

**Minutes of Meeting
CONWAY BOARD OF SELECTMEN
April 16, 2019**

The Selectmen's Meeting convened at 4:04 pm in the Meeting Room of Conway Town Hall with the following present: Selectmen, C. David Weathers, Mary Carey Seavey, Carl Thibodeau, John Colbath, Steven Porter, Town Manager, Thomas Holmes, and Executive Secretary, Krista Day.

PLEDGE OF ALLEGIANCE

Mr. Weathers led the Board in the Pledge of the Allegiance to the flag.

APPROVAL OF AGENDA

Mr. Weathers stated that there would be two additions to the agenda that he would designate as items 13A. "Request for Funds from CRF for Building Maintenance for Guard Shack at Diana's Bath" and 13b "Tin Mountain Application for Trout Habitat".

Mr. Colbath moved, seconded by Ms. Seavey, to approve the agenda as written. The motion carried unanimously.

SWEARING IN OF NEWLY ELECTED SELECTMEN

Newly elected Selectmen Carl Thibodeau was sworn in by Town Clerk Louise Inkell.

ELECTION OF OFFICERS

Ms. Seavey moved, seconded by Mr. Colbath, to nominate C. David Weathers as the Chair of the Board of Selectmen. The motion carried (4-0-1) with Mr. Weathers abstaining.

Mr. Colbath moved, seconded by Mr. Thibodeau, to nominate Mary Carey Seavey as the Vice-Chair of the Board of Selectmen. The motion carried (4-0-1) with Ms. Seavey abstaining.

ADOPTION OF 2019 SELECTMEN MEETING SCHEDULE

Mr. Colbath moved, seconded by Mr. Thibodeau, to adopt the 2019 Selectmen Meeting Schedule as presented. The motion carried unanimously.

PUBLIC HEARING TO ACCEPT AND DESIGNATE A SPECIFIC PURPOSE FOR THE USE OF
THE FOLLOWING UNANTICIPATED REVENUE:

- a. \$45,509 from the Friends of Rec for additions to the renovation of the Recreation Center

Mr. Weathers opened the public hearing at 4:09 pm.

Daymond Steer from the Conway Daily Sun asked if it was possible to identify where these funds came from. Mr. Eastman stated that the Friends of Rec were not releasing that information at this time as they are still taking donations.

It was determined that this money would be used to add back in some of the projects that were taken out of the original contract.

Mr. Weathers closed the public hearing at 4:13 pm.

CONSIDERATION OF UNANTICIPATED REVENUE MORE THAN \$10,000/RSA 31:95-B III (A)

- a. \$45,509 from the Friends of Rec for additions to the renovation of the Recreation Center

Mr. Colbath moved, seconded by Ms. Seavey, to accept the \$45,509 from the Friends of Rec for additions to the renovation of the Recreation Center. The motion carried unanimously.

CONSIDERATION OF UNANTICIPATED REVENUE LESS THAN \$10,000/RSA 31:95-B III (B)

- a. \$1,000 from Eleanor Wimpfheimer to the Leon Harriman Scholarship Fund.

Mr. Colbath moved, seconded by Mr. Thibodeau, to accept the \$1,000 from Eleanor Wimpfheimer to the Leon Harriman Scholarship.

Mrs. Gilligan explained that this is one of the scholarship funds held by the Trustees of the Trust and any monies donated must be accepted by the Selectmen. She explained that it has traditionally been given out as a \$500-dollar scholarship annually to a student selected by the family.

The motion carried unanimously.

- b. \$500 from Roland O'Neal to the Damon O'Neal Scholarship Fund

Mr. Colbath moved, seconded by Mr. Thibodeau, to accept the \$500 from Roland O'Neal to the Damon O'Neal to the Damon O'Neal Scholarship Fund. The motion carried unanimously.

- c. \$4,491 from the Friends of Rec for additions to the renovation of the Recreation Center

Mr. Colbath moved, seconded by Ms. Seavey, to accept the \$4,491 from the Friends of Rec for additions to the renovation of the Recreation Center. The motion carried unanimously.

It was clarified that these funds will help fund some of the items removed from the original contract.

DISCUSSION AND AUTHORIZATION TO SEND MAIN STREET PROJECT LETTERS

Mr. Colbath stated that he felt the public hearing regarding the Main Street Project was more informational and left more unanswered questions as the State was not there.

Mr. DegliAngeli stated that he has a meeting on May 1, 2019 at NH DOT. They are trying to optimize the intersection near the library and have determined that a slip lane is necessary. He noted that he would be coming back after that meeting to report to both the Selectmen and the Library Trustees. He added that he was on the May 20, 2019 meeting agenda for the Library Trustees.

He stated that he would be finalizing the design and submitting it to DOT for the May 1, 2019 meeting.

Mr. DegliAngeli stated that they need to be clear that this slip lane will need to impact 4-5 feet of the library frontage at the apex. He noted that he and Tom Holmes had met with David Smolen to discuss options to minimally impact the library property.

Mr. DegliAngeli stated that 20 years ago the Town did a partial deck rehab on the Swift River Bridge. It is recommended that it be completed every 20 years. This is scheduled for 2022-2023. However, the Bridge Program website has been taken down and they are having a hard time getting an answer to whether this is still happening. He emphasized the importance of getting an answer prior to this upcoming budget season.

There was then further discussion regarding the impact on library property.

Mr. Thibodeau asked if Mr. DegliAngeli was still experiencing issues with delayed response times from DOT. Mr. DegliAngeli responded that he had just submitted to DOT for the May 1st meeting. If they do not meet the 30-day response time, they will not be able to stay on track to bid in 2020.

Mr. Thibodeau moved, seconded by Ms. Seavey, to draft a letter to the Governor and Representatives asking them to encourage DOT to stay on track with turnaround time and to authorize the Chairman to sign it on behalf of the Board. The motion carried unanimously.

Mr. Colbath moved, seconded by Ms. Seavey, to authorize the Board of Selectmen to send a letter regarding the Main Street Project to Peter Pitsas from Underwood Engineers and to allow the Chairman to sign on behalf of the Board. The motion carried unanimously.

Mr. Colbath moved, seconded by Mr. Thibodeau, to authorize the Town Manager to send a letter regarding the Main Street Project to Peter Pitsas from Underwood Engineers. The motion carried unanimously.

RECOMMENDATIONS FOR RECREATION CENTER PARTICIPATION

Mr. Holmes explained that the Board tasked John Eastman and himself with making a recommendation for criteria required for admittance to attend Conway Recreation programs. Mr. Holmes stated that they would recommend that the Board continue with allowing those primary and seasonal owners of the Town of Conway, but required that the residents reside in the Town of Conway for the duration of the recreation center program that they are attending.

There was discussion regarding enforcement and the intent of that. It was determined that instead it would be prudent to require that the entire program fee be paid in advance to allow for planning and budgeting.

Mr. Colbath moved, seconded by Mr. Porter, to recommend that the recreation participation policy require the child to reside in Conway either full time or seasonally, and that the entire program fee should be paid in advance. The motion carried unanimously.

DISCUSSION OF RECREATION PROGRAM FEES

Mr. Holmes explained that because Albany had already voted on paying for recreation services this year, it was his recommendation that the Board hold all recreation program fees the same until they can discuss it further in the fall closer to budget season.

It was determined that the Board would table the discussion until the fall.

DISCUSSION OF LEASH LAW

Mr. Holmes stated that there had been a lot of feedback regarding the controversial idea of a potential leash law in Whitaker Woods. He stated that he had presented the Board with the feedback he had received a list of various suggestion for their consideration. He noted that he had no strong recommendation and that the decision was up the Board.

Mr. Thibodeau stated that it would be his suggested that they designate certain trails where dogs are allowed in Whitaker Woods and certain trails where they are not.

There was further discussion regarding that they should include signage at the entrances to the woods encouraging dog owners to be courteous of the other patrons and the importance of cleaning up after their animals.

Mr. Weathers opened the meeting up for public comment.

Steven Steiner from Conway stated that if he was to bring his dog to Whitaker Woods, he would put him on a leash out of personal responsibility.

Peter Donahoe from Kearsarge inquired as to what the method of enforcement would be if the Town adopts a leash law.

There was some discussion regarding how enforcement would be an issue. Mr. Weathers stated that he would be relying on people to be more courteous.

Ms. Seavey stated that she would like to see more bags available to encourage people to pick up after their animals.

Mr. Eastman inquired as to who the responsibility for maintaining bags and trash barrels would be? He also wondered if the town would provide signage and bags on other Town properties.

Mr. Porter believed that they should be placed at the Marshall property, Whitaker Woods, and Schouler Park.

Mr. Eastman asked the Board to contemplate the idea of not allowing dogs at Schouler Park during the 4th of July Celebration.

Nat Lucy from the Conservation Commission appeared before the Board to ask that before they make any big decisions that they work with the Conservation Commission to come up with a proposal that would work.

There was a discussion regarding whether the Town should supply bags. After information from Finance Director Lilli Gilligan, it was determined that the Town did not budget for bags at this time.

Mr. Thibodeau moved, seconded by Mr. Colbath, to work together with the Conservation Commission and the Parks Department to place signage at the entrances of Whitaker Woods (Kearsarge and Whitaker Homesite) encouraging owners to be courteous and to carry out waste. The motion carried unanimously.

REQUEST FOR FUNDS FROM CRF FOR BUILDING MAINTENANCE FOR GUARD SHACK AT
DIANA'S BATH

Mr. Holmes stated that he was requesting permission from the Board to spend \$1,411.09 out of the CRF for Building Maintenance for a guard shack at Diana's Bath for the Parking Attendant. He noted that Kennett High School students will be making it and that it will be moveable.

Mr. Thibodeau moved, seconded by Mr. Colbath, to authorize the spending of \$1,411.09 from the CRF for Building Maintenance. The motion carried unanimously.

TIN MT. APPLICATION FOR TROUT HABITAT

Mr. Weathers explained that Tin Mt. and the Natural Resources Conservation Services were putting in a request to continue the work on Mason Brook, specifically regarding Brook Trout Habitat Restoration. He stated that it was requested that the Town write a letter in support of the project. He added that this required no financial obligation from the Town.

Mr. Colbath moved, seconded by Mr. Thibodeau, to write a letter in support of the grant application for work on Mason Brook and to authorize the Chairman to sign it on behalf of the Board. The motion carried unanimously.

SIGNING OF DOCUMENTS

- a. Permanent Application for Property Tax Credits/Exemptions Map/Lot 247-95
- b. Permanent Application for Property Tax Credits/Exemptions Map/Lot 254-29.089
- c. Permanent Application for Property Tax Credits/Exemptions Map/Lot 216-45
- d. Permanent Application for Property Tax Credits/Exemptions Map/Lot 264-4
- e. Permanent Application for Property Tax Credits/Exemptions Map/Lot 288-14
- f. Permanent Application for Property Tax Credits/Exemptions Map/Lot 219-16
- g. Permanent Application for Property Tax Credits/Exemptions Map/Lot 235-2.001
- h. Permanent Application for Property Tax Credits/Exemptions Map/Lot 214-78.033
- i. Permanent Application for Property Tax Credits/Exemptions Map/Lot 232-21
- j. Permanent Application for Property Tax Credits/Exemptions Map/Lot 277-83

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the documents listed above. The motion carried unanimously.

- k. Timber Tax Levy Map/Lot 240-9, 223-4, 262-01, 244-16
- l. Timber Tax Levy Map/Lot 247-112

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the documents listed above. The motion carried unanimously.

- m. Notice of Intent to Excavate Map/Lot 238-1

Mr. Thibodeau moved, seconded by Mr. Colbath, to sign the document listed above. The motion carried unanimously.

- n. Certification of Yield Taxes Assessed Map/Lot 223-4
- o. Certification of Yield Taxes Assessed Map/Lot 262-01
- p. Certification of Yield Taxes Assessed Map/Lot 244-16
- q. Certification of Yield Taxes Assessed Map/Lot 240-9
- r. Certification of Yield Taxes Assessed Map/Lot 247-112

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the documents listed above. The motion carried unanimously.

- s. Application for Current Use Map/Lot 202-19

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the document listed above. The motion carried unanimously.

- t. Abatement of Taxes Map/Lot 998-128, 998-129, 998-130, 998-132, 998-133, 998-135

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the document listed above. The motion carried unanimously.

- u. Notice of Intent to Cut Wood or Timber Map/Lot 218-8, 218-54, 218-33
- v. Notice of Intent to Cut Wood or Timber Map/Lot 240-9

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the documents listed above. The motion carried unanimously.

- w. Memorandum of Understanding for Cable Channel 1301 between Fryeburg and Conway
- x. Memorandum of Understanding for Cable Channel 1301 between Bartlett and Conway

Ms. Seavey moved, seconded by Mr. Colbath, to sign the documents listed above. The motion carried unanimously.

CONSIDERATION OF BILLS

- a. AP Manifest dated 4/18/19

Mr. Colbath moved, seconded by Mr. Thibodeau, to sign the Accounts Payable Manifest dated 4/18/19. The motion carried unanimously.

RATIFICATION OF DOCUMENTS SIGNED OUTSIDE OF SESSION

- a. Permanent Application for Property Tax Credits/Exemptions Map/Lot 262-83.245
- b. Permanent Application for Property Tax Credits/Exemptions Map/Lot 272-52.21
- c. Permanent Application for Property Tax Credits/Exemptions Map/Lot 250-205
- d. Permanent Application for Property Tax Credits/Exemptions Map/Lot 276-37
- e. Permanent Application for Property Tax Credits/Exemptions Map/Lot 247-72
- f. AP Manifest dated 4/4/19 and 4/11/19
- g. Payroll dated 4/11/19

Mr. Colbath moved, seconded by Ms. Seavey, to ratify the documents signed out of session listed above. The motion carried unanimously.

REVIEW AND CONSIDERATION OF SPECIAL EVENT APPLICATION(S)

- a. Conway Village Circus (7/19/19-7/21/19)
- b. Friends of Conway Rec Softball Tournament (6/28-6/30/19)

- c. North Conway Community Center Food Truck Festival (7/6/19)
- d. White Mountain Milers Bucks for Bernie (7/20/19)
- e. White Mountain Milers Tuesday Night Summer Series (6/11/19-8/13/19)
- f. Vaughan Community Services Strawberry Festival (6/30/19)
- g. Tuckermans Brewing Company 2019 Music Series (8/24/19)
- h. Tuckermans Brewing Company (6/8/19)
- i. Tuckermans Brewing Company 2nd Annual Wicked Rides Car Show (6/22/19)
- j. White Mountain Community Health Center 5K (5/18/19) Pending Insurance
- k. Mountain Washington Pride Day (6/29/19)
- l. Crank the Kanc Bike Race (5/18/19)

Mr. Colbath moved, seconded by Ms. Seavey, to approve and sign the Special Event Permits above in a. through l. The motion carried unanimously.

CONSIDERATION OF MINUTES

- a. Regular Minutes from 3/19/19
- b. Regular Minutes from 3/26/19

Mr. Colbath moved, seconded by Ms. Seavey, to adopt the minutes from 3/19/19 and 3/26/19 as written. The motion carried unanimously.

TOWN MANAGER REPORT

Mr. Holmes stated that he was headed on vacation after the meeting and that Paul DegliAngeli would be acting Town Manager in his absence.

Mr. Holmes stated that New Hampshire Electric CO-OP was going to be having a herbicide company to spray their service areas in North Conway. If the public has questions, they can call (603) 325-3227 or contact Scott Knapp at (603) 536-8688.

Mr. Holmes stated that he has and will continue to send out monthly cyber security information to help keep the important issue on our minds.

Mr. Colbath asked for an update on Town Hall and the Rec Center. Mr. Holmes stated that he is taking pictures of the progress at the Rec Center. He noted that he had given Executive Councilor Mike Cryans and Representative Tom Buco a tour of the rec center and the bank property the other day and believes the Town has their support.

BOARD REPORTS AND COMMENTS

Mr. Colbath stated that the ZBA meetings next week and the Budget Committee meets on April 24, 2019.

Mr. Thibodeau stated that the ESAA met the previous week and had their first real quarterly meeting with the new Board of Directors.

He stated that they had a lengthy discussion regarding STEM Aviation with Ed Bergeron. He noted that they would be having two STEM Aviation camps this year and were hoping to start a flying club.

Mr. Colbath stated that the camps were part of the School to Career programs through the high school. He noted that applications were available on the school website.

Mr. Weathers stated that the Conservation Commission met the previous week and they reviewed the budget and this year's tentative work schedule.

Mr. Colbath stated that he wished that there had been a better turnout for voting, but thanked the voters that did. He congratulated the candidates that won and also those who ran. He also wanted to be sure to thank Mark Hounsell for his years of service.

PUBLIC COMMENTS AND MEDIA QUESTIONS

Steven Steiner from Center Conway inquired as to whether he could potentially represent the vacant seat for the East Conway Precinct on the Budget Committee. It was determined that he would have to live in East Conway in order to do that.

Daymond Steer from the Conway Daily Sun asked for clarification regarding the Selectmen's previous decision to allow a family from Eaton to use the Recreation Department for the rest of the year. The Board clarified that this decision was specific to this family and only for this year.

Mr. Steer asked whether the slip lane for the Main Street Project would take up a lot of library frontage. The Board stated that at the apex it would take away only 5 feet of library property.

Mr. Steer asked about whether they had heard any feedback from the Blue Loon Transit after their warrant article had failed. The Board stated that they had not heard anything. Mr. Colbath added that they are not completely funded by Towns, they are 80% funded federally and must find funds for the remaining 20%.

ADJOURN

At 5:57 pm, the meeting adjourned by the call of the Chair.

Respectfully submitted,

Krista Day
Executive Secretary