

Board of Selectmen
Minutes February 14, 2012

Convened: 6:00 pm

Present: Andrew Artimovich, Chairman
Jeffrey Bryan
David Menter
Michael Hubbard

The Board met and reviewed payroll, accounts payable and signed the register. The Selectmen reviewed and signed the recreation register.

There was 9.25 hours overtime in the police department this pay period.

Jonathan Ellis was in to present the weekly Treasurer's report. Please see last page to view report.

Bryan made a motion, 2nd by Hubbard to approve the public minutes of 02/07/12. All were in favor.

Bryan made a motion, 2nd by Hubbard to approve the nonpublic minutes of 02/07/12. All were in favor.

Richard Murphy will be on vacation from 2/24/12 thru 3/4/12.

A portable is missing from the fire department. Lemoine has made a claim with the detective but has not filed an insurance claim yet. Artimovich told Robinson that should be his top priority.

Hubbard made a motion, 2nd by Bryan to restore the speed limit on Pine Road to 30 mph as the temporary injunction on the weight limit was granted. All were in favor.

The dedication for the town report will be presented at the board meeting on 2/28/12.

Bryan made a motion, 2nd by Menter to sign the 2012 election warrant. All were in favor.

Bryan made a motion, 2nd by Menter to sign the 2012 town meeting warrant. All were in favor.

The signs for the county seat will be installed in the next 10 days. The NHDOT will cover the signs. Clement will invite the historical society to a meeting to discuss the unveiling.

Gil Tuck, Building Inspector was in to discuss the following building permits:

- 3 Idyllwood Drive is currently bank owned and will be transferring ownership shortly. The bank lending the funds to the new home owner is requesting a letter that a building permit will be issued once the property transfers ownership. The bank will not close on the loan without this letter. Gil said the permit application was good and he would issue the permit if the applicant was the owner. Clement will follow up with the bank and get a letter drafted.

Bryan made a motion, 2nd by Hubbard to sign the letter to Director Pope at NH Homeland Security and Emergency Management stating that the Town will not be participating in the Seabrook Station Drill on 3/13/12 due to town election and lack of manning per Rick Murphy's recommendation. All were in favor.

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Joe Lombardo, Chris Dittmar, and Mark Weaver (NED counsel) were present to discuss the permit for the 2012-2013 season and police special details. The racing schedule is similar to last year. The only big change is that they will not be bringing the school back which ran Tuesday and Wednesdays. Residents are still eligible for discounts on Wednesday and Friday nights. There are 4 big events on the schedule. Artimovich asked Lombardo if they had any plans for improvements. He said the plan is to host the Full Throttle Race but that would be an 8 year build out.

Lombardo said he does not want 3 officers at NED for special details anymore. He said for \$52 an hour he expects the officers to come inside the property, patrol inside, and control traffic and he is not getting that. The officers were sleeping, texting, and writing reports. Hubbard said there were concerns over the summer and Artimovich had a meeting with Lombardo. Lombardo said things got better for about 2 weeks and then went right back. Lombardo said he tells Robinson what is going on and it is not getting fixed and he cannot do anything himself because the officers do not report to him.

Lombardo said they also have billing disputes. The bills differ with time cards by a quarter hour. Lombardo said Dittmar spends 2 hours a week on payroll for details when he is already paying an administrative fee to the town. Bryan asked how Epping does the billing. Dittmar explained the process, and it is the same that Brentwood follows. Dittmar said it seems like the officers are charging travel time. Robinson said the officers were charging travel time from NED back to the station, but they were told that was not allowed and the punch out time is the time they leave the dragway.

Lombardo said Epping mandates the details and they split the detail time with Brentwood to make it fair. Weaver said that because the track is in Epping, the only requirement is for Epping to have an officer there. Menter questioned that as the RSA for an assembly of people with the parking lot and driveway in Brentwood.

Bryan said if there are ongoing problems in the department the Board would like to be made aware of these timelier. Lombardo said he went to the shed and spoke to Robinson. Robinson said the officers were written up. Lombardo said he brings the issues up to Robinson, he assumes they are taken care of, and it seems like the officers rebel. The problems then become more flagrant. He is still seeing the officer sit in the parking lot, not coming inside the facility. He said if he took a time log the officers arrive at 5pm, go out to the parking lot, go in and get something to eat and go back to the parking lot. Lombardo said it is very rare that you see an officer inside. He needs the police presence inside the pit area and controlling traffic not texting.

Robinson suggested taking the cruiser away to force the officers to use the ATV to patrol the area and work the gates. Hubbard said he hears that the chief is trying to present a solution but if someone is not doing their job, there should be a process in place to deal with that. Artimovich said when they met in the summer he thought there were only 2 officers that NED was having trouble with. Lombardo said they had another issue of an officer doing reports for the town while on a detail.

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Bryan said he would like to be able to resolve this and Lombardo responded by saying he did not need those 3 guys there. Hubbard asked Lombardo what he is looking to resolve this. Lombardo said there needs to be accountability. He will compromise and take other guys but will not cave in and take these guys as he is not getting the services for the money. Hubbard said that is not the solution. If someone is not doing their job, they need to deal with that. Hubbard said these are the officers that we have available to the Town. The disciplinary issues need to be dealt with by the department head. Robinson said that was no problem, and Hubbard said then we should not be having these discussions anymore.

Artimovich said they have a bigger problem. If the board says that these 3 officers are not capable of working a detail, they should question whether they have creditability in a court of law and are able to work the street. Weaver said that this issue was officers being paid to patrol NED and they are not doing that. Artimovich said NED was saying these officers are not trustworthy. Weaver said the flip side is that if an incident occurs at NED and the officer is sleeping in his cruiser, the town is liable.

Bryan said Lombardo should not be babysitting. He should call Artimovich or the Chief directly. Robinson said he's the Chief and he wants to oversee this. Lombardo said that did not work last time. Hubbard asked Lombardo what his expectations were. Lombardo said for the detail officer to watch the gates, go through the pit area, enforce the open container law, and control traffic when the race lets out. He would also like an officer to stay in the parking at all times during an import show.

Lombardo said he would compromise if the Board will be more diligent in watching the situation. Dittmar will send Clement a list of NED's expectations for the details. He will give 2 months to get this resolved. Lombardo will be back on 5/29/12 for an update. Lombardo said he will agree to this not because of the police department but because when he came to the Board last year with a problem they helped him resolve it.

Bryan said we will try and resolve the billing issues by the end of May as well. Robinson said the problem with the billing is that it is not all done in one department. Clement said Christine prepares the bills, Jonathan received the payments, and she balances with Christine and Jonathan monthly. Bryan said it all starts with the time card. Artimovich said the billing is something that we need to work out internally. The details will be billed out weekly to help resolve any discrepancies more timely.

Bryan made a motion, 2nd by Menter to sign the 2012-2013 permit for NED. All were in favor.

Robinson asked if he should still send a car over to NED. Bryan said a car was the safest thing to have there in case there is an emergency but no travel time. Robinson said the same guys were over there all the time. He is going to open it up to the whole department and start using part timers over there. Bryan said that was a good idea but to also write up expectations for all officers to follow; Artimovich said to forward a copy to NED and make sure they are good with it. Artimovich said we want to have a good meeting in May; Robinson said he will see to that.

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Motion to adjourn at 7:15pm made by Hubbard, 2nd by Bryan; all were in favor.

Respectfully submitted,

Karen Clement

WEEKLY TREASURER'S REPORT						
Date:	February 14, 2012					
Citizens General Fund:						
	Previous Balance:		6,152.96			
	Deposits:		83,129.05			
	Payroll:		11,790.84	DD: 5975.50	CK: 5815.34	
	FICA:		2,738.85			
	A/P: Regular		183,409.89	Sw aseay pmt. \$139,529	NH Retire: \$9,051	Health Ins: \$14,450
	voided A/P check		(490.00)			
	to Impact Fees		6,001.54			
	From MMA		122,000.00			
	voided A/P check					
	TO MMA					
	Account Balance:		7,830.89			
	Interest Earned YTD:		6.84			
CD's:	Unrestricted Balance:		-			
MMA:	Unrestricted Balance:		3,126,240.10			
	Total Invested Funds:		3,126,240.10			
	Interest Earned YTD:		133.98			