

**BOARD OF SELECTMEN
TOWN OF MADISON
MARCH 25, 2014
MINUTES**

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

Others Present: Deputy Town Administrator Su Stacey; Becky Knowles, Penny Hathaway, and Linda Smith of the Historical Society; Peter Stevens and Mary Cronin of the Library; Fire Commissioner Elliott; Resident Phoebe Rand; Emilie Riss Madison TV Videographer.

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 5:30 p.m.

APPROVAL OF MINUTES – Shackford made a **motion** to approve the Selectmen’s Meeting minutes of March 11, 2014 and March 15, 2014 as prepared, seconded by Arruda, and so voted **3-0**.

APPROVAL OF MANIFEST – Shackford made a **motion** to approve the Manifest of March 24 -31, 2014 in the amount of \$394,301.59, seconded by Arruda, and so voted **3-0**. The Manifest breakdown is as follows: \$25,039.03 for payroll; \$7,726.12 for payroll liabilities; \$111,536.44 for accounts payable; and \$250,000.00 for the Madison School District (release date of 3/27/14).

PUBLIC COMMENTS – Rand expressed her dismay with the outcome at Town Meeting. She asked the Selectmen why they had not shared the amendment on the fire truck purchase (Article 4) with the Fire Department members prior. All three Selectmen said they had no prior knowledge of the amendment. She was very disappointed the Selectmen and Budget Committee members changed their mind on purchasing the truck. Brooks explained how amendments are rarely known prior to the meeting. Brooks cited the example of the operating budget which starts its process back in September and is discussed openly in public at both Selectmen and Budget Committee meetings with a Public Hearing yet an amendment was made this year to reduce \$50,000 from the bottom line of the operating budget. Brooks said the Selectmen were not aware that amendment was going to be proposed either. Rand also asked if there was even going to be a Fire Truck Purchasing Committee and if so who was on it and will it be public. Shackford told her the first meeting is scheduled for April 9th at 7 p.m. and he wasn’t sure all of the members but knew Hersh Sosnoff was the person who called him with the date and time. Brooks told her all meetings are public. Rand asked about the 2006 discussion that was on Channel 3 about RSA 91A with an attorney speaking on the subject and if that could be scheduled again for all board and committee members to attend. Brooks believes there is a webinar available to be viewed on computers covering the updated changes to RSA 91A. Stacey will get the information and pass it on to the Commissioners. **END OF PUBLIC COMMENTS.**

HISTORICAL BUILDING – Knowles told the Selectmen the Historical Society Committee chose the low bidder, Burnham Company, to do the building renovations because the other bidder wasn’t able to include all that was being asked for. Arruda told her to see Babine the Code Officer for a building permit and there shouldn’t be a fee because it is a town project. Knowles asked how the money (\$48,000 down, \$42,800 when foundation is done, and \$42,800 when the project is complete) will be paid out. Arruda told Knowles to submit a payment requisition to Melissa Arias so a check can be printed the next check run.

Brooks asked Stacey how the money transaction works. Stacey said the Historical Society would give the Town a check for the amount they had fundraised and that money would be spent first then the funds in the Capital Reserve Fund would be spent next then finally the remaining amount due up to the amount voted in the warrant article would be spent last. Brooks asked if the Selectmen should be signing anything from the contractor; Knowles said she already had signed for it. Brooks believes the Selectmen should sign all official documents as the responsible party. Arruda asked how deep the foundation will be and Knowles said ceiling to floor will be 8 feet. Knowles confirmed they need to see Babine, get a check to the Town from their account, and make out a Purchase form for the down payment amount of \$48,000 to give to Arias. Brooks told her the check would be ready in two weeks. Brooks suggested she tell the contractor to coordinate with the Road Agent where he could put the material he may need to remove from the site, perhaps somewhere out back rather than have to haul it any distance. Arruda mentioned the contractor will be stripping topsoil that will need to go back. Knowles said they are still trying to arrange for covered storage for the old fire truck because the roof extension to the rear was only going to be 3-4 feet off the ground due to the slope so neither contractor was able to make that idea work but are still looking at other options.

TOWN MEETING VOTE TO REDUCE OPERATING BUDGET – The Selectmen discussed the vote of Town Meeting to reduce the operating budget by \$50,000 and which line or lines to take it from. Arruda suggested the legal line as that was the line they last increased. All three Selectmen were in agreement to reduce the legal line by \$50,000.

VEHICLE LESSEE RESOLUTION – Brooks said Stacey had sent him a copy of the financial documents for the highway truck being purchased. He told the Board the Lessee Resolution regarding the Master Lease Purchase Agreement dated as of April 1, 2013 between Tax-Exempt Leasing Corp. (Lessor) and Town of Madison (Lessee) and Schedule No. 02 thereto dated April 1, 2014 – Exhibit E, is very similar to the one they approved and signed last year. Arruda asked and received information about the payment schedule from Stacey. The Selectmen agreed to the payment schedule, the resolution, and the documents being signed by Brooks out of session once approved by Town Counsel.

Motion: Brooks made **motion** to accept terms as presented by Tax Exempt Leasing Corp. with all forms to be signed out of session once approved by counsel, seconded by Arruda, and so voted **3-0**.

Decision: The lease paperwork will be signed under Signature Items later in the meeting and a draft copy of these minutes will be required as proof of the Selectmen's vote.

INTER-MUNICIPAL AGREEMENT – Brooks apologized that he hasn't had a chance to alter the draft Inter-Municipal Agreement for shared welfare services between Madison and Freedom that was presented by Town Administrator Arias at the February 11, 2014 meeting. The item will be placed on the next agenda.

NOTICE, AGREEMENT, & RELEASE POMEROY BUILDING PERMIT (125-003-001) – Brooks read the description of the topic on the agenda then invited Attorney Peter Malia to speak as he had originally requested during public comments. Malia said he represents the Ettinger's. He showed a map of the properties surrounding the Ettinger and Pomeroy properties on Winter Road Extension and said although the Pomeroy's are waiving their rights through signing the agreement the Ettinger's are not. Malia gave ownership history of the Ettinger camp and the road or driveway used by both properties to the

Board. The Selectmen discussed the situation and their opinions settling to deny the building permit and not sign the agreement.

Motion: Arruda made **motion** to deny the building permit and send them to the Zoning Board of Adjustment (ZBA), seconded by Brooks, and so voted **3-0**.

Decision: Code Officer Babine will send a denial of the building permit and an application for the ZBA to the Pomeroy's.

Shackford asked Malia when he gets a decision from the Supreme Court would he send the Board a copy; Malia agreed to do so.

AMBULANCE CONTRACT MEETING – Shackford said he'll attend the ambulance meeting on Thursday, March 27th at the Freedom Town Hall at 7 p.m. Shackford wanted to know how the other two Selectmen felt about the ambulance situation. Brooks is aware that once our contract is up at the end of 2015 the cost for ambulance service will be much higher than what we have been paying. Brooks said we have a 4-town contract and he has no problem if Effingham and Ossipee want to join in to the contract for the remainder of it but it is up to those towns to negotiate price terms with CarePlus. Shackford said he knew that Ossipee put their contract out to bid and it came in at \$500,000 and Effingham was about \$96,000. The Board discussed the options they will be looking at for coverage in 2016 and beyond.

RECYCLE CANS AT TRANSFER STATION – Stacey told the Board that George Ricker of AR Metals stopped by Town Hall asking to pick up the aluminum cans at the Transfer Station while he awaits his Dept. of Environmental Services (DES) certification in the mail. Stacey told him the DES notified the Town that he wasn't certified as a solid waste operation facility so until the Town has a copy of the certification we can't allow him to take the aluminum cans. Ricker said he would put a roll off at the Transfer Station on Friday morning. Arruda suggested the Road Agent haul the cans to the business on Route 41 until Ricker's gets certification. Stacey will call Ricker's in the morning and tell him not to drop the roll off and ask the Road Agent to haul the cans.

WEBSITE POSTING REQUEST – Stacey had forwarded an email from Ray O'Brien requesting a survey link be put on the Town's website from the SAU 13 Cooperative Planning Board and the Selectmen were all in favor of putting it on the website. It will read: 'The **SAU 13 Cooperative Planning Board** is surveying residents of Tamworth, Madison, and Freedom about their thoughts on forming a Cooperative School District. They have created an electronic survey which can be accessed directly at <http://tinyurl.com/nd8fdrp> Please contribute your thoughts soon to help the committee with its recommendations. The survey takes only a few minutes. Thank you.'

RECOUNT SB2 VOTE – Brooks brought up the recount of Article 2 this morning for the SB2 vote. They found an extra "No" vote that had been circled so the article still did not pass as the vote is just under the required 60%.

SIGNATURE ITEMS –

Manifest

Payroll & Accounts Payable Checks

Timber Tax Warrant & Worksheet #13-283-11T – Chick, Sr. (229-001 & 229-031)

Veterans Credit Application – (108-026)

Elderly Exemption Application – (116-003)

DES Subsurface Systems Bureau Application for Ward Property/pavilion septic system renewal
2014 Report of Appropriations Actually Voted – (DRA form MS-2)
Appointment/Oath of Office – Library Trustee Alternate Sandra Carr
- Library Trustee Alternate Bruce Kennedy
Lessee Resolution w/Tax-Exempt Leasing Corp for Hwy truck

6:45 PM - Shackford made a **motion** to adjourn, seconded by, Arruda and so voted **3-0**.

NEXT SELECTMEN’S MEETING – The next Selectmen’s meeting will be Tuesday, April 8, 2014 at 5:30 p.m. in the Town Hall Meeting Room.

Respectfully submitted,

Su Stacey, Deputy Town Administrator
Recording Secretary