

SUNAPEE BOARD OF SELECTMEN
6:30PM Town Meeting Room
Monday, November 19, 2018

Present: Chairman Josh Trow, Suzanne Gottling, Vice Chairman, John Augustine, Fred Gallup, Shane Hastings and Donna Nashawaty, Town Manager.

Also, Present: See attached sign-in sheet.

REVIEW OF ITEMS FOR SIGNATURE:

MOTION TO APPROVE THE FOLLOWING CZC's:

Parcel ID: 0129-0044-0000 5 Old Georges Mills Road, St. Joachims Catholic Church.

Parcel ID: 0115-0015-0000 25 Demijen Lane, John Gutman/Patricia McGoldrick

By Selectman Gallup, seconded by Selectman Gottling. Unanimous.

MOTION TO APPROVE THE FOLLOWING LAND DISTURBANCE BOND:

Parcel ID: 0115-0015-0000 25 Demijen Lane, John Gutman/Patricia McGoldrick

By Selectman Gottling, seconded by Selectman Hastings. Unanimous.

APPOINTMENTS

6:45PM-Fire Department-Operation & Policies

The Fire Engineers went over the new operations and policies for the Sunapee Fire Department. (Documents attached) This includes the organization, powers and duties of the Firewards and the Fire Chief. The Fire Engineers are working on the organizational structure and job descriptions and will come back to the BOS (Board of Selectmen) meeting on Dec. 17th at 6:45PM.

7:00PM-ABC Committee

Chairman Trow turned the meeting over to Chairman Linda Tanner.

• Conservation Commission

Vice-Chairman Tim Fleury went over the 2019 Conservation Commission budget. The Commission will have a warrant article this year in the amount of \$55,000 which will be put in the Conservation Fund and will be used to support various land conservation projects. This is generally the amount the Commission asks for each year.

•Hydro Update

Donna Nashawaty reviewed how the Hydro Plant operates. Bob Collins who operates the plant was unable to attend. Water is collected from the upper portion of the Sugar River which goes through the turbine. The turbine generates the power that goes out on the grid to be sold. The money from the sold power comes back to the Hydro Fund. If the turbine breaks down and it can't be repair, the Town is required to keep the money in that fund to buy a replacement. The current price of a new turbine is \$225,000. A year ago, the Town started talking to a company that purchases "green" power and resells it. The company asked the Town to sign an agreement which would provide the Town with a stable or better than that what's selling on the grid rate. The Town should see new rate results in the coming years.

The Hydro is an enterprise fund which means its revenue must pay for all its expenses. Funds from the Hydro revenues can be spent when there's a warrant article that says it's a capital purchase. This is the only way the money can be spent. Donna Nashawaty went over the hydro budget with the committee.

•Updates to Budget from Last Meeting

Lynne Wiggins went over the replacement pages and the items on the page that changed for the committee's budget books. Chairman Tanner said the charge of the committee is to now make budget recommendations to the Board. Chairman Trow asked if the Town Manager could get a copy of last year's ABC report for the committee to use as a guide. Donna Nashawaty replied she would email last year's report and fill in the actual numbers to use for the 2019 ABC report. Chairman Tanner said at the next meeting the committee will discuss budget recommendations. The next ABC Meeting will be on Monday, December 3rd at 7:00PM. The Town Manager will put a placeholder for the ABC Committee on December 17th and January 7th. Chairman Tanner asked if anyone was interested in a tour of the Highway Garage and Safety Services Departments. Chief Cahill said he would be happy to meet with any of the committee members for a tour of his department. Chairman Tanner will set-up the tours. After some discussion on setting the tax rate and the amount taken from fund balance to apply towards the tax rate the ABC Committee portion of the meeting was adjourned.

PUBLIC COMMENTS:

- Chief Cahill reported that Lieutenant Cobb completed all three courses in the FBI Executive Management Development Program last week and the department is very proud of him and the work that he does.
- Chris Whitehouse stated that he and his wife, who works for the state, do not get a COLA (cost of living) raise. He feels no one in New Hampshire should expect a cost of living raise. Chief Cahill replied that he doesn't think any town employee feels that the COLA is guaranteed and appreciate it when they do receive it.

SELECTMEN ACTION

- Seasonal and Elected Pay Table Changes-Seasonal Plow Driver

Scott Hazelton stated that for the past couple of years he has been trying to execute a back-up plan for plowing when he's down a staff member or if someone is sick. He would like to create 2 seasonal Plow Driver spots that would work on-call or as needed. There would be no guaranteed or minimum hours. Also, Scott Hazelton has a seasonal summer Transfer Station attendant who has worked for the town for 5 years. He would like to put him on the seasonal pay table with a 2.5 step increase from last year, he has not had any pay increase since he started.

Motion to adopt the seasonal pay table modification as proposed by Chairman Trow seconded by Selectman Gottling. Unanimous

- Use of Facilities-Center for the Arts, Sunapee Harbor

Jean Connolly, Chairman of the Center for the Arts Committee gave the details surrounding The Arts and Crafts Fair that their organization would like to hold in the Harbor near the restrooms on Saturday, July 13th. **Motion to approve the Use of Facilities from the Center for the Arts to hold an Arts & Craft Fair on July 13th in the harbor by Selectman Gallup, seconded by Selectman Gottling. Unanimous.**

- CIP (Capital Improvement Program) Appointment-John Galloway

Motion to appoint John Galloway to the CIP Committee for a term expiring March 2021 by Selectman Gallup, seconded by Selectman Augustine. Unanimous.

CHAIRMAN'S REPORT

Topics Selectman Augustine would like to discuss:

- Compare proposed 2019 town employee pay raise to Social Security pay-out increase and average private sector pay increase

Lynne Wiggins, Finance Director did a 15-year historical COLA comparison of the town employee COLA, social security COLA and the Northeast CPIU. (Documents attached)

- Vote on 2019 town employee pay increase

Will discuss at next meeting.

- Status update on accepting textiles (i e., clothing) at the transfer station

Chairman Trow said according to the sign posted at the Transfer Station yesterday they are still not accepting textiles.

- Invite recently elected Executive Councilor, State Senator, and State Representatives to an upcoming BOS meeting

Selectman Augustine thinks it would be beneficial as a Board to invite the recently elected Executive Councilor, State Senator, and 2 State Representatives to a BOS meeting to voice the Board's concerns as they start their new terms. The Town Manager will reach out to them after the Deliberative Session.

- Invite Sullivan County Manager to an upcoming BOS meeting

The Town Manager will invite him after the budget season.

- Town employee job openings

The Town Manager knows Scott Hazelton is interviewing for the Foreman Position.

TOWN MANAGER REPORTS

- Donna Nashawaty attended the NHMA (New Hampshire Municipal Association) conference last week. Judy Silva, Executive Director is retiring, the new Executive Director is Margaret Byrnes.

- First Draft/Abbott Library Deed

Donna Nashawaty presented the Board with the first draft of the Abbott Library deed, which contains the items that were discussed at the public hearing to preserve the building. The Historical Society is reviewing the draft deed with their Attorney.

- List Serve Results on Political Signs

Donna Nashawaty reviewed her list serve political signs results with the Board. The results were that most towns don't allow signs on town property and follow the state RSA. The Board will further discuss at the January 28th meeting.

Meeting adjourned at 10:05PM

Respectfully Submitted by,

Barbara Vaughn

Administrative Assistant

SUNAPEE BOARD OF SELECTMEN
MEETING AGENDA
6:30PM Town Office Meeting Room
Monday, November 19, 2018

1. REVIEW OF ITEMS FOR SIGNATURE:

CZC's:

Parcel ID: 0129-0044-0000 5 Old Georges Mills Road, St. Joachims Catholic Church.

Parcel ID: 0115-0015-0000 25 Demijen Lane, John Gutman/Patricia McGoldrick

LAND DISTURBANCE BOND:

Parcel ID: 0115-0015-0000 25 Demijen Lane, John Gutman/Patricia McGoldrick

2. APPOINTMENTS

6:45PM-Fire Department-Operation & Policies

7:00PM-ABC Committee

- Conservation and Hydro Update
- Next ABC Meeting

3. PUBLIC COMMENTS:

4. SELECTMEN ACTION

- Seasonal and Elected Pay Table Changes-Seasonal Plow Driver
- Use of Facilities-Center for the Arts, Sunapee Harbor
- CIP (Capital Improvement Program) Appointment-John Galloway

5. CHAIRMAN'S REPORT

Topics Selectman Augustine would like to discuss:

- Compare proposed 2019 town employee pay raise to Social Security pay-out increase and average private sector pay increase
- Vote on 2019 town employee pay increase
- Status update on accepting textiles (i e., clothing) at the transfer station
- Invite recently elected Executive Councilor, State Senator, and State Representatives to an upcoming BOS meeting
- Invite Sullivan County Manager to an upcoming BOS meeting
- Town employee job openings

6. TOWN MANAGER REPORTS

- First Draft/Abbott Library Deed
- List Serve Results on Political Signs

7. UPCOMING MEETINGS:

- 11/20-5:30PM Abbott Library Trustees, Abbott Library
- 11/22 & 11/23-Town Offices Closed for the Thanksgiving Holiday
- 11/26-7:00PM Sestercentennial Committee, Safety Services Building
- 11/27-5:30PM CIP (Capital Improvement Program), Town Meeting Room
- 11/29-5:30PM Water & Sewer Commission, Town Meeting Room

SIGN-IN SHEET

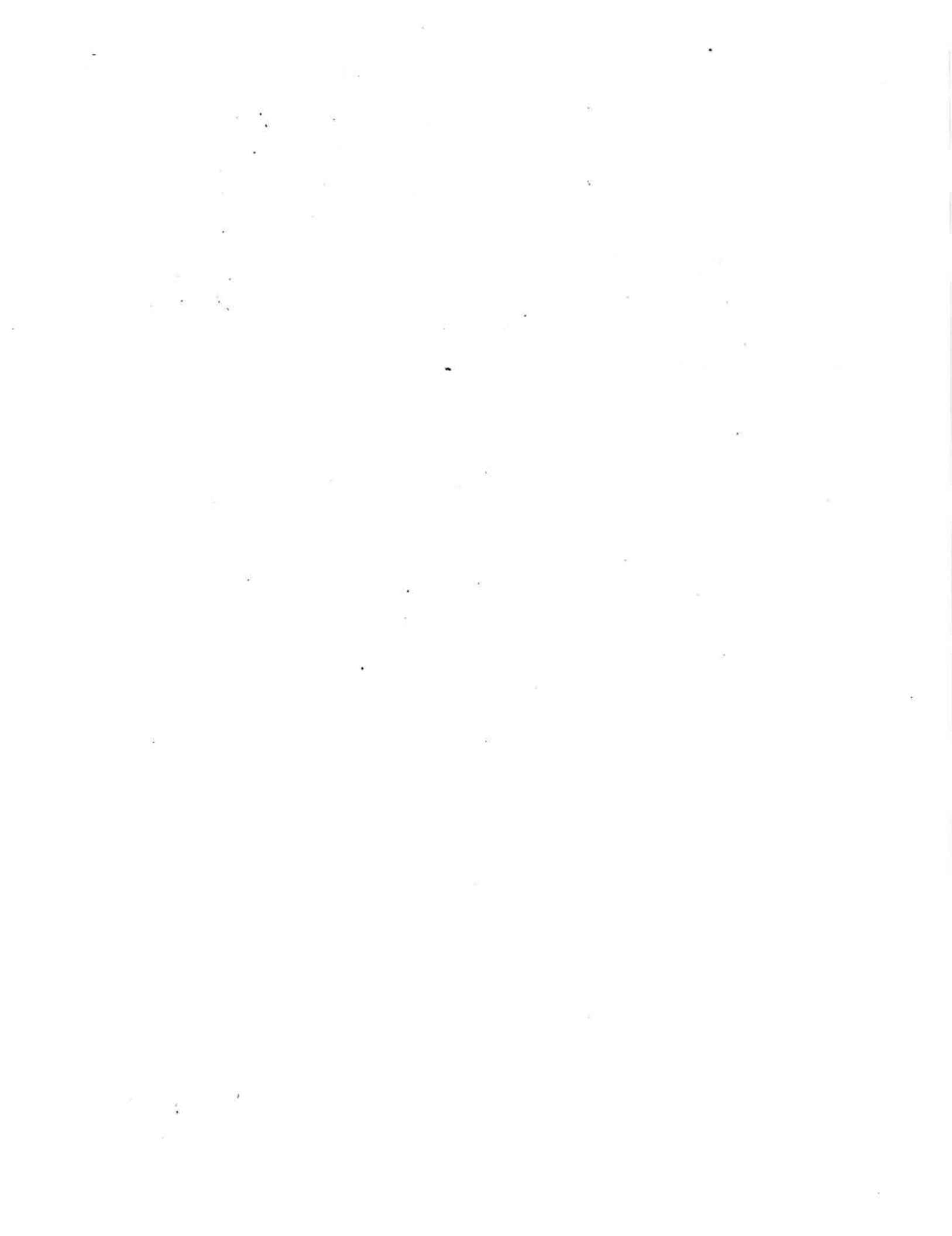
BOARD OF SELECTMEN MEETING

DATE: 11/19/18

Don Rellencourt

Joel Gutman

Chris Whitehouse



**SUNAPEE FIRE DEPARTMENT, FIREWARDS and FIRE CHIEF;
ORGANIZATION, POWERS and DUTIES**

Firewards of any number, as determined by the local legislative body, either elected pursuant to RSA 669:17 or appointed by the local governing body, with a fire chief appointed by the firewards and firefighters appointed by the fire chief.

For purposes of this chapter the term "firewards" includes fire engineers and fire commissioners, where applicable.

The firewards shall be appointed by the Board Of Selectmen for a 3 year period (Refer to Article 32 of 2018 Sunapee Town Warrant). To be considered for appointment candidate must be qualified by experience (5 years) and/or education in the Fire Service, must be a resident of the Town Of Sunapee and cannot be a current Officer of the Department (up to 2 regular members of the Department). The Fire Wards shall constitute a board and shall take actions by majority vote. They shall elect a chairman and a clerk.

The firewards and fire chiefs shall have the authority and the control of all firefighters and officers and all fire apparatus and other equipment designed or used for the extinguishment of fire or the control of other emergencies in the town or city, and of all persons whose duty it is to aid in extinguishing fires.

The fire chief shall have the authority to enforce any local or state laws or rules pertaining to the control of combustible or hazardous materials, or both, the design of exits, and any other fire safety measures including the state fire code enacted pursuant to RSA 153:5.

The firefighters shall be organized in such companies, under the supervision of duly selected officers, and shall be subject to such duties in relation to the care, preservation and use of the public property entrusted to them, and to meeting for drill in the management thereof, as the chief shall direct or approve; and shall, by night or day, under their direction, use their best endeavors to extinguish any fire that may happen in their town or the vicinity of their town. Firefighters may also mitigate other emergencies which may happen in their town or the vicinity of their town.

The fire chief who is appointed, rather than elected in any town, village district, precinct, city or area shall be appointed for an indefinite period of time or for a definite term, as determined by the legislative body, and the tenure of office shall depend upon good conduct and efficiency. The fire chief shall be technically qualified by training or experience and shall have ability to command firefighters and hold their respect and confidence.

Subject to such written formal policies as may be adopted by the appointing authority, each fire chief of any city or town who is appointed rather than elected, shall have authority to direct and control all employees of his or her department in their normal

course of duty and shall be responsible for the efficient and economical use of all department equipment. Such fire chief shall be subject to suspension without pay or dismissal only for cause, and after he or she has been presented with a written specification of the reasons. Upon such suspension or dismissal, the fire chief shall be entitled to a hearing, on the merits and reasonableness of the action, in superior court in the county in which the municipality is located, provided that the fire chief petitions the clerk of the superior court for such a hearing within 45 days of suspension or dismissal. The court shall have the power to affirm, modify or negate such suspension or dismissal, based upon its findings.

Firefighter Associations - shall not be construed to preclude the formation of social or fraternal associations of firefighters of municipal fire departments, nor preclude such associations from adopting bylaws or conducting fund-raising activities for the benefit of a municipal fire department, provided, however, that:

I. There shall be no commingling of the funds of such an association with municipal fire department funds.

II. The use of any money or equipment of the association for official municipal fire department purposes shall be subject to the authority and control of the fire chief, and to the written policies approved by the governing body under RSA 154:1, IV.

10/18/2018

TITLE XII

PUBLIC SAFETY AND WELFARE

CHAPTER 154

FIREWARDS, FIREFIGHTERS, AND FIRE HAZARDS

Firewards, Fire Chiefs and Fire Departments; Organization, Powers and Duties

Section 154:1

154:1 Organization. –

I. All town and city fire departments, and fire departments of village districts or precincts organized pursuant to RSA 52:1, I(a), shall be organized according to one of the following forms, chosen by vote of the local legislative body:

(a) A fire chief appointed by the local governing body, or by the town or city manager, if any, with firefighters appointed by the fire chief;

(b) A fire chief appointed by the local governing body, or by the town or city manager, if any, with firefighters appointed by the local governing body or manager, upon recommendation of the fire chief;

(c) A fire chief elected by the local legislative body pursuant to RSA 669:17, with firefighters appointed by the fire chief;

(d) Firewards of any number, as determined by the local legislative body, either elected pursuant to RSA 669:17 or appointed by the local governing body, with a fire chief appointed by the firewards and firefighters appointed by the fire chief; or

(e) Firewards of any number, as determined by the local legislative body, either elected pursuant to RSA 669:17 or appointed by the local governing body, with a fire chief and firefighters appointed by the firewards.

II. Firefighters may recommend the appointment of any firefighter, fire officer, or fire chief to the appointing authority as provided in subparagraphs I(a) through (e).

III. A municipality may choose a form of fire department organization different from those set forth in paragraph I, including the election of fire chief, fire officers or firefighters, or all such persons, by the firefighters.

IV. A town, city, village district or precinct may, by vote of the local legislative body, change the organization of its fire department from one form to another. For municipalities with a town meeting form of government, such a vote shall be taken under an article inserted by the selectmen or by petition in the warrant for the annual meeting, and the change in form shall not take effect until one year following such vote.

V. Further fire department organizational provisions, including, but not limited to the manner of appointment and promotion of firefighters and officers, may be set forth in a municipal charter or local ordinance, if such provisions conform to this chapter.

VI. Subject to statute, charter, or local ordinance, and subject to such written formal policies or guidelines as may be adopted or approved by the appointing authority, the fire chief shall have the organizational and administrative control of the fire department.

VII. For purposes of this chapter the term "firewards" includes fire engineers and fire commissioners, where applicable.

VIII. The firewards, if any, shall constitute a board, and shall take actions by majority vote. They shall elect a clerk, and may adopt a badge of office.

Source. RS 111:1. 1844, 143:1. 1845, 243:1. CS 114:1, 4. GS 96:1. GL 106:1. PS 115:1. PL 146:1. RL 175:1. RSA 154:1. 1975, 443:1. 1992, 154:2. 1993, 28:4, eff. Jan. 1, 1994.

Section 154:1-a

154:1-a Finances and Property. – In municipal fire departments organized under RSA 154:1, all fire department real estate or equipment purchased with funds appropriated by the municipality shall be the property of the municipality. Except in the case of properly established capital reserve funds or trusts, all municipal funds appropriated for fire department purposes shall be held by the municipal treasurer and shall be subject to the municipality's normal budgeting, appropriation, and disbursement authorization requirements. Donations or gifts to a municipal fire department shall be subject to applicable legal requirements for acceptance by the municipality, including, but not limited to RSA 31:95-b or 31:95-e.

Source. 1993, 28:5, eff. Jan. 1, 1994.

Section 154:1-b

154:1-b Firefighter Associations. –

RSA 154:1 and RSA 154:1-a shall not be construed to preclude the formation of social or fraternal associations of firefighters of municipal fire departments, nor preclude such associations from adopting bylaws or conducting fund-raising activities for the benefit of a municipal fire department, provided, however, that:

- I. There shall be no commingling of the funds of such an association with municipal fire department funds.
- II. The use of any money or equipment of the association for official municipal fire department purposes shall be subject to the authority and control of the fire chief, and to the written policies approved by the governing body under RSA 154:1, IV.
- III. Such an association shall publicize and conduct its activities in the name of the association, and not in the name of the municipal fire department.
- IV. Unless ratified or approved by vote of the local governing body or its designee, the activities of such an association shall not be deemed the activities of the municipality, nor shall such activities be deemed to be within the scope of, or arise out of, the course of a firefighter's employment, for purposes of either workers' compensation pursuant to RSA 281-A or any other type of municipal liability.

Source. 1993, 28:5, eff. Jan. 1, 1994.

Section 154:1-bb

154:1-bb Municipal Financing; Fire Departments. – The legislative body of a municipality may vote to choose a form of financing and property ownership different than those in RSA 154:1-a and RSA 154:1-b.

Source. 1994, 389:6, eff. Aug. 8, 1994.

Section 154:1-c

154:1-c Private Firefighting Units. –

- I. Any fire company not organized according to RSA 154:1 shall be deemed to be a private firefighting unit.
- II. No municipality or other political subdivision shall contract with any private firefighting unit, or furnish financial support, property or equipment to such unit, unless such unit has been certified by the state fire marshal pursuant to RSA 153:4-a.
- III. No member of any private firefighting unit shall exercise the legal powers and authorities of the fire department, firefighters, fire chief, or fire officer in charge, as set forth under this chapter and RSA 153:14, unless such unit has been certified by the state fire marshal pursuant to RSA 153:4-a.

Source. 1993, 28:5, eff. Jan. 1, 1994.

Section 154:1-d

154:1-d Fire Department Liability; Public Duty Rule; Status of Firefighters. –

- I. Firefighting and other emergency service provided by a fire department shall not, in itself, be deemed to be the

making of a promise, or the undertaking of a special duty, towards any person for such services, or any particular level of, or manner of providing, such services; nor shall the provision of, or failure to provide, such services be deemed to create a special relationship or duty towards any person, upon which an action in negligence or other tort might be founded. Specifically:

- (a) The failure to respond to a fire or other emergency, or to undertake particular inspections or types of inspections, or to maintain any particular level of personnel, equipment or facilities, shall not be a breach of any duty to persons affected by any fire or other emergency.
- (b) When a fire department does undertake to respond to a fire or other emergency, the failure to provide the same level or manner of service, or equivalent availability or allocation of resources as may or could be provided, shall not be a breach of any duty to persons affected by that fire or other emergency.
- (c) A fire department shall not have or assume any duty towards any person to adopt, use, or avoid any particular strategy or tactic in responding to a fire or other emergency.
- (d) A fire department, in undertaking fire prevention activities, including inspections, or in undertaking to respond to a fire or other emergency, shall not have voluntarily assumed any special duty with respect to any risks which were not created or caused by it, nor with respect to any risks which might have existed even in the absence of such activity or response, nor shall any person have a right to rely on any such assumption of duty.
- (e) In this section, "fire department" means any fire department of the state or its political subdivisions, including municipal fire departments organized under RSA 154:1, as well as private firefighting units which have been certified by the state fire marshal under RSA 153:4-a. For the purposes of this section and in addition to any other protections afforded to state agencies under law, the division of fire services, department of safety, shall be deemed a "fire department."

II. Any firefighter, paid or volunteer, who is acting in an official capacity under the direction or supervision of the elected or appointed fire chief, or designee, of a municipal fire department organized in accordance with RSA 154:1, or who is participating in a fire department activity sanctioned by the local governing body or its designee, shall be an agent of the municipality, enjoying the same privileges and immunities as the municipality or employees of the municipality. Such privileges and immunities include, but are not limited to, indemnification for civil rights damages to the extent set forth in RSA 31:106, and indemnification for any other accidental damages to the extent set forth in RSA 31:105, if the municipality has adopted that section.

III. Decisions of a fire chief or the chief's subordinates concerning the allocation and assignment of firefighters and equipment, and the strategies and tactics used, shall be the exercise of a discretionary, policy function for which neither the officer nor a municipality shall be held liable in the absence of malice or bad faith, even when such decisions are made rapidly in response to the exigencies of an emergency.

IV. This section shall not be construed to affect the application of common law immunities, or of other statutes which may pertain to the liability of municipalities or firefighters, including, but not limited to RSA 507-B and RSA 508:17.

Source. 1993, 28:5, eff. Jan. 1, 1994.

Section 154:2

154:2 Powers. –

- I. Except as provided in RSA 227-L and this chapter, the firewards, fire engineers, and fire chiefs shall have the authority and the control of all firefighters and officers and all fire apparatus and other equipment designed or used for the extinguishment of fire or the control of other emergencies in the town or city, and of all persons whose duty it is to aid in extinguishing fires.
- II. (a) The fire chief shall have the authority to enforce any local or state laws or rules pertaining to the control of combustible or hazardous materials, or both, the design of exits, and any other fire safety measures including the state fire code enacted pursuant to RSA 153:5.
(b) All local fire chiefs and duly authorized subordinates shall provide information on the local appeals process for local fire code ordinances and the variance process for the state fire code upon review of plans and notice of violations.
- III. The fire chief and duly authorized subordinates shall have the authority to inspect all buildings, structures, or other places in the fire chief's fire district or under the fire chief's jurisdiction, including but not limited to any place where any combustible or hazardous material, including waste paper, rags, shavings, waste, leather, rubber,

crates, boxes, barrels, rubbish or other combustible material that is or may become dangerous as a fire menace to such buildings, structures or other places has been allowed to accumulate or where such chief or designated representative has reason to believe that such material of a combustible or hazardous nature has accumulated or is liable to be accumulated. If consent for such inspection is denied or not reasonably obtainable, the fire chief may obtain an administrative inspection warrant under RSA 595-B.

Source. RS 111:3. CS 114:8. GS 96:2. GL 106:2. PS 115:2. PL 146:2. RL 175:2. RSA 154:2. 1975, 443:2. 1977, 361:5. 1991, 231:6. 1992, 154:3. 1995, 299:8. 1998, 318:13. 2012, 225:2, eff. Aug. 14, 2012.

Section 154:3

154:3 Appointment of Firefighters. – [Repealed 1993, 28:11, eff. Jan. 1, 1994.]

Section 154:4

154:4 Organization of Firefighters. – The firefighters shall be organized in such companies, under the supervision of duly selected officers, and shall be subject to such duties in relation to the care, preservation and use of the public property entrusted to them, and to meeting for drill in the management thereof, as the chief, firewards or engineers shall direct or approve; and shall, by night or day, under their direction, use their best endeavors to extinguish any fire that may happen in their town or the vicinity of their town. Firefighters may also mitigate other emergencies which may happen in their town or the vicinity of their town.

Source. 1849, 863:2. CS 117:2. GS 96:14. GL 106:14. PS 115:4. PL 146:4. RL 175:4. RSA 154:4. 1992, 154:4. 2012, 242:4. 2013, 173:1, eff. July 2, 2013.

Section 154:5

154:5 Chief Fireward, Engineer, or Fire Chief. –

I. The chief fireward, engineer or fire chief who is appointed, rather than elected in any town, village district, precinct, city or area shall be appointed for an indefinite period of time or for a definite term, as determined by the legislative body, and the tenure of office shall depend upon good conduct and efficiency. The chief fireward, engineer or fire chief shall be technically qualified by training or experience and shall have ability to command firefighters and hold their respect and confidence.

II. Subject to such written formal policies as may be adopted by the appointing authority, each chief fireward, engineer, or fire chief of any city or town who is appointed rather than elected, shall have authority to direct and control all employees of his or her department in their normal course of duty and shall be responsible for the efficient and economical use of all department equipment. Such chief fireward, engineer, or fire chief shall be subject to suspension without pay or dismissal only for cause, and after he or she has been presented with a written specification of the reasons. Upon such suspension or dismissal, the chief fireward, engineer, or fire chief shall be entitled to a hearing, on the merits and reasonableness of the action, in superior court in the county in which the municipality is located, provided that the chief fireward, engineer, or fire chief petitions the clerk of the superior court for such a hearing within 45 days of suspension or dismissal. The court shall have the power to affirm, modify or negate such suspension or dismissal, based upon its findings.

Source. 1945, 110:1. RSA 154:5. 1975, 443:4. 1993, 28:6. 1998, 130:1. 2007, 163:1, eff. June 18, 2007.

Section 154:6

154:6 Duties as to Fire Apparatus and Water Supply. – The chief fireward, engineer or fire chief shall keep, or cause to be kept, in order all apparatus provided by the town for the extinguishment of fires and the mitigation of other emergencies, and shall cause all cisterns and sources of water prepared for the fire department to be fully supplied and kept in order within the available funds. Such individual shall annually

report to the town the condition of all apparatus under the individual's care belonging to the town, and the amount expended for repairs on such apparatus.

Source. 1844, 143:2, 5. CS 15:2, 5. GS 96:11. GL 106:11. PS 115:5. PL 146:5. RL 175:5. RSA 154:6. 1975, 443:5. 1992, 154:5. 1998, 318:14, eff. Aug. 25, 1998.

Section 154:7

154:7 Authority of Fire Officer in Charge. –

I. Terms used in this section shall be construed as follows, unless a different meaning is clearly apparent from the language or context, or is otherwise inconsistent with the manifest intention of the legislature.

(a) "Fire" shall include any and all effects of combustion.

(b) "Service call" shall include any request for the services of the fire department which involves a non-emergency.

(c) "Other emergency" shall include any other real emergency which does not directly involve the extinguishment of an actual fire; except that with respect to a propelled vehicle accident on or immediately adjacent to a way as defined in RSA 259:125 the term is limited to:

(1) An accident involving the transportation of any hazardous material as defined in Title 49 of the Code of Federal Regulations.

(2) An accident involving the spillage of fuel.

(3) An accident involving injury to persons in places where the fire department is responsible for the provision of emergency medical services.

(d) "Fire officer in charge" shall include the fire chief or any other elected or appointed fire officer or any member serving in the capacity of fire officer in charge.

(e) "Police officer" shall include any constable or other officer authorized to make arrests or serve process who is invested by law with authority to direct, control or regulate traffic.

II. While any duly constituted fire department recognized by the state fire marshal is responding to or operating at a fire, service call or other emergency, the fire officer in charge shall have the following authority:

(a) To control and direct the activities at such scene.

(b) To order any persons to leave any building or place in the vicinity of such scene for the purpose of protecting such persons from injury or remove persons interfering with duties.

(c) To blockade any public highway, street or private right-of-way temporarily while at such scene.

(d) To trespass at any time of the day or night without liability while at such scene.

(e) To enter any building, including private dwellings, or upon any premises where a fire is in progress, or where there is reasonable cause to believe a fire is in progress, for the purpose of extinguishing the fire.

(f) To enter any building, including private dwellings, or premises near the scene of the fire for the purpose of protecting the building or premises or for the purpose of extinguishing the fire which is in progress in another building or premises.

(g) To direct without liability the removal or destruction of any fence, house, buildings, vehicle or other thing which the fire officer in charge may judge necessary to prevent the further spread of the fire.

(h) To request and be supplied materials such as sand, treatments, chemicals and special equipment when it is deemed a necessity, to prevent the further spread of the fire.

(i) To order disengagement or discouplement of any convoy, caravan or train of vehicles, craft or railway cars if deemed a necessity in the interest of safety of persons or property.

(j) To direct industrial management or other personnel and equipment within the jurisdiction of the fire officer in charge whenever such officer's company or department is called to respond to such, if in the officer's opinion such action is in the interest of public safety.

(k) Upon request, to apprise the state fire marshal, or designee, of all hazardous materials incidents and to keep the state fire marshal or designee informed of the situation. The state fire marshal or designee shall take control of a hazardous materials incident upon the request of the local fire chief or fire official in charge, or if the state fire marshal or designee believes that the welfare of the public is not being appropriately served. Upon assuming control of a hazardous materials incident, the state fire marshal or designee shall have all of the authority outlined in this chapter.

III. Except as provided in RSA 154:7-a, the police officer in charge shall have authority to direct police officers

at the scene to direct, control and regulate traffic, to gather investigative information, and to preserve and collect evidence, subject to the authority conferred upon the fire officer in charge by this section.

Source. RS 111:2. CS 114:2. GS 96:3. GL 106:3. PS 115:6. PL 146:6. RL 175:6. RSA 154:7. 1975, 443:6. 1979, 344:6. 1983, 393:6. 1989, 309:2. 1992, 154:6, 7. 1998, 318:15, 16, eff. Aug. 25, 1998.

Section 154:7-a

154:7-a Fire Investigations. –

I. In this section:

(a) "Cause and origin investigation" means the investigation necessary to determine the physical behavior of the fire, including the points or areas where the fire began, and the specific acts or conditions that caused the fire to occur.

(b) "Criminal investigation" means the investigation necessary to determine whether a violation of the criminal code, including the crime of arson, has occurred, and the identification and prosecution of any perpetrator.

II. The fire officer in charge or designee shall investigate the cause and origin of fires, including the taking of evidence relative to the cause and origin of fires, except as enumerated elsewhere by statute.

III. (a) Upon determination by the fire officer in charge or designee that a fire is of suspicious or incendiary origin, determination of which shall include information received from the police officer in charge, the police officer in charge may:

- (1) Conduct a criminal investigation.
- (2) Restrict access to the scene.
- (3) Collect and secure criminal evidence.
- (4) Gather investigative information.

(b) The powers enumerated under subparagraph III(a) shall only be subject to the authority of the fire officer in charge to extinguish fire, protect against immediate life hazard, and treat and stabilize the sick or injured.

IV. The police officer in charge may request whatever assistance the police officer deems necessary from the fire officer in charge, who may provide such assistance.

V. Nothing in this section shall be construed to affect the admissibility of evidence at trial.

Source. 1992, 154:8. 1998, 318:17, 18, eff. Aug. 25, 1998.

Section 154:7-b

154:7-b Expeditious Clearance of Roadways. –

Subject to the authority and limitations granted in RSA 154:7, I(c) with respect to a propelled vehicle accident, natural disaster, or special event occurring in or immediately adjacent to a state highway, the fire officer in charge, or if the incident is not within the purview of the fire department, the police officer in charge and all public safety responders shall coordinate their efforts to maintain incident area safety and security, including protection of responders to the incident, protection of roadway users and others at the incident site, movement of road users safely past, around, or away from the incident, reduction of the likelihood of secondary crashes, and expeditious clearance of the roadway.

I. The fire chief, or in the fire chief's absence the engineer or fire officer in charge, or if the incident is not within the purview of the fire department, the police officer in charge, shall as early as practicable in the response, seek the assistance of law enforcement, emergency medical services, towing and recovery services, the department of transportation, and if applicable, the department of environmental services and the department of health and human services, to effectuate the purposes of this section, and such agencies and individuals may provide such assistance as requested.

II. Police officers at the scene may treat any non-emergency vehicle that is obstructing traffic as abandoned for the purposes of RSA 262:31 through RSA 262:40-c, and may order its immediate removal, with or without the consent of the owner or operator. Any spilled cargo or other property obstructing traffic may be treated as a vehicle for the purposes of RSA 262:32 through RSA 262:37, and may be subject to immediate removal with or without the consent of the owner or carrier.

III. Government agencies responding to such incident, including but not limited to law enforcement, firefighting,

emergency medical services, hazardous materials teams, transportation agencies, environmental agencies, and other emergency government responders and their agents exercising the incident clearance functions described in this section, shall be exempt from liability for damages resulting from such actions taken pursuant to incident clearance, including those resulting from incident detection and verification, area security and protection, rescue of persons from vehicles and hazardous environments, emergency medical transportation and care, hazardous materials response and containment, fire suppression and elimination, transportation of vehicle occupants, traffic direction and management including the establishment and operation of alternate routes and detours, crash investigation, dissemination of traveler information, temporary roadway repair and facilities restoration, and removal of vehicles and cargo, provided such actions are taken without willful or wanton disregard or gross negligence, and occur at the direction of the fire or police officer in charge.

IV. Notwithstanding other provisions of law to the contrary, any agency, person, or organization incurring the cost of removing vehicles or cargo, or both, at such an incident, if such removal is authorized by the fire or police officer in charge, shall have the right to compensation for the cost of such removal from the owner or owners of the vehicles.

Source. 2004, 193:2, eff. Jan. 1, 2005.

Section 154:8

154:8 Duties at Scene of Fires or Other Emergencies. – The fire chief, or in the fire chief's absence the engineer or fire officer in charge, shall have the direction of all apparatus and other equipment, and the government and direction of all persons and proceedings relating to any fire or other emergency, and the other firewards or engineers shall aid as assistants.

Source. 1844, 143:3, 4. CS 115:3, 4. GS 96:4. GL 106:4. PS 115:7. PL 146:7. RL 175:7. RSA 154:8. 1975, 443:7. 1979, 344:10. 1992 154:9. 1998, 318:19, eff. Aug. 25, 1998.

Section 154:8-a

154:8-a Liability Concerning Hazardous Materials Accidents. –

Notwithstanding any other provision of law, no person who provides assistance or advice in mitigating or attempting to mitigate the effects of an actual or threatened discharge of hazardous materials or wastes or in preventing, cleaning up, or disposing of or in attempting to prevent, clean up or dispose of any such discharge shall be subject to civil liabilities or penalties of any kind, providing that such assistance or advice is rendered at the request of state, county or local officials in charge at the emergency scene.

I. The immunities provided in this section shall not apply to any person:

- (a) Whose act or omission caused in whole or in part such actual or threatened discharge and who would otherwise be liable therefor; or
- (b) Who receives compensation other than reimbursement for out-of-pocket expenses for services in rendering such assistance or advice.

II. Definitions. As used in this section:

- (a) "Discharge" shall include leakage, seepage, or other release of hazardous materials or wastes.
- (b) "Hazardous materials" means hazardous materials as defined in RSA 147-B:2, VIII.
- (c) "Wastes" means wastes as defined in RSA 147-B:2, VII.

II-a. (a) Any person whose act or omission caused the actual or threatened discharge of hazardous materials or toxic wastes which resulted in the reasonable and proportionate response of police, fire, emergency preparedness, or emergency response equipment shall be responsible for payment of the cost of the equipment use or replacement of the equipment used, if damaged or expended, in containing the hazardous materials or toxic wastes.

(b) Any person whose act or omission caused the actual or threatened discharge of hazardous materials or toxic wastes which resulted in the reasonable and proportionate response of police, fire, emergency preparedness, or emergency response equipment shall be responsible for payment of the personnel costs of police, fire, public safety, and municipal personnel, including mutual aid standby personnel, directly involved in the emergency response and any reasonable court costs and legal fees incurred by the municipality, organization, or mutual aid

district in collecting costs or defending an unsuccessful appeal of such costs.

(c) The response to fires or other emergencies where the discharge of hazardous materials is incidental to the fire or other emergency and does not require the use of specialized hazardous materials response equipment or personnel specially trained pursuant to 40 C.F.R. section 311 shall not be costs eligible for reimbursement.

(d) Within 30 days after the equipment leaves the site of the incident, the municipality, organization, or mutual aid district which seeks payment shall submit a bill for cost of equipment use, equipment cleanup, or equipment replacement and the costs of personnel, if applicable, to the person responsible for the equipment contamination under subparagraph (a) and the costs of personnel under subparagraph (b). At the time of billing, the municipality, organization, or mutual aid district which seeks payment shall notify the billed party that an appeal may be filed with the commissioner of safety within 30 days of the receipt of the bill. Payment shall be made directly to the municipality, to the organization, or to the mutual aid district. A municipality, organization, or mutual aid district within whose jurisdiction the incident occurs is authorized to collect payment on behalf of the municipalities, organizations, or mutual aid districts that participated in the response and to disburse payment accordingly.

(e) The person responsible for the equipment contamination may appeal payment for such costs within 30 days of receipt of the bill for the costs to the commissioner of safety. The commissioner shall hold an administrative hearing within 30 days after receiving the appeal, at which time the extent of liability for costs shall be determined. The commissioner shall issue a decision within 30 days after holding the hearing. Any person aggrieved by a decision of the commissioner under this section may appeal the decision to the superior court in the same manner as that prescribed in RSA 263:75, II and III.

(f) If no appeal is filed within 30 days after receipt of the bill, the person responsible for the hazardous materials response shall be deemed to have waived all rights to appeal and shall be liable to the municipality, organization, or mutual aid district for the total amount billed, subject to the additional penalty and interest set forth under subparagraph (h) in the case of nonpayment.

(g) The commissioner of safety shall establish rates for equipment use, supplies, and costs of personnel that shall be the maximum amount that may be charged by any municipality, organization, or mutual aid district in accordance with this section. The rates and costs, and guidelines for establishing them, shall be adopted pursuant to RSA 541-A. To the extent possible, the rates and costs shall reflect the actual expenses, including overhead costs, for emergency response to hazardous materials incidents for municipalities throughout the state.

(h) A one-time penalty of \$1,000 plus interest assessed at the rate of interest established in RSA 336:1, may be assessed for nonpayment.

III. Nothing in this section shall be construed to limit or otherwise affect the liability of any person for damages resulting from such person's gross negligence or from such person's willful, reckless or wanton misconduct.

Source. 1981, 413:4. 1983, 393:9. 1989, 91:1. 1992, 154:10. 1993, 28:10. 1998, 318:20; 367:1. 2003, 209:1. 2006, 102:1. 2010, 256:1-3, eff. Sept. 4, 2010.

Section 154:9

154:9 Penalty. – If any person present at a fire, emergency or service call, at or to which the fire department is responding shall refuse or neglect to obey the commands of any member who is recognized as, or should have been recognized as, a member of the fire department, or shall unlawfully assume the office or badge of office of a fire chief, fire officer or firefighter, such person shall be guilty of a violation.

Source. RS 111:5. CS 114:6. GS 96:5. 1878, 31:1. GL 106:5. PS 115:8. PL 146:8. RL 175:8. RSA 154:9. 1973, 531:35. 1975, 443:8. 1992, 154:11. 1998, 318:21, eff. Aug. 25, 1998.

Section 154:9-a

154:9-a Conscripted Assistance Limited. – Notwithstanding the provisions of RSA 154:7, 8, and 9, no person therein authorized to compel assistance by conscription shall order any person under the age of 18 years or over the age of 45 years (except where such person has voluntarily consented to accept direction and if under the age of 18, has furnished parental consent in writing); or any person having a physical or mental disability or who is otherwise disabled in capability to perform any act of firefighting which would subject such person to the

possible risk of grievous bodily injury, harm or death, except in a dire emergency, and then only if such act or acts are deemed necessary to protect and preserve public property endangered by fire, or in the case of a national emergency. Notwithstanding this limitation, nothing in this section shall be construed to limit a person's ability, if over 18 years of age, to voluntarily consent to perform acts of firefighting so long as such person agrees to accept direction of qualified firefighters and the person accepting the consent is authorized by RSA 154:7, 8, and 9, to call for such assistance and reasonably believes that the person volunteering understands the personal risk.

Source. 1973, 492:4. 1990, 140:2, X. 1998, 318:22, eff. Aug. 25, 1998.

Section 154:10

154:10 Destroying Building. – [Repealed 1975, 443:16, eff. June 20, 1975.]

Section 154:11

154:11 Damages. – The selectmen, aldermen or council, on application, shall appraise the damage done to any building or thing by order of the firewards, engineers, or fire officer-in-charge and may assess a tax for the payment therefor, and may make compensation to the owner, unless it shall appear that the fire began in such building, or that the same must have been burned if it had not been destroyed or removed.

Source. RS 111:15. CS 114:16. GS 96:7. GL 106:7. PS 115:10. PL 146:10. RL 175:10. RSA 154:11. 1975, 443:9, eff. June 20, 1975.

Section 154:12

154:12 Petition to Court. – Upon the refusal of the selectmen, aldermen or council, or upon their neglect for 3 months after the application to appraise the damage and assess such tax, the party injured may petition the superior court for redress; and the court, after due notice to the town, shall ascertain the damage and shall render judgment and issue execution therefor, and for costs, against the town.

Source. RS 111:16. CS 114:17. GS 96:8. GL 106:8. PS 115:11. PL 146:11. RL 175:11. RSA 154:12. 1975, 443:10, eff. June 20, 1975.

Section 154:13

154:13 Right of Way; Penalty. – The officers and employees of the fire department of any city or town, with the engines and apparatus thereof, shall have the right of way while going to a fire or responding to an alarm through any street, lane, or alley in said city or town, subject to such rules and regulations as the city council or selectmen may prescribe. Whoever willfully and maliciously obstructs or retards the passage of an engine or other apparatus of a fire department, while so going to a fire, shall be guilty of a misdemeanor.

Source. 1905, 66:1. PL 146:12. RL 175:12. RSA 154:13. 1973, 528:72. 1998, 318:23, eff. Aug. 25, 1998.

Section 154:14

154:14 Street Fires, Etc. – Every fireward, engineer, fire chief or designated officer shall cause any fire deemed by such individual to be dangerous, in any street or elsewhere, to be extinguished or removed.

Source. RS 111:4. CS 114:5. GS 96:10. GL 106:10. PS 115:13. PL 146:14. RL 175:14. RSA 154:14. 1975, 443:11. 1998, 318:24, eff. Aug. 25, 1998.

Section 154:15

154:15 Compensation, Etc., of Chief; Expenses. – The chief fireward or fire chief shall be paid for services such compensation as the council, aldermen or town meeting shall think reasonable; and the bills for the operation of the fire department, including but not limited to costs of apparatus and equipment, shall be approved or disapproved by the fire chief, fireward or engineer responsible and, if approved, shall be presented for payment to those town officials designated for this purpose by statute, local ordinance or town meeting within the limits of the funds appropriated.

Source. 1844, 143:6, 7. CS 114:6, 7. GS 96:12. GL 106:12. PS 115:18. PL 146:15. RL 175:15. RSA 154:15. 1975, 443:12. 1998, 318:25, eff. Aug. 25, 1998.

Section 154:16

154:16 Pay of Firefighters. – The firefighter shall be paid for their services such compensation as the council, aldermen or town meeting shall think reasonable.

Source. CS 114:26, 27. GS 96:15. 1875, 32:1. GL 106:15. PS 115:19. PL 146:16. RL 175:16. RSA 154:16. 1975, 443:15, eff. June 20, 1975.

Section 154:17

154:17 Where Statute Applicable. – If in any town, village district, precinct, city or area, apparatus for the extinguishment of fires is provided at the public expense, RSA 154:1 through 16 shall apply and firewards or fire engineers shall be duly elected or appointed. But the bylaws now in force in any town relating to the extinguishment of fires, election of firewards, fire engineers or fire chiefs, shall remain in force, subject to being repealed or superseded by vote of the town.

Source. RS 111:24. CS 114:28; 115:9; 117:3. GS 96:23. GL 106:23. PS 115:20. PL 146:17. RL 175:17. RSA 154:17. 1975, 443:13, eff. May 1, 1976.

Regulations Relative to Fire Hazards

Section 154:18

154:18 Establishment by the Firewards or Fire Chiefs. – The fireward, engineer or fire chief may establish such regulations respecting the kindling, guarding, safe-keeping, prevention, and extinguishment of fires, and for the removal of combustibles from any building or place, as such individual shall think expedient, which shall be signed by such individual and recorded by the town clerk and posted in 2 or more public places in the town 30 days before they shall take effect. Each breach of such regulations shall constitute a violation. Such fireward, engineer or fire chief shall confer with recognized authorities and the state fire marshal, in the promulgation of such regulations. Where regulations have not been promulgated pertaining to electric wiring and equipment, all electric installations and safeguards shall be installed in a standard, modern, and approved manner. Compliance with the standards of the National Electrical Code or such code specified by local ordinance or state law shall be prima facie evidence of such approved manner.

Source. RS 111:7, 8. CS 114:8, 9. GS 96:9. GL 106:9. PS 115:12. PL 146:13. RL 175:13. 1943, 104:1. RSA 154:18. 1973, 531:36. 1975, 443:14. 1992, 154:12. 1998, 318:26, eff. Aug. 25, 1998.

Section 154:19

154:19 Establishment by Selectmen. – In any town which does not have firewards or engineers the selectmen shall have the authority to establish regulations relative to fire hazards, as is provided in RSA 154:18. Said regulations shall be recorded and posted as therein provided.

Source. 1943, 104:2, eff. April 7, 1943.

Dangerous Buildings

Section 154:20

154:20 Notice to Repair. – If any building is deemed by the firewards or engineers to be dangerous to the property of others, by reason of decay, want of repair or otherwise, they may give written notice to the owner, the same to be served personally or by registered mail, to repair or alter the same, which shall contain a particular account of the repairs or alterations required to be made. If the owner does not reside in the town like notice may be served on the occupant, if any.

Source. RS 111:17, 18. 1846, 341. CS 114:18, 19, 20. GS 96:19. GL 106:19. PS 115:14. PL 146:18. RL 175:18. 1943, 104:3, eff. April 7, 1943.

Section 154:21

154:21 Neglect; Penalty. – If the repairs or alterations are not made within 5 days after notice as provided in RSA 154:20, unless upon application to the firewards or engineers an extension has been granted for reasonable cause, the owner or occupant so notified shall be guilty of a violation for each day's neglect, and shall be liable to the owner of any building or property consumed by fire, communicated from such dangerous building, for the damages suffered by the owner.

Source. RS 111:19. CS 114:21. GS 96:20. GL 106:20. PS 115:15. 1921, 62:1. PL 146:19. RL 175:19. 1943, 104:4. RSA 154:21. 1973, 531:155. 1998, 318:27, eff. Aug. 25, 1998.

Section 154:21-a

154:21-a Ordering Building Vacated. –

I. The fire chief or designee or state or local fire marshal or designee shall have the authority to order occupants to vacate a building, structure, or other premises if the chief or state or local fire marshal or designee determines, based on reasonable information and belief, that the condition of such premises constitutes a clear and imminent danger to the life or safety of occupants or other persons and that protection of life or safety requires vacating the premises. Such an order shall be subject to the procedures of RSA 147:16-a.

II. The provisions of paragraph I shall not apply to a residence which is occupied by the owner and his or her family, unless the condition of such premises constitutes a clear and imminent danger to the life and health of persons other than the occupant or occupants.

III. Nothing in this section shall be construed to diminish the authority of the fire officer in charge at the scene of a fire or other emergency under RSA 154:7.

Source. 1998, 318:2, eff. Aug. 25, 1998.

Section 154:22

154:22 Provision of Ladders and Buckets. – Every town may, by vote or bylaw, provide that any buildings or structures in the town, or in a definite part thereof, shall be provided with such ladders and buckets as may be deemed necessary for use in case of fire.

Source. RS 111:11. CS 114:12. GS 96:16. GL 106:16, 17. PS 115:16. PL 146:20. RL 175:20. RSA 154:22. 1973, 531:37. 1992, 154:13, eff. July 5, 1992.

Section 154:23

154:23 Payment of Penalty. – Any penalty resulting from a violation of this subdivision shall be paid by the owner, if known and resident in the town, otherwise by the occupant; and any tenant who may be compelled to pay the penalty may deduct and retain the amount thereof, and of the costs, from the tenant's rent, or may recover the same of the lessor in an action for money paid to the tenant's use.

Source. RS 111:12, 13. CS 114:13, 14. GS 96:18. GL 106:18. PS 115:17. PL 146:21. RL 175:21. RSA 154:23. 1992, 154:14. 1998, 318:28, eff. Aug. 25, 1998.

Aid Outside District

Section 154:24

154:24 Outside Service by Local Fire Department. – Any city, town, village or fire district may authorize their respective fire department to go to the aid of another city, town, village or fire district within or without the state, for the purpose of extinguishing a fire, rendering other emergency assistance, or performing any detail as requested.

Source. 1949, 267:1. RSA 154:24. 1992, 154:15, eff. July 5, 1992.

Section 154:25

154:25 Rights, Privileges, Immunities. – While in the performance of their duties in extending such aid, firefighters shall be subject to the control and direction of the chief fire official of the municipality within which the fire or other emergency occurs, and they shall have the same immunities and privileges as if performing the same duties within their respective city, town, village or fire district.

Source. 1949, 267:1. RSA 154:25. 1992, 154:16, eff. July 5, 1992.

Section 154:26

154:26 Loss or Damage. – Any expenses incurred by any fire department, in rendering such aid outside the limits of its jurisdiction as provided hereunder, including loss or damage to equipment may be charged to the city, town, village or fire district whose officials requested such aid.

Source. 1949, 267:1, eff. June 22, 1949.

Section 154:27

154:27 Donation of Services. – Nothing contained herein shall be construed to prohibit any city, town, village or fire district extending such aid from donating their equipment and services and assuming the damage or loss to their equipment.

Source. 1949, 267:1, eff. June 22, 1949.

Section 154:28

154:28 Conditions and Restrictions. – The fire department may extend such aid outside the district, under this subdivision, subject to such conditions and restrictions as may be prescribed.

Source. 1949, 267:1. RSA 154:28. 1992, 154:17, eff. July 5, 1992.

Section 154:29

154:29 Compensation. – Any city, town, village or fire district aided under and in accordance with RSA 154:24-28 may compensate any city, town, village or fire district rendering aid to (a) employees for compensation during the time in which the rendering of their services prevented them from performing their regular duties at their place of employment, and (b) may reimburse in part or in whole for any payments lawfully made to any member of its fire department or to a spouse or other dependents on account of injuries or death suffered by the fire department member in the course of rendering aid outside the district or of death resulting from such injuries.

Source. 1949, 267:1. RSA 154:29. 1992, 154:18. 1998, 318:29, eff. Aug. 25, 1998.

Section 154:30

154:30 Duties of the State Fire Marshal. – At the request of any chief of an organized fire department within the state, the fire marshal shall provide help and assistance in coordinating the services of fire departments giving the mutual aid in the extinguishment of fires and other emergencies.

Source. 1949, 267:1. RSA 154:30. 1992, 154:19, eff. July 5, 1992.

District Fire Mutual Aid Systems

Section 154:30-a

154:30-a Formation. –

I. Whenever 10 or more municipalities within the state shall have voted to authorize their respective fire departments to render outside aid as provided in RSA 154:24-30, they may, if they so desire, form a district fire mutual aid system, which shall be a public municipal corporation. They may petition the state fire marshal in writing to call the organizational meeting of the system.

II. Fewer than 10 municipalities which have complied with paragraph I of this section may petition the state fire marshal who may accept or reject the petition. The state fire marshal shall consider the fire protection needs of the applicants and the effect of the proposed system upon the fire protection of other municipalities.

Source. 1957, 277:1. 1992, 154:20, eff. July 5, 1992.

Section 154:30-b

154:30-b Organization. –

I. Upon receipt of a petition under RSA 154:30-a, I, the state fire marshal shall call the first or organizational meeting of the system. Upon receipt of a petition under RSA 154:30-a, II, the state fire marshal may call such a meeting. The state fire marshal shall give written notice to the chief of each fire department in the system and may invite private fire departments within the designated area to join in the meeting by giving similar notice to them. Each fire department shall send one delegate to the organizational and subsequent meetings and shall be entitled to one vote in all proceedings. The delegate shall be the chief of each fire department or such alternate as the chief may designate. At the organizational meeting, the members of the system shall adopt articles of association and bylaws and regulations for the future government and operation of the system which shall be effective upon submission to and approval by the attorney general, who shall cause the same to be recorded by the secretary of state. The system shall be deemed to have been formally established upon such recording. The organizational meeting shall also elect a board of directors consisting of such number as they may determine. Delegates and directors need not be residents. The board of directors shall be the governing body of the system and shall serve for terms of one year and until their successors are elected and qualify, provided that the organizational meeting, or any subsequent meeting, may vote to elect its directors for varying terms. If a meeting shall so vote for the first election under said vote one director shall be elected for a term of one year, one for a term of 2 years, one for a term of 3 years, one for a term of 4 years, and one for a term of 5 years, and thereafter there shall be elected at each annual meeting one director for a term of 5 years and until a successor is elected

and qualified.

II. The directors shall choose from their number the officers of the system, who shall have such duties and powers as the bylaws provide. Within the limits of available funds, the directors may employ and fix the compensation of agents and other necessary personnel, who shall serve at their pleasure and have and exercise such powers and authority as they may delegate to them.

Source. 1957, 277:1. 1959, 198:1. 1992, 154:21. 1998, 318:30, eff. Aug. 25, 1998.

Section 154:30-c

154:30-c Powers and Duties. –

I. A district fire mutual aid system shall coordinate the services of all municipalities and fire departments belonging to it so as to provide better and more efficient cooperation in the protection of life and property within the area which it comprises and toward this end shall cooperate with other state agencies including the division of homeland security and emergency management and local emergency management offices.

II. A district fire mutual aid system may:

- (a) Establish plans for the coordination of all municipal services performed by it;
- (b) Within the limits of available funds, acquire and operate property and equipment, including a dispatch center;
- (c) Provide communications service, radio repair, and maintenance service to its member municipalities and fire departments or persons and firms under contract with a member municipality or fire department;
- (d) Provide private fire, burglary, and supervisory alarm service;
- (e) Provide dispatch and communications service for police and emergency medical services of member municipalities and fire departments or for such services as are under contract with member municipalities and fire departments;
- (f) Extend the advantages of group purchasing for services performed by it to municipalities and fire departments in the system; and
- (g) Provide and operate training programs for firefighters and emergency medical technicians.

III. The state fire marshal may render advice, recommendations and assistance to any district fire mutual aid system.

Source. 1957, 277:1. 1981, 393:1. 1992, 154:22. 1993, 28:7. 2003, 319:126. 2004, 171:18. 2008, 361:15, eff. July 11, 2008.

Section 154:30-d

154:30-d Joining and Withdrawal. – Additional municipalities within or outside the state may join the system, as provided in RSA 154:30-a through RSA 154:30-h, and shall be received as members subject to the approval of the board of directors. Municipalities which do not have active fire departments may be admitted as members upon such conditions as the board of directors may fix. Private fire departments within or outside the state may also be accepted as members, with equal voting rights, by the board of directors, under such arrangements as are mutually agreed upon. A municipality or private fire department may, by vote of its governing board, withdraw from the system but such withdrawal shall not be effective until 90 days after written notice of such withdrawal shall have been delivered to one of the officers of the system.

Source. 1957, 277:1. 1977, 321:1. 1992, 154:23, eff. July 5, 1992.

Section 154:30-e

154:30-e Limitation of Liability. – There shall be no liability imposed by law on the system or on any municipality, on the personnel of its fire department, nor on any private fire department or its personnel, belonging to such a system, for failure to respond or to respond reasonably for the purpose of extinguishing any fire. This immunity is not intended to be exclusive of other immunities existing by statute or at common law.

Source. 1957, 277:1, eff. Oct. 1, 1957.

Section 154:30-f

154:30-f Appropriations. – Municipalities belonging to such a system may raise and appropriate money for the purpose of the system. Counties in which a system is established may raise and appropriate money for the purposes of the system; provided however that where all the municipalities in the county do not belong to the system, such county appropriations may only be made by the affirmative vote of 2/3 majority of the county convention present and voting.

Source. 1957, 277:1, eff. Oct. 1, 1957.

Section 154:30-g

154:30-g Definition. – The term "private fire department" as used in this subdivision shall include fire organizations operated by industries and establishments for self-protection and also nonprofit volunteer fire associations. Nothing contained in this subdivision shall be construed to interfere with the exclusive jurisdiction vested by law in the director, division of forests and lands, department of natural and cultural resources, and the director's subordinates over forest fires as provided in RSA 227-L, nor to affect the laws governing prevention or extinguishment of forest fires.

Source. 1957, 277:1. 1995, 299:9, eff. Jan. 1, 1996. 2017, 156:14, I, eff. July 1, 2017.

Section 154:30-h

154:30-h Gifts. – A district fire mutual aid system may receive, hold and use gifts, bequests and devises, either outright or in trust, for purposes consistent with this subdivision.

Source. 1959, 198:2, eff. Sept. 20, 1959.

Relief to Disabled Firefighters

Section 154:31

154:31 Appropriations. – Any town at a legal meeting, or city by its city council, may appropriate money for the relief of any member of the fire department of such town or city who shall become disabled by accident in the discharge of such fire department member's duty.

Source. 1897, 52:1. PL 146:29. RL 175:29. RSA 154:31. 1992, 154:24. 1998, 318:31, eff. Aug. 25, 1998.

Section 154:32

154:32 Relief for Permanently Disabled Firefighters. – In case any member of the fire department shall, by accident as set forth in RSA 154:31, become permanently disabled, the town or city may grant the fire department member relief.

Source. 1897, 52:2. PL 146:30. RL 175:30. RSA 154:32. 1992, 154:25. 1998, 318:32, eff. Aug. 25, 1998.

Section 154:33

154:33 Burial. – In case any such member shall be accidentally killed in the discharge of such member's duty, or receive injuries which shall result in death within 60 days from the date of the accident, the town or city, by

its selectmen or mayor, may assume all or part of the burial expenses of such deceased member.

Source. 1897, 52:3. PL 146:31. RL 175:31. RSA 154:33. 1992, 154:26. 1998, 318:33, eff. Aug. 25, 1998.

Section 154:34

154:34 Where Applicable. – The provisions of this subdivision shall apply in all cases where members of the fire department are acting under the authority and direction of the chief or other legally authorized officer of the fire department of the town or city.

Source. 1897, 52:4. PL 146:32. RL 175:32.

Seasonal

Assistant Beach Manager/WSI		\$13.00 - 15.00
Beach Manager		\$16.00 - 20.00
Beach Staff - Attendent	6	\$9.00
Boot Camp Instructor		\$15.01
Cemetery Laborer		\$12.50
Crossing Guard		\$12.50
Fire Chief		\$24.86
Information Booth Attendent	3	\$13.99
Library Intern		\$13.03
Lifeguards	6	\$11.00
Senior Lifeguards		\$12.00
Recreation Baseball/Softball Umpire		\$35.00
Recreation Basketball Umpires		\$25.00
Recreation Instructor		\$30.00
Recreation Scorekeepers		\$9.00
Recreation Soccer Referee		\$25.00
Skate Attendant		\$8.57
Summer Custodian		\$14.61
Summer TS Attendent		\$14.61
Senior Summer TS Attendent		\$14.97
Seasonal Water & Sewer Laborer		\$14.61
Trust Fund Secretary		\$24.86
Youth Sailing Instructor		\$12.50
Plow Driver I (no CDL)		\$22.50
Senior Plow Driver I (no CDL)		\$23.50
Plow Driver II (CDL license)		\$24.50
Senior Plow Driver II (CDL license)		\$25.50

Elected

Ballot Clerk	4	\$9.75
Deputy Treasurer		\$145.06
Fire Engineers Points System		\$10.00
Moderator		\$176.24
Selectmen	4	\$3,508.92
Selectmen Chair		\$3,692.94
Supervisor of the Checklist	3	\$10.00
Treasurer		\$3,692.94

Proposed

Town of Sunapee
APPLICATION FOR USE OF TOWN OF SUNAPEE FACILITIES

Area (Circle One): BenMere/Banstand – (X)Sunapee Harbor – Georges Mills Harbor – Dewey Beach – Coffin Park – Ski Tow Safety Services Building – Town Hall

Name of Organization: The Center for the Arts

This Organization is: Profit (X) Non Profit – Political – Private – Other _____

Name of Duly Authorized: **Jean Connolly**

Mailing Address **229 Pilothouse Rd New London, NH 03257**

Daytime Phone: **603 558 4776** Evening Phone: **603 763 5339**

I/We hereby apply for permission to use the above circled Town facility on:

Event Date: **July 13th** Time From: **8:00 To: 5:00** (Fair is 10-4)

Please describe the event: **Art Fair**

I/We acknowledge understanding the following restrictions:

- (1) The Town of Sunapee enforces the Ordinance for Control and Use of Alcoholic Beverages. If per permitted, please attached a copy of the permit to the application. If approved by the Selectmen, I understand:
 - a. Alcohol will not be sold.
 - b. I will designate a person over the age of 21 who will be responsible for monitoring the event for appropriate alcohol consumption by attendees.
 - c. I will designate two designated drivers who will not consume any alcohol and who will be available until the end of the event.
 - d. I am responsible for terminating the event by midnight.
 - e. I agree that random police checks may be made at any time.
 - f. I understand all relevant State laws must be complied with.
 - g. I under I must obtain liability insurance in the amount of \$300,000 and a copy must be filed with the Board of Selectmen before use of alcohol will be permitted.
- (2) If this event will likely bring more than 50 people or 20 cars to the area, the applicant must first submit this application to the Chief of Police. The Chief of Police may require the applicant to hire police officer(s) for crowd or traffic control.
- (3) No equipment or materials may be permanently attached to the building/structure without specific permission from the Board of Selectmen.
- (4) I/We agree to abide by the Town of Sunapee's Recreation Area Ordinance, which controls conduct and uses of this area (Copy attached).
- (5) The applicant shall indemnify and hold the Town of Sunapee, its employees, agents, and representatives harmless from any and all suits, actions, claims, in equity or at law, for damages asserted by any attendees at such function, or other third parties, resulting from the use of the premises, or from the food and beverages served at the above-described function. In addition, in the event that the town is required to respond to any claims of any nature arising in connection with the function or the applicant's use of the premises, the applicant agrees to pay to the Town all costs, fees, charges and attorney's fees which may be incurred by the Town concerning such claims.

I/We plan on 100? people browsing at various times throughout the day and

20? artists cars parked behind behind the harbor area of vehicles attending our event.

Signature of Responsible Individual <i>Jean Connolly</i>	Date October 19, 2019
Approved by Chief of Police <i>[Signature]</i>	Date
# of Officer(s) will be assigned to event at applicant's expense.	

Approved by Recreation Director (if applicable) _____ Date _____

[Signature] _____ **11/5/18**
 Approved by Fire Chief (if applicable) _____ Date

[Signature] _____ **11/19/18**
 Signature of Approving/Denying Authority (Chairman of the Board of Selectmen) _____ Date

Insurance: At least ten (10) days prior to such scheduled function, the applicant shall furnish to the Office of the Sunapee Board of Selectmen written confirmation that the applicant has secured adequate liability insurance covering the event in an amount not less than \$300,000. In the event that alcoholic beverages permitted shall be required to also furnish to the Selectmen's Office, at least ten (10) days prior to such function, written confirmation that the applicant has secured a liquor liability insurance policy in an amount not less than \$1,000,000. Certificate of insurance will be sent by ColbyInsurance Group-New London

***Suggested \$50 donation for non-residents**



"Enriching lives and building community through the Arts!"

Board of Directors

Jean Connolly, Chair
New London

Sandy Wells, Secretary
North Sutton

Debbie Lang, Treasurer
South Sutton

Wally Borgen
New London

Donald Cox
New London

Susan Elliott
New London

Barbara Hunting
New London

Robert Kier
New London

Sandra Little
Newbury

Susie Lowe Stockwell
South Sutton

Brenda Rappeport
New London

Angela Tarleton
Warner

Kevin Tarleton
Warner

Elizabeth Tine
New London

Town of Sunapee
October 19, 2019

Re: Application for use of green space in Sunapee Harbor

Art Fair: July 13th 10-4

Dear Barb,

The Center for the Arts-Lake Sunapee Region, has hosted "Arts on the Green" on the New London Town Green each year for the past eight years. This has been a well organized and well received event.

Next summer, 2019, we would like to move this to Sunapee Harbor.

We understand the green space is public property and available to all.

We would like permission to have artists set up their tents with artwork for the day, on the green space behind the gazebo, at the base of the gazebo, and near the public marina area, and/or wherever it is allowed.

We are also working with the Sunapee Harbor Riverway to use their green space as well.

We understand the artists will drop off their goods and then park offsite at the Gym or Town Offices for the day.

Our application is attached. The certificate of liability will be sent by Colby-Insurance, New London.

We hope this will be a nice addition to the summer events in Sunapee Harbor!

Please contact me with any questions or if there is anything else you need.

Thank you for your assistance with this application,,

Jean Connolly-chair
Center for the Arts
Lake Sunapee Region

icroninconnolly@gmail.com

P O Box 872
New London, NH 03257
603.526.4444
info@centerfortheartsnh.org
www.CenterForTheArtsNH.org

Business Information

Business Details

Business Name:	CENTER FOR THE ARTS LAKE SUNAPEE REGION	Business ID:	427811
Business Type:	Domestic Nonprofit Corporation	Business Status:	Good Standing
Business Creation Date:	02/21/2003	Name in State of Incorporation:	Not Available
Date of Formation in Jurisdiction:	02/21/2003		
Principal Office Address:	PO Box 872, New London, NH, 03257, USA	Mailing Address:	NONE
Citizenship / State of Incorporation:	Domestic/New Hampshire		
		Last Nonprofit Report Year:	2015
		Next Report Year:	2020
Duration:	Perpetual		
Business Email:	nycdeb1@yahoo.com	Phone #:	NONE
Notification Email:	NONE	Fiscal Year End Date:	NONE

Principal Purpose

S.No	NAICS Code	NAICS Subcode
1	OTHER / CHARITABLE AND EDUCATIONAL PURPOSES	

Page 1 of 1, records 1 to 1 of 1

Registered Agent Information

Name: Not Available

Registered Office Address: Not Available

Registered Mailing Address: Not Available

Trade Name Information

No Trade Name(s) associated to this business.

Donna Nashawaty

From: David Cahill <david.cahill@sunapeepd.com>
Sent: Friday, October 26, 2018 6:51 AM
To: jcroninconnolly@gmail.com
Cc: Donna Nashawaty
Subject: Art Show

Jean, I want to send this email to outline what we spoke about. You wish to hold an art show and we agreed the place to have it is the greenway in Sunapee Harbor next to the Towns bathrooms. You will line the artists tents along the tree line which abuts 15 Lake Ave. and along the edge of Lake Ave as well. You will check with River to use their property in front of the stores.

For delivery your artist may park on Lake Ave to unload and pick only and this should be quick as possible once the vehicle is unloaded the vehicle should then be moved. I will set out cones on Lake Ave for artist to park between, if there is no room then artist will have to wait until there is room. Parking to load/unload will only be on one side. Parking for artists will be River Road as any spots in Sunapee harbor are time sensitive and should be left available for others visiting Sunapee Harbor.

As long as your event can follow the request I do not need to assign an officer and bill your company. However if there becomes an issue that requires an officer to be at the event I will have to send a bill.

My biggest issue will be the parking for loading and unloading and traffic issues please stress to your artists that this needs to be an expedited event for them to spend the least amount time on the roadway.

As I explained to you the first few weeks in July are the busiest of our season for Sunapee Harbor and my staff.

If you have any questions please free to contact me

Please remember that these are my recommendations and the board of selectmen have the ultimate authority to deny or modify this request.

D. Cahill

David P. Cahill
Chief of Police
Sunapee Police Department
P.O. Box 91, 9 Sargent Road
Sunapee, NH 03782
Phone (603) 763-5555
Fax (603) 763-4771
"Success through Team work"



TOWN OF
NEW LONDON, NEW HAMPSHIRE

375 MAIN STREET • NEW LONDON, NH 03257 • WWW.NL-NH.COM

November 16, 2018

Jean Connolly
Center for the Arts
Lake Sunapee Region

Dear Jean:

I am happy to recommend your organization for its responsible use of New London's facilities since 2014. During that time, the Center for the Arts has run dozens of programs and the Town has not experienced any issues related to the use of the facilities that were not addressed in a timely manner; programs are well planned, and the facility is left in good shape after the event. Additionally, it has been our experience that there is always someone available from your organization ready to answer questions before, during and after the event to ensure that programs run smoothly and the facility is maintained properly.

Please feel free to share this letter as you deem appropriate.

Best regards,

Kimberly A. Hallquist
Town Administrator
townadmin@nl-nh.com

cc: New London Board of Selectmen

j. Are you willing to serve as an Alternate? Yes No


k. Are you willing to serve on a Sub-Committee? Yes No

3. Why do you want to serve on this board/committee? I'm interested to see where
The town is moving forward to and be part
of it.

4. What attributes and/or qualifications can you bring to the Board/Committee/Commission? _____
Building / Landscape Knowledge
Business Background

5. Your reasons for wanting this/these appointments /appointments are:
Help out community, to improve services

6. Additional Comments: _____


(Signature)

11/15/15
(Date)

Please send completed application form and resume, if available, to the Town Manager's Office, 23 Edgemont Road, Sunapee, NH 03782 (telephone 603-763-2212, fax 603-763-4925)

“considered **public information** and may be distributed or copied”

DRAFT

THE SPACE ABOVE IS FOR RECORDING INFORMATION

WARRANTY DEED

THE TOWN OF SUNAPEE, a municipal corporation duly organized under the laws of the State of New Hampshire with a mailing address of 23 Edgemont Road, Sunapee, New Hampshire 03782, acting by and through its duly authorized Board of Selectmen ("Town"), for consideration paid, grants to the Sunapee New Hampshire Historical Society, Inc., a non-profit organization duly organized under the laws of the State of New Hampshire with a mailing address of PO Box 501, Sunapee, NH 03782 ("Society"), WITH WARRANTY COVENANTS, the following property located in Sunapee, Sullivan County, New Hampshire:

A certain tract or parcel of land with buildings thereon situated at 542 Route 11 in Sunapee, County of Sullivan, identified in the Town's tax records as Tax Map/Lot 129/77, and bounded and described as follows:

Beginning at the south west corner bound of land of Edward S. Perkins on the north line of highway leading from Sunapee Lower Village to the lake;

Thence westerly on the north line of highway leading from Sunapee Lower Village to the lake;

Thence westerly on north line of highway one hundred forty (140) feet more or less to stone post on town land set in ground;

Thence northerly on Town of Sunapee land ninety (90) feet, more or less to stone set in ground to land of Charles Muzzey;

Thence easterly on said Muzzey's land one hundred ten (110) feet, more or less to land of Edward S. Perkins;

Thence south easterly on land of said Perkins eighty-seven (87) feet, more or less; and

Thence southerly on said Perkin's land one hundred twenty (120) feet, more or less to bound began at.

Meaning and intending to convey all and the same premises described in the deed from George F. and Ella O. Peabody, husband and wife, to the Town of Sunapee, dated October 30, 1923, and recorded in the Sullivan County Registry of Deeds at Volume 213, Page 540.

Reserving to the Town an easement for a time capsule that is presently buried in the front lawn of the subject property; said easement to allow the Town, with two business days notice, when it deems it necessary to enter the subject property to excavate the time capsule, and to re-bury it in the same or similar location; following the excavation and/or possible re-burial, the Town shall repair the property as close as reasonably possible to its pre-excavation or pre-burial condition. The Town shall communicate the location of the time capsule to the Society, and the Society, its heirs and assigns, agrees that no structure on or use of the property herein shall frustrate the purpose of this easement.

The Town conveys the property described herein subject to the following restrictions: no change in either the facade or the landscaping except for modest pruning of the bushes, other routine maintenance, and removal of the "Abbott Library" exterior signage; the red brick with white trim exterior design and appearance shall remain and may be maintained or repaired as needed; the entry portico steps and entry lawn are critical to the architectural design and shall also be maintained and kept in good working order.

The land and buildings conveyed herein were the subject of a certain court action, *Town of Sunapee & Town of Sunapee Library Trustees v. Attorney General, Director of Charitable Trusts*, 5th Circuit-Probate Division-Newport, Docket No. 320-2016-EQ-00153. By Notice of Decision dated May 25, 2016, the court granted the requested Petition for Cy Pres.

The Town is exempt from the real estate transfer tax pursuant to RSA 78-B:2, II.

EXECUTED this _____ day of _____, 2018.

**TOWN OF SUNAPEE,
BY ITS BOARD OF SELECTMEN**

Joshua Trow, Chair

Suzanne Gottling, Vice-Chair

Frederick C. Gallup, Selectman

John Augustine, Selectman

Shane Hastings, Selectman

STATE OF NEW HAMPSHIRE
COUNTY OF SULLIVAN

The foregoing instrument was acknowledged before me this _____ day of _____, 2018 by Joshua Trow, Suzanne Gottling, John Augustine, Frederick C. Gallup, and Shane Hastings in their capacity as Selectmen of the Town of Sunapee.

Before me,

Notary Public/Justice of the Peace
My Commission Expires: _____

Historic COLA Comparison

Year	Cola	CPIU	Social Security COLA
2005	3%	3.2%	4.1%
2006	3.80%	4.8%	3.3%
2007	3.30%	2.6%	2.3%
2008	2.30%	2.4%	5.8%
2009	4%	5.2%	0.0%
2010	0%	-0.7%	0.0%
2011	1.50%	1.2%	3.6%
2012	3%	4.0%	1.7%
2013	2%	1.7%	1.5%
2014	1.50%	1.1%	1.7%
2015	1.20%	1.2%	0.0%
2016	0%	-0.1%	0.3%
2017	0.80%	1.3%	2.0%
2018	1.50%	1.9%	2.8%
2019	2.20%	2.2%	2.8%
Average	2.007%	2.133%	2.127%

Northeast Urban Region CPI-U

Not Seasonally Adjusted

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
1990	132.9	133.1	134.1	134.5	134.7	134.9	136.0	137.4	138.6	139.4	139.7	139.7	136.3
OTY change	6.0%	5.8%	5.8%	5.6%	5.0%	5.0%	5.4%	6.4%	6.6%	6.7%	6.6%	6.4%	6.0%
OTM change	1.2%	0.2%	0.8%	0.3%	0.1%	0.1%	0.8%	1.0%	0.9%	0.6%	0.2%	0.0%	
1991	140.9	141.2	141.4	141.6	141.7	142.1	142.4	142.9	143.6	143.7	144.3	144.6	142.5
OTY change	6.0%	6.1%	5.4%	5.3%	5.2%	5.3%	4.7%	4.0%	3.6%	3.1%	3.3%	3.5%	4.5%
OTM change	0.9%	0.2%	0.1%	0.1%	0.1%	0.3%	0.2%	0.4%	0.5%	0.1%	0.4%	0.2%	
1992	144.9	145.3	146.2	146.3	146.3	147.0	147.5	148.2	148.5	148.9	149.0	148.9	147.3
OTY change	2.8%	2.9%	3.4%	3.3%	3.2%	3.4%	3.6%	3.7%	3.4%	3.6%	3.3%	3.0%	3.4%
OTM change	0.2%	0.3%	0.6%	0.1%	0.0%	0.5%	0.3%	0.5%	0.2%	0.3%	0.1%	-0.1%	
1993	149.7	150.4	150.9	151.1	150.8	151.2	151.4	151.7	151.8	152.5	152.7	152.7	151.4
OTY change	3.3%	3.5%	3.2%	3.3%	3.1%	2.9%	2.6%	2.4%	2.2%	2.4%	2.5%	2.6%	2.8%
OTM change	0.5%	0.5%	0.3%	0.1%	-0.2%	0.3%	0.1%	0.2%	0.1%	0.5%	0.1%	0.0%	
1994	153.2	154.0	154.3	154.4	154.2	154.8	155.2	155.9	156.1	156.4	156.7	156.3	155.1
OTY change	2.3%	2.4%	2.3%	2.2%	2.3%	2.4%	2.5%	2.8%	2.8%	2.6%	2.6%	2.4%	2.4%
OTM change	0.3%	0.5%	0.2%	0.1%	-0.1%	0.4%	0.3%	0.5%	0.1%	0.2%	0.2%	-0.3%	
1995	157.1	157.6	158.0	158.3	158.5	158.9	159.2	159.7	160.0	160.3	160.5	160.5	159.1
OTY change	2.5%	2.3%	2.4%	2.5%	2.8%	2.6%	2.6%	2.4%	2.5%	2.5%	2.4%	2.7%	2.6%
OTM change	0.5%	0.3%	0.3%	0.2%	0.1%	0.3%	0.2%	0.3%	0.2%	0.2%	0.1%	0.0%	
1996	161.4	162.2	162.8	162.9	163.0	163.1	163.4	164.0	164.6	165.1	165.4	165.7	163.6
OTY change	2.7%	2.9%	3.0%	2.9%	2.8%	2.6%	2.6%	2.7%	2.9%	3.0%	3.1%	3.2%	2.8%
OTM change	0.6%	0.5%	0.4%	0.1%	0.1%	0.1%	0.2%	0.4%	0.4%	0.3%	0.2%	0.2%	
1997	166.2	166.9	167.3	167.1	166.8	167.0	167.6	167.8	168.4	168.7	168.5	168.4	167.6
OTY change	3.0%	2.9%	2.8%	2.6%	2.3%	2.4%	2.6%	2.3%	2.3%	2.2%	1.9%	1.6%	2.4%
OTM change	0.3%	0.4%	0.2%	-0.1%	-0.2%	0.1%	0.4%	0.1%	0.4%	0.2%	-0.1%	-0.1%	
1998	168.8	169.1	169.3	169.5	169.4	169.6	169.9	170.5	170.6	171.3	171.2	171.2	170.0
OTY change	1.6%	1.3%	1.2%	1.4%	1.6%	1.6%	1.4%	1.6%	1.3%	1.5%	1.6%	1.7%	1.4%
OTM change	0.2%	0.2%	0.1%	0.1%	-0.1%	0.1%	0.2%	0.4%	0.1%	0.4%	-0.1%	0.0%	
1999	171.4	171.6	171.9	172.8	172.8	173.1	173.4	174.1	174.8	175.5	175.5	175.5	173.5
OTY change	1.5%	1.5%	1.5%	1.9%	2.0%	2.1%	2.1%	2.1%	2.5%	2.5%	2.5%	2.5%	2.1%
OTM change	0.1%	0.1%	0.2%	0.5%	0.0%	0.2%	0.2%	0.4%	0.4%	0.4%	0.0%	0.0%	
2000	176.2	177.6	178.5	178.5	178.4	179.0	179.8	179.9	180.7	181.2	181.5	181.3	179.4
OTY change	2.8%	3.5%	3.8%	3.3%	3.2%	3.4%	3.7%	3.3%	3.4%	3.2%	3.4%	3.3%	3.4%
OTM change	0.4%	0.8%	0.5%	0.0%	-0.1%	0.3%	0.4%	0.1%	0.4%	0.3%	0.2%	-0.1%	
2001	182.2	182.8	183.7	184.2	184.6	185.3	185.0	185.1	185.1	185.0	185.0	184.2	184.4
OTY change	3.4%	2.9%	2.9%	3.2%	3.5%	3.5%	2.9%	2.9%	2.4%	2.1%	1.9%	1.6%	2.8%
OTM change	0.5%	0.3%	0.5%	0.3%	0.2%	0.4%	-0.2%	0.1%	0.0%	-0.1%	0.0%	-0.4%	
2002	184.9	186.1	187.0	187.8	187.7	187.8	188.3	189.3	189.5	189.9	190.1	189.6	188.2
OTY change	1.5%	1.8%	1.8%	2.0%	1.7%	1.3%	1.8%	2.3%	2.4%	2.6%	2.8%	2.9%	2.1%
OTM change	0.4%	0.6%	0.5%	0.4%	-0.1%	0.1%	0.3%	0.5%	0.1%	0.2%	0.1%	-0.3%	
2003	190.5	191.7	193.0	192.6	192.7	192.8	193.5	194.3	195.0	195.4	195.1	194.9	193.5
OTY change	3.0%	3.0%	3.2%	2.6%	2.7%	2.7%	2.8%	2.6%	2.9%	2.9%	2.6%	2.8%	2.8%
OTM change	0.5%	0.6%	0.7%	-0.2%	0.1%	0.1%	0.4%	0.4%	0.4%	0.2%	-0.2%	-0.1%	
2004	195.9	196.8	198.6	199.4	199.9	201.1	201.0	201.0	201.2	202.5	202.6	201.9	200.2
OTY change	2.8%	2.7%	2.9%	3.5%	3.7%	4.3%	3.9%	3.4%	3.2%	3.6%	3.8%	3.6%	3.5%
OTM change	0.5%	0.5%	0.9%	0.4%	0.3%	0.6%	0.0%	0.0%	0.1%	0.6%	0.0%	-0.3%	
2005	202.6	203.6	206.0	206.9	206.2	206.2	207.9	208.7	210.8	211.5	210.0	209.0	207.5
OTY change	3.4%	3.5%	3.7%	3.8%	3.2%	2.5%	3.4%	3.8%	4.8%	4.4%	3.7%	3.5%	3.6%
OTM change	0.3%	0.5%	1.2%	0.4%	-0.3%	0.0%	0.8%	0.4%	1.0%	0.3%	-0.7%	-0.5%	
2006	211.0	211.6	212.8	214.7	215.7	216.7	217.5	218.1	216.3	215.2	214.8	215.2	215.0
OTY change	4.1%	3.9%	3.3%	3.8%	4.6%	5.1%	4.6%	4.5%	2.6%	1.7%	2.3%	3.0%	3.6%
OTM change	1.0%	0.3%	0.6%	0.9%	0.5%	0.5%	0.4%	0.3%	-0.8%	-0.5%	-0.2%	0.2%	
2007	215.813	216.651	218.334	219.501	220.591	221.579	221.945	221.559	221.436	221.951	223.356	223.425	220.512
OTY change	2.3%	2.4%	2.6%	2.2%	2.3%	2.3%	2.0%	1.6%	2.4%	3.1%	4.0%	3.8%	2.6%
OTM change	0.3%	0.4%	0.8%	0.5%	0.5%	0.4%	0.2%	-0.2%	-0.1%	0.2%	0.6%	0.0%	
2008	224.325	225.213	226.926	228.133	230.089	232.649	234.545	233.788	232.841	230.837	227.236	225.091	229.306
OTY change	3.9%	4.0%	3.9%	3.9%	4.3%	5.0%	5.7%	5.5%	5.2%	4.0%	1.7%	0.7%	4.0%
OTM change	0.4%	0.4%	0.8%	0.5%	0.9%	1.1%	0.8%	-0.3%	-0.4%	-0.9%	-1.6%	-0.9%	
2009	225.436	226.754	227.309	227.840	228.136	229.930	230.154	230.883	231.200	231.304	231.708	231.462	229.343
OTY change	0.5%	0.7%	0.2%	-0.1%	-0.8%	-1.2%	-1.9%	-1.2%	-0.7%	0.2%	2.0%	2.8%	0.0%
OTM change	0.2%	0.6%	0.2%	0.2%	0.1%	0.8%	0.1%	0.3%	0.1%	0.0%	0.2%	-0.1%	

2004 - 2018
2.133

Northeast Urban Region CPI-U

Not Seasonally Adjusted

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
2010	232.294	232.382	233.188	233.615	234.130	233.834	233.885	234.150	234.027	234.671	235.094	235.141	233.868
OTY change	3.0%	2.5%	2.6%	2.5%	2.6%	1.7%	1.6%	1.4%	1.2%	1.5%	1.5%	1.6%	2.0%
OTM change	0.4%	0.0%	0.3%	0.2%	0.2%	-0.1%	0.0%	0.1%	-0.1%	0.3%	0.2%	0.0%	
2011	235.969	237.110	239.074	240.267	241.566	241.690	242.282	243.033	243.323	243.014	242.652	241.987	240.997
OTY change	1.6%	2.0%	2.5%	2.8%	3.2%	3.4%	3.6%	3.8%	4.0%	3.6%	3.2%	2.9%	3.0%
OTM change	0.4%	0.5%	0.8%	0.5%	0.5%	0.1%	0.2%	0.3%	0.1%	-0.1%	-0.1%	-0.3%	
2012	242.897	243.850	245.125	245.850	245.709	245.201	244.984	246.252	247.409	247.564	247.097	246.456	245.698
OTY change	2.9%	2.8%	2.5%	2.3%	1.7%	1.5%	1.1%	1.3%	1.7%	1.9%	1.8%	1.8%	2.0%
OTM change	0.4%	0.4%	0.5%	0.3%	-0.1%	-0.2%	-0.1%	0.5%	0.5%	0.1%	-0.2%	-0.3%	
2013	247.277	248.665	248.719	248.464	248.584	248.851	249.411	249.858	250.231	249.320	249.503	249.567	249.038
OTY change	1.8%	2.0%	1.5%	1.1%	1.2%	1.5%	1.8%	1.5%	1.1%	0.7%	1.0%	1.3%	1.4%
OTM change	0.3%	0.6%	0.0%	-0.1%	0.0%	0.1%	0.2%	0.2%	0.1%	-0.4%	0.1%	0.0%	
2014	251.045	251.233	252.413	252.506	253.598	253.555	253.833	253.185	253.154	252.730	251.781	250.519	252.463
OTY change	1.5%	1.0%	1.5%	1.6%	2.0%	1.9%	1.8%	1.3%	1.2%	1.4%	0.9%	0.4%	1.4%
OTM change	0.6%	0.1%	0.5%	0.0%	0.4%	0.0%	0.1%	-0.3%	0.0%	-0.2%	-0.4%	-0.5%	
2015	250.016	250.619	251.451	251.760	252.700	253.626	253.405	252.903	252.922	252.504	252.573	251.670	252.179
OTY change	-0.4%	-0.2%	-0.4%	-0.3%	-0.3%	0.0%	-0.2%	-0.1%	-0.1%	-0.1%	0.3%	0.5%	-0.1%
OTM change	-0.2%	0.2%	0.3%	0.1%	0.4%	0.4%	-0.1%	-0.2%	0.0%	-0.2%	0.0%	-0.4%	
2016	251.739	252.250	252.854	254.270	255.023	255.471	255.386	255.545	256.085	256.605	256.541	256.427	254.850
OTY change	0.7%	0.7%	0.6%	1.0%	0.9%	0.7%	0.8%	1.0%	1.3%	1.6%	1.6%	1.9%	1.1%
OTM change	0.0%	0.2%	0.2%	0.6%	0.3%	0.2%	0.0%	0.1%	0.2%	0.2%	0.0%	0.0%	
2017	258.073	258.768	258.510	259.165	259.386	259.335	258.833	259.508	260.875	260.580	260.630	260.791	259.538
OTY change	2.5%	2.6%	2.2%	1.9%	1.7%	1.5%	1.3%	1.6%	1.9%	1.5%	1.6%	1.7%	1.8%
OTM change	0.6%	0.3%	-0.1%	0.3%	0.1%	0.0%	-0.2%	0.3%	0.5%	-0.1%	0.0%	0.1%	
2018	262.188	263.260	263.556	264.669	265.840	265.950	265.830	266.425	266.709	266.464			
OTY change	1.6%	1.7%	2.0%	2.1%	2.5%	2.6%	2.7%	2.7%	2.2%	2.3%			
OTM change	0.5%	0.4%	0.1%	0.4%	0.4%	0.0%	0.0%	0.2%	0.1%	-0.1%			

Data produced by U.S. Bureau of Labor Statistics <www.bls.gov/cpi/home.htm>

Effective with the January 2007 release, index levels are published to three decimal places. Percent changes based on these three-decimal place indexes will continue to be published to one decimal place. Previously published indexes will not be revised

Since 1975, Social Security general benefit increases have been cost-of-living adjustments or COLAs. The 1975-82 COLAs were effective with Social Security benefits payable for June in each of those years; thereafter COLAs have been effective with benefits payable for December.

Prior to 1975, Social Security benefit increases were set by legislation.

Social Security Cost-Of-Living Adjustments

Year	COLA	Year	COLA	Year	COLA
1975	8.0	1990	5.4	2005	4.1
1976	6.4	1991	3.7	2006	3.3
1977	5.9	1992	3.0	2007	2.3
1978	6.5	1993	2.6	2008	5.8
1979	9.9	1994	2.8	2009	0.0
1980	14.3	1995	2.6	2010	0.0
1981	11.2	1996	2.9	2011	3.6
1982	7.4	1997	2.1	2012	1.7
1983	3.5	1998	1.3	2013	1.5
1984	3.5	1999 ^a	2.5	2014	1.7
1985	3.1	2000	3.5	2015	0.0
1986	1.3	2001	2.6	2016	0.3
1987	4.2	2002	1.4	2017	2.0
1988	4.0	2003	2.1	2018	2.8
1989	4.7	2004	2.7	2019	2.8

2.126% Avg

Town	Town Policy/Procedure on Political Signs
Auburn	Do not have a policy, but it is their practice to remove political signs that appear on rights-of-ways fronting town property and hold them for return to candidates.
Barrington	Don't allow on or in front of any town building/property. Treat rights-of-ways in front of the buildings as part of land for the building and forbid signs there as well.
Durham	Allow such signage in the viatic rights-of-ways, as long as it does not create a safety hazard, do not allow on town property.
Farmington	Follows RSA 664:17-political advertising statute.
Fremont	Follows RSA 664:17
Gilford	No signs are allowed in the Town's rights-of-ways
Newmarket	Do not allow signs, will take down and store at DPW for candidates to collect.
Somersworth	Pull the signs per RSA 664:17 along city rights-of-ways roads and property, leave state roads alone.
Stratham	Practices are the same as Auburn.

