

**MINUTES FOR NOVEMBER 11, 2008**  
**WARREN SELECTBOARD**  
**WARREN MUNICIPAL BUILDING**  
**7:00 PM**

**MEMBERS PRESENT:** Burt Bauchner, Chair, Andy Cunningham, Erin Russell-Story.

**MEMBERS ABSENT:** Kirstin Reilly

**OTHERS PRESENT:** Peter Oliver, Craig Klofach, John Goss, Sam Krotinger, Bobby (TV44), Dale Trombley, Matt Sargent, Robin Bennett, Caitrin Noel, Margo Wade, Barry Simpson, Cindi Hartshorn-Jones, Roarke Sharlow, Eric Reisner.

**7:05 PM** – Meeting called to order by Mr. Bauchner.

**7:05 PM – ROAD CREW CHECK IN – RAEMON WESTON** – Mr. Weston was absent and asked Mr. Simpson to check in with the Selectboard. Mr. Simpson reported that the Weather Reporting Service is on online for the road crew. It sends updated weather forecasts every three hours to the Mr. Weston and the road crew's email.

Road Turn Out Progress From Road Discontinuance – Shepard Hill Road Turn Out has been completed as agreed to by the town and landowners. Sugar Loaf Hill – The Crandall's have completed cutting and removing the 3 trees as discussed. The Town now can go in an add gravel to complete the turn around. Also the Crandall's requested that the town put the big rock in front of the water cistern head to protect it. Also, Mr. Weston informed Ms. Jones that a turn around had been completed on the Hanks Road.

**7:15 PM – DEPT OF PUBLIC WORKS CHECK IN – BARRY SIMPSON** – Town Hall – Mr. Simpson reported that the Town Hall is moving forward. The road crew has re-assembled Mr. Lobel's flower beds and provided 5 yards of fill that would support plant life and replaced the loom planting material. They also tied together the flower bed beams. Mr. Lobel's gardener has replaced all the plants. The contractor's crew is currently working on the vestibule for an elevator.

**Road Cut Access Permit** – Kathryn Overman – Off Behn Road – Mr. Simpson reviewed the site plan with Mark Bannon concerning the driveway access. Mr. Cunningham has concerns about the site distance that there is a very large spruce that blocks the view coming up the road as the road kind of dog legs. After much discussion there was not any other good alternative to the road access.

Motion by Mr. Cunningham to approve the Road Access Permit pending application fee, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

**Ruby Blair House** – Discussions of the DRB findings were that the building was approved for office use but not for a Constable Association Office as the building is in the Residential Zone. Discussions on renting out the other two units for housing took

place as well. The two units that could be rented out are: the apartment located next to the parking lot (3B) and the small apartment (2B) on the back end towards the Town Hall. Discussions about price were deferred until Ms. Jones could call around and find out what units was going for. Also, Mr. Simpson indicated that two carbon monoxide detectors would have to be hard wired in both units. The board also discussed that once the units were rented, that Mr. Simpson would be responsible for any problems with rent etc. The board felt it be a good idea to rent them as it would bring in some revenue to the town and the house would be occupied for the winter. The upstairs units are non-rentable.

Motion by Ms. Russell-Story to authorize the rental of the 2 units, second by Mr. Cunningham. All in Favor: VOTE: 3-0.

**Wheeler Brook Project:** Mr. Simpson went on a site visit of the project last Friday, November 7, 2008. The project is proceeding but the site is very difficult to work in with all the contractors and land excavators. Mr. Simpson had a concern about a public transportation stop. There currently is no provision for a place for people to stand to catch a bus. Mr. Simpson had a conversation with Amy Dohner from Vermont Housing and they thought it would be a nice idea to create a turn out if there was any money in the project left. Also discussed was that pavement would not be completed this year on the Access Road until spring. The fire department had also requested that when the second layer of pavement is completed that the pavement be extended down around the curb stop so that the plows would not hit it accidentally.

Mr. Simpson also indicated that The Town donated to the Warren School a load of crushed rock for their playground project.

**7:30 PM – PLANNING COMMISSION CHECK IN** – Craig Klofach, John Goss – Mr. Bauchner commended the Planning Commission for their presentation for the public forum. Mr. Koflach indicated that the Planning Commission had received good feedback and that about 50 people had attended the public forum. Discussions in individual groups talked about the different zones and on the expansion of the commercial district and maintaining the current housing in the village. Presently all lots are zoned as 1 acre lots and discussions took place about reducing lot sizes to ½ acre to ¼ acre to increase housing in the residential area.

Also the Planning Commission is working with Smart Growth on how they can enhance and bring in more affordable housing. The Planning Commission is working towards a goal of bring the zoning up to state mandates and update the zoning in the Town Plan by Town Meeting Day.

The Planning Commission also presented their findings on expanding the sewer district by adding 7 more parcels into the service area. The parcels identified and added to the district are: parcel id: 022000-600 owned by Walter Henson Trustee, id #022000-900 owned by Kathleen Dempsey, id # 022001-000 owned by Joyce Hamel, id #022000-900 owned by Philip King, id # 022000-700 owned by William & Caitrin Noel, id #022000-

501 owned by Melissa Clark and id #022000-400 owned by Steve Butcher. Minutes of Planning Commission were presented from Monday, October 27, 2008. Mr. Simpson discussed that two other parcels should be added to the service area. The Whitworth Property and the Coates Gravel Pit Property. After much discussion, a vote was taken:

Motion by Mr. Bauchner to add The Coates Property (Gravel Pit Property) into the Service Area and to accept the Planning Commissions recommendations as presented, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

**7:45 PM – FIRE ARMS DISCHARGING INCIDENT – SAM KROTINGER & NEIGHBORS**

– Mr. Krotinger, representative, started the discussion with saying that they did not feel safe walking on their road because of shooting incidents at the Red School House, owned by the Trombley family. There was a shooting incident that transpired on the 2<sup>nd</sup> week of deer hunt (bow & arrow) of excessive shooting into the nighttime hours. Mr. Krotinger explained that some of the patrons at the school house are friendly and some have been belligerent when asked if they could respect the neighbors. The neighbors are concerned about people shooting that are drunk and shooting across the road. Mr. Trombley explained that his family have had hunting shooting safety courses and well know hunters such as the Benoit family, and the Jacques Family that have promoted safety of guns and shooting practices. Mr. Trombley is one of 6 that own the property. Mr. Trombley also offered to write a letter to his siblings and nephews about what has transpired and will let everyone know of the neighbors concerns. He will also be the contact for any incidents at the school house property. Mr. Trombley also expressed his concerns that the neighbor Mr. Prinz was shooting skeet and other rifles at his place next door during that same time. Mr. Sargent was given the task of speaking to Mr. Prinz about the situation as well. Mr. Trombley also explained that they were given permission to shoot up in the old gravel pit off Camp Road and most of them go up and shoot there. He also explained that the trailer neighbor has been running his 4-wheeler all over federal land and behind their property and is at fault in some cases of incidents that have been going on at the School House.

After much discussion, Mr. Cunningham suggested that Mr. Trombley police his own family and be the contact person that the neighbors could get hold of for any actions at the school house.

**8:15 PM – OTHER BUSINESS:**

**BCA Appeals** – Mr. Bauchner updated the board that the BCA has been working on 62 appeals from the lister grievances. The BCA has been meeting 2-3 times a week during the day and on some Saturdays to hear the Appeals. The BCA Appeals require a hearing, property inspection and a final decision. The BCA is currently about ½ way through the appeals.

**8:16 PM – Local Election Results** – The Selectboard congratulates Mr. Greshen for his win and wishes him well as representative for Warren, Waitsfield and Fayston.

**8:18 PM – Approval of Minutes from October 28, 2008** – Motion by Mr. Cunningham to approve the Minutes of October 28, 2008, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

**8:25 PM – Weigh Limits on Vermont's Interstates:** Mr. Bauchner explained he had a discussion with VLCT, Trevor Lashua, regarding the resolution on increasing the weight limit to 80,000 on Vermont's Interstates. The board discussed it briefly and decided to add Warren to the Resolution.

**8:32 PM – CONSERVATION COMMISSION CHECK IN** – Margo Wade, Caitrin Noel, Robin Bennett – Ms. Wade presented to the Selectboard The Eaton Forest Management Plan. The plan has been approved and signed off by the Conservation Commission. It is a very detailed and comprehensive plan presented by The R.J. Turner Company compiling all the data by various organizations. It also has attached a schedule of the Eaton Parcel Management Activities. Ms. Wade indicated that some of the Activities have not been assigned. Mr. Bauchner inquired who is responsible for the administration of the plan. Ms. Wade indicated that it was the Selectboard. Ms. Wade indicated that the Conservation Commission would review the plan every 5 years. Ms. Wade explained that this management plan has been 3 years in the making. After much discussion the Selectboard members will review it individually and then consider the adoption of the plan at its scheduled meeting on December 16, 2008. The next Planned Management Plans would be Riverside Park and the Austin (Coates) parcels.

**8:45 PM – Grant Agreement Acceptance for the VCDP Access Modifications for The Town Hall –**

Motion by Mr. Cunningham to accept the grant agreement, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

**Selectboard Joint Summit With The Towns of Waitsfield & Fayston** – Thursday, November 13, 2008 – Mr. Bauchner reminded the board about the upcoming meeting. Mr. Bauchner, Mr. Cunningham and Ms. Russell-Story are all planning to attend.

**8:45 PM** – Motion by Mr. Bauchner to go into executive session to discuss Civil Action and Real Estate and invite Ms. Jones, Mr. Goss, Mr. Simpson, and Ms. Goss, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

**9:45 PM** – Motion by Mr. Bauchner to come out of Executive Session, second by Ms. Russell-Story. All in Favor: VOTE: 3-0.

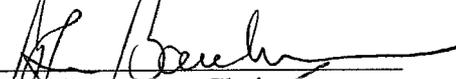
**9:46 PM** – Motion to Appoint Mr. Cunningham and Ms. Jones to attend the tax sale of the Mr. Ian Duncan Douglas Property on November 21, at 10:00AM, Fire Station, and place a bid of \$25,000 if there are no other bids on behalf of the town, second by Mr. Bauchner. VOTE: 3-0.

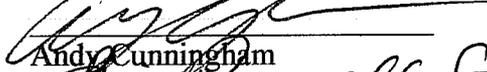
Next Selectboard Meetings Scheduled: December Tuesday, 9, Tuesday, December 16,  
January 13, January 20, and January 27.

10:47 PM – Motion by Mr. Cunningham to Adjourn, second by Ms. Russell-Story. All in  
Favor: VOTE: 3-0.

Minutes Respectfully Submitted by,  
Cindi Hartshorn-Jones  
Town Administrator

Warren Selectboard

  
Burt Bauchner, Chair

  
Andy Cunningham

  
Erin Russell-Story

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Kirstin Reilly