

TOWN OF EFFINGHAM

BOARD OF SELECTMEN

MEETING MINUTES

June 7, 2016

Selectmen present: Henry Spencer
Lawrence Edwards
Leonard Espie

Minutes transcribed by: Cheryle A. Feirick

The regular meeting was called to order at 5:00 pm.

The Mail, Manifest and Signature and Action Folder were reviewed.

Pledge of Allegiance

REVIEW AND APPROVE MINUTES and WEEKLY MANIFEST

The Board approved the minutes of the May 31 meeting with a correction under old business to read “an **OUTLINE** to construct a draft for the Steven’s Road Bridge RFP **not** a draft of an RFP and the weekly manifest in the amount of \$25,885.82.

Dave Witham, Risk Management Supervisor with Primex. Primex is a private entity for private sector groups. Dave stated that currently, Primex has been providing workmen’s compensation coverage to the Town of Effingham and effective July 1, 2016 the Town will be having their Property Liability coverage with Primex. Dave made it clear that if the town signs a contract for hire prior to July 1, the work is started and there is an accident after July 1, Primex is NOT liable. Discussion took place around property liability coverage with the Board. When the Town hires someone to do work in Effingham; it is the town’s responsibility to make sure this party has proof of liability coverage. Dave stated opportunity to **transfer liability** is always best. Example: after a road project is complete and someone is involved in an accident related to the shoulder not being compacted enough, who would be is liable? Where does Primex fall in this situation; Primex would represent the town and if the town didn’t do the work, it would be the party the town hired. Their liability coverage would be first and then the town. With any road or bridge project Primex would recommend an Engineer to oversee work. By hiring an Engineer the Town is shifting the liability, be very clear on the contract with an Engineer. Dave made the Board aware there are services available through Primex to review contracts and RFPs for the liability side and the town could consult with a NH State DOT representative for guidance. Ex: fewer, less serious claims mean lower premiums; more and more serious claims mean higher premiums. Selectmen Espie stated the town needs to “look at **cost** against the **risk**” regarding bridge projects.

Mike Cahalane asked what happens if a contractor gets hurt while on the job site ex: wall caves in and his insurance lapses. Dave Witham stated this is the reason why you have proof of Workmen’s Compensation Insurance.

PUBLIC COMMENT:

Dick Thompson asked the Board what they were going to do about the late response time by CarePlus. The Town did receive a response from CarePlus addressing the Board's concerns. Mr. Thompson stated that if the contract states a specific time of response, then they should be meeting their requirements. Because CarePlus moved their location, this is causing great impacts on response time. The Board decided that they will contact CarePlus to meet in non-public session. Dick stated he thinks the town doesn't have a penalty clause in the Care Plus contract. The Board will look into this.

Tim Murphy said that he noticed the granite posts were installed at Woodland Cemetery; did we hire this out? Selectman Espie responded that a volunteer did the installation. Tim asked why we haven't moved forward with the Steven's Road Bridge. Selectman Edwards's response was the Board has been working on an outline to construct an RFP; they just received the DES permit approval and now can move forward with ordering the precast. Tim stated why are we worrying all about risk and not trying to save the taxpayers money.

Mike Cahalane stated he is working on Planning Board documents. He met with the Library staff looking for old town reports and found the Library has limited years of town reports. He is reaching out to the public for copies to be copied for the Planning Board. Mike talked about the "2013" Master Plan, he understands there is a lot of data on this and he is trying to track it down. He will contact Mike Cauble for this data. Mike reminded the Board that Michie Corp. has specific liability information in their contract, the Board could reference.

Eric Potter said he believes that UNH has a wide variety of town reports available to the public online.

Tom Thompson spoke on the Town's liability for the Steven's Road Bridge project; he compared it to spending the necessary \$6,000.00 to hire an Engineer. He asked if Selectman Spencer called "Dig Safe" for Molly Philbrick Road. Selectman Spencer responded he didn't call "Dig Safe" and asked Selectman Espie if he would call. Mr. Thompson noticed that there were NO markings from Dig Safe @ the transfer station and noticed the asphalt was already dug up. Selectman Edwards responded they were not called since the septic and wires were well marked prior to digging asphalt up.

PLANNED DISCUSSION:

Police Chief Butts meet with the Board for his monthly report. Chief Butts stated a resident reported receiving a call from **IRS** telling them they are going to take away their SSI if they didn't pay their overdue taxes. He reminded the public, the **IRS** doesn't call taxpayers; taxpayers are notified by mail. The Police Department is in intense Speeding Enforcement, the department has ZERO tolerance. There have been NO reports on camps being entered over the winter.

SELECTMEN'S COMMENTS AND REPORTS:

Selectman Spencer reported that he spoke to Bob at Dig N Doze about doing the drainage at the Library. Dig N Doze will provide an estimate for next week. Dig N Doze will remove the asphalt and dispose of it at NO cost to the Town (in kind). Selectman Spencer will hand out certificates and dictionaries to the 6th grade graduates on Thursday, June 16, 2016 @ 6pm.

Selectman Edwards reported the paving of the parking lot at transfer station could possibly be done on Friday, June 10th. He will provide costs for insulation and plywood for concrete wall where the scrap metal container will be placed. No update on walkway for Municipal Offices. Selectman Edwards discussed with the board, closing Molly Philbrick Road while road contractor are working on the project, approximately (2 days). All agreed that they will close the road while work is being done. Selectman Edwards had researched permanent/secured storage unit for Police Department with a cost of \$2850.00. Selectman Spencer stated he needs to speak with our Town Administrator to see where the budget is before ordering.

Selectman Espie stated he spoke with Scott Libby an electrician about putting additional outlets in the Police Department. Scott will contact the Chief to schedule a time to look at the department and the work that needs to be done.

OLD BUSINESS:

Beaver Issue: traps were placed and 5 beavers were caught on Pine River and Snow Road.

No date has been set for cracking sealing.

Stevens Road Bridge RRF is being updated from outline to draft, DES permit approval, DES permit-approved and received. August 20 is the earliest date the work will begin.

NEW BUSINESS:

Closing on town owed property on Wilkinson Swamp Road-Selectman Espie made a motion/Selectman Edwards seconded to authorize Selectman Spencer to act on the Board's behalf. Selectman Spencer will attend the closing on Thursday.

PUBLIC COMMENT:

Mellisa Seamans spoke about her email sent to the Board on recommendations/suggestions she made for Selectmen's meetings. She expressed when the Board is reviewing their folders and speaking amongst one another the public doesn't know specifically what the information is. She asked if there was a way for them to acknowledge what the item(s) are that are being looked at and discussed.

NON-PUBLIC IF NEEDED PER (RSA 91-A:3, II (a-e)): none

WEEKLY DISCUSSION BY THE BOARD OF SELECTMEN: None

Selectman Edwards representative from the Board will be meeting with the budget committee to answer any questions following the Selectmen's meeting.

Adjourned @ 7:10 pm

Henry Spencer

Date:_____

Lawrence Edwards

Leonard Espie

