

Selectboard Meeting of November 10, 2016
Town Hall Conference Room B, 7 Summer Street

Selectboard: Trini Brassard, Michael Hildenbrand, and Jerald Ward, M.D. Absent: Ross Evans

Municipal Staff: Melvin Adams (Town Manager), Michael DeCubellis (Finance Director), Ed Luce and Patrick French (Board of Listers) Kym Anderson (Restorative Justice Coordinator) and Loretta Stalnaker (Sgt., Police); Robert Runnals (Highway)

Public Attendees: Tom Hardy, Carolyn Lumbra, Jim Sault, Dick Burstein, Julie Iffland, and John Joy.

Media: David Crosby (*Herald of Randolph*)

1. Call to order

Mrs. Brassard called the meeting to order at 5:47 p.m.

2. Public Comment

No public Comment.

3. Election of Officers

It was recommended by the Board Chair to have a vice chair, which has been vacant since Marjorie Ryerson resigned from the Board. Action tabled to another meeting when all Board members are present.

4. Approve Agenda

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board approved the agenda as amended by deletions and addition. Vote 3-0-0.

5. Consent Calendar (Agenda)

- a. Meeting Minutes of October 7 (Special), October 13 (Regular) & October 18 (hearing);
November 3, 2016 (hearing)
- b. Warrants

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board approved the consent agenda as presented. Vote 3-0-0.

6. New Business

a. Canine Complaints

- Fish Hill: Complaint that dogs were not receiving medical care. Said they had open wounds. Mrs. Brassard reported that she had communicated with the complainant that there was no findings so the town had no authority.
- Complaint about "Cowboy" running loose and alleging a threat to neighbors, dog owned by David Paul: Mrs. Lumbra presented a petition requesting a relief from dog by 51 signers. Neighbors requesting chain link fence as ropes used to tie him out are chewed by the dog. Pauls' let the dog out late in the evening and dog howls beginning around 3:00 a.m. to be let

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in. Mrs. Brassard referred to a 2015 board (previous board) discussion with David Paul and the requirement to keep the dog on a leash. Following the last incident, the dog has been registered and tickets paid, but owners haven't changed practices with the dog. Mrs. Lumbr mentioned she is aware of the dog having bitten in the past. Mr. Hildenbrand mentioned to take whatever steps permitted by the ordinance then amend the ordinance to be more severe. Mr. Adams will draft Board letter requiring a fenced in area be constructed that will contain the dog when it is loose on the property. A review of the Randolph Center Design Control District Ordinance will be done concerning the height requirements for the fencing prior to issuing a letter to the Pauls'. The neighbors would also like to see the dog muzzled on a leash when it is off the Paul's property, referred in Town of Randolph's Dog ordinance Section 10.

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board would like a letter sent to the Pauls' requiring the fenced in area that will contain the dog when it is on their property loose and if the dog is off their property that it be on a leash and muzzled. Also a rewrite of the dog ordinance, at least section 9 to include aggressive & vicious dogs and Section 12 so it isn't necessary to wait until the dog has bitten someone requiring medical attention. This new draft ordinance will be ready for board action at the December meeting. Vote 3-0-0.

Rewrite of the ordinance will be presented at the December meeting

b. COSA Discussion

Mrs. Anderson provided an overview of the Cosa program, which is an early release program for individuals who are coming out of incarceration. She reports there is a difficulty in locating affordable housing, though jobs and living arrangements are presently coordinated through the COSA grant. She is trying to find housing for people who otherwise could leave prison. Discussion ensued if Section 8 housing could be used. Under the current housing funding, this is not allowed, as there are limitations on how it can be used. There is a difficulty to find landlords then make application for a grant by the December 16 submission date.

c. Update on Gifford's Property Tax Appeal

Discussion moved later in the meeting to be done under executive session as it involves discussion on litigation.

d. Kimball Library Sidewalk Contract (ratify)

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board voted to ratify its approval to award the Kimball Library Sidewalk project to W.B. Rogers in the amount of \$14,763, and Dessureau not to exceed \$7,051 and appointed Melvin Adams as authorized signatory. Vote 3-0-0.

e. Center Highway Garage Septic System (ratify)

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board approved the Clean out of the Randolph Center Highway Garage septic tank to NRC in the amount not to exceed \$6,000 and appointed Melvin Adams as signatory. Vote 3-0-0.

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board awarded the septic design of the Randolph Center Highway Garage and East Randolph Community Hall to Pathways in the amount not to exceed \$3,970.00, with Town Engineer Mardee Sanchez self-certifying the design and appointed Melvin Adams as authorized signatory on the contract. Vote 3-0-0.

f. Grants

- GHSP – Education – RPD

Action on this tabled to December 8 meeting

- Wildland Grant – RVFD (ratify)

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board ratified its approval for the Randolph Village Fire Department to submit a grant application through the State of Vermont Wildland Fire Gear. Vote 3-0-0.

- Department of Corrections Grant 03520-134 Amendment

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board approved amendment 2 of Grant Agreement#03520-1374 AM#2 between the State of Vermont Department of Corrections and the Town of Randolph adding \$6,000. Vote 3-0-0.

- Municipal Planning Grant: Funding to Virtual Community Center (ratify)

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board authorized submitting a grant application through the Agency of Commerce and Community Development for a Municipal Planning Grant in the amount of \$8,000 and appointed Melvin Adams as signatory. Vote 3-0-0.

- VCDP Grant: IG-2014-Randolph-00004 RACDC/Armstrong Mobile Home Park

Prior to considering the Armstrong Mobile Home Park agreement, and consistent with the Randolph conflict of interest policy, Mr. Hildenbrand disclosed his work with Dubois & King, who is the contractor for the Armstrong Mobile Home Park, but he felt he could be objective as concerns the grant application. Ms. Iffland explained the history of the project leading to the grant for the acquisition of AMHP. Mrs. Brassard has requested information about monitoring requirements that satisfy federal conditions. Ms. Iffland will check with Carl Bohlen to confirm ACCD is satisfied with the federal monitoring requirements. She also explained reimbursement language found in Section 4-3 of the subgrant agreement that apply conflict of interest language X1-B, which may apply to RACDC Board member and Town employee, specifically Patrick French. Is the town able to certify the federal standard remains the question.

Action and further discussion tabled until ACCD is consulted.

- Subgrant Agreement with RACDC for Armstrong Trailer Park

Action and further discussion tabled until ACCD is consulted

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- VCDP Grant: PG-2014-Randolph -00003 – Time Extension RACDC Randolph House –

It was questioned why the extension and is there enough time in the extension to finish the work? Ms. Iffland explained the situation.

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board voted to approve submitting a request for an extension to June 30, 2017 for Grant Agreement PG-2014-Randolph-00003 RACDC/Randolph House and appointed Melvin Adams as signatory on the letter. Vote 3-0-0.

- g. List of One House Roads

The board reviewed the list of one-house roads and inquired about the cost for current maintenance, sand, plowing etc? What state funds would be lost? Potential decrease with the grand list and the cost for legal challenges? Questions will be answered at future meeting.

- h. Mountain Alliance Contract

The board reviewed the contract between the Town of Randolph and Casella Waste Management to operate the transfer station. Action will be taken at a future meeting.

- i. Presentation of Draft FY2018 Budget and set budget meetings.

The board tentatively scheduled Special meetings for the budget process to : November 22, December 13 and December 28. Announcements will be made at a later date.

- j. Water and Wastewater Allocation: 60 Mariah Lane – Lyford/Bell

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board granted a water allocation of 405 gallons per day 210gpd wastewater allocation for a new house at 60 Mariah Lane. Vote 3-0-0

- k. Appoint member to Economic Development Council

On motion by Dr. Ward, seconded by Mr. Hildenbrand, the Board appointed Jay Hooper as a member of the Economic Development Council for a term to expire 2017 (only vacancy left). Vote 3-0-0.

- l. Special Appropriations Policy

Discussion of Special Appropriations Policy will be included in Budget review.

7. Old Business

- a. Policies:

- Public Comment Policy

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Discussion and action tabled to a future meeting.

- Electronic Device Communications Policy

Discussion and action tabled to a future meeting.

- Response to Resistance/Use of Force – RPD

On motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board adopted the Response to Resistance/Use of Force Policy for the Randolph Police Department and repeals all previous policies concerning Use of Force. Vote 3-0-0.

8. Other Business

a. Committee Reports

No committee reports at this time.

b. Salisbury Street Project

Mr. Adams reported that currently the town would patch the sidewalk pavement for the winter and bring the Salisbury Street Sidewalk Project contract to the board in the spring.

9. Executive Session pursuant to 1 VSA 313

At 8:50 pm. on motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board entered into executive session pursuant to 1 VSA 313 for litigation and invited Mr. Adams, Mr. Luce and Mr. French to participate. Vote 3-0-0.

At 9:25 p.m., on motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board returned to open session. Vote 3-0-0.

Action:

On motion by Mrs. Brassard, seconded by Dr. Ward, the Board authorized the Board of Listers to move forward with the Gifford Medical Center Board for discussion. Vote 3-0-0.

10. Adjournment

At 9:40 p.m., on motion by Mr. Hildenbrand, seconded by Dr. Ward, the Board voted to adjourn until its next scheduled meeting on Tuesday, November 22, 2016 at 6:00 p.m. with location to be announced. Vote 3-0-0.

Respectfully submitted,

Melvin Adams
Town Manager

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