

**Kingston, New Hampshire
Board of Selectmen
Meeting of April 18, 2011
MINUTES**

The meeting was called to order at 7:02 pm in the Main Meeting Room at the Kingston Town Hall. In attendance were Chairman Peter Broderick and Selectmen Charles Hart and Mark Heitz.

Acceptance of Police Department Grants

Police Chief Donald Briggs requested that the Board accept a FEMA grant award of \$11,268.00, to be matched by the town for purchase of eight vehicle repeaters at a cost of \$22,536.00. The town's share will be paid from the Outside Details fund. The repeaters will enhance communication between portable radios and Rockingham Dispatch by directing signals from the portables to nearby cruisers where they will be enhanced and then sent on to the dispatch center. The equipment will help to mitigate a long time problem experienced by officers attempting to communicate outside of their cruisers on portable radios.

MOTION: Upon motion of Selectman Heitz and second of Selectman Hart, it was unanimously voted to accept from the N. H. Department of Homeland Security and Emergency Management a FEMA grant in the amount of \$11,268.00, to be matched by an equal amount from the Police Department Outside Duty Fund, for purchase of eight vehicle repeaters at a cost of \$22,536.00.

Selectman Heitz thanked Chief Briggs for applying for the grant, acknowledging that the communications problem has been a difficulty for the department for many years.

Chief Briggs then requested that the Board accept a Project 54 Equipment Grant for two laptop computers, docking stations and vehicle light bars with a value of approximately \$12,000.00.

MOTION: Upon motion of Selectman Heitz and second of Selectman Hart, it was unanimously voted to accept a Project 54 Equipment Grant for the acquisition of \$12,000.00 worth of equipment including laptop computers, docking stations and light bars.

Authorization for Police Chief to Enter into DRED Agreement

Chief Briggs advised that he is about to enter into a contract with the State Department of Resources and Economic Development to provide coverage at the State Park over July 4th weekend and requires a vote of the Board authorizing him to sign on the town's behalf.

MOTION: Upon motion of Selectman Heitz and second of Selectman Hart, it was unanimously voted to authorize Chief Briggs to sign on behalf of the Town any agreement with the State of New Hampshire for personnel of the town to provide traffic

control, crowd control or event management services. A letter to that effect will be forwarded to DRED.

Police Department Mold Mitigation Report Discussed

The Board and Chief Briggs discussed an assessment report prepared by Absolute Resource Associates of Portsmouth detailing how a mold problem at the Police Station can be addressed. Other than cleaning where possible and replacement of compromised building materials, the main problem is in the furnace and ductwork of the heating system. The Chief is looking into whether a replacement system with a more economical fuel should be considered now rather than going to the expense of cleaning the present system when it will be replaced in the near future anyway. Once he has the figures, he will provide an analysis to Buildings Supervisor Richard St. Hilaire and the Board.

Annual 60 Depot Road Event Discussed

Yvette Kuzirian and her son Jessy of 60 Depot Road presented the Board with an application for a Special Events License for their July 23, 2011 WTF event. Mrs. Kuzirian explained that they will begin letting participants in at 11:00 am. Music will begin at 5:00 or 6:00 pm and will stop no later than 9:30 pm. There will be a bon fire following the concert and they don't expect more than 200 participants. The arrangements will be similar to the previous two years' events.

Chairman Broderick read aloud an email received from abutter Ed Conant expressing concern about noise and about the types of events to be included, i.e., mud wrestling, a wet t-shirt contest, motorcycle stunt racing, etc. He also is concerned that the Facebook advertising for the event lists it for two days. Mrs. Kuzirian explained that band members do intend to set up early, but the event itself is for only July 23rd. Chief Briggs suggested that the Board require a police detail for traffic and crowd control from mid-afternoon until the crowd has left the site, noting that the cost of maintaining the detail may prove to be an incentive for the Kuzirians to break up the event in a timely manner. He also suggested that, by Mr. Conant making his concerns known, the Kuzirians will have the opportunity to minimize the disturbance to the area by moving events away from the Conant property and other properties where possible. He will contact other abutters over the next week and will report back to the Board with any additional suggestions.

Fire Station Property Quiet Title Motion Discussion

Edward Howard, Lisa LaVallee and Tab Burgess, all abutters to the Main Street Fire Station site, were present at the request of the Board. Chairman Broderick explained that the town intends to file a Motion to Quiet Title on the Fire Station property. Mr. Howard, Ms. LaVallee and Mr. Burgess as abutters will be named defendants in the action, and the Board wished to explain in advance to them what the action entails. Chairman Broderick explained that, in the process of designing an upgrade of the septic system, it was determined that there are no title documents available for the property. The property that's been used since 1844 - first as a school and then as the Fire Station - as well as a section of the former, discontinued (in 1932) Rockrimmon Road bed, both

will be the subject of the Motion to Quiet Title. A plan has been drawn by Paul Nichols, LLS, and copies of the plan along with a copy of the draft motion were provided to Mr. Howard and to Ms. LaVallee and Mr. Burgess. The property boundaries for the site were drawn by Mr. Nichols based on the deeds of Mr. Howard and of Ms. LaVallee and Mr. Burgess. There will be no affect on either of the abutting properties. Mr. Howard expressed concern that the plan or Motion may be altered prior to its being filed with the Court. The Board assured Mr. Howard that the plan will not be changed and that the draft motion will not materially be changed. Chairman Broderick advised that the Board will allow two weeks during which the abutters may make known any other concerns that arise. If no additional information comes forward, Town Counsel will be requested to proceed with filing of the Motion.

Employee Benefit Opportunity Discussed

Jon Burgess of AFLAC was present to discuss with the Board an opportunity for employees to participate in a no-cost prescription program sponsored jointly by WalMart and AFLAC. The program provides an expanded formulary for WalMart's existing \$4.00/prescription program. He asked that the Board afford employees the opportunity to speak with him for a 10 or 20 minute period. The requirement for employees to have this opportunity is that AFLAC have 100% of the employees available to be educated about the program. Selectmen advised that they will not object to providing employees the opportunity, however they will not mandate that employees meet with Mr. Burgess. Selectman Heitz asked why the program wasn't explained to those employees who met with Mr. Burgess during the previous week when AFLAC's accident insurance policies were presented for consideration. Mr. Burgess advised that the company wasn't at that time authorized to offer the prescription benefit policy. Selectman Hart advised that he has no objection to allowing employees to voluntarily speak with Mr. Burgess. Chairman Broderick advised Mr. Burgess to contact Finance Officer Cindy Kenerson to arrange for employee meetings.

General Discussion

Chairman Broderick advised that he will attend an area Selectmen's meeting in Atkinson on May 3rd.

It was noted that the new Chairman for the Historic District Commission will be Judy Rubin.

Review of Previous Meeting Minutes

MOTION: Upon motion of Selectman Hart and second of Selectman Heitz it was unanimously voted to approve the minutes of the March 28, 2011 Selectmen's meeting as printed.

MOTION: Upon motion of Selectman Hart and second of Selectman Heitz it was unanimously voted to approve the minutes of the April 11, 2011 Selectmen's meeting as printed.

Adjournment

There being no further business before the Board, the meeting adjourned at 8:31 pm and the Board retired to address administrative issues.

Respectfully submitted,

Catherine Grant
Administrative Assistant