

APPROVED

**Board of Selectmen
2 July 2012
Minutes**

6:00 pm - Chairman Rachel Hatch called the meeting to order. Present were Chairman Hatch, Selectmen Ralph Lavin and Brett Currier and Town Administrator Tim Warren. Recording Clerk Lois Dionne was not in attendance.

Personnel Policy Update – After attending a Labor Law seminar, Chairman Hatch was concerned about animals and children being brought to work with employees. Tonight they reviewed an update Chairman Hatch had drafted for the personnel policy addressing these two issues. No children at work was also to include no children in any town-owned vehicles including in any and all Town-wide parades.

There was considerable discussion about children in fire trucks during the parades. The fire chief has requested to meet with the Selectmen to discuss this issue later this evening, so no final decision will be made until after meeting with the chief.

Employees will not be allowed to bring animals, other than service animals, to work with them.

Roads Committee – Chairman Hatch asked about the nomination of Roy Buttrick to the Road Committee without first having passed it by the Selectmen. Selectman Currier said the Roads Committee had voted to have Roy on the committee and then sent it to the Selectmen for approval; he wasn't aware they had to tell the Board first. Selectman Lavin said he thought Selectman Currier had brought it up at a prior meeting; no one else remembered it.

Selectman Currier said the roads committee had looked at Loon Pond Road, and discussed what the job would be, and the amount of money in the road betterment budget. They discussed what the Road Agent was planning, (willing) to spend on the road if the project were put out to bid. The roads committee wants to finalize the project and meet and discuss the project with the Selectmen to get their approval to put the project out to bid to five contractors the committee has picked to bid on the job; no one on the committee is affiliated with any of the contractors.

The Selectmen will meet with the roads committee on Thursday, July 12th at 6:00 pm.

Recycling Guide – The rules and regulations and fees for the recycling center have been amended and updated. A draft was presented to the Selectmen for their approval. After review and discussion of the changes, the drafted update was approved with one minor change.

MOTION – Selectman Currier moved to accept the updated Rules, Regulations and Information of the Gilmanton, NH transfer and recycling facility as amended. Selectman Lavin seconded for discussion.

Selectman Lavin was concerned about why certain things were not accepted at the transfer station. Tim Warren explained that State regulations prohibited us from accepting them.

Selectman Currier asked about the increments in disposing of construction debris. Currently you are charged more to dispose of a full yard than two half yards. He proposed that the price to dispose of a full yard be lowered to \$44.00

Amended Motion – Selectman Currier moved to amend the cost of disposing of one full yard of construction debris from \$45 to \$44. Selectman Lavin seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

Chairman Hatch called for a vote on the original motion to accept the updated Rules, Regulations and Information of the Gilmanton, NH transfer and recycling facility as amended, with the added amendment of changing the price for a yard of construction debris from \$45 to \$44 dollars having been voted in. Motion passed 2-0. Chairman Hatch-Yes, Selectman Currier-Yes, Selectman Lavin abstained from voting.

The Selectmen signed the new recycling guide revision effective July 2, 2012.

Signs – Frisky Hill – Selectman Lavin said residents had expressed concern that the signs about the great view that the Gilmanton Land Trust had posted on Frisky Hill could cause accidents from people anxious to see the view, so didn't feel the signs should be there. Chairman Hatch asked if the signs were against the sign ordinance. Tim Warren said they were not, and the trust had gotten sign permits.

Belknap County Commissioners - Selectman Lavin said he had attended the Belknap County Commissioners meeting last week, and they had discussed the prison that is being proposed. It is being called the community justice program; the project is being recessed while research is being done. Tim informed Selectman Lavin that the Commissioners would be meeting again on Monday, July 16th at 4:00 pm on the same subject.

RTE 140 Study – Selectman Lavin informed Selectman Currier that he had received an email from the Rte 140 study committee; they are doing a study, and are looking for

information about the number of accidents are Rte 140. Brett is the Selectmen's representative to the committee, but has been unable to attend the meetings, so Selectman Lavin has been attending in his stead.

Services – Selectman Lavin asked Chairman Hatch and Selectman Currier to help him find a way, before he becomes chairman of the board next year, to get information from residents to find out what services they want from the Town and try to provide those services to them. Chairman Hatch stated that a lot of that information is gained from meeting with department heads and at Town Meeting. She stressed that even though Ralph might wish to change direction of things, he has to remember that he is one of a board of three members, so would need a majority vote to make any changes. She recommended that he listen to the residents during budget preparation season.

Nat's Bridge – Fishing – The Selectmen discussed the sign on Route 140 that alluded to keeping tradition by allowing fishing on Nat's Bridge. Chairman Hatch said the Selectmen had decided to post the bridge after a discussion with the interim police chief who made that recommendation because people had been putting out their lawn chairs and fishing off the bridge. Selectmen Currier stated that once the police left they set their chairs out again and were also drinking; they created their own problem. Selectman Currier said you could still fish there, just not from the road; there is plenty of room at the side.

7:00 pm – Public Input – No one was present for public input.

SAU Payment Schedule - Tim said he and Jen Corriea met with SAU Business Administration Donna Clairmont and Superintendent Fauci to review the new payment schedule for the school for next year. The schedule is similar to this year's, and everybody agreed it was a good schedule. A few numbers changed due to the increased budget. He presented Chairman Hatch with a copy of the schedule for review.

Letter – Tim had a copy of a letter Acting Police Chief Robarge sent to Fire Chief Hempel thanking him and his department for the professional job in handling the motor vehicle accident scene on Rte 140 at 1:00 am, Sunday, June 17th before Chief Robarge arrived at the scene.

LGC Property Liability Trust now has two new vehicles types that are eligible for replacement cost coverage; they are rescue trucks, other than ambulances, (they are already covered) and command vehicles. Tim asked if we wanted to consider that coverage. He did not know the cost for the coverage.

Health Insurance LGC – Tim reported that he had called LGC regarding joining the Suncook Valley Towns Association for health insurance. Our rep will make note that we are interested and he would bring it forward when they begin discussing it. Tim said he was told they have reviewed their regulations and have decided not to allow any other

towns to join that group, and as they leave, no one will be replacing them. They (LGC) are trying to do away with that group to try to hold them under one hundred pool status for those small towns.

Recycling Center Employee Replacement - An employee position at the recycling center has been vacated. Tim asked if we should seek to replace that person, due to concerns expressed about the center being overstaffed. The consensus of the board was to leave the decision to the recycling manager, and they would discuss it with him when he had made a decision.

Ventilation – Highway Garage – Tim said at the joint loss safety meeting last week they had discussed the lack of ventilation at the highway garage while working on vehicles and doing welding; it was suggested that the issue be looked into.

Paid Parade Participation – Tim said it had been brought up that during the 4th of July parade the police department personnel and fire department personnel get paid for their time, why don't the highway department employees get paid; they are required to be in the parade, but don't get paid; they can take time off later. Selectman Currier felt that other than police and fire employees who are on duty at the time, no one should be paid to be in the parade.

After discussion, it was decided that if highway department employees are required to be in the parade, they have to be paid.

Crystal Lake Park – Tim said there is a sign at Crystal Lake Park stating that in order to use the park you need a permit, and park attendant Judy Williams requires people to have a recycling sticker to use the park. He said the question has been asked where and if there is a policy on that. The Selectmen want more information before anything is done.

Chief Hempel – Kids in Vehicles in Parade – Chief Hempel said they haven't received a new personnel policy yet, but knew the Selectmen were discussing children in the workplace. He said he was concerned how it would impact the fire department for Wednesday's 4th of July parade. As long as he could remember, there have been children in the fire trucks with their parents in the parade. He asked if that is something they could no longer do. Chief Hempel said he understood the liability issue, but felt their department manages risks everyday, and the kids are just as safe in the fire vehicles as they are on the side of the road. He said he understands minimizing children in the workplace, but felt it was appropriate to continue the tradition of allowing children in the vehicles in the parade; it is a matter of pride and morale.

Selectman Lavin said if they allow children in the fire vehicles, they would have to allow them in highway vehicles and other vehicles. Chief Hempel felt the most dangerous part of the parade is when candy is thrown from vehicles; that is what he would eliminate if

something has to be eliminated. He said there are also children riding in open floats. He asked the Selectmen to reconsider their decision.

There was considerable discussion about being fair to all departments, liability and responsibility. Who would be responsible if someone got hurt, the Town or the parent of the child in the vehicle. Chief Hempel asked if they could have the parents sign a waiver to have their children ride in the trucks during the parade. Selectman Lavin suggested the Town contact LCG for their opinion, but if they were not in favor, then it wouldn't be allowed. Tim Warren pointed out that it is so close to time for the parade that we might not have time to get their opinion. Chief Hempel asked if they could have a waiver, and announce that no candy be thrown from the vehicles for this year, then address it again next year. He added that LGC is in the business of protecting themselves, not the Town; if it were up to them, we wouldn't be allowed to do anything. Selectman Lavin took exception to that statement, and stated that we have benefited from their advice a lot. Due to the time constraint, Selectman Currier said he would be okay for this year with the waiver, and give a list of the children who would be involved to Tim. He said this would be for just this year's 4th of July parade, and they could make a decision on the policy after the parade.

Selectman Currier also clarified with Chief Hempel that the only members of his department that get paid for being in the parade are those members who are on duty.

Selectman Lavin asked and was assured by Chief Hempel that they have a plan for getting the children out of the vehicles and to safety should they get a call during the parade.

After further discussion, the Selectmen agreed, if parents signed a waiver, to allow children to ride in the fire trucks at this year's 4th of July parade; they are not to throw any candy from the vehicles.

Children in Workplace – There was a brief discussion of the section in the personnel policy of children in the workplace. It was agreed to leave it as is currently drafted, but add. ...except with a signed waiver by the parent or guardian of the child....at the end of the last sentence.

MOTION – Selectman Lavin moved to approve the amended personnel policy including tonight's amendments. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

Approval of Minutes – The Selectmen reviewed the minutes of the last two meetings.

MOTION – Selectman Lavin moved to accept the minutes of June 18, 2012 as written. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

Selectman Currier pointed out that the minutes of June 18th state that when reporting on the roads committee meeting “Other members are Jimmy Hurst, Paul Perkins and Buzzy French, who doesn’t feel he has the time to be a member, but is going to speak to Roy Buttrick about taking his place.” Earlier in the meeting Selectman Currier thought he had informed the board about approaching Mr. Buttrick.

MOTION – Currier moved to approve the minutes of June 21, 2012 as drafted. Selectman Lavin seconded. Motion passed 2-0. – Selectman Lavin-Yes, Selectman Currier-Yes. Chairman Hatch did not vote, as she had not been present at the meeting.

SB2 – Tim distributed literature he had received regarding trends in SB2 sessions showing percentage of voters attending, etc.

Parking Lot – Public Safety Building – Tim reported that after the roads committee meeting Brett and Mickey Daigle had stopped by the safety building and dug an 8” wide trench from the edge of the parking lot into the swale in the back of the parking lot to check for a drainage pipe; there is no pipe there. They left the drain open so the Selectmen could go look at it. Tim said the question is, do we fix the problem before fall, and then decide who we should go after, or let it set for another year?

After considerable discussion, it was the consensus of the Selectmen that something should be done this year, and that we should meet with the contractor for the project. Tim will try to set up a meeting.

8:36 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(a) - Dismissal, promotion or setting compensation for public employees or the investigation of any charges against him, unless the employee affected has a right to a meeting or requests that the meeting be open, in which case the request shall be granted. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a personnel issue.

8:50 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

8:50 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(c) - Matters which, if discussed in public, would likely affect adversely the reputation of any person unless such person requests an open meeting; however, this cannot be used to protect a person who is a member of your Board, Committee or Subcommittee. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a tax issue.

8:56 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

8:56 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(e) - Discussion of pending or threatened (in writing) litigation against the Town or Town Officials, Board Members or employees. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a legal issue.

8:58 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

8:58 pm- Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(e) - Discussion of pending or threatened (in writing) litigation against the Town or Town Officials, Board Members or employees. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a legal issue.

9:04 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-yes, Selectman Lavin-Yes, Selectman Currier-Yes.

9:04 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(e) - Discussion of pending or threatened (in writing) litigation against the Town or Town Officials, Board Members or employees. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a legal issue.

9:10 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

9:10pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(a) - Dismissal, promotion or setting compensation for public employees or the investigation of any charges against him, unless the employee affected has a right to a meeting or requests that the meeting be open, in which case the request shall be granted. Selectman Currier seconded. Motion passed 3-0.

The Selectmen discussed a personnel issue.

9:14 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

9:14 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(a) - Dismissal, promotion or setting compensation for public employees or the investigation of any charges against him, unless the employee affected has a right to a meeting or requests that the meeting be open, in which case the request shall be granted. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a personnel issue.

9:17 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

9:17 pm – Selectman Lavin moved to enter into Non-Public Session per RSA 91-A:3, II(a) - Dismissal, promotion or setting compensation for public employees or the investigation of any charges against him, unless the employee affected has a right to a meeting or requests that the meeting be open, in which case the request shall be granted. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

The Selectmen discussed a personnel issue.

9:30 pm – Selectman Lavin moved to come out of Non-Public Session. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

9:30 pm – MOTION – Selectman Lavin moved to adjourn the meeting. Selectman Currier seconded. Motion passed 3-0. – Chairman Hatch-Yes, Selectman Lavin-Yes, Selectman Currier-Yes.

Transcribed for Tim Warren

Lois Dionne

