

BUSTINS ISLAND VILLAGE CORPORATION
Final (as of 10/7/07) Minutes of the Board of Overseers meeting held
July 15, 2007 – 9:00 AM
Brewer Cottage, Bustins Island, ME

The Board of Overseers met at 9:00 AM at the Brewer Cottage on July 15, 2007. Those present were: Tony **DeBruyn**, Chair; Pat **LaFleur**, Vice-Chair; Bill **Roberts**, Roger **Leland**, Scott **Bonney**. Also present were Bill **Cooper**; Sue **Spalding**, Clerk; and Diane **Jellis**, Secretary. Charlie Johnson (MS/S) was not present. Attendance is incomplete because attendance was not taken.

1. Minutes

- a. **ACTION: A motion was made** (Leland), seconded (LaFleur), and passed unanimously to accept the minutes of the meeting held on May 5, 2007.
- b. **ACTION: A motion was made** (Leland), seconded (LaFleur), and passed unanimously to accept the minutes of the meeting held on May 27, 2007.
- c. Approval of the minutes of the meeting held June 30, 2007 was deferred

2. Correspondence

- a. Request from Ron Tozier to renew tractor permission
- b. Copy of Proposed Harbor Regulations
- c. Copy of Congratulations letter to Chebeague Island
- d. Letter from Jim Nagle resigning effective July 15, 2007
- e. Email Notice from William Butler of the DEP dated July 11, 2007 informing us that we need permits for transportation of solid waste (NB: We have the permits).
- f. Copy of letter to John Alden Carrier dated June 12, 2007 from the Board re loan payment
- g. Copies of letters to islanders thanking them for recent donations of money and supplies to the island
 - 1) In some cases a Thank-You letter is needed for tax purposes – Leland will draft for future use
- h. Copy of a letter of thanks written by Pat LaFleur to Chief Gerald Schofield dated July 3, 2007

3. Clerk

- a. No report at this time

4. Treasurer's Report

- a. **ACTION: A motion was made** (DeBruyn), seconded (Leland), and passed unanimously to authorize the payment of checks written and submitted by the Treasurer in the Treasurer's register report dated 7/13/07 for the period of 6/1/2007 – 6/30/2007.
- b. **ACTION: A motion was made** (DeBruyn), seconded (Leland), and passed unanimously to authorize the payment of checks written and submitted by the Treasurer in the Treasurer's register report dated 7/13/07 for the period of 5/1/2007 – 5/31/2007.
- c. Details of Talking Points dated 7/15/07 were reviewed: No bill from John Wood, Island Surveyor yet. Committee agreed to pay Jim Nagle for work performed during his short tenure.
- d. **ACTION: A motion was made** (DeBruyn), seconded (Leland), and passed unanimously to accept the Treasurers report as presented by Talking Points dated 7/15/07.
- e. Discussed details of 2007-08 budget

5. Superintendent Report

- a. Pat LaFleur spoke on behalf of Charlie who was not present regarding the use of a motorized vehicle on the high risk area between the public dock waiting area and the Wall cottage.

6. Other Business

- a. Appointment of CEO and LPI
 - 1) Given that CEO/LPI Jim Nagle resigned the planning board interviewed and made a recommendation that Ron Tozier be appointed the new CEO/LPI and that he does not require

- an LPI license at the time of this appointment but must have the licenses required to be a CEO within a year of this appointment.
- 2) Barbara Skelton McPheters has agreed to serve as LPI for 1 year; giving Ron Tozier time to get his license
 - 3) Discussion was held re possible conflicts of interest and how to proceed to mitigate any accusations of conflict of interest.
 - 4) **ACTION: A motion was made** (Leland), seconded (Roberts), and passed unanimously to appoint Ron Tozier as CEO and Barbara McPheters as LPI and alternative CEO when required with compensation of a stipend of \$300 plus \$35 an hour.
- b. Approve Warrant Articles for Annual Meeting
- 1) **ACTION: Several motions were made** (DeBruyn) and seconded (LaFleur), and passed unanimously to approve Articles as written or amended be included on final 2007 Annual Meeting Warrant dated July 23, 2007.
 - a) Article 1. Elect Moderator
 - b) Article 2. Hear Officers & Superintendent Reports
 - c) Article 3. Authorization of Tax Assessment
 - d) Article 4. Authorization of Disbursements from the Casco Fund
 - e) Article 5. Budget (Appropriate the sum of \$234,572 to be expended under the direction of the Board of Overseers for the 2007/2008 fiscal year budget as set forth in “Proposed 2007.2008 Budget”; etc.)...
 - f) Article 6. Proposed Amendment to Article XXII of the BIVC By-Laws to Authorize the Board of Overseers to Approve Disbursements from the Casco Fund in special Circumstances without voter Approval
 - g) Article 7. Accept Portions of Public Ways in Section B by Metes and Bounds and Receive and Convey Parcels Associated Therewith
 - h) Article 8. Accept a Portion of Public Ways in Sections C and D by Metes and Bounds
 - i) Article 9. Adopt Amendments to the BIVC Zoning Ordinance to Bring it into Compliance with the DEP “Guidelines for Municipal Shoreland Zoning Ordinances” dated May 1, 2006
 - j) Article 10. Amend Article XXI of the BIVC By-Laws in Response to Recommendations of the Army Corps of Engineers
 - k) Article 11. Adopt New By-Law for Defense and Indemnification of Elected and Appointed BIVC Officials and Employees (Draft submitted)
 - l) Article 12. Hear Committee Reports
 - m) Article 13. Election
 - n) Article 14. Other Matters
 - 2) **ACTION: Several motions were made** (DeBruyn) and seconded (LaFleur), and passed unanimously that the Final 2007 Annual Meeting Warrant dated July 23, 2007 should state that the Board of Overseers recommends approval of Articles 3 through 11.
- c. Public Q&A for annual meeting articles – Review and Plan
- 1) What if Articles do not pass – plan
 - 2) Distribute Frequently Asked Questions

7. Committee Reports

- a. Planning Board
 - 1) Received copy of Minutes of May 27, 2007 meeting approved July 8, 2007
 - 2) Received copy of Minutes of June 24, 2007 meeting and hearings approved July 8, 2007
- b. Zoning Board of Appeals
 - 1) **ACTION: A motion was made** (DeBruyn) and seconded (LaFleur) and passed unanimously to accept the recommendations of the Board of Appeals in a letter signed by Len Larrabee (Vice Chair ZBA) dated July 6, 2007 to change the status of Robert Ewing from Full Member to Associate Member and to change the status of Frank Kastenzholz from Associate Member to Full Member, with terms expiring in 2009. It was further acknowledged by the BIVC BOO that the ZBA elects its own Chairman.
- c. Finance Committee

- 1) Committee has a quorum but still needs 2 more people. They hope to have a full committee by Labor Day weekend
- d. Public Safety
 - 1) CPR and AED meeting is scheduled for July 29, 2007
- e. Harbor Master – No report at this time
- f. Parking Committee
 - 1) Details of the Free Shuttle Service and Schedule were submitted by Faith Baker. Shuttle started on June 29 and ends on August 6.
 - 2) Received Minutes of meeting held 9/2/06 and Agenda for meeting to be held on 7/14/07
- g. Boat Committee
 - 1) Email Commentary from Frank Kastenholz dated July 11, 2007 reviewing budget items for Lilly B
 - 2) The L & L coordinates of the Lilly B mooring located at the island were submitted:
 - a) Lat 43° 47.657 – Long 070° 04.390
- h. Water Commissioner – No report at this time
- i. Landscape Committee – No report at this time
- j. Brewer Cottage
 - 1) Discussion re why the BIVC BOO does not plan to sell the Brewer cottage

8. Other Business

- a. A draft of the proposed Indemnification Article was submitted and discussed

9. Next Meeting

- a. Saturday, August 4, 2007, 9:00 AM at the Community House: Annual Meeting
- b. Saturday, August 4, 2007, BIVC BOO meeting immediately follows the Annual Meeting at the Community House
- c. Sunday, September 2, 2007, 9:00 AM, Brewer Cottage

Respectfully Submitted,
Diane Jellis