

**Minutes of Meeting
CONWAY BOARD OF SELECTMEN**

October 10, 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), David Weathers, Karen Umberger, Gary Webster, and Mark Hounsell; Town Manager, Earl W. Sires; and Recording Secretary, Karen Hallowell

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.

APPROVAL OF BILLS

The Board reviewed and signed the manifest dated October 12, 2006.

APPROVAL OF MINUTES

Consideration of minutes was carried to the next meeting.

DISCUSSION OF LEGISLATIVE PRIORITIES / TOM BUCO

State Representative, Tom Bucu, joined the meeting. Mr. Bucu asked the Selectmen to think about legislative priorities and if there was anything they would like him to present. Mr. Bucu advised there is a three week window to get anything in and wanted to make the Board aware that the window is November 15 to December 8, 2006. Mr. Hounsell indicated that unfunded mandates should be address and the State should not send things to towns to do without funding. Mr. Sires advised that he would provide the policy positions from the LGC when he is in receipt of same.

The Board thanked Mr. Bucu for coming to the meeting.

ELECTRONICS RECYCLING

Public Works Director, Paul DegliAngeli, joined the meeting. Mr. DegliAngeli distributed a draft list of electronics items for recycling to the Board and reviewed same. (See attached).

Mr. DegliAngeli next advised that at the last meeting it was suggested that staff contact Staples and other places to explore computer recycling and it was found they are not doing any program such as this currently.

The Board reviewed the list of proposed items to accept for recycling. The Board also questioned items not on the list and asked if they can be put in the landfill. It was explained that state law is applicable to items with a cathode ray tube (CRT) that must be recycled.

Mr. Hounsell felt that only first three items on the list should be included in the fee list and the rest should be in the operating budget. Mr. Webster stated he would support a fee for the first three items and suggested a container for the other items and then go back and look at this again after the program is running. Mr. Webster next stated that we should not preclude leaving serviceable items at the dump store.

The Board next agreed that staff should bring back a draft revision to the ordinance for review and then a decision can be made regarding setting public hearings in regard to this matter.

DRIVEWAY PERMIT ISSUE – HENNIGANS

Mr. Sires advised this matter has been resolved.

CODE COMPLIANCE MATTER – CONSOLINO

Code Compliance Officer, Jim Yeager, joined the meeting.

Mr. Sires advised this matter has to do with the storage of vehicles in a public water system area. Mr. Yeager distributed information regarding the matter and reviewed same with the Board. Mr. Yeager advised he spoke with town counsel and the next step is to seek a petition for mandatory injunction and the town could have the vehicles in the well radius removed.

There was discussion with the Board regarding notices sent to the property owner, etc. There was also discussion regarding the number of residents served by the water system. **Mr. Webster moved, seconded by Mr. Hounsell, to place an injunction and to authorize town attorney to take the next step. The motion carried 5-0-0.**

2006 TAX RATE

Finance Director, Lucy Philbrick, joined the meeting.

Mr. Sires distributed financial reports to the Board and reviewed same. The Board discussed revenues, fund balance and the projected tax rate. There was a brief discussion regarding how much to contribute from fund balance this year. **Mr. Webster moved, seconded by Mr. Hounsell, that we affirm placing \$600,000 of the fund balance against taxes. The motion carried 5-0-0.**

AMBULANCE CONTRACT

Fire Chief, Larry Wade, of the Conway Village Fire District, and Kenneth (Tinker), Liz and Kimberly Keisman of North Conway Ambulance were present for discussion.

Mr. Sires advised the Ambulance Committee met this morning with the providers and reviewed information. Information was also received from the providers after the meeting and the committee has reviewed that information as well.

Mr. Webster advised that both Conway Village and North Conway Ambulance were requested to provide explanation on their proposals. Both have now submitted revised proposals of \$125,000. After explanation and review and after receiving the supplemental information from North Conway Ambulance, the numbers still don't look

right. Mr. Kiesman next advised that numbers were transposed and the cost of operations is more that on the papers submitted and that he will clean up the document and resubmit same to the Board.

TOWN MANAGER REPORT

Whitaker Barn Roof – Mr. Sires reported there is opportunity to submit an application to the Connie Davis Watson Fund for funds to replace the roof on the Whitaker Barn. A request was put in and now they have asked for our application. Mr. Sires explained the Town uses the barn for storage for equipment for the Public Works Department, the groomer for the Mount Washington Valley Ski Touring Association, and other things. The Board held discussion as to whether or not money should be put into fixing the barn or whether it should be torn down. There was also discussion regarding the taxpayers voting not to use tax money; however, the town needs a place to store equipment and this alternative would be using grant funds and not taxpayer dollars. After further brief discussion the Board agreed they would like to hear from the Connie Davis Watson Park Committee and the Parks Commission on this issue at the next meeting.

Construction Update Meeting – Mr. Sires reported that Councilor Burton and NHDOT Commissioner Murray will be at Town Hall for a meeting regarding Route 16 construction on October 13, 2006.

Budget Preparation – Mr. Sires advised that Department Head proposed budgets for 2007 are due by Friday, October 13, 2006.

Conservation Commission Public Hearing - Mr. Sires reported the Conservation Commission will hold a Public Hearing tomorrow evening, October 11, 2006 at 6:00 p.m. regarding land acquisition monies pertaining to the Schiavi parcel and, also, the Kennett property on West Side Road.

Heating Oil – Mr. Sires reported the Town will sign on with Frechette Oil's cost plus program instead on locking in on a price for oil.

Next Agenda – Mr. Sires reported that next week's agenda will include the Safety Program, Emergency Management, and Schouler Park discussions.

Pandemic Flu Funding - Mr. Sires reported the Town has found someone who will draft the Pandemic Flu Plan. Mr. Sires next advised that the first planning seminar has been scheduled for October 25, 2006 at 5:00 p.m. and the town will be inviting area towns to participate.

BOARD REPORTS AND COMMENTS

Carroll County Selectmen's Forum – Ms. Umberger referred to the letter received from the Town of Wakefield regarding the Carroll County Selectmen's Forum and she would like to let them know that we are interested in attending. The Board agreed to reply and to also forward suggestions and ideas as they requested for topics for the meeting.

Residential Building Inspection – Ms. Umberger stated that in reviewing prior minutes where discussion was held regarding the proposed amendment to the Building Permit Application concerning residential building inspection the language was not

formally adopted. **Ms. Umberger moved, seconded by Mr. Hounsell, that we adopt the following language:**

COMPLIANCE WITH INTERNATIONAL RESIDENTIAL CODE 2000

By signing this application the property owner or contractor acknowledges that they understand that state law (RSA 155-A:1, IV) requires residential structures to be remodeled or constructed in accordance with the International Residential Code 2000. **Be advised that the Town of Conway does not conduct residential inspections.**

The motion carried 5-0-0.

School Meeting – Ms. Umberger advised she recently attended a School Committee. It was reported they have received significant amounts of money to help with athletic field. Also, the school will be holding a road race up Eagles Way on October 22, 2006.

Valley Outreach Program – Mr. Webster reported he attended a Valley Outreach Meeting recently held at the Red Jacket Hotel. Mr. Webster read aloud the mission of the Valley Outreach Group and the goals they have set for the future. Mr. Webster requested a copy of this information be attached and made a part of the minutes. Mr. Webster also advised their website is www.forparentsake.com.

Valley Vision – Mr. Webster advised a Valley Vision meeting is scheduled for later this month.

Memorial Hospital – Mr. Hounsell commented on the work at Memorial Hospital and stated it will help the community and that he wanted to commend them for the project.

JC Penney – Mr. Hounsell commented on the recent JC Penney grand opening ceremony and stated he appreciated being invited to the open house.

Olympia Lane – Mr. Hounsell inquired if the Town has heard anything from the school regarding Olympia Lane. Mr. Sires advised we have not heard anything back to date.

Plowing/Eaton – Mr. Hounsell questioned the status with regard to Eaton plowing certain roads in the Town of Conway. Mr. Sires reviewed that the Town did receive a letter from the Town of Eaton concerning plowing of certain roads. In the past the amount had stayed at \$4,000 and now the letter states they are raising the fee from \$4,000 to \$20,000. Mr. Sires advised that our response will be thank you and that we are looking at bids from private contractors at this time. The Board agreed.

Conservation Commission – Mr. Weathers advised the Conservation Commission meets tomorrow night, October 11, 2006. The Conservation Commission will be holding a Public Hearing at 6:00 p.m. and the regular meeting will be held at 6:30 p.m.

Recreation Football Program – Mr. Weathers reported that the Recreation Department's football program has started.

French Fry Booth – Mr. Weathers commented that everyone did a great job in the French fry booth at the Fryeburg Fair.

PUBLIC COMMENTS / MEDIA QUESTIONS

There were no public comments or media questions.

NON PUBLIC SESSION: NH RSA 91-A:3,II (c)/TAX MATTERS

At 5:35 p.m. **Mr. Weathers moved, seconded by Mr. Weathers, to go into non public session under RSA 91-A:3,II(c) to discuss tax matter.** The Non-Public session would include Town Manager, Earl Sires, Rhoda Quint, Tax Collector, Karen Hallowell, Recording Secretary, and several citizens who have come have to discuss their past due taxes. **The motion carried by unanimous roll call vote.**

The Board returned to regular session at 6:45 p.m. A motion to seal the minutes of the non public session was made and carried in non public session.

ADJOURN

Mr. Webster moved, seconded by Mr. Hounsell, to adjourn the meeting. The motion carried 5-0-0.

The meeting adjourned at 6:46 p.m.

Respectfully submitted,

Karen J. Hallowell
Executive Secretary