

Town of Cornish  
Selectmen's Meeting Minutes  
Friday September 7, 2012 2:00pm

Present: Larry Dingee, John Hammond, Merilynn Bourne

1. Merilynn Bourne came in to review paperwork, sign checks and left at 1:45.
2. Jim Barker picked up a building permit application. He asked a question that needed to be dealt with by all three Selectmen and will come back at another time.
3. John Hammond came in at 2:15.
4. Signed checks and reviewed mail.
5. Issued building permit #231-12 to the Cousineau family on Harlarkenden Road for a new shed.
6. John Hammond commented on the number of cars at Cornish Automotive. Selectmen will check the records as to what action should be taken.
7. Reviewed Jones/Parks annexation in order to answer an inquiry from the Town Attorney regarding current use assessment.
8. Bill Fitts came in to report on the status of the work at the Town Hall. Work remaining is electrical and suppression system install at the same time as they do the system at the school. At the appropriate time Bill will attempt to clean and adjust the burners on the range and ovens. He also asked about what to do with one of the refrigerators in the kitchen that doesn't appear to be working. He will check it out and get back to the Board. He submitted a bill for the hours.
9. Larry Dingee reported on the Planning Board meeting last night in regards to the Sharff subdivision on St. Gaudens Road.
10. No bids came in by the 4:00pm deadline for the Town owned property on Harrington Road.

Adjourned, 4:00pm  
Respectfully submitted,  
Larry Dingee, Selectman

Town of Cornish  
Selectmen's Meeting Minutes  
Monday September 10, 2012 6:30pm

Present: John Hammond, Merilynn Bourne, Larry Dingee

1. Wayne Grey met with Selectmen to ask about the process for permitting a portable shed on skids for selling food at baseball and soccer games to raise funds to support school athletics. 6 X 10. Wayne also asked about getting power to the location of the shed. Power would come from the power supply at the CREA Barn. Wayne has spoken with Linda Fuerst and Doug McGrath. A building permit is not required. Selectmen support the project. Wayne asked about the street light by the Town Hall; he would like to remove that light and remove the wire. Put the light on the pole closest to the road. The Selectmen are fine with the concept. Wayne will need to speak with the power company to see what's entailed.
2. Beverly Duval met with Selectmen to follow up on her visit in August. Beverly reported on her conversations with Kyle. She reports that Mike Duval has graded the section in front of the Rennie property. Selectmen stated that Kyle has been instructed to maintain the road as has been done in the past.
3. Carol Rennie and John Auten met with Selectmen. Larry reported that he had a conversation with Mike Duval this morning regarding grading of Old Coach Road and then spoke with Carol about the issue. He remarked he had not had time to fill the board in on those conversations. Merilynn stated it was better to have such conversations in the presence of the full board. Carol expressed her concerns about the town maintaining her private road. Merilynn remarked that there were serious questions about the status of that portion of the road and that there was a good argument for implied dedication and acceptance. John stated that he felt it was a good idea to grade it to prep it for plowing in the winter. Carol stated she does not want a road laid out. Merilynn reminded the board that the town had already paid to have a lay out surveyed. It

was unfortunate we did not know Carol's feelings before that money was spent. Carol said she would like the town to plow the road in the winter but does not want the town to grade the road. Merilynn remarked that it was not appropriate to expect the town to treat the road as private for one purpose and public for another. Larry made a motion to obtain independent legal counsel to advise the Selectboard on the status of that portion of Stage Coach Road which crosses the Rennie property and until such time the town will only provide winter maintenance on that portion. The landowner shall feel free to hire a contractor to do other maintenance with the Road Agent to be consulted as to what he needs to be able to plow the road. John seconded the motion. John and Larry voted "aye", Merilynn voted "no" stating that the Selectboard should seek legal counsel prior to any vote on this issue. The motion passed.

4. Jim Barker met with the Selectmen for a building permit. He has three connected barns and has removed one and will replace it with a larger building, 18 X 22. Approved. On behalf of the Conservation Commission, Jim reported on the conservation easements for the Hammond and Lippfert properties which will be monitored by the Upper Valley Land Trust. Selectmen are being asked to sign for contingent enforcement responsibilities. Merilynn moved to approve the acquisition of contingent enforcement rights for the Lippfert and Hammond properties, seconded by Larry Dingee. John abstained. Larry and Merilynn both voted "aye". The motion passed. Selectmen Bourne and Dingee signed the agreement on behalf of the town.
5. Doug and Mary Ann McGrath met with Selectmen for a permit for the addition of a "mud room" on their home. Regarding the Recycling Center, Mary Ann reports that Will Reed has indicated his interest in continuing in his position at the center. Selectmen stated that Will should come in to see them for formal confirmation. The Selectmen and Road Agent will meet with Mary Ann at the recycling center this Saturday at 8:30am to review the issue of metal recycling.
6. Selectmen called Lucy White to respond to her concerns regarding a letter from Avitar. She was not in. A message was left.
7. Beverly Duval met with Selectmen again to further discuss the road problem. Larry read his motion made this evening relative to the maintenance of the portion of the road in question. Bev stated that the Selectmen did not have the authority to settle land disputes. Bev was told we would be searching for an attorney to help us navigate the issue.
8. Merilynn made a motion to rebid the Rock property with no minimum bid and the Selectmen retaining the right to reject any and all bids. John seconded; Merilynn and John voted "aye", Larry voted "no". The motion passed. The bids shall be due by 6:30pm on October 1, 2012.

Adjourned, 8:45pm

Respectfully submitted,

Merilynn Bourne, Selectwoman

Town of Cornish  
Selectmen's Meeting Minutes  
Friday September 14, 2012 2:00pm

Present: John Hammond, Larry Dingee, Merilynn Bourne

1. Selectmen reviewed mail and signed invoices.
2. Merilynn reported to John and Larry that Selectmen's Minutes show that on August 22, 2011, John Auten, attorney for Carol Rennie, met with Selectmen and stated that Carol was agreeable to a road layout. On August 26, 2011, John and Larry met on site with Carol Rennie, John Auten, Kyle Witty and Laird Klingler to walk the proposed layout and Ms. Rennie again stated she was agreeable to the layout. As a result, the town hired a surveyor and paid the expense with tax payer's dollars. Merilynn would like to see Ms. Rennie reimburse the town for the surveyor now that she has stated she is not agreeable to the layout. John feels a letter should be sent to Ms. Rennie, along with a copy of the minutes from those two meetings, requesting reimbursement.
3. John reported on a conversation with John Furgat regarding a missing boundary pin on his property on Jackson Road. Mr. Furgat will come in to speak with the Selectmen about the issue.

4. At her request, John called Marie Stevens. Marie is concerned about the level of dust from traffic on her South Parsonage, especially during soccer season. Selectmen will speak with the Road Agent about the issue to see what he can do.
5. Selectmen called the Highway Dept. to pass along the concern. Selectmen will also mention it to Kyle at the Recycling Center tomorrow.
6. Kyle Witty came to the office to meet with Selectmen. John passed along the concern about the dust level on Parsonage. Kyle stated he is out of calcium chloride but will be picking some up.
7. Rich Heim met with Selectmen for a building permit for a house.
8. Christine Filmore from the LGC called the Selectmen to discuss a road issue.
9. Selectmen called Bernie Waugh to ask about representation.
10. John Furgat met with Selectmen to discuss his concerns about a missing pin on his lot. Mr. Furgat thinks the grader may have cut the pin out. There was a discussion regarding the lot John bought from Edna Guest. Selectmen pointed out to John that the lot he bought has never been subdivided off the main lot. John was advised to seek an attorney's opinion. John stated there is a beaver issue again. He is having a trapper come in to remove the beavers.
11. Bill and Lois Fitts met with Selectmen. Lois reported on the status of the piano donated by Audrey Jacquier. It's tuned and ready to go. It will stay on the floor until there is room on the stage. Selectmen will send a letter thanking Audrey for the gift. Bill reported that he checked the refrigerator at the town hall and it is not functioning. The Selectmen authorize Bill to remove it from the town hall.

Adjourned, 5:00pm

Respectfully submitted,

Merilynn Bourne, Selectwoman

Town of Cornish  
Selectmen's Meeting Minutes  
Monday September 17, 2012 6:30pm

Present: John Hammond, Merilynn Bourne

Absent: Larry Dingee

1. Selectmen reviewed mail, signed invoices and checks.
2. Travis Wright from "Jeff's Rubbish Removal" met with Selectmen, per their request, to review the current contract. The town pays Jeff's Rubbish \$15.00 a month to remove items from the Swap Shop and bags of refuse that are left that can not be recycled. All other fees are "User" paid. Travis has a list of costs for things like TVs, tires, tires on rims, sofas, refrigerators, etc. Selectmen Hammond stated that he feels the current arrangement is working very well. Merilynn added that everyone seems satisfied with the service and the rates. Travis only charges \$5.00 for TVs when most places charge \$10.00. Residents are well served. Merilynn made a motion to renew the current contract at the current rates for 3 more years. John Hammond seconded the motion. The vote was in the affirmative and unanimous. John signed the contract as Board Chair.
3. Sandy Guest met with Selectmen to discuss the sale of a piece of land that appears not to have been subdivided from the main piece. John explained that we could not find any paper work indicating a lot of record. Sandy stated that her lawyers told her it did not need to go through subdivision as it was bounded by the road and Furgat's driveway. The Selectmen contacted Heidi Jaarsma to ask for direction. She stated that Sandy should come to the next Planning Board meeting to go through the formal process. Town roads are not treated as boundaries.
4. Mary Ann McGrath met with Selectmen to ask about a port-a-potty for the Recycling Center for next year. John advised Mary Ann to include the request in her 2013 budget proposal. Mary Ann reported that things are going very well at the Center.
5. Mary Curtis asked for September 18<sup>th</sup> as a vacation day. Selectmen approved.
6. There were no visitors or calls from 7:15 through 8:00pm. Selectmen voted to adjourn.

Adjourned, 8:00pm  
Respectfully submitted,  
Merilynn Bourne, Selectwoman

Town of Cornish  
Selectmen's Meeting Minutes  
Friday September 21, 2012 2:00pm

Present: John Hammond, Larry Dingee, Merilynn Bourne

1. Selectmen reviewed mail and signed invoices.
2. Selectmen called LGC to ask about municipal representation relative to Northern New England Telephone Operations' lawsuit for tax abatement. The staff attorney contacted said LGC is not coordinating any response but gave the names of two firms trying to pool the resources of several towns.
3. Larry reported on the Planning Board meeting related to tree removal on St. Gaudens Road (scenic). A representative of the utility company (PSNH) was present at the meeting to explain the process and the reasons for tree removal. Larry further reported on the Sharff subdivision application and the driveway application. There is an issue of lack of line-of-site at the location being proposed for the driveway.
4. Selectmen called the Town Attorney and left voice mail.
5. John reported on a call from Jeff Stevens regarding painting and work on town buildings. Jeff will submit an estimate for the work.
6. Selectmen left the office at 3:30 for a site walk of the Scharff property. Returned at 4:20.
7. Ryan Higgins met with Selectmen for information about the Rock property. Taxes would be about \$1500 in its current condition.

Adjourned, 4:35pm  
Respectfully submitted,  
Merilynn Bourne, Selectwoman

Town of Cornish  
Selectmen's Meeting Minutes  
Monday September 24, 2012 6:30pm

Present: John Hammond, Larry Dingee, Merilynn Bourne

1. Selectmen reviewed mail and signed invoices and checks.
2. John reported on a septic dig for Mike Lemieux. Mike reports that he would be interested in crushing gravel for the town. He owns a lot on Mace Road.
3. Kit Lord met with Selectmen for a permit for a modular home. Selectmen explained the setbacks and the requirements for the septic system. Kit will fill out the permit and return it.
4. John Hammond moved to decline the offer of site distance maintenance easement on the proposed subdivision of the Sharff property on St. Gauden's Road. Larry seconded. The vote was unanimous and in the affirmative.

Adjourned, 8:30pm  
Respectfully submitted,  
Merilynn Bourne, Selectwoman

Town of Cornish  
Selectmen's Meeting Minutes  
Friday September 28, 2012 2:00pm

Present: John Hammond, Merilynn Bourne, Larry Dingee

1. Selectmen reviewed mail and signed invoices.
2. Selectmen contacted the attorney for the State of NH – Dept. of Health & Human Services, to discuss the Rock property lien which was brought to the attention of the board by a bidder. The state's attorney reported that there is, indeed, a lien by the state and it would need to be satisfied in order for the title to be cleared. Selectmen will follow up.
3. Selectmen met with the Road Agent. There was a discussion about potential gravel sites in town and his research of these site. Kyle reports that the research work has not been started. The Road Agent was asked about his new truck. Kyle reported that he will be meeting with the truck dealer next week to lay out the controls. The truck should be ready in 3 weeks. Kyle was asked about water testing for the eye wash station. He has not submitted a sample yet and stated he will get to it soon.
4. Larry moved to appoint Rebecca Thomas to the Conservation Commission, seconded by Merilynn. The vote was in the affirmative and unanimous. John reported on the Conservation Commission's vote to give voting powers to the Selectmen's Liaison. That vote has been rescinded due to concerns about conflicts of interest. The Selectmen appoint members to the Conservation Commission. Larry commented that the Selectmen also appoint members to the Planning Board and a Selectman represents the town on that board and has a vote. Merilynn stated the practice should be reviewed by town counsel or the LGC.
5. Selectmen called Avitar to ask who they are that they are working with on the Fairpoint law suit. Gary stated that Rob Upton, a utility specialist, is Avitar's choice for legal representation. Gary stated that Avitar also contacted the Mitchell group and Michael Ramsel. \$150 per hour is the potential rate. If all 50 towns get together, each town pays 1/50<sup>th</sup>. To date, Avitar has 8 towns signed on. Gary explained that he would charge for his time spent with our attorney if we went "solo", as that time is outside the scope of our contract.
6. Selectmen called Rick Mellow to report on the lien situation on the Rock property.
7. Selectmen spoke with Town Counsel regarding the Rock property and the Avitar request for consolidation on the Fairpoint action. Mike will research the Rock file for the state's lien. Mike feels it makes sense for the town to consolidate relative to the Fairpoint suit. Selectmen also reported to Mike that due to his conflict of interest on the Stage Coach Road issue, the board has solicited the advice of Attorney Waugh. Mike was grateful for the update. Mike reports that the tax collector is the one responsible for notifying the state of a deed taken on property liened upon by the town. We need to ask her if she did. Called Reigh Sweetser to ask. She did remember that she did not notify the state because she did not know she was supposed to.
8. Selectmen called Attorney Waugh to ask about consolidation of towns for the Fairpoint suit. Attorney Waugh was not in. Selectmen spoke with Attorney Sean Tanguay. His firm is looking to bifurcate the case. Sean Tanguay.
9. Larry left the meeting at 4:08pm.
10. Scott Rheute met with Selectmen to report on the status of the new fire truck. Scott presented the Selectmen with an invoice for \$208,863.29 given to him by Dingee Machine. The truck will be able to be delivered on or about Tuesday, October 9<sup>th</sup>. Selectmen will have the check ready for 48 hours after acceptance per the contract between the Town and Dingee Machine. The Selectmen also directed the Chief to request proof/cerification of roll stability and a statement of certification from Dingee Machine.

Adjourned, 5:00pm

Respectfully submitted,

Merilynn Bourne, Selectwoman