

Monkton Selectboard  
Remote Meeting  
Tuesday, August 10, 2020

S. Pilcher called the meeting to order at 7:01 pm

**Members Present:** Stephen Pilcher, John McNerney, Marikate Kelley, Paul Low, Bill Martin

**Members Absent:** None

**Others Present:** Carroll Maxwell, Chris Huston, Betsy Brown (Recording Secretary)

**ANNOUNCEMENTS:**

P. Low noted that the pavilion at Morse Park was named for Stephanie Murray to honor her 18 years of service on the Recreation Committee. Stephanie will be missed by many in the community.

A ceremonial groundbreaking took place at the new town hall offices and library on Thursday August 6, 2020. Construction will start on August 12, 2020.

**REGULAR BUSINESS:**

MINUTES:

**M. Kelley made a motion to approve the minutes of July 27, 2020 as amended. J. McNerney seconded. Voted and approved 5-0-0.**

CHECK WARRANTS:

**B. Martin moved to approve check warrant A/P #00731 in the amount of \$14,372.10. J. McNerney seconded. Voted and approved 5-0-0.**

**J. McNerney made a motion to approve check warrant P/R #00803 in the amount of \$9,238.10. M. Kelley seconded. Voted and approved 5-0-0.**

**B. Martin moved to approve check warrant A/P #00810 in the amount of \$16,572.83. J. McNerney seconded.** Discussion ensued regarding the desire to have more detailed invoices from engineers, in this case, specifically the invoices for the Bristol Road culvert project. P. Low would like Ben Hollwedel (Road Foreman) to ask for more detailed invoices and would also like to remind him of the Town's purchasing policy. **Voted and approved 5-0-0.**

OVERWEIGHT PERMITS:

None

PUBLIC COMMENT:

None

**NEW BUSINESS:**

PAYMENT AND PERFORMANCE BOND

S. Pilcher shared an email conversation with Adam Osha of Kinney Pike who writes a lot of insurance policies for Naylor & Breen. Kinney Pike would write the policy if the Town decided to go for a payment and performance bond. He also shared another letter from Adam Osha stating that he is the bonding agent for Naylor & Breen and noted that there “has never been so much as a hint of a performance of payment bond claim....the money which you would need to be allocated for these bonds should be utilized elsewhere on your project for a tangible result.”

P. Low noted that we have no idea how things may change because of COVID. He noted that if COVID was not an issue he would not bring this up.

S. Pilcher showed the summary of different kinds of insurance that the town could implement.

C. Huston noted that he understood from a conversation with Adam Osha that the Payment & Performance bond may not cover any fallout due to COVID.

If the Town decides to do the Payment & Performance bond...it would be \$11,262.16. Naylor and Breen sent a change order for that amount.

No motion was made, so this option was not implemented.

BUILDERS RISK INSURANCE POLICY

S. Pilcher shared a quote from Adam Osha for Builders Risk Insurance. This is a 12 month policy. The cost would be \$4,137.00. If the project ends before 12 months, then the cost will be pro-rated. VLCT also gave the town a quote of \$4,652.00. The line item in the budget for this item is \$5,000.00.

**B. Martin made a motion to accept the builders risk policy quote from Adam Osha of Kinney Pike for a total premium of \$4,137.00. P. Low seconded. A roll call vote was taken:**

**B. Martin - aye**

**P. Low -aye**

**M. Kelley - abstained**

**J. McNerney - aye**

**S. Pilcher - aye**

**Motion passed 4-0-1.**

THIRD PARTY INSPECTION

The line item in the budget is \$3,000.00.

The town received a proposal from Vermont Testing & Consulting Corp. C. Huston noted that there are not many local companies that do this type of work and can speak that this firm is highly regarded. P. Low asked that if we trust Naylor & Breen so much as to not pull a performance bond, then why do we need to spend money on third party testing? C. Huston noted that in all the projects he has worked on, there was always an independent testing

agency. P. Low noted that he had worked on residential projects which were much larger and more complex than this which did not have independent testing. J. McNerney noted that one of the differences here is not the scale, but the intended use. This is a public building, not residential.

**J. McNerney made a motion to approve the proposal from Vermont Testing and Consulting Corp. to do independent testing with an estimated budget not to exceed \$3,000. B. Martin seconded.**

**A roll call vote was taken**

**B. Martin - aye**

**P. Low - nay**

**J. McNerney -aye**

**M. Kelley - aye**

**S. Pilcher - aye**

**Motion passes 4-1.**

#### REQUEST FOR TEMPORARY ROAD CLOSURE

Kristin Malzac asked for a temporary road closure for a BLM demonstration on August 23rd. It would be for the little road in front of the library and possibly marching from the library to the fire station. She estimates it will last approximately 3 hours. J. McNerney noted that the road in front of the library does not disrupt traffic if closed and noted that States Prison Hollow is more complex of an issue due to the Fire Department being on that road. M. Kelley is concerned that there is a cost to the town (publishing warnings in paper). She feels that in the future that there should be a policy and perhaps the protest organizers should incur some of the fee. S. Pilcher noted that there seems to be a consensus from the Board that it would be OK to close off the small road in front of the library, but not States Prison Hollow Road. M. Kelley noted that if that is the only road that will be closed that it won't be necessary to advertise in the paper as it would not affect the ability for anyone to get anywhere. B. Martin stated concern about where people will park.

**J. McNerney made a motion to authorize the closing of the diagonal road in front of the library on August 23rd for a period of up to 3 hours at a time to be determined. B. Martin seconded. Voted and approved 5-0-0.**

#### LOWER BENNETT ROAD SURVEY:

S. Pilcher noted that B. Brown found a survey in the DRB records from 2013 that cleared up the issue.

#### OLD STAGE ROAD TRAFFIC ISSUES

J. McNerney noted that the horse signs are up. There appears to be an option to change the speed limit on this road, possibly without the need for a traffic study due to the narrow road.

#### NORTH POND ROAD RECLASSIFICATION

According to the map, Pond Road (north of Rotax Road) connects to Davis Road. Half is Class III, the other half unmaintained. S. Pilcher will write up a warning to bring to the Selectboard to start the process for road reclassification.

**DELINQUENT TAX POLICY**

No action taken

**NEW TOWN OFFICE STATUS**

August 12th is groundbreaking. S. Pilcher has noted that there has been a lot of action regarding volunteerism for furnishing the new building using local lumber.

S. Pilcher will put a time lapse camera on site. S. Pilcher will also reach out to the Church to see if they have WiFi so he can put up a webcam.

**EMERGENCY MANAGEMENT DIRECTOR STATUS RE: COVID 19**

S. Pilcher noted that the Town will be getting 535 cloth masks from the State. The Town Clerk will distribute.

**INFRINGEMENT OF ROW ON JOCKEY LANE**

J. McNerney heard from the town attorney today and did not have time to read through his email in detail. It appears that the recommendation is to mark the center line as it existed in 2001, at the time of the most recent adjacent property survey. The lawyer will also write a letter to the abutting landowner for the Selectboard to approve at the next meeting.

**SALVAGE YARDS**

No action taken

**TOWN HIGHWAY 36 RECLASSIFICATION**

No action taken

**TOWN CREDIT CARD & POLICY**

No action taken

**CLOUD STORAGE AND POLICY:**

No action taken

**OTHER BUSINESS**

J. McNerney received a complaint from a couple residents about no masks and social distancing from the people working for Moose Rubbish at the Recycling Center. J. McNerney noted that if there is a medical issue for not wearing one it would be easy to set up something to facilitate social distancing such as signage and a small table for people to put their money on, and a marked area to drop their trash (contactless transfer). J. McNerney noted that he will work with the recycling coordinator.

**SET DATE AND TIME FOR NEXT MEETING**

The Next meeting is August 24th, 2020 at 7pm on ZOOM

**ADJOURN**

**DRAFT**

**M. Kelley moved to adjourn. J. McNerney seconded. All voted in favor. Meeting adjourned at 8:39pm.**

Respectfully Submitted,  
Betsy Brown  
Clerk