

**Town of Ferrisburgh  
Vermont Green Line Committee  
ADOPTED Minutes  
Sept. 27, 2016**

The Vermont Green Line Committee (VGL Committee) met at the office of Carroll, Boe & Pell in Middlebury, VT on September 27, 2016 at 5:30 pm.

Committee Members present: John Bull, Vaughn Collins, Craig Heindel, Jim Warden.

Committee Members absent: Keith Wagner.

Other Attendees: Jim Carroll, Esq. (CB&P, town attorney); Dave Marshall, P.E. (town engineer).

See list of VGLD representatives (p. 2) who joined the meeting at 6:30 pm in executive session.

5:30 pm: Craig called the initial open meeting to order.

1. Vaughn Collins moved to adopt the minutes of the July 28, 2016 meeting as presented. Jim Warden seconded.  
Vote: 3 in favor, 0 opposed, John Bull abstained.
2. New Haven update: Jim Carroll reported that New Haven's attorney, Dick Saudek, told him that their HTA is close to being final, and that VGL is saying it plans to file its petition at the PSB on Oct. 21.
3. S-1111 permit process: John Bull noted that he recently signed an S-1111 permit with conditions, for VT Gas to install their natural gas pipeline beneath the unpaved shoulder of Plank Rd. The Selectboard had a hearing regarding this permit application; no opposition was noted at the hearing; and John was authorized by the SB to sign the permit with conditions. VLG Committee members confirmed their recommendation to the SB, which is to hold a public hearing process of some sort regarding the eventual S-1111 permit application from VGL.
4. Taxability of VGL cable under Lake Champlain: We noted that other Vermont towns had collaborated on an evaluation (lawsuit?) of whether the various cables of the same type as VGL's, both current and proposed, could be taxable by the towns adjacent to their routes. We noted that the Ferrisburgh SB had previously declined to participate in this collaboration. The committee took no position on this topic.

6:30 pm:

5. Executive Session Needed: Craig made a motion for the committee to enter into executive session in order to meet with representatives of VGLD, town attorney Jim Carroll, and town engineer Dave Marshall regarding the draft Host Town Agreement (HTA) and S-1111 permit for the reason that premature general public knowledge would clearly place the committee and Selectboard at a substantial disadvantage. Jim W. seconded.  
Vote: 4 in favor, 0 opposed, 0 abstain.
6. Enter Executive Session: Craig Heindel made a motion to enter executive session for the purpose of meeting with representatives of VGLD, town attorney Jim Carroll, and town engineer Dave Marshall regarding the draft Host Town Agreement (HTA) and S-1111 permit. Vaughn seconded.  
Vote: 4 in favor, 0 opposed, 0 abstain.

Executive Session: The committee entered executive session at 6:35 pm.

6:35 pm: The following representatives of VGLD joined the meeting in executive session:  
Joe Rossignoli; National Grid.  
Leslie Cadwell; counsel for VGLD.  
Jed Leighfield; Power Systems Consultants.  
Elyssa Bailey; TRC.  
Colin Duncan; TRC.

7:30 pm: Vaughn made a motion to come out of executive session. Jim Warden seconded.  
Vote: 4 in favor, 0 opposed, 0 abstain.  
No further actions were taken regarding the topics discussed in Executive Session.

The VGLD representatives left.

7. Attorney for Town in PSB process: Committee agreed with Jim Carroll's recommendation that he speak with Attorney Ben Marks, to determine if he would be able and willing to represent the town in the PSB proceedings.
8. Escrow Account Extension: We noted that Joe Rossignoli agreed informally during executive session that the escrow account should be extended for one year to Dec. 31, 2017, and that an additional reasonable amount of funds should be added on or before 12/31/2016 to cover the town's 2017 expenses related to the VGLD project. Jim Carroll will check the wording in the existing escrow agreement, and provide an estimate of an appropriate amount to be added to the account for 2017 expenses. He will report back to the Committee at a future meeting.

Next Committee Meeting: None set. Ball is now in VGL's court to provide draft documents to the Ferrisburgh VGL Committee, as VGL's representatives agreed in executive session.

7:45 pm: Vaughn made motion to adjourn the meeting, Craig seconded.  
Vote: 4 in favor, 0 opposed, 0 abstain.