

**Select Board Meeting**  
**Monday, June 15<sup>th</sup>, 2020, 7:00 p.m.**  
**Via ZOOM**

Virtual Meetings can be watched on Channel 22 & on Exeter TV's Facebook & YouTube pages.

To participate in public comment, click this link: <https://exeternh.zoom.us/j/88492278824>

To participate via telephone, call: +1 646 558 8656 and enter the Webinar ID: 884 9227 8824

Please join the meeting with your full name if you want to speak.

Use the "Raise Hand" button to alert the chair you wish to speak. On the phone, press \*9.

More participation instructions can be found here: <https://www.exeternh.gov/townmanager/virtual-town-meetings>

Contact Bob Glowacky at [rglowacky@exeternh.gov](mailto:rglowacky@exeternh.gov) or 603-418-6425 with any technical issues.

1. Call Meeting to Order
2. Public Comment
3. Proclamations/Recognitions
  - a. Proclamations/Recognitions
4. Approval of Minutes
  - a. Regular Meeting: June 1<sup>st</sup>, 2020
5. Appointments – Communications Advisory Committee
6. Discussion/Action Items
  - a. Public Works Department Updates
  - b. SRF Certificate of Authorization: Squamscott Siphons Project, Westside Drive Design/Engineering
  - c. Energy Committee re: Community Power Aggregation Summary
  - d. Gilman Park Dog Ordinance Update
  - e. COVID 19 Updates/Reopening Plan/Governor's Executive Orders/Discussion of Cloth Face Coverings (Masks)
7. Regular Business
  - a. Tax Abatements, Veterans Credits & Exemptions
  - b. Permits & Approvals
  - c. Town Manager's Report
  - d. Select Board Committee Reports
  - e. Correspondence
8. Review Board Calendar
9. Non-Public Session
10. Adjournment

Niko Papakonstantis, Chair, Select Board

Posted: 6/12/20 Town Office, Town Website

Persons may request an accommodation for a disabling condition in order to attend this meeting. It is asked that such requests be made with 72 hours notice.

AGENDA SUBJECT TO CHANGE



**STATE OF NEW HAMPSHIRE  
OFFICE OF THE GOVERNOR**

**CHRISTOPHER T. SUNUNU**  
Governor

**STATE OF NEW HAMPSHIRE  
BY HIS EXCELLENCY  
CHRISTOPHER T. SUNUNU, GOVERNOR**

**Emergency Order #12 Pursuant to Executive Order 2020-04**

**Temporary modification of public access to meetings under RSA 91-A**

**Pursuant to Section 18 of Executive Order 2020-04 it is hereby ordered, effective immediately, that:**

1. Pursuant to Executive Order 2020-04, paragraph 8 provides: "State and local government bodies are permitted and encouraged to utilize the emergency meeting provisions of RSA 91-A to conduct meetings through electronic means while preserving, to the extent feasible, the public's right to notice of such meetings and ability to observe and listen contemporaneously."
2. Pursuant to Emergency Order #2 issued pursuant to Executive Order 2020-04, gatherings of fifty people or more are prohibited.
3. To implement these orders and recommendations, the requirement in RSA 91-A:2, III(b), that a quorum of a public body be physically present unless immediate action is imperative, is waived for the duration of the State of Emergency declared in Executive Order 2020-04.
4. To further implement these orders and recommendations, the requirement in RSA 91-A:2, III(c), that each part of a meeting of a public body be audible or otherwise discernible to the public "at the location specified in the meeting notice as the location of the meeting," is waived for the duration of the State of Emergency declared in Executive Order 2020-04 so long as the public body:
  - a) Provides public access to the meeting by telephone, with additional access possibilities by video or other electronic means;
  - b) Provides public notice of the necessary information for accessing the meeting;
  - c) Provides a mechanism for the public to alert the public body during the meeting if there are problems with access; and
  - d) Adjourns the meeting if the public is unable to access the meeting.

Given under my hand and seal at the Executive Chambers in Concord, this 23rd day of March, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

  
GOVERNOR OF NEW HAMPSHIRE



**STATE OF NEW HAMPSHIRE  
OFFICE OF THE GOVERNOR**

**CHRISTOPHER T. SUNUNU**  
Governor

**STATE OF NEW HAMPSHIRE  
BY HIS EXCELLENCY  
CHRISTOPHER T. SUNUNU, GOVERNOR**

**Emergency Order #16 Pursuant to Executive Order 2020-04**

**Temporary prohibition on scheduled gatherings of 10 or more attendees**

**Pursuant to section 18 of Executive order 2020-04, it is hereby ordered, effective immediately, that:**

1. In accordance with updated CDC guidelines, the following activities are hereby prohibited within the State of New Hampshire:

Scheduled gatherings of 10 people or more for social, spiritual and recreational activities, including but not limited to, community, civic, public, leisure, faith based, or sporting events; parades; concerts; festivals; conventions; fundraisers; and similar activities. This prohibition does not apply to the General Court, day-to-day operations of for profit or not for profit organizations and State Government, or gatherings for urgent medical purposes such as blood drives or meetings of medical personnel to discuss efforts to combat the COVID-19 pandemic.

2. Section 1 of Emergency Order #2 is hereby superseded by this Order.
3. The Division of Public Health shall enforce this Order and if necessary may do so with the assistance of State or local police.
4. This Order shall remain in effect until Monday, April 6, 2020.

Given under my hand and seal at the Executive Chambers in Concord, this 23rd day of March, in the year of Our Lord, two thousand and twenty, and the independence of the United States of America, two hundred and forty-four.

  
GOVERNOR OF NEW HAMPSHIRE

## **Proclamations and Recognitions**

## Minutes

Select Board Meeting  
Monday June 1st, 2020  
Remotely via Zoom  
Draft Minutes

1. Call Meeting to Order

Members present: Julie Gilman, Molly Cowan, Lovey Roundtree Oliff, Daryl Browne, Niko Papakonstantis, and Russ Dean were present at this meeting. The meeting was called to order by Mr. Papakonstantis at 6:50 PM.

Mr. Papakonstantis said that gatherings of 10 or more people currently pose a risk to our community. The Select Board meeting is imperative to maintaining the Town of Exeter public services, so per RSA 91-A:2(3)b, this meeting will be conducted without a quorum of this body being physically present in one location. He welcomed the members of the public attending remotely, and said the usual rules of conduct and decorum will apply. All votes will require a roll call vote.

2. Board Interview

- a. Communications Committee - Nina Braun

3. Public Comment

- a. Mr. Papakonstantis condemned the injustice against George Floyd and spoke in support of the black community. He is proud of our town's non-violent protests. Police Chief Stephan Poulin and Mr. Dean also read statements on the events.

4. Proclamations/Recognitions

- a. Mr. Papakonstantis recognized the students, teachers, and parents of Exeter for their efforts in remote learning since March.
- b. Ms. Cowan said June is Pride Month, and the LGBTQ+ community supports Black Lives Matter.

5. Approval of Minutes

- a. Regular Meeting: May 18, 2020

**MOTION:** Ms. Cowan moved to approve the minutes of May 18, 2020 as presented. Mr. Browne seconded. By a roll call vote, all were in favor.

6. Appointments

- a. ZBA

**MOTION:** Ms. Gilman moved to appoint Anne Surman to the Zoning Board, term to expire April 30, 2021. Mr. Browne seconded. By a roll call vote, all were in favor.

- b. Conservation Commission

**MOTION:** Ms. Cowan moved to appoint Kristin Osterwood to the Conservation Commission as an alternate, term to expire April 30, 2021. Mr. Browne seconded. By a roll call vote, all were in favor.

7. Discussion/Action Items

a. Parks/Recreation Updates

Mr. Bisson said the pavilion at Gilman Park should be complete by the end of June, and they hope to have a ribbon cutting to which the Select Board members are invited. At Kids Park, the company Themed Concepts is completing the playground in Minnesota, and it will be shipped and installed soon, but the playground will not be open until restrictions on playgrounds are lifted. The tennis courts at the Rec Park are open for singles play only, following the recommendations of NH and the USTA. Pickleball will also need to be played one on one. The basketball courts have not been opened. The skateboard park will be open, with a limit of 10 people at a time. They're looking to modify park rules generally so that the police can better enforce the guidelines. For the CareKids program, they now have the Governor's recommendations on day camps, and the results of the family survey, but the interest in the program is a little underwhelming.

Ms. Roy said this program would start July 6 and run to August 14, Monday through Friday from 8 AM - 4 PM. They would take a minimum of 18 kids and a maximum of 45. They would need to create groups of nine children and one staff member. There will be other aides, but the 9/1 groups must be independent for the day to limit potential exposure. The kids must be in grades 1-7. They will hire between 3 and 9 staff members. When students arrive in the morning, there will be a temperature check and some questions, and if they don't pass they will get back in the car with their parent/guardian to go home. There would be a staggered drop off. They will be following the NH Task Force guidelines for a sick child. DHHS has not required children to wear masks. Staff can wear masks or take them off as long as they are outside and at a six foot distance. There will be hand sanitizer stations throughout the park. They've cancelled all field trips. Personal belongings will be separated. There will be no sharing of food. The registration numbers will determine whether they need to hire extra cleaners or whether Rec staff can handle cleaning. At 18 kids, the program will be financially viable. If they can get 18, each registrant beyond that will be added to a waitlist until a full group of 9 is registered, although they may be able to do a group of six - eight if necessary. They could consider opening registration to other towns in SAU 16 after giving precedence to Exeter residents. They're looking for Board approval to run the program.

Ms. Roy added that everyone who was registered for camp this year will be automatically registered for next year.

**MOTION: Mr. Browne authorized the Parks and Rec department to create the CareKids program with a minimum of 18 kids and a maximum of 45 for summer 2020. Ms. Oliff seconded. By a roll call vote, all were in favor.**

Mr. Bisson said they have been talking with the schools and are looking to do events at school facilities, such as drive-in movies or concerts at EHS. They're looking at the week of June 19th for the first movie night. It will be restrictive at first but they're hoping the guidelines will allow them to ease up on social interaction later in the summer. They would like the Board's authorization to spend \$8,000 out of their existing budget, although they don't need a motion. They will have people sign waivers, although Primex has advised them it may not hold up. The Board generally agreed.

Mr. Bisson discussed the state of each sport; baseball and softball are the mostly likely to come back, as they have the least contact.

b. Bond Documents, Surface/Groundwater Assessment

Mr. Papakonstantis asked if the early construction work at the library will result in any savings. Mr. Dean said the construction has run into some foundation issues they've had to address. There are contingencies that should cover overages. He will need an update from the Library to see how the timeline is going. Mr. Papakonstantis asked that Hope Godino, the Library Director, update them at an upcoming meeting. Doreen Chester said they've had some delays in materials, which has slowed down the timeline. The savings in part time wages would be a give-back item to the town this year.

Ms. Gilman read the Bond Document, which covers both the Library and the Groundwater/Surfacewater project:

*Certificate of Vote Regarding Authorization of Bonds and Approval of Loan Agreement with the New Hampshire Municipal Bond Bank*

*I, the undersigned Clerk of the Issuer, hereby certify that a meeting of the Governing Board of Issuer (the "Board") was held on June 1, 2020. A quorum of the Board was in attendance and voting throughout.*

*I further certify that there are no vacancies on the Board, that all of the members of the Board were duly notified to the time, place, and purposes of said meeting, including as one of the purposes the authorization of bonds and the approval of a Loan Agreement between the New Hampshire Municipal Bond Bank (the "Bond Bank") and the Issuer.*

*I further certify that the following is a true copy of resolutions unanimously adopted at said meeting:*

*RESOLVED: That under and pursuant to the Municipal Finance Act, Chapter 33, N.H.R.S.A., as amended, the New Hampshire Municipal Bond Bank Law, Chapter 35-A, N.H.R.S.A., as amended, and other laws in addition thereto, and to votes of the Issuer duly adopted on March 13, 2018 and March 12, 2019 under Articles 7 and 6, respectively, of the Warrants for such annual meetings of the Issuer there be and hereby is authorize the issuance of a \$5,105,885 Bond of*



*the Issuer (the "Bond") which is being issued by the Issuer for the purposes of (i) financing the further development of groundwater sources and the conducting of an updated review of the surface water system, (ii) current refunding the Issuer's \$2,500,000 bond anticipation note dated July 10, 2019, as amended on December 5, 2019, which note was issued to finance the design and construction of renovations and repairs, including furniture, fixtures, replacement of the HVAC system, and equipment of the Exeter Public Library (the "Library Project"), and (iii) financing the new money costs of the Library Project.*

*The Bond shall be dated as of its date of issuance, shall be in such numbers and denominations as the purchaser shall request, shall mature in accordance with the schedule set forth in Exhibit A to a certain Loan Agreement hereinafter described (the "Loan Agreement"), shall bear a net interest cost rate (as defined in the Loan Agreement) of two and a half percent (2.5%) per annum or such lesser amount as may be determined by a majority of the Board. The Bond shall be substantially in the form set forth as Exhibit B to the Loan Agreement and otherwise shall be issued in such manner and form as the signatories shall approve by their execution thereof.*

*RESOLVED: That the Bond shall be sold to the Bond Bank at the par value thereof plus any applicable premium.*

*RESOLVED: That in order to evidence the sale of the Bond, the Treasurer of Issuer and a member of the Board are authorized and directed to execute, attest and deliver, in the name and on behalf of the Issuer, a Loan Agreement in substantially the form submitted to this meeting, which is hereby approved, with such changes therein not inconsistent with this vote and approved by the officers executing the same on behalf of the Issuer. The approval of such changes by said officers shall be conclusively evidenced by the execution of the Loan Agreement by such officers.*

*RESOLVED: That all things heretofore done and all actions heretofore taken by the Issuer and its officers and agents in its authorization of the project to be financed by the Bond are hereby ratified, approved and confirmed.*

*RESOLVED: That the Clerk and the signers of the Bond are each hereby authorized to take any and all action necessary and convenient to carry out the provisions of this vote, including delivering the Bond against payment therefor.*

*RESOLVED: That the useful life of the project being financed is in excess of twenty (20) years.*

*I further certify that said meeting was open to the public; the aforesaid vote was not taken by secret ballot nor in executive session; that the votes were taken by roll call if the meeting was held remotely/virtually and in accordance with Governor's Order #12; that notice of the time and place of said meeting was posted in at least two (2) appropriate public places within the territorial limits of the Issuer, or published in a newspaper of general circulation in said area, at least twenty-four (24) hours, excluding Sundays and legal holidays, before said meeting; that no deliberations or actions with respect to the vote were taken in executive session; and that the minutes of said meeting have been promptly*

*recorded and have been or will be made open to inspection within one hundred forty-four (144) hours of said meeting, all in accordance with Chapter 91-A, N.H.R.S.A., as amended.*

*I further certify that the above vote has not been amended or rescinded and remains in full force and effect as of this date.*

*Witness my hand and seal of the Issuer this 1st day of June, 2020.*

**MOTION:** Ms. Gilman moved the Bond Document. Ms. Oliff seconded. By a roll call vote, all were in favor.

c. COVID 19 Updates

Eric Wilking, the Fire Chief, said it's been three months since NH's first positive case. Since the state ramped up testing six weeks ago, there was a gain in positive cases, 25-27 every day in Rockingham County, but they're now down to 14 per day. The overall state numbers don't reflect a reduction. Exeter had four in the last week, for a total of 21 cases. Following NH guidelines will keep these numbers down. The firefighter who had been called into the MA National Guard has now returned. The Farmer's Market has been running well, and James Murray is no longer going each week. They've been working with Mr. Winham and town staff to assist any restaurant in town interested in outside dining. They've looked at items to submit for FEMA relief and others for the GOFER program. On Friday, the Governor extended the stay at home order until June 15th, and said that everyone should wear a mask and observe social distancing. They burned through a significant amount of PPE but they've been able to replace it at no cost to the town. Mr. Papakonstantis asked if there's enough PPE to handle a second wave of Covid-19, and Chief Wilking said they have not yet purchased a surplus in anticipation of that. They have tens of thousands of gloves but masks and gowns are less well-stocked.

Darren Winham, the Economic Development Director, said he is looking to help companies to allow employees to work from home. The Regional Development Directors wrote to the GOFER group about supporting local Chambers, who will not otherwise get any relief. They were hoping to hear about the Governor's plan for MSRF, but the guidelines will not be released until later this week. The scope of aid seems extremely small. Some categories of business can phase in or expand business today, some on June 15th, and day camp can start on June 29th. Exeter temporary outdoor dining applications have been going very well.

Mr. Dean said June 15th is the next milestone on the stay at home order. Chief Wilking and Ms. Chester pulled together all the GOFER information, and a 25 page packet was submitted. Hopefully they will get reimbursed the full \$362,000 they applied for. Town departments are still doing their regular work, some of it remotely. Ms. Gilman asked whether the Town Offices were notarizing documents. Mr. Dean said they've been doing some Facetime notarizing, but he would have to look into whether it's generally available.

Mr. Papakonstantis asked whether the Board would like to continue the closure of Swasey Parkway for another 30 days. They were in agreement to leave it closed.

**MOTION:** Ms. Cowan moved to extend the closure of vehicular traffic on Swasey Parkway for another 30 days. Mr. Browne seconded. By a roll call vote, all were in favor.

#### 8. Regular Business

##### a. Tax Abatements, Veterans Credits and Exemptions

**MOTION:** Ms. Gilman moved a Disability Exemption for 95/64/335 in the amount of \$125,000. Ms. Cowan seconded. By a roll call vote, all were in favor.

**MOTION:** Ms. Gilman moved an Excavation Tax for 113/5 in the amount of \$442. Ms. Cowan seconded. By a roll call vote, all were in favor.

Ms. Gilman said there was an Intent to Excavate for 113/5 in the amount of \$442; that requires a signature, not a vote.

**MOTION:** Ms. Gilman moved a Yield Tax for 46/3 in the amount of \$106.31. Mr. Browne seconded. By a roll call vote, all were in favor.

The next item was a Voluntary Change of Address application. Family Promise, which owns 25 Hampton Road, has changed the property from a single family to a two family, and is looking for two separate addresses.

**MOTION:** Ms. Gilman moved to approve the application for Voluntary Change of Address of 25 Hampton Road to 25A and 25B for emergency responders to easily locate the property. Ms. Oliff seconded. By a roll call vote, all were in favor.

##### b. Permits & Approvals

- i. There were no permits and approvals at this meeting.

##### c. Town Manager's Report

- i. The Town Offices are continuing to look into the Gilman Park Dog situation, and they hope to revisit it at the next meeting.
- ii. Mr. Dean thanked Eileen Flockhart for organizing the Arbor Day Ceremony on May 21st.
- iii. Bob Glowacky, Florence Ruffner, and others arranged a virtual Memorial Day ceremony, which is available on the town website.

##### d. Select Board Committee Reports

- i. Ms. Oliff said there was no formal meeting of the Swasey Parkway Trustees, but she heard of the need to replace shingles on the Swasey pavilion and a request to consider keeping the Parkway indefinitely closed to vehicular traffic. Ms. Gilman said the stage at Swasey Parkway is now

the town's responsibility, and the roof has been needing repair for a number of years. It should be added to the budget.

- ii. Ms. Gilman said she had her first virtual HDC meeting, where they discussed the Ioka. It was a workshop and they did not vote; this group has no regulatory power over how the building is used. The Arbor Day tree planting was nicely done. She would like to discuss the town's policy on the wearing of face masks at the next meeting. Mr. Papakonstantis said he'd like information about what other towns are doing and what Attorney Mitchell recommends.
  - iii. Ms. Cowan said the Board had previously heard the recommendations from the Rec Advisory Board meeting. At the Planning Board meeting, they heard the continuation of one of the big properties proposed by developer Tom Monahan, but there was no vote.
  - iv. Mr. Browne said he had no committee meetings. He worked with town staff to get the Communications Committee going again. He had a productive meeting with Chief Poulin and representatives of Phillips Exeter about reporting any incidents that happen to students up the chain to the Police so they can address them.
- e. Correspondence
- i. There was no correspondence discussed at this meeting.

9. Review Board Calendar

- a. The next meetings are June 15 and 29.

10. Non-Public Session

- a. There was no non-public session at this meeting..

11. Adjournment

**MOTION:** Mr. Browne moved to adjourn the meeting. Ms. Gilman seconded. By a roll call vote, all were in favor and the meeting adjourned at 9:15 PM.

Respectfully Submitted,  
Joanna Bartell  
Recording Secretary

## **Board and Committee Appointments**

**Board and Committee Appointments**  
**June 15<sup>th</sup>, 2020**

**Resignation**

**Communications Advisory Committee**

Debbie Kane

**Appointment – Communications Advisory Committee**

Nina Braun (there is one position open with a term expiring 4/30/21, two positions open with a term expiring 4/30/22, and one position open with a term expiring 4/30/23).



Pam McElroy <pmcelroy@exeternh.gov>

---

## Communications committee

2 messages

---

**Debbie Kane** <kanecommnh1@gmail.com>  
To: Pam McElroy <pmcelroy@exeternh.gov>

Tue, Jun 2, 2020 at 12:18 PM

Hi Pam --

I'm writing to let you know that I'm stepping down from the Communications Committee effective immediately. I just accepted a position at a company in Maine and won't be able to devote time for the near future to the committee. If you need a formal letter from me, let me know.

I'll let the members know in a separate email.

Thanks.

Debbie Kane

---

**Pam McElroy** <pmcelroy@exeternh.gov>  
To: Debbie Kane <kanecommnh1@gmail.com>

Tue, Jun 2, 2020 at 12:35 PM

Thank you for letting us know, Debbie. I will forward this information to the Town Manager and Select Board.

Thank you for your service. Best wishes in your new position.

[Quoted text hidden]

--

*Pam McElroy*

**Town of Exeter**

Executive Assistant, Town Manager's Office

603-773-6102

Human Services Administrator

603-773-6116

## **Public Works Department Updates**





# EXETER PUBLIC WORKS DEPARTMENT

13 NEWFIELDS ROAD • EXETER, NH • 03833-4540 • (603) 773-6157 • FAX (603) 772-1355

[www.exeternh.gov](http://www.exeternh.gov)

## MEMO

DATE: June 12, 2020  
TO: Exeter Select Board  
FROM: Jennifer R. Perry, P.E., Public Works Director  
RE: Public Works Update

---

The Exeter Public Works Department has been working on many projects and continues to maintain our infrastructure and operate treatment facilities. A few are highlighted below to provide you with an brief update.

**Draft Great Bay Total Nitrogen General Permit** – The Town submitted comments to EPA on the draft permit during the public comment period, which closed May 8.

**Road Surface Management Program** – in order to reduce overall Department expenditures by 10%, the paving program has been reduced from \$800,000 to \$600,000 in 2020. The Highway team has prepared roadways in advance of Bell & Flynn’s paving crews. Roads paved this year include: Arbor, Memorial, Parker, Greybird, Buzell, Auburn, Highland, and Prospect. Portsmouth Ave will be cracksealed in July.

**Wastewater Treatment Facilities** – Apex Construction is completing final punch list items on Contract #1. Contract #4, dewatering of Lagoon #1 sludge, is commencing the week of June 15 with sitework by Sandbox Excavating (site contractor). Synagro (prime contractor) is mobilizing and will commence dewatering and sludge transfer the week of July 6. All wastewater contracts will be complete by the end of August which will allow for Clean Water State Revolving Fund (CWSRF) loans to be finalized.

**Salem Street Area Utilities** – Our engineering and utilities teams have been working with Hoyle Tanner & Associates (HTA) to assess conditions of sewer and drainage utilities, map utility locations and develop preliminary design plans. The next neighborhood meeting is planned for mid to late July.

**Pickpocket Dam** – the Town Engineer has worked with VHB to prepare an application to FEMA’s High Hazard Dam program for assistance with a feasibility study.

**Groundwater Development and Surface Water Treatment Plant Review** – Underwood Engineers is finalizing their report and assisting with Drinking Water SRF pre-applications. This will form the basis of capital improvement planning for drinking water resources for short and long-term.

### **List of DPW Projects**

1. EPA permit on nitrogen (process)
2. Groundwater/Surface Water Assessment project
3. Wastewater/Stormwater Asset Management Program
4. WWTF Sludge Removal (Synagro)
5. Intersection Improvements Program
6. Paving Program
7. Salem Street Design/Engineering
8. Squamscott Siphons Project
9. Westside Drive Design/Engineering
10. Folsom Pump Station project
11. Kingston Road Shoulders project

**SRF Certificate Of Authorization: Squamscott River Siphons Project, Westside Drive  
Design/Engineering**



# TOWN OF EXETER, NEW HAMPSHIRE

10 FRONT STREET • EXETER, NH • 03833-3792 • (603) 778-0591 • FAX 772-4709

[www.exeternh.gov](http://www.exeternh.gov)

## DESIGNATION OF AUTHORITIES FOR CLEAN WATER SRF LOAN

WHEREAS, the Town of Exeter, NH (the Applicant) after thorough consideration of the nature of its water pollution problem hereby determines that the planning and design for future construction of certain works, generally described as:

Westside Drive Reconstruction Engineering Project to reduce non-sanitary inflow and infiltration (I/I) into the municipal sewer system.

(the Project) is desirable and in the public interest, and to that end, it is desired to apply for assistance from the State Revolving Fund (SRF); and

WHEREAS, the Applicant has examined and duly considered the provisions of RSA 486:14 and the New Hampshire Code of Administrative Rules Chapter Env-Wq 500, which relate to loans from the Clean Water State Revolving Fund and deems it to be in the public interest to file a loan application and to authorize other actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Town of Exeter Select Board, the governing body of said Applicant, as follows:

1. That the person holding the position of Town Manager, currently held by Russell Dean, is hereby designated as the Authorized Representative of the Applicant for the purpose of filing an application for a loan in accordance with New Hampshire Code of Administrative Rules Chapter Env-Wq 500, furnishing such information, data, and documents pertaining to the applicant for a loan as may be required; and if such loan be made, is the designated Authorized Representative of the Applicant responsible for furnishing such information, data, and documents pertaining to disbursements for the loan.
2. That if such loan be made, the Applicant agrees to repay the loan as stipulated in the loan agreement.
3. That a certified copy of this resolution be included as part of the application to be submitted for a loan.
4. That persons holding the following position(s) at the time of loan execution are authorized to sign the loan agreement binding the Applicant to the terms and conditions of the loan.  
Town Manager
5. That if such loan be made, the Applicant agrees to make provisions for assuming proper and efficient operation and maintenance of the facilities after completion of the construction thereof.

**DESIGNATION OF AUTHORITIES FOR CLEAN WATER SRF LOAN**

VOTED:

Official Motion: Motion by Selectperson \_\_\_\_\_ “to enter into and approve a loan agreement with the NH Department of Environmental Services in the amount of \$75,000.00 to the Town of Exeter and to authorize Town Manager, Mr. Russell Dean, to sign paperwork associated with such agreement on behalf of the Town”, Selectperson \_\_\_\_\_ seconds the motion.

Vote result:

I, Ms. Andrea Kohler, Town Clerk of Exeter, NH do hereby certify that at the Board of Selectman’s meeting on June 15, 2020, the Town of Exeter, agreed to enter into an agreement with the NH Department of Environmental Services (DES) for the aforementioned SRF Loan.  
I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification.

ATTEST:

Date: \_\_\_\_\_



# TOWN OF EXETER, NEW HAMPSHIRE

10 FRONT STREET • EXETER, NH • 03833-3792 • (603) 778-0591 • FAX 772-4709

[www.exeternh.gov](http://www.exeternh.gov)

## DESIGNATION OF AUTHORITIES FOR CLEAN WATER SRF LOAN

WHEREAS, the Town of Exeter, NH (the Applicant) after thorough consideration of the nature of its water pollution problem hereby determines that the design and construction of certain works, generally described as:

Squamscott River Sewer Siphons and Webster Ave Pump Station Improvement Project

(the Project) is desirable and in the public interest, and to that end, it is desired to apply for assistance from the State Revolving Fund (SRF); and

WHEREAS, the Applicant has examined and duly considered the provisions of RSA 486:14 and the New Hampshire Code of Administrative Rules Chapter Env-Wq 500, which relate to loans from the Clean Water State Revolving Fund and deems it to be in the public interest to file a loan application and to authorize other actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Town of Exeter Select Board, the governing body of said Applicant, as follows:

1. That the person holding the position of Town Manager, currently held by Russell Dean, is hereby designated as the Authorized Representative of the Applicant for the purpose of filing an application for a loan in accordance with New Hampshire Code of Administrative Rules Chapter Env-Wq 500, furnishing such information, data, and documents pertaining to the applicant for a loan as may be required; and if such loan be made, is the designated Authorized Representative of the Applicant responsible for furnishing such information, data, and documents pertaining to disbursements for the loan.
2. That if such loan be made, the Applicant agrees to repay the loan as stipulated in the loan agreement.
3. That a certified copy of this resolution be included as part of the application to be submitted for a loan.
4. That persons holding the following position(s) at the time of loan execution are authorized to sign the loan agreement binding the Applicant to the terms and conditions of the loan.  
Town Manager
5. That if such loan be made, the Applicant agrees to make provisions for assuming proper and efficient operation and maintenance of the facilities after completion of the construction thereof.

**DESIGNATION OF AUTHORITIES FOR CLEAN WATER SRF LOAN**

VOTED:

Official Motion: Motion by Selectperson \_\_\_\_\_ “to enter into and approve a loan agreement with the NH Department of Environmental Services in the amount of \$1,600,000.00 to the Town of Exeter and to authorize Town Manager, Mr. Russell Dean, to sign paperwork associated with such agreement on behalf of the Town”, Selectperson \_\_\_\_\_ seconds the motion.

Vote result:

I, Ms. Andrea Kohler, Town Clerk of Exeter, NH do hereby certify that at the Board of Selectman’s meeting on June 15, 2020, the Town of Exeter, agreed to enter into an agreement with the NH Department of Environmental Services (DES) for the aforementioned SRF Loan. I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification.

ATTEST:

Date: \_\_\_\_\_

**Energy Committee re: Community Power Aggregation Summary**



# **Community Power Aggregation Summary**

## **Exeter Energy Committee**

### **What is Community Power Aggregation?**

Community Power Aggregation (CPA) refers to the grouping of retail electric customers within a municipality or group of municipalities to provide, broker or contract for electric power supply for those customers. Communities can broker for energy supply to emphasize cost savings, environmental sustainability, energy sources (e.g. local renewable sources) - or some combination of these. Community power aggregation only pertains to the source generation of electricity, NOT to its transmission or distribution. In Exeter's case, Until will remain the utility providing customers with electricity. The difference is that the source of the electricity will be chosen by the CPA rather than be Until's default energy provider.

### **2019 Amendments to RSA 53-E**

Community Power Aggregation has been enabled in New Hampshire since 1996 by RSA-E but rarely if ever used successfully because retail customers had to choose individually to participate in the program - they had to "opt-in". This policy made it nearly impossible to reach the critical mass of customers necessary to establish competitive electric supply contracts. That changed with the passage of SB286 in 2019 which made a number of important amendments to RSA 53-E. Most significantly, it allows municipal aggregation programs to be structured whereby customers are automatically enrolled unless they choose not to participate or "opt-out". That means the electricity provided through community power aggregation is the default choice and the CPA will start with a sufficiently large customer base to achieve bulk purchasing power and economies of scale. Other states with successful municipal aggregation programs typically use the opt-out model. These and other changes to RSA 53-E are intended to make municipal aggregation in New Hampshire a more attractive and economically viable approach to improve energy supply choice for communities. Some of the key enabling features and requirements of the SB286 changes are as follows:

- Allows municipal aggregation programs to be structured using an "opt-out" policy;
- If the adopted plan includes the opt-out default, each retail customer must be notified in writing, provided information about rates and charges and given the opportunity to opt out by return postcard, website or other means;
- Customers not participating in aggregation programs are not responsible for any costs associated with the program;
- Customers who are already using an alternative energy supplier will not be automatically enrolled in the aggregator default service, but may opt-in. New customers may choose between utility default or CPA;
- Municipal electric aggregation plans may be developed individually or with other municipalities and they are developed by a locally established Electric Aggregation Committee;
- Municipalities operating aggregation programs jointly may organize under RSA 53-A;
- Mandated content of aggregation plans is expanded to address opt-in or opt-out basis and to address net metering;
- Allows municipal aggregation programs to participate in ISO New England wholesale energy market;
- Individual consumer data must be treated as confidential private information and not subject to disclosure under RSA 91-A;
- Allows municipalities to operate aggregation programs as self-supporting enterprises and use revenue bonds to support costs;

## **Why establish a CPA?**

There are a number of possible reasons why Exeter may wish to pursue community power aggregation:

- Cost savings as a result of better management of energy supply contracts
- Local control of energy sources: a community could choose an energy supply with a higher proportion of renewables to meet greenhouse gas reduction goals and provide that choice to its residents
- Demand side management – integration/deployment of smart meters
- Integration of distributed energy resources (DERs) into local energy portfolio
- As a source of funding of local renewable energy projects

There may well be disadvantages to the adoption of a CPA also and it will certainly require effort, but the only way to find out whether the advantages outweigh any disadvantages is to learn as much as we can about how a CPA might work in Exeter.

## **What is happening in New Hampshire Now?**

The amendments RSA 53-E have been in place for only a short time and much groundwork must still take place in the state before the environment is right to pursue municipal aggregation. For example, the PUC is still in the process of developing rules for the establishment and operation of CPAs. Nevertheless, there is a high level of interest in many communities, including one organizing group of cities and towns that is working on establishing a statewide non-profit organization called Community Power New Hampshire (CPNH). CPNH as currently envisioned would develop procedures and models and coordinate the services needed for municipalities to create or participate in a CPA. A draft organization agreement is being developed by the organizing group. Other communities are exploring the option of joining with neighboring communities to form regional CPAs. The best 'model' for implementing municipal aggregation in NH is not yet clear. There appear to be at least three:

1. Single municipalities form CPAs and negotiate aggregation power agreements directly (probably only practical for large cities);
2. Municipalities in substate regions (e.g. RPC boundaries or utility service areas?) join to form regional CPAs to work together to share resource and contract for aggregation services;
3. Individual or groups of municipalities contract with a statewide organization like CPNH for aggregation services and technical assistance;

## **Recommended Next Steps for Exeter**

The Exeter Energy Committee recommends the following steps to respond to the opportunities created by the changes to RSA 53-E:

1. The Exeter Energy Committee should continue to closely monitor state and regional activities regarding the formation of CPAs, including following PUC rule making, tracking the development of the statewide CPNH organization and any developments regionally.

2. The Energy Committee should explore the formation of a CPA for Exeter including identifying steps, responsibilities, costs and benefits and report back to the BOS in a timely manner with recommendations.
3. Work with the Rockingham Planning Commission to investigate and stay informed on any initiative to pursue a regional CPA and work with surrounding towns in exploring CPA options.
4. If the Energy Committee recommends moving forward with a CPA, and the Selectboard agrees, the following steps would initiate the process:
  - a. The Selectmen would form an Electric Aggregation Committee (which could be under the auspices of the Exeter Energy Committee or a wholly separate committee)
  - b. The Committee would develop Electric Aggregation Plan and hold public hearings
  - c. When completed and approved by the Committee, Selectboard may submit the Plan for legislative body (town meeting) approval. (There is some ambiguity in the law about if and when this step is required.)
  - d. The Community Power Aggregation program would be developed as directed by the Plan.

**TITLE III  
TOWNS, CITIES, VILLAGE DISTRICTS, AND UNINCORPORATED PLACES  
CHAPTER 53-E  
AGGREGATION OF ELECTRIC CUSTOMERS BY MUNICIPALITIES AND COUNTIES**

*(as Amended by SB 286 in 2019)*

**53-E:1 Statement of Purpose.**

The general court finds it to be in the public interest to allow municipalities and counties to aggregate retail electric customers, as necessary, to provide such customers access to competitive markets for supplies of electricity and related energy services. The general court finds that aggregation may provide small customers with similar opportunities to those available to larger customers in obtaining lower electric costs, reliable service, and secure energy supplies. The purpose of aggregation shall be to encourage voluntary, cost effective and innovative solutions to local needs with careful consideration of local conditions and opportunities.

Source. 1996, 192:2, eff. Aug. 2, 1996.

**53-E:2 Definitions.**

In this chapter:

- I. "Aggregation" means the grouping of retail electric customers to provide, broker, or contract for electric power supply and energy services for such customers.
- II. "Aggregator" means, unless the context indicates otherwise, a municipality or county that engages in aggregation of electric customers within its boundaries.
- III. "Commission" means the public utilities commission.
- IV. "Committee" means the electric aggregation committee established under RSA 53-E:6.
- V. "County" means any county within the state.
- VI. "Municipality" means any city, town, unincorporated place, or village district within the state.

Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:1, eff. Oct. 1, 2019.

**53-E:3 Municipal and County Authorities.**

Any municipality or county may:

- I. Aggregate the retail electric customers within its boundaries who do not opt out of or who consent to being included in an aggregation program.
- II. (a) Enter into agreements and provide for:
  - (1) The supply of electric power.
  - (2) Demand side management.
  - (3) Conservation.
  - (4) Meter reading.
  - (5) Customer service.
  - (6) Other related services.
  - (7) The operation of energy efficiency and clean energy districts adopted by a municipality pursuant to RSA 53-F and as approved by the municipality's governing body.
- (b) Such agreements may be entered into and such services may be provided by a single municipality or county, or by a group of such entities operating jointly pursuant to RSA 53-A.

Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:2, eff. Oct. 1, 2019.

### **53-E:3-a Municipal Aggregators Authorized.**

Municipal aggregators of electricity load under this chapter, and municipalities operating municipal electric utilities under RSA 38, are expressly authorized to aggregate other services commonly and regularly billed to customers. Municipalities may operate approved aggregation programs as self-supporting enterprise funds including the use of revenue bonds pursuant to RSA 33-B and RSA 374-D and loans from other municipal enterprise funds as may be approved by the governing body and the legislative body of the municipality. Any such loans from other municipal enterprise funds shall be used for purposes that have a clear nexus to the primary purposes of such other funds, such as generation, storage, or sale of power generated from sites, facilities, or resources that might otherwise be operated or produced by the other enterprise fund. Nothing in this chapter shall be deemed to limit the capacity of customers to select any service or combination of services offered by such municipal aggregators or to limit the municipality from combining billing for any or all utility services.

Source. 1997, 298:20, eff. June 20, 1997. 2019, 316:2, eff. Oct. 1, 2019.

### **53-E:3-b Use of "Community Power" as a Name Reserved.**

The use of the term "Community Power" following the name of a municipality or county shall be reserved for the exclusive use by such entity as a name for proposed or approved municipal or county aggregations. Aggregations operated jointly by a group of such entities pursuant to RSA 53-A may adopt an appropriate identifying name in conjunction with the term "Community Power" as a name. Source. 2019, 316:3, eff. Oct. 1, 2019.

### **53-E:4 Regulation.**

I. An aggregator operating under this chapter shall not be considered a utility engaging in the wholesale purchase and resale of electric power and shall not be considered a municipal utility under RSA 38. Providing electric power or energy services to aggregated customers within a municipality or county shall not be considered a wholesale utility transaction. However, a municipal or county aggregation may elect to participate in the ISO New England wholesale energy market as a load serving entity for the purpose of procuring or selling electrical energy or capacity on behalf of its participating retail electric customers, including itself.

II. The provision of aggregated electric power and energy services under this chapter shall be regulated by this chapter and any other applicable laws governing aggregated electric power and energy services in competitive electric markets.

III. Transmission and distribution services shall remain with the transmission and distribution utilities, who shall be paid for such services according to rate schedules approved by the applicable regulatory authority, which may include optional time varying rates for transmission and distribution services that may be offered by distribution utilities on a pilot or regular basis. An aggregator shall not be required to own any utility property or equipment to provide electric power and energy services to its customers.

IV. For the purpose of obtaining interval meter data for load settlement, the provision of energy services, and near real-time customer access to such data, a municipal and county aggregator may contribute to the cost of electric utility provided meter upgrades, jointly own revenue grade meters with an electric utility, or provide its own revenue grade electric meter, which would be in addition to a utility provided meter, subject to the commission finding in the public good and approval of the terms and conditions for such arrangements, including sharing or transfer of meter data from and to the electric distribution utility.

V. Municipal or county aggregations that supply power shall be treated as competitive electricity suppliers for the purpose of access to the electric distribution utility's electronic data interface and for ceasing operations.

VI. Municipal or county aggregations shall be subject to RSA 363:38 as service providers and individual customer data shall be treated as confidential private information and shall not be subject to public disclosure under RSA 91-A. An approved aggregation may use individual customer data to comply with the provisions of RSA 53-E:7, II and for research and development of potential new energy services to offer to customer participants.

Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:4, eff. Oct. 1, 2019.

**53-E:5 Financial Responsibility.**

Retail electric customers who choose not to participate in an aggregation program adopted under RSA 53-E:7 shall not be responsible for, and no entity shall require them to pay, any costs associated with such program, through taxes or otherwise except for electric power supply or energy services consumed directly by the municipality or county, or incidental costs, which may include costs necessary to comply with the provisions of this chapter up to the time that the aggregation starts to produce revenue from participating customers.

Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:4, eff. Oct. 1, 2019.

**53-E:6 Electric Aggregation Plan.**

I. The governing body of a municipality or county may form an electric aggregation committee to develop a plan for an aggregation program for its citizens. A municipality or county may join other municipalities or counties in developing such plans.

II. The plan shall provide universal access, reliability, and equitable treatment of all classes of customers subject to any differences arising from varying opportunities, tariffs, and arrangements between different electric distribution utilities in their respective franchise territories, and shall meet, at a minimum, the basic environmental and service standards established by the commission and other applicable agencies and laws concerning aggregated service.

III. The plan shall detail:

- (a) The organizational structure of the program.
- (b) Operation and funding.
- (c) Rate setting and other costs to participants, including whether energy supply services are offered on an opt-in basis or on an opt-out basis as an alternative default service.
- (d) The methods for entering and terminating agreements with other entities.
- (e) The rights and responsibilities of program participants.
- (f) How net metered electricity exported to the distribution grid by program participants, including for group net metering, will be compensated and accounted for.
- (g) How the program will ensure participants who are enrolled in the Electric Assistance Program administered by the commission will receive their discount.
- (h) Termination of the program.

IV. The committee shall approve a final plan which the committee determines is in the best, long-term interest of the municipality or county and the ratepayers.

V. The committee shall solicit public input in the planning process and shall hold public hearings.  
Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:4, eff. Oct. 1, 2019.

**53-E:7 Aggregation Program.**

- I. The governing body of a municipality or county may submit to its legislative body for adoption a final plan for an aggregation program or any revision to include an opt-out default service program, to be approved by a majority of those present and voting.
  
- II. If the plan is adopted or once adopted is revised to include an opt-out alternative default service, the municipality or county shall mail written notification to each retail electric customer within the municipality or county. To enable such mailed notification and notwithstanding RSA 363:38, after an aggregation plan is duly approved the electric distribution utility or utilities serving an adopting municipality or county shall provide to such municipality or county a current list of the names and mailing addresses of all their electric customers taking distribution service within the municipality or county. Notification shall include a description of the aggregation program, the implications to the municipality or county, and the rights and responsibilities that the participants will have under the program, and if provided on an opt-out basis, the fixed rate or charges that will apply. No retail electric customer shall be included in a program in which the customer does not know all of the rates or charges the customer may be subject to at least 30 days in advance of the customer's application and has the option, for a period of not less than 30 days from the date of the mailing, to opt out of being enrolled in such program, unless the customer affirmatively responds to the notification or requests in writing to be included in the program.
  
- III. Within 15 days after notification of the plan has been sent to retail electric customers in the service area, a public information meeting to answer questions on the program shall be held.
- IV. Services proposed to be offered by or through the aggregation shall be on an opt-in basis unless the approved aggregation plan explicitly creates an opt-out alternative default energy service program where the rate or price is known at least 30 days in advance of its application and, for a period of not less than 30 days from the date notification is mailed, the customer has the opportunity to opt out of being enrolled in such program, by return postcard, website, or such additional means as may be provided. Customers who are on default service provided by an electric distribution utility shall be automatically enrolled in an aggregation provided alternative default service if they do not elect to opt out. Customers opting out will instead remain on default service. Customers taking energy service from a competitive electricity supplier shall not be automatically enrolled in any aggregation program, but may voluntarily opt in. New customers to the electric distribution utility after the notification mailing required by paragraph II shall be given a choice of enrolling in utility provided default service or aggregation provided default service, where such exists. New customers shall be informed of pricing for each when they apply for service. Such new customers may also enroll with a competitive electricity supplier. New customers who do not make such a choice shall be enrolled in the default service of any geographically appropriate approved aggregation, or, if none exists, the utility provided default service. Municipal aggregations shall take priority or precedence over any county aggregations. Customers automatically enrolled in a municipal or county provided default service shall be free to elect to return to utility provided default service or to transfer to a competitive electricity supplier with adequate notice in advance of the next regular meter reading by the distribution utility, in the same manner as if they were on utility provided default service or as approved by the commission.

V. Once adopted, an aggregation plan and program may be amended and modified from time to time as provided by the governing body of the municipality or county. In all cases the establishment of an opt-out default service program shall be approved as provided in paragraph I.

VI. The commission may adopt rules, under RSA 541-A, to implement this chapter, including but not limited to rules governing the relationship between municipal or county aggregators and distribution utilities, metering, notice of the commencement or termination of aggregation services and products, and the reestablishment of a municipal or county aggregation that has substantially ceased to provide services. Where the commission has adopted rules in conformity with this chapter, complaints to and proceedings before the commission shall not be subject to RSA 541-A:29 or RSA 541-A:29-a.

Source. 1996, 192:2, eff. Aug. 2, 1996. 2019, 316:4, eff. Oct. 1, 2019.

**53-E:8 Other Aggregators.**

Nothing in this chapter shall preclude private aggregators from operating in service areas served by municipal or county aggregators.

Source. 1996, 192:2, eff. Aug. 2, 1996.



## **Gilman Park Dog Ordinance Update**

AMENDMENT TO TOWN ORDINANCE.

Section 907.11 PROHIBITION IN PARKS AND COMMONS

No person, firm or corporation shall allow or have in their physical control any dog while in the geographical confines of the following parks and commons:

- Hampton Road Recreation Park
- Park Street Common
- Gilman Park - off Bell Avenue
- Area south of Pleasant Street to the River  
between the String Bridge and Great Bridge.

Signed this 31st of July, 1982.

Richard F. Niebling  
Richard F. Niebling, Chairman

Robert H. Rowe  
Robert H. Rowe, Vice Chairman

John W. Cole  
John W. Cole, Clerk

James A. Plouffe  
James A. Plouffe

Evelyn H. Zarnowski  
Evelyn Zarnowski

BOARD OF SELECTMEN

Received in the office of town clerk at 9:35 AM  
on June 1, 1982

David W. Gilman  
Town Clerk

**CHAPTER 9****ANIMAL CONTROL****900 Purpose**

This ordinance is designed to regulate the licensing and conduct of dogs.

**901 Definitions of Terms**

As used in this ordinance, unless the context shall otherwise indicate, the following terms shall be defined as herein set forth:

- a. **Dog:** Any member of the family canidae.
- b. **Owner:** Any person, group, association or organization maintaining, keeping, caring for, harboring or owning a dog.
- c. **At Large:** Off the premises or property of the owner while not on a leash, not under the physical control of a responsible person, and not confined within a vehicle.
- d. **Enclosure:** Shall be intended to mean any structure, fenced or otherwise, which is secure on all sides, top and bottom, so as to prevent the exiting of the dog or entrance of young children. Said enclosure shall be of a proper size as regulated State Statute.
- e. **Vicious Dog:** Shall be intended to mean any dog which growls, snaps at, bites or chases any person or persons while on foot or on any propelled vehicle. It shall also include any dog which has attacked any animal, as domestic or wild.
- f. **Growl:** Is an indication of a dog's imminent attack, usually accompanied by the bearing of teeth and the fur on its back standing up. (Guttural threatening sounds made by an angry animal; low guttural menacing sound as a dog; a deep, angry, throaty noise as of a dog.)
- g. **Chasing cats or any other animal is not a part of the ordinance.** Dogs would only be considered vicious if they attacked the animal causing injury or death. The ordinance is to supplement RSA 466:36 which authorizes the killing of dogs found in active pursuit. In most cases, the dog leaves the scene without being killed and, therefore, needs to be designated a future danger to the public and other animals.

**902 At Large Prohibited**

It shall be unlawful for the owner or keeper of a dog to permit a dog so-owned or kept, to run at large without being controlled by a leash, except for the following:

- a. when dog is upon the owner's property;

- b. when dog is accompanied by owner or custodian and being used for hunting, herding, supervised competition and exhibition, or;
- c. when in actual training for hunting, herding or competition and exhibition.

**903 Impounding of Dogs**

Any dog found at large without the premises or property of the owner and within the Town of Exeter may be restrained and impounded by the Police department. A dog so impounded may be confined in a suitable animal shelter for not more than seven (7) days may be humanely disposed of by the Exeter Police Department.

**904 Claiming Impounded Dogs**

An owner or individual claiming a dog impounded by the Exeter Police Department shall pay to the Town of Exeter a fee of twenty (\$20) dollars for the dog. In the event an animal shelter is used other than a town-owned facility, the owner or individual claiming the dog shall pay shelter fees established by the outside shelter and approved by the Board of Selectmen.

**905 License and Registration**

The owner of a dog kept, harbored or maintained in the Town of Exeter, shall license and register the dog as specified in Chapter 466 of the Revised Statutes Annotated of the State of New Hampshire.

**906 Killing Dogs**

Any member of the Exeter Police Department may kill any dog found in the act of maiming or in close pursuit of deer, caribou, moose, cattle, swine, poultry or other domestic animal. Any dog that is located without proper identification and that is suffering serious injury (ies), distemper or other apparent serious illness may be disposed of forthwith at the discretion of the Exeter Police Department.

**907 Dogs a Menace, Nuisance or Vicious**

Any dog that is considered to be a menace or a nuisance, or vicious to persons or to property under any or all, but not limited to, the following conditions:

- 907.1 If it runs at large without being controlled by a leash. (See Section 902)
- 907.2 If it barks for sustained periods of more than one-half hour, or during the night hours so as to disturb the peace and quiet of a neighborhood or area.
- 907.3 If it digs, scratches or excretes on any property other than its owner's;
- 907.4 While in heat is unconfined (confinement shall mean within an enclosed building - not accessible to any other dog (s));
- 907.5 If it growls, snaps at, runs after or chases any person or persons;

Any member of the Exeter Police Department may kill any dog found in the act of maiming or in close pursuit of deer, caribou, moose, cattle, swine, poultry or other domestic animal.

- 907.6 If it runs after or chases bicycles, motorcycles, motorcycles or other vehicles being driven, pulled or pushed on the streets, highways or public ways;
- 907.7 If whether alone or in a pack with other dogs, it bites, attacks or preys on game animals, fowl or human beings;
- 907.8 If the skin of a person has been punctured by a dog and the incident was reported, including the identity of the dog and its owner, to the animal control officer, such officer shall, within 24 hours, notify the injured person or, in the case of a minor, the minor's parent or guardian, whether, according to town records, the dog has been appropriately immunized against rabies.
- 907.9 Any person who fails, by appropriate action including but not limited to restraining an animal from running at large, or otherwise effectively abating a nuisance found such under the provisions of this section, or who fails to comply with any other provisions of this section after being so ordered, shall have the person's dog taken into custody by the Exeter Police Department and such disposition made of the dog as the court may order.
- 908 Removal of Animal Excrement Required  
Any person who owns or is responsible for an animal shall, if the animal defecates upon public property or private property, promptly clean up and dispose of the excrement. The excrement shall be disposed of in a lawful and sanitary manner.
- 910 Prohibition in Parks and Commons  
No person, firm or corporation shall allow to have in their physical control any dog while in the geographical confines of the following parks and commons:
- a. Founders' Park
  - b. Library grounds
  - c. Gilman Park - off Bell Avenue;
  - d. Hampton Road Recreation Park;
  - e. Park Street Common;
  - f. Swasey Parkway
  - g. Brickyard Pond fields
- 911 Enforcement Procedure  
The enforcement of this Chapter shall be the responsibility of the Exeter Police Department. The Exeter Police Department may issue complaints alleging violations of this Chapter.
- 912 Vicious Dogs  
No persons owning a vicious dog shall keep such dog on private property unless said dog is in a secure enclosure of the residence of the owner. Vicious dogs shall not be allowed on public property except when on a leash of three feet or less in length and a tensile strength of at least 300 pounds. If said dog has

caused serious bodily injury, it shall also be muzzled while on public property. Vicious dogs so restrained shall be under the control of an adult able to restrain the dog while off the owner's premises.

**913 Enclosures**

Any person keeping a vicious dog in an enclosure outside of their residence shall post said enclosure with a sign or signs stating: "Beware of Dog" on any side where access to the dog is possible. Said sign(s) shall have letters of no less than two (2) inches in height.

**914 Bodily Injury**

Any vicious dog which has caused serious bodily injury, or which has not been restrained as set forth in this Chapter, shall be impounded by the Town and held until a disposition is ruled by the Court.

**915 Insurance**

Any owner having been convicted of keeping a vicious dog(s) which has caused serious bodily injury, shall show proof of \$100,000 liability insurance for bodily injury or death to the Animal Control Officer, as in the licensing of guard dogs under NH Revised Statutes Annotated 466:46

**916 Violations/Fines**

Any person who violates any provision of paragraph 907 shall be guilty of a violation; provided that if such person chooses to pay the civil forfeiture specified below, the person shall be deemed to have waived the right to have the case heard in district or municipal court and shall not be prosecuted or found guilty of a violation of paragraph 907. Any person who does not pay the civil forfeiture specified below shall have the case disposed of in district or municipal court.

Any person who violates any of the provisions of paragraph 907 shall be liable for a civil forfeiture, which shall be paid to the Town Clerk within 96 hours of the date and time notice is given by any law enforcement officer to the owner or keeper of a dog in violation of paragraph 907. If the forfeiture is paid, said payment shall be in full satisfaction of the assessed penalty. The forfeiture shall be in the amount as specified for the following violations:

- a. \$25 for the first nuisance offense under sub-paragraph 907.1, 907.2, 907.3 or 907.4; \$50 for the second nuisance offense committed within 12 months of the first nuisance offense under sub-paragraph 907.1, 907.2, 907.3 or 907.4.
- b. \$50 for the first menace offense under sub-paragraph 907.5 or 907.6; \$100 for the second or subsequent menace offense committed within 12 months of the first menace offense under sub-paragraph 907.5 or 907.6.
- c. \$100 for the first vicious offense under sub-paragraph 907.7; \$200 for the second or subsequent vicious offense committed within 12 months of the first vicious

offense under sub-paragraph 907.7:

Any person who pays a civil forfeiture specified above 2 times in any 12-month period according to the records of the Town Clerk, may not pay a civil forfeiture for subsequent violations of paragraph 90 in that 12-month period, but shall have those case disposed of in district or municipal court. In the case of a vicious dog, as described by paragraph 907, where its behavior presents a threat to public safety, immediate District Court or Municipal Court proceedings may be initiated in lieu of the civil forfeiture.

**917 Penalties**

A person, firm or corporation violating any provisions of Chapter 9 of this code (excluding 907) shall be punished by a fine of not more than one hundred (\$100) dollars for each offense.

Submitted by  
Joanna  
Pellerin

Time Line of Gilman Park History as Regards  
Dog Issues

- 1996 The trustees voted (minutes of Nov. 1, 1996) to allow dogs to be walked on leash in the park
- 1996 Letter sent Nov. 6 to the Selectmen requesting they remove Gilman Park from the town Dog Ordinance, Article 910. c. Sudden discovery of No dogs allowed sign posted in the park without vote of the trustees prompted this request.  
The trustees were surprised to find that the town thought it owned the park. Trustees engaged Charles Tucker to convince the town that it did not own the park.
- 1997 Tucker's letter to the Selectmen (Jan. 14, 1997) unequivocally stating that the trustees were the owners.
- 1998 A lease agreement with the town, signed August 5, was to serve as a reminder of the town's relationship with the park. Dogs were not mentioned, because the trustees believed that issue had already been solved.

At this time the trustees were researching the need and the cost of insurance, both liability and officers and directors. It proved too expensive. We began discussing turning the park over to the town but were afraid the town would use it in ways not desired by us or the Gilmans. The Parks and Rec. Department had already placed playground equipment that was old and unsafe (in our estimation) and too close to the river. Clearing for new athletic fields or volley ball courts etc. was happening without full knowledge of the trustees. This is when we decided to put a conservation easement on it before turning it over to the town.

- 2007 We developed, in concert with the Southeast Land Trust (SELT), a Management Plan finalized that September. By this time the lease agreement had never been renewed or the \$1 a year honored. The management plan, under Goals and Objectives listed "Provide a dog friendly park."

The easement was finalized. Under use limitations was the following: "The Grantor shall not designate the Property or any portion of the Property primarily for the benefit of, enjoyment by and use by dogs." The intent of the land trust and the trustees was to ensure there would be no 'dog parks'. This well before the term dog parks was in common use. The driving force behind this was the desire to protect the quality of water in the river from heavy concentration of dog wastes in close proximity.

- 2010 As soon as the conservation easement was completed and signed by SELT and the Trustees, we began dissolving the trust with the aid of Kate Miller of Donahue Tucker & Ciandella. At the same time we placed an article on the warrant to give the park to the town for the sum of one dollar, and that was duely passed by Exeter's voters.

I remember that the town wanted us to allow it to build a new water treatment plant on a portion of the park adjacent to Bell Avenue. Because we held the park in trust, and because the Conservation Easement did not permit this, we could not grant that request.



Martha Pennell and I, two of the last board of trustees, agree that we would like to see dogs and owners allowed to enjoy the park and its trails. We feel that the number of dog owners who will be scoff-laws is far fewer than that of the responsible dog owners, and we do not wish to see the town forced to make rules based on projection of negative behavior.

A thought in addition: The Exeter Parks Director seemed to feel that signage can easily direct dog walkers to the trails. Perhaps some signs could say "Protect people and wildlife. Leash your dog" and "Protect the river. Clean up after your dog."

Thanks Russ,  
Jody

MINUTES of GILMAN PARK TRUSTEE'S MEETING  
Nov. 1, 1996

The meeting was brought to order at Jody's house at 4:15. Those present were Martha Pennell, Jody Pellerin and Roger Sloan. Martha and Jody had previously walked the park and found no storm damage; however, the sides of the riverbank are still being mowed despite the wishes of the trustees.

Roger and Jody welcome Martha, a new trustee, who is replacing Dana Wyman.

The minutes of the April 2, 1996 were read. As no one other than Jody had attended that meeting, the minutes could not be accepted.

There was no treasurer's report. Our safe deposit box is presumed to be empty. Perhaps it should be opened and inventoried? Where is our CD? Martha suggested that the box contain; our minutes, our by-laws, our treasurer's reports; and an inventory of our assets.

It was moved, seconded and passed unanimously that Martha be secretary.

We need to get copies of the original minutes and confirm that the originals are in the Exeter Historical Society. We also need to find out whether we have recovered our principal so the "stop spending vote" will no longer apply to our finances.

The Bylaws were signed by Roger and Jody. They then were amended by unanimous vote as follows:

VIII.A to read: "Stocks, certificates of deposit, etc., shall be kept in safe deposit box #461 at Citizens Bank of Exeter."

VI.B added: "The Chairman shall appoint a trustee to fill any unexpired term of office left vacant by resignation or death, this appointment to last until the next April meeting. If the Chairman should resign or die, then the Secretary shall appoint a replacement."

Jodi will redo the Bylaws with these amendments.

✓ We agreed that dogs would be welcome in the park providing they are leashed and their excrement cleaned up. Therefore, it was moved, seconded and passed unanimously "that we ask the Selectmen to strike item 910.c from Chapter 9 Animal Control", Exeter's dog ordinance. Jody agreed to present our request to the Selectman.

The Trustees voted to accept Roger Sloan's resignation with regret. Several replacements were suggested: Harry Thayer, Charlie Tucker, Jeff Salisbury. Jody will contact Harry and Charlie.

We agreed to meet soon when Peter can attend.

Respectfully submitted

*Martha Pennell*

November 6, 1996

Board of Selectmen  
10 Front Street  
Exeter, NH 03833

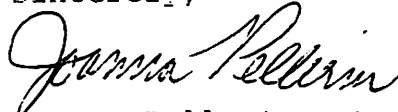
Dear Selectmen:

The Trustees of Gilman Park would like to recommend an amendment to Exeter's Dog Ordinance. At their fall meeting on Friday, November 1, a quorum of trustees voted to recommend striking "Gilman Park - off Bell Avenue", sub c of article 910, from the ordinance.

The trustees feel that residents of Exeter should be free to walk their dogs in the park and on its trails so long as they uphold article 903 of the ordinance which requires that they clean up after their dogs.

Thank you for considering our recommendation.

Sincerely,

A handwritten signature in cursive script that reads "Joanna Pellerin".

Joanna Pellerin, Chairman  
Gilman Park Trustees

DONAHUE, TUCKER & CIANDELLA

ATTORNEYS AT LAW

WATER STREET PROFESSIONAL BUILDING

225 WATER STREET

P.O. BOX 630

EXETER, NEW HAMPSHIRE 03833-0630



MICHAEL J. DONAHUE  
CHARLES F. TUCKER  
ROBERT D. CIANDELLA  
LIZABETH M. MacDONALD  
JOHN J. RATIGAN  
ROBERT M. DEROSIER  
SCOTT E. WOODMAN

JAN 17 1997

TELEPHONE  
603-778-0686  
FAX  
603-772-4454  
TOLL FREE  
800-566-0506

January 14, 1997

Board of Selectmen  
Town of Exeter  
10 Front Street  
Exeter, NH 03833

Re: Gilman Park

Dear Board Members:

The Trustees of Gilman Park have engaged me to look into the situation of who actually has control over activities within Gilman Park, the issue being raised by the controversy over the presence of dogs in the Park.

I have looked at the original Deed, the Minutes of the Trustees, as they exist, and have caused to be examined the Minutes of the Town Meetings of the Town of Exeter since 1891, before the Park was deeded to the Trustees.

The first mention of this Park is in the 1891 Town Meeting wherein, in March 1891, the Town voted "to accept with gratitude the gift of Daniel Gilman upon conditions named by him". More than one year later, on July 12, 1892, Daniel Gilman deeded the Park to five private individuals "and their successors in the Trust hereinafter mentioned". The Trust provides that the land "shall always be used exclusively as a public park". Although the original intention may have been to deed it to the Town, as reflected in the Town Meeting vote, that was not done. It was deeded instead to five individuals as Trustees and those Trustees, by provision in the Deed, are self-perpetuating. Neither the Board of Selectmen nor the Town Meeting have any control over who those Trustees are (unlike the Swasey Parkway Trustees, for example).

*also - let them maintain it!*  
*MSJ*  
*PS - let's get a meeting to determine who we do what.*  
*EP/HR*

The Trustees, as you know, have a very small trust fund, the income of which is used toward maintenance of the Park. Early on, improvements to the Park were funded by the Trustees, by private subscription, and by the Town. In recent years the care and maintenance of the Park has been largely paid for and provided by the Town Parks & Recreation Department, and in turn, the Town Parks & Recreation Department has used the Park for organized activities, particularly baseball.

I find no vote of the Trustees turning the Park over to the Town of Exeter, nor do I find any vote of the Town of Exeter taking over the Park. Any recent confusion about who has jurisdiction over the Park has happened gradually and without benefit of official minutes.

The Trustees of the Park have instructed me to inform you that there is no problem with the current arrangement insofar as the Trustees permitting the Town Parks & Recreation Department to utilize the Park in return for the Town Parks & Recreation Department's maintenance of the facilities it has created and uses.

The Park is not, however, subject to the Town ordinance regarding dogs in public parks because this is a private Trust held for the benefit of the public and is not at all unusual in this status. The Trustees are not elected by Town Meeting nor appointed by the Selectmen, they are self-perpetuating.

Our conclusion is, therefore, that the Park is private property, open to the public, and that the Trustees have sole control over whether dogs are permitted or not in the Park and under what conditions. This is not an item that is subject to control by the Board of Selectmen. On the other hand, the Trustees of the Park wish to be completely reasonable about all of this and suggest, as a compromise, that the Trustees will, in turn, forbid dogs on the baseball field, the basketball court, and in the playground equipment area, while allowing leashed dogs in other areas of the Park which are not subject to intensive use by the public.

In a spirit of cooperation, the Trustees would like to work out a Memorandum of Understanding with the Selectmen and the Department of Parks & Recreation to outline who shall bear responsibility for what within the Park.

Board of Selectmen  
Town of Exeter

3

January 14, 1997

The Trustees would be pleased to appear before the Board of Selectmen at any time to discuss this further.

Very truly yours,

DONAHUE, TUCKER & CIANDELLA



Charles F. Tucker

CFT:blo

cc: Douglas Dicey, Trustee and Dept. of Parks & Recreation  
George Olson, Town Manager  
Joanna Pellerin, Chairman, Trustees of Gilman Park  
Harry Thayer, III, Trustee of Gilman Park  
Peter Smith, Treasurer, Trustees of Gilman Park  
Martha Pennell, Trustee of Gilman Park

LEASE AGREEMENT

NOW COMES, the Trustees of Gilman Park, with an address c/o Martha Pennell, Secretary, 69 Court Street, Exeter, New Hampshire, and the Town of Exeter, by and through its Board of Selectmen, with an address of 10 Front Street, Exeter, New Hampshire;

W I T N E S S E T H :

WHEREAS, in July 1892, the late Daniel Gilman and Minnie Gilman formed a charitable trust in which they placed what is now known as "Gilman Park" (hereinafter "Park") and created a Board of Trustees now known as "Trustees of Gilman Park" (hereinafter "Trustees"); and

WHEREAS, the Park is dedicated to the use of the citizens of the Town of Exeter; and

WHEREAS, the Town of Exeter (hereinafter "Town") and the Trustees have developed, over the years, a custom and practice involving the use and governance of said Park; and

WHEREAS, the Town holds a sewer easement over and has a water line, pump and pump-house within the Park; and

WHEREAS, the Exeter Parks & Recreation Department has installed recreation equipment in the Park and conducts organized recreational and sports activities within the Park; and

WHEREAS, given that there has been increasing litigation in our society, more formality in the arrangement between the Trustees and the Town is desirable in order to more clearly spell out the respective responsibilities of the parties;

NOW THEREFORE, the parties agree as follows:

1. The Trustees shall lease said Park to the Town for the next three (3) years for the sum of ONE DOLLAR per year.

2. The Town shall maintain and repair the developed portions of said Park, being the recreational facilities that the Town has installed and maintained. Those facilities include two baseball fields, one basketball court, one volleyball court, miscellaneous playground equipment, a well house, a boat ramp, a parking lot and a service road. It is hereby acknowledged that the equipment and fixtures located thereon, such as baseball back-stops, poles, nets, and other fixtures belong to the Town and even though affixed to the land may be removed by the Town if it should so desire.

3. The Town of Exeter Fire Department may use the Park for certain pumping practice activities.

4. The Director of Parks & Recreation of the Town of Exeter will:

- A. By March 1st of each year provide the Trustees with the Town's plans for the use of said Park for the coming calendar year;
- B. In December or in time for the Annual Town Report, whichever occurs first, of each year, provide the Trustees with a written report concerning the use of the Park during the calendar year concluded including an appropriate tabulation of the numbers and categories of users; and
- C. Provide the Trustees with a written report of any denial by the Recreation Director of a request for use of the Park by a group during the previous calendar year explaining the reasons for the denial.

5. The Town will continue routine police patrols of the Park for security purposes.

6. Within the budget of the Parks & Recreation Department of the Town of Exeter, and within the three-year term of this Lease, the Town will:

- A. Complete the destruction and removal of the large central fireplace; and
- B. Remove any other fireplaces.

7. Without permission of the Park Trustees, the Town shall not construct any additional active recreational facilities or clear land for any purpose including parking, access ways, or otherwise except under life threatening circumstances.

8. The Trustees shall retain all other powers, duties and responsibilities granted under the original Gilman Deed.

9. The terms of this Lease shall be governed by the laws and statutes of the State of New Hampshire.

10. This Lease constitutes the clear understanding of the parties at this time and will not be modified without a written amendment signed by the parties hereto.



11. If any clause in this Lease is found to be invalid, the remaining clauses will remain in full force and effect, unless they could not reasonably survive the absence of the clause found invalid.

IN WITNESS WHEREOF, the parties hereto have entered into this Agreement this 5<sup>th</sup> day of AUGUST, 1998.

TRUSTEES OF GILMAN PARK

[Signature]  
Witness

BY: [Signature]  
Trustee

[Signature]  
Witness

BY: Martha Pennell  
Trustee

[Signature]  
Witness

BY: [Signature]  
Trustee

[Signature]  
Witness

BY: [Signature]  
Trustee

[Signature]  
Witness

BY: [Signature]  
Trustee

Town of Exeter  
By Its Board of Selectmen

[Signature]  
Witness

BY: [Signature]  
Selectman

[Signature]  
Witness

BY: [Signature]  
Selectman

[Signature]  
Witness

BY: [Signature]  
Selectman

[Signature]  
Witness

BY: Paul A. Brette  
Selectman

[Signature]  
Witness

BY: [Signature]  
Selectman

(blo)re#12/B:\GILMNP.RK.LSE

Ms. Reichlin also thanked the UNH Cooperative Extension Service for their compilation and analysis of the survey. She noted a Harris Poll was also included in the packet, to be used for comparison. One of the most requested items of youth was a skateboard park, noting no area in town for skating to take place. The Youth Coalition will be discussing these results further with participants at their dinner Wednesday evening, November 20th, with approximately 55 people attending, many of whom participated in the 'Profile' program during 1989-90. Mr. Scafidi thanked both for attending, and for the information.

6. Request from Gilman Park Trustees to amend Ordinance 910 "Prohibition in Parks and Commons"

Mr. Scafidi read a letter from Joanna Pellerin, Trustee, noting a quorum of Trustees recently voted to recommend an amendment to the Dog Ordinance, striking "Gilman Park - off Bell Avenue". The Trustees feel residents of Exeter should be free to walk their dogs in the Park and on its trails, so long as they uphold article 908 of the ordinance which requires they clean up after their dogs.

Douglas Dicey, also a Trustee, noted he was absent from that meeting (budget meeting), so the vote was not unanimous from Trustees. He noted if this is changed, requests to remove all parks from the list will be received. Gilman Park has basketball courts and baseball fields and he does not recommend the removal of the Park from the list.

No action by the Board.

7. Amendments to Personnel Plan.

Ms. Stanley Jones, Chairman of the Personnel Committee, asked if the Board had any comments regarding the amendments proposed at the last meeting. Barbara Blenk noted one addition to 7.7 "Appointments", adding the word 'final' to the second sentence prior 'verification'.

**Mr. Williams moved to approve the amendments, as presented, to sections 4.3 through 12.5; second by Mr. Binette. VOTE: Unanimous.**

Ms. Stanley Jones proceeded to read the proposed amendments to sections 13.1(d) through 17.3(c) (attached). Second and final reading will be next week.

8. Request to proclaim the third Monday in January "Martin Luther King Jr., Day" in Exeter.

Discussion on this item is postponed at the request of the sponsor, to a later date.

9. Wheelwright Landing Condominium Association - request to have roadway plowed.

Jeff Rondeau, President of the Association, presented a lay-out of the cul-de-sac, located at the end of Downing Court. He noted the Town plows, when reaching the end of Downing Court and unable to turn around, lift their blades and continue through the cul-de-sac. The Association

Mr. Olson reported the Town is notified when those upstream are opening their dams but is not aware of policies of when they do this and for how long it is done. He noted Rockingham County received word of a flood warning Sunday afternoon.

Ms. Bailey stated this last rain was heavy and questioned whether it was heavier than normal and into the 150 year flood plan? Mr. Olson reported 5-8" which was less than half of what received in October, 1996, though the Governor declared disaster areas throughout the seacoast. He equated this to probably a 100 year storm. One issue involved was how low the river can go in order to continue pumping from the Gilman Park pump.

Arthur Baillargeon noted, back when the Mill was in operation, when the river was high those at the Mill opened the gate. They viewed the measure gauge at the gate site. Mr. Olson noted the Town has raised at the 'warning' level; policy change following this weekend now calls for raising at the 'watch' level.

9. Update on Court Street Commons - J. Reichlin.

Joanne Reichlin, Ad Hoc member, reported a meeting of the Court Street Commons to be held on Wednesday, July 8 beginning at 7:00PM at the Court Street building. She noted the phrase "Community Center" has come up and many have expressed an interest. The meeting is open to the public. The Committee requested a representative of the Exeter Selectmen be present. Ms. Bailey will attend.

10. Gilman Park Trustees - Lease Agreement.

A proposed Lease Agreement to the Town has been received from the Gilman Park Trustees' attorney. Mr. Olson suggests it being passed on to Town Counsel for review and comment.

Jody Pellerin noted the Lease stems from the Memorandum of Understanding brought before the Board last year. The lease details responsibilities of all involved and nothing new has been added.

Mr. Scafidi questioned Item 6 A & B regarding removal of fireplaces. Were these constructed by the Town? Ms. Pellerin assumed so. Mr. Dicey (present in the audience) noted they were there when he was hired 27 years ago. Ms. Pellerin noted the Trustees do not want the responsibility of them now.

Ms. Bailey asked if the Trustees own the land and what type of Trust Funds are available? Ms. Pellerin noted yes and the fund provides enough for very small projects.

Mr. Binette asked how soon the Agreement must be enacted, noting his wish to hear Mr. Rowe's concerns and he was not present this evening.

**Ms. Bailey moved to pass the Agreement along to Town Counsel and to return comments and recommendations to the Town Manager; second by Mr. Binette. VOTE: Unanimous.**

8. Changes to Elderly Tax Exemption statutes.

John DeVittori, Town Assessor, reported on a new State law replacing the existing four local choices of Elderly Tax Exemptions (standard, expanded, adjusted and optional adjusted) with one unified Elderly Exemption law. Every municipality must readopt an Elderly Exemption provision before January 1, 1998 or the base minimum values set by the State will take effect (incomes of \$13,400 for singles; \$20,000 for married couples and a \$35,000 asset limitation).

He noted the main change is that all income will be treated equally, noting Social Security income will no longer be excluded. His recommendation would be for the Town to adopt an **income** level (**higher** than that proposed by the State) by adding the Social Security level to Exeter's current levels of income, with the asset level remaining at \$50,000. This would allow Exeter to keep the exemptions as close as possible to the status quo and complying with the new law without impacting the total valuation of the Town. If these changes are agreed to, the Board of Selectmen would have Town Counsel review wording for the Town Meeting warrant. If approved at the Town Meeting, it would become effective with the November, 1997 tax bill.

Mr. Rowe suggested postponing a decision in order to study and further discuss the matter. He suggested revisiting it at a January meeting.

9. Request from Gilman Park Trustees to amend Ord. 910 "Prohibition in Parks & Commons"

Joanna Pellerin noted a November 1st meeting of Gilman Park Trustees, with them receiving letters from dog owners requesting the Park be eliminated from the list of parks banning dogs. She noted Gilman Park is a natural pass for trails along the River. With 3 of 5 Trustees present, all three voted for the change and requested same from the Board. They met again last week and four of five present voted in the affirmative to support this request. She noted there is always trouble with residents and loose dogs and not cleaning up after same. This is a request to allow leashed dogs in the Park, with responsible owners 'scooping'. Those that don't - won't.

Mr. Williams asked if the Trustees had considered this in other Parks. Ms. Pellerin noted they were Trustees for Gilman Park only; asking only for Gilman Park and a trial basis. Mr. Rowe felt a 'can of worms' would be opened, with residents visiting all parks requesting the same. Ms. Stanley Jones was impressed with the residents requesting the change and the Trustees asking permission from the Board. Ms. Pellerin suggested that if Gilman Park is handled the same as other Parks, then why have Trustees? Ms. Stanley Jones noted the Town has Trustees and they have made a recommendation - why not listen?

Douglas Dicey stated if it is allowed in one park, you should allow in all parks. Gilman Park has Trustees but the Parks & Recreation Department runs it.

Ms. Pellerin asked the Board to listen to the majority of the Trustees and to eliminate the reference to Gilman Park in the ordinance.

Corrected – 12/02/96

Ms. Stanley Jones moved to follow the recommendations of the Gilman Park Trustees to strike reference to Gilman Park from Section 910 on a trial basis of six months; no second; no vote.

Martha Pennell, a new Trustee, noted that a lack of a second negates the powers of the Trustees and questioned why the Town would have them. If the Park is not run by the Board of Trustees - why should they meet? Mr. Scafidi noted this point will be visited. Ms. Pennell stated the Trustees are called for in the will.

10. Permits:

- a. Ms. Stanley Jones moved to allow the P.U.C. to use the Town Hall on January 14 from 7-9:30PM for a consumer forum on restructuring; second by Mr. Binette. VOTE: Unanimous,
- b. Ms. Stanley Jones moved to approve the Town Hall for use by the Merrill Lecture Series on January 13 from 6:45-9:30PM; second by Mr. Binette. VOTE: Unanimous.
- c. Ms. Stanley Jones moved to approve use of the Nowak Room by the AARP for their IRS/Tax classes from 9AM to 3PM on January 3, 6, 8, 10 and 13th from 9AM to 3PM; second by Mr. Binette. VOTE: Unanimous.
- d. Ms. Stanley Jones moved to approve use of the Wheelwright Room on December 17 from 9-10:30AM for a Board meeting of the Rockingham County Community Action Program; second by Mr. Williams. VOTE: Unanimous.

11. Town Manager's Items:

- a. The Town's offices are closed on Thursday and Friday this week for observance of Thanksgiving Day. He reminded residents that car registrations for November should be completed by Wednesday, as December 1st is a Sunday and the offices are closed Friday.
- b. Plodzik & Sanderson have sent their engagement letter for handling the Town's audit. Mr. Rowe noted they had reported a savings would be seen with the acquisition of a Finance Director. Mr. Binette moved the Town Manager negotiate with the firm for a lower price based on their estimates; second by Mr. Williams. VOTE: Unanimous.
- c. There will be a public hearing on December 2 beginning at 6:30PM for the purpose of discussing the Exeter Development Commission's petition for a proposed conditional layout of a Class V highway for a portion of Garrison Lane to intersect with Epping Road per NH RSA 231:28. The meeting will be in the Nowak Room.
- d. COAST will hold a public hearing on fare increases on December 3 at 6:30PM in the Nowak Room.

BOARD OF SELECTMEN

WORK SESSION

RECEIVED  
6/3/97 JUNE 2, 1997  
TOWN CLERK'S OFFICE

Chairman Scafidi convened the Board in a work session on the above date at 6:30PM.  
PRESENT: Paul Scafidi, Wendy Stanley Jones, Amy Bailey, Paul Binette and Robert Rowe.  
Also present: George Olson, Town Manager, Jody Pellerin, Peter Smith, Harry Thayer III and Douglas Dicey, all from the Gilman Park Trustees.

Mr. Scafidi went on to explain the purpose of the meeting was to begin the process toward an agreement between the Town and Trustees pertaining to who does what and who is responsible for what at the Park.

Ms. Pellerin included copies of a draft Memorandum of Understanding, the original deed, copy of their By-laws and conveyance.

Mr. Thayer asked the Board who has control over the Park. Mr. Scafidi noted that's why everyone was present. It appears the Park is wholly subsidiary of itself, based on results of the 1891 Town Meeting, and not the Town, thereby the Trustees are in charge. Jody noted that, as a Charitable Trust, it is run by a Board of Trustees. All concurred.

Mr. Smith stated the Trustees manage the Park for the Town; Mr. Scafidi corrected him by stating it's not the Town's Park: they manage the Park for the Trust for use by the townspeople. Mr. Smith asked about liability, noting two attorneys have stated the Town could provide; one other stated he was "not sure". Two individuals have resigned due to lack of clarity and did not wish to be held personally liable.

Ms. Pellerin noted Town equipment has been installed in the Park and expressed concern over Town equipment being in a private park. Mr. Rowe thought this was to be run by Town Counsel. Mr. Olson noted Attorney Tucker's letter had been shared and Town Counsel concurred. He will send the draft memo of understanding and check on the insurance liability issue.

Mr. Dicey stated the Town has put over \$175,000 in the Park over the years, with ballfields, boat ramp, volleyball court, basketball courts and maintaining the road. Mr. Smith clarified that the Trust has provided funds for maintaining the road, as well as given funds to Friends of Recreation.

Mr. Scafidi proceeded to review the Memorandum of Understanding (copy attached):

1. Add pump house and boat ramp. Mr. Olson suggested some "legal language" be added to cover the ballfields, so future Boards couldn't sub-divide the land (town fencing surrounding private land);
2. Currently the department only drafts and pumps engines. Mr. Scafidi asked whether this would including erecting a building and burning it down. Mr. Thayer noted it has not.
3. This clarifies who does what and informs all about the existence of the easement.

4. Mr. Thayer suggested eliminating "sports" in order to include any type of activity. Mr. Binette suggested adding "Town" before "Department of Parks and Recreation". It was noted the Department has been doing this function for years and is not a new duty.
5. Mr. Binette asked for copies of minutes be forwarded to the Board also, thereby all will know what is being planned. Add to line: "...as a courtesy, copies of minutes of meetings be provided to the Board of Selectmen." Ms. Bailey noted a copy should also be sent to the Recreation Department, as they track activities, they should be aware of the Park's 'goings-on'.

Clarification of "activity" was explained. It does not mean a few people getting together for pick-up basketball and a picnic. It means large groups (i.e. church groups, organizations, businesses) announcing an event and conducting it at the Park. Scheduling helps avoid two groups attempting to use facilities at the same time.

6. Mr. Smith noted they may only spend the interest on the principle - currently at just under \$20,000.

The Town will:

1. Okay as written.
2. It was noted this has not always been done and the Trustees have been surprised at some projects that have appeared (i.e. volleyball court was to be a parking lot).
3. This provides the Trustees with an outlook for the year. It allows long-range planning. Change 'it's' to "the Town's" and add "for the coming year" to the end of the sentence.
4. Change "it's" to "the Town's". Ms. Pellerin stated Mr. Dicey currently provides these statistics.
5. Mr. Olson will research this issue.
6. This is being done and will continue.

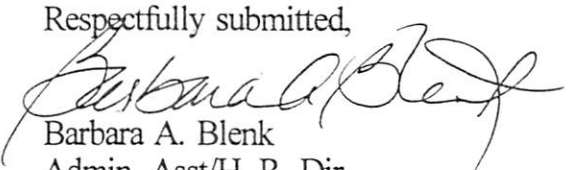
Signature lines will be added to the final copy for all involved to sign.

Mr. Dicey stated he still is opposed to allowing dogs in the park, noting an increasing problem with maintaining the facilities. The Trustees are continuing to address this. Mr. Dicey noted if they are allowed to continue in the park, his department may not maintain it.

Mr. Olson will inform the Board of the results of discussions with Town Counsel re the memo and with NHMA Property-Liability Trust concerning the liability issue.

**Ms. Jones moved to adjourn the work session; second by Mr. Binette. VOTE: Unanimous.**  
Time: 7:08PM.

Respectfully submitted,

  
Barbara A. Blenk  
Admin. Asst/H. R. Dir.

DRAFT  
5/27/97

MEMORANDUM OF UNDERSTANDING

Between the

TRUSTEES OF GILMAN PARK

and the

BOARD OF SELECTMEN, EXETER, NH

This Memorandum of Understanding (MOU) is between the Trustees of Gilman Park, a charitable trust created by Daniel and Minnie Gilman in July of 1892, and the Selectmen of the Town of Exeter representing the citizens of Exeter for whose enjoyment the park and the trust were created.

Recognizing the need to join together in the interest of administering Gilman Park according to the wishes of the Gilmans, and to clarify the roles of Trustees and Town officials, we the Trustees of Gilman Park and the Board of Selectmen enter into this MOU concerning the operation of the park.

It is understood that the Trustees of Gilman Park will:

1. recognize that all existing athletic installations named below are town property.
  - a. two ball fields
  - b. one basketball court
  - c. one volley ball court
  - d. miscellaneous playground equipment

WELL HOUSE  
BOAT RAMP
2. accept the use of the park by the Exeter Fire Department for certain practice activities.
3. recognize and record for future trustees the town's water main easement.
4. recognize that the <sup>TOWN'S</sup> Department of Parks and Recreation is the coordinator for organized ~~sports~~ activities in the park.
5. prepare a report annually for inclusion in the Town Report, <sup>AS A COURTESY, provide copy of minutes of meetings to Board of Selectmen.</sup>
6. oversee their trust fund and make disbursements as they see fit.



It is understood that the Town will:

1. recognize that Gilman Park is held in charitable trust by its trustees for the pleasure of the public in accordance with the wishes of Daniel and Minnie Gilman as stated in their deed to the original trustees on July 8, 1892 and further that the trustees have the final decision in all matters concerning the park.
2. maintain its facilities and equipment in the park in consultation with the trustees.
3. through <sup>the Town's</sup> ~~its~~ Director of Parks and Recreation, at the beginning of each year, provide the trustees a written proposal for its use of the park, *for the coming year.*
4. through <sup>the Town's</sup> ~~its~~ Director of Parks and Recreation, at the end of each year, provide the trustees a written report of its use of the park including a tabulation of numbers and categories of use.
5. carry adequate liability insurance specifically naming Gilman park and the trustees.
6. through its Police Department, periodically patrol the park for security purposes.

*Signature lines / date.*

Mr. Williams asked if a vote was taken would it be to authorize the signing of a \$156,000 contract, even though there is only \$61,000 in the budget to do the work? Answer: Yes.

Mrs. Jones asked if the reason for signing a \$156,000 contract was because of the need to submit a grant application to the State for the full amount of the work? Answer: Yes in large part.

Mr. Binette questioned authorizing the signing of the agreement prior to approval of the budget. Answer: Need to do flow monitoring in April, the month with the greatest rainfall. If the budget fails there will be a recommendation that the money be taken from sewer reserves.

Mr. Williams asked why the authorization could not wait until after the vote on April 8? Answer: Too much of April will be lost for monitoring purposes. The full month of April is the standard period used in such studies.

**Moved by Mrs. Jones, second by Mr. Binette, to authorize the Town Manager to enter into a contract with Camp, Dresser and McKee, in the amount of \$156,000 to undertake the preparation of a Sewer Facilities Study, with the understanding the work will be done in phases, the first to cost \$61,000, and that no subsequent phases would be undertaken until the required funds are budgeted.**

Mr. Binette asked why the first phase of the project could not be funded out of reserves? Mr. Noyes responded that was an option.

Chairman Scafidi noted that while there is money in the Sewer reserve, an attempt is being made to build the reserves so that future improvements can be made without effecting rates. So while there is money in the reserves to do the work, spending the money now will have an impact in the long run.

Mr. Jones noted that a portion of the \$156,000 was to come from other than the sewer utility budget. How much of the total amount? Mr. Noyes responded with a ballpark figure of between \$30,000 and \$50,000.

Chairman Scafidi called for a vote. Mr. Rowe asked that the motion be read once again. **SO VOTED.**

#### **5. Memorandum of Understanding with Gilman Park Trustees**

Chairman Scafidi introduced the topic noting the importance of the facility as a recreation site and the need to come to some agreement with the Gilman Park Trustees to insure the continued public use of the Park.

Mr. Rowe stated that he thought that Attorney Tucker's letter associated with the matter was well written and could be used as the basis for working out an agreement.

Mr. Williams expressed concern over the public use of private property, and the Town spending money to maintain the property.

Chairman Scafidi asked Jody Pellerin of the Gilman Park Trustees to come forward and explain the issue from the Trustee's perspective. Ms. Pellerin stated that the Park was not private property, rather it is land held in a charitable trust for the use of the public. She noted that at the 1891 Town Meeting the Town voted to accept the use of the land, not the land itself. Over the past 100 plus years the Trustees have used the income from the trust to make repairs and improvement to the Park. The Town has also maintained and improved the park. The need at this time is for the Town and the Trustees to work out a memorandum of understanding describing their respective responsibilities.

Mr. Williams asked if he bought a building for the use of the elderly and turned it into a charitable trust would it be legal for the Town to maintain it? Ms. Pellerin answered that it would if Town Meeting approved it. Mr. Williams asked that Mr. Olson consult with counsel on this matter.

Mrs. Jones thanked Ms. Pellerin and the members of the Trustees for coming forward and explaining the situation and clarifying the issue.

Mr. Binette noted that this was a matter that could not be handled in 5 minutes. He suggested that the Board and the Trustees sit down and see if an agreement can be worked out.

Chairman Scafidi asked if the Board wished to take this matter up as a whole or to create a committee to look into the matter. The Board members agreed that they would all like to participate in the discussion at a future work session with the Trustees. Mr. Williams suggested that Town counsel be present at the work session. Ms. Jones did not agree and felt that spending \$125/hr to have counsel present to sit and listen to the discussion was not appropriate.

Chairman Scafidi asked the Gilman Trustees if such a meeting could be arranged. All agreed that it was a good idea. A meeting date will be set after the April elections. It was noted that Park and Recreation Director Dicey will be invited to the meeting.

#### 6. Meeting with Swasey Parkway Trustees - Maintenance of Parkway

Chairman Scafidi outline the issue noting a memorandum from Town Manager Olson on the matter. He suggested that the same process used above to get the Board and the Gilman Trustees together be used in this instance to work out responsibilities. All agreed that this was a good idea and that a work session date will be set.

#### 7. Explanation of \$100,000 cut from budget at February 10th meeting.

Chairman Scafidi noted that Mr. Rowe had asked that this matter be placed on the agenda and turned to Mr. Rowe.



Meeting @ SELT

I did not include these minutes in the timeline, but they do serve to show the intent of the trustees as regards a long term plan

**Joanna**

---

**From:** "Ms MARTHA PENNELL" <mpennell69@verizon.net>  
**To:** "Harry Thayer" <hbthayer@verizon.net>; "Jodi Pellerin" <kompost@comcast.net>; "Smith, Peter" <smen5ex@rcn.com>  
**Cc:** <mpennell69@verizon.net>  
**Sent:** Thursday, June 28, 2007 2:38 PM  
**Subject:** meeting minutes 06-20-07.doc

*Joanna Pennell*  
 MEETING WITH SEACOAST LAND TRUST *JNH*  
 06-20-2007

Those attending were Jody Pellerin, Martha Pennell, Harry Thayer and Peter Smith (trustees); and from the Seacoast Land Trust were Phil Auger, A. J. Dupere, Karin Rubin and Etoile Holzaepfel. Phil, a board member of the Land Trust, facilitated the meeting.

He explained that the Land Trust Board had some concerns. The Board wanted a management plan in place before any ownership transfer. The plan would be written with input and concurrence from the Town, the Land Trust and the Trustees. The management plan would be part of an easement or be referenced in the easement. Thus, if/when the Town takes ownership subject to a conservation easement held by the Trust, the Town is in agreement with the management plan it must follow to operate the Park.

What do the Trustees envision for the Park's future? Jody saw a riverside park for walking, fishing, boating. She wanted the woodlands restored; the tree line moved inland; and a rustic type picnic pavilion with toilets and electricity available by signup thru the Rec Dept. Peter spoke to the history of the cannons. "The greater the use, the greater the security." Martha wanted it returned to the condition it was when she was growing up... beautiful pine trees and a circular drive/path. She also wanted it dog friendly and wanted continued public access over the foot bridge at the end of Gilman St.. Harry wanted access to the river for the fire department. It is the only area in town to check the pumpers. The Trustees agreed that they did not feel strongly about the baseball field.

A. J. is a community forester with the Urban Forestry Center and works with volunteer organizations in Portsmouth. He can get seedlings and volunteers. Karin and Etoile were going to write the plan.

Phil thought we needed one more meeting which was set for July 12<sup>th</sup> at 8 am. Hopefully we can get Bill Campbell (selectman whom Phil had already spoken to), Don Clement, and Michael Favreau (Parks and Rec director) to attend. We also thought that the Academy being an abutter should be represented ...perhaps Bob Keefe?

Respectfully submitted,  
 Martha Pennell, secretary

---

No virus found in this incoming message.

Checked by AVG Free Edition.

Version: 7.5.476 / Virus Database: 269.10.4/897 - Release Date: 7/11/2007 9:57 PM

7/12/2007

**Don't Throw Your Junk Mail Away . . .  
every piece could be worth \$\$\$**



# **"HIDDEN CASH"**

## **System**





ROCKWELL



Remember  
this  
☺



# EXETER POLICE DEPARTMENT

---



*Memorandum*

*May 15, 2020*

---

**To: Town Manager, Russ Dean**

**From: Chief Stephan Poulin**

**Ref: Chapter 9 Animal Control (Gilman Park)**

---

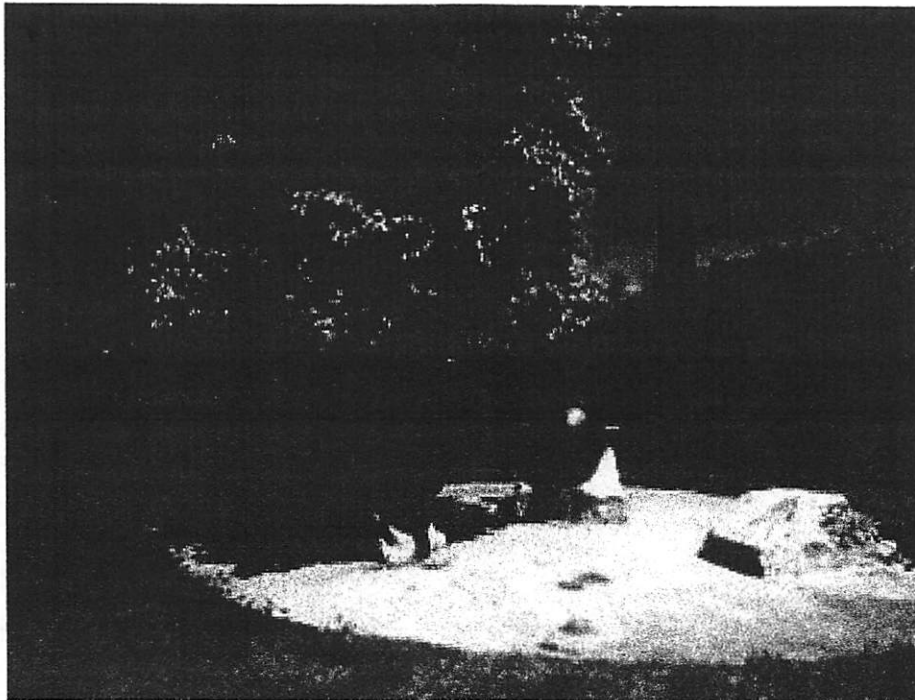
I have met with our Animal Control Officer, Julia Doane, in reference to Chapter 9 of our Town Ordinances (T.O.): Animal Control. I have also communicated with Exeter Parks and Rec Director, Greg Bisson. Specifically, we have been researching the 910 prohibition of dogs in parks and commons with regards to section 910-c.: Gilman Park. Furthermore, we have also reviewed the Conservation Easement Deed for the Park.

We believe that there is room for some modification of the Town Ordinances to dispel the false notion that Exeter is not "dog friendly". We could support that Gilman Park be removed from T.O. 910. Dogs would therefore be allowed (still leashed under T.O. 902 and excrement removed under T.O. 908) to walk the Park and enter into the trails. Proper signage and waste baskets should be erected.

However, with this comes a further discussion into the meaning of the confines of the Park. Other Towns have Ordinances which prohibit dogs from playing fields, baseball fields, and playground areas. With the expansion of the Park to accommodate a Gazebo and playing areas for children etc. and to prevent future issues, we would suggest creating a T.O 910.1. The wording of this new T.O. prohibiting dogs from ballfields, playgrounds, or picnic areas can be worked out with further discussions as needed.

In addition, we would like to also note that we are aware that there are owners who are looking for a place in Exeter to let their dogs run off leash. For this, ACO Doane has been advising dog owners that if they are looking for a space to do that sort of activity, as long as their dog is "under control" according to NH state law, than they can take their dog to the WMA at Conner Farm- (but they must follow posted rules, which right now requires leashes as it is nesting season). This seems to have been getting received well.





Management Plan for

# GILMAN PARK

Exeter, NH  
September, 2007

Management Plan  
Gilman Park  
Exeter, NH  
Aug 23, 2007

Background:

Gilman Park was created in July of 1892 when Daniel Gilman gave a portion of his farmland along the Exeter and Little Rivers to a group of trustees "for the use and enjoyment of said town of Exeter as a public park forever upon the conditions following, to wit that said town shall keep said park at all times fenced sufficiently to prevent the entrance of cattle, that said land shall always be used as a public park, and should it ever cease to be used as such it shall at once revert to the donor or to his heirs at law".

The original Gilman Park trustees followed Daniel Gilman's wishes (including the fencing) and the park that was created with his vision and generosity continues to meet his wishes. It remains a unique privately owned park with a committed public interest. Gilman Park's uses now are a desirable mix of passive recreation and limited active recreation opportunities. Passive recreation uses include but are not limited to walking, nature observation, fishing, canoe/kayak and other appropriate boating access to the Exeter River. There is also a small T-Ball field and large lawn area that is used for picnicking and, occasionally, organized youth soccer practice and other sports. Gilman Park is also one of the only dog friendly parks in Exeter. The land is owned by the current generation of Gilman Park Trustees while management of the park today is accomplished by an agreement with the community and specifically the Exeter Parks and Recreation Department.

While this arrangement has worked very well for both parties the current trustees are becoming increasingly confronted with difficulties associated with the park being privately owned yet committed to public uses. Issues that would have been unforeseen in Daniel Gilman's time such as liability insurance have forced the trustees to seek a transfer of ownership to the town. Consequently the trustees have considered ways that the ownership may change but that Gilman wishes be protected into the future. To that end the Gilman Park Trustees requested that the Southeast Land Trust of New Hampshire (SLT) consider holding a conservation easement for Gilman Park during the summer of 2007.

The SLT board of directors responded to the trustees' request by asking that management of the park be governed by a plan drawn up in advance and agreed upon by a committee of all parties with interest in the park. During the summer of 2007 a committee was assembled that met on three occasions to discuss issues and reach consensus on how the park should be managed. The outcome of those meetings is

provided in this plan which has been reviewed and edited by the committee members.

Gilman Park Trustees - Joanna Pellerin, Peter Smith, Harry Thayer, Martha Pennell  
Exeter Director of Parks and Recreation - Mike Favreau  
Exeter Conservation Commission - Don Clement  
Exeter Board of Selectmen - Bill Campbell  
Phillips Exeter Academy - Joseph Kovolyan  
Southeast Land Trust - Karin Rubin (staff), Etoile Holzaepfel (Board of Directors)  
Urban Forestry Center, NH Division of Forests and Lands - A.J. Dupere  
UNH Cooperative Extension - Fred Borman, Phil Auger

#### Vision:

Gilman Park ownership will be transferred from the Gilman Park Trust to the Town of Exeter to be managed in the future as a relatively undeveloped park for a variety of outdoor recreation opportunities which are consistent with the goals and objectives outlined by this committee and sensitive to the natural resource features found here.

#### Goals and Objectives:

- Provide a multi-use, free-access park for all Exeter residents
- Assure continued access via Gilman Street and a foot bridge
- Retain walking trail network as it currently exists
- Provide canoe, kayak and other appropriate sized boating access to the Exeter River
- Limit organized recreation activities to the extent currently in place so that lighted play areas and additional forest clearing do not occur
- Provide a dog friendly park
- Avoid unnecessary projects that will negatively impact water quality
- Utilize options that will protect water quality during relevant site management activities
- Protect and manage the remaining forest cover
- Choose native trees and shrubs in landscaping work

#### Specific Management Requirements:

Hazard Tree Removal - Hazard trees are classified as such because they pose an immediate threat to people and property. A few hazard trees were noted along the walking paths. These should be removed as soon as possible. The trees identified could be cut by skilled volunteers or arborists. Trees could be felled and left in the nearby woodland to decay. If arborists are contracted for this work the cost

would likely be \$500 or more. Annual monitoring of trees along paths is highly recommended.

Removal of Old Playground Equipment - Culverts and galvanized metal pipes with concrete bases were left after an old playground area was dismantled. The committee agreed that these should be removed from the site. At the same time it would make sense to remove the volleyball posts. It would take from 2-4 hours to accomplish this with a backhoe or front end loader and tri-axle dump truck. Perhaps the Exeter Public Works Department would provide the equipment and labor necessary. ERRCO, Construction and Demolition Recycling on Route 27 in Brentwood is currently accepting these materials at a cost of \$40/ton delivered.

General Recommendations:

**Gilman Street Access - Gilman Street is currently a town roadway that was built as a condition "upon which the land (Gilman Park) is to be deeded, it will be necessary to open a highway from Court St. to Little River and to connect such highway with the park by a suitable bridge over Little River"** Source: Town Affairs column Exeter

Newsletter May 15, 1891. The original carriage bridge was replaced a number of years ago with a footbridge. There is very limited parking at the end of Gilman Street with no opportunity for expansion. Despite limitations, this access point to the park is desirable because it is much closer to the densely settled community center and it links nicely with Phillips Exeter Academy trail networks on the east side of the Exeter River. There is currently some discussion that Gilman Street may revert to Phillips Exeter Academy ownership. The committee agreed that it is important that continued access to Gilman Park via Gilman Street be a stipulation of negotiations between the community and Phillips Exeter Academy.

The other issues related to Gilman Street are erosion and stormwater drainage. Currently stormwater is drained directly from the end of the roadway into the Little River. The drain is inadequate to handle significant storm events and there is not any treatment of non-point pollutants before discharge into the river. This has caused significant bank erosion and water quality is no doubt negatively impacted from this non-point source. This is another issue that the community and Phillips Exeter Academy should address in their negotiations on the status of Gilman Street.

**Footbridge - The footbridge connecting Gilman Street to the park is a steel structure with a wood planked deck. The planking is showing age and should be examined soon for decay and replacement. Pressure treated lumber would be a better choice for longevity, but may not be permitted by NH DES because of the potential for leaching into surface waters. Therefore recycled plastic decking is probably the best option for replacement in this application.**

**Walking Trails** - The trail system through Gilman Park and its connections to trails on abutting lands make this a desirable place for walkers. There is a short loop through the more developed western section of Gilman Park and a short connector trail through the reserve area near the river which leads to a riverside trail to the land just south of the park owned by Phillips Exeter Academy. The park is well serviced by this network, so no additional trails are recommended. The trails are currently in good condition. Regular maintenance of the trail surface, pruning of overhanging woody material and inspection for neighboring hazard trees or dangerous limbs is recommended.

**Basketball Court/Open Sided Pavillion** - The basketball court has traditionally been underutilized in Gilman Park. Exeter has an active summer basketball league that uses well lit, fenced courts in another park. The Parks and Recreation Department is repairing the backboards now but foresees little use in the future. Consequently the committee feels that this would be an ideal location for an open sided pavilion at some point in the future. While not a requirement in any way, the committee felt that at some point the community might want a building in Gilman Park that would be an open sided pavilion with restroom facilities. Placing such a building where the basketball court currently is would provide ready access to the parking area, is relatively close to the water and sewer line on Bell Avenue and is well outside the shoreline protection zone.

**Swing Set** - The existing swing set is a remnant of playground equipment that now has been removed due to new federal safety rules. The committee felt that when the swing set is replaced it should be moved to a new location closer to the basketball court.

**Volleyball Court** - Due to under use and maintenance difficulties the Parks and Recreation Department has decided to abandon the volleyball court. The poles should be removed when the old playground equipment is removed.

**Forested Areas** - The forest cover of Gilman Park is in two separate areas defined as being either to the west or east of the access road from Bell Avenue. Wooded areas to the west are primarily an older aged forest with considerable human influence. The trees here are for the most part a century old now, no doubt the result of fencing out Daniel Gilman's cattle in the 1890's. Most of the trail network is in this forest and some sections were cleared for athletic fields, parking and the sewer easement. Older trees on the edge of these clearings will require annual observation for decline due to root and other equipment injuries. There is also a small section of pole sized deciduous trees that naturally regenerated in a wet area just north of the T-Ball field (see view cutting recommendation).

The woodland east of the access road from Bell Avenue is a mixed forest. The only trail access to this forest is along the northern edge close to the Exeter River. This trail links up with a footpath through the abutting property which is owned by Phillips Exeter Academy. Approximately 50% of this forest is growing on wetland soils. Here the mixture of trees includes two oddities, black gum and swamp white oak. Overall the woodland is considerably mixed with a great deal of hemlock mixed with white pine, red maple, red oak and numerous other deciduous tree species. Given its uniqueness and small size this stand should be left to mature to into an "old growth"/unmanaged condition.

**View Cutting** - A small section of the woodland north of the T-Ball field and just beyond the west end of the field area is occupied by dense sapling and small pole sized hardwood trees. Views of the river could be improved by selecting the best trees as future shade trees here and removing others in a portion of this forest. Cut trees should be chipped with the chips spread in the understory. This could be accomplished by a group of volunteers and chipper rental or by hiring an arborist. Contracting with a certified arborist would likely cost from \$1,500-\$2,000.

**Tree Planting** - Tree planting might be considered as part of an overall landscape plan to enhance the park's appearance. There are two locations where tree planting would be beneficial. One is along the fence that lines the edge of the field area and roadway to the boat launch. The second is just northwest of the fence line in a small area at the end of the field area near the swing set.

A mix of native, deciduous trees adaptable to relatively wet conditions are recommended. Readily available species well adapted for this site are black gum (*Nyssa sylvatica*), red maple "October Glory" (*Acer rubrum*), river birch (*Betula nigra*) and possibly new varieties of American elm (*Ulmus americana* Note: choose only from these varieties - Valley Forge, Princeton or New Harmony). Other species that would do well here but are not readily available from nurseries are yellow birch (*Betula allegheniensis*) and swamp white oak (*Quercus bicolor*) and white ash (*Fraxinus Americana*).

Trees should be spaced 20 feet on center. Given spacing requirements there is room along the fence line for 12-15 trees. The lightly used west end of the field area near the swing set could support 6-10 additional trees. Planting stock should be 2-3" caliper "balled and burlaped". Planting stock of this size would cost from \$200-300/tree. Planting could be done by a group of trained volunteers or a landscaping contractor. The estimated cost/tree for purchase and planting by a contractor would be \$400. This includes a recommended two year guarantee. In total, 18-25 trees could be planted with a total cost including planting of from \$7,200 to \$10,000.

Turf Management - The T-Ball and Utility Fields are very close to the Exeter River and are within the New Hampshire and Exeter's Shoreline Protection Zone. Potential surface water runoff from applications of fertilizer, other lawn chemicals and herbicides need to be a consideration. The Parks and Recreation Department is currently applying fertilizer three times per year and is using an organic lawn fertilizer. This is a good first step toward addressing the issues related to unnecessary fertilizer applications. However the lawn care can be further enhanced by a soil test to determine pH and fertility. If necessary, pH adjustment using a fall application of lime will enrich the site considerably and allow the soil to utilize whatever fertilizer applications are made. Advice and guidance on turf maintenance is available through Nada Haddad (679-5616) at the Rockingham County UNH Cooperative Extension office.

Road Maintenance - Access into Gilman Park is on an unpaved roadway. The committee felt that the roadway should not be paved because of the expense and possible negative impacts in the shoreline zone. Relatively inexpensive annual maintenance by the Public Works Department would enhance the roadway surface. Road grading done twice each year - once in early to mid spring followed by a second grading in mid to late summer -with regular York raking after storm events will keep this roadway in excellent condition.

Signage - There are currently two signs for Gilman Park. One very nice, relatively new sign is at the Bell Avenue/Route 108 intersection. A second wooden sign is on the left at the entrance to the park. The older wooden sign at the park entrance is difficult to see. This is partly because the sign is well off the roadway and partly because it is placed in an area that is lightly maintained by purpose. Simply moving the sign closer to the roadway might resolve this. The committee also discussed the need for additional signage at the end of Gilman Street close to the footbridge. This sign would not only draw people to the park, but would also indicate that it is dog friendly and ask people to deal with dog waste responsibly.

Pump House - One of Exeter's public wells is located on Gilman Park near the entrance from Bell Avenue. The pump house is a necessary, though unattractive, cinder block building at the entrance that detracts from the park appearance. Some small landscaping and other creative measures might help spruce this up. Landscaping would fit into a more detailed landscape plan for the park than this effort. The building appearance might be upgraded at the cost of paint by challenging the high school art department to design and paint the building. One added benefit - students might have an incentive to help keep the building from being vandalized.

Possible Funding Sources and Volunteer Groups - There may be funding available to help implement this plan or to hire a landscape architect and implement a more involved plan. One source is the Conservation License Plate or "Moose Plate" State Conservation Committee Grants. Information is available on the web site <http://www.mooseplate.com/>

Volunteer groups through UNH Cooperative Extension's Community Tree Steward Volunteer Program are available to help with landscaping and tree planting projects. Committee member A.J. Dupere with the Urban Forestry Center (431-6774) and Mary Tebo with UNH Cooperative Extension (629-9494 Ext. 140) can provide more assistance with this program.

**Attachments:**

Maps

Deed

Aerial photo



State of New Hampshire,  
Rockingham, ss. July 11th, A. D. 1899.  
I hereby certify the above named Amos W. C. Bunker and  
others to be the persons who have voluntarily sold  
and deed.

Received and Recorded  
July 11, 1899.

John E. Young,  
Deputy State Clerk  
G. Maud. Hoyle, Register.

Know all men by these presents  
That D. Omie Gilman of Exeter in the County of  
Rockingham and State of New Hampshire,  
in consideration of One Dollar to me paid by George E. Stead,  
George W. Clark, William H. C. Hollamby, Henry W. Shute,  
and William P. Chadwick, all of said Exeter, do by these  
presents bargain, sell and convey unto the said George E. Stead,  
George W. Clark, William H. C. Hollamby, Henry W. Shute and  
William P. Chadwick, and their Successors in the trust herein  
after mentioned

Gilman  
to  
Exeter,  
War-  
del,  
Hollamby

A certain tract of land situated in said Exeter aforesaid,  
containing Eleven acres more or less and bounded and described  
as follows: to wit: beginning at the mouth of Little River on the  
South; on the South by a degraded stream and running South  
thirty two degrees east on the westerly bank of Exeter River Seven  
hundred feet, thence running South two degrees East ninety four  
feet on said Exeter River to a large white oak tree, nearly opposite  
the corner called, thence running West (nearly ninety degrees West) -  
Six hundred fifty feet to a stake, thence running north twenty  
eight degrees West Seven hundred fifty feet to a large pine stump -  
in the bank of said Little River thence running easterly by said  
Little River about Seven hundred feet to the board log at, at  
the junction of said Little and Exeter Rivers.

To have and to hold the said premises in fee with all the  
privileges and appurtenances thereto belonging to the said  
George E. Stead, George W. Clark, William H. C. Hollamby, Henry W.  
Shute and William P. Chadwick, as trustees and their Successors  
in trust to hold the same for the use and enjoyment of said  
town of Exeter as a public park for ever upon the conditions  
following, to wit: that said town shall keep said park at all  
times closed sufficiently to prevent the entrance of cattle that  
said land shall always be and exclusively as a public park,  
and should it ever come to be used as such it shall at once  
revert to the donor or to his heirs at law - that said trustees -  
shall have the power to choose their Successors in trust by a  
major vote whenever vacancies shall occur and so on forever -  
no person being eligible as trustee unless he be a citizen of  
said town of Exeter. And Do covenant with said grantee

and their successors that I am the lawful owner of said premises and am rightfully seized thereof in fee simple, that they are free from incumbrances; that I have good right to sell, convey, copy, devise and in manner aforesaid; and that I will and do hereby grant and defend the same premises to said grantee and their successors against the lawful claims and demands of all persons whomsoever.

And I, Minnie C. Gilman, wife of said David Gilman, for the consideration aforesaid, do hereby release my right of dower in said premises.

And you the said David Gilman, and Minnie C. Gilman, wife of David Gilman, in consideration aforesaid, do hereby grant and release to said grantee, all the right, title, interest, claim or demand which we or either of us have in or to the above described premises by virtue of an act of the Legislature of the State of New Hampshire, entitled "an act to exempt the Department of Education from attachment and levy or sale in Execution," passed July 4, 1857.

In witness whereof we have hereunto set our hands and seals this 20th day of July in the year of our Lord, 1892.

Signed, sealed and delivered in presence of  
Charles G. Connor,  
Charles W. Bell.

David Gilman,  
Minnie C. Gilman.

State of New Hampshire

Rockingham Co. July 20th, A.D. 1892. Personally appeared the above named David Gilman and Minnie C. Gilman and acknowledged the foregoing instrument to be their voluntary act and deed.

Notary Public.

Charles G. Connor,  
Notary Public.

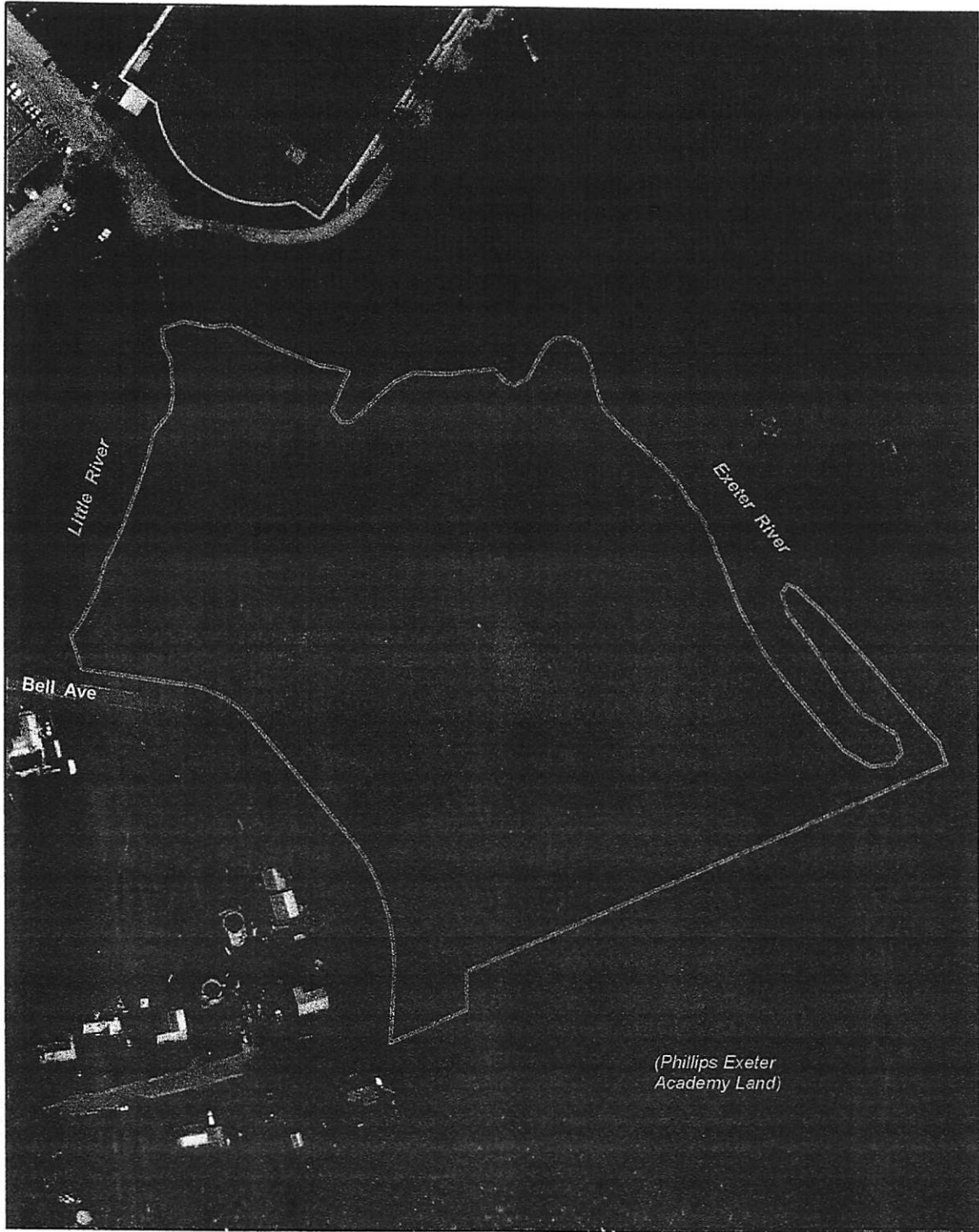
Received and Read  
July 12, 1892.

Gilman & May, Register.

Morgan  
to  
Mabel  
Patterson  
Patterson  
Patterson  
Patterson  
Patterson

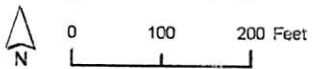
Page

Know all men by these presents, that I, Charles G. Connor, of Portsmouth, in the County of Rockingham, and State of New Hampshire, hereinafter called the grantor, for and in consideration of the sum of Eighteen Hundred Dollars, to me in hand before the delivery hereof well and truly paid by the Granite State Prudent Association, a corporation duly established under the laws of the State of New Hampshire, hereinafter called the grantee, the receipt whereof I do hereby acknowledge, and in further consideration that the said Granite State Prudent Association, grantee as aforesaid, has assumed and agreed to pay off which does and have cancelled of record, a certain first mortgage hereinafter mentioned, have granted, have



Parcel boundary from Exeter tax map, 2003. 1-foot resolution orthophoto taken May 2005 by Sancom for NH DOT, supplied by NH GRANIT. Map prepared by Southeast Land Trust of NH, August 2007.

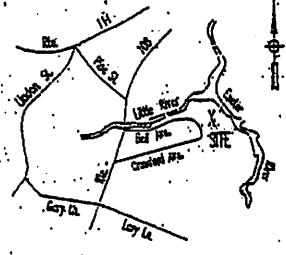
## Gilman Park -- 2005 Aerial Photo Exeter, NH



Survey to Line (Plan Ref. #1)

**Plan Reference:**

1. Plot of Land, Gilman Park, Bell Ave. & Crawford Ave., Exeter, NH by James Verra and Associates, Inc., 7/17/88, Scale: 1" = 60' RCSD Plan #D-26827



Approximate Scale: 1" = 2000'

LOCATION MAP

Gilman Street Access  
 Gilman Street erosion and stormwater damage

Footbridge

Survey to Line (Plan Ref. #1)

RIVER

W.L. Elev. 23.6 (11/25/00)

Walking Trails

N/F  
Phillips Exeter Academy

Walking Trail

LITTLE RIVER

W.L. Elev. 21.6 (11/26/00)

**LEGEND:**

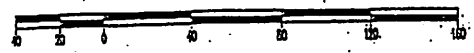
- - - Existing 2" Contour Lines
- 23.2 Spot Elevation
- Wetland Boundary Line
- \* \* \* Wetlands (Artificial/Seasonal)
- Soil Survey Line
- 443EH Soil Symbol
- ⊗ Utility Pole
- ~ Trench
- ⊙ Pine Tree
- Woods Road or Path
- Chainlink Fence
- ⊙ Sewer Manhole

**OWNER OF RECORD:**  
 Tax Map 83, Lot 19  
 Trustees of Gilman Park  
 Exeter, NH 03833  
 RCSD Blk. 528 Pg. 453  
 RCSD Blk. 1624 Pg. 461

**GILMAN PARK**  
**Plan of Existing Conditions**  
**and Recommendations**

Bell Ave. & Crawford Ave., Exeter, NH

Scale: 1" = 40'      March 2001



Current  
SELT  
Easement

- G. No outdoor advertising structures shall be displayed on the Property except as desirable or necessary in the accomplishment of the conservation, habitat management, forestry, noncommercial outdoor recreational, or public water supply uses of the Property, and provided such structures are not detrimental to the Purposes of this Easement. No sign on the Property shall exceed 24 (twenty-four) square feet in size, and no sign shall be artificially illuminated.
- H. There shall be no mining, quarrying, excavation, or removal of rocks, minerals, gravel, sand, topsoil, or other similar materials on the Property, except in connection with any improvements made pursuant to the provisions of sections 2.A., 2.F., or 2.G., above. No such rocks, minerals, gravel, sand, topsoil, or other similar materials shall be removed from the Property.
- I. There shall be no dumping, storage, injection, burning, or burial of man-made materials, building demolition, construction debris, fill, yard waste, trash, or other materials known to be environmentally hazardous, including the storage of snow from municipal plowing, and there shall be no use of de-icing materials on the Property.
- J. No rights-of-way or easements of ingress or egress in favor of any third party shall be created or developed into, on, over, or across the Property without the prior written approval of the Grantee, except those of record as of the execution of this Easement and those specifically permitted in the provisions of this Easement.
- K. The Grantor shall not operate or grant permission to operate motorized vehicles on the Property, except on the Access Road and Parking Area as shown on the Existing Conditions Plan, or as necessary for managing the Property consistent with this Easement.
- L. The Grantor shall not designate the Property or any portion of the Property primarily for the benefit of, enjoyment by, and use by dogs.
- M. The Property shall in no way be used to satisfy the density requirements of any applicable zoning ordinance or subdivision regulation, including, but not limited to, density, frontage or open space requirements, with respect to the development of any other property.

### 3. MANAGEMENT PLANNING AND ACTIVITIES

- A. All activities on the Property shall be performed in accordance with a written Management Plan in a manner that is consistent with this Easement.
- B. Said Management Plan shall specifically address at least the following elements:
  - i. Short and long-term protection of those Purposes for which this Easement was granted, as described in Section 1, above;
  - ii. Landowner management goals and objectives;
  - iii. Property map showing access road, trails, boat launch, Exeter Shoreland Protection District, parking areas, cultural/historic features, recreational use areas, and natural

## **MEMORANDUM**

**DATE:** Thursday, April 30, 2020

**TO:** Chief Poulin

**FROM:** ACO Doane

**SUBJECT:** Town Ordinance 910, Gilman Park Dog Restriction

The current town ordinance states that dogs are prohibited in parks and commons and lists several of those parks/commons, one of which is Gilman Park. During a discussion on this issue with the Natural Resource planner, it was brought to my attention that the Trustees had intentions of allowing dog walking at Gilman Park when they conveyed the property to the Town and the easement to SELT.

It is my concern that the town has few easily accessible, mild terrain trails for dog walkers of all ages and abilities to utilize that is off of the pavement and central to town. Safety is still of utmost importance and leash laws should continue to be enforced. It is in my opinion that giving up a park for dogs to be allowed may guide dog walkers to use that space whereas families with children or residents who are concerned for dogs are able to utilize the other numerous parks in town where dogs are not allowed.

Currently, the property does not have signage educating residents or visitors on the current prohibition of dogs. If it can be made clear to residents/visitors that dogs are prohibited from the playing fields then it is my belief that we can find a happy middle ground for dog walkers seeking to utilize Gilman Park.

**Jennifer Perry**

to Jay, Stephan, me, Matt

FYI, we took the pet waste station down last week at the request of PD; having it there was inconsistent with the ordinance.

My personal opinion is it depends on how responsible pet owners are picking up after their pets. If they clean up, it shouldn't be a problem. If they don't, it could be a problem for either the well or the surface water intake across the river

There are two protective areas around the well:

1. **Sanitary Protective Area** - provides a protective area in the immediate vicinity of the well within which there must be minimal risk of groundwater contamination. The SPA for Gilman Well is a **400 foot radius**. This is the area that requires most attention and vigilance and the area under consideration for the purposes of this discussion. It covers all of the parking area and most of the park area.
2. **Wellhead Protection Area** - this is a wider area which generally includes the zone of influence. For Gilman well this is 4,000 foot radius. Not under discussion here.

For some background and general info on these areas see the NHDES links below:

[https://www.des.nh.gov/organization/commissioner/pip/publications/wd/documents/wellhead\\_5steps.pdf](https://www.des.nh.gov/organization/commissioner/pip/publications/wd/documents/wellhead_5steps.pdf)

<https://www.des.nh.gov/organization/commissioner/pip/factsheets/dwgb/documents/dwgb-12-10.pdf>

—  
Jennifer Royce Perry, P.E., Director

Exeter Public Works

13 Newfields Road

Exeter, NH 03833

(603) 773-6157

*Enhancing, Preserving Community & Environment*

[Like us on Facebook!](#)



Russ Dean <rdean@exeternh.gov>

---

## Request to consider amending the town ordinance chapter 910c Prohibition in Parks and Commons/Gilman Park

4 messages

---

dawn jelley <dawnjelley@msn.com>  
To: "rdean@exeternh.gov" <rdean@exeternh.gov>

Thu, Apr 30, 2020 at 5:34 PM

To the members of the Select Committee,

We write to ask that you consider amending the town ordinance chapter 910c Prohibition in Parks and Commons/Gilman Park, to restrict but allow dogs in certain areas of Gilman Park.

128 yeas ago Daniel and Minnie Gilman gifted the park and their wish for the park be kept forever "for the enjoyment of the people of Exeter", was recorded in the original deeds. The easement reads:

"The Grantor shall not designate the Property or any portion of the Property primarily for the benefit of, enjoyment by, and use by dogs".

In support of the easement we are not proposing that the park be primarily for dogs, but they be allowed leashed and restricted to the trails, on the access road and boat ramp. In all other areas dogs would continue to be prohibited.

We understand the concern about some residents failing to pick up their dog waste, but by restricting dogs to the trails and having dog waste stations we believe that we can limit this impact significantly whilst in support of the original gift being for the enjoyment of the people of Exeter.

Thank you for your consideration

Dawn Jelley and Eric Downer  
4 Nelson Drive  
Exeter, NH 03833  
603 608 5691

---

Russ Dean <rdean@exeternh.gov>

Thu, Apr 30, 2020 at 5:43 PM



To: Molly Cowan <mcowan@exeternh.gov>, Niko Papakonstantis <npapakonstantis@exeternh.gov>

FYI

We are already reviewing based on all the social media buzz on this. Police Animal Control and Parks Rec all involved.

Russ

[Quoted text hidden]

---

**Russ Dean** <rdean@exeternh.gov>  
To: dawn jelley <dawnjelley@msn.com>

Fri, May 1, 2020 at 7:09 AM

Good morning Dawn,

I will make sure this is in the Board's packet for their Monday night meeting.

The process will be to have some initial discussion around the issue, get some feedback/direction, then we will go from there.

Thank you,

Russ

[Quoted text hidden]

---

**dawn jelley** <dawnjelley@msn.com>  
To: Russ Dean <rdean@exeternh.gov>

Fri, May 1, 2020 at 7:35 AM

Thank you Russ.

I look forward to hearing how the discussion goes.

Kindness

Dawn

---

**From:** Russ Dean <rdean@exeternh.gov>  
**Sent:** Friday, May 1, 2020 7:09 AM  
**To:** dawn jelley <dawnjelley@msn.com>  
**Subject:** Re: Request to consider amending the town ordinance chapter 910c Prohibition in Parks and Commons/Gilman Park

[Quoted text hidden]

## **Gilman Park Select Board Comment May 19, 2020**

Thank you for taking the time and effort during the Select Board meeting May 18<sup>th</sup> 2020, to discuss the request of many concerned citizens to continue to allow leashed dogs access to Gilman Park, and to change the enforcement of Town Ordinance 910 in regards to Gilman Park prohibiting dogs.

There were several concerns raised during the meeting:

1. Owners that do not pick up dog waste, and possibly contamination of the drinking water supply.
2. A dog might get off its leash and attack a child playing ball in the park.
3. Setting precedence that if Gilman Park ordinance were to be changed to allow dog access then people would ask that other parks be dog friendly too.

Encouraged by the two previous Gilman park trustees that spoke clearly about Gilman Park being dog friendly, I have spent the last couple of weeks gathering information to understand why Gilman Park is part of the Exeter dog prohibition ordinance.

There are 7 parks in Exeter that are prohibited for dogs.

1. Founders Park
2. Library Grounds
3. Gilman Park
4. Hampton Road Recreation Park
5. Park Street Common
6. Swasey Parkway
7. Brickyard Pond Fields

Of these 7 prohibited parks 5 of them are within reasonable walking distance of the town center. There are actually 6 parks that are within reasonable walking distance from downtown. The sixth is Town House Commons, which is not on the Dog Ordinance but has a "no dogs" sign if entered from Bow Street. I asked Parks and Recreation for clarification, and initially they said they could take the sign down, but since then are looking into more possible legislation to keep the dogs out of Town House Commons too. I posted the success on Facebook, prior to the search for more legislation and so far have 93 positive reactions, and one frown, plus 41 comments the majority of which are jumping for joy that we have a park to walk our dogs in.

Right now there are 2K registered dogs in Exeter in a town of 9,000 residents, plus dogs visiting with tourists, who all face a real concern that very soon there may be no parks to walk in.

So what happened in Exeter to create such a severe aversion to dogs in Exeter parks? I asked Exeter Historical Society and found that back in the 1990's Exeter had a terrible problem with dog waste not being picked up. In fact, Exeter Historical Society has many pictures documenting how bad it was, understandably the town had to take drastic action and hence the prohibition of dogs in the parks. Now fast forward to 2020, with 19 dog waste stations located throughout the town, we are no longer the dog owners of the 90's, we are responsible with the vast majority of waste being picked up, people are better educated and understand how to dispose of waste properly.

So, let us return to the Select Board Concerns, with weighing evidence versus concerned emotion.

1. Owners that do not pick up dog waste, and possibly contamination of the drinking water supply.
  - a. If waste and contaminants are such an issue, then we should ban all waste from entering the river, including wildlife pooping as they live, then die and decay into the river. But

this would be impossible, and it is why we have the water treatment center, and water testing.

2. A dog might get off its leash and attack a child playing ball in the park.
  - a. While no-one wants a child to get injured, if our concern is that a dog will break it's leash, then this could happen anywhere in Exeter, so if we extrapolate this concern to its conclusion then there should be no dogs allowed in Exeter at all. Instead let us mitigate this risk by clear signage, fences where appropriate, convenient dog waste stations etc.
3. Setting precedence that if Gilman Park ordinance were to be changed to allow dog access then people would expect other parks to be dog friendly too.
  - a. The trustees clearly gave testimony that Gilman Park was always supposed to be dog friendly, they believed the ordinance had been changed, so it is not that we are making a precedence but correcting what incorrectly happened in the past.

I absolutely agree that dogs should be kept out of children's playgrounds and off the ballfields, but feel there must be some middle ground to allow the dogs of 2020 and beyond, on leashes in Exeter Parks and to change the fact that 6 out of 6 parks are not dog friendly.

I would like to be part of a campaign to champion excellent dog etiquette, to improve education of dog owners to be responsible and the education of coexistence of all. We have a great resource on the Exeter website, with education and a map of the 19 dog waste locations, unfortunately it is difficult to find in the search menu, so DPW has kindly agreed to make the information more visible.

I encourage the Select Board to move to continue to use Gilman Park as we have for many years but add some additional safeguards to mitigate risk. Improve signage of trail heads, and areas where dogs are welcome, and dogs not allowed. Perhaps for Gilman there could be a trial period of one year with a re-evaluation to change the ordinance at that time.

Of the 2k dog license owners they pay:

- Puppy (ages 4-7 months) \$7.50
- Neutered or spayed dogs \$7.50
- Unaltered male or female dog \$10.00
- Senior citizen dog \$3.00 (owner who is 65 years old or older on the first dog only)

If the town is concerned of how to pay for extra signage etc, then I believe I am not alone to vote to increase dog license cost if it would allow us the privilege of using the parks. Dog license could stay at the present rate for those unable to contribute further.

Thank you for your time and consideration.

Dawn Jelley

4 Nelson Drive, Exeter NH

**Deborah Goard <dgoard@seltnh.org>**

Wed, Sep  
20, 2017,  
10:01 AM

to me

Hi Russ,

I've heard this from a few people as well in the last year.

The short answer is that having a dog park at Gilman Park is not an allowable use as the conservation easement specifically states in Section 2.L. that "The Grantor shall not designate the Property or any portion of the Property primarily for the benefit of, enjoyment by, and use of dogs."

There is a longer explanation for this of course which is that Gilman Park was protected for water quality, wildlife habitat, the public water supply etc. which a dog park is not necessarily compatible with. But with the term above, it's evident that this was something those involved with placing the conservation easement on Gilman Park clearly did not want to happen.

Thanks for reaching out about this and let me know if there's anything else you need.

**Deborah Goard**  
*Easement Stewardship Director*

[dgoard@seltnh.org](mailto:dgoard@seltnh.org)  
(603) 778-6088 (Office)  
(603) 658-9721 (Direct)

**Southeast Land Trust of New Hampshire**  
P.O. Box 675  
6 Center Street  
Exeter, NH 03833

[seltnh.org](http://seltnh.org)

## COVID 19 Updates

Hi,

Please deliver this note and attached petition to the Select Board, and include in the Select Board meeting packet for Monday 15 Jun 2020.

For the Select Board

The attached petition thought of by a few people talking last Tues night. One was left at a downtown business counter Wednesday morning – and was full by noon – without the business owner & employees pushing it hard. Another was taken the next day and picked up mid-aftn. Two people then spent roughly 45-60 min each to easily get another 10 or so signatures each.

We tell you this so you'll know it is EASY to find people OPPOSED to mandating masks. Barely any effort went into this, and the supp.ort was even greater than expected

Most people in town had no idea it was being threatened. Many (including business owners) said they wouldn't abide by such a rule. Employers and owners or ~~out of~~ ~~of~~ businesses we stopped by signed...and the only reason the people at the 6<sup>th</sup> business didn't sign was because none were Exeter residents.

Samples of what we heard from people include:

- They can't make me – it's violation of my rights, 1<sup>st</sup> amendment, etc.
- This is completely unjustified, unnecessary, political, virtue signaling
- "They" need to stop shaming people for using their brains
- With all the problems facing us in Exeter...THIS is all they [Selectmen] can think of?!? Why can't they do something that helps instead of hurts business?
- I'll just go somewhere else (to shop, eat, etc.)

## Petition to the Town of Exeter Select Board

We, the undersigned residents of Exeter, OPPOSE any mandatory face mask policy in Exeter.

Although Covid-19 is dangerous to elderly and at-risk persons, social distancing, handwashing and keeping at-risk people sheltered, has already succeeded in flattening our curve. Exeter cases remain in single digits.

Businesses should remain free to determine PPE rules for their businesses, and citizens should remain free to support or avoid businesses of their choosing. Live Free or Die.

All residents need to be respectful of others. There are valid reasons why people cannot wear masks. Most of us have plenty to worry about in our own lives without intruding in or judging others.

Shaming and public confrontations over different opinions must be strongly condemned. Talking points that reflect a single political party or media channel should not be allowed on town social media sites.

NAME	ADDRESS	PHONE/EMAIL
------	---------	-------------

1. Anthony J. Chittising	8 McFenley St	303-1585
--------------------------	---------------	----------

2. Ted Breen	20 Main Street	957-7223
--------------	----------------	----------

3. Luke Breen	20 Villain St.	581-7199
---------------	----------------	----------

4. Kendra Clark	75 Main St	343-7543
-----------------	------------	----------

5. Debra Tewksbury	10 Humboldt St	583 2524
--------------------	----------------	----------

6. Bruce White		793 8626
----------------	--	----------

7. Bue Wael		773-0019
-------------	--	----------

Jonathan & Ring	24 Stringbridge, S2, Exeter	772-4680
-----------------	-----------------------------	----------

9. Andrew Rocco	3 Sleepy Hollow	607-571-3208
-----------------	-----------------	--------------

10. Tom Geizer	60 Cross Rd	772-8769
----------------	-------------	----------

11. Scott Bly	1 Captains Way	Scott-bly@hotmail.com
---------------	----------------	-----------------------

12. Karen Mercer	A Peach St	Exeter NH
------------------	------------	-----------

13. Sarah Thine	27 Front St	603-583-7096
-----------------	-------------	--------------

14. George Bourgeois	4 Marston St	603-770-4056
----------------------	--------------	--------------

15. Lara Lovvong	14 Columbus Ave	603-770-7222
------------------	-----------------	--------------

16. Jessica Harrigan	24 Green St, Exeter	603 498 5698
----------------------	---------------------	--------------

17. Steve Ramsey	7 Indus Trl Exeter	603 969 4092
------------------	--------------------	--------------

18. Stu Puke	2 Linden St	603-772-4779
--------------	-------------	--------------

19. Ed S. Hardy	26 CARROLL ST Exeter	603 777-0977
-----------------	----------------------	--------------

20.		
-----	--	--

## Petition to the Town of Exeter Select Board

We, the undersigned residents of Exeter, OPPOSE any mandatory face mask policy in Exeter.

Although Covid-19 is dangerous to elderly and at-risk persons, social distancing, handwashing and keeping at-risk people sheltered, has already succeeded in flattening our curve. Exeter cases remain in single digits.

Businesses should remain free to determine PPE rules for their businesses, and citizens should remain free to support or avoid businesses of their choosing. Live Free or Die.

All residents need to be respectful of others. There are valid reasons why people cannot wear masks. Most of us have plenty to worry about in our own lives without intruding in or judging others.

Shaming and public confrontations over different opinions must be strongly condemned. Talking points that reflect a single political party or media channel should not be allowed on town social media sites.

NAME	ADDRESS	PHONE/EMAIL
21. Paul Sabroco	9 Hall Rd Exeter NH	603 565 5019
22. Scott Ruffner	11 Hall Place Exeter	
23. Mollie Ruffner	11 Hall Place Exeter	
24. <del>Paul</del>	7 Charron Circle Exeter	
25. Carl Wilkerson	7 Charron Circle Exeter	
26. Amber Vally	126 Water St #15 Exeter	
27. Florence Ruffner	5 Pine St. Exeter, NH	
28. <del>John</del>	101 Front #6, Exeter	
29. <del>Tommy</del>	<del>101</del> 305 Water St. Exeter	
30. <del>Tommy</del>	5 Pipe St. Exeter, NH	
31. Rob D. Turner	9 Millstream St., Exeter	
32. Nicholas Rost	32 Chestnut St. Exeter	603-418-5050
33. Graham Bender	76 Lincoln St Exeter	772-1254
34. Susan Colby	78 Lincoln St.	603-880-4975
35. Greg Artuso	101 MAIN. ST.	607-369-2418
36. <del>Cheryl</del>	608 Park St	978 758-2466
37. <del>Mike</del>	7 Maple St APT 14	
38. <del>John</del>	201 Front street	
39. <del>John</del>	201 Front Street	
40. <del>David</del>	9 Millstream Dr Exeter NH	



## Petition to the Town of Exeter Select Board

We, the undersigned residents of Exeter, OPPOSE any mandatory face mask policy in Exeter.

Although Covid-19 is dangerous to elderly and at-risk persons, social distancing, handwashing and keeping at-risk people sheltered, has already succeeded in flattening our curve. Exeter cases remain in single digits.

Businesses should remain free to determine PPE rules for their businesses, and citizens should remain free to support or avoid businesses of their choosing. Live Free or Die.

All residents need to be respectful of others. There are valid reasons why people cannot wear masks. Most of us have plenty to worry about in our own lives without intruding in or judging others.

Shaming and public confrontations over different opinions must be strongly condemned. Talking points that reflect a single political party or media channel should not be allowed on town social media sites.

NAME	ADDRESS	PHONE/EMAIL
41. <u>Greg St. Angelo</u>	<u>116 Kathleen Drive Exeter NH</u>	<u>603 770 7596</u>
42. <u>Michele Garfield</u>	<u>3 Meeting Place Dr. Apt 209</u>	<u>418-7151</u>
43. <u>Andrew Brown</u>	<u>3 meeting place dr. Apt. #404</u>	<u>978-992-6029</u>
44. <u>Norman Schimmel</u>	<u>5 Heritage Way Exeter NH</u>	<u>603 772-7729</u>
45. <u>Deborah Schimmel</u>	<u>5 Heritage Way Exeter NH</u>	<u>603 772-7729</u>
46. <u>Lyle</u>	<u>43 1/2 Winter St</u>	<u>603 391 5884</u>
47. <u>Bob Deane</u>	<u>1 INDIAN TR, EXETER NH</u>	<u>603-778-1459</u>
48. <u>Judy Taylor</u>	<u>9 Millstream Dr, Exeter, NH</u>	<u>Jasper Taylor</u>
49. <u>Judy Taylor</u>	<u>9 Millstream Dr, Exeter, NH</u>	<u>703-559-0493</u>
50. <u>MARIA Deme</u>	<u>8 Vine St Exeter NH</u>	<u>603-686-6527</u>
51. _____		
52. _____		
53. _____		
54. _____		
55. _____		
56. _____		
57. _____		
58. _____		
59. _____		
60. _____		



Russ Dean &lt;rdean@exeternh.gov&gt;

---

**Update: COVID-19**

1 message

---

**Lightfoot, Madison (Shaheen)** <Madison\_Lightfoot@shaheen.senate.gov>

Fri, Jun 12, 2020 at 12:18 PM

Good afternoon everyone,

I hope this finds you well. I'm reaching out to share COVID-19 updates and resources.

-

**IRS:**

Yesterday, the IRS provided guidance for employers whose employees forgo sick, vacation or personal leave because of the COVID-19 pandemic. More information can be found [here](#).

**Rental Assistance:**

Yesterday, Governor Sununu announced that the state would be allocating \$35 million from the \$1.25 billion in federal funds that NH received from the CARES Act State-Local Coronavirus Relief Fund towards a new Housing Relief Program to assist families and individuals facing housing insecurity as a result of the COVID-19 pandemic. The program will have two components: 1) one-time grants for households that suffered a limited short-term loss of household income or increased expenses that threaten the family's ability to maintain its housing; and 2) short-term rental assistance program. The GOFERR office will provide the funds to NH DHHS to be distributed to the state's Community Action Program (CAP) agencies who already administer similar assistance programs.

Granite Staters can find their local CAP agency [here](#) and an overview of the new Housing Relief Program can be found [here](#). We will be sure to keep you updated as additional information is released.

For your awareness, Senator Shaheen has recently cosponsored two pieces of legislation that would provide rental and mortgage assistance to Americans:

- **Emergency Rental Assistance and Rental Market Stabilization Act** – Legislation that would authorize \$100 billion in emergency rental assistance to be provided to households experiencing homelessness and those at risk of homelessness. These funds could be used by states to offer up to 24 months of rental assistance and cover up to 6 months of back rent.
- **Housing Assistance Fund** – Legislation that would authorize \$75 billion to provide funds to state housing finance agencies to help prevent foreclosures by providing mortgage assistance payments, financial assistance to allow borrowers to reinstate their mortgages following forbearance, principal reduction and utility payments, including broadband access. This bill includes a small state minimum of \$250 million.

**NH Nonprofit Emergency Relief Program:**

As you know, the GOFERR recently allocated \$60 million in federal funds that the state received through the CARES Act towards a NH Nonprofit Emergency Relief Fund. The application period opened yesterday, June 11<sup>th</sup> and nonprofits can apply through an online portal that can be found [here](#).

Additionally, a PDF version of the online application can be found [here](#) and a FAQ document can be found [here](#).

On Monday, June 15<sup>th</sup>, the NH Center for Nonprofits will host a webinar to answer quests about the grant program. The webinar is scheduled for 4pm – 5pm on Monday 6/15 and registration can be found [here](#).

### **STEM Education Funding:**

Yesterday, Senator Shaheen and the rest of the NH Congressional Delegation announced that the National Science Foundation has awarded nearly \$1.5 million to the University of New Hampshire for science, technology, engineering and mathematics (STEM) education. More information can be found in the below press release.

Thank you for continuing to stay in touch and for your work to support your communities. Please don't hesitate to reach out to our office any time.

Be well!

Madison

## **NH Delegation Announces Nearly \$1.5 Million to Support STEM Education For Granite State Students**

(Washington, DC) – Today, U.S. Senator Jeanne Shaheen (D-NH), **the lead Democrat on the Commerce, Justice, Science and Related Agencies Appropriations subcommittee which funds the National Science Foundation (NSF)**, announced with U.S. Senator Maggie Hassan (D-NH) and Representatives Annie Kuster (NH-02) and Chris Pappas (NH-01) that the NSF has awarded the University of New Hampshire \$1,499,000 for science, technology, engineering and mathematics (STEM) education. Specifically, this funding would be used to support UNH's Master Teaching Fellowship project, which aims to recruit Granite State teachers, certify them as Master Teaching Fellows by deepening their knowledge of STEM subjects and empowering them with new, effective teaching strategies in high-need school districts throughout New Hampshire.

"It's vital that New Hampshire students have access to quality STEM education programs so that they can compete in the 21<sup>st</sup> century economy," **said Senator Shaheen**. "That's why I'm very excited to see these funds be awarded to UNH's Master Teaching Fellowship project, which will empower dedicated Granite State educators with advanced training to educate students throughout our State. As a senior member of the Senate Appropriations Committee, I'll keep fighting for federal resources like this that support our students and invest in the future of our workforce."

"Passionate, highly trained teachers are essential to a student's development and can be instrumental in a student's future success," **Senator Hassan** said. "This federal grant will help train teachers in STEM education, with a particular focus on strengthening how they teach STEM subjects to high-need students. I will continue working to support initiatives that help expand economic opportunity, especially for those in underserved communities."

"In today's economy, there is a significant and growing demand for skilled workers in the fields of science, technology, engineering, and mathematics (STEM)," **said Congresswoman Kuster**. "This funding will provide educators-in-training

with crucial knowledge, tools, and support to help them prepare students for opportunities in STEM careers. I'm pleased to join the delegation to announce this investment in our future, and I will continue working to ensure students are equipped with the knowledge and tools needed to thrive."

"In New Hampshire and across the country we've seen career opportunities in STEM fields expand in recent years, and I'm pleased to see the University of New Hampshire lead this effort to improve STEM learning for students," **said Congressman Pappas**. "Through partnerships with local school districts and professional societies, this initiative will play an important role in improving STEM education for high-need students across the state while preparing them for future careers in a growing field."

"Our project team and the UNH Joan and James Leitzel Center for Mathematics, Science and Engineering Education are very pleased Building Equity Leaders for STEM in NH (BELS in NH) has been awarded funding from the National Science Foundation with the support of our congressional delegation," **said Lara Gengarelly, the project's principal investigator and an Extension specialist and Leitzel Center affiliate associate professor in science education and outreach**. "This award comes at a critical time as the project addresses a new approach to teacher leadership that is responsive to the needs of three school district partners—Nashua, Manchester and Rochester—and focuses on equitable education in the STEM disciplines. The BELS in NH model comprises three strands: teacher leadership, equity and enriched STEM content and pedagogies that are woven together to create a coordinated, comprehensive professional development model for improving STEM education for N.H. students."

###

**Madison Lightfoot**

**Special Assistant for Policy & Projects**

**Office of US Senator Jeanne Shaheen**

**603.647.7500**



sign up for  
**THE SHAHEEN REPORT**

**THE INFORMATION IN THIS MESSAGE IS CONFIDENTIAL.**

This message, including any attachments, contains confidential information intended for a specific individual and purpose. Please be aware that any other use, printing, copying, disclosure or dissemination of this information may undermine the confidential nature of the information. If you are not the intended recipient, you are not to read, disseminate or copy this e-mail or any accompanying attachments. Please immediately notify our office by telephone at 603-647-7500 if you have received this document in error, and delete it from your system.



# EXETER PARKS & RECREATION

32 COURT STREET • EXETER, NH • 03833 • (603) 773-6151 • www.exeternh.gov



## Assumption of the Risk and Waiver of Liability Relating to Coronavirus/COVID-19

The novel coronavirus, COVID-19, has been declared a worldwide pandemic by the World Health Organization. COVID-19 is extremely contagious and is believed to spread mainly from person-to-person contact. As a result, federal, state, and local governments and federal and state health agencies recommend social distancing and have, in many locations, prohibited the congregation of groups of people. The Town of Exeter Parks & Recreation has created new protocols and put in place preventative measures to reduce the spread of COVID-19; however, EPRD (Exeter Parks & Recreation Department) cannot guarantee that you or your child(ren) will not become infected with COVID-19. Further, attending any program may increase you or your child(ren)s risk of contracting COVID-19.

.....

By signing this agreement, I acknowledge the contagious nature of COVID-19 and voluntarily assume the risk that my child(ren) and I may be exposed to, or infected by COVID-19 by attending a EPRD or affiliate program, and that such exposure or infection may result in personal injury, illness, permanent disability, and death. I understand that the risk of becoming exposed to or infected by COVID-19 at the EPRD or affiliate program may result from the actions, omissions, or negligence of myself and others, including, but not limited to, EPRD employees, volunteers, and program participants and their families. I voluntarily agree to assume all of the foregoing risks and accept sole responsibility for any injury to my child(ren) or myself including, but not limited to, personal injury, disability, and death, illness, damage, loss, claim, liability, or expense, of any kind, that I or my child(ren) may experience or incur in connection with my child(ren)s attendance at the EPRD or affiliate program. On my behalf, and on behalf of my child(ren)s, I hereby release, covenant not to sue, discharge, and hold harmless Town of Exeter Parks & Recreation Department, its employees,

agents, and representatives, of and from the Claims, including all liabilities, claims, actions, damages, costs or expenses of any kind arising out of or relating thereto. I understand and agree that this release includes any claims based on the actions, omissions, or negligence of EPRD, its employees, agents, and representatives, whether a COVID-19 infection occurs before, during, or after participation in any EPRD or affiliate program.

I HAVE READ THIS RELEASE

\_\_\_\_/\_\_\_\_/\_\_\_\_

date

participant's signature

I HAVE READ THIS RELEASE

\_\_\_\_/\_\_\_\_/\_\_\_\_

date

parent's or guardian's signature

(if participant is legally a minor)



Pam McElroy <pmcelroy@exeternh.gov>

---

## Governor's Announcement on 6/11/2020

1 message

---

NH Local Welfare Administrators Association <pmurphy@merrimacknh.gov>

Fri, Jun 12, 2020 at 10:34 AM

Reply-To: pmurphy@merrimacknh.gov

To: sriffle@exeternh.gov



New Hampshire Local Welfare  
Administrators Association

Hi Welfare Officials and Administrators,  
You may be aware that the Governor announced on 6/11/2020:

- The moratorium on Evictions and Foreclosures will expire on 6/30/2020.
- He changed the time to for Notice from 7 days to 30 days to cure an eviction.
- A new program called Housing Stabilization Fund to assist residents in the Community Action Programs across the State. Applications will available on 6/30/2020. (see the email and links below for more information on the program)

Hope all is well,  
Pat Murphy  
NHLWAA President

**From:** Santaniello, Christine  
**Sent:** Thursday, June 11, 2020 6:25 PM  
**To:** Michaud, Charleen  
**Subject:** New Hampshire Housing Relief Program

I wanted to pass this onto you and ask that you share it with other directors.

<https://www.goferr.nh.gov/covid-expenditures/new-hampshire-housing-relief-program>

Please let me know if you have any questions.

Christine L. Santaniello  
Director  
Division of Economic & Housing Stability  
603.271.5023- direct line  
603.931.0344- cell

NHLWAA | [Website](#)

NH Local Welfare Administrators Association | 53 Regional Drive, Suite 1, Concord, NH 03301

[Unsubscribe](mailto:unsubscribe@exeternh.gov) [sriffle@exeternh.gov](mailto:unsubscribe@exeternh.gov)

[Update Profile](#) | [About Constant Contact](#)

Sent by [pmurphy@merrimacknh.gov](mailto:pmurphy@merrimacknh.gov) in collaboration with

**Constant Contact** 

Try email marketing for free today!



**ALERT** [Get the latest Coronavirus COVID-19 update at https://www.nh.gov/covid19](https://www.nh.gov/covid19)

## State of New Hampshire Governor's Office for Emergency Relief and Recovery



☰ OPEN MENU

[Home](#) > [COVID Expenditures](#) > [Main Street Relief Fund - June 5, 2020 - June 12, 2020](#)

### New Hampshire Housing Relief Program

*The New Hampshire Housing Relief Program is designed to keep people from losing their housing and to secure or maintain permanent housing.*

Governor Chris Sununu has authorized the allocation and expenditure of \$35 million from the CARES Act Coronavirus Relief Fund ("flex funds") to support families or individuals in need of housing assistance as a result of COVID-19. Of the allocated \$35 million, \$20 million will be initially expended, with \$15 million being held in reserve, for rent stabilization and housing support.

The Governor's Office of Emergency Relief and Recovery (GOFERR) will provide the funds to the Department of Health and Human Services (DHHS) which will then make an initial disbursement of funds to New Hampshire's five Community Action Program (CAP) agencies, with additional funding provided based on use and need. The CAP agencies have experience administering other emergency housing funds, and their experience working with renters and property owners throughout the communities they serve will allow the Housing Relief Program funds to quickly reach people who are struggling to pay their rent. They are also well-positioned to connect renters with other resources and services they may need.

The New Hampshire Housing Relief Program is designed to keep people from losing their housing and to secure or maintain permanent housing. The program has two components: one-time assistance grants; and a short-term rental assistance program.

**The one-time assistance grants can be used to assist households with:**

- Past-due rent from April 2020 forward for households that fell behind on rent due to either increased household expenses or lost household revenue as a result to COVID-19;
- Past-due housing/household related expenses that may impact an individual's/families' ability to remain housed; and/or
- Other housing related one-time expenses that if not paid impact the ability to maintain housing.

The grant is not to exceed \$2,500, and is conditioned on COVID-19 related loss of household income or increased household expenses. This grant program is targeted to those households who will be able to maintain their housing without assistance after the one-time assistance payment.

**The New Hampshire Housing Relief Program will provide short-term rental assistance to maintain or secure permanent housing. This includes assistance for:**

- Past-due rent that was not paid due to a COVID-19 related inability to pay and ongoing rental assistance on a short term basis using progressive engagement. The rental assistance will decrease over time as households regain stability; or
- First month's rent and ongoing short-term rental assistance to assist with initial costs to facilitate the transition of working households from shelters into permanent housing.

Both the one-time grants and the short-term rental assistance will be coupled with regional case management services to help connect households to appropriate services as defined by the household and the agency. Program payments will be made directly to the landlord or provider, and this program will end by December 30, 2020.

For more information, consult the Program Overview which can be found [here](#).

The Housing Stabilization Fund application will be available on June 30, 2020 through the local CAP agencies.

**For additional assistance:**

- Contacting the local CAP agency: [www.CAPNH.org](http://www.CAPNH.org)
- Call 2-1-1. <https://www.211nh.org/>, dial 211 from any NH phone, or call 1.866.444.4211
- Contact the DHHS Bureau of Housing Supports, 271-9196, or email [dhhs.bhhs@dhhs.nh](mailto:dhhs.bhhs@dhhs.nh.gov)

This automated chat bot may be able to assist you.

Portable Document Format (.pdf) . Visit [nh.gov](http://nh.gov) for a [list of free pdf readers](#) for a variety of



1 Eagle Square | Concord, NH | 03301  
TDD Access: Relay NH [1-800-735-2864](tel:1-800-735-2864)  
[Directions to GOFERR >](#)

[About](#)

[Advisory Boards](#)

[Public Meetings](#)

[NH Government Careers](#)

[NH Travel & Tourism](#)

[NH Web Portal - NH.gov](#)

[ReadyNH.gov](#)

[Transparent NH](#)

## **EXETER TOWN OFFICE PLAN TO RE-OPEN TO THE PUBLIC**

We hope you and your family are well and have managed to stay healthy during the COVID-19 pandemic. The Town has developed the following “re-opening” plan, which enables the safe re-opening of Town Offices as follows in concert with public health guidelines as of:

Monday, TBD, 2020 (STAFF ONLY)

Tuesday, TBD, 2020 (PUBLIC WALK INS to the Town Clerk and Tax Collector’s Office);

All Other Departments BY APPOINTMENT ONLY (until further notice)

NOTE: In order to minimize foot traffic in Town Offices, to maximize social distancing and to reduce the risk of exposure to both residents and employees, we strongly encourage residents to continue to make use of our online tools and “How To” documents which can be accessed anytime via our website: [www.exeternh.gov](http://www.exeternh.gov). Simply navigate to the applicable department page for a complete list of “How To” complete various online transactions.

To accommodate the re-opening of the building and in conjunction with our Emergency Management Director, we have developed the following Standard Operating Procedures (SOPs) which will be in effect until further notice. These practices are based upon public health guidelines, and are designed to keep both our employees and the public safe.

Please note that certain departments may need to adapt procedures specific to their facilities and services. We will learn, adjust and adapt as we move forward, and ask for your help and patience during this time.

### **PROCESS/FACILITY ADAPTATION PRIOR TO REOPENING:**

The following shall be in place for the re-opening of Town Offices:

- Town Office has been sanitized, and will continue to be thoroughly cleaned every evening.
- Hand sanitizer stations have been established throughout the building, and members of the public are asked to use hand sanitizer prior to entering any Department.
- Plexiglass guards have been installed at customer service counters.
- Prior to reporting back to work, employees will let supervisors know if they need a cloth mask, and cloth masks will be provided to employees that need them.
- When possible, workstations will be separated by at least six feet. Wherever needed, 6’ demarcations will be added to areas where people often wait for service.
- To the extent possible, we will maintain only one public entrance to the Town Office, where masks and hand sanitizer will be available to the public.
- The back stairwell will continue to be reserved for employee (and emergency use only). Employees will be encouraged to depart the building via the front entrance to the Town Office but may use the back with social distancing encouraged wherever possible.
- The Wheelwright Room will be used as an appointment space by departments who wish to meet the public in this specific area. Appointments will be managed via a Google Calendar available to all building employees.
- The second floor bathroom will be reserved for employees only.
-

- **The maximum capacity of the Town Clerk lobby area is 6, and the Tax Collector Water/Sewer Collections office is 1.**
- **Signage with department phone numbers to make appointments will be posted in the Town Offices as well as the Town website, to facilitate appointments.**
- All visitors to the Town Office must wear masks. Signage for the public entrance will be posted with the following information:

**ATTENTION ALL VISITORS:**

For your health and the health of others, we require that you use hand sanitizer and wear a cloth face covering while in the building. If you do not have a face covering, a cloth face mask will be provided to you. Visitors without face coverings will not receive service from Town employees. We want all Town employees and visitors to feel as safe as possible.

If you are not feeling well, we ask that you refrain from entering the building and instead make use of our online services which can be found at [www.exeternh.gov](http://www.exeternh.gov) or call 778-0591 for assistance.

Thank you in advance, for your patience and cooperation.

**EMPLOYEE REOPENING PROTECTIONS**

**1. Monitor Your Health**

Employees must be vigilant in monitoring their health, and those who are sick or not feeling well must stay home. Possible symptoms of COVID-19 include:

- Fever
- Respiratory systems such as runny nose, sore throat, cough, or shortness of breath
- Flu-like symptoms such as muscle aches, chills, and severe fatigue
- Changes in a person's sense of taste or smell

**PRIOR TO LEAVING HOME EACH DAY**, employees should ask themselves the following 5 questions:

1. Have I been in close contact with a confirmed case of COVID-19?
2. Do I have a fever of 100 degrees Fahrenheit (100.0 F) or above (please take your own temperature every morning at home, and if you are unable to do so, touchless thermometers are available at the Town Offices) or have I felt feverish (chills, clammy) in the last 72 hours?
3. Am I experiencing any new respiratory symptoms including a runny nose, sore throat, cough, or shortness of breath?
4. Am I experiencing any new muscle aches or chills?
5. Have I experienced any new change in my sense of taste or smell?

IF the answer to any of these questions is YES, the employee should STAY HOME, and notify their supervisor and HR via phone, email or text. The employee will then contact their doctor/medical clinic to be evaluated and tested. The employee will not be allowed to return to work until cleared in writing by a medical provider.

Employees will fill out a form each workday and return it to their supervisor, who will forward to Human Resources for recordkeeping purposes.

**I. Adherence to CDC and State of NH Public Health Guidelines**

**CLOTH FACE COVERINGS (hereinafter "MASK")**

- An employee must don a mask any time you are unable to maintain a 6' distance between you and your co-workers and/or someone from the public.
- Care should also be taken when putting masks on and taking them off; for example, hands should be washed or disinfected prior to putting a mask on and taking one off.
- While in an office with closed doors or working alone or at distance from other staff, masks can be removed. Masks must be worn in hallways and common areas.
- Care should be taken to keep your mask clean and uncontaminated.

**AVOID OR MINIMIZE FACE-TO-FACE CONTACT WHEN POSSIBLE**

- Unless it is necessary for face-to-face contact when responding to an inquiry from the public, please respond via telephone or email. Please refrain from communicating with the public via text.
- Unless it's necessary for face-to-face contact with co-workers, consider a phone call or email, even if your offices/workspaces are next to each other.
- If an in-person conversation occurs, remain at their door if applicable or maintain a 6' distance whenever possible, and if not possible, you must wear a mask (for example, if you are picking up mail or other documents in the mail room space, dropping off items to individual desks, etc.).
- Maximum use of electronic meetings shall continue until further notice. Employees should avoid congregating in any area of all facilities unless social distancing can be maintained.
- Staff should stagger breaks and maintain social distance (6') and when possible, breaks should be taken separately.
- Employees should continue to encourage and help the public to use on-line resources to the maximum extent, and to the extent possible, work to minimize the time spent conducting in-person transactions with the public and each other (e.g. keep non-task-related conversation to a minimum).

**CONTINUE TO PRACTICE GOOD HAND HYGIENE AND OTHER CLEANING**

- Continue to practice good hand hygiene, washing your hands often, especially after using shared equipment, and try to avoid touching your face, nose or mouth.
- Practice good respiratory etiquette. This includes coughing and sneezing into a tissue or your elbow rather than into your hands.

- Although we employ a cleaning crew in the evening, employees should conduct regular cleaning of shared surfaces and shared equipment during the day. Employees are responsible for wiping and disinfecting touch surfaces in their vehicles, equipment and office space as well as shared equipment in common spaces, i.e. copies, printers, kitchens. When in doubt, wipe it down. Cleaning supplies will be located in common areas. If you cannot find them, please ask your supervisor for assistance.

**BE PREPARED AND BE FLEXIBLE**

Supervisors have been instructed to plan for potential COVID cases in the event we experience higher than usual absenteeism. This may include rotating groups of employees to work from home/work on-site, so we ask for your continued flexibility regarding work arrangements.

Please keep in mind that these protocols will be in place until further notice. We thank you in advance for your cooperation – working together, we hope to have a safe and healthy re-opening to the public. Again, please note that departments may need to adapt procedures specific to their facilities and services. Do not hesitate to contact us if you have any suggestions as to how we may help to keep our employees and residents safe and well!



# **Safer at Home**

LIBRARIES

## **COVID-19 REOPENING GUIDANCE**

GOVERNOR'S ECONOMIC REOPENING TASKFORCE



# SAFER AT HOME

## LIBRARIES

### **Safeguarding Guidance:**

The Governor's Economic Re-Opening Task Force recommends protocols for safeguarding all New Hampshire businesses and individuals during the coronavirus disease 2019 (COVID-19) pandemic. This industry-specific guidance is based on what is currently known about COVID-19 and is intended to protect the public's health and allow New Hampshire to remain open for business.

The intent of these recommendations is to reduce transmission of COVID-19 among employees and customers; support healthy business operations; and maintain a healthy work environment.

In addition to strict adherence to [U.S. Centers for Disease Control and Prevention \(CDC\)](#), [Equal Employment Opportunity Commission \(EEOC\)](#) and [Occupational Safety and Health Administration \(OSHA\)](#) guidance, and [US Food and Drug Administration \(FDA\)](#), the State of New Hampshire recommends policies and procedures to protect consumers and employees, including.

These guidelines apply to libraries who are re-opening their physical locations and resuming in person operations.

### **Employee Protection:**

1. All staff must wear cloth face coverings over their noses and mouths at all times when at work in the library and in public locations or shared staff areas (e.g. break rooms) when social distancing is difficult to maintain.
2. Provide training on cloth face coverings based on CDC guidance for [Use of Cloth Face Coverings](#).
3. People wearing face coverings must not touch their eyes, nose, mouth, or face, or adjust their facemask without first sanitizing hands. After touching face or adjusting mask, hands must be sanitized.
4. Alcohol-based hand sanitizer must be made readily available for both staff and consumers at entrances and exits to libraries, at checkout locations, and in staff breakrooms and other commonly used staff areas.
5. Stagger shifts, breaks, and meals, in compliance with wage and hour laws and regulations to maintain social distancing.
6. Provide regular updates and training for employees about personal COVID-19 mitigation and library safeguards based upon CDC guidelines.
7. Require all employees to report any symptoms of COVID-19 or close contact to a person with COVID-19 to supervisor.
8. Staff must be screened (questioned about) for symptoms of COVID-19 before each shift. Staff with any symptoms must not be allowed to work.
9. Staff should be instructed to maintain a distance of at least 6 feet from others (staff and customers) at all times. Prohibit congregating in break rooms or common areas





# SAFER AT HOME

## LIBRARIES

and limit capacity of such areas to allow for a safe social distancing of at least 6 feet whenever possible.

10. Restrict interaction between employees and outside visitors or delivery drivers; implement touchless receiving practices if possible.

### Consumer Protection:

1. Develop a process for limiting the number of customers inside a library at a given time, excluding employees and representatives of third-party delivery companies, to 50 percent or less of building occupancy based on New Hampshire's Building and Fire Code.
2. Ensure any waiting line outside the library has demarcations spacing customers at least 6 feet apart.
3. Customers should be asked to wear cloth face coverings at all times when inside the library. Signage and staff should request this before customers enter the store.
4. Consider dedicated hours for the elderly and medically vulnerable persons.
5. If feasible and reasonable, establish one-way traffic patterns for social distancing within aisles and between book stacks.
6. Where appropriate and possible, implement curbside pickup and/or delivery service options to minimize contact and maintain social distancing.
7. Assign dedicated staff (i.e. a safety officer) to monitor social distancing and compliance with protective actions, and to prompt customers and other staff about the importance of social distancing, hand hygiene, and use of cloth face coverings.
8. Add social distancing reminder signage, personal and floor stickers in key areas in the library (e.g. check-out counters)
9. Offer self-checkout options when possible.

### Business Process Adaptations:

1. Services should preferably be paid for electronically, but libraries may accept cash or check.
2. Establish enhanced cleaning protocols that follow [CDC guidance](#) relating to cleaning and disinfection for COVID-19. This includes cleaning and disinfecting shared resources and frequently touched surfaces every two hours. Check-out counters should be wiped down and cleaned between each customer.
3. When possible, use a clearly designated entrance and a separate clearly designated exit to maintain social distancing.
4. Use plastic shields or barriers between customers and library employees and clean them frequently.
5. Adjust library hours to allow time for enhanced cleaning.
6. Suspend offerings of food and coffee, unless the services follow the [Restaurant and Food Service Guidance](#).
7. Task management-level employees within a library (i.e. a safety officer) to monitor compliance.



# SAFER AT HOME

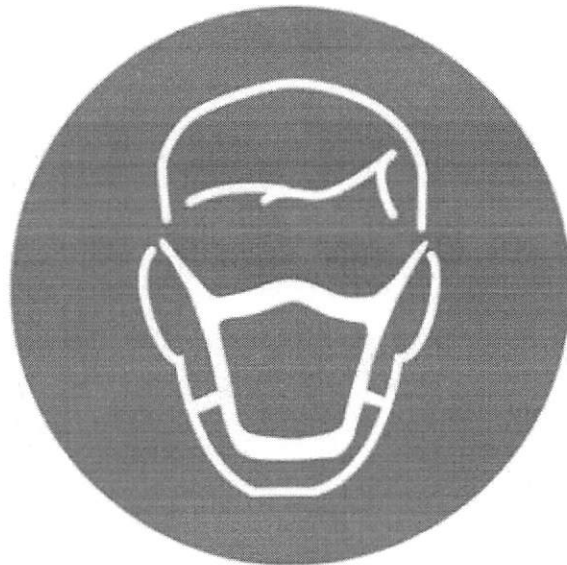
## LIBRARIES

8. Respect the right of libraries to have requirements over and above these recommendations.
9. Consider offering employees whose responsibilities can be met remotely to continue to work from home.
10. Consider waiving fines and extending due dates to discourage customers from coming into the library in-person.
11. Customers are encouraged to utilize book drop off locations instead of returning books in-person.
12. Libraries should quarantine books for 72 hours before being handled by library staff.
13. Ensure social distancing at computer terminals. This may include closing computers stations off to facilitate 6 feet of distancing. It is recommended that disinfectant wipes be provided for computer terminal users.
14. Ensure employee areas are clearly separated from areas that are frequented by patrons.
15. Public areas shall be rearranged to maintain 6 feet of distancing between seats.
16. Minimize shared touch surfaces such as tables, pens, library cards, receipts, etc.
17. Consider offering library services and programs remotely to the greatest extent feasible.



*Please*

**WEAR  
FACE  
MASK**



*Thank You*

## **Joint Guidance on Employee Travel and Return to Work Issues for Local Government Employees**

**June 9, 2020**

Under the original Executive Order 2020-04, and as continued to the present, only non-essential out-of-state travel by municipal employees for official business purposes was suspended. At the current time, there is no prohibition on personal interstate or international travel by municipal employees.

Nevertheless, certain interstate, or international travel, by municipal employees increases the risk of contracting COVID-19. Because at-risk travel increases the chances of getting infected and spreading COVID-19, municipal employees should be informed that avoiding it is most likely the best way to protect themselves and fellow employees from getting sick. Employees should be informed that while at-risk travel is not prohibited it will be the subject of employer workplace health screening in accordance with public health guidelines.

<https://www.cdc.gov/coronavirus/2019-ncov/travelers/travel-in-the-us.html>

Under the Universal Guidelines for all New Hampshire Employers and Employees, municipal employers should develop a process for screening employees reporting for work about the existence of COVID-19 symptoms, and other risk factors. The NH Department of Health and Human Services, Division of Public Health Services has also issued a guidance document related to employee travel entitled COVID-19 Employee Travel, Screening, and Exclusion Guidance.

Based on this guidance, when screening for COVID-19 symptoms, municipal employers should include in the daily screening process a question that asks whether the employee has returned from interstate travel outside of NH, ME and VT, and while doing so used public conveyances (e.g., bus, train, plane), or, has returned from international travel. If an employee responds that s/he has just returned from concerning interstate travel, or international travel, the municipal employer should consider one of the following actions:

1. Employees reporting any of the travel-related risk factors should self-quarantine for 14 days after returning from such travel. If remote work is available, that could be an alternative to returning to the employee's regular work location.
2. As an alternative to self-quarantine for 14 days, or working remotely, the employee could obtain a written release from a medical provider that permits him/her to return to work after appropriate screening or testing in light of the just completed interstate or international travel.
3. As necessary, municipal employers should consult with appropriate labor counsel to ensure compliance with any applicable collective bargaining agreement.

Whether interstate or international travel will continue to be a return to work risk factor is subject to rapid change and appropriate consultation with the most current CDC and NH DHHS guidance is necessary.

## **Attention all visitors:**

For your health and the health of others, we require that you use hand sanitizer and wear a face covering while in the Town Office buildings. If you do not have a face covering, a cloth face mask will be provided to you. Visitors without face coverings will not receive service from the Town employees. We want all Town employees and visitors to feel as safe as possible.

If you are not feeling well, we ask that you refrain from entering the building and instead make use of our online services which can be found at [www.exeternh.gov](http://www.exeternh.gov) or call 778-0591 for assistance.



***Thank you for your patience & cooperation!***

# COVID-19 WARNING

1. Only 5 customers allowed in the lobby at one time.
2. Please wear a mask when inside the building.
3. Please use hand sanitizer.
4. Please practice social distancing.

*Please use online services, phone or email when available.*



**Thank you for your cooperation!**



Russ Dean &lt;rdean@exeternh.gov&gt;

---

## MSRF project parameters are out

1 message

Darren Winham &lt;dwinham@exeternh.gov&gt;

Fri, Jun 5, 2020 at 4:55 PM

To: Russ Dean <rdean@exeternh.gov>, Niko Papakonstantis <npapakonstantis@exeternh.gov>, Molly Cowan <mcowan@exeternh.gov>, Daryl Brown <dbrowne@exeternh.gov>, Lovey Oliff <loliff@exeternh.gov>, Julie Gilman <julie.gilman@leg.state.nh.us>

This just went out to all Exeter (and soon RPC region) businesses.

<https://mailchi.mp/therpc.org/town-of-exeter-nh-covid-19-business-outreach-8670312>

Another email will go out Monday with all the Gov's new announcements - i just wanted to keep MSRF separate as it's caused so much consternation. Check out how they're calculating it (below). Very, ahh, unique...

To determine the grant amount for an eligible business as part of the Main Street Relief Fund program utilize the below Grant Formula:

Step 1. Calculate the business's anticipated gross loss, by subtracting estimated 2020 gross receipts from actual 2019 gross receipts ("anticipated gross loss").

Step 2. Subtract 50% of the Paycheck Protection Program (PPP) amount and 100% of all other federal funds from the anticipated gross loss ("qualified loss").

Step 3. Sum the qualified losses of all businesses ("total qualified loss").

Step 4. Divide the total fund balance of \$400M by the total qualified loss ("pro rata percentage").

Step 5. Multiply the pro rata percentage by a business's qualified loss.

Step 6. If the result of the previous step is above \$350K, the business will only receive \$350K; in all other cases, the business receives the amount calculated in Step 5.

Have a good weekend!

Darren Winham  
Economic Development Director  
Exeter, NH  
603.773.6122 cell  
dwinham@exeternh.gov

Hi Darren,

Thank you for all your assistance. At your advice, I applied for the NH program of the Main Street Relief Fund for small businesses. Your e-mail with the information arrived on Friday, May 16th, just after 11:30 am. My office assistant came in to my office on Tuesday, May 19th where she assisted me in making sure I had accurate accounting numbers to be able to provide a completed Prequalification application by its due date of May 29th. Our application was completed and e-mailed just after 11:00 am. that morning, May 19<sup>th</sup>, 2020.

On Friday, June 5th, Governor Sununu announced that the Final Grant Submission process would start for businesses that had filled out the prequalification application. I quickly started to open the site and get ready to file. I was not able to start because I had not received a "Prequalification Application 8-digit case number". I reached out to you on Saturday, June 6th, asking if you knew where I could locate my number. You checked around for me and advised that I write to the state, asking for help. I did. I sent an e-mail asking for help.

After not hearing from the state over the course of today, June 8, I chose to call the Department of Revenue Administration hotline at 603 230-5000, around 3:00 pm. After a short wait, an assistant took my call. I stated that I had applied for the program and needed to obtain my 8-digit case number. After researching by ein#, business name, my name, e-mail address, street address, I was told that there is no record of my efforts. She was polite, could offer no further assistance and that was that.

You know my story, Darren. I work hard, I support my employees, my community and many other communities. I have been out of business since the Governor made the correct decision to close the state on March 16th. I am having to do back-flips for the SBA to get them all their paperwork for the Disaster Relief loan. I have not seen a penny of unemployment and now this. I'm not looking for hand outs, I just want my business to be able to survive. When we do decide we can reopen for business, I'm not sure how I will re-inventory my supplies. I'm not crying. I'm just frustrated for the false hopes the state has presented in my direction. I've done what I've been asked.

If you have any further advice, I would appreciate it.  
Thank you for your time and efforts.

Sincerely,  
Robert M Ficara  
Leisure Sports, Ltd,  
dba Exeter Bowling Lanes



## **Email to Taylor Caswell and Gerry Little regarding MSRF messaging fix 6.6.20**

Hi Guys:

Sorry to bug you on a Saturday, but I thought you'd want this information as soon as possible. I submitted this to the GOFERR Inquiry site. To wit:

"MSRF calculations are incorrect for an individual business as Step 5 directly undoes Step 4. GOFERR will need to calculate Step 3 themselves after June 12, once all businesses have applied. Then, they can figure out how much each individual business will receive. If I'm not correct on this, please let me know."

This is the result of hearing from several businesses frantic that they can't figure out what they can expect to receive.

The only other way to interpret Step 3 is if an individual owns several businesses. Step 3 says "Sum the qualified losses of all businesses ("total qualified loss")." If this is the case, then Step 5 does undo Step 4.

The way the website and instructions read now make it seem that an applicant can determine what they can expect to receive from MSRF. This, of course, is not the case. GOFERR can't calculate the pro rata percentage until they can determine the "total qualified loss" for all MSRF qualified businesses, otherwise known as Step 3.

I would suggest tweaking on the MSRF website the sentence that precedes Step 1. Now it reads, "To determine the grant amount for an eligible business as part of the Main Street Relief Fund program utilize the below Grant Formula:"

Perhaps this would work better: "To determine the grant amount for an eligible business as part of the Main Street Relief Fund program GOFERR will utilize the below Grant Formula."

Please also consider changing "total qualified loss" on Step 3 to "total qualified loss for all MSRF New Hampshire businesses."

Thanks & Have a great weekend.

Sincerely,

Darren Winham  
Economic Development Director  
Exeter, NH  
603.773.6122 cell  
[dwinham@exeternh.gov](mailto:dwinham@exeternh.gov)

## **Tax Abatements, Veterans Credits & Exemptions**

## List for Select Board meeting June 15, 2020

### Jeopardy Tax

<b>Map/Lot/Unit</b>	<b>Location</b>	<b>Amount</b>
95/64/103	44 Lindenshire Ave	\$ 424.00

### LUCT

<b>Map/Lot/Unit</b>	<b>Location</b>	<b>Amount</b>
47/8/1	Ray Farmstead Roadway Now Town Owned	No Tax Due

### Abatement

<b>Map/Lot/Unit</b>	<b>Location</b>	<b>Amount</b>
111/5/1B	1B Green Gate CG	114.01
88/5	100 Domain Dr	Denial
110/2/71	71 Exeter Elms CG	254.63

## Permits And Approvals



# EXETER PARKS & RECREATION

32 COURT STREET • EXETER, NH • 03833 • (603) 773-6151 • [www.exeternh.gov](http://www.exeternh.gov)



## TOWN OF EXETER MEMORANDUM

TO: Russ Dean, Town Manager

CC: Doreen Chester, Finance Director

FROM: Greg Bisson, Director of Parks and Recreation

RE: Gilman Pavilion additional excavation/materials

DATE: 6/15/2020

---

Gilman Park Pavilion experienced some challenges at the onset of construction. Unfortunately, The original subsoil on the pavilion site was not suitable to support the proposed structure. Once excavation was started, the construction crew unearthed an old stump dump along with garbage buried on site. This discovery required the removal of these materials causing the excavation crew to dig down several feet below the original depth estimated. The old material and debris could not be disposed of on site and needed to be hauled away to the town's transfer station. Several feet of gravel replaced the unusable material to create a stable base for the foundation. Compounding things, The depth of the site required installation of temporary support walls to stabilize the hole while a temporary sump pump kept the hole from filling in with water to allow the concrete footings to be installed. This unanticipated work and materials caused an increase in the original construction cost.

Exeter Parks and Recreation is requesting to expend \$6,500 on these unanticipated costs from the Recreation Impact Fees. The available balance of the Recreation Impact Fee is \$21,926.07 as of May, 2020, per the Finance Department. The total cost of this pavilion will now be \$46,800. Estimated completion date. End of June.

### **Motions:**

**To make a motion to allow the Parks and Recreation Department to expend \$6,500 out of Recreation Impact Fees for additional excavation and materials for the Gilman Park Pavilion.**

Respectfully Yours,  
Greg Bisson  
Director Exeter Parks and Recreation



Russ Dean &lt;rdean@exeternh.gov&gt;

---

**TEAM / June 27th / Swasey Park**

1 message

**Scott Ruffner** <scottruffner@mac.com>

Fri, Jun 12, 2020 at 8:49 AM

To: NPapakonstantis@exeternh.gov, DBrowne@exeternh.gov, mcowan@exeternh.gov, jgilman@exeternh.gov, loliff@exeternh.gov, Russ Dean &lt;rdean@exeternh.gov&gt;

Good Morning,

First off, I wanted to bring to your attention that three Exeter businesses were recently nominated for the 2020 NH Business Committee for the Arts Awards, further establishing our town as a leader in the state arts community. Sea Dog, Ruffner Real Estate, and TEAM/Arts Industry Alliance have all been recognized for their support of the arts, and contributions toward economic development and positive social change. We are proud that TEAM/AIA was applauded for leading the charge for a more sustainable arts industry that places focus on our local talent, and for creating a climate of inclusion by featuring more NH artists and performers of color at our events. Both of these movements are more important than ever in our current social climate.

With that in mind, we wanted to make sure the Select Board was aware that we had previously postponed our annual May arts event and permit in Swasey Park until Saturday, June 27th. We have been waiting for the latest announcements from Governor Sununu to be released, and now that they have we are hoping to move forward with a much smaller version of our annual event that follows all social distancing guidelines and updated rules for food vendors. As with all of our Swasey events, the park will remain open to the public, and vendors are distanced on one side of the parkway to allow for the usual safe flow of foot, bike or scooter traffic. We will not need the current vehicle traffic ban to be lifted, as one is always in place for our events.

We will also be working with leaders from multiple local and regional organizations involved in tackling issues of racism and diversity here in NH. We will have speakers and performers from the African-American and minority communities helping to address what our country is going through, and to hopefully usher in some much needed healing and unity during these times when so many are divided along political lines.

The TEAM organization, our sponsors, and volunteers are very aware of the sensitivity surrounding the gradual process of opening our community back up, but we have been in constant communication with the public and most are eager for this type of safe event to happen. Over 85% of downtown businesses are TEAM members, and many have voiced concerns over their immediate futures if we do not begin to emerge from our collective bunker. Please know that this event will not be marketed outside of our immediate community, but rather serve as a very soft opening for locals.

We have also been working with Parks & Rec on keeping their live concert series going with some replacement bands from the immediate area. We would highly encourage you to keep these concerts in Swasey Park, where there is plenty of room for guests to socially distance, and downtown merchants can also benefit from the foot traffic. This also allows for a safer environment for the musicians, with a larger staging area with readily available power sources. Musicians have been hit very hard during these times and this would be a nice gesture reflecting the leadership position Exeter has taken in the statewide arts community.

Thank-you,

Scott Ruffner  
Exeter, NH

## Correspondence

# “Jude & Rhoda Hall” pocket-park at Swasey

DRAFT Proposal June 2020

Renay Allen, [www.RM-Allen.com](http://www.RM-Allen.com)

I am hoping that you will allow me to donate all profits from my three small mystery books highlighting Exeter history (Incident at Exeter Tavern, Incident at Ioka, and #3 due in 2021) towards a physical commemoration of the historical black community of Exeter. This community once stood near Swasey Parkway and Green Streets. I would like to honor that history and the contributions of its citizens with a small seating area on Swasey, near the historical black enclave.

My proposal is a small pocket-park with four benches (black metal town benches) along a curvy brick pathway, and a round, flat stone in the ground, centrally located and engraved - similar to the Exeter Gas Works Park. This park would be part of Swasey, and located at the very entrance to Swasey, as denoted in the picture. It is already sequestered from the rest of the parkway, and has trees and bushes. I envision a simple and low-maintenance area for sitting.

Some of its many uses to serve both citizens and tourists:

- A place to drink your coffee from St. Anthony's
- A place to eat your ice cream from Stillwell's
- A showcase/dining area for the Exeter Farmer's Market
- A small outdoor classroom
- A gathering spot for local historic tours
- A ceremonial spot for Independence Festival, Memorial Day, etc
- A ceremonial spot for Juneteenth, Black History Month, etc
- A tourist destination
- A ready-made social-distancing gathering spot

I suggest the name of “Jude & Rhoda Hall” because Jude was a noted soldier in the Revolutionary War, and fought at many of the famous battle sites. See his Wikipedia entry. Rhoda was from the Exeter Paul family, three of her brothers became some of the first black Baptist ministers. Jude and Rhoda lived on Drinkwater Road at Jude's Pond and had many children. Three sons were kidnapped into slavery. This park would serve as a small redress of the Drinkwater Road event. I would like to partner with the town and other entities to make this a reality in a few years. Please feel free to discuss your thoughts with me.

Thanks for your consideration,

*Renay*

CC:  
Swasey Trustees  
Town Planner  
Town Manager  
Select Board  
Heritage Commission  
Historical Society  
Independence Museum  
Racial Unity Team





6/8/2020: Below are proposed omnibus amendments being heard in the Senate this week. Where applicable, the Senate and House bills that are part of these proposed amendments are listed.

**Tuesday, June 9, 2020**

**JUDICIARY**

**9:40 a.m.** Hearing on proposed Amendment #2020-1363s, to **HB 1247**, *relative to notice of rent increases in certain residential rental property*

Bills included in the Housing Rights omnibus amendment to HB 1245:

- Amendment 2020-1363s

**Tuesday, June 9, 2020**

**EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**2:05 p.m.** Hearing on proposed Amendment #1382s, adopting omnibus legislation concerning state agencies, to **HB 1245**, *establishing a legislative committee to review all non-regulatory boards, commissions, councils, advisory committees, and task forces established by statute, repealing various statutory boards, commissions, councils, committees, task forces, and reducing the membership on certain statutory committees.*

Bills included in the Department Request omnibus amendment to HB 1245:

- SB 437 *relative to incarceration under a suspended sentence*
- SB 589 *allowing seasonal docks on certain lots in the town of Freedom*
- HB 1245 *establishing a legislative committee to review all non-regulatory boards, commissions, councils, advisory committees, and task forces established by statute, repealing various statutory boards, commissions, councils, committees, task forces, and reducing the membership on certain statutory committees*
- HB 1230 *relative to credit for reinsurance*
- SB 704 *relative to a technical change to certain appeals*
- SB 441 *relative to the definition of secured premises for the purpose of criminal trespass*
- HB 1375 *relative to cancellations of commercial insurance policies*
- SB 430 *relative to the child fatality review committee*
- SB 434 *relative to the purchasing authority of the department of administrative services*
- SB 445 *relative to residency of children of members of the armed forces*
- SB 452 *making certain technical changes to the insurance laws*
- SB 462 *relative to state energy management*
- SB 472 *relative to funds for the division of veterans services*
- SB 517 *relative to the public information and permitting functions of the office of the commissioner in the department of environmental services*
- SB 539 *relative to classification of certain employee positions*
- SB 544 *relative to the filing of administrative rules by state agencies*

- *SB 595 relative to certain unclassified positions in the department of health and human services*
- *SB 627 establishing a dock registration procedure*
- *SB 628 relative to the authority of the department of environmental services for emergency action at hazardous dams*
- *SB 632 relative to enforcement of the state building code by municipalities and the state fire marshal*
- *SB 636 authorizing the commissioner of safety to appoint security officers at department facilities*
- *SB 729 relative to the board of medical imaging and radiation therapy*
- *SB 738 relative to suspension or revocation of motor carrier privileges for default, noncompliance, or nonpayment of fine*
- *SB 740 relative to the definition of health care facility under the state board of fire control*
- *SB 752 relative to the authority of the department of administrative services, division of personnel*
- *SB 471 relative to funds for the division of veterans services*
- *HB 501 (2nd new title) using fees from registration of commercial animal food sellers to fund the cost of care program in the department of agriculture, markets, and food and establishing a commission to study the identification of unregistered animal feed products being sold remotely in New Hampshire*
- *SB 668 establishing an offshore wind commission, establishing an office of offshore wind industry development in the department of business and economic affairs, and making an appropriation therefor*
- *SB 248 increasing the age for sales and possession of tobacco products*
- *SB 418 relative to workers' compensation auditable policies*
- *SB 672 relative to behavioral health services for children and certain revisions to notifications of discharge for individuals found incompetent to stand trial and nonemergency involuntary admissions revocation of conditional discharge*
- *SB 706 relative to appeals under New Hampshire's Child Protection Act*
- *SB 621 (New Title) relative to specialty beverages.*
- *SB 633 relative to recovery housing*
- *HB 1252 relative to large groundwater withdrawals from replacement wells*
- *HB 647 relative to lucky 7 tickets*

**Tuesday, June 9, 2020**

**EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**2:40 p.m.** Hearing on proposed Amendment #1385s, relative to occupational licensure and the office of professional licensure and certification, to **HB 1491**, *relative to allied health professional temporary licensure*.

Bills included in the Licensing omnibus amendment to HB 1491:

- SB 576 *revising the authority of boards and commissions for technical and health professions regulated by the office of professional licensure and certification*
- SB 676 *relative to the controlled drug prescription health and safety program.*
- HB 1188 *relative to conditional licenses of allied health professionals*
- HB 1491 *relative to allied health professional temporary licensure*
- SB 432 *relative to the definition of "licensing agency" for purposes of licensing places of assembly.*
- HB 1599 *establishing a special marriage officiant license*

**Tuesday, June 9, 2020**

**EXECUTIVE DEPARTMENTS AND ADMINISTRATION**

**3:15 p.m.** Hearing on proposed Amendment #1371s, relative to state and local government administration, to **HB 1234-FN-A**, *relative to the heating of certain state-owned buildings in Concord and making an appropriation therefor*.

Bills included in the Administrative omnibus amendment to HB 1234:

- SB 423 *relative to the election of charter commission members*
- HB 1234 *relative to the heating of certain state-owned buildings in Concord and making an appropriation therefor*
- HB 1259 *relative to the rulemaking authority of the department of information technology*
- HB 1326 *requiring the independent investment committee of the New Hampshire retirement system to report investment fees*
- HB 1377 *making a technical correction and a clarification in the law governing death benefits for emergency medical technicians and rescue squad members*
- HB 1407 *relative to adopting rules relative to departmental forms*
- HB 1437 *relative to the qualifications of the banking department commissioner and deputy commissioner, relative to consumer complaints, and relative to applications for money transmitters*
- HB 1627 *creating an animal records database*
- HB 1695 *relative to background checks for certain persons under the banking law*
- HB 1702 *establishing a solid waste working group on solid waste management planning*
- HB 1704 *relative to compost*
- HB 1714 *relative to ratification of amendments to the state building code and state fire code*

- *SB 757 local option for operation of sports book retail locations*
- *SB 414 relative to roads within the Woodsville Fire District*
- *SB 512 relative to transportation of beverages and wine*
- *SB 557 relative to the advisory council on career and technical education*
- *SB 592 relative to the Pease development authority board of directors*
- *SB 635 establishing the lakes region development authority*
- *SB 746 relative to the charter for Brewster Academy*
- *SB 525 relative to probate administration, distribution upon intestacy, and powers of attorney.*
- *SB 571 relative to the uniform disclaimer of property interests act.*
- *SB 692 relative to certain costs of the public utilities commission for participation in regional activities*
- *SB 460 relative to enforcement of zoning violations*
- *SB 444 amending the alimony statute due to changes in federal tax law*
- *SB 669 relative to authorization to grow industrial hemp*
- *SB 575 relative to appeals from the victims' assistance commission*
- *SB 591 establishing a statewide solid waste disposal reduction goal*
- *SB 540 repealing the emergency medical services personnel licensure interstate compact*
- *SB 626 (New Title) decreasing the fee to file a petition for a declaratory ruling with the site evaluation committee*
- *HB 496 relative to the definition of antique snowmobiles, relative to water quality rules, and relative to the disposition of administrative fines for asbestos management violations*
- *HB 311 (New Title) relative to the authority of the state fire marshal to grant an exemption from fire code requirements to recovery houses.*
- *HB 1518 relative to the alternative compliance payments for renewable energy obligations not met through the purchase of renewable energy credits.*
- *HB 1592 relative to milk pasteurization*
- *HB 1347 addressing impacts to other water users from new sources of water for community water systems*
- *HB 1518 relative to the alternative compliance payments for renewable energy*
- *SB 456 relative to the use of capital reserve funds*

**Wednesday, June 10, 2020**

**EDUCATION AND WORKFORCE DEVELOPMENT**

**1:05 p.m.** Hearing on proposed Amendment #1384s, to **HB 1558-FN**, *relative to the provision of special education services for older students.*

Bills included in the Education omnibus amendment to HB 1558:

- HB 677 *relative to discipline of students, addressing students' behavioral needs, and making an appropriation therefor*
- SB 625-FN-A *relative to kindergarten funding*
- SB 661 *relative to economic revitalization zone tax credits and the New Hampshire college graduate retention incentive partnership (NH GRIP)*
- HB 1558 *relative to the provision of special education services for older students*  
**\*Section 2 effective date change to 7/1/21.\***
- SB 556 *relative to violence in schools*
- SB 584 *relative to policies for students with head injuries*
- SB 711 *relative to child sexual abuse prevention education and training*
- SB 563 *relative to authorizing the issuance of bonds or notes by a municipality*
- SB 565 *adding the chancellor of the university system of New Hampshire to the department of business and economic affairs council of partner agencies*
- HB 1328 *relative to a change of school or assignment due to manifest educational hardship.*
- HB 675 *relative to school board expenditure of year-end fund balances*
- SB 665, *relative to a children's system of care and student wellness*

**Wednesday, June 10, 2020**

**HEALTH AND HUMAN SERVICES**

**8:05 a.m.** Hearing on proposed Amendment #1369s, relative to reporting of health care associated infections, establishing a COVID-19 nursing home and long-term care fund, relative to an independent COVID-19 nursing home and long-term care review, needs assessment, and recommendations, and authorizing pharmacists to administer a COVID-19 vaccine., to **HB 1246**, *relative to reporting of health care associated infections.*

- **Part of the Senate's Granite Promise Plan**

**Wednesday, June 10, 2020**

**EDUCATION AND WORKFORCE DEVELOPMENT**

**1:40 p.m.** Hearing on proposed Amendment #1327s, to **HB 1582-FN**, *providing free tuition at colleges and universities for children of veterans who are totally and permanently disabled.*

Bills included in the Veterans omnibus amendment to HB 1582:

- SB 726 (*Second New Title*) *relative to programs to aid veterans' access to employment, housing, health care, and college degrees*
- HB 1582 *providing free tuition at colleges and universities for children of veterans who are totally and permanently disabled*
- SB 421 *relative to educational assistance for members of the New Hampshire national guard and relative to tuition waivers for children in state foster care or guardianship -*  
**\*Amend to make effective July 1, 2021**

- SB 455 *prohibiting higher education institutions from discriminating on the basis of military, law enforcement, or veterans status*

**Thursday, June 11, 2020**

**COMMERCE**

**9:05 a.m.** Hearing on proposed Amendment #1349s, relative to unemployment compensation, certain sanitary protections for COVID-19, extending the federal Family and Medical Leave Act for certain COVID-19 protections, and waiving cost sharing for testing and treatment for COVID-19, to **HB 1166**, *establishing a committee to study obtaining health insurance for those persons who are uninsured in New Hampshire.*

- **Part of the Senate's Granite Promise Plan**

**Thursday, June 11, 2020**

**COMMERCE**

**9:40 a.m.** Hearing on proposed Amendment #1346s, adopting omnibus legislation concerning workers, to **HB 1494-FN**, *relative to death benefits for public works employees killed in the line of duty, and relative to workers' compensation offsets for certain retirement system benefits.*

Bills included in the Workers omnibus amendment to HB 1494:

- HB 1113 *relative to workers' compensation for heart and lung disease in firefighters*
- HB 1171 *relative to the application of federal Occupational Safety and Health Act standards to public employees*
- HB 1494 *relative to death benefits for public works employees killed in the line of duty, and relative to workers' compensation offsets for certain retirement system benefits*
- SB 448 *relative to certification of employee bargaining units*
- SB 417 *relative to negotiations by individual public employee bargaining units*

**Thursday, June 11, 2020**

**ELECTION LAW AND MUNICIPAL AFFAIRS**

**1:05 p.m.** Hearing on proposed Amendment #1339s, to **HB 1111**, *establishing a commission to study the removal of unused utility poles following the transition of equipment, lines, and cables to new utility poles*

Bills included in the Telecommunications omnibus amendment to HB 1111:

- a. SB 457 *establishing communications districts*
- b. SB 459 *relative to determining access to broadband*
- c. SB 559 *relative to broadband infrastructure bonds*

**Thursday, June 11, 2020**

**ELECTION LAW AND MUNICIPAL AFFAIRS**

1:40 p.m. Hearing on proposed Amendment #1352s, to **HB 1129**, *relative to notice requirements for certain municipal public hearings.*

- **Part of the Senate's Granite Promise Plan**

**Friday, June 12, 2020**

**JUDICIARY**

1:05 p.m. Hearing on proposed Amendment #2020-1305s, to **HB 705-FN**, *(New Title) relative to the rights of victims of crime, increasing the cap on assistance for victims of crime, and establishing a committee to study the needs of crime victims and enforcement of statutes governing crime victims' rights.*

Bills included in the Sexual Assault omnibus amendment to HB 705:

- SB 508 *extending the statute of limitations for civil actions based on a sexual assault*
- SB 679 *requiring institutions of higher education to adopt policies on sexual misconduct*
- HB 1601 *removing the exception for married minors from the definition of sexual assault*
- HB 1495 *prohibiting the sale of over-the-counter rape test kits*
- HB 705 *relative to the rights of victims of crime, increasing the cap on assistance for victims of crime, and establishing a committee to study the needs of crime victims and enforcement of statutes governing crime victims' rights*

**Friday, June 12, 2020**

**TRANSPORTATION**

9:35 a.m. Hearing on proposed Amendment #1366s, establishing the commission to study the on road usage of non-traditional motor vehicles, relative to motor vehicles and transportation, relative to roadable aircraft, and making an appropriation to the department of education for the purpose of funding the Hudson CTE center, to **HB 1182**, *establishing a commission to study road usage by non-traditional motor vehicles.*

Bills included in the Transportation omnibus amendment to HB 1182:

- HB 2020 *relative to the 10-year transportation improvement plan*
  - 10-Year Transportation Bill as amended and further amended by language changes needed by DOT to accommodate federal funds and to remove a bonding provision
- SB 613 *relative to access to crash data*
- SB 614 *exempting the department of transportation from the notice requirement for lessors of real or personal property owned by the state or its political subdivisions*
- SB 446 *relative to airport fees for transportation network companies*
- SB 653 *relative to remedies for the sale of counterfeit motor vehicle airbags*
- SB 654 *(New Title) relative to the prohibition against displaying a revoked or suspended driver's license or permit and authorizing participation in state to state driver information and driver license data verification programs*

- SB 725 *relative to toll collection enforcement*
- SB 612 *relative to road skill examinations for applicants licensed in foreign jurisdictions*
- SB 435 (New Title) *making an appropriation to the department of education for the purpose of funding the Hudson CTE center*
- HB 1182 *establishing a commission to study road usage by non-traditional motor vehicles.*
- SB 658 *relative to the adoption of federal requirements for motor carriers*
- SB 649 *relative to commercial drivers' licenses and driving under the influence while driving certain commercial motor vehicles*
- HB 1128 *adding deaf or hard of hearing to the medical conditions that may be indicated on a driver's license or nondriver's identification.*
- HB 1517 *relative to roadable aircraft*

**Friday, June 12, 2020**

**JUDICIARY**

**1:40 p.m.** Hearing on proposed Amendment #2020-1380s, to **HB 1645-FN**, *relative to the annulment of misdemeanor domestic violence offenses*

Bills included in the Criminal Justice omnibus amendment to HB 1645:

- SB 755 *relative to superior court judgments in actions against the state*
- SB 551 *adding a bail commissioner to the commission on pretrial detention, pretrial scheduling, and pretrial services, and relative to the release of a defendant pending trial*
- HB 1272 *prohibiting prison privatization*
- HB 1645 *relative to the annulment of misdemeanor domestic violence offenses*
- SB 722 *relative to the payment and education of bail commissioners, relative to criteria for determining an offender's indigence, and establishing a committee to study providing remote access to a bail commissioner's services.*
- HB 1351 *relative to immunity from arrest or prosecution for certain alcoholic beverage violations for a person under 21 years of age who reports a situation involving risk of alcohol overdose*
- HB 1217 *requiring police officers to report misconduct*
- HB 1468 *relative to criminal mischief*





Russ Dean &lt;rdean@exeternh.gov&gt;

## Bigger Trucks Vote NEXT WEEK - Please contact Rep. Pappas

2 messages

Josh Collins <jcollins@cabt.org>  
 To: "rdean@exeternh.gov" <rdean@exeternh.gov>

Thu, Jun 11, 2020 at 11:36 AM

Greetings Town Manager Dean,

I hope you are doing well (or managing) in these crazy times... I wanted to thank you for your previous support in opposing national increases to truck size and weight – your reaching out has been very helpful in educating members of Congress on the negative impacts to safety and infrastructure.

The T&I Committee (House Transportation and Infrastructure) has stated they will mark up the INVEST for America Act (highway bill) on June 17<sup>th</sup>. **I hope you can help us in sending a message to your member that the base language of the bill, and any amendments, need to be free of any bigger truck language, including exemptions for specific commodities and/or states, that would threaten public safety and further damage our infrastructure.**

There are two easy ways to do this (will only take a couple minutes):

1) **Email:** Copy and paste the message under the signature block below (feel free to make any changes or use last year's attached language) and send to these members' staff, (please bcc me on the email so I can keep for my contact archives or let me know you sent it over).

**Rep. Chris Pappas – Transportation Staffer Steven Carlson – [steven.carlson@mail.house.gov](mailto:steven.carlson@mail.house.gov)**

2) **Call:** Due to COVID-19, many offices are not fully operational, but if you prefer to call, you can just tell the receptionist that answers your name, hometown and that you oppose any type of bigger trucks to be added into the INVEST Act. You may also have to leave a message (please also let me know if you called and left a message opposing for my contact archives).

**Rep. Pappas DC Office – 202-225-5456**

**Feel free to give me a call if you have any questions and as always, thank you for your help in keeping our roads, bridges and motorists safe!**

Joshua M. Collins  
 Regional Director  
 Coalition Against Bigger Trucks (CABT)  
 (202) 271-9887  
 Check us out at: [www.cabt.org](http://www.cabt.org)

-----  
**COPY THIS MESSAGE TO SEND TO REPRESENTATIVES**

*Dear Representative:*

*As the House Transportation and Infrastructure Committee considers the INVEST Act, I am urging you to reject any proposals that would increase the maximum allowable weight or length of trucks on interstate highways including state and/or industry specific exemptions as well as pilot programs.*

*In 2016, the Department of Transportation (DOT) completed a three-year study of the impacts of longer and heavier trucks on our roadways and recommended that there be no changes in current truck size and weight laws. The study found that heavier trucks had a 47 to 400 percent higher crash rate in limited state testing. A 2013 study found that double-trailer trucks have an 11 percent higher fatal crash rate than single-trailer trucks.*

*We are also concerned with the extraordinary economic costs that would accompany changes to truck size or weight limits. DOT found that increasing truck weight by only ten percent over the current 80,000-pound limit would increase bridge damage by 33 percent; allowing a double 33-foot trailer configuration would trigger more than a billion dollars in costs just to prevent catastrophic events on bridges. **In New Hampshire, there are currently 1,171 bridges that have been rated in "Poor" or "Fair" condition by the FHWA – that is 46% of all bridges statewide.** The added dangers and costs of allowing heavier and longer trucks will not just be felt on our interstates. With trucks travelling billions of miles a year on local roads, we fear that the burden of increased infrastructure deterioration and the increased risk of fatal crashes will fall disproportionately on small towns and communities.*

*Congress has repeatedly rejected proposals to increase truck size and weight in a bipartisan fashion, and a large coalition of stakeholders – including public safety advocates, law enforcement organizations, local government groups, representatives of truck drivers, and members of the trucking industry – have joined in that opposition – I hope you will too.*

*Sincerely,*

(signature here)

---

**Russ Dean** <rdean@exeternh.gov>

Thu, Jun 11, 2020 at 1:51 PM

To: Julie Gilman <juliedgilman@comcast.net>, Lovey Oliff <lovey.oliff@gmail.com>, Molly Cowan <mcowan@exeternh.gov>, Niko Papakonstantis <npapakonstantis@exeternh.gov>, Pam McElroy <pmcelroy@exeternh.gov>, Daryl Browne <darylrowne@darylrowne.com>, Lovey Oliff <loliff@exeternh.gov>

Good rainy afternoon all,

This message is from Josh Collins - as some of you recall we have been involved (working via Selectwoman Gilman primarily) on opposing larger trucks.

Once I dig out the link to the Board meeting where this was discussed (the coalition and the issues with allowing larger trucks) I will send along.

Thank you,

Russ

[Quoted text hidden]



*Town Manager's Office*

**JUN 10 2020**

*Received*

June 8, 2020

Mr. Russell Dean  
Town Manager  
Town of Exeter  
10 Front Street  
Exeter, NH 03833

Dear Mr. Dean:

The Coronavirus has resulted in unprecedented changes in health care, including the deferral of elective and non-emergency medical and dental care. Due to this unexpected reduction in claims related to the stay at home orders, some insurers have announced the partial return of premiums to their customers. For example, Delta Dental of New Hampshire recently announced a one month premium holiday for their direct clients because of the reduction in dental claims as non-emergency dental visits were cancelled or delayed. There has also been a similar reduction in medical services and related claims volume.

Over the past few months, HealthTrust, like some insurance companies you may have read about, has also experienced a significant decline in claims activity as a result of the reduction of medical and dental procedures during the Coronavirus state of emergency. Our staff has received a number of questions asking whether HealthTrust will likewise return excess contributions as a result.

### **Return of Contribution**

For HealthTrust, the return of excess contributions to our Members is nothing new. Rather than being an unprecedented event, the return of excess contributions, referred to as surplus, is one of the ongoing benefits of participating in HealthTrust. After the close of every fiscal year, the HealthTrust Board of Directors, whom you elect, determines if HealthTrust has excess funds above the amount needed to cover the cost of claims, administration and the funding of reserves that our actuary determines is needed to financially protect the risk pool from unexpected events. If there are excess funds as of the close of a fiscal year, they are returned to our Member Groups.

Over the past ten years, HealthTrust has returned over \$118 million in surplus to its Member Groups. For the ten years before that, HealthTrust returned an additional \$30 million in surplus to Members in the form of rate reductions. While contribution rates are calculated in advance based on our independent actuary's estimates of what will be needed, if those estimates end up being more than what is actually needed for claims, administration, and reserves, the excess is returned to you, our Members.

This fall, when the Board of Directors votes to accept the audited financial statements (for the fiscal year closing June 30, 2020) and establishes the reserve level based on the independent actuary's Capital Adequacy Report, the amount of any surplus will be determined. Any surplus will be returned to Members in the form of a check or a contribution holiday as the Member prefers. Based on the

current financial performance of HealthTrust, particularly the reduction of both medical and dental claims volume that has resulted from the COVID-19 emergency, we anticipate there will likely be a surplus distribution to Members later this fall. Specific information regarding the amount of any surplus distribution to Members will be available after the Board of Directors meeting in October.

In the meantime, HealthTrust is exploring how it might be able to provide guidance to you, our Members, earlier than October regarding the estimated and/or minimum guaranteed surplus distributions you could expect. If possible, we would like you to have that information as you develop your budgets and tax rates for the upcoming year which could be especially challenging due to the economic impact of the Coronavirus pandemic. As we learn more, we will keep you posted.

### **Dental Plan Maximum Increase for Employees**

We understand that many employees with HealthTrust Dental Plan coverage may not have been able to utilize their dental benefits due to the temporary closure of dental offices for non-emergency care. The HealthTrust Board of Directors has voted to implement a one-time, temporary increase of the annual plan year benefit maximums by 50% for the next full plan year: July 1, 2020-June 30, 2021 for July Groups and January 1, 2021-December 31, 2021 for January Groups with dental coverage through HealthTrust. This will assist individuals who may have been impacted by the COVID-19 pandemic relative to their dental care. Please note, lifetime Orthodontic maximums are not being adjusted.

Please remember that HealthTrust is here to support you during these challenging times. We continue to keep our websites for both Members and Enrollees updated with important benefit information and other resources. Additionally, your Benefits and Wellness Advisors are here to assist you and will continue to provide educational support and resources as we continue through these challenging times.

Sincerely,



Cathy Ann Stacey, Chair  
HealthTrust Board of Directors



Wendy Lee Parker, Executive Director  
HealthTrust, Inc.

# Memorandum

**TO:** Russell Dean  
Town Manager  
Town of Exeter

**FROM:** Edward Tinker, CNHA  
Municipal Resources  
Contracted Assessor's Agents

**DATE:** April 6, 2020

**RE:** Abatement Recommendation – Taxpayer Letter Re: 163 Water Street #C4

We've reviewed the letter submitted by the above referenced abatement applicant dated April 5, 2020.

His statement that "the price which he sold the property at is irrelevant to the question of his abatement request" is incorrect. Abatements are basically for the purpose of correcting assessments when it is found that a property owner paid a disproportionate share of property taxes. In some situations, this may be caused by incorrect physical data being listed on the property record card. However even in those situations, all attributes of the property are reviewed to see if there are any offsetting items. Such as the porch measurements are larger than listed, or for example, the number of baths is less than what was listed. Thus, if as a result of making all relevant changes, the assessment does not decrease although an item was in fact incorrect, no abatement is appropriate. In the subject's case, the real estate of the property was transferred in March 2020 for \$373,000, based on recorded tax stamps and forms submitted. When the price is adjusted by the Town's equalization ratio of 94.5% it indicates a higher assessment amount than the \$202,000 assessment that the property taxes were based upon. The applicant still has not provided any direct evidence to show that he paid more than his fair share of the tax burden and thus we still are of the opinion that he has not meet his burden to show that an abatement is applicable.

It should be noted that the applicant can file an appeal to the Board of Tax and Land Appeals or Superior Court, but not both, by September 1, 2020 if he believes that the abatement decision was incorrect or improper.