Minutes of Tilton Selectmen’s meeting of Thursday, May 15th, 2003.

Present from Board: Chairman Manseau, Selectmen: Brown, Foye, Dawson, and O’Leary.

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

Chairman Manseau called the meeting to order at 6:01 PM.

Payroll, Accounts Payable, Minutes of May 15th, 2003:

The Board approved and signed the Payroll and A/P manifests. Selectman Brown moved to accept the minutes of May 1st, as written, seconded by Selectman Dawson. All were in favor.

Old Business:

Mr. Michael LaValle: A letter was sent to Mr. LaValle with the offer of extending the time line for payment of his Noyes Road betterment tax from three to six years. The offer has been accepted with thanks.

Mr. Richardson’s subdivision road: A letter from John Richardson was reviewed and discussed. The Board agreed to have Mr. Richardson attend the May 29th meeting and to also have Peter Julia from Vollmer Associates attend the meeting.

Historical Society Building (Old Grange Hall): Repair of kitchen roof. Selectman Dawson will contact roofers and have them contact the town hall.

Squantum: The Board discussed the return of Squantum. There has been no response to the emails and telephone calls to Mr.
Harvey. Chair will contact Mr. Harvey to see what progress has been made on Squantum.

**Dead Electrical Wires in the downtown area:** No response yet from the Fire Commissioners.

**School District Formula Committee:** Selectman Brown informed the Board of the first meeting of the Formula Committee was held on May 6th at which officers were elected and a meeting schedule was set. Nina Gardner is the Chair and Lana Dearborn is Vice Chair. The next meeting is May 27th.

**Drew’s Junkyard:** Selectman Brown informed the Board that Health Officer/Code Enforcement Officer, Joe Plessner checked the vehicles at Drew’s and confirmed the vehicles are improperly stored. D.E.S. is presently drilling test wells at the site. Selectman Brown and Joe Plessner will follow up on the situation and speak with Russell Drew, the owner.

**Appointments with the Board:**

**Kathy Yeo, Boston Post Cane:** Deputy Town Clerk Kathy Yeo met with the Board regarding her research on the presentation of the Boston Post Cane. She informed the Board frequently towns have a residency requirement for cane recipients; the length of time for residency varies greatly from town to town. Additionally, some towns give the original cane to the recipient; others give a replica of the cane. Tilton has been giving a certificate of recognition to its oldest resident. It was decided that a replica of the cane would be presented to the recipient.

It was recommended that a residency requirement be established for cane recipients.

**After discussion, Selectman Brown moved to establish a residency requirement for the Boston Post Cane of ten years and moved that the replica of the cane be returned to the town upon the recipient’s death. Seconded by Selectman Foye. So voted.**

Additionally, the Board voted to not award the cane if a recipient (the town’s oldest resident meeting the established residency requirement) declines the award.
John Robinson, Vendor License approval: Mr. Robinson met with the Board requesting approval of a license to operate a food cart at the Lakes Region Factory Outlet Mall from May thru October. Mr. Robinson filed a letter of permission from the General Manager of the Lakes Region Outlet Mall with the Town. The Board approved Mr. Robinson’s Vendor’s License.

Business Park Drive: Casey Nickerson met with the Board and presented a copy of his proposed budget for the work to be done on Business Park Drive prior to its acceptance as a town road.

Mr. Nickerson revisited the items that need to be resolved prior to the acceptance of the road.

1. The sewer issue has been resolved.

2. The proposal to correct the crown of the road and overlay the road.

3. The issue of the turning lane from Route 132 has not been resolved yet with the Department of Transportation.

Mr. Nickerson informed the Board that PSNH now the owner of two lots in the subdivision, would like a letter from the Town concerning the Selectmen’s position on acceptance of the road.

Mr. Nickerson went over the issues raised in the Vollmar letter:

1. As-built plans. Mr. Nickerson requested the Board to forego requiring the filing of as-built plans. In its place, Mr. Nickerson will provide the town with the plans used in the construction of the road, which survey the road and show the road at 100 foot stations.

Selectman Foye moved to accept the documentation from Pike’s Industries as an addendum to the original plans to suffice for this requirement, seconded by Selectman Brown. All were in favor.

2. Permits. All of the permits are on file with the town.

3. Testing results and compaction results. Mr. Nickerson said he would file them with the town next week.

Selectman O'Leary moved to wave the requirement of the monuments, seconded by Selectman Dawson. All were in favor.

5, & 6 Estimate for paving. The paving will include shimming where necessary to created the proper crown and a one-inch overlay over the entire length of the road.

7. Cul-de-sac. Mr. Nickerson informed the Board that Dennis Allen, Public Works Director presented two options for the cul-de-sac issue: put gravel at the end of the road so they can turn around or give the Town an easement to use the existing driveway owned by Mr. Nickerson.

Mr. Nickerson requested that the Board accept an easement to permit the use of the parking lot for a turn-around in place of a cul-de-sac or a turning area at the end of the road. Mr. Nickerson stated that it was his intent to eventually build the road out to Route 132 once the present lots had been sold or developed.

Selectman Dawson indicated she would support a waiver of the cul-de-sac requirement for a period of five years. If Mr. Nickerson has not extended the road to Rte. 132 he could be required at that time to install a cul-de-sac per town road specifications.

The Board discussed the liability of an easement. It was agreed that C. Chandler, town counsel will review and approve the language of the easement.

Selectman Foye made a motion to accept an easement from Mr. Nickerson permitting town vehicles to use a portion of the parking lot located on parcel no. R20-01-08 as a turn around area and further moved for the Board to revisit this issue in five years to determine the need for a full cul-de-sac. Seconded by Selectman Dawson. So voted.

8. Easements. Mr. Nickerson’s attorney will draw up all easements which will be reviewed by Town Counsel.

9. Drainage System. The drainage system will be
inspected shortly prior to acceptance to insure that it is in proper working order.

10. Part of the budget estimate presented earlier.

The remaining issue is the driveway permit for the road including the issue of the turning lane on Rte. 132. The need for the turning lane will not be triggered until the development of that lot which increases the number of cars using the road to DOT’s standard for a turning lane.

Mr. Nickerson indicated that he understood that he will need a letter from DOT advising the town that it will not be held liable for the cost of the turning lane if it accepts the road. No action will be taken on the acceptance of the road until this issue is resolved and the resolution is transparent.

At the request of Mr. Nickerson a letter will be sent to Public Service outlining the present status of the road in the acceptance process.

**Correspondence:**

A letter from Bonnie Tollman, Ladies of the Department of N.H. Auxiliary, Sons of the Union Veterans of the Civil War, informing the Board they were awarded the First annual community civil war Diligence award in the amount of fifty dollars ($50.00) for our efforts to maintain the Veteran’s cemetery and the Civil War Veteran’s statue.

There will be a retirement roast/party to former Chief of Police, Charles Chase tomorrow evening at Steel Hill.

NH Green yards workshop will take place on June 24\textsuperscript{th} at the Opera House in Franklin. Selectman Brown and Joe Plessner will attend.

A letter from Jon Scanlon, W. Main Street resident, seeking help regarding the condition of his lawn dug up by Keyspan when new gas lines along W. Main Street were installed. Since the matter is a civil matter, the Chairman will e-mail Mr. Scanlon to inform him of the Public Hearing to be held by Keyspan this summer on its Main Street project and also to inform him that he should notify D.O.T.
**Appointments:**

Lakes Region Planning Commission: there is an opening on the TAC Committee of the LRPC created by the resignation of James Dodge who has served on the committee for many years. Selectman Brown moved to nominate Dennis Allen to the TAC position for the Lakes Region Planning Commission for a three-year term, seconded by Selectman Dawson. All were in favor.

**Regional Recycling & Demolition Center:**

A joint recycling meeting with the towns of Belmont & Northfield and with representatives from Bestway was recently held. Archie St. Hillaire, president of Bestway, made the presentation and presented a conceptual plan for a recycling center. Bestway will assume all financial liability for the center, including land purchase, permitting and construction. However, Bestway will need letters of support from the three towns for the DES permitting process. The permitting process depends upon the support of the town. Additionally, Bestway requests a representative from each town to serve on a committee to assist with the planning and implementation of the center.

Bestway is interested in providing a collection point for construction and demolition materials and will include other aspects of solid waste removal (recycling, tires, white goods, batteries, brush and leaf collection, etc) as is financially feasible for it to do. Selectman Brown moved to send a letter of support for the recycling center to Bestway Disposal. Seconded by Selectman Foye. So voted.

The Board will check with the Solid Waste Committee to see if one of the members would be willing to serve. Selectman Foye volunteered to serve if no one else is available.

Amy Clark from D.E.S. contacted the town concerning the inspection of the second dam located on Nel Bennett’s property. A DES representative inspected the second dam and is recommending that it be reclassified to hazardous. The town will receive a copy of the report.
There was discussion regarding the replacement of the back door entrance of town hall and whether or not it should be another metal door or a wood door. The Board will further explore this.

Selectman Foye informed the Board that he inspected the well at Warren Suter’s property on Noyes Road; the well is only 8 ½ feet from the road and in his opinion, the construction of the road damaged the well. Selectman Foye feels the original offer to Mr. Suter of $2,750 is not sufficient compensation and feels the town should pay half the cost of a new well. The estimate for a drilled well was $8,000. After discussion it was agreed to update the estimates for a drilled well and then determine an appropriate amount.

Selectman Foye informed the Board that on April 26th and Saturday, May 3rd, at the property owned by Tilton Ford, Edmonds Construction was hauling topsoil out of town in violation of the zoning ordinance. Selectman Brown also was contacted about the hauling, called Mr. Edmonds and was told it was being used at Jensen’s Trailer Park. Selectman Brown asked Mr. Edmonds if he was aware of the town Ordinance restriction on hauling topsoil out of town. Mr. Edmonds responded “yes”. Joe Plessner, Code Enforcement officer, visited the site. Based upon his site visit, Mr. Plessner issued a cease and desist order to Edmonds and Tilton Ford until a site specific permit has been issued by DES. A letter will be sent to the contractor concerning the violation.

Selectman Dawson reported that she has been contacting Division III for an update on the construction of the sidewalk in Winnisquam and has not received a response. Gary Clifford is now in charge of this project. The file on the project will be reviewed.

Selectman Dawson reported she has re-contacted the company that has offered assistance in building the ballpark on land on Rte 132 and is still waiting for a response defining what services they will gift to the town.

Selectman O'Leary reported John Rymes who has offered a truck to transport the Civil War Monument statue to Mr. Court's
workshop in Northfield would like a letter from the Board outlining his donation of $1,500 to the Town. Hopefully, the statue will be moved the weekend of May 24th or May 31st. The Board agreed to send the letter.

At 7:48 PM Selectman Dawson moved to go into non-public session for the purpose of negotiations, seconded by Selectman O'Leary. A roll call vote was taken. Selectmen O'Leary, Brown, Dawson, Foye, yes and Chairman, yes.

At 8:23 PM the Board resumed their regular meeting.

Selectman Brown moved to seal the non-public minutes indefinitely until all issues discussed are resolved, seconded by Selectman O'Leary. So voted.

Selectman Dawson made a motion that the Board of Selectmen supports the Road Committee in their negotiations with the State of New Hampshire, D.O.T., seconded by Selectman O'Leary. All were in favor.

Selectman O’Leary moved to adjourn the meeting at 8:26 PM.