

**OFFICE OF SELECTMEN
6 HOLLAND STREET
PO BOX 139
MOULTONBOROUGH, NH 03254**

Selectmen's Meeting

January 8, 2009

MINUTES

Present: Selectmen: Karel A. Crawford, Edward J. Charest, James F. Gray, Joel R. Mudgett, Betsey L. Patten; Carter Terenzini, Town Administrator; Hope K. Kokas, Secretary.

- I. CALL TO ORDER:** Karel called the meeting to Order at 7:00 P.M.
- II. PLEDGE OF ALLEGIANCE**
- III. REVIEW/APPROVE MINUTES:** Joel Made the Motion to approve the Minutes of December 18, 2008 & Workshop of December 19, 2008 as written. Ed Seconded. The Motion carried unanimously.
- IV. NEW RESIDENTS:** Katherine L. Joyce, Jared L. Beaulieu, Caitlin P. Bouchard, Dorothy M. Irwin, Shawn Sullivan.
- V. PUBLIC MEETING:**
1. Al Hume provided the Selectmen with Right to Know posters that he received at the NH Local Government Center. Karel thanked him and asked that the posters be displayed if they are not already.
 2. Website Presentation: Carter provided the Selectmen with a PowerPoint presentation of the Town's new website. He reminded everyone that the Website Committee recommended Virtual Town Hall and the funds were approved at the 2008 Town Meeting. In Carter's presentation, he displayed the many features and asked people to keep in mind that the program has some quirks that are still being worked on while staff are working towards proficiency. He encouraged the public to submit photos and asked that the location and photographer be identified, granting the Town permission. Carter informed the Selectmen that the \$2,000 maintenance fee and adding an extra "seat" will be included in the 2009 budget. Carter commended Alison Kepple and staff for all of their hard work which has taken several months to get the website up and running. He requested that staff who have played a major role receive a letter of commendation to be placed in their personnel file. The Selectmen all agreed that the website looks great and approved of the request. On behalf of the Selectmen Karel expressed their thanks to all those who were involved in this lengthy and time consuming project.
- 8:00 Non-Public Session, Per RSA 91-A:3 II (a):

VI. NEW BUSINESS:

1. Action: Review & Approve Septage Agreement, Winnepesaukee River Basin Program: Karel stated that this agreement will allow private haulers to use the Winnepesaukee River Basin Program to dispose of septage at their cost. The Bay Sewer District will also be able to access this site. Betsey Made the Motion to approve the septage agreement with

Winnepesaukee River Basin Program for the period of January 1, 2009 to December 31, 2014 and to authorize the Chair to sign the agreement. Ed Seconded the Motion. The Motion carried Unanimously.

2. Action: Review & Approve Workers' Compensation Contribution CY 2009, Primex: Carter explained that in addition to Workers' Compensation coverage, this also includes the Town's liability policy. He added that if given more time, he would have liked to put this out for bid. If the Selectmen approve this multi year agreement, there is a 5% discount through 1/1/2012. Betsey Made the Motion to approve of the agreement for the multi-year program with Primex from 1/1/2009 to 1/1/2012 and authorize the Chair to sign the agreement. Ed Seconded the Motion. The Motion carried Unanimously.
3. Action: Review & Approve Applications for Permanent Sign Permit, 268 Whittier Highway: Karel explained that the CEO recommends approval of the first application as it would be replacing the existing Citgo sign at Rob's Gas Depot with the Irving sign. Joel Made the Motion to approve of the application for Permanent Sign Permit, 268 Whittier Highway, replacing the Citgo sign. Ed Seconded the Motion. The Motion carried Unanimously. Joel reported that the second application to place a new sign on the canopy, as reported by the CEO, exceeds the maximum signage allowed and requires that they seek a variance from the Zoning Board of Adjustment. Joel Made the Motion to deny the second Application for Permanent Sign Permit, 268 Whittier Highway for the new canopy sign and directing the applicant to the Zoning Board of Adjustment for a variance. Ed Seconded the Motion. The Motion carried Unanimously.
4. Action: Review Citizens Petition, Loon Preservation Committee: Karel stated that this is the Loon Preservation Committee's annual request and asked that the petition be placed in the Town Warrant file.
5. Action: Review & Approve NH Municipal Association 2009 Membership Dues: Karel asked Carter if the amount has increased and he responded that he was unsure, but will provide the Selectmen with the change if any. Hollis Austin asked for the cost of the annual dues and the purpose. Karel replied that the annual dues are \$9341.69 and provides the Town with legal advice, referral and information, and workshops for all of the Towns' boards. Carter added that the NHMA (synonymous with the Local Government Center) assists municipalities with legislative proposals, lobbying, providing a pool for affordable health insurance coverage, etc. The Selectmen all agreed that the dues are well worth the cost to receive these services and benefits. Joel Made the Motion to approve and authorize the Chair to sign the NH Municipal Association 2009 Membership. Betsey Seconded the Motion. The Motion carried Unanimously.
6. Action: Acknowledged Employee Sick Leave Bank Contribution, Carter Terenzini: The Selectmen acknowledged Mr. Terenzini's contribution to the Employee Sick Leave Bank.

VII. OLD BUSINESS:

1. MPD Proposed Shooting Range Demonstration at WMF: Karel reported that the Moultonborough Police Department's shooting range demonstration took place today at 10:00 am at the Waste Management Facility and all of the Selectmen were placed throughout Town in order to hear the noise impact if any. She added that she was located at the top of Sheridan Road and found that there was a distinct noise difference from the shooting that was done by the MPD and shots fired by others also in the neighborhood. The shots fired by others were much louder than the shots fired by the MPD. She added that she was disappointed that others tried to sabotage the demonstration. Betsey stated

that she was located on Route 109 by Al Hume's property and she too heard the return volleys by others. She added that the noise from the plow going by was much louder than the shots fired by the MPD and those shot by others, which appeared to come from next door, were very loud. Ed stated that he was at his home on Berry Pond. He asked his wife to remain indoors to see if she could hear the shots by the MPD, which she could not. While he was able to hear the MPD shots, he commented that the noise wasn't anything compared to what he hears from duck hunters and certainly wasn't offensive. He added that the shots fired by others seemed to echo throughout the area. Joel reported that he too was on Sheridan Road by the Abbott's sap house, and while the MPD's shots were audible, he compared the noise to that of a nail gun being used in the neighborhood. He added that he could tell the difference between the shots fired by the MPD and the shots that were coming from the Hume property. Joel reported that when he left his listening post he came upon a woman walking her dog and after explaining what he was doing, he asked her opinion of the noise. She told him she heard the first shots by the MPD but didn't feel that they were overly loud or a disturbance. Jim commented that the shots fired by others were much louder than those by the MPD. Jane Fairchild told the Selectmen that she too was on Sheridan Road, and heard the MPD's shots, and agreed that the other shots were very loud. Ms. Fairchild felt that the other shots ruined the test. She expressed her concern that the wildlife corridor located in this area may be disrupted by the noise coming from the proposed shooting range and also possible lead contamination at the WMF from the bullets. Ed reminded the audience that there will be very limited use of the proposed range. Hunting season is much longer and the corridor isn't posted. He also reminded the audience that the Police Department will collect the shells. Karel also reminded the audience that the Police Department must qualify twice a year only and this will not be a daily event. In addition, the proposed range will only be used when the WMF is closed, during the winter Wednesdays and Thursdays, and after April 1st only on Thursdays, twice a year. Karel pointed out that the people located in and around Suissevale listen to the Winnepesaukee Sportsmen Club daily and at random times. She added that the Selectmen have the authority to make this decision, despite the citizen's petition on file. Mr. Hume stated that he feels the Winnepesaukee Sportsmen Club, where the MPD now qualifies, is suitable for this purpose. Karel reminded everyone of Chief Kinmond's presentation and the need to be able to leave equipment on site and to have it available for just the Town's Police Department. Peter Jensen, a resident in the area, expressed his disappointment that the test was contaminated by others. He added that credence should be given to the Police Department.

3. Cristina Ashjian asked the Selectmen if they ever forwarded the water quality questionnaire to the Conservation Committee as stated during a Board of Selectmen's meeting in October. Carter stated he would follow-up on her question and then later during the meeting, reported that after reviewing the minutes of the Selectmen's Work Session of October 23, 2008, there was no mention of referring the questionnaire to DES.

VIII. OTHER BUSINESS:

1. Legislative Update: Betsey reported that they are back in session. They are waiting to receive the Governor's proposed Budget Reduction Act. The emphasis will be going through the budget to reduce spending. She added that they will be tracking the school educational funding. Betsey stated that they expect to see a bill to change the funding formula. She added that she is proposing a bill to increase the number of voters required

to request a secret ballot during Town Meeting. Presently, only five registered voters must request a secret ballot and are not required to be present at Town Meeting. Her bill would set the number required based on the municipalities population. The Selectmen expressed their support of Betsey's proposed bill and asked Carter to draft a letter of support. Hollis Austin asked the purpose of the bill. She replied that presently only five people can request a secret ballot and not have to be present during the secret ballot, in an effort to make Town Meeting unnecessarily lengthy. Al Hume asked if Betsey knew when they'd have the report of the state's revenues. Betsey was unsure of exactly when, but felt they should know by March. When asked if the Legislature knew of the effects of the 2008 budget on the 2009 budget, she answered that she was unsure at this time.

2. Planning Board Update: Ed reported that they haven't met since December 17th, but they did vote to approve the Master Plan. He reminded everyone of the Public Utilities and Local Regulation informational meeting, January 12, 2009, at Town Hall, 7:00 p.m. Ed added that he felt it will be very helpful, with representation from the PUC and DES.
3. Administration Update: Acknowledged.
4. Moultonborough Planning Board Meeting & Public Hearing Minutes, December 10, 2008: Acknowledged.
5. Moultonborough Planning Board Work Session Minutes, December 15, 2008: Acknowledged.
6. Moultonborough Zoning Board of Adjustment Minutes, December 17, 2008: Acknowledged.

IX. PENDING: None.

X. CORRESPONDENCE:

1. Neil Geier, December 18, 2008: Karel stated that Mr. Geier's email expressed his concern of a "logging operation" from a private residence in his neighborhood and the resulting noise. She added that his letter has been referred to the CEO.
2. VNA Hospice of Southern Carroll County, December 19, 2008: Karel stated that they are requesting funding from the Town. Hope informed the Selectmen that she called them in an effort to remind them of the need for a citizen's petition and learned that was their intent.

Joel Made the Motion for the Selectmen to go into Non-Public Session per RSA 91-A:3 II (a). Betsey Seconded the Motion. Karel asked for a roll call: Jim – Aye; Betsey – Aye; Ed – Aye; Joel – Aye; Karel – Aye. The Selectmen went into Non-Public Session at 8:09 p.m.

Joel Made the Motion for the Selectmen to come out of Non-Public Session and to seal the Non-Public Minutes until the matter(s) is resolved. Betsey Seconded the Motion. Karel asked for a roll call: Jim – Aye; Betsey – Aye; Ed – Aye; Joel – Aye; Karel – Aye. The Selectmen came out of Non-Public Session at 8:30 p.m.

- XI. **ADJOURNMENT:** Joel Made the Motion to Adjourn. Ed Seconded.
Motion Carried Unanimously.
Karel adjourned the meeting at 8:31 p.m.

Approved

Date
Respectfully Submitted
Hope K. Kokas, Secretary

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