

**MINUTES
SELECTMEN'S MEETING
Friday, September 22, 2023**

SELECTMEN PRESENT: Janet Wall (JW), Mark Avery (MA), Tim Burt (TB)

OTHERS: Eric Fiegenbaum (EF), Deborah Ahlstrom (DA), Jay Moriarty (JM), Jim Davis, Noreen Gaetjens, Jeannette Fones

CORRESPONDANCE:

- A letter from Hampton on the rescheduling of a cell tower hearing was noted.

SIGN: accounts payable

MINUTES: MA moved and TB seconded a motion to approve the minutes from April 21, August 25, September 8 and September 15, 2023 as amended. Motion passed.

NEW BUSINESS

- There was a short unanticipated discussion on a preliminary proposal by NH DOT to put a traffic circle at Rt. 4 and Madbury Road.
- Noreen Gaetjens, Library Trustee Chair, provided news that the Library Director, Susan Sinnott had been nominated and received Director of the Year (2023) from the New Hampshire Library Trustees Association. A formal presentation is being planned.
- TB moved and MA seconded a motion to include the Assistant Town Clerk/Tax Collector in the Delegation of Deposit Authority. Motion passed. The inclusion allows the Assistant to make bank deposits.
- EF reported the 2024 State Education Property Tax Warrant is \$502,269 and is based on a uniform rate of \$1.22/1,000 of the 2022 equalized valuation without utilities in the amount of \$411,696,107.
- The Selectmen discussed a window repair quotation obtained by Jeannette Fones, to replace 7 window sections at the town hall that have leaks between the double panes. TB moved and MA seconded a motion to accept the quote for \$1,551 from Glass Routes for the replacement of 7 window sections at the town hall with funding to come from the general building operating budget. Motion passed.

OLD BUSINESS

- The Selectmen noted the request from Jim Davis for town records regarding an incident on Mill Hill Rd on April 19, 2023.

BOARD UPDATES

- JM, Road Agent, recorded that the ditch work and partial paving is finishing up on Jenkins Rd. He has had ongoing discussions with AJ Hartford on the possible extension of the current snow contract. He will have a written proposal for the Selectmen to review ~~before the next meeting soon~~.
- EF reported that the ZBA had denied a variance for Monette, 50 Huckins Rd, Map 2:21 to fill wetlands. He provided some background and the concerns the Conservation Commission expressed at the ZBA hearing. The topic may involve an enforcement from the Selectmen, but did not require action right away.

- TB reported that the PB granted a waiver for underground utilities for two lots being developed on Huckins Rd.
He also described an issue at the same locations between the sizing of culverts offered on the approved plans and the size of culverts actually installed. EF will talk with the building inspector on corrective actions.
Since the Martins, at 3 Cherry Lane have not yet responded to a Selectmen's letter, TB will let the Planning Board know that the Martins might be going to them.

OTHER:

- EF passed on an email from the Kents of 5 *Cherry Lane* about noise at 3 *Cherry Lane*.
- EF noted that a Governor's commission on the ten-year plan for transportation issues would be meeting locally, in Durham and Dover.
- MA brought up some to do list items. EF will gather some updates. He also offered that a webinar in Capital Improvement Programs had been informative.

NONPUBLIC:

Motion to enter nonpublic session: made by Tim Burt and seconded by Mark Avery.
Specific Statutory Reason cited: RSA 91-A:3, II (c), Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the public body itself, ...

Roll Call vote: Janet Wall, yes; Mark Avery, yes, Tim Burt, yes. Motion passed.

Entered nonpublic session at 11:30am.

Other persons present during nonpublic session: Eric Fiegenbaum

Public session reconvened at 1:30pm.

Tim Burt moved and MA seconded a motion to leave nonpublic session.

Roll Call vote: Janet Wall, yes; Mark Avery, yes, Tim Burt, yes. Motion passed.

There was no motion to seal the nonpublic session.

CONTINUATION:

- The meeting recessed so EF could make a call to Todd Selig, Durham Town Administrator. EF reported that Todd Selig had asked Assistant Fire Chief Jim Davis to give notice to the Durham chiefs when he would be in the Durham Fire Station so Durham could make a reasonable accommodation for a Durham employee. He thought the time period for the accommodation was indeterminable. Durham had not undertaken any investigation and declined any Madbury materials on the issue, at this time.
- EF was asked to schedule the town attorney to attend a meeting on Monday evening.
- EF *will* fulfill the public information requests from Aimee Rouillard-Routhier and Jim Davis.

Meeting ended at 2:15pm.

Submitted by: *Eric Fiegenbaum*

Approved: 9-25-2023

On approved minutes, proof changes are noted through italics for additions and strikethroughs for deletions.