



Office of Board of

Selectmen

## Town of Mason

Board of Selectmen Meeting

12/8/2015

Approved Minutes

**Present:** Selectmen Louise Lavoie and Charlie Moser; Kathy Wile, Brenda Wiley, Pat Letourneau; Patty Croaker, DPH; Barbara Devore, Harry Spears, Dave Baker, Kevin Maxwell, Bob Bergeron, Wolfgang Millbrant, Keith and Kim Grimes, Jon and Cheri Grovesteen, and various members of the public at various times.

**Call to Order:** 7:39 PM by Charlie Moser, Acting Chair

**Approval of Manifests:** It was noted that the Board members signed both payroll and accounts payable manifests.

**Approvals:** Minutes of the Nov24, 2015 Selectmen Meeting were reviewed. Charlie questioned if Todd Hayward, assessor, had emailed a contract yet. Kathy said yes, will re-email it to Selectmen. Louise made a **motion to accept** minutes as written, Charlie seconded both voted to accept.

### **New Business:**

**Patty Croaker**, of Nashua Dept of Public Health/Public Health Network Services, came to give a municipal update and to present information on services and trainings available to the 15 towns in the Nashua network. She spoke about various initiatives – Public Health Emergency Preparedness, Substance Misuse Prevention, Substance Misuse Continuum Facilitation, Community Health Assessment, Community Health Improvement Plan, and Municipal Roles and Responsibilities. She said Mason's Public Health Officer, Lynn McCann, was involved in the Public Health Network, and mentioned that any time the town/school was interested in providing a training for residents she is more than happy to arrange that for us. Selectmen commented that they will indeed speak with Lynn to see how Mason can best utilize the programs offered.

Patty left multiple copies of her Municipal Update, contact information, as well as the last two Community Health Plans. One copy will be kept by Selectmen, one set to Lynn McCann and one set was left for the public at the Mann House.

**Patricia Pina** was next on the agenda, but not present.

**Chief Maxwell** had a formal request to approve him signing off on a contract with Fish and Game, granting the Town \$1000 to cover police hours (primarily used for the quarry) in addition to regularly budgeted patrol hours. Both selectmen commented that this has been done in years past. Charlie moved, Louise seconded to approve Chief Maxwell signing off on the contract, both voted to approve.

**Charlie Moser moved**, Louise seconded that the board go into non-public session with Chief Maxwell in accordance with RSA 91-A:3,II (b) the hiring of any person as a public employee. Vote approved the motion at 7:58 PM.

Vote to return to public session was made at 8:17 PM. Louise **moved to seal the minutes** of the non-public session on the basis they would render a proposed action ineffective; Charlie seconded, both voted to seal the minutes.

**Keith and Kim Grimes** came before the Board, thanked them for listening and that they had heard their neighbors had complained about their business and they wanted to present their side before being called before the Board. They feel it is a personal vendetta against them on the part of their neighbors, and Gina's personal goal to put them out of business. Keith explained they have 27 employees, a thriving business and try to minimize impact on the neighbors whenever possible.

Charlie said that Pickity Place does have special variances and exemptions, but that these do not cover the minutia of headlights, privacy issues etc, and that the board would only be concerned if particular variances were being violated. The board does not have evidence that this is the case, and at this time do not see a need to write a letter to Pickity Place.

The Grimes thanked the board and left.

**Jon and Cheri Grovesteen** appeared before the Board to talk about a letter they had received from the Board regarding moving a stone wall along Jackson Road. Their point was that the stone walls are not reasonable boundaries for the road, as they are not straight/even, and that according to the information they had from DOT the road is only 16' wide. Charlie said most roads in Mason are "two rod roads", meaning a total of 33' which includes both the travelled way and the right of way. Ancient stone walls are the traditional boundary, and that he can research the layout of the road/walls.

The Grovesteens said they believed the selectmen's action was retaliatory for their complaint to the road agent about work down on the road; Charlie said it was not.

The Grovesteens referenced their letter of Dec 7, 2015 requesting all information the town has regarding the history of Jackson Rd, on the advice of an attorney, and requested that the 10 day time frame mentioned in the original Selectmen letter be suspended pending receipt of that information. **Selectmen agreed to the suspension**, and will research and provide copies of whatever information they can find. Further conversation regarding stone walls as boundaries, Charlie's explanation that if there is no clear boundary defined that the selectmen have the authority to establish a boundary. The Grovesteens said they are trying to understand what is their property, and looking to repair and restore it to its original condition. Four items were entered as Exhibits 1,2,3 and 4.

Information from the research will be emailed to the Grovesteens at the email address they provided.

### **Town Liability Insurance**

Brenda Wiley explained that our current carrier, PLT, is out of business effective July,2016. We have received a bid from Primex, who currently provides our workers compensation insurance, which matches the coverage we currently have. The Primex bid is for less than we currently pay PLT, plus there will be an additional 10% savings on our Worker's Comp policy to reflect a multi-policy discount. The new P&L policy would take effect July 1, 2016 and go to Dec 31, 2016. At that time it will renew for the same rate and run on a calendar year cycle.

Brenda further explained that a benefit of going with Primex is that as a member of a municipal pool they can cap our liability, whereas a commercial carrier cannot.

The Board approved going with Primex for P&L insurance; this approval will be emailed to Primex and a new membership agreement will be sent for signature by the board.

**Old Business:**

No updated recommendation by Conservation Commission as to the ADA access to rail trail.

No updated Ordinance revisions from Planning Board.

Senator Ayotte sent a letter to the Town concerning her position on the Pipeline.

**Back to New Business:**

**Patricia Pina** stated she was here regarding a letter she had sent the police department, saying she had gotten no response.

Charlie answered the Chief had responded, and that it was in the mail having been mailed Dec 7<sup>th</sup>. Ms Pina said she had not received it. Charlie stated that her complaint against the officer involved had been partially sustained, and that since the rest of the investigation is on-going the board cannot comment. He asked her to clarify what she was asking for; she replied she wants follow-up to her letter, and for the board to give her a copy of the emailed letter. It was explained there was not an emailed copy received to date, and no physical copy to give her. This question was revisited several times, and the board said they were not the right body to decide a civil matter and establish ownership of the horse in question. Ms Pina stated it was the board's concern whether the Police had acted appropriately, Charlie restated that they cannot comment, she requested again the letter be emailed to her. Louise will check her email tomorrow to see if she had gotten a copy and let Ms Pina know.

**Public Forum:**

Barbara Devore noted that items mailed in Greenville go to Manchester for processing then are returned to Greenville.

**Signed:**

Audit report approval was read and signed by Charlie Moser for the Board, and Pat Letourneau as Treasurer. This will be emailed and land mailed back to the auditors tomorrow, 12/9.

**Adjourned:** Louise moved to adjourn, Charlie seconded both voted to adjourn at 9:09 PM. Next meeting is scheduled for Tuesday Dec 22 at 7:30 PM at the Mann House