

“DRAFT”

Delegation Meeting

Minutes

June 27, 2011

Delegation Members Present: Betsy Patten, Joseph Fleck; Chris Ahlgren, David Knox, Mark McConkey, David Babson, Dino Scala, Harry Merrow, Frank McCarthy, Laurie Pettengill, Norman Tregenza, Karen Umberger.

Commissioners Present: David Sorensen, Dorothy Solomon, Asha Kenney.

Representative Patten called the meeting to order at 9:00 am, followed by the Pledge of Allegiance.

Mitchell Walker, DES

Representative Patten: - The Commissioners wanted to obtain information regarding the possibility of whether or not we would be able to do laundry in-house and what the toll would be to the system. Mitch Walker from DES is here today to let us know whether our septic system is large enough and to answer questions.

Wayne MacBrien, Primary Operator of the Waste Project, introduced Mitch Walker, DES, who manages the ground water discharge permit program which handles all waste water discharge in the ground or ground water about 20,000 gallons a day.

Mr. Walker stated that this facility has been in operation for many years. The system itself has a unique discharge in that it doesn't go underground or into a leech field, it has an overland capability, and it goes across the surface of the ground, the soil is infiltrated.

He stated that he was here today to talk about today is kind of expansion or change in the character of t the waste water. Carroll County has the capacity to expand, as you have a permit now that is written for 28,000 gallons a day give or take a few gallons on each side; and it is within the permit limits. All the compliance issues are within policy. If there is an increase over 28,000 you will need to re- evaluate the site and re-evaluate your system to insure that the water meets compliance. The County has a continuous monitoring system Discussion ensued and a question and answer session followed. .
(Mr.Walker's presentation and discussion can be seen on www.governmentoversite.)

The Delegations, Commissioners and Public in attendance appreciated Mr. Walker's presentation.

Public Input

Ann Aiton stated that she thinks she has been in this building longer than anybody. She has watched what has happened in this building, needing space, changing space, making space. Bit by bit she has watched this building totally reform itself, and expounded on the various changes. Her only suggestion is that everybody moves very slowly, as all of us have to keep certain criteria forever.

She is the smallest department they would have to worry about; others have great needs, and she is talking about, when you have the opportunity in the nursing home facility to purchase in large quantities at a lower price, it can be stored there, it doesn't matter what the facility looks like. Whether it is the jail, the nursing home or anybody over in this area that we could possibly need a place for it that is not high impact.

Handouts

Representative Patten reported that she has some handouts today. She made copies of just the County Convention, and there is a little bit in here about RSA 23:14 19 and RSA 24 which is the County Convention; we also have handouts from Commissioner Sorensen on some minutes, dated 9/22/09; we
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have our expenditures and revenues, and yearly statistical from Jason Johnson HOC as to what we were doing last year comparing to what we're doing this year. We also have letter from the Sheriff' to the Commissioners regarding the purchasing of pens that were delivered; it is part of our drug demand reduction effort and support of school safety and response plans at Kingswood, Kennett and many Middle Schools. There were no appropriated funds disbursed and funds are through court ordered drug forfeitures allotted to the Sheriffs. There is also a report here that the Sheriff has spent money on advertising for two full-time positions. She does know that the cost for that advertising is much larger than we are used to. There is Flyer for Farming in your backyard with Farm Day July 30, 2011; the pigs are in, have not been bought with County funds, they have been donated.

Representative Babson stated that the first educational seminar was held and well attended

Representative Umberger had a question regarding the statistics from the Jail. She noticed that last year there were furlough days associated with the court system, and that this year there will not be any furlough days. She asked Jason if

he anticipates the pre-trial time of inmates decreasing. Jason replied that it should affect the pre-trial time for inmates.

She asked what the maximum capacity was for men and women at the jail.

Jason replied that we have 131 beds, 19 of which are female beds and the rest are male beds. During the past year, how many times have you been at capacity? Jason replied we have not been at capacity since we opened.

Representative McCarthy On the agenda, the next item is the County Convention, RSA 24:2 Office of the Executive Committee “At its first regular meeting, or at any subsequent meeting when necessary, the county convention shall elect a chairperson, vice-chairperson, clerk, and an executive committee”. (He does not remember electing any executive committee.) The chairperson, vice-chairperson and clerk shall be members of the executive committee, ex officio. The county convention may designate the executive committee to act as a subcommittee to consider the budget, or other matters, and make recommendations to the county convention”. It goes on to say “the executive committee shall elect its chairperson, vice-chairperson, and clerk. Officers of the county convention may be officers of the executive committee”. It doesn’t say shall be it says maybe. Then if you go on through the RSA’s you will find a dozen different places where the Commissioners and other people make reports to, not the convention, but the executive committee, and the executive committee is given specific powers in the RSA’s to act. He was told unofficially because we are a small convention we are all members of the executive committee. If that’s true fine, but he thinks we should follow the law and elect an executive committee and officers of an executive committee.

Representative Patten stated that never since she has been here, which is 17 years, have we had an executive committee doing the work of what the RSA say. She understands that every county runs itself differently. She thinks that the set up that we have of our subcommittees with the chairman and people there works. Still though it is not the way the RSA says, no one has ever asked that we have an executive committee before and always there has been that there are 14 of us, and have been able to share.

Representative Babson asked can’t we solve this problem immediately by making a motion.

Motion

Representative Babson made a motion that we have an executive committee, made up of the subcommittees that are standing along with the chairperson, vice-chairperson and clerk being part of the executive committee.

Representative Merrow seconded the motion. Vote was taken, 11 were in favor, Representative McCarthy-voted no. Motion carried.

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Representative Fleck stated that first of all he thinks that the subcommittee(s), that we have established, dealing with various areas of the budget has worked very well. We have people who delved into those budgets and look at those in depth. Also if you look at the RSAs, there is a very restrictive statement here. The County Convention, (all of us) may designate to the executive committee to act as a subcommittee to consider the budget or other matters and make recommendations to the County Convention. Anything the executive committee may do is always in the hands of the Convention. It isn't that the executive committee has some rights without limitations set by the Convention.

Representative Patten stated that on page 4 of the Handout for RSA Counties, there is a section about Hillsboro County RSA 24:13(c)- She thinks, Representative McCarthy, this is where the Executive Committee reports to the Commissioners and in the statutes it is for Hillsboro County only. Their process is something we may like to do, because there is concern that we are not looking close enough at what is happening with out appropriations.

Representative Umberger stated she would certainly like to see what Representative Fleck puts together and take a look at the whole flow, and if we could get that prior to the meeting, we could look at it and see what areas might work a little better for us.

Representative McCarthy stated if you remember several months ago, I submitted a resolution relative to what the Commissioners are going to discuss on Wednesday. He commends Chairman Sorensen for what he is doing, that's in line with the resolution that he brought forward and it was laid on the table to be studied He asked if any study had been done on it.

Representative Fleck stated that now that we are out of session, we can move on to some County business.

Old Nursing Home

Representative Patten would like to have a discussion about the old nursing home. The Building Committee has asked questions about what was going on. She sent a letter to the Commissioners to be able to ask what the authority you are doing for renovations is.

She asked that the Delegates look at RSA 24:13 and there has also been a question about who has control now of the building for repair. "The powers of the convention are to raise County taxes, to make appropriations for the use of the

County and to authorize the purchase of real estate for its use, the sale and conveyance of its real estate, the erection, enlargement or repair of it's of buildings exceeding an expense of \$5000.00 and issuing of bonds for its debt shall be vested in the County Convention". So whatever we chose to do or not to do with the old nursing home is something that the Delegation does have the authority to do? The Commissioners do have some thoughts for us and recommendations. The Delegation had concerns about the direction that the Commissioners were going in and she asked to have the authority that Commissioners are doing or thinking of doing in the old nursing home.

Representative Patten– Commissioner Sorensen, one question is that there has been discussion that there was a vote by the Delegation to use money to do a feasibility study, and she thinks that the information that Commissioner Sorensen supplied us in the handout of the minutes, is what they do, but, we would like to know how and why.

Commissioner Sorensen reported that on 9/22/09, the Delegation authorized up to \$15,000 to be spent for a feasibility study of the old nursing home. We contacted EGA to do a feasibility study

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regarding the old nursing home, for use by Cooperative Extension; the Cooperative Extension had a preliminary design of their needs that they wanted, and we gave that to EGA and asked if it was feasible to put them into the Core section and to also look at the facility in general.

We spent \$7,000 not \$15,000, and they came back with a preliminary design; they also stated that walls were sound; the interior petitions were not supporting the roof so that the interior petitions could be moved/changed to whatever design we wanted it to be. He believes their preliminary design was given out to the Building Committee and there are five or six members here who were on that committee.

There is still \$8,000 left. His issue is that he knows the Delegation would like to find out what it would cost to renovate it. To do that, we need some money. Do we spend that extra \$8,000 that was approved, to get somebody like BPS to come in and give us an estimate as to what it would cost to put a new roof on or to redesign the interior? He stated that he did not have that expertise and he doesn't believe that the other Commissioners do. That is where we stand on that.

He had a handout which he shared with the Delegation regarding the asbestos

that's in the building. He contacted All Ways Wrecking who tore down our old old nursing home and the jail. They took thirteen samples out of the old nursing home because they thought there might be asbestos on the roof material.

These samples were analyzed by a laboratory in MA. The report showed that there was no asbestos in the ceiling or roof material. That is not to say that there might be asbestos in the floor tiles. With that said, the Commissioners discussed the size of the building on Wednesday, and it was unanimous that we recommended tearing down two wings and saving two wings in the Core section.

Representative McCarthy - Did he hear you say Sir, that the vote was unanimous?

Commissioner Sorensen stated yes, of the Commissioners.

Commissioner Kenney stated that if we go to rehab, we can save two of the wings. She is a new Commissioner. She doesn't have all the history. The building is over 40 years old and she thinks every building has a life expectancy; the old nursing home has outlived theirs, therefore, she is for tearing the building down. If you read the EGA report it stated that because of the structure it is difficult to rehab, and because the continuous roof leaking we have suspected mold.

Representative Patten - Commissioner Kenney are you telling us that you are not in agreement with the other two Commissioners to able to save the core?

Commissioner Kenney replied – Correct.

Commissioner Sorensen said he need to get this straight now. After the Wednesday meeting, he asked Commissioner Kenney if she would support two wings and the core section, and she said at that time that she would, Is that Right?

Commissioner Kenney replied No, she is for tearing the building apart; if they are going to rehab the building, then we keep two wings.

Representative Umberger - She knows that Commissioner Sorensen said that he would like to save the Core. She certainly would like to hear a) how much square footage there is and b) what their plan is to do with the square footage that they are talking about.

Commissioner Sorensen stated that some of that is undecided, for example the laundry, whether we do that or not. Probation is a possibility but we don't know whether or not they are coming in; they would need at least 1000 square feet.

We need more storage, for two trailer trucks, boxes, and the old building, that housed the old old old boiler that we took out, is being used by the nursing home. If we combined the two trailers and moved them into one of the wings, it would be more efficient for the maintenance department to function.

Bob Murray is here and you can ask him for more information.

Representative Umberger said that she did not hear the square footage that you are talking about.

Commissioner Sorensen replied that he did not know what the square footage is.

Representative McConky said that it is his understanding that the need of the extension is 3,000 sq ft
the Core is 9,000 sq ft and the wings are another 3,000 sq ft.

Representative Babson has a letter from EGA which says that it was 15,000 sq ft when they did their examination. This analysis assumes that the resident wings will be demolished and the center building would remain, leaving 15,000 sq ft.

Representative McCarthy report that he had copy of that EGA report, you mentioned something about Cooperative Extension, but it is not mentioned in the report. The report does state there are approximately 15,000 sq ft and it also says that the core would possibly be saved, but all four wings would be demolished. When did it change that you wanted to keep two of the wings.

Commissioner Sorensen reported that it came initially when we put in the request for the new nursing home; \$100,000 to take down the destruction of two wings, not the four.

Representative Patten said that when we went through the process in 2009, the \$100,000 was put in for the new nursing home construction for the destruction of two wings, not four.

She said remember the Commissioners are recommending to us that this is what is going to happen under the assumption they had the full authority to be able to do what they wanted to do in the old nursing home. We now found out in the RSA that it's the duty of and charged to the county convention. We have to be able to figure out what it is we want to do. Two to one, the Commissioners have given us their recommendation. This is a discussion whether decided today or not, probably not.

Representative Fleck stated that he made a request a few months ago. He knows he cannot make a decision about the appropriation of funds unless we have specifics; not only the square footage, but several months ago he asked for at least a tentative assessment of the allocations that would be needed to perform certain functions, storage, may be the return/replacement of Cooperative Extension services on the complex, whatever it may be. We have to have those packages before us where we know there are specific needs and what those needs will require in terms of square footage. . We can't go around in circles. He does not think there is opposition to moth balling, repainting etc. We cannot make a decision without that information. He would like to see that as soon as possible. It could be fluid, but we need to start with something.

Representative Treganza asked what is the difference between the two north wings, and the two other wings that causes the conclusion as to why they should be taken down.

Commissioner Sorensen replied that those are the two wings closest to the new nursing home. He thinks that it was taken under consideration when we put those boilers in there; we had to go around, versus going under it and at that time we were going to take them down because of the piping going from the boilers in the Core section for the pellet furnaces going directly in the new nursing home.

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Representative Merrow agrees with Representative Fleck. He stated that after the last Building Committee Meeting we toured through the old kitchen and back room, Commissioner Sorensen, at that time, you said that maybe this could be a Delegation room and this could be something else. Even today you said maybe probation, but we don't know that. We have 15,000 sq ft. Was any thought given to tearing down all four wings and just leaving that space behind the boiler and extension for storage, offices?

Commissioner Sorensen – reported that we had talked about a culinary arts program through the jail, using the kitchen facilities as a training opportunity. We talked about the dining area as space for storage or delegation meeting. He realizes now that the Delegation could meet in the new nursing home. There was consideration for expansion of the laundry, which we don't know at this time.

Commissioner Sorensen stated that we could get one thing settled today, that is Cooperative Extension, are they going in there or not.

Representative Patten responded saying that Cooperative Extension is on the

agenda. What she wanted to do was to get all the questions out on the table so that we could have a discussion about things that are real.

Commissioner Sorensen reported that we need to have another meeting with the Building Committee to deal with the old nursing home. The most urgent portion of rehabbing the old nursing home is Cooperative Extension. The building is paid for. We own it, does that mean we should tear it down. We know that we have to have more space for maintenance and storage.

Commissioner Solomon stated when she was in touch with Probation, the 1000 sq ft that they need could be part of the Core building. Things that are presently being stored in the present boiler room are stored there for maintenance and they need to come out of there. That is also going to be pushed back into the core building. There are also supplies scattered around the complex that need to be in a more appropriate storage facility, so that they have some degree of dryness, so that we could use the moth balled two wings for. We don't have specifics in that sense as to how many sq ft we may need for the maintenance portion. We don't know about the laundry but we do hope, if it is feasible, to keep that in the Core building as well. We do know certain things we want in the core building. It is not that there are thousands of square feet that we are able to put numbers to.

Representative McConkey – He would suggest to you that all of your needs which you just told him are not in excess of another 3000-4000 sq ft. Storage trailers are only 50 ft by 8 ft, Even if you add your needs, the pellet stove, and the extra maintenance and all that you will have enough space for one or two more Cooperative Extensions.

Commissioner Solomon – Her question is this, we only have \$100,000 in the budget to take down wings that would be sufficient for only two wings. Where would that other money come from?

Representative Patten stated that she thinks what is happening is that we have an issue of an old nursing home, what we are going to do with it and where we are going to go with. We at the Delegation, would like to know your wish list of what you would like to do with the old nursing home; at that point, the Delegation will either turn around and say your wishes will come true, they will not come true and then, what we can do is have a vote to be able to tell you what we are going to do. We are going to talk about the Extension, and she has strong feelings about the Extension; what we have told them and what we promised and what we have thought we were going to be able to do. What we have to do is get from the Commissioners is an idea and a want list. You're not going to be able to put any money on what it's

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going to cost to rehab the Core, because you don't know. We have \$7,000 that we have spent of the Extension's money for what we have gotten from EGA right now, and to go with the report Representative Fleck has done to be able to get where we are going.

Representative Ahlgren; the first item is the demolition of the old nursing home and the amount of money that was appropriated in the original budget for the demolishing of the old nursing home. It was set at \$100,000. That amount as we were told and was specially asked to the Commissioners and was responded to by a Commissioner that the \$100,000 was enough to tear down the entire old nursing home. That was part of the budget, because the Delegation was not going to approve a budget that did not include demolition of the entire old nursing home.

In response to Commissioner Solomon question, where are we going to get the money for the demolishing of the nursing home? There is a contingency fund of \$800,000 approximately in the budget for the building of the new nursing home for contingencies. There is money to tear down the old nursing home. At the time, of the budget analysis, that the scrape that was available and the cooper and what ever that was coming out of there, was so valuable, that we were told that demolition of those buildings could be done for virtually nothing and that \$100,000 would be plenty. So either the memory is not correct or somewhere along the line a different impression came along. This statement is fact; his recollections are very clear because that question was asked specifically of the Commissioners whether there was enough money in the budget to demolish the nursing home.

Representative Umberger asked Commissioner Sorensen if personal laundry is currently being done in-house. Is personal laundry moving to the new nursing home? Commissioner Sorensen replied No it is staying in the old building.

Representative Pettengill stated that she thinks that why we are having this discussion is because we built an 82,000 sq ft nursing home that didn't include heat, laundry, maintenance, or storage and we don't want to make that mistake again.

Commissioner Sorensen replied that we have heat in the new nursing home. There are propane boilers in the new building. We are putting in a pellet stove in the old building to supply heat for the old building as well as he new building.

Representative Pettingill reported she has minutes dated 12/23/09 that have Commissioner Albee saying, in a response to Representative Babson that

depends on accounting, \$100,000 is for tearing down the old home.

Representative Ahlgren is being told that he is making things up, but it is here in writing

Commissioner Solomon stated that she thinks that may have been said, but when he was talking about old home, he was referring to wings, not the home. Under any conditions you could even think that \$100,000 could take down the entire complex. But if indeed you are thinking along the lines, then why in the world would the Delegation have decided to expend \$15,000 to bring Cooperative Extension into the core building.

Representative Merrow stated that two terms ago he was here when this first came up about the Extension, it was very clear at that time and made very clear to everybody, that they were going to move Extension out of Ossipee and they would move back in five years that they would be back in the Complex. We were going to amortize some money and build a building for them to be put in. How it ever got over to the existing nursing home, he doesn't know. If you could put them in the old nursing home cheaper than you could build, than I am certainly going to be for it.

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Representative Babson – As far as he knows we haven't had any discussion about new rent. Their contract is good for another year and one of the things he was going to propose today is that the Delegation gives Cooperative Extension authority to negotiate an extension on its contract. It's only for five years and just to be sure we don't come up against any road blocks.

Representative Patten – has the EGA plan of the Core, what it looks like, and what the square footage is. She would like very much to put the issue on hold. Before we go out today, she would like to be able to figure out what we are thinking about Cooperative Extension. There is a thought that we might need to have the Extension negotiate for another year to stay in Conway. If that negotiation goes forward they would need to get authorization from the Delegation. Their current contract ends in 11/2012, so that if they did not re-negotiate they would have to be out of Conway or the building wherever they go, by Oct or Nov 2012. That means we have a year and four months. If we were going to put them in the Core they would have to be able to move in Nov 2012.

She has heard that there are grumblings out there that we should not have Cooperative Extension at all. The reason she has put this on the agenda is because she thinks that if there is support of the Delegation to get rid of the

Cooperative Extension they need to know that. In the Memorandum of Understanding that we have with them, they need to be able to be up and off on their way. If we are not going to shut down the Extension, it would also be a good thing for the Extension to know because we are going to have to do something about where they are going to go, whether we have them negotiate for a year or just tell them to go away. There are some Counties that have done that, she, for one, is not in favor of doing that.

Representative Babson - He hopes that under no condition are we planning to vote on the issue of whether we have the Cooperative Extension or we don't have. It is just not fair to the public and the people we serve. He hopes that we have an open air discussion and not anything of a permanent nature.

Representative Patten – What she wanted to do was to let the Delegation know that she has heard the grumblings. And that we can legally do business about the Cooperative Extension today, as our notice in the paper says, and other matters that legally come before the Delegation. She wants to get a clue from the Delegation, where we are going, so that is why she brought it before this meeting.

Representative Knox - reported that a couple of weeks ago he was talking to a constituent and she asked him to bring before the Delegation the question of continuing with UNH Cooperative Extension. She was not saying that she was in favor of discontinuing Cooperative Extension, but it is important for the Delegation to have this discussion. She brought her grandchildren to the Carroll County Farm to see the growing pigs. She was a 4-H member in ME as a child and she would like to hear the value of continuing Cooperative Extension.

Representative Ahlgren - The Cooperative Extension is funded. We just put in a small piece of their off their budget. We are not voting to trying to stop Cooperative Extension, they are their own entity, They are and extension of the County. Our business with them is that they provide their service, and we appropriate funds as we see fit and they use them within their needs. Is that correct?

Representative Patten -There is a Federal portion, there is a state portion through UNH and the County portion. If the County portion doesn't pay and we pay the salaries of the Extension educators, (which other counties have done) she would assume that the University would not pay their salaries. If we choose not to fund Extension, apart from finding a place for them; the Extension will stop in Carroll County.

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Noreen McDonald – Chairman Advisory Committee UNH Cooperative Extension.

She wasn't prepared today to speak about UNH Cooperative Extension, but she would like to explain what happened in Strafford County. They opted not to fund it. They have laid off all five educators, there is no program, there is no 4-H, no Agg, no forestry, nothing is left in Strafford County. The reaction of many people afterwards was, Oh we didn't think it would go away. It will go away especially with the cuts to UNH this year. She would see it as gone if the Delegation does not support it.

Representative McConky – He is supportive and has been supportive of the Cooperative Extension. He is not in favor of going forward and increasing budgets on the behalf of the Cooperative Extension. If we can live within our means and what the tax payers are willing to pay for this service, he is happy.

Representative Umberger Basically her question was that it has been hinted that UNH is going to reduce funding to the Cooperative Extension and we certainly need to know what that is. If it's a great deal of money than she agrees that the County should not pick it up. As far as she knows the university has not come to a complete conclusion about what their doing on the University budget. For someone to say that the money that the state cut to the University is affecting the Cooperative Extension is a big stretch. There was no direct or indirect result to the University system that affected the Cooperative Extension.

Ann Hamilton –What the latest has been is about 25% of Cooperative Extension funding will be reduced from the University to Cooperative Extension which includes not just work in the County but also on the state level with our specialists, administration and our IT departments. Our cuts will be across all of that. It will be approximately 20-25 people who will be reduced in staff, they don't the numbers yet. They have until June 30, 2011 and then they will know where the reductions will be.

Commissioner Solomon -, first she would like to say unlike Representative Babson and Commissioner Sorensen, she looks through different eyes at Cooperative Ext. She is the Cooperative Extension Commissioner and she attends meetings. What she has learned over these past few years about what the Cooperative Extension does has opened my eyes greatly. She is in absolute awe over what they are doing with 4-H and the children. It is absolutely magnificent and the work that the gentleman Kraus Hilmark does there is superb.

She would like to read something from July, 2009 – Commissioner Sorensen stated that \$7500 had already been spent on the old nursing home. The Commissioners had worked with the designer who is looking to take down the wings and save the Core building. Commissioner Sorensen asked the Delegation if they would be willing to release \$15,000 out of the capital reserve for the Cooperative Ext which is currently at \$27,000. Chair Rep Patten advised the Delegation that the Core of the old nursing home would be renovated for the Cooperative Extension to move in. Representative Butler advised that previously Cooperative Extension was looking to build a new green home, but was willing to take this as an alternative.

Representative Bridges made a motion to move \$15,000 from UNH Cooperative Extension Capital Reserve Cap for the purpose of developing office space for the Coop Ext. This motion was seconded by Representative Fleck. Vote was taken, all in favor. Motion carried.

Commissioner Solomon stated that if you're going to continually change with every change of the Delegation, we will get absolutely nowhere and monies will be expended for no good reason. In that case, who is going to pay back the tax payers the \$7,000 that we already paid for the work by EGA.

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Public Input

Mr. Thompson - He is posing this in his personal capacity not in connection with any other group. Representative McConky suggested that we should be supporting the Extension if we can do so within available finances. With respect he thinks that is the wrong way to pose it. The question shouldn't be if the money is there but the question should be is this a legitimate function of government, and that question isn't answered by talking about the wonderful things done by Cooperative Extension. That question is answered by whether it is appropriate to use government's unique ability to coerce money from the citizens. Only government has that power. To support one activity, farming for example over another - Do we say to taxpayers, many of them don't have any money, and you have to give up some of your earnings because somebody else has decided to become a farmer. He thinks that question answers itself.

Last Wednesday he heard Commissioner Sorensen stated that he was concerned about the fact that because of cuts in the UNH budgets, that some of these very talented people have to go out and seek private grants. Well. those private grants are what those people in the private sector call earning a paycheck. He doesn't see it as a great loss, disgrace, shame or anything else if

they have to go into the market and sell their services the way the people whose taxes have been supporting them have to do. He hopes that when we deliberate over this building or UNH Extension and in every other capacity that you deliberate your first question won't be what is it going cost, but is their a principal by which this is a legitimate use of government power. Unless the answer is a very clear Yes, then that should end the deliberation regardless of the finances.

Mr. Albee In response to Mr. Thompson, he also believes that we need to examine what is appropriately a government function, but that is not your job solely. He thinks that part of the slippery slope you may be going down is to make some determination here in this room today about the fate of the Cooperative Extension without engaging the public. It is not a philosophical discussion among a single party of Delegates. It is a discussion that should be had with the public. So if you're going down the road of removing something from what some perceive as a public benefit you need to engage the public in some public hearings about it. Hopefully you will do that.

Sue Lamonica – She definitely supports the Cooperative Extension. She considers it part of her children's' education as they were in 4-H and she has friends who do canning and have called the Ext to find out how to proceed through that safely. It is more than just to do with farming. The Core building would be an excellent place for it to be. The County owns it free and clear. Why would you not use it?

Representative Knox – This is a question, he doesn't know the answer too, but UNH is a land grant college like University of Maine. is this as a land grant college, one of the things that are expected to be done?

Ann Hamilton – There is an RSA that states the Delegation may fund the Cooperative Extension. She will get that RSA to the members of the Delegation.

Representative Patten. She thinks that what we did was have a discussion. She feels there is support in the Delegation to keep them going. .

Representative Umberger - This is just a comment on the year lease. She feels that it would make a lot more sense to do it one month at a time as opposed to going for the whole year. If in fact the Coop Ext moved down here we may finish the building in January or February, but then we have the whole rest of the year that we have paid for and they moving out. She doesn't have a problem with the year lease, but that would be my second choice. It's not like commercial space is being lapped up in Conway. The place where the Cooperative Extension is very nice, but they should be able to get a good deal even on a month to month basis.

Representative Fleck - He just has a question for the Cooperative Extension, does that present a problem with budgeting or handling the negotiations to be that flexible is that a doable approach to negotiate for the shortest term possible or does that have an impact on the budget or would it make it impossible.

Ann Hamilton - It would not make it impossible, but a little more difficult to determine how much money we would need to do that. She will work with their UNH Business Administration to negotiate.

Motion

Representative Merrow moves that the Delegation requests the Cooperative Extension to negotiate with the landlord, an extension of their current lease option for up to an additional year. Representative Knox seconded the motion. Vote was taken. 12-0 All were in favor. Motion passes.

Representative Ahlgren - He does not think that the motion is in order. We don't have the statutory right to give them permission to negotiate on their lease. All we do is fund them. We are working cooperatively, but we are not giving them permission. They should do what they need to do.

He moves that the Delegation intends as funds are available to fund the UNH Cooperative Extension for the next year, 2012 in the amount of \$230,000. Any reductions from other sources of revenue will not be offset by additional funding from the County. Discussion ensued.

Representative Fleck - We are really talking now about two different issues, the sustaining of the Cooperative Extension program and/or we're talking about the rental, the location of it. Those two things are cloudy in that kind of a motion. If we want to talk about the continuation, the sustainability of Cooperative Extension we should do that, and then we can also talk about separately, the location, whether or not we rent, get them back here and what kind of a lease we want to support. We do have to support them and it also involves the appropriation of funds. So it isn't like we are saying, you have permission to do

just like the things we do with any of our agencies in county government; we appropriate money so they can do certain things and we look at lines. He thinks that motion is very muddy and he couldn't support it.

Ann Hamilton – What we would like to do is gather that information and bring it back here so everyone knows what it is. We are not going to ask the University sign anything.

Representative Patten stated that next on the agenda is our First Quarterly Report. What would you like to do about? Keeping the Cooperative Extension or not keeping the Extension. She does not know what we want to do about that.

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Representative Umberger would suggest that it become part of our budget discussion for next year with the subcommittee that has UNH under it, coming back to the Delegation with a recommendation. In this case it might be something that the subcommittee needs to come to grips with prior to January 1st. because what we normally do between January and March 31st is to allow the organizations to spend what they had last year. If we are making a decision not to fund UNH, than it should be made prior to December 31st. Her recommendation is that the subcommittee takes a look at it and makes a recommendation back to the Delegation.

Representative Treganza stated that his question is for Noreen. He would like to know the efforts that have been made on fund raising and funds coming in from the private sector.

Noreen McDonald – What she understands is that the University has asked Cooperative Extension Management to go out and look for finding other grant opportunities to help fund the program. We don't charge tuition. Our programs offered to our farmers and foresters and 4-H programs are without a fee and that will be the challenge to UNH as to how they continue to fund the Cooperative Extension service. They have just put together a 14 member committee to look at how and what they can do for the future. They are not looking to make any drastic cuts this year. If they are coming they are coming from the top management, not from the program itself. As a grant writer for years, she doesn't know how we could actually to do that. She thinks that it should come from the University itself versus Cooperative Extension offices. If they do a public drive, we would all have to help support that. We are looking at what is the most valuable program offered to the County as a group , and she thinks there are fourteen of us looking at this. What is key to helping our residents in

this County whether it is the 4-H program, forestry, farming, the nutrition program and be able to say to UNH needs.

Representative McConky agreed with earlier speakers, Mr. Albee and Mr. Thompson. There needs to be an outreach to the community public hearing process. His question to Representative Umberger: Do you see the subcommittee meeting ahead of that or after that and do you see that the subcommittee might be the appropriate forum when we go to public forum.

Representative Umberger replied that to answer that question, she thinks it is the Commissioner's responsibility to hold public hearings. It certainly would be helpful if they could occur before that, as long as the Delegation could make the decision prior to January 1st. and obviously we should attend some of those meetings. But it appears that the Commissioners have a different idea.

Commissioner Sorensen reported that he was pooh poohed at the beginning of this meeting because some people did 't think the Board of Commissioners did not do their job of coming up with a proposal for the old nursing home. Now he hears that it hasn't been voted that Cooperative Extension will be going here.

How do we plan for the old nursing home? You're talking about possibly eliminating it next. Is he going to be putting together a plan for Cooperative Extension to be in the old nursing home? when we don't know if the will be here. Is that proper planning?. Is that something we should be looking at in the future?

Representative Umberger She believes that as the discussion has gone on around the room today, that UNH Cooperative Extension has the support of the Delegation. In her mind it would be prudent for the Commissioners to consider the fact that they would move here, and it would be prudent to plan on that. If, in fact, we make the decision prior to 12/31, prior to any money being expended in 2012, we could then make the decision not to expend the money to create a Cooperative Extension area. To me that would be prudent.

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Commissioner Solomon stated that it seems to her that if we are going to go ahead, as you are directing us, again, if we go forward with some ideas and accommodate the Extension, to the old nursing home, that has to go into our next budget and cannot wait for the following budget. If we are going to do anything of any consequences, we need direction from this Board.

Representative Umberger This decision should have no affect on the budget.

We are looking at trying to make that decision by 12/31/11. If the decision is made not to go with the Cooperative, in December, then we just take it out of the budget. But she certainly would not take it out of the budget until such time as a decision about whether or not we are going to continue with it is made by the Delegation. She would hope that we could have that decision prior to January 1, 2012.

Representative Fleck just a comment. He would say what others have echoed, he senses a support for Cooperative Extension. You probably have to be some what concerned with what happens within Cooperative Extension; because we don't know what services will be cut. He thinks that we have to go with what we have right now. You have a sense that the Delegation supports Cooperative Extension; you have the knowledge of the services provided now, you don't have to expand it, you may have to come back down. We have to accommodate what is going on right now.

He would like to make a comment about the placement on the agenda. When we talking about a facility that is going to house a service. It's appropriate that we talk first about whether or not we want that service. That's what this is all about.

Commissioner Sorensen reported that several people have suggested that they support Cooperative Extension. Is it possible to get a vote and see how many feel that they support Cooperative Extension? All he hears is that some people support it, He would like to see in the minutes that a vote was taken, and whoever supports It, supports it.

He asked if the Delegation would release some of the money that is in Cooperative Extension. Currently there is roughly \$30,000. They turned back \$24,000 from last year. If we are going to get a cost estimate, we have to pay for it. How much is going to cost to rehab – let's say just the Core section?

Representative Patten – the issue that she has with expending the money, the fact is that what we want are the specifics of what we want to put in that building. She doesn't necessarily at this time need to have the exact costs. What she would like from the Commissioners is what is going where, how much square footage is needed for storage, how much square footage for the laundry which is a little more complicated, how many square feet is needed for Cooperative Extension, for probation if they should come here.

Representative Umberger concurs with Representative Patten, until such time until the Delegation agrees what is going to go into the old nursing home. She will not agree to spend any money until that time.

Representative McConky would like the Commissioners to sincerely look at is maintaining a second kitchen for the possibility of a very small minority to use for

4-H and/or a culinary class. He would like the Commissioners to think about that space without a kitchen in it. There are a lot of other variables they should be looking at, and once you remove some of those thoughts you will see that your wings won't become quite necessary.

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Representative Ahlgrens – Motion

Representative Ahlgren made a motion that the Delegation moves that the Commissioner shall present a plan for the use of the current MVNH with a cost not to exceed \$750,000 by September 30, 2011. We further move to appropriate from the Capitol Reserve of the UNH Cooperative Extension, an additional \$10,000.00 which they may need to be used for additional consultation for architects to give us this plan and budget by 9-30-2011 Representative McConky seconded the motion for discussion.

Representative Ahlgren speaks to the motion: He is not suggesting that we should spend \$750,000, but he knows that he is not voting to spend more than \$750,000. They need some sort of budget. What we are looking for was somewhere in that neighborhood of \$500,000 which we discussed last fall, that was the plan which was to include moving Cooperative Extension there, which he thinks they should include in their plan. Because he thinks that is what we wish. We have money in the Capitol Reserve, and they may need some help to put this together so that they have an understanding of what they can do for \$750,000. We can change the number they can spend, but they need a target, they need a budget and direction on what we want them to do. We can amend the amount presented. It gives them some funds to come up with a plan.

Representative Babson would like to point out that so far we have talked about the Probation office, pellet furnace, laundry and Cooperative Extension; except Cooperative Extension seems to be the one carrying the load here. We talked about \$500,000 was roughly what it was if we amortize the rent basing the rent on \$40,000, assuming that the rent wouldn't increase in the next thirty years. We're the ones carrying the load and that is not fair. You can say what you want Representative Ahlgren, about \$500,000 for the building, but you can't charge it all to the Cooperative Extension.

Representative Merrow stated that seems like we're going around in circles. A few minutes ago we weren't going to appropriate any money until the

Commissioners decided what was going to be in the building, now were talking about appropriating money. He can't vote for that, he is not against that proposal but he can't vote for it until he knows what is going to be in there.

Representative Umberger stated that she believes that Representative Alhgren's motion has the cart before the horse. She thinks it had been stated that there is \$8,000 out there; Representative McConky stated that BPS would provide a rough sketch. We are not talking about waiting until March to come to some sort of decision on this. She is hoping that this would be done prior to September 1st. and that would give us the opportunity to do what was necessary. The motion in my opinion has certainly taken us totally off-track of what we were trying to discuss about UNH Cooperative Extension, and now we are back to our previous discussion which was dealing with the old nursing home. For me, this particular motion a) is the cart before the horse and b) is out of sequence because it just is not going, she thought this was going.

Representative Patten stated that she is not going to support the motion.
Ammoritize

All those in favor of amending the motion to remove the appropriation of \$10,000.
Vote taken, 2-10 the amendment failed.

The motion by Representative Alhgren failed to pass. Vote taken 2-10 Motion fails.

Representative Patten: What she would like the Commissioners to do is to figure out what you can do for less than \$8000 and bring it to us as quickly as you can.

Mr. Albee stated that just for clarification and just because he was on the on the Building Committee and addressing Representative McConky's understanding of BPS proposal was a little different. In having negotiating the proposal and the final work product on the new nursing home, he understands how they do business. If they spend \$8,000 presenting a plan and you choose to go forward that \$8,000 would be charged off against any percentage they would be paid for the project. If you choose not to go forward you still owe them \$8,000. It is not free.

Representative Umberger wants to make sure that the Commissioners are going to hold a public hearing about the Cooperative Extension and soon. She does not want it to wait until December or January.

Representative Patten reported that Representative McConky is the Chairman of the Regional Appropriations, so she is hoping that he will decide when he wants to do that and let us know.

Representative Scala – would like to know, if the Chairperson would recognize the straw poll asked for by the Commissioner over an hour ago. These folks are looking for direction; and whether we are going to be on-board as they move forward with their plans. He is all for it, but it would be at the discretion, of the Chairperson.

Representative Umberger she believes the context of the question that was asked, should the Commissioner continue to put the Coop Ext into the old nursing home. If that is question we are doing a straw poll on then She has no prolem. But she can't sit her and say she totally supports the Cooperative Extension, no matter what, because she can't answer no matter what. But should the Commissioners plan to put UNH Cooperative Extension into the old nursing home, her answer is an overwhelming yes.

Representative Fleck- He thinks the issue that generated the interest was the question of whether or not we even want to do this or do we really want Coop Ext. We look to every element of the budget. We are not committed to the Sheriff's Department, we look at every cycle. He doesn't think that it's inappropriate now to say that we would support Cooperative Extension understanding that we have to appropriate every budget cycle. He thinks we could say that we do support the concept of Cooperative Extension. It has been part of the land grant system for a good number of years and he thinks we should decide whether or not we would support the concept.

Motion

Representative Umberger made a motion that says do you support the concept of continuing with Cooperative Extension. Representative Knox seconded the motion. Vote was taken, 9 -2 Motion passed.

Representative Patten reminded the Delegation of the upcoming meeting dates: Monday July 18, 2011 at 9:00 am and Monday August 22, 2011. She asked that at the August 22, meeting, the Commissioners present their specific concepts of what they would like to put in the Core section of the old nursing home.

Representative McConky asked to hear about the progress of the 501© 3.

Maureen Spencer stated that she knows that some of us are new, but she is hopeful that all of us have reviewed the Annual Report. Back in March, 23 09, a motion was made by Rep Ahlgren that the first 2 million of the newly formed 501 c3 FMV be applied to the new nursing with a bond to pay it down. down. She checked with Terry Knowles. We have been in discussion since that time and the motion is not going to carry Representative because you have no authority to do that. In the annual report, page 73, is the Mission of the 501 c3. Terry Knowles said the Board of Directors has a fiduciary duty to carry out

The Board of Directors has a fiduciary duty to carry out the stated mission of at the non-profit and may not use the access of the organization for any purpose not related to that mission. In the case of the Friends of Mountain View, the mission does not include payment of the bond indebtedness; it is inappropriate for the Board of Directors to expend the access of the charity for this purpose.

Representative McConky, my question is, To form the 501c3 and for monies to be expended on behalf of the county projects to form that cooperation or whatever it might be, do you need authority from the Delegation to form that.

Maureen Spencer replied – No

Representative Ahlgren believes that the motion was that we directed the Commissioners to make this Corporation with this mission statement.

Maureen read the mission statement of Friends of Mountain View. It has nothing to do with what you had talked about on March 23, 2009.

Representative McConkey asked that the 501c3 be an agenda item for the July 18th meeting.

Ann Aiton stated that part of this meeting was to be a first quarter review. In July we will have six months. Could we be first on the agenda and go through our budget with any questions you have before you get into these other issues?

Representative Fleck -he can imagine that it is frustrating, but we had to do what we did with the Building and that in turn lead us with what want to do with Cooperative Extension and other issues.

The first quarter reports will be on the agenda for July 18, 2011 Meeting.

Mr. Albee stated that after he left being a Commissioner he was asked to be a board member of the 501c3. From that point forward knowing your concerns about the information you have receiving today

We finally got an answer from the AG office, and he also inquired with the IRS to see if there was a way were we to collect money and some how funnel it through the Treasurers office and submerge it through the County. The information he was given thru the IRS was if the non-profit owned the building then service of the debt could be accomplished through charitable contributions. Where the County owns the building, the only way to service the debt is through a local taxing authority. He was unable to get clarity on that so that we could actually take a donation, give a receipt for the donation and know that the donor was going to receive a charitable taxable right off as a reward for the donation. We are sort of stuck between the AG and the IRS but we are still working on it.

Commissioner Sorensen stated that the Commissioners have nothing to do with the 501 © 3, we don't belong to the 501, and they are strictly Friends of Mountain View, and act on their own.

Representative Fleck would like to defer further discussion on the 501c3 to the July 18 2011 meeting.

Representative Umberger would like to defer the first qtr reports to the July meeting and they won't have the 2nd ready at that time, but will by the August 22 meeting. We will plan for first qtr in July and 2nd quarter in August.

Representative Tregansa - He realizes that the Sheriff was not here today, but maybe this issue can be on the agenda for the July meeting. There have been check points for drunk drivers usually located in Wakefield. When we take our oath to serve the public, we swear an oath to the constitution, and it should be reminded that the US Constitution Amendment #4 reads as follows the right of the people to be secure in their persons, houses, papers and effects against unreasonable searches and seizures shall not be violated and no warrants shall be issued but upon probable cause supported by oath and aforementioned and particularly describing the place to be searched and persons or things to be seized.

The checkpoints are a violation of the #4 amendment. Rep Fleck suggested that he take this up with the County Attorney and the Sheriff.

Representative Umberger would suggest that the County Sheriff or County Attorney at the state level that funds all of this is the appropriate person to come and talk about the legality of this. All of the police units are doing the work of the state. If we are going to have that discussion we need to make sure that someone from the state be on the agenda.

Representative McCarthy made a motion to adjourn at 12:50 pm