

Town of Hillsborough P.O. Box 7, 27 School Street, Hillsborough, NH 03244
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Board of Selectmen Minutes 08/14/2012

Board of Selectmen
Meeting Minutes
August 14, 2012

Present: Selectmen Russell Galpin, Steven Venezia and David Fullerton, Kelly Dearborn-Luce, Larry Baker, Leigh Bosse, Roger Racette, John Segedy and Robert Woolner and Selectmen's Secretary Iris Campbell.

Mr. Galpin called the meeting to order at 6:00 p.m.

6:00 p.m. Mr. Galpin asked if there was anyone who wished to speak during the open session.

Mr. Woolner came in to speak to the Board about the repaving project on School Street and the need to have the road lowered before the final coat of paving is done. He said this would be the only way to solve the present problem with the rain run off.

6:03 p.m. Michael Pon entered the meeting at this time.

Mr. Fullerton said it appears the NHDOT has changed their minds and will be raising the sidewalk and adding drainage. He said we will just have to wait and see if that works.

6:05 p.m. Richard and Ellen Harbour entered the meeting at this time.

Mr. Venezia said the NHDOT will, and needs, to continue to monitor the situation.

6:10 p.m. Robert Fredette and James Coffey entered the meeting at this time.

Mr. Fredette said a letter explaining the situation could be written to the NHDOT, supported by the Town and the Town's State Representatives.

Mr. Fullerton said the town could continue to refuse to accept the responsibility of maintaining the road until it is fixed.

6:13 p.m. Mr. Racette asked if the Board would be appointing alternates to the Zoning Board of Adjustment tonight.

Mr. Fullerton made a motion to appoint Larry Baker as an alternate to the Zoning Board of Adjustment. Mr. Venezia seconded the motion. The Board voted all in favor.

Mr. Venezia suggested holding off on the appointment of John Segedy as a second alternate because he is the secretary for the ZBA. He said the Board could wait to see if a second alternate was needed.

6:21 p.m. Mrs. Dearborn-Luce informed the Board of the progress being done on the disposition of 111 W. Main Street. She said Attorney Donovan needs to know the amount owed before he can send a letter of opportunity to repurchase in accordance with RSA 80:89 to Donald and Wanda Johnson, Jr. She asked if the Board would approve Mr. Galpin signing the letter when Attorney Donovan has it ready.

Mr. Venezia made a motion to authorize Mr. Galpin signing the letter of opportunity to repurchase on behalf of

the Board. Mr. Fullerton seconded the motion. The Board voted all in favor.

Mr. Harbour asked if the lien holder had any recourse.

Mrs. Campbell said no, because they were notified each time a lien was executed and again during the deeding process.

6:27 p.m. James Coffey said previous Boards and Attorney Donovan had done things to him which amounted to extortion. He said he got us into this building because of the letter he wrote. He wanted to bring the Board up to date on how he got to this point. He stated the Town has a problem with this building (27 School Street) and impact fees. He said from 2008 to 2010 he was harassed by prior Boards and the Town interfered with him obtaining employment. He said his prosecution for taking his personnel file was malicious. He would like to meet with the Board to settle this with a discussion in the future.

Mr. Galpin said he thought an accord had already been reached.

Mr. Venezia said this all happened in the past. He has no problem with Mr. Coffey. He suggested leaving the past in the past.

Mr. Coffey said days after his arrest he asked for permission to be able to meet with the town employees he needed to in order to do his job. He said he was interviewed by Attorney Emily Rice and during the course of the interview his job performance was compared to John Stetser. He said in the beginning, everything he did for the ELVD was scrutinized by the Board. He added the Town is still responsible for any injustice or misdeed done to him by previous Boards.

Mr. Venezia said if he feels he was treated unjustly then he should seek to resolve it.

Mr. Coffey said on August 31, 2010 he met with Mr. Galpin, Lou Ann Rousseau and Robert Buker to tell them they had an employee problem and needed to investigate it. He said Deborah McDonald and Denise DeForest had also reported a problem. He said all he is looking for is for the women involved to get a \$500 stress bonus as did the employees of two other departments after a previous employee investigation. He requested a response to his concerns by the end of the month.

6:45 p.m. Mr. Venezia said Fire Chief Kenneth Stafford was promised a step increase every two years per established wage scales for other departments. He said this should have been done in 2011 and needs to be budgeted for in 2013.

Mr. Fullerton said employees have not been regularly evaluated. He said there was a need to update all the job descriptions.

Mr. Fredette said updating the job description should be the job of the new town administrator.

Mr. Venezia said the new town administrator will need to address a wage scale for the fire chief's position.

Mr. Fullerton asked if the police chief could do a self-evaluation.

Mr. Venezia and Mr. Galpin agreed.

Mr. Venezia made a motion to increase the fire chief's pay for 2011 and 2012 by the same percentage as the paramedic's wage scale increase for year two. Mr. Galpin seconded the motion. The Board voted all in favor.

Mrs. Dearborn-Luce said she had e-mailed the Board the updated list of people who had volunteered to be on the town administrator and part-time planner search committees. She asked if the Board wished to appoint the committees at this time.

Mr. Venezia felt each committee should have five members.

Mr. Galpin agreed.

Mr. Venezia made a motion to appoint Roger Racette, Tamara McClure, Dennis

Roberts, Jr., Robert Hutchinson and Peter Brigham to the town administrator's search committee. Mr. Galpin seconded the motion. The Board voted all in favor.

Mr. Venezia made a motion to appoint Dennis Roberts, Jr., Larry Baker, Kelly Dearborn-Luce, Herman Wiegelman and Jack Wells to the part-time planning director's search committee. Mr. Galpin seconded the motion. The Board voted all in favor.

7:15 p.m. Mr. Coffey said when he was arrested the arrest record along with his fingerprints were sent to New Hampshire State Police and the FBI. He has spoken to Chief Roarick asking for them to be pulled back. He is now requesting the Board to speak to Chief Roarick about this.

Mr. Coffey added he had made a request to see John Stetser's separation agreement. He was told by Attorney Donovan it is sealed but he can't find any reference to it in any minutes of the Board. He is concerned about his interview with Attorney Rice and any repercussions against him by Mr. Stetser because he is not protected as he is not a town employee.

Mr. Venezia said it was sealed in a non-public session; then the minutes from the non-public session were sealed during the meeting of July 3, 2012.

Mr. Coffey said the most important thing is about having the arrest record and fingerprints pulled back and he will pursue that.

Mr. Venezia said he could pursue an annulment of the arrest record which would make it completely disappear.

The Board signed the following items:

- a. Selectmen's Meeting Minutes - 07/31/12 & 08/03/12
- b. Expense Voucher - #16
- c. Payroll Voucher - #32 & #33
- d. Purchase Orders - #147, #148 & #149
- e. 2012 MS-1 Extension Request
- f. Cemetery Deed RE: Hathcock
- g. Sovereign Bank RE: Lease Purchase for highway truck - Mr. Venezia made a motion to authorize Mr. Galpin to sign the paperwork on behalf of the Board. Mr. Fullerton seconded the motion. The Board voted all in favor.
- h. Liquor License Approval RE: the Giggle Glass

The Board reviewed and acted on the following correspondence and new business:

- a. Town of Deering RE: Parks and Recreation Contract Negotiations - Mr. Venezia said their proposal is not a flat fee if it is based on a formula. He suggested a three-year contract at \$25,000 per year was reasonable, take it or leave it. He said \$25,000 was approximately the average for the past five years.

Mr. Fullerton would like a softer tone.

Mr. Venezia made a motion to charge the Town of Deering \$25,000 for parks and recreation services for three-years with a take it or leave it provision. Mr. Galpin seconded the motion.

Mr. Fullerton would prefer to be more polite but feels the \$25,000 is fair.

The Board voted all in favor.

- b. Hillsborough Conservation Commission RE: Peter LaFlamme Property
- c. State of NH RE: 2013 Education Tax Warrant

- d. Attorney David Howe RE: Antrim Wind Energy, LLC
- e. Xfinity RE: Programming Changes
- f. Municipal Bond Bank RE: Refinancing Approval
- g. Expenses and Revenues for June and July

The Board reviewed and acted on the following tabled items from the last meeting:

- a. Cultural Heritage Commissions - Appointment Request - Mr. Venezia feels they should operate as an ad hoc committee at the moment to see how it works out.

Mrs. Campbell will compose a letter.

- b. Chief Roarick RE: 2012 Pay Increase per Contract - Mr. Fullerton will ask Chief Roarick to do a self-evaluation.
- c. EDC Appointment of Chamber of Commerce ex-officio Member - Mr. Venezia said Deborah DeScenza will be the Chamber of Commerce's ex-officio member to the EDC.

Mrs. Campbell will type a new appointment paper for the next meeting.

Mr. Fullerton made a motion to enter a non-public session under RSA 91-A:3 II(c) - Matter that, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such

person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine or other levy, if based on inability to pay or poverty of the applicant. Mr. Venezia seconded the motion. The Board voted by roll call: Mr. Fullerton - yes, Mr. Venezia - yes and Mr. Galpin - yes.

7:48 p.m. The Board entered a non-public session with just the Board members.

Mr. Venezia made a motion to return to a public session. Mr. Fullerton seconded the motion. The Board voted by roll call: Mr. Fullerton - yes, Mr. Venezia - yes and Mr. Galpin - yes.

8:00 p.m. The Board returned to a public session.

Mr. Venezia made a motion to seal the minutes for the reason they would adversely affect the reputation of a person other than a member of the Board. Mr. Galpin seconded the motion. The Board voted all in favor.

Mr. Venezia said he received a call from Jessica Burt, wife of Shawn Burt, the owner of Tooky's. She was very upset. She said during the whole breast-feeding incident Mr. Fullerton went into their restaurant implying he was there as a member of the Board and saying the Town didn't need the bad publicity.

Mr. Fullerton said he went there as a private citizen.

Mr. Venezia said Mrs. Burt indicated Mr. Fullerton stated he was a Board member, a Selectmen, and said we several times.

Mr. Galpin said he has to be very careful not to give the impression he is representing the Board.

Mr. Venezia said when you introduce yourself as a Selectmen you are giving the impression you are representing the Board. He said he needs to be very careful and can't take this incident lightly.

Mr. Fullerton said he will try and be more careful in the future. He will go to Tooky's and apologize. He will make it clear he was not representing the Board of Selectmen.

Mr. Venezia made a motion to adjourn the meeting. Mr. Galpin seconded the motion. The Board voted all in favor.

The meeting was adjourned at 8:07 p.m.

Respectfully submitted,

Iris Campbell
Selectmen's Secretary

Approved by:

Dated: August 28, 2012

Russell S. Galpin, Chairman

Steven J. Venezia

David N. Fullerton
Board of Selectmen

**SELECTMEN'S MEETING AGENDA
August 14, 2012**

APPOINTMENTS:

- 6:00 p.m. - Open Session
- 6:15 p.m. - Kelly Dearborn-Luce RE: 111 W. Main Street
- 6:30 p.m. - James Coffey RE: Letter from BOS
- 7:00 p.m. - Non-Public Session - Requested by David Fullerton

TO BE SIGNED:

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- b. Expense Voucher - #16
- c. Payroll Voucher - #32 & #33
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- e. 2012 MS-1 Extension Request
- f. Cemetery Deed RE: Hathcock
- g. Sovereign Bank RE: Lease Purchase for highway truck
- h. Liquor License Approval RE: the Giggle Glass

CORRESPONDENCE & NEW BUSINESS:

- a. Town of Deering RE: Parks and Recreation Contract Negotiations
- b. Hillsborough Conservation Commission RE: Peter LaFlamme Property

- c. State of NH RE: 2013 Education Tax Warrant
- d. Attorney David Howe RE: Antrim Wind Energy, LLC
- e. Xfinity RE: Programming Changes
- f. Municipal Bond Bank RE: Refinancing Approval
- g. Expenses and Revenues for June and July

TABLED ITEMS FROM THE LAST MEETING:

- a. Cultural Heritage Commissions - Appointment Request
- b. Chief Roarick RE: 2012 Pay Increase per Contract
- c. EDC Appointment of Chamber of Commerce ex-officio Member