

**Town of Tamworth  
Board of Selectmen's Meeting  
December 30, 2010  
Town Office**

- PRESENT:** Selectman Roberts, Selectman Farnum, and Selectman Abraham
- Also Present:** Town Administrator Cassandra Pearce, Karen McNiff, Peter Wobber, and other members of the public.
- CALL TO ORDER:** *The meeting was called to order at 4:01 p.m. by Selectman Roberts.*
- DEPARTMENT HEADS:** No other Department Heads present to report at this time.
- PUBLIC COMMENT:** None at this time.
- SCENIC BYWAYS:** Karen McNiff was in to discuss with the Board the Scenic Byways and the Lakes Region Planning Commissions' (LRPC) desire to do a new management report. At one of the last meetings one of the questions raised is how does existing off site signage work? Erection of offsite signage would have to comply with existing regulations. When are signs grandfathered? They would be grandfathered when and if the town acknowledges the route along 25. Mrs. McNiff stated she has been asked by LRPC to find out if Tamworth wishes to be part of the corridor report? There have been questions about when & how the towns got involved originally. LRPC is looking to have something more formal and wants a vote of the Selectmen from the Towns. How often will the Towns have to go thru this process in order to keep this status....? They are not sure exactly, unsure when or how they decided to rewrite the management report. It is the intent to keep the plan looking viable to all. Whoever requests the blue signs from the state for advertising would have to pay for them. The brown signs are historic or recreational signs usual placed by the State. John Gotjen asked about the renewal when this round of interest got discussed in the byway at this point if there is not a renewed interest it is going to go away. If Sandwich and Moultonborough do not participate does Tamworth still have a scenic byway? Mrs. McNiff stated that Mike would come out from LRPC if the Board would like to meet with him. Tamworth would like to be in a holding pattern until we hear what other towns are willing to be involved. Mrs. McNiff will ask about the linkage with other Towns and do further research for the Board regarding the other questions that still need clarification.
- DRIVEWAY APP:** Peter Wobber, of Beam Construction, was in to discuss a driveway application for John and Mary Watkins. The driveway is on Map 402 Lot 4 off Chocorua Lake Road. The Board reviewed the driveway application again, and has received the recorded document for the ROW thru the adjacent property that they had requested. Motion was made by Selectman Roberts to approve the driveway permit. Motion seconded by William Farnum and passed unanimously.
- BOARD UPDATES:** Selectman Farnum has nothing to report for updates at this time.

Selectman Abraham reported on the Planning Board meeting of 12/22/10 which was about revisions to the Zoning Ordinance. The next work session on this is scheduled for January 12<sup>th</sup> @ 7p.m.

Selectman Roberts attended the Groundwater Public hearing last evening. A lot of good public comment was received. The Planning Board will review the concerns at the work session on the January 12<sup>th</sup>. The fee structure was one of the largest concerns.

**ADMINISTRATION:**

Motion made by Selectman Roberts to approve & sign the payroll manifest in the amount of \$24,216.85. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable payment manifest in the amount of \$226,482.21. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable check register in the amount of \$226,482.21. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable payment manifest in the amount of \$17,652.85. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable check register in the amount of \$17,652.85. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable payment manifest in the amount of \$29,275.00. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve & sign the accounts payable check register in the amount of \$29,275.00. Motion was seconded by Selectman Abraham and passed unanimously.

Motion made by Selectman Roberts to approve and sign the 2010 encumbrances in the amount of \$86,083.11. Motion was seconded by Selectman Farnum and passed unanimously.

The Board signed a letter to Lifestar thanking them for their services and informing them of the end of the contract.

The Board signed an intent to cut for tax map 209 lot 026.

The Board signed an intent to cut for tax map 419 lot 003.

The Board signed an intent to cut for tax map 401 lot 033.

Motion made by Selectman Roberts to approve and sign a temporary (logging) driveway application for tax map 218 lot 036. Motion seconded by Selectman Farnum and passed unanimously. This driveway application does have the stipulation that upon completion the ditch line must be reconstructed and the culvert must be removed.

Discussed adopting the RSA 466:30-a regarding the leash law. The Board reviewed the information and discussed the previous ordinance, and warrant articles. Motion was made by Selectman Farnum to place the article regarding RSA 466:30-a on the 2011 Ballot. Motion seconded by Selectman Roberts and passed unanimously.

The Board discussed and further reviewed the applications for three website links, for [www.nhtrafficcams.com](http://www.nhtrafficcams.com), [www.kancamagushighway.com](http://www.kancamagushighway.com) and [www.nhtourguide.com](http://www.nhtourguide.com) that have been discussed at previous meetings. The request is to be placed on the links page of the town website and not on the business page. Selectman Farnum has reviewed the sites and has no problem putting them on the links page, but as done with others they will be monitored. Motion made by Selectman Farnum to approve the three links to be placed on the useful links section of the Town website. Motion seconded by Selectman Roberts and passed unanimously.

Motion made by Selectman Farnum to approve the amendments to the Personnel Policy as discussed on 12/13/10 at the employee meeting. Motion seconded by Selectman Roberts and passed unanimously.

Discussed the PILOT with Tri County Community Action for the Dental Building that has yet to be signed and returned to the Town. The Board agreed to send certified letter to supervisor regarding the Dental building pilot.

Board discussed the sidewalk maintenance information provided by HE Bergeron. The Board feels this information is sufficient to take to Town meeting with the exception of needing a price for the crosswalk painting/maintenance.

**GENERATOR:**

Dana Littlefield was in to discuss the generator information with the Board. He has obtained a revised quote excluding the excavation, which will bring the quote down to the grant amount. John Roberts Excavation has offered their services to do the excavation for the "in kind" portion of the grant. The quote includes a new generator, the removal of the old one, installation, tanks, etc. just no excavation. The grant agreement in May didn't go thru planning committee due to lack of copies, so in August another agreement was signed which was given to the field rep, and again never got to the planning committee. The new field rep is drawing up a new agreement to be signed. The funds are there we just need to get the agreement signed with additional documents. Selectmen Farnum thanked John Roberts Excavation for his in-kind services that have been offered to make this grant possible. The Board thanked Dana for his work also.

**PUBLIC COMMENT:** Daymond Steer from the Conway Daily Sun had questions regarding the leash law discussion, and the groundwater ordinance.

Ned Beecher for Conservation Commission, regarding the Beaver Brook lot, the transfer/closing on the property took place today, and the conservation easement will be done shortly. The Conservation Commission will be back to see the Board in about a month with the Easement for their review and approval. The Board thanked the Commission for their hard work on the project.

Daymond Steer from the Conway Daily Sun asked about the Ambulance Contract. Selectman Roberts explained that the four towns (Freedom, Eaton, Madison, and Tamworth) came together to put a bid out for joint services, and the new contract will be effective as of January 1, 2011.

**ADMINISTRATION:**

Continued:

Tax acquired property- a citizen was interested in putting in a bid for a property that was advertised this fall. The Board stated the proper way to do this would be to re-advertise again those that did not sell earlier. The office will work on this, and Mrs. Pearce will inform the citizen of the Board's decision.

The Board received a letter from LRPC for the annual report. The Board reviewed it and decided it would not be included with the Towns annual report as it has not been in the past and additional pages at this time would incur additional costs, and the inclusion of other reports that we have denied also. The Board stated it would be available at the office for anyone to look at.

The Board was informed of an email Mrs. Abear received while trying to obtain additional quotes on insurance. SchoolCare has made an administrative decision not to provide a rate quite for any groups that terminated their coverage with SchoolCare at the last renewal cycle (July 1, 2010). Therefore, we will be unable to get a quote thru them, but Mrs. Abear is still working on other quotes for the Board.

**BOARD CONCERNS:**

Selectman Abraham addressed the complaint by David Little on 12/16/10 and distributed a copy of his response letter to the Board and Mr. Little from himself. Selectman Abraham read his letter aloud (copy of this letter is attached to these minutes). David Little stated that he still accepts Selectman Abraham's apology. There was further discussion on whether or not Selectman Abraham accused Mr. Little of anything. Selectman Abraham stated he mostly wrote this letter because his fellow Selectmen asked for the tape to review/investigate the matter. Selectman Abraham feels this was unfair to be judged or reprimanded and unacceptable. They discussed being represented as a Board and not just as individuals while sitting on another board as a Selectmen's representative. Selectman Abraham stated he is entitled to his opinion as is his fellow Selectmen. Selectman Farnum stated he understands this but there are instances when you represent the Board as a whole that personal opinions may need to be withheld. Selectman Farnum stated asking for the tape was to investigate to get the facts. The Board discussed the three instances that have occurred so far

regarding the Planning Board and Selectman Abraham, two of which have been brought to the Board's attention directly from members of the Planning Board, and the Board's concern is with how to deal with it.

Motion made by Selectman Roberts to remove Selectman Abraham as the alternate to the Tamworth Planning Board. Motion seconded by Selectman Farnum. Discussion... Selectman Farnum stated he is not happy to remove Selectman Abraham as alternate as he has done a lot of valuable work with the Board and Land Use Committee during his time on this Board/Committee. However, he is concerned with the actions he has taken, and his representation of the Board of Selectmen. Selectman Abraham stated he has enjoyed working with the Planning Board and the Land use Committee. He feels this is unfortunate and has put a lot of time and effort into these committees. Selectman Roberts stated that his decision is not based on just the incident with Mr. Little. Vote: 2-1. Mr. Abraham opposed. Motion carries.

**PUBLIC COMMENT:** Ned Beecher felt that there is apparently a divide of issues, and he would like to see everyone work together for the sake of the Town.

**Non-Public  
Session #1:**

Motion made by Selectman Roberts to enter into non-public session at 5:45 p.m. under RSA 91-A: 3 II (a) & (e). Motion was seconded by Selectman Farnum and passed with a vote of 3-0.

The Board discussed a personnel matter and a legal matter. No decisions were made during this session.

Motion made by Selectman Roberts to exit non-public at 6:24 p.m. Motion was seconded by Selectman Farnum and passed unanimously.

**ADJOURNMENT:** Motion made by Selectman Farnum to adjourn at 6:25 p.m. Motion seconded by Selectman Abraham and passed unanimously.

Respectfully Submitted,  
Cassandra M Pearce

Approved by Board of Selectmen

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John E. Roberts

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William W. Farnum

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Robert J Abraham