

BOARD OF SELECTMEN

FEBRUARY 14, 2011

MEMORIAL BUILDING

7:00 P.M.

The following are to be considered draft minutes only until approved by the Board at their next meeting.
These minutes were amended and approved on February 28, 2011.

Present: Selectman, John Chiarella, Don Hill and Leigh Callaway.

Also Present: Tim Julian, John Trachy, Deb Coffin, Marie Patten, and Scott Gambino.

Meeting called to order 7:00 p.m.

Mike McCrory: Upper Valley Lake Sunapee Region Planning Commission (RPC). Discussion regarding Energy Technical Assistance and Planning for NH Communities. Federal Grant funding awarded to provide free energy efficiency technical services to municipalities. Program will build on what the Municipal Energy Assistance Program (MEAP) has all ready accomplished using data collected and building audits. The Planning Board has expressed an interest in the RPC's assistance developing an energy chapter for the Master Plan. RPC will assist the town in developing a plan for energy efficiency improvements. The program is 6 months into a two-year program. The RPC is initially working on rolling out the program with towns who have participated with MEAP. Don agreed to be the point of contact. Motion by John, second by Lee to approve enrollment in the program and authorizing Don Hill to proceed with the enrollment process. Motion approved. Scott Gambino questioned what happens when the grant runs out? Mike expected they would seek more funding. Participation in the program is not a commitment to spend money. Access to online data stays available as a resource.

Mark Brunelle and Al Lindquist: Discussion regarding Sanborn Hill Road property. Mr. Brunelle interested in buying the property. Materials on property from I-89 renovations. Questioned if the town is interested in purchasing some material in exchange for having to post a bond for the road which was required of the previous owner. John Chiarella noted the property was offered to the town once, but it was not economically feasible to consider the purchase. The Selectmen have no legal authority to override planning board's decisions. Don noted the planning board is concerned with impact from increased trucking and moving of the material on the road. The planning board, through their process, would determine if a bond is required, and the Selectmen would carry out the bond terms. Don stated the Selectmen's responsibility is to protect the town's interest and to make sure the road remains stable. Mr. Lindquist noted that Mr. Brunelle has no desire to market the materials, but only to use them for his own construction projects. He typically builds 8-9 houses per year. The Board discussed potential for growth of the business. The planning board would place parameters on the amount of trucking and the selectmen would oversee and track activities that take place.

Malcolm Patten: Discussion regarding a building permit application for a house on Main Street. Proposed construction is within the 100' wetlands overlay buffer. Surveyor, Clayton Platt has reviewed the site and the wetlands have been mapped by a soils scientist. Clayton submitted a variance application this afternoon. The building permit was denied.

Tim Julian: Discussion regarding correspondence to selectmen and budget committee regarding his decision to forgo raises recommended by the budget committee.

John Chiarella: Budget committee recommended two changes to operating budget. One being raises for the police. Selectmen and budget committee agree increases are valid. Selectmen feel local economy does not support it. Deb Coffin: addressed concern regarding discrepancy of police wages compared to other towns. Deb questioned selectmen's plan to remedy this. Selectmen's goal has been to reduce the budget. Selectmen agreed police deserve raises but could not make a commitment as to when. They will continue to monitor economic indicators and give raises at the earliest opportunity. Deb questioned why unexpended highway money couldn't have been used to give raises. Selectmen noted \$60,000 of unexpended funds was used to offset this year's tax rate.

John Chiarella: Defibrillator purchase: Discussion regarding proposed warrant article for appropriation for a three-year loan for the purchase of a cardiac monitor/defibrillator by fire and rescue. Selectmen and budget committee support the purchase. Budget committee recommended appropriation as one time expenditure in fire/rescue operating budget. Deb Coffin questioned availability of grant funding. John noted grant money hasn't been found, but will continue to be pursued. Motion by John, second by Leigh to remove selectmen's proposed warrant article and to add the defibrillator purchase price of no more than \$29,000 in the operating budget. Motion passed unanimously.

Grounds & Buildings maintenance: John: Budget Committee recommended reduction in building repair line item by \$2,000 to cover police department pay increase. Discussion: Preliminary building and property review has been done by Board of Selectmen. Review of all buildings not complete. Project list has been updated. No priority has been given to projects or cost projections have been done yet. Selectmen not in favor of reducing building maintenance line item. Selectmen agreed to leave next year request \$30,000.

Motion by Leigh accept the finalized Selectmen's recommended operating budget and warrant articles as discussed, seconded by John and unanimously approved.

John reviewed the preliminary draft of *the proposed warrant*.

Article 1

To choose all necessary Town Officials for the year ensuing.

NOTE: *By law, the meeting must open before voting starts. Therefore, the meeting and polls will open at 11 o'clock on Tuesday, March 8, 2011 for the consideration of Article 1 through 5. At 12 noon the meeting will recess, but the polls will remain open until 7:00 p.m. The meeting will reconvene at the Town Hall on Saturday, March 12, 2011, at 9:30 a.m. to act on Articles 6 through 9.*

Article 2

Amendment 1

NH RSA 674:58-61 requires all towns to provide opportunities for workforce housing in at least 51% of the town's area including an area for multi-family housing of 5 or more units. The purpose is to reduce the cost of housing for applications specifically requesting a permit for workforce housing affordable to a household with no more than 100% of median income.

Are you in favor of the adoption of Amendment # 1 as proposed by the planning board for the Springfield Zoning Ordinance to add a subsection to Section 3.13 Requirements for the Rural Residential District which provides for workforce housing by conditional use permit:

The Planning Board recommends this amendment to the Zoning Ordinance.

Yes or No – Paper Ballot – Majority Vote

Article 3

Amendment 2

Are you in favor of the adoption of Amendment # 2 as proposed by the planning board for the Springfield Zoning Ordinance to add a new section 11.45 to provide requirements to obtain a conditional use permit from the planning board to relax dimensional requirements, such as for workforce housing.

The Planning Board recommends this amendment to the Zoning Ordinance.

Yes or No – Paper Ballot – Majority Vote

Article 4

Amendment 3

Are you in favor of the adoption of Amendment # 3 as proposed by the planning board for the Springfield Zoning Ordinance to delete section 3.13 D. related to Septic Systems so the lesser requirements of the State will prevail.

The Planning Board recommends this amendment to the Zoning Ordinance.

Yes or No – Paper Ballot – Majority Vote

Article 5

Amendment 4

Are you in favor of the adoption of Amendment # 4 as proposed by the planning board for the Springfield Zoning Ordinance to provide definition of “water body” to include ponds and lakes of one acre or more and permanent streams. Amend Section 7.10 to include the term “water body” so the restrictions do not apply to ponds under an acre.

The Planning Board recommends this amendment to the Zoning Ordinance

Yes or No – Paper Ballot – Majority Vote

Article 6 (housekeeping article)

To see if the Town will vote to discontinue the Town Building Repairs Capital Reserve Fund established in 1995. This fund has a zero balance.

Yes or No – Majority Vote

Article 7(housekeeping article)

To see if the Town will vote to discontinue the Revaluation Capital Reserve Fund established in 1995. This fund has a zero balance.

Yes or No – Majority Vote

Article 8

To see if the Town will vote to raise and appropriate \$600.00 for deposit in the Old Home Day Expendable Trust Fund in accordance with RSA 31:19- with said funds to come from unreserved fund balance (this represents Old Home Day proceeds collected in 2010),

The Selectmen and Budget Committee recommend this appropriation

Yes or No – Majority Vote

Article 9

To see if the municipality will vote to raise and appropriate the Budget Committee recommended sum of \$ 1,168,798 (one million one hundred sixty eight thousand seven hundred ninety eight dollars) for general municipal operations. (The Selectmen recommend \$1,168,698). This article does not include special or individual articles addressed.

Yes or No – Majority Vote

Board discussed 4 zoning amendment articles proposed for ballot voting on March 8th. Article 2 and 3 deal with workforce housing regulations mandated by the State. A representative from the State has worked with the Planning Board in developing these regulations. Article 4 brings the town's septic setback regulations in line with state regulations. Article 5 is defining a water body and amends the term water body so as not to include ponds that are less than an acre in size. Final recommendation to put these articles forth on the warrant will be made at the planning board meeting Thursday evening, February 17th.

The Selectmen agreed to meet at 10 a.m. on Friday, February 18th to sign the warrant.

John Trachy questioned the Selectmen's intent to move forward with recommending these zoning amendments to the warrant in light of comments addressed in his e-mail correspondence (February 8, 2011). J. Trachy requests his e-mail be included as part of these minutes: (See attachments at the end of these minutes)

John Trachy: concerned the planning board had not followed procedure moving these amendments to the warrant. The planning board held one public hearing and scheduled a second and then determined a second was not required. Selectmen agreed they do not have authority to override planning board's decision to place zoning amendments on the warrant. If planning board feels procedure was followed, Selectmen support their decision. John Trachy stated that if the selectmen proceed on that basis he may seek other measures. Noted the planning board agenda for February 17 includes discussion of the concerns addressed.

John Chiarella requested board to keep project maintenance list in mind for prioritizing after town meeting. Long range considerations need to be planned for large-scale projects such as repair of siding on the town hall. Leigh questioned how a Capital Improvements Program would play into this. Planning Board is assigned with task of CIP. Other projects and required

regulation updates create time constraints. John Trachy noted the last CIP was updated in 1995. Suggested the selectmen consider asking the planning board to delegate this to another committee.

Board and Department Updates:

Conservation Commission: Leigh reported commission met February 3. Minutes are available. Board discussed and unanimously approved appointment Bruce Allen from alternate to full board member to fill a vacancy. Appointment form signed.

Highway Department: Leigh reported Pete requesting a dumpster for town use. Fee is \$58.00 per month. Discussion regarding employee and vehicle costs for trips to transfer station. Motion to approve by Leigh, second John, unanimous.

Uniform update: Reported there should be no further charges for uniform rentals.

Road renaming:

John C: Public meeting held January 31 regarding renaming Hazzard Road North and Hazzard Road South. Discussion issues caused by confusion with like names for emergency response. 911 recommends renaming. Road numbering most likely will not change. The power line makes a natural break as to where the name will change. Motion by John: Change Hazzard Road North to Hazzard Road, and Hazzard Road South to Greeley Road, seconded by Don and unanimously approved. Process of renaming will proceed as per E911 addressing standards.

Correspondence:

Upper Valley Lake Sunapee Region Planning Commission; re: NH 2013-2022 Ten Year Transportation Improvement Plan to solicit and prioritize new highway and bridge projects. Deadline for communities to submit project is March 31. Springfield does not currently have a Transportation Advisory Committee member. Selectmen looking to find a representative willing to serve.

Sullivan County Nutrition Services; re: Meals for March annual national campaign to raise awareness for senior hunger. Invitation to participate in Mayors for Meals day on March 23, 2011.

Letter from NH City and Town Clerk's Association; re: draft LSR930 to allow dealerships to process motor vehicle registrations electronically. NHCTAC does not support due to loss of revenue, residency issues, reconciliation issues for auditing, and loss of local controls. Board of Selectmen supports NHCTAC opposition to proposal.

NH Fast Roads; re: fiber network build out project. A coalition of 43 communities working to expand broadband in the state. Fast Roads, working in conjunction with UNH and DRED was awarded a \$44.5 grant to expand broadband. Fastroads network scheduled to pass from Springfield to Gilsum in spring 2013. Communities to provide a space for the electronic

equipment necessary for this to happen. Selectmen need to further review the needs and find someone willing to be a point of contact.

Letter of introduction and contact information for U.S. Senator Kelly A. Ayotte.

Review of Interim Inspection report and rating for municipally owned bridges.

Information regarding Litter Free NH will be forwarded to the Conservation Commission for consideration for their annual green-up day.

Review of legislation; re: SB 354-FN relative to liens for unpaid building code violations.

Signatures:

Letter regarding demolition permit from Rice. Discussion: Town does not have demolition permits. Can't give authorization. Need building permit showing what is planned there. Response to be sent regarding local zoning regulations. Rebuild must be in exact same footprint as existing building. Erosion control measures must be carefully followed. State shoreline permits most likely required, but are not under the purview of the Town. Response will be sent.

Purchase orders reviewed and approved.

Building permit reviewed and approved for Gordon.

Building permit reviewed for Rifkin. John Trachy noted concern there was an additional unpermitted building. Selectmen will invite Mr. Rifkin to their next meeting.

Annual inventory forms will be sent on or about March 1st.

Selectmen reviewed and approved John's report for the Town Report.

As per NH Department of Revenue requirements, recipients of elderly and veteran's exemptions will be required to update the information on file. Notices will be sent.

At 9:50 p.m. the Selectmen voted unanimously to enter into non-public session. At 10:10 p.m. moved to seal the non-public minutes and enter back into public session.

Meeting adjourned at 10:10 p.m.

Respectfully Submitted,

Janet Roberts,
Administrative Assistant

Attachments:

Attachments to Selectmen's Meeting Minutes of February 14, 2011

Submitted and attached at the request of John Trachy.

From: John Trachy [mailto:jtrachy@myfairpoint.net]
Sent: Tuesday, February 08, 2011 2:37 PM
To: Janet Roberts
Cc: Kevin Lee ; Don Hill; John Chiarella; Leigh Callaway
Subject: Proposed Zoning Amendments

This morning I visited with Pixie and Janet regarding the proposed zoning amendments for the March meeting and minutes of the Planning Board meetings. I found that the Town Clerk has not received the proposed amendments as required by statute and that the minutes for the last two Planning Board meetings are not available.

Attached is a summary of Planning Board activity regarding the zoning amendments and a copy of the "Important Dates" from the LGC.

Due to the lack of a vote by the Planning Board on the proposed amendments, the disregard for public participation, and other lapses I request that these amendments do not appear on the March ballot.

If this is to be discussed at a Selectmen's meeting please let me know.

John Trachy

Attachment to Selectmen 's meeting Minutes of February 14, 2011
Submitted and attached at the request of John Trachy.

Planning Board Activity RE Zoning Amendments

January 6, 2011 - Public hearing on proposed Zoning amendments.

- A summary but not the text of the proposed Zoning amendments was available for the public
- A second public hearing set for January 20
- No minutes taken of this meeting (no recording secretary)

January 20, 2011 - Second Public hearing on proposed Zoning amendments and regular meeting.

- There being no minutes of the January 6, 2011 meeting Kevin states he will "cobble something up"
- No text of the proposed Zoning amendments is available for the public
- Kevin announces that the public hearing on proposed Zoning amendments will not be held as it was not noticed properly
- Kevin announces a new date of February 10 for a second public hearing on the proposed Zoning amendments
- At end of the Planning Board meeting the board engages in discussion with Vickie Davis of the UVLSRPC regarding proposed amendments
- The board decides that it does not have to have a second public hearing
- The board adjourns without a motion or vote to accept the proposed amendments and forward them to the town clerk

February 8, 2011 -

- No minutes of the January 20, 2011 meeting are available upon inquiry
2/8/2011
- No minutes of the January 6, 2011 meeting are available
- No final proposal to amend the Zoning ordinance on file with the Town Clerk