

TOWN OF LYNDON
SELECTBOARD MEETING

January 21, 2019

5:30 PM

Selectboard

Kermit Fisher, Chair
Dan Daley
Christian Thompson

Press

Public

Dawn Dwyer, Justin Smith, David Martin, Kurt Nygren, Joe Buzzi
Greg & Jelena Gervais, Bob Howland, Keith Johnson (5:43 PM)
David Ainsworth (5:51 PM)

1. Adjustments to the Agenda:

*Cobleigh Public Library *Sign Annual Town Meeting Warning *Amend General Fund Budget

2. Approval of minutes:

Motion made by Dan Daley, seconded by Christian Thompson, to approve the January 7, 2019 minutes as amended. Motion carried 3 to 0.

Motion made by Dan Daley, seconded by Christian Thompson, to approve the January 14, 2019 minutes. Motion carried 3 to 0.

Motion made by Dan Daley, seconded by Christian Thompson, to approve the January 17, 2019 minutes as amended. Motion carried 3 to 0.

3. Approval & Signing of Orders drawn on the Treasurer:

The Board approved and signed the orders drawn on the Treasurer for week # 4.

4. Highway Report:

At 6% through the year, payroll is 9% spent and the entire budget is 8% expended. The Board would like to go on record as expressing their thanks to the road crews for the great job they do, as always.

5. Warrant #33 Rural Edge Modified:

Motion made by Dan Daley, seconded by Christian Thompson, to approve and sign the order drawn on the Treasurer for Rural Edge Warrant #33 in the amount of \$32,385. Motion carried 3 to 0.

6. Sign CAI Contract:

The annual contract provides mapping and GIS services to the Town of Lyndon Listers. The contract price remains the same at \$2,400 as the last two years. Motion made by Dan Daley, seconded by Christian Thompson, to approve and sign the annual CAI Contract in the amount of \$2,400. Motion carried 3-0.

7. Health Insurance Buyout Policy:

Justin Smith provided the Board with a draft of the Town of Lyndon Insurance Buyout Policy for review. The proposal allows for an employee who opts out of the Town plan to sign an agreement stating they are eligible for the Benefit as well as has provided adequate proof that they have health insurance coverage through a provider other than the Town, and to be compensated 20% of the Employer's share of the cost of Health Insurance Premium for the calendar year. The 20% is based on the plan they would be eligible for (single, couples or family plan). Motion made by Dan Daley, seconded by Christian Thompson, to approve the Health Insurance Buyout Policy for the Town of Lyndon. Motion carried 3-0.

8. Excess Weight Permit Applications:

Motion made by Dan Daley, seconded by Christian Thompson, to approve the three Fleet Excess Weight Permits with Justin Smith to sign on behalf of the Board. Motion carried 3 to 0. Permits are for

Gosselin Water Wells Inc., R.G. Gosselin, Inc., and Newport Sand & Gravel Co., Inc/Carroll Concrete Co., Inc.

9. Liquor Licenses:

Motion made by Dan Daley, seconded by Christian Thompson, to approve the First Class Hotel License to sell malt and vinous beverages for dor Associates, with standard conditions. Motion carried 3 to 0.

Motion made by Dan Daley, seconded by Christian Thompson, to approve the four (4) Second Class Licenses to sell malt and vinous beverages with standard conditions. Motion carried 3 to 0. Licenses are for ABFB Corp., Inc. dba White Market, ABFB Corp., Inc. dba The White Market Plaza Store, Lyndonville Redemption Center, Inc. and Bryant Gas Holding, LLC dba Nick's Gas N Go.

10. Planning Commission: Letter of Interest

Emily Irwin of Robert Hazen Drive in Sutton, has submitted a letter of interest to be on the Planning Commission. Annie McLean, Planning Director, explained that the Planning Commission has been short one member for over two years. The State requires that at least a majority of the members shall be residents of Lyndon. One non-resident member recently moved to Lyndon, leaving one non-resident member. The Board would like Ms. Irwin to come to the next scheduled meeting (February 4, 2019). Annie advised the Board that Lyndon needs to readopt the Town Plan. The law has changed to extend the re-adoption cycle from every five years to every eight years, with the exception that if your plan was adopted prior to July 1, 2015 you had to do one more five year cycle. Lyndon's current plan was adopted on February 9, 2015, therefore, have to do one more five year cycle. Annie will provide the Planning Commission's schedule for adopting the updated plan to the Board.

11. Flood Regulation Letter:

Joe Buzzi presented a letter to the Board, along with signatures of business and property owners located in the Town of Lyndon, to reconsider the recently revised flood regulations and to remove the "No Fill No Build" rule. (Letter and signatures included in the minutes on file in the Town Clerk's Office.) Mr. Buzzi feels the ordinance is so strict that you can't even move a spoonful of dirt and it is preventing him from developing his property at the North end of Main Street. It was further discussed and Annie McLean, Planning Director, invited anyone with questions to come see her. Keith Johnson recommended to the Board that if they were considering any changes, the Town should hire an independent engineer that is qualified in design & interpretation in flood way, flood plain and the river corridor. The Board suggested that Mr. Buzzi sit down with Annie to better understand the current flood regulations and how they apply to his project.

The Planning Commission would like to know from the Selectboard what specific concerns regarding the flood regulations would they like the Planning Commission to concentrate on and why they feel they need to be reviewed. Christian Thompson would like to see some sort of educational forum be held to hear the same information and get clarification on the flood regulations. This way all business owners in the business district, which is essentially the flood district, would hear the same information.

12. Cobleigh Public Library:

Cindy Karasinski, the Library Director, was unable to attend due to personal issues so David Martin, a Library Trustee, read a prepared statement regarding the level funding article in The Caledonian-Record. (Statement included in the minutes on file in the Town Clerk's Office.) The Selectboard felt the \$13,000 end of year surplus shown on the Library's financial statements would more than cover the \$6,000 increase asked for. Justin Smith explained that if the Library budget was a part of the Town General Fund budget, any surplus would be returned to the General Fund. Since the Town is funding approximately 77% of the Library's budget, should \$10,000 of the surplus be returned to the Taxpayers? David would ask Cindy to reach out to the Board regarding the financials.

13. 2019 Annual Town Meeting Warning:

Motion made by Dan Daley, seconded by Christian Thompson, to approve the 2019 Annual Town Meeting Warning and Annual Highway Meeting Warning. Motion carried 3-0.

14. Amend the General Fund Budget:

In reviewing the General Fund Budget a few errors were found, which lowered the total budget from \$2,366,891 to \$2,347,909. The changes were in the Lister, Zoning, Public Safety, Municipal Office Building and Police Department budgets. Motion made by Dan Daley, seconded by Christian Thompson, to approve the amended General Fund Budget of \$2,347,909. Motion carried 3-0.

15. Other:

- a. Letters from the Federal Energy Regulatory Commission (FERC), the Vermont Agency of Natural Resources and New England Waste Service were shared with the Board for informational purposes only. (Letters included in the minutes on file in the Town Clerk's Office)