

VILLAGE OF LYNDONVILLE
TRUSTEES MEETING

July 5, 2016
6:00 PM

Trustees

Ray Durocher, Chair
Chris Hunter
Ron Aiken
Heather Bollman

Press

Amy Nixon

Public

Justin Smith
Joe Dauphin
Steve Gray
Stacey Berry
Ken Mason

1. Ray Durocher called the meeting to order at 6:00 PM.
2. Sidewalk Project-Workman's Compensation Discussion:
Justin Smith explained that the Village had identified the section of sidewalk most in need of repair. It was the Section of Depot Street on the east side of the railroad tracks on the south side of Depot Street. Joe Dauphin stated he had received three different bids Ryebrook Construction had a bid of 35-36K. They are a larger company with workman's comp coverage. C & C Bunnell also bid on the project. They carry workman's comp insurance as well, and their bid was less than Ryebrook's. Mike Bickford Construction prices were hourly and significantly less than both companies, however he and his sub-contracted help do not carry workman's compensation insurance. Starting on June 1, 2016 municipalities need to pay a penalty to cover the cost of workman's compensation insurance for companies they hire that do not carry it. In addition, to covering the costs of the penalty, the Municipality is opening itself up to the risk of having a claim filed and watching their own insurance costs go up. Ray Durocher made a motion requiring all contractors and sub-contractors to carry workman's compensation insurance for any work performed for the Village of Lyndonville. Chris Hunter seconded, and the motion carried 4-0. With this issue decided, Joe Dauphin stated he would have to re-evaluate if the Village can afford to do the sidewalk project.
3. Minutes:
Ray Durocher made a motion to approve the June 7, 2016 minutes with one correction, which was to add Amy Nixon to the attendance section. Chris Hunter seconded, and the motion carried 4-0.
4. Approval and signing of orders:
The board approved and signed the Accounts Payable orders drawn on the Treasurer for weeks 24-27.
5. Salt Contract: Ray Durocher made a motion for Justin Smith to approve the salt bid from Cargill at \$80.56/ per ton. The price is the same price as last year. Heather Bollman seconded, and the motion carried 4-0.
6. Ordinance Change Church Street Parking: Chris Hunter made a motion to adopt the following change to **Chapter 2 Section 14.**

L. *"No person shall operate a motor vehicle so as to park or leave it standing on the west side of Church Street between Grove Street and the north side of Middle Street. This shall include the green*

space between the street and sidewalk. Any person violating this section shall be fined \$25.00 or towed at the owner's expense."

Ray Durocher seconded, and the motion carried 4-0.

7. Ordinance Change Coasting & Longboards:

Chris Hunter made a motion to adopt the following changes to the Village Ordinance **Chapter 4 Section 8 and to Chapter 7.**

Chapter 4 Sec. 8. Coasting. No person shall coast or slide in the streets or upon the sidewalks within the corporate limits of the Village of Lyndonville except upon such streets as may be set apart for coasting and so designated by the Village Trustees. A person who violates this ordinance shall be fined not more than ***one hundred dollars (\$100.00) (Waiver fine \$25).***

CHAPTER 7

RULES FOR BICYCLES, SKATEBOARDS, **LONGBOARDS**, SCOOTERS, ROLLER SKATES, AND ROLLER BLADES

Sec. 1. Following are restrictions on the use of bicycles, skateboards, **longboards**, scooters, roller skates and roller blades within the corporate limits of the Village of Lyndonville:

A. It shall be unlawful for any person to operate a bicycle on any way within the Village during the period from one-half hour after sunset to one-half hour before sunrise, unless said bicycle shall be equipped with a lamp or light on the front exhibiting a white light visible from a distance of at least 500 feet and with a red reflector on the rear of the bicycle.

B. (adopted Sept 13, 2004; affective Nov. 10, 2004)

The use of skateboards, **longboards**, roller skates or roller blades on the sidewalks or roadways within the Village of Lyndonville, is prohibited ***with the exception that all may be used within any designated bike lane within the Village Limits from one-half hour before sunrise to one-half hour after sunset.*** The use of scooters within the Village of Lyndonville shall be on the roadway and only in accordance with the State Laws of Vermont. The use of bicycles on the sidewalks of Depot Street and the west side of Broad Street from Depot Street to Center Street is prohibited. The use of bicycles on any other sidewalk within the Village of Lyndonville shall be done in a safe manner. Upon meeting pedestrians, the rider shall stop, dismount or turn off the walk. The entering of roadways from a sidewalk shall be made in a safe manner in accordance with the laws of the State of Vermont. Operation of bicycles on the streets of the Village of Lyndonville shall be in accordance with the laws of the State of Vermont.

C. It shall be unlawful for more than one person to ride on a bicycle unless it is a tandem equipped with two sets of handlebars and two seats.

D. Attaching a bicycle, skateboard, **longboard**, scooter, roller skates, roller blades, or any other manual ridden, wheeled object (this is not to include proper trailers) while being operated in any manner, to any vehicle upon the highway is prohibited.

E. Persons riding bicycles are prohibited from riding abreast on any Village street.

Sec. 2. Any person violating any provision of this ordinance shall be fined not more than ***One hundred dollars (\$100.00) (waiver fine \$25.00)*** for each offense.

Note: all requirements for registering and/or licensing bicycles have been deleted, effective April 1, 1995.

Ray Durocher seconded, and the motion carried 4-0.

8. Water Ordinance Changes: Chris Hunter made a motion to remove Chapter 8 from the Village Ordinances and combine the information from Chapter 8 into the existing water ordinance. The following was added to the Water Ordinance

Article 1 General Provisions:

All services connected to the Village's water system shall have a ball valve, back flow prevention device, and a pressure reducer installed before the water meter; and an additional ball valve shall be installed after the meter.

Article 5 Section 5.14

Fees are set by the BOARD and have to be paid in full to the VILLAGE prior to granting Water Connection Permit approval and therefore, prior to commencing construction. **A fee shall be paid for a residential permit and standard ¾" meter, with the fee being payable upon submission of the application. The fee for commercial uses will be established by the Village Trustees upon receipt of an application for a commercial use, and the fee will be based on the cost of the meter required to monitor water use through the requested size (diameter) service line. Commercial fees must be paid before the service line is tapped into the main line.**

Article 6 Section 6.09- REQUIREMENTS FOR CONNECTION/RE-CONNECTION

No new water service shall be turned on for service in a premises in which the plumbing does not comply with the ordinances of the Village and applicable State plumbing codes; provided that water may be turned on for construction work in unfinished buildings, subject to the provisions in this chapter. The Village Public Works Supervisor or another employee of the Village of Lyndonville authorized by the Public Works Supervisor or Trustees is authorized to inspect plumbing and determine compliance with this provision prior to initiating water service.

All water service connections, both existing and new shall be constructed and maintained in accordance with the VILLAGE of Lyndonville "Water System Backflow Prevention Policy" and the Backflow policy of the State of Vermont Water rule Chapter 21.

1. The Village of Lyndonville shall be responsible for the protection of the public potable water distribution system from the contamination or pollution due to the backflow of contaminants or pollutants through the water service connection. **For all new water service connections; the backflow assembly shall be installed by a plumber licensed by the State of Vermont prior to the water service being turned on for service. If, in the judgment of the Village an approved backflow prevention assembly is required** at a consumer's private water system for the safety of the water system, the Village or its designated agent shall give notice in writing to said consumer to install such an approved backflow prevention assembly(s) at a specific location(s) on his premises. The consumer shall **have installed by a plumber licensed by the State of Vermont** such an approved backflow prevention assembly(s) at the consumer's own expense within the time schedule required by the notice; and, failure, refusal or inability on the consumer to install, have tested and maintained said assembly(s) shall constitute grounds for discontinuing water service to the premises until such requirements have been satisfactorily met.
2. **Existing properties shall be required to have installed by a plumber licensed by the State of Vermont, a backflow prevention assembly(s) prior to re-connection** if the water is shut off to perform rehabilitation/modification on their existing water line on their property. This also applies to vacant residences that have had their service disconnected.
3. **Consumers who have had service discontinued for nonpayment of water bills or seasonal shut offs shall be given 30 days notice in writing by the Village or its designated agent to install such an**

approved backflow prevention assembly(s) at a specific location(s) on his premises. The consumer shall have installed by a plumber licensed by the State of Vermont such an approved backflow prevention assembly(s) at the consumer's own expense within the time schedule required by the notice; and, failure, refusal or inability on the consumer to install, have tested and maintained said assembly(s) shall constitute grounds for discontinuing water service to the premises until such requirements have been satisfactorily met.

Article 8 Section 8.05- Customer Requested Service Calls.

Any customer request to turn a water service connection on or off shall be charged based on a fee established by the Village Trustees.

Article 9 Section 9.06-RESTORATION OF WATER SERVICE

If water service has been disconnected for delinquency of payment of a valid bill or other charge, the VILLAGE shall, within twenty-four (24) hours, restore service upon the Customer's request when the cause for disconnection has been removed, or when an agreement has been reached between the Customer and the BOARD regarding the dispute which led to the disconnection.

Restoration of service, to the extent feasible, shall be done so as to avoid charging a Customer overtime wages and other abnormal expenses.

Prior to reconnection the Village shall require the presence of the customer or their representative to allow for an inspection of the plumbing inside the house to insure the required ball valves, pressure reducer and back flow prevention device are present and properly functioning. Furthermore, it will serve as a precautionary measure to ensure that there was nothing that was left on after the disconnection occurred which could lead to unintended water usage or water damage to the property.

In cases where disconnection or interruption of service is made for reasons of health or safety of the Customer or of the general public, no collection or reconnection fees shall be charged.

Article 12 Section 12.01 Prohibitions

F. No person shall take, use, **or re-sell** water from the VILLAGE's water system at any location or in any manner that is not authorized by the BOARD. No person may make, and no customer shall suffer or permit any person to make, any connection to that system, unless such connection is authorized by the BOARD.

Ray Durocher seconded, and the motion carried 4-0.

9. All Hazards Mitigation Plan: Ray Durocher made a motion to adopt the All Hazards Mitigation Plan prepared by the Planning Commission, NVDA, and consultant Jamie Caplan. Chris Hunter seconded, and the motion carried 4-0.

10. Pool Fence at Powers Park: Joe Dauphin presented the Trustees with a parts list in order to secure the pool fence at Powers Park. The parts will run about \$800.00 and two employees will likely spend a day securing the fence. Ray Durocher made a motion to approve the request. Chris Hunter seconded, and the motion carried 4-0.

11. Pool Filter at Powers Park: VIS made a request for help in fix the sand filter at Powers Park so that the filter can be backwashed. Emptying the sand from the filter to look for parts would be very time consuming

for the Village Crew. Heather Bollman made a motion to follow the management agreement and require the work on the equipment to be done by VIS. Ray Durocher seconded, and the motion carried 4-0.

12. Other: Justin Smith gave the Board some Act 248 filings regarding the solar project on the Lynburke Road near NEKCA. Mr. Smith also gave the Board some information regarding Efficiency Vermont's Streetlight program. It was determined that most of the Village's lights had been changed out and perhaps the Town of Lyndon would want to look into it.

The meeting was turned over to LED at 6:30 PM.

Approved by the Village Trustees: August 15, 2016