

**Wolfeboro Board of Selectmen  
Meeting minutes  
Approved  
February 16, 2011**

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

**Staff present:** Town Manager David W. Owen, Finance Director Pete Chamberlin, Public Works Director Dave Ford, Tax Collector Brenda LaPointe and Recording Secretary Amelia Capone-Muccio

Chairman Murray called the meeting to order 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**

➤ **February 3, 2011**

Ms. Silk amended page two, the fifth paragraph to change the word "they" to "the Friends of the Town Hall".

Chairman Murray amended page one, the first bullet to change to the following: Page 4, first paragraph, to change RSA 39:3-b to RSA 39:3 and 30:3b.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the minutes of February 3, 2011 as amended. Sarah Silk seconded. Members voted and being none opposed the motion passed.**

**Public Input**

None.

**Public Hearings  
Temporary Event Permits**

***A. Wolfeboro Area Children's Center to hold a Fairy House Tour on July 9, 2011 from 10:00 AM to 4:00 PM ( 8 AM – 5 PM setup and breakdown) at Cate Park.***

Linda Murray stepped down from discussion and vote.

Vice-Chairman Silk opened the public hearing.

Susan Whiting, Director of the Children's Center, joined the Board and she stated that this event is modeled after the same done in Portsmouth and noted that the houses are not for real people, they are miniatures.

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

Ms. Silk noted the comments on the permit.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for Wolfeboro Area Children's Center to hold a Fairy House Tour on July 9, 2011 from 10:00 AM to 4:00 PM ( 8 AM – 5 PM setup and breakdown) at Cate Park. Dave Senecal seconded. Members voted, Linda Murray-abstained and being none opposed the motion passed.**

Linda Murray rejoined the Board.

***B. Wolfeboro Area Recreation Association to hold the 4<sup>th</sup> Annual car show July 23, 2011 from 10:00 AM to 2:00 PM at the Nick.***

Chairman Murray opened the public hearing.

Laurie Tappan joined the Board for discussion and stated this will be the fourth annual event run the same as in the past.

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

Ms. Silk noted the comments on the permit and reminded them to get a sign permit.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for the Wolfeboro Area Recreation Association to hold the 4<sup>th</sup> Annual car show July 23, 2011 from 10:00 AM to 2:00 PM at the Nick. Chuck Storm seconded. Members voted and being none opposed the motion passed.**

***C. Wolfeboro Area Recreation Association to hold a Biathlon run/swim on July 30, 2011 from 7:30 AM to 11:30 PM at the Nick and Albee Beach.***

Chairman Murray opened the public hearing.

Laurie Tappan joined the Board for discussion and stated this is a new event with a ½ mile swim at Albee Beach and a 5K at the Nick. She noted the permits from Marine Patrol are in process and that they will be using a Police Officer for the crossing from Albee Beach to the Nick.

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

Ms. Silk noted the comments on the permit and reminded them to get a sign permit.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for the Wolfeboro Area Recreation Association to hold a Biathlon run/swim on July 30, 2011 from 7:30 AM to 11:30 PM at the Nick and Albee Beach. Chuck Storm seconded. Members voted and being none opposed the motion passed.**

***D. Wolfeboro Area Recreation Association to hold Family Fun Day on August 27, 2011 (rain date September 3, 2011) from 7:00 AM to 2:00 PM at the Nick.***

Chairman Murray opened the public hearing.

Laurie Tappan joined the Board for discussion and stated this is an annual event run as in the past.

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

Ms. Silk noted the comments on the permit and reminded them to get a sign permit.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for the Wolfeboro Area Recreation Association to hold the Family Fun Day on August 27, 2011 from 7:00 AM to 2:00 PM (rain date September 3, 2011) at the Nick. Chuck Storm seconded. Members voted and being none opposed the motion passed.**

***E. New Hampshire Boat Museum to hold a Vintage Race Boat Regatta on September 15-17, 2011 from 9:00 AM to 5:00 PM at the Town Docks and Dockside. .***

Chairman Murray opened the public hearing.

Hank Why, Boat Museum Chair, joined the Board for discussion and stated this will be the seventh bi-annual event run the same as in the past.

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

Chairman Murray questioned if they are seeking to close the parking lot earlier than in years past.

Mr. Why replied that they are requesting to close it at noon on Thursday, but will be posting such on Wednesday at midnight.

Chairman Murray noted that the handicap parking spots should be left available.

Mr. Why replied that they would.

Ms. Silk noted the comments on the permit and reminded them to get a sign permit.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for the New Hampshire Boat Museum to hold a Vintage Race Boat Regatta on September 15-17, 2011 from 9:00 AM to 5:00 PM at the Town Docks and Dockside. Sarah Silk seconded. Members voted and being none opposed the motion passed.**

***F. New England Lyman Group to hold a Boat Show on June 4, 2011 from 9:00 AM to 3:00 PM at the Town Docks.***

Chairman Murray opened the public hearing.

Rick Filian joined the Board for discussion and stated this would be the 12<sup>th</sup> annual show and noted the change in what docks will be used due to damage to a boat last year.

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

Ms. Silk noted the comments on the permit and reminded them to get a sign permit.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for New England Lyman Group to hold a Boat Show on June 4, 2011 from 9:00 AM to 3:00 PM at the Town Docks. Sarah Silk seconded. Members voted and being none opposed the motion passed.**

***G. Lakes Region Humane Society to hold a 5k race/walk on July 17, 2011 from 7:00 AM to 11:00 AM beginning and ending at the Nick.***

Chairman Murray opened the public hearing.

Jane Milligan, President of the Board of Directors, joined the Board for discussion and stated they are holding the first annual 5k race that will start and end at the Nick, and will use Cotton Valley Trail.

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

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Temporary Event permit for the Lakes Region Humane Society to hold a 5k race/walk on July 17, 2011 from 7:00 AM to 11:00 AM beginning and ending at the Nick. Chuck Storm seconded. Members voted and being none opposed the motion passed.**

## **Bulk Vote**

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

#### Approvals

- i. Abatement/refund #74 Tax Map 177, Lot 10-41
- ii. Abatement/refund #5 (part 1) Tax Map 232, Lot 2
- iii. Abatement/refund #5 (part 2) Tax Map 232, Lot 4
- iv. Abatement/refund # 5 (part 3) Tax Map 232, Lot 5
- v. Abatement/refund # 7 Tax Map 250, Lots 7+8

### **B. Property Tax Credit/Exemptions**

#### Approvals

- i. 27 Birch Hill Estates Tax Map 177, Lot 10-41
- ii. 673 North Main Street Tax Map 142, Lot 23
- iii. 20 Gateway Tax Map 201, Lot 36

#### Denials

- i. 678 Center Street Tax Map 116, Lot 3

Ms. Silk stated she would like to table Property Tax Refund/ Abatements #5 (part 1-3) Tax Map 232 , Lots 2,4, and 5 pending further information from the Assessing Department. She noted she was surprised to see these again and that there was no back up information explaining the reasoning.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen remove Property Tax Refund/Abatement # ii-iv. Tax Map 232, Lots 2, 4 and 5 from the Bulk Vote. Linda Murray seconded. Members voted and being none opposed the motion passed.**

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve the Bulk Vote items in A through B above, excluding Property Tax Refund/Abatement # ii-iv. Tax Map 232, Lots 2, 4 and 5. Chuck Storm seconded. Members voted and being none opposed the motion passed.**

Chairman Murray stated she looked up the record from last year and asked the Town Manager to explain.

Mr. Owen stated that in 2006/2007 it seems that two of the parcels where not taxed in current use and the owner paid the full amount and such was not caught it until 2009; therefore, they are seeking a refund for the overpayment.

Chairman Murray questioned the settlement.

Mr. Owen replied that he would need to find out the status of the settlement.

Chairman Murray stated she would like the back up information on these including the settlement agreement.

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to table the discussion on Property Tax Refund/Abatement # ii-iv. Tax Map 232, Lots 2, 4 and 5 pending back up information. Sarah Silk seconded. Members voted and being none opposed the motion passed.**

## **New Business**

### ***A. Monthly Budget Expenditures and Revenue report***

Pete Chamberlin, Finance Director, joined the Board for discussion and noted that being early in the year there is not a lot to review and that the only concern is the snow and fuel budgets, which will be discussed by the Public Works Director.

Chairman Murray questioned the electric usage.

Mr. Chamberlin replied that they have not received any bills for this year yet.

### ***B. 2011 Snow Removal budget expenditures***

Dave Ford, Public Works Director, joined the Board for discussion and provided an overview of the overtime and other expenditures due to the snow removal downtown and expressed his concern of the cost of diesel.

Chairman Murray questioned if he could provide them with an update again next month.

Mr. Ford replied he could and he noted that he has an increase in the vehicle maintenance line as well and that this budget usually sees an increase in March for inspections. He stated that he will have to keep an eye on the budget and some projects may get put on hold to provide funding to cover the overages. He also provided the Board with some information that arose from a question at the Deliberative Session on how much they spend per mile on the roads, which is for 64 miles of town roads; it costs \$11,631.26 per mile.

### ***C. Computer Use Policy***

Mr. Owen stated that the Information Systems Advisory Committee (ISAC) has developed a policy on computer use for the Board to consider and he noted that the policy was reviewed by the Department Heads who did provide feedback.

Chairman Murray questioned if this is a standard policy.

Bob Ness, member of the Committee, replied that he based this on standard policies used by the State.

Ms. Silk questioned page 6, regarding training.

Mr. Chamberlin replied that as part of their contract with Mainstay, they will provide training and he would be responsible for arranging such.

Ms. Silk questioned if this includes a policy on text messaging.

Chairman Murray replied they would address that policy under the Cell Phone Use policy.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the adoption of the Town of Wolfeboro Computer Use Policy. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

### ***D. Capital Projects Status Report***

Dave Ford, Public Works Director, joined the Board for discussion and reviewed the status of the Capital Projects Report dated February 11, 2011. (See attached) He noted that in regards to the Public Safety Building, they need to discuss the direction of that building and recommending getting a good cost estimate on the deficiencies of that building and the best cost approach in dealing with those issues. He noted that there are funds leftover from the Warrant Article and questioned if those funds could be used for such.

Chairman Murray replied that they would need to review the Warrant Article to see if the language would allow the use of the funds for that, she suggested adding that to the next regular meeting agenda.

Mr. Ford stated the review being done on Town Hall by Building Science Corp will also provide us with the payback to the energy upgrades on the building and that Mr. Houseman has information on such if anyone is interested. He pointed out mechanical and electric upgrades to the building alone would cost about \$2 million dollars.

Chairman Murray stated she is pleased with such analysis and it show they are spending the taxpayers' money wisely.

### ***E. Discussion on Route 28 Project***

Dave Ford referred to his memo dated February 11, 2011 addressing three projects, Route 28 Study, Municipally Managed Center Street Project, and the NHDOT Ten Year Submittal Plan. He provided the Board with the status of those three projects and the expectations of the State. He recommended the Board to submit an updated letter of support for the NHDOT Ten Year Plan submittal, as the LRPC will submit project updates on February 17, 2011.

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to approve and sign a letter of support to the New Hampshire Department of Transportation seeking the inclusion of Wolfeboro's Route 28 Improvements Project in the State's Transportation Improvements Plan. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

***F. HB 457 Reducing the Interest Rate on late and delinquent taxes***

Brenda LaPointe, Tax Collector, joined the Board and stated that HB 457 is currently before the House and Community Government Committee seeking a reduction on late and delinquent taxes. She explained that the NH Tax Collectors Association is opposed to such as this would impact the revenue collected on taxes. She pointed out that in Wolfeboro in 2010, they collected \$117, 000 in delinquent tax revenue. She stated that passing such decrease will not deter those from paying late and that they currently provide avenues for those who would need assistance, such as abatements and tax deferrals. She stated a similar bill passed the house last year, but failed the senate. She stated she is seeking a letter opposing HB 457 from the Board.

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to go on record opposing HB 457, and to have the Town Manager send a letter stating the Board's position to the Town's legislative delegation. Sarah Silk seconded. Members voted and being none opposed the motion passed.**

***G. Use of Nursery School space at the Rail Road station this summer***

Mary DeVries, Executive Director of the Chamber of Commerce, Tod O'Dowd, President, Amy Piper, Vice President, and Cindy Melanson, Director, joined the Board for discussion.

Mr. O'Dowd explained that the Chamber has discussed the rental of that space in the summer months the Nursery School will not occupy the space and the intent of the town to rent that space. He stated they would like to rent the space and offer it to their members for use during those months for those who do not have store fronts. He explained that this would provide little impact or changes to the space for the Nursery School and would provide peek business time to businesses already in town.

Chairman Murray pointed out that the Chamber is currently covering the cost of the information booth for more time that the town is funding it for. The Board had approved an increase to that budget line, but it was removed by the Budget Committee.

Mr. Owen stated in his discussion with the Chamber, they are willing to cover the utilities of the space and rent it for a nominal amount of \$50.

**Member Dave Senecal moved the Wolfeboro Board of Selectmen to rent the Rail Road station space of the nursery school for three months during the summer to the Chamber of Commerce contingent upon they will cover the cost of the utilities and taxes and to try this for 1-year. Linda Murray seconded.**

***DISCUSSION:***

Chairman Murray stated this would cover the cost of the information booth, which is a great service to the town.

Ms. Silk questioned if this includes the taxes.

Mrs. DeVreis replied it would.

**Members voted and being none opposed the motion passed.**

#### **H. Voters Guide**

Chairman Murray stated they have been provided with the Voters Guide to be published in the Granite State News and in order to get it out to the paper in a timely fashion she suggested the Board members submit any changes or corrections to the Town Manager via e-mail.

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to approve the voters guide subject to any changes or corrections submitted by the Board via e-mail to the Town Manager. Dave Senecal seconded. Members voted and being none opposed the motion passed.**

#### **Old Business**

Chairman Murray stated that they had previously agreed to schedule a meeting with their State Representatives and Senators regarding the Fairway View Estates issue.

Mr. Owen suggested requesting them to come to a regular Board meeting open to the public.

The Board agreed to see if the Town Manager could arrange such for their March 16, 2011 meeting.

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

Mr. Owen stated the following:

- The Deliberative Session is available for viewing on the Town website [www.wolfeboronh.us](http://www.wolfeboronh.us) and is indexed by Warrant Article.
- The Information Systems Advisory Committee is meeting Friday to discuss of adding the streaming feature to the website as a permanent feature, a collaborative effort with Wolfeboro Community TV.

#### **Committee Reports**

Mr. Storm reported the following:

- The Wolfeboro Police Commission met with the Assistant Attorney General Jeff Strelzin in charge of Homicide at their meeting on February 10, 2011, who provided an update on the Stacy Burns case and addressed some rumors regarding the case. He noted this meeting is televised on WCTV if anyone wished to see that meeting.
- The Planning Board reviewed last year at their last meeting and discussed the future of Route 28 out to 7-Eleven and the need to clearly zone that area.
- He testified in Concord for SB 94 regarding the Fairway View Estate Community Living facility and he received a good reception as representing the Board of Selectmen.

Ms. Silk stated the following:



- At the January meeting of NRRA, they discussed the market for recyclables and noted that recycling shingles at the Solid Waste Facility has saved the town \$62,004.01.
- The Annual Pancake Breakfast put on by the Friends of Abenaki will be Saturday, February 26<sup>th</sup> from 7 AM to 10 AM at Garwoods.
- LRHHPF reviewed HB 71 regarding medicine take back and HB 163 regarding disposal of sharps.
- The Wolfeboro Conservation Commission was invited to attend, but only Ms. Silk visited the Town of Milton's Conservation Commission to discuss new technology for landfills and the possibility of putting one off Exit 18 on Route 16. The technology is similar to what UNH did, but the downside to this technology would be burning recyclables.

Chairman Murray stated the following:

- WCTV met to discuss the issues with taping the Deliberative Session and she explained the issue was the line to the new auditorium and they are looking for other ways to address that glitch, she pointed out they are a small TV Company.
- The Milfoil joint Board met and discussed the lack of interest in divers and making a rule change to get volunteers.
- The American Cancer Society is looking for teams for the Relay for Life.

### **Chamber of Commerce**

Marcy DeVreis joined the Board and stated March 3, 2011 at 7:30 AM is their quarterly meeting, which she thanked Mr. Owen and Chairman Murray for their participation and noted that on that same evening at 5:30 PM will be the Candidates Forum at the Wolfeboro Public Library.

### **Questions from the Public**

G Thomas Bickford joined the Board and stated he is excited to hear that the Board will be working on a permanent feature to stream meetings on the website. He stated that providing information and history of the Town Hall restoration project on the website would be helpful to the voters as well. He suggested posting past minutes of the Committees and the studies done would help those voting to put the project into context.

Chairman Murray replied they do have some of that on the site now and would try to get more information out.

### **Questions from the Press**

Tom Beeler, Granite State News, stated that the meeting of the Police Commission with the Assistant Attorney General would be this week's front page news.

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

**Member Sarah Silk moved the Wolfeboro Board of Selectmen to enter non-public session at 8:13 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 8:44 PM.

Chairman Murray announced that the Board sealed the minutes of the February 16, 2011 non-public session with a 2/3<sup>rd</sup> vote as required by law.

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

**Member Chuck Storm moved the Wolfeboro Board of Selectmen to adjourn at 8:45 PM. Member Sarah Silk seconded. Being none opposed, the motion passed.**

Respectfully submitted,

**Amelia Capone-Muccio**

Recording Secretary