

Wilmington Selectboard Meeting Minutes September 21, 2021

Present: Tom Fitzgerald, John Gannon, Vince Rice, Sarah Fisher (by phone), Tony Tribuno

Others Present: Scott Tucker, Jessica DeFrancesco, Bob Fisher, Jeff Menges, Joanne Yankura, Amelia Nick-DVN, Meg Staloff, Alan Baker, Jeff Menges, Therese Lounsbury, Cliff Duncan-DCTV, John Lazelle, Jessica Lee Smith

Meeting called to order at 6:00 pm

1. Visitors, Public Comments, Possible Changes to the Agenda
 - Lounsbury asked about Walgreens and the issues that had been brought up a while back. They do have a new general manager. Gannon commented that legislation has changed to make it easier to look at franchises and corporations that have practices within local stores that are having issues.
 - Smith asked about Buzzy Towne Park and putting in a bike/skate park for kids.
2. Approve Minutes of September 7, 2021
 - Tribuno moved to approve the minutes of September 7, 2021, Rice second; 4-0, Gannon abstained.
3. Action Item(s):
 - Gannon moved to accept amended Zoning Articles IV, VII and X from the Planning Commission, Rice second; all in favor.
 - Gannon moved to appoint Jeff Menges to the Trails Committee for the remainder of a 4-year term expiring April 2025, Tribuno second; all in favor.
4. Bank Resolution
 - Tribuno moved to approve the resolution for the Government contract for the Volvo excavator between KS StateBank and Town of Wilmington, Rice second; all in favor.
5. Trails RFP
 - Fisher on behalf of the Trails Committee is asking the Board to put out an RFP to update the Hoot, Toot and Whistle Trail to rail trail standards. There is a scoping study from 2007 that could be used as a starting point. The committee is hoping to get a combination of grants and 1% funds for the project. The trail is seeing a large uptick in use. There are sections that are in excellent condition, but other areas have a lot of wash out and roots that are now exposed. Permitting and limitations would be part of the RFP. Smith feels the entrances to the trail should be focused on because they aren't very noticeable.
6. Other Business
7. Selectboard Members Comments
 - Tribuno had a conversation with a resident that would like to see the town get back to mandated masks; Tribuno referred him to Scott. Gannon stated that the town can't mandate masks, but the town could send a resolution to the Governor asking for a mask mandate. Fisher feels like they should try the resolution.

8. Town Manager's Updates

- Somerset will no longer be serviced by Wilmington. Somerset's Supervisor, Harrington, had asked for an agreement for our services. We sent them an official agreement similar in format to that of the one we have with Searsburg. He brought it to his counsel and that was the last we heard of it until the article in DV News where he went to Dover for services.
- We will be going out to bid for our annual audit; the last one was three years ago.
- DCTV has proposed a partnership with the town that will require an investment that would be shared 50/50.
- Vail resorts is requiring vaccines for all employees; and anyone visiting the dining area inside will need to show proof of vaccination.
- Police Chief has a couple of prospects for his full-time position.

9. Executive Session

- Fitzgerald moved to find that premature general public knowledge of the revolving loan application would put the town at a substantial disadvantage, Rice second; all in favor.
- Fitzgerald moved to enter into executive session at 7:24 pm, to include the town manager, John Lazelle, and Gretchen Havreluk, to review a revolving loan application, Tribuno second; all in favor. Lazelle exited at 7:39 pm.

Out of executive session at 7:47 pm

- Gannon moved to move \$19,000 from the 1% Local Option Tax Fund to the Revolving Loan Fund, Rice second; 4-0, Fitzgerald abstained. Gannon moved to approve the revolving loan fund request from Steelstring 9S, LLC in the amount of \$20,000, for a term of 5 years at 3.62% interest with monthly payments of \$364.91, with the first payment November 1st, Rice second; 4-0, Fitzgerald abstained.
- Fitzgerald moved to find that premature general public knowledge of the confidential attorney/client communications would put the town at a substantial disadvantage, Rice second; all in favor.
- Fitzgerald moved to enter into executive session at 7:53 pm, to include the town manager, to discuss attorney client communication pertaining to Superior Court tax appeal case Schlatka v. Town of Wilmington, Neuner v Town of Wilmington, and Lane v Town of Wilmington, Rice second; all in favor. Fisher exited at 8:03 pm.

Out of executive session at 8:10 pm, no action taken.

Meeting adjourned at 8:12 pm.

Respectfully Submitted,
Jessica DeFrancesco, Administrative Assistant

Approved by the Wilmington Selectboard:

Thomas Fitzgerald, Chair

John Gannon, Vice Chair

Vince Rice, Clerk

Sarah Fisher

Tony Tribuno