



## SELECTBOARD MEETING OF May 2, 2011

Members Present: Brian Kellogg, Mickey Smith, Min Cote, Bob Beeman and Dave Yacovone (arrived at 6:20PM)

Department Heads: Dan Lindley, Town Administrator; Todd Thomas, Zoning Administrator, Tricia Follert, Community Coordinator and Richard Keith, Chief of Police.

Guests: Chris Ransom, Randy Fitzgerald and Bill Bourne

Meeting was called to order at 6:00PM in the Tegu Building Community Meeting Room by Brian Kellogg, Chair.

### **I. AGENDA ADDITIONS/CHANGES/ANNOUNCEMENTS**

1. Add Itinerant Vendor Permit for Randy Fitzgerald

### **II. COMMUNITY CONCERNS**

- **Bill Bourne**- has had some flooding in his basement which he believes is due to the new sidewalk that runs along his property. He says that it is wider than it used to be and does not allow for water runoff. Dan feels that this can be easily fixed by digging a ditch on the backside of the property and that the village crew can easily do this in about a day. Bill would also like the trees that are too close to the power lines to come down. This is something that Water & Light usually takes care of, Dan will check on this.

**Motion made by Min Cote, seconded by Mickey Smith to approve ditching at Bill Bourne's Property. Motion approved (4/0)**

- **Randy Fitzgerald**- would like to have a self contained vendor cart located at Millers on Rt. 100 to sell beef, chicken and pork.

**Motion made by Min Cote, seconded by Bob Beeman to approve Vendor Permit for Randy Fitzgerald. Motion approved (4/0)**

- Chris Ransom- Trees at the oxbow are flooded need to be stood back up or we are going to lose the rest of them. The bank needs to be stabilized to keep the Oxbow from flooding this bad in the future.

### **III. NEW BUSINESS**

1. **Approve Bylaw Changes**- Todd Thomas gave update to Min Cote and Bob Beeman as they were not present at the last Selectboard meeting where we had the hearing for the proposed bylaw changes. The changes are some housekeeping updates to the signage bylaws and to the food use in the North End and in the downtown. They are also changes to make the downtown more conforming and hopefully buildable again. Bob Beeman thinks it's about time for these changes especially in the downtown and thanks to Todd for all his work on the project.

**Motion made by Dave Yacovone, seconded by Mickey Smith to approve the proposed bylaw changes. Motion approved (5/0)**

2. **Prim Ag fee Committee Updates-** Steve Rae and Todd Thomas worked with Dan on the ad hoc committee to come up with a fee scale for Prim Ag. The committee met with Ed Stanack and determined that there would need to be changes to the bylaws to be in conformance regarding Prime Ag Mitigation fees. At this point the Town does not have authority to charge a fee to develop Prim Ag soils. Todd will draft a letter to the Planning Commission on behalf of the Selectboard regarding Prime Ag Mitigation Fees.
3. **Generator at the High School-** request from the Perras Brothers Construction to remove generator from the school. The generator is a very old military generator that is not used by the school.

**Motion made by Dave Yacovone, seconded by Bob Beeman to approve request from Perras Brothers to remove generator from school. Motion approved (5/0)**

4. **Bridge Inspection Report** – the State conducted their inspection of Bridge #'s 6, 7, 8, 9. Overall the bridges that were inspected are in good shape.

**Motion made by Dave Yacovone, seconded by Min Cote to approve bridge inspection report. Motion approved (5/0)**

5. **Telecommunication Facilities Officer-** Todd has had a request to review a telecommunications tower for dominous impacts. We do not have an officer appointed to this task and need one as stated in the State Statute. Todd has volunteered to be the officer to review telecommunications towers for dominous impacts.

**Motion made by Bob Beeman, seconded by Dave Yacovone to appoint Todd Thomas as the officer to review telecommunications towers for dominous impacts. Motion approved (5/0)**

#### **IV. BOARD OF LIQUOR CONTROL-**

**Motion made by Mickey Smith, seconded by Dave Yacovone to enter session as Board of Liquor Control at 6:40PM Motion approved. (5/0)**

Request from Aramark Education Services of Vermont, inc. to cater an event at River Arts on June 11, 2011.

**Motion made by Dave Yacovone, seconded by Mickey Smith to approve Liquor License as presented. Motion approved. (5/0)**

**Motion made by Dave Yacovone, Seconded by Mickey Smith to come out of Board of Liquor Control and enter Regular Selectboard Session at 6:45PM. Motion approved. (5/0)**

#### **V. TA REPORT**

- Dan gave overview and slide show of the flood damage of April 27, 2011. We had extensive damage to our roads as well as at the Oxbow. We had to hire 5 trucks to haul gravel and rip

rap. Our pit was under water so we had to get gravel from the Town of Hyde Park. Dan feels the government will declare the flood a disaster and we will be reimbursed 75% from the Federal Government and 15% from the State; we are responsible for the remainder. Given the circumstances, Roland and Mike did an outstanding job. The office staff has been keeping track of the expenses associated with the flood.

- Community Visit will be on May 4 at 6:30Pm in the PA Gymnasium.
- Lamoille Housing Partnership has signed a purchase and sales agreement with Arthurs. They hope to find a retail buyer for the lower part of the store and put in senior housing in the rest. There are a lot of hoops they need to jump through to make it happen.

#### **VI. SELECTBOARD CONCERNS**

**Brian Kellogg-** Thanks to everyone for all the work they did during the flood. Where do we stand with the 4<sup>th</sup> of July? Dan says Sarah is working on this.

**Bob Beeman-** none

**Mickey Smith-** none

**Dave Yacovone-** There was an executive session aired on the local channel 16. Also do we know what the CPI is at for the Union Contract? Dan says at last check it was at 2.1% we budgeted 2.5%. We use the April CPIU which comes out sometime this Month.

**Min Cote-** Complaint from Bill Flanders for damage at 238 Goddard Nisbit Rd. from culvert clogging up.

#### **VII. CONSENT AGENDA**

1. Approve Minutes of 04-18-2011
2. Approve & Sign Warrants

**Motion made Dave Yacovone, seconded by Min Cote to approve consent agenda as presented.  
Motion approved. (5/0)**

**Motion made by Min Cote, seconded by Bob Beeman to enter Executive Session at 7:00PM for Personnel Issues, to include Dan Lindley, Town Administrator Motion approved. (5/0)**

**Motion made by Bob Beeman, seconded by Mickey Smith to adjourn the meeting at 7:30PM  
Motion approved. (5/0)**

Respectfully submitted and filed this 3<sup>rd</sup> day of May, 2011  
Erica Reed, Administrative Assistant

**Please note that all minutes are in draft form unless otherwise stated  
and are approved at the next meeting.**