



# Warner Board of Selectmen

**Meeting Minutes  
Tuesday, September 25, 2018  
APPROVED**

Chairman Edelman opened the meeting at 6:00 pm

Attendance: Selectman Kimberley Edelman – Chairman, Selectman Clyde Carson, Selectman John Dabuliewicz

Absent: Jim Bingham - Town Administrator

Others present: Bill Bailey, Sandra Bartholomew, Kay Steen, John Leavitt, Ed Mical, Martha Mical, Anthony Mento, Marianne Howlett, Michael Simon, Ralph Parsons, Rhonda St. James, Ron Piroso, Stephanie Hertzog, Judy Newman-Rogers

## **1. SMP Architect**

A. Anthony Mento, from SMP Architect, provided an update on the construction of the new fire station. The exterior walls are up, trusses on, the roof is now weather tight and fully shingled. Much of the pvc trim around the windows and doors on the administration wing is done. The hardy plank cement board siding has been started on the administration wing. The interior partitions are framed, the hollow metal door frames are installed, the electrical rough-in is in process. The mechanical duct work is about 70% in place. The installation of the radiant tubing and the floor drains are in place, the slab will be poured on October 3. All the preliminary undergrounds have been done, the drainage collection tanks are in. Final grading will occur over the next week. Once the concrete slab is in, concrete skirts will be added to the front of the doors at the apparatus bays. Then curbing, sidewalk, asphalt and then site clean-up will happen quickly. In general the project is on schedule. The projected completion for this project is the end of December. Ownership/occupancy is expected in early January. The project cost up to this point is \$1,100,000.00.

B. Clyde asked what are the unknowns that may cause the project to slip a little. Anthony said the project is past that point, the unknowns are usually underground.

C. A tour will be arranged after the apparatus bay is poured and cured.

D. Ed Mical said the stand-by generator from the old station was moved to the new fire station last Saturday. A portable generator will be used if needed at the old station.

E. Kimberley said Anthony has done a great job of monitoring the construction and Anthony was thanked for that.

## **2. 2019 Department Budget Presentation Meeting Schedule**

Clyde said based on past history, budget preparation is done better in work sessions rather than at a regular Selectman's meeting. The Board agreed to try to include the budget presentations at the October 2 Selectman's meeting, then they will meet on October 3 at 3:30 pm for the next round of budget presentations and will decide at that time if they want to continue budget presentations at their regular meetings.

## **3. Selling Town Parcels**

The Selectmen signed letters addressed to the abutters for the two parcels the town is selling which are Map 32 Lot 15 and Map 16 Lot 55. These letters comply with a Town Meeting directive.

## **4. Pillsbury Free Library: Long Range Financial Planning Committee**

A. Ralph Parsons, Michael Simon and Rhonda St. James are before the Selectboard this evening. Ralph said they came before the Board at the end of last year to let them know the Library Trustee's was forming a Long Range Financial Planning Committee to help solve the Library's financial issues. At that meeting the Selectboard asked for the Library to come back in about 6 months. A memo with the mission statement was sent to the Board that reads as follows:

### *Mission Statement*

*The purpose of the Long Range Financial Planning Committee of the Pillsbury Free Library Board of Trustees, is to anticipate the future needs of the physical plant, personnel, and services, including costs and sources of funding. The Committee's efforts will provide the Board of Trustees and the Selectboard with information for planning future decisions.*

B. Ralph said they have been meeting every month since February. Members are Michael Simon, Ralph Parsons, Rhonda St. James, John Warner and Nancy Ladd.

C. Topics/Projects to work on:

1. New Hampshire Public Deposit Investment Pool - Alternate banking source
2. Energy Audit - Fuel efficiency/long term savings
3. Facebook Donation pop-up button - ease of giving
4. Survey Monkey - Adult programming geared towards finances and planned giving
5. Annual Campaign - Initiation of tangible fundraising
6. Marketing Campaign - Promotion of services and enhancement of profile
7. Director's Salary - Increase salary to 50th percentile
8. Operating budget - Future funding

D. Ralph said the Committee will take turns addressing the issues listed. For example #1, they looked into various sources of how to get more interest on their money. The investment pool was used about 10-years ago and for an unknown reason it was dropped. The Committee looked into the rates and decided it would be a good choice. When the Library receives the check from the town, it's deposited in the investment pool and so far \$439.43 has been raised in dividends compared to receiving \$20.00 per year. It was decided to leave certain CD's where they are in low risk investments.

C. Michael Simon said there was work completed on the outside of the building as well as some work on the inside. He said Nancy is looking at what are the other needs and has started looking at having an energy audit done to make the building more energy efficient. This year there have been several unexpected repairs on the heating and air conditioning which was not out of line with the age of the equipment. Eversource conducted an energy audit on the Library and Nancy is trying to get information from that. Nancy also contacted 2 other energy contractor's, no decision has been made yet, comparisons are being completed. But the Library knows they need to replace the aging A/C and heating system which is the bases for the Capital Improvements Program project they submitted for \$25,000 for planning purposes.

D. Rhonda said another avenue being explored is fundraising. Moving towards making a coordinated effort to hold an annual fundraiser as well as other options. A portle has been added to the Facebook page that allows people to donate on-line. Programs to be held at the Library are being explored as well. The Survey Monkey will be used to determine types of programs.

E. Ralph said forming an endowment was looked into and it was decided to table the idea until they can find out if there is a base in town for that type of fundraising. Marketing the Library is being explored as well.

F. Michael said the Trustee's have reviewed the towns wage study and found the Library Director salary is in the low 25th percentile and will be adjusting the salary to the 50th percentile to remain competitive.

G. Ralph talked about the operating budget. The Library will receive a \$1,124.07 increase in 2019 to the yearly allotment paid by the town to the Library. Having the town pay for the property liability insurance and the public official insurance; the Library will see a savings in the amount of \$4,280.07 from last years budget. Most of which will pay for the increase in heating fuel (32%). Ralph expects to have a completed operating budget for 2019 by the end of October.

H. Kimberley asked if they ever looked to get corporate sponsorship of any sort. Michael doesn't believe so. Rhonda said the difficulty is there hasn't been a consistent fund raising effort. Kimberley said she was just suggesting.

I. John Leavitt asked if the Library Director's salary has been compared to Library's of similar size. Michael said they referenced the towns wage study and further research is being completed as well.

### **5. Wage Study**

Next work session is Friday, September 28 at 4:00 pm

## **6. Municipal Records Retention Committee**

Tax Collector, Marianne Howlett, said she thinks the Committee has focused on one option to put forward, but still gathering information. Kimberley asked if anything further is needed by the Selectboard and Marianne didn't think so. John asked Marianne, one option as far as what. Martha Mical said the location. Marianne said the Committee needs to focus on choosing a location and working with that. John recalls the Selectboard needed more information on what was needed before choosing a location. Marianne said the Committee also talked about that. The Committee is supposed to get those needs committed to paper. Marianne thinks they will be meeting again in the beginning of October. Kimberley asked Clyde if he will be attending and Clyde said he won't know until he is aware of the time of the meeting. Kimberley said to Clyde that he is the Selectman's rep. and he hasn't attended a meeting yet. Clyde said the meetings are held when he is not available and Kimberley asked if the Board should switch to who is available? John recommended switching the time of the meetings to late afternoon instead of the morning. Marianne asked Clyde when he is available so she can pass the information along. Clyde said usually his availability during the week is Monday, Wednesday or Friday at 3:30 pm and he can meet at 8:30 am for one hour during the week as well.

## **7. Public Hearing - Unanticipated Funds**

A. 7:02 pm Chairman Edelmann closed the public session and open the public hearing at 7:02 pm for accepting unanticipated funding for the following:

1. \$85,773.00 from the Emergency Management Program Grant and
2. \$10,514.66 from a Public Assistance Grant for the October 2017 severe weather event.

B. Chairman Edelmann asked Emergency Management Director Ed Mical to provide a brief summary. Ed said there was a declared disaster in October 2017. In January of this year Merrimack County was added to receive disaster declaration. There was debris clean-up, repairs to 7 roads, gravel and regrading amounting to a little over \$10,000 plus administrative costs coming up with the figure of \$10,514.66.

C. Ed explained the EMP Grant in the amount of \$85,773 will outfit the Emergency Operation Center in the new fire station. The cost to move the generator from the old station to the new station is included in the grant amount.

D. Chairman Edelmann asked for public comments:

John Leavitt asked Ed if Emergency Management will have a separate office or a shared office. Ed replied we will actually have an Emergency Management Office. John asked, exclusive? Ed said yes.

E. Chairman Edelmann closed the public hearing for accepting unanticipated funds at 7:10 pm.

## **Board Action**

Selectman Carson made a motion to accept the unanticipated funds for the Emergency Management Program Grant in the amount of \$85,773.00 and the FEMA Public Assistance grant for the October 2017 severe weather event in the amount of \$10,514.66 and the Board of Selectmen as Agents to Expend as well. Selectman Dabuliewicz seconded the motion, the motion passed unanimously.

## **8. Meeting Minutes**

Selectman Dabuliewicz made a motion to approve meeting minutes dated August 14, 22, 28, 29 and September 4 and 11. Selectman Carson seconded the motion, the motion passed unanimously.

## **9. Manifest**

Selectman Dabuliewicz made a motion to authorize the Selectmen to sign manifests and order the Treasurer to sign Payroll check numbers 5536-5548 in the amount of \$30,481.20 (including 20 direct deposits), Accounts Payable check numbers 55490-55532 in the amount of 111,521.51 and Fire Station Loan Fund Accounts Payable check numbers 115-117 in the amount of \$310,332.85. Selectman Carson seconded the motion, the motion passed unanimously.

## **10. Consent Agenda**

Selectman Carson made a motion to approve the Consent Agenda for September 25, 2018:

### **Previously signed:**

1. Building Permits for :
  - Map 16 Lot 006
  - Map 13 Lot 25
  - Map 15 Lot 29

**To be signed:**

1. Memorandum of Understanding - Northeast Catholic College
2. Intent to cut for:
  1. Map 10 Lot 55-3
  2. Map 11 Lot 003-8
  3. Map 19 Lot 16
3. 2 Raffle Permits for the Warner Historical Society
4. Building Permit for:
  1. Map 3 Lot 99
  2. Map 17 Lot 27
  3. Map 14 Lot 44-1
5. Payroll Change Form
6. Letter to Sugar River noting TTF new members

Selectman Dabuliewicz seconded the motion, the motion passed unanimously.

**11. Public - Discretionary Preservation Easement Application - Renewal**

A. 7:15 pm: Chairman Edelmann opened the second public hearing at 7:15 pm for the purpose of hearing public testimony and information on a Discretionary Preservation Easement Application for Map 7 Lot 28.

1. The Selectboard completed a site visit on Tuesday, August 7
2. This hearing was noticed in the Intertown Record on September 11 and publicly noticed in two places, the post office and the Town Hall on September 6.

B. Chairman Edelmann asked the applicant for a brief statement at this point. Applicant was not present. John said since this is a renewal and the Board has visited the property and nothing was done differently he feels the Selectboard can move forward.

C. Chairman Edelmann asked for public comments first explaining the application process which a public hearing is part of. The easement allows for a tax break for those who maintain and preserve old barns.

Martha Mical commented the easement is for people trying to preserve old barns, they are usually visible from a road but not necessary. The easement also allows the public to enter onto the property to look at the barn. The easement takes a percentage off the value of the barn and the land the barn sits on, it's not typically a large amount of money. Martha said to the Board to make sure to record the easement deed when the Board is done with the process.

John Leavitt asked is the easement good for 10-years?

Martha Mical said yes.

John Dabuliewicz said up to 10 years.

John Leavitt asked is there any stipulation that the owner of the barn makes improvements?

John D. said that's the point of the easement, the improvements have already been done to this barn.

John Leavitt then asked if they are done with the improvements.

John D. said yes.

John asked why then would they need another easement.

John D. said to help the property owner recoup. John L. said the intent is to encourage people to maintain the barn.

Martha Mical said there is maintenance every year.

John Leavitt asked if the Selectmen went through the building. John D. said yes.

Clyde said RSA 79-D says the easement will be for a minimum of 10 years.

Martha Mical said if this property is going to be long-term the Selectboard can do the easement for 20 years.

John Leavitt said his questions were not to attest the proposed easement, just to clarify.

D. Chairman Edelmann closed the public hearing for a Discretionary Preservation Application for Map 7 Lot 28 at 7:22 pm

E. The Selectboard will complete the final scoring for the easement at the October 2, 2018 Selectman's meeting.

**12. Alternate Net Metering Tariffs - Petition**

A. Clyde prepared a presentation regarding a project a sub-committee from the Energy Committee has been working on the last many months. The thought is the town may be able to take advantage of some of the programs around the State and take advantage of some of the renewable energy programs for the community. Clyde said the sub-

committee is at a point where they worked with the Public Utilities Commission and put together a petition to intervene in one of the programs that will help the community.

Clyde provided some background and said the Legislature passed 2 energy legislation in the past 2 years that make this project possible. In 2016 HB-116 was passed and signed by the Governor relative to net metering. The purpose HB-116 was to say to the PUC, we want you to investigate and look at alternative net metering tariffs so electric companies could offer different variations from where the technology is going.

In 2017 the Legislature passed SB-129. There is a renewable energy fund in NH that gets money based on energy credits and the Legislature said they would like at least 15% of that at a minimum to be used to benefit low to moderate income residential customers in the state. The first round was in 2018 which there wasn't a lot of subscription for it, there is another round in 2019 and that's money that could help Warner's low to moderate income families.

The PUC has put together a program to study various options to help the PUC decide what the tariffs could possibly be. The Energy Committee sub-committee put together a proposal to work with Eversource. Clyde said Eversource is required to put together one or more pilot projects to collect data to feed into the study. Lebanon is working with Liberty Utilities. So the sub-committee has gone to Eversource, talked to them and said they would like to do a collaborative pilot project that would develop an alternate net metering model benefiting low to moderate income families using (not audible) and feed it into the data.

Clyde showed the audience with visuals some of the features. Picking 24 single/multi family homes, non-profits in Warner to be part of the study. Clyde said he has had initial discussions with the Executive Director for the senior housing as being a participant. Clyde said the Energy Committee will also be looking at parallel projects that include energy efficiency in some of the town buildings.

The members of this sub-committee are Clyde, Neil Nevins and Ian Pahl. Clyde explained what has been done up to this point. What Clyde is asking for, is for the Selectmen to support a petition (below) to intervene on this docket, it will allow the Energy sub-committee to advocate at the PUC for their pilot project.

**ELECTRIC DISTRIBUTION UTILITIES**  
**Development of New Alternative Net Metering Tariffs and/or**  
**Other Regulatory Mechanisms and Tariffs for Customer-Generators**  
**Town of Warner Petition for Late Intervention**

Now Comes the Town of Warner ("Town") and respectfully petitions the New Hampshire Public Utilities Commission (pUC) and, pursuant to NH Code of Administrative Rules PUC 203.2 and PUC 203.17 and NH RSA 541:A:32, to allow the Town to late intervene in the above-captioned matter for the following reasons:

1. The Town is a municipal corporation and subdivision of the State of New Hampshire with an address of 5 East Main Street, PO Box 265, Warner NH 03278.
2. The Town is an electric customer of Eversource Energy.
3. The Town has successfully completed projects for two 100 kwh group net metered solar arrays, which together generate power equal to 100% of municipal consumption.
4. The Town is dedicated to promoting the development of cost-effective distributed energy resources. The goal is to build on successes at the municipal level and extend that to low to moderate income families and non-profits in Warner.
5. The Town is already in the process of developing plans to further expand access to distributed energy resources including solar, storage, data collection and communications infrastructure, and other technologies using time-based pricing schemes, group or virtual net metering, municipal energy aggregation, and/or other available mechanisms.
6. The Town has already participated in PUC Working Groups, submitting verbal comments before the Commissioners at the Hearing held on June 29, 2018 and attending the Time-of-Use Work Group meeting held on July 19, 2018. Warner wishes to continue to participate and collaborate with Eversource and other interested parties throughout the Working Group and subsequent processes.

7. The Town accepts the current status and record of the proceeding to date and desires only to participate in this proceeding going forward as issues arise in the Working Groups and future Commission proceedings in this matter.

8. The Town has substantial interest in the issues being addressed by this docket and the Town's intervention will not impair the orderly and prompt conduct of the proceeding, will not result in undue delay and will not prejudice the interest of any party.

WHEREFORE, the Town of Warner requests that the Commission grant this petition to allow the Town to be made a full intervenor in this proceeding.

Respectfully submitted the 25th day September, 2018  
Town of Warner Board of Selectmen  
Kimberley Edelmann  
John Dabuliewicz  
Clyde Carson

John Leavitt asked will it benefit all the low income families in Warner? Clyde said it's a pilot project, we hope to have a model that can be used to benefit the low/moderate income families in Warner and other communities. John Leavitt said, so the answer is no. Clyde said it's limited. John Leavitt said so state wide as this stuff goes into affect the other low/moderate income families who are not part of the pilot program would see higher electric rates. Clyde said he doesn't see that because Eversource has to buy high cost electricity off the grid in times of surges at the high points of the season. The cost to the consumer is higher by using the local solar in this region to off-set that, we lower the cost for everybody. John Leavitt said that is not quite accurate because in the winter time the high cost for electricity is in the morning and evening when solar isn't being used. John Leavitt said there is no such thing as sustainable energy as long as solar needs grants and government in-put. Eversource is mandated by the State to do this, so it's pushing solar on the public. John Leavitt said this is the biggest con-game ever put forth on the American people. Clyde said to John Leavitt that he disagrees, and tonight is not the night to debate solar to the world. John Leavitt said tonight is the night to discuss both sides so an informed decision can be made. John L. said one of the problems with people pushing solar is they always seem to get together with people who have the same opinion, they never look at the people who are experts who are pointing out the misgivings of pushing all this public money into solar energy.

Christine Frost asked what determines who gets to participate. Clyde said he approached senior housing as being an anchor because there are 40 units and it's income based residency, as well as looking at the apartments on Kearsarge Mt. Rd. and some other areas where they think they can be relatively successful in the pilot.

John Dabuliewicz said to John Leavitt that some of his statements he made are his opinion rather than factual. John Leavitt said they are factual by the readings he has done, they are not his opinion. John Dabuliewicz said his point is this, he is particularly irked when John Leavitt discussed the use of government money for these kinds of things. If you look back at this countries technological history over 3/4's of a century you will find many government investments that benefited all of us today. John D's point is they weren't benefiting anybody when the money was originally spent but the spin offs were. Our fossil fuels are going to run out, truth. John D. supports the petition.

Martha Mical asked the Board to provide permission to Clyde to move forward with the petition. She sees no harm in it.

Ben Frost, speaking as a Warner resident and his 10 years experience as member on the State's Energy Efficiency and Sustainable Energy Board and as a past Chairman. He can assure John Leavitt the advocates on various sides of the issues have been present at Legislative hearings. The Legislature and the PUC have made certain decisions that have put these programs before potential users. Ben said the question tonight is whether the Town of Warner should be an intervener in a specific docket before PUC. Ben strongly supports that because he recognized the inherent value of solar power as a source of distributed energy throughout the Nation as we seek to reduce our Nations reliance on fossil fuels that are derived from places where people don't like the United States.

Ed Mical asked if the document has been reviewed by Town Council, does it need to be? John Dabuliewicz said the document sites the regulations involved.

### **Board Action**

Selectman Dabuliewicz made a motion to approve the Town of Warner petition for late intervention presented to the Board tonight. Chairman Edelmann seconded the motion, the motion passed unanimously.

### **13. Public Comments**

A. Kay Steen talked to the Board and said the minutes from August 28 say that she sent a letter and the Selectman's Office looked into the problem regarding the lot line adjustment not being recorded in a timely fashion. Kay said the Selectman's Office looked into it and found one of the issues was the recording fee was not delivered to the Landuse Office by the applicant. Kay said this is not accurate, she said the Landuse Office invoiced her with numerous payments for abutter notices, and all kinds of fee's that she paid immediately. Kay said the secretary at that time period, what ever he asked for she paid. However, the lot line was not recorded because the secretary for some reason did not record it. The secretary left the Landuse position and left the paperwork on the table. Kay then said you ladies (Martha Mical) helped Kay find the papers and drove them in person to the Registry of Deeds. Martha Mical said Kay wrote the check directly to Merrimack County. Kay said the town didn't see that check. John D. asked Martha Mical when this took place. Martha said 2016. John D. said not 2013. Kay said she doesn't like the implication that she lied, she did not have anything to do with the mistake that happened and it was corrected when it was discovered. Kay said the minutes say that it was because she didn't pay a fee, which isn't true. Kay read the following from the August 28 minutes:

*Jim said the tax card reflects "error of the Planning Board" and when the Selectman's Office looked into the delay, one of the issues was the recording fee was not delivered to the Landuse by the applicant. The finance office researched and found there was payment for the abutters notice but no payment received for recording the mylar and notice of decision in 2012/2013. Jim recommends an opinion from the town attorney.* John D. said in 2013 and Kay said yes, but that is not the case. Kimberley said minutes reflect what was discussed in a meeting, they don't reflect the truth if the truth is different from what was discussed. But someone said in that meeting on August 28, 2018 that was not the case, that she (Martha Mical) found the documents (in 2016) in the Landuse Office and delivered them in person and the only fee that needed to be paid was the LCHIP, \$25.00, which was paid, Martha paid it and Kay paid her back, but that wasn't put in the minutes. Kimberley asked Martha Mical to look at the August 28 minutes and see if they reflect what was said at the August 28 meeting. Marianne Howlett said that Martha Mical did speak up at the August 28 meeting. Martha Mical said she did speak up and it was not in the minutes. Kimberley asked Martha to go back and look at the minutes and if the minutes need to be amended to be more complete and more informative we can do that. Martha said she thought the minutes needed more detail. Kimberley is asking Martha to look at the minutes to see if the Selectman's Office needs to add more detail based on the recording.

### **Board Action**

Chairman Edlmann made a motion to rescind the approval of the August 28, 2018 meeting minutes. Selectman Carson seconded the motion, the motion passed unanimously.

B. Kay Steen read the following from the August 28 minutes: *John asked Sandy Bartholomew what Kay is looking from the Selectboard. Sandy said she is trying to sell the Wingdoodle building to Maine Grow, Kay said the minutes should reflect Make Grow. Kimberley said a correction will be made. Kay said the Selectboard wants to know what we would like done and Kay said she realizes the town can't do anything, but, Kay is asking the property taxes from Wingdoodle LLC be deferred because there is no money in Sandy's bank account. Kay said Sandy inherited the LLC in 2017 and she is not getting an income because of the problem with the neighbors and she can't sell the building. Kimberley said she met with Kay and Jim Bingham last week and recommended deferring the property taxes without any penalties until the civil matter is resolved. Clyde recommends reviewing the situation in a few months and asked Kay when they feel it will be resolved. Sandy said they are at a stalemate, the neighbors are saying they own the land and the easements don't apply and every piece of paper in the Town Hall says we own the land and we are not allowed to sell the Wingdoodle building until we get a clear title and we can't get a clear title. Kay said the title company re-wrote the correct title but the neighbor is refusing to sign it. It's a mess. Martha Mical said to Kay when you re-wrote the title that was with the plan that was recorded in 2016? Sandy said in April we signed a purchase and sales agreement with Wingdoodle and Make Grow and then the title company said they're open to clear title because the deed when her mother sold the house, it hadn't been recorded properly, the wrong deed as well, it was from when she bought the property. Martha Mical said right, they didn't update the deed. Sandy said they have to rewrite the title and the deed for the property to include the land that had been transferred over to Wingdoodle property and the bank approved it, the deed was rewritten, the title company rewrote everything that needed to be done and then the property owners said they won't sign it unless they can get a permanent right-of-way to their property and as we try to negotiate they started to say, no it's actually their property and they don't need a right-of-way. They also said the easement between the two buildings was not valid. They put up NO TRESSPASSING signs, fences, they threatened Sandy's tenants in the Wingdoodle building, it has escalated to the point where it has to go to court, they are threatening to sue her mother (Kay Steen) for selling them the wrong property. Martha Mical asked if they are willing to go back to the original, without the 2016 recorded. Sandy said*

they say they own the driveway, the easement and the power company easement is not applicable. Sandy said the easements are on record for the neighbors property and Wingdoodle but the neighbors are saying they are not valid because we are not descendants of the Ira Harvey family or something. John D. suggests Sandy send something to the Board in writing regarding the property taxes so we document that aspect of it with the taxes. Marianne Howlett said the only deferral she knows of is for elderly or disabled. The Board does have the right to abate and Marianne recommends the Board check to see if they can do a deferral. Clyde said the Board could abate any interest on past due amounts. Marianne said if this turns into a long-term civil issue, for 2018 in the spring she would be liening properties for unpaid taxes and she is not sure how that would work with that process, that is something the Board would need to check on. Marianne also requested if the Board does this to put it in writing to the Tax Office. Sandy said we also have a small problem, if we don't own that land, we have been paying the taxes on it. Martha Mical said the tax bills are based on the 2016 recording, but it started in 2013 on the tax bills. Marianne knows that because they had a right-to-know request and she pulled all of the bills from 2011 to 2018 and on the tax bills themselves the acreage does change in 2013. It appears the change was made in the assessment records at that time. Marianne can provide copies and Kimberley asked Marianne to give them to Jim as well. Kimberley said once again to Kay and Sandy to send a letter to the Board asking for help.

Kay said to the Selectboard to keep an eye on the hillside at the property (21 E. Main St.) next to Wingdoodle because the stonewall is antique. Kay had an engineer study the wall years ago because she was going to put an apartment in the barn for Sandy and the engineer said the whole wall will come tumbling down if any construction is done to it or any weight put on the hillside. If that hillside collapses Main St. will be flooded.

C. Marianne Howlett said there is a payroll change form in the consent agenda which is saying someone is moving to a different pay and thinks that's public. John D. said the payroll change form is for a change in status from firefighter to EMT.

#### **14. Selectman's Other Business**

Clyde said he was contacted by Richard Senor regarding the signage at the Transfer Station and at the entrance. Richard told Clyde the sign at the entrance is not in good shape and it doesn't advertise the operating hours. Clyde did tell Richard the town is looking at different signage for the entrance into the complex as well as signage up by the solar array. Clyde told Richard if the current budget cannot support new signage it will be in the 2019 budget.

#### **15. Nonpublic Session**

|                  |                   |              |
|------------------|-------------------|--------------|
| Members Present: | Clyde Carson      | <u>  X  </u> |
|                  | John Dabuliewicz  | <u>  X  </u> |
|                  | Kimberley Edelman | <u>  X  </u> |

Motion to enter nonpublic session made by Selectman Dabuliewicz, seconded by Chairman Edelman

Specific statutory reason cited as foundation for the nonpublic session:

RSA 91-A:3, II (a) The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a public meeting, and (2) requests that the meeting be open, in which case the request shall be granted.

RSA 91-A:3, II (b) The hiring of any person as a public employee.

RSA 91-A:3, II (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of this board, unless such person requests an open meeting. This exemption shall extend to include 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.

RSA 91-A:3, II (d) Consideration of the acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

RSA 91-A:3, II (e) Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed by or against this board or any subdivision thereof, or by or against any member thereof because of his or her membership therein, until the claim or litigation has been fully adjudicated or otherwise settled



\_\_\_\_\_ RSA 91-A:3, II (i) Consideration of matters relating to the preparation for and the carrying out of emergency functions, including training to carry out such functions, developed by local or state safety officials that are directly intended to thwart a deliberate act that is intended to result in widespread or severe damage to property or widespread injury or loss of life.

Roll call vote to enter nonpublic session: Carson - Yes, Dabuliewicz - Yes, Edelmann - Yes

Entered nonpublic session at 8:12 pm.

Other persons present during nonpublic session: None

Description of matters discussed and final decisions made: Minutes were sealed.

**Note:** Under RSA 91-A:3, III, minutes of proceedings in nonpublic sessions shall be kept and the record of all actions shall be promptly made available for public inspection, except as provided in this section. Minutes and decisions reached in nonpublic session shall be publicly disclosed within 72 hours of the meeting, unless, by recorded vote of 2/3 of the members present, it is determined that divulgence of the information likely would affect adversely the reputation of any person other than a member of this board, or render the proposed action of the board ineffective, or pertain to terrorism. In the event of such circumstances, information may be withheld until, in the opinion of a majority of members, the aforesaid circumstances no longer apply.

Motion to leave nonpublic session and return to public session by Selectman Carson, seconded by Selectman Dabuliewicz. Roll call vote: Carson - Yes, Dabuliewicz - Yes, Edelmann - Yes

Public session reconvened at 8:26 p.m.

Motion made to seal these minutes? If so, motion made by Selectman Dabuliewicz, seconded by Selectman Carson, to remain sealed, because it is determined that divulgence of this information likely would:

- Affect adversely the reputation of any person other than a member of this board
- Render a proposed action ineffective
- Pertains to preparation or carrying out of actions regarding terrorism

Roll Call Vote to seal minutes: Carson - Yes, Dabuliewicz - Yes, Edelmann - Yes

Motion: PASSED / DID NOT PASS

## **16. Adjournment**

Motion to adjourn at 8:26 pm

Board of Selectmen  
Kimberley Edelmann – Chairman  
Clyde Carson  
John Dabuliewicz

Recorder of the minutes: Mary Whalen