

**TOWN OF EFFINGHAM
BOARD OF SELECTMEN
MEETING MINUTES**

October 18, 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 October 11, 2016 meeting and weekly manifest in the amount of \$22,566.09.

PUBLIC COMMENT:

Resident Kate Davis spoke as a follow up on her comments from last week's meeting. She stated most of her land is in current use (recreational) allowing all persons on her property and has now decided that it's a good idea not to permit it any longer. She will now post parts of her land to protect her livestock. These signs will be going up on her curtilage; she expects to be respected, even by all town employees. She displayed another sign "Livestock Area" this area including her dogs; dogs barking in the mornings are not only her dogs. It is hunting season and the hunters are bothering her animals. Included in signs she displayed are "Caution Livestock" signs these will be placed once the weather cooperates. She requested from the board using their police powers to assist her in obtaining call logs reports from the Sheriff's Office the clerical function. Kate reported she had requested this information from our Chief, with no responses. She also spoke with a dispatcher at Troop E. Selectman Spencer will follow up on this with our local department. The dates in question are October 7th and 8th. Kate also mentioned September 12th, (Effingham only-involvement), she had not requested information for this date yet. Her written requests were put in writing to the Sheriff's Department for October 7th and 8th. John Meisner stated to the board this is almost a civil matter and usually the board doesn't get involved in civil matters. Kate stated this is not a civil matter, it stems around a call made to DCYF by the Effingham Chief of Police. Selectman Spencer informed Kate that any further discussion in relationship with the Effingham Police Department would need to discuss in non-public, Kate didn't feel that was necessary because there isn't anything specific. She stated she will just put in everything in writing. Member of the public Ed Comeau clarified the calls log reports are public information and how 91-A requests work, written or verbal.

PLANNED DISCUSSION WITH DEPARTMENT HEADS:

Fire Chief Burbank met with the Board for his monthly report. He reported on the escape exercises the department did with the children at the Effingham Elementary School during Fire Prevention Week. Inspections have been done at the Ryefield Apartments; the owner expressed he wants to comply. The Fire Chief reported there are outstanding violations placed on the previous owner have not been taken care of; the new owner has until December 1, 2016. At this time a date will be scheduled for another inspection. There was discussion on the Narcan certification, training has been completed to administer but they do not have access to the drug itself. Chief Burbank is working with Huggins Hospital; Huggins would be the one to provide the Narcan to the department. Chief Burbank clarified for the Board; airbrakes endorsement is included in a CDL license. He provided a copy of the back of his CDL license showing the tanker endorsement. The Board and Fire Chief had a lengthy discussion on SOG and SOP when it comes to CDL requirements. Chief Burbank will work on the departments SOG and SOP over the next three months and then a date will be scheduled for the Chief to meet with the Selectmen to review.

Zoning Enforcement Officer Rebecca Boyden met with the Board for her monthly report. She reported things have slowed down. She has been working together with the Planning Board on ADUs, attending their monthly meeting. Rebecca will look in the possibility of an Air BNB being run in the town. She will see if there are restrictions, ex: use changes-from residential to commercial.

SELECTMEN'S COMMENTS AND REPORTS:

Selectman Spencer gave an update to David Strauss on the historic preservation project and grant writer information, he will be doing more work on Thursday. David offered to contact the individuals involved to let them know it will be a little longer; Selectman Spencer didn't feel this was necessary.

Structure on Steven's Road-Fire Chief Burbank will follow up on. Selectman Edwards stated he knows the owner and will speak to them about the unprotected cellar hole.

Modular replacement estimate: Had conversation with Mr. Plante today, he and his team are still working on the final numbers.

Road closings contact with NHMA from Selectman Spencer.

Railing: Selectman Spencer will contact Doug VanDyke on Thursday to see how much longer the railing will be.

Letter to Contractors was sent out to the Stevens Road bidders.

Court date: Camp Marist is scheduled for October 18 and 19. The Selectmen and Town Administrator will be attending the hearing.

Small Library-Messages have been left for The Ossipee Rotary to relocate the box next to the mailbox. Follow up call will be done tomorrow.

Granite Road- Discussion took place around a culvert that was placed on Granite Road that should be removed. The town is not denying the property owner access to his house once it is removed; the owner has two other accesses to his property. Selectman Spencer is going contact the road contractor about the cost involved to remove the culvert and schedule the time to do it..

Waste Material-The board will ask the Town's Attorney for legal advice.

OLD BUSINESS:

91-A request forms: Discussion between the Board and Town Administrator on the 91-A form. Consideration is being made for some 91-A documents to be exempt from the form. Question was brought forward if an individual calls requesting a building permit? Selectman Edwards motioned to accept the form as it stands; no second motion. Selectman Spencer mentioned this needed more reviewing. In the meantime, the Selectmen's staff will be using their judgment in handling 91-A requests.

Culvert on Molly Philbrick-the current culvert is undersized; a larger one would be needed. A licensed Engineer will need to be involved for permitting reasons with DES. The board discussed contacting Bacon Engineering and White Mountain Surveying to get an estimate to do a design for culvert replacement. Selectman Spencer will draft a letter of request for design cost.

Elm Street Bridge Maintenance- Selectman Edwards clarified the actual cost of \$31,000.00 was received from Limerick Steeplejacks not \$40,000.00. Motion was made by Selectman Edwards to take the money out of the bridge fund and award the project to Limerick Steeplejacks, seconded by Selectman Espie. Concern stated by Selectman Spencer there is a structural situation going on with the bridge not only maintenance, the board needs to address since it will involve additional costs not included in the RFP. Selectman Edwards stated he will speak to his nephew (Limerick Steeplejacks). There were comments from the public about Selectman Edwards recusing himself from this project.

Storage Container- Selectman Edwards is working on getting the container off the ground.

Salt Shed treatment-two treatments have already been done, 1 more to go. Selectman Edwards will follow up on the cost and concern the salt delivery may already have taken place which would prohibit the treatment being done.

Bonneyman Road – discussion on where this project is at with the Watershed Alliance; where is the money coming from for the town's share? Selectman Spencer will follow through on this.

Granite Road project- Selectman Spencer mentioned how the project ran over by \$1200.00. The amount submitted to the budget committee was \$14,000.00. Dig N Doze reported \$10,000.00 was saved by putting road waste on a private property. Selectman Spencer stated if the material was brought to the transfer station then the project would have been over \$12,000.00. Resident Jory Augenti told the board this was done over last year and this year. Jory apologized for jumping in, Selectman Edwards replied jump in anytime. Selectman Edwards reminded Selectman Spencer the figure \$15,000.00 was given by Dig N Doze to present to the Budget Committee. Selectman Spencer is going to speak to DRA for legal opinion of spending public money on private land.

NEW BUSINESS:

Library Entryway- Selectman Espie reported he replaced a light bulb and the light still isn't working; the electrician will be contacted.

Security System- The town's current system was discussed, possible upgrade. Knight Security will be contacted.

PUBLIC COMMENT:

David Strauss asked for a clarification on the Elm Street bridge expansion joint, can the cleanup of the expansion joint still be down by the road contractor? David spoke on behalf of the Budget Committee; their next meeting is next Tuesday, October 25 at 6:45pm. He asked the Selectmen if they reviewed budget with department heads, ie: Fire, Police and Clerical; On October 25, the Budget Committee are planning to set a schedule to meet with boards. The Selectmen will meet with the Police and Fire Chief during a work session on Tuesday, October 25 @ 4:00pm. John Meisner mentioned the Selectman should consider making exceptions on taking time off, the Board already has a lot on their plates, along with this being budget time.

Mike Cahalane stated he noticed in the September 12, 2016 non-public meeting, included in the minutes should state who attends these meeting, the minutes do not state who attended the meeting; Mike would like to see the minutes reflecting. Also, he agrees the maintenance needs to be take place on the Elm Street Bridge and the company awarded the bridge has worked for the town before and all were satisfied with his work. Mike stated with the very limited time the RFP was posted (7 days) and the idea one of the board members is related, doesn't look good. In the future the Board should look at this when posting RFPs. Selectman Edwards responded with the reason for the short time for the RFP was to get the project done this year; not to get a specific bid.

Erik Jones suggested to the board, when the time comes to put an RFP out for painting the Library building it should include the installation of the railings on the bell tower.

NON-PUBLIC IF NEEDED PER (RSA 91-A:II (e) Legal

Selectman Edwards made motion to go into non-public, Selectman Spencer seconded, roll call: Henry Spencer-I, Lawrence Edwards-I and Leonard Espie-I. Selectman Spencer called non-public at 7:30 pm. After discussion on a legal matter, motion was made by Henry Spencer to come out of non-public, seconded by Leonard Espie without further discussion the motion carried. The non-public session adjourned at 7:35pm.

Board reconvened into work session @ 7:35pm, Roll call vote to not seal the minutes, motion carried.

WEEKLY DISCUSSION BY THE BOARD OF SELECTMEN: None

Adjourned @ 7:40 pm

Henry Spencer

Date

Lawrence Edwards

Leonard Espie