

CHARLOTTE SELECTBOARD MEETING
Monday, August 12, 2024
Charlotte Town Library 115 Ferry Road and via teleconference

SELECTBOARD MEMBERS: *In person:* James Faulkner, Chair; Frank Tenney, Vice Chair; Lewis Mudge; Natalie Kanner; Kelly Devine

ADMINISTRATION: Nathaniel Bareham Town Administrator

OTHERS:

In person: Moe Harvey, Karen Chattfield, Susan Smith, Charlie Pugh, Charles Russell. Bill Stuono, Jack Pilla, Nina Regan, Julie Shea, Michelin Carroll, Julia Gilbert, Susie Carpenter, Kevin Goldenberg, Laura Forham, Vince Crockenberg, Carrie Spear, Mary Sezalingski

Remote: Alexa Lewis, Barbara Noyes Pulling, Carla Von Trapp Hunter, JD Herlihy, Hugh Lewis Jr., Paul Plante, Peter Demick, Peter Joslin, Susanna Kahn, Brandon Tieso, Al Wakefield, Mike Dorsey

AGENDA ITEMS:

- 6:30 PM Adjustments to the Agenda
- 6:31 PM Approve Warrants to Pay Bills
- 6:35 PM Selectboard and Town Administrator Updates
- 6:40 PM Public Comment
- 6:45 PM Liquor Control Board
 - 1. Application 46903 – Second Class Liquor License – Tian Tian World, LLC (The Old Brick Store)
 - 2. Application 46961 – Outside Consumption Permit – Pelky & Hogan’s Charlotte Village Winery, Inc.
- 6:50 PM Discussion of an Open Space Agreement at 363 Riverview Drive – Rachel Hutchins
- 7:00 PM Presentation, and possible action, on adopting the Vermont Declaration of Inclusion – Al Wakefield, Barbara Noyes-Pulling.
- 7:05 PM Discussion, and possible action, on a License Agreement between the Town of Charlotte and John Hinkle at 1348 Orchard Road
- 7:15 PM Discussion, and possible action, on the appointment of a Deputy Tree Warden(s)
Possible executive session per 1 V.S.A. § 313(a)(3)
- 7:25 PM Review, and possible action, on a Request for Proposal for removing trees at the Charlotte Town Beach
- 7:30 PM Discussion, and possible action, on authorizing emergency spending to:
 - 1. Retain Civil Engineering Associate’s for work to be done on Spear Street
 - 2. Repair the Charlotte Senior Center’s public water system and the damages caused by its failure
- 7:40 PM Review, and discussion, of previous Speed Studies and Traffic Analyses for the East and West Villages

- 7:55 PM Review, and possible action, on amendments to Section(s) the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance
- 8:10 PM Evaluation of a Public Officer – Possible Executive Session per 1 V.S.A. § 313(a)(3)
- 8:20 PM Evaluation of a Town Employee – Possible Executive Session per 1 V.S.A. § 313(a)(3)
- 8:55 PM Approve Meeting Minutes for July 22, 2024; July 29, 2024
- 9:00 PM Adjournment

Call to Order

James Faulkner called the meeting to order at 6:35 p.m.

Adjustments to the Agenda

James Faulkner stated that the 7:30 p.m. agenda item number two, Repair the Charlotte Senior Center's public water system and the damages caused by its failure, will be removed from the agenda since this has been resolved already. Town funds are not required for this work.

Approve Warrants to Pay Bills

Warrants were signed.

Selectboard and Town Administrator Updates

Nathaniel Bareham stated that last week the water pump in the attic of the Senior Center failed resulting in severe water damage to the ceiling. The hopes are to reopen the Senior Center in the next day or two. Nathaniel Bareham expressed sincere gratitude to Lori York, James Faulkner and the Friends of the Senior Center for being so quick to take action with getting contractors lined up so that the length of closure was at a minimum.

James Faulkner stated safe guards will be put into place with the repairs to reduce the risk of this occurring again in the future.

Nathaniel Bareham stated that there was an engineer from the state who visited Spear Street last week along with David Marshall to review the damage. An annualized cost assessment is currently being worked on for two potential repair options. Once submitted by David Marshall the hopes are that the town will be able to get a permit from the state to complete the repair work needed. An update will be shared once there is more information.

James Faulkner stated that this report is to come in by this Wednesday. There are three contractors at this point that are available for the work. The town is still waiting to get confirmation on the granting of the FEMA funding for the work needed.

Kelly Devine stated that the transfer of the funds to the Rutter Fund is complete.

James Faulkner concurred.

Public Comment

Charlie Pugh, Chair of the Planning Commission, stated that information from the draft report that was received by Dubois & King on the Village Planning has made its way to Front Porch Forum and unfortunately the report was published before it was ready. He went on to state that in his opinion this report shows inadequate work and the PC doesn't support it and made this

clear when it was presented back on July 11, 2024. This report shows buildings on wetlands, conserved lands, and on steep slopes of which all misses what the PC is trying to do in the village. Once there is a plan that the PC approves, the PC will engage with the public in order to get their input followed by a town vote on the final plan. Due to the additional time that will be needed to accomplish this the new goal is for its completion to be at the end of June 2025.

Charlie Pugh went on to state that he understands everyone's frustration as the PC is also frustrated but they will work hard to get things back on target with the planning which includes the public's input.

James Faulkner stated that it is important to state that the new Town Plan will be voted on by the town residents and it's not something the Selectboard has the authority to approve on its own.

Charlie Pugh concurred that there has been some concerns voiced since there was changes in the law where the Selectboard is now impowered to adopt Land Use Regulations without it going to a townwide vote.

Kelly Devine and Charlie Pugh concurred that the Town Plan that is being worked on will go to a town vote. The Selectboard does have the ability to change the Land Use Regulation without going to a town vote.

Kelly Devine stated that the idea of the report by Dubois & King was to inform both Land Use Regulations and the Town Plan.

Charlie Pugh concurred.

James Faulkner stated that it's important to note that he believes that the Selectboard although having the authority to vote on Land Use Regulations will not be doing so other than minor grammatical edits.

Charlie Pugh stated that Debois & King will be correcting their report at no additional cost. The bulk of the work comes from tax dollars from government funding and not out of the town budget.

Frank Tenney stated what is being worked on is the Village Plan and not the Town Plan.

Charlie Pugh stated that the Village Plan is to inform changes to the Land Use Regulations and therefore the plan that Debois & King are coming up with, if approved, the town will then have Land Use Regulations that support that kind of development to vote on. The change that will be voted on will be the change to Land Use Regulations that allow the plan to be enacted.

Charlie Pugh stated that there are changes from the Land Use Regulations that will come before the Selectboard that will make them in accordance with state law. They fall into the clerical type of corrections since they're state law and need compliance. The Village Land Use Regulations will be voted on in individual packages so that voting can take place on individual pieces and not as a whole.

Tanna Kelton stated that she has concerns regarding the Vermont Declaration of Inclusion.

There are already documents that cover this for the town employees. With a closer look it's evident that what they are after is development in the town, bringing in international, national people to live in Charlotte and bringing in businesses and investors. She went on to state that those people aren't elected and they don't represent the tax payer. She isn't in agreement with it and she feels many other tax payers aren't in agreement of this Declaration either. She urged the Selectboard to consider not signing it tonight but instead taking more time to look it over.

Signing it sets a precedence for other groups to come forward making requests for their own benefits as well.

Liquor Control Board

MOTION by Kelly Devine, seconded by Lewis Mudge, to recess as the Selectboard and convene as the Liquor Control Board at 6:54 p.m. August 12, 2024. VOTE: 5 ayes, 0 nays; Motion Carried.

1. Application 46903 – Second Class Liquor License – Tian Tian World, LLC (The Old Brick Store)

James Faulkner stated that this simply lapsed, not getting renewed at it's renewal date, and there are no changes from what it was prior.

MOTION by Lewis Mudge, seconded by Kelly Devine, to approve application 46903 for a Second Class Liquor License to Tian Tian World, LLC. VOTE: 5 ayes, 0 nays; Motion Carried.

2. Application 46961 – Outside Consumption Permit – Pelky & Hogan's Charlotte Village Winery, Inc.

James Faulkner stated that this is for a new application having to do with 150 by 200 feet area including the space around the winery including the grapes and grassy area in front of the winery deck.

MOTION by Lewis Mudge, seconded by Kelly Devine, to approve application 46941 for an Outside Consumption Permit for Pelky & Hogan's Charlotte Village Winery, Inc. VOTE: 5 ayes, 0 nays; Motion Carried.

MOTION by Lewis Mudge, seconded by Kelly Devine, to adjourn as the Liquor Control Board and reconvene as the Selectboard. VOTE: 5 ayes, 0 nays; Motion Carried.

Discussion of an Open Space Agreement at 363 Riverview Drive – Rachel Hutchins

James Faulkner stated that there has been concern raised about the open space agreement in this location and the town attorney has rendered an opinion but Rachel Hutchins would like an opportunity to speak regarding this issue.

Rachel Hutchins stated that she sent a rebuttal to the town attorney's recommendation.

James Faulkner stated that now that the town attorney has been involved and stated his advice anything further would require Rachel Hutchins to have an attorney to act on her behalf since her opinion is contrary to the town attorney's advice.

Kelly Devine stated that the town's attorney has expressed that the Open Space Agreement is binding and legal.

Rachel Hutchins asked if the Selectboard would act on behalf of the tax payer and share their opinions and hear her contrasting opinion.

James Faulkner stated that the Selectboard acted on behalf of the tax payer and sought legal advice. Tax payer money was spent to get this legal advice and the Selectboard needs to follow that legal advice.

Discussion was had regarding the Selectboard's decision to appropriately and responsibly follow the legal advice of the town attorney and the potential ramifications of going against the already given legal advice for this situation.

Rachel Hutchins stated her disappointment with this decision and with open space agreements within the town in general.

Presentation, and possible action, on adopting the Vermont Declaration of Inclusion – Al Wakefield, Barbara Noyes-Pulling.

Al Wakefield stated that he is a resident of Rutland for forty years, former corporate executive, an international consultant, and ran and owned two small businesses in Rutland, Vermont for many years, currently retired. For the past three and a half years, five individuals have been working on this Vermont Declaration of Inclusion. To date there are 152 towns that have adopted this. He went on to state that there are no legal liabilities by this Declaration, it has been reviewed by Vermont League of Cities and Towns and the Vermont Chamber of Commerce supports it also. The Governor has proclaimed this as important to Vermont. This initiative was started so that Vermont will be known as the most inclusive state in the country. Al Wakefield stated that Vermont has a shortage of workers with the young leaving and not enough young moving into Vermont to allow the state to grow and prosper. The goal is to get 247 towns to adopt this Declaration. It is felt that adopting the Vermont Declaration of Inclusion is the right thing to do as well as the smart thing to do.

Barbara Noyes-Pulling stated that in addition to the support of the Vermont Chamber of Commerce and VLTC there is also the support of the Vermont Council on Rural Development. The support comes from the fact that Vermont will be losing 100,000 people from the workforce due to retirement in the next 10 years. She went on to state that there is already a labor shortage of around 10,000 people currently according to Governor Scott. This is an economic development tool for all the towns of Vermont and for the state as a whole.

Nina Regan stated that she is a resident of the town of Charlotte and she strongly supports this Declaration of Inclusion. There is no obvious reason as to why the town wouldn't approve this. All other towns and cities in the Chittenden County have adopted this Declaration, the Governor is in support of it, other counties are doing this so why would Charlotte not approve this? It's the right thing to do and it's morally and ethically sound.

Julie Shea asked the Selectboard if they have been able to review all the information included in the Diversity Equity and Inclusion paperwork. She also questioned if the residents of the town have had sufficient time to review all as well.

Kelly Devine stated that the language is very broad and an attempt was made to understand where you go from broad to action and she still hasn't found the answer yet to this personally. There have been some requests from town residents to put this to a town vote.

Julie Shea stated that she feels some time should be taken in reviewing this as she and her husband have done so and she feels it involves a lot in approving this Declaration.

Michelin Carroll, a resident from Charlotte stated that her concern is that within the Declaration it states adopting this would include having an in depth implementation that would include forming a Diversity, Equity and Inclusion Committee with a mandate to guide the town in its efforts to become more diverse and inclusive. It seems like there could be some legal issues and therefore, expenses and the taxpayer is already paying enough in the town of Charlotte.

Julia Gilbert stated that she agrees that there is no rush, she is the one that put in the request to have the town review it. The way she understands it is that there is no cost or requirement after adopting this Declaration but instead of guessing the Founder and Co-Founder should be asked as they are present this evening. She went on to state that it's not her understanding that there is a mandate of this group or a goal to bring outsiders and investors. This is a generally good thing

for the state and it's why the Governor signed it. Charlotte is challenged with what to do about the town taxes.

Julia Gilbert stated that this is a tool and not something that is going to force the town to bring in people from all over the country to live here in Charlotte, that's a fear mongering thought process. This declaration addresses all races, religions and all levels of abilities. She went on to state that she is in favor of this Declaration for all these reasons and would like to be a part of a town that is for inclusion instead of being the only town in Chittenden County that doesn't adopt this Declaration of Inclusion.

Susie Carpenter, a resident of Charlotte, stated that this isn't a new thing. It initially came before the Selectboard four years ago and the decision was to wait and see if there would be any adjustments to the language.

Kevin Goldenburg, Senior Pastor of Charlotte Congregational Church and a resident of Charlotte stated that he's in full support of this declaration. He would like to spend time and energy looking at this as a tool in decision making in the town going forward.

Lewis Mudge concurred with Susie Carpenter stating that this isn't the first time that this has come before the Selectboard. He went on to state that it might be appropriate to put it out to a town vote on Town Meeting day in March.

Al Wakefield stated voting on this on Town Meeting day in March is an option. There have been 6-7 towns that have done this very same thing and all but one turned out to have an overwhelming vote in favor of the Declaration of Inclusion. The one town of Coventry voted it down with a close vote of 33 for to 39 against. He went on to state that they have surveyed 100 towns and have gotten back 25% of the surveys. He went on to state that most of the towns have done simple things such as putting the Declaration on their town website, taking steps to assure that the residents know about the Declaration, they have made their vendors aware that their town is an inclusive community. Al Wakefield stated that there is no mandate that comes with this Declaration of Inclusion. There is no requirement to form a committee unless the town wants to do so. This is an attitude and a spirit of implementation to welcome people of all kinds to the town of Charlotte. This Declaration of Inclusion is about people of all races, ages, genders, religions and abilities which includes people with disabilities. The funding behind this initiative is from the 5 people involved. There has been no expense other than time given and the group of individuals involved in this initiative all but one are retired lawyers and business owners. The oversight following adopting this is just a survey to keep track of what towns are doing and to share what towns are doing with other towns.

Barbara Noyes-Pulling concurred with Al Wakefield that they have no enforcement capability nor do they want any enforcement capability.

Barbara Noyes-Pulling stated that there are resources that they can point towns to for carrying this forward. Town Meeting day is a good place to discuss this topic and spread the word on this Declaration.

Kelly Devine stated that she is in support of Lewis Mudge's suggestion to put this decision in the hands of the town residents by voting on it on Town Meeting day in March. James Faulkner concurred.

Frank Tenney stated that he would like an idea of what the town has already done in regard to inclusivity because it seems that by adopting this Declaration of Inclusion it sounds as if the town has done nothing for inclusiveness.

Kelly Devine stated that the town of Charlotte has set in place a fair amount of subsidized housing, the town has an affordable housing fund, the town is now part of a regional school

district which covers inclusion for children. She went on to state that she would like to hear what the survey results reveal as to what the other towns are doing and what has been effective. Julia Gilbert stated that earlier she was trying to explain that the Declaration of Inclusion is not just about race, it's a Declaration that when adopted makes clear that this town is welcoming to all the people that want to live here to include those with disabilities etc.

Carrie Spear stated that she has always been welcoming to all people at her store through the many years. Recently she is hearing that there is an opportunity for senior housing to be built behind the Grange within a few years following going through the DRB process. There is already forty households that are against this senior housing. She went on to state that this points to a lack on inclusivity in the town and it is very upsetting to her.

Laura Forham stated that she is in favor of adopting the Declaration of Inclusion and she finds it embarrassing that Charlotte hasn't adopted this very important Declaration. Waiting until March to have a town-wide vote is a long time.

Vince Crockenberg stated that the town of Charlotte is 95% white in a state that is the least racially and socioeconomically diverse in the country with the possible exception of Wyoming. Adopting this Declaration of Inclusion would be timely for the town to help counter this statistic. By adopting this Declaration, it would be saying that the town welcomes anybody to come into this town despite this statistic. This would also be a step to help increase more families into the town.

J.D. Herlihy stated that adopting this Declaration of Inclusion isn't binding and there is no mandate attached to it. What adopting this would be doing is simply setting the theme for the town and a frame of mind. Within the document on page 8 they call for the Selectboard to be the leaders and to make this happen for the town.

Mary Sezalingski, a resident of Charlotte stated that she has a 30 year old son with severe autism who's nonverbal and he and the family have been treated with nothing but kindness since they moved to the town. Debbie Landon, also a Charlotte resident, started Partners in Adventure. There is great support in Charlotte for this organization. She went on to state that she's not seeing a problem that would validate needing an adoption of a Declaration of Inclusion. The larger problem is that the taxes are too high for the young people to purchase homes in Charlotte or in the state for that matter. Older folks are struggling as well and she knows many that have moved out of Charlotte due to the taxes, the school taxes are outrageous. This Declaration feels like it's trying to solve a problem that doesn't exist.

Frank Tenney stated that he doesn't disagree with the plan to add an article for voting on this in March by the town residents but it does seem as though it's something that is already done in Charlotte. He went on to state that he has a mobile home park and it's very diverse and they're wonderful. There's diversity with race, disabilities, and socioeconomic.

Natalie Kanner stated that this has been pushed out already and the vote in March is some time away. Consequently, she would be willing to propose ideas for implementation of increasing inclusivity in the town of Charlotte by brain storming with a formed sub committee.

James Faulkner stated that Natalie Kanner will come forward with a proposal for a format for an Inclusive Planning Committee at the next Selectboard meeting. As for accepting the Declaration of Inclusion the majority of the Selectboard feels this is a decision that the town residents should have a voice on deciding and the plan therefore is to put this on the ballot in March for a town wide vote.

Discussion, and possible action, on a License Agreement between the Town of Charlotte

and John Hinkle at 1348 Orchard Road

Nathaniel Bareham stated that this is a request for a utility line to be bored under 1348 Orchard Road to run utility lines, both electric and telephone lines. The town attorney has reviewed the agreement in tonight's packet. He went on to state that both he and Hugh Lewis Jr. have been out to the site and Hugh Lewis Jr. approved. There is no cost to the town, the lawyers drafted the contract. The agreement itself puts any maintenance costs or future repairs solely on the applicants themselves.

MOTION by Lewis Mudge, seconded by Kelly Devine, to approve the License Agreement with John Hinkle and Katherine Sparkes for 1348 Orchard Road as presented in the packet to be signed by the Chair. VOTE: 4 ayes, 0 nays, 1 abstention (Kanner); Motion Carried.

Discussion, and possible action, on the appointment of a Deputy Tree Warden(s) Possible executive session per 1 V.S.A. § 313(a)(3)

James Faulkner stated that the candidates are not present as he told them that it wasn't necessary for them to be present this evening. They both came to the last meeting and gave nice presentations regarding their qualifications.

MOTION by Kelly Devine, seconded by Natalie Kanner, to appoint Clifford Mix and Mary Cheney, as Deputy Tree Warden(s) for a term beginning on August 12, 2024, and ending on April 30, 2025. VOTE: 5 ayes, 0 nays; Motion Carried.

Review, and possible action, on a Request for Proposal for removing trees at the Charlotte Town Beach

Discussion was had regarding the exact trees being proposed to be removed at the Town Beach, revealing that they are the cottonwood trees adjacent to the tennis/pickleball courts. Nathaniel Bareham stated that the rationale to have them removed is so that there is no further damage caused to the tennis/pickleball courts by root damage and/or falling limbs.

MOTION by Lewis Mudge, seconded by Kelly Devine, to approve the RFP for the removal and disposal of two clusters of approximately six cottonwood trees at the Charlotte Town Beach in the southern northside of the tennis court fence as submitted with an amendment in regard to adjustment of the RFP date to August 12, 2024. VOTE: 5 ayes, 0 nays; Motion Carried.

Discussion, and possible action, on authorizing emergency spending to:**1. Retain Civil Engineering Associate's for work to be done on Spear Street**

Nathaniel Bareham reiterated what he stated during the Town Administrator updates earlier this evening. He went on to state in order to receive federal funding such as FEMA or other funding sources, the town needs to be able to show that it's abiding by the town's purchasing policy. In a situation where there is infrastructure that needs to be repaired and there is a sensitive timeline to allow for reopening town services the Selectboard is authorized to emergency spending and not required to go out to bid.

Kelly Devine stated that she thinks that these proposed steps to be taken to remedy the situation will allow for this area of road to be repaired and in such a way that will make it less susceptible to damage with these types of weather events in the future.

Nathaniel Bareham stated that not to exceed \$5,000 as a starting point for available funds to get engineering studies done for the repairs as well as the cost assessment required by the state will be sufficient. If more money is needed it can be voted on at that time. Dave Marshall will have this report available by next Monday.

Kelly Devine stated that it's important for the public to know that James Faulkner, Nathaniel Bareham and Hugh Lewis Jr. have spent a tremendous amount of time on this project with some help from Erin Brown. This section of road is of major damage and she's grateful for the time and manner of urgency that has been rendered for this project.

Nathaniel Bareham stated that the Planning and Zoning offices have been very helpful in getting a lot of the necessary documentation done and in place so that when the funding becomes available the project will proceed smoothly and promptly.

MOTION by Kelly Devine, seconded by Lewis Mudge, to approve Civil Engineering Associates to provide emergency engineering and planning work for the continued repair on Spear Street, at a cost not to exceed \$5,000. This work will be done in order to avoid the further impairment of Town infrastructure per Section 5(a)(3) of the Town's purchasing policy. VOTE: 5 ayes, 0 nays; Motion Carried.

Review, and discussion, of previous Speed Studies and Traffic Analyses for the East and West Villages

James Faulkner stated that he feels it would be expedient to go ahead with the west village with the east village to follow since further studies are needed for the east village.

Kelly Devine stated that she has done some outreach and she hasn't received a strong voice from the community expressing a desire for a lowering of the speed limit in the east village. The west village has had a strong voice from residents already as is well known. The findings of the traffic calming study of 2023 are insufficient to recommend a reduced speed limit beyond 35 mph in the east village. She went on to state that if residents of the town want to reduce the speed limit lower than 35 mph in the east village this needs to be voiced and another traffic calming study could be done.

Bill Stuono, resident of Charlotte and an east villager stated that the east village residents have complained about the traffic issue for years. The speed limit in Shelburne is 35 mph and then it goes to 45 mph as soon as automobilists enter Charlotte. Therefore, people end up traveling at a speed of 55 mph. He went on to state that trucks coming down the Charlotte Hinesburg Rd often times can't stop at the traffic light there. The east villagers want the speed reduced but addressing the west village first is understandable since there is a means to do so right now.

Review, and possible action, on amendments to Section(s) the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance

James Faulkner stated that it's appropriate to pass the change to the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance. There are two options to reduce the speed to either 30 mph or 25 mph.

Lewis Mudge stated that he is in favor of reducing the speed limit to 25 mph. There needs to be a reflection that Ferry Rd down to the RR tracks is part of the village.

Nathaniel Bareham stated that the 30 to 40 mph change came about after a conversation with the Sheriff's Deputy that patrols that area. There are three points of concern regarding to traffic enforcement in that area of Ferry Rd. There are limited locations as to where an officer can sit to clock the speed of traffic, there is insufficient locations to pull an automobile over and due to the large difference between 25mph and 50 mph speed limits, automobilists are prone to ignoring the drop in the speed limit. He went on to state that the draft that he compiled has a speed limit set in that section of Ferry Rd to 30 mph with a 40 mph buffer occurring from the RR tracks heading west to the intersection of Lake Rd.

Lewis Mudge stated that there was a resident that stated that he would offer his driveway to the Sheriff's department to sit in to clock the speed of traffic.

Nathaniel Bareham stated that if there are residents that are willing to offer their private driveways for use by the Sheriff Department they can contact him and he will help coordinate that.

Mike Dorsey stated that he is more than willing to let the local law enforcement use his driveway. Automobilists will always drive 15 mph above the posted speed limit.

Damaris Herlihy stated that she is also willing to let the local law enforcement use her driveway. She is in strong support of the speed limit reduction to 25 mph. She went on to state that it's much safer for a police car with lights on to pull a car over on the side of the street in comparison to a speeding automobilist going by pedestrians walking on the side of the street.

Paul Plante stated that as far as the 25 or 30 mph zone, GMP owns the lot just to the east of the RR tracks and there is a road cut into there and for the 40 mph zone the local law enforcement can sit right in the train station.

Kelly Devine stated that due to the fact that the Selectboard has a full agenda for this evening if anyone has suggestions for the patrols for these areas of road if they could send them to the town administrator since this isn't something that needs to be figured out this evening. The focus should be on setting the speed limit.

James Faulkner concurred.

Jack Pilla stated that he lives on Ferry Rd just before the RR tracks heading down from the Old Brick Store and he supports the reduction in the speed limit to 25 mph in the section from Greenbush Rd to the RR tracks and the 40 mph speed limit from the RR tracks to Lake Rd. Implementing some of the other speed calming measures will also be helpful. The radar sign has been showing great results with slowing down the speed of automobilists.

MOTION by Lewis Mudge, to adjust the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance in two places. Under Section 1(A) adding on Route F-5, Ferry Road, from the intersection with Greenbush Road extending in a westerly direction a distance of 0.4 miles to the railroad crossing. Subsection (A) is a 25 mph zone. Under Section 1(D) which is a maximum speed of 40 mph, adding on Route F-5, Ferry Road, from the point that is 0.4 miles west of the Greenbush Rd extending westerly with the intersection of Lake Road there by making it 25 mph from the intersection of Ferry Road and Greenbush Road down to the RR tracks and 40 mph from the RR tracks to the intersection of Lake Road. Authorize the Chair to sign.

Kelly Devine received confirmation that Lewis Mudge is modifying Section 1 of the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance to cover a different section of Ferry Rd.

Lewis Mudge rescinded his motion.

MOTION by Lewis Mudge, seconded by Natalie Kanner, to amend Section 1(A)(6) and Section 1(D)(1) of the Town of Charlotte's Motor Vehicle and Traffic Regulation Ordinance so that Section 1(A)(6) and Section 1(D)(1) state as follows; Section 1(A)(6) to state on Route F-5, Ferry Road, from the intersection of Greenbush Road extending in a westerly direction at a distance of 0.4 miles to the RR crossing. Section 1(D)(1) to state on Route F-5, Ferry Road from a point that is 0.4 miles west of the intersection with Greenbush Road extending westerly to the intersection with Lake Road. I instruct the Town Administrator to post notices of this amendment per the provisions outlined in 24 V.S.A. § 1973, with the amended provisions to become effective on October 3, 2024. To be signed by all members of the Selectboard. VOTE: 4 ayes, 1 nay (Tenney); Motion Carried.

James Faulkner stated that the approved signs for that area of road have been ordered and they will be installed as soon as possible.

Evaluation of a Public Officer – Possible Executive Session per 1 V.S.A. § 313(a)(3)

MOTION by Frank Tenney, seconded by Lewis Mudge, to enter into executive session pursuant to 1 V.S.A. § 313(a)(3) for the evaluation of a public officer. VOTE: 5 ayes, 0 nays, Motion Carried.

MOTION by Kelly Devine, seconded by Lewis Mudge, to include Nathaniel Bareham by invitation into the executive session. VOTE: 5 ayes, 0 nays, Motion Carried.

Frank Tenney left the meeting after the executive session with plans to call Frank Tenney for the next executive session.

MOTION by Kelly Devine, seconded by Lewis Mudge, to exit out of executive session. VOTE: 4 ayes, 0 nays; Motion Carried.

Kelly Devine stated that it was determined that more data is needed, therefore two Selectboard members, James Faulkner, Chair and Frank Tenney, Vice Chair have agreed to lead that effort with Kelly Devine as the alternate. The plan is to have any findings reported on at the next Selectboard meeting.

Evaluation of a Town Employee – Possible Executive Session per 1 V.S.A. § 313(a)(3)

MOTION by Kelly Devine, seconded by Natalie Kanner, to enter into executive session pursuant to 1 V.S.A. § 313(a)(3) for the evaluation of a town employee, with an invitation to Nathaniel Bareham into this session. VOTE: 4 ayes, 0 nays, 1 absent (Tenney); Motion Carried.

Natalie Kanner left the meeting after the executive session.

**MOTION by Kelly Devine, seconded by Lewis Mudge, to exit out of executive session.
VOTE: 3 ayes, 0 nays 2 absent (Tenney and Kanner); Motion Carried.**

James Faulkner stated that no action was taken.

Approve Meeting Minutes for July 22, 2024; July 29, 2024

James Faulkner stated that due to the late hour this agenda item will be postponed until the next Selectboard meeting.

Adjournment

MOTION by Lewis Mudge, seconded by Kelly Devine, to adjourn. VOTE: 3 ayes, 0 Nays, 2 absent (Tenney and Kanner); Motion Carried.

The meeting was adjourned at 9:49 p.m.

Minutes respectfully submitted by Brooke Milo, Minute Taker.
Edits by Nathaniel Bareham.