



## Board of Selectmen

Tuesday, April 26, 2011 @ 6:00 P.M.  
Southwest Harbor Fire Station

### MINUTES OF MEETING

- I. Call to Order/Roll Call: The meeting was called to order at 6:00 p.m.  
Present: Town Manager, Robin M. Bennett, Selectmen: Ralph Dunbar, Jr., Dorr "Skip" Wilson, Trudy Bickford, David Minctons, George Jellison, Jr.  
  
Visitors: Jim Wilson, Woodard & Curran, Sarah Lingley, Woodard & Curran, Chris Hathaway, Beth Gaiser, Donald Lagrange, Jennifer Worcester, Anita Chalfoun, Bunny Roberts, Sandy Johnson, Jim Snow, Bruce Fournier, Ryan Donahue, Nancy Stanley, Sherman Stanley, Kristin Hutchins, Tom Benson, Mary Allen, Don Montenth, Don Lodge, Diana Novella, Marty Williams, John Williams, Mike Magnani, Bob Shields, Sam Chisholm.
- II. Visitors to be heard not on the agenda: none
- III. Approval of Minutes: Selectmen Minutes of April 12, 2011. It was Moved (Wilson) and seconded (Bickford) to approve the minutes as presented. Vote: 5 - 0
- IV. Manager's Report: Bennett informed the Board that the Town Report has been delivered and will be distributed tomorrow; the gateways and receivers have been installed and are operational and meters have been ordered. Street sweeping is ongoing this week. Mansell and Wesley will continue to be on the agenda. Hydrants will be flushed this week and the Water Department will begin installing summer water lines. Regarding the sewer clarifier project, Penta was here on April 21<sup>st</sup> to take final measurements for replacement clarifiers, and 5 holes were repaired in the Water Tank. The PUC/Crossman billing dispute continues. Our Harbormaster has been working with the Maine Lobster Association in grappling traps and ghost gear and returning same to their owners. Floats are being placed, and the Police Department in association with Kiwanis is scheduling a Bike Rodeo for June 11<sup>th</sup>.
- V. Warrants: Administration 163-170 Water 10-12  
Sewer 37 Water Upgrade 8
- VI. Old Business: none

## VII.

### New Business

- a. Woodard & Curran Presentation: Wesley Ave & Mansell Lane: Jim Wilson of Woodard & Curran, said the schedule is the most complicated part of the project for both streets. Much of the prior meeting discussions revolved around those schedules. This schedule is a reflection of the concerns expressed at the last meeting. It indicates that July 4 to mid August would be good for Mansell, while Wesley is not conducive to summer construction, but rather after Labor Day. There are three aspects to this project. Two are to reconstruct Mansell and Wesley and the third is the possibility of extending the water line all the way to the water tower, depending on the pricing that comes in on this project. This schedule handles each of those things independently. During the summer, work from the paved section of Wesley to the water tower and Mansell could be worked on. The project would likely shut down in mid-November and start again in May, doing the final paving. Wilson described the type of work that would be done on each of the roads. Specs will be sent to Public Works by the end of the week, for review. Wilson said the flooding at the end of Mansell is in an area of private property and there is only a 12" pipe on that property. This project will not fix that and Wilson asked the Board for guidance. There are two water lines on both Mansell and Wesley. There will be one on Wesley as the project finishes. Currently on Mansell, while the Fire Chief would like the second line to remain as a back up line, it is not currently configured that way, and Wilson asked for guidance on that. He also said they would take a second look at whether 12" lines will allow for growth on both roads. The \$1.309 million preliminary cost analysis does not take into consideration that there are still unknowns, ledge data to be gathered. Specs are set up so that when bids come in you are able to pick portions and tailor the work to the Town's budget.
- b. Liquor License Renewal: Fiddler's Green, 411 Main Street: It was Moved (Wilson) and Seconded (Bickford) to approve as presented. Vote: 5 - 0
- c. Special Amusement Permit Renewal: Fiddler's Green, 411 Main Street: It was Moved (Bickford) and Seconded (Wilson) to approve as presented. Vote: 5 - 0.
- d. Liquor License: Harbor House, 329 Main Street, for one day, May 5, 2011 at Chow Maine. It was Moved (Wilson) and Seconded (Bickford) to approve as presented. Vote: 5 - 0.
- e. Liquor License Renewal: Sips: 4 Clark Point Road: It was Moved (Bickford) and Seconded (Wilson) to approve as presented. Vote: 5 - 0
- f. Special Amusement Permit Renewal: Sips: 4 Clark Point Road: It was Moved (Wilson) and Seconded (Bickford) to approve as presented. Vote: 5 - 0.

- g. Liquor License Renewal: The Claremont Hotel, 22 Claremont Rd.: It was Moved (Wilson) and Seconded (Bickford) to approve as accepted: Vote 5 – 0.
- h. Special Amusement Permit Renewal: The Claremont Hotel: It was Moved (Wilson) and seconded (Bickford) to approve as presented. Vote: 5 – 0.
- i. Liquor License Renewal: Scotty’s Dockside Restaurant, 48 Shore Road: It was Moved (Bickford) and Seconded (Wilson) to approve as presented: 5 – 0.
- j. Liquor License renewal: Café DryDock, 357 Main Street: It was Moved (Bickford) and Seconded (Wilson) to approve as presented. Vote: 5 – 0.
- k. Special Amusement Permit Renewal: Café DryDock, 357 Main Street: It was Moved (Wilson) and Seconded (Bickford) to approve as presented. Vote: 5 – 0.
- l. Building Permit Refund Request: Letter from John and Laurie Seavey regarding a building permit which was applied for. Application was not used. It was Moved (Wilson) and Seconded (Bickford) to grant a building permit fee refund to John and Laurie Seavey. Vote: 5 – 0.
- m. June 14, 2011 Special Town Meeting Article: This article asks that an article be placed on the June 14<sup>th</sup> special election for the school, reconciling the tax maps with the definitions of the zones. It was Moved (Wilson) and Seconded (Bickford) that the warrant article for June 14, 2011 be approved as submitted. Vote 5 – 0. There will be a Planning Board meeting on the 5<sup>th</sup> and a Public Hearing on the 10<sup>th</sup> and there is adequate time to advertise.
- n. Sign School Warrant: It was Moved (Wilson) and Seconded (Bickford) to approve as presented. Vote: 5 – 0. This is for the budget validation process as required by statute
- o. Water Commitment: \$127,550.87. It was Moved (Wilson) and Seconded (Bickford) to approve the Water Commitment of \$127,550.87 as presented. Vote: 5 – 0.
- p. Sewer Commitment: \$110,017.47. It was Moved (Wilson) and Seconded (Bickford) to approve the Sewer Commitment of \$110,017.47 as presented. Vote: 5 – 0.
- q. Dobbs Production Request: It was Moved (Wilson and Seconded (Jellison) to approve Dobbs Production Request to use Channel 7. Vote: 5 – 0.

IX. Other Business: Wilson reminded the Board of the memo from the Superintendent of School Office that on May 9<sup>th</sup>, there is a meeting on consolidation; Dunbar commented that sidewalks have been swept and asked when there would be storm drain work – Biegler said after the next rain. Ditches will be tackled later. Dunbar asked about side of the road clean-up for earth day. Will there be any activity? Lodge said Friends of Acadia has a poster up with no information on where to gather, or what time. Wilson said he heard that Maine DOT may be willing to donate roads to Southwest Harbor and asked the Public Works director if there is

any truth to the rumor. Biegler said there is a State wide committee on State roads and the final report last February recommended some roads eventually be turned over to municipalities after they have been brought up to certain standards. The Town plans to send letters to the State concerning drainage standards and supposedly the municipality will receive more money to handle the additional roads. When there is better information, Biegler will provide that to the Board.

- X. Sign Warrants: It was Moved (Wilson) and Seconded (Bickford) to approve the warrants as presented. Vote: 5 – 0.
- XI. Executive Session pursuant to 1 M.R.S.A. 405 (6) (D), Labor Contracts/Negotiations; It was Moved (Bickford) and Seconded (Mintons) to go into Executive Session pursuant to 1 M.R.S.A. 405 (6) (D), Labor Contracts/Negotiations at 7:05 p.m. Vote: 5 – 0.
- It was Moved (Wilson) and Second (Bickford) to come out of Executive Session at 7:09 p.m. Vote: 5 - 0
- XII. Executive Session pursuant to 1 M.R.S.A. 405 (6) (A) Personnel Matters: It was Moved (Bickford) and Seconded (Wilson) to go into Executive Session pursuant to 1 M.R.S.A. 405 (6) (A), Personnel Matters at 7:10 p.m. Vote: 5 – 0.
- It was Moved (Wilson) and Seconded (Bickford) to come out of Executive Session at 7:15 p.m. Vote: 5 – 0.
- XIII. Adjournment: It was Moved (Wilson) and Seconded (Bickford) to adjourn the meeting at 7:16 p.m. Vote: 5 – 0.