



# Annotated Agenda

November 3, 2014

## **2. Public Comment**

**Guests:** (1) Possibly David Carse

**Enclosures:** (1) Map of proposed Carse easement  
(2) Carse easement deed language

David Carse has indicated that he plans to attend to discuss a proposed easement during the public comment period. The items he dropped off at the office this week are included with the meeting materials. Members of the Trails Committee will likely attend as well.

## **4. Public Hearing/Information Meeting on the proposed water supply and treatment bond**

**Guests:** (1) Rocky Martin  
(2) Joe Duncan, Aldrich and Elliott

**Enclosures:** (1) Frequently Asked Questions, part II  
(2) Introductory presentation/project overview

This is the public information meeting/hearing required by State Statute, and the third overall.

Joe Duncan has a scaled down presentation, which recaps the project for those less familiar. Joe also has additional information on treatment costs, based on continued discussions with vendors of both the ion exchange (salt-based) and reverse osmosis (membrane-based, no salt) systems. The operating and maintenance costs associated with the ion exchange system have increased, due to differences in regional salt prices. The vendor initially quoted salt at the regional price for the western United States (where salt is less expensive), rather than the regional price for the northeast. The difference, \$0.0375 per pound, adds \$7,100 to the initial annual operating and maintenance estimate (\$17,850 compared to \$10,750). The change in salt prices would bring the annual operating and maintenance cost to \$24 per year, and increase of \$9 from the initial estimate (\$15 per year).

Ion exchange is one of two treatment systems being considered. The project team and a Selectboard member visited a St. George-based manufacturer of reverse osmosis systems to better understand how the system could work for Hinesburg. That prospect will continue to be refined as the discussion on treatment (whether or not to treat, and if so with which system) continues.

There is an extensive array of materials on the website ([www.hinesburg.org](http://www.hinesburg.org)). The Town has published articles in *The Citizen* and the Town's "Weekly Report," a number of Front Porch Forum posts, and mailed an informational flyer to every postal customer in Hinesburg. All three public information meetings will have been televised, and made available

for streaming. This is in addition to the availability of Town staff and the project engineer to answer questions and receive comments in person, by telephone, or via email.

The vote will occur by Australian ballot on Tuesday, November 4<sup>th</sup>, in the Main Hall of Hinesburg Town Hall. Polls will be open from 7 a.m. to 7 p.m. The deadline to register to vote has passed (Wednesday, October 29<sup>th</sup> by 5 p.m.).

### **5. Chittenden County Regional Planning Commission Annual Visit**

**Guests:** (1) Charlie Baker, CCRPC  
(2) Michele Boomhower, CCRPC

**Enclosures:** (1) None.

Charlie and Michelle will make their annual pilgrimage to Hinesburg to discuss all things RPC, including the expanded professional services portfolio offered by the organization.

*No action is required.*

### **6. Consider Authorizing Town's Share of Hannaford Mediation Costs**

**Guests:** (1) None

**Enclosures:** (1) None

As was briefly discussed at the 10/20 Board meeting, the next step in the Hannaford saga is court-ordered mediation in early December (12/10). The Town will be responsible for some portion of the mediation cost, likely one-third. One estimate put the number between \$500 and \$800, though it may be safer to set a slightly higher “not to exceed” number. The share of mediation costs is for the mediator – there are other costs that are associated with the time spent in and on mediation by the Town Attorney and staff. The plan right now is for Bud, Alex and I to be there – might a Board member wish to join us as well?

*Consider a motion to authorize the Town to spend an amount not to exceed \$1,000 for its share of the costs of mediation as it relates to Hannaford's proposed Commerce Street development.*

### **7. Consider Reappointments to Boards, Commissions, and Committees**

**Guests:** (1) None anticipated.

**Enclosures:** (1) Reappointment list

The list contains the names of those indicating a desire to be reappointed, along with the bodies on which they sit. The new terms are also listed, and the spaces where no term is listed indicates someone that hasn't confirmed whether or not they wish to be reappointed. The terms for the Affordable Housing Committee members are proposed to be staggered, so that all of the members won't be “up” for reappointment at the same time. They have been split into two and three-year terms at random. The motion can be broken up into multiple pieces (one for each committee), or done as a single motion listing all of the reappointments and associated terms.

*Consider a motion to reappoint some or all of the members of the various boards, committees, and commissions to the terms as listed.*

### **8. Consider Health Officer Request for Authorization to Issue Illegal Refuse Disposal Tickets**

**Guests:** (1) None

**Enclosures:** (1) Email from Joe Gannon (dated 08/06/14) re illegal disposal/burning enforcement  
(2) Fax from the Judicial Bureau referenced in above email  
(3) 24 V.S.A. § 2201 (“Throwing, depositing, burning, and dumping refuse; penalty; summons and complaint”)

Town Health Officer Joe Gannon has asked for the ability to issue tickets for illegal disposal of refuse (particularly the illegal burning of trash). Statute (24 V.S.A. § 2201) allows the legislative body to delegate this authority. The Police can also issue tickets for this offense, per the same section of Statute. The “ticket book” itself is issued by the Judicial Bureau, and allows for the issuance of fines not to exceed \$500. This process is separate from the provisions of Statute dealing with regular and emergency health orders, and the ticketing authority would be limited to the illegal disposal of trash. As Joe writes in his request, his first approach will be to obtain voluntary compliance and then issue a ticket if needed. Joe would coordinate with the Police, to alleviate potential safety concerns. Joe’s request provides some examples of illegal burning activity.

*Consider a motion authorizing the Town Health Officer to obtain a four-digit Department Number and Officer Number from the Vermont Judicial Bureau and corresponding ticket book for the purpose of enabling enforcement actions for the illegal disposal of refuse pursuant to 24 V.S.A. § 2201.*

### **9. Consider Returning Previously Reserved Funds to General Fund (Old Police Station)**

**Guests:** (1) None

**Enclosures:** (1) FY14 Reserves (“other”)

The Town has \$6,490.07 in a reserve fund for police station upgrades as of June 30, 2014. The reserve fund was set up to provide funding for projects at the old police station, and with the Community Police in the new station (and the old station slated for an “as is” sale), reserving those funds is no longer necessary. The funds would be moved to the General Fund.

*Consider a motion to move \$6,490.07 from the reserve for, “Old Police Station Upgrade,” to the General Fund.*

### **10. Town Administrator’s Report**

- a. **FY16 Budget** – In reviewing last year’s process, moving the presentation to the 17<sup>th</sup> puts the budget on an identical trajectory as last year (well, minus one day). An updated schedule will be available.
- b. **VT Gas and Richmond Road** – The Town met on-site with officials from VT Gas and Shawn Lyman of Iroquois Manufacturing on 10/31. The issue, basically, is the ledge. Two solutions are

proposed that shouldn't disturb the blacktop (boring and hammering a trench in the ledge). There is skepticism that the hammering option can be done in a way that does not also require altering the slope of the ledge above the trench area. Until the ledge is dealt with and a gas line installed, Iroquois will be without heat in one of their buildings (they converted from propane to natural gas, in anticipation of the connection).

- c. **Thistle Hill** – Discussion on Town takeover of some of the streets is scheduled for November 17<sup>th</sup> now. Mike Weisel suggested that the elevation and surface stability be checked by the developer's engineer, and combined with pavement observations (cracking or other signs of settling). If everything is holding as it should, the Board could assume control of the roads by resolution. The Town already performs winter maintenance.
- d. **Water and sewer bills and NEMRC** – As a follow up from the prior meeting, NEMRC is the software package utilized for water and sewer bills. In talking with water customers the past few weeks about the bond, a significant amount of feedback focused also on the tendency of the bills to read as, shall we say, obtuse. There may be ways to re-program the way bills are formatted, providing greater clarity for ratepayers in the process.
- e. **Hazmat and Spoiled Cheese** – Fire Chief Al Barber's research found that the barrels contain spoiled cheese buried in 1972. The exact number of barrels is unknown, but may be substantial. Since the first two barrels made themselves known, others have emerged. We are exploring disposal options, though it may be general disposal at the CSWD facility in Williston.
- f. **Street Trees and Memorial Park** – Progress is being made, though the trees will now need to be planted in the spring. The discussion is focused on slight adjustments in placement, a change in the type of American elm (switching from New Harmony to Princeton elms), and a written agreement specifying maintenance responsibilities. The Village Steering Committee has been very involved in the project, and the group's feedback is a crucial next element.
- g. **MTBE Settlement Funds** – We hope to have an update on potential timing of receipt of those funds for Monday night.