

MINUTES OF SELECTMEN'S MEETING SEPTEMBER 25, 2012

Chairman Petraitis called the meeting to order at 7 PM in the Senior Center with Mrs. Walter and Mr. Chabot also present. Mr. Petraitis reminded those in attendance that the meeting was being both audio and video taped.

I. APPROVAL OF MINUTES OF SEPTEMBER 11, 2012 APPROVAL OF SEPTEMBER 12, 2012 EXECUTIVE SESSION MINUTES

Mrs. Walter moved, and Mr. Chabot seconded, a motion to approve the aforementioned minutes. So voted.

IA. APPROVAL OF GENERAL WARRANT #1016 FOR \$191,326.25 APPROVAL OF SCHOOL WARRANT #1017 FOR \$69,235.68 APPROVAL OF GENERAL WARRANT #1018 FOR \$95,764.61 APPROVAL OF PAYROLL WARRANT #7 FOR \$291,130.08

Mrs. Walter moved, and Mr. Chabot seconded, a motion to approve the aforementioned warrants. So voted.

IB. PUBLIC COMMENT PERIOD

There was no one present for the Public Comment Period.

II. OLD BUSINESS

A. PETER BARSTOW RE: RIVER ROAD

Mr. Petraitis noted that Mr. Barstow and other residents of River Road attended the Selectmen's meeting two weeks ago to discuss their concerns about the lower portion of River Road. Mr. Petraitis stated that it is clear from all of the documentation he has reviewed that this lower portion of River Road is not a road, and is in fact private property owned by Mr. Varney. Mr. Petraitis noted that two years ago town meeting voted regarding what type of work can be performed on private roads. He said that he is in favor of the Town helping out a little in order to maintain public safety.

Mrs. Walter agreed that the lower portion of River Road is private property owned by the Varneys and the three affected residents have deeded easements that allow them to access their property. The upper part of River Road is a private road. Mrs. Walter noted that the residents paid to have the drainage pit installed themselves, it was not the Town. If the residents want this portion of the road to become part of the private road they should take the necessary steps to petition the Town.

Mr. Petraitis stated that Mrs. Walter's assessment is fair, but he is concerned about emergency vehicles having access to the homes.

Mrs. Walter pointed out that the three homes actually comprise a subdivision, but it is grandfathered.

Mr. Petraitis asked if the Town plows the lower part of the road. Mrs. Walter stated that the Town has to hire someone to plow because the Town plows cannot fit on those roads.

Mr. Petraitis said that he would like to work with the residents in order to maintain access for emergency vehicles.

Mr. Chabot noted that the three homeowners in question pay a substantial amount of money in real estate taxes to the Town. He said that he would be ok with the Highway Superintendent going down to clean out the pit. Mr. Chabot also suggested that putting trap rock down might allow traffic to drive over the area but water could still flow through as needed. He would be amenable to having the homeowners buy the stone and the Town providing the labor if that becomes necessary.

Resident Rich Baranowski stated that he is concerned about the safety of residents who try to access the properties when the right of way is flooded.

Mrs. Walter noted that everyone on the lake pays taxes, and all private roads are treated the same. This is not a road, it is private property. She said that what Mr. Petraitis and Mr. Chabot are suggesting is making an exception to the rule prohibiting Town workers from working on private property. She asked if the Town would need written permission to access the property. She stated that she believes the Selectmen should consult with Town Counsel before sending Town workers down there.

Mr. Chabot moved, and Mr. Petraitis seconded, a motion to have the Highway Department go down and clean out the manhole. So voted, with Mrs. Walter voting no.

B. TOWN OWNED PROPERTY

The Selectmen reviewed a list of town-owned properties, and whether or not any of the parcels should be put up for auction in the spring. (Attachment #1) Mrs. Walter noted that the Town should keep any property that abuts the railroad right of way.

Mr. Chabot noted that the Selectmen should consider selling the gravel pit located on a land-locked parcel at 98 Shore Road, and Highway Superintendent Gary Jean should be consulted about the gravel pit located at 16 Kittredge Road.

Mr. Petraitis suggested sending the list to Treasurer Anne Jannette for her input. Mr. Chabot said that the Selectmen should take a "road trip" to walk the parcels to be auctioned.

**C. CDAC COMMITTEE
APPOINT TROY BROWN
LEAD SELECTMAN?
NEED ONE MORE RESIDENT**

Mr. Petraitis noted that the Community Development Advisory Committee needs a few more members. Mr. Petraitis said that two weeks ago the Highway, Water, and Sewer Superintendents were appointed. Now resident Troy Brown has volunteered to serve as one of the community members. Mrs. Walter moved, and Mr. Chabot seconded, a motion to appoint Mr. Brown. So voted.

Mrs. Walter asked what project the Town would be applying for a block grant for? Mr. Petraitis noted that that is what the committee will determine.

After some discussion, Mrs. Walter moved, and Mr. Chabot seconded, a motion to have Mr. Petraitis serve as the lead selectman on the project. So voted.

III. NEW BUSINESS

A. LETTER RE: INTERSECTION OF SUMMER AND BIGELOW

Mrs. Walter read a letter from Phil and Jean Woods regarding the intersection of Summer and Bigelow Streets. (Attachment #2) Mr. Woods noted that it is a dangerous intersection, and asked that the Town consider installing some signage. Mrs. Walter stated that she agrees with that assessment, and suggested that the letter be referred to Highway Superintendent Gary Jean. Mr. Chabot noted that the sign would have to be on Summer Street. Mrs. Walter moved, and Mr. Chabot seconded, a motion to forward the letter to Mr. Jean for his input. So voted.

B. VOTE TO SET FRIDAY, OCTOBER 19TH AT 7 PM FOR A SPECIAL TOWN MEETING TO VOTE ON PILOT AGREEMENTS FOR TWO SOLAR PROJECTS. LAST DAY TO REGISTER TO VOTE IS TUESDAY, OCTOBER 9TH FROM 9 AM TO 8 PM IN THE TOWN CLERK'S OFFICE

Mrs. Walter moved, and Mr. Chabot seconded, a motion to set October 19th as the date for a Special Town Meeting to vote on two PILOT agreements for the two proposed solar projects in town. So voted. Mr. Petraitis announced that the last day to register to vote is Tuesday, October 9th from 9 AM to 8 PM in the Town Clerk's office.

C. LETTER FROM CHARTER COMMUNICATIONS RE: LICENSE EXPIRATION

Mr. Petraitis reviewed a letter from the state's Department of Telecommunications and Cable notifying the Town that our cable license with Charter Communications is due to

expire on October 5, 2015. (Attachment #3) According to the letter the formal franchise renewal process commences thirty to thirty-six months prior to this date. Mrs. Walter moved, and Mr. Chabot seconded, a motion to begin the ascertainment process. So voted. According to the letter there are forms to be downloaded from the state website that provide more information on this.

IV. ANNOUNCEMENTS

A. ZBA HEARING NOTICE

Mr. Petraitis announced that the Zoning Board of Appeals will hold a public hearing on Wednesday, October 24th at 7 PM in the Haston Library on the application of Verizon for relief of rear set-back requirements at 120 South Main Street.

B. CULTURAL COUNCIL SEEKS FUNDING PROPOSALS

Mrs. Walter announced that the Cultural Council is seeking proposals for the FY13 Grant Cycle. Proposals are due by October 15th.

C. THERE WILL BE A SPECIAL ELECTION ON THURSDAY, OCTOBER 4TH FROM NOON TO 8 PM TO VOTE ON THE BAY PATH RENOVATION PROJECT

Mr. Chabot announced this Special Election, and reminded everyone that it is being held on a Thursday. He urged everyone to come out and vote.

D. LAST DAY TO REGISTER TO VOTE FOR AT NOVEMBER 2ND SPECIAL TOWN MEETING IS TUESDAY, OCTOBER 23RD FROM 9 AM TO 8 PM IN THE TOWN CLERK'S OFFICE

Mr. Petraitis made the aforementioned announcement.

E. LAST DAY TO REGISTER TO VOTE AT NOVEMBER 6TH PRESIDENTIAL ELECTION IS WEDNESDAY, OCTOBER 17TH FROM 9 AM TO 8 PM IN THE TOWN CLERK'S OFFICE

Mrs. Walter made the aforementioned announcement.

Mr. Chabot reminded residents to cover up and use bug spray to avoid mosquitos that carry West Nile Virus or EEE.

V. FUTURE AGENDA ITEMS

A. REVIEW OF SPECIAL TOWN MEETING ARTICLES

B. APPOINTMENT OF AGRICULTURAL COMMITTEE

Mrs. Walter added the Police Chief's contract.

Mrs. Walter asked that last week's memo from Chet Lubelczyk and Bob Locatelli be referred to the Town Forest Committee.

At 7:55 PM Mrs. Walter moved, and Mr. Chabot seconded, a motion to enter Executive Session to discuss strategy related to collective bargaining because an open session may have a detrimental effect on the Town's negotiating position. Roll call: Petraitis, yes; Walter, yes; Chabot, yes. So voted. Mr. Petraitis announced that the Board would exit Executive Session only to adjourn.

At 8:40 PM the Board came out of Executive Session. Mrs. Walter moved, and Mr. Chabot seconded, a motion to adjourn. So voted.

Respectfully submitted,

Leslie Scott Burton
Administrative Assistant