SELECT BOARD MEETING TOWN OFFICE at 6PM WEDNESDAY, SEPTEMBER 11, 2024

Join Zoom Meeting

Meeting ID: 963 7429 5063

https://zoom.us/j/96374295063

Passcode: 942416

1.	Call to Order:	Establish Quorum:					
2.	Accept Minutes of the August 28, 2024 Regular Meeting.						
3.	Visitor's Comments:	 Ferry Service Update Sea Level Rise Update Update on Municipal Building Project 					
4.	Upcoming Meetings and Subcommittee Reports: Planning Board: September 23, 2024						
5.	Town Manager Report:	6. Correspondence:					
6.	Old Business: 1. Prioritize Storm Damage Locations.						
7.	New Business: 1. 2.	4					
8.	Other Business: 1.						
9.	Approve Warrant: FY25 #6						
10.	Appointments:						
11.	Chair Comments:	Individual Selectmen's Comments:					
12.							
13.	Adjourn						
1	N. AGENDA 9 11 2024						

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DRAFT MINUTES

Members Present:

Chair Shey Conover, Vice Chair Lauren Bruce, Melissa Burns, and Stephen Pendleton

Members Absent: Peter Anderson

Others Present:

Town Manager Janet Anderson, Laura Graf, Donna Durkin (GWI), Barry Wherren, John Rex-Waller, Page Clason, Andrew (Pete) Anderson, Vicki Conover

Others Present via Zoom:

Frank Start, Jennifer West, Barbara Talamo, Fred Porter, Roger Heinen

Call to Order: Chair Shey Conover called the meeting to order at 6:00 PM, and a quorum was established.

Minutes of August 14, 2024, Regular Meeting.

MOTION BY M. Burns, seconded by L. Bruce, to approve the minutes of August 14, 2024 Regular Meeting, as written. No discussion. Motion passed, 4 yes, 0 no.

MOTION BY M. Burns, seconded by L. Bruce, to take the Agenda out of Order to hear New Business. No discussion. Motion passed, 4 yes, 0 no.

NEW BUSINESS

- 1. GWI Contract: Network Operator Services Agreement Renewal.
 - S. Conover thanked the IMB Committee. The Broadband subcommittee has been working for several months on drafting a new contract with GWI. The draft contract has been reviewed by Town counsel.
 - John Rex-Waller spoke about the contract process. The existing contract has been running since 2017. It's been a successful arrangement. We've had one major outage that hit the east coast. It lasted 8 or 10 hours, fairly short-lived. When it was time to renew our broadband arrangement, first we had to get the Town's approval at Town Meeting to negotiate with GWI without putting it out to bid. We modeled the draft document on the contracts that GWI has in place with its other clients to bring it into conformity. Our original contract was set up for the development of a brand-new network. There were a lot of things in there that didn't apply to an ongoing operation. New items of note:
 - Simplified monthly billing arrangement to make it easier for Tina. It's a single, simple, per-subscriber, per-month invoice fee.

- Added a mechanism to review repair invoices. Frank had brought up the possibility of having excessive bills for time & materials, so we inserted an item that allows us to check for reasonableness, and that repairs costs are aligned with local costs for similar work. Repairs remain on a time & materials basis.
- We asked GWI to increase insurance coverage. They were able to increase it from \$5M to \$10M without any additional cost to us.
- o GWI is privately held. We added language that if the company is sold and we don't like the new buyer. After a 90-day trial period, we have a window of 90 days to cancel the contract with no termination fee, and they will work with us while we find a new provider.
- At our request, GWI reduced the bandwidth fee by about 15%, about \$10,000. The new contract is lower than the contract we've been operating on over the last seven years. GWI has also not increased the subscriber rates in the last seven years. The new contract is at the same price as the original.
- Requirement that GWI hires an Islesboro resident as the Primary Service Support Contractor (formerly called the On-Island Contractor or OIC) to make it a preference for an island resident. GWI has a list of authorized individuals who can work on the network. We can have input and make recommendations.
- Requirement that the Town provides a bucket truck, and GWI can lease that truck.
- o We are superceding the current contract with a 10-year contract.
- At the June IMB Committee public meeting, the subcommittee that negotiated with GWI discussed these modifications. The last items to be threshed out were the insurance issue and some standard language.
- The IMB Committee recommends the Select Board approve this contract.
- L. Bruce stated that it looks like a thorough process that the Committee went through. It also looks like the attorney has no problem with this. John Rex-Waller clarified that the attorney recommended a provision that if the Town decides not to fund IMB, the contract is cancelled, along with some other language.
- Barry Wherren stated that they've also added a component that we get an
 annual review of the system, to be proactive in terms of seeing what needs
 attention, a sort of maintenance punchlist.
- S. Conover asked Donna Durkin if there are other communities with a similar relationship. Is Islesboro unique in that we own the infrastructure? Donna replied that Sanford owns their own their facility and network, and GWI operates and provides the bandwidth. It's not a residential, but a commercial network. The city got grant funding to get that fiber network into Sanford, and they needed it to attract business. GWI won the bid to operate it. A lot of the other networks we work on are in Vermont. We modeled this network after their regional networks. We have expertise that started with Islesboro.

- Frank Start asked John where in the contract it says we have 90 days to terminate if GWI is bought out. John answered that it is Assignment, 10.1.
- Frank stated he feels there was no time for anyone to ask questions, and feels like it's getting pushed through. Only two weeks ago the contract was released to the public. He had asked the Select Board to table this for time to look it over.
- Frank expressed concern about the list of approved contractors. It gives GWI a way out if repairs get delayed and they say we could have had it done sooner if there was a contractor that was available but not on the approved list.
- Laura Graf stated that in every Broadband meeting over the last year, this has been the topic of conversation. Although the final contract just came out all details discussed in-depth at every meeting, including the detailed list of what was going to change. It was open for public questions and comments. It was not done secretly. There was opportunity for public input. The actual contracts are private while they're in negotiations, but the meat what was expected to change was discussed publicly.
- Frank stated that he thought there would be more than two weeks for people to be able to look at it before it was sent to the Select Board to approve. It seems to be getting pushed quickly for a \$2.6M contract. He is concerned about accountability with repairs.
- Laura added that this is not a brand-new vendor or contract. It's a continuation of an existing relationship and contract with no material financial changes, including a \$10,000 gain for the Town, and consistent subscriber costs. There are provisions for managing repair costs. There's never been a situation where the repair costs have been over budget.
- Discussion about review of the system. We can review invoices monthly.
- John Rex-Waller stated that Donna or other rep will be in IMB meetings on a quarterly basis.
- Donna added that GWI sends a spreadsheet to the Town with invoices, and stated that invoices are reviewed by three departments at GWI.
- Frank added that there are old repairs needed and issues that he's brought up to the committee. He doesn't get a response. Donna explained the process of repairs and contractors, but that's not part of her department.
- Page Clason stated that Frank needs to be specific about problems. Major problems have been resolved. There are minor issues that linger, but we focus on higher priority issues first.
- S. Conover asked how we track issues. Can those be tracked in an annual review? John stated the representative's presence in our quarterly meeting will facilitate that.
- M. Burns asked if the Committee if they have received any other correspondence with concerns about the contract. John answered that they did not.

• Frank asked if there's a reason we didn't keep any testing or pictures for repairs as was suggested a year ago. John answered that this is GWI's relationship with their contractors. We will have the right to look at reports as an oversight committee.

MOTION BY S. Pendleton, seconded by L. Bruce, to approve the GWI Contract as is. No further discussion. Motion passed, 4 yes, 0 no.

- 2. Sign Special Town Meeting Warrant for 9/4/24 Re: Islesboro Affordable Property (IAP) Boundary.
 - Barbara Talamo wrote a detailed memo about this item.
 - Pete Anderson summarized that over the years there have been several surveys done in the area between the Town property (Map 17, Lot 17) and IAP property (Map 17, Lot 9A). Not all have been correct.
 - This is a boundary agreement to settle where the line ought to be. We need to approve so we can get financing for some housing for the island. Lawyers at Maine Housing require that an agreement be in place before moving forward.
 - Gartley & Dorsky have provided a survey map showing the area of contention. The line should be several feet to the West. The Town actually realizes more land in this case.
 - The corrected line keeps going, with additional discrepancy with the Greens.
 - There will be separate agreements for other abutters.
 - Because this is a grey area, we need a Special Town Meeting to approve this.

MOTION BY L. Bruce, seconded by M. Burns, to approve the Special Town Meeting Warrant for September 4th. No discussion. Motion passed, 4 yes, 0 no.

MOTION BY M. Burns, seconded by L. Bruce, to go back to the order of the Agenda. No discussion. Motion passed, 4 yes, 0 no.

VISITOR COMMENTS/PETITIONS

Fred Porter addressed the Select Board regarding FEMA reporting. There were two areas assessed that he feels the Select Board needs to look at and consider funding: Town Beach and Warren Landing. At Town Beach, the east side (where the picnic tables are) has lost about 25' of embankment, and there's nothing protecting it. If we get more storms, we will keep losing more of this public park. He would like us to look out for the future of Islesboro and preserve for future generations. Warren Landing has become a special park area that many young families are enjoying. At every storm, we continue to lose pieces of this park. He would like this to be put back to original condition. These are set up by FEMA as projects in the portal. He wants to make sure this is on the next Select Board Agenda for discussion. There are mitigation funds available for seawall work, or vegetation, or netting the embankment. We need to discuss how this could be

funded, but we can get reimbursed. The clock is going now. He believes we have to submit everything by September 20th.

S. Conover asked if Fred has an example of what FEMA needs from us for a plan or template. Fred answered that we are putting pictures in the portal. Last week we had the site review inspectors look at these sites, and they think it's a worthy project.

Fred added we need an estimate, a design in place. Once we have that, he thinks we have about two years to finish project. He will get an answer from his contact at FEMA. The mitigation representative is willing to come out again, or maybe he can Zoom into a SB meeting.

Fred offered to take any Select Board members to these sites.

- S. Conover requested we add this to the next agenda. It would be helpful to have a comprehensive list of projects in the FEMA portal.
- J. Anderson stated she has been prioritizing roads. Fred added that Town docks, Broadband, Hewes Point, the Narrows, Charlotte's Cove, and road damages are being submitted for reimbursement. This is the one chance we'll have to get mitigation money for improving how these areas hold together.
- L. Bruce asked when the clock starts ticking if we get an estimate. Fred answered that once the project is approved, the clock starts, and he believes it's two years, and we can possibly get an extension.

FERRY SERVICE UPDATE

S. Conover reported on the DOT Meeting held at the Town Office last Thursday. The project is just extending the pens and dolphins. They spoke about the energy changes that are needed to plan for the hybrid boat. They are planning for fast charging on the mainland, and trickle charging on the island overnight for near future. The roads are not part of the scope of this project. They had two engineers from Stantec, the Project Manager from DOT, and Bill Geary from MSFS. Twice it was mentioned that eventually the plan is for the boat to stay overnight in Lincolnville. They said this decision is being made by Commissioner Bruce Van Note. It wasn't clear what the timeline for this is. J. Anderson added that they later explained that it was a crew issue. It's hard to find people to come over here for a week at a time.

SEA LEVEL RISE

S. Conover stated that there was a goodbye reception for Island Fellow Liv Lenfestey yesterday on August 27th. Next meeting of the SLR Committee will be Sept. 12th.

MUNICIPAL BUILDING PROJECT

L. Bruce reported that she and Pete Anderson met with Ledgewood supervisor and architect Mark Ouellete from SBA. The final pour of the foundation was done today,

things are moving quickly now. We should see materials being delivered, and paving in the next three weeks. Ledgewood is a class act. They are totally transparent and go over all their timelines with us. For the Up-Island Public Safety Garage, we believe we have a construction manager from Northport. It looks like we will be under budget.

UPCOMING MEETINGS AND SUBCOMMITTEE REPORTS

- Special Town Meeting: September 4th, 6:00pm.
- Planning Board: September 9th, 5:00pm.
- Sea Level Rise: September 12th, 5:30pm.

TOWN MANAGER REPORT

- Packet included Agenda for 8/28/24 and Minutes of 8/144/24 Select Board Regular Meeting.
- Committee Minutes:
 - o Harbor Committee minutes of 4/18/24
 - Harbor Committee minutes of 5/20/24
 - o Housing Committee minutes of 6/20/24
 - o IMB Committee minutes of 6/27/24
 - o Energy Committee minutes of 7/9/24
- Correspondence
 - o 8/12/24 Press Release from Maine Municipal Association to announce the Town has received a \$2,269 dividend check for good performance and loss prevention efforts.
 - 8/20/24 Assessors' Certification of Assessment FY25 mil rate: \$11.90. 1 mil = \$624,085.
- Manager
 - o 8/28/24 received an email from Toni Reed at the Maine Municipal Bond Bank to say our application has been approved for \$2,616,332 for 20 years. We will check on interest rate.
- Warrant FY25 #5

CORRESPONDENCE

No other correspondence.

OLD BUSINESS

1. None

APPROVE WARRANT: FY25 #5

MOTION BY M. Burns, seconded by S. Pendleton, to approve Warrant FY25 #5. No discussion. Motion passed, 4 yes, 0 no.

APPOINTMENTS:

Energy Committee: Janis Petzel and Trevor Blackford

Sea Level Rise: Peter Rothschild

MOTION BY M. Burns, seconded by L. Bruce, to approve all listed Appointments. No discussion. Motion passed, 4 yes, 0 no.

Corrected appointment for Peter Willcox. He will be a full member, not an alternate.

CHAIR COMMENTS

S. Conover: No comments.

VICE-CHAIR COMMENTS

L. Bruce: No comments.

INDIVIDUAL SELECT BOARD MEMBER COMMENTS

S. Pendleton: No comments.

M. Burns: School starts tomorrow. Be cautious and careful of busses, small children, and new 16-year-old drivers. Soccer schedules will come out soon. 9 Seniors this year.

P. Anderson: Absent.

MOTION BY M. Burns, seconded by S. Pendleton, to adjourn meeting at 7:10 PM. No discussion. Motion passed, 4 yes, 0 no.

Respectfully Submitted,

Carrie Reed Secretary

RESULTS

SPECIAL TOWN MEETING TOWN OF ISLESBORO, MAINE TOWN OFFICE at 6PM SEPTEMBER 4, 2024

Registered Voters in Attendance: 17

Election Clerks: Dave Dyer, Carrie Read

TO: Fred O. Porter, Constable of the Town of Islesboro, in the County of Waldo, State of Maine GREETINGS: In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Islesboro, qualified by law to vote in town affairs, to assemble at the **ISLESBORO TOWN OFFICE** in said Town on Wednesday, September 4, 2024, then and there to act upon the following articles:

Deputy Town Clerk, Tina Pendleton, opened the meeting at 6:00 PM.

ARTICLE 1. To elect a moderator to preside at said meeting.

PAGE CLASON WAS VOTED IN AS A MODERATOR - 2 YES, 0 NO

ARTICLE 2. To see if the Town will vote to authorize the Select Board to enter a boundary line agreement to remove any uncertainty regarding the location of the shared boundary between Town-owned property located at Map 17, Lot 17 and property of Islesboro Affordable Property located at Map 17, Lot 9A.

Andrew Anderson, Executer Director for Islesboro Affordable Property, gave a brief explanation of the article and answered any question.

PASSED BY SHOW OF HANDS

Motion to adjourn was made and seconded.

PASSED BY VOICE VOTE

Meeting was adjourned at 6:08 PM.

ATTEST: A True Copy

Sina L. Pendletan

Tina L. Pendleton Deputy Town Clerk

Date: September 5, 2024

Deer Hunting

One antlered deer may be harvested annually, except that an additional antlered deer may be harvested in an expanded archery area with the appropriate permit. Additional antlerless deer may be harvested by hunters possessing antlerless deer permit(s) or during the Expanded Archery season with appropriate permits. During the Regular Archery Season and Youth Deer Hunt, hunters may harvest an antlerless deer without an antlerless permit in designated WMDs/subunits.

Hunting of antlerless deer (a deer that has no antlers or has antlers less than 3 inches in length measured from the skull) is prohibited except by special permit during both the firearms and muzzleloader seasons.

DEER HUNTING PROHIBITIONS

Baiting deer by placing salt, grain, fruit, nuts or other foods or bait known to be attractive to deer, or hunting from an observation stand or blind overlooking such bait, is prohibited from June 1 to December 15. This does not apply to hunting from an observation stand or blind overlooking:

- · Standing crops
- · Foods that have been left as a result of a natural occurrence or normal agricultural operations
- Bear bait that has been placed at a bear hunting stand or blind in accordance with bear baiting laws

HUNTERS FOR THE HUNGRY

Attention hunters! Some Maine citizens lack adequate nutrition. A gift of meat from your hunt can help reduce hunger in Maine. Hunters for the Hungry is a program for donating wild game meat to food kitchens, shelters, and charitable organizations statewide.

To find out how you can help call (207) 287-7513 or visit www. visitmaine.gov/dacf/ard/tefap/ hunters_for_hungry.shtml

Illegal Equipment: Deer may not be hunted with the use of dogs, artificial lights, snares, traps, airbows, set guns or any firearm using :17 or .22 caliber rimfire cartridges, except that .22 caliber rimfire magnum cartridges are permitted.

Driving Deer: A person may not participate in a hunt for deer during which an organized or planned effort is made to drive deer. Four or more persons working together to move deer constitutes such an effort.

One and Done: It is unlawful to hunt deer after having killed or registered one during the open season of that calendar year, unless you are participating in the expanded archery season on deer (see page 20) or possess a valid antlerless deer permit or super pack antlerless deer permit.

Gift deer: Gift deer may be possessed if clearly labeled with the name and address of the person who registered the animal, and the year it was registered.

Buying, Selling, and Bartering Deer: see pages 11 & 12.

AREAS CLOSED TO DEER HUNTING

- · Mt. Desert Island in Hancock County:
- · Cross and Scotch Islands, located in Washington County;
- · The town of Isle au Haut and islands within that town, located in Knox County; and
- · Wildlife sanctuaries, with exceptions listed below.

AREAS OPEN TO DEER HUNTING

But with these Special Restrictions:

- · Beauchamp Point Sanctuary in Camden and Rockport, Knox County, is open to archery hunting for deer during any open hunting season that allows archery equipment to be used to hunt deer.
- · Cranberry Isles in Hancock County is open to archery hunting for deer only during the archery and firearms seasons on deer and to shotgun hunting during the firearms season on deer.
- · The area within Drake's Island and Wells Sanctuaries, situated in the Town of Wells in the County of York: shall be open to the hunting of antlerless deer with a hand-held bow and arrow (crossbows are not permitted), by permit only, during a specified period between November 1 and January 30; permits may be issued by the department to licensed archery hunters authorized by a landowner.

HARASSMENT OF HUNTERS

It is illegal for any person to willfully interfere with the lawful hunting of any wild animal or wild bird, including the willful disturbance of wild animals or wild birds with intent to interfere with their lawful taking. Note: This law does not limit the ownership, use, access, or control of property rights otherwise provided by law.

BIG BUCK CLUB

Maine has a club for deer hunters called "The Biggest Bucks in Maine Club," which is sponsored by:

The Maine Sportsman 183 State Street, Suite 101 Augusta, ME 04330

To qualify, the minimum dressed weight (without heart, lungs, and liver) must be 200 pounds. Learn more by calling the Maine Sportsman at (207) 622-4242 or visit mainesportsman.com.

- · The island of Frenchboro is open to deer hunting with shotgun only during the firearms season on deer.
- · Islesboro, Waldo County, is open to deer hunting with bow and arrow only during the archery, expanded archery, or firearms seasons on deer.
- · Marsh Island, Penobscot County is open to deer hunting with handheld bow and
- · Prout's Neck; Richmond's Island; Cape Elizabeth Sanctuary contains approximately1,600 acres open to deer hunting, with bow and arrow only (crossbows are not permitted), during the open special archery season and the firearms season

Note: Landowner permission required.

· Southport: In the town of Southport, Lincoln County, and on all islands within its confines, it is lawful to hunt deer with shotguns and archery equipment only during the firearms season.

Please refer to page 15 for information on municipal ordinances that may prohibit certain hunting methods.



Town of Islesboro Capital Reserve Account Period Ending August 31, 2024

BAR HARBOR WEALTH MANAGEMENT

Ending Balance as of tions 08/31/24	\$14,861.30 \$12,206.39 \$5,965.86 \$2,839.69 \$1,568.23 \$2,89.26 \$2,89.60 \$1,568.23 \$2,89.26 \$2,89.26 \$2,89.26 \$2,89.26 \$2,89.26 \$2,208.07	\$140,186,36 \$21,370,71 \$104,283,79 \$2,799,01		\$44,071.37 \$5,476.27 \$48,065.19 \$16,1199.52 \$17,759.60 \$10,378.18 \$233,225.60 \$136,160.62	\$10,489.73 \$6,062.67 \$23,373.52	\$51,357.83 \$9,223.46 \$7,282.33	\$37,881.24 \$2.05 \$48,726.36 \$11,762.28	
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Distributions								
Beginning Balance as of 08/01/24	\$14,743,91 \$12,109.96 \$5,818.72 \$2,817.26 \$1,545,92 \$2,155,34 \$1,155,411.89	\$139,078.97 \$21,201.89 \$103,480.01	\$155.72 \$1,744.04 \$30,898.10 \$31,496.56 \$1,084.24 \$4,084.24 \$4,084.24 \$4,084.24 \$6,386.27 \$0.00	\$43,723,23 \$5,433,01 \$47,715,26 \$16,061,63 \$17,619,31 \$10,286,19 \$23,141,34 \$322,72 \$135,085,08	\$10,406.87 \$5,014.78 .2.3,188.88 \$50.059.48	\$9,150.60 \$7,204.96	\$37,562,16 \$2,03 \$48,341,45 \$11,569,44	
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Islesboro – Storm Damage Locations 9/24



1st draft

Location	Description	Priority 1- 5 1=most severe
The Narrows	2 nd wall in need of stabilization	1
Loranus Cove East Shore Drive	240' of riprap frontage needed 2 larger culverts This is going out to bid – road will need to closed for this repair	1
Charlotte's Cove East Shore Drive		
Dark Harbor Swimming Pool Pendleton Point Road	Peter Coombs is addressing this	1
Hewes Point Road	Wash out close to street Peter Coombs is addressing this	1
Billy Shore Drive	Washout close to road-within 15' Rocks needed on shore Road dip needs to be raised	3
Warren's Landing Lime Kiln Road	3 washouts along road/repaired Get estimate? What would project involve?	
Town Beach	Coves by picnic areas on the left Get an estimate? Mitigation?	
FERRY ROAD – DOT Identify the department in charge of sea level rise		