

**APPROVED**  
**TOWN OF PELHAM**  
**BOARD OF SELECTMEN - MEETING MINUTES**  
**May 8, 2018**

**CALL TO ORDER** - approximately 6:30PM

PRESENT: Mr. Hal Lynde, Mr. William McDevitt, Mr. Doug Viger, Ms. Amy Spencer (arrived after the meeting commenced), Ms. Heather Forde, Town Administrator Brian McCarthy

ABSENT: None

## PLEDGE OF ALLEGIANCE

## MINUTES REVIEW

**April 24, 2018**

**MOTION:** (Viger/McDevitt) To approve the meeting minutes of April 24, 2018 as amended.

**VOTE:** (4-0-0) The motion carried.

## OPEN FORUM

No one came forward.

Ms. Spencer arrived.

**APPOINTMENT(S)**

## Marie Maruca – Employee Contract Signing

The Selectmen were provided with a copy of Ms. Maruca's contract. Mr. McCarthy stated Ms. Maruca had worked for the Town twelve years both at the Selectmen's office and the Highway/Transfer Station. He valued her strong administrative skills and spoke about the various duties she performs. He said she had been working at the Highway/Transfer Station for the past year and a half and had done a fantastic job.

Mr. Viger confirmed the contract was a renewal from the previous contract. Mr. McCarthy answered yes.

The Selectmen and Ms. Maruca fully executed the employment contract.

## Dan Ramgopaul – Employee Contract Signing

The Selectmen were provided with a copy of Mr. Ramgopaul's contract. Mr. McCarthy stated Mr. Ramgopaul had worked for the Town nine and a half years. He discussed his history with the Town and promotion to Finance Director.

The Selectmen and Mr. Ramgopaul fully executed the employment contract.

**PUBLIC HEARING – Waterford Estates (R.J. McCarthy) – Off Sherburne Road, Map 39 Lot 1-55, proposed gift of a 16.980-acre Open Space parcel. Conservation Chair Paul Gagnon presenting.**

Conservation Chairman Paul Gagnon came forward to discuss/present the proposed gift of an Open Space parcel. He stated that the Waterford Estates parcel was located across from the Merriam Cutter Conservation area. Using map of the Town he pointed out the parcel and noted they had negotiated with the developer for a trail easement within the open space parcel (in the development) to the west that connected Pelham Veteran's Memorial Park ('PVMP') to the Merriam Cutter area. The proposed land would also connect Merriam Cutter to PVMP, expanding the park. The parcel contains some wet areas as well as uplands. Mr. Gagnon spoke about two wells that were on the parcel that had been dug in connection with a previous development. With the parcel the Town will acquire the two wells, which he understood were high capacity. He said the Conservation Commission felt seventeen acres was a reasonable parcel and also a good candidate for acceptance since it was across from Merriam Cutter and adjacent to PVMP. Mr. Gagnon said the Conservation Commission voted unanimously that the Board of Selectmen accept the acquisition of the parcel

Mr. McDevitt spoke about the ongoing issues with the need for water in the Sherburne Road area. He said they thought that the two wells located in the portion of the parcel to be deeded to the Town might be useful to bring water to some of those areas. He said the last capacity test was done years ago. Although it was substantial, it was not enough to fulfill the needs in the area. A new test will cost \$10,000. He didn't feel the wells were sufficient to solve the needs. In addition, Mr. McDevitt said nothing was in consideration for the pump house and other activities, which would be substantial. However, having the two wells would give the Town the opportunity to possibly blend them with other water sources. He said the wells may be helpful, but not a solution. Mr. McDevitt believed the proposed parcel was good for the Town to acquire, even though parts of it were wet.

Mr. Lynde opened the hearing to public input. No one came forward. He then adjourned the hearing.

The second Public Hearing will be held May 22, 2018.

**PUBLIC HEARING – Wildwood Estates (David Mendes) – off Simpson Road, Map 7 Lot 9-135-11, proposed gift of a 11.062-acre Open Space parcel. Conservation Chairman Paul Gagnon presenting.**

Conservation Chairman Paul Gagnon came forward to discuss/present the proposed gift of an Open Space parcel. Using a map of the Town, he showed the location of the parcel (between Hayden Road and Simpson Road). There was no Town owned land connected to the parcel; however, the north end of Muldoon was to the west of the parcel, and the Kirby Ivers Conservation Area was toward the east. He noted there was only one parcel (large farm) that separated the proposed parcel with Muldoon Park. Mr. Gagnon felt there were some reasons why he felt the Board should give the parcel serious consideration. The Conservation Commission recommended accepting the parcel. He noted that the eleven-acre parcel came with an additional two-acre parcel that was part of a conservation subdivision. He commented if the two-acre parcel was on its own, the commission would not recommend acceptance.

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Mr. Viger questioned if the subdivision would be affected if the Board didn't accept the land. Mr. Gagnon understood the only difference was the owner would have to create a homeowner's association to manage the open space.

Mr. McDevitt asked if the two-acre parcel was separable from the eleven-acre parcel. Mr. Gagnon said they would have to ask the developer. Mr. McDevitt was torn between planning for the future and having (isolated) land that was not useful for the Town. He felt accepting the 'keyhole' (2-acre) piece would be a bad idea for the Town to accept because it wouldn't be available for public recreation and it didn't connect to the eleven-acre parcel. He said it looked like there may be a proposed well in the middle of the keyhole parcel. Mr. Lynde didn't think the two-acre parcel was part of the proposal. Mr. Gagnon told the Board that they contacted Herbert Associates (Peter Zohdi), who forwarded new plots. He believed based on the phone call, it was Herbert Associates' intention to have the Town accept both pieces. Mr. Lynde pointed out that the Public Hearing posting indicated the proposal was 11.062 acres only. Mr. Gagnon said initially they received a plan highlighting the 11.062 acres, but when they contacted Herbert Associates to confirm, a revised plan was submitted that highlighted the 11.062 parcel and the 2-acre parcel. He said the decision/vote was up to the Board.

Mr. Lynde opened the hearing to public input. No one came forward.

Mr. McDevitt confirmed that the Board was not considering the smaller parcel. Mr. McCarthy replied they couldn't accept the smaller parcel because the posting was only for the 11.062-acre parcel. Mr. Gagnon asked if he should go back to the developer. Mr. Lynde believed there was a consensus that the Selectmen may be willing to accept the eleven-acre parcel but weren't willing to accept the smaller parcel. He believed that the Selectmen had received letters from the Conservation Commission and the Planning Board to accept the parcel. Mr. Gagnon was unsure about the Planning Board but knew that the Conservation Commission had submitted their recommendation. Mr. Lynde commented that they should ask Planning Director Jeff Gowan to submit a letter from the Planning Board prior to the next public hearing.

Mr. Gagnon asked for clarification of what action he should take. Mr. Viger suggested he go back to the developer and indicate that the Board was only willing to discuss what was advertised (11.062-acre parcel). Mr. Lynde felt the Planning Director should deal with speaking to the developer. Mr. Gagnon said he would pass the message on.

The hearing was adjourned.

The second Public Hearing will be held May 22, 2018.

### **APPOINTMENTS CONTINUED**

#### **Gary Williams – Employee contract signing**

The Selectmen were provided with a copy of Mr. Williams' contract. Mr. McCarthy stated that Mr. Williams had started working with the Town approximately 1.5 years ago as a part-time bus driver for the Hobbs Community Center. He commented that the position had gone from part-time to full-time; therefore, the contract needed updating. He said Mr. Williams had done a great job and was a 'jack of all trades' and had endeared himself to the senior population. Mr. Williams told the Board that he really enjoyed his position and had a deep respect for history and liked listening to people tell their stories.

The Selectmen and Mr. Williams fully executed the employment contract.

**OTHER BUSINESS**

**Discussion – John Picard – reconsideration request to clear the Fire Tower road**

Mr. McCarthy explained that Mr. Picard forwarded the Board an email request for reconsideration of clearing Class VI roads. He said a few months ago Mr. Picard was clearing Class VI roads and the Board voted to have him discontinue that practice. He believed there were other people present that would like to be included in the discussion.

Mr. Picard came forward and told the Board he wanted to know the status of the stone wall blocking the lower portion of the fire tower road and the rusty cable at the top of Jeremy Hill Road. Given the positive response received on defeating Warrant Article 18 (during the recent Town Meeting), he also submitted a request for reconsideration to clear that section of road.

Mr. Lynde asked if ‘clearing the fire tower road’ were Mr. Picard’s words. Mr. Picard replied he wrote ‘clear the brush from the lower section of the fire tower road’. Mr. Lynde stated it was a State road and that’s who he would need to get permission from. Mr. Picard replied he had been in contact with Bob Spoerl (New Hampshire Division of Forest and Lands) and at no point had anyone mention it was on State land. Mr. McDevitt clarified what was meant by ‘fire tower road’. Mr. Picard explained it was a section that started at the top and went to the bottom of Jeremy Hill Road, which Warrant Article 18 was attempting to have the lower portion dis-established. He was not seeking the Selectmen’s permission to clear State land. He wanted to know what the Board wanted to do about removing the stone wall at the bottom of the access road, and the rusty cable at the top (start of Baldwin Hill Road). Mr. McCarthy interjected that he was working on the matter regarding the stone wall.

Mr. McDevitt questioned if the cable was removable. Mr. Picard replied the cable could be moved but understood that legally it should be a gate that can swing out of the way and not be locked. Mr. McDevitt stated he hadn’t changed his mind and wasn’t enthusiastic about clearing the roads. With regard to the gates, he said if anyone removes them it should be either the Town or underlying property owner. He thought Mr. Picard was looking for permission to remove gates, and advised if that was the case, he said the Town should be who deals with it. From what he understood most of the roads had been blocked for at least forty years.

Mr. Picard discussed the support received to keep the area a Town access way and questioned the why it should remain if people couldn’t get through. Regarding ‘liability’, he said it was no different on a Class VI road as any other road in Town. He said brush had grown and barriers were placed to prohibit public access, which was not supposed to occur. He was trying to fix a wrong and remove physical barriers and allow the public to access the areas. Mr. Lynde was sympathetic to that point and said he had cleared some areas. He said people had a right to use the road.

Ms. Forde felt Mr. Picard had a valid point about the public having access, but if they were inaccessible it was sort of a moot point. She asked if he had heard anything from the Conservation Commission or Forestry Committee. Mr. Picard replied he would be speaking to the Forestry Committee during their next meeting.

Mr. Viger noted that a Class VI road is a legal, travelled road. Even though the Town doesn’t maintain the road, a vehicle must be registered to be able to utilize it. He noted ATVs, snowmobiles etc. weren’t allowed under the current road classification. Mr. Picard stated he used his truck to carry equipment and cut down the brush. Mr. Viger wanted to know the liability to the Town if they allowed an outside group/organization to clear the road.

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Mr. McDevitt pointed out that the roads were accessible, but not by a wheeled vehicle. He's hiked on nearly all the roads when his children were little. His concern was with the Town's increasing density and believed the people that would be most disturbed weren't present. He said they wouldn't come in front of the Board until the disturbance started. He understood what Mr. Picard was saying; however, he didn't feel they would do a good service to the community at large by allowing access by wheeled vehicles. He had no objection to people hiking, cross country skiing, etc. He said the other issue was the power line areas being ATV highways and the fact that there was no way to patrol them. He believed by taking the steps to clear the roads they would run into the issue of some very unhappy neighbors. Mr. McDevitt understood Baldwin Hill Road came off (in part) of Keyes Hill Road and by what was being suggested, a vehicle would be able to legally run from Raymond Park to Baldwin Hill Road.

Mr. Lynde believed there was a need for some kind of program to see if the roads were usable as Class VI roads or trails, although he didn't know how they would go about doing so. Mr. McDevitt didn't see the difference between Mr. Lynde's suggestion and Mr. Picard's request. Mr. Lynde understood that there was a concern that the trails would be built for ATVs. He felt if there was a group associated with Conservation or Forestry who oversaw the actions and looked at it as preservation of Town resource it would be fine. Mr. Picard pointed out that there were only five miles of Class VI roads in Town versus the approximate sixty miles of hiking trails. He felt education was important; trucks had a legal right to be on the roads and the ATVs did not. He explained that clearing the roads would allow other groups to be able to use them. He and a small group of people were volunteering to do the work and help keep the roads open and passable. He's gone throughout Southern New Hampshire and helped to map out hundreds of Class VI roads. There hasn't been a resistance in any other town.

Ms. Spencer said she was kind of 'on the fence' about the topic; however, she felt if the roads were going to be used by hikers, cross country skiers and snowshoeing, it would be a detriment to have trucks traveling there as well. She wasn't opposed to getting more information in terms of understanding the extent of the current use and what would be done. She wasn't in favor of doing it now without that information. Mr. McDevitt commented that once the road was open to wheeled vehicles it would be open to any wheeled vehicle.

Mr. Lynde understood if the Town spent money maintaining the Class VI road they would be locked in to maintaining the road. Mr. Viger stated they could not expend any Town funds to maintain the road. Mr. Lynde questioned if they were still responsible if they turned the maintenance over to a private party. Mr. Viger replied it would depend on how the road became classified as 'Class VI' (voted to become Class VI or was it not maintained for five years). Mr. Lynde believed there was a Town vote in the early 1970s to make it a Class VI road. Mr. McDevitt said he had a copy of the meeting minutes from that time and believed the Town didn't take action on the road being discussed and it simply fell into disuse.

Mr. McCarthy suggested 'tabling' the discussion until they could get additional information, such as review the meeting minutes, speak to legal and have the Conservation Commission and Forestry Committee weigh in.

Mr. Viger asked Mr. Picard what the intent and purpose was for the request. Mr. Picard replied he utilized the roads with a trail bike when he was a teenager and always enjoyed the old foundations and stone walls. When he saw the roads were in disrepair, he contacted the Town about getting them opened again, because he felt they were a great asset. He said he had checked the legality of being out there and had spoken to the State Fish and Game, the Bureau of Land Management, Town Administrator, Chief of Police, etc. to make sure everything he was doing was legal.

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Mr. Lynde believed the Selectmen weren't ready to move beyond where they were in the discussion. Mr. McDevitt said they received a lot of information prior to the last discussion and didn't think they heard anything new. He felt it was worth doing some investigation as to how they became Class VI roads; however, he wasn't in favor of further studies other than for their own information relative to how they became Class VI roads and what would happen if they allowed others to maintain them.

Mr. Picard asked the Board's position on what he felt was an illegal blockade that was preventing access. Mr. McCarthy stated he needed to speak with Town Counsel and provide information to the Board.

### PUBLIC INPUT

Mr. Scott Jacques, 96 Jeremy Hill Road provided the Board with a folder of information. Mr. McCarthy noted there was information contained in the folder that was not verifiable. The Board reviewed the information. Mr. Lynde saw that it indicated there were two actions by Town Meeting relative to the road; 1923-Article #20 to see if the Town would vote to discontinue the public highway subject to bars and gates and 1934-Article #15 to see if the Town would vote to close, subject to gates and bars, a portion of Tower Hill Road (so called). Mr. Jacques believed that the section of road by his property did not have Class VI status.

Ms. Spencer saw the material but didn't know where it had come from (because it wasn't complete) and didn't know the outcome of the vote. She didn't think they were in any position to accept the information as a factual matter. Without that knowledge, she didn't believe it would make sense to spend a lot of time discussing hypotheticals.

Mr. McDevitt understood that the action of the Town closing the roads subject to gates and bars made them from Class V to Class VI roads. Mr. Jacques believed the important words (in 1934) were 'a portion of Tower Hill Road'. Based on a map he said the portion of the road near his property was not Class VI. He believed the road was turned back to the abutters. The Selectmen said additional information would be needed to substantiate the status. Mr. McDevitt said it would require the Town to take a different kind of vote, which would be to 'completely discontinue' the road. Mr. Jacques said the 1923 Article was for discontinuance, which was two years prior to New Hampshire adopting the class system. He believed the status was unknown. It was Mr. McDevitt's opinion if Mr. Jacques wanted to expend his funds to prove to the Board that the road was a different status than they believed, he needed to do so because the Board wouldn't spend taxpayer money to do so.

Mr. Jacques brought up the issue of water damage to his property which he believed was a result of the work by Mr. Picard. He said his garage flooded with ice, and every time there was real rain he was washed out, which undermined his foundation. He believed the natural watershed of the property/trail had been undone and there were now massive amounts of water coming down the hill.

Ms. Spencer looked at the pictures and felt bad that happened, but felt it was a private legal matter not a matter for Board action. She said if he believed he had a grievance against Mr. Picard the proper recourse would be to take it up as a matter of law not in front of the Board. Mr. Jacques wanted to know in what capacity Mr. Picard was working for the Town on Town land. Mr. McDevitt asked Mr. Jacques if he told Mr. McCarthy he was going to sue the Town. Mr. Jacques answered no. Mr. McDevitt asked if he had ever said that. Mr. McCarthy stated Mr. Jacques had told one of the staff members and not him directly. Mr. McDevitt if in fact that was the case then he would not comment further, pro or con or anything because if they were going to end up in court it was a different discussion. He said once somebody says that, or he hears that somebody says that, he had an obligation (to the other taxpayers) to make sure counsel was involved.

In looking at the photographs Mr. Jacques submitted to the Board, Mr. Lynde didn't think clearing brush would have caused that (damage stated). He said the fact that the road had eroded to the point it had to essentially have gullies in the middle of the road guided the flow. He didn't think cutting brush would have affected it. He said someone would have to change the water way to get the water onto his land. Mr. Jacques believed clearing the brush changed the flow of water onto his property.

Mr. Brendan Wood, 30 Jeremy Hill Road believed prior to discussing a trail they should discuss the logistics of opening a trail that had been closed for 30-40 years. He noted there was a blind spot over the hill where he lived and wanted to know where cars would park to access the trail. He pointed out that thirty years ago the fire trucks were 19ft-22ft long and today they were approximately 45ft+. He said a fire truck to come up to his house they couldn't take a right turn to come up his driveway; it would have to go further up the road, turnaround and come back down. He said if there were any parked cars in that area the fire truck wouldn't be able to get up the hill. Mr. Wood wanted the Board to think about that fact.

Mr. Lynde asked Mr. Picard if he had pulled stumps on the road. Mr. Picard answered no; he did nothing more than clear simple brush. He said he would appreciate if the Selectmen would walk the area to see what he did. He said he hadn't done anything on the hill because he was stopped from doing a simple clearing of brush. Mr. McDevitt said that might be a good idea.

Mr. Paul Steck, 146 Jeremy Hill Road told the Board he owned approximately 1,000ft. along the Class VI road. He said he had been reading a New Hampshire Municipal Law Lecture Series, which speaks to the underlying interest and title to property belonging to the private abutting land owners with each side owning to the center of the highway. He noted the road had been Class VI for approximately 40-50 years and commented that a tree of that age was big. He said it seems someone had been allowed to come in and cut his tree, which according to the lecture series, he owned it. Mr. Steck believed by not cutting trees, the problem solved itself. But if the Board allowed trees to be cut and cleared, it would open the areas. Ms. Forde questioned if Mr. Steck was speaking hypothetically because she heard Mr. Picard state that he hadn't taken anything down that was just ground brush. She asked if someone had taken down a tree. Mr. Steck said there were large dead trees completely across the road. He said they had been cut away and he didn't do it. Mr. Lynde noted there was a large tree that had fallen across from his property that he had cut off and dragged out. Mr. Picard stated he hadn't cut any large-growth trees in the middle of the Class VI roads. He had cut trees that had fallen across the roads and understood that the wood was owned by the abutters, therefore when he cut through them he stacked the wood on both sides and left them there. He noted the law indicates if a tree has a circumference of 15inches and measures at least 4ft. above the ground the owner must be notified in writing before any tree is cut. He said if it is less than that an abutter does not need to be notified. Mr. Picard stated he had not cut any trees; he has cut brush and 'downed' trees. He added that there were no large trees blocking the middle of the roads.

The discussion was concluded.

**Update – Willow Street Bridge Project – the Board of Selectmen to vote on entering into a contract with Evroks Corporation (contract award winner) for the bid amount of the Willow Street Bridge Project and authorize a Town Representative or Selectman to sign the contracts once they are delivered to the Town**

Mr. Lynde said the bids were opened approximately one week ago for the Willow Street Bridge project; there were five bidders present for the opening. He stated that the lowest bidder was a qualified bidder. Mr. McCarthy told the Board that Quantum Engineering was asking the Selectmen to vote to enter into

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a contract with Evroks Corporation for the bid amount of the Willow Street Bridge project and authorize a Town Representative or Selectman to sign the contracts once they are delivered to the Town.

**MOTION:** (McDevitt/Spencer) To authorize Brian McCarthy on behalf of the Selectmen to sign a contract with Evroks Corporation once the State accepts their bid for consideration.

**VOTE:** (5-0-0) The motion carried.

### **Update – Boiler Replacement Project**

Mr. McCarthy stated that the project had begun and the removal of asbestos from the old boiler had been completed. With the completion of the asbestos removal, he expected to get a certification from the State, so the boilers could be removed. He's had meetings with Liberty Utilities and Energy Efficiency Incorporated (managing contractor) to work out where the gas would come in and how everyone would work together. Simultaneously, the boilers at the Fire Station will be replaced. Mr. McCarthy commented that the generators at the Fire Station and Police would be changed from propane to natural gas. He will keep the Board updated.

### **Review – Revised (4/28/18) 2018 Board of Selectmen Budget Schedule**

The Board was provided with a proposed budget hearing schedule and agreed with the dates.

### **Discussion – Draft Beneficiary Environmental Mitigation Plan**

Mr. McDevitt stated it was primarily to raise awareness and not for action. As he read through the State's proposal, he saw they were getting money from Volkswagen as a result of trusts that had been set up. He said the State was directing it toward a number of things, one was 'public government vehicles and equipment'. He felt they needed to keep their eye on the process. He said there may be vehicles at the Highway Department that could be replaced by using the funds. Mr. McCarthy noted there may be grants available to put an energy stations (electric vehicle charging station) at Town Hall.

### **Discussion – Tax Deeding properties**

Mr. Lynde stated the Selectmen would go through a process of tax deeding properties. He said he would speak with the Town Clerk/Tax Collector and Town Administrator regarding such. There were some properties they would have to decide whether or not to do a tax deed. Mr. Viger commented that June 6, 2018 was the last day and he had been told that some of the properties had already come off the roll. He expected that more people would pay their taxes.

### **Update – SAFER Grant (Fire Department)**

Mr. McCarthy told the Board that Fire Chief James Midgley had filed an additional narrative. It was now a 'waiting game' to see when/if the Fire Department would receive the grant. He will update the Board as they continue.

### **Request–Knights of Columbus (Jim Dolan)–collecting donations at the Transfer Station June 2<sup>nd</sup>**

Mr. Viger believed that they would give out tootsie rolls for a donation. Mr. McCarthy added that it was usually done at a public place, such as a supermarket. Mr. Lynde said he had a tendency to decline the request. Mr. McCarthy was concerned about safety due to the vehicular traffic.



Ms. Spencer believed they would have a first amendment concern if they allowed the organization to collect donations. On a whole she felt it was safer and more prudent for them to decline the request. Mr. McDevitt agreed. Mr. Lynde noted if they allowed the organization to collect donations a precedent would be set, and he said the Board couldn't allow that to happen.

There was no further discussion.

#### **TOWN ADMINISTRATOR / SELECTMEN REPORTS**

Mr. McCarthy reported that the new AccuFund software training had begun. He discussed the process and said it was very exciting to be starting the process; there were challenges, but it was nothing that the staff couldn't overcome.

Ms. Forde reported that she had enrolled in a seminar (June 5<sup>th</sup>) offered by the State for emergency preparedness.

Mr. McCarthy commented that he read Facebook and the Town webpage and typically didn't respond because he didn't want to get into a political discussion with anyone. However, there were some issues raised by a citizen about their driveway falling in since Liberty Utilities had installed the gas line across their property. He answered the citizen and contacted Liberty Utilities with addresses for them to fix. Because they worked in the winter, Liberty Utilities expected that type of situation. Mr. McCarthy stated if someone has any issue or problem to bring to the Town's attention, he would appreciate an email to: bmccarthy@pelhamweb.com or a phone call to: 603-508-3074. Doing so would help him track situations.

Mr. Lynde gave a 'shout out' to first grader Molly Baker of the Pelham Elementary School who is the State winner of the Google Doodle Contest. She will now compete nationally for scholarship money and a grant for the school. Ms. Forde noted she would put a link on the Pelham Facebook page to vote for Molly.

Mr. McDevitt commented that he notified the Garden Club about the Rotary Club's offer of trees. He said the problem was the trees were really small and needed to be nurtured until they grew to a certain size. He couldn't think of any place on Town property to put them where their safety would be guaranteed. He said he sent Ms. Forde an email on the subject. There some people willing to take some of them.

Mr. Lynde reported about the recent Planning Board meeting and the plans that were discussed.

Mr. McDevitt spoke about the Board giving permission to Evelyn Dawson (David Drive) (a few years ago) to put a flag pole in a cul-de-sac. He said she was seeking permission to have a landscaper tend to the area. There was no objection.

#### **REQUEST FOR NON-PUBLIC SESSION**

**MOTION:** (Viger/Forde) Request for a non-public session per RSA 91-A:3, II, a (personnel)

**ROLL** Mr. Lynde-Yes, Mr. McDevitt-Yes, Mr. Viger-Yes; Ms. Spencer-Yes,

**CALL:** Ms. Forde-Yes

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It was noted that when the Board returned, after the non-public session, the Board would not take any other action publicly, except to possibly seal the minutes of the non-public session and to adjourn the meeting. The Board entered into a non-public session at approximately 8:30pm.

**MOTION:** (Viger/McDevitt) To leave non-public session.

**VOTE:** (5-0-0) The motion carried.

The Board returned to public session at approximately 8:48pm.

**MOTION:** (Viger/McDevitt) To indefinitely seal the non-public meeting minutes.

**VOTE:** (5-0-0) The motion carried.

**ADJOURNMENT**

The meeting was adjourned at approximately 8:49pm.

Respectfully submitted,  
Charity A. Landry  
Recording Secretary