

MINUTES
Wolfeboro Board of Selectmen Meeting
Wed., June 28, 2023

In-Person Session at the Great Hall 2nd Floor, 9 Union St. Wolfeboro

6:30 PM-Regular Session

BoS members Present: Chair, Brad Harriman, David Senecal, Linda Murray, Luke Freudenberg, Brian Deshaies
Staff: James Pineo; Tavis Austin, Director of Planning/Development; Christine Collins, Parks and Recreation Director (online); Captain Mark Livie, Wolfeboro Police Department.

Chairman Brad Harriman calls meeting to order. Need for non-public session?

Mr. Pineo: Non-Public Session RSA 91-A:3:IIc- two items, reputation.

1. Consideration of Minutes

i. June 7, 2023, Regular Meeting

Mrs. Murray: Pg 2. last paragraph, second sentence – should say RSA:674:1; Pg. 4, 6th from bottom; last sentence should say, “my husband gave an easement to the NH Forest Society.” Sentence before should say frontage on New Garden Rd. in Wolfeboro.

Mr. Deshaies: pg. 15 - bottom paragraph - Should be “Joe Santoro said – if someone came five times, etc.”
Correcting that Mr. Santoro made that statement -not Mr. Deshaies.

Mr. Harriman: Says on front page, top- “agenda” – should read MINUTES. Motion to approve as amended?

MOTION Mrs. Murray; so moved – approve June 7, 2023, minutes as amended; Second Mr. Senecal. APPROVE: 5-0

2. Public Hearing(s)

Ordinance Change

The Wolfeboro Board of Selectmen will hold a Public Hearing on Wednesday, June 28, 2023, at 6:30 PM at the Great Hall Town Hall, 84 South Main Street, Wolfeboro, New Hampshire regarding amendments to the Town of Wolfeboro Ordinance Chapter 112 Peace and Good Order, to add the following article:

(Read by Mr. Harriman) **Article III Trash Cans/Receptacles**

§112-4 A. No person shall place a trash can or similar receptacles at curb side or roadside between the hours of 6:00 PM and 6:00 AM of the following day.

§112-4 B. All such trash cans and receptacles shall be secured from animal intrusion.

§112-4 C. Any refuse found on the ground around such trash cans and receptacles may be subject to further enforcement by the Town.

Tavis Austin, Wolfeboro Town Planning and Development Director: Last EDC meeting there was some confusion on what ordinance should/does say. My recommendation is board move forward with either recommended motion in front of you or schedule a new public hearing with revised language.

Mr. Harriman: public hearing is open.

Mrs. Murray: I made comment at EDC meeting. I was in error; read the minutes; I was in error; This is exactly what was supposed to be on it. You’re correct Clearing it up.

Mr. Austin: If board wants it to be different, that would be fine.

Doug Breskin, resident: Looking for clarification. (questions)

- If policy as stated would apply to public and private road?
- If you could define what a road is? Example- Would it apply to properties adjacent to town parking lots - trash cans that might be near town parking lot?
- How curbside/roadside defined – how far from curbside/roadside?
- Does it apply to commercial and residential properties? Using Downtown Grille [building] as an example; trash cans directly adjacent to town dockside parking lot; would that be affected by this policy?

- Would this affect – states ‘any person;’ would it apply to town waste cans adjacent to roadside?

Mr. Harriman: God questions; not sure we have answers right now.

Mr. Austin: We might have answers.

Mrs. Murray: hope so.

Mr. Austin:

- Town trash cans: no – does not apply.
- Commercial properties that have been through site plan review, they have trash plan approved. Incumbent upon planning board to see that any trash plan conformed with regulations. Don’t want to infer from the comments; but this would not apply to current situation that may or may not exist at dockside parking lot. This was intended to apply/written – only to direct interface between public road – private or otherwise, and private property.

Mrs. Murray: Don’t town ordinances affect everybody? Like when we talk about roads; set this policy – does not distinguish between commercial/private. Ordinances apply to all – though they may have a trash plan. WE all know people don’t always follow a trash plan. So if people took their trash can and trash person picking up in downtown, this ordinance would affect it if it was there overnight – correct?

Mr. Austin: correct. Again, as with any law this is effective – if you would vote yes – in effect tomorrow forward.

Mr. Harriman/Mrs. Murray: correct.

Mr. Austin: Any commercial site plan that’s approved that may or may not have trash cans that are at or about the property line would not be subject to this regulation.

Mrs. Murray: Anything earlier is grandfathered.

Mr. Austin: yes.

Mrs. Murray: Whatever plan they have today is not going to be affected – if you don’t like the word grandfathered – with this ordinance – does not affect them; it will affect people tomorrow doing something else.

Mr. Austin: hypothetically, application going to planning board in July, would be subject to this.

Mrs. Murray: We’re also interested in this for the person who does not pay attention to its trash plan, it puts something out. This would apply to residential or commercial.

Mr. Austin: The question could be addressed with misuse of town property or trespassing or other things. Coordination between the non-blue and the blue on that one as to which laws apply. This one was originally drafted to address residential properties only. That was an early question. You also have a number of homes in commercial areas. You need this to apply townwide.

Mrs. Murray: In no place did we write ‘residential.’ It applies...

Mr. Harriman: correct

Mr. Austin: Original inspiration was a residential use..type; this was written for all properties.

Mrs. Murray: correct.

Mr. Deshaies: Is there a definition to curbside and roadside – generally understood definition?

Mr. Austin: Don’t believe one is needed. Typically, when trash is being collected it’s either at edge of property or road. Ten feet onto the property – as to the original question – that would not be a violation.

Mr. Deshaies: Example – neighbor puts barrels in middle of driveway, 50-60-feet- company picks up there. Those barrels can be there any time – night, day?

Mr. Austin: It would not be affected by this change.

Mrs. Murray: Because we used the word ‘curbside,’ they could put it in the middle of their driveway?

Mr. Austin: Would estimate 99.9% of Wolfeboro has no curb. It’s private property meeting either a common interest in the case of a private road or public interest in the case of a town road.

Mr. Harriman: Most of the commercial pickup people want residential trash near the road anyway. Not pull into every driveway. Grab cans and keep going.

Mr. Austin: I’m not a Wolfeboro resident; if my can too close to sidewalk, won’t get picked up.

Mr. Deshaies: My case – the disposal company uses neighbor’s driveway as a turnaround; only house using the commercial pickup company.

Mr. Austin: If the board wanted curbside or roadside be defined as – the common line between the right of way and private property. As a planner, that’s what this says.

Mr. Freudenberg: I think 'curbside' fine. Seems like traditional term for trash pickup.

Mr. Harriman: If you define it too close; will be up to determining where the right of way line is. Could open can of worms.

Mr. Austin: The enforcement part of this is going to have the 'stick;' [Refers to Captain Mark Livie] if it touches the can or it doesn't. Don't think that was the intent.

Mrs. Murray: This says what we want. Don't want the trash out there. If animals get into it; you're responsible to get it picked up. That was the issue we were trying to deal with. This one does it for me.

Mr. Freudenberg: You don't want someone staying at an Airbnb who leaves Sunday; puts the trash out; not picked up until Thursday. Two bears and six raccoons get into it and drag it all over the neighborhood.

Mrs. Murray: yes. That's what we were after.

Mr. Harriman: Closes public hearing. Other board comment/questions? Motion?

MOTION: Mr. Freudenberg to adopt Article III Trash Cans/Receptacles as duly noticed and discussed. SECOND Mr. Deshaies. APPROVE 5-0

Building Permit Fees

The Wolfeboro Board of Selectmen will hold a Public Hearing on Wednesday, June 28, 2023, at 6:30 PM at the Great Hall Town Hall, 84 South Main Street, Wolfeboro, New Hampshire regarding amendments to the Town of Wolfeboro Building Permit Fees.

Mr. Harriman: [reads fee change/updates] Three fees adjusted:

- Electrical permits from \$25 to \$50
- Gas piping permits: from \$15 to \$50
- Plumbing permit from \$25 to \$50

All other building permit fees stay the same. Opens public hearing. Closes hearing. BoS members – questions/comments? We've been talking about this for a while; straightforward.

MOTION- Mrs. Murray move to amend electric, plumbing and gas permit fees to \$50 as duly noticed and discussed; SECOND Mr. Freudenberg. APPROVE 5-0

Ordinance Change

The Wolfeboro Board of Selectmen will hold a Public Hearing on Wednesday, June 28, 2023, at 6:30 PM at the Great Hall Town Hall, 84 South Main Street, Wolfeboro, New Hampshire regarding amendments to the Town of Wolfeboro Ordinance Chapter 73 Hawkers and Peddlers to amend Chapter 73 Hawkers and Peddlers.

Mr. Harriman: Some changes in this.

- Under types of licenses for transient sales- adding wording states: (73-4a) "holders of this permit shall not be allowed to vend from any public place in the town, except areas as otherwise permitted by the Board of Selectmen as part of a special event permit."
- 73-7 Limitations on A- Adding "no permit shall be issued when the applicant's **pushcart** (changing from cart to pushcart) exceeds three-feet in width; five feet in length if applicable."
- 73-7-G "no cart, food trucks or other vehicles shall be left unattended."
- 73-7-H- adding "food trucks and other vehicles."
- Under permitted areas: E- adding "other town property as may be authorized by the Board of Selectmen as part of a special event permit."
- Expiration of license under 73-9-A: will read, "all licenses shall expire upon expiration of any special event permit," or "all licenses shall expire on December 31st of each year."

Those are changes I see here. Opens public hearing. Closes hearing. Board members?

Mr. Deshaies: first page under A – reads: “holders of this permit shall not be allowed to vend from any public place in the town.” If there’s a private-owned parking lot in town, people can vend as much as they want from that private parking lot or is that designated as a public place?

Mr. Austin: Chapter 73 only applies to town-owned properties. Position the department has taken moving forward is that any private property would be subject to the general zoning ordinance. If it happened to be your property it would be a non-permitted use in the district; you’d need a variance for use; site plan review for expansion of non-residential use of property. If it’s a commercially-zoned property, you need to go to site plan because of the addition of a food truck – is a non-residential expansion to that property. Subject to site plan review.

Mr. Deshaies: Example – business owns a parking lot and put a food truck for a day, they need permission?

Mr. Austin: yes. Been in consultation with chair/vice chair of planning board to see if board wants to contemplate a modified review process for a food truck. With commercial property x-amount of square footage begets x-amount of parking spaces. If one, two, three food trucks come in, technically the business is remiss that many parking spots. You have to modify the plan to accommodate it.

Mrs. Murray: When a temporary event comes in, we can grant permission for a food truck to go to any venue..

Mr. Austin: ..on town property. I know you know it; I just need everyone that hears it to hear the same thing.

Mr. Harriman: any more questions/comments? MOTION?

Motion Mr. Freudenberg to amend Chapter 73 Hawkers and Peddlers as duly noticed and discussed. SECOND Mrs. Murray. APPROVE 5-0.

Town Policy

The Wolfeboro Board of Selectmen will hold a Public Hearing on Wednesday, June 28, 2023, at 6:30 PM at the Great Hall Town Hall, 84 South Main Street, Wolfeboro, New Hampshire to adopt a Petition to Lay Out New Town Roads policy.

Mr. Pineo: Been over this a number of times; comments from board received; made suggestions; streamlined bulleting format. Good model here that lays out what expectations for people would be when they come in to lay out a road going forward. It’s a lengthy process; captures the intent from what the petitioners’ steps are through public hearing and up to conditional layout contingent upon betterment assessments. Questions or go through it – I think we’ve captured what board was looking for and will help department heads when going through these petitions.

Mr. Harriman: Opens public hearing. Closed public hearing. Board members?

Mrs. Murray: Where on town web site where would this be located? A lot of associations have private roads; want to make it easy for them to find it.

Mr. Pineo: If you choose to adopt it tonight; would mark as adopted– place on web site home page – under news; easily accessible to all departments. Put on BoS page as a policy and hard copies in planning office or such.

Mr. Freudenberg: Could go under ‘Forms/documents’, on web site, too.

Mr. Pineo: We’ll plaster it all over.

Mr. Deshaies: should we add... a piece that says: if private roadways are used by general public, should that be a criteria that we look at also when accepting private roadways. If general public gets use out of the roadway, is that covered or is that something we should address?

Mr. Pineo: There is a section about benefit to general population. Can’t find it right now.

Mr. Deshaies: Might have missed it; poses other examples... a private road that’s built; then there’s a subdivision off of it; or another road off of it – even public; That road is used by general public. Private road almost used like a public road. Gets wear and tear/traffic. Creates something the town should look at.

Mr. Harriman: If a subdivision is built off a private road, that subdivision would have to include making the s private road up to the standard to be accepted and use as possible public access. That would automatically be included in their presentation to planning board.

Mr. Deshaies: another example- Hemlock off of John Rourke’s neighborhood- Hemlock is a public road into a private road. Is that subdivision being used as a cut-through? Maybe, maybe not. I think we should look at it.

Mr. Harriman: I don't think it triggers anything – like a Class VI road – the town maintaining it. Just because people drive on it- in material I've looked at for years – just general public driving over it is not one of the criteria.

Mr. Deshaies: Maybe we think about it. The Dudley Frank Goodwin road – a private association gets Goodhue Boat has trailers going through, construction vehicles; town trucks all go through on regular basis. Town trucks check hydrants in the association – all adding wear roads.

Mr. Pineo: If you have a through road that the general population is using, you can use 5.1.1.1 – public need for the road. Page 4 at top.

Mrs. Murray: Perhaps Brian was saying because the public needs it more that that road would be a priority over another road that came in for the town to accept. Is that one of the criteria for putting one road above another road. Correct, Brian?

Mr. Deshaies: yes.

Mrs. Murray: This would apply to all of them. I think that's the question he's asking. May be something we as a board need to think about. Will we set priorities based on public need?

Mr. Harriman: Looks as though it's captured in 5.1.1.1.

Mrs. Murray: Let's say we get Road A, B, C, – and we can only take a certain amount of roads. Would road B be used by the public more than A and C, will we prioritize B because of public use. I don't think this gives us that priority. But I don't know whether we want to do that or not.

Mr. Harriman: gives us the opportunity to deliberate and discuss.

Any other questions/discussion? I'm in favor of adopting as-is now. If we feel we need to add other language at another date regarding what we just talked about, we can do that. With the number of roads now, would be nice to get a policy in place to hang our hats on.

Mrs. Murray: Agree; I'm comfortable with it. Hashed over it a number of times. We should at least put this on our agenda at a future time concerning making any roads priorities.

MOTION Mr. Harriman to adopt a Petition to Lay Out New Town Roads policy. SECOND Mr. Senecal. APPROVE 5-0

Temporary Event Permit applications

i. The Wolfeboro Board of Selectmen to consider a temporary event permit for Kingswood Regional High School to host a 3 on 3 Basketball fundraiser on July 1, 2023, from 7:00 AM to 7:00 PM at the Foss Field Basketball courts. Permit #2023-55.

Joseph Faragher, event contact person and coach, Kingswood Regional High School varsity boys basketball. Apologizes for missing the last meeting; not aware of process and showing up to meeting. Appreciate you bringing it forward this week.

Mr. Harriman: You tried to run last year but not many sign-ups/turnout.

Mr. Faragher: Yes, and was out of the country. Trying again this year. Hoping to get enough people.

Mr. Harriman: Opens/closes hearing – questions? None- Motion?

MOTION Mr. Deshaies- Move to issue a temporary event permit for Kingswood Regional High School to host a 3 on 3 Basketball fundraiser on July 1, 2023, from 7:00 AM to 7:00 PM at the Foss Field Basketball courts. Permit #2023-55.

SECOND Mr. Freudenberg. APPROVE 5-0

ii. DATE CHANGE DUE TO WEATHER: The Wolfeboro Board of Selectmen to consider a temporary event permit for the New Hampshire Boat Museum to host a Model Boat Regatta on August 26, 2023, from 8:00 AM to 8:00 PM at 95 Glendon Street (off Bridge Falls Path). Permit #2023-22.

Mr. Harriman: Original date was June 17. Moving to Aug. 26. Opens/closes public hearing. Straightforward; just a date change.

MOTION Mr. Deshaies. Move to approve amended permit #2023-22. SECOND Mrs. Murray. APPROVE 5-0.

2. Bulk Vote

Mrs. Murray: remove B-5 from the bulk vote; needs to step down from Point O' Pines vote.

MOTION Mrs. Murray to remove bulk vote item B-5, Point O' Pines; SECOND Mr. Freudenberg. APPROVE 5-0.

- A. Weekly Manifests
 - i. June 23, 2023, \$86,234.31
- B. Property Tax Refund/Abatements
 - i. 61 Haines Hill Rd #6 2022 #37 Tax Map 86- Lot 1-6 \$321.19
 - ii. 61 Haines Hill Rd #6 2021 #32 Tax Map 86- Lot 1-6 \$ 364.75
 - iii. 61 Haines Hill Rd #22 2022 #38 Tax Map 86 Lot 1-22 \$194.69
 - iv. 61 Haines Hill Rd #22 2021 #33 Tax Map 86 Lot 1-22 \$218.52
 - v. Point O' Pines Rd 2023 #3 Tax Map 223 Lot 16-1 \$146.00
- C. Raffle Permits
 - i. Wentworth Watershed Association
 - ii. American Legion Auxiliary Unit #18
 - iii. End 68 Hours of Hunger, Wolfeboro Chapter

Mr. Harriman: Entertain motion approve BULK VOTE A-C – minus B-5

MOTION Mr. Senecal, so moved; SECOND Mrs. Murray. APPROVE 5-0

MOTION Mr. Freudenberg to approve bulk vote item B-5; SECOND Mr. Senecal: APPROVE 4-0-1. Mrs. Murray abstains.

4. Board/Committee Appointments:

N/A

5. New Business

A. Approval: Josiah Brown Scholarship spring awards

Mr. Pineo: Tabled from last time; Mr. Deshaies was waiting to hear from someone. We have six worthy recipients. Balance in that account about \$50,000. Getting applications; making headway. Up to board's discretion as to what you want to do with it.

Mrs. Murray: Spoke to Amy; two applicants repeating; gave to them in the fall. Last time, gave them \$3000. If we do six – that's \$18,000 leaving \$32,000. From treasurer's report, don't believe we've received our allocation for this year. We can definitely do the \$3000. I support this.

MOTION: Mrs. Murray; Move to grant Josiah Brown Scholarship Awards [read by Mr. Harriman] to Abigail Heald, Miriam Lambert, Dylan Palmer, Kaitlyn Folsom, Garrison Hendrickson and Axel Plache. SECOND. Mr. Senecal. APPROVE 5-0.

Mr. Harriman: offers congratulations.

B. Approval: Pickleball/ tennis court rules

Mr. Pineo: You have a memo regarding this from Christine Collins, Parks and Recreation Director – she's online – board has outline of Christine's recommendations.

- Courts 1-2 to have signage on when parks and recreation will be using those courts. Used for day camp and lessons through USTA/parks and recreation.
- Rules on back [of signs]

Ms. Collins [online]: Rules will be on back [of signage]; will make up as permanent signs. Now, they are on paper and laminated. Staff goes down daily to change signs for day camp. In process of doing signs for day camp and

tennis. Signs show day camp dates July 5- August 18, Monday-Friday. 8 a.m.-7 p.m.; includes tennis lessons. States on sign when not in use by day camp/lessons, courts can be used for tennis – with those guidelines shown on a sign.

Mr. Harriman: Items gone over at last meeting with Joe Santoro [Lakes Region Pickleball Association] have been incorporated here; looks good. Board members?

Entertain motion to adopt these rules for the tennis courts at Foss Field.

MOTION Mr. Deshaies- so moved. SECOND Mr. Senecal. APPROVE 5-0.

C. Discussion: Wolfeboro Single Track Alliance bike trails license agreement

Mr. Pineo: We need to schedule time with a couple board members and members Single Track Alliance to finalize licensing agreement to use town properties for bike trails. In addition, alliance would like to gain approval from board on flow trail. Want to discuss expansion of additional trail which Brian walked with Russ from water treatment plant and alliance; some here this evening. In your packet a proposal of expansion.

Mr. Harriman: questions/comments?

Mrs. Murray: comment/concern: Would I would like before we grant any more trails built, want a site plan including GPS markings and distinguish cross country trails, ski, snowshoe and bike trails; what trails to be used for cross country skiing and bikes. Can see the new – but don't know different loops and don't know what part of trail is for cross country skiing and for bikes.

We had temporary event permit. They wanted to use the Abenaki Loop and it went over onto private property. I think we need official maps to designate where these trails are going to go before we grant any additional trails out there. When I was out there, trails I didn't know existed on older maps are now on this map. I don't know if there are others. Don't recall seeing Freefall trail before. Don't know if trails have been renamed.

Need a map; showing where wastewater treatment plant service roads are to spray field; want to know what cross country ski – and where trails are used jointly; looks as though there are some here.

Mr. Harriman: Question – They're using Strava's Heat Map Data creating a custom tile map service. Does that have the ability to do the type of things you're looking for, Linda [Mrs. Murray]? Maybe single track alliance can answer that question.

Mr. Deshaies: In site plan would like to see a design on how they're going to cross one and maybe the other snowmaking lines; when we build new snowmaking for cross country ski association, will be crossover areas; don't want those pipes damaged. Wants to see design of new trails going in; especially when they cross two downhill trails that have been there for many years; how erosion will be handled, washout, etc.

When we did the walk, there was talk they want to re-route a snowshoe trail because it cut through the Screaming Eagle – that I believe is the flow trail. Cris Dow mentioned wanted to move that trail around so it does not go through flow trail. I don't know who built the snowshoe trail; who's responsible for maintaining it and if they should be informed the trail will be moved – it's been there 50 years or so.

Cris Dow, Wolfeboro singletrack Alliance:[online] What I was talking about not a snowshoe trail being rerouted. That was part of a mountain bike trail. We would not reroute other people's trails. Want to make that clear. Mapping that shows there – to Linda's point curious about trails/usage/delineating between everything. I took GPS tracking that's aggregated across two years of data from Strava to underlie it underneath the base map called 'open street maps.' Updated map from presentation – map is updated and as accurate as you can get based on aggregated data.

As to what trail is used for what – the key on the map itself does show cross country ski, mountain bike, snowshoe and difficulty of trail. To show trails as multi-use, I'm for a cartographer, me or someone else to add those features.

With Free Fall trail – used to be called Freeway; there was an issue with ski trail called Freeway; was mislabeled on the map. Some of these things we've tried to remedy based on previous meetings – and we did all the steps required: map showing all trails; walked the trails with BoS and wastewater treatment plant – then we could move forward. Now, we're hearing more things that still hold this up. Concerned because we have funding;

people able to start trails. If possible, would like to not have more steps when we already did the steps to get to approval.

Referring to comment about crossing trails and mitigating any runoff or crossing of snowmaking pipes: we did all that with the walk with Mr. Deshaies and Russ; then before construction area would be flagged; all agreed we could go across and do that. I was told by Jim, I believe, there was someone else to talk to in addition to Christine who would be managing some of the Abenaki stuff that could help with some decisions and approvals. Have not met that person yet. Hesitant to go through another set of steps we thought we had done already in order to get approval.

Mr. Deshaies: was a discussion that Cris wanted to move Snowshoe trail to loop up and around. I said OK – make sure you talk to whoever built that snowshoe trail or whoever maintains it. Just a courtesy to tell them the trail would be moved. Anything that is built on town property, we always see what the finished product is going to look like before there's a shovel in the ground. Should be easy to have the trail builders show what it'll look like when we cross over or through a snowmaking line or through an existing downhill trail or something to that effect. A set of plans should be in place to show what finished product will look like. (dimensions, etc.)

Mr. Dow: that's spelled out in the presentation – such as level of grade and type of construction that would be done for each trail. Comment about snowshoe trail – not asking to re-route the trail in this presentation. We can talk about that later. Maybe I was misinterpreted. That's not the intention of what we're talking about for now. The other aspect of what it will look like. There's a secondary piece at the end that shows construction tactics. We're not building a house; can't give you plans. We did mark where the map was going to go [where the trails will go]. If you're looking for something specific – happy to provide it. I thought we had provided everything you asked for.

Mr. Freudenberg: 9to Mr. Deshaies) Does show on plan trail building techniques – second-to-last page in back.

Mr. Deshaies: I looked at that; wanted to make sure that's what ours is going to look like.

Rudy Meyer, Wolfeboro Single Track Alliance board: That trail making techniques section – we want to make sure that the trail – where it's going to cross Freeway and the other trails on that side – erosion – all those issues are taken in.

Mr. Deshaies: The mess we had on the other side already ..

Mr. Meyer: Correct. Cris put it in there. There isn't going to be an exact plan as to what it's going to look like. Christine or the other person at Abenaki will be consulted to make sure it's right.

Mr. Freudenberg: The trail crossings are a small portion of it – when that's happening – have you come out when that work is being done and we could see it as it gets done and make any corrections before...

Mr. Meyer: same thing for the pipe crossings; we'll make sure.

Mr. Freudenberg: When this is approved, when guys are out doing it – it'll be a multi-week process – and walk it while it's going on.

Mrs. Murray: Why I want a map – I spent a number of hours walking and never had seen First Flight before; Knock Out- not on any of the maps that we did.

Mr. Meyer: Knock Out definitely on the map.

Mrs. Murray: It is not on the map we used that we were given. That's why I say I want everything on the map. Free Fall was not here; I remember being out there and saying I don't recall that trail. If they are all on a site plan, we know where they are.

Mr. Meyer: Is that something we need to produce for you?

Mrs. Murray: We may need it. We can do it, too but ..

Mr. Meyer: Most of the trails you're talking about have been there for a very long time.

Mrs. Murray: I want it on the map. That's what I'm saying. I want to know they're there. I don't have anything that tells me other than putting together a site plan with the trails on it. If somebody gets hurt on Knock Out, we know where to go. Without an official map we don't have the ability to do that. Don't want to have this other trail show up that we didn't know was there. That's why I'm looking for a map. Want to what it is and where things are crossing over.

Mr. Dow: Map in front of you is everything. Took many hours to make sure every one of those lines is exactly where it should be.

Mr. Meyer: Don't know if you can't see it, Linda because it's not in color.

Mrs. Murray: No, it's not on the site plan. I don't know where our town boundaries are; I don't know where all this goes.

Mr. Meyer: Isn't this something the town should use?

Mrs. Murray: that's what I'm looking for. You may not think it's important and I hear that; that's my concern. After walking trails and finding these trails that were not on any map I had been provided before. You may have had them on other maps, but I as a selectman had not been provided with them.

Mr. Meyer: Because there's not a map encompassing all, is that stopping this from moving forward?

Mrs. Murray: I am commenting as a selectwoman of what I'm seeing and what concerns me – as to my fellow board members, I'm not saying nothing can happen. I really question whether we should expand trails if we do not have a map and know exactly where these trails are on a site plan. We should have a plan for Abenaki; we should have a plan for the spray fields; the trails should be put on those.

Mr. Deshaies: What has happened is a little culture shock because when this first happened there was a trail built on a hill. We looked at the trail and as Linda/others have said – there is a much more extensive set of trails out there. Not necessarily a bad thing. First trails were between 2006-08 – when it was started. Permission was never asked; people just started building trails.

Mr. Meyer: Before I was here.

Mr. Deshaies: It's become a surprise to some board members that there was so much out there on town property. People just have to get their head wrapped around it.

Brad Helfer, Wolfeboro Single Track Alliance: Discussion's been about expanding trails, building trails. What we were here to do – hearing started out with the town manager talking about the licensing agreement and negotiating that. Need to have the licensing agreement with the town without having to come back hearing after hearing so we can now work on everything that's been discussed for the last 15-20 minutes.

The license agreement says no new construction is going to take place without written approval of the selectmen. We've submitted the license agreement; have not heard feedback; if that's in place, then we can proceed with the other discussions about maps, trails crossing, construction, seeing it, walking it, and so on.

Mrs. Murray: This is one chance we as a board get to speak to each other about what's there. We can't do it any other place. Has to be done in public. Brian/me have walked the trails. This is where we get to exchange ideas. That's what I see us doing before we sit down and do this license agreement. Without that, we have no ability to talk to each other. You may have to sit through us hashing out some of our concerns. When we do write it, we don't get it here and then have this conversation.

Mr. Helfer: When the license agreement is in place; these discussions can still take place – they have to. The agreement is a start.

Mr. Harriman: I see what you're saying. Page 2-top states 'the licensee will propose any new trail construction to the BoS for review and approval. No construction may begin without written approval from the licensor.' Then it goes on with more details.

To me, looks like we probably want to go through this; the wording and get the license agreement done to get to next steps – construction and maintenance of the trails; address those individually; address the crossings; snowmaking lines – all that will come later.

Mr. Helfer: All legitimate concerns; willing to work with the town.

Mrs. Murray: The last agreement had maps; that's why I started on the maps. Maps are on the back. If we want to write it and have questions and issues, that's fine. They're going to come up one way or another.

I was trying to have a conversation – haven't talked to you about it or Dave about it or Luke. Just trying to get information out to all of this where we want to take a look. Not against new trails. I want to have it so we know where we are on this. We need to work this out; have better maps. I know Cris, you worked a long time; But there are no boundaries. Concerned that we need a more detailed map. Maybe if I saw it not in a little thing like this, it would work for me. This doesn't do it for me.

Mr. Freudenberg: Regardless of what we decide on this, I think the town needs to get involved in the mapping, too. Figure out a way to have it done so that everything is – especially for public safety. If we have to deploy assets out there for a recovery/emergency – we can get out there.

(Mrs. Murray agrees)

Mr. Deshaies: If can be done on a computer – in layers.

Mrs. Murray: ..a town map, too.

Mr. Freudenberg: I think Cris and the group has done what they can do on the trails that are there. Incumbent on the town to take some of this roll.

Mr. Deshaies: The town's hand has been forced because the trails are there. We're going to have to make sure they're maintained and it's understood where they are so if someone's hurt, fire/police can get there. I do have some changes for the license agreement and I think we should look at this agreement seriously; the board members should pink Jim with changes. A couple quick ones I had were...

Mr. Pineo: I don't think we should be negotiating that in public. If a couple of board members want to sit with me and members of the Single Track Alliance and get this nailed down – willing to do that. That's a better forum to do it than in public.

Mr. Helfer: great suggestion. Willing to do that – the sooner the better.

Mr. Deshaies: every board member has the right to give their recommendations for this license agreement. It shouldn't be just two board members.

Nr. Harriman: It would come back to us when the draft is ready; we would all look at it before it's approved.

Everyone would see it. A smaller group would be working on it.

Mr. Freudenberg: Wouldn't there be a public hearing?

Mrs. Murray: We could if we want to. I think we did in the past do some public hearings. We've got the answer from the public- they voted and approved the warrant article. I don't have any qualms about the public wanting this. They gave us permission to spend money. If we get this agreement and have a map go right ahead. That's not the issue I'm having. I just want to have a good map. The town and the single track alliance can put it together. But I think public safety should have that and all the trails that are out there. Maybe we have all of it on this one. I'd be more than willing to work on the license agreement.

Mr. Deshaies: I would, too.

Mr. Harriman: We've got two volunteers to work on this with Jim and representatives from Wolfeboro Single Track Alliance. Anyone else on the board want to be involved?

Mr. Senecal: Two should be enough; it's not a meeting.

Mrs. Murray: If someone else really wanted to do it, I'd step down.

Mr. Harriman: we're all set here, Luke?

Mr. Freudenberg: Cris and alliance are trying to schedule construction; do you want to speak to your timeframe? This summer? How comfortable the board is with that if we're going to work on these other things, will we allow the group to start working on these trails?

Mr. Harriman: My opinion, I'd be OK with maintenance on existing trails as we've said before; while we're getting this license agreement about any other expansion/adding trails; agreement would need to be in place first, I would think.

Mr. Deshaies: They already did this year's maintenance.

Mrs. Murray: Don't have any problem getting to the business of getting it done. I don't see us dragging our feet and not get it done. I would sit down; try to get it done. Negotiate together.

Mr. Harriman: Linda and Brian would sit down with Jim and some Single Track Alliance representatives to iron out details of license agreement. Bring it back to the board for approval and move on from there. That's the way I see it now.

Mr. Dow (in person): To Luke's point, We have people who can start August 1st. We have funding. If this drags on another year, I don't know if it'll be there. That I think is the concern. As we all know we've been working for a year and a half now to try to get these trails built. We got to the trail period to just establish what was there. The next step was to get maps; walk with Brian; to get to this point and maybe not be able to build trails this year..it's frustrating. We've been trying to do everything possible to get to this point; checked all the boxes and done everything we've heard we should do and now feel as though we're hitting the brakes again. To Brad/Luke's points, if there's anything we can do to continue the pace and not have this year be another year of maintaining

the trails, I'll do whatever I've got to do. We want to do anything possible to finalize the agreement and build the trail.

Mrs. Murray: Willing to work on it as fast as we can. We'll find a way to get a map. I don't think we're saying no to trails being built. If you need it August 1, we'll do our darndest to have that happen. We do need a certain amount of stuff.

Mr. Freudenberg: Cris, since you've done some of the mapping, do you know of a company that the town could pursue to get some help with mapping.

Mr. Dow: This mapping conversation is harder than you think. We tried to align our mapping with Lakes Region Conservation Trust. They had used Americorps volunteers. When I wanted to make the trail maps look the same, the people no longer volunteered there and didn't know how the maps were created. That fizzled. There was someone who did maps early on – Peter Goodwin – don't know his skillset – don't know anyone specifically; that's why I took it on myself. There are a lot of technicalities. I can add another layer and show sprayfield lines and property parcels, etc. Other data we can add. That's additional information we can put it.

Mr. Deshaies: Will this be an ongoing expansion over the coming years – five years?

Mr. Dow: I don't know. We knew there was funding; we wanted to finish the flow line; wanted to get another uphill climb on the Filter Bed side so traffic on Tomahawk and Black Eye could be more downhill oriented; another trail up would be easier to climb up and be more uphill oriented. We would like to – as you look at Abenaki as a whole – snowshoe trails; cross country ski trails and the applicant that wanted to use the trails. The Beans are fine with people going onto their property and riding bikes in the summer.

Mrs. Murray: We can't grant permission to ride on somebody else's property.

Mr. Dow: They also said it was OK as long as you coordinate with them. There's a level of communication - that's not my decision to make. Those trails exist on private property; there's Abenaki trails, snowshoe trails. Broader issue is through mapping, communication all the organizations – we're talking to the Wolfeboro Cross Country Ski Association, snowshoe trail people have reached out to us and said don't take down our little yellow diamonds. Maybe we could as a whole figure out how to get those trails mapped with signage that is similar. Mentions different icons to be used- snowshoes, bike, skis – to show use of trails.

Mr. Deshaies: Have a universal sign that has a picture on it showing what that trail is for. Also make sure the trail has one name. Fire department mentioned – if someone gets hurt in winter and in summer that trail has a different name for biking – they could be in the wrong location.

Mr. Dow: we tried to clarify those. We're for clarity and trying to make this work as best we can. Last comment, under the term of the temporary agreement last year, tried to have a longer duration.

Mr. Deshaies: Is there a time – for our easements, we can only go five years; how long can a license agreement last?

Mr. Harriman: We can work this out on the license agreement. We don't need to hash those details out now.

Mrs. Murray: I do, too.

Mr. Harriman: We'll set up that Linda and Brian, Jim and representatives from Wolfeboro Single Track; get dates set up to meet and get this put together.

Mr. Pineo: Dates to meet? Friday? Can make Friday work. [6/30/23]

Mrs. Murray: I can make Friday work.

Mr. Harriman: We'll have you get together; when it's ready, bring it back.

Mr. Pineo: Friday, 9am? By my office.

Mrs. Murray: 9 a.m.

Mr. Pineo: Cris – could you get me the proposed scope of work that you have?

Mr. Dow: [acknowledges request -away from microphone]

Mr. Harriman: thank you.

6. Other Business

Mrs. Murray: Have a few things.

- Today had the dash unit pulling milfoil at Back Bay. Need a place to park the boat overnight. Would like permission from this board to allow them to use the docks at the railroad station to dock the boat until

they're done. Don't know if it'll be overnight, two days, five days. It's clear what kind of a boat; not many people drive around with a dash unit on it.

MOTION Mrs. Murray- that the Board of Selectmen give permission for the milfoil dash unit to dock at the railroad station docks until the job is complete. SECOND Mr. Freudenberg. APPROVE 5-0.

- I'd like to tel the public that the Friends of the Library are having a reception for the new library director, Allison Rutley, on Wednesday, July 12, 4 p.m. – 6 p.m. Public invited to the library to come and meet her.
- Remind the board that tomorrow night [June 29] 5:30 p.m. an open house at Pop Whalen Ice and Arts Center; we'll recognize the donors.
- Flyers are around town about activities/events over the July 4th, Independence Day weekend. For people with young children, Wildlife Encounters will be here Monday, July 3, 1 p.m. Great Hall.

7. Committee Reports

Mr. Senecal: none.

Mr. Harriman: none in the past week.

Mrs. Murray: meeting with Friends of Pop Whalen; Lakes Region Planning Commission annual meeting; Dave, Brad and I – we looked at the 'stump' dump [brush dump area].

Mr. Freudenberg: ZBA meeting- Harriman Hill phase 3 presenting. Well meet again in early July to hopefully get that complete.

Mr. Deshaies: long budget committee meeting.

Mr. Harriman: had a bid opening yesterday [June 27] for the sewer line extensions on Forest and Sewall Roads.

8. Town Manager's Report

Mr. Pineo:

- Chuck Smith on board as Director of Operations for Pop Whalen Ice and Arts Center and Abenaki facility. Lopping him into the conversation Friday morning. He can help us with trail mapping.
- This board is aware, making public aware we've got a number of projects coming up.
 - Sewer extensions. In final stages of choosing a contractor. Will have announcement at the next BoS meeting. Project to start in September for those sewer extensions.
 - Getting to the 90% design at the Lehner Street pump sewer pump station. Getting close to the engineering firm putting out the request for proposals for construction. Hopeful we'll start in September-October timeframe.
 - Mill Street is about 60% design; construction likely next spring.
 - Everyone's plates are full. No town engineer on board. Using Brad Harriman in a limited, part-time capacity to manage those three projects going forward. Thank you, Brad for taking that responsibility on and taking the load off Steve Randall and me. That should be helpful as we get into CIP and budget season.
 - Bid openings in the past week; anticipate getting information out to you. Doing some final evaluation on those bids. Bids opened this past week: ambulance bid and fuel bid.
- Reminder that town offices are open Monday, July 3 and Wednesday, July 5; closed Tuesday, Independence Day – July 4.

9. Questions from the Press - None

10. Public Input (Limited to 3 minutes per person and not to exceed 15 minutes in total)

None

11. Adjourn to go into Non-Public Session RSA 91-A:3

MOTION: Mrs. Murray; SECOND Mr. Senecal to adjourn to go into Non-Public Session RSA 91-A:3 at 7:53 p.m. APPROVE 5-0.

Action Taken - BOS came out of non-public at 8:22 pm.

MOTION Mr. Freudenberg moved, and Mr. Senecal seconded to seal the minutes at 8:23. Dave moved, and Brad seconded to adjourn at 8:23 pm. APPROVE 5-0.

Next Meeting date: July 19, 2023, Regular Meeting

Submitted by:


Brenda Jorett

