

TOWN OF ALLENSTOWN
Select Board
16 School Street
Allenstown, New Hampshire 03275

Minutes of Regular Meeting
March 26, 2012

Call to Order.

The Allenstown Select Board Meeting for March 26, 2012 was called to order by the Chair at 6:00 p.m.

Roll Call.

Present on the Board: Jason Tardiff, Jeff Gryval, and Sandy McKenney.

Others Present.

Residents of Allenstown: Zachary Touchette

Others Present:

Other Public Officials: Larry Anderson, Sewer Commissioner/Trustee of Trust Funds/Budget Committee; Carol Merrill, Budget Committee; Richard Merrill, Sr., Planning Board; Penny Touchette, Budget Committee.

Allenstown Staff: Chief Shaun Mulholland, APD; Chief Robert Martin, AFD; Lt. Chris Roy, AFD; Paul Apple Town Administrator.

Citizens Comments.

The Chair called for citizens' comments. Mr. Anderson asked when the Board will be picking a Sewer Commissioner. The Chair stated that issue was tabled until the first April meeting. Mr. Gryval clarified that they would be acting on Charlie Martel's resignation, not picking a new commissioner.

Public Hearing to Review and take public input of changes made necessary to recent acts NH General Court related to possession of fire arms and other weapons on public property to the town ordinances.

Mr. Apple stated that the Board has the proposed language changes on page two of their packages. He stated that the first two were of a general nature to comport with RSA 159:26 recently passed by Legislation which prohibits towns from prohibiting fire arms on public property. Mr. Apple stated that they have deleted the fire arms references in these ordinances.

Chief Mulholland also explained the changes in the language to Ordinance C0405 regarding persons who are responsible for enforcing the traffic control ordinance. The Chief stated that the changes to CO 310 and CO 412 are State required and CO 405 is a town change in order to comply with the State Law.

Motion. Mrs. McKenney made a motion to open the public hearing. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair asked if the public had any questions. There were none. The Chair indicated that the Board would leave the public hearing open and move on to other business.

Public Hearing to accept unanticipated funds Safety agency highway grant in the amount of \$6,187 for operations related to alcohol, traffic safety, and drunk driving prevention program.

Mr. Apple stated that the Board has seen this type of application before with the difference being the time period and the amount. Chief Mulholland stated that there are less check points than the prior years.

Motion. Mr. Gryval made a motion to open to the public the Highway Safety grant. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair asked if the public had any questions. There were none. The Chair indicated that the Board would leave the public hearing open and move on to other business.

Public Hearing to accept the gift to the town of granite curbing to be used at the Highway Department for approximate value of \$1,500 from Casella Waste.

Mr. Apple stated that the resolution accepting the gift is on page 22 of the Board's materials. Mr. Pelissier stated that he spoke with a representative of Casella Waste and asked if they would be

interested in donating the granite curbing. He also stated that Highway Department intends to use it for their box for a sign and landscape around it.

Motion. Mr. Gryval made a motion to open Public Hearing #3 to receive the gift of \$1,500 worth of curbing. Mrs. McKenney seconded the Motion. There is no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair asked if the public had any questions. There were none. The Chair indicated that the Board would leave the public hearing open and move on to other business.

Meeting with Chris Roy regarding his interest in serving as an alternate member on the Planning Board.

The Chair asked Mr. Roy why he was interested in joining the Planning Board. Mr. Roy stated that he has served on the Fire Department a number of years and believes he could serve the community on the planning board as well. Mr. Roy has not served on a planning board before, however, has many years of experience in construction.

Mr. Gryval asked Mr. Roy about timing issues with being on the Planning Board while working on the Fire Department. Mr. Roy stated that he believed he has the time during the day to work on the planning board issues as well as attend meetings.

Motion. Mr. Gryval made a motion to appoint Chris Roy as an alternate to the Allentown Planning Board with an expiration date of June 1, 2013. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken. Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Mr. Apple stated that he received an email from Andrea Martel expressing an interest of being an alternate on the planning board. He distributed the letter of interest to the Board. He asked the Board if they would like to proceed with the appointment or have her come in before the Board. It was determined that Ms. Martel would come before the Board.

Appointments.

Mr. Apple asked the Board to sign paperwork for the appointment of Michael Stark and Rob Martin as Deputy EMDs. He also spoke with Eric Feurstel, who is interested in continuing as a zoning board member therefore his appointment needs to be approved.

Motion. Mr. Gryval made a motion to appoint Eric Feurstel to the Zoning Board with an expiration date of June 1, 2013. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Discussion of repairing the sidewalk on Theodore Ave.

Mr. Apple stated that he had made a few revisions to the memo that he had circulated to the Board last week which include seven options to consider for repairing the sidewalk. He stated that any changes made to the sidewalk and replacing with ADA compliant would require changes to parking on that street making it too narrow to allow parking on both sides of the street. There was further discussion of how best to repair the sidewalk on Theodore Ave. The Board determined to have the Road Agent choose option seven from the memo to repair the sidewalk.

Motion. Mr. Gryval made a motion to go into non-public meeting under RSA 91-A:3, II(b) at 6:30pm. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Board returned to public session at 7:07 p.m.. The Chair announced that the following motions were taken in non-public session:

Motion. Mr. Gryval made a motion to go back into public meeting at 7:07pm. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to seal the previous non-public minutes. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Discussion of Closing the Public Hearings.

The Chair asked if the public had any questions on Public Hearing 1. There were none.

Motion. Mrs. McKenney made a motion to close Public Hearing 1 at 7:09pm. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to approve the amendments to Ordinance CO310 as written. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to accept the amendment to Ordinance CO405 as written. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair asked if the public had any questions on Public Hearing 2. There were none.

Motion. Mr. Gryval made a motion to close Public Hearing #2 Sobriety Checkpoints at 7:12pm. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to accept the \$6,187 for the Highway Safety grant. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to close Public Hearing 3 regarding the Gift of Granite curbing at 7:20pm. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to accept the gift of granite curbing from Casella for an approximate value of \$1,500. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Abatements, Purchase Orders, and Other Business.

Mr. Apple stated that there were two abatements that need to be approved that had previously been distributed to the Board for review.

Motion. Mr. Gryval made a motion to abate the taxes for Map 410 Lot 17 down to the amount of \$197,200. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to abate the taxes for Map 106-038 Lot 026 down to the amount of \$47,800. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Mr. Apple distributed an abatement for Map 402 Lot 101 for the Board to consider.

Motion. Mr. Gryval made a motion to deny the abatement for Map 402 Lot 101. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Mr. Apple distributed two notices of intent for the Board to review. Mrs. McKenney asked if they should ask for a Bond and whose determination it should be to get a bond. Mr. Apple stated that sometimes they do ask for the bond and that the assessing clerk would ask for a bond if necessary. There was further discussion of when and how the Town could do a bond.

Mr. Apple distributed a Disabled Tax Deferral for the Board to approve. The Board executed the Disabled Tax Deferral; no motion is needed for the tax deferral. Mr. Apple also distributed three purchase orders related to the acquisition of 50 Riverside Dr. Mr. Apple and Chief Mulholland requested that the Board appoint Mr. Apple as a signing authority so that he can do the closings for this property.

Motion. Mr. Gryval made a motion to allow Mr. Apple to sign on behalf of the Town for the purchase of 50 Riverside Dr. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion at 7:28 pm to go into non-public meeting under RSA 91A:3 II Sub B. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Board returned to public session at 7:57 pm. The Chair announced the following action in non-public session:

Motion. Mrs. McKenney made a motion to go back into public meeting at 7:57pm. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mrs. McKenney made a motion to seal the previous non-public minutes. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair asked the Fire Chief had a recommendation to the Board for the Fire Fighter position. Chief Martin recommended Richard Daughen be hired as full-time Fire Fighter position at the rate of \$16.80 per hour.

Motion. Mr. Gryval made a motion to authorize Mr. Apple to make a conditional offer to Mr. Dawn for a full-time Fire Fighter position at the rate of \$16.80 per hour. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Committee Updates.

Planning Board

The Chair stated that there was a letter of resignation from the planning board chairperson this morning. The Chair stated that the chairperson has missed numerous meetings and has, in his

opinion, had a difficult time with communicating with other board members. The Board further discussed the resignation of the planning board chairman.

Motion. Mr. Gryval made a motion to accept Tanya Davis' resignation effective immediately. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

SVRTA Mrs. McKenney stated that there was no meeting scheduled.

Zoning Board

Mr. Gryval stated that Mrs. Touchette had expressed that she wanted to take back her resignation from the zoning board. There was discussion of the members on the zoning board.

Budget Committee

Mr. Gryval stated that there is interest from Dave Eaton in rejoining the Budget Committee. This would give them a full board. Mrs. McKenney also stated that there was someone else whom had expressed interest in joining the committee.

Suncook River

Mr. Gryval stated that there will be a meeting on April 11, 2012 and a Public Hearing on April 18, 2012. He also stated that they are still in the process of getting letters from all the boards. Mr. Gryval will attend a Historical Society meeting on April 4, 2012 to give a presentation about nominating the river.

Tri-Town

Mrs. McKenney stated that there will be a meeting on the second Tuesday of April. She stated that she had spoken to David Jodoin regarding surgery and that his board may appoint someone else for the interim. They may appoint Chief Paulsen to attend the E-Board meetings. Mrs. McKenney asked if the Board wanted to do a joint letter with Pembroke addressing items that need to be done by Tri-Town. There was further discussion regarding moving forward with the Inter-municipal Agreement and establishing a joint board.

Concord Co-op Withdrawal

Mr. Gryval stated that the Co-op is going to reassemble tomorrow or Wednesday this week. He stated that Concord indicated they are not going to get involved in recycling. The Co-op will not be receiving the \$19 million plus that they were considering which could impact them letting Allenstown out. He would like to speak to the board to know how to handle and what to recommend to the Select Board should that happen.

Other Business

Appointment of Deputy Warden, Fire Warden

The Board reviewed an appointment form for a deputy fire warden. Chief Martin stated that the Board recommends a deputy warden and the commissioner signs off on it.

Motion. Mr. Gryval made a motion to recommend Robin Cushing for appointment as Deputy Fire Warden. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Website Update

Mr. Apple stated that Mr. Williams and Ms. Welch had met last Wednesday and were hoping to have a rough draft of data for the Board within the week to next ten days. Mr. Apple stated that the redesign looks good but that they need more pictures of the town.

Fire Department Insurance Claim

Mr. Apple stated that he has not heard anything from USAA and he recommends a phone call to follow up with them.

Minutes

Mr. Apple distributed minutes for November 21st and 28th, 2011 for the Board to review and approve.

Mr. Gryval asked for an update on the Safe Routes to School that was discussed in the November 21, 2011 minutes. Chief Mulholland stated that there are two issues that have to be addressed in order to move forward on that; the issues are in regards to categorized exclusion and the right of way. Mr. Apple stated that they do not have a target date at this time.

Mr. Gryval asked if the Federal money was still there in regard to the Summer Ave project. Mr. Apple stated that the money is still there and that the Road Agent has plans to spend the money.

Motion. Mr. Gryval made a motion to approve the minutes for November 21, 2011. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mr. Gryval made a motion to accept the November 28, 2011 minutes as amended. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Mr. Apple stated that they would be tabling approving the March 19, 2012 minutes until April 2, 2012 meeting.

Discussion of Scheduling Workshop

Mr. Gryval asked about scheduling a workshop to work on assignments from last week's exercise. He stated that he would like Chief Mulholland to be present at the workshop. The Board determined to hold a workshop on April 5, 2012 at 4pm.

Motion. Mr. Gryval made a motion at 8:30 pm to go into non-public under RSA 91-A:3, II(a) Discipline of Public Employee. Mrs. McKenney seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Board returned to public session at 8:47pm. The Chair announced the following action taken in nonpublic session:

Motion. Mrs. McKenney made a motion to go back into public session at 8:47pm. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Motion. Mrs. McKenney made a motion to seal the previous non-public minutes. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

Discussion of Temporarily Filling an Employee Position

Chief Mulholland stated there is an employee who is on administrative leave and he would like authorization to fill the position on a temporary basis until the matter is resolved. He stated that the position is mainly for Animal Control Officer. The Chief discussed responsibilities of the Animal Control Officer at this time, mainly focusing on dog licenses needing to be filed by May. He also stated that the employee does other tasks of maintenance and repairs for the town. There was further discussion of options to filling the position temporarily and the responsibilities of the position. The Board gave Chief Mulholland permission to fill a temporary position and then to proceed with the animal control process.

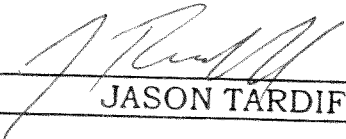

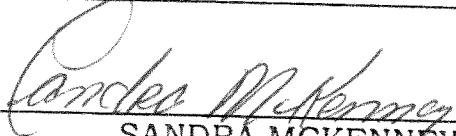
The Chair asked for any additional business. There was none.

Motion. Mrs. McKenney moved to adjourn. Mr. Gryval seconded the Motion. There was no additional discussion.

A Roll Call Vote was taken: Mr. Tardiff-Yes; Mr. Gryval-Yes; Mrs. McKenney-Yes. The Chair declared the Motion passed.

The Chair adjourned the meeting at 9:07pm.

Signature Page.

Original Approval:	
 JASON TARDIFF	4-8-12 DATE
 JEFF GRYVAL	4-2-12 DATE
 SANDRA MCKENNEY	04-02-12 DATE

Amendment Approvals:		
Amendment Description:		
	JASON TARDIFF	DATE
	JEFF GRYVAL	DATE
	SANDRA MCKENNEY	DATE