

**Center Harbor Board of Selectmen  
Board of Selectmen's Meeting  
July 11, 2018**

**CALL TO ORDER:** At 7:00 p.m. Chairman Harry Viens called the Board of Selectmen's meeting to order. Selectmen Richard Hanson and Richard Drenkhahn were present. Karen Ponton, Parks & Recreation Director Sandy Frost, Town Clerk/Tax Collector Mary Richardson and Selectmen's Administrative Assistant Robin Woodaman were also present.

**AGENDA REVIEW:** No changes were made to the agenda.

**MEETING MINUTES:**

- **June 27, 2018 Board of Selectmen's meeting:** Mr. Drenkhahn motioned to approve the minutes of the June 27, 2018 Board of Selectmen's meeting as presented electronically. Mr. Hanson seconded the motion and the vote was unanimous.

**APPOINTMENTS:**

**PARKS & RECREATION DIRECTOR SANDY FROST:**

- **July 4<sup>th</sup>:**
  - **Footrace:** Ms. Frost reported on the following participants for the footrace:

<b><u>Race</u></b>	<b><u>2018 participants</u></b>	<b><u>2017 participants</u></b>
Children's	100	144
1.776 mile	265	303
5 mile	<u>128</u>	<u>183</u>
Total	493	630

There was discussion regarding the impact the very hot weather and the holiday falling on a Wednesday may have had with the reduction in participants from last year. Ms. Frost reported the Center Harbor Congregational Church volunteers were instrumental in the race registration process; \$250 was donated to the Church for their efforts.

- **Compliments:** Ms. Frost reported receiving many compliments on the excellent July 4<sup>th</sup> festivities. The Selectmen received an email from Center Harbor resident Philip Boivin congratulating the Town and Town employees for a wonderful celebration.
- **Swimming area bacteria test:** Ms. Frost reported the State of New Hampshire Department of Environmental Services (NH DES) tested the Lake Winnepesaukee swimming area on Monday, July 9, 2018 and the area on the right side of the swimming area (Canoe House side) tested high – 248. She reported swimmers and boaters have been informed and advisories have been posted. Ms. Frost reported the water was tested again today and the results should be available tomorrow.

- **Beach parking:** Ms. Frost reported on beach parking issues; during the busy holiday week, eight vehicles parked in the boat trailer lot because there was no place else to park; this caused space issues for the boat trailers. She reported the eight vehicles received warning notices. Ms. Frost reported approximately \$2,000 in boat launch revenue was generated during the July 4<sup>th</sup> holiday week. She reported many of the vehicles parked in the beach parking lot and on Lake Street were out of state vehicles; Mr. Hanson reported they may be property owners. Ms. Frost explained that there is no way to identify if they are property owners and there are no consequences for non-residents and non-taxpayers who use the beach. Ms. Richardson reported there are four beaches in Sandwich, and if you are not a taxpayer, you are not allowed to go there; beach stickers are required. She reported Bristol also requires beach stickers. Mr. Hanson questioned how family members, who do not live in Town, would access the beach as a guest; there was discussion regarding the family members being issued a guest pass or they arrive at the beach with the resident or property owner. Ms. Frost reported the signs say the beach is for Center Harbor and Moultonborough residents and their guests only. Mr. Drenkhahn suggested only residents or property owners with beach stickers be allowed to park in the beach parking lot; guests should park elsewhere. Ms. Richardson reported Bristol charges \$5 for guest, day passes and it is up to the parking lot attendant to allow guests to park in the parking lot based on availability; this allows room to be saved for residents and taxpayers. Mr. Viens reported the Town needs to be fair and reasonable, with Center Harbor residents and property owners the priority. Ms. Richardson reported she would be happy to issue beach stickers to residents and taxpayers; Ms. Frost reported she would not like to see residents and taxpayers charged for beach stickers and the Selectmen agreed. Ms. Frost reported individuals abuse the use of dump stickers as a way of identifying residency or property ownership for launching a boat; trucks have pulled up to the ramp with the dump sticker on the dash board, not affixed to the truck. Mr. Viens asked if a full time parking attendant would need to be hired. Ms. Frost reported she could rotate her staff to check the stickers in the beach parking lot and the boat launch attendant could monitor Lake Street. Mr. Viens reported a lot of ideas were discussed this evening and requested Ms. Frost meet with the Selectmen with her proposal. Ms. Frost will meet with the Selectmen on Wednesday, July 25, 2018 to present her proposal.
- **Fence damage:** Ms. Frost reported damage to fence railings and posts at the beach.
- **Mount Washington property:** Ms. Frost reported someone observed approximately 20 young people accessing the Mount Washington property at approximately 11:00 p.m. to take selfies.
- **Fishing incident:** Ms. Frost reported a boat launch attendant had an issue with a teenage boy who was on the dock using two fishing poles to catch fish and then mutilating the fish he caught. Ms. Frost also spoke with the boy and almost called Police dispatch. She reported his mother had dropped him off for the day while she went to work; he was not at the docks today.
- **Flotation devices:** Ms. Frost reported receiving a complaint about flotation devices not being allowed at the beach; flotation devices give a false sense of security and the Town's insurance carrier will not allow them; safety and protection for the beach goes is priority. Mr. Viens reported the Selectmen received a letter from a resident complaining that snorkels are not allowed. Ms. Frost reported serious injuries,

including fatal injuries have occurred with the use of snorkels and noodles. She reported flippers and goggles are allowed. Mr. Viens and Ms. Frost will reply to the individual who complained to the Selectmen explaining why snorkels are not allowed.

### **PUBLIC INPUT:**

#### **KAREN PONTON:**

- **Heritage Commission:**
  - **“Do Good” fundraising cards:** Ms. Ponton reported \$1,200 in Common Man “Do Good” fundraising cards have been sold.
  - **July 4<sup>th</sup> concert 50/50 raffle:** Ms. Ponton reported the July 4<sup>th</sup> concert 50/50 raffle was \$1,330; the winner donated his winnings back to the Heritage Fund. She reported in all of 2017, the 50/50 raffle generated \$1,330.
  - **Town House open house:** Ms. Ponton reported the Heritage Commission is hoping to have a small, private open house on August 19<sup>th</sup> at the Town House.

### **SELECTMEN’S REPORTS:**

#### **MR. VIENS:**

- **Conservation Commission (CC):** Mr. Viens reported Don Carey has volunteered to serve as a Conservation Commissioner.

#### **MR. HANSON:**

- **July 25, 2018 Selectmen’s meeting:** Mr. Hanson reported he may not be able to attend the July 25, 2018 Selectmen’s meeting in person, but hopes to participate via speakerphone.

#### **MR. DRENKHAHN:**

- **Energy Committee (EC):** Mr. Drenkhahn reported the EC will meet tomorrow, July 12, 2018.

### **UNFINISHED BUSINESS:**

**MORSE CEMETERY GRAVESTONE REPAIRS:** The Selectmen previously opened, and reviewed, the following proposals received for the Morse Cemetery gravestone repairs:

Gravestone Services of NE	\$ 500
Fannin-Lehner Preservation Consultants	\$6,960

The proposals were forwarded to Road Agent Jeff Haines for his review and recommendation. Mr. Haines was on vacation and has not submitted his recommendation; this item was deferred to another meeting.

### **HISTORICAL SOCIETY (SCHOOL HOUSE) BUILDING:**

- **Water issue:** Center Harbor Historical Society President Roland Garland previously reported an issue with the water tank sweating and water on the floor; he felt there may

be issues with either the water pump or check valve. The Selectmen requested Code Compliance Officer Ken Ballance look into this matter. Mr. Ballance reported Chuck Roth, of Roth Well Company, went to the building and found that the drain was not closed; the system is up and running.

- **Building key distribution:** Ms. Woodaman reported the two Historical Society Executive Board members who had received copied keys have turned them in.

**24 DEW POINT LANE:** The Selectmen received notification that Attorney Laura Spector-Morgan has accepted the service of a complaint filed with the State of New Hampshire Superior Court by Mark Sudbey, owner of 24 Dew Point Lane regarding the Zoning Board of Adjustment's (ZBA) denial of the former owner of 24 Dew Point Lane's (Joseph Battaini) application for a variance for a patio which was constructed within the setbacks and without a Town construction permit. Attorney Spector-Morgan has also assented to Mr. Sudbey's motion to stay the Court proceedings until September 26, 2018 based upon Mr. Sudbey's plan to submit an alternative variance application with a reduced patio footprint.

### **NEW BUSINESS:**

**MUNICIPAL BUILDING PARKING AREA IMPROVEMENTS:** The Selectmen opened, and reviewed, the following proposals received for improvements to the Municipal Building parking area:

Ambrose Brothers, Inc.	\$78,066
GMI Asphalt, LLC	\$60,200

The proposals will be forwarded to Road Agent Jeff Haines for his review and recommendation.

**THE MUG RESTAURANT ONE-DAY OUTSIDE DINING REQUEST:** Amy Elflin, Vice-President of The Mug Restaurant, reported The Mug will be celebrating its 50<sup>th</sup> anniversary on Saturday, August 18, 2018. She requested permission for a one-day extension of their service area to the outside as they do Motorcycle Week. Mr. Drenkhahn motioned to approve The Mug's request for a one-day extension of their service area to the outside on Saturday, August 18, 2018. Mr. Hanson seconded the motion and the vote was unanimous.

### **ACCEPTANCE OF A DONATION OF UNANTICIPATED REVENUE PER RSA 31:95:**

- **Town of Moultonborough's donation towards the July 4, 2018 fireworks display:** Mr. Viens motioned to accept the Town of Moultonborough's generous donation of \$8,750 towards the cost of the July 4, 2018 fireworks display (total cost of the fireworks was \$17,500). Mr. Hanson seconded the motion and the vote was unanimous.

**COMPLAINT OF CAMP EAGLE'S CLIFF BUS PARKING:** Police Chief Mark Chase submitted a copy of a complaint filed by David Schimke reporting a bus was parked in

violation of Camp Eagle Cliff's agreement. He reported Sargent Weiss responded to the call and photographed the bus (the photographs were submitted to the Selectmen). Sargent Weiss reported speaking with the bus driver who stated he would normally pull into the designated spot, but due to the rain he did not as he was afraid he would get stuck. This report will be placed in the Camp's file.

**TOWN ORDINANCES – SELECTMEN'S SECTION:** The Selectmen received, and reviewed, an edited draft of the Selectmen's section of the Town Ordinances, which includes the previously adopted "Disorderly Actions" section. Mr. Viens requested Police Chief Mark Chase review the document. Copies will also be emailed to the Selectmen for their review.

**CEMETERY PLOT:** The Selectmen received an email from Steven Bratt, whose family has owned property in Center Harbor for almost 100 years, requesting to purchase another cemetery plot close to his parent's plot. Mr. Drenkhahn motioned to approve Mr. Bratt's request to purchase another cemetery plot. Mr. Hanson seconded the motion and the vote was unanimous.

**MEMORY PLANT:** The Selectmen received a request from Mary Bidgood-Wilson to plant a peony in memory of Pat Mohan in either Morrill Park or the bandstand property. Mr. Drenkhahn motioned to approve Ms. Bidgood-Wilson's request for a plant in Mr. Mohan's memory. Mr. Viens seconded the motion and the vote was unanimous.

**AMES ASSOCIATES CONSULTING WITH THE TOWN ATTORNEY:** David Ames, of Ames Associates, reported he has a client inquiring about the development of a large piece of land in Center Harbor. Mr. Ames reported he often consults with Attorney Chris Boldt, who is also the Town Attorney about zoning and planning regulations. Attorney Boldt cannot answer Mr. Ames' questions without authorization from the Selectmen. Mr. Ames requested the Selectmen allow Ames Associates to speak with Attorney Boldt; Ames Associates will pay any attorney's fees incurred. Mr. Viens motioned to approve Mr. Ames request contingent upon Attorney Boldt billing Ames Associates directly; no billing will come through the Town's account. Mr. Hanson seconded the motion and the vote was unanimous.

### **ADDITIONAL BUSINESS:**

#### **FIRE DEPARTMENT:**

- **Student firefighter:** Mr. Drenkhahn motioned to approve Fire Chief Leon Manville's request to hire Parker Cutting as a live-in student firefighter. Mr. Hanson seconded the motion and the vote was unanimous.

#### **STATE OF NEW HAMPSHIRE:**

- **State of New Hampshire Attorney General's Office:** The Selectmen received correspondence reported Terry Knowles has retired from the Charitable Trusts Unit after 37 years of service. It was reported that the New Hampshire Municipal

Association (NHMA) has agreed to provide municipal trustees with trainings previously provided by Ms. Knowles.

- **State of New Hampshire Department of Safety (NH DOS):** The Selectmen received notification of pending rulemaking action regarding the re-adoption of Modular Buildings and Building Components Rules, Saf-C 3300. The public hearing is scheduled for Friday, July 20, 2018.
- **State of New Hampshire Department of Health and Human Services (NH DHHS):** The Selectmen received the analytical results for the Jun 18, 2018 water testing of Hawkins Pond; all results were within acceptable limits.

**CURRENT BILLS PAYABLE:** The Selectmen reviewed, and approved, the payroll and accounts payable manifests as presented.

**GENERAL JOURNAL ENTRIES:** The Selectmen reviewed, and approved, the general journal entries as presented.

**PUBLIC INPUT:** None

**ADJOURNMENT:** At 8:23 p.m. Mr. Drenkhahn motioned to adjourn the Board of Selectmen's meeting. Mr. Viens seconded the motion and the vote was unanimous.

Respectfully submitted,

Robin Woodaman  
Selectmen's Administrative Assistant