

**Dover Select Board
Regular Meeting Minutes
Dover Town Office
Tuesday, May 1, 2018**

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, Janet Boyd, Sandy MacDougall, Jim Desrochers, Randy Johnson, Jim McDevitt, TJ Sibilia, Steve Neratko, Bob Holland, Rich Werner, Ira Colby, Rich Werner

Regular Meeting Called to Order at 6:30pm

I. Public Comments:

Victoria Capitani suggested a special meeting to discuss two items not submitted in time for the agenda: 2018 Barrel Program & Memo of Understanding; will meet Friday May 4th at 8am

Dan Balliotti attended a meeting in Wilmington with Joe Flynn, Commissioner of Vermont Transportation, about Route 100 pothole issues; matching funds needed to do work on the road; State does not have the funds although Dan pointed out that this is a money route; tourists will not be back if their cars continue to get wrecked; taking care of Route 9 is a safety issue due to all the tractor trailer traffic; Mr. Flynn does not consider Route 100 to be a safe road; will fix potholes as best they can, skim coat with tar; bridge 59 work in 2019; 2020 will do a complete resurface, this money is in the budget; real big question is the local administrator who does not drive these roads; Laura Sibilia was there; seems the ability is there but no desire to do the right thing

Janet Boyd also attended; tried to ask questions to put them on the spot; we need to keep an eye on this; they don't schedule for foliage; going down to a one lane road in Wilmington where it is starting to cave in again by Nido's on Route 9; will compromise the traffic to our area

Rich Werner requests for Vice Chair to sign the 2018 LEOP (Local Emergency Operations Plan). Also, did not make the agenda, but goes into effect today, request to *not* hold off until Friday's meeting. ICS training—Josh to contact Rich about completing it

On a motion by Sarah Shippee, seconded by Dan Baliotti, the Board unanimously approved Victoria Capitani to sign the Dover 2018 LEOP

II. Unfinished Business:

A. Consider Survey on Marijuana Sales in Dover

Sarah Shippee drafted 4 versions of a survey requesting feedback on a medical marijuana dispensary in Dover and/or recreational marijuana shops in Dover; versions are very similar; two take into account both the town voters as well as property owners

Victoria Capitani suggests using version #3 that is more straight forward and reads simply a yes or no answer on the two questions, directed toward both voters and property owners:

1. THE TOWN OF DOVER SHOULD ALLOW A MEDICAL MARIJUANA DISPENSARY IN TOWN:
YES NO
2. THE TOWN OF DOVER SHOULD ALLOW RECREATIONAL MARIJUANA SHOPS IN TOWN,
SUBJECT TO STATE LAW: YES NO

Josh Cohen questions the point of the survey: Is it to get a straw poll on these two issues or to determine what the concerns are? This survey is only going to give us a straw poll

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Sarah Shippee: It was my understanding that a survey would give taxpayers and voters an opportunity to relate to the Board on which direction they are leaning; prior to creating an ordinance; we can take the feedback and write an ordinance knowing that it may be challenged by petition

Randy Johnson had received some feedback from Laura Sibia that something might be rushed in this year but later there was a vote to delay. VLCT is reluctant to draft a sample ordinance until they see what the State is going to decide; understand getting second home owners opinion, it is a survey not a vote; would have an issue with the Board, regardless of the highest vote, taking the second home owners opinion over voters; this is a Town issue

- Schedule a public meeting where surveys will be available and time for discussion
- Surveys will be available for a period of time to be filled out in person at the Town Office
- Track voters versus second home owners with two different colors of surveys
- Online surveys could be manipulated; no accountability
- Place ad to announce the availability of the survey

Ira Colby: Once a second home owner and now a resident on Colonial Ridge Rd; read in the paper about *valuing second home owners but we really value people who live here*, sounds like Animal Farm; would caution you on putting a value one way or the other on people who contribute to the community; also believe you are setting a precedent for future boards by creating a survey rather than taking responsibility in creating the ordinance...do you want to go down that road?

Sarah Shippee: We will take responsibility for the ordinance. But this is a highly charged topic with a lot of emotion on both sides; felt it was not fair to not let the townspeople speak to us before writing the ordinance; we may still receive a petition

Josh Cohen: I think we have to go down that road; that is what we decided

Jim Desrochers: Uncharted waters—industry is emerging in VT; medical marijuana will probably become a commercial facility; do we want a commercial facility in Dover?; record numbers at facilities in Bennington and Brattleboro; we have no idea what these laws will be; it is out of control in Maine & Mass.; #1 cash crop in America; I say don't allow it

Sarah Shippee: Permits for dispensaries are issued by the State. We will have the latitude to permit a dispensary but not permit recreational shops.

Josh Cohen: Surveys are asking both questions. We could adopt an ordinance that allows the medical but not the commercial. In favor of a 30-day period for conducting surveys. Advertise survey—next week's paper; on website, Facebook pages; due by June 15th for the review at the June 19th meeting

Special meeting on hold until surveys are reviewed

III. Police: Randy Johnson

A. Application Process for Part Time Officer

- This was not budgeted as it was not planned; have a candidate in mind that wants to work for Dover PD on a part time basis, may consider going full time at some point; currently works in the Town, not a Town employee; Richard and Bob are currently part time but

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may not want to continue much longer; also, full timer Bill Manch may be leaving in 2020; factor in costs of academy training--applications due in Aug for Sept start

- Looking ahead, seeking input from the Board
- Suggest advertising the position in the hope there is a candidate that already has some training

IV. Highway: Bob Holland

A. Schedule Interviews for Asst. Road Commissioner

- Two applications were received
- Josh Cohen is the Hwy liaison--suggest conducting the initial interviews with Bob, Josh and one other Select board member, Joe Mahon is interested. Then follow up with an interview with the whole Board. Bob will coordinate a date and time.

V. New Business:

A. Consider Dates for Employee Evaluation Meetings

- June 1st at 8am at Dover Town Hall—Select Board to meet as a group to fill out evaluations; each employee does a self-evaluation as well prior to the 1st.
- June 22nd at 8am at Dover Town Hall—to meet with each employee individually; there are seven employees to evaluate

B. Consider July 3rd Meeting Date—have several meetings in June and if agenda items should come up, can add them to one of those meetings. **Board will not meet July 3rd, only one meeting in July.**

C. Review Arcomm Service Agreement

- Jeannette rec'd a renewal contract just last week with an effective date of May 1, 2018 through April 30, 2019
- Believe Ken used to receive these in the past, so was not aware of the deadline
- Reached out to other Town Clerks in our local area and rec'd some feedback on companies they contract with—located in Dover, Brattleboro, Brookline
- Believe that at budget time, there was a concern about the distance/cost for the NH based Arcomm to make onsite calls back and forth to Dover
- Can extend the Arcomm agreement while continuing to pay the monthly service fee
- Looking for feedback on whether the Board wants to entertain additional IT/computer service options through a bid process. Jeannette will begin that process

VI. Economic Development: Steve Neratko

A. Event Grant – The Original Green Mountain Cannabis and Music Festival

To take place July 1st to celebrate the legalization of marijuana; requesting \$14,980 which is about 40% of their budget; funds will cover marketing, staging, entertainment, security; marketing is nationwide. Anticipating a large attendance. The road (Rte. 100) cannot be closed so that is off the table; will need a Public Assembly Permit with letters of support from Town, Fire, Police, Rescue

Jim Desrochers: Event could have a strong economic impact on the area; bring in more people to the area at other times; other similar events in Massachusetts, Maine; other events like this are popping up all over; Minus Zero had a tremendous affect; this is the first event trying to promote; will be working with promotion companies that focus on music venues; Boston Symphony Orchestra is one example

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TJ Sibillia: Event is scheduled on the same day as the fireworks in Wilmington; a busy weekend anyway; concerned about the Town spending money on a busy weekend. Will that impact the Chamber event?

Victoria Capitani: Already Dover is a major contributor to the fireworks with nearly \$5000

Sandy MacDougall: Event will be over by 8:30pm, folks can still attend the fireworks

Jim Desrochers: This event is not generated towards local people

Randy Johnson: Have not had much time to review this, just rec'd tonight; some comments: location of the event, 2500 people on Sandy's property? If liquor is being served—need catering permit; staging, parking questions. Don't want to be the one to tell a business what to do unless it poses a major public safety issue; will have to look at police presence; still looking at a Federally illegal drug; Wilmington asks for help from Dover during the fireworks; where is money coming from to pay staff?

Joe Mahon: A lot of steps to be taken; not against it but need more information; there is no plan; we are the major sponsor—if it flops, we flop

Sandy MacDougall: Can't take the next steps to move forward without approval

Victoria Capitani: Again, looking at 60 days out and the guideline is 180 days and I have to be consistent; I can't support this based on this timeline

Sandy MacDougall: Is 180 days a justified clause to have? You could have someone come in with a first-rate band and bring in 5000 people to a concert but because it falls within 60 days, you're not going to allow it?

Josh Cohen: That is what Vicki said; we may need to rethink the guidelines; but willing to give you until the 15th to provide more information; need more than a concept

Sarah Shippee: Letter of support is needed for permit but that is separate from the 1% funding

Victoria Capitani: Can't support based on the guidelines, there is a reason for 180 days to plan an event; timeline is really important, needs more than 60 days to properly plan

Jim Desrochers: Offer us another chance at the next meeting

Josh Cohen: We could support with a letter without the funding...

More information needed:

- Ticket prices if money is rec'd from the Town or if not rec'd from the Town
- Substantiation on the revenue figures
- Site map & parking plan
- Not a lot of detail in the application; more specific details on the event
- Who is paying for law enforcement if additional staff is needed

*Will revisit on the meeting of May 15th

B. Do-It Grant Program

- Ready to release the program; Not a lot of changes to the requirements
- Reworked eligibility requirement to read: *Property and **improvements** must be visible from Route 100 **and/or other major town roads and/or the Valley Trail.***
- *Priorities given to those first-time applicants as well as those projects that increase economic viability or repair structural component of the building*
- Projects can range from \$1000 to a max of \$6000; 75% rebate ranging from \$750 to \$4500
- Asking some additional questions on the application to clarify the details of projects

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- Applications will be available for review when all come in at end of the month

VII. 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. First Class License for:
 - 1. Bradford Hospitality d/b/a The Lodge at Mt Snow
- B. Outside Consumption Permit for:
 - 1. Bradford Hospitality d/b/a The Lodge at Mt Snow, May 19th from 4-10pm

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

VIII. Consent Agenda:

- A. Approve Minutes of April 24, 2018
On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously approved the minutes of April 24, 2018
- B. Approve Warrants of April 28, if any (there were none)

IX. FYI:

- A. Green Up Day is Saturday!
- B. Thank You Letter from HCRS for Appropriation Funding
- C. Building a Sense of Place Forum, June 14 in Killington from 8:30am to 4pm

**Randy Johnson misspoke at the last meeting--Minus Zero owes us money—not us owing them money—they have 30 days to pay

**Police Town credit card was compromised—notified by People's Bank, a replacement card was obtained

X. Liaison Reports: none

XI. Executive Session for Personnel (Randy Johnson)

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to move into Executive Session for Personnel at 7:56pm

Present: All five Board members, Randy Johnson, Jeannette Eckert

On a motion by Victoria Capitani, seconded by Sarah Shippee, the Board unanimously agreed to move out of Executive Session for Personnel at 7:58pm

Decision: On a motion by Victoria Capitani, seconded by Joe Mahon, the Board unanimously agreed to increase Officer David Hammack's pay by 50 cents per hour to \$23.10, effective May 6th

XII. Adjournment at 7:59pm

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