



APPROVED

Board of Selectmen Town of Gilmanton, New Hampshire

Meeting

June 4, 2018

6:02 pm. – Gilmanton Academy

Present: Chairman Stephen McWhinnie, Selectman Michael Wilson, Selectman Marshall Bishop, Town Administrator Heidi Duval and Assistant Town Administrator-Heather Carpenter
Also present please see attached sign in sheet.

6:02 pm Chairman McWhinnie opened the meeting, took attendance of those present and voting (Chairman McWhinnie, Selectman Wilson and Selectman Bishop) and led the Pledge of Allegiance.

Public Comment open at 6:03 p.m.

Mrs. Amy Brown-

Mrs. Sandi Guarino-

Mrs. Kristie Laurendeau-

Mrs. Rita Canole

Mr. Brett Currier-

Mrs. Heather Carpenter-

Mr. Leonard Swanson-

Mrs. Sandi Guarino- following items were discussed

Update on Sludge, concerns of stockpiling until the it is figured out, and maybe we should be addressing the people that are actually going to stockpile or have been before.

Chairman McWhinnie- What do we have (*asking the Town Administrator*)?

Town Administrator- We had an answer from legal and went back with more questions. I spoke with another concerned resident that asked if it could be placed on the agenda a while back, they indicated that they wanted to be given proper notice of this conversation so that all interested parties could attend. The goal is to have more information prepared for the next meeting.

Sandi Guarino- But at this point, until your next meeting, there is no stockpiling, right? It's the vote, we voted for it not to be dealt with. It's a health issue, it's not grandfathered, so it may not be stockpiled, it just can't. So, do I have a yes that it is not going to be stockpiled at this point and if it is, are they going to have to move it?

Chairman McWhinnie- If it does get stockpiled and it's not supposed to, when we receive everything from legal than it would have to be removed, I would guess but I don't really know until I have the full story from the attorneys.

Mrs. Sandi Guarino- Wouldn't it be smarter to actually address these people that have used this bio-solid and tell them to hold off at this point, until we get an answer?

Chairman McWhinnie- Before I hear from the complete from legal?

Mrs. Sandi Guarino- Yes, because they are going to bring it in and stockpile.

Chairman McWhinnie- I am not going to address a resident and not have all my facts from legal, that opens you up for more problems.

Mrs. Sandi Guarino- Like what?

Chairman McWhinnie- I don't know...

Mrs. Sandi Guarino- The voters voted not to have the bio-solids in Gilmanton, right, correct? It was voted on for a health issue, not as fertilizer, not a concern for fertilizer, it is a health issue.

Chairman McWhinnie- Do have a copy of the first one (*asking the Town Administrator*)?

Town Administrator- I don't have a copy with me but I can share my recollection with you. My recollection from the initial response back from legal was that, it is a part of the Zoning Ordinance and only relatable to zoning, not has a health code, not as a separate health ordinance. My thought based on what I heard back so far is that it is only addressing future use for non-permitted.

Chairman McWhinnie- But we sent more questions back to them.

Town Administrator- Right.

Mrs. Sandi Guarino- We used the exact wording that Belmont used and they can not use it. Exact wording.

Town Administrator- Thank you for that information, that is helpful.

Mrs. Sandi Guarino- I think I said it the last time but. My other question is, I heard and I don't know if it is true or not but that \$20,000.00 was taken from the building maintenance for legal, is that correct?

Chairman McWhinnie- I don't believe so.

Mrs. Sandi Guarino- I just wanted to verify, so no monies were taken and put into legal?

Chairman McWhinnie- Not to my recollection, no.

Mrs. Sandi Guarino- And Heidi's recollection?

Town Administrator- I was not present for any moving...

Mrs. Sandi Guarino- Okay. That's it, thanks.

Ms. Rita Canole- I just have a few questions, this is my first time here and if you could talk and look at me, I am hard of hearing so I missed everything that was going on before and if I am talking loud it's because I have to hear myself talk. I just want to know how many more lawsuits we are going to pay during this Board of Selectmen tenure? I heard that there is another one that was filed, is there? Well is there, that was a question, is there? And again, where does that money come from and is this going to incur more legal fees?

Chairman McWhinnie- I don't know right now. I don't know if that next one that you are referring to is going to incur more legal fees. I do not know.

Ms. Rita Canole- Well, you would think that it would.

Chairman McWhinnie- Would you?

Ms. Rita Canole- You're governing the town, I'm not and that's why I'm asking.

Selectman Bishop- I would like to answer that.

Chairman McWhinnie- Go ahead.

Selectman Bishop- What will happen is, we have to wait and see what the Town Attorney is going to have to say.

Ms. Rita Canole- Either way we are going to have to pay though, okay.

Chairman McWhinnie- Not necessarily.

Ms. Rita Canole- Does he do it for free?

Selectman Bishop- What you have to realize is that, every time you get a so-called legal suit, it has to go to legal, that's just the way it is. We have to wait till they get it, they make a decision and then we make a decision on it. As far as I know we haven't made a decision on it.

Ms. Rita Canole- So, I think we can expect our tax rate to go up again.

Chairman McWhinnie- Let's hope not. Go ahead.

Assistant Town Administrator- It is my understanding that the Board went to Budget Committee and asked for the appropriate amount for legal, we didn't get that amount. With each Board you are going to incur legal issues as you go. It is not only represented at this Board but other Boards as well. However,...

Ms. Rita Canole- We have already spent some with Mr. Bishop I believe.

Assistant Town Administrator- It's...

Ms. Rita Canole- I'm just talking.

Chairman McWhinnie- Will you please let her finish what she is saying.

Assistant Town Administrator- It's okay.

Ms. Rita Canole- Well, no because she answering something that I am not asking.

Chairman McWhinnie- Yes, she actually is.

Ms. Rita Canole- So, we spent money with him, we are spending money with the Police and we will spend money with this next one, I don't remember the woman's name. I am sure there is going to be four more about the sign issue, I can bet my life on it.

Assistant Town Administrator- What you stated...

Ms. Rita Canole- I don't know if that's normal, like does a Board go through that much money in legal fees usually?

Assistant Town Administrator- What you stated was, "how much is it going to cost".

Ms. Rita Canole- No, is it going to cost more money, I said.

Assistant Town Administrator- Well, in legal, you would think that in general, any legal cost incurred even to ask the question, is going to cost money because we pay for legal counsel. So, what I am saying, each of these cases will go to legal counsel. You have answered your own question and I'm telling you that as a Board they requested the appropriate amount of money and didn't receive it. They may have to move money in the future...

Ms. Rita Canole- And there will be a future cause that's all I see.

Assistant Town Administrator- Well, apparently when people like to sue.

Mrs. Amy Brown-I just wanted to ask a couple of clarifying questions. One of the items that came up at one of the recent Board of Selectmen meetings there was vote to cut spending limit for the Department Heads from \$1,000 to \$500.00. Can you clarify what does that mean so I don't make any assumptions. A simplistic example is; if a Department Head has a truck and they need new tires and it's going to cost more than \$500.00, they have to come to the Board to get your approval.

Chairman McWhinnie- No, there limit is \$500.00, then from \$500.00 - \$1500.00 the Town Administrator can sign off on that, and it is actually the way it is to be. \$1500.00 and above comes here and we sign it.

Mrs. Amy Brown- From a Selectmen's perspective is there an overseer for what the Board spends or is that completely separate?

Chairman McWhinnie- That would be the people.

Mrs. Amy Brown- Okay.

Chairman McWhinnie- You are the overseers of what we do. When we sign a purchase order it comes out in the consent agenda, you see it in the minutes and on the agenda's and what we are actually signing.

Mrs. Amy Brown- But it's just out of this year's budget? It's not a vote that the people say yes or no similar to, you get a request and you have to sign off on it and agree to it. You have to spend

something as a Board, you write it up and as long as it is documented in the minutes, it's technically accounted for in the budget? I'm just try to understand it.

Chairman McWhinnie- Yes, if a Department Head wants to spend \$1600 they submit a P.O. and it comes here, we review it, if it is under the \$1500.00 the Town Administrator signs it but anything above that \$500.00 the Department Head needs to go through a procedure to do it.

Mrs. Amy Brown- I have a couple other questions based on conversations, I don't want to make assumptions so I'm just going to ask them. It was brought up Steve how frequently you're here, so we know there is work that needs to be done, so that's fine. Some of the concerns that I had were because decisions from the Board of Selectmen have to be from the Board, all decisions and all things you are researching are doing for your own information for the Board, everything that you do is brought back to the Board for a vote, correct? So, there is no decision that you ever made, just on your own as the Chairman?

Chairman McWhinnie- There is a motion out there, and you are aware of it, that some of the decisions can be made by myself.

Mrs. Amy Brown- The motion that is currently in place today or a motion that you put out there to do that?

Chairman McWhinnie- No, it's been in place.

Mrs. Amy Brown- And where is that?

Town Administrator, Chairman and Selectman Bishop agreed that it's in the minutes but exact dates would need to be looked in to.

Mrs. Amy Brown- If it's in the minutes, that's fine I can go read it. Is it clear in that motion what decision you're a loud to make or is it at your discretion?

Chairman McWhinnie- No, not at my discretion. The motion was written by the attorney's.

Selectman Wilson- I would like to make a motion to remove that. As a new Board I don't feel that I have the authorization as a Board...

Chairman McWhinnie- You want to make a motion in Public Comment?

Selectman Wilson-Sure.

Chairman McWhinnie- No.

Selectman Wilson- I can hold it off till later.

Chairman McWhinnie- Under SelectBoard items, don't do that it Public Comment.

Selectman Wilson-Okay.

Mrs. Amy Brown- My last question I have is, part of that same conversation in regards to how frequently you are here, you indicated that you had stuff to do. Can you define stuff?

Chairman McWhinnie- When you saw my truck that was after a meeting and I was done back with two other people seeing where the generator was going to go. Where we have to poke through the building for the lines. The two times that you are referring to, I don't even think I was in the building but it doesn't matter.

Mrs. Amy Brown- It does matter.

Chairman McWhinnie- To you but I still have stuff to do.

Mrs. Amy Brown- The other thing you mentioned in the same conversation, that there are times that you are here, that you are potentially assisting the folks in the office with filing and stuff but that isn't a part of your responsibility.

Chairman McWhinnie- I know it's not a part of my responsibility but when they get buried, why shouldn't somebody come in and help them with the absent-minded stuff, so they can continue serving the town.

Mrs. Amy Brown- Their job isn't absent minded so don't say that.

Chairman McWhinnie- The filing down stairs is absent-minded, they are doing more important stuff. It's not rude and I am here to help. I am helping.

Mrs. Amy Brown- You come to the Town Hall whenever you feel like it and your list of stuff is what ever you feel like. Thank you.

Chairman McWhinnie- Your welcome, your welcome that I go the extra mile.

Mr. Dustin Milliken- Questions for Selectman Wilson

DM- I have a few questions pertaining to Mr. Wilson and his dealings with the Police, firearms and many other things.

Does Mr. Wilson own Wilson's Arms and if so does he hold a valid FFL and a license to sell machine guns?

MW- I do have hold an FFL and a class three SOT license which means I can transfer machine guns.

DM- Okay.

MW- There is no sale of new machine guns per the 1986 ban, so anything pre-1986 I can transfer.

After the federal background check, it goes through a 6-9 month waiting period and pass that.

DM-Okay. Does Mr. Wilson conduct business with the Gilmanton Police Relief Association?

MW- Yeah, yeah, I have. I actually purchased the riffle they are going to auction off.

DM- Anything else you...

MW- Yeah, I figured I would save people a lot of 91 a request and bring the information in. I sold (inaudible name) 12 gage shot gun to the Police Department last year prior to running for Selectman. Those three shot guns were sold for \$694.49, my actual cost from my distributor was \$694.98 leaving me with 51 cents in the hole. So, I gave the P.D. try to help the town, and the taxes and give the guns at cost or below. So, I have nothing to hide.

DM- Mr. Wilson were there any other purchases through the Police Relief Association?

MW-No

DM- Does Mr. Wilson's firearm business currently conduct or ever conduct business with the Gilmanton Police Department?

MW- That was the one time, the three shot guns.

DM- The three shot guns. So, when I asked about the Police Relief Association I was talking...

MW- It was the one time in regards to the raffle.

DM- Does Mr. Wilson have relatives currently on the Police force or employed?

MW- No.

DM- Does Mr. Wilson discuss the items sold to the Gilmanton Police and the nature in which they were obtained with any residents in the community other than the Police?

MW- I don't believe so but I can have a conversation if someone has a question.

DM- Okay. Has Mr. Wilson received any law enforcement approval letters from the Gilmanton Police for the purchase and demonstration of any non-transferable machine guns?

MW- I have not. I have zero machine guns in stock, just so you know.

DM- Excellent. Do you have friendships with the police officers?

MW- I do have friendships with one of the officers.

DM- Do you recall on your webpage one of the Offices stating "damn you just can't stop taking my money"?

MW- I do recall that.

DM- Do you recall during your campaign that, you pretty much said to people that you had no ties to anyone in the community that you hold an allegiance to or anything?

MW- I do, it's just the one Officer in town.

DM- When decisions are being made pertaining to the Police Department, have you ever made the other two Selectmen aware that you conduct business and are friends with the Gilmanton Police?

MW- I support all the first responders, Police, military, all that.

DM- Yes, but when budget is being brought up, legal battles, have you ever disclosed that you conduct business with the Gilmanton Police Department through your business.

MW- I didn't realize that was a necessary item. They have the Wilson Arm's and Armament invoices, it was in the 2017 budget.

DM- While navigating your page, I noticed government building was listed on there? Do you service a government building?

MW- No but if the government wanted to buy firearms, I would sell to them too.

DM- Okay, so you are advertising that you're in business with government building but you don't?

Chairman McWhinnie- Wrap it up Dustin.

DM- Okay, thank you.

Kristine Laurendaeu- I am going to ask again. Can we please make public comment a little later in the meeting? I know you have some more things you need to discuss but the topic keeps coming up, that we don't want to talk about old business any more, don't keep bringing up old stuff. When do we get the chance to talk about stuff that you guys voted on two-weeks ago? Maybe old to you but we didn't get the chance to discuss.

Chairman McWhinnie- I don't recall or stopping anyone from old stuff.

KL- Okay but could we perhaps make public comment a little later in the meeting, just so we can get a sense of what is going on, number one? Number two, that recent comment just seemed a little staged to me.

Chairman- Which one?

KL- Mr. Milliken's presentation, just my feeling.

Amy Brown- My follow-up question that I had on my list. It actually goes along with Dustin's question.

Being we are a small town everybody knows everybody. Marshall has your business ever hosted as a Selectman anything to do with Town employees, have you ever hosted any events at the winery, while you are a sitting Selectman.

Selectman Bishop- Let me see, I can't remember. I know we have done a couple of things.

Amy Brown- For free?

MB- At cost.

AB- For sitting Selectmen that have businesses or anyone in town that have business, we are going to do business together. So, you are donating or at cost the same as Mike is doing with the Police Department. Just pointing out that there is no difference. You are doing it as a member of the community at cost because it's the community. That's what small town does. Being small town business owners there is going to be some overlap, as long as you aren't profiting from those interactions, what's the harm in giving something at cost to the community members or the Town Hall employees?

Sandi Guarino- A follow up on Amy's question. You spend a lot of time at the office here in Gilmanton and helping out the people here, I'm guessing because they are overwhelmed still, and overburden. I don't think the population has changed much and I'm just wondering, if they need this help so much from you to do other business, then may there not up to the task to do their jobs and we should be looking into a new Town Administrator and whatever her, Heather's ... um what are you?

Assistant Town Administrator- I am the Assistant Town Administrator.

SG- We should actually start looking for someone that could handle the job because you must be the first one Steve, in the history of Gilmanton, that has actually had to help the staff members out. I feel like as a town person, we should be looking for new people.

Chairman McWhinnie- That's not very town persony, you know. You want to just fire them?

SG- You've done that a lot lately, and I'm just thinking that these two people cannot handle their jobs.

CMC- That is your opinion.

SG- Yes that is my opinion.

CMC- So, just because I come in and help...

SG- It's unusual help.

CMC- It shouldn't be .

SG- And does Mike Wilson know everything? I totally agree, this is a new board, that policy of you saying you can do anything you want in Gilmanton because you're the Chair needs to stop right now.

Assistant TA- There have been several comments made that have not been factual and I want to get somethings straight, so that this misinformation that keeps going out on Facebook doesn't continue at an actual public information at a Board meeting. The first thing is, I am not overwhelmed in my position, I do a lot for the Town, there is a lot contained in my job description as the Assistant Town Administrator...

SG- As Stephanie was.

Assistant TA- Actually she was an Administrative Assistant vs an Assistant *Town Administrator*, you can bring in the court hearing all you want and the stipulations that she put out but that's her perspective. Let's make it straight my job description has been revamped and revamped, what I do for this Board and this Town is all consuming in my life, put that aside...

SG- I agree, *in audible*...

Assistant TA- and I do it very well. Secondly, the "stuff" that Chairman McWhinnie comes in and does generally agreed by the Board as far the request that Mr. Wilson wanted to make, in reference to a new Board, the Board majority still stands. It has been brought up before and I am sure it will be brought up again, the majority of the Board that was still sitting, still has made the decision, so the majority of the Board still stands. He can make a motion all he wants, if Marshall or Steve would like to then agree, that's fine that is protocol. To stand up here and belittle Town employees, saying we can't do our job, he is going above and beyond. He makes sure to our cars when we come out of meeting at ten o'clock at night, he does the same for HDC, he does the same thing for all meetings that he attends, so yes, it is going above and beyond, it is going the extra mile. Everything else, like quotes that he gets , we had a full on discussion where Marshall wanted to review the glass. The Board said go ahead, see the prices. He than said, okay Steve I'm going to give it to you cause the contractors coming out. Steve is retired, he can come in and talk to these people. That's what you're seeing, that's the continuation of him being here.

SG- That's not what he said.

Assistant TA- I am saying, that is my experience with this Chairman.

SG- That's your perception of what he is doing.

Assistant TA- No actually it's fact. He can state it however he wants. I'm letting you know because you belittled me in a public meeting.

SG- I did not.

Assistant TA- Yes you did. You said I couldn't handle

SG- Overwhelmed. This building was just down because you were overwhelmed. Please tell me who was overwhelmed?

Assistant Town Administrator- Did I write that statement? Did I write that statement? It wasn't me.

Brett Currier- Before I forget, there is something coming up tonight about interfering in town business, on town property.

Chairman McWhinnie- If you just hang in there it's coming up.

BC- I don't mind hanging there if you let the audience talk but if you are going to shut us off, then we gotta ask about it now.

Chairman McWhinnie-It's coming up.

BC- That's why public input would be nice if we could have it after to discuss some of that, so we could at least have some comment on that. It just seems, to me, that anything that comes into their own building for is town business. If I come in and I want to ask, somebody at the counter a question, I believe that is town business.

Chairman McWhinnie- I don't believe you have ever been denied that.

BC- No, I am not saying I have but I don't want to be. What I am saying is, if you are trying to do what you did with the signs and make it so freedom of speech is taken away. I don't want another right taken away by this Board, to say that when we don't want to see you any more we are going to have you removed from this building because that isn't what you are supposed to be doing. I'm just hoping you have some respect for the people.

Chairman McWhinnie- I have a lot of respect for the people.

BC- Then I really think that whatever this policy is, you think about it long and hard before you make so somebody can't come in here and either vent or...

Chairman McWhinnie- There is venting and then there is something different, right?

BC- There is point...

Chairman McWhinnie- Have you as a Selectmen ever had anyone exited from the building.

BC- No, never, never once and I got more heat than you have ever seen. That's a true story.

Chairman McWhinnie- The policy that we have now for public input came from you.

BC- I'm not talking about public input.

Chairman McWhinnie- Everyone wants to complain about the way it is but there your policies, that you wrote, you wrote these, you implemented these.

BC- I didn't.

Chairman McWhinnie- Yes you did. Limited times, yes you did.

BC- You are talking about a whole different animal.

Chairman McWhinnie- I'm just saying these policies comes from our forefathers.

BC- No what's happening is, we never sent anybody a letter and singled them out for a sign that we didn't like.

Chairman McWhinnie- For starters, those people that received letters, where because another resident in the town complained about it. The only people who received a letter was because another resident complained about it.

BC- Tell me this Steve, if I make a complaint about something that is ill... not illegal your going to send that person a letter and threaten them with a \$275 fine for something that isn't a crime, that is a freedom of speech.

Chairman -The letter was rescinded...

BC-When did the apology ever come? There was never an apology to those people, never.

Chairman McWhinnie- I'm sorry.

BC- That's good, I appreciate that, I accept that. Now back to my original, we never had people that were going to get thrown out because they didn't agree with somebody at the desk. That was a button pusher, yes if you got someone that's over the top, I agree with that but you can't push it

because you don't want to discuss a certain subject matter. All they have to do is walk away, say I can't talk to you right now, go and cool off and come back and give a look but...

Chairman McWhinnie- The button was pushed twice last week.

BC- I think it's pretty obvious that it's getting pushed a lot for...

Chairman McWhinnie- For what nothing? Is that the narrative we are going for, that it was nothing?

BC- I think everything is blown out of proportion, that every little thing is something now.

Chairman McWhinnie- So, that's the narrative?

BC- Yeah, that's what I'm going..., what are you going for?

Chairman McWhinnie- I am going for taking care of the employees .

BC- Yeah, ok. At any cost right?

Chairman McWhinnie- No. You keep your narrative because it is heading you in the wrong direction.

BC- I'm sure it always is.

Chairman McWhinnie- Let's work together.

BC- Then open the front door.

Chairman McWhinnie- It's... in audible

BC- With buttons and whistles and bomb scares, we going to have an armed guard at the front door?

Conversation continued about thinking small and the Chairman explained thinking small was in reference to Mr. Currier's conspiracy that something was going on at the Town Hall. Mr. Currier believes that the back door isn't a secure option because of the delay for the handicap accessible portion of the door.

Mrs. Heather Carpenter- High St., I work for the Town of Gilmanton but I am speaking as a resident. I am absolutely astonished by the information that goes out on social media, I am actually overwhelmed and disgusted by it because it's not factual information. There are a lot of narratives, a lot of what you just heard from Mr. Currier, a narrative that things are blown out of proportion. As an employee I am disgusted, as a resident I am mortified because the standing public or the majority of the public that speaks against it, is against employees having a safe and comfortable work environment that they can proceed and do town work. That is astonishing to me that our ability to do our job, is hammered on many levels, not what you heard from Mr. Currier but an actual level. It keeps us from doing our job, not because we are unable to do it, but because we are hammered by certain group of people, consistently I would say to the point of harassment. As a resident absolutely disgusted that this is what our town thinks is appropriate. As an employee mortified, that this town thinks it's appropriate that I can not come to work, protected and that anything goes under freedom of speech, where it just doesn't. Your ability to ask questions, is fine. To demean employees, to berate employees, absolutely not, it wouldn't happen. I have worked multiple levels of administration; my whole background is administration and customer service. Never have I been treated personally, like I've been treated here for the last two years and it started when I received the job and it started just because I received the job. There are many narratives out there and it's astounding that the group of people that continually talk on social media, consume the garbage from a small group of people with inaccurate information.

Leonard Swanson- I think I read on the website about the Selectmen's Office that we as people can come and try to have problems resolved by the Selectmen when we have issues with other departments at the Town Hall. Would that be fair and correct?

Chairman McWhinnie- You have a problem with one of our Department Heads, is that what you're saying?

Leonard Swanson- Yes

Chairman McWhinnie- You can bring to the Town Administrator and if the Town Administrator can't handle it, it would be to us.

Leonard Swanson- That would be the way that would work?

Chairman McWhinnie- It always goes to the Town Administrator first.

Leonard Swanson- Okay, thanks.

Public Comment closed at 6:42p.m.

Approval of Minutes – Tabled- Minutes of 05-21-18 until the next regularly scheduled meeting

Consent Agenda/Signature File

Move to open the consent agenda for discussion

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to open the consent agenda for discussion. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

- Intent to Cut: Map 408, Lots 1000, 1001, 1002 & 1003
- Administrative Abatement: Town Owned Land, Map 418 Lot 001, \$50.00
- Purchase Order: Bio-Tron, Ambulance Monitor Mounts, \$1,650.00, 01-4220-610
- Raffle Permit: Gilmanton Year-Round Library, Drawing Date: June 16, 2018
- Raffle Permit: Gilmanton Women's Club, Drawing Date: July 4, 2018
- Event Permit: Camp Fatima, Road Race Stage Rd 09/22/2018, Police Detail Required
- Facility Use Application: 2018 Historical Society Summer Series, Old Town Hall, 06/26/18, 08/28/18 & 09/25/18, all fees waived

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to approve the consent agenda. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

New Business

- Planning Board & Parks and Recreation Appointment – Shane Bruneau has been asked to attend to meet with the Board as he has submitted a letter of interest in the vacant positions on the Planning Board and Parks & Recreation

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to appoint **Shane Bruneau to the Planning Board as a Full Member for a term of one (1) year.** (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to appoint **Shane Bruneau to Parks and Recreation as a Full Member for a term of three (3) years.** (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

Old Business

- 2018/2019 Heating Oil Contract (*we are waiting on Propane at this time due to current pricing very high and need is not immediate*)

Discussion on pricing for the oil/ prior approval that was given by the Board and propane tank ownership.

Selectman Wilson believes it would be a price difference if the Town owned the tanks.

Board consensus is to have Assistant Town Administrator look in the cost break down for the Town to purchase the tanks.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to approve the contract Huckleberry Propane & Oil, LLC for heating oil for all Town owned properties at a fixed price of \$2.2939 per gallon, for a total price for term of \$18,351.20, effective through May 31, 2019. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

- Interfering with Town Business on Town Property Policy:

Selectman Wilson would like more clarification on the term disruption with the policy before he would approve it.

Chairman McWhinnie- The policy regarding interference with Town Business on Town Property, “Effective today 06-04-18. It shall be the policy that the Town of Gilmanton to prohibit the activity or conduct on Town property that interferes with or impedes Town business operations. Activities that may be disruptive include, but are not limited to; solicitation, politicking, marketing, or research. These and any other form will be considered disruptive to the operation of Town business affairs. The staff/department head will ask the person(s) involved to cease the disruptive action immediately. If the conduct or activity continues, then the person(s) involved will be asked to leave the premises. Noncompliance may result in the contact of the Gilmanton Police Department. The staff/department head shall ensure follow-up via chain of command to report all incidents to the Board of Selectmen.”

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to approve the Interfering with Town Business on Town Property Policy as presented

(2-1 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -no, Selectman Bishop – yes). Assistant Town Administrator- Heather Carpenter believes that disruption should not be vague and gave an example of what disruption can look like during the course of a day or an event for a staff member.

The Board would like the Assistant Town Administrator to come up with some language for a possible amendment but the majority of the Board feels that it is good to have it in place and amend at a later time.

- Land Use Training Session – As land use training for Boards and Committees is limited, it has been suggested that the Town Attorney hold a brief land use training session for all land use Boards, Committees and staff. This is estimated to cost approximately \$600 including preparation, and the session is expected to last 2 hours.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Wilson it was voted to approve a land use training session presented by Mitchell Municipal Group for all members of the Zoning Board, Planning Board, Conservation Commission, Historical District, Board of Selectmen and associated staff. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

- Amend Computer Use and Communications Equipment Policy for the Town of Gilmanton: (*currently part of the existing Personnel Policy*) **“no Town business**

shall be conducted on personal computers or communications equipment (including telephones, cell phones, tablets) where the Town has provided Town owned equipment for business use.”

Selectman Wilson- would like to review the policy more before he would give his approval.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to amend the current Computer Use and Communications Equipment Policy for the Town of Gilmanton to say “no Town business shall be conducted on personal computers or communications equipment (including telephones, cell phones, tablets) where the Town has provided Town owned equipment for business use”. (2-1 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -no, Selectman Bishop – yes).

SelectBoard Items

- **Transfer Station Skid Steer:** The new skid steer has been delivered, did the Board wish to turn the old skid steer over to the Highway Department- There is no trade in value.

Selectman Wilson clarified that if we are giving it to the Highway Department and it breaks we aren't going to keep putting money into it.

General Consensus of the Board: to give the old Transfer Station skid steer to the Highway Department.

Selectman Wilson moves to make a motion to take away the Chairman's ability to make decisions without the Board that was set in place while Selectman Jean was on the Board. At bare minimum if you are not going to take that away than we should have a re-vote on it. Chairman McWhinnie- You can make your motion. Motions that are in place are already in place.

Selectman Wilson moves to make a motion that Steve does not have the ability to make decisions without the Board, on any pre-existing items that was previously given by the previous Board, I would like a re-vote on it or take those rights away. Specifically, anything that Selectman Wilson hasn't agreed to.

There is no second on the motion, motion failed.

Selectman Wilson- On two occasions I have been told that I don't have the same information as the other Selectmen going into the decision-making process. I did talk with NHMA and found that I should have all equal information, access to that information as the rest of the Board pertaining to those items we are voting on. From now on I should be given the same information when it comes to a decision-making process.

Chairman McWhinnie- Did you get that in writing from NHMA?

Selectman Wilson- I did not.

Chairman McWhinnie- You always want to get it writing so we know.

Selectman Wilson- So, what you are saying is that I shouldn't have the same information as the rest of the Board going into a decision-making process?

Assistant Town Administrator- The things you need to concern yourself in reference to, say it was a non-public and discussion were had and it is an on-going situation. We have minutes come forward, you weren't present at the meeting. Do then get to review that information?

Selectman Wilson- If there was information needed for that item.

Assistant Town Administrator- Right, without specifics but what I am stating is you wouldn't then take in information based on what the board had presently at that time to make their decision and then...

Selectman Wilson- I still don't have that information.

Assistant Town Administrator- In reference to?

Selectman Wilson- To the item.

Assistant Town Administrator- Is there something you have asked the Town Administrator and she has withheld it from you?

Selectman Wilson- No but for me to go into an item when I have questions and not have the information that the rest of the Board has and I am told that I don't need to have that information.

Assistant Town Administrator- Did you need to make a decision at that point?

Selectman Wilson- Yes, if I remember correctly.

Assistant Town Administrator- Again, if it's non-public information that you are suggesting, then that can be discussed in non-public and you can ask more specifics there. However, if you were given information just like the rest of the Board but they had already made decisions previously, based on-going decisions for on-going issues, that's different because they have already made the decisions previously. If you are being withheld information by this administration, you can feel free to bring that up, if it's appropriate to do in non-public session based on if it is non-public information.

Selectman Wilson- Well to me it's public information that I am not being given as the other sitting Selectmen and to me that's an issue.

Assistant Town Administrator- In my awareness of what you are asking for, we have never withheld information from you.

Selectman Wilson- I am pretty sure your exact words were...

Assistant Town Administrator- Um, be careful.

Selectman Wilson- they have information that you don't.

Assistant Town Administrator- Was it in public?

Selectman Wilson- No.

Assistant Town Administrator- Okay. Than what you just did was an issue, so again bring it up in non-public. That's what I am telling you.

Selectman Wilson- Okay.

Chairman McWhinnie- You all set, okay proposal.

Discussion on Security Doors- Mango

Selectman Wilson thought if the building was going to have security glass installed that the building would not have to have the security buzzer in place.

Chairman McWhinnie clarified that the intension was to have both security glass and the security buzzer installed on the front doors to be utilized by the public and to allow the employees a safe environment.

Selectman Wilson approves of either one or the other, he prefers the safety glass. He doesn't support being buzzed into the building.

Selectman Bishop- Are we also going to put in the cameras too?

Chairman McWhinnie- Eventually, we have prices on that too.

Selectman Bishop- This is a good start.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to approve the front doors, keep them the way they are, use different crash bars, be buzzed in for the total amount of \$6,512.00 through Mango. (2-1 Voice Vote – Chairman McWhinnie- yes, Selectman Wilson -no, Selectman Bishop – yes).

Fire Pump-

Discussion on the fire pump through Superior and they were able to quote for a smaller pump at 300 gal per minute. There are further discussions need about the generator, the size and the

ability to power the whole building. The pump company needs the generator in place in order to test the pump and how it relates to the generator.

Repair on sprinkler head and contract with Life Safety- In 2017 it was noted on the annual inspection by Life Safety that the item would need to be replaced, the approval to order the part was placed in 2017 but the work hasn't been done. The Board does not wish to move forward on the repair or renew the contract.

Discussion to re-bid the Fire Pump for comparison, holding up the integrity of the bid process and steering away from bad business practice.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to approve quote from Superior in the amount of \$36,900 to install an electric Fire Pump complete with concrete. (2-1 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -no, Selectman Bishop – yes).

Recess- take a ten (10) minute recess at 7:49 p.m.

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted to take a recess. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

(1) Non-Public Session per RSA 91-A:3, II (c)- Reputation

MOTION: On a Motion by Chairman 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 McWhinnie-yes, Selectman Wilson -yes, Selectman Bishop – yes).

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

(2) Non-Public Session per RSA 91-A:3, II - Review

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

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

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

(3) Non-Public Session per RSA 91-A:3, II (a)- Personnel

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

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

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

(4) Non-Public Session per RSA 91-A:3, II (1)- Legal

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted unanimously to go into Non-Public Session per RSA 91-A:3, II (1). (3-0 Voice Vote – Chairman McWhinnie– yes, Selectman Wilson-yes, and Selectman Bishop– yes).

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

MOTION: On a Motion by Chairman McWhinnie and seconded by Selectman Bishop it was voted unanimously to seal the minutes of Non-Public Session. (3-0 Voice Vote – Chairman McWhinnie-yes, Selectman Wilson -yes, and 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 Chairman McWhinnie and seconded by Selectman Bishop it was voted unanimously to adjourn at 10:16 p.m.(3-0).

Respectfully Submitted,


Heather Carpenter

Assistant Town Administrator

Approved by the Board of Selectmen


Chairman Stephen P. McWhinnie
Selectman Marshall E. Bishop
Selectman Michael J. Wilson

{Audio recordings are available at the Selectmen's Office and for free as a link on the Town website through SoundCloud}



**SELECTMEN'S OFFICE
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ATTENDANCE SIGN-IN

PRINT NAME

SIGNATURE & DATE

June 4, 2018

[Signature]

Shane Boudreau
Dustin Milliken

Chen Liner
Brett Currier

Bandra Gaurano
Leonard Swanson

JANIE McWHINNIE
Katie Wilson

Amy Brown
Kristi Laurendeau
Michael Tennessen

[Signature]

Alex Linder
Brett Currier

Bandra Gaurano
Leonard Swanson

JANIE McWhinnier
Katie Wilson

Amy Brown
Kristi Laurendeau

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