

**TOWN OF RUTLAND**  
**DRAFT**  
**SELECT BOARD**

MINUTES: May 5, 2015

Board members present: Mary Ashcroft, Joe Diction, Paul Clifford, Don Chioffi and John Paul Faignant

The meeting opened at 6:35 P.M. with the Pledge of Allegiance.

The Board reviewed the minutes of 4-21-15. Mr. Chioffi cited corrections on pages 10, 11 and page 12.

Mr. Chioffi and Mr. Faignant disagreed as to whether Mr. Chioffi cited signage and access verses access and signage, on page 12 in the minutes. Town Administrator Mr. Joseph Zingale will review the meeting video and report back to the Board.

Ms. Ashcroft moved to accept the minutes with changes except for the paragraph at the top of page 12 and the last line on page 11, which is subject to a review of the video tape. Mr. Faignant made a second to the motion. The motion passed unanimously.

Mr. Diction announced that Mr. Paul Clifford apologies for his absence, due to work commitments.

Town School Board Commissioner Mr. Josh Terenzini met with the Board and gave a brief report as to School Board activities. Mr. Terenzini invited Select Board members to attend the Town School's eighth grade graduation and sit with members of the Town School Board. He said the Graduation will take place on June 18, 2015 at 6:30 P.M.

Mr. Terenzini said the School Board will most likely seek voter approval for funds to repave the school parking lot next year. He said the School Board would also like to discuss constructing a new turning lane off the Post Road into the school with the Select Board.

Town Road Commissioner Mr. Hathaway said he has a general idea of a project the School Board could consider. He said he has not had time to put the project on paper. He said he could meet with the School Board and explain his proposal. He said his proposal would not include a dedicated turning lane off the Post Road because it would interfere with a future sidewalk. Mr. Terenzini told the Board that may also need to replace some ceiling tiles.

Ms. Ashcroft announced that the 7<sup>th</sup> grade is selling raffle tickets to pay for their 8<sup>th</sup> grade trip. Ms. Ashcroft said anyone interested in purchasing a raffle ticket should contact a parent of a 7<sup>th</sup> grader.

Mr. Diction told Mr. Terenzini that the issue of a School Service officer will be addressed by the Board's Police Committee within the next month. Mr. Diction said someone from the Board would report to the School Board with the Committee's recommendation.

Town Clerk Ms. Donna Zeller suggested the Board consider displaying art work done by school children at Town Hall. She also suggested selling various fund raising tickets through her office. She also suggested placing school art and science fair projects on display in the windows of downtown businesses.

Town SWAC Representative Mr. William Matteson reported:

1. Mr. Matteson thanked Mr. Hathaway for the good job he did cleaning up the roadsides in his development.
2. Mr. Matteson informed the Board that he has neighbors who periodically place yard waste and blow down debris in the Georgeanna Blvd. road right of way (R-O-W). The Board and Mr. Matteson discussed the matter.

Mr. Chioffi made a motion to send a letter to the offending party and request they stop depositing debris with in the Town road R-O-W. Mr. Faignant made a second to the motion.

Town Police Officer Mr. John Sly suggested the Police Department deliver the letter when it is ready. Mr. Faignant said he would like to just send the letter and if there is no compliance, follow up with another letter with a trespass complaint served by the Police Department. The motion passed unanimously.

Mr. Hathaway told the Board that last year he removed two tandem loads of dirt, which had been placed in the roadside ditch. Mr. Hathaway said the ditch stop functioning as a result of all the dirt.

Mr. Chioffi withdrew his motion. Mr. Faignant withdrew his second.

Mr. Chioffi made a new motion to include: stop depositing debris in the Town road r-o-w, remove what is in the road R-O-W, if you do not remove the debris the Town will remove the yard waste and debris and bill you for the work. No further yard waste or debris to be placed in the road R-O-W.

Mr. Faignant made a second to the motion. The motion passed unanimously.

The Board considered the Greg Nutting warranty deed for approval. Mr. Diction cited the fact that several Board members wanted to wait until Mr. Byron R. Hathaway was present before considering the deed. Mr. Diction said Mr. Hathaway was present but that Mr. Clifford was not in attendance.

Mr. Dicton questioned if Board members would like to table the matter until Mr. Clifford is present or proceed. Mr. Chioffi made a motion to table consideration of the Nutting Warranty deed until there is a full Board.

Mr. Faignant said he had the same concerns as Mr. Clifford and that the redrafted language is satisfactory. Mr. Faignant said the “over, under and upon” language has been added to the warranty deed. Mr. Dicton said there needs to be a second to Mr. Chioffi’s motion before having discussion.

Ms. Ashcroft made a second to the motion, only for discussion purposes. Mr. Faignant said his concerns have been addressed in the revised deed. Mr. Chioffi said; protocol was not properly followed in the matter and he said it is inappropriate to not wait until Mr. Clifford is present. Mr. Chioffi cited the fact that Mr. Clifford was prepared to meet at the previous meeting.

Mr. Chioffi read from the 4-21-15 minutes regarding discussion pertaining to the Nutting warranty deed. Mr. Chioffi cited the fact that signage and paving were added to the Nutting warranty deed and that neither had been approved by the Board. Mr. Faignant said the proposed deed tries to maximize the most protection for the Town as possible.

Ms. Ashcroft said the motion before the Board is to table and not to debate the motion. Mr. Chioffi said there was no discussion what-so-ever nor was a vote taken at the last meeting to add anything but Ms. Ashcroft’s language regarding “over, under and upon”.

Mr. Chioffi said the Board decided to wait until Mr. Hathaway was present to discuss signage and paving. He said the Board tabled the matter. Mr. Chioffi said to table a matter is to finish the matter until the next time it is taken up.

Mr. Chioffi said language regarding signage and paving has been added to the proposed deed since the last meeting. He said the matter was not voted on by the Board. Mr. Chioffi said he objects to what has been done.

Ms. Ashcroft told Mr. Chioffi that the deed before the Board for consideration is a draft. Ms. Ashcroft said she received a call from the Town attorney and she acknowledged that the Town attorney has added the items cited by Mr. Chioffi. Mr. Chioffi said items should not have been added based on discussion.

Mr. Chioffi said Ms. Ashcroft is warping the process and that she has had unfettered access to the Town Attorney to do things the Board has not voted to do. Mr. Chioffi told Board members that he has spoken with Mr. Clifford and that he (Mr. Clifford) is not in favor of the language that was added to the Nutting deed.

Ms. Ashcroft suggested the Board hear from Mr. Byron & B.J. Hathaway since both are present. Mr. Dicton called for the question. The motion failed due to lack of majority. Mr. Faignant and Ms. Ashcroft voted in the negative.

Mr. Faignant moved for the Board to sign the proposed deed to Mr. Nutting. Ms. Ashcroft made a second to the motion. Mr. Chioffi said the motion is an insult to a sitting Board member. Mr. Faignant said it is an insult that Mr. Chioffi does not want to maximize protection to the Town.

Mr. Byron Hathaway told Board members that there is a considerable amount of language in the proposed deed protecting the Town. Mr. Byron Hathaway said the Town would be protected into the future. Mr. Byron Hathaway said he appreciates the language the Board has put into the deed. He told the Board he is satisfied with the proposed deed.

Mr. Dicton said he feels strongly that Mr. Clifford should have a voice in the matter. Ms. Ashcroft said if anything else has to be changed in the proposed deed it should be discussed at the meeting.

Mr. Zingale suggested the Board contact Mr. Clifford by phone regarding the proposed deed approval. Mr. Dicton called Mr. Clifford. Mr. Faignant told Mr. Clifford that Mr. Byron Hathaway is satisfied with the changes that have been made to the deed. Mr. Clifford said he was not aware that changes would be made to the proposed deed.

Mr. Faignant the Board took the lead from the other Cemetery Commissioner and got together with the Town Lawyer and asked him to strengthen the protections for the Town regarding the R-O-W. Mr. Faignant said Mr. Byron Hathaway has approved the additions.

Mr. Chioffi told Mr. Clifford that the Board has not voted to include the items cited by Mr. Faignant. Mr. Faignant told Mr. Clifford that there is a motion on the floor to approve the deed that has been approved by Mr. Hathaway.

Mr. Clifford asked what was added to the proposed deed. Mr. Faignant said "over, under and upon" language was added as well as signage and the ability to put in infrastructure with in the R-O-W. Mr. Chioffi read the revised deed language.

Mr. Chioffi cited the fact that signage and paving had not been voted by the Board. Ms. Ashcroft said the items had been discussed at the previous meeting. Ms. Ashcroft said the Town attorney also added the standard deferral of permit language to the proposed deed.

Mr. Greg Nutting was invited to the front of the room to participate in the discussion. Mr. Nutting said he did not approve the new language and that he did not think the Board had approved the new language in the deed.

Mr. Nutting told the Board that he believes public access to the cemetery from Route 7 would be dangerous. Mr. Faignant told Mr. Nutting that the State would have to approve access to Route 7.

Mr. Nutting said he is satisfied with the proposed deed language. Mr. Clifford said he shares Mr. Nuttings concern regarding ingress and egress from the property. Mr. Clifford said if Mr. Nutting is satisfied then he (Mr. Clifford) does not have a problem with the deal. Mr. Clifford said he wished the matter had been handled a little differently.

Mr. Clifford asked to hear the motion read. Mr. Faignant read his proposed motion. Mr. Clifford said he would support the motion and would like to discuss with the Board, at another time, the manner in which the deed was written.

The motion passed by a vote of 4 to 1. Mr. Chioffi voted in the negative.

Town Clerk & Treasurer Ms. Donna Zeller reported:

1. She told the Board that she and Ms. Susan McGee had recently attended the VLCT municipal officials' conferences held in Killington, VT., she said was classes were helpful and informative.

Ms. Zeller told the Board that she spoke with a NEMRC official, who was at the conferences, who informed her that the Town has the ability to create electronic land records, using NEMRC software. Ms. Zeller said the Town has purchased the software in 2003.

Mr. Dicton said it is very important that the Delinquent Tax collector have access to Ms. Zeller's computer in order to do his work. Ms. Zeller said the Delinquent Tax collector has access to her computer.

Ms. Zeller said she believes Mr. Chris Howland has a connectivity issue and that if he brings his laptop to the Town Office she could review the log on procedure with him. Ms. Zeller told the Board that she is able to connect to the office from her home.

Mr. Dicton said he would like Ms. Zeller and Mr. Zingale to focus on determining what kind of server the Town needs to get everyone on the server and to proposed something to the Board for budgeting. Mr. Dicton said the Board could move forward sooner if there is money available for a server.

Mr. Dicton said he would like to know at the next meeting if there is money available to purchase a server. Ms. Zeller said the delay has been due to the fact the NEMRC person assigned to the Town had surgery and has not been available. Mr. Dicton said if there is money available the Board would put the server out to bid. Mr. Dicton said it would be good to get something in the next couple of weeks.

Town Deputy Police Chief Mr. John Sly said the Board should consider hardware security for the new server verses software based firewall security. He said the cost could range from **\$7,000.00 to \$10,000.00** or more.

2. Ms. Zeller reminded the Public that taxes are due May 10<sup>th</sup>. She said walk in payments on Monday will be accepted. She said mailed in taxes would have to have a May 9<sup>th</sup> or earlier post mark.

3. Ms. Zeller told the Board the Town office will be closed on May 25, 2015 for Memorial Day.

Mr. Chioffi read the Board minutes from the April 30, 2015 Planning Commission candidate interviews. Ms. Ashcroft moved to approve the minutes with the addition of Mr. John Snee by telephone. Mr. Fagnant made a second to the motion. The motion passed unanimously.

Mr. Chioffi moved to approve the appointments of Barbara Noyes Pulling and Norman Cohen as regular members of the Planning Commission and Mr. Fred Nicholson 1<sup>st</sup> alternate to the Planning Commission and Mr. Alan Biederman as 2<sup>nd</sup> alternate. Mr. Fagnant made a second to the motion.

Both Ms. Ashcroft and Mr. Chioffi said all candidates were a great group of individuals. The motion passed unanimously.

Town Planning Commission Chairman Andrew McKane reported:

Not present.

Mr. Matteson reported that the Planning Commission met with Mr. Ed Bove and worked on the Town Land Use map. Mr. Matteson said the Commissioners have discussed getting a van and touring around town looking at various properties. He said some of the grant would be used to pay for a van.

Mr. Chioffi stated that Town Department Heads attendance at the Board meetings is not optional. Mr. Matteson said Mr. McKane attends the meetings when he can. Mr. Chioffi said it is upsetting when appointed officials do not call and inform the Chairman they will not be attending the meeting.

Mr. Matteson informed the Board that the JMSC group will be holding their quarterly meeting on May 7, 2015 in the Town Municipal Building.

Town Emergency Management Director and Transportation Council representative Mr. Martin Wasserman reported:

Not present

Town Road Commissioner Mr. Byron Hathaway reported:

The Board reviewed the April 30, 2015 Highway Committee minutes. Ms. Ashcroft gave an overview of the meeting. She informed the Board that Mr. Hathaway estimates it will

cost **\$7,500.00** to receive a storm water permit for the proposed garage. She said Mr. Hathaway has suggested that the FEMA reimbursement money be used to pay for the storm water permit work. Ms. Ashcroft said the FEMA funds will be between **\$7,000.00** to **\$9,000.00**. Ms. Ashcroft said the Highway Committee recommends that the Board pay for the Storm water permit work with the FEMA money.

Ms. Ashcroft cited anticipated Highway related expenses and the means to cover the expenses. Ms. Ashcroft said Mr. Hathaway was satisfied with the pre bid conference he held the previous week.

Ms. Ashcroft reported that the Committee discussed the damage done to Mr. Chuck Corey's fence. She told the Board that according to Mr. Hathaway the Town does not have a written policy. She said the committee will look into what other towns do.

Ms. Ashcroft moved to authorize the Chairman to accept and sign the sub recipient agreement with FEMA. Mr. Faignant made a second to the motion. The motion passed unanimously.

Ms. Ashcroft moved to use FEMA reimbursement money to cover the estimated cost of **\$7,500.00** for engineering for the storm water permit necessary for the construction of the proposed Highway Garage. Mr. Faignant made a second to the motion. The motion passed unanimously. Mr. Hathaway will proceed to work with Stantec to receive the required storm water permit for the construction of a new highway garage.

2. Mr. Hathaway told the Board he would like to have regular monthly committee meetings.
3. He requested that the Chairman sign the proposed contract with Casella regarding installation of the box culvert on Prospect Hill Road. Ms. Ashcroft moved to approve the contract and to authorize the Chairman to sign on the Board's behalf. Mr. Faignant made a second to the motion. The motion passed unanimously. Mr. Hathaway said the Town would receive about **\$85,000.00** reimbursement from the State of Vermont.
4. Mr. Hathaway informed the Board that Mr. Red Grover plans on attending the Board's May 19<sup>th</sup> meeting regarding the Board accepting the unapproved section of Grover Drive. Mr. Hathaway said he does not think Mr. Grover will be able to get someone to certify the road construction since Mr. Stan Rhodes did not have an engineer involved from the get-go in the construction of the road. Mr. Faignant said there are a number of issues other than the engineering certification, which need to be addressed. Mr. Hathaway said he plans on recommending Board approval of Grover Drive, pending his inspection of the road.
5. Mr. Hathaway told the Board that Mr. Clifford has viewed the Johnson Energy drainage issue. Mr. Hathaway also told the Board that he met with Ms. Theresa Gilman and explained the various correction options. Mr. Hathaway said it is up

to the Board to decide what option to do. He said if the Board wants to do the full 9 yards he believes Ms. Gilman will issue a permit to work in the road R-O-W. Mr. Chioffi said the Board has approved the expenditure of \$6,050.00 for the drainage repair. Mr. Hathaway said the \$6,050.00 would still be required if he were to do either option #1 or #2, both options being more expensive. Mr. Hathaway will proceed with the \$6,050.00

6. Mr. Hathaway informed the Board that he had received an email from the Cunninghams' regarding the proposed land swap with the Select Board. Mr. Zingale told the Board he is in discussion with Mr. Bill Cunningham and that the project is moving forward. Mr. Zingale will reply back to Mr. Cunningham.
7. Mr. Hathaway told the Board that the flag pole at the Cheney Hill Community Center is broken and needs to be repaired. Mr. Hathaway will repair the flag pole and hang a new flag.

Town Fire Chief Mr. Frank Cioffi reported:

Not present.

Town representative to the Rutland Regional Planning Commission Mr. Sherman Hunter reported:

Not present.

Ms. Ashcroft thanked the Fire department for their role in helping the local boy scout troop to work on their fire safety badge.

Mr. Dicton told the Board that according to a note from Mr. Hunter he will not be back until May 23, 2015. Mr. Dicton thanked Mr. Hunter for sending in the note.

Mr. Fred Nicholson, alternate to the Regional Planning Commission reported:

Town Police Chief Mr. Ed Dumas Reported:



# Rutland Town Police Department

181 Business Route 4  
Center Rutland, Vermont 05736

Monthly Activity Report

For the Month of: April 2015

Date Prepared: May 1, 2015

<b>Activity Data</b>	Assigned Calls:	110
	Assigned Assists:	16
	Criminal Arrests / Lodging	0
	Criminal Arrests / Citation:	1
	Number of Traffic Stops:	67
	Number of VCVCs Issued:	45
	Total Waiver Fines:	\$7,033.00
	Number of Warnings:	34



<b>Time Data</b>	Total Hours Spent on Call Assignments:	58.50
	Total Hours Spent on Assigned Assists:	10.50
	Total Hours Spent on Directed Patrol: (Speed Enforcement / General Traffic Offenses)	42.25
	Total Hours Spent on Case Reports: (Report Preparation / Not Investigation)	51.50
	Total Hours Spent in Court: (Traffic Court / Criminal Trial / Deposition)	1.50
	Total Hours Spent on Administrative Duties:	69.00
	Total Hours Spent in Training:	12.25
	Total Hours Spent on Vehicle Maintenance: (Routine Service / Repairs / Maintenance / Cleaning)	7.50
	Total Hours Spent on General Patrol / Other:	151.00

Total Duty Hours:	394.50
Total Patrol Miles:	3086.0
Total Gasoline Consumed: In US Gallons	228.214
Average Miles Per Gallon:	13.52 MPG

*Major John R. Sly #140*  
John R. Sly, Deputy Chief of Police  
Rutland Town Police Department

1. Deputy Chief Sly reported for Chief Dumas. Mr. Faignant thanked Mr. Sly for the increased speed enforcement.
2. Mr. Sly expressed his thanks to the Town Fire department members who assisted with the recent US RT 7 accident. Mr. Faignant cited the fact that two pairs of “the Jaws of life” were used to free both individuals within 10 minutes. Mr. Sly said the accident is still under investigation. Mr. Diction cited the fact that the accident location was not at the Pinnacle Ridge Road / US RT 7 N intersection but further to the south of Sugarwood Hill Road. He said it was reported incorrectly.
3. Deputy Chief Sly said the Town Police will issue tickets to individuals using a hand held phone or texting while driving. He said the fines start at **\$162.00**.

Town Recreation Director Mr. Mike Rowe reported:

1. Mr. Rowe reported that all baseball is well underway.

2. He said the pool cover should be removed within the next two weeks.
3. Mr. Rowe said he will fire up the pool on Memorial Day and should be open the first weekend in June.
4. He said pool registrations will take place on June 3<sup>rd</sup> & 4<sup>th</sup> at the pool from 5:00 PM to 7:00 PM
5. Everything is running very smoothly.

Mr. Dicton asked Mr. Rowe to address the tree limbs blocking the field lighting at Dewey Field. Mr. Dicton said he has received complaints because the branches and trees are in the way and balls are hitting the limbs.

Mr. Rowe said he could get an estimate from a tree company and report back to the Board. Mr. Rowe said he would hate to have to take the trees down. Mr. Rowe told the Board he is also investigating replacing the lights at Dewey Field.

Board members and Mr. Rowe discussed creating a small budget for Town Seniors activities.

Town Administrator Mr. Joseph Zingale Jr. reported:

1. He reported that he had met with Ms. Theresa Gilman, who is with VTrans, and discussed the Post Road / US RT 7 N wet well. Mr. Zingale told the Board that due to miscommunications Pratico's landscaped the wet well prior to receiving final approval from Ms. Gilman.

Mr. Zingale told the Board that the split rail fence, which Ms. Gilman said would not be allowed, has been removed. Mr. Zingale informed the Board that Ms. Gilman has indicated that she may make the Town remove the paving done with the construction of the wet well. Mr. Zingale said the paving was included in the project from the beginning.

Mr. Dicton said he is concerned as to the ongoing maintenance of the plantings. Mr. Dicton questioned if fabric was placed below the mulch. Ms. Ashcroft asked if all of the plantings are winter hardy. Mr. Zingale said he would speak to Mr. Pratico and report back to the Board.

Mr. Dicton said the planting will be a maintenance nightmare down the road. He said the Town needs to get someone to maintain the plantings. Ms. Ashcroft suggested contacting the local Garden Club.

Mr. Rowe said he could contact an individual who may be interested in maintaining the plantings for a small fee. He said the individual landscaped the entrance at Northwood Park. Mr. Rowe will report back to the Board.

2. He informed the Board that the sponsors of the Crowley Brothers Memorial Road Race are requesting permission to use Simons Avenue and the East Proctor Road on June 14, 2015. Mr. Faignant motion to approve the road use request pending receipt of the insurance certificate. Mr. Chioffi made a second to the motion. The motion passed unanimously.

3. Mr. Zingale presented a draft Variable Pricing Solid Waste Ordinance for Board consideration. Mr. Zingale said the Board has had the draft since January and need to adopt it prior to July 1, 2015.

Mr. Zingale said the difference between the Town's existing Solid Waste Ordinance and the draft Variable Pricing is that the Town's ordinance does not include enforcement provisions against haulers. Mr. Zingale said the Board should consider adoption of the ordinance at the next meeting.

4. Mr. Zingale informed the Board that the Mr. Rick De Wolf, the engineer who designed the KIA Water line connection, has requested to speak to the Town's engineer regarding making a final repair to the water line.

5. Mr. Zingale informed the Board of a request from the Aldous Funeral Home for permission to unload a trailer carrying a wagon and horses in the Town Hall parking lot, which would be used in a funeral procession to the Evergreen cemetery across the street from the Town Hall.

Mr. Chioffi made a motion to allow Aldous Funeral Home to use the Town Hall parking lot. Ms. Ashcroft made a second to the motion. The motion passed by a vote of 3 to 1. Mr. Faignant voted in the negative.

6. Mr. Zingale cited the items he had placed on the Board members desks.

Mr. Chioffi read a thank you letter sent to the Board from the Anthony "Tony" Flory family.

Mr. Chioffi questioned the status of the Baker property. Mr. Zingale said he will follow up with the Town attorney. Mr. Chioffi also questioned the status of the Foley property. Mr. Zingale said the Town's attorney and Mr. Foley's attorneys are in discussion.

Ms. Ashcroft presented the Finance Committee minutes and gave a brief synopsis of the committee meeting. Mr. Dicton announced that he and Mr. Faignant would be scheduling a Personnel Committee meeting in the near future.

Mr. Chioffi questioned why the Board is approving Committee minutes. He said they should be read and put on file. Mr. Dicton said Mr. Zingale had recommended the Board approve the minutes.

Mr. Chioffi and Ms. Ashcroft said only the two committee members present at the meeting should sign the minutes and not anyone who was not present. Mr. Dicton called for the vote on the Finance Committee Minutes. The motion passed unanimously. Mr. Dicton said in the future only the members attending the meeting would sign.

Ms. Ashcroft moved to approve the Regional Commission information as presented and have the Chairman sign on behalf of the Board. Mr. Faignant made a second to the motion. The motion passed unanimously.

The Board considered the \$1,900.00 Pratico's Landscaping & Fence Company bill. Ms. Ashcroft said she would like to know if all of the plantings are winter hardy. Mr. Dicton cited the fact that Mr. Pratico made additional planting at no charge to the Town. Mr. Dicton said he would review the planting and get back to the Board.

Mr. Chioffi read the public notice seeking proposals for the weekly mowing of the Town Hall, the Slade Powers Stockwell cemetery and the grass median between US RT 7 and Cop John Drive. Mr. Dicton said of the six bids submitted only four have proof of insurance.

Mr. Dicton said he thinks the Board needs to have proof of insurance in front of the Board, in order to go forward. Board members discussed whether the bidders were required to present proof of insurance with their bid or whether they have to produce proof of insurance if awarded the bid.

Mr. Faignant inquired as to why the Board did not receive the bid information in their packets. Mr. Zingale said the bids were due at 3:00 P.M. earlier in the day. Mr. Faignant requested to see the actual bid submittals.

Mr. Nicholson said the State Forest & Parks office only requires proof of insurance if a business enters into a contract with Forest & Parks. Board members decided they will consider all bids submitted.

Ms. Ashcroft read an invitation to all Board members inviting them to attend Mr. Matthew Burd's Eagle Scout ceremony. Ms. Ashcroft said Matt is a Town resident who went to our local school. Ms. Ashcroft said Matt along with other scouts fixed the bleachers at Northwood Park.

Ms. Ashcroft said if the Board wrote a congratulatory letter she would present it at the May 18<sup>th</sup> ceremony at the Grace Congregational Church. Mr. Faignant moved to write a letter congratulating Mr. Burd on his accomplishment.

Mr. Faignant said most people don't know the effort that goes into receiving merit badges. He said it is a long and angelus process to go through. Ms. Ashcroft

made a second to the motion. Mr. Chioffi extended his congratulation to Mr. Burd on his accomplishment.

Mr. Diction asked Mr. Zingale to explain a letter regarding subdivision in the Board's meeting packet. Mr. Zingale said he believes the Town will have to submit the Nutting land sale to the VTrans for approval prior to the new property deed being recorded.

He said State law required that VTrans approve any subdivision which abuts a State Highway. He said VTrans is to reduce and eliminate access to State roads when a local road is available. Mr. Faignant said the land sale would not be a subdivision because the Town is doing a R-O-W to avoid subdivision.

Ms. Ashcroft moved at 9:10 P.M. to go into executive session to discuss the water line break, the Town / Diamond Run Mall agreement and to discuss a Finance Committee personnel payment matter. Mr. Faignant made a second to the motion. The motion passed unanimously.

After coming out of executive session the Board reviewed the mowing bids and selected BK Services at a rate of \$75.00 per mowing.

Ms. Ashcroft made a motion to approve the payment of the Emergency Management Director the sum of \$14.00 per hour for up to 36 hours through 6-30-15. And to approve the payment of \$14.00 per hour for not more than 60 hours for the EMD in FY 2015-2016 and that the EMD will have a budget of \$1,000.00 for FY 2015-2016, which will include some funds for training and travel above the 60 hours and that the payment of the EMD will be from funds saved by cancellation of phone service and cleaning service at the Cheney Hill Community Center.

Mr. Faignant made a second to the motion. The motion passed unanimously.

Mr. Chioffi moved to close the meeting. Mr. Faignant made a second to the motion. The motion passed unanimously.