

**TOWN OF TUFTONBORO
BOARD OF SELECTMEN
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**Selectmen's Meeting
8:30 am – Town Offices**

Monday February 4, 2019

The official video of this meeting can be found on the Town of Tuftonboro's YouTube channel at:
<https://www.youtube.com/channel/UCCUmJqZvFTS23RMEFSDQzmw>.

MINUTES

Present: Chairman Bill Marcussen, Selectman Lloyd Wood, Selectman Chip Albee and Administrative Secretary Karen Koch.

CALL TO ORDER

Chairman Marcussen called the Selectmen's meeting to order at 8:30 am.

NON-PUBLIC SESSION

At approximately 8:33 am, Selectman Wood moved to enter non-public session per RSA 91-A: 3 II (e) for litigation, seconded by Selectman Albee. Roll call vote: Marcussen – Yes; Albee – Yes; Wood – Yes. At approximately 8:47 am, Selectman Albee moved to come out of non-public session and back into public session, seconded by Selectman Wood with all in favor. Selectman Wood moved that these non-public minutes be sealed, seconded by Selectman Albee with all in favor.

After a brief recess, Chairman Marcussen reconvened the public session at 9:02 am and led the pledge of allegiance.

PUBLIC INPUT

None.

REVIEW AND APPROVAL OF MINUTES

Selectman Albee moved to approve the 1/28/19 meeting minutes as written, seconded by Selectman Wood with all in favor. Selectman Albee moved to approve the first 1/28/19 non-public meeting minutes as written, seconded by Selectman Wood with all in favor. Selectman Albee moved to unseal these 1/28/19 non-public meeting minutes, seconded by Selectman Wood with all in favor. Selectman Albee moved to approve the second 1/28/19 non-public meeting minutes as written, seconded by Selectman Wood with all in favor. Selectman Albee moved to approve the 2/1/19 meeting minutes as written, seconded by Selectman Wood with all in favor.

APPOINTMENTS

Normandeau Associates, Inc. conducted a 19 Mile Brook RIB baseline study in 2008. Joel Detty and Harry Stewart, of Normandeau Associates, Inc., presented the findings of their recent 19 Mile Brook RIB Discharge file review ([CLICK HERE](#) to view their report) to the Selectmen as well as a revised proposal and cost estimate for an updated baseline study ([CLICK HERE](#) to view). The file review confirmed increased levels of chloride and nitrogen found in surface areas nearest the RIB discharge with decreasing concentration downstream in the main stem of 19 Mile Brook. They noted that Wolfboro currently can't operate under the terms of their permit as the design rate of 600,000 gallons per day discharge fails. They need to operate below 300,000 gallons per day. The same points that were sampled in 2008 would be sampled with the proposed study. Based on the results of the 2008 study and their recent file review, Normandeau Associates recommended a surface water quality monitoring program that includes monthly sampling and continuous monitoring. Adding to the surface water quality study and adding some time to the final report for macroinvertebrates increased the original cost estimate for the updated baseline study from \$41,255 to \$45,870. Their final report is

estimated to be completed by the end of November. Normandeau confirmed for Steve Wingate that they can share information that pertains to the Watershed Management Plan to Geosyntec as they work on the updated study. At the very least the Town will supply the final report to Geosyntec for reference. The Selectmen accepted the proposal, contingent on Town Meeting approval, and will adjust the amount in the 19 Mile Brook warrant article to \$45,870.

Steve Wingate and Larry Gil reviewed Sanborn Head & Associates second opinion of the closed landfill seepage ([CLICK HERE](#) to view report). Sanborn Head & Associates did not find that there is a significant issue at the site. Their report recommends the potential need for additional analysis and data collection efforts for groundwater monitoring. The report concludes that contamination from the unlined landfill appears to be limited to the area down gradient of monitoring well MW6 based on lower contamination levels shown from other monitoring well locations. The migration of contamination appears to be confined to the shallow groundwater. It was discovered that the cover material used to cap the landfill is made up of a material described as 50% short paper fiber and a potential source of PFAS. It was agreed to share this second opinion with Stantec to have them provide their recommendations for improving monitoring including the effect this would have on cost and permitting. Mr. Wingate and Mr. Gil expressed their disappointment with Stantec's performance and feel that it is worthwhile to look into a new trustworthy vendor. Although Chairman Marcussen understands these concerns he recognizes that the monitoring service that Stantec has provided for Tuftonboro has satisfied the State requirement and at a reasonable cost. There was discussion regarding the potential to put monitoring out to bid.

Steve Wingate met with the Selectmen to discuss the Conservation Commission's proposed warrant article. The Commission would like to propose an article that allows them to receive a full 50% of Land Use Change Tax (LUCT) collected annually, removing the \$5,000 annual cap amount that is currently in place (per Article 12 of the 2002 Town Meeting). Mr. Wingate gave a background on current use and LUCT and explained the reasoning for the Conservation Commission's request for an increase in funding. Selectman Albee shared his hesitation with giving funds to an unelected official to spend tax money without having tax payer approval. Mr. Wingate responded that although some small expenditures are made without Selectmen approval; large expenditures, such as acquisitions, need to go before the Selectmen for approval before being spent. (There are RSAs that limit how the fund can be spent.) Historical dollar amounts of LUCT revenue were reviewed. An average of \$48,000 has been received over the last few years. Removing the cap amount would allow a potential of \$24,000 (estimated) a year to be put into the Conservation Fund. Selectman Albee shared his uneasiness with the amount being unlimited and the effect this would have on revenue. The Selectmen agreed with Chairman Marcussen's suggestion to increase the cap to \$10,000 instead. Mr. Wingate will try to get feedback from the Conservation Commission on the suggested \$10,000 cap amount before the Selectmen finalize the warrant.

SIGNATURE FILE

Selectman Albee moved to approve an abatement recommendation for PID 60-3-5 (formerly 60-3-8), seconded by Selectman Wood with all in favor. Selectman Wood moved to approve a change of compensation form for Abbi Gillis, seconded by Selectman Albee with all in favor. Selectman Albee moved to approve LRPC Household Hazardous Waste Letter of Commitment for 2019 for \$4119, seconded by Selectman Wood. This amount is slightly more than the estimated budgeted amount of \$4050 but Clay Gallagher will find the remaining funds within the Transfer Station budget. Hazardous waste collection dates are 7/27/19 and 8/3/19. Selectman Wood added that citizens of Tuftonboro can still go to Wolfboro on other dates but they would need to pay for disposal. Vote passed with all in favor.

SELECTMEN'S UPDATE

Selectman Wood shared that the TAC Committee is having a roundtable meeting Wednesday regarding crushed glass. The Selectmen will review potential annual report covers at their 2/11/19 meeting. The Selectmen will hold a work session on 2/15/19 at the Fire Station to sign the warrant.

Selectman Albee shared that the Budget Committee meets tomorrow evening. He shared his frustration with the obligations that Tuftonboro now has due to issues with Wolfboro's RIB.

CORRESPONDENCE

Libby Museum requested permission to be able to access Libby Park from 6/24/19-6/28/19 for their Wilderness Skills Program, to have mapping done of tree and wildflowers on the property (at no cost to Tuftonboro) and to remove a rusting oil drum near the Mirror Lake shoreline on Libby Park. The Selectmen agreed to their requests and requested that the Libby Museum be the one to remove the oil drum. White Mountain Survey will be responding to NHDES' request for additional information for the 19 Mile Beach Shoreland Permit. The Selectmen reviewed an email regarding SB 53 relative to RSA 231:79 Roads to Summer Cottages.

The following correspondence was also reviewed: Scholarship Opportunity for Recycling Impact Workshop: UNH T2 workshop information; Gilmanton PB Notice of 2/14/19 public hearing; Primex frozen pipes and training information; NHMA 1/30/19 NewsLink; building permit applications for PIDs 69-2-10, 14-3-31, and 61-1-4; Flood Lines Winter 2019 newsletter; HB271 literature; All States literature; Library financial report; Wastewater State Aid Grant Applications information; NHDES Municipal EcoLink January 2019; NHMA 1/25/19 and 2/1/19 Legislative Bulletin; NHDES well water testing information; NBI brochure; various meeting minutes; various emails and other correspondence.

WARRANT ARTICLES

The Selectmen reviewed the warrant and reprioritized the article sequence by placing the operating budget article at the end of the warrant. The LUCT article will be voted upon at the 2/11/19 Selectmen's meeting.

Article F: To see if the Town will vote to raise and appropriate the sum of Forty-One Thousand Two Hundred Fifty-Five Dollars (\$41,255.00) for a 19-Mile Brook Updated Baseline Study.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0 and the Budget Committee)

Motion: Selectman Wood moved to increase the amount of this warrant article to \$45,870, seconded by Selectman Albee with all in favor.

Article Z: To see if the Town will vote to raise and appropriate the Budget Committee recommended sum of Four Million Nine Thousand Seven Hundred Twenty-One Dollars (\$4,009,721.00) for general Town Operations. The Selectmen recommended Four Million Fifteen Thousand Sixty-one Dollars (\$4,015,061.00). This article does not include any special or individual warrant articles.

(Majority vote required)

(Recommended by the Budget Committee)

Motion: Selectman Wood moved to approve this warrant article as written, seconded by Selectman Albee with all in favor.

Article 15: To see if the Town will vote pursuant to RSA 80:80 to authorize the Selectmen to convey real property acquired by the Town by Tax Collector's Deed by Public Auction and sealed bid or in such manner as determined by the Selectmen as justice may require.

(Majority vote required)

(Recommended by the Board of Selectmen 3-0)

Motion: Selectman Albee moved to approve this warrant article as written, seconded by Selectman Wood with all in favor.

PUBLIC INPUT

The Selectmen responded to Elissa Paquette regarding warrant article procedures.

ADJOURNMENT

At approximately 11:27 am, Selectman Albee moved to adjourn, seconded by Selectman Wood with all in favor.

Respectfully submitted, Karen Koch, Administrative Secretary