

**Selectmen's Meeting Minutes
March 3, 2022
Harpwell Town Office**

Call to Order and Pledge of Allegiance: Meeting was called to order at 6:00 pm.

Selectmen Present: Chairman Kevin E. Johnson, Selectman David I. Chipman, Selectman Jane G. Covey

Staff Present: Terri Sawyer, Deputy Town Administrator & Treasurer; Tim Clark, Code Enforcement

1. **Adoption of the Agenda:** The agenda was accepted with the addition of LD2003 to Item 6.5 and Street Lights to 14.5.
2. **Public Comment:** None
3. **Selectmen's Announcements:** Selectman Johnson announced that the 2021 Town Report would be mailed next week.
4. **Town Administrator's Report:** Deputy Administrator Sawyer recognized Mark Miskell for the photograph of Bailey's Island on the cover of the Town Report, and reported that it would be posted on the Town's website after residents received their copy in the mail. She also reminded the public that voting for one Town Clerk, one Tax Collector, one Selectman, one School Board Representative, and one budget item for Curtis Memorial Library will take place on March 12, 2022. She also reported that additional information will be available soon for the Secret Ballot Town Meeting on April 23, 2022.
5. **Consent Agenda: 1) Approval of the Minutes 2) Authorization of the Warrants.** Selectman Chipman moved, seconded by Selectman Covey to accept the consent agenda. [Minutes 2/17/22, Appointment of Janet Coombs, Tracy Gaudet, Megan Hubbard, Linda Kreamer, Patricia Tillotson, Gordon Warren, Marge Warren and Lydia Mears as Election Workers for March 12, 2022; Appointment of Gina Snyder to the Recycling Committee; Warrant #9 in the amount of \$155,261.92, and payroll warrant #8 in the amount of \$21,337.13] Motion passed 3-0.
6. **John and Susan Loyd wharf application update, Little Birch Island Map 80 Lot 2:** Tim Clark, Code Enforcement Officer, reported that this application required approval of the Board for a second time as Resource Protection Zoning was discovered after the Board's December 16, 2021 approval of this application. This zoning requires approval of the Planning Board which has now occurred. Selectman Johnson moved, seconded by Selectman Chipman to accept the application as the Harbormaster indicates there is no issue with navigation and the application does not cause injury to the rights of others in relation to fishing, fowling or navigating. Motion passed 3-0
- 6.5 **Affordable Housing Legislation LD 2003:** Mark Eyerman, Town Planner reported to the Board that Legislation was being fast tracked relating to affordable housing. He raised concerns over a State Board which would regulate housing density without consideration of the Municipalities concerns for adequate groundwater, protection from runoff, compatibility in the community, existing affordable housing provisions, and multifamily housing in Shoreland areas. He recommended that in person or written testimony from the Town be presented at the hearing on March 7, 2022. Selectman Covey moved, seconded by Selectman Chipman that Mr. Eyerman prepare a written statement addressing

these concerns (similar to what was presented to the Selectmen) to be submitted to the public hearing, that a copy be provided to our Representative and Senator in State Government, and that the Chairman be authorized to sign the statement. Motion passed 3-0.

7. **Consider changing Road Name due to Public Safety Concern:** 911 Addressing Officer Clark reported that residents of Lishs Cove Road have expressed marine safety concerns as boaters are confused and end up in the cove which is Cromwell Cove. The residents supported changing the name of the road and Addressing Officer Clark does as well to mitigate a safety concern. Selectman Chipman moved, seconded by Selectman Covey to change the name to Cromwell Cove Road. Motion passed 3-0.
8. **Pammy's Ice Cream Lease Status:** Deputy Administrator Sawyer reminded the Board that the three year lease for Pammy's Ice Cream will expire on March 31, 2022. Due to Town Meeting being moved to April 23, 2022 as a result of Covid, voters will not be able to weigh in prior to the expiration of the current lease. The Lessee is requesting a one month extension to the current lease so she can begin preparations for opening in April. The Board concurred that the Deputy Town Administrator would prepare a one month lease to be voted on at the next meeting.
9. **Work Order with Gorrill Palmer re: Basin Point Road Capital Project:** Owen Chaplin of Gorrill Palmer reviewed the proposal to complete engineering services for the second phase of the improvements on Basin Point Road. The plans include the Town having Midcoast Surveying conduct a survey of the road [\$9,700] directly with Midcoast Surveying. Selectman Chipman moved, seconded by Selectman Covey to go forward with the plans and work order with Gorrill Palmer [in an amount not to exceed \$66,330]. Motion passed 3-0.
10. **Concerns on Navy PFAS Remediation Program:** Paul Ciesielski, the Town's representative on the Restoration Advisory Board for the Superfund Site on the former Brunswick Naval Base, reviewed concerns with the Navy's plan to remediate Mere Creek and Picnic Ponds for Per- and Polyfluoroalkyl substances, known as PFAS. Selectman Chipman moved, seconded by Selectman Covey to send the letter addressing the Town's concerns to the Navy, Maine Department of Environmental Protection, other related agencies, and State and Federal Representatives and Senators. Motion passed 3-0. Selectman Covey also recommended that Mr. Ciesielski consult with the Mitchell Field Committee to bring recommendations to the Board regarding possible PFAS at Mitchell Field.
11. **Proposed Resiliency and Sustainability Committee Mission Statement & Appointments:** MaryAnn Nahf, of the Climate Resiliency Implementation Task Force, suggested the Board create a new committee, the Resiliency and Sustainability Committee, and she reviewed the proposed mission statement and the suggested Committee members to be appointed which includes members from the Task Force. Selectman Chipman moved seconded by Selectman Covey to dissolve the Climate Resiliency Implementation Task Force and replace it with the Resiliency and Sustainability Committee and to appoint members: Ken Oehmig, Mose Price, Mary Ann Nahf, Deirdre Strachan, Nancy West, Monique Coombs, Mark Leuchtenberger, Howard Marshall, Allan LeGrow, and Associate: Jay McCreight. Motion passed 3-0.
12. **Policy Discussions: 1) Requirement of Masks at Town Office:** Selectman Johnson moved, seconded by Selectman Covey, that beginning on March 7, 2022 masks would be optional at the Town office. Masks will still be provided out front for those that wish to wear them. Motion passed 3-0.

- 2) Dog Leash Rules:** Doreen Nardone spoke about her experiences with unleashed dogs at Town properties when dogs are supposed to be leashed. Tom Carr also spoke about the matter. The Board discussed the enforcement difficulties with any violations of the leash policy at Town properties, which states dogs are to be on leash between 10 am and 4 pm. The Board concurred that it would look into the possibility of adding an enforcement role to the proposed lands monitor included in the 2022 proposed budget, additional signage, including how to report violations, before considering an ordinance change.
13. **Maine Department of Transportation Agreement re: Over Limit Permit:** The State requires that the Town agree to issue an Over Limit Permit for the upcoming proposed maintenance paving on Route 24 this coming June. Deputy Administrator Sawyer noted that Route 24 is a State road and that although Town road postings would not in effect in June, the State still requires this agreement be signed by the Board as an acknowledgement of the work. Selectman Chipman moved, seconded by Selectman Covey that the Board sign the agreement. Motion passed 3-0.
14. **Set Public Hearing for April 23, 2022 Referendum:** Selectman Chipman moved, seconded by Selectman Covey to set the public hearing date for the April 23, 2022 Referendum for March 31, 2022 by Zoom meeting. Motion passed 3-0.
- 14.5 **LED Street Lights:** The Board concurred that it would move the deadline for the final decision on the new LED Street Lights to March 17, 2022
15. **Public Comment:** MaryAnn Nahf commented that people walk to the Candy Store on Orr's Island and suggested the Board consider not removing those lights.
16. **Other Business:** 1). Selectman Johnson moved, seconded by Selectman Chipman to increase the Deputy Town Administrators wage to that of the Administrator beginning on February 28, 2022 until the Administrator returns. Motion passed 3-0. 2) Deputy Administrator Sawyer confirmed the Selectmen would attend the March 8, 2022 meeting at Mount Ararat High School 3) Deputy Administrator Sawyer reported the Town received an application from Central Maine Power for a new pole on Pinkham Point Road. Selectman Chipman moved, seconded by Selectman Covey to sign the application. Motion passed 3-0
17. **Adjournment:** The meeting was adjourned at 7:32 pm without objection.

Respectfully Submitted,

Ronda Peek
Recording Secretary