

*Selectmen's Meeting Minutes*

Monday, August 28, 2017

Present: Chairman Diorio, Selectmen Darcy, Gallagher, McCosker and Rideout; and T.A. Collins.

6:00 p.m. Chairman Diorio called the meeting to order.

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Selectman Gallagher made a **motion** to sign the Manifests of August 21, 2017 and August 28, 2017, second by Rideout. Motion passes unanimously.

Selectman Rideout made a **motion to** approve public and non-public Minutes of 8/14/17, second by Gallagher. Discussion followed. Selectman Darcy noted that he abstained on the splash pad votes during the previous meeting until further information, including information on costs, was obtained. It was discussed with Jill that the Letter of Intent was not done (which was due today) due to lack of information being supplied. It was noted that there was no discussion of a plan for upkeep and maintenance and no documentation to support splash pad numbers. A list of other concerns was brought in at the last meeting, taking precedence. Selectman Darcy indicated that he would now vote *no* on this and that the rest of the board have the ability to bring this back up if they wish. Selectman Rideout clarified that his *yes* vote was to start the process of trying to look for the grant. There was further discussion that if there was receipt of a grant, any remainder funds would need to come from taxpayers. It was determined that the deadline was missed for the grant. Any selectman may bring this matter back up for more consideration. The vote to approve the minutes was taken and passed unanimously.

T.A. Collins asked Chief Faulkner in to discuss concerns re: #4 and other items on the Shooting Range Ordinance. There was discussion on #4 being in there vs. not being in there. Selectman Darcy noted that he saw no problem with 7, 8, or 9. It was discussed that #4 should be rewritten to be clearer and of the possible addition of language for putting up signs on both ends of the trail re: shooting taking place. After further discussion with T.A. Collins, it was decided to leave #10 and Selectmen will direct Chief Faulkner to post if it is in use. Chief Faulkner clarified #4. 4a will be rewritten as clarified, to address nighttime shooting, and the remainder will be left as is. This will be posted under Old Business on the Agenda for September 11, 2017. It was noted that we've had two public hearings, have had input, and intent stays the same.

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James MacDonell, Tax Collector discussed his list with Selectmen. He needed a decision on which they will accept for deed and which they will sign a waiver for in two weeks.

First discussed was 54 and 54a Canal Street (serial #1704 and 1710) plus lot. There was talk of possible interest in this property and T.A. Collins should hear back in a couple of weeks. Different scenarios were discussed. It was noted there is a large water bill, as well. Selectman Darcy made a **motion** to table Canal Street LLC properties for two weeks, second by Gallagher. Motion passes unanimously.

Next discussed was Cole property, serial #241 on Plain Road. It was noted that it is all land. Nothing has been received since February. There was an agreement and it was broken. Selectman Darcy made a **motion** to deed serial #241, second by McCosker. Motion passes unanimously.

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Evergreen Communities, serial #412 on Springbrook and serial #444 on Robbins Streets were discussed. It was noted that this can be denied and that they cannot tear down 3 Springbrook without paying the town. If it is not taken, it will continue to accrue taxes. T.A. Collins noted previously going through the process of demolition and the costs to the town. She suggests a Warrant Article going into an expendable trust for the purposes of taking and demolition. Selectman Darcy questioned whether there was any way to abate a small amount and noted a momentum lately in the numbers going down on delinquencies. The Tax Collector suggested having a representative from Evergreen come in to meet with the Board. Selectman Darcy made a **motion** to table serial #412 and #444, pending discussion with a representative from Evergreen Communities, second by Gallagher. Motion passes unanimously.

The Gembarowski Brattleboro Road property (serial #909) between Sunoco and Phantom Fireworks (wooded lot) was discussed. It was noted that they picked up their card but there has been no communication since 9/27/12. Selectman McCosker made a **motion** to deed serial #909, second by Rideout. Motion passes unanimously.

#1605 on 29 Hancock Street was discussed. Selectman Rideout made a motion to table #1605, seconded by Gallagher. It was noted that the roof was repaired and there was no mold under the roof. After further discussion, Selectman Rideout rescinded his motion and Selectman Gallagher rescinded his second to that motion. Selectman McCosker made a **motion** to deed serial #1605, second by Darcy. Motion passes unanimously.

There was discussion of serial #191 at 3 Warren Drive with the Tax Collector. The property has been empty for years. After discussion, Selectman Darcy noted that he would like to revisit this. James MacDonell noted that it can be revisited at the end of March. Selectman McCosker made a **motion** to waive serial #191, second by Gallagher. Motion passes unanimously.

Discussion on #399 at 8 Ferncroft Drive included that the property is occupied but not saleable. There is a broken payment arrangement. T.A. Collins suggesting waiting until we have a warrant article since there is no money in the budget for these matters. Selectman Darcy made a **motion** to waive (4) properties in parks: serial #399 at 8 Ferncroft Drive, #808 at 43 Gateway Drive, #194 at 9 Freedom Acres, and #1936 at 16 Pine Street, second by McCosker. Motion passes unanimously.

Serial #1507, Levasseur property at 22 River Road was discussed. Status was given and scenarios were discussed. It was also noted that there is a large water bill and water is due to be shut off. Selectman can revisit this in March. Letters will go with each waiver. Selectman Darcy made a **motion** to waive serial #1507, second by Gallagher. Motion passes unanimously.

On Serial #1969, the Richard Mitchell property, Butler Ave., there is a DES concern. It was noted that if the town takes it, DES will expect the town to pay. Selectman discussed this with the Tax Collector. Selectman Darcy made a **motion** to waive #1969, due to DES concerns, second by McCosker. Motion passes unanimously.

There was discussion with the Tax Collector on there being new owners for serial #686 at 7 Starting Gate Lane and #306 at 1 South Road who never filed with the Registry of Deeds. There were liens on these properties. Selectman Darcy made a **motion** to waive all (serial #306 through #1314 on Tax Collector Color Chart dated 8/28/17 – including all in orange, yellow, and green areas), second by Gallagher.

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Motion passes unanimously. It was noted that Selectman Darcy would like to get the process started on serial #306 and #686, once we get the new owner information.

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T.A. Collins presented Open Container Permits for Michael Carrier on 10/7/17 at the Community Center and for Ann Diorio for the Pavilion on 8/18/18 for a reunion. Selectman Rideout made a **motion** to have the Chair sign both Open Container Permits, second by Gallagher. Motion passes unanimously.

T.A. Collins presented an abatement of past interest on Town of Hinsdale tax deed property on Plain Road. Selectman Rideout made a **motion** to sign the abatement of interest, second by Gallagher. Motion passes unanimously.

T.A. Collins informed the Board of an offer in the amount of \$4050.00 for a '79 Pumper Truck at the fire department sent to an auction house. Selectman Rideout made a **motion** to accept the bid and have the Chair sign, second by McCosker. Motion passes unanimously.

T.A. Collins also had a letter from *Coalition Against Bigger Trucks* asking Selectmen to join/support their goal in stopping tractor trailer traffic. Selectman Rideout made a **motion to not support this**, second by McCosker. Motion passes unanimously.

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Under old business, re: Donna Boyd's previous request, Jill informed the Board that she had done some research. In 2008, the Board allowed Donna to extend her 6-month payback (re water) to one year but they did not abate her interest. Discussion followed. Selectman Darcy made a **motion to not abate** interest, second by Rideout. Motion passes unanimously.

T.A. Collins informed the Board that she would like to do workshops re: the personnel policy in the near future and to place that on the Agenda.

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Comments from the Board included a request from Selectman Gallagher for someone to fill in at the next Conservation Commission meeting, as he will be unable to attend. Selectman Darcy discussed the recent Planning Board Meeting attended. The land swap was finalized allowing the school addition project to continue. T-Bird plans to do a subdivision on the northern part of their parcel. There was a girl's school (live-in) proposal brought to the Planning Board. Residents brought their concerns. Sean Leary added that he had sent some information to legal and done some research in order to address citizen concerns. The board will need to vote per ordinance. They will see if the applicant wishes to continue going forward next month. Selectman Darcy suggested a workshop on the smoking ordinance to clarify where the Board stands on that matter. Jill suggested the third Monday of the month to schedule workshops. Chair Diorio noted a Rescue Inc. meeting this Thursday, 8/31/17 at 7 p.m., with representatives of select boards. He plans to attend. He also mentioned J.B. Mack sent information regarding the new bridge. There will be meetings with DOT on September 13<sup>th</sup> at the Hinsdale Town Hall Auditorium and also on September 14<sup>th</sup> in Brattleboro.

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For Citizens Comments, Richard Ferraro spoke, indicating he was from out of town. He indicated he was trying to find out from the town where property is that he believes he owns. He mentioned there was an ancillary probate filing here, and property was "awarded" from the court in Keene. He also mentioned the matter is still open according to the court. He said the property is in Winchester and Hinsdale. After more discussion, Jill indicated that we have no court documentation. It was suggested to Mr. Ferraro that his lawyer should be in touch with the current owner's lawyer, since this appears to be a title issue/legal issue. He was thanked for coming in.

James O'Malley noted that school starts tomorrow. On 9/5, the after-school program starts. He would like the final ordinance on the shooting range to be shared with the school. They will be working with the Town Clerk re: selection on the dog licenses. He also noted that the land exchange is in motion and moving forward. He reminded the Board that the School Board had agreed to go second in March. Keno was discussed. If the town would like to meet with the school board on this, he is sure they'd oblige.

A resident from Oxbow Road thought he needed to attend to address a tax matter, and it turned out he did not.

Donna Suskawicz gave an update on the 13 Canal Street Building and a written donation information sheet for "Friends of Hope Engine Co. 1". She indicated that they previously thought the building was built in 1868, however a map shows it as being built in 1858. She said that a construction company and two architects have looked at it and felt it was "spectacular" and should be saved. She is trying to raise money to move the building. She applied for and became a 501(c)3 under NH Preservation Alliance. Donations are tax deductible and they can apply for grants. She intends to apply for the L-Chip grant to renovate after moving. There will be a meeting this Friday at 1:30 at 13 Canal Street. Selectmen were invited. She has applied for permit(s). Selectman Rideout asked where the building will be moved. She stated it will be cribbed and then hopefully placed. Chair Diorio appreciated her ambition. It was noted that she would need permits and for police to be involved with traffic. She asked if, at Town Meeting, there would be a need to attend in order to vote. It was clarified that people would need to be there to vote, there could be no absentee ballots.

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7:50 p.m. Selectman McCosker made a **motion to go into non-public** meeting under RSA 91-A:3, II (c) reputation, second by Darcy. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

7:59 p.m. Regular meeting reconvened.

Selectman Darcy made a **motion** to seal the minutes of non-public meeting, second by McCosker. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

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7:59 p.m. Selectman Darcy made a **motion to go into non-public meeting** under RSA 91-A:3, II (d) negotiation, second by McCosker. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

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8:01 p.m. Regular meeting reconvened.

Selectman Gallagher made a **motion** to seal the minutes of the non-public meeting, second by Darcy. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

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8:01 p.m. Selectman Darcy made a **motion to go into non-public meeting** under RSA 91-A:3, II (a) personnel, second by McCosker. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

[8:01 p.m. Kim Worden was excused]

8:16 p.m. Regular meeting reconvened.

Selectman Darcy made a **motion** to seal the minutes of the non-public meeting, second by McCosker. The vote is as follows: Gallagher-I, Darcy-I, Diorio-I, McCosker-I, and Rideout-I. Motion passes unanimously.

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8:16 p.m. Selectman Darcy made a **motion** to adjourn, second by Rideout. Motion passes unanimously.

Respectfully Submitted,

Kim P. Worden  
Secretary