

**Town of Chesterfield  
Board of Selectmen**

**MINUTES  
April 7, 2010**

**Call to Order**

Chairman Jon McKeon called the meeting to order at 6:00 pm. Others in attendance were Board members Bob Brockmann, Cliff Emery and Administrator Rick Carrier.

**Appointments**

➤ 6:30 Jim Larkin & Mike Bentley

McKeon advised he had just received the information from M&W Soils regarding what they had found on the construction of the road. A copy was given to Larkin and Bentley. There were several deficiencies that would need to be corrected before the Town would take over the road. These included gravel and asphalt depths, gravel to travel to the shoulders will help disburse water in the ditch lines, correcting the cracked portions.

Bentley asked what is left to finish outside of the defects of the road. McKeon advised shoulder work, culverts and swales, finish coat; as well as the deficiencies of the construction.

McKeon advised that he had asked Whitcombs to give an estimate to finish the road. The cost was \$34,725 but that did not include correcting the deficiencies. McKeon stated that in trying to arrive at a price for the bond it will be tough with the variables for paving and trying to figure what it would be 3 years out. McKeon suggested 10% increase for each of the 3 years for asphalt; \$6,000 for shoulder work and 10% over the 3 years for non-asphalt related work. McKeon's range for the bond would be closer to \$65,000.

It was noted that Warren Stevens was reviewing the conditions with the approved site plan and the Town regulations. The road is situated where it should be. Bentley clarified that Larkin would have to provide as built plans when the road is completed. Bentley was concerned with the \$1,300 component of record drawings that Larkin is responsible to provide besides the \$1,350 to confirm that the road is where it is supposed to be. McKeon stated it is better to find out now that the road may be off in its location.

Larkin advised that the bank said the reduced bond should be \$50,000 allowing it being attached to one lot freeing up 2 lots. McKeon stated with the condition of the road it would be closer to \$65,000. The Board understands Larkin's situation but they need to watch out for the interest of the Town. Larkin and Bentley understood.

McKeon stated there may be another avenue and that would be to have a stipulation that it remain a private road. This would relieve him of the bond. Larkin advised that the fire pond on his lot would be his responsibility to maintain. Bentley stated it may sound good in the beginning but would more likely be a nightmare. He stated if it were to be a private road Larkin would lose in selling those lots.

Bentley asked that the Board give Larkin a number for the bond and he could go back to the bank for a new letter of credit. McKeon stated that 200 ft of road is lacking the gravel depth. We can't give a number until the approved plan depths are made clear. The plan could not be located from the original subdivision approval. Bentley has a copy of the plan.

Bentley asked if McKeon's range is \$65,000 and he said yes. Larkin and Bentley will be back in 2 weeks to meet with the Board again.

➤ 7:30 Duane Chickering – Drug forfeiture funds (RSA 31-95-b)

McKeon stated the Board had reviewed Chickering's letter last week but wanted to find out more information to be clear if a resident were to ask about this issue. Chickering stated he understood. He brought 2 rifles; a 1965 rifle that has conservatively shot 50,000 rounds. The new rifle would be a Bushmaster which is used by the other patrolmen. Each rifle is sighted for the individual officer.

Brockmann stated that Eldridge's letter from 2008 stated that if a rifle were sighted for an individual officer it would be a more accurate weapon. Chickering is left handed.

Chickering is proposing to use \$1,000 that was taken in for a drug bust and he would like to see it go to equipment to help in fighting drug crimes. With the purchase of a Bushmaster each patrol officer would have his own rifle. Brockmann asked why it wasn't put into the budget. Chickering stated that Fairbanks has tried to keep the budget down. Brockmann mentioned the \$3,000 camera that was purchased at the end of the year.

Chickering stated we have a wish list. Brockmann stated he would not disagree to give the department everything they need to do their job but notes the difference between need and wants.

Emery stated this is found money and the Police Dept should be able to get the rifle. Chickering stated that sooner or later we will need to use deadly force and we want to be ready. Emery stated that over the year since he has become a Selectman he has gained a lot of respect for what the Police do.

*Emery moves to use \$1,000 of unanticipated funds from the drug bust to purchase the Bushmaster rifle. Brockmann seconded the motion, which carried unanimously.*

The Board made it clear that the purchase would include the magazine. Chickering is getting several bids for the rifle.

➤ 8:00 Bart Bevis

Bevis advised he was present to keep the Board informed regarding the River Rd shifting. He presented pictures of the road's condition. It has been weakened by the rain and river. He has spoken to Senator Kelly who suggested she contact DOT. Governor Lynch's office is trying to get us help from DOT also. FEMA is being contacted. Bevis stated he has asked the Conservation Commission to contact the Army Corp of Engineers.

The fix would need to include digging out by the shoreline and below the high water mark and stabilize the shore; perhaps putting in pilings and support.

Bevis advised the reason he had originally contacted the Army Corp of Engineers under Section 14 of the 1946 Flood Control Act which authorizes them to get involved.

He stated that 400 to 500 ft length of work needs to be done. Bevis also submitted a drawing with baseline figures to keep track of any further movement of the road. He stated that if necessary he could make it a one lane road but would need traffic control.

**For Signature**

- Manifest #14
- Selectmen minutes – Mar 31<sup>st</sup>. The amended minutes were signed.
- Highway Safety grant – SMART Radar Trailer
- Purchasing Policy
- Intents to cut – Cersosimo & Forester
- Yield tax certifications (3)
- Yield tax warrant
- Elderly exemption application
- Veterans' tax credit application
- DRA form MS-5 (3 copies)

**For Discussion**

- Lake level

Carrier advised that Bevis has measured the water level at Spofford Lake on Tuesday, April 6<sup>th</sup> and reported it at 717'.0", which is 1.5" above "ideal". The Board agreed to keep the boards out of the dam and relook at it next week.

- Town Office Building perimeter drain pump

The pump has failed. McKeon stated the pump should be pulled and see if it is burnt out and needs to be replaced. Carrier will contact a plumber.

➤ Summer meeting schedule

Carrier provided a 3 month schedule for the summer schedule. The off days would coincide with both Emery and Ross' planned days away. The Board also agreed to take off September 1<sup>st</sup>. McKeon suggested that the Summer Informational Meeting be held on August 11<sup>th</sup>; however, Ross is not sure if she will be available. She stated she would know in 2 weeks time.

➤ P&R secretary position

Carrier stated that Zannotti advised him that Metivier was interested in the position and asked if they needed to advertise for the opening. McKeon stated Metivier should not be given the position as she would have a conflict of interest. Brockmann agreed. McKeon stated that Metivier is already getting paid under her Director salary. In his opinion if she is there she should do the minutes.

The Board advised if they cannot find someone from within the volunteers they should advertise.

Zannotti wanted to schedule a power point presentation to make the Board aware of upcoming expenditures. McKeon stated that before funds are expended the Board requests the purchases reflect the new purchasing policy criteria.

The Board would like to have further discussion on a basket ball court. Brockmann stated that a full court is not necessary at the beach. It would be better to have it by the school.

➤ Meeting with Wesfield/Stevens

The meeting is scheduled for April 29<sup>th</sup> with a back up date of April 27<sup>th</sup> at 2:00 pm.

➤ Selectmen project schedule

Carrier had given information regarding the employee pay scale for future discussion with a full board. As requested, Carrier had modified the spreadsheet that compares pay rates by department with other towns, including Jaffrey and Rindge and updated for 2009 benefit comparison by town. He also listed employees with years of service for longevity pay discussion.

➤ Old Business

Camp Spofford PILOT – Emery would like to get the meeting with the Town Attorney scheduled for the end of April.

Zoning issues – Greenwood has sent a letter to Ketch Greene today regarding the extra vehicles on his property.

➤ Other business

1. McKeon advised that setting a rate for Larkin's bond is the responsibility of the Planning Board; however, they are happy to have the Selectmen set the bond value in this instance.
2. McKeon advised that the Browne Limited Partnership subdivision has been conditionally approved. The lots will have restricted covenant applied to the subdivision to have no further subdivision done. He would like to have the Town Attorney look at the agreement as it needs to be in perpetuity.
3. The Board agreed to have the tennis court repairs done.
4. Carrier advised we have received a lot of response to the janitor position.
5. The Board was given the letter submitted by Phil Goulet.
6. Emery gave an overview of the ZBA meeting.
7. Emery advised of the Vermont Yankee open house to be held at the Ramada Inn on April 12<sup>th</sup>.

**Information**

- DES dam inspection
- Code enforcement correspondence (2)
- Revised Trustees of Trust Funds reports
- TO generator grant status
- Misc. correspondence & newsletters

**Adjournment**

*With no other business to conduct, Brockmann moved to adjourn, Emery seconded and the motion carried.*

The meeting was adjourned at 9:25 pm.

Respectfully submitted,  
Carol Ross  
Secretary

Approved by:

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Jon P McKeon, Chairperson

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Date

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Robert E Brockmann

\_\_\_\_\_  
Date

\_\_\_\_\_  
Clifford D Emery

\_\_\_\_\_  
Date