APPROVED

Board of Selectmen
Town of Gilmanton, New Hampshire

Meeting

April 11, 2016
5:30 pm. – Gilmanton Academy

Present: Chairman Michael Jean, Selectman Steve McWhinnie, Selectman Marshall Bishop, Town Administrator Paul Branscombe, Heidi Jackson-Rhine- Assessing Administrator, and Recording Secretary Heather Carpenter.
Also present please see attached sign in sheet.

5:30 pm Chairman Jean opened the meeting, took attendance of those present and voting (Selectman McWhinnie, Chairman Jean and Selectman Bishop) and led the Pledge of Allegiance.

(A) Non-Public Session per RSA 91-A:3, II (c)
MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to go into Non-Public Session per RSA 91-A:3, II (c). (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie– yes, Selectman Bishop– yes).
This meeting was to deal with a property issue.

(B) Non-Public Session per RSA 91-A:3, II (c)
MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to go into Non-Public Session per RSA 91-A:3, II (c). (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie– yes, Selectman Bishop– yes).
This meeting was to deal with a property issue.

The meeting room was closed to the public. Present during the Non-Public Session were Chairman Jean, Selectman McWhinnie, Selectman Bishop. Town Administrator Paul Branscombe, Debra Cornett- Town Clerk/ Tax Collector, Heidi Jackson-Rhine Assessing Administrator and Recording Secretary- Heather Carpenter.

MOTION: On a Motion by Selectman McWhinnie and seconded by Selectman Bishop it was voted unanimously to come out of Non-Public Session at 6:20 p.m. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie -yes, Selectman Bishop – yes).

MOTION: On a Motion by Selectman McWhinnie and seconded by Selectman Bishop it was voted unanimously to seal the minutes of the Non-Public Session. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie -yes, Selectman Bishop – yes).

The meeting room was opened to the public. The Board noted the Non-Public Session minutes were sealed.

Approval of Minutes –
MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to approve the minutes of April 4, 2016 as amended. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie-yes, Selectman Bishop– yes).

Signature File
None for this evening

Old Business

Town Electrician- Jim La Clair from La Clair Electrical came in to speak with the Select Board about what he has to offer the town for his electrical services. He has several employees including four master electricians plus himself, his large workshop is out of Farmington but he bills from the Gilmanton location. He holds above State standard and requirement on the issue of insurance due to the fact that he deals with a large amount of factory work. The discussion of cameras, generators- propane vs diesel, and his listing of rates. He has lived in the Town of Gilmanton since 1977. (Audio 13:59)

Shelter Agreement with School- The Board of Selectmen read and agree to the language of the agreement set before them aside from the typo for the spelling of FEMA and to allow Chairman Jean to be the single signature for this document.
MOTION: On a Motion by Selectman Bishop, and seconded by Selectman McWhinnie it was voted to agree to the Shelter agreement with School as amended and to allow Chairman Jean to be the single signature on the document.(3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie-yes, Selectman Bishop– yes).

Flood damage reimbursement update- The Town Administrator has been able to speak with the adjuster and make some headway in getting closer to the reimbursement figure. As of right now the Town will be reimbursed $59,000, $31,000 is still being researched and the drapes for the stage will be paid for. The hope is that by next week there will be an agreement on the reimbursement amount. (Audio 15:00)

New Business

Zoning Interpretation-
This is a joint discussion that involves the Board of Selectmen, Land Use Administrator- Annette Andreozzi, Resident- Brett Currier, Resident Roy Buttrick, Resident- Carolyn Baldwin, Perry Onion-ZBA, Planning Administrator- Louise Knee and ZBA Chair Elizabeth Hackett
This is a complaint that was presented to the Board of Selectmen through the Town Administrator on behalf of Mr. Brett Currier due to the way zoning ordinance Article III A. has been interpreted by the Land Use Administrator- Annette Andreozzi and the way she represented Mr. Currier to a contractor.
The particulars in which the permit had been denied was due to the sentence within the ordinance as stated, " Any structure that is being improved by adding a bathroom where none exists, adding a bedroom or whenever a structure is being converted from a seasonal to a permanent use, shall have the existing septic system evaluated by a Certified Septic System Evaluator enlisted with

the Granite State Designers & Installers Association to determine the adequacy of the existing septic system for its current and/or proposed use."
Mrs. Andreozzi made her decision based on her history and past knowledge of this ordinance. When she denied the permit she did offer to have the contractor fill out an application to go before the ZBA and offered options on how to proceed. There are others who are present at the meeting that believe this is a ZBA issue and not to be dealt with by the Board of Selectmen.
Mr. Currier, Roy Buttrick and Chairman Jean feel that the ordinance is very clear and that Mrs. Andreozzi interpretation is wrong and due to the denial of the permit is producing a hardship on the contractor and the owners that are trying to have this work done on the property. Aside from the argument that Mr. Currier makes about the incorrect interpretation by this employee, he feels that he deserves an apology from Mrs. Andreozzi for the way she maligned him to a customer.
Elizabeth Hackett offered her opinion to the Board about the lack of communication on issues like these and why the ZBA was not consulted.
The Board of Selectmen are going to Town Council with the zoning interpretation due to the fact that the regulation seems clear but there is a dispute over the permitting. If the Council directs the Board that is specifically a Zoning Board issue and that the wording on the regulation is unclear than the Board will leave the responsibility with the situation with the ZBA.

7:19 Chairman Jean opens the floor to public comment.

Public Comment

Mr. Don Guarino asks if the language in the Shelter Agreement about FEMA and reimbursement had been changed on the new agreement the Board of Selectmen had just signed. He also speaks to the regulations and reasoning around the permitting process and does agree that the issue of interpretation on zoning should go before the ZBA and that Zoning Board of Adjustment could adjust a meeting time for earlier in May as a secondary notice.

Roy Buttrick asks the Board if the audio version of minutes will be kept from now on, it is his opinion that the recordings should be kept. Chairman Jean states that will be a topic of discussion tonight.

7:25 Chairman Jean closes the floor to public comment

Select Board Items
Authorization to the Finance Officer to call Neil Roberts to withdraw the amount of $34,089 for the Fire Department Command Vehicle.
MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to authorize the Finance Officer to call Neil Roberts to withdraw and $34,089 towards the Fire Department Command Vehicle.(3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie-yes, Selectman Bishop– yes).

Lakes Region Planning Commission-
The Lakes Region Planning Commission prepares a regionally approved Transportation Improvement Plan and they wish for surrounding communities to assist in the committee by appointing a representative and an alternate. The Town Administrator asks the Board if they would like to send a representative or reach out to another Board to ask if they would be able to send a representative. The Select Board wishes to extend the request to the Planning Board.

Audio Minutes

MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to save and store audio minutes of all meetings for seven years. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie– yes, Selectman Bishop– yes).

Chairman Jean asks the Town Administrator the Boards request for a policy for minutes has been drafted. He speaks to the fact that a policy for each department is necessary in order for consistency and timely posting of the information. Minutes have been an issue and the Board wants to make sure that policy and statues are being adhered to.

Selectmen Bishop addresses the complaint issue about the Land Use Administrator. He understands the fact that she does not wish to have a non-public meeting on the issue and he asks her if there was something specific that she would like to bring up. Mrs. Andreozzi states that she has nothing specific to say she just doesn't wish to have the issue brought up by the Select Board within a non-public forum.
Chairman Jean states that there has been a complaint made about her and asked if she had been able to read the email about the issue. He explains that the non-public that they will be having will address the complaint and what action the Select Board will take. Chairman Jean states that there has been multiple complaints in the past. Mrs. Andreozzi stated that she was unaware of additional complaints nor have they been mentioned to her.

(C) Non-Public Session per RSA 91-A:3, II (c)
MOTION: On a Motion by Selectman McWhinnie, and seconded by Selectman Bishop it was voted unanimously to go into Non-Public Session per RSA 91-A:3, II (c). (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie– yes, Selectman Bishop– yes).
This meeting was a welfare matter.

The meeting room was closed to the public. Present during the Non-Public Session were Chairman Jean, Selectman McWhinnie, Selectman Bishop. Town Administrator Paul Branscombe, Heidi Jackson- Rhine and Recording Secretary- Heather Carpenter.

MOTION: On a Motion by Selectman Bishop and seconded by Selectman McWhinnie it was voted unanimously to come out of Non-Public Session at 8:30 p.m. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie -yes, Selectman Bishop – yes).

MOTION: On a Motion by Selectman McWhinnie and seconded by Selectman Bishop it was voted unanimously to seal the minutes of the Non-Public Session. (3-0 Voice Vote – Chairman Jean-yes, Selectman McWhinnie -yes, Selectman Bishop – yes).

The meeting room was opened to the public. The Board noted the Non-Public Session minutes were sealed.

Adjournment: On a Motion by Selectman Bishop and seconded by Selectman McWhinnie it was voted unanimously to adjourn at 8:40 p.m. (3-0).

Respectfully Submitted,

Heather Carpenter
Recording Secretary

Approved by the Board of Selectmen

Chairman Michael J. Jean

Selectman Stephen P. McWhinnie

Selectman Marshall E. Bishop

{Detailed audio for this meeting is available at the Selectmen's office.}

Board of Selectmen
Town of Gilmanton, New Hampshire
503 Province Road
PO BOX 550
Gilmanton, New Hampshire 03237

Attendance Signature Sheet

Time & Date:
April 11, 2016 5:30

Signature	Print name	Time & Date
John F Sawyer	John F. SAWYER	5:15 PM 4/11/16
Brett Currier	Brett Currier	5:30 PM 4/11/16
Annette Andrews	Annette Andrews	6:30 4/11/16
Elizabeth Hackett	ELIZABETH HACKETT	" "
Perry Onion	Perry Onion	6:30 4/11/16
Gail Ober		6:30 4/11/16
	RICHARD BAKER	6:25 4/11/16
Suzanne Slater	Suzanne Slater	6:25 4/11/16
Allen Everett	ALLEN EVERETT	6:25 4/11/16
C.R. Buttrick	C.R. Buttrick	6:27 4/11/16
Louise Knee	Louise L. Knee	6:27 4/11/16
Carolyn Baldwin	Carolyn Baldwin	6:35 4/11
Nanci Mitchell	Nanci Mitchell	7:09 4/11/16
	[illegible]	627 4/11/16