

TOWN OF SEABROOK

SELECTMEN'S MEETING

JUNE 6, 2012

Present: Brendan Kelly
Aboul B. Khan
Edward J. Hess, Jr.

10:00AM

Chairman Kelly opened the meeting at 10:00AM.

Chairman Kelly apologized for his decorum at the last meeting.

CITIZENS RECOGNITION

Kimberly Jaster and Cheryl Markland were recognized for their heroism containing a fire at a resident's home. The proclamation to each was read into the record.

MONTHLY MEETING - EMERGENCY MANAGEMENT

Joseph Titone was present for his monthly report (see attached).

Emergency Management Drill - was conducted and the preliminary assessment is the Town did well with no changes to be made.

Power Plant - they will be moving some concrete storage units (caskets). There was a meeting on June 5 to discuss the move and how it would handled.

Mr. Khan said they are going through a situation with the town manager and with the advice of town counsel cannot say anymore as it is personnel. Mr. Khan is requesting that the Board of Selectmen appoint Joe Titone as the Interim Town Manager. Mr. Hess agrees and said that Mr. Titone is highly qualified to serve in this capacity and has done so in the past.

MOTION: Edward J. Hess To appoint Joseph Titone
Second: Aboul B. Khan as Interim Town Manager.
Unanimous

MEETING - NECIA THURLOW

Necia Thurlow requested to meet with the Board of Selectmen to address the concerns of having a senior center. They are looking for a place where they can go at anytime not just for two hours per week. Necia Thurlow also said they have to pay for every program they utilize. Residents from other towns have to pay to get in the center and then pay for the program they attend.

Mr. Kelly feels they should look into this further. Mr. Khan said he asked if the Recreation Director would be present for

this but she is on vacation so he is requesting the Interim Town Manager look into this and bring a recommendation back.

MONTHLY MEETING - FIRE DEPARTMENT

Everett Strangman was present for his monthly report (see attached).

Grant - was not received for the turnout gear so will need to use the funds from the article. The grants for the air packs and exhaust system are still pending.

Roof - will be working on the bid and specifications but the work itself will probably not get done until the fall.

MOTION: Edward J. Hess, Jr. To approve the purchase
Second: Aboul B. Khan of the turnout gear.
Unanimous

MONTHLY MEETING - POLICE DEPARTMENT

Lee Bitomske and Mike Gallagher presented to Detective Daniel Lawrence and award for the American Police Hall of Fame. Detective Lawrence's name was submitted by Mike Gallagher on the Sovereign Bank robbery. The award was read into the record.

Mike Gallagher and Daniel Lawrence left the meeting Lee Bitomske stayed for his monthly report (see attached).

Grants - DWI grant has been received. This is for police officers to go out on patrol to look for intoxicated drivers. Several arrests have already been made.

A grant has been received for new portable radios.

Cruisers - will be received by June 25 and will take one at a time to outfit with equipment from the old cruisers.

Mountain Bikes - 4 new bikes have been purchased and the officers will be out patrolling on these bikes.

Mr. Hess said he rode with Sergeant Wasson and had a good experience.

PREVIOUS MINUTES - MAY 9 PUBLIC, MAY 16 PUBLIC & NON-PUBLIC AND MAY 30 NON-PUBLIC

MOTION: Aboul B. Khan To adopt the minutes of
Second: Edward J. Hess, Jr. May 9 public and May 16
Unanimous public and non-public.

The Board of Selectmen agreed to hold the non-public minutes of May 30 for further review.

PREVIOUSLY SIGNED PERMITS

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

MOTION: Aboul B. Khan To approve the permits.
Second: Edward J. Hess, Jr.
Unanimous

ABATEMENTS

Thomas & Janet Meisner - 49 B Street - \$55.36
Richard & Linda Hale - 39 Folly Mill Road - \$37.06

MOTION: Edward J. Hess, Jr. To approve and sign both
Second: Aboul B. Khan abatements.
Unanimous

REFUNDS

James & Mary Monahan - 42 Brown Avenue - \$11.68
Charles & Mary Rosa - 12 Dearborn Avenue - \$1.52
Mark Daigle - 48 Parkersville Lane - \$0.90
Brett Sullivan - 110 South Main Street - \$0.70

MOTION: Edward J. Hess, Jr. To approve and sign all
Second: Aboul B. Khan refunds.
Unanimous

2011 TAX ABATEMENTS

Janvrin Family Trust - 60 Mill Lane - \$409
Emily Sanborn - 16 Perkins Avenue - \$359
Janvrin Family Trust - 12C Janvrin Drive - \$362
Robert & Brenda Roy - 42 Tricia Street - \$73
Michael & Maureen Klein - 63 Adams Avenue - \$185
Robert Lima - 260 Ashland Street - \$1,146
FKT Trust - 397 Portsmouth Avenue - \$212
John & Janice Lannan - 398 Portsmouth Avenue - \$319
DiBurro Realty Trust - 129 Atlantic Avenue - \$1,106
James & Lisa DiBurro - 128 Ocean Blvd. - \$564

MOTION: Aboul B. Khan To approve and sign all
Second: Edward J. Hess, Jr. 2011 tax abatements.
Unanimous

EXCAVATION TAX LEVY WARRANT - \$90

MOTION: Edward J. Hess, Jr. To approve and sign the

Second: Aboul B. Khan warrant.
Unanimous

REQUEST TO WITHDRAW CAPITAL RESERVE FUNDS - \$91,600.49

This is for the retirement of the fire chief.

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan request.
Unanimous

WATER SERVICE APPLICATION

David Deschenes - 31 Irene's Way

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan water application.
Unanimous

SEWER SERVICE APPLICATION

David Deschenes - 31 Irene's Way

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan sewer application.
Unanimous

WAIVER OF BUSINESS LICENSE FEE - SEACOAST YOUTH SERVICES

MOTION: Aboul B. Khan To approve the request
Second: Edward J. Hess, Jr. to waive the fees.
Unanimous

POLE LICENSE - FAIRPOINT COMMUNICATIONS

MOTION: Edward J. Hess, Jr. To approve the pole
Second: Aboul B. Khan license.
Unanimous

RENEWAL SPECIAL RESIDENT PERMIT

Michael & Rosemary Jeans - 231 Atlantic Avenue

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan renewal permit.
Unanimous

NEW SPECIAL RESIDENT PERMIT

Susan Gardner - 9 Saltmarsh Avenue

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan new permit.

Unanimous

AMUSEMENT DEVICE LICENSE

Jim's Tattoo - 256 Lafayette Road

MOTION: Aboul B. Khan To approve and sign the
Second: Edward J. Hess, Jr. amusement device
Unanimous license.

Mr. Khan said he attended a planning board meeting on June 5 and the memorandum of agreement was discussed for the Route 1 project. The planning board approved the agreement and they are now requesting the Board of Selectmen to review and approve. Mr. Khan is requesting the planning board attend the next Board of Selectmen's meeting to review and discuss. The board members agree and request the planning board be at the meeting on June 20 at 6:30PM.

Max Abramson would like the safety issues to be addressed at the meeting before the Board of Selectmen approve the agreement.

Paula Wood spoke about the last meeting and the town managers contract amendment that she was provided by the town manager. She read the copy of what she was given and said her issue is that the health insurance changed for all employees including the Board of Selectmen. Paula Wood said it is not signed by the Board of Selectmen, it is not on file in the Town Clerk's office and there are no minutes to this action.

Mr. Khan commented that a mistake was made but they have discussed with legal counsel to correct and as soon as opinion is in to correct the board will do so.

Mr. Kelly said there has been no increase it was frozen where it's at with what was agreed to when he was hired.

Paula Wood pointed out that the agreement was done the day after the town meeting when the contracts passed. She said this was not done working for the voters.

Mr. Hess agrees this should have been done differently and feels that it is not valid as it was never signed by the Board of Selectmen. He feels as though legal counsel should review.

Robie Beckman said that state law prohibits smoking in public buildings. He asked if the Board of Selectmen would make a policy and enforce that there is to be no smoking in town buildings and vehicles. The Board of Selectmen requested that

Joe Titone look into this and have available for the next meeting.

Robie Beckman requested that any benefit the Board of Selectmen receives that they bring a report on it to the next meeting. Mr. Khan said it is public record and is well known that he doesn't need to wait until the next meeting to receive the information. Mr. Kelly said he receives a stipend for Medicaid in the amount of \$580 month. Mr. Khan said he receives the health insurance but pays the higher deductible to save the Town money and he pays out of his pocket for it. He said the money comes from his salary as selectman and he only gets \$35 month for being a selectman. Mr. Hess said he also receives the health insurance, which was approved at town meeting.

Dwight Souther asked the Board of Selectmen to have a meeting in public with Yankee Cooperative to address the issues he is having. Mr. Kelly said there was a meeting that he attended with the Town Manager and the cooperative. It was determined at that meeting the cooperative runs the pier and the town does not interfere. Dwight Souther said the contract says there is to be no member privileges but they do allow members the privilege of using the pier. Mr. Kelly says he feels they are honoring the contract. Mr. Hess said all of the Selectmen should have been involved not just one with the Town Manager.

Paula Wood stated that a board no one single member can make a decision. You can gather information and bring the information back to the board. Mr. Kelly said that two selectman at different times agreed the cooperative has the right to set the rules. Mr. Hess said the selectmen should hold a public meeting to resolve the issues.

Nancy Rineman asked why this is just coming up now. Jason Janvrin said he understands that they are trying to limit access on parking and if not a member they would need to pay for a parking permit.

Dwight Souther asked the selectmen to look into the water bill and when they started paying for the water.

Mr. Khan said the discussion with the cooperative was only done with the Town Manager not with all of the selectmen. He said a letter was written to the cooperative from the Town Manager but he had no knowledge of it.

Dwight Souther said he is not causing a financial burden to the cooperative he just wants to be able to utilize the pier to unload and load his boat.

Bruce Cassassa asked about the incident with the employees and town manager and who is handling. Mr. Kelly said they were advised not to speak about these issues as they are personnel issues but they are being addressed with legal counsel.

Max Abramson asked if the decision on the cooperative could be overruled by the selectmen. He feels that this is a citizen request and they should be allowed to speak.

Mr. Kelly commented as to how it is determined if something is placed on the agenda. Jason Janvrin said it is one selectman that is determining who can be heard and depriving the residents of their constitutional rights.

The Board of Selectmen is requesting town counsel to review the contract of the Yankee Cooperative and render an opinion.

NON-PUBLIC SESSION

<u>MOTION:</u> Aboul B. Khan	To go into non-public
Second: Edward J. Hess, Jr.	session at 11:45AM under
Unanimous	RSA 91-A: 3, II, (a)
	personnel & (e) legal.

Roll call:
 Mr. Kelly - yes
 Mr. Khan - yes
 Mr. Hess - yes

Board reconvened in public session at 1:30PM.

<u>MOTION:</u> Brendan Kelly	To adjourn the meeting
Second: Aboul B. Khan	at 1:30PM.
Unanimous	

Meeting adjourned at 1:30PM
Minutes taken by Kelly J. O'Connor

Approved and endorsed

Edward J. Hess, Jr., Clerk

Date: _____