

Board members present: Chairman Cedarholm, Selectwoman Dennis and Selectman Bugbee

Others present: Roger Rice, Tom Loureiro, Town Secretary Denise Duval and Town Administrator Julie Glover.

1. Chairman Cedarholm calls the meeting to order at 6:05 pm.
2. Chairman Cedarholm opens the meeting up to public comment. There is none.
3. Selectman Bugbee wants to discuss the possibility of removing members from committees or commissions who do not attend meetings. Based on the information he has there are two people who do not attend meetings. According to the policy if this happens the Board has the right to remove them. Selectman Bugbee would propose that these two members be notified that the Board is interested in why they are not attending. He also noticed that several committees are not posting their minutes according to the rules. Ag Commission has not posted minutes since 11/25/14; Cemetery Commission has none posted; Conservation Commission last posted on 11/3/14; Energy Commission last posted on 2/7/2012; Heritage Commission last posted on 11/20/14; Joint Loss Management last posted on 9/5/14; LRAC last posted on 10/23/14; Planning Board last posted on 1/8/15; Recreation Commission last posted on 2/4/14; Zoning Board last posted on 9/24/14 and SAC last posted on 11/10/14.

The TA again lets the Board know that the Town Secretary constantly reminds these groups to submit minutes. The only recourse for violating 91-A would be to take a group to Superior Court. Selectman Bugbee asks the TA to notify each of the Chairs for these committees and commissions to attend the next Select Board meeting to discuss. Selectwoman Dennis points out that both the Ag and Conservation Commission cancelled meetings in January due to snow. The Joint Loss Committee only meets quarterly. The others are concerning. The TA informs the Board that State Statute requires the Board to first hold a public hearing before removing members from the Planning and Zoning Boards. The Ag member (2017) and the ZBA member (2016) are the 2 that need to answer to why they haven't been attending meetings. Chairman Cedarholm reads from the policy section IV (A) Responsibilities of Committee/Members which states "Attend meetings: Any more than three unexcused absences within a period of six months, or six meetings, may be grounds for dismissal/removal as a committee member."

Selectwoman Dennis believes that at the next Select Board meeting the Ag member issue will be addressed.

4. No one else has applied for the Lamprey Regional Cooperative Director position. Selectman Bugbee states that according to this group's bylaws it is possible to have an alternate and he is interested in serving as Mr. Rice's alternate. Chairman Cedarholm moves to approve the appointment of Roger Rice to the Lamprey Regional Cooperative for a three year term until March 30, 2018. Selectman Bugbee, seconds. All in favor. **Motion Carries.**
5. Tom Loureiro speaks on behalf of the Lee Democratic group who would like to use the meeting space at the PSC without presenting the Additional Insured Requirement to the Town in order to use it. This is not just for this one meeting. They are asking for it to be waived indefinitely. The basement of the Library is no longer working out for them. Selectwoman Dennis asks the

TA to remind the Board how this requirement came about. TA Glover states that in April 2014 the Board revised the PSC policy, specifically including the additional insurance requirement to be part of the insurance policy coverage in order for an applicant to use a room at the PSC. This is a strong recommendation by any of the insurance carriers that the Town has had. The concern with waiving such a requirement would be making a decision based on what criteria and then how does the TA implement the policy going forward knowing that there are going to be exceptions made. Mr. Loureiro states that the group is fully insured, but does not see the need to pay \$150 to receive the additional insurance coverage for the Town. Chairman Cedarholm refers to item #10 in the meeting room policy where it says that the Town of Lee shall not provide insurance coverage to any outside group or organization meeting in the PSC. Each group or organization shall provide valid certificate of insurance with the Town named as additional insured prior to using the room. Policy limits of a minimum of \$1,000,000 per occurrence. He asks the TA what exactly the additional insured does for the Town. TA explains that liability insurance additional insured status is commonly used in conjunction with an indemnity agreement between the named insured, the indemnitor and the party requesting additional insured status, the indemnitee. In this case the Town would be the indemnitee. Having the rights of an insured under its indemnitor's commercial general liability policy as viewed by most indemnitees, as a way of backing up the promise of indemnification, if the indemnify agreement proves unenforceable for some reason then the indemnitee may still be able to obtain coverage for its liability by making the claim directly as an additional insured under the indemnitor CGL policy. Mr. Loureiro believes this is an unduly burdensome requirement for smaller organizations. Selectwoman Dennis thinks that this would constitute a policy change since they would be asking for at least 6 more meetings this year. That would not be something she would be comfortable doing tonight. The question is would the National Organizational cover this cost for the smaller local groups. Mr. Loureiro said they leave it to the individual towns to pay any incremental costs. Chairman Cedarholm is comfortable waiving the requirement for this particular meeting and would suggest that the Board revisit this particular requirement and define when additional insured coverage is necessary. Chairman Cedarholm moves to approve the request by Ann Wright to waive the additional insured requirement for this particular meeting on the Certificate of Insurance for the Lee Democratic Party and grant their request to use the Public Safety Complex to host a meeting on March 23, 2015 from 6:30pm – 8:00pm. There is no second.

6. a) TA Glover refers the Board to the 2014 Audit Report that has recently been completed and has been posted on the website.
- b) TA Glover adds that in addition to the information in the agenda packet for the Lamprey Regional Cooperative there are also copies of the Minutes from their September 2014 Meeting provided separately to each of them. There is a conversation with Mr. Rice regarding some details surrounding the truck. Most of the paperwork is kept in Stratham which is the managing location of the Lamprey. Selectwoman Dennis would like more information about the insurance coverage for the truck and where it is being housed now.
- c) TA Glover asks if the Board would like to discuss the tax rate calculation spreadsheet. The calculation that Selectman Bugbee has is different than what the TA is presenting. Selectman Bugbee is available to meet with the TA tomorrow at 1:00 pm to go over this calculation. There

have been a number of people asking for this estimated tax rate. The Board agrees that these numbers should be made public.

7. Chairman Cedarholm moves to approve the Consent Agenda as presented. Selectwoman Dennis, seconds. All in favor. **Motion Carries.**
8. Chairman Cedarholm moves to approve the BOS Public Meeting Minutes from February 3, 2015 and February 17, 2015. Selectman Bugbee, seconds. All in favor. **Motion Carries.**
9. Chairman Cedarholm moves to approve Manifest #17 and Weeks Payroll Ending March 1, 2015. Selectman Bugbee, seconds. All in favor. **Motion Carries.**
10. Election coverage is discussed. Selectman Bugbee will cover 7:00 am – 12:30pm. Selectwoman Dennis will cover 12:30pm – 4:30pm. Chairman Cedarholm will cover 4:30pm – close.

Chairman Cedarholm informs the Board that the Racetrack Committee met with Eric Reuter the Sound Consultant last week. It went well. His first order of business will be to put together a three dimensional computer model of the site, topography and trees. This will help determine where the best place will be to do the initial monitoring. His contract has him doing two races. One will be the American/Canadian Tour Race. These are typically the loudest cars; however, all the cars are now required to have a certain grade of mufflers. Then there will be another regular night race to monitor. The next meeting will be in April when Eric will bring his model.

Chairman Cedarholm encourages the Board to reach out to the artist of the sculpture, Jill Nooney, to discuss the possibility of making modifications to the sculpture so that it is not so pointy. And also ask her to help us with taking it apart, moving it in pieces and then welding it back together. He thinks she is probably excited about providing this sculpture to the Town and she will be reasonable. It would be nice to accommodate both the Town and the artist without costing the Town any money.

Chairman Cedarholm lastly adds that after viewing the video of the Deliberative Session on TV he admits that both the audio and visual it is just atrocious. He would encourage the Board to seriously look at upgrading the video systems. It would nice to have video capability both upstairs and downstairs at the PSC to encourage the other committees and boards to also record their meetings. TA Glover reminds the Board that it decided to cut \$15,000 from the Computer Hardware line item which was there to upgrade the video systems. They did discuss the possibility of using any money that may be left over at the end of the year towards video equipment upgrading. The best solution would be to do the meetings live; however that would require a camera operator. The quality seems to be better if watching it on a computer rather than on a television.

Chairman Cedarholm thanks everyone for an enriching and challenging three years.

11. Chairman Cedarholm motions to adjourn at 7:15 pm. Selectwoman Dennis, seconds. All in favor. **Motion Carries.**

**SELECT BOARD MEETING MINUTES**

**March 2, 2015**

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Minutes transcribed by:

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Denise Duval, Town Secretary

3/30/15  
\_\_\_\_\_  
Date

Minutes accepted by The Lee Select Board:

  
\_\_\_\_\_  
Carol Dennis, Chairwoman

  
\_\_\_\_\_  
Scott Bugbee

  
\_\_\_\_\_  
John LaCourse