

EMERGENCY BOARD OF SELECTMEN'S MEETING  
JUNE 30, 2005  
7:00 P.M.  
DURHAM PUBLIC LIBRARY

Call to Order

First Selectwoman Maryann P. Boord called the meeting to order at 7:00 p.m. in the Durham Public Library. Present: Maryann Boord, First Selectwoman; Ernie A. Judson, Selectman; Renee J. Primus, Selectwoman.

M. Boord explained the reason for the "Emergency" meeting. Although the agenda for tonight's meeting was originally sent as a "Special" Board of Selectmen's meeting, the Town Clerk did not receive it or post it. The Town Hall is in the process of relocating and the agenda was sent to the Town Clerk's internal e-mail address and she had not yet moved to the new location. Others on the e-mail list including the neighbors did receive notice. Since tomorrow starts the 4<sup>th</sup> of July holiday weekend and the Board of Selectmen wish to provide input to the Guilford Planning and Zoning Commission for their meeting of Wednesday, July 6, 2005, M. Boord decided to change the status of the meeting to an "Emergency" meeting. She will submit minutes of the meeting to the Town Clerk within 24 hours, a requirement of an emergency meeting.

MARYANN BOORD MOVED THAT THE REQUEST FOR ROAD IMPROVEMENTS TO THE DURHAM PORTION OF CROOKED HILL ROAD BE DENIED. SECONDED BY ERNIE JUDSON.

Discussion ensued. M. Boord provided a copy of the legal opinion from Attorney Thomas Byrne on whether or not the Board of Selectmen needed to refer proposed road improvements to Crooked Hill Road to the Planning and Zoning Commission for a Section 8-24 review if they were not in favor of the improvements. Letter is attached. Attorney Byrne informed her that if our Town road is adequately meeting the needs of those who use it and there is no substantial benefit to the Town, we do not have to agree to the proposed improvements.

M. Boord asked Attorney Byrne if he foresaw any liability on the Town's part if we do not accept the proposed improvements. He responded that you can never say never, however, he felt our exposure was limited.

R. Primus questioned the need for a vote. M. Boord replied that there has been a request that the road improvements be made to the Durham portion of Crooked Hill Road and she felt a response was necessary. She also thought that a vote of the Board would make a stronger statement to the Guilford Planning and Zoning Commission. E. Judson agreed.

THE MOTION WAS PASSED UNANIMOUSLY.

The Board agreed that a joint letter will be sent to Guilford's Planning and Zoning Commission and Board of Selectmen indicating our decision.

The meeting was adjourned at 7:20 p.m.

Respectfully submitted,

Maryann Boord  
First Selectwoman