

Wolfeboro Board of Selectmen
Public Meeting Minutes-Unapproved
March 8, 2017

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

Members absent: Dave Senecal

Staff present: Town Manager David W. Owen, Police Captain Mark Livie, Fire Chief James Pineo, Public Works Director Dave Ford, and Recording Secretary Michele Chamberlain

Chairman Harriman opened the meeting at 6:30 PM.

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

Mr. Owen stated a non-public session is needed to discuss personnel.

Consideration of Minutes

Chairman Harriman asked for approval from the Board of the February 15, 2017 Regular Meeting Minutes.

It was moved by Dave Bowers and seconded by Luke Freudenberg to accept the minutes of February 15, 2017 with amendments to pages 2 and 9. Members voted and being none opposed, the motion passed.

Public Hearings

A. Temporary Outdoor Event Permit

- i. New Hampshire Boat Museum to hold Model Yacht Regattas from April 4, 2017—November 7, 2017 (Tuesdays & Thursdays only) from Noon-5:00 PM at 95 Glendon Street.

Chairman Harriman opened the public hearing.

Mark Whitehead, Member of the NH Boat Museum, addressed the Board. He stated the Regattas on Tuesdays typically run around twenty five boats and the Regattas on Thursdays usually have under ten boats. He stated last year over the course of the season there were approximately 900 spectators. He stated it will be their ninth year.

Chairman Harriman closed the public hearing.

Linda Murray stated their insurance policy rider will be expiring on June 21, 2017 so an updated copy needs to be given to the Town.

Mr. Whitehead stated he would give them an updated copy.

It was moved by Dave Bowers and seconded by Linda Murray to approve the issuance of a Temporary Outdoor Event Permit to the New Hampshire Boat Museum to hold Model Yacht Regattas from April 4, 2017—November 7, 2017 (Tuesdays & Thursdays only) from Noon-5:00 PM at 95 Glendon Street. Members voted and being none opposed, the motion passed.

- ii. New Hampshire Boat Museum to hold Regional US12 Class Championship Model Yacht Regatta on June 10, 2017 from 8:00 AM — 5:00 PM at 95 Glendon Street.

Chairman Harriman opened the public hearing.

Mark Whitehead, Member of the NH Boat Museum, addressed the Board. He stated this event will be held on a Saturday. He stated approximately twenty five boats will participate in the event.

Chairman Harriman closed the public hearing.

It was moved by Luke Freudenberg and seconded by Linda Murray to approve the issuance of a Temporary Outdoor Event Permit to the New Hampshire Boat Museum to hold Regional US12 Class Championship Model Yacht Regatta on June 10, 2017 from 8:00 AM —5:00 PM at 95 Glendon Street. Members voted and being none opposed, the motion passed.

- iii. New Hampshire Boat Museum to hold Footy Class Model Yacht Regatta on August 19, 2017 from 8:00 AM—5:00 PM at 95 Glendon Street.

Chairman Harriman opened the public hearing.

Mark Whitehead, Member of the NH Boat Museum, addressed the Board. He stated these boats are small twelve inch boats. Mr. Whitehead stated it is a small event with typically only twelve to fifteen boats and it is held on a Saturday.

Chairman Harriman closed the public hearing.

Chairman Harriman reminded Mr. Whitehead that the insurance policy would be expired in June.

Mr. Whitehead stated he would bring an updated copy to the Town.

It was moved by Linda Murray and seconded by Chairman Harriman to approve the issuance of a Temporary Outdoor Event Permit to the New Hampshire Boat Museum to hold Footy Class Model Yacht Regatta on August 19, 2017 from 8:00 AM—5:00 PM at 95 Glendon Street. Members voted and being none opposed, the motion passed.

- iv. Wolfeboro Area Children's Center to hold a Fairy Land Festival on July 8, 2017 (rain date July 9, 2017) from 8:00 AM—3:00 PM at Cate Park.

Chairman Harriman opened the public hearing.

Linda Murray stepped down to present.

Linda Murray, Member of the Board of Trustees of the Wolfeboro Children's Center, addressed the Board. She stated this is one of their annual events and it is a Fairy Land Festival in which business owners and community members create fairy houses. The event is open from 10 AM to 1 PM for the public to tour the fairy houses. She stated there will be face painting, bubble blowing and simple crafts set out so families can create their own fairy houses. Ms. Murray stated this event is one of the Children's Center strengthening family level activities to promote stronger families, to enhance children's development and to reduce the likelihood of child abuse or neglect.

Chairman Harriman closed the public hearing.

It was moved by Luke Freudenberg and seconded by Dave Bowers to approve the issuance of a Temporary Outdoor Event Permit to the Wolfeboro Area Children's Center to hold a Fairy Land Festival on July 8, 2017 (rain date July 9, 2017) from 8:00 AM—3:00 PM at Cate Park. Members voted and being none opposed, the motion passed.

- v. Governor Wentworth Arts Council to hold "Paint Wolfeboro" on August 16, 2017 (rain date August 17, 2017) from 9:30 AM—4:30 PM at Cate Park and Wolfeboro Community Bandstand.

Chairman Harriman opened the public hearing.

Madelyn Albee and Debbie Hopkins, Members of the Governor Wentworth Arts Council, addressed the Board. Ms. Albee stated they were asking for permission to have the eighth annual Paint Wolfeboro. She stated it is a day of painting around the downtown area. Ms. Albee stated the event will start with set up at 8:00 AM with the artists arriving at 9:30 AM and leaving at 5:00 PM. Ms. Hopkins stated the artists come from all over and most of them stay in the park and paint so people can come and watch.

Chairman Harriman closed the public hearing.

Linda Murray reminded Ms. Albee and Ms. Hopkins that there will be a band concert that night at 6:30 PM.

They stated they will be gone by then.

It was moved by Dave Bowers and seconded by Linda Murray to approve the issuance of a Temporary Outdoor Event Permit to the Governor Wentworth Arts Council to hold “Paint Wolfeboro” on August 16, 2017 (rain date August 17, 2017) from 9:30 AM—4:30 PM with set up and take down time allotted at Cate Park and Wolfeboro Community Bandstand. Members voted and being none opposed, the motion passed.

Bulk Vote

A. Weekly Manifests

- i. February 24, 2017
- ii. March 3, 2017
- iii. March 10, 2017

B. Property Tax Abatements/Refunds

Approval:

- i. Property Tax Refund/Abatement #14 (2016) Tax Map 74, Lot 1

C. Property Tax Credits/Exemptions

Approvals:

- i. 9 Hemlock Drive Tax Map 187, Lot 1
- ii. 243 Middleton Road Tax Map 274, Lot 18
- iii. 171 Bryant Road Tax Map 136, Lot 7

D. Vouchers to Trustees of Trust Funds for Transfer of Funds from Capital Reserve Funds

- i. \$17,794.50 from DPW Vehicle/Equipment Capital Reserve Fund
- ii. \$69,537 from Fire Trucks & Apparatus Capital Reserve Fund
- iii. \$46,757.15 from Wastewater Treatment Plant Capital Reserve Fund
- iv. \$4,077.50 from Foss Field Replacement Building Capital Reserve Fund
- v. \$1,855.10 from Building Maintenance Capital Reserve Fund

E. Raffle Permit

- i. Ladies League-Kingswood Golf Club—Play for Pink Raffle

It was moved by Linda Murray and seconded by Luke Freudenberg to approve the Bulk Vote items listed on the agenda in A through E above. Members voted and being none opposed, the motion passed.

New Business

A. License Agreement with the Wolfeboro Area Farmers Market

Fred Martin, Chairman of the Wolfeboro Area Farmers Market, addressed the Board. He stated he hoped the Board could renew their license agreement to have the Farmers Market this year. He stated last year was the most successful Farmers Market that had taken place in Wolfeboro. He stated there were thirty-four vendors and at the end of the summer they still had eighteen which is a tremendous number. He stated he really appreciated the support from the community.

Linda Murray questioned if Mr. Martin had an estimate of the number of people that attended the Farmers Market last year.

Mr. Martin stated at peak times they probably had around one or two hundred people.

Mr. Martin stated their insurance binder will expire in June so he will make sure to bring an updated copy to the Town.

Linda Murray asked if Mr. Martin had any more problems with parking.

Mr. Martin stated people have been excellent about the parking and there are two places for vendors to park. They can park at the Church and at the Library.

It was moved by Linda Murray and seconded by Dave Bowers to approve and sign the License Agreement with the Wolfeboro Area Farmers Market for the use of Clark Park for the Farmers Market in 2017. Members voted and none being opposed, the motion passed.

B. Hawkers and Peddlers Pushcart License

Mr. Owen stated there are four designated pushcart license location downtown, three have been claimed by returning licensees, leaving one location available to new vendors. The availability of this Hawkers & Peddlers pushcart location was advertised in the Granite State News, with the result that two applications were received for it. The applications are from a local bakery business and a transient vendor. Mr. Owen recommended the local bakery but stated it was the Board's decision to decide who to award the license to.

Chairman Harriman asked for the two applicants to address the Board.

Patricia Torriero addressed the Board. She stated she is from Alton and she has an Italian Ice pushcart. Ms. Torriero stated she rented part of the Depot last year and she has been trying to get a spot in Wolfeboro forever.

Dave Bowers asked Ms. Torriero if she could set up somewhere else if she does not receive the license.

Ms. Torriero stated the Depot did not work out well because the Bubble was too close but she could go back to Albee Beach.

Katie Johnson, Owner of From Scratch Baking Company, addressed the Board. She stated she has a business in Wolfeboro but would like an area in the downtown location. She stated they make donuts, breakfast pantries, cookies, and cupcakes and they were looking to have complimentary items, not competitive items, with the Downtown Grille. Ms. Johnson stated she would like to use the license year round or as much as possible.

Linda Murray stated according to the rules the Board is to give first preference to an existing Wolfeboro business per our regulations. Ms. Murray stated because of that her feelings are that puts From Scratch Bakery at the top of the list and she would support that decision.

Chairman Harriman agreed because of the Hawkers & Peddlers definition and procedures.

Dave Bowers agreed but would like to see Ms. Torriero at Albee Beach instead of at the Depot. He also suggested continuing to apply because vacancies do come up.

It was moved by Luke Freudenberg and seconded by Dave Bowers to award the pushcart license for designated Location #4 in front of Cate Park to Katie Johnson From Scratch Baking Company. Members voted and none being opposed, the motion passed.

C. Posting of Weight Limits on Town Roads

Dave Ford, Public Works Director, addressed the Board. He stated mud season is here. He stated because we need to protect our roads we posted them on Monday, March 6th. Mr. Ford stated a notice was put in the Granite State News last week. He stated the surrounding towns have also posted their roads as well. Mr. Ford stated that exceptions are allowed, so to contact his office if anyone has any concerns. He also cautioned people on private roads as well.

Chairman Harriman stated he had discussed with Mr. Ford and agreed to post the roads. He stated that surrounding towns had contacted him and they agreed to post their roads with the same timeframe.

Linda Murray stated she lives on a dirt road and mud season is here. She stated she was glad Mr. Ford posted the roads early.

It was moved by Linda Murray and seconded by Luke Freudenberg to approve the action of DPW Director David Ford to post the listed Town roads with a ten ton weight limit effective March 6, 2017. Members voted and being none opposed, the motion passed.

Mr. Ford stated he had a lot of concerned citizens about maintenance of scenic roads. Therefore, we decided to have a workshop on this matter. The workshop will be on Thursday, April 6th from 4:00 PM to 6:00 PM at the Town Hall. Mr. Ford stated the notice will be on the Town website as well as additional information.

D. Extension of North Main Street Sidewalk

Mr. Ford stated the Trustees of the Trust Funds came to him about using the Blake Folsom Trust. The trust was developed in 1910 and has approximately \$87,000.00 that can be used. Mr. Ford stated he had discussed some of the options for projects to use these funds with the Pathways Committee, and the one that emerged as most practical was the extension of the Town sidewalk from where it ends on North Main Street out to Forest Road. Mr. Ford stated that the way the trust was worded it needed to be used for Main Street.

Chairman Harriman asked if the construction was going to be done in house or if it was going out to bid.

Mr. Ford stated it will be determined but he hopes to do it themselves.

Linda Murray stated she had seen the three projects and was hoping to do something with Bay Street but the trust was set up for the money to be used for North Main Street or South Main Street.

Dave Bowers stated Blake Folsom was one of the five top beneficiaries to our Town. Mr. Folsom operated Folsom's Hardware which was located where Black's Paper Store is today.

Mr. Ford questioned the process of accepting and spending the funds from the Blake Folsom Trust.

Mr. Owen stated a Public Hearing is needed and prior public notice would be required. Mr. Owen suggested doing this when they receive the check from the Blake Folsom Trust.

Bob Stewart, Chairman of the Trustees of Trust Funds, addressed the Board. He stated the Blake Folsom Trust was set up in 1910 for the use of maintenance for North or South Main Street roads. Mr. Stewart stated there was over \$80,000.00 in the income account. The Trustees petitioned the courts to have the trust changed so instead of it just being for road maintenance it could also be used for sidewalks or pathways. He stated the petition went through but the judge added some words to the petition before it was approved. He stated one of the conditions was to give preference to projects in and around land boundaries near North Main Street and South Main Street as would benefit the citizens of Wolfeboro. Mr. Stewart stated since the original Trust was set up for North Main Street or South Main Street the trustees felt that was what the money should be used for. Mr. Stewart stated another condition the judge made was the funds could not be used to substitute for items that should be considered the Town's responsibility.

E. Upcoming Vacancies on Town Boards and Committees

Mr. Owen stated he wanted to remind the Board about upcoming vacancies and reappointments to Town Boards and Committees. He stated he wanted to remind people that are interested in participating to send him an email or letter. Also, Mr. Owen wanted to remind those people that are reapplying to be appointed that he needs to hear from them.

Old Business

Linda Murray stated last weekend was Winter Carnival and because of the weather several events on March 4th were cancelled. Ms. Murray stated the schedule for March 11th might need to be changed due to high winds until March 25th. On March 11th from 4:00 PM to 8:00 PM there will be Crock Pot Dishes sold by the Abenaki Ski Team, at 5:00 PM Little Air and Big Air will begin, from 5:00 PM to 8:00 PM there will be a bonfire and at 8:00 PM the Snow Snake Parade. There will be fireworks at 8:30 PM. On March 25th at 9:00 AM to 12:00 PM there will be the girls and women's sports celebration at the high school. This event is free and for girls ages five to eighteen.

Other Business

Linda Murray wanted to remind the public on Tuesday, April 4th from 8:00 AM to 7:00 PM there will be the primary election for the state representative seat.

Town Manager's Report

Mr. Owen stated the following:

A mechanic, Scott Sorell, has given his resignation. His last day will be this Friday and he will be going to work for the Town of Moultonborough.

There was an error in the Voter's Guide as it appeared in the Granite State News last week. On Article #15, Dockside Boat Ramp Upgrade it had the Budget Committee

recommendation as not being recommended with a vote of 6/1 when it was supposed to read the Budget Committee recommended the article with a vote of 6/1. The Granite State News has graciously agreed to publish a correction in this week's paper and reprint the Voter's Guide with the correction.

He stated the Town received word from the State of New Hampshire Department of Revenue Administration about the equalization assessment. The median ratio for the land, buildings and manufactured housing in our municipality for Tax Year 2016 is 97.0%. Mr. Owen stated we are slightly under assessed but still within the recommend range.

He publically announced the appointment of Lana Albee as the new director of the Libby Museum. She will be starting soon.

He stated the Town received formal notification from the Town of Tuftonboro that they are withdrawing from the Lakes Region Household Hazard Product Facility. Therefore, Alton and Wolfeboro will be the only towns involved.

Mr. Owen stated he was notified by Police Detective Guy Maloney that he caught a young man spray painting graffiti on the Electric Building on Lehner Street. The Town will receive a cost estimate for removing the graffiti and then have the young man or his family make restitution to the Town instead of taking him to court.

Committee Reports

Luke Freudenberg attended the Quarterly Chamber Meeting in Alton last week and he stated there will be some Alton businesses that will be joining the Wolfeboro Chamber. Also, he attended a round table of selectmen meeting in Moultonborough with Linda Murray. He stated there is a lot of shared interest in working together between the Towns.

Linda Murray attended the EDC Meeting. Ms. Murray stated the chairman of the EDC had written a letter for the Pickering House to be put on the list of Historical buildings in New Hampshire. They talked about the Business Retention and Expansion Plan and will be having an April meeting to report back out to the community. She attended the joint Town meeting and there are many items that they are going to look at as possible things that they can join forces in. Some examples are joint purchasing and marketing. Ms. Murray stated the next meeting is April 11th in Tuftonboro at 6:00 PM. She stated she attended Fisherville last Saturday and the event closed at 1:30 PM instead of 3:00 PM due to the cold weather. There were about twenty people that attended the event.

Chairman Harriman attended the Wolfeboro Community Television Meeting yesterday. He stated they discussed some of the technology issues they have been having and Mary Devries will come to update the Board at their next meeting. Mr. Harriman attended a Planning Board Meeting last night and there was a public hearing on Lakeside Academy because they are moving from the old Steinfield building to Pine Hill Road.

Dave Bowers attended the Library Trustees Meeting. He stated they are concentrating on raising funds for their new building. He stated Cheryl Ross is being appointed as a trustee of the Historical Society. Mr. Bowers stated the Historical Society of Wolfeboro received information stating the Town of Exeter will be closing its Historical Society Building due to lack of funds.

Chairman Harriman reminded residents about voting next Tuesday, March 14th.

Questions from the Press

None

Public Input

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

Josephine Amatucci addressed the Board. She stated my name is Josephine Amatucci and I want to give you an example of why you must vote yes on Article #28. My story is about if you accuse the police of misconduct in this Town. I have recently just found emails dated back to November of 2016, which was not long ago where the Police Commissioner, Mr. Wood emailed Dean Rondeau who was then the Captain encouraging him to have the Town Manager, Dave Owen to order the Town's attorney to find a way to put a lien on my property. This was done in retaliation because I had filed suit against the police including Dean Rondeau. Please take note that the Police Commissioner directed the email to Rondeau and not the Police Chief because he knows that Rondeau would like to retaliate against me for accusing him of being a criminal to the public. Which he is! This is what we call criminal conspiracy to harm me yet again. If you notice the Town and the Police Commissioner are trying very hard to convince you, the public to vote no on Article #28 which mandates outside unbiased investigations of civil right violations by the police and local officials. They are saying vote no because they have no intention of investigating police misconduct, which means that they do not care or they won't protect us if the police continue to misuse or abuse us. They will look the other way. Therefore, it is important that you vote yes on Article #28 which will give us the authority to mandate the outside investigations of criminal conduct which is rapid in this Town and have the offenders terminated. This is the only way to protect ourselves and our children because there is no one out there to protect us. My article is proper and legal.

Suzanne Ryan, resident of Wolfeboro, addressed the Board. She stated she has two items to discuss. The first is a concern about 163 Clark Road. It is a parcel of land that abuts McKinley Park at the end of Clark Road. The lot is very constricted and small and was surveyed with an amount of 12,273 square feet or 0.28 acre lot. They are proposing to raise the house and rebuild part of the footprint. Ms. Ryan is concerned about the boundary line because it is just inches away from the Town property, McKinley Park. She asked the Board to please consider some mechanism for the park land. She asked if maybe the builder or owner could take out some type of protection to protect the park. Her second concern is for Clark Road. She is concerned about the damage the

Construction vehicles will do to the road and does not want to see Construction vehicles parked in the park.

Chairman Harriman was not sure what type of role that the Selectmen could play in this matter.

Mr. Owen stated the existing building does encroach on the Town's property but the building is supposed to be moved back from the property line which will be an improvement.

Ms. Ryan stated she did not know what the Board's role should be either except that they are responsible for Town property but she hoped they could find an answer on how the park and road could be protected.

Linda Murray stated she thought they could talk to the owners and say that they could not park their vehicles at the park because it needs to be left open for people to use the park and no damage should be done to the park.

Dave Bowers asked if the new building was better than the old building.

Ms. Ryan stated it was going by the same footprint. She stated she would be pleased to own the building in its current state. She stated it is going to be one of those big lakefront houses. She stated she just wants to make sure the Town is protected.

Ms. Ryan stated her second item of concern is Article #27, Lease to Dockside. She stated at the Deliberative Session she did not want to belabor the issue. She stated thoughts were raised for other ideas for the building and it did not seem as though the Board was interested in listening to any of them. Ms. Ryan stated she thinks the article will pass. She stated Dave Bowers did not want to sell the building because then they would not have any control over what happens to the building or the area around it. Ms. Ryan stated she thought there were ways to sell the building and still have control over it. She stated she could understand why the Board did not want to sell the property. She stated the other option of lifting the building up seemed like a good idea because then they could still keep the ice cream facility and have another beautiful spot. Ms. Ryan asked if the Board would at least think about having the lease for five years and formulate a committee to look into other options.

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

The Board re-entered public session at 8:20 PM.

Linda Murray moved the Wolfeboro Board of Selectmen to seal the minutes of the March 8, 2017 non-public meeting. Luke Freudenberg seconded. Roll call vote,

Chairman Harriman – yes, Linda Murray – yes, Luke Freudenberg – yes, and Dave Bowers – yes. Being none opposed, the motion passed.

It was moved by Dave Bowers and seconded by Linda Murray to adjourn at 8:22 PM. Members voted and being none opposed, the motion passed.

Respectfully Submitted,
Michele Chamberlain