

MINUTES

VILLAGE OF LUDLOW BOARD OF TRUSTEES

REGULAR MEETING

6:00 PM

Tuesday August 7, 2012

BOARD MEMBERS PRESENT:

Bob Gilmore, Chairman

David Rose

STAFF:

Frank Heald

OTHERS PRESENT:

Phil Dunwoody

Richard Harrison

KP Whaley – LPCTV

1. Call to Order

- A. Chairman, Bob Gilmore, called the meeting to order at 6:07 p.m.

2. Approve Minutes from Previous Meetings

- A. Bob Gilmore advised the minutes to be approved are from the regular meeting of July 3, 2012 and Special Meetings of July 17 and July 30, 2012.
- B. **MOTION by David Rose and seconded by Bob Gilmore to approve minutes indicated above as submitted. Motion passed unanimously.**

3. Comments From Citizens

A. High Street Traffic Issue

- i. Phil Dunwoody said that he was impressed with the numbers from the traffic study. He said that it shows that 456 cars are above the speed limit.
- ii. Bob Gilmore said that it also shows that most of that is in the 5-6 mph above the speed limit range.
- iii. Phil Dunwoody said that 11 cars go 41-45 mph and 64 went 10-15 mph over the limit. Most of this is between 6:00 a.m. and 5 p.m.
- iv. Bob Gilmore said that was not the average.
- v. Jeff Billings said that 10 mph over the limit is bearable.
- vi. Phil Dunwoody said that 15 to 20 mph over the limit is too much.
- vii. Jeff Billings said that he cannot have someone sit there all day to pick up a few.
- viii. Phil Dunwoody asked what Jeff Billings does when he stops someone. He believes there should be zero tolerance, the same as Chester or Woodstock. They give out tickets.
- ix. Jeff Billings said that what he does depends on the circumstances and speed.
- x. Bob Gilmore said that 10 years ago, the trustees lowered the speed limits on village streets to 25 mph.
- xi. Phil Dunwoody said that people still speed and he will do what he has to do to get this fixed.
- xii. There was a discussion between Phil Dunwoody and Jeff Billings over what constitutes too much.
- xiii. Bob Gilmore asked Phil Dunwoody to rein the conversation in.
- xiv. Phil Dunwoody asked if 10+ miles per hour over the speed limit is too much.
- xv. Bob Gilmore said that 10 was not, but 15 mph over is and should generate a warning or ticket.
- xvi. Phil Dunwoody said that if the board members do not care about the health and safety of the citizens, he does.

- xvii. Bob Gilmore said that he has been on this board for many years and has always made the health and safety of the people his first priority. The board has had 2 studies taken.
- xviii. David Rose said that yes, people are speeding and the police have been up there almost daily. He said that he thinks that the speeding has calmed down a bit. He said that we can't have someone sitting up there from 7:00 a.m. to 3:30 p.m. every day.
- xix. Phil Dunwoody said that it is mostly during daylight hours. Have someone there on a random basis. If warnings are not effective, give out tickets like Chester. He agrees that there is limited force, but there is also the Sheriff's department. He had been told that they were available to towns once a month and that they were told that they were not needed in Ludlow. They have a task force that goes around from town to town.
- xx. Frank Heald asked Phil Dunwoody if he had gotten the name of the individual from the Sheriff's Department who told him this.
- xxi. Phil Dunwoody said no.
- xxii. Jeff Billings said that the Sheriff's Department does not run radar in towns that have their own police forces.
- xxiii. Bob Gilmore advised that Jeff Billings had called Sheriff Chamberlain and he was told that there is no monthly free service available.
- xxiv. Phil Dunwoody said he would get the name of the sergeant that he spoke to.
- xxv. Jeff Billings said that 86% of the cars are going less than 10 miles per hour over the limit. It is a good standard and is realistic.
- xxvi. Phil Dunwoody said 76 cars were in excess of 11 mph over the limit and it's not just High Street, it's all over the village.
- xxvii. Bob Gilmore said that the state will not allow us to lower the limit on Main Street to 25 because it is a state road.
- xxviii. Phil Dunwoody suggested putting up portable radar units and having a zero tolerance policy.
- xxix. Bob Gilmore said that the trustees have no say over what the police department does about speeding. As a resident, he thinks that 35 mph should be the cutoff.
- xxx. Phil Dunwoody said he agrees.
- xxxi. Bob Gilmore said that the Village could try another radar situation, similar to the ones that they have coming into the village.
- xxxii. Jeff Billings said that they work.
- xxxiii. Bob Gilmore said they also record data and would supplement police presence. This board will continue to look at the issue.
- xxxiv. Frank Heald said he would get pricing for an additional radar speed unit.
- xxxv. Phil Dunwoody said that he was not trying to attack anyone, but this is a serious problem that needs to be addressed.
- xxxvi. Bob Gilmore said they would try to mitigate it with the resources that we have.
- xxxvii. Phil Dunwoody said this is a very serious health and safety issue.

4. Village Board of Trustees Appointment

- A. Bob Gilmore announced that the board had received a letter of interest from Richard Harrison for the opening on the Board of Trustees for the position vacated by Jim Fuller. He read the letter. He advised that there were no other letters of interest.
- B. **MOTION by David Rose and seconded by Bob Gilmore to appoint Richard Harrison to fill the position on the Board of Trustees until Village Meeting.**
- C. Frank Heald said that he checked the Village Charter and as per section 24 VSA 235-22, they may appoint Richard Harrison until the term expiration date unless there is a petition for recall by the residents.
- D. **David Rose amended his motion to read: To appoint Richard Harrison to fill the position on the Board of Trustees until the end of the term of the position vacated by Jim Fuller.**
- E. **Bob Gilmore seconded the motion. Motion passed unanimously.**
- F. David Rose asked Richard Harrison to stop into town hall and be sworn in.

5. Open South Hill/Twine Hill Water Line Replacement Bid

- A. Bob Gilmore advised that there were 3 bids.
- B. Markowsky \$172, 605.96 with the following exclusions
 - i. permits
 - ii. excavating and removal of Hazardous Materials
 - iii. Utilities – hook-up or repair
 - iv. unsuitable soil replacement
 - v. bond

- vi. security
- vii. blasting
- viii. layout
- ix. wetlands
- x. removal of boulders over 1 cubic foot
- xi. final permit conditions
- C. Gurney Bros. \$119,000 with no conditions
- D. M&M \$98,820
 - i. Temporary Water line, if needed, an additional \$1370
- E. David Rose said it is bid per spec.
- F. Frank Heald said the bid specifications called for lump sum and he suggests recognizing the apparent low bidder if no other conditions exist. All bidders were prequalified.
- G. **MOTION by David Rose and seconded by Bob Gilmore to award the bid to M&M for \$98, 820 plus \$1,370 for Temporary Water line (if needed.) Motion passed unanimously.**

6. **Sewer Allocation Request**

- A. Andrea Lehtonen
 - i. Property address is 75 Main Street
 - ii. David Rose advised that this is a request for a sewer allocation for one additional bedroom to a single family dwelling. Loran Greenslet has approved this request.
 - (1) Allocation fee – 1 bedroom @ \$545.00/bedroom = \$545.00
 - iii. **MOTION by David Rose and seconded by Bob Gilmore to approve this application for 1 additional bedroom @ \$545 per bedroom for a total of \$545.00. Motion passed unanimously.**

7. **Sewer Allocation Reduction Request**

- A. Michael Maston
 - i. Property address is 57 Depot Street
 - ii. David Rose advised that this is a reduction request. The house has 7 bedrooms and one kitchen. It had been billed as 3 separate apartments.
 - iii. Frank Heald advised that Loran Greenslet has inspected the house and there is only one kitchen.
 - iv. **MOTION by David Rose and seconded by Bob Gilmore to approve the request by Michael Maston to reduce the allocation from 3 separate units to one unit with 7 bedrooms. Motion passed unanimously.**

8. **Sewer Allocation Analysis**

- A. Frank Heald advised that an analysis was done on 40 properties that have paid their allocation fees in full, but construction is either pending or has not started. This amounts to \$20,000 per year across the board and \$10,000 per billing.
- B. Bob Gilmore said that there are 24 property locations pending construction.

9. **Consider Request from James Ghia**

- A. Bob Gilmore advised that a request had been received from James Ghia for relief from sewer fees for 6 home sites on the West Woods property that have not been sold.
- B. **MOTION by David Rose and seconded by Bob Gilmore to deny the request made by Mr. Ghia. Motion passed unanimously.**

10. **SWCRPC High Street Traffic Update**

- A. This item was discussed under COMMENTS FROM CITIZENS above

11. **Review and Approve Purchasing Policy**

- A. Frank Heald said that the policy was brought to you at the last meeting, but at the request of the Select Board, for a clean copy, is back to you now. This change affects items F, G, H and I and allows for consistency with other departments. It allows for bid openings to take place prior to board meeting, in public with a minimum of the Town/Village Clerk, Department head, Town Manager, vendors and any interested persons, in attendance. The openings will be warned on the town hall bulletin boards and on the website. This change would provide time for bids to be reviewed by department heads and town manager and brought to the Trustees with staff recommendations. Some bids are too complicated and need to be reviewed before making an award.
- B. **MOTION by David Rose and seconded by Bob Gilmore to approve the Town and Village Purchasing Policy as presented. Motion passed unanimously.**

12. **Other Business**

- A. **Jewel Brook and Commonwealth Dredging and Propane Tanks**
 - i. Richard Harrison asked if Jewel Brook and Commonwealth had been dredged.
 - ii. Frank Heald said Jewel Brook has been. Commonwealth has been cleaned out but the culverts need to be replaced and the preliminary engineering estimate was \$1,000,000. There is some new funding that he is trying to get for mitigation, but the parameters are difficult. The work on Commonwealth should be done when the Walker is done, because there will need to be road detours. They will have to put in a box and crane work will be needed. If we don't get funding prior to town meeting, we may have to ask for a bond.
 - iii. Richard Harrison asked about Bridge Street.
 - iv. Frank Heald said it is done.
 - v. Richard Harrison suggested making sure that all propane tanks are cabled and cemented or secured to buildings.

13. **Set Date for Next Meeting**

- A. Meeting set for Tuesday, September 4, 2012 at 6:00 p.m.

14. **Possible Executive Session/Personnel/Contracts**

- A. Frank Heald advised that a short Executive Session for Personnel/contracts is needed.
- B. **MOTION by David Rose and seconded by Bob Gilmore to enter Executive Session. Motion passed unanimously.**
- C. Board entered Executive Session at 6:59 p.m.
- D. Board exited Executive Session at 7:03 p.m.
- E. **MOTION by David Rose and seconded by Bob Gilmore to follow the manager's recommendations regarding annual wage increases for non-union personnel. Motion passed unanimously.**

15. **Adjourn**

- A. **MOTION to adjourn by David Rose and seconded by Bob Gilmore. Motion passed unanimously.**
- B. Meeting adjourned at 7:04 p.m.

Respectfully submitted,

Lisha Klaiber

Robert Gilmore, Chairman

David Rose