

**Wolfeboro Board of Selectmen
Meeting Minutes – Approved
January 20, 2016**

Members present:

Chairman Dave Senecal, Vice Chairman Brad Harriman,
Linda Murray, Dave Bowers and Luke Freudenberg.

Staff present:

Town Manager David W. Owen, Town Counsel Mark Puffer,
Public Works Director Dave Ford, Finance Director Pete
Chamberlin, Captain Dean Rondeau and Recording Secretary
Michele Chamberlain.

Chairman Senecal opened the meeting at 6:30 PM.

Non-Public Session RSA 91-A3

Mr. Owen stated a non-public session is not needed.

Consideration of Minutes

Chairman Senecal asked for approval from the Board of the January 6, 2016 minutes.

Linda Murray asked that pages be numbered so it will be easier if a change is needed.

Michele Chamberlain stated that on the last page the date needs to be January 6 not January 16, 2016.

Dave Owen stated that on page 1 under non-public it reads: Mr. Owen stated a non-public session is needed to discussion ligation when it should read: Mr. Owen stated a non-public session is needed to discuss ligation.

It was moved by Dave Bowers and seconded by Brad Harriman to accept the minutes of January 6, 2016 with amendments. Members voted and being none opposed, the motion passed.

Public Input

Limited to 3 Minutes per resident, not to exceed 15 minutes in total

Josephine Amatucci addressed the Board, reading from a document: “My name is Josephine Amatucci. Umm I would like to first state this is not the fifteen or three minute issue. This is my right, It will not take long but this is my right to address my grievances and I am not going to be pushed or rushed but it is not going to take long. I wouldn’t be here if Mr. Owen had answered my letter to him. So I am going to represent the letter before the Board.”

Mr. Owen stated he did response to her letter.

Ms. Amatucci stated she never received a letter.

Mr. Owen stated it went out in today's mail.

Ms. Amatucci stated oh, you did.

Mr. Owen stated yes, I did.

Ms. Amatucci asked Mr. Owen to tell her what the letter said.

Mr. Owen stated that he declined to answer her questions because.....

Ms. Amatucci interrupted Mr. Owen and yelled you are going to answer my questions.

Mr. Owen stated No, madam, I am not.

Ms. Amatucci continues reading from her document, "Everyone, I want you to hear what I asked him. I am asking you how you got information that I got a traffic violation for following too closely in Rochester. You see, Mr. Owen, although traffic violations are public records you can get this information only in the court. You first have to know that there was a traffic violation as no one would randomly go into the Rochester Court to find out if I got a traffic violation in Rochester and you would have to have a good reason to go all the way to Rochester Court to find out if I got a traffic violation. You, you knew I got a traffic violation in Rochester and there are only two ways you could have found out: If the police told you, or you or the police would have to have gone to the Rochester court. This is the only way you would have found out as you can not have gotten this information from the Department of Motor Vehicles. Or the police officer who gave me that traffic ticket told the Wolfeboro Police Department. Which means this was another set up by the police, by the Wolfeboro Police to accuse me of a traffic violation to remove my license to drive to Revoke; therefore, I am demanding that you explain under the rights of the law, UNDER THE RIGHT TO KNOW LAW. How you had this information that I got a traffic violation of following too closely in Rochester. Now, under the Right to Know Law, you tell me how you found out because the courts won't allow. She yells, You would never have known unless the Wolfeboro Police set me up for the third time. They are trying to revoke my license, why because I am asking you to reinvestigate an employee."

Chairman Senecal stated that your 3 minutes are over.

Ms. Amatucci yelled you answer me!

Chairman Senecal stated that Mr. Owen did answer you. He sent you a letter.

Ms. Amatucci yelled, "He is refusing to answer me".

Chairman Senecal stated Thank You!

Ms. Amatucci yelled, “Who is..”

Chairman Senecal stated I will not answer you. He already answered you.

Chairman Senecal closed the public input and stated they were going to discuss the Wolfeboro Area Children’s Center event.

Public Hearings

A. Temporary Outdoor Event Permits

- i. Wolfeboro Area Children’s Center to hold a Fairy House Tour on July 9, 2016 (rain date July 10, 2016) from 8:00 AM—4:00 PM at Cate Park**

Chairman Senecal opened the public hearing.

Linda Murray, a member of the Board of Directors of the Wolfeboro Area Children’s Center, addressed the Board. She stated that this is a lovely craft event for the community.

Chairman Senecal closed the public hearing.

It was moved by Dave Senecal and seconded by Luke Freudenberg to approve the issuance of a Temporary Outdoor Event Permit to the Wolfeboro Area Children’s Center to hold a Fairy House Tour on July 9, 2016 (rain date July 10, 2016) from 8:00 AM – 4:00 PM at Cate Park. Linda Murray stepped down. Members voted and none being opposed the motion passed.

B. Petition to conditionally lay out, subject to betterment assessments, Winnepesaukee Drive and Knights Pond Lane over existing private rights-of-way as Town roads conforming to current construction standard and requirements.

Chairman Senecal opened the public hearing.

Dave Ford, Public Works Director, addressed the Board. Dave showed a poster board layout of the project he has worked on for the last five years. I have met with the property owners, Tom Frangos the developer, and the contractor, Severino Trucking. Based on the updated Norway Plains plan (copy attached), the proposed construction agreement with Severino Trucking and the proposed agreement with the property owners and Tom Frangos, I support this project going forward.

Randy Walker addressed the Board. He is the attorney for the fourteen lot property owners. He believes that with a little more time this project can be completed. He stated that there are three attorneys working to get this project completed. He proposed that the Board approve the motion with a specific date added into the proposal. He stated four items that should happen 1) a certain date applied, 2) an agreement between the parties acceptable to the Board of Selectmen, 3)

Voters approve the Warrant Article at the March Town Meeting and 4) Betterment Assessment Money and if the Board cannot approve this motion then allow them to postpone the motion for at least a week.

Linda Murray questioned whether the last property owner would finally agree to the project.

Randy Walker stated that he talked to his attorney just this afternoon (January 20, 2016) and he feels that they will be able to come to an agreement.

Chairman Senecal asked the public for any input.

Mike Dunnell of 29 Winnepesaukee Drive addressed the Board. He is one of the fourteen property owners. He stated that the property owners are very close to completing a majority agreement. He stated that they just needed a few more days.

Chairman Senecal closed the public hearing.

Linda Murray stated that as a Board we should be able to have a meeting with our town attorney so we can discuss the options that we as a Board.

Mr. Puffer stated he agreed with Mr. Walker that the Board needed to put a date in the motion.

Linda Murray suggested February 1, 2016 which is the day before the Deliberative Session.

Mr. Owen stated that it might be hard to get everyone to sign the agreement by then because there are a lot of parties involved which will make it difficult.

The Board decided that if the property owners want this to go through then they need to make this happen.

Chairman Senecal stated that the public hearing was closed so they would just add in February 1, 2016 as the date in condition #3.

Chairman Senecal asked if everyone understood.

It was moved by Dave Senecal and seconded by Linda Murray to approve the proposed motion, that the Board of Selectmen lay out Winnepesaukee Drive and the portion of Knights Pond Lane located within the Town of Wolfeboro, as shown on the Subdivision Plan dated January 3, 1989.

The layout is subject to the following:

- 1. Betterment assessments pursuant to RSA 231:28-33 upon the abutters and those served by the roads to be laid out, in the amount of Eight Hundred Thirty Thousand Dollars (\$830,000) (plus interest and costs);**
- 2. Approval of a warrant article at the 2016 Town Meeting to raise and appropriate the sum of Eight Hundred Thirty Thousand Dollars (\$830,000), the**

Town's portion of the cost of the layout, design, construction and reconstruction of Winnepesaukee Drive and Knights Pond Lane;

3. **The execution of an Agreement, on or before February 1, 2016 , satisfactory to the Selectmen, between and among B&H Development Corporation ("B&H"), Thomas Frangos (or his nominee), Severino Trucking Company, Inc., the Town of Wolfeboro and all Winnepesaukee Estates lot owners who have a lien on the lots within the subdivision owned by B&H; and**
4. **No return of the roads shall be recorded by the Town Clerk, pursuant to RSA 231:16, and said roads shall not be laid out, until items 1-3 above, are fully satisfied.**

Members voted and none being opposed, the motion passed.

Bulk Vote

A. Weekly Manifests
January 15, 2016
January 22, 2016

B. Property Tax Refunds/Abatements

Approvals:

- i. Abatement/Refund #21 (2015) Tax Map 191, Lot 26
- ii. Abatement/Refund #27 (2015) Tax Map 164, Lot 31

C. Property Tax Credits/Exemptions

Approval:

- i. 4 Santis Way Tax Map 177, Lot 10-138

It was moved by Brad Harriman and seconded by Linda Murray to approve the Bulk Votes A – C above. Members voted and being none opposed, the motion passed.

New Business

A. Request for a Wedding in Cate Park

Miss Crystal Eastman and her fiancé, Frank Varney, addressed the Board about using Cate Park on June 25, 2016 for a wedding ceremony. She would like to do a 4 o'clock wedding. She stated that they would only need the park for a short time. The ceremony would be about fifteen minutes because they are having the reception at Tumbledown Farms.

Linda Murray stated that as long as you are done by 5 PM because there will be a Band Concert that night which has already been scheduled.

It was moved by Dave Bowers and seconded by Brad Harriman to approve the request for a Wedding in Cate Park on June 25, 2016 at 4:00 PM. Members voted and being none opposed, the motion passed.

B. Budget Expenditures and Revenues Report

Finance Director Pete Chamberlin addressed the Board. He stated that the summary sheet indicated initial percentages overall expended-to-date as of the end of December 31, 2015 as being at 96.181 %. Although there are still a few purchase orders, accounts payable items and four accrued payroll days that need to be paid and that will affect this number. He stated we will still be under budget. Also, he stated that the Electric Department has one item for \$156,000 that needs to be in the 2015 budget but that the Electric Department will still be under budget by \$30,000 to \$40,000. He stated he credits the budget being under due to the Department Heads and their hard work.

Chairman Senecal asked if anyone had any questions for Pete.

Linda Murray asked Mr. Chamberlin when he would know the final number so that they could apply that credit to next year's taxes.

Pete Chamberlin stated he could get that final number to them shortly.

Pete Chamberlin stated that the Revenue Report was where he thought it should be.

Chairman Senecal asked if anyone had any questions for Pete.

C. Agreement RE: Reconstruction of Winnepesaukee Drive and Knights Pond Lane

It was moved by Linda Murray and seconded by Luke Freudenberg to table this motion that the Board of Selectmen enter into the Agreement with B & H Development Corporation, Thomas Frangos (or his nominee), and individual lot owners regarding the layout and reconstruction of Winnepesaukee Drive and the portion of Knights Pond Lane in Wolfeboro. Members voted and none being opposed the motion passed.

D. 2016 Town Warrant

Linda Murray stated that after talking to Town Counsel she would like to add some wording to Article #5 Winnepesaukee Drive and Knights Pond Lane.

Mr. Owen asked where are we inserting that exact language?

Linda Murray suggested Mr. Owen check with Town Counsel, Mark Puffer in the morning.

Brad Harriman asked the Board to vote on the whole Warrant Article.

It was moved by Linda Murray and seconded by Brad Harriman to approve and sign the 2016 Town Warrant with the amendment to Article #5. Members voted and none being opposed, the motion passed.

Old Business

Linda Murray discussed with the Board the options they had for Dave Owen's Retirement Party. She asked whether they should have finger foods or mac 'n cheese, pizza and subs similar to Chief Morrill's party.

Chairman Senecal asked the time the event was taking place.

Linda Murray stated it will be March 29, 2016 from 4 PM to 6:30 PM and it will be for the whole Town.

The Board agreed to serving finger foods.

Linda Murray stated she went to the Bistro Restaurant to see if they could hold a Retirement Party for Dave Owen with the Selectmen. The owner felt he could not close his restaurant off for the event. Although, he stated he was closed on March 27, 2016 so he would be able to offer them the restaurant for that date.

The Board agreed on March 27, 2016 for the event and Linda Murray offered to call the owner to confirm the date.

Dave Owen stated the one candidate (Sarah Crowley) for the Josiah Brown's Scholarship that they denied because she wanted the funds to be given directly to her asked the Board to reconsider their decision if she had the funds given directly to the university.

It was moved by Dave Bowers and seconded by Linda Murray to approve to give Sarah the scholarship funds of \$1,500. Members voted and none being opposed, the motion passed.

Other Business

Linda Murray asked to review the non-public minutes at the next meeting since they have not done that for a year.

Dave Owen stated they would need to contact Amy since she was the recording secretary at the time and that it would be a new exercise for Michele.

Town Manager's Report

Mr. Owen stated the following:

I have a new financial report on the Town Hall renovation project. At this time we have a positive balance of \$8,432.58 although I believe we will be getting an invoice for \$1,500 from the Electrical Contractor for the additional work they completed.

Mr. Owen stated the Dockside Sign is being repainted. It was suggested to ask the Board whether they wanted to change anything or just repaint it the same as the original sign. The Board decided to redo the sign the same as the original.

Mr. Owen stated they will be interviewing 8 candidates next Monday for the Assistant Director of Parks & Recreation.

Mr. Owen stated they are coming along with the Fire Chief position.

Mr. Owen stated he was informed that Pickering House is under agreement.

Dave Bowers asked who it is under agreement with?

Mr. Owen stated he did not know at this time but if he finds out he will let them know by email.

Mr. Owen stated the Town Manager position is on the Town website.

Chairman Senecal stated it is on the NHMA website as well.

Committee Reports

Luke Freudenberg stated he attended a Conservation Committee Meeting.

Linda Murray stated she attended the Chamber Executive Board Meeting, the election meeting workshop in Rochester, NH that was put on by the State of NH and two Fisherville Meetings. I attended a Milfoil Joint Board Meeting, the Public Hearing on the Budget Committee with Dave Senecal and Brad Harriman. Also, I went to a Budget Committee Meeting for Luke.

Dave Senecal stated he attended the Budget Committee Public Hearing and an Ag Commission Meeting.

Dave Bowers stated he met with the new headmaster of Brewster.

Brad Harriman stated he attended the Public Hearing of the Budget Committee and a Planning Board Meeting.

Brad Harriman stated that on Tuesday, February 2, 2016 Wolfeboro Community TV will be holding their annual meeting at the Vocational Tech and he believes that it is a breakfast meeting that the Selectmen usually attend.

Chairman Senecal stated that they all got together on Tuesday (January 19) to tape the Warrant Articles.

Questions from the Press

None were noted.

Being no further business before the Board, Chairman Senecal entertained a motion to adjourn.

Chairman Senecal moved the Wolfeboro Board of Selectman to adjourn at 7:25 PM. Vice Chairman, Brad Harriman seconded. Members voted and being none opposed, the motion passed.

Respectfully submitted,
Michele Chamberlain
Recording Secretary

