

TOWN OF LYNDON
SELECTBOARD MEETING

February 9, 2015
5:41 PM

Selectboard

Kermit Fisher
Marty Feltus

Press

Jim Jardine

Public

Dawn Dwyer, Justin Smith, Bob Howland
Steve Gray, Kaela Gray, Sherb Lang, Dan Daley
Al Dilley, Andrea Day, Susan Mills, Chris Holden

1. Town Plan Public Hearing and Adoption:

Questions and comments were heard and answered.

Motion made by Kermit Fisher, seconded by Marty Feltus, to adopt the Town Plan as submitted. Motion carried 2 to 0.

Marty Feltus, Chair, thanked the Planning Commission for their time and hard work in preparing the Town Plan.

Selectboard Meeting

1. Approval of Minutes:

Motion made by Kermit Fisher, seconded by Marty Feltus, to approve the minutes of January 26, 2015 with noted changes. Motion carried 2 to 0.

2. Approval and signing of orders drawn on the Treasurer:

The Board approved and signed the orders drawn on the Treasurer for week # 6 & 7.

3. Highway Report:

At 12% through the year, payroll is 15% spent and the entire budget is 17% expended.

4. Zoning Violation:

Kaela Gray, Zoning Administrator, and Sherb Lang, member of the Development Review Board (DRB) returned to the Selectboard to discuss the zoning violation that continues for Alan Brink on White Pine Lane. Mr. Brink failed to file a proper zoning application and site plan for a swimming pool placed on his property. His application was denied because his application did not meet the proper setbacks.

Motion made by Kermit Fisher, seconded by Marty Feltus, to assess a \$10 per day fine, effective January 16, 2015, and continuing while the pool remains up, with removal of the pool no later than May 1, 2015, and the pool may not be used between now and removal. Motion carried 2-0.

5. Liquor Licenses:

Motion made by Kermit Fisher, seconded by Marty Feltus, to approve the First Class License for Club to Sell Malt and Vinous Beverages for American Legion Lyndon Post #30, Inc. with standard conditions. Motion carried 2 to 0.

Motion made by Kermit Fisher, seconded by Marty Feltus, to approve the three (3) Second Class Licenses for Club to Sell Malt and Vinous Beverages with standard conditions. Motion carried 2 to 0. Licenses were submitted for Circle K Vermont, Inc. #7401, M & M Beverage Centers, and Rite Aid #10337.

6. Annual Trefren Fund Reporting:

Motion made by Kermit Fisher, seconded by Marty Feltus, to accept the Annual Trefren Fund Reporting to Caledonia County Probate Court as prepared by Clerk & Treasurer, Dawn Dwyer. Motion carried 2 to 0, and was signed by Marty Feltus, Chair.

7. Overweight Permits:

Motion made by Kermit Fisher, seconded by Marty Feltus, to approve the three (3) Fleet Excess Weight Permits with approval for Justin Smith to sign on behalf of the Board. Motion carried 2-0. Permits are for Gosselin Water Wells, Inc., Newport Sand & Gravel Co., Inc./Carroll Concrete Co. Inc., and RG Gosselin, Inc.

8. NVDA Industrial Park Agreement:

The Board reviewed the second draft of the Second Amendment to the St. Johnsbury/Lyndon Industrial Park Agreement. Justin will advise Richard Lawrence, Lyndon's representative to the Board, that they approve the agreement. Dawn Dwyer will run an example using actual numbers to clarify how refunding any excess taxes would be refunded to each Town.

9. Kingdom Cup Challenge Route Approval:

The Kingdom Cup Challenge changed their original race route to avoid Route 5 and the I-91 Ramps. Chief Jack Harris has reviewed the route and does not have any concerns. Motion made by Kermit Fisher, seconded by Marty Feltus, to approve the race route, the use of the Municipal Office Building for registration and traffic control from our police department. Motion carried 2-0.

10. Other:

- a. The 2014 Town Report will be ready for pickup on February 18th.
- b. Justin Smith presented to the Board a Repayment Agreement from the State of Vermont for the Planning Advance for the ATAD & Upgrade Project. The actual loan was repaid on January 1, 2012. The agreement needed to be signed in order for the final closeout notice to be issued. The agreement was signed by Marty Feltus, Chair and Dawn Dwyer, Clerk.
- c. Kermit asked if the Town has received the final results from the Ambio representatives visit to the Wastewater Treatment Facility. Justin has not received the final report. He did report that the facility temperatures have been running lower. Currently they are running 61-62 degrees Celsius, down from 70 degrees Celsius. Since making the reactor changes, the operators are struggling to meet temperature requirements, due to having to empty the reactors to make the changes.
- d. Justin has extended our current contract with Casella through May 31, 2015. He is waiting to meet with Dan LeCour to do the same for the curbside recycling contract.
- e. There will be an informational meeting held prior to the regular Selectboard meeting on Monday, February 23, 2015 starting at 5:30 PM to discuss two of the items on the Australian Ballot as well as the changes coming due to Act 148, changes to solid waste collection. VIS board member(s) will be present to discuss their \$25,000 request on the Town Meeting Warning, Justin Smith will discuss the Waste Water Treatment Facility money needed for odor control and Marty Feltus will discuss Act 148 and how it will affect the Town of Lyndon.
- f. Steve Gray, one of Lyndon's representatives to the Northeast Kingdom Waste Management District gave some preliminary 2014 figures for Lyndon. 32 Tons of curbside recyclables were dropped off at the Center, commercial and residential rubbish collection was up slightly from 2013, from 33.57 tons to 34.49 tons and recycling was up over 2013 from 2017 tons to 2300 tons. Paul Tomasi, Executive Director, is still working on the final report.