

## **Minutes**

### **Albany NH Selectmen's Meeting**

**January 8, 2014**

At 4:30 p.m., the Selectmen's meeting was called to order. In attendance were Jack Rose, Kelly Robitaille and Rob Nadler. The following business was conducted.

#### **Regular Business:**

- Reviewed & approved December 18 minutes-Jack made a motion to approve the minutes as submitted, Rob seconded the motion and all were in favor.
- Signed checks totaling \$ 99,321.12.
- Reviewed & approved contract with Conway Humane Society-Jack made a motion to approve the contract, Kelly seconded the motion and all were in favor.
- Reviewed DOT driveway application.
- Reviewed letters from PLT and Healthtrust.
- Reviewed letter from NHDOT.
- Reviewed Primex worker compensation contribution invoice.
- Reviewed letter from Mitchell Municipal Group regarding a rate increase.
- Reviewed signed agreement with Cersosimo Lumber and term road improvement bond-Jack asked Kathy to forward the road video to Curtis for approval.
- Reviewed letter from NHDES.
- Reviewed letter from Korde & Associates, P.C.
- Reviewed letter from Conway Public Library Trustee. Mark Hounsell.
- Reviewed letter from Frank & Muriel Wolfe.
- Town Administrator Report-see below.
- NonPublic Session 91-A:3 (c)

#### **Town Administrator Report:**

An e-mail was sent to Colleen Cormack, School Board Chairperson, on behalf of the Selectmen in support of moving the bus stop at Piper Meadows to the inside of the park.

Kathy contacted David, Conway Library Director. The Albany students enrolled at Conway schools have access to the library at no additional cost.

David told Kathy there has been no final conclusion as to how the Library Trustees will proceed with changing the formulation for charging Albany and Eaton for library cards. He feels nothing will change in the 2014 year except a possible increase in the current fee for a nonresident library card.

Kathy asked David if he would submit a small report to enter into the Albany Annual Report. David replied he would.

David told Kathy that the North Conway library charges \$20.00 per family for a library card. Kathy contacted Madison and they charge \$15.00 and Cook Memorial Library in Tamworth has no charge.

Kathy suggested to David that if Albany continues to access the Conway library, a voucher system should be in place. Albany should be in charge of who will receive a voucher in exchange for paying for their library card. David will take this into consideration.

Rob noted the Conway Library's website has a payment page and it lists who is eligible to access the library. Rob added Albany can withdraw from this agreement at any time and in turn reimburse anyone who pays the nonresident fee.

Rob would like to meet with the Trustees to discuss the options. The letter received from the Trustee Chair suggests that he will meet with the Board. Kathy told the Board that the Eaton Board of Selectmen refuse to meet with just the Chairperson and would like to meet with all of the Trustees as well as the Albany Board of Selectmen. Jack thought this was a good idea and asked Kathy to e-mail the Library Trustee Chairperson, Mark Hounsell and offer to meet with their Board as we are looking at our options.

After speaking with Walter Mitchell regarding the proposed noise ordinance, Walter suggested the ordinance be adopted by the Selectmen. At first he recommended it should be adopted by the Planning Board because it referenced land use laws. Walter said if there is enforcement to be implemented as a result of noncompliance with this ordinance, it should be adopted by the Selectmen. It still needs to be approved by the town via ballot and a public hearing is not required although Walter highly recommends having one. He said it could be combined with the town's municipal budget hearing.

Jack has not received the amended version of the noise ordinance from Mike Helmers as of yet. He asked Kathy to e-mail Josephine Howland, Planning Board Chair as to how she would like to proceed. Jack suggested if Mike does

not have the time to make the suggested amendments to the noise ordinance, the Selectmen would be willing to do so. Jack would like the final draft to be reviewed by Mitchell Municipal Group for an opinion.

Health Officer, Dan Sdankus, reported the water is now running at the Moulton cabins and there will be no further action needed.

After receiving a complaint from AMBIX at 1369 NH Route 16 about their mailbox being plowed in and most likely broken, Kathy contacted Dave Sylvia from NHDOT. Dave replied the broken mailbox would be classified as incidental inside the state's right of way. Dave e-mailed Kathy a copy of the state's winter snow and ice policy. Kathy, in turn, forwarded the policy to AMBIX.

Kathy also asked Dave about the openings on the Valladares property on Route 16. Dave replied NHDOT received an application from the Valladares'. They are requesting an increase in the use for the existing driveway on a private drive. Dave said once the permit is approved, a condition will be set that any other openings must be closed off. If the condition is not met, letters will be sent and phone calls will be made.

**Miscellaneous:**

Rob would like to request that a portion of the town's timber tax be given to the Conservation Fund as other towns do. He wanted to know if it would have to be a petitioned warrant article or is it something the Selectmen could place on the warrant. Kathy thought it would be a Selectmen's article. Rob will get the wording together for discussion at an upcoming meeting. Kathy told Rob all articles are reviewed by town counsel as well as the Department of Revenue to ensure accuracy and legality.

Rob would also like permission from the Selectmen to contact legal counsel on behalf of the Conservation Commission because they would like to send a letter to Suzanne Brown, with whom the Conservation Commission has a contract with for mowing the fields in the town forest. They would like to change the contract but want to be sure it is done legally. Jack made a motion to allow the Conservation Commission to contact legal counsel, Kelly seconded the motion and all were in favor.

JR\_\_\_\_  
KR\_\_\_\_  
RN\_\_\_\_

**NonPublic Session RSA 91-A:3(c):**

At 5:30 p.m. Jack made a motion to move into nonpublic session citing RSA 91-A:3 II (c). Kelly seconded the motion and all were in favor. Roll call was unanimous in the affirmative.

At 5:35 p.m., Rob motioned to move into public session, seconded by Kelly and all were in favor.

At 5:36 p.m. it was determined that the minutes shall not be publicly disclosed. Jack motioned to seal the minutes, to not publicly disclose the minutes because it is determined that divulgence of the information will likely affect adversely the reputation of any person other than a member of the Board. Rob seconded the motion and all were in favor.

Rob received an e-mail saying there will be a regional meeting to discuss Tax Increment Financing. He does not believe this will pertain to Albany but has volunteered to attend.

At 5:38 p.m., Jack made a motion to adjourn, Kelly seconded the motion and all were in favor.

Respectfully Submitted,

Kathleen Vizard  
Town Administrator