



Selectmen Meeting 4/26/2016

Approved Minutes

Present: Selectmen Bernie O'Grady, Charlie Moser and Louise Lavoie; Kathy Wile, Brenda Wiley, Deb Morrison; members of the public.

Called to Order: Meeting called to order at 7:31 PM by Louise Lavoie.

Approvals:

- It was noted that the accounts payable and payroll manifests were signed.
- Minutes of the 4/12 Selectmen meeting had been read, Charlie made a motion to accept them as written. Motion seconded by Bernie, three votes to accept minutes of 4/12 BOS meeting as written.

New Business:

The Town was in receipt of a request for information under the Right to Know Act; both the Town Clerk and Selectmen offices had investigated, could not find any relevant information. Board agreed to send a response of no relevant information found to the person requesting the information.

The Selectmen received an email from residents of 660 Sand Pit Rd citing concerns about encroachment of the road onto their property. The issue had been raised in the past, as recalled by Charlie, and has recently become an issue again for the property owner. Charlie will drive by and look at changes, since he recalled reviewing it a few years ago, and suggested placing a delineator, measured from the center of the road, for highway crew. Bernie will also talk with Roy about having the crew be careful when grading at that intersection.

Completed Equitable Sharing Agreement from the Police Department was reviewed, Louise noted her electronic signature was on it. Charlie felt there needed to be a vote to approve her signing it on behalf of the selectmen. He then moved that approval, Bernie seconded, and three votes to approve the signing and filing were made.

Bob Dillberger and Joe McGuire spoke on behalf of the Pipeline Committee, and said that at Monday evening's meeting they had had a teleconference with Atty. Elephant. It was her recommendation that the Town authorize her to file a motion with FERC, to deny the NED Pipeline application based on three points of information:

- 1) that FERC is required to either deny, permit or dismiss an application – there is no authority to suspend
- 2) there must be a demonstrated need to grant approval, and KM has admitted there is not
- 3) the applicant must be ready, willing and able to proceed immediately upon approval; KM is not.

It is Atty Elephant's opinion that a denial makes it much harder for KM, TNG or any other party to come back and re-visit this application. Joe added that denial may make it possible to apply for recovery of some of the funds that towns and individuals have spent on the process, as some of KM's arguments (such as demonstrated need) were not made in good faith.

The Board agreed that it sounded like a very reasonable step to take, and Charlie will be in contact with Atty Elefant to set up a teleconference with them to discuss and finalize.

Non-Public:

Louise made a motion to enter into non-public session, per reason of RSA 91A:3 II(a). Motion seconded by Bernie, all 3 voted in the affirmative. Board entered Non-Public session at 7:48. Board returned to public session at 7:54.

Informational Items:

*A representative from Sen. Kelly Ayotte's office will be here for their annual informational meeting on Tuesday, May 17, from 3-4 PM. This will be posted.

*The Town was in receipt of a copy of a brochure being mailed to property owners in town by Eversource, regarding upcoming pruning/cutting of trees. Several people commented they had received them, and consent not needed as it would be assumed after 45 days.

*The Town received from DOT a copy of the Red Lists of Municipal and State owned Bridges in the state. Mason has no bridges on either list.

*The Mason School Superintendent sent two letters. The first was to formally request that the Road Agent notify Rick Griffith of the conditions of the roads during snow events in order for the school to make a decision about holding school by 5:15 AM.. This will get passed along to the new hire for the Road Agent position. The second letter was to let the Selectmen know that the school has gone forward with the Ethernet Dedicated Internet Access Service from Fairpoint. The Town has until Nov 30 to decide about sharing that service. It was agreed that would allow enough time to study all options and make the best decision about joining into that contract.

*The Selectmen had received a letter from FEMA regarding an upcoming Risk MAP Discovery Meeting. BOS members were not able to attend the meetings held in Leominster April 27th at either 9:30 or 1:00, but I was noted that there is an address to send town information. Louise will check with Highway and Fire Dept records, and forward any relevant information.

* The Selectmen's office had also received a letter from the Attorney General's office regarding seminars being offered to Trustees of Trust Funds, Cemeteries and Libraries, in addition to other town/state officials. The seminars are on Trust Fund Administration and Statutory Filing Requirements. It is the Board's opinions all trustees should be informed and encouraged to attend, especially Dotty Minior the newest member of the Trustees of the Trust Funds. Kathy will contact the trustees and share the information.

*Deb as Town Clerk had prepared an emergency welfare check request form, as a result of conversation during a recent safety committee meeting. It was agreed it was good to update the information that the PD and FD had, but will run it by town council to be sure there is no possible liability issue for the town. Charlie will check with Atty Drescher Weds evening prior to the Planning Board hearing.

Old Business:

The subject of the concern shared by the Manns regarding surface water near the Highway Dept garage was explored, and discussion centered on getting the water tested. We had information from DES as a testing site; Bernie suggested we call ChemServe in Milford to get a quote from them as well. Kathy will follow up. Further conversation centered on an email received regarding possible encroachment of fill and vehicle parking on the same property; survey map used for building committee was consulted, and found the markers in that corner are 52' from the actual property line due

to wetlands. Selectmen decided to do a site visit Sunday May 2 at 10 AM; Kathy will post this as a working meeting.

Public Forum:

Wolfgang Millbrandt asked why Mason was being used in the Spectra Pipeline suit. Charlie replied that the pipeline coalition is involved because of the possible precedent that could be set regarding making rate payers cover the costs of infrastructure.

Barbara Devore noted that ChemServe is worth investigating; their prices are better than DES for the same service.

Bob Bergeron asked why there was not a link from the Town website to the Mason School. Louise said there is, on the website go to school board – SAU – Mason Elementary School.

Wolfgang asked about work to be done on Wilton Rd. Bernie replied there are a couple types of markings, some sections to be reclaimed, others for overlay.

Liz Fletcher checked on the conversation regarding the concern of the Mann's (she had missed that discussion), offering enlarged photos. Louise gave her a brief review of the earlier conversation, and told her about meeting there on Sunday..

Adjourned:

Motion to adjourn was made by Louise, seconded by Bernie, three votes to adjourn were made at 8:33 PM

Next regularly scheduled meeting is scheduled for Tuesday May 10, 2016 at 7:30 PM at the Mann House.

Respectfully Submitted,
Kathy Wile