

**TOWN OF DERBY, VERMONT**  
**SELECT BOARD MEETING**  
**Minutes**  
**January 9, 2023**

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

**Others:** Nancy Moore, Frank Davis, Ed Barber, Chris Shaffer, Paul Chambers, Steve Mengel, Brian Aubuchon, Kathleen Ahearn, David Barlow, Mark Linton, Matt Wilson, Dan Dagesse, Joe Profera, Bob Kelley.

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

Warrants #26C in the amount of \$388,986.35, #1A in the amount of \$20,463.21 and #1B in the amount of \$54,478.30 were signed.

**APPROVE MINUTES:**

Brad moved to approve the minutes of December 12, 2022, with Brian seconding. Unanimous.

**PUBLIC COMMENTS:**

Nancy Moore asked the Board about spot checks at the Giroux residence to see if they were complying with the Board's ruling that the dogs be banned from Derby. The Board directed Bob Kelley to contact the Animal Control Officer and Sheriff's Dept to do some spot checks. A Massachusetts dog ordinance allows the Animal Control Officer to board a dog immediately upon receiving a complaint and hold the dog until a hearing is held. Bob will check to see if something similar would be allowed in Vermont.

The Village of Derby Line Trustees asked Frank Davis to inquire about U.S. Customs buying properties in Derby Line and changing the traffic flow. Frank talked to Agent Ryan Holden, he is their public relations liaison. Agent Holden thought it might be beneficial to talk directly with the Town at a regular meeting and Town Meeting. The Board thought it would be best for Agent Holden to come to a Board meeting and then decide if it would be beneficial to him to attend Town Meeting. Frank thinks there is a Payment In Lieu Of Taxes (PILOT) program for federal property which needs to be checked into, Bob will check into it.

Brian Smith brought up the death of Carl Taylor and all financial support Carl & Susan have contributed to the Town over the years. He will be missed. Others spoke up about his support for many organizations in the area.

**NEW BUSINESS:**

**Village of Derby Center – Stephen Mengel – Request ARPA Funds** – The Village is requesting \$50,000 of ARPA funds from the Town spread out over 2 years. The money would be used for water/sewer issues or to remove milfoil from Derby Pond. The Village received \$164,000 and has spent \$153,000. The village has sewer pumps that need to be replaced and 430 water meters that need replacing at \$322 each. The extra ARPA funds would be a great help. The request was added to the list and will be reviewed later this year.

**Paul Chambers - Dairninaka Drive** – The Board was updated on the status of taking over Dairninaka Dr. The Nelson's are waiting for their bank to issue a partial release and the Shaffer's have paid off their mortgage and are waiting for their mortgage discharge to be recorded, otherwise everything is all set.

**Recycling – Trash Bag Drop Off – Brian Aubuchon** – Mr. Aubuchon is seeking permission to set up a "bag drop" to collect trash from Derby residents. He would do this at the recycling center only during recycling hours. He would charge a set per bag fee. Residents would pay him directly. There would be no cost to the Town. The Board was concerned with congestion at the site and thought local trash haulers should be given a chance to offer this service. Brad moved to table this request, seconded by Steve. Unanimous.

**NVDA – Budget Amount** – The correct NVDA membership for 2023 is \$3,892.00. Karen moved to approve NVDA 2023 membership of \$3,892.00, seconded by Brad. Unanimous.

**Review and Sign – Auditor Engagement Letter** – Steve moved to sign the Auditor’s Engagement Letter, seconded by Brian. Unanimous.

**International Water Co – Tax Exempt Letter** – International Water Co is requesting to be on the Town Warning for property tax exemption for a 5-year period. This is required to be voted on every 5 years. Brad moved to add International Water Co property tax exemption for 5 years to the 2023 Town Meeting Warning, seconded by Brian. Unanimous.

**Town Meeting – Time Change** – It was suggested to change the start time for Town Meeting from 7:00 PM to 6:00 PM. The school board is fine with the change. Karen moved to have Town Meeting start at 6:00 PM, seconded by Brad. Unanimous

**Review Appropriation Requests – Haskell Free Library, NEK Learning Services, Old Stone House-Orleans Historical Society & Umbrella** – All are requesting the same appropriation as they received in 2022. Karen moved to add these appropriations requests to the 2023 Town Meeting Warning, seconded by Brian. Unanimous.

**Review & Sign – Newport Ambulance Service Agreement** – After reviewing, Brian moved to approve the agreement, seconded by Karen. Unanimous.

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

**TA & ZA Update – DRB/PC:** The DRB has 2 permits pending for next week. The PC will be finishing review of Planned Unit Developments and Mobile Home Parks. **Permits:** There have been 3 permits submitted year to date. **Storm Damage – FEMA:** Everything is approved and waiting on the final payments from the Feds for Dumas (\$68,800.26) and Administration (\$7,429.06), then it will just be the State’s share remaining to be reimbursed (\$9,980.50). **Route 5 Land:** The State’s appraisal is complete and the appraised value is \$20,000. **Budget:** The \$198,340.83 for deficit reduction does not need to be in the budget. For your next meeting the auditors should have decent figures for the Highway surplus and General Fund surplus/deficit.

**OLD BUSINESS:**

**Legislative Update** – Brian reported that he is now on the Environment and Energy committees.

**ROAD REPORT:**

Steve is getting an estimate on the cost to get the pickup truck inspectable.

**RECREATION COMMITTEE: None.**

**OTHER BUSINESS: None.**

**EXECUTIVE SESSION:**

**Personnel Issue** – At 6:55 p.m. Brian moved to go into Executive Session for personnel issues, seconded by Brad. Unanimous.

Out of Executive Session at 7:32 p.m.. No action taken

**ADJOURNMENT:**

The next regular meeting is scheduled for 6:00 p.m. Monday, January 23, 2023. Steve made a motion to adjourn the meeting at 7:33 p.m., with Brian seconding. Unanimous.

Submitted by Bob Kelley, *Unofficial until approved.*