

TOWN OF ALBURGH SELECT BOARD REGULAR MEETING  
& ATV ORDINANCE REVIEW  
Tuesday, May 28, 2019  
6:00 PM  
Municipal Conference Room

Present: Board members Cheryl Moomey, Chuck Pease, Ken Millman, Lee Kimball, Alton Brusco  
Asst Town Clerk Danielle James Choiniere

Guests: Terry Tatro, George Boutah, Russell Duchaine, Jonathon Driver, Brendan Henry, Damien Henry, Jen Parro, Ann Cobb, Carol Behrman, Susan Smith, Leeann Porto, Ellen Vaillancourt, Sergeant Lamothe, Bronwyn Proffit-Higgins, one unknown individual (some filtered in later to attend the regular meeting)

### **ATV ORDINANCE REVIEW**

The board picked up where they left off at the 5/14 meeting. Route 225, aka Border Road, was deemed a town road after some research after the 5/14 meeting. There was some discourse on Section 7 E: "ATV operators aged 12-16 must be under direct supervision (within 50 feet riding distance) of a person 18 years of age or older." Some did not want to mix licensed drivers with adolescents on the same road. Others were in favor of it. Russell Duchaine asked if there was an official ATV safety course they could take and pass in order to ride and some board members were favorable to that compromise. Changes were made to reflect: "ATV operators aged 12-15 without a valid driver's license must have successfully completed an all-terrain vehicle safety education course approved by the State of Vermont, and be under the direct supervision (within 50 feet riding distance) of a person 25 years of age or older." The suggestion was also made: "ATV operators (16 years old and over) must have a valid driver's license."

Other than renumbering some sections and a typo, the board thought it was ready to be reviewed by the town's attorney.

The ATV portion of the meeting was retired at 7:03 PM and the normal meeting took effect when Chair Lee Kimball called it to order.

### **AGENDA ADJUSTMENTS**

Susan Smith wanted the Alburgh Chew Choo to be discussed and Danielle James Choiniere wanted sidewalk maintenance, a crossing signs permit, catering permit, and Tree Warden position to be addressed.

### **NEW / OLD BUSINESS UPDATES / TABLED TOPICS AND/OR AWAITING RESULTS**

- Bronwyn Proffit-Higgins, representing Green Mountain Fireworks, introduced herself and was there to answer questions. Lee Kimball asked about why they moved from St. Albans and Colchester. Bronwyn stated they were successful and new to the community at first. Litigation was still in effect with Colchester and there were issues with local permits in addition to state law on explosives changing. Businesses are required to have two things to sell fireworks: a license from the Bureau of Alcohol, Tobacco, Firearms and municipal permission. They have all four from the ATF and do make the attempt to inform locals about local policies and safety procedures. Terry Tatro asked if some are illegal to fire and the answer was yes, there are some types that are legal to purchase but not to transport or fire without a permit. Ellen Vaillancourt asked about rules regulating fireworks being set off close to houses and there are not.

- ACO Contract: Tabled until the ACOs could attend a meeting.

- 1209 Border Road property complaint: No new info.

- 26 Lake St complaint: The town's attorney had input that was not public information, so it was not publicly disclosed. It will be within an execution session for the 6/11 meeting.

- 107 Lake Street complaint: Lee Kimball emailed his contact at the state last week and has not yet heard back.
- 328 South Main St: Tabled until owner can attend a meeting.
- 3083 & 3131 Greenwoods Complaint: Lee Kimball read two letters received from the administrator of these estates to say he's notified his renters to clean up the properties.
- Sheriff's Department Speed Studies: The unit is fixed and should go up this week at its first location. Grand Isle and Isle La Motte are revisiting their posted speed limits and maybe Alburgh could too. George Boutah asked about dispersing sheriff patrols and the studies will help determine what time of day would be most efficient to send them out.
- Transfer Station: The forklift is still getting fixed. Inventory status is progressing. Reporting is going well, E-Cycles report still needs to be completed for 2018.
- Library windows: A quote for Martin Windows was accepted for \$3,000.
- Alburgh Chew Choo: The event is 6/29 for food and art/craft vendors. Susan Smith asked where an Isle La Motte food vendor could set up. She also is trying to get the Historical Society building to open on that day and is looking for tables to use temporarily. The Vermont Electric Cooperative has economic development grants and Susan wanted permission to apply. The board said to go for it! She also read off a list of vendors so far.
- Sidewalk Issue: A woman fell in front of the post office 5/28 but made no formal encounter with the municipal office. Alton Brusio will check to see if it may or may not need repair.
- Crossing signs permit: Renee Creller said the board would need to sign a permit to get state permission to put crosswalk signs on State Route 2 in the village. She could not attend the meeting and did not have the permit but just wanted to bring the subject to the board's attention.
- A request to cater permit on Sunset Vistas' property was distributed for the board to approve.
- Nathan Gotshall had resigned as Tree Warden and Alton Brusio volunteered to fill the position.

#### **VISITOR INPUT**

Lee Kimball stated the Alburgh Family Clubhouse received a \$60,000 grant to continue work on its inception. There will be a grant awarding ceremony in Vergennes on 6/3 for those interested in attending.

Sergeant Maurice Lamothe of the State Police barracks in St. Albans introduced himself and added input on speed studies, Alburgh business, and speed bumps. He periodically makes rounds to town meetings and is available to answer questions. The board thanked him for his time and appreciated his attendance.

#### **APPROVAL OF MINUTES**

Cheryl Moomey motioned to approve the 5/14 minutes as presented. Lee Kimball seconded, all in favor. So approved.

#### **APPROVE INVOICES / SIGNATURES NEEDED**

So approved.

#### **MEETING ADJOURNED**

Cheryl Moomey motioned to adjourn at 8:57 PM. Lee Kimball seconded, motion carried. So adjourned.

Respectfully submitted,

Danielle James Choiniere (These minutes are draft only, not slated for approval until the next board meeting of June 11, 2019)