

**Minutes of Meeting
CONWAY BOARD OF SELECTMEN**

May 9, 2006

The Selectmen's Meeting convened at 4:03 p.m. in the Meeting Room of Conway Town Hall with the following present: Selectmen Larry Martin (Chair), Karen Umberger, Dave Weathers, Gary Webster, and Mark Hounsell; Town Manager, Earl W. Sires; and Recording Secretary, Karen Hallowell

MOMENT OF SILENCE

Chairman Martin called for a moment of silence in observance of the Kennett High School Coach, Gary Millen, who had recently passed away.

PLEDGE OF ALLEGIANCE

Chairman Martin led the Board in the Pledge of Allegiance to the Flag.

SIGNING OF DOCUMENTS

The Board reviewed and signed documents contained in the signature folder.

CONSIDERATION OF BILLS

The Board reviewed and signed the manifest dated May 11, 2006.

CONSIDERATION OF MINUTES

The consideration of minutes was carried to the next meeting.

REPORT ON PUC HEARING RE: FRYEBURG WATER COMPANY

Public Works Director, Paul DegliAngeli, joined the meeting. Bob and Nancy Swett and Doug and Nancy Swett were also present for the discussion.

Mr. DegliAngeli reported on a PUC hearing he recently attended regarding the Fryeburg Water Company matter and suggested the Board send a letter to the PUC supporting the option of putting in a new water main from Fryeburg to East Conway. There was a brief discussion. **Ms. Umberger moved, seconded by Mr. Hounsell, that we have staff prepare a letter to the PUC supporting the option of putting in a new water main from Fryeburg to East Conway.** The Board agreed the letter would be signed by the Chair. **The motion carried 5-0-0.**

DISCUSSION OF PROPOSED ELECTRONICS RECYCLING

Frank Wolfe was present representing the Town of Albany.

Mr. DegliAngeli reviewed that letters were sent to MWV Solid Waste District members, Eaton and Albany, advising that proposed electronics recycling was scheduled for discussion at today's Board meeting. It was noted that no representative from Eaton was in attendance today.

Mr. DegliAngeli reviewed the various electronic items, i.e. televisions, computers, VCR's, computers, etc, are currently deposited in the landfill but could be recycled. Mr. DegliAngeli proposed recycling these items and charging a fee of approximately \$12 per item for dropping off these items at the transfer station. Mr. Sires next discussed environmental issues of continuing to discard the items in the landfill. There was short discussion by the Board. Ms. Umberger suggested looking at the possibility of sharing the usable items to save the landfill to provide some of the usable items to people who can't afford them.

Mr. DegliAngeli stated that if the Board would like to proceed with electronics recycling, a public hearing would be required in order to set fees and change the ordinance. **Ms. Umberger moved, seconded by Mr. Webster, that we direct staff to proceed with electronics recycling program. The motion carried unanimously.**

Mr. Wolfe commented that the Albany Board of Selectmen is wholly in favor of the proposed electronics recycling program. Mr. Wolfe further commented that the Albany Board of Selectmen asked him to attend this meeting as none of their Board members were able to attend. Mr. DegliAngeli and the Board thanked Mr. Wolfe for attending.

CHATHAM REQUEST FOR BUY IN TO MWV SOLID WASTE DISTRICT

Mr. DegliAngeli advised that the Town of Chatham has requested looking into buying into the MWV Solid Waste District. Mr. Sires advised that the Town of Albany has responded by letter stating they have not taken a position and would like to discuss with other members towns first before making a decision. Mr. Sires further advised we have not heard from the Town of Eaton on this matter.

Mr. Hounsell suggested that a meeting of the Mount Washington Valley Solid Waste District be put together before this Board takes any action. Ms. Umberger stated that the volume of trash would determine whether she supported adding another town to the District as she is concerned with the volume they would bring. Ms. Umberger questioned if we could get an idea from Fryeburg as to what Chatham's contribution would amount to. Mr. Hounsell questioned if the volume would negate any gain of mandatory recycling and feels it is an important consideration.

Frank Wolfe of Albany stated the Albany Board of Selectmen are pretty much in favor of the idea and understand there are reparation costs but they would like to know if Chatham would share in current and past costs as well.

Ms. Umberger suggested giving Chatham an estimate of the financials to see if they are still interested before going forward with any further meetings.

After further brief discussion, **Mr. Hounsell moved, seconded by Mr. Weathers, that we require that should Chatham decide to participate in the Mount Washington Valley Solid Waste District that they pay a buy in fee that includes land acquisition and all past debt service past and present, etc. The motion carried 5-0-0.** The Board agreed to wait to hear from Chatham to decide to how proceed after that, depending on their response.

NHDOT ISSUES

A. Status of Construction on Route 16 in North Conway - Mr. DegliAngeli distributed a copy of a letter sent to Blair Moody of the NHDOT dated May 8, 2006 to the Board for review regarding the status of construction on Route 16 in North Conway (see attached). Mr. DegliAngeli reviewed they are behind schedule with the project. Mr. DegliAngeli suggested the Board send a letter to the NHDOT Commissioner referencing the letter to Mr. Moody and asking for a response to same. Ms. Umberger pointed out that not only is the construction behind in the Village but the construction north of the Village is not finished yet either. The Board next discussed the status of the construction and who they would like the letter addressed to. The Board discussed sending the letter to the Governor and Commissioner with copies to Councilor Burton, area Representatives, etc. **Mr. Weathers moved, seconded by Mr. Hounsell to draft a letter to both the Governor and the Commissioner. The motion carried 5-0-0.**

B. Conway Bypass – Ms. Umberger suggested that due to recent developments a letter be sent to Senator Kenney regarding the Bypass and that copies be sent to the Towns north of us as well as to the Town of Albany asking for support of the Bypass. **Ms. Umberger moved, seconded by Mr. Hounsell, to prepare a letter to Joe Kenney asking for support of the Bypass and copy same to the towns north of us and Albany. The motion carried 5-0-0.**

REQUEST FOR AUTHORIZATION TO OPEN TANS LINE OF CREDIT

Finance Director, Lucy Philbrick, joined the meeting.

Mr. Hounsell moved, seconded by Mr. Webster, to authorize the request to open a TANS line of credit. Ms. Philbrick advised that tax bills will be going out at the end of May and are due July 1, 2006. **The motion carried 5-0-0.**

CONSIDERATION OF AMENDMENT TO CONWAY VILLAGE FIRE DISTRICT CHARTER

Attorney Tom Dewhurst was present for discussion.

Mr. Hounsell moved, seconded by Mr. Weathers, to approve the amendment to the Conway Village Fire District Charter. (A copy of Attorney Dewhurst's letter regarding the amendment is attached hereto). There was brief discussion. Ms. Umberger had questions concerning which parks are included and what type of recreation Conway Village supports and how it connect with what the town does. Mr. Dewhurst explained the park is located in the center of Conway Village. **The motion carried 4-1-0 with Ms. Umberger voting in the negative.** The Board executed the Amendment and Mr. Dewhurst retained the original and advised he would file and provide a copy of the filed copy when he receives same from the State of NH.

EMERGENCY MANAGEMENT PLANNING

Mr. Sires advised that with regard to Emergency Management, grant money can be used to prepare a plan but can not be used to hire someone for the Emergency Management position. Mr. Sires advised that we still need to locate someone for the position of Emergency Management Director. Mr. Sires advised there is \$500 in the budget for this position.

Mr. Hounsell moved, seconded by Mr. Webster, to approve the fiscal agent and point of contact as the town. Ms. Umberger questioned if there were assurances that if the grant money runs out that there would be buy-ins from other towns for work on the planning for the pandemic plan as other towns need to be willing to cover their share. Mr. Sires advised that an MOA is being prepared. **The motion carried 5-0-0.**

Mr. Sires next asked the Board what the next step is they would like to take in terms of Emergency Management. Mr. Hounsell suggested a meeting with emergency personnel and fire chiefs and have a recommendation develop out of that meeting. Mr. Sires advised that he would put a planning session together. Ms. Umberger and Mr. Hounsell suggested a member of the Board of Selectmen be on that committee. Mr. Hounsell stated he would like to be on this committee.

TOWN MANAGER REPORT

Health Officer – Mr. Sires reviewed that Deputy Health Officer, Ray Leavitt, is acting as Health Officer due to the recent resignation of the Health Officer. Mr. Sires questioned how the Board would like to proceed in this regard. **Ms. Umberger moved, seconded by Mr. Weathers, to appoint Ray Leavitt as Health Officer.** Mr. Webster confirmed that Mr. Leavitt is in fact interested in the position of Health Officer. **The motion carried 5-0-0.** The Board agreed to advertise for the position of Deputy Health Officer.

Emergency Management Meeting – Mr. Sires advised that he will be attending an Emergency Management workshop tomorrow in Concord.

Mosquito Control – Mr. Sires advised that information is available on mosquito control for distribution.

Fourth of July – Mr. Sires advised that the plan this year is to put on the Fourth of July Celebration with the exception of the parade due to the construction on Route 16 in North Conway. The Board held a discussion and the consensus was that they did not want to see the parade canceled and felt that it should be held in an alternate location this year.

Special Events – Mr. Sires advised that Arts Jubilee sent a letter to the Town advised they will be moving their special events of their own volition this year due to the construction in North Conway. Mr. Sires next reported on other events that are planned in North Conway for the summer months.

Parking in North Conway – Mr. Sires reported the Town received approval to use the John Fuller School parking area this summer.

BOARD REPORTS AND COMMENTS

Conservation Commission – Mr. Weathers reported the Conservation Commission meeting scheduled for May 10, 2006 has been rescheduled to May 17, 2006.

River Road, North Conway – Mr. Webster commented the State has ground the pavement to put in the final course of pavement on River Road in North Conway.

Ambulance – Ms. Umberger questioned if the motion last week regarding the ambulance contract asked for a date for it to be returned by. Mr. Sires advised the same language was used as last year.

Striping/Crosswalks – Mr. Weathers asked when striping and crosswalks would be done. Mr. Sires advised work on this is expected to start next week.

Trees/West Main Street – Mr. Hounsell next questioned who was cutting trees on West Main Street in Conway Village. Mr. Sires reported that Asplundh is doing work for the Electric Company. They are clearing trees in the right of way.

Roads Scholar – Mr. Martin read aloud a letter received from UNH regarding Town employee, Mike Courville, completing the Roads Scholar I program.

PUBLIC COMMENTS / MEDIA QUESTIONS

Susan Lautenschlager advised she is a resident of North Conway and the Manager of the North Conway Grand Hotel. She is at the meeting today to advise that the North Conway Grand is not happy with the potential traffic implications associated with the plan that would restrict egress from the North Conway Grand Hotel to the North-South Road via the Common Court Connector to a right turn only as discussed at last week's Selectmen's meeting. Ms. Lautenschlager presented a letter from John Cohen of the North Conway Grand Hotel asking to be heard on the next Selectmen's agenda.

NON PUBLIC SESSION/RSA 91-A:3,II (e)/UPDATE ON PENDING LITIGATION

At 6:01 p.m. **Ms. Umberger moved, seconded by Mr. Weathers, to go into non-public session under RSA 91-A:3,II(e) for an update on pending litigation.** The non-public session included Town Attorney, Peter Malia, Town Manager, Earl Sires, and Recording Secretary, Karen Hallowell. **The motion carried by unanimous roll call vote.**

The Board returned to regular session at 6:20 p.m. A motion to seal the minutes was made a carried in non public session.

PUBLIC COMMENT

Ann Hand asked the Board for consideration of redemption of a property that was taken by tax collectors deed. After a brief discussion, the Board explained that the time for redemption of the particular property that she was inquiring about had past and it has been the practice of this Board to auction properties. It was agreed by a majority of the Board to stay with past practice.

ADJOURN

At 6:45 p.m., **Ms. Umberger moved, seconded by Mr. Weathers, to adjourn the meeting. The motion carried 5-0-0.**

Respectfully submitted,

Karen J. Hallowell
Executive Secretary