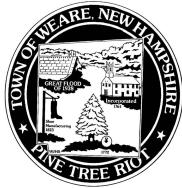


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**WEARE BOARD OF SELECTMEN
MEETING MINUTES
August 29, 2016**

PRESENT: KEITH R. LACASSE, CHAIRMAN; TOM CLOW, VICE CHAIRMAN; JENNIFER BOHL, SELECTMAN; FREDERICK W. HIPPLER, SELECTMAN JOHN (JACK) MEANEY, SELECTMAN

RECORDING SECRETARY: Naomi L. Bolton

TOWN ADMINISTRATOR: Naomi L. Bolton

GUESTS: Chip Meany; Laura Morgan; Lori Davis; Dan Demers; Gaston Choquette; Frank Campana, Jan Snyder

7:00 p.m. Chairman Lacasse called the meeting to order.

PUBLIC COMMENT

Frank Campana stated that he attended the CIP Subcommittee last Wednesday morning to hear the Police Chief's requests. Police cars are being requested again this year, but for three cars not five. Mr. Campana stated that last year he felt that greed took over. The request for five new cars went through the CIP Subcommittee, the Planning Board, the Finance Committee and the Board and still got put on the ballot. He claimed no one had a pulse on those committees because it got passed through as requested without any hesitation. Mr. Campana further stated that the Board's hands are not clean because the liability insurance has gone up about \$335,000 over the past three years and the Board has made no concessions to give the taxpayers a break. At the CIP presentation there was a page provided that compared a police car to one's own personal car. He felt that made no sense because everyone knows it's going to be different. The request is for the Dodge Chargers. Mr. Campana stated that it is promoted on all the advertisements as a muscle car. They are aggressive looking and he thinks this sends the wrong message.

Vice Chairman Clow replied that the Dodge Charger is being considered because of price and the comparison was made to show that it is made more durable and with much heavier components than a family purchased Dodge Charger. He urged Mr. Campana that he really should go and speak with Chief Kelly directly about it.

Lori Davis, Finance Committee member stated that the Finance Committee invites anyone to sign up for the committee they are looking for members. She further added that questions did get asked and they discussed this article quite a bit. It was recommended by the majority but it was not unanimous. It was then put before the voters to have their say.

ADOPT SOCIAL MEDIA POLICY – FINAL

Attorney Laura Spector-Morgan was present to discuss the changes she is recommending. First, there can't be any violation of the first right amendment. The Board can make recommendations but can't discipline for violating that. Social media use on an employee's or volunteer's own time is okay. There was a question in

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regards to closed groups that are used within a department to notify of training or meetings. Attorney Spector-Morgan said that was fine, but those closed groups are subject to the right to know law.

Selectman Hippler moved, Selectman Meaney seconded to adopt the Social Media Policy with the edits made by Town Counsel. Motion passed 5-0-0.

DEPARTMENT HEAD AND COMMITTEE ITEMS

Old Ford Garage

Code Enforcement Officer Chip Meany contacted the State of New Hampshire to look at the culvert. It was determined that in order to find out what's wrong with the culvert the building needs to be removed. Until all the debris is moved, there is no way of knowing exactly what is wrong, but this culvert does have some impact on Route 149. Mr. Meany is looking to have Mr. Gaston Choquette provide the Town with a time table of removing the building. Mr. Choquette was present to address the situation.

Gaston Choquette stated that he bought the property a while back with the intentions of making it a car museum and that didn't happen. He believes the culvert is ok it is the dam behind the building that is the issue. There are trees and debris built up in the dam and water has made a new path under his building.

Selectman Meaney asked what the plans were for the building as it is a hazard. Mr. Choquette replied that he is going to take it down and rebuild another building in the same place in the fall. Vice Chairman Clow stated that the rebuilding is not our concern. The Board needs the building removed sooner than later.

Code Enforcement Officer Meany felt the real problem is the environmental concerns. The contents need to be removed and permission needs to be obtained from the State to correct the problem and it is not going to be an easy thing to do. Attorney Laura Spector-Morgan stated that usually the owner is given 30 days to get it done and have all the material removed. Mr. Choquette stated that he felt 30 days is a little shy. He would like 2 months. There was a suggestion of maybe meeting in the middle and giving 45 days. Attorney Spector-Morgan felt that 45-60 days was reasonable, but any order issued must include a date. The order is a legal document and starts a legal process. The board felt 60 days would be sufficient and that would start from now. Attorney Spector-Morgan will draft the one page order. The order will then be served. She will then file the order with a motion to enforce which allows the town to put a lien on the property.

Selectman Meaney moved, Vice Chairman Clow seconded to issue an order in respect of a hazardous condition contained on property owned by Gaston Choquette located on the corner of Route 77 and Route 149 (515 Dustin Tavern Road) pursuant to RSA 155-B and to allow Town Administrator Bolton or Chairman Lacasse to sign the order. Motion passed 5-0-0.

NOISE ORDINANCE COMMITTEE

Lori Davis was present and asked for a few moments to discuss the noise ordinance committee. There are two liaisons for the Selectmen on the noise ordinance committee and the firing range committee. She wanted to know how much input and guidance should the Selectmen have on these committees. She felt that having two is too much if both have ability to vote. She feels the Board should be limited to one vote. The minutes of the last meeting did go out late as she was not here. The meeting previously scheduled for August 31, 2016 has been cancelled and will be rescheduled. Chairman Lacasse stated that there was discussion among the members as to should an ordinance be proposed or not proposed. Chairman Lacasse's opinion is that the group is charged to develop one and some of the members are not okay with that. The Board can choose to create one if the committee doesn't. Vice Chairman Clow stated we have an obligation to do it. A commitment was made so we have to put something together for the voters. Ms. Davis stated that they had an original group that opted to meet once a month. After the first meeting some have decided not to return. To date there have been 18 sound

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ordinance complaints since January. For every complaint there has been an RSA cited. Ms. Davis stated if the Board wants an ordinance, don't have the subcommittee. What is it that the Board really wants? Chairman Lacasse replied that the committee should look at other ordinance and come back with a suggested ordinance. With a committee we should be getting a broader perspective and other opinions. Selectman Bohl stated that she is not in favor or a noise ordinance but she does have issues with the high powered guns in neighborhoods. Vice Chairman Clow added that we have heard complaints about commercial/wedding parties. Ms. Davis stated that they were looking at the hunting rules, no one is interested in re-writing the RSA's; the problem seems to come down to enforcement. Selectman Meaney stated that local town ordinances are hard to enforce. Goffstown has an unauthorized noise ordinance that includes squealing tires, which is hard to enforce at that moment. Pittsfield seems to have come up with one of the better ordinances. Ms. Davis indicated that some of the issues are merely neighbors and their personalities. It's about manners; that is why the committee would like more time. Vice Chairman Clow feels that we need a simple small ordinance, no longer than one page. It is our responsibility to provide that this year, since the original article was in 2015.

LAWN CARE BID SPECIFICATIONS DISCUSSION

Town Administrator Bolton amended the lawn care bid specifications as discussed. The former Gordon Brown property on East Road was not included in the draft. Town Administrator Bolton wanted the Board to clarify if that should go on the municipal properties bid or the cemetery bid. The Board felt that due to the proximity of the cemeteries it would be best suited there. This property will be added to the cemetery bid and the second draft will be sent to the Board.

EMPLOYEES EVALUATION FORM DISCUSSION

The Board members were sent various evaluation forms to review. After review of the evaluation forms the one from the Town of Milford will be modified and used for the Town Administrator, Police Chief and the DPW director.

MEETING MINUTES

Selectman Meaney moved, Selectman Hippler seconded to approve the minutes of August 15, 2016 as amended. Passed 5-0-0

MANIFESTS

Chairman Lacasse moved, Selectman Hippler seconded to order the Treasurer to sign accounts payable and payroll checks dated September 1, 2016 as included in the following manifests:

Payrolls Manifest	\$47,050.86 (Weekly payroll including payroll taxes)
Accounts Payable Manifest	\$72,563.36
John Stark Reg. Account Payable Manifest	\$500,000.00 (08/18/16 Appropriation)
Weare School District Payable. Manifest	\$450,000.00 (08/26/16 Appropriation)
TOTAL	\$1,069,614.22

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The following manifests were previously ordered to sign at the August 15, 2016 Board of Selectmen meeting:

Payrolls Manifest

\$ 54,919.46

(Weekly & monthly payroll check date 08/25/16)

Accounts Payable Manifest

\$ 17,868.88

(Checks dated 08/25/16)

As there is no Selectmen's Meeting Scheduled for Monday, September 5, 2016,

To order the Treasurer to sign payroll checks dated September 8, 2016 estimated to be about \$60,000.00. Furthermore, to order the treasurer to sign up to the amount of \$50,000 for accounts payables that cannot wait until the next scheduled meeting of September 12, 2016 without incurring late charges or interest. Reports and actual check amounts will be reported to the Board of Selectmen by inclusion on the Manifest Memo at the next scheduled meeting.

Passed 5-0-0

ADMINISTRATIVE REPORT

-Town Clerk Maureen Billodeau has inquired to see which Board members will be able to help out at the September 13, 2016 elections. Selectman Meany stated that he can be there from 7 AM to about 3 PM. Vice Chairman Clow stated that he can be there in the afternoon until closing. Selectman Hippler, Selectman Bohl and Chairman Lacasse stated that they are available for signatures at the end of the elections.

-Town Administrator Bolton informed the Board that the Town has received two checks each for \$23,700 from the George and Joan Buxton Estate for the Benefit of the Fire Department and Rescue Squad. Due to the amount a public hearing will need to be scheduled for acceptance. Prior to the hearing there needs to be clarification from counsel as to fund placement and who will be authorized to spend.

-The Board reviewed and signed the MS-1 Form that is due September 1, 2016 which includes all the evaluation numbers broken down and totaled. Town Administrator Bolton pointed out that the net assessed valuation (NAV) for 2016 is \$851,543,648 as compared to the NAV for 2015 which was \$820,272,371; an increase of \$31,271,277 or approximately 3.8%, because of the revaluation. The Board will need to decide in the near future the amount that will be used to compute the tax impact. In years past we have estimated an increase of about ½ %.

-The Board was provided with proposals for architectural/engineering services to review.

-Town Hall Doors: Correspondence from Mast Road Lumber was received regarding the price, cut sheet with panel layouts, the warranty and the care and finishing guide for the new doors. The Board would like something in writing from Cleary Millworks regarding the statement in the letter that removing some off the bottom of the doors will not void the warranty, before the doors are ordered.

-Town Hall Project and Gazebo bids: Another proposal was received regarding the architectural/inspection services. **Vice Chairman Clow moved; Selectman Meaney seconded to award the architectural/inspection services to Team Engineering and to send a second letter to them for 1) an evaluation and proposal prepared for the gazebo repairs and 2) letting them know that we are looking to have the rot taken care of on the Town Hall building and that we would like them to conduct an onsite observation and see if they concur what needs to be done before any additional work is done.** Passed 5-0-0.

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-DPW Garage: The subcommittee interviewed the four companies for the DPW garage on August 25, 2016. All four companies appear to be qualified and are more than capable of doing the work. The committee has narrowed down the four to two companies based on pricing. Seeing how this committee is not a formal building committee and there is no chairman committed to the project, guidance will need to be given as to how to proceed. The Board will be responsible for signing the contract for the garage. They felt a second interview with the top two would be appropriate. Town Administrator Bolton asked what night other than a Monday would be best. It was agreed that Wednesday, September 7th would be best. Both contractors will be notified of the date and a time slot will be given for each contractor. Once confirmed the meeting would be posted.

-River Road Bridge: An email was received from the Town engineer explaining that five bridge contractors were reached out to see if there was interest in bidding on the River Road bridge repairs. Four of the five replied back that they were interested and would be able to get it done soon. The Board had a few questions like how much more money would it take to make a more permanent fix; can the bridge be repaired for a more permanent fix; by fixing this does it disqualify it from the red list; if not do Lull Road bridge with funding and put River Road bridge out closer to 2023. Town Administrator Bolton will follow up with the engineer.

-Perambulation with Henniker: Resident Cherry Palmisano has volunteered to attend the Henniker/Weare perambulation with Chairman Lacasse but needs to have a motion to be able to attend. **Vice Chairman Clow moved, Selectman Bohl seconded to appoint Cherry Palmisano as a Weare representative for the perambulation with Henniker. Motion passed 5-0-0.**

-Monday, October 10, 2016 is Columbus Day and considered a floating holiday for this office. Town Administrator Bolton informed the Board that she is going to be out of Town that weekend thru Monday, so she would not be available that evening. The Board agreed that as it was a holiday/floating holiday for some, they would not hold a meeting that Monday night. The Finance Administrator will be notified so manifest memos can be scheduled accordingly.

PUBLIC COMMENT

Gaston Choquette was present. He wanted to see if the Town would help him out on the fees at the Transfer Station for his demolition project. The board informed him that if it is clean/plain wood it would go in the brush pile, which is not charge. If it is demolition/construction debris the fees cannot be waived, because the Town pays fees to dispose of it.

Jan Snyder wanted to complement the Board in getting the MS-1 and MS-4 forms done and filed in a timely fashion, as this gets us in the que for setting the tax rate.

CORRESPONDENCE

None

OTHER BUSINESS

Selectman Hippler asked if we could get clarification with Attorney Spector-Morgan as to exactly what the roles are of the Board of Firewards. There have been concerns raised regarding the financial part of things. This has been discussed before and Town Administrator Bolton will check on the previous opinions received.

Chairman Lacasse moved, Selectman Bohl seconded to enter into nonpublic session @ 9:35 p.m. pursuant to the authority granted in RSA 91-A:3II (a&c). A roll call vote was taken, Selectman Bohl –

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yes; Selectman Hippler – yes; Chairman Lacasse – yes; Selectman Meaney – yes; Vice Chairman Clow - yes. Passed 5-0-0

Chairman Lacasse moved, Selectman Hippler seconded to come out of nonpublic session @ 9:55 p.m. A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Selectman Meaney – yes; Vice Chairman Clow - yes. Passed 5-0-0

This nonpublic session was to discuss two emails that were addressed to the board regarding personnel.

ADJOURNMENT

A True Record.

Naomi L. Bolton
Recording Secretary