



**Town Board of Commissioners  
Workshop  
February 23, 2022 @ 5:00 p.m.**

The Roseboro Board of Commissioners met in a Workshop Session at Town Hall on Wednesday, February 23, 2022, at 5:00 p.m.

Members present at Town Hall were Mayor Alice Butler, Mayor Pro-Tem Anthony Bennett, Commissioners Ray Clark Fisher, Richard Barefoot, Mark Gupton, and Cyndi Templin. Also, present were Attorney Sandy Sanderson, Town Clerk Janet Dunn, Randi Kelly (Chair of STMS/BloomFest Committee), and Emily Williams (Sampson Independent).

**COMMENCEMENT**

- Call to Order – Mayor Butler called the meeting to order at 5:00 pm.
- Agenda Adoption – Mayor Pro-Tem Bennett made a **motion** to approve the agenda. **All in favor. Motion carried.**

**WORKSHOP ITEMS**

1. Ordinance Discussion Relating to Alcoholic Beverages – Discussion was held regarding alcoholic beverages on public property.

Attorney Sanderson expressed his concerns of the town allowing alcoholic beverages on town property, as it relates to the BloomFest beer garden. His recommendations are that the town lease the property—in this case the Roseboro Park—to the nonprofit and require the nonprofit to have a minimum of \$3 million in liability coverage with the Town listed as an additional insured. Reviewing the ordinance that the City of Clinton has in place, there is an exception for restaurants with ABC permits and for those circumstances that would be classified as “special events” (e.g., Alive After Five event).

Additional concerns expressed included adding language that it is unlawful to drink alcoholic beverages on public property, carving out an exception for special events (e.g., nonprofits) with the addition of no alcoholic beverages permitted in the park except for those being sold. This would help eliminate someone from bringing in coolers with their own alcoholic beverages and allow for better control of the number served. Placing signs at all entrances stating no outside alcohol permitted and signs at all exits stating no alcohol beyond this point may help deter outside alcohol coming in and that being sold in the park by the nonprofit being taken outside the park premises. Questions rose as to how someone can determine the threshold of when to stop serving alcoholic beverages to an individual. Attorney Sanderson responded that it would be based upon the individual’s actions (e.g., stumbling about) and that the amount they can drink without being intoxicated would be different for everyone. It was recommended that the nonprofit have good insurance, hire a professional bartender, and can identify each person wishing to purchase an alcoholic beverage.

Individuals attending the “Alive After Five” event in Clinton, after passing the screening process, can purchase a bracelet to purchase a set number of alcoholic beverages. The idea of using a bracelet is to indicate those individuals who have been screened and are eligible to receive up to three (3) alcoholic beverages is another method of trying to keep underage individuals from gaining access. If someone is seen drinking an alcoholic beverage and is not wearing a bracelet, it is an obvious sign that the individual has not been cleared to do so. Ms. Randi Kelly added that the Committee was considering selling tickets but that the number of drinks allowed per individual had not been determined.

The ordinance can be amended to state no alcoholic beverages are permitted on public property with restaurants holding ABC permits being the exception. “Public property” should also be defined with the amendment.


2. Beer Garden – Liability/Nonprofit Insurance – The nonprofit is recommended to have between \$2 million and \$3 million general liability coverage. Town’s insurance company advises that the nonprofit should purchase/provide general liability and liquor liability naming the Town as additional insured. They further recommend that no town employee, official or volunteer should sell, serve or furnish the beer. Attorney Sanderson requested that the Town obtain what the insurance company defines as “volunteers” (i.e., ABC Board Committee members, BloomFest Committee volunteers, etc.).
  - a) Park Lease – Attorney Sanderson is developing a lease agreement between the Town and Western Sampson Commerce Group as agreed upon during the February 8<sup>th</sup> Town Council meeting.
  - b) Closing Park During Event – A sample resolution closing the Roseboro Park for the BloomFest evening event was provided. The need for “closing the park” is for everyone’s safety during the BloomFest evening event. Park closure would be from 4:00 p.m. to 11:00 p.m. The sample provided needs to be modified to fit the Town’s need.
3. Discussion Regarding “First Friday” – Ms. Randi Kelly was present to discuss the First Friday community event. The nonprofit can lease from the town an area to host a singing group and to sell alcoholic beverages. However, the proposed site – along the railroad bed – cannot be leased as the Town does not own the railroad bed; it still belongs to the railroad, a private entity, which thereby, is considered private property. It is possible that the town street or the Community Garden could be leased by the nonprofit to hold their event.

**ADJOURNMENT** – With no further discussion, Commissioner Fisher made a **motion** to adjourn; **all in favor. Motion carried.** Meeting adjourned at 5:55 p.m.

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Alice Butler, Mayor

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Janet Dunn, Town Clerk