

1 **CHARLOTTE SELECTBOARD MEETING**  
2 **Monday, August 12, 2024**  
3 **Charlotte Town Library 115 Ferry Road and via teleconference**  
4 **DRAFT**

5 *Draft minutes are subject to correction by the Charlotte Selectboard.*  
6

7 **SELECTBOARD MEMBERS:** *In person:* James Faulkner, Chair; Frank Tenney, Vice Chair;  
8 Lewis Mudge; Natalie Kanner; Kelly Devine  
9

10 **ADMINISTRATION:** Nathaniel Bareham Town Administrator  
11

12 **OTHERS:**

13 **In person:** Moe Harvey, Karen Chattfield, Susan Smith, Charlie Pugh, Charles Russell. Bill  
14 Stuono, Jack Pilla, Nina Regan, Julie Shea, Michelin Carroll, Julia Gilbert, Susie Carpenter,  
15 Kevin Goldenberg, Laura Forham, Vince Crockenberg, Carrie Spear, Mary Sezalingski  
16

17 **Remote:** Alexa Lewis, Barbara Noyes Pulling, Carla Von Trapp Hunter, JD Herlihy, Hugh  
18 Lewis Jr., Paul Plante, Peter Demick, Peter Joslin, Susanna Kahn, Brandon Tieso, Al Wakefield,  
19 Mike Dorsey  
20

21 **AGENDA ITEMS:**

- 22 6:30 PM Adjustments to the Agenda  
23 6:31 PM Approve Warrants to Pay Bills  
24 6:35 PM Selectboard and Town Administrator Updates  
25 6:40 PM Public Comment  
26 6:45 PM Liquor Control Board  
27 1. Application 46903 – Second Class Liquor License – Tian Tian World, LLC  
28 (The Old Brick Store)  
29 2. Application 46961 – Outside Consumption Permit – Pelky & Hogan’s  
30 Charlotte Village Winery, Inc.  
31 6:50 PM Discussion of an Open Space Agreement at 363 Riverview Drive – Rachel  
32 Hutchins  
33 7:00 PM Presentation, and possible action, on adopting the Vermont Declaration of  
34 Inclusion – Al Wakefield, Barbara Noyes-Pulling.  
35 7:05 PM Discussion, and possible action, on a License Agreement between the Town of  
36 Charlotte and John Hinkle at 1348 Orchard Road  
37 7:15 PM Discussion, and possible action, on the appointment of a Deputy Tree Warden(s)  
38 Possible executive session per 1 V.S.A. § 313(a)(3)  
39 7:25 PM Review, and possible action, on a Request for Proposal for removing trees at the  
40 Charlotte Town Beach  
41 7:30 PM Discussion, and possible action, on authorizing emergency spending to:  
42 1. Retain Civil Engineering Associate’s for work to be done on Spear Street  
43 2. Repair the Charlotte Senior Center’s public water system and the damages  
44 caused by its failure

- 45 7:40 PM Review, and discussion, of previous Speed Studies and Traffic Analyses for the  
46 East and West Villages
- 47 7:55 PM Review, and possible action, on amendments to Section(s) the Town of  
48 Charlotte's Motor Vehicle and Traffic Regulation Ordinance
- 49 8:10 PM Evaluation of a Public Officer – Possible Executive Session per 1 V.S.A. §  
50 313(a)(3)
- 51 8:20 PM Evaluation of a Town Employee – Possible Executive Session per 1 V.S.A. §  
52 313(a)(3)
- 53 8:55 PM Approve Meeting Minutes for July 22, 2024; July 29, 2024
- 54 9:00 PM Adjournment

55

56 **Call to Order**

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

58

59 **Adjustments to the Agenda**

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

63

64 **Approve Warrants to Pay Bills**

65 Warrants were signed.

66

67 **Selectboard and Town Administrator Updates**

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

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

75

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

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

84

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

86 James Faulkner concurred.

87

88 **Public Comment**

89 Charlie Pugh, Chair of the Planning Commission, stated that information from the draft report  
90 that was received by Dubois & King on the Village Planning has made its way to Front Porch

91 Forum and unfortunately the report was published before it was ready. He went on to state that  
92 in his opinion this report shows inadequate work and the PC doesn't support it and made this  
93 clear when it was presented back on July 11, 2024. This report shows buildings on wetlands,  
94 conserved lands, and on steep slopes of which all misses what the PC is trying to do in the  
95 village. Once there is a plan that the PC approves, the PC will engage with the public in order to  
96 get their input followed by a town vote on the final plan. Due to the additional time that will be  
97 needed to accomplish this the new goal is for its completion to be at the end of June 2025.

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

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

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

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

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

111 Charlie Pugh concurred.

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

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

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

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

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

128

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

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

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

138

139 **Liquor Control Board**

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

143

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

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

148

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

152

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

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

158

159 **MOTION by Lewis Mudge, seconded by Kelly Devine, to approve application 46941 for an**  
160 **Outside Consumption Permit for Pelky & Hogan's Charlotte Village Winery, Inc. VOTE:**  
161 **5 ayes, 0 nays; Motion Carried.**

162

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

165

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

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

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

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

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

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

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

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

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

186

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

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

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

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

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

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

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

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

225 Julia Gilbert stated that she agrees that there is no rush, she is the one that put in the request to  
226 have the town review it. The way she understands it is that there is no cost or requirement after

227 adopting this Declaration but instead of guessing the Founder and Co-Founder should be asked  
228 as they are present this evening. She went on to state that it's not her understanding that there is  
229 a mandate of this group or a goal to bring outsiders and investors. This is a generally good thing  
230 for the state and it's why the Governor signed it. Charlotte is challenged with what to do about  
231 the town taxes.

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

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

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

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

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

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

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

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

271 Frank Tenney stated that he would like an idea of what the town has already done in regard to  
272 inclusivity because it seems that by adopting this Declaration of Inclusion it sounds as if the

273 town has done nothing for inclusiveness.  
274 Kelly Devine stated that the town of Charlotte has set in place a fair amount of subsidized  
275 housing, the town has an affordable housing fund, the town is now part of a regional school  
276 district which covers inclusion for children. She went on to state that she would like to hear  
277 what the survey results reveal as to what the other towns are doing and what has been effective.  
278 Julia Gilbert stated that earlier she was trying to explain that the Declaration of Inclusion is not  
279 just about race, it's a Declaration that when adopted makes clear that this town is welcoming to  
280 all the people that want to live here to include those with disabilities etc.  
281 Carrie Spear stated that she has always been welcoming to all people at her store through the  
282 many years. Recently she is hearing that there is an opportunity for senior housing to be built  
283 behind the Grange within a few years following going through the DRB process. There is  
284 already forty households that are against this senior housing. She went on to state that this points  
285 to a lack on inclusivity in the town and it is very upsetting to her.  
286 Laura Forham stated that she is in favor of adopting the Declaration of Inclusion and  
287 she finds it embarrassing that Charlotte hasn't adopted this very important Declaration. Waiting  
288 until March to have a town-wide vote is a long time.  
289 Vince Crockenberg stated that the town of Charlotte is 95% white in a state that is the least  
290 racially and socioeconomically diverse in the country with the possible exception of Wyoming.  
291 Adopting this Declaration of Inclusion would be timely for the town to help counter this statistic.  
292 By adopting this Declaration, it would be saying that the town welcomes anybody to come into  
293 this town despite this statistic. This would also be a step to help increase more families into the  
294 town.  
295 J.D. Herlihy stated that adopting this Declaration of Inclusion isn't binding and there is no  
296 mandate attached to it. What adopting this would be doing is simply setting the theme for the  
297 town and a frame of mind. Within the document on page 8 they call for the Selectboard to be the  
298 leaders and to make this happen for the town.  
299 Mary Sezalingski, a resident of Charlotte stated that she has a 30 year old son with severe autism  
300 who's nonverbal and he and the family have been treated with nothing but kindness since they  
301 moved to the town. Debbie Landon, also a Charlotte resident, started Partners in Adventure.  
302 There is great support in Charlotte for this organization. She went on to state that she's not  
303 seeing a problem that would validate needing an adoption of a Declaration of Inclusion. The  
304 larger problem is that the taxes are too high for the young people to purchase homes in Charlotte  
305 or in the state for that matter. Older folks are struggling as well and she knows many that have  
306 moved out of Charlotte due to the taxes, the school taxes are outrageous. This Declaration feels  
307 like it's trying to solve a problem that doesn't exist.  
308 Frank Tenney stated that he doesn't disagree with the plan to add an article for voting on this in  
309 March by the town residents but it does seem as though it's something that is already done in  
310 Charlotte. He went on to state that he has a mobile home park and it's very diverse and they're  
311 wonderful. There's diversity with race, disabilities, and socioeconomic.  
312 Natalie Kanner stated that this has been pushed out already and the vote in March is some time  
313 away. Consequently, she would be willing to propose ideas for implementation of  
314 increasing inclusivity in the town of Charlotte by brain storming with a formed sub committee.  
315 James Faulkner stated that Natalie Kanner will come forward with a proposal for a format for an  
316 Inclusive Planning Committee at the next Selectboard meeting. As for accepting the Declaration  
317 of Inclusion the majority of the Selectboard feels this is a decision that the town residents should  
318 have a voice on deciding and the plan therefore is to put this on the ballot in March for a town

319 wide vote.

320

321 **Discussion, and possible action, on a License Agreement between the Town of Charlotte**  
322 **and John Hinkle at 1348 Orchard Road**

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

329

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

334

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

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

340

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

344

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

347 Discussion was had regarding the exact trees being proposed to be removed at the Town Beach,  
348 revealing that they are the cottonwood trees adjacent to the tennis/pickleball courts.

349 Nathaniel Bareham stated that the rationale to have them removed is so that there is no further  
350 damage caused to the tennis/pickleball courts by root damage and/or falling limbs.

351

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

357

358 **Discussion, and possible action, on authorizing emergency spending to:**

359 **1. Retain Civil Engineering Associate's for work to be done on Spear Street**

360 Nathaniel Bareham reiterated what he stated during the Town Administrator updates earlier this  
361 evening. He went on to state in order to receive federal funding such as FEMA or other funding  
362 sources, the town needs to be able to show that it's abiding by the town's purchasing policy. In a  
363 situation where there is infrastructure that needs to be repaired and there is a sensitive timeline to

364 allow for reopening town services the Selectboard is authorized to emergency spending and not  
365 required to go out to bid.

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

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

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

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

380

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

386

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

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

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

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

404

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

407 James Faulkner stated that it's appropriate to pass the change to the Town of Charlotte's Motor  
408 Vehicle and Traffic Regulation Ordinance. There are two options to reduce the speed to either  
409 30 mph or 25 mph.

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

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

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

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

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

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

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

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

438 James Faulkner concurred.

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

444

445 **MOTION by Lewis Mudge, to adjust the Town of Charlotte's Motor Vehicle and Traffic**  
446 **Regulation Ordinance in two places. Under Section 1(A) adding on Route F-5, Ferry Road,**  
447 **from the intersection with Greenbush Road extending in a westerly direction a distance of**  
448 **0.4 miles to the railroad crossing. Subsection (A) is a 25 mph zone. Under Section 1(D)**  
449 **which is a maximum speed of 40 mph, adding on Route F-5, Ferry Road, from the point**  
450 **that is 0.4 miles west of the Greenbush Rd extending westerly with the intersection of Lake**  
451 **Road there by making it 25 mph from the intersection of Ferry Road and Greenbush Road**  
452 **down to the RR tracks and 40 mph from the RR tracks to the intersection of Lake Road.**  
453 **Authorize the Chair to sign.**

454

455 Kelly Devine received confirmation that Lewis Mudge is modifying Section 1 of the Town of

456 Charlotte's Motor Vehicle and Traffic Regulation Ordinance to cover a different section of Ferry  
457 Rd.

458

459 Lewis Mudge rescinded his motion.

460

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

471

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

474

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

476

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

480

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

483

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

486

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

489

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

494

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

496

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

501

502 Natalie Kanner left the meeting after the executive session.

503

504 **MOTION by Kelly Devine, seconded by Lewis Mudge, to exit out of executive session.**

505 **VOTE: 3 ayes, 0 nays 2 absent (Tenney and Kanner); Motion Carried.**

506

507 James Faulkner stated that no action was taken.

508

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

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

511 Selectboard meeting.

512

513 **Adjournment**

514

515 **MOTION by Lewis Mudge, seconded by Kelly Devine, to adjourn. VOTE: 3 ayes, 0**

516 **Nays, 2 absent (Tenney and Kanner); Motion Carried.**

517

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

519

520 Minutes respectfully submitted by Brooke Milo, Minute Taker.

521 Edits by Nathaniel Bareham.