

**Middletown Springs Selectboard • Thursday, April 12, 2018**  
**Regular Meeting Approved Minutes**

**BOARD PRESENT:** H. Childress, C. Fenton, C. Haynes, P. Kenyon, T. Redfield

**TOWN OFFICERS PRESENT:** John Arsenault, Planning Commissioner; Laura Castle, Town Clerk; Sarah Grimm, Auditor; Lea Keyes, Assistant Town Clerk

**PUBLIC PRESENT:** Nora Sargent, Wells Town Clerk and Treasurer

**CALLED TO ORDER:** 7:01 p.m.

**Approval of Minutes.** T. Redfield moved to approve the minutes as modified from the March 22 meeting; P. Kenyon 2<sup>nd</sup>; [*all in favor, motion carried*].

**Public Comment:** Nora Sargent and Lea Keyes have been working to assist with retention of documents and electronic indexing of the Town's document inventory. Laura has appointed Lea as the Middletown Springs assistant town clerk, and she will be focused on electronic records conversion for the next few months.

John Arsenault reported that Hilary Solomon was appointed to the Planning Commission in 2016 for one year, and then elected for two years. John Arsenault does not wish to serve a full three-year term, but is willing to be appointed for a single year. P. Kenyon moved to appoint John Arsenault for one year (2018-19); C. Haynes 2<sup>nd</sup> [*all in favor, motion carried*].

**Town Officers.** Sarah Grimm noted that the Auditors continue to investigate the accurate record of traffic fines related to the Town. She indicated that they don't have a current list of appointees for the various Town funds. The Town Clerk will forward the lists of current trustees to the Library for posting on the website.

The Sheriff's Department is holding its first four-Board meeting of the joint patrol communities at the end of April. We will be asking the Department for monthly reporting of traffic tickets and other service calls, in order to both track fines and also make the Sheriff's activity visible to the public.

**Road Commissioner.** Bill is traveling at the moment; he left a report with Terry. Most of the work is spring clean-up: clearing drains and gutters, filling potholes. The Board signed an agreement for a VT AOT grant to conduct a roads and culverts inventory.

The Board discussed how to move forward on hiring a third highway employee. For this year, Todd Mason has said that he would be willing to work part-time as he continued working in his own business; the Board needs to decide whether to continue with that arrangement or to try to find a new full-time employee. We will ask Bill for his recommendation about employment, and have a more detailed conversation at the next Board meeting.

**Town Lands.** The Building Committee is reviewing construction estimates and the financing and fundraising options, and will bring a report to the Board. They are working on project charters (building, fundraising, and marketing) to set the workplan for bringing the project to completion. The current goal is to put a plan before the voters at Town Meeting 2019 if possible.

**Solid Waste.** Terry will be attending a meeting on battery disposal with Casella tomorrow. The SWAC annual meeting is Thursday 4/19. We need to schedule dumpsters for Green-Up Day; Terry will be in contact for that. Green-up Bags will be collected at both the West Street large-waste site and at the Transfer Station.

We have some question about how to accommodate tires. We will investigate cost of disposal, and try to develop a date for tire collection later this summer. **Tires will not be collected at the May large-waste event.**

### **Correspondence**

- Request from Casella Construction for safety performance history for former employee; refer to Bill to complete.
- Request for reimbursement on mailbox repair, from Lisa McGuire on Montvert Rd. Referred to Highway crew for verification.
- Certificate of insurance for fleet—Fuller Sand & Gravel
- Adjustment to invoice from HP Fairfield for equipment parts, removing sales tax.
- Lease agreement to complete for HP Fairfield—roadside mower rental June '18
- VLCT News. C. Haynes moved to sign the rental with Fairfield for mower rental, and notify our insurance carrier for inclusion on our policy; T. Redfield 2<sup>nd</sup> [*all in favor, motion carried*]
- Overweight fleet permit request from Camp Precast Concrete (without \$10 check). The Board did not consider this.
- Catalogs from Summit Recreation Supply and Rileigh's Outdoor Décor

We also received notification from Maraki that the free period for our wireless software is about to expire in May, and we can renew our subscription for that service at \$150 per year. We will discuss this with the Town Treasurer at the next meeting.

**Board Orders.** H. Childress moved to approve board orders as presented; T. Redfield 2<sup>nd</sup> [*all in favor, motion carried*]

**Legal.** C. Haynes moved to rescind the junk and junk vehicle ordinance as adopted, since it was adopted in violation of 24 V.S.A. 1972-73; T. Redfield 2<sup>nd</sup> [*Aye—C. Haynes, C. Fenton; Nay—H. Childress, P. Kenyon; T. Redfield; motion failed*]. H. Childress moved to table any action regarding the junk and junk vehicle ordinance until legal advice is obtained, and to raise the question again at the next Board meeting of April 26; P. Kenyon 2<sup>nd</sup> [*Aye—H. Childress, C. Fenton, P. Kenyon, T. Redfield; Nay—C. Haynes; motion carried*]. C. Haynes served the Board Chair with a notice of open meetings

violation, based on his understanding that the Board did not appropriately post the results of the Town Meeting 2017 adoption to the Rutland Herald; and that the Board did not appropriately warn the special election held in June 2017 to reconsider the ordinance. H. Childress will forward this notice of open meetings violation to Town attorney Gary Kupferer for his advice.

Gary Kupferer has continued to work with the Delinquent Tax Collector on planning for a delinquent tax sale.

**Other Business.** T. Redfield will send a letter to the Sheriff requesting two officers for traffic control for the Memorial Day parade. We have sent a letter requesting payment of two NSF checks for transfer station fees.

C. Fenton moved to enter executive session; T. Redfield 2<sup>nd</sup> [*all in favor, motion carried*]. executive session entered at 10:28 p.m. H. Childress moved to exit executive session. C. Fenton 2<sup>nd</sup> [*all in favor, motion carried*]. Regular session rejoined at 10:50 p.m., no action taken.

**Adjourn.** H. Childress moved to adjourn, T. Redfield 2<sup>nd</sup> [*all in favor, motion carried*]. Meeting adjourned 10:51 pm.

Respectfully submitted,  
Herb Childress, Selectboard Clerk