

**LINCOLN BOARD OF SELECTMEN**  
**MEETING MINUTES**  
**JULY 27, 2015**  
**LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN, NH**

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**Present:** O.J. Robinson, Patricia McTeague, and Jayne Ludwig.

**Staff Present:** Town Manager Alfred Burbank, Fire Chief Ron Beard, Police Chief Smith, and Recording Secretary Brook Rose.

**Public Present:** Tamra Ham, Bill Conn, Darin Whipperman, Mike Leclair, Edmond Gionet, Roger Harrington, Paul Beaudin, Dave Beaudin, Mary Conn, and Susan Clark.

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### **I. CALL TO ORDER**

O.J. Robinson called the meeting to order at 5:30pm.

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### **II. REVIEW OF MEETING MINUTES**

**MOTION: “To approve the minutes of the July 13, 2015 Board of Selectmen’s meeting as amended.”**

**Motion: McTeague                      Second: Ludwig                      All in favor.**

Following up on the last meeting, Jayne Ludwig wanted to address Mr. Gionet’s concerns about the Pollard Road culverts. She informed Mr. Gionet that the rocks are in place to stabilize the culvert abutments. She added that this is why money is being placed into the CIP for replacement. Jayne added that she spoke with Mr. Burbank earlier today about this.

**MOTION: “To approve the non-public meeting minutes of the July 13, 2015 Board of Selectmen’s meeting.”**

**Motion: McTeague                      Second: Ludwig                      All in favor.**

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### **III. THE LANDING AT LOON MOUNTAIN**

Town Manager Burbank stated that he has had some concerns about water supply at The Landing. Chief Beard followed up with testing of the water flow and it was found that there is not enough water to supply anywhere near the amount necessary for adequate fire protection for these homes (see attached memo from Fire Chief Beard). He stated that the Board should discuss whether or not the Town should issue any more building permits for property in this area. Nineteen properties have been sold since the early 2000’s. Most of the homes are extremely large and some in excess of 6000sqft. with multiple bathrooms. Mr. Burbank has met with the developer as has Chief Beard. The development does have Planning Board approval however the developer has not met the criteria of approval outlined by the Planning Board.

O.J. Robinson stated that this development was approved by the Planning Board with a set of criteria. The engineering design approved for this area included an average house size of 2040sqft and not the enormous homes that have been constructed there. The developer does not have the right to build because they have not met the conditions of the approval regarding the fire protection cisterns. Town Manager Burbank stated that the engineer for this development may need to be brought back in. O.J. Robinson suggested Town Counsel advise the Town on how to proceed in this situation. Bill Conn stated there is 60lb of water pressure at every faucet in the houses constructed there.

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#### **IV. LOON BRIDGE ELECTRICAL CONDUIT**

Town Manager Burbank stated that the opportunity to lay conduit for future lighting of the bridge is coming to an end. If the Town has any desire in the future to light the bridge it should be done now as it would be very cost prohibitive in the future. To lay the conduit presently as the bridge is being constructed would be approximately \$20,000. The Board discussed lighting the bridge.

Tamra Ham questioned whether, in light of the budget cuts, the Town has the money to put towards this project. O.J. Robinson replied that there are capital reserve funds set aside for the Town's in kind match for the bridge project. There may need to be an additional appropriation next year depending on the project costs. Paul Beaudin questioned whether the Board has spoken with Loon Mountain Resort to see if they would want to contribute to the costs of lighting the bridge. He added that the lighting of the future is not hard wired and that solar lights could also be considered. The Board agreed that they would leave the decision up to Loon Mountain Resort as to whether they would like to work with the Town to share any potential future lighting expense for the bridge.

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#### **V. OLD/NEW BUSINESS**

##### **Town Managers Report**

##### **Sign Ordinance**

All sign violations to date are being addressed. Specific mobile signs were discussed. O.J. stated that vehicles with signs (per the Sign Ordinance) that are parked at a specific location for the purpose of advertising and not primarily being used as a vehicle are considered a sign. The ordinance does say vehicle signs are prohibited.

##### **Levee**

The US Army Corp of Engineers and NH Department of Environmental Services held their annual inspection of the levee last week. Substantial deterioration of the levee over the past year was noted. Many granite blocks are now in the stream and have travelled down the river. At the inspection, both agencies were using terms stating that the levee is dangerous to life safety. The Town will most likely be hearing from these agencies in the near future. The Board discussed the numbering of dams. Edmond Gionet stated that the NH Bureau of Dams does have a listing of dams.

## **Loon Mountain Bridge**

Work is progressing on the north abutment of the bridge. Piles are being driven for the center pier.

## **Lincoln South Mountain Partners**

The trial date has been moved from April to May 2016 due to discovery issues.

## **FEMA Lamp Project**

FEMA has scheduled a meeting for August 5<sup>th</sup> from 11:00-1:00pm at the Town offices to discuss the Lamp project. Town Manager Burbank plans to attend.

## **O'Brien Avenue Manhole**

The manhole has been cut down and paved around. It was a \$1,000 repair but should help alleviate the dangerous situation. Jayne Ludwig thanked Mr. Burbank for taking care of this.

## **Culvert on Pollard Road**

The double barrel culvert on Pollard Road will be put in the CIP. Mr. Burbank stated that the headwalls on the upstream side do move. Town staff is monitoring the culvert. It will be very expensive to rebuild the headwalls and will require engineering. One downstream landowner has done some work in the stream and it has increased the velocity of the water. The CIP Committee will recommend a funding time frame which will ultimately be approved by the voters. Town Manager Burbank anticipates this happening within three to five years. Edmond Gionet stated that it is a simple fix. He explained the history of the area and his suggested simple fix in detail that did not include the Town hiring an engineer or getting NHDES approval. He highlighted the fact that he thought Town Manager Burbank was ignoring local projects that need to be taken care of and that he brought this project to Mr. Burbank's attention three years ago. Jayne Ludwig would like it brought up to the CIP Committee that Mr. Gionet brought this matter up to the Town Manager three years ago. Jayne Ludwig would like to take O.J. Robinson's recommendation that the Town hire an engineer to look at this culvert.

## **Community Fest**

Tamra Ham thanked the following sponsors for making the Community Fest event possible:

Riverbank Motels and Cabins  
Bank of NH  
Union Bank  
Citizen's Bank  
DayDreams Hair & Nail Salon  
East Branch Builders

Loon Reservation Service & Sales  
H.E.B. Engineers  
Lincoln-Woodstock Chamber of Commerce  
Coneheads Icecream  
Arnolds Auto Center  
Lincoln Sign Co.  
Lin-Wood FBLA

Tamra Ham reported that Community Fest was an awesome event. Two hundred and twenty cones were scooped at the ice cream social. The golf tournament was well attended and 120 people were served at the pancake breakfast despite the poor weather conditions. This event didn't cost the Town anything. Tamra added that she hopes this event could be put in the budget next year so the community does not have to continue to ask businesses for additional monies. O.J. Robinson thanked the sponsors as well as the committee for all of their hard work on making this successful event come to fruition.

### **Skate Board Park Public Hearing**

The Public Hearing will be held on Wednesday, September 2 at 5:30pm at the Community Center.

### **Grafton County Registry of Deeds**

The Grafton County Registry of Deeds is now charging \$1.00 per page for printing. This could be a costly increase to the Town especially as the Tax Collector's Office sometimes prints deeds throughout the tax deeding process. O.J. added that Tax Collector Whitman can pass this fee on to property owners. The Board agreed that they do not want to be in the business of printing and charging for deeds.

### **Public Participation**

#### **Edmond Gionet- Minutes & Petition Submission**

Edmond Gionet would like some clarifications and corrections made to the minutes. The Board will have the minutes corrected accordingly. Mr. Gionet then submitted a petition to the Board. Said petition is attached to the minutes.

#### **Paul Beaudin – Recycle Road**

Paul Beaudin questioned whether the Town would cut the brush back on Recycle Road as it hinders the line of sight. Town Manager Burbank confirmed that he has already discussed this with the Public Works staff and that the brush would be cut.

#### **Public Hearing on Skate Park**

Paul questioned who would be allowed to attend and speak at the public hearing on the skate park. He questioned what the Board was looking to gain from the hearing and if an agenda for the meeting has been set. O.J. Robinson replied that the hearing will be focused around the proposed memorandum of understanding. Further, anyone speaking at the meeting will be asked to identify themselves and state whether they are a voter, taxpayer etc.

No one or group will be denied the right to speak at the meeting. Paul questioned whether the decision to use the land for the skate park has been made. O.J. replied that the concept of a skate board park on that land has been discussed by the town boards for some time now. Public input will be taken on the skate park and community members can state what they want at the meeting. Jayne asked if community members could vote on the skate park. O.J. replied that the Board has the ability to make the ultimate decision. Edmond Gionet stated that he thought it was too bad that the skate park had even gotten to this point and that he feels there are more important projects that taxpayer dollars could be spent on.

### **Mary Conn- Sewer Line Project & Complaint Form**

Mary Conn questioned whether the school sewer line project has gone out to bid. Mr. Burbank replied that the project has gone out to bid and the deadline for bids is mid-August.

Ms. Conn questioned whether she would receive any response from the Board on the comment complaint form she submitted two weeks ago. O.J. Robinson replied that the Board met in non-public session to discuss the personnel complaint. The Board cannot discuss this matter any further in public session. The Board did acknowledge Ms. Conn's complaint and acted accordingly. Mary questioned if she would ever know the Board's decision. O.J. replied that he cannot legally discuss the matter in public.

### **Paul Beaudin - Petition**

Paul Beaudin questioned what would transpire from the petition presented by Mr. Gionet this evening. Jayne Ludwig stated that on the research she has been doing on municipalities, the Board has to have a special meeting. O.J. Robinson added that the vote on the Town's form of government has to be done at town meeting. Further, he stated that research will have to be done on the specifics of the petition according to RSA 37:13. O.J. stated that when the Board knows how to proceed they will make the public aware. Mr. Gionet stated that if the Board does not follow the statute and the indicated timeline, he will petition the superior court.

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## **VI. NON PUBLIC SESSION Pursuant to RSA 91-A: 3II (a,c,e,d) Legal/personnel**

**MOTION: To go into Non-Public Work Session at 6:38pm.**

**Motion: Robinson      Seconded: Ludwig      Roll call vote all in favor.**

**MOTION: To go back into public session at 7:20pm.**

**Motion: Robinson      Seconded: Ludwig      Roll call vote all in favor.**

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## **VII. ADJOURNMENT**

After reviewing the weekly accounts payables, the Board made the following motion.

**MOTION: "To adjourn."**

**Motion: McTeague      Second: Ludwig      All in favor.**

The meeting was adjourned at 7:20pm.

Respectfully Submitted,

Brook Rose

Approval Date 8/10/15

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Chairman O.J. Robinson

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Patricia McTeague

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Jayne Ludwig

Date: July 27, 2015

To: Butch Burbank, Town Manager/Planner

From: Ron Beard, Fire Chief *RB*

RE: Meeting with Schorr Berman owner of the Landing

The meeting started off with me stating my concerns regarding fire protection in The Landing. I started with stating there is not enough water to meet the minimum requirements for proper fire protection. Also, there are only 2 cisterns installed and there is supposed to be 4. Even if all 4 were in place, there still would be a water shortage, in that to meet the minimum requirement you need to flow 500 gallons per minute (GPM) uninterrupted for 2 hours, which equals 60,000 gallons. Another issue is the size of the landing which creates a logistical problem. There is over 5,140 feet of paved roads and an elevation gain of 240 feet from the lowest point in the landing to the highest. I explained to both Mr. Berman and Mr. LaFrance that my department did a training recently and it took us 17 minutes to tanker shuttle in 3,000 gallons.

I gave them a run down on what I have for equipment and also what Woodstock could bring to a fire scene. I explained that even with the combined resources, we would still come up short on water and equipment. To explain this a little further, to extract and move the water from the cistern at the bottom of the landing, would take two engines to move water up hill in the landing. Then you need at least one engine maybe two at the fire scene. To move water from the cistern at the top of Hay Hill Road you need at least two engines. I have two engines and Woodstock has two engines. With that being said, we would be able to get water from one cistern, but would not be able to tanker in any water until other mutual aid partners are able to get on scene and that could take 45 minutes up to an hour or more.

Mr. LaFrance and Mr. Berman are proposing to add two more cisterns to the existing one at the top of Hay Hill Road for a total capacity of 30,000 gallons plus the existing 10,000 at the bottom of the landing for a grand total of 40,000 gallons. This still is 20,000 gallons short and to locate the bulk of the water supply at the top of Hay Hill Road will not work. ISO, the fire code for a single family residential development, requires fire hydrant spacing not exceed 500 feet.

I explained that with the size and length of the roads in the Landing it is going to be difficult to shuttle water in and around the Landing and there are three driveways we cannot access because of their design, which will require using more hose and blocking the road, which will hamper shuttling water to the fire.

It is my opinion trying to utilize multiple cisterns in the landing will not work for proper fire protection. Based on my research I feel that there should be no more homes built in the Landing until this issue is resolved. The amount of fire hose, pumpers, and tankers needed exceeds what both Lincoln and Woodstock have, combined, and with the travel time for mutual aid being at least 45 minutes, or greater, further emphasizes the need to reevaluate development and water supply at The landing. There needs to be a fire hydrant system to properly protect the current and future property owners.

Lincoln, NH  
July 27, 2015

O.J Robinson Chairman Board of Selectmen

Dear sir, I request that the attached petition with over fifty registered voters signatures be entered into to the minutes, time and place specific and that it be properly executed as prescribed by law.

Edmond Gionet

PETITION TO PLACE THE FOLLOWING ARTICLE ON THE WARRANT FOR A SPECIAL TOWN MEETING IN THE TOWN OF LINCOLN, NEW HAMPSHIRE.

TO SEE IF THE TOWN WILL REVOKE THE PROVISION OF RSA 37:13, THE BALLOTING PROCEDURE PRESCRIBED BY THIS SECTION SHALL GOVERN, EXCEPT THAT THE QUESTION APPEARING ON THE PRINTED BALLOT SHALL BE AS FOLLOWS: "DO YOU FAVOR THE CONTINUATION OF THE TOWN MANAGER PLAN AS NOW IN FORCE IN THIS TOWN?" IF A MAJORITY OF THE VOTERS PRESENT AND VOTING IN A TOWN, VILLAGE DISTRICT OR PRECINCT ON THIS QUESTION SIGNIFIES DISAPPROVAL OF THIS QUESTION THE TOWN MANAGER PLAN WILL BE DEEMED TO BE REVOKED THEREIN PROVIDED, HOWEVER, THAT SAID REVOCATION SHALL NOT BE EFFECTIVE UNTIL THE SECOND TUESDAY OF APRIL NEXT SUCCEEDING THE ANNUAL MEETING AT WHICH SUCH ACTION IS TAKEN.

Edna Mint

Michael Bionet

Larry Stone

Robert Harrington

Norton Adger

David Redford

Holly D. Anderson

John Long

Joyce Whitson

By AM Peterson

John A. Peterson

W. Davis

Susan Clark

Michael Zuck

William C.

Cindy C.

Dorothy H. H.

Betty Beauchin

Barbara A. Clark

Thomas P.

James E. Jamison

Michael D.

Deborah S.

Georgette Cook

Nancy McMoran

William Ramsey

Laurence M.

Ann C.

Marion E. Cloutier

Robert C.

Patricia J. Whitson

Dorothy W. Kitchell

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Rita Landry  
Gilman Bussie  
~~Chloe Bussie~~

Marie Corbett

Louie Corbett  
Susan Whitman

~~Pravin~~  
~~Chloe~~

Betty Perrin  
Grant E Clark

Gregory  
Deveda Coburn

Nancy Riley  
Sasha Riley

Jana L Osgood



