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Town of Danville
Board of Selectmen
January 19, 2016
7:00 pm

Video recorded

Selectmen Present: Shawn O'Neil-Chairman, Chris Giordano-Vice Chairman, Kimberly Farah, Sheila Johannesen, Joshua Horns

Others present: Bruce and Beth Caillouette, Patty Shogren, Janet Denison

Chairman O'Neil opened the meeting with a moment of silence for the troops who put themselves in harms way. All stood for the Pledge of Allegiance.

I. Delegate Session

Bruce Caillouette talked with the Board about the mini-excavator and other equipment that can be used by the Highway Department. He explained that back-hoes are typically used by other highway departments due to their versatility, but all highway departments can make use of mini-excavators, especially for culvert maintenance. It would be better to purchase equipment if it will be used frequently; otherwise renting equipment will be more fiscally wise.

Bruce explained that the recently acquired back-hoe is not being used much due to it being unregistered and uninsured. It also needs some maintenance. Selectman Farah said she would like to see the average use of each type of equipment in order to better determine which piece should be purchased. She said a three-year average may be sufficient. Chairman O'Neil mentioned the Warrant Article dealing with the purchase of a mini-excavator. The intent of the article is to purchase equipment for the Highway Department. The wording of this can be changed at the Deliberative Session, amending the article to state it is for the purchase of equipment rather than a specific piece.

II. Regulations

The Board discussed the following regulations: #6 Unnecessary Vehicle Noise, #8 Mailbox Installations, and #10 Political Advertising. Regulation #8 had been reviewed by the Road Agent and suggested amendments were discussed briefly. Vice-Chair Giordano made and Selectman Farah seconded a **motion to approve Regulation #8 Mailbox Installations**. The motion **passed** unanimously.

There was a short discussion about political advertising. Vice-Chair Giordano said Regulation #10 is already explained in the RSAs, making a town regulation superfluous. It was agreed to table this regulation and to discuss it with the town moderator for his opinion.

Selectman Johannesen said she didn't find any RSAs pertaining to Regulations #6. It was agreed the Regulations can state the date they were first enacted and the amendment dates.

III. Warrant Articles

An error was found and corrected in the BudCom spreadsheet used to configure the budget. The error had been carried over to the Warrant Articles. Vice-Chair Giordano made and Selectman Farah seconded a **motion to amend the default budget amount**. The motion **passed** unanimously.

The Board discussed the two citizen petitions put forward by Sheila. One includes a dollar amount which requires a tallied vote from the Budget Committee and Board of Selectmen. Sheila was asked about the petition which adds money to the animal control budget, specifically to answer why she is proposing something contrary to a court

decision. She said this is going to what BudCom approved in the operating budget because it could not be included in the default budget.

The Board discussed the legality of adding to the default budget. Selectmen Farah and Horns said they are hesitant to recommend something that may be illegal. Vice-Chair Giordano made and Selectman Farah seconded a **motion to not recommend Article 2016-23**. The Board discussed the fact that the default budget had already been reviewed and approved by the Board of Selectmen with emphasis on complying with the recent court order. Sheila then spoke with the Budget Committee and convinced them to move contrary to the selectmen's decision. Per the motion, Chairman O'Neil and Vice-Chair Giordano voted yes, Selectman Horns opposed.

Selectman Farah asked for some clarification of the wording and intent of the motion just made and whether an affirmative vote on the motion endorsed that the Warrant Article is not recommended. Selectman Horns asked for clarification that the dollar amounts cited in the petition bring the total amounts to what was originally approved by the Budget Committee for the operating budget. He asked if the petition can be clarified at the Deliberative Session or if the phrase, "raise and appropriate..." can be added at that time. It was answered that the language and dollar amounts can be changed at the Deliberative Session, but the intent of the article cannot be changed. Per the motion, Selectman Farah abstained, stating she is not sure that adding to the default budget is permissible. Selectman Johannesen abstained. The final vote on the motion: **Chairman O'Neil and Vice-Chair Giordano: yes; Selectmen Farah, Johannesen, and Horns abstained**. The wording "Not Recommended by the Board of Selectmen" with the tally of 2-0-3 will be added to the Warrant Articles.

Sheila was asked about her citizen's petition titled "Default Budget Determined By Budget Committee." Vice-Chair Giordano explained that the Budget Committee and Board of Selectmen act as checks and balances when determining the town's budget. He asked why Sheila would want to take this away. She responded that she found this while looking through RSAs.

IV. Signature File / Minutes

The Selectmen approved an administrative abatement and signed the 2016 Warrant Articles. Vice-Chair Giordano made and Selectman Johannesen seconded a **motion to appoint Susan Hantman as a supervisor of the checklist**. The motion **passed** unanimously. This appointment will be until the next town election.

Selectman Farah made and Vice-Chair Giordano seconded a **motion to approve the January 4, 2016 minutes as amended**. The motion **passed** unanimously. Selectman Farah made and Vice-Chair Giordano seconded a **motion to approve the January 11, 2016 minutes as amended**. The motion **passed** unanimously. It was agreed that a portion of the non-public minutes of January 11, 2016 do not qualify under RSA 91-A:3 to be non-public. As they were previously sealed, Selectman Farah made and Vice-Chair Giordano seconded a **motion to approve the January 11, 2016 non-public minutes as amended and unseal paragraphs the second and third paragraphs**. The motion **passed** unanimously.

V. Old/New Business

Selectman Farah listed a number of items that have been mentioned and that may be discussed at a future meeting. This included the following: cemetery inventory, list of town roads and their completion dates, a review of the CIP, 1099 vs W2 for employees, review of the new website, the Cy Pres, streaming video, department meetings, and the use of solar power at the safety complex.

Vice-Chair Giordano mentioned the feasibility study for the Community Center and that the funds may have been allocated differently and more efficiently if an engineer had been hired to draw plans for a new police station. It was confirmed that the study included plans being drawn.

Chairman O'Neil said he received a call from Chief Parsons regarding Selectmen Johannesen scrutinizing the timesheet of one of the officers. It was explained that the Chief feels targeted by one select board member and the same board member is trying to micromanage the police department. Selectman Johannesen said she brought her question about the timesheets regarding overtime to Patty, the Selectman's Administrator, who said she wasn't able to answer the question. Patty suggested that Selectman Johannesen talk to the Chief about it. It was agreed that any future questions can be brought to Patty who can then query appropriate department heads for answers. Those questions and answers will then be discussed at a subsequent Selectmen's meeting.

At 9:06pm, Selectman Horns made and Vice-Chair Giordano seconded a **motion to adjourn**. The motion **passed** unanimously.

Respectfully submitted,

Janet Denison
Land Use/Assessing Clerk