

TOWN OF DERBY, VERMONT
SELECT BOARD MEETING
Minutes
April 3, 2023

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

Others: Matt Wright, Paul Prue, Norm Patenaude, Meredith Augostoni, Ginette Provost, Elijah Capron, Steve Davenport, Ed Barber, Mickey Morelli, Criag Ellam, Tom Cyr, ;Matthew Wilson, Joe Profera, Bob Kelley.

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

Warrants #7A in the amount of \$23,267.36 and #7B in the amount of \$49,492.29 were signed.

APPROVE MINUTES:

Brad moved to approve the minutes of March 20, 2023, with Karen seconding. Unanimous.

Fire Department water damage was added to the agenda.

PUBLIC COMMENTS:

Paul Prue asked about employee hiring practices and asked about the Road Foreman.

NEW BUSINESS:

Fire Department – Craig Ellam – There was a leak in the sprinkler system which caused damage to the ceiling and sheetrock. This is the 4th leak in the last 2 years. An insurance claim has been submitted. Craig believes all the feed lines need to be replaced. It was installed in 2005 when steel being produced was crap. Due to the scope of replacing the feed lines it will probably have to go out to bids.

Derby Skate Shack Rental – The 5-year lease is up and Matt Wright has first option of renewal. Matt offered to raise the lease from \$400/month to \$600/month with \$200 going to the recreation department. Karen moved to approve the 5-year lease to Matt Wright for \$600/month with \$200 going to the Recreation Department, seconded by Brad. Unanimous.

Poulin Farm Road Paving – The Board received a petition to pave Poulin Farm Road. In the past the Board has also received petitions to pave Lakeview Drive and Salem View Heights. There is no money in the budget for extra paving this year. No action taken.

Health Officer – Elijah Capron – Elijah explained to the Board problems he has been having with 18 & 26 Main Street. These properties straddle the border. He would like to file a health order with the courts to get these building up to code. There have been numerous complaints over the last few years. The Board would like to see some of the written complaints. The Board asked Bob Kelley to check in with the officials in Stanstead to see what the Canadians are doing about this problem. VLCT should be contacted to see what help they may be able to supply.

Dailey Memorial Library Funding - Meredith – Library Trustees Meredith Augostoni and Ginette Provost explained to the Board the services the library offers, number of annual visits, etc... A 2019 Municipal Funding Support Study by Craftsbury shows that the Vermont average was 74% and the Dailey Library is at 41%. The Library's current operating budget is \$118,896 and Derby's appropriation is \$42,500 leaving them with an additional \$70,000+ that they need to raise. The Board suggest incrementally raising their appropriation request.

Zoning Administrator Reappointment – The Zoning Administrator term is for 3 years. Karen moved to reappoint Bob Kelley as Zoning Administrator for another 3 years, seconded by Brad. Unanimous.

Review Pavement Bids – The Town received 2 bids: Pike Industries \$86.25 per ton for paving and \$2.25 per square yard for reclaiming. J Hutchins \$80.00 per ton for paving and \$2.20 per

square yard for reclaiming. J Hutchins was the low bidder. The Road Foreman and Road Commissioner will review which road to do to stay within budget.

Review & Sign - Excess Weight Permits – AmeriGas, Austin Construction, Beacon Sales Acquisition, Blevins Inc, Calkins, Camp Precast Concrete Products, Casella Construction, Desrochers Excavating Inc, Fabian Earthmoving, Harrison Redi Mix Corporation, The Fort Miller Service Corp, and Vaillancourt Transport– Steve reviewed and signed all as Road Commissioner.

Review & Sign – Liquor Licenses – Blissrite Pizza Co, Border Motel LLC, Circle K, Derby Cow Palace, and Walmart– At 7:13 Brian moved to go into a Liquor Control Board meeting, seconded by Karen. Unanimous. At 7:14 Steve moved to come out of the Liquor Control Board meeting, seconded by Brian. Unanimous. Brian moved to approve all the license requests, seconded by Karen. Unanimous.

TA & ZA Update – DRB/PC: The DRB has one permit pending for next week. The PC finished word on Article 6: Flood Hazard and River Corridor & Article 8: Limitations and Variances regulations at their last meeting and will be holding a public hearing in 3 weeks. They will begin review of Article 9: Administration and Enforcement next week. This is the last section of the bylaw for them to review. **Permits:** There have been 26 permits submitted year to date (see attached). **Storm Damage – FEMA:** This is finally closed out. The Town has received the final reimbursements. **Dailey Library:** The library would like to use the Green again this year for their Big Truck Day on Saturday, May 20th. The Board approved the use and suggested that the Library contact the soccer league to see if there are games going on at the Junior High at the same time. **10 Acre Town:** I just receive this from Kirsten Sultan “Bob, I just met with NRB counsel Jenny Ronis about this, and she is now forwarding the information internally, for next processing steps. I anticipate the NRB list of 1 acre – 10 acre towns, as published on the NRB website, will be updated shortly, please stay tuned for email verification. Thank you for your patience. All best, Kirsten” Hopefully this will not take much longer. **Highway Grants-in-Aid Program:** The letter of intent to participate in the program was submitted today. **New Park:** The State in all their wisdom as concluded that we need an Archeological Resource Assessment for the park. I have contacted UVM Consulting Archaeology Program and Crown Consulting Archaeology LLC. It looks like it will be in the range of \$2,000 – \$5,000. Both should be submitting proposals. Initial take is Crown Consulting Archaeology sounds the most promising. **PILOT - Eagle Point Wildlife Management Area:** We received a PILOT payment of \$2,031 last year.

OLD BUSINESS:

Legislative Update – House bill H.31 pass by the House without a moratorium on ProcellaCor, but they do want a study. S.5 The Affordable Heat Act will be having hearing all week.

ROAD REPORT:

Everything is going good.

RECREATION COMMITTEE:

The Committee has a meeting scheduled for April 22nd at 9:00 AM.

OTHER BUSINESS:

Because Karen in on the Broadband Board it was decided to have Brad take over for her on the NVDA Board.

EXECUTIVE SESSION:

Brian moved to go into executive session for a personnel matter at 7:29, seconded by Brad. Unanimous. Out of executive session at 8:08, Karen move to approve the pay rates proposed by the Road Foreman and to put a cap on new hire pay at \$21.75, seconded by Steve. Unanimous.

ADJOURNMENT:

The next regular meeting is scheduled for 6:00 p.m. Monday, April 17, 2023. Steve made a motion to adjourn the meeting at 8:09 p.m., with Brad seconding. Unanimous.

Submitted by Bob Kelley, *Unofficial until approved.*