

**CERTIFICATE OF HIGHWAY MILEAGE  
YEAR ENDING FEBRUARY 10, 2017**

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2017 to:  
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section  
One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of MONTPELIER CITY in WASHINGTON County  
on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305,  
added 1985, is as follows:

**PART I - CHANGES TOTALS - Please fill in and calculate totals.**

Town Highways	Previous Mileage	Added Mileage	Subtracted Mileage	Total	Scenic Highways
Class 1	10.531			10.531	0.000
Class 2	8.311			8.311	0.000
Class 3	32.87	0.17		33.04	0.000
State Highway	4.132			4.132	0.000
<b>Total</b>	<b>55.844</b>			<b>56,014</b>	<b>0.000</b>
* Class 1 Lane	2.900			2.900	
* Class 4	0.82		- 0.30	0.52	0.000
* Legal Trail	0.00			-	

\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

**PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.**

Totals by K. Alley  
3/29/2017.

- NEW HIGHWAYS:** Please attach Selectmen's "Certificate of Completion and Opening".
- DISCONTINUED:** Please attach SIGNED copy of proceedings (minutes of meeting).
- RECLASSIFIED/REMEASURED:** Please attach SIGNED copy of proceedings (minutes of meeting).  
0.30 mi CL4 TH-116 remeasured and reclassified to 0.17 mi CL3 TH-116
- SCENIC HIGHWAYS:** Please attach a copy of order designating/discontinuing Scenic Highways.

**IF THERE ARE NO CHANGES IN MILEAGE:** Check box and sign below. [ ]

**PART III - SIGNATURES - PLEASE SIGN.**

Selectmen/ Aldermen/ Trustees Signatures:

*Justin Tuelke* *Orin Bab*  
*Paul Ben* *Jim Edwards*  
*Anna Watson* *[Signature]*

T/C/V Clerk Signature:

*[Signature]*

Date Filed:

Please sign ORIGINAL and return it for Transportation signature.

**AGENCY OF TRANSPORTATION APPROVAL:** Signed copy will be returned to T/C/V Clerk.

APPROVED:

*[Signature]*  
Representative, Agency of Transportation

DATE:

3/30/2017

Vermont Statutes Annotated

19 V.S.A. § 305. Measurement and inspection

Received

FEB 13 2017

Policy, Planning & Intermodal  
Development Division

**§ 305. Measurement and inspection**

(a) After reasonable notice to the selectboard, a representative of the agency may measure and inspect the class 1, 2, and 3 town highways in each town to verify the accuracy of the records on file with the agency. Upon request, the selectboard or their designee shall be permitted to accompany the representative of the agency during the measurement and inspection. The agency shall notify the town when any highway, or portion of a highway, does not meet the standards for its assigned class. If the town fails, within one year, to restore the highway or portion of the highway to the accepted standard, or to reclassify, or to discontinue, or develop an acceptable schedule for restoring to the accepted standards, the agency for purposes of apportionment under section 306 of this title shall deduct the affected mileage from that assigned to the town for the particular class of the road in question.

(b) Annually, on or before February 10, the selectboard shall file with the town clerk a sworn statement of the description and measurements of all class 1, 2, 3, and 4 town highways and trails then in existence, including any special designation such as a throughway or scenic highway. When class 1, 2, 3, or 4 town highways, trails, or unidentified corridors are accepted, discontinued, or reclassified, a copy of the proceedings shall be filed in the town clerk's office and a copy shall be forwarded to the agency.

(c) All class 1, 2, 3, and 4 town highways and trails shall appear on the town highway maps by July 1, 2015.

(d) At least 45 days prior to first including a town highway or trail that is not clearly observable by physical evidence of its use as a highway or trail and that is legally established prior to February 10, 2006 in the sworn statement required under subsection (b) of this section, the legislative body of the municipality shall provide written notice and an opportunity to be heard at a duly warned meeting of the legislative body to persons owning lands through which a highway or trail passes or abuts.

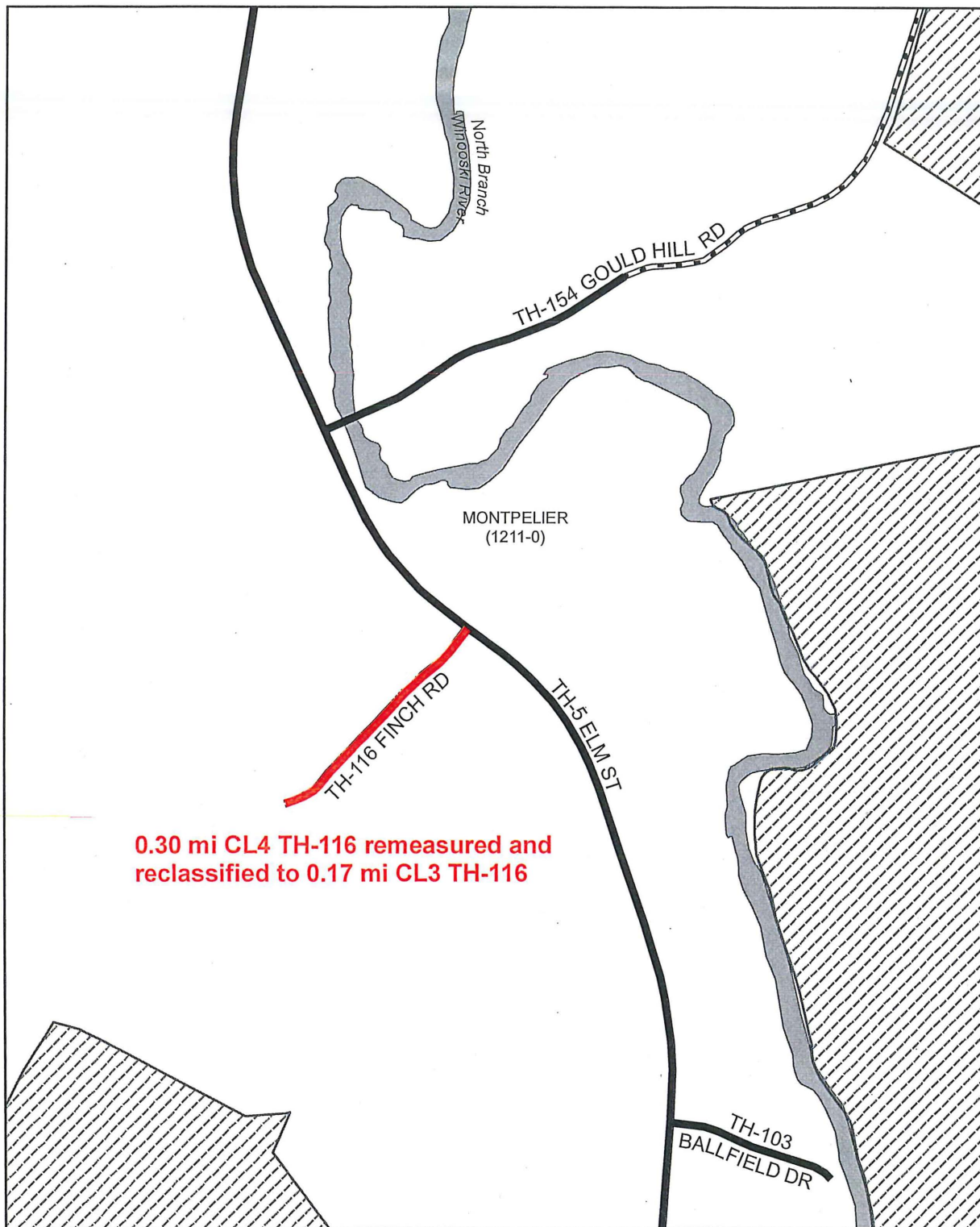
(e) The agency shall not accept any change in mileage until the records required to be filed in the town clerk's office by this section are received by the agency. A request by a municipality to the agency for a change in mileage shall include a description of the affected highway or trail, a copy of any surveys of the affected highway or trail, minutes of meetings at which the legislative body took action with respect to the changes, and a current town highway map with the requested deletions and additions sketched on it. A survey shall not be required for class 4 town highways that are legally established prior to February 10, 2006. All records filed with the agency are subject to verification in accordance with subsection (a) of this section.

(f) The selectboard of any town who are aggrieved by a finding of the agency concerning the measurement, description, or classification of a town highway may appeal to the transportation board by filing a notice of appeal with the executive secretary of the transportation board.

(g) The agency shall provide each town with a map of all of the highways in that town together with the mileage of each class 1, 2, 3, and 4 highway, as well as each trail, and such other information as the agency deems appropriate.

Excerpt of 19 V.S.A. § 305 - *Measurement and inspection* from Vermont Statutes Online located at –  
<http://legislature.vermont.gov/statutes/section/19/003/00305>

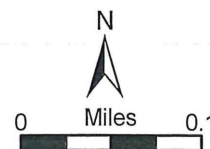
December 2016



**0.30 mi CL4 TH-116 remeasured and reclassified to 0.17 mi CL3 TH-116**

**Mileage Certificate Changes 2017  
MONTPELIER CITY (1211-0)**

Mapping Section  
Division of Policy and Planning  
Vermont Agency of Transportation -- March 30, 2017



## Alley, Kerry

---

**From:** Tom McArdle <TMcArdle@montpelier-vt.org>  
**Sent:** Friday, March 18, 2016 4:17 PM  
**To:** Alley, Kerry  
**Subject:** Montpelier Road reclassification  
**Attachments:** City Dump Rd\_memo & public notice.pdf; City Dump Rd\_mile cert & TH map amend.pdf; City Dump Rd reclass\_record of City Council action.pdf; City Dump Rd\_Rudermann Survey of Finch Rd.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Hi Kerry, thanks very much for your time & assistance with my questions about our reclassification! Attached, please find 4 attachments documenting this change in classification including a record of the process, public notice and the survey. I also attached a marked-up mileage certificate and the revised TH map.

As mentioned, the road was also officially renamed during this process. If you need a record of the renaming proceedings, let me know.

Thanks again! If any questions or concerns, I'd be happy for the opportunity to respond.

tom

Thomas J. McArdle  
Director of Public Works  
39 Main Street - City Hall  
Montpelier, Vermont 05602  
802-262-6275 (direct line)  
802-223-9508 (DPW office)  
[tmcardle@montpelier-vt.org](mailto:tmcardle@montpelier-vt.org)

City of Montpelier  
Department of Public Works  
Memorandum

**To:** William Fraser, City Manager

**From:** Todd Law, P.E., Director of Public Works  
Thomas McArdle, Assistant Director

**Date:** March 20, 2014

**Subject:** Reclassification of a Town Highway – City Dump Road

With the assistance of City Attorney John Riley, we have prepared the attached draft resolution for City Council consideration at an upcoming regularly scheduled meeting. The resolution provides a brief explanation of the actions and events leading to this proposal with a recommendation for reclassification.

This town highway has served as the sole access to the City's so-called "stump dump" property and it is also the only means of access for one undeveloped parcel while serving as the preferred access to the now subdivided property formerly owned by Bryndle, LLC. A review conducted in response to the Ancient Roads legislation revealed the likely existence of a town road in this location providing property access sometime before the City acquired the overall parcel. A record of formal dedication and acceptance of the road as a town highway was not located. Although a deed specific to the road was also not found, the record shows that the city of Montpelier originally acquired the property in 1897 as part of the old so-called "Poor Farm" (formerly known as "City Landfill") and has held continuous title to the property since that time. A portion of the original Poor Farm lot which adjoins Elm Street was sold & deeded in 1958 but reserving a strip of property adjacent to the brook 30' in width for the first 170' length of the road connecting with Elm Street. The bounds of the remaining road length is contiguous with the City's property and unmapped.

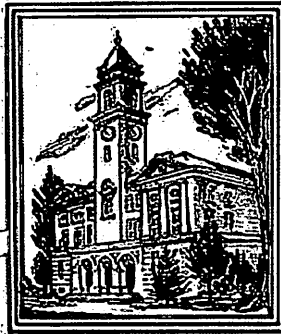
In a letter from City Attorney Paul Giuliani dated June 22, 2005, he states that "...it is safe to assume that City Dump Road is a Class 4 highway at least to the point where it branches out along internal roadways...." (copy attached). This opinion appears consistent with 19 VSA § 717. "Evidence of Highway Completion or Discontinuance". Accordingly, we are now proceeding along this course; that it is a town highway, it is a Class 4, and it is identified on the official highway map of Montpelier as recorded in the Land Records of the City Clerk's office.

With title to the road appearing to be on solid ground, we are confident that the process prescribed for reclassification can proceed. As attorney Riley advises, "Think of this as a two step process. The Council has authority to initiate the reclassification process. They first set a date to visit the location, and to hold a hearing where the Council hears from interested parties. They then make a decision whether the proposed reclassification is in the public good. In the initial resolution, the Council is only agreeing to go through the process to consider the proposed reclassification."

Regarding the true metes and bounds of this public highway as described above, attorney Riley further advised that it depends on whether an adequate survey already exists. He feels it's an issue that can be addressed in the Council's eventual findings and decision following the public hearing. Given the fact that the bounds are only partially laid out by survey and the road is not fully & properly defined, our office will recommend that a survey be conducted by a registered and licensed land surveyor. We will recommend that the bounds of the road be guided and established by the centerline of the current travel way.

If you are agreeable with this recommendation, we request that the matter be added to first available City Council agenda. When the date of the Council meeting is known, we will notify the adjoining & interested landowners.

C: Brian Tuttle, Street Supervisor  
John P Riley, Esq, Rice & Riley



CITY HALL

CITY of MONTPELIER

*Vermont*

THE CAPITAL CITY OF THE STATE OF VERMONT

Department of Public Works, City Hall, 39 Main Street, Montpelier, VT 05602  
Phone: (802)223-9508 FAX: (802)223-9524 email: [tlaw@montpelier-vt.org](mailto:tlaw@montpelier-vt.org)

## City of Montpelier, Vermont

### Notice of Inspection and Public Hearing:

#### Reclassification of City Dump Road (aka: Stump Dump Road)

The City Council of the City of Montpelier hereby gives notice pursuant to 19 VSA § 701 et seq. of a public hearing to consider the reclassification of the town highway described as follows:

- Being a Class IV town highway situated on land and premises owned by the City of Montpelier and known as City Dump Road (TH #116), and is further described as an existing gravel road with its point of beginning intersecting with Elm Street (VT Rte 12) and extending in a westerly direction for a distance of approximately 0.30 miles to its terminus at the City-owned "Stump Dump" property.

This hearing for the reclassification of City Dump Road from a Class 4 town highway to a Class 3 town highway will be held on **Wednesday, May 28, 2014 beginning at 6:30 pm** at the Council Chambers located in Montpelier City Hall, 39 Main Street, Montpelier, Vermont.

Further notice is hereby given that on **Wednesday, May 28, 2014 at 5:30 pm**, the Montpelier City Council shall conduct an on-site inspection of the town highway to be reclassified.

For more information, please contact Todd Law, P.E., Director of Public Works, at 802-223-9508 or by email [tlaw@montpelier-vt.org](mailto:tlaw@montpelier-vt.org).

MEMO & copy of CC  
Agenda (item highlighted)

City Dump Rd Reclassification  
Mailing List for notice

- Lague Inc. 3182 Airport Rd, Barre 05641

- Kevin Fink 66 E. State St Unit #1

- Daniel Farrell 213 Elm St Apt. #5

- Farnette, Audrey  
2004 Elm St.

- Blanchet, Michael & Lisa  
714 Elm St.

4/21/2014

LEGALS • JOB MARKET • MERCH



## CITY OF MONTPELIER

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District 5

CERTIFICATE OF HIGHWAY MILEAGE  
YEAR ENDING FEBRUARY 10, 2016

City Dump Rd-mile cert...pdf  
PROPOSED CERTIFICATE  
FOR YR ENDING 2/10/17

Fill out form, make and file copy with the Town Clerk, and mail ORIGINAL, before February 20, 2016 to:  
Vermont Agency of Transportation, Division of Policy, Planning and Intermodal Development, Mapping Section  
One National Life Drive, Montpelier, VT 05633.

We, the members of the legislative body of MONTPELIER CITY in WASHINGTON County  
on an oath state that the mileage of highways, according to Vermont Statutes Annotated, Title 19, Section 305,  
added 1985, is as follows:

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<b>Total</b>	<b>55.844</b>				<b>0.000</b>
* Class 1 Lane	2.900				
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* Legal Trail	0.00				

\* Mileage for Class 1 Lane, Class 4, and Legal Trail classifications are NOT included in total.

PART II - INFORMATION AND DESCRIPTION OF CHANGES SHOWN ABOVE.

1. NEW HIGHWAYS: Please attach Selectmen's "Certificate of Completion and Opening".
2. DISCONTINUED: Please attach SIGNED copy of proceedings (minutes of meeting).
3. RECLASSIFIED/REMEASURED: Please attach SIGNED copy of proceedings (minutes of meeting).
  - 0.30 mi TH-116 Remasured per survey = 0.17 mi
  - 0.16 mi Remasured TH-116 Reclassified from CL4 to CL3
  - TH-116 "CITY DUMP ROAD" Re-Named "FINCH ROAD"
4. SCENIC HIGHWAYS: Please attach a copy of order designating/discontinuing Scenic Highways.

IF THERE ARE NO CHANGES IN MILEAGE: Check box and sign below.

PART III - SIGNATURES - PLEASE SIGN.

Selectmen/ Aldermen/ Trustees Signatures:

*[Handwritten signatures of selectmen/aldermen/trustees]*

T/C/V Clerk Signature:

*[Handwritten signature of T/C/V Clerk]*

Date Filed:

Please sign ORIGINAL and return it for Transportation signature. Approved & signed 2/10/16

AGENCY OF TRANSPORTATION APPROVAL: Signed copy will be returned to T/C/V Clerk.

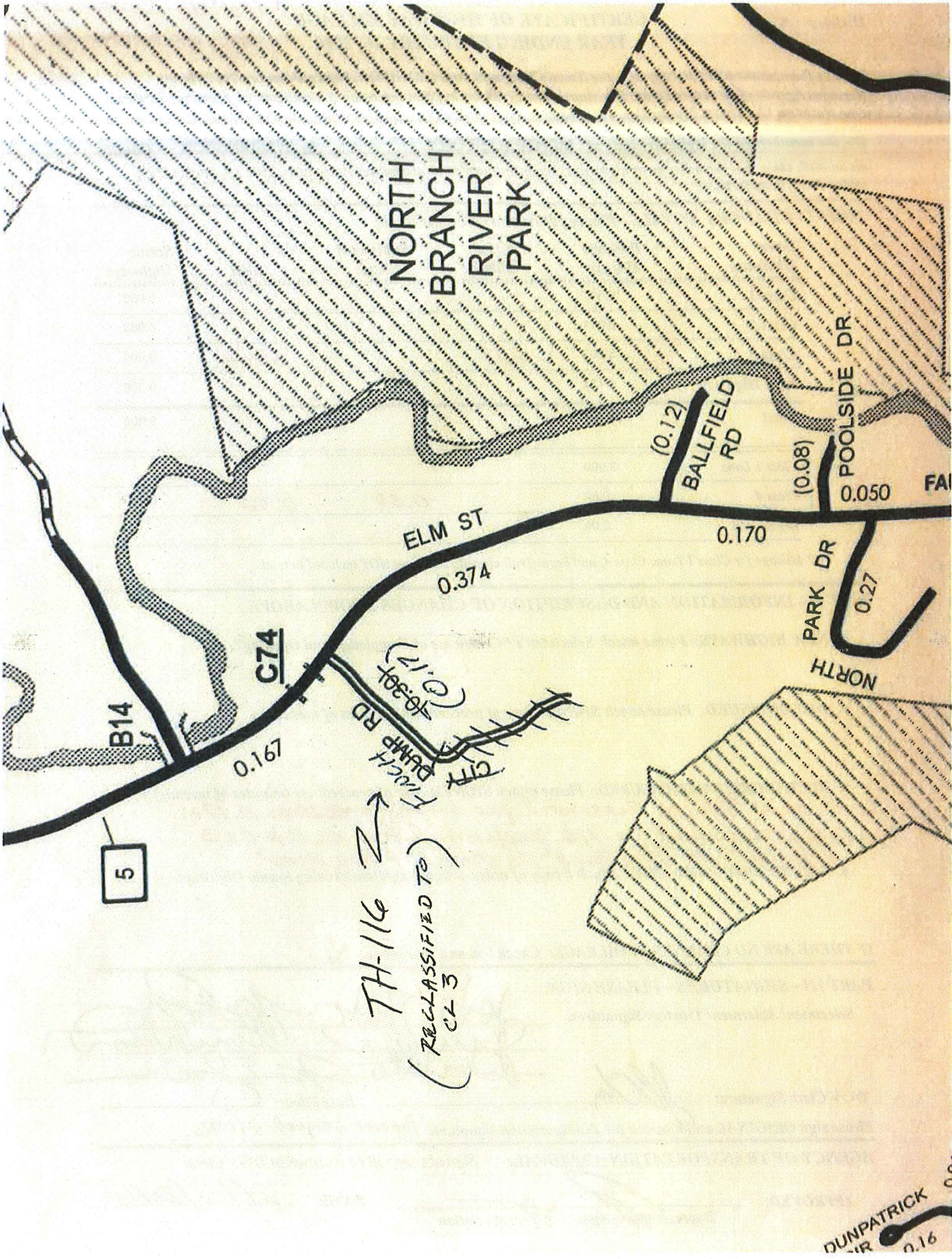
APPROVED:

*[Handwritten signature of Agency Representative]*  
Representative, Agency of Transportation

DATE:

2/16/2016

NORTH BRANCH RIVER PARK



5

0.167

C74

ELM ST

0.374

(0.12)

BALLFIELD RD

(0.08)

POOLSIDE DR

0.050

FA

PARK DR

0.27

NORTH

TH-116 Z

(RECLASSIFIED TO CT-3)

DUNPATRICK 0.16



CITY OF  
MONTPELIER  
MONTPELIER,  
VERMONT

Agenda for City  
Council Meeting

Wednesday, May  
28, 2014

06:30 P.M.

- 1) 5:30 P.M. Call to Order by the Mayor
- 2) 14-130. Council will Recess for City Dump Road Site Visit (Off of Elm Street)
  - a) City Councilors will meet at the site to prepare for a Public Hearing scheduled to be conducted during the regular portion of this meeting; Council is being asked to consider the reclassification of this road.)
- 3) 6:30 P.M. Meeting will be Reconvened by the Mayor
- 4) 14-131. General Business and Appearances
- 5) 14-132. Consideration of the Consent Agenda:
  - a) Approve Minutes from the May 14th, 2014 City Council Meeting.
  - b) Accept the bid proposal from H.P. Fairfield, Inc. of Morrisville, Vermont, for the dump body and related equipment and hydraulics for Truck #6, in the amount of \$46,810.00, and authorize the City Manager to sign all documents related to this purchase. (After

v. Benoit Electric Inc. \$18,680.00  
Barre, Vermont

vi. Selectric LLC \$23,166.00  
Worcester, Vermont

3) Funds for this project are available from the 2012 Bond - Capital Needs Assessment (CNA) funds.

4) Recommendation: Award of the contract for the fire alarm system at the DPW Garage/Office Building as recommended by staff to Vermont Life Safety LC in the amount of \$13,384.12 and designate the City Manager as the duly authorized agent to execute the contract documents.

f) Payroll and Bills

→ 6) 14-133. Public Hearing for a Resolution to consider reclassifying a public highway known as City Dump Road (aka Stump Dump Road) from a Class 4 town highway to a Class 3 town highway. This action is recommended by the Public Works Department in support of a request from an adjoining property owner and is to be in accordance with VT Statutes, Title 19: Highways, Chapter 7: Laying Out, Discontinuing, and Reclassifying Highways.

a) WHEREAS:

b) 19 VSA 708(a) permits the City Council to initiate proceedings to consider reclassification of a municipal highway.

c) City Dump Road is considered a class 4 town highway 0.3 miles in length as identified on the Vermont Agency of Transportation highway map for the City of Montpelier. City Attorney J. Paul Giuliani provided an opinion letter in 2005 stating "...it is safe to assume that City Dump Road is a Class 4 highway...". He also pointed out ".... that the City has fee ownership over the land which City Dump Road is located."

- d) In April, 2011, the Montpelier Development Review Board approved a two lot subdivision for the adjoining property owned by Bryndle, LLC. The access to one of the lots was to be provided by City Dump Road. As a condition of the subdivision approval, the Applicant first needed to secure an access easement from the City of Montpelier to connect the lot to City Dump Road.
- e) During its regular meeting on January 12, 2011, the Montpelier City Council granted an easement to Bryndle, LLC for construction of a driveway and bridge across a portion of City's property. Upon recommendation of the Public Works Department, approval was also granted to undertake certain upgrades and alterations of City Dump Road in preparation for reclassification. The upgrades and alterations have now been completed and approved by the Director of Public Works.
- f) On April 9, 2014, in accordance with 19 V.S.A § 709, "Notice and Hearing", the City Council established the time and date for examining the premises and hearing the persons interested, and gave 30 days notice to persons owning or interested in lands through which the highway may pass or abut, of the time when they will inspect the site and receive testimony, as well as giving notice to the Planning Commission, and posting and publishing notice of the hearing. (see full text of statute). Said date and time, as duly warned and notice given thereof, was May 28 , 2014 at 5:30 PM for inspection of the highway; with the hearing to be held on the proposed reclassification to follow at City Council Chambers at 6:30 PM.
- g) Per 19 V.S.A. § 710, "Survey or Order of Discontinuance", after examining the premises and hearing any interested parties, and if the selectmen judge that the public good, necessity, and convenience of the inhabitants of the municipality require the highway to be reclassified, they shall cause the highway to be surveyed if the bounds of the original highway right-of-way cannot be determined. (see full text of statute).
- h) Resolution: After considering the information presented by the Public Works Director and the recommendation for

reclassification, and the inspection made May 28th by members of the City Council, and upon consideration of testimony provided by the public and interested persons, The City Council hereby approves the reclassification of the 0.3 mile segment of City Dump Road from a Class 4 to a Class 3 highway. The City Council further authorizes the City Public Works Director to obtain a metes and bounds survey by a licensed land surveyor so the true bounds of the roadway can be properly located and legally recorded.

City Dump Road Resolution

Approved

7) 14-134. Second Reading/Public Hearing for proposed amendments to the Downtown Improvement District (DID) Ordinance.

- a) Council conducted the First Public Hearing on May 14th; minor changes were made and are shown in the attached copy.
- b) Recommendation: Conduct the Second Public Hearing; approve the ordinance, with or without further amendments.

DID Ordinance Amendment 5-28-14

8) 14-135. Presentation of Montpelier Alive's proposed budget for Downtown Improvement District Funds, FY 15.

- a) Montpelier Alive Board members will present the proposed budget.
- b) Recommendation: Receive presentation; opportunity for discussion; provide input and approve the proposed budget.

Montpelier Alive's Proposal for Use of DID Funds - FY 15

9) 14-136. Continuation of Second Reading/Public Hearing for a City Fireworks Ordinance, specifically for use by private citizens.

- a)

Site Visit  
→

**Minutes of the Montpelier City Council Meeting  
May 28, 2014  
City Dump Road / Montpelier City Hall Council Chambers**

In attendance: Mayor John Hollar (presiding), City Councilors Tom Golonka, Jessica Edgerly Walsh, Justin Turcotte, Dona Bate, Anne Watson and City Manager Bill Fraser (who acted as Secretary of the meeting from 5:30-6:30). Councilor Turcotte arrived a few minutes after the meeting was called to order. Councilor Bate joined the meeting at 6:30 (at City Hall). Councilor Guerlain was absent. City Clerk John Odum joined the meeting as Secretary at 6:30.

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**5:30 P.M. Call to Order by the Mayor at City Dump Road**

14-130. Assistant Public Works Director Tom McArdle explained the history of the road and the reasons for the proposed name change under consideration. The council members walked from Elm Street to the newly relocated gate. They were joined by Parks Director Geoff Beyer after the meeting was underway.

The Mayor called a recess at 6:00 to return to City Hall for the regular business.

The Mayor called the meeting back into session at 6:30 P.M at City Hall. Councilor Bate joined the meeting.

14-131. Thomas Weiss addressed the Council. He characterized the address numbering of the transit center lot (1 Taylor Street) as incorrect. He then objected to the location of the Rialto Street benches, indicating that they served as congregation areas that impeded his passage.

City Manager Fraser introduced the new Planning Director, Michael Miller. Mr. Miller introduced himself and invited questions.

14-132. At the City Manager's request, item d from the consent agenda was tabled. Councilor Watson moved approval of the remainder of the consent agenda, and was seconded by Councilor Bate. The motion carried unanimously at 6:36.

14-133. The Mayor opened the Public Hearing for a resolution to consider reclassifying a public highway known as City Dump Road (aka Stump Dump Road) from a Class 4 town highway to a Class 3 town highway at 6:37. The hearing was closed at 6:38.

→

Edgerly Walsh moved that the City Council approve the reclassification of the 0.3 mile segment of City Dump Road from a Class 4 to a Class 3 highway, and that the City Council further authorize the City Public Works Director to obtain a metes and bounds survey by a licensed land surveyor so the true bounds of the roadway can be properly located and legally recorded. Councilor Watson seconded. The motion carried unanimously at 6:37.

14-134. The Mayor opened the Second Reading/Public Hearing for proposed amendments to the Downtown Improvement District (DID) Ordinance at 6:38. City Manager Fraser reviewed



CITY OF  
MONTPELIER  
MONTPELIER,  
VERMONT

Agenda for City  
Council Meeting

Wednesday, April  
9, 2014

06:30 P.M.

- 1) Call to Order by the Mayor
- 2) 14-093. General Business and Appearances
- 3) 14-094. Consent Agenda:
  - a) Approve the Minutes from the March 26, 2014 City Council Meeting.  
  
    - ☛ March 26, 2014 Meeting Minutes
  - b) Approve Summary Budget Report by Department for General Fund and Detailed Budget Status Reports for General Fund, Water Fund, Sewer Fund, Cemetery Fund, Parks Fund, Parking Fund and Senior Center Fund for an Eight-month Period Beginning July 1, 2013 and Ending February 28, 2014.  
  
    - ☛ Budget Summary Reports - Cover Memo
    - ☛ Budget Summary Reports - All Funds 7-1-13 through 2-28-14
  - c) Acting as the Liquor Control Commission, City Council Members may now consider the following:



Recommendation: Opportunity for Councilor Bate to follow up with this request; discussion; direction to staff.

Berlin Pond - Attorney Luke Martland Letter

4) 14-095. Review and discussion of the FY 2015 - FY 2019 Paving Plan, as well as discussion of the Capital Improvement Projects Funding Plan.

→ 7) 14-098. Discussion regarding the reclassification of a Town Highway - City Dump Road.

a) As outlined in the attached memorandum from Assistant Public Works Director Tom McArdle, this is a 2-step process. Attorney John Riley is quoted as saying, "The Council has authority to initiate the reclassification process. They first set a date to visit the location, and to hold a hearing where the Council hears from interested parties. They then make a decision whether the proposed reclassification is in the public good. In the initial resolution, the Council is only agreeing to go through the process to consider the proposed reclassification."

b) Recommendation: Following an opportunity for Public Works staff to present this option, Council Members can discuss with staff and provide direction as to whether or not they wish to pursue the reclassification of the City Dump Road.

City Dump Road - J. Paul Giuliani Opinion

City Dump Road - Draft Notice to Newspaper

City Dump Road - Draft Resolution

City Dump Road - Survey

8) 14-099. Council Reports

9) 14-100. Mayor's Report

10) 14-101. Report by the City Clerk

**Minutes of the Montpelier City Council Meeting**  
**April 9, 2014**  
**Montpelier City Hall Council Chambers**

In attendance: Mayor John Hollar (presiding), City Councilors Thierry Guerlain, Tom Golonka, Justin Turcotte, Dona Bate, Anne Watson and City Manager Bill Fraser. City Clerk John Odum acted as Secretary of the meeting. Councilor Jessica Edgerly Walsh was absent.

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14-093. Don Wells, President of DEW Properties, rose to ask that the previous meeting's vote approving the Redstone company as the development partner for the Carr Lot project be rescinded. He restated his objections to the process.

Councilor Guerlain responded, detailing his own discomfort with the Carr Lot Committee's decision-making process.

Councilor Golonka objected to the notion that his recusal resulted in a different decision that otherwise would have occurred on the vote. He took issue with the Mayor's approach to his decision making vote, indicating it would have impacted his decision to recuse himself. The Mayor felt that conflict of interest questions exist independently of other factors.

Councilor Guerlain asked that one of the yea votes from the Redstone-approval motion in the previous meeting move to reopen the matter, as per Robert's Rules of Order.

Mayor Hollar, while indicating his personal preference for the DEW proposal, took a moment to defend the Carr Lot Committee's process from Councilor Guerlain's charges.

Councilor Watson refuted the suggestion that councilors could have been confused by the process, indicating that she, as a Redstone "yea" vote, was clear.

Jay Ancel, a design partner with DEW, rose to object to the committee's decision making process, asking that the City Council look at the proposals "de novo" and reopen the process.

Jay White, an architect unaffiliated with DEW or Redstone, rose to advocate that the process be reopened.

John Snell of the Carr Lot Committee rose to defend the committee's decision making process, specifically responding to Councilor Guerlain's objections.

Councilor Bate asked that the vote be reconsidered for the sake of a fair process, not in service of any specific outcome.

Councilor Guerlain renewed his objection to the committee's scoresheet/checklist construction and prioritization, and urged that Councilor Turcotte or Watson move to revisit the process.

Maxine Leary rose to indicate that she wanted clean drinking water.

The motion carried unanimously at 7:32. Councilor Bate had questions about the follow-up process moving forward.

Jay White rose to suggest that the council support the petitions to restrict access to protect Berlin Pond before ANR.

Councilor Bate moved council to support the petition submitted by Citizens to Protect Berlin Pond to limit all access to the Pond. Councilor Guerlain seconded. Councilors Turcotte and Golonka indicated they would prefer time to review the issue. Councilor Turcotte also noted that Councilor Edgerly Walsh might want to weigh in.

Councilor Guerlain withdrew his second to the motion.

The Mayor called for a minute recess at 7:38 PM. The Council returned at 7:47PM.

14-095. Public Works Director Todd Law (joined by Kurt Motyka and Zach Blodgett, also of the DPW) offered a power point presentation on the FY '15 - FY '19 Paving Plan, as well as discussion of the Capital Improvement Projects Funding Plan. Councilors had several questions about the process, particularly regarding specific street prioritization, being able to keep streets from degrading as badly as they have going into the future, and grants to support paving on Class I and Class II roads.

After the presentation, Mayor Hollar and Councilor Guerlain asked about the proposed timeframe against the context of the "steady state" road funding discussions of two years past. Councilors expressed concerns about the pace of the plan. A detailed discussion followed.

The Mayor suggested the Capital Improvement Committee look at the information more closely and return to the full Council.

→ 14-098. Mr. Law introduced the discussion regarding the reclassification of a Town Highway (City Dump Road) and answered questions. Councilor Guerlain moved that the council direct the city staff to start whatever steps are necessary to reclassify the City Dump Road and to include a name change. Councilor Bate seconded. The motion carried unanimously at 9:04.

14-099. Councilor Golonka noted the upcoming honoring of Alan Weiss at the Montpelier Rotary. He then reported on the recent meeting of the Boosters Club, and noted that the Green Mountain Film Festival banners were still up and should come down.

Councilor Bate noted that Alan Weiss was going to be honored at an upcoming Lost Nation Theater performance.

Councilor Guerlain expressed his desire to return to the discussion of removing excess utility poles. He also noted the relatively new sidewalk on East State Street had deteriorated, presumably due to heavy salt application and asked why sand couldn't be

