

Select Board Meeting Minutes
August 25, 2020

Select Board (SB) Members: Jared Cadwell (Jared); Chuck Martel (Chuck)

Selectboard Assistant/Minutes Recorder: JB Weir (JB)

Guests: Doug Berlan (MRVTV), Stuart Hallstrom (Stuart)

1. Minutes: Chuck made a motion to approve Selectboard (SB) minutes of August 10, 2020. Jared seconded, no further discussion, all in favor, motion carried.
2. EM Update – Craig Snell: Craig was not present.
3. Road Foreman Update: Stuart said the road crew has been resurfacing the roads. They have graveled three roads. Culverts are arriving tomorrow. Two of the culverts are going in on Airport Road, one culvert on Dunbar Hill, and one on Barton Road. They have done ditching on Center Fayston Road and Dunbar Hill Road. Jared mentioned the impending paving work that needs to be done on Number Nine Hill and German Flats Road. Number Nine Hill has a continuing slumping on the downhill side on the stretch of road that leads directly up from Route 17. Jared noted that this section has been shimmed every five years or so over the past 15-20 years. Jon Reynolds evaluated the two sections along with Stuart, and both believe the two sections of road need to be paved this year. Jared asked Stuart what the estimate from Jon was for Number Nine Hill. Stuart said roughly \$5,000 - \$6,000. Jared noted the second concern was the approximate 1,000 feet of shoulder along German Flats Road just above the school. Jon Reynolds has looked at that section as well. Stuart believes that, because the pavement is layered there, the section of road will deteriorate a great deal over the next year if not remedied. Stuart believes the water will get under the layers and freeze and then pop. Jon's estimate on grinding both sides and shimming that section of German Flats was \$15,000. Jared stated that the Town has approximately \$231,000 in the Retreatment Reserve at this time. Related to this issue is the road paving grant which has a high likelihood of award in construction season 2021. The maximum award for that grant is \$175,000. The Town would need to match 20% in funds. The estimate for the paving of North Fayston Road was \$334,000, with an additional \$160,000 the following year for topcoat. Jared stated that when we look at funding the paving of the two sections of Number Nine and German Flats, we need to factor in what the capital reserve will be for retreatment next year and in 2022. This is so we can cover the match for North Fayston Road in 2021 and the topcoat for North Fayston Road in 2022. By Jared's calculation, assuming we continue to fund the Retreatment Reserve by at least \$80,000 in 2021 and 2022, the Town will be able to finance the repair of Number Nine Hill and German Flats repair this year, and be able to finance our match for the North Fayston Road paving in years 2021 and 2022. Chuck agreed with Jared's calculations and Stuart's recommendations. Jared moved to approve the repair of Number Nine Hill Road and German Flats Road as discussed. Chuck seconded. All were in favor and the motion carried. Stuart will follow up with Jon Reynolds to confirm scheduling of the work. Stuart added that his truck needs some repairs, including the AC, the heater fan fixing the power on the truck. Chuck mentioned that Stuart had

cleaned out the culvert at the Beaver Pond only to have the beavers fill it back up again with mud. Stuart is going to follow up with the game warden to see what he can do.

4. Sign Revised Dog Ordinance: At previous meetings the SB has revised Section 6 of the Dog Ordinance to reflect state statute concerning the herding of dogs. State statute allows herding dogs to bark. Chuck has inserted the revised language in Section 6, which is now titled “unreasonable Barking Prohibited.” That Section now reads: “It shall be unlawful for any person owning or possessing a dog to permit it to disturb the quiet of any person by unreasonable barking or howling except as allowed by Vermont State Statute 20 V.S.A. § 3549 **Domestic Pets or Wolf Hybrids; regulations by Towns**. (The Title of the statute “20” was omitted from the revision. It will be added into a new draft.) The SB signed the revised Dog Ordinance.
5. Errors and Omissions Certificate: The document was not available and will be signed at a later date.
6. Municipal Planning Grant Support w/ MRVPD – John Weir: JB provided the back ground on this. Joshua Schwartz from the planning district is hoping to make a consortium application for the Municipal Planning Grant (MPG) on behalf of the three Valley towns. The consortium application would seek a grant to create a dashboard for the annual data reports. In order to qualify for the grant, the Central Vermont Regional Planning Commission (CVRPC) needs to have approved the Town Plans of all three towns. At this time, however, only Waitsfield and Warren have adopted and regionally-approved plans. The SB is holding its public hearing for the 2020 Fayston Town Plan on September 22, 2020. The MPG deadline is September 30, 2020. That means there would only be 8 days for the regional planning commission to receive, review and approve the 2020 Plan. JB and Joshua have been in contact with Clare Rock from the CVRPC, and she will be streamlining the process in order to get regional approval by the 30th. JB provided an update on what the Planning Commission will be turning to after the Town Plan approval. JB stated that the Board will turn to revising the land use regulations. Possible revisions include allowing for larger accessory dwellings without conditional use review, an overlay district along Route 17 that would allow for restaurants as a conditional use, and trying to alleviate the burdens caused by erroneous FEMA flood mapping along Route 17. This would be drafting floodway development standards that allow for building above the Base Flood Elevation. In the meantime, JB has been in contact with Gunner McCain with regard to the engineering costs to fix the floodway mapping. The west-hand stretch from the Waitsfield/Fayston town line up to the Hyde Away is considered by FEMA to be in a flood zone. Logic, subsequent mapping and a lack of flooding there seems to impart that the FEMA mapping is erroneous. Nonetheless, the Town is bound by that mapping until it is revised. As a result, no development is permitted along that stretch at this time.
7. SB Read Mail and Sign Warrant
8. Other Business: Jared brought up the front door to the town office which needs to be replaced. Portland Glass has provided a quote to replace with the same kind of all-glass door of \$1,638.18. Jared recommends that we look at other doors, perhaps either half-glass or just a solid door.

There are windows existing on either side of the front door, so glass is not a necessity. Chuck agreed that either a half-glass or fully-solid door would be fine.

The SB reviewed the Profit & Loss Budget vs. Actuals. No issues were raised.

5:38 p.m. Chuck made a motion to adjourn the SB meeting. Jared seconded, no further discussion, all in favor, motion approved.

The next SB meeting is on **September 8, 2020 at 5:00 p.m.** at the Robert Vasseur Municipal Building.

Respectfully submitted,

J.B. Weir

Approved: Jared Cadwell