

**MEETING OF THE  
ORWELL SELECT BOARD  
April 27, 2009  
7:30 p.m.  
Town Office**

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

**Present: Allen M. Alger Chris Mongeur  
Allen R. Alger Christine Pouliot, Parade Committee  
Robert G. Arnebold Pam Stefanek  
Rae Anne Barry Cathy Tester, Parade Committee  
Art Bell**

**Susan Ann Arnebold, Clerk**

The meeting was called to order at 7:30 p.m., by Roland Simmons, Chair.

**1. CITIZENS COMMENTS.**

None.

**2. HIGHWAY REPORT.**

a. Road Foreman Report - Allen M. Alger reported that he received a quote for the separator installation from MacIntyre of \$6,800. Dundon's quote was half this amount.

MacIntyre is waiting for the frost to leave before doing the required 3 year UST testing.

Allen M. Alger is keeping close track of all the billing for the temporary road materials and labor. There is no plan to put in any culverts along the landslide road area at this time. See 7.d below for further information on this ongoing project.

Rae Anne Barry reported that she is continuing to have support construction work done to protect her buildings.

b. State Highway Aid Check - The Select Board was notified on April 22, 2009 that "VTrans has been given the green light to make the April town highway aid payment [number 4 of 4 payments for FY 2009]. All towns should have their money by week's end, if not sooner." This is good news, at least at this point.

c. Response & Recovery for Road Crews - This is a series of workshops on disaster response and recovery that will focus on some important questions about the process of dealing with an emergency. The Road Crew plans to attend the June 2nd workshop held at the Howe Center in Rutland.

d. Flagger Workshop - The Select Board received confirmation of the Orwell highway department's participation in the regional flagger and work zone safety training refresher class which was held in Hubbardton on March 31, 2009. PACIF representative thanked the Orwell Road Crew for their continued efforts in workplace safety.

e. d&f Bid - The Select Board received a proposal for paving from d&f with a quote of \$78 a ton in place. Wilk Paving's quote is \$67.46 for the same work. Discussion followed:

**Walker James moved to accept the Wilk Paving proposal of \$67.46 per ton [430 tons] and to have the Chair sign the proposal sheet. Paula Barnes seconded the motion. The motion passed - 5 Yes 0 No**

Allen M. Alger will let Wilk Paving know of this approval vote; and the clerk will mail the signed proposal sheet tomorrow.

f. Access Permit - The Select Board reviewed an access permit application submitted by Art Bell for a second driveway on his property at 96 Royce Hill Road. Discussion followed.

**Peter Young moved to approve the access permit application for Art Bell with the change made and approved by the Road Foreman of using a blind ditch instead of a culvert. Carla Ochs seconded the motion. The motion passed - 5 Yes 0 No.**

### 3. MINUTES.

Walker James moved to accept the minutes of the regular meeting of April 13, 2009, as written. Paula Barnes seconded the motion. The motion passed - 5 Yes 0 No.

### 4. PAYMENT OF BILLS.

Paula Barnes moved to pay the General Fund orders in the amount of \$28,563.60, Sewer Fund orders in the amount of \$1,308.41 and the Town payroll. Carla Ochs seconded the motion. The motion passed - 5 Yes 0 No.

### 5. SEWER REPORT.

Walker James reported that a stand pipe was installed at the sewer treatment plant.

### 6. TREASURER'S REPORT.

### 7. OLD BUSINESS.

a. ID Theft Policy - Utility Coverage - The Select Board reviewed the material on the ID Theft Policy. The VLCT wants the towns to be aware that all municipalities have to have an ID Theft prevention policy.

After studying the ID Theft sheet, the Select Board stated that the Town does not accept credit card payments for any payments to the Town. All bills have to be approved for payment by the Select Board and then placed on orders drawn by the Select Board.

Our simple credit card policy is that the Town does not accept credit cards payments so we do not have to worry about ID theft problems. Since the Town does not take payments by credit cards, our ID Theft is a minimal risk for the Town of Orwell.

b. Town Office Sign Quote - The quote from David Abbott for a new sign for the town office was reviewed by the Select Board. Discussion followed.

**Peter Young moved to accept the quote of \$1,200.00 for a new sign with details as submitted and with minor lettering alteration. Walker James seconded the motion. The motion passed - 5 Yes 0 No.**

The Town and Assistant Town Clerk will finalize the lettering adjustment and notify David Abbott.

c. Clean Up Day - Dean Hanson will not be available to work on Clean Up day. The Select Board discussed the arrangement for the different types of equipment to be placed at the town garage.

Allen R. Alger will graciously repeat supplying good food for the workers on Clean Up Day.

d. Temporary Road - Pam Stefanek [from Otter Creek Natural Resource Conservation District] presented information from the FEMA website along with a list of general contractors and consultants for the Select Board to use to address the landslide situation on Mount Independence Road about 3/4 of a mile South of the Mount. The Select Board continues to work on finding funding to do testing and studies to learn if anything can be done to stabilize this area. Pam Stafenek advised that the most important thing to remember is to document.

One suggestion was to see if the towns along the Lake have enough damage to total the \$1 million

threshold required by FEMA for funds. This would be the first step. Paula Barnes and Roland Simmons will contact some of the other Towns. Carla Ochs will contact Susan Warren in search of any further information.

e. Vermont Land Trust - Roland Simmons reported that he called to notify the Land Trust about the temporary road at the Maglorie Audet residence and followed this up with a letter to Adam Piper. As far as the temporary road, Adam Piper has no problem with the safety issue but emphasized that the topsoil must not be moved.

In addition, the Select Board will keep a check on the pipe coming from the Mark Russell property that Mark Russell stated he would take care of at the April 13, 2009 Select Board meeting.

## 8. NEW BUSINESS.

a. Orwell Parade Issue - Cathy Tester - The reason we [Cathy Tester and Christine Pouliot] are here

is that last year we had an issue with a family who wanted to have their children [fourth and sixth graders] ride their motor scooters in the parade. The Orwell Parade Committee policy is that no one is allowed to ride motor scooters except the Shriners for safety issues. But as the father was dropping off his child for the parade last year he announced that his children will ride their motor scooters in the parade this year. He was again told that this is against the Orwell Parade guidelines.

The Parade Committee is looking for the support of the Orwell Select Board on this vital safety issue. Discussion ensued.

The Select Board feels the town insurance would not approve of this action. The Select Board fully backs the Parade Committee on this safety requirement. The written policies of the Parade Committee are always made available to all people.

The Second Constable, Allen R. Alger will be at the Parade to be sure that people abide by the safety requirements of the Orwell Parade Committee.

**Peter Young moved to fully support the Orwell Parade Committee policy in not allowing motor bikes, scooters, etc. in the parade for safety reasons. If there are any issues that come up, the Parade Committee will contact the Second Constable for enforcement of any violations and if need be to contact the State Police. Walker James seconded the motion. The motion passed - 5 Yes 0 No.**

b. Orwell Parade Select Board Participation - Four members of the Select Board will be riding in the 2009 Orwell Memorial Day Parade.

c. Old Foundry Road and Cows - Peter Young reported that the Animal Control Officer received complaints about cattle [cows] on private property on Old Foundry Road doing damage to the property. Apparently there is no fence to keep the animals in. The Humane Society and the State Ag Agency have washed their hands of this problem. There seems to be feed but no fencing. Discussion ensued.

Currently, there are 27 animals not properly fenced. There are years of documentation about contacting the owners about the issue of cattle at large at this site.

It is now up to the Select Board. People have tried to get the owners to take care of this issue. This problem has been going on for over ten years. The Select Board will follow the statutes and will take care of this issue of cattle trespassing and damage to neighboring properties.

Walker James will make contact with the Traverses tomorrow; and Peter Young will do further research to solve this problem.

## 9. OTHER BUSINESS.

a. PACIF Update on Buildings - The following information was received from PACIF on town building values for insurance purposes:

Fire Station - \$595,611 value - increased premium by \$951.00

Town Office - \$254,533 value

Truck Garage - \$281,657 value - these two would increase premium by \$743.00

Allen M. Alger stated that the PACIF representative will be at the truck garage Wednesday, April 29, 2009 at 5:00 p.m.

b. Ti Ferry, New Owner - The new owner of the Ticonderoga Ferry asked about refreshing the ferry signs along Route 73. The State informed the owner that these ferry signs are the Town's responsibility. Discussion followed.

The Road Crew will fix all the signs on this post.

c. School Fuel - Peter Young reported that he presented the Select Board's fuel suggestion to the School Board but to date has not heard anything back. The clerk was asked to send out the school fuel billing to cover from January 2009 to the current date.

d. Kennels - The Select Board reviewed the requirements for kennels and kennel permits.

e. Check from School Fund - Roland Simmons reported that the Town got a check for \$9,040.45 for a property tax adjustment for FY 2009, from the School fund. This was received on April 24, 2009, and deposited on April 24, 2009.

#### 10. ADJOURNMENT.

**Carla Ochs moved to adjourn the meeting at 9:20 p.m. Peter Young seconded the motion. The motion passed - 5 Yes - 0 No.**

Respectfully submitted,

Susan Ann Arnebold

Clerk of the Board

**Regular Meeting**

**March 26, 2007**