

**BOARD OF SELECTMEN  
TOWN OF MADISON  
October 17, 2023  
MINUTES**

**Selectmen Present** – Michael A. Mauro, John Arruda, Adam Price

**Others Present** –Town Administrator Linda Shackford; Town Clerk/Tax Collector/ Fire Chief Michael Brooks; Police Chief Robert J. King, Jr.; DPW Josh Shackford and Dave Swift; Code Officer Bob Boyd; Rec Director Heather O'Donnell; MadTV Videographer Carol Dandeneau and members of the public

**Where and When Posted** – Town Hall upper & lower bulletin boards and Madison & Silver Lake Post Offices on December 20, 2022.

**Meeting Called to Order** – By Mauro at 4:30 pm.

**Pledge of Allegiance:** Mauro led all in attendance in reciting the Pledge.

**APPROVAL OF MINUTES:**

**Motion** by Arruda, seconded by Price to approve the minutes of October 3, 2023 as written. The motion passed **3-0**.

**Motion** by Arruda, seconded by Price to approve the non-public minutes of October 3, 2023 made public as written. The motion passed **3-0**.

**APPROVAL OF MANIFEST:**

Motion by Arruda, seconded by Price to approve the Manifest of October 16-25, 2023 in the amount of \$880,483.90. The manifest breakdown is as follows: \$421,208.34 for accounts payable; \$30,009.06 for payroll; \$9,073.74 for payroll liabilities; \$20,102.76 for NHRS; and \$400,000 for Madison School. The motion passed **3-0**.

**PUBLIC COMMENTS:** There were none.

**DISCUSSION ITEMS/NEW BUSINESS:**

**Nancy Spaulding DOT District 3 Representative Regarding Route 113** – Nancy Spaulding, NHDOT Engineer, was welcomed by the Board for coming to speak to the issues that remain since the storm damage of July 16<sup>th</sup> on Route 113.

Spaulding gave a synopsis of the series of events that led to the day when the washouts happened, all beginning on May 1<sup>st</sup>. The condition of the Route 113 is an interim fix. A hydrologic study is necessary before the final repairs will be done. Spaulding alluded to a lot that was logged and cleared without the property having an Alteration of Terrain (AoT) permit; that would have taken into consideration stormwater control and could have prevented the washout.

Spaulding is confident that the DOT will keep the passage safe to the best of their ability and asked for patience and to stay off the roads during inclement weather. It will take time for funding to become available as the budget has been spent and the new year does not begin until July 2024.

Price asked about the 7-year restriction for cutting into pavement; will that delay any improvements since the area was just paved in the last week. Spaulding said the RSA allows the cutting to be at the discretion of the district.

Shawn Bergeron asked about creating a hydrologic study in such a massive watershed area. Spaulding responded that the area, having a large wooded section makes for a less intricate study.

John Chapman asked for the detail of an AoT, which Spaulding explained the details adding that no one is at fault, if appears to have been a cumulative effect that overtime has created a problem.

Kathy Koziell expressed her concern of the width of the pavement with large trucks. Spaulding responded that that pavement is still the same width foreseeing that the snow will act as a barrier to protect the edge.

Chief King expressed concern of the ditch and the shortage of contracted plow drivers for DOT. Spaulding acknowledges the lack of a gravel shoulder and spoke to the possibility of a ditch with a pipe enclosed in stone after data is collected with the hydrologic study

Chief Brooks suggested that people express their concerns to Senator's Hassan and Shaheen's offices. Representative Mark McConkey expressed his concerns to Senator Bradley and hopes that Governor Sununu can get us help mitigate the cavernous trench.

Spaulding explained why guard rails cannot be installed and made the suggestion of flexible delineator posts.

The Board thanked Spaulding for attending to which she assured all that this project will not fall through the cracks, it will be kept as a priority as we wait for funding.

**Shawn Bergeron Regarding Dam RFP** – Bergeron reported that MSK Engineering will be able to perform the hydrology and hydrologic studies, and breach analysis for the town within the amount of funds put aside by Town Meeting. The dam was constructed in 1926 and is in salvageable condition. Bergeron has reviewed the proposal and recommends the Board approve it.

**Motion** by Price, seconded by Mauro to approve having MSK Engineering perform the hydrology and hydrologic studies, and breach analysis on Silver Lake Dam. The motion passed **3-0**.

**Principal Woodward Regarding Review of EAP for Rec & Athletic Programs** – Principal Woodward and Rec Director O'Donnell were in attendance to review a portion of the EAP with the Board. Woodward stated that the school board has conditionally approved it with the exception of this portion.

Price asked to consider softening the language of “All coaches are required to have CPR, First Aid, AED, and concussion management training certificates”. It was suggested to change required to encouraged. That language change was agreeable to the Board with Woodward noting that the school has budgeted for the school nurse to be trained as an instructor.

Price also hoped to review the wording that the coaches are responsible for inhalers and epi-pens. Price feels it should be the parents and not the coaches. O'Donnell is responsible during summer camp for those items, but cannot be in attendance of all events. Woodward and O'Donnell will look into a revision of that portion and submit a revised version for the Board's review at the October 30<sup>th</sup> meeting.

**Nick Saporito Appeal of Parking Ticket** – Saporito approached the Board asking them to reconsider the issuance of a parking ticket. Saporito gave his sticker to his sister to take his children and mother to the lake because he needed to use his truck for a trailer.

Chief King was under the impression that the sticker was given to a renter and this board has kept a hard line on not allowing transfers of stickers. King was willing to abate the ticket this time.

Saporito stated he does not leave the sticker for renters with Mauro pointing out that this is the problem with not affixing the sticker to the vehicle to which Saporito explained he has three houses and not enough room on his windshield for all the stickers.

Price stated before coming down for this meeting he was not ready to abolish the ticket, but he is ok with it being overturned. Arruda and Mauro agreed with Price, the ticket will be abolished.

**DTC Kate Miller Letter of Engagement for Cable Contract** – The Board decided that this agreement should be reviewed by Attorney Johnston. Shackford will forward it.

**Davis Pond Property Request by MCC to be Deemed Conservation Land** – Based upon recommendation of Attorney Johnston, this change should be brought to Town Meeting. It was decided that the Board will place this article on the warrant.

**Veilleux Cutting Trees on Goodwin Town Forest** – Tim Nolin drafted a letter that explained there are 22 trees that are dead/dying adjacent to the Veilleux property and improvements and that he can see no reason the Veilleuxs should not be allowed to remove them. Nolin's approximate value of the stumps is \$126.87 which he recommends compensating the Town for.

The idea of bringing the wood back to the Town Hall for OHW's bean hole supper was considered but time constraints will not allow it. When questioned where the firewood will be stored if granted, noting the small area of his lot, Mike Veilleux stated he owns another property in town that the wood could be brought to.

The Board agreed to allow the trees to be removed with Veilleux providing a certificate of insurance, waiver of liability and payment for the stumps.

**Motion** by Arruda, seconded by Price to allow Veilleux to cut 22 trees in the Goodwin Town Forest. The motion passed **3-0**.

**HealthTrust 2024 Health and Dental Insurance Rate Agreement** – The rates for 2024 Health Insurance and Dental have been received. An increase of 15.6% on health and 4.7% for dental

have been reflected in the rates. Shackford gave a brief explanation for the increase that she obtained during the rate hearing on September 28<sup>th</sup>.

**Motion** by Arruda, seconded by Price to accept and sign the 2024 health and dental insurance rates agreement. The motion passed **3-0**.

**OLD BUSINESS:**

**2024 Budget Review** – No changes have been made to the draft 2024 budget worksheet since the ABC meeting last week. Shackford reported that the insurance premium number have been received and will be incorporated into the worksheet for the next meeting.

Brooks informed the Board that he has quotes on a new voting machine. Brooks would like to have the purchase placed on the warrant as a non-lapsing appropriation because the State is not sure that the conditional approvals of the machines will happen in time to purchase in 2024. Brooks also stated that there is a chance that we will be able to use our current machine through 2024 which was not an option before.

**Short-term Rentals – Review of Documentation** – The Board reviewed documentation submitted from three property owners:

206-002: Owner provided tax documentation and rental invoices prior to and after March 2022.

247-016: Owner provided Vacassa receipt for month of December 2021 and supporting documents showing rentals thereafter.

236-002: A letter was received stating that they have not rented the home since it was acquired in 2022 and Dempster’s research shows that it has been removed from rental sites.

Bill Dempster asked that the Board make it clear to the owners and Zoning Board of Adjustment what the criteria is that the Board is using for enforcement. Maura stated that will happen.

Nick Borelli asked that the Board make sure they have proof of a Room and Meals Tax number and that the previous owner also had one.

**Selectman Price’s List** – No items.

**Selectman Arruda’s List** – Changes to the CIP now have it extended to ten years. Arruda would like to start thinking about having to replace the trash truck and adding to the plan. Also, the transfer station parking lot will be need to be sealed or chipped in the future.

**Selectman Mauro’s List** – No items.

**Administrator’s List** – The next Selectmen’s meeting will be on Monday, October 30<sup>th</sup> at 4:30pm.

**Department Heads’ List:**

*Town Clerk/Tax Collector/Fire Chief Brooks* – An overview meeting was held with FEMA this morning to do submission for the July 16<sup>th</sup> storm damage. Brooks also mentioned:

- A thank you letter was received from Pam Osbourne for the rescue she received on Bail Mountain. Madison Fire Dept members Lucas Jesseman and Logan Eldridge spent many hours involved in the rescue. A letter of appreciation will be sent to them both from the Board; and

- Brooks attended the Town Clerk’s Conference last week and there is still no date set for the 2024 primary.

*DPW Josh Shackford* – Shackford listed the projects performed by the DPW crew over the last two weeks noting in particular:

- The waste oil furnace has been installed and wired;
- The rented roadside mower worked out well and is going back tomorrow;
- A lost key to the red truck was a costly error, estimated at \$1,500, by having to obtain blanks, cut keys, reprogram them and tow the truck. That will never happen again, if keys are lost a replacement will be immediately obtained.

*DPW Dave Swift* – The iWorQ program input is going well with about 90% done:

- Swift has been in contact with Lisa Riando about hauling glass estimating there are 10-14 tons at the transfer station;
- Hauling our own metal and aluminum is being considered as we often end up overflowing before a pickup can be made.

*Chief King* – King suggested that all keep in mind that Halloween Town is this coming Saturday and East Madison Road will be posted for no parking.

*Rec Director O’Donnell* – O’Donnell listed all the events in the works or coming up that included soccer and field hockey tournaments, paint night, teen night, open gym at the school and the need for winter sports coaches.

**SIGNATURE ITEMS:**

Manifest  
 Payroll & Accounts Payable Checks  
 Roberts & Greene Auditor Letter

**6:29 PM Motion** by Mauro to enter **Non-Public Session per RSA 91-A:3II (a)** The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted.

Roll Call Vote: Arruda – aye; Price – aye; Mauro – aye

**6:37 PM Motion** by Mauro, seconded by Arruda to make public the minutes of the **Non-Public Sessions per RSA 91-A:3II (a)** The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted. The motion passed **3-0**.

**Motion** by Mauro, seconded by Price to adjourn at 6:37 pm. The motion passed **3-0**.

**NEXT SELECTMEN’S MEETING** – The next Selectmen’s Meeting is scheduled for October 30, 2023 commencing at 4:30 pm at the Madison Town Hall meeting room.

Respectfully Submitted,

Linda Shackford,  
 Town Administrator