

LYNDON SELECTBOARD MEETING

April 14, 2008

5:30 PM

**Selectboard**

Kevin Calkins  
Kermit Fisher  
Martha Feltus

**Trustees**

Tim Gaskin  
Steve Pitman  
Oralie Lefaiivre  
Randy Amadon

**Press**

Amy Nixon

**Public**

Dan Hill  
Lisa Barrett  
Ron Rindelhardt  
Jack Harris  
Bernie Ash  
Chad Pilotte  
Linda Pilotte

Steve Young, Russell Blake, Dan Macek, Elisha Buss, Gerard Gingue

1. Approval of minutes:

Motion made by Kermit Fisher, seconded by Kevin Calkins, to approve the minutes of the March 31<sup>st</sup> meeting as amended. Motion carried 3-0. Motion made by Kermit Fisher, seconded by Kevin Calkins, to approve the minutes of the April 11<sup>th</sup> meeting as written. Motion carried 3-0.

2. Orders:

The Board approved and signed the orders drawn on the Treasurer for weeks #15 and #16.

3. First Quarter Financial Reports:

The Board reviewed the year to date budget to actual reports for the General Fund, Highway Fund, Wastewater Fund, and Sanitation Fund.

4. Highway Report:

The Board reviewed the highway report as of the week ended 4/4/08. At 27% through the year, payroll is 40% expended and the entire budget is 29% expended. Dan Hill is to draft a letter to the members of the highway crew thanking them for all of their hard work this past winter. The Board will sign the letter.

5. Request for Amendment to ATV Ordinance:

Bernie Ash of the Duck Pond Ridge Runners would like the entire 2.55-mile length of Fall Brook Road opened to ATV traffic. Currently only .3-mile of Buchler Road is open to ATV traffic. Mr. Ash stated that the club would like Fall Brook Road opened so that residents of Vermont Drive can access the trail. The current ordinance was enacted last year in order to connect a current trail system. At that time, residents were not in favor of opening Fall Brook Road to ATV traffic. Item tabled to a future meeting.

6. 2008 Liquor Licenses:

Motion made by Kermit Fisher, seconded by Kevin Calkins, to approve the 2008 liquor licenses of Vinny's Hospitality, Wildflower Inn, and Freighthouse Restaurant, with the standard conditions. Motion carried 3-0.

Motion made by Martha Feltus, seconded by Kermit Fisher, to approve the 2008 liquor license of The Packing House with the standard conditions plus a review every three months to be sure extra care is taken at special events to prevent underage attendance and to keep entertainment activities appropriate. Motion carried 3-0. Police Chief Jack Harris expressed concern over a recent specialty event that posted inappropriate contents on the Internet. This event had participants under the age of 18, which is a violation of conditions. Owner Dan

Macek offered to cease the “all female review” and other events in the future if they are deemed inappropriate. Mr. Macek explained the current steps taken at the door to ID patrons. The Board is concerned about the lack of control on “special events” nights of allowing underage access. Mr. Macek promised to do whatever it takes to clean up the acts allowed at the establishment.

Motion made by Martha Feltus, seconded by Kermit Fisher, to approve the 2008 liquor license of Phat Kats Tavern with the standard conditions. Motion carried 3-0. This application was discussed at the Board’s previous meeting. Mr. Pilotte agreed to adhere to the condition that his staff be identifiable and has posted the winter parking ban notice in the establishment.

7. Excess Weight Permits:

Motion made by Kermit Fisher, seconded by Kevin Calkins, to approve the following excess weight permits with the standard conditions and to authorize Dan Hill to sign the permits on behalf of the Board. Motion carried 3-0.

W.D. Fearon, LLC; Feed Commodities International; Richard Laclair, Sr.; Limlaw Chipping & Land Clearing

8. Memorial Day Parade Request:

Request to use Town roads for May 26<sup>th</sup> parade was granted at the Board’s previous meeting.

9. Walk-a-thon Request:

Motion made by Kermit Fisher, seconded by Martha Feltus, to approve the request of the Darling Inn Senior Meal Site to use Town roads for their annual walk-a-thon on May 17<sup>th</sup> with the usual safety conditions. Motion carried 3-0.

10. Annual Highway Finance Plan:

The Board approved and signed the annual highway finance plan prepared by the Agency of Transportation.

11. Access Permit:

Motion made by Kermit Fisher, seconded by Kevin Calkins, to approve the access permit of Michael Boivin for access onto Jewell Hill Road with the standard conditions plus the installation of an 18” culvert. Motion carried 3-0.

12. Police Dept. discussion with Village Trustees:

The Selectboard explained to the Village Trustees that they met with the Vermont State Police on April 11<sup>th</sup> and the state police would like a 3-month trial period of the Town police dept. covering the entire Town when they are on duty and the state police covering the entire Town when the municipal dept. is off duty. The state police are short staffed and dispatching has a difficult time determining the municipal coverage area. The Selectboard feels that this trial period will provide information to determine where calls are coming from and if there is a need for a third officer. Village Trustees would like a breakdown of time and number of calls covered by the municipal dept. during the trial period, which begins May 1<sup>st</sup>.

13. History Advisory Committee:

Motion made by Kermit Fisher, seconded by Kevin Calkins, to appoint the following to the Town History Advisory Committee. Motion carried 3-0.

Alfred Toborg, Virginia Downs, Sheila Fors, Harriet Fisher, and Chris Raymond

14. Ancient Roads Committee:

Joe Newell has volunteered to assist Judy Thompson on the committee, as has Kevin Calkins. Others will be asked.

15. Other Business:
- A) The Zoning Administrator has informed the Board that Lyndon State College has applied for a building permit for an addition to Vail Hall.
  - B) The Board reviewed the road priority list prepared by the road foreman.
  - C) Kermit Fisher will represent the Board on the police advisory committee. Other possible members of the committee were discussed.
  - D) Motion made by Kermit Fisher, seconded by Kevin Calkins, to accept the bid of Gingue Construction for 12,000 yards of gravel at \$5.95 per yard and 6,000 yards of sand at \$3.35 per yard. Mr. Gingue will hold the gravel price for 2009. Motion carried 3-0.
  - E) As discussed at the Board's previous meeting, the road foreman is concerned about the cost and level of service and of setting a precedent should the Town swap road maintenance work with the Town of Kirby. The Board will discuss the possibility of charging Kirby for the service.
16. Executive Session – Contracts:  
Discussed in Item 15 D.
17. Executive Session – Personnel:  
Motion made by Kermit Fisher, seconded by Martha Feltus, to enter into executive session at 8:15 PM to discuss a personnel issue. Motion carried 3-0. Upon returning to open session at 8:30 PM, no action was taken.

Meeting adjourned at 8:30 PM.