



## OFFICE OF SELECTMEN

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### **SELECTMEN'S MEETING MINUTES**

**June 16, 2021**

Chairman Paight called the meeting to order at 1:00 pm. Selectman Nelson and Selectman Pitt were in present. Also in attendance were Ellen Smith, Town Administrator and David Aiken RTC Manager.

Mr. Aiken gave an update on operations at the RTC.

There was an Earth Day cleanup on Webb Depot Road resulting in the collection of 127 tires and multiple bags of garbage. All tires received at the RTC are recycled and reused in various ways avoiding the landfill.

July 17, 2021 will be free tire disposal day and July 24, 2021 will be free appliance and electronics day.

Mr. Aiken left the meeting at 1:45 pm.

Selectman Pitt moved and Selectman Nelson seconded a motion to approve the June 17, 2021 Accounts Payable Register in the amount of \$39,378.18 the Payroll Check Register in the amount of \$1,982.04 and the Direct Deposit Register in the amount of \$8,851.50, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Selectman Pitt moved and Selectman Nelson seconded a motion to approve the June 10, 2021 and June 11, 2021 meeting minutes, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Selectman Pitt updated the Board on the Broadband Committee Meeting in which the group discussed the possibility of grant funding becoming available for the broadband project. At this point with all of the uncertainty surrounding the program that may or may not be funded the Broadband Committee recommended that the Selectmen stay the course and proceed with the project as presented to voters at Town Meeting. Selectman Pitt moved and Selectman Nelson seconded a motion to enter into the loan agreement with and to sell its bond to the bond bank and further adopt the following resolutions:

RESOLVED: That under and pursuant to the Municipal Finance Act, Chapter 33, N.H.R.S.A., as amended, the New Hampshire Municipal Bond Bank Law, Chapter 35-A, N.H.R.S.A., as amended, and other laws in addition thereto, and to votes of the Issuer duly adopted on March 16, 2021 under Article 2 of the Warrant for such annual meeting of the Issuer there be and hereby is authorized the issuance of a \$965,500 Federally Taxable Bond of the Issuer (the "Bond") which is being issued by the Issuer for the purpose of financing the furnishing, constructing and installing of facilities and equipment to make a broadband network available in the Town of Marlborough.

The Bond shall be dated as of its date of issuance, shall be in such numbers and denominations as the purchaser shall request, shall mature in accordance with the schedule set forth in Exhibit A to a certain Loan Agreement hereinafter described (the "Loan Agreement"), shall bear a net interest cost rate (as defined in the Loan Agreement) of three and a half percent (3.50%) per annum or such lesser amount as may be determined by a majority of the Board. The Bond shall be substantially in the form set forth as Exhibit B to the Loan Agreement and otherwise shall be issued in such manner and form as the signatories shall approve by their execution thereof.

RESOLVED: That the Bond shall be sold to the Bond Bank at the par value thereof plus any applicable premium.

RESOLVED: That in order to evidence the sale of the Bond, the Treasurer of Issuer and a member of the Board are authorized and directed to execute, attest and deliver, in the name and on behalf of the Issuer, a Loan Agreement in substantially the form submitted to this meeting, which is hereby approved, with such changes therein not inconsistent with this vote and approved by the officers executing the same on behalf of the Issuer. The approval of such changes by said officers shall be conclusively evidenced by the execution of the Loan Agreement by such officers.

RESOLVED: That all things heretofore done and all action heretofore taken by the Issuer and its officers and agents in its authorization of the project to be financed by the Bond are hereby ratified, approved and confirmed.

RESOLVED: That the Clerk and the signers of the Bond are each hereby authorized to take any and all action necessary and convenient to carry out the provisions of this vote, including delivering the Bond against payment therefor.

RESOLVED: That the useful life of the project being financed is in excess of twenty (20) years. I further certify that said meeting was open to the public; the aforesaid vote was not taken by secret ballot nor in executive session; that the votes were taken by roll call if the meeting was held remotely/virtually and in accordance with Governor's Order #12; that notice of the time and place of said meeting was posted in at least two (2) appropriate public places within the territorial limits of the Issuer, or published in a newspaper of general circulation in said area, at least twenty-four (24) hours, excluding Sundays and legal holidays, before said meeting; that no deliberations or actions with respect to the vote were taken in executive session; and that the minutes of said

meeting have been promptly recorded and have been or will be made open to inspection within one hundred forty-four (144) hours of said meeting, all in accordance with Chapter 91-A, N.H.R.S.A., as amended. Motion unanimously passed.

Selectman Pitt moved and Selectman Nelson seconded a motion to apply for assistance from the Clean Water State Revolving Fund (SRF) in the amount of \$75,000 for the stormwater planning and evaluation project for downtown Marlborough and further adopt the following resolutions:

WHEREAS, Town of Marlborough after thorough consideration of the stormwater infrastructure problem, hereby determines that planning and evaluation for the area, generally described as:

Stormwater Planning & Evaluation Project for downtown Marlborough is desirable and in the public interest, and to that end it is desired to apply for assistance from the State Revolving Fund (SRF); and

WHEREAS, the Applicant has examined and duly considered the provisions of RSA 486:14 and the New Hampshire Code of Administrative Rules Chapter Env-Wq 500, which relate to loans from the Clean Water State Revolving Fund and deems it to be in the public interest to file a loan application and to authorize other actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Marlborough Board of Selectmen the governing body or Board of Directors of said Applicant, as follows:

1. That the person holding the position of Town Administrator, currently held by Ellen Smith, is hereby designated as the Authorized Representative of the Applicant for the purpose of filing an application for a loan in accordance with New Hampshire Code of Administrative Rules Chapter Env-Wq 500, furnishing such information, data, and documents pertaining to the applicant for a loan as may be required;
2. That if such loan be made, the Town Administrator Ellen Smith, is the Authorized Representative of the Applicant for the purpose of signing any documents pertaining to the disbursement of funds to the loan recipient.
3. That if such loan be made, the Applicant agrees to repay the loan as stipulated in the loan agreement.
4. That a certified copy of this resolution be included as part of the application to be submitted for a loan.
5. That person holding the position of Chairman of the Board of Selectmen at the time of loan execution is authorized to sign the loan agreement binding the Applicant to the terms and conditions of the loan.
6. That if such loan be made, the Applicant agrees to make provisions for assuming proper and efficient operation and maintenance of the facilities after completion of the construction thereof.

Motion passed unanimously.

Selectman Nelson moved and Selectman Pitt seconded a motion to settle the 2019 abatement case with Fairpoint, motion passed unanimously.

Members of the public can now sign up for E-Alerts on the town website.

Selectman Pitt moved and Selectman Nelson seconded a adjourn the meeting at 3:30 pm, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Respectfully submitted

Ellen Smith, Town Administrator