

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

**Minutes  
May 3, 2021**

**Present:** Brian Smith, Steve Gendreau, Grant Spates, Brad Shattuck, Karen Chitambar.

**Others:** Joe Profera, Bob Primeau, Dawn Call, Bob Kelley, remotely: Joe Guay, Ed Barber.

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

Warrants #9A in the amount of \$18,096.92 and #9B in the amount of \$11,733.10 were signed.

**APPROVE MINUTES:**

Brian moved to approve the minutes of April 19, 2021, with Karen seconding. Unanimous.

**PUBLIC HEARING:**

Brian moved to recess the meeting to go into a Public Hearing for public input on a proposed bylaw amendment, seconded by Karen. Unanimous.

The proposed bylaw amendment is to add Recycling Transfer Station as a Conditional Use in the Commercial/Industrial (COM/IND) zoning district. Joe Guay from Casella spoke in favor of the proposed amendment. Casella would like to operate a recycling transfer station on Citizens Road. Truck traffic would be similar to what is there now. There were no other comments from the public. Brian moved to close the hearing and return to their regular meeting, seconded by Brad. Unanimous.

**PUBLIC COMMENTS: None.**

**NEW BUSINESS:**

**Consider Bylaw Amendment** – Brian move to approve the proposed bylaw amendment to add Recycling Transfer Station as a Conditional Use in the Commercial/Industrial (COM/IND) zoning district, seconded by Brad. Unanimous.

**Appoint Planning Commission Position** – No one has expressed an interest in the position. The Town will advertise the opening again.

**MT – Memphremagog Trails (formerly Memphremagog Ski Touring Foundation)** – Bob Primeau shared ideas MT has for connection bike trails to Derby Center. The biggest problem is that the Interstate divides the Town and the only way to cross is to go under it at the Clyde River crossing. His ideas were very preliminary, but with additional funding from the Recovery Act, now might be a good time to start planning.

**Bids for Dumas Road Structure Replacement** – The Town received 4 bids and Steve opened them and read the quotes: J B Sicard - \$227,847, R G Gosselin - \$198,860, Austin Construction - \$191,234, and Fenoff and Son Excavating - \$173,820. Brian moved to award the project to Fenoff and Son Excavating with a price of \$173,820, seconded by Steve. Unanimous.

**Review & Sign Excess Weight Permits – Andrew J Lawrence, Kelley View Farms** – Steve reviewed and signed as Road Commissioner.

**Review & Sign – NEK Community Broadband** – This was approved last week, Grant signed on behalf of the Board.

**TA & ZA Update – DRB/PC:** The DRB has 1 permit scheduled for next week. The PC decided to skip over Flood Hazard regulations and start on Subdivision regulations. Once the subdivision regulations are updated the Town can apply to the State to become a 10 acre town for Act 250 purposes. **Permits:** There have been 55 permits submitted year to date. **Storm Damage – FEMA:** Nothing new to report. **Grants:** N Derby Rd FLAP Grant – Nothing new to report. **Paving** – The State will give the Town funding for Elm St, Darling Hill Rd, and Holland Rd.

Total - \$182,478.72 funding from the State. **Vicious Dog Complaint:** Patricia Moccia has filed a written complaint concerning Mr. Davis' dog Ruby. The Board will need to have a hearing at their next meeting.

#### **OLD BUSINESS:**

**Legislative Update** – There are going to be incentives for purchasing electric cars and bikes. The House proposed a requirement that when repaving State roads that they are required to widen the road wherever possible, it was turned down in the Senate, but the House is going to try to get it back in the bill. There will probably be a lot of funding for Broadband infrastructure.

#### **ROAD REPORT:**

Roads cannot be paved until after July 1<sup>st</sup> and the Town is locked in to the \$60.60/ton price. The Board review pictures of the trash collected from Green-Up Day. It cost \$422 to get rid of the tires and they collected 1.07 tons of trash. The Board received a spreadsheet of the Sand & Gravel and Equipment bids.

#### **OTHER BUSINESS:**

**Beach House Volleyball Court** – Brian would like to get a rotor tiller to fix up the volleyball court.

**Parks & Recreation Committee** – Karen reported on the Committee meetings to date. Third meeting was Saturday. First meeting was organizational. Second meeting reviewed existing facilities and visited the land next to the tennis courts. The Third meeting they reviewed the results of the survey which Karen summarized and did a site visit of the Town Forest. Some of the ideas to look into included updating the website to better list the recreational opportunities available in the area, see what is available for swimming lessons, reach out to see if there is interest in a farmers market, look into disc golf possibly in the Town Forest, having a Town wide yard sale, look into play stations on the Town Green, primitive campsites on Salem for the Northern Canoe Trail, and parking at various areas.

#### **EXECUTIVE SESSION:**

At 7:15 PM Brian moved to go into executive session for a personnel issue, seconded by Steve. Unanimous. Out of executive session at 7:25 PM, no action taken.

#### **ADJOURNMENT:**

The next regular meeting is scheduled for 6:00 p.m. Monday, May 17, 2021. Brian made a motion to adjourn the meeting at 7:25 p.m., with Steve seconding. Unanimous.

Submitted by Bob Kelley, *Unofficial until approved.*