

Selectmen's Meeting
Monday, July 27, 2015

Chairman Morgan called the meeting to order at 4:15 PM. Present were Selectmen Richard Morgan, Franklin Riley and Robert Freeman, and Ellen White, Town Administrator, who recorded the minutes.

Morgan opened the meeting with the Pledge of Allegiance.

Morgan made a motion to approve the minutes from the Selectmen's Department Head Meeting & Workshop held on 7/20/2015. Freeman seconded. A unanimous vote was taken.

Morgan made a motion to approve the minutes from the Selectmen's Meeting held on 7/20/2015. Freeman seconded. A unanimous vote was taken.

A Contract for Use of Facilities was received from Holly Libby requesting the use of tables and chairs for a celebration of life on 7/29/2015. The schedule was verified by Peter Waugh, Recreation Director. Morgan made a motion to approve the contract. Freeman seconded. A unanimous vote was taken.

The Board received a copy of a letter from the NH DES verifying the correction of deficiencies noted in a Letter of Deficiency sent on 9/23/2014 to Mason and Lauren Gomberg for the property located on Map 119, Lot 21.

An Intent to Cut Timber was received from Carrie Hurn of Asset Traders, LLC, for the property located on Map 266, Lot 17. The Intent is to cut 5 acres of the 160 acre parcel and the logger listed is William A. Day Jr & Sons, Inc. The taxes are paid and there is no cemetery. Morgan made a motion to approve and sign the Intent. Freeman seconded. A unanimous vote was taken.

The Payroll Voucher was submitted for the week ending 7/25/2015 in the amount of \$42,921.57. Morgan made a motion to approve and sign the voucher. Freeman seconded. A unanimous vote was taken.

The Accounts Payable Voucher was submitted for the week ending 7/18/2015 in the amount of \$40,683.57. Morgan made a motion to approve and sign the voucher. Freeman seconded. A unanimous vote was taken.

The Board received a copy of email correspondence between Brad Harriman, Public Works Director, and John Corrigan, Safe Routes to School Coordinator. Harriman explained that he was contacted with a request for an update on the status of the sidewalk project. Harriman stated that he misunderstood a conversation he had with Jim Rines from White Mountain Survey, who is in fact willing to proceed with the project. Funding will be available by the time of construction if the Board is willing to proceed. The Board agreed to proceed with the project.

The Board received a copy of a letter sent to Police Chief James Eldridge from the NH Fish and Game Department thanking Corporal Robert Ripley for providing prompt response and assistance to Conservation Officer Mark Hensel and his K9 Sig, who required immediate veterinary care during the 4th of July holiday. The Board requested a letter of thanks be sent to Corporal Ripley.

A Raffle Permit Application was received from Cornerstone Christian Academy for a raffle being held on 1/21/2016. Morgan made a motion to grant the Permit. Freeman seconded. A unanimous vote was taken.

A Purchase Order payable to Winnepesaukee Lumber Co., Inc. in the amount of \$9,239.41 for materials for the Library roof was presented for signatures. Morgan made a motion to approve and sign the Purchase Order. Freeman seconded. A unanimous vote was taken. Harriman stated that Winnepesaukee Lumber presented the lowest bid last fall and also held their price when he re-bid the material in the spring.

A Purchase Order payable to Maine Scale LLC in the amount of \$3,978.00 for materials for repairs to the scale at the Transfer Station was presented for signatures. Harriman stated that the scales need to be certified every August and deterioration was found in the suspension which results in inaccurate readings. The Board questioned the amount of repairs that have been made to the scales. Harriman responded that the scales have been struck by lightning twice but those incidents were covered through insurance claims. This is the first repair made to the suspension that Harriman is aware of. Morgan made a motion to approve and sign the Purchase Order. Freeman seconded. A unanimous vote was taken.

A Request for an Abatement was received from the Puchacz Family Revocable Trust for the property located on Map 123, Lots 9 and 10. The Assessor recommends a reduction in value of \$73,200 for Lot 9 and \$42,400 for Lot 10 to bring them into line with current market values. Morgan made a motion to grant the Abatement Request. Freeman seconded. A unanimous vote was taken.

A Request for an Abatement was received from Wayne & Dorothy Marshall for the property located on Map 252, lot 28. The Assessor recommends a reduction in value of \$45,641 based upon changes made during a property inspection. Morgan made a motion to grant the Abatement Request. Freeman seconded. A unanimous vote was taken.

A letter addressed to the Ossipee Main Street Program requesting the removal or relocation of the tents on Main Street Park's lawn was presented for signatures. Morgan made a motion to sign the letter. Freeman seconded. A unanimous vote was taken.

A Request for an Abatement was received from Kathleen J. Knight for the property located on Map 90, lot 39. The Assessor recommends a reduction in value of \$66,300 based upon changes made during a property inspection. Morgan made a motion to grant the Abatement Request. Freeman seconded. A unanimous vote was taken.

The Board received a copy of the Notice of Decision from the Zoning Board of Adjustment who granted a variance to Four Long Pond Realty Trust for the property located on Map 7, Lot 11. Riley stated this variance to be for a proposed variety store and gas station at the Intersections of Routes 41 and 16.

The Board received a copy of an email received from NH Electric Cooperative noting their emergency contact phone numbers.

The Board received a copy of an email correspondence between Ellen White and Attorney Rick Sager regarding the Property Auction Agreement. Sager clarified that the Town will not be assessed a penalty equal to 5% of assessed value for properties eligible for repurchase by their former owners. White stated that Sager updated the Agreement to reflect this clarification. Morgan made a motion to sign the Revised Agreement. Freeman seconded. A unanimous vote was taken.

The Board received correspondence from the NH Division of Public Health Services confirming acceptable water tests were completed at Duncan Lake and the Mill Pond.

The Board received a thank you note from Roger Reynolds, a resident of Granite Road, who thanked the Highway Department for completing prompt repairs to the roads following the torrential rainstorms. The Board requested that Harriman relay their gratitude to the Highway crew.

The Board received notification that Eversource will be patrolling several of their distribution and transmission lines via helicopter patrol this afternoon.

The Board received a copy of the Notice of Decision from the Zoning Board of Adjustment, who granted a variance to Tammy White for the operation of an auto/truck repair and State inspection garage at the property located on Map 217, Lot 13.

An Intent to Cut Timber was received from Alyssa Valle for the property located on Map 241, Lot 13. The Intent is a Supplemental to the original Intent approved on 7/6/2015 and the logger listed is Frank Varney. Morgan made a motion to approve and sign the Intent. Freeman seconded. A unanimous vote was taken.

The Board received a copy of a complaint received about smoking during the Concerts on the Lawn as well as a response given by Recreation Director Peter Waugh.

New Business:

Dorothy Solomon introduced herself as the Board Chair for Starting Home – Veteran's Transitional Housing. Solomon explained that they are seeking the use of the former Carroll County Nursing Home complex to provide shelter for homeless Veterans. Solomon stated that Carroll County is the only county in New Hampshire without a shelter and provided additional information about the services to be provided. She requested a letter of support from the Board of Selectmen that she can present to the Carroll County Delegation at their meeting on 8/10/2015. Fellow Board Member Robert Pierpont was introduced as the contact who will be assisting with employment searches and arranging appointments with NH Employment Security. The Board discussed various concerns including the potential burden on the Town's General Assistance program pursuant to RSA 165, lack of public transportation, and medical care. Discussion also took place on the organization and its bylaws. The Board requested clarification on their concerns and a review of the bylaws. Pierpont showed the Board a stack of letters of support they have already received. Further discussion will take place at a later meeting. Julie Rosiak read RSA 165 regarding aid to assisted persons and who is entitled.

Morgan announced the opening of the sealed bids received for the hauling of Municipal Solid Waste and demolition debris.

Bids were received from North Conway Incinerator, Casella Waste Management and Waste Management. Morgan made a motion to have Harriman review the bids and provide a recommendation to the Board at next week's meeting. Freeman seconded. A unanimous vote was taken.

Morgan announced the hiring of former NH Fish and Game Ranger Bob Boyd as the Town's Timber Monitor. Morgan stated that Boyd will be on call, as needed, to ensure the proper reporting of timber operations.

Morgan announced that the Household Hazardous Waste Collection is this Saturday, 8/1/2015 from 8:30 AM – 12:00 PM. Morgan also announced the Public Hearing for the donated parcel of land is at 5:00 PM today. And, the next Senate and Representative Forum is next Monday, 8/3/2015 at 4:45 PM.

Old Business:

Freeman asked Harriman if Jay Hounsell has provided the spec sheet on the liner that was repaired in the chimney at Town Hall. Harriman responded that Hounsell had given Fire Chief Brownell a tag from the liner but has not supplied the spec sheet yet.

Harriman discussed a request received from Roy Barron, John Jeddrey and Eastside Properties who would like to create a few turnouts along Polly's Crossing Road to help with flow of incoming traffic that may meet the logging trucks and other heavy equipment using the road. Harriman stated that it would be minimal impact and the excavation companies are willing to complete the work with their equipment with the Town's permission. Roy Barron spoke on his continued concern with limited visibility and the narrow passageway. Further request was made to eliminate excess gravel on the railroad which creates difficulty for the rail cars traveling the railroad. Discussion also took place on redirecting snowmobile travel away from the road in the winter. Morgan made a motion to allow the turnouts. Freeman seconded. A unanimous vote was taken.

Harriman reported that the top coat will be paved on Moultonville Road Tuesday or Wednesday this week. He informed the Board of an overage in the tonnage of paving materials being a result of going from curb to curb, but he stated there was an escalation clause in the paving contract which will enable the Town to receive a refund for overpayment. Harriman stated that the bill will reflect the price quoted, then a rebate check will be issued for the difference in price per ton once Pike settles the account. Harriman stated this rebate should be applied to the budget line to offset any overage.

Morgan stated there were not enough flaggers along Moultonville Road to direct traffic entering travel at the midpoint of the road. Harriman agreed and acknowledged it was an issue he was also made aware of.

Whittier Covered Bridge – Harriman reported that he met with NH DOT last week and they will be reimbursing 80% of the Town's 20% match under the State Aid Bridge Fund. He also reviewed the monies raised and appropriated to date on the project which reflects a deficit of \$5,041.68 up through Phase II. This figure does not include Change Order #3 in the amount of \$95,000, with the Town's match being \$19,000 if funding is approved by NH DOT. Riley questioned whether money could be found in the budget to fund the Town's match for the Change Order. Harriman confirmed. Morgan made a motion to approve Change Order #3 contingent upon the approval of funding from NH DOT. Riley seconded. A unanimous vote was taken.

Morgan expressed condolences to Highway Department Employee Chris Seamans, whose father passed away last week. Morgan announced the Board will be attending the visiting hours this evening.

This concluded the business portion of the meeting and Morgan opened the meeting to public input.

Public Input:

Julie Rosiak stated that no repairs have been completed at the Duncan Lake Beach. Harriman responded that the Highway Department's priority is road repair and added that they have been short-handed, especially absent someone in the Laborer position. Harriman stated that he should be able to have someone attend to the repair in the next day or two. Rosiak questioned if the Shoreland Protection restricts heavy equipment on the beach, can a pickup with a York rake reshape the beach? Morgan responded that his understanding is that there can be no ground disturbance in a Shoreland Protected Zone.

Glen Horne requested permission to set up a bear bait station on the Town-owned property located on Map 277, Lot 1. Discussion ensued. Morgan made a motion to allow Horne to set up the bait station and bring in any paperwork required for landowner permission. Freeman seconded. A unanimous vote was taken. Riley suggested notifying the Conservation Commission.

Morgan stated that the Board reviewed Ossipee's Regulations for Use of Recreation Areas and found that old copies of the Regulations are still in circulation. The most current Regulation from September 2009 restricts the "Unlawful possession and/or discharge of firearms or fireworks of any description." Comeau thanked the Board for looking into and addressing his question. Further discussion ensued. The Board agreed to make sure that all copies distributed and posted reflect the most current regulations. Comeau spoke on the Town of Milton's regulation disallowing any weapons on their Town beach.

Comeau spoke briefly on the decision made by the Carroll County Delegation to oppose the Veteran's shelter at the old Nursing Home. He stated that the organization would not supply their business plan, any supporting financial documentation or cost analysis on the rehabilitation of the building to meet their needs. Morgan stated he would rather see the building go to use rather than be torn down.

Harriman discussed a request that he received to lock the gated access to Constitution Park from Long Sands Road following concern with illegal activity taking place. The Board acknowledged that they also received the same request. Harriman questioned whether signage should be posted at all entrances to the park disallowing

entrance a half hour after dark and a half hour before dawn. The Board agreed that the Police Chief should be contacted so he can schedule periodic checks of the area.

Carol Holyoake, Reporter for the Carroll County Independent, questioned the request made to set up a bait station. Morgan explained that Glen Horne is a Guide who lives in Ossipee and must seek landowner position to set up bait stations.

Holyoake questioned what the Purchase Order issued to Winnepesaukee Lumber was for. Morgan answered that was for roofing materials for the Library roof.

Holyoake questioned if the Agreement with Attorney Sager is for the auction of properties in Ossipee Mountain Estates. Morgan answered that it is not, the Town is holding an auction in the fall for 19 properties that the Town has been gifted or taken by Tax Collector's Deed.

Holyoake stated that she often struggles to identify people speaking from the audience and asked if they could introduce themselves along with a summary of purpose. She stated this will also be helpful to those viewing the video recording. The Board agreed.

Morgan announced the opening of the Public Hearing pursuant to RSA 41:14-a: Acquisition or Sale of Land, Buildings, or Both at 5:38 PM.

Morgan identified the property to be donated as being located on Map 23, Lot 4 with an address of 2 Danville Road. Morgan stated the 0.22 acre parcel abuts Ossipee Lake, is predominately wet and unbuildable with an assessed value of \$12,000. Morgan also stated the Conservation Commission and Planning Board have both voted in favor of the Town accepting the donation.

Holyoake questioned if the parcel is accessible by land. Morgan confirmed that Danville Road runs right to the property. Holyoake questioned if the Town will be assuming liability for the property once it is taken. Morgan stated that land in New Hampshire is presumed to be open unless posted. Harriman added that it is not a Town maintained road.

Comeau questioned if there are any easements. Morgan responded that there are not.

Holyoake questioned if a recommendation to sell the property was made so there is tax revenue generated. Morgan answered that the land has minimal value due to it being wet. Comeau questioned the ability to build on the lot. Morgan answered that if it was buildable, the Selectmen would not consider receiving it. Holyoake questioned if it would be ideal for a boardwalk for a wildlife viewing area. Morgan answered that it will likely be kept in its natural state.

Being no further public comment, Morgan made a motion to close the Public Hearing at 5:44 PM. Freeman seconded. A unanimous vote was taken.

Morgan polled the Board for a non-public session under RSA 91-A:3, II (c) at 5:44 PM. Roll call vote was taken. Freeman answered yes, Riley answered yes, and Morgan answered yes. Morgan made a motion to adjourn the non-public session at 6:33 PM. Freeman seconded. A unanimous vote was taken.

Public session reconvened at 6:34 PM.

Morgan announced the reason for the non-public session was to review the properties that are 3-years in arrears for property taxes and to establish payment agreements. Holyoake questioned the percentage of properties that are under payment agreement. Morgan answered that he was unsure but did state that the

agreements have been found to be successful with the Board of Selectmen only taking one property by Tax Collector's Deed last year.

Comeau thanked the Board once again for looking into the regulation on firearms possession. Riley stated they will check the signs that are posted at the various recreational areas.

Being no further input, Morgan made a motion to adjourn. Freeman seconded. A unanimous vote was taken.

Adjourned at 5:08 PM.

Richard H. Morgan, Chairman

Franklin R. Riley

Robert C. Freeman

To be approved 8/3/2015