



## Office of Board of Selectmen Town of Mason

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Selectmen Meeting 12/8/2020  
Approved Minutes

**Present:** By roll call, using the Zoom platform – Charles Moser, Louise Lavoie, Pete McGinnity, selectmen; Kathy Wile, AA; Brenda Wiley, bookkeeper; Dave Morrison, Road Agent; Members of the public Keith and Kim Grimes. Joined by Erin Darrow, Right Angle Engineering.

**Called to Order:** The meeting was called to order 7:30 PM by Chair Louise Lavoie. The RTK checklist for remote meetings was read, followed by taking attendance by roll call as reflected above.

### **Approvals:**

- Noted that the accounts payable and payroll manifests had been reviewed and approved by all selectmen prior to the meeting.
- Minutes of Nov 24, 2020 had been reviewed. Charlie motioned to accept the minutes of 11/14/20 as written, second from Pete. Roll call vote to accept as written – Louise-aye, Pete-aye, Charlie-aye. Minutes of Nov 24, 2020 accepted as written.
- Minutes of Nov 30 had not been received by selectmen, and will be considered for approval at a future meeting.
- Nashua Regional Planning Board contract for general services in 2021 had been signed by all selectmen prior to the meeting at the same cost as 2020. A discussion on approving a contract for NRPC to assist the planning board on developing a capital improvement plan concluded that it would of good value to the town to get that work done within the year, have professional help, and is a document needed for the Town. All selectmen had initialed the memo in approval of pursuing this contract. Pete motioned to approve putting \$3500 in the PB budget for this contract, second from Charlie. Roll call vote was Louise-aye, Pete-aye, Charlie-aye. This amount will be added to the budget for 2021.

### **New Business:**

- The proposed contract for culvert replacement on Russell Rd was brought to discussion by Erin Darrow. (She had previously emailed the proposed contract to selectmen.) Following discussions she and Dave Morrison, the contractor had revised his numbers to what Erin feels is more realistic for him. Also included is a contingency amount and list of eligible contingencies – this amount could be included in the contract price, or set aside for it. Discussion raised by Charlie regarding ability to encumber monies not contracted for, so decision was made to include the contingency amount within the contract, listing it as a separate line item. Motion from Charlie, second from Pete, to approve the contract with limited contingency changes included. Roll call vote Louise-aye, Pete-aye, Charlie-aye.

Further conversation regarding the timeline for review, comments and approval was discussed. Also discussed was the crucial plan element of cleaning/repairing the dry hydrant. Erin said if it needed complete replacement it could cost up to \$5-6,000. Discussion about adding that amount to the contingency list/line amount. Louise motioned, second from Pete, to add \$5000 to the contingency line for the purpose of replacing the dry hydrant if needed. Roll call vote Louise-aye, Pete-aye, Charlie-aye. Noted that the contingency amounts not spent will revert to the general fund at year's end if not used, and that if the permit is denied the contract is null and void.

Erin will get the contract to the contractor, and once signed, everyone will be notified that the contract has been awarded.

Erin and Dave left the meeting.

- Noted that the budget planning work on the agenda for this evening will be postponed to next week's meeting, as FD numbers had not been completely updated. Brenda was asked to also modify the placeholder in the truck lease line to reflect \$36,000 as bid. Louise will update Brenda tomorrow in the afternoon.

Brenda left the meeting.

- Next on the agenda – Keith and Kim Grimes, representing Pickity Place. Keith explained they had come seeking advice on what to do regarding their neighbors and their continued use of Tannerite which was negatively impacting their business. The most recent event was Nov 21. Police were called, took 20-25 minutes to arrive, by which time the group had dispersed. Grimes' were advised to call PD every time, have them respond and have the incident documented, perhaps having the amount of explosive used computed as well. Other than pursuing a criminal case involving use of excessive amounts of the explosive, a civil nuisance suit might be a possible remedy. Their lawyer might be able to prove an intentional attempt to destroy the business, or a general disturbing the peace issue if others in the neighborhood are willing to complain as well.

A second question for BOS was regarding extending the hours for Pickity Place to 8:30 PM on Friday and Saturday nights. Louise explained that the BOS has no authority to expand an exception granted by the Zoning Board. The Grimes would have to petition Zoning Board to expand their exception, which would involve a public hearing and neighbor/abutter notifications.

The Grimes' thanked selectmen for hearing their concerns, then left the meeting.

### **Old Business:**

### **Informational Items/Communication:**

- Dec 15, 2020 at 10:15 chosen as time to meet with Wally Brown (via zoom) to discuss his department budgets and plans for the schoolhouse.
- Email had been received asking about a potential change in use for a Valley Rd property. Selectmen agreed a proper response would be to advise the potential buyer to hire their own legal counsel for interpretation of zoning and planning ordinances, and more specific information would be needed in order for select office to refer them to the correct land use board. Kathy will respond and cc selectmen.

**Public Forum:** No members of the public were still at the meeting.

**Non-Public:** Motion made by Louise to enter non-public session by RSA's 91-A:3,II(a) and 91-A:3, II(b), regarding current and potential employees. Roll call vote to enter non-public session at 8:32 PM Louise-aye, Pete-aye, Charlie-aye.

Return to Public Session at 8:54 PM. Motion from Charlie, second from Louise, to seal the minutes to protect the reputation of someone other than a member of the board. Roll call vote to seal the minutes Charlie-aye, Louise-aye, Pete-aye.

**Adjournment:**

There being no further business, Louise motioned to adjourn, second from Pete. Louise-aye, Pete-aye, Charlie-aye. Meeting adjourned at 9:09 PM, zoom meeting forum closed by Louise.

Next regular meeting will be Tuesday December 22, 2020 via the Zoom platform, at 7:30 PM.

Respectfully Submitted,  
Kathy Wile  
Administrative Assistant