

TOWN OF BURKE
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SELECTMENS MEETING
Town Clerk's Office
July 6, 2010

PRESENT: Darryel Corrow, Sam Sanderson, Paul Gallant, Dale Hackett, Al Duey, Mike Harris, Bruce and Christine Drown, Rick Prescott, Garrett Paquette, Mike Matties, Vinnie Matties

Sam opened the meeting with the reading of the minutes. Sam made a motion to accept the minutes as submitted. Darryel seconded.

ROAD FOREMAN REPORT: Dale told the board that they have been doing ditching and will be taking care of the ditching on the Brook Road soon. Jim is on Vacation this week as his son is having surgery. Dale told the Board that there is a bad visibility spot at the Jct of Darling Hill Road and the Bugbee Crossing Road and the Town would need permission to cut trees because it is outside the Towns right of way. Priscilla will write a letter to the landowners and ask for permission to clear some of trees for better visibility on that corner.

VISITORS: Walker Road Residents, Mike Matties, Bruce and Christine Drown, Garrett Paquette and Vinnie Matties came before the Board once again to confirm that the Town was going take over the Walker Road as voted on in 1990. Sam told them that the deal was when it was brought up to class three standards. This would be at the cost of the residents of that road. This has not been done yet. After a long discussion with George Willey (East Burke Fire District) and the residents of Walker Road concerning the water line that is in the Town's right of way and the damage that could be done if the Town widened the road. The Town is not going to take over that liability. In order for the Town take over the road the water line would have to be moved. It was noted that would also be at the resident's Walker Road expense. At this point, Vinnie Matties said that they are not asking the Town to take over the road, but only to continue to maintain it as they have in the past and have it graded once or twice a year. Dale told him that there was nothing there to grade. Every time he goes over there to grade he just pulls up rocks and stumps. If they wanted a good road, then they would have put gravel down at the expense of the residents on Walker Road. Sam assured the residents that it would be maintained as it has been in the past.

Sam made it clear to the residents that the Town will not be putting any of the taxpayers' money to upgrade that road.

Sam suggested that the Board of Trustees of the East Burke Fire District, Residents of the Walker Road and the Burke Selectmen meet in a public hearing to discuss and hopefully coming to a final agreement.

Ric Prescott: Ric, Burke Conservation Commission came to the meeting to bring the Board up to date on what the Burke Conservation has been doing. The Conservation Commission, the East Burke School and the Kingdom Trails have been working on building nature trails around the East Burke area. It is for kids and adults. You would pick up a brochure at the entrance to the trail and it would tell what is at each site. They have about 16 sites right now. Ric also said that they will be doing a Tree study, they will be assessing the condition of the trees and document the condition of trees and create a plan to replace trees that are missing. This will be at no cost to the Town. it will be all volunteer.

Sam mentioned to Ric that when one of the trails was cut behind the Darling Park that it was cut so it appeared to right into Rob Conns yard. Rob would like to have that changed.

The Board thought this is a good project. Sam suggested that they assess the cemeteries for one. Also consider doing some planting around the ball field at the Darling Park so that it will be used more. Ric told the Board that Peacham has a tree plan and you can go to their website to view it and see how it works.

Mike Harris, Chairman DRB: Mike came to the Board to confirm that the DRB has not yet requested a traffic study consultant to be hired for the Pastore project. Sam said that the Board of Selectman have hired a consultant to originally study the Pastore project, but then the Pastores put their project on hold so authorized the consultant to do a traffic study for the Mountain, so she has not done a study yet for the Pastore project. Mike said that is a bit premature because the DRB has not had a chance to study traffic report that Don Marsh has done. He does not feel that they are in need of a consultant at this time because they need time to get the new board up to speed on what is going on with the Pastore project.

After a lengthy discussion on who should do a traffic study, and hire consultants it was verified that the applicant does the traffic study, the DRB board reviews it and decides if they need a second opinion to clarify it, the DRB would request in writing to the Selectboard that they wish to hire a consultant.

Al Duey suggested that in the findings of facts it states that if the DRB decides the project need a traffic study that it is noted that the applicant will bear the cost of that.

On another matter Mike wanted to verify that the Selectboard require a complaint of a Zoning By Law be in writing to the Board of Selectmen. Sam said that is the only way that they will respond to a complaint. The reason he mentioned this is because there are three properties on Depot Street that are in severe violation of the Zoning By-Laws. Mike will submit a letter of complaint; the Selectboard will then send a letter of violations.

Mike also mentioned that about a year ago, that since the Senior Meal site came to the Community Building, it was felt that there should be a fibruillator on the premises. Mike is looking into getting one for us. It will be kept in the Community Building.

Al Duey, Chairman Planning Commission came before the Board to let the Board know that the Planning Commission has held a public hearing on a By-Law Change, which allows the Zoning Administrator to approve a waiver of setbacks under specified conditions.

The Selectboard will call a public hearing on the amended waiver of setbacks at their next regular meeting, which will be August 2, 2010.

Al asked how the digital recorder request was coming along. Priscilla stated she had only received a general email asking if it would be possible to purchase a digital recorder. No one has approached her with a recommendation on the kind they would like, no specs or nothing. The other question is who is going to download the recordings or whose computer they will be kept on. Therefore, nothing has been done about ordering one.

Paul Gallant: Paul said that there is still an issue with a dog that was taken from Burke and put in custody in Lyndonville, by the Sheriff's Department. Paul told the dog catcher that Burke would not be paying the expenses for that dog since the Sheriff's Department put it there and not the Town of Burke.

There are also dog problems on the Mountain at Mountain Brook Condos owned by Francis Mazza and rented to Joe Colell of East Burke. The dogs (pit bulls and Watweilers) have harassed several people. The Condo Association does not have anything in the Covenants concerning dogs, so they are relying on the Town's Dog Ordinances.

Other Business The Board discussed putting an Australian Ballot on the November election concerning moving the regular Town Meeting from Tuesday morning to Monday evening. Sam said that he had no problem with putting it to the voters as it was requested to do so at the 2010 Town meeting in March. There will be an informational meeting for the Australian ballot at the September Selectmen's meeting.

Sam and Darryel signed confirmation papers from Stifel and Nichols to take over the Woodmont Cemetery and The Darling Trust for the Poor and Unfortunate from Well Fargo.

Correspondence The Board reviewed the correspondence. They signed two cemetery confirmations, (Nichols and Wallace).

Accounts Payable: The Board reviewed and approved the payables as submitted.

With no other business to come before the Board, Sam made a motion to adjourn. Darryel seconded.

Respectfully Submitted.

Priscilla Aldrich