

**Minutes of Meeting  
CONWAY BOARD OF SELECTMEN**

January 26, 2010

The Selectmen's Meeting convened at 4:08 p.m. in the Meeting Room of Conway Town Hall with the following present: Selectmen, Larry Martin (Chair), C. David Weathers, Bob Drinkhall, and Mike DiGregorio; Town Manager, Earl W. Sires; and Recording Secretary, Karen Hallowell

Selectman, Howard C. Dickinson, was not present.

PLEDGE OF ALLEGIANCE

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

SIGNING OF DOCUMENTS

The Board reviewed and signed various documents contained in the signature folder.

CONSIDERATION OF BILLS

The Board reviewed and signed the manifest dated January 28, 2010.

CONSIDERATION OF MINUTES

The minutes of 11/24/09 were considered. Mr. Drinkhall offered the following amendments: Page 3 at the bottom of the last paragraph "the reaction" should be changed to "his reaction". On Page 4 at the top of the page, the sentence reading "...one entity handles rate increases differently and very strangely a high percentage of the hires fits the highest percentage rate and this seems odd." should be changed to the following "...one entity handles rate increases differently and very strangely a high percentage of the employees fit the highest rating resulting in the largest increase available and this seems odd." **Mr. Weathers moved, seconded by Mr. Drinkhall to accept the minutes as amended. The motion carried 4-0-0.**

Consideration of the minutes of the 12/1/09, 12/8/09, 12/14/09 & 12/22/09 meetings were carried to the next meeting.

REVIEW AND CONSIDERATION OF SPECIAL EVENT APPLICATION(S)

Up North Orienteers / Whitaker Woods Orienteering Event – The Board reviewed the application. Mr. Sires reviewed the orienteering event involves activities using a compass and people finding their way around Whitaker Woods. They have been through the approval process, the Conservation Commission has reviewed their information and the application is complete. **Mr. Drinkhall moved, seconded by Mr. Weathers, to approve the application for the Up North Orienteers, Whitaker Woods Orienteering Event. The motion carried 4-0-0.** The Board signed the event permit.

PUBLIC HEARING: COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT  
TO HEAR PUBLIC COMMENT ON THE PROGRESS OF THE CONWAY  
VILLAGE WATERLINE REPLACEMENT CDBG PROJECT.

At 4:10 p.m. Chairman Martin read aloud the public hearing notice regarding the Community Development Block Grant Project to hearing public comment on the progress of the Conway Village Waterline Replacement CDBG Project and opened the public hearing.

Mr. Sires introduced Donna Lane, CDBG Consultant, and briefly reviewed information on the project.

Donna Lane reviewed a summary of the project with the Board. (A copy of same is attached hereto).

Chairman Martin asked for Board questions or comments. There were none. Chairman Martin next asked for public questions and/or comments. There were none.

Chairman Martin declared the public hearing closed at 4:15 p.m.

NORTH CONWAY BRIEFING ON HB 1199

Jim Umberger, Commissioner of the North Conway Water Precinct (NCWP) and David Berner, Superintendent of the NCWP, joined the meeting. Also present was Doug Burnell of HEB Civil Engineers. The representatives explained they were present today to review HB1198 which will amend the boundaries of the NCWP.

Mr. Bernier advised this is a housekeeping issue. Mr. Bernier advised that NCWP's legal counsel, Mr. Dewhurst, has asked them to ratify and affirm the precinct boundaries and also the firm of Wadleigh and Starr advised them they should also go ahead and do so. Mr. Bernier went on to explain the NCWP was formed in 1905 and the only way to legally expand is by the legislature and also to have the boundaries ratified and affirmed. Mr. Bernier next advised the NCWP Commissioners also hired Mr. Burnell and had them get all the expansions done over the years and draw same on a map. Mr. Burnell next reviewed a map with the Board with the boundaries. There was brief discussion with the Board.

Chairman Martin asked for public comments or questions. There were none.

UPDATE ON NORTH CONWAY WATER PRECINCT AND  
CONWAY VILLAGE FIRE DISTRICT INTERCONNECT PROJECT

Public Works Director, Paul DegliAngeli, joined the meeting and provided a update on the North Conway Water Precinct and Conway Village Fire District interconnect project.

CENSUS DISCUSSION / DARREN DETH,  
RECRUITING ASSISTANT, US CENSUS BUREAU

Darren Deth, Recruiting Assistant, for the US Census Bureau, joined the meeting. Mr. Deth first gave a brief history of the US Census and explained the reasons for the census.

Mr. Deth next advised the US Census Bureau is now working on the 2010 census and they are looking for over 1000 people in the state of New Hampshire to work as census workers. Mr. Deth reviewed the wage and mileage reimbursement as well as the age requirements for the positions. Mr. Deth advised they need full and part time workers, both evenings and weekends. Mr. Deth advised people can get more information by calling 1-866-2010 or online at [www.2010censusjobs.gov](http://www.2010censusjobs.gov).

DISCUSSION OF PLOWING OF BUS STOP/ROUTE  
16 NORTH CONWAY - BLAIR ROBINSON

A citizen, Blair Robinson, joined the meeting to discuss plowing of a bus stop in North Conway. Mr. Sires advised that Mr. Robinson has spoke to both he and Public Works Director, Paul DegliAngeli, regarding the issue and now this matter is at the Board of Selectmen level for discussion.

Mr. Robinson explained that the north corner of Sunset Hill is a Junior High School bus stop. Mr. Robinson stated he has concerns for his and other children using this bus stop as it is not plowed. Mr. Robinson explained that for both Sunset Hill or Duprey Road students would have to cross the street (Route 16) to stand on a sidewalk that is plowed and he does not feel this is safe.

Mr. DegliAngeli explained the reason we plow snow on the west side is because of the physical obstructions on the east side of the road. On the west side, we push snow in the road and the town picks it up and on the east side it hits stone walls, slopes, etc. The Board of Selectmen has decided we would do only on one side of the road. Mr. DegliAngeli advised that he spoke with Jim Hill from the SAU9 office today and asked if there was a concern from the school standpoint. Mr. DegliAngeli explained that while we realize it is not desirable to have them crossing there aren't sidewalks everywhere in town. Mr. DegliAngeli pointed out other areas in town where children have to walk. This raises a lot of questions and Mr. Robinson's point of view is understood but we don't see how the situation is unique. The Board needs to review and consider the situation. The Board held discussion. Mr. Martin suggested taking this matter under advisement, reviewing the area and then make a decision. Mr. DiGregorio asked if we could just have the contractor go over there and do that sidewalk. Mr. DegliAngeli stated then we would also have to go over there and pick up the snow as well. Mr. DegliAngeli advise we could go and look to see if there is room for snow storage; however, if there is heavy snow we would not have the room. Mr. DiGregorio next questioned if the neighborhood itself could help keep the sidewalk clean. Mr. Drinkhall asked if a wing from a plow truck could plow an area for the students. Mr. DegliAngeli advised that he will take a look at this idea to see if this could be done. Mr. Martin advised staff will be asked to look into what we can do about this area.

VALLEY VISION AGREEMENT

Mr. Sires distributed a proposed agreement between the Town of Conway and Valley Vision to the Board and reviewed same. Mr. Sires next reviewed there was in increase in franchise fees of approximately \$7,000 this year and we will receive \$122,000. **Mr. Drinkhall moved, seconded by Mr. Weathers, that we agree to this Memorandum of Agreement to be signed out of session. The motion carried 4-0-0.**

### SALT SHED PROPERTY

Mr. Sires reviewed there is a case pending with the Board of Tax and Land Appeals (BTLA) concerning the Town's salt shed property. The state has placed \$160,000 on account with the BTLA. The state wants to know if we want to continue with the transaction at this point or return the money to the state. Mr. Sires advised it is the recommendation at this point to return the funds and continue to operate the salt shed where it is currently located. There was a discussion by the Board regarding the condition of the salt shed and the location of the shed. The Board all agreed this is a good location for the shed. **Mr. Drinkhall moved, seconded by Mr. Weathers to retain the property and return to corners. The motion carried unanimously.**

### BUDGET DISCUSSION

Police Budget – Lucy Philbrick reported the Police have asked to revise their budget because they have miscalculated retirement. The proposed total was \$2,571,510 and the new proposed total is now \$2,586,293.

Library Budget – Ms. Philbrick advised when library made their presentation to the budget committee they made a level funded presentation.

There was discussion by the Board as to whether to revote on the proposed 2010 budget to wait until recommendations come back from the Budget Committee. The Board agreed they will wait until recommendations come back from the Budget Committee to make any further decisions. The Board also agreed since they did not have a full board tonight they didn't want to take any action either. Mr. Martin did note that he will be supporting the level funded budget of library.

Warrant Articles - Mr. Sires distributed a revised copy of the proposed warrant to date.

The Board first reviewed the petitioned warrant article regarding Robert Morrell Drive. It was reviewed that Robert Morrell Drive is located on the Kancamaugus Highway. It was reviewed that Robert Morrell Drive was built to town specifications. The length of road 600 feet with a cul de sac. Mr. Weathers questioned if this road can be picked up with the existing plow route. Mr. DegliAngeli replied in the affirmative. Mr. Martin asked about expenses for the road. Mr. DegliAngeli stated more road is more road and that equals future costs, i.e. paving, etc. Mr. Martin next reviewed there is no moratorium on accepting roads and the Selectmen do need to make a recommendation on the warrant article. Mr. DegliAngeli reviewed that per the town road standards, this does meet the town road standards. There was further brief discussion. Mr. Martin suggested the Board wait until Mr. Dickinson is present and there is a full Board to make a recommendation on this petitioned article. The Board agreed. Bill Volk, President of Habitat for Humanity, was present and pointed out that there is a million in tax revenue on this road.

Selectman, David Weathers, was excused and left the meeting at 5:45 p.m.

Service Garage – Mr. Sires advised that with regard to the garage and the request for funding through USDA rural development, he has had a meeting with them and at this point we thought we would have a clearer idea; however, it was recently

determined by USDA that a historic preservation review would be required. This may mean that we may not have an answer by town meeting. If we can get them up to Conway to review this in time we may know in time, but if not, we will not know by town meeting.

Mr. DegliAngeli next advised that the Federal Government will not obligate funds until they have a positive vote at town meeting. Mr. DegliAngeli advised that we can't go forward with bid until we know about funds. Mr. DegliAngeli further reviewed information the need to have all American made goods etc.

Mr. Sires next distributed information regarding Doug Swett's idea from the last meeting of just paying for the garage and not bonding the garage. Mr. Sires reviewed the information, bond costs, pay for it in one year approach, etc. with the Board. There was discussion regarding methods of payment, bonding, life safety issues with the garage, warrant article language and the amount of the warrant article, the bid process and pursuing the grant money. Mr. Drinkhall stated we are also waiting for the recommendation of the Garage Committee and they meet next Tuesday. Mr. Sires advised that if the Board is to have a warrant article for the garage we have to have a number for the warrant article as we can't have an open ended warrant article. There was next discussion as to what possible bond language could be for the article. Mr. DiGregorio stated that throwing too many numbers around makes it confusing to voters. It was suggested the Board should wait until we know more information. The Board all agreed to discuss this further next week.

Bike Lane – Mr. Sires reviewed the Bike Lane article has been reworded as requested by the Board and reviewed same.

PEG Article – Mr. DiGregorio questioned why franchise fees are in a warrant article. Mr. Sires explained the Board decided on an expendable trust fund and the Board decides how much to put into the PEG article. Mr. DiGregorio questioned what happens if the voters say no. Mr. Sires advised the funds would then go into the general fund.

### TOWN MANAGER REPORT

Mechanic Street – Mr. Sires asked Board members to call him if they should get calls from the public with problems in the future so that he can address same. Mr. DegliAngeli next reported on the removal of snow from Mechanic Street.

Fourth of July – Mr. Sires reported the Fourth of July falls on a Sunday this year and questioned if the Board would like to follow along with their same policy this year in keeping the celebration day on the fourth. The Board all agreed absolutely to stay with policy and keep the fourth's activities on the Fourth of July.

Heaters – Mr. Drinkhall asked about the heaters from the school. Mr. Sires advised he will let Paul know about the heaters.

### BOARD REPORTS AND COMMENTS

Cable Franchise Agreement- Mr. DiGregorio advised that a meeting was held recently with legal counsel regarding the Cable Franchise Agreement. Mr. DiGregorio advised that the town had received a proposal back from the cable company recently

and we have now countered back again to the cable company. Mr. DiGregorio added that he hoped we are going to be ironing our final wording soon.

Special Event Applications – Mr. DiGregorio reviewed that the event applications have moved over to the Recreation Department. Mr. DiGregorio advised that he is working with Mike Lane to develop a pre-application form.

Budget Committee – Mr. Drinkhall reported that concerning the Budget Committee, if a member does not show up for meetings, there is an RSA that allows them to be deleted from the Committee. This pertains to unexcused absences. Mr. Drinkhall reported the Committee has one member this applies to at this time.

Garage Committee – Mr. Martin reported a Garage Committee meeting is scheduled for Tuesday, February 2, 2010, at 2:00 p.m. followed by a Board of Selectmen meeting at 4:00 p.m.

PUBLIC COMMENTS AND MEDIA QUESTIONS

There were no public comments or media questions.

ADJOURN

At 6:28 p.m., the meeting adjourned at the call of the Chair.

Respectfully submitted,

Karen J. Hallowell  
Executive Secretary