

**Town of Shaftsbury
Selectboard Emergency Meeting Minutes
Thursday, April 10, 2014**

Members Present: Tim Scoggins, Mitch Race, Ken Harrington, Art Whitman,
Tony Krulikowski (via telephone conference);

Staff Attending: Margy Becker, Town Administrator; Paul McGann, First
Constable; Bob Perry, Second Constable; Zoning Administrator
David Kiernan;

1. Call to Order

The Chairman called the meeting to order at 6:02P.M.

2. Conflict of Interest

No statement of conflict of interest was offered.

3. Executive Session:

Chairman Tim Scoggins made the motion at 6:10PM to enter Executive Session to discuss a matter of public safety with Second Constable Bob Perry, Zoning Administrator, and Town Administrator in attendance. 2nd by Art Whitman. Motion carried 4-0-0, (Krulikowski not yet connected via phone).

First Constable Paul McGann joined the meeting.

Tim Scoggins made the motion to amend the original motion to include Paul McGann. 2nd by Mitch Race. Motion carried 4-0-0.

Selectmen Krulikowski joined the meeting via telephone.

The Board exited Executive Session at 7:35PM.

Ken Harrington made the motion to send a letter to Steve Washburn, Sr. informing him that his conduct at the Planning Commission meeting of April 8, 2014 was ‘out of order and disorderly’. 2nd by Art Whitman. Motion carried unanimously 5-0-0.

Tim Scoggins announced his concerns about proceeding with the upcoming public hearing on the proposed Town Plan.

Mitch Race made the motion to cancel the upcoming Selectboard hearing on the proposed Town Plan scheduled for April 14th at 7PM. 2nd by Art Whitman.

Tim Scoggins noted that few Planning Commissioners could attend that hearing. After some

discussions Art Whitman noted that the statutes mandate the Selectboard wait at least 30 days before holding its first public hearing on the Town Plan. Margy Becker confirmed it appears the Plan was transmitted to the Selectboard on March 19 – the date of Chris Williams' memo to the Selectboard. The statutes were consulted.

The motion carried 5-0-0 unanimously in favor of cancelling the upcoming public hearing due to interpretation of statutes.

Paul McGann encouraged the Selectboard to forward a copy of the letter to Mr. Washburn to the Town Counsel.

Motion by Mitch Race to reconfigure the meeting room for security purposes. 2nd by Ken Harrington. Art Whitman suggested the room rearrangement could be accomplished without a motion. **Motion finally carried 5-0-0 unanimously in favor.**

David Kiernan, Zoning Administrator, suggested the Constables should be at all Planning Commission meetings where zoning is discussed.

Motion by Tim Scoggins to have the Constables at all meetings of the Selectboard, Development Review Board, and Planning Commission until such time as the Selectboard decides the coverage is no longer needed. 2nd by Ken Harrington.

First Constable Paul McGann inquired whether this objective could be achieved on an as-needed basis, noting that covering all board meetings could mean several meetings a week. Discussions followed.

Tim Scoggins proposed to amend his original motion to include "law enforcement officer" instead of 'Constables'. 2nd by Art Whitman. Action on amendment carried unanimously 4-0-0 (with Ken Harrington out of the room and not voting).

Action on main motion: Motion carried unanimously 4-0-0, Ken Harrington absent and not voting.

4. Adjournment

Motion to adjourn at 8:20PM by Mitch Race. 2nd by Tony Krulikowski. Motion carried unanimously 5-0-0, Ken Harrington present and voting.

Submitted by,
M. Becker