

**Town of Shaftsbury
Selectboard Meeting
6:30 PM
Monday, October 3, 2016
Cole Hall, 61 Buck Hill Road, Shaftsbury
DRAFT**

**Selectboard Members Present: Tim Scoggins, Art Whitman, Ken Harrington
Selectboard Member Absent: Mitch Race, Tony Krulikowski
TA Absent: David Kiernan**

1. Call to Order

Tim Scoggins called the meeting to order at 6:30PM.

2. Conflict of Interest Statement

NONE

3. Approval of Minutes

Motion: Art Whitman moved to approve the Minutes from the Regular Meeting on September 19, 2016. Ken Harrington seconded.

3-0-0 Motion approved.

4. Warrants

Motion: Art Whitman moved to approve Retirement Warrant #6 \$6,620.03. Ken Harrington seconded.

3-0-0 Motion approved.

Motion: Art Whitman moved to approve Payroll Warrant #6 \$17,977.78. Ken Harrington seconded.

3-0-0 Motion approved.

Motion: Art Whitman moved to approve Check Warrant #9 \$67,530.73. Ken Harrington seconded.

3-0-0 Motion approved.

5. Announcements

Tim Scoggins noted that the Town Administrator was out of town, the Treasurer was absent due to illness, and the Road Foreman was also not in attendance at tonight's meeting.

6. Public Comments

NONE

7. Treasurer's Report

Melanie Dexter sent a report to Tim Scoggins prior to the meeting. Ms. Dexter said that tax revenues are coming in and expenses are at expected levels. Ms. Dexter also reminded the public that her office hours are Monday through Friday from 10:00AM until 1:00PM if residents would like a receipt for their tax payments. The external auditors have conducted their annual review but we are still awaiting their report.

Ken Harrington asked if the Town has enough cash on hand so that it will not have to draw from its line of credit and Mr. Scoggins confirmed that it did.

8. Road Foreman Report

Mr. Scoggins said that he had no direct road report but indicated that the road crew was back to performing routine maintenance and grading. Ken Harrington asked if Steve Washburn had been able to have the body of the tandem truck repainted. Art Whitman said that the company he suggested (Kaiser) was contacted but that they do not do that type of work anymore and the Town is looking for a company that does sandblasting.

9. PFOA – Landfill Update

Tim Scoggins reported that the test results from the remaining monitoring wells at the former landfill site had come back and that those wells came in below State standards. Mr. Scoggins pointed out that one of the monitoring wells tested in the summer that came back above 20 parts per trillion (ppt) recently tested at 17 ppt, which is lower than State standards. Mr. Scoggins went on to say that it's safe to say that the Town does not have a PFOA problem at the landfill.

Art Whitman then said that on September 28th, members of the Board met with Rep. Alice Miller, Sen. Dick Sears, Sen. Brian Champion, Alyssa Schuren and Chuck Schwer (each from the State of Vermont). Mr. Whitman said that the topic of "probable responsible parties" was discussed and he felt there needed to be a distinction made between companies such as DuPont and St. Gobain who used chemical compounds

containing PFOA and entities such as the Town of Shaftsbury who simply operated a landfill under the guidance of the State of Vermont. The State said that this distinction could not be made under the current laws but recognized that any remediation efforts could be a burden for certain towns. Mr. Whitman said that although Shaftsbury may have “dodged the bullet” but he encouraged the Town to keep on the State about properly defining responsible parties in order to set a precedent.

Ken Harrington asked if the State was going to mandate future regular tests for wells. Art Whitman said that only a couple of wells had been flagged for another round of testing in the spring.

10. Sidewalk Project Corner of 7A and Church

a. Change Order 1 – Return Street Lighting into project

Tim Scoggins reported that although the sidewalk project had been approved last week without the alternate item regarding the lighting included, he learned that a previous Board had negotiated with a landowner for an easement to put the lights in. David Kiernan wrote up a Change Order for the project to include the lighting so that the Town could fulfill the extent of the Easement Agreement.

Mr. Scoggins asked for a Motion to issue the Change Order to include the street lights.

Motion: Art Whitman moved to issue the Change Order. Ken Harrington seconded.

Ken Harrington objected to the total cost of the project and the requirements that had to be met as a result of receiving federal funding for the cost.

3-0-0 Motion approved.

11. Citizen Petition to Raise Speed Limit on VT Route 7

Tim Scoggins reminded the Board that a resident of Dorset, Mr. Keene, attended a meeting earlier in the summer regarding a petition to raise the speed limit on Route 7 from 55 mph and 65 mph. Art Whitman said that he believed that the petition wouldn't have much luck as he was under the impression the limit followed federal standards because of the class of road. Ken Harrington said that he personally had no opposition to the petition but couldn't recall a road without a median that had a speed limit of 65 mph.

Art Whitman asked for clarification on what exactly Mr. Keene was seeking from the Board. Mr. Scoggins said that he believed Mr. Keene wants the Town to proactively support the speed increase. It was agreed that the Board was not inclined to do so at this

time but that he would add it as an action item for formal discussion when a full Board was in attendance.

12. Closure of Cleveland Avenue – October 31, 2016

Tim Scoggins asked for a Motion to close Cleveland Avenue to traffic as the Town does every Halloween.

Motion: Art Whitman moved to close Cleveland Avenue between the hours of 4:30PM and 8:30PM on October 31, 2016. Ken Harrington seconded.

3-0-0 Motion approved.

Art Whitman asked if the Town would be sponsoring a parade or hay ride this year. Tim Scoggins said that he had not heard of any events yet.

13. Other Business

Art Whitman said that he believed that the public should hear an update on the Town's discussions regarding the former Dailey's building on Route 7A. Mr. Whitman said that the Town has expressed an interest in purchasing the building and the current owner, Mr. Peckham, is interested in selling the building. The Town has gone through the building and put together a checklist of needs for the municipal offices, the most significant being a vault for land and vital records. Mr. Whitman went on to say that the Town has hired an engineer to determine the cost of an appropriate-sized, ADA-accommodating vault to hold records for the next few years. Mr. Whitman stressed that any decision would be put to the voters in March.

Tim Scoggins reminded the public that the Town had budgeted for improvements to Cole Hall but that the cost of repairs plus much-needed modifications (including private offices) would total more than \$300,000.00. Mr. Scoggins indicated that the cost of purchasing the Dailey's building, which would be ideal for municipal offices, would be a better use of budgetary resources. Mr. Scoggins went on to say that the purchase of the building, plus the construction of the proposed garage, would be feasible for the Town given funds reserved for the proposed \$1.5 million garage project that have been retained over the past few years.

Mr. Scoggins said that discussions would continue with Peckham.

14. Review of Action Items

9/19/16 Regular Meeting:

David Kiernan will put a notice regarding the mailing of tax bills on the Town website – **Completed.**

Art Whitman will provide the phone number for Kaiser Painting for the road crew – **Completed.**

The Board will pursue information regarding a municipal sewer system – **Continuing. Art Whitman provided a copy of plans and report previously generated. Tim Scoggins mentioned the idea of a community septic system (as opposed to a municipal wastewater system) was discussed by a previous Planning Commission. Ken Harrington asked where there would be space for such a system and Mr. Scoggins said that the previous report had proposed the schoolyard or the Town property once the garage was removed. Mr. Scoggins said that the report identified the properties in the Village that would have difficulty replacing systems and may benefit from connection to a central system.**

Tim Scoggins will sign the Memorandum of Understanding for road maintenance – **Completed.**

10/3/16 Regular Meeting

Sign warrant allowing Constables to go after unlicensed dogs

Route 7 speed limit change

15. Executive Session

Motion: Art Whitman moved to go into executive session to discuss real estate matters at 7:05PM. Ken Harrington seconded.

3-0-0 Motion approved.