

Town of Pomfret
 5218 Pomfret Road
 North Pomfret, VT 05053
 Agenda for June 16, 2015 Regular Selectboard Meeting
 8:30pm at the Pomfret Town Offices

Agenda Item	Presenting Individual	Timeframe
1. Call to Order	Chair	8:30pm-
2. Public Comment	Chair	8:30-8:45pm
3. Review of Agenda	Chair	8:45-8:50pm
4. Recurring items, including items for possible vote: a. Review, discussion & approval of June 3 rd meeting minutes (<i>see attached</i>) b. Review of Treasurer's Report i. Warrants for Payment (<i>see attached</i>) c. Review of Road Foreman's Report i. General update ii. New Tractor and Roadside Mower (<i>see attached</i>) iii. Paving bids (possible review of bids and vote) iv. Traffic Speed Study Link to study (sign-in not required)	Chair Treasurer Road Foreman	8:50-8:55pm 8:55-9:00pm 9:00-9:15pm
5. Business items for possible vote: a. Appointment of Town Service Officer (<i>see attached</i>) b. Fire Truck specifications and Request for Proposal c. Windsor County Sheriff's Department Law Enforcement Services Contract (<i>see attached</i>) d. Resolution Requesting Membership in the East Central Vermont Telecommunications District and Appointing a Representative to the Governing Board (<i>see attached Resolution and supporting documents</i>) e. Liquor Control Board Catering Permits i. Review of Permit Request (<i>see attached</i>) ii. Consider process for issuing permits f. Investment and Management of LaBounty Fund and Moore Town Hall Fund	Chair	9:15-9:20pm 9:20-9:30pm 9:30-9:35pm 9:35-9:45pm 9:45-9:50pm 9:50-10:00pm
6. Business items for discussion: a. EC Fiber Hub update b. Selectboard correspondence	Chair	10:00-10:05pm 10:05-10:10pm
7. Closing public comments & adjournment	Chair	10:10-10:15pm

Town of Pomfret

5218 Pomfret Road
North Pomfret, VT 05053

Draft Minutes of the June 3, 2015 Regular Selectboard Meeting

Present: Eric Chase (Selectboard Member), Michael Reese (Selectboard Member), Phil Dechert (Selectboard Member), Ellen DesMeules (Treasurer), Arthur Lewin, Sr. (Road Foreman), Anne Bower (Library Trustee), Jean Souter, Laura Kent (Auditor), Sherman Kent, Emily Grube, Betsy Siebeck, Scott Woodward, Keith Chase, Ona Chase, Pam Pickett and Melanie Williams.

1. Call to Order: The Chair called the meeting to order at 7:04pm.
2. Review of Agenda: No changes.
3. Public Comment:
 - (a) Sherman Kent noted the Board has not followed its policy that requires a motion to continue the meeting past 9:00 pm.
 - (b) Auditor Laura Kent re-emphasized the Board of Auditors' concern that the Board follow the Purchasing Policy for the new fire truck. She mentioned that the Board had previously denied a bid from the lowest bidder for snowplowing the school parking lot, because it was not within the procedures of the purchasing policy even though the policy did not apply. She distinguished the Town from a private company, noting the importance of following its policies in spending taxpayer funds.
4. Minutes of Prior Meetings:
 - (a) Eric Chase moved, and Phil Dechert seconded, that the Board approve the minutes of its May 19, 2015 meeting. Following discussion, the Board unanimously approved the motion.
 - (b) Eric Chase moved, and Phil Dechert seconded, that the Board approve the minutes of its May 20, 2015 joint meeting with the Trustees of Public Funds. Following discussion, the Board unanimously approved the motion.
5. Treasurer's Report:
 - (a) Michael Reese moved, and Phil Dechert seconded, that the Board approve warrants for payment numbered 278, 279, 280, 281 and 282. The Board unanimously approved the motion.
 - (b) The Addendum to the 2015 Town Report is available. The Treasurer, with Auditor Laura Kent's assistance, explained the following adjustments to the fund balance in the revised and updated Comparative Financial Statement on Page 2 of the Addendum based upon advice from the Town's accountant:
 - i. In the 2014 six month budget, \$237,619 of the fund balance was designated for expenses instead of collecting taxes;
 - ii. Accumulated State payments to assist the Town with reappraisal costs (\$8.50 per parcel per year) of \$35,328 had not been placed in a reserve fund. The fund balance was decreased by this amount upon the transfer to the reserve fund.
 - iii. The following funds decreased the fund balance for FY 2016 by \$35,500:
 - A. State payment for reappraisal costs of \$5,500; and
 - B. Anticipated delinquent taxes of \$30,000 that were incorrectly listed as income during preparation of the budget.

- (c) Board members noted these changes decreased the recommended undesignated fund balance (2 months expenses) by \$71,000 less than the amount planned when the Board approved Special Town Meeting Warning. If the Town approves the proposed budget and amount to be raised in taxes, then Board members indicated a willingness to review options to maintain the recommended undesignated fund balance.
- (d) The Board expressed its appreciation for the work of the Treasurer and Auditors in preparing the Addendum to the Town Report.
- (e) The Treasurer described the need for another laptop computer for the newly employed Assistant Treasurer/Town Clerk and noted the currently budgeted \$1,000 expense for this purpose.

6. Road Foreman's Report:

(a) General Update:

i. Roadside Mowing: The road crew started putting the roadside mower back together and plan to start mowing alongside the Stage Road tomorrow (6/4/15). The invasive species committee will be contacted in order to reach out to landowners to address the growth of Wild Chervil and other invasive species outside of the Town right of way.

ii. Dirt Roads:

A. The road crew put out over 50 loads of hardpack to raise the roads up so the road crew does not dig up sections of lawn that they've had a couple of complaints about and they'll continue doing that.

B. The Road Foreman noted that additional hardpack makes the roads less susceptible to erosion and mud. Also, he prefers to spread additional hardpack instead of grading the existing gravel/dirt, because it raises the roadway and allows rainwater to sheet off evenly along the entire roadway instead of channeling the water 50-100 yards alongside the road and dumping into a hayfield or lawn.

C. There is no schedule for grading the roads, but they will be done whenever a road needs it.

- (b) Tractor/Roadside Mower Purchase: The Road Foreman presented a quote for a new tractor and roadside mower, and three quotes for lease terms. He will consider how this purchase fits within the Town's Purchasing Policy for presentation at a future meeting.
- (c) Guardrails: Because the company contacted for guardrails (Lafayette) is not available before the end of June, the Road Foreman asked if the guardrail funds from this year's budget can be spent in the next fiscal year. The Board will consider the issue at a future meeting. The Board also encouraged the Road Foreman to consider alternative pricing from other companies.
- (d) Pavement Roadsides: A resident expressed concerns about two holes along the roadside on the Pomfret Road across from Dana Road. The Road Foreman will address it by extending the length of the two culverts and adding material to restore the roadside at this location.
- (e) Speed Study: The Board and the public discussed the findings of the recently completed traffic speed study. Eric Chase will contact the study's author (Rita Seto of Two Rivers Ottauquechee Regional Commission) to determine if her attendance at a future Board meeting might assist the Board in making any decisions based upon the study.
- (f) Vermont 100: Michael Reese noted that he did not place this issue on the agenda, because it was determined last year that the race did not interfere with traffic. The Road Foreman noted traffic was restricted on the Stage Road. Michael Reese will contact race officials to determine if it will interfere with traffic.

7. Appointments:

- (a) Alternate Representative to Greater Upper Valley Solid Waste District: Michael Reese moved, and Phil Dechert seconded, that Doug Tuthill be re-appointed as the Alternate Representative to Greater Upper Valley Solid Waste District. The Board unanimously approved the motion.
- (b) Library Trustee: Michael Reese moved, and Phil Dechert seconded, that the Board appoint Jean Souter as Library Trustee to served until the next Town Meeting in March, 2016. The Board unanimously approved the motion.

8. Town Hall Rental Agreement: The Board and the public discussed the draft agreement. Some Board members appeared agreeable to allowing alcohol at events so long as it is served by a licensee of the Liquor Control Board. Action was deferred to a future meeting.

9. Late Filing Penalty of Homestead Declaration Form: The Board discussed Phil Dechert's suggestion to assess a 4 or 5% penalty with a warning issued the first time a taxpayer files late. Action was deferred to a future meeting.

10. "Hub" for EC Fiber: Supplementing the information received at previous Board meetings, Phil Dechert noted that Stan Williams of EC Fiber believes the cost of the electricity used by the proposed "hub" will not exceed \$200 per year. The Town is expected to supply the backup generator. The plan is a 25 year lease that would automatically renew. Phil will seek to include a telecommunications connection to the Town Garage as well.

11. Special Town Meeting Preparations: The Board will set up chairs at 6pm on the evening of meeting. Scott Woodward will prepare a another draft of the Selectboard Budget Narrative.

12. Closing public comments and adjournment:

- (a) Sherman Kent believes it is critical that the Board apply the Purchasing Policy to purchases for the Highway Department in addition to the new fire truck.
- (b) Scott Woodward commented as follows:
 - i. He asked about the status of the Town Plan draft. Phil Dechert said the Planning Commission withdrew it.
 - ii. He reminded the Board about its previous commitment to adopt an ethics policy.
- (c) Upon proper motion, the Board unanimously adjourned the meeting at 9:21pm.

Date: 6/9/2015

Respectfully Submitted,

Michael Reese

Employee	Gross	Fringes	Reimburse	FWT	FICA	MEDI	SWT	SDI	Local	Oth Dedu	Net Amt	Elec Amt	Check No
DESMEULES, ELLEN C.	831.92	0.00	15.88	19.35	51.58	12.06	7.69	0.00	0.00	327.30	429.82	0.00	9664
FIELDER, REBECCA L.	831.92	0.00	0.00	93.78	51.58	12.06	25.92	0.00	0.00	0.00	648.58	0.00	9665
LEWIN, ARTHUR J., SR	2002.50	80.10	0.00	227.77	124.16	29.04	58.39	0.00	0.00	50.06	1513.08	0.00	9666
SAWYER, KEVIN A.	1600.00	64.00	0.00	206.11	99.20	23.20	52.77	0.00	0.00	40.00	1178.72	0.00	9667
WEGLARZ, SALLY R.	242.25	0.00	0.00	0.00	15.02	3.51	0.00	0.00	0.00	0.00	223.72	0.00	9668
	5508.59	144.10	15.88	547.01	341.54	79.87	144.77	0.00	0.00	417.36	3993.92	0.00	

To the Treasurer of TOWN OF POMFRET

Selectboard

we hereby certify that there is due to the several persons whose names are listed hereon the sum against each name and that there are good and sufficient vouchers supporting the payments aggregating \$ ***3,993.92
 Let this be your order for the payments of these amounts.

 Phil Dechert, Chair

 Michael Reese

 Eric Chase

All Employees By Employee, After Calculations

Dept Employee	Sequence	PR	Ending	Amount	G/L	Account
Description	Units	Rate				
DESMELE	DESMEULES, ELLEN C.	00486	05/27/15			
G1:treasurer				831.92	100-7-10-15-110.000	Treas Sal (PR)
R1:misc expense				11.19	100-7-10-30-990.000	Misc Mun Office Exp
R3:reimburse po				4.69	100-7-10-30-531.000	Postage & Envelopes
D1:health care ins	Gross,Pd	\$ 327.3000		327.30	100-2-00-00-100.020	Health Ins Payable
FW:Federal Tax				19.35	100-2-00-00-100.000	FWT Payable
SW:VT State				7.69	100-2-00-00-100.005	SWT Payable
FI:FICA				51.58	100-2-00-00-100.010	FICA/MEDI Payable
FE:Employer FICA				51.58	100-7-10-25-220.000	Town's Cost SS & Med (PR)
MI:Medicare				12.06	100-2-00-00-100.010	FICA/MEDI Payable
ME:Employer MEDI				12.06	100-7-10-25-220.000	Town's Cost SS & Med (PR)
Total	Gross: 831.92	Reim: 15.88	Net: 429.82			
FIELDRE	FIELDER, REBECCA L.	00487	05/27/15			
G1:town clerk				831.92	100-7-10-10-110.000	Clerk Sal (PR)
FW:Federal Tax				93.78	100-2-00-00-100.000	FWT Payable
SW:VT State				25.92	100-2-00-00-100.005	SWT Payable
FI:FICA				51.58	100-2-00-00-100.010	FICA/MEDI Payable
FE:Employer FICA				51.58	100-7-10-25-220.000	Town's Cost SS & Med (PR)
MI:Medicare				12.06	100-2-00-00-100.010	FICA/MEDI Payable
ME:Employer MEDI				12.06	100-7-10-25-220.000	Town's Cost SS & Med (PR)
Total	Gross: 831.92	Net: 648.58				
LEWISR	LEWIN, ARTHUR J., SR	00488	05/27/15			
H1:SUMMER	80.00 Hrs	22.5000		1800.00	150-7-10-70-110.000	Gross Pay
OT:Overtime	6.00 Hrs	33.7500		202.50	150-7-10-70-110.000	Gross Pay
F2:RETIREMENT		4.0000%		80.10	150-7-10-70-230.000	Retirement Expense
D2:RETIREMENT	Gross,Pd	2.5000%		50.06	100-2-00-00-100.015	Retirement Payable
FW:Federal Tax				227.77	100-2-00-00-100.000	FWT Payable
SW:VT State				58.39	100-2-00-00-100.005	SWT Payable
FI:FICA				124.16	100-2-00-00-100.010	FICA/MEDI Payable
FE:Employer FICA				124.16	150-7-10-70-220.000	FICA- Social Security
MI:Medicare				29.04	100-2-00-00-100.010	FICA/MEDI Payable
ME:Employer MEDI				29.04	150-7-10-70-220.001	MEDI-Medicare Expense
Total	Hrs: 86.00	Gross: 2002.50	Fringes: 80.10	Net: 1513.08		
SAWYKE	SAWYER, KEVIN A.	00489	05/27/15			
H1:Summer	80.00 Hrs	20.0000		1600.00	150-7-10-70-110.000	Gross Pay
F2:Retirement		4.0000%		64.00	150-7-10-70-230.000	Retirement Expense
D2:Retirement	Gross,Pd	2.5000%		40.00	100-2-00-00-100.015	Retirement Payable
FW:Federal Tax				206.11	100-2-00-00-100.000	FWT Payable
SW:VT State				52.77	100-2-00-00-100.005	SWT Payable
FI:FICA				99.20	100-2-00-00-100.010	FICA/MEDI Payable
FE:Employer FICA				99.20	150-7-10-70-220.000	FICA- Social Security
MI:Medicare				23.20	100-2-00-00-100.010	FICA/MEDI Payable
ME:Employer MEDI				23.20	150-7-10-70-220.001	MEDI-Medicare Expense
Total	Hrs: 80.00	Gross: 1600.00	Fringes: 64.00	Net: 1178.72		
WEGLSA	WEGLARZ, SALLY R.	00490	05/27/15			
H1:Treas assist	10.25 Hrs	17.0000		174.25	100-7-10-15-110.005	Treas Asst

05/27/15

TOWN OF POMFRET Payroll

10:36 am

Posting Register Report

EDesMeules

All Employees By Employee, After Calculations

Dept Employee	Sequence	PR	Ending	Amount	G/L	Account
Description	Units	Rate				
H2:Clerk assist	4.00 Hrs	17.0000		68.00	100-7-10-10-110.005	Clerk Asst
FI:FICA				15.02	100-2-00-00-100.010	FICA/MEDI Payable
FE:Employer FICA				15.02	100-7-10-25-220.000	Town's Cost SS & Med (PR)
MI:Medicare				3.51	100-2-00-00-100.010	FICA/MEDI Payable
ME:Employer MEDI				3.51	100-7-10-25-220.000	Town's Cost SS & Med (PR)
Total	Hrs: 14.25	Gross: 242.25	Net: 223.72			

05/27/15

10:36 am

TOWN OF POMFRET Payroll

Posting Register Report

All Employees By Employee, After Calculations

Report totals		Hours Used
Gross income	5,508.59	
Fringe 2	144.10	
Reimbursement 1	11.19	
Reimbursement 3	4.69	
Deduction 1	327.30	
Deduction 2	90.06	
Federal withheld	547.01	
FICA withheld	341.54	
MEDI withheld	79.87	
State withheld	144.77	
State disab.	0.00	
Local taxes	0.00	
Employer FICA	341.54	
Employer MEDI	79.87	
Employer SUTA	0.00	
Employer FUTA	0.00	

Net income	3,993.92	(5 checks 0 e-checks.)
	=====	
Total hours	180.25	
	=====	

TOWN OF POMFRET Accounts Payable
Invoice Edit List-Current-Last-Next FY
Invoices Up To 06/03/15

Vendor	Invoice Number	Purchase Order	Invoice Date	Due Date	Ck Acct	Invoice Amount	Discenc. Amount	Discount Amount
1035	ALICE PECK DAY HOSPITAL	047715	05/29/15	06/03/15	01 112.37			
		150-7-10-70-230.010	Health Ins. - Town's Cost			112.37	0.00	0.00
1430	DEAD RIVER COMPANY	1/20/15 SVC	05/29/15	06/03/15	01 boiler annual main plan			
		100-7-30-40-624.000	Heating oil, Teago FD			256.95	0.00	0.00
		2015 SVC LP	05/29/15	06/03/15	01 Pomf FD boiler ann maint			
		100-7-30-40-623.000	Propane Pomfret Fire Dept			256.95	0.00	0.00
Total For DEAD RIVER COMPANY						513.90	0.00	0.00
1620	FASTENAL COMPANY	57785	06/01/15	06/03/15	01 shop tools			
		150-7-30-80-330.015	Shop, oil, small tools et			795.10	0.00	0.00
1755	GREEN MOUNTAIN POWER	MAY 28 2015	06/01/15	06/03/15	01 electric bills May, 2015			
		100-7-10-30-622.000	Town Office Electricity			126.68	0.00	0.00
		100-7-10-65-622.000	Electricity, Town Hall			34.73	0.00	0.00
		100-7-20-35-430.005	Brick Bldg Exp			19.69	0.00	0.00
		150-7-40-83-410.000	Garage Utilities			84.72	0.00	0.00
		100-7-30-40-530.015	Repeater expenses			29.81	0.00	0.00
Invoice MAY 28 2015 Total						295.63	0.00	0.00
1842	HENDERSON'S TREE AND GARD	6355	06/01/15	06/03/15	01 tree removal, Bunker Hill			
		300-7-94-00-430.000	General Maintenance			1,400.00	0.00	0.00
1910	IRVING OIL CORPORATION	852243	06/01/15	06/03/15	01 93.6 gal diesel			
		150-7-30-80-330.000	Diesel			222.13	0.00	0.00
2380	PIKE INDUSTRIES, INC.	800418	05/29/15	06/03/15	01 87.5 ton 3/4" cr stne			
		150-7-20-75-650.010	Crushed Stone			1,055.34	0.00	0.00
2701	TAD RICHARDSON	0001008	05/29/15	06/03/15	01 monthly server maint			
		100-7-10-30-641.040	Cloud backup & support			56.25	0.00	0.00
2812	TWIN STATE MEMORIALS	05272015	05/29/15	06/03/15	01 4 crnr posts "C"			
		300-7-94-00-440.000	Purchase of Corner Stones			100.00	0.00	0.00
3000	VLCT	16-RD152	06/01/15	06/03/15	01 VLCT annual dues			
		100-7-10-55-950.020	VLCT Dues			1,942.00	0.00	0.00
3040	VLCT EMPLOYMENT RESOURCE	18921-Q3	06/01/15	06/03/15	01 3rd qtr unemployment bill			
		150-7-15-85-520.025	Unemployment Insurance			462.00	0.00	0.00
Report Grand Total						6,954.72	0.00	0.00

Fund Totals Expenditures Dis-Encumbrance

06/01/15
02:32 pm

TOWN OF POMFRET Accounts Payable
Invoice Edit List-Current-Last-Next FY
Invoices Up To 06/03/15

Page 2 of 2
EDesMeules

Vendor	Invoice Number	Purchase Order	Invoice Date	Due Date	Ck Acct	Invoice Amount	Discenc. Amount	Discount Amount
150	2,731.66		0.00					
100	2,723.06		0.00					
300	1,500.00		0.00					
	6,954.72		0.00					

H. P. FAIRFIELD, LLC

QUOTE # 137407



"MUNICIPAL SPECIALISTS"

PHONE: 802-888-2092 FAX: 802-888-1203

<http://www.hpfairfield.com>

FROM:

Mike Perrigo

254 Wilkins Street

Morrisville, VT 05661

QUOTED TO: Town Of Pomfret
Highway Department
Pomfret, VT 05053
ATTN: Art

DATE: January 19, 2015

CUSTOMER PHONE: 457-2767

CUSTOMER FAX: 457-3861

COMMENTS:

QTY	DESCRIPTION	PRICE	EXT. PRICE
1	DIAMOND DBM-C-A BOOM MOWER 21' SIDE FOLD MOWER WITH A 50" ROTARY CUTTER HEAD CABLE CONTROLS 21' OF REACH FROM THE CENTER OF THE TRACTOR	\$34,435.00	\$34,435.00

OPTION:
PROPOTIONAL JOYSTICK CONTROLS ADD:\$6.480.00

1	JOHN DEERE MODEL 6105D CAB TRACTOR 4WD ENGINE 87 HP PTO FULL CAB WITH HEAT AND AIR 16X16 POWER REVERSER TRANSMISSION	\$54,300.00	\$54,300.00
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LEASE FIGURE WITH FIRST PAYMENT DUE ON DELIVERY AND THEN 4 MORE ANUAL
PAYMENTS WITH A \$1 BUYOUT AT THE END OF LEASE. \$18,903.51
PAYMENT WITH JOYSTICK OPTION WOULD BE \$20,283.96
LEASE RATES ARE QUOTED FOR 30 DAYS ONLY BECAUSE OF CHANGES IN THE
RATE GOOD UNTIL 2/20

SIGNED *Mike Perrigo*

ACKNOWLEDGED

QUOTE TOTAL

\$88,735.00

Serving New England for over 60 Years

Quote Id: 11574650

Prepared For:
Town Garage
Art Lewin

Prepared By: **Raymond Aremburg**
Blackmount Equipment, Inc.
2924 Dartmouth College Hwy
No Haverhill, NH 03774

Tel: 603-787-6311
Fax: 603-787-6954
Email: raya@blackmouneq.com

Quote Id: 11574650

04 June 2015

Town Garage
Po Box 286
North Pomfret, VT 05053

Art Lewin
Town Garage
Pomfret, VT 05053

Art,
Find quote for 6105D. Set up is just for installing heater and preping the tractor. If you need loaded tires etc. we can add it. If you need any changes let me know.
Thank you,
Ray

Raymond Aremburg
603-787-6311
Blackmount Equipment, Inc.

Quote Summary

Prepared For:

Town Garage
 Po Box 286
 North Pomfret, VT 05053
 Business: 802-457-2767

Prepared By:

Raymond Aremburg
 Blackmount Equipment, Inc.
 2924 Dartmouth College Hwy
 No Haverhill, NH 03774
 Phone: 603-787-6311
 raya@blackmouneq.com

Art Lewin
 Town Garage
 Pomfret, VT 05053

Quote Id: 11574650
Created On: 04 June 2015
Last Modified On: 04 June 2015
Expiration Date: 31 July 2015

Equipment Summary	Selling Price	Qty	Extended
JOHN DEERE 6105D Cab Tractor (87 PTO hp)	\$ 57,850.00 X	1 =	\$ 57,850.00
Equipment Total			\$ 57,850.00

Quote Summary

Equipment Total	\$ 57,850.00
SubTotal	\$ 57,850.00
Total	\$ 57,850.00
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 57,850.00

Salesperson : X _____

Accepted By : X _____



Selling Equipment

Quote Id: 11574650

Customer: TOWN GARAGE
ART LEWIN

JOHN DEERE 6105D Cab Tractor (87 PTO hp)

Hours:

Stock Number:

				Selling Price
				\$ 57,850.00
Code	Description	Qty	Unit	Extended
654GP	6105D Cab Tractor (87 PTO hp)	1	\$ 64,895.00	\$ 64,895.00
Standard Options - Per Unit				
0202	United States	1	\$ 0.00	\$ 0.00
0521	Cab MFWD 2-SCV 12F/12R PowrReverser Air Seat Value Package	1	\$ 0.00	\$ 0.00
1383	12F/12R PowrReverser Transmission (19 mph/30 kmh) - MFWD Axle	1	\$ 1,299.00	\$ 1,299.00
2050	Standard Cab	1	\$ 0.00	\$ 0.00
2120	Air Suspension Seat (MSG 95)	1	\$ 831.00	\$ 831.00
3320	Dual Standard SCV with ISO Breakaway Couplers	1	\$ 0.00	\$ 0.00
4120	Two Telescopic Draft Links	1	\$ 0.00	\$ 0.00
5470	18.4-34 In. 8PR R1 Bias	1	\$ 0.00	\$ 0.00
6119	13.6-24 In. 8PR R1 Bias	1	\$ 0.00	\$ 0.00
8254	Instructional Seat	1	\$ 527.00	\$ 527.00
8331	Deluxe Corner Post Exhaust	1	\$ 404.00	\$ 404.00
8726	Rotating Warning Light (Beacon Light)	1	\$ 212.00	\$ 212.00
Standard Options Total				\$ 3,273.00
Dealer Attachments				
RE227949	Engine Block Heater (110V)	1	\$ 111.39	\$ 111.39
SET UP	FUEL	1	\$ 350.00	\$ 350.00
Dealer Attachments Total				\$ 461.39
Other Charges				
	Freight	1	\$ 500.00	\$ 500.00
Other Charges Total				\$ 500.00
Suggested Price				\$ 69,129.39
Customer Discounts				
Customer Discounts Total			\$ -11,279.39	\$ -11,279.39
Total Selling Price				\$ 57,850.00

Gorham Leasing Group 3.26%

\$88,735.00 \$18,903.51

95,215.00 \$20,283.96

Tax-Exempt Leasing Corp. 2.79%

\$88,735.00 \$18,736.00

\$95,215.00 \$20,105.20

Key Equipment Finance 3.25%

\$88,735.00 \$18,898.13

\$95,215.00 \$20,234.36

WINDSOR COUNTY SHERIFF'S DEPARTMENT
LAW ENFORCEMENT SERVICES CONTRACT

The following agreement between the Windsor County Sheriff's Department (hereinafter referred to as "Sheriff's Department") and the Town of Pomfret, a governmental entity (hereinafter referred to as "Town") will be for the period of July 1, 2015 to June 30, 2016.

RECITALS

The parties recite and declare:

- A. The Sheriff's Department as part of its normal business provides law enforcement services on a contractual basis to governmental and non-governmental entities.
- B. The Town is in need of additional police presence within certain areas of the Town and enforcement of state laws including the municipal ordinance for the regulation of speed in said Town of Pomfret.

SECTION ONE
SERVICES TO BE PROVIDED

The Sheriff's Department shall provide to the Town, fully equipped and trained Deputy Sheriffs, for the purpose of satisfying law enforcement needs within the Town. These services shall be provided in patrols for (8) hours per week consisting of a minimum duration of (4) hours each. The patrol shall be scheduled by the Sheriff's Department with the approval of the Town. The patrol activities shall primarily concentrate in areas of said Town identified and determined to be priority police presence areas by the Town.

SECTION TWO
TERMS OF AGREEMENT

The services to be provided under and pursuant to this agreement will be for the period of July 1, 2015 to June 30, 2016 or until either party gives (30) thirty days written notice to the other that it wants to amend or terminate this agreement.

SECTION THREE
LAW ENFORCEMENT

The Sheriff's Department shall enforce all state laws during the contract period. If municipal ordinances are to be enforced, the Town must provide copies of their ordinances.

SECTION FOUR
TIME CHARGES AND RATE

The Sheriff's Department shall be paid at a rate of \$49.00 per hour, per officer. Travel to and from the Town shall be included in the time charged. The Sheriff's Department shall charge the hourly rate specified above for all investigations, office work such as compiling reports and arrest records, court related proceedings which include; meeting with prosecutors, depositions, and court appearances for hearings and trials.

SECTION FIVE
SHERIFFS COMPENSATION FOR ADMINISTRATION OF THE CONTRACT

Pursuant to 24 VSA 291a(C) the Sheriff, as administrator of the contract, shall be entitled to compensation at a rate not to exceed 5% of the total contract. This administrative fee does not increase the gross total cost for services specified in this contract.

SECTION SIX
TIME OF PAYMENT

In consideration of the services to be rendered under the provisions of this agreement the Town agrees to pay the Sheriff's Department in full within (30) thirty days of receipt of the bill.

SECTION SEVEN

The Sheriff's Department shall be the owner of any and all equipment acquired for use in furtherance of this contract.

SECTION EIGHT
OFFICER CONTROL AND DISCRETION

The Sheriff's Department shall at all times retain control of all discretionary police practices and decisions. This shall include the forwarding of criminal offenses to the prosecutor and the follow up of evidence of criminal activity. The Sheriff's Department and the Town agree that patrols for traffic law enforcement shall be regularly conducted and other regular police activities may be conducted after mutual agreement by the Sheriff's Department and the Town.

SECTION NINE
ENTIRE AGREEMENT

This agreement shall constitute the entire agreement between the parties and that any prior understanding or representation of any kind preceding the date of this agreement shall not be binding upon either party except to the extent incorporated in the agreement.

SECTION TEN
MODIFICATION OF AGREEMENT

Any modification of this agreement or additional obligation assumed by either party in connection with this agreement shall be binding only if evidenced in writing signed by each party or an authorized representative of each party.

SECTION ELEVEN
NOTICES

Any notice provided for or concerning this agreement shall be in writing and deemed sufficiently given when sent by certified or registered mail, or hand delivered, to the respective address of each party.

SECTION TWELVE
INSURANCE

The Sheriff's Department shall carry appropriate professional liability insurance coverage and workmen's compensation for its officers, and further shall carry adequate insurance coverage for any automobiles used in the performance of this contract.

Windsor County Sheriff's Department

BY: D. Michael Chamberlain
D. Michael Chamberlain, Sheriff

DATE: May 26th, 2015

Town of Pomfret:

BY: _____
Michael Reese, Selectboard

DATE: _____

BY: _____
Philip Deckhert, Chairman

DATE: _____

BY: _____
Eric Chase, Selectboard

DATE: _____

(4) During the 2015 legislative session, a representative of the Enhanced 911 Board testified before the Senate Committee on Appropriations that the Board's current, administrative expenses could be reduced by approximately \$300,000.00.

(b) In fiscal year 2016, the E-911 Board shall transfer \$300,000.00 from the Enhanced 911 Fund for distribution to the Department of Public Safety PSAPs (public safety answering points); and, in addition, the Board shall eliminate not less than one, full-time employee position in the E-911 system. On or before September 1, 2015, the E-911 Board shall report to the Joint Fiscal Committee how the \$300,000.00 in E-911 savings was achieved and provide a description of the eliminated position.

Sec. 17. [Deleted.]

Sec. 18. [Deleted.]

Sec. 19. [Deleted.]

* * * Communications Union Districts * * *

Sec. 20. 30 V.S.A. chapter 82 is added to read:

CHAPTER 82. COMMUNICATIONS UNION DISTRICT

§ 3051. FORMATION

(a) Two or more towns and cities may elect to form a communications union district for the delivery of communications services and the operation of a communications plant, which district shall be a body politic and corporate.

(b) A town or city electing to form a district under this chapter shall submit to the eligible voters of such municipality a proposition in substantially the following form: “Shall the Town of _____ enter into a communications union district to be known as _____, under the provisions of Chapter 82 of Title 30, Vermont Statutes Annotated?” at an annual or special meeting of such town or city.

(c) Additional towns or cities may be admitted to the district in the manner provided in section 3082 of this chapter.

(d) As used in this chapter:

(1) “Communications plant” means any and all parts of any communications system owned by the district, whether using wires, cables, fiber optics, wireless, other technologies, or a combination thereof, and used for the purpose of transporting or storing information, in whatever forms, directions, and media, together with any improvements thereto hereafter constructed or acquired, and all other facilities, equipment, and appurtenances necessary or appropriate to such system. However, the term “communications plant” and any regulatory implications or any restrictions under this chapter regarding a “communications plant” shall not apply to facilities or portions of any communications facilities intended for use by, and solely used by, a district member and its own officers and employees in the operation of

municipal departments or systems of which such communications are merely an ancillary component.

(2) “Communications union district” or “district” means a communications union district formed under this chapter.

(3) “District member” or “member municipality” means a town or city that elects to form or join a communications union district under this chapter.

(4) “Governing board” or “board” means the governing board of the communications union district as established under this chapter.

§ 3052. DISTRICT COMPOSITION

A district formed under this chapter shall be composed of and include all of the lands and residents within a member municipality, and any other town or city subsequently admitted to the district as provided in this chapter except for those towns and cities that withdraw as provided in this chapter. Registered voters in each member municipality are eligible to vote in all district meetings, but only district member representatives are eligible to vote in meetings of the district’s governing board.

§ 3053. CREATION; DURATION; NONCONTESTABILITY

(a) Following the organizational meeting called for in section 3060 of this chapter, the district’s governing board shall cause to be filed with the Office of the Secretary of State a certificate attesting to the vote conducted under subsection 3051(b) of this chapter.

(b) A district formed under this chapter shall continue as a body politic and corporate unless and until dissolved according to the procedures set forth in this chapter.

(c) An action shall not be brought directly or indirectly challenging, questioning, or in any manner contesting the legality of the formation, or the existence as a body corporate and politic of any communications union district created under this chapter after six months from the date of the recording in the Office of the Secretary of State of the certificate required by subsection (a) of this section. An action shall not be brought directly or indirectly challenging, questioning, or in any manner contesting the legality or validity of any bonds issued to defray costs of communications plant improvements approved by the board, after six months from the date upon which the board voted affirmatively to issue such bonds. This section shall be liberally construed to effect the legislative purpose to validate and make certain the legal existence of all communications union districts in this State and the validity of bonds issued or authorized for communications plant improvements, and to bar every remedy therefor notwithstanding any defects or irregularities, jurisdictional or otherwise, after expiration of the six-month period. The provisions of this subsection shall also pertain to financial contracts directly related to the district's bonding authority.

(d) To the extent a district constructs communications infrastructure with the intent of providing communications services, the district shall ensure that any and all losses from these services, or in the event these services are abandoned or curtailed, any and all costs associated with the investment in communications infrastructure, are not borne by the taxpayers of district members.

§ 3054. DISTRICT POWERS

(a) In addition to the powers enumerated in 24 V.S.A. § 4866, and, subject to the limitations and restrictions set forth in section 3056 of this chapter, a district created under this chapter shall have the power to:

(1) operate, cause to be operated, or contract for the construction, ownership, management, financing, and operation of a communications plant for the delivery of communications services, as provided in 24 V.S.A. chapter 54, and all enactments supplementary and amendatory thereto;

(2) purchase, sell, lease, own, acquire, convey, mortgage, improve, and use real and personal property in connection with its purpose;

(3) hire and fix the compensation and terms of employment of employees;

(4) sue and be sued;

(5) enter into contracts for any term or duration;

(6) contract with architects, engineers, financial and legal consultants, and others for professional services;

(7) contract with individuals, corporations, associations, authorities, and agencies for services and property, including the assumption of the liabilities and assets thereof;

(8) provide communications services for its district members, including the residential and business locations located therein; and also provide communications services for such other residential and business locations as its facilities and obligations may allow, provided such other locations are in a municipality that is contiguous with the town limits of a district member, and further provided such other locations do not have access to Internet service capable of speeds that meet or exceed the current speed requirements for funding eligibility under the Connectivity Initiative, 30 V.S.A. § 7515b.

(9) contract with the State of Vermont, the United States of America, or any subdivision or agency thereof for services, assistance, and joint ventures;

(10) contract with any municipality for the services of any officers or employees of that municipality useful to it;

(11) promote cooperative arrangements and coordinated action among its members and other public and private entities;

(12) make recommendations for review and action to its members and other public agencies which perform functions within the region in which its members are located;

(13) exercise any other powers which are necessary or desirable for dealing with communications matters of mutual concern and that are exercised or are capable of exercise by any of its members;

(14) enter into financing agreements as provided by 24 V.S.A. § 1789 and chapter 53, subchapter 2, or other provisions of law authorizing the pledge of net revenue, or alternative means of financing capital improvements and operations;

(15) establish a budget to provide for the funding thereof out of general revenue of the district;

(16) appropriate and expend monies;

(17) establish sinking and reserve funds for retiring and securing its obligations;

(18) establish capital reserve funds and make appropriations thereto for communications plant improvements and the financing thereof;

(19) enact and enforce any and all necessary or desirable bylaws for the orderly conduct of its affairs for carrying out its communications purpose and for protection of its communications property;

(20) solicit, accept, and administer gifts, grants, and bequests in trust or otherwise for its purpose;

(21) exercise all powers incident to a public corporation;

(22) adopt a name under which it shall be known and shall conduct business; and

(23) establish an effective date of its creation.

(b) Before a district may sell any service using a communications plant subject to Public Service Board jurisdiction and for which a certificate of public good is required under chapter 5 or 13 of this title, it shall obtain a certificate of public good for such service. Each such certificate of public good shall be nonexclusive and shall not contain terms or conditions more favorable than those imposed on existing certificate holders authorized to serve the municipality.

§ 3055. COMMUNICATIONS PLANT; SITES

Each member shall make available for lease to the district one or more sites for a communications plant or components thereof within such member municipality.

§ 3056. LIMITATIONS; TAXES; INDEBTEDNESS

(a) Notwithstanding any grant of authority in this chapter to the contrary, a district shall not accept funds generated by a member's taxing or assessment power.

(b) Notwithstanding any grant of authority in this chapter to the contrary, a district shall not have the power to levy, assess, apportion, or collect any tax upon property within the district, nor upon any of its members, without specific authorization of the General Assembly.

(c) Notwithstanding any grant of authority in this chapter to the contrary, every issue of a district's notes and bonds shall be payable only out of any revenues or monies of the district.

§ 3057. BOARD AUTHORITY

The legislative power and authority of a district and the administration and the general supervision of all fiscal, prudential, and governmental affairs thereof shall be vested in a legislative body known as the governing board, except as specifically provided otherwise in this chapter.

§ 3058. BOARD COMPOSITION

The district governing board shall be composed of one representative from each member and one or more alternates to serve in the absence of the designated representative.

§ 3059. APPOINTMENT

Annually on or before the last Monday in April commencing in the year following the effective date of the district's creation, the legislative body of each member shall appoint a representative and one or more alternates to the governing board for one-year terms. Appointments of representatives and

alternates shall be in writing, signed by the chair of the legislative body of the appointing member, and presented to the clerk of the district. The legislative body of a member, by majority vote, may replace its appointed representative or alternate at any time and shall promptly notify the district clerk of such replacement.

§ 3060. ORGANIZATIONAL MEETING

Annually, on the second Tuesday in May following the appointments contemplated in section 3059 of this chapter, the board shall hold its organizational meeting. At such meeting, the board shall elect from among its appointed representatives a chair and a vice chair, each of whom shall hold office for one year and until his or her successor is duly elected.

§ 3061. QUORUM

For the purpose of transacting business, the presence of delegates or alternates representing more than 50 percent of district members shall constitute a quorum. However, a smaller number may adjourn to another date. Any action adopted by a majority of the votes cast at a meeting of the board at which a quorum is present shall be the action of the board, except as otherwise provided in this chapter.

§ 3062. VOTING

Each district member's delegation shall be entitled to cast one vote.

§ 3063. TERM

Unless replaced in the manner provided in section 3059 of this chapter, a representative on the governing board shall hold office until his or her successor is duly appointed. Any representative or alternate may be reappointed to successive terms without limit.

§ 3064. VACANCY

Any vacancy on the board shall be filled within 30 days after such vacancy occurs by appointment by the authority which appointed the representative or alternate whose position has become vacant. An appointee to a vacancy shall serve until the expiration of the term of the representative or alternate to whose position the appointment was made and may thereafter be reappointed.

§ 3065. RULES OF PROCEDURE

Except as otherwise provided by law, or as may be agreed upon by the board, Robert's Rules of Order shall govern at all meetings.

§ 3066. COMPENSATION OF REPRESENTATIVES

Each district member may reimburse its representative to the governing board for expenses as it determines reasonable, except as provided in section 3072 of this chapter with respect to district officers.

§ 3067. OFFICERS; BOND

(a) The officers of the district shall be the chair and the vice chair of the board, the clerk of the district, and the treasurer of the district. Prior to

assuming their offices, officers may be required to post bond in such amounts as shall be determined by resolution of the board. The cost of such bond shall be borne by the district.

(b) The chair shall preside at all meetings of the board and shall make and sign all contracts on behalf of the district upon approval by the board. The chair shall perform all duties incident to the position and office as required by the general laws of the State.

(c) During the absence of or inability of the chair to render or perform his or her duties or exercise his or her powers, the same shall be performed and exercised by the vice chair and when so acting, the vice chair shall have all the powers and be subject to all the responsibilities hereby given to or imposed upon the chair.

(d) During the absence or inability of the vice chair to render or perform his or her duties or exercise his or her powers, the board shall elect from among its membership an acting vice chair who shall have the powers and be subject to all the responsibilities hereby given or imposed upon the vice chair.

(e) Upon the death, disability, resignation, or removal of the chair or vice chair, the board shall forthwith elect a successor to such vacant office until the next annual meeting.

§ 3068. CLERK

The clerk of the district shall be appointed by the board, and shall serve at its pleasure. The clerk is not required to be a member of the governing board. The clerk shall have the exclusive charge and custody of the records of the district and the seal of the district. The clerk shall record all votes and proceedings of the district, including district and board meetings, and shall prepare and cause to be posted and published all warnings of meetings of such meetings. Following approval by the board, the clerk shall cause the annual report to be distributed to the legislative bodies of the district members. The clerk shall prepare and distribute any other reports required by State law and resolutions or regulations of the board. The clerk shall perform all duties and functions incident to the office of secretary or clerk of a body corporate.

§ 3069. TREASURER

The treasurer of the district shall be appointed by the board, and shall serve at its pleasure. The treasurer shall not be a member of the governing board. The treasurer shall have the exclusive charge and custody of the funds of the district and shall be the disbursing officer of the district. When authorized by the board, the treasurer may sign, make, or endorse in the name of the district all checks and orders for the payment of money and pay out and disburse the same and receipt therefor. The treasurer shall keep a record of every obligation issued and contract entered into by the district and of every payment

thereon. The treasurer shall keep correct books of account of all the business and transactions of the district and such other books and accounts as the board may require. The treasurer shall render a statement of the condition of the finances of the district at each regular meeting of the board and at such other times as shall be required of the treasurer. The treasurer shall prepare the annual financial statement and the budget of the district for distribution, upon approval of the board, to the legislative bodies of district members. The treasurer shall do and perform all of the duties appertaining to the office of treasurer of a body politic and corporate. Upon removal or the treasurer's termination from office by virtue of removal or resignation, the treasurer shall immediately pay over to the successor all of the funds belonging to the district and at the same time deliver to the successor all official books and papers.

§ 3070. AUDIT

Once the district becomes operational, the board shall cause an audit of the financial condition of the district to be performed annually by an independent professional accounting firm.

§ 3071. COMMITTEES

The board has authority to establish one or more committees and grant and delegate to them such powers as it deems necessary. Members of an executive committee shall serve staggered terms and shall be board members.

Membership on other committees established by the board is not restricted to board members.

§ 3072. COMPENSATION OF OFFICERS

Officers of the district shall be paid from district funds such compensation or reimbursement of expenses, or both, as determined by the board.

§ 3073. RECALL OF OFFICERS

An officer may be removed by a two-thirds' vote of the board whenever, in its judgment, the best interest of the district shall be served.

§ 3074. FISCAL YEAR

The fiscal year of the district shall commence on January 1 and end on December 31 of each year.

§ 3075. BUDGET

(a) Annually, not later than September 15, the board shall approve and cause to be distributed to the legislative body of each district member for review and comment an annual report of its activities, together with a financial statement, a proposed district budget for the next fiscal year, and a forecast presenting anticipated year-end results. The proposed budget shall include reasonably detailed estimates of:

- (1) deficits and surpluses from prior fiscal years;
- (2) anticipated expenditures for the administration of the district;

(3) anticipated expenditures for the operation and maintenance of any district communications plant;

(4) payments due on obligations, long-term contracts, leases, and financing agreements;

(5) payments due to any sinking funds for the retirement of district obligations;

(6) payments due to any capital or financing reserve funds;

(7) anticipated revenues from all sources; and

(8) such other estimates as the board deems necessary to accomplish its purpose.

(b) Coincident with a regular meeting thereof, the board shall hold a public hearing not later than November 1 of each year to receive comments from the legislative bodies of district members and hear all other interested persons regarding the proposed budget. Notice of such hearing shall be given to the legislative bodies of district members at least 30 days prior to such hearing. The board shall give consideration to all comments received and make such changes to the proposed budget as it deems advisable.

(c) Annually, not later than December 1, the board shall adopt the budget and appropriate the sums it deems necessary to meet its obligations and operate and carry out the district's functions for the next ensuing fiscal year.

(d) Actions or resolutions of the board for the annual appropriations of any year shall not cease to be operative at the end of the fiscal year for which they were adopted. Appropriations made by the board for the various estimates of the budget shall be expended only for such estimates, but by majority vote of the board the budget may be amended from time to time to transfer funds between or among such estimates. Any balance left or unencumbered in any such budget estimate, or the amount of any deficit at the end of the fiscal year, shall be included in and paid out of the operating budget and appropriations in the next fiscal year. All such budget amendments shall be reported by the district treasurer to the legislative bodies of each district member within 14 days of the end of the fiscal year.

(e) Financial statements and audit results shall be delivered to the legislative bodies of each district member within 10 days of delivery to the board.

§ 3076. INDEBTEDNESS

The board may borrow money through the issuance of notes of the district for the purpose of paying current expenses of the district. Such notes shall mature within one year, and may be refunded in the manner provided by law, and shall be payable solely from the district's operating revenues. The governing board may borrow money in anticipation of the receipt of

grants-in-aid from any source and any revenues. Such notes shall mature within one year, but may be renewed as provided by general law.

§ 3077. PLEDGE OF REVENUES

(a) When the board, at a regular or special meeting called for such purpose, determines by resolution passed by a vote of a majority of members present and voting that the public interest or necessity demands communications plant improvements, or a long-term contract, and that the cost of the same will be too great to be paid out of the ordinary annual income and revenue of the district, the board may pledge communications plant net revenues and enter into long-term contracts to provide for such improvements. A “long-term contract” means an agreement in which the district incurs direct or conditional obligations for which the costs are too great to be paid out of the ordinary annual income and revenues of the district, in the judgment of the board. It includes an agreement authorized under 24 V.S.A. § 1789, wherein performance by the district is conditioned upon periodic appropriations. The term “communications plant improvements” includes improvements that may be used for the benefit of the public, whether or not publicly owned or operated.

(b) The pledge of communications plant net revenues, and other obligations allowed by law, may be authorized for any purpose permitted by this chapter, 24 V.S.A. chapter 53, subchapter 2, and chapter 54, or any other applicable

statutes. A communications plant is declared to be a project within the meaning of 24 V.S.A. § 1821(4).

§ 3078. SINKING AND RESERVE FUNDS

(a) The board may establish and provide for sinking and reserve funds, however denominated, for the retirement and security of pledges of communications plant net revenue, or for long-term contracts. When so established, such funds shall be kept intact and separate from other monies at the disposal of the district, and shall be accounted for as a pledged asset for the purpose of retiring or securing such obligations or contracts. The cost of payments to any sinking or reserve fund shall be included in the annual budget of the district.

(b) The board shall establish and provide for a capital reserve fund to pay for communications plant improvements, replacement of worn out buildings and equipment, and planned and unplanned major repairs in furtherance of the purpose for which the district was created. Any such capital reserve fund shall be kept in a separate account and invested as are other public funds and shall be expended for such purposes for which established. The cost of payments to any capital reserve fund shall be included in the annual budget of the district.

§ 3079. SERVICE FEES

The board may from time to time establish and adjust service, subscription, access, and utility fees for the purpose of generating revenues from the operation of its communications plant.

§ 3080. SPECIAL MEETINGS

(a) The board may call a special meeting of the district when it deems it necessary or prudent to do so and shall call a special meeting of the district when action by the voters is necessary under this chapter. In addition, the board shall call a special meeting upon receipt of a petition signed by at least five percent of the registered voters within the district, or upon request of at least 25 percent of district members evidenced by formal resolutions of the legislative bodies of such members or by petitions signed by at least five percent of the member's registered voters. The board may rescind the call of a special meeting called by it but not a special meeting called as provided in this subsection. The board may schedule the date of such special meetings to coincide with the date of annual municipal meetings, primary elections, general elections, or similar meetings when the electorate within the district members will be voting on other matters.

(b) At any special meeting of the district, voters of each district member shall cast their ballots at such polling places within the municipality of their

residence as shall be determined by the board of the district in cooperation with the boards of civil authority of each district member.

(c) Not less than three nor more than 14 days prior to any special meeting, at least one public hearing shall be held by the board at which time the issues under consideration shall be presented and comments received. Notice of such public hearing shall include the publication of a warning in a newspaper of general circulation in the district at least once a week, on the same day of the week, for three consecutive weeks, the last publication not less than five nor more than 10 days before the public hearing. Such notice may be included in the warning called for in subsection (d) of this section.

(d) The board shall warn a special meeting by filing a notice with the clerk of each district member and by posting a notice in at least five public places in each municipality in the district not less than 30 nor more than 40 days before the meeting. In addition, the warning shall be published in a newspaper of general circulation in the district once a week on the same day of the week for three consecutive weeks before the meeting, the last publication to be not less than five nor more than 10 days before the meeting.

(e) The original warning of any special meeting of the district shall be signed by a majority of the board and shall be filed with the clerk before being posted.

(f) The posted and published warning notification shall include the date, time, place, and nature of the meeting. It shall, by separate articles, specifically indicate the business to be transacted and the questions to be voted upon.

(g) The Australian ballot system shall be used at all special meetings of the district when voting is to take place. Ballots shall be commingled and counted under the supervision of the district clerk.

(h) All legal voters of the district members shall be legal voters of the district. The district members shall post and revise checklists in the same manner as for municipal meetings prior to any district meeting at which there will be voting.

(i) At all special meetings, the provisions of 17 V.S.A. chapter 51 regarding election officials, voting machines, polling places, absentee voting, process of voting, count and return of votes, validation, recounts and contest of elections, reconsideration or rescission of vote, and jurisdiction of courts shall apply except where clearly inapplicable. The clerk shall perform the functions assigned to the Secretary of State under that chapter. The Washington Superior Court shall have jurisdiction over petitions for recounts. Election expenses shall be borne by the district, unless within 30 days of the date of such resolution there is filed with the clerk of the district a request to call a

special district meeting under this section to consider a proposition to rescind such resolution.

§ 3081. WITHDRAWAL OF A MEMBER MUNICIPALITY

A district member may withdraw from the district upon the terms and conditions herein specified:

(1) Prior to the district pledging communications plant net revenues, or entering into a long-term contract, or contract subject to annual appropriation, a district member may vote to withdraw in the same manner as the vote for admission to the district. If a majority of the voters of a district member present and voting at a meeting duly warned for such purpose votes to withdraw from the district, the vote shall be certified by the clerk of that municipality and presented to the board. Thereafter, the board shall give notice to the remaining district members of the vote to withdraw and shall hold a meeting to determine if it is in the best interest of the district to continue to exist. Representatives of the district members shall be given an opportunity to be heard at such meeting together with any other interested persons. After such a meeting, the board may declare the district dissolved or it may declare that the district shall continue to exist despite the withdrawal of such member. The membership of the withdrawing municipality shall terminate after the vote to withdraw.

(2) After the district has pledged communications plant net revenues, or entered into a long-term contract or contract subject to annual appropriations, a district member may vote to withdraw in the same manner as the vote for admission to the district.

§ 3082. ADMISSION OF DISTRICT MEMBERS

The board may authorize the inclusion of additional district members in the communications union district upon such terms and conditions as it in its sole discretion shall deem to be fair, reasonable, and in the best interests of the district. The legislative body of any nonmember municipality which desires to be admitted to the district shall make application for admission to the board. The board shall determine the financial, economic, governance, and operational effects that are likely to occur if such municipality is admitted and thereafter either grant or deny authority for admission of the petitioning municipality. If the board grants such authority, it shall also specify any terms and conditions, including financial obligations, upon which such admission is predicated. Upon resolution of the board, such applicant municipality shall become and thereafter be a district member.

§ 3083. DISSOLUTION

(a) If the board by resolution approved by two-thirds of all the votes entitled to be cast determines that it is in the best interests of the public, the district members, and the district that such district be dissolved, and if the

district then has no outstanding obligations under pledges of communications plant net revenue, long-term contracts, or contracts subject to annual appropriation, or will have no such debt or obligation upon completion of the plan of dissolution, it shall prepare a plan of dissolution and thereafter adopt a resolution directing that the question of such dissolution and the plan of dissolution be submitted to the voters of the district at a special meeting thereof duly warned for such purpose. If a majority of the voters of the district present and voting at such special meeting shall vote to dissolve the district and approve the plan of dissolution, the district shall cease to conduct its affairs except insofar as may be necessary for the winding up thereof. The board shall immediately cause a notice of the proposed dissolution to be mailed to each known creditor of the district and to the Secretary of State and shall proceed to collect the assets of the district and apply and distribute them in accordance with the plan of dissolution.

(b) The plan of dissolution shall:

(1) identify and value all unencumbered assets;

(2) identify and value all encumbered assets;

(3) identify all creditors and the nature or amount of all liabilities and obligations;

(4) identify all obligations under long-term contracts and contracts subject to annual appropriation;

(5) specify the means by which assets of the district shall be liquidated and all liabilities and obligations paid and discharged, or adequate provision made for the satisfaction thereof;

(6) specify the means by which any assets remaining after discharge of all liabilities shall be liquidated if necessary; and

(7) specify that any assets remaining after payment of all liabilities shall be apportioned and distributed among the district members according to a formula based upon population.

(c) When the plan of dissolution has been implemented, the board shall adopt a resolution certifying that fact to the district members whereupon the district shall be terminated, and notice thereof shall be delivered to the Secretary of the Senate and the Clerk of the House of Representatives in anticipation of confirmation of dissolution by the General Assembly.

Sec. 21. EAST CENTRAL VERMONT TELECOMMUNICATIONS

DISTRICT

The East Central Vermont Telecommunications District approved by the voters of the Towns of Norwich, Randolph, Sharon, Strafford, and Woodstock on March 3, 2015, qualifies as a communications union district under 30 V.S.A. chapter 82, if so approved by the legislative body of each municipality after enactment of 30 V.S.A. chapter 82.

* * * VEDA Loans to Telecommunications Union Districts * * *

Sec. 22. 10 V.S.A. § 212 is amended to read:

§ 212. DEFINITIONS

As used in this chapter:

* * *

(6) “Eligible facility” or “eligible project” means any industrial, commercial, or agricultural enterprise or endeavor approved by the authority that meets the criteria established in the Vermont Sustainable Jobs Strategy adopted by the Governor under section 280b of this title, including land and rights in land, air, or water, buildings, structures, machinery, and equipment of such eligible facilities or eligible projects, except that an eligible facility or project shall not include the portion of an enterprise or endeavor relating to the sale of goods at retail where such goods are manufactured primarily out of state, and except further that an eligible facility or project shall not include the portion of an enterprise or endeavor relating to housing. Such enterprises or endeavors may include:

* * *

(N) industrial park planning, development, or improvement; ~~or~~

(O) for purposes of subchapter 5 of this chapter, a telecommunications plant, as defined in 24 V.S.A. § 1911(2), owned by a

municipality individually or in concert with one or more other municipalities
as a communications union district established under 30 V.S.A. chapter 82; or

(P) any combination of the foregoing activities, uses, or purposes.

An eligible facility may include structures, appurtenances incidental to the foregoing such as utility lines, storage accommodations, offices, dependent care facilities, or transportation facilities.

* * *

Sec. 23. 10 V.S.A. § 261 is amended to read:

§ 261. ADDITIONAL POWERS

In addition to powers enumerated elsewhere in this chapter, the Authority may:

(1) make loans secured by mortgages, which may be subordinate to one or more prior mortgages, upon application by the proposed mortgagor, who may be a private corporation, partnership or person, or municipality financing an eligible project described in subdivision 212(6) of this title, upon such terms as the Authority may prescribe, for the purpose of financing the establishment or expansion of eligible facilities. Such loans shall be made from the Vermont Jobs Fund established under subchapter 3 of this chapter. The Authority may provide for the repayment and redeposit of such loans in the manner provided hereinafter.

* * *

Sec. 24. 10 V.S.A. § 262 is amended to read:

§ 262. FINDINGS

Before making any loan, the Authority shall receive from an applicant a loan application in such form as the Authority may by regulation prescribe, and the Authority, or the Authority's loan officer pursuant to the provisions of subdivision 216(15) of this title, shall determine and incorporate findings in its minutes that:

* * *

(5) The principal obligation of the Authority's mortgage does not exceed \$1,500,000.00 which may be secured by land and buildings or by machinery and equipment, or both; unless:

(A) an integral element of the project consists of the generation of heat or electricity employing biomass, geothermal, methane, solar, or wind energy resources to be primarily consumed at the project, in which case the principal obligation of the Authority's mortgage does not exceed \$2,000,000.00, which may be secured by land and by buildings, or machinery and equipment, or both; such principal obligation does not exceed 40 percent of the cost of the project; and the mortgagor is able to obtain financing for the balance of the cost of the project from other sources as provided in the following section; or

(B) a single loan for which the principal amount of the Authority's mortgage does not exceed \$3,000,000.00 for an eligible facility consisting of a municipal telecommunications plant, as defined in 24 V.S.A. § 1911(2); or

* * *

Sec. 25. 10 V.S.A. § 263 is amended to read:

§ 263. MORTGAGE LOAN; LIMITATIONS

* * *

(b) Any loan of the ~~authority~~ Authority under this subchapter shall be for a period of time and shall bear interest at such rate as determined by the ~~authority~~ Authority and shall be secured by a mortgage on the eligible facility for which the loan was made or upon the assets of a municipal communications plant, including the net revenues derived from the operation thereof, or both.

The mortgage may be subordinate to one or more prior mortgages, including the mortgage securing the obligation issued to secure the commitment of funds from the independent and responsible sources and used in the financing of the economic development project. Monies loaned by the authority shall be withdrawn from the Vermont jobs fund fund and paid over to the mortgagor in such manner as provided and prescribed by the rules and regulations of the authority. All payments of principal and interest on the loans shall be deposited by the authority in the Vermont jobs fund.

* * *

(h) All actions of a municipality taken under this subchapter for the financing of an eligible project described in subsection 212(b) shall be as authorized in section 245 of this title.

(i) The provisions of section 247 of this title shall apply to the financing of an eligible project described in subdivision 216(6) of this title.

* * * Statutory Revision * * *

Sec. 26. STATUTORY REVISION

In its statutory revision capacity under 2 V.S.A. § 424, the Office of Legislative Council shall, where appropriate in 30 V.S.A. chapter 88:

- (1) replace the words “Public Service Board” with the words “Department of Public Service”;
- (2) replace the word “Board” with the word “Commissioner”; and
- (3) make other similar amendments necessary to effect the purposes of this act.

* * * Effective Dates * * *

Sec. 27. EFFECTIVE DATES

(a) This act shall take effect on July 1, 2015, except that this section and Secs. 6(e) (Commissioner approval of all Vermont Telecommunications Contracts), 13 (conversion of a meteorological station to wireless telecommunications facility), 15 (retransmission fee reporting), 16 (E-911 operations and savings), 20 (telecommunications union district), 21 (ECFiber

qualifies as telecommunications union district), 22–25 (municipal telecommunications projects eligible for VEDA lending), and 26 (statutory revision authority) shall take effect on passage.

(b) [Deleted.]

Legal Structures for Municipal Infrastructure Jointly Built and Operated by Multiple Communities

	Conventional Municipal Utility Districts (e.g. Solid Waste) in Current Law	Interlocal Contracts (Current Law)	Communications Union Districts (Act 41 of 2015)
Has “virtual town” standing as a body politic	Yes	Not really	Yes
Can levy local taxes on its residents	Yes	No	No
Governance	Representatives of member towns, appointed by selectboards	Representatives of member towns, appointed by selectboards	Representatives of member towns, appointed by selectboards
Borrows against:	Full faith & credit of member towns	Revenues	Revenues
Are debt obligations of the larger entity also joint and several obligations of the member towns?	Yes	No	No
Operating costs paid from:	User fees and local taxes	User fees only	User fees only
Understood by institutional investors:	Yes	No (“Interlocal what???”)	Yes

Note: To save space within this chart, the word “town” has been used as shorthand for “municipality,” and therefore includes cities as well as Towns.

Similarly, the term “selectboard” has been used as a stand-in for “governing body”, i.e. “selectboard or council.”

157 8180

Request to Cater Malt, Vinous and/or

Spirituous Liquors

\$20.00 Fee (must be included)

Make fee payable to Liquor Control

Caterer's License Number

Licensee Corporation Name:

Blackkin Tavern LLC

Doing Business as:

Same

Street:

21 Main Street Town/City Randolph VT

Contact Name & Phone:

Sarah Nutting

Email or Fax:

blackkin-tavern@ghal.com

BE SURE TO READ INSTRUCTIONS BELOW, BEFORE COMPLETING APPLICATION

1) Describe type of event to be catered:

concert

2) Street address of event

2015 S Pomfret Rd

3) Date of catered event:

6/20

4) Hours of operation from beginning to end:

5-10

5) Approximate # of persons expected:

15

Signed:

[Signature]

Date:

6/10/15

Each catered event must have approval from the Town/City before

submitting this application to Liquor Control.

Towns Recommendation (please circle one)

Approved

Disapproved

[Signature]

POMFRET

6/15/2015

Town/City Clerks Signature (Catered location)

Town/City

Date

SUBMIT THIS APPLICATION TO DLC AT LEAST 5 DAYS PRIOR TO EVENT

DIRECTIONS:

Submit to Town/City clerk for approval (Town/City Clerk will send to DLC).

- 1) Follow all liquor control laws and regulations (what applies to a first or first and third class license also applies to the caterer's license).
- 2) Must have a defined area for serving and consumption of alcohol with designated barriers.
- 3) Must have separate toilet and lavatory facilities available for both men and woman.
- 4) Provide sufficient number of employees for control purposes.

THE LICENSE MUST BE POSTED ON PREMISE OF EVENT