

**Wolfeboro Board of Selectmen
Meeting Minutes
Approved
May 16, 2012**

Members present: Chairman Linda Murray, Dave Senecal and Dave Bowers.

Members absent: Vice-Chairman Sarah Silk, Chuck Storm

Staff present: Town Manager David W. Owen, Director of Operations for the Municipal Electric Department Barry Muccio, Director of Public Works Dave Ford, Police Lieutenant Dean Rondeau, Finance Director Pete Chamberlin and Recording Secretary Amelia Capone-Muccio.

Chairman Murray 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 real estate.

Consideration of Minutes

➤ ***May 2, 2012***

Chairman Murray amended page seven, the last paragraph to read as follows: Chairman Murray noted that the Governor Wentworth School District pamphlet for 2012 noted an additional twenty one cent increase on the 2012 tax rate and also was told of an additional five cents on the tax rate for the new county home. She also amended page nine, the fourth paragraph from the bottom to change the word "Joint" to "Wolfeboro" in the beginning of the sentence.

Member Dave Bowers moved the Wolfeboro Board of Selectmen to accept the minutes of May 2, 2012 as amended. Dave Senecal seconded. Members voted and being none opposed, the motion passed.

Public Comment

None.

Public Hearings

I. Temporary Event permits

A. American Cancer Society to hold the Relay for Life Walk on June 23-24, 2012 from 2:00 PM-8:00 AM at the Nick.

Chairman Murray opened the public hearing.

Penny Franciosi joined the Board and stated that event with run the same as it has for the last ten or twelve years.

Being no others to speak for or against the request, Chairman Murray closed the public hearing.

Member Dave Senecal moved the Wolfeboro Board of Selectmen approve the issuance of a temporary event permit to American Cancer Society to hold the Relay for Life Walk on June 23-24, 2012 from 2:00 PM-8:00 AM at the Nick. Dave Bowers seconded. Members voted, all in favor, the motion passed.

B. Wolfeboro Area Children's Center to hold a Fairy House Tour on July 7, 2012 from 8:00 AM-4:00 PM at Cate Park.

Chairman Murray opened the Public Hearing.

Susan Whiting joined the Board and stated they held this event for the first time last year and it was very successful and they are holding it again with no changes.

Being no others to speak for or against the permit, Chairman Murray closed the Public Hearing.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the issuance of a temporary event permit to the Wolfeboro Area Children's Center to hold a Fairy House Tour on July 7, 2012 from 8:00 AM-4:00 PM at Cate Park. Dave Bowers seconded. Members voted, Linda Murray-abstained, all others in favor, the motion passed.

C. Governor Wentworth Arts Council to hold Plein Aire Painting on September 15, 2012 (rain date September 22, 2012) from 9:00 AM to 5:00 PM at Cate Park.

Chairman Murray opened the Public Hearing.

Madeline Albee and Debbie Hopkins joined the Board and explained they will hold the third such event with no changes.

Chairman Murray questioned the number of artists.

Ms. Albee replied ten signed up last year and nine of them actually came, they are hoping for more this year.

Being no others to speak for or against the permit, Chairman Murray closed the Public Hearing.

Member Dave Bowers moved the Wolfeboro Board of Selectmen to approve the issuance of a temporary event permit to the Governor Wentworth Arts Council to hold Plein Aire Painting on September 15, 2012 (rain date September 22, 2012) from 9:00 AM to 5:00 PM at Cate Park. Dave Senecal seconded. Members voted, all in favor, the motion passed.

Appointments

A. Energy Conservation Committee

Member Dave Senecal moved the Wolfeboro Board of Selectmen to re-appoint Steve Day to the Energy Conservation Committee for a 3 year term. Dave Bowers seconded. Members voted, all in favor, the motion passed.

Bulk Vote

A. Property Tax Refunds/Abatements

Approvals

- i. 74 Oakwood Road Tax Map 259 Lot 35
- ii. 220 Springfield Point Rd Tax Map 259, Lot 15
- iii. 72 Hopewell Point Road Tax Map 240, Lot 21
- iv. 123 Springfield Point Rd Tax Map 259, Lot 31
- v. 458 Center Street Tax Map 148, Lot 12
- vi. 680 North Main St Tax Map 142, Lot 10-10
- vii. 45 Kings Pine Rd Tax Map 205, Lot 23
- viii. 75 Canopache Rd Tax Map 251, Lot 14
- ix. 200 North Main St. Tax Map 202, Lot 19
- x. 680-5 North Main St Tax Map 142, Lot 10-5
- xi. 121 Clark Rd Tax Map 243, Lot 11
- xii. 96 Center St Tax Map 204, Lot 12
- xiii. 78 Mandalay Rd Tax Map 171, Lot 24
- xiv. 86 Pine Hill Rd Tax Map 176, Lot 2

Denials

- i. 46 Center St Tax Map 202, Lot 19
- ii. 680-3 North Main St Tax Map 142, Lots 10-3
- iii. 680-7 North Main St. Tax Map 142, Lot 10-16
- iv. 35 Harbor Way #33 Tax Map 158, Lot 28-33
- v. 90 Mill Street Tax Map 217, Lot 19

B. Notice of Intent to Cut Wood or Timber

- A. Cowper Road Tax Map 74, Lot 3 & 4
Tax Map 61, Lots 1 & 2
- B. Haines Hill Rd Tax Map 45, Lot 5
Tax Map 58, Lot 2

C. Raffle Permits

- i. VNA-Hospice Home & Garden Tour

D. Tax Warrant \$12, 355,371

It was moved by Dave Bowers for the Wolfeboro Board of Selectmen to approve the Bulk Vote items listed above A-D as listed. Dave Senecal seconded. Members voted and being none opposed, the motion passed.

New Business

A. New Electric Power Supply Contract for 2014-2016

Mr. Owen stated that due to the record lows of natural gas prices after the budget was approved the Town went out to bid for a new electric power supply contract with the assistance of consultant Mayhew Seavey and did very well.

Mayhew Seavey of PLM Electric Power Engineering joined the Board and presented a PowerPoint presentation outlining the process in which they went out to bid to take advantage of the record low prices. (See attached PowerPoint).

Mr. Owen noted they also used the services of special counsel from Reuben and Rudman to negotiate the terms of the energy supply contract on behalf of the town.

Chairman Murray stated that this is good news for the rate payers for future reduction of their electric bill in 2014.

B. Monthly Budget and Expenditures Report.

Pete Chamberlin joined the Board for discussion to present the monthly budget and expenditures report.

Chairman Murray noted it is still early in the year to determine where the budget is at.

C. Post-Issuance Tax Compliance Policy and Procedures for Tax-Exempt Obligations

Pete Chamberlin joined the Board for discussion and stated this was recommended by Bond Counsel to adopt such a policy based on recent changes by the IRS.

Chairman Murray questioned if the policy was written by Bond Counsel.

Mr. Chamberlin replied yes.

It was moved by Linda Murray for the Wolfeboro Board of Selectmen to approve the adoption of the Post-Issuance Tax Compliance Policy and Procedure for Tax-Exempt Obligations as presented. Dave Senecal seconded. Members voted and being none opposed, the motion passed.

It was moved by Dave Senecal for the Wolfeboro Board of Selectmen to approve and sign the Resolution regarding the Adoption of Post-Issuance Tax Compliance Policy and Procedure, which reads as follows:

RESOLUTION OF THE BOARD OF SELECTMEN OF THE TOWN OF WOLFEBORO, NEW HAMPSHIRE May 16, 2012

WHEREAS, the Town of Wolfeboro, New Hampshire (the "Town") from time to time, on a tax-exempt basis, issues (i) bonds and bond anticipation notes to finance capital projects, (ii) tax anticipation notes to pay the Town's maintenance and operation expenses, and (iii) municipal leases to finance the lease-purchase of certain equipment, all pursuant to the provisions of New Hampshire RSA Chapter 33, as amended;

WHEREAS, the federal income tax laws included in the Internal Revenue Code of 1986, as amended (the "Code"), require that issuers of tax-exempt debt comply with certain post-issuance requirements set forth in the Code;

WHEREAS, for purposes of maximizing the likelihood that the Town complies with such requirements of the Code, the Board of Selectmen of the Town (the “Board”) desires to adopt the Post-Issuance Tax Compliance Policies and Procedures, attached hereto as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

VOTED: That the Post-Issuance Tax Compliance Policies and Procedures, attached hereto as Exhibit are hereby approved.

VOTED: That the Board hereby names the Finance Director as the “Coordinator” under the Post-Issuance Tax Compliance Policies and Procedures and that the Finance Director has accepted such designation.

VOTED: That this resolution shall take effect from and after its adoption.

Dave Bowers seconded. Members voted and being none opposed, the motion passed.

D. Brewster Academy’s Request for School Zone Designation

Lisa Braiterman of Brewster Academy joined the Board for discussion to explain that Brewster is seeking support by the town in their request to the State of NH Department of Transportation for designation as a School Zone. She explained that because Brewster’s campus abuts Route 28 on both the north and south sides on the busiest stretch of road in Wolfeboro, the students’ and staff’s safety is a concern. She stated they are seeking to have the standard signs issued by the State noting the School Zone.

Chairman Murray noted that there would be a reduction in speed for the School Zone from 30 mph to 20 mph.

Mr. Owen stated he has provided a letter of support if the Board wishes to support such request.

It was moved by Linda Murray for the Wolfeboro Board of Selectmen to support the request of Brewster Academy to NH DOT to establish a School Zone along the Academy’s campus on Routes 28 and 109, and to send a letter of support to NH DOT. Dave Senecal seconded. Members voted and being none opposed, the motion passed.

E. Proposed Changes in Chapters 164-165 of the Town Code

Mr. Owen stated it was brought to his attention a problem with someone parking a vehicle for sale in a town parking space for an extended period of time and such could not be enforced since the town does not have an ordinance to enforce such. He stated that the Police Department has suggested an amendment to the ordinance to enforce not allowing vehicles to be parked in town spaces for sale.

Lieutenant Rondeau joined the Board and explained that the Police Department received complaints regarding a vehicle that was parked in a town space for an extended period of time that was for sale and they were not able to do anything about such complaint since there was no ordinance that pertained to it. He has provided a recommended change to the ordinance if the Board wishes to enforce such.

Chairman Murray stated that the only change both she and Ms. Silk suggested was changing the time limit from one hour to two hours to allow someone who may have their vehicle for sale to park in a town spot if they go shopping or are visiting a restaurant.

Lieutenant Rondeau agreed two hours is a reasonable amount of time.

Chairman Murray noted the Board would need to hold a public hearing on such change.

It was moved by Dave Senecal for the Wolfeboro Board of Selectmen to approve setting a public hearing on the proposed amendments to Chapters 164 and 165 of the Town Code pertaining to parking vehicles for sale in Town parking spaces at the Board's June 20, 2012 regular meeting. Dave Bowers seconded. Members voted and being none opposed, the motion passed.

F. Board of Selectmen's Goals for 2012-2013

Chairman Murray stated she has updated the goals from their last discussion and if there are no further changes they can approve them.

It was moved by Dave Bowers for the Wolfeboro Board of Selectmen to approve the revised Board of Selectmen's Goals for 2012-13. Dave Senecal seconded. Members voted and being none opposed, the motion passed.

Chairman Murray noted that Dave Bowers has moved to be the Board's representative to the EDC and she has moved to be the representative to the Chamber of Commerce and is an alternate to the EDC.

Mr. Bowers noted he is attending the Planning Board meetings while Mr. Storm is out on medical leave.

Other Business

Chairman Murray stated, in regards to Senate Bill 217-FN pertaining to Cannon Mountain, the State Senate has received a non-germane bill from the House that would have the effect of prohibiting Wolfeboro and other NH municipalities from continued membership in the International Council of Local Environmental Initiatives (ICLEA). Senator Jeb Bradley has been in contact with her regarding the Town's position relating to a proposed amendment and he requested the Town send a letter opposing the proposed amendment. She stated she also discussed this with Representatives Dave Knox and he was going to contact Representative Chris Ahlgren requesting to oppose the amendment in the House also.

It was moved by Dave Bowers for the Wolfeboro Board of Selectmen to approve and send the letter opposing this non-germane amendment to SB 217-FN (See attached letter). Dave Senecal seconded. Members voted and being none opposed, the motion passed.

Town Manager's Report

Mr. Owen stated the following:

- He stated a meeting is scheduled for June 13 at 1 PM at the County Administrative Building to discuss the Dispatch services for the town and if any Board member would like to attend to let him know. (Murray, Senecal and Bowers noted they would attend)
- The Tuftonboro Milfoil Committee has requested the Town of Wolfeboro to put a Milfoil information dispenser at the Boat Launch at the Libby Museum and the Board agreed they may do that.
- He ordered four copies of the new "Knowing the Territory" book.

- He provided the list of members of the Health Insurance Advisory Committee and the first meeting is scheduled for May 22, 2012 at 2:30 PM.
- The Budget Committee met and re-organized. John MacDonald is the Chairman and Stan Stevens is the Vice-Chairman.
- The new taxi service had their vehicle inspected by the Police Department and will be open for business soon.
- He has approved a Purchase Order for asbestos removal in the Town Hall boiler room with work to start within the next ten days.
- The house the town purchased at 255 South Main Street was inspected for asbestos yesterday and he should receive the report soon.
- The Libby Museum was inspected for lead paint and he should receive that report shortly as well.
- The rails at Town Hall have been painted.
- He noted the Library will not be available for the Board meetings in June and suggested they hold the meetings at Town Hall. The Board agreed.
- The regular Board meeting in July is scheduled on the 4th of July. The Board tentatively re-scheduled their regular meetings in July on the 11th and 25th.
- He will be out of the office on Thursday and Friday next week to attend his son's college graduation. He will also be out of the office June 18th-20th, but will be able to attend the June 20th Board meeting.

Committee Reports

Mr. Bowers reported the Library had a leak in their hot water tank last month which was a costly expense and also reports about 4-5 leaks in their roof. He attended the Planning Board meeting which he found to be a very upbeat group and enjoyed attending their meeting.

Chairman Murray attended the EDC meeting. She stated that Ms. Silk reported she attended the Police Commission meeting and that Commission Balboni will be the representative to the Health Insurance Advisory Committee.

Mr. Senecal reported he attended the meeting of the Budget Committee which had many questions regarding the Pop Whalen Enterprise Fund budget.

Public Comment

None.

Questions from the Press

None.

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

Member Dave Bowers moved the Wolfeboro Board of Selectmen to enter non-public session at 7:30 PM to discuss real estate. Dave Senecal seconded. Roll call vote: Dave Bowers-yes, Dave Senecal-yes, and Linda Murray-yes, the motion passed.

The Board re-entered public session at 8:10 PM.

Chairman Murray stated the non-public session minutes of May 16, 2012 were sealed by a 2/3rd's vote as required by law.

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

Member Dave Senecal moved the Wolfeboro Board of Selectmen to adjourn at 8:11 PM. Member Dave Bowers seconded. Being none opposed, the motion passed.

Respectfully submitted,

Amelia Capone-Muccio

Recording Secretary