



# **Town of Hopkinton, NH**

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## **SELECTMEN PUBLIC MEETING MINUTES MONDAY, JULY 16, 2012 APPROVED July 30, 2012**

Chairman Jim O'Brien called a regularly scheduled business meeting of the Board of Selectmen to order at 5:35 PM on Monday, July 16, 2012.

### **Present:**

Jim O'Brien, Chairman  
Tom Congoran, Selectman  
George Langwasser, Selectman  
Bryan Pellerin, Selectman  
Denis Goddard, Selectman (arriving at 5:45 pm)  
Neal Cass, Town Administrator  
Robin Buchanan, Administrative Assessing Assistant

Public present: Janet Krzyzaniak, Marion Paxton, Merle Dustin, Katherine Mitchell, Ken Wilkens, Lester and Bonnie Cressy; Chuck Gangle.

### **I. ADMINISTRATIVE**

Selectmen Langwasser made a motion to approve the Consent Agenda as written. Selectmen Congoran seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser and Congoran voting in favor of the motion; no votes against

### **II. APPROVAL OF MINUTES**

The Board reviewed the minutes of the Public Meeting July 2, 2012. Selectman Pellerin made a motion, seconded by Selectman Langwasser to approve the minutes of the Public Meeting.

VOTE: O'Brien, Pellerin, and Langwasser voting in favor of the motion; no votes against; Congoran abstains, motion passes 3-0-1.

### **III. PUBLIC APPOINTMENTS**

Chuck Gangel is in to have the Selectmen approve his appointment for a Deputy Town Clerk/Tax Collector, Joyce Sullivan. He would like to pay her a stipend of \$500.00.

Selectmen Langwasser made a motion to approve the appointment of Joyce Sullivan, 186 Cedar Street, to the position of Deputy Town Clerk/Tax Collector, with term to expire in March 2013. Selectmen Pellerin seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser and Congoran voting in favor of the motion; no votes against, motion passes 4-0.

Michael Sullivan has applied for a permit for an above ground pool. His wife is in to ask the Board to approve a building permit for a pool at the property that they rent. The issue is the current owner owns the Town money for a court ordered fee having to do with past permits. The Town has a policy of not approving permits when there is money outstanding on other permits. Discussion ensued. Mrs. Sullivan stated they have been renting the property for 2 years and was unaware of the fines that had been levied against the homeowner or the back taxes that are due. Further discussion ensued with regards to the landlord approving of the tenants having a pool. Mrs. Sullivan stated she has spoken with the homeowner and he has no objections. The Board agreed to have Mrs. Sullivan sign an affidavit with regards to the homeowner having given permission.

Selectmen Goddard made a motion to approve the building permit for an above ground pool upon receipt of an affidavit confirming the consent of the land owner. Selectmen Congoran seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser, Congoran and Goddard voting in favor of the motion; no votes against; motion passes, 5-0

It is noted that the Board would like to add a section to the Building Permit to have owner permission when it is the tenant that is applying for a permit.

#### **IV. PUBLIC FORUM**

Merle Dustin inquired about striping the roads. Chairmen O'Brien read a memo received from the Road Committee in which it states they do not recommend striping of the roads. Ms. Dustin also commented on the poor state of the lawn at the gazebo. Chairmen O'Brien reminded Ms. Dustin that there is a water ban in CVP.

Janet Krzyzaniak inquired as to when Spring Street would be paved. Mr. Cass stated they are scheduled to be in next week.

Selectmen Congoran inquired about allowing people that grow vegetables to have outside water usage. Chairmen O'Brien stated it is not up to the Board of Selectmen, it is the call of the CVP Commissioners.

#### **V. OLD BUSINESS**

Fire Update-Mr. Cass reports we are still waiting for the number on the building. Equipment repairs are being made and will be completely covered by insurance. The 10 wheeler and the 6 wheeler will be reimbursed at fair market value. An inventory has been taken. An estimate to demo the building is about \$6,600. Mr. Cass also stated the Highway crew has toured 4 newly constructed facilities. Discussion ensued with regards to RFQ. Further discussion ensued with regards to the value of the building that was destroyed as well as what we will be compensated for. The Board would like Mr. Cass to get started on the RFQ.

The Board signed two letters of recognition.

Bound Tree Road Update-Selectmen Pellerin, selectmen rep for the Road Committee, reported that Bound Tree Road was discussed at the last meeting. It was noted that it is still a work in progress and it will be cleaned up. It was also noted that Mr. Thayer continued to work with the residents on issues of road repair.

Selectmen O'Brien reminded those present that when Rollins Road was cut back, they received the same kind of complaints, but it has since filled in and it looks great. It was suggested that the schedule of maintenance be made public so that they are aware of which roads are being worked on and when. More communication is needed.

## **VI. NEW BUSINESS**

Mr. Cass reported that as Health Officer, he had to condemn a home not suitable for living in. The tenant is currently in the hospital and knows he cannot return to the home. The owner of the property is working to clean up the property, although he realizes it can no longer be a home as it is unsuitable for living in. The proper agencies are involved, as well as the Human Services Department.

The Board looked over the budget.

## **VII. OTHER BUSINESS**

The Army Corp of Engineers will be holding an 50<sup>th</sup> Anniversary event and asked the Board to sign a proclamation and present it at the event. It will be on July 28, 2012. Selectmen Langwasser made a motion to issue the proclamation. Selectmen Congoran seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser,  
Congoran and Goddard voting in favor  
of the motion; no votes against; motion  
passes, 5-0

A discussion ensued with regards to the work the Dupont Group did in our efforts to have flood money returned to the towns that the legislature took away. Chairmen O'Brien noted that Hopkinton paid the bill for the Dupont Groups representation for all the towns. The Dupont Group would like to continue into the next session to ensure that the new governor does not change anything. The Board discussed the need for this only during the next legislative session. A discussion ensued with regards to asking the other town to help with this last bill.

Selectmen Langwasser made a motion to engage the Dupont Group to pursue Senate Bill 326 in preparation for the upcoming 2014-2015 budget cycle. Selectmen Pellerin seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser,  
Congoran and Goddard voting in favor  
of the motion; no votes against; motion  
passes, 5-0

Selectmen Congoran thanked Chairmen O'Brien for all his work on this issue.

A discussion ensued with regards to the State entering into an agreement with Hopkinton for the use of the shed on Route 103.

Selectmen Pellerin made a motion to authorize Town Administrator, Neal Cass, to enter into an agreement with the State with regards to the use of the shed on Route 103 and to have Mr. Cass sign all agreements. Selectmen Langwasser seconded the motion.

VOTE: O'Brien, Pellerin, Langwasser, Congoran and Goddard voting in favor of the motion; no votes against; motion passes, 5-0

Selectmen Congoran announced the Contoocook Carry will be held on September 9, 2012.

Mr. Cass noted there is a shared services meeting on July 26 in Warner at 6:30 pm. He will not be able to attend as he is on vacation. Chairmen O'Brien stated that he will attend.

NON-PUBLIC SESSION I – RSA 91-A:3 II (c): *Matters which, if discussed in public, would likely affect adversely the reputation of any person, **other than a member of this board**, unless such person requests an open meeting. This exemption shall extend to include any application for assistance or tax abatement or waiver of a fee, fine, or other levy, if based on inability to pay or poverty of the applicant.*

Selectman Congoran moved to go into a non-public session under the provisions of RSA 91-A: 3 II (c). Selectman Langwasser seconded the motion.

**VOTE:** Selectmen Pellerin, Congoran, Goddard, Langwasser, and Chair O'Brien voted in favor, and the Chair declared the motion to have carried unanimously (5-0).

The Board and the Town Administrator entered into nonpublic session, as recorded separately, at 7:20 p.m. The Board returned to public session at 7:45 p.m.

These minutes were not sealed.

NON-PUBLIC SESSION II-RSA 91-A: 3 II (a): *The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, **unless** the employee affected (1) has a right to a public meeting, and (2) requests that the meeting be open, in which case the request shall be granted.*

Selectman Congoran moved to go into a non-public session under the provisions of RSA 91-A: 3 II (a). Selectman Langwasser seconded the motion.

**VOTE:** Selectmen Pellerin, Congoran, Goddard, Langwasser, and Chair O'Brien voted in favor, and the Chair declared the motion to have carried unanimously (5-0).

The Board and the Town Administrator went into nonpublic session, as recorded separately, at 7:46 p.m. The Board returned to public session at 8:05 p.m.

Vote to seal nonpublic minutes:

Selectman Langwasser moved to seal the minutes of the just completed nonpublic session indefinitely. Selectman Pellerin seconded the motion.

**VOTE:** Selectmen Pellerin, Congoran, Goddard, Langwasser, and Chair O'Brien voted in favor, and the Chair declared the motion to have carried unanimously (5-0).

Respectfully submitted,

Robin Buchanan  
Administrative Assessing Assistant

*These minutes are not official until approved by the Board of Selectmen at their meeting.*