TOWN OF TILTON
BOARD OF SELECTMEN MEETING

Town of Tilton
257 Main Street
Tilton, New Hampshire 03276

Minutes of September 5th, 2002

Present from Board: Chairman Brown, Selectman Dawson, Selectman O’Leary and Selectman Foye. Selectman Manseau was not in attendance.

Also present: Town Administrator Alice MacKinnon, and secretary Catherine A. Woessner.

Chairman Brown called the meeting to order at 6:04PM.

Announcements:

Chairman Brown reminded the audience of the Special Town Meeting to be held at the Tilton School Chapel on Tuesday, September 17th, 2002 at 7:00PM. The subject is to see if the Town will vote to assign a committee for the purpose of overseeing the development of land identified as the Pillsbury Mill Site for use as a Town Park.

There are three memorial services scheduled in honor of the new Veteran’s on the war on terrorism and those who perished one year ago on September 11th, 2001.

There will be a Memorial Service on the Island from 7PM to 9PM on September 11th, sponsored by the Trinity Episcopal Church. Any community group or Church is welcome to participate.

A National September 11th Commemoration by the American Legion Post 49 and Franklin, Northfield, Sanbornton and Tilton Police and fire Departments invite you to join them on September 11th, at the Town Line Plaza, Tilton, at noon to support America’s newest veterans engaged in the War on Terrorism.
Joanna Oliver and the 1875 Inn of Tilton invite the public to a Spaghetti Dinner being held on September 11thth, 2002 from 12:30 to 2:30 PM following the September 11th Commemoration Program. The cost is $5.00 per person with all proceeds going to local charities.

**Old Business:**

Chairman Brown asked if everyone reviewed the minutes of August 22nd, 2002. Selectman O’Leary made a motion to accept the minutes as written, seconded by Selectman Dawson. All were in favor.

1. Chairman Brown discussed the third and final Waste Collection date coming up in October. This will be the third and final for 2002. It will start from Thursday, October 17th through Saturday, October 19th from 9:00AM to 5:00PM. Copies of the draft were presented to the Board and read by the Chairman. After discussion, Chairman made a motion to accept the draft as the final version of the notice for trash collection for the period of October 17th through October 19th, 2002, seconded by Selectman O’Leary. All were in favor.

2. Chase property, Andrews Road. Chairman Brown reported that the 30-day grace period for the clean up of junk on his property ended on the 3rd of September. Code Enforcement Officer Joe Plessner inspected the property on Tuesday and reported that the fence is still there and everything is gone except for a snowplow, camper and two vehicles. Mr. Plessner reported there are seven vehicles that are registered to Mr. Chase or other members of his family. Mr. Plessner asked Mr. Chase if vehicles were being repaired and/or dismantled on his property. Mr. Chase said that that has ceased and is no longer taking place. Chairman said they will draft a letter to Mr. Chase but he would first like to inspect the property with another Selectman. Selectman Dawson said she would go along with Chairman Brown to verify this. There were residents of Andrews Road sitting in the audience who had questions and concerns regarding Mr. Chase’s property.
Betty LeFlesch asked if it would be possible to have a follow up check periodically as Mr. Chase has cleaned up his property in the past and then a few months later it is the same again. Chairman said this would be included in the letter to Mr. Chase. Chairman Brown said if this problem keeps occurring, then the Town will have to take legal action. During Mr. Plessner’s inspection of the property he asked Mr. Chase if he would be willing to sell his property if a reasonable offer was given. Mr. Chase said he would. Chairman suggested the Andrews Road residents Association think about doing this in concert with the Town and revert the property to a common area. Chairman Brown informed the residents of Andrews Road that they will go out and re-inspect and if they should see any serious violations to let the Board know. There was also discussion concerning the easement road behind the houses on Andrews’s road. It was reported that the property on 28 Andrews Road has blocked the road with junk and trash. Mr. Chase has also blocked this road and has now made it into a driveway, changing his original curb cut. Chairman Brown said he and Selectman Dawson would check this tomorrow. Chairman Brown informed the residents that a copy of the letter to Mr. Chase would be sent to Mr. McCarthy. The Board discussed Mr. Chase’s change in curb cut and will check into it.

3. **NHMA, Policy Conference September 13th.** Chairman informed the Board that Selectman Dawson has suggested Jim Dodge as a delegate if the Board is acceptable to this to spend the day at the conference and vote on behalf of the town. Chairman asked if this would be acceptable to the Board. Selectman O’Leary made the motion to elect Jim Dodge as their delegate to represent the Board on September 13th, seconded by Selectman Foye. All were in favor except for Selectman Dawson who abstained from voting. Chairman discussed the floor polices and informed the Board that he and Alice went through them and both answered yes to all of the questions. The Board was in agreement. Chairman Brown made a motion to instruct their delegate to vote yes on all of the legislative proposals
on the floor policy contained in the document dated July 9th, 2002 from New Hampshire Municipal Association for the policy conference on September 13th, 2002, seconded by Selectman O’Leary. All were in favor.

4. **Rte. 3 Sewer Line, High Way Garage.** Chairman Brown spoke with Med Sattler who is working on this, but is having some problems. Chairman discussed the forced two-inch main line. Med was in agreement, if the Board agrees to get a new estimate from Ken Partridge for a five inch line and the sewer commission will pay the difference in cost. The Board discussed this and was in agreement to go with the five-inch line. Chairman Brown made a motion to seek a new revised estimate from Ken Partridge to install a five-inch municipal line from the town garage to connect to the existing sewer line that runs up to Rick Lepine’s property, seconded by Selectman Foye. All were in favor.

5. Chairman discussed correspondence with the Board.

6. **Veteran’s issue.** Alice asked the Board if they would like to meet with the Parks Cemetery Association to reach a joint decision as to what will happen to the veterans. Alice will contact Judy Huckins and invite her to the September 19th; Selectmen’s meeting to discuss this. Selectman Manseau joined the meeting at this time.

7. **Letter from Belknap County Economic Development Council.** They are doing a study on bike week. Selectman Manseau is liaison to the police department and will discuss it with Chief Chase. Chairman said we have to have his response back by September 30th.

8. **Tuesday voting at Middle School gymnasium.** Chairman asked Selectman Foye if he could be there at 7:00PM for closing. He said he would be there. Chairman Brown and Selectman Dawson will be at the polls Tuesday morning.

9. **Panullo, auction house property.** Chairman Brown informed the Board that the Fire Commissioner and Fire
Chief Petrin are involved and have given Mr. Panullo to the end of November to correct it. The Board further discussed this and was in agreement to let the Fire department handle this, as it is a safety issue.

10. **Special Town Meeting 9/17.** For election of committee for park design. Chairman discussed the procedure with the Board and asked if any of the Selectmen would like to provide a brief history of where they are with this. Selectman Manseau feels the presentation should be made by Pat Clark as it is his warrant and the Board would in turn respond to any questions or issues. Selectman O'Leary said he has a problem with the money that has already been spent on the park design in the amount of $3,500 and now we have to spend more money to redesign the park again. Alice feels a history of the site needs to be given so people will understand the reason we are at a standstill is not because of choice, but out of necessity because we are still waiting for the final reports from D.E.S. and GZA and those have not been forthcoming. We have been told that we cannot move one grain of sand until we have those. Selectman Manseau suggested a brief outline of the history provided in handouts for the special town meeting and also have the final design that was presented for the Tannery Park site displayed. Selectman Dawson asked the Board if they are going to present a case against forming the committee. Chairman Brown said they should make a point if they are all in favor and they were at the time of the preliminary design that the Conway Landscape Design School gave them that they should make that point clear that the town already spent $3,500 to do this and at the time it was acceptable to everyone. Chairman suggests using this as the basis and work from it. Selectman Dawson feels the point should be made to the people that if the contours of the design are changed the town cannot go forward with site specific. Alice will prepare a history of the site in outline form for the Special Town Meeting. Chairman informed the Board that they would be notified when the draft for the handout is ready so they look it over.

Chairman asked the Board members if there was
Selectman O’Leary informed the Board that the Budget Committee tried to have a formal meeting on Wednesday, but they only had three members. They are looking for two more members. Selectman O’Leary said they need a minimum of four members for a meeting and four members for a quorum. Selectman O’Leary asked Alice to check with NHMA regarding the legality of Budget Committee members not showing and that they cannot get anyone to join, what do they do under these circumstances. Alice has not received an answer yet. Selectman O’Leary announced they sent out their schedules and will be meeting from Wednesday, October 13th to November 1, 2002, and will start again in December for the final budgeting of the Police Department. The Selectmen are scheduled for January 2003.

Chairman Brown informed the Board that the Town has been served regarding tax abatement for the Anchorage Motel owned by Peter Fleischhacker. Chairman Brown asked the Board for a motion to turn this over to Attorney Chandler. Selectman Manseau made the motion, seconded by Selectman O’Leary. All were in favor.

Selectman Manseau asked if Joe Plessner inspected the Tattoo Parlor to see if it meets with the Town’s Ordinance and also the signage that is increasing. Alice will ask him about this. Selectman Manseau also mentioned the Auction House is blocking traffic on Monday, but now all of the time. Alice will ask Chief Chase to check into this.

Selectman Dawson asked if we heard from Paul Darbyshire regarding the Colby/Hast Range Road property. Alice said we have not, but he was supposed to do the issue of the bridge first. Alice will contact him to see when the Board can expect a report from him. Selectman Dawson informed the Board of a Citizens Petition from Lochmere residents asking to have their sidewalks plowed. There was a brief discussion regarding a petition from Lochmere residents asking not to have their sidewalks plowed two years ago. Selectman Dawson asked about the liability of this. Chairman Brown informed her that the Town’s response two years ago was
that the liability reverts back to the homeowner. Alice asked if they want to have another public hearing on this and notify all of the residents. Selectman Manseau said we should notify the residents on the new petition and the old petition as well. After discussion it was agreed to have a Public Hearing on October 10th. Selectman Dawson said she would see to it that all of the people on the petition get notices, as there were no addresses on the petition. Alice will send a notice to all the property owners in the area.

Alice informed the Board of an easement deed they received back from Market Basket that has been signed by them and the Board of Selectman. Alice will now have it recorded at the registry. They also sent a check for $1,250.00, which is to maintain the easement. Alice informed the Board that in the past what she has done with these checks is give them to the Trustees and have them set up an account for them if this is acceptable to the Selectmen. They were in agreement.

Alice mentioned to the Board that there is a surplus from the School District and an apportionment will come back to the Town.

Ron Rau from the audience asked if there was anything news from the Beach Committee. Selectman Foye said he has not heard anything.

At 8:42PM Chairman Brown made a motion to go into non-public session for the purpose of discussing matters which if discussed in public would likely effect adversely the reputation of the person other than the Board itself, seconded by Selectman Manseau. Chairman called for a roll call vote.
Selectman O’Leary, yes, Selectman Manseau, yes, Selectman Dawson, yes, Selectman Foye, yes, and Chairman, yes.

At 8:42PM the public session resumed.

Chairman asked Selectman Manseau if he had any information on the parking lot of the Police Department. Selectman Manseau said he talked to Rick Lepene and explained he would like to have it started before the ground freezes with at least a couple of parking spaces for the public.
Chairman asked if there was news on Squantum. Alice said she would send an e-mail to Mr. Harvey. Selectman Manseau said he checked the seal at the bottom and there is a gap. Selectman Dawson said it sounds like they did not use a backer rod and will look at it.

Selectman Manseau asked if they are going to change the Ordinance as they have it posted “no dogs”, but there is no ordinance to enforce it. It should be enacted based on any public park that way it would be covered. The Board will discuss this further.

Chairman adjourned the meeting at 8:46PM.