

Town of Tamworth
Board of Selectmen's Meeting
June 4, 2009
Tamworth Town Office

Members Present William Farnum & John Roberts

Others Present Police Chief Daniel Poirier, Police Sargent Shawn Varney, Patrol Officer, Penny Frechette, Road Agent Bruce Robinson, Mr. & Mrs. David Farley, David Haskell, Nancy Russell, Bruno & Madeline Siniscalchi, David Little, Sam Martin, Anne Abear and other members of the community.

The Board selected Mr. Roberts to chair the meeting for the evening due to the absence of Mr. Abugelis.

Mr. Roberts called the meeting to order at 4:00 p.m. advising the non-pubic session scheduled for 3:30 with Chief Poirier has been rescheduled to a future meeting.

Departmental Reports

Police Department Chief Poirier discussed the May 2009 stats for the Tamworth Police Department with the Board, discussing individual cases as inquiries were made by the Board.

Chief Poirier updated the Board on the Sexual Offender Policy which was tabled at the last meeting, advising that the court case challenging a local regulation in the City of Dover is pending a court decision and recommended the Board continue to table the discussion and adoption of a policy until a decision is made on that case.

Chief Poirier advised the Board a donation of a copy machine had been made to the Tamworth Police Department.

Chief Poirier updated the Board on the status of injured patrol officer Penny Frechette advising he expected her back to work next week.

Highway Department Mr. Robinson discussed the following with the Board:

- Gregg's Way – Mr. Robinson advised Mr. & Mrs. Jones are not willing to sign the easement for the drainage as it is being presented. The Board discussed several options to correct the drainage along this road. The Board decided they would meet with Mr. Robinson at the site to view the drainage at the beginning of the Board meeting

scheduled for June 11, 2009. This meeting will be held at 3:30 p.m.

- Cleveland Hill Road Bridge – Mr. Robinson advised he viewed the project recently and both sides are dug out and the water appears to be under control. He expects the footings to be set on Monday, June 8.
- Narrows Bridge – Mr. Bowditch inquired if any work was planned for Narrows Bridge this year. The Board advised that no work was scheduled for that bridge this year.
- Future work and maintenance schedule – The Board again requested Mr. Robinson present a complete listing of the work to be done for the highway department so they can review the items thoroughly. The Board will be looking for work to be done at the highway garage, salt needs, sand needs, roadwork, such as culvert replacement, ditching, etc. Mr. Robinson advised one more week of grading is planned and a culvert on Pease Hill Road was fixed today. Mr. Farnum was requested to check with the property owners of Great Hill Reservation Trust to discuss allowing the Town permission to remove trees to replace a culvert.
- Beavers – Mr. Robinson advised he has hired a professional to come in to assist.
- Loam at the Highway Garage – The Board discussed the use of the loam at the garage and the availability of the material. Mr. Roberts recommended getting rid of the current stock, as much more material will be available in the future. The Road Agent was asked to estimate the amount that is there.
- Roadside mowing – The Board opened the one bid that was received for the roadside mowing. The bid was in the amount of \$13,250 from Ryan & Brett Mancini of Mancini Bros. Construction. The Board requested a listing of references from the company and will discuss the information at the meeting of June 11.

Public Comment

Chocorua Community
Day

Mrs. Pat Farley advised the next event for the community of Chocorua would be held on July 25, 2009.

Chocorua Village
Sidewalks

Mr. Bowditch discussed the sidewalk maintenance within the Chocorua village. The Board advised they have not maintained and will not maintain current the sidewalks in the winter within the village.

Board of Selectmen

The Board discussed the following:

- Ordinance Review Committee – Mr. Farnum advised this committee would be meeting on June 15, 2009, followed by a monthly meeting on the 1st Monday of each month.
- Use of the Town House – Mr. Farnum discussed the use of the Town House in regards to who currently is required to pay the rental fee and who is not required to pay the fee. He advised a majority of the patron's using the facility at this time are not paying a fee. Mr. Roberts recommended the Board review the listing of patrons in which are exempt from paying for the building's use prior to making any further decision on the use fees. *Mr. Farnum moved to set up a payment requirement for all political parties who use the Town House. No second was made for this motion and Mr. Farnum withdrew the motion.*
- Highway Inventory Project – Mr. Roberts advised the new road agent in Moultonborough, Mr. Scott Kidmond has been contacted regarding the road software project. He advised that the Town of Moultonborough has requested representatives/interns of LRPC be utilized to acquire their road information. Mr. Roberts will follow up with Mr. Kidmond once an answer is received from LRPC.

Administrative

Mrs. Abear reviewed and the Board signed the following:

- A timber tax warrant in the amount of \$48.13 for map 414 lots 90 & 91.
- A 2009 abatement for map 218 lot 47 property owned by Leo & Maria Sabina.
- A timber tax warrant in the amount of \$290.64 for map 214 lot 10, 214 lot 4, and map 414 lot 53.
- A timber tax warrant in the amount of \$490.18 for map 414 lots 96 & 96.1 and map 407 lot 119.
- An intent to cut timber for map 206 lot 98 and map 415 lot 82.
- *Mr. Roberts moved and Mr. Farnum supported to approve the minutes of May 21, 2009 as written. Vote was unanimous. Motion passed.*
- A current use change tax penalty for map 206 lot 100 & 116.
- The Board discussed the 2009-2010 fuel price per gallon quotes that have been received. Mrs. Abear advised a few more quotes are expected. The Board will review this information again at the next meeting.

- The Board reviewed an elderly tax deferral application for map 401 lot 011 for the 2008 and 2009 tax years. The Board will review the information further and discuss the request at the next meeting.

Public Hearing

Per RSA 32:11

Request to NH DRA in anticipation of overspending the 2009 budgeted appropriation

Mr. Roberts opened the public hearing at 5:00 p.m.

Mrs. Anne Abear explained that the purpose of this public hearing was to request authority from NH DRA to consider the possibility of allowing the Town to overspend the 2009 appropriation for the purpose of purchasing a new police cruiser to replace the vehicle that was totaled in April of 2009.

Mrs. Abear advised that a petition is proposed and addressed to Commissioner Clougherty of NH DRA requesting his authority to replace a cruiser in the amount of \$24,000 and to cover the cost from undesignated fund balance. The Town has received a check in the amount of \$12,400 from the insurance company and the actual expense that would be increased in taxes over the 2009 budget would be \$11,600 if the revenues continue to come in as anticipated and the budget is overspent. Mrs. Abear advised that the Town currently has \$1,582,282 in undesignated fund balance according to the 2008 audit. These funds could be utilized to offset this additional appropriation in addition to offsetting the taxes from the 2009 town, school and county appropriations.

Mr. Farnum read into the minutes the letter addressed to Commissioner Clougherty.

Chief Daniel Poirier discussed the need for the police department to have the 3rd vehicle stating officer's work schedules, on call status and location of residence. Additionally, Chief Poirier advised that the vehicle that was totaled was approved at a Town Meeting; therefore, he believed it to be in the best interest of the community to purchase another vehicle now and not wait until the next Town Meeting.

The meeting was opened to public comment at 5:05 p.m.

Mr. Bruno Siniscalchi spoke in favor and showed the support of the petition of the Selectmen requesting NH DRA to allow for this possible over expenditure and purchase this vehicle now. Mr. Jim Bowditch, Mr. Bruce Robinson, and others reiterated Mr. Siniscalchi's comments in favor of the petition to NH DRA advising they felt the vehicle was a necessity.

Mr. David Haskell discussed the type of vehicle to be purchased and recommended the Board consider purchasing a Ford Fushion versus the Crown Victoria as it would, according to Mr. Haskell, be cheaper on the price to purchase and use less fuel. Chief Poirier discussed the equipment that was salvaged out of the totaled vehicle and

advised changing to another vehicle may require all of the equipment to be modified. Further, Chief Poirier discussed the cost of the vehicles using the State's bid pricing.

There was no public present at the meeting who expressed opposition to the Board of Selectmen requesting this petition to NH DRA.

With no further comment from the public, Mr. Roberts closed the public hearing at 5:15 p.m.

Mr. Farnum moved and Mr. Roberts supported to petition NH DRA, Commissioner Clougherty requesting permission to overspend the 2009 appropriation by \$24,000 to purchase a new police cruiser. Vote was unanimous. Motion passed.

Non-Public Session

Mr. Roberts moved and Mr. Farnum supported to enter into a non-public session at 5:17 p.m. per RSA 91 A:3 II c – matters which if discussed in public would affect adversely the reputation of any person other than a member of the Board. Vote was Roberts, Yes, Farnum, Yes. Motion passed.

Mr. Roberts moved and Mr. Farnum supported to adjourn the non-public session at 5:45 p.m. Vote was unanimous. Motion passed.

The Board discussed a property that was recently taken by tax deed by the Selectmen and decided to meet with the property owner at 3:00 p.m. on June 11, 2009 to discuss the circumstances that have been expressed to the Town Office personnel surrounding her property.

Other Business

The Board discussed the hiring of additional help/equipment by the highway department. *Mr. Roberts moved and Mr. Farnum supported to remind Road Agent Bruce Robinson that any work or equipment not being done by Town equipment or employees must have the prior approval of the Board of Selectmen. Vote was unanimous. Motion passed.*

Adjournment

Mr. Roberts moved and Mr. Farnum supported to adjourn the meeting at 6:00 p.m. Vote was unanimous. Motion passed.

Respectfully submitted,
Anne M. Abear

Minutes approved by the Tamworth Board of Selectmen:

Tom Abugelis

John Roberts

William Farnum