

**Town of Tamworth
Board of Selectmen's Meeting
September 18, 2008
Town Office**

- PRESENT:** William Farnum, Tom Abugelis, and John Roberts
- OTHERS PRESENT:** Cassandra Pearce; Administrative Assistant, Leah Valladares; Secretary, Daniel Poirier; Police Chief, Bruce Robinson; Road Agent, and many members of the community.
- CALL TO ORDER:** *Chairman William Farnum called the meeting to order at 4:33 p.m*
- ROAD AGENT:** Bruce Robinson advised the Board that the sand sealing of the roads was going very well. There was only one person who drove thru the tar during the sealing process. The party involved asked Selectman Farnum whether or not if the town would cover expenses for any damage that might have been done to the car. The board agreed that the town was not responsible for any damages to the vehicle. Bruce did clean the tar off of the car. Bruce advised the radio was installed in the new one ton. The Board reminded Bruce of the Building Committee meeting Monday, September 22 at 6:30pm on the building site. Employee logs were reviewed by the Selectmen. Selectman Roberts asked Bruce for the plow routes and Bruce advised he would have them for the next meeting.
- POLICE CHIEF** Chief Poirier met with Loren Butman who is the Highway Sign Supervisor for District 3 on Tuesday. They discussed the positioning of the Yield sign on the property where the Veterans Monument is located. Mr. Butman informed Chief Poirier that painting "Yield" on the road only is done to back up the physical yield sign. He was in agreement that a Yield sign was needed for that location, and that it should be placed at the same location as the lower delineator on the right hand side coming into Town on the church side of the triangle.
- Motion made by Tom Abugelis to place the Yield sign at the Monument, seconded by John Roberts and passed unanimously.*
- There was a brief discussion about the Reach the Beach relay event that passed thru the Town.
- PUBLIC COMMENT:** Pinetree Power: Joe Merrill, Production support manager, was in to give the board an update regarding the Plants progress in rectifying the noise situation. They have made some adjustments to the horn so it blends with the ambient noise. The contractors have come up with an abatement plan and have a proposed a solution to build an insulated box around the horn. Mr. Merrill believes they are moving in the right direction to solve the noise pollution and they will continue to adjust the level to blend in with the ambient noise. Although they have reached a

level that does not affect the surrounding properties, it does however affect the plant. Mr. Merrill will be back in two weeks with another update for the board.

Jim Bowditch: Questioned the amount of fresh gravel on Washington Hill Road, and he was advised that it was from the recent heavy rain.

Nancy Russell: Asked if the Yield sign was going to be placed on the Veterans Memorial Monument. The Board advised that yes it was going to be installed. She expressed her concerns and is very upset with the decision the Board has made. The Board expressed that they have been very cooperative with the Veterans Memorial Committee and Chief Poirier explained that the sign itself was a needed traffic device and Mr. Butman of NHDOT had stated the sign was needed for that location.

(Tom Abugelis removed himself)

CHOCORUA VILLAGE PROJECT

Chief Poirier relayed to the Board some concerns the owner of GIII has with the length of the project.

There was a discussion with Peter Howe and David McNamara of FST regarding the change orders and scheduled payments for the project. Cassandra presented the Board the change order recommended by FST for a continuation due to weather related delays.

Motion made by William Farnum to accept the change order due to weather related issues, seconded by John Roberts and passed by 2-0 vote.

Cassandra presented a letter for the Board to sign informing the contractor (Jay Nelson) that he will be assessed a \$500.00 penalty per day in accordance with the contract starting September 22, 2008.

Motion made by William Farnum to sign the letter and forward it to Jay Nelson of Nelson Communications, seconded by John Roberts and passed by 2-0 vote.

Discussion of the project continued on the following items:

1. A realistic time frame to finish the project and what was still in need of completion.
2. The lighting proposal, it has been submitted to FST and is under review.
3. A Labor Compliance issue on the job site.
4. Previous change orders submitted and the paperwork that was in process the state.
5. Additional grant money that will need to be discussed as to first options. (Finishing Phase I, and/or beginning Phase II)

Tom Abugelis asked if the lighting and the park would be finished in Phase I of the project? He was advised the lighting would be completed in Phase II and the park will be completed in Phase I. Mr. Abugelis asked about the completion of the

project due to the issues that have arrived and Dave McNamara of FST advised that the rest of the work will continue without delay from the current issue. He wanted to clarify that it is not a quality of work issue but more a paper work issue. Mr. Abugelis asked if the rocks would be removed, and he was advised that they would be.

Jim Bowditch: had questions on the project and required clarification on previous decisions such as some tree removal from the plans. The number of trees to be purchased was decreased due to the construction costs.

Sandra Flanagan: asked if markers that her mother had in the ground will be replaced if they have been removed. Mr. McNamara informed her that they should not have been moved and should still be there and that he would be more than happy to walk with her if she wished to let him know some day while he is on sight so they could locate the markers again.

(Tom Abugelis returned to the table)

Dorothy Soloman was in to introduce herself to the board. She is running for Carroll County Commissioner.

Motion made by William Farnum to enter into non-public session at 5:56 under RSA-91 A:3 II (c), seconded by John Roberts and passed unanimously.

Motion made by William Farnum to exit non-public at 6:55, seconded by John Roberts and passed unanimously.

PENDING MATTERS

The Board discussed scheduling a Building Committee meeting on Monday September 22, 2008. The meeting will be held at 6 p.m. at the new highway garage location on 113A.

The shoulder machine will be taken to H.P. Fairfield's for fitting to the new equipment on the new 6 wheelers.

Selectman Farnum had a discussion with Moderator Chris Canfield at the Primary regarding the set up of more booths and traffic control for the election. Selectman Farnum will follow up with Chris to see what is needed.

The Board reviewed the HEB Contract that was submitted. They agreed that they did not feel the need to enter into the proposed agreement and that work should be billed to the individual departments.

Selectman Farnum advised the Board that he and Donna Veilleux met with PSNH regarding changing the outside lighting to more energy efficient bulbs. PSNH is putting a proposal together for the energy committee to review.

ADMINISTRATIVE MATTERS

A letter was received back from Janet Conner resigning from the Trustees of Trust funds. There was a brief discussion of the responsibilities of Trustees of Trust Funds pertaining to the Town Office. It was agreed that the Trustees were responsible for doing their own research, and that we could just point them in the right direction.

An email from the Conservation Commission was read, inviting all to join them on Sunday, October 5th at 3pm at the Great Hill Fire Tower.

There was some discussion on whether or not the Town should appoint a Finance Committee for 2008. Time, energy, impact, cost, etc were all discussed and it was determined not to appoint a committee for 2008 and that all outside agencies, and departments will go thru the Board of Selectmen. William Farnum made a motion not to have a finance committee for 2008. The motion was seconded by John Roberts and passed unanimously.

A letter was received from the State of NH, State Police; regarding criminal background checks and the new legislation. They will now require fingerprints for a background check. Further research is needed and the Board wishes to discuss further with Chief Poirier.

The Town received a letter from DES regarding the application for a dredge and fill permit for Greggs Way. They are looking for more information in order to process the permit. A Shoreline protection permit will be required as this is now a fourth order stream. The Board discussed the letter, alternative solutions, and abutting properties. The letter requires response within 120 days, meanwhile the Board wishes to take a little time to consider the situation a little longer and meet/talk with the abutters.

The Board was informed that the 911 data maps were received from the state emergency management office. They are here for the Board and the emergency departments to review and then accept.

The contracts from Cartographic's were also received. There was discussion on the tax map maintenance contract, and then the 911 numbering contract. The topic was tabled until the next meeting for further research.

An accounts payable manifest was submitted to the Board for approval. Motion made by John Roberts to accept and sign. Motion seconded by Tom Abugelis and passed unanimously.

The Board was presented with the MS-1 for review and approval. Motion was made by William Farnum, seconded by Tom Abugelis and passed unanimously.

A Selectmen's deed for Map 211 Lot 53 & Map 211 Lot 54 was presented to the Selectmen for approval. Motion was made by William Farnum to approve, seconded by Tom Abugelis and passed unanimously.

Land use change tax warrant in the amount of \$ 9,533.00 for Map 414 Lot 30 and May 410 Lot 38. Motion was made by John Roberts to approve and sign the LUCT Warrant. Motion was seconded by Tom Abugelis and passed unanimously

Motion made by John Roberts to approve an Intent to cut for map 410 lot 166. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve an Intent to cut for map 413 lot 011. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve an Intent to cut for map 414 lot 053. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve a timber tax warrant in the amount of \$2,318.58. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve a timber tax warrant in the amount of \$2,217.93. Motion seconded by Tom Abugelis and passed unanimously.

The Board received a letter from Donna Whipple announcing the resignation of Kate Vachon as a Library Trustee. The Trustees have recommended Nancy Sheridan as a replacement and request the Selectmen make this appointment. Motion made by William Farnum to appoint Nancy Sheridan as a Library Trustee to fill the Vacancy of Kate Vachon. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the non-public session of August 7, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the non-public session of August 14, 2008. Motion seconded by William Farnum and passed by a vote of 2-0-1. Mr. Abugelis abstained, as he was absent from that meeting.

Motion made by John Roberts to approve the minutes of the regular meeting of August 21, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the non-public session of August 21, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the regular session of August 29, 2008. Motion seconded by William Farnum and passed by a vote of 2-0-1. Mr. Abugelis abstained, as he was absent from that meeting.

Motion made by John Roberts to approve the minutes of the regular meeting of September 4, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the non-public session of September 4, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the regular meeting of September 8, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Motion made by John Roberts to approve the minutes of the non-public session of September 8, 2008. Motion seconded by Tom Abugelis and passed unanimously.

Ms. Pearce informed the Board that the Road Agent Bruce Robinson had submitted the information requested by FEMA. It was then typed up and submitted to them. Selectman Farnum was still waiting to here from Fire Chief Richard Colcord to see if FEMA would pay for the damages from the earlier storms.

Ms. Pearce also informed the Board that the Emergency Operation Plan is still being worked on and that the MS 4 has been completed and is being sent to the State with the MS-1.

Motion made by William Farnum to enter into non-public session under RSA 91 A: 3 II (a, c & e) at 8:12pm. Motion was seconded by John Roberts and passed unanimously.

Motion made by Tom Abugelis to exit non-public session at 9:46 pm. Motion seconded by John Roberts and passed unanimously.

ADJOURNMENT

Motion made by Tom Abugelis to adjourn at 9:46 p.m. Motion seconded by John Roberts and passed unanimously.

Respectfully submitted,
Leah Valladares and
Cassandra M. Pearce

Approved by Board:

William W. Farnum

John E. Roberts

Tom C Abugelis