

**TOWN OF DEERFIELD
BOARD OF SELECTMEN
June 18, 2018
MINUTES**

Call to Order

5:30 pm – Chairman Pitman called the meeting to order

Present: Richard Pitman, Chairman; Andrew Robertson, Vice Chairman. Fred McGarry, Jeff Shute and Cindy Wyman, Selectpersons.

Pledge of Allegiance to the Flag

Chairman Pitman asks all to rise and pledge allegiance to the Flag

John Duffy, President of the Pleasant Lake Preservation Association

He stated that he called Mr. Harrington to get on the agenda to talk about the Gulf Road Project and hope to come away with an understanding of the scheduling for the project.

The reason is, about a year ago, they had their annual meeting and at that time it was presented that the project would have been completed in the fall of last year. He stated that he knows that things happen and so the project got pushed to the spring of this year. He stated that he couldn't tell from their project leads, Anne Shultz and Tim Mallet as to when it is going to be done.

The real concern is that the funding for this project comes out of a 319 Grant from the State and that money goes away at the end of this year which is in the fall if you can't get the materials to be able to do the paving. He wanted to make that clear to the Board and try and get an understanding of what the current status is.

Chairman Pitman asked if the funding ran out the end of calendar year and Mr. Duffy stated that this was correct, December 31st, 2018.

Vice Chairman Robertson stated that he was not really familiar with any of the scheduling ramification for the project.

Chairman Pitman asked the road agent if he wanted to comment to which he agreed.

Mr. Young stated to answer Mr. Duffy's question, when he talked with Anne last week, and to be honest with you, he hasn't even gotten an accurate plan for the job yet, he stated that he wasn't the holdup but that the Pleasant Lake Association was the hold up. He stated that every time that he met with Ann and Tim, something changes. He just stated that he just met with Anne last Wednesday just before the Association had a meeting and it was determined that they were going to go with an "as build". We are going to put in whatever is going to work.

He continued that it is pretty hard to plan something when he didn't have a plan to go by. He stated that he has gotten four different plans. They haven't been accurate. He went on to say that that Mr.

Mallet stated to not worry about the plans. He would get an accurate plan but haven't heard anything from him.

He stated that he would have to do the work that he had to do for the Town of Deerfield and he stated that he told Anne that they got everything together that they would do the work in August.

Mr. Duffy stated that he was glad that he came because that was news to him.

Chairman Pitman asked Mr. Duffy if he could get the plans that the road agent was looking for to which he agreed that he could.

Mr. Young stated that he got a set of plans but that they are not accurate. The elevations are wrong, the culvert sizing is wrong. He stated that they are trying really hard, don't get him wrong and takes his hat off to Tim and Anne both. They're trying really hard and doing the best they can with what they got. He told them that he had his regular town work that he schedules a year in advance and that's what being done now. We haven't even done the town paving yet and R & D has told him that pavement has gone up \$2.00 a ton because the AC has gone up so the town is going to be paying \$2.00 more a ton and they are supposed to be paving next week. He doesn't know what it will be in August.

Mr. Duffy asked when Mr. Young needed the final plans from Anne and Tim to make an August date.

Mr. Young stated that he wouldn't be getting any. Anne and he talked and they are just going to an "as build". We are going to fill the road and we are going to put in the catch basin at whatever elevation we think. They talked about deleting some of the underground chambers. They put together a pretty elaborate plan.

There is a media tank that's going in which is something new that just popped up this spring. Every time that he would talk with them, something changes. He stated that he isn't throwing them under the bus but that he is trying really, really hard but that they need to look at it at through the road agent's point of view. It's hard to build something when he doesn't know what to build.

Mr. Duffy asked Mr. Young if he has everything he needs now.

Mr. Young stated that he has the chambers, he has the signs that Mr. Harrington was happy to order, the culverts are on order. He stated that he ordered 15 inch and they changed to 12 inches. He stated that he is bending over backwards with the town part of it. The Board doesn't know this but they are going to get the gravel out of the town pit for the road to keep the cost down to cover other expenses. He stated again that they are doing the best that they can and now they are going to get the police department involved with traffic control because he only has three guys and he can't build a road and have two of them doing traffic control. Northwood and Deerfield Police Departments are going to help. This was just decided last week.

Mr. Duffy asked if it has to be a town employee to do the traffic control.

Mr. Young stated that they should be certified for flagging, not just anyone can flag and there is a lot of traffic on that road as you know.

Mr. Young also stated that he is fully aware that the money goes away in December and it would get completed as long as we can make this thing fly in August.

Chairman Pitman stated that what Mr. Young stated is that they will be ready in August.

Mr. Young stated that this is the soonest that he can be ready. He thought that it would be two weeks for road reconstruction and it would be ready for pavement.

Mr. Duffy stated that this would be done before the school buses start rolling which Mr. Young stated hopefully he would be done.

Mr. Young stated that there would be a culvert going in up by Route 107 and he hoped to do that before and just patch it back in which will take care of all the runoff that is going to come off Route 107 so that we won't have that worry while they are working. That will probably go in by mid-July or sooner.

Mr. Young continued by stating that they were going to pop the stumps out while they were up there and grind the ones that they can't take out. There will be some things going on but the major construction part isn't going to happen until August.

Mr. Young reiterated that he wasn't throwing Tim and Ann under the bus as they have been great. Both he and Mr. Duffy agreed that they were very, very lucky to have them. It's just one of those things where you have two engineers.

Mr. Duffy stated that it is part time work for a number of people and when you have a full-time job it makes it hard.

Selectman Shute asked if Mr. Young could give a brief overview of what he thinks they are going to do.

Mr. Young stated that there is an infiltrator system for each catch basin that's going to go under the roadway. The plan that he has now, we might delete the first one. There are four now and there might end up being three. The first one is part way down the first hill, the second one is around the corner and then the third one. Everything that doesn't get caught in the infiltrators, goes through an overflow and within the media tank at the end that is, and he stated he didn't know how it works, and then his understanding is that any water that comes out of that tank is clean. That is going to go into a bed of stone. Basically, we have one to eight catch basins, eleven infiltrators, twenty-seven sections of pipe, 20 feet long. It is quite a lot of material. There is approximately 400 yards of stone.

It is to the point that we will have to use the excavator to do the job because you just can't do it with a backhoe. That road is busy and to be honest, with the traffic on that road, the traffic is going to be tied up for awhile when it gets started. We will put up signs telling people that they are going to be delayed at least a half an hour at times.

Mr. Duffy stated that they would get some communications out to people regarding delays.

Mr. Young stated that they will try to get it done as fast as they can and he wished he could build them a detour but there is only one way in and one way out.

Mr. Duffy stated that the road is so bad that if they see that there are any improvements being done to the road, they will put up with any inconvenience for a while. He stated that he drove down and by here during the downpour and you can already see the sediments starting to build up on the boat ramp and it only had been raining for two minutes.

Mr. Young stated that the elevation is going to be coming up quite a bit so that they ought to be able to lose a lot of water on the way down.

Chairman Pitman asked if Mr. Duffy would be reporting back to the Association to which he stated that he would as they have their monthly meeting early in the month and then the annual meeting is at the end of the month. He also stated that he would talk with Anne and make sure that they don't change the plans anymore.

Mr. Duffy stated that just a heads up, they have an engineering project underway which hasn't started yet to look at the other end of the lake. The project is looking at run off that is coming down from Swett Road, down Route 107 to the inlet at Route 107 where there is a lot of sediment coming in down there. They have F.B. Environmental who did the watershed assessment that is driving this project and looking to file another 319 grants to see if that can't be fixed also. It wouldn't be anything like will be done on Gulf Road.

Mr. Young stated that it would be the State that would be involved with that one.

Selectman McGarry stated that he had a question for Mr. Young.

He stated the chambers that the overflow from the infiltrators is going to be accepting that flow, is there going to be any estimate as to how long it's going to be before we're going to have to pump that out or muck it out.

Mr. Young stated that another change that was made was that the hot top might be extended into the ditch lines so the catch basins would actually be in a hot topped ditch line and so the only sediment that should get is winter sand. They're going to have a pump in them so the tanks can be cleaned out because if we don't, then those chambers are just going to fill up with sand and be useless after a few years.

Kelly Roberts – Town Clerk/Tax Collector

Ms. Roberts stated that she had a few things before the Board. There are a bunch of appointments for inspectors of elections that the Board will be signing later. She stated that she reached out to the head of the Democratic local committee, Rebecca Hutchinson, and John Reagan for the Republican local committee and they put forth the names that the Board will be signing for tonight. This has to be done every two years whenever there is state and general elections.

Another item is the 2018 Dog warrant. She was very happy to report that there are only 281 unlicensed dogs. She suspects that some of the dogs have moved out of town so she stated that the list will be cleaned up. This is the lowest that she has ever seen it presented to the Board. She thought that the efforts of the rabies clinic, the contest, getting the word out there has really caught on with the community.

Vice Chairman Robertson stated that he thought that both herself and Ms. McHugh did an outstanding job with both of these as far as raising awareness in a really positive manner.

The last thing that Ms. Roberts had to talk about is the deeding process which is a long process for everyone and maybe having an update at the Selectmen's meetings until it's complete would be appropriate.

Hopefully everyone got the update regarding the potential parcels that are up for potential deed. She didn't know if the Board just wanted to go through it and then make notes of any "to do" for either myself or the Board. Is there a way you want to discuss this that's or did they just want to go down the list?

Chairman Pitman stated that he thought they should just go down the list and Ms. Roberts was fine with that.

Map 209 Lot 40 – this looks like it's okay to proceed as the town has all the required notices on file so it can be pursued.

The three lots off Reservation Road, Map 418, Lot 62, Map 418, Lot 25 and Map 418, Lot 26, are all set to proceed with the notice of potential deed. She stated that she would say that the heirs of this estate have been reaching out to her and she had a gentleman visit her from this family that is looking to potentially clear it up if he can. She stated that she is keeping a note on the record of that.

Map 405, Lot 76, does not look like it can be pursued at this time. The owner wasn't properly notified. She stated that would recommend, and we don't have to do it tonight because she stated that she wanted the Board to look at it a bit and get the Board's thoughts and advice and maybe at the next meeting, we can sign some waivers if you feel it's necessary.

She went on to say that it wasn't properly notified. Her thought was that we need to have the person fill out a change of address form for the system and then get him noticed correctly this year and then he wouldn't be ready for potential deed until 2021 because of the time period.

Chairman Pitman wanted to confirm that what Ms. Roberts was saying is that, and this person on his list goes back to 2009, that this person hasn't been notified properly for the last nine years?

Ms. Roberts stated that this individual has moved around a lot but what is interesting, and she honestly didn't catch this until recently, is that this person has been making small, monthly payments for the past 13 months. She just noticed recently on the check that came in for his monthly payment was a different address than was in the system. Her plan is to write a letter to the address that's on the check and send him a form to correct the address that is in the system. It can't just be changed without their permission.

Chairman Pitman stated that if he wanted to come see the Board that they would be more than happy to talk with him.

Map 415, Lot 48 is ready as the town has all the proof and certified that there hasn't been a payment since 2010.

Map 413, Lot 63-2 was stated by Ms. Roberts that she doesn't recommend deeding. This is a convoluted situation where there's a lot of errors that have occurred. The tax bills, notices and certified mail have been going to the wrong address. The map and lot number are not correct but the error can't be fixed because there are outstanding taxes. The way the system works is that you can't update a map or lot number if there is any balance on the account. She stated that she would run through what those are and then what the attorney has recommended.

This lot came to light when a survey was done for the Emma Hogan Estate which was done in 2008 by surveyor James Franklin. When it was discovered, a letter was sent to the owner and it was returned, attempted, not known, unable to forward. She stated that she has a picture of that letter and the post mark. To Ms. Roberts, that is proof that they didn't even know that they own the property.

She stated that she thinks that she has located a good address that can be used for the future regarding noticing but what's interested is that it is Ms. Roberts believe that they don't know they own this. It will be interesting as to how we will proceed.

This is 20 acres, land-locked, off Mt. Delight Road. She stated that she thought that the town should seek legal counsel. She stated that she knew that Mr. Harrington has made the attorney aware of the situation and he was in agreement that it was not noticed correctly and that we shouldn't deed at this time. It doesn't mean that the town can't deed in the future.

Ms. Roberts stated that this is her opinion and that she may not be correct in her understanding but if they truly don't know that they own this property and we have been sending it to the wrong address all these years, the Board may want to consider abating.

Vice Chairman Robertson stated that it is a fairly small amount.

Map 208, Lot 3 off North Road. This is another interesting one. This is the thing and this might be a me thing but she gets uncomfortable when there is an "owner unknown" and the bills are sent to the town's address, the P.O. Box 159. That was a red flag for Ms. Roberts.

As it was being researched and Ms. Roberts was looking at the old maps, she believes that this particular parcel is part of a larger parcel and not in fact, its own separate parcel.

It is a very popular fishing spot that everyone uses. She didn't know if the owners are aware or how they feel about this particular parcel but she believes that the adjacent property owner owns it.

If that is the case and we confirm it, then she would think that the town would have to abate all the taxes, fix Avatar, fix Maps, and notify the owner.

Selectman McGarry stated that he couldn't see where Lot 3 was on the map.

Ms. Roberts stated that she had an easier map to look at. The second one she thought picked up more of Route 43.

She explained where the Lot was on the map to the Board. It was determined that the parcel in question was the little peninsula that sticks out. She thought that between the shape of the road and

the shape of the pond over the years has kind of made it feel like it is its own little lot and so she thought that it was part of the 76 acres which was part of Map 208, Lot 4.

Chairman Pitman asked Ms. Roberts if she could look into that. Several Board members thought that the 76 acres belonged to the town.

Mr. Harrington stated that the 76 acres is not the Town of Deerfield's, it's a private owner.

Ms. Roberts stated that it is a private owner, in current use. It is a strange situation and she not really sure what the next steps are. She believes that in this case, it's part of that lot. How the Town returns it to that lot, she was not sure as to how to do that.

Selectman McGarry asked if Ms. Roberts had checked the deed on Lot 23 to see if that description on 23 would encompass that piece as well?

Ms. Roberts stated that what they were looking at all seemed to indicate that it was part of that lot at one time.

Selectman McGarry asked if it is part of Lot 23 to which Ms. Roberts answers it was part of whatever lot number the 76 acres was.

Selectman McGarry stated that the map that he had in front of him shows a Lot 23 on the east side of Route 107.

Ms. Roberts stated that it wasn't part of the lot that Selectman McGarry was indicating and seemed to think that it is part of the 76-acre lot.

Vice Chairman Robertson stated that they have corrected similar things before. He thought that years ago, there was a sandpit that the Sanborn family had a similar situation with and that it was corrected by the Board. There is a process that it not messy and that he thought it had gotten easier at this point because of the change that was on the ballot giving the selectmen the authority to have to present it as a warrant article anymore, it should be able to be corrected as a Board.

Ms. Roberts stated that it is such a small amount that she didn't think that it was going to be a burden to the tax payer because it was in current use.

Map 405, Lot 19, owner unknown. It is a tiny, 0.4 acre. This lot was created as a result of surrounding surveys and subdivisions for the Avatar property tax card. Attorney Bart Myer feels the town has done its job and research and if the town can confirm this information, he thinks it's a go to go forward with the deed notification process.

Originally, she had said do not but the attorney thinks that It would be okay if it was pursued.

A quick question from Vice Chairman Robertson regarding how to do a screen print from the registry website.

She stated, Print Screen, open more doc, Control V.

Vice Chairman Robertson stated that he must be doing something wrong as he has tried multiple times.

Ms. Roberts stated at the next meeting, she knew that she had some things on her "to do list" on her end as far as getting letters and addresses changed. She asked the Board if they had any thoughts or did they need time to think about the two big question marked ones, the 20-acre landlocked, Map 403 Lot 63-2 and the Map 208, Lot 3 as to what the Board wants to do with those two.

Ms. Roberts stated that all she needed the Board to do was to sign waivers on them but that doesn't mean that we are done. We still have to fix them and she didn't know whose job it was to do this because it is a weird situation. She didn't know if the Assessing Department needs to be involved to make the change.

Vice Chairman Robertson stated that he was comfortable with Ms. Roberts' recommendations and has clearly identified the ones that can probably be moved on and he wouldn't have any problems signing waivers for the others. Other members stated that with the backup that was provided they were okay with signing waivers.

Ms. Roberts stated that she would wait until the July 9th meeting so that she could do some more research and then the Board can sign the rest of the waivers and then move forward.

Regular Business:

Review of Outstanding Minutes of June 4, 2018

Motion: Vice Chairman Robertson moves to approve the minutes as presented

Second: Selectman McGarry

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Accounts Payable Manifest – June 18, 2018 - \$53, 616.99

Motion: Vice Chairman Robertson moves to approve the Accounts Payable manifest of June 18th, 2018

Second: Selectman McGarry

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Vice Chairman Robertson stated for the record that he signed the manifest on Friday because he saw it stuck in the door and thought it needed to be signed.

Payroll Manifest for June 18, 2018 - \$63,674.86 (gross), \$50,347.30 (net)

Motion: Vice Chairman Robertson moves to approve the Payroll manifest of June 18th, 2018

Second: Selectman Shute

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Intent to Cut Wood/Timber = Eric and Kathy Berglund, Nottingham Road

COLA Payroll Manifest – \$6,697.55 (gross), \$5,692.94 (net)

Motion: Vice Chairman Robertson moves to approve the COLA Payroll manifest of June 18th, 2018

Second: Selectman McGarry

Discussion: Vice Chairman Robertson stated that this is to correct backdated COLA that was left out initially.

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Corrected Cemetery Plot Invoice for James and Jacqueline Spence which had been presented at the last meeting as \$800.00 but should have been \$1,200.00.

Motion: Vice Chairman Robertson moves to sell the cemetery plot to James and Jacqueline Spence

Second: Selectman McGarry

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Chairman Pitman stated that they had an update from Dean and Donna Wolfe. They did not like their assessment and the correspondence was to review, not to sign.

Chairman Pitman read a question about how those charged with governance was addresses to the Board of Selectmen and how they do business here.

A question was brought up during the audit as follows.

How does your board or council exercise oversight over management and how does your board address the risk of fraud to the entity?

The Accounting Department generates weekly payable expenditure reports for the Board of Selectmen. Manifests of weekly accounts payable and by-weekly payroll are reviewed by the Board of Selectmen. Accounts payable bills must be signed by the department head responsible for the purchase and co-signed by the town administrator for bills \$500.00 or more.

The Board of Selectmen are notified of large purchases.

Payroll timesheets are signed by the employee and the department head.

Monthly bank account reconciliation is conducted by the treasurer and finance director.

The town administrator and the finance director review the operating budget regularly and notify the Board of Selectmen problems and provide an update to the Board.

The treasurer signs the checks and accounts payable and finance mails the checks after the manifest is signed by the majority of the Board of Selectmen.

Motion: Vice Chairman Robertson moves to sign the response

Second: Selectman McGarry
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Melanson and Heath has done an updated letter and they need the Chairman to sign saying that the Board agrees to their changes.

Motion: Vice Chairman Robertson moves to have the Chairman sign the agreement with Melanson and Heath for the town audit.
Second: Selectman McGarry
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Land Use Change Tax – Kelly Gamache and Karen Fester, Map 414, Lot 42-1 on Mt. Delight.

Motion: Vice Chairman Robertson moves to collect the land use change tax in the amount of \$8,800.00
Second: Selectman Shute
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

2018 Dog Warrant –

Motion: Vice Chairman Robertson moves to accept and sign the 2018 Dog Warrant
Second: Selectman Shute
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Refund Request for the Town Clerk/Tax Collector – Mr. Isabelle

He was charged twice for a \$25.00 title application, once by the dealer and once by the town. This was a keystroke error on the part of the town and are requested that it be refunded.

Motion: Vice Chairman Robertson moves to refund the \$25,00 to Mr. Isabelle as requested by the town clerk
Second: Selectman McGarry
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Petition for License for Utility Pole and Underground Conduit presented for signature on Saddleback Mountain Road

Motion: Vice Chairman Robertson moves grant the petition for the poles
Second: Selectman Shute
Discussion:
Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Chairman Pitman stated that there are two vacancies for part-time officers, one for Glenda Smith and one for Roger St. Onge.

Motion: Vice Chairman Robertson moves to appoint Glenda Smith and Roger St. Onge as part-time police officers for the Town of Deerfield

Second: Selectman McGarry

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Chairman Pitman stated that he had three appointments for the Parks and Recs Commission expiring April 30th, 2021.

Terry Crotty
Tom Buffington
Brian Fisher

Motion: Selectman Shute moves to appoint the three members to the Parks and Recs with term expiring on April 30th, 2021

Second: Vice Chairman Robertson

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Selectman Shute stated to follow up on these appointments, they are increasing the Board to ten members with the above appointees. One is filling a seat that is currently vacant and they are going to be adding new members.

Chairman Pitman asked if everyone was okay with the twenty people that are here for the election that if he read each name and then have one vote. All members of the Board were in agreement.

Elaine Alexander	Meredith Briggs
Ann Cronn	Eric Dickson
Armond Joplin	Cynthia Chelsea
Alan O'Neal	Debra O'Neal
Joyce Pelletier	Cherie Sanborn
Kirk Peolla	Kathleen Burgland
Sue Bilodeau	Richard Boisvert
Bernie Cameron	Barbara Daly
Erin DeBarcco	Arthur DeBarcco
Eve Hazen	Rebecca Hutchinson
Dee Jones	Claudia Libbis
Maureen Mann	Barbara Mathews
Amy Marquis	Roger Marquis

Motion: Vice Chairman Robertson moves to appoint the aforementioned election clerks and vote tally personnel as read by the Chairman

Second: Selectman Shute

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Selectman Shute stated that there were supposed to be four people added to the Parks and Rec Commission and that Tom Dubois should be added to the record.

Motion: Vice Chairman Robertson moves to add Tom Dubois to the Parks and Rec Commission

Second: Selectman Shute

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Town Administrator's Report

Mr. Harrington stated that he had a couple of items for tonight.

He stated that just to let the Select Board know, the budget worksheets for 2019 have been sent out to department heads as of today. They are due in three to four weeks. Once he gets the preliminary worksheets back, he can start presenting them to the Board.

The RFP's for diesel fuel, propane and heating oil went out today and vendors have a month to respond to that as well.

The Chairman asked if anyone had any questions for the town administrator.

Chairman Pitman stated that he was asked to look up some property over the weekend. He couldn't believe how outdated the town's Cartographics is. He stated that he knows for a fact that two parcels that he had done a building on 14 years ago that isn't in the software.

Vice Chairman Robertson asked the Chairman if it was on there via the Avatar tax card to which the Chairman stated that he wasn't sure.

Vice Chairman Robertson went on to state that when you identify the parcel, you can pull the most current tax card.

Chairman Pitman went on to say that the information contained was the value of the land, how many acres and such but the picture of the property was out of date.

Vice Chairman Robertson stated that the Avatar tax card is also available with the basic information that Cartographic provides. When you click on the parcel, it'll ask if you want the CAI information or the Avatar tax card. The CAI is sort of a brief synopsis that is more likely to be out of date. The Avatar tax card shouldn't be.

Unfinished/New/Other Business:

Vice Chairman Robertson stated that he would mention and had a copy of the sheet for everybody. The Chairman and he met with Kate Hartnett last month and they walked the upper part of Thurston Pond Road essentially from Kate's residential parcel to the top of the hill.

The long and the short of it is that Kate is interested in the Board of Selectmen limiting motorized vehicles on that section of Thurston Pond Road and she presented both the Chairman and Vice

Chairman with the RSA that she believes authorizes the Board of Selectmen to limit traffic. She's not interested in limiting public access, she's interested in limiting off highway vehicles, dirt bikes and 4-wheelers and mudder-type trucks that come through in the spring.

Vice Chairman Robertson continued to say that personally, the road was not in that bad of shape as he thought it was going to be as there is a lot of ledge in there but she expressed concern about the condition of the road and she expressed concern about the actual section of the road that runs directly in front of Thurston Pond which has been tagged as the Beaver Dam bridge. It is actually the dam and bridge that provides that provides some support. He thought that the beavers have probably provided an equal amount of support over the years there.

Having been on the Board for a while now, this situation came up probably 15 years ago and he was throwing in his two cents and the Board can do whatever the Board decides. He knows that there is at least one other land owner that would not be in favor of this and there has been some question as to whether the road was officially discontinued or not. There are some parties in town that maintain that it was. His recollection is that there's no recorded documents that say that it was actually discontinued. He thought that there was some discussion about it at a town meeting and that the Board of Selectmen never followed through with the actual discontinuance. If it is discontinued, it reverts to the property owners on both sides and we have nothing to say about it. It can be subject to gates and bars or what have you. If it hasn't been discontinued, we can regulate it as we see fit with the exception of speed. The Board of Selectmen cannot regulate speed on Class VI roads. We can say which vehicles can be on there but speed is specifically excluded.

He continued that he did do a little follow-up work with the Municipal Association and the burden of proof to prove that the road has either been discontinued or not is upon the party who's trying to claim that it's discontinued. If they can't provide enough evidence to prove that the road was indeed discontinued, it is still under the authority of the Board of Selectmen and still considered a public right-of-way.

Chairman Pitman stated that the interesting thing was she tried to show them that the road was three rod wide which was surprising that it was that wide. There were places that did look it but it's pretty much a track. There is many trees and many rocks in those three rods but it is one trail.

Selectman McGarry asked if it was something that a public hearing was needed for.

Vice Chairman Robertson stated that he didn't believe that they did need one. He pointed out that if you read the regulation from the NH Municipal Association regarding the "Rules of the Road", it goes through exactly what needs to be done.

He went on to say that the controversy here is not so much as to whether we want to limit off-road highway traffic, it's going to be what the status of the road is and he thought that there were going to be a couple of parties with differing opinions and that own large chunks of property on this road. It's nothing that needs to be decided on at this time.

Chairman Pitman stated that he just wanted to make sure everyone was up-to-date with what he and the Vice Chairman saw and if it wasn't for the mud trucks, there wouldn't be a problem.

Chairman Pitman stated that the only thing that he had was that he had 16 candidates to narrow down to seven for the police building committee. If everyone could come back to the next meeting with one or two choices and put it together, that would be great.

Selectman Shute stated that there were only 15 candidates as there was one person that was in there twice and the town administrator stated that the additional sheet was follow up information for one of the candidates.

Vice Chairman Robertson just wanted to note that he was glad that they held the filing for the building committee open because they got some good names.

Selectman McGarry asked if the intent was to limit it to seven to which the Chairman stated yes, that it would be seven plus one or two from the Board plus the police chief.

Vice Chairman Robertson stated that one quick addendum that he would mention for people to consider. Early on, Kelly Laughlin had expresses interest in being on and he thought that she probably still does have some interest in being on the committee but she is, for the lack of a better explanation, the police chief's significant other which is making her wonder if she should put her name in or not. I know she still has an interest in doing it.

Motion: Selectwoman McHugh movers to adjourn at 6:33 p.m.

Second: Vice Chairman Robertson

Discussion:

Vote: Yea 5, Nay 0, Abstained 0 – Motion Carries

Next Meeting: Monday, July 9, 2018 at 5:30 pm

*The Minutes were transcribed and respectfully submitted by Dianne L. Kimball, Recording Secretary
Pending approval by the Board of Selectmen*