

FINAL

BOARD OF SELECTMEN'S MEETING

September 24, 2012

7:30 P.M. – MUNICIPAL OFFICE BUILDING – HANOVER, NH

The meeting of the Board of Selectmen was called to order at 7:30 p.m. by Chairman Peter Christie. Present were: Peter Christie, Chairman; Athos Rassias, Vice Chairman; Bill Geraghty, Selectman; Nancy Carter, Selectman; Jay Buckey, Jr., Selectman; and Julia Griffin, Town Manager.

1. PUBLIC COMMENT.

Chairman Christie asked for Public Comment. There were no comments from the public.

2. CONSIDERATION OF REQUEST FROM DANA AND JOHN ROBES TO TABLE FURTHER CONSIDERATION OF THE ORDINANCE NUMBER FOUR, PASTURE ROAD IMPROVEMENT APPLICATION.

Ms. Griffin reported that the Town received a letter from Attorney Brad Atwood on behalf of Dana and John Robes dated September 19, 2012. Ms. Griffin read the following letter to the audience:

“Dear Chairman Christie and Members of the Board of Selectmen:

On behalf of our clients, Dana Robes and John Robes, Mr. McClammer and I respectfully request that the Board of Selectmen table further consideration of the above-referenced Ordinance #4 Pasture Road improvement application until further notice. We agree with comments made by the public at the recent hearing that it may make more sense for the Select Board to consider this application *after* a division of the property has been reached. As I have discussed with town counsel, Walter Mitchell, I am filing a Petition to Partition the property pursuant to RSA 547-C with the Grafton County Probate Court this week. We also view tabling this matter as an opportunity to informally discuss my clients' plans with interested parties in an attempt to arrive at a more mutually acceptable development plan. This will specifically provide an opportunity to discuss highway/driveway access alternatives, hiking trails, etc. with respect to both the public's interest in the land and my clients' personal interests and property rights. Thank you very much. Very truly yours, Brad Atwood.”

Chairman Christie noted for the audience that with respect to the Pasture Road Improvement Application, there was a strong argument made at the last meeting that the road improvement request should come secondary to the subdivision on the land. Chairman Christie stated that the Robes brothers agreed with this approach and are submitting a Petition to Partition the property. The Court has two options with respect to this property; order the subdivision of the land or if the land cannot be subdivided, the Court can order that the property be sold.

Selectman Carter MOVED to Accept the Request from Dana and John Robes to Table Further Consideration of the Ordinance Number Four, Pasture Road Improvement Application Until Further Notice. Selectman Buckey SECONDED the motion.

Selectman Geraghty stated that it was his understanding that if the Town agreed to subdivide the property, that subdivision proposal would have to go before Town Meeting. Chairman Christie noted that this question was asked of the Town's attorney to see if the subdivision would be legal if it was approved by Town Meeting and it is not. Chairman Christie stated that the deed restricts subdivision so the only way it can be done is if it is ordered by a judge. Chairman Christie stated that the best case scenario would be to come to an agreement on an acceptable subdivision and take that to the court process. Selectman Geraghty noted that it doesn't appear that everyone in Town would agree with the way that the land may be subdivided but if the court orders it, it is a process the Town must follow.

Bill Baschnagel asked about the timeframe and what the Town could expect with this court process. Ms. Griffin stated that the Probate Court can be more efficient and more amenable to working toward the best approach rather than taking it to Superior Court. Ms. Griffin stated that she has not seen an official filing yet so she's not sure about the timing. Chairman Christie stated that Walter Mitchell felt it would be a 4-6 month process.

Mr. Baschnagel asked if the Town was planning on taking any actions prior to the hearings. Ms. Griffin stated that she was sure there would be opportunities to talk between the interested parties. Mr. Baschnagel asked if the Board is interested in having a more public process as they move forward. Chairman Christie stated that the Board needed to determine a process for moving forward.

Ms. Griffin stated that she is assuming that the court will outline a process for moving this through their process and at that point they may be able to bring parties in on the discussion. Mr. Baschnagel was hoping to avoid legal action by the interested parties. Ms. Griffin wasn't sure if there would be a process for other interested parties to intervene in the Probate Court the same way that they may in a Superior Court process.

Ms. Griffin stated that the Town's attorney advised the Town that they are unable to take an eminent domain approach on this property with regard to the conservation statutes. Mr. Baschnagel felt that the public would want the public aspects of the property to be weighed appropriately and he hopes the Town will keep the public informed on this process.

Kristine McDevitt, Hanover Lands Conservancy, would like to know if the Town intends to fight this to the fullest extent possible through the court process. The Town's 50% ownership of the land has conservation restrictions recorded on the deed of the land and she doesn't understand why property and development rights would trump those restrictions. She hopes that the Town would fight this in any way and the idea of coming to an agreement for subdivision wouldn't be the first route that the Conservancy would urge. Ms. McDevitt stated that they would like to be kept informed of the process and would like to know what kind of appeal process there may be.

Ms. Griffin was unfamiliar as to whether there could be an appeal and how that might work. Ms. McDevitt wanted to know what sort of participation other interested parties can have and recognizing that this is a unique situation, this sets a dangerous precedent for people who wish to donate their land with the knowledge that someone else's interest could trump those wishes; a subdivision is not a desirable result.

Chairman Christie feels that the depiction of one party trumping another is not accurate. In this case, one owner wants to develop the land and one does not and it is the right of the Robes brothers to go to the court and the court can require that the land be subdivided whether that is good, bad or indifferent, that is their right.

Ms. McDevitt stated that it would feel like the conservation rights would be trumped if development is allowed and that the conservation restrictions were not adhered to. Chairman Christie noted that the same restrictions do not exist with the owner of the other deed. Ms. McDevitt felt that it was a difficult case. Chairman Christie doesn't feel that it is a difficult because the facts are straightforward and the way to move forward is based upon the law.

Ms. McDevitt wanted an explanation as to why Chairman Christie felt that it wasn't difficult. Chairman Christie stated that there are two partners that own the land jointly and one wants to develop the land and has the legal right to do so and the other does not; the other owner has the right to Petition to Partition the land. Chairman Christie stated that the Town has to work in good faith with them to come up with the best option for subdivision possible considering the conservation interests and their rights as property owners.

Ms. McDevitt feels that it appears that the decision to partition the land has already been made. Chairman Christie stated that if the petition is accepted by the courts, the Town has every expectation that it will be and it will be ordered to subdivide land. Ms. McDevitt noted again that there is a question about appeal possibility but it sounds as though the Town would not appeal. Chairman Christie didn't feel that the Town would appeal the decision.

Vice Chairman Rassias wanted to discuss how the Town would work with the Robes family if the land goes to subdivision to determine exactly where the land should be split and also how they would take into account the input of the Conservation Commission. There should be a lot of emphasis about where the Town's values are and determine how the division would be in the Town's best interest should it come to pass.

Chairman Christie stated that it's not so much that the Town has interest or lack of interest for appeal but the Town has been informed that they have no legal basis for an appeal. This is just about following the process for a resolution and it is defined by the law.

Selectman Geraghty recommended that the Board be clear as the process moves forward as to what the appeal process is. He also suggested that there may be other attorneys out there that may have different advice for the Town.

Selectman Carter noted that Attorney Mitchell stated that this is a two part process; Petition to Partition is very much a legal decision based upon a pair of deeds. The Town almost inherited a

sibling rivalry where the former owners had very different views as to what should happen to the property. The finding that the property can be partitioned is the first process and then the second part of the issue is to figure out how it should be partitioned. The first part which may take 4-6 months is pretty straightforward but the second part of the conversation is much more complicated as to how/where the lines should be drawn on the property.

Kay Shumway asked who would be representing the Town in the court process. Ms. Griffin stated that Walter Mitchell is the Town's counsel and will represent the Town in Probate Court.

Jim McClammer, acting as agent for the Robes Brothers, stated that Attorney Atwood did in fact file the Petition to Partition. The Robes would like to have public informational meetings with the interested parties in Town with the goal of coming to an agreement before they go before the court. If they don't have an agreement, the judge could decide that the property should be sold and then Hanover could lose their interest in the property. Mr. McClammer stated that the Robes brothers are conservation minded and they want to retain the interests of conservation in this land. Mr. McClammer stated that Dana and John Robes will not be able to attend the meetings as they are out of town but he and Attorney Atwood would be happy to meet with interested parties.

Selectman Geraghty stated that it would be great if all parties could agree but he feels this is going to be a challenge. Selectman Geraghty wanted to make sure that everyone is clear about who they are referring to when using the phrase "all parties."

Mr. McClammer stated that he is talking about transparency and inclusiveness with regard to the discussions and "all parties" would include anyone that feels that they are an interested party now or in the future for the use of that parcel. Mr. McClammer stated that they took the input from the last meeting and decided to ask to table the application at this time to allow for further conversation. Mr. McClammer wasn't sure what the venue would be but possibly as part of future Select Board meetings.

Selectman Buckey stated that he is hearing that there is interest in having meetings to discuss the partition with the interested parties but wondered who would be organizing these meetings. Mr. McClammer suggested having a set meeting time and place and suggested having it as part of future Select Board meetings; an informal public meeting and not a hearing but a place where people can come and hear each other. John and Dana Robes have some concrete ideas that they may be willing to offer if they can come together as a community.

Chairman Christie stated that the Town should take the lead to schedule meetings for further discussion but they would need to consult with their attorney as to whether having public hearings in advance of court proceedings would be permissible. Chairman Christie noted that after speaking with Walter Mitchell, the court can order them to subdivide but not tell them how or they could order them to sell the land if it cannot be subdivided. Since there are so many acres, it is obvious to them that the land could be subdivided so the first step is for the court to order the subdivision and then the parties need to decide how it would be subdivided.

Mr. McClammer stated that in speaking with Attorney Atwood, their hope is to come to an agreement before going to Court and having an agreement to present the agreement to the judge. If the judge is forced to make a decision without an agreement, he has no idea as to what the outcome may be. Chairman Christie stated that unless there is a legal reason not to, he would like to have a meeting on this as soon as they can and would be willing to have the Town facilitate this.

Ms. Griffin stated that the Town should consider having a professional facilitator conduct the meetings so it's not perceived that one interest is trying to lead the discussion. The facilitator would be someone who does mediation who could hear all sides and determine if there's a way through some of the competing interest. Mr. McClammer stated that the Robes would be agreeable to this because anything that would facilitate the discussion between the different parties would be favorable.

Chairman Christie stated that he is optimistic that once all of the parties recognize that the land will be subdivided, he feels that they can come to an agreement about the subdivision that will make a lot of sense. Mr. McClammer stated that using the word subdivision might be a misnomer because they are talking about a partition because they don't have to go through the typical Town subdivision process.

Selectman Buckey felt that he supports the idea of a facilitator or a committee that brings out a resolution.

Elisha Huggins asked why eminent domain is not a possibility. Ms. Griffin stated that there is a section of the Conservation Statute that was researched by Attorney Walter Mitchell which specifically prohibits the Conservation Commission, the Board of Selectmen and the Town from taking the whole property by eminent domain. Mr. Huggins asked for a copy of the Statute because he felt that this was the best solution where both parties could have resolve.

Selectman Buckey was able to locate the RSA on-line and read directly from RSA 36-A:4:

RSA 36-A:4 – “The city or town or commission shall not have the right to condemn property for these purposes.....the powers of the Conservation Commission provision, the division that goes beyond the subject of the Conservation Commission and explicitly prohibits any municipality use of eminent domain to acquire land for conservation purposes.”

Ms. Griffin stated that the Board and staff feel like they are in the middle as they support the conservation values of the land but from an ethical standpoint they need to respect the property rights of their shared owner. The Town has to assume that rather than litigate the partition decision that the court may grant, the Town's best interest is to figure out a partition that will maintain as much of that conservation land while recognizing that the Robes brothers have a right to their property as well based on the deed granted to them by Elmer which gave them 50% interest without encumbrances.

Bill Baschnagel asked what criterion the court would use to subdivide the property and whether it can be subdivided. Chairman Christie stated that Attorney Mitchell noted that there are certain pieces of land that you could not partition but it was clear that this was not the case with the 132 acre parcel in question.

Mr. Baschnagel asked if they have sought out legal advice from someone well versed in these types of land issues. He is not suggesting that Walter Mitchell is not a good lawyer but there may be someone more versed in land issues. Ms. Griffin stated that Walter Mitchell does specialize in land use and he's been the Town Counsel on land use matters for the past 16 years; he is one of the municipal land use experts in the State of NH. Ms. Griffin feels that the Town is very well represented by Attorney Mitchell and his colleagues.

Hugh Mellert, 11 Old Lyme Road, asked whether the court could decide that the property is not dividable given the past history of the property and the on-going conflicts. He feels that there might be another viewpoint that the court could consider. Chairman Christie stated that this is a legal question and he is not a lawyer.

Mr. Mellert noted that the Class VI Road was discontinued 80 years ago so he questions whether it is still a road. Ms. Griffin stated that it is still a municipal right of way, even if the partition occurred and the partition line ended up east of the Class VI right of way, the right of way would still need to be open to the public, subject to gates & bars and will remain as an active trail location. Mr. Mellert clarified that "discontinued" still allows for the right of way. Vice Chairman Rassias stated that the "discontinued" status just means that the Town no longer maintains it.

Mr. Mellert asked whether in the last 80 years there had been Class VI roads in the Town that had been improved. Ms. Griffin noted that Moose Mountain Lodge Road had been improved and upgraded to a Class V road. Ms. Shumway noted that it became a Class V highway when the tower was installed up there.

THE BOARD VOTED UNANIMOUSLY TO ACCEPT THE REQUEST FROM DANA AND JOHN ROBES TO TABLE FURTHER CONSIDERATION OF THE ORDINANCE NUMBER FOUR, PASTURE ROAD IMPROVEMENT APPLICATION UNTIL FURTHER NOTICE.

3. UPDATE ON HAYES FARM PARK PROJECT.

Ms. Griffin stated that the "rough in" of the parking lot has been done but they are not allowing parking yet because construction is about to start on the Library improvements; Mink Hill Timber Frames from Bradford, NH will be handling the construction after winning the bid. The Town now needs to keep the project under budget and Public Works will start on the playing field extension behind the Fire Station and the roughing in of the parking lot but there will not be any paving or landscaping until the spring. Ms. Griffin stated that one of the ways that they are saving money on the projects is by having Town staff work on finishing the interior as they have the expertise to do that.

Ms. Griffin stated that the attic of the library is now insulated, the windows will be replaced and they will be sealing of the foundation. Ms. Griffin stated that they hope that the Etna Library building will be more energy efficient.

Chairman Christie asked when they will be able to switch over the parking areas. Ms. Griffin stated that this may be open to the public once the addition is framed in or they may wait until the spring. She noted that Peter Kulbacki is maintaining conversations with Mink Hill about this and they want to make sure it's going to be safe. Chairman Christie noted that the current parking situation is unsafe.

Ms. Griffin reported that the Etna library was responsible for fundraising \$25,000 which they have accomplished and the Parks and Recreation Department was responsible for raising \$25,000. The Parks and Recreation Department have raised more than half of the funds and they are going to be hosting a quarter drive. The goal is to cover the entire floor of the multi-purpose room with quarters and if they do this, they will raise \$12,000 to \$15,000.

Selectman Carter asked if there is enough name recognition for Hayes Farm Park and whether they should add the Etna Library to the collection jars so that people understand the purpose behind it. Ms. Griffin will mention this to staff.

Ms. Griffin reported that Maynard Street is now closed while the College works to underground utilities. This is going to take some time which is causing some issues with the residents in the area. Ms. Griffin stated that Dartmouth College was so pleased with the undergrounding of utilities on Lebanon Street that they decided that they wanted to underground the utilities on College Street. Ms. Griffin stated that as you drive north on College Street and approach Maynard Street, the utility poles are up on the east side of North College Street and there isn't a sidewalk in the area. The College would like to put up a retaining wall and a sidewalk but the utility poles are in the way. In order to do this, and as part of taking down the old Gilman Building and putting up a new building, the work on Maynard Street and Rope Ferry Road needs to happen first. It will take the next 4 to 6 weeks while Fairpoint, Liberty and Comcast do their underground work. Lt. Evans worked with the College to develop the road closure plan and there are currently large electric signs alerting the public about the upcoming road closures. The challenge is that the residents that live in the neighborhood need to come into town to get around the construction.

4. DISCUSSION REGARDING PROPOSED BUDGET FOR FY 2013-2014: TAX RATE TARGET SETTING PROCESS AND IMPACT OF NHRS CONTRIBUTION INCREASE EFFECTIVE JULY 1, 2013.

Ms. McClain reported that the School District has decided upon their budget guidelines and she and Julia wanted to see what the Select Board might like to see going into the budget process this year and whether they wanted to change anything about the format in which the information is presented.

Ms. Griffin noted that there are some huge increases coming in next year's proposed budget through the NH Retirement System employer contributions.

Chairman Christie asked Ms. McClain to provide a little background for the viewing audience and the newer members of the Select Board as to the tax rate target setting process.

Ms. McClain stated that a few years ago the Select Board asked staff to bring forth a 5 year projection of the tax rate. This involves projecting operating costs of which 80% of the operating costs are made up of personnel wages and benefits. They have been doing this for a few years now and each year they find that if they do nothing in terms of changing their services and project the impacts of health insurance and increases for the contributions to the Retirement System, they are facing some pretty big tax rate increases in the coming years.

Ms. McClain stated that when they first began this exercise, they tried to incorporate the entire tax burden on the Hanover taxpayer to include school and county taxes. These were difficult to predict with the information that was available and the county and school calendar years are different from the Town's.

Ms. McClain reported that in late October last year, the Board was presented a PowerPoint presentation with some fiscal indicators and then they were given some 5 year projections as to where they think the tax rate might be in the coming years. The Board then asked for some additional work on the information and in mid-November were presented with some modified projections.

Ms. McClain stated that the Town has been targeting the budget to the CPI (Consumer Price Index) which is a number to which most citizens can relate and understand and although it is helpful background information she is not sure it informs the tax rate target. Her question for the Board is whether they want to stay with the same process or try a new or different approach.

Vice Chairman Rassias stated that before they started doing the tax rate projections, he felt like they were flying blind and although the CPI is not a perfect comparison, it is understandable. It is educational to know which way they are trending and he supports keeping the process the same as they have in the past unless it is creating more work.

Ms. McClain stated that there has been discussion about using different metrics but using the same template that they have used in the past is not a problem. Ms. McClain stated that in the discussions that she had with the Finance Committee last year, there were some discussions about using a different method for the projections. If the Board was inclined to use a different approach or method, she wanted to work on this on the early side of the process.

Chairman Christie stated that with regard to the Finance Committee, whether they do a tax rate or percentage increase it gets them to the same place. The only process piece that has been questioned by one member of the Finance Committee is the credit for the increase in the Grand List and that member feels that they should not be giving credit for that. Chairman Christie noted that they have looked at using the Municipal Cost Index which is good information to have and although it does deviate year to year over the CPI, over longer periods of time it doesn't deviate that much which is interesting.

Ms. McClain stated that the Dresden Finance Committee was trying to look at income data to determine the taxpayer's ability to pay their property taxes but they aren't able to get current income information.

Selectman Buckey asked how this information is presented and whether it is at a cost per citizen rate or some other formula. Ms. McClain stated that they do not break it down to cost per mile or cost per person but they haven't been able to finalize what the metrics might be and what to compare them to.

Chairman Christie stated that the model that Ms. McClain prepares shows the course over 5 years to see where things are going. Ms. McClain stated that they also try to project the transfers into Capital Reserves and that is another process that will be unfolding. As they learned last year, the Town has been underfunding some of the reserves so the initial projections are very scary and then changes are made to bring the tax rate increase down.

Chairman Christie noted that Capital Reserves and the Paving Budget have been underfunded so when these numbers come forward it will be sobering. Ms. Griffin stated that there is a \$150,000 increase based on upcoming Retirement System contributions. Chairman Christie stated that the downshifting costs or previously shared revenue items from the State are not part of the budgeting process. Chairman Christie noted that every year he stands before Town meeting stating that the State of NH does have a broad base tax called the property tax. The Town gets additional bills from the State for the mishandling of the State budget. Chairman Christie stated that the Town cannot absorb the downshifting from the State so the budget is set independent of what the State is doing. He noted that 5% of a person's tax bill is attributed to the State of NH downshifting.

Ms. McClain clarified with the Board that the overall context of the numbers is helpful. Chairman Christie felt that they were on Ms. McClain's schedule. Ms. Griffin stated that they could wait until November 19th to bring this to the Board. She noted that the health insurance costs will be in by that time as well.

Selectman Buckey clarified that the Retirement System is stating that the increase is due to the projections coming in under a 7.5% annual return but after doing some research he felt that this may also be too optimistic. Selectman Buckey stated that this is very hard to plan for and wondered how the Town could protect themselves from this.

Selectman Geraghty stated that this number leaped out at him as well; when the funds are off by 1 to 1.5 points, this creates a significant impact. Selectman Geraghty stated that he was used to the concept of retirement funds where you would contribute to the fund but never touch the money prior to retirement. He asked Ms. McClain to provide some background as to how the money could be transferred out of the retirement trust to other benefits.

Ms. McClain stated that a lot of this was political. Back in the day when the returns were great, the Advisory Board was made up of primarily labor representatives who decided to divert funds to additional benefits of public safety employees. Those funds were then transferred into a "Special Account" which was a bad decision and the accumulated gain on the funds had been

siphoned off. Ms. McClain stated the labor representatives will claim that the contributions from employers were artificially low years ago because the returns on the pension assets were so high so the blame is spread around. Ms. McClain stated that there is a study committee looking at some kind of defined contribution plan.

Ms. Griffin stated that for years the system in NH was set up so that employer contributions were governed by the Retirement System Board which was made up primarily by labor representatives. All employee contributions were governed by the State Legislature so that when an employee interest group decided that in a good year there was an additional benefit that could be funded, those employee groups would lobby the Legislature for a change in the Statute to enable the creation of additional retirement system benefits. The employers would go to the hearings to testify against those modifications due to concerns about future investment returns that might be subpar but employers were outnumbered by organized labor. Ms. Griffin noted that the last biennial Legislature made some big reforms that were good for employers although in the grand scheme of things it's a little too little and too late. Employers are looking at significant mandated increases in contributions every two years for the foreseeable future. Ms. Griffin stated that the news is not necessarily a shock but it is official and now they need to budget for these costs.

Chairman Christie stated that there is no way for the Town to protect itself as they are part of the system and they cannot withdraw from it. Chairman Christie stated that about 7 years ago there was an independent review of the system and it was not favorable toward the handling of the Retirement System funds. Vice Chairman Rassias would like to see the review and Ms. Griffin stated that she could get a copy of it for the Board; many of the recommendations have been implemented through legislation in the last couple of years. It's a good overview of the problems that the Retirement System is facing.

Chairman Christie stated that they look forward to the presentation by Ms. McClain on November 19th and after they set the guideline, staff will work to meet the target and then the Board will have 4 budget hearings in February/March.

5. GENERAL ELECTION ON NOVEMBER 6th – BOARD COVERAGE AT THE POLLS.

Ms. Griffin stated that the Attorney General's Office will do a checklist inspection of the voting area and they are always supportive and appreciative of Ms. McClain and the election workers. November 6th is going to be a busy day and the Secretary of State's office wants to make sure that there are greeters to help guide people. Ms. Griffin encouraged the Board to try to be there for as much of the day as they can. There may be more issues regarding the Voter ID Law.

Selectman Carter spoke with Representative David Pierce and it sounds like it is very likely that the piece of paper that specifically targets college students will probably not stand up to the challenge. Ms. Griffin stated that the Town has to take their orders from the Secretary of State and because Hanover is a college town, this is going to be a lively day.

Ms. McClain stated that they have been contacted by one of the political parties that wants to know how many voting stations there will be and they may have staff overseeing this which will add to congestion at the polls.

Ms. McClain stated that on November 6th voters do not have to show an ID to vote but if they choose not to they will have to execute a Challenge Voter Affidavit so there is the potential for back-up. Chairman Christie would be willing to be available for a longer period of time at the polls.

Selectman Carter asked if the Town is taking steps to reach out to the Dartmouth students and Hanover High students to complete voter registration before November 6th. Ms. McClain stated that the Town has to be careful about how much they participate in those conversations because they do not want to appear to be partisan or targeting certain groups of people. Ms. McClain stated that they have been responsive to groups that have asked for on-site events. There is another campus event coming up on October 11th. She noted that many people registered to vote at the primary but did not cast a vote. Ms. McClain has taken calls from nursing homes asking about absentee ballots.

Ms. Griffin stated that over 200 voters chose not to show their ID at the Primary. Ms. McClain stated that there were 216 that chose not to show their ID out of 1486 voters. Some didn't have their ID and others purposely chose not to show their ID. Some groups are urging their members not to back-up the check-in table by protesting. Ms. McClain stated that they are scheduling a team of 4 people that will be dedicated to deal with the issues surrounding Voter ID laws.

Ms. McClain stated that they want greeters at the door to ask if people are going to refuse to show their ID to try to handle the back-up. Vice Chairman Rassias asked if new voters that want to register on site will have to show an ID. Ms. McClain stated that they do but there is an affidavit that they can execute to show that they are who they say they are. Ms. Griffin stated that the Office of Residential Life will be there as well to confirm a student's physical residence which is very helpful.

Selectman Carter asked how many stations would be set up. Ms. McClain stated that they would have at least 8, maybe 10. Selectman Carter stated that she would be there for the day as needed. Ms. McClain stated that they have a wonderful group of dedicated volunteers that help.

Selectman Carter wanted to ensure that there is a plan for inclement weather. Ms. McClain stated that they can wrap people around the gym in the serpentine. The Board discussed their availability for the election.

6. APPOINTMENTS:

- Parks and Recreation Board
- Zoning Board
- Senior Citizens Advisory Board

Selectman Geraghty MOVED to Reappoint Kathy Boghosian (through September, 2015) and Appoint Kathi Whitmore (through September, 2015) to the Parks and Recreation Board. Selectman Geraghty SECONDED the Motion.

THE BOARD VOTED UNANIMOUSLY TO REAPPOINT KATHY BOGHOSIAN AND APPOINT KATHI WHITMORE TO THE PARKS AND RECREATION BOARD.

Selectman Buckey MOVED to Reappoint Ruth Lappin as an alternate (through September, 2015) to the Zoning Board. Selectman Geraghty SECONDED the Motion.

THE BOARD VOTED UNANIMOUSLY TO REAPPOINT RUTH LAPPIN AS AN ALTERNATE TO THE ZONING BOARD.

Selectman Geraghty MOVED to Appoint Willy Black to the Senior Citizens Advisory Committee (through September, 2015). Selectman Buckey SECONDED the Motion.

THE BOARD VOTED UNANIMOUSLY TO APPOINT WILLY BLACK TO THE SENIOR CITIZENS ADVISORY COMMITTEE.

7. APPROVAL OF MINUTES:

- September 10, 2012

The Board did not have any recommended changes to the Minutes of September 10, 2012.

Selectman Buckey MOVED to Approve the Minutes of September 10, 2012. Selectman Carter SECONDED the Motion.

THE BOARD UNANIMOUSLY APPROVED THE MINUTES OF SEPTEMBER 10, 2012.

8. ADMINISTRATIVE REPORTS.

Ms. Griffin reported that she attended the Legislative Policy Conference on Friday, September 21st. She was able to secure support for the Trustees of Trust Funds floor amendment to allow a total return approach to investing and managing investments on behalf of communities. She was also able to convince the conference that this should be an Action Item for the Local Government Center which is the highest level of priority and they will draft the Legislation for the Town and seek a sponsor for the bill. The Legislative Policy Conference adopted the Trustees of Trust Funds floor amendment and there were several other communities that stood up in support as well. Once the bill has a sponsor the Town will need to get people to the hearing to testify why the total return approach to investment management makes sense for some communities in the State. This doesn't require the Trustees of Trust Funds to manage funds in this way but gives them the ability to do so.

9. SELECTMEN'S REPORTS.

Bill Geraghty

Selectman Geraghty reported that he attended the 3rd of 4 sessions of the Selectperson Institute sponsored by the Local Government Center which he found very educational and informative.

Athos Rassias

Vice Chairman Rassias reported that the Conservation Commission met recently and one of the main topics was the discussion of the Pasture Road application and should any partition occur, how the Town might participate in assigning values and determine how to partition the land.

Jay Buckey

Selectman Buckey had nothing new to report.

Nancy Carter

Selectman Carter reported that the Planning Board has been very busy and dedicated to a Residential Zoning Project which is a major re-write of the entire package of Zoning Regulations that guide the Town. This was last undertaken in the 1970's. There are two meetings coming up; the kickoff meeting will be held on October 1st at 7:30 p.m. at the Town Hall. This meeting will include the Planning Board with the consultants that were hired to discuss how the entire process would take place.

Selectman Carter reported that the Planning Board wanted to have the project done by Town Meeting in May but it is unclear whether it could be done by then. The other meeting will be held on October 13th at 9:00 a.m. at the Ray School which will be the 1st public information meeting where people can share ideas.

Selectman Carter noted that there is information available at www.hanovernh.org and the drop down menus are:

- Boards and Commissions;
- Planning Board;
- Residential Zoning Project
- RFP; Policy Development;
- In-Town Neighborhood Map;
- Rural Neighborhood Map;
- Minutes of Meetings.

Selectman Carter urges people to think about coming out to the meetings but people should feel free to contact the Planning Board through the Town Manager's office as well.

Selectman Carter noted that the consultants are being hired by the Planning Board and they will facilitate the meetings and they are good at drafting the regulations.

Ms. Griffin wanted to note that Selectman Carter will be assisting with the Planning Board and the Residential Project on a weekly basis which is a larger commitment than was presented to her when she took this on as liaison.

Peter Christie

Selectman Christie had nothing new to report.

10. OTHER BUSINESS.

Chairman Christie MOVED to Follow the Request for a Non-Public Session to Discuss Items Pursuant to RSA 91-a: 3, II (b) and (e).

SELECTMAN GERAGHTY VOTED YES; VICE CHAIRMAN RASSIAS VOTED YES; CHAIRMAN CHRISTIE VOTED YES; SELECTMAN CARTER VOTED YES; AND SELECTMAN BUCKEY VOTED YES. THE BOARD WENT INTO NON-PUBLIC SESSION AT 9:21 P.M.

Selectman Buckey MOVED to Exit the Non-Public Session. Vice Chairman Rassias SECONDED the Motion.

THE BOARD VOTED UNANIMOUSLY TO EXIT THE NON-PUBLIC SESSION AT 10:30 P.M.

11. ADJOURNMENT.

Selectman Buckey MOVED to Adjourn the Meeting. Vice Chairman Rassias SECONDED the Motion.

THE BOARD VOTED UNANIMOUSLY TO ADJOURN THE MEETING AT 10:30 P.M.

Respectfully Submitted,

Nancy A. Carter, Secretary

Minutes prepared by Elizabeth S. Rathburn.

SUMMARY

1. **Selectman Carter MOVED to Accept the Request from Dana and John Robes to Table Further Consideration of the Ordinance Number Four, Pasture Road Improvement Application Until Further Notice. Selectman Buckey SECONDED the motion.**

THE BOARD VOTED UNANIMOUSLY TO ACCEPT THE REQUEST FROM DANA AND JOHN ROBES TO TABLE FURTHER CONSIDERATION OF THE ORDINANCE NUMBER FOUR, PASTURE ROAD IMPROVEMENT APPLICATION UNTIL FURTHER NOTICE.

2. **Selectman Geraghty MOVED to Reappoint Kathy Boghosian (through September, 2015) and Appoint Kathi Whitmore (through September, 2015) to the Parks and Recreation Board. Selectman Geraghty SECONDED the Motion.**

THE BOARD VOTED UNANIMOUSLY TO REAPPOINT KATHY BOGHOSIAN AND APPOINT KATHI WHITMORE TO THE PARKS AND RECREATION BOARD.

3. **Selectman Buckey MOVED to Reappoint Ruth Lappin as an alternate (through September, 2015) to the Zoning Board. Selectman Geraghty SECONDED the Motion.**

THE BOARD VOTED UNANIMOUSLY TO REAPPOINT RUTH LAPPIN AS AN ALTERNATE TO THE ZONING BOARD.

4. **Selectman Geraghty MOVED to Appoint Willy Black to the Senior Citizens Advisory Committee (through September, 2015). Selectman Buckey SECONDED the Motion.**

THE BOARD VOTED UNANIMOUSLY TO APPOINT WILLY BLACK TO THE SENIOR CITIZENS ADVISORY COMMITTEE.

5. **Selectman Buckey MOVED to Approve the Minutes of September 10, 2012. Selectman Carter SECONDED the Motion.**

THE BOARD UNANIMOUSLY APPROVED THE MINUTES OF SEPTEMBER 10, 2012.

6. **Chairman Christie MOVED to Follow the Request for a Non-Public Session to Discuss Items Pursuant to RSA 91-a:3, II (b) and (e).**

SELECTMAN GERAGHTY VOTED YES; VICE CHAIRMAN RASSIAS VOTED YES; CHAIRMAN CHRISTIE VOTED YES; SELECTMAN CARTER VOTED

YES; AND SELECTMAN BUCKEY VOTED YES. THE BOARD WENT INTO NON-PUBLIC SESSION AT 9:21 P.M.

- 7. Selectman Buckey MOVED to Exit the Non-Public Session. Vice Chairman Rassias SECONDED the Motion.**

THE BOARD VOTED UNANIMOUSLY TO EXIT THE NON-PUBLIC SESSION AT 10:30 P.M.

- 8. Selectman Buckey MOVED to Adjourn the Meeting. Vice Chairman Rassias SECONDED the Motion.**

THE BOARD VOTED UNANIMOUSLY TO ADJOURN THE MEETING AT 10:30 P.M.