BARRE TOWN SELECTBOARD AGENDA
April 21, 2015

P.I.L.O.T. Review of code of ordinances 6:30 p.m.

1. Call to order 7:00 p.m.
2. Pledge of Allegiance
3. Consider approving agenda.
4. Consider approving minutes from meeting of April 14, 2015.
5. Announcements
6. Receive guests (for non-agenda items).
7. Public Hearing (second reading) for proposed zoning by-law amendments.
8. Presentation of deutsche Eco (Patrick Malone) proposed solar array in W.I.P.
9. Consider final action (third reading) for proposed ordinance designating Carnes Road a yield street at Bianchi Street.
10. Consider approving Barre City's use of the lawn waste site for 3 weeks in May.
11. Consider authorizing selling 2 trucks at the state surplus property auction.
13. Consider approving and signing Record of Proceedings for 6 road discontinuances or reclassifications.
14. Consider disbanding the Ancient Roads Committee.
15. Consider approving and signing the 2015-2016 budget booklet cover letter.
17. Consider approving weekly accounts payable warrants.
18. Miscellaneous, including licenses and other permits, if any.
19. "Round the table"
20. Executive session: (if needed)

BARRE TOWN SELECTBOARD MINUTES
April 21, 2015

The duly warned meeting of the Barre Town Selectboard of April 21, 2015 was held at the Barre Town Municipal Building, Selectboard Room, in Lower Websterville at 7:00 p.m.

The following members were in attendance: Robert LaClair, Rolland Tessier, W. John "Jack" Mitchell, Tom White, and Jeff Blow.

Attendance for the regular meeting included: Town Manager Carl Rogers, Assistant Town Manager Andrew Dorsett, Town Clerk-Treasurer Donna J. Kelty, Zoning Administrator Christopher Violette, George Clain, Cedric Sanborn, Charles Thygesen Sr., Claire Duke, John Hameline, Patrick Malone, Paul Kuehne (Deutsche Eco), Daniel Prokeopy (Deutsche Eco), Joslyn Wilschele, Tom, Crystal, Hector, and Marilyn Isabelle, and Sylvia Relation.

CALL TO ORDER - The meeting was called to order at 7:02 p.m.

The PLEDGE OF ALLEGIANCE was recited by those present.

CHANGES TO THE AGENDA

On a motion by Tessier, seconded by LaClair, the Selectboard voted unanimously to amend agenda item #18 to include action on a 2015 Liquor License for Lawson's Store and consider adopting a letter of support for CVTV's USRDA grant.
Selectboard Minutes of April 21, 2015 continued:

MINUTES

On a motion by Tessier, seconded by LaClair, the Selectboard voted unanimously to approve the Selectboard Meeting minutes of April 14, 2015.

ANNOUNCEMENTS

• Green Up Day is coming on May 2nd. The Town is looking for volunteers to help beautify the Town. Please visit the Town Manager’s office to learn more or to sign up.

• Town meeting ballots for early voting are available at the Town Clerk’s office. Town meeting will be held on May 6th and ballot voting will be on May 12th, 7:00 a.m. - 7:00 p.m.

• The lawn waste site will open Wednesday, April 29, 2015. The site schedule will be Wednesdays 3:00 - 6:00 p.m.; Thursdays 9:00 a.m. - Noon; and Saturdays 8:00 am - Noon.

• The April 2015 newsletter is in the mail and can be viewed on the Town’s website.

• The Spring Bulk Trash collection at the DPW Yard (129 Websterville Road) will be on Saturday, May 9 from 8:00 a.m. - 2:00 p.m. Mitchell reminded residents for safety reasons to please remain in your vehicle while the volunteers unload their unwanted items. For more information on this event check the newsletter, Town website (www.barretown.org) or contact the Manager's office (479-9391).

• The Central Vermont Solid Waste Management Districts first household hazardous waste collection of the year will be at the Barre Town's DPW Yard on Saturday, May 2 from 9:00 a.m. - 1:00 p.m.

GUESTS - None

PUBLIC HEARING - 2ND READING
ZONING BY-LAW AMENDMENT

Background: Recently the Planning Commission forwarded several Zoning By-Law amendments to the Selectboard. The first hearing on the proposed amendments was held April 7, 2014. This is the second hearing which is to take public comment on the proposed changes.

On a motion by White, seconded by Tessier, the Selectboard voted unanimously to read by title only “An Ordinance Of The Town Of Barre, Vermont Amending Appendix A., Zoning, And The Zoning Map Of The Barre Town Code Of Ordinances.”

On a motion by White, seconded by Tessier, the Selectboard voted unanimously to open the public hearing at 7:08 p.m. for the purpose of taking comment on the proposed zoning by-law amendment.

Zoning Administrator, Chris Violette, gave a brief overview of the changes. There were no public comments.

On a motion by Mitchell, seconded by White, the Selectboard voted unanimously to close the public hearing at 7:18 p.m.

On a motion by Mitchell, seconded by White, the Selectboard voted unanimously to advance An Ordinance Of The Town Of Barre, Vermont Amending Appendix A., Zoning, And The Zoning Map Of The Barre Town Code Of Ordinances” to a final reading on April 28, 2015.
DEUTSCHE ECO SOLAR ARRAY

Background: Wilson Industrial Park owner, Patrick Malone, through Deutsche Eco is proposing a 500,000 kW net-metering solar array on his property (formerly Maine Drilling and Blasting). The Manager was informed the Mr. Malone will be the electric off-taker. The Town has received the 45 day pre-application notice which resulted in the Selectboard asking for this presentation.

The Selectboard may submit comment to the state Department of Public Service once the application is filed. Deutsche Eco is already aware of Selectboard concerns which were voiced when they first looked at the plans (setbacks, glare, aesthetics and covenants). The Zoning Administrator pointed out the land is 3 separate lots and to use it as one they should be merged.

Those present for this presentation were: Barre Town Planning Commission members Cedric Sanborn, Charles Thygesen, Claire Duke, George Clain, and John Hameline. Also was Daniel Prokeopy, Paul Kuehne, and Joslyn Wilschele of Deutsche Eco and Patrick Malone.

Deutsche Eco gave an overview of the project. Items noted during the presentation and discussion included:

- State is encouraging building of solar arrays in industrial parks as there is less impact to the neighborhood, environment, and aesthetics.
- The panels used have a non-reflective glaze. Glare is not typically assessed when doing research unless it is next to a highway or airport.
- It is 800' to the nearest residence and has 15' setback from the rail road line.
- The power will be assigned to Mr. Malone properties.
- The final aesthetics report will be forthcoming and a copy will be provided to the Town.
- Ms. Wilschele stated that the Supreme Court has ruled the project does not have to meet the zoning setbacks. The issue raised was the panels may be too close to the traveled road and the 3 parcel lot lines.
- There are deed restrictions & covenants on these three parcels which may speak to setbacks. It was noted the covenants can be amended with a certain percentage of the property owners in the Industrial Park being in agreement. The covenants will be researched to with regards to setbacks and lot coverage.
- Once complete the project will be on the tax roles. However, the tax rate is set by the State.
- Other discussion topics mentioned were: additional proposed solar farms within the Industrial Park, solar design considerations, truck traffic during construction of this project, stormwater runoff, and project life expectancy.
- The company is hoping to go to construction in 3 to 4 months.

The Board thanked Mr. Malone and Deutsche Eco for coming to the meeting.

The consensus of the Selectboard and Planning Commission is each Board will take a few weeks and prepare their respective comments for the project. The comments will then be combined into a letter to be submitted to the Department of Public Service.

Blow stated he was stunned to learn that the Wilson Industrial Park covenants held a greater weight than the Zoning regulations with regards to solar farms. He would like to see the Town better protected in the future citing now is a good time to review our existing regulations. This is important as there are several other proposed solar farms in the works throughout the Town.
BARRE TOWN PLANNING COMMISSION RECOGNIZED

Selectboard Chair Jeff Blow recognized the Planning Commission members who were present and could not attend the Volunteer Appreciation gathering last week. Many of the members have long served Barre Town in numerous roles. Time in service for this group is as follows:

- Charles Thygesen Sr. - 37 years on the Planning Commission - he was around when the Wilson Industrial Park was being created;
- Cedric Sanborn - 29 years on the Planning Commission, and DRB;
- Claire Duke - Planning Commission - also served on the original Charter Committee and was a Green Up Day volunteer in 1969 (which she continues to participate in);
- John Hameline - 5 years on the Planning Commission;
- George Clain - the new kid on the block.

Zoning Administrator, Chris Violette, also noted that Ken Yearman, who is not present, will be resigning. Mr. Yearman has also served on the Zoning Re-write Committee and Housing Advisory Board.

Blow thanked these individuals for their continued service to the Barre Town community all these years.

FINAL ACTION
SECTION 7-44 (C) - CARNES ROAD

Background: In response to a resident’s concern about speeding on Carnes Road and the intersection layout of Carnes Road and Bianchi Street the Traffic Advisory Committee, (after a public hearing about adding a stop sign), recommended a yield sign. The Selectboard introduced the ordinance amendment on March 31, 2015. A hearing was held on April 14, 2014 to take public comment. There was none. This is the third and final reading of the proposed ordinance amendment.

On a motion by White, seconded by Tessier, the Selectboard voted unanimously to read by title only “An Ordinance Of The Town Of Barre, Vermont Amending Section 7-44 (C) Of The Barre Town Code Of Ordinances By Adding One New Yield Street.”

On a motion by White, seconded by Tessier, the Selectboard voted unanimously to adopt “An Ordinance Of The Town Of Barre, Vermont Amending Section 7-44 (C) Of The Barre Town Code Of Ordinances By Adding One New Yield Street” which designates Carnes Road a yield street at Bianchi Street.

USE OF LAWN WASTE SITE BY BARRE CITY

Background: For several years the Selectboard has approved Barre City residents’ use of the Holden Road lawn waste site. The request is for 3 weeks (May 6, 13, and 20) the same hours the site is open for town residents. The City pays its pro-rated share of expenses. We have had no trouble associated with the City residents’ use of the site.

On a motion by White, seconded by LaClair, the Selectboard voted unanimously to allow Barre City residents to use the Holden Road lawn waste site for 3 weeks in May (6, 13, and 20) and to bill Barre City its pro-rated (by population) share of the town’s expenses for the Saturday overtime and equipment.

AUTHORIZATION TO SELL 2 TRUCKS AT STATE SURPLUS AUCTION

Background: The Town has a six-wheel dump truck to sell due to the delivery of the new dump truck. The second truck (pickup) to sell is because the new police car arrived and the oldest SUV will be assigned to the ACO making the old pickup truck with cap expendable.
On a motion by Tessier, seconded by White, the Selectboard voted unanimously to authorize the sale of Truck #23 (a 2008 International 7400 dump truck) and Truck #10 (a 2007 Chevy 1500 4wd pickup truck with cap).

**RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION PLAN**

**Background:** The Residential Anti-Displacement and Relocation Plan is one of several policies and plans the Town must adopt as a condition of the Community Development Block Grant (CDBG) awards. While preparing the CDBG application for the Montessori School it was noted the plan is out of date. The Plan must be adopted before the grant presentations in June. Selectboard members were provided a copy of the Plan. The Zoning Administrator believes the term for the plan is 10 years.

On a motion by Tessier, seconded by Mitchell, the Selectboard voted unanimously to adopt and sign the Residential Anti-Displacement and Relocation Plan as presented.

**ROAD DISCONTINUANCES AND/OR RECLASSIFICATIONS**

**Background:** The Town has done everything to officially discontinue, reclassify, or lay claim to several legal trails and Class 4 roads, except completing, signing, and filing the Records of Proceedings. The Records must be filed in the Clerk’s Office by April 25th.

The actions will include:
1. Discontinuance of legal trail #4;
2. Reclassify the southern end of Town Highway #83 (John Hood Road);
3. Discontinuance of the northern end of Town Highway #83 (John Hood Road at the Dessureau property);
4. Reclassify the class 4 section of Town Highway #33 at the Maplecrest cul-de-sac to the Town as a legal trail;
5. Claim the unclassified road as a legal trail for the piece of land between Town Highway #33 and #35.

On a motion by LaClair, seconded by White, the Selectboard voted unanimously to approve the Records of Proceedings for Legal Trail #4, and Town Highways #83, #33, and #35 as described above with said documents to be recorded in the Barre Town Land Records.

**DISBAND ANCIENT ROADS COMMITTEE**

**Background:** The Ancient Road Committee was formed in response to the state law about unidentified corridors (old roads). The Committee’s work is now complete with the Selectboard’s action on February 24th and tonight. The Manager is requesting the Ancient Roads Committee be disbanded.

On a motion by LaClair, seconded by White, the Selectboard voted unanimously to disband the Ancient Roads Committee effective April 21, 2015 with deep appreciation for their work.

Mitchell wanted to recognize Charlie Fantoni (deceased) who was an integral part of this committee. He spent a great deal of time in the Town vaults doing research for this project, not to mention assisting the project with his personal knowledge of local history.

**2015-2016 BUDGET BOOKLET COVER LETTER**

**Background:** The Town Charter requires the Selectboard make a budget booklet available to the public not less than 10 days before the election. The cover letter goes with the General and Highway Funds budget summaries.

On a motion by Tessier, seconded by Mitchell, the Selectboard voted unanimously to approve and sign the 2015-2016 budget booklet cover letter as presented.
Selectboard Minutes of April 21, 2015 continued:

2015-2016 TRASH & RECYCLING REMOVAL CONTRACT

Background: Barre Town puts their trash and recycling removal out to bid. The new contract begins May 1st. Services include the EMS station, DPW truck garage, Municipal Building, Wilson Cemetery, and big park. In response to Act 148 the Town has added recycling pick up at the DPW and park.

On a motion by Tessier, seconded by Mitchell, the Selectboard voted unanimously to award the 2015-2016 trash and recycling removal contract to Myers based on their per pick up bid pricing.

WEEKLY ACCOUNTS PAYABLE WARRANT

On a motion by White, seconded by LaClair, the Selectboard voted to approve the accounts payable warrant for April 21, 2015. Tessier recused himself due to an employer conflict.

MISCELLANEOUS

On a motion by White, seconded by LaClair, the Selectboard voted unanimously to approve and sign the 2015 Second Class Alcohol License for James A. Lawson, dba Lawson’s Store.

Assistant Manager Dorset is asking the Selectboard to approve a letter of support for Central Vermont Community Television (CVTV) USRDA grant application. The grant funds would be used to make improvements to the online and digital transmission processes.

On a motion by White, seconded by Tessier, the Selectboard voted unanimously to approve and authorize the Selectboard Chair to sign a letter of support for the Central Vermont Community Television USRDA grant application.

ROUND THE TABLE

Mitchell stated he has read the Vermont Economic Resiliency Initiative report which is particular to the Gunner Brooks flooding over the last few years. Included are recommendations of what can be done (mostly in the City) and a few things for Barre Town. He is requesting that at some point the Selectboard take a look at the recommendations for the Town.

Tessier noted that some of the surrounding Towns are looking to address the issue of pan-handling. He would like the Board to revisit this item at some point in the near future.

Tessier stated that beginning next Monday he will be returning to the South Barre Hannaford’s Market for 10 weeks. He is looking forward to being closer to home.

LaClairs’ legislative update: The gun bill was very contentious with focal points being arrests by local law enforcement for felons caught with firearms and those deemed incompetent and removing that label. Discussion continues on the licensing of Foresters and paid sick leave. Death by dignity appears to be back on the table and may see action this year.

EXECUTIVE SESSION

On a motion by LaClair, seconded by Mitchell, the Selectboard voted unanimously to find the need to go into executive session citing premature general knowledge would put the Town at a substantial disadvantage when discussing real estate issues.
Selectboard Minutes of April 21, 2015 continued:

On a motion by Mitchell, seconded by White, the Selectboard voted unanimously to go into executive session at 9:12 p.m. to discuss various real estate issues.

On a motion by Mitchell, seconded by Tessier the Selectboard voted unanimously to come out of executive session at 9:32 p.m.

ADJOURN

On a motion by Mitchell, seconded by Tessier, the Selectboard voted unanimously to adjourn at 8:52 p.m.

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Donna J. Kelty, Town Clerk-Treasurer  Selectboard Chair

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Barre Town Selectboard