

**TOWN OF WALPOLE  
MEETING OF THE SELECTBOARD  
JUNE 6, 2019**

Selectboard Present: Steven Dalessio (Chair); Peggy Pschirrer; Cheryl Mayberry

**CALL TO ORDER:** Mr. Dalessio called this meeting of the Selectboard to order at 6:30 PM in the Walpole Town Hall. He advised this meeting is being recorded and asked anyone wishing to speak to identify themselves for the record. There was two members of the public in attendance; Mr. Ray Boas and Mrs. Kara Dexter.

**PUBLIC BUSINESS:**

Mr. Dalessio wanted to recognize a big event that happened in the Town of Walpole today. Through primarily Mrs. Peggy Pschirrer's efforts along with other agency efforts around the state plus office help from Mrs. Sarah Downing and Mr. Rich Kreissle, they were able to get this big figure of \$500,000 from the US Environmental Protection Agency (EPA) to clean-up the former Westberg Central Plating site in the Village. Mrs. Pschirrer explained we will get the \$500,000 because they have granted the waiver of a match of \$100,000. Mr. Dalessio advised we now have almost all the money needed to clean up the site without using taxpayer's monies. Mrs. Pschirrer pointed out that Walpole is the only Brownfields site that was given a Clean-Up Grant in the state this year. The announcement was made at the Nashua Regional Planning Board today. A good part is that the Nashua Regional Planning Board also got a Grant but an Assessment Grant, as did two other Planning Commissions. Mr. Mike McClusky of the Environmental Services (DES) gave us all kinds of kudos because he stated we had all kinds of perseverance and noted that Walpole got its Grant on its first effort. Mr. Dalessio said it is highly unusual to have a Grant awarded on the first try. Mrs. Pschirrer advised they worked on the Grant for three years but the final submission was worked on in the last six weeks. She had a great deal of help. Mr. Dalessio noted it was a series of events to get to this point. It is a "Great Day in Walpole". Mr. Boas will be publishing an article on this Grant in the Clarion.

**CLASS VI PORTION OF OLD STAGE ROAD:** Mrs. Kara Dexter was present to ask if the Old Stage Road has a section designated as Class VI, found on the Town of Walpole Map 3, between Lot 30 and 39 that is still considered as a Class VI, unmaintained town road which is open for public use. There is a gate across the road. There is a No Trespassing sign in the middle of the gate and the gate is locked with a chain. She provided the following information. According to NH RSA Title XX Transportation, Chapter 229 Highway System in the State, Section 5, Paragraph VII, Class VI roads are subject to gates and bars. Chapter 231, Section 21-a, Paragraph 1 states the gates or bars maintained by private landowners shall be erected so as not to prevent or interfere with public use of the highway, and shall be capable of being opened and reclosed by highway users. United States Code, Title 43, Chapter 25, 1063 says no person, by force, threats, intimidation, or by any fencing or enclosing, or any other unlawful means, shall prevent or obstruct or shall combine and confederate with others to prevent or obstruct, any person from peaceably entering upon or establishing a settlement or residence on any tract of public land subject to settlement or entry under the public land laws of the US, or shall prevent or obstruct free passage or transit over or through the public states.

NH RSA Title XX, Chapter 231, Section 21-a, Paragraph 1 also says the selectmen may regulate such structures to assure such public use, and may cause to be removed any gates or bars which fall into disrepair or otherwise interfere with public use of the highway. Paragraph 1 says even though Class VI highways are not subject to any municipal duty of care or maintenances, the municipality shall have the same regulatory authority over such highways as is the case with Class V highways, including, but not limited to the authority to regulate their use, to regulate the excavation or disturbance of such highways, to regulate driveways and other access, and to establish weight limits.

Mrs. Pschirrer asked if Mrs. Dexter was going to ride through there. Mrs. Dexter explained she does not have a problem with the landowner or the gate. Mr. Dalessio stated that clearly if it is a Class VI road there cannot be a lock on the gate. Mr. Dalessio advised that Mr. Mike Rau, Road Superintendent, will be checking this area on Monday to evaluate that section of road. If it is a Class VI road and there is a lock on the gate the Town will notify the property owner that they have to remove the lock. He thanked Mrs. Dexter for bringing this to their attention. Mrs. Dexter cleans-up along the roads and, among other items, has picked up almost 1,000 bottles and over 1,000 cans so far this year.

**ACCOUNTS PAYABLE:**

Ms. Mayberry moved to accept the Accounts Payable Check Register in the amount of \$332,075.48 for checks issued June 7, 2019. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

The above amount includes \$75,000 for the Walpole Fire District, Article #5 for Operating Expenses, \$125,000 for Heavy Equipment Capital Reserve Fund for the Walpole Fire Department and \$75,000 for the Building Renovation Capital Reserve Fund for the Walpole Fire Department.

**PAYROLL:**

Ms. Mayberry moved to accept the Payroll Check Register for the week ending June 1, 2019, in the amount of \$27,963.02 and the electronic fund transfer for the 941 Employer Taxes in the amount of \$5,460.21. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**SELECTBOARD MEETING MINUTES:**

**STAFF MEETING MINUTES – May 16, 2019:** Ms. Mayberry moved to accept the Minutes of the Staff Meeting of May 16, 2019, as submitted. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the Minutes were approved.

**SELECTBOARD MINUTES – May 23, 2019:** Ms. Mayberry moved to accept the Minutes of the Selectboard meeting of May 23, 2019, as submitted. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the Minutes were approved.

**NON-PUBLIC SELECTBOARD SESSION – May 23, 2019:** Ms. Mayberry moved to accept the Minutes of the Non-Public Selectboard Session of May 23, 2019, as submitted. These Minutes will remain sealed. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the Minutes were approved.

**SELECTBOARD MINUTES – May 30, 2019:** Ms. Mayberry moved to accept the Minutes of the Selectboard meeting of May 30, 2019, as submitted. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the Minutes were approved.

**NON-PUBLIC SELECTBOARD SESSION – May 30, 2019:** Ms. Mayberry moved to accept the Minutes of the Non-Public Selectboard Session of May 30, 2019, as submitted. These Minutes will remain sealed. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the Minutes were approved.

**COMMITTEE REPORTS:**

The Selectboard received and reviewed Minutes of the following meetings:

- Trustees of the Trust Funds Minutes – May 10, 2019;
- Conservation Commission Minutes – May 23, 2019;
- Planning Board Workshop Minutes – May 28, 2019.

**PROPERTY TAX ABATEMENT:**

**MAP and LOT #003-082-CL6:** Ms. Mayberry moved to grant the Property Tax Abatement in the amount of \$587.00 for Tax Year 2019 for Centralarm Monitoring Inc. at 88 Scovil Road, Map and Lot #003-082-CL6. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**BUILDING PERMIT:**

**KIM SURLS, 132 Hooper Road, Map and Lot #008-015-002:** Ms. Mayberry moved to approve Building Permit No. 2019-21 for Kim Surles to build a “10’ x 12’ Shed” at 132 Hooper Road. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**OLD BUSINESS:**

**Water and Sewer Receipts to Date:** The Selectboard acknowledged receipt of the Water and Sewer Receipts to Date. As of June 5, 2019, 83/.2% was paid for the Q1 – 2019 Billing.

**Spivey’s Response Letter:** Ms. Mayberry moved to approve the response to Jody and Barbara Spivey regarding damage on the Class VI portion of Whipple Hill Road and to their property. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**Walpole Safety Ordinance:** Mr. Dalessio reported that some time ago they had an issue with the Police Detail Ordinance and a letter the Police Department had sent out. Mrs. Pschirrer does not have a problem with any of the ordinances but recommended they take greater care before doing mailings and thinking of the consequences. The Selectboard has clarified that the Police Department will not charge other Town Departments for any work they do. They need to think about events in Town and not assume if there is a large gathering they need to be there. Ms. Mayberry agrees in that they need to weigh out everything individually before they make decisions. Mrs. Pschirrer has been discussing this with them. Mr. Dalessio agrees; it needs coaching and discretion.

**Rodrigues vs. Town of Walpole – Update:** The Selectboard acknowledged receipt of Walpole’s Certified Record for the Filing With the Court on Rodrigues vs Town of Walpole, Summons – Planning Board Appeal from Attorney Hockensmith.

**NH-ENS:** Mr. Dalessio is completing the document for the NH Emergency Notification System.

**Tax Deeded Properties:** The Selectboard are waiting for an opinion from Attorney Hockensmith.

**Response to Chip Wood:** Mr. Dalessio noted they are doing some technical work on posting weight limits on the roads. Mr. Rau is working on this research.

**NEW BUSINESS:**

**Mill Pond Dam Repair Expenses:** Emergency repair on Mill Pond Dam for the dam flash boards Mr. Dalessio reported this work has been completed. There is an invoice for \$7,564.56. Mr. Dalessio suggested we use the Great River Hydro supplemental tax bill --- this was an emergency declaration -- there is no Conservation Commission money for the Mill Pond Dam – the money is strictly for the Reservoir Dam.

Mrs. Pschirrer moved to use \$7,564.56 from the Great River Hydro supplemental tax bill to pay for the emergency repair for the dam flash boards at the Mill Pond Dam. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved. .

**E.E. Houghton Invoices:** Mrs. Pschirrer moved that the invoices from E.E. Houghton be approved and paid. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved.

**Computer Quote and Purchase Order:** Mr. Dalessio advised that Mrs. Jody Daigle’s computer is no longer serviceable. It needs to be replaced because of its age. A quote was received from TrueNorth in the amount of \$1,408.85.

Mrs. Pschirrer moved to approve the purchase of a new computer to replace the old one that Mrs. Daigle uses. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved.

Mrs. Pschirrer moved to authorize Mr. Steven Dalessio, Chair, to sign the purchase order for TrueNorth. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved.

Mr. Dalessio asked Mrs. Downing to start compiling a list of starting in March we should notify all the agencies/companies of the change in Chair to clarify the authorized signature on documents.

**Cemetery Deed for Lot D398:** Mrs. Pschirrer moved to approve the sale of Cemetery Lot D398 to Rogeana R. Nason. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved.

**Alternate and Full Membership on Conservation Commission:**

**Alternate Member:** Ms. Mayberry moved to re-appoint Peter Palmiotti as an Alternate member of the Conservation Commission for a term of three years. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**Full Membership:** Ms. Mayberry moved to appoint France Menk as a new full member of the Walpole Conservation Commission for a term of three years. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**Library Building Maintenance Issues:** Mrs. Pschirrer advised this issue was raised at a recent Library Board meeting. They felt they needed four items but did not have money in their Renovation Fund so they felt the Town could do it. However, Mrs. Pschirrer said it was too late; if they wanted them included it should have been brought up back in March before Town Meeting. The Library could use their Maintenance line first. Mrs. Pschirrer asked for permission to have her write to the Library Board to explain how to get these funds to cover the four purchases. They are legitimate Town’s expenses for the Library. Mrs. Pschirrer will draft the letter for the Selectboard to approve and sign next week.

**NH DES Administrative Rules for PFAS:** Ms. Mayberry passed on a copy of the letter Mrs. Jennifer Palmiotto is sending out from Granite State Rural Water Association regarding PFAS. The NH DES is not fulfilling their requirements for what their standards should be. DES needs to follow the process. She supports the Selectboard sending a letter on behalf of the Town of Walpole. Mr. Dalessio felt the letter should be on behalf of the Walpole Water System. This letter will be sent to Senator Kahn and Representative Lucy Weber.

**NON-PUBLIC SELECTBOARD SESSION:**

Mrs. Pschirrer moved to enter into a Non-Public Selectboard Session pursuant to RSA 91-A:3 II to discuss (a) Personnel. Ms. Mayberry seconded the motion and, on a roll call vote with Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved at 7:20 PM.

The regular meeting resumed at 7:28 PM.

Ms. Mayberry moved that the Minutes of the Non-Public Selectboard Session of June 6, 2019, be sealed. Seconded by Mrs. Pschirrer. With Ms. Mayberry, Mrs. Pschirrer and Mr. Dalessio in favor, the motion was approved.

**RECESS SELECTBOARD MEETING:**

Mrs. Pschirrer moved to recess this Selectboard meeting. The Selectboard will enter into a meeting as the Hooper Trustees. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the motion was approved.

The regular Selectboard meeting resumed at 7:50 PM.

**OTHER BUSINESS:**

**Fall Mountain Region School District:** Mrs. Pschirrer attended the Articles of Agreement Committee meeting last night. They had a good facilitator. They have not as yet appointed a Chair as not all five towns were represented at this meeting. The next meeting will be on Tuesday, June 18<sup>th</sup>.

**ADJOURNMENT:**

Mrs. Pschirrer moved to adjourn this Selectboard meeting. Seconded by Ms. Mayberry. With Mrs. Pschirrer, Ms. Mayberry and Mr. Dalessio in favor, the meeting was adjourned at 8:10 PM.

Respectfully submitted,  
Regina Borden, Recording Secretary

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Steven Dalessio, Chair

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Peggy L. Pschirrer

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Cheryl Mayberry

(Note: These are unapproved Minutes. Corrections will be found in the Minutes of the June 13, 2019, Selectboard meeting.)