



Board of Selectmen
Tuesday February 25, 2020 @ 6:00 P.M.
Town Office, Southwest Harbor

MINUTES

I. Chairwoman Lydia Goetze called the regular Selectmen's meeting to order at 6:00pm. In attendance, Kristin Hutchins, Ryan Donahue, Snap Willey, Manager Justin VanDongen and Assistant Town Manager Marilyn Lowell. Chad Terry absent and excused.

II. Dick Atlee presented information about Extended Producer Liability for packaging of consumer goods.

III. Motion made by Lydia Goetze to approve the minutes from January 21, 2020, seconded by Kristin Hutchins passed 4-0-0. Motion made by Lydia Goetze to approve the minutes from January 22, 2020, seconded by Kristin Hutchins passed 4-0-0. Motion made by Lydia Goetze to approve the minutes from January 23, 2020, seconded by Kristin Hutchins passed 3-0-1, Snap Willey abstained. Minutes of Feb 11 tabled to next meeting.

IV. Town Garage plans still three weeks out and looks like middle of March for bid documents. Manset Town Dock will have first drawings in middle of March as well, Manager requested a drawing around Town Meeting that shows a clear plan. Union contracts have been ratified by the Union and will require authorization of Board for Manager to sign. Motion made by Kristin Hutchins to authorize Town Manager to sign Union Contract with Police and Dispatch subject to date correction, seconded by Ryan Donahue, passed 4-0-0. Motion made by Ryan Donahue to authorize Town Manager to sign Union Contract with Public Works, seconded by Kristin Hutchins, passed 4-0-0.

V. a. Anne Napier presented the Updated Harbor Ordinance from the Harbor Committee. Motion made by Kristin Hutchins to place the Amendments to the Harbor Ordinance on the Secret Ballot May 5, 2020, seconded by Ryan Donahue, passed 4-0-0. Ordinance language to be certified prior to March 6, 2020.

b. Consensus of the Board is to discuss ordinances first in case there isn't enough time. Eventually tabled to future meeting.

d. (taken out of order) Kristin Hutchins made a motion to place Amendments to Subdivision Ordinance on the Secret Ballot May 5, 2020, seconded by Lydia Goetze, passed 4-0-0. Ordinance language to be certified prior to March 6, 2020.

c. The Code Enforcement Office explained the recommendation of MMA that we take the Land Use and Shoreland Zoning Ordinances to open meeting rather than secret ballot.

Lydia Goetze expressed that the Shoreland rezoning does not adequately protect water dependent uses and should be changed from General Development to Maritime Activities. Kristin Hutchins made a motion to place a question to repeal and replace the Land Use Ordinance on the Secret Ballot May 5, 2020, seconded by Snap Willey, passed 3-1-0, Lydia Goetze opposed because she would like it voted on the Town Meeting floor. Ordinance language to be certified prior to March 6, 2020. Motion made by Ryan Donahue to place the Shoreland Zoning Ordinance on the Secret Ballot May 5, 2020, seconded by Kristin Hutchins, passed 4-0-0. Ordinance language to be certified prior to March 6, 2020.

VI. a. The Marijuana Committee reported the outline of an Ordinance that has been discussed in committee. The Town Manager reported that an Ordinance could be drafted within a week if that was the desire of the Board. Motion made by Kristin Hutchins to place the Marijuana Ordinance on the May 5, 2020 referendum ballot, seconded by Snap Willey. The Board discussed whether or not there is time to write and review an ordinance. Kristin Hutchins moved to amend her current motion to a referendum ballot on June 9, 2020, seconded by Snap Willey. Manager VanDongen suggested that it would be cleaner to rescind the motion and make a new motion. Kristin Hutchins withdrew her motion and Snap Willey withdrew the second. Kristin Hutchins made a motion to place the Marijuana Ordinance on the June 9, 2020 referendum ballot, seconded by Snap Willey, failed 2-2-0, Lydia Goetze and Ryan Donahue opposed. Ryan Donahue made a motion to place the Marijuana Ordinance on the November 2020 referendum ballot, seconded by Lydia Goetze, failed 2-2-0, Kristin Hutchins and Snap Willey opposed. Town Manager was directed to prepare the Ordinance in the time being and place the item on the March 5, 2020 meeting agenda.

b. Town Manager VanDongen presented a letter to the DOT in regard to the Seal Cove Road for the Board's signature. Motion made by Kristin Hutchins to sign and send the letter to DOT, seconded by Snap Willey, passed 4-0-0.

VII. The decision was made not to have a specific In Memoriam in this year's Town Report. Kristin Hutchins reported on the visit to Fiberight.

VIII. Ryan Donahue made a motion to Accept & Sign Warrants:

General Fund Warrants: FY 19-20: 90
Payroll Warrants: FY 19-20: 88 and 89
School: FY 19-20: 86 and 87

Seconded by Kristin Hutchins, approved 4-0-0.

X. Next Meeting Date: February 26, 2020 School Budget Pemetit Library
March 5, 2020 Special Selectmen's Meeting
March 10, 2020 Regular Selectmen's Meeting

XI. Motion made by Kristin Hutchins to adjourn at 9:00pm, seconded by Snap Willey, approved 4-0-0.