

**MINUTES OF THE FRANKLIN SELECTBOARD  
MONDAY, FEBRUARY 13, 2012  
TOWN CLERK'S OFFICE**

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

**Guests:** Lucille Rainville, Amy Allen

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

**Town Plan concerns:**

Lucille Rainville and Amy Allen were welcomed to the meeting. Mrs. Rainville states she has concerns with the draft town plan that the Planning Commission is currently working on; her land may be affected by the proposed shoreline/recreational zone being extended from 500 ft to 750 ft. NWRP maps which have been done appear to be incorrect. What happens to her property if it is categorized as the shoreline/recreational use zone? Page 8 & 9 of the zoning bylaws need to be looked at as agricultural use is not included in the shoreline/recreational zone. Peter Kittell advised that the proposed change to 750 ft has not been approved yet; the zone would be conditional use with no restrictions for agricultural/business property. Mrs. Rainville asked about the process of the town plan being approved. She is advised the Select board will hold a second public hearing after the Planning Commission has a final draft proposal from their public hearing; which is handed to the Select board. This will be another opportunity for public input on the draft plan. After the two public hearings and approved changes are made the Select board may adopt the new plan at a regular meeting. Mrs. Rainville asked to be notified of the next public hearing date.

**Liquor Control Board:**

Kyle/Peter Kittell made the motion to enter into the Liquor Control board meeting at 7:20; 5-0 all members voted in favor. Reviewed the liquor and tobacco licenses for Byams and Franklin General Store. Peter Kittell/Peter Magnant made the motion to approve the licenses; 5-0 all members voted in favor and signed the licenses.

Peter Magnant/Yvon made the motion to adjourn liquor control board meeting at 7:25; 5-0 all members voted in favor.

**Town Clerk's Concerns:**

- Weed Harvester grant: The weed harvester grant was reviewed as written by Town Clerk. Items which will be needed this year are battery, alternator, and hydrolic hoses. The alternator is not large enough for the boat to turn over therefore battery life is shortened as it is hard on them. Board approved the grant and Peter Magnant signed. The town clerk will post the job opening for an operator.
- Nicki Tatro would like to use the town hall for a wellness clinic for sports strengthening and fitness. She inquired about liability insurance needs. The board reviewed the insurance and agreed that groups using the town hall for a charge for an activity need to provide the town with a certificate of coverage. Lisa will check with VLCT on the suggested coverage. Also need to notify Maureen with Zumba to provide a certificate.
- Humane Society Contract: The humane society has sent a new contract to the town for 2012. They are charging a contract cost annually of \$500 for the town to use their services; also \$50 per dog when an animal is not adoptable. Franklin does not contract for cats. Peter Magnant/Kyle made the motion to accept the contract. Peter Kittell & Scott vote no; Kyle, Yvon, Peter Magnant, vote yes; motion passed and accepted. Scott signed the contract.
- Town Hall: The water heater at the town hall is not working properly. The bathroom lights are flickering and believe it may be the ballasts that are bad. Kyle will look into the heater; check the thermostat and lights.
- Grand List Certificate: The Select board must certify that there are no suits against the town for assessments to the grand list. The town clerk advised she has received none. Peter Kittell/Peter Magnant made the motion to certify the grand list for 2011. 5-0 all members voted in favor and sign the certificate.
- Minutes: January 9, Scott/Kyle made the motion to approve as written. 5-0 All in favor minutes approved; January 26, Scott/Peter Magnant made the motion to approve as written with changes, 5-0 All in favor, approved with changes; January 30, Peter Magnant/Scott made the motion to approve as written. 4-0, Kyle abstains, All in favor minutes approved.

- Sign bills: members reviewed and signed bills and warrants. Peter Kittell advised the Mac truck has had some recent transmission repairs; replaced the clutch and throttle bearing. Scott inquired about the health insurance HSA contributions. Lisa will contact VLCT about the funding of the HSA for the town portion for 2013. Yvon inquired about the Marshall Tire billing; high costs for tire work/repair. He will check with them. His company uses Rouse Tire and are happy with them.

#### **Old Business:**

- **Fish & Game dock lease:** The lease from Fish & Game has been received with the changes that the board requested. Kyle/Peter Magnant made a motion to accept the lease as written and have Scott sign. 4-1, Peter Kittell voted no, motion passed and signed. Lisa will forward the VLCT sign recommendations to Kyle for the beach meeting Thursday the 16<sup>th</sup>.
- “High Risk Road” program for new signage to be installed on Rice Hill Rd by a federal grant through the state has sent the agreements necessary to be signed by the board for the signs to be done. Kyle/Yvon made the motion to accept the agreement and sign for the federal grant program. 5-0 all members voted in favor.

#### **New Business:**

- Moderator/Town meeting discussion; legal council advises the board to just have “no comments” on the issue.
- Dog complaint: Gratton’s on Hanna Rd have had seven chickens killed by the Russin husky dog. Statute states that dog owner are responsible for damages when their dog kills a domestic animal. Cost to replace is \$10 each/\$70 is due by Russin to replace the chickens. Lisa will do a letter with ordinance to Russin’s; the dog must remain on their property if found off will be picked up and destroyed if deemed vicious. Scott disagrees, feels the dog should be picked up immediately.

#### **Selectboard folder:**

- Resignation letter from Judith McLaughlin from the Planning Commission. The board accepted Ms. McLaughlin’s resignation. Peter Magnant requested to reduce the number of members on the board from 9 to 7; discussed the working of the large board and extensive training needed. Asked the town clerk to warn a selectboard meeting for Feb 21 @ 7:00 as members will attend the planning commission meeting to discuss membership. Post the vacancy of the open position.
- Paving grant from VTrans: Peter Kittell will be in to work on the grant, if eligible for funding will aid with paving for class 2 roads in 2012. Morses Line to be done as budgeted; ditching from Main St to Richard Rd is needed.
- Green Mountain Transit Association: letter of membership from each community for their committee on development of the route needs for a 5 year plan.
- Prayer lawsuit: Summary judgement with Superior Court date.
- Enosburg Ambulance: letter regarding meeting to review budget assessments to towns.
- Sand Shed building information from a vendor.
- Thank you letters done to Donald and Henry Rainville for their work to install the town hall doors for board signature.

#### **Members Concerns:**

- Town hall rails discussed on the construction and materials to use. Highway crew may be able to fabricate.
- Yvon will talk with Sheldon Trucks about the repair bill for the Mac truck.
- Peter Magnant spoke about the TAC meeting he recently attended. Highgate will have Highway 20 closed in the fall for bridge repair.
- Discussed drafting a road paving plan for the next several years for town meeting as residents ask about what the board is planning to do next. Fire Dept and Morses line in 2012; then Hanna Rd, Riley Rd, and Dewing Rd.
- Cell tower contact wants to attend a select board meeting to discuss options. Yvon will book for April.
- Scott thanked the board for their continued involvement and being goal minded for the good of the town. Nice to see a board that can work well together. This is his last meeting but is available if members have questions in the future.
- Peter Kittell also thanked the board for working together.

Scott/Peter Magnant made a motion to adjourn the meeting. 5-0 All members voted in favor, motion passed. Meeting adjourned at 9:38 p.m.

Respectfully Submitted,  
Lisa Larivee, Town Clerk  
February 16, 2012

***These minutes are not official until approved at the Select board's next regular meeting.*** Minutes were approved March 12, 2012.