

LINCOLN BOARD OF SELECTMEN

APPROVED

MEETING MINUTES

MAY 16, 2016

LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN, NH

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

**Staff Present:** Town Manager Burbank, Fire Chief Beard and Recording Secretary Wendy Tanner.

**Public Present:** Tammy Gionet Dutilly, Steve Noseworthy, Jim Welsh, Deborah Celino.

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I. NON PUBLIC SESSION Pursuant to RSA 91-A: 3II (b) at 4:30 PM

II. CALL TO ORDER at approximately 5:30

*Chairman Robinson called the meeting to order at 5:35 P.M.*

III. REVIEW AND APPROVAL- MINUTES OF THE PREVIOUS MEETING

- May 9, 2016

**MOTION to approve the minutes from May 9, 2016 as amended.**

**Motion:** Tamra Ham      **Second:** Jayne Ludwig      **All in Favor.**

**MOTION to approve the non-public minutes from May 9, 2016 as presented.**

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

IV. MOTOR VEHICLE REVENUE Discussion

An increase in revenues for motor vehicles for the month of April was observed. The revenues in April were the highest April in 10 years.

After the motor vehicle revenues were reviewed by the Select Board several other revenues were discussed as follows.

**Library and Cemetery**

The library and cemetery revenues were discussed briefly in that the Board of Selectmen cannot adjust these revenues.

**Review of Solid Waste Revenues**

The report that the Board was reviewing included the fees from vendors only. No tipping fees or the funds received from Woodstock were included on the report. Town Manager Burbank will request a more detailed sheet to be reviewed at the next meeting.

The tonnage of the scrap metal was discussed. The Select Board requested a three year trend of the value of scrap metal.

## V. OLD/NEW BUSINESS

### ☐ Town Managers Report

#### **Floor Drains at Solid Waste Facility**

Colored dye was run through the drains to find the exit of the drain water from the building. Public Works Director Nate Hadaway found that the drain water exits into one of the lagoons

Paul Beaudin confirmed in a letter that the discharge for the floor drain exits into a lagoons.

#### **Loon Pond Dam**

The delay of paperwork is because DES has asked for a few additional items. The Forest Service has signed off on all of their paperwork.

#### **Town Ordinances**

Chief Smith, Chief Beard and Jane Leslie will be meeting to review town ordinances for any needed updates.

#### **Bid Opening On May 12 Beechwood Roads**

The bids included the upper loop and culvert work on lower Black Mountain.

The low bid was received by Caulder Construction at \$1, 072,562.75. The 7 bids received ranged from \$1.07 to \$1.9 million dollars. Caulder Construction was lower than all other bids by almost \$200,000.

The culvert work bids were submitted separately and came in at \$15 to \$17 thousand dollars additional to the road bids.

#### **Risk Pool Study Group**

Town Manager Burbank attended a risk pool study group meeting. As of July 1<sup>st</sup> the town will be down to only one property liability company, Primex, which does not seem to have any competition. There are two private companies, The Lawson Group and Davis and Towle Insurance Group that are researching the possibility of creating a public pool. Even though Primex is doing a great job, competition is always good. Town Manager Burbank will update the Select Board as more information becomes available.

#### **Clark's Trading Post**

Changes are being made at Clark's Trading Post to their crosswalk. Last year Clark's installed a new ride that took about 50 parking spaces from their parking lot. In order to get those spaces back, they would like to increase the size of the parking lot across Route 3 from the main facility. The State of New Hampshire Department of Transportation (NHDOT) has asked that before they add more parking across the street, they would need to update their crosswalk. The location that the NHDOT chose for the crosswalk required that Clark's install an American Disabilities Act (ADA) compliant ramp as well as pedestrian activated lights. Both would occur mostly within the states right of way. Although Clark's has agreed to maintain the lights, the Town of Lincoln would be responsible for the lights once they were installed. If something were to happen and Clark's stopped maintaining the lights, the Town of Lincoln would take over maintenance. Town Manager Burbank is asking for approval from the Select Board. The Select Board expressed their support of the plan and mentioned that Clark's Trading Post is an upstanding business in town with a good track record.

After a brief discussion of the crosswalk and lights, the Select Board made the following motion:

**MOTION to approve the crosswalk and pedestrian activated flashing lights as presented on the plan from Clark's Trading Post.**

**Motion: Jayne Ludwig      Second: Tamra Ham      All in Favor.**

### **Public Works Employees**

All of the Public Works employees have now taken and passed the Primary Operator Training for the Solid Waste Facility. All employees are licensed to run the Solid Waste Facility. Public Works Director, Nate Hadaway has passed his Grade I Water Treatment and Water Distribution License and expects to be testing for his Grade II license in July. Public Works employee Dave Dovholuk is also expecting to test for his Grade II at that time. The Select Board is extremely pleased with the public works employees for their training and Nate for obtaining his water license. Congratulations to the Public Works employees.

### **Common Man Land**

The next step is to hire a surveyor. Sabourn was the last to survey the property and should have the maps to do the lot line adjustment. Town Manager Burbank said that the Common Man would like to split the cost of registering the deed, surveying and legal fees which may total between \$2,500 and \$3,000. Chairman Robinson explained that typically in NH the buyer and seller split the transfer tax fees at 50% each. The Select Board will have to go before the Planning Board and apply for the lot line adjustment.

There was a brief discussion about fees and the forms required to bring this lot line adjustment to the Planning Board and notify abutters.

Also in reference to the Common Man land, there is a request from Paul Beaudin asking for all of the attorney correspondence regarding the Common Man land. The Select Board discussed the emails and correspondence and believed that there was nothing more in this communication with the attorney that Mr. Beaudin did not already know. The Select Board decided to not waive the attorney-client privilege, nor did they want to set a precedent of distributing confidential attorney correspondence.

### **Summer Schedule**

Beginning a bi-weekly schedule for the Select Board in the summertime was discussed. The Board had mixed feelings about meeting alternate weeks. It is summer and great for the staff, but at the same time the Select Board is here for the people. The schedule worked well last year and if a meeting was required during a week that the Board had decided not to meet, the meeting was posted and the Select Board met.

Chairman Robinson proposed the following work schedule.

- Every week in June
- July 11 and 25
- August 8 and 22, 29

The Select Board agreed with this schedule.

### **ZBA Training Reminder**

The ZBA training will be held in the Lincoln Town Hall on Thursday June 2, 2016 from 6:00-8:00 P.M. All ZBA and Planning Board members are encouraged to attend.

### **Pollard Road Sidewalk**

The town is waiting for the conceptual design to be prepared. The plan is to have several options for where the sidewalk could be built. Once we have the design plans, there will be neighborhood meetings to start talking to the homeowners to get a sense of which side of the street would work best.

### **Signs**

The Public Works department has started to replace some of the missing or poor condition signs.

### **Ordinances**

Town Manager Burbank explained that towns can create their own ordinances. Ordinances cannot go against the RSA, but they can be more stringent than the RSA's. There was a brief discussion about ordinances and how to protect children using ordinances.

This discussion moved onto towns that have ordinances mandating that pedophiles cannot live within two (2) miles of a school. Town Manager Burbank said that although other towns have enacted ordinances that restrict where registered sex offenders live, those types of ordinances are difficult to successfully adopt because the Town cannot violate people's constitutional rights. The Town would need to consult an attorney.

### **Trash on Route 3 North Along the River**

Tamra Ham unsuccessfully looked for the trash along the river. Tammy Gionet Dutilly said that she could show someone exactly where this trash is and noted that the last time she went by the spot, the trash bags had been moved back from the bank of the river further into the woods.

### **Chairman's Notes**

Before summer begins, Chairman Robinson requested:

- The Board to review the revenues for each of the departments that have turned in their reports.
- Ordinances that need updating are reviewed.
- Any actions required for 911 address numbering is taken

### **Village of Loon**

Fire Chief Beard explained that there was an ambulance call at the Village of Loon last week and the ambulance responded to where they thought the home was but were on the wrong road because numbers on the buildings did not go high enough because the Village of Loon Mountain is still using their own in-house numbering system, not the 911 system. The police stepped in and directed the ambulance to the correct street and home.

Incorrect or lack of numbering is critical and consistent throughout the town. Chairman Robinson would like to give the Village at Loon a 30 day deadline to make the 911 addresses prominently displayed for each building, and to make any internal numbering not visible from the driveway.

Although the purpose of 911 numbering should be obvious, the letter should state that compliance is being mandated for the safety of their customers. The Village of Loon will be given 30 days to have the numbering completed, or to come up with a plan that meets the 911 compliance. If there is any question about correct numbering or compliance, the Fire Chief or Police Chief should be contacted.

☐ Public Participation

*There was no public participation.*

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

**Motion to enter non-public session at 6:35 P.M.**

**Motion: OJ Robinson      Second: Tamra Ham      All in Favor.**

**Motion to leave non-public session at 7:45 P.M.**

**Motion: Tamra Ham      Second: Jayne Ludwig      All in Favor.**

**Motion to grant all abatements as presented:**

- to Carol Ryan ETAL, for property located at 90 Loon Mountain Road #3C, Map & Lot 126-018000-MC-1203C, for a value of \$134.64
- to Stephen & Mary Maguson, Map & Lot 126-018000-MC-49C, address 90 Loon Mountain Road #1049C, for a value of \$110.80
- to Stephen & Mary Maguson, Map & Lot 126-018000-MC-45C, address 90 Loon Mountain Road #1045C, for a value of \$110.80
- to John & Susan Pacek, Map & Lot 126-018000-MC-38B, address 90 Loon Mountain Road #1038B, for a value of \$90.90
- to John & Susan Pacek, Map & Lot 126-018000-MC-22D, address 90 Loon Mountain Road #1022D, for a value of \$90.90
- to Nancy & Peter Kaye, Map & Lot 126-018000-MC-958A, address 90 Loon Mountain Road #958A, for a value of \$90.90
- to Nancy & Peter Kaye, Map & Lot 126-018000-MC-958B, address 90 Loon Mountain Road #958B, for a value of \$90.90
- to Nancy & Peter Kaye, Map & Lot 126-018000-MC-958C, address 90 Loon Mountain Road #958C, for a value of \$90.90
- to Nancy & Peter Kaye, Map & Lot 126-018000-MC-958D, address 90 Loon Mountain Road #958D, for a value of \$90.90
- to Stanley Haberski, Map & Lot 126-018000-MC-46B, address 90 Loon Mountain Road #1046B, for a value of \$90.93
- to Stanley Haberski, Map & Lot 126-018000-MC-46C, address 90 Loon Mountain Road #1046C, for a value of \$90.93
- to Stanley Haberski, Map & Lot 126-018000-MC-22A, address 90 Loon Mountain Road #1122A, for a value of \$90.93
- to Stanley Haberski, Map & Lot 126-018000-MC-22D, address 90 Loon Mountain Road #1122D, for a value of \$90.93
- to Suzanne Kleiner, Map & Lot 126-018000-MC-33A, address 90 Loon Mountain Road #1033A, for a value of \$110.78
- to Suzanne Kleiner, Map & Lot 126-018000-MC-33B, address 90 Loon Mountain Road #1033B, for a value of \$110.78
- to Suzanne Kleiner, Map & Lot 126-018000-MC-33C, address 90 Loon Mountain Road #1033C, for a value of \$110.78
- to Suzanne Kleiner, Map & Lot 126-018000-MC-33D, address 90 Loon Mountain Road #1033D, for a value of \$110.78
- to Alan Fobes, Map & Lot 126-018000-MC-25B, address 90 Loon Mountain Road #1225B, for a value of \$110.58



- to Sherry Bucar, Map & Lot 126-018000-MC-50B, address 90 Loon Mountain Road #1150B, for a value of \$90.90
- to Kenneth Lowe, Map & Lot 126-018000-MC-38D, address 90 Loon Mountain Road #1138D, for a value of \$90.82
- to Robert & Ann Bleakney, Map & Lot 126-018000-MC-34A, address 90 Loon Mountain Road #1234A, for a value of \$90.86
- to Robert & Ann Bleakney, Map & Lot 126-018000-MC-34D, address 90 Loon Mountain Road #1234D, for a value of \$90.86
- to Anita Hatherley, Map & Lot 126-018000-MC-07A, address 90 Loon Mountain Road #1207A, for a value of \$135.52
- to Anita Hatherley, Map & Lot 126-018000-MC-07B, address 90 Loon Mountain Road #1207B, for a value of \$135.52
- to Anita Hatherley, Map & Lot 126-018000-MC-07C, address 90 Loon Mountain Road #1207C, for a value of \$135.52
- to Anita Hatherley, Map & Lot 126-018000-MC-07D, address 90 Loon Mountain Road #1207D, for a value of \$135.52
- to Joel Tragash, Map & Lot 126-018000-MC-53D, address 90 Loon Mountain Road #1053D, for a value of \$110.40
- to Barry & Nancy Selzer, Map & Lot 126-018000-MC-34A, address 90 Loon Mountain Road #1034A, for a value of \$90.86
- to Willim Tatewosian, Map & Lot 126-018000-MC-61C, address 90 Loon Mountain Road #1061C, for a value of \$110.84
- to Joseph & Catherine Bonang, Map & Lot 126-018000-MC-10A, address 90 Loon Mountain Road #1110A, for a value of \$90.82
- to Joseph & Catherine Bonang, Map & Lot 126-018000-MC-10B, address 90 Loon Mountain Road #1110B, for a value of \$90.82
- to Joseph & Catherine Bonang, Map & Lot 126-018000-MC-10C, address 90 Loon Mountain Road #1110C, for a value of \$90.82
- to Joseph & Catherine Bonang, Map & Lot 126-018000-MC-10D, address 90 Loon Mountain Road #1110D, for a value of \$90.82

**Motion: Tamra Ham      Second: Jayne Ludwig      All in Favor.**

## VII. 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: O.J. Robinson**

**Second: Tamra Ham**

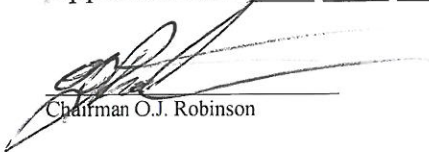
**All in favor.**

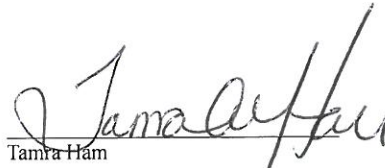
The meeting adjourned at 7:50 P.M.

Respectfully Submitted,

Wendy Tanner

Approval Date 5/23/16

  
Chairman O.J. Robinson

  
Tamra Ham

  
Jayne Ludwig

May 16, 2016  
Board of Selectmen's Meeting  
Please PRINT Legibly

Ron Beard

(Print Name)

Tammy Groot DeWitt

Steve M

Debbie Celino

Jim Welch

Ron Beard

(Sign Name)

Tammy Groot DeWitt

Debbie Celino

Jim Welch