

**Leyden Selectboard
Leyden Town Hall
Minutes
June 1, 2017**

Selectboard Members Present: Jeff Neipp, Bill Glabach, Lance Fritz.

Others Present: Tracey Baronas, Jan Ameen.

Call to order 9:00am.

Minutes

MOTION: Bill moved to accept the minutes of May 11 as written. Unanimous.

Withdrawal From Franklin County Solid Waste District

Jan Ameen discussed the steps required to withdraw from FCSWMD. The Town needs to submit notice of intent to withdraw from the District after July 10. Jan questioned when Leyden joined the District and if Leyden was an original member. There will have to be a second town meeting vote to withdraw from the District. This could take place at a Special Town Meeting between September 27 and November 11, 2017, or at the Annual Town Meeting in 2018. (Withdrawal Process attached to these minutes)

MOTION: Jeff moved to prepare amendment to withdraw from the District for the Annual Town Meeting for 2018. Unanimous.

We will need a certified copy of the vote that Leyden agrees to pay all expenses to withdraw. Jan also said that Leyden is eligible for the \$500 DEP Grant for FY18.

Town Audit

Tracey suggested to the Board that we do a cash and tax audit for the Town. Cost will be \$6,000, and be conducted by Scanlon and Associates.

MOTION: Jeff moved to go forward with a cash and tax audit. Unanimous.

MOTION: Lance moved that Tracey be the audit coordinator. Unanimous.

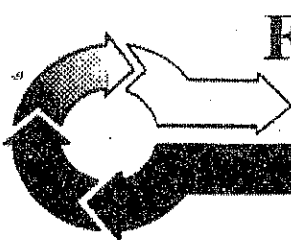
Tracey will send out notices to departments informing them of the audit so they can make sure their records are up to date.

ADJOURNMENT

MOTION: Jeff moved to adjourn. Meeting adjourned at 10:15am.

Respectfully Submitted,

Jeff Neipp



Leyden Withdrawal Process June 1, 2017

The following information is taken from the District Agreement Section IX (attached).

1. Any member municipality may seek to withdraw from the District by adopting a majority vote to that effect at a meeting of its Legislative Body. **(Completed at Leyden Town Meeting on May 13, 2017.)**

2. After such a vote the Executive Body of said municipality shall notify the District Board of Representatives and request that the District Board of Representatives prepare an amendment providing for its withdrawal. The request shall be accompanied by a certified copy of the vote of the Legislative Body and shall include an agreement by said municipality to pay all of the District's expenses in preparing the requested amendment, whether or not it is finally adopted.

To be sent after July 10th to assure 90 days action on FCSWMD's September 27th Board Meeting. The District's legal counsel charges \$150 per hour. It's safe to assume 3-4 hours for drafting the amendment, edits, and approval by the District and Town.

3. Municipalities may request to withdraw from the District at any time. However, notification of withdrawal effective in the next fiscal year must be received by the District no later than the second week of January of the current fiscal year. Requests for withdrawal received after this date shall result in the District requiring full payment of the withdrawing municipality's assessment for the next fiscal year.

The District and Town agree the withdrawal will be effective at midnight on June 30, 2018.

4. (W)ithin ninety days from the receipt of the notice and request, the District Board of Representatives shall prepare an amendment providing for the withdrawal of the requesting municipality setting forth such terms as the District Board of Representatives shall deem advisable. In all cases the terms of withdrawal shall provide that the withdrawing municipality shall continue to be obligated to pay its allocable share of debt service on all short and long-term indebtedness, lease payments and payments under long-term contracts or service agreements. In addition, the amendment may provide for payments by the withdrawing municipality of planning and development costs related to programs which that municipality had accepted if such costs have been incurred but not financed at the time of withdrawal, and may provide for payment of all or a portion of the municipality's budget allocation for the fiscal year in which the withdrawal is effective, and finally may provide for payment of any amounts owing to any retirement system in which the District participates. The amendment may also make provision for the disposition of any assets of the District located in the withdrawing municipality and of any assets of the municipality used by the District.

There have not been any debts or assets identified for exchange to-date.

5. The District Board of Representatives shall transmit the withdrawal amendment to the Executive Body of the municipality in question. If the amendment is approved by a majority vote of the Legislative Body of such municipality at a meeting duly called and held within forty-five days of such transmittal (unless a longer period is stated in the amendment itself), the withdrawal shall be effective upon the effective date of such vote and at that time the term of office of each representative from the municipality to the District Board of Representatives shall terminate and the municipality shall cease to be a member of the District. The municipal clerk shall provide the District Board of Representatives with notification stating the effective date of withdrawal and enclosing a certified copy of the vote.

Forty-five days from the District's September 27th Board meeting is November 11. The District would agree to the amendment allowing a vote at the annual May town meeting. This section is confusing in that the Town's withdrawal would not be effective on the date of the vote but rather at the end of the FY18 fiscal year.