

Board of Selectmen
Meeting Minutes
June 23, 2020

Present: James C. Bailey III, Chairman; John P. Stohrer, Selectman; David J. Rogers, Selectman; Laura Buono, Town Administrator.

In Attendance: Chief David Roarick, Anne Poole, Bill Collins, Emily Wrubel, Denise DeForest, Riche' Colcombe, Meg Curtis.

1. OPEN SESSION

There was no public comment during open session.

2. ANNE POOLE RE: ATV/UTV CONCERNS

Anne Poole began her discussion by stating that there seems to be confusion out in the public as far as rules and regulations for ATV and UTV use on the roads. She said there are quite a few problems on Beard Road with illegal use and speeding.

It was discussed that in 2016 (April 26th), the Board of Selectmen adopted a policy that was requested by Jim Morse and Steve Livingston to allow qualifying UTV, ROV and side by sides on town roads that are posted 35 MPH or less as they were when these same vehicles had tractor plates. They also approved to allow the Contoocook Valley ATV Riders permission to expand their trail system to be allowed to ride on Old Rail Road and Contoocook Falls Road from the Henniker town line to the dirt road that runs along the river that leads to Livingston's Auto (old railroad bed). This would allow them to get up to Tooky Mills. Ms. Poole said a policy doesn't have the weight of an ordinance and said she's upset that a Board of 3 people adopted a policy without public input.

Chief Roarick said at the time, the state had changed it to allow Towns to decide what they would allow and not allow and per the 2016 vote of the Selectmen, the UTV's were allowed on the roads as they had previously when they had tractor plates. Chief Roarick said this does not include ATV's which are not allowed on the roads and explained the difference is that if you sit "on" the machine, it's an ATV and if you sit "in" it, it's allowed. Chief Roarick said Fish and Game does not deal with UTV's on the roads if a town allows them, they are in the woods and on the trails. It's up to the Town to enforce the speed limits, etc. on our roads. He said they have received grants from Fish & Game to monitor activity however they can sit there for six hours sometimes and not see anyone come by. He encourages people to call issues in to the police department and although it's hard to catch people, they can at least monitor activity and find out where the problems are. The Chief said that they don't normally have problems with UTV's but ATV's are an issue.

Chairman Bailey said the laws are there but if people don't follow them that is when the police should be called and said the Board can hash out some sort of ordinance moving forward. Selectman Rogers said he has learned a lot about ATV's and UTV's and definition is important. He said usually someone complains because of the speed or the sound and any ordinance the Board considers should show/explain the difference.

Denise DeForest said she lives in Emerald Lake Village District and ATV's are a big problem there. Ms. Buono pointed out that the Selectmen's policy from 2016 is for town owned roads only and would not apply on roads owned by the District. Chief Roarick stated that he has spoken to the various

Boards of Commissioners in ELVD over the years and suggested that they contact their legal counsel for guidance on their roads but he's not aware that anything has been done.

It was pointed out throughout the night that the policy the Selectmen adopted for town owned roads in 2016 was for UTV's and not ATV's and that the request a couple of years ago by an ATV club and the steps taken by the Board at that time with regard to public input was a completely different matter. Signage was also brought up as far as placing signs in areas of ATV use which remind the riders that they are not allowed on those roads. Riche' Colcombe who is a member of the Contoocook Falls ATV Club said she will ask the Club about donating signs.

3. OTHER BUSINESS

Manahan Pavilion – Ms. Buono brought up a request to reserve the pavilion at Manahan for a birthday party. Ms. Buono said she is the one who signs off on requests however, they are usually for a couple of hours but this one in particular is to reserve it for eight hours. She said there aren't any time limits on the form but she just wanted to make sure the Board doesn't have any concerns about someone using the pavilion for that amount of time on a Saturday. After a brief discussion on the use of the pavilion including the fact that people can typically use it on a first come first serve basis (unless it is reserved), the Selectmen had no problem with Ms. Buono approving the use by this individual for the time period requested.

Project Genesis – Ms. Buono said that the renovation plans Chelsea Szalanski, Director of Youth Services had presented to the Selectmen a couple of weeks ago have changed. Ms. Szalanski would also like to remove the upstairs bathroom in order to extend the size of the kitchen. Since the bathroom doesn't get used, the contractor will remove the toilet, sink, and shower and cap off the connections so that it would be easy to put another bathroom in if someone wanted it. The Selectmen were comfortable with the change Ms. Szalanski requested as long as the plumbing is capped and not removed.

Cider Mill – Ms. Buono notified the Selectmen that she had Scott Yeaton secure the cider mill in Kemp Park in order to prevent kids from going inside as had been reported to Selectman Rogers. She said there didn't appear to be any new damage to the mill.

Manahan Beach – Ms. Buono said she received an email from a resident who has concerns about swimmers being too far out in the lake since there are no ropes this year. The resident is concerned about the possibility of a boater not seeing them out there. Ms. Buono said she had spoken with Scott Yeaton who had spoken to a couple of folks that same week about their kids floating out a little far. Ms. Buono asked the Selectmen if they would like to reconsider placing the swimming ropes out even though we don't have lifeguards on duty. Chairman Bailey thinks placing the buoys out would work just as well since they are used to define the roped area for the boaters. Boats are supposed to be 150' from the shoreline. Ms. Buono will contact the waterfront supervisor with regard to placing the buoys out.

Kemp Park Committee – Ms. Buono said she spoke with Ernie Butler who would like to be appointed to the Kemp Park Committee and asked the Board to appoint him as a full member for a two year term. Chairman Bailey moved to appoint Ernie Butler to the Kemp Park Committee as a full member for a two year term. Motion was seconded by Selectman Stohrer. A vote was taken. Motion passed unanimously.

Trustees of Trust Funds – Ms. Buono said she spoke with Doug Hatfield last week and he has moved to Concord and has resigned from the Trustees of Trust Funds. She said the Board can look into appointing someone to take his place until March 2021 or simply wait until March when someone is

voted in for his slot. Ms. Buono said she will contact the other two Trustees and ask them what they prefer.

4. LONG-TERM PROJECTS

Manahan Boat Dock – Chairman Bailey said he received an email update that the permit is being worked on with NHDES.

5. MANIFEST MOTION

Chairman Bailey moved to authorize the Selectmen to sign manifests and order the Treasurer to sign Payroll Check numbers 15875– 15917 a/k/a Vouchers 25, 25A, 26, 26A, 26B, 26C in the amount of \$185,671.83 (includes 237 direct deposit stubs) and Accounts Payable Check number 023256 – 023378 a/k/a Voucher 21& 22 in the amount of \$1,754,418.34. Motion was seconded by Selectman Stohrer. A vote was taken. Motion passed unanimously.

** A/P Checks include payments to HDSD totaling \$1,317,164.58

6. CONSENT AGENDA

Chairman Bailey moved to approve the Consent Agenda for June 23, 2020. Motion was seconded by Selectman Rogers. A vote was taken. Motion passed unanimously.

- Veterans Tax Credit – Map 25 Lot 55
- Intent to Cut - Map 1 Lots 18 & 48 - Sleeper Road

7. APPROVAL OF MINUTES

Chairman Bailey moved to approve the Meeting Minutes for June 9, 2020 as written. Motion was seconded by Selectman Rogers. A vote was taken. Motion passed unanimously.

8. NONPUBLIC SESSION

Chairman Bailey moved to go into nonpublic session at 7:30 p.m. under RSA 91A:3II (c) reputation. Motion was seconded by Selectman Stohrer. A roll call vote was taken. Chairman Bailey – yes; Selectman Stohrer – yes; Selectman Rogers - yes. Motion passed unanimously.

In attendance: Chairman Bailey, Selectman Stohrer, Selectman Rogers, Town Administrator Laura Buono.

Ms. Buono brought a letter to Boards attention with regard to a delinquent property tax account in which the resident would like to be considered for hardship abatement on accumulated interest on their account. The Board would like Ms. Buono to request additional information from the resident before considering it.

Chairman Bailey moved to come out of nonpublic session at 7:35 p.m. Motion was seconded by Selectman Rogers. A roll call vote was taken. A roll call vote was taken. Chairman Bailey – yes; Selectman Stohrer – yes; Selectman Rogers - yes. Motion passed unanimously.

9. ADJOURNMENT

Chairman Bailey moved to adjourn at 7:36 p.m. Motion was seconded by Selectman Rogers. A vote was taken. Motion passed unanimously.

A true record.

Laura Buono
Town Administrator

Approved by:
Hillsborough Board of Selectmen

Date: _____

James C. Bailey III, Selectman

John P. Stohrer, Selectman

David J. Rogers, Selectman