

TOWN OF WEBSTER
Office of Selectmen
945 Battle Street/Rte. 127
Webster, NH 03303

7:02 P.M. Selectmen's Meeting – August 22, 2011

Present: Chairman George Cummings, Selectman George Hashem and Selectman Bruce Johnson.

The Board signed the payroll and check manifests.

The Board signed the following for Therese Larson filling in for Administrative Assistant Judith Jones, who is on vacation:

- Selectman Johnson made a motion to accept the minutes of the August 8, 2011 Selectmen's Meeting; seconded by Selectman Hashem and approved.
- Selectman Johnson made a motion to accept the nonpublic minutes of the August 8, 2011 Selectmen's Meeting; seconded by Selectman Hashem and approved.
- Selectmen signed MS-1 Extension Request Form.

The Board signed the following for Financial Administrator Wendy Pinkham:

- Intent-To-Cut for Leslie & Kathryn Corliss Map 7 Lot 11
- Timber Warrants 2010-2011 and 2011-2012
- July 2011 Reconciliation
- Leave Slip
- MS-4 Revenue Report for DRA

Mrs. Pinkham handed out copies of what the Town had taken in for revenues. Mrs. Pinkham said there will be a percentage of a cut. The Flood Control reimbursement was estimated at \$32,660.00. According to the State, there will be an 8% decrease. This reimbursement is not due to come in until December. Mrs. Pinkham will change that figure to \$29,000.00. Discussion continued regarding the estimated revenue. The MS-4 is due to the DRA (Department of Revenue Administration) by September 1, 2011. Highway Block Grant will also be cut. Mrs. Pinkham stated the Town received notice regarding that. Selectman Hashem inquired about the Land Use Change Tax revenue. Mrs. Pinkham stated that there is one LUCT still outstanding from last year for almost \$6,000.00. However, that amount is not considered new revenue; it is prior year. Selectman Hashem asked about the interest and penalties for delinquent taxes. Mrs. Pinkham stated these are collected by the Tax Collector. They are not outstanding revenue but posted in the year they are collected. Payments of the penalties are recognized as income the day they are paid. Mrs. Pinkham asked the Board if they wanted to change anything else on the report before she submits it. Selectman Hashem commented that the Town can change these revenue figures at tax rate time, as they are an estimate on the MS-4. She mentioned that there will be a cut in the Block Grant. She wasn't sure but she thought it was approximately \$1,000.00.

Police Chief Robert Dupuis advised of the following:

- Chief reported that at the end of Guide Board Hill Road, a Class VI road, just before the gate to the Flood Control area, there is a ditch across the road. It goes from the edge of Mr. Potter's driveway, across the road to the other side. Chairman Cummings asked how deep the ditch was. The Army Corps. Of Engineers has spoken to Mr. Potter in the past to fix it. Chief Dupuis stated that if one drove over it with any speed one might take the front end off the car. Selectman Hashem stated that a Class VI road is a "Pass at your own risk" situation. Emmett Bean, Road Agent, clarified that the residents maintain a Class VI road; the Town does not. The Chief was asked by the Army Corps. Of Engineers to have the Board go take a look at the ditch. Mr. Bean stated that the Highway Department has not done anything on that road for 25-30 years. Chairman Cummings stated the residents on a Class VI road need permission from the Town to make any changes to it. David Klumb, a member of the public, stated his son lives on a Class VI road in another town that washed out a few years ago. He was told that if he fixed the road and someone damaged their car, he would be held liable. Chairman Cummings stated that the rule of thumb was that if the Road Agent or anybody acting on behalf of the Town even lifted a shovel, the road would immediately revert back to a Class V Road. Chairman Cummings was not sure if that was legally or technically accurate, but that is what the Town went by. Chief Dupuis stated he was

BOS Initials:

G. C. Cummings

G. K. Hashem

B. G. Johnson

patrolling the Flood Control area and he drove over that ditch. So when the Chief was able to, he spoke to someone from the Army Corps. about it. Chief Dupuis was told that the Army Corps. has been trying to get Mr. Potter to fill in the ditch. Mr. Potter refused to fill it in because he uses it for drainage of his property. In closing, Chief Dupuis wanted the Selectmen to be aware of the situation. Selectman Hashem asked about the road at the end of Clough-Sanborn Hill Road. Mr. Bean stated that was an Emergency Lane and as the Road Agent he keeps the road clear and the ditches maintained. Mr. Bean suggested the Selectmen could send Mr. Potter a letter and tell him to fix the ditch or tell him it would be fixed but at his expense. Mr. Bean suggested that Chief Dupuis could deliver the letter and give him 30 days to fix it. Chairman Cummings stated he would personally go over to the area and take a look. No one was designated to write a letter to Mr. Potter at this time.

- Chief Dupuis reported that there were 35 calls for service in the last week which included two vehicle break-ins at Pillsbury Lake. Chief Dupuis stated the police have a suspect they are working on who is a neighborhood resident.
- Chief Dupuis asked the Selectmen to think about writing a letter to a former Patrolman for the Town of Webster, Jason Killary. Chief Dupuis stated that his understanding of the Personnel Policy is if one is laid off and the position is opened up again, then the position should be offered to the former employee. Chief Dupuis believed that when the patrolman position for the Town of Webster was opened up again, it was not offered to Mr. Killary. Chairman Cummings agreed. Chief Dupuis was pretty sure that Mr. Killary would not accept the position now that he is second in command for the Town of Boscawen Police Department. Chairman Cummings stated that with all legalities aside, writing the letter would be a good gesture as Mr. Killary was a good officer. Chairman Cummings asked for a volunteer to compose the letter. Selectman Johnson volunteered. He would then send the letter to Chairman Cummings for his signature.

Fire Chief Colin Colby advised of the following:

- There have been 106 calls to date;
- Boscawen's Old Home Day Parade is this weekend;
- He's been bringing the Scott Bottles down to IPS in Wilmington, MA on the days he goes by their office when he goes to work. So it's being done piecemeal. The last batch will be brought down on Wednesday and be back in service Thursday night.

Road Agent Emmett Bean advised of the following:

- The Highway Department has been working up on Little Hill Road. He has some quotes out for tar prices. Companies are supposed to get back to Mr. Bean the first of the week.
- The man who oils the roads was in town and Mr. Bean advised that two miles of road will be done shortly, because it has to be done within the next six weeks. Chairman Cummings asked what roads were going to be oiled. Mr. Bean said he had not decided that yet as he has to go back over the roads next week.
- The State has shut one shed down in each district as of October 1st. The Warner shed that takes care of snowplowing Route 127 is one that has been shut down. Route 127 will be taken care of out of the Highway Shed at Exit 7 of Route 89. The State has changed the Snowplowing Policy. Plowing of snow will not start until there is seven inches of snow on the road as opposed to three inches. The State will not be plowing between 9:00 p.m. and 4:00 a.m. This is going to cause more pressure for the Police, Fire and Ambulance personnel. Chief Dupuis asked what the hired trucks get paid per hour. Mr. Bean said it depended on the type of truck and what kind of plowing equipment was attached. The price ranges from \$60.00 - \$95.00 per hour. Mr. Bean stated he had met with the Road Agents from Boscawen and Salisbury and two selectmen from Salisbury regarding this situation. Mr. Bean said there is talk at the State about having towns take back some state roads that the towns maintain in the winter, such as Tyler Road and White Plains Road. Mr. Bean said it doesn't cost much more with the plows down when traveling over the roadways as opposed to up except for the cutting edge. Chairman Cummings referred to a letter from the Town of Tilton to the State. The Town of Tilton considers the State's decision as a violation of the State's Constitution. They believe that it is an unfunded

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- mandate. Selectman Johnson brought up the subject of local towns plowing state roads. He stated that Salisbury Selectman Ken Ross-Raymond is working on this.
- Mary Smith, Town Treasurer, advised the Board in the past that there were not going to be anymore bank charges, however, on the current statement there were charges. Mrs. Smith stated those charges were made in error and the bank had already returned the money to the Town.

Mr. Bean made one other comment. He had the State take down some branches off of pine trees that were blocking the yellow flashing light for the School Zone. Also, Mr. Bean commented that when one drives down Long Street to the Stop sign at Route 127 and looks north towards Salisbury for oncoming traffic, Ruth Stebbins' old house has a shrub that has grown out and over the road which blocks a driver's view. Mr. Bean stated there was a "near miss" of an accident at that intersection the other day. Chief Dupuis said he would stop in and speak to the resident about trimming the shrub.

At 7:52 p.m. Chairman Cummings opened two sealed bids for those properties in the Pillsbury Lake District offered to abutters by the Town as voted at the 2011 Town Meeting. The first sealed bid was for the property of Map 10 Lot 6-41. The bid was received on 07/25/11 for \$200.00 from Richard E. Bogrett and Carol L. Bogrett of 40 Manchester Drive which is Map 10 Lot 1-40. Selectman Hashem motioned to accept the bid of \$200.00 for Map 10 Lot 6-41 according to the conditions that were set in the notice. The motion was seconded by Selectman Johnson and approved. The next sealed bid was for Map 10 Lot 1-109 which was received on August 1, 2011 in the amount of \$301.00 from Robert Wolinsky of 575 Deer Meadow Road which is Map 10 Lot 1-111. Selectman Hashem motioned to accept the bid of \$301.00 for Map 10 Lot 1-109 according to the conditions that were set in the notice. The motion was seconded by Selectman Johnson and approved.

Chairman Cummings stated he had a couple of things he wanted to bring attention to that were not on the agenda. He proceeded to ask about the New Business of legal issues. This subject was passed over. Chairman Cummings wanted to recognize Brenda Silver and the members of the Old Home Day Committee for taking on the Old Home Day preparations. This was quite an undertaking. The weather cooperated; selectman from another town said the chicken barbeque was wonderful; the dance was absolutely wonderful. Lots of people pitched in so there was not a lot to clean up. Chairman Cummings took his turn in the dunking booth!

Chairman Cummings stated he was reminded by the Chairman of the Refuse Disposal Committee that they have a vacancy and she strongly recommended a candidate, Mr. David Klumb. Chairman Cummings asked for a motion to nominate David Klumb to be an Alternate on the Refuse Disposal Committee. Selectman Hashem made a motion and recommended David Klumb as an Alternate on the Refuse Disposal Committee. The motion was seconded by Selectman Johnson and approved. Selectman Johnson asked about the vacancy on the ZBA. Chairman Cummings stated that would not take place at this meeting. Chairman Cummings will talk to Marty Bender, Chairman of the ZBA, to see if he has any recommendations. Selectman Hashem inquired about the status of the changes of the refuse ordinance and the deeds. The last communication was they were waiting on legal advice from counsel with regards to taking items at your own risk and the issue of trespassing. Selectman Hashem mentioned that the committee had thought about putting up cameras. Selectman Hashem asked about the timeline regarding their budget. Mr. Klumb responded that Steve Clough is responsible for their budget development. Selectman Hashem stated that even though it would be the joint boards, wouldn't the Town of Webster have a say? Mr. Klumb stated that Webster has asked for that for several years and it has never happened. Selectman Hashem suggested having a meeting with the Committee sometime in October before they finalize their budget. Selectman Johnson stated for a period of four to five years Webster did not participate very well and therefore the Town of Hopkinton took over. Barbara Corliss is trying to get back to even contribution from both towns, which would include the budget process. Chairman Cummings stated he would be seeing a member of the Hopkinton committee in his travels on Tuesday, so he would touch base with him.

The Board discussed the Paul P. Mock Memorial Plaque that needs to be put back on the rock across the river. Selectman Johnson stated that the plaque has been down for about a year. Some teenagers found it and brought it over to Town Hall. Selectman Johnson stated the Board needs to decide what to do with it; is it going to be put back? It's very heavy and would be very

