

**BOARD OF SELECTMEN
TOWN OF MADISON
January 11, 2022
MINUTES**

Selectmen Present – William T. Lord, Josh L. Shackford, Michael A. Mauro

Others Present –DPW Director Jon Cyr; Chief Robert J. King, Jr; Officers Michael Mosher and Jake Martin; Town Administrator Linda Shackford; MadTV Videographer Carol Dandeneau; Residents/Property Owners/Public Sean Pinard, Shawn Bergeron, Cailee Bergeron, Mike and Donna Veilleux, Paul McKenna, Daymond Steer, and others

Where and When Posted – Town Hall upper & lower bulletin boards and Madison & Silver Lake Post Offices on December 23, 2021.

Meeting Called to Order – By Lord at 4:30 pm.

APPROVAL OF MINUTES:

Motion by J. Shackford, seconded Mauro by to approve the minutes from December 28, 2021 as written. The motion passed **3-0**.

APPROVAL OF MANIFEST:

Motion by J. Shackford, seconded by Mauro to approve the Manifest of December 31, 2021 – January 21, 2022 in the amount of \$455,501.66. The manifest breakdown is as follows: \$39,439.21 for 2021 Accounts Payable; \$38,488.42 for 2022 Accounts Payable; \$34,148.54 for payroll; \$10,491.28 for payroll liabilities; \$300,000 for MES; and \$23,934.21 for NHRS. The motion passed **3-0**.

PUBLIC COMMENTS: Lord opened public comment for fifteen minutes noting that STRs are not on the Board’s agenda tonight.

Renee Herendeen, property owner, summarized the “Puffer letter” adding her opinion that that STRs are not prohibited by the Madison Zoning Ordinance.

Todd McCartney, property owner, pointed out what he called mistakes in the Zoning Ordinance suggesting using tax payer money to fix it rather than on legal fees.

Doug Melder, property owner, pointed out deficiencies of the cease-and-desist letters sent to Eidelweiss STR owners in relation to RSA 676:17.

Paul McKenna, property owner, cited a supreme court decision on the definition of dwelling and feels the Board is following the law.

John Contrada, property owner, cited the KLP decision’s wrong interpretation and feels the Board is using too broad of a brush in the STR issue.

John Cancelarich, property owner, states the petition article clarifies that STRs are not allowed in the residential area.

Shawn Bergeron, resident, supports the Board’s decision saying he was in error of his opinion of SB249. The HB removes the municipality’s ability to control STRs in their town.

Paul Hannigan, property owner, came to the area years ago and eventually bought property. He would not have come if it weren't for the ability of his family to stay in an STR.

Veilleux & Scrub Oak Scrambler Lead Mine Road Berm –Mike & Donna Veilleux approached the Board again in hopes of not having the ill placed berm on Lead Mine Road created at the snowmobile trail. Veilleux's main argument was the safety issues this berm creates. Scrub Oak Scrambler Rep Sean Pinard noted the common practice of creating berms to direct riders. M. Veilleux asked that the Board bring this issue to their attorney and insurance company for an opinion. Pinard added that SOS is willing to work with everyone and we have done all we are asked, what will be the next issue? D. Veilleux asked if the Board will share the opinions with the public. The Board responded yes.

Application for Voluntary Change of Address – Conley: The Board agreed to sign the Application for Voluntary Change of Address form for 108-097. The form is already signed by the owners. The address will change from 5 Bristenstock Drive to 3 Reinach Place which will allow the address to correctly reflect the road used to access the property. L. Shackford will submit to E911 for the change.

OLD BUSINESS – There was none

Selectman Mauro's List – Mauro asked if there has been progress regarding the school path. Cyr responded no new progress has been made.

Selectman Shackford's List – Shackford thanks Bergeron for his comments regarding SB249 adding that he spoke with NHMA and they are looking for people in opposition to attend the hearings.

Selectman Lord's List - Lord began with asking if there were suggestions on who to ask for an estimate on repairing the ball fields noting that there is over \$12,000 in a fund named for the ball field. Brooks offered to reach out to a company for an estimate. Lord also brought up:

- The radio coverage, Lord asking Cyr if there is any progress. Cyr responded that OME is still working on it adding it is difficult to find components. King added that we are still waiting on FCC licensing for the repeater with an estimated install of late winter.
- ARPA generator project, Lord asking Brooks for an update. Brooks is still waiting on a company and will present all estimates together once received.
- Lord, because of his position as Selectboard representative to the Conservation Commission, has been tasked with asking the Board to put a warrant article up for the Commission related to RSA 36 that would allow the Commission to donate funds towards the purchase of properties that may not have any interest in our Town. Lord gave the history of this coming to light last year when the Commission wanted to donate funds to assist GMCC to purchase land near Davis Pond that was sold by the Town in 1994 to Blankenstein. It was found that the RSA enabling the commission to make such a donation had not been adopted at a Town Meeting. Lord's opinion was that it is not this Board's place to put it on the warrant. Mauro questioned who would have control and ultimately saying he would not support the Board putting this on the warrant. J. Shackford reiterated Mauro's stance. Lord will bring this information back to the Commission.

Department Heads' List:

Chief King: Chief King asked the Board to consider him adding \$3,000 to his 2022 budget for a taser line. This line would cover the maintenance and replacement of tasers allowing the department to have

more reliable, updated equipment. Lt. Hayford is a certified instructor and will take of the maintenance, tracking and accountability. The Board was in agreement with the change.

Chief King asked the Board to also consider purchasing the cruiser slated for the 2022 warrant out of unreserved fund balance. The estimated cost is \$55,900. The Board was in agreement with the warrant article written to pay with unreserved fund balance.

Chief Brooks: Chief Brooks reports that all is well, safe and quiet at the station. Brooks reported that the turnout gear has been ordered and he has received a partial delivery.

Director Cyr: Cyr offered a thank you to Chief Brooks for his assistance by bringing water to make the brine solution for road treatments. Some trouble with the motor for the system has been solved with the company send a new motor. Cyr presented to the Board information to purchase three holding tanks that would allow a gravity feed of the brine system. Lord asked Cyr for some statistics on salt use when related to the brine system. Cyr stated that it takes approximately 15 tons of salt to do 33 miles of road with only 1.3 tons of salt to brine treat the same area. Lord expressed his favor for the holding tank purchase which all were in agreement with. Cyr asked for permission to give a junk plow that has been sitting out back to one of the volunteer firemen. The Board gave their permission. Cyr was please to inform the Board that the grader is fixed and it will be back in service soon.

Daymond Steer, Conway Daily Sun, said he hasn't seen the cease-and-desist letter issued and understands that a fine will be issued. The answer from the Board was yes, the letter is clear. Steer asked how conflicting warrant articles at town meeting is handled. Lord stated that they are trying to line up the petition article and two Planning Board definition in a logical sense.

Doug Melder, property owner asked if cease-and-desist letter will go to STR operators outside of the Eidelweiss district. Lord responded yes.

McCartney, property owner, questioned the Board regarding SB249.

SIGNATURE ITEMS

Manifest

Payroll & Accounts Payable Checks

Intent to Cut: Hadlock 119-026 and 241-006

BTLA Abatement Dubois Settlement \$710.50

Report of Cut: 22-283-02-T Hathaway

5:44 PM – Lord made a **motion** to adjourn, seconded by J. Shackford, and so voted **3-0**.

NEXT SELECTMEN'S MEETING – The next Selectmen's Meeting is scheduled for January 25, 2022 commencing at 4:30 pm in the lower level of Town Hall.

Respectfully Submitted,

Linda Shackford,
Town Administrator