Present from the Board:
Selectman Katherine Dawson, Selectman David Wadleigh, Selectman Tim Pearson, Selectman Tom Cavanaugh, and Selectman Al LaPlante.

Also present:
Town Administrator Joyce Fulweiler and Secretary Catherine A. Woessner.

Selectman Dawson called the meeting to order at 6:00PM.

Selectman Dawson opened the Public Hearing to receive public comment on the following; Ordinances regulating the use to Town Parks, Removal of Dog Waste, Alcoholic Beverages, and Public Decency. Selectman Dawson read the Town Ordinances:

**Removal of Dog Defecation:** An owner or person having custody of any dog shall not permit said dog to defecate on any public property including public streets, alleys, sidewalks, parks, or any other public grounds or any private property other than the premises of the owner or person having custody of said dog, within the limits of the Town of Tilton unless said defecation is removed immediately. This ordinance shall take effect upon signing.

**Penalty:** Any person violating any provision of this chapter shall be punishable by a fine of twenty five ($25.00) for the first offense and fifty dollars ($50.00) for the second offense, any subsequent offense will be marked must appear and will be determined at court, not including any penalty assessment assigned by the Court.

**Public Urination:** No person shall urinate or defecate or expose their genitals, upon any public street, or any public highway, public sidewalk, municipal parking lot, Municipal Park, or in any private place or property viewable from any public place within the limits of the Town of Tilton. This ordinance shall take effect upon signing.
PUBLIC HEARING; ORDINANCES

Penalty: Any person violating any provision of this chapter shall be punishable by a fine of one hundred dollars ($100.00) for the first offense and two hundred fifty dollars ($250.00) for any subsequent offense, not including any penalty assessment assigned by the Court.

Alcoholic Beverages: No person shall drink any alcoholic beverages or alcoholic liquor as defined in Chapter 175 of the New Hampshire Revised Statutes annotated, upon any public street, or any public highway, public sidewalk, municipal parking lot or Municipal Park within the limits of the Town of Tilton. This ordinance shall take effect fifteen (15) days after its passage. Passed and approved this 12th day of July, 1973

Proposed amendment to the above ordinance: No person shall drink or possess any open alcoholic beverages or alcoholic liquor as defined in Chapter 175 of the New Hampshire Revised Statutes Annotated, upon any public street, or any public highway, public sidewalk, municipal parking lot or Municipal Park within the limits of the Town of Tilton. Penalty: Any person violating any provision of this chapter shall be punishable by a fine of fifty dollars ($50.00) for the first offense and one hundred dollars ($100.00) for any subsequent offense, not including any penalty assigned by the Court.

Selectman Dawson read the Town of Tilton Rules for the Riverfront Park, Island Park Rules, Buffalo Conservation Area Rules, Route 132 Ball park Rules.

VIOLATION OF ANY OF THE PARK RULES COULD RESULT IN FINES OF UP TO $1,000 AND/OR PRIVILEGE TO USE THE PARK REVOKED.

At this time Selectman Dawson opened the Hearing to public comment.

Resident John Coen of School Street asked about the Excessive Noise Ordinance which is what he would like to talk about. He said he read about this in the Winniesquam Echo under the Chief of Police’s information. Selectman Dawson said she does not have that ordinance but will look into it. Mr. Coen’s concern is the excessive noise, music coming from the apartment
Public Hearings:

building alley bordering his mother's property and would be in support of a noise ordinance.

Comments from public:

A resident on Peabody Street said a neighbor walks his dog along the fence (public property) and leaves the mess, which they also found on their property. Selectman informed the public that it will take the public’s help to enforce these ordinances, when they see an infraction they need to contact the police department.
Resident Cecile Roberts suggested that when residents register their dogs they are given a copy of the dog ordinance and also sign a book that they have received the ordinance.

Regarding the noise ordinance a resident thought was going to be discussed tonight Selectman Dawson asked the public if this is something they would be in favor of. Selectman Dawson explained that a noise ordinance was brought up in the past but the police did not have an effective way of measuring noise and would have to come up with a certain decibel level.
Selectman Dawson said the Chief of Police is working on this ordinance.
Selectman Dawson said the public hearings are open until 7:00PM.

Approval: Minutes of May 1, 2008:

Selectman Pearson made a motion to accept the minutes of May 1, 2008 as written, seconded by Selectman LaPlante. All were in favor with the exception of Selectman Cavanaugh who abstained.

Old Business:

Selectman LaPlante reported he walked the Sherry land property with Mr. Hast and his daughter Wendy. Selectman LaPlante said there are two roads going into the site and there is room for 120 sites at 10,000 square feet. Selectman Pearson said the other issue is whether or not they made significant improvements over the years to keep the grandfathered rights.
Selectman LaPlante said regarding the development beyond the 35 sites Mr. Hast had started working beyond that point, he cleaned it out so sites could be put in but this cannot be determined. Selectman LaPlante recommends Mr. Hast go to the ZBA and ask for a variance. Selectman Dawson asked the Chairman of the ZBA, Norman Boudreau what his thoughts are regarding this. Mr. Boudreau said Mr. Hast can certainly apply for a variance and would be putting himself under the jurisdiction of the ZBA to make the decision as to whether or not this is a reasonable use of the property. This would be treated as a new application and the grandfathered issue would not be taken into consideration.

At this time Selectman Dawson asked the Board if they all agree that Mr. Hast does not continue to have grandfathered rights on that property. The Board agrees that Mr. Hast does not have grandfathered rights on the property and a letter will be sent to him letting him know of this decision and to inform him of what his choices are.

**Police Chief Cormier:**

Chief Cormier discussed the proposed Disorderly Actions Ordinance. He said it allows them to introduce some times regarding noise if they want to where the RSA does not address it. For example if you felt someone snow blowing their driveway at 3:00AM was unreasonable it would be covered under this proposed ordinance. The proposed ordinance addresses more specific items problems on a community basis where the RSA is very broad and sometimes is harder to prove. Selectman Cavanaugh discussed the wording under penalties: any person who violates the provision of this ordinance **shall** be guilty of a violation, punishable as follows—possibly change **shall** to **may**. Chief Cormier will look into this.

Selectman Dawson reported that she was asked to look into why there is a bank account for the Park Commission. In her research Selectman Dawson found that on March 11th of 1947 town meeting to see if the town will vote to raise and appropriate annually the sum of $200.00 for recreational purposes to be expended under supervision of the Park Commission. Selectman Dawson said this was passed, however, according to the current RSA’s it would have to be a capital reserve account or revolving fund. The
town treasurer does receive quarterly bank statements of this account. Selectman Dawson said in further research she found that each year the town would appropriate $200.00 for the Parks Commission until the Conservation Commission was created sometime in the 1970's and it is not clear what happened with the money as there was one line item which included all of the monies for the Conservation Commission and the Parks Commission. Chairman of the Parks Commissioners Bob Hardy said there is $1,955.08 in the account. Bill Lawrence is the treasurer of the Parks Commissioners and is authorized to write checks on this account. Selectman Dawson suggests the Parks Commissioners deplete the account using it for the Parks and then use the Capital Reserve Account as the Parks Commissioners are the agents for this account.

As there were no other comments from the public, Selectman Dawson declared the Public Hearing on Ordinances regulating the use of Town Parks, removal of dog waste, alcoholic beverages and public decency closed at 7:05PM.

Selectman Cavanaugh suggested they offer Mrs. Robert's suggestions regarding the dog ordinance in a letter to the Town Clerk and also ask the Town clerk for her input on this.

Selectman Dawson discussed the parking lot at the Riverfront Park being used by the businesses of Mr. Cropsey's building, Riverfront Place. After the Board discussed this Bob Hardy, Chair of the Parks Commissioners will contact Mr. Cropsey and inform him of the parking situation.

Selectman Dawson reported she researched the road to Mr. Cropsey's property off Rte., 132. Selectman Dawson said she could not specifically find that it was a town road, but in 1975 there was a warrant article to see if the town would vote to discontinue the road off Sanbornton Road leading to the Binger property and revert land back to abutting owners. The warrant article did not pass and it remains a road and it would indicate that in 1975 they felt it was a road and had been treating it as a road. Selectman Dawson said if anything it is a road by prescription. Selectman Dawson said
if they are going to stop maintaining the road they would have to go through the same process. Selectman Dawson suggests they send a letter to the property owner informing him they will no longer be plowing the road for the winter. If the Selectmen are going to completely discontinue maintenance on the road it would have to be in the form of a warrant article. Selectman Dawson will research ordinances in other towns regarding plowing class VI roads.

Selectman Dawson gave the Selectmen a copy of her conclusion after reading the RSA’s and her communication with the LGC regarding the Sewer Commission and their employee. The Sewer Commissioners have the authority to hire necessary Sewer employees and pay cost from their funds, however just as the Sewer Commission is a branch of town government their employees are also town employees. The Sewer Commissioners do not have the authority to create town employee policy; the Selectmen have that authority under RSA 41:8. the Sewer Commission is a branch of town government/ therefore their employees are town employees who abide by the town’s employee policy adopted by the Selectmen. The Board of Selectmen are in agreement. Selectman Dawson will prepare a letter to the Chair of the Sewer Commission, Peter Fogg informing him of this.

Selectman Dawson asked the Board’s permission to spend the flower money for the watering through and the monument. The Board agreed.

Selectman Dawson informed the Board that the Town Clerk would rather not handle the 911 mapping any longer and would like to have this given to the Land Use Office. The Town Administrator said it would be a combination land use and assessing department and has spoken to the Land use secretary and she is in agreement. The Board is in agreement.

Selectman Dawson informed the Board of a conversation with the Tax Collector who expressed concern that George Hast was seeking permits to remove trailers from his property that the town has tax liens on. The Tax Collector is checking into this and will report back to the Selectmen when she has any information.
Selectmen’s meeting minutes of 5/8/98

Town Administrator:

Metro cast Agreement: The Town Administrator contacted Metro cast regarding the Franchise Agreement and the only thing they have on file is a Pole Permit. They do not have a signed Franchise Agreement that lists what the town is entitled to. All the town has done is given them permission to attach wires to the poles in town. Selectman Pearson said he will look into this.

Town use vehicle policy: The Town Administrator submitted copies of the policy for the Selectmen. Selectman Pearson asked to have some changes to the wording in the first paragraph and would like to have a log sheet added to the vehicle for employees to record their stop and start mileage and gas gauge. Selectman Pearson discussed combined trips when an employee is out doing town business and it is close to their lunch hour and they stop to pick something up for lunch. Selectman Pearson said he thinks they should allow for something but it should be listed. There was further discussion regarding noting the gas gauge when logging in. The Town Administrator informed the Board that the original car key and gas key are in the Selectmen’s key box. Land use and Building Inspector have a key, the Town Clerk/Tax Collector’s office share a key and the Town Administrator and Secretary share a key. The Board discussed where the town vehicle should be parked and agreed to have it parked on School Street at the back entrance to Town Hall.

The Town Administrator submitted copies of the draft financial statements prepared by the Finance Officer and a copy of the internal control statements for the Board to review. Joyce will schedule the auditor, Jim Roberge to meet with the Board to sign the Management Representation letter. The Board asked to have him come in for the June 12th meeting.

The Town Administrator requested from the Board to disperse TAN funds. Copies of the cash flow projection from the treasurer’s actuals were given the Board. Joyce is requesting to draw down $1,000,000, but said they could probably get by with $700,000. Administrator asked to have a memorandum signed by the Board sent to department heads asking them to please limit all expenditures to what is absolutely necessary. The Board is in agreement. After discussion Selectman Pearson made a motion to authorize
the Town Administrator to draw down $800,000 of the T.A.N., seconded by Selectman Cavanaugh. All were in favor.

Selectman Cavanaugh discussed the proposal from Selectman Pearson to continue maintaining the town’s website. Selectman Cavanaugh made a motion to continue having Selectman Pearson maintain the town’s website as proposed for 2008 and then obtain three bids in 2009, seconded by Selectman Dawson. All were in favor with the exception of Selectman Pearson who abstained.

Selectman Dawson read a letter of commendation from the New Hampshire Police Standards and Training Council for Officer Christopher Murphy to receive the Drug Enforcement Award. The presentation of awards will be held on Wednesday, May 21, 2008 at noon at the Beacon Resort in Lincoln, NH. Chief Cormier explained that once a year the Police Academy picks an Officer that went above and beyond with a motor investigation which led to a superior arrest.

Resident Judy Tilton asked the Selectmen if she could place raffle tickets for sale for Old Home Day in Town Hall. The Selectmen have no objection and asked Judy to check with the Town Clerk’s office.

At 8:07PM Selectman Dawson made a motion to go into non-public session regarding (b) consideration of the acquisition sale or lease of real or personal property, seconded by Selectman Cavanaugh. Selectman Wadleigh, yes, Selectman Pearson, yes, Selectman Dawson, yes, Selectman Cavanaugh, yes, and Selectman LaPlante, yes.

At 8:25PM the Board resumed their regular meeting. At this time Selectman Dawson made a motion to seal the minutes of the non-public session, seconded by Selectman Cavanaugh. Selectman Wadleigh, yes, Selectman Dawson, yes, Selectman Pearson, yes, Selectman Cavanaugh, yes, and Selectman LaPlante, yes.

Selectman Dawson adjourned the meeting at 8:26PM.