

**Lincoln Board of Selectmen  
Meeting Minutes  
July 28, 2008  
5:05 pm**

Present: Chairman Peter Moore, Selectman Deanna Huot, Selectman Patricia McTeague,  
Town Manager Peter Joseph, Administrative Assistant Susan Chenard  
Audience member: WT Bishop

**Routine Business**

- **Approval of meeting minutes** - A **motion** was made by Chairman Moore, seconded by Selectman McTeague, to approve the public meeting minutes of July 21, 2008, as amended, and the non-public meeting minutes of July 21, 2008, as written. The vote was unanimous.
- **Review of draft application for Urbanized Exemption under the Comprehensive Shoreland Protection Act (CPSA)** – Town Manager Joseph distributed the narrative he has been working on for the exemption request. This application is geared just for the land along the East Branch Pemigewasset River, and the Board urged him to apply for the main stem of the Pemigewasset River as soon as possible thereafter. Most likely the Town Manager will start on that project next week.

He explained that his goal is to have the current exemption application ready to go by August 1<sup>st</sup>. He reviewed the various sections of the current 6-page document. Under the density subheading, which included condos, residences, commercial and timeshares properties, as well as water and sewer structures, he found a density of 4.88 units per acre on the north side of the river and 0.85 units per acre (so far) on the south side of the affected river area. Current industrial and commercial uses include portions of Loon Mountain's infrastructure and a variety of condo hotels, etc., as tourism is our main business. Municipal and public utilities within the zone include water, sewer, snowmaking, electric, and the Penstock bike path, already in place. Current municipal land use regulations include Lincoln's version of the Floodplain Development District and Shoreland Protection District, which would still be in place if an exemption were received. The density allowed per current ordinances involves Lincoln's zoning ordinances, which will be included with the application. Most of the area is General Use or Village Center; the rest is Rural Residential, which is already built out. The extent of non-residential land use, current and future, included mention of Loon Mountain, redevelopment downtown of the Brownfield's site, NCCA Theater, etc. Chairman Moore offered to help with other events listing. A current map and aerial photograph are still being procured.

In closing, Town Manager Joseph feels very comfortable and thinks this is a strong application. He compared it to other samples and feels optimistic. After finishing this up in the next few days, he hopes to bring the application down and meet with Jennifer Czysz at OEP. At the Village Core group recent meeting, several members (developers, the Chamber of Commerce, the Town of

Woodstock, etc.) offered to write letters of support. The group, and the Board, felt we should downplay developers in the zone, as they could be deemed to have a conflict of interest, but InnSeasons is outside that zone, and the proposed path would tie his properties together nicely. Selectman Huot mentioned that the Village Core would be meeting with Rotary on August 13<sup>th</sup> to give a presentation on why they would like the Rotary to be a pass-through organization for a grant. Chairman Moore mentioned that it takes 30 days to get the OEP recommendation, and wondered if we should wait on the main stem application until the results are in from the East Branch. Selectman Huot felt the whole town should be done at once and the application should be for both the East Branch Pemigewasset and main stem of the Pemigewasset. Town Manager Joseph explained that he had worked first on the East Branch as we need to spend grant money on the trail by June or July 1<sup>st</sup> of next year. John Hettinger will still need to do the permit application process too. Chairman Moore suggested telling Jennifer Czysz that the next application would be following shortly. The Board felt the maps need to be right and clear. The Town Manager should do what he needs to for the application, and it is ok to spend money to do so.

- **July 2008 E-newsletter from the NH Department of Environmental Services -**  
The New Hampshire Department of Environmental Services has launched a new information source for municipalities - the Municipal EcoLink – a periodic e-bulletin designed to inform the public of the latest environmental ideas, trends, grants, rules and more from the New Hampshire Department of Environmental Services. DES respectfully requests that the newsletter is read into the minutes of your municipal committees, councils and boards. (It will be attached to these minutes.) In general, it discussed three items: 1. New Amendments to Shoreland Protection Act Effective July 1, 2. Air Permits Required for Rock Crushing Operations and 3. Prime Wetlands Designation, Pursuant to RSA 482-A:15.
- **Review of Letter from NH Department of Revenue Administration RE: 2008 Appropriations** – We received a letter from Jamie Dow today regarding disallowing some appropriations made at this March’s Town Meeting. On the Union negotiations warrant article, the appropriations portion, the final figures weren’t noticed at the budget hearing. A firm dollar figure is needed at least 5 weeks prior to Town Meeting. So the Town will have to fund this year’s difference of \$3,657 this year, but will do a new article for the next 2 years. The second issue was that the Memorial Park Capital Trust Fund was warranted as asking for discontinuance, but instead we raised money into it. One cannot change the purpose of the article like that, so we will have an article to raise funds to it this coming year.
- **Town Manager’s Report**
  - The Chamber of Commerce asked for an August sponsor of the next Business After Hours. Lincoln volunteered to hold it at the Community Center, but cannot spend unbudgeted money on the event. The Town of Woodstock will join us in hosting the event, and we are looking for a restaurant to bring food. The event is scheduled for August 13<sup>th</sup>. Selectman Huot and Recreation Director Tower will be available for the whole meeting, while Town Manager Joseph and Chairman Moore will need to attend the Planning Board, starting at 6pm.

- This past Friday afternoon, there was a tragic drowning in the East Branch Pemigewasset River. Yesterday, Chief Haynes and other Lincoln Fire Department members rescued a second youth off a rock in a fast part of the river, near the Old Hole. The Board of Selectmen discussed looking into safety issues, such as noting or posting the dangers of the unusually high rate of water. There are no lifeguards here and currents are strong right now. Swimmers or waders must be aware of their own responsibility. The Board felt legal counsel should be consulted before posting anything, as we cannot monitor all conditions. Town Manager Joseph spoke with Ed Brisson and Rick Kelley today, and they felt signs at the trail heads or high volume points might be appropriate.

### **Other Business**

- Chairman Moore asked about Mr. Dumont's interest in swapping some land near the Business Park. Town Manager Joseph brought out the map, pointing out where Mr. Dumont's lots are, and where the Town-owned, non-business park, lot is located. Mr. Dumont would be interested in trading the Town's lot with some land behind (to west of) his house. Selectman Huot was interested in keeping the easement near the border of Mr. Dumont and Mr. Laliberte's properties. She would like it to line up with the Town land, not the business park land, to prevent a new egress. Chairman Moore noted the difference between an easement and land ownership. There was further discussion of the location of the easement. If the Town were to sell the Town-owned property abutting Connector Road, the sale would have to go through the public process, and someone besides Mr. Dumont might end up with that property. Maybe a lot line adjustment would work better. We would need to research how we should do that. Selectman McTeague felt we should do nothing and leave the easement where it is for now.
- Chairman Moore asked if the Town Manager had spoken with NHEC regarding who would pay for 3-phase power in the park. NHEC told him that they would pay for this, when someone moves in. They will pay for transformers, etc. If no-one is going in and we wanted it run, the Town would be charged. (Streetlights would cost \$15/month.) The contractor was planning on putting 3 poles in, but NHEC suggested 6 poles. The contractor may have thought they were paying for the light poles, which they would not. Mr. Johnstone explained it would be a carriage pole, with dark sky lighting (downward), and aluminum. There was a question as to how "decorative" the poles would be, and the chairman asked Town Manager Joseph to coordinate the installation.
- The Town Manager also spoke with Bill Johnstone about insulation. Mr. Johnstone will work with Tara Tower starting tomorrow, and apologized for the delay, which was due to problems with the insulation contractor.
- Chairman Moore asked Town Manager Joseph to begin with enforcement of the new sign ordinance, particularly with sandwich board signs. We want to look like a premiere resort community. The new ordinance is in place and has fines available. We can send a warning letter first, but we need to start enforcing the ordinance throughout Town. The sign committee spent 18 months creating the ordinance, it was discussed at at least 3 Planning Board meetings, and the Town legislature adopted it. Chairman Moore felt Planning Administrative Assistant Stacey Boyce should be involved in this process, but a higher level, like the Town Manager, needs to be the driving force.

- Selectman Huot asked if Town Manager Joseph looked at the tree that Fire Chief Haynes had mentioned, near the fire station. The Town Manager will speak with Bill Johnstone about it, as it could take down their (NHEC's) power lines. The tree is on Town land, by Ms. Morin's home, but we will check if NHEC will pay to take it down.
- Town Manager Joseph asked the Board for direction regarding the disposal of the old red recreation van. Selectman Huot said we usually put out vehicles to bid, but felt advertising would cost more than what we might be paid. An un-drivable vehicle, such as this one, would be worth about \$150 for scrap. Selectman Mcteague suggested we just document that we scrapped it, as it was not drivable.
- The Town Manager reported that 2 members of the Boyle family were in and had talked to former Town Manager Sutton about a memorial bench to the Boyle family, to be put in the memorial park area by the gazebo. They are looking for the Town to authorize its location and potentially help install it, while the Boyle's would do the plaque and buy the stone bench, etc. The Board was in favor of this, but suggested double-checking who owns the property.

**Public Participation**

WT Bishop reported on the Green Slopes event at Cannon Mountain he attended recently. Subjects discussed included complete recycling programs, water reduction, energy reduction, and various other interesting programs including a windmill put up at Jiminy Peak. He gave a CD of the event to the Town Manager. Mr. Bishop also distributed the Wastelines newsletter. He agreed that the sign ordinance needs enforcing, due to lack of clear lines of sight at some intersections. He would also like light poles to be off during the day, and will report them to the Town Hall. The Board said that the Police Department was also trying to keep an eye on these.

At 6:40 pm, the meeting was adjourned and the Board of Selectmen reviewed payroll and accounts payable check registers for the week ending July 27, 2008.

Date: \_\_\_\_\_

Approved by:

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Chairman Peter Moore

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Selectman Deanna Huot

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Selectman Patricia McTeague