

**Board of Selectmen  
July 11, 2007**

**Present:** Paul S. Morrill, Chairperson; John J. Blackwood; Robin L. Frost, Town Administrator; and Toni Bodah, Secretary.

Also present at this time were Stan Maluchnik; Police Chief Tim Merrill; David Lee; Al Mayranen; and Kevin Crossan, *The Granite State News*. Ken Fogg joined the meeting in progress.

The posted meeting was called to order at 7p.m. by Mr. Morrill, who led those present in the Pledge of Allegiance.

**1. Appointments**

**a) Stan Maluchnik re: Bonnyman Road Issues** – Mr. Maluchnik referred to a tree along Bonnyman Road that came down 3 months ago during a storm. The trunk was cut up and removed by a local resident; however, much debris was left behind, as well as a dangerous stump. Mr. Maluchnik encountered a Highway Department member one day (in that area) and requested that the situation be addressed. When no action resulted, Mr. Maluchnik contacted the Police Department (via telephone). Subsequently, he spoke with a police officer he met on the road, who agreed that the situation was dangerous. Several days ago, Mr. Maluchnik spoke with Chief Merrill. The situation was finally addressed earlier today; however, Mr. Maluchnik believes it should not have taken so long to be addressed. He further believes this incident to be in keeping with the efforts of the Highway Department. [Mr. Maluchnik neglected to add that he contacted the Town Hall on Friday, July 6, which prompted the Town Administrator to contact the Road Agent, etc.]

Mr. Maluchnik then referred to the issue of drainage near the beach area, which situation he discussed with the Board of Selectmen last year. At that time he had been told it would be addressed in a specific manner. Although there has been work done, Mr. Maluchnik does not believe it was done well. He spoke with a young man involved with the project [an AWWA worker] and advised him his efforts would not work. According to Mr. Maluchnik, much of the material used has already washed into the lake. He added that the material Mr. Blackwood had indicated would be used was not, in fact, used. Mr. Blackwood noted that he had just been advised this week that AWWA would be on site. He added that last year when he spoke about the process to be followed, he was unaware that a permit from DES would be required.

Mr. Morrill stated that the Town worked with AWWA to address the issue, which group is supervised by a qualified individual from UNH. He identified two issues of concern to Mr. Maluchnik: the run-off and the timeliness of picking up the debris from the storm. With regard to the run-off, the efforts of AWWA have proven not to be sufficient. Unfortunately, the Town is required to obtain a DES permit, which it will do.

Regarding the debris, Mr. Morrill agrees it should not have taken so long to address, and he apologized to Mr. Maluchnik. Mr. Maluchnik noted that there were several pieces of Town equipment, as well as 4 employees, on site today; however, they did not cut down the embankment.

**Board of Selectmen**  
**July 11, 2007**  
**Page 2**

He assumes this was not done because a permit is required; however, this should already have been accomplished and, in fact, should have been done prior to the Town's cutting of other trees along Bonnyman Road, which trees Mr. Maluchnik believes should not have been cut in the first place.

Mr. Morrill again noted that the Town advised Mr. Maluchnik last fall that AWWA would be taking care of the drainage issue. Unfortunately, the work was not done as the Town anticipated and must be pursued further. Mr. Morrill stressed that individuals should call Town Hall to report any safety issues on the roads. Mr. Maluchnik indicated that he has attempted to do so in the past, with no results. He again stressed that the debris was in the road for 3 months and that nothing was done for several months after speaking with the Highway Department.

Mr. Morrill asked what Mr. Maluchnik is seeking from the Board this evening. Mr. Maluchnik stated that the Town cut down healthy trees on Bonnyman Road, while there are at least 12 completely dead trees along that road and others that are dying. He would like those trees removed. Mr. Maluchnik then referred to 2 or 3 washouts on the road, noting that while Mr. Blackwood might be a dirt expert, Mr. Maluchnik is a water expert. He believes that in another few years the road will collapse.

Mr. Maluchnik stated that the Town had agreed to do some landscaping at Little Beach, adding that it would be nice to cut/thin out some of the brush. The Town should also clean up the debris from the original tree cutting. There is broken glass to be removed. A portion of a dock has been washed in and needs to be removed. Also, we need to create a gulley so that water does not wash mulch into the lake, as it is important to protect the lake for future generations. The water now goes down to the bottom of the hill across Mr. Moody's land. We need to divert the water. Much sand is now washing down to Mr. Thomas' driveway. Although the Town removed the sand, it has not addressed the cause. Mr. Morrill stated that Town will continue to address the issue since the work of AWWA did not have the desired results.

Mr. Maluchnik then referred to pavement washing away near the mailboxes at the corner of Point Road, which he had asked Mr. Blackwood to address. Mr. Morrill referred to the severe weather pattern experienced over the past several years, which has exacerbated already difficult situations. The Board will revisit the recent work with AWWA; however, the Board cannot guarantee the removal of the 12 trees to which Mr. Maluchnik referred. In fact, the Board will not guarantee any of the work to be performed until the Town has the necessary approvals in writing.

Mr. Maluchnik expressed his appreciation for the efforts to date; however, it was not what he was told would happen. He requested that the Town not leave the ground bare if it cuts down the embankment.

**b) Police Chief Tim Merrill re: Proposed No Parking Ordinance** – Father Edmund (St. Anthony’s Church) has requested that there be no parking along Meadow Street between the church and the rectory. There is already no parking in that area across the street. He has also asked that there be no parking for a distance on Burroughs Avenue from the stop sign back towards Gary Road. Father Edmund has also suggested that the crosswalk be moved slightly towards downtown. Mr. Morrill referred to Meadow Street being a State road. Chief Merrill recommended that the Board send a letter to NH DOT recommending the no parking zones. Once approved by the State, the Town should develop a written ‘No Parking’ ordinance. Mr. Morrill suggested the Town should have one no parking ordinance, then list all relevant areas. Chief Merrill will pursue this.

Chief Merrill referred to the need for a crosswalk from the municipal parking lot to the area of the Gafney Library. Mr. Morrill noted that it should be located far enough up High Street for those turning onto High Street from Meadow to have an opportunity to see pedestrians in the crosswalk. Chief Merrill suggested that a ‘Yield to Pedestrians’ sign could be placed in the center of the crosswalk for a period of time. He further suggested that the Town contact the State first about the other issues, then draft an ordinance and hold one public hearing for all issues. **Mr. Morrill moved to authorize Robin Frost, Town Administrator, to execute correspondence to NH DOT regarding parking restrictions on Route 109. Mr. Blackwood seconded the motion, which passed 2-0.**

**4. Correspondence (out of agenda order)**

**a) Round Pond Association** – The RPA is requesting ‘No Parking’ signs at the Town-owned public boat launch and along Dearborn Road, as well as speed limit signs on Dearborn, citing safety issues. Chief Merrill will locate the speed clocking device in that area for a period of time in order to determine the average speed of vehicles. He will also view the site to determine whether ‘No Parking’ signs are required.

**2. Old Business (back to the agenda)**

**a) Town Property Maintenance** – No new information is yet available.

**3. New Business** – None scheduled.

**5. Unscheduled Matters/Public Comment**

--Al Mayranen presented written estimates for the installation of railings at the Lovell Lake Cemetery. Mr. Morrill noted that the only question is whether the contributor would pay the contractor directly or whether the Town must act as a ‘middle man’.

Mr. Mayranen expressed his frustration regarding the number of calls he is receiving in his capacity of Cemetery Trustee. He is also putting a significant number of miles on his personal vehicle. Mr. Morrill attempted to clarify his request that information be submitted in writing prior to the Board meetings in order to allow Ms. Frost an opportunity to prepare information for the Board and, thereby, accelerating the decision process. The Board will consider whether an additional set of railings will be required elsewhere in the Lovell Lake Cemetery.

**6. Administrative Matters**

**a) Liaison Reports** – Mr. Blackwood: No information to report.

**b) Administrator's Update**

--The Code, Planning and Zoning Departments have moved into the renovated lower level.

--Union Station: When Ms. Judge requested financial assistance with removal of the willow tree, she was under the impression that the Board wished to contribute to this project. Mr. Morrill stressed his interest in contributing to a bench, originally being considered for placement at Town Hall. The Board did agree to develop a proclamation regarding Heritage Day. Mr. Morrill noted that the Town does not have \$1200 for tree removal. Discussion followed regarding park benches (which have been purchased by the Heritage Commission). No decision was made at this time.

--Transfer Station Scales: Mr. Morrill, referring to a recent survey prepared by CMA Engineers, questioned what the area of potential wetlands has to do with placement of the scales. Ms. Frost noted that the survey was done in order to place the scales, during which a potential wetlands was identified. However, this has no impact on moving forward with installation of the scales, the location of which must be approved by the Board. Warren Winn has reviewed the plan, which locates the scales in accordance with his recommendation. The Board agreed by consensus to placement of the scales as presented by CMA.

--Public Safety Building LULA: Chief Merrill is seeking bids for the necessary electrical work. The LULA should be installed within the next 2 months.

--Conservation Easements: Nancy Spencer Smith and Joyce El Kouarti would like to meet in non public session with the Board on July 25 regarding potential acquisitions.

--Ms. Frost reminded the Board that she would be on vacation from July 18 through July 27. The maintenance of Town property issue will be resolved prior to that time.

Mr. Lee referred to the minutes of a previous meeting, which referred to checking with the Pine River Pond Association regarding naming Overlook Island. Mr. Lee clarified that the correct association with which to consult is PRP Association.

**c) Building Permit Releases** – **Mr. Morrill moved to approve building permit releases as follows: Gondella on North Desmond Drive; Kennedy on Wansor Road and Trudel on Scribner Hill Road. Mr. Blackwood seconded the motion, which passed 2-0.**

**d) ZBA Membership** – ZBA has recommended that John Crowell (currently an alternate) complete Bob Moholland's term. **Mr. Morrill moved to appoint John Crowell as member to the Zoning Board of Adjustment through March 2008. Mr. Blackwood seconded the motion, which passed 2-0.** ZBA has also recommended the appointment of Daniel Pelletier as an alternate to ZBA. No action was taken at this time.

**e) Minutes** – **Mr. Morrill moved to approve the minutes of June 27, 2007, as presented. Mr. Blackwood seconded the motion, which passed 2-0.**

**Mr. Morrill moved to enter Non Public Session under RSA 91-A:3, II (a) & (b). Mr. Blackwood seconded the motion. Roll call vote: Mr. Blackwood – ‘aye’; Mr. Morrill – ‘aye’. The motion passed 2-0, and the Board entered Non Public Session at 8:26 p.m.**

The Board returned to public session at 8:45 p.m. Ms. Frost noted that Warren Winn indicates that the current compactor does not keep up during busy days. Discussion followed regarding the availability of funds as well as potential placement of a new compactor (hydraulic ram). The Board was in agreement with the purchase, and Ms. Frost will work with Mr. Winn regarding placement.

Discussion followed regarding the possibility of spreading sand in various locations at the transfer station. Ms. Frost does not agree that this should be done.

There being no further business, the meeting adjourned at 8:55 p.m.

Respectfully submitted,  
Toni Bodah, Secretary

Approval of Minutes:

\_\_\_\_\_  
Paul S. Morrill, Chairperson

-----  
\_\_\_\_\_  
Mark P. Duffy

\_\_\_\_\_  
John J. Blackwood