

**Enfield Board of Selectmen
Whitney Hall
Enfield, New Hampshire**

MINUTES of May 16, 2011

Board of Selectmen: B. Fred Cummings, Chairman; Donald J. Crate, Sr.; John W. Kluge

Administrative Staff: Alisa D. Bonnette, Executive Assistant; Jim Taylor, Director of Public Works

Others: Curtis Payne, Dan Kiley, Dwight Marchetti, Carl Pellerin

BUSINESS MEETING

I. CALL TO ORDER

Mr. Cummings called the meeting to order at 6:00 pm.

II. APPROVAL OF MINUTES

Mr. Kluge moved to approve the minutes of May 2, 2011 as printed, Mr. Crate seconded. Mr. Kluge and Mr. Crate voted in favor of the motion, Mr. Cummings abstained, motion carried.

III. COMMUNICATIONS

Grafton County Commissioners FY 2012 Budget Recommendations:

The budget recommendations show an overall budget increase of 11.09% or \$3,673,494 with a 13.83% or a \$2,482,154 increase in the amount to be raised by county taxes.

Mr. Kluge noted that the school and county budgets are beyond the control of the Board of Selectmen.

Tax Lien Reports ~ 2011:

While the tax lien amount in 2011 is up slightly it is still in the ballpark of previous years: \$286K in 2011, \$282K in 2010, \$285K in 2009, \$284K in 2008 and \$264K in 2007.

Water/Sewer 2010/2011 Arrearage Comparison Report

Upper Valley Lake Sunapee Regional Planning Commission Annual Dinner Meeting:
Thursday, June 16, 2011. Dan Kiley will be attending.

Conservation Commission Memo ~ Lockehaven Road Drainage:

The Conservation Commission wrote a memo endorsing the Town's efforts to reevaluate and remedy problems with the current drainage system on Lockehaven Road, which the Commission feels is clearly inadequate to the task it was meant to serve. The Commission also supports the Cross' request that the Town contact State officials and DES regarding the failure of the sediment pond.

Jim Taylor reported that a State environmental engineer agreed with the inadequacy. The engineer planned to go back to review the State file to find the reason for the redesign from the Town's original design.

Mr. Cummings asked Mr. Taylor to follow up.

IV. BOARD REPORTS**Enfield 250th Celebration Committee:**

Mr. Kluge relayed a question from the Enfield 250th Committee asking whether or not to invite area politicians to the 250th parade. Mr. Cummings doesn't feel it's necessary to invite the politicians. Mr. Crate agreed.

V. TOWN MANAGER'S REPORT

None.

VI. PUBLIC COMMENTS**Dan Kiley ~ Design Charrette:**

Mr. Kiley informed the Board that the TIF Committee Design Charrette would take place July 15th and 16th. The Board of Selectmen and members of the ZBA will be invited to drop by Saturday and Sunday. Landowners, State transportation, State planner, and UVLSRPC will also be invited. They expect 40-50 people. Visitors can stay for as much or as little as they would like. Saturday, July 15th, is the Lioness sponsored town-wide yard sale so people can stop by. They will have a booth there.

VII. BUSINESS**15 May Street Lien:**

The Board received correspondence from Attorney Mullaly regarding a water/sewer lien on a piece of property of which he was involved in the sale. Mr. Mullaly contends that his office was not informed of this lien and he does not feel he or the new owners should be liable for this payment. A form from the Municipal Water & Sewer Departments stated the amount due at closing for current and past due water/sewer bills. The form makes no mention of a water/sewer lien.

Susan at Attorney Mullaly's office identified the lien. He said that Susan was told there were no additional charges. This was a short sale and the sellers walked away with nothing.

Mr. Kluge pointed out that a previous balance is different than a lien. He said he was surprised Mr. Mullaly didn't find the lien.

Mr. Mullaly replied that they did find the lien and that's why he's meeting with the Selectmen.

Mr. Cummings asked what was outstanding and was informed it's \$1,239.

The Board received a memo from Carolee Higbee, Tax Collector, regarding the information provided to Mr. Mullaly's office. Ms. Higbee's recollection is that she verbally made both amounts clear. She states that his office probably got confused the water/sewer lien and past due water/sewer.

Mr. Mullaly said the water/sewer form he received was incomplete at best.

Mr. Cummings admits he finds confusion with the form.

Mr. Crate asked if the lien was recorded. This will be investigated.

Mr. Taylor said we tend to do a lien to catch them up to a year behind. When the Tax Collector liens for past due water and sewer charges it's applied as a credit to the water/sewer account. The lien then stands alone. He's sure Ms. Higbee posted notice to the prior owner of the posted lien. He thinks the Town has done what it needs to do. The lien is recorded.

Mr. Cummings said that if the sheet provided in this instance was what he'd gotten this is the amount he'd pay.

Mr. Kluge pointed out the sheet is for outstanding water/sewer charges, not the liens.

Mr. Crate moved to table the issue until the next meeting, Mr. Kluge seconded, vote unanimous in favor of the motion. Ms. Higbee will be asked if she printed out a statement and it will be confirmed whether or not the lien was recorded.

Mr. Mullaly informed the Board that he never received a print out of the account.

TIF Update:

The Board was provided with a TIF update of the Enfield Route 4 Project, including a revised schedule for the project and a summary of project issues, tasks and events.

The Board was informed that the TIF Committee would like a Selectmen's representative. The Committee will be informed that Ken Hill is the representative for the Board of Selectmen.

Debra Truman has resigned from the Committee and a new member is needed. Mr. Cummings has someone in mind and will talk to them to see if they're interested.

Whaleback Past Due Taxes:

The Selectmen had previously requested financial information from Whaleback before making a decision on how to address payment of the past due taxes for the Whaleback property. Frank Sparrow of Whaleback indicated their willingness to share financial information if it can be done

in a non-public session. RSAs 91-a:5 IV and 91-A:3 (j) allow the Selectmen to enter non-public session for this purpose. Whaleback will be asked to attend the next Selectboard meeting.

Vendor Permit:

The Board received a proposed Vendor Permit. This issue was tabled temporarily while Carl Pellerin was given the opportunity to review the documents.

Shaker Bridge / Rail Trail:

The Board was provided with specifications for a 10' 8" post for the lighting on the Shaker Bridge. The Board was unanimously in approval of the proposed light posts.

Property Tax Assessment Error (Bates):

The Board reviewed a request for an abatement of 2010 property taxes from Richard Bates. A clerical error was made on his assessment card and it was not found until after the deadline for formal filing for an abatement of 2010 property taxes.

Mr. Cummings moved, due to the error, to abate a portion of the 2010 property taxes based on the new calculation, Mr. Kluge seconded, vote unanimous.

Transfer Station:

The Board received information regarding expenses of operation and traffic at the Enfield Transfer Station during the summer. Mr. Taylor clarified that the traffic counts are only estimates based on the average for the season. The Transfer Station was extremely busy the Sunday before school started.

Two attendants on duty for Sunday hours results in overtime pay, which was questioned by Mr. Crate. Mr. Taylor explained that while the Transfer Station was closed on Wednesdays last summer the attendants were still working on doing glass, etc. Another issue is that in the winter all employees work all the time. In the summer there are vacations that he needs to find coverage for, which can result in overtime for that individual.

Mr. Crate suggested closing on Wednesday and opening on Sundays from 10-4. Alternative schedules with various Sunday hours were discussed.

Mr. Crate moved to have the Transfer Station open for the summer season on Sundays from 10-4. There was no second to this motion. The Board further discussed a summer schedule.

Mr. Crate moved to have the Transfer Station open on Sundays from 12 Noon – 4 PM, in addition to the existing hours, from the Sunday after Memorial Day through the Sunday before Labor Day, Mr. Kluge seconded, vote unanimous in favor of the motion.

Summer Selectmen's Meeting Schedule:

The Board discussed a reduced summer meeting schedule. Mr. Kluge felt strongly that there's a need to meet more often because of 1) voters expectations and 2) some meetings are short, but long-range planning isn't finished.

Mr. Cummings moved to have one meeting a month in June, July and August, with the understanding that if there's a need an additional meeting will be called, Mr. Crate seconded.

Mr. Cummings and Mr. Crate voted in favor of the motion, Mr. Kluge was opposed, motion carried.

Mr. Cumming suggested meeting more than once a year at Enfield Center. The Board agreed to hold two of their summer meetings at Enfield Center.

While on the topic of the Enfield Center Town Hall, Mr. Crate mentioned that a piece of the metal roofing on the building is sticking up. Mr. Taylor will have it checked into.

CIP Planning Board Representative:

Kurt Gotthardt resigned from the CIP Committee. Mr. Gotthardt had served as the required Planning Board member on this Committee. Suzanne Laliberte volunteered for the position.

Mr. Kluge moved to appoint Suzanne Laliberte to the CIP Committee as the Planning Board representative, Mr. Crate seconded, vote unanimous in favor of the motion.

Vendor Permit, continued:

The Board took up the issue of Vendor Permits.

Mr. Kluge moved to approve the Vendor Permit Application as printed, Mr. Crate seconded, vote unanimous in favor of the motion.

Mr. Pellerin asked for the definition of “seasonal.” Mr. Cummings suggested April 1 to November 1. The Board approved unanimously.

Dartmouth Sailing Club Exemption:

The Dartmouth property is used part of the year for physical education. Physical education classes, of which sailing is one, are required for freshmen and sophomores. A voice vote on the exemption is required.

Mr. Kluge moved to support an exemption for the Dartmouth Sailing Club, Mr. Cummings seconded the motion.

Mr. Crate questioned the percentage of the exemption. Why is it a 75% exemption? They’re only open in the summer, perhaps 4-5 months per year.

Mr. Kluge is OK with 75%. They put little demand on the Town so he is in support of the exemption.

Mr. Cummings moved to grant an exemption of 50%, then withdrew his motion.

Mr. Crate would like to find out if they’re exempt at Dartmouth Ski-way. He asked that the Town Manager find out about the percentage of exemption.

Mr. Kluge noted that athletic facilities are typically tax exempt.

Mr. Kiley pointed out that they’re selling memberships to non-students.

Mr. Kluge replied that on the application they don't ask for an exemption on that portion of the property. They aren't asking for a 100% exemption.

The exemption status of similar Dartmouth properties will be investigated and reported to the Board.

Administrative Items:

The Board reviewed and approved the following documents: 2011 First Issue Property Tax Warrant, Property Tax Refund, Timber Tax Levies, Gravel Tax Levy and Veterans Tax Credit.

VIII. OTHER ITEMS

Next Meeting:

Monday, June 6, 2011, 6:00 PM, Whitney Hall Conference Room

CONFERENCE

I. ADJOURNMENT

Mr. Kluge moved to adjourn at 7:06 PM, Mr. Crate seconded, vote unanimous in favor of the motion, meeting adjourned.