

FINAL



**WEARE BOARD OF SELECTMEN
MEETING MINUTES
April 18, 2016**

PRESENT: KEITH R. LACASSE, CHAIRMAN; TOM CLOW, VICE CHAIRMAN; JENNIFER BOHL, SELECTMAN; FREDERICK W. HIPPLER

Not Present: SELECTMAN JOHN (JACK) MEANEY, SELECTMAN

RECORDING SECRETARY: Kathleen Humphreys

TOWN ADMINISTRATOR: Naomi Bolton

Chairman Lacasse moved, Selectman Hippler seconded to enter into nonpublic session @ 6:35 p.m. pursuant to the authority granted in RSA 91-A:3II (a&c). A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Chairman Lacasse moved, Vice Chairman Clow seconded to come out of nonpublic session @ 7:03 p.m. A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Vice Chairman Clow moved, Selectman Bohl seconded to seal and restrict these nonpublic minutes. Passed 4-0-0

Chairman Lacasse moved, Vice Chairman Clow seconded to enter into nonpublic session @ 7:04 p.m. pursuant to the authority granted in RSA 91-A:3II (e). A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Chairman Lacasse moved, Selectman Hippler seconded to come out of nonpublic session @ 8:05 p.m. A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Chairman Lacasse stated that the reason for starting late is due to two nonpublic sessions, one for personnel and one for a union issue.

GUESTS: Andy Izbicki, Frank Campana, Jan Snyder, Peter Flynn, Lori Davis, Tim Matheson and Sherry Burdick.

7:00 p.m. Chairman Lacasse called the meeting to order with the Pledge of Allegiance & Moment of Silence.

PUBLIC COMMENT

Sherry Burdick commented she does not know about any warranty for the Town Hall doors and that she recommended replacing them with wooden doors.

Removal of Stonewall on Lafrance Road:

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Resident Andy Izbicki has a lot on Lafrance Road that requires him to open up an existing gap in the wall. There currently is a 14ø gap in the wall and another smaller gap further down the wall. His intent it to open up the gap in the wall to approximately 30 feet to get a driveway permit for his new house. He would be taking the stones that he is removing and placing them in the other opening to fill that in. In order to do that he has to get approval from the Planning Board and the Board of Selectmen. Mr. Izbicki received Planning Board approval on Thursday, April 14th. Per Article 53 at town meeting several years back he needs to have Board approval as well, and he is here for that purpose. .

Vice Chairman Clow moved, Selectman Hippler seconded, to approve the removal of 30 feet of stone wall with the understanding the other section will be closed up. Passed 4-0-0

DEPARTMENT HEAD AND COMMITTEE ITEMS

Grant to Update Hazardous Mitigation Plan

Chief Bob Vezina was seeking acceptance of a \$6,000 grant to update the Hazardous Mitigation Plan and authorize updating the plan. The grant came from Homeland Security with a time frame of 2017 for completion of the update.

Vice Chairman Clow moved, Selectman Hippler seconded, to accept the grant of \$6,000 to be used for updating the Hazardous Mitigation Plan and authorize the chairman to sign the grant. Motion passed 3-1-0. Chairman Lacasse voted no.

The document was signed and the Town Administrator will notarize the document tomorrow.

Safety Complex Hot Water Heater

The hot water heater broke last Monday and due to the urgency of the situation the Board allowed the Town Administrator to obtain quotes from our vendor list and get a vendor to replace it. Five vendors were called to look at the situation. One stated that he was too busy and thanked us for the opportunity. All four vendors visited the safety complex. A couple of the bidders determined that the current unit was not code compliant. Problems include: the room is small for the unit in there; the unit needs to be 18ø off the ground; it was not properly vented it was vented into the area where the vehicles are; the chimney does not work and there is an issue with the take-up air. Three of the four vendors all knew the new unit had to be 18ø off the ground. The vendors were all over the map with how they were going to replace it. Two did not include an electrician; one included a nominal fee for an electrician; and one included the electrician. After conferring with Chief Vezina, Town Administrator Bolton selected Granite State Plumbing and Heating, they have ordered the parts and they will be at the safety complex in the morning to replace the unit. A tank-less, quick recovery Rinnai unit will be installed. All electrical work is covered in the bid and it has a one year warranty.

Selectman Hippler wondered if this was similar to the situation last week where the police department was asked to resubmit bids to replace the garage door using the same specs. He wanted to make sure all the bids were for the same work performed and specs. He was informed all vendors were given a tour of the facility and shown the work that was needed. The Board felt this situation was more of an emergency because it poses safety and sanitation hazards not only for the fire department but for the police department.

Vice Chairman Clow moved, Selectman Hippler seconded, to purchase the hot water system for the Safety Complex from Granite State Plumbing and Heating for \$5,158.86; money to come from the Government Building and Maintenance Fund. Motion passed 3-0-1. Selectman Bohl abstained.

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Radio Discussion

The R & R representative could not make it this evening, he will be coming next week so this topic will be tabled until next week.

Noise Ordinance Subcommittee Discussion

Town Administrator Bolton reviewed the list of residents that attended both Noise Ordinance Public Hearings and provided a list of 43 names from which they hope to find volunteers for the Noise Ordinance. Efforts will be made to contact potential volunteers and the information will be put on the town's website. Volunteers will be asked where they stand on the issue, for or against, to ensure a diverse group. Volunteers are also being requested to serve on the Firing Range Feasibility Subcommittee. It was noted that Fish & Game may have an interest in participating and they will be reached. This will also go on the website.

MEETING MINUTES

The April 11, 2016 minutes will be tabled to next meeting.

MANIFESTS

Chairman Lacasse moved, Vice Chair Clow seconded to order the Treasurer to sign accounts payable and payroll checks dated April 21, 2016 as included in the following manifests:

Payroll Manifest	\$62,214.54 (Weekly payroll including on-call bonuses and accrual payout)
Forest Fire Payroll Manifest	\$218.05 (March 27, 2016 incident)
Accounts Payable Manifest	\$41,665.00
Supplemental Account Payable Manifest	\$15,169.58
John Stark Regional Manifest	\$250,000.00 (April 2016 Appropriation)
TOTAL	\$369,267.17

Passed 4-0-0

ADMINISTRATIVE REPORT

-Beth Rouse will update the transfer station receipt document as requested and she will email it to the Board this week.

-The Conservation Commission hired a professional group that conducted a controlled burn on Sunday, April 17, 2016 which burned the dead grass in the field on the Eastman Conservation land. There has not been a lot of feedback, but it seemed to go well from the few that had talked about it.

-Road Side Clean-Up is April 23, 2016. The Board will clean East Road. They will meet at the Weare Middle School at 8:00am.

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-For second time, the Transfer Station found a radioactive bag in the household trash and the entire load was rejected. The load was brought back to Weare and unloaded to find the radioactive bag. The state inspector determined it was caused by radioactive kitty litter from a local cat that is being prescribed medication. There are only two veterinarians in the area who can prescribe this medication and they were both notified two months ago. The issue will be readdressed and attempts will try to be made to contact the cat's owner and alert them. It's costly because contaminated trash increases the hauling bill. The first time it cost \$700. The trash is rejected then sorted and eventually re-hauled.

Government Buildings:

It was determined that Building Inspector Chip Meany signed off for the delivery only of the Town Hall doors when they were delivered and he indicated that warranty information was not included when delivered. The doors were constructed at 46 inches and the warranty does not cover doors over 42 inches. Town Administrator Bolton will consult the town attorney, to get her input on where to go from here.

Painting at Clinton Grove will begin as soon as it warms up and stays warm enough to paint.

Repairs at Town Hall completed are: Replaced the boiler, planting and moving and improving handicap parking.

Town Hall repairs to do are: water deflection over door, address rotten eaves and crown molding and paint all that, trim rotten and replaced wood and spires. The Board will visit the building with interested contractors. The roof was discussed and it was suggested to look into the company that did the Clinton Grove bell tower work. It was suggested to mulch the area. Town Hall has been on the National Registry since about 1970.

-The Gazebo is beginning to rack and safety is a concern. It was decided to post the gazebo and close it for public use and include this work in the bid process when contractors visit Town Hall.

PUBLIC COMMENT

None

CORRESPONDENCE

-A Mountain Road residents sent an email regarding vehicle damage from pot holes. This is the second complaint and the highway department will look at the road. Tim Redmond provided the RSA which stated the town does not repair cars damaged from pot holes.

-A letter was received from Michael McCarthy who wrote that Mountain Road has not been paved in a while and felt it is affecting property values and tires. The Road Agent will be consulted.

-At their last meeting the Library Trustees recommended Mark Carey from Weare to be an alternate trustee member.

Vice Chair Clow moved, Selectman Bohl seconded, to appoint Mark Carey as alternate Library Trustee. Motion passed 4-0-0.

OTHER BUSINESS

None

Chairman Lacasse moved, Selectman Bohl seconded to enter into nonpublic session @ 9:14 p.m. pursuant to the authority granted in RSA 91-A:3II (e). A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

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Chairman Lacasse moved, Selectman Bohl moved, to come out of nonpublic session @ 9:21 p.m. A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Chairman Lacasse moved, Selectman Hippler seconded to enter into nonpublic session @ 9:22 p.m. pursuant to the authority granted in RSA 91-A:3II (a & c). A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

Chairman Lacasse moved, Selectman Hippler moved, to come out of nonpublic session @ 9:50 p.m. A roll call vote was taken, Selectman Bohl – yes; Selectman Hippler – yes; Chairman Lacasse – yes; Vice Chairman Clow – yes. Passed 4-0-0

(The Board turned on the TV and went back to public session)

Chairman Lacasse stated that the Board went into nonpublic session to discuss a legal opinion and a personnel matter.

The Board reviewed a legal opinion from Town Counsel with regard to the buyouts for the part time employees according to the Affordable Care Act. Chairman Laccase stated that due to a misunderstanding of the town's obligation under the Affordable Care Act, the Town began paying out buyouts to part time employees working 30+ hours. Since that time, the Town has learned more about the law, and now realizes that it is not obligated to pay any amount. As a large employer the Town is obligated to offer health insurance to all part time 30+ hour employees, but it would be paid for 100% on their own if they opted to participate.

Chairman Lacasse moved, Selectman Bohl seconded to cease future buyout payments effective immediately as the Town is not obligated to do so for the part time employees. Passed 4-0-0.

Town Administrator Bolton is to inform the employees affected in writing.

Being there is no further business to come before the Board, Chairman Lacasse moved, Selectman Bohl seconded to adjourn at 9:53 PM. Passed 4-0-0.

ADJOURNMENT

A True Record.

Kathleen Humphreys, Recording Secretary