

**GREENLAND BOARD OF SELECTMEN
MEETING MINUTES**

Monday, April 12, 2010

Members Present: Chair Mo Sodini, Paul Sanderson, Charles Cummings, Vaughan Morgan and John Penacho

Staff: Karen Anderson, Town Administrator

Agenda

Chair Sodini opened the Board of Selectmen public meeting at 7:00 P.M. He announced that a quorum was present and the meeting was being recorded.

Appointments

1. Weeks Library, re: Library Proclamation

Members from the Weeks Library Teen Advisory Board approached the Board and read the National Library Week 2010 Proclamation (attachment 1). The members included: Mackayla Griffin, Natalie Madura, Ashlee O'Brien and Lauren Velleca. After reading the proclamation, the Board thanked the girls and the following motion was made:

Motion 1: Vaughan Morgan moved that the Board of Selectmen proclaim April 11-17, 2010 National Library Week. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

2. Ken Fernald, re: Emergency Operations Plan

Ken Fernald, Emergency Management Director, approached the Board to discuss the annual concurrence for the Emergency Operations Plan. After the discussion, the Board signed the Plan.

Mr. Fernald informed the Board that the quarterly meeting of the Local Emergency Operations Officials would be held in Greenland on Wednesday, April 14th. He also informed them of the graded exercise on May 5th.

Administrative & Other Items

1. Update on granite post

The Board continued the discussion on the granite post on Bayside Road. Ms. Anderson stated Ms. Beck came in to the Town Hall last Friday and indicated if the Town would pay the amount of the original estimate of roughly \$600.00, she would pay the balance of the invoice from Mr. Birse. Mr. Sodini stated his concern is that it appears the granite post was in the right of way and he doesn't want to set a precedent of replacing other granite posts around Town that are in the right of way. Mr. Morgan stated he personally has had his mailbox hit and he fixed it himself. He felt the Town was not required to fix and pay for the post. Mr. Sanderson noted they do not want to encourage residents to put granite posts in the right of way, as they are dangerous. Ms. Anderson proceeded to remind the Board of how this matter came to the

Board three years ago (the Town plow hit the post by accident). Mr. Sodini stated Brian Beck controls the land and has said that he is the trustee of the land and stated he didn't care if the granite post was replaced with a wooden post. Paul Hayden, Town Property Maintenance Supervisor, was present for this discussion and indicated that this matter was between Mr. Searles and himself; he does not know how Andy Birse even got involved. He noted Mr. Searles had given him an estimate of \$500-\$600, with Mr. Hayden helping him fix the post on site, but then the post was taken from the site by Mr. Birse. The question still remained as to who authorized Mr. Birse to come and take the post. Mr. Morgan did not feel it was the Town's responsibility to repair the post. Mr. Cummings noted the last time the Board discussed this matter, they did not have all the people involved present and the Board wanted to wait until everyone was there. He stated Mr. Birse is still not present to discuss this, so he is not prepared to spend any Town funds. The Board agreed and the following motion was made:

Motion 2: Paul Sanderson moved that the Birse invoice for the granite post repair not be approved for payment. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

2. Jason Hussey Town Celebration Day, July 17th

Ms. Anderson informed the Board of a request to use Town property for the Jason Hussey Town Celebration Day, to be held on July 17, 2010. The Board asked if all the insurance and other requirements were the same as last year and Ms. Anderson stated yes. After the discussion, the following motion was made:

Motion 3: Paul Sanderson moved to authorize the request to use Town property for the Jason Hussey Town Celebration Day scheduled for July 17, 2010, with the condition that when it gets closer to the actual date of the event, Ms. Hussey come before the Board to discuss some of the details. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

3. Annual appointment of officials

The Board reviewed the annual appointment of officials and various Boards/Commissions. The first one reviewed was a letter from Rick Mauer, requesting reappointment to the Conservation Commission. They also noted receipt of Jane Man's request to not be reappointed. Jean Eno, Conservation Commission, was present and requested the Board nominate her as the Chair of the Conservation Commission. The Board informed her that the nominations of officers to the various Boards are decided by the members within that particular Board. After the review, the following motion was made:

Motion 4: Charles Cummings moved to reappoint Rick Mauer for a 3-year term to the Conservation Commission. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

The second request was for Stephen Gerrato to be appointed as the Town's representative/commissioner to the Rockingham Planning Commission. After the review, the following motion was made:

Motion 5: Paul Sanderson moved to appoint Stephen Gerrato for a 4-year term as the Town's representative/commissioner to the Rockingham Planning Commission. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

The last request was for Ralph Cresta to be reappointed as the Town's Fire Chief. After the review, the following motion was made:

Motion 6: Charles Cummings moved to reappoint Ralph Cresta as the Town's Fire Chief for 2010. Paul Sanderson seconded the motion. All were in favor. MOTION CARRIED.

4. Abatements

The Board reviewed 12 abatement requests. The Assessor recommended the following 10 requests be denied based on the fact that they were equitably assessed and/or refused inspection: Map R17, Lots 1E & D; Map R21, Lots 10R, 10P, 10J, 10K, 10N, 10T; Map R12, Lot 59 and Map R14, Lot 31 (attachment 2). Based on the assessor's recommendation and explanation by the Town Administrator, the following motion was made:

Motion 7: Paul Sanderson moved to deny the abatement requests as listed above and recommended by the Town Assessor. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

The Board reviewed the Assessor's recommendation to approve the following 2 abatement requests: Map R10, Lot 27G (attachment 3) and Map R1, Lot 2A (attachment 4). Based on the assessor's recommendation and explanation by the Town Administrator, the following motions were made:

Motion 8: Paul Sanderson moved to approve the abatement request for Map R10, Lot 27G as recommended by the Town Assessor. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

Motion 9: Charles Cummings moved to approve the abatement request for Map R1, Lot 2A as recommended by the Town Assessor. Paul Sanderson seconded the motion. All were in favor. MOTION CARRIED.

There was another abatement request for Map U8, Lot 28, but the Board wanted to table the review until after the culvert maintenance is done to see if it helps the excess water situation in that area.

5. Temporary Trailer permit

The Board reviewed a temporary trailer permit for 17-19 Dearborn Road. During the review, the Board felt more information was needed on the permit before they made a decision.

6. Summer Concert Police Duty

The Board discussed the summer concert police duty. Mr. Morgan asked where the Town stands on police details. Mr. Sanderson stated the budget for the concerts did not include costs for police details and felt one department should not charge another. He indicated they need to develop a plan with the police chief to find a way for assistance.

Mr. Sanderson suggested they could borrow signs and do other things to reduce the number of police officers for these special details.

Mr. Morgan stated he attended a Recreation Department meeting on April 7th and they asked if the Town could have a police detail at the intersection of Bayside Road and Route 33 to help assist in traffic control after the opening ceremonies at Caswell Field on May 8th. Mr. Gerrato, resident, asked if this would be special duty at detail pay or regular duty. Mr. Sodini responded this would be regular duty pay. He noted the concerts that were discussed earlier are different and the Board is working on that situation with the police chief.

7. Fire Inspection ordinance, re: inspections

The Board reviewed and discussed the Fire Inspection ordinance and fire inspections regarding commercial businesses. Mr. Sodini stated he would like to get someone in-house trained to do these inspections or put them out to bid. Chief Cresta was present and stated the Building Inspector should be certified to do the fire inspections, as he already does the building inspections and accompanies the fire inspector while that inspection is being done. He noted if the Building Inspector retired, the next person hired should be required to be certified to do these inspections. Chief Cresta suggested the Town could contract through the City of Portsmouth to do these inspections. The Board stated they would take his suggestion under advisement.

8. Review of Southeast Watershed Alliance guidelines

The Board reviewed the Southeast Watershed Alliance guidelines (attachment 5). Mr. Sodini noted the draft of the guidelines as written does not bind the Town to any funds or action at this time. After the review, the following motion was made:

Motion 10: Paul Sanderson moved to authorize the Town's representative to signify Greenland's agreement to the Southeast Watershed by-laws. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

9. Accounts payable manifest #8

The Board reviewed accounts payable manifest #8. After the review, the following motion was made:

Motion 11: Charles Cummings moved to approve accounts payable manifest #8, in the amount of \$213,564.00 as presented. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

10. Accounts Payable #1 - Medical Trust

The Board reviewed special accounts payable manifest #1, which is a transfer for medical trust. After the review, the following motion was made:

Motion 12: Charles Cummings moved to approve special accounts payable #1 manifest for the transfer for medical trust in the amount of \$6,115.25. This information is confidential and will not be released to the public. Paul Sanderson seconded the motion. All were in favor. MOTION CARRIED.

11. Payroll manifest #8

The Board reviewed payroll manifest #8, dated for April 15, 2010. After the review, the following motion was made:

Motion 13: Charles Cummings moved to approve payroll manifest #8 in the amount of \$32,220.00 as presented. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

MINUTES

The Board reviewed the minutes of March 22nd. There were no suggested changes made to the minutes and the following motion was made:

Motion 14: Vaughan Morgan moved to approve the March 22nd minutes as presented. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

The Board reviewed the minutes of March 29th. There were no suggested changes made to the minutes and the following motion was made:

Motion 15: Vaughan Morgan moved to approve the March 29th minutes as presented. John Penacho seconded the motion. All were in favor. MOTION CARRIED.

Other Business

1. Deborah Beck arrived at the meeting and asked what the discussion involved regarding the granite post (agenda item 1). Mr. Sodini stated the Board voted not to pay to have the post repaired. He noted the Board had instructed Mr. Hayden to get a price to repair the post and they never authorized the repair. Mr. Sodini also stated the post appears to be in the right of way. Ms. Beck stated someone took her post without her knowledge. Mr. Sodini stated that Mr. Birse indicated to Ms. Anderson that Ms. Beck told him to come take the post and fix it. Ms. Beck disagreed. She stated that she spoke to Mr. Hayden and the next thing she knew, the post was gone and she assumed the Town took it to have it fixed. Mr. Sanderson stated they need to hear from Mr. Birse regarding the bill he submitted and they will not pay for it until they speak to Mr. Birse. Ms. Beck stated again that she had no contact with Mr. Birse about the post. Mr. Hayden stated he too had no contact with Mr. Birse regarding authorizing the repair. Mr. Sanderson noted Brian Beck (Ms. Beck's brother) is the trustee of the property and they don't understand why they are talking to her. Ms. Beck responded that it doesn't matter who controls the trust, she has a reason to be involved. Mr. Sanderson stated it is not her property and the Board should be dealing with Brian Beck.
2. Ms. Anderson informed the Board that they received the approved driveway permit from DOT for the Hayden property on Bayside Road.
3. Mr. Sodini asked about the procedure regarding the Nantucket Place right of way. Ms. Anderson stated they have to wait until the courts decide officially on the land swap between the Town and Mr. Thibodeau.

4. Mr. Morgan gave a brief update from the Recreation Department. He stated that department inquired on putting up a message board in front of the Town Hall. He stated it would be at their expense. They felt a good spot for the board would be near the handicapped parking space facing the walkway. The Board suggested it be sized so other town notices could be posted as well and be angled in 2 or 3 sections. Ms. Anderson stated she would work on it with Brian Pafford.
5. The Board discussed summer mowing at the Town cemeteries. Ms. Anderson stated she has not heard from the Cemetery Trustees regarding the mowing. Mr. Sanderson stated the Town was clear that the budget was reduced to \$3,000 and it would be necessary to use Town labor to accomplish this mowing. The Board noted if bills come in beyond the budget items, they would not be paid. They also noted the Cemetery Trustees have no authority to enter into contracts. In lieu of funds available, the Town will provide the mowing of the cemetery by the Town employee in order to accomplish the requirements of RSA 289:4. Due to the lack of response from the Trustees, the Board wanted it noted that invoices for this would not be paid, per the Budget Committee and Town Meeting. After the discussion, the following motion was made:

Motion 16: Paul Sanderson moved that the Board of Selectmen send a letter to Trustee of the Trust Funds informing them that they have no authority to contract services and if invoices come in, they will not be paid; lawn mowing will be provided through the Town, by the Town's Property Maintenance Supervisor, through 2010. Vaughan Morgan seconded the motion. All were in favor. MOTION CARRIED.

6. The Board continued discussing the Habitat for Humanity project. Mr. Sanderson stated the Planning Board reviewed the proposal, but felt they did not have enough information to comment on it. Mr. Morgan asked why the Town was considering giving the land away instead of selling it. Mr. Sodini noted they could sell it; this project was just one option. Mr. Sanderson stated they could undertake the investigation if they want to sell it. Mr. Morgan stated he would be in favor of having the Town look into selling it. Mr. Sodini stated this is a public relations opportunity and the Town approached them after the Lowe's grand opening. The Board asked that the Building Inspector look into the property files to see if there has been any subsurface testing.
7. The Board continued discussing possible uses for the "Chick" land that the Town bought a few years ago. Mr. Sodini stated there is a portion of the land that could be used as a building lot. Mr. Sanderson stated the Town has never officially protected the 400' well radius (City of Portsmouth municipal well). Mr. Sodini asked if any portion of that property could be used for a future cemetery. Mr. Sanderson stated they could consider it for a cemetery and suggested that the Building Inspector and the Property Maintenance Supervisor do a perk test.

Having no other business to discuss, the following motion was made:

Motion 17: Paul Sanderson moved to adjourn the meeting at 9:15 P.M. and Charles Cummings seconded the motion. All were in favor. MOTION CARRIED.

Transcribed and typed by:

Amy Leonard
Selectmen's Secretary

Attachments:

1. National Library Week 2010 Proclamation
2. Abatement requests - denied
3. Abatement request - approved
4. Abatement request - approved
5. Southeast Watershed Alliance draft of by-laws
6. Agenda, dated 4/12/10

Approved by the Greenland Board of Selectmen on April 26, 2010.