

**TOWN OF JAFFREY**  
**Jaffrey, New Hampshire**

**BOARD OF SELECTMEN**  
**Meeting Minutes**  
July 13, 2009

**Present:** Chairman Sterling, Selectman MacIsaac, Selectman Batchelder

**Absent:** None

**Staff:** Town Manager Hartman, Administrative Assistant Richard

**CALL TO ORDER**

Selectman Sterling called the meeting to order at 7:10 p.m.

**MEETING MINUTES APPROVAL**

MacIsaac made a motion to approve the public meeting minutes for June 22, 2009, seconded by Batchelder (3-0).

**PUBLIC HEARING**

None

**APPOINTMENTS**

7:10 pm – Jean Coutu – Live Free or Die Rally

Mr. Coutu stated that he had met with Chief Chamberlain and Chief Oswalt as requested from the Board. Hartman was going to check with the library about the possibility of Captain Morrill being on the lawn again this year.

Mr. Coutu said that he had a message on his machine from Chief Chamberlain and he said that as long as everything was the same as last year he was fine with holding the rally on the Common.

Mr. Hartman said that he heard from the library and that they do not have a problem with the cannon but they do have a problem with camping overnight.

Selectmen MacIsaac asked about the cannon shooting and rifle shooting.

Mr. Coutu said that there will not be any rifle shooting at the common. The cannon will be fired at noon, 3:00pm and between 4:00pm and 5:00pm for the closing. Mr. Coutu also said that he would notify the residents of the day's events planned for the rally on the common.

Selectmen MacIsaac asked Mr. Coutu if it was possible to reduce the cannons from a charge five to a charge two because he is trying to be sensitive to the issue of the loud noise in town because he did have some feedback regarding the noise. Mr. Coutu said that it would be possible to reduce the amount of black powder and that he would talk to Captain Morrill.

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Chairman Sterling asked if Mr. Coutu had vendor permits. Mr. Hartman said that Mr. Coutu did submit vendor permits but we have not heard back from the State regarding a parade permit.

Chairman Sterling said that we will issue the vendor permit to Mr. Coutu for the use of the common and asked Mr. Hartman to check with the DOT about the parade permit request that was submitted.

Chief Oswalt asked if Mr. Coutu had permission to close Memorial Drive. Chairman Sterling said that the request was on the original plan that was submitted to the board and permission was granted.

Mark Hilow of Keene

Mr. Hilow came before the Board to complain about the Police Department and his property at 40 Peterborough Street in Jaffrey.

Mr. Hilow said that the Jaffrey Police Officers broke down two of his doors at the apartment house on June 12<sup>th</sup>. He also said that they damaged his car and took 3 cell phones which have not been returned. He said that this is harassment and that they should not be going around destroying people's property. Mr. Hilow has written to the Attorney General's Office to complain.

Town Manager Hartman stated that the police department had a search warrant and that the police department went to the wrong apartment. Hartman talked with the town's insurance company and was advised that the town is not financially responsible for the damage.

Chairman Sterling said that because they went into the wrong apartment that the town will pay for that door to be replaced. Sterling also told Mr. Hilow that the right procedure is that he pursue the matter with the Attorney Generals Office.

Two tenants also at the meeting told the Board that they felt the police department was harassing the tenants and that they felt that they have been unjustly targeted.

Chief Oswalt was at the meeting and said that they had obtained the no knock warrant to search the apartment.

**REGULAR BUSINESS**

**1) Payroll and Vendor Manifests**

On a motion by MacIsaac, seconded by Batchelder, the payroll and vendor manifests were approved (3-0).

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**2) Selectmen's Reports**

Sterling

None

MacIsaac

None

Batchelder

None

**3) Town Manager's Report**

None

**4) Boat Tax Warrant**

a) Sixty-one (61) Boat Registrations \$581.91 – received June 23, 2009

On a motion by MacIsaac, seconded by Batchelder, Boat Tax Warrant for sixty-one boat registrations in the amount of \$581.91 – received June 23, 2009 was approved (3-0).

b) Thirty-one (31) Boat Registrations \$376.72 – received June 26, 2009

On a motion by MacIsaac, seconded by Batchelder, Boat Tax Warrant for thirty-one boat registrations in the amount of \$376.72 – received June 26, 2009 was approved (3-0).

c) Seventy-three (73) Boat Registrations \$599.28 – received July 2, 2009

On a motion by MacIsaac, seconded by Batchelder, Boat Tax Warrant for seventy-three boat registrations in the amount of \$599.28 – received July 2, 2009 was approved (3-0).

d) One hundred nine (109) Boat Registrations \$1,106.88 – received July 13, 2009

On a motion by MacIsaac, seconded by Batchelder, Boat Tax Warrant for one hundred nine boat registrations in the amount of \$1,106.88 – received July 13, 2009 was approved (3-0).

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5) Monadnock Garden Club and Dublin Garden Club Proposal at Cutter Cemetery

a) Monadnock Garden Club and Dublin Garden Club Proposal to restore the sugar maple trees in the Cutter Cemetery

On a motion by MacIsaac, seconded by Batchelder, the proposal from Monadnock Garden Club and Dublin Garden Club to restore the sugar maple trees in the Cutter Cemetery was approved (3-0).

Selectmen MacIsaac asked that they submit a plan to the Department of Public Works.

6) Notice of Intent to Cut Wood or Timber

a) #09-233-08 – Peter & Jana Dublin – Map243/Lot43.1 & 43.2 – Hunt Road – signed

b) #09-233-09 – Mary Emerson – Map213/Lot1 – Mountain Road – signed

7) Underwood Family Land Trust

a) Request for the Town to close Dunshee Road

Town Manager Hartman told the Board that the Underwood Family Land Trust asked guidance from the Board of the possibility of discontinuing the road without going to Town Meeting. If this was not possible they would like to ask the Board to consider sponsoring an article for discontinuance. At the request of the Board this was referred to counsel for review and recommendations and the response was that if the road was to be discontinued, according to RSA 231:43 it requires that such an action must be undertaken at Town Meeting. Counsel has further advised that because this matter has appeared before town meeting twice before and turned down both times, that the Underwood Family Land Trust be advised to file a citizen's petition rather than the Selectmen sponsor an article.

On a motion by MacIsaac, seconded by Batchelder, request to close Dunshee Road was denied (3-0).

Chairman Sterling asked Town Manager Hartman to draft a letter to the Underwood Family Trust and to advise them of the Board's decision.

8) Request from T.E.A.M. Jaffrey

a) Permission for the use of the bandstand or use of the Meetinghouse for Summer Concerts on the Common series for July and August

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On a motion by MacIsaac, seconded by Sterling, permission for the use of the bandstand or the use of the Meetinghouse for Summer Concerts on the Common series for July and August was approved (2-0), Batchelder abstained.

b) On Saturday, July 25<sup>th</sup> (Riverfest)

- Permission to use the bandstand and common
- Permission to block off the Blake Street parking lot to vehicles the day of the event
- Permission to erect a temporary sign on the common (with fee waived)
- Permission to block the entrance to the town parking lot (at Main St) the day of the event (with bank approval)
- Permission to set up a craft fair on the library lawn the day of the event (with Joan Knight's approval)
- Permission to close Memorial Drive (directly in front of the Police Station) from 7:00 am Saturday until 4:00 pm Saturday (with Chief Oswalt's approval)
- Permission to use Community Field
- Permission to close Main Street for 1 ½ hours for musical chairs (with DOT approval)

On a motion by MacIsaac, seconded by Sterling, all requests for Riverfest were approved (2-0), Batchelder abstained.

9) Abatements

a) Nancy Drago – Map48/Lot60 – 74 Thayer Rd. in Rindge – Water Abatement

On a motion by MacIsaac, seconded by Batchelder, water abatement for Nancy Drago – Map48/Lot60 – 74 Thayer Rd. in the amount of \$40.00 was tabled (3-0). More information needed.

b) Thomas Harvey – 50 Lacy Road – 2008 Property Lien Tax Abatement

On a motion by MacIsaac, seconded by Sterling, Thomas Harvey – 50 Lacy Road – Property Lien Tax Abatement for 2008 in the amount of \$823.13 was approved (2-1)

10) Report of Wood or Timber Cut

a) 09-233-03 – Eastern Quad, LLC (Somero) – Map243/Lots 24-37 – Plantation Dr. - \$1,162.41 – signed

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**OTHER BUSINESS**

None

**NON-PUBLIC SESSION**

On a motion by MacIsaac, seconded by Batchelder, the Board of Selectmen adjourned to non-public session to discuss litigation – (RSA 91-A:3 sections a and c) at 8:05 p.m.

After discussing non-public items, on a motion by MacIsaac, seconded by Batchelder, the Board returned to public session (3-0).

**ADJOURNMENT**

On a motion by MacIsaac, seconded by Batchelder, the meeting adjourned at 8:50 p.m. (3-0).

Submitted:

Sue Richard  
Administrative Assistant

Attest:

Franklin W. Sterling, Jr.  
Chairman  
Board of Selectmen

