



Select Board

Town Of Hinesburg
10632 Route 116 Hinesburg VT 05461
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Meeting Minutes - September 19, 2016

- Draft -

Attending the Meeting: Mike Bissonette, Phil Pouech, Aaron Kimball, Tom Ayer, Andrea Morgante, Trevor Lashua and attached list.

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

There were no changes to the agenda.

Public Comment

Larry Ketcham was present to request the Board include the cost to blacktop O'Neil Rd next year. (see letter attached to minutes). His concern is with vehicles speeding and when on washboard road conditions it is very dangerous. He noted years past it was not paved to allow for horseback riders, he said no one rides horses on the road now and feels it is time to pave it.

Consider Request to Reject the "Alfalfa Lane" Irrevocable Offer of Dedication

Mike B will abstain from voting on this issue, and Phil took over as Chair.

Gail Henderson-King, White and Burke Real Estate Investment Advisors, and Dave Kelty of the UVM Medical Center were present to answer questions on the request that the Town reject the irrevocable offer of dedication for a right-of-way known as Alfalfa Lane.

The Medical Center wants to purchase lot 2 and wants to have it contiguous with lot 1 which is now separated by Alfalfa Lane.

Phil asked why they are coming to the Select Board not the DRB.

They have spoken with Alex and he sent them to the Select Board as the Select Board holds the offer of dedication.

Andrea noted the potential impact to lot 4 by removing Alfalfa Lane as an access road.

Ben Avery, of Blackrock Construction owner of lot 4, said it serves no major function for their subdivision. He asks that the Select Board acknowledge his sketch plan and note they do not see this as a flaw in his sketch plan.

Tim Burke said in speaking with Alex that Alex noted the Town wanted traffic to use Haystack Road. Alfalfa Lane was meant to give egress to lot 2 which would now not be needed.

It was also noted that if the sale does not take place the offer for the right-of-way would still be valid and in place.

Phil asked for an official recommendation from Alex and the method to proceed with the process.

This will be on the agenda for October.

Discuss the Possible Purchase of Solar Trackers at the Wastewater Lagoon

Phil recused himself from the Board for this item.

Payne Morgan of All Earth Renewables was present to answer questions.

Andrea asked if the Bond vote fails what arrangement is available to the Town.

Payne said the Town can renew the PPA for another 5-year term, the Town will lose the \$10,000 deposit. If the Town continues with the PPA each year of the agreement the option to purchase is available.

Aaron asked about the life span. Payne said it is expected to be 20 to 25 years and we are 6 years into that.

Dick, of All Earth, noted that during the first 5 years there were problems that have been taken care of and some upgrades installed on all 31 trackers.

Expected cost if all 10 components of a tracker that can break do break is \$1,500.

Tom asked what the service contract covers. Payne said it covers all general maintenance, an annual report, monitoring service and replacement agreement.

The trackers are currently still under the warranty period.

Last week's conversation included a question about debt limits for municipalities. According to the executive director of the Vermont Municipal Bond Bank, there is no single standard other than a

statutory prohibition against borrowing more than 10 times the amount of the grand list – which would be \$52,918,540.80. The Bond Bank does look for components such as voter support and overall fiscal health when making lending decisions as well.

Andrea moved the Board consider a vote to move ahead with purchase of the trackers, with a bond vote in November. Second by Aaron and approved with 4 yes votes and Phil abstaining.

Trevor will get the wording for the bond vote and time frame for warning.

Tom noted he is still not sure that purchase is the way to go but sees no reason not put it before the voters.

Brief Discussion on the Public Service Board’s Decision re: Geprags Park

The Public Service Board (PSB) issued its final order on Tuesday (9/13) in the eminent domain proceedings in which Vermont Gas is seeking to run the Addison Natural Gas Pipeline through Geprags Park. Something that has not generated much media coverage is the section of the final order in which the PSB did not approve or otherwise address the stipulation (i.e. “the agreement” worked out between the Town and Vermont Gas) and the deed of easement. In fact, the final order pegs the easement’s value at only \$3,400. Vermont Gas and the Town are considering the revised stipulation to be a contractual arrangement, and Vermont Gas is expected to fully satisfy all of the requirements contained within it (the \$250,000 easement payment, the Richmond Road to North Road distribution line extension, performance bond, and other components). The fate of the easement deed as agreed upon is less certain, based on the final order.

Trevor noted on page 35 the new easement language which is mostly due to HDD.

VT Gas will abide by the stipulation agreement.

Tom said in regards to the VT Gas Richmond Road extension the Town should bring the bike/recreation path proposal into the conversation.

Aaron wants to be sure with all the work the Town put into getting the agreement all steps are followed to be sure the contract is honored.

Consider Approving the FY16 Capital Reserves

This is the annual review and approval of the various reserves. The FY16 water/wastewater reserves are under review and will be presented at the 10/03 meeting. There is one significant action to be taken with the capital reserves as a continuation of last year's exercise in repairing the capital budgeting and funding process – unallocated capital funds in the police line (more than \$29,000) were used to “pay” for other fixes and need to be paid back. Those funds were used in large part to cover paving shortfalls; this exercise will essentially use extra capital funds from highway to reimburse those. No changes are needed or recommended for the miscellaneous reserves.

Trevor and Board members reviewed the Capital Reserve document.

Phil moved the Board consider a motion to approve the amended FY16 capital reserves and FY16 miscellaneous reserves as noted on the spreadsheet. Second by Tom and approved with 5 yes votes.

Discuss Water/Wastewater Billing Templates

Board members reviewed eight options for billing. All were in favor of the Town of Arlington model.

The next steps will be to find out costs associated with making the change and get input from Erik and Cheryl.

Consider Extending Paid Administrative Leave

The personnel policy, as amended in July, requires action by the Select Board to extend the length of time an employee can spend on paid administrative leave. This request pertains to an employee of the police department placed on paid administrative leave pending the resolution of the State's Attorney's investigation of an excessive force allegation. The employee's continued placement on paid administrative leave is recommended as a prudent action by the attorney representing the Town in this matter as well.

The State's Attorney's office confirmed that the investigation is on-going; the investigation's timeline now stretches more than 18 weeks from the alleged incident and more than 13 weeks from the date the federal civil suit was filed.

Phil moved the Board consider a motion to extend the paid administrative leave period through 10/04/16. Second by Aaron and approved with 5 yes votes.

It is hoped that there will be some more information on this at the 10/03 meeting and if needed further action can be considered at that time.

Consider Appointing 2016 VLCT Town Fair Voting Delegate (to vote on the Municipal Policy)

The Municipal Policy serves as VLCT's legislative platform for the upcoming session. The Town Administrator generally attends Town Fair as it's also the venue for the annual meetings of the insurance trusts. This year, VLCT has moved the annual meeting at which the municipal policy is adopted to the day before Town Fair. The municipal policy will be vetted and adopted October 5th, and the rest of the Town Fair events are scheduled for the following day (October 6th). The Board may also choose one of its own as a voting delegate, if anyone else is interested and available.

Aaron moved the Board consider a motion to appoint the Town Administrator as Hinesburg's voting delegate to VLCT's 2016 annual meeting. Second by Tom and approved with 5 yes votes.

Town Administrator's Report

- a. **Old Police Station** – The State stormwater permit was received Tuesday (9/13); Act 250 was received today.
- b. **Lane/Gilman Road and the Public Comment Period** – The neighbors of the Lane property on Gilman Road continue to report issues with rats on their own properties, as well as expressing frustration in the slow pace of enforcement and clean-up efforts. The Town is pursuing both enforcement of the health order and zoning violations, but those respective processes will take time and are not likely to produce tangible compliance results quickly. The neighbors have indicated that they may seek time during the public comment period to discuss the matter and possibly revisit the decision on whether or not to spend Town funds on clean-up. The Board asked Trevor to check costs and options on adjoining properties.
- c. **Fall Festival** – Mark your calendars for Saturday, 09/24. Displays will include the Town solar trackers, Bissonette Field project and Town Highway Garage project.
- d. **Hinesburg Public Tree Inventory** – A copy of the report, received within the past week or so, is included.
- e. **Municipal Action Paper #2 (Transportation)** – The second of the action papers produced by VLCT during election season is available and in the packet. This action paper is about transportation.

Select Board Items

Phil brought up the complaints about shooting at Tyler Bridge Road. Frank Koss has addressed the problem.

Also paving of Baldwin Road. Trevor will look at the schedule.

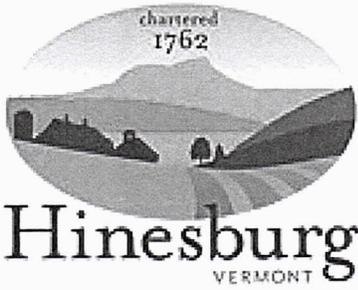
Minutes and Warrants

Aaron moved the Board consider a motion to approve the minutes of 7/28 and 9/12 and the warrants, including payroll, as submitted by the Town Treasurer. Second by Andrea and approved with 5 yes votes.

Motion to adjourn at 9:40 p.m by Phil, second by Andrea and unanimously approved.

Respectfully submitted,
Valerie Spadaccini, secretary

<i>“Two-and-Two”</i>	
<i>10/03/16</i>	<i>10/10/16</i>
<ul style="list-style-type: none"> ▪ Public Tree Inventory presentation ▪ Discuss FY17 Budget Priorities ▪ Discuss water/wastewater allocation framework, research. ▪ Review capital improvement program and budget. ▪ Excessive Force Allegation discussion (with the attorney provided via VLCT PACIF). ▪ Warn bond vote for lagoon solar tracker purchase; adopt necessity resolution. ▪ FY16 Water/Wastewater Reserves 	<ul style="list-style-type: none"> ▪ Select Board Retreat (4:30 p.m.-8:30 p.m.; location TBD).
<p><i>To be determined:</i></p> <ul style="list-style-type: none"> ▪ Changes to the Animal Control Ordinance. ▪ Town Plan update – begin review process. 	



Selectboard Meeting Sign-in Sheet September 19th, 2016

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1. LARNED KETCHAM

14. _____

2. TIM BURKE

15. _____

3. JOE BISSONNETTE

16. _____

4. DAVE KEELTY

17. _____

5. BEN AVECY

18. _____

6. NOEL P. MURPHY

19. _____

7. PAUL MYN

20. _____

8. PHIL HOPKINS

21. _____

9. _____

22. _____

10. _____

23. _____

11. _____

24. _____

12. _____

25. _____

13. _____

26. _____

TO: HINESBURG Selectboard

FROM: LARNED KETCHAM

SUBJECT: TIME TO BLACKTOP O'NEIL ROAD

DATE: 9/19/16

IT IS TIME TO BLACKTOP O'NEIL ROAD
THE TRAFFIC HAS INCREASED CONSIDERABLY
SPEED IS EXCESSIVE FOR A DIRT ROAD

IT IS EASIER AND LESS EXPENSIVE TO MAINTAIN A
BLACKTOP ROAD

I HAVEN'T ^{SEEN} ANY HORSES ON O'NEIL ROAD FOR QUITE
A WHILE

WALKERS COULD STILL WALK ON THE SIDE OF THE ROAD
I DON'T LIKE DRIVING ON IT WITH THE TRACTOR
OR CAR → IT IS TOO WASHBOARDED AND TOO DUSTY
DUST WAS SO HEAVY ON THE HAY I COULDN'T
SEE IT COMING OUT OF THE MOWER ON THE
MEADOWS NEXT TO THE ROAD

RURAL CHARACTERISTIC IS USUALLY DETERMINED
BY POPULATION NOT ON DIRT OR BLACKTOP ROADS
SO IT WOULD STILL MAINTAIN ~~THE~~ CHARACTERISTIC

THANK YOU FOR YOUR CONSIDERATION

Larned Ketcham