

**BOARD OF SELECTMEN
TOWN OF MADISON
SEPTEMBER 22, 2015
MINUTES**

Selectmen Present - Chairman Josh Shackford, John Arruda, Bob King

Others Present – Administrative Assistant Linda Farinella; Road Agent Bill Chick, Sr.; Fire Chief Jeffrey Eldridge; Phoebe and John Rand; Gregg Bailey; Madison TV videographer Carol Dandeneau

Where and When Posted - Town Hall upper & lower bulletin boards and Madison & Silver Lake Post Offices on January 7, 2015.

Meeting Called to Order – By the Chairman at 5:33 p.m.

APPROVAL OF MINUTES:

Motion by Arruda, seconded by King to approve the minutes of September 8, 2015 as prepared, the motion passed **3-0**.

APPROVAL OF MANIFESTS:

Motion by Arruda, seconded by King to approve the Manifest of September 21-28, 2015 in the amount of \$222,491.87. The Manifest breakdown is as follows: \$21,541.74 for payroll; \$6,290.54 for payroll liabilities; \$44,491.87 for accounts payable; and \$150,000.00 for the Madison School District. The motion passed **3-0**.

PUBLIC COMMENTS:

Gregg Bailey of 135-019 approached the Board regarding property at the Foot of the Lake beach. Shackford contacted Attorney Diane Gorrow regarding Mr. Bailey's specific question about deeded rights. A copy of the written response from Attorney Gorrow was given to Mr. Bailey. Shackford began to read the letter aloud, pausing to confirm with Mr. Bailey that the issue addressed was indeed his concern. Mr. Bailey nodded in agreement.

Mr. Bailey noted that Attorney Gorrow changed the word landing to launch in her response, this has nothing to do with launching. King asked Mr. Bailey what is landing vs launching. Mr. Bailey feels that landing is the use of that property for boating and that is an exclusive right as a deed holder

King asked Mr. Bailey what his ultimate goal is in this discussion. Mr. Bailey stated it should only be deed holders that can use that property and boat landing. King reiterated an earlier suggestion that this should be something taken to a local state representative, this could be a way to enact legislation to help him.

Shackford stated that if you are using lot 5 then a town sticker required; walking across lot five to access the mooring cannot be prevented by the town. Shackford agrees with King, some legislation to regulate the number of boats or mooring could help Mr. Bailey's issue.

Mr. Bailey suggested a sign noting only owners of addresses of 483 East Shore Drive and higher have deeded rights. King couldn't see how another sign could solve any problems.

Arruda suggested that Mr. Bailey install his own dock and the town dock not be replaced with the reasoning that it is an attractive nuisance. All agreed this would not be a welcomed solution by the public.

Mr. Bailey stated that he wants to restrict access to have less boats there, that has been my goal, get rid of the boats. Arruda responded that we cannot do that. King told Mr. Bailey that this board has reached the capacity of what it can do. Mr. Bailey thanked the board for their time.

DISCUSSION ITEMS/NEW BUSINESS:

Road Agent Bill Chick – Rand Property 227-044

Chick viewed the property as the board asked at the September 8th meeting. Chick stated the driveway at 137 Mooney Hill Rd has a 12” pipe under the driveway which is located above the town’s 15” pipe. If the 12” pipe was at the same depth as the town’s it would take some of the water away from crossing the road onto the Rand’s property. The board agreed that this will prevent problems in the future.

Motion by Shackford, seconded by King to direct Road Agent Chick to do the cleanout and installation of a 15” pipe under the driveway at 137 Mooney Hill Rd. Farinella will make contact with the owner of 137 Mooney Hill Rd. The motion passed **3-0**. This will be scheduled for the fall of 2015.

Madison Boulder – Bureau of Land Management Letter

A letter was received by the town stating that the Boulder access is not ADA compliant. The Boulder is not owned by the Town, it is owned by the state. Brian Fowler, a Friend of the Boulder and Bill Carpenter, DRED, are drafting a response. Stacey has taken care of most of this, no action from the board is required at this time.

Warrant Article Request – NH Community Rights Network

The board was not in favor of placing the request on as a warrant article. The request would need to be submitted as a petition warrant article.

Review Notice of Regulations Town Property

An updated draft of the Town Property Regulations was reviewed. The regulation regarding boat moorings will be removed per recommendation of Town Council as it is not within the town jurisdiction.

Motion by Shackford, seconded by King to make the changes to the Notice of Regulations Town Properties as presented and sign the document out of session. The motion passed **3-0**.

Old Home Week Members – Elected vs Appointed

Shackford explained that the NH Attorney General’s office has spoken to town officials and stated that the election of OHW by town ballot is not support by an RSA. The board will appoint members. Farinella will collect information for the board regarding who is on the committee and how many members are needed.

Shackford’s list:

Shackford asked Fire Chief Eldridge if he is filing for the USDA grant regarding the new fire truck purchase. Eldridge responded that they are in the process of doing it. Shackford also stated that surplus money at the end of the year can be used to help buy down the loan on the fire truck.

Arruda’s list:

Arruda received a complaint about vans parking in bad locations along the road during the Reach the Beach run over the weekend. Vans stopping should be considered on future requests by this group. Shackford noted that the police were very strict about vans stopping and a complaint was received for that reason.

King's list:

SWAC wants to replace the 30yd containers with 40yd containers. The board sees no problem with that. SWAC's concern of the pricing of guest permits at \$5.00/coupon booklet has been addressed, new booklets have increase to \$10. Transfer Station Attendant Cairns let SWAC know that there were several people over Labor Day weekend who came in the station to dispose of trash without stickers or coupons. It was suggested that a fee of \$5 be charged for buying the coupons at the station. Shackford suggested a \$2/bag fee. Cairns will be contacted for his input on this idea.

Assistant's list:

The property at 237-007 was placed in current use in July of this year. The owner has changed his mind. JoJo Belleville from DRA suggested that the board could waive the Current Use Tax because he has not received any tax benefits as of yet; it was done after April 1. The board agreed to file a LUCT form with the amount of \$0.00 for the penalty, this will remove the property from current use. The property owner will be responsible for any filing and recording fees.

Letters have been sent informing tax payers that new updated assessment values are available. There is a concern that the letters were sent without enough time to allow appointments to be made. It was suggested by JoJo Belleville at DRA that another date be set for appointments if people are unable to make appointments on short notice. The board will be kept informed of the progress.

SIGNATURE ITEMS –

Manifest
Payroll & Accounts Payable Checks

6:37 PM – Shackford made a **motion** to go into non-public to discuss Tax deeded property under RSA 91-A:3II(c), seconded by Arruda.

Roll call vote: Shackford – aye; Arruda – aye; King - aye.

7:04 PM – Shackford made a **motion** to return to public session and seal the minutes of the non-public session, seconded by King and so voted **3-0**.

7:06 PM – Arruda made a **motion** to adjourn, seconded by King, and so voted **3-0**.

NEXT SELECTMEN'S MEETING – The next Selectmen's Meeting will be on Tuesday, October 6, 2015 at 5:30 p.m. in the Town Hall Meeting Room.

Respectfully submitted,

Linda Farinella, Administrative Assistant
Recording Secretary