

Town of Lincoln
Board of Selectmen Meeting Minutes
July 23, 2012

Board of Selectmen Present: O.J. Robinson, Tamra Ham, and Patricia McTeague.
Staff Present: Town Manager Peter Joseph and Finance Administrator Helen Jones.

I. CALL TO ORDER

Chairman O.J. Robinson called the meeting to order at 5:35PM.

II. REVIEW AND APPROVAL -MINUTES OF THE PREVIOUS MEETING

The Board reviewed the July 16, 2012 meeting minutes.

MOTION: "To approve the meeting minutes of June 16, 2012."

Motion: Patricia McTeague Second: Tamra Ham All in favor.

III. OLD / NEW BUSINESS

Town Manager's Report

Back Alleys/Loop Roads

After researching the "Back Alleys/Loop roads" issue, Brook Rose had retrieved a lengthy file. Peter Joseph reviewed pertinent documents in the file for the Board of Selectmen, including a 2006 memo from former Town Manager Ted Sutton to the then-Board of Selectmen outlining Town policy on maintenance of these roads. Mr. Sutton's position was based on a decision made at an 11/26/01 Selectmen's meeting, documenting why the Board at that time considered the roads as public highways. In addition, there were various legal opinions from Attorneys Dan Crean and Bernie Waugh, both of whom were legal counsel to the Town at the time. Some of these opinions were conflicting both with each other, and with the various actions taken by the Board of Selectmen prior to 11/26/01.

Peter Joseph feels that that the recent paving of Govoni, Nora Parent, and Corbeil Lanes is consistent with the policy set forth in these documents. He noted that there had been no widening of the roadways (as there had been with Henry Lane) so no additional easements needed to be obtained, and no additional future maintenance was assumed by the Town.

The Board directed Peter Joseph to send a letter to Mr. Gionet stating that they felt the Town's actions were consistent with prior Town policy on the matter. The Board would not be making any changes to the previous policy regarding these roads. The Board requested that the minutes of the meeting of November 26, 2001 be attached for reference.

Time Warner Cable Dispute

Peter Joseph informed the board that Time Warner Cable and Hearst Television had negotiated a settlement to their disagreement over WMUR-TV broadcasts.

NHEC Appeal Update

Peter Joseph updated the Board on the ongoing Superior Court case.

Review of Land Use Notice of Violations

The Board reviewed copies of Land Use Violation Notices that have been sent out. The Board discussed the use of tent sales, signs, and equipment/merchandise used as displays. The Board does not want to see the use of these items get out of control. They should not block walkways or parking areas. The Planning Board will be addressing this issue.

Fireworks

Peter Joseph had been informed by Fire Chief Dennis Rosolen that the Fire Marshall's office would be holding a hearing regarding the live mortars that were left allegedly behind after the fireworks this year. The Town would not be having any further involvement in the matter.

FEMA Meeting

Peter Joseph, O.J. Robinson, Helen Jones, Chris Fournier (HEB Engineering), and Ed Bergeron (HEB Engineering) met with officials from NH DOT, NH Emergency Management, and FEMA regarding the FEMA funding for the Loon Mountain Bridge at the Lincoln Town Hall on July 17. FEMA is looking for more clarification and even further detail on the scope of work to be performed. The Town's engineers and NHDOT officials were in agreement that the current bridge could not be rehabilitated safely to meet current codes and standards, due to the damage to the pier footings. FEMA is requiring further documentation as to why that can not be done. Chris from HEB will work to provide FEMA with the requested information. FEMA has not given the Town a time line as to when we will get an answer as to the amount FEMA will provide for this project.

Completed review of Proposed NH Local Government Center (LGC) Legislative Floor Policies

The Board further reviewed these proposed policies in depth. Some of the policies do not pertain to the Town of Lincoln. The Board read each proposed policy and discussed their stance on each. The Board will review the remaining proposed policies again at their next meeting. The Town representative attending the policy conference on behalf of the Town will convey the Boards positions as each policy is considered.

Miscellaneous

The Board inquired about the levels of the Town's water supplies. Peter Joseph answered that the levels are typical of this time of year. There is not any reason for immediate alarm, however this could always change with a few weeks of dry weather. Fortunately, there is some wet weather forecast for the next 5-10 days. In addition to the East Branch Pemi and Loon Pond, the Cold Springs well field is online and at full capacity when needed.

V. ADJOURNMENT

After reviewing the weekly payables and with no further business to attend to, the Board made the following motion.

MOTION: "To adjourn."

Motion: Tamra Ham Second: Patricia McTeague All in favor.

The meeting adjourned at 7:50pm.

Respectfully Submitted,

Helen Jones

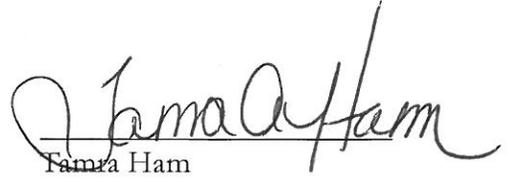
Approval Date 7 / 30 / 12



Chairman O.J. Robinson



Vice Chair Patricia Mc Teague



Pamela Ham