

DRAFT

Swasey Parkway Trustees Meeting

Wednesday, February 28, 2018

In attendance: Gerry Hamel, Mark Damsell, Florence Ruffner, Anne Surman B.O.S. Liaison

Meeting called to order by Mark at 3:38 pm.

Mark states he has no agenda prepared.

Florence states Gerry's text said this meeting was to approve applications. Mark states he wants to go over the discrepancies in the dates that Florence has on the the copy of the application for Swag on Swasey. Florence states her assistant did the Google Calendar for the Trustees. Florence points out the "3's" are different on her copy and on the original application. Gerry says it was because Florence or her assistant wrote it in. Florence denies this and also adds her assistant denies it as well. Florence says that is the copy she received from Mark. Gerry shows that the right side of the copy of the application is cut off and that someone had to have written in the "3". Gerry adds there is also a box around one date. Florence said her assistant put a box around it because she did not understand the date discrepancy. Gerry also adds that there is a circle around something above one of the dates and Florence tells him her assistant did that because she was not sure what that meant either. Anne interjects that no one should write on an application going forward. Florence said she wants copies of everything that is submitted and Gerry says she has them. Florence says, "This was a copy I obviously made with my phone," and Gerry adds its possible her copy of the application was cut off on the side because it was from her phone. Florence says it would be much easier if she receives copies as they come to better keep in order. Florence said repeatedly asking for applications does not work and everyone needs copies of applications as they are received. Gerry says Florence needs to realize when she asks for copies she is taking pictures of everything and suggests Florence cut off the information on the side of the application by taking a photo of it. Florence asks, "How else am I going to get it Gerry? Nobody brings copies". Gerry states Mark has all the originals and Gerry does not receive copies either. Florence says, "As a Trustee, I would like to have a copy of all the originals." Gerry says, "Right, and that's understandable," and repeats that if she is taking copies with her phone obviously it got cut off on the right side. Gerry says that the requested date of 9/22 got changed to 9/29. Florence says she asked her assistant where she got 9/29 from and her assistant said she had assumed based off of the other dates requested by Swag. Gerry and Anne both say she should have contacted the person who applied. Florence agrees. Gerry states he is "quite perturbed". Gerry brought up that Florence had told Mark there was something wrong on the dates and he needed to change it. Gerry says the next day after Florence said her list was correct and Mark's list was wrong where Gerry pointed out Mark's list was not incorrect. Gerry states somehow the application has been altered. Gerry argues that Florence debated the dates being incorrect when Gerry had gone to the source to get the correct information. Florence replies by saying she is only going on what she is given and that she has to constantly ask for everything. Gerry says Florence took the

picture and he can understand that it was an accident. Anne adds to just ask the applicant even though Mark has the original applications. Gerry says Florence is responsible for the discrepancy. Mark states he gave all the copies to Florence and that someone altered the Swag on Swasey application and adds that he has all the originals. Mark states he has given copies of the originals to Florence and she asks why she has to take a copy with her phone if Mark had given her the application already. Mark asks why the dates are changed and who changed them. He also asks who has the authority to change dates on an application. He adds Florence should be taking her own notes and not an assistant. Florence suggests meetings be recorded for by Exeter 98TV like any other meeting with elected officials. Mark says it is not needed. Gerry says, "we have a job to do and that's what you should be doing." Anne suggested all original applications stay in one place together like with Sherri and adds no one needs copies anyway. Anne says vote on it in the meetings and Florence says she wants copies because she wants to go over it before the meeting. Gerry attempts to put the meeting back on track. Gerry states he does not mind Florence taking pictures of the original applications but now she is asking for someone to send her copies and Florence says she will have to see if she can find her photo she took. Anne repeats "one central location" multiple times while Florence and Gerry are speaking. Florence suggests with Sherri Rifle and Anne says while Florence is thinking Sherri, it could go with whoever is the Chair, too. Gerry said Florence does not send copies to everyone either and points out Scott Ruffner's TEAM application, that he withdrew, was missing when Florence scanned them. Gerry said we still need copies even if it is withdrawn. Anne says a record still needs to be kept.

Gerry says you still have to keep all applications whether they are withdrawn or not. Gerry asks Florence to read out loud the title of the list he made of requested dates for events in the Parkway and then says they are requested dates even though TEAM withdrew the application. Florence points out that all the Trustees have it and Gerry agrees. He adds when Florence sent copies over she said it was all she had while Florence adds "all active" applications, not inactive. Florence states this is "beyond ridiculous" and asked to move on to voting. Gerry agrees and asked from now on to keep everything. Florence asked also to include all Trustees on all correspondence involving the Trust. Florence brings up a specific instance about the Seacoast Growers and Gerry says he copied her on email but will give her a copy. Mark says he did see that it was sent out from Gerry. And Florence brings up the fact that at one of the meetings Gerry said, "I'm telling you I requested the money". Gerry states he would also like Florence to include all Trustees on her correspondence about the Trust as well. Florence states everything to do with the Trust she copies the Trustees on all the correspondence. Gerry said he isn't worried about it and said this is minutia he doesn't even want to be a part of. Florence suggests moving on to voting. Florence says, "Mark, you're the Chair" and Mark repeats that he is the Chair. He also adds, "I'm very emotionally upset. I want it to go on record that I'm very emotionally upset about your actions Florence". Florence asked what actions and Mark went on to say "all the actions that you done. Specifically the changing of applications" and that she told Mark he was wrong about the dates at the Selectboard meeting even though he had the original applications. Gerry injects and suggests moving on. Mark says he is upset about Florence's behavior and Florence asks about Mark's behavior considering he profits from the Trust. Mark responds by saying, "bring that all up". Gerry says the meeting is getting carried away and says

Florence can make a motion to move on to voting. Anne repeats that Chairs do not make motions. Florence states she is addressing the Trustees and makes a motion to act on applications. Gerry asks what applications are we acting on, Florence's or the ones the other Trustees have. Gerry says they cannot vote according to the list he made because there is no application for Farmer's Market yet, and they have to pick out the applications they have. He says the Farmer's Market is on the list because it is a seasonal event. Florence point out that she would not know that because she does not receive copies of the applications. Florence asks why we are talking about the Farmer's Market if we do not have an application for it yet. Gerry says, "Because you want to approve it but we don't have the application". Florence asks if we could approve the applications that we have and Gerry says he would like to go through them. Gerry adds he was hoping Scott Ruffner of TEAM would be at the meeting because he has some questions for him and says maybe Florence would know the answer to some of them. Florence says she does not know because she is not part of TEAM. Gerry said Ringing in the Season does not have an application yet. Gerry says said he has no problem with Swag except for 9/22/18 and wants to hold off on that. He also adds the Farmer's Market has no application as of yet. Florence asks if Mark and Gerry could vote on the Memorial Day Parade application because when it signed but was never actually voted on with which Gerry asks, "You want us to do an actual vote?". Gerry says, "The minutia of this is absolutely driving me crazy. Let's make a vote on this so we'll make sure this is the way it's supposed to be". Gerry makes a motion to approve multiple applications at once with stipulations for use of specific locations, until the Trustees know more information about the end of the sewer project. Anne suggests going through one by one because it will get convoluted otherwise. Don Clement suggested going over the applications one by one because it makes it easier for the person recording the minutes.

Gerry states regarding all of the applications there is an exception for the use of the area the Trustees will designate for events due to construction.

Gerry makes a motion to approve the East Egg Hunt, Florence seconds, all in favor, approved. Gerry makes a motion to approve Swag on Swasey 4/28, Florence seconds, all in favor, approved.

Gerry adds he wants to charge everyone from now on including non-profits and brings up TEAM's application for May 19. Gerry wants to charge them \$150,00. Mark says he wants to discuss before approving. Mark says May 19 and 9/22 has been advertised for TEAM and does not understand why they are advertising for events that have not been approved. Florence brings up that the Independence Museum also has and Mark says they should not be done either. Mark says construction being finished is too close to TEAM's request for May 19. Florence brought up the fact that in the construction meeting they said they could put up a fence with no problem to protect certain areas. Gerry says he can accept it as long as it does not interfere with the construction company. Florence brings up that caveat should have been brought up for Swag in April. Mark states there should be something on the application stating there is a caveat. Gerry has no problem approving applications as long as people who put in the applications are aware that some type of caveat has to be there until the beginning of July. He also adds everyone has to be treated the same including non-profits and that they should be charged a fee. Gerry and Florence agree everyone is aware and OK with the caveat. Mark

continuously says it is all dependent on the construction. Gerry says we have to treat everyone the same and cannot single any groups out.

Florence says she abstains from voting on TEAM's application for May 19.

Gerry makes a motion to approve TEAM's application for May 19, Mark votes nay.

Mark says he is upset about TEAM calling personal, unlisted cell phone numbers, including his own phone number. Mark says Scott received Mark's cell phone number from Florence and Florence says she had never been told by Mark not to give out his contact information and has not given his cell phone number out since. Gerry says this is all personal stuff we have to drop. Gerry makes a motion to approve Swag on Swasey, May 26, Florence seconds, all in favor, approved.

Gerry makes a motion to approve the Memorial Day Parade application, May 28, Florence abstained, Mark seconds.

Florence makes a motion to approve Concerts on Swasey, June 14 - July 26, Gerry seconds, all in favor.

Florence makes a motion to approve Swag on Swasey, June 23, Gerry seconds, all in favor, approved.

Florence makes a motion to approve the Independence Festival, July 14, Gerry seconds, all in favor, approved. Florence points out there is no application for fireworks.

Florence suggests people add in the year on applications.

Florence asks Mark if he said no to TEAM's first application because they were advertising and she says the Independence Museum is advertising as well. Mark states it is more than the advertising, it is them getting personal cell phone numbers and contacting people.

Florence points out August 8th is a Wednesday for Thursday night concerts. Mark says he will double check with Parks & Rec and no vote was made.

Gerry makes a motion to approve Swag on August 25, Florence seconds, all in favor.

Gerry has a question if it is just going to be music for TEAM's application in September. Mark says he does not have an application for this event. Mark says it was not received by him because the written on "received by" is not his handwriting he claims. Gerry believes Mark did receive it. Gerry says he wants to know if it is an entirely free event or not so TEAM's application is put to the side.

Gerry has asked TEAM's Fall Equinox and Swag if either one could change the requested date of 9/22 and neither will. Florence adds that Swag has many events in the Parkway while TEAM has no events because none have been approved. Gerry said he approved an event by TEAM and had no problem and he would approve this application too if he had more information. He says it has to do with whether or not they should be charged. Gerry said it is vague in TEAM's application and says we can vote on in next meeting no problem. Mark asks what application everyone is talking about. Mark says he has spoken with 6 abutters around the Parkway and none of them want more music in the Parkway.

Gerry makes a motion to approve TEAM 9/7, 9/14, 9/21, and 9/28, events based upon clarification if they are making money or not. Mark does not want to approve TEAM's application. Florence points out it is discrimination to approve other events that have music, like on Park & Rec Thursdays but says TEAM's events on Fridays are not okay. Mark says Parks & Rec have been doing it for a long time.

Gerry votes to approve it, Florence abstains, and Mark votes nay.

Gerry hopes TEAM and Swag can work out 9/22 and adds he has been in touch with both.

Gerry mentions Powder Keg has requested October 4-10th to set up. Florence agrees with Anne that the application should request each day on the application.

Gerry moves to approve, Mark seconds, all in favor.

Florence makes a motion to approve Swag on Swasey on October 13, Gerry seconds, all in favor.

Florence makes a motion to approve the Crop Walk 10/14, Gerry seconds, all in favor, approved.

Florence makes a motion to approve the Halloween Parade 10/26, Gerry seconds, all in favor, approved.

The conditions due to ongoing construction for the application approvals was not written and no applications were signed by Trustees.

Florence says we cannot vote on anything for December because they have not received any applications yet.

Gerry says maybe there will not be a Farmer's Market this year because there is no application.

Florence is concerned that Farmer's Market has not paid the fee for 2 years and points out that it is \$2,400. Due to the Trust. Mark says he will make a copy of the original application for Swag on Swasey. Gerry says it had to either have been scanned wrong or cut off in a photo. Florence points out that on her copy of an application it is red and written on saying "copy" and Anne and Gerry both point out that it is a color copier and sometimes it is hard to tell.

Mark makes a motion to adjourn the meeting at 4:37 P.M, all in favor.

Submitted by Scribe Florence Ruffner