

1                                   **ASHLAND BOARD OF SELECTMEN MEETING MINUTES**  
2   **WORK SESSION**  
3   **TUESDAY, JANUARY 16, 2018**  
4   **ASHLAND ELEMENTARY SCHOOL LIBRARY**  
5   **6:30 PM**

6  
7   **PLEDGE OF ALLEGIANCE**

8  
9   **CALL TO ORDER**

10 Chairman Newton called the meeting to order at 6:30 PM with a roll call. Chairman Fran Newton, Selectmen  
11 Leigh Sharps, Casey Barney, and Vice Chairman Harold Lamos, present. Others present: Town Administrator  
12 Charles Smith and Administrative Assistant Wendy Smith.

13  
14 Chair Newton announced that Selectman Sivalingam resigned from the Select Board via email received on  
15 January 7, 2018.

16  
17   **PUBLIC COMMENT**

18 Mardean Badger explained that the proposed groundwater ordinance was a collaboration with the Planning  
19 Board, Zoning Board, Water and Sewer Department, Conservation Commission, and Lakes Region Planning  
20 Commission and will become part of the zoning ordinance. The ordinance protects the well field/groundwater  
21 and surrounding area of “most importance”. It grandfathers existing uses in the area and will only apply to new  
22 proposed uses. Copies of the ordinance are available on the Town website and will be available at the  
23 Deliberative Session.

24 Kathleen DeWolfe informed the Board that she brought original paperwork on the banners if it would be helpful  
25 in the discussion of the Ashland 150<sup>th</sup> Committee under New Business.

26 Steve Felton gave his opinion on the Community Based Rights Ordinance warrant article. He urged the voters  
27 to read the full nine page document in order to make an informed decision. The brief write up available does  
28 not give a true understanding of what the ordinance implies. Having read the full document himself he feels that  
29 it is irrational, impractical, pieces of it are illegal, and potentially costly because it changes the way the town is  
30 governed.

31  
32   **APPROVAL OF MINUTES**

33 January 2, 2018-Page 3, line 12 strike “TA Smith and”; page 3, line 15 add “asked the Board for any  
34 comments, having none” after word “She”; page 3, line 26 add “and reconvened at 7:40 PM” after “7:36  
35 PM”.

36  
37   **MOTION:** By Selectman Sharps  
38   *Approve 1/2/18 minutes as amended.*

39   **SECOND:** By Selectman Barney

40   **VOTE:** 4-0 (All in favor)

41   **MOTION PASSED**

42  
43 January 9, 2018-Page 1, line 14 strike “called the” add “opened the public meeting”; page 2, line 4  
44 replace “would” with “wouldn’t”, insert “to help pay for the new system” after word “past”; page 2,  
45 lines 5 and 6 strike “in the area such as Plymouth”; page 2, lines 15 and 16 strike “and reduce downtime  
46 and emergency situations”; page 2 line 42 strike “there is at least” add “would be used to offset” after  
47 word “grant”; page 2, line 43 insert “and are in their second year” after the word “years”; page 3, line 4  
48 replace “reviewed” with “voted on”.

1 **MOTION:** By Selectman Sharps  
2 *Approve 1/9/18 minutes as amended.*

3 **SECOND:** By Selectman Barney

4 **VOTE:** 4-0 (**All in favor**)

5 **MOTION PASSED**

6  
7 **CONSENT AGENDA**

8 Signed by Selectmen:

9 a. Payroll and Account Payables Manifests from weeks of 1/1/18 and 1/8/18.

10 b. Abatements for balances under \$5 off the Tax Warrant, total of \$19.48.

11  
12 **DEPARTMENT HEADS**

13 **Department of Public Works:** New computer set up from Certified Computer Solutions (CSS). DPW  
14 Director Moore spoke on need of new computer for the DPW. An estimate was supplied by CSS for a laptop  
15 computer with Microsoft Office including set up labor for \$2,325.00. The existing computer was purchased in  
16 2007 and is too old to update because it is not supported by Microsoft. Cost of a new computer was not put in  
17 the 2017 budget. Other suppliers were looked into but CCS will be able to support more fully if purchased  
18 through them. Discussion as to which budget line and year the computer expense should be applied to followed.

19  
20 **MOTION:** By Selectman Sharps

21 *Approve purchase of Surface Tablet laptop system for the DPW in the amount of \$2,325.00 contingent to come  
22 from 2017 budget if possible.*

23 **SECOND:** By Vice Chair Lamos

24 **VOTE:** 4-0 (**All in favor**)

25 **MOTION PASSED**

26  
27 **Fire Department:** Accident policy for Ashland Fire Department. Deputy Bousquet explained that policy from  
28 Green Insurance Associates for \$3,373.00 is gap insurance in addition to existing town workers compensation  
29 policy for volunteer firefighters which will then cover 100% of lost income due to injury.

30  
31 **MOTION:** By Vice Chair Lamos

32 *Approve Green Insurance Associates accident policy expenditure in the amount of \$3,373.00.*

33 **SECOND:** By Selectman Sharps

34 **VOTE:** 4-0 (**All in favor**)

35 **MOTION PASSED**

36  
37 **Police Department:** Chief Randall obtained a \$26,897.00 price from Irwin Motors for a new cruiser which is  
38 \$1,111.00 less than cruiser purchased last year and includes trade in of \$5,000. This vehicle will replace the 2014  
39 Interceptor which was put in service in 2013 and has over 100,000 miles on the odometer. He is working on  
40 outfitting costs with Ossipee Mountain Electronics which should be approximately \$10,000.00 to 12,000.00. The  
41 Capital Reserve account has \$58,000 which will be applied to this expenditure, leaving a balance of approximately  
42 \$36,000 to \$38,000 to be spent.

43  
44 **MOTION:** By Vice Chair Lamos

45 *Authorize the expenditure from capital reserve for the police vehicle.*

46 **SECOND:** By Selectman Sharps

47 **VOTE:** 4-0 (**All in favor**)

48 **MOTION PASSED**

1 Selectman Sharps asked Chief Randall if there were other Police Department needs the Board should be aware  
2 of. Chief Randall reported that they had recently purchased plates for active shooter incidents and had received  
3 the protective kits needed for overdose situations. He publically thanked the donor for the purchase of the  
4 protective kits.

5  
6 **OLD BUSINESS**

7 **Town Administrator Updates:** TA Smith summarized his Town Administrator Update which included reports  
8 from the Fire Department, Parks and Recreation Department, the Electric Department, and the Town Clerk and  
9 Tax Collector.

10  
11 Fran Newton wished retiring Electric Department Superintendent, Lee Nichols the best and thanked him for his  
12 25 years of service.

13  
14 **Project List:**

15 NHDOT – Transportation Alternatives Program (TAP) Grant (Rt. 3/25 sidewalk project): The notice to  
16 proceed with engineering study has been granted.

17 Thompson Street/High Street/Smith Hill Road Reconstruction; Water and Sewer Replacement:  
18 Public hearing has been completed. Next step is the deliberative session.

19 Geographic Information System (GIS) Mapping: No updates.

20 LW Packard Mill Site Brownfields project: Nobis continues to consolidate reports of work  
21 completed and will have a draft available soon. They are waiting for laboratory results.

22 Town Buildings Telecommunications: Certified Computer Systems has completed the switch over to  
23 fiber optic cable at the Town Offices. The Police Department switch will be completed soon.

24 Lakes Region Planning Commission (LRPC) Culvert Analysis: No updates.

25 Ashland Electric Department building: No updates.

26 River Walk Maintenance: No updates.

27  
28 **NEW BUSINESS**

29 **Ashland Heritage Commission:** Chair Susan MacLeod read statement expressing concern with a noncompliant  
30 handling of the Heritage Fund and went over the proper procedure for payments in the future. Chair Newton  
31 apologized on behalf of the Board for this oversight. Chair MacLeod also wanted to clarify that there should be  
32 \$765.18 in their account after the transfer to the 4<sup>th</sup> of July Committee.

33  
34 **Fourth of July Committee:** The Fourth of July Committee budget and Rules and Procedures were supplied to  
35 the Board for their review. TA Smith informed the Board that they would need to vote on the approval of the  
36 Rules and Procedures as well as on the acceptance of the transfer of \$13,796.00. Chair Newton asked that a  
37 statement be added to clarify 91A compliance. She asked if there is a requirement of at least one of the officers  
38 of the Committee be an Ashland resident. Fourth of July Chair, Fran Wendelboe responded there should not be  
39 a requirement of Ashland residency for officers as that would be restrictive. TA suggested appointing Parks and  
40 Recreation Director, Ann Barney as a town liaison to the committee. He confirmed that she had agreed with this  
41 idea. Approval of the budget was tabled to next meeting in order for the Board of Selectmen to review it more  
42 thoroughly.

43  
44 **MOTION:** By Vice Chair Lamos

45 *Appoint Parks and Recreation Director, Ann Barney as liaison to the Fourth of July Committee.*

46 **SECOND:** By Selectman Sharps

47 **VOTE:** 4-0 (All in favor)

48 **MOTION PASSED**

49  
50

1 **MOTION:** By Vice Chair Lamos  
2 *Approve Rules and Procedures as amended.*  
3 **SECOND:** By Selectman Sharps  
4 **VOTE:** 4-0 (All in favor)  
5 **MOTION PASSED**

6  
7 **MOTION:** By Vice Chair Lamos  
8 *To accept the 13,796.00 in order for the Fourth of July Committee to proceed with event.*  
9 **SECOND:** By Selectman Sharps  
10 **VOTE:** 4-0 (All in favor)  
11 **MOTION PASSED**

12  
13 **Ashland 150<sup>th</sup> Celebration Committee Update:** Chair Newton clarified that to take down banners temporarily  
14 in order to put up the 150<sup>th</sup> Celebration Committee banners, permission is needed from the business owners who  
15 sponsored the banners. 150<sup>th</sup> Celebration Committee Chair, Jane Sawyer responded that she would send the  
16 business owners letters requesting permission. Discussion ensued regarding banner ownership, storage, and  
17 necessity of Board approval of any DPW expenditure of overtime. Chair Sawyer went over the budget and asked  
18 for Board support of the warrant article requesting \$15,000.00. Vice Chair Lamos asked about the cost of the  
19 parade and Chair Sawyer responded that she is trying to obtain a grant from Meredith Village Savings bank to  
20 help offset that.

21  
22 **NHDOT – TAP Grant (new Main St./Rt. 3 & 25 sidewalk):** TA Smith discussed the status on the TAP grant  
23 sidewalk project. The next step is to approve the KV Partners LLC Design and Construction Services Agreement  
24 in order for them to start the study. Construction will potentially begin the spring of 2019 and public hearings  
25 will take place before that time.

26  
27 **MOTION:** By Selectman Sharps  
28 *To approve the KV Partners LLC Design and Construction Services Agreement as written.*  
29 **SECOND:** By Selectman Barney  
30 **VOTE:** 4-0 (All in favor)  
31 **MOTION PASSED**

32  
33 **MOTION:** By Vice Chair Lamos  
34 *To have TA Smith sign the KV Partners LLC Design and Construction Services Agreement.*  
35 **SECOND:** By Selectman Barney  
36 **VOTE:** 4-0 (All in favor)  
37 **MOTION PASSED**

38  
39 **SELECTBOARD ITEMS**

40 **Code of Ethics:** Chair Newton signed Code of Ethics previously signed by a prior Selectboard. She  
41 distributed it to the Selectboard members to sign at their own discretion.

42  
43 **2018 Town Warrant – BOS recommendations**

- 44 • **Article 11-Enter into a five year lease purchase agreement for new DPW loader:** Chair Newton  
45 read Article 11. TA Smith confirmed that escape clause language will be added to the article. DPW  
46 Director Moore spoke on the necessity of replacing the existing 1980 loader. The existing loader is  
47 antiquated and not efficient. The DPW does need two loaders for winter plowing and summer ditch work  
48 and also as a backup in case one breaks down. In 2017 the existing loader was paid off, therefore it will  
49 be level funded.

50  
51

1       **MOTION:** By Selectman Sharps  
2       *To Recommend Article 11.*  
3       **SECOND:** By Selectman Barney  
4       **VOTE:** 4-0 (All in favor)  
5       **MOTION PASSED**

- 6
- 7       • **Article 25, Petitioned - Article to rescind SB2:** Chair Newton read Article 25. This was originally a  
8       Selectboard article, which was voted to recommend. No further discussion.

9

10       **MOTION:** By Vice Chair Lamos  
11       *To Recommend Article 25.*  
12       **SECOND:** By Selectman Barney  
13       **VOTE:** 3-1 (Yes-Newton, Lamos, Barney; No-Sharps)  
14       **MOTION PASSED**

- 15
- 16       • **Article 26, Petitioned - Default budget determination:** Chair Newton read Article 26. Chair Newton  
17       explained that this article would give the default budget determination back to the Budget Committee.  
18       Consensus was the Selectboard worked directly and on an ongoing basis with the Department Heads.

19

20       **MOTION:** By Selectman Sharps  
21       *To Not Recommend Article 26.*  
22       **SECOND:** By Chair Newton  
23       **VOTE:** 4-0 (All in favor)  
24       **MOTION PASSED**

- 25
- 26       • **Article 27, Petitioned - Elect the Planning Board by ballot:** Chair Newton read Article 27. Board  
27       had previously voted not to recommend.

28

29       **MOTION:** By Selectman Sharps  
30       *To Not Recommend Article 27.*  
31       **SECOND:** By Selectman Barney  
32       **VOTE:** 4-0 (All in favor)  
33       **MOTION PASSED**

- 34
- 35       • **Article 28, Petitioned - Elect the Zoning Board of Adjustment by ballot:** Chair Newton read Article  
36       28. Board had previously voted not to recommend.

37

38       **MOTION:** By Selectman Sharps  
39       *To Not Recommend Article 28.*  
40       **SECOND:** By Selectman Barney  
41       **VOTE:** 4-0 (All in favor)  
42       **MOTION PASSED**

- 43
- 44       • **Article 29, Petitioned – Community Rights-Based Ordinance:** Chair Newton read Article 29. TA  
45       Smith sent the article to legal counsel who informed him that as a town we cannot vote an ordinance in  
46       that says permits and licenses are illegal, disregards court rulings or waives civil and criminal liability.  
47       This is trying to change constitutional laws which are not our level of government. Further discussion  
48       followed sharing concerns on this article.

1           **MOTION:** By Selectman Barney  
2           ***To Not Recommend Article 29.***  
3           **SECOND:** By Selectman Sharps  
4           **VOTE:** 4-0-1 (**Yes-Newton, Barney, Sharps; abstained-Lamos**)  
5           **MOTION PASSED**

- 6  
7           • **Article 30, Petitioned – Conflict of Interest:** Chair Newton read Article 30. Copies of the ordinance  
8           will be at the Deliberative Session and at the voting booths. Board previously voted not to recommend  
9           as a Selectboard article. Discussion followed regarding how this article would discourage committee and  
10          board participation.

11  
12          **MOTION:** By Selectman Barney  
13          ***To Not Recommend Article 30.***  
14          **SECOND:** By Selectman Sharps  
15          **VOTE:** 4-0 (**All in favor**)  
16          **MOTION PASSED**

- 17  
18          • **Article 31, Petitioned – Grafton County Senior Citizens Council:** Chair Newton read Article 31. No  
19          further discussion.

20  
21          **MOTION:** By Selectman Sharps  
22          ***To Recommend Article 31.***  
23          **SECOND:** By Vice Chair Lamos  
24          **VOTE:** 4-0 (**All in favor**)  
25          **MOTION PASSED**

- 26  
27          • **Article 32, Petitioned – Tri-County Community Action Grafton County:** Chair Newton read Article  
28          32. No further discussion.

29  
30          **MOTION:** By Vice Chair Lamos  
31          ***To Recommend Article 32.***  
32          **SECOND:** By Selectman Sharps  
33          **VOTE:** 4-0 (**All in favor**)  
34          **MOTION PASSED**

- 35  
36          • **Article 33, Petitioned – Genesis Behavioral Health:** Chair Newton read Article 33. No further  
37          discussion.

38  
39          **MOTION:** By Selectman Sharps  
40          ***To Recommend Article 33.***  
41          **SECOND:** By Vice Chair Lamos  
42          **VOTE:** 4-0 (**All in favor**)  
43          **MOTION PASSED**

- 44  
45          • **Article 34, Petitioned – Communities for Alcohol and Drug Free Youth (CADY):** Chair Newton  
46          read Article 34. No further discussion.

47  
48          **MOTION:** By Selectman Sharps  
49          ***To Recommend Article 33.***  
50          **SECOND:** By Selectman Barney

1 **VOTE: 4-0 (All in favor)**  
2 **MOTION PASSED**

- 3  
4 • **Article 35, Petitioned – Pemigewasset River Local Advisory Committee (PRLAC):** Chair Newton  
5 read Article 35. As the liaison to this committee, Selectman Sharps offered that this is a very important  
6 committee which has been fighting Northern Pass since 2015. No further discussion.

7  
8 **MOTION:** By Vice Chair Lamos  
9 **To Recommend Article 35.**

10 **SECOND:** By Selectman Sharps

11 **VOTE: 4-0 (All in favor)**

12 **MOTION PASSED**

- 13  
14 • **Article 36, Petitioned – Voices Against Violence:** Chair Newton read Article 36. No further discussion.

15  
16 **MOTION:** By Vice Chair Lamos  
17 **To Recommend Article 35.**

18 **SECOND:** By Selectman Sharps

19 **VOTE: 4-0 (All in favor)**

20 **MOTION PASSED**

- 21  
22 • **Article 37, Petitioned – Ashland 150<sup>th</sup> Committee:** Chair Newton read Article 37. No further  
23 discussion.

24  
25 **MOTION:** By Selectman Sharps  
26 **To Recommend Article 37.**

27 **SECOND:** By Vice Chair Lamos

28 **VOTE: 4-0 (All in favor)**

29 **MOTION PASSED**

30  
31 **Groundwater Protection Ordinance**

32 Discussion on the Planning Board Groundwater Protection Ordinance ensued. Salt storage and  
33 contamination from roads in the protected well head was discussed.

34  
35 **LIAISON REPORTS**

- 36 • Selectman Sharps reported on Planning Board meetings  
37 • Vice Chair Lamos reported on Budget Committee meetings.

38  
39 **PUBLIC COMMENT**

40 Susan MacLeod spoke on how ordinances which have been put into place in Ashland have gone through a  
41 series of Public Hearings and noted this has not happened with the Rights Based Ordinance (Article 29).  
42 Kathleen DeWolfe added that this ordinance is unenforceable among other concerns.

43  
44 There being no other business, Selectman Sharps made **Motion to adjourn at 8:13 PM**, Selectman Barney  
45 seconded. **All in favor.**

46  
47 Respectfully submitted,

48  
49 Wendy Smith  
50 January 19, 2018