



**TOWN OF
BROOKLINE, NEW HAMPSHIRE
SELECTBOARD**

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*Minutes
Selectboard
Monday, June 3, 2019*

Selectboard members present: Brendan Denehy, Eddie Arnold, Ron Olsen and Drew Kellner along with Town Administrator Tad Putney.

Also present: Ann Somers, Rui Loura, Fire Chief Corey, and Ambulance Chief Jackson.

6:30pm **Brendan** opened the meeting with the Pledge of Allegiance.

Public Input

Brendan announced that the Brookline Historical Society honored **Del Porter** this weekend with the Boston Post Cane Award for being the oldest resident in Brookline.

Approve Minutes

Eddie moved, seconded by Drew, to approve the minutes for the Monday, May 20, 2019 meeting as written; Voted Yes 4-0. Eddie moved, seconded by Drew, to approve four sets of non-public minutes for the Monday, May 20, 2019 meeting as written; Voted Yes 4-0.

Sign Warrants for Payment

The Board approved Accounts Payable Warrant #21 in the amount of \$1,162,939.18, 250th Anniversary Warrant #13 in the amount of \$10,349.60, Payroll Warrant #22 in the amount of \$59,972.98 and Police Detail Payroll in the amount of \$2,275.

Announce Household Hazardous Waste Collection at Nashua DPW

Brendan announced the next Household Hazardous Waste Collection will be at the Nashua DPW on Route 111 on June 6th from 3pm-7pm. **Tad** said it is a good way to dispose of gas that had gone bad as well as other items and that the cost is \$15 per car.

Appointments

The Board signed the appointment slips for Jordan Bailey as Full Member and Drew Kellner as Alternate Member to the Wild & Scenic Stewardship Council.

Eddie moved, seconded by Ron, to appoint Daryl Pelletier to the Public Works Building Committee; Voted Yes 4-0.

*Minutes
Selectboard
Monday, June 3, 2019
Page 2*

Review Year to Date Expenses

Tad said through the end of May we were about 42% of the way through the year and had spent 36% of the operating budget. He said revenues, as of May 22, were at 37% of what had been estimated for the year and at that point we were about 40% of the way through the year. He noted the primary reason we are trailing the annualized rate is that we do not receive the state meals and rooms tax revenue, which amounts to about \$270,000, until December. **Tad** said one area that is below expected revenue is construction debris at the Transfer Station. He said that **Mike** and **Jim** are aware of it and taking steps to address it.

Review Invitations to 250th Parade

The Board reviewed and signed invitations to **Governor Chris Sununu**, **Senator Jeanne Shaheen** and **Senator Maggie Hassan**. **Brendan** asked **Tad** to add **US House Representative Annie Kuster** to the invitation list.

Review Request to Close Frances Drive from 11-Noon on Sunday, July 21st

Ron moved, seconded by Drew, to allow the closing of Frances Drive on July 21st from 11am-Noon (though allowing for emergency vehicles) for the bike parade during the Women's Club Blueberry Bash; Voted Yes 4-0.

Review Bids for Tree Work at Brookline Chapel

Souhegan Tree Service bid to remove the two large pine trees for **\$2,800**. Pioneer Tree Service bid to remove two large pines and three smaller pines for **\$2,800**, prune dead branches across the street for **\$650**, and stump grinding, if desired, for **\$250**. Gate City Tree bid to remove two large pines and four smaller pines for **\$3,995** and trimming dead branches across the street for **\$1,395**. **Tad** said removal of the three smaller pines will be contingent on consultation with the abutters. *Drew moved, seconded by Eddie, to award the job to Souhegan Tree Service contingent upon their inclusion of the three smaller pines in their bid price, if they refuse, second choice would be Pioneer Tree Service; Voted Yes 4-0.*

Fire Chief Charlie Corey - Fire Department Periodic Update

Chief Corey reviewed the Brookline Fire Department's inventory of fire trucks and staff vehicles. **Charlie** said the average age of the fleet is 25 years. He asked that each Board member let the Fire Department know their position on warrant articles earlier on in the budgeting process, so that any questions can be addressed before it is too late. **Charlie** said they hope to hear something soon on the new truck grant. He advised the public to check out a video on YouTube demonstrating how much faster a house fire burns now compared to the past and advised closing bedroom doors before turning in at night ("close before you doze").

Open Bids for New Ambulance

Tad said we received one bid today, Monday, June 3rd but it was postmarked May 31st. He said the Request for Bids stated the "due date is May 31st by 4pm." **Drew** said if it is not more specific than just the due date, he would accept the postmark date as on time. **Eddie** and **Ron** agreed, **Brendan** did not agree. The bid was opened with the others. The preliminary figures from the initial opening were:

*Minutes
Selectboard
Monday, June 3, 2019
Page 3*

| | Vehicle Price | Trade-in Value | Total Cost |
|----------------------------|----------------------|-----------------------|-------------------|
| Sugarloaf Ambulance Rescue | \$246,626 | \$3,500-\$3,800 | \$239,126 |
| Greenwood Emergency | \$289,838 | \$10,000 | \$279,838 |
| Professional Dealer Corp | \$255,124 | \$10,000 | \$261,000 |
| Bulldog Fire Apparatus | \$284,730 | \$10,000 | \$274,730 |
| Autotronics LLC | \$232,021 | \$ 9,000 | \$223,021 |

Chief Jackson said he has put together a bid review committee to perform a comprehensive review of each bid.

Grant for Ambulance Radios

Chief Jackson said radios received by the Ambulance Service fourteen years ago are outdated and there is a grant available to have them reprogrammed. ***Drew moved, seconded by Eddie, to authorize Brendan to sign the grant application to reprogram the radios pending his review of the application; Voted Yes 4-0.***

Discuss Draft Hobart Fessenden Conservation Easement

Drew explained the wording in the draft easement is similar to the previous two conservation easements. He said a few items that do not apply have been edited out. **Rui** asked if there is a list of recreational restrictions. **Drew** read through the list of restrictions. **Drew** said it has been submitted for legal review and hopefully the Board can review and sign the document at the June 17th Selectboard meeting.

Discuss Legal Guidance on Ball Park Rules

Tad said at the last meeting there were two questions raised that he has researched with NH Municipal staff attorneys. The first was whether rules for the park must be approved at town meeting, as was noted in the 1910 deed that conveyed the land to the town or if the Recreation Commission has the authority to make rules. He said research found that the 1970 town meeting voted to establish a Recreation Commission and therefore they have the authority to make rules for the park. Furthermore, he said that RSA 466:39 provides the Selectboard with the authority to make bylaws concerning the “restraining of dogs as it deems appropriate.” **Tad** said the second question was whether the town would be liable if a person was injured by a dog. He said that “recreational immunity” protects the town from liability in such a scenario if the land for recreational purposes is provided without charge. **Tad** said that for the past several years, the Recreation Commission has charged user fees to three sports organizations and that this, according to the staff attorney, could be a “gray area” regarding immunity as we are not charging users directly. He referenced a NH Municipal article that suggested a primary practical issue for selectboards is whether to charge for recreational activities and that each town needs to “weigh whether retaining immunity is more or less valuable than retaining a user fee.” **Tad** noted that in 2019 we expect to receive just under \$12,000 in field revenue and the annual maintenance costs for the park are \$30,000 - \$35,000. **Drew** and **Eddie** said they would like to see any rules related to dogs go to town meeting. **Brendan** said he would like to know that the members on the Recreation Commission heard the comments expressed at the recent public hearing since only Rich attended.

*Minutes
Selectboard
Monday, June 3, 2019
Page 4*

Tad said he will reach out to the members and that **Rich** will be at the next Selectboard meeting.

Review Mail Folder

The Board reviewed the mail folder.

Discuss Next Meeting Agenda

It was agreed the following items would be on the next meeting agenda:

- State Senator and two State Representatives re recent legislation
- Review Welcome Sign design
- Revisit Hawker/Peddler Ordinance
- Recreation Commission on outdoor lighting at Ball Park and dog ban
- Hobart Fessenden conservation easement

Brendan moved, seconded by Eddie, to go into non-public session per RSA 91-A:3 II (c) reputation; Roll Call Vote 4-0.

Brendan moved, seconded by Eddie, to come out of non-public session and seal the minutes; Roll Call Vote; Yes 4-0.

Drew moved, seconded by Eddie, to adjourn the meeting; Voted Yes 4-0.

8:00pm meeting adjourned.

Minutes submitted by Sharon Sturtevant.

Brendan Denehy

Eddie Arnold

Ron Olsen

Drew Kellner