



# Annotated Agenda

09/19/16

## **4. Consider Request to Reject the “Alfalga Lane” Irrevocable Offer of Dedication**

**Guests:** (1) Gail Henderson-King, White and Burke Real Estate Investment Advisors

**Enclosures:** (1) Request letter, background and site plan/map (single pdf)

White and Burke, on behalf of the University of Vermont Medical Center, is requesting that the Town reject the irrevocable offer of dedication for a right-of-way known as Alfalfa Lane.

To quote from the letter: “The UVM Medical Center wants to purchase Lot #2 in the Bissonette Subdivision for preserving their future development rights. In order to do this, they need to have Lot #2 contiguous with their existing lot, which is separated by the proposed Alfalfa Lane. The creation of Alfalfa Lane will result in worse traffic conditions along Shelburne Falls Road and is not needed for access into Lot #4 of the Bissonette Subdivision.”

## **5. Discuss the Possible Purchase of Solar Trackers at the Wastewater Lagoon**

**Guests:** (1) Payne Morgan, All Earth Renewables

**Enclosures:** (1) None as of this writing (see packets of 08/04 and 09/12 for prior meeting materials).

Payne Morgan of All Earth Renewables will return to answer questions regarding the warranty, operation and maintenance costs, and so on.

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.

The goal is to have additional information related to the costs of the bond anticipation note for Monday’s discussion.

*Action is neither required nor anticipated.*

## **6. Brief Discussion on the Public Service Board’s Decision re Geprags Park**

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

**Enclosures:** (1) The final order from the Public Service Board

The Public Service Board (PSB) issued its final order on Tuesday (09/13) 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.

A copy of the final order will be posted to the Town’s website, and notice of the decision has been included in the weekly report. This is intended as a brief initial discussion on the decision. The way in which the \$250,000 will be used is not part of this discussion, but rather will occur at a future meeting (date to be determined).

*Action is neither required nor anticipated.*

## **7. Consider Approving the FY16 Capital Reserves**

**Guests:** (1) None anticipated

**Enclosures:** (1) FY16 Capital Reserves  
(2) FY16 “Miscellaneous” 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. Each year the goal is to review and “adopt” these reserves before the auditors arrive (October 5<sup>th</sup> this year). As can be seen, there is a substantial amount of information on the FY16 capital reserves document that will be easier to review and digest Monday night following a guided tour of sorts. Unlike last year, this will be a simpler exercise with fewer moving parts. There is, however, 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.

*Consider a motion to approve the amended FY16 capital reserves and FY16 miscellaneous reserves.*

## **8. Discuss Water/Wastewater Billing Templates**

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

**Enclosures:** (1) A pdf showing various billing templates

The pdf file contains eight template options for water/wastewater billing. Please review and consider which template or which elements from the templates would achieve the goals of greater clarity and accessibility.

*Action is neither required nor anticipated.*

## **9. Consider Extending Paid Administrative Leave**

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

**Enclosures:** (1) None.

The personnel policy, as amended in July, requires action by the Selectboard 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.

*Consider a motion to extend the paid administrative leave period until five days after the State's Attorney issues a decision relative to its investigation of the excessive force allegation.*

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

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

**Enclosures:** (1) Proposed VLCT 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 5<sup>th</sup>, and the rest of the Town Fair events are scheduled for the following day (October 6<sup>th</sup>). The Board may also choose one of its own as a voting delegate, if anyone else is interested and available.

*Consider a motion to appoint the Town Administrator as Hinesburg's voting delegate to VLCT's 2016 annual meeting.*

## **11. Town Administrator's Report**

- a. *Old Police Station* – The State stormwater permit was received Tuesday (09/13); Act 250's action is what's anticipated next.
- 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.
- c. *Fall Festival* – Mark your calendars for Saturday, 09/24.
- 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.

*“Two-and-Two”*

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