

# **Town of Bar Harbor**

**2021**

## **Annual Report**

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### **Annual Town Meeting**

**June 7, 2022**

**Open Town Meeting 6:00 p.m.  
Connors-Emerson School Gymnasium**

**~ Voter Check-in Required ~**

Voters must check in to obtain a voter card prior to participating in Open Town Meeting. Voters should arrive at least 45 minutes before the meeting is scheduled to begin.

**June 14, 2022**

**Election of Officers  
Polls Open 8:00 a.m. – 8:00 p.m.  
Municipal Auditorium**

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*Cover Photo: In April 2021, residents suggested names for the town snow plows and sanding trucks. The Town Council agreed on 11 names: Angelina Snowlie, Bulldog, Plowy McPlowface, Snow Dancer, Winter Warrior, Herbie, Acadia Clipper, Grit'er Done!, Colonel Sanders, Sled Zeppelin, and Katie. Photo by David Manski.*

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## TOWN MANAGER

To the Residents of Bar Harbor:

Enclosed in the annual report are the various town department reports and the audit of the town's financial status as of June 30, 2021.

Some significant events and highlights of the 2021 calendar year:

The town's unassigned fund balance increased from \$1,175,520 to \$2,201,441 in FY 2021. The town continues to receive the highest credit rating from Standard & Poors.

Due to the revaluation and increased value, the property tax mil rate was reduced to \$9.74 from \$11.90.

The worldwide Coronavirus Pandemic continued into the second year but it did not slow down the tourists visiting town. Record number of visitors came to town and was reflected in record parking revenue and Acadia National Park set records for visits. There were no cruise ship visits again in 2021 due to the pandemic and the border closing with Canada.

In-person meetings resumed in May, 452 days between in person meetings due to the pandemic. All town committees have voted on a Remote Participation Policy so members can participate by video conference if they are not able to attend the meeting in person.

The Vacation Rental Land Use Ordinance Amendment passed by a margin of 60-40. And promptly, resident Erica Brooks filed a complaint in Superior Court claiming the vote did not meet the threshold for adoption. The Town Council approved a new Short-Term Rental Ordinance. Voters at the ballot box approved a Solar Photovoltaic System amendment to the LUO that will allow stand-alone solar arrays. The Town Council voted to proceed with an RFP to build a municipally-owned solar array on town land known as the Higgins Pit lot.

Voters also approved a \$3 million bond issue for architectural and engineering design for a new school and \$750,000 bond to connect all municipal sites with broadband fiber.

The town will receive \$587,000 in American Rescue Plan funds. \$27,000 was used to pay a bonus to first responders during their pandemic work. Those funds will be matched by Hancock County.

A cruise ship survey of the community showed a majority of residents would like to see a reduction in cruise ship traffic. The town council and the Cruise Ship Committee continue to work on that issue. By year end the Council had approved a working draft of a change to the 2022 season and reduced ship traffic by 38 percent.

The Council approved the Harbor Committee's recommendation to demolish the existing pier and infrastructure (at 123 Eden Street) that is not needed to fulfill the contract with Bay Ferries.

The Town Council extended the CAT ferry lease for two years due to the lost time from the pandemic.

Two EV chargers were installed next to the comfort station at the Newport Drive parking lot. Charlie Phippen, Harbormaster retired after 21 years of service to the town. Police Sgt Chris Wharff was appointed Harbormaster and he will oversee the parking program.

Liz Graves began work as Town Clerk, replacing Sharon Linscott who had been Clerk for three years.

After seven years as town manager I have decided to retire. Kevin Sutherland has been hired to take my place and started January 2022. I would like to thank the Town Council, staff and residents for their support during my time as town manager. It's been a great job.

Respectfully submitted

Cornell Knight  
Town Manager

## TOWN CLERK

In the Clerk's office, 2021 reminded us that "the only constant is change." Sharon Linscott stepped down as Clerk at the end of April. Noting that "virtually every function of the municipality is in some way dependent on the office of the Town Clerk," the Town Council passed a resolution honoring Sharon's exceptional work and attention to detail. Sharon went above and beyond in her final weeks to provide thorough training, and explanation of as many details as possible, to ensure continuity of operations. She also graciously offered to stay on as a consultant to help with Town Meeting and the June election. Thank you, Sharon!

The town implemented the changes to the Town Charter that were approved by voters in November 2020. State statutes require that charter changes take effect at the beginning of the next municipal year, which was July 1, 2021, except for changes having to do with conducting elections, which take effect immediately. The new process for electing a 15-member Warrant Committee, with each candidate circulating nomination papers in March and April, was in place for the 2021 Town Meeting. The new process for budget review began in January of 2022.

The Council's Appointments Committee was very busy in the summer and fall. They conducted 30 interviews in June for annual appointments to boards and committees, another 31 interviews in November for the Comprehensive Planning Committee, and more for the Long-Term Rental Registration Task Force and other openings.

The clerk's office issues licenses for dogs, hunting, fishing, clamming, and vehicles for hire; coordinates local approval of liquor licenses; issues certified copies of birth, death, and marriage certificates; and records marriages. A record 213 marriages were filed in Bar Harbor in 2021, mostly in June and September-October, consistent with the very busy tourist season. We also administer the General Assistance welfare program in conjunction with the state Department of Health and Human Services.

Turnout in the November local election and State Referendum election was very strong for an odd-numbered year, with 44 percent of registered voters participating. Voting by absentee ballot continues to be a popular option after many voters tried it for the first time in 2020. Our roster of election clerks is a blend of longtime workers and new faces; they are a fantastic team.

Lynn Kenison Higgins came on board as Deputy Clerk in July and has been a wonderful addition to the Municipal Building crew. Lynn and I are honored to carry on the work of the excellent public servants who have occupied this office before us, especially Jean Barker, Pat Gray, and Sharon Linscott. We are grateful every day for the opportunity to help keep the town running smoothly and to preserve and maintain its history.

This town has an extraordinary group of residents, business owners and others who participate in local government and work hard to continually make Bar Harbor even better. Anyone interested in getting involved is encouraged to contact the Clerk's office.

Liz Graves  
Town Clerk

## Town Clerk - Statistical Report - Calendar Year

<b>Dog Licenses</b>	<b>2020</b>	<b>2021</b>
Kennel	1	1
Male/Female	55	58
Neutered/Spayed	755	491
<b>Totals</b>	<b>811</b>	<b>549</b>

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<b>Clam Licenses</b>	<b>2020</b>	<b>2021</b>
Resident Commercial	1	1
Junior Resident Commercial	0	2
Resident Recreational	23	19
Over 65 Free	4	6
Under 18 Free	7	1
Non-Resident Commercial	0	0
Junior Non-Resident Commercial	0	0
Non-Resident Recreational	123	132
<b>Totals</b>	<b>158</b>	<b>161</b>

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<b>Hunt &amp; Fish Licenses</b>	<b>2020</b>	<b>2021</b>
Resident	195	161
<b>Totals</b>	<b>195</b>	<b>161</b>

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<b>Births Recorded</b>	<b>2020</b>	<b>2021</b>
Bar Harbor Residents	19	22
Non-Residents	48	33
<b>Totals</b>	<b>67</b>	<b>55</b>

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<b>Marriages Recorded</b>	<b>2020</b>	<b>2021</b>
Bar Harbor Residents	21	23
Non-Residents	93	190
<b>Totals</b>	<b>114</b>	<b>213</b>

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<b>Deaths Recorded</b>	<b>2020</b>	<b>2021</b>
Bar Harbor Residents	43	58
Non-Residents	14	33
<b>Totals</b>	<b>57</b>	<b>91</b>

## FINANCE DEPARTMENT

The Finance Department provides several important roles in the operation of Town government. These roles include various treasury functions of cash management and investments, tax collection, motor vehicle registration and the collection and billing for most Town departments. The department's role also includes accounting functions of budgetary management, accounts payable, payroll, cash disbursement and ambulance billing. The department oversees various budgets totaling approximately \$34 million as well as investment reserves of approximately \$3 million. The Finance Office strives to manage these finances of the Town in a prudent, efficient and transparent manner. We believe the Town is strongly positioned to provide the services its citizens require and at a reasonable tax obligation.

### Personnel

**The Finance Office** continues to enjoy the leadership of **Jennifer Sawyer**, as *Tax Collector/Payroll Supervisor*. She has been with us for over six years, one of those years in the role of Tax Collector. She is the lead in the office effort to increase efficiencies by more effective use of our governmental financial software and web capabilities.

**Jennifer Turcotte**, as *Ambulance Agent*, skillfully handles the electronic billing and collection activity for the ambulance service. She is in her 15th year here and is also responsible for Police, Harbor & Cruise Ship billings, monitors parking permits, sewer liens, payroll backup and is our State Motor Vehicle Agent.

**Margaret Porter** complements the finance staff with her 20 years of municipal government experience. Margaret's primary focus involves invoice payable duties for all funds along with the related purchase orders, vendor maintenance reporting and invoice archiving duties for the General, Water and Wastewater Funds.

**Betsy Spear** joined the Finance Office full-time this year. She serves as *Finance Accountant* and assists in organizing our annual Town budget, specialty utility receivable reports, as well as reconciling all daily revenue transactions from staff, permit revenue processed by Code and the parking revenues. She previously was instrumental in developing the Parking Fund reconciliations and assisted with the implementation of the permit and citation portals.

**Assessor Steve Weed** rejoined the Town in June of 2018 as the *Town Assessor* and has 30 years of service in the assessing field. His experience includes 17 years directly with Bar Harbor as well as an expertise in mapping. Steve also serves a critical role in maintaining the GIS database of relevant property images and data available for all Town departments. The Assessor reports administratively to the Finance Director. The Assessing office provides the public with the *Maps online* systems and maintains the popular *Property Tax Look Up* system which serves as an instrumental electronic resource to the public to better access certain tax billing data. Steve tracks over 3500 parcels and 400 personal property accounts.

**Steve Cornell**, who has been with us for 18 years, is the Town's *Technology Systems Administrator*. He focuses on management of its computers, backups, servers, internet, e-

security, e-mail, video security systems for all Town departments, the WAN network, technology purchases, public wireless access in the parks, the Town website, television broadcasts, web streaming of government meetings, the phone system and helps maintain the radio frequency system monitoring of the Town utility pump/treatment systems. This broad scope of responsibilities requires that he is often on call 24/7 to keep these essential networks and systems operating.

**Stan Short**, *Video Systems Operator*, has been with the Town for 12 years on a part time basis. He broadcasts and records Town Council and Board and Committee meetings for viewing on cable and internet.

### **Municipal Building**

Part-time assistance is required to help oversee certain building maintenance issues and in 2021 this was the responsibility of **Randy Stanley**, who continues his other professional work while working here part-time. Randy kept the equipment and building operating safely and efficiently, walkways free of snow and ice, dealt with the many service contractors (elevator, sprinkler, fire alarms, electrical, plumbing, heating, cooling, ventilation, etc.), multiple tenants in the building, space rentals and the organization and storage of Town records.

### **Financial Outlook**

At the annual review of the 2021 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. In accordance with the Council's *Fund Balance Policy* the Town maintains a balance of 10% of audited revenues as a working capital cash reserve in the Town's Fund Balance. The Town's *Standard & Poor's* bond rating was re-affirmed **AAA** in March 2019 (their highest rating) and re-affirmed its **Aa2** rating by *Moody's*; good ratings that allow borrowing costs to remain low, especially for a small community. Both firms suggested within their reports that the Town's borrowing levels are low in reference to its capacity to incur new borrowing.

Both the *Wastewater* and *Water* Funds are enterprise funds; meaning that they are 100% self-supported by the users and not by taxpayer funds. The ***Wastewater Division*** remains fiscally healthy and rates remained flat. Annual revenues billed to run the *Wastewater Division*, pay debt service and for capital investment are approximately \$2.2 million.

***Water Division*** rates were last increased on January 1<sup>st</sup>, 2016 and the Division continues to be in solid fiscal health. Much of the water/sewer billing, tracking outside sewer deduction meters, collections and customer communications are handled at the *Water Division's* office by Office Manager **Nancy Warner**. In addition to the responsibilities handled at the Water Division, there is other financial reporting maintained by staff in the Finance Office here on Cottage Street. Total annual water revenues generated are approximately \$2.1 million.

### Property Taxes Receivable

Approximately 67% of the Town’s total revenues are raised from property taxation. The 2021 year’s uncollected taxes, expressed as a percent, at December 31<sup>s</sup> are favorably lower than the year before. At fiscal year-end, June 30<sup>th</sup> of this past year, the Town’s tax collection rate reached 96.6% on its 2020 taxes, with a remaining 79 unpaid properties placed on lien; down from the 142 in the prior year.

Tax Year	Property Tax Outstanding Balance	as of Dec. '21 %	as of O/S Balance	Dec. '20 %
2018	\$ 3,428	.1%	\$ 6,649	.1%
2019	\$ 18,300	.1%	\$ 272,617	1.5%
2020	\$ 142,360	0.8%	\$7,329,370	40.3%
2021	\$7,078,771	37.7%		

### Tax Rates

The Property tax rate for fiscal year 2020-2021 was \$9.74 per thousand dollars of valuation. The components of the tax rates for the fiscal years 2019-20, 2020-21, and 2021-22 are as follows:

	2019-20	2020-21	2021-22
Education	\$5.81	\$5.95	\$4.94
Municipal	\$5.57	\$5.47	\$4.37
County	\$0.47	\$0.48	\$0.43
Total	\$11.85	\$11.90	\$9.74

### Vehicle Registrations

After real estate taxes, *vehicle excise taxes* are the next largest revenue generator for the Town (over \$1,000,000 in the last fiscal year). Total motor vehicle *unit* registrations (all types) increased by 9% in the last year.

Calendar Year	2021	2020	2019	2018
<b>Motor Vehicle Registrations:</b>	<b>5404</b>	<b>4947</b>	<b>5353</b>	<b>5234</b>

### Cruise Ship Fund

This fund, which is a component of the General Fund, was created in 2009/10 when fees were increased to \$4 per passenger, with cost of living annual increases, the fee was increased to \$4.68 per passenger 7/1/21. Funds to be spent are appropriated each year as part of the total Municipal appropriation vote at Town Meeting. The use of those funds raised each year is generally split in thirds and allocated to areas: 1/3<sup>rd</sup> direct cruise ship

*related expenses* (Chamber summer help, Island Explorer, water quality studies, etc.), *1/3<sup>rd</sup> to the capital improvement fund* for related items (e.g., Comfort Stations, sidewalks, etc.), and *1/3<sup>rd</sup> to support taxpayer funded operations* (police, ambulance, public works, comfort station cleaning and harbor department services) *provided on cruise ship days*. Fiscal year 2021 saw a drop of 99.8% of actual revenues, or \$928,000 since only four small ships arrived in June of 2021 due to the COVID 19 pandemic. Ten small cruise ships docked July through December 2021.

### **Parking Fund**

This newly established fund, in its third year, collected \$2.2 million during the calendar year, this collection occurred in the form of quarters, credit/debit card or through the ParkMobile phone app transactions. The monies fund the personnel and operating equipment related to parking enforcement and collections and costs related to parking permits. Within the confines of State law, the revenues are also utilized (as budgeted) to cover Town overhead, direct Town CIP/Operational expenses and other related capital needs such as certain debt and long-term capital projects that otherwise would be funded via tax monies. Similar to the Cruise Ship fund, this fund is a component of the General Fund and the appropriations are voted at the annual Town Meeting as part of the Municipal budget. Parking meter fees range from \$1.50 to \$2.00 per hour. The active season is from May 15 through October 30<sup>th</sup>.

Respectfully Submitted,  
*Sarah M. Gilbert*,  
Finance Director, Treasurer

## ASSESSING DIVISION

As of April 1, 2021

Assessed Valuation of Taxable Property:	2020	2021
Real Estate	\$1,515,149,700	\$1,914,711,200
Personal Property	\$15,108,700	\$17,282,900
<b>Real and Personal Property <u>TOTAL</u>:</b>	<b>\$1,530,257,700</b>	<b>\$1,931,994,100</b>
Property Tax Rate (Per thousand dollars of valuation)	\$11.90	\$9.74
Property Tax Levy:	\$18,373,918	\$18,930,767
State Valuation:	\$1,713,050,000	\$1,903,400,000
County Tax:	\$786,763	\$833,472
State Revenue Sharing:	\$178,000	\$350,000

### PROPERTY TAX RELIEF PROGRAMS:

#### Homestead Exemptions

In 1998, the State legislature enacted a new homestead exemption for Maine residents. Most homeowners whose principal residence is in Maine are entitled to a \$25,000 reduction in valuation. 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 (BETR)**

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.

### **Business Personal Property Tax Exemption Program (BETE)**

Provides business taxpayers with an exemption of the personal property tax on eligible business property placed in service within the state after April 1, 2008. More information and an application for exemption visit:

[www.maine.gov/revenue/propertytax/propertytaxbenefits/bete.htm](http://www.maine.gov/revenue/propertytax/propertytaxbenefits/bete.htm)

### **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.

## PLANNING DEPARTMENT

### BOARD OF APPEALS

The Board of Appeals, by ordinance (Chapter 31, Article II), has the power “to hear and decide any appeal by any person, affected directly or indirectly, from any decision, order, rule, or failure to act of any officer, board, agency, or other body where such appeal has been authorized by the Town of Bar Harbor by ordinance... .”

The Board met twice in 2021, once in-person to adopt a Remote Participation Policy that allowed it to continue to meet remotely via Zoom while the COVID pandemic continued. The second meeting was for an administrative appeal related to a Planned Unit Development building project at 25 West Street Extension, proposed by BHAPTS, LLC.

<b>Board of Appeals:</b>	<b>2020</b>	<b>2021</b>
Administrative Appeals	1	1
Variance Requests	0	0
Relocations of Nonconformity	0	0
Requests for Reconsideration	1	0
Other	1*	1**
Workshops	0	0
<i>Total Board of Appeals Activity</i>	3	2
<i>Board of Appeals Meeting Hours</i>	6.0	1.75

\* - Remand from Superior Court (Docket No. BANSC AP-19-18)

\*\* - Special meeting to adopt a Remote Participation Policy, held August 30

### CONSERVATION COMMISSION

The mission of the Conservation Commission can be found in Article V of Chapter 31 of the Municipal Code. Aspects of its mission include enhancing the conservation of natural resources, protecting water and shoreland, and enhancing the value to the public of parks and other open spaces.

In 2020, the Commission worked with Will Matteson to revise and update the town’s Open Space Plan. That work continued into 2021, with the Commission finishing its work on the Plan and making an initial presentation to the Town Council in May.

The goal of the work was to improve the Open Space Plan’s goals and strategies, tweaking them and making them more actionable. The overall goal of the work was to make the Open Space Plan a clearer and a more useful document.

<b>Conservation Commission:</b>	<b>2020</b>	<b>2021</b>
Meetings	9	12
Workshops/Work Sessions	1	1
<i>Total Conservation Commission Activity</i>	10	13
<i>Conservation Commission Activity Hours</i>	16.50	21.75

**DESIGN REVIEW BOARD**

The Design Review Board, by ordinance (§125-111), consists of residents who are “interested in the preservation and development” of the town. Their charge as members is to look at “those elements of development, redevelopment, rehabilitation and/or preservation that affect the visual quality” of the Design Review Overlay District.

That overlay district is essentially the downtown and Hulls Cove village areas, Lookout Point and the portion of Town Hill with frontage on Route 102 for building facades and signage. The Board’s review of signs also includes all properties with frontage on Route 3 and Route 102, plus properties in other zoning districts including Scientific Research, Marine Research and Educational Institution.

The Design Review Board reviewed and approved 46 applications for Certificates of Appropriateness in 2021. This represented a significant uptick from the year before, when 37 Certificates were approved. Both numbers are seen as products of the pandemic, in that many businesses had curtailed operations in 2020 and then rebounded in 2021 as restrictions lifted and resumption of travel brought record numbers of visitors to the area.

Of the 46 Certificates of Appropriateness issued, they broke down into the following categories: signage (23), changes to the exterior appearance of a non-historic building (10), changes to the exterior appearance of an historic building (6), construction of a new building (3), changes to awnings (3) and request to demolish a historic building (1). The Board met by Zoom throughout the year in light of the continuing COVID-19 pandemic.

In addition, the Board held workshops to work on revising and updating the Design Review Handbook. That effort culminated in the completion of a revised handbook, designed to provide applicants with good, local examples of design and construction, in the spring of 2021. Several workshops were also held with Mount Desert Island Hospital as it worked to design a new building for staff use on its campus.

A proposed Land Use Ordinance amendment relating to signage was put on pause prior to making it to a vote in June 2021. A slightly re-worked version of the proposal instead made it to the November 2021 ballot, and passed with broad support (1,733 votes in favor to 313 opposed). The Board also revised Appendix A in the Land Use Ordinance, the local list of properties designated as historic, for the first time since 2019. Those changes also passed easily on the November ballot (1,744 to 262).

<b>Design Review Board:</b>	<b>2020</b>	<b>2021</b>
Certificates of Appropriateness (Approved)	37	46
Land Use Ordinance Amendments (Sought)	1	2
Meetings	16	18
Workshops	6	6
Site Visits	0	0
<i>Total Design Review Board Activity</i>	60	72
<i>Design Review Board Meeting Hours</i>	10.25	18.75
<i>Design Review Board Workshop Hours</i>	5.5	≈ 5.0

## COMPREHENSIVE PLANNING COMMITTEE

In December of 2021, a 15-member Comprehensive Planning Committee was appointed by the Town Council. Its members, residents who represent a cross-section of the local community, are tasked with helping guide the team of consultants hired by the town to help develop a new Comprehensive Plan with an outlook to the year 2035.

The purpose of the new Bar Harbor Comprehensive Plan is to reflect and respond to the needs, values, and priorities of the community while safeguarding Bar Harbor's sense of place, history, and natural resources. The new plan will serve as a guide for future growth and development, covering subjects such as, but not limited to, land use, zoning, capacity and expansion of utilities, economic development, transportation, housing, recreation, capital budgeting, provision for municipal services and facilities, and regional coordination. The current Comprehensive Plan dates to 2007.

The new plan will also serve as a foundation for determining effective public policy, master planning, and land use decisions for the future. As part of this process, the town is placing a major emphasis on community engagement to involve residents in framing a plan that truly belongs to the community and implements its values.

**To keep current with the work on the town's new Comprehensive Plan, visit: <https://resilience.mysocialpinpoint.com/bar-harbor-comprehensive-plan/home>.**

## PLANNING BOARD

Proposed Land Use Ordinance amendments occupied much of the Planning Board's time during 2021. Two proposals were submitted by property owners in the latter half of 2021, with both headed for a town-wide vote in 2022. One was from the Oceanarium on Route 3 (seeking to have its property re-designated as Marine Research), and one from The Jackson Laboratory seeking to have properties it owns re-designated as Scientific Research for Eleemosynary Purposes (rather than Village Residential).

Eight other proposals were town-initiated, involving the following amendments:

- To create new, and amend existing, regulations regarding signage
- To regulate short-term rentals
- To allow solar photovoltaic systems as principal use
- To allow bonus dwelling units
- To address an error of omission regarding nonconformity
- To address an error of omission regarding accessory dwelling units
- An amendment to Appendix A (Historic Properties)
- To remove the two-thirds majority vote requirement

The first seven of the amendments were approved by voters in November of 2021. The signage amendment was a revised version of a similar amendment first proposed in 2020 (see the Design Review Board section of this report for details). The short-term rentals amendment overhauled how the town regulates short-term rentals (less than 30 days), creating two categories based on type of residency and capping one category.

Regulations for solar photovoltaic systems were developed in response to growing interest in siting such developments in Bar Harbor. The amendment for bonus dwelling units will allow property owners in certain zoning districts to place an additional dwelling unit on their property, in zones where dimensional standards previously limited such structures. The two amendments relating to errors of omission were intended to clean up the Land Use Ordinance, while the amendment for Appendix A is a regular task that must be completed by the Design Review Board under the Land Use Ordinance.

It is worth noting that two of the amendments in particular (short-term rentals and bonus dwelling units) work to further the town’s Housing Policy Framework, which was adopted by the Town Council in the fall of 2019. At the end of 2021, the Planning Board turned its attention to possibly revising Planned Unit Development requirements. That work began in earnest with a series of workshops starting in the early months of 2022.

Notable development projects approved in 2021 included a 24-unit apartment complex by The Jackson Laboratory for use by its employees and a subdivision by Island Housing Trust with 10 dwelling units (all designated as affordable housing). This table summarizes the board’s work load in 2020 and 2021, with regard to development applications as well as Land Use Amendment requests and workshop sessions:

<b>Planning Board:</b>	<b>2020</b>	<b>2021</b>
Completeness Reviews	13	4
Site Visits	6	3
Neighborhood Meetings	6	2
Subdivision Sketch Plan Reviews	6	3
LUO Amendment Requests (from Public)	0	2
LUO Amendment Proposals (from Town)	3	8
Site Plan Approvals	8	3
Subdivision Lots Approved	2	9
Minor Subdivisions Approved	2	1
Minor Site Plans Approved	2	5
Workshop Sessions (including Joint WS)	11	6
Conditional Use	0	0
<i>Total Planning Board Activity</i>	59	46
<i>Planning Board Meeting Hours</i>	38.25	30.0
<b>Other Planning Department Tracking:</b>	<b>2020</b>	<b>2021</b>
Checklist Reviews	16	21
<i>Total Administration Activity</i>	16	21

Respectfully submitted,  
Michele Gagnon, Planning Director  
Steve Fuller, Assistant Planner

Tammy DesJardin,  
Administrative Assistant

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

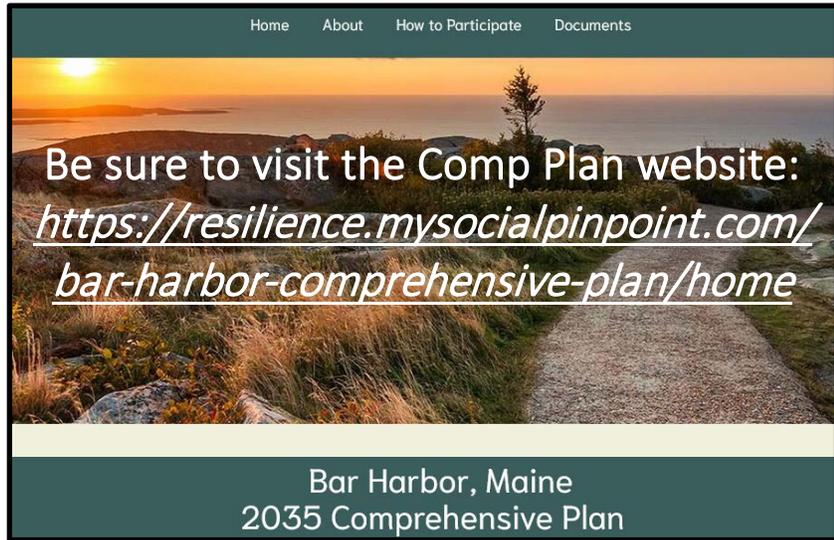
**BOARD OF APPEALS**

Ellen Dohmen, Chair	Term Exp. 2024
Anna Durand, Vice-chair	Term Exp. 2023
Robert Webber, Secretary	Term Exp. 2023
Heather Peterson	Term Exp. 2024
Michael Siklosi	Term Exp. 2022

*(There is currently one vacant seat on the Appeals Board)*

**COMPREHENSIVE PLANNING COMMITTEE**

Kyle Shank, Chair  
Misha Mytar, Co-chair  
Elissa Chesler  
Jacquie Colburn  
Greg Cox  
Kevin DesVeaux  
Cherie Galyean  
John Kelly  
Jim Mahoney  
Calistra Martinez  
Mike McKernan  
Kristin Murphy  
Valerie Peacock  
Allison Sasner  
David Woodside



**CONSERVATION COMMISSION**

Kaitlyn Mullen, Co-chair	Term Exp. 2022
Kimberly Zdenek, Co-chair	Term Exp. 2022
Jacquie Colburn, Secretary	Term Exp. 2024
Christian Barter	Term Exp. 2024
Ted Koffman	Term Exp. 2024

*(There are currently two vacant seats on the Conservation Commission)*

**DESIGN REVIEW BOARD**

Barbara Sassaman, Chair	Term Exp. 2023
Andrew Geel, Vice-chair	Term Exp. 2022
Peter Bono, Secretary	Term Exp. 2022
Pancho Cole	Term Exp. 2024
Maya Caines	Term Exp. 2024
Andrea Lepcio	Term Exp. 2023

*(There is currently one vacant seat on the Design Review Board)*

## **LONG-TERM RENTAL REGISTRATION TASK FORCE**

Todd Hardy, Chair  
Joseph Minutolo, Vice-chair  
Erica Brooks  
Phil Galperin  
Heidi Hambrecht  
Amber Howard  
John Mountford  
Jennifer Richardson  
Matt Bartlett, Fire Chief  
Angela Chamberlain, Code Enforcement Officer  
Michele Gagnon, Town Planner

## **PLANNING BOARD**

Tom St. Germain, Chair	Term Exp. 2022
Joseph Cough, Vice-chair	Term Exp. 2023
Millard Dority, Secretary	Term Exp. 2023
Elissa Chesler	Term Exp. 2024
Ruth Eveland	Term Exp. 2024
Earl Brechlin	Term Exp. 2024
Zach Soares	Term Exp. 2022

## **In Appreciation**

The Planning Department recognizes and thanks the following individuals who completed terms of service in 2021, for their dedication and service to Bar Harbor:

- Roger Samuel, Board of Appeals (15 years)
- Mike Handwerk, Conservation Commission (6 years)
- Basil Eleftheriou, Jr., Planning Board (9 years)
- Erica Brooks, Planning Board (3 years)

## **Interested in Serving?**

To learn how to join a board where you feel your experience or professional background may be valuable, please visit <https://www.barharbormaine.gov/392/Board-Openings>.

Information posted there includes all current openings, copies of policies that board members need to adhere to and an application form to be considered for appointment by the Town Council.



## 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 ensure that the public is informed of Code Enforcement processes and procedures and how they relate to everyday life in regards to safety.

Notable projects permitted this year include the addition of the new MRI unit at the Mount Desert Island Hospital, the construction of 24 dwelling units at the Jackson Laboratory, the renovation of Summer Salt (previously The Colony in Hulls Cove), and several renovation and improvement projects at the Jackson Laboratory.

<b>Building Permits by Category</b>	<b>2021</b>	<b>Value</b>
New Dwellings	79	\$23,260,079
Commercial/Industrial Permits	98	\$10,971,996
Garages/Additions/Other Improvements	148	\$5,663,201
<b>Totals</b>	<b>325</b>	<b>\$39,895,276</b>

Value of Improvements to Tax Exempt Properties	\$8,367,725
Total Value of Improvements to Taxable Properties	\$31,527,551

<b>Building Permit Activity</b>	<b>2021</b>	<b>2020</b>
Total Value of Building Permits	\$39,895,276	\$34,205,752
Value of Taxable Projects	\$31,527,551	\$31,776,659
Number of Building Permits	325	318
Number of New Dwellings	79	45
Number of Plumbing Permits	126	167
Number of Electrical Permits	202	163
Number of Site Inspections	606	494

Scheduled Conferences in Office	200	129
Vacation Rental Permits Issued	740	480
Vacation Rental Inspections	481	not available
Violation Letters Sent	30	15

**Administration**

The Code Enforcement staff attended a variety of training programs in 2021. It is the goal of this department to remain informed of federal, state, and local codes and laws as they relate to providing safety and code compliance.

Several significant building code updates were adopted by the State of Maine and the Town of Bar Harbor in 2021. These changes included adopting the 2015 International Energy Conservation Code (IECC), the National Electrical Code (NFPA 70 or NEC) and the 2021 Uniform Plumbing Code. The State of Maine also enacted a fuel gas detector law that effects several types of properties in town including lodging and short-term rentals. The Code Enforcement Division provided information to the public on code training opportunities through the State of Maine and also conducted outreach efforts to assist contractors and homeowners that were adapting to the code changes. The Code Enforcement Division website has been updated with guidance documents on these updates. Additional updates are expected in 2022 that include residential, commercial and energy codes.

In closing, the Code Enforcement Division would like to thank the citizens of Bar Harbor for periodically adjusting to the changes in codes and cooperating with us to administer and enforce the codes and ordinances.

Angela M Chamberlain  
Code Enforcement Officer

**Code Enforcement Office Staff**

Angela Chamberlain, Code Enforcement Officer  
Michael Gurtler, Deputy Code Enforcement Officer  
Tammy DesJardin, Administrative Assistant

## **BAR HARBOR FIRE DEPARTMENT**

### **Mission Statement:**

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

### **Fire Department Guiding Principles:**

- Community
- Department
- Individual

For 2021, we responded to 1,441 EMS and 625 fire calls, for a total of 2,066 calls.

Also, during the year, we conducted 103 COVID tests and provided 421 vaccinations to Hancock County First Responders.

This past year, we have teamed with the College of the Atlantic on a recruitment effort to solicit students to become part-time call firefighters. For 2021, we were able to recruit four students. During their college time, we want to assist them in becoming assets to the community, providing them with the necessary skills to be firefighters, which they can take with them, regardless of where they set their roots.

The Department staff developed and implemented education for a major revision to the EMS protocol we use. The department had the personnel required by the State to teach the classes, which involved several departments from around the county participating in the classes. This involved many hours of developing the educational program that had to be reviewed and approved by the State and Regional EMS system in order to be taught. The new revision adds additional skills and medications at all EMS license levels, which will improve the already high quality of care provided to the citizens of the town.

2021 continued to present many challenges with the COVID-19 pandemic. The entire fire department met all the challenges head on and persevered through pandemic difficulties. Throughout the pandemic, Bar Harbor Fire Department continued to provide exceptional service to those who required our responses.

The Bar Harbor Fire Department continues to work collaboratively with all the first responding agencies on the Island, and Mount Desert Island Hospital. The Island Chiefs meet regularly to discuss recruiting, training, and other ideas that will improve the services we provide for not only our town, but also to each other's communities.

I would like to express my sincere thanks to the following individuals and agencies: Town Manager Kevin Sutherland, the Honorable Town Council, Department Heads and their respective departments, all members of the various boards, and especially to the members of the Fire Department and their families.

Matthew Bartlett, Fire Chief

## Bar Harbor Fire Department Staff

### Full-time Staff

Fire Chief Matthew Bartlett  
Assistant Chief John Lennon  
Captain Jai Higgins  
Captain John Sanders  
Firefighter/Medic Jon Zumwalt  
Firefighter/Medic Basil Mahaney  
Firefighter/Medic Jon Wardwell

Firefighter/Medic Dan Pucket  
Firefighter/EMT- Phil Richter  
Firefighter/Medic Sean Hall  
Firefighter/EMT-B John Barnes  
Firefighter/EMT-B Wyatt Smith  
Firefighter/EMT-B Samantha Dixon

### Call Staff/Part-Time Staff

Capt. Dan Daigle  
Lt. Matthew Horton  
Zach Soares  
Brian Crater  
Rob Gaynor  
Cynder Johnson  
Larry Nuesslein  
Jeff Miller  
Jackson Van Gorden

Walter Lange  
Juno Barnett  
Hanna Laffety  
Griffin Costello-Sanders  
Darron Collins  
Rob Benson  
Jake Haller  
Kalen Windels

### Fire Department Core Operations

- Fire Suppression
  - Protecting \$2.89 Billion of assessed value property
- Emergency medical treatment & transport
- Advanced Life Support and mutual fire/EMS for surrounding communities, including Acadia National Park
- Work Collaboratively with Federal, State, County and Local Agencies
- All Hazards Mitigation
- Daily FD Operations
- Preplan and train for the variety of incidents we respond
- Records management, reporting, and compliance for state and federal agencies
- Meet the seasonal demand created with tourism
- Participate with Technical Review Team and Planning Board Applicants

### Fire Department Community Outreach

Fire Prevention  
Home safety inspections  
Fire extinguisher inspections  
School Visits and Fire Drills  
BH Housing Educational Presentations  
Knox Box Program  
Burn Permits  
Home smoke detector checks

CPR Classes  
Stop the Bleed classes  
COVID testing for town employees, family, and MDI public safety agencies  
Continuing Education for fire/EMS  
Pulse Point AED Program  
Provide Color Guard for Community Events  
Car seat inspection, installation & education

## **POLICE DEPARTMENT**

January 1, 2021 through December 31, 2021

To the Town Manager, the Honorable Town Council and the citizens of the Town of Bar Harbor, I hereby submit the 2021 Annual Report for the Police Department. The Bar Harbor Police Department's primary mission is to protect and serve our community to the greatest extent possible, to protect life and property, and to prevent crime by delivering the best possible law enforcement services.

Our Patrol Division and Dispatch Office are staffed 24/7. Our Public Safety Dispatch Services are enhanced with redundancies between BH and MD facilities and federal radio frequencies. Our full time staff consists of 20 sworn officers (13 Bar Harbor & 7 Mount Desert) and 8 dispatchers (4 Bar Harbor & 4 Mount Desert). One Dispatcher is trained as our Terminal Agency Coordinator (TAC) responsible for ensuring all staff complies with FBI regulations for our NCIC terminals. All other full time dispatchers are certified as Terminal Control Operators. Our dispatchers issue parking permits, answer general questions about the town and dispatch for Police, Fire, EMS, Public Works employees and school busses. We offer a Good Morning Program to our elderly population which allows our day time dispatchers to make daily phone contact with each participant to ensure their well-being. We currently have 14 participants in this program, 8 are Bar Harbor Residents and 6 are Mount Desert Residents. Anyone interested in participating in this program can contact the Bar Harbor Police Department for more information.

All of our Police Officers have law enforcement authority in both towns. Our Officers are encouraged to develop specialties, many of which require special training and certifications. Among our full time patrol staff, we have 2 certified Drug Recognition Experts for impaired driving enforcement, several Field Training Officers for training new Police Officers, 1 trained School Resource Officer who serves in the local school system pursuant to our Memorandum of Understanding with AOS 91, Certified Firearms Instructors to provide biannual training for our Police Officers and to instruct on behalf of the Maine Criminal Justice Academy. In addition, we have Taser & Use of Force Instructors, a Forensic Interviewer for children disclosing sexual abuse and 6 Officers with Crisis Intervention Training. These officers have completed 40 hours of specialized training focused on de-escalation and community based services for people experiencing mental health crisis. Our Officers are encouraged to be involved with our community. If you have an idea you think can help with those efforts, please get in touch with us so we can work together to strengthen our community relationships.

During 2021, the Town again shared their Police Chief with the Town of Bar Harbor. Through this formal agreement between the two towns, I split my time between the two communities and Bar Harbor pays Mount Desert for 60% of the expenses related to my position. A similar agreement, in reverse, has allowed us to share our Administrative Assistant who is a Bar Harbor employee with an office at Mount Desert PD. A new 5 year agreement is in place that is expected to continue through 2027. This new agreement between the two Towns will now include Captain David Kerns who is also a Bar Harbor

employee. The Town of Mount Desert will reimburse Bar Harbor for 40% of the expenses related to our Captain and Administrative Assistant.

We continue to utilize a single work schedule for our patrol and supervision of both PD's that provides for a minimum of three officers to be on duty at a time, and for a Supervisor to be on duty 18 to 20 hours a day, seven days a week. Supervisors provide on call coverage during the remaining overnight hours. Our towns are divided into 3 patrol zones which ignore town lines and create enhanced call response times when compared to our departments working independently. Officers from both PD's routinely patrol and respond to calls in both towns, which help us achieve our goal of enhanced service for our communities. Our policies and procedures are fully acclimated, as are our equipment, radio communications and records management systems.

During calendar year 2021, the Police Department responded to approximately 4,664 incidents in Bar Harbor. Of these incidents, 123 resulted in individuals being charged with criminal offenses and 62 involved traffic tickets issued for non-criminal traffic infractions. In addition many warnings were issued for a variety of offenses. Below is a summarized listing of the types of incidents we responded to with totals for each. While not inclusive of all incidents, this listing provides an overview of Police Department related activity in town.

False 911 Calls - 1,099	Lost/Found Property - 547	M/V Accidents - 332 includes 29 w/injury	M/V Complaints- 269
Information - 237	Suspicious - 214	Animal Problem - 209	Citizen Assist - 203
Well-Being Check - 143	Noise Complaint - 85	Parking Complaint - 85	Traffic Hazzard - 62
Fingerprinting - 46	Harassment - 44	Theft -43	Fraud - 42
Vandalism - 40	Trespassing - 38	Intoxicated Persons - 35	Special Details - 33
Municipal Violations - 33	Operating Under the Influence - 30	Disabled Motorists - 24	Traffic Offenses - 23
Warrant Arrests - 15	Gunshots - 14	Mental Illness - 14	Property Damage - 14
Sex Offenses - 12	Threatening - 11	Assaults - 10	Missing Persons - 8

## Special Services Division

The Bar Harbor and Mount Desert Police Department Special Services Division includes the Bar Harbor Harbor Department, Bar Harbor and Mount Desert Parking Programs including enforcement, all activities related to cruise ship planning, coordination and management of visits, shellfish enforcement, street light management, and training coordination for the police departments.

The Harbor Department consists of one full-time Harbormaster Assistant and one seasonal assistant. In the summer months, the Port Security Office is staffed 7 days a week from 7AM to 5PM and in the winter from 8AM to 4PM, Monday through Friday. With the merger of the Harbor Department into the Police Department, we were able to provide increased office coverage and better staffing levels, providing a higher level of service to the community. The Harbor Department performs a variety of daily tasks ranging from making reservations for transient yachts to transporting medical crews to emergency scenes on the water.

2021 was a busier than normal year for the Harbor Department seeing over 100 transient yachts at our docking facility, over 60 boaters on our rental moorings and heavy use of the pier and other related infrastructure by the commercial fishing fleet. We responded to several calls for service using the Police Boat including transporting EMS staff to out islands in order to respond to medical emergencies.

The Parking Division consists of 5 to 10 seasonal enforcement staff including the Parking Manager. This division is responsible for parking enforcement in both towns and this arrangement is expected to continue throughout 2022. Parking Enforcement staff are on duty from 8AM to 8PM, seven days per week from May 15<sup>th</sup> to October 30<sup>th</sup>.

Parking Enforcement staff perform a variety of functions in their daily roles including general maintenance and repair of the parking system, issuing parking tickets to violators, responding to parking complaints by citizens and assisting the Police Department with traffic control at emergency scenes. In 2022, we will provide traffic direction and control for cruise ship operations at the Town Pier. In the summer of 2021, Parking Enforcement staff issued over 3,000 parking citations in Bar Harbor and the paid parking system earned over \$2 million in revenue.

With the merger of the Harbor Department into the Police Department in 2021, we were able to cross train many staff members to work in both divisions allowing us to provide enhanced services and a high level of responsiveness and customer service. Our staff will continue to strive to enhance the level of service we provide to the citizens and visitors of Bar Harbor and strengthen relationships with our community.

Respectfully Submitted,



James K. Willis  
Chief of Police

**Bar Harbor Police Department**  
**(as of 3/29/22)**  
**Chief James Willis**

**Officers**

Captain David Kerns  
Lieutenant Christopher Wharff  
Sergeant Douglas Brundrett  
Sergeant Soren Sundberg  
Officer Timothy Bland  
Officer Timothy Frost  
Officer Judson Cake  
Officer Jerrod Hardy  
Officer Christopher Dickens  
Officer Elias Burne  
Officer Caleb Mora  
Officer Aime Torrey  
Officer Casey Willard  
Officer Nathan Formby

**Administrative Assistant**

Karen Richter

**Harbormaster**

Lieutenant Christopher Wharff

**Harbormaster Assistant**

Chris Johansen  
Jimmy Differ – Part Time/Seasonal

**Dispatchers**

Lori Bartlett  
Nicole Austin  
Timothy Dunton  
Samuel Horne  
Shelby O’Neil – Part Time

**School Crossing Guards**

Susan Murphy  
Cas Dowden

**Parking Enforcement**

Lieutenant Christopher Wharff  
Scott Pinkham  
Susan Murphy  
Abigail Bland  
Lukas Keene  
Hayden Elwell

**Animal Control Officer**

Scott Pinkham

**Cleaning Assistant**

Claudia Broadie

**HARBOR COMMITTEE**

Lynne Williams, Chair	Term Exp. 2023
Robert Garland, Vice-chair	Term Exp. 2023
Chris Maller	Term Exp. 2022
Jeff Miller	Term Exp. 2024
Jamie Weir, Secretary	Term Exp. 2024
Gary Fagan	Term Exp. 2022
Larry Nuesslein III	Term Exp. 2024
Jerry Blandford	Term Exp. 2023
Valerie Peacock	Term Exp. 2022
Francis “Pancho” Cole	Term Exp. 2023
Jon Carter	Term Exp. 2024

Staff: Harbormaster Chris Wharff

**MARINE RESOURCES COMMITTEE**

Chris Petersen, Chair	Term Exp. 2022
Joanna Fogg, Vice-chair	Term Exp. 2022
Fiona de Koning, Secretary	Term Exp. 2023
Natalie Springuel	Term Exp. 2023
Scott Swann	Term Exp. 2023
Matt Gerald	Term Exp. 2024

Staff: Harbormaster Chris Wharff

**CRUISE SHIP COMMITTEE**

Eben Salvatore, Tender Operations Rep, Chair	Term Exp. 2024
Martha Searchfield Chamber of Commerce Rep, Vice-chair	Term Exp. 2024
Matthew Hochman, Town Council Rep.	Term Exp. 2022
Jane Disney, Scientific Industry Rep	Term Exp. 2022
Sandy McFarland, Resident at Large	Term Exp. 2022
Jeremy Dougherty, Downtown Business Rep	Term Exp. 2023
Jennifer Cough, Downtown Business Rep	Term Exp. 2024
Ken Smith, Resident at Large	Term Exp. 2024
Lawrence Sweet, Taxi and Tours Rep	Term Exp. 2023
*Greg Gordon, Shore Excursion Rep	Term Exp. 2023
John Kelly, Acadia National Park Rep	Term Exp. 2022
*Sarah Flink, CruiseMaine Rep	Term Exp. 2022
*Prentice “Skip” Strong, Maritime Industry Rep.	Term Exp. 2022
*Amy Powers, Rep with knowledge of the cruise ship industry in Maine	Term Exp. 2023

Staff: Police Chief Jim Willis, Harbormaster Chris Wharff, Deputy Clerk Lynn Kenison Higgins

\*Non-voting committee member

## **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: Highway, Solid Waste, Water and Wastewater. The operational aspects of the Divisions are handled by the respective superintendents.

### **Highway Division**

The Highway Division not only handles the roads, sidewalks, drainage systems, and roadside trees throughout the year, but also handles operations for Parks and Recreation, Cemeteries, Comfort Stations, as well as installing / uninstalling parking meters. Additionally, the mechanics within the Highway Division are performing maintenance work and inspections for the entire fleet of Town-owned vehicles, including Police and Fire.

In 2021, several key highway positions were turned over and/or remained vacant at the end of the year. Superintendent Richard Jamison moved on to other endeavors in 2021. He joined the Highway crew as a mechanic, was promoted to Foreman and exited as Superintendent after 12-plus years of service. Upon Rich's departure, Bill Soukup, Foreman, was promoted to acting Superintendent and after interviewing several candidates for the position, Bill was officially promoted to Highway Superintendent.

The Division opened two other positions with the leaving of two long-time and valued employees: Equipment Operator Scott Hopkins served the Town for 21 years with the Highway Division, which followed his work at the Wastewater Division. Driver A Jonathan Wood worked here for ten years. Jason Lawrence was hired as Driver A. At the end of the year, Highway Foreman and Equipment Operator positions were advertised but remained vacant.

The Highway Division supported the community in the early days of the coronavirus pandemic and continued support through the end of 2021. Pandemic related adjustments made in 2021 included re-installing mask/sanitizer stations at select locations in the downtown area, social distancing sidewalk benches in the downtown area, and installation of concrete blocks for businesses with an approved parklet permit.

As an essential workforce, the Highway Division modified operations to limit staff exposure to the coronavirus. With the 2021 tourist season, we saw a major increase in trash collection from our public trash cans located along sidewalks and in public parks.

Compared with the previous year that dropped 33 inches of snow during 2020, the Highway Division dealt with 26 inches of snow during the storms from January through December 2021. Approximately 2,400 cubic yards of snow were hauled out of the downtown area. The ice storms kept pace with the snow precipitation which added to the work hours and applied road materials. An in-town winter sand pile for residents was maintained for 24-hour access on lower Ledgelawn Avenue and at the Public Works Facility in Hulls Cove.

The sewage pump station at the Public Works Facility was replaced as it had outlived its life and was in poor operating condition.

Residents continue to benefit from the leaf composting area at the Public Works Facility by depositing leaves and grass clippings throughout the year. This self-serve operation is very popular. The Highway equipment operators manage the mountainous quantities (300-plus tons), and residents return in the spring to obtain the rich composted material.

The scrap metal recycling sited at Public Works is also highly frequented for deposits by residents and businesses. This remains one of the few recycling items that continues to generate revenue for the Town. The 2021 metal pile revenue and tons are reported under Solid Waste below.

On-going parking meter and kiosk installations, repairs and replacements continued throughout 2021. The spring clean-up program resumed since the early days of the pandemic; the fall clean-up program continued as usual. Approximately 400 tons of catch basin grit and street sweepings were removed throughout the Town.

Significant rain storm events in June, July, August and September caused damage and hindered projects. Despite those events, the construction season yielded several projects. A large culvert was replaced and pavement repaired on Crooked Road, along with on-going Town-wide culvert cleaning, asphalt repair and pot hole filling. Road paving occurred on sections of West and upper Rodick Streets. The Ash Place project included a new stormwater line and catch basins. On Cottage Street, a stormwater line was replaced and sidewalk restoration was conducted. Additionally, there was sidewalk reconstruction on sections on Main and Cottage Streets. Significant pedestrian safety improvements were made in Town Hill along route 102. The work included new sidewalk, curbing, detectable warning plates, cross-walks and a rapid flashing beacon cross-walk warning system. A rainbow-colored crosswalk was painted on Main Street near First National Bank. New crosswalk warning signs were added to sections of Main Street. Wayfinding signs were added to the intersection of West Street and Eden Street, along with new signs to direct pedestrians and bicyclists to use the Town Council designated route from downtown to Acadia National Park. Conversations started between the Town, community members and Maine DOT with respect to the safety of the Eden and West Street intersection. The Town added speed indicator units in the vicinity of the JAX campus on route 3.

Several curb cut applications were approved by Town Council in 2021: 109 Ledgelawn Avenue, 37 Rodick Street, 18 Glen Mary Road and 35 Holland Avenue. Two out of the four were completed in 2021.

The Highway crew addressed some Ferry Terminal needs to address safety concerns and to make it a more usable space: fence sections were removed / repaired to open the space and to block off the piers from public access, old floats were removed and overgrown vegetation was cleaned up. Along with street sign maintenance, new wayfinding signage was added. A new power source was added to light up the “Welcome to Bar Harbor” sign located at West and Eden Streets. The crews also cleared bamboo / brush to open up the area behind the sign to help improve sidewalk and crosswalk use on West Street.

In 2021, the Highway Division applied for and was awarded a safety grant which yielded additional vehicle jacks that support heavy equipment during maintenance and repair. The Ed MacDonald Safety Enhancement Grant was provided by the Maine Municipal Association Workers Compensation Fund.

The temporary Cromwell Bridge #3, a Maine DOT bridge, on lower Ledgelawn Avenue remained open to one -way traffic while DOT progresses with engineering to repair the bridge. The bridge is in poor condition, and a temporary bridge structure was required to protect the integrity of the existing bridge.

The Division’s equipment fleet was strengthened with the trade-in of a 2015 Chevy one-ton truck and a 2017 Volvo plow truck that were replaced with new outfitted 2020 Ford one-ton truck and 2022 International plow truck, respectively. The Town Council spearheaded a public plow truck naming contest, and the chosen names were applied to snow removal equipment.

### **Parks and Recreation**

The ball diamond collaborative maintenance arrangement with the Acadian Little League (ALL) continues to the benefit of *all* users of the Athletic Field. The ALL gained approval to build a new snack shack and storage building. These buildings were placed in their new locations and were in operation this year.

Many annual events on the public parks that were cancelled in the prior year resumed activity in 2021. While the Town Band postponed performances, other groups took to the parks: art shows, the Corvette display, sports games, half-marathons, the Marty Lyons Little League Classic Tournament, seaside cinemas, luminary event, weddings, Acadia night sky festival, the Pancake Breakfast/Seafood Festival and other interest groups. Significant spring restoration work was conducted on baseball fields #3, #4 and #5, with extensive reshaping needed on baseball field #3.

The Parks and Recreation Committee held ten meetings in 2021. They worked on issues related to town parks, athletic fields and playgrounds; and reviewed event permit applications. Thanks to Amy Schwartz, who resigned in April when she moved away. She had served on the committee since 2017. Current committee members are John Kelly, Greg Veilleux, Desiree Sirois, Bob Huff and Jeff Dobbs.

## **Cemeteries**

The Town planned for the restoration of the Village Burying Ground (Mount Desert Street cemetery) wall sections: a 78-foot section and a 24-foot section; however, winter weather approached and the work was postponed for the spring.

## **Benches and Bike Racks**

Unsafe/unsalvageable park benches were replaced. In 2021, ten new park benches were approved for installation at Harborview Park by the Parks and Recreation Committee and they were installed by Highway crews.

Working with the Parks and Recreation Committee, a new bike rack was approved for installation at Agamont Lane near the access to the Shore Path. Highway crews installed the bike rack and also created a new garden space for the disturbed area.

## **Trees**

A dead tree was removed from Agamont Park, and storm damage cleanup was performed at Glen Mary Woods by a licensed arborist. Ongoing tree maintenance with trimming and chipping was conducted.

## **Solid Waste Division**

The Transfer Station and Recycling Center remained open and operating at regular hours since the start of the pandemic. The pandemic has had a considerable impact on the tonnage of both the municipal solid waste (MSW), which is household trash, and the recyclables. In addition, extra solid waste hauling costs continued during 2021 to transport waste to alternate disposal sites. The Coastal Resources of Maine facility in Hampden remained closed throughout 2021.

Superintendent Ronald Graves retired in April after 22-plus years of faithful and valued service to the Town. We hired Percy Clifford as the new Superintendent.

In April 2021, one of the existing MWS trailers caught on fire while it was being loaded inside the building. The Bar Harbor Fire Department was called and they swiftly extinguished the fire. No one was hurt and the trailer was not significantly damaged. It was inspected, repainted and put back in service.

The existing three trailers used to haul solid waste to the disposal site were not meeting the demand of peak Town-generated MSW, particularly during maintenance repairs of any one trailer. To accommodate the need, a used trailer was found, inspected, determined to be viable with additional parts, and purchased from another community.

## **Municipal Solid Waste (MSW)**

The Municipal Review Committee (MRC) brokered an arrangement with Penobscot Energy Recovery Company (PERC) in Orrington for all of the communities that had been sending their MSW to Coastal Resources of Maine. For our MSW, we have witnessed a 21% increase in 2021 from the previous year. In 2020, we shipped 4,075 tons of MSW compared to 5,178 tons in 2021. The additional hauling cost in 2021 was \$57,950. We

are currently continuing to send our MSW to PERC and our SSR to Casella Waste Systems. We are awaiting the possible reopening of the Hampden plant in 2022.

### **Single Sort Recycling (SSR)**

In 2021, we shipped 676 tons of SSR to Casella Waste Systems, a recycling facility in Old Town. Compared with 580 tons in 2020, this represents an increase in SSR tonnage of roughly 17% at an extra cost of \$73,214.

### **Metal Recycling**

Scrap metal revenues continue to fluctuate with the market. We recycled 137 tons, which netted \$7,582 in 2021. For comparison, 146 tons of scrap metal were recycled in 2020, which netted \$3,279.

### **Water Division**

The Water Division hired two new employees, Josh Conary who comes to us with five years water experience and Todd Daley who brings an array of diverse experience to the Water Division. Mark Allen worked for several years and retired in 2021.

As in previous years, we are continuing to replace old water meters. This year we replaced 45 manual read meters with new radio read meters. We currently have 1766 of the total 1779 meters reporting on radios. Many customers have seen the benefits of the radio read meters. With this system, in 2021 we notified approximately 41 customers that they had leaks in their plumbing. Of those customers, 8 had water leaks greater than 25 cubic feet per hour (187 gallons per hour or 3 gallons per minute). The largest loss was 60 cubic feet per hour (448.8 gallons per hour or 7.48 gallons per minute). By notifying customers of the leaks in their plumbing, we have saved many customers hundreds, if not thousands, of dollars in water and sewer bills and personal property damage. In addition to replacing meters, in 2021 we repaired 3 water main leaks and 4 service line leaks.

We are continuing to use the PeopleGIS system for mapping the water mains, service valves, hydrants and other Water Division infrastructure. This program allows us to map the infrastructure while performing our daily tasks. Although to map every valve, pipe and fitting will take several years to complete, the information will help us better respond to emergencies. We continue to link the valves and hydrants to the Cartegraph asset management system, which allows us to keep track of maintenance completed on individual assets.

The Duck Brook facility continues to function well since the upgrades in 2013. This year, we treated about 353,169,200 gallons of water. The average daily amount treated was 0.967 million gallons with a peak of 2.095 million gallons on June 29.

### **Wastewater Division**

In 2021, two long term employees left the Wastewater Division. Edward McFarland, Process Control Manager, retired after serving more than 36 years with the Wastewater Division. Daniel Ranzoni served twelve years with the Wastewater Division and helped

keep all the mechanical equipment running. With these two key employees leaving, we took the opportunity to reorganize the division, creating a dedicated Wastewater Superintendent, Operations Manager and Collection System Manager. This reorganization of staff to functions: 1) Overall responsibility, 2) collection system and 3) pumping and treatment, will lead us to better asset management and operational outcomes. Tony Griffin was promoted to Interim Wastewater Superintendent, Patrick Kidder was promoted to Collection System Manager and Everett Sanborn was promoted to Operations Manager. Austin Townley was hired to work on the collection system, post Andrew Joy's resignation in 2020. Justin Kelley served a few months with the Town before moving on. One wastewater position remains vacant at the end of 2021.

The year ended with a recorded total rainfall of 55.77 inches, which resulted in eight overflow events for 2021 versus five for 2020. Intensity and length of storms are leading contributing factors to overflows. Additionally, collection system rehabilitation projects, including main replacements, point source repairs, manhole replacements and flow monitoring, have all contributed to the reduction of inflow and infiltration (I&I) flow into the collection system. This approach has proven to reduce overflow events.

To assist with our Combined Sewer Overflow (CSO) program, the Town purchased and deployed in-system flow meters at key locations throughout the collection systems in the downtown area and hulls cove area. The flow meter data is being used to develop a hydraulic model of our collection system to allow us to understand the system's response to rain events and to allow us to model the various options of reducing our CSO volumes.

Vital to the I&I removal efforts is the collection system crew's work. Included this year was the inspection of 19,962 linear feet and cleaning of 14,525 linear feet of sewer mains. These efforts determine the condition of the collection system and facilitate the planning of necessary improvements.

Of course, your Wastewater crew continues routine work which includes, but is not limited to, property inspections, grease trap inspections, dig safe work, sludge dewatering and hauling, septic receiving, mandated laboratory testing, sewer connection permits, plant tours and safety/professional/compliance training. The inspector processed 18 new sewer connection permits this year. Besides the specific tasks above, the Wastewater crew performs routine maintenance on three plants and eleven pump stations.

In addition to all of the activities described above, all public works staff stepped up to the challenges continued by the Covid-19 pandemic, increases in land-based tourism, supply chain issues, and a higher than normal year of staff retirement and turnover. I'm proud to lead a professional group of dedicated and innovative Town employees. I also want to recognize the residents and businesses of Bar Harbor, the various committees and organizations, and other Town staff, who all helped public works' operations succeed throughout 2021.

Bethany Leavitt  
Public Works Director

**2021 PUBLIC WORKS STAFF**

**Highway Division**

Bill Soukup, Superintendent  
Travis Smith  
Jordan Pelletier  
Patrick Kaemerer  
Darren Robinson  
Stephen LaBelle  
Benjamin Beal  
Jeffrey Lewis  
Jason Lawrence  
Suzanne Banis, Office Manager  
Vacant Position  
Vacant Position

**Solid Waste Division**

Percy Clifford, Superintendent  
Samuel Bannister  
Sean Sweeney

**Wastewater Division**

Tony Griffin, Wastewater Superintendent  
Pat Kidder, Collection System Manager  
Everett Sanborn, Operations Manager  
Shawn Young  
John (“Jay”) Desjardin  
Austin Townley  
Vacant Position

**Water Division**

Jeff Van Trump, Utilities Superintendent  
Bennett Liscomb  
Brady Anderson  
Jason Alley  
Josh Conary  
Todd Daley  
Nancy Warner, Office Manager

## CONNERS EMERSON SCHOOL PRINCIPAL REPORT 2021-2022

It was a year full of change. Barb Neilly retired from her role as the Conners Emerson school principal after 32 years of service. She was the driving force behind technology integration in schools and championed innovated science curriculums for our middle school. Her dedication to rigorous instruction for all students led to two Blue Ribbon Awards for School Excellence and consistently above average testing scores. She was a fierce advocate for both students and staff, leading the school through both celebrations of success and during times of crisis. We will truly miss her. If you would like to send a card to Ms. Neilly to express your gratitude, share a memory or just say thank you, you can send to the school office.

### The enrollment for the Conners-Emerson School is as follows:

	K	1	2	3	4	5	6	7	8	Total
Oct 1, 2021	34	36	47	34	34	40	38	33	38	334*

\*Current enrollment: 325 (03/25/22)

The Conners Emerson School was able to provide in-person learning for all of its students as we continued to navigate Covid-19. Our staff worked tirelessly to meet each student where they were academically and emotionally in order to provide the appropriate amount of challenge and supports. The resilience of our students in adapting to new ways to teaching and learning in the past two years is nothing short of amazing and we celebrate the successes and progress of all of our “tigers”.

In following the recommendations from the Maine CDC and Maine DOE, we continued mandatory masking (until 3/19), physically distancing when possible, lunch in the classrooms/outside, and frequent hand sanitizing. Teachers quickly adapted their instruction and planning to meet the recommendations, still finding safe ways for students to work in pairs and small groups. The CES tradition of being an award-winning school and providing our students with the best education possible was not compromised in the least.

As a district we are working on the following goals:

**Goal 1: *Improve Student Achievement and Engagement in School-***

CES teachers and staff are dedicated to providing instruction which meets the needs of the individual student, as well as to develop skills which deepen and expand upon the learning standards. Each student in grades K-8 has an individual technology device such as a chromebook, iPad or Mac Air in order to access lessons during remote instruction times, as well as reinforce skills through software programs. Our RTI ( Response to Intervention) program continues to meet students where they are in order to support their learning, helping them meet expected standards and preparing students for any opportunity they may choose to explore. We will continue to bridge the learning gap of students in need through in school and summer programming.

**Goal 2: *Improve Teaching and Learning-***

Our teachers and staff are dedicated to continued professional learning, regularly attending trainings, completing advanced graduate coursework, as well as interning with our community partners. Currently over 50% of our teachers have advanced degrees. Collaboration has been a focus for this year in by planning times for teachers to meet in their teams to create cross-curricular units, discuss students of concern, review student data, and plan for engaging units of study.

We implemented a RTI program (Response to Intervention) that helps us to identify areas of challenge for students, provide targeted interventions, and progress monitor to determine if the interventions were effective or need to be modified. Our literacy and math interventionists assess progress, analyze student data and consult with classroom teachers to address the specific needs of students, identify gaps in their learning, and inform instruction. We look forward to reflecting on how our RTI program

met the needs of our students this year in order to plan for the next school year.

One area that has been impacted by Covid-19 in the past two years is our music programming. Last year we were unable to have students sing in the classrooms and were limited to the musical instruments they were allowed to play. Knowing that we wanted our students to have access to instruments, learn how to read notes, experience different forms of music, and not lose their love of music during this time, we became creative in our music offerings until we could go back to our traditional offerings. Our students learned to play the ukulele, they participated in new class called "A Little M.A.D." (music and dance) which is a collaboration of Art and Music to learn how they influence each other. We had our school rock band perform for the younger students. We created an abbreviated version of the Nutcracker. The list goes on and on, but the important thing is that though how we taught music changed due to Covid-19, the students still experienced and learned to love music. Music is just one of the many areas that were affected by the pandemic, but we found ways to make sure that our students were getting what they needed, though it may have looked a little different.

### ***Goal 3: Strategic Allocation of Resources, Use of Personnel and Financial***

We appreciate that the majority of our school budget is funded by local tax payers. Being fiscally responsible with spending is our priority. The School Building Committee is moving forward with plans to renovate and add an addition to the Emerson building (1962) and removing the Connors building (1952) pending voting approval. With the uncertainty of the buildings' future, we are continuing to maintain the safety of our buildings, making the necessary repairs, but being mindful of spending money on

new projects within the buildings that could be replaced in the next few years.

The hiring and scheduling of our staff is a fluid process based upon our budget, student needs, and programming. We want to make sure that we are using our existing staff effectively in supporting our students' learning, maintaining a safe building, and meeting their basic needs while at school. During this school year we experienced an increase in staff absences and leave requests which highlighted the flexibility of our teachers, support staff, custodians, and nurse.

Student engagement is an important part of student learning and feeling connected to their school community. Our teachers incorporate “hooks” into their lessons to increase student engagement. We also work with our local education partners to have students experience place-based learning. Our 6th and 7th graders will be heading to SEA Camp for 3 days at the Schoodic Educational Research Center, our 7th and 8th graders learned about ecology while ice fishing with Somes-Meynell. Our 6th graders headed south to the Science Center in Portland. We also are so fortunate to have Camp BeechCliff as a partner for community-building activities and district-wide days.

One other way to keep students engaged in school is to create opportunities for them to explore their interests and be part of social groups or teams. Our traditional sports teams are always very popular, in addition to the new clubs and groups that have emerged based upon student interests. Here are just a few of the afterschool options available to our students: Outdoor Club, Dungeons & Dragons, Girls Who Code, Cooking Club, Art Club, Civil Rights Team, Green Team, Lego Challenge Clubs, Volleyball, district show choir, Math Counts, rock band, and Latin Club.

All of our CES sports teams have done very well. Our baseball and softball teams last fall held their own against local competition with some great pitching and hitting. Our spring track teams had a blast and competed island-wide instead of outside of our area. In the fall our soccer teams (A and B teams) were very successful in their matches with a championship win over MDES under the lights at the high school. The cross-country team continued to show excellence sportsmanship in cheering each other on and we had some very, very fast times posted in their invitationals. Our girls basketball team and boys B team had rebuilding years with many new players and we look forward to see their progress next season. Our boys A team had a buzzer beater win in the championship game over MDES. Our cheerleading squad this year was huge and they were amazing as they performed at the home basketball games this season.

Due to the pandemic, many national, state and local competitions and events were not held. We still hold tight to our two National Blue Ribbon School of Excellence Awards (2017, 2004) and our current #1 ranking by Niche ([www.niche.com](http://www.niche.com)) for both public elementary (1 out of 312) and public middle schools (1 out of 184) in the State of Maine. Our students have submitted independent projects for National History Day, participated in school and district speech competitions, as well as three of our students participating in the state Math Counts competition this year.

Our school continues to celebrate diversity and individual uniqueness, with our middle school Civil Rights Teams. We also have a dedicated group of teachers that meet weekly to help our school in better understanding anti-racism, diversity, equity and inclusion. This year we continue to emphasize **ROAR (Respecting Others and self- Act Responsibly)** and Tiger **PRIDE (Promoting Responsibility In our Daily Environment)**.

Mrs. McCafferty will be retiring this year after 30 years of service at Conners Emerson. Also, Ms. Brotzman will be retiring this year from teaching Social Studies at the end of this year.

In closing, we would like to acknowledge the tremendous effort of the bus drivers, cafeteria staff, custodians, support staff, teachers and community members, and parents that have helped to make this school year as “normal” as possible for our students. The staff and students at Conners-Emerson continue to be most appreciative of the community’s contributions and support. We welcome your feedback and value hearing from you.

**Thank you Bar Harbor Families and Community** for all of the support and love you have shown CES this past year.

Respectfully Submitted,

Heather Webster, School Principal

<b>Professional Staff</b>	<b>Curricular</b>	<b>Years of Exp.</b>	<b>Education</b>
Heather Webster	School Principal	20	5+
Laura Savage	Assistant Principal	17	5
*Amanda Dyer	Kindergarten Teacher	32	4
*Deb Mountford	Kindergarten Teacher	26	4+
Amber Newman	Kindergarten Teacher	16	4
Kimberly Craighead	Grade One Teacher	11	4
Sarah Pottle	Grade One Teacher	4	4
Jamie Young	Grade One Teacher	6	4
Allyson Bender	Grade Two Teacher	1	4

Patty Galeaz	Grade Two Teacher	27	4
Isabel Keene	Grade Two Teacher	4	4
Bethany Anderson	Grade Three Teacher	4	4+
Marianne Tripp	Grade Three Teacher	7	4
Danielle Emmons	Grade Four Teacher	7	4
Abbie Pappas	Grade Four Teacher	7	4
Meggie Curtis	Grade Five ELA Teacher	3	4
Heather Dority	Grade Five Math Teacher	14	4
Beth Gilman	Grade Six ELA Teacher	13	5
Christina Nicholson	Grade Six Math Teacher	16	5
*Brian Cote	Grades 5/6 Science Teacher	24	5
Michael Fournier	Grades 5/6 Social Studies Teacher	13	5
Amanda Patten	Grade Seven ELA Teacher	2	5
Kim Smallidge	Grade Seven Math Teacher	29	5
Amy Schmitt	Grade Eight ELA Teacher	4	4
Keely McConomy	Grade Eight Math Teacher	1	4
Lynn Hanna	Grade 7/8 Science Teacher	15	4+
*Cindy Brotzman	Grades 7/8 Social Studies Teacher	33	5+
Anne Rosborough	Special Education Teacher	31	4
Melanie Mace	Special Education Teacher	21	4
Megan Monzillo	Special Education Teacher	3	4
Deidre Swan	Special Education Teacher	6	5
Kim Gray	Special Education Teacher	12	5+
Suzanne Bishop	Speech/Language Teacher	24	CCC/5+
Jeanne Gilpatrick	Speech/Language Teacher	34	CCC/5+

Kim Heist	K-2 Reading Interventionist	26	5
Caresse Hanson	K-4 RTI ELA Interventionist	6	4+
Nikki Dawes	K-4 Math Interventionist	10+	4+
Jennifer Sirois	5-8 ELA Interventionist	10+	4+
Emily Rusiecki	5-8 Math Interventionist	9	4+
Mary Mackay	Gifted/Talented Teacher	16	4+
Melissa Bishop	School Nurse	25	RN/4
Edith Dubois	School Social Worker (80%)	25	5
Carol Rosinski	Guidance Counselor	40	5
Siobhan Ryan	Librarian	15	5
Rebecca Edmondson	Music Teacher	32	5
Daniel Granholm	Music Teacher (80%)	23	4
Bryan Dionne	PE/Health Teacher	19	5
Helen Jolley	PE/Health Teacher	8	5
Allison Maurais	Art Teacher	5	4
Lynda Millar	French Teacher	33	4
Chrissy Parkinson	Technology Interventionist	13	5
Tom Brown	Technology (40%)	1	4
Tim Bland	Student Resource Officer	12	4
<i>*Denotes Master Teacher/National Board Certified Teacher</i>			

## Support Staff

**Secretaries:** Taylor Hamor and An McCafferty

**Kitchen Staff:** Tina Lunt (Head Cook), Laurel Elk, and Heather Clement

**Nurse Assistant:** Kelly Roos

**Maintenance Staff:** Peter Alley (Head Custodian), Chase Brown, Kurt Lockhart, Tammy Carney, and David Tomlinson

**Ed Techs:** Jeremy Averill, Angie Bouchard, Melissa Bremekamp, Cheri Brown, Heather Carlisle, Vanessa Crawford, Karen Collins, Kara Daul, Kim Frazier, Julie Fulton-Kelly, Megan Graham, Heather Kelly, April McGuire, Kristen Murphy, Dana Noble, Renee Quebbeman, Jaylene Roths, Claire Sasner, and Leslyn Shea

**Floating Subs:** Dory Smith Graham and Cate Splane

## AOS# 91 Administrative Staff

Mike Zboray	Superintendent of Schools
Rhonda Fortin	Director of Curriculum Pre-K-6
Julie Keblinsky	Director of Curriculum 7-12
Melissa Beckwith	Director of Special Services
Catherine Kozaryn	Director of Special Education
Selena Dunbar	Administrative Assistant
Karen Shields	Receptionist/ Secretary
Nancy Thurlow	Business Manager
Bria Stanley	Bookkeeper
Joshua Young	Informational Technology

## Bar Harbor School Committee

Lilea Simis (Chairperson), Dwayne Bolt, Patrick Skeate,  
Robin Sue Tapley, and Marie Yarborough

This report focuses on the collective efforts of students, staff, and administrators working in the MDI Regional School System/AOS 91 during the 2020-21 school year. The tables below summarize our collective efforts, specific areas of focus, and, in some cases, revisions to plans for each Goal Area, as well as steps we plan to take in the 2021-22 school year.

**Goal 1: Improve Student Achievement and Engagement in School**

Looking back, we... <i>(September 2020 to August 2021)</i>	Looking ahead, we plan to... <i>(September 2021 to August 2022)</i>
<ul style="list-style-type: none"> <li>● Explored the feasibility of Pre-K programs to serve Tremont, Southwest Harbor and Mount Desert. A program to serve Tremont and Southwest Harbor 4-year olds was reviewed and approved by both local boards.</li> <li>● Implemented the Touchstones Discussion Project in at least half of our social studies classrooms in grades 6-11 to support the new Civil Discourse standard adopted and launched this year.</li> <li>● Launched the Superintendent’s Anti-Racism Task Force to engage students, staff and community members in anti-racism work.</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>● Established and implemented a voluntary K-8 Virtual Academy program to engage students attending school remote-only</li> <li>● Designed instruction and hands-on learning experiences at the high school within a hybrid schedule.</li> <li>● Followed the advice of the Safe Return to School Advisory Committee to prioritize daily in-school teaching and learning for students in grades K-4 and for middle school students to the extent possible. Beginning in December all students enrolled at our K-8 schools participated in in-person learning for the remainder of the school year.</li> <li>● Provided hot spots where needed to improve connectivity for families.</li> <li>● Worked with our educational partners to develop and implement curriculum-connected Virtual Field Trips and experiences.</li> <li>● Worked proactively to design and implement safe graduation and promotion ceremonies that met COVID-19 requirements.</li> </ul>	<ul style="list-style-type: none"> <li>● Implement a Pre-K program to serve Tremont and Southwest Harbor, Mount Desert and explore the feasibility of implementing additional pre-K programming using a variety of partnership models.</li> <li>● Support the Touchstones Discussion Project in all 6 - 11 social studies classrooms.</li> <li>● Continue to support the Anti-Racism Task Force by collaborating with the co-leaders and working to carry out recommended action items.</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>● Follow the continued advice of the Maine DOE, MDI Hospital, and the Jackson Lab for carrying out full-time in-person instruction in all of our schools and to support extra-curricular activities.</li> <li>● Continue to collaborate with our educational partners to develop and implement curriculum-connected virtual and in-person Field Trips and experiences, following MDIRSS COVID-19 mitigation strategies.</li> <li>● Expend grant funds to support hotspot services for students who must quarantine due to COVID-19.</li> </ul>

**Goal 2: Improve Teaching and Learning**

Looking back, we... <i>(September 2020 to August 2021)</i>	Looking ahead, we plan to... <i>(September 2021 to August 2022)</i>
<ul style="list-style-type: none"> <li>● Continued online professional learning opportunities to improve K-12 math, reading, writing and science instruction.</li> <li>● Expanded representation and inclusivity in the books selected for classroom and school libraries, and to be used as a part of the general classroom instruction.</li> <li>● Offered the following Collaboratories to interested</li> </ul>	<ul style="list-style-type: none"> <li>● Continue to strengthen our academic and behavior Response-to-Intervention (RTI) programs in all MDIRSS schools.</li> <li>● Provide opportunities, resources and support for teachers to develop and refine Anti-Bias/Anti-Racism lessons and practices.</li> <li>● Provide opportunities, resources and support for teachers</li> </ul>

<p>administrators, teachers &amp; Ed Techs: Restorative Justice, Diversity, Equity &amp; Inclusion, Civil Discourse, and Trauma-Informed Practices.</p> <ul style="list-style-type: none"> <li>Revised social studies standards and curriculum.</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>Launched district-wide hybrid and remote learning using a variety of technology tools.</li> <li>Supported on-going and often peer-led professional development related to hybrid/remote teaching.</li> <li>Investigated and responded to learning interruptions due to COVID-19.</li> </ul>	<p>to develop and refine Trauma-informed practices.</p> <ul style="list-style-type: none"> <li>Review the newly updated Maine DOE ELA and Math standards and revise the curriculum as needed (standards and scope and sequence)</li> <li>Continue to focus on social-emotional learning and mental health.</li> <li>Review the current Professional Growth and Evaluation System</li> <li>Increase opportunities for teacher leadership</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>Work to ensure that all students have access to high-quality instruction and can continue learning if they are not able to attend school in person.</li> </ul>
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**Goal 3: Strategic Allocation of Resources, Use of Personnel and Financial Planning**

Looking back, we...(September 2020 to August 2021)	Looking ahead, we plan to...(September 2021 to August 2022)
<ul style="list-style-type: none"> <li>Supported four MDIRSS principals in achieving their superintendent certification.</li> <li>Continued to advance and expand conservation, sustainability and alternative energy programs in all MDIRSS schools (ex. Electric Bus)</li> <li>Created a partnership with Acadia Family Center to provide social and emotional support for students and hired another school psychologist to facilitate this work.</li> <li>Hired an Operations Manager position to support transportation, maintenance and logistical and building-based needs of schools.</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>Revised budgets downward as needed.</li> <li>Use federal COVID Relief Funds to safely open schools.</li> <li>Managed 24 new federal and state grants.</li> <li>Reorganized food services and publicized available community food resources to support families.</li> <li>Developed and implemented a Safe Return to School plan.</li> </ul>	<ul style="list-style-type: none"> <li>Develop leadership pathways for ed techs and teachers.</li> <li>Complete major upgrade of technology infrastructure including replacement of firewalls, expansion of bandwidth and extension of wifi to areas outside of each school.</li> <li>Review and update the district website to improve communications with staff, families and MDIRSS communities.</li> <li>Contract with an external Human Resources provider to reduce current legal fee expenses, support business office personnel, principals and to provide a consistent response to staff needs.</li> <li>Hire a district nurse to provide supervision and building-based support.</li> <li>Hire a tech support specialist for Bar Harbor, Southwest Harbor, and the district.</li> <li>Continue to work with the school board to plan and implement a combined middle school.</li> </ul> <p><i>Specific to COVID-19 impact:</i></p> <ul style="list-style-type: none"> <li>Expend grant funds to partner with Acadia Family Center to support the social and emotional health of students and families in Trenton, Tremont and Southwest Harbor who have been adversely impacted due to COVID-19.</li> <li>Implement a pooled testing program for staff and students.</li> <li>Use federal COVID Relief Funds to safely open schools.</li> <li>Use federal funds to continue to provide food resources to support families in the community.</li> </ul>

*Respectfully submitted by: Marc Edward Gousse, Ed.D., Superintendent of Schools, Julie Koblinsky, Director of Teaching and Learning 7-12; Rhonda Fortin, Director of Teaching and Learning Pre-k - 6; Melissa Beckwith, Director of Special Services; Cathy Kozaryn, Assistant Director of Special Services, and Nancy Thurlow, Business Manager working in close collaboration with all of the principals of schools in the MDI Regional School System: Matt Haney (MDI High School), Heather Webster (Conners-Emerson School), Gloria Delsandro (Mount Desert Elementary), Crystal DaGraca (Trenton Elementary School), Hayley Fenton (Cranberry Islands, Swan's Island and Frenchboro Schools), Mike Zboray (Pemetec Elementary School), Jandrea True (Tremont Consolidated School).*

2021 ANNUAL REPORT  
MOUNT DESERT ISLAND HIGH SCHOOL  
REPORT OF THE PRINCIPAL

When we published this report in the early spring, we had high hopes that it would be the last time we would be thinking about things like social distancing, face masks, and quarantine. As it turned out, we were not so fortunate. However, the challenges of the last two years have left us stronger and more adaptable. I am proud of the resilience of both the students and the staff as schedules, mitigation efforts, and our entire way of being has evolved.

**Academic Challenge at MDI High School**

I am very proud of the education that our students experience. They have the opportunity to be challenged on many different levels. We offer a range of courses that cover all levels of student interest and ability. Year after year our students exceed state norms in their performance, both on standardized tests and with hands-on performance. Our students work hard alongside their teachers and as a result achieve impressive results. This year we've instituted a schedule that includes FlexTime, an offering twice a week that allows students to meet with their teachers for support in their classes as well as to participate in enrichment activities that stimulate their brains in new ways.

**Budget**

The budget that the MDIHS school board has approved for the 2022-2023 school year is up 6.4% which is 8% over the current fiscal year. Most of the increase is the result of salary adjustments for employees and for associated health care benefits. Our human resource is our greatest strength and well worth the investment. Due to decreased revenues, particularly in carryover, the assessment to towns is up just over 8.5%. I feel confident that this budget is built responsibly and will serve the needs of our communities' students well. We have always enjoyed and appreciated the support of our taxpayers and that is a major factor in our success as a school.

**Facilities**

The Board of Trustees has begun exploring the feasibility and logistics of expanding and modernizing our library and science wings. Both areas of our school were part of the original design and function of the building which opened in 1968. While our library and science faculty and staff do an amazing job teaching in their current spaces, the possibilities abound for 21st century learning that can be actualized with these upgrades which are in the planning process. To that end, they have entered into an agreement with Oak Point Associates of Portland to develop concept designs and cost estimates for these vital upgrades to our facilities. If all goes well, we hope to begin construction in the summer of 2023.

**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 are blessed to have such a talented, diverse, and committed faculty and staff.

### **Farewell**

2021 bid farewell to 10 valued members of our faculty and staff. We wish them well with their future endeavors. The individuals who have moved on are: Butch Bracy (maintenance), Julie Koblinsky (Dean of Curriculum), Becky Keefe (special ed), Christina Leps (special ed), Kelly Roos (full time sub), Weslea Sidon (special ed), Megan Smith (title 1), Mary Swift (special ed), Grace Young (full time sub), and Warren Young (full time sub).

### **Welcome**

We are excited to welcome Erin Allen (special ed), Eli Toni Antonio (special ed), Kara Beal (English), Jill Cohen (Dean of Curriculum), Molly Humphrey (English), Brooke Kearns (food service), Jennifer Kramp (special ed), Max Mason (special ed), Miranda Snyder (English), and Andi Stringer (special ed.)

This has been a fulfilling, rewarding and challenging year. As always, I appreciate the support from the students, staff, families, and greater community. I look forward to seeing everyone at the Annual High School Budget Meeting at 6:00 p.m. on April 6, 2022, at the high school campus Higgins-Demas Theatre.

Respectfully submitted,

Matt Haney, MDIHS Principal

## MT. DESERT ISLAND ADULT AND COMMUNITY EDUCATION

Mt. Desert Island Adult and Community Education program provides ongoing high school completion, college readiness, career and educational advising, workforce training, and enrichment opportunities for adults in our communities. Mt. Desert Island Adult Education offers programs that enrich, enable, and energize our community so that its members can experience richer and more productive lives. Director, Anne Patterson, and Academic Coordinator, Timothy McKim, thank the school administrators, community partners and affiliates, and students for their support and participation throughout the 2019-2020 school year.

The academic program consists of high school completion, college preparation, literacy, and English Language learning. We also provide proctoring services for the University of Maine System as well as for other post-secondary institutions and for industry recognized certification. The college preparation program is paid for through a state grant called Maine College and Career Access Grant. Some program costs and academic purchases may qualify for reimbursement from the Adult Education and Family Literacy Act (AEFLA), a federal grant.

MDI Adult Ed runs two semesters that roughly reflect the high school's schedule. During the summer we also have a modified schedule in order to work with academic students. Throughout the 2019-2020 school year we worked with 3 ESL students, 2 College Prep students, and roughly twenty-five High School Completion students. Five students were awarded their high school completion diplomas. (The diploma number was suppressed by the interruption of COVID-19 closures beginning March 13, 2020.)

Workforce classes are typically courses that result in an industry recognized certificate, such as Certified Nurse Assistant (C.N.A.). MDI Adult Ed, along with Birch Bay Village and MDI Hospital, ran a CNA course in which there were five registrants of which four completed. Just before COVID-19 caused school closures, a Certified Clinical Medical Assistant class had just started with eight registrants. Although in-class teaching ceased as of 3/13/2020, most students were able to complete the program online.

Our evening enrichment program yielded 620 registrations. We offered 68 classes of which 60 ran. Many of our classes ran full, often with waiting lists. Some of the new classes we offered included Batik, dog training, guitar, and vegan cooking. Thanks goes to Martie Crone, our evening coordinator. We are inspired by everyone who teaches and participates in our enrichment program.

As with every business, school, organization, and person, closures caused by COVID-19 interrupted MDI Adult Ed on all levels. Despite last minute attempts to provide students with resources and materials to continue learning, we were unable to continue working with them. Then, in May 2020 Tim McKim resigned and moved onto another position out-of-state. June 2020 left MDI Adult Ed in a perfect opportunity to reset, redesign, and rebuild. Stay tuned!

We are very grateful for all the support we garner from the MDI High School, the administration, and the school board. Thanks to this wonderful community and all of our participants who support, spread the word, and appreciate our work.

Community members interested in teaching are always invited to contact our office for more information. We continue to strive to improve and expand our programming to meet your needs.

Respectfully submitted,  
Anne Patterson, Director

MDIHS TRUSTEES' ANNUAL REPORT  
 March 10, 2022

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 Mount Desert Island Regional School District Board of Trustees covering the year ending December 31, 2021.

The following Trustees were serving at the end of 2021, with terms expiring as indicated:

<b>MEMBER</b>	<b>TOWN</b>	<b>TERM EXPIRES</b>
Robert Jordan, Chair	Bar Harbor	2024
Ann Ratcliff, Vice Chair	Southwest Harbor	2024
Joseph Cough	Bar Harbor	2023
Robert Webber	Bar Harbor	2022
Anthony Smith	Mt. Desert	2024
Carole Plenty	Mt. Desert	2023
Julianna Bennoch	Mt. Desert	2022
Ingrid Kachmar	Southwest Harbor	2023
Steve Hudson	Southwest Harbor	2022
Lawson Wulsin	Tremont	2023
Keri Hayes	Tremont	2024
Kristin McKee	Tremont	2022

This past year has been a challenge for all of us during this pandemic. It has been through the fortitude and commitment of your Trustees that we are moving forward with improvements and expansion of both the science wing and the library. Both of which are badly needed and will provide an improved learning environment for all our MDIHS students in the future. We have secured working with the firm Oak Point Associates for the design phase of this project and we are excited to collaborate with them as they develop solutions for these learning environments.

I have been proud to serve as both Chair and as one of Bar Harbor’s Representatives on the Board of Trustees over the past year. All our members work hard to maintain and to insure the best facilities for our high school students, teaching staff, support staff and administrators. Providing a facility that the island community can be proud of now and in the future is always part of our discussion and decision making.

The Trustees would like to thank Principal Matt Haney, all the staff, teachers, and students for their hard work and commitment to keeping everyone safe and protected while continuing to provide the highest level of education.

I would like to personally thank all our Trustees for their work and commitment that help support the education and development of all the young people here on Mt. Desert Island. It is a reflection of the community how much we value this place.

The Trustees also appreciate all our island communities that provide us with the necessary financial support to continue providing a quality-learning environment at Mt. Desert Island High School.

Finally, I would like to recognize and thank Marc Gousse for his service and work with this Board as well as the Regional School District as a whole. We wish him all the best in his retirement. I'm sure I speak for the Trustees in welcoming our new Superintendent Mike Zboray. We look forward to working with him.

Respectfully Submitted,

Robert Jordan  
Chairman  
MDIHS Trustees



Founded in 1899 and incorporated in 1969, the Bar Harbor Chamber of Commerce is a non-profit organization comprised of nearly 400 independent businesses. The Chamber's mission is to promote the business interests and general welfare of the town of Bar Harbor, Hancock County, and surrounding areas and to provide an excellent experience to those who choose to visit our region.

The Chamber of Commerce, as a membership organization, reflects the needs and concerns of its membership. One of the Chamber's primary goals is to foster a sustainable tourism industry and promote the Bar Harbor area as one of the world's premier travel destinations. The Chamber also works to support a robust year-round community by finding solutions to the major issues facing our area like housing and workforce shortages.

We work as a partner with the town of Bar Harbor to provide exceptional service to visitors. At our visitor service locations, we meet guests face-to-face and offer guidance on navigating our town and Acadia National Park more efficiently. Our visitor services staff members answer questions related to parking, lodging, dining, the weather, activities, and so much more. In 2021, we answered nearly 7,000 phone calls from visitors, while also safely providing one-on-one information to over 57,000 visitors at the Chamber's visitor center on the corner of Cottage and Main Streets.

The Chamber is also happy to organize and produce many of our community's most beloved events, including the Fourth of July Parade and Fireworks, Early Bird Pajama Sale and Bed Races, Village Holidays Celebration & Sale, Seaside Cinema outdoor movie nights, Art in the Park, and the Memorial Day Remembrance Ceremony. In 2022, with the support of the Town of Bar Harbor, we will continue providing events that foster a sense of community and create memories that will last a lifetime.

The Chamber of Commerce is working to ensure that Bar Harbor remains a vibrant year-round community by supporting the businesses and residents who choose to be here. Over the years, the Chamber has strived to extend the tourism season so that hospitality businesses could open earlier and stay open later in the year. Now, our community is fortunate to have restaurants, shops, hotels, and coffee shops, as well as a hospital, trade services, nonprofits, and so many other businesses available to us at all times of the year.

The Bar Harbor Chamber is proud to partner with the town of Bar Harbor and we look forward to continuing our service to the community and our members.

Sincerely,

A handwritten signature in black ink, appearing to read "Alf Anderson", is written over a light blue horizontal line.

Alf Anderson  
Executive Director  
Bar Harbor Chamber of Commerce

---

P.O. Box 158, Bar Harbor, Maine 04609-0158 • 207.801.2566

E-Mail: [alf@visitbarharbor.com](mailto:alf@visitbarharbor.com) • Web Site: [visitbarharbor.com](http://visitbarharbor.com)

# Mount Desert Island and Ellsworth Housing Authorities

80 Mount Desert Street  
PO Box 28  
Bar Harbor, Maine 04609  
Phone 207-288-4770 | Fax: 207-288-4559 | TTY 207-288-4770  
Executive Director H. Duane Bartlett

## Annual Report

### The Bar Harbor Housing Authority

The mission of The Bar Harbor Housing Authority (BHHA) is to provide decent, safe and sanitary housing for income eligible seniors, the disabled, and families within its jurisdiction. The BHHA's four locations, all in town Bar Harbor, are owned and administered by the MDI & Ellsworth Housing Authorities. Currently, 170 individuals and families are being served. Each location has a separate waiting list for those interested in becoming tenants; applications are always being accepted, waiting lists are never closed.

The MDI and Ellsworth Housing Authorities' Public Housing and Housing Choice Voucher Programs assisted over seven hundred individuals and families throughout Hancock County in 2021 in the amount of \$3,762,908. Payment in lieu of taxes (PILOT) to the Town of Bar Harbor for 2021 was \$36,695.00.

The Acadia Community Association, the Housing Authorities' 501(c)3, provided programming for seniors across Mount Desert Island, from nutritious Meals on Wheels options, to a myriad of wellness classes for seniors.

The Bar Harbor Housing Authority Commissioners Board, Executive Director, and Staff are sincerely grateful for the continued support from all at the Bar Harbor Town Office, the Town Council, the Police Department, the Fire Department, and the Public Works Department of the Town of Bar Harbor. All help the BHHA achieve its mission of providing decent, safe and affordable housing for community members.

The Bar Harbor Housing Authority Board of Commissioners meets the first Wednesday of each month. The meetings are handicapped accessible and open to public attendance. Please call Theresa at 207-288-4770, extension 127, to confirm the date and time of Board meetings, as dates & times are subject to change.

The Housing Authorities' office is located at 80 Mount Desert Street, in Bar Harbor, ME. The office is open from 8 a.m. to 4 p.m., Monday through Friday. To contact the Housing Authorities, please call 207-288-4770 or e-mail Executive Director H. Duane Bartlett at: [duane.bartlett@emdiha.org](mailto:duane.bartlett@emdiha.org).

Respectfully submitted,

  
Dr. Richard Fox, Chairman

Bar Harbor Housing Authority Board of Commissioners



SUSAN M. COLLINS  
MAINE

413 DIRKSEN SENATE OFFICE BUILDING  
WASHINGTON, DC 20510-1904  
(202) 224-2523  
(202) 224-2693 (FAX)

United States Senate  
WASHINGTON, DC 20510-1904

COMMITTEES:  
APPROPRIATIONS  
HEALTH, EDUCATION,  
LABOR, AND PENSIONS  
SELECT COMMITTEE  
ON INTELLIGENCE  
SPECIAL COMMITTEE  
ON AGING

Dear Friends:

I am deeply honored to serve the people of Maine in the U.S. Senate, and I welcome this opportunity to share some of the areas I have been working on over the past year.

The ongoing COVID-19 pandemic continues to pose enormous challenges for our state and our country. When the pandemic began, I co-authored the Paycheck Protection Program that helped small businesses remain afloat and keep their employees paid. In Maine, our small businesses received more than 47,000 forgivable loans totaling \$3.2 billion. I also led efforts to provide relief for loggers, lobstermen, and bus companies.

In addition, I helped secure \$700 million to assist Maine's overwhelmed hospitals and nursing homes, and a new law I led prevented Medicare payment cuts to help further ease the financial strain on our hospitals. I also urged the CDC to update its recommendations so that our students and teachers could safely return to their classrooms, and I pressed the Administration to end the closure of the U.S.-Canada border.

While addressing the pandemic has been a major focus, I've also worked hard to ensure Maine's other needs are met. A group of 10 Senators, of which I was a part, negotiated the landmark bipartisan infrastructure bill that was signed into law in November. I co-authored the section of the bill that will provide Maine with as much as \$300 million to expand high-speed internet in rural and underserved areas.

Soaring inflation is another crisis, particularly when it comes to the cost of heating oil. I have strongly supported federal programs that help Maine families stay warm. In November, Maine was awarded \$35 million to help low-income Mainers pay their energy bills. And the bipartisan infrastructure bill included \$3.5 billion to help families make energy efficiency improvements that would permanently lower their heating costs.

As a senior member of the Appropriations Committee, I have supported investments in Maine's communities. This year's funding bills include \$265 million I championed for 106 projects across Maine. These projects would help create jobs, improve workforce training, address the opioid crisis, and increase access to childcare and health care services. In addition, I worked to reverse proposed cuts to our Navy in order to help protect America and keep the skilled workers at Bath Iron Works on the job. The bills also include \$475 million for the construction of a new dry dock at Maine's Portsmouth Naval Shipyard that will allow the Navy to continue to carry out its submarine missions. I will keep working to get these important bills enacted.

No one works harder than the people of Maine, and this year I honored that work ethic when I cast my 8,000<sup>th</sup> consecutive vote, becoming the only Senator in history to do so without ever having missed a roll call vote. The Lugar Center at Georgetown University once again ranked me as the most bipartisan Senator for the eighth year in a row.

In the New Year, I will keep working to solve problems and make life better for the people of Maine and America. May 2022 be a happy, healthy, and successful one for you, your family, and our state.

Sincerely,



Susan M. Collins  
United States Senator

ANGUS S. KING, JR.  
MAINE

133 HART SENATE OFFICE BUILDING  
(202) 224-5344  
Website: <https://www.King.Senate.gov>

# United States Senate

WASHINGTON, DC 20510  
January 3, 2022

COMMITTEES:  
ARMED SERVICES  
CHAIRMAN, STRATEGIC FORCES  
SUBCOMMITTEE  
BUDGET  
ENERGY AND  
NATURAL RESOURCES  
CHAIRMAN, NATIONAL PARKS  
SUBCOMMITTEE  
INTELLIGENCE  
RULES AND ADMINISTRATION

Dear Friends,

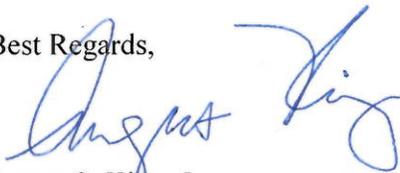
On the heels of 2020's challenges, 2021 brought us both amazing progress and frustrating setbacks. The incredible rollout of several effective, FDA approved COVID-19 vaccines helped reduce the risks of this deadly pandemic – but vaccine hesitancy, combined with the dangers of new variants, have prolonged this crisis and created new risks for Maine people. The challenges raised tension levels to boiling points during the fallout of the 2020 presidential election and the January 6<sup>th</sup> Capitol attack. But despite that, Congress was able to deliver for a nation gripped by an unprecedented pandemic. As we reflect back on the year, we see the important action that will make a difference for Maine people – as well as work still unfinished.

As COVID-19 continued to impact communities across our state and the country, Congress's first priority this year was to confront the pandemic's health threats and economic toll. We immediately got to work on the *American Rescue Plan*, crafting an emergency bill to meet the moment and get our nation back on stable footing. The legislation delivered essential support to businesses facing crises, households in need, and the medical professionals on the front lines of this fight. The funds helped get vaccine shots in arms, while also confronting the damage done to our economy. All told, the *American Rescue Plan* is bringing billions of dollars to Maine, helping the state continue to push through this crisis and bounce back stronger than ever.

After passing the *American Rescue Plan*, Congress turned its attention to a longstanding but unfulfilled priority: infrastructure. Through hard work and compromise, both parties came together to pass a bipartisan bill that finally addresses key infrastructure needs. For Maine people, the bill means an estimated \$1.5 billion to repair crumbling roads and out-of-date bridges, \$390 million to improve access to clean drinking water, and more. I am most excited about the significant funding for broadband – because, as we have seen during the pandemic, broadband is a necessity to succeed in the 21<sup>st</sup> century economy. The historic investments in the bipartisan infrastructure bill, combined with additional funding I pushed for in *the American Rescue Plan*, will bring an estimated \$400 million for broadband home to Maine. These funds will be nothing short of transformational, creating new opportunities across our state.

These two bills have made and will continue to make a real difference for Maine people, helping to both address the challenges of COVID-19 and lay a foundation for long-term success. I am proud of what we've accomplished this year – but I know there is still a lot of work to do and that the road ahead is challenging. Even still, I am filled with optimism because I know the true nature of our citizens, though challenged, has not changed. Despite every hardship, people in towns and communities have stepped up with strong local leadership, a willingness to help, and a Maine 'neighborhood' spirit. It is why I truly believe we can and will get through anything together. Mary and I wish you a happy, healthy, and safe 2022.

Best Regards,



Angus S. King, Jr.  
United States Senator

AUGUSTA  
40 Western Avenue, Suite 412  
Augusta, ME 04330  
(207) 622-8292

BANGOR  
202 Harlow Street, Suite 20350  
Bangor, ME 04401  
(207) 945-8000

BIDDEFORD  
227 Main Street  
Biddeford, ME 04005  
(207) 352-5216

PORTLAND  
1 Pleasant Street, Unit 4W  
Portland, ME 04101  
(207) 245-1565

PRESQUE ISLE  
167 Academy Street, Suite A  
Presque Isle, ME 04769  
(207) 764-5124



**Jared Golden**  
Congress of the United States  
2nd District of Maine

Dear Friends,

I hope this letter finds you safe and well. It remains a privilege to represent you in Congress, and I appreciate the opportunity to update you on what I have been working on for the people of the Second Congressional District.

This year, our small businesses, workers and families, hospitals, states, and towns continued to face challenges related to the coronavirus pandemic. COVID-19 has been a serious threat to public health and our economy that requires a comprehensive, ongoing response. While we are not yet out of the woods, there is a light at the end of the tunnel. Still, I know there are many Mainers who will continue to need assistance getting through this pandemic. I am committed to making sure our communities' most urgent needs are met to get our economy back on track.

One thing I am particularly proud of this year is that Democrats, Republicans, and the Biden Administration worked together to pass the bipartisan *Infrastructure Investment and Jobs Act*, which will make a once-in-a-generation investment in our nation's infrastructure and support Maine jobs. This bill will bring \$1.3 billion to Maine for highways and \$225 million for bridge replacement and repairs, as well as \$234 million to improve public transportation options. It will also allocate over \$100 million to help provide broadband access to the 42,000 Mainers currently without it and make 310,000 Mainers eligible for the Affordable Connectivity Benefit to help families pay for internet access. Crucially, it will also provide Maine with \$390 million to combat Maine's historically high rates of lead poisoning by replacing lead pipes and allowing Maine families access to clean drinking water.

Another one of my priorities in Congress is protecting Maine jobs. For one, shipbuilders at Bath Iron Works are a vital part of our economy, and the ships they build are critical to our national security. Throughout 2021, I led the Maine congressional delegation in pushing back against the Biden Administration's proposed decrease in DDG-51 shipbuilding, a proposal that would have had serious consequences for the shipbuilding workforce at BIW, one of the two shipyards that produces these destroyers, and American naval capabilities around the world. We fought successfully to include authorization for construction of three new DDG-51 destroyers in the final National Defense Authorization Act. I will continue to work hard with my colleagues on the House Armed Services Committee to ensure that we protect our national security and shipbuilding jobs in Maine.

My most meaningful work in Congress continues to be providing direct assistance to Mainers. My staff and I stand ready to serve you. If you are looking for assistance with a federal agency, help for your small business, or want to keep me informed about the issues that matter to you, please reach out to one of my offices below:

- **Caribou Office:** 7 Hatch Drive, Suite 230, Caribou ME 04736. Phone: (207) 492-6009
- **Bangor Office:** 6 State Street, Bangor ME 04401. Phone: (207) 249-7400
- **Lewiston Office:** 179 Lisbon Street, Lewiston ME 04240. Phone: (207) 241-6767

I am especially glad to share that my wife Izzy and I were pleased to welcome our daughter, Rosemary, into the world this year. Mom and baby are happy and healthy, and we're so thankful for this blessing. We look forward to showing her the beauty of Maine in the months and years ahead.

Sincerely,

Jared F. Golden  
Member of Congress

Dear Neighbors:

It continues to be an honor to serve you in the Maine House of Representatives. I am proud to be your advocate in Augusta.

In 2021, despite the challenges of the COVID-19 pandemic, we were able to deliver big victories for the people of Maine. We passed a two-year state budget with overwhelming bipartisan support that will stabilize property taxes, keep free breakfast and lunch available to all students and protect our natural resources. We took steps to make health care more accessible, made much-needed investments in our infrastructure and allocated federal relief funds to help small businesses, fill workforce shortages and expand access to child care.

As I write this, we have recently begun the second year of the two-year term in January 2022. In the coming months, I will be working to build on these successes and focusing on the areas where more work is needed. That includes expanding access to affordable housing, combatting the opioid epidemic and strengthening our workforce, among other issues.

I continue to serve on the Transportation Committee, where we have resumed holding virtual public hearings and work sessions on proposed legislation. I am also proud to continue to advocate for local medical marijuana growers and caregivers by sponsoring legislation to clarify new rulemaking parameters for the Office of Marijuana Policy and define the role of the Legislature in the rulemaking process.

Whether we are dealing with the above issues or any other topic, I will continue to work with all of my colleagues, regardless of party affiliation, to make sure we are doing the best work we can for the people of our district and all the people of Maine. Please contact me if I can be of any assistance or if you would like to discuss or testify on any legislation. My email is [Lynne.Williams@legislature.maine.gov](mailto:Lynne.Williams@legislature.maine.gov). I also send out periodic email newsletters. Please let me know if you would like to receive them.

Respectfully,

A handwritten signature in black ink, appearing to read "Lynne Williams", with a long horizontal flourish extending to the right.

Lynne Williams  
State Representative

**Town of Bar Harbor  
Warrant Committee  
Sub-Committees 2021-2022**

**Seth Libby, Chair  
Julie Berberian, Vice-Chair  
Chris Smith, Secretary**

**GENERAL GOVERNMENT**

Carol Chappell, Chair

Caleb Cough

Meagan Kelly

Ezra Sassaman

Kathy St Germain

**EDUCATION**

Bob Chaplin, Chair

Bethany Reece

Seth Libby

Jeff Young

Steven Boucher (*resigned Sept. 2021*)/Louise Lopez (*appointed Jan. 2022*)

**PUBLIC WORKS, RECREATION, PROTECTIONS**

Julie Berberian, Chair

Kevin DesVeaux

Cara Ryan

Allison Sasner

Chris Smith

# James W. Wadman

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**CERTIFIED PUBLIC ACCOUNTANT**

**James W. Wadman, C.P.A.**  
**Ronald C. Bean, C.P.A.**  
**Kellie M. Bowden, C.P.A.**  
**Wanese L. Lynch, C.P.A.**  
**Amy E. Atherton, C.P.A.**

## *INDEPENDENT AUDITOR'S REPORT*

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

### *Report on the Financial Statements*

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, 2021, and the related notes to the financial statements, which collectively comprise the Town of Bar Harbor, Maine's basic financial statements as listed in the table of contents.

### *Management's Responsibility for the Financial Statements*

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

### *Auditor's Responsibility*

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 and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

### *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, 2021, and the respective changes in financial position, and, where applicable, cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

### ***Required Supplementary Information***

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and required supplementary information on pages 3-9 and 57-67 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

### ***Supplementary Information***

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 combining and individual nonmajor fund financial statements are presented for purposes of additional analysis and are not a required part of the basic financial statements. The schedule of expenditures of federal awards is presented for purposes of additional analysis as required by Title 2 *U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, and is also not a required part of the basic financial statements.

The combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the combining and individual nonmajor fund financial statements and the schedule of expenditures of federal awards are fairly stated in all material respects in relation to the basic financial statements as a whole.

### ***Other Reporting Required by Government Auditing Standards***

In accordance with *Government Auditing Standards*, we have also issued our report dated March 22, 2022, on our consideration of the Town of Bar Harbor, Maine's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Town of Bar Harbor, Maine's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the Town of Bar Harbor, Maine's internal control over financial reporting and compliance.

Respectfully Submitted,

***James W. Wadman, CPA***

James W. Wadman, C.P.A.

Ellsworth, Maine  
March 22, 2022

**TOWN OF BAR HARBOR**  
**STATEMENT OF NET POSITION**  
**JUNE 30, 2021**

*Exhibit A*

	<i>Governmental Activities</i>	<i>Business-Type Activities</i>	<i>Total</i>
<b>Assets:</b>			
Cash and Equivalents	12,780,944	4,506,517	17,287,461
Investments	1,778,231		1,778,231
Receivables:			
Taxes and Liens	455,006	5,441	460,447
User Fees, net		595,555	595,555
Accounts	32,924	18,544	51,468
Ambulance	167,711		167,711
Accrued Interest	8,183		8,183
Lease Receivable	54,886		54,886
Prepaid Expense	-	12,029	12,029
Inventory	21,922	186,952	208,874
Due from Other Governments	476,577		476,577
Bond Issuance Costs, Net		560	560
Capital Assets:			
Land	6,213,075	164,126	6,377,201
Construction Work in Progress	365,161	3,867	369,028
Other Capital Assets, Net of Depreciation	29,530,640	18,979,028	48,509,668
<b>Total Assets:</b>	<b>51,885,260</b>	<b>24,472,619</b>	<b>76,357,879</b>
<b>Deferred Outflows of Resources:</b>			
Related to Other Post Employment Benefits	262,593		262,593
Related to Pensions	704,352	124,318	828,670
<b>Total Deferred Outflows of Resources</b>	<b>966,945</b>	<b>124,318</b>	<b>1,091,263</b>
<b>Total Assets and Deferred Outflows of Resources</b>	<b>52,852,205</b>	<b>24,596,937</b>	<b>77,449,142</b>
<b>Liabilities, Deferred Inflows of Resources and Net Position:</b>			
<b>Liabilities:</b>			
Accounts Payable	768,197	172,645	940,842
Retainage Payable	5,917	-	5,917
Payroll Taxes Deductible	42,551		42,551
Due to Students	6,949		6,949
Accrued Salaries Payable	800,011	50,739	850,750
Accrued Compensated Absences	375,074	45,418	420,492
Accrued Interest Payable		31,113	31,113
Internal Balances	13,839	(13,839)	-
Deposits Payable	12,447		12,447
Debt Due Within One Year	1,117,397	708,958	1,826,355
Long-term Liabilities:			
Net Pension Liability	1,689,720	392,798	2,082,518
Net Post Employment Benefits Obligation	1,468,679		1,468,679
Debt Due in More Than One Year	11,602,454	4,643,540	16,245,994
<b>Total Liabilities</b>	<b>17,903,235</b>	<b>6,031,372</b>	<b>23,934,607</b>
<b>Deferred Inflows of Resources:</b>			
Property Taxes Collected in Advance	38,491		38,491
Related to Other Post Employment Benefits	109,447		109,447
Related to Pensions	22,550	4,319	26,869
<b>Total Deferred Inflows of Resources</b>	<b>170,488</b>	<b>4,319</b>	<b>174,807</b>
<b>Net Position:</b>			
Net Investment in Capital Assets	23,389,025	13,795,083	37,184,108
Restricted	2,508,258		2,508,258
Unrestricted	8,881,199	4,766,163	13,647,362
<b>Total Net Position</b>	<b>34,778,482</b>	<b>18,561,246</b>	<b>53,339,728</b>
<b>Total Liabilities, Deferred Inflows of Resources and Net Position</b>	<b>52,852,205</b>	<b>24,596,937</b>	<b>77,449,142</b>

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

**TOWN OF BAR HARBOR**  
**GENERAL RESERVES, COMMITTED FUNDS & SCHOOL DEPARTMENT**  
**COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES**  
**FOR THE YEAR ENDED JUNE 30, 2021**

*Exhibit A-5*

	<i><b>Dog Control Reserve</b></i>	<i><b>Shellfish Conservation Reserve</b></i>	<i><b>School Department (A-6)</b></i>	<i><b>Cruise Ship Fund (A-7)</b></i>	<i><b>Parking Meter Fund (A-8)</b></i>	<i><b>Total</b></i>
Revenues						
Intergovernmental Revenues			2,251,169			2,251,169
Local Sources			92,428		2,964	95,392
Dog Fees	1,814					1,814
Shellfish Fees/Fines		3,280				3,280
Port Fees				800		800
Cruise Ship Passenger Fees				1,020		1,020
Parking Fees net of charges					1,585,772	1,585,772
Permit Fees net of charges					13,535	13,535
<b>Total Revenues</b>	<b>1,814</b>	<b>3,280</b>	<b>2,343,597</b>	<b>1,820</b>	<b>1,602,271</b>	<b>3,952,782</b>
Expenditures						
Public Safety	675					675
Education			7,824,618			7,824,618
Cruise Ship Operating				17,748		17,748
Parking Meter Operating					208,131	208,131
<b>Total Expenditures</b>	<b>675</b>	<b>-</b>	<b>7,824,618</b>	<b>17,748</b>	<b>208,131</b>	<b>8,051,172</b>
Excess of Revenues Over (Under) Expenditures	1,139	3,280	(5,481,021)	(15,928)	1,394,140	(4,098,390)
Other Financing Sources (Uses)						
Transfers In			5,868,043			5,868,043
Transfers Out	(1,139)	(3,280)	(105,000)	(286,519)	(1,454,363)	(1,850,301)
<b>Total Other Financing Sources (Uses)</b>	<b>(1,139)</b>	<b>(3,280)</b>	<b>5,763,043</b>	<b>(286,519)</b>	<b>(1,454,363)</b>	<b>4,017,742</b>
Excess of Revenues and Other Financing Sources (Uses) Over Expenditures	-	-	282,022	(302,447)	(60,223)	(80,648)
Fund Balance - July 1	-	-	1,098,713	398,569	1,175,989	2,673,271
<b>Fund Balance - June 30</b>	<b>-</b>	<b>-</b>	<b>1,380,735</b>	<b>96,122</b>	<b>1,115,766</b>	<b>2,592,623</b>

**TOWN OF BAR HARBOR**  
**SCHEDULE OF REVENUES AND EXPENDITURES**  
**BUDGET AND ACTUAL - PARKING METER FUND**  
**FOR THE YEAR ENDED JUNE 30, 2021**

*Exhibit A-8*

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance Favorable (Unfavorable)</u>
<b>Revenues</b>				
Investment Interest	5,000	5,000	2,964	(2,036)
Parking Fees net of charges	1,355,300	1,355,300	1,585,772	230,472
Permit Fees net of charges	25,450	25,450	13,535	(11,915)
	<u>1,385,750</u>	<u>1,385,750</u>	<u>1,602,271</u>	<u>216,521</u>
<b>Expenditures</b>				
Wages and Benefits	122,630	122,630	145,498	(22,868)
Contracted Services	28,748	28,748	29,058	(310)
Supplies	18,500	18,500	15,050	3,450
Utilities	1,100	1,100	623	477
Repairs	3,000	3,000	4,263	(1,263)
Equipment	7,000	7,000	1,901	5,099
Advertising	3,000	3,000	-	3,000
Professional Dues and Licenses	600	600	-	600
Insurance	400	400	2,118	(1,718)
Contingency	10,000	10,000	9,620	380
Island Explorer	5,000	5,000	-	5,000
	<u>199,978</u>	<u>199,978</u>	<u>208,131</u>	<u>(13,533)</u>
Excess of Revenues Over (Under) Expenditures	<u>1,185,772</u>	<u>1,185,772</u>	<u>1,394,140</u>	<u>202,988</u>
<b>Other Financing Sources (Uses)</b>				
Transfers In				-
Transfers Out	(1,454,363)	(1,454,363)	(1,454,363)	-
	<u>(1,454,363)</u>	<u>(1,454,363)</u>	<u>(1,454,363)</u>	<u>-</u>
Excess of Revenues and Other Financing Sources (Uses) Over Expenditures	<u>(268,591)</u>	<u>(268,591)</u>	<u>(60,223)</u>	<u>202,988</u>
Fund Balance - July 1			<u>1,175,989</u>	
<b>Fund Balance - June 30</b>			<u><u>1,115,766</u></u>	

**TOWN OF BAR HARBOR**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES**  
**IN FUND BALANCES - GOVERNMENTAL FUNDS**  
**FOR THE YEAR ENDED JUNE 30, 2021**

*Exhibit D*  
*Page 1 of 2*

	<i>General Fund</i>	<i>CIP Fund</i>	<i>Other Governmental Funds</i>	<i>Total Governmental Funds</i>
Revenues				
Taxes	19,880,780			19,880,780
Intergovernmental Revenues	2,834,258	53,436	150,205	3,037,899
Departmental Revenues	2,736,302	-		2,736,302
Other Local Sources	456,077	334,827	200	791,104
<b>Total Revenues</b>	<b>25,907,417</b>	<b>388,263</b>	<b>150,405</b>	<b>26,446,085</b>
Expenditures				
Current:				
General Government	3,331,000			3,331,000
Public Safety	3,179,446		-	3,179,446
Health and Welfare	230,614		150,205	380,819
Parks and Recreation	414,908			414,908
Roads and Sanitation	1,997,094		-	1,997,094
Education	7,824,618			7,824,618
Assessments	4,125,490			4,125,490
Cruise Ship	17,748			17,748
Parking Meters	208,131			208,131
Capital Outlay		3,090,750	-	3,090,750
<b>Total Expenditures</b>	<b>21,329,049</b>	<b>3,090,750</b>	<b>150,205</b>	<b>24,570,004</b>
Excess of Revenues Over (Under) Expenditures	4,578,368	(2,702,487)	200	1,876,081
Other Financing Sources (Uses)				
Transfers In	514,324	3,445,738	-	3,960,062
Transfers Out	(3,939,995)	-	(67)	(3,940,062)
<b>Total Other Financing Sources (Uses)</b>	<b>(3,425,671)</b>	<b>3,445,738</b>	<b>(67)</b>	<b>20,000</b>
Excess of Revenues and Other Financing Sources Over (Under) Expenditures	1,152,697	743,251	133	1,896,081
Fund Balance - July 1	6,555,806	4,995,150	15,674	11,566,630
<b>Fund Balance - June 30</b>	<b>7,708,503</b>	<b>5,738,401</b>	<b>15,807</b>	<b>13,462,711</b>

(Continued)

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

**TOWN OF BAR HARBOR**  
**RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES,**  
**AND CHANGES IN FUND BALANCES - GOVERNMENTAL FUNDS**  
**TO THE STATEMENT OF ACTIVITIES**  
**FOR THE YEAR ENDED JUNE 30, 2021**

*Exhibit D*  
*Page 2 of 2*

Net change in fund balances - total governmental funds	1,896,081
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	6,958,686
Gain/(Loss) on Disposal of Assets	(12,376)
Depreciation expense	(1,594,536)
Revenues in the Statement of Activities that do not provide current financial resources are not reported as revenues in the funds:	
Unavailable Revenues	1,785
Unavailable Taxes	(364,478)
Bond proceeds provide current financial resources to governmental funds, but issuing debt increases long-term liabilities in the statement of net position. Repayment of debt principal is an expenditure in the governmental funds, but the repayment reduces long-term liabilities in the Statement of Net Position:	
Capital lease obligation principal payments	135,815
General obligation bond principal payments	974,383
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	4,378
Post Employment Benefits Cost	(67,267)
Pension Plans (Deferred Outflows, Net Pension Liability, Deferred Inflows)	63,693
	<hr/>
Change in net position of governmental activities	<u><u>7,996,164</u></u>

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

**TOWN OF BAR HARBOR**  
**STATEMENT OF NET POSITION - PROPRIETARY FUNDS**  
**JUNE 30, 2021**

*Exhibit E*

<i>Assets</i>	<i>Wastewater Enterprise</i>	<i>Water Enterprise</i>	<i>Total</i>
<b><i>Current Assets:</i></b>			
Cash and Equivalents	2,547,528	1,958,989	4,506,517
Receivables			
User Fees, net	526,963	68,592	595,555
Liens Receivable	5,441	-	5,441
Accounts	17,087	1,457	18,544
Due From Other Funds	24,274		24,274
Inventory	22,202	164,750	186,952
Prepaid Expenses		12,029	12,029
<b><i>Total Current Assets</i></b>	<b>3,143,495</b>	<b>2,205,817</b>	<b>5,349,312</b>
<b><i>Noncurrent Assets:</i></b>			
Capital Assets, net	9,278,550	9,868,471	19,147,021
Bond Issuance Costs, net	-	560	560
<b><i>Total Noncurrent Assets</i></b>	<b>9,278,550</b>	<b>9,869,031</b>	<b>19,147,581</b>
<b><i>Total Assets</i></b>	<b>12,422,045</b>	<b>12,074,848</b>	<b>24,496,893</b>
<b><i>Deferred Outflows of Resources:</i></b>			
Related to Pensions	74,775	49,543	124,318
<b><i>Total Deferred Outflows of Resources</i></b>	<b>74,775</b>	<b>49,543</b>	<b>124,318</b>
<b><i>Total Assets and Deferred Outflows of Resources</i></b>	<b>12,496,820</b>	<b>12,124,391</b>	<b>24,621,211</b>
<b><i>Liabilities and Net Position</i></b>			
<b><i>Liabilities</i></b>			
Accounts Payable	112,466	60,179	172,645
Accrued Salaries and Benefits	27,367	23,372	50,739
Accrued Interest Payable	4,721	26,392	31,113
Due to Other Funds		10,435	10,435
Compensated Absences Payable	26,736	18,682	45,418
Bonds and Notes Payable	108,358	600,600	708,958
<b><i>Total Current Liabilities</i></b>	<b>279,648</b>	<b>739,660</b>	<b>1,019,308</b>
<b><i>Noncurrent Liabilities:</i></b>			
Net Pension Liability	247,364	145,434	392,798
Bonds and Notes Payable	1,000,236	3,643,304	4,643,540
<b><i>Total Noncurrent Liabilities</i></b>	<b>1,247,600</b>	<b>3,788,738</b>	<b>5,036,338</b>
<b><i>Total Liabilities</i></b>	<b>1,527,248</b>	<b>4,528,398</b>	<b>6,055,646</b>
<b><i>Deferred Inflows of Resources:</i></b>			
Related to Pensions	2,720	1,599	4,319
<b><i>Total Deferred Inflows of Resources</i></b>	<b>2,720</b>	<b>1,599</b>	<b>4,319</b>
<b><i>Net Position</i></b>			
Net Investment in Capital Assets	8,169,956	5,625,127	13,795,083
Retained Earnings			
Reserved	2,692,469	1,108,826	3,801,295
Unreserved	104,427	860,441	964,868
<b><i>Total Net Position</i></b>	<b>10,966,852</b>	<b>7,594,394</b>	<b>18,561,246</b>
<b><i>Total Liabilities, Deferred Inflows of Resources and Net Position</i></b>	<b>12,496,820</b>	<b>12,124,391</b>	<b>24,621,211</b>

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

**TOWN OF BAR HARBOR**  
**STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION**  
**PROPRIETARY FUNDS**  
**FOR THE YEAR ENDED JUNE 30, 2021**

*Exhibit F*

	<i>Proprietary Fund Types</i>		<i>Total</i>
	<i>Wastewater Enterprise</i>	<i>Water Enterprise</i>	
Operating Revenues:			
Charges for Services	2,070,997	2,135,699	4,206,696
Interest - Late Penalties	10,387	2,108	12,495
<b>Total Operating Revenues:</b>	<b>2,081,384</b>	<b>2,137,807</b>	<b>4,219,191</b>
Operating Expenditures:			
Current:			
Salaries and Benefits	648,691	473,916	1,122,607
Contracted Services	202,925	256,765	459,690
Utilities & Commodities	217,550	52,814	270,364
Repairs & Maintenance	118,952	211,015	329,967
Equipment	11,053	13,033	24,086
Other Expenses	45,685	44,897	90,582
Depreciation and Amortization	542,994	316,533	859,527
Materials and Supplies	140,040	101,599	241,639
<b>Total Operating Expenditures</b>	<b>1,927,890</b>	<b>1,470,572</b>	<b>3,398,462</b>
Net Operating Income	153,494	667,235	820,729
Nonoperating Revenues (Expenses)			
Interest Revenue	14,925	13,208	28,133
Special Assessment	34,516		34,516
Jobbing Income, net of expense	-	(1,149)	(1,149)
Loss on Disposal of Assets	(17,125)	3,740	(13,385)
Transfer to CIP Program		(20,000)	(20,000)
Contributions in Aid of Construction	-	(8,931)	(8,931)
Related to Pensions	(27,637)	(623)	(28,260)
Interest Expense	(38,441)	(120,960)	(159,401)
<b>Total Nonoperating Revenue (Expenses)</b>	<b>(33,762)</b>	<b>(134,715)</b>	<b>(168,477)</b>
<b>Change in Net Position (net income)</b>	<b>119,732</b>	<b>532,520</b>	<b>652,252</b>
<b>Total Net Position - Beginning</b>	<b>10,847,120</b>	<b>7,061,874</b>	<b>17,908,994</b>
<b>Total Net Position - Ending</b>	<b>10,966,852</b>	<b>7,594,394</b>	<b>18,561,246</b>

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

## REQUIRED SUPPLEMENTARY INFORMATION

## SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN UNASSIGNED FUND BALANCE

## BUDGET AND ACTUAL - GENERAL UNASSIGNED FUND BALANCE

## FOR THE YEAR ENDED JUNE 30, 2021

	Original Budget	Final Budget	Actual	Variance Favorable (Unfavorable)
<b>Revenues</b>				
Taxes	19,245,167	19,245,167	19,880,780	635,613
Intergovernmental Revenues	473,492	478,292	583,089	104,797
Departmental Revenues	1,142,888	1,142,888	1,135,175	(7,713)
Other Local Sources	287,750	287,750	355,591	67,841
<b>Total Revenues</b>	<b>21,149,297</b>	<b>21,154,097</b>	<b>21,954,635</b>	<b>800,538</b>
<b>Expenditures</b>				
General Government	3,586,233	3,586,233	3,372,165	214,068
Public Safety	3,357,414	3,362,214	3,201,951	160,263
Health and Welfare	169,501	169,501	230,614	(61,113)
Parks and Recreation	423,687	423,687	414,908	8,779
Roads and Sanitation	2,017,388	2,017,388	2,012,594	4,794
Assessments	4,208,425	4,208,425	4,125,490	82,935
<b>Total Expenditures</b>	<b>13,762,648</b>	<b>13,767,448</b>	<b>13,357,722</b>	<b>409,726</b>
<b>Excess Revenues Over Expenditures</b>	<b>7,386,649</b>	<b>7,386,649</b>	<b>8,596,913</b>	<b>1,210,264</b>
<b>Other Financing Sources</b>				
Transfers In	411,088	411,088	409,324	(1,764)
Transfers Out	(7,852,737)	(7,852,737)	(7,852,737)	-
<b>Total Other Financing Sources</b>	<b>(7,441,649)</b>	<b>(7,441,649)</b>	<b>(7,443,413)</b>	<b>(1,764)</b>
<b>Net Change in Fund Balance</b>	<b>(55,000)</b>	<b>(55,000)</b>	<b>1,153,500</b>	<b>1,208,500</b>
<b>Beginning Fund Balance - Unassigned</b>			1,175,520	
(Increase) Decrease in Assigned Fund Balances			(131,000)	
<b>Ending Fund Balance - Unassigned</b>			<b>2,198,020</b>	
<b>Reconciliation to Exhibit C:</b>				
Unassigned Fund Balance per above			2,198,020	
Encumbrances			121,860	
Reserve for Working Capital			2,246,000	
Reserve for Insurance			500,000	
Reserved for Fiber Lease			50,000	
School Department			1,115,766	
Cruise Ship Fund			1,380,735	
Parking Meter Fund			96,122	
<b>Total Fund Balance Exhibit C</b>			<b>7,708,503</b>	
<b>Reconciliation to Exhibit D:</b>				
Total Revenues per above			21,954,635	
Dog Control Reserve			1,814	
Shellfish Conservation Reserve			3,280	
School Department			2,343,597	
Cruise Ship Fund			1,820	
Parking Meter Fund			1,602,271	
<b>Total General Fund Revenues per Exhibit D:</b>			<b>25,907,417</b>	
<b>Reconciliation to Exhibit D:</b>				
Total Expenditures per above			13,357,722	
Encumbrances			(79,845)	
Dog Control Reserve			675	
School Department			7,824,618	
Cruise Ship Fund			17,748	
Parking Meter Fund			208,131	
<b>Total General Fund Expenditures per Exhibit D:</b>			<b>21,329,049</b>	

**UNPAID REAL ESTATE TAXES AS OF JUNE 30, 2021**

**2019**

ALLEN, GARY L	\$550.40	*
BITTENBRING, COURTNEY	\$5,875.10	*
BUNKER, DAVID J	\$4,358.50	*
BURNS, MELISSA R	\$2,016.57	*
DAIGLE ENTERPRISES, LLC	\$16,792.08	*
DELAITRE, WILLIAM H JR HEIRS OF	\$151.06	*
DIAMOND STAR PROPERTIES, LLC	\$1,537.02	*
EASTERN WATCH LLC	\$3,584.00	*
FOUNTAIN, DAVID A	\$4,718.78	*
HAMBLIN, KIMBERLY	\$98.36	
HAMOR, BRUCE F	\$1,978.30	*
HIGGINS, THEODORE S	\$204.09	
HIGGINS, THEODORE S	\$4,444.36	
HIGGINS, THEODORE S	\$236.27	
HILTON, ADAM N	\$325.47	*
HOOPER, WALTER PARTY IN POS	\$1,887.81	
KRASON, IGNATIUS ET ALS	\$2,343.41	*
LANGE, CARROL M	\$1,109.09	*
LEVESQUE, JOY L	\$2,834.48	*
MICHAUD, ANNE	\$849.11	*
NORWOOD, JEFFREY PR	\$2,654.97	*
PARKER, JOHN L JR	\$2,841.10	*
PARSONS, CECIL L JR	\$1,548.81	*
PARSONS, DONALD J	\$3,593.39	*
PORTER, TIMOTHY L	\$3,085.00	*
RICHARDSON, RALPH M JR	\$211.52	*
RICHARDSON, RALPH M JR	\$3,881.04	*
RILEY, JAMES N JR	\$1,281.71	*
SCHIMPF PATRICIA	\$114.93	*
SMITH, LUCIAN	\$185.74	*
SORDYL, EUGENE E HEIRS OF	\$4,029.75	
STORK, ALBERT JR	\$1,618.49	*
TRUITT, MAISIE S EST OF	\$1,695.93	
WESTEX LLC	\$3,261.60	*

**2020**

62 MAIN BH REALTY LLC	\$12,212.35	*
ALLEN, GARY L	\$8,999.31	*
BITTENBRING, COURTNEY	\$5,922.37	
BOND PROPERTIES, LLC	\$14,873.58	*
BUNKER, DAVID J	\$4,391.94	*
BURNS, GEORGE J	\$5,486.87	*
BURNS, MELISSA R	\$2,035.06	*

\*PAID AFTER 6/30/2021

\*\*PARTIAL PAYMENT AFTER 6/30/2021

**UNPAID REAL ESTATE TAXES AS OF JUNE 30, 2021**

BUZZELL, ROBERT	\$8,975.80	*
CAREY, MILLICENT Z	\$6,432.71	*
DAIGLE ENTERPRISES, LLC	\$16,940.95	*
DELACEY, ARDEN	\$1,799.35	*
DELACEY, ARDEN G ET ALS	\$92.39	
DELAITRE, WILLIAM H JR HEIRS OF	\$4,931.81	
DELAITRE, WILLIAM H JR HEIRS OF	\$1,491.92	
DES ISLE LLC	\$1,756.05	*
DIAMOND STAR PROPERTIES, LLC	\$1,542.65	**
DRENNAN, MATTHEW P	\$2,159.45	
EASTERN WATCH, LLC.	\$45,782.78	
EDENBROOKE MANAGEMENT, LLC	\$1,455.31	*
EVERETT LEGACY, LLC	\$12,868.07	*
FOUNTAIN, DAVID A	\$4,696.30	*
FULLER, WILLIAM F	\$4,421.64	*
GILLIS, MICHAEL T	\$1,724.70	*
GOLDEN PERCH, LLC	\$8,744.45	*
HAMBLIN, KIMBERLY	\$99.96	
HAMOR, BRUCE F	\$2,559.63	**
HIGGINS, THEODORE S	\$205.23	
HIGGINS, THEODORE S	\$4,485.97	
HIGGINS, THEODORE S	\$237.39	
HILTON, ADAM N	\$7,874.68	
HOOPER, WALTER PARTY IN POS	\$1,905.15	
HOWARD, FRANCIS E LT	\$1,733.06	
KARNAKY, KARL K TRUSTEE	\$4,560.59	*
KINSEY, FRANCIS E	\$718.74	*
KINTER, PHILLIPS W	\$1,290.83	
KRASON, IGNATIUS ET ALS	\$2,304.77	
KRAUTWALD, ROBERT	\$1,166.50	*
LABIANCA, MICHAEL	\$101.23	*
LANGE, CARROL M	\$1,118.29	*
LEVESQUE, JOY L	\$2,854.10	
LIBBY, SETH E	\$153.26	
MACGREGOR, JESSIE ARLEEN	\$165.12	*
MANNIX, CHARLES R	\$11,171.85	
MICHAUD, ANNE	\$768.74	*
NORMAN W MOULTON LIVING TRUST	\$282.58	*
NORWOOD, JEFFREY PR	\$2,672.22	**
O'HALLORAN, D L	\$598.23	*
PAPADOPOLI, COREY V	\$4,081.41	*
PARKER, JOHN L JR	\$2,866.46	*
PARSONS, CECIL L JR	\$4,815.07	*
PARSONS, DONALD J	\$3,619.92	
PEPPER, ELISABETH A	\$1,473.27	*
PHANTHAVONG, KHAMSOUK	\$3,839.79	*
PHANTHAVONG, KHAMSOUK	\$749.68	*

\*PAID AFTER 6/30/2021

\*\*PARTIAL PAYMENT AFTER 6/30/2021

**UNPAID REAL ESTATE TAXES AS OF JUNE 30, 2021**

PIRATE'S COVE BAR HARBOR, INC	\$15,358.90	*
PORTER, TIMOTHY L	\$3,054.52	**
RICHARDSON, EBEN T	\$2,186.32	*
RICHARDSON, RALPH M JR	\$213.89	*
RICHARDSON, RALPH M JR	\$3,857.47	*
RILEY, JAMES N JR	\$1,281.60	
RUSSELL, FRANKE	\$2,544.79	
SALISBURY LLC	\$1,830.76	**
SAWB LLP	\$119.28	*
SAWB, LLP	\$78.02	*
SCHIMPF PATRICIA	\$2,214.46	*
SEABURY, LELAND B	\$108.03	
SIMON, ELI	\$1,686.17	*
SMITH, LUCIAN	\$3,825.30	*
SORDYL, EUGENE E HEIRS OF	\$8,276.78	
SOSA, ROLAND L	\$1,523.27	*
STAPLES, TODD	\$3,857.47	*
STORK, ALBERT JR	\$3,263.61	*
SWEENEY, EVAN P	\$3,241.11	*
TRACY, LUCY A	\$2,604.47	*
TRUITT, MAISIE S EST OF	\$1,710.91	
WELLS, EDWARD P II HEIRS OF	\$69.35	*
WESTEX LLC	\$3,284.64	

\*PAID AFTER 6/30/2021

\*\*PARTIAL PAYMENT AFTER 6/30/2021



# FY23 Budget

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As Recommended to Town Meeting  
by the Town Council and Warrant Committee

Updated Through  
March 24, 2022



March 24, 2022

MEMO

To: Town Meeting Voters

From: Kevin Sutherland, Town Manager

Re: 2023 Municipal Budget

Following Town Charter Section C-31, Town Council and the Warrant Committee have reviewed the FY 2023 budget submitted by the Town Manager. The Town Council has made several changes to the budget and the Warrant Committee has agreed on the majority of the numbers presented. (As of the time of this writing, the Warrant Committee has a few items to further consider at their April 11<sup>th</sup> meeting). Based on the modifications made by Council, I anticipate a decrease of .5% in the municipal portion of the tax commitment, increase of 10.5% for the local school, 7% for the Hancock County assessment and 6% for the High School assessment. The overall tax increase is estimated to be 4.6%. If budgets were approved as proposed and the valuation estimate is on target, then the mil rate would increase from \$9.74 to \$10.19. The median home value of \$400,700 would have a \$179 increase in annual taxes.

This budget proposal does not exceed LD 1 limits. Additional information about that calculation can also be found on page 74 and in the Charts section of the full budget, posted on the town's website at [barharbormaine.gov/budget](http://barharbormaine.gov/budget).

There are several new positions proposed in the municipal portion of the budget (and are further explained within the policy focus areas below).

- Five in the Fire Department to add an additional shift and create a Deputy Fire Chief to be shared with Mount Desert.
- Two positions in the Town Manager's Office for Communication and Sustainability Coordination efforts
- Another shared position with Mount Desert to improve our Human Resources capabilities
- And an additional public safety position in Public Works. This will assist us on catching up on existing service expectations, including road maintenance.

Policy Focus Areas in the budget:

### **Recruitment / Retention**

This budget reflects an across the board 5.9% salary/wage increase for all non-union employees and a commitment to at least match that for union employees upon conclusion of negotiations.

Operations modifications to the Fire Department by adding five additional staff to change the work week to 42 hours and a committed effort to share services with Mount Desert through a shared deputy fire chief. This effort will bring Bar Harbor in line with surrounding towns including Mount Desert, where we hope to collaborate more in the near future.

A Shared Human Resources Manager with Mount Desert. This much needed position will assist departments in both municipalities with personnel related matters, work to streamline benefits, and help development recognition programs.

We will be outsourcing large mailings in the Clerk's office which will free up some much-needed staff time to address other department goals and priorities.

### **Strategic Communication and Expanded Civic Engagement**

The town has taken steps in the past to work toward these efforts, but in the Town Manager office budget for FY23 it includes a Communications Coordinator who will have direct access to departments, committees, and the community—to help ensure accurate and timely information is provided. In today's information age, this position is essential to local government.

### **Climate Action and Infrastructure Needs**

At the beginning of the calendar year, the Town Council advocated for Bar Harbor's participation in the state's new Climate Resiliency Program. With that participation, we've applied for a Community Action Plan grant in partnership with Mount Desert and Trenton. If awarded, this grant will require some staff resources to administer.

In addition, we need more focused staff time to address the goals outlined by the Climate Emergency Task Force's Climate Action Plan and to ensure actions addressing climate resiliency are part of the Comprehensive Plan and working with Planning, future land use and zoning amendments are addressing emission reductions we've included a Sustainability Coordinator position in the Town Manager's budget.

This budget also includes an additional staff person in Public Works, creating a full-time public safety position in public works. This will assist us on catching up on existing service expectations, including road maintenance.

Lastly, strategic and asset management consulting are included as a one-time expense (covered with use of fund balance) to help Public Works better articulate the long-term infrastructure

needs of the community and to better prepare us for grant opportunities that may arise from the Federal infrastructure bill.

While these are not part of the FY23 budget, there are two bond requests in the warrant. Any financial impact from these bonds would not become part of the budget until FY24.

One is for a Solar Array farm at “Higgins Pit,” a town-owned parcel that was formerly a gravel pit. This bond request is for \$4,350,000.

The second bond addresses a host of deferred maintenance projects. Everything from a Combined Sewer Overflow state mandate to other sewer and stormwater collection requirements that would otherwise be negatively impacted by the mandate. Additionally, this bond will assist in needed water distribution and storage system improvements. Finally, this bond looks to address some efforts to underground utilities on or near Cottage Street and improve the streetscape. This bond request is for \$43,897,600. While we’re requesting the authorization to bond for this up to this amount, we hope to find partners in addressing these needs through state and federal grants and reducing the tax levy or user fees needed to cover the bond payments.

I look forward to meeting community members at town meeting. And for staff and I to answer any questions you may have.

## Bar Harbor FY 2023 Budget Tax Calculation

	FY20	FY21	FY22	FY23	CHANGE	
<b>DEPARTMENT EXPENSE SUMMARIES</b>	Actual	Actual	Orig. Budget	Town Manager		
Town Council	\$ 36,324	\$ 34,886	\$ 37,312	\$ 39,490	\$ 2,178	5.8%
Town Manager	\$ 127,035	\$ 124,180	\$ 136,881	\$ 264,400	\$ 127,519	93.2%
Town Clerk	\$ 118,997	\$ 114,574	\$ 129,579	\$ 137,025	\$ 7,446	5.7%
Finance Dept	\$ 356,927	\$ 350,396	\$ 373,945	\$ 468,904	\$ 94,959	25.4%
Town Attorney	\$ 63,093	\$ 48,189	\$ 52,950	\$ 61,750	\$ 8,800	16.6%
Elections	\$ 14,342	\$ 22,713	\$ 16,777	\$ 16,777	\$ -	0.0%
Technology	\$ 162,299	\$ 161,983	\$ 180,285	\$ 205,893	\$ 25,608	14.2%
Municipal Building	\$ 72,925	\$ 74,671	\$ 83,808	\$ 91,210	\$ 7,402	8.8%
Town Offices	\$ 53,444	\$ 51,595	\$ 46,266	\$ 47,166	\$ 900	1.9%
Employee Benefits	\$ 1,616,261	\$ 1,693,296	\$ 1,893,100	\$ 2,160,754	\$ 267,654	14.1%
Code Enforcement	\$ 102,286	\$ 127,615	\$ 141,310	\$ 149,976	\$ 8,666	6.1%
Assessing	\$ 144,099	\$ 151,559	\$ 161,717	\$ 174,389	\$ 12,672	7.8%
Planning	\$ 200,303	\$ 209,209	\$ 224,276	\$ 241,876	\$ 17,600	7.8%
Miscellaneous	\$ 255,768	\$ 168,800	\$ 284,001	\$ 227,500	\$ (56,501)	-19.9%
Fire / EMS	\$ 926,568	\$ 910,200	\$ 1,041,192	\$ 1,471,159	\$ 429,967	41.3%
Public Fire Protection	\$ 585,604	\$ 585,604	\$ 585,604	\$ 585,604	\$ -	0.0%
Police Dept.	\$ 1,220,325	\$ 1,218,079	\$ 1,344,585	\$ 1,424,452	\$ 79,867	5.9%
Dispatch	\$ 230,903	\$ 257,130	\$ 259,226	\$ 284,564	\$ 25,338	9.8%
Public Safety Bldg	\$ 46,884	\$ 45,111	\$ 46,232	\$ 50,080	\$ 3,848	8.3%
Street Lights	\$ 36,519	\$ 15,958	\$ 21,370	\$ 15,370	\$ (6,000)	-28.1%
Harbor Dept	\$ 121,403	\$ 142,888	\$ 139,848	\$ 115,432	\$ (24,416)	-17.5%
Parks & Rec	\$ 435,961	\$ 409,647	\$ 463,090	\$ 481,899	\$ 18,809	4.1%
General Assist./COVID19 Exps	\$ 38,348	\$ 71,476	\$ 39,070	\$ 44,570	\$ 5,500	14.1%
Cooperating Agency	\$ 57,681	\$ 63,268	\$ 75,023	\$ 75,867	\$ 844	1.1%
Comfort Station	\$ 95,962	\$ 95,870	\$ 104,273	\$ 124,932	\$ 20,659	19.8%
Public Works	\$ 130,961	\$ 156,511	\$ 163,614	\$ 420,505	\$ 256,891	157.0%
Highway Dept	\$ 1,061,031	\$ 1,030,221	\$ 1,163,871	\$ 1,249,411	\$ 85,540	7.3%
Solid Waste	\$ 657,429	\$ 811,531	\$ 759,066	\$ 818,070	\$ 59,004	7.8%
<b>SUBTOTAL</b>	<b>\$ 8,969,682</b>	<b>\$ 9,147,160</b>	<b>\$ 9,968,271</b>	<b>\$ 11,449,024</b>	<b>\$ 1,480,753</b>	<b>14.9%</b>
Capital Improvements Transfer	\$ 2,518,273	\$ 2,089,694	\$ 2,073,092	\$ 1,828,620	\$ (244,472)	-11.8%
School Local - Transfer	\$ 5,674,670	\$ 5,763,043	\$ 6,112,039	\$ 6,782,772	\$ 670,733	11.0%
Other Transfers out						
TOTAL Expense Taxable	\$ 17,162,625	\$ 16,999,897	\$ 18,153,402	\$ 20,060,416	\$ 1,907,014	10.5%
Hancock County Assessment	\$ 735,028	\$ 786,763	\$ 833,472	\$ 896,367	\$ 62,895	7.5%
MDI High School Assessment	\$ 3,140,660	\$ 3,338,722	\$ 3,476,450	\$ 3,701,291	\$ 224,841	6.5%
Overlay Assessment	\$ 48,332	\$ 82,941	\$ 89,789	\$ 89,789	\$ -	0.0%
<b>TOTAL APPROPRIATIONS</b>	<b>\$ 21,086,645</b>	<b>\$ 21,208,323</b>	<b>\$ 22,553,113</b>	<b>\$ 24,747,863</b>	<b>\$ 2,194,750</b>	<b>9.7%</b>
<b>REVENUES</b>						
General Revenues	\$ 2,843,391	\$ 3,056,465	\$ 2,842,837	\$ 3,581,403	\$ 738,566	26.0%
Reserve-Use of Fund Bal one time Exp				\$ 261,500		
Reserve-Use of Fund Balance For CIP	\$ 55,000	\$ 55,000	\$ 100,000	\$ 150,000	\$ 50,000	50.0%
Transfers In -Cr Ship,Parkng,Dog, Shellfish	\$ 436,264	\$ 409,325	\$ 442,654	\$ 633,521	\$ 190,867	43.1%
<b>SUBTOTAL (REVENUES)</b>	<b>\$ 3,334,655</b>	<b>\$ 3,520,790</b>	<b>\$ 3,385,491</b>	<b>\$ 4,626,424</b>	<b>\$ 1,240,933</b>	<b>36.7%</b>
State Revenue Sharing	\$ 219,210	\$ 312,116	\$ 350,000	\$ 350,000	\$ -	0.0%
<b>TOTAL DEDUCTIONS</b>	<b>\$ 3,553,865</b>	<b>\$ 3,832,906</b>	<b>\$ 3,735,491</b>	<b>\$ 4,976,424</b>	<b>\$ 1,240,933</b>	<b>33.2%</b>
Net Commitment	\$17,892,429	\$18,210,067	\$18,817,622	\$19,771,439	\$953,817	5.1%
Taxable Valuation	\$ 1,509,909,600	\$ 1,530,257,700	\$ 1,931,994,100	\$ 1,941,000,000	\$ 9,005,900	0.5%
Mill Rate	<b>11.85</b>	<b>11.90</b>	<b>9.74</b>	<b>10.19</b>	<b>0.45</b>	<b>4.6%</b>
Total Municipal Budget	\$ 11,689,873	\$ 11,643,916	\$ 12,041,363	\$ 13,277,644		
- Total Deductions	\$ 3,396,134	\$ 3,405,318	\$ 3,735,491	\$ 4,976,424		
= Municipal Property Tax	\$ 8,293,739	\$ 8,238,598	\$ 8,305,872	\$ 8,301,220		-0.1%
LD-1 Levy Limit - maximum	\$ 8,016,991	\$ 8,279,884	\$ 8,709,829	\$ 8,982,008		
<b>Difference for LD-1 (under limit)</b>	<b>\$ 276,748</b>	<b>\$ (41,286)</b>	<b>\$ (403,957)</b>	<b>\$ (680,788)</b>	<b>\$ -</b>	

## Municipal Budget: Budget Summary for Warrant Article

Fund	Appropriation (Expenditures) Requested	Revenues Other Than Prop. Tax	Fund Balance Used	Property Taxes Needed	Tax Rate Change
<b>Assessments</b>					
County Assessment	896,367	0	0	896,367	7.0%
High School Assessment	3,701,291	0	0	3,701,291	6.0%
Overlay	89,789	0	0	89,789	0.0%
Total Assessments	4,687,447	0	0	4,687,447	6.0%
<b>Municipal Budget</b>					
General Fund	11,449,024	4,564,924	261,500	6,622,600	4.1%
Capital Improvement Program Fund	11,409,100	9,580,480	150,000	1,678,620	-15.3%
Dog Control Reserve Fund	2,400	2,400	0	0	n/a
Shellfish Conservation Reserve Fund	3,100	3,100	0	0	n/a
Cruise Ship Fund	664,556	664,556	0	0	n/a
Parking Meter Fund	2,539,954	1,839,500	700,454	0	n/a
Total Municipal Budget	26,068,134	16,654,960	1,111,954	8,301,220	-0.5%
Approp. Warrant				<i>LD-1</i>	
<b>Education Budget</b>					
Elementary School Fund	7,896,586	636,500	477,314	6,782,772	10.5%
Total Education Budget	7,896,586	636,500	477,314	6,782,772	10.5%
		8%	6%	86%	
<b>Grand Totals</b>					
	38,652,167	17,291,460	1,589,268	19,771,439	4.6%

Mill Rate Calc:  
19,771,439  
 1,941,000,000  
 0.01019

<i>Tax Rate Change</i>	
Tax Rate This year	\$10.19
Tax Rate Last Year	\$9.74
Tax Rate Increase	\$0.45
	<b>4.6%</b>

Total Taxable Valuation Next Year  
 \$1,941,000,000

<i>What Will It Cost Me?</i>		
Median Home Value	Total Tax Increase Per Month	Total Tax Increase Per Year
\$400,700	\$14.90	\$179

# **Capital Improvement Program**

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## *Summary*

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

In FY2023, the Town proposes to replace a color copier, start the buildout of the fiber optic system to its Town locations, upgrade one of its two main host servers & storage, continue its property re-valuation research on maintaining equitable tax assessments, focus on the update of the Comprehensive Plan, replace a Fire pickup truck, replace a Police cruiser, add an electric vehicle charge stations, replace the Police Department's tasers, continue with interior Fire Department renovations, schedule replacement for certain Harbor floats, gangways and hoists, continue with Ferry Terminal improvements and Harbor Committee work on marina options, repair the Glen Mary Pool facility, replace the Ballpark comfort station, replace the Town's aged road grader, upgrade Highway's fuel pump system, schedule replacement of the Sidewalk Plow, replace the Public Works pellet boiler system, explore the purchase lights for the Eden Pathway, replace the Town's street sweeper, purchase the Public Works solar array system, pay the last capital lease payment on the LED streetlight conversion and replace a light Highway truck. There is the normal appropriations for road overlay and sidewalk construction.

Our bond payments will total some \$1,369,493 next year in FY23, or about 33% of our normal annual CIP appropriation. \$246,294 will be transferred from Cruise Ship fees to help fund those related capital projects and debt service and \$1,289,935 from the Parking Fund to fund its related debt as well as other capital needs. These transfers in total amount to assisting funding 38% of the total CIP appropriations (excluding new bonding).

## **How the Capital Improvement Program Works**

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

- (1) Construction time extends to two or more fiscal years;
- (2) Includes planning for, construction of or major renovation of a Town building, wharf, public way, sewer, drain, or appurtenant equipment; or
- (3) Replacement or acquisition of equipment with life expectancy of five years or longer.

Contemporary thinking further suggests that the CIP Fund 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 large changes in expenditures.

Because we should have plenty of notice when to expect most of our large capital expenditures, proper use of the CIP gives us greater flexibility and 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, other than buildings and major road/sidewalk projects, thereby reducing our overall costs. The credit agencies (S&P / Moody's) see the Town's CIP program as a strong plus.

# Capital Improvement Program

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## Summary

In order to maintain a pay-as-you-go system, it is necessary to plan ahead farther than the five years in the CIP. Accordingly, the 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 obtain the needed additional funds from grants or bonds. Other than *Enterprise Fund* assets (Water/Sewer) all Town capital assets are tracked through this fund, which is why purchases of assets for the benefit of Cruise Ship/Parking Funds are appropriated and recorded here but funded by those funds.

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 with operating budgets. 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.

## Debt Management Policy

In 2008 Council adopted, and later amended in 2010, a *Debt Management Policy* that basically states that debt will be issued for a capital project only when it is an appropriate means to achieve a fair allocation of costs between current and future beneficiaries or users. Additionally, the policy states that the asset should have a life of at least five years and will be used only for capital projects or equipment and the debt issuance period will not exceed the average useful life of the project. The complete policy is on the Town's website under Town Council Policies.

## Fund Balance Policy

The Town's fund balance policy encourages the Town Manager and Council to annually review any fund balance surplus generated each year from the prior year's operations to consider a nominal drawdown from newly created surplus from the prior audit year results in order to accelerate funding specific CIP projects. In FY22, that drawdown was \$100,000. FY23 has a \$150,000 drawdown transfer scheduled to ensure CIP projects are completed. These are shown in the CIP detail with a **FB\$** designation.

**See estimated CIP appropriations and spending for the next five years, and narrative descriptions of each CIP account, on the Budget page of the town website, [barharbor-maine.gov/budget](http://barharbor-maine.gov/budget).**

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**THE WARRANT**  
**ANNUAL TOWN MEETING – JUNE 7 & 14, 2022**  
**TOWN OF BAR HARBOR**

STATE OF MAINE

County of Hancock, ss

To: A 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 **Conners Emerson School Gymnasium** in said Town on Tuesday the seventh day of June, 2022 at **six** 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 fourteenth day of June, 2022 at eight o'clock in the forenoon until eight o'clock in the afternoon, then and there to act on *Articles One through Four* of said articles being set out below to wit:

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**Action on Articles A through Y will be on  
Tuesday, June 7, 2022 starting at 6:00 p.m.  
Conners Emerson School Gymnasium**

~ Voter Check-in Required ~

*For "Open Town Meeting," June 1st, all Voters must check in to obtain a voter card prior to the start of Town Meeting. Voters are encouraged to arrive at least 45 minutes before the start of the meeting.*

**Article A ELECTION OF MODERATOR** - To choose a Moderator to preside at said meeting.

**Note: Articles B through L authorize expenditures in cost center categories.**

**Article B 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, 2022 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$3,380,913	\$3,380,913	\$3,380,913

*The School Committee recommends adoption.*

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

*The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article C**      **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, 2022 and ending June 30, 2023.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$1,835,549	\$1,835,549	\$1,835,549

*The School Committee recommends adoption.*  
*The seven-member Town Council recommends adoption by a vote of 7 to 0.*  
*The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article D**      **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, 2022 and ending June 30, 2023.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>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 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article E**      **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, 2022 and ending June 30, 2023.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$121,885	\$121,885	\$121,885

*The School Committee recommends adoption.*  
*The seven-member Town Council recommends adoption by a vote of 7 to 0.*  
*The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article F**      **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, 2022 and ending June 30, 2023.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
<b>Recommendations:</b>	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 730,358	\$730,358	\$ 730,358

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article G 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, 2022 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 207,977	\$ 207,977	\$ 207,977

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article H 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, 2022 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 432,481	\$ 432,481	\$ 432,481

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article I 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, 2022 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 357,040	\$ 357,040	\$ 357,040

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article J 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, 2022 and ending June 30, 2023.

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

\$ 735,383                      \$ 735,383                      \$ 735,383

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article K      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, 2022 and ending June 30, 2023.

	<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 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article L      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, 2022 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>	\$ 95,000	\$ 95,000	\$ 95,000

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Note: Articles B – L authorize a total budget of:**

<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
\$7,896,586	\$7,896,586	\$7,896,586

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

**Article M      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 (State Recommends \$ 4,482,615) 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, 2022 to June 30, 2023.

**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>			
<i>State Subsidy</i>	\$ 661,274	\$ 661,274	\$ 661,274
<i>Town’s Minimum Share</i>	\$3,821,341	\$3,821,341	\$3,821,341
 <i>State’s Essential Programs &amp; Services Model</i>	 \$4,482,615	 \$4,482,615	 \$4,482,615

*The School Committee recommends adoption.  
The seven-member Town Council recommends adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

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

**Article N EDUCATION BUDGET: Additional Local Funds** - To see what sum the voters of the Town of Bar Harbor will raise and appropriate in additional local funds for school purposes for the period July 1, 2022 to June 30, 2023, which exceeds the State’s Essential Programs and Services allocation model by as required to fund the budget recommended by the school committee.

**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 the additional local funds shown below and gives the following reasons for exceeding the State’s Essential Programs and Services funding model. The State funding model underestimates the actual costs to fully fund the proposed budget.*

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<b>Recommendations:</b>			
<i>Additional Local Funds</i>	\$2,961,431	\$2,961,431	\$2,961,431
<i>Exceeding EPS by</i>	\$2,961,431	\$2,961,431	\$2,961,431

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Note: Articles M & N raise a total town appropriation of:**

<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
\$6,782,772	\$6,782,772	\$6,782,772

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

**Article O 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, 2022 and ending June 30, 2023 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.

<b>Recommendations:</b>	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$7,896,586	\$7,896,586	\$7,896,586

*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**Article P EDUCATION BUDGET: State, Federal, and Other Funds -** In addition to the amount in Articles B – O, 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 2022-2023 for school purposes provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated?

**Recommendations:**  
*The School Committee recommends adoption.  
 The seven-member Town Council recommends adoption by a vote of 7 to 0.  
 The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

*Note: Current Year Totals: \$555,522*

**Article Q BOND: Priority Infrastructure Improvements**

***Explanation:***

*The Town, as part of its Combined Sewer Overflow (CSO) master plan approved by both the Town Council and the Maine DEP, has committed to reducing CSOs through sewer collection system upgrades, pump station upgrades, new sewer storage facility, continued hydraulic modeling and monitoring, and continuing to identify sources of Infiltration and Inflow (stormwater and groundwater) into the sewer collection system. Ultimately, these projects will reduce combined sewer overflows into the public waterways by developing storage and increasing collection system capacity to convey sewer to the main wastewater plant for treatment. Also included in the bond request are projects that are needed to support the goals of the CSO Program mandated projects. For instance, upgrades to the cottage street sewer main are needed to convey the sewer flow from the West Street Pump Station. In addition, the Town also has projects that would enhance pedestrian safety (Rodick Street, Shared Use Path extension, Streetscape and undergrounding, as well as, a new water storage tank and other fire safety improvements, which are also being included in this bond request. It is the intent to repay all sewer debt service with sewer user fees, all water debt service with water user fees and general fund debt service with taxes.*

Shall the Town of Bar Harbor:

1. **Approve** the Priority Infrastructure Improvements Project (the “Project”) to address Combined Sewer Overflow (CSO) Program mandates, Sewer and Stormwater Collection System Needs, Water Distribution and Storage System Needs, and Streetscape and Undergrounding being more particularly described as follows:

Those capital improvement projects listed below, along with an estimated allocation of costs, and consisting generally of the upgrade or replacement of: sewer pump stations and ancillary support systems; sewer main infrastructure; stormwater infrastructure; water main infrastructure; water storage and other fire protection needs; streetscaping and undergrounding; surface restoration of roads and sidewalks as needed for these capital improvement projects; and including all design work, transaction costs and other work and expenses reasonably related to the Project.

• Sewer Pumping and Storage	\$8,270,000
• Sewer System needs	\$22,010,000
• <u>Modeling and Metering</u>	<u>\$300,000</u>
Paid from sewer user fees	\$30,580,000
• Water Storage Tank and other fire protection needs	\$3,127,600
• <u>Water Distribution System needs</u>	<u>\$2,313,127</u>
Paid from water user fees	\$5,440,727
• Stormwater System needs	\$1,250,000
• Streetscape and Undergrounding	\$4,126,873
• <u>Retaining wall repair and Shared Use Path extension</u>	<u>\$2,500,000</u>

Paid from property tax revenues \$7,876,873

Total Bonding \$43,897,600

2. **Appropriate** the sum of Forty-Three Million Eight Hundred Ninety-Seven Thousand Six Hundred dollars (\$43,897,600) to provide for the costs of the Project, including all closing and transaction costs;

3. **Authorize** the Treasurer and Chair of the Town Council, acting pursuant to the provisions of 30-A M.R.S.A. Section 5772, to issue revenue and 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 Forty-Three Million, Eight-Hundred Ninety-Seven Thousand, and Six Hundred Dollars (\$43,897,600); and

4. **Delegate** to the Treasurer and Chair of the Town Council 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.

**FINANCIAL STATEMENT**

As of June 7, 2022

**1. Total Town Indebtedness- Principal**

A. Bonds outstanding and unpaid	\$16,199,659
B. Bonds authorized and unissued	\$3,750,000
C. Bonds to be issued if this article is approved:	\$43,897,600

**2. Costs**

At an estimated interest rate of 3.00% for a twenty (20) year maturity, the estimated costs for this bond issue will be:

Principal – Sewer Projects	\$30,580,000
<u>Interest:</u>	<u>\$10,530,000</u>
Total Debt Service (repaid by sewer user fees)	\$41,110,000

Principal – Water Projects	\$5,440,727
<u>Interest:</u>	<u>\$1,873,000</u>
Total Debt Service (repaid by water user fees)	\$7,313,727

Principal – Stormwater, Streetscape, Underground Utility, Shared Use Path and Retaining Wall Projects	\$7,876,873
<u>Interest:</u>	<u>\$ 2,712,000</u>
Total Debt Service (repaid by general fund taxes)	\$10,588,873

**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/

\_\_\_\_\_  
Sarah M. Gilbert  
Treasurer  
Town of Bar Harbor

***Recommendations:***

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

*The 15-member Warrant Committee recommends adoption by a vote of 14 to 0.*

**Article R BOND: Engineering, Design, Procurement, Construction, and Interconnection of a Free Standing Solar Array located on Town-owned property**

***Explanation:***

*On November 19th of 2019 the Town of Bar Harbor declared a climate emergency and on December 1st, 2020 the Town Council adopted the goal of developing a solar farm on the Higgins Pit lot to power town facilities and schools as part of a town-wide mobilization effort to combat climate change. This bond will include site surveys, engineering, procurement, construction, and interconnection of a free-standing solar array to be constructed on Town-owned property located at Map 207 Lot 57.*

Shall the Town of Bar Harbor:

1. **Authorize** the Town Council to provide monies for engineering and construction of a free standing solar array on the Town owned lot, being Map 207 Lot 57 known as the **HIGGINS PIT SOLAR ARRAY**, to offset municipal electrical demand, including all costs related to the following:
  - Schematic design, design development, construction documents, and all required permits from State and Local agencies.
  - Utility interconnection application, studies and agreements.
  - Equipment procurement and construction
  - Access drive restoration
  - Ecosystem, culture and archaeological resource analysis
  - Project management and coordination
  
2. **Appropriate** the sum of Four million three hundred fifty thousand dollars (\$4,350,000) to provide for the costs of said project, including final engineering and transaction costs;
  
3. **Authorize** the Treasurer and Chair of the Town Council, acting pursuant to the provisions of 30-A M.R.S.A. Section 5772, 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 Four million three hundred fifty thousand dollars (\$4,350,000); and

4. **Delegate** 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, to the Treasurer and Chair of the Town Council.

**FINANCIAL STATEMENT**

As of June 7, 2022

**1. Total Town Indebtedness- Principal**

A. Bonds outstanding and unpaid	\$16,199,659
B. Bonds authorized and unissued	\$3,750,000
C. Bonds to be issued if this article is approved:	\$4,350,000

**2. Costs**

At an estimated interest rate of 3.00% for a twenty (20) year maturity, the estimated costs for this bond issue will be:

Principal:	\$4,350,000
Interest:	<u>\$1,435,500</u>
<u>Total Debt Service:</u>	<u>\$5,785,500</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/

\_\_\_\_\_  
Sarah M. Gilbert  
Treasurer  
Town of Bar Harbor

***Recommendations:***

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

*The 15-member Warrant Committee recommends adoption by a vote of 14 to 0.*

**Article S MUNICIPAL BUDGET: Expenditures** - To see what sum the Town will raise and appropriate for the Municipal Budget for FY23 (7/1/22 TO 6/30/23).

***Explanation:***

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

<b>Recommendations:</b>	Town Council	Warrant Committee
Total Expenditures	\$26,068,134	\$26,218,134

The seven-member Town Council recommends adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.

**Article T 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 FY23 (7/1/22 TO 6/30/23).

**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>	Town Council	Warrant Committee
Other Revenues	\$16,565,171	\$16,565,171
Fund Balance	\$411,500	\$411,500
Fund Balance – Parking Fund	\$700,454	\$700,454

The seven-member Town Council recommends adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.

**Article U MUNICIPAL BUDGET: Tax Cap Override** – To see if the Town will vote to increase the property tax levy limit of \$8,982,008 established for the Town of Bar Harbor by State law in the event that the FY23 Municipal Budget approved by the Town results in a tax commitment that is greater than the property tax levy limit.

**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 \$8,982,008. As detailed in your copy of the annual Town Report, currently the proposed budget is \$680,788 under the tax cap.*

**Recommendations:**

The seven-member Town Council recommends adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.

**Article V MUNICIPAL BUDGET: Grants and Donations** – In addition to the amount in Article Q, shall the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY23 (7/1/22 TO 6/30/23) 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 adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**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 adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**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, 2022 and that second half taxes shall be due and payable on or before March 31, 2023 and that interest shall be charged at the annual rate of 4.0% on any unpaid taxes due on September 30, 2022 beginning October 1, 2022 and on any unpaid taxes due March 31, 2023 beginning April 1, 2023.

***Explanation:***

*The due dates proposed are 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 adoption by a vote of 7 to 0.  
The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

**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 2022 at 0% per year on

the amount of overpayment.

***Explanation:***

*If a taxpayer prevails in a tax assessment appeal against the Town, we must pay interest on the tax amount being refunded. The Town is required by law to set the interest 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 adoption by a vote of 7 to 0.*

*The 15-member Warrant Committee recommends adoption by a vote of 12 to 2.*

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**Election of Town Officers and Ballot Articles**  
Action on the following articles will be at the Town Election with  
**Polls Open Tuesday, June 14, 2022 from 8:00 a.m. to 8:00 p.m.**  
*Municipal Building Auditorium*

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

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**Article 2 – LAND USE ORDINANCE AMENDMENT — Rezoning of the Oceanarium and Education Center land from Shoreland Limited Residential District to Marine Research District** – Shall an ordinance, dated December 8, 2021, to amend the Official Neighborhood Districts Map by rezoning Tax Map 212, Lot 35 from the Shoreland Limited Residential District to the Marine Research District, be enacted?

*Summary – The amendment to the Official Neighborhood Districts Map rezones the Oceanarium and Education Center land, Tax Map 212, Lot 35 from Shoreland Limited Residential District to Marine Research District.*

*Explanation – The applicant is asking for an amendment to the Official Neighborhood Districts Map. Specifically, the applicant is requesting that the Oceanarium and Education Center land located at 1351 State Highway 3 be rezoned from the Shoreland Limited Residential District to the Marine Research District. The diminimus amount of land, located in the Town Hill Residential district, is not part of this application and will remain in the Town Hill Residential District. The subject property is located off State Highway 3 - Bar Harbor Tax Map 212, Lot 35. The parcel encompasses a total of ±19.26 acres, according to town tax records. The subject land is in the Shoreland Limited Residential district.*

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*The Town of Bar Harbor hereby ordains that the Official Neighborhood Districts Map of Bar Harbor, as described in Chapter 125, Section 13, Official Neighborhood Districts Map of the Town Code is amended as follows:*

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**Chapter 125, Article II, Establishment of Districts**  
**§125-13 Official Neighborhood Districts Maps**

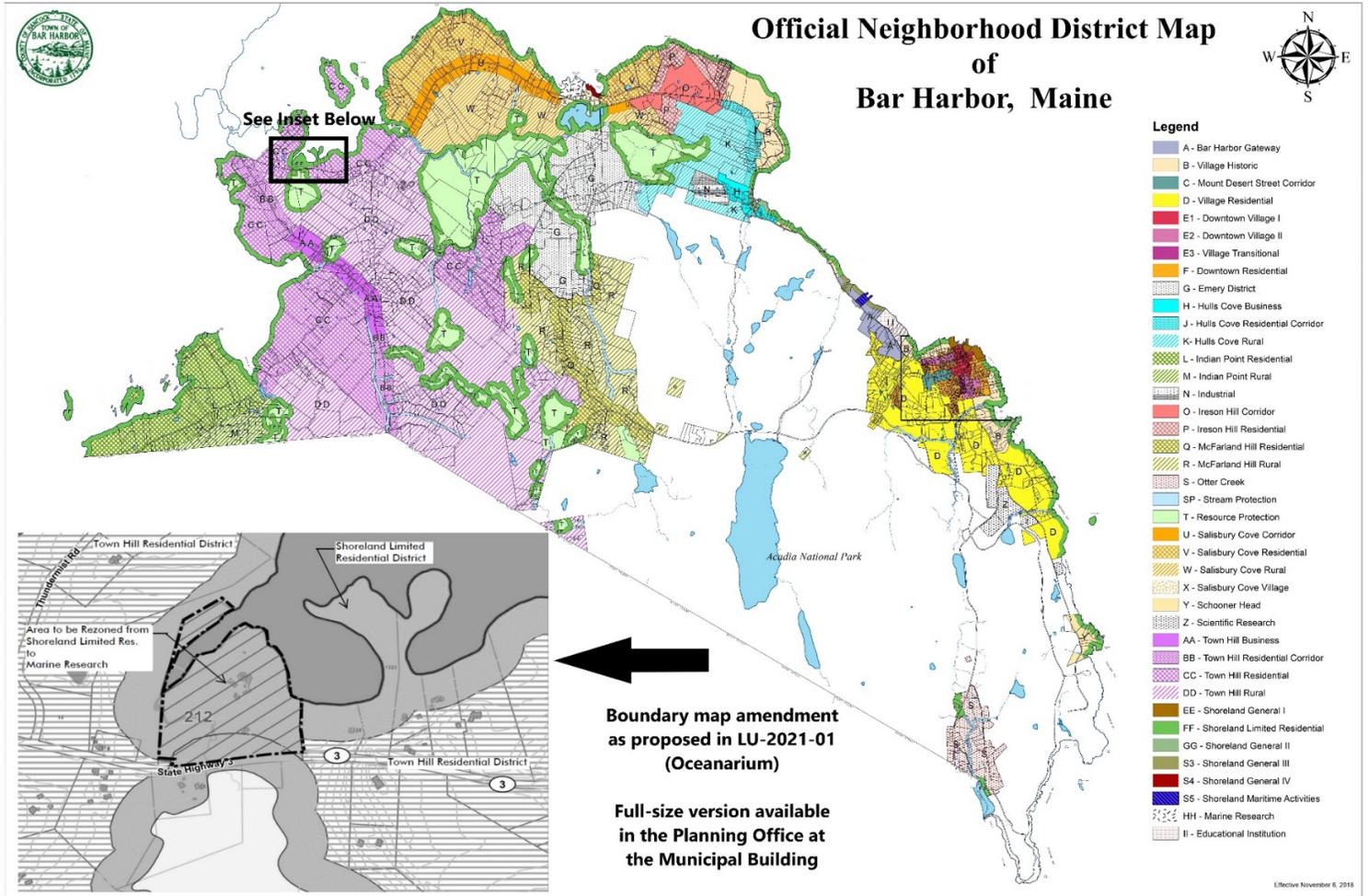
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**§125-13 Official Neighborhood Districts Map**

Neighborhood districts established by this chapter are bounded and defined as shown on the Official Neighborhood District Map of Bar Harbor, which, together with all explanatory materials contained thereon, is hereby made a part of this chapter. The official map shall be

signed by the Town Clerk and Chairman of the Planning Board at the time of adoption or amendment of the chapter, certifying the date of such adoption or amendment, and shall be filed in the office of the Town Clerk.



**Recommendations:**

*The seven-member Planning Board recommends adoption by a vote of 7 to 0.*

*The 15-member Warrant Committee recommends adoption by a vote of 14 to 0.*

**Article 3 – LAND USE ORDINANCE AMENDMENT – Expansion of the Scientific Research for Eleemosynary Purposes District** – Shall an ordinance, dated December 8, 2021, to amend the Official Neighborhood Districts Map by expanding the boundary of the Scientific Research for Eleemosynary Purposes District to encompass the following parcels: Tax Map 115, Lots 32, 33, 34, 35, 36, and 37 and Tax Map 253, Lot 1, and the portion of Tax Map 253, Lot 4 located outside of the Stream Protection District, be enacted?

*Summary – The amendment to the Official Neighborhood Districts Map expands the Scientific Research for Eleemosynary Purposes District boundary to include the following parcels, currently encompassed in the Village Residential District: Tax Map 115, Lots 32, 33, 34, 35, 36, 37 and Tax Map 253, Lot 1, and the portion of Tax Map 253, Lot 4 located outside of the Stream Protection District.*

*Explanation – The Jackson Laboratory is asking for an amendment to the Official Neighborhood Districts Map. Specifically, it is requesting that the Scientific Research for Eleemosynary Purposes District boundary be expanded from its existing boundaries to include the following parcels currently encompassed in the Village Residential District: Tax Map 115, Lots 32, 33, 34, 35, 36, 37 and Tax Map 253, Lot 1, and the portion of Tax Map 253, Lot 4 located outside of the Stream Protection District.*

*The request involves land located between Route 3 and Schooner Head Road, which includes Tax Map 115, lots 32, 33, 34, 35, 36, 37 and Tax Map 253, Lot 1. These parcels encompass a total of ± 4.99 acres of land, according to town tax records, located in the Village Residential District. It also involves land located off Schooner Head Road at Bear Brook, specifically Tax Map 253, Lot 4. This parcel encompasses ± 2.04 acres of land, according to town tax records, located in part in the Village Residential District and in part in the Stream Protection District.*

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*The Town of Bar Harbor hereby ordains that the Official Neighborhood Districts Map of Bar Harbor, as described in Chapter 125, Section 13, Official Neighborhood Districts Map of the Town Code is amended as follows:*

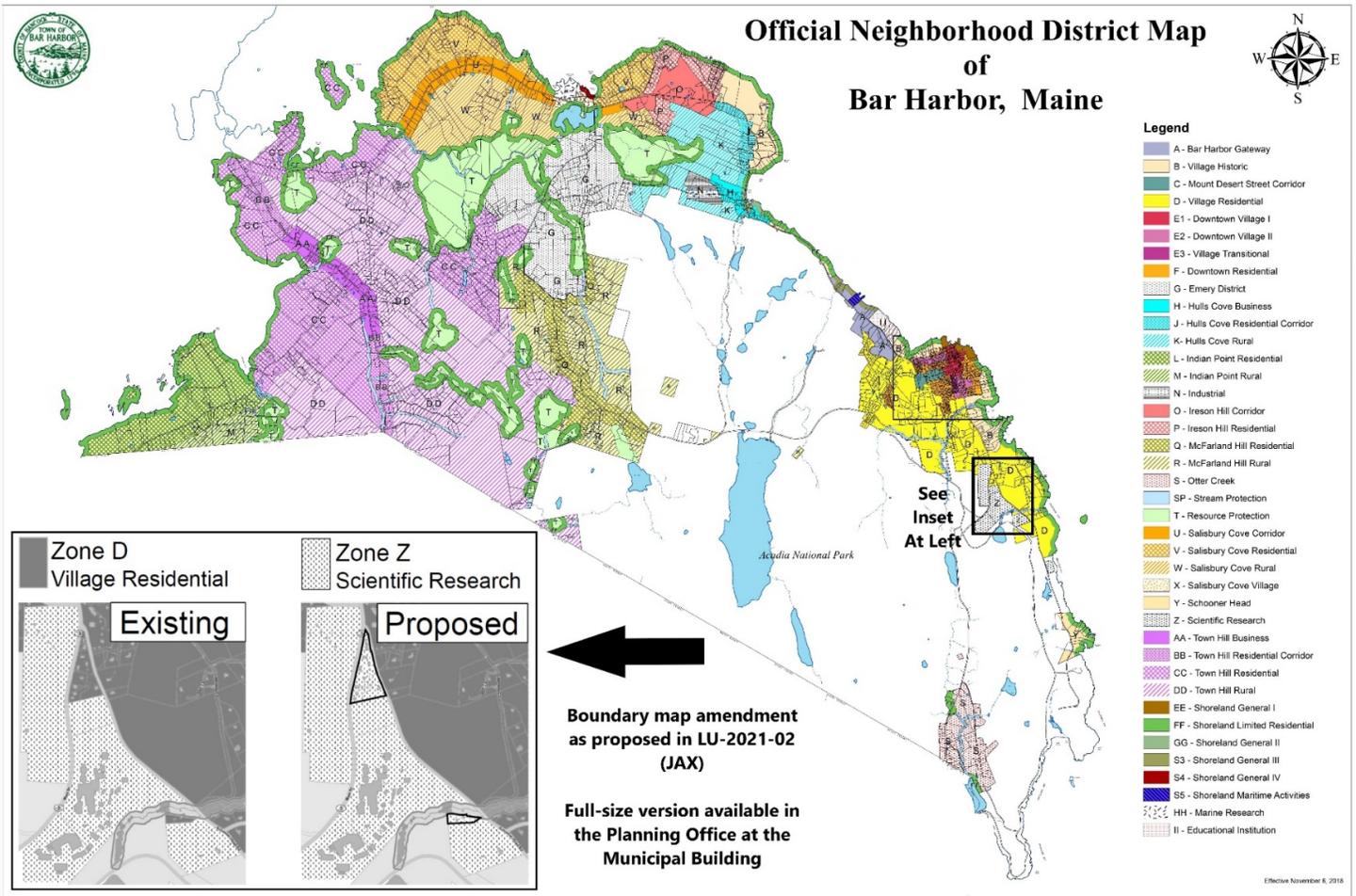
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**Chapter 125, Article II, Establishment of Districts**  
**§125-13 Official Neighborhood Districts Maps**

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**§125-13 Official Neighborhood Districts Map**

Neighborhood districts established by this chapter are bounded and defined as shown on the Official Neighborhood District Map of Bar Harbor, which, together with all explanatory materials contained thereon, is hereby made a part of this chapter. The official map shall be signed by the Town Clerk and Chairman of the Planning Board at the time of adoption or amendment of the chapter, certifying the date of such adoption or amendment, and shall be filed in the office of the Town Clerk.



**Recommendations:**

The seven-member Planning Board recommends adoption by a vote of 6 to 0 with one recusal. The 15-member Warrant Committee recommends adoption by a vote of 14 to 0.

**ARTICLE 4 – CITIZENS’ PETITION FOR ADULT USE MARIJUANA STORE LICENSING ORDINANCE** — Shall an Adult Use Marijuana Store Licensing Ordinance, pursuant to 28-B M.R.S. Chapter 1, allowing for the licensing of up to two (2) marijuana stores in zoning districts in which retail is an allowed use, dated February 15, 2022, be enacted?

**Summary** – The purpose of this licensing ordinance is to authorize and regulate adult use marijuana stores pursuant to the Maine Marijuana Legalization Act. The ordinance allows for up to two adult use marijuana stores in Bar Harbor. The ordinance does not allow for cultivation, manufacturing or testing facilities. It prohibits the location of adult use marijuana stores close to sensitive uses such as, but not limited to, schools, day care facilities and parks. In



- *McFarland Hill Rural*
- *Otter Creek*
- *Salisbury Cove Corridor*
- *Salisbury Cove Rural*
- *Town Hill Business*
- *Town Hill Residential Corridor*
- *Town Hill Residential*
- *Town Hill Rural*
- *Shoreland Gen. Dev. I*
- *Shoreland Gen. Dev. II (Hulls Cove)*
- *Shoreland Gen. Dev. III*
- *Shoreland Gen. Dev. IV*
- *Shoreland Maritime Activities*

*Two licenses, one from the State of Maine and one from the Bar Harbor Town Council, must be secured in order to operate an adult use marijuana store in town. The processing fee for the town’s license is \$250 and the license fee is \$1,250. Applicants must be at least 21 years of age and a resident of the State of Maine. Applicants must divulge if they hold, have held, and/or have had any such licenses or similar licenses denied, suspended, or revoked from any town, city, or state. If a licensed adult use marijuana store is sold, the purchaser would be given preference to obtain a new license and continue operations.*

*Adult use marijuana stores may be open for business only between the hours of 10:00 a.m. and 8:00 p.m. Security measures must include security surveillance cameras and an alarm system. Emergency contact information must be provided to the Bar Harbor Police Department.*

*Any person, including but not limited to, an adult use marijuana store owner, a property owner where such business is located, or any agent or contractor for same, who orders or conducts any activity in violation of this ordinance, or fails to comply with any of its requirements, shall be penalized in accordance with 30-A M.R.S. §4452.*

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**Enactment of Chapter 8  
ADULT USE MARIJUANA STORE LICENSING**

*The Town of Bar Harbor hereby ordains the enactment of Chapter 8 to the Town Code:*

**Chapter 8, Adult Use Marijuana Store Licensing**

**§8-1. Purpose.**

It is the purpose of this chapter to authorize and regulate adult use marijuana stores pursuant to the Maine Marijuana Legalization Act, 28-B M.R.S. Chapter 1.

Persons or entities wishing to establish an adult use marijuana store within Bar Harbor shall first obtain a license from the Bar Harbor Town Council (hereinafter “the Municipal Officers”) and shall be subject to the provisions of this chapter.

**§8-2. Definitions.**

Unless otherwise stated, all terms in this chapter shall be defined as set forth in 28-B M.R.S. §102.

### **§8-3. License Required.**

No person may establish, operate, or maintain a marijuana store without first obtaining a license from the Municipal Officers pursuant to this chapter.

It is a violation of this chapter for any person to operate an adult use marijuana store within Bar Harbor without a valid adult use marijuana business license issued by the State pursuant to State adult use marijuana laws and regulations.

Pursuant to 28-B M.R.S. §402, the Town authorizes up to two (2) marijuana stores to be licensed. Cultivation, manufacturing, and testing facilities are not authorized. Whenever a license expires and is not renewed, or the Town declines to renew a license, other license applications may be reviewed, but the two-license cap on marijuana stores shall be maintained.

In the event of the proposed sale of a marijuana store, the prospective purchaser shall be given preference to obtain a new license to replace the seller's license within sixty (60) days prior to the date of the sale. The prospective purchaser shall file an application with fee and provide all the information required in this Chapter. If the application is approved, the Municipal Officers shall specify that the license is contingent on the sale being completed and the Town's receipt of license fees.

All adult use marijuana stores must be operated from permanent locations, which may utilize telephone and internet orders only if the buyer, within twenty four (24) hours, pays for and picks up such orders in the store.

Adult use marijuana stores may not use vending machines for sales, may not have "drive-through" or "drive-up" window-serviced sales, and may not have internet-based sales with credit/debit card payment and delivery by USPS, UPS, FedEx, DHL, or any other global or local delivery service or courier.

### **§8-4. Application Procedure.**

- A. An application for a license must be made on the form provided by the Town. If the applicant who wishes to operate an adult use marijuana store is a single individual, this person must sign the application for a license. If the applicant who wishes to operate an adult use marijuana store is more than one individual, each person who has an interest in the business must sign the application for a license as applicant. Each applicant must be qualified under this chapter and each applicant shall be considered a licensee if a license is granted.
- B. Application and License Fees: All applications must be submitted with a \$250 processing fee. If an application is approved, the licensee will pay a marijuana store license fee of \$1,250 before the Town will issue the license.
- C. Submission requirements for an application to establish an adult use marijuana store:

- (1) If the applicant is an individual: The individual shall state their legal name and any aliases, and submit proof that they are at least twenty-one (21) years of age.
- (2) If the applicant is a partnership: The partnership shall state its complete name, and the names of all partners, whether the partnership is general or limited, submit a copy of the partnership agreement, if any, and submit proof that all partners are at least twenty-one (21) years of age.
- (3) If the applicant is a corporation: The corporation shall state its complete name, the date of its incorporation, evidence that the corporation is in good standing under State law, the names and capacity of all officers, directors and principal stockholders, the name of the registered corporate agent, the address of the registered office for service of process, and submit proof that all officers, directors and principal stockholders are at least twenty-one (21) years of age.
- (4) If the applicant is a limited liability company (LLC): The LLC shall state its complete name, the date of its establishment, evidence that the LLC is in good standing under State law, the names and capacity of all members, a copy of its operating agreement, if any, the address of its registered office for service of process, and submit proof that all members are at least twenty-one (21) years of age.
- (5) If the applicant intends to operate the adult use marijuana business under a name other than that of the applicant, they must state the business' name and submit the required registration documents.
- (6) If the applicant or a potential employee has been convicted of criminal activity under State and/or federal law, they must list the specified criminal activity involved, and the date, place, and jurisdiction of each conviction.
- (7) If the applicant has had a previous license under this chapter or other similar marijuana business ordinances from another town, city, or state denied, suspended or revoked, they must list the name and location of the marijuana business for which the license was denied, suspended or revoked, as well as the date of the denial, suspension or revocation, and they must list whether the applicant has been a partner in a partnership or an officer, director, or principal stockholder of a corporation that is licensed under this chapter, whose license has previously been denied, suspended or revoked, listing the name and location of the marijuana business for which the permit was denied, suspended, or revoked as well as the date of denial, suspension or revocation.
- (8) If the applicant holds any other licenses under this chapter or other similar marijuana business ordinance from another town, city, or state and, if so, the names and locations of such other licensed businesses must also be provided.

- (9) The location of the proposed adult use marijuana store, including a legal description of the property, street address, and telephone number.
- (10) The applicant's mailing address and residential address.
- (11) Recent passport-style photograph(s) of the applicant(s).
- (12) The applicant's driver's license and Social Security numbers.
- (13) A sketch showing the configuration of the subject premises, including building footprint, interior layout with floor space to be occupied by the business, and parking plan. The sketch must be drawn to scale with marked dimensions.
- (14) A copy of a Town Tax Map depicting: the subject property lines and the property lines of other properties containing any existing adult use marijuana businesses within one thousand (1,000) feet of the subject property; the property lines of any preexisting private or public school within one thousand (1,000) feet of the subject property; and/or areas designated as a municipal "safe zones" pursuant to 30-A M.R.S. §3253, within five hundred (500) feet of the subject property.
- (15) Some portions of applications for an adult use marijuana store license shall be kept confidential by the Town and used for administrative purposes only due to sensitive information contained therein such as Social Security numbers, etc., as allowed by FOAA (Freedom of Access Act).

**§8-5. Licensing Standards.**

- A. Adult use marijuana stores may only exist and operate in the Chapter 125 Article III zoning districts in which retail is an allowed use.
- B. Adult use marijuana stores may not be operated on property located within:
  - (1) One thousand (1,000) feet of the property line of a preexisting public or private school (K-12) per 28-A M.R.S. §402;
  - (2) Five hundred (500) feet of the property line of: the College of the Atlantic; Mount Desert Island Hospital (MDIH) property; property used primarily for religious worship and related religious activities; property used for licensed daycare use under 10-148 CMR 32; recreational areas designated for use by children up to eighteen (18) years in age; or areas designated as a municipal "safe zones" pursuant to 30-A M.R.S. §3253;
  - (3) Five hundred (500) feet of another property containing an adult use marijuana store.
- C. Required setbacks under section 5(B)(1-3) above shall be measured as the most direct, level, shortest, straight-line distance between property lines.

- D. If the applicant is a person, the applicant must be a resident as that term is defined in 28-B M.R.S. § 102. If the applicant is a corporation, partnership, or limited liability company, every officer, director, and managing partner must be a person who is a resident, and a majority of shares, partnership interests, and membership interests, or other equity interests, must be held or owned by persons who are residents.
- E. The applicant must be qualified to operate a marijuana store based on the information submitted under section 4(C)(1-7) above.
- F. Adult use marijuana stores may be open for business only between the hours of 10:00 a.m. and 8:00 p.m.
- G. Security measures at all adult use marijuana stores shall include, at a minimum, the following:
- (1) Security surveillance cameras installed and operating twenty-four (24) hours a day, seven (7) days a week, with forty-five (45) day video storage, to monitor all entrances, along with the interior and exterior of the premises, to discourage and facilitate the reporting of criminal acts and nuisance activities occurring at the premises; and
  - (2) Door and window combination video and motion detector intrusion system with audible alarm and smart phone monitoring, maintained in good working condition; and
  - (3) Secure containers (with locks) that are suitable for storage of all marijuana, marijuana products, and cash stored overnight on the licensed premises; and
  - (4) Exterior lighting that illuminates the exterior walls of the licensed premises during dusk to dawn, that is either constantly on or activated by motion detectors, and complies with applicable provisions of the lighting performance standards in the Bar Harbor Zoning Ordinance; and
  - (5) Deadbolt locks on all exterior doors and any other exterior access points, excepting windows which shall have locks; and
  - (6) Methods to ensure that no person under the age of twenty-one (21) shall have access to marijuana and marijuana products.
- H. Signs.  
All signs used by and all marketing and advertising conducted by or on behalf of the marijuana business may not involve advertising or marketing that has a high likelihood of reaching persons under 21 years of age or that is specifically designed to appeal particularly to persons under 21 years of age. The signs, marketing, or advertising is prohibited from making any health or physical benefit claims.

All signage shall meet the requirements of Town Code Section 125-67(BB).

**§8-6. Right of Access/Background Check/Inspection.**

Every adult use marijuana store shall allow law enforcement officers to enter the premises at reasonable times for the purpose of checking compliance with all applicable State laws and this chapter. Every owner and employee of an adult use marijuana business applying for a license shall submit emergency contact information to the Bar Harbor Police Department.

**§8-7. Indemnification.**

By accepting a license issued pursuant to this chapter, the licensee waives and releases the Town, its officers, elected officials, employees, attorneys, and agents from any liability for injuries, damages, or liabilities of any kind that result from any arrest or prosecution of any adult use marijuana store owners, operators, employees, clients, or customers for a violation of local, State or federal laws, rules, or regulations.

By accepting a license issued pursuant to this chapter, the licensee agrees to indemnify, defend, and hold harmless the Town, its officers, elected officials, employees, attorneys, agents, and insurers against all liability, claims, and demands on account of any injury, loss or damage, including without limitation, claims arising from bodily injury, personal injury, sickness, disease, death, property loss or damage, or any other loss of any kind whatsoever arising out of or in any manner connected with the operation of a permitted/licensed adult use marijuana store.

**§8-8. State Law.**

In the event the State of Maine adopts any additional or stricter law or regulation governing adult use marijuana stores, the additional or stricter regulation shall control the establishment or operation of any adult use marijuana store in Bar Harbor.

Compliance with 28-B M.R.S. Chapter 1, State laws and regulations pertaining to medical marijuana, and any other applicable State laws or regulations shall be deemed an additional requirement for issuance or denial of any license under this chapter, and noncompliance with 28-B M.R.S. Chapter 1 and any other applicable State law or regulation shall be grounds for revocation or suspension of any license issued hereunder.

**§8-9. Enforcement.**

A. Violations.

- (1) Any violation of this chapter, including failure to comply with any condition, shall be deemed to be a violation of 30-A M.R.S. §4452. Each day of violation constitutes a separate offense.
- (2) Commencement of any adult use marijuana business without a Town license for same shall be a violation of this chapter. Any party committing such a violation shall immediately cease operations, whether of a construction, renovation, or

business nature, upon notification by the Code Enforcement Officer (CEO). Upon such CEO notification, the Town can pursue fines and/or penalties under 30-A M.R.S. §4452.

B. Code Enforcement Officer (CEO).

- (1) If the CEO finds that any provision of this chapter is being violated, they shall notify in writing the person responsible for such violation, indicating the nature of the violation and ordering the action necessary to correct it, including but not limited to, discontinuance of illegal use of land, buildings, or structures, or work being done, removal of illegal buildings or structures, and abatement or mitigation of violations. A copy of such notices shall be submitted to the Municipal Officers and be maintained as a permanent record.
- (2) The CEO shall keep a complete record of all essential transactions of the CEO, including adult use marijuana license applications submitted, licenses granted or denied, revocation actions, revocation of licenses, appeals, court actions, violations investigated, violations found, and fees collected.

C. Law Enforcement Officers.

Law enforcement officers may at any reasonable time conduct on-site inspections to insure compliance with all applicable laws and conditions attached to license approvals, and shall investigate all complaints of alleged violations of the chapter.

D. Legal Actions.

When the above notification and/or inspection actions do not result in the voluntary correction or abatement of the violation by the subject adult use marijuana store, the Municipal Officers, upon receiving written notification from the CEO, shall institute any and all actions and proceedings, either legal or equitable, including injunctions of violations and the impositions of penalties and/or fines in order to enforce the provisions of this chapter.

The Municipal Officers, or their authorized agent, are hereby authorized to enter into administrative consent agreements for the purpose of eliminating violations of this Chapter and recovering fines without court action.

E. Penalties/Fines.

Any person, including but not limited to, an adult use marijuana store owner, a property owner where such business is located, or any agent or contractor for same, who orders or conducts any activity in violation of this chapter, or fails to comply with any of its requirements, shall be penalized in accordance with 30-A M.R.S. §4452.

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***Recommendations:***

*The seven-member Town Council recommends rejection by a vote of 6 to 1.*

*The 15-member Warrant Committee recommends rejection by a vote of 10 to 5.*

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The polls will be open from 8:00 a.m. until 8:00 p.m. on Tuesday, June 14, 2022 for election of Town officers and referendum. Absentee ballots will be processed on Saturday, June 11, 2022 starting at 9:00 a.m., or immediately following a requested inspection, and on Election Day every hour on the hour starting at 9:00 a.m.

*The last day to request an absentee ballot is Thursday, June 9.*

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, and during poll hours on Election Day for the registration of persons desiring to register for this election. To register to vote, residents must provide proof of identity and proof of physical residence address, not a post office box. A Maine driver's license with current physical address satisfies both requirements.

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Given under our hands this nineteenth day of April 2022.

### **Municipal Officers of the Town of Bar Harbor**

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Jefferson Dobbs, Chair

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Matthew A. Hochman, Vice Chair

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Gary Friedmann

---

Joseph Minutolo

---

Valerie Peacock

---

Erin E. Cough

---

Jill Goldthwait

Attest:

A true copy \_\_\_\_\_  
Town Clerk of Bar Harbor, ME

## CONSTABLE'S RETURN

By virtue of the within Warrant to me directed, I have warned and notified the inhabitants of the Town of Bar Harbor to assemble at the time and place and for the purposes therein named by posting attested copy of the within Notice on the Bulletin Board, Municipal Offices, being conspicuous public place within said Town on the \_\_\_\_\_ day of \_\_\_\_\_ in the year Two Thousand and Twenty-two.

Attest: \_\_\_\_\_  
Constable of the Town of Bar Harbor

Attest: A true copy \_\_\_\_\_  
Town Clerk of Bar Harbor, ME



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