

At 6:00 pm a site walk convened at Hall Road near the entrance to Route 107 in Fremont. Present were Selectmen Gene Cordes and Neal Janvrin; Josh Manning from Lewis Builders; Dan Tatem from Stantec Consultants, Tom McCutcheon, President of the Black Rocks Village Homeowner's Association, Town Administrator Heidi Carlson; and member of the public Gordon Muench.

Individually, prior to convening at this location, all had driven through the site to see the recent improvements. Cordes introduced the history of the issue and stated that a bond reduction request had been submitted by Lewis Builders and thus the Board wanted to review the work. He asked Manning to recap recent events and he did, to include that approximately a month ago Lewis had hired Continental paving to come in and do the work outlined in the S W Cole pavement remediation report. Cole had been hired by Lewis to do a reclamation plan. He explained that they milled off the top layer (approximately one inch) of asphalt, reapplied a crack seal produce and a Petromat-type product to hold it together and then repaved. He said they removed and patched approximately 5 or 6 other areas as well. In the past few days they had also painted stop bars and crosswalks.

Dan Tatem indicated that they had been through and not noted any drainage issues. He mentioned a catch basin by the Stop sign at Route 107 (believed to be 1970's or 1980's vintage) that was found to have it's top riser ring crumbled when trying to repave, and that the contractor had installed a new structure and rebuilt it, including a new framing grate before completing the paving work.

In response to questions Manning said that they would work out the remaining issues on the decel land with NH DOT. He then stated he did not believe it was a Town issue, that it is between the State of NH and Lewis Builders, and further stated that they believe they were done in this location.

Cordes indicated that this is concerning to the Town because back in 2017 it had become an issue relative to water runoff (not running off of the travel way) and icing conditions resulting. Manning mentioned the late 1990's subdivision approval by David Himmer. Cordes said that after the 2017 overlay that Lewis did these problems developed.

Discussion then turned to the ripples in the new roadway paving, evident when driving or looking at the new pavement, primarily in the section in from Route 107, but evident in several sections of the new paving throughout the development. Tatem said that when they were out there with the contractors he expressed concern about the type of product as he had not seen it previously and was told by contractors (NH Blacktop) that they had been doing it for 35 years and never had a problem. He noted there is a warranty on the product and if it does not work, they are responsible to redo it. Stantec mentioned that the product "Petromat" is black with an adhesive side and it is laid on dry pavement. This product was white and required a thick layer of crack-sealer "glue" causing a thicker repair result. As Tatem was told by contractors on site that it was a normal procedure, he did not ask for submittals. This is not a structural problem, but where it is thicker caused several bumps throughout its use area. He suggested that perhaps with the heat of the summer and use of the road, that it will go away. He stated that if this was a Town road, he would not accept it. He said the Homeowner's Association also has to be happy with the end result.

Christine Lewis Morse arrived at the site at 6:13 pm. Conversation continued about the wearing course and McCutcheon asked why the bumps were there and would they go away. Reference is made to Tatem's suggestion that perhaps infrared could be used and rolling in the opposite direction (side to side versus length of the road) and that with the summer heat, they may flatten out.

There was discussion about the areas leading to homes at 91, 99, and 118 Hall Road and whether they are driveways or part of the road network.

Tatem also brought up the “lip” at the sidewalk at Gordon Avenue which is not acceptable, and a trip hazard. Tatem made some suggestions about how to cure this.

McCutcheon said that the Homeowner’s Association Counsel would send a letter by next week regarding their position on the driveway/roadways (91, 99, 118 Hall).

The Selectmen discussed the decel lane and what was remaining to be done. The Road Agent had specifically asked that it remain, but additional research needs to be done on the history of NH DOT’s position and whether or not it is complete.

At approximately 6:32 pm the participants broke up from the site after the Board voted to recess to return to the Town Hall.

I. CALL TO ORDER At 6:40 Cordes called the meeting back to order at the Fremont Town Hall. All rose for the Pledge of Allegiance. Present were Selectmen Gene Cordes and Neal Janvrin; Selectmen’s Administrative Assistant Jeanne Nygren; Town Administrator Heidi Carlson; Tony Augeri, General Counsel for the Lewis Companies; Josh Manning and Christine Lewis Morse from Lewis Builders; Dan Tatem from Stantec and Gordon Muench, member of the Public. This portion of the meeting is live broadcast by Ian Fraize from FCTV.

The usual proceedings of the meeting schedule was changed to accommodate the Black Rock Village representative who came back to Town Hall from the site tour which were not on the schedule. Joshua Manning is requesting the release of the bond that the Town is holding in escrow as he feels that the project is largely complete on their part. He cited amounts being held were \$152,607 for the paving work completed to date and \$12,265 for the deceleration lane at Route 107. No bond reduction has yet been prepared as tonight was the first time the Town had officially been to the site for a review.

While at the site walk the Board had concerns regarding the driveway completion for residents, sidewalk and bumps in the road, and the status of NH DOT and the deceleration lane on route 107; and asked what their resolution to these problems is? Christine Lewis Morse remarked they are going to take care of the sidewalks issues as well as the driveway issues independently (with the Homeowner’s Association), and this was not part of the bonding process. She stated that they will contact Continental Paving about rolling areas as needed. Seeing the Homeowners Association had no members present for this portion of the meeting, and if they have any residual issues, Morse said they will take them up with the Association.

Manning feels this project is complete, noting a 2005 “sign-off” from NH DOT (copies of some information submitted) and that the decel lane was not included in the bonding at the time. This was existing pavement at the time of completion with DOT signing off on the project on his plans as well as the prior owner of the land David Himmer’s recorded plans. Also on July 13, 2017 Manning said the DOT signed off on the puddling issue that occurred and Manning feels Lewis is not accountable or responsible for correcting this problem. In their reports, Stantec reported the ponding issue with the overlay and Cordes stated this came to the Town’s attention when an icing problem occurred in this location. Manning feels that if DOT comes to them that something needs to be done, they will take care of the problem. Lewis Morse agreed. Counsel Tony Augeri suggested holding \$10,200 of the bond (for the decel lane) but to release the remainder.

Carlson reported a conversation with Selectman Barham today before he departed for the Epping meeting, in which he stated that he also wanted to ensure the decel lane at Route 107 was complete, and accepted by NH DOT.

Dan Tatem from Stantec commented that standard protocol would be that a warranty bond of 2 to 5% of the original value be held. Tatem will check into the percentage amount within Town Regulations.

Richard Butler and Christopher Olsen entered the meeting at 7:00 pm.

Cordes wants closure on this project but wants the Board to defer the bond release tonight until they have a full Board and Carlson to contact NH DOT to make sure they are fine with the final paving and work completed by Lewis Builders and their contractor on Route 107 entering the development. Lewis Builders scheduled time to return to the Board's meeting next week, on June 20th at 7:15 pm. Lewis representatives left the meeting at 7:10 pm.

Dan Tatem provided the Board an update on the Sandown Road Bridge project. Big R Bridge is the supplier for the bridge superstructure with I-beams underneath and the deck. The recent change order improved the capacity and galvanization. They are planning to have it ready for the first week of August after review of their shop drawings and revisions being accepted. A company will be hired to demolish the existing bridge, set abutments and eventually install the new bridge. This will be done two weeks prior to the delivery and installation of the new bridge.

At that time the bridge will be totally closed to the public. There may need to be repairs to abutments once the old bridge is removed. Once the new bridge is in place paving and guard rail installation will be done. Pricing of both of those items is being collected now. Everything is anticipated to be finished prior to the start of the new school year in August. We are asking the State to expedite the wetland permit process and Carlson read from an email received this evening from the wetland scientist on this process. He is finishing the necessary forms and asked for a check to be ready next week. A motion to authorize Carlson to sign the necessary permitting forms for the NH Wetlands Bureau relative to the permit application of the Sandown Road bridge project was made by Janvrin and seconded by Cordes. The vote was unanimous 2-0.

At 7:12 pm Department Head Fire Chief Rich Butler along with Chris Olsen from MRI moved to the front table. Olsen outlined the three year strategic plan he instituted with the Department and the progress made to date in obtaining their goals, staffing increases, advertising and outreach to the community to make them aware of the Department's goals and commitment to the residents. With institution of the per diem system and shifts being covered, many things are moving in the right direction with no loss of current personnel and morale seems uplifting in the Department. Also the Department has been posting information on Facebook relative to calls for service and other events.

Butler gave a report of the Department's involvement that was very active last month with several mutual aid fires, the Shirkin Road fire which he had to call for an excavator to assist.

Cordes stated as a Board he is happy with the progress being made in the Department and to keep it going forward. He requested a revisit in two weeks to assess moving forward any budgetary changes necessary. Olsen is pleased with the progress and will be available on an as needed basis in the future. He was thanked by the Board and he left at 7:40 pm.

At 7:42 pm Janvrin moved to recess into non-public session pursuant to NH RSA 91-91:A II (c) to discuss a personnel matter. Cordes seconded and the roll call vote was unanimously approved 2-0. Cordes-yes; Janvrin-yes.

Nygren and Muench left the meeting.

At 7:55 pm Janvrin moved to return to public session. Cordes seconded and the vote was unanimously approved 2-0. Cordes-yes; Janvrin-yes. Nygren and Muench returned to the meeting. Chief Butler left the meeting and Greg Fraize joined the meeting.

II. ANNOUNCEMENTS (read late in the meeting)

1. The Epping Planning Board reconvenes the Public Hearing tonight at 6:00 pm at the Epping Town Hall relative to the New England Paving Site Plan Review on Shirking Road in Epping. Roger Barham is at that meeting.
2. Starting in June, Eversource will be performing ground line inspections on transmission lines in communities including Fremont. Crews will be traveling on ATVs within the power line corridor, inspecting the structures, foundations, and guy anchors (wires used to support structures). They have notified nearby property owners with more details on the work. Their letter is also posted on the home page of the Town's website. If residents have questions about the project, they can call Eversource at 888 926 5334 or email NHProjectsInfo@eversource.com.
3. Tax bills are due Tuesday July 2, 2019. If you have not received yours, please call the Tax Collector.
4. A Public Hearing will be held on June 27 at 7:15 pm relative to amending the Thru Trucking Ordinance.
5. The Town Clerk Tax Collector begins summer hours in July. Effective July 1 the office is CLOSED on Mondays.

III. LIAISON REPORTS

Janvrin reported that the June 11, 2019 Fire Rescue Labor Management Committee meeting was cancelled as there were no issues for discussion by the Committee.

Nygren recapped the June 11, 2019 Cemetery Trustees meeting including that Carlson had advised the Trustees that the newest maintenance worker recently hired had resigned, and for this season with the current staffing we have we should be fine with cemetery maintenance. The Trustees have concerns that if there is not sufficient applicants that apply for this position for next year that the potential of having professional landscapers for the upkeep of the cemeteries. Bid pricing will be obtained for potential budgeting purposes for next year. The Leavitt Cemetery projects are also being priced out for clearing the back side of the cemetery as well as obtaining a shed for equipment if necessary for upkeep as the current equipment is moved back and forth between cemeteries.

IV. APPROVAL OF MINUTES

A motion to approve the minutes of the June 6, 2019 meeting as written was made by Janvrin and seconded by Cordes. The vote was approved 2-0.

V. SCHEDULED AGENDA ITEMS – times subject to change

6:45 pm Public Input (filled with Lewis Builders)

7:30 pm Scott Currier (non-public) cancelled when he was called during the delay of the meeting, and will be rescheduled.

VI. OLD BUSINESS

1. Carlson circulated an informational flyer on Skate Parks from the Town's insurer, which members will review. The Board asked that this be forwarded to Ms Wesnak, the teacher at Ellis who is working with students on this project. Cordes wants to know their recommended location and do a site walk with the Parks & Recreation Commission.

2. PB Engineering firms: The Planning Board last week chose three firms in addition to Stantec to be used for design and construction engineering review, as well as designated Keach-Nordstrom for the annual excavation reviews. Leanne Miner is putting the contracts together for review by the Town's Attorney and they will be brought back to the Selectmen for final action, based on the Planning Board's recommendations.

Miner has sent letters to the firms not selected and is also working on a sample Notice to Proceed document and other forms/documents needed to streamline the process. There has also been some discussion between Miner and Carlson about the process and how to outline it and get a policy/procedure type document together. This would include logistics on how applicants post escrow, how invoicing is processed, etc. Possibly back next week for BOS signatures.

VII. NEW BUSINESS

1. Selectmen reviewed the folder of incoming correspondence. This included an obituary for Becky Salois, a former Fremont EMT; the Building Inspector's letter to a builder relative to 46 Tibbetts Road and a building permit denial. Copies of the Board's letter and a one sentence letter from Carlson for Denny Wood, and his email response. Email from a resident asking for information on the access road at Governor's Forest and Witham's Park. Email from Conservation Commission who is hosting invasive plant removal behind Meetinghouse. Right to know requests, an invoice from Epstein & August for legal services related to the Comcast contract renewal were reviewed. A motion was made by Janvrin to approve the bill from Epstein & August for \$697.50 for legal fees and seconded by Cordes; voted unanimously in favor. An email was received from a resident about a Seacoast Farms truck entering the site on a Saturday before operating hours. Legal correspondence from the BRV Homeowner's Association Counsel will be addressed later in non-public session.

Carlson outlined a meeting she had yesterday with the US Census Partnership Specialist in NH. The Specialists are beginning the public relations campaign to reach out to people and provide information about the census and what it is and is not used for. She provided a list of Federal dollars coming into the State of New Hampshire and that it is all based on population.

The new Website design is underway.

2. A motion was made by Janvrin to approve the payroll manifest of \$33,038.93 for the current week dated June 14, 2019. Cordes seconded and the vote was unanimously approved 2-0.

A motion to approve the accounts payable manifest for \$953,724.31 for the current week dated June 14, 2019 (including \$900,000 for the Fremont School District) was made by Janvrin and seconded by Cordes. The vote was unanimous 2-0. We are waiting on tax money to make the final payout to the School District for their 2018-2019 fiscal year. It is anticipated this will be possible by next week given current tax payment receipts.

3. With July 4th being a Thursday the usual Board meeting night it was decided to not have a meeting this week unless some extenuating circumstance comes up making it necessary to post a meeting.

4. A request by resident Kathy Clement to use chairs from the rear shed from June 21 to June 24 was approved and motion to sign was made by Janvrin and seconded by Cordes. The vote was unanimous 2-0.
5. A Performance Agreement with the Dunlap Highland Band for Memorial Day Services on Sunday May 24, 2020 was prepared for signature and motion was made by Janvrin to sign and seconded by Cordes. The vote was unanimous 2-0.
6. The abatement request for Eversource's 2018 appeal has been processed by George E Sansoucy PE LLC with a recommended denial based on the fact that they are relying on DRA values, and the NH BTLA has ruled that DRA values do not represent true and full fair market value; which has been upheld by the NH Supreme Court. A motion to sign the response letter to Eversource relative to this denial was made by Janvrin and seconded by Cordes with unanimous approval 2-0.

VIII. WORKS IN PROGRESS

1. Paving on Bean Road was completed last night. The Highway Department did shoulder work today.
2. It is almost time to begin thinking about budgets again. June reports are being distributed to Departments.

At 8:42 pm Janvrin moved to non-public session pursuant to NH RSA 91-91: A II (c) and (e) to discuss a personnel matter. Cordes seconded and the roll call vote was unanimously approved 2-0. Cordes-yes; Janvrin-yes.

Nygren and Muench left the meeting at 8:45 pm.

Respectfully submitted,

Jeanne Nygren
Selectmen's Administrative Assistant

At 8:50 pm Selectmen began their second non-public session.

Carlson reviewed with the Board a hardship request. Selectmen acted upon an interest abatement for the 2016 tax lien for parcel 03-054.001.004 in the amount of \$1,086.07 in interest and costs on the lien based on the principal amount of the lien being paid, as well as a payment plan. The Board also signed a payment plan moving forward.

The Board generated some follow-up items for Chief Butler to consider based on the monthly meetings and will forward them in a list to him. This deals with the plans for EMS scheduling and how it is working out, and if there are any residual deficits and what the daytime call response data looks like.

At 9:10 pm a motion was made by Janvrin and seconded by Cordes to adjourn the meeting. The vote was approved 2-0.

Respectfully submitted,
Heidi Carlson
Town Administrator