

Selectmen's Meeting – March 8, 2006

Present were Selectmen Robert A. Beauregard, Deborah J. Davis and Francis W. Faulkner, Jr. Also present was Town Administrator Elizabeth Fox.

Chairman Beauregard called the meeting to order at 5:58 p.m.

Financial Matters. Selectmen reviewed and approved accounts payable and payroll manifests.

Carpenter Home. Selectman Faulkner reported that he had talked with Melanson Roofing requesting a quote on additional roofing work required at the Home. Selectmen authorized application for a Target charge card for the home.

NH Route 32 Shared Use Shoulder Project. Selectmen voted to approved the engineering professional services agreement dated March 2, 2006 between the Town and HTA for this project authorizing the chair to execute the agreement on behalf of the Town. Selectmen discussed various methods of road marking requesting DPW Director Dunham review the options discussed with HTA.

Subdivision Road Construction. Selectmen reviewed an draft scope of work pertaining to engineering review of subdivision road plans and construction monitoring. Concern about the number of projects anticipated to be under construction this construction season, the capacity of town personnel to monitor these projects without impacting other work (not related to private developments) requiring their attention as well as the need to develop a more uniform system for review of development proposals and construction monitoring was discussed. Selectmen request staff fast track efforts related to securing construction monitoring services as the town has several subdivision road construction projects which intend to begin work within the next few weeks. In addition, Selectmen requested staff develop a proposal that can be uniformly applied to projects.

Department of Public Works. Selectmen met with DPW Director Lee Dunham discussing cemeteries, trees requiring trimming, brush trimming around the town center and Carpenter Home as well as the shared shoulder project and subdivision road review.

Carpenter Home Accounts Receivable. Selectmen agreed to waive the late fees assessed a resident account provided the responsible party made some kind of donation to the home to be dedicated to resident activities.

Minutes of Meeting of March 1, 2006. Selectmen reviewed and approved the minutes of their meeting of March 1, 2006.

Public Hearing - Spring Load Restrictions: Town Roads. Selectman Beauregard opened a public hearing at 7:30 p.m. to accept testimony regarding posting of roads within the town. Present for the hearing was DPW Director Lee Dunham. Mr. Dunham submit a list of road to be considered for posting this year and Selectmen discussed the ordinance as

adopted last year. No other testimony was received. Chairman Beauregard closed the public hearing at 7:32 p.m. After discussion, Selectmen voted to amend the town's highway regulation so that instead of listing specific roads to be posted applied to all town roads with the delegating discretion to the DPW Director to determine which specific roads may require posting each year. The highway regulation, as amended, is included with these minutes as Attachment #1.

Owens Road (Koch Subdivision). Selectmen met with Developer Larry Koch and Attorney Michael Bentley reviewing correspondence dated 3/6/2006 from Attorney Bradley (town counsel) and correspondence dated 3/3/2006 from Attorney Bentley. The Letter of Credit (through TD Banknorth) executed February 28th by Mr. Koch was also discussed. Issues related to the letter of credit raised by Town Counsel including the length of the bond and the lack of a commitment to a schedule for the project were discussed. Mr. Koch and Attorney Bentley provided a road construction schedule to the board – Attachment #2. Mr. Koch advised that he estimated road construction would take no more than 4 months and begin no sooner than March 15th. He proposed that the road be complete within 9 months (excluding top course of paving) and agreed that if was not complete (excluding top coat) within that time frame, he would provided an extended letter of credit before December 1 or the town could make a demand on the letter of credit provided – Attachment #3. Location required for a demand, Burlington Mass., was discussed. The Selectmen's desire for a construction schedule for the development known as Forest View Estates, as it may very well impact construction of Owens Drive, was discussed. Mr. Koch advised he was unable to provide a schedule for the condominium project as he was still working to satisfy conditions of approval placed on the project by the Zoning Board of Adjustment. Attorney Bentley discussed the ZBA condition related to the Route 10 and California Street intersection and correspondence from NHDOT District 4 that he feels addresses the issue. The ZBA did not concur with his assessment. Selectmen advised that concerns or questions regarding the ZBA approval needed to be addressed to the ZBA. DPW Director Lee Dunham expressed some concern about whether condos in the project might be occupied and the access road, Owens Drive, be unpaved. Mr. Koch thought he was pretty likely that it would at least have a base course of pavement prior to condo occupancy as he hoped to build another home on the one of the lots created by the 3 lot subdivision which included Owens Drive. Various methods that the developer might provide security for placement of the top coat on the road, including extension of the letter or credit or provision of cash security, were discussed. Selectmen voted to accept the letter of credit – Attachment #3 (copy) - in the amount of \$100,000 subject to conformance with the construction scheduled submitted this date to be completed by December 1, 2006 and if not complete by that date the letter of credit will have been extended prior to December 1, 2006 or Selectmen may make a demand on the letter of credit with the costs associated with the demand process charged to the developer.

Building Permit Fees. Selectmen reviewed proposed amendments to the town's fee structure requesting staff schedule a public hearing.

Correspondence, Permits & other matters. Selectmen executed the following:

- Appointment papers for the following: Ruth Snyder - Tax Collector, Lynda Faulkner – Deputy Treasurer, Robert DeRocher – Health Officer, Lori Belletete – Deputy Town Clerk, Judy Bohannon – Recreation Committee, Annette Naeck – Recreation Committee.
- Correspondence to Playground Committee re: Swanzey Uncovered.
- Event Permit #2006-04, Cheshire Figure Skating Club.
- Raffle Permit 2006-04, Cheshire Fairgrounds.

Meeting adjourned at 8:32 p.m.

Submitted by,

Elizabeth A. Fox
Town Administrator