

Town of Bartlett Office of Selectmen  
Meeting Minutes: May 19, 2014  
Attendance: Chairman Gene Chandler, David Patch  
Absent: Douglas Garland  
Reporters: None

Meeting opened at 03:35 PM.

David Shedd, as a planning board representative, stopped in and inquired about road waivers for the Stillings Grant area. Engineer Burr Phillips had suggested that the planning board speak to and obtain advice from the road agent, Travis Chick. Shedd wanted to know if they should approach Chick directly. Chairman Chandler instructed him to contact the Selectmen's office and we would contact Chick. Shedd mentioned that they would like to ask Chick to attend a planning board meeting, but the one for this week has been cancelled so he would have to get back to the Selectmen with a date.

Wanda Allen (5VILLG-GRO-170) stated that she has been trying to get Commissioner David Ainsworth of the Bartlett Village Water Precinct to have the village water tested. He just seems to be putting it off. She is concerned about the planes that are flying over the water reservoir area. These planes are leaving chem trails and sometimes there are as many as six at a time. She has observed that after she has seen these planes that we then get a lot of snow. These are all patterns for geo engineering as we are not in a plane route and there seems to be a lot of activity over the water system area. Chairman Chandler stated that the town has nothing to do with the water precinct. Allen stated you mean this doesn't bother you. Chairman Chandler commented that there is nothing we can do about the precinct testing the water. Chairman Chandler suggested that she have the water from her faucet tested. Allen stated that it has to be tested before it goes through the filtering system. Chairman Chandler mentioned that he believes the precinct does test the water. Allen replied that they don't do it for all chemicals as they have to ask specifically for certain chemicals to be tested for. David Shedd made the recommendation that Allen find out when the commissioners meet and meet with them as a group. Lynn Jones, AA, stated that they meet the 2<sup>nd</sup> Tuesday of every month at the Josiah Bartlett School at 07:00 PM. Allen commented that nobody will tell you what these planes are doing. Shedd commented that something is happening but he doesn't know what as he has observed that these planes are flying horizon to horizon. Chairman Chandler suggested that Allen write to the US Senator. Allen stated that she already has and they deny everything. Chairman Chandler mentioned that it may have something to do with us being on a flight training path. Allen commented that what is happening is not right.

Peter Gagne (1THORN-54-R00) had been informed by Ammonoosuc Survey that there seemed to be some issue with his two lot subdivision on Thorn Hill road. Chairman Chandler stated that there had been some concern of a wetland issue and that Rick Treiss, Compliance Inspector, NH Department of Environmental Services had taken a look at it and has been in touch with the contractor Glen Builders. The issues that were of concern were that the septic was looking a bit rough and in need of re-grading, stabilization and needed vent repair. Glen Builders had informed Treiss that they were cleaning up the site

after the winter and would have done it sooner but the road bans were on. Gagne inquired as to why he wasn't called first. Chairman Chandler stated that he didn't know as this was a concern of the planning board, however, it is not unusual to call NHDES if there is some questions concerning septic systems and wetlands. Gagne stated that the house is just a shell at this time and this is all troubling to him. Chairman Chandler cautioned him that there are concerns that the driveway not be used until the drainage and erosion issues have been addressed and these should be taken care of before any paving is done. Gagne stated that he has met with the road agent, Travis Chick, and he is all set.

Gagne inquired about the removal of a tree on the recently purchased Murphy property (5VILLG-MAI-710). Gagne stated that the tree is diseased and it is within the 10 foot setback. Chairman Chandler informed him that if he cuts it down that he has to plant something in its place. He also needs to send a note of what he has done to the Selectmen's office. Lynn Jones, AA, suggested that he include a picture with the note explaining what has been done.

Selectmen discussed the bids for Assessing Services. The bids were as follows: AVITAR - \$6,300 – 1 year contract (12 days work) and \$550/day if beyond this; COMMERFORD-NIEDER\_PERKINS - \$54/parcel and \$95/hr for Office Work and \$109/man hr for BTLS;KRT APPRAISAL - \$28/parcel and \$75/hr Office Work; and MUNICIPAL RESOURCES - \$25/parcel and \$60-7-/hr maintaining proportionality. Selectmen interviewed Avitar and KR Appraisal. Chairman Chandler made a motion to accept the assessing bid from Avitar. Selectman Patch seconded the motion. Motion carried. It was agreed the town would be responsible for data entry and reviewing/processing exemptions and credits.

Jack Mahany of Storyland met with the Selectmen in reference to revisiting the possibility of hiring the police department to do police escorts from Storyland to the Northway bank in North Conway. Mahany explained that they didn't like the idea of an armored car service entering Storyland every day. He also stated that they did try using the armored car for a while and they would meet the car at Linderhof but that was taking up at least an hour a day and they don't operate on weekends. The corporation has asked Mahany to do due diligence to obtain the police escort. Mahany stated that they don't want to interfere if something comes up and the department wasn't able to do it. Chairman Chandler explained that the Selectmen were upset when they discovered that Storyland was providing tickets to the police department in exchange for this service last year. This is just wrong on the parts of both parties. Chairman Chandler also has concerns that if we start this for one company we will have others who would want the same thing and we don't have the man power to do this as if three businesses requested it it would take about two hours a day from our officers regular duties. Lynn Jones, AA, inquired if there were any private security companies other than the armored car services. Mahany stated that he doesn't think so. Chairman Chandler inquired if they had inquired if this is something the Sheriffs Department would help out with. Mahany stated that they hadn't checked with them. Mahany mentioned that they would pay \$5000.00 for this escort service. The board indicated surprise when Mahany mentioned that this offer had been proposed as the board

had not been informed or known about it. Chairman Chandler stated that maybe something could be worked out between the town of Jackson and Bartlett and they could work together. Chairman Chandler inquired if the police officer takes the money or the employee. Mahany stated that the cruiser follows the employee. Chairman Chandler stated that a big problem is getting people. Chairman Chandler stated that we need to think further about this and we need to discuss this with Selectman Garland before any decisions are made. We will get back to Mahany after a decision has been reached.

Paul Pagliarulo (5VILLG-MAI-20) met with the Selectmen as a follow up from last week. Pagliarulo stated that the former Cook property is out of the flood plain and has been for two years. Pagliarulo also mentioned that he is not changing the use of the property as it has always been used for agriculture. He is having nursery stock stored there and he will be moving all the equipment he has stored there now. Chairman Chandler inquired about the pile of dirt that it is piled on the property. Pagliarulo stated that it came off the property. Pagliarulo stated he doesn't need anything from the NHDES as the property isn't in the flood plain. Selectman Patch commented that since he abuts the river that he isn't sure that is correct. Pagliarulo stated there are three levels to be looked at and they are low/moderate/high and since he is in the low section there are no flood plain requirements. Chairman Chandler explained that there are flood plain ordinances that he must comply with and it is the property itself not the house that is the concern. Pagliarulo stated that he has a letter from the past owners that states that this is a continuance of farm use for the property. They have sold apples and pies at that location. Chairman Chandler stated that there is no question that it is a change of use for the property and he needs to make out the application. Pagliarulo stated that it is going to be a tree nursery and he has spent \$3000.00 for seeds and it would be for wholesale not retail. Pagliarulo inquired what it is the Selectmen want. Chairman Chandler explained again that we need a change of use permit and something to prove that the property isn't in the flood plain. Pagliarulo stated it is not a change of use. Selectman Patch commented that what they had there before was a farm stand at best. Chairman Chandler stated that he can probably do what he wants but he needs to bring in a change of use form. Pagliarulo commented as to why does he need to get permission for something that already exists. Chairman Chandler stated that he believes that he is incorrectly interpreting the zoning ordinance. Pagliarulo again inquired as to what he needed to do. Chairman Chandler stated that you need to do a change of use permit and provide a map that proves the property isn't in the flood plain. Pagliarulo stated that there are no such maps. Chairman Chandler replied that we all know that there are maps for Bartlett on the FEMA web site. Selectman Patch tried to explain that countless people have had to prove to FEMA in order to obtain a letter of map amendment (LOMA) whether they are in the flood plain. Pagliarulo stated that 1220 US Route 302 is not required to carry flood insurance. Selectman Patch stated that because the house itself isn't in the flood plain doesn't prove that the property is not. Chairman Chandler requested that he bring in what he has and the Selectmen would take a look at that and go from there. Pagliarulo stated that he has spent \$3000.00 in seedlings and if he can't plant because of the question about the agriculture use of the property and he loses money on this he will sue the town. Chairman Chandler stated that we need a change of use permit.

John Lowell, General Manager of Attitash Ski Resort, as a follow up from last week's meeting concerning trees being cut in the green area, brought in a map that showed the East parking lot and stated that when they checked it out they discovered that they had cut twelve trees that were in the green area. Lowell would like to plant twelve 7-8 foot arborvitaes to take their place. They would be green all year round and should even hide some of the scaffolding. Chairman Chandler informed Lowell that the Selectmen will look this new information over and get back to him.

Police Chief Timothy Connifey informed the Selectmen that he is having an issue with a subject that has posted a no trespass order on a tree that the individual signed himself. The order is on Bartlett Police Department letter head it is unknown how the subject obtained the form. Connifey will be checking further with his staff to see if he can find out anything. Connifey removed the illegal no trespass order from the tree. Chairman Chandler stated the subject should be arrested. Connifey want to look at all the facts before he decides what to do as he isn't happy that his name is on the order. Chairman Chandler stated that a major concern is where the subject got the trespass order form.

Police Chief Timothy Connifey requested to enter nonpublic session to discuss a personnel matter. Chairman Chandler made a motion at 05:30 PM to enter nonpublic session per RSA 91-A II (a) to discuss the personnel matter. Selectman Patch seconded the motion. Motion carried unanimously. Selectman Patch made a motion at 05:40 PM to end the nonpublic session and to seal the minutes. Chairman Chandler 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 05:45 PM.

Respectfully submitted,

Brenda Medeiros, Sec.