

**MINUTES –SELECTBOARD MEETING
TOWN OF BARNET, VERMONT
MONDAY, JUNE 9, 2014**

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

Board members present: Chair Jeremy Roberts, Gary Bunnell, and Dylan Ford.

Others present: Road Foreman Keith Gadapee, Town Clerk Benjamin Heisholt, Zoning Administrative Officer Shirley Warden, Julie Berwick, Kevin Bruno, Lura Bruno, Donald Burke, Karla Cornelius, Robert Desrochers, Byron Faris, Lester Goss, Randy Goss, Ricky Goss, Wilma Goss, Shawn Larocque, James Lowe, Richard Moon, Eugene Perkins, Taylor Reed (Caledonian Record), David Warden, and Scott Willman.

1. Approve minutes of regular meeting held May 26, 2014

Mr. Bunnell moved to approve as presented the minutes of the regular meeting held May 26, 2014. Ms. Ford indicated that under item number nine (9), "Other Business," in a sub-section entitled "Harvey's Lake Dam design fabrication" the minutes reflect that Ms. Ford left a message with Rowden Brothers; the minutes should actually reflect that Mr. Roberts left the message. Mr. Bunnell moved to approve as amended per Ms. Ford's correction the minutes of the regular meeting held May 26, 2014. Seconded by Ms. Ford and approved by voice vote.

2. Review bids for fabrication of Harvey's Lake Dam gate components

Mr. Roberts explained that one of the bids had not been received due in part to lack of communication with the vendor. Discussion ensued.

- The Board agreed to table this matter and open bids at the regular meeting to be held June 23, 2014.

3. Discussion regarding application for installation of telecommunications facility at 140 Kinerson Lane

Residents Kevin and Lura Bruno appeared to discuss their concerns regarding this project, as stated in a letter received by the Board and discussed at their meeting held May 12, 2014. Mr. Bruno stated that he and Ms. Bruno request that the Board amend their recommendation to the Vermont Public Service Board to an approval that requests the support structure be either located in the silo on the property (first preference) or manufactured in the form of a tree and all panel and dish antennas attached to the support structure painted green (alternative preference). Discussion ensued.

- The Board agreed to send a letter to the Vermont Public Service Board modifying their original recommendation per Mr. and Ms. Bruno's request.

4. Discussion regarding annual Goss mud bog event

Ms. Ford spoke, indicating that it was never Ms. Ford's nor the board's intention to attempt to close the mud bog, nor to interfere with it in any way. The Board fully supports the right of the Goss family to hold this event. Rather, the Board was responding to a complaint received by an individual Board member, which suggested that the Town may be liable for injuries or other incidents occurring at the event or involving individuals who had left the event. Therefore, out of due diligence, the Board decided to inquire with its attorney about potential liability. For the same reason the Board decided to inquire about the possibility of requesting patrols or sobriety checkpoints by the Caledonia County Sheriff's Department. Any patrols or sobriety checkpoints would be neither within the gates of the event, nor on Barnet Center Road, where they may interfere with traffic entering or exiting the event. Discussion ensued.

5. Appearances by other members of the public

There were no appearances by other members of the public.

6. Appearance by Road Foreman Keith Gadapee regarding Highway Department matters

- a. **Hydraulic studies.** Mr. Gadapee indicated that six of the sixteen hydraulic studies requested by the Town have been completed by the Vermont Agency of Transportation. These include persistent flooding problem areas on Barnet Center Road, Ferguson Road, Garland Hill (2 areas), Mosquitoville Road, and Pearlmont Road. Discussion ensued regarding the potential impact of the Mosquitoville Road study on the Better Backroads grant the Town applied for, the potential of obtaining a Federal Emergency Management Agency (FEMA) mitigation grant for the Barnet Center Road study area, et cetera.
- b. **New dump truck.** Mr. Gadapee indicated that the new dump truck is in the body shop (H.P. Fairfield); it is expected that the truck will be ready for use by the end of June.
- c. **Speed limit signs.** Mr. Gadapee indicated that he has received a request that speed limit signs near the Harvey's Lake boat access on Roy Mountain Road be relocated to make them more effective at slowing traffic past the boat access area. Discussion ensued.
 - The Board instructed Mr. Gadapee to commence, as his schedule allows during less busy times of the year, researching how to relocate these signs while making them legally enforceable.
- d. **Mill Hill retaining wall bids.** Mr. Gadapee presented bids for contract work on the Mill Hill retaining wall project. These bids were reviewed by the Board, and were as summarized below:

Austin Construction, Inc.:	\$43,500.00
J.P. Sicard, Inc.:	\$184,310.00

 - Mr. Bunnell moved to accept the bid of Austin Construction, Inc. Seconded by Ms. Ford and approved by voice vote.
- e. **Correspondence from Barnet Water System (BWS).** The Board and Mr. Gadapee discussed a letter received in connection with the excavation performed May 19, 2014 to uncover a leak in a water system pipe. Discussion ensued.
 - The Board agreed to send a letter to BWS indicating the Board's receipt of two letters from BWS, and indicating that this matter has been referred to the Town's insurance carrier.

7. Other business

- a. **Transfer Station dumpster building.** Mr. Roberts indicated that he met with Transfer Station & Recycling Center Supervisor Bruce Marston recently to discuss building a structure to keep rain out of the construction dumpsters at the Transfer Station. Discussion regarding design ensued.

8. Discussion regarding mowing at Town Garage

Mr. Heisholt reported that Dennis McLam has mowed the Town Garage field once, and indicates that his price would be \$125 for each mowing.

- The Board agreed to hire Mr. McLam to perform mowing approximately once per month during the 2014 season.

9. Correspondence from CAI Technologies regarding 2015 tax map maintenance contract

The Board reviewed proposal and contract. Terms of proposal and contract are the same as the 2014 proposal and contract, except for annual cost, which increased from \$1,950 to \$2,150.

- The Board signed the contract.

10. Correspondence from Vermont Department of Taxes regarding Letter of Agreement for Computer Assisted Mass Appraisal (CAMA) Cost Table Services

The Board reviewed the Letter of Agreement, which states that the Town will pay the sum of \$238.81 and receive a license for the use of Marshall & Swift Cost Tables associated with the MicroSolve CAMA product by NEMRC until June 30, 2015.

- Upon the Board's approval, Mr. Roberts signed the Letter of Agreement.

11. Application to Vermont Department of Forests, Parks and Recreation for Fire Cost Reimbursement

The Board reviewed reports to be submitted with application for reimbursement of costs for a fire on Dalhbergh Road in St. Johnsbury.

- The Board agreed to request reimbursement per the completed reports, and signed the application.

12. Correspondence from Vermont Department of Environmental Conservation regarding Vermont Shoreland Permit Program

The Board reviewed an email and attached PDF documents describing legislation passed in May 2014 by the Vermont General Assembly that applies to activities within 250 feet of a lake's mean water level for all lakes greater than 10 acres in size.

13. Correspondence from VTel Wireless, Inc. regarding wireless communications facility at 436 Pearlmont Road

The Board reviewed correspondence consisting of a Request for Non-Substantial Change Determination in connection with VTel Wireless, Inc.'s approved Certificate of Public Good for this project.

14. Correspondence from Vermont Agency of Transportation regarding mapping of Town Highways and Legal Trails

The Board reviewed correspondence relating to the mapping of Town Highways and Legal Trails pursuant to Act 178 of 2006 and Act 158 of 2008. All Class 1, 2, 3, 4 Town Highways and Legal Trails must be mapped by July 1, 2015.

15. Correspondence from Federal Emergency Regulatory Commission regarding extension of time for TransCanada Hydro Northeast, Inc. in filing mercury monitoring report

The Board reviewed a letter indicating that TransCanada Hydro Northeast, Inc. has been granted an extension of time for filing a mercury monitoring report.

16. Applications for Uniform Municipal Excess Weight Permit

The Board reviewed and approved the applications of Donald Moore, Jr. and William Murray.

17. Other business (continued)

- a. Harvey's Lake Dam operation.** Mr. Bunnell reported that it has come to his attention that representatives of the Lake Harvey Association (LHA) have accessed the dam to add or remove stop logs. LHA has been advised that Mr. Bunnell is currently the only person authorized to perform this operation. Mr. Bunnell also discussed the possibility of returning the donation made by LHA for dam renovations, since the Town has funds to complete the planned upgrade of the gate system, and LHA may be able to use these funds to further their program for prevention of invasive species. Discussion ensued.
 - The Board agreed to send a letter to LHA reimbursing them their donation to the Harvey's Lake Dam fund, and advising them that operation of the dam by unauthorized individuals will not be tolerated.
- b. Town Hall renovations.** Mr. Roberts reported on his recent conversation with William Graves, who has been contacting Building Committee candidates.

c. **Septic tank service.** Shirley Warden indicated that it has come to her attention that the Harvey's Lake Beach septic system has not been serviced in a number of years, and asked if there is a schedule in place for the service of various septic systems owned by the Town. Discussion ensued.

- It was determined that the Beach Committee is already planning to schedule the servicing of the Harvey's Lake Beach system this year. The Board agreed that Ms. Ford will follow up with Beach Committee member Philo Marcotte regarding this matter. The Board also agreed to organize a schedule for servicing Town septic systems.

18. Outstanding check warrants

The Board reviewed and approved all outstanding check warrants.

19. Discussion regarding TransCanada Hydro Northeast tax appeal (executive session)

- Mr. Bunnell moved to enter executive session. Seconded by Ms. Ford and approved by voice vote. Entered executive session at 9:05 p.m. Attendance in executive session: Mr. Roberts, Mr. Bunnell, Ms. Ford, and Mr. Heisholt.
- Mr. Bunnell moved to exit executive session. Seconded by Ms. Ford and approved by voice vote. Exited executive session at 9:18 p.m.
- No action taken.

20. Adjournment

Mr. Bunnell moved to adjourn. Seconded by Ms. Ford and approved by voice vote. Meeting adjourned at 9:18 p.m.

A true copy.

Attest: _____
Town Clerk