

August 1, 2009

**MINUTES OF THE ANNUAL MEETING OF BUSTINS ISLAND VILLAGE
CORPORATION**

Minutes of the Annual Meeting of the legal voters of the Bustins Island Village Corporation held at the Community House on Bustins Island, Freeport, Maine at 9:00 a.m. EDT August 1, 2009.

The Clerk of the Village Corporation called the meeting to order. On a motion made and seconded it was **VOTED** to waive the reading of the warrant.

Members of the Board of Overseers present were Tony DeBruyn - Chair, Pat LaFleur - Vice-Chair, Scott Bonney, Roger Leland, and Faith Baker. Fifty-five (55) voters attended the meeting.

ARTICLE 1: ELECTION OF MODERATOR

Bill Cooper's name was placed in nomination and seconded. A motion was then made and seconded to close nominations. It was so **VOTED**. A written ballot is required to elect the Moderator. Five votes were cast by the Board of Overseers, with the rest of the voters refraining from voting. Bill Cooper was **VOTED** unanimously. He was duly sworn in by the Clerk.

The Moderator announced that the parliamentary procedures in the Maine Moderator's Manual will be used.

The Moderator noted that the Clerk would be using a tape recorder as a check in recording the minutes of the meeting and asked that those wishing to speak at the meeting please stand and go through the chair, and also that any motions or amendments of more than a few words be presented in written form to the Clerk. For voting purposes, the voters are required to use their colored voting cards.

Only voters may speak. Nonvoters may speak with 2/3 consent of the voters present at the meeting.

Bill Cooper asked for a moment of silence in remembrance of Islanders who passed away over the past year: Marilyn Carr, Bob Hunziker, Anna Jellis, Barbara Perry, Ellwood Shields.

The moderator appointed Patrice Kastenholtz, John Abramson, Jeff Carrier, and Fred Bohlen as tellers for said meeting. The tellers were duly sworn in by the Clerk.

ARTICLE 2: COMMITTEE REPORTS

Tony DeBruyn moved in the words of the article. The motion was seconded and **VOTED**. The following committee reports were heard:

1. The Clerk's Report - Sue Spalding. The Clerk reported that as of August 1, 2009 there are 189 votes allowed, and 216 potential legal voters. A summary of the minutes of the 2008 Annual Meeting was read.
2. The Board of Overseers Report - Tony DeBruyn
3. The Superintendent's Report - Charlie Johnson
4. The Treasurer's Report - John Garfield

Other committee reports will be heard under Article 9.

ARTICLE 3. BUDGET

Tony DeBruyn moved in the words of the article that the BIVC vote:

- a) To receive and appropriate the sum of \$221,000 to be expended under the direction of the Board of Overseers for the 2009/2010 fiscal year budget as set forth in ATTACHMENT A in the "09/210 Budget" column of page 2;
- b) To fund the sum so received and appropriated in a) above from the Freeport allocation, any gifts, assessments, and any other revenues; any excess or deficiency therefrom to be reconciled through the Reserve Excess and Deficiencies (RED) Fund and any amounts otherwise authorized from the CASCO fund;
- c) To authorize the Board of Overseers to:
 - i) Expend monies from the reserve accounts for the general purposes for which such accounts were established; and
 - ii) Make transfers among operating and reserve accounts including any amounts otherwise authorized from the CASCO fund.

The motion was duly seconded and **VOTED**.

ARTICLE 4. ACCEPT PORTIONS OF PUBLIC WAYS IN SECTION E BY METES AND BOUNDS.

Roger Leland moved in the words of the article that the BIVC

Amend the zoning map of Bustins Island, Freeport, Maine made for the Bustins Island Village Corporation dated August 2, 2003 revised to include corrections through May 16, 2005, by Island Surveys of Arrowsic, Maine which map is a successor to the Bustins Island Village Corporation Zoning Map of Bustins Island dated September 1, 1975 as subsequently amended and incorporated therein by:

Revoking the action taken under Article 8 of the 1994 Annual Meeting and part 2 of Article 9 of the 2000 Annual Meeting accepting by metes and bounds portions of streets B, C, D, F, H, P, and R all as shown on a plan entitled "Standard Boundary Survey, Streets A, B, C, D, E, F, H, P, & R Section A Bustins Island, Freeport, Maine" dated June 1, 1994 by Titcomb Associates Confirming the acceptance voted at those meetings under said articles of streets A and E as shown on said plan and described thereon by metes and bounds and as also shown on a Plan entitled "Plan for Road Acceptance Street A & Street E, Section A Bustins Island Freeport,

Maine" made for the Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine, dated 05/14/07 which plan is also accepted.

The motion was duly seconded and **VOTED**.

ARTICLE 5. ACCEPT PORTIONS OF PUBLIC WAYS IN SECTION A BY METES AND BOUNDS

Roger Leland moved in the words of the article that the BIVC

Amend the zoning map of Bustins Island, Freeport, Maine made for the Bustins Island Village Corporation dated August 2, 2003 revised to include corrections through May 16, 2005, by Island Surveys of Arrowsic, Maine which map is a successor to the Bustins Island Village Corporation Zoning Map of Bustins Island dated September 1, 1975 as subsequently amended and incorporated therein by:

Accepting a certain plan entitled "Plan of a Standard Boundary Showing Proposed Conveyances & Street Acceptances, Section A, Bustins Island, Freeport, Maine" made for Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine dated 05/18/09 and by Accepting by metes and bounds as public ways for all purposes for which public streets are now and in the future held and maintained by the Bustins island Village Corporation on Bustins

Island, Maine, i.e. “Harris Lane” and “Baker Lane” in Section A as shown and described on a Plan entitled “Plan for Road Acceptance, Section A, 'Harris Lane' and 'Baker Lane,' Bustins Island, Freeport, Maine” made for the Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine dated 5/18/09 so set out and further described by metes and bounds all as set out on Schedules A and B attached.

The motion was duly seconded and **VOTED**.

ARTICLE 6. ACCEPT GIFTS OF LAND FOR USE AS PUBLIC WAYS

Roger Leland moved in the words of the article that the BIVC

Accept, receive, convey and transfer the gifts of a certain parcels of land for use as public ways designated as Parcels A, B, C, and G from the abutters and owners of those parcels, in fee simple absolute, all as set out on a plan entitled “Plan of a Standard Boundary Showing Proposed Conveyances & Street Acceptances, Section A, Bustins Island, Freeport, Maine” made for Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine dated 05/18/09 and more particularly bounded and described by metes and bounds on Schedule C attached.

The motion was duly seconded and **VOTED**.

ARTICLE 7. ELECTION

Tony DeBruyn moved in the words of the article. The motion was duly seconded.

To elect a Clerk and Treasurer of the BIVC for a term of one year each; and to elect one member of the Board of Overseers for a three-year term each by ballot as provided in the BIVC By-Laws.

CLERK

Sue Spalding was nominated and seconded to serve a one-year term as Clerk. On a motion made and seconded, it was **VOTED** to close nominations. A written ballot is required. Five votes were cast by the Board of Overseers, with the rest of the voters refraining from voting. Sue Spalding was **VOTED** unanimously.

The moderator declared nominations open for position of Treasurer.

TREASURER

John Garfield was nominated and seconded to serve a one-year term as Treasurer of the BIVC. On a motion made and seconded, it was **VOTED** to close nominations. A written ballot is required. Five votes were cast by the Board of Overseers, with the rest of the voters refraining from voting. John Garfield was **VOTED** unanimously.

The moderator declared nominations open for one position of Overseer for a three-year term.

BOARD OF OVERSEERS

Roger Leland was nominated. On a motion made and seconded, it was **VOTED** to close nominations. A written ballot is required. Votes were cast by those voters in the first row of the hall, with the rest of the voters refraining from voting. Roger Leland was **VOTED** unanimously.

The Clerk was duly sworn in by the Moderator, and the Treasurer and Overseer were duly sworn in by the Clerk

ARTICLE 8. HEAR COMMITTEE REPORTS

Tony DeBruyn moved in the words of the article to hear committee reports. The motion was seconded and **VOTED**. The moderator asked that a written form of the reports be given to the Clerk to file. The following committee reports were heard:

1. The Planning Board Report - Marcia Hohn
2. The Street Acceptance Subcommittee - No additional report
3. The Zoning Board of Appeals Report - Tim Baker
4. The Landscape Committee Report - S. Spalding read report by Ellen Donovan
5. The Harbormaster's Report - Rob Taisey
6. The Public Safety Committee Report - Rob Boone
7. The First Aid Coordinator's Report - John Abramson, MD
8. The Parking Advisor Report - Gwen Hendry
9. The Boat Advisory Committee Report - Frank Kastenholz
10. The Brewer Property Report - Ben Carr
11. The Water Commissioner's Report - S. Spalding read report by Laura Vitali
12. The By-Laws Review Committee - Sue Spalding
13. Finance Committee - Len Larrabee

ARTICLE 9. OTHER MATTERS

To consider and act upon any other business which may lawfully come before said meeting.

1. Tony DeBruyn invited the public to attend all island committee meetings and to visit bivc.net for information, announcements, and forms.
2. Faith Baker announced the August 25 open dinner meeting with Freeport and asked for help with set-up and food.
3. Crawford Taisey thanked the Adams family for all that they do.
4. Patrice Kastenholz announced the BIHS annual meeting
5. Becky Piecewicz asked if there is any relief in sight for browntail. S. Spalding reported that we are working with the state entomologist.
6. Rob Boone thanked the Board of Overseers, BIVC Officers, and Ron Tozier.

As there was no further business a motion was made, seconded, and it was **VOTED** to adjourn the meeting at 10:42 AM, EDT.

Respectfully submitted,

M. Susan Spalding, Clerk