

Town of Danville
Selectboard Minutes
April 1, 2021
Danville Town Hall (6:00 pm)

Board Members Present Using Zoom: Eric Bach, Peter Griffin and Kellie Merrell

Board Members Present: Ken Linsley

Board Members Absent: Kristin Franson

Others Present Using Zoom: Hannah Morris, Craig Morris and Greg Prior

Others Present: Audrey DeProspero and Brian Henderson

1. **Meeting was called to order** by Chair Ken Linsley at 6:00 pm.
2. **Additions to the agenda:**
 - COVID
 - FD truck
 - Hill St/Route 2 traffic
 - School Mascot
 - Recycling Compost
 - Drone
3. *Motion by Eric Bach, 2nd by Kellie Merrell to approve **minutes** of the **Regular meeting of March 18, 2021** as written. Vote 4-0-0. All in favor.*

4. **Visitor**

- Hannah Morris – Town Property Criteria – Hannah Morris is seeking to lease the parking lot next door to Town Hall to place a temporary 10x16 building on skids to use as an ice-cream shop for one or two years until the Railroad Station building becomes available. The parking lot next to Town Hall would be able to hold 15-20 vehicles and her building. Being sought was a two summer use, seasonally from May through September, for a five month max. A dumpster would be needed on the property also. Green Mountain Power has been contacted and an estimate has been received. Water/sewer has been investigated also. Hannah Morris noted she would take care of the associated costs for electric, water and sewer. The pole and service was \$2,200 however the water and sewer could not be estimated as they would have to come out and do construction. Hannah Morris spoke of rent being on a monthly or yearly basis. Yearly being seasonal. Hanna Morris noted she could meet the established Town Criteria.

Eric Bach had concerns for water/sewer and electric as he did not have experience with those items.

Ken Linsley noted the lease holder would be making an improvement to the area however the power pole would need to be removed at a later date. The Selectboard would also need to discuss the lease fee.

Noted was the lot was residential and plans were for it to be used as a parking lot. Abutting landowners would need to be made aware of the change of use and a zoning permit would need to be filed by Hannah Morris.

Eric Bach suggested for Hannah Morris to begin scheduling with power and water/sewer while she is working with Zoning.

Time table discussed.

Agreed was for Hannah Morris to do the power and water hook ups and Town to consider lease.

Peter Griffin spoke of consideration for a seasonal lease. The Town Criteria Policy notes it is for single use events so a written agreement would be required. Peter Griffin was unsure of the number for the lease in dollar figures and did not know how to help with the zoning process.

Eric Bach does not want to charge an exorbitant amount but does agree that something should be charged.

Hannah Morris discussed \$400-\$500 for a monthly fee.

Kellie Merrell wondered if Sambel's near the pond would be a similar situation in terms of zoning and leasing.

Consensus was to move ahead to put this in place and agree upon lease agreement and move forward with zoning.

- Caleb Clark & Anna Berg – Increase flow of water and waste water for a 45 seat restaurant in the old Barrel to Bottle building – Three Ponds owners in West Danville are seeking to purchase the Barrel to Bottle building. Currently the sale is contingent upon the building being able to be turned into a restaurant. Selectboard approval is being sought to increase water usage.

Ken Linsley noted the increase in water is not a Town decision but a Fire District decision. Wastewater is a Town function and hours of operation and number of days of week were needed to determine volumes of use.

Anna Berg noted there would be two meals a day, 5 days a week, Wednesday through Sunday. Hours would be Wednesday through Saturday 11am until 9pm and Sunday from 8am until 3pm. They would also be moving into the 3 bedroom apartment upstairs.

Ken Linsley noted they would need to look and see what the state has and compare information to other restaurants in Town as the Town does not meter water/wastewater usage. Information should be able to be obtained within 3 to 4 days.

Eric Bach had concerns with parking and zoning.

Anna Berg noted she was hoping to get on an April DRB Hearing.

- Brian Henderson – DRB New Member – the DRB voted to approve Larry Rossi to the vacant seat on the DRB.

Ken Linsley discussed boards having to adhere to VLCT rules and statutes.

Kellie Merrell discussed the Selectboard passing in 2018 the Conflict of Interest Policy which applies to board members. Suggested was to forward this policy to Conservation, Planning Commission and Development Review Board.

Motion by Eric Bach, 2nd by Peter Griffin to appoint Larry Rossi to the DRB (Development Review Board) based on the DRB's recommendation. Vote 4-0-0. Motion carries.

5. **Town Clerk** (Wendy Somers) – absent (Ken Linsley spoke on behalf of Wendy Somers)
 - Liquor Permit – Creamery Restaurant, First Class and Third Class licenses.

Motion by Kellie Merrell, 2nd by Eric Bach to approve the Third Class Liquor License for Creamery Restaurant. Vote 4-0-0. Motion carries.

Motion by Kellie Merrell, 2nd by Peter Griffin to approve the First Class Liquor License for the Creamery Restaurant. Vote 4-0-0. Motion Carries.

- Liquor Permit – Goodfellas, First Class, Third Class and Outside Consumption.

Motion by Eric Bach, 2nd by Peter Griffin to approve the First Class Liquor License for Goodfellas. Vote 4-0-0. Motion carries.

Motion by Eric Bach, 2nd by Kellie Merrell to approve the Third Class Liquor License for Goodfellas. Vote 4-0-0. Motion carries.

Motion by Eric Bach, 2nd by Kellie Merrell to approve the Outside Consumption permit for Goodfellas. Vote 4-0-0. Motion carries.

- Liquor Permit – Danville Inn and Restaurant, First Class, Third Class and Outside Consumption.

Motion by Eric Bach, 2nd by Peter Griffin to approve the First Class Liquor License for Danville Inn and Restaurant. Vote 4-0-0. Motion carries.

Motion by Kellie Merrell, 2nd by Peter Griffin to approve the Third Class Liquor License for the Danville Inn and Restaurant. Vote 4-0-0. Motion carries.

Motion by Kellie Merrell, 2nd by Peter Griffin to approve the Outside Consumption Permit for the Danville Inn and Restaurant. Vote 4-0-0. Motion carries.

- Sewer Billing Change Authorization Form for 59 Route 2E, Martin Beattie Trustee. Reduction from \$300 to \$150. A family residential two units to a one unit.

Motion by Eric Bach, 2nd by Peter Griffin to authorize Ken Linsley to sign on behalf of the Selectboard. Vote 4-0-0. Motion carries.

6. **Highway Foreman** (Keith Gadapee) - absent(Ken Linsley spoke on behalf of Keith Gadapee)
 - Potential new hire to be discussed in Executive Session.
 - Winter sand requested to be purchased without bids. Price went up 10 cents a yard from last year and pit is close for hauling by Town trucks.

Motion by Eric Bach, 2nd by Kellie Merrell to approve and authorize Keith Gadapee to place contract with Gingue at 3.55 per yard. Vote 4-0-0. Motion carries.

Craig Morris thought the sand purchase should go out for bid since the price has increased and he favors giving all a fair opportunity to bid. Also suggested was to look into outside carriers to haul the sand as it could be cheaper and more efficient than having the highway trucks do it. By having an outside hauler, it would give the highway department time to catch up on their own work. Ditching and grading could be done instead of hauling sand.

Ken Linsley discussed resources noting it was Keith Gadapee's call. Noted was in the past, the Highway Department has not gone out to third parties but it could be economical.

Kellie Merrell noted she was inclined to go with Keith Gadapee's suggestion due to COVID cases she thought it was a good idea to use their own trucks.

7. **Issues and Information** (All)
 - (a) **Town Property Criteria document/policy** – suggested edit made. Modification to be sent to Selectboard to review and item will be put on next agenda.
 - (b) **IT** – tabled until next meeting.

- (c) **COVID** – Kellie Merrell – VT Department of Health’s Weekly Summary notes numbers are spiking in the area.

Eric Bach noted there were 47 new cases in Danville. Pro-activity has dropped. Some restaurants have closed. The High School closed and K-6 are in class. The numbers in Town are high but the county numbers are still low. Test sites closed on weekends so the numbers are higher on Tuesday than Thursdays. Not all are very COVID aware in Town. A lot are not quarantining or isolating which is problematic.

- (d) **Hill Street/Route 2 Traffic** – Eric Bach – people coming across trying to beat the light. Parking on Hill Street some days only allows for one vehicle to pass due to length of vehicles and hitches on rear of parked vehicles. Looking at other formats for parking was suggested. Parking of larger vehicles infringe on sight line views. Speed has also been picking up in the area. Different formats for parking, possibly compact parking or define parking spaces to put more of an angle to the parking was discussed. Area is becoming a safety issue but parking is few and select.

Ken Linsley noted parallel parking was looked at during the Route 2 project.

- (e) **Mascot** – Peter Griffin – School Board created policy about Mascots. School convened a committee and a Selectboard member is listed. Concern was with Selectboard being listed. At the next School Board meeting a discussion will be how to implement the policy. The School Board adopted the policy to drop the current mascot and adopt another. Ideas may come to the Selectboard regarding how to acknowledge the history of the Town. Peter Griffin just wanted to make the Selectboard aware of the circulating information.

Eric Bach noted the Selectboard is named on a lot of committees however they can attend, they just cannot make a decision or vote on behalf of the Selectboard, but they can bring the information they collect back to the Selectboard. Eric Bach noted there is a group already working on the proposal for the history of the Town and the information may come before the Selectboard.

- (f) **Fire Truck** – Ken Linsley – truck has been totaled by the insurance company. The Town will receive \$130,000 less the \$500 deductible for the truck along with \$4,000 less the \$100 deductible for equipment damage. Troy Cochran is to present recommendations to the Selectboard regarding a future truck and equipment. The money received from the accident will go into the Capital Equipment Fund.

Eric Bach discussed fire truck size noting the North Danville Station is small and newer trucks are larger in size. Eric Bach thought it may be time to put together a committee for the North Danville Station for future usage. It is a nice advantage to have something in North Danville.

Ken Linsley wondered if the Town wanted to maintain another fire station and what the response time was if they did not.

Kellie Merrell wondered if federal money could be used for infrastructure.

Ken Linsley noted that regulations had not been written for American Rescue Plan.

- (g) **Drone** – Ken Linsley – a request to fly a drone around Danville to take pictures. FAA has say on drone flying, not Town, however having picture highlights of the Town such as the Town Green, Corn Maze, beach, etc. showing items of what Town has to offer would be nice.
- (h) **Compost** – Ken Linsley – safe harmless clause – a safe harmless clause defers lawsuits from the Town to the person doing the work however, the outstanding question was, how much protection would a safe harmless clause give the Town.

(i) **Executive Session VSA 313 (a) (3) –**

Motion by Eric Bach, 2nd by Kellie Merrell to go into Executive Session at 8:15 p.m. under VSA 313 (a) (3) and to invite Audrey DeProspero. Vote 4-0-0. Motion Carries

Motion by Kellie Merrell, 2nd by Eric Bach to leave Executive Session at 8:27p.m. Vote 4-0-0. Motion carries.

Motion by Eric Bach, 2nd by Kellie Merrell to authorize Keith Gadapee to extend offer of employment to Thomas Gould. Vote 4-0-0. Motion carries.

8. **Financials:** Orders to review and sign

Motion by Eric Bach, 2nd by Peter Griffin to authorize Chair Ken Linsley to review and sign the Financial Orders on behalf of the Selectboard. Vote 4-0-0. All in favor.

9. **Adjourn** – *Motion by Peter Griffin, 2nd by Kellie Merrell to adjourn at 8:28 p.m. All in favor.*

Minutes taken by Audrey DeProspero submitted April 8, 2021 at 1:00 pm.