



Town of Bernardston  
**Board of Selectmen**

MEETING MINUTES: August 17, 2011

Select Board Members Present:  
Robert R. Raymond, Chairman  
Raymond  
Stanley D. Garland  
Virginia M. Budness

Others Present: Finance Committee  
Jane Dutcher, Brian Hervieux, Linda

The Chairman opened the meeting at 6.33pm.

**Minutes**

Regular Meeting, August 10, 2011. Motion by Bob to approve the minutes with an amendment to correct the FRCOG Health Contract notification to 90-days notice, second by Virginia. Motion carried.

Kringle Candle Company. Representatives from Kringle Candle and Mowry & Schmidt contractors Barre Tozloski and Robert Provost were present to ask of the Board to include the South Street Improvements in the Town's planned MassWorks grant application due Sept 1, 2011. The state DOT has issued a permit to Kringle allowing the project to move forward. Kringle will commit to installing the crosswalk as they have a deadline to meet. The cost of the crosswalk installation is approximately \$70,000 which would demonstrate as cash match to the grant application. The South Street Improvements are likely to be in the \$500,000 range including traffic consultation and engineering. Should the project be included in the Town's application, the proposed cost will increase due to prevailing wage laws. A final construction cost determination will be forwarded to the Town. The Town plans to submit to the MassWorks program a grant application for the School Road improvements which is a public safety focus. The South Street grant would support economic development efforts by Kringle Candle and as such would bring an economic development component to the application. Should the application be funded, Kringle would have to abide by the Town's obligation to follow state bidding laws meaning that Mowry & Schmidt may not be the contractor going forward on the South Street project.

Bob motioned to include the South Street project as part of the Town's MassWorks application, second by Stan. Motion carried.

Hillside Pizza - BYOB. Bob asked if Hillside Pizza had requested a BYOB license. They had not. Discussion followed regarding several issues such as ABCC jurisdiction, if any, the Police Chief's list of restrictions if a license is granted, potential liability to the Town as the licensing authority, hours of operation, beer and wine only, age appropriateness of Hillside employees, constitution of a beer or glass of wine (# ounces). The matter was tabled and will be referred to Town Counsel for advice.

Special Town Meeting Warrant, August 18, 2011

The Board discussed the proposed warrant for the scheduled STM on August 18, 2011 at Bernardston Elementary School (BES).

*Minutes, BOS August 17, 2011 (cont.)*

Article 1

No discussion. Article approved as proposed.

Article 2

Bob suggested the Townspeople will look to the Board and Finance Committee for guidance. The estimated project number from the state is \$229,589 is still a number that appears questionable. Linda Raymond said the state’s record on building projects on time and on budget is very poor. Brian Hervieux believes the estimate is extremely high. The other issue is whether an oil fired system can meet the state efficiency rating of 89% to warrant reimbursement at 56.26%. Jane Dutcher said the article as proposed still allows the Town to bid the work out themselves. Stan believes the Town should go it alone and not involve engineers and architects which inflate the cost. Bob asked for a straw vote: Bob..not sure; Stan... opposed, Virginia... opposed, Jane...not sure, Linda ...oppose, Brian...will approve a ceiling on the number.

Article 3

Jane said that 1 boiler at PVRSD is dead. Brian said Article 3 needs to be approved. Stan asked if the building is being heated then what is the problem? Virginia said she is morally opposed to this article as well.

Article 4

Approved as drafted.

Article 5.

Approved as drafted.

Medicare Deductions

The Board is aware of a Medicare deduction error for a Town employee that occurred over several years. The IRS is now involved and is citing penalties and interest. The Town employs a payroll service (Chittendon Bank) and believes the error lies with them. Chittendon has also indicated a fee to correct the records. The Board wants a letter drafted the Chittendon Bank citing they are at fault in this matter and the Town should not be held to penalties, interest and other fees to make the matter right.

Adjourn With no further business to be discussed, Bob made a motion to declare the meeting adjourned at 8.37pm. Virginia seconded. Motion carried.

Attest: Hugh Campbell, Administrative Assistant

\_\_\_\_\_, Chairman \_\_\_\_\_, Member

\_\_\_\_\_, Member  
Robert R. Raymond

Stanley D. Garland

Virginia M. Budness