

**Town of Chesterfield
Board of Selectmen**

**MINUTES
March 20, 2013**

Call to Order

Chairman Jon McKeon called the meeting to order at 6:00 pm. Others in attendance were Board members Elaine Levlocke, Jim Larkin and Administrator Rick Carrier.

Appointments

- 6:30 DES John Liptak, DES Rebecca Williams, DES John Regan, Ransom Consulting Steven Rickerich, SWRPC J.B. Mack

Rickerich gave a power point presentation reviewing what has been done to date at Spofford Place. The site was recognized as having environmental conditions and the areas of concern were noted. Phase II consisted of hazardous materials inventory, indoor air and soil gas assessment, sediment sampling, surface soils sampling, test borings and overburden monitoring wells, bedrock monitoring wells were installed and deep bedrock well feasibility evaluation was done.

Recommendations were made for additional investigation to assess partially confirmed or confirmed recognized environmental conditions (REC), a remedial action plan (RAP) to look at the end use plan with building fate and scenario costs.

Regan noted the next steps for DES are the RAP development and further assessments. He stated this is a complicated site for the size of it. Williams reviewed potential funding sources for further assessment and cleanup planning. This planning does not require that the Town own the property. She advised that potential funding sources for cleanup would require that the town own the property. A portion of the cleanup could be cost shared.

Cliff Emery was present and asked what the cost would be to continue. Rickerich advised it could be \$85,000 - \$100,000 for further investigation. Williams stated that Brownsfield has 2 goals; clean up the site to get to an end point and put the site back to a productive use.

Rickerich stated that Brownsfield grant has funded the assessment and building removal. JB Back advised that SWRPC got an EPA grant. McKeon stated it is his understanding there would be more funds available to complete the project. Mack advised SWRPC has applied for more assessment funding; they could also help the Town with the grant writing process.

The EPA liens have been released. DES hasn't released liens yet to make sure the environmental issues are being addressed.

➤ 7:30 Dan Cotter

Cotter advised he had spoken with DRA regarding procedural deficiencies at Town Meeting. He recounted that Bayard Tracy had asked if the vote could be done by secret ballot and Michael Bentley, Moderator, advised it could not. Cotter had disagreed with this but after the meeting he investigated the RSA and Bentley had been incorrect.

Cotter stated he also doesn't think there was a vote on Article 3. There were votes on the amendments but no final vote on Article 3. Barbara Girs, Town Clerk, stated as she was reviewing the minutes of the meeting she sees that Cotter is correct. The amendments made it very confusing and she was having trouble keeping up with the meeting. She didn't hear that the final totals with the amendments were voted on.

Levlocke and Carrier remember totals being tallied. Carrier stated he made sure that the totals given by Bentley matched his. Levlocke stated she thought that Tracy was asking if a secret vote could be taken and not actually requesting a secret vote with a written request. Cotter stated it didn't matter; if Bentley had given correct information it would have been clarified.

McKeon asked that Carrier contact the attorney. Cotter stated his issue is only with Article 3 and the amendments. Tracy asked if Article 3 is moot if the Town Clerk doesn't certify it. This was another question for the attorney. Bentley will also be asked what he recalls from the meeting.

Tracy asked when the amendments were passed by the Selectboard. Longevity was voted on February 20th and the PD salary update was done on March 6th. He asked why the Budget Comm wasn't informed about these amendments until the Sunday before Town Meeting. Levlocke apologized and stated due to a lack of a quorum, a couple BOS meetings were cancelled and the Budget Comm was advised that something would likely come in the form of amendments at Town Meeting. Tracy stated he takes exception that this wasn't given to the Budget Comm so they could review the amendments and either recommend or not recommend the amendments. Levlocke stated the Police Dept requested to have a chance to present the proposals to the townspeople.

Levlocke stated she recalls that the Budge Comm was in support of the proposals, but no official votes were taken. Tracy stated there was some support for the PD salary changes but no support for longevity. Levlocke stated there were personal opinions made but no formal vote. The Selectboard thought it was best to bring these before the townspeople and that would allow the townspeople to amend as they felt necessary, which is similar to what had happened last year regarding Transfer Station personnel. Levlocke stated that is the purpose of town meeting.

Levlocke wanted to clarify to the Budget Comm members present that her original proposed longevity increase was 2% for 5 year increments starting at year 10 totaling

10%. This would have been less impact on the budget. She stated these issues were not something the Budget Comm wasn't aware of.

➤ Andrew Geffert – Cersosimo Gravel reclamation bond

Geffert presented the Westmoreland bond agreement for review. He stated that he disagrees with the calculation that was done last week. It was noted that the interest he used was not compounded. McKeon stated the bond amount agreed upon last week was \$15,000 and would remain that amount.

Carrier asked where the bond states the conditions when they could call the bond; there was no reclamation verbiage in the bond. Geffert stated this is their standard reclamation bond. The attorney would review the bond. McKeon suggested Geffert look at the existing bonds for the Cersosimo Farr Rd subdivision.

➤ Barbara Girs (unscheduled)

Girs stated she would like to schedule an appointment with the Selectboard, the Moderator and the Supervisors of the Checklists in the summer to discuss procedures. She has reviewed the laws and the meetings are not held correctly. Girs is concerned with the elections being challenged. Girs stated that she should have received the amendments in written form and that was not done. Levlocke recommended that Town Meeting be taped.

Larkin advised he remembers that Bentley had totaled the amounts and then a vote was taken on the total for Article 3. Levlocke and Carrier agreed.

For Signature

- Manifest #12
- Selectmen Minutes – Mar 13th
- DRA MS-2 Report of Appropriations
- Intent to Cut – Kray
- Seamans correspondence
- Raffle Permit – Library Trustees
- Appointment papers – election results

For Discussion

- Selectboard organization

The Board reviewed the Boards/Committees that have a Selectboard representative. The following assignments were made:

- McKeon will chair the Selectboard and will be the representative to the Planning Board (as primary member), Conservation Commission and Cemetery Commission.

- Levlocke will serve as vice chair of the Selectboard, and be the representative to the Spofford Fire Precinct, Budget Committee (as primary member) and Library.
- Larkin will be the representative to the Chesterfield Fire Precinct, Parks & Recreation Commission, Zoning Board of Adjustment and OEM.

The Board further agreed if they cannot make a particular meeting they would help to cover each other. The Board agreed to serve as ex-officio members to the Planning Board and the Budget Committee allowing that member who is present the evening of a meeting to vote as the Selectboard representative.

- Monthly meeting email

The Board reviewed the monthly meeting schedule. Levlocke asked that a reminder be included to register dogs.

- Town meeting salary changes

This item should be tabled.

- Harpoon Brewery town facilities request

The Board reviewed the Event Planner's request for Harpoon Brewery to use the town's facilities for a water stop on Saturday, June 15th. There will be 10 port-a-potties delivered for this event. The Board approved the request. Carrier will keep an eye on this event because this is the first time the organizers are event planners and not Harpoon.

- Tax map request

UNH and DRA are looking for electronic copies of the tax maps. Carrier has sent the tax map understanding for their review and signature. The Board approved of allowing the electronic copies. Carrier asked if he gets the signed form can he go ahead to give permission. The Board agreed.

- Reverse 911 system

The Board will review the letter from NH Dept of Safety. Van Houten stated there was confusion with Spofford, Chesterfield and W Chesterfield. A call went to Mutual Aid for a Main St resident and the ambulance went to Route 63 in Chesterfield and not Main St in W Chesterfield. She requested that the 911 map be corrected before the Selectboard does anything with regard to assigning designees.

- Next week's manifest

There was to be no meeting on March 27th however, the Board decided to meet next Monday, March 25th to review the information. McKeon stated that the clearer issue that needs to be addressed is the secret ballot. Carrier stated he believes the larger issue is if Article 3 wasn't voted on. Carrier will call Michael Bentley. They would

also like to know the appeal deadline with regard to Town Meeting. McKeon will be out of town March 27th – April 15th.

➤ Selectman project list

Economic Development Comm – The committee will meet on April 1st at the Town Hall. Paul Saba, Dave Thomas and Bob Goderre will be joining the group. Bob Brockmann will run the meeting as McKeon is out of Town. Brockmann will be advised that he needs to take minutes of the meeting.

Transfer Station enhancement project plan – the group will meet next Tuesday, March 26th.

CIP – Levlocke advised they are meeting next Wednesday, March 27th.

➤ Old business

Spofford Place – see DES appointment.

➤ Other business

1. McKeon advised he has looked at the sidewalk issue at the Library.
2. Larkin gave an overview of the Chesterfield Fire Precinct meeting. He said it was well attended. The bulk of the discussion was for the WA giving the Fire Commissioners authority to purchase equipment. This article was approved.
3. Levlocke advised that Steve Buckley is replacing Mike Wiggin as a Fire Commissioner.

Carrier and Ross left the meeting. The Board remained to enter non-public session.

➤ Nonpublic RSA 91-A:3 II (a&c)

Information

- Treasurer's report
- FEMA Snowstorm declaration
- Intent to cut extension - Wrobel
- Misc. correspondence & newsletters

Adjournment

With no other public business to conduct, Levlocke moved to adjourn, Larkin seconded the motion, which carried.

The meeting was adjourned at 9:45 pm.

Respectfully submitted,
Carol Ross
Secretary

Approved by:

Jon P McKeon, Chairperson

Date

Elaine H Levlocke

Date

James M Larkin

Date