

LINCOLN BOARD OF SELECTMEN
MEETING MINUTES
APRIL 25, 2016
LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN, NH

APPROVED

Board of Selectmen Present: O.J. Robinson, Jayne Ludwig, and Tamra Ham.

Staff Present: Town Manager Burbank, Recording Secretary Wendy Tanner, Fire Chief Ron Beard and Town Clerk/Tax Collector Johnna Hart.

Public Present: Beverly Hall, Tammy Gionet Dutilly, Alea Tracy, Steve Noseworthy, Jim Welsh, Debbie Celino, Lutz Wallem, Nathan Wadsworth, Jack Wadsworth, David Larson, David Yager and Al MacQuarrie.

I. CALL TO ORDER at approximately 5:30.

Chairman Robinson called the meeting to order at 5:30 PM.

II. REVIEW AND APPROVAL- MINUTES OF THE PREVIOUS MEETING

➤ April 11, 2016

MOTION to approve the minutes of April 11, 2016 with amendments.

Motion: Tamra Ham

Second: Jayne Ludwig

All in favor.

III. ACCUVOTE- TABULATOR for ELECTIONS Discussion

The AccuVote-OS™ is a precinct and central accumulation optical scan voting system. Johnna Hart explained the system and varying costs. The base system cost is \$3,500 and includes training, coverage for the first election and has a one year warrantee. After the one year it would be \$225 per year to continue the warrantee. The coding of the memory cards for town elections are paid for by the town. For state elections, the ballots are paid for by the state.

For example; the democratic and republican ballots from the towns past primary election would have had a cost of \$632 for coding to the State of New Hampshire. The ballot for the 2016 Town Meeting coding cost would have been \$532.50 to the Town of Lincoln.

This type of voting system is currently used in the Town of Thornton and was received very well by both voters and the workers that run the election. With just over 1,000 voters in the last election, Thornton closed their doors only 20 minutes after the polls closed. Tabulation takes place and the ballot clerks only need handle the rejections.

Some of the positive points for this system were noted as follows:

- This is the only system that is approved by the State of New Hampshire at this time.
- There would no longer be a need for two exit ballot clerks.
- What is paid to the ballot clerks for labor and meals would save \$300.
- Quick turnaround of voting counts.

A brief discussion ensued about the system, the amount of cards required for each election, how absentee ballots are handled and assistance from the AccuVote-OS™ company for problems that may arise.

A key aspect was that with a large agenda on Town Meeting day with this type of system in place, meetings can start earlier. There was a desire from the town voters that they too would like to start the Town Meeting earlier. Multiple election process issues could be solved with this type of system.

Johnna Hart received the full support of the Select Board to pursue this product.

IV. TRUSTEE OF THE TRUST FUNDS Discussion on Investing Funds

Trustees Lutz Wallem and Beverly Hall gave a presentation to the Select Board about the currently low interest rates for investing town funds. They explained that they were happy to finally have a three person board to help with the management and decision making of the trustee investments.

Last year on approximately 2.6 million dollars they received only \$229 interest. This year, after having talked to several banks, their interest rate is now at a point where it is earning \$550 per month.

Hoping that they can do better than current investment rates, the trustees asked the Select Board if they could invest any of the funds, such as the Roland Dubois account, in a longer term investment. It was mentioned that the trustees are not allowed to invest funds into accounts where principal could be lost.

The trustees also asked if they should pursue a written contract with Citizens Bank as they have had a contract in the past. The Select Board thought that although contracts are a usually a good decision, they would only consider locking into a contract with a bank if it was an advantage for the town.

The New Hampshire Public Deposit Investment Pool (NHPDIP) will be researched to see if investing there would be of benefit to the trustees. The trustees have an upcoming meeting with a representative of PDIP to consider other investment alternatives.

The trustees were told that if they find an account with differential enough that makes them want to put money into long term (12 months), they should come back to the Select Board and discuss their options. The Select Board thought that the Roland Dubois funds could be a good fund to invest as there is a very narrow purpose for those funds.

The state is running a daylong session for trustees of trust funds on Monday June 13, 2016 8:30 AM to 4:00 PM in Concord and the trustees were encouraged to attend.

The Trustees were commended for their efforts of finding good investments for the town and thanked for their time.

V. CONSERVATION EASEMENT Discussion

In the Forest Ridge area there is a conservation easement created as part of the development agreement with the Town of Lincoln and the State of New Hampshire. There has been some logging done within this easement that has brought people both for and against the logging.

Jack Wadsworth, the manager of the timber sale for New Jefferson Holdings, showed a map and images to the Select Board and explained each image. This is the second time that thinning of this forest has taken place and some of the pictures showed the rotting stumps left from 25 years ago when timber was collected.

The area in question is approximately 19 acres of land, of which about 9 acres was harvested or thinned of timber. A conservation mix was spread on the thinning areas and exposed surfaces to promote growth. The mix is called Carroll County Conservation Mix and was developed by the Paris Farmers Union and the Soil Conservation Service in North Conway. Bales of hay were used to keep silt from running downstream and Mr. Wadsworth observed that no silt made it into the pond at Forest Ridge.

David Larsen of the Forest Ridge Property Owners Association (FRPOA), and David Yager, Manager of New Jefferson Holdings, LLC both gave presentations for and against the cutting of timber on the property. Town Manager Burbank sought counsel regarding the easement paperwork from Attorney Mark Russell. A long discussion ensued about the cutting and debris that was left behind. David Yager mentioned the possibility of starting a trail clearing party to help clean up the debris.

The Select Board took the position that the conservation easement does not specifically prohibit the clearing of land and that there is nothing that would have prevented the owner of the land from cutting within the easement. Jayne Ludwig wished that they had not cut any trees at all. The Select Board commended Mr. Wadsworth for not cutting right down to the Woodland Loop Road and for leaving an uncut buffer along the road keeping the visibility of the thinned area of woods hidden from the Forest Ridge development.

The Select Board agreed that there will be no further action taken by the Town of Lincoln.

VI. TOWN LAND/COMMON MAN SALE - PUBLIC HEARING

Currently the Common Man Restaurant leases a piece of land from the Town of Lincoln as part of their parking lot. The land has been owned by the town for many years and parking has occurred on the lot since the Common Man Restaurant was established more than 35 years ago. There is a written lease established and discussion has taken place to sell the parcel of .80 acres to the Common Man.

A letter written by Paul Beaudin II was read into the minutes and is attached.

In Paul Beaudin's letter it was stated that the property could be used for affordable housing. Chairman Robinson and Tamra Ham believe that the value of having what might be two affordable houses in town would be greatly offset by the value that the Common Man brings to town in wages alone. The Common Man has many long term employees and pays a great deal of wages to those employees who spend their money in these communities.

Jim Welsh and other members of the audience voiced their opinions that they did not believe that the lot would be an appropriate place for housing.

Paul Beaudin's letter also questioned the fact that the property has not been subdivided and that lot is part of the Kanc Recreation area. The Select Board does not believe that it would be appropriate to subdivide or make lot line adjustments to the property before hearing input from the town. After input is received from the town, if the feeling is to move forward, a lot line adjustment will be done.

Chairman Robinson stated that the Select Board is required to have a second public hearing on this issue and that meeting will be held on Monday, May 9, 2016.

The Select Board thanked Alex Ray for his time.

VII. OLD/NEW BUSINESS

➤ Town Managers Report

River Front Park, Final Phase I

Calex Environmental Consulting is working on the environmental report for the park. There were several visits to the site last week which Roger Harrington was coordinating.

There is an issue with trash on the property which Town Manager Burbank brought to the attention of the property owner, Paul Bartlett. In the past Paul Bartlett has felt that it is not his issue and that the town should be contacting the individual store owners. The Mexican restaurant is the major contributor to the grease issue. The trash in the woods appears to come from the theater in that most is popcorn and Pepsi containers.

Both Tamra Ham and Jayne Ludwig felt strongly that the responsibility lies with the property owner. Town Manager Burbank will contact Paul Bartlett and reiterate that the responsibility lies with the property owner. The first focus should be to fix the dumpster, second would be to clean up the property.

ZBA appointment

Scheduled training for ZBA members is on May 12, 2016. There are still members of the ZBA that have not sworn in with the Town Clerk.

911 Street Updating

Letters are being hand delivered to residents explaining the importance of the emergency address system. There has been no further response from the Village of Loon. If the Village of Loon owners do not understand the importance of the addressing system they will be invited in to speak to the Select Board at a future meeting.

Beechwood Road Bid

The bid opening will be May 12, 2016 and so far 15 companies have shown interest.

Pollard Road Sidewalk

The surveying field work is done and they are now creating the base plans and conceptual plans which will be available in 3 to 4 weeks. At that time public and neighborhood meetings will begin.

Hanson Farm Road

Additional utility work was done and the revised map will be issued by the end of next week to finalize plans in preparation for pavement. The goal is to be ready to go to bid on May 28, 2016.

Drainage will be a combination of town property and the closed system down to the south end of Hanson Farm Road.

Levee Easement Work

Easements for access to the levee have been complete. Remaining engineering is proceeding. The goal is to go out to bid on the levee on July 1, 2016.

Loon Pond Dam

Calder Construction was awarded the Loon Pond Dam contract. When the water is low enough that project will begin.

Water Treatment Plant Culvert

Water treatment plant culvert design is complete and should go out to bid in about 2 weeks. The project should be coordinated with the Loon Pond Dam project because while the dam is being built the brook will be dry making it easier to install the culvert.

➤ **Town Report**

Junk Yard

Town Manager Burbank contacted Joe Chenard and invited him to a Select Board meeting. Mr. Chenard responded that he might come in to talk to the Select Board in a couple of weeks. There have been recent complaints that he is collecting washers and dryers.

Signs and Painting

The first project will be restriping the streets and new signs as needed will be next.

Nachos

The owners of the restaurant have not come back with any update. Nachos will not be issued a liquor license unless the Fire Chief first issues an occupancy permit. The restaurant is currently closed.

Town Treasurer

There have been two candidates interested and a third resume is expected. The position has only been posted on the web site and locally on boards in the Post Office and Town Hall. Funds were not spent to advertise in the newspaper. Interested candidates should send a resume or a letter of interest to the Select Board.

RiverWalk Opening

Safety inspections are just about complete and Fire Marshals are ready to give the green light to move in furniture.

➤ **Public Participation**

Tammy Gionet Dutilly

Parking in Front of Library

Tammy Gionet Dutilly asked if the town would consider painting “no parking” directly in front of the library. When vehicles are parked in front of the library, people exiting the library are difficult to see around the vehicles. One parking space in front of the library would need to be removed. Town Manager Burbank will talk to Public Works Director Nate Hadaway to get possible options.

Pollard Road

Tammy Gionet Dutilly asked if any decisions have been made to have DHART (Dartmouth Hitchcock Advanced Response Team) helicopter landing at the dead end of Pollard Road. Chief Beard is still undecided. They will be clearing piles of sand and dirt to get it ready.

Town Vehicles

Tammy Gionet Dutilly asked how many town vehicles are taking people to residence out of town. When travelling south of Lincoln on the weekend, Mrs. Dutilly noted that she saw a Lincoln town truck in her travels and if the person driving the truck actually lived in the town where the truck was seen, and is commuting that distance, she estimated that they are putting an extra 6000 miles per year on the vehicle. Town Manager Burbank stated that it is the Public Works Director and as part of his employment agreement he requires a vehicle for call-ins. Chief Smith also brings a town vehicle home each night also as an on call employee.

A discussion ensued about extra mileage on vehicles and the jobs that employees do that require them to be on call almost 24 hours a day.

Tammy Gionet Dutilly asked about obtaining a copy of the map that was shown for first ledge. Town Manager Burbank has a similar map and will make a copy available.

VIII. NON PUBLIC SESSION Pursuant to RSA 91-A: 3II (a,c,e,d)

MOTION to enter non-public 7:25 PM.

Motion: Tamra Ham Second: Jayne Ludwig All in favor:

MOTION to come out of non-public session at 7:44 PM

Motion: Jayne Ludwig Second: Tamra Ham All in favor:

The Select Board is in agreement with the administrative order of consent between the Town of Lincoln and the State of New Hampshire as revised by Attorney Hilliard regarding the levee.

The Select Board began signing the 82 elderly, veteran and disabled exemptions.

IX. ADJOURNMENT

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

MOTION: "To adjourn."

Motion: Tamra Ham Second: Jayne Ludwig All in favor.

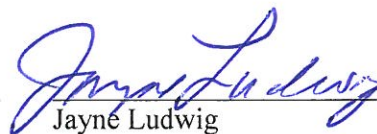
The meeting adjourned at 9:00 PM.


Respectfully Submitted,

Wendy Tanner

Approval Date: 05 / 02 / 16

Chairman O.J. Robinson


Jayne Ludwig


Tamra Ham

townmanager

From: Paul Beaudin <pj_b@roadrunner.com>
Sent: Wednesday, April 20, 2016 10:18 AM
To: townmanager
Cc: OJ
Subject: Public Hearing on Common Man property

Butch and OJ:

As I will not be able to attend the Public Hearing, I would like this read into Monday night's minutes pertaining to the public hearing on the disposition of the Common Man lot being considered for sale. First as an abutter I have never been officially notified that this piece of property was going to be either subdivided or have a lot line adjustment which I believe is a requirement in order to separate this lot. As far as the sale of the property I would like to bring to the Board's attention that under RSA 41:14-a II, it states that the provisions of this section shall not apply to the sale of and the selectman shall have no authority to sell: (c) Any real estate that has been given, devised, or bequeathed to the town for charitable or community purposes except as provided in RSA 498:4-a or RSA 547:3d

I would like to bring to your attention Article #35 in the 1971 Town of Lincoln Annual report as well as Article # 22 in the 1973 Town of Lincoln Annual Report, both of which refer to the gifting of the Lot in question to be available for Town use for children.

On August 8,2011 the Lincoln Board of Selectman made the comment that they would be strongly opposed to selling a piece of property if it has potential use. This current property being considered for sale has many potential uses for the Town now and in the future and also given its size could be sold as two building lots and given the current affordable house in Lincoln I would think this might be a consideration

Also in the minutes of June 20,2011 the Town Selectman made the affirmation that town property would be sold by a public bid process and was further agreed on November 3,2014 by Alex Ray that he would give the Town 5 months to start the public bid process.

The Town of Lincoln has many years to grow and I am sure new needs will arise for the potential use of this property. I think to sell this property especially given the fact that the Common Man currently has enough available property to enlarge their parking area if needed would not be a sound or prudent decision in the best interest of the future growth and needs of the Kancamagus Recreation Area or the Taxpayers of Lincoln.

Thank you for your time in consideration of my request: Paul Beaudin II
Lincoln Taxpayer

April 25, 2016
Board of Selectmen's Meeting
Please PRINT Legibly

Bever Hall
(Print Name)

Butz Coe

Bever Hall
(Sign Name)

Butz Coe

Jack Wadsworth

Nathan Wadsworth

David Larson

Ron Beard

Steve N

JOHANNA HART

Jim Kelsh

Debbie Celino

Tammy Brown Doherty

Al MacQuarrie

DAVID YAGER

Jack Wadsworth

Nathan Wadsworth

David Larson

Ron Beard

Johanna Hart

Jim Wall

Debbie Celino

Tammy Brown Doherty

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David Yager