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Town of Danville  
Board of Selectmen  
Public Minutes  
April 29, 2013  
7:00 PM

Selectmen Present: Shawn O'Neil, Chris Giordano, Annemarie Inman, Russell Harding, Michelle Cooper

Others present: Patricia Shogren – Selectmen's Administrator, Chief Steve Woitkun, Robert Sharpe, Michael Rooney

Attendees took a moment of silence for our troops who put themselves in harm's way.

I. Delegate Session

Michael Rooney presented the Board with a request for a HVAC home business application for Blue Steel Mechanical. He stated he would be performing all work in Massachusetts and office work in Danville. Vice-chair Giordano asked Mr. Rooney if he owned his home. He responded yes and Vice-chair Giordano queried Mr. Rooney on the eight criteria one must pass from the Zoning Ordinance Article IV 2 d. 1) – 8) and confirmed Mr. Rooney's home was not a townhouse or a condo. Vice-chair Giordano made the motion, seconded by Selectman Inman, to approve the home business application for Michael Rooney. Motion passed.

II. Ambulance purchase update

Fire Chief Steve Woitkun discussed with the Board the options of trade-in, auction, sale, and keeping of the cab and chassis of the 2000 International 4700 ambulance. Chief was instructed to obtain the Kelly Blue Book valuation and confirm costs of the new vehicle with and without trade-in and get back to the Board with this information and his recommendation.

III. Signature File

Selectman denied one abatement and signed payroll and vendor warrants. Selectmen Cooper stated that in regard to the tax-deeded property, mobile homes are not held to the April 1 ruling and that taxing for these properties is immediate. Patty stated she would pass this information on to Janet.

Selectmen signed:

- 5-2 Code of Conduct Policy
- 5-1 Hiring Policy
- 3-6 Purchase/Bid Policy
- 13-1 91-A Request Policy

Vice-chair Giordano stated that we still needed to schedule our representative to attend a meeting with the department heads to outline the employee/personnel documentation that needs to be in the personnel files maintained at the Selectmen's office. Selectman Cooper suggested the policy be updated to include this information and it was decided to amend this policy with specifics after the fore-mentioned meeting took place.

Vice-chair Giordano stated we should consider amending the 91-A Request Policy to include the estimated costs of the necessary printing of documents which needed redaction. Patty was asked to draft this update and run it by Peter Loughlin.

Vice-chair Giordano made the motion, seconded by Selectman Inman, to reappoint Benjamin Villnave to the Website Committee. Motion passed.

court found “no costs are awarded to the plaintiff [Johannesen]”. A copy of this Decision is attached to these minutes.

Patty was asked to contact Mosquito Squad and get the best price for the seasonal spraying of the Town’s fields and parks. Selectman Inman made the motion, seconded by Chairman O’Neil, to pay \$2,250.00 for the seasonal spraying if Patty could not obtain a lower price. Motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Inman, to accept the April 22, 2013 Minutes as written. Motion passed.

Selectman Inman made the motion, seconded by Vice-chair Giordano, to accept the April 22, 2013 non-public Minutes as written. Motion passed.

#### V. Old Business

Vice-chair Giordano stated that he was contacted by Carsten Springer who had concerns that all the questions that were needed to be asked as part of the coalition formed to object to the new stormwater permitting were not being asked due to the feeling that Danville would draw attention to itself. Selectman Inman stated that the Board needed to meet with Beth, Bruce, and Carsten and determine a punch list of questions to be included in the coalition’s letter to the State. It was decided the Board would hold the meeting next Monday at 7:00 PM.

Chairman O’Neil read the announcements

#### VI. New Business

Selectman Cooper stated the Danville Police Association sponsored a rabies and chipping clinic and that 115 dogs received rabies shots on Saturday.

At 8:05 PM, Vice-chair Giordano made the motion, seconded by Selectman Inman, to adjourn. Motion passed.

Respectfully submitted,

Patricia Shogren  
Selectmen’s Administrator

**THE STATE OF NEW HAMPSHIRE  
JUDICIAL BRANCH  
SUPERIOR COURT**

Rockingham Superior Court  
Rockingham Cty Courthouse/PO Box 1258  
Kingston NH 03848-1258

Telephone: (603) 642-5256  
TTY/TDD Relay: (800) 735-2964  
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**NOTICE OF DECISION**

**PETER J. LOUGHLIN, ESQ  
ATTORNEY AT LAW  
144 WASHINGTON STREET  
PO BOX 1111  
PORTSMOUTH NH 03802-1111**

Case Name: **Sheila Johannesen v Town of Danville Board of Selectmen**  
Case Number: **218-2013-CV-00215**

Please be advised that on April 22, 2013 Judge McHugh made the following order relative to:

Defendant's Motion for Reconsideration - Granted (See below)

**Motion granted. The plaintiff's Motion for Reconsideration was granted because no objection was filed. The defendant's Motion for Reconsideration has caused the Court to review the entire matter. Given the volume of the request for documents, the Court cannot conclude the Town delayed in getting the requested information to the plaintiff. The underlying problem is that the request for documents came too late. Accordingly, no costs are awarded to the plaintiff. McHugh, J**

April 23, 2013

Raymond W. Taylor  
Clerk of Court

(398)

C: Sheila Johannesen

**RECEIVED**

**APR 26 2013**

**PETER J. LOUGHLIN**