

LYNDEBOROUGH BOARD OF SELECTMEN
MEETING MINUTES
March 1, 2017
Final

I. Call to Order:

Chairman Mayhew called the meeting to order at 6:00pm.

II. Introduction of Members Present:

Chairman Lee Mayhew, Selectman Mark Schultz and Selectman Fred Douglas
Town Administrator Russ Boland and Recorder Kathleen Humphreys

Public/Media Present: Jessie Salisbury from the Milford Cabinet and Brandon Latham from the Monadnock Ledger Transcript

III. Appointments:

6:05pm Town Moderator Walter Holland - Town Meeting Review

Town Moderator Walter Holland and the Board discussed the format for Town Meeting and Election Day. Chairman Mayhew, Selectman Schultz and Town Administrator Boland will be at Town Meeting while Selectman Douglas will arrive as the meeting is in progress.

Article 11 will require a 2/3rds majority vote in order to change the purpose of an existing Capital Improvement Plan fund.

Kevin Leonard from Northpoint Engineering will be available at Town Meeting to address Mountain Road Construction Project questions but will require permission to speak.

Town Moderator Holland plans to set-up for Election Day and Town Meeting next week.

The Selectmen, Town Administrator and Mr. Holland attended Ian Holden's Eagle Scout Ceremony held recently at Citizens' Hall and commented they were very proud of Ian.

6:19pm Annie LaPlante, 134 Tarn Road - Noise Concern

Ms. LaPlante is an abutter to the Granite State Concrete Gravel Pit and has issues with dirt bike noise from the gravel pit. She has contacted the police on numerous occasions to complain and report the riders are in the pit for many hours at a time. She has lived on Tarn Road for five-years but states the problem started about three-years ago and has gotten progressively worse. She said she can't enjoy time outside in her garden anymore because the constant noise from the dirt bikes is very loud.

The dirt bike riders informed Ms. LaPlante they had permission from a relative. Ms. LaPlante spoke with the gravel pit owner, Peter MacLellan, who told her he didn't have a problem with them riding in the pit as long as they don't ruin his equipment. The pit is posted "No Trespassing".

Ms. LaPlante does not want an ATV park in her backyard and said there are dirt bikes in the pit 7-days per week in the summer and can be up to 8-hours per day.

The town of Lyndeborough does not have a noise ordinance. Milford had a problem with motorcycle noise which was discussed as well as State acceptable decibel levels.

In the paperwork submitted to the Board, there were complaints from 1-16-17, 2-17-17, 22 entries relative to this location, 68 area checks or directive patrols. There were 3 OHRV complaints and 1 follow-up with the complainant. The first call was on 4-21-16, one to IMC and again on 9-11-16. Officer Weston also spoke to Annie LaPlante and reported the dirt bike riders had permission and recommended she talk to the pit owner. Ms. LaPlante said she did not talk to the owner at this time because she spoke to him previously with no satisfactory results. It was mentioned the problem was not as bad when the police were patrolling the area. The property is in Lyndeborough and New Boston and Mont Vernon and it was discussed to know the boundary lines in the pit between the various towns and the use mutual aid.

Ms. LaPlante wondered if the zoning prohibits the business from having excessive noise and the Board would like to know if the site plan prohibits the use of the property for anything other than excavation.

Ms. LaPlante would like to ask the owners of Granite State Concrete to be a good neighbor and said that without the dirt bikes they are a good neighbor.

Action: Draft correspondence to owners and ask for help to solve this problem. Inquire about limiting hours and exposure plus to ask who has permission and if they are allowed to bring other riders.

This discussion ended at 6:50pm

IV. Community Forum and Public Comment:
None

V. Decision Making Actions: *Voted on at 6:02pm*

- a. Consent Agenda:**
AP Warrant 03/01/17
Payroll 03/02/17
Meeting Minutes 2-15-17
Meeting Minutes 2-24-17

VOTE: Selectman Douglas made a motion, Selectman Schultz seconded to accept the consent agenda items. Motion passed 3-0.

b. Old/Tabled Business:
Wilton Ambulance Budget Discussion

The Town of Wilton did not budget the ambulance increase in their budget and it was noted their budget increased after their two public budget presentation. Lyndeborough was informed of the increases after their budget was finalized and M737 was being signed.

VOTE: Selectman Douglas made a motion to stay with the amount as prepared by the Lyndeborough Budget Committee and inform the Wilton Selectman of that decision and the reason for it. Selectman Schultz seconded the motion which passed 3-0.

Highway Department Advisory Committee Discussion

Six residents were invited to the Selectmen's meeting on March 29, 2017 to discuss this new committee which would make recommendations to the Town Administrator and Selectmen. If the Board would like a Selectman on the Highway Advisory Committee, Fred Douglas volunteered. The charge of the committee is being finalized.

South Cemetery Wall Discussion

Earlier today, Cemetery Trustee Ginny Chrisenton, Selectman Mayhew, T/A Boland, Road Agent Kent Perry and Highway Employee Greg Porter met to discuss fixing the wall at South Cemetery which is leaning. The process would require three bids. Jessie Salisbury added the wall was built in 1890.

c. New Business: 7:03pm

Election Schedule

Town Election is Tuesday, March 14. Polls open at 10:00 a.m.

Selectman Schultz will be present from 10:00 a.m. - 1:00 p.m., Chairman Mayhew 1:00 p.m. - 4:00 p.m. and Selectman Douglas from 4:00 p.m. - 7:00 p.m.

New Road Discussion

On February 25, 2017, the road between William's Way and Mel's circle was closed due to mud issues. On, February 27, 2017 the Highway Department made an emergency repair with 1" crushed stone. Jeff Madden was asked to inspect the road. He submitted a report which states underdrainage correction is needed.

Old Temple Road between Pettingill Hill Road and the Temple line is in bad condition. A temporary repair has been done there also.

Road Agent Kent Perry was asked to work on the above mentioned roads but was asked to not let it impact the Mountain Road work schedule.

Mark Chase was commended for his efforts to reach out to the T/A Boland, the police and a selectman to report the road condition and his decision to close the road.

The Highway Committee will identify dead trees that need to be taken down. Jessie Salisbury informed the Board there are dead trees along her Cemetery Road property they plan to cut. On a scenic road, the town can take down trees that are a hazard such as is the case on New Road.

d. Items not on Agenda:

None

VI. Town Administrator Report

-The abatement on 190 Johnson Corner Road was not resolved at negotiation and is now moving on to the BTLA.

-On Monday, March 6, 2017 at 11:30am, Continental Pavement will meet in Section A with the Road Agent, Northpoint Engineering, T/A Boland to answer pavement questions. The Selectmen were informed of the meeting if they want to attend.

-The road agent was directed to retract the two outer shifts and move the schedule back to 6:30 a.m – 3:00 a.m. but if inclement weather impacts the schedule to start a shift at 5:30 a.m.

-The 2017 to date is 15% spent at 16% of the year and the budget is in good shape. The first \$40,000 bond payment was made.

-The warrant articles were posted by the February 27, 2017 deadline and were posted at post office, library, store and town hall on Feb. 23, 2017.

-The old school bell from Center School is on display at Citizens' Hall. Clayton Brown offered to have a plaque made.

-Paul Martin will be looking at the light problem at the library.

-It was reported the stop sign at New Road and School House Road needs to be fixed.

-The Board discussed if David Schmechel has a driveway permit for Mountain Road and to check on a driveway permit from the state for Center Road.

VII. Selectmen's Report

a. MACC Base Action & Agenda

No items

b. Transportation Committee

No items

c. Planning Board

No items

d. Heritage Commission

No items to discuss.

e. Safety Complex

No items to discuss.

VIII. Information Items Requiring No Discussion

None

IX. Non-Public Session RSA 91-A:3II (b) Personnel

VOTE: Selectman Schultz made a motion, Selectman Douglas seconded to enter a non-public session RSA 91-A:3II (b), personnel, at 7:31pm. All voted yes. Motion passed 3-0.

VOTE: Selectman Schultz made a motion, Selectman Douglas seconded to exit the non-public session and adjourn at 8:40pm. Motion passed 3-0.

Adjournment:

All scheduled items having been addressed, the public meeting was adjourned at 8:40pm.

Next regular meeting: March 15, 2017 at Citizens' Hall at 6:00 p.m.

Date:

Kathleen Humphreys, Transcriber

Chairman Lee Mayhew

Selectman Mark Schultz

Selectman Fred Douglas

APPROVED BY THE BOARD OF SELECTMEN ON MARCH 15, 2017