

Town of Pomfret Selectboard Meeting Agenda

Town Offices 5238 Pomfret Road

No Pomfret, VT. 05053

September 15, 2021

7:00 p.m.

Agenda	Presenter	Time Frame
1. Call to Order	Chair	7:00 pm
2. Public Comment 3. Agenda review 4. Recurring Items <ul style="list-style-type: none"> a. Approval of 09/08, 09/01 & 08/25/2021 MINUTES b. Warrants c. Road Foreman’s Report 5. Items for Discussion or Vote <ul style="list-style-type: none"> a. Grant Work Cloudland Rd/Bill Emmons b. Easement Deed – Neustadt c. Update on Paving d. Horizons Progress with Plans for Cloudland Road Culvert e. Tax Penalty Question f. Special Meeting Policy g. Scheduling of Budget Building Process h. ARPA Funding 		
5. Meeting Wrap-up <ul style="list-style-type: none"> i. Select Board Correspondence j. Review of Assignments k. Agenda Items for Next Meeting 		
6. Adjournment		

- <https://zoom.us/j/95395079923?pwd=ZjBEed3ZuZWgvWmx2M0tpOE8zbjg2dz09> to start or join a scheduled Zoom meeting
Join Zoom Meeting via Mobile Phone +19292056099,,953950799233#,,1#306922

Join Zoom Meeting via Landline or Mobile Phone Dial +1 301 715 8592, followed by the Meeting ID: 953 9507 9923 and Password: 306922

Town of Pomfret
Select Board Special Meeting
August 25, 2021
Draft Minutes

Present: Emily Grube, John Peters, Chuck Gundersen
Public: John Moore (Planning Commission), Ben Brickner (Zoning, Auditor), Kathy. Peters,
Jim Potter (Road Foreman), Cynthia Hewitt (SB Assistant)

1. The meeting was called to order at 7:03 pm
2. No public comment
3. Agenda review – Add catering permit and warrants. Emily moved and Chuck seconded the agenda be so edited. Motion carried
4. Items for discussion or vote:
 - a. Emily moved and Chuck seconded the following Warrants for Payment:

22014	\$ 7,845.19	Payroll
22015	18,495.13	A/P

Unanimous decision
 - b. Emily moved and Chuck seconded approval of up to 100 tons of overruns in the Pike Paving Contract. Motion carried.
 - c. Driveway Permit on Allen Hill (Bagley)needs a site visit; to be scheduled at next meeting
 - d. Indoor Mask Ordinance – The Board will require masks for indoor meetings; public participants will be encouraged to join via ZOOM. The Board would like to impose a mandate for masks in all town-owned buildings. Chuck moved and John seconded such a mandate; however, we will wait to vote until the next meeting (09/01/2021) to see if the Governor imposes any restrictions on public meetings/spaces.
 - e. Emily moved and Chuck seconded approval of a Catering Permit from Silo Distributers for 9/24/21 event at ArtisTree. Unanimous
 - f. Chuck moved and John seconded Adjournment at 7:30. Unanimous

September 1, 2021 Town of Pomfret
Select Board Meeting
Draft Minutes

Present: Emily Grube, Steve Chamberlin, Jon Harrington

Public: Ben Brickner (Zoning, Auditor), Tom Massoth, Dave Deiss, Neil Lamson (Lister), Brian Renfro (Forest Service), Cynthia Hewitt (SB Assistant)

1. Emily Called the meeting to order at 7:02 PM
2. No public comment
3. Mask Mandate was removed from agenda
4. Recurring Items
 - a. Approval of 08/18/21 Minutes – Steve moved and Jon 2nd approval of minutes. Motion carried
 - b. Jon moved and Steve 2nd approval of the following warrant; unanimous vote
Warrant #22018 \$24,207.05 Account payable
 - c. Road Foreman’s report. Jim is not in attendance. Paving is finished. No compaction testing was done. We need a new plow for the new truck.
5. Items for Discussion or Vote
 - a. Access Permit – Amity Pond Natural Area – Emily, Jim, and Steve performed a site visit this week. No culvert is required and they meet the standard for site distance with the cutting of two trees and levelling. After discussion, Steve moved and Emily seconded approval of the permit; unanimous vote.
 - b. Driveway Permit, 2363 Allen Hill, Milligan. After a site visit (Jim, Emily, Steve) it was determined the culvert needs replacement, with ditching into the culvert, and tree removal will need to occur. Steve moved and Emily 2nd approval with the conditions stated. Unanimous vote.
 - c. Emily announced that a stormwater grant has been issued for 2022.
 - d. Unlicensed dog owners have been called.
 - e. To clear up some confusion, instructions for obtaining a pass to the Lebanon Land Fill will be posted on the web site
 - f. Fuel Contract. After discussion, Steve moved and Jon 2nd the contract go to Irving Oil. Motion carried.
 - g. Audio Visual equipment. Neil confirmed that ARPA funds may be used for updated A/V equipment. He would rather see quality than inexpensive equipment, i.e., a dedicated lap top computer with directional mic/camera, with a smart TV vs. screen. This needs to be simplified so anyone can use it.
 - h. Disability Insurance. Steve moved and Jon seconded the VLCT contract be approved and Emily be authorized to sign. Motion carried.
6. Meeting Wrap Up
 - a. No correspondence
 - b. Assignments—Emily fuel contract; Jim permits
 - c. Agenda for next meeting – Fire truck; A/V equipment
7. Steve moved and Jon seconded for Adjournment at 8:20; unanimous

Town of Pomfret
Special Selectboard Meeting
September 8, 2021

Present: Emily Grube, John Peters, Jonathan Harrington, Chuck Gundersen
Public: (Kevin Rice (Fire Chief), Ben Brickner (ZBA, Auditor), Nancy Matthews (Auditor),
Cathy Peters, Cynthia Hewitt (SB Asst), Wan Jun (Standard), Baird Staud

1. Emily called the meeting to order at 7 PM
2. No Public Comment
3. Agenda Review – Emily moved and Chuck seconded we add warrants for payment and clarify mask mandate. Motion carried
4. Items for Discussion or Vote
 - a. Emily moved and Chuck seconded payment of the following Warrants:

22021	\$6737.75	Payroll
22022	4398.72	Accts Payable
22023	2532.80	Tax refund

Unanimous Vote
 - b. Fire Truck Contract
John moved and Chuck seconded approval of the Fire Apparatus Contract with Desorcie Emergency Products in the amount of \$317,707. The Board also authorized Emily Grube as signer of the contract as written. The town will take advantage of the optional 3% discount (\$9500 ±). Unanimous vote
 - c. Audiovisual Equipment
Emily moved and John seconded the Town Purchase a Meeting OWL Pro to optimize the sound quality for Zoom meetings. After discussion the motion passed 3/1. Further necessary equipment includes a lap top and a smart tv. Cathy Peters explained that residents who CANNOT attend meetings need the technology to clearly listen and HEAR meetings. She also feels there is a large number of people who need to attend remotely.
 - d. Clarification of Mask Mandate. The Board has mandated that masks are to be worn in all town-owned buildings. Becky will be notified
5. John moved and Chuck seconded adjournment at 7:49 PM – unanimous

EASEMENT DEED

KNOW ALL MEN BY THESE PRESENTS that we, Samuel J. Neustadt and Brenda Siemer Neustadt (formerly Brenda Siemer Scheider), Trustees of the Samuel Neustadt and Brenda Siemer Neustadt Revocable Trust, of Pomfret, County of Windsor, State of Vermont, having a mailing address at P.O. Box 159, South Pomfret, Grantors, in consideration of **ONE DOLLAR AND OTHER VALUABLE CONSIDERATION** paid to our full satisfaction by the Town of Pomfret, a municipal corporation of the State of Vermont, having a mailing address at 5218 Pomfret Road, North Pomfret, Grantee, by these presents, hereby **GIVE, GRANT AND CONFIRM** unto said Grantee, its successors and assigns, the following easement:

An easement over and right to use a portion of that parcel of land and premises described in the Warranty Deed of Samuel J. Neustadt and Brenda Siemer Neustadt to Grantors dated March 27, 2015, and recorded in Book 76 at page 463 of the Pomfret Land Records. Said parcel is more particularly shown and identified as Parcel #2 on the survey plat prepared by Farnsworth Surveys of Brownsville, Vermont, entitled, "Land Surveyed for: Samuel J. Neustadt – Land of: Richard H. and Jane K. Adelson – Galaxy Hill Road – Pomfret, Vermont", Drawing No.: 11-2110, dated September 8, 2011 and recorded in Slide 104B of the Pomfret Land Records.

Said portion comprises an approximately rectangular area more particularly described as follows:

BEGINNING at a point designated as "Farnsworth No. 21" on the abovementioned survey plat, said point marking the north corner of lands now of the said Grantors and being on the western edge of Galaxy Hill Road, so-called (Town Highway No. 31), thence turning and proceeding in a direction generally described as southeasterly, and at a bearing of South 14° 17' 20" East and proceeding along the northeasterly boundary line of the lands now of the said Grantors and the western edge of Galaxy Hill Road, a distance of 45.00 feet, thence turning and proceeding in a direction generally described as southeasterly, and at a bearing of South 20° 08' 12" East and proceeding along the northeasterly boundary line of the lands now of the said Grantors and the western edge of Galaxy Hill Road, a distance of 55.00 feet, thence turning and proceeding in a direction generally described as southwesterly, and at a bearing of South 66° 09' 58" West a distance of 50.00 feet to a point, thence turning and proceeding in a direction generally described as northwesterly, and at a bearing of North 17° 30' 19" West a distance of 100.00 feet to a point, said point being on the northwesterly boundary line of the lands now of the said Grantors, thence turning and proceeding in a direction generally described as northeasterly, and at a bearing of North 66° 09' 58" East and proceeding along the northwesterly boundary line of the lands now of the said Grantors, a distance of 50.00 feet to the place of BEGINNING.¹

Said easement is for the purpose of creating, modifying, relocating, maintaining and removing such hydraulic and other elements as Grantee deems necessary to maintain adequate and orderly drainage on, around and along Galaxy Hill Road (Town Highway No. 31). Said activities may include (but may not be limited to) construction, maintenance and repair of the roadway slope, relocation of existing hydraulic elements, creation of new manholes, headwalls and cutouts, installation of erosion control barriers, and removal of vegetation as needed to complete the foregoing activities.²

Grantors hereby waive, release and discharge Grantee from any damage or claim of damages of any kind or nature that Grantors or Grantors' heirs, successors, administrators and assigns may have, or claim to have now or in the future, in connection with the above-mentioned activities completed or to be completed on Grantors' land and premises. However, it is not intended by this instrument to exempt any party or contractor who may hereafter be designated to perform the activities described above from liability to Grantors for damage to Grantors' property due to gross negligence or willful misconduct.

Grantors, having been fully informed of their right to receive just compensation for the acquisition of their property, hereby acknowledge, waive and release Grantee from Grantors' right to receive just compensation determined by an appraisal as well as Grantee's obligation (if any) to perform and provide such appraisal. Grantors acknowledge and agree that the consideration described herein constitutes just compensation for the acquisition of their property described herein.

TO HAVE AND TO HOLD said granted easement, to the said Grantee, and its successors and assigns, to its and their own use and behoof; and Grantors for themselves and their heirs, successors, administrators and assigns, do covenant with said Grantee, its successors and assigns, that until the ensealing of these presents Grantors have sole possession of the lands and premises subject to the easement granted herein, and have good right and title to convey such easement to Grantee.

[Remainder of page intentionally blank. Signature page follows.]

IN WITNESS WHEREOF, we hereunto set our hands and seals this _____ day of [September] 2020.

**SAMUEL NEUSTADT AND
BRENDA SIEMER NEUSTADT
REVOCABLE TRUST**

Samuel J. Neustadt, Trustee

Brenda Siemer Neustadt, Trustee

STATE OF VERMONT,

COUNTY OF WINDSOR, SS.

At Pomfret this _____ day of [September], 2020, personally appeared **Samuel J. Neustadt** and **Brenda Siemer Neustadt**, Trustees of the Samuel Neustadt and Brenda Siemer Neustadt Revocable Trust, and they acknowledged this instrument, by them sealed and subscribed, to be their free act and deed.

Before me, _____
Notary Public

Expiration date: _____