

MOULTONBOROUGH, TUFTONBORO, WOLFEBORO
Joint Board Meeting for the
IMA on Aquatic Nuisance Plant Control

February 29, 2012
Meeting Minutes

Present: Ken Marschner (Wolfeboro), Linda Murray (Wolfeboro), Carter Terenzini (Moultonborough), Al Hoch (Moultonborough-Alternate), Daniel Duffy (Tuftonboro), Dan Williams (Tuftonboro-Alternate), Karin Nelson (Citizen at large)

Absent: David Owen, Bill Marcussen (both w/prior notification)

Call to Order: The chair called the meeting to order at 9:04a.m. Dan Williams was seated to act in the stead of Bill Marcussen.

Minutes: February 15, 2012: Several corrections or clarifications were noted; (a) in Other business, item A, line 5 "...be..." should read "...do...", (b) in line 13 add "...that was..." after the word "...all...", (c) in the last Para of this section clarify the vote called was on the motion, (d) in item B. the word "... Ends..." should read "... End...", (e) same Para in line 1 add the words "...in total..." after the \$165, and (f) in item D. line 1 add the words "...or Aqualogics for prices..." after the word "...Aquatics...". Linda Murray moved and Dan Williams seconded to approve the minutes as amended. Unanimous Approval.

A. NH Lakes Services Agreement w/Joint Board: The chair worked through a Draft that Carter and Al had prepared with Tom O'Brien. The consensus was that the next Draft should provide for a three year term, have service orders issued through the MJB, have billing go through the MJB, improve the tie between the payment provisions of Exhibit B and the scope of work of Exhibit A, impose the environmental conditions upon the vendor and not NH Lakes (Exhibit C Para 6), and get the vendors under contract earlier than February 28th. On the matter of fuel charge-backs it was determined to leave it alone for now and simply withhold payment under the dispute clause. Carter will revise the document and distribute it back out for a conference call between him, Al and Tom O'Brien on Monday. There was discussion as to the \$5k payment each year related to procuring vendors and whether or not there would be a new solicitation each year. The final resolution was new vendors would be solicited each year and the payment would stay in as a base compensation for NH Lakes services.

B. NH Lakes Agreement w/Vendors: The chair worked through this agreement with a discussion as to changes and our role as an adviser to NH Lakes. In the end the consensus was to suggest four revisions for their consideration. (a) Para 1. Line 4: Consider inserting the word "...reporting..." before the word "...protocols...", (b) Para 6: Consider deleting in its entirety as fuel is dealt with in Para 1 and it is our understanding that the RFP required this to be included in the hourly rates, (c) Para 8. Line 11: Consider deleting the phrase "...boating education certificate as certified by the

State of NH (other State Agency approved by National Association of State Boating Law Administrators) and...”. If any one person on the DASH unit or tender boat is being paid (i.e. a diver) then the operator of the DASH or boat must be commercially licensed. The boating education certificate (as we understand it) would only come into play if there is no-one on the boat that is being paid. (d) Added Para: Consider inserting a breach of contract clause that lets NH Lakes cancel it in its entirety in the case of a breach that is not cured and, finally, consider inserting our Exhibit C Para 6 language into the contract with NH Lakes vendors. [This fifth idea flowed out of the discussion on the main agreement.]

C. **Proposed Vendors List:** The Chair reviewed the list from Andrea to which Al H had some corrections. Al was asked to direct those to Andrea. Despite the fact that only two firms might be used, the merits of having more than one on the list was recognized. Carter Terenzini moved and Dan Duffy seconded that the Joint Board indicate to the NH Lakes that the firms on the proposed vender list are acceptable to the Joint Board. Unanimous Approval.

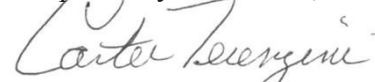
D. **Lanes End Contract** is awaiting Dave Owens signature.

E. **Air Filters** (four) have been ordered by Ken as has the **Air Compressor Testing Contract**.

Next Meeting: March 7, 2012 at 9 a.m. in Tuftonboro Town Hall.

There being no further business the Chair adjourned the meeting at 11:45a.m.

Respectfully Submitted,



Carter Terenzini, Clerk

On this 29th Date of February 2012