

Dick Bennett\_\_\_\_\_

Barbara Campbell\_\_\_\_\_

John Allen\_\_\_\_\_

**Board Of Selectmen Meeting  
February 23rd, 2021  
UNOFFICIAL UNTIL APPROVED**

**Present:** Dick Bennett, Chairman; Barbara Campbell, Selectman, John Allen, Selectman

**Attendees:** Kevin Bennett, Anne Pillion, Emily Benson, David and Susan Mason, Julie Atwell, Julie Hoyt, Diane Pratte, Kevin Tilton, Hank Benesh, Zach Ahmida, Darlene Ference, Ginger Perkins, Cole Fournier, Jenn Mello, Matt Falconeiri, Tom DeFusco

Zoom meeting not recorded due to technical error

1. Meeting called to order at 3:30 P.M.
2. **Approval of Minutes:**
  - a. Minutes from the January 26th budget hearing were reviewed. **Selectman Campbell made a motion to approve the minutes, seconded by Selectman Allen. Motion approved unanimously.**
  - b. Minutes from the February 2nd meeting were reviewed. **Selectman Campbell made a motion to approve the minutes, seconded by Selectman Allen. Motion approved unanimously.**
  - c. Minutes from the February 2nd meeting were reviewed. **Selectman Campbell made a motion to approve the minutes, seconded by Selectman Allen. Motion approved unanimously.**
3. **For Selectman Discussions and/or Motions:**
  - a. Cell Tower Updates: Emergency Management Director Emily Benson was recognized to comment. Emily requested support from the Board to endorse cellular tower updates in Pinkham Notch. **Selectman Campbell made a motion to send a letter of support to Verizon for cell tower updates in Pinkham Notch, seconded by Selectman Allen. Motion approved unanimously.**

- b. Awarding of Boston Cane: The Board recognized Louise Richards as Jackson's oldest resident and proposed to award her the Boston Post Cane. Anne Pillion, President of Jackson Historical Society, was recognized to comment. Anne briefly summarized Louise's history with the town and gave her support for the awarding of the Cane. **Selectman Campbell made a motion to deliver a letter and certificate to Louise Richards, seconded by Selectman Allen. Motion approved unanimously.**
- c. Donor Town Memorandum of Understanding (MOU): The Board discussed whether or not to support a coalition in opposition to "donor funding" of other towns' education systems. Under the "donor funding" system, the Town of Jackson, in addition to other towns, would submit funds to "receiver" towns for education system purposes. A coalition of "donor" towns, referred to as "Coalition Communities 2.0" in the MOU, was formed to advocate against the "donor funding" system. **Selectman Campbell made a motion to sign the MOU, seconded by Selectman Allen. Motion approved unanimously.**
- d. Transfer Station Contract: The Board considered whether to sign a contract renewal of five (5) years to continue the agreement between the Towns of Jackson and Bartlett on the Transfer Station. **Selectman Campbell made a motion to sign the contract, seconded by Selectman Allen. Motion approved unanimously.**
- e. Building Code Update: Kevin Bennett, Jackson building inspector, was recognized to comment. Kevin had reviewed the Town's building code, last updated in 2013, in comparison to the State of New Hampshire's building code. He stated his intent to review state code and propose amendments to the Town's code to remain compliant at a later date. The Board discussed the application of building permits regarding roofing contracts as part of the proposed amendments.
- f. Iron Mountain Road - Class 6 Road Plowing: The Board continued discussion on whether or not to allow maintenance of the class 6 section of Iron Mountain Road. Chairman Bennett stated that authorizing the use of snow machines (snowmobiles, et al.) and authorizing the maintenance of the class 6 road were mutually exclusive. He also stated that unauthorized plowing and other maintenance could have adverse effects on the road and on nearby land. Jenn Mello and David and Susan Mason, residents along the class 6 section of Iron Mountain Road, were recognized to comment in turn. They argued that families on Iron Mountain Road had previously maintained sections of the road for the purpose of maintaining access to and from their respective properties and that those families had signed waivers, accepting and releasing the Town and its organizations from the cost, responsibility,

and liability for road maintenance. The Board decided to continue the discussion at the next meeting after further research.

- g. DeFusco Parking Lot Violation: **Selectman Campbell made a motion to sign and deliver a notice of violation to Tom DeFusco, seconded by Selectman Allen. Motion approved unanimously.** Following this vote, Tom DeFusco was recognized for comment. Tom argued against the violation, but the Selectmen stated that the violation stood and that further dispute would need to be settled through legal channels.
- h. Easement - Tax Map V-7, Lots 53 and 54: Kevin Tilton, with HEB Engineers, were recognized to comment. Kevin Tilton, on Matt Falconeiri's behalf, described Matt's intentions for Lots 53 and 54 and asked whether the Town would grant an easement on them. The Board deliberated on whether or not such an easement could be granted, whether it would constitute a sale instead of an easement, and whether or not the grant would need to be put to vote at town meeting. The Board concluded that the matter would need to be clarified with legal counsel. Kevin Bennett was recognized to comment. Kevin Bennett requested that the Lots not be used to build a short-term rental property. Matt Falconeiri was also recognized to comment. Matt stated that he had no intention of building a property for the purpose of short-term renting.
- i. Conservation Commission Donation: The Board considered a donation made to the Conservation Commission. **Selectman Campbell made a motion to accept the donation, seconded by Selectman Allen. Motion approved unanimously.**
- j. Autumn Nomad On-Site Liquor Serving: The Board considered whether or not to allow Autumn Nomad to serve beer and wine for on-site consumption. **Selectman Campbell made a motion to allow the sale of liquor for on-site consumption, seconded by Selectman Allen. Motion approved unanimously.**
- k. North Country Angler: The Board considered a request by North Country Angler to use the Town's pond for youth recreational activities and to stock the pond. **Selectman Campbell made a motion to approve the request, seconded by Selectman Allen. Motion approved unanimously.**

- I. Meals and Rooms Tax: The Board reviewed a bill in state legislature (New Hampshire Municipal Association Policy Bill SB99, "Restore the Meals and Rooms Tax 40% Distribution to Municipalities"), which urges "municipal officials to send an email to your Senator...in support of SB99, and ask them to vote *ought to pass*". **Selectman Campbell made a motion to send an email to Senator Jeb Bradley in support of SB99, seconded by Selectman Allen. Motion approved unanimously.**

#### **4. Short-Term Rental (STR) Applications**

- a. New Permits:
  - i. Steele, Bruce and Barbara - 612 Carter Notch Road: **Approved.**
  - ii. Elam, John and Sue - 10B Georgia Lane: **Approved.**
  - iii. Barr, P. Douglas - 12B Cottage Drive: **Approved.**
  - iv. Johnson, Deidre - 66A Wentworth Hall Avenue: **Approved.**
  - v. McInnis, William H. and Linda - 86 Dinsmore Road: **Not approved; property advertised in excess of maximum advertised occupancy.**
  - vi. Nelson, Jonathan and Christie - 28 Old Jackson Road: **Not approved; property advertised in excess of maximum advertised occupancy.**
- b. Pending: There were no pending issues at time of meeting.
- c. Complains: No complaints had been submitted for this meeting.

#### **5. Right of Way - Vista Way:** This item was still pending at time of meeting.

#### **6. Upcoming Meetings:**

- a. The following Board of Selectmen meetings, to be held virtually via the Zoom platform, were scheduled for the following dates and times:
  - i. March 9th at 3:30 P.M.
  - ii. March 23rd at 3:30 P.M.
  - iii. April 13th at 3:30 P.M.
  - iv. April 27th at 3:30 P.M.
- b. Voting for the 2021 town meeting was scheduled for May 11th, beginning at 8 A.M. and closing at 7 P.M., to be held at the town office. The deliberative portion of the 2021 town meeting was scheduled for May 15th, beginning at 10 A.M., to be held at the town office. The meeting would be held outdoors, and all attendees were advised to bring their own chairs for seating.

#### **7. Public Comment:** Public attendees did not express any public comments for non-agenda discussion.

**8. Other Business: Selectman Allen made a motion to adjourn the meeting, seconded by Selectman Campbell. Motion approved unanimously.**

Meeting adjourned at 4:52 P.M.

Respectfully submitted by Will Reisig

## **Appendix A: Letter to Louise Richards re: Awarding of Boston Post Cane**

"Dear Mrs. Richards,

On behalf of the Town of Jackson and the Jackson Historical Society, it gives us great pleasure to present you with the Boston Post Cane, in recognition, honor, and respect to you as our "Oldest Citizen" of Jackson. Awarding the Boston Post Cane is a tradition that began in 1909 throughout New England, and we are proud to still have the Town of Jackson's original 14-karat gold topped ebony cane. Throughout history, canes were considered a sign of leadership, and an ancient symbol of deference to age and reverence of ancestors. The enclosed certificate has been prepared for you as a symbolic representation as the honored recipient of the Boston Post Cane. A brass nameplate with your name will be affixed to the case displaying Jackson's original cane, located in the Town Offices building. We hope when you return to Jackson this Spring, we can show you the original cane, and arrange a time for the three Jackson Grammar School students who are excited to interview you about your life.

Our congratulations to you!