

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

**Minutes  
May 8, 2017**

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

**Others:** Lori Before, Thomas Prevost, Gwen Bailey-Rowe, John Rowe, Adam Guyette, Todd Wright, Steve Gendreau, Jason Sicard, Paul Prue, Rod Lyon, Joe Gresser, Bob Kelley.

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

Warrants #9C in the amount of \$521.72, #10A in the amount of \$16,229.56, and #10B in the amount of \$45,078.73 were signed.

**APPROVE MINUTES:**

Josh moved to approve the minutes of April 24, 2017, with Beula seconding. Unanimous.

**PUBLIC COMMENTS: None.**

**NEW BUSINESS:**

**Lori Before – Tax Bill** – Mrs. Before was upset that the acreage on the Lister's card and the acreage on the tax maps are not the same. She pointed out 3 errors on the tax map of her property. She has found many discrepancies between the acreage people are being taxed on and the acreage depicted on the tax maps. It was explained to her that the tax maps are not a survey; they were drawn by David Ray when he was a Lister. The tax maps should only be used to give you a general idea of where your property is. A professional survey is the only way to accurately know where your property lines are. If she does not like the assessment of their property she has the right to appeal her assessment. It should be in writing to the Listers and it needs to be signed by Martin Before as his is the name on the deed. Any errors in the tax maps should be brought to the attention of the Listers.

**Zoning Maps** – Bob explained that the Planning Commission is revising the zoning maps to get rid of a lot of spot zoning and would like to know if the Board is agreeable to this prior to putting in the time to make these changes. It will probably affect a couple hundred parcels. 2 public hearings will be required before the new maps could go into effect. The Board gave their go ahead with the project.

**Review & Sign – General Journal Posting Register, Budget Status Report, Balance Sheet, & Delinquent Tax Report** – All were reviewed and signed.

**Sign Liquor License – Rite Aid** – At 6:55 Josh moved to go into a liquor board meeting, with Beula seconding. Unanimous.

At 6:56 Josh moved to come out of the liquor board meeting, with Beula seconding. Unanimous. Brian moved to sign the liquor license for Rite Aid, with Beula seconding. Unanimous.

**Green Mountain Solar Contract** – The Town's attorney has advised that the Town not sign the contract until the PSB has finalized their new net metering rules. The Town is very interested in participating in this project, but will hold off signing any contract until the new net metering rules are known.

**OLD/OTHER BUSINESS:**

**Update on Eagle Point Project** – Grant and Bob met with the State today and due to all the regulations in dealing with Federal money it looks like this project will not get started until next year. We have a draft MOA and the State is questioning a charge from the Feds. We need to check with Shane Morin to see if State funds are available to install the temporary bridge this year as the culvert will not last through another winter.

**Legislative Update** – This legislative season should be wrapping up this week. A marijuana bill was passed last week, Brian voted against it.

**Update on Building Trim** – Grant has not been able to get a date from NCCC for doing the work. We will need to put it out to bid.

**Derby Historical Society – Elephant Slide** – The Historical Society has the old elephant slide from the Derby Drive-In and would like to put it on the Derby Green. It is in excellent condition but needs to be put in the shade as it is metal and would become very hot in the sun. It was felt that underneath one of the trees near the Historical Society building would be a good location. Placement should be so that it doesn't interfere with snow removal.

**Derby BBQ** – August 19<sup>th</sup> has been set for a BBQ at the Beach House for all Town employees/boards.

**Zoning Violation** – Bob was granted permission from the Board to use attorney Bill Davies to assist in the ongoing Kevin Barrup zoning violation on Route 111.

**Swim Lessons – Beach House** – Sabrina Keller, NEK Swim LLC, would like to offer swimming lessons at the Town Beach. She usually does lessons 2 days a week for 5 weeks. She has \$1,000,000 liability insurance. The Board didn't have a problem but would like her to have a certified life guard.

**Development Review Board** – Discussion about switching to a DRB will be on the agenda for the next meeting. The Board would like to invite Joan Poutre to the meeting as she was on the DRB in Newport. Bob will have opinions from other towns in the NEK that have made the switch.

#### **ROAD REPORT:**

Steve Gendreau and Jason Sicard were present to explain the situation with the gravel stored in our stump dump on Beebe Road. It was Steve's and Jason's understanding that the gravel belongs to Jason and he would sell it to the Town for the cost to crush it. The cost to crush it is the same as we can buy it for in Island Pond. The Town would be saving on the cost of trucking. The Town may be able to use some of the gravel as is for the Eagle Point project. Jason was planning on crushing it all. There is approx. 10,000 yards which is about what we would use in about 2 years. Jason and Grant will meet at some point to survey the pile to determine how much is there and the Board wants to check with Perry to get his input.

West Street is scheduled to be paved soon. Brian has concerns with runoff and speed if it is paved. Speed bumps have been discussed and we need to check with the State to see if it is acceptable. The Rowe's also have concerns with speeders on the road. Better signage will be needed.

It is believed that all material removed from ditching operations now needs to go to an approved site.

The crosswalk at the east end of West Street needs to be repainted. It was not painted last year. It is believed to be the State's responsibility.

**EXECUTIVE SESSION: None.**

**ADJOURNMENT:** The next regular meeting is scheduled for 6:00 p.m. Monday, May 22, 2017.

Brian made a motion to adjourn the meeting at 7:24, with Josh seconding. Unanimous.

Submitted by Bob Kelley  
*Unofficial until approved*