

**Enfield Board of Selectmen
Enfield, New Hampshire**

NON-PUBLIC SESSION MINUTES of April 7, 2003

Board of Selectmen: Ilene P. Reed, Chairman; Keith Oppenneer; Dominic Albanese

Administrative Staff: April Whittaker, Town Manager; Alisa D. Bonnette, Secretary

Others: Cecilia Aufiero, Curtis Payne, Legal Advocate, John Stinson, former Chair of the Conservation Commission, Barbara Stinson

NON-PUBLIC SESSION

Cecilia Aufiero came to meet with the Board of Selectmen to address a complaint made against her by Dwight Marchetti at a previous meeting. Ms. Aufiero requested a closed session.

Mr. Albanese move to enter non-public session at 6:14 PM, RSA 91-A:3 II (c); second Oppenneer, vote 3-0. Roll call: Reed – yes, Oppenneer – yes and Albanese – yes.

Ms. Aufiero has served on the Conservation Commission for the past 12 years and has served as Chairman since 2001.

Badger/Stanford Project:

Ms. Aufiero began with discussion about the Badger/Stanford residence. Ms. Aufiero explained the progression of events that began with a permit application from the Badgers. The Stanfords then bought the property resulting in some confusion. The Conservation Commission had copies of applications from two different individuals, though they were for the same property.

Ms. Aufiero did perform a site inspection on October 6, 2000, as a result of an application to install a culvert and an expedited application to install a dock. A permit, with conditions, was subsequently issued by the State.

Ms. Aufiero became chairman of the Conservation Commission in May 2001. The Conservation Commission met and discussed possible violations relating to wetlands and a timber cutting operation. The owners were contacted and a revised plan for timber cutting was submitted. Ms. Aufiero also met with Mrs. Stanford at Mrs. Stanford's request.

Mr. Albanese asked several questions regarding the chain of events. Discussion followed regarding responses to the three individuals that wrote letters to the Board of Selectmen regarding Ms. Aufiero's behavior.

Regarding trespassing issues, Mrs. Reed does not think the Selectmen should consider things that happened in the past but should consider new incidents as they happen beginning with the date of the new Access to Private Property policy.

Oak Hill Road Tree Trimming Public Hearing:

Discussion ensued regarding the Planning Board public hearing for tree trimming on Oak Hill Road, a scenic road. This hearing was held on September 25th, between the monthly Conservation Commission meetings. Ms. Aufiero saw that several of the trees were marked and had some questions. She noted that the telephone poles were of differing sizes and wondered about the extent of trimming that would be done. Ms. Aufiero explained her attempts to contact Commission members by phone to discuss the issue and ask them to attend the hearing. No Commission representative attended the hearing. Based on her concerns and discussion with Commission members a letter was sent to the Planning Board outlining these concerns.

The Right to Know Law was discussed and the need to hold open and public meetings. Phone conversations cannot substitute for a public meeting.

One of Mr. Marchetti's complaints was lack of good records. The need to keep a log of actions taken and conversations that have taken place was discussed.

Ms. Aufiero stated that the Conservation Commission By-Laws allow for members to conduct business by phone. Mr. Payne noted that what is being required is record-keeping.

Mr. Albanese stated that a support mechanism is needed for the town's boards.

The Wetland Application process was discussed. The State requires either input from the Conservation Commission on an Expedited Permit or filing of an application for a standard permit.

Marsh Sign:

Ms. Aufiero stated that the beaver pond was discussed with the Selectmen on July 2, 2001. The sign went up January 2002. The Selectmen consider this issue to be taken care of.

Mrs. Whittaker suggested appointing alternates to the Conservation Commission. And Mr. Albanese suggested requiring all appointed officials attend training.

Mr. Albanese suggested holding a work session to discuss how town resources can be used to support the Conservation Commission.

Mrs. Whittaker recommended taking all of the presented information and taking it under advisement. Mrs. Whittaker and Mr. Albanese will draft responses to the three individuals that wrote letters to the Board of Selectmen.

Ms. Aufiero pointed out that Mr. Marchetti did not even follow the Selectmen's policy for lodging complaints.

Mr. Albanese noted that the chairman of a board is held to a higher standard. That's why documentation is so important.

Ms. Aufiero expressed the need to have members appointed that are willing to work. Very often all of the work falls to just one or two people.

Mr. Oppeneer moved to come out of non-public session at 7:26 PM; Mr. Albanese seconded, vote unanimous.

Mr. Oppeneer moved to seal and sequester the minutes of the non-public session for a period of three months; Mr. Albanese seconded, vote unanimous.