

MINUTES FROM APRIL 28, 2009
WARREN SELECTBOARD
WARREN MUNICIPAL BUILDING
7:00 PM

MEMBERS PRESENT: Burt Bauchner, Chair, Andy Cunningham, Kirstin Reilly, Matt Groom.

MEMBERS ABESENT: Erin Russell-Story.

OTHERS PRESENT: Margo Wade, Robin Bennett, Peter Peff, Dino (Muther Stuffers), Raemon Weston, Bill Peatman, Sandra Brodeur, Kara (VR), John Barkhausen, Cindi Jones (7:45), Jon Williams (TV44), Eric Allen, Margaret Johnson.

7:00 PM -Mr. Bauchner called the Meeting to order at 7:05 PM.

7:01 PM -PUBLIC HEARING ON SPEED LIMIT CHANGE – GOLF COURSE ROAD 30 MPH TO 25 MPH – Mr. Bauchner started the discussion with that the town is changing over the speed limit signs to the new state standards and Mr. Weston and Mr. Simpson suggested that it would be a good time to request a speed limit change. Mr. Cunningham also stated that there are no other 30 mph roads in town and that financially it made more sense to do this. Ms. Reilly thought it was a good idea for the safety of the public. Ms. Johnson who lives on the road with her husband and daughter, were very much in support of the change from 30 MPH-25 MPH. Mr. Allen who is a disable person walks the road along with his daughter and wife, also expressed that it would help to slow down the traffic as in some weather conditions where you end up walking out in the road.

Motion by Mr. Cunningham to change the speed limit from 30MPH to 25MPH effective when the new signs come in and amending the town traffic ordinance with this change, second by Ms. Reilly. VOTE: 4-0.

7:15 PM – ROAD CREW CHECK IN – Mr. Weston explained that Ms. Jones had given the Selectboard the paving contract to sign off on. S.T. Paving was the lowest bidder due to other pavement projects. They were high in cold planning than other companies but the price per ton for asphalt was lower. Mr. Bauchner read the contract requirements.

S.T. Paving Contract –\$3.45/sy cold planning and \$71.90/ton for asphalt paving includes all the stipulations as specified by the town per contract. S.T. Paving has signed off on the contract already. The grinding of Main Street will begin on Monday, May 4, weather dependant. A public notice has already been placed in the Valley Reporter notifying the travelling public about this construction and the bridge construction. S.T. Paving will hold the price at \$71.90/ton and will invoice after July 1 and complete the job by 8/1/2009. There will be some shimming on the Access Road by The Bridges Resort to make easier to plow during the winter.

Motion by Mr. Bauchner to approve the contract with S.T. Paving, second by Mr. Cunningham. All in Favor: VOTE; 4-0.

Sand Hauling – After opening the bids at the last Selectboard meeting on April 14, 2009, Salvis Incorporated came in considerable lower than other haulers and would save the town \$11,000. Mr. Simpson stopped by the company located in Stowe and spoke to them. He indicated that they had 3 tri-axle trucks and heard comments that they seemed reliable and that they could have it done by July 1.

Motion by Mr. Cunningham to accept the bid of Salvis for hauling 5,500 yards of sand from Varins Pit in Bolton to Warren, second by Ms. Reilly. All in Favor: VOTE: 4-0.

Mr. Weston updated the board that the crew has been changing/fixing culverts, getting projects ready for paving, and had other numerous projects going on. Mr. Bauchner and Mr. Simpson had a prior conversation about running a tight operation with 4 people and would it be possible to have a backlog of work available that only requires a smaller crew, so that someone is out, it can be switched over. Mr. Weston explained that the crew will be starting 4-10 hour days starting on May 1st that would help with this scheduling. Mr. Weston explained that there would always be someone around on Friday if needed.

Mr. Simpson explained to the board that Blow and Cote has started construction deck repair on the Main Street bridge deck. The project would probably take about 3-4 weeks to complete. They have started jack hammering out the places that are showing signs of decay and are hollow. They then will take a hammer that has a much finer blade to smooth out and chisel down to the steel if necessary. Blow & Cote will then be resurfacing that side of the deck and switched to the other side. After completion of the deck repair, they will put down a membrane and pave over it. When the time comes for paving, the road will be closed. Mr. Weston is working with the contractors to coordinate the timing of both projects.

7:45 PM – DEPARTMENT OF PUBLIC WORKS CHECK IN – BARRY SIMPSON –

Windows Update: The town is applying for a grant with the help of Ms. Russell-Story, Mr. John Norton, Ms. Jones, and Barry to submit by the end of the month. Mr. Simpson has received many quotes on the windows. The windows plan goes along with the conceptual plan for renovating the municipal building. The windows by the town clerk would be replaced by solid wall when vault is extended. The window plan also depends on how rapidly the board proceeds with the expansion of municipal building. It would also eliminate the three windows up stairs by the plotter as this would be storage for listers office.

All the estimates were with the Harvey window manufacturer present 3 versions of windows except one estimate was for Marvin windows. The Marvin windows are very high end and high quality which was what Brownell Window and Door was quoting. Brownell Door and Window has put Marvin fiber glass windows around the basement on

the town hall. They were able to get under the under the historic preservation restrictions. The basement was added on to the Town Hall. The Harvey windows are vinyl. Mr. Cunningham inquired if the quotes were and installed price. Mr. Groom inquired on why the town has not had local builders or suppliers bid on the windows. Mr. Groom stated that it might be possible to have local contractors bid on the windows and installs them at a good price. Mr. Simpson indicated that it would be good have a single entity installer/provider that would be guarantee the window as all windows are different sizes. The estimates are for custom fitting to opening, removing the existing sash and filling the voids with insulation. The committee needed a grant number and that Mr. Norton was converting the sq foot of windows with the R-Factor. Mr. Bauchner asked what Mr. Simpson's position was on vinyl vs. wood, wood clad windows. There were some differences in cost and maintenance. Mr. Bauchner and Mr. Groom would like to extend bids out to local contractors. Historic preservation requirements are usually wood or aluminum clad wood interior. The grids are visible from the inside and outside. Wood windows require internal maintenance. If fiber glass windows come in close to the estimates it is worth considering. In talking a few of the suppliers, vinyl windows are some what less stable, they warp in frames, and they degrade with UV light over time. There is grant match of 10%. The board will defer this until next meeting.

Town Hall – Floors Only have finished the floor in the Town Hall. Green Mountain Power and the electrician will meet this week to connect the power service. Ms. Jones provided Ms. Strauss's last report on the status of the town hall. The library plans on moving furniture in on Friday. Currently the pressure is on the painters to get the interior and exterior painting done. The town RC will do all the exterior finish grade work. The bathroom fixtures were installed today.

Summary of RFP Garage Proposals – The town received three proposals from FA&A, Dubois & King and Bannon/Groom. Mr. Simpson itemized each proposal of bullet points. The basic difference is taking the town through to the present, to the DRB and ACT 250. Dubois & King proposal goes on to take the project through the ACT 250 hearings and few other things. FA&A takes the project through the permitting construction drawings to bid contracts. The Selectboard needs to make a decision on how far they want to take the project. Mr. Bauchner indicated that he felt that the project needed to be taken through the DRB and through ACT 250 so that the board could have something to present to the voters at a special meeting or at town meeting.

Mr. Cunningham stated that Bannon Engineering needs some clarification of services to see if the amount included taking the project through ACT 250 hearings. The FA& A proposal takes the project from A to B with no internal breakdown. Mr. Cunningham felt that there were some questions that needed to be clarified from the engineers. Mr. Bauchner would like to hear from each engineer. The board deferred this item and requested that Ms. Jones to set up 20 minute at the next meeting for each engineer.

Barry's Schedule: Mr. Simpson's current schedule is based on 30 hours a week for 6 months out of the year and 20 hours for rest of the 6 months. The 30 hour months were from November-April and From May-October the weeks are 25 hour week. Mr. Simpson indicated that he had a lot going on in the month of May and would like to continue with 30 hours a week for the month of May. Mr. Simpson indicated it would balance out at the end of the year. Ms. Reilly had a concern that the 30 hours could be every month as the town had a lot of projects coming up. The board agreed that Mr. Simpson could work the 30 hours per week for the month of May.

8:05 PM – CONSERVATION COMMISSION CHECK IN – Robin Bennett, Margo Wade.

Before the Conservation Commission started their discussion, Mr. Bauchner wanted to let the Commission know and the other Selectboard members that Mr. Rood, member of the privately owned "Dam" has filed a permit application with the ANR for rebuilding the dam. The Dam is a privately owned entity and are seeking grants and looking at fund raising to help with the cost.

Ms. Wade started the discussion off with a request to the Selectboard to sign a contract with Jeannie Sargent, Consultant, to work with the children of the Warren School to work on the interpretive signage for the Eaton Parcel Interpretive Trail. The Commission had come up with a budget when they had filed the grant with Forest & Parks last year. This contract for \$4,000 has been included in that grant process. The consultant will be working with P4, 5th & 6th classes that will buddy up and do research projects on trees, vegetation etc. There would be projects in the spring, summer and fall that the children will work on for the interpretive trail project.

Motion by Mr. Cunningham to approve the contract of \$4,000 with Jeannie Sargent contingent upon receiving a certificate of insurance and authorize Mr. Bauchner, Chair, to sign the contract for the town, second by Mr. Groom. All in Favor: VOTE: 4-0.

The Conservation Commission also informed the board that they had voted on a plan to pursue knotweed control and would like to bring it to the board next month.

8:25 PM – Trees – Pine Tree by the church, 2 in the parking lot and 2 on the Lobels – Mr. Simpson informed the board that both Farr's Tree, and Whitney Tree Service had presented estimates of \$2,500 for removal of the pine tree. Both companies were in agreement that the old pine should be taken down. Mr. Bauchner inquired if the Lobel trees were accounted for in the \$2,500? Mr. Simpson indicated no. Ms. Jones indicated that Farr's Tree Service had included the 2 trees in the parking lot in the \$2,500. A decision could not be reached and Mr. Simpson was instructed to go back to both companies and find out how much it would be adding the Lobel trees.

8:30 PM – Old Chicken Coop Shed Tear Down By Town Hall – Mr. Simpson also expressed that the shed needs to be take down and removed before those trees could be cut on Lobels. Mr. Simpson thought that the wood could be saved and that the road crew could perform this work. Ms. Jones suggested getting pricing from WSI and Casella on a roll off. The road crew would demolish the building. Ms. Jones inquired if the expense of the shed and trees were part of the Library/Town Hall Project? Mr. Bauchner indicated yes and funding would come out of the grant funds.

8:35 PM – Slide Brook Liquor License Renewal Application – Mr. Bauchner inquired if there had been any complaints and if there was anyone from Drumley's present. Ms. Jones had called property manager for Dumleys, Peter Reynolds, concerning this issue and spoke to Ms. Reynolds giving her the time and date of the meeting. There was an incident January 5, 2009 about loud noise filed. Mr. Peff has been taking actions on stopping the music at 12:00 and working to keep his guests quiet as per the request from the last renewal.

Motion by Mr. Cunningham to approve the liquor license renewal for Slide Brook Tavern, second by Ms. Reilly. All in Favor: VOTE: 4-0.

8:45 PM – Miguel's Liquor License Renewal – Motion by Ms. Reilly to approve the liquor license renewal for Miguel's, second by Mr. Groom. All in Favor: VOTE: 4-0.

8:48 PM – Muther's Stuffers Change of Liquor License From Second to First Class – The owner came in to discuss his change of license to the Selectboard. His current license is a class two and he can only sell beer or wine to go. He is requesting approval so that he can be able to serve beer with his lunches. He has seating for about 50 people and he is not interested in opening a bar. The owner had already been in contact with DLC on this.

Motion by Mr. Cunningham to approve the change from Class 2 to Class 1 Liquor License for Muthers Stuffers, second by Mr. Groom. All in Favor: VOTE: 4-0.

8:55 PM – Roots Work – John Barkhausen –Mr. Barkhausen came back to the Selectboard to report that the Rootswork Board had approved the new bylaw changes. There was explanation that the new coop is subletting space from Rootswork with some clarification that members of the Rootswork Board can be members of the coop and be able to participate in the Farmers Market. The Selectboard indicated that they want to maintain and keep the section (5) which was essentially to prevent the Rootswork Board from being "run" by Sublette's. Mr. Bauchner was concerned about the interlocking board's situation. The bylaws could some how state that not more than one person be could be on both boards as long as it was a rotating basis. Mr. Barkhausen would go back to Rootswork and work out the language needed to protect both parties' interests.

Mr. Barkhausen also presented to the board their 2009 Annual Report as required.

9:10 PM – Approval of Minutes for April 14, 2009 – Motion by Mr. Cunningham to approve the minutes of April 14, 2009, second by Ms. Reilly. All in Favor: VOTE: 4-0.

9:15 PM – Path/Easement Interest Behind Mac's – Mr. Bauchner apprised the board that the Vermont Land Trust and Mad River Path would like to continue pursuing a Path/Easement behind Macs. Ms. Walker from the VT Land Trust sent an email to the board that the owner of Mac's (Ms. Allen) does not feel comfortable with the VT Landowner Statute that protects land owners from any liabilities. Mr. Bauchner stated that the board would defer this until next meeting.

9:20 PM – Safe Routes to School Program – Ms. Reilly announced on TV to the public that on all Friday's in May will be walk and bike to school days.

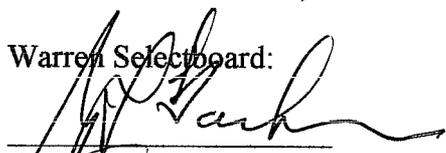
9:25 PM – Motion by Mr. Bauchner to go into executive session for real estate and public safety inviting Mr. Peatman, Ms. Brodeur and Ms. Jones, second by Mr. Groom. All in Favor: VOTE: 4-0.

9:49 PM – Motion by Mr. Groom to come out of executive session, second by Ms. Reilly. All in Favor: VOTE: 4-0.

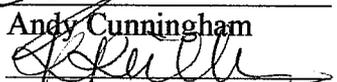
10:00 PM – Motion by Mr. Cunningham to adjourn, second by Ms. Reilly. All in Favor: VOTE: 4-0.

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

Warren Selectboard:


Burt Bauchner


Andy Cunningham


Kirstin Reilly


Matt Groom


Erin Russell-Story