

Agenda for the Board of Selectmen - March 10, 1980

7:30 P.M. Organizational meeting-

8:00 P.M. R. DeWitt Mallary - FHCRS Project

Minutes of the Selectmen's Meeting held March 10, 1980

Present: Selectmen Larry Martin, Edwin C. Mead and Donald H. Stocking
Clerk Godfrey

The meeting came to order at 7:30 P.M.

Upon motion duly made by Selectman Mead and seconded by Selectman Stocking it was voted to appoint Larry C. Martin Chairman of the Board of Selectmen. (24 VSA 871)

Upon motion duly made by Selectman Stocking and seconded by Selectman Martin it was voted to appoint Edwin C. Mead Clerk of the Board of Selectmen. (24 VSA 871)

Upon motion duly made by Selectman Mead and seconded by Selectman Martin it was voted to appoint Shirley D. Godfrey Clerk to the Board of Selectmen. (24 VSA 871)

Upon motion duly made by Selectman Mead and seconded by Selectman Stocking it was voted to appoint the selectmen as Water Commissioners and Larry C. Martin Chairman of that board.

Upon motion duly made and seconded it was voted to appoint the below named persons to the following positions who shall serve until their successors are appointed and qualified: (24 VSA 871 (1-5)*)

Town Hall Person	Larry C. Martin
Town Agent to Transfer Real Estate	Shirley D. Godfrey (24 VSA 1061)
Fence Viewers*	✓Hollis Huntington
	✓Milton L. White
	✓Russell Smith
Inspector of Shingles and Wood*	✓Raymond L. Thurber
✓Weigher of coal*	✓Raymond L. Thurber
Chief of Police	Leon C. Marsh, Jr. (24 VSA 1931)
Special Police	(See below) (24 VSA 1931)
Pound Keeper*	✓Leon C. Marsh, Jr.
Fire Warden	✓Maurice A. Roberts, Sr. (10 VSA 2641 a)
Advisory Water Board	✓Maurice A. Roberts, Sr.
	✓Perley Colby
	✓Dorian E. Gardner
	✓R. DeWitt Mallary
	✓William Pierson
	Paul A. Sargent ✓
Planning Commission Members	✓Jessie Hall, term to expire 3/1983
(24 VSA 4923 (a))	✓William Pierson, term to exp. 3/1983
	(See below)
Rep. to Community Health Services, Inc.	✓James Watt
	(See below)
Rep. to Orange East Sr. Center, Inc.	✓James Watt
Rep. to Orange County Mental Health Services, Inc.	✓Dorothy Dooley
Town Service Agent	✓Margaret Watt
Energy Coordinator	✓Margaret Watt
Representatives to Two Rivers Reg.	✓Dorothy Dooley
	✓Lawrence W. Gatto
Zoning Board of Adjustment	Declined to serve → Paul A. Sargent, term to exp. 3/1984 ✓
	✓Donald Newton, term to exp. 3/1985

(Donald H. Stocking resigned as a member of the Zoning Board of Adjustment, effective immediately.)

Tree Warden*duly
Road Commissioners

✓Margaret Watt
Board of Selectmen (17 VSA 2651b)

✓ Upon motion duly made by Selectman Mead and seconded by Selectman Stocking it was voted to table for the present time the appointment of a Special Police Officer, to request the Planning Commission to submit the name of a person (s) to serve on the Planning Commission to replace Donald Stocking, now an ex-officio member of that Board, and to request of Dr. James Watt the submission of a name of a person (s) to serve on the Community Health Services, Inc. board of representatives.

✓ Upon motion duly made by Selectman Mead and seconded by Selectman Martin it was voted to meet every first and third Monday night of the month at 7:30 P.M., and that the newspaper to be used for legal advertising for the ensuing year shall be the Valley News. (17VSA2641)

The appointment and oath of office of the Chief of Police was received and recorded in the office of the town clerk under date of March 7, 1980.

Discussed were highways, the billing by the Recreation Council to the Orford Fire Department for the summer swim program, the ordering of hydrants for the Fairlee Water Department, the setting up of a committee to investigate street sign requirements, and the question of the availability of Willard B. Martin to do construction work for the Town of Fairlee. Calls were placed by Selectman Martin to William Pierson, Earl Cuthbertson, and Leon C. Marsh, Jr. Selectman Martin will call Martin at a later date.

✓ Notice was made that 14 guard rails were bent or broken off, the cable loosened and bolts dislodged on TH 5 between Bradford and Fairlee by Thomas Taylor on March 3, 1980. The clerk was asked to write to the father of Thomas Taylor, Keith Taylor, requesting that the fence be replaced to State standards on or before May 15, 1980.

It was decided that the Lake Morey Commission is an ongoing committee.

✓ The clerk was requested to arrange a meeting of the selectmen and Jim Bessette, State Highway Engineer, on March 24, 1980, to review Fairlee's highway program.

All LWCF Contract Documents, signed by the Town on behalf of its Voters, the State, and the U.S. Department of the Interior had been executed on August 17, 1979, 7 months before this SB meeting.

Creating an appointed FB is in direct contravention to the LWCF Contract, in which a board of at least 5 members, "elected by the town" is specified. There was no Public Vote, nor was there required approval from the State and Federal Governments to make this change.

This motion was not included in the SB meeting agenda. 8 Days later, on March 18, 1980 the SB accepted \$126,800 in Federal and State funds as reimbursement money to pay the Langes, AFTER having violated the "legal and binding" LWCF Contract.

Discussed was the Fairlee Heritage Conservation and Recreation Project. Upon motion duly made by Selectman Mead and seconded by Selectman Martin the following resolution was adopted:

Pursuant to the provisions of V.S.A. Title 31, Section 202 and 203 there is hereby created a recreational board to be designated the Lange Forest, to consist of five members appointed by the Selectmen such that the term of one member shall expire at the end of each calendar year. The conduct of the Fairlee Heritage Conservation and Recreation Service project is delegated to such board as follows:

A. The FHCRS project shall at all times be conducted in conformity with the provisions of law, both Federal and State, and the conditions set forth or implicit in the terms of the grants therefor, in order to accomplish the development and maintenance of the recreational facilities outlined in the application for the said grants.

B. The project is to be managed by the board in such a way as to require no financial support from the Town's general fund or highway fund. When the proceeds received from the sale of logs and wood products become available from cutting the same in accordance with the Forest Management Report, such proceeds shall be separately held and accounted for by the Town Treasurer and invested in certificates of interest-bearing deposits in banks or in U.S. Government bills or bonds or in agencies whose obligations are guaranteed by the U.S. Government, in order to produce the highest income consistent with safety: and only the income from such funds is to be used by said board in conducting the project, except as the Selectmen may from time to time authorize the use of any of the principal of said funds. Authorization to the amount of \$1500, when the first such proceeds are received is hereby given for the "start up" expenses of

the project during 1980. In subsequent years, authorization for expenditures of principal shall be limited to 10% of the principal then on hand. The board however shall have the power to accept and use for the project suitable gifts and bequests to the Town for the project as restricted by the donor or testator or as unrestricted in the use of principal, which donations or bequests, if unrestricted as to the use of principal, shall be held by the Town Treasurer separate and apart from the funds which are limited as to the use of income only.

C. The board shall at all times conduct the project as a system of public recreation having in mind the goal of expanding and enhancing four types of recreational activities on FHCRS land, namely: hunting, hiking, snowmobiling and ski touring.

D. Subject to the foregoing the board shall have full power to conduct the project, and without limiting the generality of the foregoing, to lay out, construct and maintain trails and other areas for the above types of recreational activities and to make all reasonable rules and regulations for the use and enjoyment of the same by the public. The layout of any trails crossing other lands of the Town shall be submitted, before construction, to the Selectmen for approval.

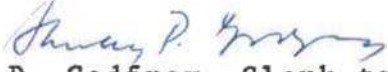
E. The board shall make an annual report to the Selectmen of receipts and expenses and operations for the year just past to be delivered to the Selectmen and Town Auditors in time for publication in the Annual Town Report.

Discussed were possible candidates for membership to this Recreation Board to be appointed by the selectmen. The clerk was requested to check with the Dartmouth Savings Bank and the Bradford National Bank relative to the borrowing of \$126,800.00 for a period of three months for the purchase of the Lange property in anticipation of receiving Federal and State grants of like amount.

Upon motion duly made by Selectman Mead and seconded by Selectman Stocking it was voted to adjourn.

The meeting adjourned at 9:20 P.M.

Attest:


Shirley D. Godfrey, Clerk to the Board of Selectmen