

**TOWN OF DERBY, VERMONT
SELECT BOARD MEETING**

Minutes

November 7, 2016

Present: Grant Spates, Brian Smith, Perry Hunt, Beula Shattuck, Josh Provost.

Others: Paul Prue, Rod Lyon, Chris Blais, Fritz Halbedl, Paula Halbedl, Kimko Fitz, Laura Carpenter, Bob Kelley.

MEETING CALLED TO ORDER - 6:00 P.M.

Warrants #23A in the amount of \$19,985.08 and #23B in the amount of \$179,495.12 were signed.

Josh moved to approve the minutes of October 24, 2016, with Grant seconding. Unanimous.

PUBLIC COMMENTS: None.

PUBLIC HEARING: Zoning Bylaw Amendment.

Grant moved to recess the meeting to go into a public hearing for a proposed zoning bylaw amendment, with Perry seconding. Unanimous.

The amendment is to change the definition of Village Inn to read "Village Inn – An establishment containing rooms for rent consistent with the definition of a hotel/motel. The establishment may have a full service dining room open to the general public where alcoholic beverages may be served with meals to guests and patrons, and may include indoor reception and/or banquet venues on the property for private functions by a Village Inn. Any additional entertainment services, pool facilities, game rooms or similar form of entertainment are to be restricted to overnight guest only. Village Inn is a principal commercial use."

There were no comments from the public.

Josh moved to close the public hearing, with Grant seconding. Unanimous.

Perry moved to approve the proposed amendment as written, with Beula seconding. Unanimous

NEW BUSINESS:

Health Officer – Joe Noble has submitted a letter indicating his interest in the position. This is the only letter received. Beula moved to appoint Joe Noble to the position of Health Officer, with Grant seconding. Unanimous.

Trash Ordinance – The board reviewed 2 drafts of the proposed Ordinance Regulating the Disposal of Refuse and decided to go with the one that includes regulations on open burning and incineration. Grant read the complete ordinance (see attached) for the record and then moved to approve it, with Perry seconding. Unanimous.

Review Job Descriptions – The board reviewed job descriptions for Zoning Administrator and Town Administrator. Bob Kelley was hired as zoning administrator and also to assist the Selectboard as needed. Over the years he has taken on more responsibilities and the board felt that it was time to formalize his other duties. Paul Prue wanted to discuss Bob's job performance, but the board was only reviewing the job descriptions tonight not job performance. After reviewing the June 1st drafts Beula made a motion to approve the job descriptions for both Town Administrator and Zoning Administrator as written, with Josh seconding. Unanimous.

OLD/OTHER BUSINESS:

Walmart Sign – Chris Blais thought that the Walmart sign on Route 5 was hard to see because it is so low. She thought this might cause traffic issues. Bob will relay her concerns to Walmart.

Letter from Lieutenant Walter Smith – State Police Station Commander – The letter was in regards to the opening of the Walmart store. He explained that if he didn't have a trooper in the

immediate area or available they would not be responding to non-emergency call such as minor parking lot collisions with no injury or retail theft. The board was not very happy with the letter.

Zoning Violation – Bob reported that there is a pending violation along the Beebe Road that the property owner has not responded to and asked the Selectboard's permission to pass it along to the Town Attorney. He was directed to use Bill Davies.

ROAD REPORT:

There is an old fuel tank behind the town garage that should be removed before it becomes a problem. Mario Paul is looking into what it will take to remove it. It was thought that Scott Oeschger should be consulted with as he has a lot of experience with this.

Old truck #1 is getting a wooden bed install on the back and will be used for sanding in the winter and chloride in the summer.

Rod and Perry are looking into pricing for a 6 wheel dump truck for next year's budget. They are also looking into a new loader and thought that a 5 year lease might be the way to go.

Josh told the town that he has 2 bays in his old building that he is not using and would let the town can use at no cost. It is not heated and the town would have to keep it plowed and take full responsibility for anything stored there. If the building sells they would have to move out. The Board thanked him for the generous offer.

EXECUTIVE SESSION: None.

ADJOURNMENT:

The next regular meeting is scheduled for 6:00 p.m. Monday, November 21st.

At 6:59 pm Beula moved to adjourn, with Josh seconding. Unanimous.

Submitted by Bob Kelley

Unofficial until approved