

# LYNDON SELECTBOARD MEETING

July 2, 2012  
5:30 PM

Selectboard  
Kermit Fisher  
Martha Feltus  
David Dill

Press  
Amy Nixon

Public  
Dan Hill  
Dawn Dwyer  
Edith Murray  
Carrol Mitchell Sr.

## 1. Approval of Minutes

Marty moved to approve the minutes of June 18, 2012. Kermit 2nded. Approved 2-0, David abstaining as he was absent at that meeting.

## 2. Approval and Signing of Orders

The Board approved and signed orders for weeks 24-25.

## 3. Highway Report

Dan advised the Board that the budget looks good and there is not much overtime.

## 4. LASA Line of Credit Signing

Dan expressed his concern over how the Line of Credit was written, but upon reading the entire document it clearly states that LASA is responsible for repayment. As it was previously approved at the June 18, 2012 meeting, the board signed the Line of Credit on behalf of LASA.

## 5. Resolution for Designated Village Center

David Dill moved to approve signing the Application for Designated Village Center. Kermit 2nded. Approved 3-0 and was signed.

## 6. Bulky Week Results

Dan provided an analysis of Bulky Weeks from 2004 through 2012, broken down between the week in May and the week in October. He advised the Board that Bulky Week came a little over budget for 2012. The next Bulky Week will be held in October.

## 7. Jane Kitchel Letter

The Board reviewed a letter from Senator Jane Kitchel summarizing the activities of the Legislature as they related to transportation. Marty brought up the 2012 Vermont Transportation Enhancements Program in regards to funding sidewalks, bike paths, historic preservation and Environmental mitigation. In regards to sidewalks, two projects were mentioned: 1) Hill Street to the ballpark and Path Around Lyndon on Little Stevens. Both projects have been preliminarily designed. Dan will write a letter of intent, which will give ample time to get the cost of the projects together.

## 8. Sheldon Brook Bridge Update

Daryl Mathews is ready to begin the project on July 9<sup>th</sup>. The bridge will be closed the entire week (July 9-13). There will be work done after but the bridge will be open after one week.

## 9. Other Business

Overweight Permit: Kermit moved to approve an overweight permit for Lisle Houghton & Sons Grading Service. Marty seconded. Approved 3-0.

Dog Census: Dan informed the Board that at this time the same numbers of dogs were licensed compared to 2011. Linda Lee has sent letters to all owners of dogs as of 2011 that had not registered them in 2012 asking them to either license their dog(s) or notify us they no longer have the dog(s). At this time she has a stack that she has heard nothing from. Dan proposed a census. David asked if there were any organizations out there that would be willing to do the census as a fundraiser. The Town has \$500 in the budget for a census. Dan will look for someone to do it.

Easement for Willey Property: The easement is the last piece needed to close on the Willey Property. Attorney Sara Davies Cote on behalf of the Town approved the deed. The only issue is that the Passumpsic Valley Land Trust doesn't want to pay for the easement until the house is gone. Dan will check with Morgan Construction to see if they are willing to wait to be paid. The proposed easement is from the Town to the Land Trust for development rights. The Intent is to never put a building on the land. It will be torn down to ground level and become a natural area. The board wondered the timeline of the Willey Property and Dan advised it was about a month behind his goal, but it's not an issue. The Board will read the easement and notify Dan via email if they have any issues and they will be addressed at a future meeting. If no issues, Dan will proceed.

Salvage Yards: David asked if there were any conditions from the town on previous issued permits. Dan advised that there is nothing beyond the State conditions. Dave also asked about fencing conditions. Dan advised that this could be a condition of the permit. It was also asked if the Town has received any complaints on the two salvage yards in Lyndon. Dan reported that he hadn't heard of any.

Kermit received an email from LASA inquiring about the lawn at the Ice Arena and whose responsibility was it to take care of it. Kermit reported that when he worked there the cemetery crew weed whacked it twice a year. Dan will have the cemetery crew weed whack it.

Kermit also informed the board that LASA has held their interviews for the manager position. They've narrowed it down to two candidates and have made an offer to one of them.

David reported that VIS is making progress as well. Marty stopped into the park on a Thursday Night Pool party and thought it was well attended.

Dan attended an open house in Marshfield to inspect their wood chip boiler. He said it would fit into the Municipal Office Building, as Marshfield's office is smaller than Lyndon's. It was suggested that if there was concern about back-up heat you could install a second boiler. This is something to be revisited during the budget process.

Dan asked if a second constable was appointed. He mentioned that Officer Brandon Thrailkill could fill the position as he has law enforcement training and lived in town. He would look into whether someone was actually appointed at Town Meeting.

6:03 PM - Regular meeting recessed in order to enter into a Public Hearing in regards to Salvage Yard Permits.

There were no public members in attendance to discuss the issue other than the owners, Edith Murray and Carrol Mitchell Sr. The permit holders informed the Board that they have had no complaints about their salvage yards. Mr. Mitchell spoke to the fact that the town has been cleaned up of old junk cars.

It was mentioned that nowhere on the application does it specify a time period for the permit. The Board agreed that if they were approved it would be for a five year period. Mr. Mitchell felt they would be back before the Board before that time with the new State regulations. Both applicants are still requesting a five-year permit from the Town. Mrs. Murray stated that the price of the application has increased from \$100 to \$1,250. Marty informed the board they the salvage yards were permitted under the Town's zoning regulations.

Public Hearing closed and general meeting resumed.

Marty moved to approve the Certificate of Approved Location For A Salvage Yard for C & M Used Auto Parts, LLC with no additional conditions other that those addressed by the State of Vermont for a period of five years. David seconded. Approved 3-0.

Marty moved to approve the Certificate of Approved Location For A Salvage Yard for Charles Murray & Son with no additional conditions other that those addressed by the State of Vermont for a period of five years. David seconded. Approved 3-0.

6:15 PM Executive Session for Tax Stabilization Discussion

Marty moved to go into executive session to discuss Tax Stabilization Discussion. Amy Nixon questioned the Board about the legality of going into executive session for this matter. She was advised that it was due to the discussion of a contract as well as discussing a company's financial situation. David seconded the motion. Approved 3-0.

6:22 Out of executive session.

David explained that the request for tax stabilization didn't meet the requirements of the policy. The level of spending is for machinery and other non-property tax items. The Board does fully support the expansion and growth of the company but cannot offer stabilization at this time.

6:28 PM Adjourned