

# Regular Meeting of the Dorset Select Board

## August 16, 2011 ~ Minutes

Present: Chris Brooks (Chairman), Marge Freed, Mike Connors, Michael Oltedal,  
Brad Tyler

Absent:

Also, present: R. Gaiotti (Town Manager), Joan Menson, Robert Menson, Danny Pinsonault

C. Brooks, Chairman, called the meeting to order at 7:02 p.m.

### Approve Minutes of June 21, 2011 & July 26, 2011

The Board reviewed the June 21, 2011 meeting tape and C. Brooks noted that the June 21, 2011 minutes were correct as submitted. R. Gaiotti asked to add an addendum to these minutes by stating that P. Taylor was originally interviewed by the Select Board in April for one of the two vacant positions at that time, but the PC had not forwarded her name as a nominee after their interviews were completed. M. Freed moved and M. Oltedal seconded to approve the June 21, 2011 minutes with the addendum. Motion carried 5-0.

C. Brooks requested that the original letters from R. Squire and R. Menson be given to R. Gaiotti to file with the July 26, 2011 minutes. M. Freed moved and B. Tyler seconded to approve the July 26, 2011 minutes as presented. Motion carried 5-0.

### Driveway Access Permit

R. Gaiotti presented an application for a driveway permit by B. Hauben (128 Eagle Ridge Road) which conformed with the Zoning Bylaws. This driveway has already been constructed along with some outbuildings. M. Connors moved and M. Freed seconded to approve the driveway permit contingent upon receipt of all proper documentation and fees. Motion carried 5-0.

C. Brooks asked if the Zoning Administrator had issued any warnings or levied fines. R. Gaiotti responded that correspondence has taken place which should reconcile permits with the structures. C. Brooks asked that a letter be sent to Mr. Hauben outlining the rules and procedures for the permitting/building process so any future construction would be handled in the proper manner.

### Review Draft Town No Smoking Policy

As a follow-up to the meeting with the Collaborative, a draft Town of Dorset Campus Smoking and Tobacco Policy was presented for review. The policy deals with the use of tobacco products on Town owned property. R. Gaiotti noted that this ties in with scoring rating points to lower insurance premiums. Town buildings and vehicles would be smoke free and the biggest change that this policy

would make is that it would cover all Town property owned or leased. C. Brooks asked who owned the roads and R. Gaiotti responded the Town; and noted that the policy would apply to all Town owned property, but there would be no enforcement. The policy empowers people to self-police the no smoking policy. M. Freed commented that she understood the smoke producing ban, but questioned the smokeless products being harmful to others. R. Gaiotti explained that smokeless tobacco products can soil the general area and is usually grouped with other products as a known health hazard. The draft policy was reviewed. It was the consensus of the SB members to strike the last sentence under the heading Policy Application. Changes are to be made and the document to be reviewed at the next meeting.

### **Review Draft Procedures Policies**

R. Gaiotti noted that there were two policies from the VLCT and both are listed in the appendix of the SB handbook. These two documents can be merged if the SB chooses to do so. In reviewing the Conflict of Interest Policy, C. Brooks expressed concern about indirect personal interest as many people conduct business together. R. Gaiotti explained that a conflict would arise, if at that moment in time, a member would benefit from a decision made. Discussion continued regarding this issue with R. Gaiotti stating that the law allows for an outline for behavior of perceived conflict of interest if identified – discussion among members and the member involved makes the decision to recuse him (her) self. C. Brooks noted that Article 4 (A) says that it is up to the member to decide if they have a conflict of interest and if they do not recuse themselves then they suffer the consequences. All articles of the document were reviewed and no changes made. A sentence was missing under Article 6 (A) (3). It was the consensus of the Board to table the review of the draft Conflict of Interest policy until the next meeting.

The following changes were made to the Rules of Procedure document:

- Add to *A. Purpose*: Select Board meetings are held to conduct the business of the Town and are not necessarily public hearings.
- Add to the last sentence in *B. Application*: “or as otherwise posted.”
- *C. Procedures- Item 4* to read as: At each Select Board meeting, there shall be a time afforded for public comment. Last sentence is to be deleted.
- *C: Procedures – Item 6*: Change the word “vote” to “consensus”
- C. Brooks suggested placing a three hour limit on meetings and reconvening at an appropriate time.
- *C. Procedures – Item 9* to read as: These rules shall be made available at all meetings, and procedures for public comment shall be posted in the meeting room. C. Brooks suggested posting procedural requirements for public participation.

Document to be revised and reviewed at the next meeting.

### **Finance Report**

The current delinquent tax amount is \$192,000 with five properties going to tax sale. Discussion included recreation program, chloride, equipment repairs and road signs. C. Brooks asked to have the chloride numbers broken out to see what percentage is spent and received by the private citizens who purchase chloride from the Town. Transfers to the sinking funds have been made.

### **Manager's Report**

- Striping to be done on roadways (bottom of Danby Mountain Road, Church Street yield bar)
- Recreation figures were given and positive feedback has been received. The programs have been cost effective for what has been offered.
- A quarry public meeting was held on August 10, 2011 attended by concerned citizens, R. Gaiotti and S. Pinsonault. Discussion included suggestions for improved roadway access and possible remedies for parking issues. Minutes of the meeting are available from the Town Manager. A another meeting will be held for further discussion
- 250<sup>th</sup> Celebration to be held on Saturday, August 20<sup>th</sup>.

### **Approve Payroll and Accounts Payable for Week of 8/16/11**

It was the consensus of the SB members to approve and sign the Payroll and Accounts Payable for the week of August 16, 2011.

### **Other Business**

Select Board meeting schedule:

- September 20, 2011 ~ Listers Update at 6:30 p.m. followed by regular meeting at 7:00 p.m.
- October 25, 2011 ~ 7:00 p.m.
- November 15, 2011 ~ 7:00 p.m.

R. Gaiotti is to be Dorset's delegate to the annual VLCT Business Meeting.

D. Pinsonault asked if the Select Board members would be reviewing and giving approval to the PC Rules of Procedure document. C. Brooks replied that they could review the document, but was not sure that the SB would sign off on the document. Each year the Boards should have an administrative meeting to setup the procedures of their board. C. Brooks noted that the document could be reviewed together at a quarterly meeting of all the Boards.

**Legal/Contracts**

M. Oltedal moved and M. Connors seconded to move to Executive Session at 8:55 p.m. to discuss legal issues. Motion carried 5-0. Executive session ended at 9:20 p.m. with no decisions made.

M. Freed moved and B. Tyler seconded to adjourn the meeting at 9:25 p.m. Motion carried 5-0.

Respectfully submitted,

Nancy Aversano

Town of Dorset ~ Select Board

Date 8/16/11  
Regular Meeting X  
Special Meeting     

(Please Print)

Name	Address	Representing	Testifying (Yes or No)
JOAN MENSON	1131 RT 30, DORSET		
ROBERT MENSON	" "		
Denny Pinsonault	1665 RT 7 East Dorset		