

**HYDE PARK SELECTBOARD
MEETING MINUTES
March 10, 2016**

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Members Present: David Gagnier, Chair; Brian Jones, Vice-Chair; Lucy Hankinson and Roger Audet
Members Absent: Roland Boivin
Others Present: Ron Rodjenski, Town Administrator; Dale Nolan; Mark Lehouillier; Norm Andrews; Jim Fontaine; Tyler Maynard; Bob Malbon; Sue Moore; Kim Jensen, LCCD; Jim Pease, VT ANR; Mac Teale; and David Ring. GMATV videotaped this meeting.

David Gagnier called the meeting to order at 6:00 p.m.

1. Welcome: Changes to the agenda accepted.
2. Public Comment – None.
3. Organizational Meeting – The slate of officers for 2016 was reviewed. Roger nominated Dave Gagnier as Chair, seconded by Brian as Vice-Chair, so voted. (Lucy appeared at this point) Motion by Roger to accept the list of committee appointments, slate of officers and appoint Ron R as board clerk. Seconded by Brian. Voting: 4 in favor, 0 against, motion passed. The Board deferred the action on the Rules of Procedure until April. Liaisons assigned: Brian – Highway & Schools; Lucy – Library, Recreation, Cemeteries, State Park & Community; Roland – Fire, NEMS & FAST Squad; Roger – Sheriff Patrol & Communications; Dave – Administration.
4. Tyler Maynard Road Repairs – Tyler stated that he was given approval by the road commissioner to block two of the water cutouts along his road frontage and then in November 2015, the town re-installed the 2, opening a total of 4 cutouts along his road frontage. Tyler noted that the work done by the town was nothing like 2015 Watershed Consulting's plan for Diggins Road. Tyler noted that if the current situation remains and he is going to keep receiving 100% of the road drainage, then he would have to replace that 15" culvert with a larger culvert. Dave noted that three or four issues are combined; one being the \$4,000 reimbursement to the town because Tyler did not complete the road repairs as ordered by the Selectboard last Fall. Dave stated that Tyler had agreed with the Selectboard to make those road repairs following the roadside washing out, but that never happened, so the town had to complete the work before snow plowing began. Tyler estimated that it will be more than \$4,000 to now upgrade his 15" culvert. Tyler asked the Board to visit his property and look for a solution, which Dave stated was the second issue, but the first issue still needed to be resolved. Tyler stated he hoped that the Road Commissioner's verbal approval to close two cutouts would negate the \$4,000 bill. Mark Lehouillier thought that the four cutouts were needed because the driveway culvert for 385 Diggins Road (wood shop) was too small to handle the road drainage without cutouts. The Board members agreed to visit the property to view the current situation.
5. Interviews for Planning Commission & Development Review Board. Charlie Aronovici and Pete Sweeney were unavailable tonight and will attend the April board meeting. Bob Malbon was present and he is seeking a new 4-year term. Bob noted that he has been on the planning commission for two years and last year the commission finished the draft of the new zoning regulations, with assistance from the regional planning commission staff, and they are now working on the town plan update. The Board thanked Bob for visiting for a few minutes and volunteering.

6. Highway Department Matters

- a. Kim Jensen from the Lamoille County Conservation District reviewed the projects moving forward with LCCD and the Town's support, including the Depot St Bioretention System and a culvert replacement on Cleveland Corners Road. One resident within the Depot St project is working with the Village to have their sewer line disconnected from the stormwater line. The Rodman Brook Aquatic Organism Passage (AOP) culvert on Cleveland Corners Road is being designed with an aluminum culvert with a construction cost estimate of \$250,000. That project should be ready for 2017 construction with the town's share being about \$20,000 from in-kind services. Kim recently received grant approval for a new bioretention structure behind the Sweet Crunch & State's Attorney's Offices' above Norm Andrews' parcel. Kim estimated that the town's in-kind services for the Depot St project would consist of about one week with two highway crew members at an estimated value \$10,000 or less. The Board agreed to move forward with the grants and in-kind support. Jim Pease asked if the town was OK with helping Aaron Martin reconnect to the village sewer and Board felt that all of the projects needed to be done but recognized that the highway crew's time on these projects needs to be worked in with all of their other summer work.
- b. Salt truck spreader controller. Mark Lehouillier estimated the cost to set up the second truck was \$3,500 and Dave noted that it would pay for itself in less than one year due to less salt use. The Board would like to move forward now with the purchase and Mark will bring that directive to the highway crew.
- c. Backhoe Purchase – Brian reported that Caterpillar is offering a 7-yr warranty on power train and hydraulics excepting the cost to bring the backhoe in for servicing. John Deere dropped their original price by \$500 but is only offering a one-year warranty. CAT will offer to let us pay some money upfront and begin using the backhoe sooner, with full payment after July 1, at no interest. John Deere would charge interest for a short-term lease. Brian stated that Ken Alexander has no opinion on either one, CAT or JD, as he won't be the one to wear it out with his upcoming retirement. Brian will check on the cost of a John Deere extended warranty to match CAT and what is the trip charge for the CAT mobile repair truck to come to Hyde Park. A special meeting may be called to discuss the additional information and possibly vote to order the backhoe so it is available for this summer's work.
- d. Road and Bridge Policy Amendment – Jim Fontaine stated he has reviewed the draft policy and then provided his comments focusing on fair treatment to landowners when they decide to develop their property. Jim noted that there are two issues: safety and minimum widths for fire access. Jim noted, however, that even with establishing a minimum travel lane width for fire service, private roads serving 3 or less lots can have a 12-foot driveway and not be subject to the 18-foot minimum width. Jim handed out an example of a private road with homes and how landowners of undeveloped lots along the road could be required to upgrade sections of their access to the home site but not all sections. Jim noted that this doesn't make sense for fire access which should result in a consistent standard for fire access to the home. Jim noted that Section One should have "by the Selectboard" added. Jim noted that Section 12 states that adequate access shall be provided, but there is no width defined. Jim handed out a policy example from Boulder County, Colorado which provides for narrow roads if there are pull off areas for emergency vehicles to pass. Jim stated in Section 4, that "roadway" is defined as including the travel lane and the travel lane is measured where there is a gravel surface. Dave stated that grass surface should

count if the base is there. Jim stated that the policy measures gravel, not grass. Jim wondered how much of a deficient road would need to be upgraded to 18-feet of gravel at the landowner's expense, even if they are only adding one house to the road. Jim suggested that the policy include a specific fire access standard for Class 3 roads so that all landowners are treated equally. Jim wondered what the term "adequate" meant and asked about grade restrictions at 8%. Dave stated that some situations would need to be looked at on a case-by-case basis. Ron will prepare some scenarios for how projects would be impacted by the proposed policy for discussion at the April meeting. Dave thanked Jim for the time he has spent reviewing the policy.

- e. Better Back Roads Grant - Bornemann Road – Ron reported that Ken Alexander would like to reset the ditch lines so water no longer travels down the edge of the road. The cost is approximately \$30,000 with up to a \$20,000 grant award possible. Motion by Brian to move forward with a 2016 grant application for this project and authorize Ron to file any necessary paperwork related to the grant. Seconded by Roger. Voting: 4 in favor, 0 against, motion passed.
- f. Purchase Order #FY2017-01 – Motion by Brian to approve the 3-year agreement with Gorman for use of their application equipment at \$1.00 per year and the FY2017 chloride bulk purchase order to Gorman an amount not to exceed \$26,000. Seconded by Roger. Voting: 4 in favor, 0 against, motion passed.
- g. 2016 State Highway Grants – Ron reported that with last year's grant award, it is unlikely the town will be approved this year. However, two grant applications will be submitted, one for paving funds to complete North Hyde Park Road and/or Centerville Road and one for design work on the Beaver Lake culvert on Garfield Road estimated to cost of \$250,000. Grant applications will be reviewed at the April meeting.
7. Town Zoning Bylaw – Town DRB member Mac Teale was present and expressed some reservation on the new zoning as it includes new rules that could negatively impact small business. Mac felt the current 2009 Zoning Regulations are good because situations are always different and it is better to have the flexibility found in the 2009 Zoning Regulations. Mac asked that the board look carefully at the proposed zoning to protect against new limits on small business. Dave stated that the Selectboard hearings will give everyone a chance to participate in the final rules. The Board wanted to look at a possible special meeting to begin looking at the new zoning; possibly the same day as the backhoe meeting discussed earlier.
8. Trailhead Update – Ron provided a brief update on the proposed Memorandum with the regional planning commission to assist in the construction of the trailhead. The VTrans lease has been on hold for a number of years due to environmental concerns and the State is preparing a report to hopefully clear the trailhead site and allow the construction of the project.
9. FY2015 Town Audit – Motion by Roger to accept the FY2015 audit, seconded by Brian. Discussion: Ron noted that the audit report had no findings, something the town treasurer's office has been working to achieve for a number of years. Voting: 4 in favor, 0 against, motion passed.
10. Annual Liquor License – Motion by Roger to grant the license to VFW, seconded by Brian. Discussion: Dave observed that Hyde Park is probably one of the few towns were you can buy an alcoholic drink but not a gallon of milk. Voting: 4 in favor, 0 against, motion passed.
11. Annual "Certificate of No Appeal or Suit Pending" regarding the 2015 Grandlist. Motion by Roger to sign the Certificate, seconded by Brian. Voting: 4 in favor, 0 against, motion passed.

12. Delinquent Tax Collector Salary and Collection Policy – The Board agreed that Roger and Dave should meet with the new Delinquent Tax Collector, Kim Moulton, and come up with a draft policy for board review in April, including some suggestions on salary.
13. Review Monthly Reports – The task report, grant report, cash report and town budget report were reviewed.
14. Review minutes – Motion to approve the February 11, 2016 minutes, as written. Seconded by Roger. Voting: 3 in favor, 0 against, 1 abstention (Lucy – not on the board at that time)
15. Other Business
 - a. Ken Alexander retirement – Brian will contact Ken to see if there is a date to anticipate.
 - b. NEMS – Dave reported that two recent ambulance calls to Morrisville were taken by NEMS. Brian noted that Morristown voters approved a large increase to their ambulance service budget to hopefully reduce the use of NEMS.
 - c. David Ring Environmental Court Update – Ron reported that the town has submitted a dismissal motion to the Court and the town would not build parking spaces within the claimed parcel.
 - d. Report on recent McMahon Chevrolet Act 250 Hearing – Dave reported that town and village boards appeared at the recent hearing to express support for this project and Act 250 staff stated that the project received the most local support at a hearing in recent memory. Dave stated that it appeared the Act 250 permit would be issued soon, allowing construction to move forward in 2016.
 - e. Telephone System – Dave will work with the town office staff to explore options to either replace the old in-house hard line phone system or change to an internet based system.
 - f. Tax Stabilization Application – The first tax stabilization application has been received from McMahon Chevrolet and Roger agreed to represent the Selectboard on the Joint Economic Development Board with Jack Anderson and Greg Paus. Town & Village voters previously granted the town & village authorization to enter into contracts for up to 10-years.
16. Review Town Orders - Motion by Brian to approve the town orders, seconded by Roger. Voting: 4 in favor, 0 against, motion passed.
17. Adjourn – Motion to adjourn by Brian. Seconded by Roger. So voted at 8:26 p.m.