

**TOWN OF FAIR HAVEN, VERMONT
SELECT BOARD
WATER AND SEWER COMMISSIONERS
LIQUOR COMMISSIONERS--CEMETERY COMMISSIONERS
MARCH 17. 2014**

Members Present: Christopher Cole, Rod Holzworth, II, Jeff Sheldon, Bob Richards, Dave Ward

Others Present: Glen Roberts, Bob Cavanaugh, Lorraine Brown, John Lulek, Don Parker, Bob Spaulding, Neil Robinson, Larry Hughes, Jay Brown, Ralph Perry, Jr., David H. Nelson, Alan Biederman, Ken Jones, Tim Langlois, Abby Greene, Town Manager Herb Durfee, Recorder Wilma DeSpain

CALL TO ORDER

Chair Christopher Cole called the meeting to order at 7:00 p.m. and asked everyone to stand for the Pledge of Allegiance to the Flag.

AMENDMENTS TO THE AGENDA

Richards moved to add to the agenda, under Liquor and Tobacco licenses, Brockton Crop. d/b/a Shaw's Beer and Wine. Second by Ward. All voted aye.

APPROVAL OF MINUTES

Sheldon moved to approve the minutes of February 3, 2014. Second by Richards. All voted aye. Sheldon moved to approve the minutes of February 18, 2014. Second by Ward. All voted aye. Holzworth moved to approve the minutes of March 3, 2014. Second by Ward. All voted aye. Durfee indicated the March 12, 2014 minutes are yet finished. Richards moved to table the minutes of March 12, 2014 meeting until the next meeting. Second by Ward. All voted aye.

FIVE MINUTES FOR PUBLIC COMMENT

Local business owner Dave Nelson spoke about the parking problem in the downtown area. He says the rules are in place (i.e., parking limited to 2 hours in most of the spaces) but he is not seeing enforcement. He stated this is important to his businesses especially due to the loss of the parking spaces outside the laundromat.

Lorraine Brown, who owns property in downtown, echoed his sentiments about the lack of enforcement. She has property she would like to rent downtown but when she brings people to look at it they see all the cars and ask where are their customers suppose to park.

Attorney Alan Biederman offered to submit an alternate crosswalk plan for the downtown area. He mentioned lack of crosswalks and site distance when vehicles come up Main Street Hill. He offered to submit something in writing for the Board's consideration.

Larry Hughes reminded the board about the petition that was filed in the past that spoke to re-installing the crosswalk in downtown, in its current location.

Jay Brown, Neil Robinson, Dave Calavi, and John Lulek also spoke to supporting the crosswalk in its current location and the need for parking regulations to be enforced.

Ken Jones reported he knew parking was enforced. He talked to two people who received parking tickets.

Regarding the impending budget discussion, a letter from Lucia and Luigi Spallieri was read into the record by Sheldon advising the board not to cut the police or fire department since it would leave people and property vulnerable.

Neil Robinson again spoke of the need for action with the income sensitivity program.

DEPARTMENT HEAD AND COMMITTEE REPORTS

Town Manager reported that the board has the latest copies of the PD and DPW's activities. Durfee also noted that the hydro report will be on an upcoming agenda for a board presentation, that a Benson board member submitted a letter of support for the police department, and that a tax sale is scheduled for tomorrow (March 18) covering five delinquent properties.

NEW BUSINESS

A. Sewer Abatement Requests:

Donald Parker, 34 Washington Street, due to a frozen/burst water line, requested abatement of the sewer portion of his latest utility bill since the water did not enter the sewer system. Sheldon moved to grant Parker his request. Second by Richards. All voted aye.

Melissa Grenier, 35½ South Main, Apt. A, due to a frozen/burst water line, requested abatement of the sewer portion of her latest utility bill since the water did not enter the sewer system. Richards moved to grant Grenier's request. Second by Sheldon. All voted aye.

B. Liquor and Tobacco Licenses:

Brockton Corp. (d/b/a Shaw's Beer and Wine). Ward moved to grant liquor and tobacco licenses to Brockton Corp. as applied for. Second by Holzworth. All voted aye.

Midway Oil Corp (d/b/a Fair Haven Mobil). Richards moved to grant liquor and tobacco licenses to Midway Oil as applied for. Second by Sheldon. All voted aye.

Stewart's Ice Cream Co., Inc. (d/b/a Stewart's Shop #190). Sheldon moved to grant liquor and tobacco licenses to Stewart's as applied for. Second by Holzworth. All voted aye.

Ieremias Family Enterprises, Ltd. (d/b/a/ Fair Haven Inn). Sheldon moved to grant a liquor license to Ieremias Family Enterprises as applied for. Second by Holzworth. All voted aye.

Sherman V. Allen, Inc (d/b/a Mac's Convenience Store/Truck Stop #20). Holzworth moved to grant liquor and tobacco licenses to Sherman V. Allen, Inc. as applied for. Second by Sheldon. All voted aye.

Rite Aid of Vermont (d/b/a Rite Aid Pharmacy #3201). Holzworth moved to grant liquor and tobacco licenses to Rite Aid of Vermont as applied for. Second by Ward. All voted aye.

SW Wolk, Corp. (d/b/a Liberty Street Market). Sheldon moved to grant liquor and tobacco licenses to SW Wolk as applied for. Second by Ward. All voted aye.

DG Retail, LLC (d/b/a Dollar General Store #11660) Sheldon moved to grant a tobacco license to DG Retail as applied for. Second by Richards. All voted aye.

Holzworth overall asked if those businesses applying for liquor and tobacco licenses were up to date on their local property taxes. Durfee indicated that he believed they all were up to date or at least were in tax agreements, but he indicated he would check.

C. Low Impact Hydro Feasibility Study, Phase II: Durfee reported he plans to have the study report presented by Jay Boeri, PE at the board's March 31 meeting. Richards suggested, if the contract permits, that an additional, public presentation of the report's findings be held at the school. Durfee said he would check the contract.

D. Fiscal Year 2014-15 Budget Re-Draft Discussion: Based on general discussion by the board, it was tentatively concluded that a budget revote should be scheduled for Tuesday,

June 3 with the required public informational meeting be held on the evening of Monday, June 2. The board also agreed to a special meeting on Monday, March 24 at 7:00 p.m. with the single agenda item being the budget.

OLD BUSINESS

Waste Hauling Proposal

In a matrix he provided to board members, Durfee reported on the five valid proposals received to the request for proposals (RFP) for solid waste hauling. Based on his evaluation, Durfee recommended that Earth Waste Management be selected by the board as the preferred hauler and that he be authorized to negotiate a contract with the firm. There was general discussion by the public on the basis of Durfee's conclusion, clarity on whether Earth Waste Management's proposal included operation of the transfer station, how fees would be established and some other items that would be determined as part of any contract negotiation, along with other questions related to the composition of the RFP. Holzworth moved to table the decision until the March 31 meeting to allow board members more time to evaluate the proposals and the information provided by the Town Manager. Second by Sheldon. All voted aye.

Policies:

- **CDL Drug & Alcohol Policy & Guidance:** To date there has been no response from the Union. Ward moved to adopt the policy as written. Second by Richards. All voted aye.
- **Drug-Free Workplace Policy:** By consensus the board agreed to table this policy until Durfee and Humphries could finish collaborating on comparing the policy drafted by Durfee with the PD's existing policy.
- **Recreation Committee Membership Policy:** The board agreed by consensus to table decision on this policy until the March 31 meeting.

BOARD ROUNDTABLE DISCUSSION

Discussion but no action related to cross-walks.

Given the lack of an adopted budget for FY 2014-15, Richards suggested the board consider a spending freeze as part of the current budget.

Ward discussed a drainage problem in the area of 3rd and Mechanic Streets.

Holzworth reported he would not be able to make the April 14 meeting.

An updated personnel salary sheet (from the 2013 Town Report) and a budget sheet for the Recreation budget line items were requested.

REVIEW OF FINANCE REPORTS

Winter weather has cost the town \$13,745 in overtime as of March 9 resulting in an over expenditure equal to \$6,250 (or 143%). The checkbook balance is \$243,722.94.

Warrants

Sheldon moved to pay the warrants as follow: General Fund--\$97,098.18; Payroll--\$25,932.89. Second by Ward. All voted aye.

EXECUTIVE SESSION

At 9:32 p.m., Richards moved to go into Executive Session to include the Town Manager to discuss contract negotiations. Second by Sheldon. All voted aye.

At 10:15 p.m., Sheldon moved to come out of Executive Session at 10:15 p.m. Second by Holzworth. All voted aye. No action taken.

Fair Haven, VT Select Board, March 17, 2014

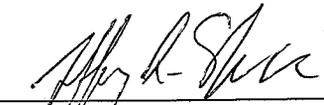
At 10:16 p.m., Sheldon moved to go into Executive Session to include the Town Manager to discuss Personnel. Second by Holzworth. All voted aye.

At 10:33 p.m., Ward moved to come out of Executive Session. Second by Holzworth. All voted aye. No action taken.

ADJOURN

Richards moved to adjourn at 10:33 p.m. Second by Ward. Meeting adjourned.

Respectfully submitted,
Wilma B. DeSpain



Jeff Sheldon, Clerk