

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

Selectmen's Meeting

April 5, 2012

**MINUTES**

Selectmen: Joel R. Mudgett, Edward J. Charest (absent with prior notice), Betsey L. Patten, Jonathan W. Tolman, 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 / APPROVAL MINUTES:** Betsey made the Motion to approve the Selectmen's meeting minutes of March 29, 2012. Russ Seconded the Motion. Jon asked the Minutes be amended, on page 3, under New Business, item #9, second sentence, to read Cristina Ashjian, Chair of the Heritage Commission reported that the commission reviewed the bids and *the commission* met with Kathy Garry of the Historical Society to review them. Betsey amended her motion to reflect this change and Russ Seconded. The Motion carried Unanimously.

Joel reported that during last week's Non-Public Session, the Board did not make a motion to seal the minutes and this needs to be done. Betsey made the Motion to seal the Non-Public Minutes of March 29, 2012 and Russ Seconded the Motion. The Motion carried Unanimously.

**IV. NEW RESIDENTS:** Sean J. Mohan, David J. O'Brien, Charles R. & Karen N. Tomb.

**V. CITIZEN INPUT:** None.

**VI. NEW BUSINESS:**

1. Jessica Blais, Partners in Prevention Regional Network: Carter reported that Ms. Blais has canceled and will arrange to meet with the Selectmen at a more appropriate time.
2. David Tille, Congressman Guinta's Representative: Joel reported that Mr. Tille has had to cancel due to car trouble. Hope reported that he did have office hours in the meeting room during the afternoon.
3. Review for Approval: JLMC's Request for Employee Safety Training, May 8, 2012: Joel reported that the Joint Loss Management Committee is requesting to hold an employee safety training session on Tuesday, May 8<sup>th</sup> from 2 p.m. to 4 p.m. at the Library, and in order to do so, all Town non-essential departments would be closed for that period. Betsey Made the Motion to approve the JLMC's request to hold a spring/summer employee safety training on May 8, 2012, 2 p.m. to 4 p.m., and that all non-essential Town departments will be closed to allow staff to attend. Russ Seconded the Motion. The Motion carried Unanimously.
4. Review for Approval: 2012 Adopt a Spot: Joel reported that they had one more participant than spots. In addition, one of the regular participants submitted their request late. Joel asked and Carter confirmed that this group had received the letter, but thought

it wasn't necessary for them to make a new submission. After the applications were open Carter contacted them and they immediately submitted their request. Carter said that the Selectmen have two options. They can choose to adhere to the regular practice or waive the difference in order to keep harmony. He suggested that next year, language be added to the annual maintenance agreement that all perennials planted are not to be removed by the participant. Carter said if they choose to waive the difference then he will work with the new participant to find a Town owned garden spot. The Selectmen agreed by Consensus to waive the initial non-compliance of the one regular participant and to approve the assignment of the Adopt a Spots as outlined in Carter's memo of April 2, 2012, and reach out to the new participant to locate an agreeable garden spot.

5. Review for Approval: Adoption of RSA 281:A VII (b) Re Workfare Program: Joel reported that residents who receive assistance through the Town's Human Service department and participate in our Workfare Program are presently covered against injury and loss under the Town's Workers compensation law unless the Town takes steps to exempt them. He added that either the Town adopts RSA 281-A: 2 VII (b), exempting Workfare participants from Workers Compensation or discontinues the Workfare Program. The Selectmen agreed that they didn't want to discontinue the program. Betsey Made the Motion, as authorized under RSA 281:A VII (b), to amend the Town's guidelines established under RSA 165:1, II to provide that the provisions of RSA 281:A, the state's so-called Workers Compensation statute, do not apply to Workfare participants in the Town of Moultonborough. Jon Seconded the Motion. Peter Jensen asked what was meant by community service. Carter replied that this amendment is for the clients of the Human Service department only and those who must perform community service through the court system are already exempt. The Motion carried Unanimously.
6. Review for Approval: Launch Requests (3), NH Last Cast Club: Joel asked and Hope confirmed that the Chair of the Milfoil Committee provided her with the flyer about milfoil diver harvesting. The three requests are all for Lee's Mill on May 12, June 30, and October 14, 2012. Betsey Made the Motion to approve the three requests for the NH Last Cast Club as outlined and according to any stipulations from the Police and Fire Departments. Russ Seconded the Motion. The Motion carried Unanimously.
7. Review for Approval: 2012 Budget Amendment #1: Joel reported that the Budget Amendment #1 is to transfer \$24,952 from the Contingency fund to Department Salary and Benefits, as the cost of living allocation, as of April 5, 2012. Betsey Moved to approve the 2012 Budget Amendment #1, transferring \$24,952 from the Contingency Fund to Department Salary and Benefits, as outlined. Russ Seconded the Motion. The Motion carried Unanimously.
8. Review for Approval: NH Division of Historical Resources, March 27, 2012: Joel reported that property located on 2-8 Brown Point Road is being considered by the NH State Historical Resources Council for nomination to the National Register of Historical Places. Betsey congratulated the Pratt family for being considered. Cristina Ashjian added that there are presently four properties in Town on the National Register.
9. Personnel Announcement: Joel announced that the following have been hired: Melissa Taylor as Administration's Floating File Clerk; Dan Sturgeon as the Assistant Recreation Director and Donna Tatro as the Recreation Program Coordinator, both of which are Recreation employees. Jon commented that he has heard from a Meredith resident that Dan is great to work with. Russ added that during the interview process it was clear that Dan was very qualified. The Selectmen welcomed the new staff and congratulated them for being hired.

10. Joel reported that the Town had received a complaint from a resident who reported that they saw an old refrigerator that had been dumped over the bank on the WMF site. DPW Director Scott Kinmond investigated and found that the appliance had been dumped many years ago. Joel said that unfortunately this area was the old dump that wasn't handled properly. Russ said that this area was abandoned, in what he thought was the early 70's, but according to Jon's father it occurred in the late 60's, and by the accepted practice of the time and was considered capped off by putting fill on it. He added that over the years that fill and material from the roads or excavation was added and in time materials have rotted, creating voids, resulting in the disposed material being visible. The items that Carter photographed do not appear to have been covered, but just thrown over the bank. Joel added that what was reported is on the river bank and probably during high water isn't visible. Jon, Carter, Scott and Joel walked the area and determined that it was necessary to notify the DES to see what can or can't be done. Joel added that at this time the Town doesn't know what will happen next or what the cost will be, but assures everyone that this will be handled properly.

## **VII. OLD BUSINESS:**

1. Jon reported that the Heritage Commission as well as the Historical Society is requesting that the School House be painted to its original colors. Cristina Ashjian provided him with photos of the School House when moved in 1989 and red accents can be seen (this can be seen on the back of School House). Carter contacted the painter to find out the cost impact, if any, and JLT offered to do a walk around to assess, with Ms. Ashjian providing any additional photos. It is thought that the old Town Meeting House was originally white and not yellow as it is now. If the color is changed drastically then there might be an issue with coverage, which is understandable. Jon recommends having the painter do a walk around and give his estimate prior to the contract being signed. At that point the Selectmen may have to revisit the bids. Russ thought that if there is lead paint on the buildings, the painter will need to scrape it down to bare wood and will then require primer and this shouldn't increase the cost by much. Jon said that the painter told Carter that this may require an additional coat. Ms. Ashjian thanked the Selectmen for considering this and acknowledged that it got lost in last week's discussion. Working with Jane Rice and the Historical Society, she thought that there wasn't anything drastic, but it has been a process of discovery and with a qualified painter to make the best recommendation. Joel asked and Ms. Ashjian confirmed that the two committees met and this was their decision. She added that in her memo of March 19<sup>th</sup>, the Heritage Commission and Kathy Garry of the Historical Society felt that this was a good opportunity to restore the buildings to their original color and appearance, and this got lost in last week's discussion. Betsey asked why this wasn't in the original specs that were advertised. Ms. Ashjian felt that it never came up and probably should have, and a lesson to be learned that when there is a project of like this, that more brain storming should be done to adhere to historical standards. Betsey expressed her concern that last week Ms. Ashjian said that the Town needs to adhere to the standards of the preservation, which usually means to her that this will be more expensive. Ms. Ashjian replied that buildings on the National Register should have any work done to adhere to the guidelines of which she provided to the Selectmen. Carter said that he hopes the painter can give his estimate of the increase, if any, in order to be ready for their next meeting. Russ thought that the change in color is like any change order for any project the Town does, and shouldn't be a problem. Jon felt that it could be a change in the scope depending on what

JLT sees. Betsey hoped that in the future any RFP's for work being done on historical buildings will have all aspects reviewed prior to going out.

### **VIII. OTHER BUSINESS:**

1. Legislative Update: Betsey reported that the House sent the following to the Senate: A bill that requires voters to observe motor vehicle laws in NH; increasing the Enterprise Profit Tax from \$150,000 to \$200,000; prohibiting the adoption to require the E-Verification system; capping of school building grants. Presently the House is studying to appeal the state art fund and putting money in the rainy day fund. Betsey reported that DHHS has been told to use a computerized system to ensure that all Medicaid and Medicare recipients are NH residents and are eligible. They are looking at honing in the UNH Chancellor's office. Betsey is hopeful that the House and Senate will be able to find resolution in order for the CACR amendment for targeted aid to appear on the 2012 ballot.
2. Board Liaison Reports: Betsey reported that the MPIC met and looked at plans from the Planning Board and the Heritage Commission. She added that the Planner is looking at the next update of the Master Plan in the next 3-5 years, doing a survey through a grant from UNH. Betsey felt that the Selectmen need to look at the MPIC's member term dates and she thought they should end in March. Carter said that this would only be for the two the citizens at large. Betsey asked that this be looked at during one of their work sessions.
3. Administrative Update: Carter reminded the Selectmen that it is time for the annual reappointment of the ABC. He asked the Selectmen to check their calendars in order to possibly have a joint School Board and Selectmen meeting on May 8<sup>th</sup>, 6 or 7 p.m. The ABC will be reporting lessons learned for 2011. He hoped that the Selectmen will extend their charge for another three years. The Selectmen agreed that they could meet on Tuesday, May 8<sup>th</sup>, time yet to be determined. Carter said he'd contact Mike Lancor to set this up.
4. Zoning Board of Adjustment Minutes, March 21, 2012: Acknowledged.
5. Milfoil Committee Minutes, March 26, 2012: Acknowledged.
6. Planning Board Minutes, March 28, 2012: Acknowledged.

### **IX. CORRESPONDENCE:**

1. Elizabeth Sullivan, March 19, 2012, Increasing Healthcare Costs: Joel reported that Ms. Sullivan of Wolfeboro has sent the Town a letter regarding her concern of the rising cost of healthcare. While he understands her concern, he suggests she contact her US Representatives and Senators. Joel asked that Carter send her a letter of acknowledgement.
2. NH Division of Historical Resources, March 27, 2012, 2-8 Brown Point Road: Previously addressed.

- X. CITIZEN INPUT:** 1) Al Hume asked if the Selectmen had the figure of the funds that were left from the Winter Sand account and if it was turned back. Joel replied that he thought from the last meeting that his question had been answered satisfactorily. Carter said he'd get the budget book and would report the amount and to continue with the meeting until he returned. 2) Hollis Austin asked what the criteria was for an Adopt a Spot location and learned that it needs to be Town owned land and with high visibility to the public to promote the participant's business.

Mr. Austin asked Betsey for information about the NH Attorney General's decision to not include NH in the lawsuit over the National Healthcare mandate. Betsey researched the question and said that the state previously returned \$670,000 and in HB 1727 voted to return the rest of the funds received by the federal government, \$330,000, and this was based on the Executive Council voting to send it back versus accepting the funds. In response to Mr. Hume's question, Carter reported that for private roads, \$75,000 in materials (sand and salt) for the 2011 year was turned back to the general fund. Carter asked that in the future if anyone is requesting a specific number that was budgeted or spent, or has a specific question they want answered during the Selectmen's meeting to please email him their inquiry and he'd work towards having the answer for the upcoming meeting.

- XI. **NON-PUBLIC SESSION:** Not needed.
- XII. **ADJOURNMENT:** Russ Made the Motion to Adjourn. Betsey Seconded the Motion. Motion Carried Unanimously.  
Joel adjourned the meeting at 7:54 p.m.

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Approved

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Date  
Respectfully Submitted  
Hope K. Kokas, Administrative Assistant