

**POOLESVILLE PARKS BOARD
MEETING OF APRIL 8, 2009**

PRESENT: MR. BEHREND, MR. PIKE, MR. MCINTYRE, MR. BROWN AND MR. MCKENNEY. ALSO PRESENT WAS TOWN MANAGER, WADE YOST.

Call to Order

Mr. McKenney: Call the April 8, 2009 Parks and Streets Board to order. I apologize to everybody for being late.

Announcements

Mr. McKenney: I guess our first order of business is our next meeting is May 6, somebody call me the night before, that would be the first Wednesday right, so that is that, I would gather we don't have any citizens comments on the agenda so the next thing we would go to is the approval of the minutes from the last meeting.

Approval of Minutes

Mr. Behrend: We don't have the minutes.

Mr. Yost: We did a summary sheet because the recording did not work.

Mr. McKenney: So did we have problems with the...

Mr. Yost: The first 5 minutes it was taping fine and I'll blame Preston because he is not here something hit this machine and it must have popped out the disk.

Mr. Behrend: I see no issue with the summary minutes that we have and move we accept them as is.

Mr. Pike: I will second that motion.

Mr. McKenney: It has been moved by Kurt and seconded by Tim to approve the minutes all in favor signify by saying aye.

All: Aye.

Mr. McKenney: Opposed. Any abstentions, passes 4 to no sorry it will have to be 3 to...

Mr. Pike: No 4 you were here.

Mr. Behrend: All four of us were here.

Mr. McKenney: Yea I can vote I can't nominate ok thank you.

Mr. Pike: So in that case does Jeff abstain or just doesn't...

Mr. McKenney: Yea I guess he would technically abstain.

Mr. McIntyre: I abstain.

Mr. Pike: You have to say your name when you do that because we got in a little trouble once in a meeting.

Mr. McIntyre: All right Jeff abstains.

Mr. Pike: All right.

New Business

Mr. McKenney: All right new business the packet included a new or revised permit for the Poolesville Road Race the bicycle road race.

Mr. Leighman: Do you remember I was here in February and at that time...

Mr. McKenney: Give us your name.

Mr. Leighman: Marvin Leighman with the National Capital Vela Club and if you remember I was here in February and the Commission voted unanimously to grant us the permit at that time I mentioned that Montgomery County Schools were still deciding whether they would allow us to use the school grounds as the staging area for the race and the parking and they subsequently have informed me that they still think they have issues with the construction going on there and would be disinclined to grant us the permission to use the school and the parking lot this year. Since that meeting I have spoken and gotten commitment from the Poolesville Baptist Church across from the high school to let us use their grounds for the staging area and we will be paying for the right to do that and in addition making a donation to the church but we still would like to have a separate parking area for the racers to park their car and Montgomery County Schools has suggested the middle school but I drove over there it is too far removed from the race start it is too much in a residential neighborhood I didn't want people associated with the race really parking on the side streets over there, I came out here and noticed the lot behind McDonalds and have spoken with Mr. Yost and I guess we determined that that is Parcel 840 and it is owned by the Town and with that it was suggested that I seek an amendment to our permit allowing us to use that lot on the Saturday as the race as a parking lot for the race participants and I would ask that our request be considered.

Mr. Behrend: I've only got 2 questions on this one how many vehicles are you expecting?

Mr. Leighman: Each race we stage, I believe it is 2 races in the morning 75 people each, so throughout the day and also we have places for our road guards to park as well so I would imagine it is probably going to be around 200 at the most at any given time. I think some will be able to, some of the people associated with our club will be acting as road guards and race officials will be able to park at the church, but this will be primarily for the race participants.

Mr. Behrend: So 100 to 200 roughly.

Mr. Leighman: Yes.

Mr. Behrend: Ok. Wade I know we have parked there before for Poolesville Day what is the condition of it like if its rain that day because I assume you are going rain or shine.

Mr. Leighman: Yes.

Mr. Yost: Its like any pasture would be, it's a muddy area and all, if it does rain it gets real sloppy you are going to have cars stuck and so --- the race goes on if it rains.

Mr. Leighman: It does. If it's a problem with cars being stuck...

Mr. Yost: Or tearing the field up.

Mr. Behrend: I know a number of local tow truck drivers that would love to help pull you out but that as a consideration Sir that is all I am thinking about.

Mr. Leighman: No I mean if cars need to be towed out then we will make sure that they can get towed, if there is damage you already have a \$250.00 deposit if there is more we would be happy to cover that, it is a privilege to use the facility, you know we are not here to cause damage.

Mr. Behrend: No I was more concerned about you guys getting stuck than causing damage.

Mr. Leighman: I can only recall one race that we put out where we ever had a problem that was up at Lily Pons, we put out what you call a cycle cross race and after the race one of our trucks went around the course to pick up some of the items we had placed on

the circuit and kind of went off the road and he actually had to be towed out of there but that is certainly an exception to the rule.

Mr. Behrend: No as we have noted many times before you all have been very great so I wasn't worried about that.

Mr. McKenney: I'm trying to think Wade Poolesville Day we don't have anybody manning that lot to try and park people or tell them where or how to park right?

Mr. Leighman: My idea would be to make one entrance, we would put police tape so that cars would have an exit and an entrance off there, we would also have a road guard from our bike club helping to direct the cars in and out of that parking lot.

Mr. Pike: And you have done this before, parked cars?

Mr. Leighman: Well not in...

Mr. Pike: No not here but anywhere?

Mr. Leighman: I can't recall that we have because we have always been able to use established parking lots.

Mr. Brown: Well it is not brain surgery so I am sure you guys will be able to handle it. But I have one thing to say and I am sure it hasn't been your group in the past but we've had, I saw in here that you had a setup for using getting Don's Johns on the property and we at town hall have had complaints before about bicyclists instead of using Don's Johns using the woods or various areas right around where there staging area is, if you don't mind I mean we would appreciate it if you would remind your people that use the Don's Johns, use the regular facilities and if you have a doubt about if you have enough Don's Johns then please get more.

Mr. Leighman: One thing I made a point of when I came over here tonight was to drive by the high school because I noticed there was some porta potty's out there and wrote down the name I think it is Heavenly Huts that are out there, but the idea was to put them in the parking area, I have spoken with the church we will be able to use the bathrooms in their community area and I think we will probably put a couple porta potty's there. On our race flyer we stated that USA Cycling will not stand for people (inaudible) and we warned the riders that they are not to do that.

Mr. Brown: I am glad because specifically that is one of the reasons why we've required new screening or more screening be put along the end of the high school parking lot by where the residences are there because we had a number of residents complain about it so that I mean there is probably no harm in taking a leak in the woods over by Parcel 840 but we would just prefer it just be more Don's Johns the merrier or the Heavenly Huts or whatever they are that is the preferred venue.

Mr. Behrend: I don't know Wade do we have enough poison ivy over there that might...

Mr. Leighman: I can always put that on the email to all the racers.

Mr. Brown: No please thank you for that, I appreciate it that is all I have.

Mr. Behrend: I will move that the modified the permit for the National Capital Vela Club as submitted by their request to use Parcel 840 for parking and for the temporary installation of porta johns as further submission.

Mr. Brown: Second.

Mr. McKenney: Motion seconded all in favor signify by saying aye.

All: Aye.

Mr. McKenney: Opposed, any abstentions, motion carries.

Mr. Leighman: And I told Mr. Yost we would try to get porta potty's delivered like Friday afternoon and the race is Saturday and try to have it arranged so they will be picked up Saturday night. We just put a race on at Tyson's Corner and West Park and we had that arrangement. That worked out really well.

Mr. Behrend: Thanks. Hope you have good weather.

Mr. Leighman: Like we said we put on this race on Sunday at West Park and Tyson's Corner, Saturday around here everywhere it was 40 mile an hour winds, I participated in the race, it was an absolutely horrendous effort to ride in it and then Monday we had rain so we threaded the needle there and I am hoping that will be the same here.

Mr. Behrend: Ok good luck.

Mr. McKenney: Yes let me, in a rush to get in here and get rolling I should probably formally welcome our new member a returning member actually Jeff McIntyre so thanks good to see you back again.

Mr. McIntyre: Good to be back.

Mr. McKenney: He is over there right now, the chairs get any closer you can start throwing stuff at me. The, I guess we will go through the park permits, I think I have these in order. So we have the PHS Class of 89 right, Steven's Park July 25th there is no conflicts there Wade?

Mr. Yost: There is no conflicts.

Mr. Pike: Motion approved.

Mr. McKenney: Moved.

Mr. Behrend: Second.

Mr. McKenney: Seconded, all in favor?

All: Aye.

Mr. McKenney: Opposed, abstentions motion carries passes. Pack 694 I would like to make one, yea this may have been prompted by me looking at the other permit, the other we would like to make sure that the restrooms are open on that day.

Mr. Pike: Well they asked for the gazebo right, don't they get that at Stevens?

Mr. McKenney: So if you get the gazebo the restrooms are open?

Mr. Yost: They will be open yes.

Mr. McKenney: All right thanks.

Mr. Behrend: I will note now as the submitter of the permit and the Pack Trainer for Pack 694 I have to recuse myself from this discussion.

Mr. Pike: Do you want the restrooms or trees?

Mr. Behrend: Restrooms.

Mr. McKenney: So need a motion.

Mr. McIntyre: You are part of 694 also aren't you?

Mr. McKenney: And I am Chairman I can't make the motion.

Mr. Pike: All right I will make a motion we approve the Pack 694 Stevens Park on May 31, rain date June 7.

Mr. Brown: Second.

Mr. McKenney: Move to second it, all in favor?

Mr. Brown, Mr. Pike, Mr. McIntyre: Aye.

Mr. McKenney: All opposed. Abstentions would be Kurt Behrend and Doug McKenney. Ok motion passes anyway. Ok Wade you don't happen to have my email response to you do you?

Mr. Yost: On what topic was that?

Mr. McKenney: How we are going to break this stuff up and how we are going to...

Mr. Yost: You said you were going to break it up but I don't think you...

Mr. McKenney: No I didn't, I wasn't going to micromanage that I was going to throw it out to anybody else. All right well I guess first we have is this map sign, which I assume this picture thing is right?

Mr. Yost: Right and right here is the actual map the Chamber of Commerce has put this together working with the CEDC and they are going to place one at White's Ferry, mounted it is going to go on the wall there, there is also going to be one placed at the High School and there will also be a portable teepee type one, they'll be able to put it at the Polo Grounds and different areas that have large events going on just so they where the restaurants are in town and have a map of the area.

Mr. Pike: Aren't they going to put one here?

Mr. Yost: Right and so what this is, this is for one they want to put, we are going to make a tabletop one, we are going to make this in-house, we did receive some grant monies for this a thousand dollars from Heritage Montgomery so one of our guys is a welder is going to make up one of these metal tabletop signs that you have a picture of and want to place it right out here as you come into Fyffe Road either right around some area where the first parking spot is right there in the grass, I don't have the exact area but that is what we are looking at, so it is 2 foot x 3 foot it would be about 3 to 4 foot high from front to back, so it is a pretty simple design.

Mr. Pike: Yea I saw it at the CEDC Meeting it's a pretty good map, a lot of information on it and they have made some changes to it I think.

Mr. Yost: Yes they have several times and I think they have a couple more minor changes to be done.

Mr. Pike: Are they going to put "You are here" stickers on it so people will know where they are?

Mr. Yost: I'm not for sure exactly I wasn't part of the design.

Mr. Behrend: It looks nice.

Mr. Pike: I've already looked at it Tom Kettler worked on this.

Mr. Behrend: Brings a little bit of the Civil War history that when we first had the County Historian come up she sort of forgot some more history from Poolesville, she was focusing only on the farming aspects not things that happened here.

Mr. McIntyre: I don't see Pike or Valega there.

Mr. Pike: What is this world coming to?

Mr. McKenney: So we need a motion. What is the other picture here is that something else.

Mr. Yost: Ok that is where we want to place it is right out here on Fyffe Road as you come into this area, we don't have the exact spot but right around that first parking area.

Mr. Behrend: In the park here, yea that makes good sense.

Mr. McKenney: So we need a motion.

Mr. Yost: A motion or a consensus really, it is going on park property that is why it was brought to you to make sure you know.

Mr. McKenney: Yea I think it is a good idea.

Mr. Behrend: If you want to form a motion I'll move we accept the placement of the sign on the property, I think it will be a great addition.

Mr. McIntyre: I'll second it.

Mr. McKenney: Moved and seconded all in favor?

All: Aye.

Mr. McKenney: Opposed, motion carries with no abstentions. All right park rules and regulations.

Mr. Pike: Can we jump back to that one do the other 2?

Mr. McKenney: Yea we can do that. Trail walk, well I guess there is 2 things, not just the trail walk but one of the other things that we talked about recently was the park inventory and this was not new we had this right Wade?

Mr. Yost: What do you have there?

Mr. McKenney: The Park inventory, what each park, how big it is, what it can handle.

Mr. Yost: It's in the Master Plan.

Mr. McKenney: So one of the things I had forgotten is that we had this and I guess the other thing is that I think we would like to try as a group, I think we should walk these again just to see what's there what does work what doesn't work using the idea that just looking at Halmos 3 if we had walked it earlier maybe we might have realized we could reconfigure this to do some more stuff with it I don't know but I think we should for a lot of reasons as a group walk it and...

Mr. Pike: We probably haven't walked one in a couple years.

Mr. McKenney: Yea we used to do it every year.

Mr. Pike: Where do you want to start Beaver Ponds?

Mr. McKenney: Well what is near the well lets ducktail this into the trail walk what is near...

Mr. Behrend: Well that would take us around the trail section that we are planning to put in.

Mr. McKenney: I think that is what we have to look at. So there is no...

Mr. Yost: There is (inaudible) right across the street.

Mr. McKenney: All right so we could do that.

Mr. Pike: So this is the trail around the pond not in the woods like it came up years ago.

Mr. Yost: It goes down near the pond and then makes a left turn and goes to Bodmer Avenue.

Mr. Pike: But doesn't go around.

Mr. Behrend: Hoskinson to Bodmer.

Mr. Pike: And it ties into Jamison's?

Mr. Yost: Right the --- picks up there.

Mr. Pike: So it goes the other way, it doesn't go down to the back of those houses.

Mr. Behrend: Right not that we have given that up yet.

Mr. Yost: Right to Jeff's front yard.

Mr. McIntyre: I've told you before I'm fine with the trail and the rustic setting that was (inaudible) I have a problem with a trail back that way.

Mr. Behrend: Well we haven't given it up partly if there is every anymore development that eliminates a lot of peoples concerns, there were some issues brought up some legitimate that had to do with the isolation of the trail.

Mr. Pike: Well its interesting walking that trail when it started to rain we couldn't get out of there fast enough.

Mr. Behrend: Well I think that had something to do with the lightning.

Mr. Pike: Yea and my son...

Mr. McIntyre: Don't come across my property either Mister.

Mr. Behrend: Moving on.

Mr. McIntyre: I'm sorry what were you guys saying about the thing around the pond, is it going all the way to Bodmer or...

Mr. Behrend: Yea it goes from Bodmer up to Hoskinson basically an L shape it skirts the lake it doesn't really go around the lake it doesn't, just skirts that one edge which was part of the whole plan.

Mr. McIntyre: So you will be able to get on at Bodmer and you will be able to get on at Hoskinson?

Mr. Behrend: Right yea we have got that section between the house that has the slave cabin and the Al Newman's old place.

Mr. Pike: That was a slave cabin?

Mr. Behrend: Yea but they can't do anything with it because it is historical.

Mr. Pike: That is so cool.

Mr. McIntyre: And then it is going to go behind the homes on Hoskinson Court.

Mr. Behrend: Yea.

Mr. Pike: And I believe we have about \$200,000.00 impact fees, were we going to put a boardwalk in or something?

Mr. Yost: Yes we will around part of it because it does go into some wetlands.

Mr. McIntyre: Near the lake there is a little bit of a culvert.

Mr. Pike: Kind of like what Tom did between Tama I and Tama II.

Mr. Yost: Exactly.

Mr. McKenney: All right.

Mr. Behrend: So are you suggesting then Doug that we do that as our first and then just walk through the Halmos area as well?

Mr. McKenney: Yes since we are right there I would think so. I don't expect us to do or...

Mr. Pike: What day, you probably have baseball games Saturday.

Mr. McKenney: Yea well the way we had done this last time was I think we started the meeting at the trails or the parks especially when and kind of did like a half an hour run thru or walk thru whatever then met back here for the official meeting. The question is do we want to meet at 7 and have the meeting here at 7:30 or do we want to meet at the parks at like 6:30 walk and then get here at 7:00.

Mr. Behrend: If I could make one recommendation if possible I would like to do the trail walk before the poison ivy pops up because there is quite a bit of it back there.

Mr. McKenney: Ok.

Mr. Behrend: Having a wife who is extremely sensitive to it I would be hosed down before I walk in the house. She had it internally at one point so if she even smells it, it goes.

Mr. Yost: Well when next meeting 6:30 is that early enough?

Mr. Behrend: That solves it anyway I won't be there. But that is fine I have walked through there before.

Mr. Pike: Would Preston go with us?

Mr. McIntyre: It is going to take you more than a half hour if you plan on actually walking from Hoskinson all the way to Bodmer.

Mr. Yost: Yea that will take a half an hour by itself.

Mr. McIntyre: And then if you wanted to walk over to Halmos not going to see much at Halmos but it is the same thick woods you are talking about that you walk through before.

Mr. Behrend: There is a rough trail carved out.

Mr. McKenney: So we could meet at 6:00.

Mr. Behrend: I can't make it for the next meeting I've got ---.

Mr. McKenney: We actually don't have a game that night.

Mr. Pike: Do you Jeff.

Mr. McIntyre: I'm checking.

Mr. Pike: What about Kevin?

Mr. McIntyre: No Cole is playing on a different team.

Mr. McKenney: Yea.

Mr. Brown: I am ready any time.

Mr. McKenney: The next meeting?

Mr. Brown: Sure.

Mr. Pike: Ok name a time.

Mr. McKenney: 6:00 then.

Mr. Brown: 6:00 PM next meeting date.

Mr. McKenney: Yea we will start at 6:00.

Mr. Brown: Where meet at Halmos?

Mr. McKenney: Right off Hoskinson there the tot lot.

Mr. Behrend: Walk quickly through Halmos and Bodmer.

Mr. Brown: And we are going to do this for what reason?

Mr. McKenney: Well to walk the trail for one.

Mr. Brown: Right.

Mr. McKenney: So we know what it is, where it is going, what is around it so we can know what is happening and then just to walk through Halmos Park to say all right these are the facilities this is what it can't handle, for example I think I was talking to Kevin Carmack and he didn't even realize that you could use Campbell Park for small soccer practice, you could use it for T-ball practice, I mean not a game but you could use it for T-ball practice it doesn't have a skinned field or anything but its an open area big enough to do things with T-ball kids.

Mr. Behrend: Last time we walked Halmos we saw the drainage issues that we are trying to address that we hadn't thought about or realized basically the idea is we just periodically go through the inventory of hey wait a minute what are we not seeing.

Mr. Pike: Can I go back to the trail, the trail is going to go from the sidewalk in between houses?

Mr. Yost: Yes.

Mr. Pike: Have we notified the neighbors on each side that this is going to happen?

Mr. Yost: Not yet no. What I will do is put a letter out and actually we will pay to get a surveyor out there and so we know exactly what needs to be...

Mr. McIntyre: It is a fairly wide swath of ground too that is there. I know you still need a letter to let them know.

Mr. Pike: The people that live on the corner or next door I mean they've lived there 15 years and all of a sudden we'll all have trails in our front yard what is going on with that I would be shocked.

Mr. Behrend: They haven't lived there that long in either house the Newman's changed after an election or so ago and the other folks they have been there about...

Mr. Pike: 10 years?

Mr. Behrend: Maybe.

Mr. Pike: Well anyway even if it is only 2 years...

Mr. Behrend: Yea they should be notified they could have ideas on how to make them look better too. Absolutely notify the neighbors absolutely this Board does try to be in sync with the neighbors get their input.

Mr. McIntyre: Are we just going to the right towards Bodmer or are we going to do a little half circle around to the left. Because I was looking at that a couple weeks ago, we could go a little to the left as well I mean you will see it when we walk it.

Mr. McIntyre: What do you want Tim?

Mr. Pike: Is there a small map of the pond blown up.

Mr. McIntyre: I can get you that I can email you that it is easy enough.

Mr. McKenney: All right so then if we do the trail and Halmos on that meeting we need to kind of block the rest of these, maybe I will sit down with you Wade and we will say ok this one is nearby and we will just try and figure out over the next I don't know...

Mr. Behrend: You can put Collier Circle and Stevens together.

Mr. McKenney: Yea next 3 or 4 meetings probably.

Mr. Yost: That should be plenty.

Mr. McKenney: It may span the summer because if we don't have a meeting in the summer, sometimes we don't have one in August so at least by fall we have seen everything and think about what we want to do. You know one of the things at Halmos 3 do we want to make that a 60, 70, and 75 foot field and turn Halmos 2 back into 90 only I don't know but that is the sort of thing we could walk through and talk about. So we got to set the date for the trail walk, sidewalks and we will come back to the regs.

Mr. Behrend: There are 2 sidewalks on here Wade that are proposed those are the ones that are just in the proposal but we have got no plans or anything to do anything there correct, nothing active I should say or shovel ready I guess is the current term.

Mr. Yost: Well this actually came up at the last Commissioners meetings as we were going through budget and on the sidewalk page there are 4 or 5 different sidewalks listed in there being prioritized from way back when and no funding ever was (inaudible). This year since an issue came up with the Tom Fox area the sidewalks there so the Commissioners did put money towards it but then they took it back at the last meeting and just changed it to sidewalk construction and have the funds still sitting there so we don't really know so what they want to do is they want some direction from the Parks Board what do you guys think is that a priority already, the other sidewalk is Fisher Avenue a priority over other sidewalks that was the 2 actions that really came into comments from the public hearing was Fisher Avenue and Tom Fox some people wanted it some people didn't.

Mr. Behrend: So we have no misinterpretation of what the Commissioners want, its apparent what we did last time, precisely what do you guys want Jim?

Mr. Brown: I think Wade said it best it is probably prioritize the sidewalk projects with focus on deciding if the top 2 priorities are creating a new sidewalk on Fisher Avenue on the one end of town and up to and through the townhouses versus retrofitting Tom Fox with sidewalk and did we decide that this was the Park Board function too to talk about design of the potential retrofit, I know that has been an issue...

Mr. Yost: Yea just their recommendation.

Mr. Behrend: Yea it usually goes to Planning but we do make a recommendation on it.

Mr. Brown: And also to develop a recommendation for if there is a retrofit on Tom Fox what would be that and the two top really recommendations from us have been and the debate has centered around building a curb and gutter and then a 5-foot sidewalk from the curb and gutter no green space versus trying to develop a curb and gutter with a couple feet of green space, 2 feet of green space, and then which may involve...

Mr. Behrend: Reengineering the swale.

Mr. Brown: Or --- one is substantially more expensive than the other.

Mr. Yost: To bring it back to a steep swale.

Mr. Pike: Didn't we talk to the engineer about that a couple meetings ago he was going to give us some prices, Preston was here?

Mr. Behrend: I thought it was more about the ones they did before on was it Bodmer?

Mr. Pike: No we talked about that whole length there.

Mr. Behrend: Yea because that is an issue for the middle school.

Mr. Pike: Whatever happened with that, the engineer was supposed to look at that.

Mr. Yost: Well he did and he had to present it to the Commissioners because our budget had to...

Mr. Pike: How much was it, what ballpark?

Mr. Yost: Which one we had like 3 different options.

Mr. Behrend: Well I don't recall the options I was here for that but I don't recall the options and I'd like the, being rather interested in it...

Mr. Pike: Yea we talked about getting rid of the swale, raising it up, or doing...

Mr. Brown: Well I think being eliminated from the mix has been trying to, well maybe not eliminated because Eddie was still clinging to the possibility of doing it as we did on Spurrier Avenue where the swales --- when the pipes were installed and everything was smoothed out and I think the minimum that we came up with was 750 for doing it that way.

Mr. Yost: That was the minimum.

Mr. Brown: Right minimum.

Mr. McKenney: \$750,000.00?

Mr. Brown: Right.

Mr. McKenney: From where to where?

Mr. Behrend: Take out the swales.

Mr. Pike: Both sides?

Mr. Brown: Tom Fox from the park, one side only...

Mr. Behrend: From Hoskinson to...

Mr. Brown: John Poole.

Mr. Behrend: Well you have already got the other side, from Hoskinson to I think its Halmos there.

Mr. Yost: Yes its Halmos.

Mr. Behrend: The other side of Halmos you've got it because that is the part of the development where the Commissioners changed the rules and said curb and gutter everywhere.

Mr. McKenney: So what about that stretch of Halmos that goes in front of Halmos 3 and the parking lot on Tom Fox.

Mr. Behrend: That also does not have curb and gutter.

Mr. McKenney: It is not as narrow immediately across the street from my house for example its not quite as narrow and bad because the green space between the sidewalk and the road is wide enough that it really doesn't get driven on or chewed up but as you go down it narrows out and it is just mud.

Mr. Pike: So we should be looking at Hughes Road all the way down then?

Mr. McKenney: I would think so.

Mr. Yost: That was one of our options was to go all the way up because it is actually destroying the edge of the road.

Mr. McKenney: Right.

Mr. Behrend: Yea I was going to do something with it this spring until I heard you guys were going to do something because the edge of the road is coming out.

Mr. Pike: So \$750,000.00 to bury the swale.

Mr. Brown: Minimum.

Mr. Pike: And then what was the other option?

Mr. Brown: Curb and gutter, 5-foot sidewalk, have green space and no swale alterations.

Mr. Yost: That is \$250,000.00.

Mr. Pike: \$250,000.00?

Mr. McKenney: That would make a really steep swale on that one side.

Mr. Yost: Not to bad because it keeps the sidewalk, we don't have to put the streetlights a --- inch or anything like that so lose just maybe 6 or 8 inches where that is now, a little bit higher.

Mr. McKenney: Really because the reason why we did this was a safety issue.

Mr. Behrend: Yea (inaudible) going back and forth and that has always been a concern.

Mr. Pike: Was there a third option?

Mr. Yost: Yea the third option was to have a green space, it would be 15 inches in between you had to move some lights back and a hydrant and you do make the swales a little bit steeper?

Mr. Pike: So how much was that?

Mr. Yost: That was like another \$50,000.00 on top of that, it wasn't that much.

Mr. Behrend: I still would try to avoid going --- at best but how would that one option --- option affect being a person of interest, the homeowners and the swales all the way along.

Mr. Yost: Maybe slightly steeper.

Mr. Brown: Right and we have to authorize to get it surveyed and have a determination with a length of time from the engineer with minimum impact on a minimum amount of people.

Mr. Behrend: I've got some sections that are fairly steep.

Mr. Yost: Yea they are steeper on a home like yours.

Mr. Behrend: By the drainage points I took care of that one section of steep.

Mr. Yost: We just don't want to create what happened on Westerly.

Mr. Behrend: Right no I understand that and I appreciate that I'm just trying to...

Mr. McIntyre: I got a question, are you just talking curb and gutter on one side of the street now or are you going to do it on both?

Mr. Yost: The whole idea is safety for the kids walking to school, being able to stop a car.

Mr. McIntyre: No I know that but I am just saying putting in curb is just going to be on the one side of the street?

Mr. Behrend: Yea I think so.

Mr. Pike: Because that is where the sidewalk is and kids walk to school.

Mr. McIntyre: And only talking about doing it on Tom Fox not the rest of the other...

Mr. Behrend: Not yet.

Mr. Brown: Yea not at this time.

Mr. Pike: I would think we look at it as a safety issue level with the street and kids walking to school.

Mr. McIntyre: Well I can just see I mean there are kids as well as walking down Hoskinson they go down Halmos.

Mr. Pike: When we are making our list for the sidewalks we can put that in there.

Mr. Behrend: I would definitely go with that easier option, I think it makes the best sense, least impact, cheaper we can do it faster.

Mr. Brown: Yea I was in favor of that as well.

Mr. Behrend: And its not just because I am personally affected its just I think...

Mr. Brown: The only reason there was further consideration towards the other direction, the more expensive direction, I mean as Eddie had said we just did do this drive down Spurrier and look at the retrofit of that there and it is spectacular, it is probably one of the nicest things that we have done. But if you are talking about the amount of money, impact from Tom Fox I think that was probably, it is up to this Board to make the recommendation but I lean toward the curb and the 5-foot sidewalk and no green space and safety first.

Mr. Behrend: It's only about a 6-inch curb right?

Mr. Brown: Yea our normal curb.

Mr. Pike: And that is just the sidewalk and the curb and the gutter and all that not for repaving the road.

Mr. Yost: Right.

Mr. Brown: Yea we talked about repaving the road when it comes due.

Mr. Pike: I'm not an engineer, is there a better way when they do sidewalk in they have to cut so much away and then patch it, is there a way that it can be done to make that patch (inaudible).

Mr. Yost: They have to form up the curb.

Mr. Pike: Can't they use the road as support?

Mr. Yost: No.

Mr. Behrend: One concern I have (inaudible) is the drainage. Because I've got several spots that just water pools because the sidewalk has settled over the last 18 years its settled so we now instead of a nice smooth into the grass and the swale like it is supposed to it hits the edge of the grass and stops.

Mr. Brown: But we asked for special consideration on any of these sidewalks especially on that one because the plan is not to do it one more time but it was discussed because that is a concern, in the corners.

Mr. Behrend: Yea cuz I especially have water right there at that light in the corner, I have tried everything and it didn't work, I know a neighbor behind me actually cut into the grass and did a really nice job of it put white rocks all along, took care of his drainage issue, all the kids love picking up the rocks and moving them around. But we shouldn't have to have the homeowners go to that level of ---.

Mr. Brown: Agreed.

Mr. McKenney: So the retrofit though would fill in the swale basically.

Mr. Brown: No.

Mr. Yost: Well that was one of the options but not the one we are discussing.

Mr. McKenney: Ok right well then what did we do over at Spurrier?

Mr. Yost: There we did put a swale in and it was easier to do there because there was a storm system underneath that particular swale and there was yard inlets placed down the street so we were able to utilize all of that and we did --- originally up higher so we would have agreed to make it flow sheets to the road and gutter.

Mr. Behrend: And we have the same storm system underneath that swale on Tom Fox. But regardless I mean it can look nice but the factor of can we make it look nice and do it at a lesser cost than the Cadillac and the Cadillac is going to take us how many years before we can do it. Even the Chevy is going to be a big chunk of money and Butch will be going that is my Skatepark money.

Mr. Brown: The Chevy you could build right away.

Mr. McKenney: That is basically in place maybe a little raise bring it down about 6 inches or whatever in the existing swale and that is the 250 right?

Mr. Behrend: Fix the drainage.

Mr. Pike: What about, you want to list the sidewalk project, have we looked at the one from the townhouses down?

Mr. Yost: That is what we need to do.

Mr. Behrend: That runs down Fisher.

Mr. McKenney: Well that is what I think the map is here right, the map on this, this sidewalk system thing, oh I see, so the hatched ones are Fisher Avenue right.

Mr. Pike: Well we have it done up to Wootton right?

Mr. Behrend: Yea to Wootton.

Mr. Yost: Almost Jamison has to put his in you have an asphalt path in front of Asuncion.

Mr. Behrend: Yea this side though we've done, or that side I should say.

Mr. Pike: Ballpark for that what would that cost.

Mr. Behrend: Jamison is going to have to do that section.

Mr. Yost: Yes he will.

Mr. Pike: Oh I'm sorry I was thinking from Wootton all the way down to Budd Road.

Mr. Yost: There is a couple properties Longshore and actually Mr. Brown if he develops.

Mr. Behrend: Longshore is that the horse farm?

Mr. Yost: No.

Mr. Behrend: Because that is another one.

Mr. Yost: That is Vinci that is another one. But they were all granted allocation on Monday.

Mr. Behrend: Where are they on the list?

Mr. Yost: They are on it.

Mr. Behrend: So they've got their water and they can go.

Mr. Yost: Yes.

Mr. Behrend: So we should be seeing development plans come back through us again.

Mr. Brown: The initial thrust of the Commissioners Meeting was to do the Vinci horse farm side from the Church up through the townhouses since and especially since Vinci has already got been partially through this process already and I guess we tasked, did we task the town engineer to come up with some sort of an estimate for going from the townhouses on that side only for now through the church.

Mr. Yost: We do have some rough estimates. By Luhn Street, north of there that is kind of a low area.

Mr. Brown: Yea we are talking potentially retaining walls.

Mr. Behrend: I don't think potentially I think you are.

Mr. Pike: What do they have from Wootton, Tom Fox from Wootton to Hughes that is a level sidewalk too?

Mr. Behrend: That is on the other side though from that block.

Mr. Pike: By the church.

Mr. Brown: Rabanales has their sidewalk.

Mr. Pike: Other side.

Mr. Behrend: Church side there.

Mr. Pike: If you come down by the horse farm, church, make a right and go down is that level, that is not curbed.

Mr. Behrend: From the church yea that is curbed.

Mr. Yost: Church is curbed yea.

Mr. Behrend: Oh yea that came in after the decision all future sidewalks are curb and gutter. The only new sidewalk piece we put in that was not curb and gutter was the section, the first section of Hoskinson here by the townhomes because where we put it was behind some bushes, it was far enough back that we felt we could get away with doing it as street level rather than curb and gutter because there was swale there was big bushes, so you didn't have to worry about a vehicle impeding but like right after that parking lot it is curb and gutter all the way down.

Mr. McIntyre: So Tim you were asking about next to the church though on Tom Fox.

Mr. Pike: Yea.

Mr. McIntyre: Because that is not a curb.

Mr. Yost: Tom Fox is not around the corner and it stops.

Mr. McKenney: Fisher Avenue it is.

Mr. Pike: So for our list we ought to say from Tom Fox and Wootton all the way down to Hughes too.

Mr. Behrend: Now I'm lost.

Mr. McIntyre: I thought you were going all the way to Fisher.

Mr. Pike: Maybe I got the wrong road here.

Mr. Brown: Yea not Hughes. We shouldn't even be talking about Hughes.

Mr. Pike: No, no, on Tom Fox from Wootton to Hughes where the church is.

Mr. Behrend: Tom Fox does not cross Wootton. Fisher to Hughes that section some of that sidewalk is far enough back that you don't have curb there I don't think.

Mr. Yost: Which one are you talking about?

Mr. Behrend: Tom Fox.

Mr. Yost: Tom Fox (inaudible) you can get 5 foot back off the road.

Mr. Pike: Do we need a curb there?

Mr. Yost: No.

Mr. Behrend: Now as you come around the corner with the developments with the horse development, horse farm area...

Mr. Pike: They are paying for that.

Mr. Behrend: Well they put that section but the section by the church we never asked them to do that.

Mr. Brown: No we have an easement right?

Mr. Yost: We have an easement so on Fisher Avenue and on Hughes we will have to fill those little 2 areas in correct.

Mr. Brown: Well lets look at it this way, we have already had the discussion regarding Tom Fox and the fact that we are going to discuss further our recommendation for what type of retrofit or are we already there.

Mr. Behrend: I think that we were there at the...

MULTIPLE CONVERSATIONS TAKING PLACE

Mr. Brown: Question though are we going to do Tom Fox or Fisher Avenue, this really has become a priority because as Wade has said there is funding streams one Fisher Avenue is potentially under streetscape, Tom Fox is potentially under sidewalk as we so clearly defined it the other night, we took the Tom Fox designation off it and called it sidewalks.

Mr. Behrend: Of the two Jim I would put Tom Fox first simply because it fits our old justification of safety for the school kids walking it. Yea it disturbs my territory and yea that is fine but I have no issue with that because that has always been our priority is safety for the kids.

Mr. Pike: So that and Tom Fox will be from Hughes all the way down.

Mr. Behrend: Well that section he is talking about is from Hoskinson to Halmos or from where the entry to the parking lot.

Mr. McKenney: Well you really should do it before because there is a section that is...

MULTIPLE CONVERSATIONS TAKING PLACE

Mr. McKenney: There is a section there of sidewalk that is just always unless we have had no rain it is just always wet and muddy, it's settled.

Mr. Pike: Well Tom Fox would be first and the one...

MULTIPLE CONVERSATIONS TAKING PLACE

Mr. Behrend: You want to break in segments you could do Hoskinson to Halmos first, the Hoskinson to Hughes second, of segments for finishing Tom Fox. You could lower than second segment down.

Mr. Yost: We have to get it done before FY13 because that is when we pave the road.

Mr. Behrend: Or do it in conjunction before we pave the road.

Mr. McKenney: All right so priority would be, we probably need to make a motion to make a recommendation...

Mr. Pike: Were there any other areas that needed sidewalks?

Mr. McKenney: Right now it sounds like the top priority is Tom Fox from Hoskinson to Halmos or the John Poole Middle School, second component within that though is Tom Fox from Hughes to Hoskinson, not quite as urgent but is needed. Then it sounds like

then we may look at Fisher Avenue and things like that, at least this is the way it sounds like the discussion is going at the moment.

Mr. Behrend: One recommendation I might make though too Tom Fox, Hoskinson to Hughes is curbing along the other side as well, both sides all the way around that corner, we have got one section that is continuously getting rutted. The town has put posts up they get run over...

Mr. Yost: That kind of causing a narrowing affect on that road I bet.

Mr. Behrend: That wouldn't be a bad thing.

Mr. McKenney: After you get past my driveway as you are going out I got curb already there and but where it doesn't start I actually have people like hitting it now for whatever reason I don't know why maybe because I don't have grass growing right now but there is that turn where people seem to miss it.

Mr. Behrend: Unless they go around the creek bed.

Mr. McKenney: Yes it will definitely slow people down

Mr. Pike: The metal post that is sitting there right now that slows me down.

Mr. McKenney: Yea I mean there is times when I will back out of my driveway and I will look over there, nobody is there and I am half way down or just ready to hit the road and somebody is right there at that turn because you can't see somebody. There is also some town, I don't know if they are town or what there is some boxes there transformer boxes or something are those ours?

Mr. Yost: They are Allegheny Power.

Mr. McKenney: Ok.

Mr. Pike: What are the other sidewalk projects?

Mr. Brown: Well lets just talk about Fisher one more time because we had testimony and we also had letters talking about Fisher and the idea of the continuum of the town from one end to the other and both from a safety standpoint obviously will not get the walking that Tom Fox does but we are talking about this is where we ran into our, this is why it is here tonight, we had legitimate concerns raised about retro versus initial and the idea of that there is no one on the Commissioners side can remember anybody with kids on Tom Fox if there had been some sort of endangerment on Tom Fox up to this point versus not having a sidewalk at all on Fisher Avenue. And we entered into the discussion of previous administrations where people that lived on say the end of Fisher could in effect walk up Spates Hill and cut over and get on Wootton and go that way or go walk over get to Hughes and walk up Hughes to go into town, you know that was part of the concern about that, and I don't really have a dog and my kids don't walk anywhere anymore they drive everywhere so but it is part of what they discussed about that there is kind of a lack a disconnect between that end of town where you really can't walk into town.

Mr. Yost: Elgin Road is another one. Tom Kettler is building a subdivision out there and a very large park is going to be placed out there, he had a requirement to come up Elgin Road partially with his sidewalk. There is no easement across there, there is a prescriptive easement only so we have to basically give him the property or imminent domain to pay for the, it is not a big thing...

Mr. Pike: Where is the property?

Mr. Yost: There is 4 properties, right Elgin family has given it but it is the Haggerty property, Maxwell property and then one other property. There is definitely going to be a --- of activity to a park to a high school just to keep in mind and we also have this issue

along Fisher Avenue and we do not have right of ways it is prescriptive only so we would have to do it on both sides of the road, its not always an option, more not than it is.

Mr. Brown: One more question, is there anything else that stands out like that?

Mr. Yost: No because the other ones were like along Willard Road stuff that is being addressed by developers so none other than those.

Mr. Behrend: I can definitely see because we have always tried to hook in when developers come in, the horse farm is coming in yes that would be a good priority, we would have that section from Tom Fox to the horse farm area and then from their into their property all the way to Wootton and then you do it on the other side as well at least around the corner of Tom Fox around the church property there and hopefully we can get to the other sections later because there is sidewalk on the other side. They definitely want to hook them in. As to endangerment I can say yea definitely there is endangerment of people especially with wet you are walking some people park on the sidewalk completely on the sidewalk so you are wandering in the street especially several houses down from me people there is continually a big truck blocking almost every night you see it there, so yea there is some endangerment there and that would stop with the curb and gutter but it is fair comment of how do we connect the folks unless part of the streetscape was in, how do we connect the folks and make it a walking town.

Mr. Brown: Well spell that out for me on the streetscape, how does that tie into this thing, I know we...

Mr. Yost: I need to, maybe we should actually --- Fisher Avenue and Elgin and have that is all streetscape and have maps here at the next meeting and we can actually break it down and look at it.

Mr. McKenney: And what do we have control over, what don't we have control over, what do we think we need to go through this process, which could lengthen things I guess I don't know how easy it is to take over a section a strip of property to put a sidewalk in whether it can be done easily or quickly or whether it has got to go to a hearing or something...

Mr. Yost: It is rather simple if you have the justification for it.

Mr. McKenney: Yea ok.

Mr. Behrend: Well we need to get the landowners to agree. Historically what we have done, the last time we put this list together which we have chunked through now, is we looked at what segments do we need to connect, primary was safety of the kids walking to and from school, and then what segments did we need to connect, we did one over at General Custer and the one at the beginning of Hoskinson off of Wootton, just things that got over looked in development, the other would be one of those connections, wrap it around the church property would be another connection as that developer comes in.

Mr. Brown: The only thing I was going to say with that Kurt is I would be in favor of having as we list priorities we talk about Tom Fox first as we've talked about. I think we need to get further information from Wade to talk about the next 2, which I would consider to be the next priority projects because there are no assistance on walking the Fisher Elgin connection.

Mr. Behrend: I think you and I are in agreement Sir.

Mr. Brown: And the third part of that though is I am not necessarily in favor of waiting for the developers to do their part and I am not saying that I want the Town to pay for that by any means I don't...

Mr. Behrend: Well I was going to say is there a way that we could put it in and charge that section of cost to them and they just proffer it early, try to be out of --- box here if there is a way we could do that and that eases our costs as we go through it, actually lowers their costs a little bit because it is a... no that makes perfect sense.

Mr. Brown: I just don't want to, I mean I don't mind talking about it but I don't want to be part of the mix that we think we have to wait for potentially a safety issue obviously there has been a say Fisher Avenue and the Elgin Road situation have been warranted with debate that we have already given in here so they have some importance verses the wait for whoever, whoever could still be forever. So as far as I am concerned that to me is our priority list unless we feel like there is more here to really get on here but we've ranked the last couple...

Mr. Pike: What about West Willard from 107 down to the high school is there sidewalk there?

Mr. Yost: There is on the old shopping center side.

Mr. Behrend: And it stops at what he is talking about is West Willard down here it stops at the county --- to the school property where it stops, there is a sidewalk that stops right there.

Mr. Pike: Where?

Mr. Yost: Right in front of Dr. Asuncion's office.

Mr. Behrend: Yep.

Mr. Pike: No I am talking on the other side.

Mr. Behrend: High school side of the road?

Mr. Pike: High school side of the road towards 107 Fisher Avenue.

Mr. Behrend: Yea it stops or...

Mr. Yost: No there is none on the Thrift Shop side.

Mr. Behrend: Oh ok I am sorry toward the high school.

MULTIPLE CONVERSATIONS TAKING PLACE

Mr. Brown: But there is one from the beginning of West Willard not on the Thrift Shop side all the way to the Baptist Church.

Mr. Behrend: And then the crosswalk.

Mr. Pike: On the other side, so it goes all the way down ok.

Mr. McKenney: Yea but can they cross over, if you are on Dr. Asuncion's side...

Mr. Pike: I think the sidewalk ends and then it is kind of like...

Mr. McKenney: You can't cross over into a sidewalk at the high school side can you?

Mr. Yost: But Winchester part of the requirements of the Public Improvement Agreement is to put a sidewalk from the development up near right next to Asuncion with a crosswalk going over and they put a sidewalk on the high school side.

Mr. Pike: So why don't we do the other side on the list...

Mr. Yost: If you have it a priority you could.

Mr. Pike: No on Bassett's side of West Willard, why don't we put that on the list.

Mr. Yost: I mean we still have the ones in the budget, Hempstone, Soper and those also.

Mr. Behrend: Those are the last 2 from our old list.

Mr. Brown: We could --- some of those, what we are talking about here, not that expensive, that is not a lot, just like for years that oh no we can't build the one from Spurrier to the high school we are waiting for the developer, waiting for the developer and we got it done and it is great and the kids use it.

Mr. Pike: I think what we did, a few years ago we put the sidewalks on 107 and...

Mr. Behrend: What we did with that to lower the costs was we saved like the whole section of General Custer, the little section of Hoskinson and just once we got the guy here in town he lowered our cost to just do the fill in sections so that makes good sense, so I would agree with you Jim.

Mr. Brown: Cool good.

Mr. Pike: Tom is putting a sidewalk from the new park all the way down to Haggerty's or...

Mr. Yost: It stops there because the easement stops there.

Mr. Pike: So we got to get Haggerty's and Elgin's to stop at the church right?

Mr. Behrend: Yea it stops at the church.

Mr. Pike: That will be a nice sidewalk then.

Mr. Yost: That will drive the State to redo the corner section of Elgin and bring it in compliance with ADA standards.

Mr. McIntyre: When do the Commissioners want this list, as soon as possible or...

Mr. Yost: Well we have a couple months to work on it.

Mr. Brown: Well the sooner the better only because...

Mr. McIntyre: I mean if we waited until June, meet an hour before our June meeting just like we are doing for this walk around the pond, everybody jump into an SUV and we just drive and say ok look here is where we want it, here is where we want it, so we are all in agreement.

Mr. Pike: Or we could all drive around town and make notes of where we need sidewalks.

Mr. Brown: Yea I think on our own time. Everybody make note of the items that we have prioritized and then we can finalize our list.

Mr. Yost: We should also prioritize breakdown as in Fisher Avenue, we should prioritize Fisher Avenue both sections because a lot of times I could apply for small grants from State Highway towards the end of the fiscal year if they have any money left over and that is how we got these sidewalks built out here.

Mr. Behrend: Again the same thing then with Asuncion's property the little barn property here by the school is there a way we can charge that back to Jamison?

Mr. Yost: The only difficult thing there is he had to have a turn lane placed in there and a curb and gutter it does get a little messy.

Mr. Behrend: That is the one that is --- off construction trucks and whatever.

Mr. McIntyre: So this will be a May item this is going to be something we discuss in more detail in May?

Mr. Pike: Absolutely Jeff.

Mr. McKenney: Yea.

MULTIPLE CONVERSATIONS TAKING PLACE

Mr. McKenney: If we could have yea the list that we talked about and I think Wade you talked about either some maps or maybe bigger section maps so we get a greater understanding of you know here is where it is, here is the new section, here is what we need to fill in ok.

Mr. Behrend: Sounds like we are all in pretty good agreement though.

Mr. McIntyre: Using those satellite views of the map too is pretty good too.

Mr. Behrend: Yea that is what I was thinking, this is our old review we had, it got washed out.

Mr. Brown: I got a note written here I will send it to you.

Mr. McKenney: Does that have Internet access? That would be the way to do it then yea for the next meeting.

Mr. McIntyre: Yea cuz the local.live.com is actually pictures from this past summer, it's got our basketball court in the back, it's got the boat everything there.

Mr. Brown: I think it is right now because it has my cherry tree blooming.

Mr. McKenney: All right so the last thing under new business is Parks Rules and Regulations, so it has been about 4 years since we've looked at our rules and regulations and these were the kit this time.

Mr. Pike: Sounds like homework.

Mr. McKenney: Yea what I thought there is 6 of us not counting Jim and not that I want to cut you out but given the fact that you probably have to read other stuff for Commissioners I will give you a break either that or I will tell you that you got to read the whole thing but I thought maybe what we do is we all read through everything but each one of us take a section and concentrate on it and see what is still right, what is wrong, what do we need to add anything, one of the things we talked about for example on the park permit which may or may not be included in all this, but this idea of including what age group of something you were looking at because especially baseball fields and soccer stuff we may be able to put 2 soccer teams on one field if they are 6 year old soccer teams, they are not going to be using a whole field. So you get 2 people coming in for the same field and you realize oh well they are both small kids they don't need the whole field can they work the other way.

Mr. Pike: And something else we looked into a few years ago was 75 minutes or an hour and half per team per night so they can have 2 teams on the field.

Mr. McKenney: Right, right.

Mr. Pike: You know 6:00 to 7:15, 7:15 to you know if we run into a problem with more teams.

Mr. Behrend: And I don't remember what and it has been a while since I've looked through these too so I mean I don't know if we just want to start and go 1 through 6 or whatever I mean I will have to contact Kevin and Butch to let them know what their pieces are...

Mr. Behrend: Really there are only 14 pages. I'm with --- I've got a series of things I've...

Mr. McKenney: Ok we can do it that way too I don't care.

Mr. Yost: You just going to go through and mark it up and then...

Mr. Pike: I think everyone on the Board except for Jeff would have signed this back then.

Mr. McKenney: Well that doesn't mean it was right.

Mr. McIntyre: I signed the previous one.

Mr. Pike: No I am saying it will come back to us.

Mr. McKenney: That is fine we will just read through the whole thing and make comments that is fine too I just didn't want to...

Mr. Pike: Are we allowed to have --- on there if we change that, what about this gambling games of chance, solicitation.

Mr. Brown: If you don't mind Wade is there anything that jumps out from you on this that we should know right off the bat.

Mr. Yost: I've not looked at it since it has been revised.

Mr. Behrend: The one thing that jumped out at me is as we look at a Skatepark we have no rules governing Skateparks how we would use it we need to add something in there, because we've got use of tennis and basketball courts.

Mr. Pike: Well we can't work on that now though.

Mr. Behrend: Sure you could you can do that in advance you can put general rules in place.

Mr. McIntyre: They'd have to have a hearing though a public hearing.

Mr. Behrend: No not for the rules, they do go to the Commissioners for final say so blessing on.

Mr. Yost: But this is the prior time if you had recommendation from the Skatepark and with rules and regulations.

Mr. Behrend: This is the same way as we did it for traffic ordinance if somebody wants to put in a taxi stand, there is no taxi stand but we've got rules in place if somebody ever does. You can make them general enough that they will work.

Mr. Pike: I thought we had to have an open forum on this.

Mr. McKenney: You have to notify in minutes and the agenda and everything what we are talking about and people can comment on it but I don't think beyond that.

Mr. Yost: Right this is not a Code event.

Mr. Pike: All right I'm confused with something we did before then.

Mr. Yost: We changed something in the Code.

Mr. Pike: Maybe that was it all right.

Mr. McKenney: So since we are going to go, what is our timeline on these regs Wade, just anytime ok so given the fact that we are going to do a tour and a walkthrough and stuff next month I mean I don't know that the agenda is probably going to be, the agenda is probably not going to have much I wouldn't think right.

Mr. Yost: I wouldn't think so.

Mr. McKenney: So maybe we can look at starting to go through this too if the agenda gets bigger we can push it off to the next month as long as it is not urgent but I would say by no later than November 21, 2009 we have a new version.

Mr. Behrend: I went through and made some general notes yesterday going through it so since I won't make the next meeting I will forward that to everybody, just some ideas, the biggest thing on there I think we need to look at is Skatepark.

Mr. McKenney: And take a look at the permit too, print out a permit and what do we need to add to that, what could we do to make it better.

Mr. McIntyre: Anything happening with Campbell Park is it still just sitting vacant?

Mr. Yost: Yep.

Mr. Behrend: Got a good idea.

Mr. McIntyre: Well I just had a request from people about having a fenced area for dogs, just take your dog and train them, a place where you can have them off leash.

Mr. Pike: Well all the neighbors have fences around there right.

Mr. Yost: We put a fence around it.

Mr. Behrend: Yea but a dog could slide under.

Mr. McIntyre: Yea but they are thinking of where you would actually have gates to close and just take your dog off leash because I guess there are more people in town that I have seen that are doing more with training their dogs.

Mr. Brown: We could look into that sure.

Mr. Yost: There were quite a few things in the survey people were asking for a Dog Park.

Mr. McKenney: Yea there was a dog park I think it was...

Mr. Pike: I think that is such a great idea and Jeff should look into that.

Mr. McKenney: The one thing that we need is --- do we think about that or maybe we think about this in the regs here there is a guy I don't remember seeing him yet this year but he would go to Halmos 3 and he teaches his dog to hunt and basically he would fire off not a gun but a noise maker that would have the equivalent sound and intensity of a shotgun and at first I was kind of like whoa what just happened but because I saw what he was doing and I'd seen it down at Izaak Walton I was like alright fine, if we turn something into a dog run or whatever for training dogs or just letting them run we'd have to be conscious of, I don't have a problem with that sort of training but you'd have to be conscious of the people around where we put it that is all so they don't panic. Because once you go look and see you are like oh I understand but at first it was a "what was that" so.

Mr. Yost: But that open area is much better suited for it than probably Campbell Park, I mean that is in a lot of peoples backyards.

Mr. McKenney: I mean that is not to say that you couldn't put a dog run there, it would just be you can't train dogs for that sort of activity there. Reminds me I will try and email from my phone again, there was I was up at a Montgomery County baseball field Kings Crossing, they have a sign it is just barely readable because it is up so high but it basically says here is when you are not allowed to use the field, this time, that time, after half an inch of rain, if there is lightening or thunder, grass spongy...

Mr. Yost: Did Tim like what I replied to him, did you get that on your comments back I replied to everyone about when not to use the field, he was being sarcastic.

Mr. Pike: I remember that email now.

Mr. McKenney: I don't remember that.

Mr. Yost: (inaudible) said it looked like Bigfoot ran across the field you shouldn't be using it.

Mr. McKenney: Yea you are right but I thought it was, there is no question about it was pretty plain if you walk out there and the ground is spongy basically get off the field, Kings Crossing

Mr. Pike: You got a picture of it?

Mr. McKenney: Yea but it is hard to see but I will get to it and show it.

Mr. Pike: How is it going with Wootton Heights Tot Lot playground area?

Mr. Yost: July we have money for that. July we can survey the sidewalk, everything is kind of held right now until July 1st.

Mr. Pike: Should we start looking at equipment now?

Mr. Yost: Yea but I did get some new books in just the other day.

Mr. McKenney: So here it is lets see, use of this athletic field is prohibited when a steady rain is falling, a lightning or electrical storm is occurring, granted some of this stuff is common sense but still, water is standing in the field, 1/2 inch of rain or more has fallen

within the previous 24 hours, the ground is muddy and soil clots or clings to shoes something like that, the ground feels spongy and or something is oh or soil is frozen so I don't know it is something to think about.

Mr. Pike: And use common sense.

Mr. McKenney: And there is this whole big regulation thing underneath it which is a bunch of gobblygook probably but...

Mr. Behrend: Well you better (inaudible) that will eliminate a lot of the coaches complaining oh nobody told me the field was closed.

Mr. McKenney: Yea or I didn't know I shouldn't use the field I mean I think this year things have been pretty good, I guess we should go on the record to say that Preston in my mind an excellent job of reconfiguring Halmos 3, I'm not sure what he did with all the sod but I know he had to cut up a whole bunch of stuff.

Mr. Yost: It goes in the compost pile.

Mr. McKenney: Oh ok and making the mound and the pathway. All right any old business, no old business, committee reports.

Committee Reports

Mr. McKenney: We still haven't had another Parcel 840 committee meeting yet.

Mr. Yost: No I know.

Mr. Brown: Schedule that.

Mr. McKenney: And Butch isn't here I don't know have you guys had a meeting again Jim?

Mr. Brown: The only thing we have done is we've been in touch with the gang at Pitcrew to talk about some possible Skatepark designs that have started to address some of the concerns of closed bowl versus open bowl, potentially an open bowl would require the reconfiguration of a couple of the designs that have already been debated and vented past all the kids, so Pitcrew is supposed to come up with a modification to the design.

Mr. McKenney: What's a closed bowl or an open bowl, closed bowl is a bowl and an open bowl is just one half?

Mr. Brown: Well it is like $\frac{3}{4}$ so you can see inside it. There is no way of hiding inside it so it would provide a visual from street level or parking level etc, so that is where the only places we've been since then so I would say we are one step ahead of Parcel 840 but that is about it and really I don't see the Skatepark sub committee going too much further until the funding stream is a little bit further clarified.

Mr. McKenney: I was going to ask about that too is there any word on anything in that regard.

Mr. Brown: No really I guess you weren't here when we were kicking it around a little earlier but really it is there is 2 funding streams, the Open Spaces as well as this Bond Bill Grant that was applied for. The last commentary on that was that actually there was potentially a favorable outcome for the Bond Bill but there is no assurance of that yet, so as it stands right now the Town has \$60,000.00 saved, we have been told that Kaboom is going to be potentially a \$10,000.00 donor and then I would say that the funding of the Skatepark comes down to a successful approval of the Bond Bill Grant so that is not to say something happening soon in terms of the funding would be the best thing, if that doesn't happen then I think the Skatepark is on hold.

Mr. McKenney: When does the Legislative Session happen?

Mr. Brown: It's happening right now.

Mr. McKenney: Election of Officers we did that yea, citizen forum nobody is here, I guess there is nothing left.

Adjournment

Mr. Behrend: Move to adjourn.

Mr. Pike: Second.

Mr. McKenney: All in favor?

All: Aye.