

TRI-TOWN INTERGOVERNMENTAL AGREEMENT FOR THE MANAGEMENT OF THE LAFAYETTE
RECREATION PROGRAM

AGREEMENT made on this 30th day of April, by and between the Towns of Easton, Franconia and Sugar Hill, all of Grafton County, State of New Hampshire.

WHEREAS a written agreement to specify the respective rights and responsibilities of each town pertaining to recreation facilities and services is appropriate and authorized by RSA Chapter 53-A, "Agreements between Government Units".

WHEREAS the Town of Franconia shall hire all the employees and administer the recreation program under the auspices of the Lafayette Recreation Committee (LRC) in accordance with laws governing public recreation in the State of New Hampshire.

NOW THEREFORE, in consideration of mutual terms and conditions hereinafter, the Towns of Easton, Franconia and Sugar Hill hereby enter into the following Inter-Governmental Agreement and agree to the following:

- 1) This agreement specifies the procedures and authority for the cooperative benefits and responsibilities of the recreation facilities and services for the residents of all ages in the Towns of Easton, Franconia and Sugar Hill.
- 2) The Town of Franconia shall insure against any liability and other risks associated with recreational activities and programs, obtain all insurance deemed to be necessary and appropriate in accordance with paragraph 5b.
- 3) Any acquisition of real property or issuance of bonds or notes shall be conducted solely pursuant to authorizations from the legislative bodies of each Town. No Town shall have the independent authority to acquire real estate or incur debt on the behalf of the other Towns.
- 4) **Operational Oversight:** The daily operation of the recreation services and facilities within the Town of Franconia and other approved venues shall be administered under the direction of the Lafayette Recreation Committee through its Parks and Recreation Director and in coordination with the Youth Director as set forth in its by-laws.

The Lafayette Recreation Committee shall:

- a. Consist of eight (8) members; seven (7) appointed by the Select Boards from each respective town as follows; Easton two (2), Franconia three (3), Sugar Hill two (2) plus one (1) representative from the Lafayette Regional Elementary School, either the principal or the principal's designee.
- b. Review the state of all programs, activities and facilities. Establish and implement policies and procedures as set forth in its by-laws.
- c. Provide a variety of recreational programs and activities for all the residents of the Towns of Easton, Franconia and Sugar Hill.
- d. Develop long and short term goals; recommend, plan, construct and maintain recreation facilities and equipment.
- e. Adopt rules and regulations for the use of the recreational facilities and services, including provisions for imposing and collecting fees and other similar matters.
- f. Receive and disburse funds for the purpose hereof in accordance with the annual adopted budgets and RSA Chapter 32, "Municipal Budget Law".

5) **Annual Budgets:** The annual budget for the Lafayette Recreation Program shall be prepared by the Parks and Recreation Director and Youth Director, reviewed and approved by the LRC and runs from January 1 to December 31. The proposed budget shall be presented in a timely manner to a joint session of the Select Boards from each town for review and comment. The final budget shall then be available for the budget hearing of each Town for review.

- a. All operations shall be gross budgeted and funded through the annual operating budget of the Town of Franconia.
- b. The expenditures of the annual budget shall be divided each year among the Towns of Easton, Franconia and Sugar Hill based on the student population from each town as of December 31st.

- c. Town of Franconia shall invoice the Towns of Easton and Sugar Hill bi-annually for their share of operating expenditures.
- d. All revenues and fees except fundraising shall be re-directed into the budget to offset operating expenditures.
- e. The annual budget shall provide for the administration of all recreational programs and activities, Youth & recreation Director's salary and a portion of the Recreation Director's benefits.
- f. Fundraising revenue shall be placed into the Town of Franconia's Lafayette Recreation Expendable Trust Fund to enhance the Lafayette Recreation programs, events and activities (these programs, events and activities are to be determined by the Lafayette Recreation Committee). An accounting of the trust fund shall be provided to each of the towns on an annual basis.
- g. The combined Boards of Selectmen, comprising at least one representative of each Board, shall hold at least one meeting annually to review operations & annual budget. Each meeting shall be called by Franconia and arranged at a time convenient for the three Boards to attend.

6) Funding Obligation: In the event that any Town does not appropriate its allocated share as called for in the budget, the funding obligation of the other parties shall be reduced by an amount proportional to the amount by which the other party under-funds its share of the annual budget. If amounts appropriated are insufficient to properly maintain and operate the Lafayette Recreation Program or to comply with any applicable law or regulation, the three Boards of Selectmen shall meet to try resolve the matter

7) Withdrawal: Any town may withdraw from this agreement with nine (9) month's written notice to the other towns of its intent to do so and stating the reasons for the proposed withdrawal.

8) Duration:

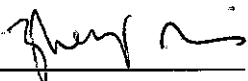
- a. This agreement shall remain in effect upon the same terms and conditions from year to year, subject to modifications as set forth below and/or withdrawal as set forth above.
- b. This agreement may be amended by a simple majority vote of each of the Boards of Selectmen from each town.

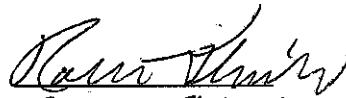
9) Effective Date: This agreement shall take effect upon its execution by a majority of the members of the Select Boards of each town and shall be placed on file with the Town Clerks of Easton, Franconia and Sugar Hill.

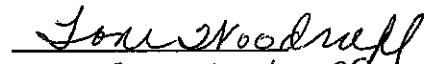
10) If any provision, or portion thereof of this agreement is, or becomes invalid under any applicable statute or rule of law, it is to be deemed stricken and the rest of this agreement shall remain in full force and effect.

The Select Boards have executed this agreement on behalf of the Towns of Easton, Franconia and Sugar Hill.

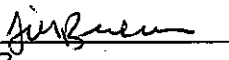
For the Town of Easton:

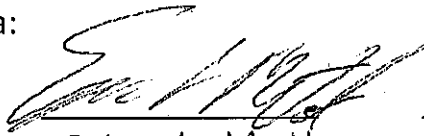

Zhenye Mei

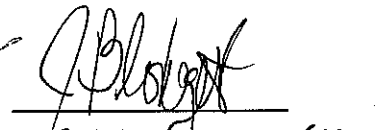

Robert Thibault


Toni Woodruff

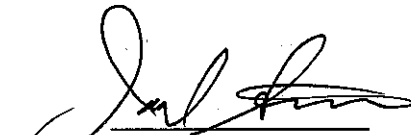
For the Town of Franconia:

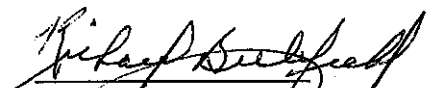

Jill Brewer


Eric L. Meth


JEFF BLODGETT

For the Town of Sugar Hill:


John J. Strasser


Richard Bielefield