

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

6:34 P.M. Selectmen's Meeting – December 27, 2011 – Tuesday

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 Administrative Assistant Judith Jones:

- Selectman Johnson made a motion to accept the Selectmen's Minutes of December 12, 2011 as written; seconded by Selectman Hashem and approved.
- Selectman Johnson made a motion to accept the sealed Selectmen's Minutes of December 12, 2011 non-public session; seconded by Selectman Hashem and approved.
- "Appointment Procedure Policy" and "Volunteer Interests Form for Boards and Committees" as adopted on 12/12/11.
- Vacation leave slip for Mrs. Jones.

The Board signed the following for Financial Administrator

- Supplemental Intent to Cut for Richard George – Map 4-41.
- Intents to Cut for David Stewart-Smith – Map 5-28 and John Guay – Map 4-71.
Discussion ensued on any regulations of the timber cuts and how often they were reviewed. Emmett Bean noted that the State Forester checks cuts frequently.
- Selectman Hashem made a motion to accept the following encumbrances totaling \$21,308.69. After a short discussion the motion was seconded by Selectman Johnson and approved:

PO #47 – Fire Department	\$ 739.00
PO #48 – Fire Department	352.00
PO #49 – Police Department	4,635.35
PO #50 – Police Department	7,281.04
PO #51 – Police Department	500.65
PO #52 – Police Department	880.00
PO #53 – Police Department	1,200.00
Perry Brother's Monument Co. for stone restoration - Cemetery	1,000.00
PO #41 (Grant 50% after paid)	1,910.00
PO #54 – Fire Department	350.00
PO #55 – Highway Department	501.65
PO #43 – Fire Department	935.00
PO #42 – Fire Department	405.00
Pair of rubber boots size 14 EEE – Fire Department	200.00
Camera – Fire Department	249.00
Pedi Pulse Ox needed for ambulance license – Fire Department	170.00
Total encumbered:	\$21,308.69

- Sick leave slip for Mrs. Pinkham.

Selectman Cummings pointed out the purchase order relevant to the server and new computer for the Police Department, which includes the server and one new computer. Selectman Hashem felt it was on the expensive side. Chief Dupuis noted that it included hardware and labor.

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The Board signed the following for Police Department Robert Dupuis:

- PO #49 for the Police Department to Ossipee Mountain Electronics, Inc. comprised of a quote for miscellaneous electronic equipment in the amount of \$4,635.35.
- PO #50 for the Police Department to Mainstay Technologies for hardware for a server and labor in the amount of \$7,281.04.
- PO #51 for the Police Department to Sirchie for miscellaneous evidence bag tubing and a sealer in the amount of \$500.65.
- PO #52 for the Police Department to Twin Rivers Office Machines, Inc. for a multifunction copier in the amount of \$880.
- PO #53 for the Police Department to Neptune Uniform & Equipment, Inc. for new officer's uniform in the amount of \$1,200.

Chief Dupuis explained some of the above purchase orders in more detail. He noted that some of the radios were from the Car 54 project, noting that Ossipee Mountain was unable to work on them, requiring them to be sent to Motorola for repairs. There was also a discussion on the uniform Purchase Order.

Selectman Johnson inquired as to whether any money could be encumbered from the Solid Waste budget, noting that for the last several years the amount has been \$150,000 and usually is not totally spent. Mrs. Pinkham noted that we are contracted with the Town of Hopkinton and have paid through November, saying that December would be accounted for by the auditors. There was general discussion on the Landfill budget, noting that the last time funds were encumbered it was for a trailer, loader, etc. Selectman Hashem indicated that there was no way to encumber funds that were for a regular payable item. No decisions were made.

Discussion on the landfill prompted discussion on the mandatory recycling in Hopkinton and whether or not it would continue.

Selectman Johnson made a motion to encumber \$1,800 for propane at the Public Safety Building; seconded by Selectman Hashem and approved.

Chief Dupuis advised the Board of the following:

- The semi-monthly Police report showed 23 calls for service.
- He spent most of the time over the past two weeks reviewing policies and procedures with Officer Dan Shapiro.
- He is still working on the arson case.
- He discussed the unpaid on-call hours provided by Lieutenant Phil Mitchell and Officer Richard LaValley over the past year totaling 1,609 hours (1,301 and 208 respectively), which in the past had been paid at a rate of \$2 per hour. He requested, though the officers had not made any request, that the Board consider reimbursement as his interpretation of the "Garcia" law was that the officers could not volunteer their time at their regular job and if someone worked they should be paid. He noted that they would not stop the on-call time if not reimbursed. If paid there would be \$16,000 plus remaining in the wage lines. Selectman Hashem again stated that the benefit of taking the cruiser home was the compensation. Chairman Cummings noted that at the last meeting Chief Dupuis was requested to draft a policy for on-call time. He then indicated that compensation was determined by whether the officer was restricted or not when on-call. Chief Dupuis acknowledged that the officers were not restricted. There was an extensive discussion on the benefits of using the car; on-call time whether restricted or not, etc. Selectman Johnson inquired about the rate of pay and how it was arrived at, saying he had read information from LGC that Town employees could not volunteer to work at their regular job without compensation. It was noted that the officer gets paid if called out, often resulting in overtime. Chairman Cummings inquired about next year's budget and was advised that there is a line for on-call time. After much discussion the decision was to leave the \$3,500 in the 2012 budget and let the townspeople decide at the Town Meeting. The Board would like to see more control of the on-call time in the future. Chief Dupuis indicated that he was concerned whether the Town could face legal action in the future should an officer leave the department and sue the Town in a court setting for compensation of the on-call time, which shows on the officer's time sheets. After the total for reimbursement was calculated to include retirement and FICA, Selectman Johnson made a motion to pay the 1,609 on-

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call hours to the officers per Chief Dupuis' request; seconded by Chairman Cummings. After discussion the vote was two against and one in favor.

Chairman Cummings had an e-mail report from Fire Chief Colin Colby advised that the Department had 157 calls to date, approximately 10% down from last year's total of 174 calls. Calls since the last meeting were mostly medical and mutual aid calls.

The Board signed the following for the Fire Department:

- PO #47 for the Fire Department to Knoxland Equipment for a generator for the new 65E2 in the amount of \$739.
- PO #48 for the Fire Department to Fire Tech & Safety for an O2 sensor for the gas meter with S/H in the amount of \$352.
- PO #54 for the Fire Department to Yankee Truck, LLC for repair of the tanker transmission for a cost of \$300-\$350.

Road Agent Bean noted that he knew what it was like to volunteer without compensation as he has been doing so for the last six or more years as Road Agent. The Board then signed PO #55 for the Highway Department to Ossipee Mountain Electronics, Inc. for two mobile radios, programming two mobile radios and miscellaneous radio related items in the amount of \$1,003.30, which was changed and initialed to authorize the purchase of two radios instead of one. He then requested a vote be taken to withdraw \$240 from the Highway Building Maintenance Expendable Trust, established in 2011 for this purpose, for repairs done at the Salt Shed. Selectman Hashem made a motion to withdraw \$240 from the Highway Building Maintenance Expendable Trust; seconded by Selectman Johnson and approved by the Board and the Road Agent.

Mrs. Pinkham advised that the Highway Block Grant had been changed twice very recently from \$69,033 down to \$63,048.13, a \$10,000 reduction from last year, noting that the budget as it is now had been lowered to reflect this change. She and the Road Agent requested that the Board discuss this reduction and whether they wanted to consider putting this amount back in budget as it would significantly affect their budget if not. Putting it back in would mean that the \$10,000 would come from taxation, not Block Grant. The Board's decision was to add \$10,000 to the Highways & Streets bottom line. Mrs. Pinkham advised that the State explained that the Highway Block Grant reduction resulted when the State realized that it had been adding in court fees, which was not part of the Legislature's intent, and now this has been taken out of the disbursement. The Board could explain the reduction of the Block Grant at the Public Hearing and Town Meeting and the small increase usually added annually to this budget, which could then be raised or lowered from the floor at the Town Meeting. Chairman Cummings noted that it was another way the State was downshifting costs and questioned the next visit by Senator Andy Sanborn. Mrs. Jones will call and make arrangements for future visits by Senator Sanborn. Selectman Johnson suggested that the Board request he focus on issues relevant to Webster. There was further discussion on how the budget lines show in the breakdown, with Mrs. Pinkham explaining that the Block Grant needs to be segregated and shown as spent each year. Mr. Bean noted that some folks thought he handled the landfill as that line is usually in the same Warrant Article.

FYI: The Public Hearing on the Refuse Disposal Ordinance amendments will be January 3, 2012 at 5:30 PM. The Hazard Mitigation Update 2012 Meeting will be held on January 11, 2012 at 6:00 P.M.

Selectman Hashem made a motion to appoint the following to the Hazard Mitigation Update 2012 Committee:

- a. Emergency Management Director/Code Enforcement Officer (life safety) – Adam Pouliot
- b. Staff Coordinator/Administrative Assistant – Judy Jones
- c. Fire Chief – Colin Colby
- d. Police Chief – Bob Dupuis
- e. Road Agent – Emmett Bean
- f. Selectman – either Selectman Johnson or Chairman Cummings
- g. Conservation Commission Member – Sally Embley
- h. Member at large – Roy Fanjoy
- i. Planning Board – Mason Donovan

This motion was seconded by Selectman Johnson and approved. As there was no representation from the school, Chairman Cummings volunteered to contact Mike Jette, as he had expressed interest in the committee, to represent the school.

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Selectman Hashem recommended that the stipend paid to the volunteer firefighters increase by at least \$1,000 as they are using their own vehicles, etc. and there has been no increase in this line since 2006. Selectman Hashem made a motion to add the \$1,000 to the Firemen's Hourly Stipend; seconded by Selectman Johnson and approved.

The Board will review the entire budget at the next meeting after all changes have been entered.

Mrs. Pinkham advised that she wanted to do another check run on December 30th if needed.

Chairman Cummings advised that there was a "road trip" to Centennial Drive on December 17th as there is an issue while plowing because it is not clear where the Town's Right-of-Way and the owner's property boundaries are located. A variance was granted by the Zoning Board when the home was built to allow the home to be built within 15' of the road. Chairman Cummings will be meeting with the owner in the new future. He advised that the Town does have a deed to those roads that were accepted by the Town.

Chairman Cummings advised that the issue in Davisville for an inspection of the property had been postponed until the first of the year as the owner filed a motion with the Court pleading medical difficulties, which was granted.

Deeds were recorded from Hopkinton giving Webster their share of the land for the landfill. Mrs. Jones realized that the percentage was 76% for Hopkinton and 24% for Webster, which should have been 80% and 20% respectively. The description had been taken from the earlier recorded deeds and there was verbiage missing on both deeds as well as some minor errors. Mrs. Jones will call Hopkinton Administrator and request corrective deeds.

In the past there has been a Warrant Article offering Town owned lots in the Pillsbury Lake District for sale restricting it to abutters only with a home already on the their lot with the caveat that the lots be merged. Though there may be a very limited number of lots that meet the criteria, the Board chose to offer any that do.

Don Koberski commented that in the past the Police Officers were allowed to take home the cruiser in lieu of compensation for on-call time. Mrs. Jones will review the minutes for any information regarding this issue.

Mary Smith indicated that if the Board writes a policy on on-call time or returns to paying on-call time that they should check with LGC for further input on how to compensate for the time. She advised that at her previous employment she had to make adjustments or some employees were paid a stipend.

Jere Buckley advised that the Planning Board, at their last meeting, voted to not pay the annual dues to Central New Hampshire Regional Planning.

8:29 P.M. Selectman Hashem made a motion to adjourn the meeting; seconded by Selectman Johnson and approved.

George C. Cummings, Chairman
BOS/jj

George K. Hashem

Bruce G. Johnson

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