

**Newington Board of Selectmen's Meeting Minutes**  
**Monday, November 7, 2011 6:00pm Town Hall**

**Chairman Cosmas Iocovozzi called the meeting to order at 6:00pm.**

**Present:** Chr. Cosmas Iocovozzi, Selectmen Jack O'Reilly & Rick Stern and Administrative Assistant Beatrice Marconi.

**S. O'Reilly moved to go into non public under RSA 91:A-3, personnel issues. S. Stern seconded and on a roll call vote, the motion passed 3-0.**

**S. O'Reilly moved to come out of non public at 6:29pm. S. Stern seconded. On a roll call vote, the motion passed. S. O'Reilly then moved to seal the minutes. S. Stern seconded. Again, the motion passed 3-0 on a roll call vote.** The Board then moved to the Building Inspector's Office to conduct the remainder of the public portion of their meeting.

The Pledge of Allegiance was conducted.

**Present:** Chr. Cosmas Iocovozzi, Selectmen Jack O'Reilly and Rick Stern; DeDe and Joe Walsh, Stuart Simon and Tom Shaheen of Great Bay Services, Gail Pare, Madeline Mills, Dave Sweeney, Justin Richardson, and Administrative Assistant Beatrice Marconi. Appearances from the Planning Board

**Tax Collector/Town Clerk Compensation: S. O'Reilly moved to adjust that salary by a Cost of Living Raise of 3.25% for 2012. S. Stern seconded. Motion passed 3-0 on a roll call vote.** No stipend increases or adjustments for other than full time employees were recommended, however at the Budget Committee level this issue may be revisited as noted at a recent Selectmen's meeting.

**Old Dover Road Land Acquisition: Chr. Iocovozzi declared the 2<sup>nd</sup> of two required public hearings open** on the acquisition of land on Old Dover Road and slope easement by D.O.T. and read the following.

*"Pursuant to NH RSA 41:14-A, the Newington Board of Selectmen are now holding the second of two required public hearings to consider a proposal from the State of NH Department of Transportation for acquiring .01 ac. on Old Dover Road in Newington and 10,425 sq. ft. of slope easement along Woodbury Avenue - both being a portion of tax map 19 lot 19 - in conjunction with the Spaulding Turnpike Expansion Project."*

**Minute Approval: S. O'Reilly moved to approve the minutes of October 11, 17 and 25. S. Stern seconded. On a roll call vote, the motion passed 3-0.**

**Manifest App:** Dated Oct 25-\$ 61,137.27; Dated Nov 1-\$ 3,244.00; Dated Nov 1-\$ 186,879.22; Dated Nov 8-\$ 57,587.32  
**S. O'Reilly moved to approve the manifests as shown above with S. Stern seconding. Motion passed 3-0 - roll call vote.**

**Great Bay Services:** Tom Shaheen and Stuart Simon gave a history of the agency which has been around since 1963. Tom stated that they enjoyed being located in Newington and all looked forward to participation in September Fest and other activities. The 12 residents there receive employment support along with individual nurturing. They come to the Town for a 2012 request for funding (regional donations) and will provide a request letter for consideration as suggested by the Selectmen. They thanked the Town and its residents for their support over the years.

**Old Dover Road Land Acquisition Public Comments:** G. Pare noted that at the last public hearing, DOT stated they would place restrictions on the cut of the slope easement and limit the contractor to the cut line. She felt it wise for the town to monitor this as the process progresses. Regarding the memo from Fire Chief Sylvia and his thoughts on the need for a gate vs. berm, this memo was shared with those in attendance which basically stated that on his observations of history and the State's proposal, he felt the need for a gate for evacuation purposes was not an item he would require as he feels comfortable that any needed evacuation could be completed. He also stated that if the gate was to be removed and a berm installed in its place, he would require an area large enough to turn around fire apparatus at the end of Old Dover Road. Chr. Iocovozzi explained that the State is making this purchase now, but in 2018, more than likely Woodbury would become that of the Town's, if D.O.T.'s plan goes as they anticipate. Justin Richardson read a letter from Peter Salos regarding sidewalks. **At 7:05pm, the public hearing on Old Dover Road was closed.**

**Gun & Rifle Fire:** Madeline Mills submitted a letter to the Board regarding the gun fire happening on a near by property that is effecting her quality of life and is quite a nuisance. RSA 159-26 governs gun fire and indicates that only the State can oversee. The Police Dept looked into this rapid gun fire and found that the resident is within their rights. The Selectmen will research nuisance/noise ordinances.

**Transfer Station Pad Revised Proposals:** The Board is awaiting new proposals that are amended due to the new configuration.

**Fox Point Pavilion:** Chr. Iocovozzi announced that the Board was in receipt of a petition warrant article asking the Selectmen to hold off any construction until a vote at the next town meeting. He goes on to state that in the writing of the original WA in 2003, which passed with amendment, the article did not list the Selectmen (or anyone) as agents, therefore the town had no authority to spend from the Pavilion Capital Reserve. The project at this point has stopped. The Planning Board members stated that they just had a vote to disallow the construction of any free standing building at

Fox Point or use of the Pavilion Cap Res. The Selectmen encouraged those in attendance to be sure to come to Town Meeting to state their views and to encourage all interested residents to attend.

**Fox Point Rental Unit Heating Issue:** With the energy audit complete indicating the lack of suitable insulation and the fact that the windows need replacing in that unit, coupled with the extremely high heating costs last year, ***S. Stern moved to reduce the rent by \$400 per month for December, January and February for the Fox Point Rental Unit. S. O'Reilly seconded. Motion passed 3-0 on a roll call vote.***

**Urban Tree Road Side Trimming Project:** S. Stern will be communicating with Mr. Dubay of Urban and will report back.

**Insulation Proposals – Town Hall:** Bldg Inspector Stowell will review the latest revision which includes a cat walk from Quality Insulation and will report back.

**Police Explorer:** The Police Department would like to replace their explorer and asks if the Selectmen have any objections. S. Stern will touch base with Chief Tretter.

**Fire Dept Pick Up Truck Purchase:** The Board is anticipating the turnover of the bucket truck now that the alarm cables are down. They are hoping to purchase a new pickup truck as the Fire Warden truck is rusting. The Board discussed if two pickups are necessary. Chr. Locovozzi felt perhaps one is needed for towing trailers/clearing out hydrant areas in the winter. S. Stern felt it was best that one not be used for plowing parking lots. S. Stern will talk to Chief Sylvia.

**Highway Truck Turbo:** With the repairs done just recently on the Turbo, they have been informed that further turbo issues will not be covered under warrantee. It has to be used regularly.

**Me & Ollie's Liquor Lic Request:** The Board had no objections or concerns with this request.

**West Environment \$1,013 Invoice (pavilion):** The Board stated to pay this invoice under Land Mgmt/Fox Point line.

**Patterson Lane Engineering Proposal:** ***S. O'Reilly moved to approve Altus Engineering proposal not to exceed \$ 14,700. S. Stern Seconded. Motion passed 3-0 on a roll call vote.***

**Paterson Lane Boat Ramp Bidders Packet:** The Board asked the AA to call Waterfront Engineers and indicate to proceed.

**Excavation Permit:** Chr. Locovozzi stated as other communities do, Newington should proceed with creating a town permit with regulations along with posting a bond, for any pavement cut or bore. The AA will ask Mr. Stowell to research.

**Old Dover Road State Acquisition:** ***S. O'Reilly moved to accept the state's offer of \$ 6,175 for .01 ac and 10,425 sq. feet of slope easement pending receipt of plan 2A from the State which showed the acceptable configuration of the turn around and enhanced landscaping. R. Stern seconded. Motion passed 3-0 on a roll call vote. S. O'Reilly moved to authorize the Chair to sign the State's Offer pending receipt and agreement of said plan. R. Stern seconded. Motion passed 3-0 on a roll call vote.***

**Baldwin/Callem – PDA Wet Land Issue:** Justin Richardson indicated that the final bill regarding this case is \$ 4,140. He stated that the total cost was about \$ 24,000 since 2006. Selectmen to pay out of general legal.

**Conservation Land Acquisition Fund:** At a Selectmen's meeting held in early October, the Board voted to support use of the Conservation Land Acquisition Fund for the Hislop Easement up to \$ 75,000 plus Legal Fees, however, Justin Richardson – Chairman of the Conservation Commission indicated that at their public hearing regarding utilization of these funds, overwhelmingly both the attendees and Commission felt the legal fees of \$ 2,362.50 not come out of that fund. The Selectmen stated that use of the acquisition fund for legal fees occurred with the Frink Land Purchase-setting precedence.

**E-Mail regarding School Mowing:** An e-mail from Leila Richardson spoke of her concern of items on the school land that were destroyed by mowing equipment. The Board felt that items should be picked up after use. School land is generally mowed on Mondays (weather permitting).

**Facility Use Request:** The Board approved a request from the Piscataqua River Brass for use of TH Audi on November 13 from 6pm-9.

***At 8:10, S. O'Reilly moved to adjourn. S. Stern Seconded. Motion passed 3-0 on a roll call vote.***

Respectively Submitted,

***Beatrice Marconi***  
Administrative Assistant