

Minutes of July 14, 2009
Warren Selectboard
Warren Municipal Building
7:00 PM

MEMBERS PRESENT: Burt Bauchner, Andy Cunningham, Kirstin Reilly, Matt Groom (7:15 PM).

MEMBERS ABSENT: Erin Russell-Story

OTHERS PRESENT: Rudy Elliott, Reta Goss, John Goss, Barry Simpson, Wendy Cox, Miron Malboeuf, Kinny Perot, Rocky Blier, Marilyn Gaul, Jen Moffroid, Chris Goulet, Cindi Jones.

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

7:06 PM – Chamber of Commerce – Susan Klein-Parade Review – Ms. Klein presented to the board the income and expenses for the 2009 Warren Parade. The income was down with a total of \$10, 532.65 budgeted 2009 were projected at \$11,700.00. Expenses were at \$15,616.07 with a final number of -\$4,983.42 for being over budget. Ms. Klein indicated that the attendance was down due to the weather, however, sponsorships were up. The extra expense was the Ways of the Woods mobile museum that happened to be in the area at the time. Ms. Klein reported that she did not hear of any negative complaints. Mr. Cunningham complimented Ms. Klein for a great job picking up the trash. The board congratulated Ms. Klein for doing a great job on the parade. Mr. Elliott inquired if the other towns put money into the parade? Ms. Klein indicated that each year she goes to the Selectboard Summit to ask for money from the other towns to help promote the valley wide event. Waitsfield and Fayston have not contributed and Warren funds the whole event.

7:15 PM – Department of Public Works – Barry Simpson – Ms. Simpson updated the board that he is the acting foreman of the road crew while Mr. Weston is on vacation. He also indicated to the board that he will be dropping down to a 20 hour a week as per agreement with the Warren Selectboard. The Betterback Road grant is proceeding forward for the work on the Dump Road. The crew has been hauling erosion control stone from Chelsea and has about a 1/3 of the stone here currently. The crew finished ditching on the Cross Road and seeded and mulched the area. The covered Bridge Road has also been seeded and mulched. The dumpster behind the town garage has about 12 bags of knotweed.

Mr. Simpson also wanted the board approval on sending a letter of intent for the Pre-disaster mitigation program for the engineering and moving back the abutment to open the floodway up below the covered bridge. Mr. Bauchner told Mr. Simpson to go ahead and send a letter of intent for engineering and moving the abutment back to open up the floodway.

7:30PM – Municipal Park & Ride Neighborhood Complaints (Trout Hollow Residents). – A group of citizens who live on the Trout Hollow Road voiced concerns about the municipal park and ride on Main Street. They indicated that this project took them by surprised and that it went from a gravel parking lot to an urban looking lot. Mr. Bauchner indicated that the lot was put in with a grant to help in the reduction of the carbon foot print and that it allows commuters to share rides and reduce the over parking at the municipal parking lot. Mr. Blier indicated that the light was a big piece of the problem. Ms. Reilly indicated that the light provided safety and security for people who use the lot. Ms. Perot, Friends of The Mad River, spoke up and thought that it might be possible to establish rain gardens on the backside. She recommended that hemlocks could be used for screening and would be better and hardier on a river bank to plant. Another issue voiced was the storm water run off which is why Ms. Perot voiced rain gardens for a solution. She also expressed that there is another invasive weed called gout weed at the site. Mr. Simpson spoke up and commented that a very small part of the vegetation was removed from the site because it would not survive the winter with the pressure of the snow. He also commented that for about 2 years now the road crew has been removing the snow and trucking it to the pit to avoid excessive runoff. The park and ride was established with a grant from VTRANs that stipulates certain requirements for park and rides through out the state.

7:55 PM – DPW Continuation – The Town Hall project is now complete and that the project was over budget by \$3,000+ dollars more than the grants would cover. Mr. Bauchner commended Mr. Simpson and Ms. Strauss for all the hard work on the project.

Tree Issue – The tree issue was brought up again. The first tree is the big pine tree by the Church. Mr. Simpson explained that tree services had looked at the split tree and recommended cutting it. The other trees in question were the two on Carl Lobel's property by the Town Hall. There was quite a lot of opposition about cutting those trees with town money and what they provided. Mr. Bauchner stated that the trees in question are on Mr. Lobel's property and therefore belong to him. As a property owner he has the right to cut down one, two or all of them. He also pointed out that Mr. Lobel has been extraordinarily gracious and generous in his relationship to the Town concerning the Town Hall, whose property line is determined by the "drip line" of the building's roof. The buildings fire exits on the south side, the buried oil tank, the old rear exit and the new rear exit from the basement all encroach on the Lobel property. He willingly allowed the Town to destroy several of his planting beds, to excavate to remove the old concrete platform and the old oil tank. This is to be compared with the former property owner on the north side of the building who prohibited the Town from even opening the back door to the old library. Mr. Lobel sought no compensation from the Town and only requested that we put everything back substantially as we found it. He agreed to allow us to replace only one of the planting beds, and to grade the remaining area with stay mat. The other requirement was that we take down two of the trees on his property at the northeast corner of the Town Hall. This was one of stipulations in an easement that Mr. Lobel has yet to be sign and recorded with the Town of Warren. Ms. Jones indicated that legally no work should have been started on the town hall as some of the work transpired on his property, until the easement was signed by Mr. Lobel. Mr. Bauchner pointed out that this

was legally correct, that Mr. Lobel had actively permitted all the work to proceed so that the Town obtained all of its objectives in the proposed easement. It would however benefit all properties to have the arrangements memorialized via the Easement Agreements.

Ms. Jones asked the question since there was no money budgeted in any of the line items in the budget, where the money was to be paid from.

Motion by Mr. Bauchner to reaffirm the board's approval of the easement agreement with Carl Lobel regarding the Town Hall as prepared by Attorney Sheila Getzinger on behalf of the Town in August 2008 in the form of a confirmatory quit claim deed and a related agreement:

To instruct the DPW to hire and supervise Adam Whitney Tree service at a cost up to \$5,000 to remove the large pine tree and the two large trees on Carl Lobel's property nearest the north east corner of the Town Hall building.

To instruct the road crew to supply and spread stay mat on the property of Carl Lobel along the south side of the Town Hall building where the Town disturbed the surface in the course of Town Hall renovations and to pull one stump at the northeast corner of the Town Hall..

To instruct the Town Treasurer to charge the cost above to the Town Hall/Library Renovation project.

To instruct the Town Treasurer to transfer \$5,000 from the Town Capital Account: Library building to the general account, second by Mr. Cunningham. All in Favor: VOTE: 4-0.

9:30 PM – Other Business:

Rootswork Sublease Approval – Representatives from the Rootswork board explained the changes from the previous approved sublease. The Cooperative Market wants to open at 7:00AM which the town's lease with Rootswork states hours of operation from 8:00-10:00PM. The Cooperative Market is shooting to open up mid August.

Motion by Mr. Cunningham to approve the new Sublease with the Cooperative Market with the Town's lease with Rootswork to be effective on July 14, 2009, second by Ms. Reilly. All in Favor: VOTE: 4-0.

Ms. Cox inquired about approval for minor alterations such as: putting a sink in the old Rootswork Office, cutting the radiator off and having it installed in the office to allow heat so that pipes do not freeze, putting in a coffee brewer in the south west corner. The board also assigned Mr. Groom to be the point person with Rootswork for any alterations from this point on.

8:45 PM – Motion by Mr. Groom to approve the changes above, second by Mr. Cunningham. All in Favor: VOTE: 4-0.

8:50 PM – Motion by Mr. Bauchner to go into executive session to discuss real estate and invite Ms. Perot, Mr. Simpson and Ms. Jones, second by Mr. Cunningham. All in Favor: VOTE: 4-0.

Mr. Cunningham suggested that three letters identically be mailed to the 3 land owners in question. All agreed that Mr. Bauchner would write and sign the letter on behalf of the Warren Selectboard.

10:25 PM – Motion by Mr. Bauchner to come out of executive session, second by Mr. Cunningham. All in Favor: VOTE: 4-0.

10:31 PM – Approval of Minutes for May 26, 2009 – Motion by Mr. Cunningham to approve the minutes of May 26, 2009, second by Mr. Groom. All in Favor: VOTE: 4-0.

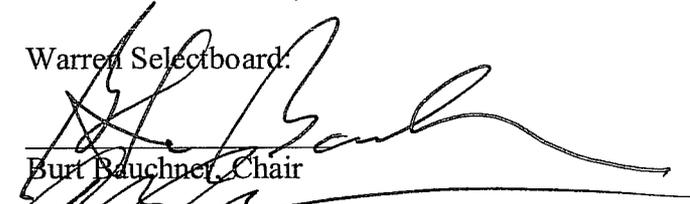
10:35 PM – Approval of Minutes for June 23, 2009 – Motion by Mr. Cunningham to approve the minutes of June 23, 2009, second by Mr. Groom. All in Favor: VOTE: 3-0.

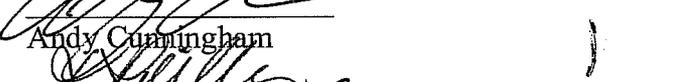
10:40 PM – Setting The Tax Rate Meeting – After much discussion, Ms. Jones was to warn a meeting for Thursday, July 16, 2009, at 8:30PM to set the town tax rate.

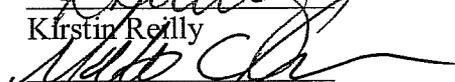
10:50 PM – Motion to adjourn by Mr. Cunningham, second by Ms. Reilly. All in Favor: VOTE: 4-0.

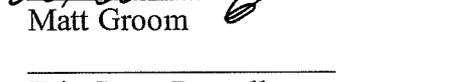
Minutes Respectfully Submitted by,
Ms. Jones-Hartshorn, Warren Town Administrator

Warren Selectboard:


Burt Bauchner, Chair


Andy Cunningham


Kirstin Reilly


Matt Groom

Erin Story-Russell

Warren 4th of July
2009

	Income	Budget 2009	Actual 2008
Town of Warren		-	0.00
Vendors	\$ 2,076.00	2,100.00	1,800.00
Buddy Badge Partnership	\$ 600.00	600.00	600.00
Sponsorships*	\$ 2,800.00	2,500.00	2,500.00
Donations*	\$ 137.65	500.00	550.00
Tickets	\$ 4,919.00	6,000.00	5,385.00
Income Total	\$10,532.65	\$11,700.00	10,835.00
Expenses			
Music	\$ 1,500.00	1,500.00	1,500.00
Tent, chairs, Field Games	\$ 1,000.00	1,000.00	1,000.00
Portalets (9 + 1HC)	\$ 1,472.00	1,500.00	1,471.00
Ticket Sales Commission?	\$ 1,270.00	1,300.00	1,270.00
Buddy Badge Production	\$ 737.85	900.00	807.75
Childrens Entertainment	\$ 858.00	700.00	624.00
Posters	\$ 1,168.00	1,400.00	1,362.00
Electrical	\$ 200.00	-	0.00
Clean Up	\$ 500.00	500.00	500.00
Dumpster	\$ 500.00	500.00	500.00
Event Security Staff	\$ 244.65	325.00	300.00
Misc. (trash bags, Postage)	\$ 3,419.00	3,300.00	3,275.00
Police	\$ 300.00	-	408.00
Ways of the woods	\$ 1,846.57	1,700.00	1,750.00
	\$ 500.00	-	-
Expense Total	\$15,516.07	\$14,625.00	14,767.75
Gain/Loss	-\$4,983.42	-2,925.00	-3,932.75