

NEW DURHAM BOARD OF SELECTMEN

New Durham Town Hall

June 8, 2020

Nonpublic Session 5:00 p.m.

Public Session 6:00 p.m.

Final Approved 07-09-20

*In accordance with Governor's Executive Order #12, pursuant to RSA 91-A: 2 Attendees log into: Join
Zoom Meeting*

<https://us02web.zoom.us/j/85236456367?pwd=N2VQR0ZscTZ0eHUvZjV6b1czbkRsdz09> Meeting ID:
852 3645 6367 Password: 248601 Or via telephone number: 1-646-558-8656;

Meeting ID: 852 3645 6367 Password: 248601

*Technical difficulties contact Town Administrator Scott Kinmond at skinmond@newdurhamnh.us or by
phone at 603-556-1516.*

*Note: Town of New Durham offers no security assurances to those connecting via PC to a third party
software and hardware not configured or controlled by our IT Service provider.*

PRESENT

Chair David Swenson – via Zoom at Town Hall

Selectman Cecile Chase – via Zoom

Selectman Dorothy Veisel – via Zoom

PRESENT

Scott Kinmond, Town Administrator – via Zoom

CALL TO ORDER

Chair Swenson called the public session of the meeting to order at 6:03 p.m. after initially opening the meeting at 5:02 p.m. followed by an immediate motion to go into non-public session. He stated that due to the State of Emergency declared by Governor Sununu and pursuant to Executive Order #12, the Town is authorized to meet electronically. The Board went directly into non-public session at 5:02 p.m. pursuant to RSA 91-A: 3 II a, b, c and e.

Chair Swenson made a motion to enter into nonpublic session pursuant to RSA 91-A: 3 II (a) – the dismissal, promotion or compensation of any public employee or the disciplining of such employee; (b) – the hiring of any person as a public employee; (c)- matter which, if discussed in public would likely affect adversely the reputation of any person, other than a member of the public body itself, unless such person requests an open meeting. This exemption shall extend to any application for assistance or tax abatement or waiver of a fee, fine or other levy, if based on inability to pay or poverty of the applicant & (e)- Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the public body or any subdivision thereof, or against any member thereof because of his or her membership in such public body, until the claim or litigation has been fully adjudicated or otherwise settled. Selectman Veisel seconded the motion. Roll Call: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

The Board re-entered public session at 6:03 p.m.

Chair Swenson made a motion to seal the nonpublic meeting minutes of the June 8, 2020 Board of Selectmen meeting for reasons that it may adversely impact reputation of one other than the Board. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Chair Swenson restated that due to the State of Emergency declared by Governor Sununu and pursuant to Executive Order #12, the Town is authorized to meet electronically. He stated there is no physical location to observe this meeting. However, in accordance with the Order it was confirmed that they are providing public access to the meeting by telephone with additional access possibilities by video (Zoom); all members of the Board of Selectmen and Town Administrator have the ability to communicate contemporaneously during this meeting; the public has access to contemporaneously listen and participate via links posted on the agenda and on the Town's website. Chair Swenson confirmed the meeting was posted appropriately with access numbers for the public. He stated that in the event the public is unable to access the meeting it would be adjourned and rescheduled. Chair Swenson stated all motions would be taken by roll call; roll call attendance was taken for those participating in the Zoom meeting. Chair Swenson confirmed all participants, including the Board of Selectmen members, are alone; he confirmed he is alone as well. Chair Swenson stated that in the event they need to go into non-public session again a separate phone number will be used for the Board of Selectmen members to use and they will then reenter nonpublic session.

Chair Swenson opened the public meeting with a moment of silence in recognition of George Floyd and retired Police Captain David Dorn and made a statement regarding recent events. (*See Attached*).

Town Administrator's Report

Town Administrator Kinmond distributed the Select Board Consent Signature Manifest for the dates of 05/15/20 to 06/04/20. It was noted this would be attached to the minutes of the meeting.

DPW Bid Opening Results& DPW Recommendation for Award –Ford F-550 Municipal Plow Equipment, Dump Body, and Spreader

Town Administrator Kinmond stated two bids were received and the bids were opened publically via zoom and broadcasted live on Town Hall Streams on June 1st at 2 p.m. He stated the Public Works Manager / Road Agent reviewed the bids and his recommendation is in the packet.

Selectman Veisel made a motion to award the Municipal Plow Equipment, dump body, and spreader bid to Viking Cives of Lewiston, ME in the amount of \$48,200, which includes the purchase and installation of the specified equipment plus add alternate #1 and #2 and to authorize Purchase Order #2695. Selectman Chase

seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Chair Swenson made a motion to have Purchase Order #2695 use account 01-5000-110-063 for Highway Trucks CRF. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Police Department Getac Tablet Replacement for New Cruiser – Purchase Order ANS Networking

Town Administrator Kinmond stated the hardware components of the tablet have crashed; he stated the IT contractor ANS Networking recommends replacing the device. Police Chief Bernier is requesting the new cruiser account be used for the expenditure as this tablet will be going into the new cruiser on order.

Selectman Chase made a motion to authorize Purchase Order #3081 to ANS Networking of New Durham, NH in the amount of \$2,611.78 for the purchase of a Getac Tablet replacement of MB-2. Said expense to come from account 01-5000-10-078 and further request that the Trustee of Trust Funds withdraw and transfer the said amount from the Police Cruiser CRF 01-4915-10-078 to the General Fund. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Department of Public Works / Solid Waste Facility 2020–2021 Landfill Monitor Task Order (Weston & Sampson Engineering)

Town Administrator Kinmond stated he asked for a task order from the engineering firm and this was presented and reviewed by the Board. He noted it was about \$4,000 over the initial budgeted amount even though the budget was increased in 2018 and again in 2019. Town Administrator Kinmond stated the actual expenditures from previous years were very close to the projected amounts. Chair Swenson stated the effective dates are for April 1, 2020 to March 31, 2021 and, therefore, it does cover two budget cycles and could be budgeted accordingly. Town Administrator Kinmond explained the amount spent already in 2020 and they are comparatively about the same as with CMA.

Chair Swenson made a motion to authorize the Landfill Monitoring Task Order for the years 2020 and 2021 to the Town engineering firm Weston & Sampson Engineering in the amount of \$6,970 for 2020 with an anticipated budget need of \$4,584 plus \$6,978 for 2021. Said expenses to come from the respective operating budgets. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

GOFERR Coronavirus Relief Grant – Current Accounting of Expenses for Submission, Etc.

Chair Swenson stated after discussions with GOFERR representatives it was determined they need to define the Town's essential workers and it was noted there has been significant overtime hours by the Town Clerk and Tax Collector. He believes that this

overtime is eligible for GOFERR reimbursement. Town Administrator Kinmond outlined additional costs they will be able to get reimbursement but will be getting confirmation for those.

New Business

Tax Collector –Final 2020 1st Tax Billing Warrant

Chair Swenson stated that on May 18, 2020 the Board approved the Tax Warrant billing with the information presented at that time. He stated the amount approved was \$4,624,966 but the sum on the final tax warrant was \$4,957,719 and the Board will need to approve the revised amount.

Chair Swenson made a motion to approve the revised Tax Collector's Property Tax Warrant in the amount of \$4,957,719 with interest at 8% after July 1, 2020 on all sums not paid on or before that date. The Tax Collector shall remit all monies collected to the Town Treasurer or the Town Treasurer's designee as provided by RSA 41:29, VI at least on a weekly basis or daily whenever tax receipts exceed \$1,500. In accordance with RSA 76:13, interest due on the amounts listed on the warrant with less than \$5 be waived if the costs involved would not warrant collection given May 15, 2020 with a revised date of Jun 8, 2020. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Tax Collector - Tax Deeding of the 2017 Tax Lien

The Board reviewed the list of properties for Tax Liens and deeding. Chair Swenson asked if there have been any communications regarding payment plans for Properties 1 & 2 on the tax lien list; Town Administrator Kinmond stated that Properties 1 & 2 listed have not and the Town generally does not initiate payment plans unless asked by the property owners. Selectman Veisel suggested the property owners should be notified. Selectman Chase stated it is the responsibility of the owners to reach out and they have not. Chair Swenson noted these properties taxes were unpaid starting in 2017. Selectman Veisel questioned whether all people understand their option of setting up payment plans. Town Administrator Kinmond stated the Tax Collector has worked with many property owners in setting up payment plans and explained the process gives up the ability for the Town to place liens during that year and these can only be reviewed on an annual basis at the time of tax lien.

Chair Swenson made a motion under RSA 80:76 to authorize the Tax Collector to proceed with the tax deeding of Map 112, Lot 029; Map 112, Lot 030; Map 265, Lot 038, and Map 118, Lot 044. Selectman Chase seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Nominations and / or Appointments for Boards /Committees (See Listing)

Town Administrator Kinmond stated he received some confirmation from members of boards and committees regarding the re-appointments and outlined those responding.

Selectman Chase made a motion to appoint Heidi Duford of New Durham as the Town Treasurer with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Vicki Blackden of New Durham as the Deputy Town Treasurer with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Peter Varney of Alton as Emergency Management Director with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Scott Kinmond of Moultonborough as the Deputy Emergency Management Director with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Shawn Bernier of New Durham to the Highway Safety Committee with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Scott Kinmond of Moultonborough, NH to the Highway Safety Committee with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to appoint Bill Meyers of New Durham as an member of the Capital Improvement Committee with a term to expire March 31, 2023. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Chair Swenson stated he questions whether a couple of these nominations are now needed given the recent vote by the Town in March 2020. These specifically are the Ethics Committee. He stated he does not understand what the function would be for the Ethics Committee given what the voters passed in March and suggested legal counsel review and advise. The Board concurred. Chair Swenson also asked Town Administrator Kinmond to go back to the committee's Charter which was revised in 2017 / 2018 to see how they may need to change the committee or the policy. Selectman Veisel noted part of the role of the committee is to educate.

Selectman Chase made a motion to nominate Ron Gehl of New Durham as a member of the Conservation Commission with a term to expire March 31, 2023.

Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to nominate Curtis Richards of New Durham as a member of the Conservation Commission with a term to expire March 31, 2023. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to nominate Cathy Allyn of New Durham as a member of the 1772 Meetinghouse Commission with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Selectman Chase made a motion to nominate Tatiana Cicuto of New Durham as a member of the Boodey Farmstead Commission with a term to expire March 31, 2021. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Interview Panel: PD – PT Officer; SWF – PT / Seasonal

Chair Swenson noted a panel was set up to interview for the Police Department part time officer position and confirmed Selectman Chase is still able to continue with that. She replied she is. It was noted one full time position has been filled but the part time position has not although they are ready to move forward with interviews.

Chair Swenson stated they need a panel for the Solid Waste Facility for a regular part time position as well as a seasonal position. Town Administrator Kinmond stated there are two applicants for the part time position and one for the seasonal; they are ready to move forward with interviews as well. Selectman Veisel stated she could be the Board of Selectmen representative on the panel. The Board by consensus agreed for Selectman Veisel to serve on this SWF interview panel.

Old Business

COVID19 Impact Update

Town Administrator Kinmond presented an update from the Town Clerk on changes which have been made at Town Hall. He stated revenues as of the end of May are about \$2,500 behind in the prior year-to-date but they expect to be collecting the difference. Town Administrator Kinmond stated the walk-up window operation started on June 4th and the final change is installation of an awning. The window has cut down on the door service; the drop box is also being well used. He stated the video doorbell setup will be installed this week as well as the remote door opener. Town Administrator Kinmond stated he is working on pricing for no-touch dispensers in the public areas; these expenses will be covered under the COVID-19 grant. He stated he has discussed no-touch plumbing fixtures with the Building Inspector and it doesn't seem to be cost effective at this point. He stated he recently attended a New Hampshire Municipal Association along with Primex re-opening seminars. He distributed a document put together by New Hampshire

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Municipal Association relative to utilizing controlled access and social distancing with opening up the Town Hall.

Chair Swenson made a motion to continue the policies of processes previously established until such time the Governor's Order is lifted. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

Town Administrator Kinmond stated relative to doing health screenings on site they would be asking employees to do their own screenings prior to coming to work so the Town does not have to maintain the records. A touchless thermometer would be kept on-site; the guidelines relative to people entering the building would remain posted, request wearing masks and encourage use of sanitizer. TA Kinmond referred to the document he had prepared for the reopening and staff attendance. The Board did not take any further action.

Approval of Minutes

Meeting of May 18, 2020 – Edits were made. **Selectman Chase made a motion to approve the minutes as amended. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.**

Meeting Minutes of June 1, 2020 – Tabled.

Next Meeting

June 15, 2020, Nonpublic Session 6:00 p.m.

Adjourn

Chair Swenson made a motion to adjourn. Selectman Veisel seconded the motion. Roll Call Vote: Selectman Veisel – aye; Selectman Chase – aye; Chair Swenson – aye. Motion passed 3-0-0.

The meeting was adjourned at 7:27 p.m.

Respectfully Submitted,

Jennifer Riel, Recording Secretary

Swenson Opening Statement – Select Board Meeting of 06/08/2020

I want to open tonight's Select Board meeting with a moment of silence recognizing the egregious and, in my opinion, purposeful murder by four police officers of George Floyd in Minneapolis and adding to that moment of silence also recognizing the death of David Dorn of St. Louis, a retired Police Captain.

We, as a nation, are all horrified by the criminal action of those few who have acted in such an unlawful manner. Please keep both of these people and their families in our thoughts a prayers not only during this moment of silence but as an ongoing memorial of the direct result of the constant good vs. evil battle we all face and we see and / or experience and in which the world is engulfed. Pause with me now for a moment of silence....

At the Select Board meeting on 03/17/20 I began the statement I wrote by noting "the events over the past month or so have caused all Americans and all of those living on earth to become dramatically mindful of our individual responsibilities and awareness of our often unthinking relationship to each other." The original statement referenced the pandemic and related issues with hopes that the result would be an ever-increasing developed awareness of our responsibilities to each other in protecting the health and safety of each other.

Over the past few weeks this principle of respect and caring for each other has taken on even more meaning than initially thought. The brutality committed by a very few people in positions of authority evidenced by the George Floyd travesty in Minnesota dramatically underscores the tragic results when the Christian philosophy of doing to others as you would have them do unto you is forgotten and / or not practiced. For those motivated to the justified peaceful protest in response to this travesty, I believe a nation comes in support. However, we have seen in the initial crime by identified Minneapolis police officers and the resultant non- peaceful demonstrators, i.e. criminal looters and arsonists, what happens when this Christian principle is so often undermined by far left and far right political positions and when these Christian concepts are lost by a nation.

There is no place in my America for the evil perpetrated in our country's larger cities by those looters and destructive selfish individuals or organized groups trying to capitalize for their own anarchistic, political, or selfish purposes. Over the past few days we hear of an unbelievable, albeit idiotic, concept that the solution to racial injustice, improper behavior by a very few police officers, and the criminal looting and arson recently experienced is to curtail free speech, have no bail for criminals, defund police departments throughout the U.S., and institute policies that provide pathways that enable anarchy should you differ with the political position of those espousing this nonsense.

I implore all who hear or read this opening statement to recognize that we must not kowtow to popular whims of the moment from far left extremists. Do not be forced into an opinion purely on its momentary seeming popularity of the day. One finite human being

compelling another to do his / her will claiming to be the mind and judgment for another has evil at its root and evil as its originator. As the crowning act of creation we are all given the incredible power of the freedom to think and the freedom of choice. All who treat the Creator's crowning act, i.e. mankind, with cruelty regardless of your beliefs or in what position of authority you are must know that any act of cruelty or unwarranted coerced response to another human is done as if to the Creator Himself. This is true whether it is done via physical force or through undue mental pressure.

Racial prejudice is a moral evil and no matter what the perceived gain or loss we must act nobly and courageously in the sight of God and our fellow man to oppose this evil. Let us as citizens of New Durham and / or as Christians in America accept the principle that all men and women regardless of skin color, religion, sexual orientation, etc. are free and equal. Let us hold fast to the principle that racial prejudice is not to be tolerated. Let us not be cowards in the face of the world but stand for a society that respects all, including police and others guarding our public safety.

We are fortunate in that by choice we live in New Durham – a small community often sheltered from large city maladies. From New Durham's Master Plan created a few years ago we have noted that "New Durham is set apart by its beautiful natural resources, rural setting, and rich historical and cultural heritage. As a bucolic small town in southeastern New Hampshire, New Durham visions opportunities for managed growth enabling its residents and visitors to fully enjoy a quality of life that provides a safe, clean, affordable place to live, work, and play. It is a community committed to growth and prosperity for its residents. New Durham offers a desirable quality of life, and abundant recreational opportunities through its natural resources and valued Town services." This vision applies to all regardless of race, gender, social status, or chosen field of work.

Therefore, in addition to the moment of silence we have just experienced and continued remembrance of those lessons we must carry forward from these recent events, I want to recognize and thank the New Durham Police Department for maintaining the safety of New Durham residents and visitors each day. To do this I want to publically read their names and personally thank them for their service in keeping New Durham a safe place to live, work, and play.

Thank You / Recognition – New Durham's Police Department In Their Service to New Durham:

Police Chief Shawn Bernier; Sergeant Reggie Meatley; Officer Brian Crockwell; Officer Tom McNulty; Officer Andrew Valladares; Administrative Assistant Amy Smith; Part Time Officers Roy and Saltzman

Again from our Master Plan "New Durham's mission is to be a dynamic New Hampshire town focused on excellence by balancing the interests of all in the community through managed growth, fiscal responsibility, and stewardship of our beautiful natural resources and environment.

The challenge for New Durham residents is to fully participate in helping to achieve these strategies. After all, we believe the quality of life you desire depends on your willingness to participate in and assure that the implementation of this ... is achieved."

Will you participate and make a commitment with me to achieve our desired quality of life by actively working to constructively support our public safety people, changing where needed our negative prejudices and actions whether it be racial or other differences from our comfort level, condemning all acts of illegal behavior regardless its origin and what may be perceived to be its higher goal, and follow the Christian principle of respect for one another.