

NORTHFIELD BOARD OF SELECTMEN MEETING
Minutes of the Meeting of September 13, 2018

Present: Sel. Crowley, Sel. Brown, Sel. Haskins
Also Present: Andy Buteau, Glenn Smith, Bart Mayer, Jen Brook, Emily Goering, Dave Ballard, Brenda Cunningham, Ben Bouwens, Cheryl Morgan, Holly Cilley, Russ Cilley, Roy Cilley, Kevin Russell, Dan Lucchetti, Josh McAllister, Kevin Tilton

The meeting was called to order at 10:35am

Attorney Brook noted that the meeting was called to address the concerns of her client and that she has received a set of plans. She reported that the plans had been requested in June and she did not receive them at that time. She noted that she had authored a cease and desist letter and sent to the town, the engineers, the state and the contractor. She noted that the road was impassable. She suggested that the meeting be relocated to the Cunningham property. Sel. Crowley inquired as to whether the road was passable. Josh McAllister responded that there was no ongoing construction in front of the Cunningham property at this time. However, there were dump trucks and equipment on the road and all people on the road would be in an active construction zone. People in the zone would need appropriate safety equipment. He is hesitant to take such a large group into an active construction site.

Attorney Brook noted that people had known about the meeting since Monday and accommodations could have been made. Attorney Mayer responded that the meeting was not going to be moved; recording of the meeting would be difficult in the field and since everyone at the meeting was familiar with the road and the condition of the road there was no need to move the meeting. Attorney Brook responded that the problem was the group could not talk about the water table in the trailer. Attorney Mayer responded that a set of plans was available. Attorney Brook said that the plans do not show the water table and the actions of the water.

Attorney Brook said that if the meeting cannot move forward in a productive manner by relocating to the site then the meeting is not worth anybody's time. She indicated that the poor condition of the road is an intentional the way to thwart what should be occurring.

Attorney Brook indicated that she had copies of a petition that she intends to file with Merrimack Superior Court in half an hour seeking an immediate injunction.

Sel. Crowley inquired if the next step included action in superior court. Attorney Mayer responded that he believed so.

Josh McAllister inquired as to whether construction would continue until the court says otherwise. He was told that it would.

Attorney Brook distributed copies of her petition.

Mr. Bouwens noted that his property pins have been removed as part of the project. Josh McAllister responded that the pins were in the right of way and that under the existing contract they will be replaced.

There being no other business the meeting was adjourned at 10:49am

Approved by the Northfield Selectboard on September 18, 2018