

**MINUTES OF THE ANNUAL TOWN MEETING  
OCTOBER 9, 2010**

The meeting was held at the Frye Island Community Center on High Point Drive

During the registration process 90 Board of Island Trustee voting packets and 20 Town of Frye Island voting packets were issued.

Laura Crosby and Natalie Sutherland were sworn in as ballot clerks by Lisa Kerrigan, Deputy Town Clerk

The Town Meeting was called to order at 9:00 AM by Wayne Fournier, Town Clerk

**Article 1:** To vote by written ballot to choose a moderator to preside at said meeting.

A motion was made by John Nun and seconded by John Crosby to nominate Greg Tedford as Moderator.

A motion was also made by Nancy Perry to nominate Richard Norris as Moderator. However, Mr. Norris was not in attendance and his nomination was withdrawn. There were no other nominations.

There were twelve (12) votes cast for Mr. Tedford  
Mr. Tedford was sworn in as Moderator by Lisa Kerrigan, Deputy Town Clerk.

A motion was made by John Nun and seconded by John Crosby to adopt the following procedures for the meeting:

1. To utilize the Maine Moderator's Manual in the conduct of business,
2. To follow the guidelines established by MMA for Town Meetings & Elections,
3. To incorporate the vote of the Board of Island Trustees (BIT) into the Town Meeting flow of business when appropriate,
4. To limit the discussion of any person to no more than 3 minutes per issue and
5. To allow Board members and Town officials to speak at the meeting.

**The motion passed unanimously.**

**Article 2:** To vote by written ballot to elect one person to a three year term to the Board of Selectmen

<b>Names in Nomination</b>
Mark Thomas

There were no nominations from the floor. Mr. Thomas ran un-opposed

Results of the written vote:

**Mr. Thomas received 10 votes and was elected to a three year term.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order***

**Article 3:** To vote by written ballot to elect one candidate to a three year term on the Board of Island Trustees Executive Committee

Names in Nomination
Gary Donohue

There were no additional nominations from the floor, Mr. Donohue ran un-opposed.

Results of the written vote:

Mr. Donohue received 74 votes.

**Mr. Donohue was elected to a three year term.**

**Article 4:** To see if the Board of Island Trustees and the voters of the Town of Frye Island will vote to appropriate **\$92,836** from non-tax municipal revenues for Municipal Services; and raise and appropriate an additional **\$755,484** from property taxes for Municipal Services, **\$1,362,960** for Non-Municipal Services, and **\$238,248** for Designated Reserve Fund Contributions for 2011. The total to be raised by Property Taxes totals **\$2,356,692**.

A motion was made by Jim O'Connor and seconded by H. Chip McCarty to place article 4 before the BIT voters. Town Manager Wayne Fournier presented the proposed 2011 budget. Questions were asked concerning the contributions to the designated reserves and the current reserve balances. Wayne responded to the questions.

**Following the discussion, Article 4 passed the BIT with 2 votes in opposition.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by John Crosby and seconded by Oleg Svetlichny to place article 4 before the Town voters. There was an additional question about the investments made with the reserve funds which Wayne responded to.

**Following the discussion Article 4 passed unanimously.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order.***

**Article 5:** To see if the Voters of Frye Island will vote to establish semi-annual tax payments for 2011. The first payment of 1/2 the taxes owed to be due and payable on December 31<sup>st</sup> 2010 and the second half to be due and payable on June 30, 2011.

A motion was made by Steve Kaplan and seconded by Ed Charrette to place article 5 before the BIT voters.

**There was no discussion and the article passed unanimously.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by Dave Treacy and seconded by Grace Morin to place article 5 before the Town voters.

**There was no further discussion and Article 5 passed unanimously.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order.***

**Article 6:** To see if the Voters of Frye Island will vote to establish a 7% interest rate for all overdue taxes for the 2011 tax year.

A motion was made by Phil Perry and seconded by Rebecca Limauro to place article 6 before the BIT voters. Wayne explained that the article typically states "the highest interest rate allowed" but it was changed this year to show the actual interest rate to avoid any confusion.

**There was no further discussion and Article 6 passed unanimously.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by Michael Kaplan and seconded by Dave Treacy to place article 6 before the Town voters.

**There was no further discussion and Article 6 passed unanimously.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order.***

A suggestion to consider Articles 7 through 10 together was made by the moderator. Jim O'Connor indicated that he intended to suggest an amendment for Article 10. Therefore Articles 7 through 9 were considered together.

**Article 7:** To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize and direct the Selectmen and Treasurer, at their discretion, to sell by sealed bid or public auction and convey by quitclaim deed, any Real Estate acquired from tax sources by the Town, or to convey the property to the prior owner upon payment in full of all taxes, interest and charges incurred by the Town. The Selectmen reserve the right to reject any and all bids.

**Article 8:** To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize the Selectmen and the Treasurer, on behalf of the Town and any of the Town's departments, to accept gifts, real estate, donations, and other funds, including trust funds that may be given or left to the Town, and to grant the Selectmen the further authority to expend such sums of money as they deem necessary from these donations or for their designated purposes. These expenditures may be reflected outside of the Town's approved budget.

**Article 9:** To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize the Selectmen and the Treasurer to accept and expend, on behalf of the Town, any Federal or State funds received in the form of grants during its fiscal year.

A motion was made by John Nun and seconded by Steve Kaplan to place Articles 7 through 9 before the BIT voters.

**There was no additional discussion and Articles 7, 8, and 9 passed unanimously.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by John Nun and seconded by Dave Treacy to place Articles 7 through 9 before the Town voters.

**There was no additional discussion and Articles 7, 8, and 9 passed unanimously.**

**Article 10:** To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize the Selectmen to expend such sums of money as they deem necessary from the Designated Reserve Funds for their designated purposes. These expenditures may be reflected outside of the Town's approved budget.

A motion was made by Paul Peterson and seconded by Rebecca Limauro to place Article 10 before the BIT voters.

James O'Connor suggested Article 10, as presented, be amended to read:

To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize the Selectmen to expend such sums of money as they deem necessary from the Designated Reserve Funds for their designated purposes up to a maximum of \$50,000. These expenditures may be reflected outside of the Town's approved budget.

A considerable amount of discussion followed. Mr. Ed Charrette suggested an amendment to the amendment to raise the limit to \$100,000 for the ferries and ferry related equipment. Paul Peterson suggested that the amendment be modified to read:

To see if the Board of Island Trustees and the Voters of Frye Island will vote to authorize the Selectmen to expend such sums of money as they deem necessary from the Designated Reserve Funds for their designated purposes up to a maximum of \$50,000 for non-emergency projects. These expenditures may be reflected outside of the Town's approved budget. Both Mr. Charrette and Mr. O'Connor agreed with the wording of the amendment.

A motion was made by Paul Peterson and seconded by Rebecca Limauro to place the amended article before the BIT. There was no further discussion.

**The vote was 30 in favor of the amended article and 37 opposed. The amended article failed.**

A motion was made by Laura Crosby and seconded by Lisa Kerrigan to place Article 10 as originally presented before the BIT.

**There was no further discussion and Article 10 passed with 15 votes in opposition.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by Mike Kaplan and seconded by John Nun to place Article 10 before the Town voters.

**There was no additional discussion and Article 10 passed with a vote of 12 in favor and 4 opposed.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order.***

**Article 11:** To see if the Town will vote to amend the Frye Island Land Use Ordinances by adopting the Maine State Department of Environmental Protection Shoreland Zoning Ordinance modified for use by inland municipalities with no tidal waters that want to repeal local regulation of timber harvesting in the shoreland zone.

A motion was made by Michael Kaplan and seconded by Peter Salinger to place Article 11 before the BIT voters.

Wayne explained that this was a consolidation of previously approved sections of the Shoreland Zoning Ordinance and complied with the request from the Department of Environmental Protection.

**There was no additional discussion and the Article 11 passed unanimously.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by John Nun and seconded by Michael Kaplan to place Article 11 before the Town voters.

Dave Treacy identified some minor wording changes between the version approved by the Planning Board and that offered by the DEP. Members of the Planning Board confirmed that the changes were minor and insignificant.

**There was no additional discussion and the Article 11 passed unanimously.**

***The Town Meeting was placed in Recess - the BIT Meeting was called to order.***

**Article 12:** To see if the Town will vote to approve the “Ordinance Governing Unsolicited For-Profit Vendors”. Copy attached. This article will become affective when approved.

A motion was made by Steve Kaplan and seconded by Michael Kaplan to place Article 12 before the BIT voters.

There was some discussion concerning the need and the intent. The questions were answered by members of the Planning Board.

**The Article passed with 12 votes in opposition.**

***The BIT Meeting was placed in recess - the Town Meeting was reconvened***

A motion was made by Michael Kaplan and seconded by Rebecca Limauro to place Article 12 before the Town voters.

**There was no additional discussion and Article 12 passed with 10 votes in favor and 2 opposed.**

A motion to adjourn the Town Meeting was made by David Treacy and seconded by John Nun. The motion passed unanimously and the Town Meeting was adjourned at 11:14 AM.

Respectively submitted:

Wayne Fournier, Town Clerk