



Selectmen Meeting 2/23/2016

Approved Minutes

Present: Selectmen Bernie O'Grady, Charlie Moser and Louise Lavoie; Brenda Wiley, Kathy Wile, Pat Letourneau; Cathy Schwenk, George Schwenk, Wolfgang Millbrandt, Bill and Patty Rendle, Guy Daniello, Bob Bergeron, Harry Spear, Barbara Devore, Nancy Richards, Ashley Saari, Bill Fritz, Carol Iodice, Ernie and Meryl Sullivan, Terri Galley, Barbara Quinn. Joined in progress by Liz Fletcher, Bob Dilberger, Bob Larochelle, Anna Faiello, Joe McGuire and Devon Fletcher.

Called to Order: Meeting called to order at 7:30 by Bernie O'Grady.

Approvals: Noted that payroll and accounts payable manifests were signed. Minutes of the 2/8/16 meeting were read by selectmen, one change noted by Louise that the planning ordinances on the ballot were proposed by Planning Board, not the town. Charlie moved to accept the minutes as amended, Bernie seconded and three votes to accept as amended.

New Business:

Cathy Schwenk, Moderator, thanked the selectmen for their work all day at the polls on Primary Day, and said she was looking for their feedback on how it went. Discussion centered on the reconciliation process and deferring some of that for the next day; only one challenged voter who was amenable to the process, and rearranging the room a bit for the fall election. Final item from Cathy was to go over the warrant and decide who moves which Article. There is one lengthy article which Bob Bergeron offered to make a motion at the meeting that it not be read aloud in its entirety.

Zoning Board of Adjustments, Bill Rendle acting chair, appeared with Guy Daniello and Bill Fritz, proposed members of the Board.

Charlie thanked them for their interest in being on BOA, and spoke about time and training commitments. Louise explained the new process that the selectmen are implementing, whereby they are asking the chair of any committee to "sponsor" proposed new members and all appear before the select board so they can meet and discuss questions or concerns from both sides.

Both potential members agreed on attending trainings.

Bill Fritz had a question as to how the Town protects BOA members in case they are sued as individuals or as a board? Charlie said that if they are acting within their authority, they are covered by the Town insurance.

Bill Rendle said BOA would be pleased to have both gentlemen join that board.

Pat Letourneau asked that Guy and Bill both be sworn in as full members, not alternates, as the existing alternates are not interested in taking the full seats. The new additions would make for a full board.

Charlie moved, Bernie seconded to accept Guy Daniello and Bill Fritz as full members of the Zoning Board of Adjustment. Three votes to accept. Bernie offered a brief explanation of appointment papers

being prepared and held in the Town Clerk's office for their signatures; Kathy will email/call when those are ready.

Water Damage in the Mann House due to broken heating pipes on the second floor was the next item. Wally's opinion (given to Bernie by phone earlier) was that the amount of water involved was minimal; it was decided no claim needed to be filed.

Bernie will follow up with Wally regarding the regular maintenance and inspection schedule for the heating system.

Doppler Tower. The town received an email for a representative of NBC, who is looking in the general area for a location to put up a Doppler radar tower, and asking if there might be interest within the town as a site. Tower would be 200' tall, with a 32 foot diameter Doppler dome at the top. Bernie said they (selectmen) are really wondering what the likelihood is of the residents wanting it within the town. Possible income from the tower, tax value, potential emissions and other hazards from the radar all were discussed.

Final decision was that they doubted interest existed, Bernie would reply email.

Conservation Commission Appeared to speak about the Nose Meadow property gift from the Schwenks. Liz Fletcher said they do not need a lot line adjustment, it had been surveyed and it was already mapped as a separate tract. The title is clear, and the tracts just need to be de-merged per RSA 674:39-aa. Tom Quinn, of Atty Drescher's office, had worked on it and told them that George could request in writing to the Selectmen that the tracts be demerged.

Charlie said the town would want to ask town council, to be careful about setting a precedent for other properties to be re-classified. Liz shared that the window for such requests from landowners expires at the end of 2016, so there would be limited time for others to follow suit.

Bob Dilberger asked if it is possible for the board to accept George's request at this meeting, and render their decision after working with town council. That was agreed upon.

For clarification – George Schwenk requested, per RSA 674:39-aa, that the Selectmen consider unmerging Lot E-75 tracts one and two, which were involuntarily merged by the town.

This will appear on the agenda of the next Selectmen's meeting.

Next item from Conservation was a request for the Selectmen to waive the Timber Tax on a planned cutting on lot B-17-1, which the commission is planning. Bernie recalled honoring a similar request for the cutting on the Bronson Potter land and all agreed that there was precedent for such a decision. Charlie moved, Bernie seconded and all three selectmen voted to waive the timber tax on the cut from Lot B-17-1.

Next item from them was regarding engaging Kane Conservation to help generate a list of mitigation projects for NED/KM. Board agreed it was a very appropriate step to take, and to get an estimate. There was discussion about state funding opportunities for culvert projects, and to add any affected culverts to the list

The final Cons Comm item was regarding the Pipeline. Liz Fletcher was in receipt of an email from an Affected Landowners Organization, asking for interest on the part of Mason landowners to participate in a survey being potentially sent throughout NH, MA and NY as well. Liz was asking if the Selectmen thought it a good idea for Conservation to participate as a landowner. All three selectmen

agreed that information sharing is a positive, and asked Liz to cc the selectmen the completed survey, which she agreed to do.

Ernie and Meryl Sullivan were next on the agenda, attending to discuss the letter they received from the Selectmen. They first offered a correction – Ernie Sullivan III, as addressed in the letter, is their child, the Ernie present is Ernie Sullivan Jr. Town records will be checked.

There was extended conversation about the source of the complaint, the process involved in following up on it, what constituted junk and what was on their property. At the end of the conversation, the Selectmen agreed to meet them on their property, and they would arrange a meeting at a mutually agreeable time.

Thank you letter to the Fire Department from a citizen who had received their help for a house fire was noted.

John Lewicke was next, and he was there to ask the Board to file a written complaint with FERC regarding ISO NE and the associated Natural Gas Act. He provided a summary of the Natural Gas Act, and stated that only state agencies and municipalities can file a complaint. This does not go to FERC under the NED docket number, it is a separate but related action.

After discussion the Selectmen said there did not seem to be a down side to making a complaint; they would use John's good legwork, and build on that. Charlie will begin working on it, and Selectmen hope it can be ready for signatures at their next meeting.

SEC letter from Temple was received by Selectmen via email, asking Mason to send a similar letter. After short conversation it was agreed the Mason should send their own letter addressing our own issues. It was further decided that Charlie will start the process and put it in "Mason form", and will email the others for additions/corrections.

Old Business:

ADA access to the rail trail is still with Conservation for consideration.

Public Forum:

Joe McGuire said he was there on behalf of the Mason Pipeline Committee, who is looking for an attorney to represent affected landowners (at their own expense) especially for guidance regarding timing of negotiations if things get to that. Attorney Elefant would be a top choice, but she would require a waiver of potential conflict of interest from the Town. Board thought there was a potential synergy to having her represent both town and landowners. Board agreed that would not be a problem for the town, and Charlie will email her with permission.

Wolfgang Millbrandt asked about repairing the roads (Abbott Hill, Pratt Pond) due to damage from the chipper trucks. Nancy Richards added the weight limit signs should have been put up – Bernie said he believes the Road Agent needs the Selectmen to authorize that, and he will speak with Gary.

Barbara Devore expressed concern about potential confusion regarding the amount spent by the Town on Pipeline related matters would negatively impact the warrant article requesting more funds.

It was agreed there could be explanation at the town meeting, as well as some financial information on actual \$'s spent posted on the website before hand, which could come from Brenda. Details of areas spent will not be published, just amounts.

Devon Fletcher brought the next subject of the Class 6 section of Walker Brook Road. He stated that after a logging operation had been completed, there were several boulders placed at the Old Ashby Rd end of that section preventing access, and he wondered who had done that and why? It was agreed they (boulders) should not be there blocking access, and the highway department will be notified to move them when conditions allow.

Non-Public:

Charlie made a motion to move into non-public session pursuant to 91-A:3 II a to discuss compensation of a public employee. Bernie seconded, roll call vote was taken to unanimously move into non-public session at 9:47 PM.

Motion to leave non-public session and return to public session made by Charlie, seconded by Bernie which passed and public session reconvened at 10:10 PM.

Minutes were not sealed.

Motion to adjourn the selectmen meeting of 2/23/16 was made at 10:10 by Charlie, seconded by Bernie, 3 votes to adjourn.

March 8, 2016, which is Election Day, Selectmen will be available at the polling place. Next scheduled **evening** meeting will be March 22, 2016 7:30 PM at the Mann House.

Respectfully Submitted,
Kathy Wile
Administrative Assistant