

**Minutes of Meeting
CONWAY BOARD OF SELECTMEN**

January 24, 2012

The Selectmen's Meeting convened at 4:03 p.m. in the Meeting Room of Conway Town Hall with the following present: Selectmen, C. David Weathers (Chair), Michael DiGregorio, Howard C. Dickinson, Lawrence Martin, and Mary Carey Seavey; Town Manager, Earl W. Sires and Recording Secretary, Karen Hallowell.

PLEDGE OF ALLEGIANCE

Chairman Weathers led the Board in the Pledge of Allegiance to the Flag.

APPROVAL OF AGENDA

Mr. DiGregorio moved, seconded by Ms. Seavey, to approve the agenda. The motion carried 5-0-0.

REQUEST FOR SECOND DRIVEWAY – BILL HOUNSELL

Bill Hounsell joined the meeting to discuss his request for a second driveway. Mr. Hounsell presented a map of his property and reviewed same with the Board. Mr. Hounsell advised that he had a temporary driveway permit and now asks that the temporary permit be granted as a permanent driveway. Mr. Hounsell advised he is asking for this due to needing handicap access, etc. Mr. Martin questioned if the existing leach field will be going away. Mr. Hounsell advised the yes, the use of the field will be going away. **Mr. Martin moved, seconded by Mr. Dickinson, that we allow the second driveway on Thompson Road for William and Sue Hounsell. The motion carried unanimously.**

DISCUSSION OF NORTH CONWAY VILLAGE LIGHTING – JANICE CRAWFORD

Public Works Director, Paul DegliAngeli and Mount Washington Valley Chamber of Commerce Director, Janice Crawford, were present for discussion.

Paul DegliAngeli, gave a brief review of the history regarding ornamental lighting and the policy set by the town.

There was a discussion on fixtures. Mr. Weathers questioned if the Mount Washington Valley Preservation Association (MWVPA) wants to redo the lights for LED or to change what is there for flags, wreaths, etc. Mr. Martin stated he feels the town should not be in the electric and light business and if you rent the utility it is better for the town. Also LED lights should be put in place. Ms. Seavey requested that the Board discuss the area of the flats and the village separately. Mr. Sires stated he agrees with Paul to switch back to the LED cobra heads on the strip. Also, if we convert in the village we can save money.

Ms. Crawford stated her charge at the last meeting was to see what they can do on the poles with wreaths, flags, etc. From the MWVPA standpoint they want to keep the decorative look but, if they do something for the village, they also want to do something for the strip also. With regard to flags and wreaths the first desire she received from the public and businesses is that they want lights. Ms. Crawford next advised that she has heard back from NHEC and

Fairpoint and they said yes you can get the wreaths, etc, but there are policies for this as well. For decorative fixtures the buck stops at Fairpoint and they have agreements that need to be signed for the brackets, etc. Mr. Crawford next stated that if the MWVPA could have want it wants, they would like the historic lights on in the village and the strip taken care of as much as the village. Also, originally, the MWVPA came forward that they could use money from the fund however, they don't know if they can. This becomes the Board's decision regarding the historic lights and if it will be every other light, etc. Ms. Crawford next stated that she is here to represent that the MWVPA has funds that could possibly be spent to change the decorative lights to LED if allowed. Also, the MWVPA has been in conversation with the Town about projects for North Conway Village and to use up the last of the \$175,000 to do continued projects in North Conway with no cost to the town. They would like to think they could turn the lights on and the funds the MWVPA has be put to other uses.

Mr. DiGregorio reviewed the town received a letter from Cindy Briggs who was on the Lighting Committee years ago. (A copy of the letter is attached hereto). Her concern was sidewalk illumination. Mr. DiGregorio stated he agrees with her concerns.

Mr. DiGregorio next questioned what is the number one goal of the MWVPA – lights or fixtures. He doesn't think they are going to get both. Mr. DiGregorio stated he feels it should be lights. Mr. DiGregorio further added he would rather go back to the cobra lights with the decorations instead of decorative. Ms. Crawford stated the lights are a priority for many reasons. She can't speak for Peter Edwards but knows he would like to see the fixtures stay. Ms. Crawford stated her concern from businesses is they need the lights to be on. Mr. DiGregorio questioned if she really thinks that decorative fixtures on a phone poll look good as he does not think so.

Mr. Martin next stated that he disagrees that the strip and village are two different issues and he won't vote for one without the other. Ms. Seavey stated she has received input from people on the strip and people have stated that no lights is a serious issue and we need to look at this from a safety standpoint.

Mr. Sires next stated if there is an option of replacing the historic with historic LED, then we need to get into serious discussions with NHEC as to whether this is feasible or not so that we know the options.

Russ Seybold of the Conway Scenic Railroad was in the audience. Mr. Sires asked Mr. Seybold to comment on the LED lights in front of his business. Mr. Seybold stated they work and they are functional. The LED do the job with illuminating.

Mr. Martin commented he wants to see lights on the strip but he is against any increased burden on the taxpayer. However, if we do go with LED and save money this is okay. He still feels the Town of Conway should not be in the lighting business. Mr. Martin next stated he feels the light fixtures on the poles don't do anything for the town and are hideous. They are not straight or uniform. However, the ones at the part and on the North-South Road work and look beautiful. Mr. Martin next stated the biggest mistake was to take the cobra heads out that reached over the street so you could see someone in the yellow line.

Mr. DiGregorio stated his vote would be to do the cobra heads on the strip and in town. His number one goal would be to light every light. He would vote at this point to put cobra's back on the strip. Ms. Crawford questioned if the NHEC allows us to replace the fixtures to fit LED will the Board allow this or are we going back to the cobra lights. Mr. Sires stated we also have to figure out if the NHEC will charge to take town historic fixtures.

Mr. Weathers asked for public comments. Sheila Duane stated she is here representing businesses in North Conway for the River Run Company. The decorative lights are important in the village for the historic look. After hearing concerns today she thinks there is an opportunity to purchase lights and we could purchase lights that work with LED. She thinks that turning lights back on on the strip is important for safety and for businesses. Ms. Duane next stated that she also walks on the sidewalks in the village and she feels there is enough light on the sidewalks. Ms. Duane next asked that more time be given to look into different options. Mr. Martin stated he doesn't disagree with the idea that the sidewalk has enough light but there is not enough light at the yellow line when someone is crossing the street. He also agrees that more time should be given to look into the options. Mr. DiGregorio stated he agrees that you can see on the sidewalks on the east side of the road but not in the roadway or on the west side of the road. We need overhead lighting. Also, we can't forget about Conway Village as it is dark and he feels we need to lighten up Conway Village more.

Ms. Crawford next questioned if she will be calling NHEC or if Earl and Paul will be calling them to discuss this matter. It was agreed that Earl Sires and Paul DegliAngeli would be contacting NHEC.

Ms. Crawford next advised that MWVPA has a Board and any new information on this will be shared with them.

Ms. Crawford next discussed pavers in North Conway. Ms. Crawford stated the Board gave permission previously to sell the pavers and this was decided for North Conway and Conway Village. Ms. Crawford advised the money from the pavers has been spent for signs, tree healing, etc and she just wanted the Board to be aware that they took what the Board said seriously and the more pavers they sell, the more things they can do.

PROPOSED BOUNDARY LINE ADJUSTMENT FOR NORTH CONWAY COMMUNITY CENTER

Burr Phillips, Civil Engineer for Civil Solutions, and Surveyor, Ron Briggs appeared before the Board. Mark Miller, Monika Belkin and Curt Detzer of the North Conway Community Center were also present in the audience.

Mr. Phillips first reviewed previous discussions held with the Board concerning a request for a Boundary Line Adjustment by the North Conway Community Center. The purpose for this is to keep the gazebo where it is and put the proposed new building back further from the sidewalk.

Mr. Phillips distributed drawings of the existing layout and the proposed layout and reviewed same with the Board.

Mr. Phillips next stated at that last meeting the Board took a straw vote and he left the meeting to work on an official plan. The next step now is the Boundary Line Adjustment. He needs a letter from the Board so they can submit same to the Planning Board. Mr. Martin pointed out this matter still has to go through public hearings, etc. Mr. Sires explained the Board of Selectmen have been granted by Town Meeting to accept property and, also, there is a statutory procedure where the matter has to be submitted to the Planning Board and Conservation Commission for a review and recommendation and then after that the Board must hold two public hearing on the proposed acquisition or sale of property. Mr. Sires notes that, in the alternative, a signed petition could be submitted for this to go before the voters. However, it

is unclear if the Board would have to put this on the warrant if received. The Board discussed sending this matter to the next step by sending this to the Conservation Commission and Planning Board. **Mr. DiGregorio moved, seconded by Mr. Dickinson, that the Board is considering this request and we would like an opinion on same from the Conservation Commission and Planning Board under the provisions of NH RSA 41:14-a.** Monika Belkin stated they are hoping to break ground on the project by the end of this year. Mr. Weathers questioned if they own all of the property. Mr. Miller replied in the affirmative advising they own the property with no ties to the former owners. Mr. Phillips questioned if it is too late for this to go to the voters this year. Mr. Sires advised that if it is legally okay for the petition then the date has not passed. The due date for petitions is 2/14/12 at 5:00 pm. The North Conway Community Center or others may still be able to put forward a petition if they so choose. **Mr. Dickinson with drew his second to the motion. Mr. Weathers seconded the motion to keep it on the floor.** Mr. DegliAngeli next reviewed that he recalls from the last time this matter was before the Board there was discussion regarding portable toilets. Mr. Phillips stated this proposed building does include public bathrooms, although they will not be manned every day. Mr. Miller stated they will be open to the public when the building is open. Mr. Miller next added there will be bathrooms in the existing building, one for men and one for women, and there will also be restrooms in the new building. Mr. DegliAngeli reviewed there was also discussion previously concerning port-a-johns and people may be upset about this as this parcel is used for portable toilets. If there is some consideration of removing the portable toilets from the park, this is the only real estate for them. Mr. Miller stated the piece of property they are talking about is owned by both the Town and the North Conway Community Center and so how does the Town of Conway put portable toilets on land jointly owned. He would like some clarification. Mr. Martin next stated that he thought there was discussion previously of putting publicly accessible bathrooms on the back end of this building. Mr. Miller advised they never talked about putting bathrooms on the back with separate access. Mr. Phillips stated he thinks the North Conway Community Center may be amenable if the town ever wanted to put bathrooms on the greenspace at the back of the building. Mr. Phillips next described where the proposed bathrooms will be in the new building. Mr. Weathers stated that from an ease of use point of view they would not be easy to get to. Mr. DegliAngeli suggested that if a Boundary Line Adjustment is done, then in the easement and deeds there could be language that addresses a future facility at that location. **Mr. Martin moved to amend the motion, seconded by Mr. DiGregorio, to include the language that upon finalization there would be a reservation on the deed for the town for future public facilities.** A motion was taken on the amendment and the **amendment passed unanimously.** The Board next voted on the motion as amended and the **motion carried unanimously.**

Mr. Miller asked for clarification on what happens now. Mr. Weathers advised this will be sent to the Conservation Commission and the Planning Board for recommendations and then we will hold two public hearings on the matter. Mr. Sires next reviewed the RSA with Mr. Miller as well. Mr. Miller next questioned what happens if someone submits a petition before 2/14/12. Mr. Sires advised then the Board will not take the above course and will just make a recommendation on the petitioned article. The Board and Mr. Sires further reviewed again both processes with the North Conway Community Center representatives.

There was next further discussion on the placement of the building. Russ Seybold of the Conway Scenic Railroad asked about the joint ownership of the property. Mr. Sires stated the deeds say the Town and the North Conway Community Center have common interest in this particular parcel.

There was next discussion of the proposed building with the Board. Mr. Sires next expressed concerns of the visual impact etc. and suggested they building the building at the south end of the lot.

LOWER MOUNT WASHINGTON VALLEY SOLID WASTE DISTRICT - UPDATE

Mr. Sires distributed minutes of the most recent Lower Mount Washington Valley Solid Waste District (LMWVSWD) meeting and other information and reviewed same with the Board. (See attached). Mr. Sires explained the LMWVSWD meets and makes recommendations to the Board of Selectmen. Any changes made to Chapter 113/Solid Waste Ordinance are done after public hearings are held and the Selectmen decide on any changes.

Mr. Sires next advised the LMWVSWD is recommending that we establish a user fee for visitors. Mr. DiGregorio questioned if this is for people who come to town and say they are staying in town but don't have anywhere to dump trash. Mr. DegliAngeli replied in the affirmative.

Mr. Sires next advised the LMWVSWD has also recommended that we start accepting railroad ties at the Transfer Station and charge a fee for same.

Mr. Sires next advised the LMWVSWD also passed a motion to support putting back the positions at the transfer station in the budget.

Mr. Sires next reviewed that the Board of Selectmen took action at a previous meeting to start on a course to close the dump store. The LMWVSWD wants to put a survey together regarding the use of the dump store. They asked that the survey be conducted before a decision is finalized on the dump store. Mr. DiGregorio stated he is not sure what questions you would ask in the survey as the Board of Selectmen are talking about the liability issue of the dump store. The Town of Conway has the exposure. Ms. Seavey stated she would like to know how they will be conducting this survey. Mr. Seavey next stated that if the dump store went to a non profit we would still have the liability.

Mr. Sires next stated that if this Board chooses to take action on any of these items, we would then go through the process of holding public hearings to consider changes to the ordinance.

Mr. Martin moved, seconded by Mr. DiGregorio, that we look into establishing a user fee for visitors as stated on the document dated 1/12/12 and that we establish a policy for accepting railroad ties and fees and to start the statutory process. The motion carried unanimously.

Mr. Martin moved, seconded by Mr. DiGregorio, that we reiterate our position on the dump store and, unless someone steps forward to man it, then we will stay the course of closing it. The motion carried unanimously.

REVIEW AND CONSIDERATION OF ANNUAL OPERATING AGREEMENT BETWEEN THE TOWN OF CONWAY, MOUNT WASHINGTON VALLEY SKI TOURING ASSOCIATION AND CONWAY SCHOOLS

Mr. Sires reviewed the Annual Operating Agreement between the Town of Conway, Mount Washington Valley Ski Touring Association and Conway Schools in an annual agreement for the management and grooming of the Whitaker Woods property and private property for

cross country skiing, and funding and fees for same. **Mr. Martin moved, seconded by Mr. DiGregorio, that we sign the agreement between the Town of Conway, Mount Washington Valley Ski Touring Association and Conway Schools based on the fact it is the same as last year. The motion carried unanimously.**

UPDATE ON KEARSARGE METALLURGIC

Mr. Sires briefly reviewed the history of the Kearsarge Metallurgic matter. Mr. Sires further reviewed that the Board was previously interested in getting this land back into use. Mr. Sires next reported that part of this process is that the DES has sent a draft groundwater use and determination (see attached). Mr. DegliAngeli next reviewed the information in the document with the Board. Mr. DegliAngeli further reviewed they would need to record restrictions on the property. Mr. DegliAngeli next reviewed Table 4, items 4, 5 and 8 with the Board.

There was discussion with the Board regarding the use restrictions of this property. There was discussion that groundwater can't be used on this site. Mr. DiGregorio stated he thought we were advised previously that the site was clean. Mr. DegliAngeli explained there are metals, etc and they sit at the bottom of an interface in the geology chains. Other chemicals have been removed and flashed off. The others have settled and cant be brought up or cleaned off, but the it is still not safe for drinking. The metals, etc., are locked in the sediment layer. Future use of the property is okay but you can't put a well on the property. There was further discussion with the Board. Mr. Weathers questioned if the property is okay for limited use but that you cant disturb the earth. Mr. DegliAngeli replied in the affirmative. Mr. Weathers asked about mining and can they dig down Mr. DegliAngeli responded in the negative –not at this location. Mr. Martin questioned if the building has to stay. Mr. DegliAngeli advised it does not. However, the treatment building stays and the government is not even interested in removing it. The people who acquire the property may want to use it or take it down and it is up to them. Mr. DiGregorio stated he has heard many times form the federal government that places are okay and they turn out not to be and he does not understand why they didn't dig down 16 feet and why would they possibly leave the materials in there. There was further discussion. **Mr. Martin moved, seconded by Mr. Dickinson, to allow the process to move forward and that we agree with Statements 4, 5 and 8 on Table 4.** Ms. Seavey asked for further clarification. Mr. DegliAngeli explained the public process before going to a public hearing. We need to do this before it goes back to private use. The scientists are saying it is all done and they are reaching out to see if anyone else has concerns that business is not done on that site. Mr. Weather stated that if we vote yes, we understand there are elements on the site but they don't pose a threat. Mr. DegliAngeli replied in the affirmative and added we know there is contamination but they are low and medium. Mr. Martin stated that we are looking to see if these are truthful and correct statements and, if so, that the process can continue. Mr. Weathers stated he feels better with the fact they are putting restrictions as to what can and cant be done on the property but he doesn't feel comfortable endorsing their (DES) statements. Mr. Weathers next stated that the future owner will have limited use of the property and all water will come from the Conway Village Fire District. Mr. Dickinson asked if we are going to put this land to acceptable use and move this process along. Mr. Martin stated he feels they are saying what can and cant happen on the property and they are saying nobody can go and drill a well and take water out. Mr. DiGregorio stated he didn't concur with letting them off they hook and they should have taken all the soil out. Mr. DegliAngeli stated the Town had those discussions 10 years ago and they would not agree to do that. Mr. Sires next stated the only reason we are involved at this point, is that the Board wanted to get this back on the tax rolls. If the Board is not interested, then it still doesn't change what they are saying. Mr. DiGregorio asked if we can have one of them come forward and explain why they didn't remove everything. Mr. Sires

stated we could ask them but it doesn't change history. All the public hearings, etc are done and gone now. You can be concerned about the state of the property now but it doesn't change what they will do going forward. If the Board is uncomfortable we can stop the process now of trying to pursue this matter. Mr. Weathers stated he is comfortable if we can put restrictions on the land and not allow any future landowner to dig, but he does not feel comfortable with what is down under the ground. If this goes forward we will put certain things in place where no one can disturb it. A vote was taken and the **motion carried 3-2-0 with Messrs. Martin, Dickinson and Weathers voting in the affirmative and Ms. Seavey and Mr. DiGregorio voting in the negative.**

REAFFIRM INVESTMENT POLICY

Ms. Philbrick advised the Town has an Investment Policy which is adopted yearly. There are no revisions to the Investment Policy and she is requesting the Board review and reaffirm same. **Mr. Martin moved, seconded by Mr. DiGregorio, to reaffirm the Investment Policy. The motion carried 4-0-1 with Ms. Seavey abstaining.**

BUDGET/WARRANT ARTICLES

Ms. Philbrick distributed information on the 2011 budget, including revenues and expenditures and reviewed same with the Board. Mr. Sires advised the Town came in under budget for 2011. Ms. Philbrick advised the Town will have \$209,000 to contribute to fund balance.

Ms. Philbrick next reviewed estimated revenues for 2012 of \$3,174,000. Mr. Sires explained we are estimating that revenues will be going down and we are being conservative at this point. Ms. Philbrick reviewed that in the future we will no longer have the \$110,000 from cable equipment and, also, we won't have another \$75,000 which came from the sale of the Grove Street property and this is also why the estimates for revenues are going down.

Mr. DiGregorio noted the 2011 welfare budget went over by 27%. Mr. Sires confirmed same. Mr. Sires next reviewed that we came in under for the legal budget in 2011 but we have increased the budget amount for 2012 as we are anticipating matters regarding Transvale. Mr. Sires next reviewed that the 2011 Police budget came in under. Mr. Sires next noted that for 2011 the Library was over budget a little bit. Ms. Philbrick noted there was also an overage for the Emergency Management 2011 budget and this is due to Tropical Storm Irene. Mr. DiGregorio noted that Chief Solomon did a lot of work in 2011 with regard to the storm and questioned if they will get compensated by FEMA. Mr. Sires stated that Chief Solomon and the Conway Village Fire Precinct are also part of the non precinct fire agreement and Chief Solomon is also the Town Emergency Management Director and gets \$400 per month for this position. Mr. Sires next suggested the Board consider a letter to Chief Solomon and the Precinct for allowing him to do that work. Mr. DiGregorio stated that someone at the Budget Committee was questioning the contract and the significant amount of time he spent after the storm but now he understands the compensation amount was set before this happened.

Mr. Sires next distributed a Warrant Article Study Sheet to the Board and reviewed same. (See attached). Mr. Sires next reviewed that since this sheet was printed there is also an update regarding the Collective Bargaining Agreement and we now do have a tentative agreement with the Union. Mr. Sires stated he doesn't believe it will have an impact and that a figure of zero can be put down for this article. Mr. Sires next reviewed the total of the warrant articles to date. Mr. Sires further reviewed this does not include non profit warrant articles as yet. If the Board approves all the articles presented today (exclusive of the non profit articles)

the impact is about \$.71 on the tax rate and for those in the non precinct area of town the rate is about \$.78. Mr. Sires next reviewed that he will take the articles to the Budget Committee meeting scheduled for next week. Mr. Sires briefly reviewed the warrant articles with the Board. Mr. Sires advised the proposed operating budget article figure is \$9,123,823; however, we do not yet have the default budget figure yet as the Budget Committee has to consider this figure.

The Board next considered the proposed articles as follows:

Recreation Vehicle Capital Reserve Fund – **Mr. DiGregorio moved, seconded by Ms. Seavey to support the warrant article for the Capital Reserve Fund for Recreation. The motion carried unanimously.**

Infrastructure Capital Reserve Fund – **Mr. Martin moved, seconded by Mr. DiGregorio, to support the warrant article for the Capital Reserve Fund for Infrastructure. The motion carried unanimously.**

Highway Capital Reserve Fund – **Mr. Martin moved, seconded by Mr. DiGregorio to support the warrant article for the Capital Reserve Fund for Highway. The motion carried unanimously.**

Police Vehicle Capital Reserve Fund - **Mr. Martin moved, seconded by Mr. DiGregorio to support the warrant article for the Capital Reserve Fund for Police Vehicles. The motion carried unanimously.**

Town Buildings Capital Reserve Fund - The Board agreed this article should be in the amount of \$80,000. **Mr. Martin moved, seconded by Mr. DiGregorio to support the warrant article for the Capital Reserve Fund for Town Buildings in the amount of \$80,000. The motion carried unanimously.**

Solid Waste Capital Reserve Fund - **Mr. DiGregorio moved, seconded by Mr. Martin to support the warrant article for the Capital Reserve Fund for Solid Waste. The motion carried unanimously.**

Landfill Closure Capital Reserve Fund - **Mr. Martin moved, seconded by Mr. DiGregorio to support the warrant article for the Capital Reserve Fund for Landfill Closure. The motion carried unanimously.**

Landfill Expansion Capital Reserve Fund - **Mr. DiGregorio moved, seconded by Ms. Seavey to support the warrant article for the Capital Reserve Fund for Landfill Expansion. The motion carried unanimously.**

PEG Expendable Trust – **Mr. DiGregorio moved, seconded by Mr. Martin, to put \$129,000 into the PEG Expendable Trust Article.** Mr. Martin questioned what if we do not receive \$129,000. Mr. Sires suggested making a motion to put whatever amount we receive into the article. Ms. Philbrick advised she is pretty sure we will get \$129,000 and if we get more it will go into the general fund. There was further brief discussion by the Board. **Mr. Martin moved, seconded by Mr. DiGregorio, to table the motion.** Mr. Sires advised he will get further information regarding this article.

Patrol Officer for the Conway Police Department – **Mr. Martin moved, seconded by Mr. DiGregorio, to support the warrant article for the Patrol Officer for the Conway Police Department. The motion carried unanimously.**

Police Officer for Conway Police Department (COPS Grant) – Mr. Sires reviewed the amount of the article is \$235,300. This has zero effect on taxes for three years because the money will come from a grant. In the fourth year the officer will be paid for by the voters. **Mr. Martin moved, seconded by Mr. DiGregorio, to support the warrant article for the Patrol Officer for the Conway Police Department/COPS Grant. The motion carried 4-1-0 with Mr. Weathers voting in the negative.**

Emergency Generator for the Conway Recreation Shelter – Mr. Sires reviewed the article is presently for \$40,000. Mr. Sires next advised this amount needs to be updated to the most recent number of \$60,000. **Mr. Martin moved, seconded by Mr. DiGregoro, to support the article for the Emergency Generator for the Conway Recreation Shelter.** Mr. Dickinson stated he feels the Conway Recreation Building is getting run down. Mr. DiGregorio stated he was torn on this article at \$40,000 and now it is up to \$60,000. What bothered him all along is if you are going to have a shelter long term, you need to have showers. Mr. DiGregorio stated he had not been in favor of using the Conway Recreation building for the shelter in the past as the High School has a generator and showers. However, then Irene came along and making the decision to put people at the Recreation Center had no impact on the High School. Also, our town garage has no generator and we have no provisions for this building either. Mr. DiGregorio stated if he supports this motion it is to get this article before the voters and let them decide if this is needed. **A vote was taken and the motion failed 2-3-0 with Messrs. DiGregorio and Weathers voting in the affirmative and Ms. Seavey and Messrs. Martin and Dickinson voting in the negative.** Mr. Sires advised the Board this article will not appear on the warrant.

Emergency Ambulance Service – The Board reviewed they had previously approved the contract. **Mr. Martin moved, seconded by Mr. DiGregorio to place the Emergency Ambulance Service article on the warrant. The motion carried unanimously.**

Non Precinct Fire Agreement - **Mr. Martin moved, seconded by Mr. DiGregorio to enter into the Non Precinct Fire Agreement and place this article on the warrant. The motion carried unanimously.**

Ten Year Parking Lot Lease – Mr. Sires reviewed this article is for a 10 year lease and capital improvements for a total of \$40,000. \$30,000 will be by tax revenue and \$10,000 will come from the lot owners if this article is approved by voters. **Mr. Martin moved, seconded by Mr. DiGregorio to support the article for the ten year parking lot lease. The motion carried unanimously.**

Library – The Board reviewed they previously voted to support this article 5-0-0.

ROADS

Public Works Director, Paul DegliAngeli joined the meeting.

Mr. DegliAngeli first discussed Locust Lane. Mr. DegliAngeli advised that when the North-South Road was built part of Locust Lane was taken. A developer in town has bought up land east of the Red Jacket driveway and developed it into rental property. It has been difficult to conduct winter operations due to the fact that parking is now coming out into the street when the units are rented. The developer also got a lot from the State and built a twelve bedroom house. There is no place for the town trucks to turn around. The landowner wants to take the upper portion of Locust Lane and take care of it. Mr. DegliAngeli stating he is

proposing abandoning the upper portion of the road and also make a turnaround. There was brief discussion with the Board. **Mr. Martin moved, seconded by Mr. DiGregorio, to move forward with abandoning the upper end of Locust Lane per Paul DegliAngeli and do what we have to do to get this on the warrant this year.** Mr. Martin questioned how many owners this will affect. Mr. DegliAngeli advised there is one owner and he agrees to take care of this area. **The motion carried unanimously.**

Mr. DegliAngeli next discussed Henderson Road. Mr. DegliAngeli advised that Henderson Road has been a Class 6 road for many years. There has been recent development on this road, the Royal View Subdivision. Mr. Sires pointed out it is a Class 6 road and is not maintained. Mr. DegliAngeli reviewed that some time ago a developer came in and wanted to develop part of this area and subdivide it. The Board of Selectmen said yes but you have to do improvements to the road. Mr. DegliAngeli advised the developer built the development but never improved the road. Mr. DegliAngeli next advised that we own a section of Brownfield Road that we maintain and then it stops and turns into a "Jeep" type road in the good times of the year. Mr. DegliAngeli stated we could abandon this road from Davis Hill to the turnaround on Henderson or go after the Royal View Subdivision. There was discussion by the Board. The Board asked about other roads in the area, Labrador Pond, etc. It was agreed this should all be looked at before moving forward at this time. **Mr. Martin moved, seconded by Mr. DiGregorio, to direct staff to comprise a list of all Class 6 roads they would like on the warrant for 2013 for removal as town roads.** The motion carried unanimously.

GEORGE HALEY RETIREMENT

Mr. DegliAngeli reported that town employee, George Haley, is retiring. Mr. Haley has been with the Town for 31 years and he would like to see him recognized. **Mr. Martin moved, seconded by Mr. DiGregorio, to direct staff to make a Proclamation for George Haley's thirty one years of service to the Town of Conway and that we proclaim this Friday as George Haley Day in the Town of Conway.** The motion carried unanimously.

SIGNING OF DOCUMENTS

- a. Abatement Tax Map/Lot 232-145
- b. Abatement Tax Map/Lot 268-23
- c. Abatement Tax Map/Lot 277-2

Mr. Martin moved, seconded by Mr. DiGregorio, to sign the Abatements for Tax Map/Lot 232-145, 268-23 and 277-2. The motion carried 4-0-0.

CONSIDERATION OF BILLS

- a. Manifest 1/26/12
- b. Payroll 1/26/12

Mr. Martin moved, seconded by Mr. DiGregorio, to sign the manifest dated 1/26/12 and Payroll dated 1/26/12. The motion carried 4-0-0.

RATIFICATION OF DOCUMENTS SIGNED OUT OF SESSION

There were no documents signed out of session for this week.

REVIEW AND CONSIDERATION OF SPECIAL EVENT APPLICATION(S)

a. National Multiple Sclerosis Society/MS Walk North Conway 2012/Shouler Park 5/6/12

Mr. Martin moved, seconded by Mr. DiGregorio, to grant the Application for Special Event for the National Multiple Sclerosis Society MS Walk in North Conway scheduled for 5/6/12. The motion carried unanimously.

CONSIDERATION OF MINUTES: 1/3/12

Mr. Martin moved, seconded by Mr. DiGregorio, to approve the minutes of 1/3/12 as written. The motion carried unanimously.

TOWN MANAGER REPORT

Amendment to Non Union Personnel Manual (Larry Clause) – Mr. Sires reviewed at the last meeting a motion was passed regarding the “Larry Clause”. Mr. Sires distributed a memo to the Board with new language for the personnel manual and reviewed same.

Transvale – Mr. Sires reviewed a meeting for property owners/residents of Transvale is scheduled for Thursday, January 26, 2012 at 3:00 pm regarding a buyback program. State and Federal officials will be in attendance.

Fourth of July – Mr. Sires stated that the Fourth of July falls on a Wednesday this year. We have already received inquiries as to when the celebration will be held. The Town of Conway in the past has always celebrated on the Fourth. Mr. Sires questioned if this is what the Board wants to see for this year as well. The Board all agreed to have the Fourth of July Celebration on the Fourth of July. The Board further agreed this to be the policy of the Town.

BOARD REPORTS AND COMMENTS

Sidewalk Plowing – Ms. Seavey notes that the sidewalks were poorly plowed this past weekend in North Conway. Mr. Sires advised we are addressing the issue.

Fourth of July – **Mr. Martin moved, seconded by Mr. Dickinson, that the Town observe the Fourth of July on the Fourth of July as far as celebrations go. The motion carried unanimously.**

Lower Mount Washington Valley Solid Waste District – Mr. Dickinson reported there is a meeting scheduled for the Lower Mount Washington Solid Waste District on February 6, 2012 at 9:00 am. at Town Hall.

Winter Road Maintenance – Mr. Dickinson reported the employee plowing his road is doing a great job. Mr. Dickinson stated that whenever we see a town employee going the extra little bit he/she should be commended and, also, if someone is doing a bad job this should be reported as well.

Valley Vision – Mr. DiGregorio reported the live Valley Vision broadcasts that were scheduled were canceled because of the school closing due to bad weather.

Mr. DiGregorio next reported that the Town of Madison is supposed to be having a meeting tonight regarding PEG TV.

Mr. DiGregorio questioned if the Board had interest in sending someone from Valley Vision to record the County Commission meetings. There was brief discussion and the Board all agreed they are okay with this.

Mr. DiGregorio next reported he was asked by the Valley Vision to see about doing a multi year contract. He spoke with Mr. Sires regarding this and there are some logistical issues to deal with first. Mr. DiGregorio asked that this be an agenda item in the future. The Board agreed.

Mr. Sires reported on the State High School Ski Jump Championship and suggested this would be a good thing to film and air on Valley Vision. The Board agreed. Mr. DiGregorio stated he will ask Valley Vision to tape County Commissioner meetings and the Ski Jump event.

County Dispatch Meeting – Mr. Weathers advised a meeting was scheduled with Moultonborough to discuss dispatch for the County however; it was canceled due to weather. The meeting has been rescheduled for February 2, 2012 at 4:00 pm. Mr. Weathers stated he will see if he can attend this meeting. Mr. DiGregorio advised that he has a lot going on and may not be able to attend.

PUBLIC COMMENTS AND MEDIA QUESTIONS

There were no public comments or media questions.

ADJOURN

At 7:55 p.m. the meeting adjourned without objection at the call of the Chair.

Respectfully submitted,

Karen J Hallowell
Executive Secretary