

**TOWN OF FAIR HAVEN
SELECT BOARD
WATER AND SEWER COMMISSIONERS
LIQUOR COMMISSIONERS—CEMETERY COMMISSIONERS**

FEBRUARY 23, 2010

Members Present: Ron Adams, Ray Bunker, Julie Ellis, Jeff Sheldon, Claire Stanley

Others Present: Bonnie Rosati, Bob Richards, Cindy Adams, Karen Close, Police Chief Bill Humphries, Rose Anne VanLew, Lorraine Brown, Bob Spaulding, Dale Kerber

CALL TO ORDER

Chair Ron Adams called the meeting of the Fair Haven Select Board to order at 7 p.m.

APPROVAL OF MINUTES

Ray Bunker made a motion to approve the minutes of the February 9, 2010 Select Board meeting. Second by Claire Stanley. Attention was called to an omission in the list of people to attend meetings relating to the school-lock-down-drills—add head of Rescue Squad and Public Works Supervisor. With the addition, the minutes were approved by a 5-0 vote.

PUBLIC COMMENT

RoseAnne VanLew said she has made numerous trips to the town office and has never noted any problem (among personnel).

APPOINTMENTS WITH INDIVIDUALS

Rick Wells came before the Board to discuss a problem in his neighborhood on Pleasant Street. The issue is vehicular noise (revving up car motors) and junk cars. After discussion the Chair and Claire Stanley agreed to go and talk with the person he says is causing the problem.

Historical Society/Lorraine Brown—Ms. Brown, in behalf of the Society, asks for permission to use the Park, July 25, for the Society's History Day. Ray Bunker made a motion to grant their request. Second by Jeff Sheldon. Motion carried with a 5-0 vote.

DEPARTMENT HEAD REPORTS, COMMITTEES

Police Chief Humphries spoke to the Board about a two-day motorcycle safety class. Attending this would make it possible for the department to have local classes. Board members responded with support. He has information about a grant to supply MBT units for the department cars. This is a four year program with no cost to the town the first year. The following three years it would cost \$1800 a year for three units. Ray Bunker made a motion for the Board to support this. Second by Claire Stanley. Motion carried with a 5-0 vote. Julie Ellis made a motion to have the Town Manager draft a letter of support and authorized her to sign in behalf of the Select Board. Second by Ray Bunker. Motion carried with a 5-0 vote. The use of these units would eliminate some of the duties

of the dispatcher and provide information for the officer more efficiently. He indicated Rutland is getting new finger printing equipment, and the old equipment might come our way.

Public Works is getting many complaints about South Main Street. The street is in really bad condition and, according to the state, not scheduled for work for several years. It was suggested Board members and others make phone calls regarding the condition and the need for attention this year. Phone numbers: District Supervisor Tom Roberts 786-0027, Secretary of Transportation David Dill 828-2657. Cindy Adams, who is a member of the Rutland County Transportation Council, offered to present the problem of South Main Street to the Council.

Fire Department reports a new lock has been installed on the door between the hall and the fire department. The key is in the vault. The invitations for the annual department dinner, Friday, February 26, 6 p.m. at the Eagles Club, were presented.

NEW BUSINESS

ZBA/Legal Counsel and Fees. Howard Smith, owner of property at the corner of Pleasant and Prospect Streets, alleges the response to his application was not given in a timely manner. Cindy Adams, Chair, says he was given a verbal response in a timely manner and that he did not meet any of the criteria required. The Zoning Board is asking for legal action to be taken in this matter. Julie Ellis made a motion to support ZBA in a legal manner with Attorney Bloomer to prepare a summary judgment. Second by Claire Stanley. The Town Manager says the cost of this procedure can be paid for out of "Select Board Legal Services." Motion carried with a 5-0 vote. The Chair emphasized the importance of making response in a timely manner and suggested the response be in two weeks even though 45 days are allowed for response.

Robert Spaulding came to the Board with a contract amendment, this to apply for March 1, 2010 to June 30, 2011. There was lengthy discussion between Spaulding and the Select Board relating to procedures at the transfer station and some improvements that can be made. In the document submitted two changes were made. One corrected the dates which should be March 1, 2010 to June 30, 2011. The other was omitting the third paragraph which relates to metal recycling. Julie Ellis made a motion to accept the contract amendment from Spaulding with the changes. Second by Ray Bunker. The motion carried with a 5-0 vote.

Town of Hampton Agreement is a fire protection agreement between the Town of Fair Haven and the Town of Hampton for protection of Town of Hampton Fire District II. Claire Stanley made a motion to accept the mutual aid agreement from Hampton. Second by Ray Bunker. The motion carried with a 5-0 vote.

Approval of Job Description change for position of *Driver/Laborer*. The Union is in agreement to add to the job description a driver can load his own truck when no one else is available. Claire Stanley made a motion to approve the job description as amended. Second by Julie Ellis. Motion carried with a 5-0 vote.

Fair Haven Farmers' Market. Acting on the request of Sherry Smith, Manager, Julie Ellis made a motion to grant Farmers' Market the right to hold Farmers' Market at the Park as they did last year. Second by Jeff Sheldon. The motion carried with a 5-0 vote.

Planning Commission Reappointment. Ray Bunker made a motion to reappoint Kevin Durkee to the Planning Commission. Second by Jeff Sheldon. The motion carried with a 5-0 vote.

Vermont Structural Slate Company is offering to convey their interest in the three dams in Fair Haven on the Castleton River to the Town. After lengthy discussion, Jeff Sheldon made a motion to accept Vermont Structural Slate Company's offer for the dams via a Quit Claim Deed for the sum of \$1.00. Second by Ray Bunker. The motion carried with a 3-2 vote. Adams and Ellis opposing the motion; Sheldon, Bunker and Stanley in favor.

Municipal Building/upgrade entry: This relates to the entry to the police station where a roof is needed over the steps. Claire Stanley made a motion to build a roof over the back entry to the building (police station). Second by Ray Bunker. It will be necessary to apply for a variance before this can be done. Motion carried with a 5-0 vote.

Coin Drop Advertisement will let people know four Coin Drops will be allowed. The advertisement will appear for two weeks and the decision on the four will be made at the April 5 meeting of the Select Board.

Town Green Maintenance will again be done by contract. After discussion and by consensus, the Board agreed to advertise for three-year bids. These to be due by April 19 and opened at the April 20 meeting.

(The Chair declared a recess at 9:35: back in session at 9:45)

Executive Session/Personnel. Claire Stanley made a motion to go into Executive Session at 9:45 with the Police Chief and Town Manager to discuss personnel. Second by Ray Bunker. The motion carried 5-0. Julie Ellis made a motion to return to open session at 10:50. Second by Claire Stanley. The motion carried with a 5-0 vote. Action to be taken, the Board directs the Town Manager to put the phone system back to the automated menu system.

OLD BUSINESS

Farnham Scale System Contract has been presented. They are responsible for maintenance of the scales at the transfer station. Jeff Sheldon made a motion to accept the contract, valid until 1/31/2011. Second by Ray Bunker. The motion carried with a 5-0 vote.

REVIEW OF FINANCE REPORTS

Financial reports were given to the Board for review.

REPORTS OF BOARDS

Town Manager Serena Williams reported an error in the date reserved by the Legion for the Carnival. It should be June 24, 25, and 26. The Airpark gate has been closed due to muddy conditions. She will get with proper persons to see what needs to be done with the new lease needed for the Teen Center. It is to include the town's offer to cover heat, lights, water and sewer costs. There is to be a Teen Center meeting March 4. The water tank inspection is done. There is no change in the town boundary—information for the census. In response to her question, the Board agreed to advertise the census taker positions on the website.

Claire Stanley suggested the Horticulture Class might want to work with the city on plantings. She emphasized the employee evaluations must be done and job descriptions finished.

Town of Fair Haven Select Board, February 23, 2010

Ron Adams reported Jared and Jason Ellis are offering to clean off an unused area of the Air Park that could become part of the archery course. It would be opened up with a 3-D road. The Select Board agreed to let them do it.

SIGNING OF WARRANT

Claire Stanley made a motion to pay the Warrant as follows: Payroll--\$29,977.07; General Fund--\$511,018.10. Second by Ray Bunker. The motion carried with a 5-0 vote.

ADJOURNMENT

Julie Ellis made a motion to adjourn at 11:05 p.m. Second by Ray Bunker. The meeting adjourned.

**Respectfully Submitted,
Wilma DeSpain**

Claire Stanley, Clerk