

APPROVED

Board of Selectmen Town of Gilmanton, New Hampshire

Meeting

March 21, 2016

5:30 p.m. – Gilmanton Academy

Present: Chairman Michael Jean, Selectman Stephen McWhinnie, Selectman Marshall Bishop, Town Administrator Paul Branscombe 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 Mc Whinnie, Chairman Jean and Selectman Bishop) and led the Pledge of Allegiance.

Reorganization of the Board of Selectmen

Chairman Position -

MOTION: On a motion by Selectmen Bishop to appoint Selectmen Jean to the position of Chairman for the Board of Selectmen and seconded by Selectmen McWhinnie. The Board votes unanimously to appoint Selectmen Jean as the Chairman. (3-0 Voice Vote- Selectmen Jean, Selectmen McWhinnie-yes and Selectmen Bishop- yes).

Vice Chair Position-

MOTION: On a motion by Selectmen Bishop to appoint Selectmen McWhinnie as Vice Chair for the Board of Selectmen and seconded by Chairman Jean. The Board votes unanimously to appoint Selectmen McWhinnie as Vice Chairman. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, and Selectmen McWhinnie-yes).

Secretary Position-

MOTION: On a motion by Selectmen McWhinnie to appoint Selectmen Bishop as Secretary for the Board of Selectmen and seconded by Chairman Jean. The Board votes unanimously to appoint Selectmen Bishop as Secretary for the Board. (3-0 Voice Vote- Chairman Jean-yes, Selectmen McWhinnie-yes, and Selectmen Bishop-yes).

Ex-Officio Appointments-

Planning Board Representative

MOTION: On a motion by Chairman Jean to appoint Selectmen McWhinnie to hold the Selectmen's seat on the Planning Board and seconded by Selectmen Bishop. The Board votes unanimously to appoint Selectmen McWhinnie as the Select Boards representative for the Planning Board. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

Planning Board Alternative

MOTION: On a motion by Chairman Jean to appoint Selectmen Bishop to hold the Alternate Selectmen's seat on the Planning Board and seconded by Selectmen McWhinnie. The Board votes unanimously to appoint Selectmen Bishop for the Alternate Representative as the Select Board representative on the Planning Board. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

Budget Committee Representative

MOTION: On a motion by Selectmen McWhinnie to appoint Chairman Jean to hold the Selectmen's seat on the Budget Committee and seconded by Selectmen Bishop. The Board votes unanimously to appoint Chairman Jean as the Select Boards representative for the Budget Committee. (3-0 Voice Vote- Selectmen McWhinnie-yes, Selectmen Bishop-yes, and Chairman Jean-yes).

Budget Committee Alternative

MOTION: On a motion by Chairman Jean to appoint Selectmen Bishop to hold the Alternate Selectmen's seat on the Budget Committee and seconded by Selectmen McWhinnie. The Board votes unanimously to appoint Selectmen Bishop as the Alternate Representative for the Select Board on the Budget Committee. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

Historic District Commission Representative

MOTION: On a motion by Chairman Jean to appoint Selectmen Bishop to hold the Selectmen's seat on the Historic Committee and seconded by Selectmen McWhinnie. The Board votes unanimously to appoint Selectmen Bishop as the Select Boards representative for the Historic Committee. (3-0 Voice Vote- Selectmen McWhinnie-yes, Chairman Jean-yes, and Selectmen Bishop-yes).

Historic District Commission Alternative

MOTION: On a motion by Selectmen Bishop to appoint Selectmen McWhinnie to hold the Alternate Selectmen's seat on the Historic Committee and seconded by Chairman Jean. The Board votes unanimously to appoint Selectmen McWhinnie as the Alternate Representative for the Select Board on the Historic Committee. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, and Selectmen McWhinnie-yes).

Adjournment

MOTION: On a motion by Selectmen McWhinnie and seconded by Selectman Bishop it was voted unanimously to adjourn at 5:36 p.m. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, and Selectmen McWhinnie-yes).

Old Business

Cable Franchise Agreement-

TDS presentation to the Board and an overview of negotiations that their company has experienced with other towns, the templet that they used for the negotiations with the Town of Alton and Metrocast objections and eventual agreement that they were able to be comfortable with. TDS was able to come up with a revised templet to use in that agreement process, eventually all parties were agreeable to it. The revisions were submitted on February 15, 2016, they were listed on a two pages, and the revised templet was presented and is what the

Gilmanton Board of Selectmen have received. If the Select Board choose to approve the agreement this will be the templet that is used.

6:00 p.m. Chairman Jean opened the Public Hearing for the Cable Franchise Application, and led the Pledge of Allegiance.

Public Hearing for TDS- Cable Franchise Agreement

The representatives from TDS spoke to the two year history that the company has been present and working in New Hampshire and having had successful working relationships with surrounding communities and neighboring towns. Most recently the Town of Alton and TDS have completed successful negotiations and signed an agreement for the residents of that community. The area that they will be providing is to the 364 exchange in Gilmanton Iron Works which is approximately 570 households. They will be able to bring fiber optics to the home and offer cable, broadband and phone. Along with additional services such as great customer service and the choice of more options for that part of the community. The other added benefit to the taxpayer is that TDS offers fiber optics which is beneficial for the residents that work from home, in some communities it has been beneficial for property values and providing an alternative option to the singular company the community uses now. The cost and ability to offer service in the Iron Works is based on poll access which is available. There may be a possibility in the long term to be able to offer services to more of Gilmanton but that would all have to be considered with upper management within TDS due to the economics of branding that can be costly for them and the cost of additional polls that would need to be placed. TDS pricing is based nationally and what the company feels they can offer competitively overall.

Public comments and questions were taken and addressed. Details of the copper wiring, the business perspective for the company, and the benefits for the consumer and the differences between copper line base telephone lines vs the fiber optics that TDS offers along with the other benefits that comes with using their service. Technician service would be dispatched out of the TDS exchange out of Alton, and local technicians are who will be servicing the area. If the Board agrees to move forward with TDS there will be another Public Hearing with Metrocast in the near future. Along with providing additional options for the residence within the 364 exchange TDS will be able to provide free service to any town owned building within that exchange as well.

6:20 p.m. Close Public Hearing

MOTION: On a motion by Selectmen McWhinnie to close the Public Hearing and seconded by Selectmen Bishop. The Board votes to unanimously vote to close the Public Hearing. (3-0 Voice vote- Chairman Jean- yes, Selectmen McWhinnie- yes, and Selectmen Bishop- yes).

Approval of TDS agreement-

MOTION: On a motion by Selectmen McWhinnie to approve the Cable Franchise Agreement with TDS and seconded by Selectmen Bishop. The Board votes unanimously to approve the agreement with TDS. (3-0 Voice vote- Chairman Jean- yes, Selectmen Bishop- yes, and Selectmen McWhinnie- yes).

Approval of Minutes –

MOTION: On a motion by Chairman Jean, and seconded by Selectman Bishop it was voted unanimously to approve the minutes of March 7, 2016 as written. (3-0 Voice Vote – Chairman - yes, Selectman -yes, Selectman – yes).

Signature File

- Re-appointment of George Hildum the Town Assessor-Signatures of the Board are given.
- Signature for minutes that have been approved for February 16, 2016.
- Corner Slice event approval
- Discussion of vacancies on the Conservation Committee, Historic, and Zoning.

Re-appointment of ZBA member Mike Tuenessen-

MOTION: On a motion by Selectmen McWhinnie to re-appoint Mike Tuenessen as a member on the ZBA and seconded by Selectmen Bishop. The Board votes unanimously to re-appoint Mike Tuenessen as a member on the Zoning Board of Adjustment. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

New Business-**Gilmanton Septage Agreement with the Franklin Wastewater Facility-**

MOTION: On a motion by Selectmen McWhinnie to approve the Gilmanton Septage Agreement and seconded by Selectmen Bishop. The Board votes unanimously to approve the Septage Agreement with the Franklin Wastewater Facility. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

Gilmanton Landfill Agreement-

MOTION: On a motion by Selectmen McWhinnie to approve the Gilmanton Landfill Agreement and seconded by Selectmen Bishop. The Board votes unanimously to approve the Landfill Agreement with Northpoint Engineering. (3-0 Voice Vote- Chairman Jean- yes, Selectmen Bishop-yes, Selectmen McWhinnie-yes).

Gilmanton Noise Ordinance-

The Town noise ordinance was voted on but never adopted. Mr. and Mrs. Libby came to the Select Board to share with them the issues they have been having with commercial logging noise in the very early morning hours and how it affected their quality of life. They do understand that they live in a commercially zoned area and they are flexible in the understanding that they will hear machinery due to the location but ask the Board to implement the noise ordinance to alleviate such disruption within a set time frame so that they won't have these issues in the future. It is beneficial for the residents of Gilmanton to have a Noise Ordinance in place. Consensus of the Select Board to amend the Noise Ordinance for heavy equipment in a Commercial Zone; use will be between the hours of 6:00 a.m. – 9 a.m. and in a Residential Zone the time frame will be between the hours of 7:00 a.m.-7:00 p.m.

Select Board Items-

Local Officials Workshop- The Selectmen will be attending the Local Officials Workshop on April 9, 2016 located in Jaffrey New Hampshire.

P.O.'s- A situation where some of the P.O.'s have been missed, and Dept. Head authority has been exceeded. The Finance Officer suggests that when an invoice comes in the Selectmen will have the opportunity to initial it and when the purchase order comes in the Selectmen will know that they have approved it. This will allow for a checks and balance system in reference to purchase orders.

11 Terrell Way- Mr. Brown

Mr. Brown has requested a follow up on his written request to unmerge his Lots that make up 11 Terrell Way per RSA 674:39-aa. It is the suggestion of the Assessing Administrator-Heidi Jackson-Rhine due to the research that the Town has conducted, the properties history and the burden of proof that is evident in that the Lot mergers were mutually agreed upon, it is the agreement of the Board of Selectmen to leave the Lots merged.

Discussion of the New Select Board needs-

- Copies of the Budget Information
- Fund Balance information
- Incomplete Funds have been zeroed out
- Select Board meetings will continue on Monday nights at 6:00 p.m. and public comments will be allowed at 7:00 p.m. The meetings will be every Monday until the new Board becomes comfortable with the process. The next meeting will be held on March 28, 2016 and will be looking at the Towns finances along with Capital and Non- Capital Reserve Funds.

7:03 p.m. Chairman Jean opens the floor for public input.

Public Input

Mr. Joe Haas has come before the Board to discuss further his reasoning that he believe he should have a property abatement granted on the grounds that he feels it is unconstitutional. Mr. Haas would like to have a meeting with the Board of Selectmen and the Town Assessor-George Hildum to discuss the matter. The Board agrees to further discussion on the matter with Mr. Haas.

7:23 p.m. Close Public Input

Selectmen Discussion-

Continued discussion on purchase orders, policies for purchase orders and the issues that Department Head continues to go over the threshold amount for the purchase orders. Conversation also took place about bid process for large orders through each department and the consideration of committees.

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

MOTION: On a Motion by Selectmen McWhinnie, and seconded by Selectmen 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).

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

MOTION: On a Motion by Selectmen McWhinnie, and seconded by Selectmen 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).

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

MOTION: On a Motion by Selectmen McWhinnie, and seconded by Selectmen 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).

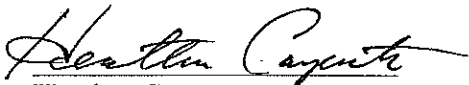
The meeting room was closed to the public. Present during the Non-Public Session were Chairman Jean, Selectman McWhinnie, Selectman Bishop. Town Administrator Paul Branscombe, Recording Secretary Heather Carpenter.

MOTION: On a Motion by Selectman and seconded by Selectman it was voted unanimously to come out of Non-Public Session at pm. (3-0 Voice Vote – Chairman Jean, 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 Selectmen Bishop and seconded by Selectman McWhinnie it was voted unanimously to adjourn at 8:52 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.}

**TOWN OF GILMANTON
BOARD OF SELECTMEN**

Po Box 550
Gilmanton, NH 03237

MONDAY, MARCH 21, 2016 @ 6:00 PM
ACADEMY BUILDING
503 Province Road
Gilmanton, NH 03237

The Gilmanton Board of Selectmen will hold a Public Hearing regarding the Cable Franchise Application for TDS Telecommunications.

You are invited to appear in person, by agent or counsel and state reasons why the planned action should or should not be granted. Written comments may also be submitted to the above address for the Board's consideration.

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