

**MINUTES OF THE FRANKLIN SELECTBOARD
MONDAY, APRIL 11, 2011
TOWN CLERK'S OFFICE**

Members Present: Peter Kittell, Peter Magnant, Scott Choiniere, Yvon Dandurand, Kyle Lothian, Lisa Larivee (Town Clerk/Treasurer)

Guests Present: Aaron Porter, Susan Clark, Maureen Sodaro, Alyson Racine, Megan Kobalt, Polly Gadbois, Denis Demar

Scott called the meeting to order at 7:00. The Pledge of Allegiance was said.

Messier Road complaint:

Aaron Porter, resident of Messier Rd was present to follow-up on his complaint of Mr. Domina living in his camper on the end of Messier Rd. Dog ordinance and zoning issues were discussed. Legal and liability of the town discussed with regards to the dog if someone were injured. The state has been contacted by the Zoning Administrator regarding the septic rules and advised of what was taking place on the property. Zoning rules state that a person can occupy a dwelling for up to 180 days as a seasonal residence. The Zoning Administrator has been monitoring the residence for year round residency. Mr. Porter states Mr. Domina is a nuisance to the community and is loitering. The mailing address for Mr. Domina may designate year round residence. The unregistered vehicle parked in the town right-of-way with no plates will be looked into by a board member. Aaron thanked and exited. The board received another complaint by a resident of Messier Rd. regarding the same issues.

Town Hall Committee:

Megan Kobalt, Alyson Racine, Susan Clark, and Maureen Sodaro entered the meeting regarding the town hall issues that they would like to present to the board. The Drama Club would like to have work done for their needs. The group feels a feasibility study needs to be done for the moisture issue in the basement and drainage of the building. Front entry doors need to be looked at. They would like the blessing of the board to research options and bring a proposal to the board. They are looking into available grants. Board approves of committee's work. Thanked and exited the meeting.

Dog issues:

Polly Gadbois and Denis Demar entered the meeting. The dog issue on Messier Rd at Mr. Domina's property was discussed. The dog must have shelter. Town Clerk will do a letter to Mr. Domina that shelter must be provided by April 22, the board will inspect. A letter will be done to Ms. Cooper that the board is monitoring the issue.

The dog ordinance was reviewed further regarding dogs running loose and causing damage and injury to persons. All present were given a copy of the ordinance. Town Clerk will inquire with a community member about purchasing a kennel for animal control use. Kyle will purchase a pole and muzzle for animal control safety in picking up dogs. There has been an incident with N. Kern's three dogs running free and biting a pedestrian walking on Hanna Rd. The Town Clerk has been instructed to do a certified letter to Mr. Kern that his three dogs must be tied or fenced at all times and in their control on their property. They must also be licensed with the town clerk by April 15 or they will be picked up and destroyed per the ordinance. The Selectboard will be monitoring the dogs. Kyle L/Peter Kittell made the motion that the dog which has bitten the pedestrian has been determined to be vicious and a danger to the community and will be destroyed upon determination of its identity. 5-0 All members voted in favor, motion passed. Mrs. Gadbois and Mr. Demar thanked and exited the meeting.

Town Clerk's Concerns:

- Planning Commission member opening; David Lucey has advised he is interested in the position. Mr. Lucey was previously on the board and has knowledge of its functions. After some discussion of the board, Scott/Peter Kittell made the motion to appoint David Lucey to the Planning Commission for a term to expire in 2014 to replace Richard Gadbois. Peter Magnant abstained, 4-yes. Motion passed. Town Clerk will notify Mr. Lucey.
- Agreement with Northwest Regional Planning presented to the board for the municipal planning work to update the zoning and subdivision rules per the grant that has been received. Peter Kittell/Peter Magnant made to motion to accept and authorized Scott to sign. 5-0 All in favor, Scott sign agreement.
- SWIP grant request for first payment and contract for HHW day contractor to be signed by board chair. All members in favor, Scott signed.

- VCDP-Homestead grant close-out documents; they are filed annually on-line. Town Clerk has submitted the reports and reviews with the board. Chair must authorized clerk to finalize on-line submission. Scott approved documents for submission.
- Vision Insurance with Eye Med; Town Clerk has looked into the vision insurance at the request of the highway dept. The plan that the town currently has through VLCT does not have local providers and is not a usable plan for our employees. After discussion Scott/Kyle made the motion to cancel insurance plan with Eye Med/VLCT for the town employees. 5-0 All voted in favor, motion passed. Kyle/Peter Kittell made the motion to reimburse, with vision care receipts, up to \$220 per employee as previously covered in 2010 plan for the 2011 calendar year. 5-0 All members voted in favor, motion passed.
- Bills: Board members reviewed and signed bills.
- Minutes: March 14; Peter Magnant/Scott made the motion to accept minutes as correct with Prayer Lawsuit heading added. 5-0 All in favor, approved. April 5, special board meeting regarding prayer lawsuit; Scott/Peter Magnant made the motion to accept minutes as written. 5-0 All in favor, approved.

Old Business:

- Town Hall bid for electrical work in the basement. Gerard Tremblay submitted a bill for \$300 to replace electrical wiring and switches in the basement. All members voted in favor of Mr. Tremblay doing the work. Kyle has been working on the window repair/painting. He estimates the cost of materials to be \$300 for all large windows. He will look into replacement of basement windows if necessary.
- Prayer lawsuit; 1956 is the latest recorded date that invocations were being done. E-mail done to all town clerks to survey other towns on what they do; an invocation or other.
- Tri-town committee: Peter Magnant advised the board has spoken with NWRP regarding doing a feasibility study of the arena. Jack McCarthy has resigned from the board; therefore they are looking for a member at large to join the committee.

New Business:

- Fuel bids: The board reviewed the criteria letter done to be mailed to distributors. Yvon will check on the LSD, he believes the town may be able to use dyed off-road diesel rather than LSD, the cost is less. He will advise the board.
- Salt prices discussed, Yvon has been working on finding another source to purchase from at a lower price. A county wide purchasing contract may be an option.

Selectboard Folder:

- Heidi Britch-Valenta has a group of volunteers from Americorp that will be here for a month in May-June and looking for work with the town that can be done. The town hall will be looking for volunteers to do some cleanout. Town Clerk will contact Heidi with work.
- Reappraisal notice from the State of VT on the progress for the 2012 deadline. The Listers will do a letter to PVR that they are on schedule.
- Fire hydrant grant notification – NO
- ZBA meeting notice for April 18, Lorraine Wright, Jr. Bait Shop.
- Energy Audit for the town hall and clerk/library building that was done in Feb. Recommendation of work and improvements to be done. The board will look into insulation at the clerk/library building. The town hall we will assess with the other work to be done.
- AOT letter regarding “No Parking” signs on Rte 120 in town. Lisa will contact Jim Cota on status.

Member Concerns:

- Peter Kittell spoke with Pike Paving on a price to do the work for Morses Line and Square Rd. They would like to do the work in May-June when they are not so busy. Morses Line work will be from Highgate line back for about 1 mile with a shim and 1”. Would give a better price early in the season. Gormans have a new process of grinding the pavement and then relaying the surface; cost is about \$60,000 per mile. Will get price quotes from Ireland and Whitcombs by May 9 meeting. Will determine if cost savings is feasible to do early and having to borrow funds rather than wait until fall.
- Kyle is concerned with the pontoon that is parked between the garage and the park and ride lot, also the broke down car that has been there most of the winter. They do not belong parked here and must be moved.

- Peter Magnant has been approached by Curtis Ploof to request the assistance of the town highway crew to truck clay for the ball fields at school. The clay is from Fairhaven and needs to be trucked here. The board is in favor of assisting but not trucking from Fairhaven. If they can find product closer can discuss further.
- Septic Committee will be meeting on April 13th to complete the RFP for an engineering firm.
- Peter Magnant wants to make note that the letter to Steve Domina dated March 30 was not approved by the entire board before sending. This letter was requested by Animal Control and approved by Scott to be sent. Peter thought it should wait until the next board meeting for approval. Scott advised it was to support Animal Control just stating the laws and what was required. Peter Magnant/Scott made the motion that any letters written to go out by the board must be approved by the entire board. 5-0 All members voted in favor, motion passed.
- Snowblowing of sidewalk: Lauren (Chubby) Lothian volunteered with cleaning the sidewalks during the winter when there was lots of snow. The board approved of giving a \$50 gift certificate to Mr. Lothian from McCuins.

Next meeting May 9, 2011.

Motion to adjourn the meeting made by Scott/Kyle. 5-0 All in favor, motion passed.

Meeting adjourned at 10:52 p.m.

Respectfully Submitted,
Lisa Larivee, Town Clerk
April 12, 2011

These minutes are not official until approved at the Select board's next regular meeting. Minutes approved on May 9, 2011.