

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

**Minutes
June 28, 2021**

Present: Brian Smith, Steve Gendreau, Brad Shattuck, Karen Chitambar (remotely).

Others: Kevin Chickering, Jane Snider, Tony Tanguay, Ed Barber, Luke Vidic, Joe Profera, Bob Kelley.

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

Warrants #13A in the amount of \$25,219.31 and #13B in the amount of \$96,365.86 were signed.

APPROVE MINUTES:

Brian moved to approve the minutes of June 14, 2021, with Brad seconding. Unanimous.

PUBLIC HEARING BYLAW AMENDMENT:

Brian moved to recess the meeting for a Public Hearing for public input on proposed bylaw amendments, seconded by Steve. Unanimous.

The proposed bylaw amendments are to:

1) Amend Article 5: Overlay District Regulations

Change the reference in §501.2(C) from 203.1 to 203.3.

Change Department of Agriculture to Agency of Agriculture, Food and Markets in §501.3(G)

Delete §502 Tax Increment Finance District and §503 Design Control District.

2) Change parcels RT005007E5T, RT005011E5T, RT005013E5T, and a portion of TRD03001E5T from Commercial (COM) to Village Commercial Derby Center (VCDC). These parcels are located near the intersection of Route 5 and Beebe Road.

3) Change a portion of parcel TRD03001E5T from Residential Two Acre (R2) to Village Commercial Derby Center (VCDC). This parcel is located near the intersection of Route 5 and Beebe Road.

The Selectboard asked a few questions. There were no public comments. Brian moved to close the Public Hearing, seconded by Brad. Unanimous.

PUBLIC COMMENTS: None.

NEW BUSINESS:

Consider Proposed Bylaw Amendments – Brian moved to approve the proposed bylaw amendments as proposed, seconded by Brad. Unanimous.

Cannabis Discussion – The State in all their wisdom has required Towns to opt in for allowing cannabis sales in their town on the day before Town Meeting. This will require Towns to hold special meetings rather than have it a ballot item at Town Meeting, adding an extra expense for Towns. The Board would like to keep the option open for allowing cannabis sales in Derby, but the cost of a special vote is a concern. Karen moved to have a special vote provided that mailing ballots to all residents is not required, seconded by Brad. Unanimous.

Jane Snider – Road Naming – Jane would like the Town to name the private road that Paul's Sugarhouse is on. She is proposing naming it Paul's Sugarhouse Drive. People using a GPS for directions have a hard time finding them for events. The only other resident on this road is Mr. Limlaw and he is in favor of naming it Paul's Sugarhouse Drive. Brian moved to name the private road Paul's Sugarhouse Drive, seconded by Brad. Unanimous.

Review & Sign Annual Financial Plan – Town Highway – The Board reviewed the plan. Brian moved to sign the Annual Financial Plan – Town Highway, seconded by Steve. Unanimous.

Coronavirus Local Fiscal Recovery Funding (CLFRF) – This was added to the agenda. The Board needs to vote to accept the funds, pick an Authorized Representative and a contact person before July 15th, and complete a certification online. Steve moved to accept the funds, and

appoint Town Administrator Bob Kelley as the Authorized Representative and Contact for the Town, seconded by Brian. Unanimous

TA & ZA Update – DRB/PC: The DRB & PC do not have a meeting next week due to 4th of July. **Permits:** There have been 75 permits submitted year to date. **Storm Damage – FEMA:** We received an extension until the end of the year to finish up the Dumas Rd culvert. Fenoff has signed the contract and submitted his bonding. **Grants:** N Derby Rd FLAP Grant – Austin Construction started work last week. **Better Roads –** The Road Crew has been working on different sections of Pine Hill Rd because of the traffic in and out of the pit by the golf course; Gosselin will have to install the culvert across the access. **Grants-in-Aid –** I have submitted the letter of intent to participate in the grant program this year. We can expect \$11,000 from the State with a \$2,750 match required from the Town. **Poulin Land:** We got the loan thru Community National Bank. All our loans from CNB are unsecured, so there is no lien on the property and selling pieces to abutters is not an issue. **Zoning Violations:** I sent out 2 Notices of Violation last week for exceeding the number of yard sales allowed in a year, one to LaBarron (212 Main St) and the other to the Border Edge Motel. **Beach House:** The Beach House could use a coat of paint and a new stove. Bob will look for an inexpensive or free used stove.

OLD BUSINESS:

Legislative Update – None.

July 3rd Parade – Karen updated the Board. The parade will follow the same route as always going from the Elks to the Derby Village Store. It will start at 10:00 as usual. There will be a banner on the front page of the Newport Daily Express on Tuesday and Thursday. Pat Austin (Casella) is donating trash barrels and a dumpster, Wrights are donating a tent, people are lined up for the various tasks on parade day and Matt Wright (Sweet Scoops) will pay for any overages on the electricity.

ROAD REPORT:

The Road Crew has been graveling, ditching, and mowing. Everything is going good. The asphalt from the North Derby Rd project is being recycled. Kevin Chickering wanted to thank the Road Crew & Commissioner for the excellent job they have been doing, Ed Barber agreed.

OTHER BUSINESS:

Municipal Building – The aluminum trim is coming off the windows. This was just installed in the last couple of years. The contractor needs to come back and fix this. Bob has already contacted the contractor. The building also needs to be pressure washed after the trim is fixed. Brian suggested getting Marc Gosselin to do it.

Housing Foundation Mobile Home Park – Rte 5 – Brian received a complaint about an abandoned mobile home on lot B-1 in the Housing Foundation Mobile Home Park off Route 5. They are scheduled to remove it in the fall. The shed beside it has collapsed and there is an old couch sitting beside it. Brian thinks something should be done sooner than fall and is looking into it.

Trees on Bates Hill Rd – Tree Warden Joe Profera was called to look at the trees along the road within the Town R.O.W. at 2211 Bate Hill Rd. These are very old maples and are in very poor condition. The property owner thinks something needs to be done with them. Joe thinks they should be removed. Steve will go with Joe to look at them and see if this is something the Road Crew can do.

EXECUTIVE SESSION: None.

ADJOURNMENT:

The next regular meeting is scheduled for 6:00 p.m. Monday, July 12, 2021. Brad made a motion to adjourn the meeting at 7:18 p.m., with Steve seconding. Unanimous.

Submitted by Bob Kelley, *Unofficial until approved.*