

**Wolfeboro Board of Selectmen
Meeting Minutes-Unapproved
February 18, 2015**

Members present: Chairman Linda Murray, Vice-Chairman Sarah Silk, Dave Bowers, Brad Harriman, and Dave Senecal.

Staff present: Acting Town Manager Rob Houseman, and Finance Director Pete Chamberlin.

Chairman Murray opened the meeting at 6:30 PM.

Non-Public Session

Chairman Murray stated a non-public session is not needed.

Consideration of Minutes

➤ **2/2/15 Meeting**

Chairman Murray amended page one to bold and underline the motions and correct "14" in the first paragraph.

Member Sarah Silk moved the Wolfeboro Board of Selectmen approve the minutes of the February 2, 2015 as amended. Dave Bowers seconded. Members voted and being all others in favor, the motion passed.

➤ **2/4/15 Meeting**

Member Sarah Silk moved the Wolfeboro Board of Selectmen approve the minutes of the February 4, 2015 as submitted. Dave Senecal seconded. Members voted Dave Bowers and Brad and being all others in favor, the motion passed.

Announcement

Chairman Murray stated the Lakes Region Conservation Trust was unable to hold their snowshoe event on February 15th and requested to move the event to another date. She noted the Board approved their permit for the 15th already and asked if the Board would like to consider this request this evening and the Board agreed to add it to the end of the agenda.

Public Input

Josephine Amatucci stated she has been told you people are not going forward with any investigation of the Police. We are talking about the Police right now, later on we'll talk about Houseman and what he did to me at the Town Hall. But first I want to resolve the problem with the Police. Now Linda, if I'm wrong that you do not have jurisdiction over the Police Department as I interpret this Police Union contract, I want it in writing, you know you can stop

me right away. And if you don't then we'll talk about your duty to protect the people of this Town. So are you going to be able to do that?

Chairman Murray replied that she would need to discuss that with the Board as she cannot make a decision as one.

Ms. Amatucci questioned if she was saying, no you don't have discretion.

Chairman Murray replied that is her answer to that question and questioned if she has anything else she wanted to say.

Ms. Amatucci stated so you're saying if we determine we have jurisdiction, but we don't want to do anything then we don't have to go to a lawyer because we don't care. Now or you'll say we determined that yes you have a right to go before us and complain about the Police. So which way are you interpreting this? Make it known what you mean by we'll decide. What are you going to decide Linda?

Chairman Murray replied you asked me whether or not I would respond and I as Chair, am not going to respond for the whole Board. I will sit down with the Board and discuss it and get back to you.

Ms. Amatucci stated so you're not going to respond whether or not you're going to put anything in writing.

Chairman Murray replied that is correct.

Ms. Amatucci stated if you're not going to put it in writing then before the people at your next meeting you are going to tell them why or why not you don't have to not deal with the Police misconduct that is running rampant in this Town. So you have to be specific at this next meeting. If you decide not to do anything in writing then you are going to have to verbally explain to me your position. Thank you.

Chairman Murray stated in response to Ms. Amatucci's previous statement she read the following response for the record:

In response to Ms. Amaturcci request I want to point out.

- That Ms. Amatucci has been filing lawsuits and bringing charges against the Town and its Police Department for over a decade;
- That all of her lawsuits have been dismissed as lacking any merit (except for one recently filed suit which is still pending but subject to the Town's Motion to Dismiss);
- That she recently demanded that the New Hampshire Attorney General's Office prosecute members of the Wolfeboro Police Department and the Wakefield Police Department and that the Attorney General's Office reviewed the allegations and found that they did not create a reasonable suspicion of illegal conduct which warranted any further investigation;
- That the Selectmen have carefully considered all of the allegations and evidence submitted by Ms. Amatucci over the years, including the affidavit submitted by her on February 4, 2015, and find that there is no reasonable basis for concluding that Chief Chase or any other member of the Wolfeboro Police Department engaged in unlawful conduct; and

- That therefore the Selectmen decline to conduct any further investigation of Chief Chase or any other member of the Wolfeboro Police Department concerning Ms. Amatucci's allegations, and decline to ask an outside agency to do so.

Ms. Amatucci requested to rebut the statement.

Chairman Murray called order to the meeting and closed the discussion on the matter.

Public Hearings

Temporary Event Permits

A. Kingswood Regional High School Cross Country Team to hold the 16th Annual Muddy Moose Trail Race on April 26th, 2015 from 8:00 AM-2:00 PM beginning and ending at Kingswood Regional High School, 396 South Main Street.

Chairman Murray opened the public hearing.

No one was present to address the permit.

Ms. Silk noted her annual comment that they check with the landowners for permission before the race.

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

It was moved by Sarah Silk and seconded by Dave Senecal to issue a Temporary Event Permit to the Kingswood Regional High School Cross Country Team to hold the 16th Annual Muddy Moose Trail Race on April 26th, 2015 from 8:00 AM-2:00 PM beginning and ending at Kingswood Regional High School, 396 South Main Street. Members voted and being all in favor the motion passed.

B. Wolfeboro Public Library to hold a Musicians for Children event to kick off its Summer Reading Program on June 30, 2015 from 12:30 PM- 3:30 PM at the Cate Park Bandstand.

Chairman Murray opened the public hearing.

Joyce Davis addressed the Board to state every year the library participates in the National Summer Reading program and to kick off this year's event they would like to use Cate Park for a Children's Musician.

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

Mr. Houseman questioned a rain date.

Mrs. Davis replied they are working with Carpenter School for the same date, but to use the school.

It was moved by Dave Bowers and seconded by Brad Harriman to issue a Temporary Event Permit to the Wolfeboro Public Library to hold a Musicians for Children event to kick off its Summer Reading Program on June 30, 2015 from 12:30 PM- 3:30 PM at the Cate Park Bandstand. Members voted and being all in favor the motion passed.

C. New Hampshire Boat Museum to hold Model Yachting Regatta from March 31, 2015 to – November 5, 2015 (Tuesdays and Thursdays) from 11:00 AM – 5:00 PM along the Bridge Falls Path.

Chairman Murray opened the public hearing.

Mark Whitehead addressed the Board to state this is the 8th year they have requested this permit for this very successful program.

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

Chairman Murray noted that Back Bay was treated last year for Milfoil and if they should find Milfoil to please pick it up and to please report it to the Town.

Ms. Silk noted a new insurance certificate will be needed in June.

D. New Hampshire Boat Museum to hold a Model Yacht Regatta on August 23, 2015 from 8:00 AM – 5:00 PM along Bridge Falls Path.

Chairman Murray opened the public hearing.

Mark Whitehead addressed the Board to state this event is specific to the footie boats.

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

Ms. Silk noted that same comment of the insurance expiring in June.

It was moved by Sarah Silk and seconded by Dave Senecal to issue a Temporary Event Permit to the New Hampshire Boat Museum to hold Model Yachting Regatta from March 31, 2015 to – November 5, 2015 (Tuesdays and Thursdays) from 11:00 AM – 5:00 PM along the Bridge Falls Path and for the New Hampshire Boat Museum to hold a Model Yacht Regatta on August 23, 2015 from 8:00 AM – 5:00 PM along Bridge Falls Path Members voted and being all in favor the motion passed.

Bulk Vote

A. Weekly Manifests:

1. Manifest dated February 13, 2015
2. Manifest dated February 20, 2015

B. Property Tax Refunds/ Abatements

i. 4 Shady Lane (2013)	Tax Map 101, Lot 8
ii. 58 Holden Shore Road (2013)	Tax Map 191, Lot 48
iii. 84 Holden Shore Road (2013)	Tax Map 192, Lot 8
iv. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-1
v. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-2
vi. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-3
vii. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-4
viii. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-5
ix. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-6
x. River St. & Blackberry Lane (2013)	Tax Map 204, Lot 90-7
xi. 427 Gov. Wentworth Hwy (2013)	Tax Map 151, Lot 49-1
xii. 427 Gov. Wentworth Hwy (2014)	Tax Map 151, Lot 49-1
xiii. 1 Rockingham Road (2013)	Tax Map 181, Lot 6
xiv. 1 Rockingham Road (2014)	Tax Map 181, Lot 6
xv. Gov. Wentworth Hwy (2013)	Tax Map 166, Lot 9
xvi. Gov. Wentworth Hwy (2014)	Tax Map 166, Lot 9
xvii. 25 Turtle Island Road (2013)	Tax Map 166, Lot 11
xviii. 25 Turtle Island Road (2014)	Tax Map 166, Lot 11
xix. 26 Middleton Road (2013)	Tax Map 260, Lot 77
xx. 26 Middleton Road (2014)	Tax Map 260, Lot 77

C. Tax Collector's Warrant-Land Use Change Tax

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| i. 74 Cowper Road | Tax Map 59, Lot 1 |
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Chairman Murray noted some concerns with the lack of back up received for the property tax abatements and math errors. She suggested they table the abatements to the next meeting.

It was moved by Dave Senecal and seconded by Sarah Silk to table the approval of the Property Tax Refunds/ Abatements to the next meeting. Members voted and being none opposed, the motion passed.

Ms. Silk stated that more information is needed to understand the rationale for the abatement.

Chairman Murray replied that the list of sales and comparisons is missing from the information.

It was moved by Sarah Silk and seconded by Dave Senecal to accept Bulk Vote items A & C. Members voted and being none opposed, the motion passed.

New Business

A. Approval-Use of Cate Park for Wedding Lance Miller & Brittany Ziegler

Chairman Murray questioned if the representative was notified to attend the meeting as this is the second time they have had this item on their agenda with no representative and directed Mr. Houseman to look into it.

It was moved by Sarah Silk and seconded by Linda Murray to table the request of Lance Miller and Brittany Zeigler to use Cate Park for the purpose of their wedding. Members voted and being none opposed, the motion passed.

B. Discussion-Monthly Budget and Expenditures Report

Pete Chamberlin, Finance Director, addressed the Board and provided an updated expenditures and revenue report. He noted the Public Works budget is the only budget of concern at this point and the Public Works Director will address the snow removal issues at a future Board meeting.

C. Approval-Bond Anticipation Note

Pete Chamberlin addressed the Board and stated this is a letter of credit that a member of the Board and Treasurer can authorize a drawn down for funds as needed until the Bond takes effect in July.

Chairman Silk noted this will be with Meredith Village Savings Bank for \$3 million at 1.8%.

Mr. Chamberlin replied that is correct but noted the Town will only use what is needed. He stated they check with several banks and this was the best option.

It was moved by Sarah Silk and seconded by Dave Bowers to approve the Bond Anticipation Note as presented (see attached eight page document). Members voted and being none opposed, the motion passed.

D. Conference-Economic Development Committee (EDC) RE: Petitioned Zoning Article

Kathy Eaton, Chairman of the EDC, addressed the Board to report to the Board the EDC's discussion and vote at their last meeting on February 10th as follows:

The Wolfeboro Economic Development Committee (EDC) supports the Wolfeboro Planning Board's vote to NOT RECOMMEND passage of Petitioned Warrant Article #4 of the 2015 Town Warrant, which seeks to prohibit "commercial for profit and light manufacturing uses within said zones [rural residential zone and rural/agricultural district] except those uses that are currently legally grandfathered and currently listed by special exception".

She further went on to state the mission of the EDC as follows:

The Wolfeboro Economic Development Committee's mission is "to identify barriers and opportunities to enhance the economic growth and opportunity of the Wolfeboro community and all of its constituents and to champion the actions necessary to achieve economic growth and benefits that exceed growth in our county and state while also balancing impacts on the Town's environment, character and culture".

She further stated it is the Wolfeboro Economic Development Committee's position that the zoning change would prohibit agricultural businesses including farming and horticultural enterprises, as well as home businesses, all of which are beneficial to the Town's economy

and enhance the community's rural New England Character. She stated the EDC felt it was important to share their opinion on this article as it impacts the Town's economy.

Ms. Silk questioned if they take a vote on all the Planning Board's Warrant Articles.

Ms. Eaton replied no, they felt this particular article directly impacted the mission of the EDC.

Ms. Silk stated she lives in the agricultural district and the people who drafted the article obtained an attorney who disagrees with the ZBA attorney and feels strongly that this impacts their neighborhood.

Chairman Murray noted the Board of Selectmen does not take a position on the Planning Board articles and the Planning Board does not take a position on the Board's articles so feels the EDC should do the same. She stated while she agrees with the Planning Board's decision not to recommend, she believes that is within the authority of the Planning Board. She does not agree with the EDC putting a letter in the paper noting the position.

Ms. Eaton replied that it is not the intent of the EDC to put a letter in the paper, the purpose was to inform the Board of their position on the matter. It is her understanding some members of the EDC may write their own personal letters to the paper.

Mr. Harriman noted the Planning Board discussed this issue at their last meeting and decided not to go into details about why they don't support the article and to stand by their decision vs. having a debate.

E. Conference-Wolfeboro Community TV RE: Broadcast Issues

Keith Garrett, Chair of WCTV, addressed the Board to discuss the issue with the failure in the live broadcast of the Deliberative Session. He stated he has been researching the matter and discovered a few reasons why they may have lost the live transmission. He stated that the bandwidth (which they have no control over) is likely an issue from the Kingswood Art Center, noting they do not have that issue when broadcasting from the Wolfeboro Public Library. He stated in talking with Kingswood's IT Department it seems during the time the transmission was lost there is a backup of Kingswood's files which would saturate the internet connection and cause them to lose the live transmission. He is not sure how they will address it in the future as this back up happens at 8:45 PM.

Ms. Silk stated he should tell them to change the backup time as the Town gives a lot of money to the cable program.

Mr. Garrett replied he is not in the position to tell the IT Department to change their schedule.

Chairman Murray agreed, this is something the Town of Wolfeboro needs to address with the School District. She noted that next year they plan to broadcast the Deliberative Session from the Town Hall and should not have any problems like this, but if they are not able to the Town needs to plan ahead of time with the school to be sure the broadcast happens.

Mr. Harriman questioned if the timing of the backup is new this year.

Mr. Garrett replied he is not sure, but the timing of it concurs with the timing of when they lost the live broadcast. He noted that live broadcasts are over the internet and can have issues, They do the best they can with what they can control, but sometimes there are issue out of their control. He noted they are implementing a complaint form to provide them with details when things go wrong to help them resolve issues and the timing of the issue is a key clue.

F. 2015 Voter's Guide

Chairman Murray stated all members received it electronically and could note any changes needed, if no further changes are needed she recommends approving such for distribution in the February 26th issue of the Granite State News.

It was moved by Sarah Silk and seconded by Dave Bowers to approve the 2015 Voter's Guide as presented. Members voted and being none opposed, motion passed.

Ms. Silk noted extra copies would be available at the Town office and the Library.

G. Lakes Region Conservation Trust Snowshoe race

Chairman Murray stated due to the weather they were not able to hold the Snow Shoe race on February 15th as previously approved and requested to postpone it until March 8th.

It was moved by Sarah Silk and seconded by Brad Harriman to approve the issuance of a Temporary Event Permit to the Lakes Region Conservation Trust to hold a Snow Shoe Race on March 8, 2015 from 8:00 AM- 3:00 PM at Sewall Roads, contingent upon receiving an insurance certificate. Members voted and being none opposed, the motion passed.

Town Manager's Report

Mr. Houseman stated the following:

- Town Staff is actively addressing and/or monitoring snow load on the Town buildings.
- Update on Town Hall construction; elevator installation still in progress, partition walls, duct work, electrical and plumbing all in progress. Generator grant has been filed.
- He stated with regards to the Fishersville event that was held in Tuftonboro that was originally planned to be in Wolfeboro, he provided the following explanation: The Town does not have jurisdiction to provide a liquor permit on the ice (it does not manage State waters) once it was determined a permit from the State is needed, the Board of Selectmen for Wolfeboro had already met and a permit from Wolfeboro was not able to be approved in time for the event. They moved the event to Tuftonboro as they were able to get an appointment with their Board of Selectmen. He also noted that by holding the event on 19 Mile Bay, the event was in the trail junction of the snowmobile trail (this would not be the case in Wolfeboro) and that Wolfeboro vendors participated in the event. He noted that the event was also scheduled on Derby weekend.

Ms. Silk questioned how Tuftonboro issued a permit on State waters.

Mr. Houseman stated that in order for Wolfeboro to approve the event, the permitting process would need to be amended for nonpeak season to hold an event like this.

Chairman Murray stated that the current permit process does not address for-profit events, they would need more research on the matter to make an informed decision.

Mr. Houseman replied he has done some research on the issue and can go further if the Board would like him to.

The Board agreed they would like Mr. Houseman to investigate this issue further.

Committee Reports

Ms. Silk attended the LRHHPF meeting, a NH DES session on small quantity generators, Friends of Abenaki Meeting and noted the pancake breakfast will be February 28th at Garwoods from 7:00 AM to 10:00 AM.

Chairman Murray attended the EDC Business Retention and Expansion group meeting and noted they are still looking for volunteers. She noted she also attended the Chamber of Commerce Board meeting and the Town Hall Construction team meeting.

Mr. Bowers stated he attended the EDC meeting.

Mr. Harriman stated he attended the Planning Board meeting.

Public Comment

Josephine Amatucci stated she would like to tell the people if I had been complaining publically about each individual cop, we are talking Police Chief Chase, we are talking Rondeau, and we are talking Police Officer James O'Brien. If I was wrong about what they did to me you can be sure and this has been a longtime I've been complaining, you can be sure the Police Union would have slapped an anti-slap lawsuit on me. I would have been in court being sued but nobody is suing me because I tell you this Town, I want you to know, these three Police do not belong on the Police force. We have to get rid of them. Number 2, she talked about the Attorney General refusing to say there was any criminal case, do you know what the Attorney General did to me, they are corrupt evil human beings. The Attorney General, because I was complaining about Police misconduct, they called my son in Massachusetts, my son and they threatened me though my son and told my son that if your mother ever accuses the Police again we are going to have her license to drive revoked. Now about the courts, let's talk about the courts, do you know Allen Dershowichz? He teaches at the Harvard Law School and here is what he says about Judges; The American Criminal Justice System is corrupt to its core, it depends on dishonesty, it is unfair, it discriminates, it disinherits the uneducated people of the minority groups, the best of the brightest of Judges they distort records, they lie, they pervert the meaning of cases, they ignore the arguments and it goes on and on. How can we win in court when the Judges are pigs, they're worse than the Police.

Questions from the Press

None.

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 7:32 PM.
Member Dave Bowers seconded. Being none opposed, the motion passed.

Respectfully submitted,
Amelia Capone-Muccio
Recording Secretary