

Minutes of Meeting
CONWAY BOARD OF SELECTMEN
June 7, 2016

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), Mary Carey Seavey, Carl Thibodeau, John Colbath and Steven Porter, Town Manager, Earl Sires, and Recording Secretary, Karen Hallowell.

PLEDGE OF ALLEGIANCE

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

APPROVAL OF AGENDA

Mr. Colbath moved, seconded by Mr. Thibodeau, to approve the agenda. The motion carried unanimously.

CONSIDERATION OF UNANTICIPATED REVENUE
LESS THAN \$10,000/RSA 31:95-B, III (B):

- a. \$601.31 from the State of NH to Town of Conway PD for DWI patrols. (Reimburse Regular Officer Overtime Line)

Police Lieutenant, George Walker, appeared before the Board. Lt. Walker reviewed the grant received from the State for the first quarter of this year for DWI patrols. **Mr. Thibodeau moved, seconded by Mr. Porter, to accept the \$601.31 from the State of New Hampshire to the Town of Conway PD for DWI patrols and to reimburse the regular officer overtime line. The motion carried unanimously.**

DISCUSSION OF HISTORIC PRESERVATION
COMMISSIONS – HERITAGE OR HISTORIC DISTRICTS

Mary Kate Ryan/NH Division of Historical Resources appeared before the Board. Also present were Kim Beals, Ken Rancourt of the Conway Historical Society, and Planning Director, Tom Irving.

Ms. Ryan first gave the Board an overview of her background on historic preservation.

Ms. Ryan next distributed and reviewed information to the Board regarding preservation. (A copy is attached). There was discussion with the Board. Ms. Ryan reviewed that areas for historic preservation could be identified and there are ways to encourage preservation before development.

Kim Beals stated she is concerned and thinks it is important to do an inventory. She feels this is a simple way to start. The State did do extensive surveys but she does not know if they were accurate or complete. The State did not know about the Homestead property and she feels the Homestead property history is critical and we need to research this. Historical preservation of our assets is important.

Mr. Porter stated he feels when the Homestead property matter came up that this was a wake up call for our community. Further, do we need to stand up and take inventory. Also,

with all of the commercial growth we may need to plan to maintain the integrity of these properties and promote growth. He feels we should identify the properties moving forward.

Ms. Beals stated she feels time is a factor, we need to have a committee and that this needs to start at the Board of Selectmen level.

Mr. Weathers questioned if the Historical Society has an inventory. Mr. Rancourt responded in the negative but advised that he would check with the state on this. Also, if there is a committee he would be interested in being involved in same

Mr. Colbath questioned if a heritage commission would fall under Tom Irving and the Planning Department. Mr. Irving advised there is an RSA and you can establish one and this would have to go to the voting body first. Mr. Irving next advised that the Board does have the authority to appoint an historic district commission and this was voted on in the 1980's. There was further brief discussion by the Board.

Ms. Beals stated that it is her understanding that there is an entire EIS study done by the State in the Henney History Room.

Ms. Ryan stated that a historic district commission just reviews projects and property happenings in special districts and is not intended to be a townwide commission. Ms. Ryan stated they do have examples of bylaws etc if needed. Mr. Weathers thanked Ms. Ryan for her presentation.

Ms. Beals next questioned if we can start to put together a group based on what is on the books now. Mr. Weathers stated he would like to see what interest people have in this matter first. Ms. Beals suggested putting a notice in the paper to see if anyone is interested. Mr. Porter advised that the warrant article in 1986 stated it is a seven member committee. Mr. Colbath questioned if there are any guidelines for what already exists. Mr. Sires advised that staff will look into this and advise.

REQUEST FOR BUILDING PERMIT ON LEAVITT ROAD/MAP-LOT 297-3 – PHIL HALLE/SUMMIT BUILDERS AND ENGINEER PAUL KING (LANDOWNER DAN ROBBINS)

Present for discussion were Phil Halle of Summit Builders, and his engineer, Paul King. Also present for discussion was Town Planner, Tom Irving, and Public Works Director, Paul DegliAngeli.

Mr. Sires reviewed that this matter was discussed a few weeks ago with the Board. We have now received a response from the Planning Board on this matter. If this Board moves forward and allows the building permit and allows the entrance through the existing lot we would have to draw up an agreement with the landowner.

Paul King stated they are here tonight to ask for a positive vote. The Planning Board did not see a problem with this and he is now asking for this Boards decision. Mr. King next presented a draft agreement for the Board to review and advised that it was prepared by Ken Cargill. Mr. Weathers advised that this Board just received the agreement and will need to review same. Mr. DegliAngeli and Mr. Irving advised that they have not seen or reviewed the draft agreement either. Mr. Weathers advised that town staff will need to review the agreement before signing.

There was next a brief review of the discussion held at the last Board of Selectmen meeting regarding this request. There was further brief discussion regarding the proposed agreement. Mr. DegliAngeli stated that if the Board is amenable to this request in principle, the agreement will have to be reviewed by staff and, also, this agreement will have to be recorded and will follow the land. Mr. Weathers reminded everyone that as far as emergency vehicles, getting out this area will be time consuming and they may or may not be able to get to the property. This was agreed and understood by all.

Mr. Thibodeau moved, seconded by Mr. Colbath, to sign the Agreement, Release and Acknowledgment of non-liability regarding the request for a building permit for waiver of municipal liability for Tax Map/Lot 297-3 contingent on staff reviewing the agreement and the documents can be signed out of session once approved by staff. Mr. DegliAngeli reviewed that this agreement will have to be recorded before the issuance of a building permit. All Agreed. **The motion carried unanimously.**

CONSIDERATION OF MOU BETWEEN THE TOWN OF CONWAY AND THE MWVPA
FOR SCHOULER PARK COMMUNITY EVENTS PROMOTIONAL SIGN

Mr. Sires gave a brief overview of the Memorandum of Agreement between the Town of Conway and the Mount Washington Valley Preservation Association with the Board. Mr. Sires advised this is the same language as the agreement in years past except for the dates are changed. This agreement is for maintaining the sign at the southeast corner of Schouler Park. The sign promotes events in the valley, in town, and in the park. **Mr. Thibodeau moved, seconded by Mr. Colbath, to sign the Memorandum of Agreement between the Town of Conway and the Mount Washington Valley Preservation Association for the Schouler Park Community Events Promotional Sign.** The motion carried unanimously.

REVIEW OF RECEIPTS

Receipts were available for the Board's review.

SIGNING OF DOCUMENTS

- a. Abatement Tax Map/Lot 202-89
- b. Abatement Tax Map/Lot 202-249
- c. Certification of Yield Taxes Assessed Tax Map/Lot 265-161.363
- d. Certification of Yield Taxes Assessed Tax Map/Lot 272-5.1
- e. Certification of Yield Taxes Assessed Tax Map/Lot 284-16
- f. Certification of Yield Taxes Assessed Tax Map/Lot 295-3
- g. Permit to Sell Raffle Tickets /Friends of Conway Rec Inc - Drawing 6/15/16
- h. Permit to Sell Raffle Tickets/American Legion Ralph W. Shirley Post 46 – Drawings on Wednesdays from 6/21/16 to 12/28/16
- i. Timber Tax Levy Tax Map/Lot 265-161.363, 295-3, 272-5.1 and 284-16

Mr. Thibodeau moved, seconded by Mr. Porter, to sign the Abatement Tax Map/Lot 202-89, Abatement Tax Map/Lot 202-249, Certification of Yield Taxes Assessed Tax Map/Lot 265-161.363, Certification of Yield Taxes Assessed Tax Map/Lot 272-5.1, Certification of Yield Taxes Assessed Tax Map/Lot 284-16, Certification of Yield Taxes Assessed Tax Map/Lot 295-3, Permit to Sell Raffle Tickets /Friends of Conway Rec, Inc. for Drawing 6/15/16, Permit to Sell Raffle Tickets/American Legion Ralph W. Shirley Post 46 for Drawings on Wednesdays from 6/21/16 to 12/28/16, and Timber Tax Levy Tax Map/Lot 265-161.363, 295-3, 272-5.1 and 284-16. The motion carried unanimously.

CONSIDERATION OF BILLS

- a. Accounts Payable Manifest 6/9/16
- b. Payroll 6/9/16

Mr. Thibodeau moved, seconded by Mr. Colbath, to approve and sign the Accounts Payable Manifest dated 6/9/16 and the Payroll dated 6/9/16. The motion carried unanimously.

RATIFICATION OF DOCUMENTS SIGNED OUT OF SESSION

- a. Accounts Payable Manifest 6/2/16

Ms. Seavey moved, seconded by Mr. Porter, to ratify the Accounts Payable Manifest dated 6/2/16. The motion carried 3-2-0 with Messrs. Colbath and Thibodeau abstaining.

REVIEW AND CONSIDERATION OF SPECIAL EVENT APPLICATION(S)

- a. Hoedown Fundraiser/Rozzie May Animal Alliance – 6/25/16
- b. Tuckerman Brewing Co/Tuckerman Brewing Music Series -5/22/16, 6/19/16, 7/24/16, 8/20/16, 8/21/16, 9/3/16, 9/4/16, 9/17/16, 9/18/16, 10/8/16, 10/9/16, 10/23/16 and 11/20/16 (Pending receipt of liquor licenses for all dates except 5/22/16)

Mr. Colbath moved, seconded by Mr. Porter, to approve the special event applications for the Hoedown Fundraiser/Rozzie May Animal Alliance – 6/25/16 and Tuckerman Brewing Co/Tuckerman Brewing Music Series -5/22/16, 6/19/16, 7/24/16, 8/20/16, 8/21/16, 9/3/16, 9/4/16, 9/17/16, 9/18/16, 10/8/16, 10/9/16, 10/23/16 and 11/20/16 (Pending receipt of liquor licenses for all dates except 5/22/16). Mr. Thibodeau questioned the liquor licenses for Tuckermans Brewing Music Series. Mr. Weathers commented that we can approve pending receipt of the liquor licenses. Mr. Sires reviewed that the Tuckermans Brewing Music Series permit is actually a modified event permit for new dates. The Board did review and approve an event permit last week with some different dates. There was brief discussion by the Board regarding the liquor license. **Mr. Porter withdrew his second and Mr. Colbath withdrew his motion.**

Mr. Thibodeau moved, seconded by Mr. Porter, to approve the special event application for the Hoedown Fundraiser/Rozzie May Animal Alliance – 6/25/16, and, also the special event permit for Tuckerman Brewing Co/Tuckerman Brewing Music Series - 5/22/16, 6/19/16, 7/24/16, 8/20/16, 8/21/16, 9/3/16, 9/4/16, 9/17/16, 9/18/16, 10/8/16, 10/9/16, 10/23/16 and 11/20/16 with the dates as modified from the last meeting and pending receipt of liquor licenses for all dates except 5/22/16. The motion carried unanimously.

CONSIDERATION OF MINUTES: 5/24/16

Mr. Thibodeau moved, seconded by Mr. Colbath, to approve the regular and non public minutes of 5/24/16 as written. The motion carried unanimously.

TOWN MANAGER REPORT

PUC Meeting – Mr. Sires reported that he and Paul DegliAngeli are going to a meeting in Concord on Thursday to meet the PUC and Fairpoint regarding the pole moving issue.

Cameras at Transfer Station – Mr. Sires reported that there is a meeting scheduled for next week to go over issues that the Board of Selectmen had raised regarding wiring, camera locations, etc., and to get a better idea of a budget for this as well.

Light at Recreation Department – Mr. Sires reported that he contacted Eversource about the Selectmen's question of whether we can put up an LED. Eversource advised that the town can put one up. What we have to do now is send him the specifications for what we want and we are in the process of doing so.

4th of July – Mr. Sires reported that the plan is to move the parade back to its original starting place on Hillside Avenue this year unless the Board wants to keep it starting at VFW Street. There were no objections raised by the Board to starting the parade on Hillside Avenue. Mr. Sires next advised that the parade will be at 1:30 pm. Mr. Weathers advised that he had an inquiry by the Fire Department regarding the parade. They would like to see the fire apparatus at the beginning of the parade and away from the horses. He feels if the fire departments are in front of the parade and the horse drawn wagons are in the back, it would be safer. Mr. Sires advised that he will check with John Eastman and Lynore Wagner on this. Mr. Sires next advised that the Conway Scenic Railroad plans to run trains from Conway Village up to Schouler Park again this year. Mr. Thibodeau stated that he is offering parking at the Conway Marketplace on the 4th of July the same as last year and he will be putting up signs for same.

Solar Array – Mr. Sires reported that a meeting is scheduled for later in the week at the transfer station to meet with a company regarding having a solar array.

Electricity – Mr. Colbath stated is we are buying electricity we need to look at secondary markets as Eversource, etc, rates will be increasing. Mr. Sires reported that we do buy from a secondary source and we will check on our contract.

BOARD REPORTS AND COMMENTS

Planning Board – Mr. Porter reported that a Planning Board meeting is scheduled for Thursday, June 9, 2016.

ZBA – Mr. Colbath reported a ZBA meeting is scheduled for next Wednesday and there is a full agenda.

ESAA – Mr. Thibodeau reported that a full board meeting of the Airport Authority is scheduled for June 23, 2016. Mr. Thibodeau further advised that the meetings are open to the public and are held in the terminal building.

MWVEC – Ms. Seavey reported that the MWVEC met recently. The science fair was a huge success. Also, they are still looking at the sale of land behind the Economic Council.

LMWVSWD – Mr. Weathers reported that the LMWVSWD met last week. They discussed having two hazardous waste days, one in the spring and one in the fall. They also discussed having it at the town garage but determined it will stay at the transfer station. There was also discussion of the proposed cameras at the transfer station. The Eaton representative on the committee stated they used just trail cameras and also put in dummy cameras. It is felt that people behave better when there are cameras and, also, we will have documentation of what goes on if there is an incident.

Pollard Street – Mr. Weathers reported there was an letter in the paper today regarding the Pollard Street reconstruction. The person had a pleasant experience and the town crew

explained to him what was going on etc. He had nothing but a favorable report. This is a complement to our town crew. The letter was written by Paul Klenk.

West Main Street Project – Ms. Seavey asked for an update on the West Main Street project. Mr. Sires advised it is moving forward and Paul is working with contractors.

Conservation Commission – Mr. Weathers reported that the Conservation Commission is meeting tomorrow night. The Forester, Don Johnson, will give a report. The meeting starts at 6:30 at the Whitaker meeting house and is open to the public.

PUBLIC COMMENTS AND MEDIA QUESTIONS

Daymond Steer of the Conway Daily Sun asked about the historic district committee. Mr. Weathers stated we will get an ad in the paper asking for people to volunteer and if there is more than seven that respond we will go through a screening process and pick seven. There was next discussion of the warrant article from 1986 and what it entailed. Mr. Thibodeau suggesting looking at the language first before placing an advertisement. The Board agreed to hold off on advertising until they review the warrant article and what the scope of same included.

NON PUBLIC SESSION / NH RSA 91-A:3,II(d) CONSIDERATION OF ACQUISITION, SALE OR LEASE OF REAL ESTATE

At 5:17 pm, **Mr. Colbath moved, seconded by Mr. Thibodeau, to go into non public session under NH RSA 91-A:3,II(d) to discuss real estate matter.** The non public session included Town Manager, Earl Sires, Realtor, Greydon Turner, and Recording Secretary. Karen Hallowell. **The motion carried by unanimous roll call vote.**

The Board returned to public session at 5:27 pm.

Mr. Colbath moved, seconded by Mr. Porter, to seal the minutes of this non public session. The motion carried by unanimous roll call vote.

ADJOURN

At 5:28 pm the meeting adjourned at the call of the Chair.

Respectfully submitted,

Karen J Hallowell
Executive Secretary