



**MINUTES OF MEETING**  
**Board of Selectmen**  
**July 27, 2010 @ 6:00 P.M.**  
**Southwest Harbor Town Office**

- I. *Call to Order/Roll Call:* The meeting was called to order at 6:00 p.m. Present: Selectmen: Trudy Bickford, Skip Wilson, Ralph Dunbar, Jr., George Jellison, Jr., David Minctons, and Town Manager, Robin M. Bennett

*Visitors:* Mark Good, Weldon Leonard, Marc Carr, BH Times, Kristin Hutchins, Pat Biegler, Eric Clark, Vaughn Clark, Donald Lagrange, John Seavey, Gene Thurston, Berten Willey, David Chapais, Scott Alley, Sandy Johnson, MaryEllen Martel, Dennis Dever, Andrew Keblinski, Ken Hutchins, Corey Pettegrow

- II. *PUBLIC HEARING:* CDBG Grant, Harbor House: The Chair opened the Public Hearing at 6:00 p.m. Bennett said this grant is for \$50,000 in scholarship funds for the Children's Center. The Town would act as the pass-through, with minor administrative work, and payment likely to be quarterly. MaryEllen Martel gave an overview, saying that Harbor House currently serves children from the age of 18 months. Preliminary work indicates that 50-75% of children come from low to moderate income families and grant monies would be used as scholarships for that group. The grant will increase the amount of people that may be helped, by about 50%. Bickford asked why the Town needed to be part of the process. Bennett explained it was the parameters of the grant that the Town sponsor the project. Bennett said there will need to be a Special Town Meeting, and asked Martel to pass on to Harbor House that the date will be August 31<sup>st</sup> at the Fire Station.

The Public meeting was closed at 6:05 p.m.

- III. *Visitors to be heard not on the agenda* – Mr. Kenneth Hutchins said, on behalf of the Harbor Committee, and referring to a copy of the Harbor Committee minutes, that he wanted to emphasize that the Harbor Committee's motion was to recommend to the Selectmen that the Harbor Committee be kept up to date on who is on the mooring list and be updated as mooring assignments are made. The Committee hopes to make more room in the Harbor, and Mr. Hutchins emphasized that the Harbor Committee did not ask for a moratorium. Dunbar said the Harbor Committee is on the agenda.

Mr. Hutchins said there have been a lot of compliments on the re-grading of the parking lot at the Manset town dock and he would like some public acknowledgement of the Harbor Committee's appreciation. He added that the Committee is planning to have public meetings on what they are thinking about for the Harbor. Andrew Keblinski had a question concerning a moratorium on Mooring assignments. Mr. Dunbar asked this be put off until the agenda item is

addressed further on in the meeting. Leonard said he has a question on moorings and would like to have it discussed separately.

Eric Clark said he has issues that he wanted to raise at Town Meeting and could not do so. One issue is that the moral of all Town workers is at an all time low. He criticized hiring a Public Works Director at \$64,000 with \$9,000 spent re-doing the Town Garage Office; He said Hal Hall was removed from the Emergency Management Director position, a job he had done for many years as a volunteer. Clark suggested that public works could be handled as before and save the Town \$300,000; he noted that sewer was in the red about \$200,000. Wilson clarified that the sewer debt was paid for by the users. Clark also said that Tremont uses this Town's dispatch for \$20,000 a year and he doesn't feel it is a fair share of the cost. Clark also said that Crafts called him saying he has been met with negativity concerning his work on the sidewalks at Village at Ocean's End, and the State was called even after Crafts had all his permits. Clark said the Town needs to do the right thing. Dunbar said the Board would take these items under advisement and schedule them for another meeting.

V. *Approval of Minutes: Water/Sewer Meeting June 15, 2010 and Selectmen Minutes June 22, 2010:*

Amendments: To the Water/Sewer Board Meeting – change the date from August 17, 2009 to June 15, 2010. It was Moved (Bickford) and Seconded (Wilson) to approve the Water/Sewer Meeting Minutes of June 15, 2010 as amended, and the Minutes of the Board of Selectmen Meeting of June 22, as presented. Vote 3 – 0 – 2 (Jellison, Minctons)

V. *Warrants: Administration 204-210 ; 1- 18 Water 18-20  
Sewer 1 – 4 Lower Town Dock 19 Water Upgrade 6A - 7*

VI. *Old Business*

- a. *Water Project Update:* Bennett said the Town is winding down the project, and referred to the letter from Olver regarding the testing, which was in the Selectmen's packet. She said it is important to remember that the compliance is a running annual average – summer months expect higher levels. Eric Clark asked if the stand pipe has been fixed. Dunbar/Bennett said the Town is planning to look at bids as soon as the season is over, as the tank would have to be drained.
- b. *Lower Town Dock Update:* There are a couple of outstanding items – a light ordered is not in yet; covering for the conduit on the curbing, as well as the drain near the restrooms, as of now there is a bit of a stand-off as to how it will be fixed. Contractor does not want to fix it, and Bennett is negotiating with Engineers as the drain will not drain because the designed placed it too high and it has been fixed once. This appears to be an engineering issue, and Bennett has told them they need to make it right. The dock is in use. Vaughn Clark suggested that the aluminum pieces between the floats need to be rounded down – someone may be cut as the floats rise with the tide changes. Johnson asked about the paved shoulder on Main Street reminding the Board that they were going to look at the contract – what has happened with that? Bennett said it will be discussed later in the meeting.

VII. *New Business*

a. *Chamber of Commerce Proposal:* Johnson spoke, saying the Chamber recently did a membership drive; one feedback item from businesses was the need for public year-round rest rooms in the Downtown area. The Chamber would like to propose to the Town that they put together a capital campaign project to replace the current public seasonal bathrooms and expand it to include a small year-round Chamber Office and year-round public bathrooms. In exchange for operating that building and paying the heat and electricity they would request the Town contribute rent-free status and pay for water and sewer for the building. Is the Board interested in pursuing this project? The Chamber would like to put together a Committee to explore options and design and come back to the Board with more information. Bickford said she understood the \$10,000 available in the budget now was to be raised to make the existing bathrooms year-round, and doesn't feel it would be advisable to mix that with the Chamber business. Alley said the extra space at the current building is used for public works storage. Dunbar asked if there was any idea of the size. Johnston said there are no design plans yet. Bennett said she feels it is a good opportunity to collaborate and get a building at little or no cost to the taxpayers. Hutchins supported the project and felt it would be a great benefit with no cost to the Town. Leonard said this Town definitely needs it, and expects there would be a lot of support. Eric Clark said it is a good idea but was only concerned about parking issues. Jellison feels it would be good for the Town, Minctons liked the idea, and would like to see what it would look like. Dunbar said he does feel it is win-win for the Town, and the benefits would be great, and meets a need the Town has. It was Moved Wilson and Seconded Minctons to give the Chamber permission to move forward pursuing more information for the Board's future approval or denial. Vote: 5 – 0.

b. *Harbor Committee Recommendations*

i. *Manset Piling Replacement:* Dever said the Harbor Committee is very strongly recommending that the pilings stay with wood. He recommends greenheart; he has information on fiberglass, but Dever said we have used greenheart and knows it will work and last. He asked the Board to re-consider the decision. Eric Clark said greenheart is very expensive; there is no need for that, and in a couple of years it will be time to repair other things at the dock. Pettegrow said the Board should look the dock over before putting in money for fender piles; the dock is getting tired, and he wouldn't recommend a lot of money for fender piles since the few that need to be replaced should be wood. Vaughn Clark agreed with Pettegrow that the dock will need replacement before the fender pilings will wear out and said fiberglass has always been a "no" for the Committee. Wilson said he suggested fiberglass, but in reference to Mr. Pettegrow's comments on the easterly side of the dock, it doesn't appear they are needed on that side. Dever said the floats are in seasonally and he still thinks the Town needs protection there; as far as not replacing at the moment there are some that need replacement now as they are rotted; piles can be replaced and when it is time to do other work on the dock, work around them. The Harbor Committee has said it is a wasted expense to spend money on greenheart. Mr. Hutchins said the Harbor Committee has not recommended any kind of wood, but has only said they do not want fiberglass. Dever provided cost information as follows: fiberglass \$60,833; Greenheart \$50,490; Southern Yellow Pine \$45,788. Dunbar

asked the amount of money in the budget that the Town has to work with and Bennett said almost \$39,000 currently and estimated it would cover the cost to get about half the work done. Vaughn Clark asked if the Board would send this item back to the Harbor Committee for review. Dunbar asked the Board their decision. Wilson has no problem either way – send it back or make a decision; Bickford said her information from fishermen is that they are impressed with fiberglass, and would like to have information from people who use them now then send that back to the Harbor Committee. Dunbar closed the public comment on this issue. Jellison asked if the price included installation – Dever said it did. About \$21,000 is the barge work and that is the biggest part of the project. Minctons said considering the shape the dock is in it would be a waste of money and time to put in the expensive pilings. He recommends the pine saying things may change later. Wilson agreed and said if the Board went with southern yellow pine we could replace more pilings with the money available. Bickford said her thought was if the dock was going to be worked on over the next ten years, we might review fiberglass for the future. It was Moved Minctons and Seconded Wilson to use the southern pine for piling replacement on the westerly side of the Manset Town Dock. Discussion: Dever said he has some extra southern yellow pine which may be used, and enough that he could replace all on the westerly side with what we have. Vote 5 – 0

ii. *Rachel B. Jackson:* Dever said he was led to believe the existing practice was to use Beal's Lobster Pier, and Keblinski would load and unload at the Lower Town Dock only if Beal's was full. Harbor Committee said that was not agreeable and Dever has now suspended use by the Rachel B Jackson. Wilson said the Board has continually declined to allow the Rachel B use of public Town docks, and the Town does not want to allow private use of any public dock. This has been the policy for many years. Pettegrow commented that the Rachel B is a navigational hazard going in and out of the Town Docks. Eric Clark asked how the Harbormaster thought he had the authority to authorize that use. Dever said the Coastal Harbor Ordinance doesn't specify who can or cannot use the Town Docks. Leonard said this was brought up again because Mr. Keblinski would place a small boat at the dock to hold a place until he came in with the larger boat. The Committee unanimously agreed the process should stop. Ken Hutchins agreed and suggested the Selectmen write a letter to explain their policy. Keblinski said he does not have any boats to bring in to the dock to hold a spot, and the lower Town Dock has been quiet. Regarding his use of the dock he said the Rachel B has been using the Town Docks and at one time rented the Manset Town Dock for several years. He said the Ordinance allowed four boats to use the Town Docks and he quoted an old ordinance permitting that use. He said he has been paying his fee for years. Each year he requests a rental and has received a letter indicating that he would be number 1 on a leased float rental. That letter also said no Harbor Committee involvement is necessary. He also read some excerpts from the Comprehensive Plan. Hutchins commented that the document Mr. Keblinski is quoting from is a draft document. He said he objected to anyone saying he is a hazard and has been operating safely for 20 years. Dunbar asked if the question was: does the Town want a charter boat running out of a Town Dock? Bickford said it has always been policy that the public docks are for the fishermen and people making a living on the water – and it should be very clear what the intent is, and the Town does not want to compete with Dysarts

or any other place. Mr. Koblinski said he has every right to use the Town Docks as other private concerns come into the docks and pick people up for charters. Dever said Savage has come in on occasion and Dever has said he has addressed that and it is a 50cent a head fee. His question is does the Town allow Rachel B and the Surprise to use the Town docks, and are they allowed to ferry people back and forth in a smaller boat? He would like clarification. Pettegrow said Mr. Koblinski is quoting from an ordinance which is not in effect – the difference is that this is his base of operation, and Southwest Harbor is not the base for Savage or any others who may occasionally stop at the dock. Eric Clark asked who gave Dever the right to decide who would operate from the Town Dock? He reiterated it should go to the Harbor Committee. He also asked if there was an ordinance change that people don't know about? He would like to see it on record. Wilson said he feels Dever's operation was correct and he may not have been aware of the Board's decision not to allow this use – only the Ferry service and Ellis Services are allowed. Dunbar agreed. Mr. Hutchins said the Harbormaster has the right to interpret the ordinance to the fullest extent of the law. Koblinski said he asked the CEO in 2007 or 2008 about the ordinance. Vaughn Clark: Mr. Koblinski came to the Harbor Committee and tried to pass himself off as a resident, and he has a boat larger than what was listed. It was Moved Dunbar and Seconded Wilson that no one use the Town Docks home base for a charter operation. Vote: 5 – 0.

iii. Mooring Assignments: Hutchins referred to his earlier statements concerning the Harbor Committee motions, saying the Harbor Committee wishes to be informed of who is on the waiting list, and wish to be notified of assignment(s) for moorings or floats before they are made. Wilson said the Harbor Committee was concerned that the assignment of moorings might still be going on until the new mooring plan is complete and they decided this is a better plan: reviewing assignments before Dever notifies people is better than stopping all mooring assignments. He felt it was a good compromise. Dever said he has entertained the Committee's wishes in the past, and will continue to do that if it is an unusual situation – if a regular mooring becomes available, going to the committee will hold up everything and is micro management. Pettegrow said the committee is in the middle of working on the Harbor plan, and while this is being plotted by COA through GIS, the Committee wants to be in the loop to see daily changes. Leonard read the priority list to the Board and he said he fits under the first category – resident commercial. At the June meeting Leonard brought up the fact that Carl Johnson's mooring was becoming available, and Leonard wanted to be assigned that spot. During that meeting, and after, he was under the impression that it would be his spot. He learned later that the mooring was assigned to Thurman Radford. Leonard said the minutes bear out that the mooring appeared to be promised to him, although Hutchins, who said he listened to the meeting tape several times, did not think the mooring was assigned to Leonard. Leonard asked the Board to undo this and give him the spot and move Thurman Radford to Leonard's spot off the Manset shore. Dever said when a mooring comes open they are assigned in the order they are received. He said Leonard accepted the Manset Shore mooring, and Thurman Radford needed to be moved. The State requires a percentage of moorings be assigned to non-residents. Gene Thurston, said that, based on the harbormaster training he has had in the past, he believes the 10% requirement for non-residents is in the federally dredged

area only, and outside that zone it is not required. This is outside that zone. Vaughn Clark said Thurman was issued a new mooring last year, and then got to the top of the list to get another new mooring this year. Leonard: there is a non-resident person on that mooring, and it is fooling with his livelihood and safety. Keblinski said his position is that he was assigned one of Mr. Leonard's two spots and is on hold because he hasn't moved yet – can he have another mooring assigned? Dunbar: asked if the Board wish to do anything with Leonard's mooring? Wilson said he thought Pettegrow's suggestion to switch Leonard and Thurman was a good one. Jellison questioned whether it was in the same spot as Johnson's mooring had been – Dever said he gave the same coordinates for the setting of the mooring, and it is within Johnson's berth. Dever also commented that he may have to do the job stricter than he would like. Wilson said this raises the issue as to the mooring permit process – does the list have to be more public and the assignments have a broader scope than just the Harbormaster – this situation would be alleviated if all moorings assignments were passed before the Harbor Committee before assignment are made. It was Moved Wilson and Seconded Dunbar, that all mooring assignments will be reviewed by the Harbor Committee before assignments are made. Bennett said she believes that should be a public list which should be posted at the Town office. The assignment of a mooring is an administrative task and this will cause a wait of about a month before a mooring could be assigned. Vaughn Clark said a reason for this is to keep informed while a new mooring plan is being constructed. Eric Clark said the bottom line is that there is a resident fisherman vs. an out of town fisherman. Dever said he went sequentially as the openings came about – last one was the spot that Thurman has. Wilson said the existing plan should be plotted by springtime. Hutchins said it will take a period of time to get it done. Dunbar informed the Board that if this motion passes, it will take about a month to get a mooring assignment. Wilson said it takes a month to get a building permit. Chairman called for a vote on the motion: Vote: 4 – 1 (Bickford). Dunbar asked if the Board would care to make any comments on Leonard's situation, and the Board generally felt that this should be appealed through the Harbor Committee, and is not the authority of the Selectmen. Leonard said in the meantime he is in an exposed area on the Manset shore and wants to make the issue clear that he will have to go to the Manset Town Dock and tie up during heavy blows. Dunbar said the process is that Leonard has to make an Appeal, and it would be wrong to have the Selectmen make any decision. Bennett said it appears that the Harbor Committee has already made a decision and this should go to the directly to BOA. Wilson said Leonard must have an official appeal to the Harbor Committee and have that documented. Wilson said he is concerned as he has heard that Thurman is applying to the Army Corps to change the type of boat he will put on the mooring. Dever said Thurman has made application to the Army Corps. Bennett said the Harbor Ordinance is silent on how long a period must exist between an action and an appeal deadline for filing;

c. Committee Appointments

- i. Harbor Committee – Andrew Mays not available
- ii. Comprehensive Plan Committee – Kristin Hutchins: It was Moved Bickford and Seconded Dunbar to appoint Hutchins to the Comprehensive Plan Committee. Vote 5 – 0.

d. *Comprehensive Plan Committee Update:* Hutchins asked if the Board is going to assign a new ex officio officer to that Committee. Bickford suggested this for the next meeting. Goetze passed out colored future land use maps. She told the Board that the Comprehensive Plan was responsible for \$1,000,000 in grant money. It is about 2500 hours of volunteer work, and it is usual for most Towns to pay planners to do this project. Goetze reviewed minor changes in the draft plan based on a meeting yesterday. There needs to be an indication of mobile home parks, according to the State. The voters as a whole must approve this, with recommendation from the Planning Board. Goetze said one consideration of the plan is: where does the Town want most of the Capital Investment to go over the next 10 years? These are marked in maroon dots and marked Municipal Capital Investment Growth areas. Hutchins said the State wants to see how we manage land use and manage capital expenditure; Goetze said resource protection areas need to be identified for the State. The only zoning change recommendation is the area from Manset corner to the beginning of the Maritime Activity Zone, as it is entirely Residential Shoreland and the Planning Board would have to make that zone change recommendation to the voters. Timetable: the Committee still hopes to bring this plan to the voters in November, and will need a public hearing on Wednesday September 15<sup>th</sup>, with final wording available by August 17<sup>th</sup>, and certified by the State. It is unknown if that can happen at State level; would the Board like to see the final wording, prior to the Public Hearing, and have an opportunity to discuss it before signing off on the submittal form? We would need a special meeting on August 10<sup>th</sup> to do that and stay with the time table. Hutchins said a lot of the changes made by the consultant are things the State wants to see even though it appears it has been done already. 'The Town will review the flood plan' is an example of wording that the State requires. Dunbar asked for comments from the Board. Wilson said he doesn't need to see the whole document again and the Committee should set things in motion for the November ballot. Board agreed. It was Moved Wilson and Seconded Bickford that Dunbar be requested to sign the final Comprehensive Plan Document that will be presented to the State – 4 – 0 – 1 (abstain Dunbar)

e. *Road Project Update:* Bennett said there are updates on the cost for King's Lane. Ocean House Road, Shore Road and King's Lane have had cost revisions done by Biegler – tonight should be a discussion of how to proceed with King's Lane and discuss the overall project, as well as other items that have come up. There is about \$130,000 in reserve now and an overall budget of \$250,000. Kings Lane will cost more than anticipated. Estimates are: \$51,000 for Ocean House/Shore Road and \$64,000 for Kings Lane. Wilson said it is a lot of money to pay as there is only one resident on Kings Lane. Bickford questioned whether it is top priority, considering all the other infrastructure problems. Dunbar agreed it is not a high traffic area. He said the question is how far to go with that improvement. Biegler explained the plan on which this cost was based. The \$72,000 figure included serious drainage repair, and after review, she was able to refine the cost to \$64,000. Wilson asked for Biegler's definition of reclaiming the road. Biegler said there is a machine that removes the asphalt and some of the base, crushes that asphalt and remixes it, making it part of the base, then you put 2 inches of asphalt over that, a shim and a top coat over the 2 inches of asphalt base. Bickford asked if, considering the minimal residences on that road, there was some other way to address it? Biegler said there are other areas that warrant the

expense more than this. She expects the consultant to come back with a better analytical result. Bennett said this is a good time to discuss the fact that by next summer there will be new regulations on how we must replace culverts. We spoke to Olver about this and about doing the work in – house at Marshall Brook, near the Town Garage. It would cost about \$60,000. Waiting until after the rule change may mean it could not be done in house but may triple the cost of a project. To contract it could be about \$150,000, and waiting till the requirements go into effect next year could triple even that figure. Alley said part of the reason this area is on the agenda is because the replacement must be done dry, and we're talking about constructing bridges. Kings Lane: Wilson and Jellison said it is either not worth doing, or if done, doing it right. Clark questioned where the figures came from. Biegler said it is her estimate based on information from other Towns and reviewing a history of similar work. Dunbar said it is a road built upon a peat bog, and Wilson agreed. Minctons agreed with Dunbar that it would have to be dug down very deep and refilled to repair adequately. Alley said stabilazitation fill would need to be put down first . Wilson said reclaiming it and adding one foot of gravel is not enough. Dunbar recommended putting it off temporarily. Alley said it should be capped, at least. It was proposed last year to close it down in the winter, said Alley, and the Board did not want to do that. Bennett said there are probably higher priorities than this road, and maybe it should be put on hold until the Olver report comes back and do some other things in the meantime. It was Moved Wilson and Seconded Dunbar, to postpone work on Kings Lane and continue work on with Ocean House and Shore Roads. Vote: 5 – 0.

*Seal Cove Road culvert:* Bennett would like to see that moved up as a priority to get done in the spring before the new State regulations take effect. Biegler said those will likely go into effect next summer. Wilson asked for the details of the proposal at Marshall Brook on the culvert near the Town Garage. Widen the opening, install a bottomless culvert and build a bridge. The culvert size needed is estimated at 2' 8" wide 4' high. E Clark said there has been federal money available to restore salmon runs, and in this project there is sea trout run in that brook – it might be worth discussing with federal officials that this is one of a very few sea trout runs around. It was Moved Bickford and Seconded Wilson to move forward with the culvert repair at Marshall Brook. Discussion: Wilson said it will lower the incidence of flooding on Town property. Biegler said we will need a DEP permit. Vote 5 – 0

*Wesley Avenue/Mansell Lane:* Bennett addressed the Wesley Avenue memo and said funding is available with the subsidized interest rate. Bennett has been working with Maine Bond Bank on this funding. The immediate monetary need is \$22,000 in interest payments – two per year. It was proposed that that come out of Roads Capital Improvement Budget the first year. Biegler said storm water should be addressed as part of this project. The bond for this will be sold in October according to Bennett. The Town is in line for this money. Bennett presented figures indicating with this Bond the Town would be spending about half as much in interest payments, cost of approximately \$42,000/year. Bennett said this must be voted on by the voters – there are several items that need to go to a Town Meeting and she proposed August 31, 2010 as the date for that Meeting.

It was Moved Bickford and Seconded Wilson to put the financing bond for water and sewer projects for Wesley Avenue and Mansell Lane on a Special Town Meeting to be warned for August 31, 2010 Vote: 5 – 0.

Bennett said the total is \$133,000 for Ocean House, Shore Road, Seal Cove Culvert and the Debt Service. Does the Board want to add some of the other individual roads not yet discussed, or wait for the Olver study? Some money should be left for contingency. The Board will put off other repair projects until Olver comes back with their recommendations. Noted that those remaining on the list presented are non utility roads that could be put off until spring.

*Post office parking lot:* Bennett said there is enough money in the Reserve to do the paving. Bickford asked if the handicapped spot will be dealt with as it is the wettest and most icy spot. Biegler has proposed the handicapped access spot be moved to a different location on the left side of the entrance to the Post Office, and has asked the Post Office to consider providing a drop box at a drive up spot. Wilson reviewed surface preparation and asked if there was any shim work – Biegler said some grinding in a few rough areas, and otherwise patching and covering. It was Moved Wilson and Seconded Dunbar to award the Post Office project to Ring paving. Alley said there is a portion of sidewalk that needs repair and it would be best to repair that at the same time. Biegler will review the cost. Wilson said the handicapped area by McEacheran's needs to be redesigned. Bickford: dealing with some of these issues, she agrees with Alley but wants to know if it will change the price. Biegler said it would not. Bennett said if there is money available would the Board like her to go ahead and get it done. Dunbar said the Board would like to know the cost, but otherwise has no exception to moving ahead with this. Biegler told the Board that she and Ken Korona looked at the curb inside the parking area and reviewed the entire area. Vote 5 – 0

f. Water Commitment: \$160,738.73 It was Moved (Wilson) and Seconded (Bickford) to approve the Water commitment as presented. Vote 5 – 0

g. Sewer Commitment: \$102,046.85 It was Moved Bickford and Seconded Wilson to approve the Sewer commitment as presented. Vote 5 – 0

Bennett said that the Public Hearing on Sewer Rates is scheduled for August 17 at the Fire Station; following the Public Hearing there will be a vote. Steve Levy will be there to run the meeting.

h. Debt Service: Bennett: since the Board last met, she has been working with Levy on the sewer rate case. The Town will be able to re-finance the debt service for water/sewer with a saving of about \$280,000. This would be the same 6 bonds, with the same maturity dates, but at a lower interest rate. Bennett has worked the Maine Bond Bank on this project.

i. Special Town Meeting: Bennett reiterated the three items: CDBG application; refinancing of the bonds; Wesley Avenue & Mansell Lane project approval. August 31, 2010 at 6:00 p.m. at the Fire Station. Dunbar asked if the Planning Board was working on wording for the Marijuana Moratorium. Bennett said that moratorium can be extended another 6 months. It was Moved (Wilson) and Seconded (Bickford) that the Board of Selectmen sign the warrant and warn a Special Town Meeting for August 31, 2010 at 6:00 p.m. at the Southwest Harbor Fire Station. Vote: 5 - 0

j. Board Training: New members of the Board need to do the Freedom of Access training. Walsh will e-mail Wilson, Jellison and Minctons info on that and notify all members of the web site for the NIMS 100 Training course. Bennett said that Oct. 20<sup>th</sup> is the MMA Elected Officials Workshop in Somesville at the Fire Station.

k. MMA Executive Committee Elections: The Ballot was included in the packets - It was Moved Bickford and Seconded Wilson to accept the recommendations of the Executive Committee and to vote for Clint Dushane. Vote 5 – 0. Board signed the Ballot.

VIII. *Manager's Report* – Main Street sidewalk striping of the lines done last week: Wilson said there is major water running out into the road and it will be a big problem – plus there are holes near the Dysart condominiums. Bennett said the Safety Inspection resulted in a good report although there were a lot of minor findings, some of which have already been taken care of. The Town is finalizing sewer rates as of today for the Public Hearing; Risk Management visited and did a property inventory and complimented the Town. High profile visitor to the Island last week – thanks to the Chief and his crew – the visit cost the Town almost \$2,800. Chief said every person in the department worked 12 hour shifts throughout the weekend that the President visited us. Manset dock curbing has been placed. Reminder: contact information update sheet needs to come back to Bennett. October 12-13 is the MMA convention – anyone interested in attending needs to let Bennett know so she may register them and reserve hotel rooms. The general topic is the economy and finance. Recap: August 17 public hearing for sewer; August 24 – regular meeting; August 31 Special Town Meeting.

IX. *Other Business*: Eric Clark said the Board should look at the rates charged Tremont for dispatch. Bennett will review that and said that if either entity were to have their service moved to County, it would cost them less. SWH/Tremont and Tremont Fire Department contribute \$12,000 and \$8,000 respectively. Ambulance Association – do we know how much money they have? We do not. Resignation was received from Bob Bosserman, member of the Planning Board, Comprehensive Plan Committee and Warrant Committee. It was Moved Wilson and Seconded Bickford to accept with regrets the resignation of Robert Bosserman from the boards and committees. Vote: 5 – 0. The Board asked the Town Manager to send a letter saying thank you for the service. Wilson asked about the swap shop contract – Bennett is working on the swap shop contract with the insurance company. Bickford – said she feels there are personal attacks on people at these meetings and she would like that to stop.

X. *Sign Warrants*: It was Moved (Wilson) and Seconded (Bickford) to sign the warrants as presented Vote: 4-0-1(Dunbar)

XI. *Adjournment*: at 9:40 p.m.