

## **Brandon Select Board Meeting May 27, 2019**

**NOTE: These are unapproved minutes, subject to amendment and/or approval at the subsequent board meeting.**

**Board Members in Attendance:** Doug Bailey, Seth Hopkins, Tracy Wyman, Brian Coolidge, Tim Guiles

**Others in Attendance:** Dave Atherton, Brent Buehler, Charles Powell

The meeting was called to order by Seth Hopkins – Chair at 7:00PM

### **1. Call to order**

*a) Agenda Adoption* – **Motion** by Doug Bailey/Tracy Wyman to adopt the agenda. **The motion passed unanimously.**

### **2. Approval of Minutes**

*a/b) Approval of Minutes – May 13, 2019 - Select Board Meeting*

**Motion** by Tracy Wyman/Doug Bailey to approve the May 13, 2019 Select Board Meeting minutes. **The motion passed unanimously.**

### **3. Town Manager's Report**

Dave Atherton provided a written report for the weeks of May 13<sup>th</sup> and May 20<sup>th</sup>. Seth Hopkins noted that the Town Manager's report is available on-line under Packets for the Select Board meetings.

Doug Bailey questioned whether the digging is done for the Route 7 project. Dave Atherton confirmed it is done in the area that they have been working. They will be doing the box cut on Seminary Street and will then be finishing Segment C and going on to Segment A.

### **4. Police Chief Report**

Seth Hopkins noted Chief Brickell provided an overview, a summary of ticketing and arrests and the plans for the SRO position for OVUHS. Mr. Hopkins noted this report is also available on-line under the Select Board meeting Packet. It was noted that ticketing has increased, which was attributed to new officers in the Department and several tickets being issued in the work zone area.

### **5. Public Comment and Participation**

Brent Buehler thanked the Select Board for providing him a status sheet on the public land. He had raised the question about public notice for leasing lands when it was on the last agenda for Mr. Wyman's lease, but it had not been noticed when the parking lot behind the Mobil station was leased to Casella. Seth Hopkins advised that he had followed up with the Town Manager and was advised that the Town is not receiving payment for the use of the parking lot behind the Mobil Station. The Town is the customer for the Route 7 project, and this was a way to facilitate the project. The Town did not enter into a lease with Casella and there was no money exchanged, but there is an agreement with the State of Vermont for storing materials. Casella has a similar situation on Nickerson Road with the landowner. Mr. Buehler noted he viewed an agreement with the Town with an exemption from VTrans for the use that was outside the land use ordinance in order to store items. Mr. Atherton noted the agreement was contingent on getting the exemption from VTrans for that use. Mr. Hopkins stated there was money exchanged with the land for Mr. Wyman and in this case, the Town is getting the benefit by not having Casella lease a parcel from someone else that would increase the project cost. Mr. Hopkins advised this was part of the overall Segment 6 bid process. Doug Bailey stated the Town knew this area was going to be used for staging when the Town purchased it, as it would be in the center of the project and would hopefully speed up the project. Charles Powell asked if the use of the pumps was included. Mr. Hopkins advised the front half of the parcel is still a privately-owned parcel and their agreement was unknown. Mr. Powell noted they are pleased with Casella, as they have been one of the more impacted properties and Casella has been helpful, gracious and informative.

## **6. Revise Policy on Sewer Bill Abatements**

Dave Atherton suggested removing the time limit of 30 days in Item A under General Requirements, as this could infringe on due process. Mr. Atherton cited an instance where this term affected the abatement and recommended either rewriting Item A or eliminating it. Doug Bailey questioned whether there should be some type of time noted. Tim Guiles agreed there should be a time indicated. It was recommended to strike the wording "30 days" and change it to one year.

**Motion** by Tracy Wyman/Doug Bailey to strike the wording "30 days" in Item A under General Requirements and replace with "one year" in both places noted in this section. **The motion passed unanimously.**

Dave Atherton will make the changes and bring the policy to the Select Board's next meeting for signature.

## **7. Fiscal**

### ***a) General Fund Warrant – May 27, 2019 - \$1,179,510.46***

**Motion** by Brian Coolidge/Tracy Wyman to approve the warrants of May 27, 2019 in the amount of \$1,179,510.46. **The motion passed unanimously.**

Mr. Atherton reported \$908,000.00 of the warrant was for payment to the school.

***b) Route 7 Construction Warrant – May 27, 2019 - \$567,463.82***

**Motion** by Brian Coolidge/Doug Bailey to approve the Route 7 Construction warrant in the amount of \$567,463.82. **The motion passed with one abstention – Tracy Wyman.**

***c) Bridge 114 Warrant – May 27, 2019 - \$8,959.09***

**Motion** by Tracy Wyman/Brian Coolidge to approve the Bridge 114 warrant in the amount of \$8,959.09. **The motion passed unanimously.**

The Select Board recessed at 7:16PM.

The Select Board reconvened at 7:22PM.

**Motion** by Brian Coolidge/Tracy Wyman to enter executive session at 7:22PM in accordance with 1 VSA 313(a) (3) – the appointment or employment or evaluation of a public officer or employee, with the session to include the Town Manager. **The motion passed unanimously.**

**8. Executive Session**

At 7:40PM, Dave Atherton and Doug Bailey left the executive session. Doug Bailey recused himself from the Town Manager’s performance evaluation process.

The Select Board came out of executive session at 8:03PM. There were no actions required.

**9. Adjournment**

**Motion** by Brian Coolidge/Tracy Wyman to adjourn the Select Board meeting at 8:04PM. **The motion passed unanimously.**

Respectfully submitted,

Charlene Bryant  
Recording Secretary