

Town of Mount Desert  
Board of Selectmen  
Meeting Minutes  
July 5, 2022

Selectboard Members Present: Martha Dudman, Rick Mooers, Geoff Wood, Vice Chair Wendy Littlefield.

Chair John Macauley was not in attendance.

Town Officials Present: Town Manager Durlin Lunt, Tax Assessor Kyle Avila, Public Works Director Tony Smith, Finance Director Jake Wright, Harbormaster John Lemoine, Town Clerk Claire Woolfolk

Members of the public were also present.

**I. Call to order at 6:30 p.m.**

Vice Chair Wendy Littlefield called the meeting to order at 6:30PM.

**II. Public Hearing(s)**

*A. Special Amusement Permit Renewal - Asti-Kim Corporation/DBA Asticou Inn*

Vice Chair Littlefield opened the Public Hearing.

There was no public comment.

MOTION: Mr. Mooers moved, with Mr. Wood seconding, to close the Public Hearing.  
Motion approved 4-0.

The Public Hearing was closed.

**III. Post Public Hearing**

*A. Action if necessary*

No Action was necessary.

**IV. Minutes**

*A. Approval of minutes from June 21, 2022 meeting*

MOTION: Ms. Dudman moved, with Mr. Mooers seconding, approval of the June 21, 2022 Minutes as presented.  
Motion approved 4-0.

**V. Appointments/Recognitions/Resignations**

*A. Recognition of Tony Smith, Public Works Director, from Mount Desert Water District*

The Board acknowledged recognition of Tony Smith, Public Works Director, from Mount Desert Water District with thanks.

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- VI. Consent Agenda** *(These items are considered routine, and therefore, may be passed by the Selectmen in one blanket motion. Board members may remove any item for discussion by requesting such action prior to consideration of that portion of the agenda.)*
- A. *Hancock County Commissioners Meeting Minutes of June 7, 2022*
  - B. *Monthly bypass notice for July for MRC Members Municipal Solid Waste bypassing the Hampden solid waste facility and going to PERC*
  - C. *Progress report on the court approved sale of the Hampden solid waste facility to the MRC*

MOTION: Mr. Mooers moved, with Mr. Wood seconding, acceptance of the Consent Agenda as presented.

Mr. Wood inquired about Item C. The details of the action being taken are vague, which is concerning.

Ms. Dudman echoed Mr. Wood’s concerns. Additionally Mount Desert has shown no interest in further funding the project. She was unsure whether other Towns are interested. There appears to be no plan in place. Was the Town throwing good money after bad in this endeavor? The technology has not worked elsewhere and the facility has now been idle two years.

Director Smith believed the facility was necessary to address recycling. The technology works. A lack of funding and poor management caused the closure. Once two liens are addressed as the court required the purchase will occur. The MRC is meeting with other bidders and seeking out operators and funding sources. There has been some interest. The current tipping fee is approximately \$70.00+-. Once the facility is operating the tipping fee won’t go up more than by the CPI each year.

The alternative to purchasing the facility is that someone will buy the facility for scrap. Waste will then be sent to PERC or landfilled, with high tipping fees. Towns will have no leverage regarding the fees. The DEP has voiced support for the facility.

Mr. Wood hoped for more detail. What is being shared is vague and not reassuring. Director Smith explained this is a private business; contract negotiations can’t be conducted publicly. Bidders were required to sign non-disclosure agreements. He agreed it can be frustrating to the public when the information cannot be shared.

Mr. Wood believed many at the upcoming public meeting would be interested in hearing about PFAS. Director Smith agreed. PFAS are new but will likely be brought up in discussion. Washing water goes into the digester to produce biogas, taking what PFAS they collect with it.

Motion approved 4-0.

**VII. Selectmen’s Reports**

Ms. Dudman reported that the recycling center was in disarray with the returnables overflowing and materials in the wrong areas. She wondered what could be done to improve the situation.

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2 Director Smith observed that it was the day after the Fourth of July holiday, which likely  
3 impacted the recycling center. He'd discuss it with the Highway Division.  
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5 **VIII. Unfinished Business**

6 *None presented*  
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8 **IX. New Business**

9 *A. Liquor License Renewal - Asti-Kim Corporation /DBA Asticou Inn*

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11 MOTION: Ms. Dudman moved, with Mr. Wood seconding, approval of Liquor License  
12 Renewal - Asti-Kim Corporation /DBA Asticou Inn, as presented.  
13 Motion approved 4-0.  
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15 *B. Special Amusement Permit Renewal - Asti-Kim Corporation/DBA Asticou Inn*

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17 MOTION: Ms. Dudman moved, with Mr. Wood seconding, approval of Special  
18 Amusement Permit Renewal - Asti-Kim Corporation/DBA Asticou Inn, as presented.  
19 Motion approved 4-0.  
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21 *C. Liquor License Renewal - Michael C. Boland/DBA COPITA (Choco-Latte, LLC)*

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23 MOTION: Ms. Dudman moved, with Mr. Wood seconding, approval of Liquor License  
24 Renewal - Michael C. Boland/DBA COPITA (Choco-Latte, LLC), as presented.  
25 Motion approved 4-0.  
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27 *D. Request approval for Casco Bay Advisors, LLC as presented in the proposal dated*  
28 *April 18, 2022 to support the Town of Mount Desert's efforts to expand the*  
29 *availability of high-speed internet for all residents and businesses and authorize up to*  
30 *\$10,000 to be expended from Community Development Consultant account 1770100-*  
31 *54540 to cover the costs of the proposed work*  
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33 It was noted the account from which this project would be funded is the Community  
34 Development CIP, which has adequate funds for the work.  
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36 MOTION: Mr. Mooers moved, with Mr. Wood seconding, approval for Casco Bay  
37 Advisors, LLC as presented in the proposal dated April 18, 2022 to support the Town of  
38 Mount Desert's efforts to expand the availability of high-speed internet for all residents  
39 and businesses and authorize up to \$10,000 to be expended from Community  
40 Development Consultant account 1770100-54540 to cover the costs of the proposed  
41 work, as presented.  
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42 Motion approved 4-0.  
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44 *E. Consideration of Public Works Director Tony Smith's request for Selectboard*  
45 *authorization to solicit competitive bids for the purchase of a new model year 2024*  
46 *fully outfitted refuse packer truck for the Waste Management Division of the Public*  
47 *Works Department as described in his June 22, 2022 memo to Town Manager Durlin*  
48 *Lunt*

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2 MOTION: Mr. Mooers moved, with Mr. Wood seconding, authorization of Public  
3 Works Director Tony Smith's request to solicit competitive bids for the purchase of a  
4 new model year 2024 fully outfitted refuse packer truck for the Waste Management  
5 Division of the Public Works Department as described in his June 22, 2022 memo to  
6 Town Manager Durlin Lunt, as presented.

7 Motion approved 4-0.

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9 *F. Request authorization to pay for replacement of 1 of the Northeast Harbor Mooring*  
10 *Floats top chains by Alvah B. Barge Service LLC for \$1,140.50 from the Northeast*  
11 *Harbor Mooring/Floats CIP 6410100-24681 which has a balance of \$351,401.27*

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13 MOTION: Mr. Wood moved, with Ms. Dudman seconding, authorization to pay for  
14 replacement of one of the Northeast Harbor Mooring Floats top chains by Alvah B. Barge  
15 Service LLC. for \$1,140.50 from the Northeast Harbor Mooring/Floats CIP 6410100-  
16 24681 which has a balance of \$351,401.27, as presented.

17 Motion approved 4-0.

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19 *G. Request authorization to pay MCM Electric \$11,867.64 for replacement of three*  
20 *power pedestals out of the Northeast Harbor Marina power Pedestals CIP #*  
21 *6410100-24680 which has a balance of \$111,249.18*

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23 Discussion of the purchasing policy ensued. The purchasing process is tiered. A  
24 Department Head may approve a purchase of up to \$5,000.00. Town Manager Lunt can  
25 approve a purchase of up to \$10,000.00, with some conditions. Three bids must be  
26 solicited for purchases over \$10,000.00. There are occasions when no bidders are  
27 available, or when less than three bids are received. Finance Director Jake Wright added  
28 that the policy language specifies bidding applies if other qualified vendors are  
29 "available" which is not always the case.

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31 Harbormaster John Lemoine explained that MCM Electric built the system and has  
32 maintained it for the past 15 or more years. The system is going through an incremental  
33 replacement.

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35 MOTION: Mr. Wood moved, with Ms. Dudman seconding, authorization to pay MCM  
36 Electric \$11,867.64 for replacement of three power pedestals out of the Northeast Harbor  
37 Marina power Pedestals CIP # 6410100-24680 which has a balance of \$111,249.18, as  
38 presented.

39 Motion approved 4-0.

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41 *H. letter from Cranberry Isles Town Administrator James Fortune requesting a renewal*  
42 *of the Cranberry Isles Parking lot lease at the NEH marina beginning on January 1,*  
43 *2024. The current lease expires December 31, 2023*

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45 Town Manager Lunt shared with the Board the current lease agreement. The first step is  
46 confirming there is interest in renewing the lease. Manager Lunt proposed that sometime  
47 after Labor Day the Town review the lease for potential revisions prior to final approval.

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 2 Cranberry Isles Town Administrator James Fortune confirmed parking was crucial to the  
 3 Cranberry Isles and they rely heavily on it. He agreed there were parts of the lease that  
 4 require discussion and revision.

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 6 MOTION: Ms. Dudman moved, with Mr. Wood seconding, to begin the process of  
 7 review and renewal of the lease, as presented.  
 8 Motion approved 4-0.

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 10 **X. Other Business**

11 *A. Such other business as may be legally conducted*

12 There was no Other Business.

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 14 **XI. Treasurer's Warrants**

15 *A. Approve & Sign Treasurer's Warrant as shown below:*

Town Invoices	AP#2303	07/06/2022	\$751,236.59
<b>Total</b>			<b>\$751,236.59</b>

16 MOTION: Mr. Wood moved, with Ms. Dudman seconding, approval and signature of  
 17 Treasurer's Warrant as shown above.  
 18 Motion approved 4-0.

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 20 *B. Approve Signed Treasurer's Payroll, State Fees, & PR Benefit Warrants as shown*  
 21 *below:*

State Fees & PR Benefits	AP#2276	06/23/2022	\$2,986.25
	AP#2277	06/29/2022	\$6,184.25
	AP#2302	07/01/2022	\$80,090.79
Town Payroll	PR#2230	06/24/2022	\$139,964.63
<b>Total</b>			<b>\$229,225.92</b>

22 MOTION: Mr. Mooers moved, with Mr. Wood seconding, approval of signed Treasurer's  
 23 Payroll, State Fees, and PR Benefit Warrants as shown above.  
 24 Motion approved 3-0-1 (Littlefield in Abstention).

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 26 *C. Acknowledge Treasurer's School Board AP/Payroll Warrants as shown below:*

School Invoices	#16	06/29/2022	\$19,783.89
	#26	06/24/2022	\$232,266.23
<b>Total</b>			<b>\$252,050.12</b>

27 MOTION: Ms. Dudman moved, with Mr. Mooers seconding, acknowledgement of Treasurer's  
 28 School Board AP/Payroll Warrants as shown above.  
 29 Motion approved 4-0.

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<b>Grand Total</b>			<b>\$1,232,512.63</b>
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 32 **XII. Adjournment**

33 MOTION: Ms. Dudman moved, with Mr. Wood seconding, to adjourn.  
 34 Motion approved 4-0.

1 The Meeting adjourned at 7:03PM.

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3 Respectfully submitted,

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7 Geoff Wood