

Final



WEARE BOARD OF SELECTMEN  
MEETING MINUTES  
May 3, 2021

**PRESENT VIA ZOOM:** FREDERICK W. HIPPLER, CHAIRMAN; JOHN (JACK) MEANEY, VICE CHAIRMAN; JONATHAN H. OSBORNE, SELECTMAN; SHERRY M. BURDICK, SELECTMAN; JOHN VAN LOENDERSLOOT, SELECTMAN

**TOWN ADMINISTRATOR/ZOOM HOST:** Naomi L. Bolton

**GUESTS VIA ZOOM:** Frank & Mary Jo Campana, Vanessa Hippler

Chairman Hippler called the meeting to order at 6:30 pm., welcomed those via zoom to the May 3, 2021 Weare Board of Selectmen Meeting. Chairman Hippler roll called the Board members, all present.

**PUBLIC COMMENT:** none

**DEPARTMENT HEAD/COMMITTEE ITEMS:**

Selectman Van addressed the vandalism incidents at PARC's Bolton Field this past week. Weare Police are investigating.

**MANIFEST:**

*To order the Treasurer to sign the payroll and accounts payables checks dated May 6, 2021 as included in the following manifests:*

<i>Payroll Manifest</i>	\$	<b>64,630.42</b> (Weekly & fire monthly payroll)
<i>Accounts Payable Manifest</i>	\$	<b>84,640.05</b>
<i>John Stark Accounts Payable Manifest</i>	\$	<b>250,000.00</b>
<i>Weare School Accounts Payable Manifest</i>	\$	<b>300,000.00</b>
<i>Total</i>	\$	<b>699,270.47</b>

The following manifests were previously ordered to sign at the April 19, 2021 Board of Selectmen meeting:

Payroll Manifest	\$ 65,678.64 (Weekly payroll checks dated 04/29/21)
Accounts Payable Manifest	\$ 41,255.48 (Checks dated 04/29/21)

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***As there is no Selectmen meeting scheduled for Monday, May 10, 2021***

*Please vote:*

***To order the Treasurer to sign payroll checks dated May 13, 2021 estimated to be about \$75,000.00. Furthermore, to order the Treasurer to sign up to the amount of \$75,000.00 for accounts payables that cannot wait until the next scheduled meeting. Reports and actual check amounts will be reported to the Board of Selectmen by inclusion on the Manifest Memo at the next scheduled meeting.***

**Chairman Hippler moved, Vice Chairman Meaney seconded to accept the manifest as follows, which passed. Passed 4-0-1 Selectman Osborne abstained**

**MINUTES:**

**April 26, 2021 Minutes: Selectman Van moved, Vice Chairman Meaney seconded to accept the minutes of April 26th as written, passed 5-0-0.**

**ADMINISTRATOR'S REPORT:**

***General Items:***

1. Radio Communications, Scott Cruikshank from Motorola emailed mentioning different sites, coverage maps near completion, FEMA money made available has caused delays/backups, more information coming this week.

Selectman Van asked if there is grant money we need to be looking into. Town Administrator Bolton explained the ARPA, American Rescue Plan Act of 2021, is based on broadband, upgrading for schools going remote.

2. Forestry Contract, CC reviewed, Forester Jeremy Turner to review, next reviewed by Town Attorney.

3. Zoom meeting schedule:

Monday, May 3, BOS @ 6:30pm  
Tuesday, May 4, ZBA @ 7:30pm  
Tuesday, May 11, PARC @ 7:00pm  
Wednesday, May 12, TTF @ 4:15pm  
Wednesday, May 12, CC @ 7:00pm  
Thursday, May 27, PB @ 7:00pm

4. Arbor Day – Red Silver Maple trees were planted at Bolton and Chase Park, April 30th. Thank you to Eversource and Asplundh Tree Service. Selectman Osborne, Selectman Burdick attended with Town Administrator Bolton.

### *Building & Maintenance Projects:*

- Town Hall List of Projects: Walker Roofing set for May 10th.
- Town Hall Sign & Repair, Clark Roberge, installation set for June 1st, DPW to dig 48" hole end of May
- Reservoir Drive – *No Parking Signs* up by May 29th, DPW & WPD to coordinate on a Wednesday
- East Road Barn roof – Primex estimate, net \$3015.35, w/ covered depreciation net \$5218.01. Selectman Van stated the taxpayers should not foot any of this bill. Selectman Osborne stated the insurance estimate does not denote actual cost. Chairman Hippler indicated once the old roof comes off it will reveal more damage. Selectman Burdick suggested getting an estimate for the whole roof. Maybe the Weare Historical Society can pay for doing the roof right. Town Administrator added this should not cost taxpayers any money. Also, this repair could increase the property taxes. Chairman Hippler agrees. Vice Chairman Meaney advised the depreciation may not be covered, insurance allotted payment could be \$3015.35. Town Administrator Bolton communicated we must stand by what was said at the Deliberative Session, no cost involved. Chairman Hippler agrees.
- Tennis courts – awarded \$17,800.00 Vt. Recreational contract needs to be signed, start date of July.

**Selectman Van moved, Vice Chairman Meaney seconded to allow Town Administrator Bolton to sign the contract for Vt. Recreational for the tennis court repairs tentatively scheduled for July 2021. Passed 5-0-0**

### **CORRESPONDENCE & OTHER BUSINESS**

Chairman Hippler apprised the Board of some of the questions from Mr. Corcoran answered by our town attorney relating to:

1.) violating RSA 91-A:2 allowing citizens to speak at public comment regarding the variance on Quaker Street. Answer: *Notice of disclaimers were added to the bottom of agendas and abutter's notices indicating participation to zoom meetings by invitation to any individual who request them. This came about because of hacking experienced by the school board.*

2.) violating RSA 91-A:2 illegal removal at public meeting. Answer: *The people who were removed, including Mr. Corcoran, were being disruptive, ignoring the ZBA Chairman's instructions who is responsible for the orderly conduct of meetings. Based on that behavior they were removed from the zoom call.*

3.) based on multiple Weare citizens denied entrance to the meeting, does the BOS agree the ZBA decision reached on April 6th to be legally invalid. Answer: *The town does not agree that the actions taken by the Chair or Administrator at the April 6th meeting resulted in the meeting being invalid. The Selectmen have no authority over the ZBA to require it to take any actions, including readdressing these issues.*

4.) regarding the lawsuit to overturn the building permit, the lead attorney defending this case. Answer: *Chris Drescher did not take the lead in the earlier litigation. It was the late Bill Drescher with Chris assisting. Bill Drescher passed away in December; the ZBA needed time to consult with the new attorney, Laura Spector-Morgan to bring her up to speed.*

6.) ejecting citizens from meetings only with police assistance. Answer: *Citizens may be removed from a meeting for disruptive behavior at the behest of the Chairman.*

Chairman Hippler restated the Board has no jurisdiction over the ZBA.

Vice Chairman Meaney clarified during that ZBA meeting Naomi Bolton was not acting as the Town Administrator, she was acting as the Zoom Administrator on authoritative order of Chairman Dearborn.

Chairman Hippler stated that is correct. He agreed and thanked Vice Chairman Meaney for pointing that out for the minutes.

Chairman Hippler emphasized how much Town Administrator Bolton has had to “tremendously step up” through this ongoing pandemic. Facilitating zoom platforms, administrating for all board committee zoom meetings for the entire town. He reiterated she was acting under ZBA Chairman Dearborn’s directions during that meeting, not as our Town Administrator.

**Being there was no further business to come before the Board, Vice Chairman Meaney made a motion, Selectman Van seconded to adjourn at 6:56 pm. Passed 5-0-0**

#### **ADJOURNMENT**

A True Record.

*Karen Nelson*

Karen Nelson transcribed from  
TA Bolton notes & You Tube recording