



SELECTBOARD MEETING OF APRIL 23, 2007

Members Present: Shaun Bryer, Steve Bousquet, Brian Kellogg
Todd Yando (arrived 6:15 PM)
David Yacovone (arrived 7:32 PM)

Department Heads: David Crawford, Bob Melfy, Chief Keith, Mary Ann Wilson, Chief Spear

Guests: Lisa McCormack, Amy Noyes, Steve Rae, Ed Wilson, Arthur Meade, Tom Snipp, Rhonda Kay, Bill Rossmassler, Bill Bress, Marci Young, Dept. of Environmental Services,

Shaun Bryer called the meeting to order at 6:02 PM at the Municipal Meeting Room.

AGENDA CHANGES & ADDITIONS

None

GUESTS & PRESENTATIONS

Discussion & Action on Revisions to Fireworks Policy: Shaun gave background overview of fireworks issue. Chief Keith addressed the Board with his research findings and opinions on this topic. Chief Keith also reviewed what fireworks are considered legal and illegal. Discussion was held over fireworks and what possible changes could or should be made to the policy. Chief Spear noted that no known fires in Town have been caused from firework shows. Steve Rae asked the Board questions regarding the difference between Class B and Class C fireworks. Art Meade addressed the Board with his concerns regarding fireworks displays and his sheep and cows. He requested that a site plan for fireworks displays be required.

Brian Kellogg arrived (6:15 PM).

Ed Wilson spoke regarding the fireworks issue and his support of them. He stated there are several other noise disturbances and activities that are disruptive to neighbors other than fireworks displays which are only held on a few occasions per year. He suggested that the Fire Chief be in charge of issuing permits as it is in other Town's. He also requested that the one show per person per calendar year requirement be dropped as well as the 30 day prior to event requirement.

The Board reviewed the fireworks permit as it is currently as well as the application process. Further discussion was held regarding this issue both for and against changes in the policy as well as the issuance of firework permits.

Motion by Brian Kellogg, seconded by Steve Bousquet to leave the Application Packet for a Fireworks Display as is with no changes. Motion passed unanimously (4/0). David Yacovone absent for vote.

EXECUTIVE SESSION

On a motion by Brian Kellogg, seconded by Steve Bousquet the Board entered into Executive Session for the purpose of discussing contractual issues to include Town Administrator, David Crawford at 6:48 PM. Motion passed unanimously (4/0). David Yacovone absent for vote.

On a motion by Todd Yando, seconded by Brian Kellogg the Board came out of Executive Session and entered Open Session at 7:00 PM. Motion passed unanimously (4/0). David Yacovone absent for vote.

Presentation & Action on Oxbow Brownfields Study: Rhonda Kay from the Johnson Company presented the Board with their Environmental Site Assessment and reviewed the findings included in the report. Ms. Kay further detailed the investigation procedures and the recommendations of the Johnson Company. Ms. Kay noted that in the North end of the garden the PH levels were higher but not over the allowed levels for residential areas. They also found arsenic in some of the soil samples. The solution they came to was to remove the soil in the contaminated area at the one foot level and place on top of the soil in the area of the parking lot to lower the risk for contact.

Bill Bress the State Toxicologist from the VT Department of Health stated the Department of Health's conclusions are that the area where the soccer fields are located is fine for playing soccer and current use. The finding of arsenic in the soil samples is not really an issue. The Garden contamination risk assessment found that if you ate the food from the garden every day you would have a one in one million chance of getting cancer. To be on the conservative side they agree with the removal of the contaminated soil and replacing with top soil. He stated that realistically you could skip the removal of the soil but should do so just to be conservative.

Discussion was held over how best to proceed and where the soil should be replaced when it is removed.

Dave Yacovone arrived at 7:32 PM.

Dave Crawford, Town Administrator suggested to the Board to just seed and block off the contaminated section of the garden, thereby shrinking the garden for this season giving time for the long term removal and replacement of the soil.

Consideration by the Board of possible solutions.

Motion by Todd Yando, seconded by Brian Kellogg to limit the size of the Community Garden at the Oxbow Park for this year, to not include the contaminated section as detailed on the map by the Johnson Company. Motion passed 4/0 with Dave Yacovone abstaining.

CONSENT AGENDA

Motion by Steve Bousquet, seconded by Brian Kellogg to approve the consent agenda as presented. Motion passed unanimously (5/0).

Items included in Consent Agenda:

- Approval of Minutes of April 10, 2007 Meeting.
- Warrants of April 23, 2007.
- Correspondence in Reading File.

SELECTBOARD CONCERNS

Todd Yando: None.

Steve Bousquet: None

Brian Kellogg: None

David Yacovone: None

Shaun Bryer: Announcement regarding Morrisville Family Fun Night.

TOWN ADMINISTRATOR REPORT

None

EXECUTIVE SESSION

Motion by Todd Yando, seconded by Steve Bousquet to enter into executive session at 7:42 PM to include only Board Members for discussion of contractual and personnel issues. Motion passed unanimously (5/0).

Motion by Brian Kellogg, seconded by Todd Yando to move out of executive session and back into regular session at 9:40 PM. Motion passed unanimously (5/0).

Motion by Steve Bousquet, seconded by Brian Kellogg to instruct Selectboard Chair Shaun Bryer to inform the Finance Department of the Town Administrator's Salary Adjustment. Motion passed unanimously (5/0).

ADJOURN

On a Motion by Steve Bousquet, seconded by Todd Yando the Board adjourned their meeting at 9:45 PM.

Respectfully submitted and filed this 24th day of April, 2007.

Lisa Laughlin; Administrative Assistant

Minutes Approved

Date