

**Board of Selectmen
February 6, 2013**

Present: Kenneth S. Paul, Chairperson; Peter M. Kasprzyk; Richard C. Edwards; Teresa A. Williams, Town Administrator; and Toni Bodah, Secretary.

Mr. Paul called the posted meeting to order at 3:10 p.m., at which time he led those present in the Pledge of Allegiance. Those present included: Relf Fogg; Dave Mankus and Ed Comeau (videotaping). Steve Brown joined the session in progress.

1. **State of NH – Homeland Security Grant re: Radio Equipment** – This is an unanticipated grant for radio equipment for the Police Department. **Mr. Kasprzyk moved to accept the grant in the amount of \$3537.84, as presented, in accordance with RSA 31:95-b. Mr. Edwards seconded the motion, which passed 3-0.**
2. **Tier One Contract** – This contract has been reviewed by WPI. The sprinkler system on the main floor will be actually only a temporary repair at this point, until that floor is renovated. **Mr. Paul moved to execute the contract with Tier One as presented. Mr. Kasprzyk seconded the motion, which passed 3-0.** Mr. Kasprzyk asked the status of the generator and propane tank. Ms. Williams will make contact; however, she expects we may need to wait until the ground thaws to continue.
3. **2013 Town Warrant Article #20** – **Mr. Kasprzyk moved to support Article #20, as amended at Deliberative Session. Mr. Edwards seconded the motion.** [The appropriation was reduced to \$0 at Deliberative Session.] Mr. Fogg stated the article now does not reflect the spirit of the petition. The intent of the petition was to have the project go before the legislative body, which Mr. Fogg stated was allowed under the Purchase & Sale. Mr. Paul noted that the petition should have been specific to change the process. Mr. Fogg stated that the process is flawed. Mr. Kasprzyk expressed his understanding that Mr. Fogg had agreed with Town Counsel at the Deliberative Session when he suggested that a new petitioned warrant article be brought forth next year. Mr. Paul stressed that at this point, the Board of Selectmen can only vote on whether or not to support the amended warrant article.

Mr. Edwards agrees that the petition was asking that the issue be brought to the public for vote. Mr. Kasprzyk stated that this was dealt with at Deliberative Session. He added that most people would want to spend \$0 to purchase 121 acres (as the warrant article now reads). Mr. Fogg stated that we should accurately reflect to the voters that the Town will not obtain the property for \$0. There was disagreement expressed as to whether a certain 7 acre parcel was included in the subject property. Either way, the Town will not own the subject property. Mr. Mankus stated that the Town's tax cards refer to 114 acres; however, the actual survey showed 121 acres. The language changed based on the survey. The petition demanded the issue be put on the warrant. However, the article was zeroed because \$150,000 would have been appropriated after expiration of the Purchase & Sale Agreement. Although it is now a moot point, the Town did have an opportunity to purchase the property for very little taxpayer money. **The motion then passed 2-1.**

Mr. Kasprzyk moved to reconsider the question. Mr. Edwards seconded the motion. Mr. Kasprzyk referred to the point being made by Mr. Paul in voting against supporting the article as amended.

Board of Selectmen

February 6, 2013

Page 2

He stated he was going along because there is nothing we can do at this point; however he disagrees with the way this has occurred. **Mr. Kasprzyk moved not to support Article #20, as amended. Mr. Paul seconded the motion, which passed 2-1.**

- 4. Payment Manifests – Mr. Paul moved to approve Payroll Warrant #3 in the amount of \$64,320.63. Mr. Edwards seconded the motion, which passed 3-0.**

Mr. Kasprzyk moved to approve AP #5 in the amount of \$69,971.73. Mr. Edwards seconded the motion, which passed 3-0.

- 5. Non Public Session - Mr. Kasprzyk moved to enter Non Public Session under RSA 91-A:3, II (a) & (b). Mr. Brown asked to offer a public comment. He stated that the way Article #20 has been amended, it looks as though the Town will acquire 121 acres with \$0. He further stated Mr. Mankus's intention to use this as a straw vote, with a "yes" vote reaffirming the peoples' support of the Town's purchase of conservation property. Mr. Brown believes each project should go out to the voters. Several members of boards should not make decisions that take away the rights of the citizens. Mr. Brown has an issue with this being turned in to a straw vote. In addition, Mr. Brown still believes that Selectman Kasprzyk has a conflict of interest and should not be voting. Discussion followed between Mr. Brown and Mr. Kasprzyk, with Mr. Kasprzyk stressing that he has nothing to gain from this project. Mr. Paul closed the public comment at 3:40 p.m., stating that there is a motion on the floor. **Mr. Edwards seconded the motion. Roll call vote: Mr. Edwards – 'aye'; Mr. Kasprzyk – 'aye'; Mr. Paul – 'aye'. The motion passed unanimously, and the Board immediately entered Non Public Session.****

The Board returned to public session at 4:05 p.m., at which time the meeting adjourned.

Respectfully submitted,
Toni Bodah, Secretary