

Selectmen's Meeting Minutes

Monday, December 20, 2004, 5:00 p.m.

Corner Meeting House

Chairman Brian Watterson called the meeting to order at 5:00 p.m. Also present were Selectman Reginald Caldwell, Selectman Roy Roberts, Town Administrator Donald McLelland, Administrative Assessor Jeanne Beaudin, Town Planner Candace Daigle, and Ray Carbone of the Laconia Daily Sun.

Pledge of Allegiance

Those present stood for the Pledge of Allegiance.

Minutes

Selectman Reginald Caldwell moved the minutes of the meeting held on December 6, 2004 as written. Selectman Roy Roberts seconded the motion and the motion passed unanimously.

Old Business:

There being none, the Board moved on to new business.

New Business:

Encumbrances

Town Administrator McLelland reviewed the list of proposed 2004 encumbrances. Town Planner Candace Daigle responded to Chairman Watterson's questions relative to the carryover of funds for additional Master Plan work. She noted that there are chapters still to be completed and there were initiatives from the Master Plan to be reviewed. Selectman Roy Roberts moved to approve the following encumbrances for 2004:

4153-275 Legal Expenses \$8,300
4152-275 Appeals, Legal/Appraisal \$10,000
4312-871 Sand \$17,700
4312-877 Asphalt \$8,100
4312-879 Calcium Chloride/Dust Control \$6,600
4902-321 (2003) Master Plan \$12,987

4902-321 (2004) Master Plan \$1,940
4903-202 Modine Exhaust \$3,129
4909-002 Park & Ride/Community Sign \$17,859
4909-004 Island Concord Street & Rt. 106 \$15,000
4909-022 Environmental Contingency \$23,400

Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Selectman Reginald Caldwell moved to encumber \$1,575 from account 4520-310 for the purpose of completing the fence work at Sargent Park. Selectman Roy Roberts seconded the motion and the motion passed unanimously.

Code Enforcement Issue

Discussion followed regarding the Code Enforcement Officer's 12/10/2004 memo relative to the 2nd dwelling unit at the Townsend property at 577 Union Road. Town Administrator McLelland recommended that the Board allow Mr. Townsend until January 30, 2005 to provide the documentation he states supports the 2nd dwelling unit at his home.

Abatement Request

The Board of Selectmen reviewed a request for an abatement of interest owed on several Current Use Penalties issued to Seavey Modular Homes LLC.

Administrative Assessor Jeanne Beaudin explained that the bills were sent to the address on record at the time of the penalty assessment, which meets the Town's obligation.

Chairman Watterson moved to deny the abatement request as recommended. Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Other Correspondence

There being none, the Board continued with the scheduled public hearings.

Public Hearing – Road Acceptance

Chairman Watterson opened the public hearing at 5:25 p.m., in accordance with RSA 674:40-a, to accept the following roads Boulder Drive, Summit Drive and Eastgate Park Road.

Selectman Reginald Caldwell moved to accept Summit Drive as a Class V Public Highway with the following conditions to be met prior to recording:

- a. Submission of a title report indicating no title problems;
- b. A Street name sign be erected;
- c. A check be submitted at the time of recording to cover Registry costs.

Selectman Roy Roberts seconded the motion and the motion passed unanimously.

Selectman Roy Roberts moved to accept Boulder Drive as a Class V Public Highway with the following conditions to be met prior to recording:

- a. A Stop sign be erected;
- b. A check be submitted at the time of recording to cover Registry costs.

Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Selectman Roy Roberts moved to accept Eastgate Park Road as a Class V Public Highway with the following conditions to be met prior to recording:

- a. The deed be fully executed;
- b. A check be submitted at the time of recording to cover Registry costs.

Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Solid Waste Ordinance Discussion

As there was no public comment on the proposed Solid Waste Management Ordinance, the proposed ordinance will be considered for enactment on the Annual Meeting Warrant in March.

Non-Public Session RSA 91-A:3 II (c)

Chairman Watterson read a letter from Helmut Busack relative to Mr. Busack's belief that the Board of Selectmen and the Chief of Police are responsible for the "prudential affairs of this town and are responsible for the safety and welfare of its citizens". Mr. Busack reminded the Chairman that he had requested a non-public session with the Board to discuss his concerns. Selectman Roberts inquired if Mr. Busack had discussed his complaint with the Chief; Mr. Busack indicated he had not. Mr. Busack noted that he did request the Chief be in attendance at tonight's meeting. Chairman Watterson noted that the letter itself, as written, does not qualify for a non-public session. Town Administrator McLelland reviewed the exception to RSA 91, which would allow the Board to enter non-public session to discuss Helmut's concern.

Chairman Watterson opened the non-public session at 5:30p.m., in accordance with RSA 91-A:3 II (c). Roll call was taken and those present and voting were Brian Watterson, Reginald Caldwell and Roy Roberts. Also present were Town Administrator McLelland, Helmut Busack, and Administrative Assessor Jeanne Beaudin.

Selectman Roy Roberts moved to close the non-public session at 6:00 p.m. Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Town Administrator McLelland advised Mr. Busack that Chief Baiocchetti was on vacation until the first of the year.

Chairman Brian Watterson moved to seal the minutes of the non-public session for a period of 10-years. Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

The meeting adjourned at 6:05 p.m.

Brian Watterson, Chairman

Reginald Caldwell

Roy Roberts