

**Minutes of the  
Board of Selectmen Meeting  
Wednesday  
July 6, 2016**

**Board members present:** Chairman, Roberta Fraser, Herbert Stephens, Jack Marsh, Ben Kilanski and Raymond Williams. Also present the Water/WW Superintendent Rick Meleski, Highway Dale Gray, Fire Chief Kellom and Police Chief Phillips.

**First order of business: Open meeting**

The Chairman opens the meeting at 7:00pm.

**Second order of business: Business and minutes**

The board reviews the minutes of 6-22-16 for approval. Selectmen Kilanski *makes a motion* to approve, Selectman Stephens seconds. The motion carries 5-0.

Friends of Public Art are here to talk to the board about the 2 upcoming events they are having here in town. 1<sup>st</sup> event is Sunday July 24<sup>th</sup> @9am. It starts with a clean-up along the Ashuelot River bank and then @11am they will be painting the crosswalk on RT-10. 2<sup>nd</sup> event is the Winchester Jubilee Saturday August 20<sup>th</sup> @ 8:30-9pm. A full day of activities, music, demonstrations and ending with a contra dance.

Selectman Fraser lets the public know we are going to have a discussion on the Jones's Road project. Selectman Fraser asks Rick can you explain what is going on? Rick states that the board has asked Southwest Region planning Commission to apply for a CDBG grant for water main improvement out on Jones Rd. We wanted property owners to come to this meeting to make sure everyone is on board with easements and the new main to go down the road. I would like to see 100% participation because this is \$647,000.00 project. There is no cost to the tax payers or the home owners. If anyone has questions or concerns, now is the time to express them to the board. Selectman Fraser says we are holding a public hearing next week to officially have the town take over Jones road. Rick says that next week's hearing would also be us applying for the grant. Rebeckah will be here from Southwest Region planning Commission to go over it all and answer questions. Dan Hutchins asks if the town plans on take over the road. Selectman Fraser says yes the road. Dan states if this is your plan then you need to abort the whole mission. Selectman Fraser asks what is your concern about the town owning the road that we have been maintaining for 30 years. Dan states he owns the property across the road. It's a private road and I own apartments on it. Next thing you know you will want to pave it. The road is now twice as wide and you spread the grass and dirt all over the lawns that's why the line is frozen all the time. You should go a check the deeds, you should have of never touched the water line. Scott Royce added the only reason you are maintain the road is because Mr. Will gave the town a piece of land on Scotland Rd and the town said they would take care of Jones rd in return for the land. Selectman Fraser asked if this was an official document or verbal. Dan states its in the deeds. I spent all winter with no water and I paid SUR to come out. It is a private road. Abort the plan we don't need a water line. Put some dirt back in the road and leave it alone. Selectman Fraser asks what happens when something breaks or freezes. It has always been the town who repairs it. Dan asks are we asking to take my property or fix the line. Selectman Fraser states we are not taking your property we are taking the road. Dan and Scott both say the road is my/our property. Selectman Marsh says there are 2 things we can try here. One we can let you keep your property and second do the work to the road. Scott states our big concern is if you take the road over, this year it 20 feet wide and next year its 24 feet wide and the year after it's paved. We

don't want it paved. Selectman Fraser states you don't want the town to own the road, after we have been maintain it for years. Scott it was because the town received the deed to the land Scotland road. Selectman Marsh agrees with what Scott says. The reason we have been maintaining it was because the land on Scotland road where the new bridge is was deeded to the town. The deal was, I know because it is my family that did it. The deal was that the town would maintain that road. Selectman Fraser thought we would uphold the agreement from 40 or 50 years ago and asks the board what they think about not taking the road and still apply for the grant. Rick adds that the town has gone out several times to help fix and unthaw the lines. There were open pits filled with water. Different issue with the valves being broken and the way the lines were put in were illegal. The town should have never allowed that to happen. Selectman Marsh says the town did not put those lines in. We should go ahead with the grant just as it is and see if we can get the money. Scott states that he doesn't think the property owners have an issue with giving an easement to run the main, but when you say taking the land over that's a whole other issue. Selectman Fraser says we will have the hearing next week and apply for the grant. Then if we receive the grant, we will contact the homeowners for an easement for the water lines. There is an old agreement and the town will uphold it.

Selectman Fraser shares good news about the fire truck. The town has received \$30,000 in grant money towards the new truck. Now we need to discuss the financing of the truck. Td bank 2.31% with closing costs, Peirce 2.75% with no closing costs and Savings Bank of Walpole 2.81% with no closing costs. All for 7 years. Selectman Fraser makes a motion to go with Savings Bank of Walpole @2.81%. Selectman Stephens seconds. The motion passes 5-0

Barry asks the board if the fire department has any town owned property they could use for training drill. We won't be burning them, it would be ladder drills and ventilation drills. Selectman Fraser asks Karey to get a list to Barry.

Chief Phillips would like permission to trade in the current weapons to help the cost of the new ones that they have ordered. We would be changing out our Glock 22 for 9 mm Glock 17. The trade in value is \$109.00 per weapon. Selectman Williams asks if they would have to purchase new holsters for the new guns. Chief states no, that they will fit the holsters we have now. Selectman Stephens makes a motion to trade the weapons in. Selectman Fraser seconds. The motion passes 5-0

Chief Phillips also wanted to state that over the holiday weekend they had 7 firework complaints. He felt that 7 out of 4300 residents it was not too bad. One will be summonsed to court and the other 6 were 1<sup>st</sup> time offenders. Chief Phillips thinks that the process worked fine this year and no need to make any adjustments. Selectman Kilanski thinks that people still are not aware of having a firework permit. Selectman Marsh asks Barry about the 15 day permit deadline, should we shorten the time frame. Barry states no. Chief Phillips states that it is a State law. Selectman Marsh states it has been so dry. Selectman Fraser adds Barry has the right at any time to call no fireworks will be allowed. Barry is in the process of writing a new ordinance on fireworks. When the resident comes to get a permit they will be given a packet of information for them to review.

Claudia Harvey had an issue with celebrating 4 days in a row. At my house it sounds like a war out there. Chief Phillips said to give them a call. Claudia gives an example of her calling Tuesday night at 9:05 she called and got dispatch and gave her address and then gave the direction of where the fireworks were coming from on 119 east. Around 9:15pm the cruiser went right down Scotland rd, seconds later a second cruiser went down Scotland rd. 20 minutes later they both came back by. Chief Phillips states that the majority of calls they get are for Jones rd. and would look into it.

Ken Cole wanted to add that if Barry is working on the ordinance maybe add something about the level of the display/program of fireworks, maybe we need to put some safe guards into place.

Pole license Petition from Fairpoint was received. Selectman Stephens makes a motion to approve this abatement. Selectman Marsh seconds the motion. The motion passes 5-0

Sewer abatement has been received for map 26 lot 60 in the amount of \$14.58. Selectman Kilanski makes a motion to approve this abatement. Selectman Williams seconds the motion. The motion passes 5-0

Sewer abatement has been received for map 26 lot 108 in the amount of \$50.00. Selectman Stephens makes a motion to deny this abatement. Selectman Kilanski seconds the motion. The motion passes 5-0  
Rick Meleski states that the water never went through the meter.

Tax Re-abate has been received for map 25 lot 24 in the amount of \$7339.00. Selectman Marsh makes a motion to approve this abatement. Selectman Stephens seconds the motion. The motion passes 5-0

Tax Re-abate has been received for map 1 lot 32 in the amount of \$557.00. Selectman Marsh makes a motion to approve this abatement. Selectman Stephens seconds the motion. The motion passes 5-0

The board reviews and approves the following financial documents:

Selectman Stephens makes a motion to approve the Monadnock Broadcasting Group invoice from the Revitalization Fund in the amount of \$100.00. Selectman Kilanski seconds. The motion carries 5-0.

Selectman Stephens makes a motion to approve the Monadnock Shopper News invoice from the Revitalization Fund in the amount of \$61.00. Selectman Kilanski seconds. The motion carries 5-0.

Dale asks the board to approve the mower rental from HP Fairfield scheduled for 7/18-8/12. Selectman Marsh stated last year I had asked if there was anyone out there would do it with an operator. I spoke with a gentleman who does the Town of Warwick he should be contacting you. The concern last year was the overtime. Selectman Marsh asks if he has any other quotes from other companies. Dale states that the other company has a contract with State of NH and there are booked. Selectman Marsh asks the due date of the contract is 7/13/16. This handcuffs us so we can't look for another company. Dale just received the contract at the end of last week. Also he always schedules the use of the mower a year in advance. This way he gets to pick the weeks he wants it. These are new tractors, up to date, not junk tractors and broken down all the time. Selectman Marsh wants to make sure we are not mowing any Japanese knot weed. Dale states they are knocking it over not mowing it. The State of NH recommends bulldozing it over and leave it. Selectman Stephens makes a motion to approve the HP Fairfield invoice in the amount of \$10,250.00. Selectman Kilanski seconds. The motion carries 5-0.

Selectman Kilanski asks Dale to get a couple of quotes next year on the mower. Selectman Marsh states maybe we should get a mower for the deno. It worked great for years. Dales says would have to replace/upgrade the machine. The axels can't handle a side mower, that's why they don't make them anymore.

Selectman Williams has received several complaints on the town parking lot. That there is no handicap parking by the basement level door. Selectman Williams makes a motion to purchase a handicap template for \$300.00 and have Dale paint it. Selectman Kilanski seconds. The motion carries 5-0.

### **Third order of business Public comment**

Gus Ruth states the conservation commission has been doing motoring of all their properties. A few weeks ago some of our members were down on Ashuelot St. were we own property. There is a fence built. Our deed states that we have 50 feet on the rail bed and 50 feet on Ashuelot St. They contacted the owner to have them check their deed to make sure they build the fence on their property. There was a survey done on the property with the fence and also the property we own. We had no idea that a survey was done. We were not notified of a sale or the survey of this property that abuts our property. Selectman Fraser asks Karey if the property that is managed by conservation still stay in the name of the Town of Winchester. Karey states it has both names on it. Gus thought they had 50 feet back but now there is a little section where the fence is. As the result of the survey there is a triangle out of the land we thought we owned. Selectman Fraser states we don't do a survey when we tax deed a property. Gus feels that the abutters should be notified when there is going to be a tax sale. Selectman Kilanski states its put in the paper and posted around town. Selectman Fraser adds we a have an auction on tax deeded properties. Also it looks like it was an oversight, we wouldn't have sent the town a notice, but should have sent the conservation a notice. Gus would like a copy of the survey. Selectman Fraser will look in the file and see if we have a copy and get one to him. Gus also states there is a problem with this land; the land has no parcel id attached to it. Why wouldn't the assessors put a parcel id on this land. I talked to the assessors about this 6 years ago. Selectman Fraser remembers this piece of land and the sale now. We did do the survey. It's a triangle piece of land. Gus states the triangle piece was the land the town was selling. My concern was the survey included the piece that Joan Wolf gave the conservation commission and the tax deeded property. Selectman Fraser will pull the minute and look at what was done. I believe that no one had owned it and it was not being taxed so this why the town had the survey done. Selectman Fraser apologized for not notifying conservation commission. We will get you a copy of the survey. Bonnie says when they discovered the problem there were 2 deeds that showed different information. I think going forward we need to resolve these issue before they happen, if there are conflicting deeds. Selectman Fraser how would we do that? Selectman Kilanski thinks that it has created its self because it's been so many years since the properties were being inspected. Bonnie adds within the town hall that the deeds are the same.

Dick Lapoint wanted to update the board about the Emergency Management Performance book is due to be updated. Dick will be getting a quote from Southwest Region Community Planning. The State is going to help write a grant. Selectman Fraser asked to keep us updated and if he needs any help let us know.

Gus Ruth knows that the Fire Department is looking to setup drills. I have a dry hydrant on my property and it would be a good exercise for them to come and use it. If the Town wants to write up an easement so the fire department can come up to use it anytime.

### **Fourth order of business: Non public under RSA 91:A3119(a)(c)**

Selectman Kilanski *makes a motion* to enter non public session under (a)(c), Selectman Williams seconds. A roll call vote was taken and members vote "yes" individually and the board convenes in non-public at 8:30 pm.

### **Fifth order of business: reconvene**

The board reconvenes in public session at 9:45 pm.

Selectman Kilanski **makes a motion** not to seal one set of minutes under (c). Selectman Marsh seconds the motion. The motion passes 5-0. Selectman Kilanski **makes a motion** to seal two sets of minutes under (a). Selectman Marsh seconds the motion. The motion passes 5-0.

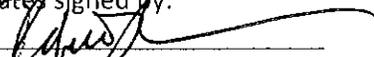
**Sixth order of business: Adjournment**

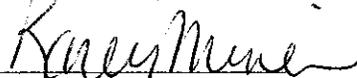
Selectman Stephens **makes a motion** to adjourn at 9:45 pm. Selectman Marsh seconds. The motion carries 5-0.

Minutes respectfully submitted:  
Karey Miner, Interim Administrator

Minutes approved by the board on:

Minutes signed by:

  
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Roberta Fraser, Chairman

  
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Karey Miner, Interim Administrator