

100th Annual Bay View Improvement Association Membership Meeting

Saturday, September 4, 2021, 10 am

After greeting the membership Betty Ann Schildgen, Chair introduced herself and other Board members; Vice-Chair Teresa Sirico, Joseph Gullo, Lynn Ryczer and Logan Beirne. Our Clerk is Dotti Arcovitch and Treasurer Tammy Mursko. Also present, Parliamentarian Marie Wilson and our Attorney Jeff Martelon.

All new owners were welcomed and invited to stand but none did.

All those who had chaired a committee this year were introduced and invited to stand so that the Association's appreciation could be expressed. Those included Budget Committee Joseph Gullo, Nominating Committee Gina Zappone, Recreation Committee Lynn Ryczer and Centennial Committee Tammy Mursko.

Dotti Arcovitch, Clerk was recognized to give the report of the proxies. It is as follows: Sheri Ventricelli-3, Art Gosslin-2, Peter Cozzolino-1, Chris Mulhall-1, Mark Clark-5, Paul Joslin -1, Armand Periera-1, Doreen Stomsky-4, Bill Newbauer-1, Dee Diamond-2, Victor Lamberti-2, David Culhane-1, Lee Jacabacci- 5, William Shaw-4, Jim Bannon-2, Alice Lara-4, Ann Shaw-5, Joseph Gullo-6, Clerk-23, Troy Lagasse-1, Logan Beirne-8, Pat McComish-3, Teresa Sirico-27, Betty Ann Schildgen-15, Dorothy Schildgen- 8. The Bylaws require a quorum of 20 members and we have established a quorum with 121 members in attendance.

The agenda was distributed with the notice of the meeting. The Board of Governors recommended moving the budget to the end of the agenda since some motions may include expenditures that will affect our assessments. Attorney Bob Pacelli, Mark Clarke and Tom Sgroi objected to the agenda because they felt their proposals should have been included. The parliamentarian said that their proposals were included appropriately. A vote was taken: 86 were in favor and 4 were opposed to adopting the agenda as amended.

The Special Rules of Order which had been distributed at the door were proposed and discussed. There were 129 in favor and 114 against. Since a 2/3 vote was required, the Standing Rules were not adopted.

The minutes of the September 5,2020 Bay View Improvement Association Meeting were distributed with the tax bills and on the website. There were no corrections and the minutes were adopted.

The Report of the Chair: This year we were sad to lose one of our Board members Tom Torello. Tom died in June and will be remembered for the Little Libraries we have at the Odell and Oakland beach entrances. They received much use during Covid by all.

Tom also helped us with boat racks often calling owners to ask them to remove their boats in October. He helped with beach maintenance ordering 2 new buoys for us this past summer. Brian Logan Beirne replaced Tom on the Board at Tom's request.

We now have a new website. In November Gabby Diego volunteered as webmaster to create a new website committee with Sara Antido, Doreen Stomsky, Isabella Schroeder, and Mary O'Connor. Thanks to the committee for a great job. Our new website is: BayViewImprovementAssociation.org

The Centennial Committee chaired by Tammy Mursko met in October to begin planning events for our 100th Anniversary. June 26 the Centennial was celebrated with events for the children in the morning on the Beach, a proclamation by Mayor Blake of our 100th year, a pie baking contest and flower arranging contest in the afternoon. In the evening there was a great display of old Bay View Beach complete with postcards, pictures, maps, swim trophies. The hot hors d'oeuvres, cookies and mini cupcakes were delicious and the band played a variety of songs to entertain all. I thank the committee: Chair Tammy Mursko, Maci Mursko, Logan Beirne, Lynda Zappone, Dorothy Schildgen, Pam DeMartino, and Lynn Ryczer for organizing a wonderful Centennial celebration for our community.

We were only able to hire 2 lifeguards this year. Due to Covid there was a lack of classes to train new guards. We replaced the rusted fence along Oakland Ave. at a cost of \$4,011. New signs were placed on beach entrances.

Thank you to all who volunteered to serve on the Recreation, Nominating, and Budget committees this year.

Thank you to Karen DeRosa for taking care of the books in our Little Libraries.

Thank you to Pat McComish and Diane Gullo for volunteering to take care of the flowers on our Green again this year.

Thank you, Ray and Chris Jacob and Billy Shaw, for volunteering to put our buoys and anchors in the water at the beginning of the season and removing them at the end. Thank you, Ray, for storing our lifeguard stands and benches.

Thank you to the Board who volunteered your time this year: Tom Torello, Teresa Sirico, Joseph Gullo, Lynn Ryczer, and Brian Logan Beirne. Thank you Dotti Arcovitch our clerk and Tammy Mursko our treasurer.

What makes a community great are the people who give their time freely.

Lynn Ryczer announced the winner of the Logo Contest: Beach Sunrise designed by Gianmarco Demilia.

There is no Unfinished Business from last year so we will move right along to New Business. (It was requested that written motions be presented to the Parliamentarian prior to seeking recognition). The Board of Governors received three letters of concern at its July 31 meeting. The first letter was from Isabella Schroeder who did not choose to make a motion. The second letter was from Victor Lamberti, 12 Bayshore Drive who had concerns about the jetty. Mr. Lamberti discussed the history of the jetty. Mary O'Connor, 46 East Avenue, moved that an engineering study be done. Doug Hoyt of 9 East Ave, seconded and all were in favor. It was decided a committee will be formed and a report will be made to the Board in 90 days.

The third letter was from Tom Sgroi, 13 Oakland Avenue, dated July 26, 2021. He presented 12 concerns and motions. These were grouped according to the type of response needed from this meeting: regular business, bylaws amendments, charter amendments and topics for budget deliberation. The first motion

to be addressed is motion #3:" Resolve that the term "picnic "as related to the "no picnic" rule, shall mean gathering utilizing tables, firepits, or barbeques to congregate on the sandy beach area of the BVIA Furthermore, eating and drinking shall be permitted year-round anywhere on the sandy beach area, prohibiting only glass containers." After discussion, an amendment was proposed by Logan Beirne, seconded by Tammy Mursko proposing no alcohol be allowed. The vote was: 101 yes, 0 no. The amendment passed. Kevin Curseaden of 77 Orland St. seconded the original motion. The vote was 91 yes and 67 no. The motion passed.

The next motion proposed by Mr. Sgroi: "Resolve to encumber \$35,000 from the BVIA reserves toward removal of the existing chain link fence around perimeter of the BVIA beach area and replacement with a new beautification fence per the information provided by the Bay View Beautification Plan adopted by the BVIA membership at the 9/5/2020 annual meeting and further authorize the BOG Chair to negotiate and execute a contract after receiving a minimum of 3 bids." This was seconded by Chris Lund, 18 Milesfield. Discussion followed. Attorney Martelon informed the body that allocation for beach access would require coastal area management clearance and zoning approval prior to commencing work. The vote was no- 95, yes- 20. The vote did not carry. Mr. Sgroi's next motion: "If #4 fails resolve to encumber \$12,000 from the BVIA reserves for complete removal of the existing chain link fence around the perimeter of the BVIA beach area and have a landscaper restore and improve vegetation as necessary and further authorize the BOG Chair to negotiate and execute contracts after receiving a minimum of 3 bids. The vote was yes-24, no-117. The motion did not pass.

The next motion by Mr. Sgroi proposed to "resolve money specifically for items identified in the Beautification Committee plan dated Sept 2,2020 as allotted by the BVIA at the Annual Meeting held on Sept. 5 2020 in an amount not to exceed\$10,000 to be utilized for semi-permanent beach volley ball games and signage improvement". Lee Jacabacci seconded. Discussion followed and it was decided that was really a capital improvement not the purview of the Beautification Committee. It was agreed that this motion would be limited to signage improvement. Bill Newbauer of 42 Field Ct. seconded. The vote passed with yes: 62, no:28. At this point it was mentioned that fishing is not allowed on the swimming area of the beach.

Mr. Sgroi's next motion: "resolve that the Annual Meetings, quarterly Board of Governor Meetings and Special Board of Governors Meeting be electronically recorded and file kept accessible to all membership via the BVIA website". The motion was seconded by Mr. Curseaden. The motion carried.

Mr. Sgroi's next motion: Resolve to purchase in an amount not to exceed \$5,000 for ADA Roll-out walkway access mats as described in the Beautification Plan dated Sept.2,2020 and approved on Sept. 5,2020 Annual Meeting." This motion was seconded by Lee Ann Jacabacci. During the discussion that followed it was mentioned that the City of Milford planned to make our walkways handicap accessible in the near future. It was also mentioned that one of the Bay View homeowners who utilizes an electric wheelchair expressed that he could not use this type of walkway. The vote was taken and the vote carried subject to DEEP environmental regulations prior to any purchase.

Mr. Sgroi's next motion: "Resolve to prohibit (BVIA paid for) trash containers and dumpsters on the beach and make everyone take home their own trash by the year 2024." The motion was seconded by Tom Mrozek of 15 Milesfield. An amendment to begin this process now was defeated. After discussion the motion was defeated: yes:34 no:127.

The next motions proposed by Mr. Sgroi: establishing an annual June meeting, limiting transfers between accounts, and creating a by-laws committee, propose amendments to the by-laws and should be considered together because they involve changes to the by-laws. In addition, changes to the proxies and the limit on reserves would also require by-laws changes. The Chair has asked Attorney Martelon to speak to the constraints on adopting these motions. The Attorney explained that these proposals must be put in the proper format and language and published for 30 days. It was recommended that the proposal be sent back to the Board for further clarification. Mary O'Connor proposed a Charter Revision Committee. Dan Quirk of 73 Bayshore Drive seconded. Attorney Martelon discussed the format of the committee: The Board must select an odd number of members which must not be Board members because they will report to the Board. They also must not be from the same political party. The change of the Charter is a lengthy process which requires 2 public hearings and gives the Charter Revision Commission a blank check therefore it is very complicated according to Attorney Martelon. It was decided that we would move forward with a Charter Revision Committee.

The remaining motions from Mr. Sgroi's letter have a potential impact on the budget. The Association's treasurer, Tammy Mursko was asked to present the budget. In addition, she explained the expenditures for the Centennial celebration. Mark Clarke questioned the amounts associated with liens on #26 Daggett St. Attorney Martelon explained that these had been resolved with the Tax Collector of the City of Milford. Attorney Martelon also discussed the fact that any refunds to the property owners would be taxable and require 1099 forms be issued.

Gina Badalamenti, 20 Bayshore Drive, moved: Coastal Management Act 22a-93(6) (private property or homeownership is to mean high tide line not brach line or fence line - issue liability for trespass -ask this document added to communication". This was seconded by Dan Quirk. The motion passed with Yes:59, No:26. The information regarding this will be found on the website or a hard copy can be obtained through the clerk.

The next motion was presented by Sharon Joslin 7 Warren St.: "I move that all future meetings of the Association or Board of Governors be on ZOOM (allowing persons unable to attend for all members and Delegate or confidential issues can be discussed in a private BOG meeting. This can be done by my husband or Bob." {sic}) After some discussion the vote was: Yes:51 No: 84. The motion did not pass.

The results of the election were presented: Ann Shaw-84; Robert Kurfehs-78; Lee Jacabacci-90; Elizabeth Schildgen-139; Teresa Sirico-123; Joseph Gullo-140. Mark Clarke made a motion stating that Teresa Sirico was not eligible to be on the Board of Governors because she is a trustee and not considered to be an adult person. This was seconded by Lee Jacabacci. After discussion Attorney Martelon stated that the issue could be resolved by a vote of those present. A vote was taken and it was resolved to endorse the election: For:92 Against 58.

The meeting was adjourned at 2:50pm.

or

