

**Minutes of Selectboard Meeting
May 6th, 2015**

Present at Meeting:

Bert Potter, Selectman; Aaron Korzun, Selectman; Steven Nicholson, Selectmen; Jamie Carrara, Road Commissioner; Mark Goodwin, Clerk

Members of the Public:

Gregory & Donna Ganzer, Rustic Rooster LLC
David Fretz, Brown Bridge Neighbors Group

Call to Order:

The meeting was called to order at 7:00 PM by Selectman Potter

Approval of Agenda:

Steve moved and Aaron seconded to approve the agenda. Modifications: Additional appointments: Rutland Regional Planning Commission, Rutland Region Transportation Council, Library Trustee. With modifications. Approved

Road Commissioner:

Tractor Purchase:

The Road Commissioner informed the Selectboard that he has located a used tractor of sufficient quality and serviceability to warrant purchase as a replacement for the disposed 1968 Tractor. Specifications: John Deer 2009 5065E 65 HP Tractor with 749 hours. For \$26,900. The tractor will be utilized to sweep and cut roadside brush primarily. Upon inquiry from Bert Potter, the Road Commissioner indicated that he still intends to rent a tractor for a couple of weeks this season; 1) Contractual obligations, and 2) rented equipment has boom capabilities for cutting inaccessible locations. Cost of the tractor will be expensed against the Town Road Equipment Reserve Fund.

Bert moved and Aaron seconded to approve the purchase of the 2009 5065E Tractor including added weights for mowing and sweeping for \$27,530.30 with the Town Road Equipment Reserve Fund. No discussion. Approved

Curb Cut / Permit to Work Within the ROW:

An application was received to fill ruts on Gaynor Road for three tenths of a mile from VT Rte. 103 in order to access a newly purchased camp property. Gaynor Road is currently a Class Four road and is not maintained by the Town. The Road Commissioner has no particular issues or conditions that the applicant (Rocky Lucian) need adhere to. Jamie does not foresee the applicant filling the entire three tenths mile length with gravel, but merely leveling off some of the ruts for access.

Bert moved and Steve seconded to approve the Work Within the ROW permit. No discussion. Approved

Bert brought forth a previously tabled application for a Curb-cut on Upper Cold River Rd., for Ingrid Walker. Jamie indicated that the application was moot, in so far as the RV that was utilizing curb-cut was removed from the meadow.

Alternative Project Funds:

The FEMA Administrator, John Wood as informed the Road Commissioner and the Selectboard that the funds for the Clement Shelter Bridge Alternate Project have been approved by FEMA and that the procurement process for allowable expense need to be expended expeditiously per FEMA's procedural policies. The Alt Project funds have been determined to be \$327k, which is the deductible amount from the original \$414k obligated funding for the Clement Shelter Bridge (PW-02363). Rather than use the Alt Project funds for an assorted number of expensed items, all requiring FEMA application and supporting documentation, the recommendation would to purchased one piece of equipment (a grader) that is or will be very shortly needed to be replaced.

Bert moved and Steve seconded to approve the recommendation of the Road Commissioner to purchase a CAT Grader with the Alt Project Funds in order to replace the 1992 120G Grader.

Discussion: Jamie will obtain three competitive sealed bids, based on specifications he will provide. Approved

Rene Pollock:

Bert shared a letter requesting the removal of a tree off a stone wall that divided the Pollock property from what was thought to be Town property in the Center. It has been determined that the referenced property abutting the Pollock stone wall is owned by Maple Crest Farm (Jeff Smith). Bert will inform Rene Pollock of the Selectboard findings and ask Jeff if he might use his equipment to remove the fallen tree trunk.

Rustic Rooster – Liquor License:

Gregory and Donna Ganzer requested that the Selectboard approve a First Class Liquor License for an establishment that they are proposing to open in the space currently occupied by Over Easy's. They are proposing that the business be a full service restaurant serving, breakfast and lunch initially with the anticipation of extending the operating hours in a couple of years to include dinner as well.

The Selectboard indicated that they had no particular objection to authorize a liquor license that included spirituous liquors, however they would need to research any town ordinance or precedent as to how this issue has been dealt with in the past. Bert indicated that he will do the research and provide an answer so as to allow the applicant to decide on how to proceed based on their anticipated closing date of May 15th for signing a lease on the establishment. Steven proposed tabling the issue while the research is being conducted then holding a special Selectboard meeting on May 13th to conclude the matter.

By general consensus the proposal was approved. A Special Meeting will be warned for May 13th at 6 PM at the Town Office to Address this request for a liquor license.

UCRR Slide:

There was no additional information advanced other than to recognize the April 28, 2015 diligent and through response by Otter Creek Engineering to a series of technical questions concerning the Change in Scope for the MSE Wall proposal to FEMA. OCE in their response specifically questioned comments by FEMA in respect to the purchasing of the land upon which the slide is located and the ambivalent suggestion that utilizing the land for a stone buttress might be a better way to proceed. OCE indicated that they are following up with this comment and looking for clarification as to the intent of the suggestion. It is hoped by OCE and the Town that FEMA will technically and financially acquiescent that the already approved stone buttress solution would be the best overall way to proceed.

Brown Bridge BHO 1443 Amendment #1:

The Town had received Amendment #1 for the referenced rehabilitation project being managed by VT AOT for the rehabilitation of the Brown Bridge. The amendment is a reduction in the Municipal Share from 5% to 2.5% because no temporary bridge is necessary for the project.

Steve moved and Bert seconded to approve Amendment #1 to the Finance Agreement between the State of Vermont AOT and the Town for Shrewsbury BHO 1443(49). No discussion.

Approved

ACT 148 Draft Ordinance and Implementation Update:

A draft ordinance was no made available at tonight’s meeting. Based on procedural constraints, an ordinance could not be adopted and go into effect prior to the July 1 mandated commencement. Bert is attempting to ascertain with VLCT if a local ordinance is necessary to be enacted by the Town prior the implementation of the mandates of ACT 148 on July 1.

A number of edits were proposed for inclusion into the proposed ordinance. Steven will have a draft Shrewsbury ordinance based on the proposed ANR template ready to be voted on for the next Selectboard meeting to be held on Thursday June 21.

Appointments:

Bert moved and Steven seconded to make the following appointments:

Bruce Bullock to the DRB for a three year term

Mark Goodwin and David Rice (Alternate) to the Rutland Regional Planning Commission for a one year term commencing on July 1, 2015 to June 30, 2016

Hull Maynard to the Rutland Region Transportation Council for a one year term commencing on July 1, 2015 to June 30, 2016

Debbie Blechich as Library Board Trustee for one year

Approved

Excess Weight Permits:

Aaron moved and Bert seconded to approve Excess Weight permits for: Richard McKirryher.

Discussion: Submission of insurance and fees were verified. Approved

Nursery School Renovation:

Aaron will be checking with Woody to ascertain budget parameters and to continue to obtain bids from both electricians and carpenters for various segments of the project. Aaron will make a report on specific progress on the 21st.

Open to the Public:

No members of the public present.

New Business:

Reschedule of the Selectboard meeting from May 20th to May 21st because of the ACT 148 Information Meeting on Wednesday.

Bert reported that a a plywood sign being used for public information fell on a townspersons’ vehicle at the Transfer Station. The individual is obtaining quotes for repair to the new vehicle.

Orders

Bert moved and Steven seconded to approve:

Road Commissioner Orders # 5 of May 6, 2015 for \$11,137.30 and Selectboard Orders # 5 of May 6, 2015 for \$472.54. No discussion. Approved

Minutes:

Bert moved and Aaron seconded to approve the minutes of May 6, 2015. No discussion.

Approved

Meeting was duly adjourned at 9:23 PM

Respectfully submitted,
Mark Goodwin, Town Clerk

These minutes are unofficial until approved by the Selectboard at the next regularly scheduled meeting.