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**MINUTES OF THE
BOARD OF SELECTMEN**

**MEETING OF
February 11, 2008**

7 The Board of Selectmen held a meeting on Monday February 11, 2008, at Salem Town Hall, 33
8 Geremonty Drive, Salem, NH.

9
10 **PRESENT:** Chairman Everett P. McBride, Vice-Chairman, Elizabeth A. Roth, Secretary Arthur
11 E. Barnes, Selectman Michael J. Lyons, and Town Manager Mr. J. Sistare.

12
13 **ABSENT:** Selectman Patrick Hargreaves joined the meeting at 7:12 p.m.

14
15 **CALL TO ORDER**

16 Chairman McBride began by calling the meeting to order at 7:00 p.m., He then joined the
17 Board in the Pledge of Allegiance, and introduced members of the Board and Town staff. He
18 asked for a moment of silence for former Police Officer Don Boland who had passed away over
19 the weekend.

20
21 **1. Meeting Minutes**

22 **MOTION:** by Selectman Barnes

23 *Move to accept the minutes of the Regular meeting on February 4, 2008 with the following*
24 *amendment: delete "and go into Non-Public Session under RSA 91-A:3, II (a)" from the*
25 *motion to adjourn the meeting, page 8, line 7 and also line 12*

26 **SECOND:** Selectman Lyons

27 **VOTE:** 3-0-1 (Selectman Roth abstained as she was not at the meeting
28 The motion carried

29
30 **2. Chairman Comments**

31 Chairman McBride deferred to Town Clerk, Barbara Lessard who introduced herself and
32 explained the court had ruled that Towns can no longer put names on the ballot
33 alphabetically and that it will be necessary in future to draw a letter. Ms. Lessard suggested
34 this be done in public session. The drawing took place and it was determined this year
35 would begin with the letter 'P'.

36
37 **3. Petition Articles – 2nd Session**

38 Mr. Sistare stated there were six petitioned articles on the ballot, inviting those who brought
39 the petitions forward to talk on their behalf.

40
41 Ms. Rosemary Hatton Library Trustee introduced herself and explained both the articles
42 relating to the Kelley Library. She explained the Library had returned money this year to the
43 General Fund.

44
45 **a) Fund Kelley Library Employees Economic Benefits**

46 **MOTION:** by Selectman Lyons

1 ***Motion to receive and move the following petition to the 2008 Town Meeting Warrant***
2 ***with recommendation: To see if the Town will vote to raise and appropriate the sum of***
3 ***Twenty Thousand One Hundred Fifty-Eight Dollars (\$20,158.00), such sum***
4 ***representing the cost of increased economic benefits for the employees of the Kelley***
5 ***Library.***

6 **SECOND:** Selectman Roth

7 **VOTE:** 4-0-0

8 The motion carried unanimously.

9
10 ***b) Expendable Trust Fund - Kelley Library Employee Separation***

11 **MOTION:** by Selectman Barnes

12 ***Motion to receive and move the following petition to the 2008 Town Meeting Warrant***
13 ***with recommendation: To see if the Town will vote to raise and appropriate the sum***
14 ***of Forty-Seven Thousand Four Hundred Eighty-Three Dollars (47,483.00), to be***
15 ***placed in the Kelley Library Employee Separation Benefits Expendable Trust Fund***
16 ***previously established for the purpose of funding the buy-out of library employee***
17 ***benefits upon separation of employment, and to authorize the transfer of the December***
18 ***31, 2007 General Fund unreserved fund balance in that amount for this purpose.***

19 **SECOND:** Selectman Lyons

20 Mr. Sistare pointed out they are recommending the money be taken out of the Unreserved
21 General Fund balance.

22 **VOTE:** 4-0-0

23 The motion carried unanimously.

24
25 ***c) Reconstruct and Repave Ball Avenue***

26 Mr. Phil Camerada, 21 Ball Avenue introduced himself, speaking in support of the
27 citizens' petition to reconstruct and repair Ball Avenue. He handed out photographs to
28 the Board which showed the current condition of the road, stating it looks like it has not
29 been paved in approximately 40 years. He compared it with Ansel Street, stating it had
30 been resurfaced several times, and spoke about the taxes provided to the Town by the
31 residents of Ball Avenue

32
33 There followed a discussion regarding when the road would likely be repaired, with Mr.
34 Sistare stating it was scheduled for 2009 under the current road program. Chairman
35 McBride asked Mr. Sistare to ensure the road would receive at least a shim coat to make
36 sure it is in reasonable driving condition until it is properly repaired.

37
38 Selectman Barnes asked for clarification regarding the process for the Board for the citizens'
39 petitions, and it was confirmed they usually move each petition with or without recommendation
40 when it has a dollar amount.

41
42 **MOTION:** by Selectman Lyons

43 **Move without Recommendation:**

44 ***Motion to receive and move the following petition to the 2008 Town Meeting Warrant***
45 ***without recommendation: To see if the Town of Salem, NH will vote to raise and***
46 ***appropriate the sum of One Hundred Sixty-Seven Thousand Nine Hundred Dollars***

1 *(\$167,900.00) to be placed in the Roadway Improvement Capital Reserve Fund for the*
2 *purpose of reconstructing and repaving Ball Avenue including the installation of*
3 *drainage*

4 **SECOND:** Selectman Barnes

5 Chairman McBride requested it be noted that the drainage issue should be addressed in
6 conjunction with refinishing the road and that it should receive a shim coat until next
7 year.

8 **VOTE:** 4-0-1 (Selectman Hargreaves abstained as he had just joined the meeting)

9
10 **d) *Repair Bridge at Commercial Drive and Pelham Road***

11 Mrs. Diane Paquette, 58 Pelham Road introduced herself, sharing photos of her property
12 and neighbor's with the Board. She stated there have been over 20 floods since she has
13 lived there. She also stated she was concerned regarding the environmental health hazard
14 posed by the constant standing water, and spoke about the results on the properties of the
15 2006 flood and stated the properties had become catch basins for excess water. She also
16 stated the money the Town spends on performing short term repairs and school buses to
17 avoid the area when it is flooded would be better spent making long term repairs.

18
19 ***Discussion:***

20 Mrs. Paquette confirmed for Selectman Barnes that the figure mentioned in her petition
21 had been provided by Mr. Puff of Engineering as the cost for repairing the bridge.

22
23 The Board discussed with Mr. Sistare whether the bridge would actually be considered a
24 culvert or a bridge after it has been repaired and whether it would qualify for the State
25 Bridge Program, with Mr. Sistare stating he did not think it would qualify as it is
26 currently considered a culvert. He also confirmed that the money would cover the
27 intended repair and that the work is on the CIP for next year. To date there has been no
28 confirmation that it would qualify for State aid.

29
30 There followed further discussion on the topic by members of the Board. Mr. Sistare
31 stated he would investigate whether there were any beaver dams contributing to the
32 current water levels. The Board also discussed options and alternatives which might
33 relieve the problems and whether the citizen petition was the appropriate way to deal with
34 the problems being experienced on Ball Avenue.

35
36 Selectman Hargreaves stated he would support the petition and asked Mr. Sistare to
37 ensure that the culvert is clean. Selectman Lyons requested answers before the second
38 deliberative session as to whether the Bridge Program would provide help.

39
40 **MOTION:** by Selectman Barnes

41 **Move with Recommendation:**

42 ***Motion to receive and move the following petition to the 2008 Town Meeting Warrant***
43 ***with recommendation: To see if the Town will vote to raise and appropriate the sum of***
44 ***Four Hundred Thirty Thousand Dollars (\$430,000.00) for the purpose of repairs***
45 ***needed to the bridge at Commercial Drive and Pelham Road.***

46 **SECOND:** Selectman Hargreaves

1 **Discussion:**

2 Selectman Roth asked whether the bridge repair would do a better job than being vigilant
3 at keeping the culvert clean, as she was concerned that the money being talked about
4 might not be sufficient, or that they might invest in the bridge repair and discover later
5 that the problem is something else. Selectman Lyons stated he was not convinced this
6 would solve the problem completely. Selectman Hargreaves obtained clarification that
7 would the money would not lapse.

8 **VOTE:** 2-3-0 (Selectman Barnes and Selectman Hargreaves voted for the motion)

9 The motion failed.

10
11 **MOTION:** by Selectman Lyons

12 **Move without Recommendation:**

13 *Motion to receive and move the following petition to the 2008 Town Meeting Warrant*
14 *without recommendation: To see if the Town will vote to raise and appropriate the*
15 *sum of Four Hundred Thirty Thousand Dollars (\$430,000.00) for the purpose of*
16 *repairs needed to the bridge at Commercial Drive and Pelham Road*

17 **SECOND:** Selectman Roth

18 **VOTE:** 3-2-0 (Selectman Barnes and Selectman Hargreaves voted in the minority
19 against the motion)

20 The motion carried.

21
22 e) ***Discontinue a Portion of Ewins Lane***

23 Mr. Steve Lewis, representing Dr. Crawly, introduced himself, speaking in support of the
24 petition to discontinue a portion of Ewins Lane. He explained that the area in question is
25 only a right of way and creates restrictions as if it was a road. He also pointed out that
26 the portion referred to was no longer required due to changes which have taken place
27 since last year. Mr. Lewis also pointed out that currently the Town has liability issues as
28 the area is a Town street and that the petition would negate these liabilities. He
29 confirmed that the Planning Board would have to vet the request.

30
31 **MOTION:** by Selectman Lyons

32 *Motion to receive and move the following petition to the 2008 Town Meeting Warrant:*
33 *To see if the Town will vote to discontinue the portion of Ewins Lane beginning at the*
34 *easterly property line of Lot 7519 and extending westerly to the easterly side of Sally*
35 *Sweet's Way. The intention is to discontinue the unimproved portion of Ewins Lane*
36 *between Lots 7519 and 7514 with the former centerline of Ewins Lane being the new*
37 *lot line between the two parcels.*

38 **SECOND:** Selectman Hargreaves

39 **VOTE:** 5-0-0

40 The motion carried unanimously.

41
42 f) ***Resolution to State of New Hampshire***

43 Ms. Laurel Redden, 2 Hall Avenue provided an explanation of the purpose of this
44 petition.

45 **MOTION:** by Selectman Barnes

1 *Motion to receive and move the following petition to the 2008 Town Meeting Warrant:*
2 *To see if the Town will vote to approve the following resolution to be forwarded to our*
3 *State Representatives, our State Senator, and our Governor: Resolved: We the citizens*
4 *of Salem, NH believe in a New Hampshire that is just and fair. The property tax has*
5 *become unjust and unfair. State leaders who take a pledge for no new taxes perpetuate*
6 *high and higher property taxes. We call on our State Representatives, our State*
7 *Senator, and our Governor to reject the "Pledge", have an open discussion covering all*
8 *options, and adopt a revenue system that is just and fair.*

9 **SECOND:** Selectman Hargreaves

10 **VOTE:** 5-0-0

11 The motion carried unanimously.

12
13 **4. Appoint Planning Board and Conservation Representatives to Route 28 Bicycle**
14 **Corridor Committee**

15 Chairman McBride announced the following appointments to the Route 28 Bicycle Corridor
16 Committee:

- 17 ○ Mrs. Linda Harvey, Planning Board Representative
- 18 ○ Mr. Bill Carter, Conservation Commission Representative

19
20 **MOTION:** by Selectman Lyons

21 Move to appoint Bill Carter from the Conservation Commission, and Linda Harvey from the
22 Planning Board to the Route 28 Bicycle Corridor Committee.

23 **SECOND:** Selectman Hargreaves

24 **VOTE:** 5-0-0

25 The motion carried unanimously.

26
27 **5. First Deliberative Session Follow-Up**

28 Mr. Sistare thanked Selectman Barnes for his work on the new Police Department at the
29 deliberative session. He pointed out that the work on the alternative water source would still
30 need to be done, despite the fact that the amendment had not been passed. Chairman
31 McBride suggested waiting until after the Town meeting to discuss it further and come up
32 with a recommendation.

33
34 Selectman Hargreaves asked Mr. Sistare to speak to Mr. Russell, DPW Director about
35 repairing a large pot hole on Route 28, close to the intersection with Lawrence Road.

36
37 **6. Town Manager's Report**

38 There was nothing discussed regarding this at the meeting.

39
40 **7. Selectmen Reports/Correspondence**

41 Selectman Roth stated they are moving forward with the refurbishment of the Depot train
42 station and will be starting to dismantle the interior. She confirmed that Mrs. Beverly Glynn
43 will provide the Board with a report in two weeks time and the conceptual plans should be
44 available at that time.

1 **8. Old Business Tabled/Pending**

2 There was none.

3

4 • **Upcoming Meetings**

5 **Board of Selectmen meetings**

- 6 ○ February 25, 2008
- 7 ○ March 3, 2008
- 8 ○ March 15, 2008 – 2nd Deliberative Session
- 9 ○ March 17, 2008
- 10 ○ March 24, 2008

11

12 **Budget Committee meetings**

- 13 ○ February 13, 2008 (Preliminary Votes on Warrant Articles)
- 14 ○ February 14, 2008 (Public Hearing/Final Votes on Warrant Articles)

15

16 • **Upcoming Events**

17 There are none.

18

19 **MOTION:** by Selectman Lyons

20 *To adjourn the meeting*

21 **SECOND:** Selectman Hargreaves

22 **VOTE:** 5-0-0

23 The motion carried unanimously.

24

25 **Without further business, the meeting adjourned at 8:14 p. m.**

26

27 Notes/Minutes Taken by: Sandra Maxwell

28

29 Approved: Board of Selectmen

30

31 Date: February 25, 20008