

**LYNDEBOROUGH BOARD OF SELECTMEN
MEETING MINUTES
June 9, 2010**

I. CALL TO ORDER

Chairman Brown called this meeting to order at 6:30 p.m. on Wednesday June 9, 2010, in the large meeting room in Citizens' Hall.

Those persons present were as follows:

Members

Present: Steve Brown, Arnie Byam & Donnie Sawin

Public

Present: Jessie Salisbury, Sally Curran

Staff

Present: TA Jim Bingham, RA Perry

Media

Present: Nick Martin

Recorder: Kate Thorndike

I. Agenda Items

6:35 Meeting updates: PB work session postponed to July 1
Barn Inspection-Steinbrueck property

6:40 Appointment – Sally Curran, Library Trustees

7:00 Town Administrator Report:
Recycling Ctr. Member towns meeting
Prop/Liability Insurance renewal
Town Offices Insurance claims
DES permit for Johnsons Corner Rd.
Traffic Signs – public hearing
Road Agent Report

7:30 Citizens' Open Forum

7:45 Old Business:
Carnival Hill –site visit report
Review Action Item list –progress update
Finalize /approve OIC job description
LGC-Road Bonding

8:30 New Business:

8: 40 Non-Public Session (RSA 91-A:3 II(e) Legal

8:55 Review & signing of warrants and documents

II. Adjournment 9:30

FC McQuade asked about the status of spending. He has several sets of turnout gear that he would like to get repaired. He was told by **TA Bingham** to go ahead with his expenditures.

Meeting Updates: Selectman Brown updated the Board on the Barn site visit for a Discretionary Preservation Easement.

Appointment: Sally Curran:

SC: This meeting has to do with the note Re: Library's budgeting process in the Town Report. Sally read the words and stated that she takes exception with them. The auditors agreed with me having an issue with it. She did what had always been done in requesting funds and Mr. Bingham informed her that the books were closed and we lost 45% of discretionary funding. When the auditors looked at it, it looked like we had overspent the appropriation but we hadn't.

SB: In previous years, the town had written a check out at year's end to the library for the balance. From my perspective it is a little confusing. The town is not allowed to do that so that is what is confusing. How is the library as an entity different from the town and is it legal and appropriate for the library to request funds that have not been spent.

SC: in theory our balance should be zero at the end of the year. My problem is that it is now a note in the town report and it reflects badly on the library and me. I would like that corrected somehow.

SB: What is the auditor's opinion? **SC:** I am puzzled why no one ever asked me why there was such a discrepancy. My first awareness on this was in an email from Jim.

SB: Would they have written the town report statement differently if they had this information? **SC:** Yes. We didn't budget incorrectly. The selectman asked us a long time ago to handle things this way so they wouldn't have to borrow in anticipation of tax monies.

SB: Moving forward, are we on the same page with expectations from the office and the library trustee and treasurer? **SC:** We are doing this in a slightly different way because I am being extra careful to get the requisitions in on time. It is my understanding that you would prefer we just break it down into quarterly payments from the town. Then it would be up to the town office to send the checks.

JB: I agree that the addition of making quarterly payments makes really good sense. **SC:** That would make everyone's life easier as far as I can see.

SB: How do we share the responsibility of good stewardship to the residents and still meet the libraries needs? **SC:** All you need to do is look at Brenda's bills.

JB: We could tie a financial update from the library with their quarterly payment. **SC:** The library is not like every other department. We are an independent entity.

JB: The RSAs do give a certain amount of autonomy to the Library Trustees. I would like to see that the Library gets what they need but it is done with transparency and that the year ends with a zero balance.

I would like to review the RSAs on the library and come back to the Board with my thoughts.

SB: Sally, I understand your position here tonight.

SC: The money has been appropriated by the vote of the town. The Library Trustees are independent. Take the appropriation minus the salaries and write us a quarterly check.

Could we have a correction next year in the Town Report? **SB:** I don't have a problem with that. I would suggest that once we've finalized exactly how this system works that we formalize it so this type of confusion is eliminated in the future.

JB: Yes, that makes sense to have a paper trail. **SC:** Because I still have some carryover monies that we will be using, it will look like we've gone over budget in building maintenance but we haven't.

JB: I will contact the auditors and see how we could capture an explanation in next year's report. **SC:** If it wasn't a matter of the town report and public record, I wouldn't be saying anything. **SB:** We were not trying to be difficult we were just doing due diligence. Also, please understand this was a Board decision and **TA Bingham** followed through on it. **SC:** I don't know how we ever got to the point where there was carry over but that was a long time ago. It would have been fine if someone had told us that the books were being closed then we would have gotten our request in and there wouldn't have been any problem.

Barn discussion:

Selectman Brown updated Selectman Byam on the barn site visit.

Selectman Byam moved to approve a 35 % Discretionary Preservation easement on the barn located at 21 Cummings Road. **Selectman Sawin** seconded the motion, so moved.

VOTE: Selectmen Brown, Byam and Sawin voted in favor, and Selectman Brown declared the motion to have carried unanimously (3-0).

Town Administrator Report:

Road Agent: KP: Johnson Corner: We have done six culvert replacements from Salisbury down to the big culvert so that section is ready for paving.

Lengthy discussion followed re: road work, culverts, sign changes, etc...

Citizens' Open Forum

Historical Society: JS: Open House on Saturday from 1-3 at Center Hall. There will be lots of things on display.

JS: Who is responsible for the Brush pile down in front of the parsonage? We are assuming it is the church and they're just not doing it. It is an eyesore. **KP:** It is private property so the town can't touch it.

Recycling Center: Member towns meeting: Meeting tonight.

JS: It is my understanding from the Wilton Board that they were going to disband the original committee and this one will replace it.

JB: ACTION...I will contact Wilton to get some more information.

LGC Prop/liability insurance renewal: The inventory has been completed. I have gotten the library addition covered as well through July 1. **SB:** Do we need to add some equipment for the Mule? **JB:** Yes. We should have that looked again.

Town Offices Insurance claims: I submitted roof repair claim and also a wind storm claim. Spoke with them about the sole source for the plaster repair. They are going to talk with the

adjuster about shifting the funds over because we are dealing with a historic building. It will need to be reallocated and has to be done this year.

DES Permit for Johnson Corner Road: Our permit for Johnson Corner needed to be revised and we're working on that.

Traffic Signs –Public Hearing: Memo in the read file will give the BOS additional information. **DS:** The Board can vote yes/no for the sign changes if it is a safety issue.

SB: Do we think there will be any specific residents who would be interested in the meeting that we should invite? **KP:** We should invite the Fredettes.

SB: Old Temple site distance onto Route 31 is not great due to a lot of branches...state issue.

More research needs to be done on the boundary on Purgatory.

PSNH: JB: We got a letter informing the town that Asplundh will be in town trimming trees in July/August and they assured us that the crews will be flagging properly. **DS:** I think we should ask them to check in with the duty officer to let us know where they'll be and when so we can go check. **JB:** I spoke with someone at PSNH and hopefully they will provide us with some of that information. The original letter went to the Planning Board because they will be doing some trimming on scenic roads.

I am meeting with Attorney Drescher and Todd Haywood tomorrow re: resident tax appeal.

Kent and I are working on some FEMA issues. FEMA is handling things differently this time. They want us to break everything down into a road by road basis. Anything that doesn't hit the \$1,000 threshold will not be covered. **SB:** Due date? **JB:** The FEMA rep is coming in on Tuesday. **SB:** Ask please what we can do as a town to collect the right information that would help FEMA and also help us.

JB: I am finishing up our submission for the wind storm and will probably be submitted tomorrow. **ACTION...**I will also email Rick to ask about the town invoices for the HazMat incident.

Old Business:

-**Carnival Hill** –Site visit report: **JB: ACTION...**I need to give Guy Scaife a call.

-Action Item list

-Finalize/approve OIC job description. **SB:** We have not heard back from Counsel?

JB: No. We will discuss this tomorrow in hopes of it being a work session topic.

-LGC-Road bonding: I have a letter back from the LGC attorney. It is something that needs some discussion on how to proceed and whether or not a policy is necessary. It seems that Road Agent has some authority however if the logger disregards, I'm not sure what recourse we have. **SB:** I will ask the Board to read and review the letter for discussion at Work Session next week.

New Business:

SB: Let's make sure that anything of the new business type gets forwarded to me for the agenda preparation.

Community Day is also the 275th anniversary for Lyndeborough. **DS:** What about getting some shirts and/or hats made?

Non-public Session RSA 91-A: 3 II (e) Legal

Selectman Byam moved to go into a non-public session regarding reputation under the provisions of Non-public Session RSA 91-A: 3 II (e). **Selectman Sawin** seconded the motion, so moved.

VOTE: Selectmen Brown, Byam and Sawin voted in favor, and Selectman Brown declared the motion to have carried unanimously (3–0).

The Board then went into nonpublic session, as recorded separately, at 8:15 p.m. The Board returned to public session at 8:45 p.m.

Lorraine Strube asked for a few minutes to update the Board on the Recycling meeting including a contract for signing.

Lorraine Strube: Recycling contract: They would like it signed by next week. We are six months into it now. It is only a one year contract. There are two copies please sign them both. Here is their current budget. **SB:** Is the new committee replacing the first committee. **LS:** Yes, the paper said that the original committee was going to disband because the current committee is meeting more frequently. Remember, we are purchasing a contract service and that's it. This committee is charged with improving communication between the recycling center and the people. We have had four or five meetings so far and there is a broad group. We are working on public awareness. We will be putting a survey into the newsletters, up on the website, working with the school kids, etc.

Contract review: SB: The Board is not prepared to sign the contact tonight. I would like to read it and discuss later.

Historic district commission: Joe Rogers. ACTION...Arnie will contact Joe Rogers to see if he is interested.

Selectman Byam moved that the Board appoint the following citizens to the newly formed Lyndeborough Historic Commission: Scott Roper, Stephanie Roper, Larry Crosby, Clayton Brown and Julie Zebuhr. **Selectman Sawin** seconded the motion, so moved.

VOTE: Selectmen Brown, Byam and Sawin voted in favor, and Selectman Brown declared the motion to have carried unanimously (3–0).

Burton Pond: DS: Police Call at Burton pond on Saturday. Someone was on the water and thought that they had access to the property. According to Fish and Game the property owners do own the pond. It is dam controlled and they do manage the size. It is a great Pond category. The issue is whether or not people have access to the water or not. Jerry Rand's property has now been put in conservation land which may increase foot traffic. This issue has been going on since 2004 and may be heating up again. **AB:** It is a civil matter which is out of our hands.

Action Item List review:

TA Bingham updated the Board on the potential Highway satellite facility location. There was a general discussion that followed re: expenses, logistics, equipment transportation, etc.

ADJOURNMENT

All scheduled items having been addressed, Selectman Byam moved to adjourn; Selectman Sawin seconded the motion.

VOTE: Chairman Brown called for a verbal vote on the motion. All members voted in favor.

Chairman Brown then declared the meeting to be adjourned at 9:45 p.m.

Date: June 9, 2010
Kate Thorndike, Recorder

Steven M. Brown, Chairman

Arnold A. Byam, III

Donald R. Sawin

APPROVED BY THE BOARD OF SELECTMEN ON 6-23-10