

MAY 9, 2006 MINUTES
WARREN SELECT BOARD
WARREN TOWN HALL

7:00 PM

MEMBERS PRESENT: Mac Rood, Chair, Barry Simpson, Mike Brodeur, Burt Bauchner, Steve Butcher (7:10 PM).

OTHERS PRESENT: Kurt Motyka, Chris Kathan, Alan Hartshorn, John Goss, John Donaldson, Rudy Elliott, Alex MaClay, (TV44), Katrina (Valley Reporter), Jim Sanford, Richard Robinson, Raemon Weston Jr, Mike Mayo, Virginia Roth, Cindi Jones.

7:00 PM – Meeting called to order by Mr. Rood.

7:02 PM – **APPROVAL OF MINUTES FOR APRIL 25TH, 2006** – Motion by Mr. Simpson to approve the minutes of April 25, 2006, seconded by Mr. Brodeur. All in Favor: VOTE: 5-0.

7:05 PM – KURT MOTYKA-STANTEC-FORMALLY D&H – FIRE POND

PROJECT STATUS: Kingsbury Construction pressure tested the last sections of the pipe and found the leak at the Trout Hollow Hydrant and at a mechanical fitting about 50' up from the Trout Hollow Hydrant. The bolts were not correctly tightened during installation at the mechanical fitting. Mr. Motyka from D&H recommendation is that Kingsbury clean the pond. They would need to drain the pond and use a mud sucker pump to clean out the pond sediment. Mr. Motyka would need to check with the Agency of Natural Resources concerning draining the pond it see if it requires a storm water discharge permit or it could be drained into the gravel pit. Mr. Hartshorn had a concern about damaging the liner when it is drained. Mr. Motyka expressed that if they used flat soled shoes it would be okay and that they would have sweep everything down from the edges and pump it out from the bottom. Mr. Hartshorn expressed a concern about during the winter ice had built up in the drainage ditch surrounding the pond and that the water/sediment filtered into the pond. Mr. Motyka felt that the once the site is stabilized that any buildup of ice in the ditch would not filter into the pond.

Mr. Kathan inquired about the Hydrant at Route 100 if it had been drained and a plug installed. As of May 9, that work has not been done yet. Mr. Motyka explained that the most cost effective way was to install a plug in the top of the hydrant which Kingsbury is pursuing.

Another issue outstanding was the air release installed at the Trout Hollow Hydrant. The air release was on the plans to install during construction, but at that time it was not installed due the fact that the when the bridge construction is scheduled it would not be needed. However, during the pressure test it was needed and installed and was a initial pay item on the contract and Kingsbury would like to have payment for this. During the time it was installed D&H was not on site to verify that it was correctly installed. This air release will be coming out during the bridge construction. Kingsbury Construction did offer to turn the hydrant at no charge that was not part of the contract. Mr. Kathan spoke to the owner of the property concerning a rock or marker in front of the hydrant. The owner expressed he would like a

rock in front of the hydrant. Mr. Hartshorn expressed that at a later date that it would need to be discussed with the owner about something covering the valve body about 2 feet high and something like a wishing well box that the fire department can operate. This would benefit the fire department in the winter, so that it could be found immediately.

Motion by Mr. Rood to pay the for the air release in trade for turning the hydrant, seconded by Brodeur. All in Favor: VOTE: 5-0.

Ms. Jones expressed the concern about the mound system at the new owners property. Mr. Motyka indicated that the town could hold money on contact for a year concerning the septic system or have Kingsbury provide a bond to warranty that item. Ms. Jones inquired about the additional time on the contract. Mr. Motyka indicated that any additional work since spring start up is accruing liquated damages to Kingsbury Construction. Currently there is about \$18,000 due on the contract to Kingsbury. Which there is a 5% retainage on the pipe and 10% retainage on the project. Currently liquidated damage is at \$5,000 due to D&H for and accrues at \$800/per day. Mr. Butcher requested from Mr. Motyka that D&H get completion date for the project from Kingsbury. Mr. Motyka will follow-up with Kingsbury Construction on a project completion date and will get back to the board.

7:30 PM – PLANNING COMMISSION – TOWN GARAGE - John Donaldson, Jim Sanford and John Goss updated the Select Board concerning the town garage. Mr. Donaldson explained that they sent out RFP'S to 10 engineering firms and received 2 proposals back. The two responses were good and they were local architects. Both firms agreed that the present site is not adequate for future growth. They suggested we look across the road as a possible alternative. The Planning Commission would like to look at all the options from the current site and across the road to see if it was even feasible. The select board was concerned about having the site on both sides of the road. It was brought up many times in meetings that the Planning Commission has had, that the site across the road would be used as temporary site for the garage, to redesign the current site and still be operating as they do. The board would like to keep it in the current spot and not have to be crossing the road from site to site. The Planning Commission would like to look and explore all the options but contain and redesign the current site. The three concepts presented are: design a building on site, design a permanent location across the street, a temporary situation where there would be buildings on both sides to facilitate construction of #1 or #2. There is stipulation that there is a 50' section that cannot be built on as there is a stream located there. The Select Board did express that this project would have to be a phased in project. The Select Board was in full support of having the Planning Commission look at all these options.

8:00 PM – RICHARD ROBINSON/RAEMON WESTON RE: PAVING/NEW TRUCK: Discussion was started with the purchasing of a new truck. The truck would be the same specifications as the last truck that was order. If we do not purchase the truck now before 2007 the cost would be \$6,000 more due to the new smog emissions that would be installed on the truck and that it would have smog emission testing every year. The truck needs to be ordered before January to avoid this new change. The board requested that Mr. Robinson proceed in getting truck quotes with the specifications same as the last truck purchased from Clarks. Mr. Robinson will get quotes from the Mac dealer, JB International

and Clarks, with the stipulation and a written guarantee that it is built before December 31st, and it would be paid for in March or April. Mr. Robinson indicated that the truck would not be completely ready to go until February or March.

Paving - Mr. Weston explained the various scenarios concerning the Lincoln Gap Road Paving Project. It was decided that all of Lincoln Gap would have to be reclaimed increasing the cost. The cost presented by Mr. Weston, who has extensive experience in paving, the asphalt is \$55/ton. The cost to reclaim and pave the 1.5 section of Lincoln Gap would be \$300,373.00. Mr. Weston recommended that to do the project right it would require a 2 ½ inch of type 1 base and he recommends never to put a 1" as the top coarse. This is a very heavy asphalt and gives the road a better base and 1½ type 4 coarse pavement. This would prolong the usefulness and life of the road; it would not prevent the pavement from cracking.

Mr. Weston recommended that in pursuing these quotes that the letter stipulates that the town would need 3 weeks after the reclaiming to prepare the road, and all work to be completed by October 1, or there will be a \$1000.00 penalty.

Motion by Mr. Butcher to have Mr. Robinson and Mr. Weston proceed with quotes for Lincoln Gap and German Flats Road at option 1 from Whitcomb, UPC Ireland, Pike, and ST Paving using the \$120,000.00 Grant, the \$90,000.00 from the general budget and the board will work through the remainder of cost with the Capital budget, seconded by Mr. Bauchner.

8:35 PM – MRVPD WORK PLAN FOR NEXT YEAR AND WARREN DUES: - Mr. Rood explained that Warren needed to pay the dues as approved in last year's budget as the other towns have paid their share.

Motion by Mr. Rood for Warren to pay the due to the Mad River Planning District as budgeted at \$19,100.00, seconded by Mr. Bauchner. All in Favor: VOTE: 5-0.

Mr. Rood explained the work plan as presented by the district. They have been interview applicants for the Mad River Planning Director and have selected Linda Lloyd. The plan included short term goals which are: The Path/MRV byway, public transit, inter-town collaboration, affordable housing, and annual update and review of data trends. The intermediate goals are a community center, Irasville planning. The long term goals are: Master Plan/Data/MOU, energy self-sufficiency, sustainable agriculture and affordable housing.

8:45 PM – ROT/PAPANI WASTEWATER DISPOSAL PERMIT – MIKE MAYO, SEWAGE OFFICER, JOHN ROTH - John Roth was absent, so Virginia Roth came into request the board sign a sewage disposal permit. Mr. Mayo, Sewage Officer had requested site plan that was updated from the original Deerfield map from the 1987 plan before he would sign the disposal use permit to see if it followed the wastewater rules and town ordinances. Ms. Roth stated that the systems existed for the house being built on Lot 22 and 21. The Wastewater rules state that a wastewater system has to be 200' away from a water shed/drinking water source. Ms. Roth indicated that the system was installed in 1988, and the

person who drilled the well in 1991 are not in compliance. Mr. Mayo never saw a letter from Deer Path or Mr. Lefavour indicating that they were built in compliance of the 1996 wastewater rules. Ms. Roth indicated that the State permit was issued for plan before the two wells were drilled and that Mr. Simpson had signed the Disposal permit back on 6/15/05. (See minutes of 6/15/04 attached).

Motion by Mr. Butcher to have Mr. Mayo, Sewage Officer, meet with the engineer, Dexter Lefavour P.C, to walk the site and verify the well head 200' protection area and to have Ms. Roth get from the DEC the two regulations of 87 and 96 rules and to have certification from the engineer that the system is built in accordance with the 96 rules and state verification from state that the design was approved and is fine; along with proof of when the wells were drilled, seconded by Mr. Simpson. All in Favor: VOTE: 5-0.

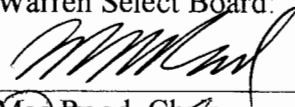
9:30 PM – OTHER BUSINESS: The Select Board approved liquor license for Country Flair, and West Hill House B&B with the stipulation that the barn at the West Hill B&B is pending decision by the Zoning Administrator's approval use.

Motion by Mr. Butcher to approve the Sierra Properties Curb Cut application with the stipulation that they replace the culvert with an 18" culvert, seconded by Mr. Brodeur. All in Favor: VOTE: 5-0.

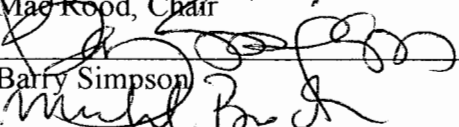
Meeting Adjourned at 9:45 PM.

Respectfully submitted by,
Cindi Hartshorn-Jones, Warren Town Administrator

Warren Select Board:



Mae Rood, Chair



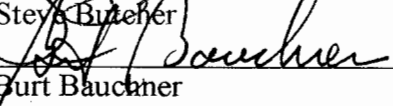
Barry Simpson



Mike Brodeur



Steve Butcher



Burt Baucher