

ADOPTED: As Written  
October 14, 2009

COMMISSIONERS MEETING  
MINUTES  
September 30, 2009

The Commissioner's meeting convened at 10:00 a.m. in the training room at the Wastewater Treatment Plant, 104 Sawmill Lane North Conway, NH. The following were present: Chairman James Umberger, Commissioner Robert Porter, Commissioner John Santuccio, Chief Patrick Preece, and Recording Secretary Kristine Cluff.

Chairman Umberger called the meeting to order at 10:03 a.m.

**Motion of Commissioner Porter seconded by Commissioner Santuccio to take the agenda out of order to accommodate the Bond Bank. Motion adopted by voice vote 3-0-0.**

Chairman Umberger introduced Sheila St. Germain, Executive Director and Tammy St. Gelais, Program Administrator of the NH Municipal Bond Bank. Ms St Germain explained the bond bank was created in 1977 giving municipalities' (i.e. towns, cities, districts and precincts) access to obtaining loans. The Governor appoints the Board of Directors. Ms St. Germain explained that when rates are down, it is possible for the bond bank to refinance loans and pass that savings on to the communities. We are here to day to present a refund check in the amount of \$134,175.00 to the Precinct for a refunding on one of our sewer loans. Ms St. Germain and Ms St Gelais departed the meeting at 10:15 a.m.

Commissioner Umberger stated the Board is expecting Gregg McPherson of Rural Development to sign the bond documents. Commissioner Umberger stated the Board would continue with the agenda and stop when Mr. McPherson arrives.

Minutes

**Motion of Commissioner Porter seconded by Commissioner Santuccio to accept the minutes of public minutes of September 16, 2009 as written. Motion carried by voice vote 3-0-0.**

**Motion of Commissioner Porter seconded by Commissioner Umberger to accept the non public minutes as written. Motion carried by voice vote 2-0-1 with Commissioner Santuccio abstaining as he did not participate in the non public session.**

Fire Department  
Copied from Chief's Report

**Membership:**

42 Members, one new application placed on file until the background check comes back.

**Personnel:**

Tee Rendleman has completed his fire and emergency services instructor I, II and III will be able to teach state level classes. Once Tee Rendleman completes his mentorship, he will be able to teach courses for the department. This will be a big asset to the department. Justin Bellen has completed his EMT-I class and passed the state exam and now can practice as an intermediate. EMT- Intermediates are now able to start IV's and draw labs. Chief Preece completed NFPA 58, liquefied petroleum gas code update.

**Training:**

Department Training will be testing large diameter hose on engine three and tower two.

**Department Activities:**

Chief Preece stated the department has been staffing fire prevention tables at Lowe's and will do another this weekend at Eastern Mountain Sports. It gives the members the chance to meet the public and work them on a different level than in an emergency situation. The fire department has responded to 58 calls for the month of September for a total of 741 calls this year to date. Chief Preece noted the department responded a fatality at Cathedral Ledge and it has not been necessary to hold any debriefing.

**Apparatus / Trucks:**

The DOT Truck Inspections are all complete with the exception of rescue, which should be completed on Wednesday. Engine one we had to replace two batteries instead of one; this solved the problem with the acid smell in the station.

**Equipment Issues:**

**Purchase for New Equipment:**

We had to buy new gas meter as we thought we would have to, the old meter could not be recalibrated anymore or get parts for, \$1,260.00 for new meter came out of Firefighting new equipment. Commissioner Umberger asked what the unit detects and Chief Preece explained it is used for propane, explosive propane, methane, and carbon monoxide and oxygen levels.

**Seavey Street:**

The siding cedar shingles is 100% complete, the clapboard siding is 98% complete; the T-1-11 has been cut but not installed on the gable end. The insulation is 100% complete

The inside sheathing is 100% complete on the two interior walls. (South wall and the East wall) Commissioner Umberger stated the building looks good and appreciates the extra funding from the annual meeting to finalize the building. The building is very eye pleasing and looks well with the surrounding buildings.

Karen Umberger had a question concerning medications with the EMT-Intermediates being able to start IV's, administer breathing treatments. Chief Preece explained the department does keep some medications on the rescue truck but there are no narcotics. These drugs are under the jurisdiction of the ambulance service. Mrs. Umberger also questioned if there was thought to holding an open house for the new garage. Chief Preece stated he has talked about holding an open house once it is completed and the site is suitable. Chief Preece explained right now the site is a safety issue.

Joe Chisairi – Elizabeth Davis Property on Kearsarge Road

Mr. Chisairi has purchased the Elizabeth Davis property in Kearsarge and offered to the fire department to burn for a training exercise. Information has been disseminated and cross communications has not been completely looked at as a group. Mr. Chisairi wanted the chance to meet with the Board and discuss more in depth the burning of the building. Folks in the area have expressed concerns to the type of home he is building. The lot is two acres and he has looked at renovating the current home or tearing it down was the better of the two ideas. To tear it down will require twenty truck loads to be driven through town with all the dust flying around - the house has horse hair plaster which disintegrates. This would move us to a better outcome and product in terms of efficiency and less waste in the landfill and less toxins. Mr. Chisairi explained that two trees have to come down and two more will need to be taken down to accommodate the new house because it is ten feet wider but will be about 1500 square feet less.

Mr. Chisairi explained people became concerned as it is a lovely house with a firm foundation and exterior. A commissioner from the Kearsarge Lighting Precinct, as a citizen, was concerned over the charm of the neighborhood and that Mr. Chisairi was not renovating the existing home but putting up a new home. Mr. Chisairi met with the Commissioner of Kearsarge Lighting Precinct and showed the plans of the new home and spoke with his two neighbors on both sides and they are on board. Mr. Chisairi stated this is a good opportunity for the fire department and questioned if people are concerned about trees and safety because it is a three story house maybe the fire department could wait until there is snow on the ground. The form and framing of the house is solid but the walls are dilapidated. Mr. Chisairi is asking the Board to reconsider. Mr. Chisairi stated he and his wife are not looking just have it their way and are trying to build a home that would fit into the neighborhood.

Commissioner Umberger questioned the cost to tear it down. Mr. Chisari explained it will cost \$30,000.00 to tear it down and that is the twenty trucks. Mr. Chisari has gotten other bids but it would be a savings of about \$8,000.00 - \$10,000.00 if we burn it. They will recycle the granite from the foundation and use the granite slabs in the landscaping. Mr. Chisari stated the cost is significant and he knows the value of a dollar. He started his own job twelve years ago in Fryeburg. Mr. Chisari stated he called the state and was informed he could deduct one third from his taxes if the house is burned for training purposes.

Chief Preece explained he has talked with both neighbors and needs them to be on the same page. The department will have to put a truck on both sides and maybe even a third side. Chief Preece explained when word got out we were going to burn the house and we were given a letter with fifty two signatures. We need land owners permission and it is not our job not to upset the neighbors at the expense of the trees. Chief Preece explained that both abutters preferred demo over concern of the trees. Chief Preece explained he would also have to coordinate with mutual aid departments for additional support.

Discussion was interrupted with the arrival of Mr. McPherson from Rural Development at 10:30 a.m.

#### Contract 6 Bond Sale

Mr. McPherson explained this is to close the loan portion in the amount of \$2,088,000.00 and once the bond is closed the Precinct will submit reimbursements for the grant. This bond is for 4.125 percent for a period of twenty eight years with a principal payment of \$127,129 annually. The first payment is 10/2/2010 and end in 2037. Mr. McPherson explained he leaves with the originals and copies a forwarded to bond counsel.

The Board returned to the discussion with Mr. Chisari at 11:40 a.m.

Chief Preece met with the direct abutters and they want it demolished because of their concern for the trees. Mr. Chisari asked how far the trees would need to be for them not be damaged and Chief Preece explained they will damage tree 400 to 500 feet due to the heat. Mr. Chisari stated that is news to him. Chief Preece explained some trees won't be damaged. Again, Mr. Chisari asked about doing this in the winter time. Chief Preece explained he needs direct abutter approval. Mr. Chisari questioned if it would be something if they educated the abutters is that something that is useful. Commissioner Umberger stated he personally has several phone calls. Mr. Chisari stated they want it to stay the same and not see the fire department have it for a good use – they want the old

house. Commissioner Porter stated that he like the old house. Mr. Chisari stated that maybe he should put it back o the market at the same list price he bought it. He stated he doesn't want to make enemies and I was the first one to approach them and he doesn't want to make this political. He will give all the people who signed the letter a chance to purchase the property. Mr. Chisari wished them luck and thanked the Board for their time and left the meeting.

#### Old Business

##### Fraud Policy

Commissioner Umberger stated he reviewed both policies – the Town of Conway and the one provided by the auditor. The office manager has put clean copy in your packet. Commissioner Umberger would like to adopt this today.

**Motion of Commissioner Porter seconded by Commissioner Santuccio to sign and approve the North Conway Water Precinct Fraud Policy. Motion carried by voice vote 3-0-0.**

##### Farm by the River

Commissioner Umberger stated there is an email in your packet from the Insurance Company who insures The Farm by The River stating they do not have any loss of business coverage and asked for the Precinct to pay the claim. Commissioner Porter stated the proper notifications were made and it is not the Precinct's fault the Davis's did not read the paper. **Motion of Commissioner Porter to pay Mr. & Mrs. Richard Davis \$500.00 for the loss of business during fire works training. Motion was defeated by voice vote 0-2-1 with Commissioner Santuccio abstaining as he did not participate in the discussion.**

Chief Preece questioned if the Precinct should contact our insurance company. The Board feels this would be opening Pandora's Box and will not contact the Precinct's insurance company. There have been instances where the Precinct has been asked to pay for some things and they have turned it down.

##### Schouler Park:

Town Manger Earl Sires has inquired about the possible movement of the waterline in Schouler Park. Commissioner Santuccio stated he thought they couldn't move the skating rink because of the grade of the ball field. Superintendent Bernier will meet with Town Manager Sires within thirty days. Karen Umberger stated she wants people

to understand the Precinct pays for the skating and it feels like the town owns the ice rink. Mrs. Umberger stated the Precinct gives the money to run the rink and provides it through a warrant article. Mrs. Umberger wants people to understand the Precinct provides the resources. This has been nothing but a hassle since the sod was put down. Commissioner Porter questioned if this is because it is a different grass. Superintendent Bernier will meet with town staff and report back to the Board.

#### LSR

Representative Umberger has filed the LSR to ratify the Precinct Boundaries and expects to have a bill going forward.

Commissioner Umberger stated he wanted to wish Representative Umberger a happy birthday today.

#### Public Comment

It was questioned if the board wants to post the nonpublic minutes as they are not sealed on the website. The Board feels if anyone wants to read them, they can come to the office.

#### Sign Checks

**Motion of Commissioner Porter seconded by Commissioner Santuccio to sign checks out of session. Motion carried by voice vote 3-0-0.**

#### Non Public Session

**Motion of Commissioner Porter seconded by Commissioner Santuccio to enter non public session under RSA 91A:3, II (c) at 11:45 for a personnel issue at**

**Reentered public session at 12:06 p.m.**

#### Adjourn

Having no further business to discuss **Commissioner Porter motioned to adjourn this public meeting at 12:06 p.m. Motion carried by voice vote 3-0-0.**

Respectfully,



Kristine M. Cluff  
Recording Secretary