State of Vermont — Chartered in 1781

MORRISTOWN

SELECTBOARD MEETING OF NOVEMBER 24, 2008

Members Present: Shaun Bryer, Todd Yando, Dave Yacovone (arrived at 7:00), Bob Beeman and Brian Kellogg

Department Heads: Dan Lindley, TA; Bob Melfy, Highway Superintendent; Carol Bradley, Finance Director; Mary Ann Wilson, Town Clerk; Bill Spear, Fire Chief; Donald Hill, 2nd Assistant Chief; Denny Digregorio, Engine Captain; Richard Keith, Chief of Police.

Guests: Alex Garvin

Meeting was called to order at 6:00 PM in the Tegu Building Community Meeting room by Shaun Bryer.

I. AGENDA ADDITIONS, CHANGES & ANNOUNCEMENTS

1. **Agenda Changes-** Signing letter of support for Hearthstone expansion.
   Discuss status of sewer extension project.

II. BUDGET REVIEW

1. **Fire Department Expenses and Revenues-** Reviewed Fire Department Budget with Bill Spear, Fire Chief; Donald Hill, 2nd Assistant Chief; and Denny Digregorio, Engine Captain. Bill questioned the possibility of charging the Ambulance Department for lift assists in order to generate revenue. He thinks they do lift assists about 6 times a year. Carol explained that if we don't transport a patient to the hospital, we don't charge them. Shaun questioned why another rescue department isn't called instead of the Fire Department. No one seemed to know the answer. Dan asked if we bill for gas spills. If we did bill, the person's auto insurance would cover the cost. Currently we don't bill for gas spills. Shaun wants to table this discussion until next budget season.
2. The 1992 International tanker has a leak. Leo's said they wouldn't guarantee their work if they had to fix it because there is too much rust. Denny looked into the option of putting another tank inside the leaking one. This would cost about $12,000, however, we would lose 200 gallons of capacity. There would also be the possibility of water getting in between the two tanks and continuing the rust issue. Another option would be to buy a poly tank. Denny got a quote in September of $25,277 for a new poly tank. This tank would last for a number of years. Bill Spear thinks that this option is the best one. Dan proposed to take out a three year loan that can be paid with capital improvement fund money. We can also use the $2,000 from the sale of the old ladder truck and $12,890 that was in the reserve account from damaged fire trucks that will not be fixed. Shaun asked Denny to get an updated estimate for a new poly tank and a new proposal for the next meeting on December 1st.

Motion made by Bob Beeman, seconded by Brian Kellogg to take $2,000 from the sale of the old ladder truck to be put into the Fire Department Capital Equipment Fund. ***Motion approved (5/0)***

3. **Police Department Expenses and Revenues-** Reviewed Police Department Budget with Richard Keith, Police Chief. Carol stated that the Police court fine revenues were estimated based on the 1st quarter of this fiscal year. Overtime, vehicles to be purchased and the high price of ammunition was discussed. The expenses seemed to be reasonable.
4. **General Government Revenues** – Reviewed General Government Revenues. Carol mentioned that she received updated figures for Current Use Reimbursement which changed from $174,535 to $198,044; and PILOT Reimbursement which changed from $8,540 to $11,322. This gives us $26,291 more revenue than expected. Dave questioned the Transfer-Zoning Fee Account. He noticed that this amount went from $21,600 last year to $15,000 for the new budget. Dan explained that he felt we could fund some of the LCPC Planner expense from our current budget so we wouldn't have to use the whole amount from the Zoning Fee Account.

III. BOARD OF LIQUOR CONTROL

Motion made by Brian Kellogg, seconded by Bob Beeman to enter session as Board of Liquor Control. Motion approved (5/0)

Request to amend Malarky's On Portland liquor license to reflect a change in location. Malarky's On Portland is going to be located in the former Thai Orchid Restaurant space. Initially their liquor license reflected their location as the former Bonz Restaurant. The initial license also reflected the option for outside consumption. Mary Ann didn't think their new location could accommodate outside consumption. Mary Ann thought they intended to open for business in mid December.

Motion made by Dave Yacovone, seconded by Bob Beeman to revoke the portion of Malarky's On Portland's initial license application that referred to outside consumption and approve the location change from 97 Portland Street, the former Bonz location to 110 Portland Street, former Thai Orchid location. Motion approved (5/0)

IV. OLDBUSINESS (see agenda changes)

1. **Sewer Extension Status-** Dan updated the Selectboard on his meeting with the state regarding the sewer extension. Dan believes that we can get Rural Development funding for the extension costs. The Town can get a grant of 45%, but the Village can get a grant of 75%. We may have to go through the Village to get the 75% grant. Community Development Block Grants may fund the balance of the project due to the creation of more jobs. Dan needs to hire an engineer to give construction estimates on the cost prior to applying for the grants.
2. **Letter of Support for the Hearthstone expansion-** Dan has been looking for documentation to support Selectboard authorization of the 1997 Hearthstone tax stabilization agreement. Mary Ann, Charlie and Dan have been unsuccessful in locating these documents. By state law, the voters must approve any tax stabilization agreements by a 2/3 majority vote. If we can't locate the proper paperwork, we will need to include this as an article on the Warning at Town Meeting. Dan also mentioned that MSI has signed a purchase and sales agreement for the Engine House.

V. NEW BUSINESS

1. **Sign Resolution for Revising ACH Account -** Mary Ann presented an updated ACH Resolution for Selectboard signature. The ACH Resolution has to be updated to remove the former Town Administrator and reflect the new Town Administrator, Dan Lindley.

Motion made by Dave Yacovone, seconded by Brian Kellogg to approve signing a new ACH Resolution to remove our former Town Administrator and reflect our new Town Administrator. Motion approved (5/0)

2. **Tegu Building Real Estate** – Due to the fact that this discussion involves real estate matters, Shaun asked for a motion to go into executive session.

Motion made by Dave Yacovone, seconded by Bob Beeman to enter into executive session to include Town Administrator, Dan Lindley; Town Clerk, Mary Ann Wilson; and Finance Director, Carol Bradley at 7:45 PM. Motion approved (5/0)

Motion made by Brian Kellogg, Seconded by Bob Beeman to exit Executive Session at 8:05 PM. Motion approved. (5/0)

VI. SELECTBOARD CONCERNS

Todd Yando- None
Brian Kellogg- None
Bob Beeman- I can't be at the meeting next week.
Dave Yacovone- None
Shaun- None

ADJOURN
On a Motion by Brian Kellogg, seconded by Bob Beeman, the Board adjourned their meeting at 8:10PM. Motion passed unanimously (5/0).

Respectfully submitted and filed this 25th day of November 2008.
Tina Sweet for Erica Reed, Administrative Assistant to the Town Administrator

Please note that all minutes are in draft form unless otherwise stated.