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**February 9, 2010
Selectmen's Meeting**

Present: Mark Richardson, Chairman, A. Richards, C. Guiry DMD, & A. A. Milkovits

Meeting opened at 7:30 PM.

Vendor checks were discussed and signed.

Agenda:

Hearing per RSA 40:13 for petitioned warrant article:

Present: Board of Selectmen, A.A. Milkovits, Police Chief Hutchins, Town Clerk Susan Wagoner, Moderator Schwenk, and 6 residents.

Chairman Richardson opened the hearing at 7:30 PM. and explained the reason for the hearing; required by RSA. He then opened the hearing for public comment. Mr. Bergeron, resident, stated that he does not support SB 2. There were no further public comments. An informal poll of all present found that all were not in favor of SB 2. No supporters of the article were present.

Chairman Richardson closed the hearing at 7:32 PM.

Hearing per RSA 466:30-b for the purpose of adopting the provisions of the Dog Control Law:

Present: Board of Selectmen, A.A. Milkovits, Police Chief Hutchins, Moderator Schwenk, Town Clerk Susan Wagoner and 11 residents.

Chairman Richardson opened the hearing at 8:00 PM and read the referendum question on dog control. He explained the background of the dog control issue. In one weekend there were six dog complaints and a resident involved in one dog incident had requested the Selectmen to institute a "leash law" for Mason. Mr. Richardson clarified the differences between a "leash law" and adopting RSA 466:30-a. There would not be a requirement of keeping dogs on a leash but more keeping the dog under the owner's control, whether by leash, voice, etc. He then opened the hearing for public comment. There was much discussion about the meaning of the referendum and Chief Hutchins explained how the PD would handle this issue. The PD would not be issuing tickets to owners of dogs off leash. However approving the referendum would allow the PD to have the authority to prosecute those dog owners after a complaint. For example, if a dog is perpetually out in the middle of the road harassing bike and horse riders and cars and someone makes a complaint, the PD can find the owner in violation of the dog control referendum. The owner would then be assessed penalties. Some present objected strongly to passing the referendum, citing RSA 466:31 for Dogs, a Menace, a Nuisance or Vicious already in effect. They questioned the reasoning behind the dog control ordinance and were not happy about restraining dogs from being loose in their neighborhood. Some had no objection to neighbor dogs coming on their property. Chief Hutchins stated that every resident should be able to walk, ride, bike on any of the roads and public property without being accosted by dogs. Selectman Richards emphasized the importance of safety for all,

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on the roadways. There seemed to be mixed feelings about this issue. After all the public comments and discussion, Chairman Richardson closed the hearing at 8:52 PM.

Appointment:

1. Attorney Moser met with the Board on behalf of his clients, Kevin and Carlene Bell. He stated that the Bells want to correct the situation of the second dwelling on their property and are not sure what the next step would be. Attorney Moser requested an appointment with the Board for the next meeting to discuss this issue further. It was agreed that Attorney Moser, the Bells, Town Assessor Richard Rockwood, Town Attorney Silas Little, Building Inspector Kenneth Wilson and the Board of Selectmen will meet together on Tuesday, February 23rd at 7:30 PM to settle this matter.

Selectmen reviewed the following:

1. Veteran's Credit Applications: Porter, lot J-5-3 and DesPres, lot D-34-4 DD 214s were reviewed and both applications were approved.
2. Re: Abandoned Property update – Nancy Potavin – the check was from Waste Management, D.E.S. dated January, 2007. The \$23,445.93 check will be re-issued to the Town.
3. Email from Devores, Wilton Road expressing their gratefulness to the Mason Police Chief Hutchins and K-9 Akih for responding to a burglar alarm at their other house on Valley Road. Chief responded with appreciation to their email. The Selectmen commended Chief Hutchins for his excellent work.
4. Police logs
5. Utility Maintenance Notification Form – PSNH filed the form with D.E.S. for the proposed maintenance work consisting of removing vegetation from ROW.
6. From Attorney Little: review of wording and placement of ballot questions.
7. Email from Faith Kreiszi concerning acquiring cable in Mason – She was advised to make an appointment with the Selectmen for further discussion.
8. From Primex: concerning coverage of Community Emergency Response Team. Primex will charge \$10 per CERT volunteer.
9. From LGC: Update on COBRA Premium Subsidy Extension – new notice requirements
10. From DRA Property Appraisal: new current use rates
11. Foreclosure notices: Vidito, lot D-11-10 & Rakebrandt, lots J-42, J-49
12. Notice of BOA hearing in Hooksett for wireless communications facility
13. Notices for seminars, etc.
14. Other correspondence

Selectman Guiry discussed the issue of the capital reserve funds still held by Mascenic School District. He feels that the Town may be entitled to some of the fund and would like Town Counsel to research this matter. He made a motion so stating; the motion was seconded and voted unanimously to have Attorney Little research this matter.

Meeting adjourned at 9:01 PM.

Barbara L. Milkan
Admin. Assistant