

**Town of Pomfret
Selectboard Meeting Agenda
Town Offices
5218 Pomfret Road, North Pomfret 05053
February 15, 2023, 7:00 pm**

Zoom instructions below

Business Items	
1. Call to Order	7:00 pm
2. Public Comment	
3. Agenda Review	
4. Road Foreman's Report & Highway Items <ul style="list-style-type: none"> a. Continued Hearing Eydt Estate driveway access b. Culverts Replacement Proposals c. Grant Applications <ul style="list-style-type: none"> • Town Highways • Structures • Paving • Flood Resilient Communities Fund 	
5. Items for Discussion or Vote <ul style="list-style-type: none"> a. Delinquent Tax Warrant b. Delinquent Tax Matters c. Zoning Matters d. ARPA Projects <ul style="list-style-type: none"> • Town Hall Upgrades • Generators RFP e. Woodstock Chamber Large Event Permit f. Mail-In Balloting g. Warrants h. Approval 02/01/2023 Minutes 	8:00 pm
6. Meeting Wrap Up <ul style="list-style-type: none"> a. Correspondence b. Review of Assignments c. Agenda for Next Meeting Meetings 	
7. Adjournment	
8. Deliberative Session (if needed for quasi-judicial proceeding)	
<i>Time frames are approximate. Members of the public wishing to attend for specific business items are encouraged to arrive before the time indicated</i>	

Zoom Instructions

- Computer or Smartphone <https://zoom.us/j/95395079923?pwd=ZjBEeDZuZWgvWmx2M0tpOE8zbjg2dz09>
- Mobile Phone +19292056099,,95395079923#,,#,306922#
- Landline or Mobile Phone (301) 715 8592, followed by Meeting ID 953 9507 9923 and Password 306922

BRAD M. RUDERMAN & ASSOCIATES, INC.

CIVIL ENGINEERS – LAND SURVEYORS

28 U.S. ROUTE 5 NORTH

WINDSOR, VERMONT 05089

EMAIL: RUDERMAN1@AOL.COM

TELEPHONE: (802) 674-4248

January 5, 2023

Jim Potter
Road Foreman
Town of Pomfret
5218 Pomfret Road
North Pomfret, Vermont 05053

**Re: Application for Residential Driveway Permit
Estate of Fred Eydt
Pomfret Road, Pomfret, VT
Parcel ID #0134-A**

Dear Jim:

On behalf of the Estate of Fred Eydt and Eric Scanlon, enclosed please find an updated Application for a Driveway Permit, one copy of the site plan, a location map, plus a \$100 check for the application fee. Also included with this application are two photographs taken on December 30, 2022 that confirm the proposed access meets the required sight distances: the first shows the grade stake set at the centerline of the proposed driveway, 15-feet off the edge of the travelled way; the second is an image of that grade stake taken from the northbound land of Pomfret Road, 160-feet south of the proposed driveway access.

This property is a land-locked 105-acre parcel located behind parcel #0134 (currently owned by Tom Gubbins) on the east side of Pomfret Road (Gubbins is at #4056 and #4070 Pomfret Road). Fred Eydt was approved by the zoning administrator with a 50-foot right-of-way through parcel #0134 when the land was subdivided in 2016.

The proposed access is to serve a future residence on the 105-acre retained parcel. I have set a grade stake at the desired center point along the town road. This access point meets the minimum sight distance requirements of 150-foot minimum in both directions and can be constructed to town standards.

Please let me know if you have any questions or would like to meet at the site.

Sincerely,

Brad M. Ruderman

(Electronically signed by Brad M. Ruderman, P.E., L.S., President)

TOWN OF POMFRET

APPLICATION FOR A DRIVEWAY OR APPROACH ROAD ACCESS PERMIT

Landowner Estate of Fred Eydt Phone _____
Address 7745 Indian Oaks Dr., Vero Beach State FL Zip 32966

The undersigned requests an Access Permit to construct an access to serve the landowner's property; located on the East side of Pomfret Rd (E911 highway name) Town Highway No. 1

The proposed access will be located approximately 2750 ft (ft./ mi.) from the intersection of this road with Labounty Rd (T.H. # 11) (E911 highway name).

(DETAILED SKETCH MUST ACCOMPANY THIS APPLICATION.)

See Highway Access Plan by Brad Ruderman, last rev. Oct. 12, 2022 submitted herewith.

Driveways and approach roads entering a town highway shall meet the following standards:

- 1. Be constructed at a 90-degree angle to the town highway
2. Have a minimum site distance shall be 150 feet both ways when viewed 15 feet back from the edge of the travelled way.
3. Have a minimum width of 16 feet for the first 20 feet back from edge of town highway shoulder.
4. Be graded and ditched so that water does not run onto the town highway.

Both sides of proposed driveway shall have stakes with ribbons to indicate desired location at point of access to the town highway. The applicant agrees to maintain said access and adhere to the directions, restrictions and conditions forming a part of this permit.

Dated at Pomfret FL this 5 day of January, 2023.

Signature, Applicant or Applicant's Agent

Bob Eydt, Trustee of Estate of Fred Eydt
Applicant or Applicant's Agent's Name
(printed or typed)

Application fee of \$100. Received Date _____ by _____

Directions, restrictions and conditions:

18-inch culvert required ___yes___no
Other restrictions or conditions

This permit is issued in accordance with Title 19, V.S.A. relative to all highways within the jurisdiction of the Town of Pomfret. This permit may be voided in the event of misrepresentation, substantial inaccuracy or failure to undertake construction of the access within one year of the date of approval.

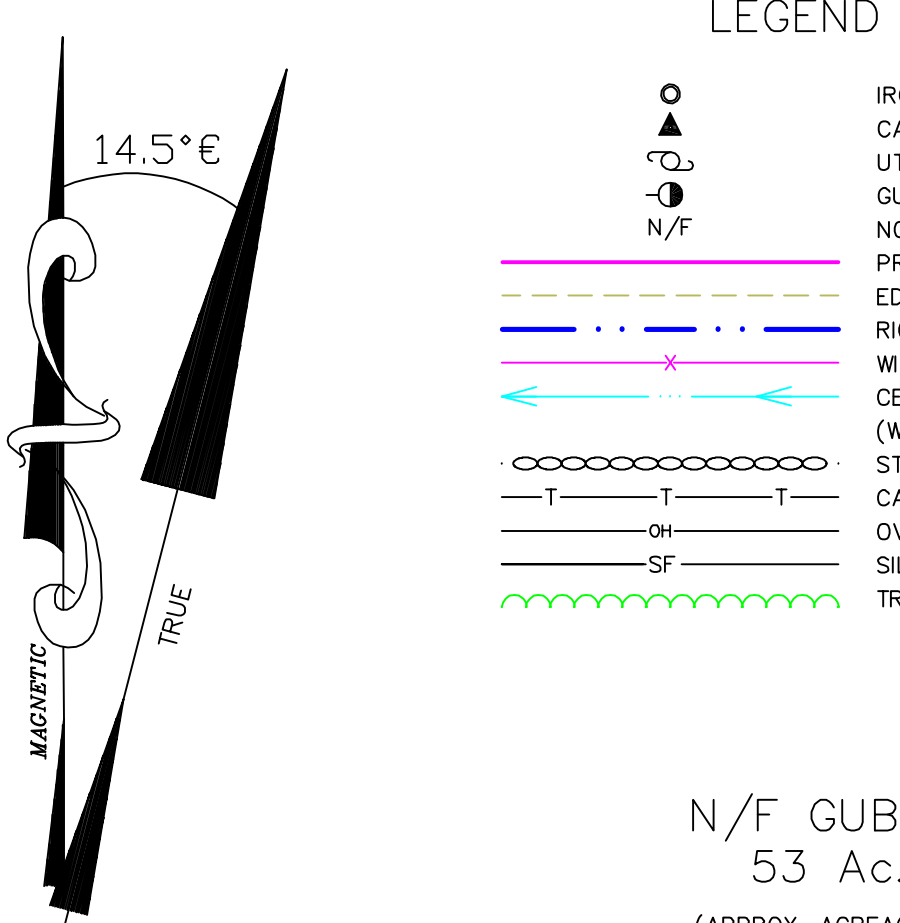
Permit to construct access is given this ___ day of _____, 20___.

_____ Road Commissioner _____ Chair, Selectboard

Final Approval: The first 20 feet of a driveway or access road entering a Town highway shall be constructed by the applicant and approved by the Selectboard and Road Commissioner before any building construction may be started.

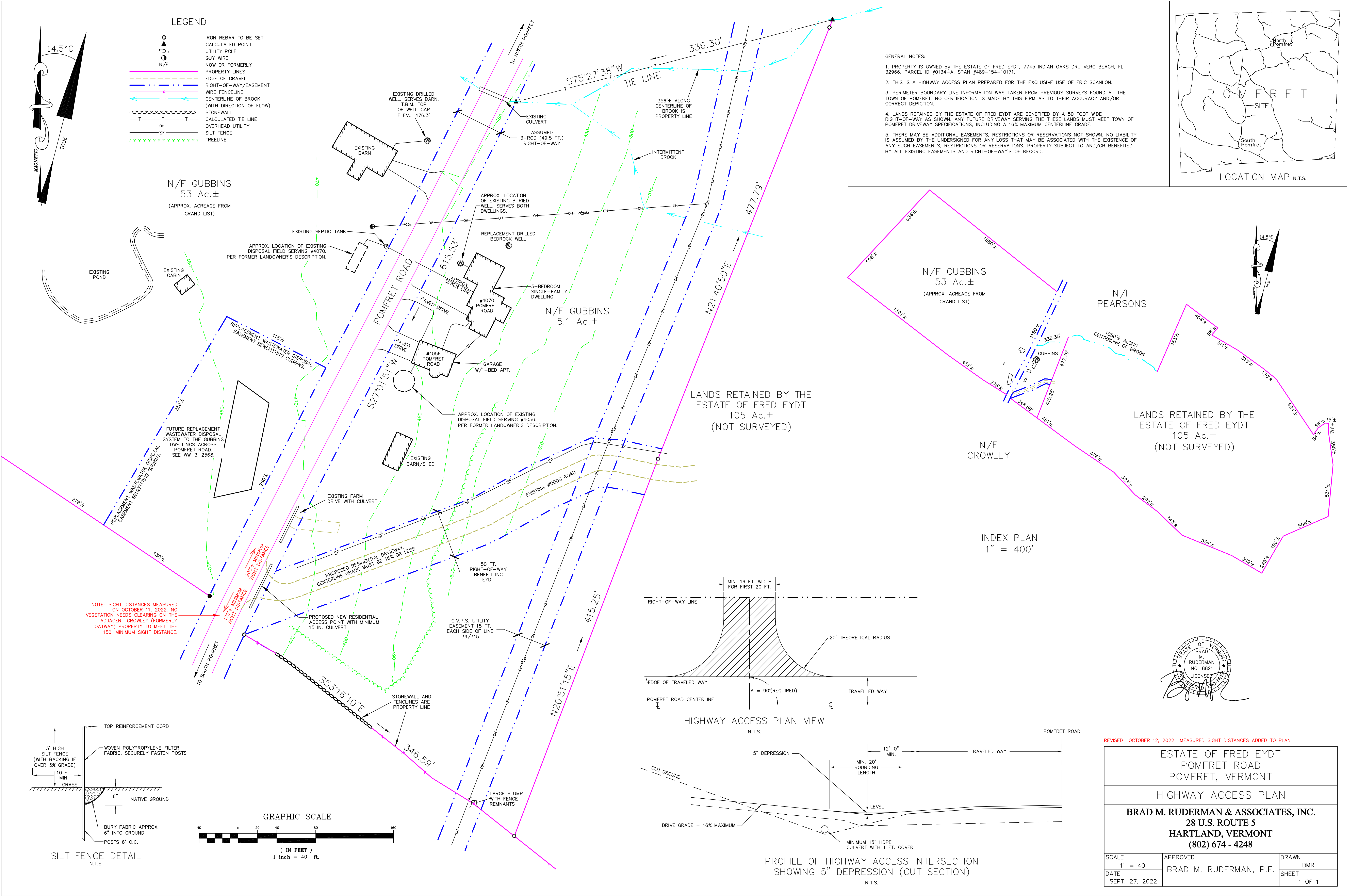
This access has been installed in accordance with the above directions, restrictions and conditions and is acceptable under State and local regulations. This ___ day of _____, 20___.

_____ Road Commissioner _____ Chair, Selectboard

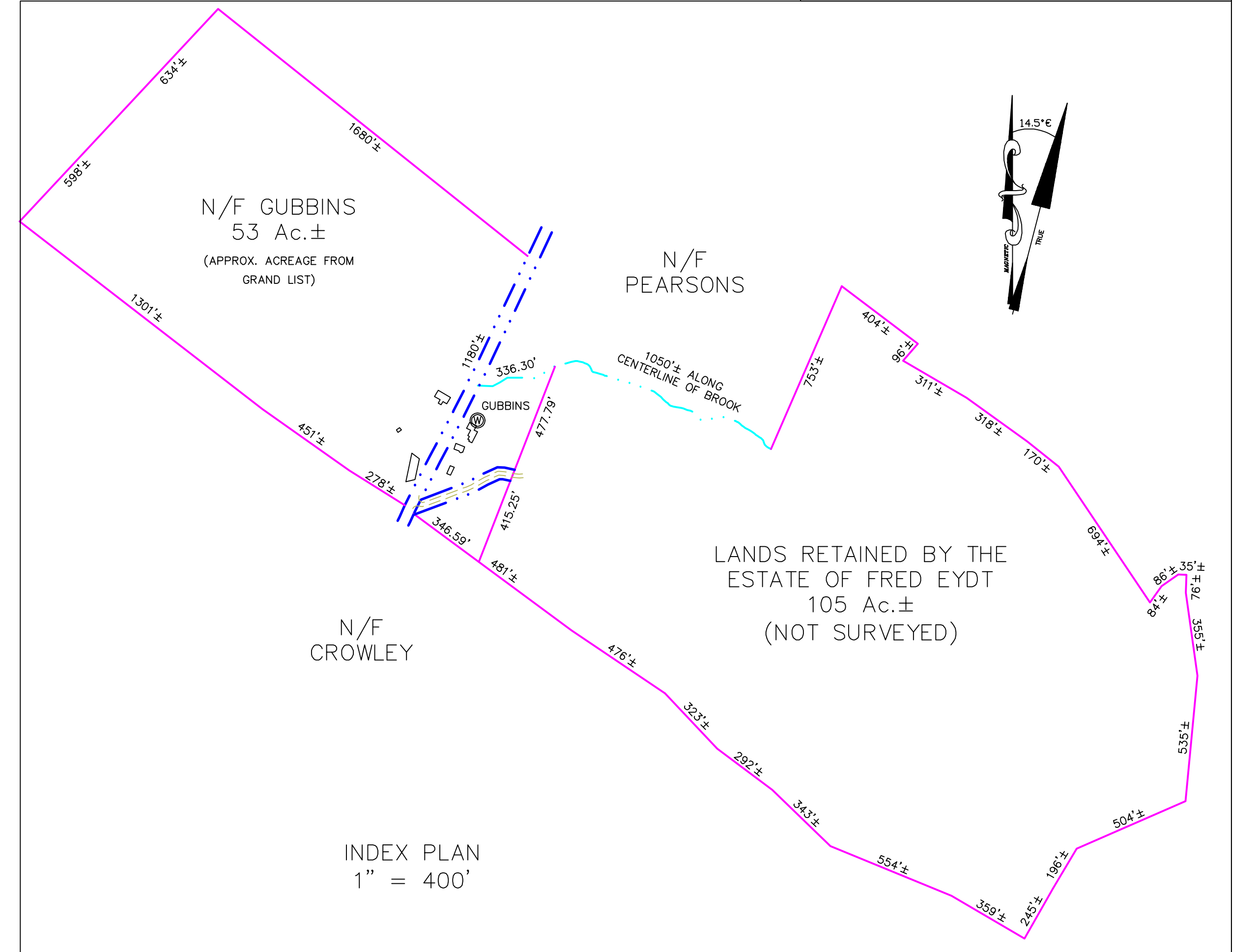
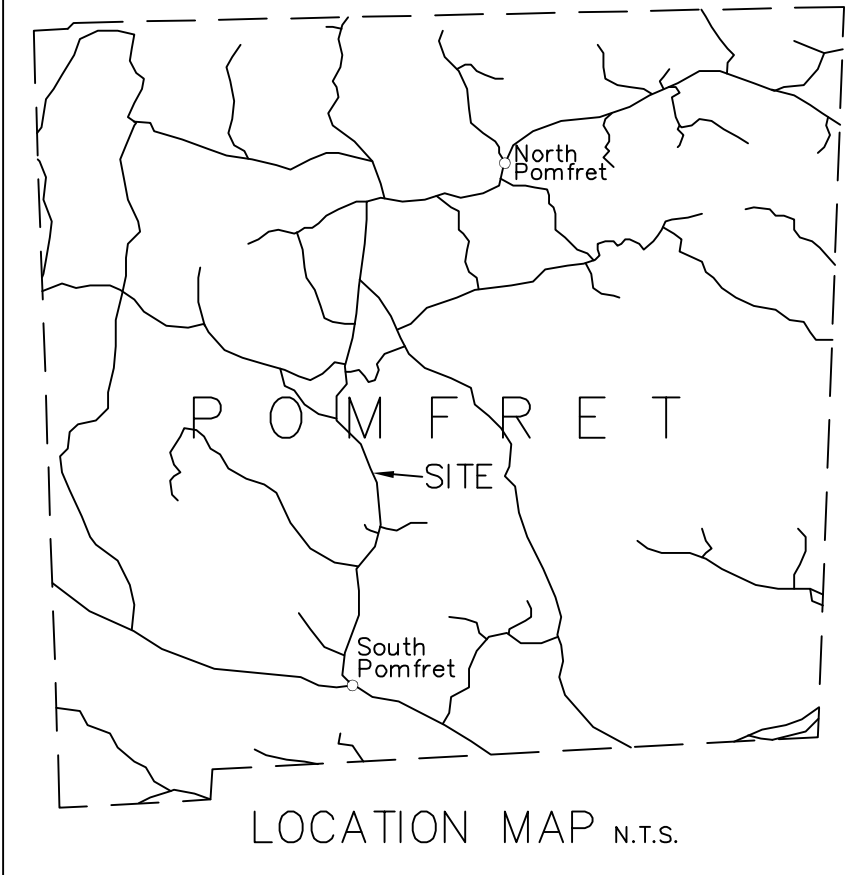


- LEGEND**
- IRON REBAR TO BE SET
 - CALCULATED POINT
 - UTILITY POLE
 - GUY WIRE
 - NOW OR FORMERLY
 - N/F PROPERTY LINES
 - EDGE OF GRAVEL
 - RIGHT-OF-WAY/EASEMENT
 - WIRE FENCELINE
 - CENTERLINE OF BROOK (WITH DIRECTION OF FLOW)
 - STONEWALL
 - CALCULATED TIE LINE
 - OVERHEAD UTILITY
 - SILT FENCE
 - TREE LINE

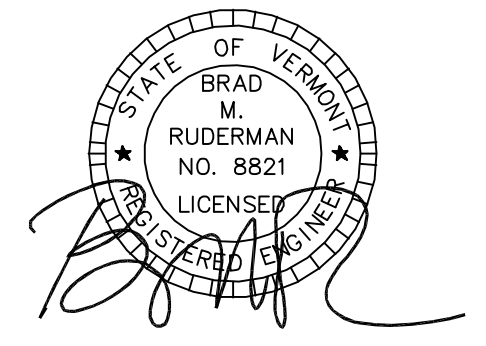
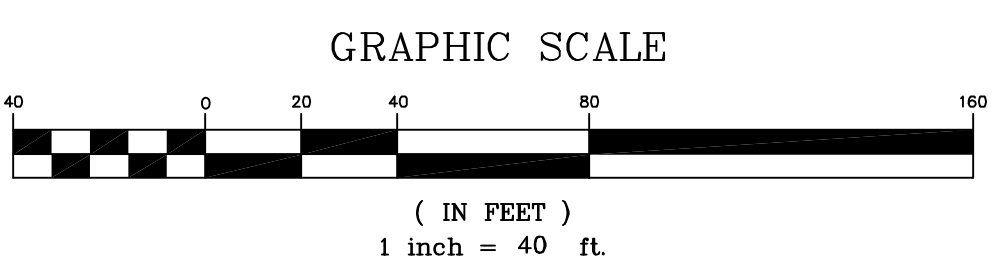
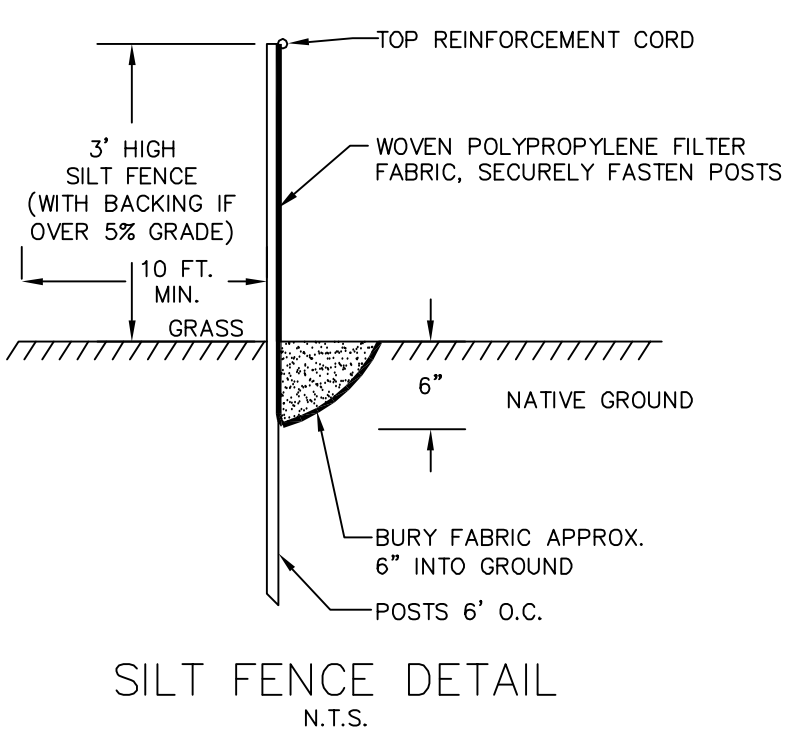
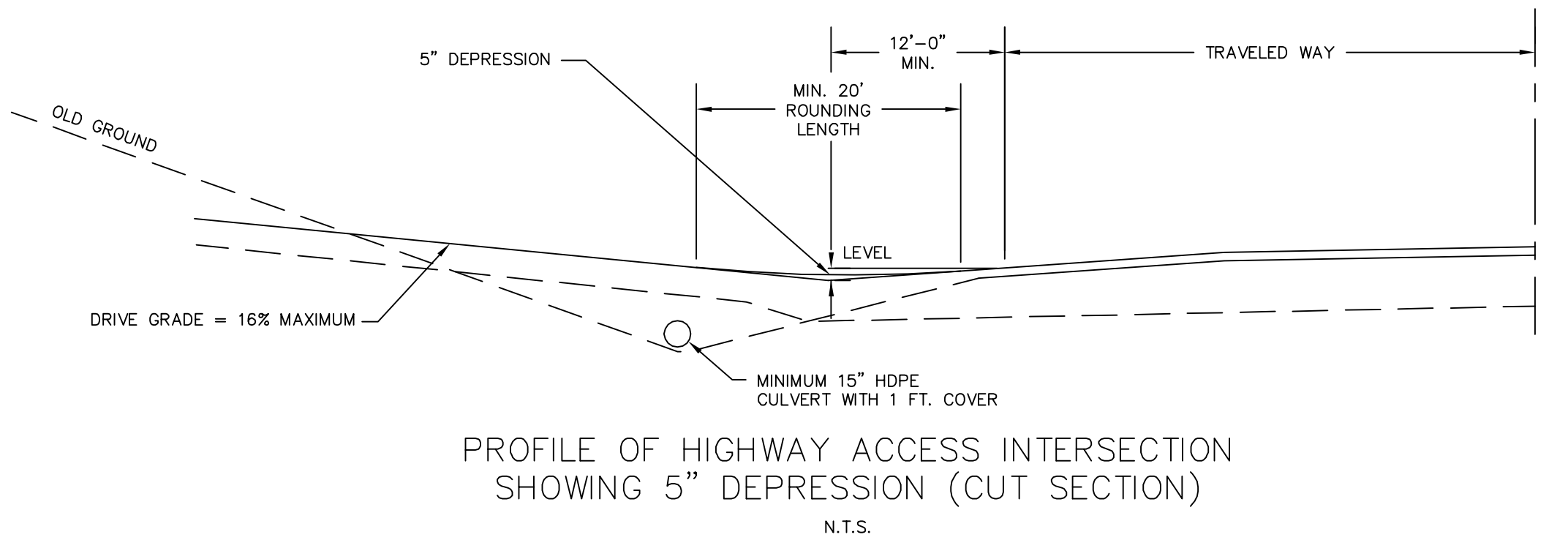
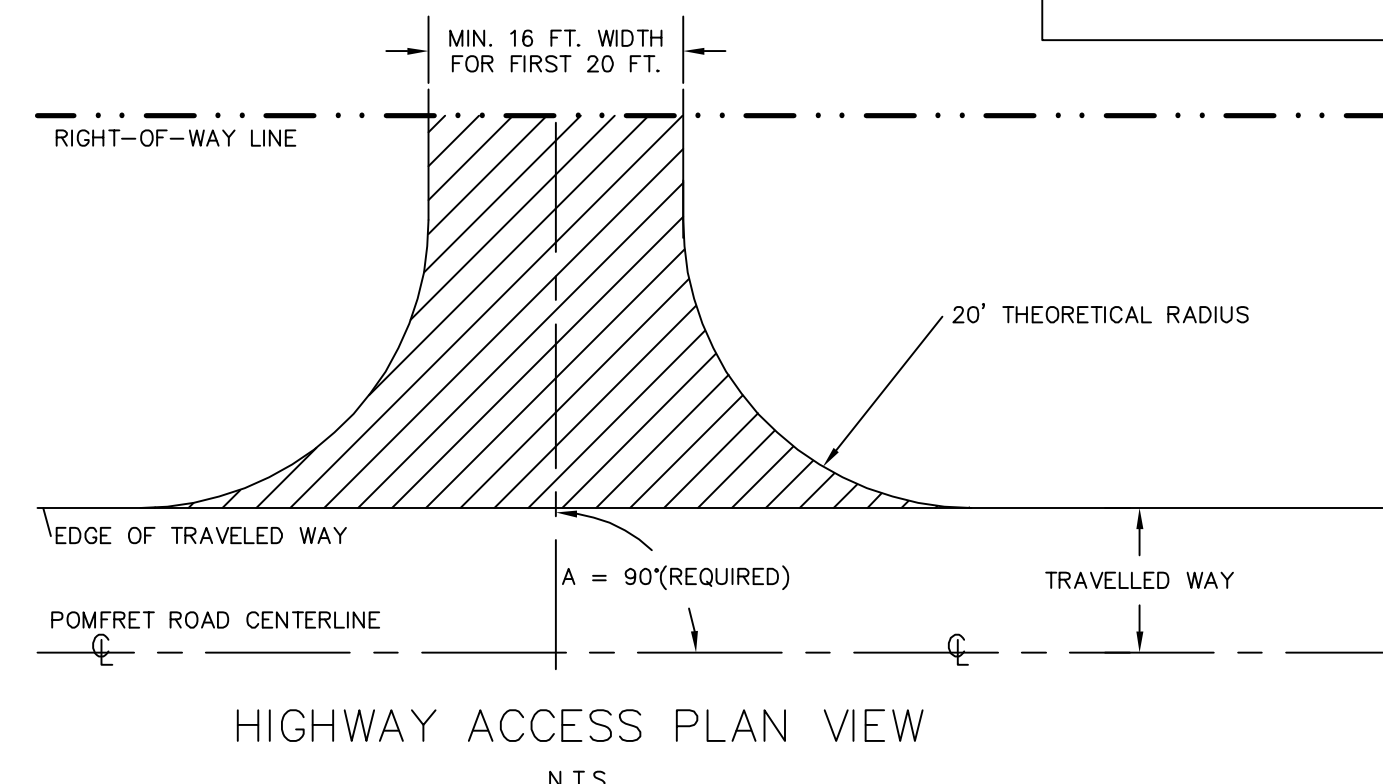
N/F GUBBINS
53 Ac.±
(APPROX. ACREAGE FROM GRAND LIST)



- GENERAL NOTES:**
- PROPERTY IS OWNED BY THE ESTATE OF FRED EYDT, 7745 INDIAN OAKS DR., VERO BEACH, FL 32966. PARCEL ID #0134-A. SPAN #489-154-10171.
 - THIS IS A HIGHWAY ACCESS PLAN PREPARED FOR THE EXCLUSIVE USE OF ERIC SCANLON.
 - PERIMETER BOUNDARY LINE INFORMATION WAS TAKEN FROM PREVIOUS SURVEYS FOUND AT THE TOWN OF POMFRET. NO CERTIFICATION IS MADE BY THIS FIRM AS TO THEIR ACCURACY AND/OR CORRECT DEPICTION.
 - LANDS RETAINED BY THE ESTATE OF FRED EYDT ARE BENEFITED BY A 50 FOOT WIDE RIGHT-OF-WAY AS SHOWN. ANY FUTURE DRIVEWAY SERVING THESE LANDS MUST MEET TOWN OF POMFRET DRIVEWAY SPECIFICATIONS, INCLUDING A 16% MAXIMUM CENTERLINE GRADE.
 - THERE MAY BE ADDITIONAL EASEMENTS, RESTRICTIONS OR RESERVATIONS NOT SHOWN. NO LIABILITY IS ASSUMED BY THE UNDERSIGNED FOR ANY LOSS THAT MAY BE ASSOCIATED WITH THE EXISTENCE OF ANY SUCH EASEMENTS, RESTRICTIONS OR RESERVATIONS. PROPERTY SUBJECT TO AND/OR BENEFITED BY ALL EXISTING EASEMENTS AND RIGHT-OF-WAYS OF RECORD.



NOTE: SIGHT DISTANCES MEASURED ON OCTOBER 11, 2022. NO VEGETATION NEEDS CLEARING ON THE ADJACENT CROWLEY (FORMERLY OATWAY) PROPERTY TO MEET THE 150' MINIMUM SIGHT DISTANCE.



REVISED OCTOBER 12, 2022 MEASURED SIGHT DISTANCES ADDED TO PLAN

ESTATE OF FRED EYDT POMFRET ROAD POMFRET, VERMONT		
HIGHWAY ACCESS PLAN		
BRAD M. RUDERMAN & ASSOCIATES, INC. 28 U.S. ROUTE 5 HARTLAND, VERMONT (802) 674 - 4248		
SCALE 1" = 40'	APPROVED BRAD M. RUDERMAN, P.E.	DRAWN BMR
DATE SEPT. 27, 2022		SHEET 1 OF 1


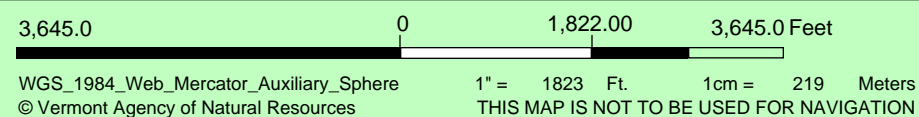


- LEGEND**
- Parcels (standardized)
 - Roads
 - Interstate
 - US Highway; 1
 - State Highway
 - Town Highway (Class 1)
 - Town Highway (Class 2,3)
 - Town Highway (Class 4)

NOTES

Map created using ANR's Natural Resources Atlas

1: 21,873
January 5, 2023

DISCLAIMER: This map is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. ANR and the State of Vermont make no representations of any kind, including but not limited to, the warranties of merchantability, or fitness for a particular use, nor are any such warranties to be implied with respect to the data on this map.





State of Vermont, Windsor County

dated February 10, 2023

Approved by the Selectboard of the Town of Pomfret, as signed below

Assigned to Karen H. Osnoe, as the Officially Appointed Collector of Delinquent Taxes

From Pomfret Treasurer, Ellen DesMeules

By the authority of the State of Vermont, you are hereby commanded to levy and collect of the persons named in the list herewith attached, and committed to you, the sum of money annexed to the name of each person respectively, and pay the same to the Treasurer of the Town of Pomfret, on or before 60 days from the date hereof; and if any person neglects or refuses to pay such sum with fees, you are hereby commanded to distrain the goods and chattels of such delinquent person, and the same dispose of according to law, for the satisfying of such sum, with your own fees; and for want thereof, you are hereby commanded to extend this warrant, for the collection of such sum so assessed against such delinquent person, with costs, together with fees, upon any land in this State belong to such delinquent, according to law.

For the tax year July 1, 2022 to June 30, 2023

The list includes 40 parcels, with total taxes, late charges and penalties totaling \$247,988.69 and is attached herewith. Of this total \$171,811.02 are for the current 2022-23 tax year; the difference of \$76,177.67 is for previous years, which have already been transferred to you.

Dated at Pomfret, Windsor County, Vermont, this 10th day of February, 2023

Ellen DesMeules, Treasurer, Town of Pomfret

Emily Grube, Selectboard Chair

John Peters, Jr. Selectboard Vice-Chair

Ben Brickner, Selectboard

Steve Chamberlin, Selectboard

Jon Harrington, Selectboard

Karen H. Osnoe, Collector of
Delinquent Taxes

Parcel	Name	Tax Year	Payment 1	Payment 2	Interest	Penalty	Other	Total	
0705-	[REDACTED]	2021-22	569.51	1107.88	246.63	134.19	0.00	2058.21	
		2022-23	0.00	1130.12	11.30	90.41	0.00	1231.83	
				569.51	2238.00	257.93	224.60	0.00	3290.04
0166-B		2022-23	12.54	1304.31	13.93	105.34	0.00	1436.12	
2210-		2022-23	0.00	17203.99	172.04	1376.32	0.00	18752.35	
0163-		2022-23	163.06	320.62	37.74	38.69	0.00	560.11	
2409-		2022-23	0.00	680.91	6.81	54.47	0.00	742.19	
0190-AL		2016-17	289.48	289.48	433.55	46.33	0.00	1058.84	
		2017-18	593.55	593.55	748.44	94.96	0.00	2030.50	
		2018-19	614.78	614.78	627.30	98.36	0.00	1955.22	
		2019-20	628.55	628.55	484.33	100.56	0.00	1841.99	
		2020-21	601.35	601.35	324.54	96.22	0.00	1623.46	
		2021-22	590.32	590.32	182.90	94.46	0.00	1458.00	
		2022-23	602.17	602.17	48.16	96.34	0.00	1348.84	
				3920.20	3920.20	2849.22	627.23	0.00	11316.85
0702-B		2022-23	0.00	3.00	0.03	0.24	0.00	3.27	
1304-		2022-23	0.00	2205.65	22.06	176.45	0.00	2404.16	
2302-B		2017-18	546.15	546.15	686.05	87.38	0.00	1865.73	
		2018-19	1073.76	1073.76	1095.48	171.80	0.00	3414.80	
		2019-20	858.42	858.42	660.66	137.34	0.00	2514.84	
		2022-23	10.59	2139.56	22.17	172.01	0.00	2344.33	
				2488.92	4617.89	2464.36	568.53	0.00	10139.70
2400-AL		2022-23	0.00	230.41	2.30	18.43	0.00	251.14	
0209-		2022-23	0.00	3607.29	36.07	288.58	0.00	3931.94	
0134-A		2022-23	0.00	166.63	1.67	13.33	0.00	181.63	
0515-		2022-23	0.00	22451.62	224.52	1796.13	0.00	24472.27	
4309-		2022-23	0.00	497.97	4.98	39.84	0.00	542.79	
1116-		2022-23	19.93	2093.22	22.33	169.05	0.00	2304.53	
4614-		2022-23	0.00	26041.57	260.42	2083.33	0.00	28385.32	
4604-		2022-23	0.00	5508.60	55.09	440.69	0.00	6004.38	
0164-		2022-23	0.00	1125.72	11.26	90.06	0.00	1227.04	

Parcel	Name	Tax Year	Payment 1	Payment 2	Interest	Penalty	Other	Total
0188-		2022-23	1890.56	3825.14	169.13	457.25	0.00	6342.08
0714-B		2022-23	0.00	2945.35	29.45	235.63	0.00	3210.43
4608-		2022-23	3173.65	3173.65	253.92	507.78	0.00	7109.00
4801-D		2019-20	1651.66	1651.66	1271.76	264.28	0.00	4839.36
		2020-21	1682.03	1682.03	908.28	269.12	0.00	4541.46
		2021-22	1651.16	1651.16	511.81	264.18	0.00	4078.31
		2022-23	1684.31	1684.31	134.72	269.48	0.00	3772.82
			6669.16	6669.16	2826.57	1067.06	0.00	17231.95
4801-C		2020-21	117.63	117.63	63.72	18.82	0.00	317.80
		2021-22	122.04	122.04	37.82	19.52	0.00	301.42
		2022-23	122.57	122.57	9.84	19.62	0.00	274.60
			362.24	362.24	111.38	57.96	0.00	893.82
4801-		2020-21	796.52	2466.52	831.17	261.04	0.00	4355.25
		2021-22	2421.26	2421.26	750.51	387.40	0.00	5980.43
		2022-23	0.00	2469.87	24.70	197.59	0.00	2692.16
			3217.78	7357.65	1606.38	846.03	0.00	13027.84
4801-B		2018-19	3218.58	3218.56	3283.19	514.98	0.00	10235.31
		2019-20	3542.38	3542.38	2727.34	566.78	0.00	10378.88
		2021-22	3326.92	3326.92	1031.37	532.30	0.00	8217.51
		2022-23	0.00	3393.72	33.94	271.50	0.00	3699.16
			10087.88	13481.58	7075.84	1885.56	0.00	32530.86
3202-AH		2022-23	0.00	1613.25	16.13	129.06	0.00	1758.44
0702-		2018-19	253.11	253.11	258.09	40.50	0.00	804.81
		2019-20	418.23	418.23	321.86	66.92	0.00	1225.24
		2020-21	400.14	400.14	216.00	64.02	0.00	1080.30
		2022-23	400.68	400.68	32.08	64.10	0.00	897.54
			1472.16	1472.16	828.03	235.54	0.00	4007.89
4305-A		2022-23	0.00	677.56	6.78	54.20	0.00	738.54
0611-A		2022-23	0.00	7011.86	70.12	560.95	0.00	7642.93
0122-		2022-23	122.12	122.11	9.77	19.54	0.00	273.54
0102-CL		2022-23	0.00	49.28	0.49	3.94	0.00	53.71
4102-		2022-23	0.00	3234.17	32.34	258.73	0.00	3525.24

Parcel	Name	Tax Year	Payment 1	Payment 2	Interest	Penalty	Other	Total
4204-		2022-23	0.00	783.84	7.84	62.71	0.00	854.39
2304-		2022-23	0.00	1685.94	16.86	134.88	0.00	1837.68
4217-		2022-23	0.00	15.84	0.16	1.27	0.00	17.27
0704-A		2022-23	0.00	2382.71	23.83	190.62	0.00	2597.16
3204-		2022-23	0.00	10508.58	105.09	840.69	0.00	11454.36
2009-		2022-23	1494.80	1494.80	119.59	239.16	0.00	3348.35
4213-AL		2022-23	0.00	4.58	0.05	0.37	0.00	5.00
0124-		2022-23	6063.55	6063.55	485.12	970.16	0.00	13582.38

Tax Year	Payment 1	Payment 2	Interest	Penalty	Other	Total
2016-17	289.48	289.48	433.55	46.33	0.00	1,058.84
2017-18	1139.70	1139.70	1434.49	182.34	0.00	3,896.23
2018-19	5160.23	5160.21	5264.06	825.64	0.00	16,410.14
2019-20	7099.24	7099.24	5465.95	1135.88	0.00	20,800.31
2020-21	3597.67	5267.67	2343.71	709.22	0.00	11,918.27
2021-22	8681.21	9219.58	2761.04	1432.05	0.00	22,093.88
2022-23	15760.53	140976.72	2534.83	12538.94	0.00	171,811.02
TOTALS	41728.06	169152.60	20237.63	16870.40	0.00	247,988.69

TOWN OF POMFRET

APPLICATION FOR LARGE EVENT PERMIT

Pursuant to 24 V.S.A. 2291(14), in order to prevent and abate public nuisances, organizers of events having one hundred (100) or more anticipated attendees must first obtain a Large Event Permit from the Town of Pomfret. A completed application must be submitted no less than thirty (30) days before the proposed event begins.

Applicant Name: Woodstock Area Chamber of Commerce Phone: 457-3555 Email: bfinlayson@woodstockvt.com
Mailing Address: Po Box 486 Woodstock State: Vt Zip: 05091

* * * * *

Event Name: Covered Bridges Half Marathon Pasta Supper

Event Date(s): June 3, 2023

Event Hours: 4:30 - 8PM Anticipated Attendees: 350 total

Event Contact Name: Beth Finlayson Phone: 457-3555 Email: bfinlayson@woodstockvt.com

Has the event been held in Pomfret before? Yes No If yes, when? annually in conjunction with The Race

Please provide a brief description of your event and its location: We will be serving a variety of Pasta Dishes to Runners, family & friends with 3 seatings of about 100 per seating 5:00PM, 6PM & 7PM

Will your event involve any of the following?

- Use of a Town Highway or Right of Way Yes No If yes, a Permit to Hold an Event on Public Street(s) may be required. Please contact clerk@pomfretvt.us.
- Use of other Town Property Yes No If yes, general liability insurance in the amount of \$1,000,000 per occurrence and naming the "Town of Pomfret" as additional insured may be required. Please contact clerk@pomfretvt.us.
- Catering of Alcoholic Beverages Yes No by the Woodstock Inn If yes, a Request-to-Cater Permit may be required. Please visit www.liquorcontrol.vermont.gov.

Additional Requirements

- Zoning: Some zoning requirements may still apply to events that otherwise do not require a zoning permit. Please contact the Zoning Administrator at karen.hewitt@pomfretvt.us.
- Sanitation: Sufficient sanitation facilities and waste removal must be provided. Compliance with the Vermont Universal Recycling Law is required.
- Parking: Sufficient off-street parking must be provided. No parking is permitted that interferes with ordinary roadway maintenance (including winter plowing) or otherwise reduces the usable travelled way to less than twelve (12) feet.
- Safety: Upon request, organizers may be required to have a medic on site and/or provide traffic control. Adequate emergency vehicle access must be maintained for the event duration.
- Nuisance: Organizers are responsible for preventing public nuisances that create dangerous, injurious or noxious conditions that adversely affect the reasonable use of adjoining or nearby properties.

Applicant agrees to adhere to the specifications, requirements and conditions forming a part of this permit. Applicant acknowledges that this permit is issued in accordance with 24 V.S.A. 2291(14) and may be voided in the event of misrepresentation, substantial inaccuracy or failure to hold the event in accordance with the specifications, requirements and conditions indicated herein.

Elizabeth B. Finlayson Beth Finlayson 2.6.23
Applicant Signature Applicant Printed Name Date

Please mail or email completed application to: Town of Pomfret
5218 Pomfret Road
North Pomfret, Vermont 05053
Attention: Town Clerk, clerk@pomfretvt.us

OFFICIAL USE ONLY

Date Received: _____ By: _____

Zoning Permit Required? Yes No Unknown If yes or unknown, referred to Zoning Administrator on: _____

Condition(s) of Approval: _____

PERMIT APPROVED this _____ day of _____, 20____.

Selectboard Chair

Form adopted by the Pomfret Selectboard September 21, 2022. Supersedes all prior dated forms.

Town of Pomfret Selectboard
Draft Meeting Minutes
February 1, 2023

Present: Emily Grube, John Peters, Benjamin Brickner, Steve Chamberlin, Jon Harrington

Public: Bill Eydt, Bob Eydt, Laird Bradley, Jim Potter (Road Foreman), Neil Lamson (Lister), Greg Tuthill, Scott Pearce, Scott Barger, Peter Raymond, Andrew Oatway, John Moore, Cathy Peters, Eric Scanlon, Jake Astbury, Rebecca Mitchell, Stephen Oatway, Lindsay Hyde, “iPad(2)”, Cynthia Hewitt (Selectboard Assistant)

1. Emily called the meeting to order at 6:30 pm.
2. Public Comment – None.
3. Executive Session
 - a. Ben moved and Steve seconded that the Selectboard enter executive session pursuant to 1 V.S.A. 313(a)(1)(F) and (a)(3) to discuss confidential attorney-client communication and employee matters. Unanimous. The Selectboard entered executive session at 6:31 pm.
 - b. The Selectboard exited executive session at 6:57 pm, no decisions having been made therein.
4. Emily called the meeting back to order at 7:00 pm.
5. Public Comment – Rebecca Mitchell asked whether Pomfret has any rules around residential or business lighting. Ms. Mitchell was referred to the Zoning Administrator.
6. Agenda Review – Ben moved and John seconded the following changes: add deliberative and executive session at end, delete Noradunghian driveway, add mail ballots. Unanimous.
7. Road Foreman’s Report and Highway Items
 - a. Reconsideration of Eydt Estate driveway access application – Ben noted that the 30-day period for such a request had expired and that a substantially similar new application had been submitted and is to be considered as the next item of business. Accordingly, Ben moved and John seconded that the request for reconsideration of the prior application be dismissed as untimely and potentially duplicative. Unanimous. Without objection, Peter Raymond, attorney for the applicant, asked that any materials in the reconsideration request that were not included in the new application be incorporated by reference.
 - b. Eydt Estate Driveway access new application – Emily called the hearing to order; no conflicts of interest or ex parte communications were disclosed and the parties were sworn in. Mr. Raymond indicated that the new application was intended to address concerns expressed by the board on the prior application, in particular regarding sight distance on Pomfret Road.

Mr. Raymond indicated the Estate believes it has a legal right-of-way as indicated on the final subdivision survey plat, which runs to Pomfret Road at the location of the proposed driveway access. Ben noted this right-of-way was not reserved in the vesting deed. Bill Eydt indicated that it may appear in the contemporaneous purchase and sale agreement, which is not recorded in the Pomfret land records, nor was

included with the driveway access application. Jim Potter, Road Foreman, made a site visit last fall and observed vegetation significantly obstructing the sight line and vehicles travelling above the 45 mph posted speed limit. Mr. Potter also noted that anyone plowing the proposed driveway may need to back into Pomfret Road, creating additional safety concerns. Mr. Eydt acknowledged these concerns and stated that in his 25 years living at the home immediately north of the proposed driveway access, entering on to Pomfret Road was always a bit of a challenge.

Members of the board indicated continued safety concerns with the new application. Ben noted that the town's attorney interprets the 150-foot provision in the 2009 Highway Ordinance^[*] as a floor for sight distances anywhere in town, not as a ceiling for the maximum sight distance the town may require under any circumstances. Ben also noted that the state's standard access sight distance for a 45 mph road is 360 feet, which is more than twice the distance available at the proposed location.

Ben moved and Steve seconded that the hearing be adjourned to the board's next regular meeting on February 15, 2023, so that another site visit can be made.

Unanimous.

- c. Open Culvert Engineering Bids – Five bids were received. Jon will recused himself from this matter as his engineering firm is a bidder. Ben will create a spreadsheet comparing the bids, which were received from:
 - i. B.D. Lefavour P.E.
 - ii. Dubois & King, Inc.
 - iii. East Engineering, PLC
 - iv. Engineering Ventures, PC
 - v. Harrington Civil Engineers, Inc.
 - d. Road Foreman's Report
 - i. Truck #2 was towed to Clark for a heat sensor, which is covered under warranty; however, even though we also bought a towing package, we've been charged \$856.25 – it appears the towing package only covers the first \$550. Jim's truck needs to go to Clark on Thursday for repairs, he will drive it up to Jericho himself.
 - ii. The crew has been cutting trees in the right-of-way. Jim suggested the town purchase with ARPA funds Bluetooth-enabled hearing protection that will enable the crew to safely communicate even when standing near loud equipment. John will research appropriate products in consultation with Jim. Ben moved and John seconded that Jim be approved to spend up to \$2,500 to purchase four such headsets following the process laid out in the town's Purchasing Policy.
8. Items for Discussion or Vote
- a. South Pomfret Scoping Study Recommendations Report will be presented at the March 1, 2023 regular meeting.
 - b. ARPA Funds

* **Editor's Note:** The 2009 Highway Ordinance was superseded by the Highway Ordinance amendments adopted on November 16, 2022, and effective on January 15, 2023. Because the new driveway access application was submitted before January 15, 2023, it is being considered under the 2009 ordinance.

- i. Generators – Generators are needed at the Town Garage (new installation) and both fire houses (replacements). Emily suggested we circulate an RFP for 3 generators with service contracts because we may get better pricing than if we purchase them one at a time. Emily will work on the RFP.
- ii. Town Hall Kitchen Appliances – Hunter Ulf suggested replacing the stoves at the Town Hall with propane with electronic ignition (thus eliminating pilot lights) and installing two instant heat water heaters. This would eliminate the need to upgrade electrical service. He also recommended combining two bathrooms into one handicapped accessible facility. Becky has received quotes on enlarging the Town Office entry to be ADA approved. These expenses will be paid by ARPA funds.
- iii. Town Hall Solar Installation – John has collected GMP bills from the office, town hall, garage, repeater to calculate usage. He has been in touch with Solar installers. John will obtain estimates from SunCommon, and Catamount Solar.
- iv. AV Equipment – John met with Neil during daylight hours to observe the quality of the projector for Zoom meetings; the current projection equipment is inadequate. The Listers will be using Zoom for the many anticipated grievance hearings following completion of the town wide reappraisal later this year. John and Neil have determined that an 85-inch TV will be produce a better presentation. Ben moved and Steve seconded that John be authorized to purchase an 85” flat screen TV with a fireplace mount for up to \$3,500 following the process laid out in the town’s Purchasing Policy. Unanimous.
- v. Fire Department Pagers – Ben moved and Jon seconded that the pagers previously purchased by the Fire Department by paid for from the Communications Reserve. Unanimous.
- vi. Repeater Batteries – The repeater batteries will be replaced in the spring.
- c. Covered Bridge Half Marathon – All required paperwork has been submitted for this repeat event. Ben moved and John seconded approval of this race to use Pomfret roads on June 4, 2023. Unanimous.
- d. Flood Resilient Communities Fund Grant Applications – Jon suggested this is a good opportunity to apply for funds to “shore up” some notable areas of potential flood damage, i.e., some of the stream banks along Pomfret Road near the Hartford town line, the bank between the North Pomfret fire station and the Church, etc., areas where culverts are not feasible. The applications are due the end of March. Emily and Jon will work on an application.
- e. Mail Ballots – The board supports mailing ballots to all registered voters again this year. Because this item was not on the published agenda, it will be included for a vote at the next regular meeting on February 15, 2023.
- f. Warrants – Ben moved and Steve seconded approval of the following warrants for payments:

23074	\$12,661.88	Payroll
23078	60,269.71	A/P
23077	404.62	Tax Refund

Unanimous.

- g. Ben moved and Steve seconded approval of the January 28, 2023 and January 21, 2023 meeting minutes. Motion carried (Grube, Peter, Brickner and Chamberlin in favor; Harrington abstained).
9. Meeting Wrap Up
- a. Correspondence – Ben asked whether we should contact the new County Sheriff, who very recently assumed his office. The board will wait to hear from the Sheriff unless an issue arises under the current contract, which runs through June and which Sheriff Palmer indicated he would honor.
 - b. Review of Assignments – John: TV, Solar Estimates; Ben: Engineering RFP Spreadsheet, follow up re Covered Bridges permit; Emily: Ulf electric design, Flood Grant, Generator RFP.
 - c. Agenda Items for Next Meeting – Continue hearing for Eydt Estate driveway permit, A/V Equipment.
10. Executive and Deliberative Session
- a. Ben moved and John seconded that the Selectboard enter executive and deliberative session pursuant to 1 V.S.A. 313(a)(3) and 1 V.S.A. 312(e) to discuss employee matters and deliberate in connection with a quasi-judicial proceeding. Unanimous. The Selectboard entered executive and deliberative session at 9:37 pm.
 - b. The Selectboard exited executive and deliberative session at 10:58 pm, no decisions having been made therein.
11. Adjournment – Steve moved and Ben seconded that the meeting be adjourned. Unanimous. The meeting was adjourned at 10:59 pm.