

**Wolfeboro Board of Selectmen  
Meeting minutes  
Approved  
June 1, 2011**

**Members present:** Chairman Sarah Silk, Vice-Chairman Linda Murray, Dave Senecal, and Chuck Storm.

**Members absent:** Q. David Bowers

**Staff present:** Town Manager David W. Owen, Parks and Recreation Director Ethan Hipple and Recording Secretary Amelia Capone-Muccio.

Chairman Silk opened the meeting at 6:30 PM.

**Non-Public Session RSA 91-A: 3II**

Mr. Owen stated a non-public session is needed to discuss litigation.

**Consideration of Minutes**

➤ **May 18, 2011**

Mrs. Murray amended page six, the second paragraph to add her name to the sentence. She amended page seven, the third paragraph from the bottom to add the following to the last sentence, "if the NH Lakes Association agreement is in place then this agreement is null and void".

Chairman Silk amended page six the fourth paragraph to change the word "collaborate" to "collate". She amended page nine, the first bullet to add "medicine" before the word "collections".

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the minutes of May 18, 2011 as amended. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

**Public Input**

None.

**Public Hearing**

➤ ***Temporary Event Permit***

***Friends of Wolfeboro Public Library to hold an Ice Cream Social on June 25, 2011 from 1:00-3:00 PM in the Library's parking lot.***

Chairman Silk opened the public hearing.

Candy Thayer joined the Board for discussion and explained that this is an annual event thanking the public for patronizing the Library, as well as the kick-off for the Book Sale.

Being no others to speak for or against the permit, Chairman Silk closed the public hearing.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the temporary event permit for the Friends of the Wolfeboro Public Library to hold an Ice Cream Social on June 25, 2011 from 1:00 -3:00 PM in the Library's parking lot. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

## **Bulk Vote**

### **A. Property Tax Refunds/ Abatements**

#### Approvals

- |                                     |                       |
|-------------------------------------|-----------------------|
| i. Abatement/refund #95             | Tax Map 45, Lot 37    |
| ii. Abatement/refund #106 Part 1    | Tax Map 190, Lots 100 |
| iii. Abatement/refund # 106 Part 2  | Tax Map 190, Lot 101  |
| iv. Abatement/refund # 109 Part 1   | Tax Map 164, Lots 5   |
| v. Abatement/refund # 109 Part 2    | Tax Map 164, Lot 5-1  |
| vi. Abatement/refund # 115          | Tax Map 71 Lot 2      |
| vii. Abatement/refund # 123         | Tax Map 228 Lot 47    |
| viii. Abatement/refund # 133        | Tax Map 226 Lot 10    |
| ix. Abatement/refund # 152          | Tax Map 219 Lot 12    |
| x. Abatement/refund # 153           | Tax Map 177 Lot 15    |
| xi. Abatement/refund # 161          | Tax Map 240 Lot 21    |
| xii. Abatement/refund # 162         | Tax Map 227 Lot 4     |
| xiii. Abatement/refund # 163 Part 1 | Tax Map 218 Lot 36    |
| xiv. Abatement/refund # 163 Part 2  | Tax Map 218 Lot 38    |
| xv. Abatement/refund # 164          | Tax Map 218 Lot 37    |
| xvi. Abatement/refund # 165         | Tax Map 204 Lot 101   |
| xvii. Abatement/refund # 172        | Tax Map 96 Lot 13     |

#### Denials

- |                               |                       |
|-------------------------------|-----------------------|
| xviii. Abatement/refund # 46  | Tax Map 213, Lot 6    |
| xix. Abatement/refund #102    | Tax Map 241, Lot 42   |
| xx. Abatement/refund #137     | Tax Map 213, Lot 27   |
| xxi. Abatement/refund # 146   | Tax Map 227 Lot 5     |
| xxii. Abatement/refund # 157  | Tax Map 241 Lot 7     |
| xxiii. Abatement/refund # 167 | Tax Map 258 Lot 28    |
| xxiv. Abatement/refund # 166  | Tax Map 172 Lot 27-19 |
| xxv.                          |                       |

### **B. Notices of Intent to Cut Wood or Timber**

- |                |                     |
|----------------|---------------------|
| i. Cowper Road | Tax Map 59, Lot 2,3 |
|----------------|---------------------|

### **C. Gravel Tax Levy \$ 696.620**

### **D. Timber Tax Levy \$2,188.79**

## **E. Raffle Permit**

- i. Friends of the Library
- ii. Wolfeboro Area Chamber of Commerce Cash Raffle

Jane Newcomb of the Friends of the Wolfeboro Library joined the Board to speak in regards to their request for a raffle permit. She explained they would like to sell raffle tickets for baskets to benefit the Friends of the Library program.

Mary DeVries of the Chamber of Commerce joined the Board to speak in regards to their request for a raffle permit. She explained they would like to sell raffle tickets for a \$1,000 gift card to be used at 40 participating businesses.

Chairman Silk requested to remove Property Tax Refund/ Abatement #115 Tax Map 71 Lot 2.

Mr. Owen stated he has two intent to cuts to add to the list from the Conservation Commission, one for Tax Map 25, Lot 2, and Tax Map 133, Lot 27.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to remove Property Tax Refund/ Abatement # 115, Tax Map 71, Lot 2 from the Bulk Vote items. Linda Murray seconded. Members voted and being none opposed the motion passed.**

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to add the Bulk Vote items intent to cut wood or timber for Tax Map 25, Lot 2 and Tax Map 133, Lot 27. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

**Member Linda Murray moved the Wolfeboro Board of Selectmen to approve the Bulk Vote items listed above (except Property Tax Refund/abatement #115, which was removed). Dave Senecal seconded. Members voted and being none opposed the motion passed.**

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve Property Tax Refund/ Abatement # 115. Dave Senecal seconded. Members voted, Sarah Silk-abstained and being none opposed the motion passed.**

## **Appointments**

### **➤ Conservation Commission Alternate-Richard Jones**

Chairman Silk questioned if the Board wanted to approve the request or wait until Mr. Jones can be present at the next meeting before appointing him.

The Board agreed to table the request to the next meeting in order for Mr. Jones to be present.

## **New Business**

### **A. Senator Ayotte's Office**

Suzanne Terzakis joined the Board for discussion and stated that she would like to announce the opening of two offices, one in Nashua, and one in Portsmouth. She also would like to forward any comments, concerns or input to the Senator.

Chairman Silk stated she would like to see the Senator support and ensure clean water and waste water, noting the cut backs by the state and federal government in programs which were helpful in upgrading local town infrastructure for aging water and sewer systems.

Ms. Terzakis questioned if there are any projects they have applied for but have not received funding.

Mr. Owen replied that due to state funding cut backs they are not getting the funding anymore for wastewater improvements.

Ms. Terzakis replied she would be happy to sit down and discuss this issue further.

Chairman Silk stated that in regards to disposal of medicine, she would like to see some support for better regulations regarding their disposal, since only a small percentage of it is actually hazardous waste, but it is important to keep prescription medicine off the streets and away from teens. She noted that Wolfeboro holds two medicine collections with the Lakes Region Hazardous Product Facility and two with the Wolfeboro Police Department in conjunction with the DEA, but the Police Department will take medicine at any time for disposal.

Ms. Terzakis replied she would forward that information to the Senator. She invited the Board and the public to attend Senator Ayotte's Town Hall Meeting at Brewster Academy-Anderson Hall on June 2, 2011 from 6:30 to 7:30 PM.

Mrs. Murray stated as a member of the Wolfeboro Area Children's Center Board, she would like to see the Senator support the funding for social services as they have a waiting list for support for families.

### ***B. Pathways Committee Update***

Jim Eisenhower, Kathy Barnard, and George Vanderheiden joined the Board for discussion.

Mr. Eisenhower provided the Board with a copy of the Pathway Committee's brochure and noted the recent article in the Granite State News dated May 12, 2011.

Mrs. Barnard gave a brief overview of the establishment and purpose of the Committee explaining that it has been a public/private partnership to enhance the trails and pathways in the community.

Mr. Vanderheiden stated that the group was inspired by the Rails to Trails group in building pathways for people powered vehicles. He stated they have raised \$326,000 in cash and pledges, which provides enough funds to do two projects, one at Abenaki, and one at Sewall Woods. He stated that the project at Abenaki is nearing completion and has stood up well to the rainy weather and Sewall Woods will be complete in eight to ten weeks. He explained once the trails are complete they will provide ample signage to exclude motorized vehicles.

### ***C. Parks & Recreation Capital Projects Update Report***

Ethan Hipple joined the Board for discussion and reviewed his 2011 Capital Status Projects Report. (See attached report)

Chairman Silk questioned the use of the Community Center during repairs.

Mr. Hipple replied they would review the schedule and work out any issues.

Mrs. Murray questioned if the summer program will be using Carpenter School during inclement weather.

Mr. Hipple replied they would.

Mr. Owen suggested Mr. Hipple update the Board on the Albee Beach changing room issue.

Mr. Hipple stated in the past the Department had rented a trailer for lifeguard supplies storage which was also used for public changing area, however this year with the new provider they discovered that the Fire Marchall's office will not permit such to be used for public changing rooms. They will not have a changing area for the public this year and will use a small storage shed to store lifeguard supplies. He noted the Department will come forward with a future plan to build a bathhouse at this location similar to Carry and Brewster beaches.

#### ***D. Town Investment Policy***

John Burt, Town Treasurer, joined the Board for discussion and stated he is looking for the Board to adopt the town investment policy as in years past with minimal changes. He noted the only change is to the number of accounts invested.

Mrs. Murray questioned how he determined the three accounts for investing.

Mr. Burt replied that the accounts that will be considered for investing will be the general account and the conservation accounts. The other accounts really do not lend themselves for investing.

**Member Linda Murray moved the Wolfeboro Board of Selectmen to approve and sign the new Town Investment Policy. Chuck Storm seconded and being none opposed, the motion passed.**

Mr. Burt noted his concern of the level of funding in the general fund and the bond payments coming due, which should get resolved when the tax payments come due shortly.

#### ***E. Franchise Renewal Agreement with Metrocast***

Mr. Owen stated that members of the Cable TV Advisory Committee, David Wells, Jack Corf, and Allan Bailey, are present, as well as representatives from Metrocast Cablevision, Moria Campbell and Jeff Dreapau, to discuss the new agreement. He stated that a side letter is to be provided this evening (which was provided to the Board) from Metrocast addressing the town locations with high speed data. He noted the major changes in the proposed agreement as follows:

- Equipment grants of \$20,000 to be provided directly to Wolfeboro Community TV, Inc. to enable them to equip their new studio at Kingswood.
- A reduction in the density requirement from 20 homes per mile to 15 homes per mile.
- An increase in the franchise fee to 4% (from the current level of 3%), with the ability to either increase or reduce the franchise fee as needed during the term of the agreement.
- The term of the franchise agreement was reduced to ten years (the original agreement was twelve years).

David Wells, Chairman of the Cable TV Advisory Committee, joined the Board and stated that Metrocast was very helpful in working out the terms of the agreement and at this point the Committee recommends approval.

Mrs. Murray asked for clarity on what exhibit the high speed data document is replacing.

Moria Campbell joined the Board and replied that exhibits are still accurate and this is a new schedule for high speed data locations.

Chairman Silk questioned why Pop Whalen Ice Arena is not listed on this list.

Ms. Campbell replied that it is provided service at a reduced rate as it was not on the original agreement.

Mrs. Murray questioned what would happen if they tore down one of the locations, would they be able to transfer that location.

Ms. Campbell replied they would not.

Mrs. Murray stated she would like a signature page acknowledging the additional side letter.

Ms. Campbell replied they could provide such.

The Board noted correct addresses for the LRHPF 404 Beach Pond Road and the Community Center 32 Lehnner Street.

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve and sign the new Franchise Agreement between the Town of Wolfeboro, New Hampshire and Metrocast Cablevision of New Hampshire, LLC, with a 10-year term beginning June 17, 2011 through June 16, 2021, subject to address corrections on the high speed data location list and a signature page for the side letter. Chuck Storm seconded and being none opposed, the motion passed.**

***F. Board of Selectmen's revised goals & objectives for 2011***

Mrs. Murray provided the updated goals and objectives as determined by the Board at their last meeting for approval.

**Member Linda Murray moved the Wolfeboro Board of Selectmen to approve and adopt the 2011 Board of Selectmen's Goals and Objectives. Chuck Storm seconded and being none opposed, the motion passed.**

***G. Board of Selectmen's Workshop meetings***

Chairman Silk noted the Board should set a up a workshop meeting to address the how to proceed with renovations to town hall and suggested having such meeting on June 22, 2011 at 6:30 PM at the town hall. The Board agreed.

**Old Business**

Mrs. Murray questioned the status of an update to some definitions to the Personnel Policy as discussed at a previous meeting.

Mr. Owen replied that such is on his to do list as they had just revised the policy.

**Any Other Business**

Chairman Silk stated that she received an e-mail she would like to forward to the rest of the Board, Public Works Director, and the Town Manager regarding the "pit falls" of roundabouts noting they recently learned that Wolfeboro is proposed to have several by the State and this information could be helpful.

### **Town Manager's Report**

Mr. Owen stated the following:

- The Town suffered brown outs Monday evening around 10:30 PM, which was a result of the loss of a recloser at the substation, the power to the town was shut down in order to make a repair.
- The Fire Department has received 31 applications for the two openings and noted 6 of those applicants are from either Wolfeboro or abutting communities.
- He has provided an estimate for an air quality test at town hall as requested by the Board at their last meeting and it will cost the same as when it was done in 2009 at \$ 1,200. He suggested they pay for such out of the Board's Miscellaneous Operating Account.

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve funding an air quality test for town hall at the cost of \$1,200 to be paid out of the Board of Selectmen's Miscellaneous Operating Account. Chuck Storm seconded and being none opposed, the motion passed.**

- The Department of Public Works neighborhood meeting is scheduled for June 7, 2011 from 5-7 PM at the Community Center to discuss improvements to Glendon and School streets. He noted easements are required for this project, which will be discussed at that meeting and abutters have been asked to attend.
- He provided the plan of upgrades/changes proposed to the sidewalk area in front of Hunter's IGA that the Public Works Director has been discussing with the owner as part of the upgrades to town sidewalks and this area needed adjustments made due to the number of curbs. He noted no changes would be made on the Glendon Street entrance.
- He noted that the Planning Board has provided a memo entitled Governmental Use for substantial changes of use or new use. An example is for the proposed communication tower at the Public Safety Building.
- The Planning and Development Department is holding a Code Discussion forum on June 8, 2011 at 7 PM at town hall to discuss the permitting process.
- He will be out of the office on Friday and would designate a Department Head in charge for that day.

### **Committee Reports**

Mrs. Murray noted the following:

- Milfoil Committee members Kathy Barnard, Ken Marschner, Kurt Diezter and herself did a preview of Back Bay's regrowth and were pleased to see that past treatments have made tremendous progress. They will begin treatment the week of June 6, 2011 starting at the Town Docks and Wolfeboro Bay.
- The Milfoil Joint Board met and one of the DASH units is up and running and scheduled to be tested tomorrow at 2 PM. and they have also signed the contract with NH Lakes Association who will be responsible for hiring the divers. She noted that Wolfeboro hire New England Milfoil directly to remove milfoil due to the timing.
- She attended the Chamber of Commerce in place of Dave Bowers who is out of town.
- She attended the Route 28 meeting.

Mr. Storm stated the Planning Board met in a work session.

Chairman Silk stated the following:

- The Local Officials workshop will be June 2, 2011 at the Wolfeboro Public Library.
- The first Household Hazardous Waste Collection was this past weekend and they took in \$1,032 from other non-participating towns. The next collection is June 18, 2011 from 8:30 AM to noon and will include a Medicine Collection.

#### **Chamber of Commerce**

None.

#### **Questions from the Public**

None.

#### **Questions from the Press**

None.

*Being no further business before the Board, Chairman Silk entertained a motion to enter non-public session.*

**Member Linda Murray moved the Wolfeboro Board of Selectmen to enter non-public session at 8:05 PM to discuss litigation. Dave Senecal seconded. Roll call vote: Sarah Silk-yes, Chuck Storm-yes, Dave Senecal-yes, and Linda Murray-yes, the motion passed.**

The Board re-entered public session at 8:24 PM.

Chairman Silk announced that the Board sealed the minutes of the June 1, 2011 non-public session with a 2/3<sup>rd</sup> vote as required by law.

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

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to adjourn at 8:26 PM. Member Chuck Storm seconded. Being none opposed, the motion passed.**

Respectfully submitted,

**Amelia Capone-Muccio**

Recording Secretary