



BOARD OF SELECTMEN
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MINUTES OF THE BOARD OF SELECTMEN

Monday, September 19, 2016 – 6:30 p.m. – Town Hall Conference Room

Members Present: Vaughan Morgan, Kevin Forrest, John McDevitt, Jim Rolston, Paul Sanderson

Members Absent:

Staff: Karen Anderson – Town Administrator

I. 6:30 p.m. NON-PUBLIC [RSA 91-A:3, II(a)]

1. Personnel

MOTION: P. Sanderson moved to enter into non-public session at 6:30 p.m. Second – J. Rolston; all in favor. MOTION CARRIED

MOTION: P. Sanderson moved to leave non-public session and enter into public session at 7:05 p.m. Second – K. Forrest; all in favor. MOTION CARRIED

Chair Morgan opened the Board of Selectmen meeting at 7:06 p.m. A roll call was taken by the Chair; he announced a quorum was present and the meeting was being recorded.

II. 7:00 p.m. APPOINTMENT

1. Robert Parker: Waiver of Liability for Class VI Road

Robert Parker currently owns a parcel of land on Post Road. He has access onto Post Road; however, DOT has told him there are too many driveways and he can't use that access. He does have frontage on Stearns Way, which is a Town Class VI Road. Michael Gill has a Waiver of Liability to build; R. Parker is seeking the same Waiver of Liability. R. Parker is planning to build one house, with the remainder of the land going into Conservation; the land is now in Current Use. The Town Administrator prepared a Waiver of Liability for Class VI Road similar to the one prepared for Michael Gill by the Town Attorney.

J. McDevitt questioned R. Parker regarding the DOT driveway permit denial. He has been verbally told by District 6 that he can't use the 50' right-of-way to access the property. J. McDevitt requested a copy of written notification from DOT. R. Parker has also requested access from his abutter.

P. Sanderson explained the procedure according to RSA 674:41, which requires review by the Planning Board for comments. The agreement prepared by the Town Administrator must be signed and recorded for approval and filing at the Registry of Deeds. After those steps are done, it would then go to the Board

of Selectmen for a building permit. The Selectmen will make their decision after receiving comments from the Planning Board.

P. Sanderson explained to R. Parker that by signing the Waiver of Liability for a Class VI road he would be responsible for anything relating to the road; M. Gill would also be responsible as well as the Gerrato's and the Gordon's. The Town would not be responsible for maintenance of the road. J. McDevitt suggested he pursue the driveway issue with DOT District 6 and get a written denial.

III. APPROVAL OF MINUTES

1. Tuesday, September 06, 2016

Spelling correction: Page 6, last paragraph, "wer".

MOTION: K. Forrest moved to approve the minutes as amended. Second – P. Sanderson; all in favor. MOTION CARRIED

IV. OLD BUSINESS

1. Greenland/Stratham Fire Departments

A meeting has been tentatively scheduled for Tuesday, October 11, 2016, at 6:00 p.m. in Stratham. Stratham will confirm the date with the Town Administrator after their Board of Selectmen meeting.

2. Coakley Update

The Town Administrator recently met with the EPA. A community interview is part of their five year assessment of the Coakley site; residents in the area have been interviewed. The five year assessment is a very important part of the closure; EPA can establish specific requirements for Coakley, report if their current protective measures are working, and add new protective measures. They are also reviewing the letter prepared by Chair Morgan, but would like to wait until the assessment results are released (within two weeks). The assessment report is open for a 30-day comment period; that would be the appropriate time to send the letter. The Town would prefer to be proactive rather than reactive by preventing contaminations above the limits before it happens.

P. Sanderson commented on the recent article in The Portsmouth Herald regarding water at the airfield. He felt it would be appropriate to ask the Coakley Group if they thought Rye had the capacity to supply public water to the Greenland side. J. McDevitt asked if the Town Engineer had reviewed the plans for the water line/main. The Town Administrator has not received a report from the Town Engineer, but will contact him for an update. Asked about having information available on the website regarding Coakley, the Town Administrator suggested waiting until the new website was online and Coakley would have its own informational page.

3. Legislative Policy Conference

The NHMA Legislative Policy Conference will be held on Friday, September 23, 2016. The Town Administrator has discussed any items related to tax collection, elections and motor vehicles with the Town Clerk/Tax Collector for her input.

- Page 2, Item 5 – Electronic Poll Books: This would enable the use of electronic poll books rather than manual entry when a resident votes. It will also total the number of voters rather than being done manually. The Town Clerk feels this would further complicate election procedures.

MOTION: K. Forrest moved to support Item 5, Electronic Poll Books. Second – P. Sanderson; three in favor, two opposed (Chair Morgan, J. Rolston). MOTION CARRIED

- Page 3, Item 15 – Petition Signature Requirements: Number of signatures required on petitioned warrant articles by towns with an official ballot referendum town meeting (SB2). The Town Clerk felt it should remain at the current 25 signatures. The Board felt signatures at 2% should be required for a petitioned warrant article.

MOTION: J. McDevitt moved to support Item 15, Petition Signature Requirements. Second – K. Forrest; all in favor. MOTION CARRIED

- Page 4, Item 23 – Appointment of Town Clerks and Town Clerks/Tax Collectors: This would enable governing bodies to appoint or elect to these positions. The Greenland Town Clerk/Tax Collector opposes the appointment rather than election of these positions. Currently, the Tax Collector can be appointed, but not a Town Clerk or combination of the Town Clerk/Tax Collector. Chair Morgan was in support of this item; it would prevent an unqualified person from being elected to one of those positions. P. Sanderson added that it could be a problem finding a qualified person on the local to fill the elected positions, but there may be someone in a neighboring town if appointments were possible.

MOTION: K. Forrest moved to support Item 23, Appointment of Town Clerks and Town Clerks/Tax Collectors. Second – J. McDevitt; all in favor. MOTION CARRIED

- Page 6, Item 8 – Clarification of Elderly Exemption: This item would make the elderly exemption qualification consistent with the Low & Moderate Income Homeowners Property Tax Relief Program. The Town Administrator was opposed to this item. If this change were approved, some of our elderly residents may no longer qualify if a family member's income/assets were taken into consideration while living with, and caring for, the elderly parent/grandparent.

MOTION: J. Rolston moved to not support Item 8, Clarification of Elderly Exemption. Second – K. Forrest; all in favor. MOTION CARRIED

- Page 9, Item 6: Establishment of Special Revenue Funds for solid waste programs. Currently, it's only allowed for recycling. This would allow the establishment of a special revenue fund for the Transfer Station activities as discussed by the Board.

MOTION: P. Sanderson moved to support Item 6, Establishment of Special Revenue Funds. Second – J. Rolston; all in favor. MOTION CARRIED

- Page 10, Item 12 – Severe Weather Events: The Town Administrator explained that this item deals with storm ready programs and promotes a resilient infrastructure as it relates to sea rise and global warming. P. Sanderson added it enables towns to create larger buffer zones, more setbacks, etc.

MOTION: J. McDevitt moved to not support Item 12, Severe Weather Events. Second – J. Rolston; all in favor. MOTION CARRIED

- Floor Policy Proposal to allow, but not require, the Library budget to appear as a separate warrant article on the Town Meeting SB2 ballot. The Town Administrator explained that if the Library budget failed, it would need a default budget and a special Town Meeting would have to be held. If it failed again, the Library would have to close.

MOTION: K. Forrest moved to not support the Floor Policy Proposal for Library budgets to appear as a separate warrant article on the Town Meeting SB2 ballot. Second – J. Rolston; all in favor. MOTION CARRIED

- Floor Policy Proposal to allow municipalities to borrow funds from Special Revenue Funds and/or Capital Reserve Funds for the purpose of financing municipal building construction.

MOTION: J. McDevitt moved to not support the Floor Policy Proposal allowing municipalities to borrow funds from Special Revenue Funds and/or Capital Reserve Funds for the purpose of financing municipal building construction approved via warrant articles approved by the voters. Second – J. Rolston; all in favor. MOTION CARRIED

- Floor Policy Proposal amending Accessory Dwelling Units (RSA 674) to prohibit either the principal dwelling unit or the ADU from being used for short term rentals which are defined as the rental of either the principal dwelling unit or the ADU for a period of less than 30 days.

MOTION: P. Sanderson moved to not support the Floor Policy Proposal that amends Accessory Dwelling Units and short term rentals for a period of less than 30 days. Second – J. Rolston; all in favor. MOTION CARRIED

- Floor Policy Proposal for an additional surcharge on meals and room taxes for hotel occupancy. This would add a role to DRA to collect a municipal tax.

MOTION: J. Rolston moved to not support the Floor Policy Proposal for an additional surcharge on meals and room taxes for hotel occupancy. Second – K. Forrest; all in favor. MOTION CARRIED

- Floor Policy Proposal to define short term rentals as a home business and permit municipalities to regulate and inspect these businesses for life safety issues.

MOTION: P. Sanderson moved to not support the Floor Policy Proposal to define short term rentals as a home business and permit municipalities to regulate and inspect these businesses for life safety issues. Second – K. Forrest; all in favor. MOTION CARRIED

- Floor Policy Proposal - State Revenue Structure and State Education Funding: Reduce local property tax to fully fund the NH Education Trust.

MOTION: J. McDevitt moved to not support the Floor Policy Proposal - State Revenue Structure and State Education Funding: Reduce local property tax to fully fund the NH Education Trust Fund as defined in RSA 198:38. Second – J. Rolston; all in favor. MOTION CARRIED

4. Other Old Business

- The Property Maintenance Supervisor has not received pricing on siding for the metal building.
- Trees at Remembrance Park: Chair Morgan updated the Board that there was a meeting at the Park regarding the location of trees that were recently planted. Asked to participate in the meeting were

Wally Berg, the Property Maintenance Supervisor, Conservation Commission Chair, Rick Simpson (Rolling Green Nursery), Chair Morgan, and any other interested parties. The Conservation Commission Chair was unable to attend; however, the Town Administrator and Walter Lang (Lang's Landscaping) were also in attendance. After discussion, it was determined that two trees may hinder the view of the Memorial. W. Lang agreed with the Property Maintenance Supervisor that moving the trees at this time would not be wise. W. Lang suggested that if the trees were moved, it should be done in mid-November. He offered to move the trees with the help of W. Berg. Chair Morgan recommended moving the two center trees. The Property Maintenance Supervisor will meet with the Conservation Commission for the location and W. Lang about the planting. The Board was in agreement to move the trees.

- Painting of the cannons and lighting at Remembrance Park was discussed. The Property Maintenance Supervisor will research those issues and report back to the Board.
- Maintenance of the Parks: K. Forrest commented that it has been brought to the Board that there should be someone responsible for maintenance of the parks. He wanted to make it clear that the Property Maintenance Supervisor is responsible and qualified, as well as expected, to take care of those issues. C. Hussey added that Dig Safe should be called when any digging, staking, etc., is done in the Park. The Town Administrator and the Property Maintenance Supervisor will draft a Use of the Park Policy for Board review. K. Forrest will also discuss a use policy for the fields with the Recreation Committee.
- Use of Rec Fields: The Property Maintenance Supervisor stated that the fields are unlocked on Monday mornings. Damage is done to the fields if left unlocked.
- Lights on the Monument: The Property Maintenance Supervisor will try to get that done as soon as possible.
- Chickens: The Town Administrator reported that the chickens are fenced in and no longer on Town property.

V. NEW BUSINESS AND ADMINISTRATIVE

1. Review of Town Administrator's Weekly Report

There were no comments.

2. Veteran's Credit

The resident at Map R21, Lot 8, qualifies for the Veteran's Credit based on time of service and service medals.

MOTION: J. McDevitt moved to approve the Veteran's Credit for James Sobey (Map R21, Lot 8) in the amount of \$500. Second – K. Forrest; all in favor. MOTION CARRIED

3. Update: Rolston Park

The Town Administrator updated the Board on the ongoing improvements at Rolston Park. Last year the Board approved renovations and plantings at the park. The Greenland Women's Club started the work and has continued all summer. This has been done through the Soak Up the Rain grant program and Laura Byergo. They have received additional funds to continue the project. The Board received a planting plan in their packet. L. Byergo is working with Fish & Game; as part of the dam removal there is supposed to be a kayak/canoe boat launch area which has been put on hold until funding is available. All planting is being coordinated with those plans. Plantings this fall will include native species. Chair

Morgan acknowledged the amount of work that L. Byergo has done in the park. The Town Administrator added that the Fire Department has also assisted.

4. Request for Road Race

Holloway Automotive Group is planning a half marathon to support their foundation, with a specific goal to reduce drug dependence. The route will be through Greenland and Newington, starting and ending at Holloway on Portsmouth Avenue. Chief Laurent has been working with them; the date is Sunday, April 23, 2017. P. Sanderson noted that they will need a permit from District 6 since it's a State road. Parking will be at Great Bay Community College, and runners will be shuttled to the starting point. LOCO Sports has been hired to handle all details.

MOTION: K. Forrest moved to approve the request by Holloway Automotive Group to hold a half-marathon on Sunday, April 23, 2017, with all conditions as outlined in the letter from LOCO Sports, Inc. Second – J. Rolston; all in favor. MOTION CARRIED

5. Other New Business

- Fire Truck Bid: The old fire truck was put out to bid. Two bids were received; the bid for \$6,575 was withdrawn, the remaining bid is \$3,200. Chair Morgan and the Town Administrator have spoken to Chief Cresta. The tires are 12 years old and are a major devaluation; Chief Cresta didn't think more than \$3,200 to \$4,000 would be offered. The bid will be relisted on Craigs List; the Town Administrator will post it on the NHMA and Primex websites.
- Audit Finding: The Trustees of the Trust Funds have not turned over the interest on the Cemetery Trust Fund to the Town for 2014 or 2015. The Cemetery Trustees did not request that the funds be turned over. The Trustees of the Trust Funds will not take action until notified by the Cemetery Trustees.
- Sawhorses: A request has been received to borrow 11 sawhorses for the Big Brother/Big Sister Touch a Truck. This is done every year; they will be picked up on Friday, September 23 and returned Sunday, September 25.
- Chair Morgan requested a non-public session at the end of the meeting regarding personnel.

VI. ACCOUNTS PAYABLE – THURSDAY, SEPTEMBER 22, 2016

1. Payroll Manifest 19

MOTION: P. Sanderson moved to approve Payroll Manifest 19 in the amount of \$49,839.39. Second – K. Forrest; all in favor. MOTION CARRIED

2. General Fund Manifest 19

MOTION: P. Sanderson moved to approve General Fund Manifest 19 in the amount of \$262,543.39. Second – K. Forrest; all in favor. MOTION CARRIED

3. 2016 Warrant Article 16

MOTION: K. Forrest moved to approve the expenditure of \$1,500 from Warrant Article 16 as approved in March 2016. Second – J. Rolston; all in favor. MOTION CARRIED

The Board of Selectmen and Conservation Commission are both required to authorize expenditures from Warrant Article 16.

VII. NON-PUBLIC [RSA 91-A:3, II(a)]

MOTION: K. Forrest moved to enter non-public session at 8:40 p.m. Second – J. Rolston; all in favor. MOTION CARRIED

1. Personnel

MOTION: P. Sanderson moved to leave non-public session and return to public session at 8:53 p.m. Second – J. Rolston; all in favor. MOTION CARRIED

VIII.ADJOURNMENT

MOTION: P. Sanderson moved to adjourn at 8:55 p.m. Second – J. Rolston; all in favor. MOTION CARRIED

NEXT MEETING

Monday, October 03, 2016 – 7:00 p.m., Town Hall Conference Room

Respectfully Submitted – Charlotte Hussey, Secretary to the Boards

Approved: Monday, October 03, 2016