

SELECTMEN'S MEETING MINUTES – Monday, May 12, 2014

ATTENDANCE: Selectmen Gene Chandler, Douglas Garland, David A. Patch

REPORTERS: None

Meeting opened at 3:30 PM.

Selectmen reviewed Driveway Permits for Parker Ridge Road that were reviewed by Road Agent Travis Chick and Civil Engineer Burr Phillips. Discussion ensued as to who would determine if the grade was correct and it was decided that Phillips was the one who had the capability to do it. Selectmen requested that Phillips' comments be transferred over to the appropriate permit to insure they are addressed by the property owner or their builder.

Selectman Garland, the Board's representative to the Planning Board, asked his fellow Selectmen questions that the Plan Bd raised concerning the Selectmen's position on the town's Street Regs. as they pertain to guardrails and under drain ditches. Selectmen agreed to write a letter to the Plan Bd explaining their position on these items.

AA Lynn Jones reported that Transfer Station Manager Jon Edgerly called and reported that an individual drove his car over the stonewall near the construction debris area today and got his car hung up on it. The person wanted our guys to just push his car over and get it loose but Jon declined and told him to call a tow truck. The person called a tow truck.

John Lowell, General Manager of Attitash Ski Resort, regarding a letter he received about possibly cutting trees in the green area for the new zipline platform. Lowell first wanted to apologize as he was not aware that this was an issue. Chandler explained that although they are grandfathered for their existing non-conforming green area, they cannot make it more non-conforming. Chandler also mentioned that it appears they cut some trees near the preferred parking lot area, although some were left and there needs to be replanting done there. Lowell stated that he is aware that there is very little greenery in the front area and he is trying to improve this and would love to plant more trees. After reviewing a map of the area, he was asked to return with some measurements of the green area, show the location of the platform, and proposed tree plantings.

Selectman Garland asked Lowell whether he had received a letter from the Plan Bd about the airbag, how it was more visible than they thought it would be, and could they move it. Lowell stated he had received that letter but he didn't think it required a response from the way he read it. However, the airbag is fastened to a cement "bed" and it cannot be moved without major work being done. Garland will relay this to the Plan Bd. Lowell reiterated his desire to landscape more and perhaps this will help shield the airbag from view.

Mary Orne, owner of Unit J68 at Nordic Village, met with the Selectmen to discuss interests and costs that were being assessed to her on her 2010 tax bill as a result of her address changing and some difficult issues that occurred during 2009 (her husband dying suddenly). She says she has paid the taxes and is up to date on those, but she did not pay the interest and costs. She wasn't aware she owed the 2010 taxes until she got her tax bill and there is a small box with a notation of other outstanding amounts but no explanation. She called the tax collector about it and paid the outstanding tax immediately, but didn't feel she was responsible for the interest and costs as they had the wrong address, so she was referred to us. Selectmen agreed to waive the interest and costs due to the town's error. We will notify the Tax Collector and copy Orne. Orne was very grateful as that was a difficult year for her and she thanked the Selectmen for their understanding.

Paul Pagliarulo of Pleasant North LLC met with the Selectmen looking for clarification regarding a letter that was sent to him reminding him that any changes to the property he recently purchased from the Cooks (5VILLG-MAI20/1226 US Rt. 302) required a Change of Use permit. Pagliarulo stated that nothing has changed that it is being used for the same use it always has been which is agriculture. Chandler stated that we disagree as he is storing construction equipment, has a storage trailer, and moved materials there and it was not a commercial use before (although it is in the commercial zone). Pagliarulo stated the materials came from the property itself. Garland stated that this property must be pretty much all in the floodplain and you can't be moving materials around on it without a permit. Pagliarulo stated that he has checked with the State and he is complying with all their rules but they do indicate that there may be local laws which are more stringent and with which he must comply, which is why he is here. He stated that he is cutting less than 10,000 board feet and doing it on his own land so it doesn't apply to him. Chandler pointed out that he may not have to file an Intent to Cut and therefore, there is no yield tax, however, the floodplain regulations do apply as well as possible issues with green area under the zoning ordinance. Pagliarulo stated that the owner keeps cutting the trees on the boundary, not him. Chandler stated that is a problem because this was a residential property and if he is going to be using it commercially, he needs to file a change of use permit and maintain the existing green area. Commercial Change of Use permit application form was given to him along with the Floodplain Regulations. Chandler also explained that the storage trailer needs a permit. Pagliarulo stated he would review the regulations and get back to us.

Police Chief Tim Connifey met with Selectmen to update them on various cases that the department has had recently regarding a stolen wallet, stolen chain saws, and a tenancy issue.

Motion was made by Chandler, seconded by Garland to enter Non Public Session under NH RSA 91-A:3(c) to discuss a personnel matter with Police Chief Tim Connifey. Vote: unanimous to enter NPS at 5:05pm. Motion was made by Patch, seconded by Garland to end NPS and to seal the minutes. Vote: unanimous to end NPS at 5:20pm.

Tax Anticipation Note bids were opened. Northway Bank was the only bidder and their rate was 0.98% with the conditions that we move all our accounts to their bank, there is a bank fee of \$250, with an unused line fee. Selectmen have some questions and will contact Susan Hunt, VP Municipal Finance Officer, however, motion was made by Chandler, seconded by Patch to accept the Northway Bank bid. Vote: Passed. Chandler expressed disappointment that our current main bank, TD Bank, did not submit a bid after all of the information and conversations we had with them.

Chandler wanted to give an update on the status of the FEMA maps and his understanding that we had reverted back to the old maps. This was incorrect. What has been passed is the Homeowner Flood Insurance Affordability Act which repeals and modifies certain provisions of the Biggert-Waters Flood Insurance Reform Act which has to do with the insurance rates charged to homeowners. The revised digital maps are still in effect.

Chandler also wanted to discuss the fact that a property is for sale which abuts the Glen cemetery and the town may want to look to purchase it. This would require a Special Town meeting to be held unless we take a chance and wait to see if it is still available at town meeting time next year. Selectmen also discussed that we need to see if there are any rules or bylaws on any of the cemeteries and if not, we need to develop them and decide on a fee for plots.

Selectmen reviewed building permits, correspondence, and signed checks during and throughout the meeting as time allowed.

Motion was made by Patch, seconded by Garland to adjourn. Vote: Adjourned at 6:25pm.

Respectfully submitted,

Lynn P. Jones, Admin. Asst. to the Selectmen
(Secretary Brenda Medeiros was on vacation)