

Weathersfield Select Board
Minutes
September 3, 2013

Present: C. Peter Cole
Norman John Arrison
Dan Boyer
Dave Fuller
Richard Clattenburg

Others Present: Jim Mullen, Town Manager
Lisa Slade, Recording Secretary
Bonnie DuPrey
Charles P. Horton
Wanda Gropher
Mavis Shand
Michael Todd
Steve Shama
Francis Bingham
Mark Ostrom
Crystal Thibodeau
Melanie Sheehan
Ginger Wimberg
Julia Lloyd Wright
Polly Bergeron
Loraine (Cookie) Shand
Geraldine Rudenfeldt
Jordan Cudden
Jim Kenyon, Valley News
Jeff Spurr
Jeff Slade
deForest Bearse
Jeness Burns
Edith Stillson
Bette Jo Esty
Flo Ann Dango
Tom Appel
Lynn Esty
Marion Ballam
John Esty
Ernie Shand

1. Call to Order: Mr. Boyer called the meeting to order at 7:00 p.m. at Martin Memorial Hall.

2. Comments from Citizens and Select Board Members: Mr. Boyer asked those in attendance to state their names before speaking.

RECEIVED

OCT 22 2013

WEATHERSFIELD, VT
TOWN CLERK

*Flo Ann Dango
Town Clerk*

Mr. Clattenburg asked when paving would take place on Route 131. A definite answer wasn't given.

3. Review Minutes from Previous Meetings: **Mr. Arrison made the motion to approve the minutes dated August 19, 2013. Mr. Cole seconded the motion which passed without dissent.**

2. Comments from Citizens and Select Board Members: Mr. Todd said he wanted to make it clear that he did support a food shelf however, he thinks more work needs to be done before it is located in the 1879 school building.

Mr. Spurr asked the Select Board to help him with issues he is having with the Zoning Board. He said he has not been able to obtain the Certificate of Occupancy for his storage units because he has his own vehicles and those owned by his customers parked on the property. He said he was asked if he wanted outside storage when filing for the original permit and he assumed this meant boats, campers etc for customers so he said no. However, he didn't realize this meant he could not park his own personal vehicles and those of his customers on his own property.

Mr. Spurr said three Zoning Board members are the ones that have complained about this. He said he would complete an application for outside storage if needed but only if there are no other stipulations otherwise he can see this going to court.

Mr. Fuller said he isn't sure the Select Board has authority to do anything but he is surprised to hear that three of the Zoning Board members are the ones that have filed a complaint.

Mr. Boyer asked Mr. Spurr if he has talked with Mrs. Bearse. Mr. Spurr said yes and he response was to file for an outside storage "facility" but, he is not renting space, it is for his own use.

Mr. Horton said he was on I-89 south of Montpelier last Tuesday and our Town Police car passed him going a high rate of speed. A few days later he saw this same individual in Perkinsville driving at a high rate of speed. He believes the police cruiser is being driven too fast and he would like this addressed.

4. Regular Business

A. Reclassification Request for Asa Grout Lane: Mr. Shama said there are five property owners on Asa Grout Lane that would like the road reclassified and they are willing to bring it up to Class III Standards so it can be taken over. Mr. Arrison said this was originally looked at last Fall and nothing has been done since. He said they need to find this road in the Town records to be sure it is on the official Town Highway map.

Mr. Fuller said it is important all landowners get together because Class III roads do require certain spec's such as depth of gravel, width of road etc.

The consensus of the Board was to move ahead on the re-classification and warn Public Hearings as necessary.

B. Introductory discussion on model Ordinance prohibiting medical marijuana dispensaries, and sale of drug and tobacco paraphernalia: Mr. Ostrom said he has drafted an Ordinance based on the Ordinance that is used in Ludlow VT. Mr. Arrison said Vermont already has a State Statute that prohibits selling drug paraphernalia so if their State Statute doesn't prevent it he doesn't see how a Town Ordinance will. He said he feels this draft needs a lot of work. The word shall needs to be used throughout.

Mr. Clattenburg said he feels a dispensary should be addressed separately.

Mr. Fuller said just on tonight's news Governor Shumlin said he is opening his mind to legalizing marijuana in Vermont. He said he feels this draft is a Planning, Zoning and Police issue.

Mrs. Shand said something needs to be done, she said area Towns have Ordinances that have kept business out of their Towns and we need to do this as well.

Mr. Arrison asked that the Group looks at Title 18 Chapter 9 and questioned why this isn't being enforced State wide already.

Mr. Boyer said perhaps Legal Council should look at this and give their opinion. He said he feels the number of people in attendance tonight supports looking into this further.

Mrs. Wimberg said if there is already something on the State's books how come it isn't being enforced. Mr. Boyer said the stores are calling it tobacco paraphernalia not drug paraphernalia. Mrs. Wimberg said the Town of Weathersfield should not condone this type of activity in our Town.

Mr. Arrison said we already have existing businesses in Town. Mrs. Sheehan said they would be grandfathered however, if they change ownership the new owners would be prevented from selling. She mentioned the Sunoco station recently changed ownership so if we had an Ordinance the new owners would not be able to sell paraphernalia now.

It was decided to refer to VLCT to see if they have a model Ordinance, to separate a dispensary and to be more specific on the choice of words on the draft.

C. Perkinsville School Reuse Project:

Update on Hazardous Waste Removal: Mr. Mullen said this is going well to date. Mr. Fuller asked completion date and Mr. Mullen said they are on target for September 19th.

Approve Release of Request for Bids for Demolition of two additions: Mr. Mullen said Wesson & Sampson have helped with the bid documents and the bids are set to be released tomorrow.

It was discussed that in order to qualify for the bid the Contractor has to be bonded. Mr. Boyer read an email received from Alan Hudson stating he would like the bid to be done in two parts to allow local contractors the opportunity to bid.

Mr. Clattenburg made the motion to approve release of the Contract Documents for the Former Perkinsville School Buildings Demolition Project. Mr. Fuller seconded the motion which passed without dissent.

D. PACE Update:

Ms. Julia Lloyd Wright updated the Board on the PACE program. She said she would keep the Board updated on how the program is working as area Towns and homeowners will be starting to participate in this program this month.

Ms. Julia Lloyd Wright said she will be going to a solar workshop in Stratton and she will be gathering information and ideas on how solar could benefit the Town and the School.

Lastly, she said there will be a home weatherization program at Martin Memorial Hall on September 12th from 6:30 - 7:30 and it is open to the public.

E. First Review of "Total Compensation" of Town Employees: Mr. Cole said he has a conflict of interest since his wife is the a Town employee but he is willing to participate in the discussion by just listening. Mr. Fuller asked if his family had health insurance through the Town and Mr. Cole said, yes.

RECEIVED

OCT 22 2013

WEATHERSFIELD, VT
TOWN CLERK

Mrs. Burns shared information with the Board that she has gathered and noted the information is from VLCT's 2012 survey but the salary for Town employees is current salary information. She said 2013 VLCT information would be available in October.

It was discussed that in addition to comparing salaries we also need to compare medical benefit information and look at the total compensation package to employees. Mr. Mullen said with the new health care plans coming we will probably switch to an HRA plan and we'll have further information on the health insurance part of this next month.

F. Award Bid for Construction of Wunch Dry Hydrant: **Mr. Arrison made the motion to award the bid to Crown Point Excavating for the lump sum of \$3,200 (plus \$20.30/sheet for 2" blueboard and \$5.25/yard for sand if deemed necessary and as directed by the Public Works Superintendent) to construct a Dry Hydrant at the Wunch pond at the corner of Bowen Hill and Old Bow Roads and as specified in the Town's 8/5/13 Request for Bids . Mr. Fuller seconded the motion which passed without dissent.**

G. Award Bid for Construction of Park-and-Ride: **Mr. Arrison made the motion to award the bid to Wright Construction Company, Inc. to construct the Downers Park-and-Ride Project as described in the Town's 8/5/13 Request for Bids (minus the concrete bus shelter pad) for a Lump Sum of \$57,911, subject to the receipt of all required permits by the Town, Mr. Cole seconded the motion.** Mr. Horton asked if this was using State or Town funds to pay for the project and what about the discussion that this be at the Perkinsville School? Mr. Mullen said the Perkinsville School didn't work out with the Town Plan and, this will be paid for through a Grant.

Mr. Fuller noted this bid amount was lower than the Grant amount. **The motion carried unanimously.**

H. Approve Release of Request for Bids for Little Ascutney Road Dry Hydrant: **Mr. Fuller made the motion to release the Request for Bids for the Little Ascutney Road dry hydrant, Mr. Arrison seconded the motion.** Mr. Horton asked where this was going. Mr. Fuller said the Foley residence. Mr. Horton said he has seen this pond dry up.

Mrs. Esty asked to keep the Fire Commission more informed and involved in these projects. Mr. Boyer said the Fire Commission wasn't functioning when these Grants were applied for. **Motion carried unanimously.**

I. Approve waiver of bid process for major purchases for Thrasher Road culvert #2 project: Mr. Mullen said the completion date of this project is 0/13/13 so there isn't time to go through the normal bid process. Mr. Cole said the Board should see the bid results even if it is after the fact. Mr. Fuller recommends deferring this to the Highway Committee once the bids are solicited. **Mr. Fuller made the motion to turn over this bid process for this project to the Highway Committee, Mr. Arrison seconded the motion which passed without dissent.**

J. Approve errors and omissions in Grand List: **Mr. Fuller made the motion to approve the errors and omissions to the Grand List dated August 19, 2013. Mr. Clattenburg seconded the motion which passed without dissent.**

K. Update on FEMA reimbursement for July 2, 2013 storm damage: Mr. Mullen said there isn't too much to tell at this time. Mr. Hazeltine said we are still waiting to hear from our FEMA State Representative.

5. Appointments:

F. Crown Point Road Advisory Committee: **Mr. Clattenburg made the motion to appoint Harry Temple to the Crown Point Road Advisory Committee. Mr. Cole seconded the motion which passed without dissent.** Mr. Mullen said we are still waiting to co hear from a Planning Commission member.

6. Sign Treasurer's Warrant: **Mr. Arrison made the motion to approve the Treasurer Warrants as follows:**

General Funds Payroll	\$18,363.72
General Funds Operating Expense	\$38,049.31
Highway Fund Payroll	\$11,673.30
Highway Fund Operating Expense	\$15,467.74
Solid Waste Management Fund Payroll	\$ 1,513.08
Solid Waste Management Fund Operating Expense	\$ 2,989.87
Library	\$ 98.51
Grants	\$ 896.45

Mr. Fuller seconded the motion which passed without dissent.

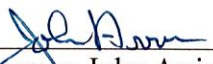
7. Future Meeting Agenda Items: The next meeting is at the West Weathersfield Fire Station. Policy on driver license record checks and proof of insurance second reading, fire commission report, medical insurance information.

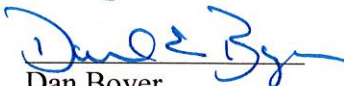
8. Executive Session: Mr. Arrison made the motion to go into Executive Session to discuss Personnel and Litigation. Mr. Cole seconded the motion which passed without dissent.

9. Adjourn: **Mr. Clattenburg made the motion to adjourn. Mr. Fuller seconded the motion which passed without dissent.** The Weathersfield Select Board meeting was adjourned at 9:50 p.m.

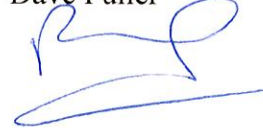
Submitted by,
Lisa Slade

Approved by the Weathersfield Select Board on September 16, 2013


Norman John Arrison


Dan Boyer


Dave Fuller



RECEIVED

OCT 22 2013

WEATHERSFIELD, VT
TOWN CLERK

