

THE RECORD
ANNUAL TOWN MEETING – JUNE 30 & JULY 14, 2020
TOWN OF BAR HARBOR

The Record reflects changes made by the Governor of the State of Maine and the Bar Harbor Town Council due to the COVID-19 pandemic.

The voters of the Town of Bar Harbor assembled in the MDI High School Parking Lot on Tuesday, June 30, 2020. There were approximately 90 registered voters present. The annual town meeting was called to order at 7:00 p.m. by Town Clerk Sharon M. Linscott, who called for action under Article A.

Article A ELECTION OF MODERATOR - *To choose a Moderator to preside at said meeting.* The Town Clerk opened the floor for nominations. William Ferm was nominated. There being no other nominations, it was duly moved and seconded to cease nominations. Motion passed unanimously. There were three ballots cast for Moderator with all three votes cast for William Ferm. William Ferm was elected moderator and sworn in by the Town Clerk.

The Moderator made a few opening remarks. He called for a motion to adopt the Maine Municipal Association Moderator manual for this meeting. The motion was made and duly seconded and by majority vote the motion carried. In addition, Mr. Ferm called for a motion to allow non-residents to speak. He reported it requires a two thirds vote. The motion was made, duly seconded, and by a two-thirds majority vote the motion carried.

Article B ELECTION OF WARRANT COMMITTEE MEMBERS - *To elect Warrant Committee members as required by Section C-34 of the Town Charter.* The Moderator called for a motion to elect the slate of nominees as recommended by the nominating committee. The motion was made and duly seconded.

Julie Berberian	Donna Karlson	Allison Sasner
Steve Boucher	John Kelly	Christine Smith
Robert Chaplin	Meagan Kelly	Kathleen St. Germain
Sherri Dyer	Amanda Kendall	Lawrence Sweet
Michael Good	James Kitler	Mary Jane Whitney
Emily Henry	Seth Libby	

VOTED: The slate of members as recommended by the nominating committee was elected for the 2020-2021 Warrant Committee.

Note: Articles C through M authorize expenditures in cost center categories.

Article C EDUCATION BUDGET EXPENDITURES: Regular Instruction - To see what sum the School Committee is authorized to expend for **Regular Instruction** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$2,899,167	\$2,899,167	\$2,899,167

*The School Committee recommends adoption.
 The seven-member Town Council recommends adoption by a vote of 7 to 0.
 The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$2,899,167 for Regular Instruction for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article D EDUCATION BUDGET EXPENDITURES: Special Education - To see what sum the School Committee is authorized to expend for **Special Education** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$1,476,693	\$1,476,693	\$1,476,693

*The School Committee recommends adoption.
 The seven-member Town Council recommends adoption by a vote of 7 to 0.
 The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$1,476,693 for Special Education for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article E EDUCATION BUDGET EXPENDITURES: Career and Technical Education – To see what sum the School Committee is authorized to expend for **Career and Technical Education** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 0	\$ 0	\$ 0

*The School Committee recommends adoption.
 The seven-member Town Council recommends adoption by a vote of 7 to 0.
 The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$0 for Career and Technical Education for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article F EDUCATION BUDGET EXPENDITURES: Other Instruction - To see what sum the School Committee is authorized to expend for **Other Instruction** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 109,434	\$ 109,434	\$ 109,434

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$109,434 for Other Instruction for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article G EDUCATION BUDGET EXPENDITURES: Student & Staff Support - To see what sum the School Committee is authorized to expend for **Student & Staff Support** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 593,866	\$ 593,866	\$ 593,866

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$593,866 for Student & Staff Support for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article H EDUCATION BUDGET EXPENDITURES: System Administration - To see what sum the School Committee is authorized to expend for **System Administration** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 146,739	\$ 146,739	\$ 146,739

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$146,739 for System Administration for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article I EDUCATION BUDGET EXPENDITURES: School Administration - To see what sum the School Committee is authorized to expend for **School Administration** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 405,174	\$ 405,174	\$ 405,174

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$405,174 for School Administration for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article J EDUCATION BUDGET EXPENDITURES: Transportation & Buses - To see what sum the School Committee is authorized to expend for **Transportation & Buses** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 331,000	\$ 331,000	\$ 331,000

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$331,000 for Transportation & Buses for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article K EDUCATION BUDGET EXPENDITURES: Facilities Maintenance - To see what sum the School Committee is authorized to expend for **Facilities Maintenance** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 635,446	\$ 635,446	\$ 635,446

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$635,446 for

Facilities Maintenance for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article L EDUCATION BUDGET EXPENDITURES: Debt Service and Other Commitments - To see what sum the School Committee is authorized to expend for **Debt Service and Other Commitments** for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:	\$ 0	\$ 0	\$ 0

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$0 for Debt Service and Other Commitments for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Article M EDUCATION BUDGET EXPENDITURES: All Other Expenditures - To see what sum the School Committee is authorized to expend for **All Other Expenditures** for the fiscal year beginning July 1, 2020 and ending June 30, 2023.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:	\$ 105,000	\$ 105,000	\$ 105,000

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: The School Committee is authorized to expend \$105,000 for All Other Expenditures for the fiscal year beginning July 1, 2020 and ending June 30, 2021.

Note: Articles C – M authorize a total budget of:

<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
\$6,702,519	\$6,702,519	\$6,702,519

Note: Articles N & O raise funds for the Proposed School Budget

Article N EDUCATION BUDGET: Essential Programs and Services – To see what sum the voters of the Town of Bar Harbor will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act (State Recommends \$4,064,624) and to see what sum the voters of the Town of Bar Harbor will raise as the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688 for the period July 1, 2020 to June 30, 2021.

***Explanation:** The Town of Bar Harbor’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.*

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:			
<i>State Subsidy</i>	\$ 585,536	\$ 585,536	\$585,536
<i>Town’s Minimum Share</i>	\$3,479,088	\$3,479,088	\$3,479,088
<i>State’s Essential Programs & Services Model</i>	\$4,064,624	\$4,064,624	\$4,064,624

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

THE MAJORITY VOTED: That the Town appropriate \$4,064,624 and raise \$3,479,088 as the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act for the period July 1, 2020 to June 30, 2021.

Note: Article O raises additional local funds recommended to support the proposed school budget

Article O EDUCATION BUDGET: Additional Local Funds - To see what sum the voters of the Town of Bar Harbor will raise and appropriate in additional local funds for school purposes for the period July 1, 2020 to June 30, 2021, which exceeds the State’s Essential Programs and Services allocation model by as required to fund the budget recommended by the school committee.

***Explanation:** The additional local funds are those locally raised funds over and above the Town of Bar Harbor’s local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on*

non-state funded debt service that will help achieve the Town of Bar Harbor’s budget for educational programs. The School Committee recommends the additional local funds shown below and gives the following reasons for exceeding the State’s Essential Programs and Services funding model. The State funding model underestimates the actual costs to fully fund the proposed budget.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:			
<i>Additional Local Funds</i>	\$2,283,955	\$2,283,955	\$2,283,955
<i>Exceeding EPS by</i>	\$2,283,955	\$2,283,955	\$2,283,955

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

THE MAJORITY VOTED: That the Town raise and appropriate \$2,283,955 in additional local funds for school purposes for the period July 1, 2020 to June 30, 2021, which exceeds the State’s Essential Programs and Services allocation model by \$2,283,955.

Note: Articles N & O raise a total town appropriation of:

<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
\$5,763,043	\$5,763,043	\$5,763,043

Note: Article P summarizes the proposed school budget and does not authorize any additional expenditures

Article P EDUCATION BUDGET: Total Expenditures- To see what sum the voters of the Town of Bar Harbor will authorize the School Committee to expend for the fiscal year beginning July 1, 2020 and ending June 30, 2021 from the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:			
	\$6,702,519	\$6,702,519	\$6,702,519

*The School Committee recommends adoption.
The seven-member Town Council recommends adoption by a vote of 7 to 0.*

The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.

THE MAJORITY VOTED: The Town authorizes the School Committee to expend \$6,702,519 for the fiscal year beginning July 1, 2020 and ending June 30, 2021 from the Town’s contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

Article Q EDUCATION BUDGET: State, Federal, and Other Funds - In addition to the amount in Articles C – P, shall the School Committee be authorized to expend such other sums as may be received from state or federal grants or programs or other sources during the fiscal year 2020-2021 for school purposes provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated?

Current Year Totals: \$226,152

Recommendations:

The School Committee recommends adoption.

The seven-member Town Council recommends adoption by a vote of 7 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.

VOTED: The Town, in addition to the amount in Articles C – P, authorizes the School Committee to expend such other sums as may be received from state or federal grants or programs or other sources during the fiscal year 2020-2021 for school purposes provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated.

Article R MUNICIPAL BUDGET: Expenditures - To see what sum the Town will raise and appropriate for the Municipal Budget for FY21 (7/1/20 TO 6/30/21).

Explanation:

This is the total amount that the Town Council is allowed to spend from all sources except grants and donations, as provided in Article U, and from reserve accounts.

Recommendations:	<i>Town Council</i>	<i>Warrant Committee</i>
<i>Total Expenditures</i>	<i>\$15,371,900</i>	<i>\$15,371,900</i>

The seven-member Town Council recommends adoption by a vote of 7 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.

Ted Koffman, with second by Kendra Rand, moved to increase the FY21 Municipal Budget by \$5,000 to fund Island Housing Trust’s Home Ownership

Assistance Program and be included in the Cooperating Agencies annually

THE MAJORITY VOTED: To increase the FY21 Municipal Budget by \$5,000.

VOTED: That the Town of Bar Harbor raise and appropriate \$15,376,900 for the Municipal Budget for FY21 (7/1/20 TO 6/30/21).

Article S MUNICIPAL BUDGET: Other Revenues - To see what sum the Town will vote to reduce the amount to be raised by taxation by using estimated revenues and fund balance for the Municipal Budget for FY21 (7/1/20 TO 6/30/21).

Explanation:

In addition to property taxes, the Town receives other revenues from fees, licenses, excise taxes, etc., and we sometimes use monies left over from prior years (fund balance). The funds shown in this article reduce the amount of property taxes that have to be raised.

<i>Recommendations:</i>	<i>Town Council</i>	<i>Warrant Committee</i>
<i>Other Revenues</i>	\$ 6,574,330	\$ 6,574,330
<i>Fund Balance</i>	\$ 55,000	\$ 55,000
<i>Fund Balance - Cruise Sh. Fund</i>	\$ 205,588	\$ 205,588
<i>Fund Balance - Parking Fund</i>	\$ 268,592	\$ 268,592

*The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: That the Town reduce the amount to be raised by taxation by using \$6,574,330 estimated revenues, \$55,000 fund balance, \$205,588 cruise ship fund balance and \$268,592 parking fund balance for the Municipal Budget for FY21 (7/1/20 TO 6/30/21).

Article T MUNICIPAL BUDGET: Tax Cap Override – To see if the Town will vote to increase the property tax levy limit of \$8,279,884 established for the Town of Bar Harbor by State law in the event that the FY21 Municipal Budget approved by the Town results in a tax commitment that is greater than the property tax levy limit.

Explanation:

In 2005 the State Legislature passed a “tax reform” law known as LD#1. This bill created a maximum municipal tax levy based upon this year’s tax, plus an allowance for personal income growth and the town’s tax base growth due to new construction. However, LD#1 allows Bar Harbor voters to increase that tax cap with the approval of a simple majority of the voters at Town Meeting. Using the State’s formula, the maximum tax levy for Bar Harbor’s Municipal Budget is \$8,279,884. Currently the proposed budget is \$11,495 under the tax cap.

Recommendations:

*The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: That the Town increase the property tax levy limit of \$8,279,884 established for the Town of Bar Harbor by State law in the event that the FY21 Municipal Budget approved by the Town results in a tax commitment that is greater than the property tax levy limit.

Article U MUNICIPAL BUDGET: Grants and Donations – In addition to the amount in Article R, shall the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY21 (7/1/20 TO 6/30/21) for municipal purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated?

Explanation:

From time to time, the Town Council receives funds from state and federal grants, and donations, as well as sources other than local tax dollars. This article gives the Town Council the authority to spend such funds, as long as no local property tax dollars are required to match them, other than those already in the budget.

Recommendations:

*The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: That in addition to the amount in Article R, the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY21 (7/1/20 TO 6/30/21) for municipal purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated.

Article V PREPAYMENT OF TAXES - To see if the Town will vote to accept tax payments prior to the commitment date and to pay interest on said tax payments in the amount of 0% per year figured on a monthly basis until the tax commitment date is reached.

Explanation:

On rare occasions, taxpayers need to pay their taxes before they have been billed. The Town Treasurer cannot accept such early payments unless an article is passed.

Recommendations:

*The seven-member Town Council recommends adoption by a vote of 7 to 0.
The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.*

VOTED: That the Town accept tax payments prior to the commitment date and to pay interest on said tax payments in the amount of 0% per year figured on a monthly basis until the tax commitment date is reached.

Article W TAX DUE DATE AND INTEREST RATE - To see if the Town will vote that the

first half taxes shall be due and payable on or before September 30, 2020 and that second half taxes shall be due and payable on or before March 31, 2021 and that interest shall be charged at the annual rate of 8.0% on any unpaid taxes due on September 30, 2020 beginning October 1, 2020 and on any unpaid taxes due March 31, 2021 beginning April 1, 2021.

Explanation:

The due dates proposed are essentially the same as last year. The proposed interest rate is the highest allowed by State Law to encourage taxes to be paid on time.

Recommendations:

The seven-member Town Council recommends adoption by a vote of 7 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.

VOTED: That the Town’s first half taxes shall be due and payable on or before September 30, 2020 and that second half taxes shall be due and payable on or before March 31, 2021 and that interest shall be charged at the annual rate of 8.0% on any unpaid taxes due on September 30, 2020 beginning October 1, 2020 and on any unpaid taxes due March 31, 2021 beginning April 1, 2021.

Article X OVERPAYMENT OF TAXES - To see if the Town will vote to establish the interest rate to be paid to a taxpayer who is determined to have paid an amount of real estate taxes in excess of the amount finally assessed for 2020 at 4.0% per year on the amount of overpayment.

Explanation:

If a taxpayer prevails in a tax assessment appeal against the Town, we must pay interest on the tax amount being refunded. The Town is required by law to set the interest amount each year. We are suggesting the lowest interest rate allowed by law, which is 4% less than what we charge for late payments.

Recommendations:

The seven-member Town Council recommends adoption by a vote of 7 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 15 to 0.

VOTED: That the Town establish the interest rate to be paid to a taxpayer who is determined to have paid an amount of real estate taxes in excess of the amount finally assessed for 2020 at 4.0% per year on the amount of overpayment.

There being no further business and by unanimous vote at 7:47pm on June 30, 2020, this portion of Town meeting adjourned only to continue Town meeting on Tuesday, July 14, with polls opening at 8:00 a.m. in the Municipal Building auditorium.

Town Meeting Reconvened

July 14, 2020

Election of Officers/ Referendum

Moderator William Ferm appointed John O’Brien (Democrat), Charles Saul (Republican) and Anna Louise Lopez (Unenrolled) as deputy moderators, who were duly sworn in to serve in his place during his absence from the polls. The Moderator opened the polls at 8:00 am.

The following ballot clerks, having been appointed and duly sworn in, were in attendance for the election: Democrats – Peggy Danneman, Elizabeth Hubbell, Catherine Preston-Schreck, Burt Wartell; Republicans – Barbara Hepburn, James Riley Jr, Suzanne Saul, Christine Witham; and Unenrolled – J. Clark Stivers.

2,090 ballots were cast (44% voter turnout), of which 1,675 (80%) were absentee ballots.

Article 1 - ELECTION OF OFFICERS - *To elect Town Officers as are required to be elected by secret ballot.*

For Town Council – Three Year Term – Three vacancies

Stephen Coston	received	578
Erin Cough	received	857
Kevin DesVeaux	received	534
Jill Goldthwait	received	1,452
Valerie Peacock	received	1,043
Christopher Strout	received	570

Declared elected: Jill Goldthwait, Valerie Peacock and Erin Cough

For Superintending School Committee – Three Year Term – Two Vacancies

Dwayne Bolt	received	1,176
Robin Sue Tapley	received	1,484

Declared elected: Dwayne Bolt and Robin Sue Tapley

For MDI School District Trustee – Three Year Term – One Vacancy

Joseph Cough	received	1,450
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Declared elected: Joseph Cough

Article 2 - LAND USE ORDINANCE AMENDMENT – Addressing Officer – Shall an ordinance dated December 16, 2019 and entitled “An amendment to Article V, Site Plan Review, to use the term Addressing Officer in place of Municipal Tax Assessor” be enacted?

Recommendations:

The five-member Planning Board recommends adoption by a vote of 4 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 18 to 0.

VOTED: This article passed by the following votes:

YES 1,668 NO 309

Article 3 - LAND USE ORDINANCE AMENDMENT – Permitting Authority for Certain Residential Uses in Certain Districts, Adding a Use in the Shoreland General Development II District, and Removing Uses in the Shoreland Maritime Activities District

– Shall an ordinance dated December 16, 2019 and entitled “An amendment to change the level of permitting for multifamily dwelling I uses from the Planning Board to Code Enforcement Officer (CEO) in 22 specific districts; address an inconsistency in the Land Use Ordinance by making the CEO the permitting authority for two-family dwellings in the Village Historic district; change the level of permitting for single-family dwellings in the Shoreland General Development II district from Planning Board to CEO; add two-family dwellings as an allowed use in the Shoreland General Development II district with permitting by CEO; and prohibit multifamily dwelling I and multifamily dwelling II uses in the Shoreland Maritime Activities district” be enacted?

Recommendations:

The five-member Planning Board recommends adoption by a vote of 4 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 9 to 7 with 2 abstentions.

VOTED: This article passed by the following votes:

YES 989 NO 972

A recount was requested and conducted on August 1, 2020. Following the recount, the article passed by the following votes:

YES 992 NO 973

Article 4 - LAND USE ORDINANCE AMENDMENT – Employee Living Quarters

– Shall an ordinance dated December 16, 2019 and entitled “An amendment to create and define a new use titled ‘employee living quarters’; allow for the use in 14 specific districts; provide specific standards for the use; amend the definition of ‘family’; create a new definition titled ‘floor area, ground’; and prohibit multifamily dwelling I and multifamily dwelling II uses in the Shoreland Maritime Activities district” be enacted?

Recommendations:

The five-member Planning Board recommends adoption by a vote of 4 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 14 to 2 with 2 abstentions.

VOTED: This article passed by the following votes:

YES 1,120 NO 880

Article 5 - LAND USE ORDINANCE AMENDMENT – Shared Accommodations – Shall an ordinance dated December 16, 2019 and entitled “An amendment to create and define a new use titled ‘shared accommodations’ with three levels of the use based on number of occupants; allow for one or more of those three levels of the use in eight specific districts; provide specific standards for the use; make all levels of shared accommodations subject to Design Review Board approval; and amend the definition of ‘family’” be enacted?

Recommendations:

The five-member Planning Board recommends adoption by a vote of 4 to 0.

The 22-member Warrant Committee recommends adoption by a vote of 10 to 8.

VOTED: This article passed by the following votes:

YES 941 NO 927

A recount was requested and conducted on August 1, 2020. Following the recount, the article passed by the following votes:

YES 942 NO 930

Article 6 - LAND USE ORDINANCE AMENDMENT – Official District Boundary Map Amendment For Hulls Cove Business and Shoreland General Development II districts, and Amendments to Create and Define a New TA Use with a Parking Standard and to Add Two New Uses to the Shoreland General Development II District – Shall an ordinance dated December 16, 2019 and entitled “An amendment to the Official Neighborhood District Map by extending a portion of the boundary of the Shoreland General Development II district to encompass all or part of the following parcels: Tax Map 223, Lots 011 and 014 and Tax Map 224, Lots 001 and 022 (all four of which presently have portions in both Hulls Cove Business district and Shoreland General Development II district); additionally, to create and define a new level of transient accommodation use (proposed as “TA-9”) in §125-109 and to establish a parking standard for that use in §125-67 D.(3)(b)[2]; and lastly, to amend §125-49 D. of the Land Use Ordinance (Shoreland General Development II) to allow “TA-9” and “campground (shoreland districts)” as uses permitted with site

plan/Planning Board approval in the Shoreland General Development II district” be enacted?

Recommendations:

The five-member Planning Board recommends adoption by a vote of 3 to 1.

The 22-member Warrant Committee recommends rejection by a vote of 13 to 3 with 1 recusal.

VOTED: This article was defeated by the following votes:

YES 642 NO 1,197

CITIZENS’ INIATIVE

Article 7 - CITIZENS’ INITIATIVE: Changes to the Definition of Vacation Rentals in the Land Use Ordinance – Shall the above-described ordinance be adopted?

Recommendations:

The five-member Planning Board recommends rejection by a vote of 3 to 2.

The 22-member Warrant Committee recommends rejection by a vote of 10 to 5 with 2 abstentions.

VOTED: This article was defeated by the following votes:

YES 616 NO 1,176

Article 8 - STRAW POLL: To gauge the Town’s interest, as an advisory vote, are you in favor of the School Board continuing planning efforts for a combined, district-wide middle school?

The results of the straw poll are as follows:

YES 1,237 NO 598

This meeting adjourned at 10:30 pm by acclamation.

Attest:

Sharon M. Linscott, Town Clerk of Bar Harbor