State of Vermont — Chartered in 1781
MORRISTOWN

SELECTBOARD MINUTES July 7, 2003

Members Present:	Brian Greenia, James Paige, Mark Struhsacker, Brian Kellogg, Shaun Bryer
Department Heads:	Paul D. McGinley, TA; Richard Keith, Chief MPD; Wallace Reeve, Chief, MFD
Guests:	Heidi Krantz; John Rubino, Larry Gluckman, Char Mondrosch-Folley, Mary Brandt, Fred Rossman, River Arts; Steve Rae, Conservation Committee; Mike Stafford,

Chair Brian Greenia called the meeting to order at 6:00 PM at the Morrisville Water and Light conference room.

GUESTS

STEVE RAE –CONSERVATION COMMISSION BYLAW CHANGE

Steve Rae presented copy of Section IX *Administration* of the Conservation Commission bylaws for the Board's review. Changes have been made to reflect the establishment of two accounts for handling funds as required in the Selectboard's resolution of April 29, 2003. The amended bylaws were adopted by the Commission June 19, 2003

Discussion ensued regarding the Commission's ability to accept funds which do not impose any specific obligation upon the town without notification to or approval of the Selectboard or the voters. A cautionary note was raised regarding committing the town to expending monies when the Board has no knowledge of the project (Zeisberg property acquisition as an example). The Board was assured that the Commission minutes and communications between the two groups were sufficient to keep the Board apprised of the projects that were being undertaken. Current minutes reflect the Commissions' involvement with Bruce Linton's request for conditional use of his property and issues surrounding the usage plan of the Duhamel property. The Selectboard suggested an additional project: snow removal and the Clean Water Act as the A Street disposal site will no longer be available and an alternative will be required.

JOHN RUBINO AND LARRY GLUCKMAN – RIVER ARTS

Representatives of River Arts presented the MOSES (Morrisville Outdoor Sculpture Exhibit Space) project for conceptual approval. Members of River Arts envision up to seven locations initially with the addition of several more over a period of time. Some sites would be locations for placement of permanent sculptures, others would be used on a rotating basis. Sites included three on school property, one at the Library, one at the Methodist Church, one at the police station, one on the green at the west end of Main Street and one at River Arts. Board members indicated that permission for placement on school property, the Methodist Church and River Arts was beyond the scope of the Board and requested that the Library administration be consulted despite the ownership of the property by the town.

Discussion regarding the guidelines that would govern what would be juried for display and where it would be sited ensued. Representation from the Selectboard.will be requested in the jurying process. Issues of insurance and public safety, installation and moving of the sculptures have been addressed by River Arts in their consideration of the project. Draft guidelines for submission and acceptance of artwork will be presented to the Selectboard when they are available.

Mr. Rubino also presented a proposal to site a permanent sculpture on the small green at the west end of Main Street. (See attached) This sculpture, Morrisville Family, would be a gift to the town. The Board discussed with Mr. Rubino the dimensions of the piece and the need to assure that it did not obstruct the view of drivers in this area.

Members concurred with the concept of the outdoor art project and approved of the site locations within their control; decision on the permanent placement of "Morrisville Family" was deferred pending further investigation.

(Representatives of River Arts left the meeting at 7: pm.)

MIKE STAFFORD – INTERLOCAL AGREEMENT ON SEWAGE COLLECTION SYSTEM

Mike Stafford presented to the Selectboard a second draft (see attached) of an agreement between the Town and Village on the matter of the sewage collection system. He will also present the agreement to the Village Trustees with the purpose of obtaining from the two parties an "agreement to agree". Several advantages to the Town were cited in the presentation. Among them

- gives the Selectboard a say in the allocations of sewage capacity
- allows collaboration on projects with each entity's financial obligations clearly defined
- gives the Town the right of first refusal on excess capacity
- establishes a committee that reviews conformity to the agreement
- allows for the recovery of capital costs

On a broader basis such an agreement would allow the Town to provide infrastructure that in turn would promote jobs. Capital cost could be defrayed through grants, low cost loans, impact fees and other forms of assessment. Preplanning for future growth would benefit the cost of providing other services (fire, police, schools) by keeping development within close proximity. Such an agreement could also bring reduce taxes by increasing the value of property and expanding the tax base.

Mr. Stafford will provide a notebook referencing financial assistance including guidelines and forms; he will also include web sites that support livable communities issues. He also noted that zoning to back up the agreement, a planning document and agreement as to authority in specific matters would be needed.

Open discussion addressed the Selectboard's concern regarding the differences in philosophy between the Village Trustees and this Board on the issue of applying for loans and grants.

Mr. Stafford requested the Selectboard members review the draft agreement and direct any comments to him. He will meet with Village Trustees to present the agreement and then with all parties to get a commitment "to agree to agree".

(Chief Reeve arrived 7:25 pm; Mike Stafford left the meeting at 7:20pm.)

OLD BUSINESS

APPROVAL OF MINUTES

There were no additions, deletions or corrections to the minutes of June 23, 2003

On a motion by Shaun Bryer, seconded by Mark Struhsacker, the minutes of June 23, 2003 were accepted as presented.

FIREWORKS APPLICATION EDIT

Members addressed the need for additional information on the application for fireworks displays including the following

- a time limit which expires at 10:30 pm
- limiting a request to one day with a rain date
- applications must be submitted 20 days prior to the event to allow for public announcement

- proof of licensure
- signed approval of Police Chief
- signed approval of Fire Chief including date of delivery and manner/location of storage of fireworks
- consent of neighbors within certain distance of launch site (area to be determined)
- a disclaimer stating the applicant must comply with state and federal laws but the granting of an application does not assure compliance.

Members also discussed the lack of control or recourse in the event an applicant exceeds the dates or times requested, regulations governing the transport of fireworks, what classes of fireworks are legal to posses and who can be licensed to handle fireworks.

Shaun Bryer will research the state, federal and DOT regulations on the subject and report at the next Board meeting.

OTHER OLD BUSINESS

Mark Struhsacker commended Shaun Bryer on the excellent results of the Independence Day celebration. Shaun acknowledged the help of many others but agreed it was the best effort to date – and it was fun.

The correspondences between Town Administrator, Paul McGinley and Nancy Donahue regarding repairs to her drive have been reviewed. Text of the letter is in the manner of review vs. consent.

Chair Greenia referred to the correspondence received from J. Burgess regarding traffic control on Route 100 South and requested a letter be sent in response.

NEW BUSINESS

RESERVE FUNDS FROM 2003

Chair Greenia summarized the reserve funds as equal to $70,000 of discretionary money. Of this, $28,000 has been pledged for the storm water project on Upper Brooklyn Street plus commitment for the fire truck and grader note will have to be met. Therefore, it was recommended that any balance of reserve funds be held in a "rainy day fund".

Paul McGinley, TA, reviewed the specific balance as related to each department with comments regarding on-going commitments. (See attach memo, *Surplus Reserve Fund*

Balance, dated July 7, 2003) C. Bradley provided detailed year end balances in draft form for the Board's review. Potential extraordinary expenses not budgeted were reviewed including crushing at the Duhamel pit, an authorized increase in auditing fees and the proposal to pay the BCA a stipend for meetings and attendance at elections.

On a motion by James Paige, seconded by Brian Kellogg, the recommendations as presented in the Town Administrator's memo of July 7 regarding surplus Reserve Fund Balances were accepted.

OTHER NEW BUSINESS

Heidi Krantz expressed her thanks to the Selectboard for their involvement in the many issues she has directed to them for consideration and resolution. She expressed her appreciation for the deliberative nature of the presentations and meetings.

WARRANTS

On a motion by Brian Kellogg, seconded by James Paige, the Board approved the warrants as listed in the memo dated 07/07/03.

TOWN ADMINISTRATOR REPORT

For informational purposes, P. McGinley announced receipt of a bid for pavement on Lower Elmore Mountain Road and base coat only on a portion of the Randolph Road. It is in the same amount as that previously quoted, $38.68/T. The two projects, lower Elmore mountain rd and Randolph rd are estimated to be $144,000 and $165,000 has been budgeted, he proposed reserving $20,000 of the budgeted funds to help with paving after the water project on various village streets. There was consensus agreement of the Board

OTHER BUSINESS

COPLEY FUND MEETING

A meeting of the Copley Fund was set for August 11 at 6 pm at the town offices to hear a presentation from Merchants Trust on their investment proposal. A review of application guidelines and an application form will also take place.

REQUEST TO SHARE COSTS

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Dr. Peter Guthman has requested reimbursement for one-half of the $2,654 paid to reconstruct his Morrisville Office/Parking Lot which also accesses the Riverview Cemetery.

On a motion by Brian Kellogg, seconded by James Paige, the Selectboard approved the request to reimburse Dr. Peter Guthman $1,327.00.

MAPLE STREET PROJECT

Costs incurred in removing the cement from Washington Highway have been documented and can be used in determining the cost of a similar activity should the Maple Street project move forward.

SALE OF FIRE TRUCK

Worchester Board will vote on July 7 on the purchase of the '68 Maxim being removed from service in Morrisville.

PUBLIC ACCESS TV FOLLOWUP

Ken Schramm has been in contact with Selectboard members to follow up on receipt of the draft proposal from Green Mountain Tech Center to Adelphia.

ADJOURNMENT

On a motion by James Paige, seconded by Shaun Bryer, the Board meeting was adjourned at 8:50 PM.

Respectfully submitted and filed this 9th day of July 2003

Barbara Adams, Recording Secretary

Minutes to be presented for approval at the next Selectboard meeting.

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Minutes Approved Date