

TOWN OF LYNDON
SELECTBOARD MEETING

November 3, 2014
5:30 PM

Selectboard

David Dill
Martha Feltus
Kermit Fisher

Press

Holly Cannon
Victoria Nicoletta

Public

Dawn Dwyer, Town Clerk
Justin Smith, Municipal Admin.
Steve Gray

1. Approval of Minutes:

Motion made by David Dill, seconded by Kermit Fisher, to approve the October 20, 2014 meeting minutes. Motion carried 3 to 0.

Justin Smith updated the Board on the Sikilian Estate property off of Valley Lane. Sara Davies explained that an Heirs Deed is a Quit Claim Deed, which allows 15 years for unknown heirs to come forward and lay claim to the property. The Board would like Justin Smith to approach the known heirs regarding going through Probate Court, with the Town of Lyndon to pay the fee, up to \$1,000, to obtain full rights to the property.

David Dill also asked about extending the sanitation contract with Casella. Justin will contact them regarding a cost for a three (3) month contract starting in January 2015, with a month by month after that until June 2015.

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

The Board approved and signed the orders drawn on the Treasurer for week # 44-45.

3. Highway Report:

At 85% through the year, payroll is 81% spent and the entire budget is 70% expended.

David Dill noted the Bean Pond Paving in the amount of \$ 85,765 which was not done in 2014 will be carried forward to the 2015 budget.

4. Lyndon Outing Club Presentation:

Sue Teske came to update the Board regarding their financial position. Their revenues are down due to parties renting the Outing Club (LOC) having to obtain a \$1,000,000 liability policy. In 2011 they had fourteen (14) rentals, 2012 & 2013 twelve (12) rentals and only four (4) in 2014. In 2014 there were twelve (12) inquiries and eight (8) declined because of the insurance requirement.

The Boys & Girls Club (B&GC) has not come in yet. LOC and B&GC are working on some issues to meet regulations.

Other contributing factors that are effecting their financial position are fuel costs, an issue with the heating system which has now been fixed, fixing the drainage issue, the bow wheel gasket needs to be replaced, and the lease fee for the piece of land the bow wheel sits on has increased twice in as many years.

They have been doing some timber removal for a new trail and have received some income from the logs. They have fundraisers planned for November, January and February that should help. Their Town of Lyndon appropriation will be available by November 20th. Lyndon State College has been using LOC for a classroom twice a week for their Outdoor Emergency Care class. In return, LOC has been getting volunteer help.

The Board thought the additional insurance requirement was for only when alcohol was being consumed. Sue will double check the Management Agreement.

5. Access Permit Application:
Motion made by David Dill, seconded by Kermit Fisher, to approve the access permit for Samuel Morgan to access off of the Burrington Bridge Road, with standard conditions. There was no need for a culvert and Rob Nutting, Road Foreman, had no other conditions. Motion carried 3-0.
6. Green-Up Vermont Request:
Motion made by David Dill, seconded by Kermit Fisher, to deny the request from Green-Up Vermont for \$300. Motion carried 3-0. Justin Smith will inform them of our special appropriation policy.
7. Zoning Violation:
The Development Review Board (DRB) is requesting that a fine be set for Alan Brink Jr.'s continued failure to get a zoning permit for his above ground swimming pool. He has been sent a zoning violation, appealed it to the DRB which was denied. He has not appealed the DRB decision to the Environmental Court.
Motion made by Marty Feltus, seconded by David Dill, to set a fine of \$50/day, starting on November 10, 2014 and going until the violation has been resolved by either removal of the pool or applying for a permit. Motion carried 3-0.
8. Excess Weight Permit:
Motion made by Kermit Fisher, seconded by David Dill, to approve the Excess Weight Permit for Martin Larabee with Justin Smith, Municipal Administrator, to sign. Motion carried 3-0.
9. Lyndon SnoCrusiers/VAST Trail Request:
The Lyndon SnoCrusier snowmobile club is requesting permission to travel along a portion (approximately 528 feet) of Cotton Road with their groomer. This will allow them to groom an access trail from VAST Trail 522 to Lyndon State College.
Motion made by David Dill, seconded by Kermit Fisher, to table the request until the club speaks to the landowners, Stephen Ferber & Elaine Fournier, about the possibility of crossing their property which would allow the trail to directly cross Cotton Road. Motion carried 3-0.
10. Storm Drain Engineering Plans for Main Street:
Justin shared with the Board Aldrich & Elliott's (A&E) suggestion to fix the Main and Center Street storm drainage issue, but did not submit a cost. A&E felt it would be an easier fix than anticipated. David Dill asked if there was any drainage work that needed to be done on Depot Street. Justin reported that it has been videoed and there were no problems reported. The problem on Main and Center Street was confirmed when the camera wouldn't go further than 66' to the south. Justin will provide the Board with the cost estimate.
11. Other:
 - a. Justin and Dawn have started working on the 2015 Budgets. They will present the first draft as soon as they are complete.
 - b. David Dill asked if the damage to the stones in the Cemetery that occurred on October 31st had been assessed. Justin said not at this time. Chief Jack Harris has been brought in. It has been determined that it was likely a duel wheeled vehicle. Brian Coderre, Cemetery Sexton, has obtained fence and gate quotes and they are quite pricey. They still have one section of waterline to replace next year, and are in hopes to do the fence and gates in 2016.
 - c. Dawn and Justin met with Cindy Karasinski in regards to the Children's Room repairs. Cleanway Services is scheduled to start the mold remediation around November 15th and be

completed by December 15th. The floor will be sealed, carpet replaced and Crother's will do another air quality test before the room will be re-opened. Cindy is in hopes to be open for the Holidays.

- d. Marty spoke to the Board about the Red Village intersection, which is a part of the big Broad Street Project slated for 2020. The Board could move the traffic light out of the main project to get it done sooner. There will be a meeting either December or January and the request would need to come from the Selectboard. Justin has a copy of the proposed project and will send copies to the Board members.
- e. Joe Dauphin, Village Public Works Director, is requesting a change to the Wastewater Application and Ordinance to require SDR35 gasketed line for sewer line. It is important not to have groundwater leaking into the sewer line which leads to unnecessary treatment. We also do not want sewage leaking out of the pipe into the ground/groundwater. It had been required by the previous Public Work Directors, but it is not in the ordinance or on the application. The Board asked Justin to get more information on cost, longevity and what makes it so special.
- f. Kermit informed the Board that the Public Safety Building sprinkler system continues to spring leaks. It was patched last week and on Monday, November 3rd the compressor was running constantly indicating another leak(s). The Board would like to know an estimate to replace the entire system and if it has to be replaced by a sprinkler certified company or can any heating and plumbing company do it.
Also, the alarm system when installed was supposed to be installed with a single run of wire, but instead was spliced in many places. It has been going off randomly and is now not working at all as they are constantly chasing wires trying to find the problem. Fire Chief Greg Hopkins is getting bids to fix.
- g. Justin will be on vacation next week. Any items that need to be on the agenda for the November 17th meeting should be sent to Dawn Dwyer.
- h. Justin asked the Board if they would prefer to have their agenda material emailed rather than sent through the Post Office. It was decided that it would be helpful to have the agenda and background information emailed and the rest of the information mailed.
- i. Justin calculated the Flexible Tubing Building split between the Town & Village using the need requests from Rob Nutting and Joe Dauphin. It came out 56% Town, 40% Village and 4% unused. Dave Dill suggested a 60/40 split with the understanding that in the event that the 4% is leased out, the revenue would come to the Town. Dawn will present this suggestion to the Village Trustees on Monday, November 10th.
- j. Kermit Fisher suggested looking at the cost of fuel for the Flexible Tubing Building compared to the bid price received from the winning bidder, CN Brown. We can ask if CN Brown would be willing to extend the price to this building as we are responsible for the fuel costs. Kermit also questioned if LOC was included on our contract with CN Brown. They are not, and we will also inquire about adding LOC to our CN Brown contract.

Meeting adjourned at 6:40 PM

Minutes taken by Dawn Dwyer

Approved by the Selectboard: November 17, 2014