

**Minutes of Meeting
CONWAY BOARD OF SELECTMEN**

January 5, 2010

The Selectmen's Meeting convened at 4:00 p.m. in the Meeting Room of Conway Town Hall with the following present: Selectmen, Larry Martin (Chair), C. David Weathers, Howard C. Dickinson, Bob Drinkhall, and Mike DiGregorio; 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 various documents contained in the signature folder.

CONSIDERATION OF BILLS

The Board reviewed and signed the manifest dated January 7, 2010.

CONSIDERATION OF MINUTES

The Board considered the minutes of 11/17/09. Mr. Drinkhall offered the following changes to the minutes of 11/17/09: On page 2 second paragraph the motion states it was made by Mr. Drinkhall and seconded by Mr. DiGregorio and it should be changed to "seconded by Mr. Weathers". Mr. Drinkhall also noted that on the first page of the minutes the where it notes that Mr. DiGregorio was not present for personal reasons this should be changed to medical reasons. Mr. DiGregorio agreed. With regard to the minutes of 11/10/09, Mr. Drinkhall offered the following amendment: On page 3, the last paragraph the figure of \$386,000 should be changed to read \$386,600. **Mr. Drinkhall moved, seconded by Mr. Dickinson, to accept the minutes of 11/10/09 and 11/17/09 meetings as amended. The motion carried unanimously.**

SPECIAL EVENT APPLICATIONS

There were no special event applications for the Board to consider.

Mr. Sires reported that Lynore Wagner of the Recreation Department will now be processing the applications for special events and presenting them to the Board for consideration.

BUDGET / WARRANT ARTICLES

Valley Vision - Mr. Sires reviewed that Valley Vision was going to present their budget to the Board today; however, this has been rescheduled for the next meeting. Mr. DiGregorio advised that Valley Vision has an appointment with their accountant and

would like to do this first before appearing before the Board and confirmed they will be here to present to the Board next week.

Garage – Mr. Sires reported on the application for a federal grant for \$200,000 toward the cost of the garage. Mr. Sires reviewed the grant requires engineered stamped drawings to be eligible for money from the government. Mr. Sires further reviewed there may be a problem to have all we need in time for the deliberative portion of town meeting due to the timing of the grant along with meeting/hearing dates etc for town meeting. Public Works Director, Paul DegliAngeli, advised that if we are eligible, it would be for up to 35% of total construction costs, but not more than \$200,000, whichever is less. Mr. DegliAngeli further reviewed timeline information and explained the town may not know if we will be getting the grant by the time we post the warrant. Mr. DegliAngeli gave further explanation of the process and why we need the stamped drawings, etc. Mr. DegliAngeli also advised that if we do receive and use federal grant money that all materials have to be American made due to the American Recovery Act. Mr. DegliAngeli and Mr. Sires next reviewed the town also needs to follow the bond process as well. Staff next recommended following the federal process as there is a good chance of getting the money and to draft an article in the range of \$550,000-\$600,000 with up to \$200,000 in grants. Mr. Sires reviewed the article is going to have to say a total project amount – an amount up to – with money offset by money raised by the grant. Mr. Dickinson stated that he is concerned about Davis-Bacon rates if we receive the federal grant and questioned if all contractors work on these types of rates. There was discussion by the Board regarding Davis-Bacon, the Federal Grant, bonding, timelines and warrant article language.

Mr. Drinkhall advised that the Garage Committee does not meet again until February 2 and he does not know how they will feel about the issues discussed today. Mr. Martin stated he feels the committee has done their job and given this Board their recommendation and because of time this Board must make a decision. Mr. Drinkhall advised that he could reset the meeting of the Garage Committee as they did not have this most recent information and he does not think it is fair to the committee. Mr. DiGregorio asked what would change for the committee. Mr. Drinkhall stated they still haven't made final recommendations. Mr. Martin questioned if Mr. Drinkhall could call and poll the members of the Garage Committee and get their feeling on the matter.

Mr. Martin asked if Mr. Drinkhall could call and poll members and get their feelings. Mr. Drinkhall agreed but added that if they want a meeting it will only delay things another week. Mr. Dickinson suggested crafting a warrant article with language that Mr. Drinkhall could read to his committee members to they could get an idea. Mr. Sires advised that the Town is waiting for the DRA to get back to use with the proper language for a warrant article. There was further discussion. The Board agreed to wait for the language from the DRA for the warrant article first before proceeding.

Mr. Sires next reviewed that we received a letter of engagement from bond counsel.

Mechanic Street – Mr. Sires reviewed there were questions recently concerning removal of the snow, sidewalk maintenance, etc. Mr. DegliAngeli reviewed the Town had not been maintaining sidewalk at Mechanic up to that time and had to remove the snow and apply deicing agents. The town is maintaining this area from here on out and had needed to catch up on the maintenance. Man hours could be supplied if that is

what the Board would like to see. There was discussion with the Board. Mr. Drinkhall felt it could it have been picked up the next time we picked up snow. Mr. DegliAngeli advised this would have cost more and the way we did it was the most cost effective.

TOWN MANAGER REPORT

Courthouse Property – Mr. Sires reviewed the Board has a motion pending on the table regarding the Courthouse property and reviewed same. The motion is as follows. *Mr. Drinkhall moved, seconded by Mr. Weathers, that we transfer the property as stated and the additional property as requested on the plan to equal one acre at no cost to the town whatsoever and fair market value of the additional property. (Tabled by Mr. Dickinson).* Mr. Sires advised he has conveyed information as requested by the Board to the state and the state has advised they will not pay for any additional property. The Board discussed amending the motion and applying to the DES for subdivision. The Chair declared the motion off the table. **Mr. Drinkhall amended the motion, seconded by Mr. Weathers, to transfer the plan and apply to DES for subdivision. The motion carried unanimously.**

Mr. Weathers moved, seconded by Mr. Dickinson, to direct staff to contact DES regarding the subdivision. The motion carried unanimously.

BOARD REPORTS AND COMMENTS

Time Warner Cable – Mr. DiGregorio reported that cable renewal contract negotiations are in full swing. There was a meeting with Time Warner a couple of weeks ago and they advised they did not like a couple of things in the proposed contract and we have sent these items to our legal counsel. We did receive a response from counsel on same but have not had a chance to review and discuss same and a meeting will be scheduled in the near future.

Budget Committee – Mr. Drinkhall reported on a study to the Budget Committee regarding the number of Police Department calls. The study showed we have should have 37 patrolmen instead of the current 14 patrolmen. The police were asked to do this study by the chair of the Budget Committee. Mr. Drinkhall added that, further, the police are not asking for 37 patrolmen by any means.

Mr. Drinkhall next reported the Library also gave a presentation at the Budget Committee meeting. The Trustees had met and proposed to make it a level to last year; however, none of the reductions were made in hours

DRA Meeting – Mr. Dickinson reported the Commission of the DRA will be holding a meeting at Kennett High School on Saturday, January 9, 2010 at 10:00 am to hold a discussion on the new rules regarding the LLC tax.

Conservation Commission – Mr. Weathers reported the Conservation Commission will hold a meeting on Wednesday, January 13, 2010 at 6:30 p.m. and the public is invited.

Laconia Methadone Clinic – Mr. Martin made note of the article in the newspaper recently regarding the Laconia Methadone Clinic and the full time officer at \$100,000 per year.

PUBLIC COMMENTS AND MEDIA QUESTIONS

There were no public comments or media questions.

NON PUBLIC SESSION: RSA 91-A,II(c) / TAX MATTER(S)

At 5:17 p.m., Mr. Drinkhall moved, seconded by Mr. Weathers, to go into non public session under RSA 91-A,II(c) to discuss a tax matter. The non public session included a Taxpayer, Town Manager, Earl Sires, Tax Collector, Rhoda Quint, and Recording Secretary, Karen Hallowell. **The motion carried by unanimous roll call vote.**

The Board returned to public session at 5:34 p.m.

NON PUBLIC SESSION: RSA 91-A,II(e) / LITIGATION(S)

At 5:34 p.m., Mr. Weathers moved, seconded by Mr. Drinkhall, to go into non public session under RSA 91-A,II (e) to discuss a litigation matter. The non public session, Town Manager, Earl Sires, Tax Assessor, Tom Holmes, and Recording Secretary, Karen Hallowell. **The motion carried by unanimous roll call vote.**

At 5:55, Mr. Weathers moved, seconded by Mr. Drinkhall, to come out of non public session. The motion carried by unanimous roll call vote.

Mr. Drinkhall moved, seconded by Mr. Weathers, to seal the minutes of the non public session. The motion carried unanimously.

ADJOURN

At 5:56 p.m., the meeting adjourned at the call of the Chair.

Respectfully submitted,

Karen J. Hallowell
Executive Secretary