

## UNAPPROVED

### SELECTBOARD MEETING MINUTES

October 31, 2012

This meeting was called to order by Chair, Lewis White at 4pm at the Town Offices in Dummerston, Vermont.

Members present: Tom Bodett, Steve Glabach, Zeke Goodband, Bill Holiday, Lewis White

Also present: Herb Rest, Gail & Lew Sorenson, Mike Faher from *Brattleboro Reformer*, Rich Melanson from *BCTV*.

On a motion by Bill and second by Steve, the Board voted 4-0 to approve the minutes of October 3rd (Tom abstained).

On a motion by Tom and second by Zeke, the Board voted 3-0 to approve the minutes of October 17th (Lewis and Bill abstained).

Tom spoke about a letter sent by the Selectboard regarding the Learning Collaborative resulting from the October 3rd Selectboard meeting.

On a motion by Steve and second by Zeke, the Board voted 5-0 to approve the payment of Warrants 9 & 9P. Tom mentioned the Act 250 fees and a "change of rules without notice".

Road Foreman, Lee Chamberlin was not present. Tom spoke of a conversation he had with Lee regarding Dummerston Station Road and an "oily sheen". A sample was taken to be tested and Lee placed a berm at the site. Zeke offered to contact the Department of Health.

The Board reviewed the Cemetery Bid Sheet and recently published Bid Notice from the *Reformer*.

Renaud Gravel Pit Update: Tom reported on his letter to Town Atty. Bob Fisher about getting the lease agreement amended to limit the Town's liability to just the pit. Lew and Herb spoke about an appeal and bonding requirements and reclamation provisions regarding responsibilities of the parties involved. Lew reported on the fencing requirements at the pit. Tom asked the Development Review Board (DRB) to "meet this month" on the Selectboard's behalf about the appeal and agreed to write a letter of request tomorrow to start the process in motion. Fencing requirements of the project were discussed. Steve expressed concern about "fronting" of gravel as payment for pit services by Renaud Bros. and the need, at some point, for Renaud to need cash. Tom explained that Dummerston's responsibility with the pit is one-third.

Correspondence for information included: 10/16 notice of liquor violation at Exit 4 Sunoco.

The Board reviewed an invitation to a Hazard Mitigation Plan meeting in Putney on November 12th. Zeke explained that the Town is waiting for FEMA to approve the Town's submitted plan; there is nothing further that can be done until approval is received. Tom requested clarification and suggested sending our Emergency Management Director. Lewis offered to contact the EMD about attending.

The Board reviewed a request from Delinquent Tax Collector, Pam McFadden, to reimburse Dick & Harriet Virkstis \$471.51 for 2008 property tax penalty/interest. Tom moved to approve the request. Zeke seconded the motion. Pam had contact VLCT about the issue and they recommended that reimbursement not be paid. Lewis explained a concern that it has become a growing problem when bank's automatic payments have not been made. Pam reported on the situation. The Selectboard voted 5-0 not to reimburse the \$471.51.

The Board reviewed the 10/4 notification from the VT Environmental Court of an appeal filed by John & Lori Thibault regarding the recent DRB decision. Lew and Herb (representing the DRB) explained the difficulty of the decision. Tom spoke of the role of the Town Agent in matters like this. Lewis explained that the Selectboard is supporting the decision of the DRB by taking no action. The DRB representatives spoke of past Selectboard involvement in issues like this. The DRB encouraged the Selectboard to support and follow through on its by-law. Zeke explained that Selectboard inaction was to allow the DRB decision to stand on its own.

On a motion by Tom and second by Steve, the Board voted 5-0 to sign a 10/31/12 Certificate of Change to the 2012 Grand List.

At 4:50pm, Tom moved to enter Executive Session to discuss a legal matter. Steve seconded the motion; it passed 5-0. Executive Session ended at 5:31pm, with no action taken.

With no other business to come before the Board, a motion to adjourn was accepted at 5:32pm.

---

Approved

---

Lewis White, Chair

---

Bill Holiday, Clerk

Submitted by: Bill Holiday, Clerk