

**MINUTES - SELECTMEN'S MEETING
TOWN OF BARNET, VERMONT
MONDAY, AUGUST 22, 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 & First Constable Timothy Gibbs, Town Clerk Benjamin Heisholt, Zoning Administrative Officer Shirley Warden, Nancy Donaghy, and Ronald Donaghy.

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 August 8, 2011

Motion made by Faris to approve as presented the minutes of the regular meeting held August 8, 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 at the time this agenda item was arrived at.

4. Correspondence from Vermont Department of Environmental Conservation regarding permit issued to George McBride for replacement of stone wall in Harvey's Lake

Briefly reviewed permit number 2011-014 dated 22 August 2011, for the replacement of a failing wall with a new wall within the public waters of Harvey's Lake.

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

Ronald and Nancy Donaghy, owners of property on Comerford Dam Road in Barnet, appeared to discuss their spring, which is situated along the Town Highway right-of-way. This matter has been discussed at past meetings; see minutes of meeting held 14 September 2009. Mr. and Mrs. Donaghy presented photographs of the encroachment of the Town Highway on their spring, which suggest damage to the spring caused by Town plow wings. The Donaghys suggested placing a guardrail between the Town Highway and the spring as a temporary solution until they can have a well dug in a different location. Discussion followed.

- Board agreed that the Town will place a section of guardrail between the Town Highway and the spring. Mr. and Mrs. Donaghy agreed to raise the height of the spring by several feet using cinder blocks.

5. Other business

- **Thank-you barbeque for flood repair contractors.** Faris stated that the planned caterer is unable to cater this event on September 2. Board agreed to change the date for the barbeque to September 10, beginning at 6:00 p.m. Board requested that Town Clerk Heisholt inquire with the Harvey's Lake Beach Committee regarding the availability of the Beach for this evening.
- **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 a Federal Emergency Management Agency (FEMA) representative on several occasions in the past two weeks to begin work on required documentation for

reimbursement of flood damage repairs. Gibbs presented, for the Board's review, completed documentation of several project sites.

- o Gibbs presented quotations from Pike Industries, Inc. for paving repair of portions of Barnet Center Road and Joe's Brook Road. Total cost for both roads is \$63,729. This cost is eligible for FEMA reimbursement.
- o Gibbs has also obtained a quotation for paving Town Forest Road. Quotation was not available for this meeting. This project is ineligible for FEMA reimbursement. Gibbs recommends completing this project this year, in view of the poor condition of this heavily-traveled road and the delay of other paving projects scheduled for this year.
- o Gibbs has received a complaint regarding the decibel level of Highway Department traffic on Town Forest Road.
 - Faris indicated that this matter has been referred to the Deputy Health Officer.
- o Gravel crushing in the town pit is almost finished. Six-inch stone is being hauled to McLaren Hill Road for stone-lined ditches. Gravel is also being hauled to various Town Highways to be used when grading.
- o Discussion regarding public dissemination of photographs and information related to flood road damage.
 - Gibbs will contact Silver Mountain Graphics regarding printing a report, and Andrew Mosedale of Barnet Elementary School regarding a student project for posting information on the Town website.
- **Appearance by First Constable Timothy Gibbs.** Gibbs also discussed two matters related to Constable business:
 - o Gibbs investigated the reported illegal all-terrain vehicle use on Ferguson Road, as discussed at the meeting of 8 August 2011. In observing the site on several occasions the past two weekends Gibbs did not see any illegal use. Gibbs's investigation suggests that the person seen using the road illegally had accidentally left the legal trail and was trying to find his way back to it.
 - o Gibbs has recently attempted to contact owners of dogs whose licensures are delinquent; he has found that approximately three-quarters of the phone numbers associated with these owners are not in service.

6. Outstanding check warrants

Reviewed and signed all outstanding check warrants.

7. Discussion regarding personnel matters (possible executive session)

- Motion made by Faris to enter executive session. Seconded by Bunnell and approved by voice vote. Entered executive session at 7:40 p.m. Attendance in executive session: Bunnell, Faris, Roberts, Road Foreman Gibbs, and Town Clerk Heisholt.
- Motion made by Faris to exit executive session. Seconded by Bunnell and approved by voice vote. Exited executive session at 7:50 p.m.
- No action taken.

8. Discussion regarding legal proceedings (possible executive session)

- Motion made by Faris to enter executive session. Seconded by Bunnell and approved by voice vote. Entered executive session at 8:15 p.m. Attendance in executive session: Bunnell, Faris, Roberts, Road Foreman Gibbs, and Town Clerk Heisholt.
- Motion made by Faris to exit executive session. Seconded by Bunnell and approved by voice vote. Exited executive session at 8:15 p.m.
- No action taken.

9. Adjournment

Motion made by Roberts to adjourn. Seconded by Bunnell and approved by voice vote. Meeting adjourned at 8:15 p.m.

A true copy.

Attest: _____
Town Clerk