

BOARD OF SELECTMEN
Minutes of March 19, 2007

MEMBERS PRESENT: Vice-Chairman Alan Carpenter called the meeting to order at 7:00 PM. Selectmen Dennis Senibaldi and Roger Hohenberger were present, as was Town Administrator David Sullivan. Selectman Margaret Crisler was delayed, and arrived at 7:10 PM. Mr. Carpenter welcomed newly elected Selectman Bruce Breton to the Board, then read the agenda into the record followed by the Pledge of Allegiance.

ANNOUNCEMENTS: Mr. Hohenberger expressed a need to restructure the polls for next year, and suggested a meeting with the Moderator and Town Clerk regarding several complaints relative to the long lines at the polls. Mr. Carpenter agreed, however, he noted there had been a 40% voter turnout. Mr. Sullivan will follow-up to arrange a workshop session with the Board and election officials.

Mr. Senibaldi announced that Police Chief Secretary Laura Cryts will be hosting a Spaghetti Dinner on April 20th from 4 to 7P.M. at the Windham Presbyterian Church to benefit Captain Patrick Yatsevich. Captain Yatsevich has been on medical leave for nearly a year after being diagnosed with Multiple Myeloma. Cost of the dinner will be \$10/person, and all proceeds will go to the Yatsevich family.

Chief McPherson approached noting that he had attended a meeting the previous week of the Southeastern NH Hazardous Materials Mutual Aid District (SENHHMMAD), at which ongoing funding had been discussed. Over previous years, the program had been funded by an annual appropriation from participating communities, supplemented by grant funds. Future needs had been discussed in the event that grant monies should no longer be available. Chief McPherson stated he wanted the Board to be aware that more funds may need to be appropriated in the future.

LIAISON REPORTS: Mrs. Crisler noted that the Planning Board had not met the previous week, however she had attended a meeting of the Greater Salem Chamber of Commerce that morning. She noted that a possible, Windham-only event had been discussed, possibly of the round-table sort. Mrs. Crisler also noted that the Chamber would be sponsoring a meeting on April 8th with representatives of the Department of Resource and Economic Development at Rockingham Park. She then stated that residents could contact the Administrative Offices at 432-7732 for more information.

Mr. Sullivan advised the Board he and John Mangan had met with representatives of the State regarding the possible 25-year lease of the Depot buildings. Mr. Sullivan noted that the proposal had been very well received, and the Division directors have agreed to support the lease provided the Highway Department shed is relocated within the next five (5) years. The proposal will now go to the State's long-range planning committee, then the House, and finally the Governor's Counsel for review.

CORRESPONDENCE: Letter received from Ms. Kathryn Luther, suggesting the Board consider construction and placement of a "Welcome" sign as drivers turn onto Route 111. A brief discussion ensued regarding permitting requirements for the State and Town.

Letter received Mr. Joseph Maynard of Benchmark Engineering inquiring whether Town Counsel had issued an opinion relative to Articles 35 and 36 as requested at the Deliberative Session. Mr. Sullivan indicated a written opinion had been received, however, as it contained information relative to

the potential for claims and defense thereof he questioned whether it should be released. A discussion ensued that not all the members had had the opportunity to read the letter. It was the consensus of the Board to discuss this matter further at the next meeting.

Copy of letter received from Deputy Leuci to Salem Fire Chief Breen, thanking them for their assistance at a motor vehicle accident on February 24, 2007.

BOARD REORGANIZATION: Mr. Breton moved and Mr. Hohenberger seconded to nominate Mr. Carpenter as Chairman and Mr. Senibaldi as Vice-Chairman. A discussion ensued regarding Mr. Senibaldi's tenure on the Board being only a year and Mrs. Crisler's desire to serve as Vice-Chairman, after which the motion passed 3-2, with Mr. Carpenter and Mrs. Crisler opposed.

PUBLIC HEARING/TOWN HALL REGULATIONS: Mr. Carpenter read the public hearing notice into the record. Mr. Sullivan then explained that, in addition to minor verbage changes, the primary proposed changes consisted of the prohibition of alcohol in the building and an increase to the fee from \$50 to \$75. He noted that the latter has not been amended in several years.

Mr. Steve Moltenbrey approached on behalf of the Sunday Serenity Group, which rents the Hall weekly, to request that the organization be grandfathered at the \$50 rate. He noted that the group is self-funded, and an increase of \$100/month would place a tremendous hardship on them. A discussion ensued regarding placing the organization on the no-fee list. Mr. Moltenbrey noted that this would be contrary to the tenets of the group. It was then suggested that a general waiver clause be added as a new Section VIII of the regulations, which would allow the Board to, among other things, set the group's rate at \$50.

Discussion then moved to the prohibition of alcohol at any function. It was the consensus of the Board to re-instate the original language, which required authorization from the Police Chief to have alcohol at any function. It will then be at the Chief's discretion whether or not a police detail will be required.

Mr. Carpenter and Mrs. Crisler then requested that the sections be re-organized to place the alcohol and open flame prohibitions on the first page of the regulations.

After further, brief discussion, Mr. Hohenberger moved and Mr. Senibaldi seconded to approve the Town Hall Regulations as amended; that a waiver clause be added; and that the fee be increased to \$75. Passed unanimously.

Mr. Hohenberger then moved and Mrs. Crisler seconded to reduce the rental fee for the Sunday Serenity Group to \$50/use. Passed unanimously.

MEDIA RELATIONS POLICY: Mr. Sullivan advised the Board that, per their request, reference to "elected" officials had been removed from the Policy, and noted that only positive feedback had been received from the employees in response. He then reiterated that the Policy Committee was only endeavoring to codify what is currently standard operating procedure.

After discussion among the members, this Policy was tabled until the next meeting.

RECREATION UPDATES: Mrs. Haas presented a request on behalf of Lacrosse to waive the bid process for the purchase of a scoreboard. She noted that one quote had been received, for \$1551.92, from the only vendor

that manufactures this type of scoreboard. After a brief discussion, Mr. Senibaldi moved and Mrs. Crisler seconded to waive the bid process for the purchase of a lacrosse scoreboard. Passed 4-1, with Mr. Hohenberger opposed.

Mrs. Haas then reviewed the Salem High School Athletic Department's request to once again utilize the tennis courts at Griffin Park for practices and matches. Mrs. Haas noted the school was requesting full use of the courts as follows: M-F, 3P.M. to 5P.M. for practices from March 19th to May 31st, and from 3P.M. to 7P.M. twice weekly for matches.

A discussion ensued regarding the Board's previous decision regarding the team's usage of the courts, the impact to residents, and the availability of other courts.

Mr. Senibaldi then moved and Mr. Hohenberger seconded to leave the policy as it was previously, but increase the practice court availability to four with two open for residents. Passed 4-1, with Mrs. Crisler opposed.

Mrs. Haas advised the Board that the tennis nets will be up and the Skate Park open on April 1.

Mrs. Haas requested authorization to hire the six (6) returning lifeguards and one (1) returning tennis instructor. Mr. Hohenberger moved and Mr. Senibaldi seconded to authorize Mrs. Haas to proceed as requested. Passed unanimously.

Mrs. Haas then announced that the Town Beach will open on June 9th and that her spring flyer is currently available on the Town's website.

Mrs. Haas advised the Board that the Recreation Committee will be presenting their Master Plan to the Planning Board on April 11th.

Mr. Sullivan inquired whether the Board wished to continue with the same chemical toilet vendor, or re-bid the service. After a brief discussion, it was the consensus of the Board to put the service out to bid.

OLD BUSINESS: Mr. Senibaldi requested that the members discuss liaison appointments. A discussion ensued regarding the standard procedure of submitting requests to Mr. Sullivan for discussion, and Mr. Senibaldi then requested they be discussed at the next meeting. Mrs. Crisler requested the members wait until the April 2nd meeting, as she would be unable to attend the meeting of the 26th. It was the general consensus of the Board to wait until the 2nd.

Mr. Sullivan advised the Board that Mr. Poulson had scheduled a tour of the Goffstown Transfer Station for March 31st. Mrs. Crisler requested it be postponed to April. Mr. Sullivan will follow-up.

Mr. Sullivan noted that a representative of the Board would need to attend the court proceeding relative to the Board's ZBA appeal concerning Flat Rock Road. Mr. Breton will attend.

Mr. Sullivan advised the Board that the final CPU had come in at 3.1%, which the employees would receive as their COLA.

Mr. Sullivan inquired whether the Board wished to exercise their option to continue with Methuen Memorials relative to the cemetery maintenance. Mr. Senibaldi moved and Mr. Breton seconded to extend the contract with Methuen Memorials for the quoted price plus 2%, totaling \$28,576.32. Passed unanimously.

Mr. Sullivan inquired whether the Board would consider refunding of a rental fee for the Searles Chapel relative to a wedding on the 16th which had been cancelled due to the storm. After a brief discussion, *Mr. Senibaldi* moved and *Mr. Breton* seconded to refund the entire fee plus the deposit. Passed unanimously.

Mr. Senibaldi inquired as to the status of the Town Beach. *Mr. Sullivan* replied DES approval is still pending. A brief discussion ensued. *Mr. Sullivan* will follow-up to obtain the support of our State Representatives and Senator.

NON-PUBLIC SESSION: *Mr. Senibaldi* moved and *Mr. Breton* seconded to enter into a non-public session in accordance with RSA 91-A:3-IIa. Roll call vote – all members “yes”. The topic of discussion was personnel, and the Board and *Mr. Sullivan* were in attendance.

Mr. Sullivan updated the Board on a union matter. No decisions were made.

Mr. Hohenberger moved and *Mrs. Crisler* seconded to adjourn. Passed unanimously.

The meeting was adjourned at 9:45 PM.

Respectfully submitted,

Wendi Devlin, Administrative Assistant

Note: These minutes are in draft form and have not been submitted to the Board for approval.