



Monday, August 22, 2022

Board of Selectmen Minutes

In attendance: Steve Smith (Chair), Dianne Craig (Selectman), Derek Tremblay (Selectman), Barbara Paronto, Alicea Bursey, ShaeDel Simino, Melissa Salinardi (Administrative Assistant), Cindy Williams, Police Chief Andersen, Bruce Nadeau, Mark Stadtmiller, Kirsten Hershey, Bill Deane

CALL TO ORDER

Chair Smith called the meeting to order at 5:40 p.m.

BUSINESS

The Board signed all documents.

Derek Tremblay worked with the Road Agent and the Administrative Assistant to set up and understand the Upunch time recording system. The Road Agent and Administrative Assistant will practice using the new system before it is implemented for other employees.

Discussion with Road Agent:

Dianne Craig updated the Board that the new phones for the Highway Department have been officially changed over and updated. Mr. Simino mentioned that phone cases have been ordered.

Derek Tremblay reminded Mr. Simino that the road agent position has been vacant for two months, therefore, the Board would like to see how Mr. Simino would handle tasks before the winter months begin. They would also like to know and see a plan for completing projects, day to day activities (especially over the next few weeks), and weekly plans.

Dianne Craig mentioned that FEMA records must be kept separately and any plans for those types of projects should also be recorded. She added that FEMA likes to know what equipment was used and for how long and recommended keeping a log sheet with this information.

The Board asked Mr. Simino to look at the condition of the roads and report his findings. Mr. Simino stated that he has already been taking notes on things such as

culverts, missing signs, wash out, etc. He also asked the Board to provide him with a map of the Town.

Derek Tremblay suggested starting a conversation with Joel Lussier about what needs to be done about pre-buying sand for the winter. A purchasing policy will be sent to the Road Agent from the Administrative Assistant.

Mr. Simino had no additional questions or concerns.

Steve Smith motioned to go into Non-Public Session of the meeting under RSA 91-A:3 II (c). Dianne Craig seconded the motion. Roll call vote: Steve Smith-yes; Dianne Craig-yes; Derek Tremblay-yes; all were in favor; motion carried (3-0).

The Board invited Cindy Williams to join them in non-public session.

The Board entered non-public session at 6:33 p.m.

NON-PUBLIC SESSION

A confidential matter was discussed that would adversely affect the reputation of any person other than a member of this board.

Dianne Craig motioned to come out of non-public session at 6:41 p.m. Derek Tremblay seconded the motion. Roll call vote: Steve Smith-yes; Dianne Craig-yes; Derek Tremblay-yes; all were in favor; motion carried (3-0).

Public session resumed at 6:42 p.m.

Steve Smith motioned to approve agenda and all signed documents. Dianne Craig seconded the motion. All were in favor-yes; motion carried (3-0).

APPROVAL OF MINUTES

The minutes of August 8, 2022 were tabled.

APPOINTMENTS

ShaeDel Simino (Road Agent Position)

- No additional questions or concerns.

Alicea Bursey - Planning Board Update:

Meeting the New Road Agent:

- Alicea Bursey mentioned that the Planning Board and the Zoning Board would both like to meet the new road agent. As previously mentioned by the Board of Selectmen,

the other Board's are welcome to attend a regular scheduled Board of Selectmen meeting to meet and discuss projects with the Road Agent.

Driveway Permit on DeRoe Road:

- Alicea Bursey updated the Board stating that the application process has begun and with new state regulations, a timeline for decision has begun. She has already reached out to Ms. Morris and requested an extension which gives the Board's until early November. However, the Class VI waiver policy still needs to be reviewed and possibly edited by the Board of Selectmen before other approvals are given.
- The Board discussed whether nullifying the policy would be a viable option, but felt that there would be a greater risk to the Town if the policy was nullified. They also discussed possible amendments to the policy. However, it was concluded that rewriting the policy may be the best approach. Alicea suggested reaching out to the NHMA for them to review the policy and give input.
- The Board decided to table this topic until further information can be found.
- Alicea also asked the Board if they contacted Ms. Morris regarding their decisions during the last meeting. The answer was, "no." Melissa Salinardi will send Ms. Morris an email from the Board.

Planning Board Alternate:

- Alicea Bursey mentioned that it is important for the Selectmen to have representation at the Planning Board meetings. She asked if there was someone the Board could appoint as an additional alternate for the few months that Derek Tremblay is unavailable due to schedule conflicts. A few name suggestions were brought to the Board, however, at this time the Board decided to table the discussion.

PUBLIC COMMENTS

- None

COMMUNICATIONS

Property Dispute:

The Board was presented a property dispute on 1659 Brook Road involving Mark Stadtmiller and Kirsten Hershey.

- Mark Stadtmiller approached the Board asking for more time to be able to clear his property. He explained that his current health situation has set him back a bit.
- Kirsten Hershey stated that she would like to see things cleared off her property before the winter. She believes that the items have been accumulating and things never seem to be pick-up. She mentioned to the Board that she had pictures of the area including the excess items if the Board wanted to see them.

- Bruce Nadeau (Code Enforcement Officer), mentioned that Mr. Stadtmiller was in two violations. One for basically squatting on someone's property and another for living in an RV which is a violation against town regulations.
- Kirsten Hershey also mentioned that there have been some problems with discovering the property pin. After searching for the pin and asking Mr. Stadtmiller where it was, she hired a surveyor to survey her land. It was concluded that the pin must have been moved by the previous owner.
- Steve Smith acknowledged the issue with the property line, however, stated that the property line issue is a civil issue and not a Town issue.
- Police Chief Andersen spoke with the county attorney regarding the issue of the camper, and because the camper was on the property prior to Ms. Hershey's ownership, it is now a civil matter between Ms. Hershey and Mr. Stadtmiller. He mentioned that the Town does have the right to address the issue of the "junk yard" as stated in their regulations. Chief Andersen stated that himself and Bruce Nadeau will plan on doing weekly inspections of Mr. Stadtmiller's progress.
- Bruce Nadeau stated that certain things can be addressed immediately such as Mr. Stadtmiller acquiring a building permit for temporarily living in his camper while he builds on the land a more permanent structure,
- Bill Deane had some questions about the waste from the camper and where it was being emptied. Mark Stadtmiller said he dumps it into the septic just like any other camper would.
- Kirsten Hershey stated that she was told by Mark six months ago that the items would be removed from the property and it still has not happened, and she believes that more have been added. Mark stressed that no additional items have been added to the area.
- Dianne Craig asked Mark when he plans on moving the camper off Kirsten's property. Mark suggested by the end of November. Dianne suggested having a timeline in place.
- Steve Smith summarized stating that there are basically three issues that the Board wants to resolve. The first is the issue of the "junkyard statute." Mark suggested that he could push the items farther back on his own property. Steve said, "no, you cannot push the items back." Another issue is the violation for living in a camper, which if not resolved quickly, could result in a cease-and-desist that Chief Andersen would issue.
- Bruce Nadeau suggested moving the date for removal of the junk due to the possibility of inclement weather.
- Steve Smith stated that moving the date up due to possible weather changes was a good idea.

- Bill Deane was concerned that the Board was not taking into consideration Kirsten's time and wishes.
- Bruce Nadeau mentioned that the only way to go forward is to create consequences and a timeline for the actions that have been already done.
- Steve Smith asked Mark, "how many people are living on your property as of right now." Mark responded, "three including himself."
- Bruce Nadeau suggested that a dumpster be rented to get rid of some of the material and that a building permit would have to be submitted in order to remain living in the camper temporarily.
- Steve Smith stated that the Board is giving Mark until October 20, 2022 to clean the area up. He mentioned that Mark could reach out to Bruce for guidance that the Board wants to make it fair for Kirsten as well. He also stated that weekly inspections will be done by Bruce Nadeau and Chief Andersen.
- The second camper that is on Mark's property was also discussed and Bruce mentioned that no one is supposed to be living in that second RV. Mark assured everyone that no one was and that it was only being used for storage.
- Chief Andersen and Dianne Craig mentioned that a cease-and-desist letter would have to be drafted in case it is needed.
- Bruce Nadeau stated that Mark would need to get the building permit immediately and he reiterated Steve's comment by stating that the items cannot be moved further onto the property, they must be removed.
- Steve Smith mentioned that another issue is that the same 911 emergency address is shared by the land owners and the Town will have to change this. Bruce mentioned that he needs to get a permanent building on the property before the address can be changed. Chief Andersen suggested marking his name on a tree until the address can be properly changed.
- Cindy Williams stated that although the address may be invalid, Mark has been taxed for his property and he is seeking a tax extension from the Board.
- Mark Stadtmiller presented his request for a tax extension by stating that he has funds coming to him but they may not be available in time for payment which is why he would like an extension.
- **Steve Smith motioned to grant Mark Stadtmiller a tax extension until September 29, 2022. Dianne Craig seconded the motion. All were in favor-yes; motion carried (3-0).**
- Steve Smith asked both Mark Stadtmiller and Kirsten Hershey if the terms were acceptable to them. Both parties agreed to the terms.

Administrative Assistant:

- None

Board of Selectmen:

Dianne Craig:

- None

Derek Tremblay:

- Mentioned that there have been other complaints made about “junk yards” and that without infringing on people’s freedoms, he would like to see something done about this issue. Alicea Bursey mentioned that the Town had some regulations on “junk yards.” Derek continued stating that he would like to continue reviewing this topic and include the code enforcer in communications so that the issue can be resolved.
- Derek also mentioned an email that was sent to the Board of Selectmen regarding Police Chief Andersen. According to the email the sender was suggesting that the town may be liable for a comment that Mr. Andersen said during a separate meeting in another town. Derek did not believe that the Town would be liable because the employee was acting as an elected official for the other town. He would like to communicate with Chief Andersen regarding this issue.

OLD BUSINESS

MOU Grange Hall/SAU #102:

- The Board reviewed the Memorandum of Understanding that was presented by the Goshen School Board in regards to the rental of the Grange.
- Derek Tremblay mentioned that he would have liked to discuss the School Board’s suggestions before the document was presented. He thought that was the understanding of both Boards from the previous meeting.
- The Board of Selectmen went through the proposal line by line and made edits and suggestions.
- The Board decided to not agree to the responsibility of cameras and videos. They agreed to not have a 3-month and 6-month record of costs, but will keep the 12-month suggestion. They also agreed to annual meetings with the School Board instead of regularly scheduled meetings.
- Derek Tremblay remarked that the MOU was a lot to ask by an entity that was basically getting a free building.
- Other suggestions were made such as charging by the square foot, moving the Town offices into the Grange building and giving the School Board the Town Hall, also allowing the School Board to be the primary users of the Grange building to determine costs for usage. However, these were all suggestions, and the Board did not take action on these thoughts.

- The suggested edits from the Selectmen will be made and sent back to the School Board and Dianne Craig will reach out the to Fire Department to see if smoke detectors can be installed.

FEMA update:

- Dianne Craig remarked that FEMA is asking for information regarding every maintenance the Town has done on the bridges from 2019, 2020, and 2021. She added that this may be difficult to find but she is working on it.

Town Rental Agreement:

- This item was tabled.

New Employment Policy:

- This item was tabled.

NEW BUSINESS

Day to Day Operations:

- Nothing new to report.

STANDING ITEMS

- Pre-Construction Meeting (Lempster Coach Bridge)
- UVLSRPC - May
- Grange Update
- Mt. Sunapee Advisory Commission Update
- Library Grant Update
- Monthly Budget Review
- Veterans Monument Review
- Flag Poles at Cemetery
- Other Items

ADJOURNMENT

The next regular meeting of the Board of Selectmen is scheduled for September 12, 2022 at 6:30 p.m.

Steve Smith motioned to adjourn the meeting. Dianne Craig seconded the motion. All were in favor-yes; motion carried (3-0).

Meeting adjourned at 8:52 p.m.

Respectfully Submitted,
Melissa Salinardi
Administrative Assistant