



OFFICE OF SELECTMEN

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SELECTMEN'S MEETING MINUTES

June 10, 2021

Chairman Paight stated, as Chairman of the Marlborough Board of Selectmen, I find that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 Pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.

Let's start the meeting by taking a roll call attendance. When each member states their presence, please also state whether there is anyone in the room with you during the meeting, which is required under the Right-to-Know law.

Roll call attendance:

Chairman Paight	Yes – Present on Zoom	No one else in the room
Selectman Pitt	Yes – Present on Zoom	No one else in the room
Selectman Nelson	Yes – Present on Zoom	No one else in the room

The meeting was called to order at 3:30 pm. Also present in the Zoom meeting was Ellen Smith, Town Administrator.

Motion to enter Nonpublic Session made by Selectman Nelson, seconded by Selectman Pitt, under RSA 91-A:3, II(b) The hiring of any person as a public employee. Roll Call vote to enter nonpublic session Chairman Paight – yes, Selectman Pitt – Yes, Selectman Nelson – Yes, motion passed. Entered nonpublic session at 3:30 pm.

Public session reconvened at 4:20 pm. Motion made to seal these minutes made by Selectman Nelson, seconded by Selectman Pitt because it is determined that divulgence of this information likely render a proposed action ineffective. Roll Call Vote to seal minutes Chairman Paight– yes, Selectman Pitt – Yes, Selectman Nelson - Yes, motion passed.

Selectman Pitt moved and Selectman Nelson seconded a motion to approve the June 10, 2021 Accounts Payable Register in the amount of \$26,767.72, the Payroll Check Register in the amount of \$271.11 and the Direct Deposit Register in the amount of \$9,058.91, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Selectman Pitt moved and Selectman Nelson seconded a motion to approve the June 3, 2021 meeting minutes, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

The Board approved and agreed to sign the following:

- Dave's Automotive – Junkyard License
- Map 03-022 Driveway Permit
- 2021 Q1 Sewer Abatement Map16-010
- Bond Counsel Services – Engagement Letter

The Board discussed the Application for the Discretionary Easement Application for Map 08-038. In reviewing NH RSA 79-C:3 for qualifying land it was noted that the property does meet the criteria for qualifying land as it is a relatively natural habitat for fish, wildlife, or plants, or similar ecosystem, where: the property is in a relatively natural state; and otherwise represents a high quality native terrestrial or aquatic ecosystem. However, there are many other additional features that the Board believes would give a property have a higher public benefit. The discussion then focused on the percentage of the property's fair market value that would be granted as an easement. In trying to determine the percentage, it was noted that a property that meets all or most of the criteria would exceed that of a property that minimally meets the criteria. NH RSA 79-C:7 gives the Board the authority to grant an easement that falls within a range of values, the determination of which is unclear. The Board decided that at the end of today's meeting they would recess until Friday at 1:00 pm to provide an opportunity for TA Smith to schedule John Hatfield of Commerford, Nieder & Perkins to join the call and provide some guidance.

TA Smith has been corresponding with Cia Devan who, back in 2009 made a \$5,000 contribution to the Town which was intended to be used to reimburse the Town for the work done by the highway department for road in the Devan Wildlife Sanctuary. When the funds were originally accepted, they were deposited into a separate account with NHPDIP and accounted for in a separate financial fund. In speaking with Ms. Devan, she agreed that the intention was to reimburse the Town for expenses incurred when repairing the road. TA Smith recommended that the Devan Fund be closed and the funds be transferred to the General Fund to reimburse the taxpayers for the associated expenditure, Ms. Devan agreed. Selectman Nelson moved and Selectman Pitt seconded a motion to close the Devan Fund and transfer the entire balance to the General Fund, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed. TA Smith will request that the Treasurer execute the transaction.

Selectman Pitt moved and Selectman Nelson seconded a motion to waive the deed taking for eligible properties with balances remaining from the 2019 lien process and further to have Chairman Paight sign a letter on behalf of the Board to the Tax Collector notifying her of the decision, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Selectman Pitt moved and Selectman Nelson seconded a motion to recess the meeting at 6:10 pm to be reconvened on Friday at 1:00 pm, roll call vote Chairman Paight – yes Selectman Pitt – yes and Selectman Nelson – yes, motion passed.

Respectfully submitted

Ellen Smith, Town Administrator