

**Town of New Haven Selectboard Meeting**

7:00 pm

Town Offices

Tuesday, September 18, 2012

Present: Chair, Pam Marsh, Vice Chair, Kathy Barrett, Roger Boise, Kathleen Ready, Treasurer, Barb Torian and Clerk, Pam Kingman

Absent: Charlie Roy

Visitors: Rita Booska, Tammy Delphia, Steve Delphia, Jim Walsh, Paul Lekstutis, Wayne Nelson, John Madden, Cindy Hill, and Lanny Smith

**AGENDA RESULTS:**

**VISITORS BUSINESS:**

1. **Paul Lekstutis and Wayne Nelson from Cross Pollination** are here to discuss the proposed changes to the solar array. Paul and Wayne displayed new photos of what the changes will look like, and photos with what they are permitted for.

The proposed changes include the following:

- Consolidating the array, by moving the panels closer together.
- The space between the rows will now be 40'.
- It will be further away from Route 7 and all the neighbors.
- Inverters will also be moved farther away from the neighbors which will mean less noise.
- Cross Pollination states that the Public Service Board and Addison County Regional Planning Commission are ok with the changes.
- 1,000 additional panels.
- Same size panels, still on fixed posts.
- Array was going to use up to 40 acres, now reduced to 17 acres.
- Steve Delphia asked why the whole array couldn't be moved about 200' south.
- Wayne and Paul said they had to stay clear of any wetlands, but they will look at the setback requirements.
- Lanny Smith voiced his concern about the view shed along the Route 7 corridor.
- The neighbors that were present tonight like the new plan better.
- Pam Marsh suggested smaller is better, if Cross Pollination can add to the landscaping, the town would favor it.

Kathy Barrett made a motion to approve the revised plan for Cross Pollination to shrink the array area to 17 acres, seconded by Roger Boise. John Madden asked to speak to the motion. He went through the beginning of the process which required a public

hearing. He is asking if the public will have a chance to speak to the new changes. Pam Marsh said it is already a permitted project, and there will be no more public hearings. John said it may be reviewed under the Second Circuit Court, and get shot down. Kathy Barrett added that if the court overturns it here is nothing the town can do.

3 yes / 1 abstention (Ready)

Jim Walsh handed out copies of the most recent draft minutes from the Planning Commission meeting and tax law information on solar farms. There are currently no clear information on how to tax solar farms.

2. Kathleen Ready made a motion to go into executive session to discuss litigation at 7:45 pm, seconded by Kathy Barrett. 4 yes / 0 no

Kathleen Ready made a motion to come out of executive session at 8:45 pm, seconded by Roger Boise. 4 yes / 0 no

Roger Boise made a motion to pay the Superior Court filing fee(s) of \$262.50 each. One for the Town of New Haven v. Farnsworth, and the second for the Town of New Haven v. Laferriere. Motion seconded by Kathleen Ready. 4 yes / 0 no

Kathleen Ready made a motion to have town attorney, Cindy Hill to write up a summary of town actions regarding Clark in time for the DRB meeting on October 1, 2012, seconded by Pam Marsh. 3 yes / 1 abstention (Barrett)

3. John Madden correspondence re: extension of time to file petition. Kathleen Ready made a motion to authorize Pam Marsh to write a letter to John Madden in response to his presumption of extension for his petition, indicating that we do not agree with his interpretation of the law. Motion seconded by Roger Boise. 4 yes / 0 no

#### **TOWN OFFICE BUSINESS:**

1. Wayne Marcelle – no show
2. Kathleen Ready made a motion to approve Suzy Roorda's request for funds for the Halloween Party (\$300) to be held on October 27, 2012 and the Harvest Festival (\$300) to be held on October 20, 2012. Motion seconded by Kathy Barrett. 4 yes / 0 no. This is in the budget already.

#### **TREASURER'S REPORT:**

1. Roger Boise made a motion to approve the pay orders for the week ending 9/18/12, in the amount of \$73,504.61, seconded by Kathy Barrett. 4 yes / 0 no
2. Roger Boise made a motion to approve payroll for the week ending 9/15/12, in the amount of \$4,609.81, seconded by Kathleen Ready. 4 yes / 0 no
3. Kathy Barrett made a motion to approve payroll for the week ending 9/8/12, in the amount of \$3,574.01, seconded by Kathleen Ready. 4 yes / 0 no

4. SIMPLE IRA – Kathleen Ready made a motion to continue with the SIMPLE IRA plan for 2013, with a 3% match contribution from the town; seconded by Roger Boise. 4 yes / 0 no

#### **ROAD COMMISSIONER'S REPORT:**

1. Nash bridge repairs: The Federal National Bridge Inspection Standards require inspection of all publicly owned bridges. Based on inspection findings several feet of guard rail have become detached, and there are some post tops with damage. The Town is responsible for making these repairs, which the road crew has already done. They have also made necessary repairs to the approach on both ends of the bridge on Plank Road. Signed off on letter stating we would make repairs.
2. Traffic Ordinance – Roger Boise made a motion to rescind the Traffic Ordinance that was approved on September 4, 2012, seconded by Kathy Barrett. 4 yes / 0 no  
Roger Boise made a motion to adopt the updated Traffic Ordinance dated September 18, 2012. Motion seconded by Kathy Barrett. 4 yes / 0 no
3. Roger Boise received a call from Clark's Trucking about a 2005 International truck they have for sale, asking price is \$49,500. He and the road crew would like to go take a look at it. Authorized Roger to make an offer on the truck if it is in appropriate condition.
4. Roger Boise – Someone stole some ramps, an auger and a post pounder from behind the sand/salt shed. Roger is currently working with Marshall's Alarm Service on upgrading the security system at the town garage.

#### **OLD BUSINESS:**

1. Conservation Commission Bylaws – Kathleen Ready made a motion to adopt the Bylaws of the New Haven Conservation Commission, with the understanding that they act in an advisory capacity only. Motion seconded by Pam Marsh. 2 yes / 1 no (Barrett) / 1 abstention (Boise)

#### **NEW BUSINESS:**

1. Appointment of Ed McGuire to ACTR Board as Municipal Representative – Postponed until the October 2, 2012 Selectboard meeting due to lack of time to review ACTR Bylaws.
2. The Emergency Management Coordinators would like to send out a survey to the town to collecting information to better serve the town during an emergency. Information will also be used to update the town's emergency plan. The survey is strictly voluntary and all information will be kept confidential. Survey will go out in Town newsletter.

**REGULAR BUSINESS:**

1. Kathy Barrett made a motion to approve the minutes from September 4, 2012, with one correction, seconded by Roger Boise. 4 yes / 0 no

**MISC. CORRESPONDENCE:**

1. Correspondence from the Zoning Administrator Re: Steve Dupoise's application To put up dugouts for baseball / softball teams.
2. Addison County Sheriff's Dept. Patrol Activity Reports

Adjourn: 9:45 pm

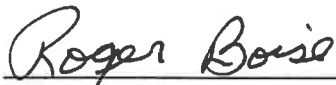
Respectfully submitted:

Pam Kingman

Approved:

  
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Chair, Pam Marsh

  
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Vice Chair, Kathy Barrett

  
\_\_\_\_\_  
Roger Boise

  
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Kathleen Ready