



Bustins Island Village Corporation
Est. 1913

August 7, 2021

MINUTES OF THE ANNUAL MEETING OF THE BUSTINS ISLAND VILLAGE CORPORATION

Minutes of the Annual Meeting of the legal voters of the Bustins Island Village Corporation held at the Community House (outdoors) on Bustins Island, Freeport, Maine at 9:00 a.m. EDT August 7, 2021.

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 Hank Rauch - Chair, Amanda Meyer - Vice-Chair, Tanya Sweatt, Judy Hayes, and Craig Allard. Sixty (60) voters attended the meeting.

Note: The 2020 Annual Meeting did not take place due to health concerns related to the coronavirus (COVID-19) pandemic, pursuant to Maine Legislative Document 2167 (An Act To Implement Provisions Necessary to the Health, Welfare and Safety of the Citizens of Maine in Response to the COVID-19 Public Health Emergency), Part D, enacted by the Maine Legislature March 17, 2020

ARTICLE 1. ELECT MODERATOR

Amanda Meyer's name was placed in nomination. A motion was then made and duly seconded to close nominations. It was so voted and **PASSED**. A written ballot being required to elect the Moderator, five votes were cast by the Board of Overseers, with the rest of the voters concurring to refrain from voting. Amanda Meyer was **ELECTED**. She was duly sworn in by the Clerk.

The Moderator appointed Warren Baker as Deputy Moderator for this meeting. The Deputy Moderator was duly sworn in by the Clerk.

The Moderator recommended that in light of the ongoing pandemic that participants take appropriate health precautions at this outdoor meeting.

The Moderator announced that the parliamentary procedures in the Seventh Edition 2021 Maine Moderator's Manual will be used, and that the Moderator will resolve any procedural questions. The Moderator noted that the Clerk will be using a voice recorder as a check in recording the minutes of the meeting and asked that those wishing to speak at the meeting please stand and state your name.

Only voters may speak, except that non-voters may speak with 2/3 consent of the voters present at the meeting. Questions must go through the Moderator, and any motions or amendments of more than a few words must be presented in written form to the Clerk. For voting purposes, voters are required to use their colored voting cards (yellow).

The Moderator asked for a moment of silence in remembrance of islanders who passed away during the past two years: Bob Gempel, Dick Garfield, Carol Spalding Lahanas, John Garfield, Connie Garfield Richardson, Roger Leland, Nan Adams, Susan Nickerson Brokaw, Lynn Barnett, Joyce Baker, Nancy Frampton, Phil Campbell, and Nancy Larrabee.

The Moderator welcomed new property owners and voters: Jane Packer, Randy Barr, Tim Drew, Jim Lahanas, John Leonard, Cynthia Lafreniere, Mark & Michele Kimmel, Gary & Nicole Haygazian, Alison Bushman, Brian Barnett, Lisa Hunziker, Cheryl & Michael Gauthier, and Julie & Christopher Zook.

The Moderator appointed Pam Canu, Charlie Johnson, Janice Knight, and Faith Baker as tellers. The tellers were duly sworn in and given instructions by the Clerk.

ARTICLE 2. HEAR OFFICERS & SUPERINTENDENT REPORTS

To receive reports from the following:

- a) Clerk**
- b) Board of Overseers**
- c) Superintendent**
- d) Treasurer**

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 2 as printed in the Warrant for this meeting. The motion was duly seconded.

The motion for Article 2 was voted and **PASSED**.

The following committee reports were heard:

- a. The Clerk's Report - Sue Spalding. The Clerk reported that as of August 7, 2021 there are 183 votes allowed, and 211 potential legal voters. The Clerk read a summary of the minutes of the 2019 Annual Meeting. There was no Annual Meeting in 2020 due to the pandemic.
- b. The Board of Overseers Report – Hank Rauch, Chair
- c. The Superintendent's Report – Crawford Taisey
- d. The Treasurer's Report - Tony DeBruyn

Other committee reports will be heard under Article 7.

ARTICLE 3. BUDGET - Attachment A

- a) **To receive and appropriate the sum of \$300,100.00 to be expended under the direction of the Board of Overseers for the 2021/2022 fiscal year budget as set forth in ATTACHMENT A, “Bustins Island Village Corporation, Budget 2021-2022” in the column labeled “21-22 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 reserve funds 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.**

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 3 as printed in the Warrant for this meeting. The motion was duly seconded.

The Moderator recognized Treasurer Tony DeBruyn for presentation.

The motion for Article 3 was voted and **PASSED**.

ARTICLE 4. REMOTE PARTICIPATION IN PUBLIC PROCEEDINGS – ATTACHMENT B

To see if the BIVC will vote to adopt P.L 2021, ch. 290, §403-B, (emergency effective June 21, 2021), as a policy authorizing remote participation in BIVC public proceedings, such authorization to continue in effect until repealed or amended.

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 4 as printed in the Warrant for this meeting. The motion was duly seconded.

The Moderator recognized Sue Spalding for presentation.

The motion for Article 4 was voted and **PASSED**.

ARTICLE 5. ROAD BUILDING MATERIALS

To see if the BIVC will stop using all reclaimed asphalt pavement or any other petroleum based road materials on Island roads, or act on anything relative thereto.

Submitted by Petition

In order for the motion to be enforceable, a motion was made and seconded to amend Article 5 to read as follows: **To see if the BIVC will vote to stop using all reclaimed asphalt pavement or any other petroleum based road materials on Island roads, and act on anything relative thereto.**

The amendment to Article 5 was moved, seconded, voted and **PASSED**.

The Moderator restated Article 5, as amended: **To see if the BIVC will vote to stop using all reclaimed asphalt pavement or any other petroleum based road materials on Island roads, and act on anything relative thereto, as amended.**

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 5 as amended. The motion was duly seconded

The Moderator recognized petitioner David McCoy for presentation.

The Moderator recognized Tanya Sweatt for the Board of Overseers' presentation.

A motion was made and seconded to move Article 5, as amended. The motion to move Article 5 as amended was voted and **PASSED**.

Article 5 as amended was voted by written ballot and **DEFEATED**: 15 yes votes, 45 no votes.

ARTICLE 6. 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 two-year term by ballot as provided in the BIVC By-Laws; and to elect one member of the Board of Overseers for a three-year term by ballot as provided in the BIVC By-Laws.

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 6 as printed in the Warrant to conduct an election of officials. The motion was duly seconded.

The motion for Article 6 was voted and **PASSED**.

CLERK

The moderator declared nominations open for position of Clerk for a term of one year.

Sue Spalding was nominated and seconded to serve a one-year term as Clerk of the BIVC. A motion was made, duly seconded, and **PASSED** to close nominations. A motion was made for consent of the hall to limit distribution of ballots to only the Board of Overseers for the position of Clerk. The motion was seconded and **PASSED**. A vote was taken for the position of Clerk, and Sue Spalding was **ELECTED**.

TREASURER

The moderator declared nominations open for position of Treasurer for a term of one year.

Tony DeBruyn was nominated and seconded to serve a one-year term as Treasurer of the BIVC. A motion was made, duly seconded, and **PASSED** to close nominations. A motion was made for consent of the hall to limit distribution of ballots to only the Board of Overseers for the position of Treasurer. The motion was seconded and **PASSED**. A vote was taken for the position of Treasurer, and Tony DeBruyn was **ELECTED**.

BOARD OF OVERSEERS

The moderator declared nominations open for two positions of Overseer for a term of two years.

This year there are two, two-year terms which remain from the two, three-year terms not filled in 2020, when there was no Annual Meeting due to the pandemic. Overseers in office at that time were permitted by common law to continue in office until their successors are elected and sworn.

Judy Hayes and Hank Rauch were nominated. A motion was made, duly seconded, and **PASSED** to close nominations.

The moderator declared nominations open for one position of Overseer for a term of three years. Amanda Meyer was nominated. A motion was made, duly seconded, and **PASSED** to close nominations

There being no contested positions for Overseer, a motion was made to limit the distribution of ballots to the first two rows of the hall. The motion was duly seconded and **PASSED**.

Written ballots from the hall were cast, and **Judy Hayes, Hank Rauch, and Amanda Meyer** were **ELECTED**.

ARTICLE 7. HEAR COMMITTEE REPORTS

To receive reports from any and all committees not already heard.

Hank Rauch, Chairman of the Board of Overseers, moved in the words of Article 7 printed in the Warrant to hear committee reports. The motion was seconded, voted, and **PASSED**.

The following committee reports were heard:

- a. Planning Board – Jim Boone, Secretary
- b. Zoning Board of Appeals – Warren Baker, Chair
- c. Boat Advisory Committee – Bob Canu, Chair
- d. Harbormaster – Rob Taisey
- e. Public Safety Committee/Firewise – Jim Boyko, Co-Chair
- f. First Aid Coordinator – John Abramson, MD
- g. Landscape Committee – Pam Lavoie, Chair
- h. Water Commissioner – Crawford Taisey

The Clerk was duly sworn in by the Moderator, and the Treasurer and Overseers Judy Hayes, Hank Rauch, and Amanda Meyer were duly sworn in by the Clerk.

ADJOURNMENT

Hank Rauch, Chairman of the Board of Overseers, moved that this 2021 Bustins Island Village Corporation Annual Meeting be adjourned *sine die*.

The motion for adjournment was duly seconded, voted, and **PASSED** at 11:26 am EDT.

Respectfully submitted,

M. Susan Spalding
Clerk, Bustins Island Village Corporation