

Weathersfield Select Board  
Minutes  
July 15, 2013

Present: Dan Boyer  
Norman John Arrison  
C. Peter Cole  
Dave Fuller  
Richard Clattenburg

Others Present: Jim Mullen, Town Manager  
Lisa Slade, Recording Secretary  
Edith Stillson  
deForest Bearse  
Jeff Slade  
Alan Hudson  
Michael Todd  
Greg Adamovich  
Roy Mark  
Lillian Dunn  
David Moore  
Laurence Moore  
BetteJo Esty  
John Esty  
Wes Hazeltine  
Paul Stoddard  
Bonnie Blake  
George Lamb  
Steve Aikenhead  
Rachel Clattenburg  
Ellen Clattenburg  
Steve Hier  
Lynn Esty  
Aurelius DiBernardo

1. Call to Order: Mr. Boyer called the meeting of the Weathersfield Select Board to order at 7:00 p.m. at the Weathersfield Center Meeting House.
2. Comments from Citizens and Select Board Meeting: Mr. Boyer announced Mr. Hudson had resigned from the Planning Commission so there is an open position.
3. Review Minutes from Previous Meetings: **Mr. Clattenburg made the motion to approve the minutes dated July 2, 2013. Mr. Cole seconded the motion which passed unanimously.**

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4. Board of Liquor Commission - Mr. Boyer convened the Board of Liquor Commission.

A. Town of Springfield/Stoddard Enterprises VT LLC dba Summerfield's Restaurant: **Mr. Arrison made the motion to approve the outside consumption permit for Stoddard Enterprises VT LLC dba Summerfields Restaurant, Mr. Clattenburg seconded the motion.**

Mr. Boyer noted this was for the cart that is outside on the golf course. Mr. Boyer asked if there was only beer consumed outside. Mr. Stoddard said there could be beer and/or mixed drinks. Mr. Arrison asked if the people on the cart were trained. Mr. Stoddard said yes, they have taken the courses necessary to meet State standards. Mr. Arrison said he remembers an accident involving a driver that had left the golf course years ago and he cautioned Mr. Stoddard to be abide by all laws. Mr. Stoddard said they have policies and procedures in place. Mr. Arrison asked Mr. Stoddard to renew this permit at the same time he renews his permit with the Town of Springfield next year. **Motion passed unanimously.**

Mr. Boyer adjourned the Board of Liquor Commission.

5. Regular Business

A. Set FY2014 Tax Rates: **Mr. Arrison made the motion to approve the FY2014 tax rates as follows: General Fund 0.2703, Highway Fund 0.2848, County Tax 0.0059, Local Education 0.0064, Homestead Education 1.6591, Non-Residential Education 1.4998, Perkinsville Village 0.0393 and waste Management Fee \$20.00, Mr. Cole seconded the motion.**

Mr. Hudson recommended the Board change the Highway Fund tax rate to 0.2388 and said this is what the rate should be once the surplus funds are applied to the budget. He said the Voters voted in favor of setting up a reserve fund for the General Fund but not for the Highway so this surplus money has to be used or returned to the taxpayers. Mr. Boyer asked if the General Fund reserve fund (using general fund surplus funds) has been set up yet, Mr. Boyer said no. [Mr. Fuller arrived]

There was discussion that cash flow varies through the year with the worst months being July and August. If we don't have surplus funds to use for cash flow we would have to take out a loan. Mr. Clattenburg asked what the interest rate would be, Mr. Hier said probably less than 2%. Mr. Clattenburg asked if we could use surplus funds to pay off a note and if so would that have an impact on cash flow. Mr. Hier said we would probably have to have a vote to use surplus funds to pay off a note.

Mr. Fuller said we can not keep surplus funds, it has to be used in the same year it was accumulated or returned to the taxpayers. He said we had a surplus in 2011 and 2012 and he anticipates we will have a surplus at the end of 2013. Mr. Fuller said the Voters have voted to set a reserve fund up with the General Fund surplus but did not vote in favor of doing that with the Highway surplus so it needs to be used or returned to the taxpayers.

There was discussion that Article 8 and Article 9 on the Warning specified specific dollar amounts to be raised by taxes and Mr. Arrison and Mr. Cole said the tax rate should be set off these numbers.

There was discussion that if we apply the surplus to the tax rate then next year there will likely be a large increase. Mr. Clattenburg said since tax bills need to be mailed tomorrow he would like to have the Town Manager figure out the best way to return the money to the taxpayers - maybe adjust the last three tax installments or issue everyone a refund check. Mr. Mullen said isn't possible to adjust the information on the tax bills - the software program is the same for all towns. He said we would have to include a mailing insert if something goes out with the tax bills. Mr. Fuller said it is important to know the Highway surplus is because that department hasn't spent all the money in their budget the last few years.

Mr. Fuller said he supports the motion if the surplus funds are returned to the taxpayers through a different method (other than by lowering the tax rate). Mr. Clattenburg said he wants to see the surplus funds returned too.

**Motion carried 4 - 0 with Mr. Boyer being the dissenting vote.**

**Mr. Clattenburg made the motion to return the highway surplus funds to the taxpayers for FY2012 as expediently as possible, Mr. Fuller seconded the motion.** Mr. Cole said he sees this as being fiscally irresponsible. He noted the Board already lowered the tax rates the past few years by using some of the surplus and he thinks the surplus funds should remain in the budget for use when needed. Mr. Fuller said the voters have spoken on this already so he respectfully disagrees with Mr. Cole. **Motion passed 3 - 2 (Mr. Cole and Mr. Arrison were the dissenting votes).**

B. Crown Point Road: Review DiBernardo Associates overlay maps of north and south sections of road: Mr. DiBernardo said he used a hand held GPS to take readings along the way, plotted the information and has submitted the information to the Town. He feels this is pretty accurate information.

Mr. Fuller asked the difference between the red thin line and the blue thick line. Mr. DiBernardo said the red line is the actual lay out based on the deeds and the blue line is the GPS line. Mr. Fuller questioned how much it would cost to have the whole road surveyed. It was estimated that it may cost around \$20,000 but it would have to go out to bid.

Mr. Arrison said he thinks we should look at sections at the road, not the whole road and he thinks the Town should do easements to allow for usage.

There was discussion that the Ancient Roads Committees couldn't find where the whole road was surveyed nor could they find markings all along the road. Mr. Mark questioned why most of the land through the Army Corp wasn't surveyed. After discussion it appears about 4 1/2 miles (out of the 7) hasn't been surveyed.

Mr. Todd said this is exactly why Act178 was created and noted Springfield and Cavendish ends will not exist in 2015. Mr. Fuller said this road is on our books as a Town road but he is not sure it was properly reviewed previously.

Mrs. Bearse said there are two original mile markers on the property and both are on un-surveyed portions. She also said the Army Corp land is on the Historical registry.

Mr. Arrison asked Mr. Aikenhead if he thought the Crown Point Road Association would be ok with easements. Mr. Aikenhead said he certainly hopes so. The consensus was to get easements from property owners and throw up sections as we go along. And, start at the Cavendish Town line.

C. Perkinsville School Brownfield's Grant:

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Approve contract for oversight/management of contractor abating hazardous materials: Mr. Mullen said the bids are due in on Wednesday. **Mr. Arrison made the motion to have the Select Board Chair and Town Manager review and award this bid. Mr. Fuller seconded the motion which passed without dissent.**

Update on response of contractors to RFP for abatement services: **Mr. Fuller made the motion to accept the July 11th proposal from Weston & Sampson to provide asbestos consulting services for the asbestos/universal waste abatement project at the 1954 and 1969 additions to the Perkinsville School, for a maximum limiting amount of \$16,500. Mr. Cole seconded the motion which passed unanimously.** [Mr. Clattenburg left the meeting at this time. ]

D. Update on recovery from July 2 flooding: Mr. Mullen said we are waiting for FEMA to see what help is available.

E. Award bid for replacement of 0.6 mile Baltimore Road culvert: **Mr. Fuller made the motion to award a contract to Northwood's Excavating, Inc. for the lump sum of \$137,545 to replace the Irene-damaged culvert on Baltimore Road located 0.6 mile west of Route 106 as described in the Town's 6/18/13 "Request for Bids to Replace the 0.6 mile Culvert on Baltimore Road," subject to the condition that Northwood's Excavating, Inc. provide the Town with a Performance Bond and a Payment Bond each in the amount of 100% of the contract price as well as a Certificate of Insurance. Mr. Cole seconded the motion which passed without dissent.**

F. Award paving contract for Kendricks Corner Road: **Mr. Fuller made the motion to award the paving contract for Kendricks Corner Road to BlackTop for a maximum amount of \$10,000. Mr. Cole seconded the motion which passed unanimously.**

G. Award bid for crushed gravel: **Mr. Cole made the motion to award the bid for approximately \$35,000 worth of crushed gravel to Butch Wilson Excavating for \$14.90/yard delivered to the Highway Garage on or before 11/27/13, as specified in the Town's 7/1/13 Request for Bids. Mr. Fuller seconded the motion which passed unanimously.**

H. Land Use

1. Receive revised Land Use chapter for the Town Plan: Mrs. Bearse asked the Board members to keep the information they have been given for the Public Hearings.

2. Set dates for two Public Hearings: **Mr. Arrison made the motion to hold two public hearings for the revised Land Use Chapter of the Town Plan one on August 5th and the other on August 19th. Mr. Cole seconded the motion which passed without dissent.**

6. Appointments: None

7. Sign Treasurer's Warrant: **Mr. Arrison made the motion to approve the Treasurer Warrants as follows:**

<b>General Funds Payroll</b>	<b>\$ 19,297.27</b>
<b>General Funds Operating</b>	<b>\$ 50,666.71</b>
<b>Highway Fund Payroll</b>	<b>\$ 16,815.80</b>
<b>Highway Fund Operating</b>	<b>\$109,305.69</b>

<b>Solid Waste Management Fund Payroll</b>	<b>\$ 1,420.39</b>
<b>Solid Waste Management Fund Operating</b>	<b>\$ 8,414.70</b>
<b>Library</b>	<b>\$ 1,377.04</b>
<b>Grants</b>	<b>\$ 269.02</b>
<b>Agency Monies</b>	<b>\$ 182.26</b>
<b>Reserves</b>	<b>\$ 1,116.00</b>

**Mr. Fuller seconded the motion which passed without dissent.**

8. Executive Session/Personnel: **Mr. Arrison made the motion to go into Executive Session to discuss personnel. Mr. Cole seconded the motion which passed without dissent.**

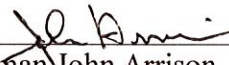
9. Future Meeting Agenda Items: total compensation package, review requests for proposals for Maple Street engineering services and Wunch dry hydrant.

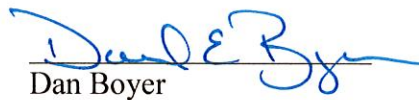
10. Adjourn: **Mr. Arrison made the motion to adjourn. Mr. Fuller seconded the motion which passed without dissent.** The Select Board meeting was adjourned at approximately 9:30 p.m.

Submitted by,  
Lisa Slade

Approved by the Weathersfield Select Board August 5, 2013

  
C. Peter Cole

  
Norman John Arrison

  
Dan Boyer

  
Richard Clattenburg

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*Mary B. Baker*  
ASST. - Town Clerk