

TOWN OF LYME
Select Board Meeting
Thursday August 18th, 2022 9:00 AM
Approved: Thursday, September 1st, 2022

The following people were present for part or all of the meeting: Select Board members Judith Brotman, Benjamin Kilham (by Zoom) and David Kahn; Administrator Dina Cutting, Police Chief Shaun O'Keefe

Public: Michael Whitman, Jan Williams, Richard Brown, Robert Thebodo, Hebe Quinton, Jay Cary & Deborah Robinson

Public on Zoom: John Biglow, Kevin Isett, Barbara Woodard and Barbara?

1. At 9:05 AM Mrs. Brotman opened the meeting.
2. Mrs. Brotman opened the meeting to public comment:
 - Jan Williams wanted to clear up some loose ends regarding the last time she spoke to the Board. Ms. Williams wanted to make sure her statement was attached to the July 14th, 2022 minutes. Ms. Cutting said she would make sure this happens and send Ms. Williams an email acknowledging it was completed. Ms. Williams also wanted more clarification on RSA 76:16. Mrs. Brotman explained that we are reaching out to the Town Counsel (specifically with respect to the Board's ability to change its initial decision) and will return to this discussion at a later date.
 - Rich Brown asked if his wife's (Lin Brown) email inquiries would be addressed at some point. Mrs. Brotman stated that those comments would be addressed later in the meeting. Mr. Brown also inquired about the Lyme Police Department. He knew there was a plan in place for Chief O'Keefe's retirement, but hadn't kept up on any other plans or discussions that had taken place on this topic. Mrs. Brotman explained that the status of the Police Department is still in flux and the Board will either be speaking on it later in the meeting or at a later date.
3. Mrs. Brotman acknowledged Michael Whitman, who had a scheduled an appointment with the Board. Mr. Whitman thanked the Select Board for the promptness of their minutes and agendas. Mr. Whitman inquired about the Recreation Commission minutes. He requested that they be updated so the Town can be aware of how decisions are made. Mrs. Brotman responded that minutes have been posted within the last couple of days, and we are working our hardest to provide updates when we have them. The Town advertised for lifeguards for this summer (advertised on Lyme ListServe, the Town Website, and in the Valley News twice). We only received one applicant, and for safety concerns, two lifeguards are needed to be present at the beach at all times. Ms. Cutting did some research into the lifeguard situation - she has spoken with CCBA, Upper Valley Aquatic Center and Storrs Pond and notes that there is a lifeguard shortage throughout the Upper Valley. We are not the only ones struggling with this right now. Mr. Whitman then inquired about the Beach Monitors taking down license plate numbers when their vehicle does not show a Resident Sticker. Mrs. Brotman stated that in past years without a monitor there has been serious overcrowding of the beach, and our residents found themselves not being able to go. This caused frustration and this monitoring procedure has helped with the overcrowding of the beach.
4. Chief O'Keefe responded to the inquiries about license plate tracking and Chase Beach questions: Chief O'Keefe informed the public that the monitoring of the beach and license plates has been happening for years. License plates are not private, they are public information. No one can get your private information from looking at your license plate number. The information behind that number is what is private and is not disclosed to unauthorized personnel. The State of New

Hampshire/Police Agencies are bound by the Sigis Requirements, which states that they are not allowed to disclose any information about a license plate to anyone other than another law enforcement officer. Chief O'Keefe wants to assure people that no one's personal information is given to anyone. Chief takes the logs of license plate numbers and reviews them to see if there are repeat cars without stickers, repeat-cars driving by the monitor's stop sign, etc... Chief O'Keefe is disappointed that some people would drive by a Town Employee that has been asked to do a job to help the Town of Lyme. Around five years ago, the Town voted to approve an ordinance that allowed the Lyme PD to ticket non-resident visitors at the beach. Chief reported that this procedure has significantly lessened the number of non-resident visitors. Mr. Whitman would like to know the number of non-resident visitors we have had this year. Chief O'Keefe will do this when he has time. Mrs. Brotman expressed that she is at the pond quite frequently and has noticed a decrease in non-resident visitors, so she believes the monitoring process is helping. Mr. Whitman suggested that we provide a handout for the monitors to give to visitors that explains the regulations for the use of the Recreation Facilities. Chief O'Keefe also reported that there have been some very bad interactions at the pond area and parking lot and the procedure we have been following has been the most effective with keeping Post Pond safe.

5. Hebe Quinton responded to the discussion on Post Pond. She feels that the overall process of the Lyme Police reviewing vehicles that do not have a Resident Sticker is fine, but feels having teenagers (referring to beach monitors) write down license plate numbers is not the correct procedure. Hebe feels uncomfortable knowing that this is taking place. Hebe also suggested that we take the finances that were not used for Lifeguards and use it towards the Pond Program. Mrs. Brotman explained that the Board is on the same page and has been advertising for Pond Program employees as well as lifeguards. Ms. Cutting expressed that the Recreation Commission also agrees that having the Pond Program and/or swimming lessons would be very beneficial to the Town and they have been working on it as well.
6. Richard Brown thanked the Board and Chief O'Keefe for the explanation of the procedure at Chase Beach. Mr. Brown also explained that maybe residents would feel more comfortable with the procedure at Chase Beach if the Town only keeps the license plate records for a limited amount of time and then shreds that data. Mr. Brown touched on the idea of having security cameras at the pond. Chief O'Keefe explained that we would need to talk with Town Counsel about a Policy.
7. Robert Thebodo expressed that every time he has experienced the pond monitors, they have been friendly and helpful. Mr. Thebodo does not have a problem with the procedure of pond monitors.
8. Mr. Kilham moved to approve the minutes from the meeting of Thursday August 4th, 2022. Mr. Kahn seconded the motion. Voted unanimously in favor by roll call vote.
9. Mr. Kahn moved to approve the manifest totaling \$510,737.18. Mr. Kilham seconded the motion. Voted unanimously in favor by roll call vote.
10. Mr. Kahn moved to approve the manifest totaling \$106,928.69. Mr. Kilham seconded the motion. Voted unanimously in favor by roll call vote.
11. Mr. Kilham moved to approve an Intent to Cut. Mrs. Brotman seconded the motion. Voted unanimously in favor by roll call vote.
12. The Board reviewed a demerger for Lot 17 on Map 201 and Lot 98 on Map 409. Mr. Kahn moved to approve the demerger for Lot 17 on Map 201 and Lot 98 on Map 409. Mr. Kilham seconded the motion. Voted unanimously in favor by roll call vote.
13. The Board reviewed an application for the use of the Lyme Center Academy Building. The Utility Club would like to use the Academy Building for monthly meetings. Mr. Kilham moved to approve the application for the use of the academy building by the Utility Club. Mrs. Brotman seconded the motion. Voted unanimously in favor by roll call vote.
14. Report on DOT Block Grant funds: Total is four payments starting in July of 2022 estimated to run through April of 2023, totaling \$98,307.57. Ms. Cutting added that the Senate Bill 401

passed, and in doing that we have an additional \$82,534.88 that we just received for the DOT Block Grant.

15. The Board received a hearing notice from the State of New Hampshire Board of Land and Tax Appeals for New England Telephone Operations LLC vs Town of Lyme at the Board of Land and Tax Appeals (BTLA) in Concord on February 16, 2023. The Board believes they may be able to settle this out of court.
16. At 10:12 AM Mrs. Brotman moved to enter non-public session under RSA 91-A:3 II (l) Legal. Mr. Kahn seconded the motion. Voted unanimously in favor by roll call vote. The following people were present during the non-public session: Select Board members Judith Brotman, Benjamin Kilham (by zoom) and David Kahn; Administrator Dina Cutting, A discussion of legal matters took place.
At 10: 24 AM Mr. Kahn moved to return to -public session. Seconded by Mrs. Brotman. Voted unanimously in favor.
Mrs. Brotman moved to seal the minutes of this non-public session until this matter is finalized.
17. At 10:24 AM Mrs. Brotman moved to enter non-public under RSA 91-A:3 II (c) reputation. The following people were present during the non-public session: Select Board members Judith Brotman, Benjamin Kilham (by zoom) and David Kahn; Administrator Dina Cutting.
At 10:27AM Mr. Kahn moved to return to -public session having made no decisions. Seconded by Mrs. Brotman. Voted unanimously in favor.
18. At 10:27 AM Mr. Kahn moved to enter non-public under RSA 91-A:3 II (a) personnel. The following people were present during the non-public session: Select Board members Judith Brotman, Benjamin Kilham (by zoom) and David Kahn; Administrator Dina Cutting.
The Board discussed an employee review.
At 10:33 AM Mr. Kahn moved to return to-public session. Seconded by Mrs. Brotman. Voted unanimously in favor. Mrs. Brotman moved to grant a .50 cent raise for the employee. Seconded by Mr. Kilham. Voted unanimously in favor.
19. The Board discussed the solar project for the Fire Station. The Energy Committee has discovered some possible grants for additional funding. They are considering adding the library to the list of buildings to have solar. The Select Board would like all town buildings to be solarized.
20. The Board supported Road Agent Scott Bailey's request to develop an RFP and bid out the final phase of the Goose Pond Road.

Respectfully submitted,

Jordan Toland