



TOWN OF LYNDON
SELECTBOARD MEETING
March 18, 2019
5:30 PM

Selectboard

Dan Daley
Christian Thompson
Fred Gorham

Press

News 7 – NVU

Public

Dawn Dwyer, Justin Smith, Steve Gray, Mike Welch
Sarah Cousino, Bob Howland, Larry Willey
Evan Carlson (5:40 PM), Joe Buzzi (5:50 PM)

1. Adjustments to the Agenda:

*Town Meeting Budget Amendment *Remove Item 14-Access Permit Application

2. Re-organization of the Board:

Motion made by Christian Thompson, seconded by Fred Gorham, to elect Dan Daley as Chairperson of the Selectboard for the coming year. Motion carried 2-0-1 with Dan Daley abstaining.

Motion made by Christian Thompson, seconded by Fred Gorham, to name the Caledonian-Record as the local paper to publish notices, to set the meeting schedule to be alternating Monday evenings at 5:30 PM and official posting locations will be Cobleigh Public Library, Whites Market Plaza and the Town Clerk's Office. Motion carried 3-0.

3. Approval of minutes:

Motion made by Christian Thompson, seconded by Fred Gorham, to approve the March 4, 2019 minutes as amended. Motion carried 2-0-1 with Dan abstaining as he was not present at the meeting.

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

The Board approved and signed the orders drawn on the Treasurer for week's # 11-12.

5. Highway Report:

At 21% through the year, payroll is 32% spent and the entire budget is 21% expended. New highway truck has been ordered.

6. Planning Commission Interview:

Ken Mason presented a letter of interest to be considered for a vacancy on the Planning Commission. During his interview, Mr. Mason felt his experience and involvement with hydro's while General Manager at Lyndonville Electric Department (LED) be helpful with the flood plain issues. He has experience with State and Federal regulators and knows what is involved when trying to get permits. He's in hopes he can contribute his experience in making the local permit process easier and less confusing for incoming businesses. Mr. Mason is familiar with municipal government as well as the Planning Commission as he was on the board back in the 80's. He's retired and Lyndon has been good to him and his family and wants to give back to the Town. His career with LED may prove helpful in the energy section of the Town Plan. Motion made by Christian Thompson, seconded by Fred Gorham, to appoint Ken Mason to a three year term on the Planning Commission. Motion carried 3-0.

7. Lyndon Rescue, Inc. (LRI) Representative Interview:

Sarah Cousino provided the Board with her resume (included with minutes) and interest in becoming the Lyndon Representative to Lyndon Rescue Inc. Ms. Cousino started as a dispatcher for the State of Vermont in 1996 and worked her way up to an EMT and has worked with Morrystown Ambulance, NEMS out of Johnson and Lyndon Rescue. She obtained her teaching degree and still remains on LRI but is not actively responding to calls at this time due to family restrictions. The Board explained that

the position is as an advocate for the Town of Lyndon. The representative would attend LRI meetings, carrying the Town's position to LRI and reporting back to the Board, keeping the Board apprised of potential changes. The representative would also be involved in future discussions of a regionalized ambulance service. Motion made by Fred Gorham, seconded by Christian Thompson, to appoint Sarah Cousino as Lyndon's representative to Lyndon Rescue Inc. Motion carried 3-0.

8. Rural Business Development Grant (RBDG) Application Resolution:

Mike Welch & Evan Carlson addressed the Board regarding the status of the USDA RBDG that was awarded to the Town last year. This grant had three components: Small Business Development Grants (SBDG) to develop or improve websites in the downtown area, Downtown Wi-Fi System, which is currently in the works, and a fiber feasibility study, looking at expanding broad band services not only in Lyndonville but the surrounding areas as well. The project is on target to be completed on time and within budget. The grant is being offered again this year with the application deadline March 29th. The Downtown Development Committee met to decide what to do next. As for the fiber feasibility study, the Northeast Kingdom Collaborative, which is a regional group at NVDA, is working on expanding broadband for the Northeast Kingdom. They will look at financing that project. The group decided not to expand the Downtown Wi-Fi system until it was up and running and the committee was better aware of the time commitment needed. Perhaps they would expand the Wi-Fi area in future years. SBDG was a good program with a good response from the business community and that they should look at applying for that piece again. It was considered to ask for a match from the businesses, but based on conversations with the businesses, it would be difficult for the small businesses to match the grant. Therefore they will use the same direct grant approval, the same application process, the same approval process and require competitive proposals as last year. Last year focused on the Downtown (Depot Street) area, this year will expand to businesses throughout Lyndon. Evan helped develop the RFP for proposals. Only one outside vendor was from Burlington; all others were from the NE Kingdom. The application process requires the Selectboard to adopt and sign a Certified Resolution that authorizes Justin Smith, Municipal Administrator, to submit the application and sign all forms associated with the USDA RBDG program, to receive up to \$45,000 of USDA grant funding and to take other actions as needed to apply for and accept any such funding that is awarded. Motion made by Christian Thompson, seconded by Fred Gorham, to support the resolution for the next round of USDA Rural Business Development Grants in the amount of \$45,000. Motion carried 3-0.

9. Appointments: (See attached sheet)

Motion made by Christian Thompson, seconded by Fred Gorham, to approve the appointments as listed on the 2019 Selectboard Appointment list. Motion carried 3-0.

10. Rural Edge Warrant # 35:

Motion made by Christian Thompson, seconded by Fred Gorham, to approve and sign Warrant Report drawn on the Treasurer for Rural Edge Warrant #35 in the amount of \$20,127. Motion carried 3 to 0.

11. Excess Weight Permit Applications:

Motion made by Christian Thompson seconded by Fred Gorham to approve the Single Excess Weight Permit for Mike Lemieux Trucking, Inc., with approval for Justin Smith to sign on behalf of the Board. Motion carried 3 to 0.

Motion made by Christian Thompson, seconded by Fred Gorham to approve the thirteen (13) Fleet Excess Weight Permit(s) with approval for Justin Smith to sign on behalf of the Board. Motion carried 3 to 0. Permits are for Agri-Mark, Inc., DBA Cabot Creamery, Beacon Sales Acquisition, Calkins Sand & Gravel Inc./Calkins Rock Products Inc., Demag Riggers & Crane Service Inc., Ditech Transportation, Gilman L. & Sylvia LaCourse dba Gil's Construction, Jason Caruso dba J C Rendering Inc., John Bogie dba JFB Trucking, Limlaw Chipping & Land Clearing, Inc., New England Quality Service Inc. dba Earth Waste & Metal, Structures RBR Inc., United Natural Foods and Winterset Inc.

12. Liquor Licenses:

Motion made by Christian Thompson, seconded by Fred Gorham, 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 3 to 0.

Motion made by Christian Thompson, seconded by Fred Gorham, to approve the three First Class Restaurant License to sell malt and vinous beverages standard conditions. Motion carried 3 to 0. Licenses are for Customer 1st LLC dba Customer 1st LLC, Kingdom Creek LLC dba The Hub Brew Counter and Robarts, Delise dba Sweet Basil Catering.

Motion made by Christian Thompson, seconded by Fred Gorham, to approve the Second Class License to sell malt and vinous beverages for Lyndonville Store, LLC dba Towns Corner Store, with standard conditions. Motion carried 3 to 0.

Motion made by Christian Thompson, seconded by Fred Gorham, to approve the three (3) Outside Consumption permits. Motion carried 3- 0. Permits are for American Legion Post #30, Inc., Customer 1st LLC dba Customer 1st LLC and Kingdom Creek LLC dba The Hub Brew Counter.

13. Sewer Camera Request:

Joe Dauphin, Public Works Supervisor, is requesting to purchase a used sewer line camera for \$4,700. This camera is on wheels and would be able to go through grit located in the line better than the current camera which is on tracks. This camera will also access a line up to 18” whereas the current camera can only access up to 12” lines. The current camera will need a new electric motor at an estimated cost of \$6,400. The Board requested more information regarding who the camera is being purchased from, what condition is it in – will it require any maintenance, what is the plan for the current camera - will it be a backup or can we sell it.

14. Access Permit Application:

Postponed until Road Foreman Rob Nutting has inspected the property.

15. Northeast Kingdom Waste Management District (NEKWMD) Discussion:

Paul Tomasi, Director of the NEKWMD, is looking for a response from the Board in regards to the property tax bill they received in 2018. The District feels that they provide Lyndon with services other district towns do not receive, therefore a tax payment from them is not warranted. The services they feel Lyndon solely benefits from is one attendant on Wednesdays and two on Saturdays, regular household hazardous waste disposal, convenient access to recycling for scrap metal, tires, electronics, leaf & yard waste, Freon-containing appliances, and composting, more access to the facility (39Hours), hosted the Green-up activities in 2018, and avoid costs to service a facility in another town. Larry Willey, Lister, clarified to the Board that the NEKWMD charter states they can negotiate a Host Town Agreement. The Board asked Larry for a list of all towns that host a Waste District and their arrangements. No decision was made.

16. Sikillian Property:

Claire Sikillian passed away and left a 1.7 acre parcel of land located on Valley Lane (aka Lot 36 Speedwell Development) in her Will to the Town of Lyndon. Sara Davies Coe, of Coe & Davies, working on behalf of the Town, is in need of the original Will in order to legally transfer the property in Vermont. In the heirs’ mind, the Town owns the property, therefore, has not paid the taxes for five years or provided the original Will. Tax Collector, Dawn Dwyer, would like to put the property up for tax sale. Motion made by Christian Thompson, seconded by Fred Gorham, to proceed with the tax sale on Lot 36 in the Speedwell Development (parcel # 30-0841) known as the Sikillian lot. Motion carried 3-0.

17. Conant Property:

Minty Conant would like to deed a .89 acre parcel of land, located near the School House Bridge in Lyndon Corner, to the Town of Lyndon. Chad Hickey, attorney for Ms. Conant, has agreed to include verbiage in the sale of the other two lots that would allow a Right-of-way to the Town for pedestrian foot traffic only. Should the Town not be interested in the land, Ms. Conant will deed it to another non-profit, such as Passumpsic Valley Land Trust (PVLТ). PVLТ has the expertise to handle such property. The Board decided unanimously not to accept the .89 acre parcel of land from Ms. Conant. The Board asked Justin Smith to send a note of thanks to Ms. Conant.

18. Shores Furnace:

The furnace at the Shores Museum went out a week ago. Jeff Simpson of Simpson's Heating & Plumbing was able to get it running again but agreed it is in pretty rough shape. The cost estimate to replace it was \$4,000. The Historical Society has also requested to have the bathroom repaired and made useable again. The Board would like more information regarding the Historical Society's usage. At this time they are not interested in returning water to the bathroom until a more secure heating source is secured.

19. Other:

- a. Town Meeting General Fund Amendment: Motion made by Christian Thompson, seconded by Fred Gorham, to direct the amended \$3,000 to Lyndon Youth Baseball/Softball. Motion carried 3-0.
- b. The Board will need to address their Special Appropriation Policy for 2020. Justin & Dawn wanted more time to research how voting Special Appropriation by Australian ballot will affect the current policy.
- c. Steve Gray updated the Board on the last Waste District Meeting. Their minutes can be found on the NEKWMD website.