

APPROVED

**WARREN
BOARD OF SELECTMEN REGULAR MEETING
Wednesday, April 27, 2016**

CALL TO ORDER:

Chairman C. Sackett called the meeting to order at 5:00 PM

Selectmen Present: Charles Sackett, Charles Chandler, and Daniel Clancey.

Staff/Officials Present: Town Administrator - Judith Tautenhan, Treasurer - Sheila Foote, Road Agent- Bobby Cass, Transfer Station – George Russell, Fire Chief - Arthur Heath, School Board Chair, Don Bagley, and Chief of Police - John Semertgakis.

Public Present: Lesa Romano, Walt & Cheryl Paskavitch, and Hue Wetherbee.

Chairman C. Sackett led those present in the pledge of allegiance to the flag.

SELECT BOARD MANIFEST:

C. Chandler's moved to approve the manifest and C. Sackett seconded the motion. Vote: Sackett - yes, Chandler - yes, and Clancey – yes, 3-0-0. The motion passed.

APPROVAL OF MINUTES:

C. Chandler's moved to approve the minutes of April 13, 2016 C. Sackett seconded the motion. Vote: Sackett - yes, Chandler - yes, and Clancey – yes, 3-0-0. The motion passed.

PUBLIC COMMENTS:

- a. Don Bagley reported some one was cutting trees down in the cemetery by the fish hatchery. One of the trees was a cherry tree. In the town cemetery, Four wheelers are again creating havoc and showing disrespect. He said he has some stock fencing he plans to use in their entry way. C. Chandler said that is a topic to be discussed under old business.
- b. The Town Administrator thanked the PTO and others, who offered to refreshments for the Teacher's Appreciation Day on May 6th.

MUNICIPAL OFFICERS REPORTS:

ROAD AGENT'S REPORT:

B. Cass asked about changing his spring/summer hours to 6:00 AM – 4:30 PM now that Selectman Clancey is back. They all agreed with the change. He reported all trucks and backhoe have gone through maintenance and are ready for work. He said there is a big cherry tree on Moses Road that needs to come down. The stump is rotten and the tree is leaning over the road. C. Chandler asked if the tree was over the right of way or the driving lanes. B. Cass responded it was over the right of way now, but would land on the road and possibly on a resident's house if it isn't removed. There is a second tree that will have to come down. C. Chandler asked if he was doing the job himself or hiring someone. He said that was out of his expertise, so he would hire someone. B. Cass

reported he has been working on and will continue to work on Swain Hill Road and Stinson Road grading, leveling, and layering gravel. He plans to do the sidewalks as he did last year with renting a walk behind power broom and sweeping the sidewalks. He brought up the subject of new sidewalks as a summer project. There was a discussion on where they should be placed. The Board authorized a new sidewalk from Rt 25C to the Morse Museum. C. Sackett said the safety for the students is priority. B. Cass said he would not start the project until after Old Home Days.

TAX COLLECTOR'S REPORT:

No report.

TREASURER'S REPORT:

Treasurer S. Foote reported that the Checking Account balance is \$10,000.00 after tonight's approved manifest of \$161,619.61.

Tax Collection Money Market Account balance \$100,216.45.

The Town of Warren's Money Market Account balance is \$185,915.89.

The Town of Warren's Passbook Savings Account balance is \$65,648.66.

C. Chandler moved to accept and approve the Treasurer's report. Motion seconded by D. Clancey. Voting in favor of the motion were Sackett, Chandler, and Clancey. No one opposed. The motion passed 3-0-0.

FIRE DEPARTMENT REPORT:

Chief, Heath reported two forest fires, one of which, the Warren Fire Department responded. He said Wilson Tire Company has given the Fire Department four new tires for free to replace those that are the wrong size. B. Cass is looking into using them on a Town truck. The Green House called to schedule a fire inspection. The Chief and the Fire Marshall went up to inspect the building, equipment, and fire evacuation plans. The owners were given a list of things that needed correcting before the permit could be issued. Chief Heath also mentioned a grant that they were working on with Bob Giuda. He doesn't have time now that he is running for Senator. C. Chandler said they would have to talk more about that as a contract for a grant would have to go through the Selectmen.

CHIEF OF POLICE REPORT:

The Chief of Police reported a small fire and a motor vehicle accident this past week. He issued a citation for unauthorized use of a closed road at Breezy Point. The Chief asked if the Town owned the road at Breezy Point? B. Cass said the road is not maintained and it would need a lot of work to make it usable. The Chief said in Glencliff he gave out speeding tickets and this week end responded to a domestic issue. He said the event this week-end went pretty well with the ATVs. He said next year he would like to see a curfew established. Mr. Chandler believes authorization for the use of Town roads and trails were for ATV's not cars and trucks. C. Chandler wants a discussion of this at the next meeting.

TRANSFER STATION/BUILDINGS AND GROUNDS REPORT:

G. Russell reported he has received the metal containers and has placed them out for use. He said we are really going to have to do something. It is costing us \$510.00 a

month for the cardboard. C. Sackett said we need to find out how any residents are using the transfer station. G. Russell said he would come up away to get an accurate count. He said Benton is using our transfer station. G. Russell stated he has installed battery back up on all computers in the Town Offices. He plans to use a USDA grant to replace the telephones. He received a cost of \$4,000.00 for grinding five tree stumps and cleaning up the cemetery.

TOWN ADMINISTRATOR REPORT:

1. The Town Administrator said she was contacted by Habitat for Humanity, asking for assistance in identifying a home in Warren that is in need of repair. The Habitat will make repairs for the resident. C. Chandler recused himself from any of the discussion due to a conflict of interest. C. Sackett said he would like more information.
2. J. Tautenhan said the Safety Committee was making a list of all chemicals used and/or stored in the town.
3. J. Tautenhan stated Kelly Ayotte's representative will be in Warren on May 11th.
4. The Town Administrator said DRA was concerned about the A-9 and A-2, Religious and Charitable Organizations, status lapse. C. Sackett said the Select Board is aware of the status and the involved organizations are working on their status.
5. J. Tautenhan said premiums on the Health Trust Plans were going up on May 1st. She has been working with the company and by going with a different plan the cost will be \$207.00 per month. This is less than what we were paying and the benefits have changed very little.
6. J. Tautenhan stated the DRA assessed values for property in Warren has been received.
7. Next Thursday, May 5th J. Tautenhan and S. Foote will be in North Conway for training. S. Foote will only be away one day.

No other departments were represented at the meeting.

OLD BUSINESS:

a. Parks & Recreation Committee Update - There was some discussion on the best day of the week for the committee meetings. It was decided that Mondays were best. The next meeting will be Tuesday, May 9th at 6:30 PM in the Town Hall.

b. ATV Concerns – C. Sackett said when the Select Board agreed to allow the use of Town roads, it was with the understanding that there would be no problems. Now the Select Board and individual Selectmen have received multiple complaints about inconsiderate, improper and dangerous use of ATVs. C. Chandler said he sees two issues; open/close roads and a number of young men out of control. Just this past week end he has had over 8 complaints. This group have been doing damage to Town and private property. The Chief has been doing a good job, but this situation is beyond one person. For this reason, he is asking the Warren Police Chief to apply as much pressure as he can to the State Police, the Sheriff's Department, and the State Fish and Game to become actively involved in this problem. He respectfully and strongly requests the Chief to look over the State disorderly conduct statute to see if there is any thing he can use as a resource. These residents have a valid complaint and a right to live in their home in peace. C. Sackett said we need to be fair, but ultimately we have to support our citizens. The majority members of the ATV Club are not residents. Walt Paskavitch

said a new resident, who is out of town most of the time, gave permission to ATV riders to use his property to access other trails. When Walt noticed what the ATV riders were doing to the property he called the owner out of town to inform him. The owner came back and closed access to his property. The Chief of Police said he will be meeting with Mr. Jellison from Fish and Game and will talk with him about the situation and ask for his help. *C. Sackett motioned to close the Town roads to ATV traffic until May 23, 2016 (same as the State). C. Chandler seconded the motion. D. Clancey asked why punish others for what 5 or 6 people are doing? Walt Paskavitch responded, "you don't have to live with it 24/7". This is a neighbor problem. C. Chandler said it is a Town problem. If we do close the roads, it will give the Chief what he needs for better traffic enforcement and provide him with more latitude to deal with the problem (nuisance law). These offenders are totally irresponsible and have no respect for the law or their fellow neighbors or townfolk. They have been disrespectful and vulgar to whom they come in contact. Their behavior and use of the ATV is a danger to themselves and others. C. Chandler said it needs to be rectified before someone gets hurt or killed. C. Sackett said the motion has been made and seconded and he called for a vote. Voting in favor of the motion were Sackett and Chandler. Clancey was opposed and voted no to the motion. The motion passed 2-1-0. The motion was passed by the majority. J. Tautenhan asked about the procedure to let people know of the new ATV restrictions. C. Sackett said to post it as you usually do for a notice. Contact the President of the ATV Club to let him know of the changes and that he is responsible to post/change any necessary signs on the roads/trails.*

C. Chandler volunteered to prepare an outline of a proposed ordinance on ATV use as approved at the Town Meeting. He will provide a draft copy to the other Selectmen for their review. Two public hearings fourteen days apart will be required before the Select Board makes a final decision.

NEW BUSINESS:

a. Intent to Cut - None

b. Report of Cut -

1. 15-465-14, Map/Lot 235/002, Owner, Vintage Lands, LLC; Logger, Jeremy Vittum.
2. 15-465-19, Map/Lot 240/005, Owners, Christine Johnson & Virginia Carson; Logger, Dan Clark.
3. 15-465-21, Map/Lot 241/002, Owner and Logger; Stacey Thomson.
4. 15-465-22, Map/Lot 217/005, Owner, Gary Titus; Logger, Dan Clark.
5. 15-465-26, Map/Lot 213/1, 3, 4, 5, 7, 8, 9; Owner and Logger, Robert Newton

c. Water District - J. Tautenhan said she had heard from DRA and there was a concern about the officers of the Water District holding another or second office within the same organization. According to DRA this situation is not appropriate and should be addressed. C. Sackett said this is a non-issue, as this situation does not exist in the Water District.

CORRESPONDENCE: None

NON-PUBLIC SESSION:

Motion by C. Chandler, seconded by D. Clancey that the Selectmen enter into a non-public session in accordance with RSA 91-A:3, II(a) for the purpose of discussing Town of Warren welfare issues. Voting: Jacket-Yes, Chandler-Yes, and Clancy-Yes. No one opposed. The motion passed 3-0-0.

The Board entered into a non-public session at 6:40 PM.

Motion by D. Clancey , seconded by C. Chandler that the Selectmen exit Non-public Session in accordance with RSA 91-A:3. Voting: Sackett-Yes, Chandler-Yes, and Clancey-Yes. No one opposed. The motion passed 3-0-0.

Motion by C. Chandler, seconded by C. Sackett that the Selectmen seal the minutes of the Non-public session in accordance with RSA 91-A:3 for forty years. Voting: Sackett-yes, Chandler-Yes, and Clancey-yes. The motion passed 3-0-0 by majority.

The Board came out of non-public session at 6:55 PM. There was no action or voting as a result of this meeting.

OTHER BUSINESS: None

UPCOMING MEETINGS & EVENTS:

04-27-2016, Wednesday, Hazard Mitigation Meeting

05-04-2016, Wednesday, Community Lunch

05-10-2016, Tuesday, Warren Village School Board Meeting, WVS, 6:00 PM

05-11-2016, Wednesday, Regular Select Board Meeting, Town Ofc, 5:00 PM

ADJOURN;

Motion by C. Chandler, seconded by D. Clancey that the Selectmen adjourn regular meeting of the Board. Voting in favor of the motion were Sackett, Chandler, and Clancey. No one opposed. The motion passed 3-0-0.

The Board adjourned at 7:00 PM.

Chairman, Charles Sackett Jr. Selectman, Charles Chandler Selectman, Daniel Clancey

