

OFFICIAL
TOWN COUNCIL MINUTES
Regular Meeting
Wednesday, May 12, 2004

PRESENT: D. Belanger, Chairman DiBitetto, P. Fitanides, M. Jolin, P. Loiselle, G. Longfellow, M. Ruel, P. Rueppel, D. St. Pierre, E. Dionne (Acting Town Administrator)

CALL TO ORDER: Chairman DiBitetto called the meeting to order at 6:30 pm.

NON-PUBLIC SESSION:

P. Loiselle moved to enter non-public session at 6:32 pm under RSA 91-A:3,II,(a) & (e) "The dismissal, promotion or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted.", and "Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the body or agency or any subdivision thereof, or against any member thereof because of his membership in such body or agency, until the claim or litigation has been fully adjudicated or otherwise settled.". Motion seconded by G. Longfellow. **Roll call vote carried unanimously.**

P. Loiselle moved at 7:11 pm to exit non-public session. Motion seconded by G. Longfellow. **Motion carried.**

The Council issued a statement that item #1 would not be released at this time and item #2 would be released. They also announced that they have consented to the appointment of Diane Boyce as the new Solid Waste Superintendent.

APPROVAL OF MINUTES:

March 24, 2004 – G. Longfellow moved to approve the March 24, 2004 minutes. Motion seconded by P. Loiselle. **Motion carried with 2 abstentions.**

April 7, 2004 – M. Jolin moved to table the April 7, 2004 minutes. Motion seconded by G. Longfellow. **Motion carried.**

April 14, 2004 – P. Loiselle moved to approve the April 14, 2004 minutes as amended. Motion seconded by G. Longfellow. **Motion carried.**

April 30, 2004 – P. Fitanides moved to approve the April 30, 2004 minutes. Motion seconded by Chairman DiBitetto. **Motion carried.**

AGENDA OVERVIEW: Conservation Commission Mitigation plan was added on the agenda.

PUBLIC INPUT:

NOMINATIONS/APPOINTMENTS:

G. Longfellow moved to nominate Merrill Johnson as an alternate fill-in member on Solid Waste Management Advisory Board, exp. 6/2006. Chairman DiBitetto moved to waive the 7-day period between nomination and appointment. Motion seconded by G. Longfellow. **Motion carried.**

G. Longfellow moved to appoint Merrill Johnson as an alternate fill-in member on Solid Waste Management Advisory Board, exp. 6/2006. Motion seconded by P. Rueppel.

Action to appoint a candidate at same meeting nominated requires a waiver of rules. G. Longfellow moved to waive the rules. Motion seconded by P. Rueppel

Roll call on vote to waive rules:

D. Belanger	Yes	G. Longfellow	Yes	
P. Loiselle	Yes	M. Ruel	Yes	
Chairman DiBitetto	Yes	P. Rueppel	Yes	
P. Fitanides	Yes	D. St. Pierre	Yes	<u>Motion carried.</u>
M. Jolin	No			

Voice vote on motion to appoint Mr. Johnson carried unanimously.

P. Rueppel moved to appoint Judy Casey as an alternate fill-in member on Heritage Commission, exp. 6/2006. Motion seconded by G. Longfellow. **Voice vote carried unanimously.**

M. Jolin moved to appoint Richard G. Marshall to Southern NH Planning Commission, exp. 6/2008. Motion seconded by P. Loiselle. **Voice vote carried unanimously.**

SCHEDULED APPOINTMENTS:

Fire Department - Diesel Exhaust System Quotes

Dean Jore of the Fire Department presented the bids for Diesel Exhaust System. He stated that grant money is to be used to purchase this system. After much discussion, it was decided that bids have to be redone to include a list of specifications such as man lifts, electrical work and simple drops. Bids consideration will be rescheduled.

M. Jolin moved to table bid consideration. Motion seconded by P. Loiselle. **Motion carried.**

Public Hearing, Acceptance of Homeland Security Grant of \$56,294.10

Chairman DiBitetto opened the public hearing at 7:47 pm. Al Dionne, Emergency Management Director stated that the grant is a combination of 2 different grants and that another grant is coming in mid-July. He added that he would like to use the grant money to purchase a 4x4 John Deere Gator with Med Bed. Chairman DiBitetto stated that the hearing is for acceptance of the grant and to expend will be another motion.

Chairman DiBitetto closed the public hearing at 8:01.

M. Ruel moved to accept the grant. Motion seconded by M. Jolin. **Roll call vote carried unanimously.**

A. Dionne stated that the machine will be used by both Fire and Police Departments. He added that it is a one of a kind machine, which just came out in the spring. He also added that it is not widely marketed which is why he only has 1 bid available. Chairman DiBitetto stated that council rules require 3 bids, but rules can be waived if item is only available from a single source. Council consensus was to seek additional bids.

M. Jolin moved to table purchasing of equipment. Motion seconded by P. Loiselle. **Roll call vote carried unanimously.**

Conservation Commission, Mitigation Plan

Steve Couture, Chairman of Conservation Commission stated that over the past 2 years Conservation Commission has been involved in open space planning. Using a map, he showed four targeted areas, which are residential and stated that it is beneficial to the town not to develop this parcel of land. He also added that to follow-up on a letter the town sent to DOT back in December regarding the mitigation of I-93, he is recommending bringing parcels of land to DOT's

attention. He stated that easement will have a potential short-term loss but if protected, it will have long-term benefits.

D. St. Pierre moved to authorize the Conservation Commission to make initial contact with DOT about possible mitigation lands. Motion seconded by P. Rueppel. **Voice vote carried unanimously.**

OLD BUSINESS:

Drug & Alcohol Testing

E. Dionne, Acting Town Administrator stated that in 1998 the plan changed to test not just DOT pool employees but all employees. She also stated that she has been in charge of drug testing since 1996, and that she hasn't had any complaints about the policy. She added that it is a Federal law to test everyone at random and additionally when there is reasonable suspicion. Alcohol in the breath is good enough reason to be tested.

D. Belanger moved to adopt the revised plan as amended. Motion seconded by P. Loiselle.

Roll call vote:

D. Belanger	Yes	G. Longfellow	Yes	
P. Loiselle	Yes	M. Ruel	Yes	
Chairman DiBitetto	Yes	P. Rueppel	Yes	
P. Fitanides	No	D. St. Pierre	Yes	<u>Motion carried.</u>
M. Jolin	No			

Campbell Hill Traffic Issues

Dale Hemeon, Highway Department Manager presented a recommendation to put up a stop sign on Julia Drive and Nancy Lane; to have white lines painted; to reduce speed limit from 30 mph to 25 mph; to add two more speed limit signs on Julia, Lindsay, and Virginia Court and to put up a "Caution: Children Playing" sign. He stated that this is necessary to avoid a similar accident, which occurred in February from happening again.

M. Jolin moved to amend the recommendation not to include a stop sign on Julia Drive and Nancy Lane. Motion seconded by P. Fitanides.

Roll call vote:

D. Belanger	No	G. Longfellow	No	
P. Loiselle	No	M. Ruel	No	
Chairman DiBitetto	No	P. Rueppel	No	
P. Fitanides	Yes	D. St. Pierre	No	<u>Motion failed.</u>
M. Jolin	Yes			

D. St. Pierre moved to accept recommendation of Highway Department Manager as presented. Motion seconded by G. Longfellow. **Motion carried.**

Assessor Pickup Work

Council consensus to address this matter in late May or early June.

Councilor Tax Withholding

Council consensus to address this matter in the future. Chairman DiBitetto provided copies of RSA's regarding an elected official being included in the term "employee".

D. St. Pierre moved to enter non-public session at 9:15 pm under RSA 91-A:3,II,(a) "The dismissal, promotion or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him, unless the employee affected (1) has

a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted.” Motion seconded by D. Belanger. **Voice vote carried unanimously.**

D. St. Pierre moved at 9:30 pm to extend for 15 minutes. Motion seconded by P. Loiselle. **Voice vote carried.**

M. Ruel moved at 9:45 pm to extend for an additional 15 minutes. Motion seconded by D. Belanger. **Voice vote carried.**

P. Rueppel moved to exit non-public session at 9:50 pm. Motion seconded by D. Belanger. **Motion carried.**

The council announced that it had voted not to divulge the non-public minutes.

ADJOURNMENT:

Meeting was adjourned at 9:51 pm.

Respectfully submitted,

Evelyn F. Horn
Administrative Assistant

Mary Ruel
Town Council Secretary