

Board members present: Chairman Brown, Selectman Bugbee and Selectman LaCourse

Others present: Caren Rossi, Jill Nooney, Bob Munger, Bob Carey, John Forti, Fred Bird, Matt Smith, Larry Kindberg, Ed Downey, Geoff and Tonya Carlton, Patricia Jenkins, John Tappan, Scott Grumbling, Charles and Anne Jennison, Town Administrator Julie Glover and Town Secretary Denise Duval.

1. Chairman Brown calls the meeting to order at 6:29 pm.
2. Chairman Brown opens the meeting up to public comment. There is none at this time.
3. Larry Kindberg, Rec Commission Chair, states that the Rec Commission was approached at their meeting on April 3rd by Geoff Carlton Maximum Velocity to ask if the Rec Commission would sponsor them. One of the key issues he had was the increased fees over what they had been paying in the past for the use of the fields. Maximum Velocity is looking to go back to paying the old fees rather than the new fees.

Geoff Carlton, Sawyer Road, states that Maximum Velocity is a non-profit organization that has been running for over 5 years. They would like to be sponsored by the Lee Rec Commission so they can utilize the fields and offer some opportunities for the Rec Commission. They would like to run pick up soccer during the summer on Thursday evenings for any child free of charge. They would like to run a discounted camp this summer as well. In the fall they would like to use Little River Park August – November 5:00 pm on Monday – Saturday with potential games on Sundays. There is already an agreement with ORYA who schedules the use of the fields per Selectman Bugbee. If they schedule through ORYA then it would be ok with him. Selectman LaCourse is not enthusiast about waiving the fee, but if it can be worked out with ORYA then they share the fields. Chairman Brown is concerned with getting into a conflict over who is using the fields whether it is Maximum Velocity or ORYA. If it is possible to work with ORYA and come up with a schedule that suits both groups' requirements then that would work, but he does not think that the Board is ready to do anything with the fees right now. Selectman Bugbee suggests letting Maximum Velocity use Stevens Field at the old rate. He would be happy to use it if he has to, but with the older and bigger kids they need more space. Selectman LaCourse suggests having Mr. Carlton go back to ORYA to try to schedule things and come back to the Board with a more concrete proposal with regards to field use time and at what fields. The Board clarifies that the fees are remaining the same.

Larry Kindberg gives a Rec Commission update to the Board. They were forced to cancel the last concert at LRP due to the weather, but there were 60 people at the concert the week prior. The feedback has been phenomenal. Model Rocket Day is set for July 21st. There is a new member that will be joining the Commission soon.

Geoff Carlton asks if he can do pickup games starting next Thursday at Little River Park. The Board indicates that they do not know that the schedule is. He needs to talk to ORYA. It is reiterated that the fee will remain the same. Chairman Brown clarifies that he is asking to schedule the field to hold a pickup game and the answer is sure but there is a fee and the scheduling is done through ORYA.

4. Matt Smith introduces himself to the Board. He saw the call for a Solid Waste Advisory Committee member and he decided to jump into this because he is managing UNH's compost recovery system which is on Lee Hook Road. He has designed commercial composting systems for the US, Canada, Japan, Spain, Czech Republic and others. He has a lot of experience with solid waste, composting and alternative energy. He has 3 degrees from UNH; BS in Environmental Conservation Studies; MS in Resource Economics and PhD in Natural Resources. He is a Lee resident who grew up on Campground Road. The Board welcomes him. Chairman Brown moves to approve a full 3 year membership appointment to Matt Smith to serve on the Solid Waste Advisory Committee. Selectman Bugbee, seconds. All in favor. **Motion Carries.**

5. Scott Bugbee refers to the form that the Board needs to sign for permission to temporarily attach banners to Eversource poles. There are 4 different banners. One is the Farmers Market, a Patriotic one, a Little River Park one and one that says *Welcome to Lee*. Chairman Brown moves to approve the request to hang banners on utility poles as presented and to execute the forms necessary for the Town of Lee to obtain permission from the utility companies to attach banners to their poles. Selectman Bugbee, seconds. All in favor. **Motion Carries.**

6. Fred Bird, James Farm Road, is concerned with the lack of speed posting on his road and what the default is when it is not posted in a rural area which is 35mph. James Farm Road is 1.1 miles long and he thinks that 35 is excessive. There are lots of young families, dog walkers and folks that come in there from other parts of town to run the road. There is also a lot of wildlife down James Farm Road. He would like to see a common sense solution. He works out of his home often and does see that traffic and rate of speed that some people do. In his request he has asked for 2 postings in the area. Chief Dronsfield states that the lowest speed limit it could be is 25mph. He thinks that is a good speed for that street. He can do a traffic survey out there and he suggests doing that first. There is some confusion as to whether or not the Town can adopt an ordinance with relation to speed. Unfortunately the way that road is designed it will be almost impossible to enforce a speed limit. The curves would not allow radar to ever work there. Ed Downey, James Farm Road, states that he has lived on James Farm since 1979 off and on and all the corners are impossible to see around. He sees people fly around the corner in front of his house. He thinks 25 would be reasonable. The amount of kids in there has tripled. Chief Dronsfield states the cars do appear to be going faster than they are actually going. He has tested this theory with residents in the cars before. He explains that they do not tell anyone when they are doing the study. They go out in the middle of the night. It is a remote radar device. Chairman Brown moves to authorize the Town Administrator to pursue the method by which the Select Board may reduce the speed limit on James Farm Road. Selectman Bugbee, seconds. All in favor. **Motion Carries.**

7. h) The Board moves item h regarding Bedrock gardens up to this point. TA Glover reminds the Board that in a previous meeting on June 18, 2018 the Board was acting on a request from Bedrock Gardens to allow them to have some activity for the month of July. The issue is even though it seemed clear that everyone was there that night to talk about the month of July the motion that was made and passed didn't really say the month of July for private tours. So Bedrock Gardens scheduled and held a number of private tours the last week of June. When Ms. Rossi was made aware of that she contacted the town's attorney who contacted their attorney. Bedrock Gardens took down the advertised tours on the website so by

June 29th there wasn't any activity there. This brought up the question that going forward should there be any activity at Bedrock Gardens that was not approved by the Select Board will the Select Board grant the Planning and Zoning Administrator authority to issue a cease and desist to Bedrock Gardens which was contained within the motion. This would be in lieu of scheduling a special Board meeting. At this point Bedrock Gardens is bound for July only; not August. The Planning Board meets July 26th.

Caren Rossi states that she was made aware of the event at 10:46 am on 6/27 and immediately contacted the town's attorney who then contacted Attorney Carey who said he would contact Bedrock Gardens. According to his email Bedrock Gardens had an event the next day even after contact was made saying they were not supposed to. Attorney Carey states that he was in all day mediation on 6/27 and did not get back to the office until 6:30pm. He states that he did not look at the message until the next morning and did not contact Bedrock Gardens until the afternoon to tell them no more. On 6/28 Bedrock Gardens took down the postings on their website and on 6/29 no one came by and on 6/30 they turned people away. Attorney Carey states that he acted as promptly as his schedule would allow him to act. He clarifies that on 6/26 there were volunteers there, on 6/27 they had 4 people there and on 6/28 they had 16 people there. He misinterpreted what was said on 6/18 and they did not want to create any issues. Ms. Rossi just wanted to point out that they knew and everyone keeps asking her why they keep getting another chance.

Selectman LaCourse wishes to move forward and agrees with the TA Glover to give Ms. Rossi the authority to make the decision should there be another violation. Attorney Carey says Jill Nooney will give Ms. Rossi the online schedule ahead of time to review before it is listed on the website. Chairman Brown asks Bedrock Gardens to hold to the schedule and not to slip anything in. Jill Nooney mentions that they have master gardeners who are getting trained, weeders who routinely come in and that can be as many as 6 cars and a volunteer woodsman that comes in every week so she says it makes the parking lot look full. Mr. Munger indicates that a couple tried to come in on Saturday who were asked to leave the Grumbling farm. Selectman LaCourse asks Mr. Munger to send Caren a schedule of what people are there i.e. weeders, gardeners, volunteers so that she will have an answer should someone call her. The Board agrees to give Ms. Rossi the authority to issue a Cease and Desist should any activities take place outside the approved schedule. Ms. Rossi will also notify the TA and Board should this happen.

a) TA Glover looked into what the process would be to putting a notice in with the tax bill. Under RSA 76:11 the Town can, however; *the governing body must vote to mail other town or city information directly related to municipal business along with the tax bill. Under no circumstances shall a city or town mail statements of position on matters of public policy along with the tax bill.* TA Glover has not had the opportunity to speak with the Town Clerk about this yet. TA Glover thinks that there will need to be much collaboration with committees and commissions to prospectively let the citizens know about some event in the future. The next tax bill goes out in the end of October. The TCVC will have a lot of information to get out to the people. This would be another means to raise awareness. This would be a one page, two sided document of some sort. They agree to talk more about this as we move closer to October.

b) TA Glover informs the Board that the Church has signed the P&S agreement; therefore, it is ready for their approval and signatures. Selectman Bugbee thinks we need a temporary construction easement since we will need to go on their property to take down the Parish House. The Board agrees. Chairman Brown moves to approve the Purchase and Sales Agreement for the Lee Church property located at Tax Map 11-6-0. Selectman Bugbee, seconds. All in favor. **Motion Carries.** After the survey is complete, Ms. Rossi will move forward on the next step.

c) TA Glover explains that there is a piece of property across from the Town owned property on Thompson Mill Road has been purchased and there is a house being built. In order to bring power to that house, NH Electric Utility says that they need to place a new pole on Town owned property located at Tax Map 18-13-00.

Patricia Jenkins, Heritage Commission, states that they did go out to look at the site. The stone wall is historical and they would like to see the pole moved to the east so that it does not encroach on the stone wall. They do not know why NH Electric decided to put the pole where they did. It appears as though it would be easy to move away from the wall. There is quite a large opening to the left where they can move the pole to. Selectman Bugbee agrees. TA Glover will ask the NH Electric to re-stake it and she will come back to the Board with the new plan.

d) TA Glover notifies the Board that the time is approaching to submit recommendations to the NHMA Legislative Policy Process for 2019-2020.

e) TA Glover presents the Tax Collector's Deed on 100 Garrity Road for signatures.

f) TA Glover and Mr. Stevens have revised the highway supervisor position advertisement. There is a discussion over what to do if they cannot find a replacement before winter. Other towns contract out their work such as plowing, mowing, cemetery maintenance, etc. Selectman LaCourse wants the TA to identify some firms who could do some of these duties along with the costs. They decide that when they advertise again to put it in NHMA, Foster's Sunday, Sunday Concord Monitor, Sunday Union Leader and Indeed or Monster (choose the most cost effective). Selectman LaCourse asks if maybe the existing staff would pick up any duties temporarily with a bump up in compensation. The Board agrees to have the TA ask them. They agree to look for snow plowers, etc.

g) The Tamarack tree to the left of the Annex is dead and this has been confirmed by Don Quigley by way of report for the TCVC. The Board is agreeable to have the tree taken down by Randy Stevens.

i) TA Glover gives an update on the ORYA meeting that took place last week. The discussion was mostly centered on moving forward except Durham still seems to be holding on to the request that they want to be able to appoint someone to the ORYA Board and they might even be withholding some of their money. Durham has never had an MOU with ORYA, but they are putting one together now.

Ben Genes who was facilitating the meeting is moving towards a model where the Towns do not contribute anything, but they asked that the town's not pull the plug right now because 18% of their financing comes from the municipalities so as they look into this they may trend their way into this. Either one of two things may happen, they raise the fees and/or they do more fundraising. TA Glover thinks they would still rely on the towns for facilities. No one can find evidence of the formula that some people recall being used in years past. ORYA is looking into coming up with a formula so that everyone clearing understands how they calculate the town's contribution.

Selectman Bugbee wants to discuss with Dr. Morse the fact that the Town of Lee is charged to use Mast Way School but when organizations from the ORCSD use the PSC we do not charge them.

Selectman Bugbee informs the Board that Durham including Mr. Selig is being sued for defamation of character over the beaning allegation.

8. b) The 2 complimentary tickets for the Durham fireworks that were given to the Town of Lee for sponsoring the fireworks are going to be used by Selectman Bugbee.

Chairman Brown moves to accept the Consent Agenda as presented to include minutes from June 15th. Selectman LaCourse, seconds. All in favor. **Motion Carries.**

c) Selectman Bugbee wants follow-up on what the procedure is for filling Sharon Meeker's position on the LRAC. Does the LRAC make a recommendation and the Board approves or does the Board recommend to the LRAC?

The Board asks the TA to write a letter of appreciation to David and Sharon Meeker for the Chair to sign.

9. Chairman Brown moves to enter into Non-Public Session per NH RSA 91-A: 3 II (b) & (l) at approximately **8:15pm**. Selectman Bugbee, seconds. Roll Call Vote. **All Agree following Roll Call Vote. Motion Carries.** The Board returns to public session at **8:30pm**.
10. Chairman Brown moves to seal all the non public meeting minutes. Selectman LaCourse, seconds. Roll Call Vote. **All Agree following Roll Call Vote. Motion Carries.**
11. Chairman Brown moves to allow the Heritage Commission to use the Town Seal for logo wear. Selectman LaCourse, seconds. All in favor. **Motion Carries.**

Selectman Bugbee moves to increase the amount of the function at the Grange to \$600. Chairman Brown, seconds. All in favor. **Motion Carries.**

The Board would like the TA to find out when the best time will be to have the employee lunch in August.

Selectman Bugbee reminds the Board that the schematic design bids for the Town Center are due tomorrow at Town Hall and hopefully they will be able to discuss at their next meeting.

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Chairman Brown says that the swap shop is coming along as well.

12. Chairman Brown moves to adjourn at **8:38pm**. Selectman Bugbee, seconds. All in favor.
Motion Carries.

Minutes transcribed by:

7/16/18
Denise Duval, Town Secretary

[Signature]
Date

Minutes accepted by The Lee Select Board:

[Signature]
Cary Brown, Chairman

[Signature]
Scott Bugbee

[Signature]
John LaCourse