

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

Selectmen's Meeting

August 19, 2010

MINUTES

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

- I. **CALL TO ORDER:** Joel called the meeting to Order at 7:00 P.M.
- II. **PLEDGE OF ALLEGIANCE:**
- III. **REVIEW/APPROVE MINUTES:** Betsey made the Motion to approve the Minutes of August 5, 2010. Ed Seconded the Motion. The Motion carried Unanimously.
- IV. **NEW RESIDENTS:** Richard A. & Gayle L. Russell, Susan A. & Jeffrey P. Burton, Joseph F. & Kaitlin A. Sampson, Vanessa L. Tocco, Cynthia Hulley, Heather C. Kofoed, Travis R. Keich-Baier, Bruce B. Baier, Kristen L. Tennis, Robert J. Goocher, Rohland W. & Susan G. Thompson.
- V. **PUBLIC MEETING:**
 1. Citizen Input: 1) Peter Jensen provided the Selectmen with a copy of an email from Karin Nelson regarding the discovery of additional milfoil at Lee's Pond. She informed DES of the situation and Amy Smagula scheduled two state divers who upon viewing the area decided it was best to hand pull as it was too difficult an area to access. With volunteer assistance, they hand pulled the area, collecting over 15 garbage bags of milfoil. Karin was very appreciative of the state's work at no cost to the Town. Ed complimented Peter on his article on milfoil in the *Union Leader*. 2) Hollis Austin told the Selectmen that he's heard around Town that something was going to happen, which would surprise everyone and asked if the Selectmen knew anything about this. Joel replied that they have not heard anything and asked Mr. Austin what he thought it was about, which he said he didn't know. Mr. Austin suggested that prior to the Blue Ribbon Commission beginning their six month charge, that there be a public hearing before they get started, which would allow the members to hear the various views and opinions of the Town's people. He added that this would provide a larger amount of residents the opportunity to attend versus in six months. Joel stated that at this time there is nothing to have a public hearing on, as the Selectmen have decided to hold off on building the soccer field on the Lions Club property. Ed added that the Blue Ribbon commission is to be non-biased and having a public hearing first would then create bias. If the commission wants they can interview people for information if needed. The meetings will be held in public and people can send them information if they want. Mr. Austin said that he thought the meetings would be interactive. Ed responded that was not the purpose. Mr. Austin then asked what the purpose of the commission is and he thought it would be more of a brainstorming sessions. Joel told Mr. Austin and the audience:

“...that people can take it any damn way they want to. The Selectmen have been calling people trying to get them to serve on the committee and the answer from most of them is, what the hell would they want to be on the committee for and read their name in the *Meredith News* and the *Citizen* and be ridiculed the way certain people do it all the time. They said there was no way in hell that they would want to try and help anymore. These are good people in the Town of Moultonborough and that’s what is coming down the line. It really is a shame because certain people want to ridicule people, and it is totally ridiculous.”

Jim told the Board and audience that he’s experienced the same thing and it is not just this committee but other committees that the board is looking to fill. People who have lived in this Town for a long time have never seen this kind of criticism that volunteers receive who are trying to get something done and inform the public of what’s going on. He added that it is crazy what is being said on these blogs and newspapers. Jim said that based on this he wasn’t sure if they’d be able to find anyone willing to serve on the commission. Joel expressed and the Board agreed that at this point there is no sense in having a public hearing on something that the Selectmen are not planning on doing. He added that the sad part of this is that the majority of the Town voted to build the soccer field. Betsey added they don’t have anyone at this time willing to serve on the commission, so scheduling a hearing without members is useless. She said they need to wait and see what happens, and people need to trust the Selectmen to do what is right for the community. 3) Jim Morrison asked about the statement in the Town Administrator’s update about a month ago about C.G. Roxane was unable to supply the Town with bottled water. Mr. Morrison asked what the agreement between the Town and C.G. Roxane was. Joel replied that there was never any agreement. C.G. Roxane gave bottled water to the Fire, Police and Highway departments, there was never anything written. The issue was that C.G. Roxane got behind in their orders and therefore didn’t have any extra water to donate to the Town. 4) Hollis Austin complimented Scott Kinmond and the Highway Department for the job that’s been done on sealing the cracks in the roads.

VI. NEW BUSINESS:

1. Presentation: Public Safety Building Update (R. Korber & S. Kinmond): Scott Kinmond reported to the Selectmen that after two months monitoring the slab floor in the Fire Department’s apparatus bay at the Public Safety Building, there has been negligible movement and recommend continuation of monitoring for another four months. He speculated that the movement may have ended. Scott also reported that they’ve seen movement in the booking room of the Police Department’s side, which is adjacent to the core foundation. It is a small crack, which they have measured and photographed and is approximately 1/8th of an inch deep and wide. Because of the cost they won’t have it surveyed, but will continue to monitor it and keep it in mind for the 2011 budget. Scott said they will check the movement in the winter and during the spring thaw, that is when the movement in the apparatus bay was first noticed. The Selectmen agreed by Consensus to continue monitoring for another four months.
2. Review for Approval: 2010 Road Project Bids – Paradise Drive & Winaukee Road: Scott told the Selectmen that he and the Engineer reviewed the bids, which have been posted on the Town’s website. They recommend accepting the bid for the Paradise Drive project from M.E. Latulippe of Ashland in the amount of \$327,001.40 and for the Winaukee Road project, accepting the bid from F.R. Carroll, Inc. of Limerick, Maine in

the amount of \$140,154. For construction administration and oversight (clerking of the works) \$59,190. Scott told the Selectmen, in an effort to save money and reduce the engineer's fees, he and the Engineer will evaluate the option of the Town hiring a clerk of the works. For both projects the cost is \$526,345.40 with a 20% contingency of \$105,269.08 to cover any necessary change orders and expand project areas (i.e. paving on Geneva Point Road or extending Paradise Drive project area). The total is \$631,614.48. Scott told the Selectmen that \$718,000 was appropriated. Betsey asked if the Town hires its own clerk of the works, will they have insurance and will the Town have any recourse if there is a problem in the future. He told her that anyone hired would be under the Town's insurance and he and the Engineer will review it to see what's in the Town's best interest. Scott added that if the difference is minimal then it may not be worth hiring a clerk of the works, but go with the Town's Engineer. Karel Made the Motion to award the Paradise Drive Project contract to M.E. Latulippe Construction, Inc. of Ashland, NH for \$327,001.40 and award the Winaukee Road Project contract to F.E. Carroll, Inc., Limerick, ME for \$140,154, for a total of \$526,345.40 with a contingency of \$105,269.08 and authorizing the Chair to sign each contract. Jim Seconded the Motion. The Motion carried Unanimously. Ed thanked Scott for attending the meeting and providing an explanation which he felt was an improvement from the past.

3. Review for Approval: 2007 Unpaid Tax Liens & Deed Waiver: Susette Remson provided the Selectmen with a list of the 2007 unpaid taxes, adding that she will be tax deeding in mid November and some on the list will pay their taxes, as happens every year. She told the Board that Carter is recommending that the list be given to the other departments for review as there may be properties the Town doesn't want to own due to environmental hazards, etc. Susette brought to their attention that there are properties identified as unknown which is a result of the Town's remapping in 2006. She explained that #29 on the list borders the Center Harbor Town line and she checked with the Center Harbor Assessor's office, identified their property owner and then went on line to the Belknap County Register of Deeds website to read their deed and look at the plan. Susette would like to contact this property owner to see if they own this .19 acre parcel and give them an opportunity to claim it and pay the taxes. She asked that they waive this property. In addition, she would like to waive #39 as he has entered into a payment agreement with the Town which he has honored and should have the opportunity to fulfill. Betsey Made the Motion to not accept the Tax Collector's deed for the properties listed as #29 and #39 in her memorandum dated August 16, 2010 and for the Selectmen to sign the Deed Waiver for both properties. Ed Seconded the Motion. The Motion carried. The other properties as listed in the same memo will be tabled until comment is received from the various departments.
4. Review for Approval: Proposed Contract – Aquatic Control Re: Milfoil 2010 Treatments: Peter Jensen, Chair of the Milfoil Committee reported that they are ready to begin work on the fall treatment and enter into a contract. He explained that they are working on the details of the contract, as the vendor usually receives an upfront deposit, which the Town doesn't do. Peter said that the herbicide treatment is the biggest part and then hand pulling, and last hand pulling with the DASH unit. He estimated that the money budgeted will be spent. The contract amount is \$112,997. Joel asked what other expenses will remain and Peter replied that everything else will have been covered. Betsey Made the Motion to approve the request for funds to not exceed \$112,997 and authorize the Chair to sign the contract when received. Peter added that it appears that they will also be able to treat Greene's Basin. The Motion carried Unanimously. Betsey thanked Peter and the Milfoil Committee for their hard work.

5. Review for Approval: Request for “Boot Drive” at Transfer Station for the Santa Fund: Ken Filpula, member of the Fire Department Auxiliary, is requesting that they be allowed to raise funds for the Santa Fund on Saturday, September 4th, from 8:30 am to noon. He explained that they would be outside of the gate on the exit side, so as not to disrupt traffic in the Transfer Station. Joel asked and learned that both Scott Kinmond and Scott Greenwood are in favor of this effort. Ken then asked if the Auxiliary could do the same thing on Columbus Day weekend, October 9th. Betsey Made the Motion to approve the request of the Fire Department Auxiliary to hold a fund raiser to benefit the Santa Fund on September 4th and October 9th, 8:30 am to noon as detailed in Ken Filpula’s email of August 16th. Ed Seconded the Motion. The Motion carried Unanimously.
6. Review for Approval: Master Plan Implementation Working Group Appointments: Joel suggested tabling this until they have identified more people willing to be members. Approved by Consensus.
7. Review for Approval: Blue Ribbon Commission on Com. Services & Facilities Appointments: Joel suggested and the Board agreed to table this until they have names to choose from.
8. Review for Approval: Launch Requests, NH Bass Casters, August 21st & October 2nd: Betsey Made the Motion to approve the Launch Requests for the NH Bass Casters tournament for August 21st and October 2nd, Lee’s Mills and States Landing per stipulations set by the Police and Fire Chiefs. Ed Seconded the Motion. The Motion carried Unanimously.
9. Review for Approval: Sandwich Fair Temporary Sign Permit: Betsey Made the Motion to approve the 3 temporary road signs advertising the Sandwich Fair. Ed Seconded the Motion. The Motion carried Unanimously.
10. Review for Approval: Officer James Quinlan Police Academy Completion: Jim Made the Motion to change Officer James Quinlan’s grade to XII, step 1 as he is now certified and to continue his probationary period. Betsey Seconded the Motion. The Motion carried Unanimously.
11. Review for Approval: Setting of Volunteer Appreciation Event Date: After discussion the Selectmen decided by Consensus to hold the Volunteer Appreciation Event on Saturday, September 18th.
12. Review for Approval: Police Department – Receipt of Donated Night Vision System: Joel reported that Andrew C. Teich of Krainewood Drive donated to the Police Department an FLIR Night Vision System with a value of \$8,000. Sergeant Fulton is asking the Selectmen to accept the donated piece of valuable equipment. Betsey Made the Motion to accept with great appreciation the FLIR Night Vision System with a value of \$8,000. Ed Seconded the Motion. The Motion carried Unanimously. Betsey asked that a thank you letter be sent.

VII. OLD BUSINESS:

1. Review: LGC Re: Legislative Policy for 2011-2012: Betsey explained that their group went to Department of Revenue on Monday to work on their plan to allow donor towns to collect half of the anticipated increase and add it to the July tax bill which will reduce the large burden in December of 2011. She added that DRA doesn’t want to collect the Statewide Education Property Tax and they are looking at setting up an ad hoc committee to explore the collection issues.

VIII. OTHER BUSINESS:

1. Legislative Update: Betsey had nothing to report.
2. Planning Board Update: Ed reported that they will meet next Wednesday.
3. Administration Update: Joel stated that there is nothing else to report other than Carter's submitted weekly update.
4. Advisory Budget Committee Minutes, July 22, 2010: Acknowledged.
5. Milfoil Committee Minutes, July 29, 2010: Acknowledged.
6. Zoning Board of Adjustment Minutes, August 4, 2010: Acknowledged.
7. Planning Board Minutes, August 11, 2010: Acknowledged.

IX. CORRESPONDENCE:

1. C. W. Kendall, Re 2010 Proposed Assessed Values: Joel acknowledged that the concern is about their assessed value. Joel announced that next week, August 26th, 4 p.m. during their work session, Vision Appraisal Technologies will attend to go over what can be done about the 2010 proposed assessments. Al Hume asked if the Selectmen would allow public input. Joel replied that he said at the previous meeting that he would allow public input. A notice will be posted in the *Evening Citizen* (not enough time for the *Meredith News*) and it will be posted on the Town's website.
2. Time Warner Cable, Re Programming Changes: Acknowledged.

XI. CITIZEN INPUT: 1) Al Hume asked Scott Kinmond what is being done about the frost heaves at the Public Safety Building. Scott reported that he will be meeting with the Engineer to look at 2011 road projects and other projects and this will be considered. 2) Jim Morrison asked if the equalization (donor town funds) will be due in 2011 and learned that was correct. He asked if the half collected in July will also be subject to interest if not paid and learned that it would. 3) Fred Kramer asked who will owe the donor tax, the Town or the property owner. He learned that the property owner owes the tax. Mr. Kramer then asked; why not let the property owner send the tax to the state. He then suggested that the Town decrease its budget by the amount that will be due for its donor share. 4) Hollis Austin agreed and asked the Selectmen to consider this. Joel said that they will look to reduce the budget, but the question is how much can it be reduced before affecting services. 5) John Anderson stated that C.G. Roxane should be taxed for the water they take from the Town and he learned that it is not allowed by the state. 6) Jim Morrison asked if the Town has worked on a PILOT with Lakes Region Conservation Trust. Joel reported that this will be discussed.

XII. NON-PUBLIC SESSION [Possible Request Per RSA 91-A:3 II (d)]: Not needed.

XIII. ADJOURNMENT: Karel Made the Motion to Adjourn. Betsey Seconded the Motion. Motion Carried Unanimously.
Joel adjourned the meeting at 8:10 p.m.

Approved

Date
Respectfully Submitted
Hope K. Kokas, Administrative Assistant