



TOWN OF
BROOKLINE, NEW HAMPSHIRE

BOARD of SELECTMEN

P.O. BOX 360 – 1 Main Street
BROOKLINE, NH 03033-0360

Selectmen@brookline.nh.us <http://www.brookline.nh.us>

Telephone (603) 673-8855

Fax (603) 673-8136

Minutes
Board of Selectmen
Monday, July 11th, 2011

Selectmen Tad Putney, Clarence Farwell, Jack Flanagan, Darrell Philpot and Karl Dowling were present.

Attending the meeting: Ann Somers, Helen Ballou, Loring Webster, Chris Adams (Finance Committee) and Albert McKeon (Reporter).

6:30 pm – **Tad** called the meeting to order. The meeting opened with the Pledge of Allegiance.

Minutes

Jack moved to approve the two sets of the June 27, 2011 non-public meeting minutes as printed. Karl Seconded. Voted Yes 5-0.

Clarence moved to approve the June 27, 2011 regular meeting minutes as printed. Jack seconded. Voted Yes 5-0.

Jack moved to pass over the June 30, 2011 non-public meeting minutes due to some revisions that need to be done. Seconded by Karl.

Discussion on whether to release the minutes or not followed.

Jack said that the minutes contain some items that are covered by RSA 91-A:3,II (a) even if some other items could be made public. **Darrell** disagreed and said that the minutes should be released. **Tad** said that he was concerned about releasing the entire content of those minutes. **Darrell** said that by RSA draft minutes have to be available within 5 days. **Tad** said that the Board has the ability to modify the draft minutes. **Darrell** said that the point is that the minutes were not sealed by 2/3 of the members after the meeting; therefore they should be made available. **Karl** said that the discussion the board had should have been public. **Tad** disagreed; part of the conversation needed to be non-public. The Board discussed the fact that the minutes needed two-third of the votes, not only a majority of members, to be sealed.

Jack, Karl and Darrell voted to not approve the minutes. Clarence and Tad opposed. Motion to release the minutes passed.

“Draft” was added to the June 30, 2011 non-public session minutes. The Board will act on the minutes at their next meeting after Jack, Karl and Rena amend them.

Warrants

The Board signed the \$94,947.04 regular warrant including \$33,588.99 for Souhegan Regional Landfill District, \$16,760.23 for LGC Health Trust and \$11,475.36 for NH Retirement System.

The Board signed the payroll warrant for the amount of \$42,658.84.

Police – Chief Quigley - June 30, 2011 meeting

Tad read a statement he prepared to the public, explaining what the purpose of the June 30, 2011 meeting. The meeting was related to the new NH retirement rules for part time status which led to the preparation of a revised 5-year contract for the Police Chief which states he will be a full time employee. A discussion between the Selectmen followed. **Darrell** said that there are a few items that he would like to change in the contract. **Karl** noted that this discussion was not listed on tonight's agenda and the Board should give the public a chance to comment on this.

7:15 pm – Motion

Clarence moved to approve the revised employment agreement between William Quigley and the Town of Brookline as written.

Darrell said that, at the meeting last Thursday, three of the Selectmen agreed that we needed a part time Police Chief. Now, you want to change this. **Jack** said that we have a great Police Department with zero turnover compared to what we had before. This contract is fair to him. **Tad** asked Karl how the Board could manage to get public input; publish the contract? **Karl** said that the problem is that people were not aware that this would be discussed tonight. **Tad** explained that the issue is that the Board had to do something because of the retirement rules that changed.

Jack seconded the motion. Tad, Clarence and Jack voted Yes. Darrell and Karl were opposed. Motion passed 3-2.

Tad announced that the Town has now a full-time Police Chief.

A letter will be sent to NH Retirement to let them know that the position of Police Chief is being changed to full time.

Jack moved to authorize Tad to sign the letter. Seconded by Darrell. Voted Yes 5-0.

7:30 pm – Financial Report – Mid-year review

It was noted that we are going to be slightly over with health insurance (54% as of June 30).

Chris Adams asked about the electricity bill that has been going up for the Annex (181%). A freezer was acquired a few months ago and this may explain the higher bill.

Jack said that the Board will need to look at workers comp for police (87%).

Chris asked if the town has a contract for the credit card use by the police department.

Chris asked about the maintenance line item for the recycling center and the safety complex. **Clarence** said that plans have been drawn up but work has not been done yet. **Chris** said that he would like to have a date of completion.

Chris said that he would like to be able to review the draft 2010 audit. **Tad** said he would contact the auditor tomorrow and forward a draft of the audit to members of the Board and Finance Committee as soon as he receives it.

Website/Transparency Committee

Tad explained that the Committee's members were selected but have not yet been appointed by the Board.

Darrell moved to appoint Betty Hall, Dennis Skey, Patricia Howard-Barnett and Lynne Abt to the Committee. Jack seconded. Voted Yes 5-0

Karl will represent the Board of Selectmen on the Committee.

Peer Group for 2011

The Board reviewed the list of towns selected as a peer group for pay and benefit analysis. All towns are located south of Concord, NH. The Board agreed on keeping Milford but dropped Mason because of its low population.

Energy Efficiency & Conservation Block Grant Program

Darrell moved to authorize Tad to sign the Certificate of Final Completion. Seconded by Clarence. Voted Yes 5-0.

Police Department – Request from the Chief

In a letter dated July 11, 2011, Bill Quigley is asking for the Board to reconsider and rescind their October 7, 2009 decision to restrict the hours worked by the Police Officers and return the scheduling and duty hours to the his discretion.

Clarence moved to rescind the restriction passed by the Board. Seconded by Karl. Voted Yes 4-1. Jack opposed the motion.

NRPC – Master Plan Update – Contract for Update Continuation

Jack moved to authorize Tad to sign the contract for the continuation and completion of the Master Plan update with the NRPC. Seconded by Darrell. Voted 3-0-1. Clarence abstained.

Fire Protection

- The Board received an email from Scott Knowles asking for the Fire Department to conduct inspections for smoke and CO detectors at locations where the town assists with rents and mortgages. Because this might be an issue with confidentiality, **Tad** will talk to Ann Webb about this.
- New HB317 pertains to fire warning devices and carbon monoxide devices in dwellings. Information will be put on the Website. New RSA129-1 took effect July 01, 2011.

Broadband Stakeholder Group

The NRPC is requesting a Brookline representative for the group. **Tad** will pass this on the Web Committee.

Department Activity Reports

The Board received activity reports from the Police Department, Ambulance Services, Building Department and Tax Collector.

Facilities Study Committee – Police Facility Evaluation

The Board received the Committee's minutes of their June 23, June 29 and July 6, 2011 meetings.

Brookstock 2011

The Fire Department informed the Board that the grill at the concession stand is not to be used until the entire hood and extinguishing system is in and inspected. The Recreation Commission has been informed as well. **Karl** said that it is his understanding that they will use a separate grill, away from the building, to prepare burgers and hot dogs.

Grove – Play structure

Resident Adam Harley sent an email to inform the Board of safety issues with the play structure. He has witnessed two children at separate times fall from an opening at the top of the structure, one of them

fracturing his collar bone. Other parents have shared other similar stories with Mr. Harley. He suggested removing the structure allowing for more kids to play ball.

Tad said that, this afternoon, he personally witnessed another kid falling off the structure.

Rich Vertullo (Rec. Com.), who was copied with Mr. Harley's request, emailed the Board on July 3rd stating that there were equal chances for repair or outright removal and that the Rec. Com. was looking into the issue further.

Karl said that he would talk to the Recreation Commission about it.

Notice of Foreclosure Sale – Lot H-75

The Board received the notice of foreclosure relative to lot H-75 currently owned by KKM Investment.

Jack suggested talking to the Conservation Commission because the property abuts conservation land.

Clarence suggested letting Town Counsel know as well.

Winterberry Road

Dennis LaBombard submitted a satisfactory report after he went inspected the installation of the finish coat of asphalt. Dennis does not have any concerns with the installation.

Ten Year Transportation Improvement Plan

The Board received a Public Notice from the Governor's Advisory Commission on Intermodal Transportation (GACIT) that a public meeting will be held on July 14, 2011 to discuss the potential financial impacts on the State's Ten Year Plan.

Senate Redistricting

Jim Belanger emailed the Board with the information that the Town of Litchfield contacted their Senator to ask him to consider grouping Litchfield with other towns of similar demographic and community concerns.

Old Home Days – Miller Amusements/Recreation Commission Agreement

The Board received a copy of the agreement. Miller Amusement will provide rides, games and food vendors for Brookline Old Home Days July 22 through July 24, 2011 at the Ball Park.

Code Enforcement Officer – Requirements for Special Events

Paul Harvey provided the Board with a package related to special events for their review. The Board asked Paul to incorporate input from Scott Knowles and William Quigley and then re-submit the document to the Board for final review.

Charter – Cable Proposal

Tad said that he would coordinate with Alan (Rosie) Rosenberg.

Plowing of Unfinished Roads

The Board discussed the fact that there are four roads in town that are not finished but may need to be plowed by someone other than the developer. This will be brought to the attention to Town Counsel.

Brusch Hall – Chimney repair

Clarence said that he received quotes to repair the chimney, from \$2,500 to \$3,200. The Board agreed to use the low bidder to repair the chimney.

RMMS Basketball Court

Karl announced that the court was paved on Saturday.

Conservation Commission

- **Tad** will ask Kristen to add “code of ethics” on the next Conservation Commission’s agenda.
- **Tad** thanked Buddy and Cindy-Lou Dougherty for the lunches they prepared for the inmates at \$2.45 per man! The inmates recently worked on removing the damaged structure on the conservation land off Route 130, lot H-126-1

9:05 pm – Non-Public Session

Tad moved to go into non-public session under RSA 91-A:2, I (a), collective bargaining, and RSA 91-A:3, II (c), reputation. Seconded by Jack. Voted Yes 5-0.

9:30 pm

The Board returned to the public session.

Tad moved to seal the minutes of the non public sessions. Seconded by Jack. Voted Yes 5-0.

9:35 pm - Adjourn

Clarence moved to adjourn the meeting. Darrell seconded. Voted Yes 5-0

Minutes submitted by Valérie Maurer

Tad Putney

Clarence L. Farwell

Jack B. Flanagan

Darrell Philpot

Karl D. Dowling