

Public Hearing

Tuesday, September 10, 2013 @ 6:00PM

Southwest Harbor Fire Station

MINUTES

- I. **Call to Order/Roll Call:** The meeting was called to order at 6:00 p.m. Present: Chairman Ralph Dunbar, Jr., David Minctons, Tom Benson, George Jellison, Dan Norwood and Town Manager Donald Lagrange.
- II. The Chairman asked for a summary of Land Use Ordinance changes being sent to the voters in the November ballot. CEO Lagrange discussed the changes along Clark Point Road to include changing a portion of CFMA zone and the Harbor zone to the Maritime Activity zone. Also discussed was the definition of the Maritime Activity zone, the definition of Inns and Motels and the changes to the Land Use Ordinance with DEP conditions to make the ordinance inclusive of all regulations. A resident Mrs. Hutchins wanted clarification about some properties and their potential use changes. A comment of allowing a residential use to the lower lever of the former Flores property on Shore Road was viewed favorably.
- III. **There being no further comments,** the public hearing was closed by the Chairman at 6:15 PM with a five (5) minute recess.

Selectmen Meeting

Tuesday, September 10, 2013 @ 6:20 PM

Southwest Harbor Fire Station

MINUTES

- I. **Call to Order/Roll Call:** The meeting was called to order at 6:20 p.m. present: Chairman Ralph Dunbar, Jr., David Minctons, Tom Benson, George Jellison, Dan Norwood and Town Manager Donald Lagrange.
- II. **Visitors to be heard not on the agenda:** No comments from Visitors
- III. **Approval of Minutes:** A Motion by Norwood and Seconded by Jellison to approve the BOS Meeting Minutes of August 26, 2013 as written. Vote 5/0/0. A motion by Norwood, second by Mincton to approve the minutes of the Board meeting of August 27, 2013, Voted to approve 5/0/0
- IV. **Manager's Report:**
Mgr Lagrange indicated a 1983 DOT survey delineated the easement at the Manset corner which proves the States rights to the turn out area that was in dispute with an abutting property owner. An assessor's quarterly report indicated their review of tree growth in the town as well as doing quarterly review of Maps 2,3,7,15 and 16. The State of Maine water commission held a meeting in SWH on Wednesday the 4th at the fire station and then reviewed the water plants. Snap was a great representative of the town with the

knowledge he exhibited during their visit. A newsletter will be sent to all residents regarding how to get ongoing info about the Main Street project with construction to commence on Sept 23. The Town cable channel 7 has a new format with a rotation of slides every 10 seconds. The auditor will be in town for testing on Sept 12 and the full audit to commence on Sept 17 thru the week. Also, the manager asked if any Selectmen wished to attend the MMA convention and the Chairman suggestion each member to contact separately if they chose to attend.

V. Old Business: Manager Lagrange provided an update for the construction at Seal Cove Road the guard rails and paving should be completed by Friday. The fish pond is open for business. Main Street construction signs in place next Monday the 16th with start of construction of Sept 23. The town newsletter will be sent out to all residents informing them to check with web site and cable channel 7 for construction notes to be posted every Friday for the next week. Contractor to notify Chief Chapais of any changes to traffic patterns.

VI. New Business:

a. An amusement permit for Top of the Hill restaurant was approved, motion by Norwood, second by Mincton; voted 5/0/0

b. The Selectmen decided to apply the balance of the water tank available funds from the load to the Main Street project is possible. Lagrange will notify the engineers to provide guidance. Motion by Norwood, second by Mincton. Voted 5/0/0

c. The Selectmen voted to approve a quit claim deed for the property identified as Map 13, Lot 25-13 for taxes paid. Motion by Norwood, second by Benson. Voted 5/0/0

d. A general consensus was agreed to the pro-rated department expense for the replacement of an individual user card system to replace the key pad system. The locksmith was not able to provide adequate changes to the key system.

e. The MMA convention was again discussed and reference made to the managers report.

f. Manager suggested putting \$250,000 in a five year CD to yield an extra point on interest. It was suggested to move this discussion to a future meeting.

VII: Other Business:

a. Dan Norwood suggested the Board review a fireworks ordinance and Lagrange indicated a work shop at 5:00 PM at the first meeting in October.

b. Chief Chapais updated the school security indicating all class room doors will be retro fit with new security doors. The front door still remains an issue due to Superintendent concerns regarding removing historic doors.

**VIII. Accept & Sign Warrants: Motion by Benson, Seconded by Mincton
Voted 5/0/0: General Fund Warrants, FY12-13, 207; FY13-14, 28, 32, 33, 37, 38; Water FY2013, 17; Sewer FY13-14, 36; School FY13-14, 29, 30; Special Projects FY13-14, 34, 35.**

IX. Next Meeting Dates: The Selectmen decided there was sufficient notice for the public hearing at this meeting and Mgr Lagrange indicated the ordinance did to required specific advertising as is required for the Planning Board. Therefore the next meeting date will be for a regular meeting to be held at the Town office, September 24, 2013 at 6:00 PM

X. It was moved by Mincton, second by Benson to enter into executive session, per 1 M.R.S.A. § 405, (6) (e) relative to a legal discussion with town attorney and also per 1 M.R.S.A. § 405, (6) (a) personnel issues. Voted 5/0/0.

XI. Adjourn Selectmen Meeting: Motion by Norwood, seconded by Mincton to adjourn meeting . Voted 5-0.