

**Dunbarton Board of Selectmen  
Meeting Minutes  
February 25, 2021**

A meeting of the Dunbarton Board of Selectmen (BoS) was held on Thursday, February 25, 2021 at 7:00 p.m. at the Dunbarton Town Offices.

**Board members present:**

Dave Nault, Chair  
Mike Kaminski, Selectman  
Bob Martel, Selectman

**Town Officials and others present:**

Line Comeau, Town Administrator  
Brian Tyler, Police Officer

George Holt, Conservation Commission  
Margaret Watkins, Conservation Commission  
Deborah Sellars  
Mitchell Menard  
Joseph Sowle  
Sherry (Sowle) Freeman

Attorney Pat Panciocco  
James Soucy, Esq.

Lee Martel recorded the meeting for the benefit of citizens that were unable to attend (Linda Nickerson uploads the videos to YouTube).

Dave Nault called the meeting to order at 7:00 p.m.

**OLD BUSINESS**

Approve Minutes

**Motion:** by Mike Kaminski seconded by Bob Martel to approve the regular meeting minutes of February 18, 2021 as amended.

**Discussion:** none.

**Vote: (3-0)**

**PUBLIC COMMENT**

None.

**TOWN BUSINESS**

Accept Donation

**Motion:** by Mike Kaminski, seconded by Dave Nault, to accept per RSA 31:95-b III (b)

fundraising proceeds for Wreaths Across Dunbarton from sponsors, Degieux DDS (\$175) and Blue Ribbon Property Improvements (\$350) for a total of \$525.

**Discussion:** none.

**Vote:** (3-0).

#### Discussion Regarding Old Route 13

James Soucy, Esq., of Alfano Law Office, representing Joseph and Frances Sowle, and Pat Panciocco of Panciocco Law, LLC representing Mitchell Menard, joined the BoS to discuss a disputed section of Old Route 13 near Holmes Road. The Sowles are disputing current usage of a piece of property by Mr. Menard that they claim is part of the current public right-of-way.

Atty. Soucy detailed the Sowles' concerns regarding Mr. Menard's storing of personal property in the right-of-way on Old Route 13 and gave the history of this issue. He is asking the BoS for their assistance in compelling Mr. Menard to remove his personal property from the area in question.

Atty. Panciocco rebutted Atty. Soucy's claims, adding that the placement of a certain utility pole is what is really impacting travel in the right-of-way. Further discussion occurred regarding the location of the travel portion of the roadway and what is impeding travel in that area.

The BoS decided to affirm what was stated in a letter from the BoS in 2002 requiring that nothing be parked in the right-of-way or in a manner that in any way impedes travel along the roadway. They will also look to get a legal opinion and/or clarification from their own attorney regarding the placement of a shed housing a wellhead that appears to encroach into the right-of-way.

#### Dedication of Town Report

**Dave Nault** presented the dedication of the 2020 Town Report to George Holt.

#### Continuation.... of old Rt 13

**Pat Panciocco agreed to have the survey updated to show the class V portion of the R.O.W. ending just after Mr. Menards house, and include the wellhead location, and have the Surveyor reinstall the boundary marker at south east corner where it attaches to Holmes Road.**

**She also agreed to provide a letter to the Board with wording for the release of harm for the well and shed location so the Town can have their attorney review it. So, the Board can make a decision on those two items at a later meeting.**

**David Nault called Officer Brian Tyler up to the Board. Dave asked him if he was clear as to where the class V ended, and the discontinued portion of the road started after Mr. Menards house. The Board provided him with copies of a plan showing those locations and a copy of the 2002 Selectmen's letter stating that nothing is to be**

**parked in the public right of way. (attached) Dave also asked him to share the information with the department, of the Boards decision.**

Mailbox Items

**Dave Nault** reviewed the following items of correspondence received since the last meeting:

- DecTam has completed the asbestos mitigation/removal at 41 Kimball Pond Road and has conducted an air test. They are clear to proceed with demolition, but the timing will depend on the weather and condition of the road as the temperatures are getting warmer and the roadway is beginning to soften.
- Letter to the Town Administrator praising the Library and the outstanding job that Librarian Mary Girard is doing. The BoS will pass this along to the Library Board of Directors.

PUBLIC COMMENT

None.

BOARD MEMBER ISSUES

None.

NON-PUBLIC SESSION

**Motion:** by Dave Nault seconded by Mike Kaminski to enter into nonpublic session in accordance with RSA 91-A:3 II (b) at the request of the Town Administrator for a hiring action.

**By roll-call vote: Nault-yes. Kaminski-yes. Martel-yes.**

The BoS took a 2-minute recess at 8:58 p.m. to allow the room to clear before entering nonpublic session.

The BoS entered nonpublic session at 9:00 p.m.

The BoS reentered public session at 8:56 p.m.

**Motion:** by Dave Nault, seconded by Robert Martel to hire Eric Window, (amended title) as a part time Full Charge Book Keeper at Step I rate (\$18.78) subject to passing the back ground check.

ADJOURNMENT

**Motion:** by Dave Nault, seconded by Robert Martel to adjourn the meeting.  
Meeting adjourned at 9:35 p.m.

Respectfully Submitted,

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Jennifer King, Recording Secretary

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David Nault, Chair

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Michael Kaminski, Selectman

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Robert Martel, Selectman