

Board of Selectmen Meeting  
Minutes

Date: August 28, 2013

Members Present: Janet Flinkstrom, Mike McCallum and Steve Ingerson

Time: 7:07 p.m.

2) Motion to approve minutes of August 12, 2013 as recorded.

Motion: Mike McCallum                      Seconded: Janet Flinkstrom                      Vote: Unan

Discussion on amending minutes re: Eligible Vehicles Policy. MM wanted clarification.

3) Motion to approve minutes of August 13, 2013 as corrected.

Motion: Janet Flinkstrom                      Seconded: Mike McCallum                      Vote: JF/MM - Aye  
SI - Abstain

SI asked why there are no warrant numbers on the agenda. JF will check into this.

4) Motion to approve and sign on warrants as presented (W7P and W8B), subject to further review

Motion: Mike McCallum                      Seconded: Janet Flinkstrom                      Vote: JF/MM - Aye  
SI - Abstain  
MM - Abstained from W7P Line for Jean Lindquist

Discussion re: Scheduled Selectmen's meetings.

MM spoke in regards to an incident involving a request for a liquor license for Rod & Gun Club which was unanticipated for a posted Selectmen's meeting on a Monday. An additional Selectmen's meeting was posted for that Wednesday, within proper time limits, to act on this since the event was for that weekend. SI emailed that he would not attend the Wednesday meeting (MM read email from SI sent an hour before the start of meeting). SI would not come due his belief that the meeting was in violation. SI would not state what the meeting was in violation of. A third meeting had to be posted for that Friday due to the lack of quorum for Wednesday. MM already let it be known that he would be out of town for the Wednesday meeting and SI's attendance was necessary for a quorum. MM asked SI what was the violation and he stated he was not going to talk about it on advice. MM and JF referred to this as a "secret violation". Lillian Whitney spoke on why she thought this was a violation.

LW stated the public needs to be notified what is on agenda. The public was notified following the rules of the Open Meeting Law. MM stated this was not an emergency meeting; the public

Board of Selectmen Minutes  
August 28, 2013

was in fact notified within the proper time limit for all three postings. He went on to explain to Lillian Whitney the sequence of events on this issue.

JF asked MM how the violation issue was dealt with, with the state. MM was not sure. MM suggested it be dealt with again when SI is able to talk about it and it be put on the agenda under "Any Other Business Not Reasonably Anticipated by the Chairman". All agreed and will notify Jennifer Collins.

Discussion re: Town Counsel's ruling of public record requests. MM requested this discussion be put on the next agenda after comments and questions from SI. JF talked about this BOS working together.

Lillian Whitney states there are books in Town Hall where all the laws are kept. Why are we spending money on Town Counsel? MM explained to her what his feeling was on the issues. Town Counsel was contacted because SI asked the Town Administrator to get Town Counsel's opinion in writing on this issue.

SI asked Chairman to show him where in Town Counsel's opinion it states he cannot have access to all records.

MM read the letter out loud to Board. SI stated that the Town Counsel "is in MM's back pocket". MM explained that he did not contact Town Counsel at all. The Town Administrator did because SI requested he do so. SI also asked MM "what he is trying to hide" by not supplying the W-2s. JF also read parts of the letter. MM then read the portion of letter that specifically addressed the issue that W-2s are exempt from public disclosure. Discussion on definition of W2 and Wage statement. Lillian Whitney asked and was given the letter to read. JF discussed the reason why we use Town Counsel. MM stated what the exceptions are for releasing W-2's. SI states that Mr. Hanson has "dug his heels" in to prevent him from getting the information. JF asked SI what this project is. He stated he his trying to work on replacing the decrepit police station. He feels Mr. Hanson is doing "everything in his power to block him." He spoke of his frustrations with Mr. Hanson. He was sent a bill for hundreds of dollars and told he could only look at records when the Town Administrator is present. JF explained there is a whole stack of records sitting in the drawer for SI not just a disc. JF explained to SI what some of his options might be for obtaining information. Lillian Whitney questioned a comment made by MM which was misunderstood by her.

- 5) Motion to sign and approve a one-day liquor license for the Holmes-Curran-Bennett Post 361 for Annual Car show on September 1, 2013. ( License #361)

Motion: Mike McCallum

Seconded: Steven Ingerson

Vote: Unan

Letter of Thanks read by Chairman and MM personally wanted to thank Fitzie for all his years of service.

- 6) Motion for Selectmen to sign on Letter of Thanks to Elmer (Fitzie) Fitzgerald, Jr.

Motion: Mike McCallum

Seconded: Steven Ingerson

Vote: Unan

Board of Selectmen Minutes  
August 28, 2013

7) Motion to approve and initial on Comstar Write-off.

Motion: Mike McCallum                      Seconded: Steven Ingerson                      Vote: Unan

8) Motion to appoint Peggy Mosher as Ashby Cultural Council member for a three-year term to expire on June 30, 2016.

Motion: Mike McCallum                      Seconded: Steven Ingerson                      Vote: Unan

9) Motion to appoint Maureen Davi as Ashby Cultural Council member for a three-year term to expire on June 30, 2016.

Motion: Mike McCallum                      Seconded: Steven Ingerson                      Vote: Unan

Any other business not reasonably anticipated by the Chairman:

MM spoke on repairs to dam, which he read portions of a letter pertaining to, to have to drain the pond several inches and will complete the work as soon as possible.

Assistant to the Board of Selectmen's Report:  
Read by Chairman

Public comments (if any):

Lillian Whitney was upset that she has to file an application to use the Mart Van. Chairman had her announce the procedure to the public.  
Gave an update on 250<sup>th</sup> anniversary.

10) Motion to adjourn at 8:36 p.m.

Motion: Mike McCallum                      Seconded: Steven Ingerson                      Vote: Unan

Signed by: \_\_\_\_\_

Dates Minutes Approved by Board of Selectmen: \_\_\_\_\_