

## **Selectmen's Meeting – October 11, 2006**

Present were Selectmen Deborah J. Davis, Bruce L. Tatro and Nancy L. Carlson. Also present was Town Administrator Elizabeth A. Fox.

Chairman Davis called the meeting to order at 6:10 p.m.

**Financial Matters.** Selectmen reviewed and approved accounts payable and payroll manifests.

**Permit To Trap.** Selectmen voted to authorize Chairman Davis to execute permits to trap for Map 57 Lot 124, Map 56 Lot 4 and Map 38 Lot 22 for A. Whipple.

**Cheshire County Jail Site Selection.** Selectmen met with Bob Beauregard in follow up to previous week's discussions regarding town participation in funding of legal counsel with Cheshire County Citizens for Jail Resolution. The economic loss to the community and its schools if the Bardwell site is selected as host for the jail was discussed at length. Beauregard advised that the Cheshire County citizen's group had decided to retain Mark Fernald. How to work together was discussed. The fact that the county has well documented its ownership of a suitable site for the jail facility in Westmorland and has wasted significant resources pursuing alternative sites was discussed at length. Selectmen decided to authorize town counsel to work collaboratively with the Citizen's group counsel focusing on whether errors in the process utilized by the county commissioners and delegation can delay the process to provide time for county voters (through the election in November) to have a voice in the decision. The Selectmen did not agree to participate in funding of the Citizen's group legal counsel. Selectmen voted to instruct town counsel to work collaboratively with Cheshire County Citizens for Jail Resolution to investigate procedures related to the actions on the jail construction and site selection with the goal of seeking an injunction or other similar legal method to defer action by the County. Vote was unanimous.

**Citizen Concerns.** Armand Bedard met with Selectmen query what citizens could do to stop the jail. Selectmen encourage contact by residents with members of the commission and delegation. Legal options are being investigated as well.

**Fire Department Officers.** David Page has requested, on behalf of some department officers, to meet with Selectmen. Selectmen advised that board efforts are currently focused on the issue of department re-organization and options to do so. They discussed their upcoming meeting with Paul Szoc (SWNHMA) and requested Fox advised Page that Selectmen would meet with officers to allow an opportunity for comments regarding the department's organization structure asking that those comments be submitted in writing prior.

**Use of Computer Resources.** Possible inappropriate use of these resources was discussed with Selectmen reviewing a memo to be sent, with town policy, to all employees and volunteers with access to town owned systems.

**Owens Drive.** Selectmen met with Attorney Michael Bentley and road developer Larry Koch to discuss bonding and other matters related to the proposed town road constructed this past spring and summer. Mr. Koch reviewed with Selectmen revised as built plans. Attorney Bentley expressed concern regarding correspondence from the board dated October 4<sup>th</sup> advising of continued security requirements associated with the road project as they felt that they would only be required to provide security for and until the top coat of pavement was placed. Based on the developer's cost estimates that security amount would be \$13,500 versus the \$33,000 suggested by Selectmen's correspondence and would be required to be held in place a much longer time. Minutes of previous meetings were reviewed by Bentley who attributed the Selectmen's recommendation to the influence of engineers hired by the town to ensure it remains protected. Security provisions in current subdivision regulations (unchanged since the late 1980's) establishing a period of up to 2 years were reviewed. Bentley expressed his view that the town was applying new rules to the developer and that he did not feel that holding security for up to 2 years was necessary since the town had required engineering inspection during the road's construction. After further discussion Koch agreed to post security for 2 years from the date of completion of placement of base course pavement established as July 1, 2006. Tatro proposed that security be in the amount of \$15,000. The Board concurred. Selectmen voted to authorize Fox upon receipt of a new letter of credit in the amount of \$15,000 to release to the developer the existing letter of credit for \$100,000 now held by the town and good until March 1, 2007. Koch queried when the town would layout the new road requesting he be advised if any issues, beyond approval of the deed by town counsel, remain outstanding.

**Brown Field.** Selectmen reviewed an estimate for work at the field from SUR requesting that GarWal submit a written estimate as well. Selectman Davis abstained from this discussion.

**Reverse 911 System.** Selectmen discussed correspondence from Tom Warner regarding the district's system requesting it be forwarded to EMD, Fire Chief and Police Chief and they coordinate meeting with Mr. Warner and keep the board updated as necessary.

**Reimbursement Requests.** Selectmen approved payment of a reimbursement request from EMD Bohannon for expenses related to attendance at a meeting in Gorham, NH. Selectmen suggested development of a per diem style policy for meals and other similar travel expenses.

**DES.** Selectmen voted to authorize Solid Waste Manager David Krisch to sign contracts on behalf of the Town with respect to grant contracts with NH Department of Environmental Services.

**Consideration of Minutes of Previous Meetings.** Selectmen amended approval of the minutes of September 20<sup>th</sup> correcting a typographical error on page 3 to correspond with the section title Non-public session, RSA 91-A:3IIa & c. Selectmen also voted by roll call to seal indefinitely the minutes of the non-public portion of their meeting of October 4<sup>th</sup>

under RSA 91-A:3IIa & c. With that notation, Selectmen approved the minutes of their meeting of October 4, 2006.

Meeting adjourned at 8:50 p.m.

Submitted by,

Elizabeth A. Fox  
Town Administrator