

**TOWN OF CASTLETON  
SELECT BOARD MINUTES  
TOWN OFFICE  
Monday, September 14, 2020 at 6:30pm**

**PRESENT:** Jim Leamy, Chair; Richard Combs(Via Zoom) Vice Chair; Zach Holzworth, Secretary; Robert Spaulding, Member; Joseph Mark(Via Zoom),Parliamentarian; Michael Jones,Town Manager; Laura Sargent, Recording Secretary.

**OTHERS:** Joel Smith, Ice House, Martha Mulnar

**CALL MEETING TO ORDER:**

The meeting was called to order by Mr. Leamy at 6:30

**APPROVAL OF AGENDA:**

**Mr. Holzworth made a motion to approve the agenda as presented for September 14th, 2020.**  
**Mr.Mark seconded the motion. All were in favor and the motion passed.**

**MINUTES FOR APPROVAL:**

**Mr. Mark made a motion to approve the minutes for August 24th, 2020 with corrections as followed.**

Page 1. Under citizens comments and concerns:

Where it says "research with" the town attorney. It should read "stated by" the town attorney.

**Mr. Combs seconded the motion. All were in favor and the motion passed.**

**EXECUTIVE SESSION:**

**Mr. Holzworth made a motion to go into Executive Session for Real Estate with Jonas Rosenthal.**  
**Mr. Mark seconded the motion . All were in favor and the motion passed.**

**Mr. Holzworth made a motion to exit executive session at 6:55 with no action taken, Mr. Spaulding seconded the motion. All were in favor and the motion passed.**

**DOCK UPDATE:**

Mr. Smith would like his letter that was sent to the board to be added to the minutes. (See letter attached)  
Mr. Mark addressed that at a prior board meeting a resident felt they were excluded from the Crystal Haven development committee and Mr. Mark feels all residents in that area should be included. Mr. Smith stated no one would be excluded in any way. Mr. Smith asked if the board had any further information from their attorney. Mr. Leamy stated that at this time, there is no further information. Mr. Jones said he has called the attorney but has not received a return phone call to date.

**GATHERING LIMIT DISCUSSION:**

**Mr. Mark made a motion to propose to add an amendment to the previous order, to be added in the second paragraph after the exemptions in the order to read , With the exceptions of occasions in which alcohol is to be served or permitted, Special events to be held on the Castleton University Campus are exempt from this order. Mr. Combs Seconded for discussion.**

Mr. Combs asked for an example. Mr. Jones stated there were possible faculty meetings and times that events where students need to engage with one another. Mr. Jones stated the college students are tested regularly and the college has its own plan in place and are proceeding safely.

Martha stated she was not on campus regularly but there are staff there that are to supervise the students and feel that they should be allowed to do their job without supervision of the town. Martha was also concerned that there was no end date to the order of gathering limits. Mr. Spaulding stated he was under the assumption that this order was to prevent the spread of covid through social gatherings and that did not mean classroom time, that was to be all other social gatherings on or off campus with an attendance of 25 or more. Mr. Jones stated there were no physical classes going on at the college, the exemption would be for gatherings on campus for clubs or other activities through student services. Mrs. Sargent stated that she feels that the gathering order seems to fall only on the residents of Castleton, any parent for example that wants to hold a birthday party for their children that does not include alcohol has to ask for permission and that as parents we are not trusted to make sure the event is safe with social distancing and masks, Yet the whole reason for the order in the first place was based on a concern that students from elsewhere would be gathering in social events with the possible chance of spreading of covid, having an alcohol or non alcohol related event is not the issue its the social gathering in itself that spreads covid. Mr. Leamy stated that the University is being responsible for social gatherings on campus and that they are following all of the covid guidelines. Mr. Holzworth asked what makes the college more responsible than a business owner that would have to apply for an exemption. Mr. Leamy stated the college has authority over the students. Mr. Holzworth stated that a business has authority over their employees, where their patrons sit and to wear masks. Mr. Mark stated he believes there is a difference between the college faculty and local business owners, there is a system of rules and regulations and disciplinary procedures in place that are not generally true across the community.

Mr. Spaulding stated the whole social gathering order came from the basis of college students off campus and the parties.

**Mr. Leamy called the question all those in favor. Mr. Combs, Mr. Mark, Mr. Leamy voted yes. Mr. Spaulding and Mr. Holzworth voted no. Motion passed 3 to 2.**

#### **LIQUOR LICENSE FOR APPROVAL:**

**Mr. Holzworth made a motion to approve the first and third class liquor license for Ice House Bar and Grill Inc.**

**Mr. Spaulding seconded the motion. All were in favor and the motion passed.**

**Mr. Holzworth made a motion to approve the outside consumption permit for Ice House Bar and Grill Inc.**

**Mr. Spaulding seconded the motion. All were in favor and the motion passed.**

**COIN DROP DISCUSSION:**

Mr. Mark made a motion to approve coin drops for Castleton Community Seniors for September 26th, 2020, Castleton Village School for September 19th, 2020, and Castleton Fire Department for October 10th, 2020.

Mr. Holzworth seconded the motion . All were in favor and the motion passed.

**TRANSFER SWITCHES APPROVAL:**

Mr. Holzworth made a motion to approve purchase order 045763, Brook Field Service for (3) ASCO 300 Automatic transfer switch not to exceed \$22,998.00.

Mr. Spaulding seconded the motion. All were in favor and the motion passed.

**APPROVAL HEAT PUMP INSTALLATION, FIRST RESPONDERS:**

Mr. Combs made a motion to amend purchase order 045490 for McClure Construction Inc. to include CFR ofc in the amount not to exceed \$2,230.00.

Mr. Holzworth seconded the motion. All were in favor and the motion passed.

**TRANSFER STATION CONTAINER QUOTES:**

Mr. Holzworth made a motion to approve purchase of a 40yd roll off container from Premier Recycling to be picked up by the town not to exceed \$5,300.00.

Mr. Combs seconded the motion. 4 were in favor, Mr. Spaulding was opposed. The motion passed.

**TREE REMOVAL QUOTE APPROVAL:**

Mr. Holzworth made a motion to approve bid for Trees Incorporated to remove 18 pine trees, chip brush and leave wood in log length not to exceed the amount of \$13,875.00.

Mr. Combs seconded the motion. Mr. Spaulding was opposed. The Motion passed 4 to 1.

**SEAT BELT POLICY:**

Mr. Mark made a motion to approve the seat belt policy. Mr. Holzworth seconded the motion. All were in favor and the motion passed. This policy concerns anyone that is in any official capacity with the town, to include volunteers on their way to calls whether they are in town vehicles or personal vehicles.

**MANAGERS REPORT:**

Mr. Holzworth made a motion to approve the additional \$1,800.00 to Taconic Excavating for the work completed at the Transfer Station.

Mr. Combs seconded the motion . All were in favor and the motion passed.

Mr. Holzworth made a motion to support members of the Fire Department to conduct hose testing, and to pay fire department members or a payment to the Fire Department Association to conduct hose testing in an amount not to exceed the carryover amount the Select Board previously authorized for hose testing not to exceed what is in the budget.

Mr. Spaulding seconded the motion. Mr. Combs recused himself. All others were in favor and the motion passed.

Mr. Spaulding moved to give permission to the Town Manager to investigate more into the dredging project, and how to create a form of maintenance reserve. Mr. Holzworth seconded the motion. All were in favor and the motion was approved.

**PURCHASE ORDER APPROVAL:**

Mr. Holzworth made a motion to approve purchase order # 045488 for LaValleys Building Supply in the amount of \$3,665.00 for a utility shed at the Town Office.

Mr. Spaulding seconded the motion. All were in favor and the motion passed.

**WARRANTS FOR APPROVAL:**

Mr. Combs made a motion to approve the following Warrants.

**0914R in the amount of \$6,720.00**

**#0914 in the amount of \$451,498.08**

**#0910 in the amount of \$27,050.53**

**#0831 in the amount of \$6,637.56**

**#0910P in the amount of \$18,138.66**

**#0903P in the amount of \$17,759.24**

**#0827P in the amount of \$18,092.35**

Mr Holzworth seconded the motion. All were in favor and the motion passed.

Mr. Holzworth made a motion to approve the following Warrants.

**#0911P in the amount of \$694.76**

**#0904P in the amount of \$694.76**

**#0828P in the amount of \$694.76**

Mr. Spaulding seconded the motion. Mr. Combs recused himself.

All others were in favor and the motion passed.

**BRIEF RECAP OF ITEMS AND FOLLOW UP:**

Mr. Combs gave a brief update on the CDRAC committee and a second S.W.O.T meeting to be held at the firehouse on September 22nd. They have generated a draft of all local businesses and are currently going through that.

Mr. Spaulding clarified the leash law and that it is only certain streets in town.

Mr. spauldin asked Mr. Holzworth to get from the Rutland county solid waste district

1. The balance that is owed on the materials recovery facility and what the monthly payment is.
2. And the same information on the transfer station the monthly payment and balance owed.

Mr. Mark advised that the town attorney join an executive session for real estate matters and will need to be invited.

**EXECUTIVE SESSION:**

Mr. Holzworth moved that the board enter into executive session for Real Estate. Mr. Combs seconded the motion. All were in favor and the motion passed.

Mr. Holzworth made a motion to come out of executive session with no action taken at 8:30. Mr. Spaulding seconded the motion. All were in favor and the motion passed.

**ADJOURN:**

Mr. Holzworth made a motion to adjourn at 8:31. Mr. Combs seconded the motion. All were in favor and the motion passed.