

BOARD OF SELECTMEN

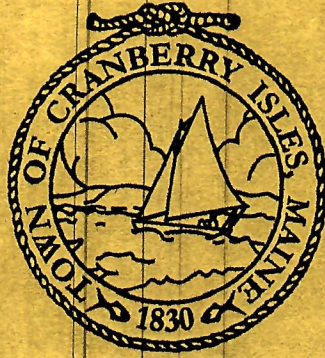
PHIL A. WHITNEY, CHAIRMAN

AARON W. GRAY

DANIEL S. LIEF

TOWN CLERK / TREASURER

DENISE McCORMICK



MUNICIPAL FACILITIES COMMISSION

HUGH SMALLWOOD, CHAIRMAN

MALCOLM DONALD, EVE HARRISON

JASON PICKERING, LISE PRATT

CHRIS WHITE

FACILITIES SUPERVISOR

BILL McGUINNESS

The Cranberry Isles Board of Selectmen Will Conduct Their Regular Monthly Meeting on Tuesday, August 1, 2006 at the ~~Community Center~~, Great Cranberry Island. *School House*

AGENDA

I Call To Order

II Review /Approval 7/11/06 Minutes

III Review / Signing Financial Warrants

IV Old Business:

- A. Discussion: Proposed ATV Ordinance
- B. Report: Snow Plowing Contract Research
- C. Report: Bid Specs – GCI Ramp / Finger Floats

V New Business:

- A. Signatures: Special Town Meeting Warrant
- B. Signatures: GCI Store Lease Extension

VI MFC Report:

- A. Town Offices
- B. Roads Maintenance
- C. Manset Maintenance
- D. Manset Business Development
- E. Parking Administration
- F. Town Property Inventory / Usage
- G. GCI Store / Public Restrooms
- H. Trash Disposal
- I. Wharves / Floats / Ramps / Harbors
- J. Grants
- K. Leases & Real Estate
- L. Budget & Warrants

VII Town Officer / Committee Reports

VIII Other Business

IX Audience Communications

X Adjournment

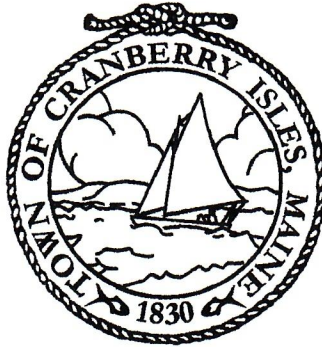
Please Note: Members of the Public Are Encouraged To Attend.

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**Board of Selectmen's Meeting Minutes
August 01, 2006
Longfellow School
Great Cranberry Island**

Attendance:

Phil Whitney, Chairman	Richard Beal, Dedimus Justice
Dan Lief, Selectman	Emily Axelrod
Aaron Gray, Selectman	Bruce Komusin
Denise McCormick, Town Clerk	Karin Whitney
Bill McGuinness, Facilities Supervisor	Chris Perry
Cyrus Moulton, Island Institute	

I. Call to Order-8:50 A.M. by Chairman Phil Whitney

II. Review / Approval 07/11/06 Minutes

Date: Due to a typographical error, the meeting minutes were posted last month as 06/11/06, which should have read **07/11/06**.

Section V I, A.: ATV/Small Vehicles Public Hearings

Add: A public hearing was also held at Islesford, on June 22, 2006. Only one resident was present who spoke in favor of allowing use of ATVs on public roads.

Add: The Board of Selectmen cast their votes for Maine Municipal Association's Legislative Policy Committee.

Section VI, Old Business, F, Discussion: E-911 Compliance Progress:

Delete: A memo of understanding for Baker and Bear Island Emergency Response has been signed for Acadia National Park and sent to the Park Superintendent.

The memorandum of understanding is currently only in draft form.

Dan Lief moves that the minutes of the 07/11/06 Board of Selectmen's Meeting be accepted with corrections. Phil Whitney seconds the motion, with a unanimous vote by Aaron Gray. **Motion passes.**

At this time Selectman Lief asks for a moment of silence in memory of David Stainton. Mr. Stainton has been very active in our community and we wish to recognize his contributions, both as a Town Official and a Neighbor.

III. Review / Signing Financial Warrants

Warrant # 31:	\$ 4625.97
Warrant # 32:	\$ 16003.53
Warrant # 33:	\$ 5086.00
Warrant # 34:	\$ 41023.33
Total:	\$ 66738.83

All Warrants were signed by the Board of Selectmen.

IV. Old Business

A. Discussion: Proposed ATV Ordinance

Discussion Tabled until September Board of Selectmen's Meeting

VIII. Other Business (taken out of order by permission of the Board).

- **Municipal Quit Claim Deed**

The Inhabitants, of Cranberry Isles, a body corporate and politic, for consideration paid, releases to Barbara Fernald Davis the land situated on the southerly side of the Cross Road, so-called, on Islesford in the Town of Cranberry Isles, Hancock, Maine. Tax Map 23, Lot 03.

The Quit Claim Deed releases a 1999 tax lien on the property. Taxes were paid in full in 2004.

- **Municipal Quit Claim Deed**

The Inhabitants of the Municipality of Cranberry Isles, a body corporate located at Cranberry Isles, Hancock County, Maine, for consideration paid, RELEASE to Judith C. Murch, and Robert B. Murch, the land in Cranberry Isles, Hancock County, Maine, Tax Map 07, Lot 03.

The Quit Claim Deed releases tax liens from 1965 against George C. Brainard.

Both Quit Claim Deeds were signed by BOS Chairman Phil Whitney, and notarized by Richard F. Beal, Dedimus Justice.

V. Old Business (continued)

B. Report: Snow Plowing Contract Research

Facilities Supervisor Bill McGuinness has been asked by the Board to research cost differences between the snowplowing employee for Islesford, versus the snowplowing contract for Great Cranberry Island. Both the contract and the employee were comparable. At Islesford, the Town owns their own truck, and on Great Cranberry, the contractor provides his own equipment. In 2005, the Town spent \$8539.00 for the GCI snowplowing contract. On Islesford, the truck maintenance and insurance of the equipment and the employee, is the Town's responsibility. Year to year costs for Islesford may vary depending on the amount of snowfall for the season.

Both GCI Contractor Blair Colby, and Islesford Employee Cory Alley have provided reliable and excellent service to our residents.

The Selectmen have decided to keep the snowplowing processes as is on both Great Cranberry and Islesford.

Selectmen ask Bill McGuinness to check with Cory Alley to see if he wishes to continue his service for Islesford.

Dan Lief moves to authorize Bill McGuinness to advertise bid specs and put Great Cranberry Island snowplowing contract out to bid for inspection of bids received. Aaron Gray seconds the motion. **Motion passes.**

Further discussion took place over the snowplowing truck at Islesford. Questions have been raised in the past whether the truck may be too big for island use. Selectman Lief asks Bill McGuinness if the truck is appearing to damage our town roads. Mr. McGuinness answers no, the issue is the digging up of lawns. Money has been budgeted since March of 2004 for a new town truck. Selectman Lief asks Bill McGuinness to make a winter project of researching what type of truck would be appropriate for our Island.

C. Report: Bid Specs-GCI Ramp / Finger Floats

Bill McGuinness presents to the Board bid specs for the construction of three (3) 6' x 20' x 2' finger floats, one for Great Cranberry, one for Little Cranberry, and one for Sutton Island. Sealed bids are due by 3:00 PM on September 04, 2006, in the Cranberry Isles Town Office. Bid specs may be obtained from the Town Office, and all bids will be opened and read aloud at a meeting of the Cranberry Isles Board of Selectmen, on September 05, 2006.

The Town of Mount Desert has donated six finger floats to the Town of Cranberry Isles. The finger floats have been delivered to Islesford by Roy Hadlock. Ideas for uses of these floats include placing one each at Sutton, GCI, and Islesford; using some floats for outboard tie-up in the harbor; or placing the floats on our six town guest moorings for added tie-up. At this time one float is attached to the Islesford Restaurant Dock, and Dan Lief is willing to buy the float from the town if this becomes an extra.

Selectmen ask Bill McGuinness to report back next month on uses for the six finger floats, and also the 5 mph marker that was also donated to us by Mount Desert.

One Islesford Resident asked if boat tie up will be addressed in Bill's report next month. Selectmen assure that the Harbor Ordinance Committee is drafting a new Harbor Ordinance for the Town of Cranberry Isles, and expects to be presented as a warrant article at the March 2006 annual meeting. In the meantime, Dan Lief will speak with Harbormaster Edgar Blank about enforcing tie-up at the Islesford Town Dock.

Dan Lief moves that Bill McGuinness proceed with advertising bid specs for three new finger floats and also for the new ramp at Great Cranberry. Phil Whitney seconds the motion, with a unanimous vote by Aaron Gray. **Motion passes.**

Hal Newell reports that the power going down the ramp at GCI is not working at this time.

VI. New Business

A. Signatures: Special Town Meeting Warrant

The Town Attorney has reviewed the alternative ordinance that was proposed to be presented to voters at the Special Town Meeting on August 15, 2006. The alternative ordinance was to be presented to voters in the event that voters decided to revoke the existing ordinance. The Town Attorney has reservations about the proposed alternative ordinance, and recommends more time to research it.

Public Hearings were held on both Islands where healthy discussions took place on the vehicle importation issue. The Board of Selectmen and employees held these meetings to hear opinions of residents; no decisions are made at these public hearings. Some issues that were brought up at the Islesford Hearing reflected the fact that people moving to the Islands after June 2004 had no chance of ever having a car exempted. Anyone who owned an island vehicle before the ordinance was enacted, had their vehicles grandfathered for exemption. Some people felt that grandfathering defeated the purpose of the ordinance on junk cars, as multiple vehicles were exempted under the grandfathering clause. The proposed alternative ordinance provided for only one vehicle exemption for vendors and year round residents, with no grandfathering involved. Of particular importance to residents on both Islands, is the need for all vehicles to be registered and insured.

Two flaws were found in the proposed ordinance by Town Office Employees.

1. Under exempt vendor vehicles, the wording should clarify to include only Off-Island Vendors.
2. Under exempt vehicles, the wording should state that the owner is still responsible for removal fees of the vehicle.

Two warrants for the Special Town Meeting have been prepared for Selectmen's signatures, one including the alternative ordinance, and one without the alternative ordinance.

It is again clarified that the Code Enforcement Officer, under guidance of the Board of Selectmen is responsible for enforcement of the vehicle importation ordinance.

The Town Constables, under guidance of the Board of Selectmen are responsible for enforcement of registration and insurance of Island vehicles.

Dan Lief moves that the Board of Selectmen work with the constables to insure that every vehicle is registered. Aaron Gray seconds the motion, with a unanimous vote by Phil Whitney. **Motion passes.**

Dan Lief moves that the Board of Selectmen sign the warrant to not include the alternative ordinance article. Aaron Gray seconds the motion, with a unanimous vote by Phil Whitney. **Motion passes.**

-In the event the ordinance is revoked by voters, previously paid \$250.00 exemptions will be refunded by the Town Treasurer.

-Chairman Phil Whitney reads the warrant articles to the audience.

-Warrant article 4 asks voters if they will change the nomination and election procedure, for Town Officials in the position of Selectmen, Town Clerk, Town Treasurer, Collector of Taxes, and Collector of Excise Taxes, to a procedure of nomination papers and secret written ballot as specified in Maine Statute Title 30-A M.R.S.A. § 2528.” This warrant article is the result of a petition submitted by voters. If approved, the moderator would have to be elected before polls open for voting. Polls must be open for four consecutive hours.

-Attorney Guinta advises the Town that school officials should also be included in this warrant article. Also under consideration is the fact that our Town Clerk/ Treasurer would not be allowed to perform her registrar of voters duties while the nomination process is occurring. This means that the Deputy Clerk would have to assume the registrar duties, and another poll warden would have to be nominated. If article 4 is approved by voters, voting for officials would most likely take place on a separate day from Town Meeting. It would also be legal for voting for officials to take place at only one polling place.

B. Signatures: GCI Store Lease Extension

The Board of Selectmen sign a lease extension until December 31, 2007 with Cranberry Enterprises, LLC for rental of the Town owned land where the Cranberry General Store sits.

VI. MFC Report

A. Town Offices

In reference to the fireproof vault for Town Office records, Bill McGuinness has emailed Eric Valdina asking for permission to do structure improvements to hold the vault up.

B. Roads Maintenance

Great Cranberry Island paving was scheduled for this week, but do to the Lady’s Aid Fair, the paving has been postponed until August 09. The major part of the paving project will take place on Cranberry Road.

The price of asphalt has risen 110 % since last year. It is currently over \$400.00 per ton of liquid asphalt. Bill McGuinness suggests that we think about alternatives to asphalt for our town roads.

C. Manset Maintenance

The final half of the safety railing at Manset is now finished. Next project is the safety cable which will run through the railing at the Manset Ramp. The Town has contracted with PDQ Doors to fix the broken garage door at the Manset Facility. Safety cables and lubrication for the other doors will also be done. Ed Gray will pay for the garage door broken by one of his drivers.

Selectman Whitney mentions the parking barriers that are broken and/or askew. Bill McGuinness states that these will be repaired after the parking season is over.

D. Manset Business Development

Facilities Supervisor Bill McGuinness asks the Board about the two air compressors that are stored and owned by the Town at the Manset Facility. Rodney Wimer of GCI is interested in one of the compressors, and is offering \$250.00 for it.

Dan Lief moves that the compressor be declared surplus and sold to Rodney Wimer. Aaron Gray seconds the motion, with a unanimous vote by Phil Whitney. **Motion passes.**

The Selectmen ask Bill to create a list of what may be surplus property at the Manset site, and present it to them at the next BOS Meeting.

E. Parking Administration

Two new spaces were created and rented at the Manset Lot.

Guest Parking has been an issue with day users and visitors to our Island just parking there without permits. Six parking spaces are reserved for paid guest parking through the town office. It has become a problem with people who have legitimately paid for guest parking, not being able to use the guest parking spaces when they arrive. Some people choose to park there and then contact the Town Office. If the permit is not in the window of the car, there is no way for the tow truck to tell if it is legal parking or not. Town clerks cannot leave their post to deliver parking permits or stickers.

Residents who rent their houses out, and residents entertaining overnight company are responsible for informing their renters or company of parking rules. Guest parking information is available on both the cranberryisles.com and islesford.com website bulletin boards. It is an advance reservation process. Options for next year on guest parking will be discussed at a future date.

F. Town Property Inventory / Usage

In reference to the Town Dock Parking Lot at Islesford, there have been suggestions to relocate vendor vehicles to an alternate parking lot such as the gravel pit, to alleviate parking congestion. Also suggested is to reconfigure the lot to add extra parking.

As to the lobster traps being stored in the middle of the Town Field, there has been no progress in their removal. Phil Whitney suggests that Constable Howland be asked to speak with the fisherman about this issue.

G. GCI Store / Public Restrooms

Storeowner Clay Taylor reports that the holding tanks at GCI restrooms appear to need more frequent pumping.

Also reported on July 31, is that the door handle at the Men's Public Restroom is broken.

H. Trash Disposal

An employee of Aaron and Erin's Store on Islesford recently damaged the fence at the Islesford Recycling Center. Aaron Gray will have the damage fixed.

Abutters to the Islesford Recycling Center have been invited to visit the GCI Transfer Station to see it in action. This is to take place on a nice day in August.

I. Wharves / Floats / Ramps / Harbors

- The Sutton Dock Light has been repaired. Heartwood Builders has paid their share.
- Slats on the GCI Dock have been repaired by Iann Krasnow.
- Dock lights at GCI Dock have been repaired.
- The Harbor Ordinance Committee meets again today, 08/01/06, to continue work on the proposed harbor ordinance. The committee is looking at other town's ordinances and extracting useful parts for our own. A minimal as possible ordinance is planned to cover the basics. It is hoped to have the draft done by the end of December as required by the grant contract.
- Guest moorings: The three guest moorings on GCI have been rigged and are ready to go. There are two guest moorings on Islesford ready to go, and a third will be installed soon in place of the one that could not be located. Mooring work has been done by Matt Knox of the Alvah B Barge Service. Guest moorings are on a first come, first serve basis and free of charge at this time.

J. Grants

- Frank Reece and Phil Whitney have been looking at various available grants.
- The \$250,000.00 D.O.T. Grant may be authorized by the end of September 2006.
- TCI has received notification of approval for a Small Harbor Improvement Grant (S.H.I.P.). We have been declined for the Boating Infrastructure Grant (B.I.G.).
- November 01, 2006 is the deadline for the Working Waterfront Bond monies.

K. Leases & Real Estate

The Marsh USA lease states that the Town of Cranberry Isles pays Marsh bills, and then gets reimbursed. Denise McCormick and Bill McGuinness have stayed on top of this process, and it has been agreed that in September 2006, Marsh USA will start taking care of their own billing.

L. Budget & Warrants

No further communication at this time.

VII. Town Officer / Committee Reports

The Board of Selectmen accepts quarterly reports from the following:

- Shellfish Warden, Bobby Phillips- Selectman Gray will speak with Bobby about patrolling the clam flats.
- Islesford Constable, Richard Howland.
- Acadia Disposal District Representative, Cynthia Lief
- Planning Board Minutes

- Island Coalition- Cyrus Moulton reports that the next meeting is scheduled for August 04, 2006. He will send previous meeting minutes to the Town Office.

VIII. Other Business

- The official appointment of Norman Sanborn, JR is signed by the Selectmen for Deputy Fire Warden, Great Cranberry Island.
- Margaret Blank is not interested in being on the Acadia Park Advisory Board- a response to Acadia Park will be sent by town office staff.
- The Board of Selectmen signs the revised Proclamation for Golf Carts and Low Speed Vehicles. The change in the proclamation is found in the paragraph titled **Proclamation**. The revised proclamation now reads as follows:

Whereas the Town of Cranberry Isles, Maine is a municipality composed of five islands of which two are inhabited year round with paved roads that are public ways not maintained by the State, and

Whereas all roads with the Town of Cranberry Isles, Maine, paved or dirt, have a speed limit no greater than 25 miles per hour for any motorized vehicle, and

Whereas it is the position of the Board of Selectmen to encourage greater use of low-speed vehicles and golf carts throughout the municipality, and

Whereas legal provision now exists within motor vehicle regulations of Title 29-A provided the governing body of the municipality allows such operations, the Board of Selectmen for the Town of Cranberry Isles, Maine does hereby issue the following

Proclamation: That all roads and public ways within the municipality of the Town of Cranberry Isles, Maine are open to the use of golf carts and other legally permitted low-speed vehicles, as defined by the Maine Motor Vehicle Statutes, Title 29-A, Article 4, Section 501, provided vehicle owners and operators comply with Sub-Section 2-A of Section 501 as stated below:

- A. A low-speed vehicle or golf cart may be registered for an annual fee of \$4.00. The Registrant must show evidence of payment of the excise tax required by Title 36, Section 1482. The municipality may collect an additional \$4.00 fee annually to defray the cost of removing abandoned vehicles or golf carts.
- B. A low-speed vehicle or golf cart may be operated only on a road or street where the posted speed limit is 35 miles per hour or less.
- C. Any person operating a low-speed vehicle or a golf cart on an island must possess a valid driving license in any class.

Effective date of proclamation: 08/01/2006.

- The proposed ATV ordinance will be discussed at the September 05, 2006 Board of Selectmen's Meeting. Contents will be discussed before the meeting with the Town Attorney.
- The Board of Selectmen signs a release of funds for 2007 from the Department of Transportation Urban Rural Initiative Fund. Funds may be used only for CAPITAL improvement of public roads. It is estimated that the municipality of Cranberry Isles, will receive \$8508.00 for the fiscal year beginning July 1, 2006, to be paid in quarterly installments of \$2127.00 each.
- In reference to the proposal offered by the First Bank, Treasurer Denise McCormick reports she has not been able to connect with officers of Bar Harbor Bank after a series of phone tag. Accountant Tom McCormick had previously recommended to the Town that we should do away with the Sweep Account. First National Bank is offering a municipal account that would earn more interest.
Dan Lief moves to change town accounts to the First Bank. Phil Whitney seconds the motion, with a unanimous vote by Aaron Gray. **Motion passes.**
- Nan Hadlock will follow through with paperwork for the public interest payphone application, which has a deadline of August 24, 2006.
- Selectman Phil Whitney recently met with the Sutton Island Association to discuss various town issues.
- The Town of Cranberry Isles has been served a court summons for legal action taken by Hans Noether. This is related to an incident last summer, where Mr. Noether allegedly fell off the Cranberry Dock at Manset. The summons has been referred to the Town's insurance company, One Beacon, who has hired their own attorney to represent them and the Town for this claim.
- Selectman Lief will write a thank-you to Wilfred Bunker of Beal and Bunker for attending the July Selectmen's meeting and ask him to meet with the Selectmen to discuss the subsidy request.
- The Board of Selectmen sign a letter to Rob Snyder of the Island Institute requesting assistance with two issues of particular importance and urgency to our community:
 1. Year Round Boat Service
 2. High Speed Internet

IX. Audience Communications

No communications at this time.

X. Adjournment- 12:55 PM

Phil Whitney moves to adjourn. Dan Lief seconds the motion, with a unanimous vote by Aaron Gray. **Meeting adjourns.**

The next Board of Selectmen's Meeting is scheduled for Tuesday, September 05, 2006, at the Islesford Neighborhood House.

Note: The public is encouraged to attend.