1	APPROVED			
2	TOWN OF PELHAM			
3		BOARD OF SELECTMEN - MEETING MINUTES		
4 5		May 12, 2020 APPROVED – May 26, 2020		
5 6	APPROVED – May 26, 2020			
0 7 8	CALL TO ORDE	\mathbf{R} – Mr. Haverty called the meeting to order at approximately 6:30PM		
9	Mr. Haverty stated as Chairman of the Pelham Board of Selectmen: I find that due to the ongoing State			
10 11 12	of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.			
12	dutionized to meet	electronically.		
13	Please note that the	ere is no physical location to observe and listen contemporaneously to today's		
15 16	meeting which is authorized pursuant to the Governor's Executive Order. Consistent with the Governor's Emergency Order, I am confirming to the public that:			
17	U			
18	1) We are	utilizing the Zoom platform, the Town's Facebook page, Pelham TV, Pelham You		
19	Tube Channel and a telephone call in number to provide different options for public access			
20		meeting. All Board members are able to hear one another and to speak with one		
21	another during this meeting.			
22 23	2) Notice	to this masting and how to gain public access to listen to the masting has been		
23 24	2) Notice to this meeting and how to gain public access to listen to the meeting has been posted on the Town's website. If you have a problem with accessing the meeting there is			
24 25 26	posted on the Town's website. If you have a problem with accessing the meeting there is a phone number and email address posted on the Town's website to let us know.			
20 27 28	3) If the p	ublic is unable to access the meeting, the meeting will be adjourned and rescheduled.		
28 29	All votes taken dur	ing the meeting will be done by a roll call vote. Mr. Haverty asked for a roll call of		
30 31	Board members in attendance. He also asked when their name is called that they confirm their presence			
32	and identify, as the	right to know law requires, who, if anybody is in the room with them.		
33	ROLLL CALL VO	TE:		
	PRESENT:	Robert Haverty – present; his wife was in a nearby room		
		Heather Forde – present; no one in the room		
		Jaie Bergeron – present; no one in the room		
		Hal Lynde – present; no one in the room		
		Kevin Cote – present; no one in the room		
		Brian McCarthy – present; no one in the room		
	ABSENT:	None		
34 25				
35 36	PLEDGE OF ALLEGIANCE			
37				
38 39	MINUTES REVIEW:			
40				
41	April 28, 2020: MOTION: (Cote/Lynde) To approve the April 28, 2020 meeting minutes as amended.		

BOARD OF SELECTMEN MEETING/May 12, 2020

42	VOTE:	Ms. Forde – Yes Mr. Bergeron – Yes Mr. Haverty – Yes Mr. Lynde – Yes Mr. Cote - Yes (5-0-0) The motion carried.
43 44	May 4, 2020: MOTION:	(Lynde/Forde) To approve the May 4, 2020 meeting minutes as amended.
45	ROLL CALL VOTE:	Ms. Forde – Yes Mr. Bergeron – Yes Mr. Haverty – Yes Mr. Lynde – Yes Mr. Cote - Abstained (4-0-1) The motion carried. Mr. Cote abstained.
46 47	ANNOUNCEM	<u>ENT(S)</u>
48 49 50	Mr. McCarthy st	ated the Town of Pelham was seeking volunteers for the following:
50 51 52	Agriculture Com	mission (unpaid): five (5) regular members and five (5) alternate members
52 53	Energy Commiss	sion (unpaid): four (4) regular members and two (2) alternate members
54 55 56		ed in serving on either commission should submit a volunteer application to the ice no later than Friday, May 22, 2020 @ 4 PM.
57 58	Volunteer applic	ations are available at the Selectmen's office or on our website at pelhamweb.com.
59 60	APPOINTMEN	<u>T(S)</u>
61 62	Fire Chief Jame	es Midgley and Health Officer Karen McGlynn – COVID-19 Pandemic update
 63 64 65 66 67 68 69 70 71 72 73 74 75 	of COVID were to the occurrence currently a steady numbers from 4 something to do (May 11, 2020); noted once the S were before it al temperatures will be a while before	
76 77 78	rolling out; many	old the Board over the last couple weeks there were funding issues that have been vere having difficulty translating those funding issues. He noted \$11,000 had been ir ambulance account with an earmark from HHS and no associated paperwork; they

BOARD OF SELECTMEN MEETING/May 12, 2020

were notified weeks later the money had been put into the account. He explained the Center for 79 80 Medicaid Services was funding COVID-19 response for Medicare patients that are unable to pay, and the equipment associated with those patients. Another item was the Assistance to Firefighter Grant 81 82 program that has been essentially part of the CARES Act that was pushing out funding to fire 83 departments specifically for the purchase of personal protective equipment; Deputy Chief has been reviewing and is almost through the grant process. Grants will be submitted Friday. The FEMA Grant 84 85 for services provided and protective measures implemented since the beginning is in process, so the department's funding requests are submitted. Chief Midgley noted that process would be ongoing for 86 87 the duration of the phases. He told the Board the department was responding to calls using the COVID-19 protocols. Their acuity (severity of types of patients) level was up, but their call volume was down. 88 He added they were seeing a 30%-40% drop nationally in call volume. Priority three calls have dropped 89 90 off and most calls they respond to are patients that probably should be going to a hospital. They've 91 noticed the hospitals are doing okay with the quantity of patients they're brining in and haven't gone 92 into overflow mode. Pelham is lucky to have seven facilities (in New Hampshire and Massachusetts) to be able to transport to. They haven't received notification from any hospital indicating they've gone 93 94 into 'shut down' mode, which was unusual because they had been receiving a couple notifications each 95 week. Chief Midgley ended by informing they were continuing to respond to calls and hadn't run into 96 a lot of issues.

97

Understanding the State was in the process of a phased roll out, Mr. Lynde wanted to know if something
were to happen, when it would show up. Ms. McGlynn replied if the numbers were going to go up it
was predicted to take approximately two weeks. Mr. Lynde asked what would happen if that occurred.
Ms. McGlynn said if it occurred, they would reinstate the previous restrictions.

102

103 Chief Midgley commented the State's restrictions on occupancy load has been causing fire services a 104 great deal of concern because it is not a fire code enforcement issue, it is a law enforcement public 105 health issue. He said they were working with businesses based on their 50% occupancy load. He told 106 the Board they had started to receive requests for outside dining. He has discussed the question with 107 the Planning Director and said they would work out how the Fire Code interacts with an outside dining 108 venue. He added the requirements were specific. He said as things rolled out, they would pose 109 challenges for everyone to work together.

110

111 Mr. McCarthy stated he spoke with the Planning Director earlier in the day because there was one business that was under the impression they could 'create' outside seating; however, if their site plan 112 doesn't include outside seating they cannot create it. Outside seating is only allowed if a site plan has 113 114 been approved with that provision in it. He said he would work with the Planning Director and Town Counsel to make sure that message gets out. Ms. McGlynn mentioned this point also goes along with 115 116 public health. Prior to opening, all food establishments have to supply and receive approval from the State for their blueprints/plans etc. for food safety. She said if outdoor seating has not been pre-117 approved, a business cannot create any unless they also receive food safety approval from the State. In 118 119 addition to that, Chief Midgley said an outside tent would require a fire inspection. Mr. McCarthy stated a business could not install an outside tent and call it outside seating; if its not in their site plan, 120 121 they cannot do it.

122

Mr. Haverty stated there was interest in Town about summer camp and other programs and asked if there was any guidance from the State. Ms. McGlynn wanted to make sure people didn't go into the guidance online and think that the 'campground' guidance encompassed day camps. She stated the State campgrounds and public/private campgrounds were quite different. She said of May 4th the State had done a preliminary draft of what the guidelines would look like for a day camp if they were to open. She added currently there is no date for when that would happen, and she guessed they were waiting to see how things looked with the soft openings. She believed the task force was discussing it and if they were to open it would be strict. She didn't think any playground equipment would be opened. Ms.
McGlynn felt at present they needed to wait and see because it would be determined by the task force,
which was at least a couple weeks away.

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Mr. Haverty noted Parks and Recreation Director Brian Johnson was available for the conversation (via 134 Zoom). He asked if Board members had questions for him or Ms. McGlynn. Mr. Johnson mentioned 135 136 there was a lot of preparation that went into the summer camps and asked that a decision be made by June 1st to allow for enough time to move forward. He said they would love to hold summer camp but 137 138 understood the situation. Ms. McGlynn felt there may be more information by that time since it was a couple weeks after additional openings. She indicated she's seen the template of what would be 139 required and stated everybody would have to have a mask, all playground equipment would remain 140 141 closed, activity and meal times would need to be altered so people weren't together, there could be a set number of children per counselor, etc. She added Boston had just announced they were canceling 142 all gatherings of everything until September 1st. 143

144

Mr. Haverty asked what date camp would be ready to go if they learned they could open (for the 145 summer) by June 1st. Mr. Johnson replied registration opened April 15th; they already had everything 146 booked and most of the staff hired. He said they might be able to wait another week later, but trainings 147 began at the end of June. He discussed the required training and how they may be able to bring a certain 148 149 number of trained staff back. Mr. Johnson personally felt it was unreasonable to expect campers and staff to wear masks in the summer heat (90 degrees). He said masks were hard to breathe in and feared 150 with the heat children would not do well. To address social distancing, he explained they had four 151 152 different age groups of children (total of approximately 150) that could be divided; although they could keep the groups separate there may be up to 30-40 children in each group. There would be eight 153 children per counselor, but age groups would intermingle together. Mr. Johnson wanted to know if 154 155 masks were required if they could obtain them (25 staff and 150 children) each day. Mr. Haverty asked if the number of children (150) was based on past years. Mr. Johnson replied they usually had 156 157 approximately 350 children. He said they planned for Pelham only and a decreased number for those who were really in need of daycare. Ms. McGlynn stated if they needed to make the decision today, 158 the recommendation would be to not have summer camp because the State wasn't allowing 150 children 159 160 to be in one area. She added there were no large gatherings allowed. Mr. Johnson replied the camp had four areas and they could divide the children equally between them. Ms. McGlynn said that would 161 162 still be a gathering of over ten people. Mr. Johnson said it wasn't feasible to have no more than ten children in one area. Ms. McGlynn informed although there were very low positive cases of COVID 163 in children, they are carriers which posed a health risk of carrying it in and/or out of camp. 164

165

Mr. Cote stated he had serious issues and concerns. He said they were his opinion but felt they may be 166 things people wanted to say. He said he was getting really impatient because there were a lot of things 167 shut down and there were no solutions. He wanted to know how long they would 'see what happens'. 168 He said children weren't getting together, playing, socializing etc. He brought up the Center for Disease 169 Control ('CDC') list of the ten major causes of death in 2018; #2 (ages 10-34) was suicide. This 170 concerned him more than the Corona Virus. Homicide was #3, Heart Disease #5 and down at #9 was 171 influenza. Mr. Cote pointed out they were eight weeks into the situation. He said he worked at Home 172 173 Depot and for the first seven weeks they didn't wear masks then during the last week the government was making people wear masks. He believed the government had it wrong and they were doing the 174 wrong thing. He felt it would be an atrocity to the Town and children not to hold summer camp and 175 176 said at some point things had to be opened up. He said the government didn't always have things right. Mr. Cote called attention to the New Hampshire Liquor Store's website that showed them listed as an 177 'essential business'. He believed the only logical explanation for a liquor store to be an essential 178 179 business is only so alcoholics don't go into withdrawal. He found it interesting the liquor stores were owned by the New Hampshire state government. Mr. Cote felt it was getting ridiculous to be eight 180

weeks into the situation and still have no answers. He thought something needed to be done. He didn't
understand the 'soft opening' and felt businesses should be allowed to open and give people the choice
to shop. It is a person's choice whether or not they want to go into public. He said he wasn't the only
one with these thoughts; people were voicing their protest.

185

186 Ms. McGlynn understood the frustration as it was widespread. She stated the numbers (of the virus) 187 didn't lie. She said the suicide numbers in 2018 were up; however, they didn't have COVID then. She explained the number of deaths from the flu during the last season was totaled from a 6-7 month range. 188 189 She said COVID has killed that many or more people within six weeks. She reiterated the numbers don't lie and the reason for the restrictions is, so the virus doesn't get out of control. Ms. McGlynn 190 stated they were learning every day and heard talk there might be a vaccine as early as September. Mr. 191 192 Cote believed the vaccine (by September) would be nonsense as it took years to create one. He asked 193 Ms. McGlynn if she would give the vaccine to her child. Ms. McGlynn replied if she saw the data she would. She said based on the science and the numbers the State was doing what it felt it needed to do 194 so they didn't overwhelm the hospitals. She mentioned (the virus) may end; sometimes these 'bugs' 195 just disappear. She added the flu had a season and was hopeful Corona also had a season because it 196 was three times more contagious. She explained getting sick might not be a choice as there were some 197 people who are carriers. She said people are testing positive that don't even know they have it; if they 198 199 don't wear a mask, they could get others around them (within 6ft.) sick. As they do soft openings, they 200 are following exactly what the protocol is. She added they are also learning along the way.

201

Mr. Cote said there is talk that Corona is a 'bug' that supposedly would come back in the fall. Ms. McGlynn replied that's what they think, but they don't know. Mr. Cote said maybe the best thing to do was to open up and let people get in contact. He said there were so many ways to get sick and die he was having a hard time making sense of it. It was hard to grasp because there was no plan. Ms. McGlynn said there was a plan, but there also wasn't enough known about it.

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208 Mr. Haverty interjected as he didn't think the conversation bring them to an answer. Mr. Cote felt the most important thing was time. He said people cannot get time back and at some point, they had to 209 decide if its worth the risk of getting infected, sick, or dying. He said as humans they put themselves 210 211 at risk every day. Previously, he had a tree service company and risked being injured; however, that was a choice he made every day. Mr. Lynde pointed out that work wouldn't infect other people; it was 212 213 Mr. Cote's choice to put himself in danger. He believed the problem (with the virus) was people could 214 unknowingly infect other people. Mr. Cote said his point was people couldn't get time back. There were people that couldn't take things off their 'bucket list' and he couldn't imagine being a grandparent 215 216 scared to hug his grandkids. He said at some point they have to look at what was more valuable.

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Mr. Haverty took the conversation back as he didn't think they weren't going to solve anything or develop a plan to open summer camp on the present call. He heard Ms. McGlynn indicated they needed to wait a couple more weeks and see where things went. He understood Mr. Johnson needed to know about opening summer camp by June 1st (or first week in June).

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Chief Midgley informed the Board that their communication system had collapsed in the last three days. They were down to transmission capabilities in less than half of the Town. Two-way communications have been out for the last two days; the company will be in Town tomorrow but at present were unable to diagnose why they lost communications. He stated the situation was a significant issue. Chief Midgley called attention to the Capital Improvement Plan, which lists the Police equipment at vintage 2003 and the Fire equipment is vintage 2006. They were starting to see age issues.

229

Mr. Haverty stated he may have a couple (personal) resources that might be brought to bear. He offered
to have a conversation with the Chief to help diagnose some of the things. He noted they would not be

compensated individuals or something to get people paid. He said he had good friends that were radio
 technicians that may be able to offer a perspective.

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- 235

Assessing Assistant Sue Snide – Grant Application

236

Ms. Snide explained in 2016 the Town Clerk cleaned out her vault and found an old hand-drawn map from 1833 by Benjamin Varnum and attorney that worked (at the time) in the area. The map shows the 'Great Mammoth Road' that lead from Lowell, MA to Hookset, NH. The map is 4.5ft. in length and 12in in height. Her goal was to have the map restored and displayed in Town Hall which was the reason for applying for the Moose Plate Grant. She submitted a letter of intent and was invited to submit a complete application by early July. She asked if the Board was interested in following through. Photos of the map were previously forwarded to the Board.

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Mr. Haverty had seen the photos and found antique maps interesting. There were no comments by the
Board. Mr. McCarthy recalled the previous Board making motions when allowing a department head
to proceed with a grant.

- 248
- **MOTION:** (Lynde/Cote) To allow Sue Snide to submit a grant application for the preservation of the Great Mammoth Road map.

ROLL CALL Ms. Forde – Yes VOTE: Mr. Bergeron – Yes Mr. Haverty – Yes Mr. Lynde – Yes Mr. Cote - Yes (5-0-0) The motion carried.

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250 Interview for Deputy Health Officer – Paul Zarnowski

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Mr. Haverty understood there was originally two applicants; however, one had withdrawn their application. Mr. McCarthy answered yes; the second applicant sent an email earlier in the day withdrawing their interest in the position.

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Mr. Haverty stated the Selectmen have asked the Health Officer to facilitate the interview with the
candidate for Deputy Health Officer.

259 Ms. McGlynn asked Mr. Zarnowski to share some experiences he would bring to the position. Mr. 260 Zarnowski replied he had over twenty years of experience with the Town being the former Health Officer and then the Deputy Health Officer. He said he generally dealt with well water and sewer 261 disposal issues as the Deputy Health Officer versus dealing with medical and fire issues. He has done 262 263 a lot of inspections for the Town and Schools because he knew construction. Ms. McGlynn asked why he was seeking reappointment. Mr. Zarnowski replied he had been around the Town for a number of 264 265 years and saw it grow from virtually nothing to the present. Even though he wasn't a resident, he would 266 like to continue his involvement.

267

If reappointed, Ms. McGlynn asked Mr. Zarnowski if he had any specific goals he would like to achieve.
 Mr. Zarnowski replied he would like to go over the Well Ordinances to see if they need updating. He
 noted private wells weren't subject to the rules of the Department Environmental Services ('DES').

271

Mr. Lynde asked if there were any items within the Well Ordinance that needed improvement. Mr. Zarnowski replied there had been some changes in technology, therefore any 'gray' areas could be clarified. Mr. Lynde asked if everyone had been following the current Well Ordinance. Mr. Zarnowski
answered yes; it was for new construction and everyone was following it. They also had guidance from
DES and input/recommendations from the testing people.

277

Mr. Haverty commented it was an interesting time to be both the Health Officer and Deputy Health Officer given the current (COVID) crisis. He asked how the Deputy role and responsibilities would have to be adapted/changed. Mr. Zarnowski stated he kept track of the newest issues and spoke to other health officers about certain items. When he receives calls and doesn't know the answer, he directs people to the proper answer. The State is very good to get answers from.

283

284 The interview concluded.

285

Mr. Haverty referenced RSA 128:5 B – Deputy Health Officer that stated (in summary) when a Health Officer has been appointed under the provisions of RSA 128:1, such officer (subject to certain approvals) may appoint a Deputy. He said the appointment of the Deputy Health Officer would come through Ms. McGlynn. He asked her to make a recommendation either during the meeting or at some time in the future for the Board to act on. Ms. McGlynn stated Mr. Zarnowski was clearly qualified and an asset to the Town. She recommended the reappointment of Mr. Zarnowski in the Deputy Health Officer position.

293

MOTION: (Forde/Cote) To re-designate Paul Zarnowski as Deputy Health Officer for the Town of Pelham for the next three years; term ending in May 2023.

ROLL CALL Mr. Haverty - Yes VOTE: Ms. Forde – Yes Mr. Bergeron – Yes Mr. Lynde – Yes Mr. Cote - Yes (5-0-0) The motion carried.

294

With the State loosening restrictions, Mr. Haverty inquired when Ms. McGlynn forecasted the ability for the Board of Selectmen to conduct their meetings in Sherburne Hall. Ms. McGlynn replied if they didn't see the numbers jump in the next two weeks and everyone is willing to abide by the guidance of wearing masks, having no more than ten in the room and having sanitizer available, they could go ahead an start. She felt they should watch the numbers and she would speak with the Board in two weeks to make a decision.

- 301302 **DISCUSSION(S)**
- 303

304 **Reference: Letter of Intent with Revision Energy**

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Mr. Cote believed they were at a point to discuss how to move forward with a Letter of Intent authorizing Mr. McCarthy to continue forward with Revision. Mr. Haverty asked what the letter would authorize Revision to do. Mr. Cote replied the letter of intent would engage with Revision for them to come out and do all the planning. Mr. Haverty confirmed it would not cost the Town anything for Revision to create a plan to send out to investors. Mr. Cote answered yes. He understood anything they present should be sent to legal for review. He said the intent was to move forward, put a plan together and get contractors together and draft the necessary agreements for signature.

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Mr. Lynde thought they should move forward. Mr. Cote inquired if the Board wanted to appoint Mr.
 McCarthy to be the contact or if documents should come to the Board for signature. Mr. Lynde stated

the Board would have to approve the contract. Ms. Forde believed Mr. McCarthy should be the point of contact between the Board and Revision. Mr. Haverty agreed with Mr. McCarthy being the point of contact, but the Board would need to sign the contract. Mr. Cote offered to be a secondary point of contact. Mr. Lynde and Mr. Haverty were in agreement with Mr. Cote being a secondary contact.

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Mr. Haverty understood the Board was okay with having Mr. McCarthy move forward the letter of intent and to keep the Board informed.

323

Mr. Cote made a motion to enter into a Letter of Intent and authorize Mr. McCarty to proceed with such. Mr. Bergeron seconded.

326

327 Mr. Haverty asked Mr. Cote what the Energy Commission's role would be. Mr. Cote replied they had received questions from residents about the Town doing a solar array at different locations. He said at 328 the meeting prior to Town vote the Board discussed moving ahead in a slow manner by starting with 329 solar panels on the roof and forming an energy commission to investigate doing additional arrays and 330 to also get the School District involved. He said they (commission) discussed using the land fill; 331 332 however, its privately owned and maintained by Republic. He mentioned it was a common thing to use landfills and part of the commission's job will be to investigate doing so. They also investigated 333 Town-owned properties. Mr. Cote noted Mr. Lynde had brought in an advisor to discuss aggregating 334 335 electrical for the Town.

336

Mr. Lynde explained several years ago Pelham entered into an aggregate agreement with surrounding towns for electric rates through Regional Greenhouse Gas Innitiative. He said the State Legislature passed legislation that allows towns to aggregate with everyone in Town that has electricity. Everyone could be part of a town-wide aggregation. He said it was reasonable for everyone to see a decrease in their electric bills because there would be a larger base of electric usage. He understood doing so would require Town Meeting approval. He added essentially everyone would be incorporated unless they wanted to opt out.

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345 Mr. Cote stated the commission would prepare something for the voters to vote on at Town Meeting.

MOTION: (Cote/Bergeron) To enter into a Letter of Intent with Revision Energy, authorizing Mr. McCarthy to proceed with the Letter of Intent. Mr. McCarthy will be the point of contact with Revision Energy and Mr. Cote will be the secondary point of contact.

ROLL CALL Mr. Haverty - Yes VOTE: Ms. Forde – Yes Mr. Bergeron – Yes Mr. Lynde – Yes Mr. Cote - Yes (5-0-0) The motion carried.

347

348 TOWN ADMINISTRATOR / SELECTMEN REPORTS

349

Mr. McCarthy informed the mailbox installed outside of Town Hall was working flawlessly. The Town
 Clerk has reported they were busier in the current business model despite being closed to general walk
 in business. Citizens were enjoying the ability to drop off information at their convenience. Also,
 people were able to drop off paperwork for the Planning Department. He reiterated the process was

354 working efficiently. Mr. McCarthy reported the Library had started their curbside pickup.

355

356 Mr. Haverty told the Board he received multiple communications from people who live on private roads down by the lake. He has received four inquiries, all of which voiced similar considerations and felt 357 358 the Board took the issue up during the time of a crisis without allowing them to provide feedback. 359 When the Board is allowed to conduct meetings in Sherburne Hall, he would like to hold a public hearing to allow individuals to tell the Board their concerns. He told the people (who contacted him) 360 he would like to do so, with the caveat that the Board had acted and voted based on a court order under 361 362 threat of contempt of court and at the advice of multiple attorneys. He also told them it was highly unlikely, if not impossible, that the Board would reverse their decision. Mr. Haverty believed the 363 364 people would really like to be heard and have the ability to provide history and insight to the Board. He felt it was the right thing to do. There was no objection voiced by the Board. 365

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367 ADJOURNMENT

368

MOTION: (Lynde/Forde) To adjourn the meeting.

ROLL CALL	Mr. Haverty - Yes
VOTE:	Ms. Forde – Yes
	Mr. Bergeron – Yes
	Mr. Lynde – Yes
	Mr. Cote - Yes
	(5-0-0) The motion carried.

369)		
370	The meeting was adjourned at approximately 7:49pm.		
371		_	
372	2	Respectfully submitted,	
373	3	Charity A. Landry	
374	l .	Recording Secretary	
375	5		