

**Wolfeboro Board of Selectmen
Meeting minutes
Approved
February 17, 2010**

Members present: Chairman Dave Senecal, Linda Murray, Sarah Silk and Marge Webster

Members absent: Vice-Chairman Kristi Ginter

Staff present: Town Manager David W. Owen, Director of Public Works Dave Ford and Recording Secretary Amelia Capone-Muccio

Chairman Senecal called the meeting to order at 6:40 PM at the Wolfeboro Public Library.

Non-Public Session RSA 91-A: 3II

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

Consideration of Minutes

➤ ***February 3, 2010***

Mrs. Murray amended page two, the first sentence to change the word "settled" to "sold".

Mrs. Murray amended page seven, the third paragraph from the bottom to include "by a two thirds vote" after the date in that sentence.

Ms. Silk amended page seven the first bullet on that page to change "Mrs. Murray" to "Ms. Silk".

Member Marge Webster moved the Wolfeboro Board of Selectmen to approve the minutes of February 3, 2010 as amended. Member Sarah Silk seconded. Being none opposed, the motion passed.

Public Input

None.

Public Hearings

A. Temporary Event Permit Applications

- 1. Ossipee Cornerstone Christian Academy to hold a Community Spirit Event on June 5, 2010 from 9:00 AM to 1:00 PM including a Bike Loop, Run and Paddling starting at Brewster Academy.**

Elizabeth Krauss joined the Board for discussion and explained this is the 2nd annual event in honor of her husband to raise funds for the school, Wolfeboro Cross Country Ski Association and The Nick.

Ms. Silk noted the note on the permit from the Department Heads reminding applicants that a temporary sign permit is needed. She explained that such permit does not require a fee, but is often forgotten in the process.

Member Linda Murray moved the Wolfeboro Board of Selectmen to approve the temporary event permit for Ossipee Cornerstone Christian Academy to hold a Community Spirit Event on June 5, 2010 from 9:00 AM to 1:00 PM including a Bike Loop, Run and Paddling starting at Brewster Academy. Sarah Silk seconded. Being none opposed, the motion passed.

- 2. Wolfeboro Area Chamber of Commerce to hold the Annual Moonlight Madness on June 25, 2010 from 6:00 PM-11: 00 PM on Main & Center Streets, Railroad and Central Avenues, Railroad Station, Town and Cate Parks and the Wolfeboro Community Bandstand.**

Mary DeVries joined the Board for discussion and explained that this is an annual event that assists the local merchants, which includes over 30 businesses. She noted that event also provides free entertainment for the public.

Ms. Silk noted the note on the permit from the Department Heads reminding applicants that a temporary sign permit is needed. She explained that such permit does not require a fee, but is often forgotten in the process. She also noted that the non-profit status indicates the last time a report was filed was in 2005.

Mrs. DeVries replied that the report is good for several years and they are notified when a renewal is needed.

Member Linda Murray moved the Wolfeboro Board of Selectmen to approve the temporary event permit for Wolfeboro Area Chamber of Commerce to hold the Annual Moonlight Madness on June 25, 2010 from 6:00 PM-11: 00 PM on Main & Center Streets, Railroad and Central Avenues, Railroad Station, Town and Cate Parks and the Wolfeboro Community Bandstand. Sarah Silk seconded. Being none opposed, the motion passed.

- 3. Wolfeboro Area Chamber of Commerce to hold the annual Sidewalk Sale Days on August 27-28, 2010 from 9:00 AM-6: 00 PM on Main and Center Streets and Railroad and Central Avenues.**

Mary DeVries joined the Board for discussion and explained that this is an annual event that brings together both the local businesses, residents, visitors and guests.

Ms. Silk noted the note on the permit from the Department Heads reminding applicants that a temporary sign permit is needed and as always not to block the exits.

Member Linda Murray moved the Wolfeboro Board of Selectmen to approve the temporary event permit for Wolfeboro Area Chamber of Commerce to hold the Annual Sidewalk Sale Days on August 27-28, 2010 from 9:00 AM-6: 00 PM on Main and Center Streets and Railroad and Central Avenues. Marge Webster seconded. Being none opposed, the motion passed.

- 4. Wolfeboro Area Chamber of Commerce to hold the Annual Scarecrow Festival from October 2-11, 2010 at various locations throughout Town.**

Mary DeVries joined the Board for discussion.

Ms. Silk noted the note on the permit from the Department Heads reminding applicants that a temporary sign permit is needed and as always not to block the exits.

Member Marge Webster moved the Wolfeboro Board of Selectmen to approve the temporary event permit for the Wolfeboro Area Chamber of Commerce to hold the Annual Scarecrow Festival from October 2-11, 2010 at various locations throughout Town. Linda Murray seconded. Being none opposed, the motion passed.

Bulk Vote

A. *Property Tax Refunds/Abatements*

Approvals

- i. Abatement/Refund #4 (2008) Tax Map 259, Lot 67
- ii. Abatement/Refund #20 (2008) Tax Map 259, Lot 56
- iii. Abatement/Refund #3 (2008-09) Tax Map 251, Lot 24
- iv. Abatement/Refund #33 (2009) Tax Map 274, Lot 20
- v. Abatement/Refund#16 (2009) Tax Map 45, Lot 5

B. *Property Tax Credits/Exemptions*

Approvals

- i. 262 Cotton Valley Road Tax Map 153, Lot 2
- ii. 2 Bayberry Lane Tax Map 177, Lot 10-6
- iii. 24 Winterhaven Road Tax Map 187, Lot 97
- iv. 17 Oakwood Road Tax Map 260, Lot 2
- v. 22 Harvey Brook Road Tax Map 177, Lot 10-125
- vi. 138 Waumbec Road Tax Map 159, Lot 1
- vii. 31 Friar Tuck Way Tax Map 278, Lot 32
- viii. 285 South Main Street Tax Map 231, Lot 81

Ms. Silk requested to table Property Tax Refund/Abatement (2009) #33 Tax Map 274, Lot 20 because she had not had a chance to contact the Assessing Department with a question about it.

Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Bulk vote items listed above and to table Property Tax Refund/Abatement (2009) #33 Tax Map 274, Lot 20. Marge Webster seconded. Members voted and being none opposed, the motion passed.

New Business

A. *Commercial Vessel Landing Permit-Winnipesaukee Belle*

Lucy Van Cleve joined the Board for discussion and explained that they are requesting a permit for 2010 and plan to run the same schedule as last year.

Mrs. Murray reminded them that their certificate of liability insurance expires in July and to forward the updated rider to the town once received.

Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Commercial Vessel Landing Permit-Winnepesaukee Belle for the 2010 season. Marge Webster seconded. Being none opposed, the motion passed.

B. Voters Guide

Mr. Owen stated the Board has received a draft copy of the Voters Guide and if the Board approves such guide it could be published in the February 25th, March 4th or both dates Granite State News issue.

Mrs. Murray stated that she feels publishing it once in the February 25th issue allows enough time for the public to review the articles and having such guide helps accelerate their voting time.

Ms. Webster stated she feels that the impact of the 2010 taxes should be bolded to stand out.

Mrs. Murray replied that she is agreeable to such, but feels all the years' tax impacts are important so the whole line should be bold. The document should also be made available on the town website.

Member Linda Murray moved the Wolfeboro Board of Selectmen to bold the tax impact line throughout the Voters Guide. Marge Webster seconded. Being none opposed, the motion passed.

C. Forest Management Plan-Wolfeboro Water Department Watershed

Dave Ford joined the Board for discussion and for the public's benefit he explained the town budgeted for a Forest Management Plan last year, bid the project and the low bidder has provided the report. He stated that Eric Grove has provided the town with an excellent report and he reviewed a large map of the 300 plus acres of land compromising the town's watershed with the Board. He stated this area produces, but not well and needs management and referred to page three of the report outlining what the town should be doing to manage such. He stated he recommends adopting the plan and he supports the recommendations listed on page 29 of the report. He also recommends hiring Mr. Grove as the Forester to manage this area, as well as using a qualified logger, preferably local, to help selectively log this area instead of bidding for a logger. He stated this is important, as the town is not looking to make money, but to effectively manage the land. He stated the town would receive revenue from the logging and questioned if such funds could be used to offset water rates or be put into a Capital Reserve Fund.

Mrs. Murray stated that they do not have a Capital Reserve Fund in place for that, but feels the issue is a topic to be discussed with the Auditor.

Mr. Owen replied the Finance Director has discussed such with the Auditor and also the question also needs to be discussed with DRA.

Mrs. Murray stated that Mr. Grove provided a good report and agrees they need to hire a qualified logger to have a quality job.

Ms. Silk suggested sending the report to the Conservation Commission for their review and that she also is in agreement in hiring a qualified logger for the job.

Mr. Ford replied he plans to meet with them to discuss the report.

Ms. Webster questioned if it has ever been logged.

Mr. Ford replied it was last done about 15 years ago.

Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Forrest Management Plan for the Wolfeboro Water Department Watershed around Upper Beach Pond dated December 28, 2009. Marge Webster seconded. Being none opposed, the motion passed.

D. Public Sewer Extension along Sewall Road

Ms. Silk stepped down from discussion and voting on this issue noting a conflict of interest.

Mr. Ford joined the Board for discussion and explained, as outlined in the memo dated December 1, 2009 from White Mountain Survey, the Southernns are interested in tying into the sewer system through a pressure system from their property at Tax Map 228, Lot 62 to Sewall Road. He stated he believes the system has enough capacity to add more homes and the Southernns are willing to cover the cost of a feasibility study to verify such. He noted that if they do approve this, approximately 1,500 feet of roadway that was recently paved will need to be reclaimed and he will recommend an overlay of the road rather than patch. At this time he recommends allowing the Southernns to have a feasibility study done and once complete revisit the issues with the Board as the Southernns wish to recoup their costs if others should tie into the system.

Chairman Senecal pointed out that the current ordinance requires customers to tie in if their current system fails.

Mr. Ford replied the Board might want to develop a policy.

Mrs. Murray stated a legal agreement is needed with the Southernns outlining the specifications; Mr. Ford will oversee the project, security bond and the impact if others may not be interested in tying in.

Member Marge Webster moved the Wolfeboro Board of Selectmen to agree to allow the Southernns to bear the expense of a feasibility study to extend the sewer collection system on Sewall Road and the road will be replace with an overlay. Linda Murray seconded. Sarah Silk-abstained and being none opposed, the motion passed.

E. R.I.B. Issues

Mr. Ford joined the Board to update them on the latest correspondence with Tuftonboro. He reviewed his response to the Tuftonboro Board of Selectmen and Conservation Commission's letter dated January 27, 2010. He stated some of their concerns needed to be put back into context and he did so with his response dated February 12, 2010. He summarized such issues that the town is not trying to hide anything and is actively working with D.E.S and will continue to share data. He stated he has plans to meet with the Tuftonboro Conservation Commission and provided the following dates if any of the Board members wished to join him. He noted he would prefer to have Mr. Atherton from Wright Pierce attend such meeting with him:

- April 10, 2010
- April 12, 2010
- April 17, 2010

The Board requested Mr. Ford ask for additional dates in order to allow the majority of the Board to attend.

F. *Monthly Budget Expenditures and Revue Report*

Mr. Owen noted the Board has received the report, but Mr. Chamberlin is on vacation.

Mrs. Murray stated she has some questions on the report, but will wait for the Finance Director to return from vacation to discuss them.

G. *Status of HDC's Legal Counsel*

Chairman Senecal stated a request was made to table this issue.

Mrs. Murray provided the members with three handouts to be included with the packet when this item is revisited. She provided an email from the Town Attorney, Mr. Puffer, explaining why he would have a conflict being retained as legal counsel for the HDC and the Board of Selectmen. She also provided copies of the November 5, 2008 non-public minutes and copies of just the motion to unseal the 11/5/08 non-public minutes from the April 1, 2009 non-public minutes.

Member Marge Webster moved the Wolfeboro Board of Selectmen to table the discussion on the status of the HDC's Legal Counsel. Sarah Silk seconded. Being none opposed, the motion passed.

H. *Board of Selectmen's Rules of Procedure*

Mr. Owen stated the Board updated and agreed to the Rules of Procedure at their last meeting and such is ready for approval.

Member Marge Webster moved the Wolfeboro Board of Selectmen to approve and sign the Board of Selectmen's Rules of Procedure dated February 17, 2010. Sarah Silk seconded. Being none opposed, the motion passed.

Old Business

None.

Any Other Business

Ms. Silk stated the Board received a letter from Chief Bernier of the New Durham Police Department thanking the Wolfeboro Police Department and the K-9 Unit for their help in the recent pursuit and capture of two armed robbers.

Ms. Silk provided an update on House Bill 1677 the new education funding formula.

Mrs. Murray stated a group is going after the Evergreen Law stating it is not constitutional. She noted this is the law dealing with Union contracts and feels it something they should follow.

Town Manager's Report

Mr. Owen provided a reminder he will be on vacation the first week of March and Mr. Houseman will be Acting Town Manager and will be attending the Board meeting.

Committee Reports

Ms. Silk stated the following:

- She read the HDC alternate member Eric Keim's resignation of the Commission and requested the Board send a letter of thanks for his service.
- The Conservation Commission and the Agriculture Commission is hosting an event on March 31, 2010 from 6-8 PM called "Who is coming to dinner" discussing ways to make your yard attractive to wildlife.
- Northeast Resource Recovery Association will be discussing School Recycling at their conference in June. She noted that Mr. Tasker has taken an award twice at this conference for recycling the most tonnage among comparable communities.

Mrs. Murray stated the following:

- The 250th Anniversary Committee met and worked on a letter to the Editor for financial support, finalized the logo, adding a page to the town website and hoping to have interviews on WCTV.
- The Milfoil Committee went to Moultonborough to work on the application to purchase two harvesters with the towns of Tufonboro and Moultonborough. They also inquired if Alton wished to participate as well, but have yet to hear back from them.

Questions from the Public

Charlene Seibel questioned if the upcoming events Ms. Silk listed would be on the website.

Mr. Owen replied he would forward her such information.

Questions from the Press

Tom Beeler questioned if the HDC Legal Counsel Status would be discussed at the Board's next meeting.

Chairman Senecal replied it would.

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

Member Sarah Silk moved the Wolfeboro Board of Selectmen to adjourn at 7:34 PM. Member Marge Webster seconded. Being none opposed, the motion passed.

Respectfully submitted,

Amelia Capone-Muccio

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