

MOULTONBOROUGH, TUFTONBORO, WOLFEBORO

IMA Joint Board on Aquatic Nuisance Plant Control

April 13, 2011
Meeting Minutes

Present: Ken Marschner, (Wolfeboro), Linda Murray (Wolfeboro), David Owen (Wolfeboro-Alternate), Carter Terenzini (Moultonborough), Karin Nelson (Moultonborough), Al Hoch (Moultonborough – Alternate), Bill Marcussen (Tuftonboro), Dan Williams (Tuftonboro-Alternate)

Absent: Daniel Duffy (Tuftonboro, with prior notification)

Others Present: N/A

Call to Order and Minutes: Ken Marschner called the meeting to order at 9:04 a.m.

Dan Williams was seated as a member to act in the absence of Daniel Duffy.

Minutes: It was noted that in the minutes of March 16th on page three, we needed to change “John” to “Jon”. With respect to the “Tender Boat” it was noted that the main emphasis of this prior discussion was that once the milfoil “hits the shore” it is the Town’s responsibility to deal with. In discussing the Tender Boats it was also noted that there had been no provision at Lanes End for additional boats or the related management complexities. Karin Nelson moved, with a second by Bill Marcussen, to approve the minutes as amended. Linda Murray abstained due to her absence. Motion carried unanimously.

Financial Report: The Tuftonboro dues were received as were the two last sales of the salvaged DASH equipment. There was progress payment to NEEDS. \$11,442.70 remains available for use.

DASH Units: The filtration tables have been fabricated and “major work” will be underway on the actual boats this week. Ken and Bill will go back up for a progress inspection. Karin asked if we have resolution that the exhaust(s) are far enough away from the fresh air intake for the divers air supply. Bill and Ken explained the various vertical/horizontal distance, filter, and moisture regulation requirements with the basic answer appearing to be “all is good”. Bill observed that it was his impression that a May 1 delivery date was doable now that the major components are available.

NH Lakes Association Services Agreement: Andrea LaMoreaux of NH Lakes was dialed in for conference call. Ken described the interviews with a variety of divers and how it was the sense of the interview team that we want experienced folks to start us off not newbie’s. NH Lakes wanted a consensus from the IMA that there was a place for all three interviewed firms. Bill moved and Linda seconded to endorse the approach of using all three experienced dive teams as recommended by the screening committee (Aqua Logics, AB Aquatics, NE Milfoil). All in favor.

Andrea has received a confirmation from Moultonborough for 60 days, Wolfeboro for 10 days [last two weeks in June and then an additional 10 days in September]

Draft NHL & Diver Contract(s): There was a lengthy discussion of whether or not the Towns are a party to the NH Lakes Agreement with its divers with Carter stressing we are not. The Town’s contract with NH Lakes, and NH Lakes contracts with the Divers. There are no tri-party agreements. Discussion

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continued as how to remove references which appear to make the Towns a party to the contract and make them generic and various suggestions related thereto. Andrea said she was taking it all in and will revise her drafts to strike references to the Town(s) being a party to the Contract for Services and the Release and Identification.

At this point Andrea was asked to drop off the line and Carter expressed concern about to what extent we were advising NH Lakes and drilling down so deep we were essentially directing them what to do and blurring the lines between our role as a “buyer” of services and directing them and their subs, thereby negating our legal protections. Linda felt that was why we were advising them to make sure their attorney has been through it. Lengthy discussion followed. Andrea was dialed back in and Ken told her we had no specific requirements other than the Towns could not be a party to the Agreements, the balance of our suggestions were for her consideration. At the end of the day it was her contract which she needed to be comfortable with, and that we recommended her attorney review it. She said she understood and her Board would need to review it as well.

As to our contract with NH Lakes, Carter, David, and Bill will look at their “boilerplate” to see if we can come up with a single (IMA) or town by town contract. Andrea’s Board meets next on May 12th, so we need to push it along. We need to finalize a lease for the equipment to the NH Lakes as well. Dave will lead that effort.

Flow Chart: Bill reviewed a Flow Chart that shows the various actions that need to be taken and the timelines for those. It was noted as quite workable once we show NH Lakes needs to execute a contract with the Town/IMA and we change the Town reference to Town/IMA to reflect either path for contracting. Linda Murray brought up that each town would be responsible for providing their own monitor (i.e. Clerk of Works) to protect their contract interests.

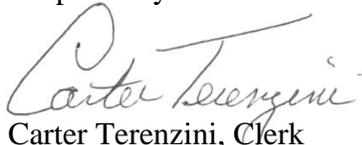
Fuel Surcharge: There was a discussion of whether or not we should allow for a fuel surcharge given the volatility of pricing. It was the consensus to deal with this within our contingency and ask NH Lakes to track usage so we can look at it next year.

Boat Accessories: It was noted that a variety of accessories were needed to properly outfit the boats. Bill moved and Karin seconded to authorize Ken M. to expend up to \$2,500 to purchase miscellaneous accessory items to outfit the two units. There was a question of whether or not we couldn’t expend these funds in NH and a discussion of the merits of whom we have an account with versus trying to get pricing from local vendors. Carter said if he was provided with a list of emails for vendors and a final list of equipment, Moultonborough would solicit the quotes. The motion carried unanimously.

Other Business: The next meeting will be on the 4th of May in Tuftonboro.

Motion to adjourn at 11:39 a.m. The motion carried unanimously.

Respectfully Submitted



Carter Terenzini, Clerk

On This Date of April 15, 2011