

## Selectmen's Meeting Minutes

January 5, 2009, 5:00 p.m.

Corner Meeting House

Chairman Cormier called the meeting to order at 5:00 p.m.; also present were Selectman Pike, Selectman Caldwell, Town Administrator K. Jeanne Beaudin, Administrative Assistant Cary Lagace, Fire Chief Jim Davis, Deputy Fire Chief Sean McCarty, Town Planner Candace Daigle, Land Use Technician Rick Ball, Glenda Hill, Phil Brouillard, Brian Loanes and several other Woodland Drive residents joined the meeting.

Those present stood for the Pledge of Allegiance.

### **Minutes**

Selectman Pike moved to accept the minutes of the December 15, 2008 meeting as written. Selectman Caldwell seconded and the motion passed unanimously.

### **Public Hearing acceptance of LGC funds**

Chairman Cormier opened the public hearing at 5:02 p.m. in accordance with RSA 31-95 (b) to accept funds from LGC for damages at the Belmont Mill. Town Administrator Beaudin explained that on November 22, 2008 staff that arrived first at the Mill noticed water leaking and it was traced back to a toilet on the fourth floor. The community college had held a class there the previous evening and during that class the toilet became plugged and it was just left. By the time it was discovered the following morning it had flooded all the way down to the first floor. The college has accepted responsibility for it and will pay for the deductible and other expenses not covered by the Towns insurance. The tenants have been given instructions for contacting help for any future after hour's problems.

Chairman Cormier closed the Public Hearing at 5:05 p.m.

Selectman Caldwell moved to accept insurance funds less our deductible in the amount of \$15,514.88 from the Local Government Center for damages at the Belmont Mill in accordance with RSA 13-95 (b); funds are to be used to repair damages which include carpet, ceiling tiles, cleaning expenses, etc. Selectman Pike seconded and the motion passed unanimously.

### **Elan Publishing donation**

The Board was advised of a donation made to the General Assistance office by Elan Publishing in the amount of \$150.00 to be used for those in need.

Selectman Caldwell moved to accept the donation from Elan Publishing for the General Assistance office in the amount of \$150.00. Selectman Pike seconded and the motion passed unanimously.

### **Water Department conference**

Town Administrator Beaudin explained that David McLelland the Water Department Manager has received an invitation by the Granite State Rural Water organization to participate in a “fly in” in Washington DC February 9<sup>th</sup> through February 12<sup>th</sup> for water system representatives to discuss legislation and grants with government officials. David is one of 4 people chosen to participate from New Hampshire. Granite State Rural Water covers the costs with the exception of incidentals. Town Administrator Beaudin expressed that it is an honor for Belmont to be chosen to participate.

Selectman Caldwell moved to authorize David McLelland to travel to Washington DC for the Granite State Rural Water “fly in”. Chairman Cormier seconded and the motion passed. Selectman Pike abstained.

### **Sewer Commission Petition**

Town Administrator Beaudin advised that on December 24, 2008 a petition warrant article was received to discontinue the Sewer Commission. The petition contained the necessary 25 signatures to place the article on the Town Meeting Warrant. The effective date would be as of Town Meeting in March of 2010. The petition warrant article will be discussed at the deliberative session.

Selectman Pike expressed his support of the petition. The Board agreed that it is time to pursue this, as the Water and Sewer departments could function better under the same authority as much of their work is done together.

### **Budget Carryovers**

Town Administrator Beaudin explained that Parks & Recreation Director Janet Breton and Fire Chief Jim Davis have requested budget carryovers to address some of the renovation issues at the Winnisquam Fire Station building so that facility can be used in the future by the Parks & Recreation Department for events. She explained that the Code Enforcement Officer has presented some issues that need to be fixed to be in ADA compliance as well as other maintenance items. They are in the process of getting proposals for the work. That needs to be done. Chairman Cormier commented that he didn't realize that it was ADA compliant, however believes this is a step in the right direction for the use of the building as well as the Recreation Department. Selectman Pike indicated he would like the bids to be solicited through the newspaper.

Selectman Caldwell moved to carry over \$3,100 in line item 4529-310 in the Recreation budget. Selectman Pike seconded and the motion passed unanimously.

Selectman Pike moved to carry over \$3,500 in line item 4220-302 in the Fire Department budget. Selectman Caldwell seconded and the motion passed unanimously.

### **Police Department Commendations**

Town Administrator Beaudin noted that the following commendations were handed out earlier today at the Police Department.

Officer Kevin Baron	Chief's Commendation
Officer Richard Bryant	Meritorious Service Award (2)
Corporal Stephen Akerstrom	Highest DWI Arrests
Corporal Adam Hawkins	Kier T. Slater Officer of the Year Award & Chief's Commendation
Detective Raechel Moulton	Chief's Commendation
Officer Christopher Gustafson	Chief's Commendation

The Board expressed congratulations to all recipients.

### **Public Hearing Woodland Drive**

Chairman Cormier opened the public hearing regarding the petition for acceptance of Woodland Drive as a Public Highway at 5:18 p.m. He explained that Mr. Brouillard had submitted a petition requesting the acceptance of Woodland Drive as a public way and asked for public input.

Mr. Brouillard spoke expressing that he wanted to clarify that there is no conflict amongst anyone regarding this. He explained that when he purchased the defunct subdivision he went before the Planning Board for all appropriate approval and that the road was built to standards better than those approved in the 1975 subdivision plan. He explained the level of quality that the road was built to; explaining that the work by Steve Smith contains much of what is required for information regarding the bounds. He explained that he would pay the cost related to setting bounds on the 5 lots that he developed if the Board chose the betterment assessment option.

Brian Loanes referred to the letter that he wrote to the Board explaining that this has been a very long process and he sees only a few options; 1) waive the requirement of setting bounds; 2) the Town owns property there, if the road were accepted those lots could be sold to pay for the bounds; 3) the betterment assessment however the owners there feel they have paid their fair share of taxes already.

Chairman Cormier asked Town Planner Candace Daigle for her input on the situation. Candace expressed that this is a unique situation, the subdivision was approved in 1975, the subdivision was abandoned and they stopped issuing permits for the subdivision in 1992, in 2003 Mr. Brouillard purchased the property and the Planning Board reissued the subdivision with the 1975 standards that did not include the setting of bounds. The Planning Board cannot require the road to be accepted even though Mr. Brouillard built it to exceed the 1975 standards. The Planning Board performed a review of the acceptance determined there were no bounds set and they feel they are very important. They have made no recommendation and have only supplied the facts for the Board to make a decision.

Shawn Violet commented that since Woodland Drive is in much better condition than Jefferson Road those residents use Woodland Drive as a cut through even though it is a private road.

Chairman Cormier asked Candace if the Board accepted the road under the waiver what it would mean for the future. Candace explained that if issues came up they would need to be dealt with at that time on an individual basis. There was discussion on methods to pay for setting the bounds however conditions cannot be set on the acceptance of the waiver. The Board would have to ask Mr. Brouillard to submit a petition for layout at which time a betterment assessment could be used.

Chairman Cormier expressed that he would like the bounds set however, how can a betterment assessment be considered when there is no way to know beforehand the cost to set the bounds.

Chairman Cormier closed the Public Hearing at 6:07 p.m.

Selectman Caldwell moved to accept Woodland Drive as a class V Public Highway, due to the unique characteristics of the subdivision and to authorize the placement of stop signs at the intersection of Woodland and Union and Woodland and Jefferson, also the posted speed limit is to be 30 m.p.h.. Selectman Pike seconded and the motion passed unanimously.

The Board asked the Police Chief to review the road and make certain the proper safety signage is in place based on the above authorization.

### **Non-Public Session**

Chairman Cormier called the non-public session to order at 6:30 pm in accordance with RSA 91-A: 3 II (b). Roll call was taken and those present and voting were Ronald Cormier, Reginald Caldwell and Jon Pike. Also present were Town Administrator Jeanne Beaudin and Police Chief Vincent Baiocchetti.

Discussion followed with Chief Baiocchetti regarding the retirement and resignation of two Belmont Police Officers.

Chairman Cormier closed the non-public session at 7:00 p.m.

Selectman Caldwell moved to accept notification of the retirement of Officer Richard Bryant effective January 31, 2009. Selectman Pike seconded the motion and the vote was unanimous.

Selectman Caldwell moved to accept the resignation of Officer Joseph Marcello effective January 19, 2009. Selectman Pike seconded the motion and the vote was unanimous.

The Board of Selectmen wishes both Officers success in their future endeavors.

### **Next Meeting**

The next regular Board of Selectmen's meeting will be Monday, January 19, 2009 at 5:00 p.m., at the Corner Meeting House.

**Adjournment**

The meeting adjourned at 7:30 p.m.

---

Ronald Cormier, Chairman

---

Reginald Caldwell

---

Jon Pike