

**MEETING OF THE
ORWELL SELECT BOARD
August 13, 2007
7:30 p.m.
Town Office**

**Select Board - Walker James
Carla Ochs
Roland Simmons
Peter Young**

**Present: Allen M. Alger Mark Young, Treasurer
Allen R. Alger**

Susan Ann Arnebold, Clerk

The meeting was called to order at 7:35 p.m., by Roland Simmons, Chair.

1. CITIZENS COMMENTS.

Allen R. Alger explained that at the new Firehouse, water is coming in the east door. The original ground work has settled with the building and now something needs to be done about the water flow. Discussion ensued. The Select Board asked the Road Crew to work on correcting this problem.

2. HIGHWAY REPORT.

a. Road Foreman Report - Allen M. Alger noted that the Road Crew will be working on the Knox Hill Road ditching project this week. This work will be funded by a Better Back Roads grant.

The Road Foreman would like to take 5 days of vacation starting October 27, 2007. This should not be a problem, the Select Board stated.

b. Mt Independence Drain Request - Roland Simmons read the reply received from Merle Miller, Project Manager for the Mount. Discussion followed.

The Select Board has great concerns about the installation of an exterior drain around the Mount tank that will be directed into the town road right-of-way.

Before the Select Board considers signing any right-of-way permit, they will request that a copy of any State water analysis report be sent to the Town. In addition, the Select Board will request that the Orwell Treatment Plant manager be allowed to do his own testing at the Town's discretion [up to six during the year], all costs of this testing to be paid by the State agency in charge of the Mount Independence site. Roland Simmons will discuss these conditions with Merle Miller.

c. Overfill Protection Devices - Roland Simmons reported that he has been unable to contact D & M Petroleum of Bristol to have them install the overfill protection devices in both the diesel and gas tanks as required by the State. Would the Board consider hiring some other company on the State qualified list? Discussion followed.

The Select Board approved contacting McIntyre Fuels [the company that has been doing the three year tank inspection required by the State] to work on this. The Chair will make this call.

d. Right of Way Notices - Roland Simmons read the letters requesting objects be removed from the town road right-of-ways on Horton Road and North Orwell Road. Both objects were reported as being moved out of the town road right-of-way.

3. MINUTES.

Carla Ochs moved to accept the minutes of the regular meeting of July 23, 2007, as written. Peter Young seconded the motion. The motion passed - 4 Yes 0 No.

4. PAYMENT OF BILLS.

Walker James moved to pay the General Fund orders in the amount of \$7,195.90; the Sewer orders in the amount of \$696.48, and the Town and Sewer payrolls. Carla Ochs seconded the motion. The motion passed - 4 Yes 0 No.

5. SEWER REPORT.

Roland Simmons reviewed and signed the monthly report submitted by Martin Williams.

6. TREASURER'S REPORT.

7. OLD BUSINESS.

a. Verterre Checks - The State checks made out to the Town of Orwell to pay the balance owed to Verterre Group arrived, were signed by Roland Simmons and then turned over to Verterre. The State check due the Town of Orwell has to date not been received. This money is the final phase of the hazardous waste project at the Firehouse.

b. Prebate Info Sheets - Privacy - The Select Board, Clerk and Treasurer reviewed the different opinions expressed on this matter received from VLCT, the Tax Department, and the Secretary of State. Discussion followed. No action was taken and nothing was decided as further information is needed.

c. State Pay't to Towns - Carla Ochs researched the payment to municipal treasuries given by the State under Act 68. After receiving and reviewing the FY2007 Act 68 Cash Flow sheets from Laura Jacobowski, Carla Ochs found the municipal treasury payment [in the amount of \$1,581] listed on these sheets. This payment actually is a reduction from the amount that the Town of Orwell sends to the State Education Fund. She further explained how this process works.

d. Delinquent Tax Deposit - The Treasurer notified the Select Board last week that the Delinquent Tax Collector made a deposit in July of taxes he collected.

8. NEW BUSINESS.

a. Purge Checklist Date - The Town Clerk explained that it is again an odd year and purging required by the statutes needs to be done. Current checklists were made available to BCA members and a possible date for a BCA meeting set at August 27, 2007, at 7:30 p.m.

b. VALA - Roland Simmons recommended that the Select Board support town officials who wish to participate at the statewide level in their particular positions. For instance, Cheryl Tudhope was asked to consider running for President of the Vermont Assessor and Listers Association by fellow listers. She would like to consider this but feels she will need help from the town in the form of mileage and phone expenditure. Discussion ensued.

Carla Ochs moved to have the Select Board support elected officials who wish to participate in state level positions. Walker James seconded the motion. The motion passed - 4 Yes 0 No.

c. Private Road Name - Donald Tupper requested that he get approval to name the road on his Blakely land Maple Ridge.

Peter Young moved to approve the name Maple Ridge for Donald Tupper's private road located on his Blakely land. Carla Ochs seconded the motion. The motion passed - 4 Yes 0 No.

9. OTHER BUSINESS.

a. Town Attorney Notice of Appearance - On the appeal of Clyde's Place, LLC to the Vermont

Environmental Court, the town attorney, Mark Werle sent a copy to Orwell confirming that he has filed a Notice of Appearance on behalf of the Town of Orwell with the Vermont Environmental Court.

b. Earth Waste Corrected Letter - The Town of Orwell received a corrected letter from Earth Waste Systems confirming the Select Board's request of a \$500 a year for three year contract plus \$500 for the current year, 2007. Earth Waste handles the metal at Clean Up day and has done this work for Orwell several years in the past and has proven to be timely in pick up and clean up.

10. ADJOURNMENT.

Peter Young moved to adjourn the meeting at 9:10 p.m. Carla Ochs seconded the motion. The motion passed - 4 Yes - 0 No.

Respectfully submitted,

Susan Ann Arnebold

Clerk of the Board