

Selectboard/Sewer Commission
Wednesday, June 15, 2016
Meeting Minutes

Present: Thomas Fitzgerald, John Gannon, Diane Chapman, Susan Haughwout **Absent:** Vince Rice

Others Present: Town Manager Scott Murphy, Jessica DeFrancesco, Ed Metcalfe, Christopher Medina, Nicki Steel, Dennis Richter, Patty Farrington, Craig Ohlson, Keith Herbert, Gretchen Havreluk, Steve Butler, Mike Eldred-Deerfield Valley News, Chris Mays-Brattleboro Reformer

Meeting Called to order at 6:00 pm.

1. Visitors, Public Comments, Possible Changes to Agenda

Changes to the agenda- Haughwout informed the public that item #7 may also need to happen in executive session.

Richter asked where the town stood with the old school and the Stevens study. The final report is in, and Murphy will email Richter a copy. Comments were made regarding the town taking ownership of the building and the petition that had been circulating. Haughwout stated that in her opinion the petition is a "public opinion petition" as it does not call for any legal action. The school board has sent out an RFP for potential buyers of the building. The Selectboard also commented that since they do not own the building it is up to the school board how to divest itself from it, and the school board has not asked the Selectboard to take over the building. Steve Butler commented on the petition and left it for the Board to review.

2. Chapman moved to approve the minutes of June 1 and June 6, 2016, Gannon second; all in favor.

3. Action Items

The Selectboard interviewed Christopher Medina for possible appointment to the Beautification Committee. Keith Herbert, Vice Chair of the Beautification Committee was present to give his support of Christopher joining their committee. Haughwout moved to appoint Christopher Medina to the Beautification Committee, Gannon second; all in favor.

Fitzgerald moved to enter into Liquor Commission at 6:17 pm, Chapman second; all in favor.

4. Liquor Commission: Liquor License applications

Haughwout moved to approve a Request To Cater Permit application from Jim's Bistro @ The Roadhouse dba The Roadhouse to be held on July 30, 2016 at Memorial Hall for a concert; a Request To Cater Permit application for several events to be held at 441 Coldbrook Rd by The Hermitage Club, LLC dba The Hermitage Golf Club on 6/17 – 6/20/16, 6/24 – 6/27/16, 7/01 – 7/4/16, 7/8 – 7/11/16, 7/15 – 7/18/16, 7/22 -7/25/16, 7/28 8/1/16, 8/05 – 8/8/16, and 8/12 – 8/15/16, all from 8AM-1AM; and an Open Container Ordinance Exemption Permit from The Friends of Memorial Hall for events held at Memorial Hall on 7/30, 9/10, 10/22, and 11/5/2016, Gannon second; all in favor.

5. Upcoming Zoning Public Hearing

The Selectboard discussed, along with Zoning Administrator Craig Ohlson, a possible change in language to the upcoming proposed zoning changes, of which a Public Hearing is scheduled for July 6, 2016. (This proposed language change includes adding "Entertainment/Cultural facility" as a conditional use in the Recreational District.) The museum that is currently located on Hogback Mountain is looking to potentially relocate to West Main St. The parcel they are looking at is currently divided by the village and Residential districts. Under Conditional Use currently "Entertainment/Cultural Facilities" is not listed. Chapman asked if the museum fell under "Educational". Their 501C3 mentions education. Based on the definition in the zoning ordinance, the museum does not fall under "Educational" but does fall under "Entertainment/Cultural Facilities". As the Zoning Ordinance was just re-written and is about to go to a Public Hearing with the proposed changes, the Selectboard can change the wording or vote to shift the Village district line. Steel commented in favor of adjusting the district line. She stated that it is the only large piece of land near the village center that could be developed. If the museum doesn't use it, another entity could, if the line was shifted. She does not consider this "spot zoning". Ohlson has not had a formal discussion with the Planning Commission. The issue is being brought up now because there is a public hearing coming up and you can make changes up to 15 days before the public hearing. Making a decision now would be better than going to the hearing, making the change, and having to hold another hearing. Gannon moved to include the 51.9 acre property, parcel ID 02020016.000, owned by James Saulnier of West Dover so that the entire property is in the Village District, and added to the Zoning document, Haughwout second; all in favor.

6. Correspondence to/from Selectboard

The Selectboard has adopted a formal Act 250 process for reviewing all Act 250 applications. During this process Department Heads comment with any concerns or information regarding the applications. Fire Chief Ken March had concerns pertaining to Honora Winery's Act 250 permit regarding fire safety and how it would be addressed. Patty Farrington of Honora Winery discussed the process she has gone through. Southern VT Sprinkler has been working with her and has mentioned that there would be two options for a sprinkler system; a traditional system or a dry system. They have discussed how much water she will need on hand for each system and she is well above capacity. Gannon mentioned that the sewer lines do not go to her building. Farrington is already working on a plan to connect to the line and has submitted for allocation. Farrington will be meeting with Brian Johnson and Southern VT Sprinkler next week and Chief March is welcome to join them. Murphy stated that chief March's concerns came from the original permit. He will talk to March and make him aware of the dry system option, and the findings from Southern VT Sprinkler. Haughwout suggested that the Town submit a letter of support to Act 250 and the Board agreed it would be a good idea to do so.

7. Town Attorney Search Results

Haughwout moved to enter into Executive Session at 7:00 pm to discuss the results for interviews and a possible contract for Town Attorney, Chapman second; all in favor. Rice arrived at 7:03 pm.

8. Possible Executive Session

The Selectboard came out of executive session at 7:30 pm.

Chapman moved to hire Monaghan, Safar, and Ducham, PLLC as the Town Attorney per the conditions described in their RFQ response. The Town Manager is to contact the firm to request an Engagement Letter and to arrange with Bob Fisher's office the transfer of files, Rice second; all in favor.

9. Other Business

Gannon informed the Board that they received good news today from Act 250. The Valley Trail did not have to go through the act 250 application process as it was proven that the trail pre-existed Act 250 regulations.

10. Select Board Members Comments and Other Action Items

11. Town Manager's Updates

Look Road Bridge update

Wastewater Treatment Plant Refurbishment Project update-The Town received its certificate of Occupancy (CO) today for the plant's buildings.

Meeting adjourned at 8:03 pm

Respectfully Submitted,

Jessica DeFrancesco

Administrative Assistant

Approved by Wilmington Selectboard:

Thomas Fitzgerald, Chair

John Gannon, Vice Chair

Vincent Rice, Clerk

Diane Chapman

Susan Joy Haughwout