

Lincoln Board of Selectmen – Meeting Minutes

July 6, 2009 – 5:00 pm

Present: Chairman Peter Moore, Selectman Deanna Huot, Selectman Patricia McTeague,
Town Manager Peter Joseph and Administrative Assistant Susan Chenard
Audience: Charlie Cook

Chairman Moore first opened a special meeting at 5:10pm, to accept a donation, subject to RSA 31:95-b. Allan T Ward of Cargill Construction has coordinated the following commitments to the Kanc Rec. Ski Tow Hut Construction Project:

Windows – To be donated by Cargill Construction, LLC,
Insulation – To be donated by Quality Insulation,
\$500 Materials – To be donated by Belletete's/Ashland Lumber,
\$500 Materials – To be donated by Middleton Building Supplies and
\$1,000 Materials – To be donated by R. P. Williams Company.

There was some discussion but consensus that the total value of all items was over \$5,000, requiring the separate posting of this meeting. During the public participation portion of the meeting, the Town Manager mentioned that Mr. Ward had announced at the public budget meeting this past winter that Cargill Construction would make a donation of \$1,000. Neither the original donation or the increase to that amount had been solicited by the Town. A **motion** was made by Selectman McTeague, seconded by Selectman Huot, to accept the donation. The vote was unanimous. The Selectmen commented that it was very exciting and an excellent donation. Town Manager Joseph did note that the project would be pushed off until September, as Public Works Director Bill Willey wanted to be involved first-hand. The special meeting adjourned at 5:15pm.

Chairman Moore opened the Board of Selectmen's meeting at 5:15pm.

Routine Business

- **Approval of the Public Meeting Minutes of June 29, 2009** - A **motion** was made by Selectman McTeague, seconded by Selectman Huot, to approve the public meeting minutes of June 29, 2009, as amended. The vote was in the affirmative, with Chairman Moore abstaining as he was not present at that meeting.
- **Town Manager's Report**
 1. Town Manager Joseph noted that he had received many good reports on the 4th of July fireworks. The Selectmen also felt it was a great show at a good value. They commended Administrative Assistant Chenard for organizing the event, and asked her to see about signing up with American Thunder again in the future, potentially with a multi-year agreement. The Town Manager noted that next year the 4th is on a Sunday and most people would be taking Monday the 5th off. The Selectmen chose to keep the fireworks on the 4th of July. The Selectmen agreed with Fire Chief Haynes' suggestion to write a letter of thanks for the great show, but asked that we request a finale of only red, white and blue for next year.
 2. The second union grievance hearing date has been moved from July 14th to the 21st. Therefore, the Selectmen will meet on Tuesday, July 21st, rather than Monday, July 20th that week.

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3. The Town Manager provided the Selectmen with a summary of payments on the first issue 2009 tax bill. Currently, about \$600,000 are still due on a \$3.66 million total bill. This seems a pretty good return so far.
4. Bill Conn met with Town Manager Joseph regarding excess water on his property off of Connector Road. The ditch and culvert for the Business Park drainage go under Connector Road and terminate along the property line between Deanna Huot and Bill Conn. This used to work fine, but recently he has been experiencing flooding. He would like to work with the Town to move the run-off. An open catch basin on his property is not allowing drainage, so he would like to re-route it. Selectman Huot said Mr. Conn did not have as much of a problem before the Business Park was put in and she believed we should work with him. Chairman Moore asked that we come up with a plan and see what it will cost. The Town Manager noted that there will be more runoff when the park gets built, with roofs and driveways, etc. Selectman Huot felt we might be able to use some town-owned land on the park's side of the road as a retention pond area. Town Manager Joseph also felt that future site plan reviews should address on-site retention at the Business Park.

Other Business

- Town Manager Joseph noted that Commissioner Ray Burton would be in Town on Thursday. The Commissioner will attend a presentation on the River Front Park Trail on Thursday at 1pm at the Chamber of Commerce's office. We did receive DES approval, but need to see if the RTP grant can be reauthorized or extended. We are also applying for a TE grant.
- Chairman Moore asked if we would need to hire additional labor at the Public Works department. The Town Manager replied that currently there was not a need, but he and David Beaudin would monitor and recommend this step but there has been very little overtime. Also that Public Works Director Bill Willey is back by phone and can answer questions easily.
- Chairman Moore mentioned that the road work on Pollard Road is excellent and he has not seen any pooling of excess water.
- Chairman Moore asked if there was still an offer coming in on a Business Park lot. Town Manager Joseph said he has spoken with the potential buyers and they are now speaking to our real estate agent to put together the offer.
- Chairman Moore described a conversation he had been having with the Town Manager regarding the Fiscus property on upper Black Mountain Road. Mrs. Jasinski is the neighbor on the downhill side of the road, and has been complaining that Mr. Fiscus's poorly designed driveway is flooding her property and causing damage to her home. Mr. Fiscus had promised to bring the driveway to the way the plans state, which would prevent the issue with Jasinski's property. The Town Manager met with Bill Willey, Bill Cargill and Rex Caulder recently at the location to discuss ways to catch the majority of the runoff water before it could reach the Jasinski property. No re-paving has been done yet, although Mr. Fiscus had promised to have it done last Wednesday. He is in non-compliance without a CO (certificate of occupancy) and he has not repaired all issues during his temporary CO period. We will send him letter stating that he is not in compliance and copy Mrs. Jasinski. Mrs. Jasinski is upset as

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she says she has been dealing with this issue for several years. She is ready to make civil suit as Mr. Fiscus never does what he tells her he will. The Selectmen agreed that the Town Manager should send the letter as soon as possible.

- Chairman Moore said he had heard good things about the paving on Loon Mountain Road. Town Manager Joseph said he will be setting up a meeting for the Beechwood roads soon, with Rick Kelley and the others.
- Chairman Moore also felt that the Church and Maple Street paving looked pretty good. Town Manager Joseph noted that Edgewood Road does have some problem areas that will need to be addressed to prevent the current ponding at both ends, including near the church. There is also significant driveway pooling at the Chenard property on Maple Street. Town Manager Joseph will work with Administrative Assistant Chenard to see how to resolve it. There is a low point in the road there. There were also some problems also at the Penguin Ski Club and the brown house across the street, which have been resolved.

Public Participation

Charlie Cook felt we should try to plan ahead for full build-out when addressing the drainage from the Business Park. Mr. Cook asked about the other adjoining town land, but that is up on top of the hill

Mr. Cook also noted that there was a birch tree down across the Penstock Trail, about 50 yards east of where it crosses Route 112 back towards the riverfront condominiums. Typically the Public Works crew will take care of that. Selectman Huot wondered who maintains the pavement on the path and if we should be planning for that repaving in the CIP plan. The pavement seems to be holding up very well, like the Franconia Notch Bike Path, probably because there is no vehicle traffic.

Mr. Cook noticed cars have been parking on Crooked Mountain Road now to access the East Branch of the Pemigewasset River, now that boulders block the path next to the gate on South Peak Road.

At 6:05 pm, the meeting was adjourned and the Board of Selectmen reviewed payroll and accounts payable check registers for the week ending July 5, 2009.

Date: _____

Approved by:

Chairman Peter Moore

Selectman Deanna Huot

Selectman Patricia McTeague