

GOFFSTOWN BOARD OF SELECTMEN
MEETING OF MAY 9, 2016

In attendance were Chairman Peter Georgantas, Vice Chairman Mark Lemay, Selectman Collis Adams, Selectman Allen Brown, Selectman David Pierce, and Town Administrator Sue Desruisseaux. Also in attendance was Gail Labrecque—Recording Secretary.

6:00 pm CALL TO ORDER BY CHAIRMAN GEORGANTAS

The Board said the Pledge of Allegiance.

ACCEPTANCE/CORRECTION OF MINUTES

Selectman Brown made a motion to accept the public and non-public minutes to the Board of Selectmen meeting of 4/25/16. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

ANNOUNCEMENTS

Proclamation for GHS Girls Basketball Team – State Champions

Chairman Georgantas said it is our privilege to give the GHS Girls Basketball Team a Proclamation for winning the State Championship. He read the Proclamation and presented it to the team Coach:

Whereas a proclamation is given by the Board of Selectmen for notable achievements in the community that deserve recognition, and,

Whereas the Goffstown High School Girls Basketball team has achieved the first state championship for a GHS Girls Basketball team since 1988, completely fulfilling their motto, “Leave a Legacy”, and

Whereas the “Grizzlies” team comprised of 15 members who struggled in early matchups with injuries, and who had been written off as contenders by mid-season, shifted their lineup and redefined their rules and started their run to the top, and

Whereas a defining moment for the team was their loss to Hanover late in the season which tested their metal and tempered their commitment to pursue forward with their goals and win over the second seeded team and come from behind against the third seeded team with a buzzer beater, and;

Whereas the team continued to stay patient staunchly believing in themselves during the emotion rollercoaster of the championship game and took the prize ending their season with a 16-6 record and the State Championship, and;

Now, therefore, we, the Board of Selectmen of the Town of Goffstown, County of Hillsborough, State of New Hampshire, by virtue of the authority vested in us, do hereby proclaim that May 10, 2016 be designated Goffstown High School Girls Basketball Team Day.

TOWN ADMINISTRATOR’S REPORT

Selectmen Meeting Schedule

Town Administrator Desruisseaux said the Planning Board meets this Thursday, May 12 at 7 pm. Selectman Adams said he has conflicts on Thursday nights and would like to swap. Town Administrator Desruisseaux said the All Boards Meeting is Monday, May 16, at 6 pm, at the Institute of Politics. She asked them all to have their goals ready to share. The Sewer Commission meets on Tuesday, May 17 at 6 pm. Selectman Adams said he would be there. Town Administrator Desruisseaux said the Library Trustees meet on Wednesday, May 18 at 6:30 pm. Parks & Recreation meets on Wednesday, May 18 at 7 pm. Selectman Pierce said he would

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attend. Town Administrator Desruisseaux said the Budget Committee meets Thursday, May 19 at 7 pm, and the CIP also meets Thursday, May 19 at 7 pm. Chairman Georgantas said Elizabeth Dubrulle hasn't appointed anyone yet. He can't go to both. He will have to go to one or the other.

Consensus Folder

Town Administrator Desruisseaux said they have an employee status report for 3 DPW seasonal laborers, 4 DPW summer interns, and also for a Parks & Recreation for 2 grounds employees. There is the Proclamation for the GHS Girls Basketball Team State Championship. We have four event permits. One is for Lemay & Sons BBQ Cook-off on May 15 from 10 am to 4 pm. Another is for the CHaD football game at St. Anselm's College on June 25 at 5:30 pm. The next is for a Folk Concert at Sunset Hill Orchard from on July 11 from 7 to 9 pm, and lastly is the Police Dept. National Night Out Block Party on August 2. A new addition today is the Bicycle Rodeo on May 22 from noon to 2 pm. We have a Betterment Assessment Warrant for the Lynchville/Danis Parks Drinking Water Project. We have an amendment to the Purchase & Sales Agreement with the Piscataquog Land Conservancy Map 9, Lot 62A. We have the first half Property Tax Warrant. We have a Right to Inter for the Demers at Shirley Hill Cemetery at Section 2, Lots 23B-24B.

Selectman Brown made a motion to accept the Consensus folder. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

PUBLIC COMMENT at 6:10 pm—There was no public comment given.

TOWN ADMINISTRATOR'S REPORT (continued)

Assessor's Recommendations

Town Administrator Desruisseaux said they have a recommended Intent to Excavate for Map 6, Lot 11-1. They have a Report of Excavated Material 2015-2016 recommended for Map 6, Lot 11-1. They have a Current Use—LUCT Lien Releases for Map 4, Lot 20 and Map 4, Lot 69-2. They have a Solar Energy Systems Exemption for the 2016 tax year that is recommended for Map 16, Lot 136-1.

Selectman Pierce made a motion to approve the Assessor's Recommendations. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Appointments to Committees

Town Administrator Desruisseaux said the Conservation Commission recommends the reappointment of Jean Walker, David Nieman, and Kimberly Peace.

Selectman Adams made a motion to appoint Jean Walker, David Nieman, and Kimberly Peace to the Conservation Commission. Selectman Pierce seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Town Administrator Desruisseaux said the Rail Trail Committee recommends the appointment of Warren Denby as a representative of the Friends of the Rail Trail to the Rail Trail Committee.

Vice Chairman Lemay made a motion to appoint Warren Denby as the representative of the Friends of the Rail Trail to the Rail Trail Committee. Selectman Brown seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

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Bond Issuance

Town Administrator Desruisseaux said the Town has received the Loan Agreement from the NH Municipal Bond Bank which requires a vote and signature. It has a maximum interest rate of 3.5%.

Vice Chairman Lemay made a motion to enter into a Loan Agreement with the NH Municipal Bond Bank for \$2,300,000 at the maximum interest rate of 3.5% for the Church Street Fire Station project approved at the March 2016 Town Meeting, and to authorize the Chairman to sign the Loan Agreement. Selectmen Brown seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Town Administrator Desruisseaux said also, as previously discussed at a past meeting, Bond Counsel has provided the Post-Issuance Tax Compliance Policies and Procedures for the Board's adoption.

Selectman Adams made a motion to adopt the Post-Issuance Tax Compliance Policies and Procedures presented by the Bond Counsel. Selectman Pierce seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Electricity bid

Town Administrator Desruisseaux said the Town participated in the SNHPC Consortium Bid Process. Standard Power brokered the process. Most of the other towns have a renewal date of November, but Goffstown's renewal date is July. Therefore, the consortium is able to offer Goffstown a short-term contract from July to November at an energy rate of .0611 per KWH. There are a variety of options starting in November including a one year, two year, or three year contract. Each of these options offered a blended rate or a specific rate for each year. There are two factors that determine the cost of the energy portion of an electric bill: supply cost and capacity cost. Supply costs fluctuate daily and are currently very low. Capacity costs are fixed for the next few years with an increase in cost each year. Since supply costs are low, then it would be prudent to sign on for a long term contract. Currently our rate is .096 and expires with the June meter reading. The consortium received pricing from 9 entities and recommends First Point Power. The negotiated options are:

OPTION 1

Nov 2016 to Nov 2017	.07297
Nov 2017 to Nov 2018	.08753
Nov 2018 to Nov 2019	.09125

OPTION 2—a blended rate

24 months	.08030
36 months	.08465

Our current provided ENH offers the following rates starting in June 2016:

7 months	.072
13 months	.079
19 months	.082
25 months	.086

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Selectman Brown made a motion to authorize entering into an agreement with the consortium for the energy portion of the Town's electric bills from July to November at a rate of .0622. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Selectman Adams made a motion to authorize the Town Administrator to negotiate a three year contract with the consortium for the energy portion of the electric bills. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

SELECTMEN'S DISCUSSION

Committee Reports:

Conservation Commission

Selectman Pierce said they had a presentation from the Merrimack River Watershed Council on the science of river buffer protection. They received an application for a lot line adjustment and their decision was to do a site walk. They were to do that this week.

Historic District Commission

Vice Chairman Lemay said we discussed issues about the fire alarm systems and the work that is going on. The windows have been done. The fire escape painting has been done. The fire escape structural reinforcement is scheduled to be completed. They are waiting for bids on emergency lighting. NH Division of Historic Resources and grants were discussed. There was some discussion as to allowing the Board to go back to Grasmere Town Hall to have their meetings. They feel it would better serve their purpose rather than here. They understand audio can be an issue when recording but the committee would like to go back to the Grasmere Town Hall for their meetings. Town Administrator Desruisseaux said it might be good timing to do that with the work going on at Town Hall. We will have to shuffle people around. Chairman Georgantas said his opinion is that it is good to have the exposure, but in this circumstance where we need room at town hall, it may be good to have it at Grasmere Town Hall.

PROMOTIONAL OATH OF OFFICE FOR SERGEANT GEOFF PINARD

Police Chief Browne said Sergeant Geoff Pinard has been employed by the agency since 2002. For a few years he was records clerk, dispatcher, and evidence custodian part time. He was also an active member of the Police Explorer post, where he is now lead advisor. He attended Goffstown schools and went to SNHU where he received his Bachelor's degree in General Sciences. He most recently received his Master's Degree in Terrorism and Homeland Security. He is currently lead firearms instructor and serves as a training officer. Now he is Patrol Sergeant. Chairman Georgantas appointed Geoff Pinard as Sergeant and Sergeant Geoff Pinard took the oath of office. Sergeant Geoff Pinard recognized his family in the audience. He asked his girlfriend to pin on his sergeant's badge.

SELECTMEN'S DISCUSSION (continued)

Planning Board

Vice Chairman Lemay said they talked about the review of the plan that came out. The YMCA was canceled for that night. It was a short meeting. Town Administrator Desruisseaux said the application came in late and will be heard at the second meeting of May.

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Economic Development Council

Vice Chairman Lemay said they elected Charlie Tentas as Chairman and Andy Cadorette as Vice Chairman. They recommended Cathy Whooten and JoAnn Duffy as regular members. Their goal is to meet semi-annually or more if something come up. They felt the quarterly meetings didn't produce anything. We went through the EDSAT report. The next meeting is June 1, 2016.

NEW BUSINESS

Selectmen Adams said he was at the Villa Augustina fields. He was concerned about how many parking spaces they have lost to the fencing put up for the Rail Trail. Historically cars would park on both sides of the fence. Since the fencing went up, they lost between 40-50 parking spaces. Now they are parking across Mast Road along PSNH frontage. It forces those folks to cross Mast Road to get to the fields. They push the walking light and it causes a big problem with the stopping of traffic. He'd like to work with the Rail Trail and the Baseball League to work together to regain the parking capacity. He also noticed coming out of the driveway closest to Manchester there are two signs that say do not enter. That means you'd have to go to a different and more difficult entrance.

Chairman Georgantas said there is also an issue of people parking in the Rail Trail parking. People are doing everything they can do to find a place to park. It seems to be caused by the addition of the fence for the Rail Trail. We have to look at the whole parking situation because at the Irving they are parking on the curve also. Highway Safety may have to take a look at that and recommend some no parking there. Town Administrator Desruisseaux said there are a lot of issues. There is also parking on both sides of Normand Road. It's not a safe area.

Selectmen Adams suggested an Ad Hoc committee to look at the whole plan. The Rail Trail is a great amenity to Goffstown, but on Saturday there were more people at the ball fields. The light was going off every two minutes. Chairman Georgantas said the lights aren't intended for the ball fields.

Selectman Pierce asked the status of the proposed parking lot of the Goffstown Junior Baseball league. Selectmen Adams said the Planning Board saw a conceptual plan but they've not been back with final engineering plans. Selectman Pierce said he likes the idea of a working group. Selectman Adams said we can work together with the Goffstown Police Department, DPW, the Rail Trail, and the Junior Baseball League. We can better define and delineate the parking. He agreed to be the Selectmen's representative. Selectman Pierce said the fencing along Mast Road was specifically to prevent the cars from obstructing the trail. He wouldn't say 50 cars are losing parking spaces, but he would estimate maybe 20. The President of the Rail Trail can appoint someone.

OLD BUSINESS

Action Matrix

Chairman Georgantas said we are still working on Grasmere Town Hall. Vice Chairman Lemay gave us an update on that. We are still waiting for the HR matrix. Town Administrator Desruisseaux said it wasn't complete so they are waiting. Chairman Georgantas said the postal

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situation and 911 in Pinardville is ongoing. We are sending out flyers with tax bills. Selectman Adams said he the planning issues are going to take a while. It will be ongoing.

Assessor Scott Bartlett re: proposed insert with property tax bill

Assessor Bartlett said the warrant is in your folder to sign. The next step is to send the tax bill. He's asking permission to include an insert along with the tax bills referencing the updated values. It has always been his intention to do the required five year update, along with an interim, so there isn't such a large swing in value, especially when the values begin to change. He's seeing sales now in the 85% range when the value of property was at 94%. We have to be between 90-100%. If we were not to do an update, we would be below 90% of value of our assessments. Property values are increasing. Since he's been here we went through a slow and depressed market. Values had dropped. This will be the first time we start to see an increase in value. He is asking for approval to insert the flyer.

Chairman Georgantas said this is just a flyer to inform people you are going to do an interim assessment. Assessor Bartlett said this technique has worked well and he'd like to continue it. Selectman Brown asked if he expected a 10% increase in property values. Assessor Bartlett said it doesn't mean taxes go up 10%. Taxes are a function of the assessment and the budget. Typically the budget drives the increases. He's identified one type of property he expects to go up. Other than that, it's too early to say.

Selectmen Adams asked if there are examples to give these people. People will think their taxes will go up. Assessor Bartlett said this is the fourth time he's done that. He has information and explanations on his website. Selectman Pierce said the bottom line is you expect assessed residential values to go up 10%. If all else remains the same, the tax rate would go down proportionately.

Vice Chairman Lemay made a motion to approve the insert into the tax bill as requested. Selectman Pierce seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Fire Chief Richard O'Brien re: Bid Award for Construction Management Services

Fire Chief Richard O'Brien said after the Town Meeting, the Town solicited bids for the Church Street Fire Station Project and received five bids on March 31, 2016. The proposals were reviewed for completeness with the emphasis on seeking firms with extensive experience with fire station construction projects. Two firms were chosen to meet with a Selection Panel to present their services and answer questions. The Selection Panel scored the firms on submittal completeness, experience, references and qualifications, managing municipal projects, experience and references working with fire station projects, project understanding and professionalism, and cost competitiveness of fees. Following the Selection Panel interview process, members visited fire stations that each firm recently completed and spoke to town officials regarding their experiences with their projects. After a final review of the proposals, fire station visits, interviews, and fee comparison, the firm recommended for the Church Street Fire Station Project is Ricci Construction Co., LLC of Portsmouth, NH for the Management/Design-Build services for a guaranteed maximum price of the project not to exceed \$2,300,000.00.

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Town Administrator Desruisseaux asked if they want to deduct counsel fees and the bond fees. Chief O'Brien said that is part of the project. When they asked the firms about the bond process and their experience with it, they all agreed it is typically included as part of the price. Town Administrator Desruisseaux said they will be paid direct. They will not be paying Ricci Corporation for that. Chief O'Brien said that is correct. Town Administrator Desruisseaux said the bond counsel fee is about \$7,000 and the bond fees are about \$15,000.

Selectman Adams made a motion to award the Church Street Fire Station Construction Management/Design-Build services to Ricci Construction Company, LLC for a guaranteed maximum price for the project, including the bond counsel fee and the NH Municipal Bond Bank fee at a not to exceed price of \$2,300,000. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Fire Chief Richard O'Brien asked when it comes to signing contracts with Ricci Construction and others, does it come to the Board or would you like to authorize the Town Administrator to look at it. It will likely go to legal also.

Selectman Pierce made a motion to authorize the Town Administrator to sign any necessary agreements/contracts/documents to complete the Church Street Fire Station project within its scope/design. Town legal review of any contracts may be considered prior to signing. Selectman Adams seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Selectman Adams asked the anticipated start date for construction. Fire Chief O'Brien said the Town won't have the cash until July. He will meet with the firm in coming weeks to discuss a schedule. The first thing is the work with the architect. Selectman Adams asked about the impact for traffic on Church Street. Chief O'Brien said if all goes well site work may begin mid-July and if there's any impact to the public we will keep them at notice. We can build traffic issues into the contract. We will need the access way open because we are keeping the fire station open.

PUBLIC HEARING - Amendment of Rail Trail Ordinance to allow use from dusk to dawn with proper illumination

Chairman Georgantas said we can have residents and abutters speak. He's not in favor of non-residents. We need to make that decision up front. Selectman Adams said it would be appropriate for Selectman Pierce to recuse himself in this hearing and vote. He appreciates all he has done for the Rail Trail. However perception for a lot of people is reality. He was very actively engaged in the Rail Trail. Their website is encouraging people to be here tonight. It can cast a negative shadow on proceedings. He thinks it would be appropriate for him to step away from the hearings and the vote. Selectman Brown said he agrees. Chairman Georgantas said the decision is up to Selectman Pierce. Selectman Pierce said he does not want to recuse himself from this hearing. He has no financial interest in this. That is a primary reason for wanting to step down. He made the motion for this hearing and he wants to hear the people's concerns and he wants to vote on it when it comes to make a motion.

Selectman Pierce said he opposes a motion to only allow the residents to speak. This trail starts in Manchester. People from Manchester may use the trail in their commute and may want to speak. Our guidance says it would be proper to have Goffstown residents speak first, and then allow non-residents to speak. Chairman Georgantas said there is a large crowd here tonight and

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this is a Goffstown matter. Town Administrator Desruisseaux read the rules and said each person shall fill out the roster with their name and street. The presiding officer may allow non-residents to speak. Each speaker is limited to three minutes. The discussion is to be relevant to the hearing and the presiding officer has discretion to determine if it is relevant. The vote is not to be taken tonight. Another public hearing will be held in two weeks, and the vote will be two weeks after that. Selectman Adams said in the spirit of compromise, he suggests residents be allowed three minutes and non-residents one minute to speak.

Vice Chairman Lemay made a motion the public hearing hears only Goffstown residents. Selectman Adams seconded the motion. VOTE: 3-2-0. Selectman Pierce and Selectman Adams voted against. Motion carries.

Chairman Georgantas read the public notice for the public hearing:

“In compliance with RSA 41:14-b the Selectmen announce Public Hearings on 5/9/16 and 5/23/16 at 7:00 pm at Goffstown Town Hall, 16 Main Street, Goffstown, NH to accept public input on the proposed amendment to the Rail Trail Ordinance, which would allow use of the trail after dusk and before dawn with proper illumination by the user. A vote is scheduled on this ordinance on 6/6/16. Any party with a disability who needs a reasonable accommodation, please call the Town Hall at 407-8990 ext 100 at least 72 hours in advance for arrangements.”

Selectman Adams said the term “proper illumination” and “improper illumination” are terms that need to be considered. Barbara Griffin said there is confusion with the list going around. Some are signing it, who don’t want to speak. Chairman Georgantas said they can just say if they are for or against it. Those who want to speak will come up, say their name and address, and have three minutes to comment.

Larry Prewara, Mooseclub Park, said Manchester treats their trails like parks—closed from dusk to dawn. He thanked Selectman Pierce for not recusing himself. Parking by the trail heads is an issue now. You don’t have to do too much imagination to know what it would be like. Darkness hides much. What type of people are out? Light will be bouncing off of houses and people. What’s proper illumination? It’s a beautiful quiet area. Now everyone knows how nice it is down there. You are going to have a problem. Priorities. Selectman Pierce said we would have no tax impacts. But we are paying the taxes that provide those grants.

Barbara Griffin, resident, said she is familiar with the history of the Rail Trail. She doesn’t think the Board of Selectmen support the Rail Trail enough however she is not in favor of the change to the ordinance at this time. She was involved in the trail at the very beginning. It is one of the few places today where you can say hello to someone and they will say it back. The bridge linking us to Manchester has increased the use of the trail. We should have some experience as to that use before we open it up to night use. She agrees that now it is clear that if someone is on the trail at night they are not supposed to be there. Under this, it would be difficult to distinguish issues of the trail use. She doesn’t think everything is in place to make these changes now. We should see the trail through for the year and then decide if changes should be made. She thinks if the Board is going to consider anything, they should consider portions open for night use as a preliminary.

Kevin Hickey said he is opposed.

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Jeremy Sebastian, 133 Mooseclub Park Road, said he is opposed to this. Since the trail was opened in Manchester, and the bridge was opened, more people come across it. He likes the trail but doesn't feel the need to use it at night. There are now people roaming his neighborhood who have come off the trail. The stuff that goes on at night is not the same as that which goes on during the day. Changes you do will cost town tax dollars in addition to the federal tax dollars. He's not for higher taxes. He doesn't want the increase presence of people at night. The trail is right behind his house. There are people and sometimes dogs on the trail. The dogs aren't always on leashes. It's a great recreational trail. But there could be an end.

Carol LaPierre, 3A Palomino Court, said she opposes the change. The trail goes right behind their property. They are getting more traffic. They have had someone on the trail who told them not to look at their face.

Rita Grasso, of 580 Clydesdale Court, in Morgan Estates, said one of the gentlemen confronted on the trail the other night was one of their board members. He's been confronted before. Bicycles fly up behind her and tell her to get out of her way. She's been confronted by unleashed dogs. She doesn't know who is coming towards her any more. This cuts through the middle of them, and a lot of people don't want it. Adding lights is going to increase the traffic. People park on their property, take their bikes out of their pick-up trucks and go on the trail. They park even with no-parking signs. Selectman Adams asked for clarification about the Board member. Are you representing the Board or here as an individual? Rita Grasso said she is here as an individual.

Henry Boyle said he would wait to speak at the May 23 meeting.

Claire Rouillard said she thinks the trail is great but is opposed to the change in hours of use. The issues are the same today as they were initially—safety, police access, and privacy. Privacy is more important for night time use. She doesn't know the cost of illumination. Will it be a light on a bike or will we be required to light the trail? She noticed the department heads recommended no change. That gives her great weight. She heard from 20 people and not one was in favor of it being illuminated and used dusk to dawn. She understands people want to use it for transportation to and from work. The problem is you need to double-check to see what the ordinance includes for hours of operation. You have to be aware as a property owner/purchaser before you move into a town. Selectman Pierce said the wording in the ordinance said proper illumination is to be used by the user. It can be on the bicycle. Claire Rouillard said she doesn't think that is sufficient.

Rick Christie, 149 Mooseclub Park Road, has been an abutter to the Rail Trail for 21 years. He's opposed to making this at night. It's hard to speak to it now because it hasn't happened. What happens now is during the day. He had to close off part of his property because of people coming down an auxiliary trail. He's had to pick up trash. People try to jump the fence he put up. At the end of November or so, he was outside in his driveway. He had golf ball size rocks thrown at his driveway. He couldn't identify them and didn't call the police. If you do call the police, access is slow. At night time you are asking for trouble. He's had so many issues just in the day time. It's a good recreational resource. It shouldn't be considered as transportation infrastructure.

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Paula Bedard, Shirley Park Road, said she uses the trail a lot. She views it as a transportation corridor as well as recreation. She's not in favor of limiting the night time use. From 10 pm to 4 am might be acceptable. She sometimes rides at night but carries lights on her bike. Transportation funding was used to build a portion of the trail. You have to keep that in mind and allow people to use it. They use the trail a lot to get to Manchester as well as the center of Town. They'd like to be able to do that. It's important to allow more physically active transportation methods. She is respectful on the trail and uses it well. There are a lot of us. She asked the Board to keep the trail open for some night time use. She appreciates the resident's comments about what they are going through. She doesn't think it's appropriate to limit the use in all dark hours. In the winter we've considered night time snow shoeing on a full moon.

Charlie Bedard said he's in favor of the adjusted hours.

Craig Shaepe, Black Brook Road, said he recently discovered the Rail Trail. The ordinance isn't condoning criminal activity. It is a safety issue that he can be someplace where there are no cars and he doesn't have to worry about getting hit. Trail use will grow if there are more hours to use it. He understands people's concerns. Criminals will be out there regardless of the ordinance. Town Administrator Desruisseaux asked what hours he typically uses the trail. Craig Shaepe said 7 am and 6 or 7 in the evening.

Bob Harris, Danis Park Road, said the trail abuts his property. Night time is a bad time to use the trail. A lot of things can happen at night. If there is a problem it's hard for the Police Department to get there. At night you have people throwing trash around, drinking, and it's not good. They aren't as apt to do these things in the day time.

Andre Roy left the meeting before his opportunity to comment.

Ray Taber, Goffstown resident, said he's seen everything on the trail. It's a tremendous asset to the town but he's opposed to night time use currently.

Henry Camirand, 26 Danis Park Road, said the trail goes by his house. He uses the trail a lot with his dogs. The dogs will not mess in their own environment. He has to take them out. He uses the trail at night because it's the last time he takes them out. He has a light he wears on his head. He walks the trail, but not far. It's a toss-up. He doesn't want to see the police on guard. It's a waste of taxpayer's money. But there has to be leeway in there for people to use the trail. Maybe not dawn to dusk, but some other time. Maybe we can come up with something that would work.

Lynnwood and Sandra Rowe, 90 Mooseclub Park Road, said they are abutters. Sandra Roe said they love the trail but oppose the trail. They are afraid the issues they experience during the day will spill over to the night. They have cars parked right to their driveway. No parking signs have been removed. She can't use the space for her company parking because of the rail trail users. They've had issues with unleashed dogs attacking her dogs. Opening it up will unlock the door. Lynnwood Roe said their house is just after the parking area. They cleared part of our yard and now we have cars parking in our yard. The west side projects are on the other side and now they come across the trestle. Sandra Roe said we call the police and the people are gone.

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There are people raising hoopla on the trail at night. If you open the doors, they are going to do it more.

Susan Hillhouse said she is against it.

Mike Hillhouse said Barbara Griffin said everything he was thinking.

Michelle Rouillard said she is opposed.

Mrs. Dunn said she is opposed.

Robert Dunn, 43 South Mast Street, said he is in favor of the Rail Trail, but not in favor of night use. If this is opened at night, the Town is opening itself to big insurance premiums. If anything happens, the Town will be responsible. It's a real insurance issue. He was in the business for 30 years and has an idea of what exposure they would have.

Stan Picuch said he is opposed.

Bill Witchertz, 143 Heather Hill Lane said night time use isn't a bad thing. He's heard a lot of things that happen during the day. They overshadow the night time things. He and his son use it at night with their lights on. Is it a public way? He's not sure of the law on it.

Chairman Georgantas said there is an ordinance that says it is not to be used from dusk to dawn. Selectman Pierce said a "way" is a technical name for a road. Town Administrator Desruisseaux said it is treated as a park and use is the same hours as a park. Police Chief Browne said it is not a public way.

Bill Witchertz referenced RSA 245:143 and said bicycles follow the same rules of the road as vehicles. He suggested the Board look at it. He said if you take the good people out of there, there will be more of the bad incidents out there. He is for limited nighttime use.

Alan Yeaton, said he is not an abutter, but has a client who is an abutter. He is a resident of Goffstown. Good people keep bad people away. The more good people you have will keep the bad people away. He'd rather start with a limited schedule and go from there. By ordinance it's not a right-of-way. He's not sure there is too much criminal activity. But in the building he's involved in, he occasionally has a broken window and sees fishing on the river. He's not sure people using the Rail Trail have problems with seeing to it that the "bad" people be kept away. In his project he would encourage people to actively use the trail. Chairman Georgantas clarified he was in favor of an adjusted time. Alan Yeaton said yes.

Francesca Hanson, 66 High Street, said she is in favor of limited use on the Rail Trail. She uses the trail at 4 or 5 am, with headlamps on. It is the safest place to run. There may be some elements we don't want there at 2 am. But the people looking for extended usage wouldn't be out there at that hour.

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Janet Caza, 20 Pine Grove Ave, asked Selectman Pierce asked why he wanted this in as a request to begin with. Selectman Pierce said there was discussion here at the Board for putting signs up at the trail heads announcing that the trail is closed from dusk to dawn. He knows that would be a problem for commuters so he wanted to have this dialogue to perhaps change the ordinance. It is now at the extreme of no use from dusk to dawn. He made his motion to the other extreme to have the dialogue.

Janet Caza said she has fallen twice in the Lynchville Park area. It's like spikes and slopes down really bad. It doesn't seem like it was finished. The bikes are flying by and they don't give you a heads up until they are on top of you. She can't fathom this at night time. People talk loud at night and people have to get up early in the morning. The users aren't considerate at night. There will be more crime at night. When it's dark these people come out of the woodwork. They think they can get away with it. She'd like to hear from the police and what they think about it. She is against it day, night, evening.

Richard Maliska, 193 South Mast, said he's opposed for the most part. As an abutter having a flashlight pointing at your property is not good. He thinks opening it up to anyone 24/7 is ridiculous and irresponsible. Early in the evening is different than late at night. He's had flashlights shine on his house and in his face in his own driveway. It makes him uncomfortable. He's had some minor theft and minor vandalism. He's thinking limited use. From out of town should maybe register with the police. The boat launch is only for town people now.

Ron Houseman, 8 Andre Street, said he uses the trail all the time. He feels bad for those who have had bad experiences. In winter there is no way he can come out of work and run. It is safer on the trail. He's in favor of limited use. He runs and rides his bike on the trail 5-6 times per week. When daylight savings time starts it's difficult. It is difficult for responsible people to be lumped in with all the criminals.

Richard Maliska said he'd rather have a handful of people bending or breaking the rules than to open it up.

Chairman Georgantas closed the public hearing at 8 p.m. He said they would have another hearing on May 23 at 7 p.m.

The Board took a break at 8 p.m. The meeting resumed at 8:05 p.m.

Public Works Director Adam Jacobs re: request to advertise RFQ for on-call engineering and surveying

DPW Director Jacobs said he requested to advertise for "on call" professional services. These items will often get above the \$3,000 threshold that requires three bids. So we want to go through the process to secure multiple companies rather than open it up for a single project each time. It's been done around the state with good success. They would screen out and interview a number of firms to have 2-3 each in engineering consultant services and surveying. Selectman Brown said that is in addition to the people we have on hand. Selectman Adams said this is not unusual. Even DOT does this. Town Administrator Desruisseaux asked if there would be a specific hourly rate. DPW Director Jacobs said it is normally qualification based. They may

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have different rates for different firms. The advertisement is clear they wouldn't necessarily guarantee them any work at all. If we anticipate \$50,000-\$75,000 of engineering, for example, we may go out for an RFQ.

Selectman Adams made a motion to authorize the Public Works Director to advertise an RFQ for on call engineering and surveying with no guarantee of any amount of work and an hourly rate. Selectman Brown seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

PUBLIC COMMENT at 8:00 pm—There was no public comment given.

8:08 pm Vice Chairman Lemay made a motion to enter into non-public session per RSA 91-A:3 II (a) compensation, (b) hiring and (d) real estate. Selectman Adams seconded the motion. Roll Call Vote: Chairman Georgantas-aye; Vice Chairman Lemay-aye; Selectman Adams-aye; Selectman Brown-aye; Selectman Pierce-aye. VOTE: 5-0-0. All in favor. Motion carries.

8:35 pm Selectman Brown made a motion to exit non-public session. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Vice Chairman Lemay made a motion to seal the minutes to the non-public session. Selectman Brown seconded the motion. Roll Call Vote: Chairman Georgantas-aye; Vice Chairman Lemay-aye; Selectman Adams-aye; Selectman Brown-aye; Selectman Pierce-aye. VOTE: 5-0-0. All in favor. Motion carries.

Selectman Adams made a motion to accept Fire Chief O'Brien's recommendation to hire a part time EMT. Vice Chairman Lemay seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Vice Chairman Lemay made a motion to authorize DPW Director Jacobs to move forward with the corings for the Town Hall foundation repair project. Selectman Adams seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

The Board stated that when a design is presented to neighbors regarding a road project, and then the design needs to change substantially, then the neighbors should be re-noticed of a meeting.

8:40 pm Selectman Brown made a motion to adjourn. Selectman Adams seconded the motion. VOTE: 5-0-0. All in favor. Motion carries.

Respectfully submitted,

Gail Labrecque
Recording Secretary

Approved by the Board on 5/23/16 with no corrections.