

**Town of Mount Desert
Board of Selectmen Meeting Minutes
Meeting Room, Town Hall
6:30 PM, June 4, 2018**

I. Call to order at 6:00 p.m.

II. Executive Session

A. Pursuant to Title 1 M.R.S. § 405(6)(E) – Consultation with Town Attorney concerning the legal rights and duties of the Mount Desert Board of Selectmen in conjunction with contemplated litigation involving a land use violation and to discuss possible approaches to resolution of the violation with the Code Enforcement Officer and the property owners

MOTION: Selectman Mooers moved, with Selectman Hart seconding, to enter into Executive Session. Motion approved 5-0.

The Board entered into Executive Session at 5:58 PM.

B. Post Executive Session – Action if needed on pending code enforcement matter

MOTION: Selectman Mooers moved, with Selectman Hart seconding, to leave Executive Session. Motion approved 5-0.

The Board returned from Executive Session at 6:58 PM.

No Action was taken on this issue.

III. Minutes

A. Approval of minutes from May 21, 2018 meeting

MOTION: Selectman Littlefield moved, with Selectman Mooers seconding, to approve Minutes from May 21, 2018 as presented. Motion approved 5-0.

Chairman Macauley requested two items be taken out of order: Items VIII.G and VIII.H. Additionally, it was requested that Item VIII.B be taken out of order as well.

IV. Appointments/Recognitions/Resignations

A. Appointment of Bar Harbor Police Officers Adam Bouchard, Elias Burne, and Liam Harrington as Part-Time Mount Desert Police Officers

MOTION: Selectman Hart moved, with Selectman Mooers seconding appointment of Bar Harbor Police Officers Adam Bouchard, Elias Burne, and Liam Harrington as Part-time Mount Desert Police Officers, as presented. Motion approved 5-0.

B. Appointment of Craig Ridley as Summer Packer Truck Helper for the MSW collection season at a rate of \$14.00 per hour effective June 5, 2018

MOTION: Selectman Dudman moved, with Selectman Hart seconding, appointment of Craig Ridley as Summer Packer Truck Helper for the MSW collection season at a rate of \$14.00 per hour effective June 5, 2018, as presented. Motion approved 5-0.

C. Re-appointment of Benjamin Gilley as a part-time (on-call) firefighter to the Mount Desert Fire Department, effective June 5, 2018 at a starting pay of \$13.25 an hour

MOTION: Selectman Littlefield moved, with Selectman Mooers seconding, appointment of Benjamin Gilley as a part-time (on-call) firefighter to the Mount Desert Fire Department, effective June 5, 2018, at a starting pay of \$13.25 an hour, as presented. Motion approved 5-0.

V. Consent Agenda

A. EMERA Maine Company utility location permit for one pole replacement on the corner of Pretty Marsh Rd and Indian Point Rd

B. Letter from the Mount Desert Nursing Association; Spring 2018

C. Letter from Joanne Fuerst regarding the application of pesticides on Town property

D. Town of Bar Harbor Planning Board Notice of Completeness Review for MDI High School Storage/Restroom Facility – June 6, 2018

It was requested that Item C of the Consent Agenda be discussed further.

MOTION: Selectman Mooers moved, with Selectman Littlefield seconding, approval of Items A, B, and D of the Consent Agenda, holding Item C for further discussion. Motion approved 5-0.

Lelania Avila echoed Ms. Fuerst's concerns regarding the application of pesticides on Town property. She wanted more information on how to go about engaging in a meaningful discussion on the issue. She requested recommendations from the Board on how to address the issue.

It was noted that the Chamber has also received complaints from visitors regarding pesticides applications.

Selectman Hart suggested talking with the Public Works Director to find out the basic information on what is being used and its purpose and alternatives. Selectman Littlefield echoed the sentiment. She suggested taking Ms. Fuerst's letter and Ms. Avila's thoughts to Director Smith to gather information. Ms. Avila presented an article from the Maine Organic Farmer's and Gardener's Association's latest newsletter, more of Ms. Fuerst's thoughts, and some other information. It was agreed to make copies of the documents for discussion at the next meeting.

MOTION: Selectman Littlefield moved, with Selectman Mooers seconding, to accept the information presented by Ms. Avila, and work with Public Works Director Smith to start some information gathering about the issue. Motion approved 5-0.

VI. Selectmen's Reports

There were no Selectman's Reports presented.

VII. Unfinished Business

A. Request to transfer \$6,000 from Community Development line 1770100-54540 Community Consultant Other to Community Development Line 1770100-54970 Community Development Director Mount Desert and to set the fees for Consulting Services for the year beginning July 1, 2017 and ending June 30 2018 to be capped at \$36,000 paid at the rate of \$73.00 per hour

1 Town Manager Lunt confirmed with MMA legal staff that the transfer is within the purview of
2 the Board.

3
4 Treasurer Kathy Mahar inquired which year this transfer would apply to. Manager Lunt
5 confirmed it was for this fiscal year. She requested two separate Motions for the action.
6

7 MOTION: Selectman Mooers moved, with Selectman Littlefield seconding, that the contract
8 established for \$30,000 at the 2017 Town Meeting be amended to include an additional \$6,000
9 from the Community Development Line, and added to the Community Development Director
10 position for a conclusion of that contract year being June of 2018. The Board of Selectman were
11 authorized under extraordinary circumstances to raise the cap from \$30,000. Motion approved
12 5-0.
13

14 It was confirmed both Motions Ms. Mahar requested were included in the single Motion.
15

16 **VIII. New Business**

17 **A. Consideration of Street Sweeper Replacement recommendation presented in Director**
18 **Smith's memo to Town Manager, Durlin Lunt, Jr., of May 23, 2018**

19 Selectman Littlefield asked if the insurance funds of \$29,000 received by the Town would go
20 into the Capital funds. The combined funds would allow for the Town to purchase a new
21 sweeper. Public Works Director Smith noted such a purchase would empty the account,
22 resulting in the Town falling behind in their replacement schedule.
23

24 Mr. Smith is hoping to pursue information on both a purchase loan and a lease to provide to
25 the Board.
26

27 In the meantime, Mr. Smith has hired a sweeping company to work in the Town. The
28 company will come in as needed; but once a week as a general rule. It could be several
29 months between purchase and delivery. He noted the Lewiston dealer so far has been the
30 lowest price for purchase of a new sweeper.
31

32 MOTION: Selectman Mooers moved, with Selectman Littlefield support of Public Works
33 Director Smith's recommendation, as stated in his memo, to go forward researching
34 financing options, leasing as opposed to buying options, and any other options that may
35 arise and be of benefit to the Town of Mount Desert, as presented. Motion approved 5-0.
36

37 Treasurer Mahar inquired whether leasing would provide a maintenance plan that offsets
38 the expense. Director Smith stated that the price for maintenance is usually included in the
39 lease.
40

41 **B. Public Space Special Event Application – Acadia Community Theater – Shakespeare Plays –**
42 **August 25 & 26, 2018, Northeast Harbor Village Green**

43 MOTION: Selectman Hart moved, with Selectman Dudman seconding, approval of Public
44 Space Special Event Application – Acadia Community Theater – Shakespeare Plays – August
45 25 & 26, 2018, Northeast Harbor Village Green, as presented. Motion approved 5-0.
46

C. Date correction of previously approved Public Space Special Event Application – Mount Desert Chamber of Commerce Summer Artisan Market – July 26, 2018, Northeast Harbor Village Green

MOTION: Selectman Dudman moved, with Selectman Littlefield seconding, approval of the date correction of previously approved Public Space Special Event Application – Mount Desert Chamber of Commerce Summer Artisan Market – July 26, 2018, Northeast Harbor Village Green, as presented. Motion approved 5-0.

D. Consideration of Awarding 2018-2019 Heating Oil Bid to Acadia Fuel, LLC for #2 heating oil at a price of \$2.43 per gallon and authorize Town Manager, Durlin Lunt, Jr. to execute the agreement

MOTION: Selectman Dudman moved, with Selectman Hart seconding, awarding 2018-2019 Heating Oil Bid to Acadia Fuel, LLC for #2 heating oil at a price of \$2.43 per gallon and authorize Town Manager, Durlin Lunt, Jr. to execute the agreement, as presented. Motion approved 5-0.

E. Liquor License Renewal - Eliza Bishop d/b/a Milk & Honey (Milk and Honey Kitchen LLC) 3 Old Firehouse Lane, Northeast Harbor

MOTION: Selectman Hart moved, with Selectman Littlefield seconding, approval of Liquor License Renewal for Eliza Bishop, d/b/a Milk & Honey (Milk and Honey Kitchen LLC) 3 Old Firehouse Lane, Northeast Harbor, as presented. Motion approved 5-0.

F. Requested Administrative Office Closure on June 21, 2018

It was noted this was for the installation and training of the Munis software.

MOTION: Selectman Mooers moved, with Selectman Hart seconding, approval of the requested administrative office closure on June 21, 2018, for completion of the Munis project, as presented. Motion approved 5-0.

G. Charles Dillon of MDI Lions Club to discuss the possibility of a memorial bench at the Marina Green in honor of Lloyd Norwood and John Fernald

Mr. Dillon presented a picture of the proposed bench. Lloyd Norwood and John Fernald were residents of Northeast Harbor and long-time members of the Lions Club. Mr. Dillon said the request has been approved by the Harbor Committee.

Town Manager Lunt noted the application has not been completed. This was only a preliminary discussion, and the application would be submitted for approval if the Board is amenable to the concept tonight. It was confirmed this was the same style memorial bench as in Somesville.

MOTION: Selectman Mooers moved, with Selectman Littlefield seconding, approval of the concept of the memorial bench at the Marina Green in honor of Lloyd Norwood and John Fernald, as presented. Motion approved 5-0.

H. Pemetic School student presentation on plastic pollution on and around Mount Desert Island

A presentation was made by the 8th Graders of Pemetic School regarding plastic in the waste stream. Their hope is to minimize the use of plastic bags on Mount Desert Island.

The students noted they were currently working on writing an Ordinance for the Town of Southwest Harbor banning plastic bags, paper bags, and Styrofoam. They are looking for grants to help with the transition to another medium.

The students hope the Town of Mount Desert will follow suit.

MOTION: Selectman Mooers moved with Selectman Littlefield seconding, to entertain crafting an Ordinance to be presented at the Town Meeting, 2019 regarding a ban on the use of plastic bags in the Town of Mount Desert.

Gordon Beck of the Sustainability Committee noted the committee has been trying to address such an issue by working with the Chamber to include the businesses in Town.

Motion approved 5-0.

IX. Other Business

A. Such other business as may be legally conducted

There was no other business.

X. Treasurer's Warrants

A. Approve & Sign Treasurer's Warrant AP1872 in the amount of \$473,908.20

MOTION: Selectman Mooers moved, with Selectman Littlefield seconding, approval and signature of Treasurer's Warrant AP1872 in the amount of \$473,908.20, as presented. Motion approved 5-0.

B. Approve Signed Treasurer's Payroll, State Fees, & PR Benefit Warrants AP1870, AP1871, and PR1826 in the amounts of \$3,629.00, \$7,614.27, and \$93,472.18, respectively

MOTION: Selectman Hart moved, with Selectman Dudman seconding, approval of signed Treasurer's Payroll, State Fees, & PR Benefit Warrants AP1870, AP1871, and PR1826 in the amounts of \$3,629.00, \$7,614.27, and \$93,472.18, respectively, as presented. Motion approved 4-0-1 (Littlefield in Abstention).

C. Acknowledge Treasurer's School Board Payroll Warrant 24 in the amount of \$175,494.91

MOTION: Selectman Dudman moved, with Selectman Littlefield seconding, acknowledgement of Treasurer's School Board Payroll Warrant 24 in the amount of \$275,494.91, as presented. Motion approved 5-0.

XI. Adjournment

MOTION: Selectman Mooers moved, with Selectman Dudman seconding, adjournment. Motion approved 5-0.

The meeting was adjourned at 7:22 PM.

Respectfully Submitted,

Wendy Littlefield, Secretary