



TOWN OF NEW LONDON, NEW HAMPSHIRE

375 MAIN STREET • NEW LONDON, NH 03257 • WWW.NL-NH.COM

BOARD OF SELECTMEN MEETING MINUTES

June 2, 2009

PRESENT:

Larry Ballin, Chair
Mark Kaplan, Selectman
Tina Helm, Selectman
Jessie Levine, Town Administrator

ALSO PRESENT:

Tom McCormick, New London resident
Bobbie Hambley, New London resident
Terry Dancy, New London resident
Howard Hoke, New London resident
Peter & Karen Hogle, New London residents
Carol Foss, New London resident
John & Kittie Wilson, New London residents
Ron Koron, New London resident
Jack & Pat Sheehan, New London residents
Robert Scott, New London resident
Dave MacMillan, New London resident
Tod Schweizer, New London resident
Bob Lavoie, New London resident
Barbara Miller, New London resident
Debbie Cross, Intertown Record
Paul Bradicich, Mediahead (live webcam)

Chair Ballin called the meeting to order at 6:00 pm. He noted that the meeting would be streamed online and asked audience members to state their name prior to speaking so that online viewers would know who they were.

Public Hearing: Chair Ballin announced that the first item on the agenda was the public hearing on the amended beach ordinance, pursuant to RSAs 41:11, 41:11-a, and 47:17. Board of Selectmen was holding this public hearing to receive comments on the proposed beach ordinance. He noted that the draft ordinance was available online as well as in paper form at the Town Office. The new ordinance is meant to replace regulations adopted by Article 38, which was passed at the 1986 Town Meeting. Voters at the special Town Meeting will be asked to repeal the 1986 vote. The special Town Meeting scheduled for this vote is to be held on Monday, June 8, 2009 at 7 pm at the old Middle School gymnasium.

Chair Ballin noted that the new ordinance came about as a result of discussions the Board of Selectmen (Selectmen) had pertaining to the use of Bucklin Beach by the Lake Sunapee Rowing Club and addressed the concerns that property owners and beach users had. The 1986 Town Meeting vote gave the opportunity to re-write and look at the ordinance. He opened the meeting up to the floor to see if there were any comments.

Mark Kaplan asked Chair Ballin if they would be going through the ordinance line by line or if they would simply ask for comments from the audience. After some discussion in which it was determined that the drafts have been discussed at considerable lengths at previous Selectmen's meetings, it was decided that the Selectmen would dispense with the line by line reading of the ordinance and would happily go over any section or part of it should any resident have questions. Mr. Kaplan suggested a motion.

A MOTION WAS MOVED (Mark Kaplan), and SECONDED (Tina Helm), to dispense with the reading of the entire beach ordinance but would entertain any discussion brought forth by the public with regards to the document at hand. THE MOTION WAS APPROVED UNANIMOUSLY.

Chair Ballin then asked the audience members if they had any comments or questions regarding the new beach ordinance. Tom McCormick, New London resident, asked if the new ordinance would give the Selectmen the ability to reevaluate the situations that have come before the Board in the past. He wondered if the new ordinance would give the same strength of direction to the board for future instances where there would be questions on use or special situations. Mr. Ballin noted that he felt the new ordinance would work very well and would be a good replacement.

Tod Schweizer, New London resident, asked if it could be clarified what the term "guest" meant. Ms. Levine indicated that as far as parking went, it was specified in the 2000 ordinance governing the Beach and Transfer Station stickers that "guest" included someone from the New London Inn, temporary housing residents, or anyone as a guest a resident of New London. She wanted to express that the ordinance was not being put in place to keep non-residents out of the beach area and they are welcome there if they are parked legally. Mr. Schweizer indicated that he was more interested in knowing if a group of people, such as a Girl or Boy Scout group or rowing club could qualify as a "guest." Ms. Levine answered that these types of groups could qualify as a "guest" but indicated that the new ordinance did instill a procedure for getting approval of special events or large groups of people who may request use of the beach. The Selectmen would still have authority to restrict or allow beach use.

Howard Hoke, New London resident, pointed out two places where he felt a comma should be added to improve fluency in one sentence. He applauded the Selectmen and Ms. Levine for doing a great job on the document.

Mr. Ballin asked if there were any other comments. Seeing that there were none, he asked for a motion.

A MOTION WAS MOVED (Larry Ballin), AND SECONDED (Mark Kaplan) that the Board of Selectmen approve the Beach Ordinance dated June 2, 2009 and that it becomes effective upon the repeal of Warrant Article 38 of the 1986 Town Meeting. THE MOTION WAS APPROVED UNANIMOUSLY

Chair Ballin reminded the audience that the special, single article Town Meeting would be held on Monday, June 8, 2009 at 7 pm at the old Middle School Gymnasium.

Ron Koron asked if there could be any discussion about this article at the special Town Meeting. Ms. Levine answered that it would be up to the moderator to decide that further discussion would be pertinent to the article. Mr. Ballin opined that it would be a fairly straight-forward discussion which should pass without much problem.

Approval of Meeting Minutes from May 26, 2009: Tina Helm pointed out one correction that should be made within the minutes. On page 3, second paragraph: The word “reduce” should be changed to “increase.”

A MOTION WAS MOVED, (Mark Kaplan), AND SECONDED, (Tina Helm) to approve the Board of Selectmen minutes from the May 26, 2009 meeting, as amended. THE MOTION WAS APPROVED UNANIMOUSLY.

Interest Waiver Request: Ms. Levine shared that a waiver request had been submitted by a gentleman whose tax bill was late. She noted it was not an application for hardship. In the past these types of waivers have been denied. The billing statutes require First Class mailing when sending tax bills. The responsibility for keeping the town privy to new or changed mailing addresses is held with the property owner or the trustee. It was indicated within the waiver request that the Town was not given the new mailing address and thus, the tax bill was late, accruing an interest penalty. Ms. Levine did not feel that this waiver should be granted. After hearing all the discussion on the matter, Mr. Ballin asked for a motion.

A MOTION WAS MOVED, (Mark Kaplan), AND SECONDED, (Tina Helm) to deny the application for the excusing of interest penalty. THE MOTION WAS APPROVED UNANIMOUSLY.

Special Town Meeting Details: Ms. Levine noted that by email, it was agreed that there should be a minimum amount of set-up for this meeting to vote on the new beach ordinance on June 8, 2009. It should be a relatively short meeting and the Board saw no need to go through with setting up risers and putting out many chairs. Ms. Levine noted that the school has a new facilities use policy for the School District. There is generally a fee instilled to use the facility but they have approved an application from the town to waive the fee. Ms. Levine also noted that there would be two DPW employees helping to set up the area for the meeting on Monday afternoon from 3:30 pm – 4:30 pm.

Bob Lavoie, New London resident, asked if there would be a moderator at the meeting. Ms. Levine explained that the usual moderator, Cotton Cleveland, was unavailable, but that her deputy, Bob Bowers, would be moderating. She also indicated that in a petitioned Warrant Article, the petitioner is responsible for making the official presentation at the meeting. She noted that she would contact the petitioner to make sure he is prepared to make that presentation.

Milfoil Funds: Chair Ballin indicated that he, Mr. Kaplan and Ms. Helm would be attending the Conservation Commission meeting at 1pm on June 3 at the library. Ms. Levine shared that she had sent the Selectmen information on the funds so that they would be prepared for the meeting. Ron Koron asked Ms. Levine if he should send to the Conservation Commission the information that shows their three main sources of funding. Ms. Levine said that that would not be necessary, but it would be a good idea to bring that information with him to the meeting incase it came up.

Whipple Memorial Building Basement Project – Final Report: Ms. Levine shared that the project is completed on time \$149,992.00 (\$8 below budget). She did indicate that there were two items that still needed attention that were not included in the initial project. These items include: 1) tiling of the floor between the project completed in 2001 and this most recent project. There is currently about a 15-foot strip of concrete that separates these two sections of the floor and it makes the project look incomplete. The tiling has been estimated at \$665 and the town would only be charged for the tile and installation time. This money would come from the Town Building Maintenance Fund, which has enough money to cover this project. 2) The door that enters directly into the basement of Whipple Hall, installed during the 2001 renovation, is in need of replacement. It has never shut completely, is drafty and is not an out-

swinging door, which is required by fire code. The request is to have a new door installed and repair the door jam. The new door would be out-swinging, made of fiberglass with a window, and would have a key pad and crash bar. The cost for the project would be \$2,600.00 (not including the electric strike and key pad programming). She noted that the funds were there and believed that the completion of these two projects would be beneficial to the town. Mr. Ballin and the board seemed to be in agreement that the two additional requests should be approved.

A MOTION WAS MOVED (Mark Kaplan), AND SECONDED (Tina Helm), to accept the proposal for tiling of the concrete between the two most recent flooring projects in the Whipple Town Hall basement, and for the replacement of a door within the hall that does not meet fire code or work properly. Both projects are estimated to cost \$3272.36 to be taken from the Town Maintenance Fund. THE MOTION WAS APPROVED UNANIMOUSLY.

Economic Development Committee: Chair Ballin shared that Janet Hutchens has accepted a position within the committee. He stated the next meeting would be at 12:30 on June 12, 2009. Ms. Levine noted that the meeting needed to be held in a public place. It was discussed that everyone on the Economic Development Committee would be gathered together with the Selectmen and should also be officially appointed.

A MOTION WAS MOVED (Larry Ballin), AND SECONDED (Tina Helm),that the Economic Development Committee be appointed with the following members: Gary Markoff, Michael Doheny, Janet Hutchens, Rob Bryant (Chamber of Commerce), and Larry Ballin (Selectmen representative). THE MOTION WAS APPROVED UNANIMOUSLY.

Committee Meetings and Reports

A. Meeting with Rich Lougee, Senator Gregg's assistant

Mr. Ballin shared that he and Mr. Kaplan had met with Rich Lougee during his office hours in New London. Mr. Kaplan noted that he shared three items with Mr. Lougee: 1) to fix Main Street, 2) to help pay for the Sunapee sewer upgrade; and 3) the regional fiber optic network. Mr. Kaplan shared that he did not receive any definitive answers from Mr. Lougee. Ms. Levine noted that she spoke with Mr. Lougee and he suggested that they communicate with John Shea from the Executive Council regarding fixing Main Street. For the sewer, he suggested going through federal funding with the Dept. of Environmental Services, which the town has already applied for. Regarding the fiber optics, Mr. Lougee suggested following the wireless model from the North Country, and Ms. Levine said that this project is committed to fiber, not wireless.

It was discussed that Mr. Shea be invited to one of the Selectmen's meetings at some point to introduce himself to the board and any New London residents who may be interested in meeting him. The board agreed that this would be a good idea and should coincide with any invitation they may extend to Randy Foose, Dave Kidder and Bob Odell.

B. Planning Board Meeting

Ms. Helm shared the topics discussed at the Planning Board meeting. She mentioned a chiropractic care facility going in near the Ausbon-Sargent building that did not need a site plan review. Also on the agenda was the final subdivision for the Camp Wallula property. Three agenda items were also covered regarding Colby-Sawyer College. The first two had to do with a new Windy Hill School building and the utilities needed to build the facility. The third Colby-Sawyer College agenda item had to do with the use of the Fairway Motel by the college for students for whom there would be no room for on campus next fall. They need to create five additional parking spaces at the Fairway Motel. The last item on the agenda

was a review of a change to the Site Plan Review Regulations presented by Jessie Levine. Ms. Helm opined that the Planning Board accepted the proposed changes and would bring them forward to a public hearing, and that Ms. Levine's suggestions were well received. Ms. Levine shared that the new procedure as far as allocating work between the Zoning Administrator and Town Planner is already being used and is working well.

Other Business:

A. Energy Committee Meeting

Jessie Levine said that she had asked Jack Harrod, Chair, of the Energy Committee, for the latest list of members for appointment by the Board of Selectmen. The list of members is:

Jack Harrod, Chairman
Mark Vernon, Vice-Chairman
Frank Anzalone
Joan Cobb
Bob Crane
Mike Meller
Dave Sauerwein, Colby-Sawyer College
Alice Sprickman
Bill Spear
Peter Stanley, ex officio, as the town representative/liaison

A MOTION WAS MOVED, (Larry Ballin), AND SECONDED, (Mark Kaplan), that the Board of Selectman populate the Energy Committee with the following members: Jack Harrod (Chairman), Mark Vernon (Vice-Chairman), Frank Anzalone, Joan Cobb, Bob Crane, Mike Meller, Dave Sauerwein, Alice Sprickman, Bill Spear, and Peter Stanley, ex officio as the town representative. THE MOTION WAS APPROVED UNANIMOUSLY.

B. The Gnus in New London

Chair Ballin noted that the Gnus in New London are getting a lot of positive attention by residents and visitors. The board agreed and shared that they have seen people taking pictures and admiring the artfully painted animals throughout the town. The Gnus will be present in the town until October 11 when they will be auctioned off at a gala event. Ms. Levine noted that she had written a letter to the editor of the Concord Monitor thanking Bridget LeRoy from the New London Inn for the great idea.

C. Roundabout in the Intertown Record

Mr. Kaplan brought up the fact that three people had come to him as of late because of something they read in the Intertown Record about a roundabout going in at Crockett's Corner. Ms. Levine stated that misstatement was in a letter to the editor last week, and she had written a letter to the paper to clear the issue and that it should have come out in today's edition.

The meeting was ADJOURNED at 7:10 pm.

Application for Building Permits:

- **Amendment** – Michael & Karen Miles, 278 Poor Road (Map & Lot 090-003-000) add walkway to side of house – Permit #09-033 – Approved.
- Blueberry Pancake Rev. Trust (Tom Cottrill) 206 Tracy Road (Map & Lot 129-019-000) placement of chicken coop – Permit #09-039 – Approved.

- Gordon Keeler, 1769 Little Sunapee Road (Map & Lot 043-019-000) septic installation – Permit #09-040 – Approved.
- Jeff & Barbara Troxell, 357 Forest Acres Road (Map & Lot 118-020-000) remove & rebuild garage, add entry way and install generator – Permit #09-041 – Approved.
- Donn & Elizabeth Klinger, 1103 Lakeshore (Map & Lot 065-012-000) cellar window upgrade – Permit #09-042 – Approved.
- Irving & Ann Cole, 475 Bunker Road (Map & Lot 063-004-000) septic installation – Permit #09-043 – Approved.
- Andrew & Gena Edmunds, 40 Frothingham Road (Map & Lot 095-017-000) add laundry/mud room & screen porch & remodel kitchen & bath – Permit #09-044 – Approved.
- Tracy Memorial Library, 304 Main St. (Map & Lot 084-054-000) build covered roof over fire escape – Permit #09-045 – Approved.
- Tomie dePaola, 143 County Road (Map & Lot 059-025-000) remove 2 sheds add 1 new – Permit #09-046 – Approved.

Application for Temporary and/or Permanent Sign Permit:

- Kearsarge Council on Aging – sign at information booth – Book Sale 7-25 & 26 – Approved.
- Wilmot Bandstand Committee – sign a information booth – weekly (removed for a day a week) Approved.
- Permanent: Kate Messer Dulac, 256 Main St. Consignment shop “Back on the Rack” – Approved.

Other:

- Disbursement & payroll voucher week of 6-1-09 - Approved.
- Revised Building Permit Ordinance– Approved.

Respectfully Submitted

Kristy Heath, Recording Secretary for the New London Board of Selectmen