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D R A F T

Town of Lincoln, Vermont
Minutes of Select Board Meeting
Lincoln Town Office
July 10, 2018 7:00 p.m.

In attendance: Bill Finger, Chair; Board Members Paul Forlenza, Will Sipsey, Oakley Smith; Select Board Assistant Bookkeeper Ann Kensek, Road Foreman Dave Cavoretto, Town Clerk Sally Ober; Citizens Nick McDougal and Ben Shepard. Absent: James Needham.

~~Mention about~~ All-Hazard Mitigation Plan ~~was~~ needs to be added to the meeting agenda.

MOTION by Will Sipsey, second by Paul Forlenza, to approve the meeting agenda as amended.
MOTION PASSED as amended 4-0-1.

MOTION by Will Sipsey, second by Paul Forlenza, to approve minutes of meeting of June 19, 2018, as amended.
MOTION PASSED 4-0-1.

Citizen concerns and comments:

Nick McDougal submitted a request for consideration of a town ordinance to establish “time of day” limits for restricting “unnecessary and offensive noise.” He referenced evening noise at his home at 1710 Lincoln Gap Road coming from the property of Ben Shepard. Mr. Shepard is in the process of establishing a sugarbush after his working hours, which he believes is permissible under the Right to Farm Act. Title 13 of Vermont Statutes indicates that “Breach of the Peace, Disturbances” shall be observed “between sunset and sunrise.” No action was taken on the noise issue. Suggested that a dispute between neighbors needs to be resolved by the parties involve. Paul Forlenza expressed desire to further research possibilities for a noise ordinance.

Dave Cavoretto gave the highway report.

- Roadside mowing is completed.
- A used roadside mower is available for purchase. No action taken.
- Half of winter sand for the coming winter has been hauled. Dave will analyze cost for hauling next year’s winter sand.
- Ditching and replacing culverts is in progress.
- Matt Atkins successfully completed work on the Gap Road on schedule, including culvert replacement part of the project. Final invoice was \$7,093.50 (\$521.50 less than bid). Paving project is not scheduled yet.
- Grants Status Update:
 - Gove Hill repairs have been completed. \$1,981.74 ~~has been~~ was left un used of the maximum DEC grant ~~DEC grant with a maximum grant amount~~ of \$16,400.
 - Chris Acker is the apparent low bidder for work on Quaker Street, funded by the Better Back Roads grant. Updated bid summary is attached.

47 MOTION by Paul Forlenza, second by Will Sipsey, to award the Quaker Street work to Chris
48 Acker in the amount of \$17,049.60 to include seeding and mulching.

49 MOTION PASSED 4-0-1.

50

51 ○ Quaker Street Class 2 grant is pending a pre-bid meeting not yet scheduled.
52 Consideration is being given to modifying the scope of the class 2 project to
53 complete the entire project from River Road to ~~Downingsville~~Downingville Road.

54

- 55 ○ East River – Structure: No grant agreement has been received from VTrans.
56 ○ HRRR – East & West River & Gap Roads: More work was completed on the East
57 River Road crosswalk near Weathervane and the General Store. Pavement
58 replacement is not acceptable. State inspection and punch list have not been done.
59 ○ Bill Finger presented a spreadsheet showing approved paving projects and costs
60 for the year, leaving approximately \$90,000 in the paving reserve fund.
61 ○ D & F Paving has provided a budget estimate for various 2018 paving projects at
62 \$68/ton for paving material in place.

63

64 MOTION by Paul Forlenza, second by Will Sipsey, to approve estimate submitted June 12 from
65 D & F Paving and Excavation, Inc., for 2,612 tons of paving material at a total cost of \$177,616.

66 MOTION PASSED 4-0-1.

67

- 68 • Information submitted to FEMA for the 10/17 windstorm damage claim has been
69 completed. Damage coverage should amount to approximately \$14,000.

70

71 MOTION by Paul Forlenza, second by Will Sipsey, to submit Notice of Intent regarding MRGP
72 application, including state fees of \$600.

73 MOTION PASSED 4-0-1.

74

75 MOTION by Paul Forlenza, second by Will Sipsey, to ~~instruct~~authorize the Town to submit a
76 Notice ~~Of~~ Intent to ~~bid on application~~apply for VTrans Municipal Highway and Storm Water
77 Mitigation Program.

78 MOTION PASSED 4-0-1.

79

80 Sally Ober ~~presented~~explained ~~apre-proposal~~ discussion she had with CustomVT Custom
81 Closets and with Dan Ober regarding installation of shelves in the Town Office closet. Dan Ober
82 submitted a ~~lower bid~~better and lower cost proposal and ~~has was been~~ hired for the job-job at the
83 June 19th SB Meeting. The board reaffirmed its June 19 decision which will keep the project
84 local.

85

86 Oakley Smith presented check warrants:

87

88 MOTION by Oakley Smith, second by Will Sipsey, to approve FY18 Payroll Check Warrant
89 18/52 in the amount of \$3,500.99 and FY18 Accounts Payable Check Warrant 18/53 in the
90 amount of \$41,051.06. Discussion: Accounts Payable Check Warrant 18/53 captured remaining
91 invoices to be paid at FY18 end.

92 MOTION PASSED 4-0-1.

93
94 MOTION by Oakley Smith, second by Will Sipsey, to approve FY19 Payroll Check Warrant
95 19/1 in the amount of \$4,454.74 and FY19 Payroll Check Warrant 19/2 in the amount of
96 \$3,343.14. and Accounts Payable Check Warrant 19/2 in the amount of \$73,740.60. Highlights
97 Dave Cavoretto purchased winter sand, grader tires, trucking.
98 MOTION PASSED 4-0-1.

99
100 Budget status report by Ann Kensek: Budget has not been reconciled. The year has closed, but it
101 appears the town has a surplus of \$114,756, or 8% of budgeted expenses.

102
103 An invitation was received to join the class action lawsuit Kane County, Utah vs. USA regarding
104 ~~excessive payment~~insufficient payment in lieu of taxes for ~~forest land~~USFS land for fiscal years
105 2015, 2016, and 2017.

106
107 MOTION by Paul Forlenza, second by Oakley Smith, sign on to the class action lawsuit.
108 MOTION PASSED 4-0-1.

109
110 Paul Forlenza reported on the potential Lincoln sand quarry and suggested Steve Revell be hired
111 for a feasibility study regarding establishing and using the quarry on Chuck Norton's property.

112
113 Bill Finger presented a photo of cracks and erosion under Garland Bridge. An inspector will be
114 called to inspect the damage and suggest repairs.

115
116 MOTION by Paul Forlenza, second by Will Sipsey, that breastfeeding in public within the town
117 of Lincoln be permitted.
118 MOTION PASSED 4-0-1.

119
120 MOTION by Will Sipsey, second by Paul Forlenza to adjourn to executive session to discuss
121 personnel compensation issues. (Ann Kensek included)
122 MOTION PASSED 4-0-1.

123
124 Regular meeting adjourned at 9:28 p.m.

125
126 Entered executive session at 9:28 PM. Exited executive session at 9:43 PM

127
128 There was no action taken on issues Discussed in executive session.

129
130 Meeting adjourned 9:44 PM. (Post ES minutes by Bill Finger)

131
132 Respectfully submitted,
133 Ellie Bryant