

Town of Bartlett Office of Selectmen

Meeting Minutes: April 28, 2014

Attendance: Chairman Gene Chandler, Douglas Garland, David Patch

Reporters: None

Meeting opened at 03:40 PM.

Selectmen discussed the conditions needed on the change of use permit submitted by Peter Gagne on the Murphy property and agreed on the following:

- 1.) You must comply with all conditions listed in the ZBA decision dated February 26, 2014 under Case Number 2014-01 Paddle Peaks LLC
- 2.) No commercial use is being made of the existing house under this permit. If any commercial use is to be made of the house, a permit must be obtained for this use prior to any changes being made.
- 3.) Snowmobiles must be parked at least 35ft. from all property lines in the designated area on the sketch provided.
- 4.) No general public snowmobile access can occur through this lot. Access through this lot is for snowmobile customers of Paddle Peaks LLC only.
- 5.) Any existing green area may not be disturbed without first obtaining a permit.
- 6.) This permit does not include any changes to existing lighting.
- 7.) This permit does not include any changes to existing signs.
- 8.) Currently the lots identified as 5VILLG-MAI-720 and 5VILLG-CHU-10A are separate commercial lots and all setbacks, green area, etc. must be maintained to the property lines of both lots until such time as the lots are merged.

Chairman Chandler made a motion to accept the change of use application with conditions listed on it for the Murphy property (5VILLG-MAI-710) that had been submitted by Peter Gagne of Paddle Peaks, LLC. Selectman Patch seconded the motion. Selectman Garland abstained until he speaks to the town attorney. He is ok with what the ZBA decision was and will go along with it as long it has nothing to do with the trail. Motion carried and application was signed.

Chairman Chandler made a motion at 04:10 PM to enter nonpublic session to discuss a request for aid under NH RSA 91-A II (c). Selectman Garland seconded the motion. Motion carried unanimously. Selectman Garland made a motion at 04:30 PM to end the nonpublic meeting and to seal the minutes. Selectman Patch seconded the motion. Motion carried unanimously.

Peter Gagne of Paddle Peaks, LLC and Ben Wahl, Realtor, met with the Selectmen and picked up the signed change of use application for the Murphy property (5VILLG-MAI-710). Gagne inquired about the status of the trail situation mentioned by Selectman Garland. Chairman Chandler replied that this might be a discussion at some point. Gagne asked for a copy of the letter from the attorney. Chairman Chandler explained that this is attorney/client privileged. Gagne got upset and stated that as a taxpayer and resident of the town that he has a right to see it and he had sent an e-mail requesting this. (Secretary note: AA Lynn Jones told Gagne we had not received his e-mail regarding this and he said he would resend it.) Chairman Chandler commented that he didn't believe so.

Gagne stated that the last time he bought property that he was cut off from the trail. Gagne went on about being singled out and that he brings a lot of business to town and they should be doing more for him; not stymieing him. As he went out the door he again demanded that the minutes reflect that he asked for a copy of the attorney letter.

Richard Augustine, Vice President of Summit Vista Condominium Owners Association (2LNDCO-8MO-A-2) met with the Selectmen and gave them a letter to review in reference to the erosion problems on Summit Vista Road. He feels that the erosion problem is caused by water flow emanating from three points on the town's segment of Summit Vista Road. His HOA Board believes that the flow of water has increased significantly since the installation of the cell tower complex above Summit Vista Road and it is the responsibility of the parties authorizing installation of the tower and creating the damage. They are requesting the Town of Bartlett take action to rectify the situation. Augustine also mentioned that Karwendal Strasse took a bad beating this winter. Chairman Chandler stated that we were aware of that and we will be doing something in that area this summer. The Selectmen will review his letter and get back to him. As Augustine was about to leave he stated that he is from a small town and he appreciates all the time and effort that the Selectmen put in to run the town as it isn't an easy job.

Police Chief Timothy Connifey met with the Selectmen to let them know the following:

- 1.) The department is still working on the break-in at Dunkin Donuts
- 2.) The new cruiser that was approved at town meeting should be all set to go by mid June.
- 3.) The brakes have been repaired on the old cruiser and is back in operation.

Chief Connifey requested at 05:10 PM to enter nonpublic session to discuss a legal issue with the Selectmen per RSA 91-A II (e).

Chairman Chandler made the motion at 05:10 PM to enter nonpublic session per RSA 91-A II (e). Selectman Patch seconded the motion. Motion carried unanimously.

Selectman Garland made a motion at 05:20 PM to end the nonpublic session and to seal the minutes. Selectman Patch seconded the motion. Motion carried unanimously.

The Selectmen reviewed correspondence, building permits, signed letters and checks prior to and throughout the meeting.

Meeting adjourned at 06:00 PM.

Respectfully submitted,

Brenda Medeiros