SELECTMEN'S MEETING MINUTES OF APRIL 22, 2010.

Present from the Board: Chairman Pat Consentino, Vice Chair Sandy Plessner, Selectman Katherine Dawson, Selectman David Wadleigh, and Selectman Norm Boudreau.

Also present: Town Administrator Joyce Fulweiler, and Secretary Catherine A. Woessner, Public Works Dir., Dennis Allen.

Chair Consentino called the meeting to order at 5:05PM.

Pine Street Bridge: The Board discussed the new quote from Mitchie Corporation in the amount of $47,165.00 for a ten foot span. Chair Consentino said she thought this quote was supposed to be for a six foot span. Dennis said in reviewing the quote it is only for the box culvert. This does not include the road design and excavation design.

After much discussion regarding the bids that were submitted and whether or not to keep the 6 ft., span or go with the 10 ft., span. The Board agreed to eliminate the Mitchie Corporation. The Board agreed to have Holden Engineers and CLD attend next weeks meeting to have a discussion with them regarding their bids. Chair Consentino made a motion to call CLD and Holden Companies and ask them to appear before the Selectmen for a presentation of what their proposals consist of, seconded by Selectman Boudreau.

Discussion:

The Board asked to have the Finance Officer oversee the contract of whatever company they select. The Board would like to have them come in on April 29th, one at 5:00PM and the other at 6:30PM, the alternative date will be May 6th. In the event they cannot attend on the same date, then they will be scheduled individually at 5:00PM. All were in favor of the motion.

Northway Bank: Jenny Williams representative from Northway Bank arranged to have a conference table and chairs donated to the Town Hall for Selectmen's meeting minutes of 4/22/2010 2.
Board meetings. The Board asked Ms. Williams to attend tonight’s meeting to publically thank her and Northway Bank for their very generous donation and they are very grateful to Northway Bank.

At this time Selectman Plessner presented Ms. Williams with certificates of appreciation for the very generous donations to the winners of the Street naming contest for Tryon Lane and Rescue Road. Ms. Williams said that Northway Bank is committed to supporting the local community and are glad they were able to do this. Chair Consentino said the Selectmen are not only appreciative of what Northway Bank has done for the kids in this particular contest but each and every time Northway Bank has been called upon for their assistance they are always there for the community.

Public Works Director Dennis Allen joined the meeting to discuss expenditures he has that are over $500.00 and will need permission from the Board per their memo. Dennis reported that he hired the Street Sweeping Company hired and cancelled it. Dennis said a lot of the subcontractor work that he does is not a contract price it is an hourly price and it is based on the number of hours it takes to do the job. Dennis has four prices for the Sweeping of winter sand that range from $85.00 per hour to $125.00 per hour.

Street sweeping:
The four local companies in the area are Ruel Sweeping @$115.00 per hr., Avery Const., @$125.00 per hr., Claremont @$85.00 per hr., and Mike Rabbitt @$115.00 per hr.

Dennis informed the Board that Mike Rabbitt also does the sweeping for the town on a per weekly basis during the summer of the Main Street on Fridays. The Board asked Dennis for his recommendation. Dennis said his recommendation would be Mike Rabbitt for the street sweeping @ $115.00 per hour. This is the same price as last year.

Chair Consentino made a motion to use Mike Rabbitt as the primary source for the highway department for the street sweeping for the year 2010, seconded by Selectman Plessner. All were in favor.

Catch Basin cleaners:

Mike Rabbit-per catch basin -$65.00.

Selectmen's meeting minutes of 4/22/2010 3.
Catch Basin Cleaners, Meredith-$120.00 per hour. Bellmore-$120.00 per hour in 2008.

Dennis is recommending Catch Basin Cleaners. Dennis reported he has put in $5,400 in his budget for catch basins. Chair Consentino made a motion to use Catch Basin Cleaners as the sole source for the highway department for catch basin cleaners @$120.00 per hour, seconded by Selectman Plessner. All were in favor.

**Asphalt:**
Dennis reported the price has gone up this year and is $65.00 per ton; f.o.b. at the Belmont Plant. The Board was in agreement.

**Paving Peabody Street:**
R.D. Paving, $112.30 per ton.
Wolcoh, $93.00 per ton.
CLD, $109.00 per ton.
Dennis recommends Wolcoh for the paving.
After discussion, Selectman Boudreau made a motion to have Wolcoh pave Peabody Street for $93.00 per ton, seconded by Selectman Plessner. All were in favor.

**Marking Paint:** Dennis said this is the paint used for stripping the crosswalks. The 2010 price per 5 gallon pail is $58.75. Last year they used 26 pails. This is for spring and fall painting. Dennis purchases this from Franklin Paint that specializes in marking paint.
Discussion: Selectman Dawson asked if there is something that can be done to the paint as she has found it to be slippery. Dennis said the only thing he has heard of is adding glass beads to it but this is more for reflective reasons and does not help with the paint being slippery.
After discussion Chair Consentino made a motion to use Franklin Paint for the sole source for the marking paint for crosswalks, seconded by Selectman Plessner. All were in favor.

**Bark Mulching:**
Appletree Nursery-$31.00 per cu yd.

*Selectmen’s meeting minutes of 4/22/2010*
Tilton Nursery- $31.00 per cu yd.
Greg Hutchinson-$28.00 per cu yd.

Selectman Dawson discussed using natural mulch and not the dyed red mulch. Chair Consentino said she would prefer not to use the dyed mulch because this is going in town parks and recreation and do not want to use anything that is harmful to the trees. Dennis informed the Board that if it is natural without dye in the bark mulch, this is what he will purchase. Dennis asked the Board if there is either red or brown with dye in it what would the Board like. Dennis said he will look into what the Board has suggested.
Chair Consentino made a motion to purchase the bark mulch from Greg Hutchinson at $28.00 per cu yd., if he has natural mulch, seconded by Selectman Plessner. All were in favor.
Selectman Wadleigh asked if it would be possible to put trees back in front of Gale’s Insurance. Dennis said he does not have money in his budget for tree replacement. Selectman Dawson suggested they inform the Parks Commissioners of this.
Selectman Dawson asked Dennis to check the sidewalk in front of Ideal Hall as there are different grades. Dennis said he will look into it.

Dennis informed the Board that he has reviewed the applications for the summer part-time maintenance and lawn care position. At this time Dennis would like to recommend Richard Maher owns property in Tilton and is now retired. Dennis would like to have him start on Monday, April 26, 2010. Chair Consentino made a motion to hire Richard Maher as recommended by the Public Works Dir., for the Riverfront Park maintenance for the summer, seconded by Selectman Dawson. All were in favor.
Selectman Dawson asked Dennis if he has talked to Dion regarding the soil testing at Riverfront Park. Dennis said he has talked to Dion and he will do it at no extra charge.

Public Input:

Resident Peter Fogg/Sewer Commissioner informed the Board that he has had correspondence with Raymond LeVesseur who lives on Pearl Lane regarding easement vs. right of way to remedy the grinder pump. Peter said
they would prefer the easement as it is the least expensive way to go and the Sewer Dept. does this frequently. Peter said the easement would be recorded at Belknap County and if registered ahead of time will go with the deed (town lot). The Board was in agreement if this is what the Sewer Commissioners prefer to do. Selectman Plessner made a motion to sign the Sewer Easement deed on the town property, seconded by Selectman Dawson. All were in favor.

At this time Peter Fogg was sworn in as a Parks Commissioner by Selectman Dawson.

Resident Aaron Hughes joined the meeting. He informed the Selectmen that he is here this evening representing the owners of 27 Bitter Sweet Lane and is here to ask questions of the Fence Viewers. Mr. Hughes received a letter from the Fence Viewers that they are going to research the property infringement of Ralph Sellers, and Hughes/Dould that own 27 Bitter Sweet lane.

Mr. Hughes asked the Fence Viewers (Chair Consentino, Sel.Dawson, and Sel. Boudreau) what Mr. Ralph Sellars has disclosed to them concerning this property infringement. Selectman Dawson stated that they are not looking into a property infringement, perse’, it is not up to the Fence Viewers to decide who is infringing on what. The Fence Viewers are simply going to go there to look at the surveys of the deeds and acknowledge that the pins are where they should be and the line is where it should be. It is not up to the Fence Viewers to decide who should be on what side of the line, they are simply boundary observers.

Mr. Hughes asked if they had a certified land surveyor to go with them. Selectman Dawson said they do not.

After much discussion the Selectmen informed Mr. Hughes that all the Fence Viewers can do is issue an opinion of what they see as none of the Selectmen are surveyors. Selectman Dawson said Mr. Sellars has asked for Fence Viewers and the RSA allows for Fence Viewers; Chapter 473:18. Chair Consentino said once someone is asked they have an obligation to go out to the property and look over the situation. However, the Fence Viewers will not be making any big decisions there on April 27th. Mr. Hughes said he will be present for the viewing of his property and Mr. Ralph Sellar's property.
Mr. Paul LeVessuer, Pearl Lane joined the meeting. Chair Consentino said Mr. LeVessuer is here this evening because his driveway and his sewer pump is not on his land, but on the town's land. Chair Consentino informed Mr. LeVessuer that the Board would like to know how he feels about purchasing the piece of property (town property). Mr. Levasseur said he would like to rectify this issue and part of the issue is he has water under his house all summer long and will have to raise the house as it has settled because of the amount of water that is constantly under it. Mr. Levasseur said this was part of the reason to have the property surveyed and also had a wetlands permit done. In looking at the survey there is a big pin out in the backside that is associated with the town's lot. Mr. Levasseur was told fifty feet across the front of his property to that pin is where his line goes. He was told this by the previous owner and also the Conservation Committee who looked at this five years because he had water everywhere. Selectman Dawson said she did visit his property as a Selectman to locate the property and found the pins and realized Mr. Levasseur's property which abut's it had encroached onto the town's property. Selectman Dawson brought the Conservation Commission to look at the town's property because she felt it was not a buildable lot and wanted them to concur, and they did. Mr. Levasseur would like to rectify this problem as easy as possible. Selectman Dawson informed him that he has definitely encroached the driveway, lawn and most of the town's property. Chair Consentino informed Mr. Levasseur that the Board is entertaining the thought of him purchasing the piece of property and would like to know whether or not he is interested. The town property is a .14 acre parcel. Mr. Levasseur also asked if the Selectmen discussed the tree that is hanging over his house. The tree is dead and poses a hazard to his house and asked how they can remedy this. He called a tree company and it will cost $475.00 to remove the tree. The Board looked at pictures of the tree. The Public Works Director looked at the tree and said it is too close to the power lines and did not feel comfortable taking the tree down.

Chair Consentino informed Mr. Levasseur that the next step will be for the Selectmen to discuss this and come up with a price and e-mail the information to him and he can reply back to the Selectmen. Selectman

Selectmen's meeting minutes of 4/22/2010
Dawson asked Mr. Levasseur if he would be opposed if they put restrictions on the property, as far as building and not allow to expand on. Mr. Levasseur said the only possibility may be to add on to the back of the current house. Selectman Boudreau said if Mr. Levasseur does purchase the town lot he would like the two lots merged into one. Mr. Levasseur said he has no issue with that. The Board agreed they would like to have some input with the Conservation Commission regarding keeping the lot in its current state.

**Correspondence:** Chair Consentino informed the Board that Mr. Chaille asked the Building Inspector if he can set up tents on his property like a camp ground for bike week. This would be located on his property across from the Lochmere Country Club during bike week and there will be porta potty’s available. He is asking if he needs a permit to do this. Chair asked the Board if he will need a permit as it is a business and he will be collecting fees. The Board asked if he gave any indication of how many tents he will be having. Selectman Dawson said the Zoning regulations do not address this temporary business; they do not disallow it or allow it. Selectman Plessner suggests Mr. Chaille come in for a permit so it is a matter of record or send him a letter asking for more information. The Board also feels the Chief should be informed of this event that will take place during motorcycle week. Mr. Chaille did not indicate what type of tents he would have on his property. If he is going to have vendor tents, then Captain Ober from the Fire Dept., will have to inspect them. Selectman Dawson said they only way they can regulate this event is through the Police Department.

Chair Consentino announced that the TC/TC’s office will be closing at 2:00PM on April 28th, and will be closing on April 29th and April 30th, and the TC/TC is sorry for any inconvenience. She tried to get temporary coverage but it was not available to her.

Chair Consentino discussed the street naming contest and the number of businesses that donated items. Each business that was asked, donated gracefully without questions. They donated to the community and to the
Town. Inadvertently, Franklin Savings Bank was omitted from the newspaper when the winners were first named in the street naming contest for the first, second, third, and fourth prize winners. Franklin Savings Bank has been a contributor and a very willing contributor to the Town of Tilton. Any time the Town has had a need for a prize or a donation they have been very accommodating to the Town.

Chair Consentino extends her sincere apology to the Franklin Savings Bank and thanks them for their community support. Again, when the streets were dedicated it was inadvertently missed from the newspapers again. Everyone that contributed and donated they all donated on and equal level and the town is very grateful for the donations that they received from each of the businesses. The Board thanks Franklin Savings Bank for all that they do for the Town of Tilton.

Reports from Selectmen:

Selectman Dawson reported that she attended the Youth Assistance meeting on Tuesday and once again this year they are fighting for their portion of money from Sanbornton. It is not in the budget so they have to go to the Sanbornton Town Meeting in May to request this from the citizens. If anyone wants to attend in support of Youth Assistance, the Sanbornton Town Meeting is May 12th at 7:00PM at the Sanbornton Central School.

Selectman Boudreau reported that the Recycling Committee’s yard sale and free day has been advertised in the papers. This will be May 1st and 2nd. Anyone wishing to be on the map that will locate their property plus the list can do this by going to the Town Hall and paying a $2.00 fee which is to defray any publicity costs they may have, such as printing the maps. The maps will be available at local businesses and some of the participants will have copies to give out. The way the yard sale works is on Saturday items are to be put out for sale and on Sunday anything that did not sell and you do not want you can put it out for free. The requirement is that at the end of the day by 6:00PM all items must be removed from the curb, these items will not be picked up in regular trash pickup or any other form. The following weekend is spring clean-up week. Items that cannot be taken to the transfer station, are electronic equipment, computers, t.v.’s, microwaves,
propane tanks, hazardous waste, such as oil based paints, household cleaners and chemicals may not be brought. There are other collection dates for these types of materials. Brush and leaves are not to be brought at that time or directly to the transfer station. Brush and leaves can be brought to the Clark Road entrance of the Public Works Dept., on April 24th, May 1st, May 15th, and May 22nd, from 9:00AM to 1:00PM.

Selectman Boudreau announced that the Recycling Committee is looking at setting up a second collection point east of I-93 to make it more convenient for those people to recycle their materials. This will have to go before the Selectmen for their approval.

Selectman Boudreau and Selectman Plessner toured the Lakes Region Public Access T.V., offices. Selectman Boudreau explained the problems LRPA has been having with the audio of the Selectmen’s meetings. They were getting sound in the beginning and they assumed the sound was coming through all along, and it is not. Selectman Plessner said LRPA is now checking each meeting individually. After further discussion Chair Consentino and Selectman Dawson both agree they should receive credit from the end of January until the first of April. Chair Consentino read a letter prepared to send to LRPA requesting a refund or credit in the amount of $2,197.35, for one third of the year.

Chair Consentino reported that the CHAT Committee is meeting with USDA for the final help with the grant. CHAT is also ready to send grants, one to Franklin Savings Bank and one to Walton Foundation. A new floor is going to be installed into the furthest compartment in the outbuildings so they can store the medical equipment in there. Tom Gallant is doing this work and has donated all the joists for the flooring and he will also reinforce the door at some point. They have received a semi-donation and cost for the wood to do the floor from Fuer Lumber company in Atkinson.

Chair Consentino reported that Chuck Mitchell has appointed two people to the Life Safety Building Committee. She is extremely disappointed, not with the people he chose, but disappointed in the way it was done. Extremely disappointed in the back door politics that went on, that accompanied it. It is her understanding that in 2008 the Town Moderator appointed the Life Safety Building Committee members. There was nothing in there that said...
you had to submit your name in writing to say that you were interested in becoming a member. On the website it asks to submit your name in writing by April 15, 2010. Selectman Dawson said it was her understanding that the Life Safety Building Committee voted as a group to recommend two people and these names were submitted to the Town Moderator. Chair Consentino, also a member of the LSBC said this is correct. They made a motion as a committee to recommend two people to fill the vacant seats. Chair said she finds it deplorable that they would lose such great people working with them for the LSBC because of the politics. Selectman Dawson said she finds it unusual that the moderator would ignore the wishes of the Committee.

Selectman Plessner reported that she is making up a list that is going to be given to the office cleaner of what needs to be cleaned in the upstairs office. Selectman Plessner asked the Board for their input. Selectman Plessner asked if they could move the red chairs onto the stage so it will be easier to have the floors cleaned. The chairs will remain as they are. The Sewer Commissioners Secretary has a cleaning company come in once a month to clean her office area and the bathroom. She may be interested in changing the cleaning company to the town’s to do her office cleaning. The Board is in agreement with this if the Sewer Commissioners are agreeable.

Chair Consentino asked when and who approved the door to the town administrator’s office. It was voted down in December 2009. Selectman Plessner said things changed when Dennis said he and Chris would do it but does not know that it was ever approved. Chair Consentino said if it wasn’t approved and there was a motion that failed in December with wages and materials spent would estimate this to be over $500.00. How do they justify this to the taxpayers, when in fact, they are telling all department heads that they have to get estimates on any projects of $500.00 or more. Chair Consentino reminded the Board that they need to be cognizant of the fact that they have to be aware that these types of situations need a vote and approval by the full Board, not just one.

Chair Consentino went through the Selectmen’s correspondence file.

- A letter from Avitar Associates that will be sent out to residents informing them that their property has been randomly selected this
• year for review. The letters will be sent out in May of 2010 and will continue during the next few weeks.

• A letter from Town Administrator regarding the Building Inspector using his personal cell phone for town business and would like to know if the town will provide him with a cell phone for the exclusive use of town related business. Chair Consentino informed the Board that Heather (Welfare Dir.,) has a cell phone, Public Works Dor., has turned his in, and the Police Department has four cell phones for the cruisers. Chair Consentino said it is her understanding the Finance Officer has a meeting with Verizon in the next two weeks regarding a plan. If they have a contract they can just add another phone. Selectman Dawson suggested they also have Heather’s phone as part of this package. Tim will report to the Board when he has this information and the Board will wait until then before they make a decision.

Approval: Minutes of 4/19/2010. Chair Consentino made a motion to accept the minutes of 4/19/2010, seconded by Selectman Plessner. Chair asked to have added the discussion with Tom Gallant regarding what it would cost to replace the ramp, the final figure. All were in favor.

The School Formula Committee needs one member from the Board and one from the public to serve on the Formula Study Committee. Selectman Dawson volunteered to serve on the committee. Chair Consentino made a motion to have Selectman Dawson serve on the formula committee, seconded by Selectman Plessner. All were in favor.
Chair Consentino nominates Scott Davis as resident at large to serve on the School Formula Study Committee, seconded by Selectman Dawson. All were in favor. Chair asked Joyce to contact Mr. Davis and ask if he will accept this nomination.

At 9:05PM Chair Consentino made a motion to enter into non-public session regarding RSA91-A:3 paragraph 11 (a) the dismissal, promotion or compensation of any public employee or the discipline of such employee, or the investigation of any charges against him, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in

Selectmen’s meeting minutes of 4/22/2010 12.
which case the request shall be granted. (d) consideration of the acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community, seconded by Selectman Plessner. Selectman Boudreau, yes, Selectman Wadleigh, yes, Selectman Dawson, yes, Selectman Plessner, yes, and Chair Consentino, yes.

At 10:00PM the Board resumed their regular meeting. At this time Chair Consentino made a motion to permanently seal the minutes of the non public session as they pertain to personnel issues, seconded by Selectman Plessner. Selectman Dawson, yes, Selectman Wadleigh, yes, Chair Consentino, yes, Selectman Boudreau, yes, and Selectman Plessner, yes.

Selectman Dawson asked the Board if they have considered meeting the second and fourth Thursday during the summer. Chair Consentino suggested they try this schedule for the month of July. Selectman Boudreau suggested they meet on July 8th, and July 22nd. Chair Consentino made a motion to have the Selectmen meet in July on the 8th, and 22nd, seconded by Selectman Plessner. All were in favor.

Selectman Plessner made a motion to adjourn the meeting at 10:05PM, seconded by Chair Consentino. All were in favor.