



Annotated Agenda

June 24, 2013

3. Town Administrator's Report

- *I will only address a few highlighted items in the Town Administrator Report during the Selectboard meeting. Selectboard members or members of the audience are free to ask additional questions about any of the items listed, however.*

a. Public Safety Facility Project – The DRB's first meeting with the public safety facility was June 18, 2013; we are planning to be back before the DRB on July 1. The main items that need to be ironed out are the stormwater treatment agreement, landscaping for the police station, and the southern traffic island. The public safety facility committee is scheduled to meet again the morning of June 28.

b. Bissonette Fields – The bottle drive campaign was successful. Waiting to finalize landscaping plans with the engineer, have one more issue to work out the deed language with the attorneys, and then will submit for final approval to the DRB.

c. CCRPC Representative –

Consider a Motion to Appoint Andrea Morgante as Hinesburg's representative to the CCRPC for a term beginning July 1, 2013 and ending June 30, 2015, and Joe Colangelo as Hinesburg's Alternate to the CCRPC.

Consider a Motion to Appoint Joe Colangelo as Hinesburg's representative to the CCRPC TAC for a term beginning July 1, 2013 and ending June 30, 2015, and Rocky Martin as Hinesburg's Alternate to the CCRPC TAC.

d. Resource Center – See correspondence from Hinesburg Community Resource Center in Selectboard packet.

e. LCA Grant Application – Submitted application in Selectboard packet.

f. Village Steering Committee/Memorial Park – I've been working with the Village Steering Committee and Good Times on the puddle issues and fencing between the driveway into Good Times and Memorial Park. The VSC is planning a work day for late July which will include temporary maintenance to the driveway area and the installation of fencing.

g. CCTA / ACTR – I had a phone conference call with CCTA and ACTR reps a few weeks ago regarding equitable payment for the Burlington-Hinesburg-Middlebury line.

h. Rte 116 Sidewalk/On Street Parking – See Rocky's memo to the Selectboard in your packet at site map. I will have a draft letter for the Selectboard to consider signing at the meeting.

Consider a Motion to Endorse and Sign a Letter strongly advocating for the protection of on-street parking on Rte 116 in conjunction with the sidewalk project between Charlotte Road and Commerce Street.

i. Town Hall Closed – July 4 and 5.

- j. Shooting Ordinance – Originally the shooting ordinance was going to be back on the Selectboard docket for the July 1 meeting. I'm pushing that back now because the VSC would like to discuss certain aspects of the ordinance with Chief Koss at their next meeting – July 8.
- k. CHT/Affordable Housing Project – You recall a few months ago, Champlain Housing Trust approached the Selectboard to apply for a CDBG for their proposed housing project behind Kinney. I think the feeling at that time by both parties was that the proposal was not flushed out enough to submit for the summer funding round. CHT is prepared to ask the Selectboard for support for the early fall funding round. I have scheduled them to do a re-introduction of the project on July 1. For full disclosure, I am now a CHT Board member.
- l. Energy Committee – Chuck Reiss will ask the Selectboard to authorize the formation of an energy committee. One of the major plights of this group will be to deal with the PACE program. Chuck will address the Selectboard at the next meeting.
- m. Dog Park – Members of the public will attend the July 1 Selectboard meeting to ask the Selectboard to consider creating a dog park at Geprags Park.
- n. Health Insurance – I have been preparing for the creation of the health insurance exchange. The next few months will be health insurance heavy for the Town Administrator.
- o. Expectations and Etiquette for Front Porch Forum – The Selectboard may want to consider how it may (or may not) want to address the community on FPF. Of course, individual members can interact however they may choose, but the Board may want to think about incidents when it may want to address the community as a Board.
- p. Weekly Update – This Wednesday will be the wrap-up of the first full year of the Weekly Report. My belief is this has been a value-added to the community this year. Renae and I are thinking about ways to change the format up a bit for the 2nd year in an effort to keep things fresh and lively.
- q. CBC Policy Updates – Coming up on the July 15th Selectboard agenda will be a discussion on the CBC policy and how it may need to be updated in August for the next round of applications and interviews. Specifically, the way interviews are to be handled in the future probably should be spelled out in the policy.
- r. Tax Rate/WW Rates – The Selectboard will set these on July 15.
- s. Rte 116 Traffic Safety Committee w/ VTRANS – I attended the VTRANS Traffic Safety Committee hearing on Friday, June 21. At that meeting, the committee approved the No Parking/Unloading Zone in front of the Public House; moving the 30 MPH sign near the intersection of 116 and Commerce to a point just north of the Kinney Drug; and allowed for an 'Unsafe to Pass' warning sign on the straight away south of Buck Hill Road West. We have had discussions with the Public House on making the No Parking/Unloading Zone a handicapped parking area after 5pm. Also, after the completion of a traffic study, the hope is to replace the 'Unsafe to Pass' sign with a 'No Passing Zone' sign.
- t. Rte 116 Corridor Committee – <http://www.hinesburg.org/route116-corridor-study/>

4. Chittenden Solid Waste District

Guests: (1) Tom Moreau, CSWD Executive Director
(2) Lynn Gardner, CSWD Hinesburg Board Representative
(3) Brian Wright, CSWD Engineer
(4) Mike Anthony, Highway Foreman

Enclosures: (1) Annual Report and Budget
(2) Aerial Site Photo(s)

Tom, Brian, and Hinesburg representative to the CSWD Board, Lynn Gardner will attend the meeting Monday night. I had a meeting a few weeks ago with Tom and Brian to talk about the possibility of joint site planning for the drop off center/Town Garage area. The Selectboard discussed this desire at the retreat in April and there appeared to be some desire on the CSWD side during my talk with Tom and Brian. Brian was going to meet at some point with Mike Anthony to do an initial look at the area. A first step might be to put together and send out a joint Request for Qualifications

No Official Action Anticipated.

5. Old Police Station

Guests: (1) Maggie Gordon, Ringleader
(2) Maybe others will accompany Maggie

Enclosures: (1) Memo

Maggie, along with a few others, will ask the Selectboard to authorize an ad hoc committee to investigate a new/re-use of the current police station once the PD moves to the new police station – hopefully within the year. I'm sure there are a few options and if there are some community members interested in working on this I think it's great. As the Selectboard should recall, we did investigate the possibility of rehabilitation the current police station to be used as the new police station; we also investigated the possibility of selling the corner ½ acre of Lot 1 – including the current police station – as a way to generate funding for the new PD. In both cases, the Selectboard, along with the majority of the community, felt that the benefits did not outweigh the costs.

There is obviously a lot to consider here. We know that VTRANS does not like the idea of allowing us the new curb cut for the new PD and still keep the curb-cut for the current PD; therefore either the Town needs to takeover that section of 116 or a curb cut would have to come from Farmall (maybe some other options, too). Another obstacle is the state of the facility. Over the past few weeks we have had huge problems with water in the basement (you can ask Rocky about that) and there are known issues: cracks in the ceilings, crumbling foundation, etc. But, maybe a solution is out there.

The Selectboard is not being asked to 'bless' one idea over another at this point. Basically you are being asked to support this group in researching what might be possible. If nothing is possible, then demolition is the likely outcome; there are costs associated with that as well.

I don't think there is an official motion needed at this point. Maybe this group will need some resources – financial or otherwise – in the future, but they can make that request of the Selectboard when they have a more narrowly focused idea of what options may be best.

No Official Action Anticipated.

6. July 4th Committee Update

Guests: (1) Committee Members: Shannon Emmons, Mark Lilli, Megan Dodge

Enclosures: (1) 4th of July Program

Hinesburg's July 4th celebration is just days away. Thanks to Tom Ayer's request last summer, a sub-committee of the Recreation Commission was formed to continue Hinesburg's July 4th tradition. Shannon, Mark, and Megan – with help from Jen McCuin – have picked up this mantle and will discuss the Town's 4th plans with the Selectboard on Monday evening.

No Official Action Anticipated.

7. Contracts & Agreements

Guests: (1) Rocky Martin, Buildings & Facilities Director

Enclosures: (1) Bond Bank Application
(2) Legal Services Agreement
(3) Bissonette Wastewater Connection Memorandum

- a. Public Safety Facility Bond Bank Application – Documents to review are in your packet. These documents represent the Town's official intent to secure financing for the \$1,055,200 approved public safety bond through the Vermont Municipal Bond Bank for 30yrs.

Consider a Motion to Sign all Necessary Documents to secure \$1,055,200 in Financing with the Intent to repay the principal plus interest over 30yrs.

- b. MTBE – After the Town's attorney contacted the law firm and made reference checks with other municipalities that have worked with this particular firm on MTBE cases in order to provide validation, Rocky and I engaged in a conference call with them to review process and expectations. The firm of Baron & Budd specializes in these cases and we recommend that the Selectboard sign a Legal Services Agreement to have them represent the Town against major oil companies for their role in the contamination of Hinesburg's wells. If the Selectboard agrees to have Baron & Budd represent the Town, they will immediately move forward by filing our case in Federal District Court (in Vermont). At that point, the case will be transferred to a Multi-District-Litigation (MDL) judge in New York City and will be combined with around a dozen other like cases (other municipalities). Concurrently, the firm will begin building a 'damage model' for Hinesburg by having experts come in and inspect our situation. Those experts will determine levels of contamination and determine the most appropriate way the best way to mitigate the situation, in order to find a compensation value. This on-site investiture work will most likely take place in August/September. Some staff time may be necessary.

I suggest that prior to engaging in further question & answers and prior to the Selectboard considers passing my recommended Motion, the Selectboard should have a brief executive session. The Board can consider the motion (below) after Executive Session, at the conclusion of the meeting.

Consider a Motion to enter into a Legal Services Agreement with the firms of Baron & Budd, and Luxemburg for legal services with respect to damages, compensation and other relief to which the Town of Hinesburg may be entitled to as a result of an action to be filed against manufacturers, distributors, and/or sellers of methyl tertiary butyl ether (MTBE), tert-butyl alcohol (TBA) and its related or breakdown products.

- c. Bissonette Field Wastewater Connection – Required for the DRB approval process.

Consider a Motion to request an exemption to the Town's wastewater capacity ordinance for the Bissonette Recreation Field Project.

- d. Town/Bucs Agreement – Ideally will have something to share with the Board at the meeting. This may be an updated item to look for in the Selectboard packet over the weekend.
- e. Farmall/Fredric – Ditto to d. above
- f. Fire Department Pay – The Fire Department is requesting stipend increases for their on-call hours for the past year. There is a little confusion to how fire department pay is to be authorized. I think in the past the fire department has had some leeway in setting their rates. My reading of the personnel policies makes it clear that the Selectboard sets wage rates for all Town employees and members of the fire department would fall under the category of 'Non-Regular Part Time' employees. Therefore, I

didn't feel I was not in a position to approve the stipend request for Fy2013. This is a Selectboard decision. *A motion would be needed to increase the on-call wage rates to a level above \$9.00 per hour.*

8. Rural Area Zoning

Guests: (1) Alex Weinhagen, Town Planner

Enclosures: (1) See Rural Area Zoning Section of the Website:
<http://www.hinesburg.org/planning/raz/>
(2) See past Selectboard Packets

Continued Discussion. If the Selectboard is still considering moving to adoption this summer, I think another 'Special Selectboard Meeting' will (most likely) be necessary. I'm personally concerned that the timeline is shrinking before public hearings need to be warned and that the Board has not really honed in on how the 'issues' can be ironed-out in a way that works. I can't imagine that will all be flushed out in 30min, but if nothing else we can talk about how best to proceed.

No Official Action Anticipated.

9. Act 250 / Hannaford

Guests: (1) Alex Weinhagen, Town Planner
(2) David Saladino, Consultant
(3) Ben Swanson, Consultant

Enclosures: (1) RSG Report

Traffic consultants will be there to discuss their report and any other traffic issues the Selectboard would like to talk about. The consultant is also prepared to talk to the Board in executive session in regards to any. Staff feels that the traffic engineers report is more like a peer review but falls a bit short of a full analysis of the broader issues. Selectboard members should review the report prior to the meeting.

Consultants reporting on Patrick Brook issues will be at the July 15th Selectboard meeting to report on those findings.

No Official Action Anticipated.