

**Middletown Springs Select Board Minutes**  
**Regular Meeting**  
**March 27, 2014 Approved**

**CALL TO ORDER:** 7:03 pm

**BOARD PRESENT:** H. Childress, C. Haynes, M. Lamson, S. Moyer, T. Redfield

**PUBLIC PRESENT:** John Arsenault, Laura Castle, Alice Hoisington, Tom Hurcomb, Dan McKeen, Jenny Talke Munyak, David Munyak, Jackie Parker, Earl Parker, Bill Reed

**Approval of Minutes:** several minor typographical errors were noted in the unapproved minutes of 3/13, and have been corrected. M. Lamson moves to approve minutes as amended, T. Redfield 2<sup>nd</sup>. [*All in favor, motion carries.*]

**Dan McKeen/Middletown Springs Community Church** – Dan sent a note to all Selectboard members outlining water intrusion into the Church basement during the February rain and runoff, and asks that the Town act to develop a short-term plan to deal with this spring's rains and snowmelt. Much of the water is runoff from the Town lot; Bill Reed has been removing snowbanks from the northern side of the lawn between the Church and Historical Society, so that snowmelt doesn't pool there. He has in the past attempted to cut small drainage paths to divert water flow away from the building, and it is determined that he will work with Dan McKeen (the Church's representative with regards to its facilities) in the next few days to continue snow removal, and to drain and sandbag around the corner of the Church.

An associated issue is the pending survey of the town property, including the right of way between the Church and Historical Society. S. Moyer indicates that the surveyor, George Stannard, told her that he would be delayed in doing his work, and that the survey would be completed "in the spring;" Laura Castle adds that the surveyor has not begun the title searches that would be required before sitework. M. Lamson will contact the surveyor and indicate the Town's interest in timely progress and completion.

**Public Comments**

- Tom Hurcomb, RRPC representative – the RRPC is searching for a new Executive Director. The RRPC met with Vermont Gas to learn their plans for the forthcoming natural gas pipeline, the route for which will include areas in Rutland County. Vermont Gas will have community meetings on the proposed route beginning this year; Tom will keep the town apprised of all further information and votes taken.
- John Arsenault — presented the maps for Vermont Village Center designation, revised after discussion with the State's program manager. The guidelines for the program suggest that each "entrance" to the historic town center should be anchored by a commercial or institutional use (which includes rental properties); John indicates that he is satisfied with the amended boundaries. Next step will be that the Town draft a letter in consultation with RRPC to apply for state approval of the Village Center designation.
- Jackie Parker — noted that some groups did not submit material soon enough for timely completion of the Town Report. The deadline for the 2015 Report has been changed to January 15 for all groups using calendar-year reporting. She has been investigating page-layout software that will allow us to do our own typesetting and layout, which will potentially save money and time and can also be used for other Town communications. She will provide Selectboard with a list of policies and procedures that will be prioritized for inclusion in the Town's Policies and Procedures Manual in progress.

**Building Committee Report** — David Munyak reports no Building Committee news since 3/13 Selectboard meeting.

### **Road Commissioner Report**

- Grader repairs completed on 3/26, grader will be back in town next week and ready for service
- All town road commissioners are required to meet with VDOT to create and submit their budgets and requests for state aid. Bill will set a time to meet with Tom Roberts, VDOT District 3 representative; Carl or Terry will attend as well. He has received an updated VDOT manual for maintenance of Town roads.
- Bill is preparing a list of small equipment to purchase or replace, will present to Selectboard
- Bill requested permission to post the roads for spring. T. Redfield moves to allow posting, M. Lamson 2<sup>nd</sup>. [*All in favor, motion carries.*] Bill will use his discretion in allowing individual permissions for commercial use.
- Backhoe/loader replacement discussion. Bill received quotes from Nortrak for replacement equipment. Nortrak has two Deere backhoes that would be suitable replacements, one new (\$117,000) and one demo model with 50 clock hours (\$115,500). Dealer indicated that the estimated trade value of the Town's backhoe (purchased in 2004) is \$29,000. The actual trade value would be determined at the time of sale, and may vary depending on used-equipment market conditions. M. Lamson inquires about getting bids from competing dealers for similar backhoes/trade-in pricing/machines which could be quoted to compare pricing. Carl would also like to see other estimates. Bill will get estimates.

### **H. Childress leaves meeting at 8:31 pm — M. Lamson continues minutes**

**Solid Waste** — Carl feels we need a permit to have the dumpsters at West Street for large dumpster day. M. Lamson will inquire with Pam Clapp.

**Vacant Town Positions** — Carl spoke with the Sheriff's department and is scheduled to speak with him again to get prices for patrolling.

### **Correspondence**

- T. Redfield moves to convene the Liquor Control Board. M. Lamson 2<sup>nd</sup>. [*all in favor, motion carried*]

Move into Liquor Control Meeting

- L. Castle presents liquor license renewal application for Grant's Village Store. M. Lamson moves to approve the liquor license renewal application for Grant's Village Store. T. Redfield 2<sup>nd</sup>. [*all in favor, motion carried*]
- L. Castle presents tobacco license renewal application for Grant's Village Store. M. Lamson moves to approve the tobacco license renewal application for Grant's Village Store. T. Redfield 2<sup>nd</sup>. [*all in favor, motion carried*]
- C. Haynes moves to adjourn. T. Redfield 2<sup>nd</sup>.

Move out of liquor control and into regular meeting 8:57.

- Peoples United Bank proposal to reduce the monthly fee for direct deposit from \$35 to \$15/month. No action taken.
- Webber Chapman Kupferer – copy of final judgment 3/19/14 decision from Rutland Superior Court for dismissal

- Overweight permit request with fee. M. Lamson moves to approve the overweight permit from United Natural Foods Inc. T. Redfield 2<sup>nd</sup>. *[all in favor, motion carried]*
- Webber Chapman Kupferer – letter regarding Pepperman appeal – Superior Court has indicated it will be treated as an individual appeal and not a class action
- Overweight permit request with fee. M. Lamson moves to approve the overweight permit from Camp Precast. T. Redfield 2<sup>nd</sup>. *[all in favor, motion carried]*

#### **Financials/Board Orders**

- T. Redfield moves to approve the board orders as presented. M. Lamson 2<sup>nd</sup>. *[all in favor, motion carried]*
- T. Redfield moves to keep the Vtel maintenance agreement on the town office and discontinue on the town garage. S. Moyer 2<sup>nd</sup>. *[all in favor, motion carried]*

**Other Business** — Alice Hoisington inquires about whether the town will carry a rider for the Town Parade. T. Redfield moves to contact the insurance carrier to determine what is needed to support the annual Memorial Day Parade. C. Haynes 2<sup>nd</sup>. Shirley will work with Laura. *[all in favor, motion carried]*

#### **Legal**

- Carl met with Jim Pessler regarding potential easement re. Garron Road/Riedinger which he is not amenable to. Carl spoke with our attorney who will contact John Thrasher to see if the easement can be avoided by rerouting the driveway
- Town land – discussion of West Street property which was originally purchased for town facilities. Will be added to next agenda.
- T. Redfield moves to enter into executive session with Bill Reed to discuss employee issues. M. Lamson 2<sup>nd</sup>. *[all in favor, motion carried]* Move into executive session 9:56.
- T. Redfield moves to leave executive session. C. Haynes 2<sup>nd</sup>. Leave 10:20. No action taken.

**Adjourn** — M Lamson moves to adjourn. T. Redfield 2<sup>nd</sup>. *[all in favor, motion carried]*. Meeting adjourned 10:20 pm.

Respectfully submitted,  
Herb Childress, Clerk