

**BUSTINS ISLAND VILLAGE CORPORATION**  
**Final (4/19/08) Minutes of the Board of Overseers meeting held**  
**March 8, 2008 – 10:00 AM**  
**Freeport Public Safety Building, Freeport, ME**

The Board of Overseers met at 10:00 am at the Freeport Public Safety Building, Freeport, ME on Saturday, March 8, 2008. Those present were: **Tony** DeBruyn, Chair; **Pat** LaFleur, Vice Chair; **Bill** Roberts, **Roger** Leland, **Sue** Spalding, Clerk; **John** Garfield, Treas; **Diane** Jellis, Secretary; and **Charlie** Johnson (MS/S). Also present for the meeting: Lorraine Leland and Bob Ewing. Absent: Scott Bonney

**1. Minutes**

- a. **ACTION: A motion was made** (DeBruyn), seconded (Leland), and passed unanimously to accept the minutes as amended of the meeting held November 17, 2007.
- b. **ACTION: A motion was made** (DeBruyn), seconded (LaFleur), and passed unanimously to accept the minutes of the meeting held on January 26, 2008.

**2. Correspondence**

- a. 1/20/08 from Sue Spalding re By-Laws Revision Committee report
- b. 1/26/08 from Faith Baker re Final Report South Freeport Parking Committee
- c. 2/21/08 Agenda from Planning Board re forthcoming March meeting
- d. 2/27/08 from Sue Spalding re CSICME questions from Bustins Island
- e. 2/27/08 from Sue Spalding re Maine Municipal Association's Harbor Master Training
- f. 3/2/08 from Sue Spalding re 2/29/08 links to Legislative Bulletin & LD Lists
- g. 3/4/08 from Bill Cooper re Client Alert re Maine Supreme Court Zoning Case
- h. 3/7/08 from Sue Spalding re 3/7/08 links to Legislative Bulletin & LD Lists

**3. Clerk's Report – Sue Spalding**

- a. Review tSP draft BIVC BOO article and send changes to Sue

**4. Treasurer's Report**

- a. See Talking Points dated 3/8/08
- b. Re register report – Questions and discussion re payment for mooring fee to Town of Freeport for \$430 and discussion re money between municipalities (philosophical)
- c. **ACTION: A motion was made** (DeBruyn), seconded (LaFleur), and passed unanimously to authorize the payment of checks written and submitted by the Treasurer in the Treasurer's register report dated 3/7/08 for the period of 1/1/08 thru 2/29/08.
- d. Discussion re Freeport School reorganization and impact on BIVC budget, if any
- e. **ACTION: A motion was made** (DeBruyn), seconded (LaFleur), and passed unanimously to accept the Treasurers report as presented by Talking Points dated 3/8/08

**5. Maintenance Supervisor/Superintendent (MS/S) Report – Charlie Johnson**

- a. Transfer license still in process. Eric Hamlin DEP tells us all is approved; just need the actual license (piece of paper) i.e., need to (would like to) post by Memorial Day
- b. Discussion re what BIVC should pay for and what islanders should pay for – “pay as you throw”
  - 1) Included discussion re different volumes of debris and enforcement
  - 2) Example: Future discussions should include (but not limited to) who pays for: trash, brush, outhouse waste, construction debris, shingles, metal, chips, logs
- c. A 2008 well schedule is being prepared for submission to the state. Also wells should be tested before Memorial Day weekend. CJ will contact Laura.
- d. Float will go into water in early spring

**6. Other Business**

- a. MS/S 2008 contract accepted, approved, signed on 3/8/08 and now on file
- b. Appointments
  - 1) Openings still exist for an Assoc Planning board member and a Finance Committee member

- 2) **ACTION: A motion was made** (DeBruyn), seconded (LaFleur), and passed unanimously to appoint Fred Bohem to the Finance Committee starting immediately thru 2010.
- c. Clam Flats – Roger and Lorraine Leland researched
  - 1) Lorraine was told by Freeport that the Bustins flats were closed. Augusta has to inspect and declare safe. Won't be done until someone from Augusta inspects.
  - 2) Reminder: You must have a license to clam, to lobster, and to crab. Not sure about mussels.
- d. Secretary needs a copy of the Finance Committee's Mission Statement for the file
- e. Road and shore work: Charlie reported that he rec'd site plan from Ross Cudlitz on 3/5/08 and Scott is seeking estimates for shoreline work. Also seeking estimates on road work
  - 1) Discussion re winter road closing
  - 2) Rec'd from RL an article featured in 2/17/08 Boston Sunday Globe on *Private ways, Public Access*
  - 3) **ACTION: A motion was made** (Leland), seconded (DeBruyn), and passed unanimously to start process of closing roads in accordance with state of ME Title 23 § 2953. Plan to hold a public hearing on Friday, July 4, 3:00 PM, at the Community House. Will also discuss proposed By-Law changes at this time.
- f. By-Laws: Seasonality discussion re declaration of "seasonality" for the purpose of municipal services and meetings. Craft language to open all meetings re seasonality with a statement "in as much as ..." Might even be a By-Law or Article.
- g. By-Laws: Enforcement discussion. By-Laws review committee is looking at options and researching other islands and how they handle enforcement issues.
- h. Secretary announced her plans to resign after the April Board meeting. Outlined 3 job tasks in Secretary's job description for clarity: 1) Minutes & distribution of same, 2) Broadcast Email list maintenance, and 3) Web/upload (not maintenance). Tony and Diane will work together to tweak current Web site to make it more user friendly. Diane volunteered to continue to maintain Broadcast email list and will continue to do Web uploads of BIVC approved PDF documents.

## 7. Committee Reports

- a. Planning Board – No report
- b. Zoning Board of Appeals – No Report
- c. Finance Committee – See letter from Roger Leland dated 3/7/07 re New Format Suggestion
- d. Public Safety – Diane outlined a discussion she had with Leslie Taisey re collection of phone numbers for reverse 911 phone calls and clarification of fire response and notification.
- e. Harbor Master – Training has been completed
- f. Parking Committee – No Report
- g. Boat Committee – What is status of Lesley's contract?
- h. Water Commissioner – Tony D. will call Laura V. re renewal of Maine Rural Water Association membership
- i. Landscape Committee – No Report
- j. Brewer Cottage – Public Safety and CJ work together on "minimal stabilization" to come up with a plan re barn
- k. By-Laws Review Committee: Looking at Enforcement, Seasonality, and Motor Vehicles
  - 1) See piece from Bill Cooper dated 6/25/07 re 23 M.R.S.A. Stat 2953 Closing of roads in Winter – Part of By-Laws Revision Committee
  - 2) See piece from Bill Cooper dated 1/19/08 DRAFT Amendment re Article XXII Special Requirements in Respect of Indebtedness – Part of By-Laws Revision Committee

## 8. Future Meeting Schedule

- a. Saturday, April 19, 2008, 10:00 AM, Freeport Public Safety Building
- b. Sunday, May 25, 2008, 9:00 AM, Bustins Island, Brewer Cottage
- c. Adjourned at 12:40 PM