

**MINUTES - SELECTMEN'S MEETING  
TOWN OF BARNET, VERMONT  
MONDAY, MARCH 25, 2013**

**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 Theodore Faris presided as Chair for this meeting.

**Others present:** Town Clerk Benjamin Heisholt, Zoning Administrative Officer Shirley Warden, Marvin Bailey, Virginia Bailey, Edmund Kennedy, Beth Kascenska, and Steve Mosher.

**1. Approve minutes of regular meeting held March 11, 2013**

Mr. Bunnell moved to approve as presented the minutes of the regular meeting held March 11, 2013. Seconded by Mr. Faris and approved by voice vote.

**2. Public hearing regarding change of limits of Fire District #4 (East Barnet)**

Mr. Faris read the warning and petition for revised boundaries as discussed at the Board meeting of February 25, 2013. Discussion ensued.

- Mr. Roberts moved to approve the revised boundaries as proposed. Seconded by Mr. Bunnell and approved by voice vote.
- A description of the revised boundaries follows these minutes; a map of the revised boundaries is recorded in the Barnet survey plat file on slide #61.

**3. Appearance by Beth Kascenska of Aflac insurance**

Ms. Kascenska discussed various insurance products that would act as a complement to the Town's current insurance benefits. There would be no cost to the Town for any of the plans, but the Town would administer the employee expense through payroll deductions. Discussion ensued.

- The Board agreed to ask the Highway Department employees whether they would like to hear a presentation from Aflac.

**4. Appearances by other members of the public**

There were no appearances by other members of the public.

**5. Appearance by Zoning Administrative Officer Shirley Warden**

a) **Discussion regarding public hearing for naming of E911 private drive.** Ms. Warden discussed the need for a public hearing to name a spur off Davidson Lane, as discussed at the Board meeting of February 25, 2013. Name suggestions proposed by landowners residing on this drive include "Hilltop Lane" and "Sky Farm Lane."

- The Board instructed Ms. Warden to warn a public hearing for April 22, 2013 at 7 p.m. with said warning including both proposed road names.

b) **Discussion regarding appointment of Zoning Administrative Officer.** Ms. Warden indicated that her term as Zoning Administrative Officer has expired. At their most recent meeting the Planning Commission/Zoning Board unanimously nominated Ms. Warden for re-appointment.

- Mr. Bunnell moved to re-appoint Shirley Warden as Zoning Administrative Officer for three-year term commencing March 23, 2013. Seconded by Mr. Roberts and approved by voice vote.

## **6. Discussion regarding 2013 mowing of town properties**

Town Clerk Benjamin Heisholt indicated that he had spoken to Jeremy Bean of J & B Property Maintenance, as discussed at Board meeting of March 11, 2013. Mr. Bean is willing to perform 2013 mowing services for the cost of \$2,200, which, contrary to the report of Mr. Heisholt at said Board meeting, is the price he charged in 2012.

- Mr. Roberts moved to hire J & B Property Maintenance to perform 2013 mowing services. Seconded by Mr. Bunnell and approved by voice vote.

## **7. Application of Nathaniel Tripp for Highway Access Permit on Tripp Lane**

The Board reviewed an application for a permanent access to be used as a logging entrance at 839 Tripp Lane. Mr. Heisholt indicated that Road Foreman Keith Gadapee has not yet reviewed the site.

- The Board agreed to table this matter until Mr. Gadapee is able to review the site and provide a recommendation.

## **8. Reimbursement to Vermont Petroleum Cleanup Fund from proceeds of sale of Passumpsic Village Store**

The Board reviewed documents relating to the final payment to the Petroleum Cleanup Fund, as discussed at Board meeting of March 11, 2013. Mr. Heisholt indicated that Town Agent Jay Abramson had recommended that the Town request that the State accept \$17,250 (the net proceeds of the sale of the property) as satisfaction of the amount owed by the Town. Mr. Heisholt made this request, and the State granted it. The sum of \$17,250 was mailed to the State March 20, 2013.

## **9. Correspondence from Law Offices of Salmon & Nostrand regarding tax appeal of TransCanada Hydro Northeast**

The Board reviewed the copies of a letters to Robert E. Woolmington, Esq. (attorney for TransCanada Hydro Northeast) regarding an Amended Scheduling Order, and to George Sansoucy regarding the Amended Scheduling Order and discovery requests.

## **10. Correspondence from Vermont Department of Forest, Parks & Recreation regarding appointment of Fire Warden**

The Board reviewed a letter indicating that the term of Fire Warden Joseph Barrett will expire June 30, 2013. The Board must either approve or reject the reappointment of Mr. Barrett, who has indicated his willingness to continue as Fire Warden. Discussion ensued.

- The Board agreed to re-appoint Joseph Barrett to a five year term as Fire Warden commencing July 1, 2013, and signed the reappointment form to be delivered to the Department of Forest, Parks & Recreation.

## **11. Correspondence from Vermont Agency of Transportation (VTrans) regarding centerline marking on paved Class 1 and Class 2 town highways**

The Board reviewed a letter advising the Town that paved Class 2 town highways are due to be marked by VTrans this summer.

- The Board requested that Mr. Heisholt forward this correspondence to Road Foreman Keith Gadapee.

## **12. Uniform Municipal Excess Weight Permit applications**

The Board reviewed and approved the applications of Arthur Whitcomb, Austin Construction, Barrett Trucking Co., Inc., Calkins, Cardinal Logistics Management Corporation, H.A. Manosh Corp., Knapp Transport LLC, Larry Flood, Ron Fenoff Excavating, and United Natural Foods, Inc.,

## **13. Other business**

- a) **Record of all-terrain vehicle (ATV) complaints.** Mr. Roberts requested that Steve Mosher, President of the Barnet Trailblazers ATV Club, keep a record of complaints he receives

relating to violations of the ATV ordinance, and periodically report to the Board regarding this record. Mr. Mosher agreed to do this.

b) **ATV trails on Class 4 roads.** Mr. Mosher indicated that state law allows ATVs to use Class 4 roads without a Town ordinance granting such use. The Barnet Trailblazers do not currently use any Class 4 roads that are not specifically allowed by ordinance. Mr. Mosher asked the Board how they would like to address the implications of this state law. Discussion ensued.

- The Board agreed to table this matter until either the ATV club requests access on a Class 4 road or a record of complaints regarding ATV use on Class 4 roads is demonstrated.

#### **14. Outstanding check warrants**

The Board reviewed and approved all outstanding check warrants.

#### **15. Discussion regarding legal proceedings (executive session)**

- Mr. Roberts moved to enter executive session. Seconded by Mr. Bunnell and approved by voice vote. Entered executive session at 7:45 p.m. Attendance in executive session: Mr. Faris, Mr. Roberts, Mr. Bunnell, and Mr. Heisholt.
- Mr. Roberts moved to exit executive session. Seconded by Mr. Bunnell and approved by voice vote. Exited executive session at 7:50 p.m.
- No action taken

#### **16. Adjournment**

Mr. Roberts moved to adjourn. Seconded by Mr. Bunnell and approved by voice vote. Meeting adjourned at 7:50 p.m.

*A true copy.*

Attest: \_\_\_\_\_  
*Town Clerk*