

MINUTES OF THE DUXBURY SELECTBOARD  
April 9, 2007

Members present: JoAnn Berno, Craig Isvak, Todd Liberty, Kym Andrews, Dick Charland

Others present: David Quenneville, Ken Scott, Stan Walker, Catherine Gjessing, Jim Cameron, Pete Degraff, Rick Darby, Glen Towne, Randy Berno

Chair of the Board, JoAnn Berno called the meeting to order at 6 p.m. She then asked David Quenneville for a road update. David reported they are in the process of placing gravel on the River Road and other roads as needed. He will be on vacation May 1 through May 15<sup>th</sup>, however he has a list of items to be completed by other road crew members while he is on vacation.

JoAnn provided a report on the Culvert Replacement on Rte 100 by Red Hen Bakery. The culvert was originally scheduled for replacement the weeks of April 16<sup>th</sup> and 23<sup>rd</sup>. This has been postponed until after the school has completed in June due to State permitting not yet in place. Costs prohibit one lane being open during this project, therefore the road will need to be closed completely during the replacement of the culvert. Traffic will be re-routed through 100B around Middlesex/Moretown. David recommended contacting the Sherriff's office for coverage during the Rt 100 project. JoAnn will look into this.

David notified the Selectboard that Whitcomb has been awarded the paving job of Rt 100 this summer and they will begin grinding in the pit May 7<sup>th</sup>.

Todd Liberty reported Eric Ladensack's last day is May 15<sup>th</sup>. JoAnn requested the Town Clerk advertise for an additional Road Crew Member in the Times Argus Sunday, April 29<sup>th</sup> and May 3<sup>rd</sup> through the 6<sup>th</sup>, the Valley Reporter and Stowe Reporter the weeks of April 30<sup>th</sup> and May 7<sup>th</sup>. Kym Andrews recommended the VT JobLink through the Department of Labor and Ken Scott agreed to research this option.

David left a message for the Insurance Representative in regards to Mrs. Terry's property on Turner Hill. Pending a call back from the Insurance Rep.

Eric Potter visited with Ken Scott and informed him the trees around the Town Office are fine. One Pine could be removed, however it is not in danger this year. JoAnn recommended to hold off until next year and removed the two trees near the Town Offices next year.

Kym Andrews provided information about a Better Back Roads Workshop being sponsored by the Friends of the Mad River. The workshop will cover best maintenance practices and techniques for maintaining gravel roads and managing road drainage. Best maintenance techniques can reduce erosion and save the town money over the long run. This workshop is being held at the Waitsfield Fire Station on Thursday, April 26<sup>th</sup> from 9 a.m. until 2:30 p.m., lunch provided. David Quenneville will be attending this workshop.

JoAnn provided an update on the State Farm property. There is a Purchase and Sale with money transferred for the property. There was a recent right-up in the local newspaper about the future of the property.

Kym provided the Selecbboard with a letter received from the Cycle Conservation Club of Vermont

requesting to utilize motorized vehicles on Town 3 and 4 roads. Todd Liberty will contact Ray Atwood for more information.

JoAnn presented the Casella Contact which needs to be executed and returned. It is in agreement with the approved Town Budget. Todd made a motion to accept the Casella Waste contract for trash removal for 1 year. Dick Charland seconded, all in favor.

JoAnn presented the Fire Protection Contact as per the approved Town Budget. JoAnn, Todd, and Craig signed the contact.

Catherine Gjessing from the Planning Commission was present to revisit the Town Plan and correct what is construed as a typographical error from the revision previously approved by the Town Selectboard. On page 42 in the Duxbury Town Plan the typographical error read "...more than five additional housing units and/or building lots...". The correct number and reading is as follows: "...more than ten additional housing units and/or building lots..." Stan Walker of the Development Review Board was also present to explain the restriction the typographical error presented.

JoAnn made a motion to change the Town Plan due to a typographical error. Craig seconded, all in favor.

Stan informed the Selectboard of a study of the impact of Chittenden County spreading and ways to help control that growth. This study is due to be completed the end of June. Catherine discussed clustered homes facilitating goals in the Town Plan.

Stan discussed the biways program surrendering towns with Rte 100. The Regional Planning Commission has been involved and is now putting a package together with the Mad River Valley proposal. This will not be a regulatory document, however it does open up State funding, bike lanes, widening bridges, etc. Stan cautions that we also have to look at what controls it creates.

Catherine requested that when appointing the Planning Commission members terms to set them at staggered three year terms. Catherine reviewed the appointments as listed in the Town Report. JoAnn made a motion to reappoint Wayne Walker and Winston Rost and the set the terms for the Planning Commission at 3 year staggered terms. Kym Andrews seconded, all in favor.

Jim Cameron, landowner of 36 acres on River Road, was present along with Pete Degraff, Engineer, Rick Darby, Attorney, Glen Towne, Surveyor, and Randy Berno of the Development Review Board. He has engineering and septic approval for three house sites. The Development Review Board has approved the site plan, absent parking. The existing road is a legal trail 2 rods wide and there is currently permitting for 23 parking spots. There is documents to prove the center of the road to other property owners off the legal trail. Todd Liberty informed Jim Cameron there is no parking allowed in a Right-of-Way. Randy Berno confirmed the Zoning Ordinance which states such. Jim Cameron proceeded to provide an overview of the history. After discussion Todd Liberty made the motion to decline the Camels Hump Properties request to use a town right-of-way for parking. Craig Isvak seconded, all in favor. Jim Cameron shared a plan B, along with his attorney, Rick Darby. In this plan the 9 parking spots have been moved up and out of the right-of-way. Selectboard is no longer needed in this decision. Jim Cameron to present plan B to the Development Review Board for approval.

Randy Berno reviewed the Zoning Administrator and Development Review Board appointments. Mo LaVanway and Wayne Walker are up for re-election of a 5-year term. JoAnn Berno made the motion to

reappoint Mo LaVanway and Wayne Walker to a 5-year term on the Development Review Board. Kym Andrews seconded, all in favor.

Todd Liberty made a motion to accept the minutes of the Town Plan and the Selectboard Minutes of March 12<sup>nd</sup>. Dick Charland seconded, all in favor.

JoAnn read a letter from Mike Macarilla regarding resigning from the Delinquent Tax Collector position. JoAnn Berno made a motion to accept the letter. Kym Andrews seconded, all in favor. The Board requested for the Town Clerk to post the position within 10 business days at the 3 public locations. Once letters of interest are received they will be reviewed at the next Selectboard meeting for appointment of a new Delinquent Tax Collector. JoAnn informed the Board Mike Macarilla has agreed to continue to fill the position until the Selectboard appoints someone else.

Todd Liberty was presented with the Bridge Inspection Report which he will review and return to the State of Vermont.

JoAnn gave Municipal Education Program information received via mail to Kym Andrews to research.

Kym presented a request from the Central Vermont Runners to conduct their twenty-fourth annual Leaf Peepers Half Marathon and 5K Race on Sunday, September 30, 2007. The Half Marathon takes place through Waterbury and along the River Road. Last year both Waterbury and Duxbury granted permission for the Winooski Street Bridge to be closed and it is requested to do so again this year. JoAnn Berno made the motion to approve the Leaf Peepers Half Marathon through Duxbury pending the receipt of a Certificate of Liability. Dick Charland seconded, all in favor.

JoAnn presented the Dry Hydrant Grant Application to Todd for further research and review.

JoAnn reviewed the Historical Society's request to use the plaque currently in the Town Clerks office at a display in the Tunbridge Vermont Expo on June 23<sup>rd</sup> and 24<sup>th</sup>. This plaque is an original plaque which was removed from the first bridge crossing the Winooski River into Waterbury prior to the 1927 flood. All Selectboard members were in agreement of granting this request.

JoAnn presented a March of Dimes request to use the walk route around River Road. All approved pending Certificate of Liability is received to the Town Clerks office prior to the walk. Kym Andrews to notify March of Dimes.

Dick Charland reported he had talked with Fred Collins regarding the addition to the Town Clerks office. Fred is current away for a month, however prior to leaving he provided Dick with the names of others involved. Dick will contact them to schedule a meeting upon Fred's return.

JoAnn reviewed a request from the Green Mountain Stage Race request to hold the race on Rte 100 September 2, 2007. There was a discussion about the safety of riders during the race and the automobile traffic delays on Rte 100 this year. JoAnn Berno made a motion to deny the Green Mountain Stage Race their request due to the uncertainty of the Rte 100 paving project and the concern with safety of the event. Craig Isvak seconded, all in favor. Kym Andrews to send a letter.

The budget through March 30<sup>th</sup> of 2007 was reviewed. Kym requested more information regarding the heating cost of the Town Office. Ken Scott will research this line item as it appears to be inaccurate. Craig questioned the MRSWA line item which has been 99.70% paid to date. Ken confirmed this is an

annually paid line item which will see no further charges.

Meeting was adjourned at 9 p.m.