

**Kingston, New Hampshire  
Board of Selectmen  
Meeting of April 15, 2019  
FINAL MINUTES**

The meeting was called to order at 7:00 PM in the Meeting Room at the Town Hall.

**PRESENT:** Chairman Mark Heitz; Phillip Coombs, Kevin St. James, Donald Briggs, Jr., Richard G. Wilson, Selectmen.

**SCHEDULED APPOINTMENTS:**

**Library Trustees: Revised Solar Agreement**

Ellen Faulconer, Library Trustee, Rebekka Mateyk, Library Director, and James Hasselbeck of Revision Energy were present to bring the Selectmen up to date on progress with the Library Solar project. An updated power purchase agreement was distributed, and a copy of the Town of Nottingham's lease agreement was shared as well.

Ms. Faulconer said she would like to request a meeting of the Chairman of the Library Trustees, Chairman of the Selectmen, and Mr. Hasselbeck to discuss new information, come to an agreement, and bring this back to the respective boards.

Mr. Hasselbeck said that the only time sensitive piece is the state grant; the requested extension was granted, but with the stipulation that the project be constructed by the end of July. He said this means that the construction team would need the go-ahead by early May.

**MOTION:** by Selectman Briggs, to have Chairman Heitz meet with the Chairman of the Library Trustees and Mr. Hasselbeck, and report back to the Board.

**SECOND:** by Selectman Coombs

At the request of Chairman Heitz, there was a brief discussion of the proposal to give some idea of what the Board is seeking in negotiating this agreement. Mr. Hasselbeck noted that the answers to the questions raised are in the documentation he has given.

**4 in favor; 1 abstention; Motion passes.**

Ms. Faulconer said she will contact Chairman Heitz to set up a meeting time.

Ms. Mateyk took the opportunity to share pamphlets and give information on how the library is participating in the 325<sup>th</sup> celebration. She said that author Dana Jennings will be at the library as well as the schools on May 1. The "One Community, One Read" program will take place through the fall, beginning with a special program, "Songs and Stories of the Hutchinson Family Singers" on May 28. Pamphlets will be distributed at Town Hall.

**Petition to Pave: Residents of Simes Road**

Lindsey Pawlowski of 16 Simes Road was present to discuss this matter, and distributed printed materials to the Board. The packet included a petition with 39 names requesting that Simes Road, Circuit Drive, and Bass Lane be paved; photographs of the roads and

a map showing which residents support the proposed work were also included. Ms. Pawlowski said these roads are dirt roads that include 53 taxpaying properties and take a lot of wear and tear, with an average of 73 vehicles per day traveling them. She pointed out the pictures of mud and potholes, and gave several examples of issues experienced by residents due to the poor condition of the road. She said there was a report of an emergency vehicle that could not get through, and one that lost a mirror, due to the narrow width of the road and trees close to the edge. Adding that there are a lot of reasons for this work to be done, Ms. Pawlowski said that the roads are a drain on Town resources as they need constant repair, and also cause health problems due to the dust.

Road Agent Rich St. Hilaire thanked Ms. Pawlowski, saying he had asked her to do this. He said that it is a challenge to keep the roads in repair, and the conversation needs to take place in a constructive manner; all the residents need to be on board in order to construct the road. He said he would like to see five feet of land given up to widen the road, and that if there is a tree in the right-of-way, he needs permission to take it down.

Chairman Heitz said that in the past, the Town had trouble getting permission from residents to remove the trees. Ms. Pawlowski said that those who did not sign the petition were either worried about speeding cars or did not want to give up land.

Mr. St. Hilaire said that the current width of the roads is 20 feet as compared to the town standard of 24 feet of pavement plus five foot shoulders. He said that he would be comfortable with 18 feet of pavement plus room on the sides for snow removal and water drainage. However, he said that he had been through this a few years ago, and everyone needs to agree or it can't happen. He said that people have planted hedges and put up stakes in the right-of-way. He added that an alternative is a one-way road.

Selectman Heitz said that it looks like a lot of the work has been done to talk to neighborhood, which is what needs to be done. He said the person concerned with speed has a point. Mr. St. Hilaire, in response to a suggestion by that resident that speed bumps would make the new road acceptable, said that his department does not put speed bumps in new pavement.

Selectman St. James suggested that Mr. St. Hilaire begin by marking trees that would have to come down, and see who has a problem with this, then figure out the next step. Selectman Coombs asked if there is money for this job; Mr. St. Hilaire said that he does not see it happening this year, but it might be possible to get the trees down and stumped, and pave next year. He said that every spring he works on these roads to get the debris out and fill in the holes, and will do this as soon as there is a break in the rainy weather. He said that he can add paving material that has been stored at the fairgrounds, leftover from other construction jobs, to make the road better for the rest of the summer.

Selectman Briggs recommended that the Town get a release before cutting any trees. Chairman Heitz said the trees and the right of way area need to be identified before proceeding.

## **PUBLIC COMMENT:**

None heard.

## **OLD BUSINESS:**

### **Concrete work at Nichols Museum**

Road Agent Rich St. Hilaire and Ernie Landry of the Heritage Commission were present. Mr. St. Hilaire said that (after a Request for Proposals last year did not result in a clear bid) this year a contract was signed with SFC Engineering to evaluate the mortar and concrete work needed at the Nichols Museum. Some questions have come back from SFC, which Mr. St. Hilaire and Mr. Landry shared with the Selectmen.

Samples of mortar had a reddish color, unlike what the building looks like today; it was surmised that the mortar was originally red, but extensive repointing was done in gray at one time, which is the color that shows now. The Board agreed that they were comfortable staying with gray, so the entire building does not need to be repointed, only the loose parts.

Another question involves the chimney on the end of the building, and how to solve an issue with water migrating down into the building. Solutions for this were discussed.

### **Archaeology study at Recreation property- Phase 1A research**

Mr. Landry reported that the State archaeologist will be at the Recreation property tomorrow (April 16) to conduct this study of the area of interest on the site. This is a one-day job; the archaeologist will spend 5 hours onsite and 3 hours preparing a report.

### **Electricity Supply Aggregate - Rockingham Planning Commission**

Selectman St. James reported on a conversation he had with the owner of a company that also works with electricity aggregates. He also said he has some concern about some wording in the Memorandum of Understanding about additional costs, and also wanted to know if there is an escape clause. He will follow up.

### **New location for Kingston Days Carnival campers**

Selectman Briggs reported that he had talked to the manager of the Lone Tree Boy Scout camp, who originally thought having the carnival workers camp there would not be a problem. However, after he understood more about the vehicles involved, said he needed to check with another person and would call back.

Chairman Heitz explained for the benefit of those listening that the Board is trying to find another location for the campers as some objected to them staying at Magnusson Field.

## **CORRESPONDENCE, APPLICATIONS, PURCHASE ORDERS:**

- One solar exemption application was approved and signed.
- A Special Events application submitted by the YMCA for their annual Triathlon was reviewed and signed.
- An Intent to Excavate application was approved for Torromeo on Dorre Road.
- The junkyard license for John's Truck and Auto was approved and signed; Selectman Briggs had gone out to inspect the property and all was in order.

**APPROVAL OF MEETING MINUTES:**

**MOTION:** by Selectman Wilson to approve the public session meeting minutes of April 8, 2019, as written.

**SECOND:** by Selectman Briggs

Chairman Heitz pointed out that on page 2, the bollard covers mentioned would be going over pressure treated wood posts, not PVC. Motion was changed to approve "as amended".

**In favor: Heitz, Briggs, Coombs, Wilson. Abstain: St. James**

**MOTION:** by Selectman Briggs to approve the non-public session meeting minutes of April 8, 2019 and March 25, 2019, as written.

**SECOND:** by Selectman Wilson.

Corrections will be made in several areas where Selectman St. James was shown as present.

**In favor: Heitz, Briggs, Coombs, Wilson. Abstain: St. James**

**PUBLIC COMMENT: None.**

**Non-Public Session**

**MOTION:** Upon motion of Selectman St James, **SECOND** of Selectman Wilson, it was voted by roll call to adjourn to Non-Public session under the provisions of NH RSA 91-A:3, II (I): Consideration of legal advice; **RSA 91-A:3, II(d)** Consideration of the acquisition, sale or lease of real or personal property, and **RSA 91-A:3, II(c)** Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of this board.

**In favor: Heitz, Briggs, Coombs, St. James, Wilson.**

The Board adjourned at 8:20 PM.

**MOTION:** Upon motion of Chairman St. James, **SECOND** of Selectman Coombs it was voted by roll call to return to public session at 9:30 PM.

**MOTION:** By Selectman Briggs, to seal the minutes of the non-public session for an indefinite length of time, as releasing the minutes would affect adversely the reputation of any person other than a member of this board, and would render a proposed action ineffective.

**SECOND:** By Selectman Wilson

**In Favor: Heitz, Briggs, Coombs, St. James, Wilson; Motion passed.**

**Adjournment:**

**MOTION:** by Chairman Briggs to adjourn at 9:30 PM

**SECOND:** by Selectman Heitz.

**All in favor.**

Respectfully submitted,  
Susan Ayer  
Administrative Assistant