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**WEARE BOARD OF SELECTMEN
MEETING MINUTES
June 4, 2007**

PRESENT: HELEEN KURK, CHAIRMAN; TOM CLOW, VICE CHAIRMAN; DONNA M. OSBORNE, SELECTMAN; JOSEPH M. FIALA, SELECTMAN; WENDY F. CLARK, SELECTMAN

TOWN ADMINISTRATOR: Fred Ventresco

RECORDING SECRETARY: Cherry Palmisano

GUESTS: George Malette, Rob Moore, Craig Slattum, Mike Atkinson, Peter Pszenny, Robert Vaughan, Peter Buono, Laura Buono, Doug Cook, Richard Butt, John Nikias, Frank Campana, Jan Snyder, Chris Hague, Tina Pelletier, Sharon DeStefano, Robert Richards, William Tiffany, Kate Doyle, Gene Propper

5:49 p.m. Chairman Kurk called the meeting to order.

Chairman Kurk moved, Selectman Fiala seconded to go into non-public session under RSA 91A:3 II (c) at 5:50 p.m. A roll call vote was taken: Selectman Clark – yes, Vice Chairman Clow - yes, Selectman Osborne - yes, Selectman Fiala – yes, and Chairman Kurk - yes.

Chairman Kurk moved, Selectman Fiala seconded come out of non-public session at 6:07 A roll call vote was taken: Selectman Clark – yes, Vice Chairman Clow - yes, Selectman Osborne - yes, Selectman Fiala – yes, and Chairman Kurk - yes.

Chairman Kurk moved, Selectman Fiala seconded to seal and restrict the minutes under RSA 91A:3II(a). Selectman Clark – yes, Vice Chairman Clow - yes, Selectman Osborne - yes, Selectman Fiala – yes, and Chairman Kurk - yes.

1. DEPARTMENT HEADS – Chief Robert Richards informed the Board the copier at the Fire Department is no longer operating and they would like to enter into a 3 year lease on a new copier. Chairman Kurk asked about the use of the copier. Chief Richards said they use it daily and would also like to hook it up to their computers to help save on printer ink cartridges. Chief Richards feels this is an economical solution. Vice Chairman Clow said he looked over the proposal for the lease agreement; purchase cost \$2,633 with a \$236 annual maintenance fee. The \$669.25 total cost for this year and maintenance cost includes toner. After this year the monthly cost of \$75.94 starts in January and continues for 3 years. Selectmen Clark asked Sharon DeStefano to include the scanning feature for a total month charge of \$86.00. Chief Richards would like an answer tonight. Ms. Destefano told the Board the Department makes an average of 10,000 copies per year. The copy will be purchased through Integrated Office Solutions, which is the company used by the State Office.

Vice Chairman Clow moved, Selectman Fiala seconded to enter into a lease agreement with Integrated Office Solutions for a copier for the Fire Department as stated in the proposal. Passed 5-0-0.

Chief Richards said they are looking into pumps. Chief Richards informed the Board the old forestry truck is now out of service; it is not worth putting money into to repair. The plow is down at the Highway Department. It was decided to put the plow out for sale towards the fall when the chances would be better to get a higher price.

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2. PUBLIC COMMENT – Mr. John Nikias reminded the Board he was instructed last year to send any lawn care issues to the Selectmen and not PARC. Chairman Kurk said the complaints should come to the Selectmen. Mr. Nikias said he has an issue with the height of the lawn at Chase Park and all the properties in town. Mr. Nikias feels the contract should be reviewed and followed up with. Chairman Kurk said it would serve everyone better to have Mr. Richards from Cutting Blade present for a discussion. Mr. Nikias feels it was a disgrace to have the lawn the way it was this past week at Chase Park. Chairman Kurk suggested that Mr. Fred Ventresco and 2 Selectmen will meet with Mr. Richards. Mr. Nikias feels this is an ongoing problem from last year.

Mr. Doug Cook would like to respond to the Board about the last meeting regarding the credit card issue with the Police Department. Mr. Cook feels the interrogation Chief Begin was put through must have been humiliating to the Police Chief. He feels the Board should trust the Police Chief as well as all Department Heads regarding proper use of a credit card. Mr. Cook urges the Board to look further into the credit card situation.

Mr. Cook feels the Board has a problem with the budget and they over inflated the revenues. Mr. Cook commented that the Department Heads are responsible for their revenues as well as budgets. Mr. Cook said the budget is reviewed by the Department Heads and they missed the error and then the error goes pass the Town Administrator who should oversee and then gets passed the Board of Selectmen. Mr. Cook said this is a very big mistake and he did not like it when he got his tax bill.

Mr. Cook asked about the protocol regarding minutes and if there is an audio recording. He wants to know where the capability is to rebroadcast the Selectmen's Meetings and commented on there being a lot of money in the Capital Reserve Fund to resolve this issue. Mr. Cook said there is a discrepancy in the minutes and wonders how the Board readapts portions of meeting minutes. Mr. Cook discussed a copy of draft meeting minutes dated August 21, 2006; there is a portion in the first draft about a nonpublic session concerning PARC with Jim Blouin and Chuck Metcalf regarding about pay raises. This was non public but was not sealed and restricted so therefore is now public. Mr. Cook said draft 1, draft 2 and the final have discrepancies. Mr. Cook mentioned an audio recording of the BOS meeting on May7th that cannot be found. Mr. Cook commented on the August 21, 2006 minutes from draft 1 then to draft 2; there were 2 paragraphs deleted.

Mr. Cook mentioned a lawsuit last year brought to the town by Mr. Brian MacDonald about Right to Know Requests and getting information regarding the Patriotic Celebration Committee. Mr. Cook commented on comments being made that Mr. MacDonald was not patriotic. Mr. MacDonald is president of WAC which gives a lot of time and money to our town. Mr. Cook told the Board when WAC asks the town for something they need it and their books are wide open. When the Patriotic Celebration Committee was asked to open their books they declined. Mr. Cook said the Patriotic Celebration Committee asked for Police coverage and that is why Mr. MacDonald asked for the books of that committee to be opened to see their fund situation. Mr. Cook said they got special treatment and the Board should review where the Committee stands with funds. Mr. Cook commented on CERT and their expenses, specifically an \$80 and \$290 expense to Top Notch Apparel owned by Peter Buono who is the CERT Director.

Mr. Robert Vaughan discussed Chase Park and the boulders. Mr. Vaughan said a number of years ago when this discussion got started about milfoil and exotic weeds he made a presentation to ask the Town of Weare to take action on milfoil and exotic weeds. Mr. Vaughan informed the Board there are 70 lakes in the state of NH infected with milfoil today which is a 1,000% increase over 7 years and feels the threat is very real. Mr. Vaughan commented on the program in place by the Selectmen to inspect boats for exotic weeds and placing the boulders in place and commending the Board for their efforts. Mr. Vaughan said in March the town rejected Article #38 which would have rescinded this action. He read the last BOS minutes regarding the question of ownership on Chase Park, he is astounded that anyone is arguing the ownership of Chase Park. He wonders where the State is in complaining about actions being taken by the Town if they owned Chase Park. Asked the

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Board how long they have been operating Chase Park; 40-50 years. Why hasn't the state complained about the actions taken or ownership thereof of Chase Park? Mr. Vaughan asked the Board to stick to their guns in this issue.

Mr. Robert Moore thanked the Selectmen for all their efforts. Mr. Moore commented on the comment at the last meeting from an individual asking if any action would be taken if they removed the boulders. Mr. Moore feels someone should have stood up to say that the statement about removing boulders was wrong. Mr. Moore said if no employees are present to inspect the boats then the boats should not be there. Feels the Board is right.

Mr. Craig Slattum referred to a letter to Mr. Kelley in 1995 stating the state has no claim to the boat ramp. Mr. Slattum commented on articles being written regarding the milfoil and reminded the public and the Board the threat of milfoil is out there.

Mr. Dick Butt found out 2 weeks ago that there are audio tapes of the Selectmen's Meetings for the past 2 years. Mr. Butt asked the Board if this is correct and what the official record is of the minutes. It was discussed the written minutes are the final minutes. Mr. Butt asked why the audio recordings are kept. Chairman Kurk said it started with Mr. Christensen. Mr. Butt asked what if there is a discrepancy between the audio recording and the minutes. Mr. Ventresco said he was asked to keep the audio recordings. Chairman Kurk said it is not required by law. Mr. Butt said he made a request to get the audio tape from the last meeting. Mr. Butt said the file name he received was dated May 7th but the audio recording was actually from April 30. Mr. Butt feels somebody needs to figure out if these audios are being done properly. Cannot understand how the audio from May 7th is missing and is asking the Board to investigate if there are others missing and why.

Mr. Butt questioned the budget and said he has asked the Board several times about the amount of \$43,500 being reduced from the operating budget. Mr. Butt said he had asked previously about the funds needed for raises and received \$37,000 for an answer. Mr. Butt said he never got an answer as to why \$43,500 was cut but \$37,000 was the amount needed. Vice Chairman Clow said Ms. Tina Pelletier should reply during Department Head time.

Mr. Butt said the \$44,500 cut was reflected in 2 articles in the warrant with one that said what would happen if the voters approved it. Article #17 – last sentence says “if this article should pass then the Transfer Station operating budget would be reduced by \$37,000. Mr. Butt feels the intent was spelled out. Another article stated nothing about the operating budget being increased, assuming there was a retro raise for a 3 month period came out as a one time expense but nothing that stated it was coming out of the Operating Budget. Mr. Butt said he spoke with DRA and they said the Selectmen cannot change the default budget; it was approved by the voters. With one exception if there was another article that stated they could. Mr. Butt said he specifically asked DRA about the Police contract and they stated it could not be included in this year's operating budget. Mr. Butt feels the operating budget should be \$4,171,622. Mr. Butt feels the voters should be aware of what is going on. Mr. Butt said the Board is working with the wrong number for the operating budget.

Selectman Clark said she spoke with DES today and when she went through all the paperwork and she felt the intent was there for Chase Park to be owned by the town. In speaking with DES she was told there should be a formal letter for a lease of Chase Park from the State. Selectman Clark does not foresee any problems and will make sure the lease is done properly to show the Town of Weare is the rightful owner of Chase Park.

Mr. Nikias asked when the Agenda was finalized for the BOS meeting. Chairman Kurk said it should be finalized at noon the Thursday before the meeting.

3. DEPARTMENT HEADS – Ms. Pelletier discussed engineering escrows with the Board and informed them she is trying to work on these accounts. Ms. Pelletier said she is working on the outstanding and stale dated checks. She said there was work done in 2005 on this issue and she assumed they were further then they really are. Ms. Pelletier said the majority of the stale dated checks are from the on-call firefighters going back to 2002.

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She was asked to be here to explain budget number issues brought up at the last meeting. When the Board went into Deliberative Session the default was \$4,254,622 which was stated at the beginning. The Board reduced the default by \$44,500 which was the number put together for scenarios being considered for raises at that point and the default was brought down to \$4,210,122. The difference it what the amounts were when they went in to Deliberative Session and the numbers when they came out were a series of numbers. They had a clearer understanding when they went to March vote because it was determined who was on the list for raises (Police) then highway and overtime hours were calculated; and it was said that the departments decided not to include the raises in overtime. Ms. Pelletier said between the \$37,000 and the \$44,500 was all a what-if. Right now there is no difference to be considered. It was the decision of the Board to fund raises, and they had to find room within that default budget. As far as Article #21 all those reports were submitted to DRA and she would like to speak to them. The regular raise voted on will carry forward on the next year's budget and still needs to be paid out. The portion of the raises that was the retro will not carry forward because it was a one time expenditure.

Mr. Dick Butt thanked Ms. Pelletier for explaining what exactly happened. Mr. Butt does not understand why the Town Administrator could not explain this and thanked the Bookkeeper for explaining. Mr. Butt said from an accounting standpoint the police contract will be included, because of accounting purposes it has to be included. Mr. Ventresco said he did explain this to Mr. Butt; sorry he did not understand.

Selectmen Fiala said 2 years ago they reduced the budget by \$100,000 and this year \$43,400 and he has set a goal not to change the amount at Deliberative Session in the future.

Vice Chairman Clow reminded the public the Selectman hold public comment during their meeting not public debate. The time for public comment is for the public to give their opinion and if there is action to be taken it will be taken at another time. It is not a public debate session.

Ms. Christine Hague informed the Board the excavation of the drainage pipes at the Library took place last Thursday. They did not receive the best news, Harry Wetherbee, said the pipes and fill suggested it would be a huge undertaking. Ms. Hague contacted the company who put in the French drains at the library and they can't get an estimate until July 10 and this will be the way they pursue. Ms. Hague said so much was wrong with the drainage. According to the insurance adjuster a rough estimate to repair the flood damage would be \$20,000. The project will be interior drainage. The new section drainage was hooked up to the old section and no one knows where the pipe comes out. Ms. Hague thanked Mr. Knapp, Mr. Meany, Harry Wetherbee and all the Library volunteers.

Ms. Hague informed the public of the Ben Ruddnick concert on June 24th at CWES at 2:30 open to all public. The Trustees will meet this Thursday at 6:30 to discuss these issues. Ms. Hague mentioned the funding regarding the restoration of the windows at the Library. She said it was never clear whether they would lose out on the funds for the windows because of the flood damage. They still need to replace the door for \$2,000. The gutter estimate was \$5,000 and will not be part of the immediate project. This is bad news for the children because it pushes back the use of the Children's Room. Vice Chairman Clow asked if the interior drains will connect into the existing drains or be separate. Ms. Hague said she is not sure at this time. Ms. Hague discussed the emergency generator and the need to separate the flow from the existing gutters. This might be an issue to look into when East Road is dug up, which will be soon. Ms. Hague said the company, B-dry guarantees their work for a lifetime.

4. MEETING MINUTES

Selectman Fiala moved, Selectman Clark seconded to accept the minutes of May 21, 2007 as amended. Passed 4-0-1. Selectman Osborne abstained.

5. MANIFESTS

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Chairman Kurk moved, Selectmen Fiala seconded, to authorize the Board of Selectmen to sign Manifest and order the Treasurer to sign checks dated May 31, 2007. Passed 5-0-0.

Accounts payable	\$77,929.15
Gross Payrolls	<u>\$36,393.88</u>
Total	\$114,323.03

Chairman Kurk moved, Selectmen Fiala seconded, to authorize the Board of Selectmen to sign Manifest and order the Treasurer to sign checks dated June 7, 2007. Passed 5-0-0.

Accounts payable	\$494,610.44
Gross Payrolls	<u>\$40,052.11</u>
Total	\$535,662.55

6. PATRIOTIC CELEBRATION REQUEST – Ms. Laura Buono, Patriotic Celebration Committee, is asking the Board to waive the \$1,710 fee for police coverage for the Patriotic Celebration. The cost this year is much lower because they are utilizing the police explorers and CERT. Chairman Kurk asked if this was included in the police budget for this year. Ms. Buono said it was not removed from the budget and has always been part of the budget. Selectmen Clark asked if this comes out of the Police Budget and does not understand why this is coming before the BOS and not before the Police Department to ask them to have this come out of their budget. Ms. Buono said this is in the wage line of the police budget. Selectmen Osborne is abstaining because she is on the Committee. Selectmen Fiala said he approves this for the non profit organization; they do supply other non profits as well. The event is for the public. Chairman Kurk said this is no different then done for many years during the Celebration. Ms. Buono has been on the committee for 14 years and it has always been done this way. Chairman Kurk asked if their books are opened to the public. Ms. Buono said they have an annual statement that is supplied to the public, but not their bank statements. Vice Chairman Clow said this benefits the whole town and it has he support.

Selectman Fiala moved, Vice Chairman Clow seconded to allow the police to supply coverage for the Patriotic Celebration as discussed. Passed 4-0-1. Selectman Osborne abstained.

Selectman Clark discussed the police officers are still being paid, but the committee is not paying. She asked how this works with other committees asking for coverage. Selectman Fiala said the police supply coverage for any events that warrant coverage. Ms. Buono said there is no public policy that requires any police coverage at large gatherings. Selectman Clark said this is also a request to have police present. Ms. Buono said the Committee is not requesting the service, they are being told this is the recommendation of the Police Chief. Vice Chairman Clow said this is a town wide event and it makes sense to have the proper coverage from the Police Department during this event. Vice Chairman Clow said this is not an event for the committee but an event for the whole town. Selectman Fiala said during the fireworks it is required to have police coverage. Chairman Kurk said the fireworks are voted upon by the public.

7. SAFE ROUTES TO SCHOOL – Chairman Kurk said Walter Alderman discussed this issue at the last meeting and requested letters of support. Mr. George Malette, member of the bike pedestrian path committee, said they have been working with WMS, CWES and have contact with police, school board and BOS to work on a safe route to school. The goal is to get money towards education programs for safe biking to be incorporated into the schools. Chairman Kurk said they are signing for the group to apply for the grant; the first component of the grant is at absolutely no cost to the town. Mr. Malette said that is his understanding as well, he has not specifically worked on the grant. Chairman Kurk said Mr. Alderman said the cost was 100% reimbursable. Chairman Kurk said the project will be divided between 2 categories infrastructure and non infrastructure. Chairman Kurk said at this point there are just giving approval to apply for the grant. Vice Chairman Clow asked if the schools are heavily involved with the planning. Mr. Malette said when the schools were approached they took it upon themselves to do the surveys. Vice Chairman Clow said the schools are

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always asked to support these programs and wonders if this program will take away from any academic time. Chairman Kurk said she saw a letter of support from Christine Tyrie, School Superintendent.

8. ACCEPTANCE OF PIANO DONATION – Mr. Ventresco informed the Board he pulled up old minutes regarding the piano donation; to clarify the donation. The individual is giving the piano to the town with no obligations and no strings attached to do with it what they want. The piano value is \$450.00; which does not require a public hearing.

Selectman Fiala moved, Vice Chairman Clow seconded to accept the donation of a piano from Mr. Glen Price at a value of \$450.00. Passed 5-0-0.

9. BOAT RAMP FEE AT CHASE PARK – Chairman Kurk said there was a public hearing concerning reducing the fee from \$30.00 to \$20.00. Mr. Ventresco said to recap, he researched what other towns and the state was charging. Mr. Ventresco said one opinion from the state was that the state does not charge for any of their state boat ramps. Replies from other towns were that they do not charge, Merrimack, New London, Conway have no fees and they do not inspect boats. Mr. Ventresco heard Meredith does charge at their town owned facility, but has been unable to speak with them. Vice Chairman Clow said from recent experience there is no fee at Sunapee Harbor or Wolfeboro. Vice Chairman Clow said in the past he remembers Sunapee charging extra for bringing a boat to the state park.

Chairman Kurk said when Chase Park was given to the town the park in the 40's the intent was that it would be self sustaining and not be a tax burden. Chairman Kurk said she feels strongly that the boats need to be checked and the residents of town voted to allocate funds to check boats for milfoil. Mr. Ventresco did not ask if they checked for milfoil while asking if they charged. Vice Chairman Clow said this deals specifically with the fee issue and asked Selectman Fiala if PARC as a whole wanted the fee changed from \$30.00 to \$20.00. Selectman Fiala said yes. Mr. Gene Propper said the vote passed.

Chairman Kurk said it was asked how many out of town boats utilized the lake last year; 51 boats. Chairman Kurk said if you are not a town resident it is a fee of \$30.00 each time and now they are requesting a \$20.00 fee for each use. Selectmen Clark said there are boats that live on the lake that are not checked for milfoil. Vice Chairman Clow does not feel the fee is linked to milfoil inspection. Chairman Kurk said probably the fee was \$30.00 to keep the boat traffic down. Vice Chairman Clow said it was mentioned before that Fish and Game has hinted they would not stock the lake if the fee was high. Chairman Kurk said she has not found any letters stating that. Selectmen Clark said she came across a letter that stated the fees had to be accessible. Vice Chairman Clow is really torn, he wants to respect the decision from the PARC but if there is no link between Fish and Game and the fee then what benefit would this be to the town, and would mean more traffic. Selectman Fiala said he agrees the issue is because PARC feels they should appease Fish and Game, feels they can make up the difference in a few additional boats. The fee for boats for residents is \$20.00 for the year. Chairman Kurk assumes some boats have been going to the lake for the passed 3 weeks and have been charged \$30.00. Selectman Fiala said he thinks PARC was recommending the fee change to appease Fish and Game. Selectmen Clark said when she discussed the lease with DES she thinks the fees will be spelled out in the lease. Chairman Kurk said they should leave the fee alone until they gather further information. Vice Chairman Clow feels they should leave the non resident fee alone and if an issue comes up address it again.

Vice Chairman Clow moved, Selectman Osborne seconded to leave the non resident boat launching fee at \$30.00. Passed 5-0-0.

Selectman Fiala said fees and checking boats have nothing to do with each other. Chairman Kurk said except they have employees they need to pay and the intent from the 40's was that Chase Park would not be a tax burden on the town. Selectman Fiala feels \$30.00 is too much but does not see a reason to change it.

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10. PRIMEX RENEWAL – Mr. Ventresco said this is the 3 year agreement which is up for renewal. Mr. Ventresco said the policy renews at the start of the year and they are asking this early because they can get a better rate by getting towns to commit for multi year renewals. Primex said if they did not do the multi year renewal the town will not get the discount. Mr. Ventresco said if they do not get enough towns they will not be offering the discount; deadline to respond is June 15. Vice Chairman Clow asked if this is exclusive to public municipalities. Mr. Ventresco said they mainly cover schools and municipalities. Mr. Ventresco said Local Government Center also covers municipalities in the state. Chairman Kurk said they need time to review. Chairman Kurk said Primex has been very good to the town; they have been with Primex for worker's compensation since the 1980s. Selectman Clark asked if they have had many claims. Mr. Ventresco said Primex would like to come before the Board to discuss this. Chairman Kurk asked the Board if they would like Mr. Ventresco to gather information from Local Government Center. Selectman Osborne feels Primex has treated the town fairly and feels the way insurance prices go up every year, she feels the discount offered would be the wise choice. Vice Chairman Clow said he has no idea what Local Government Center has to offer and if it is a sizeable cost difference they should look into it. Selectman Clark would like to compare to Local Government Center and know what the cost was from Primex in the past. Mr. Ventresco will contact Local Government Center and put this discussion on the agenda for June 18th.

11. PARC COORDINATOR JOB DESCRIPTION – The compensation started out saying \$400 per month but then there was some thought that maybe that did not make sense. The position name changed from Director to Coordinator and the job description will go to PARC for their next meeting. Vice Chairman Clow is not sure how the monthly pay would work. Selectman Fiala said the last director was paid hourly at \$13.00 something an hour and the Board decided to make it a stipend amount. They then decided to make it a monthly salary. The position would entail hiring and overseeing at Chase Park, keeping an eye on fields to make sure lawn care contract is met, portable toilets, skateboard parks, senior activities. It was discussed they were not sure if the amount they pay is appropriate. Selectman Fiala thought \$400 a month was a fair compensation from May-Oct; covering the time ballparks and Chase Park is used and the draining of irrigation. March would possibly be the first month to hire the coordinator. Selectman Fiala said paying hourly made sense – except for there are no set hours, and hours being paid would be completely discretionary by the person holding the position. Vice Chairman Clow said \$400 a month during the summer months with the time being put in really isn't realistic. Selectman Fiala said having a stipend really gets you a person who is interested in getting things done. Chairman Kurk said whoever holds this position really needs to give them an idea of the hours necessary for this position. Selectman Fiala said he thought \$400 a month with the exception of January-April fair. Selectman Fiala said it is hard to monitor the time spent and the person really needs to be passionate about the position. Vice Chairman Clow said if you take 3 months out of this – you're talking about a \$3,600/year job and can't imagine what person could do this. Vice Chairman Clow said originally this was discussed at a \$5,000 yearly stipend. Vice Chairman Clow said PARC may have some suggestions. Vice Chairman Clow discussed who the coordinator would report to. The coordinator will report directly to the Town Administrator and take general direction from PARC. The Board discussed the compensation/stipend amount would not be included in the description.

12. CUSTODIAN JOB DESCRIPTION- Selectmen Fiala said he was waiting for suggestions on the job description. Chairman Kurk went online to see what other town's had. The Board discussed the job description for the Custodian. The Board will review and Selectmen Fiala will revise for the next meeting.

The audio taped stopped at 8:45 p.m.

13. CORRESPONDENCE – Mr. Ventresco informed the Board Lauren Clement, who refurbished the cannon, would like to get a light for the flag. Everything will be paid except for the extra it will cost for the electricity. The light would be located on the roof of the Stone Building. The Board discussed they would like to see the plan revised without putting the light on the roof of the Stone Building.

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Mr. Ventresco said Peter Buono asked if the Board would consider having the town attorney look at the insurance for the CERT Team. Chairman Kurk said there is a state head of CERT and why can't that group help out. Mr. Ventresco said state CERT has a very low budget. Mr. Ventresco said he was told to be able to obtain this it would have to be requested through State Representatives. Chairman Kurk said Primex is the one who covers the town and they say "no" it does not matter what the attorney says. Selectmen Fiala said he discussed the language with Mr. Buono and feel it clearly reads CERT is not covered. Chairman Kurk will contact Goffstown to see how they cover CERT.

Mr. Ventresco said the Cable Committee has asked to have an attorney look over the franchise cable contract. Could cost \$150-\$200 an hour to have an attorney review the franchise contract. Chairman Kurk said a group has been meeting with a representative of Comcast, has been recommended by other cable committees that it be reviewed by an attorney. This is a 10 year contract and needs to be finalized by September 16. The expiring contract was in place for 17 years. Mr. Ottery said there is an attorney in Massachusetts that was recommended to him who specializes in cable franchising. Mr. Ventresco said it would be wise to have an attorney that practices in New Hampshire to review the contract.

Mr. Ventresco asked the Board about the Treasurer's request to be reimbursed for past expenses. Vice Chairman Clow said he is specifically asking for reimbursement on software. Mr. Ventresco said at first it seemed it was for software but also includes toner and office supplies. Selectmen Clark said it is reasonable to assume the request for \$300 is not a lot for 30 years of service, but receipts need to be supplied for reimbursement. Chairman Kurk said she would not begrudge someone reimbursement but receipts do need to be supplied. Mr. Ventresco said the Treasurer feels the \$300 is a fair number for 30 years of service. Vice Chairman Clow said he is confused about the request. Selectman Fiala said the Treasurer is requesting funds towards his printer. Chairman Kurk said she is confused about what is being printed. Vice Chairman Clow said it sounds like he is asking for the funds to purchase a software program that the town uses and is phrasing it as though if the town reimburses him for past expenses then he will buy this program. Selectmen Clark said the Treasurer is elected, software is his property, and he is currently using Quatro Pro. Selectmen Clark said the license agreement for the software should go to the Town of Weare and not to any one individual. Mr. Ventresco will find out specifically what the Treasurer is requesting.

Selectmen Osborne informed the Board the Cable Committee is working on a draft for September and the individual who works on the equipment and was going to do all the training, has major health issues which is holding up the process. Chairman Kurk said they have been with Integris for 2 years and the town is not where they need to be and Integris needs to be held accountable.

Vice Chairman Clow asked about the Police Department credit card. Chairman Kurk said Ms. Snyder compiled a policy for credit card use and will be coming before the Board on June 18, 2007.

Vice Chairman Clow said it came up in Public Comment to re air the Selectmen's meetings on the cable channel. He remembers this being brought up in the past and was supposed to be able to be done.

Vice Chairman Clow said they need to resolve the issue with electronic recordings. Vice Chairman Clow said he feels the final written minutes should be the final version of the minutes. It was discussed the audio version of the meeting minutes should be deleted once the meeting minutes are finalized. Selectmen Clark commented on Dick Butt receiving the wrong audio. In the future would like to make sure things are correct.

Selectmen Clark informed the Board Doug Cook donated an airline ticket to the Police Association.

Selectmen Clark said she thinks it needs to be noted that with the water problem the Library gutters are a necessity. Selectman Fiala said the drain system in the Sawyer Room worked perfectly.

Selectman Clark said she thinks they need to put a policy in place for waiving fees, i.e., Patriotic Celebration Police Fees. Selectman Fiala said they are not waiving fees. Chairman Kurk said this has always been done for

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the Patriotic Celebration. Vice Chairman Clow said this is totally unique situation because this group organizes this event for the whole town. He feels this committee should be connected to the town. Chairman Kurk said she thinks there was a time when the "4th of July Committee" was a town committee. Vice Chairman Clow said if the committee has to pay for the police coverage then do they have the right to decide how much coverage they need. Selectman Clark commented on the fireworks being on the warrant should they include the cost of the police coverage. Vice Chairman Clow said the funds for the police coverage are already included within the default budget. Selectman Fiala said this is the same as the situation with WAC and who pays for the lawn care (the town does). Selectman Clark said there should be a policy in the place. Selectman Osborne said Chief Begin usually has 2 police officers on duty and if they have a call they need to attend then they need to go. Selectman Clark said there was opposition regarding this issue and this might be telling the Board they need to have a policy in place. Chairman Kurk said she thinks this all came up because last year the Patriotic Celebration Committee was challenged. Selectman Fiala thinks the Explorers are most likely going to be staying with the town and the purpose of CERT is not to help out at the Patriotic Celebration it is to help in emergency situations.

Chairman Kurk said the Planning Board has invited them to a discussion on June 14th.

Chairman Kurk said the Oliphant land easement closing in Monday, June 11.

Chairman Kurk would like the Board to be aware of letters regarding what is referred to as the boat ramp. Chairman Kurk said this ramp/road way is not state land and never has been state land and she feels it is a safety hazard to not have it blocked from use. Selectman Clark said there is nothing recorded stating this; the intent is there for the town to own the rights. Chairman Kurk said the road was there in the 1800 and there is no deed there for the state to own it and it purely seems to her this roadway belongs to the town. Chairman Kurk said Lake Horace is very unique, the only one in the state, where it is an artificial impoundment that the state owns the land under the water. Chairman Kurk is satisfied that the town owns the ramp. Vice Chairman Clow said he went through the documents from 1944 and feels they should not pursue the issue any further unless they are pursued. Selectman Clark discussed that Mark Stevens said he needed a letter of clarification on the boundaries. Chairman Kurk said she is satisfied that the boulders can stay in place.

Chairman Kurk discussed the Town Administrator, the lawn care provider and 2 members of the Board of Selectmen will meet to review the contract to make sure everything in the contract is met.

Chairman Kurk said the Economic Development Committee was discussed at the last meeting. The Moderator appoints members to this committee. There would need to be a warrant article to change the process to have the Selectmen appoint members to this committee. Chairman Kurk said it might be easier to have the Selectmen appoint the members. Chairman Kurk will speak to the Town Moderator.

Mr. Ventresco received a legal opinion from LGC regarding sealed minutes; LGC said the BOS needs to open them in the public. Vice Chairman Clow asked what if they have 10 sealed non public meeting minutes, how do they discuss the substance of those minutes in public. Vice Chairman Clow said they should review the sealed minutes in non public session and make a decision on what should be unsealed. Then come out of non public session and state which minutes were reviewed and which minutes were unsealed and give the reasons for keeping them sealed. Mr. Ventresco will ask LGC for their opinion.

Selectman Clark asked about the policy regarding the minutes she took in non public session. Mr. Ventresco will ask LGC about the procedure.

FINAL

Chairman Kurk moved, seconded to enter into non public session at under RSA 91 A 3 II d. A roll call vote was taken, Selectmen Clark – yes, Vice Chairman Clow - yes, Selectmen Fiala – yes, Chairman Kurk – yes. Passed 4-0-0.

Minutes were sealed and restricted.

Chairman Kurk moved, seconded to enter into non public session at under RSA 91 A 3 II a. A roll call vote was taken, Selectmen Clark – yes, Vice Chairman Clow - yes, Selectmen Fiala – yes, Chairman Kurk – yes. Passed 4-0-0.

Minutes were sealed and restricted.

15. ADJOURNMENT

A True Record.

Cherry Palmisano, Recording Secretary