State of Vermont — Chartered in 1781

MORRISTOWN

SELECTBOARD MEETING OF July 27, 2009

Members Present:	Shaun Bryer, Brian Kellogg, Todd Yando, Bob Beeman and Dave Yacovone (arrived at 7:00 PM.
Department Heads:	Dan Lindley, TA; Richard Keith, Chief of Police; Bob Melfy, Highway Superintendent; Carol Bradley, Finance Director.
Guests:	Max Paine, Ed DeBor, Bill Henchy, Matt Burgess, Ronald Stancliff, Heather Sargent, Molly Pease, Jim Pease.

Meeting was called to order at 6:05PM in the Tegu Building Community Meeting room by Brian Kellogg, acting Chair.

I. AGENDA CHANGES & ANNOUNCEMENTS

1. Add Lamoille County Planning Commission Regional Appointments- *New Business*
2. Add Salt Purchase for Highway Department- *New Business*

II. NEW BUSINESS

1. **Lister Vacancy**- Tom Williams resigned due to relocation. Charlie stated that the third listing position is not called upon unless there are grievances or hearings. The term for this vacant position ends Town Meeting 2010. We had one letter of interest from Julia Compagna.

Motion made by Bob Beeman, seconded Brian Kellogg to appoint Julia Compagna for the vacant lister position until the term ends March 2010. Motion approved. (4/0)

2. **Approve & Sign Errors and Omissions-** Errors and Omissions are properties that were either left off the grand list or properties that need corrections.

Motion made by Brian Kellogg, seconded by Bob Beeman to approve Errors & Omissions. Motion approved. (4/0)

3. **Recreation Commission-** There are 7 people interested in serving on the Recreation Commission: Chris Ransom, Joanie Newton, Robyn Desrochers, Lisa Barrett, Guy Shane, Peter Everett, and Tim Lybarger. All are willing to fill a one year term, except Chris Ransom who is willing to fill a 3 year term.

Motion made by Brian Kellogg, Bob Beeman to appoint 6 members to a 1 year term and 1 member to a 3 year term. Motion approved. (4/0)

4. **Traffic Signal-** The Hannaford's Supermarket has changed owners and they are wondering if we are still interested in putting a traffic signal at the intersection of Hannaford's and Northgate Plaza. The Selectboard agrees that there should be one there, but when the State comes to survey the area they say there is not a need for one. Richard Keith, Police Chief says

they have had lot of comments and complaints, he also agrees that there should be a traffic signal there. Dan will work with the owners of Hannaford's and the State.

5. **Lamoille County Planning Commission Appointments-** Annual appointments to the regional planning commission are up. Matt Burgess would like to continue serving. Heidi Krantz our other representative is on vacation, but Matt Believes that she is willing to continue to serve of the board.

Motion made by Todd Yando, seconded by Brian Kellogg to reappoint Matt Burgess and Heidi Krantz to the Lamoille County Planning Commission for a term of 1 year.

6. **Highway Salt Contract-** Bob received two bids for salt for the upcoming winter season. Cargill bid $56.65 per ton and American Rock Salt bid $57.67 per ton. Bob Melfy, Highway Superintendent recommends going with Cargill.

Motion made by Brian Kellogg, seconded by Bob Beeman to contract with Cargill. Motion approved. (4/0)

III. OLD BUSINESS

1. **Bridge Street Bridge Loan** – The Board signed the loan documents that were approved at the last meeting with Community National Bank.

IV. TA REPORT

1. Fiber Optic is almost done, phone lines are off the bridge. Traffic lights will be active on Thursday July 30th. T. Buck has been working on the pedestrian bridge; there are some railroad ties that may need to be replaced. Dan will keep the Board updated. We will have a groundbreaking ceremony on August 4, 2009 at 2:00PM.
2. Craig Myotte would like to put together working group to work on sewer issues and would like a member of the Selectboard to work with the group consisting of Craig, Jim a village trustee and a member of the Selectboard. Bob Beeman will commit to working with the group.
3. Oxbow Park- Butternut trees have fungus and will be dead in about 4-5 years. Our tree warden is checking on a grant to get some new trees.
4. Skate Park- zoning permit has been approved and the skate park is looking to start building. Bob Melfy, Highway Superintendent is going to look at the area and decide what needs to be done to prep it.

V. SELECTBOARD CONCERNS

Brian Kellogg- none

Shaun Bryer- Recycling containers are up at the school, they need to be moved back down into the village. Bob will take care of this. Cross walk in front of the Tegu Building has lip which makes it hard for wheel chairs to get over it. Bob will also check on this.

Todd Yando –none

Bob Beeman- none

VII. CONSENT AGENDA

1. Approve Minute of 06/29/09
2. Approve & Sign Warrants

Motion made by Brian Kellogg, seconded by Todd Yando to approve consent agenda as presented. Motion approved. (4/0)

VI. EXECUTIVE SESSION

Motion made by Brian Kellogg, Seconded by Bob Beeman enter Executive Session at 6:45PM for Real Estate to include Dan Lindley Town Administrator. Motion approved (4/0)

Dave Yacovone arrived at 7:00PM

Motion made by Bob Beeman, seconded by Todd Yando to exit Executive Session at 7:10PM. Motion approved. (5/0)

VII. OLD BUSINESS

Zoning By-laws-

a. BED and Retail. The by-law is written to allow for financing, banking, mixed use, recreation, and retail for accessories or food within a business. It does not allow for "mom & pop" retail. The Planning Commission felt that we should give these businesses a chance to succeed before we allow chains stress to come into the area. Ed DeBor commented that we should have a timeline for reconsideration if this does not work. We also need to have the infrastructure in place and a marketing plan to entice these businesses to come here. Dan will work with Planning Commission on the infrastructure. The Selectboard is in agreement with Section 215 as presented.
b. B&B Length of Stay- by- law is written to only allow a stay of not more than 14 days in a 1 year period. Board feels that this is very limited. Dan will check with some of the surrounding B&B's to see if they have extended stays.
c. Offsite Contractors as Home Based Business- Selectboard was concerned that is does not limit the amount of equipment. It does limit it to 3 employees.

Motion made by Todd Yando, seconded by Brian Kellogg to approve the addition of offsite contractors as a home based business. Motion approved (5/0)

d. **Tapered Setbacks-** Current bylaws have a 45 foot setback in all districts. The bylaw that is proposed for the COM & RRA area on Trombley Hill is set at 45/100/200 so that it tapers towards Center Rd. & Frazier roads. The Planning Commission says the 200ft tapered setback allows for a buffer zone between the commercial district and the residential district. Trudell consulting sent a letter on behalf of the CCS. The owners of the property and has asked that the setback be reduced to 45 feet. The Selectboard feels that we should contact Trudell and ask them to come back and discuss with the board further. They also felt that we should contact the landowners surrounding the area in question.

VIII. ADJOURN

Motion made by Bob Beeman, seconded by Brian Kellogg to adjourn meeting at 8:00PM. Motion approved. (5/0)

Respectfully submitted and filed this 28th day of July 2009
Erica Reed, Administrative Assistant

Please note that all minutes are in draft form unless otherwise stated.