

Minutes
Special Bar Harbor Town Council Meeting
January 26, 2023

LOCATION: Ground floor conference room of the Law Firm Rudman Winchell, located at 84 Harlow Street Bangor, Maine 04401. Public access was available in person or by Zoom webinar.

- I. CALL TO ORDER** – 9:16 a.m. In attendance were Councilors Valerie Peacock, Matthew Hochman, Joe Minutolo, Jill Goldthwait, Erin Cough, and Gary Friedmann.

Mr. Hochman, with second by Ms. Cough, moved to excuse Councilor Jeff Dobbs. Roll Call Vote:

Minutolo Y

Goldthwait Y

Cough Y

Peacock Y

Hoffman Y

Friedmann Y

Motion passed 6-0

- II. ADOPTION OF AGENDA**—Mr. Hochman, with second by Ms. Cough, moved to adopt the agenda as presented. Roll Call Vote:

Minutolo Y

Goldthwait Y

Cough Y

Peacock Y

Hochman Y

Friedmann Y

Motion passed 6-0.

III. REGULAR BUSINESS

- A. Executive Session Pursuant to 1 M.R.S. § 405(6)(E). Consultation between the Town Council and the Town Attorney concerning APPLL, et al. v. Bar Harbor, Civil Action No. 1:22-cv-616-LEW**—Mr. Hochman, with second by Ms. Cough, moved to enter into executive session pursuant to 1 M.R.S. § 405(6)(E). Consultation between the Town Council and the Town Attorney concerning APPLL, et al. v. Bar Harbor, Civil Action No. 1:22-cv-616-LEW. Roll Call Vote:

Minutolo Y

Goldthwait Y

Cough Y

Peacock Y

Hochman Y

Friedmann Y

Motion passed 6-0.

Upon entering executive session, the Town Council relocated to the Margaret Chase Smith Federal Building and Courthouse.

On return from executive session (4:48 p.m. in the Rudman Winchell conference room), Ms. Peacock read the following statement for the record:

The Council remains committed to executing the will of the voters and maintaining the Town’s home rule ability to regulate and manage cruise visitation to our town.

The parties have made strong progress towards an efficient and expeditious framework for litigating this case.

The parties anticipate continuing these discussions as quickly as possible.

We are confident the framework we are close to reaching with all parties is the most effective strategy towards advancing the Town’s cause.

IV. ADJOURNMENT—Mr. Hochman with second by Ms. Cough, moved to adjourn the meeting at 4:51 pm. Roll Call Vote:

Minutolo Y

Goldthwait Y

Cough Y

Peacock Y

Hochman Y

Friedmann Y

Motion passed 6-0.

Elizabeth N. Graves, Town Clerk