

TOWN OF LYNDON  
SELECTBOARD MEETING  
September 19, 2016  
5:30 PM

Selectboard

Dan Daley, Chair  
Martha "Marty" Feltus

Press

Amy Nixon  
News 7

Public

Justin Smith, Steve Gray,

1. Approval of minutes:

Motion made by Marty Feltus, seconded by Dan Daley, to approve the September 6<sup>th</sup>, 2016 minutes with one change #11 item "D", "roll" should be spelled "role". Motion carried 2 to 0.

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

The Board approved and signed the orders drawn on the Treasurer for the weeks #37 & 38.

3. Highway Report:

At 71% through the year, payroll is 67% spent and the entire budget is 49% expended. Elliott Road project will begin on September 26<sup>th</sup>.

4. Red Cross Request:

The Board agreed that a letter should be sent to the Red Cross Organization outlining the procedure for making a Special Appropriations' request at Town Meeting. Justin Smith said he would work with the Town Clerk to get the letter and appropriate information to the Red Cross.

5. Wastewater Connection Application:

Brendan Mold made a request for a Wastewater Application to be approved for his wife and him to operate a family catering operation. He had requested that the Selectboard look into the cost of the application given the relatively small use and the fact that the catering business didn't really fit the criteria of any of the restaurant business uses. Mr. Mold provided a table of water usages from the State of Vermont indicating the usage would be about 100 GPD. Marty Feltus reviewed the schedule of fees and made the motion to approve a permit fee of \$1,000.00, which is one half of the restaurant fee for a restaurant which is opened less than 12 hours a day and seats less than 25. Dan Daley seconded, and the motion carried 2-0.

6. Ice Arena Update:

Dan Daley provided updates on a couple of concerns he had heard from long time users of the ice arena. He said that a few users had expressed a concern over their time slots being altered. Mr. Daley mentioned that the St. Johnsbury Academy and Lyndon Area Youth Hockey Association were both concerned over changes to their scheduled ice time from the previous year. Mr. Daley said there were also concerns about ice time contracts not yet having been handed out. Mr. Smith mentioned that he had specifically heard from St. Johnsbury Academy's Men's Ice Hockey coach with regard to changes in the schedule after the 1<sup>st</sup> of the year. Mr. Smith felt that it was likely that perhaps the scheduler who was hired was not privy to the points that were brought up during the negotiations for this agreement. The Board recommended that Mr. Smith reach out to Lyndon Institute and make sure that long term users were still being granted their time slots. On the surface it appears that in January 2017 some users have been pushed back to make room for the North Country/Lyndon Institute girl's ice hockey team. Mr. Smith stated he would reach out to Lyndon Institute for some answers.

The second issue Dan Daley brought up was LI's expanded use of the ice arena parking lot for daily student parking. In the mornings it appears that far more students are choosing to use the arena parking lot than the main building parking lot or other areas owned by Lyndon Institute. The Selectboard agreed that they did not wish to be bad neighbors, but wanted LI to only use the Ice Arena lot as an overflow lot, and not as a primary parking location for students. The Board was concerned about whether or not there was supervision of the parking lot and also liability concerns. If the school needs to use the ice arena lot on a daily basis for student parking, the Selectboard wants to have an agreement. Specifically, an agreement would need to outline who will be supervising the parking lot, and a detailed parking plan would be necessary showing an organized layout for how students will park at the ice arena property. As the winter season moves forward, the Town will need to plow the parking lot as part of their requirement in the management agreement, and as afternoon users begin to frequent the facility it will be important to ensure that the LI students have not consumed large amounts of the customer parking for the arena. Mr. Smith said he would reach out to the representatives at LI and get some answers.

7. Other:

- a. Justin Smith mentioned that he had received information about a Statewide Tax Map Parcel Program meeting which will be held at NVDA's office September 29<sup>th</sup>, 2016. The Selectboard felt someone from the Listers' office should attend.
- b. Steve Gray gave the Board an update on the potential changes to the Northeast Kingdom Waste Management District's charter. He stated that the Town should be receiving the proposed charter in the mail along with the notice of an upcoming hearing date.

8. Executive Session: Contract Wastewater

Motion made by Marty Feltus, seconded by Dan Daley, to enter executive session at 6:07 PM to discuss the wastewater contract will clearly place the town of Lyndon at a substantial disadvantage by disclosing its negotiation strategy. Motion carried 2-0.

Motion made by Marty Feltus, seconded by Dan Daley, to enter into executive session at 6:08 PM, to discuss the wastewater contract pursuant to Title 1 VSA 313 (a)(1), of the Vermont Statutes. Motion carried 2-0.

Upon coming out of executive session at 6:25 PM, no action was taken.

Motion made by Marty Feltus, seconded by Dan Daley, to enter executive session at 6:26 PM to discuss a real estate issue under the provisions of Title 1, section 313 (a) (2) of the Vermont Statutes. Motion carried 2-0.

Upon coming out of executive session at 6:42 PM, no action was taken.

Marty Feltus made a motion to adjourn at 6:44PM. Dan Daley seconded, and the motion carried 2-0.