

Signing of Easement deed to Society for Protection of Forests as approved at Town Meeting.

Planning Board Appointment: Rick Spinale has agreed to move from being an alternate to being a full member of the Planning Board for two years. He brings several years of experience. ***What does the Board wish to do?***

Belair deed clarification: The town sold two adjacent lots in Long Shores at tax sale with a notation they were unbuildable. There was no merger requirement. That notation is descriptive (neither lot alone meets requirements), but the comment is not in the legal format of a covenant which would prevent building even if they are merged to be big enough to fit septic, house and well. The person who has owned them 9 years wants to merge them and together to build one house, but the comment on the deed creates a cloud on title. Our attorney and her attorney suggest a corrective deed. I support that recommendation. I also recommend the Board vote to authorize Chairman O'Brien to sign on behalf of the whole board to avoid everyone needing to come before a notary. ***Will the Board authorize the chairman to sign the deed?***

Department Heads for a discussion on goals as well as tracking projects. I would anticipate we need more time with some departments than others. I have already scheduled the Tax Collector for 4/25. The Town is receiving a check on her behalf from the Tax Collector's association to reimburse training expenses. ***Does the Board wish to have me start scheduling departments to come in starting April 25?***

Nonpublic Land: Liberty Truck and Town Land.

Information:

Selectman voting on Conservation Commission matters: Here is the response from NHMA. The Conservation Commission statute, RSA Chapter 36-A, does not contemplate that a select board member would be appointed to the Conservation Commission as a voting member. There are some inherent conflicts that would arise should a select board member sit on the Conservation Commission. First, the select board is the appointing authority for the Conservation Commission and the authority to appoint may give a certain air of superior status to the select board member sitting on the Conservation Commission. Second, the select board must approve the receipt of gifts of personal property, real property, and water rights. The select board must also approve the acquisition of land or water rights by the Conservation Commission. RSA 36-A: (I). Having one person both vote on proposing a land gift or acquisition and then vote to approve the same transaction is an inherent conflict of interest. For these reasons I would counsel that having a select board member on the Conservation Commission as a voting member is unwise and should be avoided. Stephen C. Buckley, Esquire, NHMA

Mendum Pond: With the pond being drained we expect to make an adjustment to the real estate values of those impacted properties. We plan to make that change to the second bill as an "economic adjustment for a physical change", which would then be changed back when the water is back in the pond. We do not plan to do a statistical update. We do not plan to change the first bill as we want to see what the Real Estate sales show about the impact of the pond being drained has upon the values.

Town Farm Road: Bud Kelsall's attorney has written a letter objecting to the plan to upgrade Town Farm Road and install the turnaround. The Board has already addressed what I see as his main issue of construction near the cemetery. The Board followed the procedure outlined in law with the Cemetery Trustees and have received their permission. As a Class V road, the town has to continue to plow and maintain the road as far as Kelsall's house. The Town's survey and Mr. Kelsall's survey both show the town has a right to build the road to the cemetery. There are numerous problems with putting the parking/turnaround at the beginning of the property instead of by the cemetery. 1. It does not solve the problem Peter Cook approached the board with some while ago about the need for a proper turnaround for plow trucks. There have been problems turning in Mr. Kelsall's driveway on occasion. 2. It does not solve the problem Fire Chief Walker has raised about the ability to get emergency vehicles turned around if there is a problem in the easement area that requires quick response close to the former road/Class A trail. 3. It would require Conservation to build a long trail to get to the start of the former road/Class A trail which is in good shape for hiking. I understand Conservation Commission is considering a proposal to build the parking area at the beginning, but this would not solve the Highway department or Fire Department issues.

Questions answered on 2015 expenditures: The bid from Two-Way for just the tower came in at \$38,999 of which \$34,999 came out of Capital Reserve and the balance from Fire Department equipment line 4430. \$6,864 for cement work came out of Executive Incident Fund; \$1,182 for Salisbury electrical work came out of Fire line 4394, \$2,545 for Gillespie for engineering and testing came out of Highway layouts 4310. The estimated value of work of the Highway Department was estimated at \$9,720 which would have come from a variety of highway lines like salary and gravel while other parts of the value would have been from wear and tear on the equipment, government buildings (fuel), etc.

Highway paving around newer storage garage cost \$40,000. \$30,000 was taken from the Highway Building Maintenance line and \$10,000 from Paved Road lines.

The Town Meeting vote for the Public Safety Complex approved \$800,000 to be spent in 1999 and authorized borrowing \$750,000. The bond had an interest rate that varied between 4.5 and 5.25% with a maturity date in 2014 (15 year bond).