State of Vermont · Chartered in 1781

MORRISTOWN

SELECTBOARD MEETING OF May 31, 2011

Members Present:	Brian Kellogg, Mickey Smith, and Bob Beeman
Department Heads:	Dan Lindley, Town Administrator; Todd Thomas Zoning Administrator/Planning Assistant and Richard Keith, Chief of Police
Guests:	Cheri Giroux, Scott Brinkman, Sally Bindari, and Donald Blake

Meeting was called to order at 6:00PM in the Tegu Building Community Meeting Room by Brian Kellogg, Chair.

I. AGENDA ADDITIONS/CHANGES/ANNOUNCEMENTS

- None

II. COMMUNITY CONCERNS

- **Oxbow Flood Damage-** As discussed at the last Selectboard meeting on May 16th we would put this as an agenda item to give the public a chance to discuss with the Selectboard what they would like to see done with the Oxbow Park. There was no public in attendance; therefore since the food damage at the Oxbow will be covered 25% by the State, and 75% by the Federal Government the Selectboard felt that they should put the Oxbow back the way it was and keep it for discussion in case this happens again.

III. NEW BUSINESS

1. **Fit n Healthy Survey for Recreation Areas-** Fit n Healthy Council has surveyed residents regarding recreation areas throughout Morristown, such as Oxbow, Clark Park and Public Skating/Playground. They also asked about any improvements residents might like to see for pedestrians and bicycles. The Fit n Healthy Council has $4,000 dollars budgeted from a grant for any improvements.

2. **Morristown Banner** Todd Thomas, Dan Lindley and Tricia Follert have been working on a banner to add to the lamp posts that will be installed on Portland Street in the coming months. It is a colored banner with the Morristown logo. It reads "Morristown More Vermont". Mickey was concerned that it would be confused with Moretown. Suggestion from the Public was to have the Banner read "Morristown it's More Vermont" .The Design work was done by Peter Wilder of Ergo Communications. The charge for the design was $287.50. Dan will work with Todd and Tricia to come up with something so that we won't be confused with Moretown. The Selectboard also thought we should let MACC know about the new banner idea.

3. **Prime Ag letter-** Todd Thomas, Zoning Administrator drafted a letter regarding the Prime Ag Fees that will be sent to the Planning Commission from the Selectboard. As

stated at a previous meeting the Prime AG Committee found that the Town lacked the statutory authority to impose such a fee. The Committee also found that the Prime Ag bylaw would be impossible to trigger in the SSMA and the bylaw for the Prime Ag would need to be addressed. The Selectboard agreed that the Planning Commission should address these issues.

4. **Zoning Fee Schedule –** Todd Thomas has revised the zoning fee schedule by cleaning it up and adding the De Minimis Telecommunications Ruling at $150 per ruling.

Motion made by Mickey Smith, seconded by Bob Beeman to accept the new Zoning Fee Schedule as presented. Motion Approved (3/0).

5. **Request for a Zoning Fee Waiver for North Central Vermont Recovery Center**- The Recovery Center is a non profiut organization that provides a meeting space for individuals who have been afflicted by addiction not exclusive to alcohol and drugs. They are looking for a roadside directory board that would help increase awareness. Permit fee is $25.00 and the recording fee is $10.00. The Selectboard felt that this was an organization for a good cause.

Motion made by Bob Beeman, seconded by Mickey Smith to waive the $35.00 recording and permit fee for the North Central Vermont Recovery Center. Motion Approved (3/0)

6. **Sugar Woods/Village Boundary-** Dana Wildes Owner of the Sugar Woods property is asking for a correction to an error that was created in the Village boundary during the last mapping update. Charlie has determined that it was included in the village limits in 1980. At some time after that it was removed. After reviewing the Village Charter and following the deeds back he has determined that the parcel known as Sugar Woods is included in the Village limits as described in the Village Charter. There will need to be a letter to Ed Stanack advising of the correction. Dan believes this will fall under an administrative error. There will also need to be a letter to the Planning Commission asking them to address the zoning issue that will follow with the correction. Dan will have a letter for the Selectboard signature for the next meeting.
7. **Request to name a Private Road-** Dana Wildes is also requesting to name the road located at the Sugarwoods property; Sugarwoods Road.

Motion made by Bob Beeman, seconded by Mickey Smith to approve the Road name for Sugarwoods Road. Motion approved. (3/0)

8. **Itinerant Vendor Request –** Delores Cumbie has requested to put a lunch wagon to between the Jost Property and the Valcich Building (the old Malarkey's). They have requested us to remove the directional sign temporarily so that they may get the lunch wagon into the space. The DRB approved the creemee stand for Jost under the condition that there is a trash can be located on the premise and that the trees remain intact.

Motion made by Bob Beeman, seconded by Mickey Smith to approve the Itinerant Vendor request for Delores Cumbie with the conditions that a trash can be located on the property and that the tree remain intact. Motion approved (3/0)

9. **Tax Anticipation Bids-** Mary Ann sent out 4 RFP to Union Bank, Peoples United Bank, Merchants Bank and Community National Bank. Union Bank came back with the lowest loan rate of 1.58%. Mary Ann's suggestion was to go with the Union Bank.

Motion made by Bob Beeman, seconded by Mickey Smith to approve the Tax Anticipation note with the Union Bank for FY 2012. Motion approved (3/0)

IV. TA REPORT

- Dan has discovered that we have not been following the State Statute when it comes to approving zoning bylaws and appointing the Planning Commission members as well as the Zoning Administrator position. According to the State Statute unless there is a joint planning commission formed, the Village Trustees need to vote on zoning bylaws and appointments as well as the Selectboard. Dan will write a letter to the Village Trustees in relation to this discovery.
- Discussed private versus public email with the SB. If the public should ask for copies of email from any of the Selectboard members, they would have a right to all emails whether private or public if they are using a private email address to receive business email. We can provide the Selectboard with emails with a morristownvt.org address.
- Went to the second of Necessity hearings for the bypass. The State has settled with everyone except Bishop Marshall School. Dan believes there will be a hearing where the Judge will decide what will happen.
- Working with LEDC on applying for block grant funds in the hopes of creating Industrial Parks. May be able to work with the Arthurs building in regard to retail space.
- Have received a lot of complaints regarding bicycles on Randolph Road. Dan has been asked if we can have a ordinance. Richard felt that it would be very hard to enforce. Dan's feeling is that any events like bicycle races should be coming to the Board for approval.
- TBuck has been doing some warranty work on the bridge. There were some cracks in the sidewalk that they took care of.

V. SELECTBOARD CONCERNS

Brian Kellogg- None
Bob Beeman- Green Mtn. Arena is having a hard time keeping the business open. They have lost the hockey team due to zoning issues that would not allow them to put dorms on the property. They have about 7500 sq ft. that they would like t o utilize but cannot due to zoning bylaws. Bob would like to request that the Planning Commission look at including this parcel into the BED. Dan will work with Todd on drafting a letter to the PC in relation to this issue.
Mickey Smith- none
Dave Yacovone- not present
Min Cote- not present.

VI. CONSENT AGENDA

1. Approve Minutes of 05-16-2011
2. Approve & Sign Warrants

Motion made by Bob Beeman, seconded by Mickey Smith to approve consent agenda as presented. Motion approved. (3/0)

Motion made by Bob Beeman, seconded by Mickey Smith to adjourn the meeting at 7:40PM Motion approved. (3/0)

Respectfully submitted and filed this 1st day of June, 2011
Erica Reed, Administrative Assistant

Please note that all minutes are in draft form unless otherwise stated and are approved at the next meeting.