

GILFORD BOARD OF SELECTMEN'S MEETING

July 13, 2011

Town Hall

The Board of Selectmen convened in a regular session on Wednesday, July 13, 2011, at 7:00 p.m., at the Gilford Town Hall, 47 Cherry Valley Road, Gilford, NH. Selectmen present were John O'Brien, Gus Benavides and Kevin Hayes. Also present were Town Administrator Scott Dunn and Executive Secretary Sandra Bailey.

Staff members in attendance included Finance Director Geoff Ruggles, Deputy Police Chief Kevin Keenan, Police Sergeant James Leach, DPW Operations Manager Dustin Muzzey, Fire Chief John Beland, Recreation Director Herb Greene and Library Director Katherine Dormody.

1. Non-Public Session (6:00 p.m.)

- 1.1. Selectman Benavides moved to enter non-public session at 6:00 p.m., pursuant to RSA 91-A:3, II (c)(a)(d) to discuss matters which may adversely affect someone's reputation, compensation and promotion of employees and consideration of the sale/acquisition of real estate. Selectman Hayes seconded. Motion carried on roll call vote with all in favor. Present were Selectmen John O'Brien, Gus Benavides and Kevin Hayes. Also present was Town Administrator Scott Dunn.

Selectman Benavides moved to seal the minutes and recess non-public session at 7:00 p.m. Selectman Hayes seconded. Motion carried with all in favor.

2. Pledge of Allegiance – The Selectmen recited the Pledge of Allegiance.

3. Announcements/Presentations

- 3.1. Chairman O'Brien announced that a public meeting will be held on Wednesday, July 27, 2011 regarding the 2011 Timberman Triathlon.
3.2. Chairman O'Brien read aloud a proclamation for Eagle Scout Albert Doyle.

4. Review/Approval of Minutes

- 4.1. Selectman Benavides moved to approve the minutes of the regular and non-public sessions of June 22, 2011. Selectman Hayes seconded. Motion carried with all in favor.

5. Consent Agenda

- 5.1. Selectman Benavides moved to approve the previously signed items for the period June 20, 2011 through July 8, 2011. Selectman Hayes seconded. Motion carried with all in favor.

<u>DOCUMENT DATE</u>	<u>DOCUMENT</u>	<u>MAP/LOT #</u>
04/18/11	Change of Status - Ferreira	
05/31/11	Certification of Yield Taxes - Lanigan	265-005.000
06/02/11	Change of Status - Bettez	
06/05/11	Change of Status - Nazer	
06/13/11	Abatement Denial - Dobbins	221-047.000
06/13/11	Abatement Denial - Goebel	217-084.000
06/13/11	Payroll Register	
06/14/11	Accounts Payable Manifest	
06/20/11	Change of Status - A. Denver	
06/22/11	Timber Tax Levy - various	
06/22/11	Certificate of Authorization - LGC	
06/22/11	Sewer Abatement - LEA (2)	204-003.001
06/27/11	Change of Status - Maxwell	
06/30/11	MS5 (3)	
06/30/11	Timber Tax Levy - 2010	
07/01/11	Change of Status - Petrozzi	

07/01/11	Change of Status - Vallar	
07/01/11	Change of Status - DeCarli	
07/01/11	Change of Status - Pendergast	
07/01/11	Change of Status - Proulx	
07/01/11	Change of Status - Beaulieu	
07/01/11	NOITC - Lanigan	265-005.000
07/01/11	Change of Status - Baron	
07/01/11	Change of Status - Bredbury	
07/01/11	Change of Status - Colcord	
07/01/11	Change of Status - Craver	
07/01/11	Change of Status - Crowell	
07/01/11	Change of Status - deSousa	
07/01/11	Change of Status - Doris	
07/01/11	Change of Status - Feehily	
07/01/11	Change of Status - Harris	
07/01/11	Change of Status - Jacques	
07/01/11	Change of Status - Kloetz	
07/01/11	Change of Status - O'Neill	
07/01/11	Change of Status - Parent	
07/01/11	Change of Status - Stiegler	
07/01/11	Change of Status - VanSteensburg	
07/01/11	Change of Status - Wall	
07/01/11	Change of Status - O'Connor	

6.0 Appointments

6.1 Katherine Dormody - Library Update – Director Dormody updated the Board on the status of Library activities this summer. She began her presentation by advising the Board that Trustees Kate Hamel and Steve Geer were also in attendance at tonight’s meeting. The Library has been very busy so far with the Summer Reading Program. Numerous prizes have been donated by local businesses, as well as the Friends of the Library.

A celebration is planned for August 18th, which will be the Library’s three-year “birthday”.

The changeover from the Dewey Decimal system continues to progress as the “Travel” section has been completed.

The Library has implemented a new service that sends out program and event reminders via text message.

The Board thanked Director Dormody for her presentation.

7.0 Public Hearing

7.1 Cable Television Franchise Renewal – Town Administrator Dunn provided an explanation of the proposed renewal of the Metrocast Cable Television franchise agreement. He is currently working with the consortium consisting of representatives from ten (10) communities on the franchise agreement renewal and this public hearing is required by the Federal Telecommunications Act of 1934 and RSA 53-C:3-a. Unfortunately, the two areas where consumers are most interested – rates and programming, are not negotiable. However, the consortium is looking to improve transmission quality of local channels 24, 25 and 26; extend cable service to new areas; and improve customer service.

Library Director Katherine Dormody stated that the Library currently has Internet access through Metrocast, but not television access. This is a service that they would like to acquire, as well as being able to access the Town network.

Moira Campbell was in attendance representing Metrocast. She advised Director Dormody that it will

be no problem installing a video connection at the Library and someone from Metrocast will contact her by the end of the week. She also provided a number of statistics on the number of customers and miles of cable within Gilford.

Chairman O'Brien opened the public hearing at 7:09 p.m. Brief discussion ensued between resident Chan Eddy and Moira Campbell regarding the possibility of Metrocast providing universal service.

Selectman Benavides asked Ms. Campbell to verify that the video installation to the Library would be at no cost, to which she agreed. He also asked about the effect of satellite TV and other competitors on Metrocast. Ms. Campbell replied that they have seen a decrease in customers over the last couple of years. She also provided an overview of the increasing cost of programming and the reasons why programming is only offered in packages.

Ms. Campbell stated that re-transmission consent renewal is forthcoming soon. This pertains to the amount that networks charge cable companies for local channels, a cost which is passed onto consumers. Chairman O'Brien expressed concern with the content of the programming guide containing unsuitable descriptions for children. Ms. Campbell stated that this can be blocked.

Chairman O'Brien closed the public hearing at 7:25 p.m. and thanked Ms. Campbell for her input. Town Administrator Dunn stated that there will be additional public hearings throughout the renewal process.

8.0 Old Business

8.1 Request to Expend Funds from Recreation Facilities C.F. Fund for Ice Rink Building Maintenance

– Recreation Director Herb Greene advised the Board that working with Lead Custodian Dee Chitty, additional quotes were received for the project, allowing for an “apples to apples” comparison. Based upon these quotes, he is now recommending that the quote from Mountain Top Builders be accepted, in the amount of \$2,985.

Selectman Benavides moved to accept the proposal of Mountain Top Builders in the amount of \$2,985 for insulation work at the Ice Rink Maintenance Building, and to authorize the withdrawal of up to \$2,985 from the Recreation Facilities Maintenance Capital Reserve Fund for this purpose. Selectman Hayes seconded. Motion carried with all in favor. Selectman Benavides thanked Director Greene for the additional effort put forth in obtaining the additional quotes.

8.2 Public Safety Employee Memorial Park (Route 11-A and 11-B Triangle) – Town Administrator Dunn stated that American Liberty Elms are supplied by one vendor and the cost is dependent upon the size of the tree. At this time, they are focusing on the purchase of the flagpole. In addition, they are working with Fairpoint to relocate a pole, which will be done at no cost to the Town.

Chairman O'Brien expressed concern with there being a buffer from the trees if a motor vehicle were to leave the road. Selectman Hayes asked if a layout has been designed for the park. Town Administrator Dunn replied no, and stated they are still waiting to hear from NH DOT regarding permission for the removal of the pavement on one side. Once this has been resolved, it will be easier to plan a layout.

Brief discussion ensued regarding the need for fill because of the change of grade on the property. Selectman Hayes offered his services if he can assist in any way with this project.

Selectman Benavides moved to accept donations to the Flag Fund, totaling \$595. Selectman Hayes seconded. Motion carried with all in favor.

9.0 New Business

9.1 Petition to Lower the Posted Speed Limit on Potter Hill Road – Selectman Benavides moved to accept the petition to lower the posted speed limit on Potter Hill Road and schedule a public hearing for July 27th for proposed traffic regulations on Potter Hill Road that will lower the posted speed limit

from 30 mph to 25 mph. Selectman Hayes seconded. Motion carried with all in favor.

- 9.2 Highway Striping Bids** – Selectman Benavides moved to accept the bid of HiWay Safety Systems, Inc. of Rockland, MA for road striping at a price of \$0.0660 per linear foot for double yellow lines and \$0.0340 for single white lines. Selectman Hayes seconded. Motion carried with all in favor.
- 9.3 Old Lakeshore Road Bridge Reconstruction** – Selectman Benavides moved to authorize the application for bridge reconstruction funds from NH DOT for repairs to the Old Lakeshore Road Bridge with the Town’s share of \$85,000 to come from the existing Bridge Reconstruction Capital Reserve Fund. Selectman Hayes seconded. Town Administrator Dunn provided an explanation of the process involved with the State Aid Bridge Program. Motion carried with all in favor.
- 9.4 Alvah Wilson Road Bridge Rail – Engineering Proposal** – Selectmen Benavides moved to accept the proposal of DuBois & King, Town Engineers dated June 24, 2011, in the amount not to exceed \$7,000 for the design and preparation of bid specifications for repairs to the bridge railings and curbing on Alvah Wilson Road; and to authorize the withdrawal of up to \$7,000 from the Bridge Replacement Capital Reserve Fund. Selectman Hayes seconded and asked that the project be expedited so that it would be completed before winter. Motion carried with all in favor.
- 9.5 Fire Training Center Off-Site Sign Request – Kimball Road** – Selectman Benavides moved to authorize the installation of a sign for the new training center at the junction of Route 11-C and Kimball Road. Selectman Hayes seconded and inquired where the new signage would be located. Fire Chief Beland stated that it would be underneath the existing signage. Chairman O’Brien praised the Fire Department for the Open House they hosted at the facility this past Saturday. Motion carried with all in favor.
- 9.6 Fire Rescue Vehicle Lease Authorization** – Selectman Benavides moved authorize Town Administrator Scott Dunn to sign the lease agreement for a 2011 Ford Expedition to be paid in 4 annual installments of \$6,857.46. Selectman Hayes seconded. Motion carried with all in favor.
- 9.7 Appointment to Police Department Mission Statement Committee** - Selectman Benavides moved to appoint Mark Corry to the Police Department Mission Statement committee for a term to expire on December 31, 2011. Selectman Hayes seconded. Motion carried with all in favor.
- 9.8 Appointment to ZBA (Alternate)** – Selectman Benavides moved to appoint William Knightly as an Alternate to the Zoning Board of Adjustment for a term to expire on April 30, 2012. Selectman Hayes seconded. Motion carried with all in favor.
- 9.9 Entertainment Permit – Boston Culinary Group (Meadowbrook)** – Selectman Benavides moved to approve the Entertainment Permit for Boston Culinary Group for the period June 25, 2011 through June 25, 2012. Selectman Hayes seconded and inquired if these permits could be issued earlier in the year. Town Administrator Dunn stated that if the permits are late being issued it is the fault of the applicant because they are reminded about the renewal well in advance. Brief discussion ensued regarding having the letter to applicants contain stronger language on penalties that could be imposed if entertainment takes place after the permit has expired. Motion carried with all in favor.
- 9.10 Winnepesaukee Relay Race** – Selectman Benavides moved to approve the Parade Permit for the Lake Winnepesaukee Relay Race on September 10, 2011, conditioned upon the hiring of police details as recommended by the Police Chief. Selectman Hayes seconded. Motion carried with all in favor.
- 9.11 Acceptance of Donations** – Selectman Benavides moved to accept the following donations and to authorize expenditure of such funds for their intended purposes:

\$100 Mr. & Mrs. Richie Cunningham for the Fire Training Center
\$27.15 Bucket Donations for Cemetery Restorations
\$810 Bicentennial Celebration Dinner Fund Raiser

\$380 You've Been Flagged – Bicentennial Celebration
Selectman Hayes seconded. Motion carried with all in favor.

9.12 Set Date for Summer Town Meeting – The Board concurred to hold the Summer Town Meeting on Wednesday, August 10, 2011 at 6 p.m.

10.0 Public Input – Gary Kiedaisch of Potter Hill Road stated that he was under the impression that he would be permitted to provide testimony regarding the petition to lower the speed limit on Potter Hill Road. Selectman Benavides encouraged Mr. Kiedaisch to do so at this time. Mr. Kiedaisch proceeded to provide the Board with information on his family history in Gilford and background in the Military Police. Although he supports the Library and Youth Center, he thinks that they have contributed to the traffic problems on Potter Hill Road.

Mr. Kiedaisch further stated that the road's beginnings were strictly for access to the farm, but problems ensued when it became a commuter road. He also cited visibility problems at the corner of Potter Hill Road and Route 11-A. Mr. Kiedaisch would like to see the speed limit reduced to 20 miles per hour from Belknap Mountain Road to 41 Potter Hill Road and then be 25 miles per hour for the rest of the road.

Mr. Kiedaisch offered to assist with funding in efforts to have the speeding problem addressed on Potter Hill Road. Selectman Benavides thanked the residents of Potter Hill Road for coming together as a group to request the speed limit reduction. He also stated that he personally plans to vote in favor of reducing the speed limit.

Chairman O'Brien stated that he listened to a taped phone conversation from Mr. Kiedaisch to the Police Department and was personally offended by what was said about the officer who was called to Potter Hill Road for a speeding incident. He further stated that he hoped that he had apologized to that officer. Mr. Kiedaisch responded that he was frustrated by the fact that the Police Department took no action. He added that he did apologize to the officer and they have traded e-mails since that incident.

11.0 Selectmen's Issues – none.

12.0 Administrator's Report – Town Administrator Dunn stated that NH DRED has approved the ERZ designation to the Lakes Business Park. He also advised Mark Corry, who was in the audience, that Gilford Commons has already held the same ERZ designation for a few years, which gave that development the advantage over the Lakes Business Park.

Town Administrator Dunn will meet with the Laconia City Manager next week.

Town Administrator Dunn has provided the Selectmen with a draft letter of response to Budget Committee Chairman Dick Hickok regarding his recent request for additional information for the Budget Committee. The Board concurred to send the response to Chairman Hickok.

13.0 Next Meeting – Regular Meeting – July 27, 2011 at 7:00 p.m.

14.0 Non-Public Session - Selectman Benavides moved to reconvene non-public session at 8:19 p.m., pursuant to RSA 91-A:3, II (a) to discuss the compensation and promotion of employees. Selectman Hayes seconded. Motion carried on roll call vote with all in favor. Present were Selectmen John O'Brien, Gus Benavides and Kevin Hayes.

Selectman Benavides moved to exit non-public session at 8:50 p.m. and seal the minutes indefinitely. Selectman Hayes seconded. Motion carried with all in favor.

15.0 **Adjournment** – With no further business before the Board, the Board of Selectmen’s July 13, 2011 meeting was adjourned at 8:50 p.m.

Respectfully submitted,

J. Kevin Hayes
Clerk