

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN

Joint Meeting Minutes of Trustees & Selectmen
May 01, 2012, 5:00 p.m.

Present: Steve Davis, Francis Muzzey, and Catherine Stover

Also Present: Nance Masterson, Ellie Murray, Janice Thompson, Kenyon Karl, Helen Ray, Sharon Sanborn, and Catherine Stover, George Morrill, Palmer Koelb.

Sharon Sanborn motioned to open the Meeting at 5:00 pm, seconded by Helen Ray and approved.

Sharon started by summarizing that Shawn Tanguay, an attorney from the Town's legal firm, believes that the trust has been terminated, the AG office doesn't believe it has been terminated and has stated they feel we still need to go by the by-laws of the original trust. Nance gave input and stated how it came about – the desire to play board games such as scrabble, a girl's tea etc.

Francis Muzzey joined the meeting. Steve and Nancy repeated to bring Francis up to date. Sharon stated that they realized that they were not able to play any games unless it was of a literary nature. Francis questioned the ability to play games, and the Selectmen and Library Trustees reviewed the language of the Deeds. Nance stated that the trust specifically lists the dos and don'ts of what types of games may and may not be played, and that the trust absolutely forbids card games.

Nance gave some history into how this came about. She stated that a few years ago the American Library Association was, through a grant, sending libraries across the country free games such as Picturieka, Monopoly, and other card games to sponsor family game night. Webster Library was unable to participate do to the wording of the Deed. Nance said they went to the AG and asked their opinion.

Francis stated that he agrees with the AG office, insofar as the fact that the trust did transfer from one Deed to another. He also stated that he disagrees with the opinion that there is an infringement because there is a Fire Station on the property.

Nance stated that the AG office told her that in order to change any of the wording in the Deed, they would need to petition the court. She stated it was at this time that they got the name of the Town's attorney and contacted them. Shawn Tanguay was given the case, and he wrote an opinion. She stated that the AG office agrees with Mr. Tanguay's position regarding the reverter clause, but their office does not agree that the trust has terminated, as does our outside counsel. The AG's Office found no such language in the Deeds. Selectmen and Nance discussed not wanting to change the spirit of the Deed, but that if the Library wanted to do any such things as the family card games, the language of the Deed would need to be reworded.

Francis stated that the land has been transferred to the Town and as such, the Selectmen have the say in issues related to the land (referencing the land behind the Library). Francis stated that he also understood that per Terry's suggestion, the Library Trustees and the Selectmen should work together on issues. Nance stated that the AG's position is that when the Library was Deeded to the Town, in essence, the Selectmen became the Trustees of the real estate (the property surrounding the Library, not the building). Nance said the other part that happened was in regards to the removal of trees, and clean up, that the Board sent people to the Library Trustees to make decisions.

Francis stated that he was wrong in assuming that the Trustees had total control over the entire piece of property, land and Library. He stated that in looking back now, in reference to the trees

removed by the tennis court, they probably should not have been cut, but they agreed to it as a whole.

Steve Davis summarized their discussion so far; the basketball and tennis courts, the Fire Building on Library property, and the adjacent property that has a leach field on the property. Nance stated that she believes of those 3, that the leach field is the only thing that the Trustees were involved with.

Francis asked who signed the Deed allowing the leach field. Nance stated she believes in 1979 it was voted on in a Warrant Article and passed to be able to go and settle quit claim Deeds. She said the 1980 Trustee's report show that it passed. Francis stated that he believes the quit claim was done properly. Nance stated that if any of the descendants were to come forward and feel that we have not adhered to the Deed, they could take the property back. Francis stated he does not agree that that could happen. Nance said that in order to change that we would need to motion the court for Cy Pres. Francis stated that when they conveyed the Deed in 1932, they also conveyed the grounds.

Janice stated that the Town did go through the courts with the Plummer Estate, quite some years ago, and no one objected because no one wanted to buy the land.

Francis discussed the property line between the Library and the Thayer's. Francis stated he felt that it was a fair and equitable decision for all. There was a Deed going from the Thayer's to the Town and the Town to the Thayer's. They are allowed to have the use of the leach field, but the land remains owned by the Town.

Nance stated that the AG office will contact attorney Shawn Tanguay to discuss why the AG's Office disagrees with his opinion in regards to the trustees.

Steve motioned to go into a Non-Public Meeting at 5:32 pm per RSA- **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting, seconded by Francis and approved. Selectmen and Library Trustees discussed the use of outside legal firms. No decisions were made. Steve motioned to come out of the Non-Public Meeting at 5:45 pm, seconded by Sharon Sanborn and approved.

Discussion regarding next step. Nance will write to AG stating our desire to move forward. The Board and Trustees agree to move forward in cleaning up Riverside Park. Nance asked about testing the soil. Steve said initial readings show no contamination. Ellie said all readings showing acceptable.

Palmer said his group will be responsible to clean the court surfaces (basketball and tennis). The remainder will be put to bid.

Steve motioned to adjourn the joint Selectmen and Library Trustee Meeting at 6 pm, seconded by Sharon and approved.

Respectfully submitted,
Catherine Stover

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN

Minutes of Meeting May 01, 2012

Present: Steve Davis, Francis Muzzey and Catherine Stover

Also Present: George Morrill, Ellie Murray, Palmer Koelb, Kenyon Karl, Chief Kevin Kay, Bobby Cass

Francis Muzzey motioned to open the Meeting at 6:07 pm, seconded by Steve and approved.

Selectmen reviewed and signed payroll and vendor checks.

Mike Scala from Senator Kelly Ayotte's office will hold office hours here at the Town Offices on Tuesday May 8, from 10:30 am to 11:30 am. Francis said he would plan on attending.

Chief Kay stated that the Drug Take Back Day was held on Saturday, April 28th at the Transfer Station. He stated that they had a dozen or so people show up, and felt that it was a worthwhile effort, and they will try to one next year.

Selectmen discussed a request from Andrew Dorsett, of the Warren Town Offices. Andrew requested that both Warren and Wentworth exchange town maps electronically, in a PDF format, strictly for the Town Offices, not for public distribution. Selectmen approved the request.

Selectmen discussed the price quote to install a Sensor light for the steps, which will provide additional lighting in the parking lot. Selectmen approved the quote from Brian Weeks.

Selectmen signed an Intent to Cut for D'Angelo M/L 10-01-17.

Selectmen discussed the abandoned vehicles and noted that the owner has spoken with the office and is in the process of removing the vehicles. The owner stated he has removed approximately 10 vehicles and plans on removing the remaining 4 to 5 vehicles within the next few weeks. Selectmen will check on the progress.

Steve discussed the quotes for bids regarding the boiler for the Town Offices. He directed the office to contact Ryezak and request a bid, and the Selectmen will move forward with the bids they have received in 2 weeks.

Selectmen reviewed and discussed the proposed Race Track license which has been reviewed by legal. Selectmen gave a copy to Chief Kay and Chief Kay felt that if legal has reviewed, he feels it is fine. A motion was made by Francis to accept the Racetrack License seconded by Steve and approved. Selectmen discussed the licensing fee to be set at \$25.00. Motion by Francis to set the fee for the racetrack at \$25.00, seconded by Steve and approved.

Selectmen discussed the framed newspaper article regarding the Webster Memorial Library, which was donated by Francis. Francis requested that the hanging be donated to the Town Offices for so long as it may be publicly displayed. At such time as it is no longer displayed, he requests it to be returned to him. Steve accepted the condition.

Chief Kay spoke to the Board about the previous discussion at Selectmen's Meeting on April 10, 2012, of getting rid of some of the older trucks in the Fire Depart. Chief Kay stated that the next step is to put the truck out to bid. Selectmen discussed the expected revenue from the sale vs. selling for

scrap metal, and Chief Kay stated that that is something they are still looking into. He inquired which Department's Budget the advertising will come from; the Selectmen stated it shall come from the Selectmen's budget. Francis stated that the ad should also contain a disclaimer clause, giving the Town the ability to reject bids. Chief Kay agreed.

Administrative Assistant informed the Board that she has spoken with Michael Poirier of the DES regarding Mr. Rodney Dupuis' concern about his land which he has lost, in part due to Hurricane Irene. Mr. Poirier stated that the window of opportunity has passed (30 days to report to FEMA) unless his home is in eminent danger. He suggested that the Board look at his land and home and determine if this is the case and go forward from there if it is in fact in eminent danger. Selectmen stated that they would look at Mr. Dupuis' property and give feedback.

Steve talked about looking at a road for plan to doing trimming. Steve stated he will talk to Allen Uhlman. Bobby Cass was in attendance and he reported that they are working on culverts on East Side Road, and they have installed one of them, and will be holding off on moving forward as the Electric Co-Op is replacing some poles on the road and will be doing some trimming.

Selectmen asked Bobby about a requisition he submitted for brakes for 2001 dump truck. Bobby stated that they need to be done before in can pass inspection. The Board approved the requisition.

Francis motioned to go into a Non-Public Meeting at 6:45 pm, Per **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting, seconded by Steve and approved. Selectmen discussed with Bobby Cass, summertime staffing issues. No decisions were made. Francis motioned to come out of the Non-Public Meeting at 6:55 pm, seconded by Steve and approved.

Selectmen approved to have Larry Walker work during the summer for the Highway Department not to exceed 20 hours in a 2 week period without prior approval from the Board, with the agreement that the Highway Department stay within its Budget.

Selectmen reviewed proposals/bids regarding the Atwell Hill overlay. The Board selected GMI Asphalt, and requested the office contact GMI and send notices out to the bidders.

The following bids were received:

GMI Asphalt	\$46,661.00
R&D Paving	\$47,000.00
BlakTop Inc.	\$55,647.00
Pike Industries, Inc.	\$52,607.00

Francis asked about Bobby's schedule of events, why the Board has not recently received any. Bobby stated he has just been busy, but will resume submitting them on a weekly basis.

The Board scheduled a working meeting with Bobby to be held May 15, 2012 at 5:00 pm.

Steve motioned to adjourn the meeting at 7:10 pm, seconded by Francis and approved.

Respectfully submitted,
Catherine Stover

Minutes accepted by

**TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN**

Non- Public Minutes (1) of May 01, 2012 Meeting

Present: Francis Muzzey, Steve Davis and Catherine Stover

Also Present: Bobby Cass

Francis motioned to go into a Non-Public Meeting at 6:45 pm, Per **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting, seconded by Steve and approved.

Selectmen discussed with Bobby Cass, summertime staffing issues. No decisions were made. Francis motioned to come out of the Non-Public Meeting at 6:55 pm, seconded by Steve and approved.

Respectfully submitted,

Catherine Stover

Minutes accepted by _____, _____

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN

Minutes of Meeting May 08, 2012

Present:

Also Present:

OFFICE CLOSED, NO SELECTMEN'S
MEETING WAS HELD TODAY

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN

Minutes of Meeting May 15, 2012

Present: Randy Morrison, Steve Davis, Francis Muzzey and Catherine Stover

Also Present: Chief Kevin Kay, Bobby Cass, Ellie Murray, Palmer Koelb, Kenyon Karl, Loren Martin (Avitar), Mark Stetson (Avitar), Deb Gelsi, George Morrill

WORKING MEETING, SELECTMEN AND HIGHWAY DEPARTMENT

Francis Muzzey motioned to open the Working Meeting of the Highway Department at 5:03 pm, seconded by Steve and approved.

Steve started by discussing by listing the things that are needed to get done this summer including sweeping of East Side Road, Buffalo Road, Red Oak Hill and North Dorchester, Grading, pothole repair, limb out the trees. Francis stated that the only part he felt was bad on North Dorchester is Clough Hill as far as sand. Steve stated also on the to do list is mowing and gravel replacement, and ditches. Bobby stated they are also washing bridges.

Bobby stated they have started grading; they've been on Cape Moonshine, Beech Hill and part of Atwell Hill. Earlier this spring they did Cross Road, Rowentown Road. Steve asked which roads were left to do. Bobby stated Ellsworth, Turner, and then back down south they will need to be gone over again. Bobby stated that he hopes to have the grading done within the next 3 weeks.

Bobby stated that on Beech Hill and Cape Moonshine, they pulled ditch lines, cleaned and scarified it and laid it back out. Also left to do is Currier Hill, Libbey Road, Turner Road, Buffalo Road, Kings

Remaining sweeping to do; East Side, Buffalo Road, Red Oak, North Dorchester. Bobby is hoping to have done by middle of next week. All other roads have been done. Steve asked about Silver Bridge, and Bobby said it has swept, but still remaining is washing the bridges, which Bobby anticipates taking about a week to do.

Bobby told the Selectmen that they have done some cold patching, and there is more to be done. He has submitted a requisition for cold patch for pot holes, which they're hoping to do this coming week. He stated that a culvert that was put in by Downing's Rd last week will need some patching.

In regards to Culverts Bobby stated there are 8 on Atwell Hill, 3 on Ellsworth, 3 on East Side Road, 1 on Red Oak Hill, 2 on Beech Hill, 2 on Crossroad, 5 on Cheever and 1 on Nichols Hill. Steve inquired about grading to be done on Cheever, and Bobby said, yes it needs to be done.

Francis inquired if a culvert had been removed by his cousins property a couple of years ago. Bobby said yes, it was damaged by the backhoe, he did not think there would be much water, but there is. He has spoken with the property owner on the corner and has made plans to replace and fix it.

Bobby stated that he needs gravel for on Atwell Hill he has a bid. He estimated 850 yards. Selectmen stated that using Bixby was fine.

Selectmen and Bobby discussed tree removal. Bobby asked if the Board would like to prioritize, place the job out to bid. Steve suggested the Board stakeout the areas, number them, and then put the numbered areas out to bid. Bobby told the Selectmen that the Elec Co-Op is currently putting up new poles and are doing some brush removal on East Side Road, and the highway department will

wait until the Co-Op has finished before doing any roadside work on that road. Bobby stated that there is a pine tree on Red Oak hill that needs to be taken down, and asked Randy if he is going to do that. Randy said no, put it out to bid. Steve stated that he understands that we probably can't do the whole town in one year, possibly a 5 year plan and would like the Board as a group to go together to look at the roads to come up with a plan.

Bobby said in terms of tree work, the priority is the pine on Red Oak Hill and then Atwell Hill Road; there are a lot of trees that need to be taken back so they can get some sunlight in, from Brian Dubois to Muzzey's, all the way to the end. Bobby stated there are a lot of old growth Maple trees on Atwell Hill all the way to Cape Moonshine that have died standing and need to come down for safety.

Selectmen and Bobby discussed guard rail repairs on Nichols Hill and by the dam on Buffalo.

Bobby gave an update on the Highway equipment. The 2001 dump truck is at Monroe having brake work done and should be done by the end of the week. The 450 is at Patton's for the exhaust from the manifold to the turbo and should be back tomorrow afternoon. The old 1997 350 ford, is at the shop, and has not been inspected. It is off the road, unsafe and inoperable, and will not pass inspection. Bobby said the Board needs to decide what they want to do with it. Discussion whether to put out to bid or scrap metal.

Selectmen and Bobby discussed Bobby's request to have a credit card for Tractor Supply Inc. The Board is not in favor at this time and stated that the Town office does have a card that can be used for approved purchases.

Bobby discussed the topic of outside lights at the shop. He stated that lights are staying on, and someone will need to go up and take them down and repair. Selectmen requested the office call Brian Weeks to look into the malfunctioning lights.

Discussion of removal of trees by Brian Dubois' property. Bobby sent a letter requesting permission. Bobby said that Dubois requested the firewood and fill be left. Bobby and Selectmen discussed gathering together to look at the roads to be worked. They will meet at Town Offices Friday, at 6 am.

The Board and Bobby also discussed the Atwell Hill top coat overlay. Bobby said he is waiting to hear on GMI's schedule, was hoping by the 2nd week of June.

Steve motioned at 5:50 pm to close the working meeting, seconded by Francis and approved.

SELECTMEN'S REGULAR MEETING

Steve motioned to open regular scheduled Selectmen's Meeting at 6:00 pm, seconded by Randy and approved. Selectmen reviewed and signed the following:

- Payroll checks, week ending May 13, 2012
- Meeting Minutes of 04/24/12 & 05/01/12
- Highway requisitions
- Application for Veterans Credit
- Intent to Cut for Rackis, M/L 12-01-07
- Intent to Cut for Sanborn, M/L 04-02-08
- Report of Cut for Rackis, M/L 12-01-07
- Report of Cut for Leiter, M/L 02-01-09
- Proposal notices for Atwell Hill overlay

Fancies read the minutes from last week regarding the Non-public portion which was held on May 01, 2012:

Francis motioned to go into a Non-Public Meeting at 6:45 pm, Per **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting, seconded by Steve and approved. Selectmen discussed with Bobby Cass, summertime staffing issues. No decisions were made. Francis motioned to come out of the Non-Public Meeting at 6:55 pm, seconded by Steve and approved.

Selectmen approved to have Larry Walker work during the summer for the Highway Department not to exceed 20 hours in a 2 week period without prior approval from the Board, with the agreement that the Highway Department stay within its Budget.

Selectmen reviewed proposals/bids regarding the Atwell Hill overlay. The Board selected GMI Asphalt, and requested the office contact GMI and send notices out to the bidders.

The following bids were received:

GMI Asphalt	\$46,661.00
R&D Paving	\$47,000.00
BlakTop Inc.	\$55,647.00
Pike Industries, Inc.	\$52,607.00

Francis asked about Bobby's schedule of events, why the Board has not recently received any. Bobby stated he has just been busy, but will resume submitting them on a weekly basis.

The Board scheduled a working meeting with Bobby to be held May 15, 2012 at 5:00 pm.

Steve stated that he has gone to Rod Dupuis' property and viewed the damage. He will put together in a report with pictures of what he saw and present to the Board next week. He told the board that the damage that was done was a result of hurricane Irene and does not feel the Town is responsible for the damage.

Chief Kay gave a status update. There were 2 burglaries last week, one residential and one at Shawnees and they are working with state police. Chief Kay stated that the race track is scheduled to start Memorial Day weekend. The Board reviewed the application submitted by Si Allen - it is missing insurance paperwork, and the Board stated they will wait for completed paperwork, and review again next week. The Board discussed with Chief Kay concerns raised by resident Deb Gelsi regarding trespass of the animal control officer onto her property and the costs involved. Chief Kay says yes it does cost money to have animal control go out, but they do have permission to go onto property that has no trespassing sign, and he would be glad to speak to her when she comes in.

The Board discussed a letter received from Mark Gallagher. Mr. Gallagher raised concerns regarding the testing of water, as his drinking well is south of the landfill, and he does not believe it has been tested for quite some time. The Board requested the office send a copy of Mr. Gallager's letter to Provan Lorber and request feedback.

The Board discussed quotes regarding the Town Offices boiler. Steve motioned to accept the bid from Ken Savage, seconded by Randy and approved.

Steve excused himself from the meeting.

The Board discussed quotes regarding the roof repair of the old Post Office/Doll House. Francis motioned to accept the bid from Paul Davis Jr., seconded by Randy and approved.

Deb Gelsi joined the meeting and requested to be put on the agenda. She stated she had 3 issues:

1. Visibility when coming over the bridge onto Red Oak Hill. She stated there is a blind spot, and drivers are unable to see around the corner of East Side and Red Oak Hill. She inquired what solution the Selectmen might be able to offer. They discussed with Chief Kay the possibility of signage. Chief Kay stated that he and his staff will go and check the area in question out, and give feedback possibly next week.
2. Her mailbox. She feels the Highway Department is responsible for damaging her mailbox. Francis said he took pictures and does not feel it was the plow. Deb said she believes it was the grader. Selectmen decided to wait until next week to decide on the issue. Chief Kay will speak with Sargent Pivrotto.
3. Animal Control. She stated that the animal control officer came onto her property regarding her dogs being unlicensed, and wants to know why they were there uninvited on a Sunday, how much are we paying, why the notice was hand delivered, asked why they couldn't be mailed. Chief Kay stated that we have 88 unlicensed dogs in town right now for various reasons. Some have passed away, could be a new dog, maybe just not yet licensed etc. and says that per the law they have to warn. Mailing is not effective, as people sometimes say they did not receive it. Certified mailings are very expensive, and the best and most effective way is for animal control to personally go to the residents. He further explained that animal control does have the right to enter the property to warn. Deb says she realizes her dogs are not licensed and plans on doing so right away.

The office will contact Deb Gelsi next week to be put on the agenda, if we have feedback for her regarding the visibility issue and mailbox issue.

Loren Martin and Mark Stetson of Avitar were in attendance to meet the Selectmen. Loren said they have staff planned to be here tomorrow to begin reviewing data and entering so that we can generate the first issue tax bill on time. She also stated that Avitar will be assessing the poles in town and will be assessed in time for the second billing. They also discussed with the Board utility assessments and review of current use files. Francis noted that the DRA did a spot check of the town files, and they were lacking proper documentation regarding the current use applications. He said a few years ago the Town sent out letters to request this info from owners. Discussion of how to correct this deficiency - possibly sending out new letters of CU rates and Avitar will update. Loren and Mark said they will assist the town with this. The new construction is the next step. The Board thanked both Loren and Mark for coming.

Chief Kay discussed the race track rates. He stated that the rate for detail at race track is currently \$40 per hour, per officer. The Town holds \$10 of that for administrative related expenses. He is wondering if the town could do \$35/per hour per officer and \$5/hr for the town. Francis said he is ok with that. Motion by Randy, to have detail cost be set at \$35/per hour per officer and \$5/per hour for the Town administrative related expenses, seconded by Francis and approved.

Randy motioned to adjourn the meeting at 7:26 pm, seconded by Francis and approved.

Respectfully submitted,
Catherine Stover

Minutes accepted by

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN
Minutes of Meeting May 22, 2012

Present: Randy Morrison, Steve Davis, Francis Muzzey and Catherine Stover

Also Present: Chief Kevin Kay, Donna King, Ellie Murray, Palmer Koelb, Kenyon Karl,
George Morrill, Duane Brown, Deb Gelsi

Steve Davis motioned to open the Meeting at 6:00 pm, seconded by Francis and approved.
Selectmen reviewed and/or signed the following:

- Meeting Minutes of 05/15/12
- Highway requisitions
- Racetrack License Application
- Letters regarding Boiler quotes
- Letters regarding old PO/Doll House roof repair quotes
- Response from Provan & Lorber regarding water testing
- Request from NH Electric Co-Op and Fairpoint to place new poles on East Side Road

Chief Kay gave a status update. The race track is scheduled to begin this weekend, and coverage has been planned. Chief Kay discussed grant monies for the PD regarding a radio grant. The cost of replacement for these radios is about \$3,800.00. Steve motioned that the Board authorize the chairman to sign the Memo of Understanding, seconded by Francis and approved. The Memo states that the State will buy the radio on their behalf. Palmer asked if this is replacement or additional. The Chief said additional. Francis asked if the new radio will have the newer required technology. The Chief said yes. Deb Gelsi asked whether this would be easier accomplished if the town had town wide high-speed internet/cell service. The Chief said, the technology has nothing to do with the high-speed internet/cell service.

The Chief reviewed the 2012 Racetrack license, submitted by Sam Promotions. All documents required have been submitted and the application is complete. The Selectmen signed the license.

Chief Kay next discussed the issues raised last week by Deb Gelsi in regards to possible signage at the intersection on Red Oak Hill by the bridge. The Chief stated that in order to change the intersection in terms of placing a stop sign, there will need to be, he believes a hearing and some more steps would need to be taken per the State rules/regulations. He did state that he believes we could put up signage such as "dangerous intersection" which would not require the state involvement. Deb Gelsi stated that she felt the signage of "dangerous intersection" newness will wear off and not be effective. She also stated that the greenery around the intersection contributes to visibility challenge. Steve stated that does not believe it is a good idea to put up signage.

Chief Kevin stated that it is a dangerous intersection, and some signage could help. Donna said she agrees the road is very busy, people do speed, and the population of traffic has increased, but does not believe that signage will help. Deb Gelsi left the meeting very upset.

Steve although he was not in favor of any signage, after listening to input from all, he would support signage. Selectmen did not make a motion on this issue.

Chief Kay discussed Deb Gelsi's concern regarding her mailbox. He has talked with the officer that took the report about the mailbox, and he was unable to conclude how the damage occurred to her mailbox. Chief Kay stated that the officer did note that there was some wood rot on the post. He has looked at the photos, but is unable to determine how it happened. Francis stated that he does

not feel that it was damaged by the Highway Department. A motion was made by Steve to inform resident that the town will not reimburse nor replace the box, seconded by Francis and approved.

Donna King presented the Board with a Warrant for 5 Deeded Properties. Donna stated that one of property owners have agreed to make payments. Steve stated he would be willing to set that one aside, and sign the remaining 4. A motion to set aside the one deeded property by Steve seconded by Randy and approved. The Board stated the land owner has made a good faith effort and promise to make payments and will be given a reprieve. Selectmen reviewed and signed the Warrant

Duane Brown was in attendance and wanted to ask Selectmen about oil disposal. He said he tried to drop some off at the transfer station last weekend, but was turned away. He took the oil to Pattens for disposal, but thought the transfer station could accept it? Selectmen stated that yes, the transfer station is able to accept oil, and they will speak with the Transfer Station attendant.

Duane gave the Board a status update on Hamilton Field. He stated that the infield has been fixed with sports mix from Warren Sand and Gravel, about 4 truck loads; they made new benches with wood donated from Precision Lumber, and the backstop. He suggested the Town thank those that donated their time in helping with restoration of the park. He stated that the ball team did very well, and home games are completed. Going forward, Duane suggested reseeding the field and some gravel in the driveway/road entrance. He stated that we should probably clean out the silt and re-gravel. As they mainly focused on preparing the infield so it could be used for games, there is still work left. He suggested fixing the infield grass, finishing the backstop and scoreboard, and possibility of picnic tables. Selectmen discussed where to put picnic tables. Randy motioned to authorize up to \$800.00 for materials, seconded by Francis and approved. Steve said he could get materials/wood for tables. Duane stated he will be willing to organize, but not lead. Francis asked for a complete list of those that participated to thank them, and Duane said he will provide that to the office. Selectmen thanked him for his work.

Randy said Selectmen met with the Road Agent, Bobby Cass on Friday, and they looked at several roads. Steve said they need to do the worst roads this year, and then come up with a 5 year plan, as there are some serious deficiencies. Rowentown itself has some serious brushing that will need to come out of that road. Steve said from new Rowentown ridge up to Cross Road, is probably one of the worst. Also there are some trees by Dubois that need to be removed. Francis said his understanding is that the project this year is to get the trees limbed. Steve said the hill going up Beech Hill is very bad. Chief Kay said the State is working on North Dorchester, ditching, laying it out, might be repaving.

On May 8, from Francis said he was here on May 8, from 10:30 am to 11:30 am, Mike Scala from Senator Kelly Ayotte's office held office hours here at the Town Offices. Francis stated that he was here, and Larry King came in to thank the person that came last year from Kelly Ayotte's office for their interest in the mill. Mr. Scala said he would pass the thank you along.

Steve stated that in regards to the property which has abandoned vehicles on it, he has gone to the property and viewed from the road and taken pictures. He observed 8 vehicles and 2 rv's that appear to be unused and abandoned. He does not believe any vehicles have been removed since the issue was brought forward as far as he can tell.

Selectmen addressed the issue of the deeded properties (these are properties that are either land only or have abandoned buildings on them) that the town has owned for 3 or more years. Selectmen directed the office to return any payments that have may have been made in the past, and discussed moving forward with offering these properties for sale to put them back on the tax rolls. Francis said he would come into the office and review the information later this week.

Steve motioned to go into a Non-Public meeting per **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting at 7:25 pm, seconded by Randy and approved. Selectmen took a 5 minute break. The Non-Public meeting resumed at 7:30 pm. Selectmen discussed payment agreement with a resident regarding taxes. No decisions were made. Francis motioned to come out of the Non-Public Meeting at 7:40 pm, seconded by Steve and approved.

Chief Kay entered the meeting room and requested to speak with the Selectmen briefly before the adjourned. He stated that in regards to the fire truck which will be placed for bid, he wanted to let the Selectmen know that they are trying to get it running to bring it to the Town Offices, and would like to park it here for viewing while its out to bid. Chief Kay stated that it may be in the parking lot for a couple of weeks. Selectmen approved.

Randy motioned to adjourn the meeting at 7:43 pm, seconded by Francis and approved.

Respectfully submitted,
Catherine Stover

Minutes accepted by

**TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN**

Non- Public Minutes (1) of May 22, 2012 Meeting

Present: Francis Muzzey, Steve Davis, Randy Morrison and Catherine Stover

Also Present: Wentworth Resident

Steve motioned to go into a Non-Public meeting per **RSA 91-A:3, II(c)** – Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting at 7:25 pm, seconded by Randy and approved. Selectmen took a 5 minute break.

The Non-Public meeting resumed at 7:30 pm. Selectmen discussed payment agreement with a resident regarding taxes. No decisions were made.

Francis motioned to come out of the Non-Public Meeting at 7:40 pm, seconded by Steve and approved.

Respectfully submitted,

Catherine Stover

Minutes accepted by _____, _____

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN
Minutes of Meeting May 29, 2012

Present: Steve Davis, Francis Muzzey and Catherine Stover

Also Present: Chief Kevin Kay, Jennifer Kay, Donna King, Ellie Murray, Palmer Koelb, Kenyon Karl, George Morrill, Patricia Dupris

Francis Muzzey motioned to open the Meeting at 6:03 pm, seconded by Steve Davis and approved. Selectmen reviewed and/or signed the following:

- Payroll and Vendor checks
- Meeting Minutes of 05/22/12
- Highway requisitions
- Letter to Mark Gallagher regarding ground water testing
- Quitclaim Deed for Vaughn, M/L 12-02-01
- Intent to Cut for Gove, M/L 08-11-37; OP# 12-475-07
- Letter to Deborah Gelsi regarding mailbox
- Letter to Nancy Mayville regarding project Schedule for Dufour Bridge

Steve made a motion to have a public meeting on the 3rd Tuesday in November to discuss fees, and penalties associated to deeded properties. Steve stated that he is concerned that charging the current set flat fee of \$1,000.00 for administrative and filing costs that are related to process of returning the property to the previous owners, might not be in the best interest of the Town. He would like to have a meeting to allow the residents to have the opportunity to state if they agree with the Selectmen's choice to not enforce the RSA fees allowed of 15%. Francis stated that he is opposed to charging a 15% penalty (determined by the assessed value of the property) to the previous home owners who are already struggling to repurchase their homes. Steve requested again that they have a meeting to discuss, referring to his previous motion to do so. The motion was seconded by Francis and approved.

Donna King was in attendance and wanted to discuss with the Selectmen issues related to dealing with residents that are out of control both at Selectmen's Meetings and at her customer window. She feels that she is seeing an increase in people getting angry regarding increases in tax bills, town maintenance, etc. She stated that after the last Selectmen's Meeting she believes that if an attendee is out of control, they should be escorted out of the meeting, and felt that the Meeting last week was out of control. She said if people get out of hand at her customer window, she will refuse to give service; they will need to come back at another time. Steve said if she has issues, and it gets verbal, she should speak to Chief Kay. Donna stated that there was no excuse for shouting and screaming. Palmer Koelb also stated the he agrees with Donna, that the responsibility rests whoever is in charge of the meeting to maintain control of the meeting, and if need be, they request the person to leave. Francis stated that it is a privilege of the floor and not a right. Steve said he is willing to change it. Kenyon asked a question – that because we the Chief in the meeting most of the time, can we adopt different rules for different rooms, such as the Tax Collector/Town Clerk window, the Meeting room, the AA office. Steve stated that we have the ability to refuse services. Francis stated that the one rule that needs to be universal is that everyone be civil. This would cover all areas. Selectmen discussed the option of allowing attendees to only speak during a specified time. Francis stated that he prefers to allow people to give input as the issues and topics are being discussed. Selectmen agreed that for now, if it gets out of control, the Selectmen will state that the person is out of control, and if they still cannot control themselves, they will be asked to leave.

Jennifer Kay was in attendance and discussed her concerns regarding the conditions of the roads, and because she lives in South Wentworth, it is the area she deals with the most. She said the state has

been doing some work on North Dorchester such as ditch work and cold patching, and wondering if that is going to be happening on the Town's end at some point, as the potholes are getting bad, and doesn't feel cold patching. She stated that it is imperative that grading be done soon. She stated that there are rocks and boulders in the road which are sometimes very large and unavoidable. The section of bridge on Rownentown Road to North Dorchester was not graded last time. People moving out due to road conditions. Feels it's a circle and nothing being done. No care in the work being done. She brought a picture on her camera/phone that shows the bridge by her driveway, has been scraped to possibly remove some of the dirt off of deck, and as a result it has left the deck with large splinters. She stated that there are signs that are leaning, covered by snow and trees. Francis said he cannot make a comment because it is a personnel issue, and would like to call a non-public meeting to discuss. Steve stated it is Board's responsibility to see to it that the roads are maintained. Francis stated they would talk to the Highway Department and get back to her.

Chief Kay gave a status update. The first race track event this weekend, there were no issues. Francis inquired about what hours the track was in operation, and Chief Kay said the event went from 5 pm to 9 pm. He stated that they took care of their bill at the end of the night, and it went well. They purchased some uniforms for track duty. The Chief stated they noticed a warning on the dash of the cruiser. He is not sure what it is, but they are getting a noise and will be taking it in to be looked at. Chief Kay said he was invited to the Baker River Grange Hall to do a safety presentation on Friday. Chief Kay stated that the radar speed sign was out this weekend, but the battery did not hold. He will look into the price of replacement battery.

George Morrill asked for clarification regarding last week's discussion related to deeded properties. He stated that per the RSA, the Board has the ability to inspect the property, and that notice shall be given to the owners. He also discussed the proceeds of sale of a deeded property and felt that per RSA 80:88, monies received beyond what is owed to the Town must be returned to the previous owner. Steve stated that prior to 3 years, the town may dispose of the deeded property, and the property owner needs to be notified, and any proceeds above and beyond that owning the town shall be returned to the previous owner. After the 3 years, the town does not have an obligation to notify the previous owner about a sale of the property and the town is not obligated to return any monies. George gave copies of the RSA to the Board, but did state it was an excerpt of the RSA. Francis discussed the RSA allowing non public meeting to discuss the sale of deeded property.

Francis stated he has complied a worksheet regarding deeded properties which have now been owned by the town for at least 3 years.

Steve discussed his findings regarding the Dupris' property in regards to the loss of land by last year's Hurricane Irene. He stated that right behind the property the river came in right above where the town gravel pit is and has washed away. Steve stated that he has taken pictures. There is a natural dam there of boulders and solid debris. Mrs. Dupris was in attendance. Steve addressed the allegation that the town contributed to the problem with previous excavation. Steve said he understands, as he is losing his land as well due to the river and Irene. Mrs. Dupris said she lost several apple trees. Steve said he needs to take his pictures and put them in his report so the Board and the Dupris' can look at it. Francis stated that they will be able to file an abatement in 2012, after the December billing and before March 1. She said her taxes are paid through her mortgage company, and she does not get the bill. The Board requested the office to put it on the calendar and notify her when it is time to file abatement. She said that she believes that the town digging it up didn't help. George Morrill said that she should get a billing, and suggested she talk with Donna. Steve said he will finish his report and then we can come back and talk about it.

The Board confirmed they will be available for the Warren Wentworth Ambulance Service working meeting to be held on Thursday at 5 pm here at the Town Offices. There will be no public input.

The Administrative Assistant stated that the 2012 Warrant tax should be ready for signature by Thursday, and the Board can sign at the WWAS working meeting. The Board agreed to do so.

Chief Kay requested to speak with the Board regarding an issue involving stray cats. The office will place the topic on next week's agenda.

Motion by Steve to adjourn the meeting at 7:30 pm, seconded by Francis and approved.

Motion by Steve to go into a Non-Public meeting at 7:32 pm, per **RSA 91-A:3, II (d)**, seconded by Francis and approved.

Selectmen discussed Deeded Properties.

Motion by Steve to seal the minutes of this meeting per **RSA 91-A:3, III**, for a period of 45 days, seconded by Francis and approved.

Steve motioned to come out of the Non-Public meeting at 7:58 pm, seconded by Francis and approved.

Francis motioned to adjourn the Public meeting at 7:59 pm, seconded by Steve and approved.

Respectfully submitted,
Catherine Stover

Minutes accepted by

TOWN OF WENTWORTH NEW HAMPSHIRE
OFFICE OF THE SELECTMEN

WORKING MEETING
Selectmen and Warren Wentworth Ambulance
Minutes of Meeting May 31, 2012, 5 pm

Present: Randy Morrison, Steve Davis and Catherine Stover

Also Present: Brian D. Clark, Paul Davis Sr., Eileen Clark, Casey Huff, Steve Albaugh, Lynn Clogston, Albert Bryant, Daniel Bixby, Brian W. Clark, Allison Halsey, Kenyon Karl, Ellie Murray

Steve motioned to open the Meeting at 5:05 pm, seconded by Randy and approved.

Steve opened the meeting by stating the goal. He stated that the goal of the meeting is to come to an agreement about the Capital Reserve Fund to pay down the loan for the Ambulance Service.

Steve mentioned court order/agreement and began to state the listed paragraphs of the agreement.

Brian Clark passed out copies to those in the audience. Steve encouraged Brian to jump in with comments if he felt something was stated that he did not agree with. Steve stated that paragraph one, which spoke of Warren Wentworth Ambulance Service (WWAS) agreeing to authorize the Town to receive copies and information related to income tax and profit and loss statements was important then, and asked Brian and the Trustees that were present, what objection they have to the settlement agreement.

Brian stated that it was signed and was contingent on the Trustees approval. Steve stated that the Trustees did not approve it. One of the attendees stated that the Trustees did not understand why they had to set up terms when the monies were already set aside. Steve said while he understood, he did not want to go back, wanted to go forward; it has been a long expensive process for both parties.

Steve said it came down to the Town saying we'll give you money for a new ambulance.

Eileen Clark stated that the requested docs are all public record, and they have no problem releasing them. Brian said the main reason they did not want to do it is the incumbency of the paperwork. They are all volunteers and it adds to the work load.

Steve stated they (WWAS) are giving this information to the AG's office and it is public knowledge, which WWAS agreed was true. Steve said that at the time the agreement was reached the documents were not available to the Board. Brian stated that it was available, but not exactly as they requested. Steve stated that they are not going to ask H & R Block, when they can get it from the state. Steve said his fear is that they modify the agreement, making it null and void and the lawsuit still exists, and he doesn't want it to still exist, he wants it to go away.

Lyn Clogston stated that if both sides agree to the modification, she feels it should be alright. Steve said the board is not going to go and get an independent assessment to request records when we can get them from the State. Steve suggested that they make that a yearly requirement, that they make it part of the yearly contract.

Steve stated that he felt that if they modify the agreement, they will both need to go to their attorneys. Steve stated his main goal was to get the monies to WWAS. Brian asked if it's possible

to nullify the agreement, Steve said he didn't know. Discussion regarding the insertion of the agreement contingent upon the Trustees acceptance.

Lyn Clogston, stated her concerns regarding disclosure of non public docs. Steve stated that the agreement only asked for the tax related public docs.

Brian Clark said he believes that if both sides agree we may be able to annual it, but one of us (the Town or WWAS) will need to check with legal.

Steve said paragraph one is meaningless because they will have these records public. Steve said he felt that we could modify slightly by stating that the Board of Selectmen has no intention of requiring access to their records because they are public records anyways, but thinks if we go much further than that, we're going to end up going back to court.

Discussion regarding the possibility of removing all wording in paragraph one beyond the year 2010.

Brian reiterated that we will need to negotiate the contract each year anyways. A discussion followed regarding the Trustees; whether the Town will require the entire Board, or whether an assigned representative will suffice. Steve said a quorum is all that is needed. Their next meeting is the second Monday in June.

Steve said asked if they could agree to eliminate everything beyond the 2010 wording. Brian said they could not come to an agreement tonight. Steve said when the WWAS agree to modification, Randy and Steve will sign, and he assumes Francis will also. Steve said they will need banking info from them of where the check will go to, as it will be written to both WWAS and their bank jointly.

Brian said they will get back to the Town within a week.

Selectmen adjourned the working portion of the Meeting at 6:33 pm.

Selectmen reviewed the 2012 1st period property tax warrant. Steve stated the amount of the Tax Warrant is \$924,560.22. Randy made a motion to sign the Warrant, seconded by Steve and approved.

Motion by Steve, to adjourn the meeting at 6:37 pm, seconded by Randy and approved.

Respectfully submitted,
Catherine Stover

Minutes accepted by
