



**SELECT BOARD MEETING**  
**Town of Southwest Harbor**  
**Town Office & Via Zoom\***  
**6:00 p.m. ~ Tuesday, March 28, 2023**

**Minutes**

1. **CALL TO ORDER:** Called at 6:00 p.m. by Chair Carolyn Ball.
2. **ROLL CALL:** All present. Chair Carolyn Ball, Vice Chair Natasha Johnson, George Jellison Jr., Jim Vallette, Luke Damon, Manager Marilyn Lowell, and Town Clerk Jennifer LaHaye.

**A. Excused Absences None**

3. **ADOPTION OF AGENDA:** *Request of the Town Manager for a motion to adopt the agenda as presented.*

Jellison motion to amend the agenda to include executive session at the end of the meeting, and revisit Climate to Thrive for first meeting next month, and to have discussion related to the validity and removal of article 48 followed by the ADD discussion. Seconded by Johnson. Vote: 5-0-0.

4. **PUBLIC HEARING:**

- A. Liquor License Renewal – Lindenwood Inn, Inc.:** *Request of James King & Milan Rodic on behalf of Lindenwood Inn, 118 Clark Point Road, SWH for an On-Premises Beer, Wine, and Spirits liquor license renewal.*

Jellison motioned to recommend approval of the application of James King & Milan Rodic on behalf of Lindenwood Inn, 118 Clark Point Road, SWH, for an On-Premises Beer, Wine, and Spirits liquor license. Seconded by Damon. Vote: 5-0-0

5. **APPROVAL OF MINUTES:** *Request of the Town Manager for a motion “to approve the minutes of....*

- A. March 16, 2023 – SB Public Hearing**

Damon motioned to approve the March 16, 2023 Select Board minutes as presented. Seconded by Johnson. Vote: 5-0-0.

- B. March 21, 2023 – SB Meeting**

Vallette motioned to approve the March 21, 2023 Select Board minutes as presented. Seconded by Johnson. Vote: 5-0-0.

**6. APPROVAL OF WARRANTS:**

Town Payables: W#100  
Main Street: W# 99

Town Payroll: W# 0330  
Trust & Agency: W#98

Johnson motioned to approve the warrants as presented. Seconded by Damon. Vote: 5-0-0.

**7. APPOINTMENTS:**

- A. Solid Waste Reduction Task Force:** *Request of Town Clerk to appoint Ellen Pope to the Solid Waste Reduction Task Force.*

Vallette motioned to appoint Ellen Pope to the Solid Waste Reduction Task Force for the remainder of a 1-year term, to be effective until February 1,2024. Seconded by Johnson. Vote: 5-0-0.

**8. REGULAR BUSINESS:**

- A. Mutual Aid Agreement Between Municipalities in Hancock County:** *Request of Chief Hall to discuss Mutual Aid Agreement.*

Chief Hall was present in person. He provided an overview of the proposed mutual aid agreement between law enforcement. This was created in light of a recent incident at the high school that required multiple law enforcement agencies to respond. Currently there is no mutual aid agreement between the towns of Hancock County. A mutual aid plan between neighboring towns has already been established. Chief Hall advised that he planned to attend tomorrow's meeting and sign the agreement. He noted if any changes were made at the meeting, he would then bring it back to the Select Board for review.

Johnson motioned to designate Chief Hall for the implementation of the Agreement Between Municipalities In Hancock County to Provide Mutual Aid. Seconded by Damon. Vote: 5-0-0.

- B. Climate to Thrive – Community Resilience Partnership:** *Request of Carolyn Ball to review and discuss results of the Community Actions List provided by Ms. Blackman.*

*Amended to review at the first meeting in April.*

- C. Town Public ROW Signs:** *Request of Luke Damon to discuss the information he collected for the wooden signs.*

Damon supplied information about the signs he had spoken of in earlier meetings. Damon advised it would be about \$279 for seven signs. He said the town likely wouldn't need that many signs. Roughly \$35.00-\$40.00 per sign. He described them to be like the Acadia National Park Trail signs. These signs do not include posts.

Vallette motioned to authorize the Town Manager to work with Luke Damon to obtain signs. Seconded by Johnson. Vote: 4-1-0. Jellison nay.

**D. Acadia District Disposal:** *Request of Town Manager to review the warrant article, Interlocal Agreement and Bylaws.*

Manager Lowell said she reached out with the ADD to explore specific language needed for the warrant article. Lowell said the ADD does not provide this. Lowell reached out to the Town of Tremont to explore what they had used when they entered into the agreement. She confirmed the article should be voted on by warrant; The Select Board then will adopt the Bylaws.

Lowell read article 49 aloud; Jellison expressed concern about not fully understanding the article. Questions from the audience arose. Would \$3,000 be the only cost? Vallette said that that was the cost to join, and there was no other cost associated. Vallette noted that \$3,000 has already been put into the budget. Vallette and Johnson both spoke about the benefits of joining. Kate Pickup from the Solid Waste Reduction Task Force noted this could be viewed as a trial period and voters are only voting for one year.

*Article 49 Stands in Warrant. No motion was made to remove it from the warrant.*

**E. Town Warrant:** *Request of Town Manager to present and adopt final draft of the Town Warrant.*

Manager Lowell reviewed the changes made to the warrant.

Vallette motioned to accept Article 49. Seconded by Johnson. Vote: 4-1-0. Jellison nay.

Jellison motioned to remove Article 48. Seconded by Ball. Vote: 2-3-0. Damon, Vallette & Johnson nay.

**Discussion:** Jellison expressed concern for Article 48 – related to Chris’ Pond. Jellison noted his disappointment that at the last meeting a motion was made, and fellow members chose to not Second, the motion to discuss. Jellison stated he has 26 signatures from voters who are requesting answers from the members. He is concerned about the language and whether it is appropriate for a warrant article. He is concerned that the agenda of March 21, 2023, was only to be a presentation to the board. Resident Michael Sawyer does not feel this question should be put on the warrant that there are costs involved with this, and stated people don’t even know what they are voting on. Ann Napier said she was in favor of this and encouraged Sawyer and others to attend the Town Meeting.

Johnson motioned to adopt the final draft of the warrant. Seconded by Damon. Vote: 4-1-0. Jellison nay,

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**9. MANAGER REPORT: Please see attached report.**

Manager Lowell noted the following things that were not in her manager's report.  
~ Kick off meeting for the streetlights. They will be starting Monday, replacing head fixtures with the LED lights.  
~Impact Aid is provided by the federal government for Coast Guard's contribution to the schools.

Discussion – Ball explored if a voter could request written ballot on an article presented.

**10. SUGGESTIONS FOR THE NEXT MEETING:** *No action will be taken, other than to place the requested item on the next agenda.*

- Liquor License & Special Amusement \* Appointments
- Vegetation Trimming \* Visit with Cemetery Committee
- Climate to Thrive \* Upper Town Dock area.

**11. NEXT MEETING DATE:** *Adoption of a motion to confirm the date of the next regular meeting for Tuesday, April 11<sup>th</sup> at 6:00 p.m. at the Town Office meeting room.*

Vallette motioned to confirm the date of the next regular meeting for Tuesday, April 11<sup>th</sup> at 6:00 p.m. at the Town Office meeting room. Seconded by Johnson. Vote: 5-0-0.

**12. EXECUTIVE SESSION**

Johnson motioned for the Select Board to enter executive session pursuant to 1 MRSA 405 (6) (A) to discuss personnel matters. Seconded by Vallette. Vote: 5-0-0 Time: 8:16 pm.

Ball motioned to exit executive session. Seconded by Johnson. Vote: 5-0-0 Time: 8:33 pm.

Johnson motioned to authorize the Town Manager to appoint an Interim Code Enforcement Officer, at her discretion. Seconded by Damon. Vote: 5-0-0.

**13. ADJOURNMENT:**

Johnson motioned to adjourn at 8:34 pm. Seconded by Damon.

Respectfully Submitted,

Jennifer E. LaHaye  
Town Clerk

**APPROVED**

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Carolyn Ball, Chair

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Natasha Johnson, Vice Chair

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George Jellison, Jr.

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James Vallette

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Luke Damon