

TOWN OF DERBY, VERMONT
SELECT BOARD MEETING
Minutes
June 10, 2024

Present: Steve Gendreau, Grant Spates, Brad Shattuck, Brian Smith, Lindsay Brainard.

Others: Mark Linton, Matt Wilson, Tom Pratt, Paul Prue, Ed Barber, Faye Morin, Rick Joyal, Nancy Moore, Jason Sicard, Kevin Chickering, Byron Wright, Sharon Tarbox, Mike Judd, George Racicot, Maryann Tetreault, Bob Kelley.

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

Warrants #12A in the amount of \$26,554.84 and #12B in the amount of \$72,797.58 were signed.

APPROVE MINUTES:

Brian moved to approve the minutes of May 13, 2024 as written, with Brad seconding. Unanimous.

PUBLIC COMMENTS:

Nancy Moore commented on the water going under the Kids Pond dam and that her driveway needs repair from the dam project.

NEW BUSINESS:

Byron Wright – Neighbors Junk Yard – Mr. Wright complained about the junk in his neighbor’s yard and also that they are burning trash. Bob reported that he has issued a Notice of Violation for the junk yard. The penalty can be up to \$200/day.

Disc Golf Update – Peter Auclair – The course is up and running. There is a total of 12 holes. Peter has a couple of people that have been helping him this year which has made things easier. A couple of holes are very muddy due to the rain, but otherwise things are looking good. He has bush hogged it twice and is looking into signage for the course. This winter he is thinking about chaining all the baskets together in the Town Forest instead of bringing them back to his house.

NEK Broadband Representation – David Barlow – David would like to represent the Town on the NEK Broadband Board. He moved here from Coventry and was on the Board for Coventry. He has an extensive professional background in broadband communication. Lindsay is the current representative and is willing to resign. Lindsay moved to appoint David Barlow as the Derby representative on the NEK Broadband Board, seconded by Brian. Unanimous. Steve moved to appoint Lindsay as an alternate to the NEK Broadband Board, seconded by Brad. Unanimous.

Nelson Hill Road – Kevin Chickering – Kevin and neighbors complained about the dust on the road and were upset that they have been told ever since the pavement was remove in the 90’s that the road would be repaved. They believe that this should be high on the priority for paving as the road is known as the dustiest road in Derby. Farm equipment is a factor in the dust issue. It used to be small farms and their equipment would go from field to field with little use of the roads. Now with the large farms, roads are heavily used. The Board cited budget restraints and the need to maintain existing paved roads. The Board is considering increasing the paving budget next year and will get an estimate on the cost to pave Nelson Hill Rd.

Town Road Discontinuance Discussion – Tom asked the Board about discontinuing short roads that only access one or two properties. These roads included an unnamed 0.05 mile section of TH62 off Missionary Acres, Ledgewood Dr TH70 0.06 mile off Missionary Acres, Tice Rd TH46 0.10 mile off Salem Derby Rd, a 0.05 mile section of TH39 off Birch Dr, a 0.90 mile section of Robillard Rd off of Bates Hill Rd (0.15 is class 3 and 0.75 is class 4), Willard Rd TH55 0.10 mile off of Bushey Hill Rd, Batchelder Dr TH65 0.17 mile off Bates Hill Rd, and an

unnamed 0.14 mile section of TH6 off Eagle Point Rd. The Board agreed and would like to begin the discontinuance process using Attorney Sara Davies. There is also a small spur off West St going to the McDaniel residence and Village pump stations that the Town will no longer be plowing. McDaniel and the Village will have to be notified.

Review & Sign Excess Weight Permits – Andrew J Lawrence, Darrell Matthews/DBA Matthews Excavating – All were reviewed and signed by Steve as Road Commissioner.

Review & Sign – Retention Disposal, ADA Traffic Control Contract-4th of July, Resolution-Delinquent Taxes– All were reviewed and signed by the Board.

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

Review & Sign – Liquor Licenses – Eastside Restaurant, VT Pie & Pasta – At 7:03 PM Brian moved to go into a Liquor Control Board Meeting, seconded by Steve. Unanimous. At 7:05 PM Steve moved to come out of the Liquor Control Board Meeting, seconded by Brian. Unanimous. Steve moved to approve the licenses, seconded by Brad. Unanimous.

TA/ZA Update – DRB/PC: The DRB has no pending next week. The PC is not meeting again until July 15th. **Permits:** There have been 61 permits submitted year to date. **Grants: New Park** – Senator Welch will be here on Tuesday, June 25th at 12:00 for a ground breaking ceremony. **Highway Structures Grant** – Sachs is asking to be listed as an additional insured and wants the contractor to have more insurance than we usually require. Sara Davies is not in favor of this and is trying to contact Sachs’ attorney to discuss it. **Salt Shed Grant** – The scope of the grant has been changed to design and construction of a salt shed which means that we can get the engineering done so that we can have a more competitive application for grants. We can either send out a Request For Proposal or we can use the At-the-Ready Procurement Process where we can select 3 firms from their approved list and select the one we think would do the best job and negotiate a price with them. We did this for the Johns River Bridge Construction Inspection and it worked out well. **Better Roads Grant:** We have received \$20,000 for culvert replacements along Darling Hill Road near Poulin Farm Rd. **FEMA:** We received payment for the work we have completed. Tyler Billingsly is working on the design for the culvert replacements. **Kids Pond:** Brian has talked to Jason Sicard and can fill you in on what he said. All the water is currently going under the dam. The water is down a couple of feet. The Board will discuss this in executive session. **NEK Broadband Board:** NEK Broadband has submitted a draft site layout for the Town to review. **Electric Service to Garage:** VEC would like to reroute the service to the Garage at no cost to the Town to prevent future issues with trees coming down on the line. **Fire Station Siding:** Still no bids. We are advertising in the Chronicle this week. **Clothing Drop:** Apparel Impact would like to place clothing drop bins at the Recycling Center and at the Municipal Building. Steve moved to allow the clothing drop bins at both the Recycling Center and the Municipal Building, seconded by Brad. Unanimous. **Recycling Electric:** A meter has been installed on the Recycling Center building to measure our usage. We will pay them VEC’s per KW rate for what we use. **Dog Park Committee:** Julie Elwell, Ally Kelley, Mark Linton and Laura Smith are off the Committee. Sidney Fogg, Adele Kelley, Elaine Lockwood and Tracy Becken would like to be members. A motion is needed to do this. Steve moved to appoint Sidney Fogg, Adele Kelley, Elaine Lockwood and Tracy Becken to the Dog Park Committee, seconded by Brad. Unanimous. **Beach House:** Bob gave the Board a list of the Beach House rentals so far this year to keep them informed of the usage. The number of rentals has been increasing year to year.

OLD BUSINESS:

Legislative Update – None.

ROAD REPORT:

Paving should be completed tomorrow.

RECREATION COMMITTEE: None.

OTHER BUSINESS:

A new bench for Derby Green is needed because the current one is rotted. The Road Crew will dispose of the rotted bench.

EXECUTIVE SESSION:

At 7:30 PM Brian moved to go into executive session for a contractual issue, seconded by Lindsay. Unanimous. Out of executive session at 7:45 no action taken.

ADJOURNMENT:

The next regular meeting is scheduled for 6:00 p.m. Monday, June 24, 2024. Steve made a motion to adjourn the meeting at 7:46 p.m.

Submitted by Bob Kelley, *Unofficial until approved.*