

**Hooksett Conservation Commission  
Meeting Minutes  
June 4, 2013**

**Call Meeting to Order:** 6:00pm

**Attendance:** Cindy Robertson – Vice Chair, Jocarol Woodburn – Member excused, John Turbyne – Alt-member, Phil Fitanides – Alt-member, Jim Walter – Member, Todd Lizotte – TC Rep excused, Frank Kotowski – PB Rep, Steve Couture – Chair excused, Dave Hess – Member excused

**Public Input:** none

**Meeting Minutes:** Jim Walter motioned to approve the May 7, 2013 meeting minutes John Turbyne seconded by voted unanimously. Dave Hess and Frank Kotowski abstained

**Appointments:**

**Austin Woods Subdivision Lot Line Adjustment – Bruce Fillmore**

David Hess – On the cul-de-sac you do not have any indication of a trail.

Bruce Fillmore- I am here tonight to see if you have reviewed the proposed conservation easement.

Cindy Robertson – Has Pike approached you to see if your trails connect to the trails that are on their property?

Bruce Fillmore – Unfortunately they have a piece of conservation land but it in the middle and they had concerns a few years ago about the exterior in case they wanted to use it later on. Can I have a letter from you reconfiguring those two lots and your commission not having any issue with it for the Planning Board.

Jim Walter motioned to write a letter to the Planning Board that there are no issues with the reconfiguration of those two lots Phil Fitanides seconded voted unanimously

**Commission Reports:**

1. **Pinnacle Park** – Rule sign has been put up at the entrance of the trail off of the parking lot and in the next few weeks Leo will be out to make the trail. Some logs have placed in front of the trees to assist in blocking that trail. It is believed that once the switchback trail is built there will be less people walking along the trail behind the Ehler’s property. Kiwanis said they would assist if they have a specific plan and any outstanding issues would be resolved. Harold Murray has GIS experience and maybe he could possibly assist in putting the trails on a map.
2. **Merrimack Riverfront Project** – We have reached an agreement with Bailey in principal and all documents have been signed. We are going to pay bailey \$10,000. Quit Claim deed from MS&G is all set. Atty Germaine’s email is contrary to everything that we had agreed on and that Chairman Sullivan had signed off on. Under the agreement from February Mr. Mason would have the personal use of the dock and he would store it off site during the off

season. This was not to be granted to his heirs. Mr. Mason owns the eastern side of the rail road row and he owns a sliver of land near Brown brook to here and all the way up here we have rights to. We would agree to give quitclaim deed to Mason 2/10 of an acre to connect his land so the he would connect to the river. He would quitclaim to us this line to this line which is an extension of his property line. And we would give him an easement and his heirs to use this area to get to and from the river. What Mason would like to do is move the easement line 10 feet further west, and move that line. The town council voted 7-1 to stand by the original agreement that was signed in February.

David Hess motioned to have another formal vote concurring the agreement from February that was agreed upon by the conservation commission and Mr. Mason along with the letter signed by Chairman Jim Sullivan. We are rejecting all of the items proposed by Mr. Mason and his attorney on May 22, 2013. The conservation commission expects Mr. & Mrs. Mason to sign the documents by no later than June 24, 2013, in failing to sign these documents the conservation commission will authorize and direct the DPW to commence action to assert the exclusive rights to all of this land. John Turbyne seconded voted unanimously

In November we hired Frank Spinella and motioned not to exceed 8 hours and now I would like to increase those hours.

David Hess motioned to remove that restriction of 8 hours and approve up to \$10,000 worth of litigation work on behalf of the conservation commission Phil Fitandes seconded voted unanimously

The Forest Society has done a baseline survey of the property and there are a few areas that need to be cleaned up.

3. **Executive Summary for Clay Pond RFP** – Jodi will email out a reminder for the due date to those who received the RFP.
4. **Quimby Mountain** – N/A

**Other:**

1. **Invoices** – N/A
2. **Brown/Garos Property – Class B Land Application Site Permit** – We have had email exchanges from DES and the FS and they have no problem as long as it is not in the 50 foot buffer. This is something that we will finalize once all of the other issues have been resolved.
3. **MWW – RFP Land Purchase** -
4. **Finalization of the Expenditures for the Merrimack Riverfront Project** – Will have the town treasurer notarize the expenditures.

**Correspondence:**

All correspondence was reviewed

**Other:**

**Non-public under RSA 91-A: 3, II d, e**

David Hess Motioned to enter into non-public under RSA 91-A:3, II, d, e Cindy Robertson seconded by voted unanimously

David Hess motioned to exit non-public session Jim Walter seconded voted unanimously

**Adjournment** – Jim Walter motioned to adjourn meeting at 7:25pm John Turbyne seconded voted unanimously