



Town of Bolton
3045 Theodore Roosevelt Highway
Bolton VT 05676
802-434-5075

Select Board Meeting Minutes

May 5, 2014
5:45 p.m.
Bolton Town Office

Board members present: Josh Arneson, Gene Armstrong, Jen Dudley-Gaillard, Ron Lafreniere, Chair, and Sharon Murray

Board members absent: None

Also present: Eric Andrews, Sally Carpenter, Ken Barkyoumb, Mike Gervia, Tom Moreau, Joss Besse, Catherine Antley, John Tschernenko

Clerk: Amy Grover

The meeting was called to order at 5:49 p.m. by Ron.

There were no changes to the agenda.

Appointments:

1. Eric Andrews provided the board with a highway update and noted that:
 - There were multiple complaints with driveway culvert and drainage issues on Wentworth Road.
 - The roadside mower deck is being rebuilt.
 - Green Up Day refuse had been picked up and transported.
 - Spring road work was in process; culvert clearing, ditching, and road re-shaping as conditions allow, many areas still too wet to complete work.
 - The town did not receive FY '15 grant funding for paving.

The board noted that:

- Gene and Eric would respond to the Wentworth Road complaints and do a site visit.
 - Additional complaints were forwarded to the board regarding the quality of and ditching work done on Mill Brook Road, a fence erected in the Mill Brook Road r.o.w. may have been in response to the work done, and reports that the road condition was much worse after grading. Eric noted that road work was still in process, and not completed.
 - The town does not maintain/repair private driveway culverts due to the financial impact that would bring to taxpayers
2. Sally Carpenter and Ken Barkyoumb - Bolton zoning process, porch application. Sharon noted that she had chaired the DRB hearing under discussion, and recused herself to the audience due to Ms. Carpenter's and Mr. Barkyoumb's questioned conflict of interest. Sharon stated that she would answer questions in terms of the DRB if requested. Ms. Carpenter and Mr. Barkyoumb stated that:
 - The zoning process for a porch addition had been too lengthy, there was miscommunication/lack of communication by the town, they believed they had been permitted

for a 6' x 12' porch, the permit was issued for a 6' x 8' porch, if they wanted the DRB to reconsider they had to now pay an additional \$137 fee.

Jen asked for additional information from Sharon. Sharon noted that:

- The home was in the road right of way and required a waiver, and that only a 50% waiver was allowed, which determined the smaller size approved.
- All of the information and calculations were included in the DRB decision.
- Their options were reconsideration by the DRB, or appeal to environmental court.
- The Select Board had the authority to waive the \$137 reconsideration fee.

Jen made the motion *“to waive the \$137 application fee for Ms. Carpenter and Mr. Barkyoub should they want to come back before the DRB for reconsideration.”* Gene seconded. There was no further discussion. All were in favor and the motion passed (5-0).

3. Mike Gervia – BVFD, Fireworks, and LEOP. Mike noted:

BVFD:

- The BVFD is not incorporated, the chief is elected by members, officers approved by the Select Board, the chief's stipend is \$1100, and he took ½ of the stipend this year.
- Budget additions have been approved by the Select Board over the past several years and then not reflected in the budget.
- He had submitted a 26K grant application for radio replacement.
- Future restriping of the parking lot will provide more spaces with angle parking.
- The department will need to repair The Ponds dry hydrant, Joiner Brook hydrant not yet visible for inspection due to high, turbid water.

Fireworks: the group discussed a potential fireworks ordinance. Noted:

- Typically the fire chief signs the permit and does pre and post site inspections.
- Permits may only charge the administrative cost – other towns between \$15 - \$150

John Tschernenko stated that the town should be receiving a significant fee to benefit the BVFD in return for residents putting up with the noise and disruption of fireworks. Ron stated that the Select Board will continue to review information on enacting an ordinance.

LEOP: the group discussed the Local Emergency Operations Plan draft. It was noted:

- The LEOP has to be certified by someone with ICS 100 or 410 training, only Mike and members of the BVFD had that training.
- The LEOP and adoption of NIMS were required for federal emergency funding.
- There had been lack of communication/firetones from the state during Irene; Duxbury Road evacuation and notice of any dam release.

Sharon made the motion *“to adopt the resolution that adopts NIMS.”* Josh seconded. There was no further discussion. All were in favor and the motion passed (5-0). Sharon made the motion *“to adopt the 2014-2015 LEOP pending review by Mike Gervia.”* Josh seconded. There was no further discussion. All were in favor and the motion passed (5-0).

4. Tom Moreau – CSWD proposed FY '15 budget. Tom noted that:

- The budget was up 4/3% mostly due to restoring the compost element.
- Without the compost, the increase would have been 1.9%.
- Careful testing of compost is being practiced.
- There will be an increase in tipping fees but not drop offs.
- CSWD will need to address the drop off in the recycling market.

Sharon made the motion *“to accept the CSWD FY '15 proposed budget as presented.”* Jen seconded. There was no further discussion. All were in favor and the motion passed (5-0).

5. John Tschernenko – Wentworth Road. John noted that:
- Drainage issues in the last six years had exponentially increased, especially the amount of water movement off the mountain.
 - The town had set a precedent replacing driveway culverts six years ago.
 - Issues are being overlooked that impact drainage, and residents need help, they are a small part of a much larger problem.
 - He has been parking in the road and walking home due to driveway culvert issues.

The board noted that:

- They had reviewed the Wentworth issues with Eric previously in the meeting.
- Winter conditions had frozen every culvert in town and changed drainage patterns.
- Gene and Eric were going to look at the area this week.
- Bolton Valley operates under storm water permits from the state.

Business and Action Items:

1. Financial:
 - Reserve Fund: tabled until the next meeting due to time constraints.
 - BVFD Renovation loan: Amy working with Merchant's Bank on options for refinancing prior to 2016.
 - BOLL information: Grant money and expenditures spanned two fiscal years.
 - Expenditures and Revenues: reports dispersed to the board for review.
 - Payroll Audit: completed by the VLCT, everything in excellent order, an anticipated reimbursement of \$350 for workman's compensation.
 - Warrants: signed.
2. CSWD Representative: Gene motioned "*to appoint Duncan Galbraith as Bolton's CSWD representative to serve a two year term; June 1, 2014 – June 1, 2016.*" Ron seconded. There was no further discussion. All were in favor, and the motion passed (5-0).
3. DRB Appointments: tabled until the next meeting due to time constraints.
4. Ancient Roads: The board and Catherine Antley reviewed the 2/2015 deadline for identifying ancient roads and discussion included:
 - Uncertainty of the Select Board history in not pursuing maintaining ancient roads.
 - A deadline had been missed, if the town wanted to maintain the r.o.w. the same process of laying out a road would need to be followed.
 - No action would result in the road/s that are no longer visible on the ground automatically being thrown up.
 - There were issues on both sides: abandoning an r.o.w. land locking parcels and roads on private property.
 - Sharon and Jen volunteered to pursue by at the least identify possible key roads; including access to the Winooski River.
 - Amy will put notice in the Gazette.
5. Minutes April 14, 2014: Gene made the motion "*to accept the minutes of April 14, 2014.*" Sharon seconded. There was no further discussion. All were in favor and the motion passed (5-0).

6. Communications:

- CCRPC FY '15 Plans: Joss Besse noted the work plan includes a 3K request from Bolton for data and mapping, with hearings scheduled in May on the work plan and amendments to the CCRPC bylaws.
- Human Society: thank you letter for the donation in memory of Kasey Farnsworth.
- Mt. Gazette: Front page article in the May edition focusing on safety at the Bolton Potholes.
- SOV, Department of F, P & R: notification of annual projects for state lands in Bolton including timber sales in Camel's Hump State Park and Robbins Mt., rehabilitation of Bolton and Bryant lodges, drainage and road repair work, Long Trail relocation continuance.
- VLCT Spring forum: training available.
- VT Tobacco Evaluation and Review: Ron will complete the survey on opinions on tobacco related policies.

7. Any other business: Amy will contact the state and ask a representative to attend the next meeting re: material storage, RT 2 project.

Closing:

- No other business was brought before this Board at this time. Gene motioned to close the meeting at 9:20 p.m. Jen seconded. There was no further discussion. All were in favor and the motion passed (5-0).

Attest: *Amy Grover, Clerk*

Minutes are unofficial until approved. These minutes were read and approved by the Bolton Select Board on May 19, 2014, Ron Lafreniere, Chair, For the Board