

LINCOLN BOARD OF SELECTMEN

APPROVED

MEETING MINUTES

JUNE 17, 2019 –5:30PM

LINCOLN TOWN HALL - 148 MAIN STREET, LINCOLN, NH

(MEETING VIDEO AVAILABLE AT WWW.LINCOLNNH.ORG)

Board of Selectmen Present: Chairman OJ Robinson, Vice Chair Tamra Ham, and Board member Jayne Ludwig

Staff Present: Town Manager Burbank and Assistant Brook Rose.

Public Present: Roger Harrington, Debbie Celino, Jim Welsh, and Paul Beaudin.

I. CALL TO ORDER

Chairman Robinson called the meeting to order at 5:40 p.m.

II. REVIEW AND APPROVAL- MINUTES OF THE PREVIOUS MEETING

MOTION: “To approve the meeting minutes of June 10, 2019 as amended.”

Motion: Tamra Ham Second: Jayne Ludwig Motion carries.

MOTION: “To approve the Non-Public meeting minutes of June 10, 2019 as presented.”

Motion: Tamra Ham Second: Jayne Ludwig Motion carries.

III. OLD/NEW BUSINESS

Town Managers Report

Staff Changes

Town Manager Burbank informed the Board that he has signed a multi-year contract with Chad Morris for the position of Police Chief. Ryan Smith was also hired in the Public Works Department and will be a great asset to the team. Public Works employee Zac Vigneault was moved over to the Water Department on a more full-time basis.

Solid Waste Facility Roof

Town Manager Burbank inquired with the roofing company that Roger Harrington referred to the Town. The Town also received a response from PREP Contractors LLC (Plymouth) but has yet to receive a bid from them. Further discussion on options for the roof replacement ensued as the bid process closes on Friday. The Board is meeting with the Woodstock Select Board to get their input on the roof.

Other Business

Industrial Business Park

Chairman Robinson informed the Board that the Planning Board took an official vote related to the Industrial Business Park at their last meeting (June 12th). The Planning Board’s official decision is that they are not making any recommendations to the Select Board. Thus, the process reverts back to the Select Board. Selectman Ham expressed her frustration that the Planning Board had objections to the last transaction on the Business Park, yet, when the Select Board turned it back over to them, they are not offering any recommendations.

Robinson stated that the original intent of the park was employment, and noted that the Town hasn't had an overwhelming interest in the park. Selectman Ham stated that she disagreed that the *intent* of the park should be employment. She stated that the town no longer needs jobs to bring people to town, as there are plenty of jobs and not enough employees at this time. Further, she stated that she believes the Board should no longer focus on the sale of the lots solely for the purpose of job creation.

The Board agreed that the lots should be opened back up (other than lot 2) for sale. They also agreed that the deed restrictions should not be revised and should remain the same. The Board all agreed that the Town should not dictate how many employees a business should have, and that this should *not* be written into the deed covenants.

MOTION: "That all of the Town owned lots in the Municipal Business Park, with the exception of ~~Lot 2~~ which is subject to a vote at the 2020 Town Meeting, are available for sale."

Motion: OJ Robinson **Second:** Tamra Ham **Motion carries unanimously**

Corrected to be Lot # 4
Main Street Paving Project

Chairman Robinson stated that the Main Street paving project is scheduled to begin on August 8th. The Town has been informed by NH Department of Transportation (NHDOT) that the project will be completed over a two-week period and will include night time work. The road and driveways are required to remain open and accessible. Traffic will remain open with police detail, flaggers etc.

West Street Paving Project

The West Street paving project will be completed prior to the commencement of NHDOT's Main Street paving project on August 8th.

Supreme Court Decision (Levee Ownership)

Chairman Robinson stated that if the State of NH does not file an appeal, the Board is going to discuss and agree upon a statement this evening in Non-Public session which will be released tomorrow.

Eversource Drone Inspections

Tamra Ham read the following statement from Eversource:

Eversource has contracted with MESA to conduct drone inspections on all of the Transmission lines. This week and next week, they will be in your areas conducting these inspections. Please see the details and dates below for reference. All neighboring property owners have also been notified of the upcoming inspections.

PURPOSE OF FLIGHT: *Eversource has hired MESA to perform Unmanned Aerial Vehicle (UAV) Inspections on the 115KV and 345KV Transmission systems. MESA will have four crews in the field on the various lines listed below. Lincoln – June 17, 22, and 29th. Please feel free to contact us if you have any questions and thank you for your patience as we work to continue to improve the reliability of our system*

Riverfront Park

The Board discussed whether to have a survey done as a guide to the layout of the park as the clearing and marking of the land and features will begin soon. Selectman Ham insisted that a survey is necessary. Robinson would rather be frugal and not do the survey, and Selectman Ludwig stated that she did not vote for the park and questioned whether the \$200,000 the Town accepted in federal funds meant that the land had to remain a park *forever*. Town Manager Burbank clarified that the Town must indefinitely maintain that amount of acreage as a park as stated in the grant award. It can be relocated

elsewhere in Town; however, the acreage must stay unchanged. Selectman Ham mentioned that the lighting plan also needs to be discussed.

Public Participation

Roger Harrington

Roger Harrington asked for an update on the Community Center roof. Town Manager Burbank replied that Public Works Director Hadaway is planning to seal around the chimney, and Burbank will follow-up with Hadaway to see if any other progress has been made.

Roger also asked for an update on The Pines. Town Manager Burbank stated that he has advised the Planning Board to bring the developer back in for Site Plan Review as the engineer for The Pines stated himself that the holding tank was installed as designed, however, the design does *not* work. One family has already moved into a unit that no Land Use Permit or Certificate of Occupancy had been issued. Chairman Robinson asked that developer Rick Elliot be invited to the next Select Board meeting as the Board needs to speak with him and remind him that they have the authority, and are considering shutting the operation down.

Paul Beaudin

Paul Beaudin made some recommendations on the Solid Waste Facility roof. He recommended the rubberized spray coating that has a 20-year guarantee. It can be sprayed over the metal roof and is a very impressive material. He added that it may save the Town money to not have to have the metal roof removed. The Board will contact the company that Mr. Beaudin recommends to see if this may be a viable option for the facility.

Paul stated that he read the Supreme Court's decision on the levee and questioned why the Board is going to discuss this matter in Non-Public Session. Chairman Robinson replied that he drafted a statement on the Town's position; the Town's attorney offered suggestions to that, and the Board would like to discuss and agree on those recommendations and the statement prior to discussing in public session. The State also has until tomorrow to appeal. Further discussion on the ownership of the levee ensued.

IV. REVIEW OF TOWN ORDINANCES *continuation from June 10th discussion*

MOTION: "To sign the revised Town of Lincoln Animal Control Ordinance."

Motion: Tamra Ham Second: Jayne Ludwig Motion carries unanimously.

MOTION: "To sign the revised Public Loitering Ordinance."

Motion: Tamra Ham Second: Jayne Ludwig Motion carries unanimously.

The Board signed two (2) of the revised ordinances.

The Board proceeded to review and revise the Sewer Use Ordinance, Water System Regulation Ordinance, Water Supply System Connection Fee Ordinance, Cross-Connection Control Regulations, and Wastewater Treatment System Connection Fee Ordinance. Some revisions were made and further input from the Public Works Director is necessary. The Board plans to review these ordinances as well as the fee schedules for Land Use Permits and Water and Sewer Tap application fees at their August 12th meeting.

Abatement Requests

An abatement request was submitted by Eversource Energy for parcel 117-122-000-00-00001. Eversource relies upon the value prepared by the New Hampshire Department of Revenue Administration (DRA) as the basis for their abatement request. The New Hampshire Board of Tax and Land Appeals (BTLA) has found that the DRA value does not represent true and full fair market value. The BTLA decision in this matter was upheld by the NH Supreme Court related to Eversource.

MOTION: “To deny the abatement request of Eversource Energy for parcel 117-122-000-00-00001.”

Motion: Jayne Ludwig Second: Tamra Ham Motion Carries

An abatement request was submitted by FairPoint Communications for parcel 002-001-000-00-00000. FairPoint Communications relies upon the value prepared by the NHDRA as the basis for their abatement request. The NH BTLA has found that the DRA value does not represent true and full fair market value. The BTLA decision in this matter was upheld by the NH Supreme Court.

MOTION: “To deny the abatement request of FairPoint Northern New England Telephone Operations LLC on parcel 002-001-000-00-00000.”

Motion: Tamra Ham Second: Jayne Ludwig Motion Carries

Tax Warrant Amendment

Finance Director Johnna Hart requested that the Board sign a new cover sheet for the tax warrant. The original warrant is \$5,897,750.67 which is the exact amount of the warrant. However, the Tax Collector balance is rounded making it appear that the warrant is off by \$.33. The Town’s NHDRA representative sees no issue with the Town revising the cover sheet. The revised warrant amount is \$5,898,751.00

MOTION: “To sign an amended warrant cover sheet to reflect \$5,898,751.00 per the request of Finance Director Johnna Hart.”

Motion: Tamra Ham Second: Jayne Ludwig Motion carries.

V. NONPUBLIC SESSION *Pursuant to RSA 91-A: 3: II (a, e) Legal Litigation & Personnel updates*

MOTION: “To go into Non-Public Session pursuant to RSA 91-A: 3II (a,e) personnel & legal

Motion: OJ Robinson Second: Jayne Ludwig Motion carries.

The Board went into non-public session at 7:45pm.

MOTION: “To re-enter public session.”

Motion: Tamra Ham Second: Jayne Ludwig Motion Carries.

The Board came back into public session at 8:40p.m.

VI. ADJOURNMENT

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

MOTION: "To adjourn."

Motion: OJ Robinson

Second: Jayne Ludwig

Motion Carries.

The meeting adjourned at 8:40pm.

Respectfully Submitted,

Brook Rose



Approval Date 7/1/2019

Chairman OJ Robinson

Selectman Tamra Ham

Selectman Jayne Ludwig



June 17, 2019
Board of Selectmen's Meeting
Please PRINT Legibly

Roger Harrington
(Print Name)

Roger Harrington
(Sign Name)

Doree Celino

Doree Celino

Jim Walsh

Jim Walsh
