

**Dover Select Board  
Regular Meeting Minutes  
Dover Town Office  
Tuesday, June 19, 2018**

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*THESE MINUTES ARE NOT OFFICIAL UNTIL THEY HAVE BEEN APPROVED BY THE DOVER SELECT BOARD*

Select Board Members Present: Josh Cohen, Victoria Capitani, Sarah Shippee, Dan Baliotti, Joe Mahon  
Also, Present: Office Manager, Jeannette Eckert

Public: Lauren Harkawik, Adam Levine, Randy Johnson, Bob Holland, Paul Fisher, Jim McDevitt, Ken & Joan Black, Ira Colby, Mike Garber, Nichole Fernet, Travis Briggs, Ralph Meima, Margaret Lewis, Phil Gilpin, Jr., Janice Stuart, Mia & Danielle Wade

**Regular Meeting Call to Order at 6:30pm**

**I. Public Comments:** hearing none, the Board moved on to Unfinished Business

**II. Unfinished Business:**

- A. Green Lantern Solar Project at Dover Landfill (Ralph Meima)
- Inquiring on the status of the draft lease agreement
  - One month into the Certificate of Public Good application's 45-day period
  - Normally any work done on the array would be during normal business hours
    - 24-hour monitoring system for any issues that may arise
  - Construction process will be addressed; staging areas looked into
  - New design improvement—will not exceed the threshold of 5000 square feet. Therefore, will not have to apply for an additional storm water permit
  - Public Utility Commission processes the application; Newfane's was done in less than 90 days
    - Foundation may be in by the Fall—it is a possibility
  - Guilford's array is 252 KW—90% investor owned; 10% household owned
    - Had hoped it would be more community owned but that did not work despite the efforts to reach out to community in a variety of venues
    - Sizeable investment—most people were not willing to make that investment
    - Took a long time to finance because of that
  - Willing to hold a public meeting about it and gauge interest and demand; cannot guarantee interest will be there
  - People can buy wattage at \$4.00 per watt in Guilford; \$3.85 in Newfane
  - Will make a good will effort at informing the public about the process
  - Capital tied up in the array—time is money
  - Happy to provide more information

Comments:

- 24-hour access to landfill? Gate is locked after hours—emergency services have keys to the gate
  - Bob Holland has no problem with the gate being accessible to Green Lantern
- School array is behind locked gates—no issues there
- Contract requirement confidentiality? Board meetings are public
- Last round of Attorney fees for Chris Dugan's reexamination of the agreement—Green Lantern should pay those fees—Jeannette will get a cost from Chris Dugan for his services & pass it on to Green Lantern (*Ralph is not in a position to address that*)
- Only one road in and out of the landfill—consider this during the construction process

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- Offer buy ins to the community? Believed that was a part of the agreement
- What other ski towns are being looked at? These are being built all over the State; comparing Dover to Guilford...they are very different areas
- The buy in process was discussed quite often at public meetings—would hate to see it go away; definitely need to have something available to the community

**B. IT Service Agreement/Town Office Needs**

- Jeannette provided some feedback from 3 other providers in addition to Arcomm, our present provider
  - Monthly service charges ranged from \$135 to \$350 per month
  - Contracting with Arcomm for the past 4 years; Town Office staff are satisfied with their level of service
  - At Dan Baliotti's request, Eric Greenbaum assessed the Town Office needs
    - His recommendations were in line with Arcomm
    - Good value, reliable, difficult to find another provider with the same level of service
- Jeannette will look into gaining additional quotes to compare to Arcomm's recommended upgrades as it is a significant expense
- Continue with a month to month service agreement with Arcomm until this is revisited in July

**C. Marijuana Survey Results**

Survey was completed by 144 voters; 34 property owners

Voters:

Medical allow	yes, 57	no, 86	blank, 1
Recreational allow	yes, 47	no, 97	

Property Owners:

Medical allow	yes, 18	no, 11	blank, 5
Recreational allow	yes, 13	no, 18	blank, 3

Public comments:

- Does the Board feel it has sufficient feedback? very tiny voter response; did the Town reach out enough to people to get them to participate
- Not a true survey; a lot of constituents could not participate; caution the Board on whether this was a true representation & suggest looking at similar towns and learn from their experiences; don't rush into reefer madness but a thoughtful, planned process
- More people participated than what I was expecting. Can provide information on other towns; Board could have made a decision without the survey; everyone knows how I feel on the subject; there are ordinances that specifically address only medical marijuana; VLCT is waiting to see how the law will be written as of July 1<sup>st</sup>; this has gone on long enough; kick myself for not addressing this earlier
- No reason for Dover to suffer the PR punch as being against marijuana; ordinances are reversible; using a small sample of people who are highly engaged in local politics, traditionally not the most liberal or forward thinking; is there something in a law compelling the Board to adopt an ordinance? Wait to see what the State does
- Medical marijuana is what you should be addressing; as we don't know what legalization for recreational is going to be; bottom line is it is going to be here; every

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- household can have two plants; we are not protecting anything; are we creating a disadvantage to the Town? We need good publicity for this town
- There are dispensaries in Brattleboro & Bennington; people can arrange for home delivery
- This Board was afraid to make a decision without some sort of vote or survey; tiny response because you were unsuccessful about letting people know their opinion would be heard; if you feel you've done due diligence then make a decision; don't put it on the taxpayers
- Why make a decision to deny a business? Maybe a new business would be good
- This would not be the only 'cash only' business in Town; there are others that do not allow credit cards or checks; most of the time dispensaries hire their own security so it would not be putting extra strain on police station
- A lot of Police presence is used for alcohol related offences
- There is a human side to this product; controls seizures in children; why not make it available here in Dover, this is our town
- Potential for renting space in the Town, creating a job or two, buying fuel in this town, there *is* absolutely an economic advantage; 20 people make a big difference

Board comments:

- Survey results reveal that they are not in favor of either dispensaries
- If we move forward given the voters desires, an ordinance should be drafted to reflect those desires
- We were asked to do a survey and we did; enough of a voice was heard
- Voters response was equivalent to percentage of votes made at Town Meeting
- People can petition to repeal the ordinance if they are against it and use the government that way it is supposed to be used
- If anyone cares about this topic and has not seen it in the press, they need to be an activist and do something about it
- Board is being proactive--both sides of the argument can be made and made well
- Although sample size was very small, the survey gave us what little direction we have been given; don't feel bad about the sample size
- Drafting an ordinance may get more response; doing nothing is not a solution
- Ordinance can be challenged and overturned by the public; Town wide vote can not be made on *creating* an ordinance
- Petition only requires 5% of the voters' signatures
- Address recreational? Hold off until the State's law comes into effect
- Don't see the advantage to the Town: Non-profit business that won't contribute to the 1% tax; only 20 prescriptions can be filled; cash only business; don't see an upside to this economically
- Need to make a decision; an application is pending to open a dispensary in Dover
- We sometimes have 30 or 40 people in the room when we are voting the Town budget so 144 votes are doing damn well; I get the part about reaching out but at some point, you can't lead a horse to water, you've shown him where it is, but he's not going
- If the Town wants to recall the ordinance, they can do so
- The Board will move forward with the language for an ordinance addressing only medical marijuana--revisit on July 17th

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D. Dover Library Replacement Window Estimates

- Library Director, John Flores obtained information and set up appointments with three glass companies to get estimates on the window replacement—will keep the Board informed

**III. New Business:**

A. Deerfield Valley Stump Jumpers—Landowner Permission Form

- Requesting permission as per usual but suggesting different language to allow a longer time period between requests
- Board was reluctant to go beyond a one-year term as Board members change and it may be forgotten

On a motion by Victoria Capitani, seconded by Joe Mahon, the Board unanimously agreed to have the Chair sign the landowner permission form for a term of one-year effective Dec 15, 2018

B. Sullivan, Powers & Co. Scope of Services

- Annual agreement prior to audit—believe it to be a full audit this year

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to sign the Sullivan, Powers scope of services agreement for the annual audit

**IV. Economic Development: *Steve was called out of town due to a death in his family; items deferred until July 10 at 6:30pm***

- A. ~~Licensing Bill for Dover Wi-Fi~~
- B. ~~Discussion regarding Reporting / Newsletter / Survey~~
- C. ~~RFP for Website~~
- D. ~~Do It Applications~~

**V. Liquor Control:**

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to recess and convene as local Liquor Control

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously approved the following:

- A. Outside Consumption Permit for TTR LLC d/b/a Two Tannery
- B. Second Class License for Honora Winery & Vineyard Inc & J'Ville Brewery, LLC

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to adjourn as local Liquor Control and reconvene as Dover Select board

**VI. Consent Agenda:**

A. Approve Minutes of June 1 & June 5, 2018

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board voted 4-0-1 to approve minutes of June 1 (Baliotti abstained) and voted unanimously to approve June 5 minutes

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- B. Approve Warrants of June 16, 2018 for \$323,071.69  
On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously approved the warrants of June 16, 2018

**VII. FYI:**

- A. Thank You Letter from Carol-Anne Eldridge
  - a. Expressed thanks for an excellent job plowing the Valley Trail last winter
- B. WRC Basics of Town Planning Training, June 21<sup>st</sup> at 6:30, Townshend Town Hall
  - a. Sarah will be attending
- C. Complete Evaluations, Friday, June 22 at 10:30am, Dover Town Hall
- D. WRC Open Meeting Law Compliance Training, June 27 at 6pm, Townshend Town Hall
  - a. Sarah & Jeannette will be attending

\*Bob Holland introduced the new Asst. Road Commissioner Travis Briggs and he was welcomed by the Board on his first day of employment with Dover

- VIII. Liaison Reports:** Josh & Sarah attended the ribbon cutting ceremony at The Gathering Place. Vicki attended the first meeting of affordable housing group that came out of Bi-Town. Sarah is attending first training as WRC representative.

**IX. Executive Session for Personnel:**

- A. Evaluation for Road Commissioner Bob Holland

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to move into Executive Session for Personnel at 7:37pm

Present: All five Board members, Bob Holland

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to move out of Executive Session for Personnel at 7:55pm

Evaluation completed for Robert Holland

**X. Adjournment at 7:56pm**

**\*\*Next meetings are scheduled for July 10<sup>th</sup> & July 17<sup>th</sup> at 6:30pm\*\***

Respectfully submitted by Jeannette Eckert

Public notices of these minutes have been posted at the following locations:  
Dover Town Clerk's Bulletin Board, Dover Town Meeting Bulletin Board, Dover School  
Dover Free Library, East Dover Post Office, Town of Dover Website: [www.doververmont.com](http://www.doververmont.com)