

Minutes of Joint Meeting, Town of Freedom, NH 03836
Monday, June 17, 2013

Members of the Board of Selectmen, Zoning Board of Adjustment and the Planning Board met at the Town Hall at 5:30pm at which time they proceeded to the site of the cell tower at 79 Moulton Road.

Present: Neal Boyle, Leslie Babb, Ernest Day, Jr., Selectmen; Scott Lees, Craig Niller, John Quigley, Zoning Board of Adjustment; Peter Park, Planning Board; Robert Babine, Building Inspector; Road Agent Scott Brooks; Project Engineer John Stevens; Town's Engineer Mark Lucy and Karen Hatch, Town Administrator.

The board had been notified late last week that the project would not be complete due to inclement weather.

Stevens gave an update of the proposed timeline for remaining items to include the final road coarse that will be laid Wednesday; larger trees are schedule to arrive this week also. He did point out that the additional clearing of trees had been done by the utility company before setting poles and running wires. These are to be all cleared away.

We proceeded up the mountain toward the tower and stopped at intervals along the way to view the work in place. At the first stop the Road Agent inquired of Stevens if the swales are below the bottom of the shot rock, which he replied he did not know. All along the route the small tree plantings were visible. It appeared that the site has been stabilized which had been an ongoing issue.

Babb discussed with the ZBA members the shot rock. Lees felt that the area of shot rock that they had been concerned about was in compliance. The shot rock had been used in the road bed which the board had indicated was fine. Babb was under the impression that the removal of shot rock was to be from the entire site.

Other incomplete items were noted and Lucy has them listed. Back at Moulton Road the wet area across the street on an abutters property had to be cleaned of silt that had been deposited there from various storm events before the site was stabilized. Although a bit of residual silt was still visible it was possible that the environmentalist Audra Klumb had them leave that portion in place. Lucy will check with Klumb on this.

Meeting reconvened at Town Hall and Boyle called the meeting to order at 6:50pm

Present: Neal Boyle, Leslie Babb, Ernest Day, Jr., Selectmen; Scott Lees, Craig Niller, John Quigley, Zoning Board of Adjustment; Peter Park, Planning Board; Road Agent Scott Brooks; Project Engineer John Stevens; Town's Engineer Mark Lucy; Fire Chief Justin Brooks; Police Chief Josh Shackford; Karen Hatch, Town Administrator and several citizens.

Babb briefed the audience on the site visit that had just taken place at the cell tower site. ZBA Chairman Scott Lees reviewed the conditions from the January 2011 approval and the updated approval from 2012. He indicated that once the three rows of 10-12ø(21 total) trees at the top and the larger trees at the bottom of the site yet to be planted will meet with the intent of what the board wanted. The only item they can't determine is the tower height of 145ø. The other incomplete item is the town repeater which is not on the tower yet. Stevens indicated that for the tower height they could submit what they call a tape drop for the file.

There was a brief discussion regarding the repeater and Stevens stated he will talk to Brett Buggeln Chief Operating Officer of Tarpon Towers. Buggeln will speak with AT&T who will get in touch with Teddy Call the town's representative on this.

Lees indicated that with the exceptions of the prior two items mentioned they had met the conditions set by ZBA.

Peter Park Acting Chairman of the Planning Board spoke and said he was more surprised and impressed with the work than he had expected to be.

Boyle inquired about when the tower would be operational and Stevens reported that they were still waiting on the telephone line and it would be at least another month. Stevens also said that he expected Verizon to be the second carrier with either T Mobile or Sprint the third. He also said that there would be a 5 mile radius of good service if no mountains were in the way.

Boyle also inquired about a maintenance plan. The tower company provides the maintenance and they check the site once a quarter but the carriers are there at least once a month and would report any need for maintenance.

Stevens did explain that the town would need a lease agreement for our equipment if the tower is ever sold.

Scott Brooks had no questions or comments. Mark Lucy felt that it is time for the Board to reconsider a drawdown on the letter of credit and Babb expected that there would be a written request coming soon.

Babb indicated that his only concern is the plantings and if any are lost over the winter months. Lucy recommended holding 10% of the letter of credit for 12 months and at 11 months count the trees and either the company replants or we use the retained funds to plant ourselves.

The board next moved on to the regular portion of their meeting. Several people left the meeting at this time.

Boyle asked for public comment and Peter Park had a complaint about the PSNH cutting trees in the area and why they were leaving a mess. He had been hired to clear several

properties. It was explained that the wood belongs to the landowner; however, they could ask prior to cutting where they would like the wood left.

Next were department head updates and S. Brooks reported that they would be installing culvers and then work on roadside mowing.

Chief Shackford said that everything is running smooth; he has started giving the annual talk to the camp counselors. He has reminded Robin Hood of watching their speed on North Broad Bay Road as well.

Chief Brooks reported that the repairs to Engine 7 were \$500 cheaper than budgeted. They are still working on the Seagraves but the repair company is aware of the projected deadline.

The Transfer Station will have different holiday hours over July 4th. The facility will be open starting Thursday the 4th and run through Sunday the 7th.

Scott Brooks did inquire about advertising contractors signs not in front of residences. Where they allowed? Fairpoint has several on various telephone poles and they have refused to remove them. Babb said he needed to turn this over to Ned the town zoning officer.

Boyle made a motion at 7:24pm to enter into non public session under RSA 91-A:3 II(a) with the Police and Fire Chiefs. Returned to open session at 7:40pm.

There was an additional brief discussion on the repeater at the cell tower being wired and working and that the lease agreement would include for them to provide power and use of a generator. The board discussed retaining 20% of the letter of credit.

Meeting adjourned at 7:50pm.

BOARD OF SELECTMEN

Neal E. Boyle

Leslie R. Babb

Ernest F. Day, Jr.