

**Minutes of Meeting  
CONWAY BOARD OF SELECTMEN**

January 18, 2005

The Selectmen's Meeting convened at 4:05 p.m. in the meeting room of Conway Town Hall with the following present: Selectmen, Gary Webster (Chair), David Weathers, Karen Umberger, and Larry Martin; Town Manager, Earl W. Sires; and Recording Secretary, Karen Hallowell.

PLEDGE OF ALLEGIANCE

Chairman Webster 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.

APPROVAL OF BILLS

The Board reviewed and approved the manifest dated 01/20/05.

APPROVAL OF MINUTES

**Ms. Umberger moved, seconded by Mr. Weathers, to approve the minutes of 12/7/04 public session, as written. The motion carried unanimously. The non-public minutes of 12/7/05 were carried to the next meeting.**

VALLEY VISION

Valley Vision representatives, Zach Ambrose, Ralph Lucien and Bob Bernhardt were present for discussion along with Selectmen's Representative, Bob Barriault.

Mr. Sires first briefly reviewed the Town's proposal to Valley Vision and the discussion held regarding same at last week's Board of Selectmen meeting. Mr. Sires next advised that Valley Vision representatives are here today to respond to the Selectmen's proposal.

Mr. Ambrose reviewed Valley Vision's counterproposal with the Board (a copy of same is attached hereto). There was also a discussion with the Board about programming.

Mr. Sires advised the Board the Town should receive a check from Adelphia in the near future for franchise fees and the Board will need to determine how much to put into the warrant article for the peg station.

The Board next thanked Mr. Barriault for the job he has done as Selectmen's representative to Valley Vision and asked that he help with finding a successor and with training the person who takes over for him. Mr. Barriault advised that he would be willing to stay on until a replacement is found.

The Board agreed to further review the counterproposal from Valley Vision and re-agenda this matter.

#### DISCUSSION OF RECREATION TRAIL GRANT

Rob Adair joined the meeting.

Mr. Sires reviewed that the Town along with the New England Mountain Biking Association and the Recreation Access Committee will be applying for a grant through the State. Mr. Adair has identified a particular project, which is a recreation bridge in the area of pudding pond, and the Committee is applying for a grant through the state and is asking for the support of the Board of Selectmen. Mr. Adair pointed out that replacement of this bridge would require no town funds and that all work to replace the bridge would be done with public labor. Mr. Adair further explained the location and condition of the current bridge to the Board. Mr. Adair also advised that the Conservation Commission supports replacing the bridge. **Ms. Umberger moved, seconded by Mr. Weathers, that the Board agrees to the grant application and the draft letter of support and that Gary Webster sign the letter as chair. The motion carried 3-0-1 with Mr. Martin abstaining.**

#### CDFA AGREEMENTS

Mr. Sires reviewed Beneficiary Employment Commitment Agreements between the Town of Conway and Morpheus Technology, North Country Graphics, Online Assistant, Emerlyn Software and Echo Communications associated with the Community Development Block Grant by the Community Development Finance Authority (CDFA) for the Mount Washington Valley Economic Council Technology Village. The agreements are promises that these businesses will provide a certain number of jobs at the project property. There is a requirement to enter into agreements with five businesses in the community for the grant. After brief discussion, **Mr. Weathers moved, seconded by Ms. Umberger, to authorize, Town Manager, Earl Sires, to sign the agreements. The motion carried 4-0-0.**

#### REVIEW AND CONSIDERATION WARRANT ARTICLES

Mr. Sires distributed and reviewed an updated copy of proposed warrant articles to date. Mr. Sires reviewed language changes made as suggested by the Board to the article regarding the Wildland Fire Expendable Trust Fund. Mr. Sires also reviewed that an article has been added regarding delegating authority to set the default budget to the Budget Committee.

The Board agreed to further review and vote on proposed articles at their next meeting.

#### TOWN MANAGER REPORT

Budget Committee – Mr. Sires reported the Police and Precincts are scheduled to make presentations to the Budget Committee on 1/19/05 and the Town will make its presentation to the Budget Committee on 1/24/05. Mr. Sires next distributed a packet of information containing non profit budget information to the Board for review and advised that the joint meeting of the Board of Selectmen and Budget Committee to review non profit budgets will be held on Saturday, February 5, 2005.

Citizen Request for Appointment to School Board – Mr. Sires reported that Patricia Cell dropped off a note before the meeting today asking the Board to appoint a representative to the School Board. Mr. Sires recommended referring this matter to legal counsel for opinion and the Board agreed. Mr. Webster also suggested contacted NHMA as well.

ESAA – Mr. Sires reported he attended an airport board meeting last week. The snow removal storage equipment building has been completed and new hangars are just about complete as well. Also, the fuel farm is up and running.

### BOARD REPORTS AND COMMENTS

Planning Board – Mr. Martin reported that at the last Planning Board meeting Settlers Green presented a petitioned article to change zoning for the property located behind the Staples property from residential/agricultural to highway commercial. The Planning Board has scheduled Public Hearings in this regard.

Mr. Martin next reported that the school made a presentation to the Planning Board and also answered questions about their plans.

Mr. Martin next reported that Wingate Inn was also before the Planning Board for a conceptual review. They will have to go before the ZBA first and then come back to the Planning Board for review as they exceed height requirements.

Mr. Martin next reported that Dunkin Donuts also was before the Planning Board for minor site plan review. Mr. Martin explained they have been in several times and the Board has given them one more opportunity to come into conformity before taking legal action. Mr. Martin further advised that there were approximately thirty five members of the Echo Acres community at the meeting expressing their concerns over the situation as well.

Budget Committee – Ms. Umberger reported the Budget Committee meeting scheduled for last Wednesday was canceled due to weather. The Budget Committee will be meeting tomorrow night, January 19, 2005 at 6:30 p.m.

School Building Committee – Ms. Umberger reported that the School Building Committee recommended Lee Kennedy be the Construction Manager and the School Board met and accepted the recommendation.

Conservation Commission – Mr. Weathers reported that a Conservation Commission meeting was held on Wednesday, January 12, 2005.

### PUBLIC COMMENT/MEDIA QUESTIONS

There were no public comments or media questions.

### NON PUBLIC SESSION – RSA 91-A:3,II (e) LITIGATION MATTER

At 5:35 p.m., **Ms. Umberger moved, seconded by Mr. Martin, to go into non-public session pursuant to RSA 91-A:3,II (e) to discuss a litigation matter.** Mr.

Webster advised that Town Manager, Earl Sires, Town Attorney, Peter Malia, and Recording Secretary, Karen Hallowell, would be included in the non public session. **The motion carried by unanimous roll call vote.**

The Board returned to regular session at 5:42 p.m.

ADJOURN

**Ms. Umberger moved, seconded by Mr. Martin, to adjourn the meeting. The motion carried unanimously.**

The meeting adjourned at 5:43 p.m.

Respectfully submitted,

Karen J. Hallowell  
Executive Secretary