

Next Meeting – The Board scheduled its next meeting for ***June 15, 2009 at 7:00 p.m. at Town Hall.***

7. Old Business

TA Whittaker said the Board's work plan and goals were in the packets. She indicated she and RA Fuller were going to go to the streetlights cited to the Electric Co-op to determine if the Town was paying for lights not serving anyone. She said she, RA Fuller, BI/CEO Capello, and Mike Clarke were going to conduct a Town facilities review on safety, energy, and short- and long-term maintenance aspects.

8. Approval of Minutes

Motion by Selectman Jarvis to accept the minutes of May 27, 2009, as amended; second by Selectman Bickford. The motion carried unanimously.

Motion by Selectman Jarvis to approve the non-public minutes of May 27, 2009, with the date corrected; second by Selectman Bickford. The motion carried unanimously.

9. Adjournment

Motion by Selectman Jarvis to adjourn at 8:58 p.m.; second by Selectman Bickford. The motion carried unanimously.

Respectfully submitted,
Cathy L. Allyn

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.

Wolfeboro, where the section of that road is called Middleton Road. New Durham also has a Middleton Road. He indicated confusion also stems from Brackett Road, which is what Wolfeboro calls its end of Copple Crown Road. New Durham also has a Brackett Road. Mix-ups have occurred because Wolfeboro calls the roads by its local name, but if the call goes through New Durham's dispatch, it is referred to as its New Durham name. TA Whittaker asked who handles Wolfeboro's dispatching, and Chief Bernier said Wolfeboro does. TA Whittaker said when new dispatching booklets arrive; this matter could be pointed out to Wolfeboro dispatchers. Selectman Jarvis asked if it would be worthwhile to have an informal discussion. Chief Bernier said he thought so, wherein the Town could broach the subject. He said his officers are trained to ask what boundary the call is near.

Chair Bickford said the Town does not have town line markers up everywhere. RA Fuller said there were more to go up. TA Whittaker said the liability would lie with the dispatching center. She said she would approach the Wolfeboro town manager and Chief Bernier agreed to contact the police chief. Chief Bernier suggested Fire Chief Varney approach the Wolfeboro fire chief.

Chair Bickford pointed out two similar sounding names the Board had not yet considered: Pine Point Road and Pine Grove Road. TA Whittaker was requested to seek out which road had the majority of residences on it. RA Fuller reminded the Board that signs are expensive.

Statistical Update Bids – TA Whittaker said the Town today opened the bids on what she described as the mini-revaluation, and provided the Board with the bidders and bid prices. She said Assessor Bob Estey will come in tomorrow to review scope of work. She said a recommendation would hopefully be made at the next meeting.

Public Hearing Notices – TA Whittaker said she drew up draft letters to go out to homeowners along streets possibly affected by name changes. She said she also drew up the public hearing notice, and told the Board the meetings will be held at the Library on July 6, 2009 and July 20, 2009. She said she would like to send out the letters to residents affected only by removing apostrophes from names, and by spelling out Saint, rather than using "St." Cathy Orlowicz asked how the Post Office would be notified of the changes. TA Whittaker said the Post Office is to be copied on the letters, and that she would speak to the Postmaster.

Latest Legislative Bulletin – TA Whittaker said she has real concerns about the state budget, as the Town's budget has been cut to the bone. The Board briefly discussed tax interest rates in which a bill that would reduce the interest rate looked like it would be "killed. Chair Bickford said he supported the bill to lower the interest rates. TA Whittaker discussed that the current interest rates were an inducement for people to pay ~ towns would be seriously affected if taxpayers found alternative places for reinvesting their property taxes because of lower interest rates. Towns are obligated to pay school taxes and county taxes over to the detriment of their own financial stability. She opined to Chair Bickford that his role on the Board was as a selectman, not a state representative, and he should do what is best for the community rates, not the state's.

6. Administrative Review

Police Station Generator - TA Whittaker indicated hooking up the generator to the police station would be less than \$15,000 therefore inducing proposals as opposed to bid, and that RA Fuller had a recommendation. RA Fuller recommended low bidder Rines Electric LLC. He said he went out to seven vendors and two responded. TA Whittaker said leftover generator funds, from grant money, would be used. Chief Bernier said Mr. Rines also discussed the placement of the generator.

Motion by Selectman Jarvis that the bid for the Police Department generator hook-up be awarded to Rines Electric LLC for \$1,135; second by Chair Bickford. The motion carried unanimously.

Loader Repair – TA Whittaker indicated a memo from Equipment Mechanic Valladares, explaining that repairs to the bucket loader at the Solid Waste Facility were postponed due to an influx of other jobs.

Mobile Sign – TA Whittaker said the Recreation Commission had voted to move the mobile sign to the ball fields. The Board gave permission for the sign to be located at the Solid Waste Facility when it was moved from the Town Hall area. Chair Bickford said having it at the Solid Waste Facility was an option. Selectman Jarvis pointed out that the purpose of the sign is to impart information; and if it were situated at the ball fields, only those youngsters and parents using the fields would see it. She felt it had more visibility at the Transfer Station. Chair Bickford said the sign belongs to the Rec Commission, and the Town requested that Town information be displayed if there was room. RA Fuller said if the Rec Commission wanted it at the fields, it could be moved.

BI/CEO Capello noted the sign would be in violation of zoning ordinances. He said the Board could grant permission to erect a sign on Town property and to be in violation of Town ordinances. Selectman Jarvis said the Town was not subject to ordinances. BI/CEO Capello agreed. TA Whittaker said Rec Director Jessica Bailey was aware the Board needed to grant permission regarding the sign placement, which is why she sent a memo. BI/CEO Capello said he thought a Town should not violate its ordinances, as the Town should set an example. He suggested applying for a variance, saying the Rec Commission would institute that application. TA Whittaker said she completed paperwork for a variance when the matter first came up, and that it could be used. She commented that it would be a hard variance for the Zoning Board of Adjustment to grant. She said the sign was mobile, as well as being oversized. Selectman Jarvis said it would be hard to prove a hardship if the variance were not granted. Chair Bickford said allowing the sign at the Solid Waste Facility already violated the ordinance. BI/CEO Capello said the Town would be expanding that violation to a more inappropriate area. He noted that a sign like the one in front of the police station would be a good option. TA Whittaker asked if the Board wished to put the issue under advisement and wait until three selectmen were present for discussion. Selectman Jarvis said she would like to know what the Commission anticipates its use at the fields.

Street Names – Chief Bernier asked the Board to look at the issue of confusion regarding King's Highway coming in from Wolfeboro. He said the majority of calls come from

know if the Commission has the money for the increase in maintenance fees the practice will dictate. TA Whittaker said it did not. Selectman Jarvis said she also was concerned regarding the town's exposure to liability in the event of an accident.

Motion by Selectman Jarvis that, until the Board of Selectmen reaches a final decision, the fields at the Smith Ball Fields will be dragged by hand and no mechanical or motorized equipment be used; second by Chair Bickford. The motion carried unanimously.

ACO resignation – Chair Bickford read the letter of resignation from Animal Control Officer Megan Welch, who indicated she needed more hours than the position afforded.

Motion by Chair Bickford to accept the resignation of Megan Welch as Animal Control Officer with regrets; second by Selectman Jarvis. The motion carried unanimously.

Chief Bernier said the animal control calls would be handled within the department.

Training – Chief Bernier reported upcoming training includes: sexual harassment for the department by the Local Government Center; breathalyzer training for Officer Durrance, and roadside sobriety checks for Officer Chesley.

Commendation – State Police Lt. Scott Carr commended Officer Durrance on his assistance with an arrest on May 6, 2009.

Building/Code Enforcement - Building Inspector/Code Enforcement Officer (BI/CEO) Arthur Capello said court proceedings on the Meaderboro Road home occupation case resulted in another court date of August 17, 2009 for trial. He reported he hand delivered a letter upon advice of Town Counsel to the owner of the burned property on 10 Rod Road. He said September 29, 2009 is the deadline for the property to be cleaned up. If it is not, the Town can get an injunction to force compliance or the Town can clean the area and put a lien on the property. That date represents the year-long deadline set by the Planning Board.

BI/CEO Capello said 41 building permits have been issued; mostly additions, one new house and two tear down and rebuilds. He said the new fee schedule has been in place for one month and seems to be working well.

He reported the trailer on Birch Hill Road is in the process of being dismantled, so the owners should meet the July 1, 2009 deadline.

Highway – RA Fuller said Pike Industries will be paving Ridge Road south of Ridge Road Top. He reported two part-time employees are working at the Solid Waste Facility, and will be available to the highway department, also.

Town Administrator April Whittaker said she could check the original article establishing the CRF to determine if it stipulates funds must be used for only new vehicles. Chair Bickford said with what was discussed, the fire department could say it is working on a plan for the purposes of the grant. He said there were deep discounts on second hand vehicles now. Road Agent Mark Fuller added that there are many leftovers, also, which would have good prices. The Board agreed Chief Varney should speak with RA Fuller and Equipment Mechanic David Valladares about locating a vehicle.

Chief Varney reported the septic system for the addition has been hooked up.

4. Appointments

Motion by Chair Bickford to appoint Lois Parker to the Trustees of the Trust Funds; second by Selectman Jarvis. The motion carried unanimously.

The Board signed the appointment form and Chair Bickford swore in Ms. Parker.

The Board discussed the interest expressed by Fawn Choate to serve on the Milfoil Committee. TA Whittaker said she would ask Ms. Choate to come in to meet the Board.

5. Return to Department Reports

Police – Police Chief Shawn Bernier reported that the police station met compliance regarding a core requirement of Juvenile Justices Services that juveniles are separated from adults when held and/or interviewed. He said Richard Neilson, a compliance monitor from Health and Human Services, toured the facility on May 21, 2009. TA Whittaker asked if an addition to the station would help with that, and Chief Bernier indicated it would tremendously. He said an addition could serve as a place to hold adults, and delinquent and CHINS juveniles could use the current booking/interview room. Chair Bickford pointed out that the Town Hall area is over on non-pervious additions.

Chief Bernier reported private citizens are dragging the ball fields with off-highway recreational vehicles. Selectman Jarvis said she believed the fields were dragged by hand. RA Fuller said they should be. Chief Bernier said the Board could authorize use of private vehicles. Chair Bickford said he would like the Recreation Commission and Recreation Director's input on the matter. RA Fuller said equipment use throws stone dust at the edge of the field and creates a maintenance problem. He recommended people hand dragging and hand raking. Selectman Jarvis asked if ATVs chew up the ground, and RA Fuller replied they did. Chief Bernier said it depended on the tires. Selectman Jarvis brought up a liability issue. Chief Bernier said it would be the same as allowing OHRVs on Class VI roads. Selectman Jarvis asked if that was not considered acceptable, and the Chief replied it was. Selectman Jarvis said RA Fuller recommended nothing mechanical be used.

TA Whittaker said the Commission did discuss this issue at its last meeting. She said RA Fuller advised against using vehicles. RA Fuller said the highway department's maintenance reflects on the Commission's expenses. Chair Bickford said Rec Director Jessica Bailey should be able to give a decision. Selectman Jarvis said she wanted to

New Durham Board of Selectmen
Minutes of Meeting ~ June 1, 2009
Town Hall

Members present: David Bickford, Theresa Jarvis

Also present: Town Administrator (TA) April Whittaker, Road Agent (RA) Mark Fuller, Police Chief Shawn Bernier, Fire Chief Peter Varney, Building Inspector/Code Enforcement Officer (BI/CEO) Arthur Capello, Barbara Enderson, Cathy Orlowicz, Lois Parker, Anne Zamzow, Gigi Giambanco, Ryan Noonan

1. Call to Order – Acting Chairperson David Bickford called the meeting to order at 7:02 p.m. and led the Pledge of Allegiance.

2. Citizens Forum – There was no public input.

3. Department Reports

Fire – Vehicle for the forestry skid unit - Fire Chief Peter Varney requested direction from the Board regarding the forestry skid unit. He provided information on several options. Selectman Terry Jarvis said she'd spoken with Chief Varney on the matter last week. Chief Varney briefly reviewed the options. He discounted the first option, mounting the new unit on the existing 1983 forestry chassis, as putting money into an old vehicle. Regarding the second option, he said using the old truck, U2, removes that vehicle from its other uses, such as hauling the mule and carrying rehab equipment.

He told the Board the fire department needs a four-wheel drive, one ton, pick-up truck for the skid unit. He said his budget has no funds for a used truck. The third option would be to mount the unit on a new vehicle. Chief Varney described it as a long-term solution as the vehicle should be good for 20 to 25 years. He estimated the cost to be about \$30,000, which could come from the Capital Reserve Fund, which Mrs. Jarvis felt stipulates "new" vehicles. He said he would like an answer from the Board quickly, as FEMA may audit the skid unit it awarded the Town, and if it is not in use, it could be taken back. He said at least a plan for mounting it needed to be in place.

Chair Bickford opined it should be easy to find a good used truck. Chief Varney said he had no funding for that. Selectman Jarvis said she favored maintaining U2. She said she could not support using the forestry for the skid unit. Chair Bickford asked how much would be left in the CRF if those funds were used for a new truck. Chief Varney said by using the money now, it might push the purchase of bigger trucks out a year. He pointed out that the life of Engine 1 is being extended, as it does not have to respond to auto accidents. Selectman Jarvis said the Town does not want to lose the advantage of having U2 as a second support vehicle.