

Town of Bartlett Board of Selectmen

Meeting Minutes: February 8, 2008

Attendance: Chairman Gene Chandler, Douglas Garland, Jon Tanguay

Reporters: None

Meeting opened at 08:35 AM.

Betsy and Frank Lewenberg (1RT16A-38-HL5/6) representing five residents of Pumpkin Hollow are upset that they weren't notified of the building the O'Neil's (1INTPK-0WAS-XX1) are planning on doing in what has been considered as wetlands. B. Lewenberg explained that they built their house in 1994 and in 1995 they tried to buy the adjacent land and they hired H. E. Bergeron, Engineers, to survey the property and the engineer concluded that the wetlands couldn't be developed and that there might be two sites at the top but the rest would stay as wetlands. In June 2007 they spoke to Dave Publicover, Planning Board Chairman, and he had stated that what had been presented to them was for subdivision, only then in November 2007 Pat McCabe sent a letter that she heard they were developing in five parcels with two houses. Frank Lewenberg stated that they had expected to get a notice as abutters when they saw work going on but they never heard from the Town. Frank Lewenberg said that he noticed pink ribbons where it was wet and that even in the winter you can see the wet through the snow. Betsy Lewenberg is upset that the abutter notification went to the wrong address as it went to the father of the owner of the unit so no one knew about it and they did not get a chance to speak at the public hearing. She also stated that this owner is in the Merchant Marines and is not part of the association. Chairman Chandler explained that we aren't involved in the wetlands issues as that falls under the State. Betsy replied that the State was given the wrong information as the town records are incorrect. Lynn Jones, AA, explained that we have no reason to know homeowners and the wetlands bureau should have done research at the Carroll County Registry of Deeds. Selectman Garland inquired if Kevin Donovan (1INTPK-WAS-50), who had previously spoken to the Selectmen, had come in to talk to the Bartlett Conservation Commission about the wetland concerns. Betsy Lewenberg asked if the Selectmen as elected officials could request the Conservation Commission to look into the wetlands issue. Chairman Chandler replied that they could request the Conservation Commission to take another look at the project, but he felt the Lewenberg's should check with Kevin Donovan to see if he met with them and what happened at that meeting. Selectman Garland stated that the person's father who received the notice should have

forwarded it. Chairman Chandler inquired if the Lewenberg's had gotten any response from the State. Betsy Lewenberg said they tried to get the permit suspended but the State can't suspend the permit as the town provided them with the name on the tax map so they did the job right. The problem was with the name on the tax map as someone did sloppy work. Chairman Chandler inquired where the planning board stands on the property right now. Selectman Garland stated that they have a State approval for 5 units. The subdivision that was originally two units was redesigned and showed four units and now when they applied it is a five unit subdivision. Selectman Garland also stated that he understands that the former chairman of the Conservation Commission, Arthur Heigl, had concerns and looked at the pumping under the stream and he believes the new chairman, Robert Stone, has also looked at it. He believes that the State is okay with the project as long as they can identify with some high land. Betsy Lewenberg replied that when they had the property looked at in 1995 by the engineer/soil scientist it was considered wetlands and there needs to be a conservation commission law association and declare that the process was flawed and should be started again. Chairman Chandler stated that their issues were with the Planning Board and the Conservation Commission not the Selectmen. Betsy would hope that the Selectmen as officials would speak to the Conservation Commission as this whole thing is frustrating. Chairman Chandler replied that they would do that if they needed them to do so but they should check with Kevin Donovan to see if he did contact them and what the results were. Selectman Garland stated that the abutters should ask the State to look at the new plans and he would be surprised if they didn't agree to do that as he doesn't see how they could build a house on the high spot without affecting the wetlands. Chairman Chandler suggested that the key thing to do is to get the State back up here and make sure they still agree and the Conservation Commission should get DES up here to review what is now going on. Selectman Garland suggested that when the State does the review that we need clarity on whether it is a two or five lot subdivision so that we can make sure that everyone is on the same page. Selectman Garland also suggested that they talk to Kevin Donovan to make sure he did speak to the Conservation Commission, to ask for clarification from the State and ask them to come out and do another inspection. Selectman Garland also stated that at some point someone gave that address of unit 1 to the Town as the contact person and the Association should have taken some responsibility to notify the Town that the address had changed. Betsy Lewenberg stated that

Mr. Tobin had notified the Town of his address change. Selectman Garland suggested that they have their engineer draw up a letter that states the land should be undevelopable. The Lewenberg's will get in touch with their engineer and make contact with Kevin Donovan in reference to the Conservation Commission.

Selectman Tanguay made a motion at 09:30AM to enter nonpublic session to discuss a personnel issue with the Jackson Selectmen (Chairman Gary Allen, Selectman Gino Funicella, Selectman Bea Davis) according to RSA 91-A:3 (a). Selectman Garland seconded the motion. Motion carried unanimously. Chairman Chandler made a motion at 10:00 AM to end the nonpublic session. Selectman Garland seconded the motion. Motion carried unanimously. Selectman Garland made a motion that the minutes be sealed. Chairman Chandler seconded the motion. Motion carried unanimously.

Rick Murnik, Bartlett Jackson Ambulance Director, met with the Bartlett and Jackson Selectmen to discuss purchasing a new ambulance. Murnik explained that the present ambulance has about 33,000 miles and it is going to cost somewhere between 6-8 thousand dollars to do maintenance to the vehicle as the brakes need to be done and it costs \$1800.00 each time they are done. The trade in value right now would be between 25-28 thousand and the cost of a new ambulance is \$149,849.00 for a Ford and \$10,000 less for a Chevrolet. The present ambulance would have to have a refrigerator and cabinets installed to keep up with the State requirements. Jackson Chairman Allen stated that cost of maintenance is normal. Murnik stated that the ambulance is in pretty good shape, but if we keep it we will get a lot less for the trade in value. Selectman Funicella inquired what the life expectancy is for an ambulance. Murnik replied 3-5 years. Selectman Garland inquired what the mileage was on the last ambulance that we had. Murnik replied less. Selectman Tanguay reinforced that the installation of a refrigerator needs to be done. Bartlett Chairman Chandler remarked "we buy a new ambulance because we want a refrigerator". Murnik explained that Bartlett Jackson Ambulance carries some specialized equipment that North Conway Ambulance doesn't and that we can't have things on shelves coming down on people and that now they have seat belts for the attendants because of all the accidents that ambulances have been getting into. Jackson Chairman

Allen inquired why the ambulance doesn’t use drop chains. Murnik explained that they are expensive and so far they have never had a need for them. Bartlett Chairman Chandler inquired with Murnik the concern of what seems like a lack of response from the ambulance department with North Conway Ambulance having to fill in for us and why that is happening. Murnik explained that part of the problem is that people don’t take care of each other anymore and that they all have full time jobs and aren’t always allowed to leave work as each call takes a minimum of two hours to do. Murnik went over the membership roster with the Selectmen. Selectman Funicella would like to explore the idea of perhaps the firemen and police department becoming EMT’s to help out with the lack of personnel as we have to have coverage. Murnik stated that they have a mutual aid agreement with North Conway Ambulance which works very well. Bartlett Chairman Chandler stated that we need to have someone on call and not just hope someone is around. Murnik replied that they do have a list, and some sign up on the internet instead of coming into the office and he doesn’t feel that works as well. He also explained that they do a lot of cell calls from one member to the other. Selectman Tanguay stated that the ambulance department has not been active enough in soliciting new members. Selectman Garland inquired what the rate of pay is. Murnik explained that if they are on call for a day shift they receive \$25.00 and if they are called out they receive an additional \$30.00 per call and the on call rate for the night shift is \$15.00. Selectman Funicella replied that perhaps we should look at increasing the rate and also into seeing what it would cost to hire North Conway Ambulance to cover Jackson and Bartlett full time. Murnik inquired what the Selectmen are planning on doing about the purchase of the new ambulance. Selectman Funicella stated that Jackson already has their money there and they are leaving it up to Bartlett. Selectman Garland stated that his main concern is the lack of man power. Selectman Garland and Chairman Chandler voted no on the purchase of the ambulance. Selectman Tanguay voted yes. Bartlett will not support the purchase of the new ambulance.

The Selectmen discussed hiring, number of hours needed and the pay etc. for a third attendant at the transfer station. Selectman Davis also inquired if it would be possible to look at having the transfer station open for some morning hours. Jackson Chairman Allen suggested that perhaps they try it on Sundays. Selectman Tanguay suggested that they inquire from Jon

Edgerly, Transfer Station Manager, if he felt this would work and if he would want to experiment with the idea. Bartlett Chairman Chandler commented that history hasn’t proved that this works well.

Selectman Funicella inquired about the warrant article that Jackson wants to put on the Bartlett town warrant that would allow Jackson to build a Jackson town garage/salt shed at the transfer station. Bartlett Chairman Chandler believes that this is not a good idea and will end up causing a huge rift between the two towns.

The Jackson Selectmen left the meeting at 11:35 AM.

Lynn Jones, AA, discussed the following:

- 1.) A building permit application for unit 7 at Bearfoot Creek as the septic design that was given with the application was for units 6, 7 & 22 without a separate approval for the tank as now required by the State. There is also an issue of the setback from the center line of the road. The building permit application will be returned for more details.
- 2.) A building permit was submitted for a home on Parker Ridge Road. The Selectmen discussed the setback requirements from the center of the road and it was decided that this is a private parcel of land with a private home and the setback from the center line of the road should be 60’.
- 3.) The Selectmen discussed a legal issue.
- 4.) The Selectmen went over the budget and the warrant articles were discussed.

Selectmen reviewed correspondence, building permits, signed letters and checks prior to and throughout the meeting.

Meeting adjourned at 1:10 PM.

Respectfully submitted,

Brenda Medeiros, Sec.