



*Bustins Island Village Corp.*

**BUSTINS ISLAND, MAINE 04013**

August 6, 2011

**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 6, 2011.

There being a quorum, 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 Faith Baker - Chair, Bill Cooper - Vice-Chair, Roger Leland, Scott Bonney, and Rob Boone. Fifty-nine (59) voters attended the meeting.

**ARTICLE 1. ELECT 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 being 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 (pink). 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: Anne Barrows, John Barrows, Jamie Hancock, Andee McManus, Fletcher Knight, and Anne Steed.

The moderator appointed Charlie Johnson, Linda Sweatt, Dan Jellis, and Lorraine Leland as tellers for said meeting. The tellers were duly sworn in by the Clerk.

The Moderator reviewed further procedural matters for this Annual Meeting.

## **ARTICLE 2. HEAR OFFICERS & SUPERINTENDENT REPORTS**

Faith Baker moved in the words of the article:

To receive reports from the Officers, Overseers, and the Superintendent of the BIVC. The motion was seconded. The following committee reports were heard:

1. The Clerk's Report - Sue Spalding. The Clerk reported that as of August 6, 2011 there are 189 votes allowed, and 213 potential legal voters. The Clerk read a summary of the minutes of the 2010 Annual Meeting.
2. The Board of Overseers Report - Faith Baker, Chair
3. The Superintendent's Report - Crawford Taisey
4. The Treasurer's Report - Tony DeBruyn

Other committee reports will be heard under Article 9.

## **ARTICLE 3. BUDGET**

Faith Baker moved in the words of the article that the BIVC vote:

- a) To receive and appropriate the sum of \$224,700 to be expended under the direction of the Board of Overseers for the 2011/2012 fiscal year budget as set forth in ATTACHMENT A, "Bustins Island Village Corporation, Budget 2011-2012" in the column labeled "11-12 Budget;"
- 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. AUTHORIZATION OF A MUNICIPAL USE EXEMPTION FOR VEHICLE STORAGE**

Faith Baker moved in the words of the article that the BIVC vote:

To authorize a municipal use exemption under Article 4.1.4(2) of the BIVC Zoning Ordinance for the storage of vehicles and equipment on BIVC owned property in the Resource Protection District as shown on the Zoning Map of Bustins Island, Freeport, Maine dated August 2, 2003 revised to include corrections through May 16, 2005.

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

**ARTICLE 5. PROPOSED AMENDMENTS TO SECTIONS 4.2.4 AND 4.3.4 OF THE ZONING ORDINANCE TO ADD MUNICIPAL USE EXEMPTION**

Christine Martens moved in the words of the article that the BIVC vote:

Shall the BIVC vote to amend the BIVC Zoning Ordinance by adding the following as new subsections to Sections 4.2.4 and 4.3.4:

**4.2.4(5) Municipal**

Municipal uses as are approved at a BIVC Annual or Special Meeting to authorize such uses.

**4.3.4(6) Municipal**

Municipal uses as are approved at a BIVC Annual or Special Meeting to authorize such uses.

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

**ARTICLE 6. ACCEPT PORTIONS OF PUBLIC WAYS IN SECTION E BY METES AND BOUNDS**

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

To accept a certain plan entitled “Plan of a Standard Boundary Survey, 'Island Avenue,' Section E, Bustins Island, Freeport, Maine” made for Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine dated 05/17/11 which plan shall be certified as an amendment to the Zoning Map of Bustins Island dated August 2, 2003 as corrected through May 16, 2005 and

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 for Road Acceptance, Island Avenue, Section E, Bustins Island, Freeport, Maine" made for the Bustins Island Village Corporation by Island Surveys of Arrowsic, Maine dated 05/17/11, which plan shall be certified as an amendment to the Zoning Map of Bustins Island dated August 2, 2003 as corrected through May 16, 2005 and also by accepting as a public island way for all purposes for which public streets are now or in the future held and maintained by the Bustins Island Village Corporation on Bustins Island, Maine, those portions of Island Avenue in Section E so set out and further described by metes and bounds all as set out on Attachment B attached .

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

#### **ARTICLE 7. ELECTION**

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

The moderator declared nominations open for position of Clerk.

#### **CLERK**

Sue Spalding was nominated and seconded to serve a one-year term as Clerk. Seeing no objection the Moderator declared nominations closed. A written ballot being required, five votes were cast by the Board of Overseers, with the rest of the voters refraining from voting. Sue Spalding was **VOTED**.

The moderator declared nominations open for position of Treasurer.

#### **TREASURER**

Tony DeBruyn was nominated and seconded to serve a one-year term as Treasurer of the BIVC. Seeing no objection the Moderator declared nominations closed. A written ballot being required, five votes were cast by the Board of Overseers, with the rest of the voters refraining from voting. Tony DeBruyn was **VOTED**.

The moderator declared nominations open for two positions of Overseers for a three-year term.

## BOARD OF OVERSEERS

Faith Baker and Pat LaFleur were nominated. Seeing no objection the Moderator declared nominations closed. A written ballot being required, and since there were only two nominees for two positions, votes were cast by the first two rows of voters, with the rest of the voters refraining from voting. Faith Baker and Pat LaFleur were **VOTED**.

## **ARTICLE 8. HEAR COMMITTEE REPORTS**

Faith Baker moved in the words of the article:

To receive reports from any and all committees. The motion was seconded. The following committee reports were heard:

1. The Planning Board Report - Christine Martens
2. Code Enforcement Officer - Ron Tozier. Ron reviewed DEP regulations as they apply to Bustins.
3. Finance Committee Report - Len Larrabee
4. The Street Acceptance Subcommittee Report - Roger Leland
5. The Zoning Board of Appeals Report - Warren Baker
6. The Landscape Committee Report - Ellen Donovan, by letter read by Faith Baker
7. The Harbormaster's Report - Rob Taisey
8. The Public Safety Committee Report - Ken Barrows
9. First Aid Coordinator - No report
- 10 The Boat Advisory Committee Report - Tanya Sweatt
11. Brewer Property Advisor - No report
12. The Water Commissioner's Report - Laura Vitali

At this time the Clerk was duly sworn in by the Moderator, and the Treasurer and Overseers were duly sworn in by the Clerk.

## **ARTICLE 9. OTHER MATTERS**

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

1. The Larrabee proposed that the BIVC adopt the following resolution:

RESOLVED, that the BIVC hereby takes note that Ruth Pease, a devoted, long time summer resident of Bustins Island, who first came to Bustins shortly after the BIVC was established in 1913 and who over the years has attended countless BIVC annual meetings and participated in myriad Bustins activities, will one

week from today, God willing, celebrate her 100<sup>th</sup> birthday, and the BIVC takes this opportunity to extend birthday greetings to Ruth along with its very best wishes on the occasion of this wonderful milestone in her life.

The resolution was seconded and voted unanimously.

2. Faith Baker - noted

- a. that in order to harvest shellfish you need a license, and that there is a shellfish hotline regarding shellfish safety
- b. that there is a By-Law prohibiting open pit fires
- c. safety and noise problems with too many off-islanders using the rope swing.  
Discussion followed.
- d. August 30 is the official dinner with Freeport officials

3. Ron Sweatt - noted

- a. the store outhouse is dilapidated and needs replacement
- b. thanks to retiring Overseer Scott Bonney and to the Board of Overseers for their work

As there was no further business a motion was made, seconded, and it was **VOTED** to adjourn the meeting at 11:29 AM, EDT.

Respectfully submitted,

M. Susan Spalding, Clerk