

**BARTON VILLAGE, INC.
MEETING OF THE TRUSTEES**

MINUTES

6PM, Oct. 12, 2015

PRESENT: Nathan Sicard, Ryan Longe (arrived at 6:08 p.m.), Tin (Justin) Barton-Caplin, David Ormiston, Steve Farman (VPPSA), Wayne Elliot (Aldrich & Elliot), Robert Desrochers (Fairbanks Mill), Natalie Gagnon-Joseph (Barton Chronicle), Ed Helm (arrived at 6:37 p.m.), Mikayla LaMadeleine (arrived at 6:37 p.m.)

A. Call to Order: 6:00 p.m.

B. Changes to the Agenda / Additions or Deletions

1. NS motioned to move VPPSA / Barton Electric Rate Case to Executive Session, JBC seconded. Unanimous approval (RL not present yet).

C. Meeting Minutes - September 21st & 28th, 2015

1. JBC motioned to approve September 21st, 2015 and September 28th, 2015 Minutes; NS seconded. Unanimous approval (RL not present yet).

D. Privilege of the Floor

1. JBC explained that Ed Helm intended to attend Trustees' Meeting with an Arts Resolution for the Trustees. Ed Helm was not present at the original time of privilege of the floor. Trustees allowed Ed Helm and Mikayla LaMadeleine privilege of the floor after they arrived.
 - a. Mr. Helm and Ms. LaMadeleine presented an update with the Barton Arts Group and their intention to secure property on Water Street and start an Arts Center.
 - b. Mr. Helm asked the Trustees to approve a resolution or proclamation affirming their support of the arts in Barton Village.
 - c. Mr. Helm presented a piece of art on behalf of Donna Bousquet to the Village.
 - d. Trustees indicated support of the idea, however, to act on it, it was decided it should be added to the agenda of the next meeting for formal approval with proper warning.

E. Correspondence

1. Barton Graded School - Req. to reconsider an abatement of all fees assessed to Barton Graded School
 - a. David Ormiston presented the letter from Kathy White Barton, Chair of Barton Graded School Board of Education. Ms. White requested reconsideration of a previous abatement request related to water service.
 - b. David Ormiston presented that the current meter at Barton Graded School had associated bills dating back to at least 1997. The meter that had been removed in August/September 2015 had associated billing dating back to at least 2000.
 - c. Trustees asked if the removed meter had had any previous usage indicated. David Ormiston indicated that the second meter definitely had been assessed the base service fee; however he would need to secure more information to make a statement about monthly usage. Trustees asked David Ormiston to research records of usage for each meter.
 - d. Trustees decided to table discussion until next meeting to review the requested information.
 - e. Trustees asked David Ormiston to inform Kathy White.
2. Town of Barton - Abatement Req. on water July/Aug. bill.
 - a. David Ormiston presented the letter from Kristin Atwood, Barton Town Treasurer/ Clerk. Barton Town requested an abatement of \$1,009.06 related to the August-September water/sewer bill. The excess usage was related to a malfunctioning toilet.
 - b. NS motioned to table discussion until the Abatement Ordinance comes into effect and to defer any late fees associated with the \$1009.06 amount, RL seconded. Unanimous approval.

3. Richard Royer—Moonlight Madness
 - a. Richard Royer emailed JBC and NS in regards to hanging a banner for Moonlight Madness which will occur on December 5th.
 - b. Trustees were in support of the banner. JBC will correspond with Mr. Royer and instruct him to coordinate with David Ormiston/BVI Office.

F. Old Business

1. Office Temporary Staff - Update
 - a. David Ormiston provided an update about the temporary staff in the Village Office. Sharon Youland has joined the office as a temporary Senior Accountant. The transition has gone well and efficiently to date.

G. New Business

1. Engineering Agreement, Aldrich & Elliott, School St. Project - Wayne Elliot
 - a. Wayne Elliot provided an overview of the Engineering Agreement and explained how this process had been accelerated due to expedited project timeline. Mr. Elliot reviewed the deliverables related to the \$17,700 payment to Aldrich & Elliott.
 - b. JBC motioned to authorize David Ormiston to execute the Aldrich & Elliott Engineering Agreement as an Authorized Agent on behalf of the Trustees, RL seconded. Unanimous approval.
 - c. NS discussed the need for project documents to be made available and submitted to the Agency of Natural Resources (ANR) within 60 days of completion for all the related permits. Mr. Elliot indicated that this shouldn't be a problem.
2. Hydro Project Update - Robert Desrochers, Fairbanks Mill
 - a. Mr. Desrochers provided an update on the Fish Passage project. Mr. Desrochers explained that there were severe weather and time pressures. He also provided an explanation as to the unnecessary delay that was associated with an erroneous request for approval for a draw down submitted to ANR. Mr. Desrochers explained that this delay was unfortunate and unnecessary as there was correspondence from ANR on August 19th, 2015 already approving any drawdowns associated with the Fish Passage. Instead of seeking approval they should have just sent notification.
 - b. To avoid a similar delay, Mr. Desrochers wanted input from Trustees on jurisdiction of ANR Department of Environmental Conservation (DEC) Dam Safety Division or Federal Energy Regulatory Commission (FERC). Mr. Desrochers indicated that he believed FERC had jurisdiction, not AND/DEC Dam Safety Division. If the Trustees concurred, then Mr. Desrochers would proceed without seeking any approvals from ANR/DEC. Trustees concurred with Mr. Desrochers assessment.
 - c. Mr. Desrochers explained how using ASTM Grade 588 "CORTEN" would expedite completion of the project as it would avoid a longer process that would require galvanization. The substitution would be more expensive than the original material but cheaper than the total cost if galvanization were to be pursued. The Trustees were comfortable with this substitution. Mr. Desrochers indicated that the final plans should be available this week.
 - d. Mr. Desrochers discussed Quality Assurance. He indicated that Fairbanks Mill's costs would include some material testing as well as documentation of materials and specifications. He indicated that this would not meet the requirements of a full FERC Quality Control process. HL Turner, an Engineering Firm, developed a checklist for review.
 - e. Mr. Desrochers reminded Trustees that the Fish Passage does not include any work in the plunge area. This could be a future concern.
 - f. NS asked Mr. Desrochers to come again to a Trustee Meeting at the end of the Project. He also asked him to bring a documentation binder. Mr. Desrochers agreed.
3. Railroad Crossing Update
 - a. NS indicated that Barton Village has been provided with a detour plan associated with the Railroad Crossing work at the beginning of Eastern Ave (intersection of Rt 16 and Rt 5 near EM Brown).
 - b. NS indicated that work will occur next weekend throughout the night. Flaggers will be directing traffic at all times given the nature of the detour. The detour will be down St Paul Street and through the EM Brown yard. Construction signs will be posted on Lake Street, Eastern Ave (near Pagent Park), and in the Village in advance

of the work.

- c. NS also indicated that the construction company wanted to know the depths of the water/sewer lines in the construction/detour areas.

4. Barton Electric Rate Case - Steve Farman, VPPSA

- a. This item was moved to Executive Session.

5. Vermont State Infrastructure Bank, loan closing for Bridge Projects 20 & 58

- a. David Ormiston presented the Vermont State Infrastructure Bank loan documents for the Bridge Projects 20 & 58.
- b. NS motioned to execute the Loan Agreement, the Promissory Note, the Cooperative Agreement with VTrans, and the Compliance Agreement; RL seconded. Unanimous approval.

H. Other

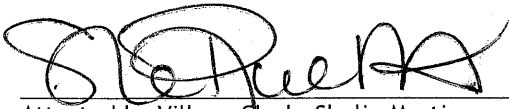
1. Approval of Bills, Warrants and previous Warrant signed.
 - a. JBC motioned to approve the bills, warrants, and previous warrants signed, NS seconded. Unanimous approval.

I. Executive Session

1. Unanimous approval. RL motioned to enter Executive Session at 7:25 p.m. with David Ormiston, Steve Farman, and Malcolm McCormick (BVI Staff) to discuss personnel items, the Barton Electric Rate Case, and the Collective Bargaining Agreement with IBEW—the premature disclosure of which would put the Barton Village at significant disadvantage; NS seconded. Unanimous approval. (Note: Steve Farman was not present during the discussion of personnel items)
2. RL motioned to leave Executive Session at 11:41 p.m., JBC seconded. Unanimous approval.
3. RL motioned to authorize David Ormiston to terminate a BVI employee effective October 13, 2015 for just cause; JBC seconded. Unanimous approval.
4. RL motioned to authorize David Ormiston to post an Apprentice / Journeyman Linesman position after Trustee approval of posting, JBC seconded. Unanimous approval.
5. JBC motioned to authorize VPPSA to expeditiously submit an electric rate filing that included up to a 21% rate increase implemented in two phases that are 12 months apart with Phase 1 being an 18% increase and effective in the first bills-rendered cycle in January 2016 and Phase 2 being up to a 3% rate increase and motioned to have Eli Emerson of Primmer draft a notice to electric customers; RL seconded. Unanimous approval.

Date of Next Trustees Meeting: October 26th, 2015

Submitted by Board Clerk, Tin (Justin) Barton-Caplin



Attested by Village Clerk, Shelia Martin