

**MINUTES OF THE TOWN OF BARNES
SPECIAL TOWN BOARD MEETING
TUESDAY, FEBRUARY 26TH, 2013
BARNES TOWN HALL, 3360 COUNTY HIGHWAY N, BARNES, WI**

APPROVED

Chairperson Lu Peet called the Special Town Board Meeting to order at 10:30a.m. Roll call was taken to establish a quorum; all members of the Board present were: Chairperson Lu Peet, Supervisor Jack Meinke, Supervisor Chris Webb, Supervisor Donna Porter, and Supervisor Mitch McGee. A quorum was established.

Also in attendance was Town staff: Brenda Bakke, Deputy Clerk-Treasurer. Town Attorney, John Carlson of Spears & Carlson attended via telephone. Chairperson Peet verified with Bakke that notice of the meeting notice had been posted as required by law. Peet then read the following Closed Session notice, which was the only agenda item for the meeting:

Agenda

1. **Closed Session:** The Board will go into a closed session pursuant to State Statute **19.85 (1)(g):** Conferring with the Town of Barnes legal counsel who is rendering oral or written strategy regarding the Smart Rd. litigation and Notice of Claim filed against the Town of Barnes and received February 21, 2013 filed by Kyle Torvinen, attorney for the defendants.
2. The Board will reconvene to open session, to act on the claim, or any items from the closed session with their attorney.

Motion was made by Supervisor Chris Webb to go into closed session pursuant to State Statute 19.85(1)(g): to confer with the Town attorney on the matter listed above. Motion seconded by Supervisor Donna Porter. Roll call vote was taken with all members voting yes; motion carried.

The Board adjourned to closed session in the Town Hall at 10:30 a.m.

Motion made by Supervisor Chris Webb to adjourn the closed session and return to open session. Motion seconded by Supervisor Jack Meinke.

The board returned to regular open session at 10:36 a.m.

There were no motions made in closed session and no action taken. Per the statute listed in the agenda, the Board discussed with Carlson, their attorney, only items involved with the Town's current Smart Road litigation.

Motion made by Supervisor Donna Porter to disallow the Claim filed by O'Shaughnessy against the Town of Barnes. Motion seconded by Supervisor Mitch McGee. Roll Call vote taken with all voting yes. Motion carried.

Chairperson Lu Peet requested a Closed Board Session pursuant to State Statute 19.85 (1)(c), employee performance review, to be scheduled to follow the already scheduled Special Board Meeting on March 13th.

Motion was made by Supervisor Donna Porter to adjourn the February 26th Special Board Meeting. Motion was seconded by Supervisor Jack Meinke. Motion carried.

The meeting adjourned at: 10:38a.m.

Respectfully Submitted,

Brenda Bakke
Town of Barnes Deputy Clerk-Treasurer
Dated this 26th Day of February, 2013