

**Enfield Board of Selectmen
Whitney Hall
Enfield, New Hampshire**

MINUTES of October 6, 2008

Board of Selectmen: Rebecca S. Stewart, Chairman; Donald J. Crate, Sr.; John W. Kluge

Administrative Staff: Steven Schneider, Town Manager; Alisa D. Bonnette, Recording Secretary; Ken Daniels, Director of Public Works

Others: Richard Martin, Dan Kiley, Kurt Gotthardt, Gayle Hulva, David Saladino, David & Sharon Beaufait, Shirley Green, Mike DiBetetto, Mike Leo, Nick Sanders, Gail Malz, Lee Carrier, Paul Mirski, Deb Truman, Bruce Hettleman, and other members of the public.

BUSINESS MEETING

I. CALL TO ORDER

Mrs. Stewart called the meeting to order at 6:00 pm.

II. APPROVAL OF MINUTES

September 2, 2008:

Typographical correction: Page 12, Section II ADJOURNMENT, change “Mrs.” To “Mr.”
Mr. Kluge moved to approve the minutes of September 2, 2008 as corrected; Mr. Crate seconded, vote unanimous.

September 15, 2008:

Mr. Kluge moved to accept the minutes of the September 15, 2008 Strategic Planning Session as presented; Mr. Crate seconded, vote unanimous.

III. COMMUNICATIONS

Tax Collector’s Trial Balance Report & MS-61, Jan. 1 – Sept. 30

Town Clerk’s Report – September 2008:

Revenues are about \$3,000 less than this same time last year. The revenues are expected to be very close to the amount budgeted.

SAU 62 re: MVRSD 07-08 Year Finished Under Budget:

The School District will be returning unexpended funds from the previous fiscal year to the District towns. The pre-audit total and pre-audit breakdown of distribution reflects a return of approximately \$231,600 to the Town of Enfield. These monies will be used to offset any possible increase in the tax rate.

NHDOT re: Resurfacing District 2 15268, Notice of Construction Completion

Upper Valley Land Trust Annual Report

MS-4 Revised Estimated Revenues:

This is a form that the Town is required to submit to the State. It reflects that our revenues will be a little lower than we thought they were going to be.

NH RC&D Catalyst (Resource Conservation & Development)

Eastman Community Assoc. Financial Statements for Year Ended 3/31/2008

NHDES re: Important Changes to Comprehensive Shoreland Protection Act & Subsurface Rules

NHDES re: Large Community Production Well Approval/Large Groundwater Withdrawal Permit (Eastman)

NHDES Wetland Application for Smith Pond Re-Construction in Enfield NH

Notification of Routine Roadway and Railway Maintenance Activities: Town of Enfield - Culvert Replacement Lapan Circle between Marjorie Ln. & Georgia Ave.

Permit by Notification: Roderick Lovely – Replacement of Existing Retaining Wall

Wetlands and Non-Site Specific Permit 2008-00110: Lockeaven Road

IV. BOARD REPORTS

Planning & Zoning Boards:

Mr. Kluge reported that both boards are active, though nothing crucial is coming out of either board. Matters are coming up now, but nothing particularly big.

Heritage Commission:

The Commission is close to having the photos labeled and submitted for the National Historic District application. There was some discussion of Smith Pond and restoring use of the aqueducts. The pipes under the Shaker Museum Mill Building and part way up the hill are intact. The Museum is looking at the possibility of having a working museum.

Energy Committee:

The Energy Committee, a very active committee, is developing a website. They're auditing the Town's energy costs, getting a baseline of data. They want to have some type of demonstration

at Town Meeting next year and may be able, with a donation, to distribute compact fluorescent light bulbs.

There was an article in the Valley News regarding wind turbines. Mr. Schneider submitted a correction to the paper. Contrary to what was reported, the Town of Enfield does have a tax credit for wind turbines.

Recreation Commission:

The big issue being looked at by the Recreation Commission is the possibility of expanding the summer program to a full day camp. They are investigating how to include services for the younger groups for a full day, and also expanding the program to older children. The Town has come to a place where and all day camp makes sense. Programs can be expanded to include other age groups and the program can spend more time concentrating on specific projects and crafts. This will require increased staff time.

V. TOWN MANAGER'S REPORT

Ambulance Agreement:

An Ambulance Agreement has been signed with the City of Lebanon for 2009 & 2010. The cost increases 4.5% in 2009; a reasonable increase. The cost is up to \$229 per call in 2009; this covers their overhead costs.

Human Services:

The Town of Enfield and City of Lebanon are also working on a regional human services department. The Town had an agreement with Lebanon where the City reimbursed the Town for staff time. With the new agreement the Town will pay for it's own employee and the city will pay for theirs, but either employee will be able to provide service in both communities at least for the first year. Both employees will be allowed to work in either municipality. Enfield will still have a person staffing our office. Once the details are worked out, Mr. Schneider will prepare a substantial press release. The ultimate goal is to have other area municipalities join the group to save money.

Lockehaven Drainage Project:

The final permit for the Lockehaven project has been received. The Town will order materials and begin work on that project.

VI. PUBLIC COMMENTS

Kurt Gotthardt ~ Smith Pond Dam:

Did they determine ownership? Mr. Schneider replied that Hilco was determined to be the property owner. Ownership will likely be turned over to the Town. The property owners at Smith Pond will maintain the dam and the Town will inspect it.

When the Town takes ownership will there be public access? Mr. Schneider pointed out that there's a trail from the parking lot [on Smith Pond Road] that provides public access.

Mrs. Stewart closed the meeting to public comments at 6:21 PM

VII. OLD BUSINESS**2009 Budget:**

Tabled until the Budget Committee Chairman arrived. Budget discussion took place at 7:54 PM following the Laramie Farms discussion.

Mr. Schneider provided a report of revenues from 2005 through current revised estimated revenues.

Motor vehicle revenues are flat or declining; \$725,000 is estimated for 2009. The population isn't changing, but people will have smaller vehicles.

State revenues include rooms & meals tax, highway block grant and shared revenue grant. These are not increasing and the rooms & meals tax revenue is likely to go down.

The Governor has asked department heads for a 10% reduction in the State budget.

The Town has exceeded interest revenue estimates each year, but Mr. Schneider does not expect to reach 2008 estimates.

Total revenues are flat or almost negative.

Property values are increasing each year, generating about \$35,000 to \$40,000 annually. Due to the economy, it's going to be a hard year to raise the tax rate any more than a few pennies, if that.

Some costs are not within the Town's control, such as fuel cots. The Town won't sacrifice the safety of our roads, but the Town has to tighten its belt, which may mean fewer services.

Mrs. Stewart stated that the Selectmen have not discussed major expenditures as a Board. Mr. Kluge added that 2009 is a year for belt tightening and no major expenditures.

Lee Carrier, Budget Committee Chairman explained the budget process of additions and deletions to the budget as proposed to the Budget Committee. He suggested a preliminary look at the budget by the Budget Committee, then perhaps another meeting with the Board of Selectmen.

Departmental budget requests should be submitted by the end of the week. If there is any proposed change in service, nothing happens without full communication with both the Board of Selectmen and Budget Committee.

Gayle Hulva feels there may be a need to cut services, perhaps by not plowing when there's just a ½" of snow on the ground, and looking at employee wages.

Paul Mirski pointed out that there's another issue beyond the current financial situation. NH has stopped growing. The population has declined. For the first time in the last 12 months there's more out migration than immigration. This is irrespective of markets. If we lose income base we have no money to pay for social services, especially for the elderly.

Mrs. Stewart stated that she feels the Town is in an unfortunate position this year of really having to tighten our belts. She appreciated the comment about employee raises. The Town needs to walk a fine line between keeping long-time employees and allowing them to maintain their households. Not having that \$400,000 in the undesignated fund balance, we may feel the pain. If the Library is fortunate enough to be able to return the \$400,000, all the better. We'll work together to do what's best for the Town. She appreciates the Budget Committee and Capital Improvement Program Committee members for coming to this meeting.

Donald Crate is the Selectmen's representative on the Budget Committee for the coming year.

Mr. Gotthardt asked where a change in service would come from and who has the final say. He was informed that the final say is Town Meeting. Budget proposals begin with department heads, then the Town Manager, Board of Selectmen and Budget Committee.

Discussion ensued regarding when people have a say in the budgeting for services. Voters have the ability to vote changes to the budget at Town Meeting.

Mr. Gotthardt asked about discussion of perhaps reduced salt use. Mrs. Stewart said it would go through the same process from the department heads to the Town Manager, Board of Selectmen and Budget Committee. Shirley Green also pointed out that people can submit a petition for Town Meeting as well.

WCNH.net:

Mr. Schneider reported that a meeting would be held the next day to arrange for a public officials meeting to have a serious discussion about costs for connecting municipal buildings to the fiber backbone. There was an article in Vermont about a project struggling to obtain financing. That will be a problem that will affect this project as well.

Library:

The Library had a meeting the previous week. The fundraisers were present at that meeting.

The design of the building is fairly well set. The basement will be slightly larger than anticipated due to soils. While the previous plan was for a ½ basement it is now for a full basement. The basement won't be library space, but storage and mechanical space, but also hold the potential for expansion space in the future.

The Library Building Committee is looking at making the building as green as possible. They are looking at geothermal for the heating and cooling system. It's about an \$80,000 difference to go with geothermal versus conventional system. They are trying to chip away at the cost of a geothermal system so the break-even point occurs sooner.

The fundraisers still feel comfortable achieving their goal, even though the expected costs have risen. They will have a fairly detailed report for Town Meeting. They are still confident they can raise the entire amount. They hope to raise enough to reimburse the Town the \$400,000 approved from the undesignated fund balance, and to endow for maintenance, the children's library, and other functions.

They are moving along with the engineering and design. Some tweaking still needs to be done. It appears that the design will fit into the Town's architectural scheme.

Cable TV:

\$10,000 was received from Comcast and has been signed over to Enfield Cable, Inc. They can now use the money to purchase equipment. The Selectmen can expect to have their meetings, and those of other Town boards and committees broadcast by the end of the year. The channel will be Enfield 8. Meetings, events and issues can all be taped. The Selectmen's meeting could be broadcast live. Enfield residents (and Canaan residents) will now get Enfield instead of the Vermont public access station. Enfield Cable Inc can also share programming with CATV.

Strategic Plan:

In the minutes of the September 15th meeting the Board can see phrases that can be passed along to whatever boards are tasked with investigating the topic. It will take 3 to 4 meetings to fully develop the list, the Selectmen can then decide who gets to handle the issues, existing boards or new ad-hoc groups. The majority of the next Selectboard meeting will be devoted to strategic planning.

Mrs. Stewart explained to the audience that the Selectmen are going over a strategic plan about where Enfield is going, where the Town wants it to go, and related issues.

VIII. NEW BUSINESS**Laramie Farms:**

The Selectboard heard a presentation by one of the owners/developers Mike DiBetetto, engineer Mike Leo and traffic engineer Nick Sanders.

Mr. DiBetetto presented the new development plan. He also presented the old development plan for comparison. The new plan has less impact on wetlands, does not have the steep, switchback road and has more units in fewer buildings than in the old plan did.

As they looked at the plan they looked for ways to minimize wetland impacts and were able to reduce the impact by 20,000 square feet. There were also grade issues, but they found a Route 4 access to be feasible. The only wetland impact is a stream crossing by the Route 4 access road.

They met with the neighbors to discuss the revised plans and get their input. The neighbors universally have not opposed the current plan.

They also propose extending the sidewalk on US Route 4 rather than the sidewalk that was previously proposed for Maple Street.

Mike Leo explained the layout of the property, with parking in front of the buildings, plus garage parking on the opposite side of the drive. The buildings will be on the low side of the drive and the garages on the high side and partially buried in the hill.

Route 4 is 60' higher than Maple Street, making the Route 4 access a better one in terms of grade. There will be one section of the Route 4 access that would be a 10% grade. This would allow minimal impact on the stream crossing.

The plan included the location of the water tower. Ken Daniels asked the developer to bring the water line up the road and to provide tower access from their road, rather than have the Town continue with the existing water line location and access.

Road access, emergency access and pedestrian access have all been considered. The developers are talking to the Upper Valley Trails Alliance regarding the walking trails on the property. It will include a three-season trail of approximately 8' in width in accordance with State guidelines.

Closer to Route 4 they have designed an amenities area with a pool and clubhouse.

The development can tie into municipal sewer on Maple Street. This will involve a temporary wetland crossing.

A sample, building plan was provided to the Selectmen. The buildings will be two stories in the front and three stories in the back, however utility sections at the back will be lower than three stories to provide roof access for emergency service personnel.

Mr. Leo explained the configuration of the drive that provides room for fire trucks to turn around at various points along the drive. There will also be one section with by-pass access drive to allow an alternative entrance/exit.

The plans call for 2 buildings with 18 units, 2 buildings with 20 units, one building with 22 units, one building with 26 units and one building with 30 units. The buildings are modular and will all look similar, though they'll vary in size. Some units are townhouse style with 2 floors. There will be 60 1-bedroom units, 80 2-bedroom units and 14 3-bedroom units.

The grade of the Route 4 access road was discussed. The Selectmen saw the plan for a lesser, 8% grade that had a greater impact on the stream crossing and the proposed plan for a steeper, 10% grade that has less impact on the stream crossing. The proposed plan would bring the road to 5' above the stream, includes a 3' x 6' open bottom culvert and results in approximately 400' at a 10% grade.

Nick Sanders presented information on traffic counts, standards and the traffic impact study prepared for the project. They studied the area at Route 4 & 4A, High, Main & Maple, plus at the proposed site driveway. They collected traffic data between 7 & 9 AM and between 4 & 6 PM at all intersections. While the traffic data was collected at different times, all figures were adjusted to represent a peak month (July/August) and included projected growth rates of 2% per year. They also factored in other potential subdivisions in the area that would impact traffic.

The results of the traffic study are rated from A (minimal delay) to F (50 second or greater delay). The proposed drive is expected to rate a C in the opening year and drop to a D in the PM and E in the AM later. E & D ratings range from a 25 to 30 second delay.

Sight distances are 475' easterly and 625' westerly. The minimum sight distance required at these speeds is 390'. Stopping distance on the downgrade needs 250-275', so there is more than enough space with 625' of sight distance. Uphill needs 250' stopping distance so is more than accommodated with the 475' of sight distance.

The Selectmen discussed the reality of traffic along US Route 4. Mrs. Stewart pointed out that based on the employment in the area, many people work in the same places at the same time, greatly affecting traffic patterns.

Mr. Schneider asked if they had considered turning lanes. Mr. Sanders responded that they are not proposing to add turning lanes. A single lane meets the needs of the project based on the data. He noted that there was some concern with alignment of the site entrance and the roller rink entrance, but due to slopes and property lines it is not possible to align the two drives. There would be approximately 100' between the two drives; adequate separation.

Mr. Sanders stated that generally speaking there wouldn't be noticeable delays at other study intersections. The traffic study has been submitted to NHDOT. There are no outstanding comments from the State regarding the study.

Discussion ensued regarding snow, the impact on traffic and maintenance of the development drive. The plan is for them to maintain their own road using a contracted private firm or their own equipment if necessary.

Concerns about emergency access were expressed. Mr. DiBetetto replied that there are things that are beyond their control. They cannot be held responsible for Route 4 maintenance, a state highway.

Mrs. Stewart stated that the major concern of the Board is the Route 4 access. Most of residents of Enfield drive during the peak hours. Route 4 can be untenable even without this added development. At the intersection of Route 4 and 4A you can wait 5 minutes to turn. As Mr. Crate mentioned, with a snowstorm the traffic gets backed up to the highway and can be backed up for an hour. Adding 200 cars a day is a lot of additional cars going in and out of that area.

Another concern of the Board is the impact on emergency services. Having only one entrance to a main artery is a main concern.

Mr. Leo stated that right now the Town allows a 2000' access. The drive has been adjusted to have turn around space within 2000'. They have also discussed ATV access. Mr. Schneider responded that he didn't think the issue was getting around the property itself, but that there are 154 units, what if emergency services can't get up to it? How do we ensure several hundred people will be safe if we can't get access to the property in a timely manner?

Mr. DiBetetto responded that if a vehicle is blocking access, he assumes that emergency services would have the vehicle moved. The developer has to make certain assumptions that the state highway will remain passable. Mr. Crate invited Mr. DiBetetto to come back to Town after the first snowfall.

Discussion ensued regarding traffic flows at peak times and the affect of increased traffic. It was pointed out that even if the entrance to the development was on Maple Street the traffic would still be using Route 4 to head west, there's no avoiding that fact. The developer actually feels the Route 4 access is a better one since there wouldn't be traffic coming from four different directions as would happen at the May/Main/Route 4 intersection.

Mr. Gotthardt requested clarification of the peak hour. He was informed that the study time was between 7 and 9 AM and between 4 and 6 PM and the peak hour would fall somewhere within that timeframe.

Sharon Beaufait asked to speak to the development project. She pointed out that the Route 4 access has less impact than the previous Maple Street access. The Maple Street access included a great impact on wetlands and had a 10% grade on a sharp curve. She added that the impact would be greater at the four-way Main/May/Route 4 intersection, so feels the Route 4 access is more appropriate.

Mrs. Beaufait provided a letter to the Selectmen asking that if Maple Street is not being used as access, to please not rebuild the sidewalk on Maple Street. Maple Street is very rural. She showed pictures of the road and canopy of trees. She explained that there is a depression in the grass where the sidewalk once was, 11' from the road. Sidewalks now need to be 5' wide for maintenance purposes, putting the far side of the sidewalk 16' from the road. This would result in significant impact on properties.

Mrs. Beaufait also pointed out that there are obstructions that would result in difficulty putting in a sidewalk.

Mrs. Beaufait asked that the Board consider not putting in a sidewalk if no major access to the development is put in on Maple Street.

Street Light Request – Bud Mil Road:

Tabled.

Election Issue:

The Board received a packet of information regarding the posting of signs on the lawn at Whitney Hall during the Primary in September.

Mr. Mirski explained that on the day of the Primary he and others set signs in the grass along the north side of Whitney Hall. He was informed that it would no longer be allowed. People would have to hold the signs in their hands. Mr. Mirski sent the Selectmen a complaint as he and others have long been allowed to post signs in this area and are now being prohibited by the Moderator from doing so.

Dr. David Beaufait, Moderator, told Mr. Mirski that RSA 664:17 related to signage at the election. The way the RSA is written it could apply to Town property.

Mr. Mirski takes issue with it, as he thinks it's important that people who have placed signs there are able to advocate for issues they are interested in. He'd like the Selectmen to pass an ordinance regarding the posting of signs on Town Meeting and election days, that they be allowed to place signs on Town property advocating for candidates or issues. Mr. Mirski would like an ordinance passed as long as it doesn't conflict with RSA 659:43 relative to distributing campaign materials at the polling place. When it's cold in March people can't stand there all day. On the primary day it was raining.

Dr. Beaufait distributed copies of RSA 664:17 with the following portions underlined:

“No political advertising shall be placed on or affixed to any public property including highway rights-of-way or private property without the owner's consent.”

“No person shall remove, deface, or knowingly destroy any political advertising which is placed on or affixed to public property or any private property except the owner of the property, persons authorized by the owner of the property, or a law enforcement officer removing improper advertising. Political advertising placed on or affixed to any public property may be removed by state, city, or town maintenance or law enforcement personnel.”

Dr. Beaufait discussed this issue with the Secretary of State and Jim Kennedy, Assistant Attorney General for Elections. Their interpretation of the first quote above is that it pertains to the election site. Three cycles of letters sent to the various parties were included in the packet to the Board of Selectmen. Subsequently to having the signs removed at Dr. Beaufait's request, Police Chief Crate contacted Bud Fitch, the other Assistant Attorney General and got the same interpretation. Dr. Beaufait checked with some other municipalities and Enfield is not stricter than the other municipalities, but in fact is less strict than some.

Dr. Beaufait received no written response from the Secretary of State or Attorney General. There are some concerns with freedom of speech, but prohibiting the signs is not prohibiting free speech, just saying where and how.

Dr. Beaufait also doesn't know if a Town ordinance can override State law.

Mr. Kluge asked if the Board of Selectmen would be considered the owner. Dr. Beaufait believes that would be the case.

Dr. Beaufait stated that the area in front of Whitney Hall is within the State right-of-way and the signs are clearly allowed there.

Mr. Mirski believes the Board of Selectman as owner can give permission for posting of political signs.

Mr. Kluge asked if an ordinance was required or if the Selectboard could simply vote on the issue.

Mrs. Stewart interprets the RSA to say that permission is to be given by the owner of the property. The owner is the Town of Enfield and the Board of Selectmen act as the Town's agent to regulate that. Signage that impedes access would be within the moderator's purview. Signage along the grass did not impede access or cause a hazard. Except for areas of egress and access it is under the purview of the Board of Selectmen and no one else. Mrs. Stewart is inclined to return to prior practice and allow signage in the area along the north side of the building. There is nothing that says they have to hold it [the sign]. They can lean it on their car or lean it on the building. With all due respect, Mrs. Stewart does not feel the moderator has the authority to regulate signage in this area. The removal of the signs should have been at the direction of the owner of the property or their agent. The Board of Selectmen did not order their removal.

Mr. Schneider asked if the Board wanted to wait for the opinion from the Attorney General. Mr. Crate feels the Board should. Mrs. Stewart was not inclined to. The right of free speech is important to this community and will all due respect to Dr. Beaufait, he would get a fight from Mrs. Stewart if he challenges her on this issue. She also does not see the need for an ordinance.

Dr. Beaufait stated that if the Board is going to deal with this issue it may as well be put into an ordinance so it isn't subject to change from year to year by the Board of Selectmen. He's not sure how the Attorney General will address this. If the Board wants to do this and take a stand on the issue, an ordinance may be the way to take the stand.

Mr. Mirski stated that where people advocate for ideas, as at rallies, etc., is on public spaces. Public spaces is where we're supposed to have the opportunity to do this. He wished to add that Attorney Gardner is not on the same page as the Attorney General and he runs elections.

Mrs. Stewart thinks the placement of signs has been defined by how far from the entrance/egress they must be. Voters may not be impeded in any way. She does not see how signs have been traditionally placed has been a problem.

Dan Kiley had two points to add. Dr. Beaufait was right. The signs were not approved by the owner, because the owner wasn't asked. The Board of Selectmen, acting as owner, can sway which signs are allowed and which aren't.

Mrs. Stewart pointed out that there has been implied consent to go along with the traditional practice. If the Attorney General needs the Selectboard's specific consent on a year to year basis the Board will have to deal with that.

Mrs. Stewart invited comment from the other Board members.

Mr. Kluge feels the Board of Selectmen acts as owner of the property and can give permission. He doesn't know if an ordinance is required.

Mr. Crate asked if the Board needs to wait for an opinion from the Attorney General.

Mr. Schneider was reluctant to involve the Town's attorney in this as it seemed to be a political fight. He could contact the Local Government Center (LGC) legal office for an inexpensive opinion.

Mrs. Stewart's only qualms about promulgating an ordinance the Board is breaking new ground and then it's ripe for a challenge. If the RSA is taken on its face value the Board is on firmer ground.

The Board agreed that it might be prudent to get the LGC opinion.

Mrs. Stewart also had an extended conversation with the County Attorney. Her reading of the RSA was comparative to his. At the very least the moderator should have asked the Selectmen their opinion on this.

Dr. Beaufait accepts that and hoped subsequent documentation has been adequate.

Mr. Crate asked that the LGC opinion be passed on to Dr. Beaufait and Mr. Mirski.

On a separate issue, Dr. Beaufait reported that one party asked to be present at the voting machine test on Wednesday at 9 Am.

Dr. Beaufait also expects to see ten times the number of voters seen at the Primary. The elections parking ordinance will be enforced. There will be a need to keep the parking lot clear. Election workers will be parking off site with a shuttle used if needed. More space will also be needed upstairs to fit the booths.

Property Sale:

Tabled.

Public Hearing Date for Expenditure of Whitney Hall Renovation Capital Reserve Funds:

Tabled.

Committee Appointments:

The Selectmen signed appointment blanks for Inspectors of Elections approved at their previous meeting.

Mrs. Stewart moved to approve the appointment of Bo Petersson as an alternate member on the Energy Committee and to thank him for his volunteerism; Mr. Kluge seconded, vote unanimous.

Administrative Items:

The Board reviewed and approved the following documents: Certifications of Yield Taxes Assessed, Petition & Pole License – Lockhaven Road.

The Board authorized Steve Schneider to sign the NH Assoc. of Assessing Officials 2009 Election Official Ballot.

IX. OTHER ITEMS

Next Meeting:

October 20, 2008, Whitney Hall Conference Room, 23 Main Street

CONFERENCE

I. DEB TRUMAN ~ TIF DISTRICT

Deb Truman passed out a packet of information to the Board of Selectmen regarding the Tax Increment Finance (TIF) District, specifically the packet of information distributed at the Town's February 9, 2005 public hearing and a letter containing her concerns.

Ms. Truman came before the Board to discuss the TIF District boundaries and to ask the Board of Selectmen to re-examine the boundaries of the District. She contends that many people didn't know a residential development would be included. She doesn't think they understood the impact on the school and municipality support to the school. She stated how the School needs the money for programs.

Ms. Truman doesn't want to completely abolish the District, but wants to remove the residential development area from the District. To amend the District it needs to be presented to the School Board and County.

Mr. Kluge stated that he didn't remember the public hearing, but what is printed in the handout speaks to the Laramie project. He has a concern that as a Town we've created a District and he is unsure how the Town can legally change it.

Mr. Schneider informed the Board that since a bond has not been taken out the boundaries of the District can still be changed.

Mrs. Stewart pointed out that whether or not the development is in the District doesn't change their operation at all.

Mr. Schneider pointed out that the TIF revenue could pay for a water and sewer upgrade. The development impact on the Town's systems would benefit by an upgrade. Their TIF dollars would allow for those upgrades. If they attach to the Town's system that limits the Town's ability to offer water and sewer services to others.

Ms. Truman pointed out that the School isn't going to need water and sewer. They won't be building on the property previously planned due to issues with ledge.

Mr. Schneider stated that Laramie Farms is going to have an impact on Town services by limited capacity. He went on to explain how the Town could expand the system to other areas. In 2005 the Town proposed the District and it was clearly discussed.

Mr. Kiley spoke as one of the presenters at Town Meeting. He stated that everyone knew Laramie Farms was included because they knew it was the cash cow of the TIF District. Everyone at the [Town] meeting knew it and understood it. He added that the school gets the money from the Town regardless.

Ms. Truman asked where the money comes from? She was told it comes from the general fund. Bruce Hettleman understands this to mean that the Town's tax rate goes up to support the difference.

The money from the TIF District goes toward improvements in the TIF District.

Mrs. Stewart informed Ms. Truman that the Board would consider her request.

Ms. Truman said there could be 175 students in the new development. At the cost of \$10,000/student she asked the Board to think about the townspeople and how this will affect them.

Mr. Hettleman stated that even after Ms. Truman explains it to them, people still don't understand how it works.

Mrs. Stewart asked if Ms. Truman is asking the Board to violate the vote of Town Meeting? Ms. Truman responded that she was not because the Town can change the boundaries.

Dave Saladino asked if there could be a compromise. The money in the TIF District needs approval by the Board of Selectmen. If 50% of the TIF fund comes from the school can that be set aside for school uses?

Mr. Schneider asked if Ms. Truman's big concern is that the money doesn't go to the school.

Ms. Truman replied that yes, the schools are in need.

Mr. Gotthardt asked why Laramie Farms is in the District? There are two parcels that are excluded. It wasn't a parcel based on zoning. The map is very specific. The TIF District was drawn around Laramie Farms specifically.

Mrs. Stewart stated that without objections from the Board she would close discussion. The Board will seriously consider Ms. Truman's outlook on this.

II. ADJOURNMENT

Mr. Kluge moved to adjourn at 9:32 PM; Mrs. Stewart seconded, vote unanimous.