

217-2021-CV-00055

AFFIDAVIT

I, Marlene Freyler, being duly sworn, depose and say:

1. I am a resident and voter of the Town of Bradford, New Hampshire. I reside at 2478 State Route 114 in Bradford and have a mailing address of PO Box 393, Bradford, NH 03221.

2. I am also an elected member of the Bradford Board of Selectmen. I was elected at the 2020 annual town meeting to serve a three year term on the Board of Selectmen.

3. At a public meeting of the Board of Selectmen on the evening of January 25, 2021, the two other members of the three-member Board both abruptly resigned.

4. I have sought the assistance of the Town Administrator and other Town officials in identifying at least one other person who could be appointed to the Board of Selectmen and act with me to carry out the basic duties of the Board until the election at the 2021 annual town meeting.

5. I have identified Bradford resident Christopher J. Frey as a worthy appointee to the Board of Selectmen in this emergency situation to fill the seat of Selectman Michael James until the expiration of his term at the 2021 annual town meeting.

6. I know Chris Frey to be a compassionate, life-long resident of Bradford who possesses a wealth of knowledge about the Town. He served as a Selectman from 1999-2001 and has since served on the Budget Committee, which he chaired for 14 years. He founded Bradford's Rescue Squad and has served as a volunteer firefighter for nearly 50 years. Chris has also worked for the Highway Department, did our Town's measuring and listing for 10 years, and led the renovation of our Community Center in 2000.

7. Chris is a regular and active participant in Town government functions and at the annual town meeting. He possesses a long-term interest in the budget process, ensuring the Town's needs are in focus and in balance with responsible budgeting.

8. I am aware that Chris resigned from his position as Selectman in 2001 at the request of the other two selectmen due to their concerns about issues in his personal life. However, I am confident that Chris left those issues behind in his past many years ago, they have not hindered his service to the Town over the past twenty years, and will not be an impediment to his service as a selectman.

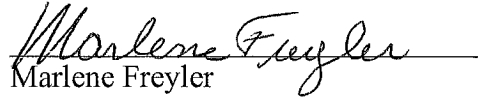
9. I certify that, on this day, I will cause a copy of this Affidavit and the Petition to appoint a selectman pursuant to RSA 669:63 to be posted at the Town office, the local post office, and on the front page of the Town's website, <https://www.bradfordnh.org/>.

10. I am advised by the Town's attorney that I and a second selectman would have the authority under RSA 669:63 to appoint a third selectman. I am also advised by the Town's attorney that under RSA 669:61, III, the Town's voters cannot elect a third selectman at the 2021 annual town meeting due to the timing of the occurrence of the vacancy. As of this time, it is my intention that I would not act with a court-appointed second selectman to appoint a third selectman prior to the

annual town meeting. Instead, I intend to await the election of a second selectman at the annual town meeting, and afterwards act with the elected second selectman to appoint a third selectman, thereby giving the voters some indirect say in the appointment of the third selectman.

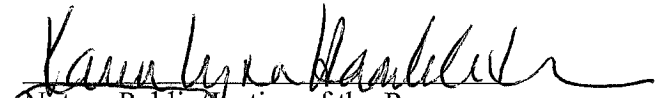
11. With regard to all of the foregoing, I would testify the same under oath in court.

DATED this 27 day of January 2021.


Marlene Freyler

STATE OF NEW HAMPSHIRE
Merrimack County, ss.

On this 27th day of January 2021, before me, the undersigned officer, personally appeared Marlene Freyler, who swore that the foregoing affidavit was true to the best of her recollection, knowledge and belief.


Notary Public/Justice of the Peace
My commission expires:

April 17, 2024