

**MINUTES OF THE FRANKLIN SELECTBOARD  
TUESDAY, JULY 10, 2012  
TOWN CLERK'S OFFICE**

**Members Present:** Peter Magnant, Yvon Dandurand, Kyle Lothian, Wayne Laroche, Lisa Larivee (Town Clerk/Treasurer)

**Guests:** Donald Cooper, Jack Milne-Pike Paving, Chad Spooner-VT Dept. of Health, Tim Magnant, Andy Godin, Robert Irish-ZA.

Peter Magnant called the meeting to order at 7:02 p.m. The Pledge of Allegiance was said.

**Public comments:** Donald Cooper was present regarding the cannons that are being shot off, prolonged fireworks and loud music at the Millpond Campground. These loud noises bother him considerably due to his past military service. Mr. Cooper is asking for the selectboard to assist with a resolution to the cannon shooting and other activities. The board advises they may not have legal authority to prevent the activities. They will look into the need for a permit to do fireworks. Pete and Wayne will go speak with the owners of Millpond. Advised Mr. Cooper if he needs resolution to the loud noise may have to call Vermont State Police. Mr. Cooper thanked and exited the meeting.

**Paving Bids:** Jack Milne from Pike Paving was welcomed to the meeting. Discussed the paving needs for the summer; Fire Dept. recommendation is to apply a 2 ½ inch layer and allow to settle for the winter season, then if needed add a ½ shim next summer. Hanna Rd portion beyond Harvey Bushey use 1 ½ shim to repair. Morses Line Rd from Village past Richard Rd with a 1 ½ shim to repair. Pike bid is \$76.48/ton. Mr. Milne thanked and exited the meeting. Reviewed the bid received from ECI for \$82.50/ton. Pete/Yvon made a motion to accept the bid from Pike Paving for \$76.48/ton. Kyle signed the contract for Lisa to return to vendor.

**Minutes:** Minutes of June 12 regular meeting and June 19 joint with planning commission. Kyle/Wayne made the motion to approve all of the listed minutes as written and read. No comments. All members voted in favor 4-0, motion passed.

**Prayer Litigation:** Jim Carroll, the attorney was not able to attend. There is a court hearing set for July 17, the attorney is asking for a change of date as the date conflicts with his schedule. The Selectboard would like to meet with Mr. Carroll before the hearing on the 30 or 31. Pete will advise which date is best.

**School fuel bids:** Tim Magnant from the School board entered the meeting to discuss the fuel bids and proposals the town has opted to go with for heating fuel/LSD for the upcoming year. Yvon discussed the 4 bids he had received and what the projections were. Berger was the best price with \$.13 over rack price on all deliveries with no cap. Tim advised that is fine with the school. The school should consider another tank for more storage.

**Selectboard appointment:** Andy Godin entered the meeting to speak with the board about his interest in the Selectboard position. Andy spoke that he grew up in Franklin and attended board meetings with his dad as a boy when he was a board member. He is interested in participating in town government. Pete advised this position is appointed for the remainder of the year until town meeting in which he will have to run for election to the position for the remaining 2 years of the 3 year position. Andy was thanked and exited the meeting. Kyle/Wayne made the motion to appoint Andy Godin to the position of selectboard to replace Mike Lawyer. 4-0 all members voted in favor, motion passed. Lisa will call Andy and welcome him to the board and get a board packet to him.

**Vermont Department of Health:** Chad Spooner from the Dept. of Health entered the meeting to review with the board what they offer and briefed on their mission/vision. They are available to aid towns with public health, local emergency management and health officers. There is a list serve for health officers that is very helpful with their duties. Mr. Spooner left a packet of information and resources for the town.

**Town Clerk's Concerns:**

- **Village Designation** is being worked on with NRPC. Lisa should have the application for village designation completed by the August meeting for board review.
- **Thank you letter** for the Lothian family on the work done to the sidewalk in front of the church was done. Pete read and signed.

- **AmeriCorps** group will be here in August if there are any projects to be done advise Amy Soriano, Watershed Coordinator. Wayne will contact Amy regarding some work on the town beach.
- **Gates Reunion** has advised if the town has a project that the family may undertake to spruce up the town to let them know.
- **Energy Efficiency Grant:** Lisa reviewed the three bids from NRPC for the office building insulation work. Building Energy was chosen with the chimney, upper attic and storage attic work for a cost of \$7006. Lisa will speak with Allison at NRPC to advise what the selection was.
- **Development Regulations** were discussed. The public hearing has been set for July 26 at 7:00 at the Town Hall. Robert Irish entered the meeting to discuss some concerns with the board. The Zoning Board has concerns with some septic issues in Blackwoods regarding the camp conversions that are out of the control of the town. The old regulations are ten years old and some parts have been superseded by new state regulations. The mention of DRB's should be changed to the appropriate board. Access to public roads pages 37-39: need to review for the private roads that are being developed. There are suggested requirements for roads with 10 units in the Lake district and 4 units in the residential district that the roads be upgraded to meet town/state standards. Blackwoods was an approved development in 1982 by the selectboard as seasonal usage. Now that there will be 9 year round usage properties this should be addressed. Need to discuss the standards from class 4 to class 3 roads.

#### **Bills/Financial statement:**

Bills were reviewed and signed. Financial report distributed.

#### **Old Business:**

- **Docks** have been installed on the Town Beach contrary to the decision of the board that no docks are to be installed. At the guidance of the attorney the board will send a certified letter to the owner to remove the dock by July 16<sup>th</sup> or the town will remove the docks on July 17<sup>th</sup>. The owner will then have 7 days to claim their property or the town will dispose of them.
- **Dog** update on the Demar dog that has not been picked up. Pete spoke with Joe McLean, town attorney, who advised that with all attempts to get a search warrant from the court which was denied by the court that the town has done due diligence to pick up the dog as the owner will not surrender the dog. The Selectboard decided as there have been no further instances they will not proceed and have done all that they can do.
- **School Generator:** The selectboard had discussed in June of doing the inspections and service at the local level and not contracting with Milton Cat as the cost to do so was significant. Steve at school advised that the generator must have a state inspection sticker approved by a certified inspector due to it being an emergency shelter location. Lisa will look into further about getting a certified person to do the inspection.
- **Dewing Shore stabilization:** Discussed the work to be done. Wayne voiced that this work should be held off until the culvert/outlet is replaced as that would prevent the erosion issue from happening. The work may not need to be done. Are the Better Back Road grant funds able to be used on the culvert/outlet work instead? Lisa will speak with Better Back Roads to discuss options.
- **Scott Rd/Middle Rd** intersection discussed. Kyle and the highway crew met with Jim Cota from VTrans District 8 regarding the changing of the intersection to make it safer for residents and traffic. Gravel will be put on the inside of the corner on Middle Rd and delineator posts will be installed on the north side of the corner at Scott Rd to form the curve/intersection properly. Concerns with the stop sign being removed from Scott Rd. The board received an unsigned complaint regarding the situation. Officer Hango from the Vermont State Police has been monitoring the corner for non-stopping vehicles and speeding. All the equipment has been removed from the ROW. The board is working to improve the safety of the intersection for all residents. Pete/Wayne made a motion to approve of the work to be done as advised by Jim Cota from VTrans District 8. 4-0 all members voted in favor, motion passed.
- **Dog Ordinance:** tabled for review of updates given to the board.
- **Personal Policy:** discussed and reviewed changes to be made before final adoption. Lisa to update and send new copy to the board for final review.

**New Business:**

- **Rte. 120/Gore Rd/Middle Rd** intersection is also being looked at by VTrans engineers for a redesign of this dangerous intersection. The state will review and respond with suggestions.
- **Purchase orders:** The highway crew will be required to complete purchase orders for all items over \$500 and get approval of the Road Commissioner before purchasing. The board would like to have better control over spending and keeping to the budget.
- **Pidgeon Hill Rd** culvert that is just before the Fournier farm has safety concerns. There are guard rails on one side however the other side has none and the shoulder is very narrow and drops off 8-10 feet. Need to look at costs and options as well as possible grants for work on this issue.

**Selectboard folder:**

- Tri-town committee will hold a meeting on July 12 at the Highgate arena. Yvon will attend this meeting. There is also a meeting with VLCT legal department on July 18 at 6:00 at the Highgate School Library to discuss the joint ownership/makeup of the board. All selectboard members are encouraged to attend.
- Thank you letter to Mike Lawyer for time on the selectboard. Pete signed.
- Scott Rd complaint not responded to as it is unsigned.
- Workers Comp claim reviewed.
- Thank you note from Martha Jane Olmstead regarding installing the railing at the town hall front entrance.
- Mike & Dena Benjamin documents regarding digester work from the State.
- Polly Gadbois e-mail regarding the land committee meetings. Hugh has inquired about the progress of the plan for the land. The board would like to see the committee continue with planning. Meeting will be planned for August and posted on the website. Polly would like someone to do minutes as well for town records. Asked what the access for the property was. At this time there is no public access; this will be addressed when a plan is determined.

**Members Concerns:**

- Kyle asked when the fish and game dock will be installed at the north end beach. Wayne will contact Mike from fish & game. The assumption is that it would be in spring 2013.
- Yvon has had an inquiry about new burials at the Willard Cemetery on Messier Rd. Lisa advised the town does not regulate burials; the funeral directors take care of that.
- Yvon has been contacted by Rinkers Communication regarding a location to install a cell tower in town, maybe a church.
- Yvon would like to thank Kyle for his Road Commissioner work, doing a good job.
- Cross Consulting has begun the work at the highway garage for engineering of the water runoff and plot plan of the property.

Kyle/Wayne made a motion to adjourn the meeting. All members voted in favor 4-0, motion passed. Meeting adjourned at 11:02 p.m.

Respectfully Submitted,  
Lisa Larivee, Town Clerk  
July 12, 2012

***These minutes are not official until approved at the Select board's next regular meeting.*** Select board approved on August 14, 2012.