



**BOARD OF SELECTMEN**  
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**MINUTES OF THE BOARD OF SELECTMEN**

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Monday, February 19, 2018 – 7:00 p.m. – Town Hall Conference Room

*Members Present:* Chester Deorocki, Chip Hussey, Vaughan Morgan, Jim Rolston, Paul Sanderson

*Staff:* Karen Anderson – Town Administrator

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Chair Morgan opened the Board of Selectmen meeting at 7:00 p.m. A roll call was taken by the Chair; he announced a quorum was present and the meeting was being recorded.

**I. PUBLIC HEARING**

**1. Acceptance of Donation: NH HealthTrust**

Amy Bauer is the Town's Wellness Coordinator and she attends a training each year. The Town is awarded \$500 to be used for healthy programs, challenges for employees or any incentive approved by HealthTrust. Two years ago a chef from a local restaurant did a healthy cooking presentation; this past year, gift cards were given for completing a virtual walking challenge. K. Anderson noted that A. Bauer was doing a fabulous job as the Wellness Coordinator. Any remaining funds stay as a line item in the budget as "Wellness Donation".

Chair Morgan opened the hearing to public comments. There being none, he closed the public hearing and returned to the Board.

**MOTION:** J. Rolston moved to accept the NH HealthTrust donation in the amount of \$500. Second – C. Hussey; all in favor. **MOTION CARRIED**

**2. Keno – RSA 284:41 to RSA 284:51**

Keno has been authorized by the Selectmen to be on the ballot. A public hearing is required and will not change the ballot status. The public hearing will give the public an opportunity to hear thoughts on Keno in Town.

Chair Morgan opened the hearing to public comments. Don Miller, Post Road, was strongly in favor of the enabling legislation. He stated it should be available to someone who would like to have Keno in their establishment. It doesn't cost the Town anything and we're not in a situation where it would get out of hand. As a member of the Budget Committee, getting money back to help pay for Kindergarten would be nice. Dennis Malloy, Van Etten Drive and State Representative, responded to Chair Morgan's question "how does it benefit the Town". It doesn't directly benefit the Town, but does benefit the State education fund. A percentage goes to the State with some money earmarked for full-day Kindergarten. K. Anderson noted there is no responsibility on the Town; it's permitted and supervised

through the State. J. Rolston added that it provides an opportunity to establishments with pour licenses to earn extra money, and benefits the taxpayers. Chair Morgan felt it was a worthwhile project for education. Sandra Mackman, Country View Restaurant, asked what percentage of revenue generated actually goes to the State education fund. D. Malloy responded the projection is the State would receive somewhere in the \$12 million to \$14 million range. A portion of that revenue would go to supporting full-day Kindergarten. D. Malloy and J. Rolston stated that the towns running Keno are ahead of projections.

There being no further comments, Chair Morgan closed the public hearing and returned to the Board. There were no additional comments from the Board.

## II. APPOINTMENT

### 1. Rolston Park: Laura Byergo

P. Sanderson requested Laura Byergo meet with the Selectmen before the season started to discuss plantings in Rolston Park. He had spoken to people at Fish & Game, and they strongly discouraged any efforts to attract wildlife in areas next to heavily travelled roads. DOT had done some work in the medians and it attracted too many animals which resulted in vehicle strikes. They found it to be counter-productive. P. Sanderson stated there are approximately 60,000 cars per day on Rt. 33 passing Rolston Park. He was hoping to find a different location to continue the good work L. Byergo was doing so it didn't become an issue. He suggested conservation property where landscaping and other types of plant restorations could be done that would be further away from the highways.

L. Byergo asked if there had been any accidents that could be attributed to Rolston Park. She understood it to be a generalized concern and not specifically attributed with Rolston Park. She also asked if someone at Fish and Game had specifically mentioned that Rolston Park was problem. P. Sanderson responded "no", and that it came from his discussions with people at work when they discussed that area.

L. Byergo reminded the Selectmen that the process started with a stakeholder's meeting in August 2015 at the Greenland Town Hall; the Board at the time supported the project. Present at that meeting were Karen Anderson, Kathy Rugg, Cheri Patterson (Marine Division Supervisor, Fish and Game) and her technician, a representative from Underwood Engineers, Barbara McMillan, and someone from the Watershed Assistance Project at DES. Based on the results of the meeting, plans were submitted to K. Anderson, a letter of approval was received from the Selectmen, and things moved forward.

When L. Byergo heard that the plantings might be attracting wildlife to Rt. 33, she returned to the stakeholders and Greenland Women's Club. L. Byergo also contacted Fish and Game. Their response was that there is so much native vegetation along Rt. 33 that the simple plantings in Rolston Park wouldn't change any wildlife's habits. She noted that the bulb bed closest to the road is planted with bulbs that the deer don't like and bulbs the squirrels wouldn't steal. There are primarily alams and daffodils. Most of the plantings follow the water flow. At this point, L. Byergo didn't see any substantive support for tearing up the work that many people had contributed.

P. Sanderson responded that he wasn't suggesting tearing anything out, just not extending it any further. L. Byergo felt the Greenland Women's Club may be disappointed; they would like to make the native plantings a little thicker for the birds, butterflies and bees. Those are not the types of bushes that attract wildlife. She added that they are not planning anything other than replacement value shrubs.

She would like something that dies back in the winter, but provides more color. L. Byergo also mentioned that the ash trees may be vulnerable to the green ash borer. She would like to see another tree in the park to create shade and help draw up more water. It would not be a tree with acorns or seedlings. Major plantings will not be done without discussing them with K. Anderson and the Selectmen, if they want.

P. Sanderson stated they would continue to work with her on her plan. They would get better and more complete advice before anything is started. The planting program was great. Chair Morgan told L. Byergo she's done a good job there. To his knowledge, he hasn't heard of any accidents. He is very safety oriented in this Town and preventative maintenance is important to him. Planting the right things to keep deer away was a good idea. J. Rolston commented that a deer was struck in that area long before the plantings were done. C. Deorocki added everyone could work together on an approved list of plantings and find a happy medium moving forward.

### III. APPROVAL OF MINUTES

#### 1. Tuesday, February 06, 2018

Correction by J. Rolston: Page 1, Item 1 – Maloney Unity Run, paragraph one: *...Greenland VFW to finance their memorial* change to *...Greenland Veterans to finance a memorial*. J. Rolston noted they are not a VFW but a Veterans Association and it wasn't their memorial; they helped fund a memorial.

MOTION: C. Hussey moved to approve the minutes of Tuesday, February 06, 2018 as amended. Second – J. Rolston; all in favor. MOTION CARRIED

### IV. OLD BUSINESS

#### 1. Coakley Update

K. Anderson recently met with the engineers and representatives of the City of Portsmouth regarding the phasing of the water line and is separate from the Coakley issue. P. Sanderson added it was from Underwood Engineers and the study that was being done. At the State level there is the Drinking Water/Groundwater Trust Fund which gave a \$200,000 grant to the City of Portsmouth for the purpose of studying the issue.

K. Anderson stated the study will be looking at the water coming in at two different options. Option 1: connecting at the top of Breakfast Hill Road, going down and looping up to Rt. 1 and connecting to the existing line. Option 2: Coming across at Ocean Road at the old rail bed, coming across and connecting at Breakfast Hill Road with a pump station then going down to loop and up to loop. The State Grant Committee had some concerns about the necessity of putting water into all of the neighborhoods and the associated cost. They wanted to see it priced out to be phased in different ways. Stone Meadow/Berry Farm are priority one along with the connection, and is being done as one cost project. The other neighborhoods are not ranked and the funds will be outlined for them.

K. Anderson noted that House Bill 1733 states Coakley Landfill is a 97 acre superfund site in Greenland. The 97 acres is much further into North Hampton; there's only a very small portion of acreage actually in Greenland. It will need to be clarified that it's mainly in North Hampton and partially in Greenland.

Chair Morgan stated that he received an email from Representative Mindy Messmer and Jillian Lane, Greenland's representative to the State Cancer Cluster Commission, asking the Board to support House Bill 1766-FN. The bill requires DES to order the parties responsible for dumping hazardous waste into Coakley to undertake certain remedial actions (copy on file). A statement from the Board can be emailed to the committee; Representative Malloy will be testifying. K. Anderson thought the intent of the bill was good; she had concerns about a few areas. P. Sanderson didn't support the bill: Coakley is what it is due to a federal court decree. The federal court ordered the City of Portsmouth and all the remaining members of the Coakley Landfill Group to take certain actions. DES at the State level is a party to all that but is not primarily responsible; USEPA is primarily responsible because of liability under federal law. The bill directs DES to take action against people who are subject to a federal court order. If the bill were to pass, it could be found unconstitutional (violation of separation of powers). K. Anderson added it could hold things up for years.

Rep. Malloy concurred with the intent for remediation. He would speak to the wishes of the Board and felt the intent was good. Remediation was important and he will speak to the concerns of the residents about moving forward. P. Sanderson's concerns with HB 1766-FN needed to be addressed by the committee. Responding to a question from J. Rolston, Rep. Malloy will speak on behalf of the bill and support the remediation.

Rep. Messmer also mentioned House Bill 1701 in her email. The house bill would make the actions of the Coakley Group more transparent with their finances. P. Sanderson clarified it was to make all actions of the Coakley Landfill Group subject to New Hampshire's Right-to-Know Law, and felt that should definitely be supported by the Board. The majority of the interest in the Coakley Landfill Group is public agencies; the four towns involved are definitely more than half of the responsible entities in Coakley Landfill Group. The City of Portsmouth opposes the bill and holds 53% of the interest in the CLG. The Board of Selectmen should support the bill that is opening them up to the Right-to-Know Law.

MOTION: C. Hussey moved to support House Bill 1701 (Right-to-Know bill). Second – J. Rolston; all in favor. MOTION CARRIED

## 2. Other Business

Willowbrook Avenue Culvert: K. Anderson updated the Board that Underwood Engineers has not had the contract signed with Lyman and Sons, who was the low bidder. They have been in contact with Lyman and are waiting for the wetlands permit. Lyman has extended their time for signing the contract by an additional 30 days.

Property Maintenance Supervisor's Job Description: Board members were asked to review and update the job description. Chair Morgan would like to revisit the issue at a later meeting.

Solar: K. Anderson updated the Board that the solar is not moving forward because the Town is under contract with a reseller of electricity and there are no incentives from the State at this time.

Pouring License and Keno: Sandra Mackman, Country View Restaurant, responding to a question from C. Deorocki, explained that a pouring license was for beer and wine on the premises. She also stated that only 250 Keno licenses would be given throughout the State. She was unsure if Country View was going to offer Keno and discussed her reasons with the Board.

## V. NEW BUSINESS AND ADMINISTRATIVE

### 1. Review of Town Administrator's Bi-Weekly Report

2017 Budget: Approximately \$50,000 will be rolled over into the Unreserved Fund Balance.

Town Treasurer: No applications have been received for the Town Treasurer position.

### 2. Portsmouth Half Marathon Request

LOCO Sports, LLC has requested permission to hold their 2<sup>nd</sup> Annual Half Marathon Race on Sunday, April 22, 2018. The race is co-sponsored by Mercedes-Benz of Portsmouth and NH Girls on the Run. The route will start at Mercedes-Benz on Portsmouth Avenue, continuing through Newington and Portsmouth, and finish back at Mercedes-Benz. This race is the Sunday prior to the Maloney Race. Chair Morgan noted that no roads will be closed and there will be a minimum inconvenience to traffic. Money is being raised for NH Girls on the Run, which is a running group that pairs young girls with adults and mentors to get them interested in running as an activity and healthy lifestyle.

Chief Laurent has met with the organizers. Last year there was a traffic problem; it has been rerouted to avoid that problem this year. They also have a DOT permit.

MOTION: C. Deorocki moved to approve the 2<sup>nd</sup> Annual Half Marathon Race to be held Sunday, April 22, 2018. Second – J. Rolston; all in favor. MOTION CARRIED

### 3. Abatements

K. Anderson explained that the abatements are for properties located in Bramber Green. When the homes were being built and the assessor originally set the abatements, the models looked very similar on the outside; two models are very different on the inside. The models have peaks over the garage and appear to be a bonus room. In some of the models, the bonus room is finished. Others are inaccessible space and not even attic space. The assessor couldn't see the differences in those homes when doing the pickups last April. They were all assessed based on a finished room. The majority of the abatements are ranches that don't have a finished room. In addition, 99% have fireplaces. Abatements range from \$23 to \$428. Total abatements: \$2,594.

MOTION: J. Rolston moved to approve the abatements at Bramber Green as listed in the total amount of \$2,594. Second – C. Deorocki; all in favor. MOTION CARRIED

### 4. Other New Business

J. Rolston told the Board that the Building Inspector would probably be back on Tuesday, February 20, 2018.

J. Rolston attended a recent Library Trustees meeting. They are preparing to do a promotional campaign to educate the public about the Library expansion.

## VI. ACCOUNTS PAYABLE – THURSDAY, FEBRUARY 22, 2018

### 1. Payroll Manifest 04

MOTION: P. Sanderson moved to approve Payroll Manifest 04 in the amount of \$52,801.62. Second – J. Rolston; all in favor. MOTION CARRIED

### 2. General Fund Manifest 04

MOTION: P. Sanderson moved to approve General Fund Manifest 04 in the amount of \$114,542.65 (Snow Removal: \$61,180). Second – J. Rolston; all in favor. MOTION CARRIED

K. Anderson thanked Liz Cummings for working on the holiday to process invoices and payroll. Chair Morgan thanked K. Anderson for working on the holiday.

## VII. ADJOURNMENT

MOTION: C. Hussey moved to adjourn at 7:55 p.m. Second – J. Rolston; all in favor. MOTION CARRIED

## NEXT MEETING

Monday, March 05, 2018 – 7:00 p.m., Town Hall Conference Room

Respectfully Submitted – Charlotte Hussey, Secretary to the Boards

Approved: Monday, March 05, 2018