

APPROVED 6/5/95

TOWN OF NEW BOSTON  
SELECTMEN'S MEETING MINUTES

May 15, 1995

A regular meeting of the Board of Selectmen was called to order at 7:00 p.m. by Chairman Pimenta.

**PRESENT:** Michael S. Pimenta, Chairman  
Darlene M. Goodin, Selectman  
Gordon A. Carlstrom, Selectman  
Todd I. Selig, Town Administrator

The Selectmen did not have an opportunity to review the minutes of the May 8, 1995 Board of Selectmen meeting.

Mr. Kris Stewart came before the Selectmen to discuss Mountain Road and the gravel pit he hopes to open in Lyndeborough. Mr. Stewart stated that he would like to be able to upgrade Mountain Road by widening it, improving drainage, etc. to make it suitable to drive his gravel trucks on. Mr. Stewart stressed to the Board that he is a first rate gravel operator who does not rape the land or take advantage of the communities in which he does work. Mr. Stewart said that he would be willing to replace the culvert at the bottom of Mountain Road if the Town allows him to utilize the road for his gravel trucks. Mr. Stewart also promised to follow the Town of New Boston's operating guidelines for gravel pits even though his proposed pit is in Lyndeborough. Mr. Stewart ultimately plans on putting in a five lot subdivision at this location. The Board of Selectmen are considering posting Mountain Road "No Through Trucking" but are waiting for Town Counsel's input before any decision is made. The next public hearing on the proposed gravel pit in Lyndeborough will be held in Lyndeborough on June 14, 1995, at 7:30 p.m.

Mr. Joe Foistner, Mo Mansfield, Tom Mansfield Jr., and Warren Houghton came before the Board of Selectmen at 8:00 p.m. Mr. Foistner was scheduled to speak on assessing issues surrounding his and the Mansfield's property on Joe English Road. Upon arriving, Mr. Foistner presented the Board with a 90 page packet, only 19 pages of which applied to the assessing issue for which Mr. Foistner was originally scheduled. The remainder of the packet insinuated that both past and present Planning Board members, Fire Ward members, Selectmen, and various Town employees and volunteers had conspired against Mr. Foistner between 1985 and 1995. Mr. Foistner, who had been scheduled from 8:00 p.m. to 8:30 p.m., spoke until approximately 8:50 p.m. on issues ranging from his experience as a fraud investigator for various governmental units, to reciting a poem, to the definition of "fraud," "conspiracy," "negligence," and "conflict of interest."

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Mr. Foistner did not, however, make specific allegations beyond the fact that many individuals who participate in New Boston Town government happen to be related or are socially acquainted with one another. Members of the Board of Selectmen asked Mr. Foistner time and time again to address the assessing issue for which Mr. Foistner had originally been scheduled. Mr. Foistner would not address the assessing issue in a detailed or direct way with the Selectmen at this meeting. At approximately 8:50 p.m., the Selectmen asked Mr. Foistner to leave as the Board had a subsequent appointment with the New Boston Baptist Church scheduled for 8:30 p.m. The Board scheduled another meeting with Mr. Foistner to discuss his concerns on May 22, 1995, at 8:30 p.m., in the Selectmen's Office.

Members of the New Boston Baptist Church came before the Board of Selectmen to discuss large building fire code issues surrounding the recently installed classroom structure at the Baptist Church. Representatives from the Church included: Doug Manter, Kevin St. John, Mark Bailey, Pastor John Williamson, Jim Dane, June Richmond, Mark Richmond, Reed Wilson. Each of these individuals serve on the Church Master Plan Committee except Mr. Wilson and Mrs. Richmond. The Church delegation asked the Board of Selectmen to serve as a liaison between them and the Fire Wards. Members of the Church are extremely frustrated because the Fire Wards have not, according to the Baptist Church, outlined exactly what they would like to see done to the existing structures on the Church's property to make the classroom fulfill the requirements of the New Boston large building fire code. Mr. Kevin St. John asked the Selectmen to become "part of the solution" in resolving the fire code issues at the Baptist Church. The Board will speak with the Fire Wards to see if they would be agreeable to taking part in a meeting between members of the Fire Wards, Selectmen, Baptist Church, the Town Administrator, and the Fire Inspector. It was felt that such a meeting might give the Baptist Church a better idea of the requirements which would have to be met before the Fire Wards could issue an occupancy permit to use the new classroom. This issue originally came to light because the Town's Building Inspector issued a building permit to the Baptist Church for the installation of the classroom building before ensuring that all of the large building fire code regulations had been met satisfactorily.

Town Administrator Selig informed the Board that the Town has received three bids for repairing the slate roof on the Town Hall: Ed Benoit Roofing - \$2,800.00; Roofscapes by Peter - \$2,700.00; and Allstate Roofing Service - 3,750.00. The Board asked that Mr. Selig bring in the two low bidders to meet the Selectmen.

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The Town received a check from Nixon, Hall & Hess Professional Association for \$4,177.20. This dollar amount represented an overpayment for 1994 Town legal expenses.

The Board received a letter from Bruce Transportation commending Lee Murray and the New Boston Highway Department for their great work this winter.

The Board of Selectmen asked Town Administrator Selig to have Lee Murray contact Mr. Edward Lee of 260 Clark Hill Road to arrange a time for the Highway Department to fill the abandoned well across from Mr. Lee's driveway. All of the members of the Board of Selectmen have not yet had an opportunity to look at the rock garden in front of Mr. Lee's house which lies in the Town's right of way. After the full Board has had a chance to look at the rock garden, a decision will be made as to whether the rock garden can continue to remain in the Town's right of way.

The Board of Selectmen received a letter from the New Boston Conservation Commission regarding wetlands at the proposed ball field site across from the New Boston Transfer Station. According to the Conservation Commission letter, wetlands at the property encircle a large portion of the premises. To determine how the proposed construction would impact these wetlands, it will be necessary for the baseball field committee to take specific measurements using flags to mark along the boundary of the proposed ball field. In addition, the letter states that significant erosion has been occurring along the entire right field baseline of the present field. New construction would likely have similar consequences. The Conservation Commission feels that erosion issues involving the present field should be dealt with in conjunction with any proposal for new fields.

The Board signed a parade permit for the Fourth of July Association for the July 4, 1995, celebration.

Town Administrator Selig estimated that it would cost between \$800.00 and \$1,200.00 to hold a special town meeting for the purpose of rezoning the Playground Association's R.R. Depot from residential to commercial. The Board has not heard back from Holly Bowen of the Playground Association regarding how the organization would like the Board to proceed with its request to hold a special Town meeting. The Playground Association is also looking into the feasibility of filing for a use variance for the R.R. Depot.

The Board asked Town Administrator Selig to invite the two applicants for the Recreation Department's 15 hour per week secretarial position in for interviews in the next few weeks.

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The Board of Selectmen asked Todd Selig to have Police Chief Jim McLaughlin bring in a sketch of how he would like the landscaping to look around the new Police Station at his next monthly meeting.

Mr. Willard Dodge of New Boston has written to the Selectmen and has requested that the Board provide him with minutes from the Selectmen's meetings from the beginning of 1995 to the present. Mr. Dodge has indicated that he will pay for the copying charges and any postage that will be needed. Town Administrator Selig was instructed to charge the normal copy price of \$.25 per page for all copies made.

The Board reviewed and signed payroll and accounts payable checks.

Chairman Pimenta signed pistol permits.

The Board signed intent to cut forms.

Respectfully submitted,



Todd I. Selig  
Town Administrator