

TOWN OF HEBRON
SELECT BOARD MEETING MINUTES
April 21, 2016

PRESENT: Patrick Moriarty, John Dunklee, Ellie Lonske, and Karen Corliss, Town Administrator

OTHERS PRESENT: Travis Austin (Police Chief), John Black, Bill Robertie (Fire Warden), Alan Barnard, Brian Ray (attorney for Grey Rocks Land Trust), Bob Brooks,

7:00 P.M. **PUBLIC HEARING TO DEEM LAKESHORE DRIVE AS AN EMERGENCY LANE:** Chair Moriarty opened the public hearing to deem Lakeshore Drive as an Emergency Lane. Chair Moriarty informed the audience that the purpose of this hearing was to determine if Lakeshore Drive (from North Shore Road to the property owned by the Town of Hebron) should be deemed an Emergency Lane pursuant to NH RSA 231:59-a. This would enable town funds to be used for repairing the road, removing brush, the repair of washouts or culverts, or other work deemed necessary to render such way passable by firefighting equipment and rescue or other emergency vehicles. Vice-Chair Dunklee noted that currently the town needs landowner permission to perform any work on the road. Alan Barnard commented that currently the town has a right-of-way to access the Hebron Memorial Beach property. Mr. Barnard noted that the access in the original layout of the lots was in a different location than the current access road. The original access layout needs to be eliminated in order to create a permanent easement. By the town holding a permanent easement, funds can be used from the Highway Budget to perform work on the private easement and the town would be able to utilize the pull-out areas on the road. Vice-Chair Dunklee stated that the town owns valuable property which needs to be protected. Member Lonske informed the audience that deeming Lakeshore Drive an Emergency Lane would not be permanent since the landowners could negate at any time. Mrs. Corliss relayed to the Board that Bruce Barnard had spoken with Tom Speranza (property owner on Lakeshore Drive) and Mr. Speranza thinks this is a good idea and does not have any objections. Bob Brooks asked the Board how this would be funded. Chair Moriarty replied that the town had been maintaining all along, but this was recommended by town counsel in order to continue maintaining the road legally. Attorney Brian Ray stated that he had been working with Alan Barnard on this project for Grey Rocks Land Trust who supports Lakeshore Road as an emergency lane which permits town access and enables town funds to be expended on the road. The deeds to be signed by the Board establish the easement location and would grant the town a permanent easement.

At 7:10 p.m., Chair Moriarty closed the public hearing since all of the public comments were heard. Chair Moriarty moved to declare Lakeshore Road as an emergency lane, seconded by Member Lonske. The vote was unanimous.

7:12 P.M. **ILLEGAL OUTSIDE FIRE:** Bill Robertie, Fire Warden, informed the Board that the Fire Department responded to an illegal outside fire on Berea Road recently. Mr. Robertie reported the fire contained material which was illegal to be burned, there was not burn permit issued, and the fire had to be put out by the Fire Department. Mr. Robertie informed the Board that the State Fire Warden for the area, Douglas Miner, was contacted to review the burned material. Mr. Miner spoke with the Director of Camp Berea, Nate Parks, regarding the illegal burn which resulted in a warning being issued. Mr. Robertie informed the Board that it was up to them to determine if the landowner would be billed for the fire. Mr. Robertie noted that in the past the town billed for manpower and materials, but not the fire trucks. Vice-Chair Dunklee discussed with Mr. Robertie establishing an hourly rate for the vehicles due to the cost of the trucks. The Board signed the Forest Fire Report/Bill for the fire on Berea Road.

The Board relayed to Mr. Robertie that the firefighters did a great job on fighting the forest fire over the weekend. Mr. Robertie noted that the firefighters worked well together containing the fire and that 80 people responded to fight the fire. Mr. Robertie expressed to the Board that purchasing a fire danger notice sign would be helpful in getting the word out to residents, since not everyone uses the internet for obtaining information.

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7:25 P.M.

ACTION ITEMS:

- The Select Board signed the **accounting manifest**.
- Mrs. Corliss relayed to the Board that **land use board members could not be reappointed for two years**. Chair Moriarty moved to reappoint Peter Carey and William Lucarelli as regular members of the Zoning Board of Adjustment for three years and to appoint Alison York as a regular member of the Zoning Board of Adjustment for three years, seconded by Member Lonske. The vote was unanimous.
- The Board reviewed the recommendation from Mark Stetson, CNHA with Avitar Associates of New England, Inc. to **approve the abatement application filed by John Cataldo** of 368 George Road (Tax Map 9 Lot 006-006). Vice-Chair Dunklee moved to approve the abatement application filed by John Cataldo as recommended by Avitar Associates of New England, Inc., seconded by Member Lonske. The vote was unanimous.
- The Board reviewed earlier the **Charitable Exemption application filed by Camp Berea, Inc.** as a requirement of the Payment In Lieu of Taxes program. Member Lonske moved to approve the Camp Berea, Inc. Charitable Exemption application, seconded by Chair Moriarty. Chair Moriarty and Member Lonske voted in favor of the motion. Vice-Chair Dunklee voted against the motion.
- The Board reviewed earlier the **Charitable Exemption application filed by Newfound Lake Region Association** which Avitar Associates of New England, Inc. recommend be approved. Member Lonske moved to approve the Charitable Exemption application filed by Newfound Lake Region Association as recommended by Avitar Associates of New England, Inc., seconded by Vice-Chair Dunklee. The vote was unanimous.
- The Board reviewed earlier the **Charitable Exemption application filed by New England Forestry Foundation** which Avitar Associates of New England, Inc. recommend be denied. Member Lonske moved to deny the Charitable Exemption application filed by New England Forestry Foundation as recommended by Avitar Associates of New England, Inc., seconded by Vice-Chair Dunklee. The vote was unanimous.
- The Board reviewed the **Conservation Restriction Assessment applications for Green Acre Woodlands, Inc for Tax Map 17 Lot 001-1 and Tax Map 17 Lot 001**. Updated Current Use Applications and updated Conservation Restriction Assessment applications submitted by Green Acre Woodlands, Inc. were reviewed for Tax Map 10 Lot 001, Tax Map 15 Lot 001, and Tax Map 10 Lot 002. The Board approved and signed the documents.
- The Board reviewed the **Current Use Application for Old Ridge Farm Trust for Tax Map 8 Lot 016** to enroll 147 acres. Member Lonske moved to approve the Current Use Application for Old Ridge Farm Trust as submitted, seconded by Vice-Chair Dunklee. The vote was unanimous.
- The Board signed the **applications for payment from the Trustees of Trust Funds** for \$40,478.82 to be withdrawn from the Fire – Capital Expenditure capital reserve fund, for \$27,632.17 to be withdrawn from the EMS – capital reserve fund, and for \$1,376.40 to be withdrawn from the Dry Hydrant capital reserve fund. Member Lonske mentioned that the dry hydrant to be installed on North Shore Road should be started, but we need permission from Bill Robertie as it is located on his property.

7:45 P.M.

DISCUSSION ITEMS:

- Mrs. Corliss discussed with the Board **setting up a meeting with Rick Alpers (a representative of Primex)** to discuss property liability insurance and workers' compensation. The Board asked Mrs. Corliss to schedule the meeting for Wednesday, April 27, 2016.

7:47 P.M.

CORRESPONDENCE:

- Letter from Avitar Associates of New England, Inc. regarding **assessments for utilities** throughout towns and proposed legislation outlining who will be able to determine their assessed valuation.

7:50 P.M.

ANY OTHER BUSINESS:

- Chair Moriarty moved to **reappoint Alan Baker as a Beach Committee Member** for three years, seconded by Member Lonske. The vote was unanimous.
- Member Lonske moved to **accept the agreement between Terrain Planning & Design, LLC** and the Town of Hebron for landscape architectural services at the Hebron Town common and the Hebron

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Village Cemetery, seconded by Chair Moriarty. Member Lonske and Chair Moriarty voted in favor of the motion. Vice-Chair Dunklee voted against the motion.

- Vice-Chair Dunklee moved to **approve the pay increases** as discussed for the following positions of Town Clerk, Tax Collector, Custodian, and Administrative Assistant retroactive to January, 2016, seconded by Member Lonske. The vote was unanimous.
- Member Lonske discussed with the Board the type of **material used to fill in the pot holes on George Road** because people are getting holes in their tires as a result. Member Lonske would like to see the road paved in the near future to eliminate the frequent maintenance on the road for instance grading and continually filling pot holes. Member Lonske asked Mrs. Corliss to discuss with Casey Kuplin, Highway Supervisor, grading the road or adding crushed stone in the pot holes.
- Mrs. Corliss asked Vice-Chair Dunklee about the **State of NH Department of Transportation (NH DOT) closing North Shore Road during the Sleepy Hollow Project**. Vice-Chair Dunklee replied that the State of NH DOT would be closing that section of North Shore Road down while they are replacing the culvert and repairing the wall along the road. Vice-Chair Dunklee stated that he did not believe that the road would be closed for any length of time, but possibly during the day while the culvert was being replaced. Chair Moriarty relayed to the Board that he would contact the State of NH DOT engineer for this district to obtain more information.
- Alan Barnard asked the Board if they had any **questions regarding the easement deeds for Lakeshore Drive**. Chair Moriarty replied that the Board addressed the section of the deed where the only travelers on the right-of-way would be taxpayers with beach permits. Chair Moriarty stated that the Board could not ensure that everyone traveling on the right-of-way would have a beach permit. Mr. Barnard commented that he believed this change had been addressed, but his client would speak to Attorney Steven Whitley (Town Counsel). Mr. Barnard noted that the hearings still had to be held with the Planning Board and Conservation Commission for accepting the property. Mrs. Corliss relayed to Mr. Barnard that she was working with Tracey Steenbergen, Town Clerk, to see if the voters had approved NH RSA 41:14-a giving the Select Board authorization to accept property on behalf of the town. Attorney Brian Ray informed the Board that the property owners do not want everyone in the area to have permission to use the road (Lakeshore Drive). The Board replied that they do not have any way to stop people from accessing the road. Alan Barnard inquired about the exact name of the road – “Lakeshore Drive” – “Lake Shore Road” or – “Lake Shore Drive”.

8:15 P.M. **APPROVAL OF THE MINUTES:** The Select Board reviewed the Select Board Meeting minutes of April 7, 2016 and made the following corrections: page 1, under *Fire Capital Expenditure Capital Reserve Fund*, fifth sentence from the bottom – add “In answer to a question,” to the beginning of the sentence, page 1, under *EMS Capital Reserve Fund*, sixth sentence – remove “part of”, and page 3, fourth bullet – change “appoints” to “appointments”. Member Lonske moved to accept the Select Board Meeting minutes of April 7, 2016 as amended, seconded by Chair Moriarty. The vote was unanimous.

8:18 P.M. **COMMENTS FROM THE PUBLIC:** John Black asked the Board what type of business was going in on Route 3-A South near the Gilpatric residence (Tax Map 7 Lot 003). Vice-Dunklee replied that there appears to be quite a bit of steel on the property, but he was not aware of any permits for the property. The Board asked Mrs. Corliss to have Al DeFeo (Compliance Officer) look into the activity on the property.

8:20 P.M. **POLICE DEPARTMENT – UPDATE:** Chief Austin approached the Select Board to give an update on the Police Department. Chief Austin reported that the department is participating in the Drug Take Back Day on Saturday, April 30, 2016 and noted that Mrs. Corliss would be sending out an email to notify residents.

Chief Austin informed the Board that the Groton Police Chief had recently changed the guns in the department which the officers carry and offered one of the old guns to the Hebron Police Department. Vice-Chair Dunklee asked for the cost. Chief Austin replied \$300.00. The Board approved purchasing the weapon.

Chief Austin informed the Board that the Town of Bristol Police Department is looking to add a K-9 program and was interested in purchasing the Ford Crown Victoria cruiser from Hebron. Chief Austin noted that the vehicle had low mileage and that he did not plan on replacing the cruiser for a couple of years. Chair Moriarty

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asked Chief Austin if the Town of Bristol had given a price for the cruiser and does it need to be replaced. Chief Austin replied that this was still in the planning stages and that he informed the Bristol Chief that he would bring the idea to his Select Board.

8:27 P.M. **MEETING ADJOURNED:** Member Lonske moved to adjourn the meeting at 8:27 p.m., seconded by Vice-Chair Dunklee. The vote was unanimous.

Respectfully submitted,

Karen Corliss
Town Administrator

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