761	0%	0
Bar Harbor Historical Society	1,500	1,500	1,268	1,268	0%	0
Community Health & Counseling	2,527	2,527	2,136	2,136	0%	0
Downeast Transportation	2,153	2,173	1,820	1,820	0%	0
Eastern Agency on Aging	3,000	3,000	2,535	2,535	0%	0
Hancock Co.HomeCare & Hospice	9,028	9,028	7,630	7,630	0%	0
Downeast Health Services (WIC)	1,110	1,110	938	938	0%	0
Hulls Cove Neighborhood Assoc.	4,751	4,751	4,015	4,015	0%	0
Island Connections	6,066	6,066	5,126	5,126	0%	0
Wash.-Han. Community Agency	1,456	1,339	1,132	1,132	0%	0
Yesterday's Children, Inc.	505	505	427	427	0%	0
Hospice of Hancock County	0	0	600	600	0%	0
Comfort Station Section	54,847	52,126	56,124	80,264	43%	24,140
Public Works Department	127,663	136,524	146,552	141,448	-3%	-5,104
Highway Division	1,049,622	1,005,187	1,025,775	1,016,777	-1%	-8,998
Solid Waste Division	535,794	551,350	569,004	508,557	-11%	-60,447
Debt Service	42,759	39,708	13,551	12,888	-5%	-663
<b>Total General Fund</b>	<b>6,582,536</b>	<b>6,696,287</b>	<b>7,040,149</b>	<b>6,975,507</b>	<b>-1%</b>	<b>-64,642</b>

**Budget Summary by Cost Center (continued)**

	Actual Year Before Last: FY08	Actual Last Year FY09	Budgeted This Year FY10	Requested Next Year FY11	Percent Change	Dollar Change
<b>Other Funds</b>						
Capital Improvement Program Fund *	1,551,875	1,684,274	6,018,239	1,813,573	-70%	-4,204,667
Dog Control Reserve Fund	1,849	3,236	1,998	2,704	35%	706
Shellfish Conservation Reserve Fund	1,970	1,775	1,890	1,873	-1%	-18
Cemetery Trust Fund	174	191	217	123	-43%	-94
Gurnee Scholarship Trust Fund	0	0	322	333	3%	11
Cruise Ship Fund	0	0	413,518	658,194	59%	244,676
<b>Total Other Funds</b>	<b>1,555,868</b>	<b>1,689,476</b>	<b>6,436,184</b>	<b>2,476,799</b>	<b>-62%</b>	<b>-3,959,385</b>
<b>Municipal Budget Total</b>	<b>8,138,404</b>	<b>8,385,763</b>	<b>13,476,333</b>	<b>9,452,306</b>	<b>-30%</b>	<b>-4,024,027</b>
<b>Elementary School Fund</b>						
All Expenditures	4,489,750	4,626,637	4,781,763	4,833,583	1%	51,820
<b>Total Elementary School Fund</b>	<b>4,489,750</b>	<b>4,626,637</b>	<b>4,781,763</b>	<b>4,833,583</b>	<b>1%</b>	<b>51,820</b>
Emergency Special Ed. Reserve Fund	n/a	n/a	n/a	n/a	n/a	n/a
<b>Education Budget Total</b>	<b>4,489,750</b>	<b>4,626,637</b>	<b>4,781,763</b>	<b>4,833,583</b>	<b>1%</b>	<b>51,820</b>
<b>Assessments</b>						
County Assessment	565,489	538,596	549,251	548,636	0%	-615
High School Assessment	2,160,360	2,202,665	2,342,042	2,422,622	3%	80,580
<b>Assessments Total</b>	<b>2,725,849</b>	<b>2,741,261</b>	<b>2,891,293</b>	<b>2,971,258</b>	<b>3%</b>	<b>79,965</b>
<b>Grand Totals</b>	<b>15,354,003</b>	<b>15,753,661</b>	<b>21,149,389</b>	<b>17,257,147</b>	<b>-18%</b>	<b>-3,892,242</b>

\* The amounts shown for the C.I.P. Fund reflect the level of appropriations, not actual expenditures, since actual expenditures vary widely from year to year, but the taxes required to fund them should remain relatively level.

\*\* Amounts enclosed in a box include budget adjustments made after Town Meeting approved the budget. Typical examples include grants, year-end encumbrances and transfers from the contingency account. Accordingly, this will likely affect the "Percent Change" and "Dollar Change" amounts.

# Tax Cap Compliance

## Impact of LD#1\* on the Bar Harbor Municipal Budget

### Property Tax Limit This Year

FY10 Tax Cap as approved at last year's Town Meeting (See Note A)	\$5,519,253
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### Adjustment for Growth Limitation Factor

Average Real Personal Income Growth (Note B)	1.78%	
Property Growth Factor (See Note C)	1.97%	
<b>Total Growth Limitation Factor</b>	<b>3.75%</b>	<b>\$206,972</b>

### Adjustment for Change in Municipal Revenue Sharing

#### Year Before Last - Calendar Year 2008

January through June	174,872	
July through December	119,507	
Total Revenue Sharing - Year Before Last	294,379	
Allowed Increase in Revenue Sharing	3.75%	11,039

#### Last Year - Calendar Year 2009

January through June	147,003	
July through December	112,318	
Total Revenue Sharing - Last Year	259,321	
Increase or (Decrease) of Revenue Sharing		(35,058)

<b>Net Growth or (Loss) of Revenue Sharing</b>	<b>(46,097)</b>
--	-----------------

<b>Adjustment for Change in Municipal Revenue Sharing</b>	<b>\$46,097</b>
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### Adjustment for Any Excess Taxes Collected This Year

Property Tax Cap - FY10 (See Note A)	5,519,253	
Property Taxes Collected - FY10	5,367,062	

<b>Adjustment for Any Excess Taxes Collected This Year</b>	<b>\$0</b>
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<b>Maximum Municipal Property Tax Levy Next Year</b>	<b>Tax Cap</b>	<b><u>\$5,772,322</u></b>
--	----------------	---------------------------

<b>Proposed Municipal Property Tax Levy Next Year</b>		<b><u>\$5,708,877</u></b>
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<b>Amount Under or (Over) Tax Cap</b>	<b><u>\$63,446</u></b>
---------------------------------------	------------------------

**Notes:**

- A. This is the Municipal (not school) Tax Cap approved last year by Town Meeting.
- B. Average Real Growth in Total Personal Income for the State as a whole, as determined by the Director of the State Planning Office. The TPI may not exceed 2.75%.
- C. Tax Base Growth in the prior tax year. For the FY11 Budget: the tax year April 1, 2008 - March 31, 2009.
- \* LD #1 has been codified as 30-A MRSA 5721-A

## Bar Harbor Fact Sheet

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### Geographical

Total Land Area of the Town in Square Miles		45
Land Area Occupied by Acadia National Park	10,156 Acres	40%
Miles of Shoreline		34

### Demographic

Population:	2000 Census	4,820
	Summer (Estimated from Trash Equivalent)	18,000
	Growth, 1990-2000	8.5%
	Individuals Over 65 Years of Age, 2000: Bar Harbor	16%
	State of Maine	14%
Median Income per Family:	Hancock County 2008:	\$57,500
	State of Maine, 2008:	\$58,600
Owner Occupied Median Value of Housing, Assessor's		
Estimate 2009		\$295,200

### Taxes

Total Number of Tax Parcels, 2009		3,408
State Valuation:	2008 (final)	\$1,474,600,000
	2009 (proposed)	\$1,485,550,000
	Increase:	0.7%

### Finances

General Fund fund balance as % of Revenues: FY09		15%
State Aid as a % of Municipal Expenses: FY09		4.8%
School Aid as a % of School Expenses: FY09		3.9%
Bond Ratings, 2005:	Moody's	A1
	Standard & Poors	AA-

**Highways**

Miles of Town Road	55.62
Miles of State Roads Plowed (State Aid Roads)	11.22
Miles of Sidewalks	17

**Tourism**

Cruise Ship Visits, 2009	94
Rooms of Lodging, 2009 (Chamber of Commerce estimate)	3600
Campsites, 2009 (Chamber of Commerce estimate)	1015
Miles of National Park Carriage Roads	45

**Employment**

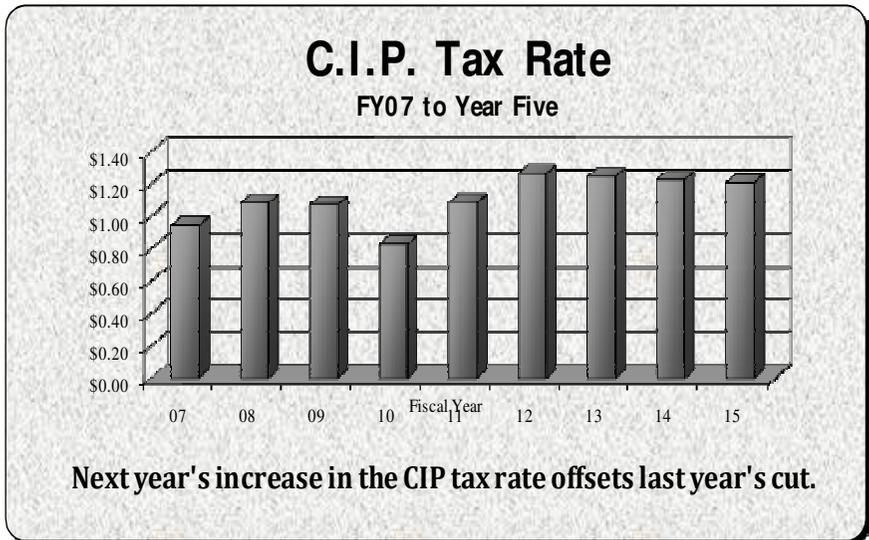
Town Employees, Full Time (excluding schools) FY10	72
Largest Employer - Jackson Laboratory, 2009	1184
JAX employees living in Bar Harbor, 2009 (estimate)	323

**Other**

Number of Sewer Plants	3
Number of Fire Trucks	6
Number of Ambulances	3
Persons Voting for Governor, 2006	2337
Registered Voters, Active - 2009	4029

## C.I.P. FUNDING REQUEST

Next year's requested appropriation for the Capital Improvement Program totals \$1,813,573. While this is a 70% drop from the previous year, unlike last year, we plan no borrowing or use of fund balance, so this is all current year tax money. You may recall that last year we had a 23% CIP tax rate decrease, a reduction made possible only by use of \$330,000 of existing replacement reserves and the delay of some purchases. While this approach was justified in light of economic conditions at the time, it cannot be sustained without incurring higher interest costs in the long run. Even if use of surplus reserves could be justified, none are left to use. Consequently, a 27% CIP tax rate increase will be required this year just to sustain our reduced level of capital spending.



The proposed CIP accomplishes one of Council's most important policies, Policy #6, to "identify and plan for the funding of infrastructure needs". It also advances some of their other goals:

- Goal #D-1      The Newport Comfort Stations are under construction.*
- Goal #D-2      Barker Park will be built this spring.*
- Goal #D-6      We have planned for repair and/or replacement of Town bridges.*

*Goal #D-7 A long term solution has been planned for White Spruce Road leading to the Transfer Station.*

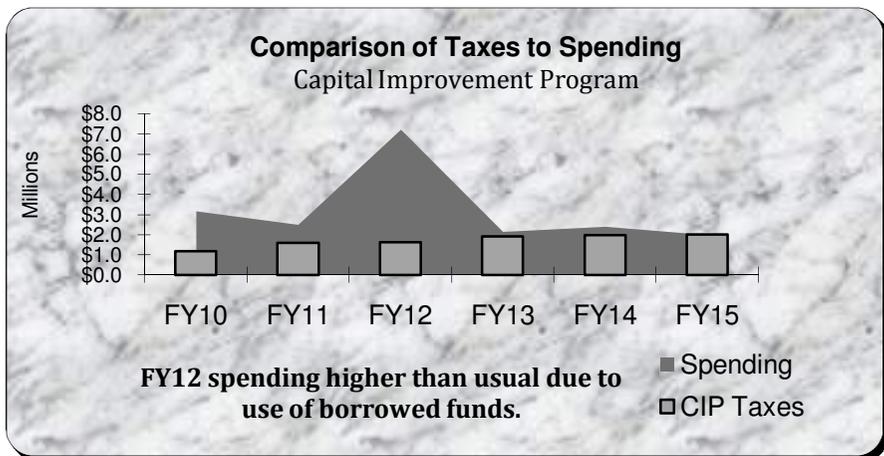
*Goal #D-8 Bar Harbor has started the conceptual design of phases 2 and 3 of the Municipal Building Renovations; but detailed plans will not be developed until funding becomes available.*

Regrettably, the proposed capital improvement plan cannot meet Council’s primary goal.

Goal #A-1 The Town of Bar Harbor has kept property tax increases at or below the Social Security cost of living adjustment.

### **Bond Issue Planned**

A Year Two bond of about \$3,100,000 will be requested to finance relocation of the energy inefficient, high-maintenance and outgrown Town Garage to our site in Hulls Cove and for Municipal Building renovations to improve customer service, energy efficiency, security, public safety and space configuration, as well as ventilating, cooling and heating. This project will require an estimated 15% increase for the CIP tax rate, in effect, restoring most of the 18% cut to keep FY02 taxes down. Still, this tax rate spike will not be as bad as it otherwise would have been because we have paid off some old bond issues recently and will see several more paid off in the next few years.



## **Next Year's Purchases & Projects**

The C.I.P. "Year by Year Overview" summarizes those projects which we anticipate completing in the five years between July 1, 2010 and June 30, 2015. This is what we call Fiscal Years 2011 to 2015 and abbreviate as FY11 to FY15. Each year, we find that we have to make adjustments to the plan as we get closer to the time to expend the money. Minor adjustments are normally made for price fluctuations, but sometimes, newfound money allows us to accelerate a previously scheduled item.

The Town will continue to invest heavily in computers and other technology in FY11 to improve customer service and increase efficiency. Some of the highlights include asset management software to streamline maintenance of our newly-required GASB34 depreciation records for all Town infrastructure, new forms software so we can eliminate the expense of printing most checks and other pre-printed forms, the next phase of our electronic archiving program, a computer billing module to eliminate outside mailing contractors, replacement of police laptop computers, replacement of a map plotter and numerous scheduled replacements of computer servers.

Previously planned FY11 expenditures include the Grant Park master plan and replacement of our Central Voter List computer, a police cruiser and an eleven year old pickup truck. The Police Department has received \$1.8 million in federal grants over the last few years, so we need to pay for our local share of \$320,000 over three years, the bulk of which will come from cruise ship passenger fees

Of course, we also have a lot of road and sidewalk work to do next year, about \$1.3 million, nearly double the usual amount, using funds from the bond issue generously approved by voters last year. Of course, borrowing money has its down side. Municipal loan payments will take a big jump next year, now totaling \$443,000, although still quite low by municipal standards.

In the School Department, our single biggest project next year will be \$45,000 to advance the U98 technology program and infrastructure support for the 7th and 8th grade laptop program, as well as replacement of all computers older than 4 years. Building maintenance will also take a high profile, with \$35,000 spent to repair the elevator pit drainage system and \$20,000 for failing sewer lines, the

wooden entrance area to the Conners Building needs repair, and we'll do some exterior painting. A couple of new projects have come up, including safety improvements for gymnasium maintenance equipment. Every year, we try to replace the furniture in one classroom plus other furniture, fixtures and floor coverings as needed. In FY11, we also plan to put aside some money for eventual replacement of the roof and plumbing and installation of access controls for safety. Of course, we also must make \$260,000 in payments for the 1992 school addition and our 2004 heating system, plus \$15,000 in lease payments on the copy machines and pickup truck.

### **How a Capital Improvement Program Works**

In order to better understand our Capital Improvement Program, it may be helpful for me to explain its purpose and function. As required by Section C-30.A of the Town Charter, the CIP is "a program consisting of projects any one of which costs more than \$5,000 and meets one or more of the following requirements:

construction time extends to two or more fiscal years;

includes planning for, construction of or major renovation of a Town building, wharf, public way, sewer, drain or appurtenant equipment; or

replacement or acquisition of equipment with life expectancy of five years or longer."

While not fully articulated in the Charter, contemporary thinking further suggests that the CIP should help the Town to avoid surprises by forcing us to look ahead for the next five years or even longer. Typically, this helps stabilize the CIP tax rate, so that it does not exhibit wild swings from year to year despite changes in expenditures. However, as noted above, the current economic recession has made that goal impractical.

Because we should have plenty of notice when to expect most of our large capital expenditures, proper use of the CIP can help us avoid paying unnecessary financing costs, since we can begin raising needed capital a little bit at a time. If we plan it right, we should be able

to pay cash for most things, thereby reducing our interest expense. These interest expenses can really add up. For example, look at the last ladder truck we bought. Due to a lack of funds, we had to borrow \$350,000 and pay it back over ten years. If we had foreseen the need to replace this apparatus ten years prior, set up a replacement reserve and funded it at only \$35,000 per year, we would have saved over \$100,000 in interest on this one piece of equipment alone!

In order to implement a pay-as-you-go system, it is necessary to plan ahead farther than the five years in the CIP. Accordingly, this budget also includes an "Equipment Replacement Schedule" listing all major equipment and buildings, depreciation rates and proposed replacement dates. The CIP also contains some contingent purchases and projects which will be undertaken only if we are able to find the needed additional funds from grants or equipment trade-ins. In order to clearly delineate these on the "Year to Year Overview", these are boxed.

It is also important to note that for capital accounts, appropriations (authorizations to spend) are "continuing appropriations". That is, once Town Meeting authorizes spending capital funds, the authorization to spend the money continues from year to year. The appropriation does not lapse at the end of the year like it does for operating funds. This funding mechanism has the additional advantage of creating an emergency source of funds, since accumulated reserves can be spent for major repairs or emergency replacements, without the delay inherent in calling a Special Town Meeting, or as in last year's budget, used to help reduce the tax rate. Of course, all reserves are invested and the interest can be spent on other projects once appropriated by Town Meeting.

### ~ Municipal Capital Projects ~

#### Town Clerk's Department

**Voting Equipment** – We purchased an electronic voting system in FY99, have funded a replacement reserve and were planning to pay cash for a new one in FY10. However, at press time, purchase had been delayed while we waited for the Secretary of State to approve new regulations governing vote counting equipment. Consequently, we are

carrying a balance in this account to fund that purchase when the time comes. In FY11, this account will fund the replacement of the Central Voter List computer which links the Clerk's office with the Secretary of State's voter registration system.

## **Finance Department**

**Computer Hardware** – This account includes the Munis computer server and laser printers used for our accounting system. The server is scheduled for replacement every three years: in FY10 and FY13.

**Computer Software** – Munis Software Module (Tyler Forms Processing) – This module will allow the finance team to use templates created in-house for its printing of utility billings, tax bills, 30 day lien notices, tax/sewer liens, foreclosure notices and payroll advice notices, as well as permitting us to design flexible accounts payable and payroll check formats. Additionally, the turn-around time on sending out tax and utility bills to the customers will be expedited by at least one week, further enhancing cash flow collections. The software will also give the Town the capability to email tax, water and sewer bills to customers requesting that service, rather than snail mailing them. Potential savings are .70 to \$1.50 per each unit, while avoiding the “lost in the mail” excuse and reducing paper generation and handling. With this software, we also can eliminate pre-printed checks (currently five forms are used) which increases financial security by avoiding missing or stolen blank checks, and decreases costs by avoiding using a print vendor, etc. Lastly, the Town may be able to migrate to a scanned bill processing system using bar codes, which would increase accuracy and speed of processing collections. Previous Munis software upgrades have allowed staff to be more efficient in their duties which in the FY10 budget enabled a reduction of costs (work hours). Total cost of this software is \$17,500 with \$750 annual maintenance support. We are no longer funding software replacement accounts, since most licensing fees cover regular upgrades. Licensing and support fees are budgeted in the General Fund.

## **Assessing Division**

**Property Tax Revaluation** – In FY09 a deputy assessor was hired to allow the Town Assessor to adjust property values every year, thus

preventing spikes in individual property owners' tax bills, substantially delaying the day when the Town will be forced to conduct a mass reval and avoiding the necessity of hiring an outside reval company. Although we don't anticipate another mass reval, the balance remaining in this account will be retained so that funds are available to hire an outside commercial appraiser, should property values continue to fall, prompting a large landowner to file an abatement suit which must be defended. In FY11 some of these funds were used to fund the assessing software described below, since it will help us to avoid a reval.

**Assessing Software** – *Vision* is planning to launch a significant upgrade in FY11. The pricing has not been set as yet, but they recommended budgeting \$5,000 for possible expenses related to the upgrade. This is the first major upgrade since the *Vision* system was purchased in 2004. The map upgrade in *Vision* did not cost anything to the customers. We are no longer funding software replacement accounts. Since most licensing fees cover regular upgrades, we don't foresee the need to replace this software. Licensing fees are budgeted in the General Fund.

**Vehicle Purchase** – With our new assessing strategy, as outlined above, we should avoid the cost of a reval, but the Assessor, and now the Deputy Assessor, are incurring more mileage on their personal cars due to the increased number of property inspections required. Consequently, management recommends purchasing a small all-wheel-drive vehicle for their use.

### **Technology Division**

**Copy Machines** – We have three good-sized copy machines in the Town Office that churn out the nearly 350,000 copies needed each year to serve the Town Council, Warrant Committee, Planning Board, Appeals Board, Design Review Board, Harbor Committee, Marine Resources Committee and a dozen other boards, committees and task forces, not to mention staff administrative needs. We used to lease/purchase these machines, but we have found it more cost effective to purchase them outright, thus saving interest expense and gaining the ability to redeploy the older copiers to locations where less volume is required. We plan to replace the Planning Department machine in FY13 and the Clerk's copier in FY15. Planning's machine to be a color copier due to the large number of plans and other documents now being submitted in color.

**Wide Scanner & GIS Software** – We use a wide-format scanner to digitize the Town’s maps, surveys and plans and store them digitally for our archives and Geographic Information System (GIS). The GIS software allows several Town departments to use our GIS database to generate, edit and retrieve maps of Town facilities and other local features such as lot lines, building locations, topographical features, etc. A reserve has been funded to allow replacement of the scanner in FY14 with a combination plotter/scanner.

**GPS Unit** – Our Geographic Positioning System (GPS) handheld receiver is used to locate various Town structures, such as storm drains, signs, roads, etc. so that they can be mapped to our Geographic Information System (GIS) for inventorying and construction planning. Think of GIS as a digital, computerized map linked to all kinds of documents in a computer data base: deeds, maintenance records, even invoices. The GPS handheld receiver is a field computer used to create, edit and collect data for GIS shape layers, and is much more rugged, water resistant and accurate than the consumer-grade unit now common in motor vehicles. The price quoted includes software so that it integrates well with the Town’s GIS system. We anticipate replacement when it is five years old in FY15.

**Map Plotter** – The Assessor draws his maps using a mechanical plotter. Replacement is scheduled for FY11, when the plotter will be seven years old. The used plotter will be redeployed to less intensive duty in the Public Works Department.

**Wide Area Network and Cable TV System** – During FY06, we purchased video equipment and started broadcasting Town Council, Planning Board and other public meetings on the G Channel of the local cable TV system. In FY12, we propose to replace the bulk of our broadcasting equipment. Renovation of our wide area network (WAN) system is scheduled for FY14. The WAN is a fiber optic cable system between all Town buildings and facilities.

**Audio Visual Equipment** – A small reserve account has been funded so that our LCD projector and similar equipment can be replaced starting in FY18.

**Document Imaging System** – In order to better preserve our public records and improve our document retrieval capabilities, we began implementation of a document imaging system in FY09 for the Clerk’s

Department. This pilot project also will give us a better idea of the eventual concerns and associated costs when we expand the system to serve more Town offices in FY11. Long-term, our goal is to make more documents available to the public over the Web.

**Computer Servers** – All Town offices and facilities are linked by our fiber-optic WAN allowing us to share information and files by way of three computer servers used for assessing, maps, the property database, word processing, spreadsheets, Trio recordkeeping, similar shared files, and e-mail backup. These three primary servers are replaced every three year and then redeployed for lower activity/risk uses such as our Web calendar, scanners, streaming video and broadcasting.

**Town Office Phone System** – The CIP includes a reserve for the phone system at the Municipal Building on a nine year replacement cycle. It is next scheduled for replacement in FY12, at which time it will be consolidated with the Public Safety Building phone system to improve efficiency and reduce cost.

**Asset Management System** – Governmental Accounting Standards Board rule #34 (GASB#34) required the Town to inventory all our infrastructure (land, streets, sidewalks, sewers, watermains, storm drains, buildings, etc.) and implement a private sector-style depreciation schedule for each. That first step is complete, but we are now addressing maintenance of that inventory. As you can imagine, tracking every repair, replacement or improvement to every piece of the Town's \$30 million of infrastructure is a huge undertaking. We have phased-in the purchase of a GIS based Asset Management System to consolidate asset information into a central database and to use this software to create automation tools that allow for practical application of this data for various functions. For example, in addition to the basic audit requirement of tracking GASB#34 assets, this system will allow for planning, development, and budgeting for infrastructure improvements; risk management (knowing when things are likely to break), planning maintenance to improve efficiencies, tracking service calls, attaching maintenance history and automating field inspection schedules.

**Ortho Photo Update** – These distortion-free aerial photos of the town are an invaluable tool for our taxpayers, real estate agents, surveyors and town employees. They were last updated in FY08 as part of the Planning Department's wetlands mapping project. Due to the amount

of ongoing development, we would like to replace the color photos every five years thereafter, making FY13 the next expected date. We do not anticipate replacement of the color infrared photos (CiR) until FY18.

### **Municipal Building**

**Building Renovations** – Management is proposing a major renovation project for the Municipal Building starting in FY12, Year Two of the CIP. The Municipal Building was constructed over a hundred years ago as the Bar Harbor High School and, while the municipal offices were moved here in 1970, very little remodeling was done to accommodate them. As a result, meeting rooms, visitor service areas and office spaces are inefficient in terms of customer service, energy efficiency, security, public safety and space configuration, as well as ventilating, cooling and heating. Staff is proposing a major renovation project to bring all municipal meeting rooms and offices up to modern standards, while retaining the historic look and charm of the original construction. Although we had hoped to present this \$970,000 project to Council prior to the FY11 budget process, that was delayed, so we have postponed the project to Year Two of the CIP to allow adequate time for Council review and public input. One advantage of this setback is that it will delay the initial bond payment, estimated at \$75,000 per year, to be closer to the FY14 date when the Town will retire bonds with annual payments totaling \$133,000: Bond Issue K at \$33,000 and Bond Issue L at \$70,000. The FY12 bonding date has the additional financial advantage of allowing us to borrow these funds at the same time as the new Town Garage, saving considerable money on our borrowing costs.

**Alternative Energy** – We have proposed money in FY12 and FY15 to begin study and/or implementation of the generation of our own energy for the Municipal Building or other facilities.

### **Code Enforcement Division**

**Vehicle Reserve** – We have funded a replacement account, so that funds would be available to replace the Code Enforcement Officer's 2007 Subaru Forester SUV in FY15.

## **Planning Department**

**Downtown Streetscapes** – A streetscape improvement is the beautification of a street by adding trees, old style lampposts, benches, trash receptacles, visitor information and interesting paving materials and patterns, similar to the Federally funded “demonstration project” in the central business district constructed in the mid-seventies. Unfortunately, our streetscapes have not been expanded beyond that demonstration project due to lack of funds, but this CIP anticipates funding a reserve account with cruise ship fees when funds become available in FY13. In conjunction with this project, we anticipate construction of a number of downtown displays and/or signage giving general information and directions to locals, cruise passengers and other tourists.

## **Ambulance Division**

**Ambulance** – Our 1998 ambulance will need to be replaced when it is fifteen years old in FY13. We will be able to pay cash, since we have been putting money aside every year. The purchase price shown includes not only the vehicle, but also attached and portable equipment.

**Defibrillators** – A defibrillator is a piece of ambulance equipment which electrically stimulates the heart to restore the correct pulse. We plan to replace our oldest unit in FY14.

**Rescue Tools** – We have previously funded a reserve for replacement of this equipment which is deemed adequate for the foreseeable future.

**Computer Billing Module** – Presently, we use an on-line billing software system that has significant limitations. We propose moving to software which is integrated with our Munis accounting software to improve staff efficiency, accelerate billing and improve cash flow. Perhaps more importantly, this software will also allow us to electronically bill private insurance companies, something which is likely to be required by regulatory agencies. Cost is \$13,100 for software and \$2,400 for hardware, with a net reduction of \$1,320 in our annual software support.

## **Fire Department**

**Fire Engine #2 Reserve** – Engine #2, a pumper/tanker, was purchased in FY03. A reserve has been funded to allow replacement in FY33. This price includes not only the vehicle, but also attached and portable equipment.

**Fire Engine #3 Reserve** – This engine had to be replaced unexpectedly in FY09 due to very expensive mechanical problems. A reserve has been funded to allow replacement in FY39. This price includes not only the vehicle, but also attached and portable equipment.

**Fire Engine #4 Reserve** – Engine #4, the ladder truck, will be thirty years old when we propose to replace it in FY24. A replacement reserve has been funded. This price includes not only the vehicle, but also attached and portable equipment.

**Fire Engine #5 Reserve** – Engine #5, the IH/Ferrara 1250 gpm pumper will be thirty years old in FY24, when we propose to pay cash to replace it. A replacement reserve has been funded. This price includes not only the vehicle, but also attached and portable equipment.

**Pickup Truck – Fire Chief’s** – We fund a replacement account and have scheduled the next purchase for FY13. Thereafter, it will be transferred to a Town department with less intensive use. This price includes not only the vehicle, but also attached and portable equipment.

**Thermal Imaging Cameras** – We funded a reserve account for our two thermal imaging cameras. The first unit was ten years old when scheduled for replacement in FY09, but it seemed to be working fine, so we postponed the purchase, but left the balance in the account until needed. The second camera is scheduled for replacement in FY17.

**SCBAs & Cascade Compressor System** – A 2009 Port Security Grant provided 75% funding for twenty high-volume SCBA firefighter air packs and a cascade compressor system to fill them. The 25% local match is budgeted in the Police CIP. All SCBAs and the Cascade Compressor System are scheduled for replacement in FY34.

## **Police Department**

**Cruiser Replacement** – The Town owns six police cruisers. At any one time, four of them are in Police Department service and the oldest two have been transferred to other Town departments. Experience has shown that our cruisers become unreliable after 140,000 miles of police service, which takes about three years. When replaced, they are transferred to a department which uses them much less intensely. The price shown for the cruiser includes appurtenances such as radio, cage, and signage, but does not include radar, video system or emergency lights and sirens; since the latter items tend to last more than the three years the cruiser is in police service. The larger appropriation every third year is for the purchase of a four wheel drive vehicle.

**Computer System** – The heavily used Police Department computer system utilizes two central computer servers, which are scheduled for replacement every three years. We are no longer funding software replacement accounts. Since most licensing fees cover regular upgrades, we don't foresee the need to replace this software. Licensing fees are budgeted in the General Fund.

**Communication System Reserve** – The Dispatch Division's radio console, four base stations, remote control station, laptop computers, Ireson Hill radio building with generator, and recording equipment are scheduled for replacement at various times as listed on the Equipment Replacement Schedule, which also shows the depreciation for each piece of equipment. We have funded a replacement reserve based on that depreciation table, so that each piece of equipment can be replaced as it wears out. During the next five years of the CIP, we plan to replace the telephone/radio traffic recorder in FY14 and the cruiser laptop computers in FY11 and FY13.

**Port Security Grant FY08 Match** – The Police Department received a 75% Port Security Grant in FY09 to fund a patrol boat, wireless mobile data system, portable radios and laptop computers. In addition other departments were funded for an SCBA/cascade system, mass casualty trailer and heavy-duty floats. The Town is responsible for the last of the 25% local match in FY11. In order to simplify our accounting, the match for all departments is consolidated here.

**Speed Trailer & Monitor** – The Police Department uses a Speed Monitoring Awareness Radar Trailer (SMART) to promote compliance with speed limits in and around problem areas. In addition, we own a portable, inconspicuous speed monitor. This device is a small metal box which is chained to a utility pole and records traffic volumes and speeds, allowing the Department to plan enforcement times and days most effectively. A replacement reserve has been funded on a twenty year cycle, with the computer replaced every five years, the next time being FY13.

**Security Camera System** – Purchased with a Federal grant. Starting in FY12, we have funded a replacement reserve for purchase in FY17.

**Night Vision Units** – Purchased with a Federal grant. Starting in FY12, we have funded a replacement reserve for purchase in FY16.

**Port Security Boat** – Purchased with the FY09 Port Security Grant. Starting in FY14, we have funded a replacement reserve for purchase in FY29.

**Port Security Grant FY09 Match** – The Police Department received a 75% Port Security Grant in FY10 to fund a new port security office, video and radar surveillance equipment and the remodeling of the police dispatch area to house the new equipment. The Town must budget its local match in FY11 and FY12. A second Port Security Grant was also received in FY09 (ARRA), but no local match is required.

### **Public Safety Building**

**Phone System Replacement** – The Public Safety Building phone system is scheduled for replacement in FY12, at which time we will integrate the police/fire phones with the Town office phone system scheduled for replacement at the same time. A replacement reserve has been funded thereafter.

**Public Safety Building Generator Reserve** – A replacement reserve has been funded on a thirty year cycle.

**Shelter Generator** – As a designated emergency shelter for the Town of Bar Harbor, the school's Emerson Building has a standby

generator. A replacement reserve has been funded on a thirty year cycle.

**Public Safety Building Renovations** – Much work needs to be done, including, but not limited to: plumbing repairs, masonry waterproofing, roof replacement, etc. All are funded using the income from the cell phone antenna lease.

### **Harbor Department**

**Boat & Trailer** – This reserve account will be used to replace the Harbor Master’s boat and trailer in FY18. An engine overhaul is scheduled for FY10, but will be postponed until needed. Replacement reserve funding postponed in FY11 due to lack of funds and substantial reserves.

**Floats** – This account is designed to accumulate the funds necessary to replace the floating docks at the Town Pier on a rotating basis, with most floats scheduled for replacement every fifteen years. However, we will continue to use the existing floats as long as they remain in good condition. Unused reserve funds will remain in this account until needed for repairs or for full replacement. Replacement reserve funding was postponed in FY11 due to lack of funds and substantial reserves.

**Gangways** – Just as with the floats, we fund a reserve account, with replacement of our four gangways scheduled every twenty to thirty years. However, since they are subject to considerable wear and tear from the weather, these funds may be used for an emergency replacement if needed. The next replacement, a thirty year old gangway, is scheduled for FY14. Replacement reserve funding was postponed in FY11 due to lack of funds and substantial reserves.

**Harbor Master’s Office** – We anticipate consolidation of the Harbor Master’s Office with the Port Security Office, which will also provide space for Bar Harbor Police, Customs & Border Protection, Coast Guard and Marine Patrol officers as needed. Since the Port Security Office will be funded using the first FY09 Port Security Grant, no additional funding will be required.

**Pier Renovations** – On a regular basis, the north end of the town’s Ells Pier needs replacement of the timbers used for piling, bracing and curbs, as well as the metal ladders and related equipment. A

replacement reserve has been established. Replacement reserve funding was postponed in FY11 due to lack of funds and substantial reserves.

**Security Camera System** – We have budgeted funds to replace the Harbor Master’s ten year old security camera system when it is ten years old in FY14. Replacement reserve funding was postponed in FY11 due to lack of funds and substantial reserves.

### **Parks Section**

**Grant Park Renovations** – One of the last Town parks still needing renovation is Grant Park, at the easterly end of Albert Meadow. The first step in developing a master plan for the renovation is a survey, which was completed in FY08. The master plan is scheduled for FY11. Replacement reserve funding is scheduled to start in earnest in FY13 using Port Development Fees.

**Mount Desert Street Cemetery** – During FY03 we received a bequest from the estate of Crystal T. Sprague, on the condition that the funds be used only for the maintenance and repair of the Mount Desert Street Cemetery. Headstones have been cleaned and a gate was installed at the north end. We anticipate building paths; regrading and reseeding the sod; replacing overgrown shrubs; installing an irrigation system; repointing the stone wall, installing fencing; and possibly illuminating the Civil War Memorial. We do not foresee a need for additional funds. A boundary survey indicates the need for a line agreement between the Town and the westerly abutter. Once this is completed we would like to select a designer and finalize design improvements in Year One, with construction to follow in Year Two.

**Park Equipment** – This account was established for the purchase of new park equipment or the replacement of worn-out equipment.

**Village Green Bandstand** – The bandstand is scheduled for reconstruction this spring, with a replacement reserve funded starting in FY14 using Port Development Fees.

**Glen Mary Reserve** – The pool was renovated in FY09. We plan to establish a replacement reserve beginning in FY12.

**Skatepark Construction** – This project has been removed from the CIP until SkateMDI! reports progress on design concepts, costs and fund raising.

**Launch Ramp at Hadley Point** – Construction of the ramp was completed in FY06. We plan to establish a replacement reserve beginning in FY12.

**Harborview Park** – Funds for renovations were bonded in FY10, with work scheduled to start in the spring of 2010. Payments will be made using Port Development Fees. No replacement reserve has been provided at this time due to lack of funds.

### **Comfort Stations**

**Restroom Reserve** – The Newport Comfort Stations were built in 2010. Starting in FY12 a reserve account will be funded with cruise passenger Port Development Fees, to set aside money for any public restroom needing renovations.

### **Highway Division**

**Land Acquisition & Development** – This account was created for the acquisition and development of any land that becomes available which might be suitable for future town needs.

**Air Compressor, Mobile** – We fund a reserve for our trailer-mounted compressor, so we can replace it in FY14, when it is fifteen years old.

**Backhoes** – We have three backhoes. The next replacement is scheduled for FY14, for a machine that will be 14 years old.

**Brush Chipper** – Replacement of our fifteen year old chipper is scheduled for FY14, using a replacement reserve.

**Road Grader** – We plan to replace our grader in FY13 without borrowing any money, since we have funded a replacement reserve.

**Hydraulic Truck Lifts** – A replacement account was started in FY10 for our two hydraulic truck lifts at the Town Garage.

**Front End Loader** – We have funded a replacement reserve which anticipates fifteen years of service with replacement in FY16.

**Road Improvement Program** – Due to our huge backlog of roadwork and mandated improvements to the sewer and water systems underlying them, in 2009 Town Meeting approved borrowing the nearly \$3.7 million needed for a major road improvement program over five years. If bids come in as expected and bad weather doesn't destroy any roads, our requested FY11 budget should allow the following work:

Cedar Ave- Full depth reconstruction

Wescott Ave- Full depth reconstruction

White Spruce Road- Engineer improvements for drainage and travel way width.

Lower Ledgelawn- Full depth reconstruction

Billings Avenue- Full depth reconstruction

Crooked Road- Full depth reconstruction

Kebo Street- Cromwell Rd. to the Loop Rd. Bridge replacement and full reconstruction.

Fogg Road- Overlay entire length

Kennebec Place- Overlay, beginning at Kennebec Street and ending at Rodick Street.

Norway Drive- Overlay, Route #3 to Old Norway Dr. & Crooked Road to Millbrook Rd.

Gilbert Farm Road- Overlay, Knox Road to Route 198/102

Spring Street- Overlay, Waldron Road to Cromwell Harbor Road

Cleftstone Road- Overlay, West Street Extension to Eagle Lake Road

**Sidewalk Plow** – We fund a twelve year replacement cycle, with the next purchase scheduled for FY15.

**Sidewalk Reconstruction** – As part of our bonded road reconstruction program, we anticipate FY11 sidewalk work on Kennebec Place and Lower LedgeLawn.

**Washer, Steam/Pressure** –Starting in FY13 we will fund a ten year replacement cycle, with the next purchase scheduled for FY20.

**Street Sweeper (broom)** – The Town owns two street sweepers: a vacuum-type and a broom-type. A reserve has been established for replacement of the broom-type in FY21, when it is fifteen years old.

**Street Sweeper (vacuum)** – The Town owns two street sweepers: a vacuum-type and a broom-type. The vacuum sweeper picks up finer materials, but wears out faster, as we found out in FY04 when we had to replace it unexpectedly. Consequently, we shortened its replacement cycle and now plan to purchase a new one in FY13, when it is nine years old.

**Town Garage** – We are plagued by a number of problems at our present Town Garage site on Lower LedgeLawn Avenue. We were required by State law to remove our underground fuel tanks in FY94. The new above ground tanks take up precious space on an already tight site. Federal handicapped accessibility standards (ADA) have made our office space illegal. It needs to be moved to a ground floor, but we do not have enough land to do so. We also have to face the fact that future expansions of the wastewater treatment plant will probably have to cross LedgeLawn Avenue. The garage is grossly energy inefficient, with barely three inches of insulation on a leaky, old, tin building that has outlived its design life. Add to all of these problems the fact that the garage is already filled to capacity, and you quickly come to the realization that we need to move the Town Garage to a larger site. The most logical place for the Public Works Department complex is on the Town-owned land off the Crooked Road in Hulls Cove. The CIP anticipates starting construction in FY12. Unfortunately, funding of the replacement reserve was repeatedly delayed due to shortage of funds and money has been siphoned off for other projects, so our best funding option is to borrow the required money. An FY12 construction date was selected to minimize the impact on our tax rate. The estimated \$163,000 annual payments on the bonds will begin in FY13. Over the

three previous years, numerous bonds will have been paid off, with payments totaling \$173,000. We will no longer have to make payments on Bond Issue A of \$12,000, Bond Issue B of \$26,000, Bond Issue C of \$13,000 or Bond Issue D of \$122,000.

**Tag Trailer** – Replacement of our fifteen year old, flat bed equipment trailer is scheduled for FY15, largely financed using its replacement reserve.

**Water Truck** - The water truck is used by the Highway Division to clean the downtown streets and sidewalks several times a week. We are proposing to replace it with another used vehicle when it is twenty-three years old in FY12, paying cash from its replacement reserve.

**Light Trucks** – Four light trucks are scheduled for replacement over the next five years. In FY11 we need to replace an eleven year old ½ ton two wheel drive pickup, in FY13 a five year old ¾ ton 4x4 plow truck, in FY14 a six year old one ton 4x4 plow truck and in FY15 a seven year old ¾ ton 4x4 pickup. With each new truck we will also replace any plows, sanders, radios or other attached equipment. You may have noticed that we usually keep these light plow trucks for only five or six years because they don't hold up under the added stress of plowing.

**Plow Trucks** – The Town owns six large dump trucks. Experience has shown that, on average, they become unreliable after about eight years of service, so we put two of the older ones in reserve, while running four on the road. Typically, these trucks are replaced on a fourteen year cycle, but that may vary depending on how that particular model holds up. The price shown for each truck includes all appurtenant equipment, such as plow, rigging, radio, beacons, sander, etc. Our sixteen year old Ford is due for replacement in FY11 and a fourteen year old Volvo in FY13.

**Bobcat Loader** – Our 1993 Clarke forklift will be nineteen years old in FY12, when we propose to replace it with a “Bobcat” style skid-steer loader. The reason for the switch is that we feel a “Bobcat” could fill the same function as our present forklift, but, with the proper attachments, could also sweep, load, dig, bore and even plow snow as a backup to our sidewalk plow.

**Roller, Vibratory** – The roller used for asphalt patching will be twenty-nine years old when it is scheduled for replacement in FY19, using cash from its replacement reserve.

**Waste Oil Furnace** – We dispose of our waste lubricating oils, and those of residents and businesses, by burning them in a special furnace. This approach not only saves the expense of disposal, but also allows us to reduce the cost of heating our truck bay, while providing a valuable service to the residents of the Town and to the environment. Unfortunately, these furnaces tend to wear out in a short length of time, about four years, so the next replacement is planned for FY12. A replacement reserve sufficient for this replacement cycle has been funded.

### **Solid Waste Division**

**Storage Trailer Replacement** – The three storage trailers at the Recycling Center are all over thirty years old and in need of replacement. Our five year Capital Improvement Plan suggests replacement of one per year, starting in FY13. While we started a replacement reserve based on a forty year life, we're starting 38 years too late, so you'll see a larger than normal appropriation in FY13, FY14 and FY15.

**Bailer Reserve** – An account has been funded for the replacement of the bailers which we use to prepare recyclables, allowing us to pay cash for replacement of our 22 year old newsprint bailer in FY12.

**Crusher, Glass Reserve** – Starting in FY13, we will fund a reserve for FY23 replacement.

**Forklift Reserve** – A reserve account has been funded for replacement of our two Transfer Station forklifts: the electric model at 24 years old in FY12 and the propane unit when it is 20 years old in FY21.

**Transfer Station Reserve** – We have funded a nominal reserve for eventual replacement.

**Recycling Facility Reserve** – We have funded a nominal reserve for eventual replacement.

## Town Debt Service

**Bond Issue K - Municipal Building Renovation '04** – This account is used to pay the bonds for the 2004 ventilation system, building renovation and masonry repairs to the Municipal Building. The last payment is in FY14. These bonds cannot be refinanced.

**Bond Issue O - Agamont Park & Seawall** – In June 2004, voters of the Town approved borrowing funds to repair the collapsed seawall above Town Beach, as well as complete the final phase of renovations for Agamont Park. This account provides funds to pay the bonds sold in 2005 as construction was beginning. The final payment will be made in FY25.

**Bond Issue Q – Public Works: FY10** – These are the bonds which we will start paying in FY11 for a multitude of public works projects. As part of the same bond issue, we anticipate financing an additional \$600,000 for watermain replacements, but these bonds will be repaid from water user fees, not from general taxation. For budgetary purposes, we assumed General Fund principal of \$4,540,947 @ 5.0% over 20 years, with the first payment due in November 2010.

**Bond Issue R – Public Works: FY12** – These are the bonds which we will start paying in FY13 for the construction of the new Town Garage and Municipal Building renovations in FY12. This construction date was selected to minimize the impact on our tax rate, since payments will be partially offset by numerous bond issues which will be paid off within a few years of each other. For a full explanation, please see the above descriptions of the Town Garage construction and Municipal Building renovations. For budgetary purposes, we assumed principal of \$3,121,971 at 5.0% over 20 years, with the first payment due in November 2012.

### ~ School Capital Projects ~

## School Department

**A.D.A. Act Renovations** – This is a continuation of a multi-year project to bring both buildings up to ADA standards. We have students enrolled with physical challenges which make this an on-going need. Currently, we are planning for a permanent ramp entrance from the

playground into the 3<sup>rd</sup>/4<sup>th</sup> grade wing of the Conners building  
Thereafter, we will continue to budget money in this account in order to provide any ADA renovations based on unforeseeable future student need.

**Capital Outlay Reserve** – Any school CIP appropriations leftover at the end of a project are closed to this account. Similarly, projects that cost more than expected draw down this account. These funds can also be used when the need for further renovation or building occurs or when an unexpected emergency arises.

**Asbestos Removal** – We don't have any major projects planned, but this account provides funds for unexpected removal of asbestos discovered during any renovation or routine repair.

**Furniture and Equipment** – In order to replace school furnishings in an orderly fashion while keeping costs reasonable, we plan to purchase new furniture for one classroom in each building every year. In addition, we will also replace cafeteria tables and other general program large furniture items for the music room, library etc. on an as needed basis.

**Computers & Technology** – Ongoing implementation of AOS #91 technology program and infrastructure support for 7<sup>th</sup> and 8<sup>th</sup> grade laptop program, as well as replacement of computers older than 4 years.

**Copier Lease/Purchase** – This figure is for 5 copiers which are located in both offices, library and work rooms. This was recently rebid for a five year contract.

**Floor Covering Replacement** – We will continue to replace floor coverings in both classrooms and multi-purpose areas on an as-needed basis.

**Repaving** – As part of a proactive plan, we anticipate the need to repave the parking/court areas in the future. We anticipate completing the Conners Parking Lot and Basketball Courts in FY16.

**Pickup Truck Replacement** – FY11 will be the fifth year of a five year lease-to-purchase agreement. After the lease-purchase is paid off, a replacement reserve will be established.

**Playground** – This is a continuation of a multi-year project in which we look to upgrade and maintain the playground equipment and grounds for K-8 students.

**Roof Repair Reserve** – Money is being put aside over a number of years, since we anticipate eventual roof replacement projects for both buildings. In addition, each year there are repairs to be made.

**Storage Units** – FY13 includes storage units for classrooms, custodial closets and the old boiler room.

**Conners-Emerson Windows** – The windows of the Conners school need to be replaced. The seals have broken, compromising safety and energy efficiency. A reserve account has been funded for the Conners Building, but window replacement will have to wait until sufficient funds are available.

**Painting of Buildings** – Both buildings have been spot painted over the years. They are in need of professional contract painting, which will occur in FY11.

**Safety & Access Control** – This will be a permanent line in the CIP account to address any safety/security issues which may arise from new state and federal recommendations.

**Indoor Pipe Replacement** – The pipes in both buildings, which were not part of the 2004 heating project, need to be replaced in the future. Money will be raised for this line item over a period of years.

**Sewer Lines** – We continue to monitor a very old sewer line, which is showing signs of age with roots and cracks showing in television inspections. We have minor issues which have been dealt with, but we plan to be proactive and replace the line in FY11 before it becomes an emergency situation.

**Roof Fascia & Drainage** – The wooden entrance area to the Conners Building needs repair along the roof line, as well as a better drainage system by the entrance.

**Boiler Replacement Reserve** – The current boilers are approaching 20 years of age. In FY11 we will begin raising money for the inevitable replacement of the boilers.

**Tractor/Plow Reserve** – This is a small unit which is aging and will need to be replaced in the future, so a replacement reserve will be funded starting in FY12.

**Repoint Stonewall** – The stonewall bordering Eagle Lake Road needs to be repointed.

**Kitchen Equipment** – The equipment in the kitchen is approaching 20 years of age. We are planning for replacement of the steamer unit, as well as other pieces as they wear out.

**Elevator Drainage Pit** – The present elevator pit fills with water during storms. A recent inspection indicated we need to reconfigure the present drainage system prior to next year’s inspection of the elevator.

~~**Scissor Lift** – According to an inspector with MMA Risk Management Services, the present staging used to service our gymnasium lights is no longer considered safe. CUT FY11 – WILL BE BORROWED FROM THE HIGH SCHOOL OR RENTED WHEN NEEDED.~~

**Bleacher Buddy** – MMA Risk Management Services has also advised that we should have this equipment to assist custodians pulling out the bleachers and reduce back injuries.

**Gym Divider** – Replacement of present divider between the stage and gym.

**Emerson Entrance Doors** – Replace the entrance doors to the lower Emerson Building. The hardware continues to fail and the doors are not working properly.

### **School Debt Service**

**Bond Issue C – 1990 Heating System Payments** – The last payment was in FY10.

**Bond Issue D – 1992 Building Addition Payments** – These bonds cannot be refinanced. The last payment is in FY12.

**Bond Issue L – 2004 Heating System Payments** – This account is used to pay back one of the two sets of bonds for the heating system renovations approved at Town Meeting in January 2004. These bonds were interest free. The last payment on Bond Issue L is in FY14.

**Bond Issue M – 2004 Heating System Payments** – This account is used to pay back one of the two sets of bonds for the heating system renovations approved at Town Meeting in January 2004. These bonds cannot be refinanced. The last payment on Bond Issue M is in FY25.

**~ ~ End of Capital Improvement Program ~ ~**



Capital Improvement Program  
Year by Year Overview





Capital Improvement Program							
Year By Year Overview							
This Year			Year One			Year Two	
FY10	Department		FY11			FY12	
Yr.End Bal.	Account	Appropriation	Spending	Balance	Funding	Spending	Balance
	<b>Ambulance Division</b>						
46,267	Ambulance	25,711	0	71,977	26,191	0	98,168
21,220	Defibrillators	0	0	21,220	3,060		24,280
8,488	Rescue Tools	0	0	8,488	0	0	8,488
0	Computer Billing Module	15,500	15,500	0			0
75,975	<i>Total Ambulance</i>	<b>41,211</b>	15,500	101,685	29,251	0	130,936
	<b>Fire Department</b>						
45,261	Fire Engine #2 Reserve	8,267	0	53,528	8,432	0	61,960
8,041	Fire Engine #3 Reserve	8,041	0	16,082	8,202	0	24,285
91,347	Fire Engine #4 Reserve	16,667	0	108,014	17,000	0	125,014
64,203	Fire Engine #5 Reserve	8,267	0	72,470	8,432	0	80,902
15,046	Pickup Truck - Fire Chief's	1,639	0	16,685	3,259	0	19,944
13,283	Thermal Imaging Cameras	0	0	13,283	1,232	0	14,515
6,025	SCBAs & Cascade System	0	0	6,025	6,145	0	12,170
243,206	<i>Total Fire</i>	<b>42,880</b>	0	286,086	52,702	0	338,788
	<b>Police Department</b>						
0	Cruiser Replacement	26,667	25,000	1,667	27,200	25,500	3,367
6,964	Computer System	36	7,000	0	4,420	0	4,420
31,909	Communication System	0	0	31,909	22,680	18,596	35,993
0	Port Sec.Grant FY08 Match	80,849	80,849	0	0	0	0
2,948	Speed Trailer & Monitor	0	0	2,948	734	0	3,682
0	Security Camera System	0	0	0	2,550	0	2,550
0	Night Vision Units	0	0	0	1,387	0	1,387
0	Port Security Boat	0	0	0	0	0	0
0	Port Sec.Grant FY09 Match	69,688	69,688	0	88,014	88,014	0
0	Street Light Reserve	0	0	0	0	0	0
41,821	<i>Total Police</i>	<b>177,240</b>	182,537	36,524	146,984	132,110	51,398
	<b>Public Safety Building</b>						
6,284	Phone System Replacement	970	0	7,254	907	8,160	1
4,941	P.S. Bldg. Generator Resv.	667	0	5,608	680	0	6,288
667	Shelter Generator Reserve	667	0	1,334	680	0	2,014
0	P.S. Bldg. Renovations	21,600	21,600	0	21,600	21,600	0
11,892	<i>Total P.S.Bldg.</i>	<b>23,903</b>	21,600	14,196	23,867	29,760	8,302
	<b>Harbor Department</b>						
12,444	Boat & Trailer	0	0	12,444	2,142	0	14,586
13,773	Floats	0	0	13,773	8,646	0	22,419
8,280	Gangways	0	0	8,280	1,666	0	9,946
0	Harbor Master's Office	0	0	0	0	0	0
1,000	Pier Renovations	0	0	1,000	500	0	1,500
860	Security Camera System	0	0	860	877	0	1,737
36,357	<i>Total Harbor</i>	<b>0</b>	0	36,357	13,831	0	50,188
	<b>Note:</b>	Amounts inside a box are contingent upon offsetting revenue such as a grant, donation or loan.					
		~ ~ Continued On Next Page ~ ~					











Capital Improvement Program							
Year By Year Overview							
This Year			Year One			Year Two	
FY10	Department		FY11			FY12	
Yr.End Bal.	Account	Appropriation	Spending	Balance	Funding	Spending	Balance
	<b>SCHOOL C.I.P</b>						
12,649	ADA Act Renovations	1,000	500	13,149	7,500	20,000	649
21,933	Capital Outlay Reserve	1,278	0	23,211	1,067	0	24,278
6,810	Asbestos Removal	1,000	1,500	6,310	0	1,500	4,810
0	Furniture & Equipment	5,000	5,000	0	7,500	7,500	0
2,980	Computers & Technology	45,000	45,000	2,980	45,000	45,000	2,980
0	Copier Lease/Purchase	9,200	9,200	0	9,300	9,300	0
12,591	Floor Covering Replacement	5,000	5,000	12,591	5,000	5,000	12,591
0	Repaving Truck	7,500	0	7,500	13,000	0	20,500
0	Pickup Truck	5,530	5,530	0	5,641	0	5,641
0	Playground	2,500	0	2,500	5,000	0	7,500
11,749	Roof Repair Reserve	5,000	5,000	11,749	8,000	5,000	14,749
0	Storage Units	0	0	0	0	0	0
12,065	Conners/Emerson Windows	0	0	12,065	0	0	12,065
5,000	Painting of Buildings	0	5,000	0	0	0	0
3,189	Safety & Access Control	5,000	5,000	3,189	5,000	5,000	3,189
22,450	Indoor Pipes - Replace	5,000	5,000	22,450	5,000	0	27,450
15,000	Sewer Lines	5,000	20,000	0	0	0	0
0	Boiler Lead Lag System	0	0	0	0	0	0
0	Dumpster Pad & Cage	0	0	0	0	0	0
20,000	Roof Fascia & Drainage	0	7,500	12,500	0	0	12,500
0	Boiler Replacement Reserve	3,000	0	3,000	10,000	0	13,000
0	Tractor/Plow Reserve	0	0	0	2,500	0	2,500
0	Repoint Stone Wall	0	0	0	2,000	0	2,000
0	Kitchen Equipment	0	0	0	15,000	15,000	0
0	Elevator Drainage Pit	35,000	35,000	0	0	0	0
0	Seissor Lift	0	0	0	0	0	0
0	Bleacher Buddy	2,000	2,000	0	0	0	0
0	Gym Divider	0	0	0	2,000	0	2,000
0	Emerson Entrance Doors	0	0	0	2,000	0	2,000
146,416	<i>Total School Projects</i>	143,008	156,230	133,194	150,508	113,300	170,402
	Funds Available	143,008			150,508		
	Surplus (Shortfall)	0			0		
	<b>School Debt Service</b>	( See Chart DD)					
0	Bond Issue C—1990 Heat	0	0	0	0	0	0
0	Bond Issue D: 1992 Addition	129,950	129,950	0	122,475	122,475	0
0	Bond Issue L: 2004 Heat	70,000	70,000	0	70,000	70,000	0
0	Bond Issue M: 2004 Heat	61,260	61,260	0	60,550	60,550	0
0	<i>Total School Debt</i>	<b>261,210</b>	261,210	0	253,025	253,025	0
146,416	School Totals	404,218	417,440	133,194	403,533	366,325	170,402
		~ ~ Continued On Next Page ~ ~					







**Nominations  
for  
FY12 Warrant Committee**

The Nomination Committee for Warrant Committee members met March 11, 2010. The slate of members will be voted to serve on the Warrant committee at the June 1<sup>st</sup> Town Meeting.

Nominees for fiscal year 2012 are as follows:

Barbara Baron-Gifford	John Kelly
Peter Blauth	Amanda Kendall
John Dargis	James Kitler
Millard Dortiy	Lisa MacQuinn-Tweedie
Cas Dowden	Linda Martin
Michael Gurtler	Daniel Poteet
Scott Hammond	Susan Richardson
Emily Henry	J. Clark Stivers
Duncan Holley	Erik Torbeck
Paul “Jake” Jagel	Brent Walton
Donna Karlson	John Willett

**THE WARRANT  
ANNUAL TOWN MEETING – JUNE 1 & 8, 2010  
TOWN OF BAR HARBOR**

STATE OF MAINE

County of Hancock, ss

To: Nathan Young Constable of the Town of Bar Harbor

Greeting:

In the name of the State of Maine you are hereby required to notify and warn the voters of the Town of Bar Harbor, in said County, qualified by law to vote in Town affairs to meet in the **Emerson School Gymnasium** in said Town on Tuesday the first day of June, A. D., 2010 at seven o'clock in the afternoon, then and there to act on *Articles A through Y*;

And to notify and warn said voters to meet in the **Municipal Building, Third Floor Auditorium** in said Town on Tuesday, the eighth day of June, A. D., 2010 at eight o'clock in the forenoon until eight o'clock in the afternoon, then and there to act on Articles numbered *one through sixteen* all of said articles being set out below to wit:

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***Reminder***

**~ Voter Check-in Required ~**

“Open Town Meeting”, June 1st, all Voters must check-in at the table in the lobby outside the gym to obtain a voter card prior to entering the Town Meeting. Voters are encouraged to arrive at least 30 minutes before the start of the meeting.

LD#1, Property Tax Relief, requires voter hand count and written ballot on several Articles.

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<p><b>Open Town Meeting</b> Action on the following articles will be on the Town Meeting floor <b>Tuesday, June 1, 2010 starting at 7:00 p.m.</b> <i>Emerson School Gymnasium</i></p>
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**Article A ELECTION OF MODERATOR** - To choose a Moderator to preside at said meeting.

**Article B ELECTION OF WARRANT COMMITTEE MEMBERS** - To elect Warrant Committee members as required by Section C-34 of the Town Charter.

Note: Articles C through M authorize expenditures in cost center categories.

**Article C EDUCATION BUDGET EXPENDITURES: Regular Instruction** - To see what sum the School Committee is authorized to expend for **Regular Instruction** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$2,405,104	\$2,405,104	\$2,405,104

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 17 to 0.*

**Article D EDUCATION BUDGET EXPENDITURES: Special Education** - To see what sum the School Committee is authorized to expend for **Special Education** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 711,833	\$ 711,833	\$ 711,833

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 17 to 0.*

**Article E EDUCATION BUDGET EXPENDITURES: Career and Technical Education** – To see what sum the School Committee is authorized to expend for **Career and Technical Education** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

<b>Recommendations:</b>	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$ 0	\$ 0	\$ 0

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 17 to 0.*

**Article F - EDUCATION BUDGET EXPENDITURES: Other Instruction -** To see what sum the School Committee is authorized to expend for **Other Instruction** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

<b>Recommendations:</b>	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$ 93,345	\$ 93,345	\$ 93,345

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 17 to 0.*

**Article G EDUCATION BUDGET EXPENDITURES: Student & Staff Support -** To see what sum the School Committee is authorized to expend for **Student & Staff Support** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

<b>Recommendations:</b>	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$ 431,859	\$ 431,859	\$ 431,859

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article H EDUCATION BUDGET EXPENDITURES: System Administration -** To see what sum the School Committee is authorized to expend for **System Administration** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 109,371	\$ 109,371	\$ 109,371

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article I EDUCATION BUDGET EXPENDITURES: School Administration -**  
To see what sum the School Committee is authorized to expend for **School Administration** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 297,662	\$ 297,662	\$ 297,662

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article J EDUCATION BUDGET EXPENDITURES: Transportation & Buses**  
- To see what sum the School Committee is authorized to expend for **Transportation & Buses** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 222,555	\$ 222,555	\$ 222,555

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article K EDUCATION BUDGET EXPENDITURES: Facilities Maintenance -**  
To see what sum the School Committee is authorized to expend for **Facilities Maintenance** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 501,854	\$ 501,854	\$ 501,854

*The School Committee recommends adoption.*

*The seven member Town Council recommends adoption by a vote of 7 to 0.*

*The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article L EDUCATION BUDGET EXPENDITURES: Debt Service and Other**

**Commitments** - To see what sum the School Committee is authorized to expend for **Debt Service and Other Commitments** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 0	\$ 0	\$ 0

*The School Committee recommends adoption.*

*The seven member Town Council recommends adoption by a vote of 7 to 0.*

*The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article M EDUCATION BUDGET EXPENDITURES: All Other Expenditures -**

To see what sum the School Committee is authorized to expend for **All Other Expenditures** for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 60,000	\$ 60,000	\$ 60,000

*The School Committee recommends adoption.*

*The seven member Town Council recommends adoption by a vote of 7 to 0.*

*The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Note: Articles C – M authorize a total budget of \$4,833,583.**

**Note: Articles N & O raise funds for the Proposed School Budget**

**Article N EDUCATION BUDGET: Essential Programs and Services** – To see what sum the voters of the Town of Bar Harbor will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act (Recommend \$3,808,548) and to see what sum the voters of the Town of Bar Harbor will raise as the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688 for the period July 1, 2010 to June 30, 2011.

*Explanation: The Town of Bar Harbor’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.*

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$3,567,796	\$3,567,796	\$3,567,796

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Note: Article O raises additional local funds recommended to support the proposed school budget**

**Article O EDUCATION BUDGET: Tax Cap Override** - To see what sum the voters of the Town of Bar Harbor will raise and appropriate in additional local funds for school purposes (Recommend: \$1,007,683) for the period July 1, 2010 to June 30, 2011, which exceeds the State’s Essential Programs and Services allocation model by (Recommend: \$ 909,467) as required to fund the budget recommended by the school committee.

*Written Ballot Vote Required*

**Explanation:**

The additional local funds are those locally raised funds over and above the Town of Bar Harbor’s local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the Town of Bar Harbor’s budget for educational programs.

The School Committee recommends \$ 1,007,683 for additional local funds and gives the following reasons for exceeding the State’s Essential Programs and Services funding model by \$909,467. The State funding model underestimates the actual costs to fully fund the 2010-2011 budget.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$1,007,683	\$1,007,683	\$1,007,683

The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.

**Note: Articles N & O raise a total town appropriation of \$4,575,479**

**Note: Article P summarizes the proposed school budget and does not authorize any additional expenditures**

**Article P**

**EDUCATION BUDGET: Total Expenditures-** To see what sum the voters of the Town of Bar Harbor will authorize the School Committee to expend for the fiscal year beginning July 1, 2010 and ending June 30, 2011 from the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$4,833,583	\$4,833,583	\$4,833,583

*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article Q EDUCATION BUDGET: State, Federal, and Other Funds** - In addition to the amount in Articles C – P., shall the School Committee be authorized to expend such other sums as may be received from state or federal grants or programs or other sources during the fiscal year 2010-2011 for school purposes provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated?.  
Current Year Totals: \$242,836

**Recommendations:**  
*The School Committee recommends adoption.  
The seven member Town Council recommends adoption by a vote of 7 to 0.  
The 22 member Warrant Committee recommends adoption by a vote of 18 to 0.*

**Article R MUNICIPAL BUDGET: Expenditures** - To see what sum the Town will raise and appropriate for the Municipal Budget for FY11 (7/1/10 to 6/30/11).

**Explanation:**  
*This is the total amount that the Town Council is allowed to spend from all sources except grants, donations and reserve accounts as provided in Article U.*

<b>Recommendations:</b>	<i>Town Council</i>	<i>Warrant Committee</i>
<i>Total Expenditures</i>	<i>\$9,452,306</i>	<i>\$9,452,306</i>

*The seven member Town Council recommends approval, by a vote of 7 to 0.  
The 22 member Warrant Committee recommends approval.*

**Article S MUNICIPAL BUDGET: Other Revenues** - To see what sum the Town will vote to reduce the amount to be raised by taxation by using estimated revenues and fund balance for the Municipal Budget for FY11 (7/1/10 to 6/30/11).

**Explanation:**

*In addition to property taxes, the Town receives other revenues from fees, licenses, excise taxes, etc., and we sometimes use monies left over from prior years (fund balance). The funds shown in this article reduce the amount of property taxes that have to be raised.*

<b>Recommendations:</b>	<i>Town Council</i>	<i>Warrant Committee</i>
<i>Other Revenues</i>	\$3,713,495	\$3,713,495
<i>Fund Balance</i>	\$ 29,934	\$ 29,934

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article T MUNICIPAL BUDGET: Tax Cap Override** – To see if the Town will vote to increase the property tax levy limit of \$5,772,322 established for the Town of Bar Harbor by State law in the event that the Municipal Budget approved by the Town results in a tax commitment that is greater than the property tax levy limit.

*Written Ballot Vote Required.*

**Explanation:**

*In 2005 the State Legislature passed a “tax reform” law known as LD#1. This bill created a maximum municipal tax levy based upon this year’s tax, plus an allowance for personal income growth and the town’s tax base growth due to new construction. However, LD#1 allows Bar Harbor voters to increase that tax cap with the approval of a simple majority of the voters at Town Meeting. The only requirement is that a secret vote must be taken by written ballot. Using the State’s formula, the maximum tax levy for Bar Harbor’s Municipal Budget is \$5,772,322. As detailed in your copy of the annual Town Report, it appears that the proposed budget does not exceed the tax cap. However, due to the complexities of that law and the potential passage of the Northeast Creek article on June 8, a vote is still recommended to avoid any potential problems which might arise.*

**Recommendations:**

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article U MUNICIPAL BUDGET: State, Federal and Other Funds** – In addition

to the amount in Article R, shall the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY11 (7/1/10 to 6/30/11) for municipal purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated?

***Explanation:***

*From time to time, the Town Council receives funds from state and federal grants, and donations, as well as sources other than local tax dollars. This article gives the Town Council the authority to spend such funds, as long as no local property tax dollars are required to match them, other than those already in the budget.*

***Recommendations:***

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article V EARLY TAX PAYMENT DISCOUNT** - To see if the voters will authorize the Tax Collector to accept early payments on the second half installment by the due date of the first half installment and provide the taxpayer with a 2.0% discount on the second installment only.

***Explanation:***

*If this article passes, voters paying their second half taxes early will get a discount for doing so, as they have since 1995.*

***Recommendations:***

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article W PREPAYMENT OF TAXES** - To see if the Town will vote to accept tax payments prior to the commitment date and to pay interest on said tax payments in the amount of 0% per year figured on a monthly basis until the tax commitment date is reached.

***Explanation:***

*On rare occasions, taxpayers need to pay their taxes before they have been billed. The Town Treasurer cannot accept such early payments unless an article is passed.*

**Recommendations:**

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article X TAX DUE DATE AND INTEREST RATE** - To see if the Town will vote that the first half taxes shall be due and payable on or before September 30, 2010 and that second half taxes shall be due and payable on or before March 31, 2011 and that interest shall be charged at the annual rate of 7.0% on any unpaid taxes due on September 30, 2010 beginning October 1, 2010 and on any unpaid taxes due March 31, 2011 beginning April 1, 2011.

**Explanation:**

*The due dates proposed are essentially the same as last year. The proposed interest rate is the highest allowed by State Law to encourage taxes to be paid on time.*

**Recommendations:**

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Article Y OVERPAYMENT OF TAXES** - To see if the Town will vote to establish the interest rate to be paid to a taxpayer who is determined to have paid an amount of real estate taxes in excess of the amount finally assessed for 2010 at 3.0% per year on the amount of overpayment.

**Explanation:**

*If a taxpayer wins a tax appeal against the Town, we must pay them interest on the amount of the difference. We are required by law to set that amount each year. We are suggesting the lowest interest rate allowed by law, which is 4% less than what we charge for late payments.*

**Recommendations:**

*The seven member Town Council recommends approval, by a vote of 7 to 0. The 22 member Warrant Committee recommends approval, by a vote of 18 to 0.*

**Election of Town Officers & Ballot Articles**  
**Action on the following articles will be at the Town Election with**  
**Polls Open Tuesday, June 8, 2010, from 8:00 a.m. to 8:00 p.m.**  
***Municipal Building Auditorium***

**Article 1 – ELECTION OF OFFICERS** - To elect all necessary Town Officers as are required to be elected by secret ballot.

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**Article 2 – CHARTER MODIFICATION – As Recommended by the Charter Commission** – Shall the Town of Bar Harbor approve the charter modification recommended by the Charter Commission, dated October 27, 2009 and summarized below?

Substantive changes to the Charter include:

- Clarifying provisions for proprietary budgets (budgets whose revenue comes from user fees, e.g. sewer budget), including a requirement for a public hearing.
- Limiting Town Meeting action to business advertised on the Warrant.
- Permitting Town Meeting to make amendments to the advertised budget only by ballot.
- Requiring one year as a registered voter before running for Council or School Committee.
- Eliminating the position of Secretary on the Council and School Committee, since they have no duties.
- Prohibiting employment of Councilors and School Committee members as part-time town employees or independent contractors. (Full-time employment is already prohibited.)
- Requiring advance declaration of write-in candidates and a minimum of 25 votes to be elected (approximately the same as the number of petition signatures required for a candidate to be listed on the ballot).
- Clarifying that citizen-initiated resolutions are subject to existing initiative provisions of the Charter, and adding a requirement that any Town Meeting vote must be by secret ballot at a town election, rather than at an open town meeting.

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*Full text of Charter Modification on file in the Town Clerk's office and the Jesup Memorial Library. Also, viewable on the Town's website: [www.barharbormaine.gov](http://www.barharbormaine.gov) –*

*Board/Committees – Charter Commission – Final Report Part 3:  
<http://www.barharbormaine.gov/xhtml/187/Permalink/1104/>*

**Explanation:** *If approved the ballot question will modify the entire Charter. While the Commission proposes keeping our current Town Meeting/Council/Manager form of government, approval of the ballot article would make a number of organizational changes, in addition to routine grammatical, typographical, usage and statutory adjustments in the language of the Charter.*

**Recommendations:**

*The nine member Charter Commission recommends adoption, by a vote of 9 to 0.*

*The seven member Council recommends adoption, by a vote of 7 to 0.*

*The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.*

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**Article 3 – LAND USE ORDINANCE AND MAP AMENDMENT - Downtown Village I, II and Village Transitional Districts, and Official Zoning Map Amendment** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for the Downtown Village I and II and Village Transitional Districts, Appendix C Table of Permitted Uses, and a revision to the Official Zoning District Map” be enacted?

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*Full text of Ordinance and Map Amendment on file in the Town clerk’s office. Also, viewable on the Town’s website: [www.barharbormaine.gov](http://www.barharbormaine.gov) – Departments – Planning Department – Current Zoning Projects: LUO Proposed Amendments for June Town Meeting - <http://www.barharbormaine.gov/xhtml/124/Permalink/489/>*

**Explanation:** *This amendment replaces the downtown business districts with 3 new districts; with accompanying changes to the neighborhood district map, the definitions and Appendix C Table of Uses.*

**Recommendations:**

*The five member Planning Board recommends adoption, by a vote of 4 to 0.*

*The 22 member Warrant Committee recommends adoption, by a vote of 15 to 3.*

**Article 4 – Definition of Commercial Agriculture and Appendix C Amendment –** Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise the definition of Commercial Agriculture and amend Appendix C, Table of Permitted Uses” be enacted?

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## Commercial Agriculture

### **An amendment to revise the definition of Commercial Agriculture and amend Appendix C, Table of Permitted Uses.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

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## **Chapter 125 , LAND USE ORDINANCE**

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### **ARTICLE XII Construction and Definitions**

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#### **§ 125-109 Definitions**

AGRICULTURE, COMMERCIAL -- Production of crops or animals and involving more than five acres of cultivated soil or keeping of more than 100 poultry or other animals raised for meat or other by-product. This use may include accessory uses of retail, restaurant and transient accommodation. [Added 11-4-2003]

Key to Appendix C

Permissibility of Use

- a = Activity or structure allowed without a permit, provided it complies with all provisions of this chapter.
- b = Activity or structure requires approval through site plan review process before it may be commenced or built. [Amended 5-5-2003]
- c = Activity or structure requires permit issued by Code Enforcement Officer (CEO) before it may be commenced or built.
- l = Activity or structure requires permit issued by local Plumbing Inspector

before it may be commenced or built.

m = Minor site plan review required. [Added 11-3-2009]

blank space = activity prohibited.

Changes to Appendix C

<b>District</b>	Commercial Agriculture
Bar Harbor Corridor	
Bar Harbor Historic	
Bar Harbor Residential	
Downtown Business	
Downtown Residential	
Education District	<u>c</u>
Emery	<u>b</u>
Hulls Cove Business	<u>c</u>
Hulls Cove Historic	<u>m</u>
Hulls Cove Residential Corridor	<u>m</u>
Hulls Cove Rural	<u>b</u>
Indian Point Residential	<u>b</u>
Indian Point Rural	<u>b</u>
Industrial	
Ireson Hill Corridor	<u>c</u>
Ireson Hill Residential	<u>b</u>
McFarland Hill Residential	<u>b</u>
McFarland Hill Rural	<u>b</u>
Marine Research	
Otter Creek	<u>m</u>
Resource Protection	<u>m</u>
Salisbury Cove Corridor	<u>c</u>
Salisbury Cove Residential	<u>b</u>
Salisbury Cove Rural	<u>b</u>
Salisbury Cove Village	<u>b</u>
Schooner Head	
Scientific Research	
Shoreland General Development I	
Shoreland General Development II	<u>b</u>
Shoreland Limited	<u>b</u>

Residential	
Stream Protection	
Town Hill Business	<u>b</u>
Town Hill Residential Corridor	<u>m</u>
Town Hill Residential	<u>b</u>
Town Hill Rural	<u>b</u>

***Explanation:** This language expands the definition of commercial agriculture to allow other accessory uses as part of the operation. Changes to allowances in districts are also proposed to be expanded.*

**Recommendations:**

*The five member Planning Board recommends rejection, by a vote of 4 to 0.  
The 22 member Warrant Committee recommends rejection, by a vote of 11 to 7.*

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**Article 5 - LAND USE ORDINANCE AMENDMENT –Certificate of Occupancy and Performance Guarantee Standards** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards for Certificate of Occupancy and Performance Guarantee’s” be enacted?

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**Standards for Certificate of Occupancy and Performance Guarantee**

**An amendment to revise standards for Certificate of Occupancy and Performance Guarantee’s.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

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**Chapter 125 , LAND USE ORDINANCE**

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**ARTICLE VIII Permits**

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**§125-80. Certificate of occupancy.**

A certificate of occupancy, certifying that all applicable provisions of this chapter have been satisfied, shall be obtained from the Code Enforcement Officer:

- A. After a building, structure or part thereof has been erected, altered, enlarged or moved pursuant to a permit, site plan approval or subdivision approval, for the proposed use before the building or structure or part thereof may be used or occupied;
- ~~B.~~ After a site has been modified or otherwise developed pursuant to a permit, site plan approval, or subdivision approval to ensure all terms, conditions and the plan approved by the Planning Board, the Design Review Board, the Board of Appeals, the Planning Department or the Code Enforcement Officer, as applicable, have been met;
- ~~B-C.~~ After a building has been modified to accommodate additional dwelling units, before such units may be used or occupied;
- ~~C-D.~~ After a building or structure has been modified to accommodate a home occupation, before said home or structure may be used or occupied for a home occupation;
- ~~D-E.~~ Before a change in use of a nonconforming structure or lot;
- ~~E-E.~~ Before the occupancy and use, or change in use, of vacant land, except for the raising of crops.

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## ARTICLE IX Performance Guarantees

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### §125-93. Required improvements.

A. Applicants whose developments are subject to site plan or subdivision review shall provide performance guarantees sufficient to ensure the completion of the following improvements in the town rights of way, easements or property:

- (1) Monuments required by §135-69N(1);
- (2) Planting, buffering or screening required by §125-67E(12) and H or 125-69L(6);
- (3) Street signs;
- (4) Streets;
- (5) Sidewalks;
- (6) Water supply facilities, including fire hydrants or ponds;
- (7) Sewage disposal facilities;
- (8) Stormwater drainage facilities;
- (9) Utilities;
- (10) Restoration of mining sites pursuant to §125-69L(5).

B. Performance Guarantees may also be used for improvements on private property. An applicant may request permission to provide a performance guarantee to

assure that all terms, conditions and plans approved by the Planning Board, the Design Review Board, the Board of Appeals, or the Planning Department will be constructed within a year of the lawful issuance of an occupancy permit. Said permission shall be reviewed by the permitting authority and as required in this article.

*Explanation: This ordinance requires that all elements of an approved site plan or subdivision are completed before the issuance of occupancy permits unless a performance guarantee is provided to the Town.*

**Recommendations:**

*The five member Planning Board recommends adoption, by a vote of 4 to 0.*

*The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.*

**Article 6 - LAND USE ORDINANCE AMENDMENT – Planned Unit Development – Outlying Area** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards for Planned Unit Development – Outlying Area” be enacted?

**Planned Unit Development – Outlying Area**

**An amendment to revise standards for Planned Unit Development – Outlying Development.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

**Chapter 125 , LAND USE ORDINANCE**

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**ARTICLE V Site Plan Review**

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**§125-69. Standards for particular uses, structures or activities.**

M. Planned Unit Development - Outlying Area (PUD-O). [Amended 6-13-2006EN]

\*\*\*\*\*

(4) Parcel size and eligibility. [Amended 11-4-2008]

\*\*\*\*\*

(b) An application for a PUD-O may consist of land in more than one ownership, provided that all land comprising the parcel lies entirely within the PUD-O Overlay District ~~and is contiguous. Lots separated by a minor street, as defined, may be considered contiguous for this purpose.~~

*Explanation: This amendment allows multiple applicants to apply for a Planned Unit Development in the Outlying areas (only) on multiple parcels.*

**Recommendations:**

*The five member Planning Board recommends adoption, by a vote of 4 to 0.*

*The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.*

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**Article 7 - LAND USE ORDINANCE AND MAP AMENDMENT – Town Hill Village District and Map and Town Hill Mini-Plan** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to rezone parts of Town Hill into the Town Hill Village District,” along with an amendment to the 2007 Comprehensive Plan entitled “Town Hill Mini Plan” be enacted?

*Note: This article proposes changes to the Land Use Ordinance and the Comprehensive Plan which affect Town Hill. The changes to both documents are being presented in the same articles so that the provisions of both documents will remain compatible, as required by state statute. If adopted, this article will also amend various definitions in the Land Use Ordinance.*

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**Town Hill Village District and Map and Town Hill Mini-Plan**

**An amendment to rezone parts of Town Hill into the Town Hill Village District and make amendments to the Neighborhood District map and an amendment to the 2007 Comprehensive Plan.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

**Chapter 125 , LAND USE ORDINANCE**

**ARTICLE III Land Use Activities and Standards**

**§125-44.1 Town Hill Village.**

**A. Purpose**

The Town Hill Village District is the primary growth area for commercial development in Town Hill. It is also the center for social and cultural activity to its residents. Mixed use developments that encourage commercial activity at the street level are desired. New development, redevelopment and infill development shall respect the existing scale of the village.

**B. Dimensional Standards**

- (1) Minimum lot size: 40,000 square feet
- (2) Minimum road frontage and lot width: 100 [feet].
- (3) Minimum front setback: 35 [feet].
- (4) Minimum side setback: 10 [feet].
- (5) Minimum rear setback: 10 [feet].
- (6) Maximum lot coverage: 50%
- (7) Maximum height: 35 [feet].
- (8) Minimum area per family: 20,000 square feet.

**C. Allowed Uses**

- (1) Uses in buildings up to 15,000 SF building footprint in total allowed by a building permit or a change of use permit by the Code Enforcement Officer: retail; municipal and government uses; restaurants; theaters; galleries; services; professional offices; vacation rentals; food-processing establishments; single and two-family dwellings; all bed & breakfast; cabins; artist studio; childcare centers; family childcare; all types of schools; commercial greenhouse & nursery; Eleemosynary, educational or scientific institution; farmer’s market; museum; research facility
- (2) Uses in buildings up to 15,000 SF building footprint in total allowed by site plan review: medical clinics; motels; banks; multi-dwelling I and II; redemption centers
- (3) Uses in buildings greater than 15,000 SF building footprint in total allowed by a commercials PUD: retail; municipal and government uses; restaurants; theaters; galleries; professional offices; vacation rentals; food-processing establishments; single and two-family dwellings; all bed & breakfast; cabins; grocery stores; childcare centers; family childcare; all

types of schools; commercial greenhouse & nursery; Eleemosynary, educational or scientific institution; farmer’s market; liquor store; museum; research facility

D. Allowed Activities:

1. Activities allowed without a permit, provided it complies with all provisions of the Section 125: activities necessary for managing/protecting land; filling/earth moving activity less than 10 cubic yards; forest management activities except timber harvesting; non-intensive recreation uses not requiring structures; public utility installation.
2. Activities allowed by building permit and require approval of the Code Enforcement Officer: driveway construction; road construction (after subdivision approval has been granted); filling/earth moving activity 10 cubic yards or more; essential services.

E. Other Requirements

- (1) All changes to facades and signs require Design Review Board approval.
- (2) Parking requirements shall follow the requirements found in Section 125-67 D.

\*\*\*

Article V Site Plan Review

§125-69. Standards for particular uses, structures or activities.

Notwithstanding and in addition to any other provision of this chapter, before granting site plan approval for any land use activity described in this section, the Planning Board must find that the proposed plan will comply with such of the following standards as are applicable:

\*\*\*

V. Planned Unit Development - Commercial (PUD-C)

- (1) Purpose and intent.
  - (a) The purpose of the Planned Unit Development – Commercial is to provide an opportunity for large-scale development in the village of Town Hill to embody the principles of:
    - [1] Clustering of buildings to create public spaces;
    - [2] Compatible design with the environs;
    - [3] Providing adequate access for area residents to local goods.

services and employment; and

[4] Reducing negative impacts to the environment from the development.

(b) A PUD-C is also offered to seek development projects that:

[1] Include housing;

[2] Provide amenities for the residents in the Town Hill area;

[3] Complement the visual character of the district; and

[4] Encourage small business growth and development.

(c) The intent of PUD-C is to review large scale development on a case by case basis which will benefit the Town as a whole. The PUD-C seeks to provide for enhanced planned developments by:

[1] Allowing greater freedom of design;

[2] Improving the opportunity for flexibility and creativity in the land development process; and

[3] Undertaking techniques which foster community and pedestrian access.

(2) District and authority.

(a) The Planned Unit Development-Commercial is an overlay option to zoning in the Town Hill Village District. Any land zoned in shoreland shall continue to comply with Section 125-68.

(b) Applicants shall permit a project as a PUD-C; for buildings greater than 15,000 in footprint in total.

(c) The Planning Board is the permitting authority for a PUD-C; however, any other permits and approvals required must be sought and received by the applicant. A PUD-C does not relieve the applicant from obtaining any local, state and/or federal permits that may be required.

(3) PUD-C process.

(a) The PUD-C process shall include the requirements of a site plan and subdivision approval process (if applicable) as outlined in Articles V and VI. Any modification upon approval shall be subject to the requirements of § 125-58B.

(b) In addition to Subsection S(3)(a) above, applicants shall prepare a site analysis diagram graphically identifying major physical features of the site, including but not limited to existing structures and improvements, land cover type, wetlands, watercourses and significant vernal pools, slopes greater than 20%, and district boundaries. The site analysis shall identify context of the neighborhood surrounding the project area by showing graphically

- the relationship of proposed new structures or alterations to nearby preexisting structures in terms of character and intensity of use (e.g., scale, materials, setbacks, roof and cornice lines, and other major design elements). The analysis shall also include a graphic illustration of the visual impacts and viewshed alterations that the proposed development will have on neighboring properties because of the location and configuration of proposed structures, parking areas, open space, and gradient changes.
- (c) Prior to submitting an application for a PUD-C, and after the submission of the sketch plan, the Planning Department will hold a neighborhood meeting. Abutters within 300 feet of the application parcel shall receive notice of this meeting.
- (4) Parcel size and eligibility.
- (a) The minimum size of a parcel seeking application for PUD-C shall be the minimum lot size in its neighborhood district.
- (b) The application parcel cannot contain in the aggregate more than 30% of the following land type(s):
- [1] Wetlands and significant vernal pools;
- [2] Sustained slopes greater than 20%;
- [3] Areas within 75 feet, horizontal distance, of the normal high water line of a stream, great pond, river, saltwater body or significant vernal pool;
- [4] Floodplains.
- (c) An application for a PUD-C may consist of land in more than one ownership, provided that all land comprising the parcel lies entirely within the PUD-C overlay district and is contiguous. Lots separated by a minor street as defined may be considered contiguous for this purpose.
- (d) Proposed developments may include preexisting buildings, provided that all PUD-C requirements are satisfied by each new or existing building and these are included in calculations for the PUD-C as a whole.
- (5) Permitted uses. A PUD-C must comply with the allowed uses in the Town Hill Village.
- (6) Intensity of development.
- (a) Number of allowable dwelling units – the number of allowable dwelling units shall be calculated by dividing the minimum lot area per dwelling unit into the application parcel area.
- (b) Minimum setback shall be established by the Planning Board to ensure the purpose and intent of the PUD-C is met.

- (c) All free-standing signage shall be ground signs.
  - (d) PUD-C applications shall incorporate at least 3 of the following provisions.
    - [1] 20% affordable housing if residential housing is included in the application;
    - [2] 10% deeded open space;
    - [3] Active recreation space;
    - [4] The projects meets, either by application or by affidavit for adherence during construction, the standards of Leadership in Energy & Environmental Design of the U.S. Greenbuilding Council ("LEEDS") or an approved equivalent;
    - [5] Construction of new pedestrian amenities to connect the proposed development to other areas, amenities or goods and services;
    - [6] Formal access to public transportation;
    - [7] Restoration or preservation of an historic resource existing on the property;
    - [8] All public utilities, other than stormwater management systems, underground on the application parcel;
  - (e) The aggregate lot coverage of a PUD-C cannot exceed that of the neighborhood district.
  - (f) In no event shall height requirements be allowed to exceed the requirements of the underlying neighborhood district.
  - (g) Other standards. The standards found in § 125-67 may be considered for modification in instances where the applicant adequately shows that the proposed application meets the purpose and intent of a PUD-C.
- (7) Criteria for approval.
- (a) In reviewing PUD-C applications, the Planning Board shall use the requirements found in §§ 125-67 and 125-69 as applicable and as may be modified to meet the purpose and intent of a PUD-C
  - (b) The Planning Board also shall use the requirements of §125-68, which shall not be modified, for review of property in a shoreland zone(s) as may be applicable.
  - (c) All Planning Board approvals of PUD-Cs are contingent upon the development meeting the express purpose and intent of a PUD-C.

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**ARTICLE XII Construction and Definitions**

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**§ 125-109 Definitions.**

The following terms shall have the following meanings:

• • • •

BED and BREAKFAST I – Overnight accommodations of no more than 5 rooms and a morning meal in an owner-occupied dwelling unit constructed before June xxx, 2010, provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST II – Overnight accommodations and a morning meal in a dwelling unit occupied by the owner/innkeeper or a designated employee constructed before June xxx, 2010, provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST III – Overnight accommodations and a morning meal in a dwelling unit occupied by the owner/innkeeper or a designated employee provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST IV – Overnight accommodations, a morning meal, and additional meals in a dwelling unit occupied by the owner/innkeeper or a designated employee constructed before June xxx, 2010, provided to transients for compensation. Breakfast is included in the room rate. The meals may be open to the public.

BED and BREAKFAST V – Overnight accommodations, a morning meal, and additional meals in a dwelling unit occupied by the owner/innkeeper or a designated employee provided to transients for compensation. Breakfast is included in the room rate. The meals may be open to the public.

CABINS - - free-standing dwelling units or cottages on a parcel; said units are subject to seasonal closure

CHILD CARE CENTER - A building for providing care and protection for 3 or more children under 13 years of age.

FAMILY CHILD CARE - Care and protection that is provided in a dwelling unit on a regular basis, for 3 to 12 children under 13 years of age who are not the children of the provider or who are not residing in the provider's dwelling. If a provider is caring for children living in that provider's home and is caring for no more than 2 other children, then the use is customary to a dwelling unit and is not regulated herein.

FOOD PROCESSING ESTABLISHMENT – An establishment in which food or beverages are processed or otherwise prepared for eventual human consumption and may

be served or sold on the premises; in the downtown village district, this use shall not include fresh or frozen fish, meat or poultry processing

GALLERY – A retail establishment primarily engaged in the sale of drawings, photography, paintings, sculpture and the like to customers for their own individual or household use. Accessory uses may include restaurant.

MOTEL – A facility providing sleeping accommodations for transients with additional accessory facilities and services available to transients at the motel only.

PROFESSIONAL OFFICE BUILDING -- A building in which there is located the office of a professional, such as an architect, accountant, dentist, ~~doctor of medicine~~, lawyer, and the like, or in which a business conducts its administrative, financial or clerical operations, but not including any manufacturing or sale of goods or merchandise.

SERVICES – Establishments primarily engaged in providing assistance, as opposed to products, to individuals, business, industry, government and other enterprises

TRANSIENT -- A person staying at a place that does not constitute his or her home or usual dwelling unit for less than 30 days.

TRANSIENT ACCOMMODATIONS – a collective term to describe Bed & Breakfast, Hotels, Motels and Conference Centers

~~A. TA 1 Bed and breakfast accommodations in the private, year round residence of the host family who live on the premises (one to three rooms; maximum six guests). Breakfast is the only meal provided.~~

~~B. TA 2 A building or buildings where for compensation lodging is provided (four to 25 rooms). No meals are served.~~

~~C. TA 3 An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging is provided (four to 10 rooms). TA 3 is permitted in districts where it is felt that lodging for transients is necessary to preserve or maintain many of Bar Harbor's residential structures: [Amended 11-5-1991; 11-2-2004]~~

~~(1) No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;~~

~~(2) There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts; and~~

~~(3) Breakfast is the only meal provided.~~

~~D. TA 4 An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging is provided (11 to 25 rooms). TA 4 is permitted in districts where it is felt that lodging for transients is necessary to preserve or~~

maintain many of Bar Harbor's residential structures: [~~Amended 11-5-1991; 11-2-2004~~]

- (1) ~~No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;~~
- (2) ~~There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts; and~~
- (3) ~~Breakfast is the only meal provided.~~
- E. ~~TA 5 A building or buildings where for compensation lodging and one or more meals for guests only are provided (four to 25 rooms). [~~Amended 5-6-2002~~]~~
- F. ~~TA 6 An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging and meals for guests only are provided (four to 25 rooms). TA 6 is permitted in districts where it is felt that lodging for transients is necessary to preserve or maintain many of Bar Harbor's residential structures: [~~Amended 11-5-1991; 11-2-2004~~]~~
- (1) ~~No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;~~
- (2) ~~There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts.~~
- G. ~~TA 7 A building or buildings where for compensation lodging and meals are provided (four to 25 rooms). Accessory uses subject to site plan review include restaurant, gift shop and the like.~~
- H. ~~TA 8 A building or buildings where for compensation lodging and meals are provided (25 or more rooms). Accessory uses subject to site plan review include restaurant, cocktail lounge, gift shop, conference room, recreational facilities, such as swimming pool, game courts, and recreational rooms, and the like.~~

**MAP AMENDMENT**

*Assign the Town Hill Village District to the following Property Tax Map and Lot numbers pursuant the Proposed Zoning Changes map created on February 2, 2010:*

Map-Lot	Map-Lot	Map-Lot	Map-Lot
227-031-000	227-033-000	227-092-000	227-018-001
227-030-000	227-036-000	227-091-000	227-019-000
227-029-000	227-035-000	227-016-000	227-087-000
227-010-000	227-044-000	227-017-000	227-086-000
227-009-000	227-043-000	227-018-004	227-085-000
227-011-000	227-042-000	227-018-003	227-084-000

Map-Lot	Map-Lot	Map-Lot	Map-Lot
227-015-000	227-060-000	227-090-000	227-083-000
227-012-000	227-061-000	227-089-000	227-032-000
227-013-000	227-041-000	227-088-000	227-040-000
227-020-000			

*Copy of the Town Hill Village District Mini Plan, Map, and Table of Uses on file in the Town Clerk's office. Also, viewable on the Town's website at: [www.barharbormaine.gov](http://www.barharbormaine.gov), [www.barharbormaine.gov](http://www.barharbormaine.gov) – Departments – Planning Department – Current Zoning Projects: LUO Proposed Amendments for June Town Meeting – Town Hill Mini Plan Revised <http://www.barharbormaine.gov/xhtml/124/Permalink/489/>*

**Explanation:** *This article proposes changes to the Land Use Ordinance and the Comprehensive Plan which affect Town Hill. The changes to both documents are being presented in the same articles so that the provisions of both documents will remain compatible, as required by state statute. If adopted, this article will also amend various definitions in the Land Use Ordinance*

**Recommendations:**

*The five member Planning Board recommends rejection, by a vote of 4 to 0.  
 The 22 member Warrant Committee recommends rejection, by a vote of 11 to 7.  
 The seven member Council, pursuant to the Town Charter §C-5(2)(e), recommends adoption of the Town Hill Village District Mini Plan, by a vote of 5 to 2.*

**Article 8 – LAND USE ORDINANCE AMENDMENT - Village Historic District and Official Zoning Map** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for Village Historic District and revise the Official Zoning District Map” be enacted?

**Village Historic District**

**An amendment to adopt standards for the Village Historic District and revise the Official Zoning District Map.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

**Chapter 125 , LAND USE ORDINANCE**

**ARTICLE II Establishment of Districts**

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**§125-12. Neighborhood districts. [Amended 11-5-1991; 5-1-1995]**

For the purposes of this chapter, all land and water areas in the Town of Bar Harbor are hereby divided into the following districts:

Village Historic ~~Bar Harbor Historic~~

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**§ 125-18 Village Historic**

**A. Purpose**

The Village Historic District consists of mostly single family homes and historically significant estates. New development, re-development, and infill development shall respect and reflect the following standards to assure that the design and use of properties within this district are compatible to any nearby properties.

**B. Dimensional Standards**

1. Minimum lot size: 40,000 square feet.
2. Minimum road frontage and lot width: 100 feet.
3. Minimum front setback: 30 feet.
4. Minimum side setback: 25 feet.
5. Minimum rear setback: 25 feet.
6. Maximum lot coverage: 25%.
7. Maximum height: 40 feet.
8. Minimum area per family: 40,000 square feet.

**~~§ 125-18. Bar Harbor Historic.~~**

- ~~A. Minimum lot size: 40,000 square feet.~~
- ~~B. Minimum road frontage and lot width: 100 [feet].~~
- ~~C. Minimum front setback: 25 [feet].~~
- ~~D. Minimum side setback: 25 [feet].~~
- ~~E. Minimum rear setback: 25 [feet].~~
- ~~F. Maximum lot coverage: 35%.~~
- ~~G. Maximum height: 40 [feet].~~
- ~~H. Minimum area per family: 40,000 square feet. [Amended 6-13-2006-EN]~~

**C. Allowed Uses**

1. Principal uses allowed by building permit or a change of use permit with the Code Enforcement Officer: Accessory dwelling unit; home occupation;

public or private park with minimal structural development; vacation rental on homestead exemption property; and single family dwelling.

- 2. Accessory Uses that are usual and normal to principal use are allowed unless otherwise prohibited. These allowances are subject to review by the Code Enforcement Officer.
- 3. Uses allowed by site plan review: Bed and Breakfast I and private clubs, provided the location is in a building constructed before June 8, 2010 for properties with lot frontage or access on West Street only; eleemosynary except for properties with lot frontage or access on Harbor Lane and Eden Street; pier, dock, wharf, or breakwater; noncommercial greenhouse; road construction.

D. Allowed Activities:

- 1. Activities allowed without a permit, provided it complies with all provisions of the Section 125: activities necessary for managing/protecting land; filling/earth moving activity less than 10 cubic yards; forest management activities except timber harvesting; non-intensive recreation uses not requiring structures; public utility installation/essential services.
- 2. Activities allowed by building permit and require approval of the Code Enforcement Officer: driveway construction; filling/earth moving activity 10 cubic yards or more.

E. Other Requirements:

- 1. All changes to facades and signs shall require Design Review Board approval.
- 2. Parking for Bed and Breakfast I shall be shielded from the view of neighboring properties located to the side and rear of the property where the Bed and Breakfast is located. Shielding shall consist of vegetative screening.
- 3. Accessory structures and uses shall be located in the side or rear yard of the property.

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**ARTICLE V Site Plan Review**

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**§125-67. General review standards.**

B. Lot standards. Except as modified by the provisions for planned unit developments set forth in § 125-69M and S, as applicable, any proposed structure or lot must comply with the lot size, area per family, road frontage, lot width, and front, side and rear setback requirements, as determined by reference to Article III for each district in which it is proposed subject to the following: [Amended 5-7-1991; 11-5-1991; 5-1-1995; 5-6-1996; 11-2-1999; 11-4-2003; 5-3-2004; 11-2-2004; 5-2-2005; 6-13-2006<sup>EN</sup>]

- (1) Any yard adjacent to a street shall be considered a front yard.
- (2) Front setback distances shall be measured from the center line of the traveled way in all districts except the Village Historic Bar Harbor Historic, Bar Harbor Historic Corridor, Bar Harbor Residential, Downtown Business, Downtown Residential, Hulls Cove Business, and Shoreland General Development I Districts where setback distances shall be measured from the edge of the lot line.

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D. Parking requirements. Any site plan for an activity that can be expected to generate vehicular traffic shall provide for off-street parking in accordance with the following:

(3) The following minimum off-street parking shall be provided and maintained in the case of new construction, alterations or changes of use which would increase the parking demand according to the standards set forth below, or any increase in the area used which increases the number of persons using the premises. In the event of such construction, alterations, change or increase, the entire premises or use, and not just that portion constructed, altered, changed or increased, shall become subject to the following requirements.

- (b) Transient accommodations:
  - [1] ~~TA-1~~ Bed and Breakfast I and TA-3: one parking space plus one parking space for each guest room.

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BB. Signs and advertising. All site plans shall demonstrate that all signs related to the proposed development will comply with the following standards, to which all signs located within the Town of Bar Harbor are subject, regardless of the need for site plan approval. In addition, activities located within the Design Review Overlay District that require a certificate of appropriateness pursuant to Article XIII, Design Review, are subject to additional requirements set forth in the standards of Article XIII. [Amended 11-5-1991; 11-2-1999; 11-4-2003; 6-13-2006; 11-7-2006; 11-6-2007; 6-9-2009]

(6) Signs subject to the review by the Design Review Board for a certificate of appropriateness.

- (a) Building permits required.

[1] All signs listed below are required to receive a certificate of

appropriateness from the Design Review Board prior to receiving a building permit if they are located within the following districts:

- [a] Village Historic ~~Bar Harbor Historic~~.

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**§125-69. Standards for particular uses, structures or activities.**

Notwithstanding and in addition to any other provision of this chapter, before granting site plan approval for any land use activity described in this section, the Planning Board must find that the proposed plan will comply with such of the following standards as are applicable:

F. Manufactured housing.

- (1) It is the policy of the Town of Bar Harbor to allow manufactured housing on individual, undeveloped lots in a variety of locations so as to offer a viable housing option for the citizens of Bar Harbor. Such housing shall be subject to the same requirements as single-family dwellings except as provided in this Subsection F. Mobile homes are prohibited in the Downtown Business, Downtown Residential, Village Historic ~~Bar Harbor Historic~~, and Shoreland General Development Districts. [Amended 11-5-1991]

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**ARTICLE XII Construction and Definitions**

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**§ 125-109 Definitions**

BED & BREAKFAST, I – Overnight accommodations and a morning meal in an owner-occupied dwelling unit constructed before June 8, 2010, provided to transients for compensation. Breakfast is included in the room rate.

- A. ~~TA 1 Bed and breakfast accommodations in the private, year round residence of the host family who live on the premises (one to three rooms; maximum six guests). Breakfast is the only meal provided.~~

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**ARTICLE XIII Design Review**

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**§125-112. Applicability of design review.**

- A. Design Review Overlay Districts. [Amended 11-4-2003; 11-2-2004; 6-9-2009; 11-3-2009]

- (1) The provisions of this article shall apply only within the geographic limits of the following Design Review Overlay District, hereinafter called the "district."
- (2) Boundaries of the Design Review Overlay District. The district shall include the following neighborhood districts as shown on the Official Neighborhood Districts Map of Bar Harbor: the Downtown Business District; the Shoreland General Development I District; the Village Historic District ~~Bar Harbor Historic District~~; the Bar Harbor Historic Corridor District (excluding those corridor districts on Route 3 that are within the area of the Town shown on Tax Map 11D); and the Town Hill Business District. The district is depicted on the map titled "Design Review Overlay District of the Town of Bar Harbor, Maine." The district also includes individual properties with the following uses, regardless of their district location: Bed and Breakfast I ~~TA-1~~, TA-3, TA-4, and TA-6.
- (3) The District also includes the districts and area included in the Sign Ordinance, §125-67BB.

B. Activities subject to design review. Any of the following activities shall be undertaken within the designated district only after a certificate of appropriateness has been issued by the Code Enforcement Officer of the Town of Bar Harbor after review and approval by the Review Board: [Amended 11-4-2003; 5-3-2004; 11-2-2004]

- (1) The demolition, in whole or in part, of a building or structure classified as historic as denoted in Appendix A and/or B or is a Bed and Breakfast I ~~TA-1~~, TA-3, -4 or -6, respectively; [Amended 11-4-2003]
- (2) The moving or relocation of a building, sign or structure classified as historic as denoted in Appendix A and/or B or is a Bed and Breakfast I ~~TA-1~~, -3, -4 or -6, respectively; [Amended 11-4-2003]
- (3) Any material change, other than routine maintenance and repair and minor renovations as outlined in Subsection C, in the exterior appearance of an existing building, sign, fence, or structure classified as historic as denoted in Appendix A and/or B or is a Bed and Breakfast I ~~TA-1~~, TA-3, -4 or -6, respectively, including additions, reconstruction, alterations, or maintenance involving a change in the exterior color or materials; [Amended 11-4-2003]

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*Appendix C Amendments as filed in the Town Clerk's office.*

**MAP AMENDMENT**

*Assign the Village Historic District to the following Property Tax Map and Lot numbers pursuant the Proposed Zoning Changes map created on:*

Map-Lot	Map-Lot	Map-Lot	Map-Lot
106-055-001	104-017-000	105-041-000	111-008-000
103-012-000	104-036-000	105-042-000	111-012-000
103-014-000	104-037-000	105-085-000	111-013-000
103-021-000	104-038-000	105-086-000	111-016-000
103-016-000	104-039-000	105-084-000	111-022-000
103-015-000	104-040-000	108-016-000	111-018-000
103-017-000	104-041-000	108-015-000	111-017-000
103-019-000	104-068-000	108-017-000	111-019-000
103-025-000	104-069-000	108-021-000	111-020-000
103-026-000	104-070-000	108-018-000	111-022-001
103-023-000	104-009-000	108-019-000	111-021-000
103-024-000	104-007-000	108-020-000	111-023-001
104-032-000	104-006-000	108-062-000	111-023-002
104-033-000	102-001-000	108-063-000	111-027-000
104-014-000	104-005-000	108-064-000	111-026-000
104-013-000	104-004-000	108-066-000	111-025-000
104-015-000	104-003-000	111-006-000	115-022-001
104-016-000	104-002-000	108-065-000	115-022-000
104-018-000	104-001-000	111-007-000	

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**Explanation:** Adoption of this amendment would replace the existing Bar Harbor Historic District.

**Recommendations:**

The five member Planning Board recommends adoption, by a vote of 4 to 0.

The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

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## Warrant Article

**Article 9 - LAND USE ORDINANCE AND MAP AMENDMENT – Village Residential District and Official Zoning Map Amendment** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for Village Residential District and revise the Official Zoning District Map” be enacted?

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### Village Residential District

#### **An amendment to adopt standards for the Village Residential District and revise the Official Zoning District Map.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

## **Chapter 125 , LAND USE ORDINANCE**

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### **ARTICLE II Establishment of Districts**

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**§125-12. Neighborhood districts. [Amended 11-5-1991; 5-1-1995]**

For the purposes of this chapter, all land and water areas in the Town of Bar Harbor are hereby divided into the following districts:

Village Residential

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Section 125-20 Village Residential

A. Purpose

The Village Residential District encompasses the well-established residential neighborhoods that surround the traditional downtown area of Bar Harbor. It consists mostly of single family homes, but also includes condominium and multi-family type uses. New development, re-development and infill development shall respect and reflect standards to assure that the uses are compatible to any nearby properties.

B. Dimensional Standards

1. Minimum lot size: 10,000 square feet with sewer, and 40,000 square feet without sewer.
2. Minimum road frontage and lot width: 100 feet.
3. Minimum front setback for structures: 20 feet.

4. Minimum side setback for principal structures: 10 feet.
5. Minimum side setback for accessory, nonresidential structures: 5 feet.
6. Minimum rear setback for principal structures: 10 feet.
7. Minimum rear setback for accessory, nonresidential structures: 5 feet.
8. Maximum lot coverage: 25%.
9. Maximum height: 40 feet.
10. Minimum area per family: 10,000 square feet with sewers; or 20,000 square feet without sewers.

C. Allowed Uses

1. Principal uses allowed by building permit or a change of use permit with the Code Enforcement Officer: government facility/use with lot frontage on Route 3 or Eagle Lake Road; home occupation; municipal school; municipal use; public or private park; single and two-family dwelling; vacation rental on homestead exemption property.
2. Accessory Uses that are usual and normal to a principal use are allowed. These allowances are subject to review by the Code Enforcement Officer.
3. Uses allowed by site plan review: Multifamily I; wireless communication; nursing/convalescent home in building constructed before June 8, 2010, road construction.
  - a. The following uses are permitted by site plan review for lots with frontage on Route 3 or 233: professional office building; medical clinic; undertaking establishment; family child care; child care center; art gallery, museum; private school; veterinary hospital or clinic.
4. Uses allowed by PUD: Multifamily II.

D. Allowed Activities:

1. Activities allowed without a permit, provided it complies with all provisions of the Section 125: activities necessary for managing/protecting land; filling/earth moving activity less than 10 cubic yards; forest management activities except timber harvesting; non-intensive recreation uses not requiring structures; public utility installation/essential services.
2. Activities allowed by building permit and which require approval of the Code Enforcement Officer: driveway construction; filling/earth moving

activity 10 cubic yards or more; noncommercial greenhouse; and wind turbine.

E. Other Requirements:

1. Accessory structures shall be located in the side and rear yard of the property.

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**ARTICLE V Site Plan Review**

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**§125-67. General review standards.**

- B. Lot standards. Except as modified by the provisions for planned unit developments set forth in § 125-69M and S, as applicable, any proposed structure or lot must comply with the lot size, area per family, road frontage, lot width, and front, side and rear setback requirements, as determined by reference to Article III for each district in which it is proposed subject to the following: [Amended 5-7-1991; 11-5-1991; 5-1-1995; 5-6-1996; 11-2-1999; 11-4-2003; 5-3-2004; 11-2-2004; 5-2-2005; 6-13-2006<sup>#</sup> ~~EN~~] †
  - (2) Front setback distances shall be measured from the center line of the traveled way in all districts except the Bar Harbor Historic, Bar Harbor Historic Corridor, Bar Harbor Residential, Downtown Business, Downtown Residential, Hulls Cove Business, Village Residential and Shoreland General Development I Districts where setback distances shall be measured from the edge of the lot line.

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**§125-67(D)(3)**

- D. Parking requirements. Any site plan for an activity that can be expected to generate vehicular traffic shall provide for off-street parking in accordance with the following requirements. Parking requirements may be reduced, as determined by the Planning Board, when at least five percent of the required parking spaces are designated for low-emitting and fuel-efficient vehicles, carpools or vanpools or any combination thereof, and are marked as such.
  - (3) The following minimum off-street parking shall be provided and maintained in the case of new construction, alterations or changes of use which would increase the parking demand according to the standards set forth below, or any increase in the area used which increases the number of persons using the premises. In the event of such construction, alterations, change or increase, the entire premises or use,

and not just that portion constructed, altered, changed or increased, shall become subject to the following requirements.

(p) Museum and Art Gallery: one parking space per each two employees.  
[Added 11-4-1997]

(v) Medical Clinic: four parking spaces per 1,000 square feet of gross leasable area, plus a designated loading zone for ambulance and bus drop off and pick up.

(w) Nursing/Convalescent Home: one parking space per employee on the largest work shift plus a designated loading zone for ambulance and bus drop off and pick up.

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**§125-69. Standards for particular uses, structures, or activities**

M. Planned Unit Development - Outlying Area (PUD-O). [Amended 6-13-2006<sup>EN</sup>] ]

(2) District and authority.

(a) The Planned Unit Development-Outlying Area is an overlay option to zoning in existing neighborhood districts. The districts in which the PUD-O overlay is permitted are Bar Harbor Residential and Village Residential in those areas not served by the Town sewer system; Hulls Cove Rural in those areas not served by the Town sewer system; Emery; Indian Point Residential; Indian Point Rural; McFarland Hill Residential; McFarland Hill Rural; Town Hill Corridor; Town Hill Residential; Town Hill Rural; Otter Creek; Salisbury Cove Corridor; Salisbury Cove Residential; and Salisbury Cove Rural. Properties in the above-noted neighborhood districts with a portion of land in the Shoreland Residential, Resource Protection and Stream Protection Neighborhood Districts may apply for a PUD-O; however these properties must still meet shoreland standards contained in §125-68.

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S. Planned Unit Development - Village (PUD-V). [Added 6-13-2006[Amended 6-13-2006]

(2) District and authority.

(a) The Planned Unit Development-Village is an overlay option to zoning in existing neighborhood districts. The districts in which the PUD-V overlay is permitted are Downtown Business I and II; Downtown Residential; Bar Harbor Residential, and Village Residential where served by the Town sewer

system; and Hulls Cove Business, where served by the Town sewer system. Properties in the above-noted neighborhood districts with a portion of land in the Shoreland Residential, Shoreland Commercial I and II, Resource Protection and Stream Protection Neighborhood Districts may apply for a PUD-V; however, these properties must still meet shoreland standards contained in § 125-68.

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**ARTICLE XII Construction and Definitions**

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**§ 125-109 Definitions**

CHILD CARE FACILITY – A licensed child care center, family child care or nursery school.

CHILD CARE, CENTER – a building for providing licensed care and protection for 3 or more children under 13 years of age.

CHILD CARE, FAMILY – Licensed care and protection that is provided in a dwelling unit on a regular basis, for 3 to 12 children under 13 years of age who are not the children of the provider or who are not residing in the provider's home. If a provider is caring for children living in that provider's home and is caring for no more than 2 other children, then the use is customary to a dwelling unit and is not regulated herein.

ART GALLERY – A retail establishment primarily engaged in the sale of drawings, photography, paintings, sculpture and the like to customers for their own individual or household use.

GOVERNMENT FACILITY/USE - A governmental or public service use for the general benefit of the citizens funded in whole or in part by the state, federal government, Town of Bar Harbor or a quasi-public organization, including, by way of illustration and without limitation ~~municipal buildings, schools,~~ public parks and recreational facilities, and state and federal buildings-visitor information offices.

MUNICIPAL FACILITIES-USE – Buildings or land which is owned by the Town of Bar Harbor and operated under its supervision.

MUSEUM – A nonprofit institution operated principally for the purpose of preserving and exhibiting objects of historical, cultural, scientific or artistic interest and which may also engage in retail sales of items related to its principal purpose. Restaurants as an accessory use are permitted only in the in the Downtown Business and Salisbury Cove Corridor districts.

PROFESSIONAL OFFICE BUILDING - A building in which there is located the office of a professional, such as an architect, accountant, dentist, ~~doctor of medicine~~, lawyer, and the like, or in which a business conducts its administrative, financial or clerical operations, but not including any manufacturing or sale of goods or merchandise.

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**MAP AMENDMENT**

*Assign the Village Residential District to the following Property Tax Map and Lot numbers pursuant the Proposed Zoning Changes map created on:*

Map-Lot	Map-Lot	Map-Lot	Map-Lot
101-016-000	103-006-000	103-088-000	106-027-000
101-029-000	103-033-000	103-049-000	106-041-000
101-017-000	103-040-000	103-045-000	106-026-000
101-030-000	103-052-000	103-097-000	106-044-000
101-018-000	103-039-000	103-060-000	106-006-000
101-028-000	103-034-000	103-061-000	106-046-000
103-001-000	103-038-000	103-048-000	106-052-000
103-031-000	103-072-000	103-065-000	106-019-000
103-086-000	103-093-000	103-089-000	106-018-000
103-047-000	103-076-000	103-067-000	106-010-000
103-056-000	103-082-000	103-069-000	106-009-000
106-022-000	103-094-000	103-087-000	106-017-000
106-021-000	103-084-000	103-068-000	106-008-000
106-045-000	104-408-000	104-406-000	106-016-000
103-002-000	103-090-000	103-096-000	106-031-000
103-085-000	106-029-000	103-046-000	106-011-000
106-023-000	103-053-000	103-055-000	106-032-000
106-005-000	104-405-000	106-054-000	106-015-000
106-043-000	103-042-000	106-002-000	106-037-000
106-042-000	103-037-000	103-078-000	106-033-000

Map-Lot	Map-Lot	Map-Lot	Map-Lot
103-004-000	103-050-000	106-053-000	106-014-000
103-005-000	103-036-000	106-001-000	106-012-000
103-028-000	230-001-002	106-025-000	106-036-000
103-051-000	103-041-000	106-024-000	106-013-000
103-032-000	103-044-000	106-004-000	106-035-000
103-043-000	103-066-000	106-028-000	103-007-000
103-035-000	103-057-000	106-040-000	103-062-000
103-080-000	103-098-000	106-038-000	104-409-000
103-092-000	103-059-000	103-029-000	103-100-000
104-407-000	106-039-000	106-007-000	106-050-000
103-064-000	103-063-000	106-034-000	106-048-000
104-410-000	103-091-000	101-015-000	106-049-000
103-095-000	103-058-000	106-020-001	106-047-000
103-077-000	106-003-000	106-020-000	103-006-001

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~~Editor's Note: This ordinance also provided that it shall apply retroactively to all proceedings, applications and/or petitions pending on or commenced after 9-6-2005, notwithstanding the provisions of 1 M.R.S.A. § 302.~~

**Explanation:** Adoption of this district would partially replace an area which is currently designated as Bar Harbor Residential.

**Recommendations:**

The five member Planning Board recommends adoption, by a vote of 4 to 0.

The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

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**Article 10 – LAND USE ORDINANCE AMENDMENT - Shoreland Standards –**  
 Shall an Ordinance dated February 2, 2010 and entitled “An amendment to update the standards for Shoreland Districts” be enacted?

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*Full text of Ordinance Amendment and Table of Uses on file in the Town clerk's office.  
 Also, viewable on the Town's website: [www.barharbormaine.gov](http://www.barharbormaine.gov) – Departments  
 – Planning Department – Current Zoning Projects: LUO Proposed Amendments  
 for June Town Meeting -  
<http://www.barharbormaine.gov/xhtml/124/Permalink/489/>*

**Explanation:** *This amendment would bring the Land Use Ordinance into complete compliance with State Department of Environmental Protection regulation and eliminate several internal inconsistencies which currently exist.*

**Recommendations:**

*The five member Planning Board recommends adoption, by a vote of 4 to 0.  
 The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.*

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**Article 11 - LAND USE ORDINANCE AMENDMENT – Historically and locally significant properties** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise Appendix A and B – List of Historically Significant Properties” be enacted?

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**Appendix A and Appendix B: List of Historically Significant Properties**

**An amendment to revise Appendix A and Appendix B – List of Historically Significant Properties.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

**Chapter 125 , LAND USE ORDINANCE**

**Appendix A  
 Historic Properties in Design Review Overlay District**

<b>Building</b>	<b>Map/Block/Lot Number</b>
Sherman's Bookstore - Main Street	<del>2-5-8</del> <u>104-528-000</u>
Morrison Building - Main Street	<del>2-5-11</del> <u>104-525-000</u>
Grant Building - Main Street	<del>2-5-14</del> <u>104-519-000</u>
Bar Harbor Banking & Trust - Main Street	<del>2-5-1</del> <u>104-531-000</u>
First National Bank - Main Street	<del>2-4-13A</del> <u>104-512-000</u>
Caleb's - 112 Main Street	<del>2-4-16</del> <u>104-509-000</u>
Ward Building - Main Street	<del>2-4-19</del> <u>104-507-000</u>
Domus Isle (formerly Willey's) - Main Street	<del>2-4-20</del> <u>104-504-000</u>
Butterfields - Main Street	<del>2-3-13</del> <u>104-497-000</u>
Old Town & Country Shop - Main Street	<del>2-3-11</del> <u>104-494-000</u>
Window Panes - Main Street	<del>2-3-10</del> <u>104-493-000</u>
Ivy Manor (Old Lynam Building) - Main Street	<del>2-3-1</del> <u>104-492-000</u>
Rose Olstead Building - Main Street	<del>2-2-44</del> <u>104-489-000</u>
Bar Harbor Seafood Building - Main Street	<del>2-2-31</del> <u>104-487-000</u>
Edgar Morang Residence - Main Street	<del>2-1-17</del> <u>108-005-000</u>
E.G. Jordan Building - Main Street	<del>2-1-18</del> <u>108-003-000</u>
Bar Harbor Water Co. - Main Street	<del>4-2-2</del> <u>108-068-000</u>
Bangor Hydro Building - Edgewood Street	<del>4-2-6</del> <u>107-219-000</u>
McKay Cottages - Main Street	<del>4-4-4</del> <u>104-481-000</u>
Old YMCA Building (Abbe Museum) - Mt. Desert Street	<del>4-6-8</del> <u>104-450-000</u>
Old Comfort Station - Firefly Lane	<del>3-2-16</del> <u>104-401-000</u>
Bar Harbor Fire Station - Firefly Lane	<del>3-2-16</del> <u>104-401-000</u>
Old Police Station - Rodick Street Parking Lot	<del>3-2-19</del> <u>104-392-000</u>
Bar Harbor Gift Shop - Main Street	<del>3-2-3</del> <u>104-387-000</u>
Lyford Woodard Building - Main Street	<del>3-2-4</del> <u>104-386-000</u>
Emery Block Building - Main Street	<del>3-2-5A</del> <u>104-383-000</u>
Block Building - corner of Main Street and Cottage Street	<del>3-2-6B</del> <u>104-375-000</u>
Galyn's - Main Street	<del>3-3-15A</del> <u>104-121-000</u>
Thankful Cottage - Billings Avenue (West Street) [ <b>Added 5-2-2005</b> ]	<del>3-4-11</del> <u>104-097-000</u>

<b>Building</b>	<b>Map/Block/Lot Number</b>
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Manor House Inn - West Street	<del>3-4-20</del> <u>104-070-000</u>
Old Bar Harbor Club - West Street	<del>3-5-7</del> <u>104-009-000</u>
Criterion Theater - Cottage Street	<del>3-3-23</del> <u>104-140-000</u>
Post Office - Cottage Street	<del>3-4-25</del> <u>104-112-000</u>
Dr. Norton's Office - Cottage Street	<del>3-4-30</del> <u>104-092-000</u>
Former Robert Hodgkins residence (Cottage on Cottage) – Cottage Street	<del>3-4-29-1</del> <u>104-061-000</u>
Municipal Building - Cottage Street	<del>3-7-23</del> <u>104-058-000</u>
Carrying Place (former Haraden residence) – Cottage Street	<del>3-9-27</del> <u>104-157-000</u>
Coplon Associates (former Everett Liscomb residence) – Cottage Street	<del>3-9-9</del> <u>104-181-000</u>
H.A. Brown Furniture - Cottage Street	<del>3-10-43</del> <u>104-244-000</u>
American Legion - Cottage Street	<del>3-10-14</del> <u>104-268-000</u>
Briarfield Inn (former Central House) - Cottage Street	<del>3-12-34</del> <u>104-326-000</u>
Rosalie's - Cottage Street	<del>3-12-10</del> <u>104-355-000</u>
Epicurean - Cottage Street	<del>3-2-23B</del> <u>104-373-000</u>
Brown's Studio - Cottage Street	<del>3-2-7</del> <u>104-374-000</u>
White Columns Inn - Mt. Desert Street	<del>3-10-61</del> <u>104-254-000</u>
Stonethrow - Mt. Desert Street	<del>3-10-60</del> <u>104-255-000</u>
Mira Monte Inn - Mt. Desert Street	<del>3-10-59</del> <u>104-238-000</u>
The Stratford House Inn - Mt. Desert Street	<del>3-11-1</del> <u>104-317-00</u>
Thornhedge Inn - Mt. Desert Street	<del>3-11-23</del> <u>104-297-000</u>
Holbrook House Inn - Mt Desert Street	<del>6-1-6A</del> <u>104-413-000</u>
Primrose - Mt. Desert Street	<del>3-10-57</del> <u>104-237-000</u>
The Kedge - West Street	<del>3-7-13</del> <u>104-041-000</u>
The Tides - West Street	<del>3-6-4</del> <u>104-005-000</u>

St. Savior’s Church (Mount Desert Street) [ <b>Added 11-4-2003</b> ]	<u>3-12-41 104-318-000</u>
Bar Harbor Congregational Church [ <b>Added 11-4-2003</b> ]	<u>3-1-2 104-342-000</u>
Holy Redeemer Roman Catholic Church [ <b>Added 11-4-2003</b> ]	<u>4-9-1 104-419-000</u>
Jesup Memorial Library [ <b>Added 11-4-2003</b> ]	<u>4-7-30 104-433-000</u>
<u>Sea Fox</u>	<u>101-009-000</u>
<u>Acadia Cottage</u>	<u>101-032-000</u>
<u>Witch Cliff</u>	<u>101-035-000</u>
<u>Villa Mary</u>	<u>103-012-000</u>
<u>Lot</u>	<u>103-014-000</u>
<u>Bagatelle (home and carriage house only)</u>	<u>103-015-000</u>
<u>Fenwold</u>	<u>103-016-000</u>
<u>Greencourt</u>	<u>103-021-000</u>
<u>Anchor Hold</u>	<u>103-022-000</u>
<u>Revene Cove</u>	<u>103-023-000</u>
<u>The Breezes</u>	<u>104-002-000</u>
<u>Greenlawn</u>	<u>104-003-000</u>
<u>Saltair</u>	<u>104-004-000</u>
<u>The Sunset</u>	<u>104-006-000</u>
<u>Westbridge</u>	<u>104-001-000</u>
<u>The Crossways</u>	<u>104-037-000</u>
<u>Westfield</u>	<u>104-038-000</u>
<u>Maisonette</u>	<u>104-039-000</u>
<u>Chantier</u>	<u>104-040-000</u>
<u>Petunia Cottage</u>	<u>104-068-000</u>
<u>Foster Cottage</u>	<u>104-069-000</u>

**Sign**

**Map/Block/Lot Number**

Criterion Theater Cottage Street (marquee only) [ <b>Added 11-4-2003</b> ]	<u>3-3-23 104-140-000</u>
First National Bank Main Street [ <b>Added 11-4-2003</b> ]	<u>2-4-13A 104-516-000</u>
Bar Harbor Banking and Trust [ <b>Added 11-4-2003</b> ]	<u>2-5-1 104-531-000</u>
West End Drug (stained glass sign) [ <b>Added 11-4-2003</b> ]	<u>3-2-4A 104-385-000</u>
	<u>3-2-5 104-384-000</u>

125 Attachment 5

**Appendix B  
Locally Significant Properties in  
Design Review Overlay District**

<b>Map/Block/Lot Number</b>	<b>Address Common Name</b>
<del>2-5-12</del> <u>104-521-000</u>	66 Main Street Ben & Bill's Chocolate Emporium
<del>3-2-4</del> <u>104-402-000</u>	119 Main Street Rupununi's (Old Mary Jane Building)
<del>3-5-4</del> <u>102-004-000</u>	1 West Street Harbor Place
<del>3-3-2 and 3-3-4</del> <u>104-131-000</u>	53 Main Street Bayside Landing/Testa's
<del>3-8-15</del> <u>104-024-000</u>	123 Cottage Street Porcupine Grill
<u>103-051-000</u>	<u>15 Highbrook Road</u>

**Explanation:** Adoption of this amendment would bring Appendix A and Appendix B into conformance with the Town's current map and lot number system. It would also add several properties located in the West Street and Eden Street/Harbor Lane National Historic Districts to the list of historically significant properties.

**Recommendations:**

The five member Planning Board recommends adoption, by a vote of 4 to 0.  
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

**Article 12 - LAND USE ORDINANCE AMENDMENT – Loading Zone Standards –**  
Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards Loading Zone” be enacted?

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## Standards for Loading Zone

An amendment to revise standards for Loading Zone.

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

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## Chapter 125 , LAND USE ORDINANCE

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### ARTICLE V Site Plan Review

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#### §125-67. General review standards.

F. Loading requirements. In connection with every building or group of buildings which is to be occupied by industrial, office, laboratory or commercial uses, or by uses involving distribution of material or merchandise by vehicles, there shall be provided and maintained off-street loading berths in accordance with the requirements set forth below.

(3) The following minimum off-street loading berths shall be provided and maintained in the case of new construction, alterations or changes of use which would increase the loading demand according to the standards set forth below, or any increase in the area used which increases such loading demand. In the event of such construction, alterations, change or increase, the entire premises or use, and not just that portion constructed, altered, changed or increased, shall become subject to the following requirements:

(c) Retail, commercial, planned commercial and industrial groups, wholesaling, manufacturing and industrial uses: one berth if between 5,000 and 29,999 ~~45,000~~ square feet of gross floor area; two berths if between 30,000 and 50,000; four berths if between 50,000 and 75,000; plus one additional berth for each additional 30,000 square feet of gross floor area.

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**Explanation:** Adoption of this amendment would clarify an existing gap in the ordinance.

#### **Recommendations:**

*The five member Planning Board recommends adoption, by a vote of 4 to 0.*

*The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.*

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**Article 13 - LAND USE ORDINANCE AMENDMENT– Shoreland General Development III** – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to create a new district entitled Shoreland General Development III with accompanying dimensional controls, allowed uses and Design Review Board authority, and a map amendment” be enacted?

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### Shoreland General Development III Standards

**An amendment to create a new district entitled Shoreland General Development III with accompanying dimensional controls, allowed uses and Design Review Board authority, and a map amendment.**

*The Town of Bar Harbor hereby ordains that Chapter 125 of the Town Code is amended as follows:*

[Please Note: Old language is ~~stricken~~. New language is underlined.]

**Chapter 125 , LAND USE ORDINANCE**

§125-49.1 Shoreland General Development III (Bar Harbor Corridor). [Amended 11-5-1996]

A. Purpose

The Shoreland General Development III district seeks to allow for corridor development that provides transient services and other commercial services along the town’s prominent entry corridor. Care in screening, landscaping, and building design should be taken to respect the National Scenic Byway (Eden Street) as well as a historic waterfront.

B. Dimensional Standards

- (1) Minimum lot size: 30,000 square feet with sewer; 60,000 square feet without sewer.
- (2) Minimum road frontage and lot width: 100 [feet] with sewers; 150 [feet] without sewers.
- (3) Minimum shore frontage: 150 [feet] for residential use or dwelling unit adjacent to tidal areas; 300 [feet] per governmental, institutional, commercial or industrial structure adjacent to nontidal area; 200 [feet] for each other use, dwelling unit or structure for all other uses or structures.
- (4) Minimum front setback: 100 [feet] from the center of Route 3, and 75 [feet] from the front lot line elsewhere.
- (5) Minimum side setback: 25 [feet].
- (6) Minimum rear setback: 25 [feet].
- (7) Maximum lot coverage: 25%.

- (8) Maximum height: 35 [feet].
- (9) Minimum area per family: 20,000 square feet on sewers; 40,000 SF without sewers.

C. Allowed Uses

- (1) Uses allowed by the issuance of a building permit: single and two-family dwellings; Municipal Buildings, Government Services; home occupation; public or private park; all vacation rentals; artist studio; gallery; museum; child care facilities
- (2) Uses allowed by site plan review: all Transient Accommodations; Ferry Terminals; Restaurants; Commercial fishing piers and boatyards; Marinas; other Piers, docks and use projecting in the water; multi-family dwelling I and II; nursing/convalescent home or congregate housing; wind turbines; professional office; transportation facility; services

D. Allowed Activities:

- (1) Activities allowed without a permit, provided it complies with all provisions of the Section 125: activities necessary for managing/protecting land; filling/earth moving activity less than 10 cubic yards; forest management activities except timber harvesting; non-intensive recreation uses not requiring structures; public utility installation.
- (2) Activities allowed by building permit and require approval of the Code Enforcement Officer: driveway construction; road construction (after subdivision approval is received); filling/earth moving activity 10 cubic yards or more; essential services.

E. Other requirements

- (1) All activities are subject to the regulations set forth in 125-68 Shoreland Standards.
- (2) All changes to facades and signs require Design Review Board approval.
- (3) Parking requirements shall follow the requirements found in Section 125-67.D

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**ARTICLE XII Construction and Definitions**

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**§ 125-109 Definitions**

ARTIST STUDIO – An art profession home occupation for gain and support which is conducted entirely within a residential dwelling unit or structure accessory to the dwelling unit. Retail sales of products made on the premises are allowed in residential

districts; accessory retail of products made on the premises and other products are allowed in commercial and corridor districts.

BED and BREAKFAST I – Overnight accommodations and a morning meal in an owner-occupied dwelling unit constructed before June 8, 2010, provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST II – Overnight accommodations and a morning meal in a dwelling unit occupied by the owner/innkeeper or a designated employee constructed before June 8, 2010, provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST III – Overnight accommodations and a morning meal in a dwelling unit occupied by the owner/innkeeper or a designated employee provided to transients for compensation. Breakfast is included in the room rate.

BED and BREAKFAST IV – Overnight accommodations, a morning meal, and additional meals in a dwelling unit occupied by the owner/innkeeper or a designated employee constructed before June 8, 2010, provided to transients for compensation. Breakfast is included in the room rate. The meals may be open to the public.

BED and BREAKFAST V – Overnight accommodations, a morning meal, and additional meals in a dwelling unit occupied by the owner/innkeeper or a designated employee provided to transients for compensation. Breakfast is included in the room rate. The meals may be open to the public.

CABINS - free-standing dwelling units or cottages on a parcel; said units are subject to seasonal closure

CHILD CARE CENTER - A building for providing care and protection for 3 or more children under 13 years of age.

CONFERENCE CENTER – a facility used for conferences and seminars, with accommodations for sleeping, food preparation and eating, recreation, entertainment, resource facilities, meeting rooms, fitness and health center, and retail stores and services primarily for conference center guests.

FAMILY CHILD CARE - Care and protection that is provided in a dwelling unit on a regular basis, for 3 to 12 children under 13 years of age who are not the children of the provider or who are not residing in the provider's dwelling. If a provider is caring for children living in that provider's home and is caring for no more than 2 other children, then the use is customary to a dwelling unit and is not regulated herein.

GALLERY – A retail establishment primarily engaged in the sale of drawings, photography, paintings, sculpture and the like to customers for their own individual or household use. Accessory uses may include restaurant.

GROCERY STORE— A small neighborhood establishment retailing food and related commodities, as distinguished from a supermarket.

HOME OCCUPATION -- A business, trade, arts, occupation or profession conducted for gain and support which is customarily carried on entirely within a residential dwelling unit or structure accessory to the dwelling unit which is clearly accessory and incidental to and compatible with the surrounding residential uses.

HOTEL- A facility offering transient lodging accommodations for transients and which may include additional accessory facilities and services available to the general public, as well as a conference center.

MEDICAL CLINIC -- An office building used by members of the medical professions for the diagnosis and outpatient treatment of human ailments; doctor's offices are included in this definition.

MOTEL – A facility providing sleeping accommodations for transients with additional accessory facilities and services available to transients at the motel only.

PROFESSIONAL OFFICE BUILDING -- A building in which there is located the office of a professional, such as an architect, accountant, dentist, ~~doctor of medicine~~, lawyer, and the like, or in which a business conducts its administrative, financial or clerical operations, but not including any manufacturing or sale of goods or merchandise.

SERVICES – Establishments primarily engaged in providing assistance, as opposed to products, to individuals, business, industry, government and other enterprises

TRANSIENT ACCOMMODATIONS – a collective term to describe Bed & Breakfast, Motels, Hotels, Conference Centers, and Cabins

- A. TA 1— Bed and breakfast accommodations in the private, year-round residence of the host family who live on the premises (one to three rooms; maximum six guests). Breakfast is the only meal provided.
  - B. TA 2— A building or buildings where for compensation lodging is provided (four to 25 rooms). No meals are served.
  - C. TA 3— An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging is provided (four to 10 rooms). TA 3 is permitted in districts where it is felt that lodging for transients is necessary to preserve or maintain many of Bar Harbor's residential structures: [Amended 11-5-1991; 11-2-2004]
- (1) No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;

- (2) ~~There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts; and~~
- (3) ~~Breakfast is the only meal provided.~~
- D. ~~TA 4. An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging is provided (11 to 25 rooms). TA 4 is permitted in districts where it is felt that lodging for transients is necessary to preserve or maintain many of Bar Harbor's residential structures: [Amended 11-5-1991; 11-2-2004]~~
  - (1) ~~No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;~~
  - (2) ~~There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts; and~~
  - (3) ~~Breakfast is the only meal provided.~~
- E. ~~TA 5. A building or buildings where for compensation lodging and one or more meals for guests only are provided (four to 25 rooms). [Amended 5-6-2002]~~
- F. ~~TA 6. An existing building, constructed and completed prior to June 10, 1986, where for compensation lodging and meals for guests only are provided (four to 25 rooms). TA 6 is permitted in districts where it is felt that lodging for transients is necessary to preserve or maintain many of Bar Harbor's residential structures: [Amended 11-5-1991; 11-2-2004]~~
  - (1) ~~No building shall be expanded in floor area or volume by more than 10% over the lifetime of the building;~~
  - (2) ~~There shall not be constructed any exterior stairway or fire escape enclosed or otherwise above the ground floor visible from the street on which the building fronts.~~
- G. ~~TA 7. A building or buildings where for compensation lodging and meals are provided (four to 25 rooms). Accessory uses subject to site plan review include restaurant, gift shop and the like.~~
- H. ~~TA 8. A building or buildings where for compensation lodging and meals are provided (25 or more rooms). Accessory uses subject to site plan review include restaurant, cocktail lounge, gift shop, conference room, recreational facilities, such as swimming pool, game courts, and recreational rooms, and the like.~~

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ARTICLE XIII, Design Review [Added 11-2-1999]

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§125-112. Applicability of design review.

- A. Design Review Overlay Districts. [Amended 11-4-2003; 11-2-2004; 6-9-2009; 11-3-2009]

- (1) The provisions of this article shall apply only within the geographic limits of the following Design Review Overlay District, hereinafter called the "district."
- (2) Boundaries of the Design Review Overlay District. The district shall include the following neighborhood districts as shown on the Official Neighborhood Districts Map of Bar Harbor: the Downtown Business District; the Shoreland General Development I and III Districts; the Bar Harbor Historic District; Bar Harbor Corridor; the Bar Harbor Historic Corridor District (~~excluding those corridor districts on Route 3 that are within the area of the Town shown on Tax Map 11D~~); and the Town Hill Business District. \*\*\*

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C. Activities not subject to design review. The following activities are not subject to design review:

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- (6) Municipal or government facilities; Ferry Terminals

**MAP AMENDMENT**

Measured from the normal high-water line 250 [feet] is the Shoreland General Development III district on the following properties:

Map 101 Lot 1

Map 101 Lot 2

Map 101 Lot 3

Map 101 Lot 4

Map 231 Lot 1

Map 231 Lot 2

Map 231 Lot 3

Map 231 Lot 4



***Explanation:*** This amendment introduces a new shoreland general district for the area from College of the Atlantic to and including the property known as Sonogee Rehabilitation and Living Center.

***Recommendations:***

*The five member Planning Board recommendation to adopt, failed by a tied vote of 2 to 2.*

*The 22 member Warrant Committee recommends adoption, by a vote of 14 to 5.*



**Article 14 – NORTHEAST CREEK** – To see if the Town of Bar Harbor will adopt the following vote to assist with the financing of Northeast Creek, a project of the Bar Harbor Housing Authority:

1. That a sum not to exceed \$1,000,000 is hereby appropriated for the purpose of assisting the Bar Harbor Housing Authority with the costs of its Northeast Creek housing project, on terms deemed appropriate by the Council; and
2. That the Treasurer and Chair of the Town Council, acting pursuant to the provisions of 30-A M.R.S.A. Section 5772, are hereby authorized to issue general obligation securities of the Town of Bar Harbor (with or without call provisions and with or without premium, and including temporary notes in anticipation of the sale thereof) in an aggregate principal amount not to exceed One Million dollars (\$1,000,000.00); and
3. That the discretion to fix the date(s), maturity(ies), interest rate(s), denominations(s), place(s) of payment, form and other details of said securities, including execution and delivery of said securities on behalf of the Town of Bar Harbor, and to provide for the sale thereof, is hereby delegated to the Treasurer and Chair of the Town Council; and
4. That the Town raise and appropriate the additional sum of \$90,756 for the Municipal Budget for FY11 (7/1/10 to 6/30/11) for debt service for Northeast Creek.
5. That the \$1,000,000.00 in bonding authority granted by Article 5 of the Town Meeting held on June 5, 2007 is hereby repealed.

**FINANCIAL STATEMENT**

As of June 1, 2010

**1. Total Town Indebtedness**

A. Bonds outstanding and unpaid	\$ 9,263,740
B. Bonds authorized and unissued	\$ 5,140,947
C. Bonds to be issued if this article is approved:	\$ 1,000,000

**2. Costs**

At an estimated interest rate of 6.5% for a twenty (20) year maturity, the estimated costs for this bond issue will be:

Principal	\$ 1,000,000
Interest	<u>\$ 815,128</u>
<u>Total Debt Service</u>	<u>\$ 1,815,128</u>

**3. Validity**

The validity of the bond and of the voters' ratification of the bond may not be affected by any error in the above statements. If the actual amount of the total debt service for the bond issues varies from the estimate, the ratification by the voters is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

/s/ \_\_\_\_\_  
Stanley W. Harmon  
Treasurer of the Town of Bar Harbor

**Explanation:**

*If approved, this article will allow the Town Council to borrow up to \$1,000,000 to assist the Bar Harbor Housing Authority with the financing of Northeast Creek, which will help make homes affordable for 20 working families. At the current 6.5% interest rate, the Town's loan payment for each of the next 20 years would be \$90,756, an amount partially offset by taxes paid on the new homes.*

**Recommendations:**

*The seven member Town Council recommends rejection, by a vote of 4 to 3.  
The 22 member Warrant Committee recommends rejection, by a vote of 14 to 5.*

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**School Budget Validation Referendum Ballot**  
**Pursuant to 20-A MRSA §§1486 AND 2307**

*You must know what voters decided on June 1st to know what you are voting. If you are unable to attend the open town meeting, you may obtain the results by viewing the website [www.barharbormaine.gov](http://www.barharbormaine.gov); or check the posting of the approved school funding at the polls. Note: School Validation absentee ballots will be rejected if voted and returned prior to the approved budget on June 1st.*

**Article 15** - Do you favor approving the Town of Bar Harbor school budget for the upcoming school year that was adopted at the latest Town meeting?

**Explanation:** Pursuant to 20-A MRSA §§1486 and 2307 a School Budget Validation Referendum Ballot is now required. Following the open town meeting vote on the approved school budget, voters are asked to ratify the budget by a secret ballot on election day.

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**Article 16** – Do you wish to continue the budget validation referendum process in the **Town of Bar Harbor** for an additional three years?

**Explanation:**

A "YES" vote will require the Town of Bar Harbor to continue to conduct a referendum to validate its **Town of Bar Harbor** annual school budget for the next three years.

A "NO" vote will discontinue the budget validation referendum for at least three years and provide instead that the **Town of Bar Harbor** annual school budget shall be finally adopted at a meeting of the voters of the Town of Bar Harbor.

**Recommendations:**

*The school committee recommends a no vote on this article.*

*The seven member Town Council recommends rejection, by a vote of 7 to 0.*

*The 22 member Warrant Committee recommends the budget validation process not be continued, by a vote of 18 to 0.*

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The polls will be open from 8:00 a.m. until 8:00 p.m. on Tuesday, June 8, 2010 for election of Town officers and referendum articles. Absentee ballots will be processed the day before, Monday, June 7 from 10:00 a.m. until 4:00 p.m. or sooner, if completed; and on Election Day every hour on the hour starting at 9:00 a.m. until 8:00 p.m.

The Registrar of Voters of the Town of Bar Harbor hereby gives notice that she or her designee will be at the Municipal Offices on Monday through Friday from 8:30 a.m. to 5:00 p.m., except holidays, until Election Day for the registration of persons desiring to register for this election.

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