

TOWN OF DERBY, VERMONT
SELECT BOARD MEETING
Minutes
August 7, 2023

Present: Steve Gendreau, Brad Shattuck, Grant Spates.

Others: Kevin Chickering, Jason Nye, Mark Linton, Ed Barber, Joe Profera, Bob Kelley.

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

Warrants #16A in the amount of \$26,190.23 and #16B in the amount of \$98,325.99 were signed.

APPROVE MINUTES:

Brad moved to approve the minutes of July 24, 2023, with Steve seconding. Unanimous.

PUBLIC COMMENTS: None.

NEW BUSINESS:

Grant read a letter from the Derby Historic Society about the historic sign to commemorate the 1814 British Raid in Derby as part of the War of 1812. The public dedication will be Oct 14th at 10:00 AM on Nelson Hill Road near the Derby Center Cemetery.

Kevin Chickering – Nelson Hill Road – Dirt & Dust – Mr. Chickering talked to the Board about the dust problem on the road. He has asthma and is unable to go outside or open windows due to the dust from the road. He showed the Board multiple pictures about the dust problem. He was told that the road would be paved either last year or this year and that did not happen. The Board understands his concerns and explained that the paving was a budgeting issue and ended up getting cut from the budget this year. It is still on the wish list for the future.

Road Job Interviews - Foreman – There will not be any interviews tonight, but the Board will discuss the Road Foreman position in executive session at the end of the meeting.

Review & Approve Local Emergency Management Plan – The plan is the same as last year with a few minor changes to resources, day cares and contact info. Brad moved to approve the Local Emergency Management Plan, seconded by Steve. Unanimous.

Review & Sign Tax Rate – The Tax rate is up approximately \$0.09 from last year. The School rate is up approximately \$0.07 and the Town is up approximately \$0.02. The 2023 Homestead Tax Rate is \$1.7581 and the Non-Homestead Tax Rate is \$2.0245. Brad moved to approve the Tax Rates, seconded by Steve. Unanimous.

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

Review & Sign Cater Permit – East Side Restaurant – At 6:44 Brad moved to go into a Liquor Control Board meeting, seconded by Steve. Unanimous. The permit is for an event at the Knoll Barn on Route 111. At 6:45 Brad moved to come out of the Liquor Control Board meeting, seconded by Steve. Unanimous. Brad moved to approve the Cater Permit for the East Side Restaurant, seconded by Steve. Unanimous.

TA/ZA Report - DRB/PC: The DRB does not have any permits for next week and the Planning Commission will not be meeting. **Permits:** There have been 77 permits submitted year to date. **Grants:** Chris Brunelle looked at the stream crossing on Salem-Derby Rd while he was up here last week and a permit is not needed from him for the Better Road Grant. The Bushey Hill Culvert has been pushed back because of all the rain. If the water ever goes down they will get started. **FEMA:** Jason Nye, Steve Gendreau, Eric Pope, Jason Patenaude and I met with Chris Brunelle, the State River Management Engineer, last week and he has issued the permit to fix the stream. We are allowed to open up the river channel up to 300 ft on either side of the buried culverts. The

Board needs to sign limited releases for us to get the landowners permission to enter onto their land to do the work. I have talked to both Tyler Hux and Reg Abbott and neither have a problem with it. The Town should also consider getting one form Jonathan & Elizabeth Hussey for the ditching work on the south side of the road. Grant signed the Limited Releases on behalf of the Board. Andrew Gosselin is wondering if there is anything the Town can do to help get rid of the dirt washed onto his land from the rain at the corner of Route 105 and Bushey Hill Rd. Attached are pictures from his land and one of his neighbors back yard. It does not look like FEMA will help because it is not his house. Also the stream needs a little work. Chris Brunelle looked at it and a permit is not required. The Board felt there was nothing they could do to help as it is all on private property and they do not want to set a precedent for doing work on private property that is not for the benefit of the Town as a whole. **Birch Dr:** Jackie Young called and was complaining about speeding on Birch Dr and people turning around in her drive way. She was wondering if the Town would put up a speed limit sign and a dead end road sign. There is a "No Outlet sign $\frac{3}{4}$ the way down the road. The Board agreed to move it to the beginning of the road. **Zoning Violation:** The notice of violation finally went out to Therrien/Coburn at 2804 Beebe Rd. Bob talked to Ms. Coburn a month ago and someone was doing a go fund me to help get rid of the junk, but so far only a minor amount has been cleaned up.

OLD BUSINESS: Legislative Update – None.

ROAD REPORT:

Everything is going fine, except for Hayward/Fontaine/Derby Gore Roads and Nelson Hill Rd. The Grader needed repairs. Due to the cost of new graders, the Town is better off repairing the existing grader even if the motor needs replacing at some point. The Town is still waiting on trade-in quotes to replace a dump truck.

RECREATION COMMITTEE:

Karen has made out Thank You cards for the 4th of July Parade.

OTHER BUSINESS: None.

EXECUTIVE SESSION:

At 7:04 p.m. Brad moved to go into executive session for a personnel issue, seconded by Steve. Out of executive session at 7:20 p.m. No action taken.

ADJOURNMENT:

The next regular meeting is scheduled for 6:00 p.m. Monday, August 21, 2023. Brad made a motion to adjourn the meeting at 7:20 p.m., with Steve seconding. Unanimous.

Submitted by Bob Kelley, *Unofficial until approved.*