



**BOARD OF SELECTMEN**  
P.O. BOX 725  
FITZWILLIAM, NH 03447  
(603) 585-7723 Fax: (603) 585-7744  
Email: fitzwilliamnh@fitzwilliam-nh.gov

**BOARD MEETING MINUTES**  
**April 4, 2016**

**Selectmen Present:** Susan Silverman, Nancy Carney, Chris Holman

Ms. Silverman called the meeting to order at 7 p.m.

**PRIMARY:**

**\*\*\* APPROVE MINUTES**  
- **March 28, 2016**

Mr. Holman made a motion to approve the minutes. Ms. Carney seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

**\*\*\* APPROVE MANIFESTS**

Mr. Holman made a motion to approve the manifests. Ms. Carney seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

**\*\*\* REVIEW SIGNATURE FOLDER –** The Selectmen reviewed and signed.

**\*\*\* OCCUPANCY PERMIT**

**Map 16, Lot 15 –** Mr. Holman made a motion to approve the occupancy permit for Map 16, Lot 15. Ms. Carney seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

**\*\*\* DISCUSS NON-PUBLIC SESSION PROCEDURES**

Ms. Silverman shared that there have been changes made to the reasons for being able to seal the minutes in a non-public session. The 3 reasons are: Disclosure would adversely affect the reputation of a person other than a member of the board; disclosure would render the proposed action ineffective; or the discussion in the minutes pertains to terrorism. Otherwise, the minutes cannot be sealed. Ms. Carney asked that the Selectmen have a sheet listing the 3 reasons that non-public minutes cannot be sealed. The Selectmen discussed non-public sessions and Ms. Silverman discussed going back to look at the non-public minutes to determine whether they remain sealed or not. Ms. Silverman asked that the Selectmen also have a sheet listing the RSA's that permit entering into a non-public session.

**7:15 MEET WITH CHIEF LEONARD DISALVO**  
**NON – PUBLIC SESSION RSA 91-A:3 II(a) – EMPLOYEE EVALUATION**

At 7:12 p.m. Ms. Carney made a motion to go into non-public session under RSA 91-A:3 II(a). Mr. Holman seconded and the motion passed 3-0. Roll Call vote: Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes.

At 8:03 p.m. Ms. Silverman made a motion to leave non-public session and to seal the minutes as disclosure would adversely affect the reputation of the person other than a member of the board. Mr. Holman seconded and the motion passed 3-0. Roll Call vote: Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes.

**8:00 MEET WITH ERIK DURMER**

Erik Durmer, Jim Rodger, Jeanne Sable and Kerry Gagne met with the Selectmen to discuss Aaron Olsen's plan to harvest and sell quarry stone out of KMO Quarry in Fitzwilliam. Mr. Durmer shared that there were 2 laws that allowed towns to have more oversight over quarrying in general and he wouldn't be surprised if Mr. Olsen tried to sell his property. Mr. Durmer thought it was a good time to revisit the issue and get ahead of the curve. Mr. Durmer asked if it was appropriate for the Selectmen to talk with DRED over concerns last year on the Olsen's reports on what was being taken out. Ms. Silverman and Ms. Carney

both said there was no oversight and the Selectmen have asked DRED to do inspections. Mr. Durmer wanted to know if there was a way to partner with DRED and to delegate authority to the Selectmen – should either quarry owner put in a large application to make sure we can enforce our ordinances. Ms. Carney stated that the ordinances were amended to align with the State’s requirement and that the Planning Board mirrored what the State required.

Ms. Silverman reviewed the April 2016 KMO Associates report for PQDG removal. Mr. Durmer stated there must be a manifest of what was being done. Mr. Gagne stated removal of 17.20 cubic yards wasn’t much. Ms. Silverman shared that removal consisted of 10 truckloads (1 trailer loads pulled by ¾ ton pickup, 6 - 6 wheeler dump truck, 2 – 1 ton truck and 1- ¾ ton pickup).

Discussion was held on the situation on Rockwood Pond, what was done at the beginning of the season and at the end of the season, being able to see some of the tear sheets, and questioning whether it matches up. Ms. Silverman shared that the report is what DRED asked for and that is what they are getting. Mr. Holman suggested talking with the owner as he might be more willing to talk with Mr. Durmer. Ms. Silverman asked if the operation could continue if a convicted felon. Mr. Gagne stated that unless someone stands and count loads – seems like a very small amount on report. Mr. Durmer asked if the number of trucks was a small amount and Mr. Gagne said he would figure it out now that he knew the number of trucks. Ms. Carney shared that it sounded like it was being used as a construction site, where individuals could purchase granite and may explain why a pickup truck was listed. Mr. Gagne agreed that it made sense.

Ms. Silverman shared that unfortunately we have to wait for a new application or new owner and that it was still a concern. Mr. Durmer stated that it was another reason to be in contact with DRED should someone want to expand in any way. DRED was aware of the changes in the law. Good point in time to go back to DRED and say the same things to them again. Ms. Silverman stated the Selectmen could make another request to have DRED do an inspection at the beginning and end of the season and asking who was in charge of the granite now that Mr. Olsen was in prison. Ms. Silverman asked if Wes has had his well tested and Mr. Durmer shared that he would let him know. Ms. Silverman shared the email from Robert Ford. Mr. Durmer asked if the Selectmen could run Mr. Ford’s email by an attorney for advice. Ms. Silverman shared that they would be copied on the Selectmen’s letter to DRED.

\*\*\* **DISCUSS AVITAR ABATEMENT RECOMMENDATIONS**

- **Fairpoint**
- **Connors – Map 4, Lot 46-S5**

Fairpoint - Ms. Silverman reviewed the abatement recommendation for NNETO (Fairpoint) from Avitar. Gary Roberge, in his letter, found that the 2015 assessment to be accurate, fair and equitable and recommended denial of the abatement.

Ms. Carney made a motion to accept Mr. Roberge’s abatement recommendation for Fairpoint. Mr. Holman seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

Connors – Map 4, Lot 46-S5 – Ms. Silverman reviewed the abatement recommendation for Map 4, Lot 46-S5 from Avitar. Mark Stetson, in his letter, recommended changes that would reduce the total assessed value from \$6,000 to \$4,600 and he recommended that an abatement be processed for the \$2,000 value difference.

Ms. Carney made a motion to accept Mr. Stetson’s abatement recommendation for Map 4, Lot 46-S5. Mr. Holman seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

\*\*\* **REVIEW EMAIL FROM ROBERT FORD**

- **Re: KMO Quarry**

The Selectmen reviewed the email from Robert Ford regarding KMO Quarry and Aaron Olsen’s plan to harvest and sell quarry stone out of Fitzwilliam. Mr. Ford, in his email, asked the Selectmen to look into statutes and regulations to see if Mr. Olsen as a convicted felon and tax evader could legally harvest and sell quarry stone.

\*\*\* **REQUEST TO ATTEND WORKSHOP**

- **Benefits Administrator**

Ms. Favreau asked for permission to attend a Benefits Administrator Workshop on April 21<sup>st</sup> in Concord. The Selectmen approved.

\*\*\* **REQUEST TO USE UPPER HALL**

- **June 25 & July 30 Dances**

Ms. Silverman reviewed the request from Tod Whittemore to use the upper Town Hall for dances on June 25<sup>th</sup> and July 30<sup>th</sup>. Ms. Favreau and the Selectmen discussed whether dances were held in the past. Ms. Favreau shared that Mr. Whittemore held a dance in 2007. There was a \$45 rental fee, \$100 set up and \$100 security deposit. Ms. Carney asked that Mr. Whittemore complete an application and the Selectmen would review. Ms. Silverman asked Ms. Favreau to follow-up with Mr. Whittemore to inform him that a certificate of insurance and a separate application for each date was needed.

\*\*\* **COMMON COMMITTEE APPOINTMENT**

Ms. Silverman shared that Barbara Brooks was interested in serving on the Common Committee. Mr. Holman made a motion to appoint Barbara Brooks to the Common Committee for a 3 year term. Ms. Carney seconded. Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes. Approved – 3-0

\*\*\* **NATIONAL GRID – HERBICIDE USE NOTIFICATION**

Ms. Silverman reviewed the Herbicide Use Notification from National Grid.

\*\*\* **NON-PUBLIC SESSION RSA 91A:3(c) – HARDSHIP ABATEMENT**

At 8:27 p.m. Ms. Carney made a motion to go into non-public session under RSA 91-A:3 II(c). Mr. Holman seconded and the motion passed 3-0. Roll Call vote: Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes.  
At 8:41 p.m. Mr. Holman made a motion to leave non-public session and to seal the minutes as disclosure would adversely affect the reputation of the person other than a member of the board. Ms. Carney seconded and the motion passed 3-0. Roll Call vote: Ms. Carney - Yes, Mr. Holman - Yes, Ms. Silverman - Yes.

**OTHER BUSINESS:**

**Jaffrey Park Theatre Annual Report** – The Selectmen reviewed and Ms. Favreau shared that they have made an appointment to meet with the Selectmen.

**Highway Block Grant 2016 - \$99,829.44 up from \$87,366 in 2015** – The Selectmen reviewed.

**Quarterly KMO Reporting** – The Selectmen reviewed earlier.

**PIPELINE**

**NH Division of Historical Resources – Project Are Form**

**ON-GOING BUSINESS:**

**Prime Wetlands Study** – Ms. Silverman shared that the subcommittee did not meet. Members of the Conservation Commission were still working on their concepts. Mr. Holman asked about volunteer testing of ponds. Mr. Holman would like to invite 2 dam groups to come to the meeting on the Prime Wetlands. Ms. Silverman would ask Rick Van de Poll about doing another presentation and inviting specific people. Ms. Silverman suggested late May or June when more summer people are around. Ms. Silverman thought it would be helpful for the Selectmen and the Conservation Commission to have a planning session. Mr. Holman would like to have Mr. Van de Poll do a report along the pipeline route. Ms. Silverman shared that 2 major ones have already been addressed and the final pipeline route was still unknown.

Mr. Holman asked for a copy of town property where the sign was located for discussion on the pollinated garden.

Mr. Holman updated the Selectmen on the meetings he had attended.

Ms. Carney made a motion to adjourn the meeting at 8:50 p.m. Mr. Holman seconded and the motion passed. 3-0

Submitted by:

Sheryl White  
Secretary to the Board of Selectmen

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Susan Silverman, Chairman

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Nancy Carney, Vice Chairman

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Chris Holman  
Board of Selectmen