

Selectmen's Meeting Minutes
Tuesday, June 5, 2012

Present: Chairman Bowles, Selectman Krieger, and Selectman Ives.
Also Present: Road Agent Dave Rice.

Chairman Bowles called the Meeting to order at 6:30 p.m.

- I. Selectman Krieger moved to accept the Selectmen's Meeting Minutes of Tuesday, May 29, 2012 as written; seconded by Selectman Ives. All were in favor. Motion carries.
- II. The Board met Fire Chief Dick Wright.
 - a) Chief Wright stated that the search committee is in place and a meeting will be set soon.
 - b) Chief Wright has a meeting tomorrow with NHMS to discuss the scheduling and planning for the July event.
 - c) Chief Wright said that the bid specs are ready and going out for the new fire engine.
 - d) Chairman Ives asked if Chief Wright has enough manpower for the race. Chief Wright said that he does, the list is made out and the price will be the same as last year.
 - e) Selectman Ives asked Chief Wright if Mike Labonte has contacted him about using Station 2 for voting. Chief Wright said yes he did. Chairman Bowles said they will have to look into a secure phone line for the state. Chief Wright said they might have to look into handicap accessibility. Chairman Bowles said they will also be talking with Dave Rice to come up with a parking plan.
- III. Selectman Krieger made a motion to appoint Tonya L. Emerson as part-time patrolman for the Loudon Police Department this 5th day of June 2012. Seconded by Selectman Ives. All were in favor. Motion carries.
- IV. The Board met with Leigh Cheney from the Capital Area Public Health Network and Police Chief Shaun Mulholland from Allenstown to discuss the Capital Area Emergency Management Mutual Aid Agreement. Chairman Bowles explained that after the last meeting with them the Board asked Town Council to review the agreement. Ms. Cheney and Chief Mulholland went through the list of questions and comments and answered each.
 - 1) Who are the other parties to this agreement? Chief Mulholland stated that Allenstown and Bow have signed the agreement, Chichester has agreed they just haven't got the signed agreement yet, Northwood, they are meeting with Epsom next Monday, and they don't have a date with Pembroke yet, not sure about status of Pittsfield right now. Ms. Cheney said that Weare, Warner, Bradford and Hopkinton all have the agreement and have shown interest in it. Ms. Cheney said they have 5-6 Towns that are definite.

- 2) Chief Mulholland said that in regards to the suggestion about switching paragraphs Section II (B) and (C), this agreement was created from a national format and modified to meet State of NH requirements. It was then reviewed by a committee made up of emergency management directors, officials, Red Cross, State and changes were made to bring it to where it is now.
- 3) Chief Mulholland explained that as far as travel expenses go it is for areas in excess of 50 miles roundtrip and most of the communities involved are within that. They don't tell a Provider how to change for travel but they go by the federal rate because that is what FEMA is most familiar with but if there is a union contract and a different rate that is what would be paid. As to the question can the Recipient choose to not provide for travel expenses, Chief Mulholland said not if it meets the 50 mile guideline. Chairman Bowles asked if that is reimbursed by FEMA. Ms. Cheney said it is if the disaster is declared. Chief Mulholland said that if not declared it would be a shared cost but in most cases they would know right away if it was going to be declared, if the shelters are going to be open in most cases it would be declared. Chief Mulholland said that most places have food for their first responders; the food would be the food at the shelter. Ms. Cheney said that some communities may want to enter into MOU's signed with local grocery stores; looking at ways to provide food to a shelter. Chief Mulholland explained that the agreement is triggered by the Emergency Management Director. Ms. Cheney said this agreement is between Emergency Management Directors.
- 4) Chief Mulholland said to extend the 24-hour service period would be done by conference call.
- 5) Ms. Cheney explained that the training is free and provided by the public health network. They ask that each town provide five volunteers to be trained in sheltering. Ms. Cheney suggested that since Loudon already has a CERT team, that might already have some training, they should be asked to be involved. She explained that they try to stay away from first responders because of the money and because they will probably be needed here in town.
- 6) Chief Mulholland stated that the sending community would be responsible for providing Workers Comp Insurance for their volunteers, they probably already have it and also for general liability insurance.
- 7) Chief Mulholland explained that state statute 21-P:41 applies specifically to emergency management and talks about protection from liability.
- 8) Chief Mulholland stated that you can't sign away your civil rights or civil responsibility so according to two attorneys, adding those words wouldn't really make a difference.

Selectman Krieger asked if there is a disaster in another town and they can't open a shelter would Loudon be forced to open one. Chief Mulholland stated that if another town had a disaster and could not open a shelter they would ask Loudon to open one but the Town would be under no obligation to do it at any time. He stated that this agreement allows communities to work together but doesn't obligate them to. Ms. Cheney explained that if the town does host a shelter the Emergency Management Director would be responsible for submitting the paperwork for reimbursement from FEMA. Selectman Ives stated that they should discuss this with Chief Fiske.

Chairman Bowles agreed that they would talk to Chief Fiske; Loudon's Emergency Management Director and get back to Ms. Cheney and Chief Mulholland.

- V. The Board met with Joseph Piroso from American Legion Post 88. Mr. Piroso spoke to the Board about selling the American Legion Property to the Town. Mr. Piroso explained two options; option # 1 is to sell the property for \$150,000.00 plus a property on Foster Road, option #2 is the sell the property for \$180,000.00 plus housing options. Mr. Piroso explained that housing options means assisting the Legion in finding a place to meet. He explained that they need a place to meet plus they sponsor the boy scouts so they have to supply a place for the Scouts to meet and store supplies. Mr. Piroso said they have tenants that meet at the Legion on a regular basis he would need to give them reasonable notice to find a new place to meet. Mr. Piroso spoke about the tank; the Legion would maintain the tank if the Town would leave it where it is, maybe put a small memorial park around it. Mr. Piroso said that if they go they wouldn't need the stuff inside the building, maybe other departments could use some of it. Mr. Piroso mentioned that if the Town Attorney could put the paperwork together for this they wouldn't need to pay money for a real estate agent. Selectman Krieger stated that if they decide to this, as promised at Town Meeting when the article was passed, they would have at least two hearings for the public. Selectman Krieger asked how often the Legion meets. Mr. Piroso said they meet every third Wednesday and the Boy Scouts meet every Thursday. Selectman Krieger stated that he likes the tank there and thinks it should remain. Bob Ordway spoke about moving the Historical Society to the stone house once the town office is moved into a new building, then that space would be available for the Legion and the Boy Scouts. Chairman Bowles stated that the Board would take this under advisement. Mr. Piroso said that they meet on the third Wednesday of each month and they would like to have an answer as to which option the Board is leaning towards by the next meeting. The Board stated that they will have an answer by then. Selectman Krieger said that he doesn't want to start any meetings with the public until it is set in stone so that the public knows exactly, from the beginning, what is going on since they voted at Town meeting to put their trust in the Board.
- VI. The Board met with Julie Robinson, Chair of the Conservation Commission. Chairman Bowles explained that he received a call from the track in reference to a property on Taylor Haines Road. Ms. Robinson said that she spoke to Cindy Balcius who works for the track. In 2009 Gues Meadow Brook was compromised so the track asked if they could mitigate. To do that they bought the Taylor Haines property from Roy Merrill, a much better wetland according to Ms. Robinson. She explained that the conservation commission didn't want to hold the easement because it's another burden on the Town so Fish and Game is holding the easement and doing the monitoring. Ms. Robinson said that part is all done, the easement is written. Ms. Balcius told her that there is paperwork that wasn't done that needs to be signed by the Town saying that they agree to take ownership of the land. Ms. Robinson said the track attorney was supposed to get the paperwork to the Town to be signed and it should be at the office. Chairman Bowles stated that he will look into where that paperwork is.
- VII. The Board began their review of weekly correspondence.

- a) The Board received copies of a letter from Town Council regarding the Fortier property.
- b) The Board received an email from Donna White regarding the Rattee subdivision.
- c) The Board received a letter from residents concerned about upgrades to Batchelder Road due to the Rattee subdivision. Chairman Bowles explained that the Planning Board asked for improvements as part of the subdivision approval. He explained that the improvements include applying gravel and ditching the road within the same footprint, not moving stone walls, trees or paving. Selectman Ives stated that he wouldn't second guess the Planning Board and their decisions. Chairman Bowles said that he recalls that the Planning Board did not request a bond it was an agreement that the road would just be done. Selectman Krieger said that they should get something signed from Ms. Rattee saying she'll upgrade the road and not ask for a bond. Selectman Ives stated that these people need to know that the road will not be widened just improved within the footprint that is there now. Steve Jakubowski suggested that the Board get that signed agreement from Ms. Rattee where she agrees to the improvements in writing; they would then have something to show these concerned people.
- d) The Board received a letter from Roy Merrill regarding a road bond release. The Board will ask the office to look into releasing the bond. Chairman Bowles said that the road has held up, they have not had any issues.
- e) The Board received a copy of a memo from Bob Fiske to NHMS regarding race scheduling.
- f) The Board received a copy of information regarding a hearing on June 12, 2012 at 9:30 am at LGC on proposed changes to the Member Agreement.
- g) The Board received a copy of the letter from Town Council that they received a couple of weeks ago regarding MRI and incorporating a provision for an open container waiver. Chairman Bowles said they are still waiting for the MRI report and the invoice will not be paid until they get it. The Board will ask the office to call the insurance company about the waiver. Selectmen Ives agreed with Town Council that under special circumstance they could grant a waiver but that certain criteria would have to be met; supervision, no glass bottles etc.
- h) The Board received a copy of a letter from DRA regarding the USPAP report.
- i) The Board received a copy of a letter from DRA regarding a monitoring assessment update.
- j) The Board received a copy of a letter from Mr. Harris.
- k) The Board received notification of a continued Chapter 13 Order hearing.
- l) The Board received a letter from the Loudon Old Home Day Association.
- m) The Board received a copy of Legislative Bulletin #23.
- n) The Board received miscellaneous correspondence.

Bob Levan asked if the land that Ms. Robinson was talking about earlier is conservation land. Chairman Bowles stated that it is. Mr. Levan asked what MRI is doing for the town. Chairman Bowles explained that MRI looked into the operations at the fire department as far as how things were being run etc. Mr. Levan asked about the two documents that the Board received from DRA. Chairman Bowles explained that DRA keeps an eye on the assessors to make sure things are done according to RSA's and they will randomly pick properties and compare it to the work

that the assessors did. Mr. Levan asked about the USPAP report. Selectman Krieger explained that it is a report from DRA regarding the work that the town assessors have done in the last five years. Mr. Levan asked about the reference to a Chapter 13 hearing, is that a bankruptcy and if it has to do with the town. Selectman Krieger explained that the town is not going bankrupt; the notice was about someone in town. Mr. Levan stated that he read an article about the city of Concord having to tax deed a number of properties because of delinquent taxes. He asked if Loudon has had to tax deed any properties this year. Chairman Bowles stated that they have not since he has been on the Board. He explained that they generally try to work with the people. Mr. Levan asked if they write off taxes. Selectman Ives explained that they have negotiated the interest rate that someone has to pay, if someone is trying to keep up. Or if someone comes up with a large chunk of money to pay back taxes they have written off some of the interest. Selectman Ives said that it's not fair to the rest of the taxpayers to just abate someone's taxes. Chairman Bowles said that they work with the tax collector and come up with payment plans. Selectman Ives said they've traded painting of town buildings for taxes.

Selectman Krieger moved to adjourn the meeting at 8:14 p.m.; seconded by Selectman Ives. All were in favor. Meeting adjourned.

LOUDON BOARD OF SELECTMEN

Dustin J. Bowles, Chairman

Robert P. Krieger, Selectman

Steven R. Ives, Selectman