

SELECTBOARD MEETING
April 15, 2013
DRAFT MINUTES

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Attending the meeting; Jon Trefry, Phil Pouech, Mike Bissonette, Andrea Morgante, Tom Ayer, Joe Colangelo and attached list.

Meeting called to order at 7:00 p.m.

Jon noted to those attending that at the Selectboard retreat it was agreed to bring more structure to the meetings. Jon will read the motion being considered on the item and the motion will be made and seconded. Joe will give an overview which will be followed by discussion of the item before acting on the motion.

Rural Area Zoning

Andrea moved to consider a Motion to Continue Discussion of the Rural Area Zoning Ordinance on May 6 and possibly May 20 with a Goal of Warning Public Hearings during the Months of June and July Prior to Adoption before September 2013. Second by Mike B.

The Board picked up discussion with Alex at Objective #2.

Tom had asked about the rationale for parcel size link to the Current Use Program. He suggested adding language to clarify that 25 acres is the minimum parcel size for enrollment in the Current Use Program. Alex agreed that would be a good addition to the General Standards item 1 and would be easy language to add.

Tom also asked about trail network consideration and suggested to add language that clearly states this standard is really just a goal, and is voluntary at the discretion of the landowner rather than the DRB.

Alex said that is addressed with use of terms "goal" and "encouraged". It is the PC intent to make this consideration advisory not obligatory.

Andrea said she feels strongly the goal is to have connectivity of trails when an applicant comes forward with subdivision she feels that is the time to implement what is in the Town Plan and she would like to see stronger language than encourage.

Mike B said he struggles with this point. Would the landowner be compensated for creating trail access?

Matt Baldwin said as a landowner he feels if there are no trails to connect to; the landowner should not have to create a trail.

Andrea said it is identified in the Town Plan that the desire is to have connectivity between public parcels.

Joe Iadanza said the PC discussed this item a lot and agreed to make it advisory not compulsory.

Bill Marks said speaking for the Conservation Commission he feels trails should be recognized as cultural resources.

John K suggested considering creating an overlay to show existing trails for reference.

Ken Brown said in terms of compensation to the landowner a trail is an asset and increases the property value.

Tom also asked about Solar access and how binding the design standard is about solar access.

Alex noted this is also advisory not obligatory and that is why the terms should and shall were used.

Phil asked that a broader term be used to include other types of solar not just photovoltaic.

Andrea added she feels there is value to look at subdivision of larger parcels as a possible opportunity for community solar use not just individual housing.

Phil asked about primary and secondary resource delineation and is the Town obligated to provide data to the landowner.

Alex said the proposal does provide definitions for several resources and they do their best to use the most updated GIS data.

Andrea said regarding primary and secondary resources and conservation she believes we need to ensure that hunting can continue to happen in a safe way and suggested considering adding strategies to look at development on the edges of public land.

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Phil also asked for an explanation regarding Core Wildlife Habitat.

Alex replied that the PC received public feedback about the need to consider wildlife habitat in the development review process.

Marie Gardner commented regarding the comment on trails adding value to one's land, she does not see that happening from a listers perspective.

Marie also had questions on objective #1 – business on dirt roads - is covered under conditional use so could be removed / Cordwood operation / function hall standards – Marie feels should be 600 ft. not 500 ft. to a residence. She said while the goal of the PC was to decrease density they are in fact increasing building and that seems to be counterproductive.

The Board discussed the motion in regards to the possible need to hold an extra meeting on the Zoning Proposal. Phil suggested an extra meeting after review of the entire document might be good.

Motion voted and approved.

116 Paving Discussion

Tom moved to Consider a Motion Approving the Finance & Maintenance Agreement for the STARKSBORO-HINESBURG STP 2930(1) – Contract No. FM0082 and to Have the Town Administrator Sign on Behalf of the Town of Hinesburg. Second by Phil.

Joe reported that he and Rocky attended the pre-construction meeting in Berlin Friday afternoon. Some of the items discussed at Friday's PCC were: nighttime paving is not a consideration; VTRANS does not see improvements to the Lantman's exit as part of the scope of this project; they are willing to look at paving the sidewalk on the east side of 116 which is currently below grade and make it flush to 116 so water can run off that section of the sidewalk which will make it walkable; they will improve the catch-basin at the 116/Charlotte Rd intersection; no improvements to the stormwater piping or the catch basin in front of the Dameron house on Charlotte Road.

Mike Fowler of VTrans said they have incorporated improvements to the Commerce St intersection.

Mike said at this point Dale Norton will be working with the contractor and overseeing the project.

Dale said the proposed start date is May 6. The process is to do milling and then shimming addressing mitigation of low areas and water pooling. He said he will need to look at the area of sidewalk near Waitsfield Telecom with the contractor to see what can be done to address the water build up.

Tom raised the concern of the area south of the village and the poor road condition and water build up.

Dale said they are aware and will try to raise the crown of the road and better slope the shoulders.

Tom also mentioned that school will be done June 14 and if the village work can wait till after that it would be better.

Phil asked about a contact person. Rocky said there will be a web site with current project information and contact information.

George Dameron said he is happy to see discussion on improvements to the catch basin and asked if a proper catch basin will be installed.

Dale said he was told the Town water line under the road is a problem. They plan to do curb work behind the catch basin to help water go into the catch basin.

John Kiedaisch asked about the pull off in front of the Public House restaurant. He said the water also pools there and freezes creating a hazard.

Dale said he will look at the possibility of raising the paving at the curb area to push the water back toward the road and have a channel to catch the water.

It was asked why the intersection and exit by Lantman's store was not included in the improvements.

Mike Fowler said it is too late to add that to the project and he was advised of several problems prohibiting that such as monitoring wells, right of way, moving posts, tree removal.

Mike B asked since the work done there was only a few years ago why they do not still have all the information needed.

Motion on the Finance Agreement was voted and approved.

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Health Officer

Joe Gannon, Hinesburg's newly appointed Health Officer was present to introduce himself to the Board and discussed the position. Joe said he would like to explore community health education and advocacy. To that point he has spoken with Dr Ulager of FAHC to see if the Town can obtain some funding to help with that effort.

The Board welcomed Joe to the position and was in favor of his idea of health education.

Town Forest: Parking, Fire Arms Use

As the result of some resident complaints around the Hayden Hill West Town Forest parking area, the Town Administrator and Police Chief approached the Town Forest Committee regarding two (2) items.

Complaints of careless recreational shooting in the Town Forest, and complaints that the parking area at that entrance is often used as a hang-out area.

Chief Koss and Joe attended the Town Forest Committee's April 3rd meeting to discuss these items. Joe said it seemed the committee basically felt an ordinance outlawing the discharging of firearms for reasons other than hunting during hunting season was in line with the aspiration of the Town Forest Management Plan. On the second item, they thought that a parking ban from 10pm – 5am seemed reasonable and were willing to give it a 'trial run'.

Selectboard members discussed having restricted hours of parking and also said they are open to supporting an ordinance regulating shooting being crafted for review.

Contracts & Agreements

Phil moved the Board consider a Motion Approving the Request of 3,024 Gallons per Day of Wastewater Capacity to Hinesburg Center, LLC for the Bristol Bakery & Café and Charge the Associated Wastewater Allocation Fee of \$12,398.40 due on or before May 15, 2013 and Levy a Late Penalty of five percent (5%) of the Total Amount Due if Payment is Received after May 15, 2013, per Section 10.06 of Hinesburg's Wastewater System User Ordinance. Second by Mike B.

Wastewater Allocation – when the Selectboard approved the Public Houses Wastewater Allocation Ordinance, it was discussed that Hinesburg's Wastewater Allocation Ordinance does not handle restaurants properly. If a restaurant was charged per the rate structure in the Ordinance, their

charge would be very high.. Town staff recommends charging the new Bristol Bakery at the same rate as was charged the Hinesburgh Pubic House.

Motion on wastewater allocation voted and approved

Mike B moved the Board consider a Motion to Approve the Purchase of a New Plow Blade from Viking Cives, to be Included in the Total Purchase and Financing Package, with the FY2014 dump/plow truck for the Highway Department. Second by Andrea.

Wing/Plow Blade – At the last meeting the Selectboard approved the purchase of the cab & chassis and body of the new dump truck but not the plow blade.

Motion voted and approved.

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Phil moved the Board consider a Motion Approving the Contract for the FY2013 Audit to the firm of Fothergill Segale & Valley for the Amount of \$16,750 for the Town Audit and \$2,900 for the Single Audit. Second by Andrea.

Motion amended to change the amount for the single audit to \$2,500 by Phil and Andrea.

The Board agreed to solicit quotes in the fall for these services.

Motion as amended voted and approved.

Phil moved the Board consider a motion to support a Declaration of Official Intent of the Town of Hinesburg to reimburse certain expenditures from proceeds of indebtedness. Second by Mike B.

Motion voted and approved.

Andrea moved the Board consider a motion to borrow necessary funds from the Town's general fund for the purpose of interim financing needs for the public safety facility project between now and august 2013 and repay the Town's general fund for all monies used at interest rate of 0%. Second by Mike B.

Motion voted and approved.

Mike B moved the Board consider a Motion awarding the Geotechnical services for the Public Safety Facility to Knight Consulting Engineers at their low-bid proposal of \$8,490. Second by Tom.

Geotechnical Services Contract- Geotechnical services fall under the 'Owners Cost' portion of the total anticipated project scope and budget. This work needs to be done immediately.

Motion voted and approved.

Selectboard Retreat Recap

Jon reviewed items discussed at the retreat such as the new meeting format.

Town Administrator's Report

Recreation Facility Project – anticipating Preliminary Plat Approval at the April 16th DRB meeting and will then prepare for final DRB approval once all conditions can be reviewed.

Phil moved the Board consider a motion to approve construction for the increased curb-cut from Haystack Road onto Shelburne Falls Road as a part of the Bissonette Recreation Field Area project at the estimated cost of \$29,987 and have said work completed as part of the Fletcher Allen Health Care curb-cut work by Dirt Tech. Second by Tom.

It is unknown if the DRB will make this a condition of the project at this time.

Andrea said the Town should pay only the share needed for the rec field. This is a private right of way not a Town Road.

Andrea also asked the motion be amended to be made clear that future development should reimburse for the Town making this improvement and any future expansion is not the responsibility of the Town. Phil and Tom agreed to the suggested amendment.

Amendment voted and approved with Mike B abstaining.

Motion as amended voted and approved with Mike B abstaining.

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Public Safety Facility Project – The Public Safety Facility Committee met Friday morning. Notes from that meeting will be uploaded for the Selectboard and public over the weekend.

There appears to be a problem with 2 curb cuts being proposed for the project and also with overhead utility service.

UVM – Joe spent sometime last Thursday with the staff and faculty in the Continuing Education Department at the University of Vermont. They spent time talking about how local governments – Hinesburg in particular – could partner with UVM in a mutually beneficial manner.

End of March Budget – Reviewed

CBC Interviews – Review in your packet how other communities handle this; the Board can consider extending the CBC policy to cover the interview process.

Health Insurance – Memo available for review in Selectboard packet.

Hannaford Act 250 Review – Site visit and pre hearing for ACT 250 review is scheduled for May 15 at 6 & 7 pm respectfully. See copy of Municipal Act 250 Questionnaire and attached letter sent after the last Selectboard meeting in your packet.

Keith Roberts, HCS Board member, advised the Board there is a petition regarding the school budget vote being done by australian ballot that will be discussed at a special Board Meeting on May 29th.

Selectboard items:

Andrea said she looked at the Act 250 application of Hannaford and notices changes in what they had proposed for Rt 116. Andrea again said she feels a traffic engineer for the Town should be at the hearings.

Phil requested to VCAM that they post the agenda for the meeting at the start of the meeting.

Jon asked about the recommendation from the audit to have an investment policy. The Economic Development Committee is working on this.

Warrants;

Jon moved the Board vote to approve the warrants, including payroll, as submitted by the Town Treasurer. Second by Phil and approved.

Minutes of April 1, 2013

Additional motions following executive session to be included. A revised draft will be sent to the Board for approval.

Meeting adjourned at 10:50 p.m. on a motion by Jon, second by Mike B and approval.

Respectfully submitted,
Valerie Spadaccini, secretary

Hinesburg Public Meeting Sign In Sheet

1 Marge Sharp

2 Frank Ross

3 John Kerr

4 Joe Iadarzo

5 Alex Weinhagen

6 Matt Baldwin

7 Arson Kimball

8 Marie Gardner

9 Carrie Jew

10 Bill Marks

11 John Kiedzisch

12 Carol Ann Kins

13 Ken Brown

14 Bob Jones

15 Roger Perkins

16 George Dameron

17 Joe Gannon

18 Pat Murnoi

19 Michael Fowler

20 Kevin Locke

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