Minutes
Nottingham Selectmen's Meeting
January 28, 2013

6:30 PM Chair Bonser opened the meeting and asked all those present to stand for the Pledge of Allegiance.

Members Present: Mary Bonser, Hal Rafter and Mark Carpenter.

Others: Dawn Wirkkala, Secretary, Paul Colby - Building Inspector, Judy Doughty, Chris Mills, Gail Mills, Jude Thibault, John Morin, Terry Bonser, Chuck Cosseboom, Jim Fernald, Jaye Vilchock, Sandra Vilchock, Chris Albert, Deborah Zarta Gier, Heidi Carlson

OUTSTANDING MINUTES: The Selectmen postponed approving the minutes.

MANIFEST SIGNATURE:

Motion: Motion by Mr. Carpenter, second by Mr. Rafter to approve the 1/28/13 manifest.

Vote: 3 - 0 in favor.

SIGNATURE FILE:

Mr. Carpenter reviewed the current activities with the video and audio equipment; to include the problems and solutions during a group meeting between Access AV, Comcast, and town computer support technician. Mr. Carpenter stated he disputes a portion of the bill received by Access AV for services that were needed to repair the equipment as the issues addressed have been ongoing audio and video quality concerns, present almost since the original installation. There are a couple of new pieces of equipment that were tested and not left during the group meeting, and they would be contacted to discuss the matter.

Mr. Rafter asked about the second channel and Mr. Carpenter stated calls are placed weekly asking and answers about a date are not received.

Town Report: Chair Bonser asked if the other Selectmen had been able to review the draft Selectmen's Report for the Town Report. Mr. Rafter stated he had some changes he would email to Chair Bonser and Mr. Carpenter stated he would do the same. Chair Bonser reviewed the specific paragraph in the report that she was concerned about, specifically information about the tax rate, and asked the other Selectmen their opinions. Mr. Rafter recommended removing the paragraph. Chair Bonser stated she is concerned about the possible coming increase in the tax rate with the increased school budget. Mr. Carpenter asked if the paragraph could be removed and Chair Bonser stated she liked to review the work on the budget that Selectmen have completed.

There was concern to address the reasons for cutting hours at the recycle center; Chair Bonser asked for the changes from the other Selectmen via email.

Warrant Articles: Chair Bonser reviewed discussion at a prior Budget Committee meeting regarding payments to Strafford Regional Planning and if they were required to be made. Chair Bonser asked Mr. Rafter about the increase in costs for the Strafford Regional Planning, asking what tasks they actually completed; do they provide engineering support.

Mr. Colby reviewed some of the tasks the agency completes for the Town and stated Strafford Regional Planning helped complete the Hazard Mitigation Plan in addition to being a good resource for training session for Town committee members.

General discussion took place about the ability to be a member but not make the payment, if it was a requirement to make an annual payment instead of paying for needed assistance on a per diem basis. It was stated it is a gamble by not paying for their services, as it is unknown what activities could come to the Planning or Zoning Boards. Chair Bonser stated other outside services for the boards are utilized and paid for, and there is concern about the directive by outside agencies that the Town must be part of and support them financially. The Selectmen agreed with Mr. Colby about

Approved as Amended
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asking the question to the Planning Board about the services received from Strafford Regional Planning and if continuing was worth the money being spent.

There was agreement about feeling it is a problem when municipalities are being forced to belong to an agency and then provide them with financial support. Mr. Carpenter asked to have the item on a future agenda to discuss the issue further. Mr. Rafter asked for Mr. Brown to contact Strafford Regional Planning for other payment options.

Warrant Articles: The Selectmen reviewed and voted on each of the 2013 Warrant Articles.

Motion: by Mr. Carpenter, Mr. Rafter to recommend Article 8, with the operating budget amount as amended by the past week Budget Committee Meeting.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 9 for the new Highway truck and sander.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 10 for construction engineering and construction of Highway roads and bridge projects.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 11 appropriation of funds for the Highway Capital Reserve Fund.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 12 for the Fire and Rescue vehicle Capital Reserve Fund.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 13 for Ambulance maintenance and billing services and withdrawal from the Ambulance Special Revenue Fund.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 14 for the new Ambulance purchase with withdrawal from the Ambulance Special Revenue Fund.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 15 for the new defibrillator unit purchase.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 16 for the Revaluation of Property Capital Reserve Fund.

Vote: 3 -0

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 17 and Article 18 for the discontinuance of Winter Street and Gravel Pit Road to be placed on the warrant.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 19 for raising and appropriating funds for Social Service Agencies.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 20 to raise and appropriate funds for boat inspections.

Vote: 3 - 0 in favor

Motion: by Mr. Carpenter, second by Mr. Rafter to recommend Article 21 to establish a Non-Capital Reserve Fund for the Tri-Centennial Fund.

Vote: 3 - 0 in favor

Motion: by Mr. Rafter, second by Mr. Carpenter to recommend Article 22 to include the estimated tax impact on future warrants.

Vote: 3 - 0 in favor

Motion: by Chair Bonser, second by Mr. Carpenter to recommend Article 23 to transact any other business at town meeting.

Vote: 3 - 0 in favor

Chair Bonser reviewed additional warrant articles could come forward.

Fire Chief Appointment: The Selectmen, re-appointed Chief Vilchock to the Fire Chief position, per vote of the Fire Department Officers.

Motion: by Mr. Carpenter, second by Mr. Rafter to reappoint Chief Vilchock to the position of Fire Chief through to January 2014.

Vote: 3 - 0 in favor.

APPOINTMENTS: 7:00 pm: Mr. Ferland/Ferland Lumber, 7:15 pm: None, 7:30 pm: SEWA Candidate Appointment.

7:00 pm: Mr. Fernald and Mr. Cosseboom asked about the status for building permit approval. Chair Bonser asked if Chief Vilchock has received the needed information. Chief Vilchock stated he would work with the material as provided, despite it still being in a draft format. Proposals for services had been sent to three new Fire Engineers as Mr. Sherman is no longer available for engineering review; one response has been received.

Mr. Fernald stated he was unwilling to pay more money for any additional review. Mr. Cosseboom stated Rymes is unwilling to pay for any additional engineering services, and per the prior meeting he is respectfully requesting a decision from the Fire Chief. Mr. Cosseboom stated he has provided everything as requested and would not be willing to do more. Chief Vilchock stated he continues to see errors and omissions in the report submitted; it isn't in what should be for the final draft.

Chair Bonser stated given that the applicant is unwilling to submit any additional documentation, it is now time to ask Chief Vilchock to review the documentation as submitted and provide an approval or denial to the request. Chief Vilchock stated the fire protection review should be completed by an applicable engineer, the bids have been requested and a review could take place once an engineer is selected; Chief Vilchock stated he isn't a Fire Protection Engineer.

Mr. Carpenter stated the applicant has refused to pay for any additional review, therefore an additional review won't take place, and the Fire Chief response should be drafted.

Mr. Rafter asked if the only outstanding issue was the review of the fire protection plan. Chief Vilchock stated it was not, there were additional items listed in prior letters sent to the applicant that should be addressed.

Chair Bonser requested Chief Vilchock to write his response to the applicant, submitting the letter to the Selectmen for approval and review by Town Counsel. Mr. Carpenter stated if the response is being drafted with the Fire Marshall it should still be submitted to Town Counsel.

Mr. Rafter asked about the prior requested summary list, providing all missing items to be in one list. Chief Vilchock stated he can not provide a list because the new information hasn't been reviewed.

Mr. Carpenter asked about some of the specific information for what is missing to approve the plan.

Chief Vilchock reviewed the questions about the water supply source and system; what type of suppression system. Mr. Cosseboom stated there has been ample time for debating the concerns; the issues were debated with both the Planning Board and Zoning Board previously, meetings the Chief did not attend. Approvals were given by both boards and Rymes is no longer willing to take any additional actions, not for a second engineering review after payment for the first review. Mr. Cosseboom requested a ruling on the application as it is written.

Chief Vilchock stated the approval from the Planning and Zoning Boards are not the Fire Safety Analysis engineering approval.

Mr. Rafter stated absent the review by the engineer, and refusal by the applicant to make any additional payments for the additional review, there should be a response from the Chief. Chair Bonser stated there should be a response provided from the Chief, submitted to the Selectmen before their January 28 meeting.

Mr. Fernald asked if there would be an additional meeting to discuss the letter. Chair Bonser stated there would not be a meeting to review the letter.

Chair Bonser thanked everyone for attending in such bad weather.

<u>7:30 pm</u>: Mr. Albert introduced Ms. Deborah Zarta Gier as the recommended SEWA representative for Nottingham. Ms. Gier reviewed her qualifications a natural resource scientist as well as a Nottingham resident, indicating she has already been attending the SEWA meetings.

Motion: by Mr. Carpenter, second by Mr. Rafter to appoint Deb Zarta Gier as the Nottingham representative to the SEWA.

Vote: 3 - 0 in favor

Chair Bonser thanked Ms. Gier for volunteering.

<u>NON-PUBLIC SESSION</u>: The Board entered non-public under RSA 91-A:3 II(c) and / 91A: 3 II(e)

7:29 PM Motion: Chair Bonser, second Mr. Rafter to enter non-public under RSA 91-A:3 II(c) and (e).

Vote: Bonser – Yea, Carpenter – Yea, Rafter – Yea. 3-0 in favor.

Motion: Motion by Chair Bonser, second by Mr. Rafter, to seal the non-public minutes.

Vote: Bonser – Yea, Carpenter – Yea, Rafter – Yea. 3-0 in favor.

7:48 PM Motion: by Mr. Rafter, second by Mr. Carpenter to exit non-public session.

Vote: 3 - 0 in favor.

<u>ADJOURNMENT</u>: Having no further business,

7:50 PM **Motion:** Rafter, second Carpenter to adjourn.

Vote: 3 - 0 in favor.

Respectfully Submitted,

Dawn Wirkkala