

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

Selectmen's Meeting

March 31, 2011

MINUTES

Selectmen: Selectmen: Joel R. Mudgett, Chairman, Edward J. Charest, James F. Gray (absent with prior notice), Betsey L. Patten, Russell C. Wakefield; 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 March 17, 2011 and Work Session Minutes of March 24, 2011. Ed Seconded the Motion. The Motion carried Unanimously.

IV. NEW RESIDENTS: Leah Grayauskie, Kristen A. Dunne, Torrey R. Zelek, Andrew H. & Elizabeth K. Silverstein, Steven E. Geyer.

V. PUBLIC MEETING:

Citizen Input: 1) Hollis Austin asked about the new residents that are read at the beginning of the meeting and asked what the basis for the list is. Joel replied that it is from voter registration. Russ added that it is from automobile registrations. Mr. Austin asked if there was any way to identify residents who leave. Russ replied that it is difficult to know. However, nationally the voter registration system will identify people changing their residency when they register to vote in other states. In addition, the Supervisors of the Checklist must purge their list every four years of those who don't vote during that period. 2) Peter Jensen asked what happened to those who don't vote during a four year period and if they need to reapply to become a resident. Russ replied that their residency is not purged. Joel questioned the latest Moultonborough census findings that the population has decreased. Carter stated that while the numbers have been publicly released, the Town has yet to receive any notification. Betsey agreed that this did not sound right.

VI. NEW BUSINESS:

1. Review for Approval: 2011 Adopt a Spot: Joel read the requests, explaining that former adopters/gardeners could keep their spot. He read the requests: 1) Karen and Jim Nizsus, same as last year, Playground Drive; 2) Bob Patneau (new), Sandwich Town Line; 3) Pine Ridge Landscaping, same as last year, front of Town Hall; 4) Moultonborough Toastmasters (new), willing to take an appointed spot; 5) Donnybrook Homes Services, same as last year, Recreation Department and add on to the area; 6) Miracle Farms, same as last year, Center Harbor Town line and Public Safety Building; 7) Dion Plant Place, same as last year, northern median strip at Town Hall. Carter stated that he would contact Aubuchon Hardware and the Lions Club to see if they want to

- continue to adopt Sutherland Park as in the past. The Selectmen thanked all those who volunteered to adopt a garden spot. All agreed that their hard work beautifies the Town.
2. Review for Approval: NH Highway Safety Agency Grants (2): Joel reported that the Police Department is applying for two grants. The first is the Statewide DWI Hunter Patrols and the other is Operation Safe Commute. Betsey Made the Motion to authorize the Chair to sign both grant applications. Ed Seconded the Motion. The Motion carried Unanimously.
 3. Review for Approval: Charitable Exemption, Squam Lakes Conservation Society: Ed reminded the Board that during 2010 they had discussed going over each exemption application thoroughly to ensure that it meets the exemption requirements. Betsey agreed. Hope added that the A-9 is due April 1 and the A-12 with the financial report is due June 1. Those applying for religious exemptions are not required to provide financial statements. The Selectmen agreed to process the religious exemptions and hold the charitable exemptions, including Squam Lakes Conservation Society, for further review. Russ said that he has worked with the Squam Lakes Conservation Society and had no questions. He added that once the review was done he would abstain from voting.
 4. Review for Approval: Religious Exemption, First Missionary Baptist Church: Betsey Made the Motion to approve the religious exemption for the First Missionary Baptist Church. Ed Seconded the Motion. The Motion carried Unanimously.
 5. Review for Approval: Heritage Commission Appointments (2): Ed reported that Cristina Ashjian was reelected as Chair and Jean Beadle reelected as Secretary. Norm Larson and Bruce Worthen's terms have expired and they are willing to continue to be on the Commission. It is the Commission's recommendation to reappoint both as members. Ed Made the Motion to appoint Norm Larson and Bruce Worthen to the Heritage Commission as members for a three year term. Betsey Seconded the Motion. The Motion carried Unanimously.
 6. Review for Approval: Moultonborough Taking Action Request: Jessica Stephens, Coalition Coordinator requested \$1,500 for the annual Lock-In (April 8th) and Spring Into Action (May 4th) activities. Ed Made the Motion to approve MTA's request for \$1,500 from the Community Substance Abuse P&E Cr Fund for the Lock-In (April 8th) and Spring Into Action (May 4th) activities. Betsey Seconded. Ms. Stephens further explained that MTA focuses on drug and alcohol prevention activities. Mr. Austin asked if these activities were advertised. Ms. Stephens replied that flyers were given to students and mailings sent to parents. It was advertised in the local newspaper, posted on the school's website and MTA's Facebook page. Mr. Austin suggested that it be placed on the Town's website and Carter replied that if we receive such a request we would give it consideration in keeping with the Towns' policy.
 7. Review for Approval: Launch Request, NH Bass Casters: Betsey Made the Motion to approve the Launch Request from the NH Bass Casters to use the States Landing launch on October 1, 1011, following guidelines as stated by the Police and Fire Chiefs. Ed Seconded the Motion. The Motion carried Unanimously.
 8. Review for Approval: Launch Request, REXEL: Betsey Made the Motion to approve the REXEL Launch Request to use the Lee's Mills launch, May 1, 2011, following guidelines as stated by the Police and Fire Chiefs. Russ Seconded the Motion. The Motion carried Unanimously.
 9. Review for Approval: FY Budget 2011 Amendment #1: Carter reported that this first budget amendment is to transfer \$28,500 from labor services to the insurance and uniform lines in the Fire Department, allocate the \$75,000 added at Town Meeting to the police officer position and to allocate the 1.5% COLA from the Contingency to the

various departments. Betsey Made the Motion to approve the Budget Amendment #1 and authorize the Chair to sign the amendment. Ed Seconded the Motion. The Motion carried Unanimously.

10. Review for Approval: Recreation Advisory Board Alternate Appointment: Joel reported that Morgan Gillis has volunteered to be an alternate of the RAB for a three year term. Betsey Made the Motion to appoint Morgan Gillis to the RAB. Ed Seconded the Motion. The Motion carried Unanimously.
11. Review: NH Liquor Commission Notice to Municipalities, Liquor Licenses (2): Joel reported that two businesses are applying or reapplying for liquor licenses and the NH Liquor Commission is looking for feedback regarding each business. The first is El Mariachi that is opening their restaurant at the former North Shore Diner and the other business is Jojo's Country Store. The Selectmen agreed that they had no objections for either business. Police Chief Tom Dawson submitted that he has no objections for either business. Carter will send a letter to the Liquor Commission stating that the Town has no objections for either business.
12. Review: Summer Informational Session Date: Joel felt that in the past years, the attendance has been low. He added that besides the same people who attend the business meetings, there were very few new people. He commented that last year the audience was made up of those who objected to their lakefront assessment. Betsey recommended that they not hold a summer informational meeting this year and decide for 2012 based on the feedback received. As the Selectmen agreed, Betsey Made the Motion to not hold a summer informational meeting for 2011. Russ Seconded the Motion. The Motion carried Unanimously.

VII. OLD BUSINESS:

1. Review for Approval: NH & FBI Criminal History Record Checks RSA 103-a & 103-b: Carter reported that this was not ready for action.
2. Review for Approval: Revised Cemetery Ordinance: Carter asked the Selectmen and received approval to set a public hearing for the revised Cemetery Ordinance for April 21, 2011, 7 p.m. Peter Whelley asked the Selectmen if the survey would be available of Shannon Cemetery (as reported in the work session minutes of March 24) and at the public hearing would the public have an opportunity to comment. Joel replied that the public will be able to ask questions and make comments. He added that the word "survey" was used, but using an actual surveyor was not the intent. What will be done is that the rows will be lined up to identify those monuments/graves that are not in line. Russ said that he's viewed the cemetery, adding that all corners are pinned, and all are in line except for one which is in the walkway. Joel stated that the present ordinance only specifies the size of monuments not to exceed 4' high. Betsey added that Town Council is reviewing the proposed amended ordinance. Cathrine Nilson said that it is a matter of following the ordinance and not violating others' rights. She asked how much longer this process will take. Joel apologized to Ms. Nilson and her family for the length of time that it has taken to resolve this question. Russ felt that they should expect that the non-compliant monument should be removed off the public way. Ms. Nilson commented that she understands that monuments and landscaping for each cemetery plot may vary somewhat, as is the case in many cemeteries. However, in this situation the landscaping and monument is overwhelming. She added that in her letter she proposed three resolutions to the problem, adding that if the first two don't work, then she wants their family plot to be moved. Mr. Whelley questioned the Town's liability in this case.

Betsey apologized to the Nilsons for the time that it has taken to come to a resolution and felt it would be resolved within the year.

VIII. OTHER BUSINESS:

1. Legislative Update: Betsey reported that there has been a lot of public outcry over the House budget, which has been passed with many difficult cuts. She said that the goal was to have a balanced budget. As this is the second step out of four, the question is now before the Senate and in the next month and a half they will determine the budget. Betsey reported that there will be no down shifting of costs to the municipalities, the motor vehicle registration fee increase will go away, and the moratorium on any new school projects will continue. The bill on collective bargaining was passed, but Betsey did not feel that it will reach the Governor. The telephone pole tax exemption was voted down. The Department of Health and Human Services is taking large cuts. Betsey felt that there is a strong majority of people who are in favor of a sensible and balanced budget. The hope is for a better financial footing. Ed said as a citizen he felt compelled to comment, adding that he felt it was a sad day for the state. He felt the Representatives showed their mean side. As he's a father of two men with developmental disabilities he was very concerned about their funding and his families' inability to financially support them. The most vulnerable segment of the population will be the most affected by these cuts. Ed felt that the legislators could have found other ways to cut the budget and suggested that they look at their costs. He concluded by saying that we have a social responsibility to be sure that the poor don't get dumped on.
2. Planning Board Update: Ed reported that they had an interesting meeting, working on policies for site plan review and discussed landscaping for commercial property to ensure that the character and flavor of the Town remains.
3. Administration Update: Carter reported that other than his weekly update, he had nothing else to add.
4. NH Lakes IMA Joint Board Minutes, February 16, 2011: Acknowledged.
5. Blue Ribbon Commission Minutes, February 17, 2011: Acknowledged.
6. Milfoil Committee Minutes, March 1 & 16, 2011: Acknowledged.
7. Trustees of the Trust Funds Minutes, March 24, 2011: Acknowledged.
8. Planning Board Minutes, March 23, 2011: Acknowledged.

IX. CORRESPONDENCE:

1. Time Warner, March 18, 2011, Program Changes: Joel reported that this is their usual letter reporting possible program changes. Betsey reminded everyone that a representative from Time Warner will attend next week's meeting, April 7, 2011.

- X. CITIZEN INPUT:** 1) Hollis Austin, referring to the Planning Board voting to go from a work session to a deliberative session, asked Ed what the difference was between the two meetings. Ed said that the work session was free flowing and non-specific, while the deliberative had a specific agenda. Mr. Austin voiced his concern that it was posted as a work session and therefore had little attendance. Ed said that he'd bring this up to the other Planning Board members and felt they would try to avoid this in the future. 2) Joe Quaresima asked the Selectmen what action would be taken for all of the rental real estate signs throughout Town. Ed replied that the Code Enforcement Officer will collect them. The warrant article would have amended the sign ordinance to allow any real estate sign to be put up. Peter Jensen said that the

ordinance said real estate for sale and the warrant article removed the word “sale”. Based on Town Counsel’s recommendations the ordinance should not distinguish. Joel replied that the Code Enforcement Officer will, upon receiving a complaint, pick up non-compliant signs, but he could not start from one end of the Town and go to other end looking for non-compliant signs. Mr. Jensen commented that the Town voted to not change the ordinance. The question was raised about rental signs that have been up for a very long time. Joel said that if anyone has a complaint to contact the CEO and he will respond. 3) Mr. Whelley thanked the Selectmen for hearing them.

- XI. NON-PUBLIC SESSION:** Per RSA 91-A:3 (c), Joel called for a Roll Call: Betsey – Aye; Ed – Aye; Russ – Aye; Joel – Aye. The Selectmen went into Non-Public Session at 8:16 p.m.

The Board exited Non-Public Session at 8:45 p.m. having voted by a vote of 2/3 or greater of the members present to not disclose the minutes and decisions reached therein to the public, as divulgence of the information discussed likely would affect adversely the reputation of any person other than a member of the public body itself, until - in the opinion of a majority of the members - the aforesaid circumstances no longer apply.

- XIII. ADJOURNMENT:** Ed Made the Motion to Adjourn. Betsey Seconded the Motion. Motion Carried Unanimously.
Joel adjourned the meeting at 8:46 p.m.

Approved

Date
Respectfully Submitted
Hope K. Kokas, Administrative Assistant