

**Stowe Selectboard Meeting
Monday April 23, 2018
Akeley Memorial Hall**

Present:

Selectboard Members: William Noyes, Morgan Nichols, William Adams, Neil Van Dyke, Lisa Hagerty

Town Manager Charles Safford

Others Present: Caleigh Cross, Barbara Allaire, Sarah McLane, Mary Skelton, Mike Martin, Lynn Altadonna, Paco Aumand, Doug White, Andrew Volansky

Call to Order

Chair William Adams called the meeting to order at 5:30pm.

Approve the Agenda

On a motion by Mr. William Noyes, seconded by Ms. Lisa Hagerty, the Board approved the agenda as presented.

Consent Items

- a. Minutes
- b. Public Bathroom Lease Renewal
- c. Grader Mounted Roller – Bid Waiver
- d. Annual Appointments
- e. Spruce Village Townhomes – Acceptance of Water Main & Easements
- f. Parks Mowing Bid Award

On a motion by Mr. Neil Van Dyke, seconded by Ms. Hagerty, the Board approved the Consent Items as presented.

Liquor Consent Items

Special Event Permit Application:

- Edgewater Gallery, 151 Main Street
May 11, 2018 5:30pm-7:30pm
- Alchemy Brewing Stowe @ Green Mountain Inn, 18 Main Street
May 15, 2018 5:00pm-7:00pm
- Edgewater Gallery, 151 Main Street
May 24, 2018 6:00pm-8:30pm
- Caledonia Spirits, Inc., @ Chowderpalooza
May 26-27, 2018 11:00am-3pm
- Vermont Ski Museum Inc, 1 South Main St
May 31, 2018 6:00pm – 9:00pm

Annual 2018 Liquor Licenses:

- Burts Pub: 1st Class Restaurant/Bar License & Outside Consumption
- Cork Wine Bar & Deli: 1st Class Restaurant/Bar, 2nd Class License to Sell & Outside Consumption
- Hotel Sportiva Stowe, LLC: 1st Class Restaurant/ Bar License & Outside Consumption
- Idletyme Brewing Company: 1st Class Restaurant/Bar, 2nd Class License to Sell & Outside Consumption

- Golden Eagle Resort and Spa: 1st class Restaurant/Bar License & Outside Consumption
- Matterhorn, The: 1st Class Restaurant/ Bar License & Outside Consumption
- Plate: 1st Class Restaurant/ Bar License & Outside Consumption
- Rimrocks: 1st Class Restaurant/ Bar License & Outside Consumption
- Stowe Inn: 1st Class Hotel License to Sell & Outside Consumption
- Stowe Public House: 1st Class Restaurant/Bar, 2nd Class License to Sell & Outside Consumption
- Stowe Seafood: 2nd Class License to Sell
- Stowe Sandwich: 1st Class Restaurant/ Bar License & Outside Consumption
- Stowe Wine & Cheese: 1st Class Restaurant/Bar, 2nd Class License to Sell
- Trapp Family Lodge (1HTL): 1st Class Hotel License
- Trapp Family Lodge, Inc. (1rst): 1st Class Restaurant/Bar License & Outside Consumption
- Trapp Family Lodge, Inc. (2nd): 2nd Class License to Sell
- Trapp Family Lodge, Inc. (hotel gift shop): 2nd Class License to Sell
- Trapp Family Lodge, Inc. (SECN): 2nd Class License to Sell
- Trapp Family Lodge (Brewery): 1st Class Restaurant/Bar License & Outside Consumption
- Trapp Family Lodge (Brewery, 2nd Class): 2nd Class License to Sell

Mr. Van Dyke asked for verification on the Golden Eagle application, to assure that the signor was considered an authorized agent. Ms. Hagerty asked that this issue, along with the late submissions of liquor permits be added to the planned discussions with the Department of Liquor Control.

On a motion by Mr. Van Dyke, seconded by Ms. Hagerty, the Board approved the Liquor Consent Items listed above with the stipulation that the signature on the Golden Eagle 1st Class Restaurant/Bar license be verified.

Town Manager Charles Safford took a moment to introduce Sarah McShane, Zoning Director, to the Board. She has taken Rich Baker's position as he will be retiring on April 30th.

Moscow Recreation Field Volleyball Court Agreement

The Stowe Co-ed Volleyball League, Inc. has requested permission to construct a sand volleyball court at the Moscow Recreation Field. The construction would be at the League's expense and the court would be open to the public when except during League play on Monday nights. Stowe Land Trust has determined the use is in conformance with the conservation easement. Town staff prepared a five-year lease for review and approval, which is automatically renewable with either party being able to terminate it with thirty day notice. Michael Martin of Stowe Co-Ed Volleyball League stated that planned to dig down 4-5" and put in sand for the courts, using the nets, poles and boundaries used at the Cactus Café site. It was confirmed that there would still be room at the Moscow Fields to have softball games for events such as 4th of July. It was clarified that there would be no amplified sound, excessive noise or disturbances to the neighbors- Trash and Recycling cans will be provided by the Stowe Parks Department but assuring the sight is kept clean during the Monday night games will be the responsibility of the Stowe Co-ed Volleyball League.

On a motion by Mr. Van Dyke, seconded by Ms. Morgan Nichols, the Board approved the Agreement between Stowe Co-Ed Volleyball and the Town regarding the construction of a volleyball court.

Peace Park Conceptual Proposal

Lynn Altadonna has requested approval for the concept of a Peace Park at Thompson Park. This is in association with the International Institute for Peace Through Tourism, which has been around since the 1980's. The Recreation Commission was agreeable with the concept, with the understanding that it will not add to the Rec Dept budget or limit existing use of the space or incur additional maintenance. Mr. Altadonna explained the concept does not have a political agenda. It also will not incorporate anything that would be in violation of the separation of church and state, and can be whatever the community wants it to be. All work would be done by volunteers so that there is no budget impact. At this point there is no exact design for the park as they wanted conceptual approval before designing it. The goal will be to establish the Peace Park by November 11, 2018 to celebrate the centennial of the treaty that ended WWI. Barbara Allaire, citizen asked about parking impacts of the Peace Park, but Mr. Altadonna said he did not think it would interfere with the regular use of the parking area.

On a motion by Mr. Van Dyke, seconded by Mr. Noyes, approved the concept of a Peace Park on Town property with the understanding that a final design plan and location will be brought to the Rec Commission for them to make a recommendation to the Selectboard.

Utilities Ordinance Amendment (Upper Mountain Road District)

Staff has prepared the following amendment to the Stowe Utilities Ordinance for consideration:

Section 8-20 (d) Except as provided in this sub-section below, no *new* structures *that exceed the existing permitted flows* located in the Upper Mountain Road District designated by the Town of Stowe Zoning Regulations shall be authorized to connect and/or discharge into the Town of Stowe Disposal System. ~~except structures existing in the District on March 16, 2001, and structures constructed after March 16, 2001 that are located in planned unit developments approved under the Town of Stowe Zoning Regulations~~ *Also existing structures that existed in the District on March 16, 2001 and additions thereto, and structures constructed after March 16, 2001 that are located in planned unit developments approved under the Town of Stowe Zoning Regulations may be permitted to connect and/or discharge into the Town of Stowe Disposal System.*

The original language added to the Utilities Ordinance related to new structures in the UMR was in response to Act 250 Land Use Permit Amendment 100035-9A, dated March 16, 2001.

Act 250 has indicated that they are agreeable to new structures being connected to the municipal wastewater system in the Upper Mountain Road District provided they don't increase the total wastewater flow allocation. In a jurisdictional determination from the Act 250 District Coordinator for the Wood Chip Inn project, the determination stated: "*The facts at hand support a conclusion that the connection of one or two new structures at 4492 Mountain Rd. to the municipal sewer system will not be inconsistent with the terms of LUP#100035-9A. Specifically, the new structures will be an "in kind" replacement of the structures that exist presently. Thus, the proposed connection, so long as it does not exceed the existing permitted flows, is not a material change requiring a filing of an amendment by the Town of Stowe under Act 250 Rule 34.*"

It was summed up that the changes would allow for replacement buildings to be connected to the system if they are not increasing the flow, and would also allow existing buildings or additions thereto - to increase flow.

On a motion by Mr. Noyes, seconded by Ms. Hagerty, the Board will warn a public hearing on the proposed Utilities Ordinance amendment for May 14, 2018.

Contract Award – FY19 Paving Projects

On April 17, 2018 the Town received sealed bids for paving projects both out of surplus FY18 budget (Maple Street, South Main Street, Park Street and Pond Street) and for budgeted FY19 paving (two locations on Stowe Hollow Road and Lower Sanborn Road). Out of five bids received, Pike industries had the lowest total bid at \$334,705. Bid prices were significantly lower than budgeted, despite liquid asphalt pricing increasing 20% in the last year. In consideration of these favorable prices, staff has suggested increasing the proposed paving program to include shim paving in FY18 of the Town's Class 1 roads including Main Street and Mountain Road. With the savings in FY19 paving, Public Works is considering paving of Stagecoach Road, potentially in conjunction with a forthcoming \$175,000 paving grant opportunity from VTrans Class 2 Town Highway Program.

Mr. Safford said that the work with FY18 budget surplus will be completed by June 15, 2018. The work budgeted for FY19 will be completed by late September/early October 2018. This work will be done during the day and some traffic congestion is to be expected.

On a motion by Ms. Nichols, seconded by Mr. Noyes, the Board awarded the FY19 Paving program to Pike Industries, amend the FY18 paving program to include portions of Main Street and Mountain Road and to authorize the Town Manager to sign the Agreement on the behalf of the Town.

Other Business

Mr. Safford let the Board know that the contractor for Route 100 work has requested permission to commence with the installation of storm drainage facilities within the Lower Village commencing next week and being completed by the end of May. All work would be substantially completed at night and all work in the highway will be temporary paving patched. This will have no impact on any utility improvements in the Lower Village. The Board indicated they were agreeable provided it did not interfere with the potential installation of a water main.

Mr. Safford also noted that the Town has received a request to sweep Route 108 for the extent of the sidewalk system. The Town would have to request permission from the State as it is a State Highway. He indicated that he would request to the State that the municipality be permitted to do so where it has curbed sidewalk within the state right-of-way now and in the future. The Board indicated they were agreeable.

On a motion by Ms. Hagerty, seconded by Mr. Noyes, the Board went into Executive Session at 6:45pm to discuss personnel and contract matters.

The Board came out of Executive Session at 7:25pm

On a motion by Ms. Nichols, seconded by Mr. Noyes, the Board appointed Paco Aumand to the Development Review Board to fill a vacant seat which will expire on April 30, 2021 and appointed Sarah McLane as an Alternate to the Development Review Board with a term to expire on April 30, 2021.

On a motion by Ms. Hagerty, seconded by Mr. Van Dyke, the Board approved an Agreement between the IBEW and the Town of Stowe regarding the Sick Leave Bank.

There being no further business, Chair Adams adjourned the meeting at 7:30pm.

Minutes respectfully submitted by Abigail Earle.