

Wolfeboro Board of Selectmen
Public Meeting Minutes-Approved
July 11, 2018

Members present: Chairman Linda Murray, Brad Harriman, Dave Bowers and Dave Senecal

Members absent: Paul O'Brien

Staff present: Town Manager Becky Merrow, Police Chief Dean Rondeau, Fire Chief James Pineo, Planning Director Matt Sullivan and Recording Secretary Michele Chamberlain

Chairman Murray opened the meeting at 6:30 PM.

Non-Public Session RSA 91-A:3, II

Ms. Merrow stated a non-public session is needed to discuss litigation and personnel.

Consideration of Minutes

Chairman Murray asked for approval from the Board of the June 27, 2018 Regular Meeting Minutes.

It was moved by Dave Bowers and seconded by Brad Harriman to accept the minutes of June 27, 2018 as written. Members voted and being none opposed, the motion passed.

Public Hearings

None

Bulk Vote

A. Weekly Manifests

June 29, 2018

July 6, 2018

B. Notices of Intent to Cut Wood or Timber

i. Heidi & Robert Fleming

Tax Map 173, Lot 35

Tax Map 173, Lot 35-2,

Tax Map 173, Lot 36,

Tax Map 173, Lot 37

C. Decal Permission – Team Wolfeboro “Partner for a Drug Free Community”

D. MS 535 – Needs signature

It was moved by Brad Harriman and seconded by Dave Bowers to approve adding items C and D to the Bulk Vote above. Members voted and being none opposed, the motion passed.

It was moved by Dave Bowers and seconded by Brad Harriman to approve the Bulk Vote items A - D above. Members voted and being none opposed, the motion passed.

New Business

A. AFSCME – Request for Meeting

Chairman Murray stated a letter was received from AFSCME. The letter is their official notification of intent to negotiate a successor agreement on behalf of those employees with AFSCME's certified bargaining unit- AFSCME Local 534 Town of Wolfeboro Employees.

Dave Senecal agreed again this year to be the representative for the Board of Selectmen.

Chairman Murray stated she would be the alternate member if Mr. Senecal could not make the meeting.

The Board agreed that Ms. Merrow and Mr. Senecal would set a date when they could meet with AFSCME.

B. Load Limit on Town Docks

James Pineo, Fire Chief, addressed the Board. He stated as Fourth of July approached there was some concern with the occupant load on the Town Docks. In early June, The Board stated the signage had been removed for the occupant load on the Town Docks because the repairs had been completed to the Town Docks. Shortly after that it was questioned if the signage should have been removed. Chief Pineo measured the Town Docks and did some calculations. He stated it is recommended that there be 15 people per 10 linear feet. The grand total of occupants based on his calculations would allow 1,365 occupants on the Town Docks. After discussion with the Town Planner, Town Manager and the Fire Department staff it was decided that the number of occupants attending the Fireworks at the Town Docks would be below this amount. Chief Pineo stated he was looking for some guidance and a policy placement as to whether we assign all the docks, remove the signage and/or how we police it.

Chairman Murray stated the signage would be left up.

Chief Pineo stated he was concerned because if Brewster decides not to let people watch the Fireworks on their field then more people will be going to the Town Docks to watch the Fireworks. He wanted to know how the Town would manage a greater load on the Town Docks in the future.

Chairman Murray stated she thought the load limit was based on the emergency repairs and there was another set of repairs coming and it may be in this year's next warrant. She thought there was an issue with the pilings.

Ms. Merrow thought the issue was with the cross bracings.

Chairman Murray stated she thought the cross bracings were finished.

Ms. Merrow stated they were completed. She stated Commercial Docks are supposed to have a load limit of 100 people. She stated the signs will have to remain for some time.

Chairman Murray questioned the load limit of 100 people on a Commercial Dock and whether the size of the dock would matter. If the Town Docks are expanded and length is added to them would we still only be allowed to have 100 people?

Chief Pineo recommended having an occupancy load limit per dock because it was easier for people to understand.

Ms. Merrow agreed with Chief Pineo at this time. She stated if the Town Docks are expanded then the correct Commercial limit would have to go into effect.

Mr. Harriman stated he was not aware of the Commercial load limit. He thought there was an issue with the pilings and the integrity of them supporting the docks.

Mr. Senecal stated the report was concerned with the cross bracings that went across the pilings.

Chairman Murray stated that work was completed and then the question was asked of a structural engineer and he had an issue with the pilings.

Mr. Senecal stated he thought the piling issue was related to along the river not at the Town Docks. He thought that the pilings at the Town Docks were fine.

Chief Pineo stated the Tighe & Bond Report stated that the signage for 15 people per 10 linear feet had to remain in effect.

Chairman Murray agreed that a load limit of a number of people would be easier for the general public to understand than 15 people per 10 linear feet. She stated she would like further analysis on the load limit of a Commercial Dock so that they have a clear understanding of the limits.

Mr. Sullivan stated the report shows that the existing loads on the Recreation Docks are 34 psf which equates to the 10 by 8 dock. The existing Commercial Dock has a standard of 100 psf which has a significant larger load. He stated the intent is to get the Recreation Docks up to the 100 psf load limits. Mr. Sullivan thought that they would be tripling the amount of the load limit.

It was moved by Chairman Murray and seconded by Brad Harriman to change the signage at the Town Docks to represent the number of people who are allowed on each of the docks instead of 15 people per 10 linear feet. Members voted and being none opposed, the motion passed.

C. Railroad Depot Building- Discussion of Space Vacated by Nursery School

Chairman Murray stated we need to know the repairs that will be needed so we can rent this space.

The Board agreed.

D. PA Inventory of Taxable Property for 2019-Selectmen's signature

Chairman Murray stated all we need is a signature.

Ms. Merrow stated that is correct.

It was moved by Dave Bowers and seconded by Brad Harriman to agree to sign the PA Inventory of Taxable Property for 2019. Members voted and being none opposed, the motion passed.

E. Fine Schedule for Violating Ordinance Prohibiting Jumping From Whitten Neck Bridge

Dean Rondeau, Police Chief, addressed the Board. He stated about a year ago there were some youths that were jumping off Whitten Neck Bridge and they jumped off in front of a boat. This created an emergency situation for the members inside the boat. One of the individuals in the boat was permanently injured when she hit her head on the bridge. There is a Town Ordinance for jumping off the bridge but it lacks penalties. Chief Rondeau recommended a penalty assessment schedule: The fine is to be issued to ANY PERSON found in violation of said Ordinance being twelve years (12) and up, or their parents at the discretion of any peace officer. This Ordinance may be enforced by any Sworn Peace Officer. First Offense: \$100, Second Offense: \$200, Third Offense: \$300, Fourth Offense: \$500, Fifth Offense: \$600, Sixth Offense and up \$999 followed by any criminal charges deemed appropriate by the Wolfeboro Police Department. Chief Rondeau stated there should be no swimming (bathing) or jumping in or around the bridge on Whitten Neck Road. We are trying to avoid a serious injury before it happens. This is about public safety.

Treena Crochet, resident of Whitten Neck Road, addressed the Board. She stated she was the injured party. She received a concussion last June when two very young boys jumped in front of her boat. She stated the accident has caused her to have permanent hearing loss, tendinitis, memory issues and blurred vision. She stated she is concerned for these children because most of the time they are not accompanied by an adult. She would like the Board to enforce this with significant consequences.

Matthew Plache, resident of Wolfeboro, addressed the Board. He stated his mother owns the property next to the bridge and he is there a lot. He stated parents dock their boats and allow their children to jump off the bridge or run through his mother's property to go up to the bridge and jump off. He stated the Town owns the rocks that support the bridge and his mother owns the shoreline to the bridge. He stated people are trespassing on his mother's property. He has not called the police but he has been telling the parents that this is private property. It is against the law and you will be fined if you continue to do this. Mr. Plache stated most people leave after he tells them that but recently a man left his children for several hours so they could jump off the bridge. Mr. Plache would like the Board of Selectmen to enforce the fines that Chief Rondeau suggested.

Kevin Llewelyn, Treena's husband, addressed the Board. He stated he thought giving three chances was too lenient. He stated it is hard enough for the police to catch the children when they are jumping and if they are given three chances then they may never get caught all summer. He felt they should be fined immediately and if parents are given fines then this behavior will stop.

Chief Rondeau stated he would like this to be enforced by any Peace Officer. He stated a lot of his Officers live in that area and he has relatives that he visits during the weekends. State Troopers and Marine Patrol are in that area as well and they could also enforce the fines.

Mr. Senecal stated the abutments need to be listed as well as bathers and swimmers. He agreed the age needed to start with twelve. Mr. Senecal suggested the fines be as followed: First offense: \$100, Second offense: \$200 and Third offense: \$500.

Mr. Harriman agreed. He stated then the Fourth offense would be \$999 with criminal charges.

Mr. Bowers agreed.

Chairman Murray agreed but suggested the criminal charges should be listed with the Third offense.

Mr. Senecal stated the motion needs to say this can be done by any Sworn in Peace Officer.

Chief Rondeau agreed. Chief Rondeau suggested having swimming in the channel listed as well. There shall be no swimming in the channel and people need to be 10 feet away from the bridge.

It was moved by Dave Senecal and seconded by Brad Harriman to approve the above fines to be issued to ANY PERSON found in violation of said Ordinance being twelve years (12) and up, or their parents at the discretion of any peace officer. Members voted and being none opposed, the motion passed.

The Board discussed that the motion needed to have language added to it. It was decided that Ms. Merrow and Chief Rondeau would work on the language and present it to the Board at their next meeting.

It was moved by Dave Senecal and seconded by Dave Bowers to approve the motion but to add more language to better define the Ordinance. Members voted and being none opposed, the motion passed.

Chairman Murray stated the motion is approved today with the fines being First offense: \$100. Second offense: \$200 and the Third offense: \$500 with criminal charges.

Old Business

A. Building Committee Libby Museum

Mr. Harriman stated John Askew from the Friends of Libby Museum agreed to be on the Building Committee for the Libby Museum. Mr. Harriman recommended the other members to include Alana Albee, Director of the Libby Museum, Becky Merrow, Town Manager, Dave Ford, Matt Sullivan or Adam Tasker, Staff Representative and Alan Harding, Foundation Member.

Chairman Murray stated the members will be Brad Harriman, Becky Merrow, John Askew and Alan Harding. Ms. Murray asked if a staff member needed to be a member or a consultant.

Ms. Merrow stated she would have to give that some thought. The architect would be included as well.

Chairman Murray stated the architect would be a consultant. Usually staff members are listed as consultants instead of members.

Ms. Merrow agreed that she would director staff as needed.

It was moved by Dave Senecal and seconded by Dave Bowers to appoint John Askew, Becky Merrow, Brad Harriman, Alana Albee and Alan Hardings to become members of the Building Committee of the Libby Museum. Members voted and being none opposed, the motion passed.

B. Asset Management Plans

Ms. Merrow stated with the assistance of staff she has been collecting all of the Asset Management Plans. Matt Sullivan showed Ms. Merrow his repository associated with the Master Plan Committee. Any Asset Management Plans that are prepared and finished Mr. Sullivan has been adding to the Town website so the public will have access to review them. Ms. Merrow stated we are struggling a little bit with the Asset Management Plans for buildings such as the Abenaki Ski Lodge, Town Hall and Pop Whalen. There was a preliminary review and the consultant will be coming July 26, 2018 to give us a more detailed presentation of what they have collected for data so far.

Matt Sullivan stated the repository is associated with the Master Plan process. The five committees of the Master Plan have been using this information. The best way to access this information is through the Planning Board website. There is a Master Plan tab listed that will provide the information. If anyone needs assistance please feel free to call Mr. Sullivan with any questions.

Mr. Sullivan stated the information is grouped by chapter type right now but in the future he hopes to have things grouped in repository type.

Ms. Merrow stated these are living documents so they will be changing.

Other Business

None

Committee Reports

Dave Senecal attended a couple of Land Use Committee Meetings and a Building Maintenance Committee Meeting. He met with Paul O'Brien in reference to Rust Pond. He attended the luncheon for Pete Chamberlin.

Brad Harriman attended the Planning Board Meeting, the Master Plan Sub-Committee Meeting for Transportation and Infrastructure and a Friends of Libby Museum Meeting.

Linda Murray attended the Master Plan Sub-Committee Meeting for Transportation and Infrastructure. There will be a chemical treatment of Back Bay in the fall but we are waiting for the contractor to get back to us.

Mr. Bowers attended the Library Committee Meeting, the Heritage Commission Meeting and has been helping the Wolfeboro Historical Society. He continues to offer advice on Wolfeboro History.

Questions from the Press

None

Public Input

Limited to 3 Minutes per resident, not to exceed 15 minutes in total

None

It was moved by Dave Bowers and seconded by Brad Harriman to enter into non-public session under RSA 91:3 II (e) to discuss litigation and personnel. Roll call vote, Chairman Murray – yes, Brad Harriman – yes, Dave Senecal – yes and Dave Bowers - yes. Being none opposed, the motion passed.

The Board re-entered public session at 8:25 PM.

Chairman Murray moved the Wolfeboro Board of Selectmen to seal the minutes of the July 11, 2018 non-public meeting. Brad Harriman seconded. Roll call vote, Chairman Murray – yes, Dave Bowers – yes, Dave Senecal – yes and Brad Harriman – yes. Being none opposed, the motion passed.

It was moved by Dave Senecal and seconded by Brad Harriman to adjourn at 8:25 PM. Members voted and being none opposed, the motion passed.

Respectfully Submitted,
Michele Chamberlain