

**BOARD OF SELECTMEN  
TOWN OF MADISON  
APRIL 8, 2014  
MINUTES**

**Selectmen Present:** Chairman Michael Brooks, Josh Shackford, and John Arruda.

**Others Present:** Town Administrator Melissa Arias; Reach the Beach Relay Coordinator John Dionne; Madison Teachers Association Union Representative/President Debra Parsons; resident Phoebe Rand; Fire Commissioner Joyce Elliott; Fire Chief Jeffrey Eldridge; Forest Fire Warden & Emergency Management Director Richard Clark; Madison TV Videographer Emilie Riss.

**Where and When Posted:** Town Hall upper & lower bulletin boards and Madison & Silver Lake Post Offices on December 5, 2013.

**Meeting Called to Order:** By Brooks at 5:28 p.m.

**APPROVAL OF MINUTES** – Shackford made a **motion** to approve the Selectmen’s Meeting minutes of March 25, 2014 and April 1, 2014 as prepared, seconded by Arruda, and so voted **3-0**.

**APPROVAL OF MANIFEST** – Shackford made a **motion** to approve the Manifest of April 4 - 14, 2014 in the amount of \$132,429.87, seconded by Arruda, and so voted **3-0**. The Manifest breakdown is as follows: \$21,247.96 for payroll; \$6,465.66 for payroll liabilities; \$54,716.25 for accounts payable; and \$50,000.00 for the Madison School District (release date of 4/10/14).

**PUBLIC COMMENTS** – Phoebe Rand asked if Madison TV’s recording of the 2006 Right to Know (RSA 91-A) training session has been put online yet. Brooks told Rand the Selectmen are trying to schedule another training in May but it will only be open to elected officials and appointed committee members, not the general public. However, Brooks said Madison TV will be participating and can tape the training to publicly air later. Rand thanked Brooks for the update. **END OF PUBLIC COMMENTS**

**REACH THE BEACH RELAY RACE 2014** – John Dionne, Reach the Beach Relay Race’s Coordinator, requested a spot on the agenda to discuss the letter he received after last year’s race from the Board of Selectmen. The Selectmen’s letter informed Reach the Beach that the Town would no longer support the use of Route 113 as part of the race course due to safety concerns about traffic having to navigate around runners and support vans during the Friday evening commute. Dionne said September 12-13, 2014 will be the 16<sup>th</sup> year of the race, which can have up to 500 relay teams with 12 members each and 2 support vans per team. Dionne said there are a number of transition areas throughout the course with Madison Elementary School being referred to as Leg #9. Dionne said Madison Elementary has been used as a transition area for all but one year of the race when construction was happening onsite. Dionne introduced Deb Parsons as the Elementary School’s Union Representative and asked her to speak about the fundraising money the School earns by manning the stop. Parsons said the school receives \$450 from Reach the Beach plus sells soup at the stop which can bring in an additional \$300 - \$1,000 from the runners depending on the weather. Parsons said the volunteers work two long evenings, making soup the night prior and staffing the stop on race night, to recognize a large sum of money that goes to a good cause. Parsons said this event is the only fundraiser the Madison Teachers Association [union] does so she hopes not to lose the opportunity going forward. Parsons presented the Selectmen with a printout demonstrating monies that

have been donated to other organizations (Ossipee Children's Fund, Mustang Academy, Mountain Top Music and Ryan Fund) from Reach the Beach fundraising money. A scoreboard for the Recreation Department was also bought with funds in 2007. Parsons said money has also been used to pay dues, stipends, and negotiators for union business in the past. Parsons said the union will deal with whatever decision is made but she's optimistic that some arrangement between the Town and the race coordinators can be made and offered to provide assistance from the School in any way they could. Parsons said the Madison Recreation Department previously manned the transition area at Echo Lake State Park as a fundraiser but gave it up after last year's race. Parsons said she's asked Recreation Director Mike Lane to partner with the School this year to run the transition area for Leg #9 and recognize some or all of the donation proceeds. Parsons said the race and stop over at Madison Elementary School is good public relations and demonstrates physical fitness to the students. Parsons has worked as a volunteer at the stop for many years and finds the runners to be gracious. Mullen said that might be the case at the stop in front of the school but has been reported to be something different along the race course. Arruda asked Mullen about the number of Police officers working during the race and was told there has been the duty car plus two additional details assigned in the past. Mullen said the charities paid out of the School's fundraising money look like worthwhile organizations but the safety of the general traveling public can't be overlooked in order to spare the loss of fundraising money. Mullen said the traffic issue is exacerbated because the race comes through Madison on Friday night at commute time when daylight goes from dusk to dark. Mullen referred to the annual Purity Spring triathlon that has far fewer traffic concerns because it takes place on Sunday afternoon. Mullen said he isn't looking to over-police events like these but public safety has to trump fundraising benefits. Brooks asked Dionne what time the race begins and was told that some teams begin as early as 7:30 am where other don't leave the start line until 4 pm. Dionne said changes will be made to the way the race starts this year. In addition to this, Dionne said there will be a strict no-stopping rule along Route 113 between the Ham Arena and Madison Elementary School. Dionne said there will be Race Marshalls who will remain on this leg longer than in past years monitoring the course along Route 113 looking for infractions that will result in the issuance of time penalties. Dionne said the 2014 race will not allow the second support van (the "off" van) to drive through Madison on Route 113. That vehicle will be required to drive Route 16 and report directly to the next stop at the KA Brett School. Arruda asked if Reach the Beach is a non-profit organization and was told by Dionne that it is not. Dionne said Reach the Beach is a for-profit group that typically donates 50% of their annual proceeds to other organizations. Arruda asked how much a team has to pay to participate and was told \$1,440 per team. Dionne said the race was bought out last year and will now be using live-time streaming so course information and time penalties can be known by teams immediately. Dionne said the coordinators have conducted studies in an attempt to get the course away from Route 113 but had difficulty finding an alternate route that didn't extend the length of the race by a large margin. Dionne said the only option was to use Route 153 to King Pine and then use East Madison Road to get to the Elementary School. Dionne said this alternative would still utilize Route 113 from the School to the Tamworth Town Line. Dionne said he would be open to any other suggestions the Selectmen or Police Chief might have, including the addition of a third police detail. Dionne said there have been other times when a town raised concerns and required meetings with the coordinators and adjustments to the course in order to continue their working relationship. Shackford said the lack of a shoulder along Route 113 makes accommodating runners and the traveling public a real safety concern. Shackford also pointed out that the support van drivers often ignore the rules of the road. Brooks asked how the support vans can be identified. Dionne said each van is assigned a placard that is displayed in the dash and team names or other unique objects are often painted on or attached to the vehicles. Parsons said Reach the Beach has been willing to make changes at the transition area such as providing portable toilets annually after the School's well dried up one year due to high bathroom usage. Arruda asked the Police Chief if his department incurs any cost during the race and

was told that the race pays for the additional detail cars. Mullen said he will likely require another detail officer this year in order to cover the Madison leg and write tickets to those vehicles that don't abide by the rules. Brooks said getting 50% of the van traffic away from Route 113 will improve the situation, as will the issuance of time penalties or traffic tickets enforcing the rules of the race and the road. However, due to the terrible condition of the shoulder and pavement edge along Route 113 runners are still going to be running in the travel lane. The Board felt enacting these additional measures will hopefully keep Dionne from being back at the Selectmen's table next year. The Selectmen and Police Chief were inclined to give Reach the Beach another shot in 2014. Dionne and Parsons conveyed their thanks to the Selectmen and Chief before leaving.

**2014 CHAIRMANSHIP & COMMITTEE ASSIGNMENTS** – The Selectmen discussed the Chairmanship and Committee assignments for this year through Town Meeting 2015. The Chairmanship will pass from Mike Brooks to John Arruda at the next meeting. Arruda will also keep his representation on the Joint Loss Committee, Municipal Records Committee, and Solid Waste Advisory Committee. Brooks will stay with the Planning Board and Veterans Advisory Committee. Shackford will continue with Conservation and will also take on the new Fire Truck Committee and multi-town ambulance coverage/contract meetings. All three Selectmen will attend Advisory Budget Committee meetings. Arias will represent as members of the Highway Safety, Joint Loss, and Municipal Records Committees.

**AFTER DEEDING LETTER ON TAX MAP 120, LOT 005** – The Selectmen reviewed the standard after deeding letter to David Werner (on behalf of the Frederick Werner Estate) as the former owner of tax map 120, lot 005. The after deeding letter includes a copy of the recently recorded Tax Collector's Deed and the State Laws on the former owner's right of redemption. Arias prepared a second letter from the Board to the occupants of the residential building on this property (#363 Danforth Lane). This letter includes the date and time for a mandatory non-public meeting between the Selectmen and occupants for the purpose of discussing the Town's option to either lease the building to them month-to-month or seek eviction through the Court.

**HISTORICAL SOCIETY BUILDING PROPOSAL** – The Selectmen have received a copy of the most recent proposal from Burnham Company for the Historical Society building project. This topic was discussed at the March 25, 2014 Selectmen's Meeting where it was stated that the Selectmen should be the party signing acceptance on the proposal. Arias said the proposal requires a \$48,000 down payment but she's talked to the contractor about notifying the Town closer to the start of the project to initiate the down payment. Arias said Archivist Craig Evans has been recommending the Town and Historical Society enter into a lease agreement since the Town owns the land and building and the Historical Society utilizes both for their belongings and seasonal meetings. Evans will be sending Arias a sample lease and thought this would be an opportune time to pursue the lease since the building project is coming up.

**INTER-MUNICIPAL AGREEMENT for WELFARE TECHNOLOGY** – This item will appear on the next agenda per Brooks who is working on modification to the agreement drafted by Arias.

**AMBULANCE CONTRACT MEETING** – Shackford attended a cooperative ambulance meeting on Thursday, March 27<sup>th</sup> at the Freedom Town Hall and brought back copies of the Power Point presentation. The group will be scheduling another meeting in the near future. Brooks said the Town's current ambulance contract runs through December 2015 and due to the Affordable Care Act and other circumstances the next ambulance contract will be significantly more money.

**FOREST FIRE WARDEN ACCESS TO FORESTRY TRUCK** – The Selectmen have received an e-mail from Forest Fire Warden Richard Clark asking for access into the Fire Department for the purpose of maintaining the forestry truck because brush fire season is fast approaching. Clark said the truck is due for inspection and will need to be taken to an outside company like Valladares Repair for inspection because it's registered to the State of NH. Clark has been denied access to the Fire Department for nearly a year after he was removed from the Department by the former Fire Chief. Although Clark retained the positions of Forest Fire Warden and Emergency Management Director his access code remains deactivated in the programmable lock. Clark is under the impression that the batteries are dead because the truck was unplugged some time ago and has just recently been plugged back in. Commissioner Dudley asked if there is other equipment within the building that Clark is in charge of. Clark said the rest of the equipment and materials pertain more to Emergency Management. Brooks added that there are various hand tools in the building related to fighting forest fires.

**Motion:** Arruda made a **motion** to allow Clark access to the Fire Department building, seconded by Shackford, and so voted **3-0**.

**Decision:** Arias will provide a copy of these minutes to the locksmith that programs the lock.

### **SIGNATURE ITEMS –**

Manifest

Payroll & Accounts Payable Checks

After deeding letter to former owner for tax map 120, lot 005

After deeding addendum letter to occupant for tax map 120, lot 005

Historical Society Project Acceptance of Proposal

Excavation Warrant & Worksheet – Purity Spring Resort (249-013); Pike Industries (102-003); Coleman & Son (110-002 & 202-001); Baron Trust (202-008); Coleman Trust (202-026)

Notice of Intent to Excavate #14-283-01-E – Purity Spring Resort (249-013); #14-283-02-E – Pike Industries (102-003); #14-283-03-E – Coleman & Son (110-002); #14-283-04-E – Coleman & Son (202-001); #14-283-05-E – Baron Trust (202-008); #14-283-06-E – Coleman Revoc. Trust (202-026)

Timber Tax Warrant & Worksheet #13-283-04-T – Marks (114-074 & 215-003); #13-283-12-T – Chapman (221-022 & 221-022-001); #13-283-22-T – Baker (219-002)

Veteran Credit Application – (121-015)

DES Waiver Request re: Ward Parcel Pavilion septic system permit application

Elderly Exemption Application – (112-009)

Petition & Pole License – PSNH & FairPoint – replace 4 poles on Ossipee Lake Road

After Deeding Letter and Occupant Letter for 120-005

Proposal for Historical Society building project by Burnham Company

**NON-PUBLIC SESSION - 6:30 PM** - Brooks made a **motion** to enter non-public session per RSA 91-A:3II(c) to discuss a property tax matter with a taxpayer and the Tax Collector; then into a second non-public session per RSA 91-A:3II(c) to meet with the Fire Commissioners to address a written complaint; then into a third non-public session per RSA 91-A:3II(e) to discuss litigation; then into a fourth non-public session per RSA 91-A:3II(c) to discuss follow-up needed for a recent property tax deeding, seconded by Shackford. Roll Call Vote: Brooks – aye, Shackford – aye, Arruda – aye. **8:15 PM** – Brooks made a **motion** to leave non-public session and seal the minutes of the four non-public sessions, seconded by Shackford, and so voted **3-0**.

**8:15 PM** – Brooks made a **motion** to adjourn, seconded by, Shackford, and so voted **3-0**.

**NEXT SELECTMEN’S MEETING** – The next Selectmen’s meeting will be Tuesday, April 22, 2014 at 5:30 p.m. in the Town Hall Meeting Room.

Respectfully submitted,

Melissa S. Arias, Town Administrator  
Recording Secretary