

Approved September 17, 2109

CORNWALL SELECT BOARD
Regular Meeting, Cornwall Town Hall
September 3, 2019

MEMBERS PRESENT: Ben Marks, Ben Wood, Magna Dodge, Brian Kemp

ALSO PRESENT: Mike Sunderland, Bob Burton

Quorum - established

General Fund and Highway Orders - signed

Report of Reconciled Bank Statement - reviewed

AGENDA - John R. MOVED / Magna D. SECONDED a motion to approve the agenda as amended - add discussion of legal advice regarding Town litigation to the Executive Session. Motion passed - 5 in favor, 0 opposed.

MINUTES - August 6, 2019 - John R. MOVED / Ben W. seconded a motion to approve the minutes as posted. Motion approved - 5 in favor, 0 opposed.

CORRESPONDENCE

- Addison County Sheriff's speed study report
- Information from Tom Keefe, regarding his observations of the speed of cars going past his house.
- Contract for scraping and painting of the Town Hall exterior

PUBLIC COMMENTS - Bob Burton expressed his concerns about certain statewide boards and commissions, for example the Public Utilities Commission. He feels these boards are not accountable to the Governor and is concerned that costs for people in Vermont are escalating. He urged the Town to do something, but he does not know specifically what. He was hoping the Select Board would know what could be done. Ben M. explained to Mr. Burton that the Select Board's authority is determined by Vermont Statutes, and is thus limited. Ben M. suggested that Mr. Burton contact Representative Peter Conlon, and/or a grassroots group advocating for change. Ben M. said he would be glad to further discuss Mr. Burton's concerns with him at a later date, as mutually determined.

TOWN CLERK / TOWN TREASURER'S REPORT - none

ROAD COMMISSIONER'S REPORT - Brian Kemp and Mike Sunderland

- **Road Repair** - several roads have been worked on
- **Swamp Road** - project progressing slowly. Paving company will be coming in two weeks and preparation work (filling cracks, shimming, laying down fabric, rolling) expected to be done by then.

- **Salt Shed Repair** - materials have been brought in to fix salt shed, in attempt to maintain functionality until a new one can be built.
- **Route 125 Concerns** - Brian K. reported that the Vermont Agency of Transportation plans to install rumble strips down the center line of **Route 125** in the area of concern at the Cornwall/Middlebury line. The Board agreed that rumble strips will not alleviate the dangers of this section of Route 125. Brian K. will follow up with the Addison County Regional Planning Commission Transportation Advisory Committee to advocate for a better solution.
- **Swamp Road Bridge Insurance payout**- Jen Woodard from the Vermont League of Cities and Towns informed Brian K. that the Town needs to apply for another extension. Brian K. will ask Jen Woodard to send Sue J. the form to sign.
- **Sheriff's Department Speed Study Results** - discussed results.

NEW BUSINESS - none

OLD BUSINESS

- **Discussion of Proposed Land Use and Development Regulations (LUDR) process**- Ben M. described the conversation he had with the Planning Commission (CPC) when he called in to their meeting on August 21, and he encouraged the other board members to read the minutes of that meeting, if they had not already done so. Ben M. said he realizes that the anger expressed by some of the members of the CPC has been brewing for some time, and that the Select Board should accept some responsibility/blame for the current situation. Ben M. said he wishes he had been more involved in the CPC process of updating the zoning and subdivision regulations, but “here we are now, and what is the best way to proceed from here?” After a long discussion, it was agreed that if the CPC is willing, a joint general session followed by some joint working groups might be a way to move forward. The Select Board continues to be concerned that the document be more user friendly and hopes to collaborate with the CPC to make this possible. Ben M. plans to call Conor Stinson to ask about a joint meeting in October.

OTHER BUSINESS

Executive Session

Ben W. MOVED/ John R. SECONDED that it was advisable to go into executive session to discuss confidential employee related matters. Motion passed - 5 in favor, 0 opposed.

Brian K. MOVED / Magna D. SECONDED that it was advisable to go into executive session to discuss privileged attorney/client advice concerning legal complaints made against the Town. Motion passed - 5 in favor, 0 opposed.

Ben W. MOVED / Brian K. SECONDED a motion to go into executive session to discuss confidential employee related matters and to discuss privileged attorney/client advice. Motion passed - 5 in favor, 0 opposed.

The Board went into executive session at 8:24 pm.
The Board came out of executive session at 9:04 pm.

Ben W. MOVED / Magna D. SECONDED a motion to direct the Town Attorney to answer a complaint made against the Town. Motion passed - 5 in favor, 0 opposed.

Magna D. MOVED / John R. SECONDED a motion to adjourn the meeting. The motion passed - 5 in favor, 0 opposed.

The meeting was adjourned at 9:05 pm.

Submitted by Sharon Tierra, Secretary of the Select Board