

**MINUTES - SELECTMEN'S MEETING
TOWN OF BARNET, VERMONT
MONDAY, AUGUST 8, 2011**

Meeting convened at 7:00 p.m. in the conference room of the Barnet Town Clerk's Office.

Board members present: Selectmen Theodore Faris, Jeremy Roberts, and Gary Bunnell.

Meeting Chair: Co-Chair Jeremy Roberts presiding as Chair for this meeting.

Others present: Road Foreman Timothy Gibbs, and Town Clerk Benjamin Heisholt.

Note: Numbered headings correspond to agenda printed in advance of meeting. Items appear in minutes in order discussed at meeting. Order of discussion is occasionally out of sequence with agenda numbers.

1. Approve minutes of regular meeting held July 25, 2011

Motion made by Faris to approve as presented the minutes of the regular meeting held July 25, 2011. Seconded by Bunnell and approved by voice vote.

2. Appearance by Harvey's Lake Public Beach Committee Chairman Robert Zita

Mr. Zita was not present.

3. Appearance(s) by member(s) of the public

No members of the public were present.

4. Correspondence from resident Harry Adamek regarding all-terrain vehicle (ATV) travel on Ferguson Road

Roberts read letter in which Mr. Adamek expressed two concerns regarding ATV traffic on Ferguson Road. The first of these regards ATV travel on the western portion of Ferguson Road on which ATV travel is not permitted; the second regards the intersection of the off-road trail and Ferguson Road, which Mr. Adamek believes is at a dangerous location.

- After brief discussion, Board agreed to request that First Constable Timothy Gibbs investigate this matter and report back to the Board.

5. Deputy Town Health Officer recommendation

Town Clerk Heisholt reported that he has spoken to Maurice Roberts, who indicated he is willing to serve another term as Deputy Town Health Officer.

- Chairman Roberts signed a Vermont Department of Health form recommending Maurice Roberts for re-appointment.

6. Correspondence from United States Department of Agriculture Natural Resources Conservation Service (NRCS) regarding eligibility for Emergency Watershed Protection Program

Roberts read letter with notice regarding preliminary determination of eligibility of five sites in Barnet for the Emergency Watershed Protection program.

7. Correspondence from Vermont League of Cities & Towns (VLCT) regarding vehicle fire road damage

Roberts read letter regarding fire on Roy Mountain Road. VLCT, the Town's property insurance provider at the time of the fire, was unsuccessful in efforts to assist in the recovery of reimbursement for road repairs.

- Board instructed Town Clerk Heisholt to contact VLCT to inquire regarding the reasons that these efforts were unsuccessful.

8. Correspondence from Solartech regarding application of Mary Jane Egerton to the Vermont Public Service Board for a Certificate of Public Good for a solar electric system

Roberts read cover letter and reviewed application details. The Town is notified regarding these applications when systems are not mounted on a rooftop.

9. Vermont Agency of Natural Resources Stream Alteration Permit of Ben's Mill Trust Limited

Roberts reviewed permit, which indicates approval of the application reviewed at the previous Board meeting.

10. Correspondence from Vermont Department of Environmental Conservation regarding public notice for Draft Indirect Discharge Permit of Karne-Choling Shambhala Meditation Center

Roberts read cover letter and reviewed public notice, which describes a renewal permit for indirect discharge of domestic sewage with a disposal capacity of 10,000 gallons per day in the drainage basin of the Stevens River.

11. Other business

• Appearance by Road Foreman Timothy Gibbs regarding Highway Department matters.

Gibbs appeared to discuss items relating to recent Highway Department business:

- o Gibbs has met with Federal Emergency Management Agency (FEMA) officials three times in the past week to view road damage associated with the flooding event of May 26-27, 2011. A meeting with Gibbs, FEMA, and Town Clerk Heisholt is planned for Thursday of this week for review of paperwork to be submitted for reimbursement.
- o Gibbs has learned that West Barnet Road and Comerford Dam Road are Federal Highways. The flood damage on Comerford Dam Road therefore cannot be reimbursed through FEMA but can be reimbursed entirely through federal highway programs.
- o Contracted flood repair work is finished with the exception of some ditching on McLaren Hill Road, and chipper clean-up on Comerford Dam Road.
- o Gibbs discussed recent purchase of tires. Gibbs has begun purchasing new tires rather than retreads because of bad experience with retreads. The retread casings, which do not have warranties, often blow out. Gibbs plans to use the new tires purchased now to create retreads in the future.

• Harvey's Lake Dam gravel build-up. Faris reported significant gravel build-up at the sluice gate and the dam gate; suggested that the Board use a small excavator to clean this out.

• Thank-You Supper for flood repair contractors. Faris requested the Board's approval to move forward with planning for a supper to show appreciation to contractors involved in the repair of town highways following the flooding of May 26-27, 2011. The Board agreed to move forward with this event, planning for the evening of September 2, 2011.

• Replacement of ballasts and lights at Town Clerk's Office. Roberts reported that he has replaced all of the ballasts and lights at the Town Clerk's Office. This project will be entirely reimbursed by Efficiency Vermont and will not be of any cost to the Town.

12. Outstanding check warrants

Reviewed and signed all outstanding check warrants.

13. Discussion regarding legal proceedings (possible executive session)

- Motion made by Bunnell to enter executive session. Seconded by Roberts and approved by voice vote. Entered executive session at 7:35 p.m. Attendance in executive session: Roberts, Bunnell, and Town Clerk Heisholt.
- Motion made by Bunnell to exit executive session. Seconded by Roberts and approved by voice vote. Exited executive session at 7:45 p.m.

- Board agreed to instruct Town Agent Jay Abramson to stipulate that the Environmental Court consider and issue the permit and site plan review in the case of the appeal of the Faris sawmill zoning permit.

14. Adjournment

Motion made by Bunnell to adjourn. Seconded by Roberts and approved by voice vote. Meeting adjourned at 7:45 p.m.

A true copy.

Attest: _____
Town Clerk