

SELECTMEN'S MEETING

May 8, 2012

Executive Board Attending: Maury Collins, David Upton, Edie Drinkwater, Admin. Assist.

Others Attending Wayne Fulton, Max Nunnemaker, Anne and John Cucchi, Dennis Dellagrecia, Terri Upton, Edith Notman, Maureen Lord, Brian Lord, Richard Pratt, Mike Tarr, Rick Church

After a motion made by David and seconded by Maury the meeting opened at 6:09 PM. Chair Warren Hammack was out of Town and absent from the meeting.

First on the agenda were two interviews with applicants for the job of Part-time Town Sexton. The first interview was with Mr. Wayne Fulton who agreed to a public interview. He reported extensive experience with other area Towns in a similar position. Many details of likely tasks were explained and the fact that this is only a part-time position was not an issue for him.

Max Nunnemaker was also interviewed in the same manner after he gave his approval for a public interview. He indicated that although not extensively experienced he had done some "handy man" work.

Max voiced concerns because he was not knowledgeable of the heating system and he also had concerns about the low budget for the position.

A third applicant did not respond to a call to come in for an interview. The Board asked Edie to try once more to set up an interview before any decision is made.

The regular business meeting began immediately after the second interview.

Mr. David Crane called to say that PSNH will not be cutting down a certain tree on Apple Hill Road as they had previously requested of the Planning Board. The landowner decided to cut the tree as it was on his property thus releasing PSNH and allowing them to install a power line that they had intended.

Next Mike Tarr reported on the road work to be done by the State this summer including the area from Nelson Center to the Granite Lake area. Mike reviewed the project and said he would like to attend the State's Project meeting to request paving for the Mail Box area in the Center as well as a few more problem areas.

The Board agreed and David asked for a sketch of what the finish would look like to show the nearby land owners. Mike went on to say that there are water issues in that area and with no shoulder the water does not flow to the catch basin.

Edith Notman suggested that a flyer be sent to every landowner in the affected area. The Board asked Mike to help draft a flyer to be sent out. Edie will help Mike with this flyer.

The next issue was an unregistered camper reported by Mike that is in the traveled portion of the road at Granite Lake.

Mike and Chief Pratt both agree it should not be parked there. They both stated that a previous board had allowed this even though both Mike and Chief Pratt reported it as a hazard. Officer Brian Lord also voiced his concerns of the safety issue.

The camper is unregistered and Chief Pratt informed the Board that not only Nelson but also New Hampshire law does not allow vehicles to be parked on the traveled portion of a road in this manner or duration.

Maury agreed to speak to the owner of the camper and request that it be moved.

Mike then reported that he had a conversation with Jay Jacobs (Harrisville Selectman) regarding a low report of cut on an area that appeared to have had a much higher yield. The property is partly located in Nelson where there is also an intent to cut on file that seems a bit low.

The Nelson Intent has the logger listed as Wayne Young. He is David Upton's Brother-in-law and David suggested that Wayne be called to explain any discrepancies. David suggested that he not be involved due to the family relationship.

Maury agreed to call Wayne Young to talk about the question that was posed.

Next Rick Church came in to discuss the proposed article and the proper way to be able to expend funds from the Building Capital Reserve Fund. As it stands now only a town vote on a specific dollar amount and project is allowed.

The DRA indicated that the only way to expend those funds without a court request is to approve the Selectmen as agents. This can then be reverted back to Town vote at the March Town meeting by a warrant article.

It is unclear whether a Town vote now could specify a dollar amount but this question will be sent off to the DRA for an answer along with several other prior to Posting the Warrant for the Special Town Meeting.

Rick Church reported that he polled the Supervisors of the Checklist and June 2, 2012 seems to be the best date.

John and Anne Cucchi came before the Board with a complaint about unfair treatment they had received by a past board.

John presented documentation which he alleges will show a difference in the way others in Town were treated in regard to building permits and variances.

John gave a review of the law suits he has brought against the Town in the past due to this kind of treatment. One case in point involved a building permit granted to another resident in 2010 without referring them to the ZBA even though they were building on a non-conforming lot size. Mr. and Mrs. Cucchi filed an appeal which should have ceased work on the project until a final ruling. The board at that time did not honor the appeal process and allowed the completion of the structure even though an appeal hearing date was set. The cost of the appeal was approximately \$300.00 and was not recovered by Mr. and Mrs. Cucchi.

John alleges that this "Special Treatment" was allowed for this resident because he was the Town Treasurer at the time.

Maury Told John and Anne that he was not familiar with the case and needs to read and study the materials presented before making comment.

John indicated that he has several more presentations to make to the Board in the coming weeks and some include reports of criminal activity.

Maury thanked them for coming in and said the Board will review the materials presented.

Next Maury reported on the Office Committee search. He indicated, of the many option, The Harrisville Mill location met all the needs at a reasonable cost. The previous renter has offered to leave most of the furnishing to meet our needs. This will reduce moving costs.

Terri Upton suggested storing the office furnishings in the Library basement during construction.

Maury mentioned that his report of the office Search Committee had been presented at a gathering of the Moving in Step group the previous Thursday evening.

Maureen Lord asked if that was a posted meeting as she was not aware of it.

David reported that he and Maury were there by invitation as private citizens.

Maureen asked if Edie was in attendance at that meeting. She replied No.

Mike Tarr asked about the mobile office units.

Maury stated that a cost of approximately \$8000.00 was much too high. Far more than Harrisville.

David made a motion to select Harrisville as the Temporary Office site.

Maury seconded and motion then carried.

Brian Lord expressed concern of the cost involved and suggested the Town Hall.

Discussion focused on the loss of Town Hall rental income and the cost involved to set up the Town Hall to function as office space. It could actually cost more in that case than the Harrisville location.

Maureen asked how much the Monadnock Folklore Society pays for rent. She was told that

each rental date is \$70.00. She voiced concern that the fee could not be covering the actual cost of the heat, lights, insurance, etc. and requested that the Board raise the fee for each use. Dennis and Maureen spoke of the revenue shortage and Maureen stated that the Town is subsidizing the dances each week with the low rental.

There was then further discussion of the move from the Old Brick Schoolhouse and the timing. Terri suggested June 15th would be fine to start the rent. Maury reported that the rent may have to begin on June 1st and would be month to month as needed. If that is the case it will begin on June 1, 2012. David moved to approve the June 1st start time. Maury Seconded and the motion then carried.

Edie reported on the final visit by the insurance adjuster from LGC on the furnace blowback. Everything is nearly complete and he will recommend approval of as much ceiling cleanup funds as can be allowed by the policy. There is just an estimate for a new Fax machine pending as they decided not to clean the old machine due to the cost. They felt that replacement would be close in price.

Next Terri reported on property to be taken for unpaid taxes. Terri reported that 2010 was the last contact with the family of the owner. The property is in poor condition with a lot of debris. Terri suggested that cleanup of the property should be done to mitigate the Town's liability in case of injury. The discussion continued on how to get this done with as little cost as possible. Terri indicated that a decision of the Board must be made to accept the property to begin with. She also added that there is a limited market for this property. Maury made a motion to take the deed to the property. David seconded the motion but this prompted further discussion and the motion was table for one week until Terri can be in touch with the LGC to talk with an attorney.

Next was a second review of a building permit request from Mike Iselin. The Easement deed was found to allow for the construction of a barn. With other items on the checklist addressed David made a motion to approve the permit. Maury seconded the motion and the motion carried 2-0.

Chief Pratt presented a concern from Barry Tolman over gasoline fumes in the safety building. Maury explained the issue was that the building could not be used for office space due to the fumes from the truck posing a safety problem. Another problem had been reported that an odor of sewer was very strong at the safety building. PlumBob was call in and found that the pump switch had been turned off. It was turned back on and seems fine. Chief Pratt suggested informing Mr. Tolman of both issues.

David opened a discussion about Community Communications. Several suggestions were listed including a monthly open meeting, e-mail list, sign at the exit ramp, e-mail bulletin board or Notice Location on the Town Web site etc.

There was concern that the notices should come from the town with just the posting information. Dennis suggested making one monthly meeting every other month as a Town Hall Selectmen's Meeting.

David discussed the question of how to post a meeting that accidentally happens when a quorum of the Select Board ends up in the same place and questions are asked. It was agreed that if such a chance is likely then it will be posted.

Maureen continued to probe about the "Dessert" meeting with questions of who sponsored the meeting, where it was posted, who was invited, and did David or Maury know they would be asked questions as Selectmen.

David indicated a clear Understanding of what Maureen was intending to make clear.

Maury also responded that they now know what was not done correctly and are making every effort in the future to avoid such gray areas that could bring about community concern.

David also stated that any such meeting will be posted in the future.

Edie informed the Board that Allan Treadwell had submitted a review of his findings as to the

status or our computer equipment and programs. With the server password still unknown it was agreed that Tom Rup should be contacted by Chief Pratt to try to retrieve the password. It was agreed that a decision will be made about signing a contract when Warren gets back.

Edie also reported that Gordon Peery had posted her request for feedback on the time change for the weekly Selectmen's meetings. Replies have already started coming in.

Chief Pratt requested a short Non-Public session to discuss a personnel and legal matter. Maury made a motion to move into Non-Public session in accordance with RSA 91-A:3 II (a &c) Personnel and Legal. David seconded. The following roll vote David-Aye and Maury-Aye carried the motion 2-0.

Entered Non-Public Session at 10:02 PM

At 10:45 PM the public session resumed.

Upon return it was announced that during the Non-Public Session discussion took place of a sensitive nature regarding a Town Employee and also possible legal issues pending. It was agreed that until all matters are resolved and the Town is no longer under threat of harm and the person safe from harm to reputation the minutes should be sealed. This motion was made by Maury and seconded by David. The roll vote followed Maury – Aye David- Aye The minutes will remain sealed.

Chief Pratt reported that he felt an estimate for a new computer for the Police Department that was presented by Allan Treadwell was too high to be considered. The Board agreed and so that computer will not be purchased.

David made a formal motion to contact Tom Rup regarding the password issue. Maury Seconded and the motion then carried by a 2-0 vote.

David made a motion to approve the minutes from May 1, 2012 and also May 2, 2012. Maury seconded and the motion then carried by a 2-0 vote.

David made a motion to approve the Bills and Manifest.

Maury Seconded

The motion carried by a vote of 2-0

Next Maury made a motion to adjourn.

David Seconded

The motion carried by a vote of 2-0

Meeting Adjourned 11:20 PM.

May 8, 2012

Warren Hammack, Chair

Maury Collins

David Upton