



**BOARD OF SELECTMEN**  
**Town of Greenland • Greenland, NH 03840**  
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**MINUTES OF THE BOARD OF SELECTMEN**

Monday, July 14, 2014 – 7:00 p.m. – Town Hall Conference Room

*Members Present:* Chair John Penacho, Kevin Forrest, Vaughan Morgan, Mo Sodini

*Members Absent:* John McDevitt

*Staff:* Karen Anderson – Town Administrator

Chair Penacho opened the Board of Selectmen meeting at 6:57 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. Sale of Land: 560 Breakfast Hill Road - RSA 41:14(a) [Map R1, 9B]**

Chair Penacho opened the public hearing. The Town Administrator added this was the first public hearing of the required two; the next meeting will be the second public hearing and the Board can take action at the meeting on Monday, August 11, 2014. Information has been sent to the Planning Board and Conservation Commission for their comments, which is also a requirement. The Town Administrator told the Board that draft comments were available from the Conservation Commission and were reminded that their comments were a recommendation for consideration. Three members were opposed to the sale of the land; two approved the sale. There were concerns about the wildlife and headwaters of Berry Brook. It was recommended that the sensitive, fragile area be subdivided off and maintained as conservation space. Planning Board comments are expected at their meeting on Thursday, July 17, 2014.

There being no other comments, Chair Penacho closed the public hearing. The next public hearing will be Monday, July 28, 2014.

**2. Acceptance of Interest in Land: 135 Tuttle Lane – RSA 41:14(a) [Map R9, 3]**

Chair Penacho opened the public hearing. The Town Administrator explained this is a very small strip of land on Tuttle Lane. The land is owned by four people. A husband and wife would like to deed over their interest to the Town; the whereabouts of the other two people is unknown. The Town Administrator further explained that the husband and wife are going into elderly housing; this is an asset that has no value and they want to dispose of the asset. The land may also be acquired by the Town through tax deed in three years if the remaining owners are not found. An option would be to contact the owner of the abutting lot for their interest in the parcel when the Town has full interest.

There being no other comments, Chair Penacho closed the public hearing. The next public hearing will be Monday, July 28, 2014.

## II. ADMINISTRATIVE AND OTHER ITEMS

### 1. Emergency Management Director

Ken Fernald, Emergency Management Director, presented the Board with a letter of recommendation for Tim Collins as his replacement at the end of year. T. Collins has expressed an interest in the EMD position; he has 25 years of experience on the Portsmouth Fire Department, 5 years as the Greenland Volunteer Fire Department Chief and extensive hazardous material training. Both K. Fernald and V. Morgan have met with T. Collins. They feel he has an all-encompassing background and would recommend him.

The Selectmen have asked to meet him at the next meeting he is available.

### 2. Target Thanksgiving Hours

The request for extended hours on Thursday, November 27 and Friday, November 28, 2014 is consistent with what is done every year. The Police Chief is in agreement with the request; there will be a police detail present.

**MOTION:** K. Forrest moved to approve the two day extension of hours on Thursday, November 27 and Friday, November 28, 2014 as requested by Target. Second – V. Morgan; three in favor, one abstain (M. Sodini). **MOTION CARRIED**

### 3. Transfer Station Concepts: Compactor Location

The drawings and summary for the compactor location submitted by Altus Engineering were reviewed. The Town Administrator received an email from Kevin Van Etten, stating he is in agreement with Option C. The Board was in agreement that Option C created the best traffic flow.

**MOTION:** M. Sodini moved to approve Option C as recommended by Altus Engineering for the Transfer Station. Second – K. Forrest; all in favor. **MOTION CARRIED**

The Town Administrator will contact Altus Engineering for submission to DES. Bids have been received for the electrical portion and cement pad. When approval is received from DES, the project can move forward.

### 4. Private Collection of Solid Waste

The Town Administrator explained that this was brought to her attention last week by Ken Nydahm, Covanta Energy (waste from Greenland is currently transported there) in response to the RFP that was recently sent out. He read about the cost the Town pays for tonnage through Waste Management private collection. The Town Administrator was told the Town was in non-compliance with the Covanta contract which requires all waste that involves the Town must go through them. Although the Town is not involved with private hauling, it does pay tipping fees. Covanta stated the Town should not be paying the tipping fees to Waste Management. By paying the tipping fees, the Town is in violation of their contract.

The Town Administrator has spoken to Peter LaChapelle, Waste Management, explaining the Town was in non-compliance by paying the tipping fees. He suggested that the lawyers discuss it, and thought that the contract as part of Lamprey Regional Cooperative supersedes the Covanta contract. The Town has

been involved with Lamprey since 1978; the amended restatement of the contract was done in 1995. That contract does not have a set expiration date. There is, however, a clause on how to withdraw from Lamprey Regional Cooperative (a vote of the legislative body after a public hearing and Lamprey agrees). The Town is bound to Lamprey for the ash dump in Somersworth through perpetuity. Materials were taken to that landfill from an incinerator in the 1970's. That became a Superfund site, and the Town is 12% responsible for clean-up and maintenance costs until DES deems it clean.

The Town Administrator recommended the Town not pay the current Waste Management bill, and have the Town Attorney review with contracts with Lamprey Regional Cooperative and Covanta. The savings per month could be \$900 to \$1,000. Waste Management does have the option of continuing their route and taking the waste to Covanta; Waste Management was not agreeable.

The Board agreed that the Town Attorney should review the both contracts by the next meeting, if not sooner. In addition, the Town will not pay any further tipping fees to Waste Management. They can, however, continue private waste collection. The only obligation of the Town under RSA 149 is to provide a waste disposal facility for its residents. Chair Penacho requested that the Town Attorney clarify the Town's responsibility under RSA 149.

The Town Administrator and Chair Penacho clarified that the Town will not pay the current tipping fees for private waste collection. Waste will have to be delivered to Covanta. The tipping fee included in the manifest will not be paid.

#### 5. Krasko Field Irrigation Line

There was a water line break at Krasko Field. Maher Irrigation looked at the break and recommended putting a 6" sleeve under the roadway and running the irrigation line through the sleeve. There have been several breaks in the same area over the last three years, and may be due to traffic on that portion of the road from the transfer station. The system was installed in the early 1990's and is aging. V. Morgan added that the sleeve will allow for an easier repair and provide some protection for the line.

#### 6. 53 Meadow Lane: Walkway Repair

The Town Administrator showed the Board a picture of the damage to the walkway. The homeowner has requested the cost be split with the Town. The damage was caused when the width of the road was narrowed. The Board opted to wait for the estimate before agreeing to split the cost.

#### 7. Health Officer Appointment

Board signatures were required on the appointment forms to be sent to the State for Martha Wassell, Health Officer, and Jeff Canfield, Deputy Health Officer.

#### 8. Remembrance Park Memorial: Veteran to be Added

K. Forrest has submitted five new names for the Remembrance Park Memorial: Michael Woodcock, Herbert Woodcock, Ken Fernald, Samuel Felton and Carolyn Weeks. All have been validated on the DD214 form.

**MOTION:** V. Morgan moved to approve the five names listed to be added to the Remembrance Park Memorial. Second – K. Forrest; all in favor. **MOTION CARRIED**

9. Approval of Minutes: Monday, June 30, 2014

**MOTION:** V. Morgan moved to approve the minutes of Monday, June 30, 2014. Second – K. Forrest; all in favor. MOTION CARRIED

10. Other Business

- 2013 Tax Lien Report: Liens were placed against the delinquent accounts on the report, totaling \$58,380.24. The Town Administrator pointed out the amount is low when considering the size of the Town. There are some properties on the list approaching the three year mark for deeding. It was suggested adding the tax lien reports to the website.
- Building Permit: The Board has requested that prior year totals be added to the bottom of the recap sheet for building permits issued. They also requested the list of permits issued for the month.
- 330 Portsmouth Avenue Letter: The Planning Board members received a thank you letter from David Phreaner and Lisa Rothermich regarding their application process.
- Personnel Policy: Chair Penacho suggested there be a work session with staff to review the Personnel Policy. The Town Administrator has received suggestions from the staff; Chair Penacho noted everything is on the table. Board members should review the policy prior to the work session.
- Code Red: The training session will be held on Wednesday, July 16, 2014 in the Town Hall Conference Room.
- Wireless Key: The Town Administrator noted the key had changed due to the new firewall.

III. ACCOUNTS PAYABLE – JULY 17, 2014

1. Payroll Manifest 15

**MOTION:** K. Forrest moved to approve Payroll Manifest 15 in the amount of \$44,273.02. Second – V. Morgan; all in favor. MOTION CARRIED

2. General Fund Manifest 15

**MOTION:** K. Forrest moved to approve General Fund Manifest 15 in the amount of \$237,145.73 (\$812.47 payable to Waste Management was removed). Second – M. Sodini; all in favor. MOTION CARRIED

3. Medical Deductible Expendable Trust Manifest 14

**MOTION:** V. Morgan moved to approve Medical Deductible Expendable Trust Manifest 14 in the amount of \$1,205.49. Second – K. Forrest; all in favor. MOTION CARRIED

The Town Administrator noted that the remaining balance in the Medical Deductible Expendable Trust is approximately \$11,000.

4. Police Special Revenue Manifest 06

**MOTION:** V. Morgan moved to approve Police Special Revenue Manifest 06 in the amount of \$5,357. Second – M. Sodini; all in favor. MOTION CARRIED

## ADJOURNMENT

***MOTION:*** K. Forrest moved to adjourn at 8:04 p.m. Second – V. Morgan; all in favor. ***MOTION CARRIED***

## NEXT MEETING

Monday, July 28, 2014 – Town Hall Conference Room, 7:00 p.m.

Respectfully Submitted – Charlotte Hussey, Secretary to the Boards

Approved: Monday 07.28.14