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Town of Danville
Board of Selectmen
July 20, 2015
7:00 pm

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

At 6:43pm, Vice-chair Giordano made the motion, seconded by Selectman Johannesen, to enter into non-public session under RSA 91-A 3: II (c). Roll call vote: O'Neil – yes, Johannesen – yes, Giordano – yes, Horns – yes; motion passed.

At 7:00pm Vice-chair Giordano made the motion, seconded by Selectman Johannesen, to return to public session. Roll call vote: O'Neil – yes, Johannesen – yes, Giordano – yes, Horns – yes; motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Horns, to seal the minutes under the guidelines of RSA 91-A 3: II (c). Roll call vote: O'Neil – yes, Johannesen – yes, Giordano – yes, Horns – yes; motion passed.

Others present: Patricia Shogren, David Wood, David Roberts, Theresa Walker, David Drown, Bob Meany

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

Public Hearing – to accept donation(s) worth more than \$500.00

Vice-chair Giordano made the motion, seconded by Selectman Horns to open the public hearing; motion passed.

Chairman O'Neil stated the Danville Police Association would like to donate two Philips Model HS-1 HeartStart OnSite Automated External Defibrillators (AED) worth \$1,423.00 to the Danville Police Department. Selectman Johannesen made the motion, seconded by Vice-chair Giordano to accept the AEDs. Chairman O'Neil asked if the audience had any questions. No discussion ensued and the motion passed unanimously.

Selectman Farah arrived.

I. Delegate

David Wood shared new information with the Board regarding property 3-131b. He stated the Town Assessor, Fred Smith, had done a review of his property. David stated that his property was designated as 2.15 acres with home and yard, 10 acres of wetland, and 8 acres of upland. He stated he had filed an application to put the property into current use. He stated he wanted to purchase the 3-131b property from the town, his current right of way, to create a buffer zone between his home/driveway and Danville Automotive/Flying Wheels property. He distributed a copy of the property with the Assessor's designations noted on it as well as photographs showing his current view of the car lot, repair shop, etc. Patty was asked to have Fred (Assessor) assess the value of the town property Mr. Wood would like to purchase.

Dave Roberts - Vice-chair Giordano stated he had contacted the state and Dave's ionized water business fell within acceptable water withdrawal use range. He stated Dave had met the criteria to operate a home business at a previous BOS meeting. Vice-chair Giordano made the motion, seconded by Selectman Johannesen, to approve a business license for Dave Roberts; motion passed.

II. Hazard Mitigation plan – Theresa Walker

Theresa presented the town's updated Hazard Mitigation plan approved by Homeland Security for review and signature. Selectman Farah stated she had found a few errors/missing data in the plan and asked that the plan be

updated. Theresa stated she would take care of the changes and re-distribute the corrected copy of the plan with an updated signature page.

III. Lot Merger – David Drown, Bob Meany

Vice-chair Giordano noted a letter received from Town Counsel Peter Loughlin and stated that on Counsel's recommendation, he would recommend the Board restore the current 1-32-1 and 1-32 lots back to the three original lots noted in a 1987 plan. Selectman Farah made the motion, seconded by Selectman Johannesen, to approve the separation of the lots as noted by Vice-chair Giordano; motion passed.

IV. Signature File / Minutes

Vice-chair Giordano made the motion, seconded by Selectman Farah, to adopt Policy 7-1 General Assistance; motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Farah, to adopt Policy 13-1 91-A Request for Information; motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Farah, to adopt Policy 1-1 Index; motion passed.

Selectmen signed 2015-15 payroll and vendor warrants. Selectman signed a veteran's credit.

Chairman O'Neil read correspondence from Lorraine Annaloro – Owner of Four Season – requesting an additional dumpster and a recycle dumpster. Patty was asked to contact Cassella to deliver a recycle dumpster and that should alleviate the need for an additional trash dumpster. If not, it will be Ms. Annaloro's responsibility to obtain and pay for a third dumpster.

Vice-chair Giordano made the motion, seconded by Selectman Johannesen, to approve the July 6, 2015 minutes as amended; motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Johannesen, to approve the July 6, 2015 non-public minutes as written; motion passed.

Selectman Horns made the motion, seconded by Chairman O'Neil to unseal the July 6, 2015 non-public minutes. Selectman Farah stated that although she agreed, she was concerned about issues discussed that were protected under the 91-A 3:II (c) designation that may harm the reputation of an individual. Following discussion, both Selectman Horns and Chairman O'Neil withdrew their motions.

V. Old/New Business

Selectman Farah updated the Board and viewing audience on the status of the pending litigation with the Timberlane School District. She stated that an injunctive release had been filed by Danville and Sandown in regard to:

- 1) The use of funds for a playground on Sandown North: Warrant Article 5 did not pass so the school could not use 2015-2016 funds for this project. Selectman Farah stated a request for bid for this project had been published and a site walk of the project for prospective bidders had been held on July 6, 2015.
- 2) Both Warrant Articles 4 and 11 related to the closure of Sandown Central failed so the school has to close, by a majority vote. The District has decided to consolidate classes and move pre-K, Kindergarten, and special education programs to this facility. A consolidation committee was formed by the Superintendent but no meeting notices or minutes were kept or filed.
- 3) Danville and Sandown are to split costs for this injunction equally.

Selectman Farah stated the School District responded to the court-ordered injunction immediately and noted that arguments will be heard in Superior Court on Friday, July 24, 2015 at Rockingham County Courthouse.

At 8:50pm Vice-chair Giordano made the motion, seconded by Selectman Horns, to go into non-public session under RSA 91-A:3 II (c). Roll call vote: O'Neil – yes, Horns – yes, Farah – yes, Giordano – yes; motion passed. Johannesen – recused herself.

At 9:02pm Vice-chair Giordano made the motion, seconded by Selectman Farah, to go return to public session. Roll call vote: O'Neil – yes, Horns – yes, Farah – yes, Giordano – yes; motion passed.

Vice-chair Giordano made the motion, seconded by Selectman Farah, to seal the minutes for reasons outlined in RSA 91-A:3 II (c). Roll call vote: O'Neil – yes, Horns – yes, Farah – yes, Giordano – yes; motion passed.

At 9:05 pm Vice-chair Giordano made the motion, seconded by Selectman Farah, to adjourn; motion passed.

Respectfully submitted,

Patricia Shogren
Selectman's Administrator