

**GILFORD BOARD OF SELECTMEN'S MEETING**  
**MAY 9, 2007**  
**Town Hall**

The Board of Selectmen convened in a regular session on Wednesday, May 9, 2007, at 2:00 p.m., at the Gilford Town Hall, 47 Cherry Valley Road, Gilford, NH. Selectmen present were Chairman Alice H. Boucher, Connie Grant and Gus Benavides. Also present were Town Administrator Evans Juris, Assistant Town Administrator Debra Shackett and Administrative Secretary Sandra Bailey.

1. **Pledge of Allegiance** – The Selectmen recited the Pledge of Allegiance.
2. **Review/Approval of Minutes** – The Board of Selectmen approved the regular and non-public minutes of the Selectmen's meeting of April 25, 2007 with the following correction to the regular minutes: On page 2, Paragraph 8, add the word "Deputy" before the word "Chief" in the last sentence; and on Page 5 under Public Input, change the name Mitchell Cutter to Cutter Mitchell.
3. **Appointments**
  - 3.1. **Sue Allen/Tim Drew – Meadows Committee** – were in attendance to update the Board of Selectmen on the status of the Meadows Project. Tim Drew began the presentation by providing a brief history of the Meadows Committee. He also stated that the Committee must follow all local, state and federal regulations, maximize the use of the property and minimize the impact. He proceeded to explain the conceptual plan that the Committee has prepared to utilize the property, which is envisioned as a family oriented proposal.

Mr. Drew pointed out that the Committee still needs to approach NH DOT regarding traffic/access issues. Chairman Boucher inquired about drainage issues. Mr. Drew responded that Engineer Paul Fluet will be designing a drainage system and it is the intent of the Committee to not pave the parking area. Concern has also been raised regarding lighting of the fields. Tim Drew advised the Board that the complex would be used during daytime only, so that lighting would not be a factor.

Selectman Grant inquired about a feasibility study being conducted to determine the need for the additional athletic fields. Sue Allen replied that the School District, along with the Gilford Parks and Recreation Department, have done a study on this issue. Selectman Grant also expressed concern with the use of chemicals to maintain the fields being in such close proximity to the lake. Tim Drew responded by explaining various federal requirements that will address these concerns.

Selectman Benavides commended Mrs. Allen and Mr. Drew for their hard work and good intentions, but feels strongly that the water concerns need to be a priority. He asked about the availability of any reports from NH DES on this

issue. Mr. Drew replied that DES has not, at this point in time, issued reports on the water situation. Selectman Benavides further asked why an alternative site, closer to the schools, was not considered. Sue Allen replied that the area around the schools is maxed out and any unused area is wetlands.

Town Administrator Juris inquired about the use of the buildings and installation of bathrooms. Tim Drew provided a brief overview on the buildings and bathrooms, indicated that they must be ADA compliant.

The Board thanked Sue Allen and Tim Drew for their presentation.

#### **4. New Business**

**4.1. Thompson-Ames Historical Society** – Town Administrator Juris advised the Board that Carmel Lancia, President of the Thompson-Ames Historical Society, has applied to become a non-voting alternate to the Historic District Commission. Brief discussion ensued on why this would be a non-voting position and the fact that the appointment would be intended for Carmel Lancia as an individual, not any member of the Thompson-Ames Historical Society.

Connie Grant moved to appoint Carmel Lancia as a non-voting alternate member of the Historic District Commission and that this position is not intended to be any member of the Thompson-Ames Society. Gus Benavides seconded. Motion carried.

**4.2. Memorial Day Event** – Town Administrator briefly explained the Town's Memorial Day commemoration. The Board concurred that this should take place on Monday, May 28, 2007, subject to availability of the school band.

#### **5. Old Business**

**5.1. Hoyt Road Bridge** – DPW Director Sheldon Morgan provided an explanation of the results of the bidding of the Hoyt Road Bridge project. He concurred with HEB's recommendation that John H. Lyman and Sons be awarded the Hoyt Road Bridge project in the amount of \$287,608.90. Chairman Boucher asked about a penalty clause. Director Morgan assured her that although he was not familiar with all of the aspects of the contract, he felt it would be included. Selectman Benavides questioned the difference in cost between the contract amount and the amount budgeted for the project. Director Morgan explained that the project was overestimated, as well as an error being made on the cost of crushed stone. Selectman Benavides further asked Director Morgan if he had any concerns with Lyman, since they have not done a project exactly like this one. Sheldon Morgan replied no.

Gus Benavides moved to award the Hoyt Road Bridge project to John H. Lyman and Sons of Gilford in the amount of \$287,608.90, with a substantial completion date of October 26, 2007 and a final completion date of November 16, 2007.

Connie Grant seconded. Motion carried.

- 5.2. Durrell Mountain Road Use** – John Ayer, Director of Planning and Land Use, was in attendance to advise the Board that the Planning Board has recommended that the Board approve the use of a portion of the Class VI section of Durrell Mountain Road, as requested by Andrew P. Sanborn Farm LLC, subject to the conditions recommended by DPW Director Sheldon Morgan. Mr. Ayer also reviewed the location of the road in question and advised the Board that the Town of Belmont has approved all permits for the applicant, subject to Town of Gilford approval of the use of the Class VI portion of the road.

Brief discussion also ensued on the issue of liability. It was the consensus of the Board that any damage that may occur to the road must be repaired by the developer.

Gus Benavides moved to grant the request of Andrew P. Sanborn Farm, LLC, to use a portion of the Class VI section of Durrell Mountain Road and that the owners are responsible for any damage to the Class VI road, all costs must be borne by the developer, and the stipulation be prepared by Town Counsel. Connie Grant seconded. Motion carried.

- 5.3. Marine Patrol Inspections** – Mark Gallagher of NH Marine Patrol was in attendance to further explain the courtesy boat inspections that are proposed to be held at the Glendale Docks. He stated that the inspections are voluntary and boat owners cannot be cited during an inspection. He also stated that the information will not be used in the future and these inspections allow the Marine Patrol officers to have positive interaction with the public.

Connie Grant moved to grant permission for the NH Marine Patrol Auxiliary to conduct courtesy inspections at the Glendale Docks on July 14, 2007. Gus Benavides seconded. Motion carried.

## **6. Public Input**

- 6.1.** Joe Skiffington addressed the Board of Selectmen regarding pending legislation on shoreland protection. He stated that HB 383 proposes to limit lot coverage of shorefront lots to 20-30%. Mr. Skiffington is concerned that this proposal will adversely affect the construction trade, as well as the tax base in Gilford and other Lakes Region communities.

He asked the Board if valuations decrease as a result of this legislation, would the tax rate increase? Assistant Town Administrator Shackett replied yes. Mr. Skiffington also explained what factors affect the lot coverage calculation, including driveways, walkways, docks, porches, etc.

## 7. Signatures

<u>DATE SIGNED</u>	<u>DOCUMENT</u>	<u>MAP/LOT #</u>
04/01/07	Change of Status - Horan	
04/01/07	Change of Status - Morgan	
04/01/07	Change of Status - Leonard	
04/20/07	Payroll Register	
04/23/07	Payroll Register	
04/23/07	Accounts Payable Manifest	
04/25/07	Abatement - Scribellita Tr.	266-102-014
04/25/07	Abatement - Dubois	253-160.000
04/26/07	Accounts Payable Manifest	
05/01/07	Accounts Payable Manifest	
05/02/07	Tax Collector's Warrant - Water	
05/03/07	Abatement - Traquair	224-075.015
05/04/07	Elderly Exemption - Solomon	217-050.000
05/04/07	Veterans Exemption - Alley	216-080.000
05/04/07	Elderly Exemption Denial - Houle	224-074.223
05/04/07	Veterans Exemption - Walsh	213-088.012
05/04/07	Veterans Exemption - Hardy	225-019.000
05/04/07	Notice of Intent to Excavate - A. P. Sanborn Farm	232-002.001
05/04/07	Veterans Exemption - Spence	201-009.121
05/04/07	Tax Collector's Warrant - Land Use Change Taxes	
05/08/07	Veterans Exemption Denial - Nutile	253-233.000
05/08/07	Elderly Exemption Denial - Cyr	224-046.043
05/08/07	Land Use Change Tax - Pendergast	236-022.000
05/08/07	Land Use Change Tax - Drouin	208-033.014

## 8. Selectmen Issues

**8.1. Meeting Times** – Selectman Grant asked if the May 23, 2007 meeting could be changed to 2:00 p.m., due to a scheduling conflict.

Gus Benavides moved to table the matter concerning the changing of the regular Board of Selectmen's meeting time to 7:00 p.m. until August 2007. Connie Grant seconded. Motion carried.

**8.2. Alternate to Planning Board** – John Ayer explained the situation regarding appointing an alternate Selectman representative to the Planning Board, in the event the regular representative (currently Selectman Grant) cannot attend a Planning Board meeting. Following brief discussion, Connie Grant moved to appoint Gus Benavides as the alternate Selectman representative to the Planning Board. Alice Boucher seconded. Motion carried.

## 9. Administrator's Report

**9.1. Disposition of Engine 1** – Town Administrator Juris provided an explanation of Chief Hayes’ letter of May 7, 2007, requesting authorization from the Board to dispose of Engine 1 in an auction on May 20, 2007. In the event that the truck does not move at the auction, the City of Providence, Rhode Island will take the truck.

Gus Benavides moved to authorize the Fire Department to place Engine 1 in an auction on May 20, 2007, to be conducted by North Country Auctions, LLC. Connie Grant seconded. Motion carried.

**9.2. Fire Station Mildew Problem** – Town Administrator Juris advised Board members of a mildew odor problem at the Fire Station. He has directed Sheldon Morgan and Dustin Muzzey to hire someone to assess the health risks associated with this problem. Air quality tests have been administered and the results will be available next week.

**9.3. Project Update** – Town Administrator Juris provided a brief update on the status of administrative projects.

**9.4. Non-Public Session – RSA 91:A-3 II (a)(c)(e)**

The Board of Selectmen on a roll call vote entered Non-Public Session at 3:32 p.m. Present were Selectmen Alice Boucher, Connie Grant and Gus Benavides, Town Administrator Evans Juris, Assistant Town Administrator Debra Shackett and Administrative Secretary Sandra Bailey. Also present was Town Appraiser Wil Corcoran.

Connie Grant left the meeting at 4:15 p.m.

While in Non-Public Session, action was taken.

Sandra Bailey left the meeting at 5:00 p.m.

The Board exited Non-Public Session at 6:07 p.m.

**10. Next Meeting** – May 23, 2007 at 2:00 p.m.

**11. Adjournment** – With no further business before the Board, the Board of Selectmen’s May 9, 2007 meeting was adjourned at 6:08 p.m.

Respectfully submitted,

Sandra J. Bailey  
Administrative Secretary