

Board of Selectmen's Meeting Minutes  
Monday, June 28, 2010  
Town Hall 6:00 PM

At 6:00pm, Chairman Jan Stuart opened the meeting

Present: Chairman Stuart, Selectmen Cosmas Iocovozzi and Jack O'Reilly, Administrative Assistant Beatrice Marconi and Tax Collector/Town Clerk Jane Mazeau.

***Selectman O'Reilly moved to go into non public at 6:01pm under RSA 91-A:3, II (a) employee matters. Selectman Iocovozzi seconded. On a roll call vote, the motion passed unanimously.***

***At 6:31pm, Selectman O'Reilly moved to come out of non-public. Seconded by Selectman Iocovozzi. On a roll call vote, the motion passed unanimously. The Board then moved to the DeRochmont Room.***

***Pledge of Allegiance***

***Selectman O'Reilly moved to seal the minutes for 6 months – seconded by Iocovozzi. Motion passed on a roll call vote 3-0.***

**Present:** Chr. Stuart, Selectmen Iocovozzi and O'Reilly, AA Beatrice Marconi, Tom Carroll, Paul Careno, Jim Kerivan, Charlie Smart, Justin Richardson, Patty Borkland, Peg Lamson (and granddaughter), John Klanchesser, Gail Klanchesser, Jack Hoyt, Cliff Abbott, Darin Sabine, Chris Cross, Carroll Brown, Mike Winsatt, and Kris Bellmare.

Chr. Stuart announced the opening of the first **public hearing on acceptance of the school generator grant in the amount of \$19,000 (1/2) per RSA 31 95-b** (excess of \$5,000). Hearing no speakers, she announced it would stay open for at least an hour.

Chr. Stuart announced the opening of the second **public hearing under RSA 31-95-A/B** regarding the acceptance of a FEMA reimbursement check in the amount of \$18,523.12. After hearing no speakers, she announced it would stay open for at least an hour.

**Fire Department/Tom Carroll**

Mr. Carroll came to the Selectmen to inform them of his protest and unsatisfactory treatment while before the Board of Fire Engineers. He stated that an Engineer had denied him his request to speak and complained that she did not even consult with the other two. He spoke of his family history – and freedom of choice. At the second meeting he attended, he was not allowed to speak and was placed in a room with no water or lights. He was asked to leave the room for their non-public session. At one point while in the room, he attempted to exit to retrieve a bottle of water from his vehicle and was told to get back in the room and was told in an improper manor 'not to speak'. He went on to say how he was treated poorly and hopes the Selectmen will intercede and set up a meeting for he and the Engineers. He wants the Selectmen to know what is going on with town boards. He spoke of the tax money the Fire Department has spent – far more than the board was aware of from the tax revenue. Well over \$ 1,000,000. He believes when this conversion all began, that he and the general public should have been invited to an informational meeting.

Selectman O'Reilly spoke of the RSA that states that attendance at a regular meeting does not give the audience the right to speak if not on the agenda. Mr. Carroll wants to initiate a formal complaint letter. After hearing that Mr. Carroll has been invited to the next Engineers meeting, Selectman Iocovozzi stated that as far as his letter of complaint, we should all wait to see how the Engineers meeting goes and complain further if he then feels it's necessary. Selectman O'Reilly commented that regarding spending tax dollars, no department can spend money that isn't appropriated.

Mr. Carroll went on to speak of his experience with the PDA then showed his letter from the Engineers as an invitation. He felt the Selectmen should question the Engineers more as they have lost direction on their spending habits and public relations. If he feels the same way after speaking, then he can forward a letter of complaint. Mr. Carroll stated he will make every effort to clear up the problem. And,

he added, regarding the \$15,000 that the Engineers are requesting to repair the former rescue boat, Newington doesn't need it. Chr. Stuart ended the conversation by stating that communications is the way to proceed and she hopes that the next meeting with the Engineers will work out and hoped that this meeting with the Selectmen was beneficial.

#### **Highway Garage & Salt Shed Project**

Selectman Iocovozzi asked about areas of the project that could have a cut in costs. Jim, Paul and Charlie will all work as a team together to try to find areas that could be cut without losing the integrity of the building through change orders. Charlie Smart is formally the Clerk of the Works and Town Point Person. He issues progress reports.

#### **STATE'S REQUEST FOR AREA AT FOX POINT – OIL SPILLAGE CLEAN UP EMERGENCY:**

Mike Winsatt and Carroll Brown of the State of NH DES, spoke of the State's hopes of finding a suitable place for boom storage and quick access in case of oil spillage (in an attempt to save the bay). They preferably hoped to get a small area at Fox Point. The State has been working for 2 years on boom strategy. The boom storage/access area must be in certain parameters to meet the two hour deployment. The State is far from decided upon for an area but hope to have plans in place by July 2011. May be looking for a long term lease. Discussion included several ideas such as a barge with boom, a platform on the shore line, a mobile response trailer. J. Hoyt cautioned about the strength of the tide and ice bellies. J. Richardson cautioned about complications that could arise from the preservation easement soon to be instilled on Fox Point. Several suggestions were to use the marina, Or leasing part of the basement of the Carriage House to get it out of site. River anchors were suggested. Moving location up river. Chr. Stuart noted that there are parts of the point not plowed in the winter. D. Sabine stated that perhaps a mobile trailer could be placed on the ramp for the winter months and be available in the spring, summer and fall to be deployed if needed. In the end, Mr. Winsatt and Mr. Brown felt encouraged as he felt the people in attendance realized that protection of the bay was essential. Several committees have been part of the process on both the state and local levels involving the business association of the Piscataqua. The State will contact the Conservation Commission and suggested the Town designate a point of contact.

#### **Conservation Commission – School Plantings – Use of Air Mitigation Funds**

Conservation Chair Justin Richardson along with Roberta Woodburn (landscaper) spoke to the Selectmen on the proposed plan to replace trees and improve the area where the trees behind the school were blown down. It would be used educationally as well – the School Board liked it. He felt funding could come from use of the Air Mitigation Fund. Selectman Iocovozzi suggested they adjust this plan to prepare for snow plowing the FD parking lot and along Nimble. After discussion, Selectman O'Reilly moved to move ahead....but this motion held.

Chris Cross spoke of the purpose as stated in the Master plan for this Air Mitigation fund. He strongly disagreed that this planting would qualify with the purpose in which it was intended. He stated it was for bikeways and walkways. Chr. Stuart added that she thought the plan in that area was to ensure safety of baby carriages and kids going to school on bikes. Justin went on to say that consideration was given to working in a bike path but to work it into the plan was just too tricky. Justin spoke of his conversation with the Planner to get his opinion and he (Tom) felt the Air Mitigation purpose qualified as plants and trees have a lot to do with Air quality improvement. (air mitigation purpose written very vaguely) Selectman Iocovozzi suggested they cut back the plan. Justin stated that perhaps if use of the fund becomes a big issue that 50%/50% (Conservation Fund/Air Mitigation Fund) could be used. Meanwhile, Sugar Maples stay, landscaping moved both on the hill and along Nimble for plowing reasons. They will come back with an adjusted plan and move forward with drawing up a bid packet for the Selectmen to review. Also, a letter from the town Planner on the purpose of the Air Mitigation Fund will be forwarded to the Board. No motion was necessary as the bid packet must be reviewed and approved

by the BOS. Mr. Cross suggested that transportation and beautification issues be looked at together. Cos suggested looking at replacing the blown down trees now and bikepath/ side walk later. Chr. Stuart felt the plan could be scaled down a bit. Justin felt confident that after the design is cut down and

certain trees moved then it would lead way to development of sidewalks or bike path without one infringing on the other. Cos suggested that the Planning Board plan come into consideration. C Cross again stated that the fund was set up to reduce pollution or improve the quality of air and felt no suitable plan had been presented to meet that purpose. Justin stated a lot of time was invested in the discussion of a bike path and this planting. In the end, Conservation will come back with bid packet draft and some unit pricing (with those 4 trees removed/sugar maples in) Also will get letter from planner on purpose of Air mitigation fund and his opinion if he thought the planting qualified.

**SCHOOL GENERATOR PUBLIC HEARING ACCEPTANCE OF GRANT CLOSED AT 8:15pm.** With no objections heard, the motion to accept the funds in the amount of \$19,000 passed.

**FEMA ACCEPTANCE PUBLIC HEARING CLOSED at 8:15pm:** With no objections, the motion to accept the funds passed in the amount of \$18,523.12.

*(see minutes of meeting of July 19, 2010 for correction of the minutes for both these public hearings.)*

Next meeting is set up for July 19.

**Vehicle Bid Opening:**

2003 Crown Vic	2004 Crown Vic	2005 Crown Vic
500	500	500
700	651	356
832	1182	1523
723	1432	1932

***Selectman locovozzi moved to accept the three bids of Asian Auto. Seconded by Selectman O'Reilly. Motion passed 3-0.***

**Fox Point Steering Committee Appointments (Term to expire July 1, 2011)**

Patti Borkland, Anne Graciano, Matt Morton, Gail Pare, Rick Stern Brian Haberstroh and Jan Stuart  
Selectmen's Rep.

**Statewide Mosaic of all communities and data request:**

Selectman O'Reilly gave an overview in reference to a letter from Planner Tom Morgan. It was determined that we were obligated under the right to know law to make information available, however it was not part of the spirit of that RSA to also share licensed software. Therefore, as Mr. Morgan could see no actual benefit, the Board felt to hold off on this for the time being.

**Facility Use:**

DES request for June 24 9:am to 1:00 TH Auditorium - 12 people – meeting  
Historical Society – Derochemont series – OTH - 2<sup>nd</sup> floor and kit – 30 people - 3:00 – 11:00pm  
State Rep. Spang, Borden, Sen Fuller Clark and Exe Council Hollingworth Meeting-TH Audi-July 23  
***Approved – Fees waived***

***Selectman locovozzi moved to adjourn at 8:45pm. Seconded by Selectman O'Reilly. Motion passed 3-0.***

***Respectively Submitted, Beatrice Marconi Admin Asst.***

