

**TOWN OF CASTLETON
SELECT BOARD MEETING
MINUTES OF MAY 9, 2016
CASTLETON TOWN OFFICES**

MEMBERS PRESENT: R. Combs, J. Leamy, R. Spaulding, J. Bruno, W. Potter

OTHERS PRESENT: M. Shea, See Attached listing

Meeting called to order at 7:00 by Chairman, J. Bruno with the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION: W. Potter made a motion to approve the agenda. Seconded by J. Leamy.
All in favor. Motion Carried.

MINUTES FOR APPROVAL- APRIL 25, 2016

MOTION: R. Combs made a motion to approve the minutes of April 25, 2016 with corrections.
Seconded by B. Potter. Corrections: page 2- "violation" , page 3- "First Response"
All in favor. Motion Carried.

REQUEST TO ADDRESS THE BOARD-ROSEMARY ROGERS

R. Rogers addressed the Board regarding the denial of the liquor license for outside consumption at the Trak In. She felt that her son, David, was not given a clear explanation as to why the license was not approved. She gave the history of the establishment. She explained that without the license, patrons could bring their own liquor to consume (BYOB) to the outside area of the restaurant. This would allow them less control of consumption. She felt that the Board stating they would revisit the license issue after the investigation of the tragic accident of March 19, 2016 was complete, was "punishing" them. She asked for a clear explanation of the Board's decision.

J. Bruno asked R. Rogers if the Board did reconsider, would they be willing to stop outside consumption at 10:00pm.

D. Rogers replied that they were changing their hours and would not be open till 2:00am.

R. Spaulding stated that he had a problem with "Fishtails" not being on the liquor license.

R. Marsden stated that other places do not have anyone monitoring the outside consumption area and could the Board and Fishtails work out a compromise, if the Board would like a 10:00 pm closure and Fishtails wants 12:00am, could they both agree on 11:00pm.

J. Bruno asked M. Shea about the procedure for reconsidering the issue.

M. Shea stated that they would discuss it in Deliberative Session.

APPOINTMENT-RUTLAND REGIONAL PLANNING COMMISSION

MOTION: R. Combs made a motion to accept V. Waldron's resignation from the Rutland Regional Planning Commission. Seconded by J. Leamy. All in favor. Motion Carried.

MOTION: R. Combs made a motion to appoint J. Currie to the Rutland Regional Planning Commission. Seconded by R. Spaulding. All in favor. Motion Carried.

REQUEST FOR COIN DROP- CASTLETON FIREFIGHTERS ASSOCIATION

MOTION: J. Leamy made a motion to approve a coin drop on Sept. 17, 2016 at two locations, on Main St. Castleton in front of the Federated Church and Tags Motel. Seconded by R. Spaulding. All in favor. Motion Carried.

W. Potter asked about safety precautions in front of Tags Motel.

R. Combs stated they would have cones and signs out and a Fire Truck would be there to alert drivers.

HIGHWAY DEPT- ANNUAL FINANCIAL PLAN

MOTION: R. Combs made a motion to accept the plan as presented. Seconded by W. Potter. All in favor. Motion Carried.

REQUEST FOR FIRST CLASS LIQUOR LICENSE APPROVAL W/OUTSIDE CONSUMPTION- LAKE BOMOSEEN HOSPITALITY, LLC

J. Bruno noticed that there is not a permit number on the request.

M. Shea noted that this is a first request (application) not a renewal so there is not a permit number yet.

MOTION: R. Combs made a motion to approve the liquor license application for Lake Bomoseen Hospitality, LLC. Seconded by J. Leamy. All in favor. Motion Carried.

R. Spaulding asked if any of the Directors were here. J. Bruno stated that there were 2 of them here.

J. Bruno had a concern about consumption on the North Deck. He has asked if patrons have to enter the building first before entering the outside consumption area or do they walk thru the outside consumption area to enter the building.

K. Sparks stated that you go thru the outside consumption area to enter the building.

J. Bruno asked why they want to serve alcohol before 12:00pm.

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K. Sparks stated they will be open before 12:00 for special occasions only. The kitchen closes at 10:00 pm.

J. Bruno asked if there were 2 bars.

K. Sparks states yes, one upstairs and one downstairs.

MOTION: R. Combs made a motion to approve the outside consumption permit. Seconded by J. Leamy. All in favor. Motion Carried.

CITIZEN'S COMMENTS

S. Day updated the Board on the 4th of July festivities. She went over the schedule. She asked if the Board would march in the parade, volunteer to build a viewing stand, come up with some prizes or certificates and judge some of the parade participants. (best decorated bike, dressed up pet, etc). Also, help with the cost of flyers. She is also requesting additional Police presence for the fireworks.

J. Bruno asked where this would be set up. S. Day would probably be at the corner of South St.

S. Day is also part of the Castleton Bridge Initiative that works with the University and the community. She presented the Board with a report of how many hours and the types of volunteering that the students do in the community.

H. Steele asked if the Board had a chance to review the Courts decision.

J. Bruno stated he did not get it to all members, but he did review it.

MANAGER'S UPDATE

Police Station: This morning there was the final inspection and review of the outstanding items on the check list. Also for those that have work diligently to the completion of this project, and as all good projects, success includes the grand opening celebration. This will be on Sunday, May 22, 2016 from 11:00am to 4:00pm. This town event is an opportunity for families, friends and neighbors to come out to celebrate. Hamburgers and hotdogs along with children's events and more will be part of the day.

J. Bruno stated that McClure's Construction went over and above their responsibilities with the Police Station. They donated their time also. They put in tiles and sidewalks that were not part of the contract. They had no change orders during the construction. They did an outstanding job.

Float Bridge Project Bids: The Bids to this project came in at 3:00pm this last Friday (6th) The results are: (more to come on this on Monday)

Creek Road - rock overhang: We have progress! In following up with the Boards request to look at this potential road and safety hazard... Paul Eagan and I had a very pleasant conversation with Ms. Elisabeth Kast, the owner of this property. This project will begin ASAP.

New Town Office:

On Permits: In your packets you will see the revised project review sheet from Rick Oberkirk, Permit Specialist, Vermont DEC. Please note what is indicated as to the Act 250. We have good news! You will see that the town will avoid this process. (Discussion/Thoughts....)

On Civil Engineering Services: Solicitation for this service has resulted in the following. Long Trail Engineering is the low bidder, is on-budget and has work with the Town successfully on several different projects. This company has been selected.

DeWolfe Engineering Associates:	\$12,800
Enman/Kesselring Engineering:	\$12,800
Long Trail Engineering:	\$ 9,750
Marble Valley Engineering:	\$18,400

J. Leamy asked if the design of the building had to be changed due to staying within budget was there additional charges and what would that cost be.

M. Shea responded the cost would be the "hourly" rate.

J. Bruno stated that he understood from a meeting with them that there would be no additional cost for any changes. He stated that if the building needed to change it would probably have to be made smaller, reducing the cost of the building and charges.

NEW TOWN OFFICE

MOTION: W. Potter made a motion to approve Plan A- 74' X 50' floor plan of the new town office already drawn by Ed Clark of NBF Associates. Seconded by R. Combs. All in favor. Motion Carried.

MOTION: W. Potter made a motion to hire Long Trail Engineering for the civil engineering service for the new town office in the amount of \$9,750. Seconded by R. Combs. All in favor. Motion Carried.

OTHER BUSINESS- NONE

SELECT BOARD CONCERNS

J. Bruno would like to get the junk cleaned out of the town office lot.

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J. Bruno would like M. Shea look into the fence and talk to the abutting neighbors about taking it down or fixing it.

R. Combs inform the Board that the BCA has changed the voting venue in town it will change from the American Legion to the Fire House. They are working on the parking issue. The first vote will be in August.

WARRANTS

MOTION: R. Combs made a motion to approve warrants # 0509R for \$650.00, #0509 for \$93,562.08, #0505 for \$6,782.41, #0428 for \$5,692.03, #0505P for \$12,289.03, #0428P for \$12,374.32. Seconded by J. Leamy. All in favor. Motion Carried.

MOTION: R. Combs made a motion to approve warrants # 0510 for \$26.08, #0506P for \$336.70 and #0429P for \$354.51. Seconded by J. Leamy. All in favor. Motion Carried. W. Potter – abstained.

MOTION: W. Potter made a motion to approve warrants # 0507P for \$547.74 and #0430P for \$547.74. Seconded by J. Leamy. All in favor. Motion Carried. R. Combs- Abstained

ANY OTHER COMMENTS

M. Shea informed the Board that the Martha Clifford supports the parking at Crystal Beach for the Lake House. The insurance company is coming out on Friday to check it out.

EXECUTIVE SESSION

MOTION: R. Spaulding made a motion to go into Executive Session for a Personnel matter with the Town Manager at 8:45pm. Seconded by R. Combs. All in favor. Motion Carried.

MOTION: R. Spaulding made a motion to Exit Executive Session with no action taken. Seconded by J. Leamy. All in favor. Motion Carried.

ADJOURN

MOTION: J. Leamy made a motion the Adjourn at 9:10 pm. Seconded by R. Spaulding. All in favor. Motion carried.

Respectfully

V. Waldron

Date of Approval