

APPROVED

SANBORNTON BOARD OF SELECTMEN'S MINUTES

May 4, 2016

Town Offices

The Board of Selectmen convened in regular session on Wednesday, May 4, 2016 at 5:00 p.m. at the Town Offices. In attendance were Selectman Karen Ober, Selectman Johnny Van Tassel, Selectman John Olmstead and Town Administrator, Charles Smith.

1.0 Pledge of Allegiance - Those in attendance recited the Pledge of Allegiance.

2.0 Public Comment

2.1 Bill Whalen Re: Legal Expenses - Mr. Whalen stated he noticed the Town's legal expense line was getting out of hand and wishes the Board would keep the authority to spend out of the line under the Town Administrator and also keep the funds under one line item for better control.

3.0 Business

3.1 Fire Chief Dexter Re: First Financial Resources - Ambulance Billing - Chief Dexter asked the Board which way they wanted to go? The decision was placed on hold to send them to collections or report them to a credit agency. Selectman Ober asked if the Board could look at a list of the outstanding bills then Comstar can report them to a credit agency, to see if any of the bills get paid then send them to collections. Chief Dexter replied yes, he will identify the Medicaid/Medicare bills plus any that were uninsured. _

3.2 ZBA alternate appointment - Steven Cobb - Mr. Cobb explained that he has prior municipal experience and knew the Town needed some help, so he is stepping up. Selectman Olmstead made a **motion** to appoint Steven Cobb, as an alternate member of the Zoning Board until 2019. Chair Van Tassel **seconded** the motion and the **motion passed unanimously**.

3.3 Trustees of the Trust Funds - Gail Morrison - Gail Morrison stated the Trustees have decided they would like to have their own post office box and have already filed an application. Gail Morrison explained that she knows this will involve redoing the Trustee's vouchers and notifying many people. The cost of the post office box is \$48 dollars for a full year and falls under the auspices of the Town as an incidental. Gail Morrison noted there is a desire to look at "CDs" for certain Town Building funds and they would like to have a meeting with the Selectmen for a well transitioned end of year. Selectman Ober asked why there was a need for a p.o. box? Gail Morrison stated the Trustees were expecting certain documents during the 1st week of March and 2nd week of April, which were just recently received. It will also help with confidentiality and security. Chief Dexter stated from now on requests will need to be mailed and Gail Morrison replied yes. Gail Morrison stated she would attend the Department Head meeting in June.

3.4 County Commissioner David Devoy II and former Selectman David Nickerson Re: Selectmen's meeting minutes of March 16, 2016 - County Commissioner Devoy thanked the board for placing them on the agenda. County Commissioner Devoy stated at

Town Meeting there was a discussion about regionalization because we know the Chief has a personnel/staffing issue and one of the things I asked the Town to look at was regionalization. County Commissioner Devoy explained that he did talk to Dennis Manning, who is a Tilton/Northfield Fire Commissioner and very interested in regionalization with Belmont and Laconia. County Commissioner Devoy asked if there has been any decisions made by the Board of Selectmen to move forward with pursuing regionalization or is that not on the table? Selectman Ober replied that she is the one that followed up on this after you came to us and attended the annual Fire Commissioner's meeting, where she was told by the Commissioner that regionalization was not on the table, they were not interested and it was not up for discussion. County Commissioner Devoy replied they have watched the video of that meeting, you were speaking about the two fireman on the warrant and Dave Nickerson said they were looking at a piece of property or looking for a piece of property then you said did he purchase the property, well, he never said that. The other issue is, you led them to believe and that is why Dennis Manning wrote a letter, that we had all worked this all out and the total commission was on board. I expected the Board of Selectmen to come together and decide that this is what we want to do then negotiate with other area Towns, that's what I was speaking about and no deal had been sealed. What we are really upset about is in the 3/16/16 minutes we were called liars and we are here to ask that it be stricken from the minutes. Chair Van Tassel stated the board already amended those minutes, we went back to the tapes and no names were mentioned and the minutes were rectified, a few meetings ago. County Commissioner Devoy replied he thanks the board for that. David Nickerson passed out folders with information in them to the Board. County Commissioner Devoy stated the Board has the 3/16/16 draft minutes, letters to the editor, letters from the Tilton Fire Commissioner and the minutes from the Town Meeting are all enclosed. County Commissioner Devoy stated he and Dave both felt slandered, good people disagree and if anyone had a question or problem with what was said, they should have stood up at that meeting to ask the question. Our intentions were good, our intentions were honest but we just disagree and we should be allowed to disagree without being slandered. A lot of people have been asking us, well, did you lie? Some people were taught not to call people liars but we were all raised differently. Dave Nickerson stated he is not here to argue, I just want to get my point across and it took me a long time to come here but I have spent a lot of time & money getting advice, this is the first step. The 3/16/16 draft minutes have been given to you, which got out in to the public and at the end of those minutes, I was called a liar by all of you sitting right there because we made a statement at the Town Meeting. The Mr. Manning got frustrated and wrote a letter, which is #6, dated 4/13/16 and if you haven't read it, you should. The only mistake I made was I used the wrong pronoun, according to him but nobody knows except me and Mr. Manning what the conversation was between me and him. But I do know that Mr. Manning is in favor of regionalization, you can ask him. I saw the tape from the Commissioner's meeting, where you walked up and Mr. Ober asked questions too. I followed the whole thing and it was in the Echo article that Mr. Manning wrote, that he felt slighted and cheated because of the way you asked that question, you have no idea what we talked about. The draft minutes got out in to the public and I was here long enough to know how that works but when I got phone calls, I know a lot of people and some think I just like to talk a lot but I am the same way with my Dad... don't lie and don't call another man a liar, it's the worst thing you can do. I brought to the Town

Meeting what Mr. Manning said and asked me to bring to the Town Meeting. There is a lot more going on in Tilton than people know about but when I started getting phone calls from people I know in Manchester, Tamworth and Conway, asking what did I lie about, they were questioning me, even my own family. I touched a lot of people through the phone company, so I had to explain a little more and I went got some advice. This is the first step. The minutes got out in the public and so did the tape. Selectman Ober stated it wasn't on the tape Dave. I am giving you all this information and I am asking for a written apology from the Selectmen to me and County Commissioner Devoy but if the Board decides not to do that, that's fine. And, also place in the newspapers we are not liars but that we brought information to you we knew about. Selectman Ober asked if a written apology was going to be requested from the Fire District Commissioner's for saying, sorry they lied to you and it was on the tape. County Commissioner Devoy replied you have to look at how the question was framed, what you said was not what Dave & I said, we are not here to argue, just look at the video and the documents. We are just here to stand up for ourselves. David Nickerson stated if you do decide to write the letter, I do not want it to come from the TA or Legal Counsel, I want it to come from the Chair of the Selectmen and should be signed by all three of you.

4.0 Other Business

4.1 Department of Public Works (DPW) - Compactor Rental - The Selectmen reviewed the request to rent a compactor for the Transfer Station for better hauling costs and TA Smith suggested the request be submitted to the Solid Waste Disposal Committee. Chair Van Tassel noted the committee can then recommend the rental to the Selectman with some figures. Dan Chapman provided a report on the need for the compactor. There was a brief discussion regarding separating recyclables for better prices.

5.0 Selectmen's Reports

5.1 Update on the work of the Solid Waste Disposal Committee (SWDC) - Selectman Olmstead stated the SWDC still would like some roles & responsibilities from the Selectman. Earl Leighton noted he still has a binder, which he can give to the board but it is your job to task them. Earl Leighton noted looking at the Town's trash disposal tonnage is a good starting point. Selectman Olmstead asked Earl Leighton if they could sit down at some point next week for a discussion. Earl Leighton replied sure, just give him a call to set up a good day.

5.2 DPW - "Temporary Seasonal" Labor and March Road paving project -

Selectman Ober reported she has met with Director Bordeau and Roger St. Jean, who is back to work on light duty for the next few weeks. Director Bordeau would like to offer the fulltime temporary employee, which provided coverage, the temporary seasonal position through the end of June. The board agreed this would be okay but a Personnel Action Form would need to be submitted. Selectman Ober stated Director Bordeau would like to start advertising the dates of the March Road project. The project's schedule will be sent to the Fire Chief, Police Chief, "NIXLE", the Town's web-site, facebook sites and posted at the Town Office. There was a brief discussion regarding encumbering \$85K in funds from road reconstruction to shim coat Weeks Road. The Selectmen would like an estimate for Weeks Road before it goes to bid and funds are encumbered but will be keeping a close eye on the DPW's budget.

5.3 Town Administrator - Advertisement - Selectman Ober stated the board can not wait to do this any longer. Hard copies of the TA's job description were provided to the Selectman for review and advertisement next week. The Board agreed that a review committee should "vet" candidates before three are selected for interview by the Board sometime in June. The review committee is going to be; Chief Hankard, Chief Dexter, TC/TC Davis and Selectman Olmstead. Applications for the position will be sent to the Life Safety Building.

5.4 Release of the Selectmen's draft meeting minutes - Selectman Ober made a motion to not prerelease the draft of the Selectmen's meeting minutes going forward. Selectman Olmstead seconded the motion and the motion passed unanimously. TA Smith was asked to consult with the Town Attorney regarding the letter of apology.

6.0 Authorize Payroll & the Accounts Payable Register – The BOS reviewed & signed the payroll and the accounts payable registers, a copy was made available for public inspection.

6.1 Sanbornton Congregational Church - Request to reserve the Old Town Hall for a yard sale on June 18th with June 15th - 17th to be used for receiving donations and setup - Selectman Ober made a motion to allow the Congregational Church to use the Town Hall on 6/18/16 for a yard sale and waive the fee. The keys are to be picked up on 6/10/16 and returned on 6/20/16. Chair Van Tassel **seconded** the motion and the **motion passed unanimously**.

7.0 Review & Approve Minutes

7.1 4/27/16 draft - Members of the Board reviewed the draft meeting minutes of April 27, 2016. Selectman Ober **motioned** to approve the draft meeting minutes of April 27, 2016 with changes. Chair Van Tassel **seconded** the motion and the **motion passed unanimously**.

8.0 Non-Public Sessions - Under RSA 91-A:3 II (a) – Selectman Olmstead made a **motion** to go into non-public session at 6:45 p.m., in order to conduct an employee performance evaluation. Selectman Ober **seconded** the motion. Roll call vote, Ober – aye, Van Tassel – aye and Olmstead – aye. TA Smith was also present. The Board reconvened the public session at 8:23 p.m. Chair Van Tassel announced no decisions were made and the board voted to seal the minutes.

9.0 ADJOURNMENT – Selectman Ober made a **motion** to adjourn the meeting at 8:25 p.m. Selectman Olmstead **seconded** the motion and the **motion passed unanimously**.

10.0 NEXT MEETING (S) – The Board of Selectmen's next regularly scheduled meeting will be held on **Wednesday, May 11, 2016 @ 5:00 p.m.** at the **Town Offices**.

Respectfully submitted,
April Rollins, Administrative Specialist