

**Wolfeboro Board of Selectmen
Meeting Minutes
Unapproved
February 15, 2012**

Members present: Chairman Sarah Silk (6:38 PM), Vice-Chairman Linda Murray, Dave Senecal, Chuck Storm and Q. David Bowers.

Members absent: None.

Staff present: Town Manager David W. Owen, Tax Collector Brenda LaPointe, and Recording Secretary Amelia Capone-Muccio.

Vice-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 litigation, minutes and matters which, if discussed in public, would affect adversely the reputation of any person.

Consideration of Minutes

➤ **February 1, 2012**

Mrs. Murray amended page five, the second paragraph from the bottom to correct "skate for free" in the third line to "free skate rentals". She amended page six, the fourth paragraph under Any Other Business, to change "why it is" to "why in was in the past" and add the following to the end of the sentence " , but not now".

Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the minutes of February 1, 2012 as amended. Dave Bowers seconded. Members voted and being none opposed, the motion passed.

Announcement

Chairman Silk read the following statement in regards to the change in numbering of the Warrant Articles as a result of the Deliberative Session:

She wants to announce to those who watched the Deliberative Session and the WCTV broadcast, as well those who picked up the list of articles, that there is a misfortunate confusing occurrence regarding the final numbering of the Warrant Articles. I'd like to explained how this happened; a) articles number 1-19 are numbered the same and petition Warrant Article 30 has been changed to 20 by the decision of the Moderator Randy Walker therefore all Warrant Articles from number 20 to 31 have been caused to be renumbered due to number 30 changing position to become now number 20. Thirty was a petition Warrant Article to pay \$70,000 to rent an undeclared space in 2012 with a reoccurring expense of \$70,000 to be paid out of the Operating Budget in following years. b) Tuesday 2/7/12 at the Deliberative Session there was a request by Suzanne Ryan to move number 30 up for discussion purposes as a point of order the DVD which has been watched and transcribed word for word. She requested Mrs. Murray who did the transcription to read it.

Mrs. Murray read as follows:

Suzanne Ryan: Point of Order, I would like to move up Article 30 under Article 19

Moderator: This is a legitimate request. You want to move Article 30 to right now basically?

Suzanne Ryan: Yes

Moderator: That is the Citizen's Petition for Interim Town Office Space, is there a second. Okay.

Moderator: The intent is pretty clear, any discussion Sue or is it self-explanatory? What you have before you, if there is no discussion, do you want to discuss Article 30 now or later? All those in favor of changing the order of Article 30 to right now say aye.

Mrs. Murray stated it passed and we went on to discuss Article 30.

Chairman Silk continued with her statement:

No specific vote was mentioned on the ballot or took place on the evening of February 7th. The Town Moderator has determined that petition Warrant Article 30 is now number 20, he did not move the survey article forward, which was also discussed out of order. It is tough for the Moderator to second guess intent especially when situations are ambiguous and this teachable moment so that Officials will clearly monitor wording for determining if there is any mention of ballot position changes in future deliberations. I apologize for the confusion this decision may have caused and encourage the voters to use the Voter's Guide in the Granite State News as a crib sheet to fill out and to take to the polls on Tuesday, March 13th. As a Board of Selectmen member and a voter present at the Deliberative Session, I do not agree with the decision based on the DVD transcription. However decisions by the Moderator are final. So I apologize for the confusion to the voters and ask anyone with a printed copy of the Warrant Articles to recycle those copies up at the Solid Waste Facility and use the Voter's Guide or get a new corrected copy of the Warrant Articles at the Town Hall. WCTV has a revised viewing of the Warrant Articles and I believe there should be a streaming notice on the bottom of the broadcast advising of the change. I think it is unfortunate for the Town Clerk and the Board of Selectmen to have been subjected to phone calls and e-mails threatening legal action and making unfounded accusations of elected official misconduct while the Moderator reviewed this issue.

Mrs. Murray stated that Article 20 will remove the employees from Brewster Memorial Hall and leave the building abandoned. She stated this is not recommended by the Board of Selectmen or the Budget Committee.

Mr. Owen stated that he brought copies of the Deliberative Session minutes which also clearly indicates that the articles were moved for discussion purposes.

Mr. Bowers stated no motion was made to move the articles. He also noted his concerns that there is no cost to move the employees and it would cost more money to keep up with two buildings instead of one. He is puzzled why someone would want to move, but also restore the building; you can't have it both ways.

Public Comment

None.

**Public Hearings
Temporary Event permits**

- A. Brewster Academy to hold On the Green I Arts & Crafts Festival on July 6-8, 2012 (setup July 5, tent removal July 9) from 10:00 AM – 5:00 PM on July 6-7 and 10:00 AM – 4:00 PM on July 8 at Monument Field.**

Chairman Silk opened the public hearing.

Raylene Davis joined the Board and explained they intend to run the event the same as years past and that such event helps fundraise for the day student program.

Being no others to speak for or against the request, Chairman Silk closed the public hearing. She noted the notes from the departments on the permit and questioned parking.

Ms. Davis replied it is onsite parking.

Member Dave Bowers moved the Wolfeboro Board of Selectmen approve the issuance of a temporary event permit to Brewster Academy to hold On the Green I Arts & Crafts Festival on July 6-8, 2012 (setup July 5, tent removal July 9) from 10:00 AM – 5:00 PM on July 6-7 and 10:00 AM – 4:00 PM on July 8 at Monument Field. Linda Murray seconded. Members voted, all in favor, the motion passed.

- B. Brewster Academy to hold Summer Tradition Arts & Crafts Festival on July 20-22, 2012 (setup July 19, tent removal July 23) from 10:00 AM – 5:00 PM on July 20-21 and 10:00 AM-4:00 PM on July 22 at Monument Field.**

Chairman Silk opened the Public Hearing.

Raylene Davis presented this request as well and such request is the same.

Being no others to speak for or against the permit, Chairman Silk closed the Public Hearing. She noted the notes on the permit.

Mrs. Murray pointed out this event is on the same day as the All Saint's Episcopal Church Summer Fair.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the issuance of a temporary event permit to the Brewster Academy to hold Summer Tradition Arts & Crafts Festival on July 20-22, 2012 (setup July 19, tent removal July 23) from 10:00 AM – 5:00 PM on July 20-21 and 10:00 AM-4:00 PM on July 22 at Monument Field. Chuck Storm seconded. Members voted, all in favor, the motion passed.

- C. Brewster Academy to hold On the Green II Arts & Crafts Festival on August 10-12, 2012 (setup August 9, tent removal August 13) from 10:00 AM – 5:00 PM on August 10-11 and 10:00 AM-4:00 PM on August 12 at Monument Field.**

Chairman Silk opened the Public Hearing.

Raylene Davis presented this request as well and such request is the same.

Being no others to speak for or against the permit, Chairman Silk closed the Public Hearing. She noted the notes on the permit.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the issuance of a temporary event permit to the Brewster Academy to hold On the Green II Arts & Crafts Festival on August 10-12, 2012 (setup August 9, tent removal August 13) from 10:00 AM – 5:00 PM on August 10-11 and 10:00 AM-4:00 PM on August 12 at Monument Field. Chuck Storm seconded. Members voted, all in favor, the motion passed.

Bulk Vote

A. Property Tax Refunds/Abatements

Approvals

- i. 48 Spruce Road Tax Map 228, Lot 32 (2010)
- ii. 48 Spruce Road Tax Map 228, Lot 32 (2011)
- iii. Tips Cove Road Tax Map 240, Lot 1 (2010)
- iv. Tips Cove Road Tax Map 240, Lot 1 (2011)

B. Property Tax Credits/Exemptions

Approvals

- i. 449 North Wakefield Rd Tax Map 93, Lot 6
- ii. 15 Harvey Brook Road Tax Map 177, Lot 10-131
- iii. 16 Jennifer Circle Tax Map 188, Lot 12

Denials

- i. 274 Pine Hill Road Tax Map 145, Lot 28

C. Notice of Intent to Cut Wood or Timber

- i. Middleton Road Tax Map 260, Lot 81

D. Land Use Change Tax Warrant-\$43.40

E. Raffle Permits

- i. New Hampshire Boat Museum
- ii. Abenaki Ski Team

It was moved by Linda Murray for the Wolfeboro Board of Selectmen to approve the Bulk Vote items listed above A-E. Chuck Storm seconded. Members voted and being none opposed, the motion passed.

New Business

A. Problems with Broadcast of the Deliberative Session

Keith Garrett, Vice-Chair, of the Wolfeboro Community TV joined the Board and reviewed a handout outlining the steps to broadcast live from the camera to the TV viewer on MetroCast. (See attached) He explained that they

cannot control things like slow internet connections. He did state they have addressed some of the issues with the sound by adding an audio booster. He explained that they are not able to monitor the broadcasts at all times at the station due to staffing and money.

Mrs. Murray stated that she was not clear that the broadcasts are not live on the Town website, but on Wolfeboro Community TV's website.

Peter Pijoan replied that is correct.

Mr. Garrett stated it may be possible to add the live broadcast to the town site but they would need to discuss such with the town website's developer.

Mr. Owen stated they have a contract with EZ Stream and would need to clarify that.

Mrs. Murray noted her point was that it seemed she and some of the public was not aware that it was not broadcasting live on the town website.

Chairman Silk stated she was under the impression that once the school upgrades took place they would be broadcasting live successfully and is disappointed that they are still having issues with broadcasts.

Mr. Garrett replied the issue is monitoring the broadcasts and provided an example that large TV stations have staff to address such issues with live broadcasts, with a small station they do not have the funds to do that.

Chairman Silk questioned where they go from here.

Mr. Garrett replied hopefully some of the issues will get resolved with the new station.

Allan Bailey, President of Wolfeboro Community TV, joined the Board and apologized for the technical difficulties, but noted they are working out of a FEMA trailer and hope to be in the new studio soon. He stated they solicited the expertise of Mr. Garret to help as he has the knowledge to deal with these issues as well as MetroCast. He stated they are working to address the problems as they do not want to irritate their viewers.

Chairman Silk stated the Deliberative Session is the town's best chance to get the information out to the voters.

Mr. Bailey replied they are doing everything they can, but unfortunately they do not have 24 hour technical support.

Mrs. Murray suggested they run a notice on the live events when viewers can see the re-broadcast.

Mr. Bailey replied that is a good idea.

Chairman Silk questioned if they could advise the public on the Article segment of the change in numbering.

Mr. Pijoan replied he would do something to notify them of such.

Mr. Bowers stated they could put a sign up during the vote as well letting the public know. He stated he is familiar with Mr. Garrett and his knowledge and that he learned something tonight that he didn't know. He suggested they make up a chart for next budget season showing what is needed to make it better.

Mr. Bailey stated they are currently working on such with MetroCast.

Mr. Owen noted they have increased the Franchise Fees and received an equipment grant that could be used to help with that.

Mr. Bailey agreed they have some funds they were holding on to until they go into the new studio, but they may need to discuss using them.

Mr. Pijoan stated the Deliberative Session is streaming in two segments and sent the whole thing to EZ Stream to work on getting in one segment. He does not believe the ability to stream has anything to do with the new studio; unfortunately the studio internet is faster than the library's connection.

B. Request to Use Cate Park and Community Bandstand for a wedding

Carolyn Malila joined the Board and stated she and her finance would like to use Cate Park on August 11, 2012 at 3:30 PM and understands there is a concert scheduled for 5:00 PM.

Member Linda Murray moved the Wolfeboro Board of Selectmen to approve the request of Carolyn Malila and Johnny Carr to use Cate Park and the Community Bandstand for purposes of their wedding at 3:30 PM on August 11, 2012. Dave Senecal seconded. Members voted, all in favor, the motion passed.

C. Commercial Vessel Landing Permit-Mt. Washington

Jim Morash joined the Board for discussion and stated that he is pleased to note they will be visiting Wolfeboro 35% more this year. He thanked Wolfeboro for their support over the years and their 140th year would not be possible without Wolfeboro as this is where it all started in 1842.

Chairman Silk reminded them to submit their new insurance certificate in October.

Mrs. Murray thanked them for coming to Wolfeboro.

Mr. Morash thanked the town for supporting them in the tough times when they had to reduce their visits.

Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the issuance of a Commercial Vessel Landing Permit to the Winnepesaukee Flagship Corp. (D.B.A Mt. Washington Cruises) for 2012. Linda Murray seconded. Members voted and being all in favor, the motion passed.

D. Report on Plans for Libby Museum's 100th Anniversary Celebration

Pat Smith joined the Board and reviewed the summary of events for the Libby Museum's 100th Anniversary Celebration as follows:

- She thanked Kingswood Press for kicking off the event with the Calendar
- Pewter ornaments from Hampshire Pewter are for sale at Town Hall for \$15.
- Sally Cornwell will donate chocolate bars for sale.
- 1,000 signed Posters by Peter Ferber will be for sale of his painting.
- 4th of July float.
- The Friends of the Libby is sponsoring a Family Day on July 28, 2012 at the Libby.
- Sarah Silk has coordinated a Quilt Show with prizes.
- Senator Bradley will send out invitations to the GALA event to the Governor and other politicians.

- They may have t-shirts for sale.
- The GALA event is the final event on August 12, 2012 at the Wolfeboro Inn from 5:00 to 7:00 PM.

Chairman Silk noted the inspiration of the Quilt show is the twin flowers and that a quilter donated a wall hanging of the twin flowers to be raffled off at the GALA.

Ms. Smith thanked the town for supporting such a wonderful place and thanked them for having the pleasure to serve such a wonderful museum for 20 years it was a wonderful experience.

Chairman Silk thanked her for all the work she has done with the programs over the years and it is sad to see her move on.

E. Tax Collector's Deeds

Brenda LaPointe joined the Board for discussion and stated she has five unpaid properties for the town to accept.

1. Tax Map 203-105-1 Varney Road

Mrs. LaPointe stated this parcel was bought at tax sale and the owner has tried to sell it but it seems it may not be a buildable lot and the description is questionable.

Mrs. Murray questioned her comment to get a title search.

Mrs. LaPointe replied that if the town decided to sell this lot she recommends ensuring it has a decent title as it seems to be a deed description problem.

Mr. Senecal noted that Cartographics mapped the parcel and they usually base their information off surveys, but noted this parcel may only have value to the abutters.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the acceptance of Tax Collector's Deeds for the following property, Tax Map 203, Lot 105-1 Varney Road. Chuck Storm seconded. Members voted and being all in favor, the motion passed.

2. Tax Map-9 Cotton Valley Road

Mrs. LaPointe stated this parcel is new to the tax roll, but the owner disputes the parcel exists.

Mrs. Murray stated she is concerned about taking something that may be disputed.

Mrs. LaPointe replied that the owner will receive a letter with the opportunity to re-purchase the lot if he wished.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the acceptance of Tax Collector's Deeds for the following property, Tax Map 137, Lot 9 Cotton Valley Road. Chuck Storm seconded. Members voted and being all in favor, the motion passed.

3. Tax Map 267-4 South Main Street

Mrs. LaPointe noted this lot does have a cemetery on the lot.

Mr. Senecal stated this is not a bad lot and even with the cemetery (can't disturb a cemetery within 25ft) on it.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the acceptance of Tax Collector's Deeds for the following property, Tax Map 267, Lot 4 South Main Street. Chuck Storm seconded. Members voted and being all in favor, the motion passed.

4. Tax Map 117-11 College Road

Sarah Silk stepped down from discussion on this property.

Mrs. LaPointe stated this parcel was the common area for a subdivision which has since been included in the values of the owners in the subdivision and the owners have decided not to pay the final year.

Mrs. Murray questioned if it is a restricted lot.

Mrs. LaPointe replied it is a corner lot, but would need to check with the Planning Department. She noted the assessment card states it is an unbuildable lot.

Mr. Senecal stated he would like to have the Planning Department look into it further.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to revisit the acceptance of Tax Collector's Deeds for the following property, Tax Map 117, Lot 11 College Road. Linda Murray seconded. Members voted, Sarah Silk-abstained and being all in favor, the motion passed.

Sarah Silk re-joined the discussion.

5. Tax Map 151-47 Governor Wentworth Highway

Chairman Silk stated the Conservation Commission recommends town retaining this property for Conservation reasons.

Member Dave Senecal moved the Wolfeboro Board of Selectmen to approve the acceptance of Tax Collector's Deeds for the following property, Tax Map 151, Lot 47 Governor Wentworth Highway. Chuck Storm seconded. Members voted and being all in favor, the motion passed.

F. Draft 2012 Voter's Guide

Chairman Silk noted some typographical errors.

Mr. Senecal stated he would like to see the lines defining the yes and no columns.

Mr. Owen replied the newspaper will do the formatting like it was done last year.

Mrs. Murray stated on page six, article 14, she would like to move up the discussion on phase 3, then continue with the rest of what has been approved.

G. Election Preparations

The Board determined that Mr. Senecal, Ms. Silk, and Mrs. Murray will be available all day and Mr. Bowers and Mr. Storm will arrive at 11 AM/Noon for the rest of the day.

Town Manager's Report

Mr. Owen stated the following:

- He and Mr. Storm have been meeting with Garwood's to discuss the lease agreement and will bring such to the Board next month.
- He recommends the Board approve adding the website to town stationary to promote more use of the site. **It was moved by Chuck Storm and seconded by Dave Senecal for the Town Departments and Committees to add the website to their stationary. Members voted and being none opposed, the motion passed.**
- Former town employee Jeff Adjutant's calling hours are Saturday, February 18, 2012 from 4-7 PM at Lord's Funeral Home.
- He has provided a letter for the Board's Chairman to sign regarding the three town (Wolfeboro-Conway and Moultonborough) agreement for dispatch services from the County.
- He will be on vacation next week for a week and again in two weeks for a week.

Mr. Bowers suggested they put a plaque on the Flag pole in front of Town Hall that Mr. and Mrs. Adjutant donated in honor of Jeff Adjutant.

Committee Reports

Mr. Storm reported the Planning Board met for a work session and reviewed the articles for the ballot and some discussion for next year's plan.

Mr. Bowers reported he attended the Chamber of Commerce meeting and they expressed some concerns of rate increases as a result of the RIB site, but Mr. Ford appeased their worries. He reported their next quarterly meeting is March 1st the same day as Candidates Night.

Mrs. Murray reported the following:

- She attended the annual Community TV meeting with Mr. Owen
- She attended the Joint Milfoil Board meeting with Mr. Owen and they are continuing to discuss 2012's plans
- She attended the EDC meeting with Mr. Owen and they discussed the Focus Group report

Chairman Silk reported the following:

- She attended the Libby Museum's meeting on the 100th Anniversary Plans
- The Hazard Mitigation Committee's update review is moving along and noted that having such a plan qualifies the town for mitigation funds.
- The Friends of Abenaki Annual Pancake Breakfast will be March 3rd at Garwood's from 7:00 to 10:00 AM.
- February 29th will be the showing of the Ski Movie by the Friends of Abenaki

Public Comment

None.

Questions from the Press

Tom Beeler of the Granite State News stated that this week's paper will have a letter from Mr. Cross on issues of compliance at Town Hall and brings up a good discussion that Codes are always changing.

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

Member Chuck Storm moved the Wolfeboro Board of Selectmen to enter non-public session at 8:12 PM to discuss litigation, minutes and matters which, if discussed in public, would affect adversely the reputation of any person. Dave Senecal seconded. Roll call vote: Sarah Silk-yes, Dave Senecal-yes, Dave Bowers-yes, Chuck Storm-yes and Linda Murray-yes, the motion passed.

The Board re-entered public session at 9:30 PM.

Chairman Silk stated the non-public session minutes of February 15, 2012 were sealed by a 2/3rd's 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 8:13 PM. Member Linda Murray seconded. Being none opposed, the motion passed.

Respectfully submitted,

Amelia Capone-Muccio

Recording Secretary