

## **BOARD OF SELECTMEN**

**JANUARY 8, 2018**

## **MEMORIAL BUILDING**

**3:00 P.M.**

*The following are to be considered draft minutes until approved by the Board.*

The meeting began at 3:00 p.m. to work on the budget. The Pledge of Allegiance was recited.

Selectman present: Chairman, Leigh Callaway; Tamara Butcher, and Dick Hendl.  
Also, Peter Abair, Todd Fleury, Jim Yager, and Whit Smith.

Leigh stated the office received a copy of an e-mail from John Trachy to Todd Fleury, President of the Mascoma Valley Snow Travelers. Leigh noted, the Town will not get involved with insurance issues. He is alarmed and concerned with the statement in the e-mail that the gate will be closed. The State insurance policy is acceptable to every other landowner in the State. Closing the gate is a clear violation of the easement, and some action will be taken if that agreement is violated.

The Board also noted an e-mail was received from Gene Hayes regarding a Town of Springfield Facebook page. The Board clarified, this is not a Town of Springfield Facebook page, but rather a page run by the 250<sup>th</sup> Committee to spread the word about events taking place over the course of the next two years leading to the Town's 250<sup>th</sup> anniversary in 2019.

Pete Abair:

Pete has looked at used chippers and feels he can get one for \$20,000. The Board agreed to bump his equipment budget up by the \$20,000.

Pete Abair discussed with the Board clearing of land behind the highway garage. He would like to be able to do the clearing in the winter. He estimates it would take two weeks of work with just manpower at \$4,800. He has offered to rent his excavator to the town and estimates it would take 25 hours with the excavator at \$4,400 plus manpower for one week. Dick questioned what the crew would be doing if they were not doing the clearing. Pete stated they would be finding odd jobs to keep them busy. Tamara agreed it makes sense to do the work in the winter, but the Board needs to further discuss how to manage contracting the equipment.

Leigh discussed with the Board whether they wanted to pursue the permit for sand replacement for 2019 or move forth with permitting for a perched beach. Tamara felt the perched beach makes sense in the long run. The Board agreed to include permitting in the 2018 budget for a perched beach. In 2019 an appropriation can be made for a perched beach.

The Board reviewed "big ticket" items to appropriate by fund balance.

The meetinghouse roof is estimated at \$35,000 at this point.

Pete has estimated site work at the highway site to be \$40,000. Replacement of the sand shed will be looked at for 2019. So 2018 projects from the fund balance will be \$75,000.

Engineering for the beach will happen in 2018, with possibility of a perched beach in 2019.

The Selectmen agree that financing the Self Contained Breathing Apparatus at \$100,000 for three years as suggested by the Budget Committee is the best way to go. A preliminary rate from one bank has been quoted at 3.10%.

The Board completed review of the proposed operating budget.

Minutes: Motion by Dick to approve the Minutes of December 18, 2017 as written, seconded by Leigh and unanimously approved. Motion by Leigh to approve the Minutes of December 28, 2017, seconded by Dick and unanimously approved.

**Old Business:**

Concerned Vocal Citizen: Leigh noted the Board of Selectmen received another letter dated December 22, 2017 from Concerned Vocal Citizen. Dick prepared a statement which the Board agreed should be read into the minutes. "The Select Board has received another letter from the "Concerned Vocal Citizen(s)" concerning a location in town that they allege violates several Zoning Ordinances and variances. The Select Board has conducted a preliminary review of these allegations and find that several are credible enough to warrant a more thorough investigation. The investigation is proceeding with guidance from Town Counsel and in accordance with the laws of the State in order to ensure that any resulting actions are legal and proper. In particular RSA 91-a requires that any meeting, in order to be legal, be posted, be open to the public and publish minutes of the proceedings. We have and will continue to proceed in this manner. If the "Concerned Vocal Citizen(s)" still take issue with any of the Board's actions, rather than write yet another letter, we invite them to step out from behind the curtain of anonymity and address the Board face-to-face."

Pettengill Road: Leigh transcribed the town minutes of 1822 from the photographed copies Jim Yager sent. Leigh also researched the road layout and converted it to current standards, mapping what he believes the layout is. Leigh stated the material provides information as to the road layout but there needs to be more research done for determination as to the former and existing status of the road. Jim stated there are notes in his property file done by Surveyor, Cliff Richer which will be helpful to the Board in their research. Leigh stated, Clayton Platt has Right of Way records from the State the Board will be taking a look at. Leigh stated the Board needs to be absolutely certain they have authority to grant or deny any work on the road. Jim stated he wants the boundaries to be understood by everyone. If the road had been discontinued then Pete Abair's property there would be landlocked. Leigh agreed there is a road there, but more research needs to be done. Dick asked Jim what he wanted to do to the road. He would like to see a list of what Jim intends to do. Tamara noted the Board can set limits on a Class VI road. Leigh wants to be sure abutters are aware of what the plans are and the Road Agent is involved in what gets approved. A permit would be required to do work on the road if it is a Class VI road.

Charitable Trust Procedures: Leigh reviewed the procedure and forms to be used in the receipt and dispersal of funds to the 250<sup>th</sup> Charitable Trust Account.

Dick asked if a response had been received to the letter that had been sent to Tunis LLC. Janet reported the letter had been picked up on December 29<sup>th</sup>.

Leigh reported the Kearsarge School District Deliberative Session was held on Saturday, January 6<sup>th</sup>. The budget increase was 1.28% which is the lowest increase in some time. Art Bobruff, and Lynette Johnson did a nice job on behalf of the town.

Town Reports: Board agreed to include a report from Mascoma Valley Snow Travelers in the report.

Board and Department Updates:

Fire Department meets Tuesday. Tamara extended appreciation to them and all the mutual aid provided during the fire at Durgin & Crowell on January 3, 2018.

Zoning Coordinator:

REPORT from ZONING COORDINATOR. -- Board of Selectmen - Monday, January 8, 2018.

Here is a summary of permit applications and Zoning Coordinator activity.

Application for Permit – Acted Upon, Approved:

1. Jeff Rosen; application to build single family residence with garage. 18 Glenwood Road - Map # 31, Lot 203-400. This property has a considerable wetlands, which are depicted on the ArcGIS Wetlands map as “Designated Wetlands.” Mr. Rosen engaged the services of a wetlands scientist, Spencer C. Tate (Certified Wetlands Scientist, License #293) and the matter has been reviewed at both the November and December meetings of the town planning board. At the December meeting Mr. Tate presented to the planning board his findings and opinion that the wetlands situate on Mr. Rosen’s parcel are NOT so-called “high value wetlands,” and therefore only two (2) of seven (7) criteria in determining designated wetlands are met. Accordingly, the wetlands on Mr. Rosen’s parcel should not be identified as “designated wetlands.” As a result, the 100’ buffer for placement of a structure near designated wetlands is not applicable. The finding of Mr. Tate was accepted by the Planning Board upon motion, second and unanimous vote of the members in attendance.

All set back requirements are met. The structure(s) are less than 35’ tall. Zoning Coordinator has viewed the site location. APPROVED by Zoning Coordinator pursuant to delegation of authority.

Application for Permit PENDING:

NONE

Other Matters.

A. Prep request for clarification with respect to structure definition. Forward same to Planning Board Chair. Additional research regarding legislative interpretations.

B. Prep Rosen case for consideration by Planning Board. Attend Planning Board meeting (Dec.21)

C. Revisions to Zoning Ordinance, Definitions – Structure appendix A1 per direction of Planning Board Chair.

<< RWS 01/07/2018 >>

Whit reported he had gotten an inquiry from Susan Chiarella regarding the Concerned Vocal Citizen letters to the Board of Selectmen. He shared his response with the Board.

Miscellaneous Business:

The certified letter to Al Lindquist has been returned, unclaimed. An e-mail and a regular mail letter had also been sent.

At 5:00 p.m. The Board unanimously passed a motion by Dick, second by Tamara to enter into non-public session per RSA 91-A: 3 II (e) – litigation.

All members of the public left.

At 5:25 p.m. the Board entered back into public session. Leigh moved to seal the non-public minutes, seconded by Dick and unanimously approved.

The Board unanimously agreed to allocate up to \$1,000 for Clayton Platt to research the status of Pettengill Road.

The meeting adjourned.

Submitted by,

Janet Roberts,  
Administrative Assistant