

MINUTES FOR JULY 22, 2008
WARREN SELECTBOARD
WARREN TOWN HALL
7:00 PM

MEMBERS PRESENT: Burt Bauchner, Barry Simpson, Kirstin Reilly, Erin Russell-Story, Andy Cunningham.

OTHERS PRESENT: Zach Casey (GMP), Kara, (Valley Reporter), Bill Peatman, Deborah Wetmore, Carl Lobel, Susan Klein, Rudy Elliott, Sheila Getzinger, Margo Wade, Judy MacIsacc, Stephen Mackenzie, Stephen Peterson, Elizabeth Peterson, Jeane Warren, Penny Besmond, Betty Maguire, Sean Lawson, John Dale, Trish Dale, Chris Vannozzi, Ellen Travarthen, Cindi Jones.

7:00 PM – Meeting Called to order by Mr. Bauchner.

7:10 PM – Old Road Access Permits – Sheila Getzinger – Ms. Getzinger started the conversation off stating she had made the revised revisions to the curb cut policy to address the concerns of the selectboard. If a property has a significant change then the existing curb cut would be revisited. How do you know what exists now: 1. the owner needs to prove what was there. What does the town have to prove existing cuts: Ariel photographs, lister mapping (very good), building permits, applications show locations of curb cuts drawn by owners, subdivision maps, and unrecorded plans in DRB files. The adoption of this policy is for any curb cut serving any property, which said property was developed with one or more structures on or before January 1, 1989 shall be deemed to be permitted as it exists as of the date of adoption of this policy with respect to all such structures and their associated used which existed on or before said date. (A complete version is attached).

Motion by Mr. Simpson to approve the adoption of the approval of pre-existing curb cuts on town roads that Ms. Getzinger, Mr. King and Ms. Olnick prepared. Second by Mr. Cunningham. All in Favor: VOTE: 5-0.

7:35 PM – Green Mountain Power – Brook Road Pole Installation – Zach Casey – Mr. Casey came before the board representing GMP and the rate users concerning the temporary poles that were placed on Brook Road. GMP was given temporary authorization to install poles on Brook Road to bring the five customers back on line to the power grid. GMP installed 7 poles and this fix was the most cost effective way. The line was installed in the 1960's incorrectly stretching 1738' down the Brook Road from Behn Road to Ms. Sandra Brodeur's Property. Mr. Casey stated that the life of the line is gone and that they found several places that were inoperable. One section is under the Brook Road where it crosses the road. A document of March 3rd, 1970 Town Meeting Minutes state: Vote that the "Brook Road" from the dump road to Rocchio Road be declared as a scenic highway and that utility poles shall not be allowed along the right of way of the except by permit from the Planning Commission. It was so vote. Mr. Casey will come back to the board with a proposal to install a new underground line with 3 junction boxes. The proposal will show where the open cut of the section of the Brook

Road will be, installation of the line 4' in depth (the section of where it crosses the Brook Road). He would research at looking at boring costs as well for the most cost effectiveness.

7:50 PM – Dog Issues – Stony Hill – John and Trish Dale – Mr. Dale started off the discussion with his complaints of other dogs attacking Ms. Dale and her dogs as she was walking on the private road. There was some discussion of clarifying “on a leash” that electronic collars were considered to be “on a leash”. Mr. Dale stated that one dog was extremely vicious. Other residents of development expressed that the so called dog “Socks” was not vicious. Other residents also indicated that the Dale’s dogs travel on other resident’s properties driveways and Ms. Dale is unable to control them via an electronic collar. Many stated that some do have fences and have them on a leash if they are walking the road. Many stated that their dogs will run to the end of the driveways when the Dales’ dogs come onto the property. Many indicated that the neighborhood was a peaceful, coherent, friendly, and dog friendly, before the Dales moved in. Mr. Bauchner indicated that the Selectboard only had the power to pickup and impound a dog on a complaint of running loose and it needs to be demonstrated that the dog was vicious. If demonstrated vicious, then the Selectboard can put the dog down. Mr. Dale indicated that the town has an ordinance but the development residents ignore it. Mr. Dale did not want to see this happen as it was not the dog’s fault and that the owners go through dog training. Again, Mr. Bauchner indicated that the dog warden is called to pickup the dog and take it to impound and the owner pays the fines. There is a question of owner ship on the private road. As each driveway/resident owns to the center line of the road would be part of the resident’s property. Ms. Jones stated that a dog on a “physical leash” can be controlled. Electronic collars are questionable. Mr. Bauchner indicated that the association should try to handle the problem. Mr. Bauchner expressed that all owners keep their dogs on a leash including the Dales’ Dogs and clearly controlled verbally control on and off the leash. All parties without exception to keep your dogs on leashes and when they are on their own property and keep them controlled by visible fences or pens so they are not running loose. Ms. Reilly expressed that a physical leach might be a better option for the Dales to control their dogs as it was stated that your dogs are exploring other properties. Mr. Dale agreed that it was a reasonable request that they use physical leashes on their dogs. Discussion was ended.

8:30 PM – 4th of July Report – Susan Klein – Ms. Klein came to report on the 4th of July activities. She presented income and expenses for the 4th of July. She did not know what sheriff’s expense was and did not include it in the expenses as she did not know if the town was using some of its contracted hours. The total net expenditure was less than \$2,000 for the 4th of July. Thoughts and feedback: a new MC, charge more for the buddy badges. Fee was a \$1.00. Ms. Klein indicated that the town road crew did not put the signs with the gates stating a \$1.00 entrance fee when they put dropped the gates at locations of entry as asked. So the take at the gate was less than anticipated. Mr. Elliott expressed that he did not think that the parade should be based on having politicians in the parade. Mr. Lobel expressed that there was no music in the parade as well. Ms. Klein stated that the fees go to the activities at Brook Fields, port-a-lets, garage pickup etc. Ms.

Klein indicated that two people have stepped forward to help with the parade next year. They are: Bruce Skylar and Russ Bennett. Otherwise it was a successful 4th of July.

Other Business:

8:50 PM – Ancient Roads – Kirstin Reilly handed out a report by Paul Gillies on the four roads that the committee asked Mr. Gillies to research for the ancient roads. She indicated that the committee has not met on this to give the Selectboard a recommendation. The Committee wanted to have the Selectboard review this before they come to the next meeting.

9:00 PM – Town Hall Library Funding Discussion – Carl Lobel, Deborah Wetmore – The library committee asked about the information regarding the library funding issue of the \$200,000. Some interpretations were that 40-50% be funded out of the Capital Accounts and the rest by grants. It does not state a separate line item for establishing the \$200,000. The library is asking for the \$45,000 for the structure upgrades to be paid out of the Library Building Fund as they did not include it in their fund raising. It was asked if the board was going to use the full \$65,000 to help fund the \$200,000. The library was going to fund raise for all the library renovations and was not going to use the Library Building Reserve Fund. Again the issue regarding adding money to the tax rate was questioned. Mr. Bauchner took the video CD's and asked the other board members to listen to the CD's.

Motion by Mr. Bauchner to approve the \$45,000 transfer to the Library Section for Structural upgrades subject to be in the authorization of what is stated on the DVD's, second by Mr. Cunningham. All in Favor: VOTE: 4-1. For: Mr. Bauchner, Mr. Cunningham, Ms. Reilly, and Ms. Erin Russell-Story. Against: Mr. Simpson.

9:35 PM – Road Use Permit – Steve Butcher – Motion by Mr. Simpson to approve the Road Use Permit, second by Ms. Reilly. All in Favor: VOTE: 5-0.

9:40 PM – Approval of Minutes for July 8th, 2008 – Motion by Mr. Simpson to approve the Minutes of July 8, 2008, second by Mr. Cunningham. All in Favor: VOTE: 5-0.

9:41 Sign Off Letter for the Freeman Brook Bridge Construction – Motion by Mr. Simpson to sign the completion letter for the Freeman Brook Bridge Project, second by Mr. Cunningham. All in Favor: VOTE: 5-0.

9:45 PM – Motion by Mr. Cunningham to authorize Mr. Simpson to sign the completion letter for the Town of Warren regarding the Freeman Brook Bridge Project, second by Mr. Bauchner. All in Favor: VOTE: 5-0.

9:46 PM – Electrical Quote from Collins Electric to repair the Brooks Field Ball Field Lights - Job: Adjust Rec Field Lighting/replace light, bracket, base and support brace. Two days, two men, rental of platform for a total cost of \$3,930.00.

Motion by Ms. Russell-Story to approve the expenditure of \$3,930.00 for repair of the Brooks Field Ball Field Lights, to be paid out of Capital Town Improvements, second by Mr. Simpson. All in Favor: VOTE: 5-0.

9:50 PM – Kingsbury’s Bridge Sign off on Preliminary Plans – Motion by Mr. Cunningham to sign the letter approving the preliminary Plans of the Kingsbury Bridge Project, second by Mr. Simpson. All in Favor: VOTE: 5-0

9:55 PM – Festival Permit – Warren Festival of The Arts – Motion by Mr. Cunningham to allow the permit for August 1st, 1:00-6:00 PM and waive the bond, second by Ms. Russell-Story. All in Favor: VOTE: 5-0.

10:01 PM – Festival Permit for The Green Mountain Stage Race – Gary Kessler – Motion by Mr. Cunningham to approve the permit for the stage race time trials, second by Ms. Russell-Story. All in Favor: VOTE: 5-0.

10:05 PM – Antonnoci – Dog

10:10 PM – Requested Space for Sheriffs Processing/Constables Meeting Place – Mr. Bauchner explained he had a discussion with Charlie Hosford, member of Waitsfield’s Selectboard, that Warren would provide the space free and that the other Valley Towns would have to pay the other expenses. Mr. Hosford asked if Mr. Bauchner would be willing to come to the Waitsfield Selectboard meeting. Mr. Bauchner was given approval to Represent Warren in discussing this issue.

10:15 PM – Approval of Minutes for April 15, 2008 – Motion by Mr. Cunningham to approve the Minutes of April 15, 2008, second by Ms. Erin Russell-Story. All in Favor: VOTE: 5-0.

10:15 PM – Motion by Mr. Bauchner to go into Executive Session to discuss Personnel/Real Estate inviting Ms. Jones, Ms. Wade, and Mr. Peatman. Second by Mr. Cunningham. All in Favor: VOTE: 5-0.

10:40 PM – Conservation check In – The Trail Project has started up on the Eaton Parcel by Brooks Field.

11:30 PM – Motion by Ms. Reilly to come out of Executive Session, second by Ms. Russell-Story. All in Favor: VOTE: 5-0.

11:31 PM – Water System Update Warren School Barry Simpson – Mr. Simpson reported that the water system has been completed at the Warren School and that the Town part is completed that goes under the fire lane to a stub at the school.

11:35 PM – Playground Project: The Town portion of the playground Project is now complete with all its new structures and that Mr. Robinson on the Town Road Crew had spent a full day working on the playground digging holes etc.

11:40 PM – Skateboard Park – Mr. Simpson reported that the skateboard park has been taped off and that the place is still in an unacceptable state of appearance. They still have not finished the concrete structures and the quarter pipe is still sticking out in the basketball court that the Selectboard had requested it to be move. Mr. Bauchner indicated that maybe the Skateboard Group Leader, Pierre Hall, should come to the Selectboard with a check in. Ms. Jones will call Pierre and schedule a time on the next agenda.

11:50 PM – Wheeler Brook Project – Mr. Simpson reported that the contractor S.D. Ireland were doing test pits on Tuesday for the depth and position of snow making line. They found it about 6' deep and are going to try to jack and bore under the road going down 4.5 feet instead of open cutting the road. The week of July 28, the contractor will be laying the pipe.

11:55 PM – Road Cut – Gardner off Lincoln Gap – Mr. Simpson reported that E.A. Grandfield had put in an apron with a slope that was much to steep. E. A. Grandfield agreed to come back and bring up the apron to the proper grade.

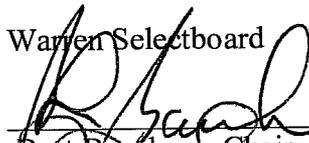
11:57 PM – Mr. Simpson also reported that he had been up in the town pit to look at the screening operation. He commended the crew on the rebuild of the screen and the way the operation was set up in the pit to work more efficiently.

11:58 PM – Mr. Simpson also reported that Sugarbush was using the same old defective pipe that was used during the original installation.

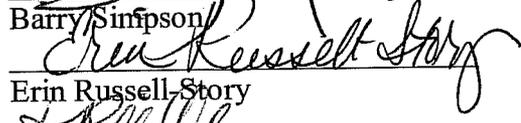
12:00 PM – Motion by adjourn by Mr. Cunningham, second by Ms. Russell-Story. All in Favor: VOTE: 5-0.

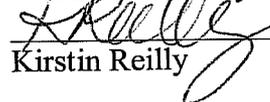
Minutes Respectfully Submitted by,
Cindi Hartshorn-Jones
Warren Town Administrator

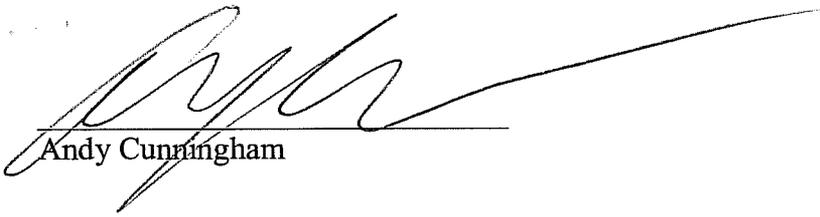
Warren Selectboard


Burt Bauchner, Chair


Barry Simpson


Erin Russell-Story


Kirstin Reilly

A handwritten signature in black ink, appearing to read 'Andy Cunningham', is written over a horizontal line. The signature is stylized and extends to the right of the line.

Andy Cunningham