

Agenda

Executive Committee

Wednesday, January 2, 2019 – 5:45 p.m. Small Conference Room, CCRPC Offices 110 West Canal Street, Suite 202, Winooski, VT

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2.	Approval of D	ecembe	r 5, 2018 Executive Committee Minutes*	(Action)

3. Act 250 & Sec 248 Applications*
 a. Act 250 Hearing for Lakeview, LLC; Burlington; #4C1303-1 (Action)
 b. Final CPG Application for VESI VEC LLC; Hinesburg; #18-3088-PET (Action)

b. Final CPG Application for VESI VEC LLC; Hinesburg; #18-3088-PET (Action)
c. Act 250 Application for Costco; Colchester; #4C0288-19F (Action)

4. FY19 Mid-Year Adjustment* (Action)

5. Proposed banking change* (Discussion)

6. Legislative Breakfast debrief (Discussion)

7. Chair/Executive Director Report (Discussion)

a. Staffing update

b. ECOS Annual report update

1. Changes to the Agenda, Members' Items

8. CCRPC January 16, 2018 Agenda review (Discussion)

9. Other Business (Discussion)

10. Executive Session – none anticipated (Action)

11. Adjournment (Action)

*Attachments

NEXT MEETING - Executive Committee - Wed. February 6, 2019; 5:45 p.m.

In accordance with provisions of the Americans with Disabilities Act (ADA) of 1990, the CCRPC will ensure public meeting sites are accessible to all people. Requests for free interpretive or translation services, assistive devices, or other requested accommodations, should be made to Emma Vaughn, CCRPC Title VI Coordinator, at 802-846-4490 x *21 or evaughn@ccrpcvt.org, no later than 3 business days prior to the meeting for which services are requested.

1 CHITTENDEN COUNTY REGIONAL PLANNING COMMISSION 2 **EXECUTIVE COMMITTEE MEETING** 3 **MINUTES** 4 5 DATE: Wednesday, December 5, 2018 6 TIME: 5:45 p.m. 7 PLACE: CCRPC Offices; 110 W. Canal Street, Suite 202; Winooski, VT -05404 8 PRESENT: Mike O'Brien, Vice-Chair Chris Roy, Chair 9 Catherine McMains, At-Large Barbara Elliott, At-Large via phone 10 John Zicconi, Secretary-Treasurer (5:55) 11 Staff: Charlie Baker, Executive Director Regina Mahony, Planning Program Mgr. Eleni Churchill, Trans. Program Mgr. 12 Forest Cohen, Sr. Business Manager 13 Bernadette Ferenc, Trans. Business Mgr. 14 15 The meeting was called to order at 5:45 p.m. by the chair, Chris Roy. Barbara Elliot joined the meeting 16 by telephone. 17 18 1. Changes to the Agenda; Members' items: Charlie noted an additional proposed change to the 19 Personnel Policy under Item 5. 20 21 2. Approval of November 7, 2018 Executive Committee Minutes. BARBARA ELLIOTT MADE A MOTION, 22 SECONDED BY CATHERINE McMAINS, TO APPROVE THE MINUTES WITH CHANGES, IF ANY. MOTION 23 CARRIED UNANIMOUSLY TO APPROVE THE MINUTES AS WRITTEN. 24 25

3. Act 250 & Section 248 Applications.

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- a. Underhill Green Lantern Group Solar, preferred site request. This is a request to designate a site on Beartown Road in Underhill as a "preferred site" to enable them to develop a 150kW solar array on a parcel owned by the Town of Underhill and is certified as a categorical disposal facility. CCRPC will review the final site plan when it is available to ensure that it continues to avoid known constraints and minimize impacts to possible constraints. CCRPC supports the identification of this site as a preferred site for net metering. BARBARA ELLIOTT MADE A MOTION, SECONDED BY MIKE O'BRIEN, TO APPROVE THE LETTER TO THE VERMONT PUBLIC UTILITY COMMISSION. MOTION CARRIED UNANIMOUSLY.
- b. Bullrock Solar, 150kW solar array at 650 Spear Street, So. Burlington, #18-325-AN. This is the 45-day notice of a Section 248 petition to be filed with Vermont PUC for a 150kW solar project at 650 Spear Street in South Burlington. Regina asked members to hold action on this project until we hear from South Burlington about how they feel about it. There is a question about the city requiring vegetation underneath. Emily informed the City that there is a concrete pad underneath that had been a composting area. We can hold action until the end of December as we're still waiting for South Burlington on this. Mike O'Brien wondered if we need to wait since we don't normally comment on those more detailed types of issues. Do we care about the concrete pad? He suggested that we address language on South Burlington's requirement. Regina said we can certainly make it clear that the City is looking at it because there is a concrete pad in place, so no vegetation can grow; and that we reserve the right to address this. John Zicconi said since we don't normally deal with ag or wetlands, why don't we just say ANR will deal with it. Brief discussion. It was agreed to add a sentence noting that South Burlington may have comments about the concrete pad. We reserve the right to provide further comments after the City has commented. Chris Roy noted it's just a way to flag things. This is a

- pre-filing letter anyway so they can address a solution in the application. MIKE O'BRIEN MADE A MOTION, SECONDED BY CATHERINE McMAINS, TO APPROVE THE LETTER TO WILSCHEK IARRAPINO LAW OFFICE AS REVISED. MOTION CARRIED UNANIMOUSLY.
- c. <u>Bullrock Solar, 80kW Solar at 705 Spear Street, South Burlington #18-3927-AN</u>. Regina noted that this is the 45-day notice of a Section 248 petition to be filed with the Vermont PUC for an 80kW solar project at 705 Spear Street in South Burlington. The So. Burlington Planning Commission is ok with this one. They do not object to the location, but may provide comments on the design to put pollinating plants under the solar panels. There are some ag soils here and the state will address that. We are not requesting further information or action related to ag soils or wetlands. JOHN ZICCONI MADE A MOTION, SECONDED BY MIKE O'BRIEN, TO APPROVE THE LETTER TO WILSCHEK IARRAPION LAW OFFICES. MOTION CARRIED UNANIMOUSLY.

4. Vermont Climate Pledge. Charlie noted that the Energy Sub-committee reviewed this in the spring and recommends CCRPC joining as an organizational entity rather than on behalf of all of our member municipalities. Members reviewed what we're already doing and potential action for consideration. Charlie said to become a member of the coalition, CCRPC needs to make a motion to join to be noted in the official minutes of the board, register an account on the Community Energy Dashboard, and fill out a form indicating name, address, number of employees, and identify actions to complete or have completed. It was noted that this pledge is consistent with actions we already are taking or will take in our office space as an employer.

BARBARA ELLIOT MADE A MOTION, SECONDED BY CATHERINE MCMAINS, THAT SINCE THE CLIMATE PLEDGE RECOMMENDED BY THE ENERGY SUBCOMMITTEE IS JUST REFLECTING OPERATIONAL/EMPLOYER ACTIONS AND DOES NOT INVOLVE ANY POLICY POSITION, CCRPC JOIN THE VERMONT CLIMATE PLEDGE COALITION TO DEMONSTRATE ITS COMMITMENT TO THE PARIS CLIMATE AGREEMENT AND VERMONT'S GOAL OF 90% RENEWABLE ENERGY BY 2050 THROUGH ACTIONS UNDERTAKEN BY CCRPC AS AN ORGANIZATIONAL ENTITY TO REDUCE ENERGY AND GREENHOUSE GAS EMISSIONS AND NOTE THAT THE EXECUTIVE COMMITTEE HAS THE AUTHORITY TO APPROVE THIS ON BEHALF OF THE BOARD AS IT ONLY PERTAINS TO CCRPC'S INTERNAL OPERATING PROCEDURES. MOTION CARRIED UNANIMOUSLY.

5. Personnel Policy Updates.

- a. Health Savings Account Contribution Change. Charlie noted that we had been grandfathered into an MVP high-deductible health insurance plan and now they have discontinued that plan. We shopped around and found a similar plan that has a slightly higher deductible, so we are proposing to add \$200 for individual plans and \$400 for two-person or family plans to the health savings account (HSA) benefit. The total annual expense would increase by about \$4,200 and this is under our budget. JOHN ZICCONI MADE A MOTION, SECONDED BY MIKE O'BRIEN, TO APPROVE THE INCREASE IN HSA CONTRIBUTION. MOTION CARRIED UNANIMOUSLY.
- b. PTO Carry Over and Family Leave Policy Updates. Charlie noted that CCRPC currently has a policy that allows staff who have been with us for 10 years or less to carry over 15 days of accrued paid time off (PTO) into the next calendar year. Employees with 11 years or more of service may carry over 20 days of accrued PTO. The reason is designed to reduce liability as well as to incentivize staff to take regular vacation. We recently received a request from an employee to take family leave for 8 weeks next summer. The first part of the proposed change is to provide the Executive Director discretion to allow an extra week off for planned family leave. With that change it made us look at the Family Leave Policy as well. Our policy had read not to exceed 6 weeks. We contacted VLCT. This restriction is not consistent with Vermont law.

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We are proposing to eliminate that phrase from the policy so that employees may use earned PTO. JOHN ZICCONI MADE A MOTION, SECONDED BY CATHERINE MCMAINS, TO APPROVE THE PTO CARRY OVER AND FAMILY LEAVE POLICY UPDATES. MOTION CARRIED UNANIMOUSLY.

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6. Legislative Breakfast presentation review. Members reviewed the powerpoint slides and made suggestions for changes. Barbara Elliott suggested that we add an explanation of what acronyms mean. Discussion continued. Charlie reviewed the investment in RPCs ACCD funding which has not changed in 5 years. Charlie asked members to let him know of any other ideas they have, prior to the breakfast. (Forest left the meeting.)

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7. Chair/Executive Director Report.

a. Business Office Associate Update. We have held second interviews with three candidates and have narrowed it down to one, so we should have someone on board by the next meeting.

b. Staff change. Charlie noted that Lee Krohn has accepted a job offer to become Shelburne's Town Manager. We're working with staff to shift some responsibilities. Marshall has been doing LEPC for six months and doesn't want to continue, but Christine is interested.

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8. Other Business. It was noted that Barbara will not be available to attend the January 2nd Executive Committee meeting and wondered if we could change the date. All other members are available on January 2nd, so the meeting will not change.

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9. Executive Session. There was none needed.

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10. Adjournment. MIKE O'BRIEN MADE A MOTION, SECONDED BY JOHN ZICCONI, TO ADJOURN THE MEETING AT 6:40 P.M. MOTION CARRIED UNANIMOUSLY.

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27 Respectfully submitted,

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29 Bernadette Ferenc

110 West Canal Street, Suite 202 Winooski, Vermont 05404-2109 802-846-4490

January 9, 2019

Stephanie H. Monaghan Act 250 Coordinator 111 West Street Essex Junction, VT 05452

RE: Lakeview LLC; Burlington; Application #4C1303-1 DRAFT

Dear Ms. Monaghan:

The Chittenden County Regional Planning Commission's Staff and Executive Committee have reviewed this Act 250 application for a project described as the addition of balconies on the southwestern façade of previously-approved residential building. The Project also includes the substitution of corrugated metal for permitted cedar shingle cladding on stair towers of the northwestern facade. The Project is located at 85 North Avenue in Burlington, Vermont. We understand that the District Commission intends to narrow the scope of this hearing to Criterion 8, specifically aesthetics, lights and noise. The changes to cladding and the addition of balconies was approved by the City of Burlington on August 27, 2018. We offer the following comments:

This project received an Act 250 permit on November 14, 2017. CCRPC did not comment on the project at that time, as there was no hearing. The project is located in the 2018 Chittenden County ECOS Plan's Metro Planning Area. The ECOS Plan defines Metro Planning Areas as "areas where local zoning authorizes places to accommodate jobs and housing in a compact development pattern that supports transit service and encourages pedestrian activity...within the sewer service area." This project is in conformance with the ECOS Plan, and conformance is not affected by the proposed aesthetic changes.

We have no comments on impacts to traffic at this time.

Due to the detailed level of development review in most Chittenden County municipalities and the environmental permit reviews at the Department of Environmental Conservation, CCRPC will give specific attention in its Act 250 reviews to the type of use and the Planning Areas section of the 2018 Chittenden County ECOS Plan. While there are many other topics covered in the 2018 Chittenden County ECOS Plan, there has been significant analysis at the Regional level regarding transportation impacts. The CCRPC will also focus its attention on transportation, where appropriate, in accordance with the Metropolitan Transportation Plan, which is within the 2018 Chittenden County ECOS Plan.

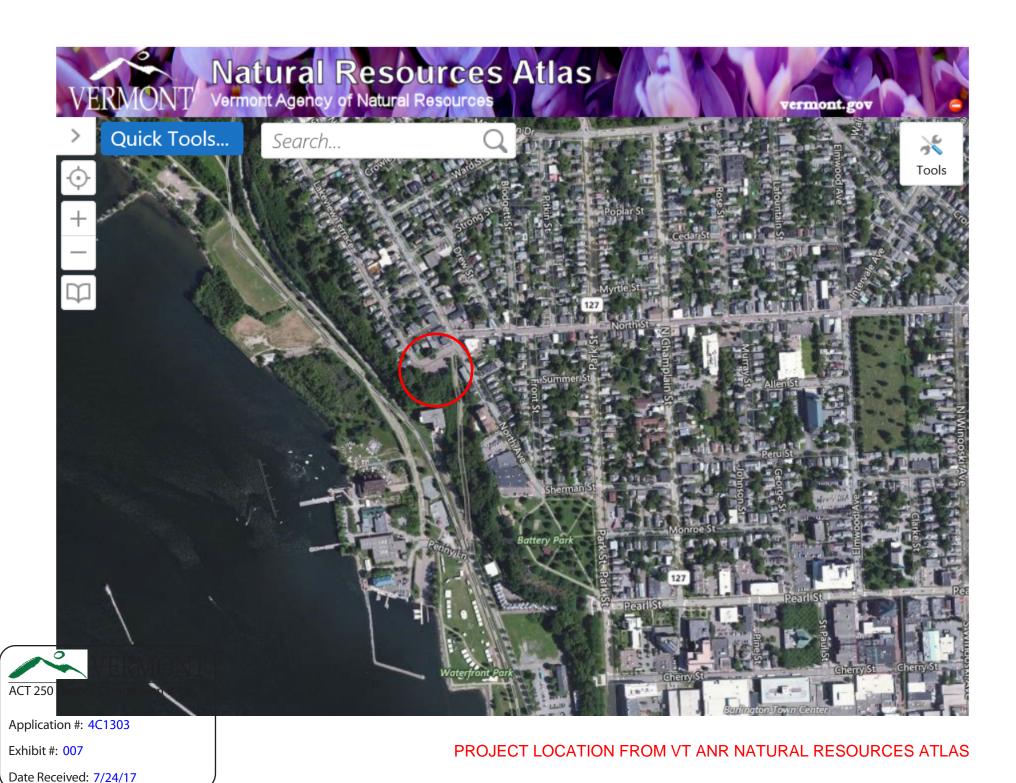
These comments are based on information currently available; we may have additional comments as the process continues. Please feel free to contact me should you have any questions.

Sincerely,

Charlie Baker Executive Director

Cc: CCRPC Board

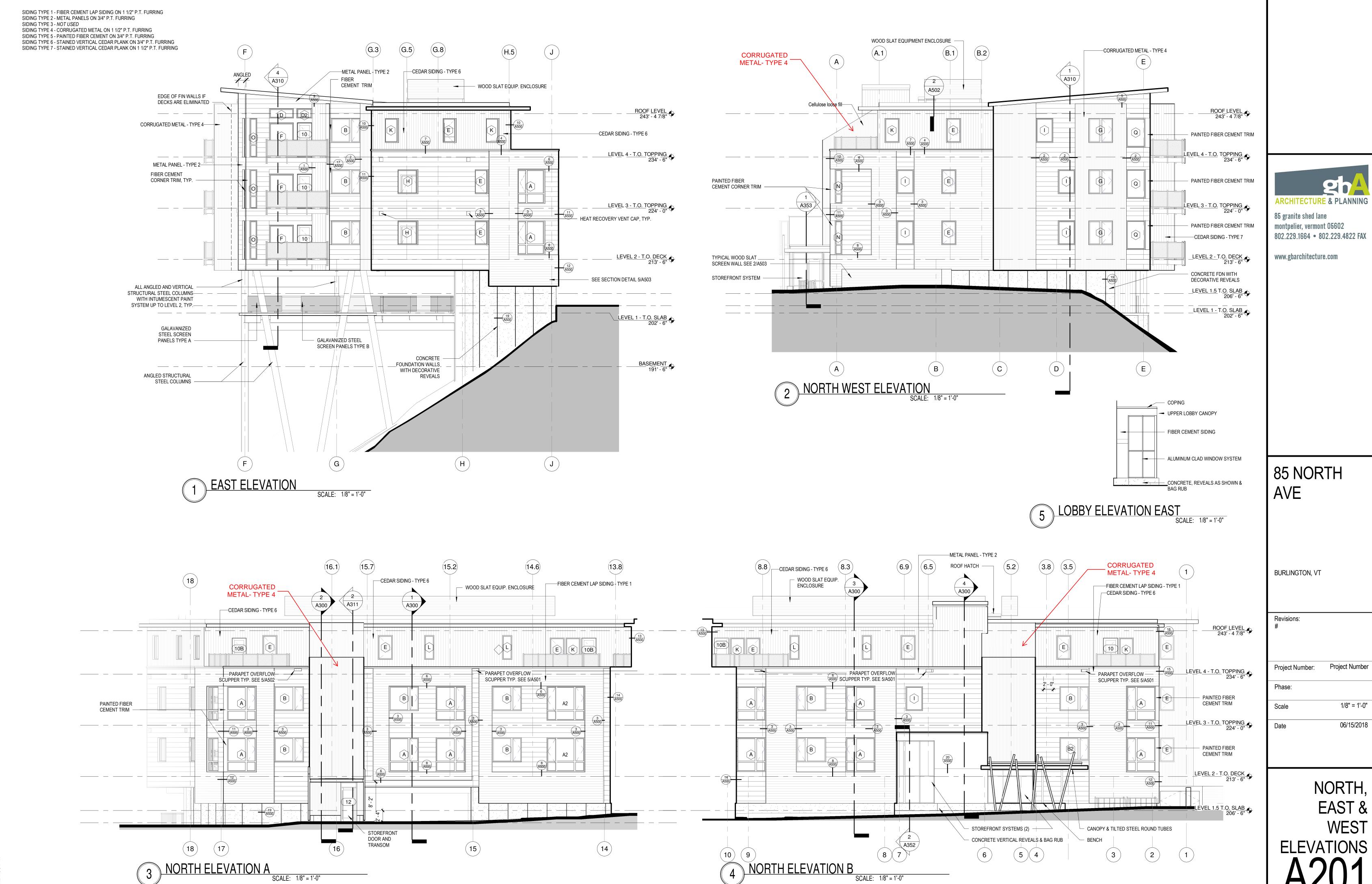






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7/15/2018 4:21:00 PM

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110 West Canal Street, Suite 202 Winooski, VT 05404-2109 802-846-4490 www.ccrpcvt.org

January 2, 2018

Joshua D. Leckey Downs Rachlin Martin PLLS 199 Main Street, PO Box 190 Burlington, VT 05401

RE: Petition for a Certificate of Public Good for VESIVEC, LLC for a 1.8MW Battery Storage Project on Pond Brook Road in Hinesburg, VT (Case #18-3088-PET, previously #18-2743-AN) **DRAFT**

Dear Mr. Leckey:

Chittenden County Regional Planning Commission has received the Petition for a Certificate of Public Good filed with the Vermont Public Utility Commission for a 1.8MW battery storage project on Pond Brook Road in Hinesburg, VT. The project is adjacent to an existing Vermont Electric Cooperative substation. We have reviewed this project in light of CCRPC's 2018 Chittenden County ECOS Plan, which gained a Determination of Energy Compliance from the Vermont Department of Public Service on August 9, 2018.

The project is located within the Rural Planning Area as defined in 2018 ECOS Plan. The plan states that "the Rural Planning Area...provides for low density commercial, industrial, and residential development...that is compatible with working lands and natural areas." The Plan is not intended to prescribe uses and we find that this project, which is efficiently located next to existing transmission infrastructure on a developed parcel, is not inconsistent with this planning area. Therefore, we find this project to be generally in conformance with the Planning Areas of the 2018 Chittenden County Regional Plan.

ECOS Energy Goal

CCRPC finds that this project meets the intent of the Energy Goal (Goal #17) of the 2018 ECOS Plan: "Move Chittenden County's energy system toward a cleaner, more efficient and renewable system that benefits health, economic development, and the local/global climate by working towards the State's Comprehensive Energy Plan goals."

Strategy 2, Action 4b of the ECOS Plan states "CCRPC supports the generation of new renewable energy in the County to meet the Vermont Comprehensive Energy Plan's goals of using 90% renewable energy by 2050, in a manner that is cost effective and respects the natural environment." Development of this battery storage project will increase the resilience and capacity of existing grid infrastructure.

Constraints

The 2018 ECOS Plan states that development should be located to avoid state and local known constraints that have been field verified, and to minimize impacts to state and local possible constraints that have been field verified (Strategy 3, Action 1.f and Strategy 4, Action 1.f and Action 2.e).

Based on the site plan included in the advance notice, CCRPC has reviewed the constraints that exist on the site of the proposed project. During our review of the advance notice for this project, CCRPC noted that this project had the potential to impact deer wintering areas and slopes between 15-25%. **The additional information provided with CPG application indicates that this project avoids impacts to**

known constraints and mitigates impacts to possible constraints.

- <u>Deer Wintering Areas</u>: Based on the prefiled testimony and natural resources assessment submitted by VHB's Senior Ecologist, Adam Crary, the project avoids impacts to deer wintering areas, a state possible constraint.
- <u>Slopes between 15-25%</u>: While this project does affect slopes over 15%, the developer has proposed mitigation measures that include limited tree clearing and riprap for slope stabilization. CCRPC understands that the Hinesburg Planning Commission has no further concerns about the effect on steep slopes.

These comments are based on information currently available; we may have additional comments as the process continues. We understand that the project may change between the advance notice and the final application. CCRPC will review the project location again after the final application is submitted to confirm our initial findings above.

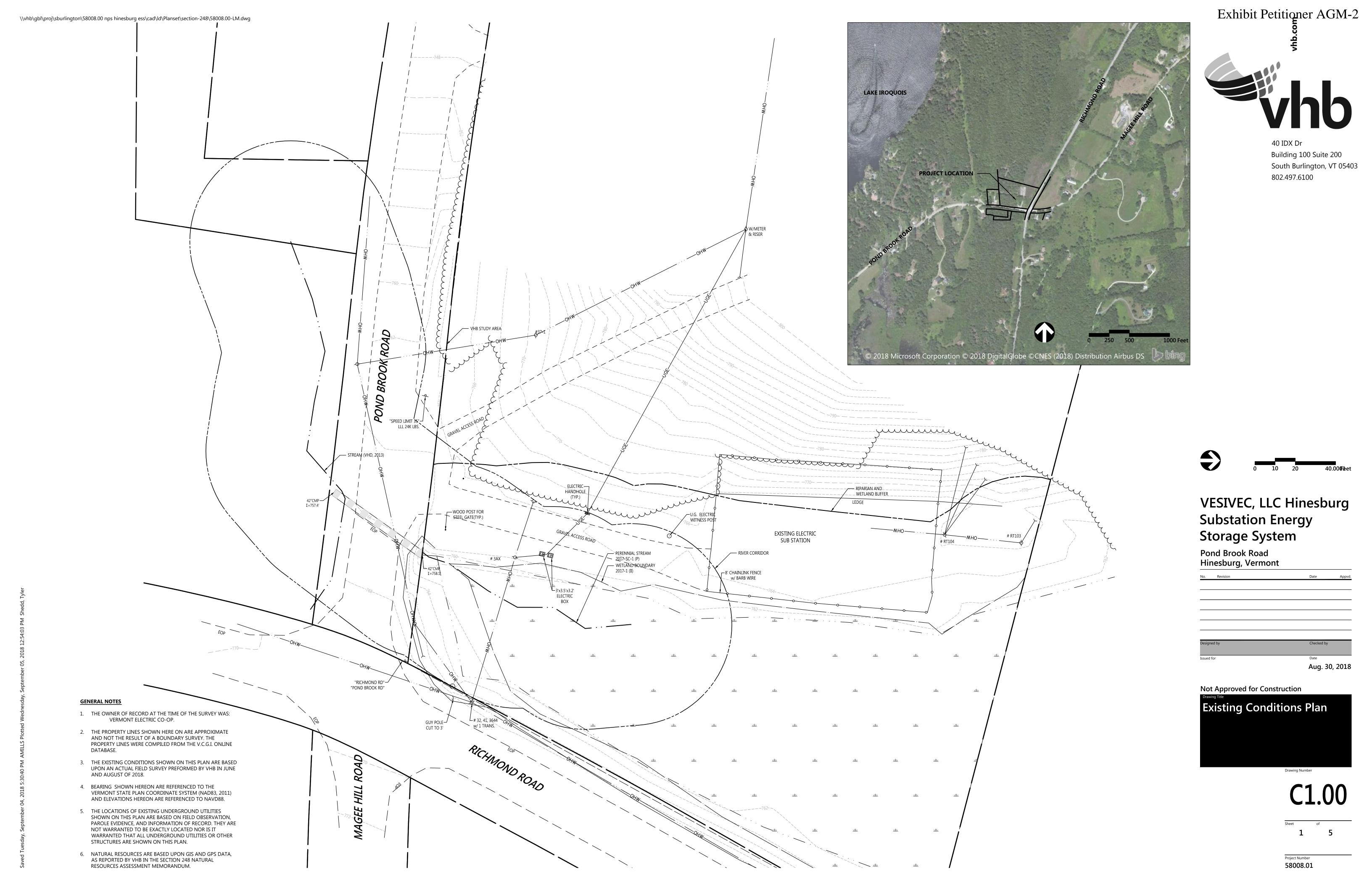
Please feel free to contact me with any questions.

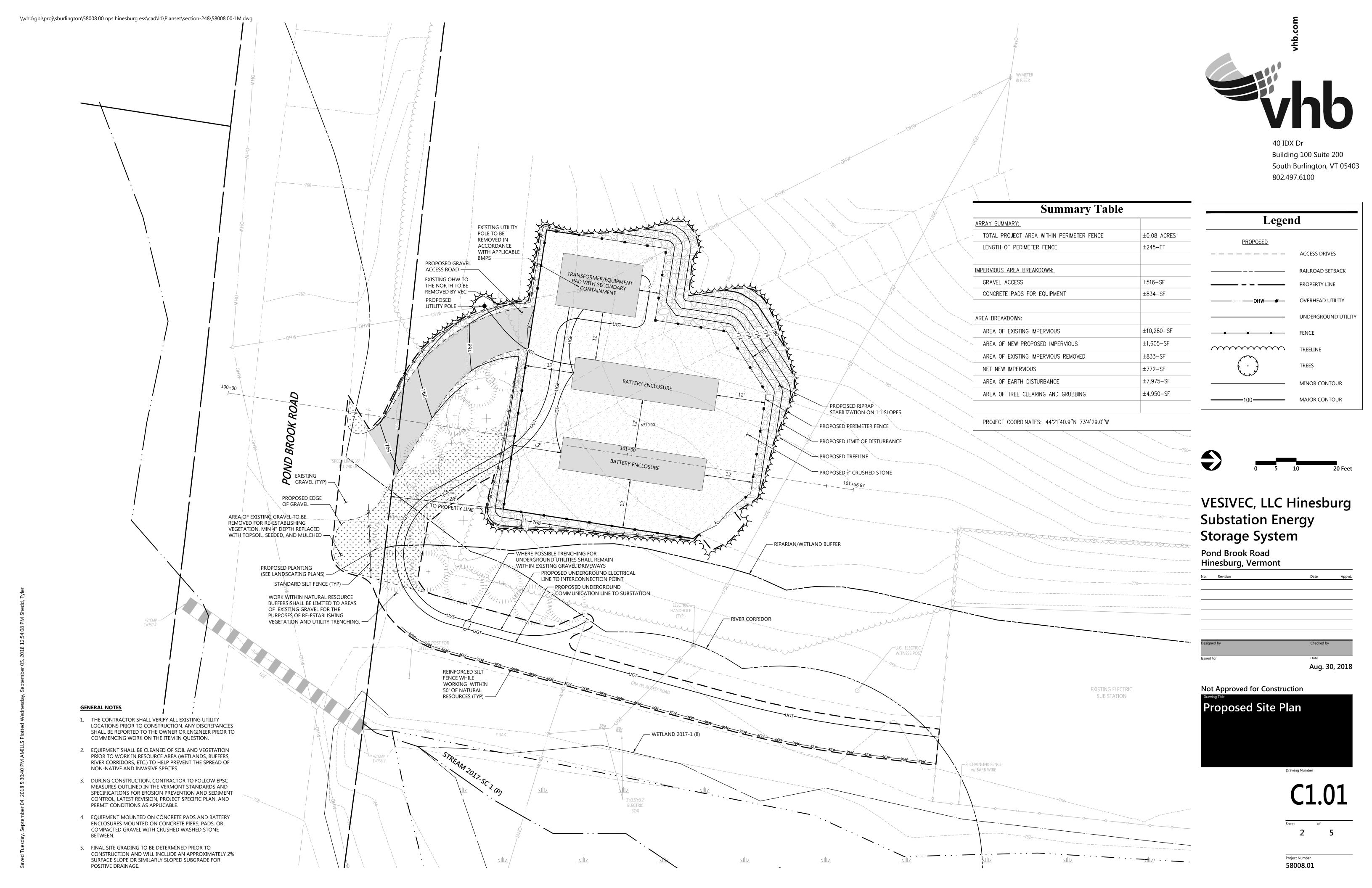
Sincerely,

Charlie Baker
Executive Director

cc: CCRPC Board

Alex Weinhagen, Director of Planning & Zoning, Town of Hinesburg





110 West Canal Street, Suite 202 Winooski, VT 05404-2109

802-846-4490

January 3, 2019

Rachel Lomonaco Act 250 Coordinator 111 West Street Essex Junction, VT 05452

RE: Costco; Colchester; Application #4C0288-19F

Dear Ms. Lomonaco:

The Chittenden County Regional Planning Commission's Staff and Executive Committee have reviewed this Act 250 application for a project described as an amendment to condition #29 of the Land Use Permit in order to operate the Costco gas fueling pumps during off-peak traffic hours. The project is located on 218 Lower Mountain View Drive in Colchester, Vermont. The gas pumps are already constructed and have received approvals from the Town in the past. We offer the following comments:

The project is located within the Metro Planning Area as defined in the Chittenden County Regional Plan, entitled the 2018 Chittenden County ECOS Plan. We find this project to be consistent with the Planning Areas for the following reasons:

- 1. The Metro Planning Area is identified in the Plan as an area planned for growth, and therefore this project helps implement Strategy #2 of the Plan which calls for 80% of new development in the areas planned for growth.
- 2. The project location is served by municipal water and sewer service, and is accessible via GMT transit routes.
- 3. The density and uses are consistent with the local regulations, as demonstrated by the local permit.

Therefore, we continue to find this project to be in conformance with the Planning Areas of the 2018 Chittenden County Regional Plan.

Condition #29 of the Land Use Permit includes the traffic mitigation measures. This application is requesting an amendment to that condition to allow the gas fuel pumps to open during off-peak traffic hours (M-F 6AM-2PM, 6PM-10PM; Sa 6AM-11AM, 2PM-10PM; Su 6AM-10AM, 2PM-10PM) prior to the construction of the Double Crossover Diamond Improvement project. (Placeholder for transportation comments.

Due to the detailed level of development review in most Chittenden County municipalities and the environmental permit reviews at the Department of Environmental Conservation, CCRPC will give specific attention in its Act 250 reviews to the type of use and the Planning Areas section of the 2018 Chittenden County ECOS Plan. While there are many other topics covered in the 2018 Chittenden County ECOS Plan, there has been significant analysis at the Regional level regarding transportation impacts. The CCRPC will also focus its attention on transportation, where appropriate, in accordance with the Metropolitan Transportation Plan, which is within the 2018 Chittenden County ECOS Plan.

These comments are based on information currently available; we may have additional comments as the process continues. Please feel free to contact me should you have any questions.

Sincerely,

Charlie Baker Executive Director

Cc: CCRPC Board

Certificate of Service





Our motto: "We don't say 'no', we say when"

Our Mission Statement:

Opportunities Credit Union provides innovative and affordable loan and deposit programs for credit building and repair, business and home ownership, consumer needs, modified vehicles, adaptive equipment and energy improvements along with financial education and counseling solutions that have been tailored for our target market. We offer solutions & provide an "Asset Path" to financial security. Given our mission and target market, Opportunities Credit Union faces unique opportunities and challenges specific to credit unions who service the financial needs of people of modest income and assets. These realities are factored into the design of our products, services and delivery systems.

OCU brings unique assets to any community development partnership. We coordinate with a wide range of public/ private entities to gain access to different segments of our target market & leverage our joint resources. Our collaborations and support includes hundreds of partners, social and community investors, foundations and friends who choose to share their resources and place their money with us in order to allow us to continue to improve the lives of their families, co-workers, friends and communities.

People's United Bank (PUB) Based on		Balance Range	<i>Rate</i> ** Earnings	Potential Annual Interest	Potential Monthly Interest	Potential Monthly Fees \$117.27
8/2018	Money Market		Credit Offset	\$.00	\$.00	·
statement	or Checking		of Fees	-	-	
Opportunities Credit Union (OCU)	Savings Account Checking	\$125,000	0.10%	\$125	\$10	
	Account Money Market	\$100,000	0.10%	\$100	\$8	
	1 st Tier	\$10,000	0.10%	\$10	\$1	
	2 nd Tier	\$90,000	0.40%	\$360	\$30	
	3 rd Tier	\$50,000	0.75%	\$375	\$31	
	Total CCRPC gross	s earnings:	_	\$970	\$81	\$38 *
	Total CCRPC net	earnings:		\$514	\$43	

Opportunities has the option for depositors with high balances who require either NCUA insurance or collateralization. We insure the first \$250,000 through the NCUSIF and for balances over that business; depositors may take advantage of the following product that is a variable rate Letter of Credit:

The variable rate Letter of Credit (LOC) can be set up for a maturity of <2 years and is then renewed prior to each 2 year period at the then current rates and terms. Terms of over 2 years generally carry a much higher cost that increases to .50% of the amount collateralized versus .15% of the amount collateralized for terms under 2 years. For this reason, Opportunities starts with a term of just under 2 years. (Note that this reflects current pricing with the Federal Home Loan Bank of Boston that we pass through to the member and is subject to change by them.)

There is a \$250 fee to set up the Letter of Credit for the initial term and \$500 fee if the amount is modified at any point during the 2-year term. The formula used to calculate the cost of the LOC is a variable balance method that takes the total deposit with Opportunities, less the \$250,000 insured with the NCUSIF, and then looks at the at the most recent 3-month average balance in the business deposit accounts multiplied by 15%, which is charged quarterly to the business depositor's account. **Opportunities Credit Union will pay the fee.**

As an example if you have \$800,000 in total deposits at Opportunities less \$250,000 that is insured, there would be \$550,000 backed by the LOC and this balance is multiplied by .15%. So for the first quarter it would be \$456.25 (\$250 set up plus \$206.25) and then \$206.25 quarterly after that. If the balance were lower, then this amount would be lower. However, if the amount increases over the \$550,000 then, it would not be backed by collateral or we would have to request a modification to increase the collateralized limit that would incur the \$500 fee.

^{*}Monthly OCU fee based on Monthly Service Charge \$35.00 & Paper Statement fee \$3.00.

^{**} Based on current estimated balances. Income will fluctuate based on the balances and interest rate. Rates are subject to change.

REGULAR MEETING AGENDA

Wednesday, January 16, 2019 - <u>6:00 p.m.</u> CCRPC Offices; 110 W. Canal Street, Suite 202 Winooski, VT 05404



CONSENT AGENDA –

DRAFT

C.1 TIP Amendments

DELIBERATIVE AGENDA

- 1. Call to Order; Changes to the Agenda
- 2. Public Comment Period on Items NOT on the Agenda
- 3. Action on Consent Agenda (MPO Business) (Action; 1 minute)
- 4. Approve Minutes of November 28, 2018 Meeting* (Action; 1 minute)
- 5. FY19 UPWP Mid-year Adjustment* (Action; 20 minutes)
- 6. Richmond Town Plan* (Discussion; 20 minutes)
- 7. (Discussion; 40 minutes)
- 8. Chair/Executive Director Report

(Discussion; 5 minutes)

- a. Business Office Associate Welcome
- b. ECOS Annual Report
- 9. Committee/Liaison Activities & Reports *

(Information, 2 minutes)

- a. Executive Committee (draft minutes November 7, 2018)*
 - i. Act 250 Sec 248 letters*
- b. Transportation Advisory Committee (draft minutes, November 6, 2018)*
- c. Planning Advisory Committee (draft minutes, November 7, 2018)*
- 10. Members' Items, Other Business

(Information, 5 minutes)

11. Adjourn

The October 17th Chittenden County RPC streams LIVE on YouTube at https://www.youtube.com/Channel17TownMeetingTV. The meeting will air on _______, 2018 at 1 p.m. and is available on the web at https://www.cctv.org/watch-tv/series/chittenden-county-regional-planning-commission.

<u>Upcoming Meetings</u> - Unless otherwise noted, all meetings are held at our offices:

- Transportation Advisory Committee Tuesday, December 4, 2018; 9:00 a.m.
- Clean Water Advisory Committee Tuesday, December 4, 2018; 11:00 a.m.
- CWAC MS4 Subcommittee Tuesday, December 4, 2018; 12:15 a.m.
- Planning Advisory Committee Wednesday, December 12, 2018; 2:30 p.m.
- Executive Committee December 5, 2018; 5:45 p.m.
- Legislative Breakfast, Tuesday, December 11, 2018, 7:30-9:00 a.m. Trader Duke's Hotel
- CCRPC Board Meeting Wednesday, November 28, 2018; 6:00 p.m.

Tentative future Board agenda items:

February 20, 2018	Act 250 Commission Legislative Recommendation
March	GMT – proposed transit system changes and E&D?
April	
May	FY20 UPWP and Budget
June	Annual Meeting

Potential Guest Speakers:

Airport, Air Guard, VTrans – Rail, UVM-MC Population Health