

**MINUTES OF HAVERHILL SELECTBOARD REGULAR MEETING**  
**Monday, July 14, 2014**  
**Draft Subject to Review, Correction and Approval at Following Meeting**

**Board Members Present:** Vice Chairman Tom Friel, Lynn Wheeler, Rick Ladd and Robert Roudebush

**Board Member Excused:** Wayne Fortier

**Town Manager:** Glenn English

**Administrative Assistant/Finance Officer:** Jo Lacaillade

**Selectboard Clerk:** Karen Hyde

**Members of the Public Present:** Darwin Clogston, Steve Robbins, Regan Hubbard, Austin Albro and Ed Ballam – Journal Opinion

**Call Meeting to Order:**

Vice Chairman Tom Friel called the meeting to order at 6:00 pm

**Pledge of Allegiance**

**Agenda Approval (additions/deletions completed by Board consent):** Rick Ladd made a motion to accept the Agenda; seconded by Robert Roudebush and carried unanimously.

**Approval of Consent Agenda:** Robert Roudebush made a motion to accept the consent agenda; seconded by Lynn Wheeler and carried unanimously.

**Scheduled Public Appearance(s):** Darwin Clogston requested to speak to the Board when they were discussing the Health Ordinance.

**Public Hearing:** None

**Town Manager's Report:** TM English stated the Town was in line for Mitigation Grant through the State on behalf of FEMA. The grant will pay 75% and the Town will pay 25% in either cash or materials. There is a situation on the north branch of the Oliverian near the Methodist Church where the river comes right up to the road and is actually threatening the road. There is a hard-armored bank with stone but it could use some upgrading. There is another location behind Mrs. Foote's property, which is further upstream. She had an armored bank but it is starting to erode terribly. FEMA grants can be used and applied on public or private property; they are designed to protect public infrastructure and/or private homes. This would be a preventative measure to prevent a problem in the future. He is asking for permission to apply for this grant. The fix is basically using interlocking large stones and building up the bank to prevent erosion. A wetlands permit will be required to do this work. The plan would be to use 100 yards of material, which the Town has, so that would be the Town's in-kind match. An excavator and trucking would have to be hired to get the material there. His rough calculation of the two projects is about \$3,000, of which the Federal share would be \$2400 and the Town's match would be in material, not cash. Lynn Wheeler asked how many feet needed to be repaired and TM English responded that it was approximately 150 feet for both projects. Robert Roudebush made the motion to authorize TM English to apply for the Mitigation Grant; seconded by Lynn Wheeler and carried unanimously.

TM English then presented a prospective ad for the Life Safety/Fire Code Inspector. Steve Robbins asked if this was a job or a contracted service and was told that it was a contracted service. The consensus of the Board was that the ad was good. TM English also stated that he did a follow-up of the Dingman property and there is still a bunch of “stuff” outside. He sent a note to the person responsible and got a reply back via e-mail, which may be a problem later on. He then presented a business listing that he had received from Kevin Shelton. The listing was broken up by district with names and addresses. The Board members will let TM English know which business they had visited and when.

### **Pending (Old) Business:**

- **Health Ordinance:** The Board members were given a new draft of Health Regulations to look at. This draft was based on Newport, NH Regulations and Ordinances and modified with Attorney comment and suggestions for the Town of Haverhill. Robert Roudebush asked if the difference between this new draft and the one that the Board received on June 30, 2014 was the word “Regulations”. Rick Ladd stated that the Town Attorney had looked at this latest draft and made some recommendations: (1) The word “Ordinance” should be changed to “Regulations” throughout the draft. (2) The deletion of Section 6 (the Appeals process). (3) Enforcement of the Regulations may be enforced by the Appointed Health Officer or Deputy Health Officer, not the Police Department. (4) The effective dates of these regulations. Rick stated that the Berlin model the Board had looked at was too wide in scope and it delved into areas that the discussion was not about. The discussion seems to be the trash bags that are piling up by the hundreds and refrigerators with handles still on them and not properly taken care of that are the issues. The Newport, NH model that was presented addresses these types of issues. The Town Attorney also stated that the Town has statutory authority to set fines. The next step to deal with the people who do not pay the fine would be to have a judge enforce the regulation or put a lien on the property. Steve Robbins asked who would issue the fine and was told it would be the Selectmen or TM English. Steve then stated that the proposed draft was good, but it didn’t give him the tools he needed to address the immediate clean-up issues. Robert Roudebush asked Steve if he was looking for a paragraph in the draft that would allow him, as the Health Officer, to make immediate clean-up decisions and Steve replied yes. TM English stated that a public health emergency would be the only way to get an immediate clean-up. He also stated that the big build-up of trash is totally preventable as it is only \$4/bag per week to get rid of garbage. Tom Friel stated that he would like to know how these regulations have worked for Newport, NH as far as effectiveness. Steve Robbins stated that he knew the Newport Health Officer and would call him. This new draft would be discussed at the next meeting on July 28, 2014.

Darwin Clogston then addressed the Board. He thought that the Health Regulations should be brought to the whole Town. He then read from the 2013 Selectboard Report in the 2013 Town Report. “It is apparent to the Board that we must develop a strategy to address the issue of sustainability. Our infrastructure is in need of attention and the aforementioned road concerns are only one issue. We are now facing real questions about how much we can sustain.” He feels that the Town should get back to basics. Steve Robbins then spoke about the places in Town that had hundreds and hundreds of bags of garbage. Steve felt that the Health Regulations would be helpful in expediting the problems of trash. Steve explained to Mr. Clogston that there were State regulations on trash, but the Town was trying to deal with it on a local level.

### **New Business:**

- **NHMA: 2015-2016 Legislative Policy Recommendations (19 of 45):** Rick Ladd presented to the Board the NHMA (New Hampshire Municipal Association) 2015-2016 legislative list of recommendations for policy conference action, which would be on September 26 in Concord. There are 45 separate proposals included in the package, some of which have definite consequences for this community. Rick has selected 19, at this time, for the Board’s review. He started to go through these one at a time, starting with Cross-Border Liability. Lynn Wheeler then suggested that the Board members study the recommendations and then e-mail each other if they had any questions. Rick was asked if there

were any highlights that needed mentioning. Rick responded that downshifting of State costs and State revenue structure would affect Town expenditures. Adequate highway funding also needed to be mentioned, specifically the gas tax, which has already been incurred.

**Commission/Committee Reports:** Lynn Wheeler and AA Lacaillade reported that membership on the Rec Committee was an ongoing problem. Tom Friel commented that the gravel pit inspections done by the Planning Board went well.

**Correspondence:** None

**Comments of the Public:** None

**Comments of the Town Manager/Administrative Assistant-Finance Officer:** AA Lacaillade stated that she had sent the Board a recommended ad for the 9-1-1 ordinance. Robert Roudebush suggested a more hefty headline so that people would read more than just the ordinance. He suggested adding the words “Help Town Emergency Responders Find You” as a possible headline. AA Lacaillade asked if the ad would then be good to go and could be put out to the newspapers. The Board approved the ad.

**Comments of Selectboard Members:** Robert Roudebush stated that he had the opportunity to accompany TM English to his first-ever mediation session with NH Electric Cooperative. Robert stated that it was very enlightening. Mr. Boldt, our attorney, was very articulate and a well-informed fighter for the Town. There was no solution reached.

**Adjourn Meeting:** Robert Roudebush made a motion to adjourn; seconded by Lynn Wheeler and all approved. Vice Chairman Friel adjourned at 7:22 pm.

Minutes transcribed by Karen Hyde