

Randolph Selectboard Meeting of July 14, 2016
Town Hall Conference Room B, 7 Summer Street

Selectboard members: Trini Brassard, Ross Evans, Michael Hildenbrand, Marjorie Ryerson, Jerry Ward (arrived at 6:03 p.m.)

Municipal Staff: Melvin E. Adams (Town Manager), Cindy Spaulding (Recorder) and Bill Morgan (Facilities Manager), Kate Sigurdson (Recreation)

Public Attendees: Michael Welch (Department of Liquor Control), Zac Freeman (RASTA), John Mazzucco, Julie Tabor, David Tabor, Jr., Danielle Chanlala, Johnathan Willson, Shannon Freeman and Asher Freeman (RASTA), Patrick French, Jason Gibbs and Hiram Salls. Observance: Representative from RACDC (no name written on sign in sheet) and Erica Young (Randolph Conservation Commission).

Media: David Crosby (*Herald of Randolph*) and M. Swensen (ORCA)

1. Call to order

Mrs. Brassard called the meeting to order at 5:30 p.m.

2. Public Comment

Kate Sigurdson introduced Chelsea Kruza, who is working as an intern for the Recreation Department.

3. Public Input on Stage Road Site visit

Site visit was cancelled due to lack of quorum of the Board. Will be rescheduled later in the meeting.

4. Approve Agenda

On motion by Ms. Ryerson, seconded by Mr. Evans, the Board voted to approve the agenda as printed. Vote 4-0-0.

5. Consent Agenda

On motion by Mr. Evans, seconded by Ms. Ryerson, the Board voted to approve the consent agenda as presented. Vote: 4-0-0.

- a. Meeting Minutes of May 8, June 9, June 20, June 30
- b. Quit Claim Deed for 104 Jackson Road, Randolph—from Pam Stafford
- c. Quit claim deed for school leased land, part of Otis Tilton Estate—Stephen Webster
- d. Sale of Burial plots to: Theron J. & Betty Maloney and Albert & Rebecka Wood
- e. Warrants

6. New Business

- a. Department of Liquor Control Presentation to Selectboard

Mrs. Brassard explained that DLC Officer Welch was at the meeting to explain the Selectboard's role in regard to liquor licenses and to provide guidance for outside consumption and festival permits. DLC Officer Welch gave an overview with highlights as follows:

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Outside Consumption Permits is an agreement between the town and a business to use a public space such as a sidewalk where the permittee would be allowed to serve alcohol. The agreement requires a clearly defined area between the alcohol serving area and the public sidewalk. The public sidewalk area must still be in compliance with all ADA regulations. It would be helpful to DLC if, when permits are submitted to the Agency, a clearly defined diagram is provided by the permittee with dimensions of the outside consumption serving area. Then, if a problem or question arises, DLC can go back to the permit/licensee and the town.

Festival Permits are an agreement between the town and the permittee to conduct an alcohol type event on public property. The town can set its own requirements for the permittee as long as it follows Vermont State laws, or the town's requirements can be more restrictive than State law. Such requirements can require a certificate of insurance. DLC Officer Welch explained the requirements of a festival permit:

- Barrier fencing (depending up on the number of attendees; it could be a double barrier)
- How patrons will obtain tickets to the events
- Preliminary meetings to ensure compliance with requirements.

License to serve liabilities – explanation of the DRAM law. Businesses, servers and owners could be liable if a patron has an accident that is found to involve alcohol. Discussion ensued regarding whether the town could potentially be liable if it were on public roadways.

b. Main Street Dam Removal Update

Mr. Russ provided an overview of the Main Street Dam removal. The plans have been adjusted by placing a four-step system in the Third Branch of the White River to ease the flow of the river due to a sewer syphon 400 feet up river from the dam. This will ease the flow until the town can bore and place the sewer line under the river

The project is in the permit stage. A notice about the project will be in the Herald next week.

c. Emerald Ash Borer Management Plan, presented by Conservation Commission

Mrs. Young from the Conservation Commission provided an overview of the Conservation Commission's activities in preparing the Emerald Ash Borer Management Plan. Discussion ensued concerning the EAB and the plan's options. The Board will review the plan and take action for adoption at its August meeting.

d. Presentation by RACDC and Others for the Downtown Festival on October 8

RACDC's representative explained RACDC is working on a downtown event for merchant-related activities that would be held on October 8, the same day as other smaller events. It is potential that these small events may become one in the future.

- Braintree 5K Event & Vermont Foliage 15K

Mr. Freeman with RASTA briefing on the bike and running race scheduled for October 8. He and Matt Murawski have each submitted assembly permits for the events. It is anticipated that since 2016 is the first year of the festival, both events

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will bring in 100 to 150 participants each. The events would take place around 12:00 p.m. and end at 5:00 p.m. with free food. Freeman and Murawski are working with the coordinator of the BrewFest. The staging for these two events will be in the Town Hall Municipal parking lot.

Discussion ensued concerning closing the municipal parking lot on Saturday, October 8 all day, and post-event clean up.

- Central VT Brew Fest – Festival Permit

Mr. Niles submitted a Festival Permit for a BrewFest on October 8. He provided an overview of the festival and a request to use the Town Hall Municipal Parking lot. He said that having the BrewFest in this location and in conjunction with the other events on the same date would bring more business to the downtown. The event would include up to 30 brewers and 15 food vendors. It is anticipated that the festival could bring between 200 to 300 attendees; some attendees may be from the bike and running events.

Discussion ensued concerning:

- closure of the Municipal lot for the entire weekend, as requested by Niles.
- potential conflicts with other events.
- type of structures for the brew fest (individual tents or one large tent)
- security at the Brew Fest.
- requirement for all vendors to obtain a vendor's permit for the sale of goods
- requirement for all vendors to provide a certificate of insurance naming the town as additional insured.
- BrewFest Coordinator is to submit an Assembly Permit (local) separate from the Festival Permit and is required to also submit a certificate of insurance that names the town as an additional insurer.
- BrewFest Coordinator is to contact the post office and church prior to the event.
due to the quantity of attendees, the BrewFest Coordinator may need additional permits from the State of Vermont. Coordinator will need to contact the State to see if this will be required.
- BrewFest Coordinator was asked to determine where electricity from the event would be obtained.
- Post-event clean-up discussed.

No action was taken on the Festival Permit. Potential action and further discussion will take place at the August meeting.

- e. Grant Agreement with Gov Highway Safety on Smart Carts

Document was not available for action.

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- f. Grant Agreement with AOT for Structures Grant of Beanville Road Culvert 5 replacement

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board approved to accept AOT Structures grant agreement BC1806 between the State of Vermont Agency of Transportation and Town of Randolph to replace the Beanville Road Culvert 5 in the amount of \$157,506.00 and appointed Melvin Adams as authorized signatory. Vote 5-0-0.

- g. Amendments to Water/Sewer Ordinance

The Board reviewed the proposed amendments to the Water and Sewer Ordinances.

On motion by Dr. Ward, seconded by Mr. Evans, the Board adopted the Water and Sewer Ordinance amendments as presented. Vote 5-0-0.

- h. Recreation Facilities Use Form

On motion by Mr. Evans, seconded by Dr. Ward, the Board approved the Recreation Facilities Usage Form as presented. Vote 5-0-0.

- i. Award Contract for Summer Street, et al. Project

On motion by Ms. Ryerson, seconded by Mr. Evans, the Board voted to award the Summer, Salisbury, Fairview, and Fales Streets Rehabilitation Project to Darcy E. Percy, Inc. in the amount of \$742,585.00 and to appoint Melvin Adams as authorized signatory. Vote 5-0-0.

- j. Support Letter for Vermont Community Foundation (ratify)

On motion by Mr. Evans, seconded by Dr. Ward, the Board voted to ratify its letter of support to the Vermont Community Foundation. Vote 5-0-0.

- k. Participate in VT Superior Court Environmental Div Appeal of DRB Decision – VT Ag Lab

On motion by Mr. Hildenbrand, seconded by Ms. Ryerson, the Board appointed Mardee Sanchez to serve as the town's representative to monitor the Vermont Superior Court, Environmental Division Appeal of the DRB's Decision on the application of the State of Vermont for the state lab. Vote 5-0-0.

- l. Signage at Randolph Avenue/Hull Street

Mr. Adams reported that the town has received numerous complaints regarding the speeding on Randolph Avenue and Hull Street. After consulting with the Police and Highway Departments, it is recommended that the town place three stop signs at that location. The signs will be placed on Randolph Avenue, Hull Street and the driveway from the Montague Golf Course. Discussion ensued concerning the fact that placing the signs at that location would not be enforceable until the traffic ordinance is updated. There are other potential other areas of town that need this type of signage (example, Fish Hill, Farrington and Lefebvre Roads.

On motion by Dr. Ward, seconded by Mr. Evans, the Board granted permission to place three stop signs at intersection of Randolph Avenue, Hull Street and the private driveway of Montague Golf Course. Vote 5-0-0.

- m. Appoint Authorized Representatives to Bond Bank

On motion by Dr. Ward, seconded by Ms. Ryerson, the Board appointed Joyce Mazzucco, Town Treasurer and E. Ann LaPerle, Assistant Town Treasurer as authorized representatives to act on behalf of the Town in matters relating to its loan from the Vermont Municipal Bank's 2016 Series 1 Bonds and appointed Trini Brassard, Selectboard Chair as authorized signatory. Vote 5-0-0.

- n. Light Pole Banner Request for New World Festival

On motion by Mr. Evans, seconded by Dr. Ward, the Board authorized placement of six banners on the light poles for the New World Festival and closing North Main Street on Sunday, September 4, 2016 for the event. Vote 5-0-0.

7. Old Business

- a. Public Comment Policy for all Advisory Committees

Document not available – moved to August meeting

- b. Ranger Solar's Array Project in Randolph Center

The board discussed the Ranger Solar's 20 MW Solar Array Project on the East Bethel Road in Randolph Center. Board members discussed the pros and cons of the project and members of the public commented. Among the points discussed:

- Project is too large for Randolph Center
- Could fencing requirements restrict wildlife from traveling through their natural habitat?
- Non-chemical vegetation management
- Use of non-tillable land vs. land in agricultural use.
- Risk of lower property value of surrounding properties caused by a large solar array
- Potential spot for Community Garden
- Will legal agreements succeed Ranger Solar when ownership is transferred.
- Responsibility for infrastructure upgrades
- Suggestion to redesign as a smaller project
- Feeling rushed as a bill was passed in legislature this year that gives towns more input on solar projects, but many towns have not had the time to do that assessment
- Solar Projects not adequately addressed in the current or proposed Land Use Regulations.
- Potential for radio communications interference caused by electrical converters, which could be an FCC violation.
- Inquiries about the corporate structure of Ranger Solar in contrast to the way Ranger Solar has identified itself.
- Based on public input, sentiment of the community seems to be against the project as proposed.

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As requested, the five Selectboard members offered their analysis and opinions of the project. Three expressed opposition to the project as proposed. The other two expressed support or support with reservations. Representatives of Ranger Solar will review the concerns and may come back to the board at its August meeting.

c. Stage Road Realignment & Section Reclassification

Due to the lack of a quorum the site visit for Stage Road Realignment & Section Reclassification is scheduled for 5:00 p.m. and the regular board meeting to commence on August 16, 2016 at 5:30 p.m., Town Hall Conference Room B, 7 Summer Street.

The Selectboard has scheduled a special meeting on Tuesday, July 19, 2016 at 6:30 p.m. to take action on Maximize Insurance Reimbursement for the Fire Station, Recommendation to State of Vermont for Fire Warden and Use of Excessive Force Policy for the Randolph Police Department

8. Executive Session

At 8:00 p.m. on motion by Mr. Evans, seconded by Mr. Hildenbrand, the Board entered into executive session pursuant to 1 VSA 313(a)(2) real estate. Vote 5-0-0.

Attendees for executive session: Adams, Brassard, Evans, Hildenbrand, Ryerson, and Ward

At 8:20 p.m. on motion by Ms. Ryerson, seconded by Mr. Hildenbrand the Board returned to open session. Vote 5-0-0.

Action:

On motion by Ms. Ryerson, seconded by Mr. Evans, the Board voted to terminate the letter of intent to purchase 12, 14, and 16 Pleasant Street (known as Dana properties). Vote 5-0-0.

9. Adjournment

At 8:55 p.m. on motion by Dr. Ward, seconded by Mr. Evans, the Board voted to adjourn until its special meeting of Tuesday, July 19, 2016 at 6:30 p.m. in Town Hall Conference Room A, 7 Summer Street. Vote 5-0-0.

Respectfully submitted,

Cindy Spaulding
Recorder