

WEST WINDSOR SELECTBOARD

Draft Minutes

March 1, 2012

Present: Tom Kenyon, Glenn Seward, Bruce Boedtger, Martha Harrison

- 1) Call to Order – Selectboard Chair Glenn Seward called the meeting to order at 7:30 AM.
- 2) Changes or Additions – building intrusion alarms, sidewalk work, Town Clerk’s orders
- 3) Consider signing law enforcement contract with Windsor – Glenn said he spoke with Town Attorney Matt Birmingham yesterday and Matt approved signing the contract. According to Glenn, Matt indicated that more precise indemnification language is always better but he was confident that the Selectboard would be secure in signing it because it is very difficult to sue a police department successfully. Glenn said he spoke with Joe Damiata with VLCT who said that if there is an incident that requires legal services, it will have an affect on the town’s insurance rates. Tom asked if Windsor is also insured by VLCT. Glenn said yes. **Glenn moved to sign the contract as amended by the Town of Windsor. Bruce seconded the motion.** Tom asked about the effective date of the contract. Glenn said that information needs to be filled in. Bruce said he would like there to be some overlap of the coverage by Constable Johnson and the Windsor Police Department. Glenn agreed. The Selectboard agreed to leave the effective date blank and discuss it with Windsor. Bruce suggested a meeting with the Selectboard, the Fire Chief, the FAST Squad Director and the Windsor Police Chief. Tom and Glenn agreed. **Glenn called for a vote on the motion to sign the contract, which passed unanimously.** Glenn said he will hand-deliver the contract to Tom Marsh.
- 4) Sewer line purchase discussion – Glenn noted receipt of a letter from John Bossen indicating the concerns of the Property Owners Association (POA). Glenn said Town Attorney Matt Birmingham has also received a letter from the POA and has expressed some concern about a possible lawsuit. There was discussion about whether the entire membership supports the POA board’s position. Glenn said the town is trying to help the POA and he doesn’t feel that the town is the appropriate target for legal action in this situation. Tom said the POA should ask Snowdance, in writing, who owns the upper loop collection system. Glenn said it is the POA attorney’s opinion that the system belongs to Snowdance. Glenn said the minutes of January 28th indicate the POA’s commitment to doing the necessary upgrades to the collection system. Glenn questioned whether the upper loop users would be willing to commit funds to improve a system that they don’t own. Bruce said, typically in this situation, the homeowners’ deeds reflect covenants that list what the homeowners are responsible for. The Selectboard members agreed that it should be fairly easy to ascertain who owns the upper loop. Bruce said he agrees with A&E that the system should be “TVed.” Glenn said Don Robisky informed him that, if the bond vote is affirmative, the town will have to move quickly because we have a limited amount of time to do the legal work necessary to secure the funding and to determine the condition of the system. Glenn said the state will provide funding at 0% for 5 years for due diligence work associated with the sewer line purchase. Glenn said he thinks the inspections and legal work will cost about \$75,000. Bruce said it’s not really a gravity line or a force main; it’s a hybrid so he can understand the concern about “pigging” the line. Tom asked if the pig has a camera. Glenn said no; the pig makes sure the line is clear and cleans it out in the process. Bruce said the state is going to want this to be

done. Tom asked about the next steps if there is an affirmative vote on Tuesday. Glenn said he would go to Snowdance and try to establish a framework for the deal. If a framework can be established, Glenn said, then we can start the due diligence. There was discussion about billing issues. Tom asked about the time table. Glenn said we need to have a deal in place by July or we lose our financing. Tom asked who would be responsible for repairs prior to the transfer. Glenn said the current owners would be responsible until the town takes title. Bruce asked who's going to handle the administrative work. Glenn said there would be a third party in charge of billing and that cost would get passed on to the users. There was discussion about whether Snowdance is willing to sell all the portions of the system that belong to them. Glenn said we need to keep the POA updated and request input from them on a regular basis. Tom and Bruce agreed. Glenn said Joe Duncan is going to make some minor revisions to the PowerPoint presentation for Saturday. Bruce said we need to let people know that Saturday is the last opportunity for discussion on the acquisition of the sewer line.

- 5) Other Business – Intrusion alarms: Tom suggested having intrusion alarms installed in all town buildings. Bruce and Glenn agreed. Tom agreed to get pricing for installation and monitoring. Tom said he thinks we should also have a phone installed in the Town Hall in a location that is accessible without entering anyone's office. Bruce and Glenn agreed. Sidewalks: Tom suggested having the inmates clean and maintain the sidewalks. Tom agreed to check with the state to see if the town is responsible for maintaining the sidewalks. Act 250: Bruce said Ken Cox and Forrest Hammond would like to do a site visit in connection with our Act 250 application. Tom asked if the prospective buyers of the Ski Area are aware of the trail system. Glenn said yes and added that they are very enthused about the whole concept. Town Clerk's Orders: **Glenn made a motion to sign the Town Clerk's orders. Bruce seconded the motion, which passed unanimously.**
- 6) Adjourn – **Tom moved to adjourn at 8:29 AM. Bruce seconded the motion, which passed unanimously.**

Respectfully submitted,

Martha Harrison