

**Kingston, New Hampshire
Board of Selectmen
Meeting of July 2, 2012
MINUTES**

The meeting was called to order at 7:04 PM in the Main Meeting Room of the Kingston Town Hall. In attendance were Chairman Mark Heitz and Selectmen Peter Broderick and George Korn.

Route Change for Firemen's Association Road Race Discussed

Richard St. Hilaire of the Kingston Fire Department was present to represent the Volunteer Firemen's Association and to advise of a route change for the annual road race to be held during Kingston Days. Because Ball Road will be under construction for the entire summer, the Association plans to have the route go from Central Station north on Main, up Church Street to North Road and along North Road to Elkins. Because a portion of Elkins is a Class VI roadway, the Association has hired some equipment and proposes to lay some crushed concrete to make the road passable. It's not a town maintained road at present, and the material can be removed following the race or the Class VI portion can be gated if the Selectmen so choose. Chairman Heitz asked if Mr. St. Hilaire foresees an increased use of the roadway if it's made passable. Mr. St. Hilaire explained that they intend to speak with adjacent property owners to determine their opinions on the matter, but he doesn't think the work will create any issues. Police Chief Donald Briggs, Jr. advised that he is not opposed to the plan. The Board agreed to the change in route and, depending upon the neighbors' wishes regarding the road work, agreed to the necessary improvements.

Special Event License Public Hearing

Chairman Heitz called to order a Public Hearing for the purpose of discussing an application for a Special Event submitted by Bobbi McClellan of 59 Mill Road. The event is to benefit firefighter Scott McLellan. The proposal is to hold the event on her private property on July 13th from 4:00 pm until 10:00 pm, and on July 14th from 11:00 am until 10:00 pm, with planned musical presentations stopping no later than 9:30 pm. She estimates that 100 people will attend and she will provide on-site security. Chief Briggs has discussed with her his concerns about off-road parking, excessive noise, and alcohol use. Selectman Korn agreed that use of alcohol, especially by underage attendees, is a major concern. Ms. McClellan assured the Board that most of the attendees will be over the age of 21 and that she and other adults will be supervising to assure that there is no underage drinking. Ms. McClellan agreed to provide a police detail at the entrance/exit of the site from 3:00 pm until closing, and has arranged for sanitary facilities. Some of her neighbors have agreed to allow parking on their properties, and there is ample room on her own property to ensure that the road will not be blocked. Fire Chief Bill Seaman had provided a letter to the Board advising that there are to be no fireworks and that a permit must be issued for any open fires. The Selectmen cautioned Ms. McClellan that she is assuming a huge personal liability in holding this type of event on her private property, particularly since she is charging admission, and advised that she contact her insurance carrier to obtain a special rider to cover the event. Chairman Heitz pointed out that, because the event is being publicly advertised, she will be attracting a diverse range of attendees, many of whom she probably won't even know. The Board asked Health Officer Peter Broderick and Deputy Health Officer Larry Middlemiss if there are any concerns about the event. Because there will be no food provided and because porta-potties with sink facilities will be available, their concerns already have been addressed. There were no members of the public present and no further comment forthcoming. Chairman Heitz closed the hearing at 7:58 pm.

MOTION: Upon motion of Selectman Broderick and second of Selectman Korn, it was unanimously voted to issue a Special Event Permit as discussed, with the conditions noted. The Board reminded Ms. McClellan to contact her insurance carrier about special coverage for the event.

Administrative Issues Addressed

The Board approved use of the Town Hall on December 8th and 9th for a Snowmobile Safety Class.

Junk Yard License renewals were reviewed and approved by the Board.

A request from the Conservation Commission to update the website notice for a photography contest was discussed. Because the update would include a change in the rules under which the contest originally was structured, the Board agreed that the request will be denied.

A letter received from employees of the Fire Department relative to application of insurance buy-out totals into the calculation for overtime rates was reviewed. Finance Officer Cindy Kenerson will review the Fair Labor Standards Act to determine if the cited procedures apply.

A letter from Library Trustee Elayne Van Dyke thanking the Highway, Fire, Police and Buildings Maintenance departments for their help with opening celebrations for the new Library was read aloud.

Highway Department Updates

The annual engineering report of testing at the former landfill site was reviewed with Road Agent Richard St. Hilaire. Mr. St. Hilaire advised that levels of all contaminants continue to reduce, but that there are several maintenance items, such as fence repair and removal of fallen trees, that he needs to address.

The Board reviewed a proposal provided by Alternative Sales for the appliances necessary for installation of a commercial grade kitchen at the Community Recreation Building, noting that the initial \$32,000 cost has been reduced to \$21,000. With a \$10,000 anonymous donation to be applied toward the purchase, the town's remaining cost will be reduced to \$11,000. Town employees will do the necessary construction work, based on the design provided by Alternative Sales. The work will begin in the fall, after Summer Camp.

MOTION: Upon motion of Selectman Broderick and second of Selectman Korn, it was unanimously voted to authorize Richard St. Hilaire to enter into an agreement with Alternative Sales for purchase of the appliances necessary for the commercial kitchen at the Community Recreation Building.

Chairman Heitz requested that Mr. St. Hilaire speak with the Finance Officer about whether it will be better to have the donation tendered directly to the vendor or to accept the donation and filter it through the town's books.

Mr. St. Hilaire advised that the Board now can re-open the first section of Ball Road that was closed on June 6th, as the culvert replacement at that site is complete.

MOTION: Upon motion of Selectman Broderick and second of Selectman Korn, it was unanimously voted to re-open the section of Ball Road (from #21 southerly over the river) closed on June 6th.

Crews now are working on the second culvert site, near #36. Notices were posted prior to the road being closed.

Mr. St. Hilaire advised that his department has begun work on repair of the bandstand, jacking up the structure to replace sills and structural components.

Review of Previous Meeting Minutes

MOTION: Upon motion of Selectman Broderick and second of Selectman Korn, it was unanimously voted to approve the minutes of the June 18th meeting as printed.

MOTION: Upon motion of Selectman Broderick and second of Selectmen Korn, it was unanimously voted to approve the minutes of the June 18th non-public session as printed.

Non-Public Session

MOTION: Upon motion of Selectman Broderick and second of Selectman Korn, Chairman Heitz polled the Board for a unanimous vote to adjourn to non-public session under the provisions of NH RSA 91-A:3 - c.

Chairman Heitz noted that the public portion of the meeting would not resume, and that due to the nature of the non-public session, a motion to seal the minutes would be taken upon conclusion of the session.

The meeting adjourned at 8:37 pm.

Respectfully submitted,
Catherine Grant
Administrative Assistant