

ATTENDANCE

Chairman Karen Falcone; Selectmen: Rene Archambault, Dianne Gilbert, Bob Jordan, James McGeough; Town Administrator, Dean Shankle; Administrative Assistant: Judith Bielecki.

1. CALL TO ORDER

Chairman Falcone called the public session to order at 7:00 PM at the Epping Town Hall. The Pledge of Allegiance to the flag followed.

2. ADJOURN TO NON-PUBLIC 91:A:2 II. (a) (b) (c) personnel (e) legal

Motion by Selectman Jordan to adjourn to Non-Public Session. Seconded by Selectman Gilbert. Roll Call Vote was taken and carried unanimously.

3. RECONVENE AT 7:00 PM

4. SEAL NON-PUBLIC MINUTES – May 26, 2010

Motion by Selectman Gilbert to seal the Non-Public Minutes of May 26, 2010. Seconded by Selectman Archambault. Motion carried 5-0.

5. MINUTES OF MAY 17, 2010

Minutes from May 17, 2010 were submitted for approval.

Motion by Selectman Gilbert to approve the minutes of May 17, 2010. Seconded by Selectman Jordan. Motion carried 5-0.

6. BUSINESS

6.1 APPOINTMENT OF HEALTH OFFICER

Appointment request from the State of NH to designate Mr. Dennis Pelletier, Health Officer for the Town was submitted for approval.

Motion by Selectman Archambault to appoint Mr. Dennis Pelletier, Health Officer for the Town. Seconded by Selectman Jordan. Motion carried 5-0.

6.2 INTENT TO CUT – Thibodeau

Intent to Cut for property owned by Mr. Paul Thibodeau located on Beede Road, Map 035, Lot 001, was submitted for approval.

Motion by Selectman Gilbert to approve the Intent-to-Cut for Mr. Paul Thibodeau for property located on Beede Road. Seconded by Selectman Jordan. Motion carried 5-0.

6.3 INTENT TO CUT - Gatchell

Intent to Cut property owned by Mr. J. Bruce Gatchell, Prescott Road, Map 022 – Lot 008, was submitted for approval.

Motion by Selectman Archambault to approve the Intent to Cut for Mr. J. Bruce Gatchell, for property located on Prescott Road. Seconded by Selectman Jordan. Motion carried 5-0.

Selectman Archambault requested a review of the tree cutting at the School as an Intent-to-Cut was not filed. Chief Dodge advised he would review it with the school.

6.4 2010 PUBLIC UTILITY UPDATE AGREEMENT - Sansoucy

2010 Public Utility Update Agreement between George E. Sansoucy and the Town for the update of public utility and special purpose property in the Town of Epping effective April 1, 2010. Selectman Archambault requested consideration to go out to bid on this agreement.

Motion by Selectman Archambault to table the agreement for George E. Sansoucy. Seconded by Selectman Jordan. Motion carried 5-0.

6.5 ABATEMENT REQUEST - Rich

Mr. Scott Marsh, MRI, spoke in regard to the abatement request previously granted for property owned by Mr. Scott Rich, 15 Jacobs Well Road. He stated his associate had reviewed the property and it was classified as poor and the acreage was adjusted. Selectman Gilbert stated that the property appears over assessed. Mr. Marsh advised that he would visit the property today and report to the Board. Mr. Kim Sullivan spoke on behalf of Mr. Rich and requested the Board go back two years. Selectman Archambault stated that to entertain going back two years would set a precedent.

6.6 ABATEMENT – BTLA Agreement – Wal-Mart

Settlement agreement between Wal-Mart and the Town of Epping for tax years 2004 – 2010 in the amount of \$53,970.75 to be deducted from the first issue tax bill. Mr. Marsh advised that an additional amount would be abated on the final bill to equal a sum of \$107,941.50 as per the agreement negotiated between Wal-Mart and the Town in response to BTLA filing for those tax years.

Motion by Selectman Gilbert to approve the abatement request for Wal-Mart in the amount of \$53,970.75 for the 2004-2010 agreement as filed with the BTLA. Seconded by Selectman Jordan. Motion carried 5-0.

BOARD MEETING SCHEDULE

Discussion follow in regard to the summer meeting schedule and it was decided to meet on June 1 and June 14, 2010 and review the rest of the schedule at the June 14'th meeting.

PUBLIC HEARINGS/APPOINTMENTS**7:30 PM****Public Comment**

Mrs. Virginia LaPierre spoke in reference to the recent Board vote to meet once a month vs every other week. She advised that the Board represents a population of 7,000 and as such have a responsibility to do what they were elected to do. She questioned the Board as to the reasoning behind the decision and asked for reconsideration. Selectman McGeough advised that it was a summer schedule and other meeting could be scheduled as needed. Discussion followed regarding the schedule.

Mrs. Virginia LaPierre asked about updates from the various boards which Selectmen attend and would not report on until a month later. She stated that issues need to be communicated to the residents from the Board. Selectman Gilbert stated that she is not happy with this monthly schedule as it allows the manifests to be signed out of the public meetings, and received an opinion from LGC in this regard which is in conflict with the Town's Attorney. She requested Attorney Ratigan come in to the meeting to discuss this issue. Selectman Jordan stated this schedule is a test only for ninety days. Selectman Gilbert requested consideration to request a declaratory judgment on whether manifests can be signed and bills sent out prior to a vote in public. Town Administrator Shankle stated that obtaining a declaratory judgment is a good idea as Finance and the Treasurer require clarification of this issue to process the payments.

Motion by Selectman McGeough to request our attorney draft the declaratory judgment for Superior Court in regard to signing the manifest in a week that there is not a public meeting. Seconded by Selectman Jordan. Motion carried 5-0.

Mrs. Virginia LaPierre stated that there seem to be a lot of non-public sessions and if the five of you are arguing over things that the Board can't agree on, the taxpayers shouldn't pay any legal fees to solve that issue. Selectman McGeough stated that executive sessions are not enjoyable, and these sessions do not involve fighting with each other. He added that this meeting schedule is a test.

Mr. Paul Spidle stated he was a Selectman in 1988 and they used to sign all the checks, with the Treasurer present. He added that once a month to meet is not enough and probably special meetings will be needed. Selectman Gilbert stated that at the Deliberative Session a few residents came up and voiced that they were unhappy with the schedule and when the Meetings will be on ETV.

Mr. Charlie Goodspeed stated he would be presenting a request to utilize the meeting room on June 30 to

have FEMA, etc. to discuss the Lamprey River. Selectman Gilbert asked about the letter that Mr. Goodspeed presented and whether the recommendation is 90 days. Mr. Goodspeed stated the letter submitted was to request a joint meeting with the Fire Wards and the Board to establish SOP for the Full-time Fire Chief.

7. ADJOURN

Motion by Selectman Jordan to adjourn to Non-Public Session under 91:A:2 II. (a) (b) (c) personnel (e) legal. Seconded by Selectman Archambault. Roll call vote was taken and carried unanimously. Meeting was adjourned at 8:42 PM.

Public Meeting resumed.

Motion by Selectman Jordan to adjourn. Seconded by Selectman Gilbert. Motion carried 5-0.

Meeting was adjourned at 9:40 PM.

Respectfully submitted,

**Judith Bielecki
Administrative Assistant**

JB/

Karen Falcone, Chairman

Rene Archambault, Vice-Chairman

Dianne Gilbert, Selectman

James McGeough, Selectman

Bob Jordan, Selectman

Date _____