

# **SELECTMENS MEETING MINUTES OF 9-23-2013**

Submitted by stoddard on Mon, 09/23/2013 - 5:40pm.

## **SELECTMEN'S MEETING MINUTES**

September 23, 2013

The meeting opened at 7:00 PM with the Pledge of Allegiance.

Attendees included Arnie Stymest, Selectman, John Halter, Selectman, Stephen McGerty, Selectman Chairman, Harry Power, Compliance Officer, Jim Coffey, Town Administrator and Patricia Putnam, Administrative Assistant. Several attended the meeting as on lookers.

### **APPOINTMENTS**

7:00 - Harry Power – Building Permits as reported by Harry:

1. Tax Map # 420 Lot # 30 - Route 123 South - approved for an addition to a building to house horses.
2. Tax Map # 120 Lot # 22 - Fernwood Drive - approved for a new house
3. Tax Map # 105 Lot # 6 - Shedd Hill Road - denied due to lack of set back - sent to the ZBA.
4. Tax Map # 137 Lot # 58 - North Shore Road - denied due to lack of set back - sent to ZBA.
5. Tax Map # 420 Lot # 15 - Route 9 - requested a two-year extension of the building permit (issued 10/10/2011) due to lack of funding to complete house. There is a cellar, served by State Approved Septic System and Well. John Halter moved and Arnie Stymest seconded to award a one-year extension with a new request to be submitted if there is still a need to extend the building permit, the board approved.
6. Tax Map # 126 Lot # 26 - Old Antrim Road - research shows that the lot has two

buildings on it and Tax Map # 126 Lot # 28's State Approved Septic System. It further shows that the cottage next to the water has a non-state approved septic and the building that is rented does not have a State Approved Septic System. Any work on the buildings will require a State approved Septic System(s) to be installed.

7. Tax Map # 415 Lot # 13 - off Center Pond Road - on Old Protection Road - was found to have a building permit for a 3 sided lean-to and shed. The owner has run several hundred feet of water line from a spring down to the building site. There is a very primitive toilet with a tarp system around it but no septic system. There has been a concerted effort to camouflage the water line and structures. This property is in current use and part of it will have to be removed and a 10% penalty will be assessed. The lakeside district is involved here and concern is expressed about the lack of a septic system of any kind being present.

8. Tax Map # 415 Lot # 12 - off Center Pond Road - on Old Protection Road was found to have a trailer and wooden structure constructed without a building permit being issued. There is also extensive earth moving occurring. This property is in current use and part of it will have to be removed and a 10% penalty will be assessed. There may be a penalty imposed due to the lack of a building permit being requested.

Jim, Harry and Tammy, assessor, will visit both properties and ascertain what action the Selectmen should take.

7:30 - Consider Aten Road Petition - met with Patricia Panciocco, Atty for Aten Road petitioners, the Van Schaijks, to consider what action the board wished to take. The petition requests the town to take over maintenance of the 1 mile "Class VI, ruled Class V to allow a subdivision back in 1986 by an agreement signed by the courts."

Homer (Sam) Bradley advised that there were a couple options:

1. Hold a hearing with notification to all abutters
2. Not hold a hearing if the Board of Selectmen doesn't feel there is justification or merit for consideration.

Sam recommended either denying the petition by specific reason or schedule a hearing. John Halter said he wanted to hold a hearing and see what develops, Arnie Stymest said he did not want to hold a hearing and Steve McGerty expressed concern that other private roads in town might

want the same actions. John said his reason was to allow a civil discussion. Jim Coffey noted that Aten Road is the only Class V, privately maintained road in the state. Patricia Panciocco maintained that the petitioners are entitled to be heard. She related that Aten Road dates back to 1850 when it served as access to cottages back there. She noted that the agreement by the court is contrary to NH Law (RSA 231:33) and that the public has been using it while private residents have maintained it for the past 15 years. They are fed up. There was no owners association formed and that has left a few paying for all to use the road.

John Halter moved and Arnie Stymest seconded to hold a hearing, the board approved with Arnie Stymest dissenting. All abutters along that 1-mile of "Class V" road will have to be noticed along with any mortgage holders on those parcels. Jim Coffey will work with Patricia Panciocco to schedule the hearing. It was noted that the School would be the best choice of location for the hearing. Jim Coffey advised to treat this hearing like a bond issue.

7:45 - Linda Clark - Questions on her budget - Linda presented several issues to be considered.

1. There is no thermostat in her office and the weather is turning colder. Steve McGerty will purchase a thermostat and install it on Tuesday.
2. Linda wants voice holes added to her security windows. It is hard to hear anyone talking to the Clerks. The Cutter Construction will be consulted to have those windows replaced and also the one in the Tax Collector/Administrative Assistant office.
3. Linda also requested panic buttons be installed.
  4. She also wants lines painted to indicate parking spaces outside the Town Hall. Steve McGerty has the equipment to do the striping and will do that in the near future, at no cost to the town. It was discussed as to putting up signs indicating entrance and exit to the parking area. Jim Coffey will look into getting those signs and having them erected.
  5. She needs a copy of her bond. Jim indicated that the LGC sends them automatically but he will get her one.

9:00 PM - Arnie Stymest moved and John Halter seconded to go into Non-Public, RSA 91A:3, II (c) -

John Halter - yes

Arnie Stymest - yes

Steve McGerty - yes

9:05 PM - John Halter moved and Steve McGerty seconded to come out of non-public session - the board approved. John Halter moved and Steve McGerty seconded to seal the minutes indefinitely, the board approved.

9:06 PM - John Halter moved and Arnie Stymest seconded to go into Executive Session on pending legal issues RSA 91A:3, II (c&e) - with Harry Power, Compliance Officer -

John Halter - yes

Arnie Stymest - yes

Steve McGerty - yes

9:35 PM - John Halter moved and Arnie Stymest seconded to come out of executive session - the board approved. John Halter moved and Arnie Stymest seconded to seal the minutes indefinitely, the board approved.

#### TO BE SIGNED/APPROVED:

1. Accounts Payable Manifest
2. Minutes of August 26, 2013
3. Pistol Permits (6)
4. Notice of Intent to Cut Wood or Timber

All the above were signed.

#### OLD BUSINESS:

1. Correspondence from George E. Sancoucy, PE, LLC, PSNH v Stoddard, Tax Appeal. (FYI) and BTLA request for information. PSNH appeal of 2012 Taxes.
2. Letter from Attorney Prigge looking to settle Cahill /Cemetery boundary matter.
3. Memo from Debbie McGerty that Forest Ranger Matt Apgar called to inform selectmen that BMP and erosion mitigation is now completed on Don Buyer's lot. Affected Granite Lake area.
4. Correspondence from Attorney Bradley to Attorney Panciocco, Re Fred Ward Information Request

5. Correspondence from Attorney Bradley to Planning Board Chair, Ruth Ward.

All the above reviewed.

#### NEW BUSINESS:

1. Letter from FEMA approving our 2013 Hazard Mitigation Plan Update.
2. Letter from John & Gwendolyn Riesenbergs asking for their property tax assessment to be changed to the amount of the amount shown on a re-financing application, and reply sent by Town Administrator.
3. Correspondence from PRIMEX Regarding Insurance for the Town's Certified Emergency Response Team. It costs \$10 per person.
4. Certificate of Title, 2011 Ford 141F550 Brush Truck – Paid Off!
5. List of Properties Being Verified by DRA, Revaluation Quality Control
6. Lake Host Program Plant identification Results
7. Letter from Monadnock Farm & Community Coalition Requesting a Selectmen Attend their September 25, Public Forum.

All above noted.

#### SELECTMEN'S COMMENTS

1. John Halter - Milfoil save at Granite & Island Pond-See New Business
2. Suggestion from Selectman Stymest for Protection of Seasonal Homes When Unoccupied. - Discussion Item - Arnie explained his thoughts on having a registry to help the police department keep track of vacant houses. The form would be submitted indicating anyone who has authority to access the property during the owners' absence.

There would be a database established on the central server with the PD and Town Administrator having the only access to it. There will be a generic template constructed and those blank forms would be available from the Town Clerk or Board of Selectmen's office for submission to the database. Anyone wishing to record a property, which is not known to the recipient, would have to show ID to be added. There was general agreement that the idea is a good suggestion and the board supports the effort.

3. Dean Huber reported that he noticed the lights on the outside of the Gould House were pointing directly toward the tinderbox tarpaper siding. He turned off the timer to those lights and reported it to the Police Department and Arnie Stymest.

4. It was noted that there needs to be a formal emergency response team formed to assist the Fire Department in the event of an emergency.

#### OTHER CORRESPONDENCE

Thank you card from Joan Read.

Thank you letter from the American Red Cross

Correspondence from Councilor Van Ostern (2 Items)

Shoreland Permit Application for Tax Map 122, Lot 34, owner Poodiack.

NH DOT List of 10-Year Transportation Planning Meetings.

NH Association of Assessing Officials annual ballot

Septic Application Notice from DES for 139/ 50&51, Denied for Missing Fee.

NH Division of Public Health Services Lake Tests Results.

Organizational letter from the PLT, LLC., with Notice of Assignment

Wetlands Permit by Notification, Andorra Forest

Approval for Construction for Septic System, CA2013114600, for 119 Fernwood Road.

NH Civil Engineer

SWRPC Commission Highlights

Town of Warner, Cell Tower Hearing Notice

Town of Marlborough, Cell Tower Hearing Notice

Notice of Bankruptcy for Residential Capital, LLC, etal.

Bankruptcy Notice for Residential Capital, LLC.

Cheshire County Registry of Deeds Notice on E-Recording

ADJOURN: John Halter moved and Arnie Stymest seconded to adjourn at 9:35 PM, the board approved.

Patricia E. Putnam

Administrative Assistant

Approved:

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Stephen McGerty

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Arnie Stymest

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John Halter

## **SELECTMEN'S MEETING AGENDA**

**September 23, 2013**

APPOINTMENTS

7:00 - Harry Power – Building Permits

7:30 - Consider Aten Road Petition

7:45 - Linda Clark - Questions on her budget

8:00 - Jane McDermott – Non-Public, RSA 91A:3, II (c)

8:15 or end of meeting - Executive Session on pending legal issues -

with Harry Power, Compliance Officer

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