



Town of Plaistow ♦ Board of Selectmen
145 Main Street ♦ Plaistow ♦ NH ♦ 03865

PLAISTOW BOARD OF SELECTMEN MINUTES:

DATE: Monday, June 17, 2013

MEETING CALLED TO ORDER: 6:34 pm

SELECTMEN:

Chairman, Robert Gray

Selectman, Michelle Curran

Selectman, Daniel Poliquin - arrived 7:07 p.m.

Vice Chairman, John Sherman

Selectman, Joyce Ingerson

Town Manager, Sean Fitzgerald

AGENDA:

MINUTES:

Motion by J. Sherman to approve the Minutes of June 3, 2013 as written.

2nd by: J. Ingerson.

Vote: 4-0-0.

Motion carries.

PUBLIC COMMENT:

Former Selectman Larry Gil put his house up for sale three months ago. He has lived in Plaistow for 37 years, raised four children, eight foreign exchange students, and buried one son. He has a lot of ties to Plaistow however he is now moving.

R. Gray noted he and Larry have history. They have worked together for the betterment of the community. There are not many former Selectmen left in Plaistow. Larry will be hard to replace and he will be missed. He thanked Larry for his service to Plaistow.

J. Sherman noted Larry gave many years of service to the Town of Plaistow (Board of Selectmen, Conservation Commission, and Planning Board) and his country. His service goes back to Vietnam.

L. Gil discussed the joys of living in Plaistow. He spoke of the train issue and noted he wanted to convince the people of Plaistow and Atkinson that the issues could be addressed by the officials in the Town and the MBTA. The train would mean a lot to Plaistow. He spoke of the water issue and noted the droughts were coming.

M. Curran discussed knowing the Gil Family for years. Larry has always been the voice of reason and has given a lot for his community. The community will feel the loss of his move. It is an honor to know him and a pleasure to have served with him.

S. Fitzgerald discussed meeting Larry when he became part of Plaistow. Larry is truly an American hero. He has served with distinction and has sacrificed a lot for our freedom. He is a great advocate, a person who is careful of the issues he deals with. He noted it was important for the youth of today to see and be present this evening to see history.

POLLARD SCHOOL MEMORIAL DAY POETRY READERS – JOANN ROBICHAUD

J. Robichaud announced the children who would read their poems:

- Seth Donnelly: “Memorial Day” by Ethel Jacobson
- Tatum Goebel: “Their Courage” by Roger Robicheau
- Emily Query: “Americans in Strength” by Roger Robicheau
- Meghan Query: “The American Hero” by Roger Robicheau
- Kayla Raymond: “Home of the Brave” by- Roger Robicheau
- Not able to be present was Jason Ramos. His poem was “History of Memorial Day” from abcteach.com

J. Robichaud (a fifth grade teacher of the Pollard School) thanked the Selectmen.

INTRODUCTION OF SUMMER RECREATION COUNSELORS AND ASSISTANT CO-DIRECTORS – CHRISTINA CRUZ

C. Cruz introduced:

- Co-Assistant Directors Katherine Gardella and Michael Withee
- Returning Summer Recreation Counselors: Ray Belanger, John Gardella, Brett Matthews, Molly Gogas, Caroline Davies, Abby Hawkins, Marcie Francoeur, Zack Bowen and Maureen McArdle
- New Summer Recreation Counselors: Alex Kennedy, Ryan Kennedy, Emily Korb
- New Summer Recreation Counselors who were former CITs: Anthony Justin, Casey Matthews, Jeannine Longobardi and Miranda Kryskow

J. Sherman noted Mrs. Sherman was part of the interview team and she raved of the introduction process and the staff hired.

R. Gray noted his first job was Summer Counselor for Summer Rec Program.

J. Sherman noted the Board was supposed to hold their meeting at PARC this evening however due to inclement weather the Board’s plan had changed.

C. Cruz noted the new pavilion at PARC will keep the campers safe during inclement weather and out of the sun.

REVIEW OF PURCHASE & SALE OF EMERSON PROPERTY WITH RSA:36a FUNDS – JILL SENTER & TIM MOORE

J. Senter discussed RSA 36-A and acquisition of the Emerson property. Mr. Emerson has agreed to sell the property for \$16,000. The Conservation met last week and recommended to the Selectmen that they vote to purchase the property with Conservation Funds. The Public Hearing is scheduled for this Thursday at 7 p.m. to be held by Conservation Commission. All Selectmen are invited. A vote is needed from Selectmen to spend the money. After the Conservation Commission meeting they will vote to spend the money.

Motion by M. Curran in accordance with RSA 36-A:4, the Board of Selectmen approve the expenditure of conservation fund monies according to RSA 36-A:4 for the purchase of the Emerson Property at a cost of \$16,000. These funds to be reimbursed by the 2012 ARM Grant Awarded to the Town and the land will be included in the Southeast land Trust Protective Conservation Easement.

2nd by J. Sherman.

D. Poliquin arrived at 7:07 p.m.

Vote: 4-0-0.

Motion carries.

J. Senter noted she had the answer to Dan's question regarding fees. The word "fees" does not mean cash, it means you are buying everything that is involved with the land. An example would be if there was an easement it would be purchased by the Town. We are not buying in connection with anyone else we are buying the entire parcel.

M. Curran thanked Jill for her hard work.

J. Senter discussed the new watershed signs. She noted they would help the public to be aware of water sheds so they can take better care of the water sheds in Town.

S. Fitzgerald noted once ConCom votes they will have met the requirements to purchase the Emerson property. All money will be reimbursed by the ARM Grant. This purchase is a significant betterment and accomplishment for the Town.

J. Senter thanked the Board of Selectmen for their help and their support.

R. Gray inquired if Jill would be present at Old Home Day.

J. Senter noted Tim Moore would be there but she would make appearances.

CONTINUED REPORTS OF PLAISTOW FIRST COMMITTEE

S. Fitzgerald discussed report in the Selectmen folders.

R. Gray suggested the votes be listed and for John Sherman to work with Sean to complete and have the information brought back to the Selectmen at their next meeting.

TOWN MANAGER REPORT

S. Fitzgerald:

- Southeast NH Hazardous Materials meeting is scheduled for June 18th.
- Rockingham Planning Commission's Open House is Monday, June 24th.
- Prepared draft request for proposals of Town owned property for: Tax Map 38, Lot 20 – 7 Massasoit Boulevard; Tax Map 69, Lot 51 – Newton Road Rear (behind properties located at 111-119 Newton Road); Tax Map 69, Lot 54 - Newton Road Rear (behind properties located at 107-109 Newton Road); and Tax Map 73, Lot 3 - Newton Road Rear (behind properties located at 121-129 Newton Road). At the last Board of Selectmen meeting it was a consensus to go out and seek RFP and to get enough information out to the public. The board does not need to dispose these properties, it would be their discretion.

M. Curran noted at the last Conservation Commission meeting Newton Road was brought up. She had concerns with Newton Road because one year ago it was brought to the Planning Board by Inspector Dorman that there were many violations (encroachment on properties) and the violations are still outstanding and have not been addressed.

S. Fitzgerald noted the violations had been addressed several times.

M. Curran requested copies of the information.

S. Fitzgerald noted he would send the information to the Board. He discussed using Google Earth on these properties and the future use of these properties.

M. Curran was concerned they had not made the abutters fix what was wrong. She would like more information on this property. This was an issue for a year and has not been addressed and corrected.

R. Gray discussed Planning Board process: Inspector issues Planning Board copies of letter issued. He has not seen any other letters and assumed the violations were corrected. He would like to make sure that whatever was going on has been addressed and the violations have been corrected. He was concerned that there were violations currently going on with this property.

S. Fitzgerald noted there may be a number of different strategies to protect the Town's interest and address the violations of the Town.

R. Gray suggested Sean email the information to the Board. He was willing to move forward with number 1 on the list (Tax Map 38, Lot 20 – 7 Massasoit Boulevard) however he would like more information on 2, 3 and 4 (Tax Map 69, Lot 51; Tax Map 69, Lot 54 and Tax Map 73, Lot 3 – Newton Road Rear.

S. Fitzgerald noted number 1 was a residential subdivision that was not developed. It looked like a perfectly good buildable lot however he has not stopped by and looked at it, he has only looked at it via the Town's mapping system.

J. Ingerson noted they have encroached on Haverhill's land also.

D. Poliquin was concerned with RFP listing assessed values. He inquired why the fair market value was not listed.

S. Fitzgerald noted those numbers were there because he saw proposals with that information there.

D. Poliquin noted there were bidding wars going on out there and people who are interested do have cash. He thought Massasoit could bring in this type of information. He had concerns with the pattern for lack of enforcement and noted it needed to be addressed.

R. Gray suggested to ask the Assessor to attach the fair market value.

S. Fitzgerald noted he would ask the Assessor for this information. He discussed consensus of the Board to bring the property back to their existing state.

D. Poliquin was concerned why this was not being followed up on and why things were not being done properly to have these issues cleared up. He discussed storage issue on Route 108 not being cleaned up and noted items like this need to be dealt with.

S. Fitzgerald noted he would report back to the Board.

M. Curran requested an email to be sent to the Board regarding these issues before the next Board of Selectmen meeting

R. Gray inquired if it was consensus of the Board to move forward with Massasoit and not the other three.

D. Poliquin was not against putting the RFP out as it was. The RFP is just to see who is interested and what type of monies may be involved.

J. Sherman agreed with Dan. He wanted to get the information out there to the public. He inquired if the violations applied to all three of the Newton Road property.

S. Fitzgerald noted he thought it was only two.

J. Sherman was in favor of putting all four out to gather more information. He would like more information and not to speculate.

M. Curran discussed her concerns regarding the noted violations: the landscape has been changed, pavement has been put down, and trees have been cut down. She requested copies of all correspondence between the people and the Town.

D. Poliquin discussed NH Squatters Law noting it was not in the property owner's favor.

Motion by J. Sherman to direct the Town Manager to proceed with the request for proposal for the four parcels of property presented to the Board of Selectmen on June 17th, 2013.

2nd by D. Poliquin.

Vote: 3-2-0.

Nay: R. Gray and M. Curran.

Motion carries.

- Union issues. Involved in negotiating contracts for the Town.
- New pad will be installed next to the Safety Complex for the 100KV generator.
- Firing range work continues. The Board is welcome to visit.

J. Sherman inquired when the dedication of the facility would be done.

S. Fitzgerald noted they are looking at August.

- Negotiating with AT&T their cell tower agreement.
- Number of businesses are opening up in Plaistow.
- ZBA will be meeting on June 27 to go over a number of applications.
- Library updates will be discussed in Non Public.
- Highway Safety Committee was scheduled to meet June 7th however there was no quorum. Selectmen Poliquin discussed the barrels with Kevin Russell from DOT. The suggestion was to have the barrels replaced with planters which would be a little more esthetic. They are to be changed before Old Home Day.

J. Sherman and S. Fitzgerald discussed the planters at Hampstead Beach.

- Planning Board will meet Wednesday, June 19th. A Public Hearing for the Palmer property lot line adjustment will take place. Once approved it will be taken to the registry to be recorded.
- Signs for watersheds will be placed around Town. Four signs will be purchased every year.

- Attended Route 121A Culvert Replacement Project meeting on Tuesday, June 11th. One night traffic will need to be stopped and redirected around Route 121A.
- Follow up to June 3rd Board of Selectmen Meeting the Town has entered into a five year solid waste contract with JRM. The contract will be fully executed later this week.
- Old Home Day continues to move forward and we are finalizing the agenda.

J. Sherman noted Friends of Rec was planning to open the concession stand from 8-9 p.m. at PARC before the fireworks.

- Senior Service Fair Sub Committee continues to meet.
- The Governor and Council met on June 5th regarding the Feasibility Study and have approved the Town of Plaistow's \$659,000 CMAQ MBTA feasibility study. It is the largest study going on in NH.

R. Gray inquired if the group chosen to do the study will come before the Board of Selectmen.

S. Fitzgerald had hoped so.

- Rail Education Day has been cancelled. He thought that would have been a good idea. He has been advocating a trip on the trail for years but it has been put off.
- Discussed with Representative Major the proposal Rockingham County Commissioners have sent out. They will meet later this week to further discuss. He thought that he may be asking the Board to send a letter.

J. Ingerson thought they already paid a County Tax use.

S. Fitzgerald noted they do.

OTHER BUSINESS

R. Gray inquired if they were any closer with a contract with the Assessor.

S. Fitzgerald noted he emailed Wil Corcoran and would have more information for the Board later.

D. Poliquin noted the Draft letter to Mr. Sullivan did not address the issues.

M. Curran inquired if the Board was given an electronic copy.

S. Fitzgerald noted he would send the information to the Board.

D. Poliquin noted the permitted uses of the property have not been addressed. He reviewed the numerous items listed and noted the items were true but were not direct answers to the complaint.

R. Gray discussed vehicles loaded in the evening and moved in the morning were brought up to the Planning Board.

D. Poliquin did not feel the items were addressed. He was concerned that this property owner was doing what they wanted to and when it was brought forth it then had an amended site plan done.

S. Fitzgerald noted when people come to the town with complaints an investigation is done.

D. Poliquin noted a municipality was supposed to protect its citizens.

J. Ingerson noted the issues have been addressed. She thought the Board just may not have heard of them being addressed.

R. Gray discussed his concerns; the possibility of bringing the Planning Board and Building Inspector in front of the Board of Selectmen; people doing things first and then justifying why they have been doing it; neighbors just do not get along with one another; and some matters are just civil and the Town cannot take care of them.

D. Poliquin favored having the Planning Board and Building Inspector come before the Board.

S. Fitzgerald discussed the importance to document the procedural due process.

J. Ingerson requested it to be noted that Jill Senter and Mike Dorman have gone out there to look at the site along with Tim Moore.

R. Gray noted the Chair of the Planning Board has also gone out there.

D. Poliquin discussed the Second Hand Dealer Pawn Broker License that he signed. He noted that he has had a business relationship in the past with this individual.

J. Ingerson noted if there were no financial interests then he was okay.

J. Sherman noted they have discussed this before and it was okay.

M. Curran requested an update on Testa.

S. Fitzgerald noted he met with Abdi Bajat and Attorney Kalman was drafting an agreement based on prior contracts and water used based on water fees outstanding.

SIGNATURE FOLDER

R. Gray noted the Manifest and Signature folders were going around.

SELECTMEN'S REPORTS

D. Poliquin:

- Highway Safety did not have a quorum however there was an informal discussion.
- Hazardous Materials Mutual Aid District Board of Directors meeting is scheduled for tomorrow. There is an open invitation for the Board of Selectmen to attend and visit the site in Windham from 4 p.m. until 5:30 p.m. He was unsure if he would be able to make the meeting so he requested Sean to write a letter of proxy for Chief McArdle to take his place.

J. Sherman:

- Slow time of year for his committees.
- CIP Committee will be meeting in July.

J. Ingerson:

- Old Home Day received a Go Green Thank You card from Pollard School. She read the card.
- Cable Commission cancelled their meeting for tomorrow night.

- Old Home Day will meet on the 25th. Their schedule is in draft form.

M. Curran:

- Elder Affairs met. Sean did an excellent job with Tim Moore going over the bylaws of the committee. They spoke of Old Home Day and having a table. Sean and Christina have organized a file of life that will be passed out to get public awareness out there. There was great conversation during their meeting. Plaistow Fish and Game has agreed to let them use their facility on September 25th for the Elder Service Fair. A lot was accomplished at their meeting, they are all working together.
- Family Mediation meets this Wednesday.
- Will attend the Conservation Commission meeting.

R. Gray:

- Apologized for their meeting not being held at PARC however he pulled the plug earlier today because he had gone on line and saw that there were thunderstorms in the forecast. Sean has suggested to hold out until the last minute however he made the decision prior.
- Korean War Veterans will not take place because it is not noticed on the Old Home Day agenda.

S. Fitzgerald noted Commander Dave Meaney would like to hold a unique ceremony for the veterans. He thought Veterans Day or possibly something sooner for the presentation of the citations.

R. Gray suggested to hold event at the PAC at the school.

S. Fitzgerald noted they could discuss with Commander Meaney.

R. Gray discussed the possibility of three Selectmen being present at Old Home Day and suggested an agenda be prepared for posting.

- Planning Board meets Wednesday.
- Tomorrow he will meet with Sean in the afternoon with multiple people. First with Galloway's on North Main Street regarding their properties and then with the Planning Coordinator and Planning Board Chair to discuss the Land Use Board Summit.
- Tomorrow night Historical Society meets.
- Selectmen will be on their summer recess schedule so they will not meet until July 8.

D. Poliquin discussed the surplus vehicles and the possibility of the acquisition of the other vehicle noting him and Sean discussed with the Chief this morning. The Board previously discussed the surplus of 3 vehicles or trading them all in for one value for a used vehicle. They have identified a Toyota van that may fit the need and are trying to trade in three vehicles and acquire a 2011 with 21,000 miles. If the Board of Selectmen was inclined to authorize Sean to surplus the vehicle they could continue.

M. Curran noted she was waiting for the numbers.

D. Poliquin noted he did some investigating and the highest number he could get was a little less than \$6,000 either individually or as a group.

S. Fitzgerald noted they may be able to negotiate on the vehicle if the Board okayed him to do so he would negotiate and then bring the information to the Board.

D. Poliquin noted it was with a reputable dealer that has worked with the Town.

S. Fitzgerald noted he needed a consensus from the Board regarding their support. He hoped to secure a consensus to trade the vehicles in instead of a surplus.

Consensus of the Board was to trade in the vehicles.

S. Fitzgerald noted he would sit down with the dealer and discuss and then report back to the Board. They will look to identify this budget somewhere in the CIP to have funding for this vehicle.

D. Poliquin noted Officer Wickson was available to discuss if the Board had any questions.

NON PUBLIC RSA 91-A:3 II (a) PERSONNEL

Motion by M. Curran to go into Non Public under RSA 91-A:3 II (a) Personnel, (c) Matters of Reputation, (d) Negotiations, and (e) Legal.

2nd by J. Sherman .

Board polled: R. Gray=yes; J. Sherman=yes; M. Curran=yes; J. Ingerson=yes; and D. Poliquin=yes

Public Meeting adjourned at 8:35 p.m.

Respectfully Submitted,
Audrey DeProspero