

**1. Regular Business Meeting**

Chairman Matt Quandt convened the Board at 6:50 pm in the Wheelwright Room of the Town Office. Other members of the Board present were Selectman Frank Ferraro, Vice Chairman Don Clement, Selectman Dan Chartrand. Selectwoman Julie Gilman was absent due to illness. Also present: Town Manager, Russ Dean.

2. **Board Interviews** The Board interviewed John Gilbert for a vacant position on the Water/Sewer Advisory Committee. Mr. Gilbert explained his background and answered questions from the Board. The Board then reconvened in the Nowak Room where Mr. Quandt introduced the Board and the Town Manager.

3. **Bid Openings.** The Board acknowledged the receipt of bids for a new ambulance. A total of four bids are received. The amounts are 1) \$187,513.07 from Greenwood Emergency Vehicles of Attleboro Falls, MA, 2) \$179,594 from Professional Vehicle Corp. of Rumford, ME; 3) \$178,756 from Sugarloaf Rescue Vehicles of Carrabasset, ME, and 4) an Option A bid of \$206,196 and Option B of \$198,815 from Bulldog Fire of Woodsville, MA. Mr. Clement moves to bring bids to Fire Department and Town Manager to bring a recommendation back to the board. Mr. Chartrand seconds. Motion carries.

4. **Public Comment.** Mr. Alan Bailey of Green Street commented on the Water Street sewer interceptor project. He asks about the timeline of the project since it was conceived and expresses concerns about the media coverage. He discusses his views on the housing authority and their role in the process. Mr. Quandt indicates the item is on the agenda for further discussion. Ms. Renee O'Barton of 5 Blanche Lane references the urgency of the meeting with the housing authority and whether interviews will happen with the candidates. Mr. Quandt refers to the agenda and says this item will come up later.

5. **Minutes & Proclamations.** Mr. Ferraro asks if the Town Manager could discuss the Gilman Park transfer under his report. It is in the minutes and is a reminder of the issue.

**a. Regular Meetings:**

June 18, 2012. Motion by Chartrand to accept, seconded by Clement. Motion carries.

July 9<sup>th</sup>, 2012. Motion by Chartrand to approve, second by Clement. Motion carries, Ferraro abstains.

July 23<sup>rd</sup>, 2012. Motion by Chartrand to approve, second by Clement. Motion carries.

Non Public Session July 23<sup>rd</sup>, 2012. Motion by Clement to approve, seconded by Chartrand. Motion carries.

August 2<sup>nd</sup>, 2012. Mr. Dean states these will be online tomorrow. Minutes are held.

**6. Appointments**

Mr. Ferraro moves to appoint Robert Eastman to the Water/Sewer Advisory Committee. Mr. Eastman submitted an application on August 1<sup>st</sup>. Mr. Eastman is intimately involved in water/sewer issues in town and knows the rate models better than anyone. He did apply for the committee so Mr. Ferraro is nominating him. Mr. Quandt asks for a second. No second. Mr. Quandt asks for further nominations.

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Mr. Ferraro expresses his disappointment with the lack of a second. Mr. Quandt indicates he did not see this application. Mr. Eastman comments as his first choice was the Exeter Housing Development and his next choice was the water/sewer committee. Mr. Chartrand comments he did not miss this but given Mr. Eastman's role in not wanting to move things forward he will not vote to put Mr. Eastman on any board or commission. Mr. Ferraro interjects. Mr. Eastman suggests a non public session. Mr. Quandt suggests scheduling Mr. Eastman for an interview. An interview will be scheduled.

#### **7. Discussion / Action Items**

##### **a. New Business**

##### **i. Swasey Trustee Update**

Mr. Jay Perkins, Highway Superintendent reports on paving of Swasey Parkway. Wednesday morning the crosswalks will be put in and the road will be open. Mr. Perkins asks for questions. Mr. Ferraro thanks Mr. Perkins for the work. He asks about the plan for parking. Mr. Perkins states he is wearing his trustees hat. Mr. Clement comments the paving is from Water Street to Newfields Road, not just the area near the culvert. Mr. Clement asks about the speed bumps will they go back in? Mr. Quandt requests Mr. Perkins be allowed to make his presentation then answer questions. Mr. Perkins states as a Swasey Trustee, their recommendation would be no speed bumps and parking on one side. If the Board wishes, speed bumps would be put in. Moving on, after discussions from the Chair, Mr. Perkins requests road closure permits come to the Trustees. He states the boat race is a recent example the Trustees were not aware of. He wishes to work closer together with the Board. Also they have requested a BOS rep to the Trustees. For 2013, the Trustees have a few recommendations. They are working on a capital projects list for the Parkway. They would like to see restrooms on the Parkway. In 2013, they would like to work with the Selectmen on the size of vendor carts – right now there is no regulation. They would like to recommend an area, the turnaround built, for vendors. They would like to see no more than three vendors there and a shade structure. They are recommending this for 2013. Ultimately it is the Board's decision what is in the road. Mr. Perkins opens up for questions. Mr. Clement refers to the recommendation of no speed bumps and parking on one side. He clarifies. Mr. Perkins says they are looking for feedback. Mr. Clement states parking on both sides existed prior to the work done. He asks about the process for a parking ordinance change which requires multiple readings. Mr. Clement applauds the speed with which the work was done. Mr. Perkins credits the good weather. Mr. Clement references prior to the work an island existed at the entrance. What are the thoughts on this coming back. Mr. Perkins found with the island Fire trucks could not get through if something happened to Water Street. There is a 9.5 foot width each side with the island. Chief Comeau describes drills on the Parkway. They are not opposed to the island, but are opposed to speed bumps. Mr. Perkins references a study done in May 1986 regarding one way traffic on the Parkway. Mr. Chartrand thanks the contractors, Mr. Perkins, Bell and Flynn et al for their efforts to keep the Parkway open and his people for working very hard and doing a great job on the project. Mr. Ferraro recounts the issues. There is a parking ordinance change needed. He is inclined to go with one side parking, no speed bumps and no island. Mr. Chartrand also mentions the restrooms, permanent vendor spots. Mr. Perkins suggests speed tables and the island could also be added in the future. Mr. Clement disagrees with Mr. Perkins, which is rare. One way parking in the past caused speeding and limited enjoyment of the park. He wishes to keep speed down on the parkway. If it's not broken from before why fix it? He would like to continue having traffic and the lane restrictions return to what they were prior to April 2011. Mr. Quandt recollects parking issues and backing up issues on the Parkway. Mr. Ferraro observed speed increases when the parkway was 2-way and agrees it is an issue. He goes back and forth on the parking

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one side versus the other. There are problems on both sides. It would be good if people were courteous, but you have people parking abreast of themselves which causes jockeying. Speed bumps slow people down until they go over then they increase their speed to the next speed bump. He would like to try it with parking on one side. The island made it look like a park entrance, but he would like to err on the side that an emergency vehicle gets through. Mr. Quandt asks about an ordinance change for a trial. Mr. Chartrand is inclined to go with the committee's recommendation. Mr. Clement would like to get the Police Department's view of this as they enforce traffic. He wishes it to go back to how it was. Mr. Ferraro suggests a 6 month trial. The plan is clarified to go with a 6 month trial of the committee's proposal. All are comfortable except Mr. Clement. Mr. Chartrand also wants to hear from the Police Department. Mr. Dean comments that parents of children express concern to him about not having the speed bumps and speed related issues. Mr. Ferraro seeks further clarifications. Mr. Perkins parking would be on one side on the outbound side. Police will be consulted. Signs will be installed parking on the right. Wednesday morning this will be accomplished. Mr. Clement further comments. He references a conversation at 277 Water Street about the speed bumps. Mr. Dean references an ordinance that was adopted when the new football stadium was built at the high school that allows the Chief to adopt temporary parking regulations. This would be done under that ordinance.

Mr. Ferraro wants to move onto the other Swasey issues. Road closures to the Trustees first then the Town, and having a Selectmen's rep to the Trustees. He has no problem with the latter. It was clarified that road closures come through not for approval by the Trustees. Town Manager clarifies road closures come from the Town Manager's Office. Road closures are also funneled to the police department and dpw. Selectman Clement asks whether a delay in the Trustees meeting could delay a permit. Mr. Dean confirms it would in his opinion. Gerry Hamel, Swasey Trustee speaks. He says they found out about a chili and beer festival this week, they didn't know about it. They don't want to oversee, but they want to know if it interferes with other things. Chili fest, Sully's, and the PEA Regatta were found out about after the fact. This would be to consider it beforehand. Selectman Chartrand suggests the Trustees want it routed through them. Mr. Clement indicates the beer and chili festival is part of the Fall Festival. Sully's was asked to clear with the Trustees first before getting approval from the Board. Mr. Hamel cites the chili festival and describes the process with the permit. At the time it wasn't clear what the status of Swasey Parkway would be, so that impacted the process. Mr. Perkins comments and says Mr. Clement was a trustee at the time. When the permit was submitted it wasn't signed due to the culvert issues. This year, everyone is on the same page, it is supported. It's just confusion of everyone knowing at the time what was happening. Permits can be had from the town manager for review. Mr. Quandt asks about the permit for the Fall Festival. Mr. Perkins cites the permit to use the Parkway is the Trustees, the road closure is the Board's. The permit is on the way from the Chamber, there is no issue from them. Selectman Chartrand cites road closures – we need information to understand it better. Mr. Chartrand volunteers to be the liaison with the Trustees from the Board. Mr. Quandt mentions he attended a meeting of the Trustees last week. He asks if anyone has an issue with Mr. Chartrand serving as the liaison – there is none. Mr. Ferraro asks about liquor rules or consumption on premises from the Trustees. Mr. Perkins says no, they are working on some. Mr. Ferraro asks about Town rules on selling or consumption. Mr. Quandt believes the State handles liquor sales. Mr. Dean mentions Mr. Favreau but the State is involved in approving and Primex the Town's carrier is consulted. The event vendors have to provide insurance and indemnifications. Restrictions are part of the temporary license agreed to according to Mr. Quandt. Mr. Favreau says they are doing this with the Chamber, who has insurance, but the Town buys a TULIP policy, through Primex, and they indemnify the Town for the event. It's approximately \$2,000 for a one day policy. Many of the members are familiar with events like they

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have in Hampton. It's not like that. They get souvenir glasses. They purchase 5 tickets, they have 10-11 vendors and people do not sit around like a beer tent. Everything is snow fenced off, the chili part is on the other side of the road. There is a national chili contest the chamber is overseeing, if people qualify it is being determined by the Chamber. Bands will be playing during the duration of the free concert. Mr. Favreau believes some of the confusion is before permitting by the state, police, fire and health, and 2 signatures from the trustees were needed just to submit to the state. Then Greg had to attend a class in order to be part of the oversight. Mr. Favreau hopes it will be an annual event. The plans are to make a donation back to the Parkway so the Trustees can have money for projects. Mr. Chartrand clarifies this is part of the Fall Festival. Mr. Favreau confirms. You can buy a hot dog, ice cream cone, or buy admission to the chili piece, or the beer, and the bands are playing for free. He believes they could draw 1,000 people or more. Mr. Favreau is looking at off site busing and an off duty police officer to assist with crowds. Mr. Quandt says when the road closure permit is entertained Mr. Favreau can do a more thorough presentation. All are in agreement. Mr. Quandt mentions any other issues. Size of the vendor carts arises. These questions will not be dealt with tonight.

**ii. EMS Fund Update**

The Town Manager updates the Selectmen on the status of the EMS Fund. Mr. Dean states due to the ambulance bid tonight he wanted to update the Board on projections. The working spreadsheet is updated. For 2011 the revenues are 444,971. This is what was actually brought in. That number is carried to 2012 for the forecast. We don't see anything that would uptick this estimate at this point. We should wait a few months to see what the fund will do and any additional revenues that may arise. We updated the capital expenses. If the ambulance is approved, we would look at a three year lease and it is what we considered doing when we formulated the fund, with some nominal interest. Mr. Dean confirms the balance of 95 percent per the discussion. He wishes to just update the Board on the latest information. Our next step is to look at a bid award and financing options depending on next year for a payment start date. Mr. Ferraro asks how the ambulance was anticipated for the budget. Was it a warrant article or in the budget. Mr. Dean said the ambulance has always been envisioned coming from the revolving fund. Mr. Ferraro confirms there is no money in the 2012 operating budget for the ambulance. Mr. Clement suggests if the ambulance is funded this year it would come from the revolving fund. Mr. Dean indicates before the bid award comes back the financing information will be put together. It is labor intensive. Mr. Clement asks about the balance in the revolving fund. Mr. Dean says those numbers will be forthcoming. We have seven month year to date revenues and seven month expenses.

**iii. Exeter-Stratham Water/Wastewater Study**

Mr. Clement begins this item. As you know the Towns of Exeter and Stratham got together with RPC to look at different needs of the Towns and potential benefits of collaboration for the municipalities. The draft report was issued Friday and RPC has scheduled a public information session on August 21<sup>st</sup> at 7:00 p.m. at the Stratham Municipal building. The committee is made of himself, Mr. Canada, Mr. Dean, Mr. Deschaines, and the various water/sewer folks, and RPC. The initial thought was to have the presentation at the Middle School, it was a good location and showed cooperative efforts but it was unavailable. Then the Town Hall was discussed, but for slides and powerpoints, the Town Hall is not conducive during the summer because of the lack of air conditioning, it is stifling. Stratham has air conditioning, so RPC based it on that. The study is 106 pages and exhaustive. Basically what the report is saying is we looked at does the Town of Exeter have capacity to sell water and wastewater services to Stratham? So we went through that exhaustive study. The study indicated there is. It would allow

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Exeter to have growth in our water and wastewater systems as well. For Stratham what is defined as the Gateway District. From the 101 bridge to the Town Center. The Fire Station is the center. It is being talked about in phases to Frying Pan Lane first. Stratham has no municipal water/sewer. The report takes into consideration any of the capital projects we are now working on. The second thing was to say can it work for Exeter to sell what Stratham wanted to use for water services. The engineers said there was a possibility to hook up with sleeves installed under 101 when it was redone. Pipes could be brought in from the Stratham side. Wastewater was more complicated – we looked at Portsmouth Avenue and that didn't work. Bringing wastewater underground up 101 with directional drilling. It was tricky but a better route. It looked at costs if the two towns did a collaboration. The draft report says there is a savings to both Towns if some kind of collaboration is achieved. It varies, in some cases it's over a 20 year period, to Exeter 10 million or 11 million dollars. So with that Kleinfelder, part of their recommendation is if it makes sense there is financial feasibility to entertain collaboration. Both towns would have to decide to move forward with this iteration. One was collaboration between the two, one was setting up a separate utility for water/sewer. Mr. Quandt asks that this is just a draft and how long is the comment period open? Mr. Clement notes it has not been discussed but there will be the public presentation and at some point we'd come back to Exeter and ask the question how to proceed. He thinks it is open ended. There is still information to know. Mr. Quandt cites he would like to know the RSA's to enter into an agreement, and that was a question in the beginning. Mr. Clement states the report does not talk about what the agreements are, it talks about scenarios and whether they are practical. It is going to be up to both Towns as to how to structure that agreement. It will be discussed down the line if we want to go to a collaboration concept. It is not decided at this time. Mr. Ferraro wants to discuss and counter Mr. Clement. Mr. Ferraro notes his desire to have the RSA's be part of the study and the funding was contingent on that and it is not in the study. It is deficient in that regard. Mr. Ferraro cites several other issues including the report format process, contractors issuing press releases, RPC running the public presentation, the site chosen for the meeting.

Mr. Quandt asks about a presentation to the Boards before the public presentation. Mr. Clement asks whether Kleinfelder and RPC are to come in before the public presentation? Mr. Clement notes RPC is our consultants and they are bringing together both Towns and are assisting the two towns to bring them together to get this information. Mr. Ferraro continues. There is a contract with RPC so they are a contractor. Again the statement that there is capacity is based on the conclusion of the draft report and the assumptions, and some of the assumptions are incorrect. He believes some of the assumptions are contrary to the assertions and assurances we've made to the citizens of Exeter going forward. Mr. Ferraro is happy to discuss these with RPC, Kleinfelder, and in a public meeting. He has serious concerns about some of the assumptions. There are things to be changed. The first section on the wastewater plant says there is not capacity, then new assumptions are made, and they find capacity. But we'll discuss that whenever we get the opportunity to discuss it. Mr. Ferraro states there was information to be contained for the report we paid for it and we did not get it. Mr. Chartrand says he has not made up his mind on this topic. He wants to be at the meeting and hear from Kleinfelder. He does know when we're in an era where homeowners and people are being overburdened efforts like this are admirable. The devil is in the details. He thanks Mr. Clement and Mr. Dean for their work on the report. If we try to pick it apart before the process works its way through we're not helping the process. Regionalization is a good way forward to lessen fees and taxes for our citizens. Mr. Ferraro wants to be clear he supported moving forward with the provisions added to the study and we were assured it was going to be in it. He disagrees with Mr. Chartrand to wait to hear the presentation on the 21<sup>st</sup> before beginning an in depth review of this study. He was using a magnifying glass to read the tables. Mr.

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Ferraro preferred a presentation to the joint boards and a public presentation and boards can limit and control public comment during those meetings and get all information. Then proceed with public presentation. Mr. Clement said the group did talk about this, that it was important to get the report out to the public and let them know first what we were doing. The press release came out because the media was clamoring for this information for quite awhile. Second it's not unusual for a consultant we have paid money to issue a press release. Mr. Clement cites John Hall's press release on the Squamscott River prior to receiving information, and they issued a press release long before the Town got its information on this item. Mr. Quandt believes every study group does this. Mr. Clement was prepared to give the report tonight. Mr. Quandt says this will be worked on going forward. Mr. Dean mentions that the study looks at collaboration and each Town working independently and it's online. The report is a Kleinfelder report it has to stand on its own is it available he wants the public to know it is out there. Mr. Ferraro says he thinks the Town's version is black and white, RPC is color. Perhaps we can use their site. Mr. Dean says they'll link to that instead. Mr. Chartrand says to be clear RPC is Rockingham Planning Commission.

**b. Old Business**

**i. Water Street Interceptor**

Mr. Dean gives an update of this project. After a review of the project Option B was recommended on July 9<sup>th</sup> to the Board, it was agreed to and passed on to the Housing Authority to review. On Option A which was designed to go around the building, dewatering issues caused a reworking the project into a more reasonable cost alternative for the Town. That became Option B. Unfortunately the Town cannot remove the sewer lines from under the building under Option B. This has been discussed as part of the project many times. When this went to the Housing Authority three concerns were raised: manholes, diversion structure location, and the environmental concerns related to a report related to the design process made by Ransom. Based on those concerns, Option B would not be viewed favorably. That was before a meeting of the commissioners. They need to act because Option A required an agreement and Option B does as well. The Executive Director wishes the commission to approve that and it is part of the letter. After the letter was sent, we heard the Housing Authority did not have a quorum but after some work there is now a quorum and the meeting will be held this week to hear the proposal for Option B for the project. Doing the project really is dependent on the Option B being approved by the board of commissioners. Mr. Clement asks for a clarification. Under Option A, the EHA had granted approval for the construction of Option A. Mr. Dean agrees there was an agreement that was signed by Mr. Sherman he was not sure if the board of commissioners approved that agreement. Mr. Quandt asks the Board if they believe Option B is the best option.

Mr. Chartrand moves the Board of Selectmen request the Exeter Housing Authority Board of Commissioners support Option B for the Water Street Interceptor project as unanimously supported by the Board of Selectmen at their meeting of July 9, 2012.

Mr. Clement suggests an amendment to "recommend" instead of "request" – Mr. Clement amends his second. Questions. Mr. Ferraro. Mr. Ferraro comments about the approval on July 9<sup>th</sup> and wants it noted he wasn't here for the vote, although he finds Option B is the lesser of the evils and the only way to get out with something to show for it, and not spend \$700,000 instead of \$350,000 or not lose \$120,000 and have nothing done. While not preferable it is where we find ourselves today so he would support it – Option B. Mr. Clement says it's not like someone just dropped a building on the site. It's not the cleanest situation. Soils are a problem and there is a building on top. He that Option B is the

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most viable option at this point. Mr. Clement cites the concerns of Mr. Sherman and things will be done to make sure those are addressed. Mr. Chartrand cites the professionalism involved with the culverts on Swasey Parkway will be utilized here – the same people our people are overseeing it. He is confused about Option A being approved by the Director but B by the Board. Vote is called on the motion. Motion carries unanimously. Mr. Ferraro concludes by saying he'd like to see a timeline from March 2009 to today. By seeing it everyone will understand why things took the time. Chairman Quandt asks about talking about the timeline. Mr. Dean says he would like to wait as they are focused on the project and issue at hand. He understands the desire to see a timeline and will put something together. Mr. Clement asks for significant events. Mr. Dean cites 2 different Town Meetings were part of it so that is part of it.

Mr. Quandt references Thursday's meeting. There was a mistake printing the agenda, nobody caught it. The intent was to fill a quorum for the Housing Authority for a 1:30 p.m. meeting. That couldn't be done so we held the meeting at 8:30 p.m. to make lemonade from lemons. Two members were appointed to the housing board that served previous committees. One was Boyd Allen, one was Don Briselden. Both have served on numerous committees and he was comfortable and knew them so he had no issue with the appointments. This is the Chair's position not speaking for the Board. Mr. Clement agrees on the appointments and is glad they will have a quorum. There were mix ups on the housing authority including a person who had an accident. Now we have enough coverage so hopefully for this meeting and future meetings they won't be scrambling for a quorum. Mr. Alan Bailey has a question. Can the Board estimate the amount of the project to be done under part B instead of what was to be done back in 2009. Mr. Quandt calls on Mr. Vlasich. Mr. Vlasich cites the original amounts for Option A he believes was \$750,000. Through this scenario, Option B, a good amount has been done except the construction. He believes the total amount after completion will be \$691,000. This is an estimate. Mr. Vlasich comments on what we wouldn't get now. Mr. Vlasich references the prior handouts to the Board and the memos included. He describes the scenarios of Option A and B in detail for comparison purposes. Mr. Chartrand reconfirms we are changing it because of the site and groundwater flow into the site. Mr. Vlasich says yes estimated groundwater removal at one million gallons per day was not able to be addressed. Mr. Vlasich discussed the project in more detail. Mr. Chartrand references the former town dump and other difficulties on the site including a coal gasification plant. Mr. Vlasich says yes manufactured gas by products were a problem.

Mr. Ferraro says he is looking at previous minutes and at a prior meeting the discussion was on the \$759,000 and various town meetings. Work done prior to the Town Meeting was part of the \$759,000. Mr. Vlasich says the initial work was done under the I and I investigations and that had paid for the design. Mr. Ferraro seeks clarification about the \$59,000 was that part of the \$117,000 or was it not. Mr. Vlasich says the actual number spent to date is \$220,000. \$59,000 for the design, \$100,000 plus for construction, and some administration in that, so \$220,000 total.

Mr. Bob Eastman rises to ask a question. In 2009, was the money received stimulus money. Mr. Vlasich describes two special town meetings for getting the money. Mr. Eastman talks about the deliberative sessions. Was Option A shovel ready when we were talking about it deliberative session? Why did we estimate much less than what it is now. Mr. Vlasich describes a preliminary design that was enough to bid. The second town meeting was because we did go out to bid and found there wasn't enough money. The Town had to wait awhile for the second town meeting, and had to wait for the ARRA funds to see if we could get another Town's money. Mr. Quandt suggests it was a

recommendation from a state agency. This would be part of the timeline.

Mr. Dean references Mr. Bragg's standing on the Housing Authority. He had not been to a meeting since February 2011 but will be at this one. There is a discussion on the sixth commissioner and the statute. The sixth member is described as a member that lives in the building. The twist in Exeter is that there is a fifth member on the Housing Authority but it is a resident. Mr. Bragg is ready so there is no issue there but the sixth member is a gray area. Mr. Quandt describes the appointment of the Housing Authority Board. Mr. Dean's second point is why we are not going around the other side of the building. There is a restriction on the other side of the building prohibiting digging below six feet. We have discussed this publicly but he notes the agreement.

Renee O'Barton appears and says she is speaking as a resident not a Commissioner of the Housing Authority. She knows about it because she sits on the board but she is speaking as a resident. Ms. O'Barton states her opinion of the statute. Ms. O'Barton says it became apparent there would be an advantage to having a resident on the board. In order to do this the housing authority would have to write to the selectmen to petition to make a six member board. Mr. Quandt describes the asterisked member. Ms. O'Barton states they are not a 6 person board. Mr. Dean reads the RSA 203:5 relating the sixth member as a resident. His opinion suggests the sixth person is the resident. It is acknowledged Exeter has a five member board. Ms. O'Barton cites specifics about the deed referencing the other side of the building. Ms. O'Barton describes her view of Option A and Option B. Mr. Dean mentioned budget money built in for a debt payment for the project. She watched the meeting and thought Option A was available for \$70,000 above budget. Mr. Clement comments that risks were also discussed and Option A was a greater risk, and that could compound it. Ms. O'Barton expresses her opinion of Option B and no test pits have been done and risks are unknown. Mr. Clement states there is less digging in Option B. Mr. Ferraro asks Ms. O'Barton about the commissioner makeup. He thinks it is conceivable you could have multiple residents serving as commissioners. It is only when the authority makes the request of the board that there is a sixth commissioner appointed that it would have to be a resident. Mr. Ferraro confirms the request was never made for a resident commissioner. Ms. O'Barton confirms. Mr. Ferraro opines that since no request was made there are only five. We'll end up with six. Ms. O'Barton states they would only have five. Ms. O'Barton thinks there is one too many. Mr. Clement wonders about whether the request has ever been made. Ms. O'Barton states that is correct. Mr. Clement says in the 30 years of existence the request has never been made. Mr. Chartrand questions Ms. O'Barton about the certainty of the request. She states to the best of her knowledge no request has been made. Further discussion about Ms. O'Barton's certainty that the request was ever made.

Mr. Bailey asks about the location of the sewer line. Mr. Chartrand clarifies the location of the new sewer lines. Mr. Bailey asks about whether this was desirable in 2009. Mr. Bailey asks whether this is a bond. Mr. Dean states it is a loan through the state revolving fund. Mr. Dean describes the forgiveness process and how it is paid for and what funds it comes from.

Mr. Ferraro wishes to return to the interviews. He speaks to the interview process. He dissented from appointing because he wanted to interview and said the waiver of standard practice prevented him from asking questions. He thinks highly of both gentlemen but voted not to appoint because he could not ask any questions. Ms. O'Barton asks a question about the terms. Mr. Chartrand indicated the motions included dates. Mr. Dean got the dates from the list of vacancies.



**ii. Baggage Building Project Update**

Mr. Dean reports the schedule was reported at the last meeting, and since the Town has conversed with Mark Sanborn and Dean Eastman, and it is not outside the grant regulations to have the engineer hired and the appraisal ordered together. There is not a revised schedule yet from the Town Planner but when it comes it will be shared. It does look better than initially thought. On the grant agreement, the question was put to DRA about the contract serving as an encumbrance. Mr. Dean will get the Board her response when it comes.

Mr. Dean updates the Board on Gilman Park. We are waiting for the court decision. He covers the Groundwater Plant initiative and when this was dropped the filing could be re-done. Ms. Kate Miller is handling on behalf of the Trustees and has been handling it. The easement deed and mylar have also been updated to reflect the sites being removed for the groundwater plant placement. Mr. Quandt inquires whether the park is still no dogs allowed. Mr. Dean believes it is not a dog park.

**8. Regular Business**

**a. Bid Openings** – None this evening.

**b. A/P and Payroll Manifests**

**Mr. Chartrand moves a Weekly Payroll warrant for 7/29/2012 checks dated 8/1/12 in the amount of \$170,502.41. Mr. Clement Seconds. Vote: Unanimous**

**Mr. Chartrand moves an Accounts Payable warrant for capital fund checks dated 8/3/2012 in the amount of \$71,804.71. Mr. Clement Seconds. Mr. Dean explains the capital fund and all capital projects are budgeted out of this fund. Most of this is to Wright Pierce for Jady Hill. Vote: Unanimous**

**Mr. Chartrand moves an Accounts Payable warrant for checks dated 8/3/2012 in the amount of \$134,039.70. Mr. Clement Seconds. Vote: Unanimous**

**c. Budget Updates**

Mr. Dean reports gearing up for the 2013 budget and the draft CIP is going to the planning board this Thursday. Forms should be out soon. We are also in the process of calculating an initial default budget. Mr. Clement would like to see the budget and CIP soon. Mr. Dean reports the budget goes to the Board the third week in September.

**d. Tax Abatements & Exemptions**

None

**e. Water / Sewer Abatements** – None this Evening

**f. Permits** – Request from Unitarian Universalist for a public forum on September 19<sup>th</sup> at 7:00 p.m.. Mr. Chartrand is a member and will recuse himself. Mr. Clement moves to approve. Motion passes with one abstention.

**g. Town Manager's Report**

None

**h. Legislative Update – None**

**i. Selectman's Committee Reports**

Mr. Ferraro reports he attended a zoning review committee which discussed a transition zone between C-1 and C-2 zones. As has been stated Thursday night is the planning board with the CIP and will be preceded by a site walk at the Sportsmens Club.

Mr. Clement reports a Conservation Commission trails meeting at 7:00 p.m. last Friday. Plotting out future trails and future work on properties was discussed. There is a Concom meeting tomorrow but he will not attend.

Mr. Chartrand has no report.

Mr. Quandt attended a Trustees meeting and they discussed everything they discussed tonight. Mr. Chartrand will be the representative to the Trustees.

**j. Correspondence**

A post bid memorandum on the 47 Front Street project.

A notice from the EPA about the CMOM document prepared by Underwood Engineers.

Correspondence to the EPA from the United States Senate, Kelly Ayotte and Jeanne Shaheen regarding the peer review request.

Letter from Ms. Galinsky regarding June 28<sup>th</sup> meeting on Great Bay Nutrient and science misconduct issues.

Letter from Richie McFarland Center – thank you for contribution.

Letter from Big Brothers/Big Sisters thanking Town for contribution.

Letter from Seacoast Family Promise thanking Town for contribution.

Letter from Rockingham Meals on Wheels thanking Town for contribution.

Letter from Families First thanking Town for contribution.

Letter from Keith Noyes requesting tabling of request to operate off the Town Docks.

Correspondence on the Patriot Alumni game. Mr. Quandt asks Mr. Dean to speak to this correspondence. Mr. Dean recounts the email from a resident about phone calls being made and describes the process. Parks/Recreation gets 20 percent of the donations/sales. The event organizers get

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80 percent. It is similar to a concert where the promoter gets a piece of the take. Mr. Clement says holding events by Parks/Recreation or others is typical. The part that concerns him is the letter of solicitation in the packet. Mr. Clement has no problem with the event, but if people are being called and solicited he has an issue. He describes the memberships. Our Parks/Recreation Department is outstanding but he questions soliciting funds from residents beyond what is in the budget for programs. Are we short of money in the Parks/Recreation area. If we put something on the website for donations or working on a particular project, there would be less of an issue. But a phone solicitation is bothersome. Mr. Chartrand does not believe it is appropriate. We need to ensure it will not be done in the future. It's a simple matter of letting people know it is not part of the program. Mr. Ferraro agrees and is appalled. The Town paid to make unsolicited calls to residents. Mr. Ferraro says we give Parks/Recreation a bit of money, if there is a problem you live within that. If there is a problem you come back. Mr. Ferraro says Parks/Recreation solicits funds through sponsorships and bands, and this is OK. But to have telemarketers making calls to residents is beyond the pail and it needs to stop. Our departments are not charities. If you are going to put on something else it should be self funding. They had to have known what they were doing. There was no question this was a telemarketing operation and he does not know why they did this. Mr. Quandt agrees this is an issue but is not outraged. This was a condition of having the Patriots alumni game in the town. Mr. Dean says all points are taken and it will be addressed.

**9. Review Board Calendar**

The Board will meet again in two weeks on Monday, August 20th, 2012. Then we will meet on the 27<sup>th</sup>.

Mr. Dean refers to the memo on the surplus tractor in the packet to make sure no one has issues. The Department wants to take sealed bids to dispose of the equipment.

**10. Adjournment**

**Mr. Chartrand moves to adjourn. Mr. Clement Seconds. Vote: Unanimous**

The Board stood adjourned at 9:30 p.m.

Respectfully Submitted,

Russell Dean  
Town Manager