

## Selectmen's Meeting Minutes

Tuesday, February 12, 2008

**Present: Selectman Ives and Bowles. Chairman Maxfield is not present.**

**Also present: Road Agent David Rice, Planning Board Chairman Tom Dow, Planning Board member Bob Ordway, Police Chief, Code Enforcement/Compliance Officer Bob Fiske, ZBA Chairman David Powelson, and Fire Chief Jeff Burr.**

Selectman Ives called the meeting to order at 6:30 PM.

- I. Selectman Bowles moved to approve the Selectmen's Meeting Minutes of Tuesday, February 5, 2008 as presented. Seconded by Selectman Ives. Majority vote in favor. Motion carried. Selectman Bowles moved to approve the Selectmen's Budget Hearing Minutes of Thursday, February 7, 2008 as presented. Seconded by Selectman Ives. Majority vote in favor. Motion carried.
- II. Selectman Ives opened the Board of Permit.
  - a. Selectman Ives discussed the issue of the cistern for the VOA Senior Housing Project. He stated that Planning/Zoning Secretary Donna White had provided copies of minutes and correspondence for review. Fire Chief Jeff Burr stated that he had sent Planning Board Chairman Tom Dow and the Selectmen correspondence regarding what took place during discussion of the cistern. He said that he had contacted Julia Wilcock from VOA and a representative of HUD regarding this issue and was advised there was no money in the budget for this purpose. Chief Burr went on to say that Susan Hathaway of the Engineering Firm, Harriman Associates had made some changes to the project and intended to e-mail the changes to him; however, the e-mail address was incorrect as she spelled Loudon with an e and he never received the information. He said that Ms. Hathaway assumed that he was in agreement with the changes because she never heard back from him. Chief Burr said that he had tried to negotiate with Ms. Wilcock; however, he was told that there were no additional funds. He said that while there is a sprinkler system for life safety, he is also looking at the fact if there were a fire there would be 34 families without a place to live if there is not a large enough water supply. Bob Fiske stated that he is expecting that VOA will be looking for a Certificate of Occupancy fairly soon and needs some direction. He reviewed sections of meeting minutes relative to cistern discussions. Discussion ensued regarding a 5,000 gallon domestic water tank and whether or not it would be allowable to utilize this water source for emergency fire suppression. Discussion ensued regarding the miscommunication regarding two separate water sources being confused into one. Tom Dow said that he would like to speak with additional

Planning Board members for their input, but he feels the full intention was to have a cistern at this property and it appears that it got lost in the cracks during the process. He said there was a lot of confusion during the process. Mr. Dow said that VOA has met the requirement of having a sprinkler system, smoke detectors, heat detectors, etc. He said no matter how creative the Town tries to be to get the cistern in place; he feels if VOA does not have the funds to install the cistern, the Town will have to forego it. Mr. Dow went on to say that he agrees that a cistern is needed at that end of town, but does not see how it will be included in this particular site. He said that while it was the Town's intent to have the cistern on this property, it does not appear that it is going to happen. Selectman Bowles asked if the Fire Department would be able to attach a line to the building. Chief Burr said that they should be able to. He said the plans call for a sprinkler system that the Fire Department can connect to so they can pump water into the system. Discussion ensued regarding the two 2,500 gallon poly tanks and the 5,000 gallon domestic water supply. Mr. Fiske said he felt that it was important to check into the backflow prevention device to connect to the domestic water supply for an additional water source. Chief Burr discussed a letter from Ms. Wilcock stating that Jim Gill at NH DES indicated that he would not approve the installation of a Fire Department connection to the domestic water source for an additional water supply to fight a fire because of possible contamination of a public water source. He said they also discussed backflow prevention. Discussion ensued regarding contacting DES and trying to obtain additional information regarding the domestic water source issue. Bob Ordway stated the 5,000 gallon tank does not have a fire department connection installed, but it could be modified if needed. He said he felt that the two 2,500 gallons poly tanks are the ones that have the fire department hook-up. Discussion regarding flushing the system if it were to be contaminated ensued. Dave Powelson asked if the 5,000 gallon tank was pressurized. Mr. Fiske said he did not think that it was. Selectman Bowles stated he felt that Town should push for the backflow valve for the 5,000 gallon tank. Mr. Fiske suggested that the Town should mandate, for future projects, that the entire building should be required to have the sprinkler system, not just a portion of the building even though it meets code. Chief Burr stated that the Town can make local ordinances more stringent than what the State laws are. The Board agreed that Chief Burr will contact DES to get more information regarding the backflow valve for the 5,000 gallon domestic water source and provide any information at next Tuesday's Selectmen's Meeting.

- b. Bob Fiske discussed the property owned by George Tombarello regarding Mr. Tombarello's request to construct a building for his tractor without a primary residence. He stated that Mr. Tombarello was advised to go to the Zoning Board for discussion. Mr. Fiske said that the minutes of the ZBA meeting do not indicate to him that the ZBA gave a concise decision on this issue. He said he has spoken with both Planning and Zoning

Chairmen regarding the meaning of S.204 k & l and is asking the Board for their interpretation. Mr. Fiske said that he has sent Mr. Tombarello a letter of denial from the Building Department and advised Mr. Tombarello that he could appeal this decision through the ZBA. He said that Mr. Tombarello has filed an appeal and it will be heard by the ZBA. The Board of Permit members agreed that this would need to follow the appeal process. Mr. Dow asked if the ZBA had made a clear decision on this issue. Mr. Powelson stated that the ZBA did not have a clear decision on this issue. He said there was no official plan or application presented and the Board discussed various options. It was stated that Mr. Tombarello was appealing the denial of the building permit for the accessory structure, not a decision by the ZBA.

Selectman Ives closed Board of Permit and reconvened the Selectmen's Meeting.

- III. The Board met with Road Agent David Rice.
  - a. Mr. Rice advised the Board that the Highway Department had run out of salt last weekend and because of that some roads remained slippery. He said the Highway Crew had to keep trying to re-sand those roads. Mr. Rice stated that he has received a delivery of salt and the roads that had not been treated with the salt over the weekend have now been treated. He said he hoped to get another delivery at the end of the week.
  - b. Discussion ensued regarding the overtime line in the budget as well as the salt line. Selectman Bowles discussed productivity and concerns regarding the idling of trucks for long periods of time.
  
- IV. The Board met with Fire Chief Jeff Burr.
  - a. Chief Burr advised the Board that the ad had been placed for the fulltime FF/EMT position.
  
- V. The Board met with Police Chief, Code Enforcement/Compliance Officer Bob Fiske.
  - a. Chief Fiske presented the Board with a dealer certificate. Discussion ensued regarding this applicant planning to bring in cars, detail them and then sell them. The Board agreed that this would need to go before the ZBA for a Major Home Occupation. Mr. Fiske asked if the Selectmen's Office was going to respond to the applicant. The Board agreed that correspondence would be forwarded to the applicant.
  - b. Selectman Ives stated for the record that Mr. Fiske presented the Board with copies of the audit report on the Buffer Zone Protection Program Grant and that everything was in order. He stated the report commends Mr. Fiske for the way he has handled the grant.
  - c. Selectman Ives stated for the record that one pistol permit was submitted for signature and approval.
  - d. Mr. Fiske discussed the SPCA Agreement relative to billing the owners when a dog is claimed. The Board stated that it appeared there was some

miscommunication regarding the billing process. Mr. Fiske stated he thought that when a dog was claimed by its owner, the owner was responsible for the charges by the SPCA and that the Town only paid for services if the dog was a stray and not claimed. He said that he would be sure to provide information to the Selectmen's Office regarding ownership of the animal so that the Selectmen's Office could forward a bill for services to the owner once the animal is claimed.

- VI. The Board began their review of weekly correspondence.
- a. The Board received copies of the dedication for Raymond Cummings to be included in the Annual Town Report for review.
  - b. The Board received the 4<sup>th</sup> Quarter Host Community Fee from ESMI in the amount of \$17,122.66.
  - c. The Board received copies of an abutter notice for a lot line adjustment on Route 129.
  - d. The Board received notice from Central NH Regional Planning Commission regarding the updated Regional Transportation Plan.
  - e. The Board received copies of NHMA Legislative Bulletin #8.
  - f. The Board agreed to postpone Board of Permit to March 18, 2008 due to Town Meeting first session being on March 11, 2008.
  - g. Selectman Ives asked if Mr. Fiske was aware of any changes for the NASCAR races. Mr. Fiske stated he was meeting with the Track next week, but as far as he is aware there are no changes at this time. He stated there are some cosmetic changes underway, but as far as personnel, it does not appear to have changed. Mr. Fiske will advise the Board of the outcome of the meeting.

Selectman Bowles moved to adjourn the meeting at 7:38 PM. Seconded by Selectman Ives. Majority vote in favor. Meeting adjourned.

#### THE LOUDON BOARD OF SELECTMEN

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Roger A. Maxfield, Chairman

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Steven R. Ives, Selectman

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Dustin J. Bowles, Selectman