

**Minutes of Meeting**  
**CONWAY BOARD OF SELECTMEN**  
May 3, 2011

The Selectmen's Meeting convened at 4:00 p.m. in the Meeting Room of Conway Town Hall with the following present: Selectmen C. David Weathers (Chair), Larry Martin, Howard C. Dickinson, Michael DiGregorio, and Mary Carey Seavey; Town Manager, Earl W. Sires; and Recording Secretary, Holly Meserve.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF AGENDA

**Mr. Dickinson moved, seconded by Mr. DiGregorio, to approve the agenda. Motion unanimously carried (5-0-0).**

PUBLIC HEARING – OFFER OF GIFT OF LAND (PID 276-220)

Mr. Weathers stated that this is the second hearing for land located on Irma Lane. Mr. Weathers asked for public comment; there was none. Mr. Weathers asked if the Planning Board recommended taking this land. Mr. Sires answered in the affirmative. Mr. Weathers stated that the Conway Conservation Commission is okay with this.

Mr. Sires stated that the owner has stated that he did not want to pay the taxes that are due. Mr. Sires stated if you decide to take this property it should be contingent upon the taxes due being paid. Mr. DiGregorio asked how much is due in taxes. Mr. Sires stated that he believes it is less than \$200. **Mr. DiGregorio moved, seconded by Mr. Dickinson, to accept PID 276-220 as a gift of land contingent upon the taxes due being paid. Motion carried with Mr. Martin voting in the negative (4-1-0).**

REVIEW SPECIAL EVENT APPLICATION

**American Legion Summer Carnival and Fundraiser to Support Our Troops:** Mr. Sires stated that representatives from the American Legion could not be present today, but can be available next week. Mr. Sires stated that John Eastman and Corie Frechette from the Conway Recreation Department and himself met with Phil Murray yesterday and there is a list of items that need to be submitted. The Board agreed to put this on the next agenda.

CONSIDERATION OF DRIVEWAY PERMITS

Mr. Sires stated that this needed Planning Board approval to move the enforcement under the jurisdiction of the Board of Selectmen and that has been done. Mr. Sires stated there have been amendments to the permits. Mr. Sires stated that the Planning Board also increased the engineering fees from \$40 an hour to \$85 an hour. **Mr. Dickinson moved, seconded by Mr. DiGregorio, to approve the revised Construction/Driveway Permit. Motion unanimously carried (5-0-0).**

## BOARD OF SELECTMEN – MAY 3, 2011

### REVIEW OF DESIGN FOR DIRECTIONAL SIGNS AT WASHINGTON STREET PARK

Mr. Sires submitted sign designs to the Board. **Mr. Dickinson moved, seconded by Ms. Seavey, to accept the upper left hand corner design.** Mr. DiGregorio asked the reason for this sign. Mr. Dickinson stated that the first street sign for West Side Road is after the bridge and people get confused when they get to the triangular park on which way they should go. Mr. DiGregorio asked who is paying for the signs. Mr. Sires stated that we have a sign budget and this will affect that budget. Mr. Dickinson asked how much you think it will cost. Paul DegliAngeli stated that he cannot imagine it being more than \$100 a sign.

Mr. Martin stated that the mission was to come back with a retro looking sign, which is what staff has done. Mr. DegliAngeli stated that we could go to Gemini Sign and use a composite material, have two steel sign posts and have the Town Crew install them. **Mr. Martin moved, seconded by Mr. Dickinson, to amend the motion to follow the guidelines from the last meeting to keep the signs a retro wood look with white and black lettering and the sign posts to be behind the granite posts. Motion carried with Ms. Seavey and Mr. DiGregorio voting in the negative (3-2-0).**

**Motion as amended carried with Ms. Seavey and Mr. DiGregorio voting in the negative (3-2-0).**

### CONSIDERATION OF MOA CONCERNING MOUNT WASHINGTON VALLEY PRESERVATION ASSOCIATION PROPOSAL FOR EVENTS SIGN AT SCHOULER PARK

Mr. Sires stated that we had discussion with Janice Crawford sometime ago regarding the sign at Schouler Park and advertising events in the village. Mr. Sires stated that we had an agreement with someone in Town that maintained the sign, but that is no longer happening. Mr. Sires stated that the proposal before the Board was submitted by Janice Ms. Crawford. Mr. Sires stated the proposal does not charge any money and there would be no commercial advertising; it is for events only.

**Mr. Martin moved, seconded by Mr. DiGregorio, to enter into the MOA between the Town of Conway and the Mount Washington Valley Preservation Association.** Mr. Weathers asked for Board comment; Mr. Martin stated that he would like to know if Mr. Sires or Mr. Eastman has any concerns. Mr. Sires stated that he is okay with the agreement as long as it works the way it is laid out. Mr. Sires stated as long as we follow the definition of community events we will be okay. Mr. Sires stated there is a sign there now; it will be replaced and updated. Ms. Seavey stated that the Preservation Society does not fall under the Chamber of Commerce; it is a Committee for the beautification of all the Conway's. Ms. Seavey stated that this is not to be a commercial sign.

Mr. Sires stated that he spoke with John Cannell who is on the Parks Commission and he was okay with this as well as the signs for Washington Street. John Eastman stated that we only use it for the Fourth of July to list the sponsors and he would like, if possible, to continue to use the sign to recognize the sponsors of the Fourth of July celebration. Mr. Martin asked if the Preservation Society is going to allow the Recreation Department to have use of that sign. Mr. Martin stated that should be added to the agreement. Mr. Martin stated that he thinks they have done a very nice job addressing the concerns.

## BOARD OF SELECTMEN – MAY 3, 2011

Mr. Sires suggested amending item 2B to include the Town of Conway Fourth of July festivities. Mr. Dickinson stated that he is concerned with 1B and iii; he thinks they should be removed. Mr. Dickinson asked the size of the squares. Mr. Weathers asked what the size of the sign is. Mr. Eastman answered 4' x 8' for the entire sign. Mr. Dickinson stated that he thinks it is going to be a confusing mess and you are not going to be able to see it as you are driving by.

Mr. DiGregorio stated that he does not agree with removing Mr. Dickinson's suggestion as we should take into account promoting tourism. Mr. DiGregorio asked who actually makes the overall decision on what goes on the sign, the Preservation Society. Ms. Seavey stated that the idea is to promote the repetitive items, such as Mud Bowl and the Fourth of July Celebration. Ms. Seavey stated that this would be a consistent design. Ms. Seavey stated a banner for the Fourth of July shouldn't be a problem and could be worked out with the Preservation.

Mr. DiGregorio stated that his only concern is that the Town has priority if there is a Town or Recreation Center event. Mr. Weathers stated he understands that the Town would own the sign, but the Society would determine what goes on it. Ms. Seavey stated that the sign is for repetitive items that go on about the same time each year. Ms. Seavey stated that signs are not going to switch out a lot of time. Mr. Weathers asked if the sign is designed for foot traffic. Ms. Seavey agreed.

Mr. Martin stated the agreement lists the priority of the events and they may need to subtitle Town of Conway/Recreation Center events. Mr. Martin stated under 3B, Notices, notices should be sent it to both addresses so Mr. Sires is aware of what is going up on the sign. Mr. Sires suggested the Board give him time to make the requested change.

Mr. Dickinson asked what does the Preservation Society have set aside as a budget for this sign. Ms. Seavey stated that she did not know. Mr. Dickinson asked if that could be determined. Mr. Sires stated that he will inquire. Mr. Dickinson asked if there is a paragraph that allows either side to withdraw from this understanding. Mr. Weathers stated there is an annual review. The Board agreed to table until the next meeting.

### VALLEY VISION REQUEST FOR EQUIPMENT FUNDING FROM PEG TRUST FUND

Bill Edmunds appeared before the Board, submitted and reviewed the items needed. **Mr. Dickinson moved, seconded by Mr. Martin, to approve for expenditure of \$11,318 out of the PEG Trust fund for equipment. Motion unanimously carried (5-0-0).**

### REVIEW OF CEMETERY MAINTENANCE

Mr. Sires summarized the packet of information given to the Board. Mr. Sires stated that it is not the annual maintenance that costs, it is when there are major repairs required. Mr. Sires stated of the 20 cemeteries that we do maintain you could question if we have the right to enter private land. Mr. Sires stated the question is why are we doing this and the answer is because it has been our process for some time, but not through the legal process.

Mr. DiGregorio stated if you have a cemetery on your property shouldn't you be maintaining it and not the Town. Mr. DiGregorio stated that he is not sure where we go from here; either we

## BOARD OF SELECTMEN – MAY 3, 2011

should figure it out or go status quo. Mr. Sires stated there are 18 or so cemeteries that are on private land that we maintain that we have not gone through the legal process to access them. Mr. Sires stated why we maintain them; out of respect, history and also there are people who are cemetery buffs who photograph and enjoy cemeteries.

Mr. Martin stated he would never vote to continue the practice or take the property that is there as it is property that is on the tax rolls right now. Mr. Weathers stated of the ones we are maintaining, the owner or the family is not really going to rock the boat if the town is going to maintain it for them. Mr. Weathers asked if it would be considered abandoned if we are maintaining it. Mr. Sires stated it could be considered abandoned as the Town has been maintaining them. Mr. Weathers questioned if it really could be considered abandoned if the Town is maintaining them. Mr. Sires stated that it is the larger maintenance that is the bigger funding.

Mr. DiGregorio asked if we have actual addresses for these. Mr. Sires answered in the affirmative. Mr. DiGregorio stated that he would like to go visit these locations; however, he will not be able to do so until July or August. Mr. Sires suggested taking some time to look through this and we will continue to do the basic stuff that we do each year. Mr. Sires stated that we will not take on anything additional. Mr. DiGregorio asked if he contacted the library. Mr. Sires answered in the affirmative. Mr. Sires stated that he could organize a tour for sometime this summer.

### REVIEW AND CONSIDERATION OF MOU BETWEEN TOWN OF JACKSON AND TOWN OF CONWAY REGARDING CABLE CHANNEL 3

Mr. Sires stated that the same agreement presented to the Town of Bartlett last week has been presented to the Town of Jackson. Mr. Sires stated that they understand that it is view only. **Mr. DiGregorio moved, seconded by Mr. Dickinson, to accept the agreement as written.** Mr. Dickinson asked what the cost would be if they wanted to be in active mode. Mr. DiGregorio stated there are a couple of different ways, they can film themselves and send it to Valley Vision, but the agreement right now is just to view. Mr. DiGregorio stated if they wanted to have Valley Vision film and edit it, he is not sure of the exact cost, but would probably be somewhere around \$50-\$60 an hour. **Motion unanimously carried (5-0-0).**

### CONSIDERATION OF PROPOSED CHANGES TO BOARD OF SELECTMEN POLICY – RULES OF PROCEDURE

Mr. Sires reviewed the changes with the Board. **Mr. Dickinson moved, seconded by Ms. Seavey, to approve the updated version of rules and procedures with the changes. Motion unanimously carried (5-0-0).**

### CONSENT AGENDA

#### A. Signing of Documents:

1. Notice of Intent to Cut Wood or Timber – PID 284-14
2. Notice of Intent to Excavate – PID 238-1
3. Notice of Intent to Excavate – PID 263-117
4. Notice of Intent to Cut Wood or Timber – PID 257-10

## BOARD OF SELECTMEN – MAY 3, 2011

**Mr. Dickinson moved, seconded by Mr. DiGregorio, to sign the notice of intent to Cut Wood or Timber for PID 284-14; notice of Intent to Excavate for PID 238-1; Notice of Intent to Excavate for PID 263-117; and notice of Intent to Cut Wood or Timber for PID 257-10. Motion unanimously carried (5-0-0).**

### RATIFICATION OF DOCUMENTS

#### A. Notice of Intent to Cut Wood or Timber – PID 263-58.3

Mr. Weathers stated he had asked to hold off on signing this so he could determine if there were any wetland violations and there were not. **Mr. Dickinson moved, seconded by Ms. Seavey, to sign the notice of Intent to Cut Wood or Timber for PID 263-58.3. Motion unanimously carried (5-0-0).**

### CONSIDERATION OF BILLS

**Mr. Dickinson moved, seconded by Mr. DiGregorio, to sign the manifest dated 05/05/11 and the payroll dated 05/05/11. Motion unanimously carried (5-0-0).**

### REVIEW AND CONSIDERATION OF SPECIAL EVENT APPLICATION(S)

**The Animal Rescue League of NH – North Bark in the Park: Mr. Dickinson moved, seconded by Mr. DiGregorio, to approve the Special Event Applications for the Animal Rescue League of NH – North Bark in the Park. Motion carried unanimously carried (5-0-0).**

### CONSIDERATION OF MINUTES

**Mr. Dickinson moved, seconded by Mr. DiGregorio, to approve the Minutes of April 5, 2011 as written. Motion carried with Ms. Seavey and Ms. Martin abstaining from voting (3-0-2).**

**Mr. Dickinson moved, seconded by Mr. DiGregorio, to approve the Minutes of April 19, 2011 as written. Motion unanimously carried (5-0-0).**

### TOWN MANAGER REPORT

Mr. Sires stated 184 Grove Street is on the market for \$64,900. Mr. Sires stated that we are in the process of notifying the prior owner giving him the notice to redeem. Mr. Sires stated that he has 90 days to redeem the property and the Realtor understands that any offers have to wait the 90 days.

Mr. Sires stated that the Parks Commission only has one member. Mr. Sires stated that this Board oversees and is an advisory board for Schouler and Washington Street Parks. Mr. Sires asked how the Board would like to go about filling the two positions. **Mr. DiGregorio moved, seconded by Ms. Seavey, to advertise for Parks Commission members. Motion unanimously carried (5-0-0).**

## **BOARD OF SELECTMEN – MAY 3, 2011**

There was a brief discussion regarding the Town of Madison, Time Warner and Valley Vision. Mr. Sires agreed to contact the Town of Madison.

### **BOARD REPORTS AND COMMENTS**

Mr. Dickinson gave a legislative update.

Mr. DiGregorio stated that the Budget Committee meets for their first session tomorrow night at Town Hall.

### **PUBLIC COMMENTS AND MEDIA QUESTIONS**

There was none.

### **ADJOURN**

The Board adjourned without objection at 5:41 pm.

Respectfully submitted,

Holly L. Meserve,  
Recording Secretary