

**Newington Board of Selectmen  
Meeting**

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**April 19, 2004  
Newington Town Hall  
6:30 p.m.**

**In attendance:** Chairman Board of Selectmen Jan Stuart, Selectman Cosmas Iocovozzi, Selectman Jack O'Reilly, Building Inspector Charles Smart, Town Planner Tom Morgan, Road Agent Leonard Thomas, School Board Chairman Helen Maldini, residents Gail Pare and Jim Noseworthy and AA Cynthia Gillespie.

***Pledge of Allegiance***

The meeting was called to order at 6:30 p.m.

Selectman O'Reilly made the motion to accept the minutes of April 5, 2004. Seconded by Selectmen Iocovozzi. Vote 3-0.

**Miscellaneous**

Town Planner Tom Morgan and Selectman Iocovozzi attended the Regional Impact meeting April 16<sup>th</sup> at the City of Portsmouth regarding Gosling Road. Also in attendance were representatives from State of New Hampshire, Department of Transportation. Portsmouth Public Works estimated that when PSNH switches to wood chips, there will be an increase of 70 trucks per day on Gosling Road. 50% of Gosling Road is owned by the City of Portsmouth and 50% is owned by the Town of Newington. Gosling Road is currently a Class 5 roadway. The City of Portsmouth Public Works estimates a \$2.5 million dollar improvement plan to upgrade Gosling Road. Both Towns will be responsible for the expenses and upkeep of Gosling Road.

Town Planner Morgan recommended that the Selectmen write a letter to Portsmouth telling them of the Town's concerns. The letter should state that the expense should be 100% PSNH's responsibility and not an expense of the Town. Town Planner Morgan will write the letter for the Selectmen to sign.

Jim Noseworthy asked if there were any requirements as far as hours of operation for truck traffic to and from PSNH. Town Planner Morgan said that it had not been discussed yet.

Resident Gail Pare presented the Selectmen with a letter requesting \$1200 to be appropriate for Richard Sullivan for the reconstruction of the stone wall along Nimble Hill Road in the Historic District. This money will come from \$1000 that was donated

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by Wal-Mart and \$200 from the Newington Historical Society. The wall is a little over a hundred feet with a space in the middle for a sidewalk.

Jim Noseworthy of Nimble Hill Road stated that he had been told that any shed that is bigger than 8 x 8 will be taxed. He asked the Board for clarification. Chairman Stuart said that it is her understanding that it is taxable by State law. Building Inspector Charles Smart said that every structure is taxable according to the State but at what level usually is left up to the individual Towns. Mr. Noseworthy stated that it was his understanding that if the building was not attached to the land it was not taxable. BI Smart stated that the structure is taxable but he would have to check on the size regulations. Selectman O'Reilly said that when Sue Henderson, of Corcoran Assessing comes in, we will get the answer and call Mr. Noseworthy. Mr. Noseworthy asked why the driveway at the School is being changed. Selectmen Iocovozzi said that this is a State project. The road needs to be upgraded because of a sight distance problem coming out of the school's driveway. There are a number of problems making it necessary to move the school's driveway (Mainly safety issues). He added that the State also addressed the idea of cutting down the hill on Nimble Hill Road to correct the problem. However, there is a problem with the location of the barn at the Adams Homestead. They can not cut the road back far enough to drop the hill down. There are also problems due to ledge and a water and gas line. Mr. Noseworthy asked if the new driveway entrance will be directly across from his home. Selectmen Iocovozzi stated that driveway entrance will be to the side of the Noseworthy's residency. He added that there is a Town ordinance that prohibits two driveways to access any roadway directly across from each other. Selectman Iocovozzi said that he will contact the State engineer, Ralph Sanders and have him met with Mr. Noseworthy. Mr. Noseworthy stated that he has lived on Nimble Hill Road for forty years and has never known of any safety issues with the driveway at the school. He asked if the Town looked into bring the school's driveway in from any other road such as Fox Point. School Board Chairman Helen Maldini responded by saying that other options for driveway placement had been discussed and were not feasible. There is the Fire Department to consider as well as the playgrounds and fields that the children use. This plan was made through NH DOT, the school and the Town. Selectman Iocovozzi suggested that he talk to the engineer and meet with Mr. Noseworthy to measure sight distance again. There is still time to make any necessary adjustments to the plans.

Mr. Noseworthy asked about the opening of the gate at the end of Nimble Hill Road. Selectman Iocovozzi answered that this was brought up at a Selectmen's meeting and is

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being researched by the Planning Board. As of now the gate can not be opened. The State of New Hampshire only own to the gate, PDA owns from the gate on Pease side to Arboretum Drive. Mr. Noseworthy expressed his concerns about the added traffic and noise on Nimble Hill Road if the gate is open. Chairman Stuart stated that she appreciated his concerns but added that the Board has be approached several times by concerned residents, asking the Board to investigate alternative routes for entering and exiting Town because of the traffic problems out on the Spaulding. Selectman Iocovozzi stated that currently the Planning Board is investigating three possible alternatives.

School Board Chairman Helen Maldini spoke to the Selectmen about replacing the Backstop, the Summer Program and filling the trench that was created due to the new septic system at the school.

She stated the summer program concerns were already settled between the Selectmen and the School Board. However, she stated that she still has some concerns with the school undergoing renovations this summer while the program is going on. Mrs. Maldini stated that the porta potties did not seem sanitary enough for young children to be using. She also expressed concerns about construction workers with no background checks being around the children. She stressed the fact that this summer there will be more people in and out of the school then anticipated. She also pointed out that there may be problems with parking due to the work on the driveway.

Chairman Stuart requested that more information on the summer program be gathered next year (attendance, etc.). Mrs. Maldini mentioned that next year the school will not be available to host the summer program because the kitchen will be remodeled.

Mrs. Maldini said that the reason that the school children do not use the lower ball field is the water problem. The School Board was under the understanding that a foot bridge was authorized last year however the bridge was never put in. Selectmen Iocovozzi stated that a bridge had been authorized however after reviewing the plan they found that there is a Wetlands Issue. Selectman Iocovozzi said that the bridge should be looked at by someone from the DES since wetlands are involved. He also pointed out that the plans had changed from a simple foot bridge to a culvert and fill. He added that this will require a permit.

Mrs. Maldini suggested that the trench that is the result of the new septic system should be filled in first before the backstop on the ball field is replaced. She also pointed out

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that the field size is now smaller and not used for baseball just kickball. She said that there is now no need for a 30 foot backstop. Mrs. Maldini asked that the Town provide the fill for the trench. Selectman Iocovozzi stated that the Town has two issues with taking any more fill from the Towns gravel pit. One is that the Town is only able to take out one thousand yards at a time, without a survey. Also, if the Town takes out one thousand yards it will have to reshape the slopes in the pit. The existing slopes are extremely close to the boundaries of the pit.

Selectman O'Reilly made the motion to table the discussion to fill in trench until more information could be gathered. Seconded by Selectman Iocovozzi. Vote 3-0.

Selectman O'Reilly made the motion to table the replacement of the backstop until further information is received. Seconded by Selectman Iocovozzi. Vote 3-0.

Road Agent Leonard Thomas discussed tire recycling with the Selectmen. The facility in Eliot that took the tires in the past has gone out of business. Road Agent Thomas has located another tire recycling facility Routhier Tire of Littleton, Massachusetts. They charge \$650 for an enclosed storage container rental for one year and \$700 for the company to pick up the unit and disposal of the tires. Total cost of \$1350 per year. The container will hold about four hundred tires. The enclosed container will help with mosquito control and the West Nile Virus. This first year the Town will have to tip twice because currently there are about two hundred tires at the Transfer Station. Selectman O'Reilly made the motion to approve this plan for tire recycling. Seconded by Selectman Iocovozzi. Vote 3-0.

Road Agent Thomas asked the Board for permission to replace the Oil Pan on Town Truck number 971. He stated that he check with Liberty International, the cost will be \$357.24. He added that he will be getting Roland Bradeen to install it and replace the filters at the same time. The Board authorized the repairs.

Road Agent Thomas stated that he had been asked to cut limbs on trees around the Library. The Board of Selectmen agreed that unless there is dead wood and a dangerous situation, that Lenny should not touch any trees in the Historic District.

Road Agent Thomas reported that he met will Dock Master John Welch regarding repairs to the platform on the dock at Fox Point. Selectman Iocovozzi made the motion to allow Road Agent Thomas to fix the Fox Point Dock Platform, at a cost not to exceed \$900.00. Seconded by Selectman O'Reilly. Vote 3-0.

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The bids on the sale of the Town Admin and Fire Chief's cars were opened. Resident Alfred Smith was awarded both cars. His bids were as follows: Fire Chief's car; \$175 and Town Admin car; \$125. Richard Sterns entered bids as follows: Fire Chief's car, \$102.50 and Town Admin car, \$101.25. Selectman O'Reilly made the motion to award the bids to Alfred Smith, with the stipulation that if Mr. Smith doesn't want both cars the other car will go to Richard Sterns. Seconded by Selectman Iocovozzi. Vote 3-0.

The Treasurer's Report for March 2004 was reviewed and accepted.

A letter from Michael Morrison of Municipal Pest Management Services was read. This letter services as the official notification to the Town of the beginning of mosquito control operations starting April 19<sup>th</sup>. So Noted.

**Signatures and Approvals**

The application for the \$750,000 Tax Anticipation Note was reviewed. Selectman Iocovozzi made the motion to approve and sign the TANS line of credit for \$750,000 in anticipated tax money. Seconded by Chairman Stuart. Vote 3-0.

A File Destruction Authorization form from Donahue, Tucker & Ciandella was reviewed and signed by the Board.

Selectman O'Reilly made the motion to approve an abatement for 2003 for Kenneth and Barbara Pickering in the amount of \$619.00 plus \$37.44 interest. Seconded by Selectman Iocovozzi. Vote 3-0.

The engagement letter for the Town's annual audit from Vachon & Cluckay was reviewed and signed.

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The following appointments were reviewed and approved by the Selectmen. Motion to accept made by Selectmen O'Reilly, Seconded by Chairman Stuart. Vote 3-0.

Kay Akerley	Conservation Commission
Jean Bowser	Ballot Clerk
Laura Coleman	Deputy Treasurer
Elisabeth Connors	Ballot Clerk
Richard Ford	Board of Adjustment
Jane Hislop	Conservation Commission
Matthew Morton	Board of Adjustment
Edna Mosher	Board of Adjustment (Alternate)
Barbara Myers	Historic District Commission
Gail Pare	Historic District Commission

**Building Inspector Communications**

Building Inspector Charles Smart presented a new fee schedule for building permits to the Selectmen. Selectman O'Reilly made the motion to accept the new fee schedule to be in effect on April 20<sup>th</sup>, 2004. Seconded by Selectman Iocovozzi. Vote 3-0.

A memo was read from BI Smart regarding the replacement of the Old Town Hall electrical panels. The main panel is old and inadequate. BI Smart showed the Selectmen the estimate from Maldini Electric of \$635. Selectman O'Reilly made the motion to accept this estimate and Chairman Stuart sign it on behalf of the Selectmen. Seconded by Selectman Iocovozzi. Vote 3-0.

A letter was read from Labrie Associates, Inc. regarding their experience with the Newington Planning Board. Selectman O'Reilly suggested that a letter be written to the Planning Board from the Board of Selectmen. The Board of Selectmen expressed concern that if this type of situation becomes the norm with the Planning Board there may be legal ramifications. Selectman O'Reilly made the motion to construct a letter to the Planning Board voicing the Board of Selectmen's displeasure with the recent complaints and stating that it's time to reevaluate the attitude of the Planning Board. Seconded by Selectman Iocovozzi. Vote 3-0.

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BI Smart mentioned that the Mutual Aid Public Works has added Building Inspectors to the resource list for emergency purposes. There will be no increase in the fee.

BI Smart reported receiving a call from Tweeter's asking if the Town will pay for signs in their parking lot regarding traffic cutting through the lot and speeding. Selectman Iocovozzi said no, the Town can not put up signs nor enforce them, because this is not Town owned property.

**Town Hall Use**

A Town Hall Use form for Thomas Hourihan for an August 7<sup>th</sup> family reunion at the Grove was approved and signed.

There being no further business before the Board Public Session was:

Adjourn 9:15 p.m.

Respectfully Submitted,

Cynthia Gillespie  
Administrative Assistant