

**New Durham Board of Selectmen
Minutes of Meeting ~ October 17th, 2011
Fire Station Community Room**

Members Present: Theresa Jarvis, David Bickford, Jeffrey Kratovil

Also Present: Town Administrator (TA) Alison (Rendinaro) Webb, Mary McHale Videographer, Tom Goss, Dot Martin Veisel, Barbara Hunter, Mike Gelinas, Police Chief Bernier, Equipment Mechanic David Valladares, Fire Chief Peter Varney, Deputy Fire Chief Kenneth Lockwood, Lt. Jon Roy,

Call to Order – Chairperson Terry Jarvis called the meeting to order at 1:02PM, and the group said the pledge of allegiance.

Agenda Review- Selectman Bickford would like to add a discussion of the VNA to the agenda.

Citizens Forum-

Appointments-

Ethics Committee: Dot Martin Veisel and Barbara Hunter presented the Board with a document indicating the Ethics Policy Revision Committee question about the policy’s complaint process. The discussion was based on two issues:

The complainant may request that the Ethics Committee be present at the hearing before the Board of Selectmen. Following the hearing, the Ethics Committee may submit a written advisory opinion to the Board of Selectmen before they deliberate and issue a decision. (Is the statement in italics allowed under the Rules and Procedures of the Board of Selectmen?)

How would the Board of Selectmen respond if the Ethics Committee requested a review of an issue?

There is some confusion as to the role of the Selectmen in the upcoming policy. The Ethics committee has written what they feel is the complete policy, but questions have risen within the inquiry and complaint sections. The committee can only make recommendations to the Board, as it is the Selectmen that have the responsibility to hear complaints.

The Committee is looking to outline a procedure to give to people who have decided to formalize a complaint. They are looking for direction as to what is the Selectmen’s responsibility and procedure and what should be in the policy.

There will be a public hearing for the finalization of this document. The document will be placed on the website, and available at Town Hall.

Department Reports-

Equipment Mechanic: EM Valladares provided an update to research he has done on Hybrid vehicles for the Police Department. He has had some difficulty finding information on cost of ownership going beyond five years. He spoke with the Aspen Colorado this morning to get an idea of how the department and the officers that uses these vehicles likes them. Most feedback has been very positive. The hybrid program in Aspen was initiated in 2008. They only do a five

year turnaround, which means they have not seen a full turnaround yet.

16-19 miles per gallon- Aspen fleet
11-14 miles per gallon- New Durham fleet

3.23 per gallon- \$2333 annually per vehicle
1182 gallons= \$1484 per vehicle in savings

None of the hybrid vehicles meet the police pursuit vehicle standards. 2 of the 5 vehicles we currently have do not meet those standards.

EM Valladres will put together a cost comparison for the Board to review. He believes a lot of the questions that we will be asking are not going to be known yet, as the vehicles are still too new.

EM Valladares and Chief Bernier left at 2:35PM.

New Business-

Snow Mobile Club Request: Mike Gelinis made a request to the Board of Selectmen on behalf of the Snow-Mobile club to use the right of way from the corner of Chelsey Rd. and Merrymeeting Rd. to Elly Point Rd. It is a shorter route than they were originally planning on asking for.

Motion to give the Powder Mill Snowmobile Club permission to run their snowmobiles down the Town's right of way from the corner of Chesley Rd. and Merrymeeting Rd. to Elly Point Rd. to access Merrymeeting Lake for the winter of 2011-2012, made by Selectman Bickford, seconded by Chair Jarvis. 3-0

Tom Goss and Mike Gelinis left the meeting at 2:44PM.

Department Reports Cont'd-

Fire Department: Deputy Lockwood presented an update to the Board of Selectmen regarding the transition from Lakes Region Dispatch to Strafford Dispatch.

Deputy Lockwood is looking into participating in an organized mutual aid system. New Durham is in the same boat as Middleton and Farmington in that they are not part of an organized mutual aid system, but are at a unique advantage if we go into an organization together, as the three communities are connected.

Once New Durham is connected to a mutual aid system, then we do not have to do the entire region of individual mutual aid agreements, because of the statewide agreement all mutual aid systems in New Hampshire shares.

Old Business-

Updates:

Chair Jarvis gave an update to the Settlement Agreement with Mr. and Mrs. Duncan.
TA Webb will check with Town Counsel to see if it was alright for Chair Jarvis to reject the

changed offer, and move forward to trial.

Selectman Kratovil updated the Board as to the AED costs. Al Hardy, trainer at DOC, suggested to Selectman Kratovil that it is Mr. William Wood, the Preparedness Coordinator at the Bureau of EMS, who negotiates the state price. Believes they are in stock and are approximately \$725. Any state employee can purchase an AED at state price, with a doctor's prescription. Chair Jarvis suggested using the Fire Department's Medical Director.

TA Webb gave an update of the fuel bid. At this point, we have missed the lock-in rate because not all parties responded within the given time-frame.

New Business Cont'd-

Quitclaim Deed Request:

The Board of Selectmen have received a request to sell half of the discontinued portion of Old Marsh Hill Rd that abuts the Beach Association's property.

Selectman Bickford would like to see the survey that the citizen speaks of in the email. TA Webb will ask Bill Herman if he recalls the sale of the right of way in 2003. The Selectmen would like to speak with someone who represents the buyer to explain where and what they want, and how the sale will benefit the town.

Visiting Nurse Association:

Selectman Bickford stated that the way in which the association went about increasing wages was correct, they did a wage study. Selectman Bickford would like to go forward with making a payment to them this year. He would like to bring it up for a vote at the next meeting.

Upcoming Meetings-Meetings will be held on Thursday, October 20th at 9AM at the Town Hall for a Non-Public session, Monday, October 24th and 31st at 9AM for Budget sessions, and Friday, November 4th at 9AM for Personnel Manual Work Session. The next scheduled business meeting is Monday, November 7th at 7PM. The Public Hearing to ascertain future cable-related needs of Town will also be held that night.

Minutes-

Motion to approve the minutes of September 30th as amended by Chair Jarvis, seconded by Selectman Kratovil 3-0

Motion to approve the nonpublic minutes of the October 12th BOS meeting made by Chair Jarvis, seconded by Selectmen Kratovil. 3-0

Motion to approve the public session minutes of October 12 made by Chair Jarvis, Selectman Bickford seconded by. 3-0

Selectman Bickford supplied Selectman Kratovil with a pamphlet from NH Electric Coop indicating different power sources in New Hampshire.

Motion to enter nonpublic pursuant to RSA 91-A : 3 II c- matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the public body itself, unless such person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine, or other levy, if based on inability to pay or poverty of the applicant; and e- Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the public body or any subdivision thereof, or against any member thereof because of his or her membership in such public body, until the claim or litigation has been fully adjudicated or otherwise settled. Any application filed for tax abatement, pursuant to law, with any body or board shall not constitute a threatened or filed litigation against any public body for the purposes of this subparagraph.

Made by Chair Jarvis, seconded by Selectman Bickford.

Public session ended at 4:20PM. The Board moved from the Fire Station to Town Hall.
Nonpublic session entered into at 4:28PM.

Motion to come out of nonpublic made by Chair Jarvis, seconded by Selectman Kratovil. 3-0

Out of nonpublic at 4:59PM

Motion to seal the nonpublic minutes of October 17, 2011 made by Selectman Kratovil, seconded by Selectman Bickford. 3-0

In nonpublic the selectman authorized Town Clerk Ingham to notify a mortgage holder relative to a tax deed. After further deliberation, the Board of Selectmen agreed to the deletion made to the previously approved settlement agreement.

Motion to accept the edit made by the Duncan's to the previously signed settlement agreement. 2-1 opposed by Selectman Kratovil.

Motion to adjourn made by Chair Jarvis, Seconded by Selectman Bickford. 3-0
Adjourned at 5:04PM.

Respectfully Submitted,
Alison Webb

A video recording of this meeting is on file with the Office of Town Clerk, is available for public viewing during normal business hours, and will be retained in accordance with the New Hampshire Municipal Records Board rules established under RSA 33-A:4, or for a minimum of 24 months.