

**BOARD OF SELECTMEN  
TOWN OF MADISON  
May 14, 2024  
MINUTES**

**Selectmen Present** – John Arruda, Adam Price, Joy Gray

**Others Present** –Town Administrator Linda Shackford; Police Chief Robert King Jr; DPW Director Josh Shackford; DPW Dave Swift; Code Officer Bob Boyd; Videographer Amanda Hayford; members of the public

**Where and When Posted** – Town Hall upper & lower bulletin boards and Madison & Silver Lake Post Offices on December 27, 2023.

**Meeting Called to Order** – By Price at 4:40 pm.

**Pledge of Allegiance:** Price led those in attendance in reciting the Pledge.

**APPROVAL OF MINUTES:**

**Motion** by Arruda, seconded by Gray to approve the minutes of April 30, 2024 with Gray adding that there was an agreement made to discuss the Snowmobile Ordinance and clarification of the summer rec program tents. The motion passed **3-0**.

**APPROVAL OF MANIFESTS:**

**Motion** by Aruda, seconded by Gray to approve the Manifest of May 13-28, 2024 in the amount of \$385,411.40. The manifest breakdown is as follows: \$74,350.54 for accounts payable; \$33,035.87 for payroll; \$10,249.98 for payroll liabilities; \$17,805.01 for NHRS; and \$250,000 for Madison School. The motion passed **3-0**.

**PUBLIC COMMENTS** – There were none.

**DISCUSSION ITEMS/NEW BUSINESS:**

Price moved the **Paving Bid Opening** up to first noting that there were four sealed bids received. The Selectmen opened the bids and announced the pricing as follows:

Pike Industries - \$183,330.00  
R & D Paving - \$189,511.95  
All State Paving - \$228,466.25  
Bryant Paving - \$200,885.20

Arruda would like to have them reviewed by the DPW Director to make sure they are ‘apples to apples’ and suggested awarding the bid at the next meeting. Due to the need to award the bid sooner it was suggested to sign the bid out of session.

The Board offered details from each bid to the company representatives.

**Motion** by Arruda, seconded by Gray to sign the bid out of session based upon the recommendation of DPW Director Shackford. The motion passed **3-0**.

**Review of Cable Contract** – Price explained that Attorney Kate Miller is in the process of assisting the Board with the renewal of the cable contract. Once the Board has the final version in hand there will be a public hearing scheduled.

Price asked if there were any questions. Aysia Wellinghurst, Mad TV Coordinator, asked about the franchise fees. Price stated they are currently at 3.5% with an option to go up as high as 5% but when at 5% the Town has to give up services. Price expects this all to happen over the next couple of months.

**Maryanne Jackson Aging Committee** – Jackson, coordinator for over 12 towns, spoke with the Board about the MWV Age Friendly Community that Madison committed to be a part of about five years ago.

The Committee works with Towns to facilitate recreation for older residents, affordable senior and workforce housing and transportation among other topics. Jackson shares and replicates ideas and programs with other towns.

Jackson asked for a representative from the Board to join their steering committee to help keep residents connected; the next meeting is May 21<sup>st</sup> and the meeting are held on Zoom.

Gray has seen the benefits of joining the young and old with Rec Department events.

Gray volunteered to be the Madison Representative with Jackson offering to connect with Gray to further orient her prior to the May 21<sup>st</sup> meeting.

**Kiersten Lippmann Albert Road Issue** – Lippmann brought to the Board concerns about the maintenance on Class VI Albert Road relative to an access point from her property that she claims was inhibited with a 2' wall of stone and gravel placed there during maintenance. Lippmann asked that her access be restored and continue to maintain it so she can have her firewood deliveries.

Gray noted that the agreement made to maintain the road references management practices but does not specifically state them.

The access off of Albert Road is not an official permitted driveway, but it is an access.

Lippmann has not received a response to a letter sent asking for the wall to be removed and access restored.

**Motion** by Gray to send a simple letter with a reminder to use best practices and ask the wall to be cleared.

Arruda would like to get DPW's opinion into that letter with any suggestions for improvement, if needed. J. Shackford mentioned that culvert replacement in that area is planned with the paving project and that small culvert may be considered for replacement. J. Shackford will take a look at the road, assist with suggestions for a letter and see about some best practices literature.

Price **seconded** Gray's motion. The motion passed **3-0**.

**2024 P01 Property Tax Warrant** – The Board was presented with the 2024 P01 Property Tax Warrant with commitment amount of \$5,533,049.00 to be due on July 18, 2024. The Board signed the warrant.

**PFAS Water Contamination and Remediation Funding Information** – Gray shared information about funds available for PFAS remediation noting the contamination of the well that supplies the library, fire department, Town Hall and the DPW garage. It appears that there is funding available to municipalities and based upon the test results the Town may qualify.

Gray listed the test results for the well related to PFNA and PFOA which are both test higher than allowed.

Gray proposes that the well at Burke Field be tested also to be sure that it could be included in any remediation funding, if necessary.

Since the ball fields have been treated with the Hawks Ridge Peat, Gray asked where on the field it was spread. J. Shackford answered both outfields. Gray stated that there are limits on how far from a public well the product can be spread.

Folks asked Gray questions about the product and she looked into it finding that it is banned in the State of Maine where it is produced. The site where it is manufactured, a former army base, is an EPA PFAS investigation site. Information she gathered from watching a public health meeting states that the treatment should only be done once because PFAS does not break down. Gray would like the soil where it was spread to be tested for PFAS and not have that product be used again.

The application on the fields was meant to be a jumpstart on bringing the fields back stated Price. Gray sees all this testing to help the cause towards obtaining funding which Joe Dame can assist with. Price noted that the well at the ballfield is not used for drinking because it is not tested regularly.

Price agrees with testing the water before testing the soil with Arruda agreeing.

#### **OLD BUSINESS:**

**Conservation Commission Alternates** – Gray reported that the Commission at their May 2<sup>nd</sup> meeting voted to recommend to the Selectmen for the Commission to have three alternates, and they nominated Elizabeth Rogerson to be appointed as an alternate.

**Motion** by Gray, seconded by Arruda to add a third alternate to the Commission. The motion passed **3-0**. The Board will sign an oath for Rogerson at their next meeting.

Gray brought up and there was discussion on the topic of Selectmen on various boards and committees, and their ability to vote. Gray heard in a NHMA webinar that the Selectman appointed to the Conservation Commission does not have voting rights unless it is in the Rules of Procedure.

**Tree Removal on Town Forest Invoice: \$2,772.50** – Gray opened the discussion with the opinion of the Conservation Commission regarding the payment of the invoice. The Commission feels that since they typically let fallen trees lie, and since the removal of those fallen trees into the brook only impacts the road culvert, they voted not to use funds from the Forest Maintenance account to pay for their removal. The Commission deferred to using the DPW budget because it is a road issue.

Price was of the opinion that it was already decided that the Forest Maintenance account monies would pay the invoice which began discussion of who are the agents to expend from the fund. It appears that the RSA does not state the agents with Price of the opinion that it then defaults to the Selectmen.

Price asked the Board if there was another place to take it from. Arruda said the operating budget is already tight. Gray countered with the fact that the Commission only has \$10,000 to use this year and there is more work than originally anticipated. Shackford noted that there is approximately \$4,200 committed to the forester with Gray not able to answer how much any additional work will cost.

The Board asked Shackford to confirm who are the agents to expend from the Forest Maintenance Fund.

**Selectman Gray's List** – No items.

**Selectman Arruda's List** – No items.

**Selectman Price's List** – There is a purchase requisition in the signature items for sand and silt that will be mixed and spread at the ballfield. Price asked J. Shackford if he could make a place in the yard for the materials adding that he will not order until the area is ready. Shackford will do that. Price also mentioned:

- He will also coordinate with Shackford for a time to do the screening of the sand and silt;
- In Rec Director O'Donnell's absence, Price said the rec department has sweatshirts for sale, softball and t-ball are going great; and summer camp is full with a waiting list.

**Administrator's List** – Shackford offered the School Board June 11<sup>th</sup> for a joint meeting date but has not received confirmation that will work for the Board from Curran yet.

**Department Heads' Lists:**

*DPW Director Shackford* – A list of DPW projects began Shackford's time:

- The dam has been closed up and is at summer level;
- The solar array has been mowed;
- Beach debris has been cleared;
- The crew graded and picked rocks on several roads;
- Private yard waste is not being collected by the DPW, that is the homeowner's responsibility to take care of;
- The ballfield parking lot was graded;
- The grader is leaking anti-freeze, CAT will be out to assess the issue.

Shackford took the opportunity to speak about replacing the grader. It is almost 40 years old. There are lease turn-ins that come up once in a while from other towns. Last year the Board considered using our grader as a downpayment/rental on a turn-in until next Town Meeting, but there is a risk with that. Adam asked to get a prognosis on the grader repairs and keep him in the loop; Gray asked for all of the Board to be in the loop.

*DPW Dave Swift* – There is a purchase requisition for a new dock in the signature items that will cost \$5,400. It is in stock and available to get with the go ahead of the Board. Price and Arruda were happy to move forward. Swift said the new roll off truck is about 4 weeks out for delivery.

*Chief King* – The boat is up and running for the summer season. King also suggested, that in light of recent events at the Transfer Station, the installation of cameras to monitor cars coming and going and as a form of security for the attendants. The Board was in agreement with L. Shackford obtaining a price on the project.

**SIGNATURE ITEMS:**

Manifest

Payroll & Accounts Payable Checks

Clifford Abatement 228-045

Yield Tax- Burton 239-007 & 024 23-283-08-T \$2,550.21

Purchase Requisition:

- Ossipee Aggregates
- Burke Quarry LLC
- 2024-PARK-001 Great East Home & Shore \$5,421.00
- 2024-POLI-001 Amchar Wholesale, Inc \$6,620.26

**6:05 PM Motion** by Price, seconded by Arruda to enter Non-Public Session per **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; Gray – aye; Price – aye

**6:19 PM Motion** by Price, seconded by Arruda to return to public session and make public the minutes of **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; Gray – aye; Price – aye

**Motion** by Price, seconded by Gray to adjourn at 6:19 pm. The motion passed **3-0**.

**NEXT SELECTMEN’S MEETING** – The next Selectmen’s Meeting is scheduled for May 28, 2024 commencing at 4:30 pm at Town Hall.

Respectfully Submitted,

Linda Shackford,  
Town Administrator