

MINUTES OF THE SELECTMEN'S MEETING - August 27, 1990

Present for the meeting which began at 7:00 p.m. were Selectmen Mansfield, Johnston and Dodge with Sandra Gendron taking minutes.

Lee Murray, Road Agent was in for his regular Monday evening appointment. His first order of business was to express concern with regard to boulders which have been placed a short distance from the pavement by the home owned by Lorraine Barney. Neighbors have also complained that whoever is living in the Barney house have broken through the stonewall and are filling on town-owned property. A letter will be sent to the owners of that property on both matters. The situation with the placement of boulders brings up an issue which Lee feels should be addressed by the town and that is to prepare a notice which can be placed on obstacles being put on the town's right-of-way such as fences, lamp posts, etc. that must be removed.

Discussion turned to the Tucker Mill Road Project which will replace the bridge with culverts. Donald Prouty, a landowner in the area of the proposed project is willing to convey a triangular piece of land which will be needed by the town for the project if the town in return will deed land to Mr. Prouty which will create a straight property line for Mr. Prouty, will is now irregular. If agreement is reached with Mr. Prouty the town will also be relieved of any ownership of the dam in the area, which from a liability standpoint is attractive to the town. Selectman Dodge moved that the Town of New Boston work towards an agreement with Donald Prouty to transfer to the town a small triangular shaped piece of land at the junction of Saunders Hill Road and Tucker Mill Road in return the Town of New Boston will transfer to Donald Prouty a portion of land located westerly on the Middle Branch River by the old mill pond dam and further that Donald Prouty agrees to hire Harry Murray to formalize a proper lot line adjustment and complete the required paperwork. This motion was duly seconded and so voted by the Board of Selectmen. If this motion is agreed to by Mr. Prouty the Selectmen would further like to request of his permission to start the project as soon as possible. Lee would like to schedule an on-site inspection immediately since it is his hope that the Army Corp of Engineers will be able to do the heavy excavation work, the only expense to the town will be for the fuel and oil and a signed liability release form; however, the required paperwork takes approximately four months, further Lee would like to send out bid letters for the actual replacement of the bridge with the culvert which is not affected by any necessary land transaction between the Town of New Boston and Donald Prouty.

The next topic for discussion was the proposed bridge replacement on Lyndeboro Road. Lee asked the Selectmen if this were still a project they hoped to accomplish in 1990. Selectman Dodge still feels contact needs to be made with Alphonse Hamel, a landowner in the area of the proposed project to get an exact clarification as to where his property line is. A copy of Mr. Hamel's deed will be requested from the Registry in an attempt to check the boundary.

Lee next brought up for discussion the road to the Fairgrounds in the area of the house owned by Mr. Maloney which is a constant issue as to ownership in the area of Mr. Maloney's garden. Lee questioned doing a survey and was told that Bob Todd was suppose to do the

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survey work in the disputed garden area of Mr. Maloney's. Selectman Dodge offered to bring the issue up for discussion at the next 4-H Foundation Board meeting of which he is a member; however, he also pointed out that the Foundation has no money available if there were expenses involved with a survey.

Lee presented the Board with the expenses incurred by his department when it was necessary for the crew to repair damages to Butterfield Mill Road by Frank Fillmore. A list of these expenses include 28 yards of gravel at \$1.50 p/y, one hour of grader time at \$60.00 p/h, one hour of loader time at \$50.00 p/h, one hour of truck time at \$26.00 p/h and one hour of labor at an overtime rate of \$12.57 p/h. It was moved by Selectman Dodge, seconded by Selectman Johnston and so voted that the Fillmore's be sent a bill in the amount of \$190.57 for damages incurred. Discussion further ensued as to what would be expected of the Fillmore's to restore that Class VI portion of the same roadway to its former condition. If it were agreed that the Fillmore's could do the yet to be determined restoration, it would be done under the supervision of Lee and if the work had to be hired out the Fillmore's would be expected to pay the cost thereof and would be reminded that they could be charged with a Class B felony. This being a totally separate issue from the above to be presented bill.

Lee has assumed the mowing of town-owned lawns as an added responsibility of his department and Church Officials will be contacted that the town no longer has a mower for Mr. Walker to use to mow their lawns.

Lee was authorized to install whatever gravel was necessary along the edges of the newly paved school driveway and Principal Rick Matthews will be contacted to review his budget for this project to determine if some of the expense of the gravel can be recouped by the Highway Department.

Lloyd Bares was in next to discuss with the Board of Selectmen ideas of how the Town might pay tribute to former Police Chief John Bellou for his years of service to the community. He stated this has been discussed by the other police officers and an article had been placed in the Community Times requesting volunteers and ideas for this proposed project. Some suggestions have been a commemorative revolver done by Smith and Wesson inscribed with the town seal and dates of service to be presented at Town Meeting 1991 and another suggestion was the establishment of a scholarship fund that would be awarded to a graduating New Boston senior in John's name. There was some discussion of criteria to be met to qualify for such a scholarship; however since that are not large numbers of seniors in New Boston, Lucky felt the qualifications might have to be kept more general in nature. He further stated that he had talked to the bank regarding the establishment of an account and would need a tax identification number because the account would be interest bearing. Lucky said he could apply personally, but it had been suggested to him that he ask to use the Town's I. D. number. Lucky went on to describe how the police officers had honored John recently at a cookout and presented him with several awards and gifts.

Selectman Mansfield asked who would be responsible for the proposed

scholarship fund and Lucky responded that possibly a committee would have to be established to oversee the fund and the selection process. Selectman Mansfield suggested a call would have to be made to the Department of Revenue in Concord to determine if our tax i.d. number could be used for such a purpose.

Discussion continued as to how the town should go about paying tribute to John Ballou based on the circumstances of his no longer being Police Chief. Lucky maintained that the dedication would be for his more than twenty years of service and further maintained if John was not performing his job why had he not been replaced. It was Lucky's contention that one should not be honored for services rendered only in the event of death or heroism.

The meeting ended with the Selectmen offering basic support for the possible presentation of the commemorative gun; however, were hesitant to support the establishment of a scholarship fund feeling that to be inappropriate under the circumstances.

Next in to meet with the Board of Selectmen was Leo Dumont of Ducor Development, sitting in for a portion of the meeting was Harold Strong, Chairman of the Planning Board. Leo had requested the meeting to find out what he would be required to do regarding the existing Class VI road as it relates to his proposed subdivision on Wilson Hill Road. Leo had previously agreed to widen that Class VI section of road, cut the necessary ditches and gravel. It should be noted that Ducor Development has been pursuing this proposed subdivision for an extraordinary amount of time and since it's first being proposed the zoning requirements have changed. Discussion ensued as to the recommendations of the Planning Board. Selectman Dodge supports the current Planning Board recommendations which require this application be considered new and all previously discussed proposals are null and void and further feels the board should await the results of the traffic impact study for the existing Class V portion of Wilson Hill Road. Leo referred to his previous traffic study which Selectman Dodge contends is not relevant today. Again, discussion ensued on the impact of traffic with regard to the various roads that will be effected by this proposed subdivision. Leo commented that he had previously agreed to spend \$15,000 in improvements to an intersection on River Road that the traffic study had not suggested would be adversely affected in an attempt to co-operate with the Town. Selectman Dodge supported that despite what the impact study showed, the contention that River Road would be affected by turning traffic and it was necessary that monies be spent to create a lane for that traffic. Selectman Dodge did; however, contend that he did not support as reasonable that Leo should pave from his development to Bedford Road, but only should be expected to provide monies for the grubbing and widening. Leo returned the discussion to traffic studies commenting that should he provide monies for more studies what assurance would he have that the various New Boston Board would not expect above and beyond. Selectman Dodge disagreed with the comment and stated in the past that recommendations of the traffic studies had been supported.

Leo expressed his desire to negotiate a possible agreement with the town that would eliminate the time and money involved in a study

that might not be followed. He wondered if the \$15,000 that would have been spent on the widening of Rte. #13 might instead be spent on widening Wilson Hill road to Bedford Road. Selectman Dodge remained firm in his contention that Rte. #13 would be an issue regardless of the study. Leo suggested that he might widened to Bedford Road, install the ditches and culverts and seal with liquid asphalt, realizing this was not in keeping with current standards

required of new subdivisions. Selectman Dodge stated this was a concept worth discussing. Leo Dumont further stated that widening the involved roadways as he was suggesting would be a benefit to himself and well as the town since it would make the road approaching his subdivision more attractive and uniform all the way which would not be the case if he were forced to comply with current standards. Leo would also like to think he might get some of his monies back when future subdivisions were approved in the area; however, he was told the town could not take money to give back, these monies could only be used to upgrade the roads involved in proposed subdivisions. Discussion turned to Leo's concerns that his efforts would ultimately be profitable to the next landowner who would be subdividing. The Selectmen agreed with his thinking, but told Leo they had no control over what might be involved with future subdivisions. They further stated they would be willing to listen to Leo's suggestions or solutions and Leo stated that he would like to propose his suggestion as stated above regarding the application of liquid asphalt as opposed to providing the town with another traffic study. Selectman Dodge wishing to clarify the situation asked if the oil base to Bedford Road would be in lieu of the traffic lane on Rte. #13 or pavement on the Class VI road. Leo did not answer directly, but rather comment that he would like to work with the town and he would like some kind of reimbursement feeling he situation was unfair. All agreed that passage of the Impact Fee Bill at the state level would be desirable. Leo asked if he could contact his attorney who would in turn contact Town Counsel with regard to some of Leo's concerns, Selectman Dodge commented that he would not support this course of action which would only result in a legal expense to the town and suggested that Leo contact Bernie Waugh of the NHMA with any questions he might have.

Discussion returned to Leo's proposal as stated above and Selectman Dodge expressed his pleasure with the idea of the road being uniform from the entrance of the proposed subdivision out to Bedford Road. Bo commented that, in his opinion, Leo should investigate the cost of this proposal before he obligated himself and Leo stated that he was aware that the cost of this proposal might be higher than if he complied strictly with current standards; however, he felt that ultimately his project would receive the most benefit. Selectman Mansfield asked Leo if his proposal would be mix in place and Leo answered that his proposal would be to fine grade and compact as you would if you were paving and then to seal there would be no mix, the liquid would just penetrate. He further stated this was a manufactured asphalt not like oil and the Selectmen agreed that they would discuss his proposal with the Road Agent. At this point in the meeting Bo had to leave and wanted to make certain that the Selectmen understood that if they were willing to accept Leo's proposal they would^{be} going against Planning Board Policy, the Selectmen were aware of this and Selectman Dodge commented that in

this instance it may be a better trade off for the town. Leo Dumont commented that he was trying to be reasonable and felt this proposal was a realistic alternative. Selectman Mansfield offered the comment that Leo's proposal has much merit. Once again discussion turned to the turning lane on Rte. #13 and Leo contends that, in his opinion, the construction of this lane would not be beneficial to the majority of the traffic and would rather spend his money on Wilson Hill Road.

Next in to meet with the Selectmen was Bonnie Bethune Manager of the Transfer Station. She wanted to discuss with the Board of Selectmen when the process could start for the purchase of the baler. Selectman Johnston asked if the final figures were available for the newly constructed building. The final check to Bill Forest had been drafted which complete the pay-off for the building.

Discussion turned to the purchase price for the baler which Bonnie stated would be between \$8,000 and \$9,000, this did not include the motor for single phase electricity. Bonnie had a list of eight potential vendors; however, she questioned the capability of two being able to provide the machine that would ultimately do the job. Discussion ensued on companies who sold balers and on single as opposed to three phase motors. It was decided that the bids would request a purchase price on single phase. Discussion ensued on the baling of plastics and the pressure the machine would have to provide to do the job and the fact that although most balers can adequately bale cardboard, they cannot do as well on plastics. As discussion continued the field of vendors seemed to be narrowed down to three and Selectman Dodge questioned why not submit our baler specifications to these three and in return have them submit to us their best price. At this point discussion turned to the question as to whether the concrete pad which had been poured to accommodate the weight of the baler was large enough in circumference. Selectman Dodge felt that we have alternatives available and Bonnie expressed the opinion that although the pad was not desirable it did not present a critical problem. She did state her concern that the machine might be damaged because it would protrude. When asked as to when Bonnie could expect delivery once the machine was ordered she responded that some companies have the balers in stock and it could be available within two weeks. The Selectmen told Bonnie they would like the final figures presented with and without the motor on the baler. Selectman Dodge suggested to Bonnie that she make sure she finds the baler that will do exactly what we want and come back with a bottom line figure. Selectman Mansfield suggested that possibly a letter go to all companies asking for a bottom line price, not necessarily in bid form, which would include prices with and without the motor. Bonnie thought since her bid package was ready she might as well use it and all agreed and went over some modifications. The dates were reviewed when the bids were to be submitted and it was decided that the package would go to selected vendors, not advertised.

Lee had also suggested to Bonnie that she post clearance signs around the new building and she will make those.

Before leaving Bonnie expressed her dismay about certain changes that had been made as the building was constructed and had not been

discussed with the town but had just been done. Although the Selectmen agreed with some of Bonnie's concerns, they felt that Bill Forest had to substantially reduce his price in order for the town to have a building at all. Bonnie, again, stated her concern that these changes should have been discussed before they were made.

The meeting was adjourned at approximately midnight after the Selectmen had reviewed mail and signed checks.

Respectfully submitted,


Sandra Gendron
Administrative Assistant

As a addendum to these minutes a telephone call was placed to Edward Rainville, New Boston's representative from DRA regarding the use of the Town's tax i.d. number and it was his recommendation that we not allow that to be used by someone outside the town. His logic was that in the event something happen to that account since it was our number we would be held responsible and to look upon it as our social security number which we would not hand out to just anyone. Based on this recommendation, Lucky Barse was called and told that we would not be accommodating his request for this use of this number.