



BOARD OF SELECTMEN
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BOARD MEETING MINUTES
August 4, 2020
9:00 A.M.

Selectmen Present: Daniel Baker, Robyn Bates, Charles Kenison

Guests: Dana Pinney, Robert Ford, Jean Ford, Drake Patten, Attorney Amy Manzelli, William Townsend, Jacqueline Wood, Planning Board: Suzanne Gray, Barbara Young, Terry Silverman; Conservation Commission: Paul Kotila

Mr. Baker called the meeting to order at 9 a.m.

PRIMARY:

PUBLIC COMMENT – No comment

***** APPROVE MANIFESTS**

Mr. Kenison made a motion to approve the manifests. Ms. Bates seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

***** APPROVE MINUTES**

- **July 23, 2020**

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Ms. Bates made a motion to approve the minutes. Mr. Kenison seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

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

***** REVIEW CONSTRUCTION PERMIT APPLICATIONS**

- **Map 6, Lot 3-2**

Map 6, Lot 3-2 – Mr. Kenison made a motion to approve the Permit for Map 6, Lot 3-2. Ms. Bates seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

***** DISCUSS HIGHWAY EQUIPMENT PURCHASE**

The Selectmen reviewed the bid for the purchase of a used 2 ton roller and trailer at a cost of \$2,000 to purchase both. The Town doesn't currently own this piece of equipment, one has been borrowed one from the Town of Troy. We have a number of roads that require shimming and the highway guys attempted to do this on the Old Troy Road but were unable to pack it down because we lack the equipment. It is a very cost effective way to secure the road, especially prior to winter. Mr. Baker shared that we could get another 2-3 years out of the repair. We have a number of roads where the pavement is coming apart. A shim layer, seals the road. If we hired someone to do this it would be expensive. Ms. Bates asked who looked over the equipment. It was noted that it was being sold by Chris Silva's father who was in the business.

Mr. Kenison shared what was done on the Old Troy Road and mention that because we didn't have a roller, it wasn't pretty but it does the job. Ms. Favreau shared that there is the Expendable Trust for Highway Equipment and \$15,000 has been spent on the mower. Ms. Favreau thought that the highway department could absorb the cost within their general operating budget. It was noted that the roller borrowed from the Town of Troy would be returned.

Ms. Bates made a motion to approve the purchase of the 2 ton roller and trailer. Mr. Kenison seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

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***** DISCUSS BIDS FOR WORK ON TOWN OWNED PROPERTY**

Mr. Baker shared that last week the Selectmen met with Realtor Anna Schierioth. One property was obtained by the Town through tax deed and one was gifted. Both need to be cleaned out before selling. The old Rettig property on Rte 12 needed the most cleaning. Ms. Schierioth wanted us to have a waiver of liability for anyone that wanted to view the property. A bid was received from Residential Unlimited in the amount of \$1,800 for cleanup. Ms. Bates shared that the Selectmen approved an expenditure up to \$2,000.

Ms. Bates made a motion to hire Residential Unlimited to clean up the Rettig property for \$1,800. Mr. Kenison seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

Mr. Baker shared that the highway department was going to help clean up the Meadowood property. It was noted that a shredding company was needed to come in and shred the files that we are no longer required to keep.

***** DISCUSS PAINTING TOWN HALL**

Mr. Baker shared that we have straightened the front of the building between the pillars. Jay Southgate has agreed to leave his staging in place for 3 weeks. Now would be the time to get that section painted. Caleb Massin gave an amount not to exceed \$4,000. Mr. Baker contacted someone but he wasn't interested in bidding. Mr. Baker noted that caulking work needed to be done. Discussion was held on fixing the corner and the foundation work. Ms. Bates has contacted Robert Devlin to see if he was interested in putting in a bid for painting and she would contact another vendor. Ms. Bates would handle notification to Mr. Massin that the Selectmen have not approved at this time.

***** DRIVEWAY PERMIT APPLICATION**

Ms. Favreau shared this was the driveway permit for Mr. Herrick. One was on his property and the current driveway permit was off of Royalston Road. Mr. Herrick has a deeded right of way – 50 feet wide. Ms. Favreau didn't know if we needed the landowner's permission. The driveway permit would be just to the pond. The Selectmen asked Ms. Favreau to contact NHMA to determine if we need the landowner's permission. A discussion with the highway department was needed to determine feasibility.

Ms. Bates asked to table until additional information is obtained. The Selectmen agreed.

***** VETERANS CREDIT APPLICATION**

The Selectmen reviewed and it was noted that this would be for next year as this year's deadline was missed.

Mr. Kenison made a motion to approve the Veterans Credit application for Map 10, Lot 20-1. Ms. Bates seconded. Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes. Approved – 3-0

***** REVIEW PETITION RECEIVED**

The Selectmen reviewed the Petition that was received signed by a number of Town residents. One is for Town's residents and the other was for those not living in town but supporting the effort of the document. Mr. Kenison thought the action that was requested has already been done. Ms. Favreau shared that she has given the Petition to Chief Leonard DiSalvo and she didn't think there was any action to be done by the Selectmen. Ms. Favreau would check with Chief DiSalvo and would give Bob Nolan the information as he submitted the information. Mr. Baker thought it might be appropriate for Chief DiSalvo to circle back around to residents. Ms. Favreau shared the Chief DiSalvo had met with Martin Nolan. The Selectmen agreed that it would be better for Chief DiSalvo to circle back with the person that submitted the Petition.

***** REVIEW LETTER FROM LISE PATTEN TRUST**

The Selectmen reviewed the letter from the Lise Patten Trust concerning the proposed change to the septic system of Map 23, Lot 3. They are an abutter and weren't notified by the Town of any action to be taken. The system is in failure and work was to be done by the homeowner to fix the system. The design may create additional issues for those properties downhill from Ms. Wood's property.

Mr. Baker stated that the Selectmen know that there is a problem with the septic and the Town's Health Officer has sent a letter. Ms. Wood is trying to remedy the situation. The State oversees septic and design and shoreline installation. The Town doesn't get involved with septic design. This issue of water movement from one property to another is not something that involves the Town. Ms. Bates suggested that the highway department look to see if it infringes on the road at all. She thought that it would be up to the person that submitted the design to DES to have taken the drainage and water flow into account. Ms. Favreau asked if the Shoreland Permit Application was approved. Ms. Wood shared that the design and the shoreland have been approved by the State. Ms. Wood noted that installation would be done the third week in August.

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Ms. Wood shared that originally the grade should have gone down to the road so that the water running off of the road doesn't go into her yard. It would be brought up to grade and there won't be any standing water in her yard. Ms. Wood stated that after an investigation by an independent contractor, it was determined that it was 8" below grade and the new design would bring up to where the grade should have been which is about a foot higher. Ms. Wood shared that there has been a tremendous amount of water coming off of the road that is going into the lake. Mr. Baker shared that this is the first they have been made aware of this issue. Ms. Wood also shared that she is sending a pump slip into the Health Officer every time that she has the system pumped. Ms. Wood stated that there has never been any overflow and she didn't know where the Health Officer got that information.

Ms. Patten shared that they don't have issue with their neighbor, they have spoken before this meeting. Ms. Patten understands that it isn't a Town issue, but they are looking for a solution that they can all participate in. Ms. Patten questions the relationship that the Town has with the State. She was asking for a way to address this problem. Mr. Baker shared that this was the first they are hearing of this and would like someone to look at the details. Mr. Baker stated that construction was being done next week and there is no time to review. Ms. Wood shared that the Town is aware of the runoff and there has been numerous meetings with the Town and Richard Dwinell. Mr. Baker stated that he wasn't talking about previous issues, he was talking about the engineering proposal to fix the issue and not having the details of what is changing. Ms. Wood shared that Ms. Patten sent a copy with her letter. Mr. Baker shared that it was difficult to read. Ms. Wood stated it wasn't a septic system it is a water treatment system that the water coming out of the septic system is drinkable. Ms. Wood thought that installation would be August 15th. She thought the Town would get a letter because she is trying to get reimbursed for her losses. Ms. Bates asked who was doing the new work. Ms. Wood noted that it was Septic Design of N.H. She thought the Town got a copy of the letter from David Field. Mr. Baker asked Ms. Favreau to send someone to look at the impact. Ms. Bates asked if we could contract with John Holman. Mr. Kenison didn't feel that what Ms. Wood was doing violated anything as she has a right to change the grade. Ms. Wood mentioned that there is already a pipe that brings the water from the other side of the road into the lake.

Ms. Wood shared that when they had met with the Selectmen, the Town's attorney stated it wasn't the Town's responsibility but we still have runoff. Mr. Baker shared that the road was rutted and was repaired. Before the water runoff ran down the middle of the road. Mr. Baker stated we needed to take a closer look to determine which way to go. William Townsend stated that the Town, maybe 30 years ago, raised the level of the road and this was the beginning of the problem. Mr. Townsend asked that the Town do something to handle the water issue and look at Ms. Wood's suggestion. Mr. Townsend would like everyone to work together to address the water runoff.

After discussion, the Selectmen agreed to look into what the Town's involvement should or shouldn't be.

10:30 MEET WITH ATTORNEY AMY MANZELLI - NON-PUBLIC SESSION - RSA 91-A:3 II(e) – LEGAL – Tabled until after the non-public session on hiring

***** NON-PUBLIC SESSION - RSA 91-A:3 II(a) - Hiring**

At 10:10 a.m. Ms. Bates made a motion to go into non-public session under RSA 91-A:3 II(a). Mr. Baker seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

At 10:25 a.m. Ms. Bates made a motion to leave non-public session and seal the minutes as disclosure would adversely affect the reputation of the person other than a member of the board. Mr. Kenison seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

***** MEET WITH ATTORNEY AMY MANZELLI NON-PUBLIC SESSION - RSA 91-A:3 II(e) – LEGAL**

At 10:25 a.m. Ms. Bates made a motion to go into non-public session under RSA 91-A:3 II(e). Mr. Kenison seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

At 11:30 a.m. Ms. Bates made a motion to leave non-public session and seal the minutes as disclosure would adversely affect the reputation of the person other than a member of the board. Mr. Kenison seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

***** NON-PUBLIC SESSION - RSA 91-A:3 II(a) - Hiring**

At 12:43 p.m. Mr. Baker made a motion to go into non-public session under RSA 91-A:3 II(a). Mr. Kenison seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

At 1:23 p.m. Ms. Bates made a motion to leave non-public session and seal the minutes as disclosure would adversely affect the reputation of the person other than a member of the board. Mr. Kenison seconded and the motion passed 3-0. Roll Call vote: Mr. Baker – Yes, Ms. Bates - Yes, Mr. Kenison - Yes.

***** NON-PUBLIC SESSION - RSA 91-A:3 II(a) – Evaluation – Tabled until August 19, 2020 at 7 p.m.**

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INFORMATION

*** **Water testing Bowkerville Road** – The Selectmen reviewed. Ms. Favreau noted that it was the Domingue property which the State is required to test. Ms. Bates asked if we knew what the new contaminate levels were that have been adopted by the State. Ms. Favreau would look into.

ON-GOING BUSINESS:

- *** **STEEPLE PROJECT**
- *** **AMBULANCE SERVICE**
- *** **SOLAR**
- *** **TOWN-WIDE ISSUES TO BE ADDRESSED AND THEIR ENFORCEMENT**
 - **Unregistered vehicles**
 - **Debris and junk in yards**

Meeting Schedule: After discussion, the Selectmen agreed to meet on Wednesday, August 19th at 7 p.m.

Ms. Bates made a motion to adjourn the meeting at 1:25 p.m. Mr. Kenison seconded and the motion passed. 3-0

Submitted by:

Sheryl White
Secretary to the Board of Selectmen

Daniel Baker, Chairman

Robyn Bates

Charles Kenison
Board of Selectmen