

**LINCOLN BOARD OF SELECTMEN
MEETING MINUTES
MARCH 03, 2014 – 5:30PM
LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN NH**

Board of Selectmen Present: O.J. Robinson, Patricia McTeague, Tamra Ham
Staff Present: Town Manager, Alfred Burbank, Administrative Assistant, Jane Leslie.
Public Present: Ron Beard, Paul Beaudin and Dave Beaudin

I. CALL TO ORDER

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

II. REVIEW AND APPROVAL- MINUTES OF THE PREVIOUS MEETING

MOTION: “To approve the meeting minutes of February 20, 2014 as presented.”

Motion: Patricia McTeague **Second:** Tamra Ham **Roll call vote was all in favor.**

MOTION: “To approve the Non-public meeting minutes of February 20, 2014 as presented.”

Motion: Tamra Ham **Second:** Patricia McTeague **Roll call vote was all in favor.**

MOTION: “To approve the meeting minutes of February 24, 2014 as amended.”

Motion: Patricia McTeague **Seconded:** O.J. Robinson **Tamra Ham abstained**

Line #111 remove the word “Chairman” and replace with “Selectman” McTeague

MOTION: “To approve the Non-public meeting minutes of February 24, 2014 as presented.”

Motion: O.J. Robinson **Seconded:** Patricia McTeague **Tamra Ham abstained**

III. OLD/NEW BUSINESS

Public Participation – E-mail received from Bill Conn

At the request of Mr. Bill Conn, Chairman Robinson read the following e-mail into the meeting minutes:

Butch,

My response on your 2/10/14 response to me, as far as 91-A requests that is the law for you to supply those requests, so it is part of your job description. When I request information that I need, the answers are questionable so I do research, which I shouldn't have to do. If you look back to your minutes of 2/10/14 on my request it looks like an open book test because I gave you the place to find the information so if your staff took 8 hours to do that work I think you ought to be looking at what their doing, not trying to second guess what I'm doing.

I have a question this week on the stipends. You appropriated \$5,000.00, you used \$1,800.00, what was done with the other \$3,200.00 and are you appropriating \$5,000.00 again this year for that line item?

I am requesting this be read at the BOS meeting tonight 3/3/14 and put in the minutes.

Thank you,

Bill Conn

Chairman Robinson responded initially to Mr. Conn's request concerning what was done with the balance of appropriated stipend funds (\$3200.). Chairman Robinson stated *"The balance of left over funds, which was unspent money in that particular line item, subsequently remains part of the general fund."*

Chairman Robinson read the following into the minutes concerning Mr. Conn's requests for information: "Section 91-A:4, Section VII, *"Nothing in this chapter shall be construed to require a public body or agency to compile, cross-reference, or assemble information into a form in which it is not already kept or reported by that body or agency."* Chairman Robinson reiterated we have been providing a general courtesy to Mr. Conn by compiling, gathering, and cross-referencing requested information and materials, which we are not required to. After recent discussions, the Board decided the Town will not be compiling, cross-referencing, gathering or assembling public requests for information, consequently, if someone would like to review data, receipts, quotes, invoices, contracts or other documentation subject to RSA 91A, they may do so by appearing at Town Hall and reviewing files in the format they are stored in.

Fire Department – Chief Ron Beard

Chief Beard informed the Board that he and several department members visited local business establishments over the weekend inspecting boilers for CO emissions and fuel leaks as a community safety courtesy. Chief Beard stated this visit was well-received amongst the business community and plans to continue these efforts in the near future.

Chief Beard also spoke with the owners of Peaked Moon Market in reference to the two (2) propane tanks outside of the market in the parking lot, and informed them they must put a fence around tanks so they are protected and not a potential hazard to the community. Town Manager Burbank added the owners are scheduled to meet with Town Hall and submit a change of use form on Wednesday, March 5, 2014.

Paul Beaudin

Mr. Beaudin expressed his disappointment with the Board for the way he feels he was singled out in the meeting minutes dated February 10, 2014, concerning the amount of Executive Office time allocated processing his 91A Request for Information. Mr. Beaudin requested his comments be reflected in the minutes as he feels he is being singled out in public minutes by the mentioning of his name, and takes offense to this practice.

Chairman Robinson explained that due to the increase in 91A requests, it became a legitimate discussion and valid effort to monitor how much time is being expended on researching requests. Selectman Ham disagreed with Mr. Beaudin's statement that he was singled out, clarifying that RSA 91A requests are reviewed by the Board on a weekly basis, and Mr. Beaudin's request happened to be one of the two requests received that week.

Mr. Beaudin also discussed his feelings in relation to the School Funding Formula, and feels the Board has failed the taxpayers by not attempting to follow through with a more aggressive pursuit in challenging the school funding formula calculations. Mr. Beaudin feels the Board needs to re-focus efforts during this election period and get the word out that the school budget will have a direct negative impact on the town taxpayers. The Board is in agreement to focus its immediate attention on the upcoming elections, and encouraging the Lincoln residents to come out and vote.

Loon Mountain Bridge

Town Manager Burbank informed the Board, we are currently awaiting final approval from FEMA, who must first appear in front of the congressional delegation to obtain approval to release funds. Upon release, HEB Engineers will then be able to review FEMA report and adjust accordingly prior to submission to the State of New Hampshire. According to HEB Engineers, we should be going out to bid the first week of April.

Notice of Intent to Cut Wood or Timber

An application has been received to cut 20 cords of wood off 4.33 acres on Bog Road by resident/owner Mike Donahue dated February 15, 2014.

MOTION: “To accept the Notice of Intent to Cut Wood or Timber from Mike Donahue”

Motion: O.J. Robinson Seconded: Tamra Ham

Roll call vote was all in favor

Town Managers Report

Town Manager Burbank proposed the Board consider posting weight limit restrictions on certain town roads this spring due to the deterioration and break-up of roadways resulting from harsh winter conditions, particularly Beechwood Road. Chairman Robinson suggested Bill Willey provide a list of roads he recommends posting weight limit restrictions on and the Board will consider recommendation.

Common Man Restaurant

Town Manager Burbank informed the Board the lease for the Common Man Restaurant is up for renewal March 31st, and he has reached out to owner, Alex Ray, to discuss correcting drainage issues emanating from the parking lot of said premises prior to signing a one (1) year lease renewal.

2014 Warrant Article Overview

Town Manager Burbank informed the Board, Town Meeting Moderator Robert Wetherall will be attending next Monday’s Board meeting to review warrant articles prior to Town Meeting.

Levee

Town Manager Burbank met with Edmond Gionet earlier in the day and discussed the dam’s logistics from a historical perspective. Mr. Gionet has agreed to attend a scheduled meeting with Town Manager Burbank, Chairman Robinson and DES Commissioner, Tom Burack on Monday, March 10, 2014.

Budget Committee Vacancy

Town Manager Burbank informed the Board he received a telephone call from Mr. Lutz Wallem concerning his daughter Susan Chenard running for the vacant Budget Committee seat, and questioned if this posed any type of conflict of interest. Town Manager Burbank did not find any variance in written guidelines, therefore, Chairman Robinson suggested Mrs. Chenard initiate a write-in campaign and get voted into position for the vacant seat.

Solid Waste Facility burning brush

Town Manager Burbank has been working closely with Paul Beaudin, Solid Waste Facility Manager, to come up with alternative means to burning brush. Town Manager Burbank would like to see the process of burning brush cease and be replaced with an alternative practice. The Board has agreed to hold joint discussions with Woodstock Board of Selectman at a future date.

Loon Mountain Recreation Corporation

Chairman Robinson brought to the Boards attention the Town is in receipt of a check for the amount of \$41,295.60 in lieu of the Roland Dubois Settlement, leaving one final payment due.

Deputy Health Officer

Town Manager Burbank recommended to the Board he would like to nominate Chief Beard as Deputy Health Officer to replace Bill Willey, current Deputy Officer. Brook Rose is current full-time Health Officer and Chief Smith is also Deputy Health Officer. The Board agreed and the following motion was put forward:

MOTION: “To nominate Chief Ron Beard as Deputy Health Officer”

Motion: Patricia McTeague Seconded: Tamra Ham

Roll call vote was all in favor

HealthTrust Inc. Public Hearing on Rate Setting

Town Manager Burbank informed the Board, Health Trust will be holding a public hearing on rate setting and return of surplus for Health Trust coverage’s on Tuesday, March 18, 2014 at 10:00 am at Lincoln Town Hall.

Connector Road Bridge lighting

Town Manager Burbank stated Bill Willey is following up with Mike Harrington for current pricing on aesthetic lighting for the Connector Road Bridge and will follow up with Board upon receipt.

Water in-take project

Town Manager Burbank updated the Board on the status of the Water In-take Project, which has a bid closing date of Thursday, March 6, 2014 at 11:00 am. The bids will be opened and reviewed at Monday, March 10ths Board meeting.

George Sansoucy Billing Report for NH Electrical Co-op

Town Manager Burbank is currently awaiting a response from George Sansoucy concerning explanations of fractional billing practices.

Public Works Vehicle and Equipment Capital Reserve Fund

Town Manager Burbank informed the Board Article 13.... *”to raise and appropriate Thirty Seven Thousand, Two Hundred (\$37,200.)”* should have read \$32,000. After review of articles and budget, it appeared that the \$5,200. allocated for the lawn tractor had been entered into the Public Works operating budget and reflected in the CIP warrant article instead. The Board agreed to leave item as is.

IV. NON PUBLIC SESSION *Pursuant to RSA 91-A:3:II(c)*

MOTION: “To go into Non-Public Session pursuant to RSA 91-A:3II(c)

Motion: **Seconded:** **Roll call vote was all in favor**

The Board did not enter into Non-Public session.

MOTION: “To re-enter public session”

Motion: **Seconded:** **Roll call vote was all in favor**

The Board came back into session at 0:00 pm

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: O.J. Robinson Second: Tamra Ham All in favor.

The meeting adjourned at 7:18 pm.

Respectfully Submitted,
Jane Leslie

Approval Date ____/____/____

Chairman O.J. Robinson

Patricia McTeague

Tamra Ham