

SUNAPEE BOARD OF SELECTMEN
MEETING AGENDA
6:00PM Town Office Meeting Room
Monday, December 28, 2020

- **Citizen Input:** In accordance with the Governor's Emergency Order #12, citizens access to the meeting at Town Office is limited for meetings. The meeting will be streamed live on the internet via the Town's website at https://townhallstreams.com/towns/sunapee_nh. If citizens have input for the Board/Committee please submit to Donna Nashawaty, Town Manager at donna@town.sunapee.nh.us no later than 3:30 pm on the day prior to the meeting.

1. REVIEW OF ITEMS FOR SIGNATURE:

CZC's:

Parcel ID: 0133-0088-0000 58 Main Street, Sunapee Riverway (The Livery)

Parcel ID: 0144-0003-0000 70 Mabs Way, Jeffrey & Sylvia Kellner

SIGN PERMIT:

Parcel ID: 0129-0074-0000 552 Route 11, J & F Realty

2. APPOINTMENTS

6:00PM-ABC Committee: Finalize ABC report for Town

7:00PM-School Request for Warrant Article

7:20PM-Van Webb Conservation Commission-Warrant Article

7:30PM-Appleseed Cruises-Non-Public Session

3. PUBLIC COMMENTS:

4. SELECTMEN ACTION

- Abatement for Robin Macilroy/William Spears for 57 and 59 Hamel Road
- Resignation Letter from Kevin Cooney, ABC Committee
- Encumbrances 2020
- Finalize Warrant Articles for Budget Public Hearing
- Fire Chief Stipend pay

5. CHAIRMAN'S REPORT

- Update on COVID-19 cases in Sunapee and nearby towns
- Update on COVID-19 cases in Sunapee and nearby towns
- Recognize snowplow crew and first responders for efforts during 12/17 snowstorm
- Thanks to residents for shoveling out fire hydrants
- Update on Hamel Road property that received past due property tax waiver
- Status update on Advisory Budget Committee (ABC) membership
- Status update on Capital Improvements Plan Committee (CIPC)
- Status update on Capital Improvements Plan Committee (CIPC)

6. TOWN MANAGER REPORTS

- Start Time for Future Meetings
- Permission for dock within Setbacks
- COVID Discussion relating to 2021 budget

7. UPCOMING MEETINGS:

01/05-5:00PM-Energy Committee, Town Meeting Room
01/06-7:00PM-Conservation Commission, Town Meeting Room
01/07-6:00PM-Zoning Board, Town Meeting Room
01/12-5:30PM-Recreation Committee, Town Meeting Room
01/12-7:00PM-Town Budget Hearing, Town Meeting Room
01/13-7:30PM-Firewards Meeting, Town Meeting Room
01/14-7:00PM-Planning Board, Town Meeting Room

NONPUBLIC: The Board of Selectmen may enter a nonpublic session, if so voted, to discuss items listed under RSA 91-A:3, II

To see if the Town will vote pursuant to RSA 231:43 to completely discontinue School Street
north of Tax Map 129, Lot 21, 17 School Street, presently owned by Frank and Marlen Robbins.

AGREEMENT REGARDING ABATEMENT OF TAXES

NOW COME the Town of Sunapee, a municipal corporation with a mailing address of 23 Edgemont Road, Sunapee, NH 03782 and Robin Macilroy and William Spears of 58 Hamel Road, Sunapee, NH 03782 and hereby stipulate and agree as follows:

WHEREAS, Macilroy and Spears are interested in purchasing the property located at 57 and 59 Hamel Road in Sunapee, both of which are presently owned by Bonnie Beswick, with 59 Hamel Road being co-owned by Herbert Guimond; and

WHEREAS, 57 Hamel Road is identified in the town's tax records as Lot 147-33-0 and consists of 0.33 acres of land, a deteriorating manufactured home and a shed; and

WHEREAS, 59 Hamel Road is identified in the town's tax records as Lot 147-33-01 and consists solely of a deteriorating manufactured home located on the land identified above; and

WHEREAS, as of December 28, 2020, Ms. Beswick owes the Town a total of \$11,732.69 in real estate property taxes and interest on the properties; and

WHEREAS Macilroy and Spears intend to remove the structures from the property and otherwise clean the property up and to begin paying real estate taxes on the property and have asked the Town to abate the past due taxes in order to facilitate these efforts, which the parties agree will result in a benefit to the general public;

NOW THEREFORE, the parties hereby stipulate and agree as follows:

1. The Town agrees to abate the past due taxes and interest due on the properties.
2. In exchange, Macilroy and Spears agree to remove all existing structures from the property and to never place or allow the placement of a manufactured home on the property again. This restriction shall be included in any deed conveying the property from Macilroy and Spears, or either one of them.
3. Should Macilroy and/or Spears breach this Agreement, they shall jointly and severally be liable for:
 - a. Immediately paying to the Town of Sunapee \$11,732.69;
 - b. Reimbursing the Town of Sunapee for any costs and expenses incurred in enforcing this provision, including any and all attorneys' fees incurred by the Town in such a proceeding, regardless of whether a Court action is necessary.
4. This Agreement shall be recorded at the Sullivan County Registry of Deeds.

TOWN OF SUNAPEE

Date: _____

Donna Nashawaty, Town Manager
Duly authorized by a vote of the
Sunapee Board of Selectmen on
December 28, 2020

ROBIN MACILROY AND WILLIAM SPEARS

Date: _____

Robin Macilroy

Date: _____

William Spears

Barbara Vaughn

From: Donna Nashawaty
Sent: Tuesday, December 22, 2020 4:51 PM
To: Betty Ramspott; Barbara Vaughn
Subject: FW: Advisory Budget Committee

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Kevin Cooney <kbcooney3@comcast.net>
Date: 12/22/20 4:11 PM (GMT-05:00)
To: josh.trow@gmail.com, Donna Nashawaty <Donna@town.sunapee.nh.us>
Cc: Jesse Tyler <jtyler@sunapeeschools.org>, Russell Holden <rholden@sunapeeschools.org>
Subject: Advisory Budget Committee

Josh and Donna,

My wife Linda and I moved to New London on the 16th of December after 36+ years in Sunapee. Sunapee was good to and for our family and we will regret the lessening of some bonds of friendship. In any case, I need to resign from the Advisory Budget Committee for both the town and the school. My wife and I have enjoyed and hopefully contributed to being a part of several community committees' over 36 years. Thank you for the opportunities to give back and I trust that you will all be able to move "our" town forward in the months and years ahead. As I vocalized at recent town and school committee meetings, we should pull together to ensure that Sunapee remains that special oasis of past and future neighborliness.

Our best to all of you for a safe and HEALTHY holiday season and New Year.

Kevin & Linda Cooney

Hi, Neighbor!

Hope your 2020 is going as well it possibly can be. The reason for my letter is that my family and I recently purchased a house in Georges Mills with waterfront land on Otter Pond. We would love to be able to put a dock in, but require the approval from our abutters. That's where you come in... you're one of the lucky two! If you could please sign the included form, which also needs to be notarized, and send it back to us, it would be greatly appreciated!

If you have any questions or concerns, please don't hesitate to reach out. My contact information is as follows:

Kyle York

25 Otter Hill Road

Georges Mills, NH 03751

617-680-4622

Kyle.r.york@gmail.com

Thank you very much!

Kyle York

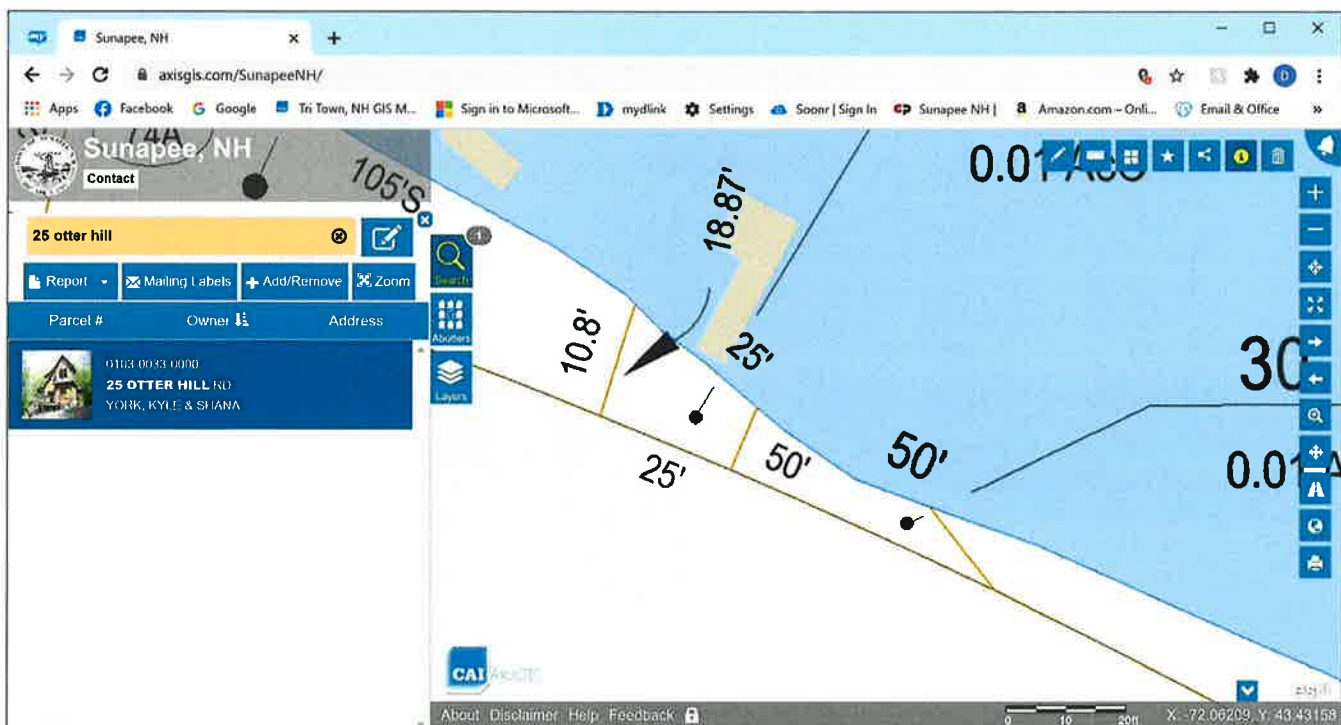
Barbara Vaughn

From: Donna Nashawaty
Sent: Tuesday, December 22, 2020 10:47 AM
To: Barbara Vaughn
Subject: FW: what do I do with this?

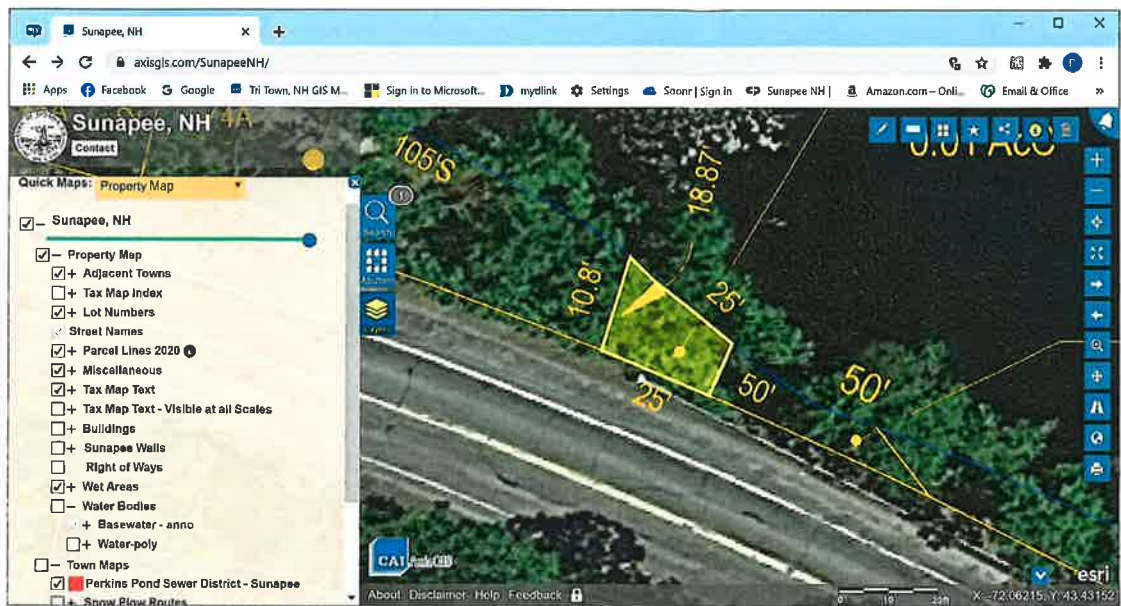
Town manager item. Permission for dock within setbacks....can you provide this email in addition to the letter that I scanned..... I will send you that separately

Thanks
Donna

From: Donna Nashawaty
Sent: Tuesday, December 22, 2020 10:45 AM
To: Laura Spector-Morgan <laura@mitchellmunigroup.com>
Cc: Michael Marquise <Michael@town.sunapee.nh.us>; Nicole Sunapee Zoning <zoning@town.sunapee.nh.us>
Subject: RE: what do I do with this?



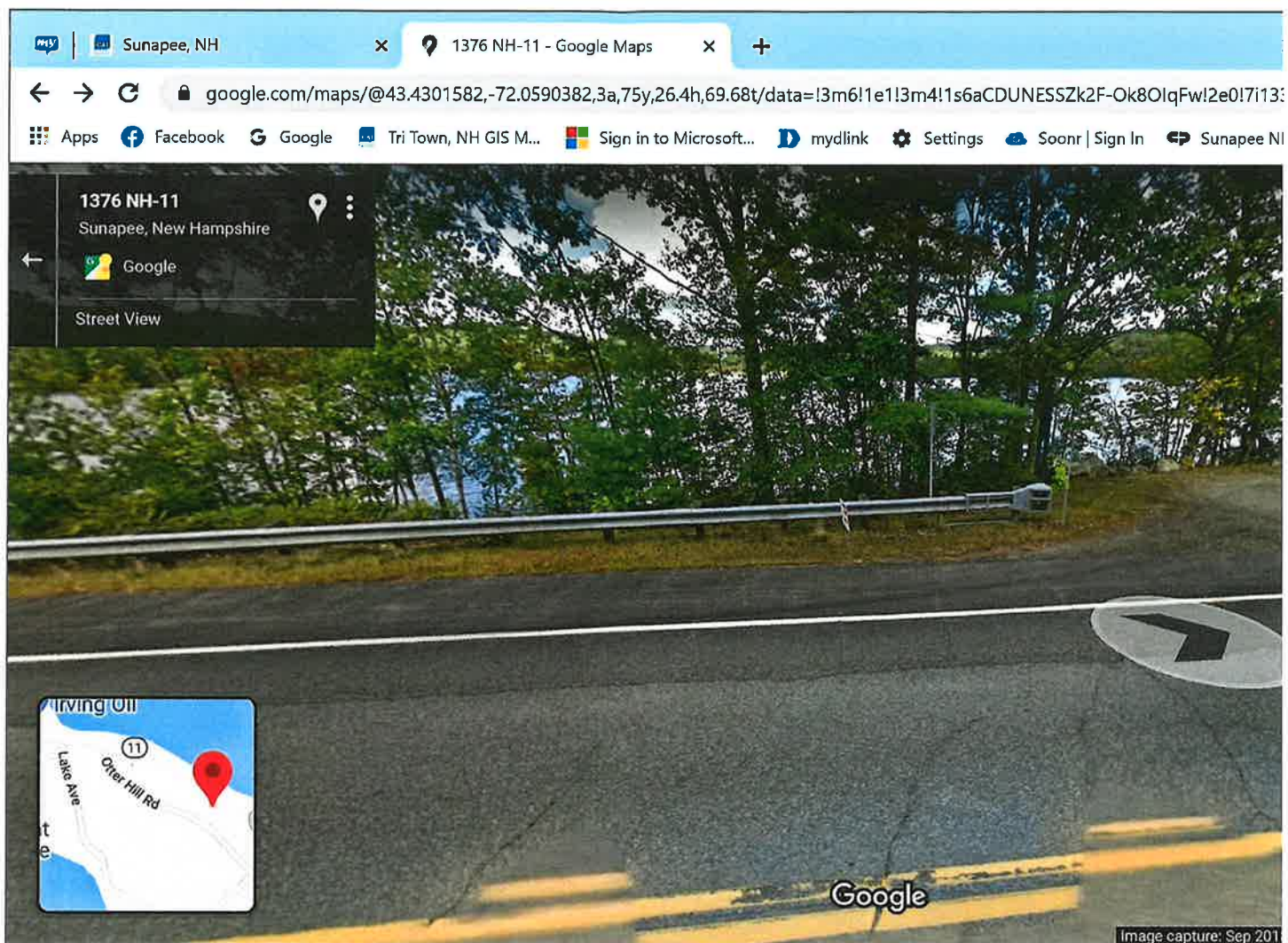
So the piece indicated 25' is the one the person wants to put a 4 x 24' pipe dock in. the 50' is the Town's parcel



Another view



Town lot has parking on it for access



Just gathering visual information....thanks Laura.....

From: Laura Spector-Morgan <laura@mitchellmunigroup.com>

Sent: Tuesday, December 22, 2020 9:58 AM

To: Donna Nashawaty <Donna@town.sunapee.nh.us>; Michael Marquise <Michael@town.sunapee.nh.us>; Zoning <zoning@town.sunapee.nh.us>

Subject: RE: what do I do with this?

Hello all. Yes, this is a selectmen's decision. The selectmen have the authority to regulate town property—assenting to this would fall within that authority.

But it is entirely up to the selectmen whether they want to allow these people to build a dock within 20 feet of the property line. I recommend getting this on an agenda and asking these people to attend and explain why it needs to be so close to the town's property. They can then discuss whether allowing the dock so close to the town's property is an issue for safety or aesthetics or some other reason.

Please let me know if I can be of additional assistance. Thanks!

Happy Holidays!!

Laura

Laura Spector-Morgan, Esquire
Mitchell Municipal Group, P.A.
25 Beacon Street East
Laconia, NH 03246
(603) 524-3885
fax (603) 524-0745
www.mitchellmunicipalgroup.com



From: Donna Nashawaty
Sent: Tuesday, December 22, 2020 9:41 AM
To: Michael Marquise <Michael@town.sunapee.nh.us>; Zoning <zoning@town.sunapee.nh.us>
Cc: Laura Spector-Morgan <laura@mitchellmunigroup.com>
Subject: RE: what do I do with this?

My fear is that the town/BOS is not authorized to figure out how to allow someone to put a dock on a very small piece of land that encroaches on the town's piece.....based on the fact that the town's piece the general public can use.... Hence the setbacks are more for safety.

Thanks
Donna

From: Michael Marquise <Michael@town.sunapee.nh.us>
Sent: Tuesday, December 22, 2020 9:25 AM
To: Donna Nashawaty <Donna@town.sunapee.nh.us>; Zoning <zoning@town.sunapee.nh.us>
Cc: Laura Spector-Morgan <laura@mitchellmunigroup.com>
Subject: Re: what do I do with this?

Donna -

I am a bit out of the loop on wetland permits, but I believe any abutter needs to sign off on docks that are within a certain distance to a property line. This is for the obvious reason of potential obstruction to a neighboring dock or boathouse.

-Michael

On 12/21/2020 4:30 PM, Donna Nashawaty wrote:

First I think the selectmen are the only ones who can sign off? Then I question that as well.

Please reply all.....

Any information?

Donna

DONNA NASHAWATY
TOWN MANAGER
SUNAPEE, NH
603-763-2212