

**Board members present:** Chairwoman Dennis, Selectman Bugbee and Selectman LaCourse

**Others present:** Pat Barbour, Ron Pitkin, Joanne Clancy, Frank Reinhold, Senator Martha Fuller Clark, John Tappan, Annie Gasowski, Rep. Naida Kaen, Mark Nelson, Richard Miller, Randy Stevens, Erick Sawtelle, Karen Long, Jud Porter, Chief Nemet, Chief Dronsfield, Town Secretary Denise Duval and Town Administrator Julie Glover.

1. Selectwoman Dennis calls the meeting to order at **5:30 pm** and asks the Board members if it accepts the Agenda as presented. There is no opposition.
2. Chairwoman Dennis makes a motion to move into a Non-Public session in accordance with RSA 91-A: 3 II (c) at 5:30pm. Selectman LaCourse, seconds. All in favor. **Motion Carries.** The Board returns to Public session at 6:00 pm. The Select Board has voted to seal the minutes.
3. Chairwoman Dennis opens the meeting up to public comment and reminds everyone to address the Board, not the audience and to please limit their comments to 3 minutes.

Annie Gasowski, 426 Lamprey Lane, introduces the new library director Ruth Eifert.

4. Senator Martha Fuller Clark now represents the City of Portsmouth, Newington, Newmarket, Newfields, Lee, Durham and Madbury. This is her 4<sup>th</sup> term in the Senate and before that she was in the House for 6 terms. She was surprised to find out that Lee has 47 farms. She grew up on a farm in York so farms are dear to her heart. There are two excellent agricultural bills that she has been involved with that are moving through the legislature. One is a bill that was put in by a group of students at UNH that will allow for commercial composting to be able to include meat which in the past it was not allowed to include. The second bill of interest will allow farms to be able to sell nonperishable produce such as jams and jellies up to \$20,000 per year without having to do through the NH Department of Health for review and certifications. This is going to pass the Senate. With regard to energy, she and Nada are working on a number of different ways to address the high energy prices that everybody is confronted with. It is not just a NH problem, but a New England problem and to some extent has to do with our access to natural gas and oil. There is more discussion regarding energy efficiency. Senator Clark states that she does not support gambling. During the month of May the Senate will be involved in crafting an updated version of the budget that will then be presented to the full Senate at the end of May beginning of June. That budget will go to a committee of conference since it will not be identical to what the House had proposed and they will have to negotiate and compromise. Leadership in the House has made it very clear that they do not support the continuation of Medicaid expansion. House Bill 547 regarding the utility pole taxation has been sent to study to the Department of Revenue Administration to see how they would recommend. This will not come back to the Senate until January. According to Senator Clark there has been a complete reluctance to look at adding additional revenues such as increasing fees. They have been trying to solve these issues by trying to lower the taxes on business profit tax and business enterprise tax. Rep. Kaen suggests that the Town of Lee starts planning for the disappearance of the education stabilization money over time. There is a cap on what some communities can get now. Over time the communities that really need it will get it and Lee's will be decreased due to the decrease in enrollment. Rep. Kaen states that she has never seen such a "do not care about NH" attitude at the State level as she is seeing now. All focus is on pushing back on what

is happening on a federal level without regard to the consequences for us here in the State of NH. Fish and Game is almost bankrupted. The Senate is concerned and will try to find a solution. The State of NH spends less money on its education than any other state. Most state universities are at a 50/50 balance. This state is lucky to come across with 7% to help fund the university system. Unfortunately in order to keep it financially sound, more and more students are being brought in from out of state because they pay the full tuition; while NH students are often not able to afford to attend.

Selectman Bugbee states that the thing that irritates him the most is that last year the State earmarked the gas tax and now has changed its mind. He thinks that this is a deficiency of government. If you tell the people you are going to do something then don't change it the next year. He agrees with Senator Clark that the State has a revenue problem. The education problem needs to be finally fixed and done with. Senator Clark proposed a bill which would say the State cannot take funds that have been dedicated for one purpose and use them for another. That bill failed. Rep. Kaen states that this bill would require a constitutional amendment which means that it would go on the ballot and people weigh in on it, but they couldn't even get it on the ballot.

Senator Clark states that the State is required by law to have a balanced budget; therefore, at the end of the year if you can't find those dollars from revenues then they have to go to these various pots of money such of gas tax or renewable energy fund to take the money. Polls do not support one popular revenue source. If there isn't enough money at the State level then there is no money to send to the municipalities; therefore, taxes increase.

Both Senator Clark and Rep. Kaen will come back periodically to keep the Town of Lee informed.

Chairman Dennis states that NH is one of the last 6 states that has not enacted any legislation to allow or require schools to stock epinephrine auto injectors. She asks if there has been any discussion at their level regarding this matter. Neither one of them is certain but will look into this. Senator Clark states that there is a bill to allow for Narcan (nasal spray) to be in the hands of ordinary individuals beyond just police due to the fact that once one has overdosed there is a 4 minutes window of opportunity to revive that person before brain damage and organ failure sets in.

5. Rep. Kaen spoke with Senator Clark.
6. John Tappan and Karen Long, Trustees of the Trust Fund, are present to speak on behalf of appointing Mr. Miller to be a Trustee of the Trust Fund. Chairwoman Dennis makes a motion to appoint Richard Miller as a Trustee of the Trust Fund and the term will extend until the next election. Selectman Bugbee, seconds. All in favor. **Motion Carries.**
7. Jud Porter speaks on behalf of the Lee VFW Post 10676 asking for a waiver of the insurance requirement for their group in order for them to use the PSC as meeting space. They have been meeting for years at Flag Hill Winery, but it has been sold and they need to find another place to conduct their meetings. As a Lee based, non-profit, civic organization and perhaps as an extended use of government, they hope the Board would find these reasons they could use the

meeting space without providing insurance. The cost which would be \$1000 for them is a real problem. The Post received its charter from the state as a non-profit 28 years ago. Mr. Porter reads through some of the things that the Post does for the town. Memorial Day parade and service, purchase the wreaths and new stones when needed, take care of the flag poles, supply the flags, take care of flag retirement, provide awards for Eagle Scouts and ROTC, flag the cemeteries (Town buys the flags), pick up the flags in the fall, donate to church food pantry, veteran's assistance i.e. built handicap ramp for Harold Ward, used to give veterans rides to doctor's appointments and hospitals, will pay utility bill for veteran in need and in the past have done trash road side pick-up. Donations and expenses in the last 2 years include National Home for Children \$1990; Hospital mileage \$1965; Honor Flight New England \$1100; Town of Lee Memorial Stone \$1175; Wheelchair ramp for the veteran \$2809 + labor; Lee Church and Food Pantry \$1200; Reach Across America \$300; Peace Greeters \$250; NH Veterans Home \$950; Cancer Aid \$500; Homeless Veterans \$550; NH Veterans Christmas \$550. Mr. Porter reads from the proposed criteria that will need to be met in order for insurance to be waived. The Post meets all the criteria. The Board has a draft list of criteria to be reviewed and decided upon with regards to waiving the insurance requirement for using the PSC as meeting space. Selectman LaCourse moves to accept the criteria for waiving the insurance requirements for using the meeting rooms at the Public Safety Complex in the Town of Lee. Selectman Bugbee, seconds. All in favor. **Motion Carries.** On behalf of the Board, Selectman LaCourse thanks Mr. Porter for all that they do and moves to waive the requirement for the insurance since this organization has meet all the criteria for waiving at this time. Selectman Bugbee, seconds. All in favor. **Motion Carries.**

For those interested in making a donation, checks may be made out to Lee VFW Post 10676.

8. Scott Nemet would like to partner with the Barrington Fire Department in developing a temporary hiring list for fire fighter/EMT's to cover sick and vacation days for the full-time staff. Each department would be responsible for their own training. The call members that cover shifts currently get their call rate of pay. For firefighters this is \$12.88/hr. For lieutenants this is \$13.62. To be competitive with other towns, Lee would need to offer \$16/hr. The call members that are already on staff will still be used when they are available. The issue is with their availability, but it would not be fair to offer outsiders more and not compensate our current on-calls. Chief Nemet presents a spreadsheet outlining the hours and costs. This increase in pay for the on-calls would only be for when they are covering the Monday – Friday day shifts, not the night time calls. The towns that were used to configure the average pay for this type of position were Epping, Barrington and Brentwood. Even with this new plan in place, they will not go over their salary budget line. Selectman LaCourse moves to allow the Fire Chief to utilize a temporary hiring list for hiring of temporary staff to cover sick days and vacation days and coverage as needed. Chairman Dennis, seconds. Selectman Bugbee clarifies that this does not include increasing the hourly rate. All in favor. **Motion Carries.**
9. Randy Stevens presents seven paving bid results to the Board. R&D Paving was the lowest bid price/ton. Continental was a tad more (they have won the bid for the last 10-11 years.) He checked with a few neighboring towns that have used R&D and they were pleased. Pike Industries was the lowest bid for hot top to be picked up at the plant by town trucks. Chairman Dennis moves to authorize the Highway Supervisor to enter into an agreement and sign a contract with R&D for paving various town roads per the 2015 road work plan and Pike

Industries for hot top picked up at the plant by town trucks. Selectman Bugbee, seconds. All in favor. Motion Carries.

Mr. Stevens informs the Board that there is an opening for engineering grant monies. Right Angle Engineering can prepare a FEMA HMGP Letter for Intent and send to Concord. The Board is in agreement with trying to receive this grant.

10. TA Glover states that ever since the Fair became a Town sponsored event over the past few years, the Board has wanted to bring the funding under the Town as well; therefore, the TA is presenting at this time the Lee Fair Committee Charge which is to formalize the purpose and structure of the Lee Fair Committee. Once this is approved and the members are appointed, they can then meet and vote to donate the \$1300 that the Lee Fair has in its possession to the Town. The Town would turn it over to the Trustees of the Trust. Then the following document that the TA will present at the next meeting will be the document that establishes the Lee Fair Fund. Chairwoman Dennis moves to approve the Lee Fair Committee charge and appoint the following members to this year's Committee: Chuck Cox, Gloria Quigley, Erick Sawtelle, Annamarie Gasowski and Laura Gund. Selectman LaCourse, seconds. All in favor. **Motion Carries.**
  
11. Chairwoman Dennis reviews two automated response examples for the Board members to use when receiving emails from the public. Selectman Bugbee asks if the Town Administrator from the Town of Stratham sends him an email, will he get this. The answer would be yes unless we eliminate certain emails or not set it up as automatic. Selectman Bugbee would rather not have it be automatic. Chairwoman Dennis suggests researching it further and finalizing at the next meeting.
  
12. a) TA Glover presents the Board with the final ORYA MOU for approval. She suggests making this a multi-year contract rather than coming back again every year. The only group using the multi-purpose field at this time is ORYA; therefore, there is no fee listed in the agreement. We can add the words "no fee" in the contract. Selectman LaCourse agrees with a multi-year contract. Selectman Bugbee thinks we should think about what we would charge if groups should want to use the fields. TA Glover will look into fee amounts. The Board agrees on a 2 year contract. Chairman Dennis moves to approve the 2015 Oyster River Youth Association Memorandum of Understanding for 2 years. Selectman LaCourse, seconds. All in favor. **Motion Carries.**
  
- b) TA Glover presents the Internet policy again. Emails are backed up into the Cloud. Selectman LaCourse is ok with the policy. Selectman Bugbee has not finished reviewing it yet. He says he can only read so many hundreds of pages of stuff; he has other things to do. Selectman LaCourse suggests in the meantime sending it to the attorneys for review. Chairwoman Dennis sets the next meeting as a deadline for finalizing this policy.
  
- c) TA Glover has the Ethics policy to review once again. Selectman LaCourse and Chairman Dennis are ok with it. Selectman Bugbee has not finished with it yet. Chairman Dennis sets the next meeting as a deadline for finalizing this policy as well.

d) TA Glover presents the Board with a draft of the Town Center Committee Charge. Selectman LaCourse asks to table this discussion until after further discussion and input regarding moving Town offices to the PSC. Selectman LaCourse moves to table. Selectman Bugbee thinks that the Town Center Committee should decide whether moving is even an option. He is not in favor of tabling. He wants to move forward with this committee. Chairman Dennis agrees with Selectman LaCourse regarding moving Town offices to the 2<sup>nd</sup> floor of the PSC; therefore, she would like to table this discussion. TA Glover and Chairman Dennis have walked around the building and discussed where everyone could go. Selectman LaCourse suggests that the TA meets with the Chiefs and develop a list of pros and cons. They should look at parking and if there is a need for more where would it go. TA Glover states that they had discussed this at a department head meeting weeks prior and Mr. Stevens believed that additional parking could be added along Old George Bennett Road. TA Glover's recommendation and opinion is if the Board is not going to move everybody then don't move anybody because it would not be workable if there were to be such a distance between the Selectmen's Office and the Town Clerk/Tax Collector and Planning/Zoning offices. From a usability standpoint for town employees it would be too difficult and it would be inconvenient for the tax payers to have everybody split up. Chairwoman Dennis appreciates the Chiefs being so open with possible solutions to their concerns.

f) TA Glover asks to table the NHRS Tax Shelter Election Form. Selectman LaCourse moves to Table. Chairwoman Dennis, seconds. All in favor. **Motion Carries.**

13. Chairwoman Dennis moves to adopt the Consent Agenda as presented. Selectman LaCourse, seconds. All in favor. **Motion Carries.**

14. Chairwoman Dennis moves to accept the Select Board Public and Non Public Meeting Minutes from April 13, 2015. Selectman LaCourse, seconds. All in favor. **Motion Carries.**

TA Glover points out a change in the March 31, 2015 meeting minutes. In the beginning of the meeting when Mr. Kindberg was making comments, the minutes reflect that he read various excerpts from the 2010 Library Building Committee meeting minutes when in fact he was reading from the 2010 Town Center Committee meeting minutes. With the Board's approval the change will be noted and reposted on the website.

15. Chairwoman Dennis moves to accept Manifest #21 and Weeks Payroll ending April 26, 2015. Selectman Bugbee, seconds. All in favor. **Motion Carries.**

16. Chairwoman Dennis moves to enter into Non Public Session in accordance with RSA 91-A: 3 II (c) at approximately 8:20 pm. Selectman LaCourse, seconds. All in favor. **Motion Carries.** The Board returns to Public session at 8:55 pm. The minutes are to be sealed.

17. Selectman LaCourse is pleased that the Chiefs seem to be in favor of the move at this time. He believes we should look for monies within our budget, continue to work with the chiefs and maybe form a small committee to do paper layouts. If the Board agrees, he would also let the other department heads know that this is a consideration at this time to reduce any gossip that may be going on. The Board is strongly considering this move but will do due process. This

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move would include Town Hall, Town Clerk/Tax Collector and Planning & Zoning moving into the PSC soon to be possibly known as the Lee Municipal Complex.

18. Chairwoman Dennis motions to adjourn at **8:56 pm**. Selectman Bugbee, seconds. All in favor.  
**Motion Carries.**

Minutes transcribed by:

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Denise Duval, Town Secretary

\_\_\_\_\_  
Date

5/26/15

Minutes accepted by The Lee Select Board:

\_\_\_\_\_  
*Carole Dennis*  
Carole Dennis, Chairwoman

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*Scott Bugbee*  
Scott Bugbee

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*John LaCourse*  
John LaCourse