

Select board, April 8th, 2013

**Town of Castleton
Select Board
Meeting of April 8th, 2013
Castleton Town Offices**

MEMBERS PRESENT: Thomas Ettori, Cristine Smith, John Hale, Wenger Rehlen, Ed O'Shea

MEMBERS NOT PRESENT: None

OTHERS PRESENT: Charles Jacien; see attached list

Meeting called to order at 7:1 by Chairman T. Ettori with the Pledge of Allegiance.

Minutes for Approval- March 25th, 2013

MOTION

C. Smith made a motion to approve the minutes from March 25th, 2013. E. O'Shea seconded.

All in favor. So voted.

Warrants for Approval

MOTION

C. Smith made a motion to approve warrant 0408 for \$64,301.11, 0404 for \$11,098.41; 0329 for \$8,046.08; 0404P for \$13,146.55; and 0328P for \$14,416.93. J. Hale seconded.

W. Rehlen asked about the charge from the Rutland Herald. Chairman T. Ettori stated that charge was related to advertising for tax sales, and the charge is added to the sales.

J. Bruno asked about the charges for A1 Sewer in relation to the sewer break. Town manager Jacien responded that was for 2 trucks, 2 men, and continuous coverage for 48 hours.

All in favor. So voted.

Adoption- Rules of Procedure

Town Manager Jacien stated that the document is the same as last year with the exception of moving Citizens' Concerns toward the end of the agenda. J. Hale pointed out that no time limit was given. Chairman T. Ettori suggested 10 minutes unless otherwise stated.

MOTION

C. Smith made a motion to adopt the rules of procedure as amended. J. Hale seconded. All in favor. So voted.

Re-Appointment- Town Service Officer (Ellen LaFleche-Christian)

MOTION

C. Smith made a motion to re-appoint Ellen LaFleche-Christian as the town service officer. Seconded by E. O'Shea. All in favor. So voted.

Contract- 556 Main Street- Preliminary Design & Plans NBF Architects

Chairman T. Ettori presented a detailed breakdown of each phase. He stated that in the Preliminary Design Phase, a set of plans and complete breakdown of cost estimation should be given.

MOTION

C. Smith made a motion to sign a contract with NBF architects for the Preliminary Design Phase in the amount of \$8,000. Seconded by W. Rehlen.

E. O'Shea asked if NBF would get a copy of the mold reports. Chairman T. Ettori stated that they would, and would also provide a structural analysis if required.

N. Trudo stated that in the new design, the front should be accessible to all. She stated that people who are disabled should not have to use the back door.

J. Rehlen asked who would direct the architect. Chairman T. Ettori stated that he will act as the board appointed spokesperson. After the initial set of plans is given, the board will decide on further action.

J. Rehlen expressed concern about redundancy in meeting with staff again since this was done 10 years ago, and he stated the staff is mostly the same. Chairman T. Ettori stated that included in the cost, J. Berryhill will review the past set of plans and estimates.

B. Potter expressed concern about mold in the bricks, stating that Bennington had to tear down its town office for that reason. Chairman T. Ettori stated that molding testing would be done this week.

J. Leamy stated that going slowly is best, and that he is collecting more information about what happened in Bennington. He suggested moving forward carefully when spending taxpayer money, and suggested finding out the extent of the mold problem before investing any more in the project. He also expressed concern that there is currently no guarantee the mold will not return for a certain period of time.

G. Trudo asked the board to consider signing the contract with NBF Architects pending the outcome of the mold testing. M. Combs also suggested waiting to sign the contract until the test results have been reviewed.

R. Combs asked if the mold testing would be strictly air quality. E. O'Shea read last meetings minutes in which he read from a report stating that the testing would be indoor air quality only.

All were in favor. So voted.

Letter of Intent- JAMAC

Town Manager Jacien presented that 60 day letter of intent from the Abatiells. Chairman T. Ettori advised the Town Manager to send the contract to VLCT to look at, and stated he has asked for acceptance to be moved from June 3rd to July 3rd to allow for more time.

MOTION

Motion to send the letter of intent to VLCT legal to be reviewed by C. Smith. Seconded by J. Hale.

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Appointment- Town Attorney, Interim Zoning Attorney

Town Manager Jacien stated that the town has not heard from the Town Attorney Candidates on a fee schedule.

Chairman T. Ettori suggested Neal Vreeland as the Interim Zoning Attorney since it was suggested by J. Leamy and D. Skidmore.

Annual Adoption of Town Policies- Prohibition of Sexual Harassment & Harassment; Controlled Substance and Alcohol Testing for CDL; Smoking; Alcoholic Beverages (workplace); Health & Safety; Engine Idling (Highway)

MOTION

C. Smith made a motion to renew the annual adoption of town policies as presented. E. O'Shea seconded. All in favor. So voted.

Request for Approval-Liquor Licenses

MOTION

C. Smith made a motion to approve the liquor licenses for Heiber Family Entertainment, Inc/dba Feastivities Catering; Lake House Pub and Grill with Outside consumption; and Midway Oil Store (second class and tobacco). J. Hale seconded. All in favor. So voted.

All in favor. So voted.

Other Business

None

Citizen's Concerns

J. Rehlen suggested moving meetings to the Community Center. Chairman T. Ettori stated that the concern is parking and crossing the road at night.

K. Thornblade asked if the board was going to set a date for the vote on the fireman's petition, stating that the board has 15 days from acceptance to set a date for the election. Chairman T. Ettori stated that the board would get clarification from legal on the issue.

N. Cameron asked if the town office issue would go on the back burner if the firehouse is approved. Chairman T. Ettori stated that it would not.

A. Cresci expressed concern about war memorial upkeep. Chairman T. Ettori stated that upkeep will be arranged.

J. Rehlen asked if additional police coverage is expected due to the impending "party season" for the college. Chairman T. Ettori stated the police chief will be asked about this. W. Rehlen suggested asking the college for more funds for extra coverage.

M. Finnegan expressed concern about the constables budget.

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J. Leamy asked if there will be two votes or one with the fire department and town office issues. Chairman T. Ettori stated that it would depend on the outcomes of project estimates, etc.

T. Kearns suggested exploring grants for an elevator. Chairman T. Ettori stated that the board will wait for plans from the architect.

Town Manager's Update

Tax Sales: There are 11 properties scheduled for April 11th at 10:00 am sale.

Fire District #1: Arrangements have been made with the district to install an eight-inch line across Sand Hill Road to the center of the Sand Hill Property.

Sewer collection system: The attached pictures are of the recent breaks at the 4a station and a main break on RT 30. These pipes are now over 40 years old and a replacement schedule should be developed. The manager, Ed Tracy and F&A will be meeting over the next few weeks to develop a schedule and budget for a program to begin.

H.526 Shoreline Protection: This bill will have many ramifications for the town and property owners around the lake. There may be a need to implement local regulations so that the state will not have control over individuals land development. Our local representatives are against this bill in any form. The manager is in contact with our representatives, and will keep the Board apprised of the developments and what may be needed on a local level.

USDA Bond: The application has been received and a file started. Staff has a contact at the USDA office and is ready to proceed with an application, once an amount and a project has been defined.

Select Board Concerns

W. Rehlen asked about the light on the top of the flagpole for the war memorial. T. Kearns stated that the power line running to the pole went dead.

W. Rehlen expressed concern about the bridge over Castleton River, stating the guardrails are nearly rusted through.

C. Smith asked if the flags could be put up on Main St before Memorial Day.

Adjournment:

MOTION

Motion to adjourn the public meeting and enter executive session by C. Smith. Seconded by J. Hale. All in favor. So voted.

The meeting was adjourned at 8:20 P.M.

Submitted by Brittany Gilman