

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

Selectmen's Meeting

April 7, 2011

MINUTES

Selectmen: Selectmen: Joel R. Mudgett, Chairman; Edward J. Charest; James F. Gray; Betsey L. Patten (absent with prior notice); Russell C. Wakefield; Carter Terenzini, Town Administrator; Carol Fucarile, Executive Assistant.

- I. **CALL TO ORDER:** Joel called the meeting to Order at 7:03 P.M.
- II. **PLEDGE OF ALLEGIANCE**
- III. **REVIEW/APPROVE MINUTES:** Ed made the Motion to approve the Minutes of March 31, 2011. Russ Seconded the Motion. The Motion carried Unanimously.
- IV. **NEW RESIDENTS:** Thomas Funke, Susan Doherty-Funke and Daniel Iddings
- V. **PUBLIC MEETING:**

Citizen Input: 1) Nancy Wright noticed in the newspaper that Carroll County is going to have to cut 1.8 million dollars. Joel said he hasn't followed it. Ed said they rely on Betsey for this information. 2) Joel discussed the bill in the state regarding the car dealerships being able to register vehicles and what this would cost the Town or if there is a cost to the Town. Joel stated that Barbara Wakefield was concerned about this because it would mean more work for the Clerk's Office as well as concern with the audits. All the information will no longer be in the Clerk's Office for the auditors and they will have to chase it, thus some towns will have to pay extra or get an incomplete audit. Joel would like to have Barbara call the auditor for further information on this – maybe get something in writing from them. Carter said he would have Heidi send an email – email works better with them because they are often out doing field work. Joel said or have Barbara call them – whatever works. (Note: "Citizen's Input" was discussed out of order; it was discussed after Time Warner's presentation).

- VI. **NEW BUSINESS:**
 1. **Presentation: Michael Edgecomb, Time Warner Cable & Public Comments:** Carter has summarized the collected comments from the Board of Selectmen and a copy was furnished to Michael Edgecomb. One of the major concerns was the loss of the Boston stations. Mr. Edgecomb provided an extensive explanation to the Board of Selectmen on the Time Warner's decision process. There was much discussion and questions from Fred VanMagness, Alan Ballard, Joe Quaresima, Barbara Sheppard, Penny Morrison, Nancy Wright, Al Hume, Clelia MacKay and Scott Bartlett. Rodney King from Time Warner assisted Mr. Edgecomb with explanations and answers to questions. Mr. Edgecomb stated that the Boston channels are considered "out-of-market" channels which are set by the FCC (not the cable companies). Mr. Edgecomb presented a map showing the different counties which determines significantly viewed stations. In Coos and Carroll Counties, the three Portland stations are considered significantly viewed

(Boston stations have no rights here). In Belknap County, all the Portland and Boston stations are considered significantly viewed (because of the designation, the Portland stations have rights in Belknap County). C-Span and Travel channels were moved to digital this past week, and for compensation for this, they offer the digital boxes for one year at no cost until July 15. There are different boxes – a basic box and the DVR which has recording capability. Over the next twenty-four months, the plan is to go 100% digital (no date set yet for our area), and every customer will need either a digital television or a digital box. The box is about \$8.00, but depends on the service; the approximate cost for the DVR box is \$11.95. The Town of Moultonborough has the right to send a letter to the FCC to get this DMA (Dominate Market Area) altered; the cable company cannot do this. This will be a struggle, but Mr. Edgecomb suggested we be persistent and rely on our legislators at the federal level for help. Mr. King suggested we would have a better leg to stand on if we use the lake to our benefit as far as where we are located on the map. If FCC determines that the Boston channels are significantly viewed in Carroll County, then Time Warner would have to put the channels back on. Mr. Edgecomb explained that if they were to put the Boston channels back on, they would have to take some HD channels and other offerings off, but more customers want the HD channels. Mr. Edgecomb asked Time Warner's legal department (when they go all digital), if it is possible for the Boston channels to come back. They are looking into this. Mr. Edgecomb agreed that these changes are business marketing decisions. Mr. Edgecomb explained that customers want HD channels and more internet bandwidth, and they have to be responsive to those customers. Mr. Edgecomb explained that the Portland stations have required Time Warner to black out some stations during specific times (the local news is local, but once it goes back to network, it has to be blacked out per Portland's request). Discussion was had concerning Time Warner's price increases, bills being hard to figure out, and that a petition was submitted 1 ½ years ago signed by people that wanted the Boston stations back. Senior discounts were discussed. Mr. Edgecomb stated that he believes there is only one franchise in New Hampshire receiving the senior discount. Anyone now having the senior discount would have had a franchise older than 1999. To Mr. Edgecomb's knowledge, Time Warner will not be offering a senior discount. A suggestion was made that a survey could go in with the newsletter that is mailed with the tax bill or a note therein telling citizens to go to our website. Carter stated that the present contract expires in March of 2017. There are three things that a Town cannot have any input over and they are: rates (such as senior citizen's discount), technology, and programming. Carter suggested that rather than move the entire Carroll County out of the Portland market area, we might try to get the FCC to add the Boston channels to significantly viewed stations in Carroll County. Further discussion was had concerning live broadcasting of the Board of Selectmen's meetings. Mr. Edgecomb stated that it would take a fiber optic cable (video insertion). Moultonborough and Tuftonboro share the same peg access channel. Tuftonboro now has their meetings aired. Time Warner is very interested in having the Town of Moultonborough take over that channel. The minimum equipment needed is a camera like Hollis Austin's. The Town of Wakefield runs their own station (took it over from Time Warner). Time Warner will get back to Carter concerning this and will have a discussion with the Town. Mr. King stated that Channel 9 moved their location and Time Warner changed the way they pick up Channel 9 over the last sixty days and is now significantly better. The weather plays a huge issue with the HD signal, and that is some of the reason for the

channel going dead or the picture performance. Mr. King asked to be notified if there are any more issues with this.

Time Warner started on Ossipee Mountain Road this past Sunday and should be completed by June 1. Carter stated that in Time Warner's Memo on the potential project on Sheridan and Schem Roads, the Board of Selectmen should be aware that the price has been adjusted from \$28,400 to \$17,000, and the Ossipee Mountain Road project is 4.9 miles (approximately 70 homes).

Joel asked why this wasn't started two years ago. Mr. King stated that Time Warner rents the space on the poles and Time Warner pays Fair Point for the replacement or lowering the poles; this is done at Fair Point's pace.

Joel stated that he received a letter from Richard Murphy concerning property on Hanson Mill Road about cable to two houses. Time Warner said it would be 1,600' at a cost of \$2,700.00 (poles are already there) and six months. Mr. King reiterated that Time Warner rents, not owns, the poles; otherwise Time Warner would have it done in thirty days.

Time Warner provided Carter with a map showing how much cable service is in Moultonborough. Mr. King asked to have the map back so that he can "spiff it up" and will have it back to Carter within thirty days. This will show what Time Warner has done and what they are in the process of doing. Mr. King did state that Ossipee Mountain Road is a large part of the Town. Carter plans to overlay the map for the Town.

Joel suggested we contact some other towns (southern part of the county) to see if they want to cooperate on trying to get Boston stations restored.

Mr. King stated that when a citizen calls to ask for service connection, Time Warner will look at it to determine if they are serviceable, and if not, what it would take to make them serviceable.

Mr. Edgecomb will look into putting the program changes in the Laconia Sun or Meredith News.

Discussion was had concerning the quality of service, technician service, as well as seasonal/commercial service. Mr. King offered his phone numbers for any help and so he can make sure that the process works.

Mr. King said that he would email Carter on the progress of Ossipee Mountain Road. The Board of Selectmen thanked Mr. Edgecomb and Mr. King for coming in.

2. Review for Approval: Interim Hiring Procedure: Russ agrees that there is not a total consensus, and looking at the seasonal part time and full time, there is clearly a trend. Russ said there doesn't appear to be much of a difference between the three. Ed would like to meet the person if it is a full-time position. Russ is a little concerned that someone in the seasonal position could end up a part-time or a full-time employee. Russ suggested we stick with the way we are doing things now, and get some input from department heads. Joel doesn't feel it necessary for Donna Kuethe to bring in every lifeguard to the Board of Selectmen. Donna Kuethe stated that she would be more than happy to bring them in for the Board of Selectmen to meet, and she stated that she is very proud of who they hire. Ed stated that it was not necessary to see per diem and call, but would be interested in VNA, Fire and Police Departments and the DPW. Russ stated that we do not need to see the ones that return every year. Russ stated that the Town of Moultonborough is more focused on getting quality people and we do get some very good people because of the hiring process – nothing is skipped. Carter stated that he sees a problem if we continue to do it the way we are. When a position comes up, that is when a decision is made as to how to do it. It is not a clear path for the department heads. Joel agreed with Carter that sometimes the Board of Selectmen will interview and

sometimes not. Ed stated that he would like to have the opportunity to talk with the part time and full time people. Ed also stated that we do a lot of work in finding our employees and we have wonderful employees and they stay. Russ would also like to see the cemetery and seasonal mowers – if another one needs to be hired. Carter asked the Board of Selectmen if, with them doing the final interviews of the top three on the part time and the full time people, except for recreation seasonal employees, is the rest of the proposal pertaining to bonus points and where to advertise, agreeable to the Board of Selectmen. All agreed it was. Carter will make the revisions and get it back to the Board of Selectmen.

3. Review for Approval: Adopt A Spot: Carter furnished the Board of Selectmen with a list of spots. There were three spots not spoken for, so emails were sent to three prior participants. Confirmation has been given on Item 8 (as it shows questionable on the sheet). Subject to the Board of Selectmen's approval, we would have a new spot which is Item 9 – a new participant and a new spot; and Item 3b is a new participant. Item 5 had requested to expand the spot a little. Joel suggested that we might have to have some new signs made up. Carter will contact Mr. Patenaude to see how he wants the sign. Ed Made the Motion to accept the Adopt-A-Spot list as presented. Russ Seconded the Motion. The Motion carried Unanimously.
4. Review for Approval: Study of SAU Athletics/Town Recreation: Carter stated that this is to be a no cost/low cost effort in conjunction with UNH and that recruiting still continues. The interns who are trying to do this at the same time as their school work are drawn more to Rochester, Dover and Portsmouth area. We have a low-cost opportunity which is the LGC and the New Hampshire Municipal Managers Association who offer three fellowships annually of which the total cost is about \$6,000.00. The LGC pays 1/3, the New Hampshire Municipal Managers Association pays 1/3, and the community pays 1/3. In addition, there would be some mileage, attendance fees and such. We will have to compete for one of these slots. Carter asked the Board of Selectmen if they want him to continue to spend time on this which would be about another eight to ten hours. Carter met with Mike Lancor concerning this. This was endorsed by the School Board, the Board of Selectmen and the Advisory Budget Committee. Our expenditure would be \$2,750 and that can be found within existing budgets. Ed stated that he was not and is still not interested in this and he doesn't like the idea. He feels that we have a wonderful Recreation Department and a wonderful school program. He has seen problems that result when you integrate the two – you lose a lot of the personal aspects of the connection with the young people, things don't always blend together. This is not a money issue, it's what we are proud of in this community and that is the Recreation Department. We are known throughout the state. Carter stated that it hasn't been looked at yet. It is an opportunity to look at the possibility of bringing out more productivity or more efficiency or eliminating some inefficiency within the system and gaining a better program, Carter feels that we have a responsibility to look at those things. Carter encouraged the Board of Selectmen to move forward with this. Ed stated that "if it ain't broke, don't fix it." Joel stated that this might not fix anything, but since we have gone back and forth about whether we need new fields or not, etc., we might have this intern look at this and say that we should keep the Recreation Department and keep the school the way it is, but put someone in the middle to be a coordinator. Joel feels this would be worth looking into to see what they come up with, even if we do nothing with it. Jim said he would like to see what the options are. Joel agrees that the Recreation Department is doing a great job, but one of the biggest problems is the coordination between field scheduling. Ed suggested we get someone to keep the calendar. Russ agrees with Ed in

many ways, however, it's not going to cost that much. Russ stated that there is a lack of communication between the number of committees we have, but the Blue Ribbon Commission had looked at a portion of this, and it has been looked at from a number of different venues, and never came to any consensus. Russ stated that Donna Kuethe and the Athletic Director at the high school have worked together for a long time and they know when the fields are and are not open and they make it work. Russ has a problem with the "Sounding Board" because the two main characters in this debate, the school Athletic Director and the Recreation Department are not on it. If this person is to do an effective job, they have to have the key people there to communicate with all the time. Carter will speak to Mike Lancor about the makeup of the Sounding Board. Donna Kuethe stated that she and Harry are not in favor of merging these departments, however, the person that proposed it is on the Sounding Board and is the supervisor of the student. The supervision of this student should be unbiased as well. Donna Kuethe asked what kind of a student it would be – graduate student, someone doing their master's degree, someone that works for a municipality, just who is that student, and what is the oversight by LGC of that student. Donna stated that her reasons for being concerned about this are a passion for the Town of Moultonborough, the Recreation Department and the school. She is not concerned whether we do it or not, but whatever it is, it is that it be done right. Also, Donna is concerned that the interview or survey of the Athletic Director, Recreation Direction, Game Night Directors, Coaches and kids, seems like it is very sport-oriented. There is a myriad of other things that the Recreation Department does that are not sports-oriented (drama, etc.). Donna also asked what time of the year would this happen because the Recreation Department is different throughout the year, and if only a little part of the Recreation Department is seen, they would not see the entire picture and they should be looked at fully and totally. In addition, Donna noted that this is a poor year to be taking an assessment of the Recreation Department as they have uncertainty among the staff. If this is going to be a determination of the future of this Recreation Department and its services and the future of the Athletic Department and the future of the school, Donna would prefer to be at full strength. Joel stated that they will look at the full circle, round-the-year program, not just the summer program; otherwise there is no sense in doing it. Joel is not looking at eliminating the Recreation Department. Jim asked who would give them the direction to go in. Carter stated that he and Mike Lancor would give a scope of work to the Board of Selectmen, and this intended to be 400 hours for this student to see what, if any, aspects of the two departments could be merged. This study would be conducted with no bias. Ed asked if we had received the final report of the Blue Ribbon Commission. Carter stated that it would be finalized tonight, but they would not be looking at the staffing issues between the two departments or the integration of any functions. Ed suggested they wait to see what the Blue Ribbon Commission comes up with. Russ asked Donna Kuethe if she would be willing to take more of a position on the Sounding Board because he feels that the two key players need to be involved on this Sounding Board, since he feels the five positions presented do not have the expertise. Russ would also like regular updates from the student if this is to go forward. Carter will ask Mike Lancor what he thinks about adding Donna and Harry to this group. Russ also stated that whatever the results are, make no mistake, the Board of Selectmen are not bound to them. Al Hume stated that this is going to be a unique quest because only two communities have done this – one was Portsmouth through necessity and Raymond. Nancy Wright would like to see the study go forward although it was not her impression that the school and Recreation Department would be merged and someone would lose their job; her understanding is to

keep the kids at the school and keep everything at the school and to eliminate the kids from walking to the Recreation Department, and to maximize on what we have. Joel feels that this study should go forward so that we can have all of the facts in writing. Donna Kuethe asked if we could stop using the word “merger” between the two departments since the goal seems to be operational deficiencies. Joel stated this is a good point and Ed agreed with Donna that they should look at operational deficiencies, but really cannot combine the activities. Joel considers the Recreation Department more than just kid’s soccer and baseball – there is a senior’s part to the program. Nancy Wright asked if these meetings would be open to the public. Russ stated that the organization of this effort has not yet been defined. Joel suggested that the Chairman of the Blue Ribbon Commission might be a good member of the Sounding Board. Carter stated that the student would be here for 400 hours and in order to compete successfully for the fellowship, they will need to address some other issues as well because the community that offers a rounding experience is the one that is going to succeed in getting this. Russ said that with the scope of work that this student is going to dedicate himself to, that person is going to need a better Sounding Board. The student will need the expertise of Harry and Donna. Joel stated that they will work on the Sounding Board. Hollis Austin stated that this could bring groups together for a common solution and the Board of Selectmen should KISS (Keep it Simple Selectmen). Hollis feels that we have to address the duplication of services which is causing scheduling problems and recommends the study be undertaken. Hollis Austin spoke highly of the Blue Ribbon Commission. Joel stated that three of the Board of Selectmen are in favor of the study, and to let Carter go ahead with the application. Donna Kuethe asked if UNH was a better choice than LGC. Carter said that if the choice were between a free single-purpose UNH MPA student who can dedicate 400 hours to this study vs. a UNH MPA fellowship student, where we have the need to scatter their efforts across more activities and pay \$2,750, the free, single-purpose UNH MPA student is a better choice for this objective.

5. Review for Approval: CEO Requests Review of Zoning Ordinance/Article IIIC: Joel stated that he would need more information on this such as to where the property is located, etc. Carter suggested we advise this person that when they have an application and more information, then we will act on it. The Board of Selectmen are in agreement on this.
6. Review: Sick Leave Bank Deposit: Ed Made the Motion to accept Scott Greenwood’s offer to contribute sixteen hours to the Sick Bank. 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: Nothing to discuss.
2. Review for Approval: Revised Cemetery Ordinance Public Hearing April 21, 2010: Carter stated that the advertisement on the cemetery matter will be in next Thursday’s newspaper and we will put the draft regulations on the web when that advertisement goes live. Carter also stated that he has given the Board of Selectmen a several page memo concerning the discussion between Scott, Town Counsel, and Carter, and have given the Board of Selectmen copies of the photographs, and the stakes will remain up until Monday morning. Carter hopes to have the public hearing and wrap something up at the Workshop. Joel stated that there will be no more sales of lots until this is straightened out. Carter reiterated the freeze on the sale of lot, and Joel stated unless someone needs

to move into one immediately. Carter suggested that if we add that the use of the lot is subject to the ordinances and/or policies of the Town of Moultonborough, we could continue with sales. Does the Board of Selectmen want to add that or simply freeze sales? Joel stated that if we were to sell one right now, there are no restrictions. Joel would like to freeze them unless someone needs one right away. Carter suggested that in the alternative, we immediately add a clause that the use of the lot is subject to the ordinances and/or policies of the community. Russ stated that if and when the emergency (when someone dies) arises, then insert that language, but otherwise freeze the sales until we have this resolved.

VIII. OTHER BUSINESS:

1. Legislative Update: None.
2. Planning Board Update: None.
3. Administration Update: Carter reported that there was nothing beyond his weekly report.
4. Planning Board Minutes, March 30, 2011: Acknowledged.

IX. CORRESPONDENCE: None.

X. CITIZEN INPUT: (see above)

XI. NON-PUBLIC SESSION: Per RSA 91-A:3 II (a), Joel called for a Roll Call: Jim – Aye; Ed – Aye; Russ – Aye; Joel – Aye. The Selectmen went into Non-Public Session at 9:32 p.m.)

(The Board exited Non-Public Session at 10:26 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. Jim Seconded the Motion. Motion Carried Unanimously. Joel adjourned the meeting at 10:26 p.m.

Approved

Date
Respectfully Submitted
Carol Fucarile, Executive Assistant