



Town of Bolton
3045 Theodore Roosevelt Highway
Bolton VT 05676
Select Board Minutes
October 5, 2015

Board members present: Josh Arneson, Gene Armstrong, Jen Dudley-Gaillard, Ron Lafreniere; Chair, Sharon Murray

Board members absent: none

Also present: Mike Snyder, Michael Frasier, Wayne Ring, Tony Barbagallo, Carol Devlin, Lexie Haselton, Bob Atchinson

Clerk: Amy Grover

1. The meeting was called to order at 5:46 p.m. by Ron with a quorum of 5 members present.

2. Changes or additions to the agenda:

➤ Mountain View Drive site visit and hearing:

- Site visit – solely to inspect roads, no sign in nor minutes required.
- Hearing – more formal; no ex parte communication, sign in and sign up for speaking with abutters and residents first, time limit, decision to be issued within 60 days, minutes required, list of submissions.
- Select Board's duty is to listen & ask questions. Highway, Town Plan, and DRB records to be presented by other parties.
- Petitioners have burden of proof; taking over the roads is a necessity.

3. Public comment: none

4. Appointments:

A.) Eric Andrews – Highway update (noted: Eric out sick, Wayne attended on behalf of PW):

Paving:

- Paving information from CK Construction: BV Road and Notch Road, only for paving, not repair work for ditching/guardrails. Noted: concern expressed by residents on guardrails still in need of repair at BV Road site. Sharon noted need to get three quotes for FEMA funding. Wayne noted need for the Bolton Valley Road to be repaired before winter. Gene made motion "to approve CK construction to do the pavement repair work on the Bolton Valley Access Road." Josh seconded. There was no further discussion. All were in favor and the motion passed (5-0). Amy to follow up on quotes from 2 other companies, ST Paving and ROX.

Truck Pricing:

- Truck pricing from Clark's on a single axle International \$146,458 and tandem \$189,195.
- Pricing from Charlesbois for Freight Liner single axle \$153,005, Western Star \$156,420.
- Brief discussion on single and double frames, motors, tandems, extended warranties, rear vs. center sander.
- Gene to get more information on body and sander.
- Noted: Capital Planning Committee will be reviewing truck options at 10/6/15 meeting.

Residents' requests and issues:

- Request from Notch Road residents for chloride due to dust. Amy to follow up with Eric.
- Drainage issues on Thatcher Road and Hummingbird Lane - Select Board to review with Eric prior to 10/19 meeting.

B.) Commissioner Snyder – VT Department of Forests, Parks, & Recreation – PILOT Program. It was noted and discussion included:

- Here per Select Board request, recognize and understand the importance of PILOT payments, and are sensitive to this issue.

- Recognize that Bolton is 50%+ in state ownership; Commissioner feels the state should pay the full payment to towns, support full funding of PILOT
- The decrease in PILOT payments was driven by the PVR division's reevaluations of lands. The timing coincides with the purchase of the Nordic Lands, but there is no connection.
- Reevaluations resulted in a 32% increase, legislature said there was not funding for that increase from 2.1 million to 2.8 million.
- The Legislature imposed a moratorium, looked to a study committee for recommendations and a report resulting in several options.
- Final position of commissioner: have made position of support for PILOT funding known, proposing in their FY-17 budget "Option D," which would be better for Bolton, decreasing the PILOT decrease from 17K to 4K, equaling the same amount if the lands were in private ownership. Brief discussion on fair market and current use values.
- Option D: handout provided and reviewed, on file with these minutes.
- Administration will have to approve Option D in order to send that proposal to the Legislature.

Sharon asked of the VLCT was in favor - it was noted conceptually, yes. Board expressed concern regarding the cost of maintenance of the roads that provide access to the state lands, and questioned if payment was sufficient for that, and suggested the addition of a "check in" in relation to fair market value over time and the ability for adjustment. The Commissioner asked the town to look at plan going forward, not just the immediate result in payment and provide feedback to the state/study committee/VLCT, especially if town was in favor of Option D. Brief discussion on letter of support.

Further discussion:

- Broadway – have applied for FEMA funding. Will send a synopsis. Noted: Town easement on Broadway for emergency access, concern about run off and erosion affecting Joiner Brook.
- Issue with trail maintenance scheduled for the same date as opening day of deer season – sensitivity to other users, state will follow up.
- Preston ~ Lafreniere homestead: three bids that met or exceeded the minimum bid. The state will evaluate and select by November 15th. The sale will reimburse department for work that was done in preparation for selling the property, barn stabilization, and for further stabilization of the West Barn.
- Duxbury Road gravel pit: closing down, working with facilities/engineering for a restoration plan.
- Honey Hollow Road: relocation of a small portion of the road. State would need more information, a lot to consider including the r.o.w., may need Legislative approval.
- Honey Hollow Brook – mouth is completely blocked, questioned if state was evaluating. Noted difficulty in getting state approval to work in brook, same occurrence with Gleason Brook; the loss of Ag land, becoming a gravel bed.

C.) Carol Devlin – 911 Issues & Resolution Recommendation – Sports Club Condominiums

- Noted: CVT called regarding Sports Club Drive issues, 911 reviewed the area.
- The south end of Sports Club Drive was closed off several years ago, needed to be addressed either by opening the area again, or renaming that closed section.
- Condominium Association President David Parot approved renaming the section; Village Lane, numbers assigned for buildings and units.
- Sharon made the motion "to change the name of the south end of Sports Club Drive to Village Lane, pending confirmation that there is no Village Lane in Richmond." Gene seconded. There was no further discussion. All were in favor and the motion passed (5-0).

D.) Bob Atchinson – 68 Mill Brook Road House Fire. Asked for permission to record conversation. Bob stated:

- No communication from fire chief as requested.
- He has done nothing with site – the cause of the fire is still a mystery, power company said there was nothing wrong with power.
- He spoke with state police investigator Todd Ambroz.

- He questioned: the possibility of arson, the protocol to knock down the walls, why BVFD was last to arrive on scene, the amount of water used, possibility of children playing with fireworks, and stated that the neighbors were angry about the state of the house.

Ron noted the need for half burned walls to be knocked down for safety reasons. Bob stated it should be his call if walls needed to be taken down. Brief discussion on protocols, standard operating procedures; suggested that Bob contact other local fire chiefs for more information.

Sharon asked if there was insurance. Bob stated no, as the house was not occupied, and he had a bill for \$1200 that he did not contract for, that he was ready to retire from the state, and now was set back 100K.

The Board asked Bob what he wanted from the board, and Bob indicated a meeting with the BVFD chief. Ron to arrange.

E.) Tony Barbagallo – Wheeler Field. It was noted that and discussion included:

- The parcel containing the field is for sale – 8 lots proposed.
- A PRD could allow for protection of the field.
- There is interest in conserving the field, an active recreation asset to the town, with the town to take ownership in the future.
- Wheeler Field mentioned several times at Planning Kick Off meeting last week.
- The owner is open to conserving Wheeler Field, approximately 4 acres.
- Interested in informal Select Board’s view, looking for support and ownership, not funding.
- Financial piece would be a challenge, maybe funding available through the Housing Conservation Trust Fund.

Sharon asked if they had spoken with the Conservation Commission. Tony stated no, not at this point. Jen noted best of both worlds; development and recreation, which has her support. Sharon suggested that long term maintenance be included in thinking. Straw poll of board, generally support in theory, given inclusion of potential for development, but would need hard numbers.

5. **Business and Action Items**

Old Business:

1. Litigation: Leduc et al v. Antley et al v. Town of Bolton:

- In the event of mediation, Sharon to attend on behalf of the Select Board.

New Business:

1. CCRPC Clean Water Advisory Committee and DRB appointments:

- Noted: the representative of the CWAC will need to be in contact with the Select Board. Sharon to check in with Deb Shelby, who volunteered, on the expectations. Appointment to be made by 10/23.
- On the DRB’s recommendation to appoint Rob Ricketson as an Alternate, Josh made the motion “to appoint Rob Ricketson to the DRB as an Alternate.” Gene seconded. There was no further discussion. Jen recused. Four were in favor and the motion passed (4-0).

2. 4 x 4 Center Municipal Impact Questionnaire, Phases 2 & 5:

- Noted the town does not have the ability of technical rescue for fire, police, and rescue.
- “Access road” should be noted as SA 3 Highway or Bolton Valley Access Road.
- Gene made the motion “to approve the 4 x 4 Center Municipal Impact Questionnaire, as amended.” Jen seconded. There was no further discussion. All were in favor and the motion passed (5-0).

3. Building Permits and Drainage Issues – Hummingbird Lane & Gardner Lane:

- Drainage issues: See above – Highway updates.
- Building permit Gardner Lane – noted no application, applicant indicated interest in asking for a fee waiver.

4. Warrants: Signed.

5. Financial Reports: Dispersed.
6. Minutes September 21, 2015: Gene made the motion "to approve the minutes of September 21, 2015." Josh seconded. There was no further discussion. Jen and Gene recused. Three were in favor and the motion passed (3-0).
6. **Communications:**
 - Renewal of the Certificate of Public Good of Comcast, from Downs Rachlin & Martin.
7. **Other Business: none**
8. **Closing:** No other business was brought before this Board at this time. Gene made the motion "to close the meeting." Josh seconded. There was no further discussion. All were in favor and the motion passed (5-0), at 9:20 p.m.

Attest: Amy Grover, Clerk

Minutes are unofficial until approved. These minutes were read and approved by the Bolton Select Board on:

10/19

_____, 2015



Ron Lafreniere, Chair, For the Board