

**TOWN OF FAIR HAVEN  
SELECT BOARD  
WATER AND SEWER COMMISSIONERS  
LIQUOR COMMISSIONERS--CEMETERÝ COMMISSIONERS**

**MARCH 22, 2011**

**Members Present:** Jeff Sheldon, Christopher Cole, Timothy Langlois, Claire Stanley

**Others Present:** Ken Jones, Chief Bill Humphries, Ray Bunker, John Lulek, Lucia Suarez, Debi Bailey, Karen Close, Fred Capron, Suzanne Dechame, Jay Brown, Bob Richards, Roy Eckler, Ray Phillips, Neil Robinson, Larry Hughes, Glen Roberts, Allen Bowen, Bonnie Rosati, Bob Paul, Rod Holsworth, II, Don Howard, Robert Spaulding, Town Manager Peter Hathaway

**CALL TO ORDER**

The March 22, 2011 meeting of the Fair Haven Select Board was called to order at 6:30 p.m. by Jeff Sheldon, Chair.

Mrs. Stanley made a motion calling for the Board and the Town Manager to go into Executive Session to discuss letters of interest for the vacant Select Board position and appointments. Second by Mr. Cole. Motion carried.

The Select Board resumed Public Session at 7:10 p.m. No action was taken in the Executive Session.

The Chair announced that as posted, there will be a Special Session of the Board at 4:30 p.m., March 23, for the purpose of Review of Finance Reports and Signing of Warrant.

**APPROVAL OF MINUTES**

Mrs. Stanley made a motion to approve the minutes of the March 8, 2011 Select Board meeting. Second by Mr. Langlois. A correction was noted on page two, in Department and Committee reports. The discussion concluded monthly reports (not quarterly) were wanted. As corrected the minutes were approved by a 4-0 vote.

Mrs. Stanley made a motion to approve the minutes of the March 9, 2011 meeting of the Select Board. Second by Mr. Cole. Motion carried by a 4-0 vote.

**APPOINTMENTS WITH INDIVIDUALS**

**Fred Capron** reported the summer concerts in the park program is coming along nicely. He was most complimentary of the support he is receiving from local businesses and people. The town accountant is handling receipts and record keeping of all donations. The Board assured Mr. Capron all funds given for the concert program will be used for that purpose and any left over at the conclusion of the 2011 season will be held for the next season. A separate line item will be maintained for donations to concerts in the park. Mr. Capron believes he has an outstanding program for this summer and has a new poster system as part of the promotion. A number of door prizes are already secured. The Baptist Church will be the concert location in the event of rain.

**PUBLIC COMMENT**

No Public Comment.

**OLD BUSINESS**

**Select Board Appointment:** Mr. Langlois nominated Rod Holzworth, II to serve on the Select Board. Second by Mr. Cole. Motion carried by a 4-0 vote. (Mr. Holzworth will serve the unexpired term of Ron Adams who resigned for business reasons.)

Town Clerk Suzanne Dechame administered the Oath of Office to Mr. Holzworth.

(There was a break from 7:26 p.m. to 7:30 p.m.)

**Open Position on ZBA:** Mr. Cole made a motion to appoint ~~Jill~~<sup>Joe</sup> Eaton to the ZBA. Second by Mrs. Stanley. Motion carried with a 4-0 vote.

**Open Position on F.H. Planning Commission:** Mrs. Stanley made a motion to appoint Nicholas Michael to the Planning Commission. The motion died for lack of a second.

**SWAC Representative for Fair Haven:** Mr. Cole made a motion to reappoint Bonnie Rosati as SWAC Representative. Second by Ms. Stanley. Motion carried with a 4-0 vote.

**Rt. 22A Corridor Representative:** Ms. Stanley made a motion to appoint Town Manager Peter Hathaway as Corridor 22A representative. Second by Mr. Langlois. Motion carried with a 4-0 vote.

**Rutland Regional Transportation Council:** Mr. Cole made a motion to appoint Julie Ellis to the Transportation Council. Second by Ms. Stanley. Motion carried with a 4-0 vote.

**Trustees of Public Funds:** (Three positions are available; two will be named at this time.) Mr. Langlois nominated Richard Duell and Maureen Hall to serve as Trustees of Public Funds. Second by Mr. Cole. Motion carried with a 4-0 vote.

**Town Auditor:** Mr. Cole nominated Bob Paul to serve as one of the Town Auditors. Second by Mr. Langlois. Motion carried with a 4-0 vote. (Another auditor position is also available.)

**Dam Language /Insurance Update:** Both attorneys have agreed to the language in the deeds. Insurance will come through VLCT. The Engineering Commission has determined they are "low hazard" in spite of erosion. VLCT is asking to send someone to inspect the dams before they write the coverage.

**Beaver Wood Energy:** On Thursday representatives will be going to Montpelier for a meeting in the State Capitol in behalf of Beaver Wood. A number of Town Officials will be leaving here at 10 a.m. to attend. A Beaver Wood representative will attend the April 19 Select Board meeting to update the Board and answer questions. They are holding Public Meetings, April 3 at 3 p.m. and April 7 at 7 p.m. It was pointed out we need to find the people who are able and willing to speak positively about Beaver Wood Energy.

#### DEPARTMENT HEAD REPORTS, COMMITTEES

**Jack Eaton, Public Works Supt.** They are continuing to work with the River Street surface problem. He is trying to find help for the Depot Street bridge. They have a "wash out" on Bigelow Hill. The gate at the Air Park is closed to keep vehicles out of the mud.

**Police Chief Wm. Humphries:** It is a good month, he reported. There were only five arrests so far, 15 is a usual number. He has been in touch with the Poultney Town Manager who is agreeing to reimburse Fair Haven for the two weeks expenses at the police academy, as one of our Officers works part time for Poultney.

**Fire Chief Dave Ward:** The new fire truck should arrive in Latham, NY for work there this week or next. In a few weeks it will be here. All drivers will be required to complete the State Fire Truck Driving Course before they will be qualified to drive the truck.

(There was discussion on the need to use local sources for contract work when they are available, also that letters be sent to local providers asking for their prices per hour for equipment and operator.)

#### NEW BUSINESS

**Liquor License Renewals:** Mrs. Stanley made a motion to renew the Liquor License of American Legion and Fair Haven Inn. Second by Mr. Cole. Motion carried with a 4-0 vote.

**Tobacco License Renewal:** Mrs. Stanley made a motion to renew the Tobacco License of American Legion. Second by Mr. Holzworth. Motion carried with a 4-0 vote.

{It was suggested the Town Manager should obtain a background check on owners of all businesses applying for a tobacco or liquor license.}

**Farmers' Market for 2011:** The Town has a request to allow the Farmers' Market to use the site at the south end of the Park again this summer. Mrs. Stanley made a motion to grant their request for 2011. Second by Mr. Langlois. Motion carried with a 4-0 vote.

**Resignation of Shaun Tomasi:** Mr. Tomasi is resigning from his positions as a Grand Juror and Town Agent due to conflict of interest.

**Resignation of Eden Neary:** Resigning from position as one of the Town Auditors due to moving out of town.

(The Chair advised letter of interest will be requested for the Tomasi and Neary vacancies. After discussion, a motion was made by Mr. Cole, second by Mr. Langlois, that letters of interest be sought for Grand Juror (2), Town Auditor, Trustee of Public Funds, Planning Commission.)

**Fairpoint Bankruptcy:** As a result of Fairpoint Communications' bankruptcy (2008/09), the Town is asked to zero out a tax bill in the amount of \$4,339.29. A motion to this effect was made by Mr. Cole, second by Mr. Langlois. Motion carried with a 4-0 vote. The Town Manager indicated Fairpoint is current with its payments at this time.

#### ROUND TABLE

**Town Manager Hathaway:** Mr. Hathaway reported he is working on finalizing payment for the fire truck (no problems).

**Mr. Langlois:** Questioning the work needed on the Depot Street bridge. Advised Miller Construction is looking at it.

**Mrs. Stanley:** Asking about the Fourth Street sidewalk status. Town Manager advised it should be about ready to go out for bid.

**Mr. Sheldon:** After discussion with Board it was determined to call a Special Select Board Meeting for Monday, April 4, 2011, 6:30 p.m. This will be an informational, discussion, planning meeting. No action will be taken. The public is invited.

#### ADJOURNMENT

Mrs. Stanley made a motion to adjourn at 8:40 p.m. Second by Mr. Langlois. The meeting adjourned.

Respectfully submitted,  
Wilma B. DeSpain



Claire Stanley, Clerk

Rob Holzworth II, Interim Clerk