

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

August 24, 2020

This meeting was conducted pursuant to the State of New Hampshire Emergency Order #12 pursuant to Executive Order 2020-04, temporary modification of public access to meetings under RSA 91-A. As such, the meeting was conducted online using these connection instructions that were listed on the posted meeting agenda: "The Public is encouraged to participate remotely, call in on your phone @ 1-646-558-8656 and enter the meeting ID# 884 8034 0706 and the password is 909094 or join the Zoom Meeting @ <https://zoom.us/j/88480340706>. Please try to log in 5 minutes before the meeting's scheduled start time in case you run into any technical difficulties".

PRESENT: Gary Daniels, Chairman John Shannon, Town Administrator
Paul Dargie, Vice Chairman Andrew Kouropoulos, Videographer
Laura Dudziak, Member
Chris Labonte, Member
David Freel, Member

1. CALL TO ORDER, BOARD OF SELECTMEN INTRODUCTIONS & PUBLIC SPEAKING INSTRUCTIONS:

Chairman Daniels declared that an emergency exists and he was invoking the provisions of RSA 91-A: 2, III (b). Federal, state, and local officials have determined that gatherings of 10 or more people pose a substantial risk to the community in its continuing efforts to combat the spread of COVID-19. In concurring with their determination, he also finds that this meeting is imperative to the continued operation of Town government and services, which are vital to public safety and confidence during this emergency. As such, this meeting will be conducted with a quorum of this body physically present in the same location, and two members participating via Zoom. Information for accessing this meeting can be found on the Town web site in the red banner.

Chairman Daniels welcomed members of the public accessing this meeting remotely. Even though this meeting is being conducted in a unique manner under unusual circumstances, the usual rules of conduct and decorum apply. Public comments will be limited to three to five minutes per person. Any person found to be disrupting this meeting will be asked to cease the disruption. If the disruptive behavior continues thereafter, that person will be removed from the meeting.

All votes that are taken during this meeting must be done by Roll Call vote. Members who called in from home were asked to state their name and state whether there was anyone in the room with them during this meeting, which is required under the Right-to-Know law.

Roll call attendance: Paul Dargie, yes, no one is present. Selectman Dudziak, yes, no one is present. Selectman Labonte yes, no one present, Selectman Freel, yes, no one present, and Chairman Daniels, yes, no one present.

2. APPOINTMENTS: (Approximate times)

5:30 p.m. – Request to appoint John Kohlmorgen as an Alternate Member of the Milford Parks & Recreation Commission – Term expires 2023.

John previously worked in the Town of Milford Recreation Department as a program coordinator. He would like to continue to see growth in that department as well as see some projects completed that he helped to start during his time in Recreation.

Selectmen Dudziak made a motion to appoint John Kohlmorgen as an Alternate Member of the Milford Parks & Recreation Commission. Seconded by Selectman Dargie. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 5/0.

5:35 p.m. – Land Use Change Tax (LUCT) Map 45 Lot 3-45 – Marti Noel, Assessing Director

The above parcel has been disturbed for the construction of a new home. Construction on land in Current Use requires the affected areas to be removed from Current Use and a Land Use Change Tax Warrant be issued. Marti is recommending this for approval.

Selectman Freel made a motion to approve Land Use Change Tax as presented. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, yes, Selectman Freel, yes, and Chairman Daniels yes. The motion passed 5/0.

5:40 p.m. - Scope of Bonding Authority – Paul Calabria

In summary: The purpose of the refinance is to revise the terms of the loan agreements to obtain more favorable interest and payoff terms to take advantage of fluctuating rates. This will not increase the aggregate borrowing previously authorized. This will lower the rates from the twenty-year notes from 3.05% to 2.65% and the ten-year notes from 2.55% to 2.15%

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This will save the town \$154,000 over the life of the town bonds and just under \$84,000 for the Water and Sewer bonds. Selectman Labonte asked if cost anything to refinance. Paul said not this time. They had to go to town counsel last time for a letter stating that the Board had the authority to get a lower bond rate as long as the overall debt wasn't increased.

Selectman Freel asked what the savings would be in just a year, not the length of the bond. Paul said the first years saving on the town bonds will be just under \$18,500 and on the Water and Sewer side will be about \$9,300. Selectman Freel asked Paul if he could re-visit the terms of the loan in the future. Paul said yes as long as the rates continue to drop. Once the document is executed, it's fixed.

Selectman Dargie made a motion to allow Paul Calabria, Town of Milford's Finance Director to refinance outstanding loan agreements to obtain more favorable interest rates as recommended. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, yes, Selectman Freel, yes, and Chairman Daniels yes. The motion passed 5/0

5:45 p.m. – September 8th Primary Election – Pete Basiliere, Town Moderator

Pete reviewed the new rules for voting this year: Voters will enter from the front doors on West Street.

- Absentee voting is encouraged, especially for anyone concerned about either contracting or spreading COVID-19 while at the polls.
- Partial preprocessing of absentee ballots (up to but *not opening* the ballot envelope) will take place before election day.
- The polling place has moved to the High School (MHS)
- Every person inside the polling place will be required to wear a face mask or face shield properly.
- A process will be in place for voters who cannot or choose not to wear a face mask or face shield properly to mark and cast their ballots on-site.
- Registered voters and new voters will cast their ballots in separate rooms.
- Plastic dividers of various sizes at the ePoll books, ballot station, and Accuvote counting machines.
- Additional protective gear including face masks and sanitizers will be available for election workers and voters.
- Regular cleaning of voting booths and other surfaces.
- One-time use pens to mark the ballots.

Canopies will be set up outside for voters who choose not to wear masks. The polling place will be set-up on Thursday, September 3rd. School doesn't start until September 9th. Election equipment and ballots will be stored in a secure place until just before the polls open. They have already received supplies from the state to help with voting.

They will be pre-processing ballots already received by the Town Clerk the Friday before Labor Day, September 4th. This process involves checking off that they have received a ballot from a voter which means opening the first envelope to check the voter's name, but not opening the second envelope which has the actual vote on it. This process will be recorded. We expect a large number of absentee ballots.

Chairman Daniels asked what time they would be logging in the absentee ballots. Pete said about 9:00 am. They will ensure that the chairs of both the Democratic and Republican parties will be aware that this is happening. This will be posted on the Town's website so people from the public can attend.

Chairman Daniels asked if Pete was planning to have a Selectman in the cafeteria at the school. Pete said not necessarily. They usually stay at the ballot box. A Selectman might be available to help the Assistant Moderator who will be in the cafeteria. It may be different for the Presidential election. We anticipate a large number of voters will come out for the Presidential election.

Pete said if anyone would like to volunteer at the polls he could use the help. He has some long term helpers that will be not available this year due to COVID-19.

Ammy Rice, Milford resident, asked why we are segregating new voters from registered votes and why are we having them place their ballots in a wooden box to then have someone look at my ballot and then feed it through a machine. Would it just be easier to place a machine at the new voter area. Pete said that Milford has 12,000 registered voters and the state dictates the number of booths that we are allowed. Separating the new voters in another room gives us the room to have the number of required booths in the main voting room. A few other towns are also using a second room for the new voters. Another advantage is that they won't have to cross over and mingle with registered voters to get into the gym. From a physical distancing perspective, having them register and vote in the second room will be a plus. We are free to use wooden boxes at every election. These boxes are locked and predate the actual machines. When it's time to merge from the wooden

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es will be monitored all day. He is confident that these people will do their job well. The ballot machines are needed in the larger room for the larger volume of voters that will be voting.

Ammy said going into the next election this is something we have to be very contentious of and voter fraud, maybe not in Milford but we all need to look to make sure we are doing the right thing by the town. Pete said we are doing everything with the Select Board's assistance as well as the staff at the high school, to ensure that they are doing everything they can to ensure that we have a safe, secure, and trustworthy election.

6:10 p.m. – Recycling Committee Charge – Celeste Barr and Mary Burdett

In summary: The Recycling Committee is asking the Board to accept their new charge. They adopted the 5 R's, Refusing, Reducing, Reusing, Rot (or Compost), and Recycling. Mary Burdette, a Milford resident, read the mission statement.

Updated Charge:

Review the needs and the long-term goals of the Transfer Station and Recycling Center, and work annually with the Department of Public Works to contribute input to a Capital Improvement Plan, expand initiatives that promote zero waste and sustainability, and set annual recycling goals.

Investigate and present proposals to the Selectmen to reduce solid waste and promote environmental sustainability and zero waste.

Submit recommendations to the Board of Selectmen on how best to promote zero-waste, environmental consciousness within the Town of Milford, address the needs of the Transfer Station and Recycling Center, with considerations given to the overarching goal of tackling climate change.

Review Recycling/Solid Waste Code 5.20, and if needed, develop potential revisions and submit recommended amendments to the Board of Selectmen for consideration.

Chairman Daniels said as a voting member of the Recycling and Solid Waste Committee he voted against the charge because of the third point concerning climate change. He agrees that things have changed and the focus is more on reducing solid waste than recycling and it's harder to get rid of recycling products. The words "climate change" are very politically charged. He thinks our goal is keeping the environment clean and recycling, not so much with climate change which gets into things like carbon footprint. Studies from both sides contradict each other. He doesn't see the purpose of putting words in a charge that would be politically charged for a program that is working better in this locality than the surrounding towns. We can accomplish the same thing without that last phrase in there.

Mary said climate change isn't a political word. It's scientifically based on reputable scientific information. Celeste Barr, Milford resident, agreed with Mary. All of our disposal and transportation of materials is contributing to climate change. She disagrees with Chairman Daniels about it being political. She is a biologist that has worked in the Environmental Science areas for 40 years. Municipalities are already changing the way that they are doing business. Anything that we can do to help mitigate this as the Recycling Committee will help. In the end, this will help the environment and help save money.

Selectman Dargie made a motion to approve the new Town of Milford Recycling and Solid Waste Charge as presented. Seconded by Selectman Dudziak.

Selectman Labonte clarified that the bullet point about climate change is just a recommendation to the Board. Chairman Daniels said they recommend that we adopt this charge for the recycling committee. Originally the Selectmen gave a charge to the Recycling Committee to focus on recycling and solid waste. They now want to expand it to include climate change. Celeste said they were not going to tackle the whole universe; just the part that solid waste contributes to climate change. It will be a beneficial by-product of waste reduction that Milford can achieve.

Chairman Daniels said it states "with consideration given to the overarching goal of tackling climate change". Celeste said her committee isn't in charge of retrofitting the Town Hall for climate change; they are just looking at ways to do minimization. Chairman Daniels said he could point them to a presentation by Joe D'A who uses NASA data as well as others to present a counter-point. The term itself is politically charged and he thinks we can accomplish what we need without that last point. Celeste said that 97% of scientist agrees with climate change, you can always find the other 3% that don't. The general public makes it political and she doesn't understand that.

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Selectman Freel agrees with Chairman Daniels. We want to do our best and not contribute to the footprint of Milford. You can still do everything you need to do but you don't need to make climate change your goal. Mary gave more statics about climate change. It wasn't put in as a political statement. Selectman Freel said he wasn't saying that it was.

Selectman Dargie said the original charge was focused on cost reductions for the town. The new charge is more towards environmental activism. Cost reductions to the town are there just by creating less trash and the need for transport. Climate change is a dominant issue for this century and having this group work towards supporting and improving climate change is a good thing and he supports it. Chairman Daniels said what they were focusing on before was keeping the environment clean and reducing cost and that is still the goal. We recognize that there is still a big reduction to be had by reducing solid waste. When you talk about climate change, it can give the impression that this Board intends to create an activist committee.

Celeste said they are more focused on environmental education. We are part of Nashua Regional Planning and the State of New Hampshire and they are both working on climate change.

A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, no, Selectman Freel, no, and Chairman Daniels no. The motion failed 2/3 with Chairman Daniels, Selectman Labonte and Selectman Freel opposed.

Additional discussions:

There is no long-range plan for the transfer and recycling center presently. Mary said the committee feels that there should be some type of goal or plan in place. The equipment is 30 years old and could use some updating. Chairman Daniels asked Rick Riendeau, DPW Director for his thoughts about getting a long-range plan into the CIP committee for the Transfer Station going forward.

Rick said there are a couple of issues. They are on the existing landfill site. The past DPW Director looked into moving the Transfer Station to a different site for better flow/access/processing and that would have been expensive. There is a lot to it and he's always looking into different things, they just don't have anything written down. Chairman Daniels asked Mary if there was anything specific that they were thinking of focusing on. Mary said just to see where the recycling center is going to go because really, recycling itself is at the bottom of the list of how to reduce waste and therefore also help with the cost for the Town of Milford.

Chairman Daniels asked if they want to put a time to the long-range plan, five years, ten years, etc. Celeste asked what do the rest of the departments do, are there separate plans within DPW? Rick said they try a lot of different plans and it changes year to year with the different Boards. He would like to have an exact plan for everything and have it followed. He's been focusing on the short term because of "other" underlying issues at the Transfer Station.

Chairman Daniels asked if the long-range things can be put on paper. He suggested some ideas. Rick said he was looking at a glass crushing machine. He is always looking at other ways to make changes. He will work on short and long term ideas and share them with the committee. Mary said it would be great if they could work together.

Selectman Dargie said the future of the Transfer Station has been discussed on the CIP Committee for 15 years at a high level. It's currently on a capped landfill. You have to be careful doing things on a capped landfill because you could do something to the environment and then have to vacate the land. Curbside pickup was also discussed and would need to be addressed in a long-range plan.

Request purchase of A-frame signs for better education and instructions for the public. Chairman Daniels said for clarification, these are A-frames that you can put letters into, not like the ones we put on the oval. Celeste said they were \$175 each including all the letters, numbers, and punctuation.

Selectman Dudziak asked how many signs they were looking for. Celeste said three. They are heavy-duty, last for years and they could share them with other departments in town. Selectman Freel asks what would be put on the signs. Celeste said, for example, 'drop your vegetable and yard waste in this compost', or 'free sifted compost available to residents', or 'used motor oil deposit here' " The signs would change when needed elsewhere.

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Selectman Labonte asked where the money would come from. Chairman Daniels said the general fund. Selectman Labonte asked if there was somewhere it could come from in the DPW budget. Rick said it's only August and they are not through their budget yet. Administrator Shannon said they will figure out where it can be taken from and that they may be able to get reimbursed for them.

Selectman Dargie made a motion to approve the purchase of up to three A-frame signs by the Milford Recycling and Solid Waste Committee of a cost not to exceed \$700. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, yes, Selectman Freel, yes, and Chairman Daniels yes. The motion passed 5/0.

A Date for Restarting of Plastics and aluminum recycling. Administrator Shannon said they don't have a specific date in mind. They are trying to update some changes to the process.

A reminder to the public that an excellent opportunity to recycle and dispose of hazardous waste is taking place Aug. 29th, 8 am to 12:00 at DPW garage in Milford. This is organized by Nashua Regional Planning Commission.

Nancy Amato, Milford resident, said she spoke to Dale White, Water Commissioner about the potable water at the Transfer Station. He suggests that they do a water test, there may not be enough water flowing from the road to the building. Chairman Daniels said they may want to look at the age of the pipe and if we can dig it up if it needs to be replaced. Rick said that line is on town water. Chairman Daniels asked if it could be dug up or are they restricted from doing that because the landfill is capped.

Selectman Labonte asked if the Recycling Committee have any objections changing the Charge if we were to take out the climate change information. Mary said she would like to bring it back to the committee to get their input. They will bring it back to the Board at a later date. Nancy asked if it would be possible to do a water test. Administrator Shannon said he would speak to Kevin Stetson, Water Utilities Director, and get it figured out.

3. PUBLIC COMMENTS - There were no public comments at this time.

4. DECISIONS – Selectman Dudziak made a motion to approve the consent calendar. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie yes, Selectmen Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

CONSENT CALENDAR.

- 1) Request for Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b)) – donations for the Labor Day Parade: Please note, these organizations have opted to have their donations put towards the 2021 Labor Day Parade.

- Haywards Trading Post & Country Store - \$50
- LDN Auto Repair, Inc. - \$100

- 2) Request for Acceptance and Appropriation of Gifts of Property Under \$5,000 (31:95(e)) – donation to the Milford Fire Department from Ocean State Job Lots Charitable Foundation - \$4,833.84

- 10 Face Shields- \$4.99 each total -\$49.99
- 1600 KN95 masks – \$26.99 per 20 pack total -\$2159.20
- 3000 Surgical masks - \$25.00 per 50 count total -\$1500
- 20 gallons hand sanitizer - \$29.99 per gallon total – \$599.80
- 15 no-touch thermometers - \$34.99 per unit total - \$ 524.85

- 3) Request for Acceptance and Appropriation of Gifts of Property Under \$5,000 (31:95(e)) – donation to the Milford Police Department from Ocean State Job Lots Charitable Foundation - \$4,833.84

- 10 Face Shields- \$4.99 each total -\$49.99
- 1600 KN95 masks – \$26.99 per 20 pack total -\$2159.20
- 3000 Surgical masks - \$25.00 per 50 count total -\$1500
- 20 gallons hand sanitizer - \$29.99 per gallon total – \$599.80
- 15 no-touch thermometers - \$34.99 per unit total - \$ 524.85

b) OTHER DECISIONS.

2. N/A

5. TOWN STATUS REPORT – John Shannon

a. Osgood Pond Phase II Completion – The dredging project was completed the week of August 20th. DES will be coming out soon to look at what was done. DPW and Community Development did a great job of getting this done.

Selectman Dargie asked if there was an update on the request to do additional dredging. Administrator Shannon said they completed that and he doesn't know of anyone else that asked for any other materials.

6. DISCUSSIONS:

a. Review of RFP Addition - Dispatch

In summary: The Town of Milford is soliciting Proposals from qualified Architectural and Engineering (A/E) Firms. The primary focus is on the development of a proposed conceptual design for an addition and renovation to the existing Police Station to house a new communication center. Firms with relevant design experience and qualifications are encouraged to submit. The Board reviewed the RFP.

Craig Frye, Police Captain, said sending this RFP out would narrow down the cost to construct the building. It would be beneficial for the Town to know what it would cost to put a small addition on the existing Police Department building. Administrator Shannon said this would give us a total price to put with the current equipment price.

Selectman Dudziak made a motion to approve the RFP for the addition as presented. Seconded by Selectman Dargie.

Selectman Labonte asked why we would need more consoles going to a smaller dispatch. Craig said it matches what's in the RFP for CTA. It's equipment which can be downgraded. Selectman Labonte asked if this was going to be part of the Police Department, or is it going to be another department in the Town of Milford. Administrator Shannon said it would be up to the Board to make that decision. However it's overseen, it allows him, the Finance Director, and Board of Selectman to have oversight. The important thing is to get it passed to protect our emergency services.

Selectman Labonte said he sees Captain Frye as the contact person on the RFP and he didn't know if that was leading that the Police Department was going to be the group leading the charge or at what point do we come up with that department. Administrator Shannon said we can easily change the point of contact to him.

Cheryl Giggetts, CTA Consultant said it's wise to get this out so you can have all of the pricing at the same time. CTA always wanted to approach this project as a regional system so four consoles would allow you to dispatch for all of the other towns and to have a training console.

Selectman Labonte amended the previous motion to approve the RFP for the addition and change the point of contact to the Town Administrator, updating all the contact information. Seconded by Selectman Freel. A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, yes, Selectman Freel, yes, and Chairman Daniels yes. The motion passed 5/0.

Selectman Dudziak made a motion to accept the RFP as amended. Seconded by Selectman Dargie. A roll call vote was taken with Selectman Dargie, yes, Selectman Dudziak, yes, Selectman Labonte, yes, Selectman Freel, yes, and Chairman Daniels yes. The motion passed 5/0.

Craig said he would get with Cheryl to update the dates on the RFP. This will be sent out ASAP.

b. IMA Deadline Discussion – Chairman Daniels said we still need to decide on the IMA. Are we just keeping it the way it is and changing the extension to three years, are we going to take any part that was proposed by the other towns, he sensed that there was no desire to lose a vote or go to a ten-year contract. He doesn't know how anyone feels about soliciting new members. He doesn't want to wait until the end of the year to make a decision.

Selectman Labonte clarified that Chairman Daniels was talking about a possible extension to the 2013 IMA. Chairman Daniels said yes. Selectman Labonte said he doesn't think the other two towns are open for that discussion. They are looking for a decision on the 2018 agreement. Craig said he was correct.

Selectman Freel said he thought we already sent in our responses. Chairman Daniels said we submitted our position paper and a side by side copy of the 2013 and 2018 proposal. We are waiting for them to respond. Selectman Freel said the ball

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is in their court. Their position is to sign the 2018 IMA; he asked Craig if there were any comments on what we sent to them.

Craig said they never commented on the paper. Chief Wilson from Mont Vernon said they are not looking at any old contracts; they want to start with a new contract, the 2018 one that was proposed. Chief Olsen representing the Town of Wilton stated the same.

Selectman Dudziak said it appears that the other towns don't want to address the 2013 IMA with the amendments. We are deadlocked. She proposes that we go with what we have now and extend it for two years. Chairman Daniels said we agreed to a three-year extension.

Selectman Labonte said there was an outreach on August 4th that we all received asking if we would meet with them. As far as the deadlock, he would be open to asking Town Counsel what will happen if we can't agree. He believes that it ends December 31, 2020. We should be sitting at the table with them. He would like a face to face with them.

Selectman Dudziak said we've done that on several occasions and no one is on the same page. The other two towns want to deal only with the 2018 IMA and we don't. We decided that the 2018 IMA wasn't good for Milford. She doesn't see any point in sitting down because we are not going to get anywhere.

Selectman Labonte asked where we will go on January 1st with no agreement and MACC Base is closed. Selectman Dudziak said MACC Base isn't going to be closed. Selectman Labonte said with no agreement you can't move forward because MACC Base has no money. Craig said they won't close. Selectman Freel asked Craig what would happen if there isn't an agreement in place. Craig said he doesn't think on January 1st all the employees will be laid off. He thinks we will just default back to the agreement that we have in place. You can check with Town Counsel but you are just saying that every town will have to go find a new dispatch center to hold us temporarily over and he doesn't think that is going to happen. He thinks that all three towns will just pay the money and still work on the agreement. We are the lion's share of MACC Bases cost and if we decide to just pay it, then we can just pay it.

Selectman Dargie said legally MACC Base would cease to exist if there is no extension of the current contract. There would have to be an agreement between the various towns to keep it going. He agrees with Selectman Dudziak that we extend the existing 2013 contract for another two years. The three-year extension only works if the clause about Milford getting the money when they leave gets modified. We plan to leave in two years. We want to put up a warrant article in March, have it pass, build a new station and in January 2023, be on our own. Without that clause on the money being changed, we would walk away with whatever money remains there. He is in favor of a two-year extension of the existing contract because then it would just go out of business and we would get the money left over. We want to make it simple for the other towns and just extend it for two years. He thinks they will go along with that because it's clean.

Selectman Freel asked why they are not already going with what we are asking for. Selectman Dargie said they want a ten-year contract. If we can get the other clause changed then a two-year extension is fine. Selectman Freel said the clause was his idea and he's fine with removing it.

Selectman Labonte still wants this Board to sit with other Towns. We are missing the other 50% of MACC Base. He doesn't think it is right for us to dictate to them what we want. Selectman Dargie said we are not going to go with a ten-year agreement, we want to get out of MACC Base and go on our own. Selectman Labonte said, "Some of us want to get out". Selectman Dargie clarified a majority of the Board.

Selectman Freel said he would be for getting everyone together as long as they stayed on point. Things just got too side-tracked last time we all met. Chairman Daniels said we need to determine a position with this Board. Are we going with a two year or a three-year contract with the clause that Selectman Freel proposed? Selectman Freel said he would also like an answer back from Town Counsel on what happens at the end of the year.

Chairman Daniels is fine with getting the other towns together but he isn't in favor of rehashing everything like we have the last few times. We need to come to a firm position. They have our position paper and that would be our position going into the meeting. Any modifications need to be made before we sit with them.

Selectman Dudziak said they haven't responded to our position paper and she doesn't see the sense of sitting with them until they respond to our paper. Selectman Labonte asked if anyone from the town responded to the e-mail requesting a meeting. Chairman Daniels said he had Tina send back the Board's position paper as well as the side by side IMA's and he

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noted that we had asked for feedback from them which we haven't received as of yet. Administrator Shannon verified that it was sent.

Selectman Labonte repeated that he still wants to get clarification from Town Counsel. As far as the position statement, last he knew in business when you negotiate you can put out what you want but not everyone is willing to give you what you want and that is when you need to sit at the table.

Selectman Dudziak said it's clear that our positions are far apart. Selectman Labonte said if Attorney Drescher comes back with, it's done on January 1st, what do we do. Selectman Dudziak said we try to extend what we have for two years. Chairman Daniels said we will start with having Administrator Shannon reach out to Town Counsel and we will go from there.

Selectman Labonte said they were willing to meet with us at our 5th Monday forum. Chairman Daniels said if we get an answer back from Town Counsel then we will contact the other towns. When we know what our options are, we will sit with them. Selectman Freel said it doesn't matter how many years we negotiate, all we have to give is a certain amount of notice and we are out of the contract. If giving them more years is going to get them to sign an agreement then we should do it. We can take out the clause about getting our money back and go back to the original wording. This is something that can be worked out.

Chairman Daniels said it's more than that. They also wanted to change the notice from 12 months to 24 months. Selectman Labonte said the voters could vote this down in March. People are worried about money. Selectman Freel said he agrees but if we were to agree to the term but maybe not go into a 24-month notice, maybe they would work with us.

Selectman Dudziak said we should get an answer from Town Counsel then meet. Selectman Freel said he agrees with Selectman Labonte, we should meet and get it over with. Chairman Daniels said we need to hear from Town Counsel. Administrator Shannon, during the meeting, sent a message out to Town Counsel asking for an answer as soon as possible.

7. PUBLIC COMMENTS: - Selectman Labonte asked where we were with Heron Pond and the beaver pipe. Administrator Shannon said he was in correspondence with a couple of citizens about the water levels. Melissa, the F&G biologist sent an e-mail to her boss. Chris Costantino and Lincoln have been notified as well. We are not lowering the water, nor does NH Fish and Game want us to. The beaver pipe isn't working and it is being fixed. We are also currently in a drought. We are actively involved in working on this. We don't, however, control the rain.

Selectman Labonte asked if it was drained at all by us. He was sent a picture where it was breached, he doesn't know if it was accurate or not. Administrator Shannon read some e-mails. A good rain event will resolve the water level. Selectman Labonte wanted to make sure that we were not doing something that would adversely affect us. Administrator Shannon said we will follow what Fish and Game's recommendations.

8. SELECTMEN'S REPORTS/DISCUSSIONS.

a. FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.

b. OTHER ITEMS (that are not on the agenda).

9. APPROVAL OF FINAL MINUTES – Selectman Dargie moved to approve the minutes of August 10, 2020, and August 17, 2020, as amended. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

10. INFORMATION ITEMS REQUIRING NO DECISIONS.

a. Treasurers report July 2020

11. NOTICES. Notices were read.

12. NON-PUBLIC SESSION. A motion made by Selectman Dudziak to enter into a non-public session in accordance with (RSA 91-A: 3, II(c)), seconded by Selectmen Dargie. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 5/0.

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING – 08/24/2020

13. ADJOURNMENT: Selectman Dudziak moved to adjourn at 7:57. Seconded by Selectman Dargie. All were in favor. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

Gary Daniels, Chairman

Chris Labonte, Member

Paul Dargie, Vice Chairman

David Freel, Member

Laura Dudziak, Member