

Made open on 1/30/07  
Accepted on 2/1/07

**Tilton-Northfield Fire & EMS  
Commissioners' Meeting  
Special Meeting – NON PUBLIC SESSION  
January 30, 2007**

|   |               |             |                                    |
|---|---------------|-------------|------------------------------------|
| Meeting called by:  | Commissioners | Date, Time: | January 30, 2007 at 17:02 to 17:05 |
| Note taker:   | Janine Vary   | Place:      | Center Street Station              |
| Attendees: Comm. Tom Gallant, Comm. Bob Watson, and Clerk Janine Vary. Absent: Comm. Harold Harbour, Treasurer Roland Seymour |               |             |                                    |

Comm. Gallant led discussion: Atty. Chandler's opinion is that we are in a position that we should be supporting associated charges for pressurized hydrants. Comm. Gallant quoted 2 paragraphs from Atty. Chandler's Opinion of Counsel.

"There is a clear statutory mandate in NH RSA 154:6. which requires the Commissioners and Chief to keep apparatus and sources of water prepared for the Fire Department to be fully supplied and in order. The requirement says it must be "within the available funds". There is no explanatory or clarifying language for that last clause.

"It is clear to me that, since you have hydrants and pipes you are obligated to keep them in good repair and fully supplied. To do this requires payment to the supplier of the water and owner of hydrants – the Water District. I am informed that the Water District's rate per hydrant is based upon a Public Utilities Commission Tariff. Absent precise information to the contrary, such a tariff, on its face, seems reasonable and, in my opinion, should be paid by the District just as you would pay any utility bill."

Comm. Gallant motioned to accept the opinion of counsel. Comm. Watson seconded. Motion made and carried unanimously. Comm. Gallant motioned to go out of nonpublic session at 5:05. Comm. Watson seconded. Motion made and carried. Back in public session at 5:05.