

TOWN OF SEABROOK

SELECTMEN'S MEETING

APRIL 8, 2009

Present: Brendan Kelly 10:00AM
Aboul B. Khan
Robert S. Moore
Barry M. Brenner

Chairman Kelly opened the meeting at 10:00AM.

MONTHLY MEETING - LIBRARY DIRECTOR

Ann Robinson was present for her monthly report.

AARP - ongoing through Monday, April 16.

Story time - will begin on April 18. Several things have been setup for April vacation including animal times, WII games and movie day.

Kilowatt Usage Monitor - is now available for borrowing. This will allow you to see what your appliances are using for energy.

DVD's & Music CD's - are also available for borrowing.

NH Recovery Program - Ms. Robinson attended this meeting and found it informative on ways to receive additional funds.

Mr. Kelly asked about the museum passes. Ms. Robinson said they have some but these were cut with the latest budget. She is going to try fundraising to keep the Museum of Science. The Children's Museum they will keep.

Maria Brown commented that Ann Robinson is doing a wonderful job at the library. She said she would request a night meeting monthly so the public could be informed of things going on in the Town as a lot of people probably did not know about the museum passes. Mr. Kelly said they would be having a night meeting on May 6.

Ann Robinson left at 10:10AM.

MONTHLY MEETING - DPW MANAGER

John Starkey was present for his monthly report.

Harborside Park - money has been received from the State but not enough to complete the entire project. The project will be done in phases and the first phase is the fencing. Mr. Starkey is also going to request pricing for a gate.

Paving - he is recommending to wait on Farm Lane due to the new sub-division coming into Town. He suggested paving Lower Collins Street as it serves the main roads and also has a large mobile home park. He is also recommending Spur Road and the northwesterly end of Weare Road.

Electronic Waste - the first 15000 lbs. will be free and anything after 15000 would be 1-cent per pound.

Leachate Holding Tank - Mr. Kelly read a part of the report on the incident that occurred March 31 (see attached). Mr. Starkey explained the situation and when he was notified he had the testing done by AECOM (formerly Earth Tech). He said the problems done by the plows over the winter were corrected by Matrix Paving. EPA will be here to look at the situation but Mr. Starkey has received positive responses on the action that was taken. Mr. Starkey informed the Board that Curtis Slayton, Water Superintendent, is going to look into having the alarm system brought into the SCADA system.

Mosquito Control - will begin on April 13 and it has been posted on channel 22.

Town Float - will be put in on Tuesday, April 14 depending on weather.

Mr. Starkey asked for everyone's patience on the plow damage done over the winter. He is requesting any Christmas decorations in the cemeteries be taken down.

Mr. Khan asked if the transfer station takes a count of the number of residents that use the transfer station on any given day. Mr. John said no but he could get some numbers. He asked how many seasonal laborers would be hired this year. Mr. Starkey said about 6 and it is the same as last year.

Maria Brown asked if the Board meeting that was held with Mr. Kelly was posted. She said it was a public meeting and she would like a copy of what was read by Mr. Kelly.

Maria Brown asked if this was the only time the alarm went off and how can you hear the alarm. Mr. Starkey explained the alarm should sound when it is 2/3 full. He said it could go undetected when no one there. It is a flaw and now that they are aware of it they want to correct the problem and put it on the SCADA system.

Maria Brown asked why now is it being fixed. Mr. Starkey responded that because another department head witnessed an overflow go into the seasonal brook and reported it to the EPA and DES.

Ivan Eaton commented about paving on Lower Collins Street and said if it is paved it will cause issues with the drainage that already exists. Mr. Starkey explained he would tell the paving company to find a solution to the drainage before paving the road. There was general discussion on how to correct the problem.

Cora Stockbridge questioned the meeting with the DPW. Mr. Kelly said it was on March 31 and stated who was in attendance. She questioned if the Board made any decisions at that meeting. Mr. Kelly said no decisions were made and that he brought the information to the Town Manager. The meeting was informational only to just get an idea of what was going on and what could be done to correct the problem.

David Brown asked if he had been granted a meeting per his request. Mr. Kelly said no it was not granted and that this is a personnel issue and should not be discussed in public. Maria Brown asked each Board member if they refused the meeting. Mr. Khan said he depends on the Town Manager's recommendation and Mr. Moore said a letter was sent with the response.

NON-PUBLIC SESSION

<u>MOTION:</u>	Aboul B. Khan	To go into non-public
Second:	Robert S. Moore	session at 11:00AM under
Unanimous		RSA 91-A:3,II,(a).

Roll call:

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

Meeting reconvened in public session at 11:23AM.

PREVIOUS MINUTES - MARCH 25 PUBLIC & NON-PUBLIC

<u>MOTION:</u>	Robert S. Moore	To adopt the minutes of
Second:	Aboul B. Khan	3/25 public & non-public
Unanimous		

PREVIOUSLY SIGNED PERMITS

Mr. Kelly read the list of previously signed permits (see attached).

MOTION: Robert S. Moore To approve the permits.
Second: Aboul B. Khan
Unanimous

PMC BIOTEC

Mr. Brenner went over the issues with PMC and when they were notified of the problems.

Mr. Brenner identified the following options:

- Continue with the contract.
- Continue but with a renegotiated contract.
- Suspend contract.
- End contract.

There was an attempt to schedule a meeting with the Town Manager, Town Counsel and PMC but PMC had not set a time to do so.

Mr. Kelly said originally it sounded like a good idea to eliminate the sludge and save money. He said we gave them every opportunity to make it work.

Mr. Khan said he strongly believes if they don't take a position the safety and health issues of the employees and residents could be much bigger. He said the dollars to the Town are adding up rather quickly. He is concerned with the upcoming summer months with tourists and businesses opening.

Mr. Moore said he is favor of terminating the contract, as his main concern is the residents and their wellbeing.

MOTION: Robert S. Moore To terminate the
Second: Aboul B. Khan contract with PMC.
Unanimous

The audience members were talking out of line and Mr. Brenner called order to the meeting.

MOTION: Brendan Kelly To allow special counsel
Second: Aboul B. Khan and Town Manager to
begin termination
pursuant to terms &
conditions.

MOTION: Aboul B. Khan Issues related to health
Second: Robert S. Moore & safety be referred to
Unanimous special Legal Counsel
for future of employees
& surrounding neighbors.

Cora Stockbridge asked of any residual costs to the Town. Mr. Brenner said that would be dealt with counsel. She asked if the public would be notified and Mr. Brenner said in the future yes.

Paula Wood said she was not in favor from the beginning and seems this was a big mess and something the Board should take as a learning experience.

Maria Brown commented this should have happened much quicker than it did.

Cora Stockbridge questioned the budget and the default budget. She thinks it may be an error and where did the \$190K come from. Mr. Brenner explained how the figures were calculated.

Asa Knowles asked if the second motion on PMC would interfere with the first motion to terminate. Mr. Brenner said it is just a legal action to terminate the contract. Mr. Kelly said it would go back to the old system and the process is shut down.

Paula Wood asked how long the process is to go back to the old system. Mr. Knowles said the process would be shut down immediately. He explained the process needed to get rid of what is already there.

SEWER SERVICE APPLICATION

Henkel Corporation - 137 Folly Mill Road - \$50

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

ABATEMENTS

Bartholomew Conlon - 68 Collins Street - \$200.84
Lauren & Minichello Schuler - 16 Jean Drive - \$7.92
Harold & Beverly Perkins - 79 Centennial Street - \$748.23
Harryette Dow - 220 South Main Street - \$343.87
Jean Downs - 234 Walton Road - \$427.84
Ruie & Claudia Carriero - 25B Dows Lane - \$10
Jesse Fowler - 114 South Main Street - \$116.16
T Park Realty Trust - 34 B Street - \$130
Alfred Janvrin - 32 Parkersville Lane - \$130

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

REFUNDS

Thurlow Family Trust - 35A&B Dows Lane - \$905.56
Paul & Cheryl Woodyard - 225 South Main Street - \$23.94

MOTION: Robert S. Moore To approve and sign both
Second: Aboul B. Khan refunds.
Unanimous

ELDERLY EXEMPTIONS

Joanne Barter - 436 New Zealand Road
Francis & Judith Chase - 210 South Main Street
Helen Lopilato - 31 Norman Road
Richard & Sandra Marston - 175 Folly Mill Road
Louis & Judith Mills - 8 Washington Street
Louis & Chrysanthé Janos - 551 Hudson Street
Barbara Hanson - 55 Railroad Avenue
Donald & Theresa Cloutman - 3 Carol-lynn Park

MOTION: Aboul B. Khan To approve and sign all
Second: Robert S. Moore the elderly exemptions.
Unanimous

QUITCLAIM DEEDS - HILLSIDE CEMETERY

Cameron Hersey - 4 plots
Thomas & Fay Greaney - 1 plot

MOTION: Aboul B. Khan To approve and sign both
Second: Robert S. Moore quitclaim deeds.
Unanimous

DISABILITY EXEMPTION

Leta Randall - 15A Railroad Avenue

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

NEW BUSINESS LICENSES

Wentworth Greenhouses Inc. - 542 Lafayette Road
Tri-State crane Rental Corp. - 27 Stard Road
M&M Landscaping LLC - 103 Ledge Road Unit 1
Famous Footwear #2967 - 325 Lafayette Road
JD Todd - 15 Whitaker Way Unit 1

MOTION: Aboul B. Khan To approve and sign all
Second: Robert S. Moore new business licenses.
Unanimous

RENEWAL BUSINESS LICENSES

Olympia Sports - 270 Lafayette Road

MOTION: Robert S. Moore To approve and sign the
Second: Aboul B. Khan renewal business
Unanimous license.

APPOINTMENT RENEWALS

Jesse Fowler - Conservation Commission
Richard Dodge - Conservation Commission
Michael Colin - Conservation Commission
Henry Therriault - Zoning Board of Adjustment

MOTION: Robert S. Moore To approve and sign all
Second: Aboul B. Khan appointment renewals.
Unanimous

HYDRANT FLOW TEST

Metro Swift Sprinkler Corp. - 100 Lafayette Road

MOTION: Aboul B. Khan To approve and sign the
Second: Robert S. Moore hydrant flow test.
Unanimous

MS-2 FORM

MOTION: Robert S. Moore To approve and sign the
Second: Aboul B. Khan MS-2 Form.
Unanimous

MOTION: Aboul B. Khan To adjourn the meeting
Second: Robert S. Moore at 12:00PM.
Unanimous

Meeting adjourned at 12:00PM.
Minutes taken by Kelly J. O'Connor.

Approved and endorsed:

Robert S. Moore, Clerk

Date: _____