

TOWN OF SEABROOK

SELECTMEN'S MEETING

JANUARY 22, 2010

Present: Brendan Kelly
Aboul Khan
Robert S. Moore
Barry Brenner, Town Manager

10:00AM

Meeting reconvened at 10AM from the recessed meeting of January 20, 2010.

Mr. Brenner said the Budget Committee met on January 21 and took a final vote on the budget and made recommendations on the articles. The Selectmen can now approve and sign the warrant to meet the deadline of January 25.

MOTION: Robert S. Moore To approve and sign the
Second: Aboul B. Khan final warrant.
Unanimous

Albert Abramson spoke about his petition article. He said he read the RSA and feels he went through all the hoops and doesn't think it should be taken off the ballot. Mr. Brenner said they do have a letter on the legal opinion that says not to include on the ballot. Mr. Moore said they should go with counsel's opinion. Mr. Khan said the petitioner could contact the attorney and state his case.

Mr. Brenner spoke to the RSA and what it states. Albert Abramson said it is ultimately up to the court who could side with the Town or with the letter but he said we have been getting bad legal advice. He said we could continue on with this or try to get the new developers to help subsidize some of the cost.

Albert Abramson said in order to get in front of the court it has to go before the voters. Mr. Brenner said if it goes on the warrant and passes the Town would be subject to litigation. He explained the general rule of thumb for petition articles and the few exceptions with this being one of those exceptions. Mr. Brenner explained the different avenues that could be taken to enforce impact fees.

Mr. Moore said there is no guarantee we would receive money this year. The Selectmen agreed they would not be placing this article on the ballot due to advice of Town Counsel. They suggested Mr. Abramson go before the planning board.

Mr. Kelly said that State Representative Amy Perkins requested a night meeting to give an update on the legislature.

Next meeting February 3, 2010 will be at 7PM.

NON-PUBLIC SESSION

<u>MOTION:</u>	Aboul Khan	To go into non-public
Second:	Robert S. Moore	session at 10:29AM under
Unanimous		RSA 91-A: 3, II, (a).

Roll call:

Mr. Kelly - yes
Mr. Khan - yes
Mr. Moore - yes

MOTION:	Robert S. Moore	To adjourn at 11:10AM
Second:	Brendan Kelly	
Unanimous		

Meeting adjourned at 11:10AM
Minutes taken by Kelly J. O'Connor

Approved and endorsed:

Robert S. Moore, Clerk

Date: _____