

**Kingston, New Hampshire
Board of Selectmen
Meeting of August 12, 2019
FINAL MINUTES**

The meeting was called to order at 7:35 PM in the Meeting Room at the Town Hall.

PRESENT: Chairman Mark Heitz; Kevin St. James, Vice-Chair; Donald Briggs, Jr., Phillip Coombs, Richard Wilson, Selectmen.

SCHEDULED APPOINTMENTS:

7:30 PM: Health Officer Peter Broderick: Insect borne viruses

Mr. Broderick addressed the Board and shared information about a case, confirmed on August 7, of a resident of Kingston having both Powassen Virus and Jamestown Canyon Virus. He said that this resident was infected in May, but the testing was not completed until August. He noted that this was unusual as one virus is carried by ticks, the other by mosquitoes, so he guessed the viruses are crossing species.

Mr. Broderick said he talked to Sarah MacGregor of Dragon Mosquito, who recommended that all fields used by sports teams should be sprayed and retested. Mr. Broderick said that neither of these viruses are prevalent in New Hampshire, but he thinks it would be wise to spray. He shared a price sheet from Dragon Mosquito.

Chairman Heitz asked if anything had come up in the traps normally monitored by Dragon Mosquito. Mr. Broderick said the Board needs to decide if they want to be proactive. He said the normal procedure is to put larvicide in storm drains and wet areas but that this is a different situation. The treatment could cost up to \$1,000 for one treatment, depending on how many areas are to be included.

There was a discussion of the budget and activity at the various fields. It was noted that the person affected regularly walked on the Plains, so that area should be included.

MOTION: by Selectman St. James, to authorize the Health Officer to contact Dragon Mosquito to have them spray all areas (Comeau Field, the Dog Park, and the Plains) except for Magnusson Field, which is not currently in use.

SECOND: Selectman Wilson

Chairman Heitz, noting that this meeting is not being televised, said the information should be shared on the Town's website. He added that residents should be advised not to use the fields after dusk, and to wear protective clothing and insect repellent.

All in favor

PUBLIC COMMENT I: None heard.

OLD BUSINESS:

Vintage Bazaar: Proposed event October 5 & 6, 2019

Devon Chouinard, founder of Vintage Bazaar, was present to discuss this event.

Selectman St. James noted that Ms. Chouinard had attended the last Board meeting

and was told to come back after contacting the Town's Department heads for their input. Ms. Chouinard said she had talked to the Fire and Police Chiefs, and just this morning to Road Agent Rich St. Hilaire. She said she was hoping to move forward and was here to answer questions.

There was a discussion of parking plans (overflow at Bakie School and the Sanborn Seminary, possibly the field at the State Park), emergency coverage (hiring a private ambulance service vs. using the Town Fire and EMS), and the number of vendors (130 to 150) and attendees (estimated at 2,000 per day).

Selectman St. James said that the Town has no fee structure set up, and there was a discussion of how the amount should be determined. Selectman St. James said that he thought that if a fee is being collected the town's Fire Department should cover the event rather than a private ambulance service. Fire Chief Bill Seaman said that typically when a non-profit group is using town property, a private detail is not required; however, he said that he doesn't think it is fair for taxpayers to possibly not have access to coverage because the ambulance is in use at a for-profit event. Ms. Chouinard said that this would be the first time she hired a private service; she said the rules vary by state. In any case, she said she has never had any bad incidents, just one instance of heat stroke.

Mr. St. Hilaire said that Ms. Chouinard, while coming in at short notice, had her stuff together and had covered everything. He mentioned that if there is heavy rain, the Plains will not be available for parking. He then said that he was in favor of letting this event happen but going forward, the Town needs to have a full action plan and 2 to 3 - months' notice for anything bigger than 200 people on the Plains. He said that the Town's insurance company has been saying that policies need to be developed and everything needs to be in writing before being approved.

Ms. Chouinard said that, after talking to the Road Agent, she had prepared a very brief incident action plan based on the categories he gave her, such as who does what and contacts. She said her crew uses radios, which she could supply to the police officer on detail or whoever else needs to be in touch. She added that all the booths would be self contained, not needing water or electricity.

Selectman Coombs said that he was concerned that there had already been two very large events on the Plains this summer, and that at minimum there should be a public hearing so that residents could share if they were for or against another event. There was a discussion of the merits of this versus the added delay.

MOTION: by Selectman Coombs, to schedule a Public Hearing for August 26, and notify all residents near the Plains, and post on the Town's website.

SECOND: by Selectman Briggs.

In Favor: St. James, Coombs, Briggs. Opposed: Wilson. Abstention: Heitz

It was agreed to listen to what the residents have to say, and then set a fee. Ms. Chouinard said that she had no problem paying a fee, although the \$2,500 previously mentioned was more than she had ever paid for an outdoor space. She said her biggest

concern was that she has little time and no backup plan, so will have to start looking for an alternate space.

John's Truck and Auto, offer to place recycling bins

Selectman Briggs said that this matter is on the Planning Board agenda for their next meeting.

NEW BUSINESS

Fire Chief Bill Seaman to retire

Chairman Heitz read Chief Seaman's letter in which he notified the Board that he planned to retire at the end of August. The Chairman commended Chief Seaman for his many years of service to the Town, 14 as Fire Chief. In brief discussion, there was the suggestion that Deputy Chiefs Conlon and Fowler could be in charge until a new Chief is found.

Broadband - information: Selectman Briggs said that information on Broadband had been sent to him to share; he will bring it back to discuss at a later meeting.

PUBLIC COMMENT II: Chief Seaman said that he did not want a retirement party, and gave some information about the department to take into consideration when looking for a replacement. He said that with the American Assisted Living facility opening shortly an additional 100 calls per year should be expected. He emphasized the need to fill the job as soon as possible and shared some thoughts on what credentials are needed. Chief Seaman added that he has prepared the Fire Department budget for 2020 and also that he will be available to help out through the month of September.

COMMITTEE LIAISONS

Conservation: Selectman Wilson said that there was a discussion of a proposed scouting project to restore hiking trails behind Bakie School. He said the only issue stated is that the trails would go across a small portion of the well easement for the All American Assisted Living property. Selectman Coombs said that the easement is only to drill and maintain the well, and that he thinks this would be okay as part of the Planning discussion included nature trails.

Highway: Selectman Coombs said that as the Road Agent has brought up, and the insurance company recommends, the Town needs an incident action plan.

Planning Board: Selectman Coombs said that at the Bresnahan storage facility project, trees have been improperly taken down in the wetland area. He said he had advised the inspectors to not issue any permits until this is remedied, that any permits already issued can be completed but that he would recommend that no new ones are to be issued. He said that this is the tree planting window of time, and he wants to ensure it is done, so he is bringing the Board up to speed and would like a vote.

MOTION: by Selectman Coombs, that no additional permits shall be issued to Bresnahan Moving and Storage until violations on their building site observed by the Town's engineer are remedied.

SECOND: by Selectman St. James

All in favor.

Zoning Board of Adjustment: Selectman Coombs noted that the ZBA rehearing of the case allowing Diamond Oaks Golf Club to add apartments has been tabled pending legal review; the ZBA is seeking legal advice about different noticing requirements for apartments vs. condominiums (and if it can be continued or must be re-noticed).

Fire Station Building Committee: Selectman St. James reported that the owners of 146 Main Street have been given the Purchase and Sale paperwork for the proposed land swap to look over. The tentative closing date is now October 7, 2019. They will also need to sign the application for lot line adjustment that is going before the Planning Board on August 20.

CORRESPONDENCE, APPLICATIONS, PURCHASE ORDERS

- **Draft letter re: stock pile on Galloway property** was reviewed. Discussion took place on aspects of the problem, and it was decided to take this matter under advisement until some questions of protocol can be cleared up.
- **Lien release request from Human Services (from 1995, to clear record):** On a motion by Selectman St. James, Second of Selectman Wilson, the Chairman was authorized to sign this lien release.
- **Follow up on Long Pond Dam meeting:** A letter received from the dam's owner, and the meeting that was held as required, were reviewed.
- **Notice of Planning Board hearing, August 20, for lot line adjustment (Fire Station):** Announcement/Reminder.
- **Cell Tower abutter notice from Town of Fremont:** Information
- **Letter from John Ingalls:** Mr. Ingalls shared his concern about trucks of fill going in to the subdivision on Lefevre Drive and asked about the status of the Cease and Desist order in that neighborhood. He has been told that it was looked into, and the fill is for the road, which the town is interested in having completed, while the Cease and Desist has to do with building homes.
- Copies of letters from the Planning Board to businesses seeking Business Occupancy Permits were reviewed. SAU 17, R&R Massage Therapy, and Down to Earth Garden Shop require no further Planning Board review.
- A memo from Town Planner Glenn Greenwood informing of complaints about signs on fencing at the Recreation Center was discussed. Selectman Briggs will talk to those who placed the signs.
- Selectmen approved a request to sell 325th Celebration mugs outside the Town Hall on Saturday August 24.

APPROVAL OF MEETING MINUTES:

MOTION: by Selectman St. James to approve the meeting minutes of July 29 as written.

SECOND: by Selectman Wilson

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

Non-Public Session

MOTION: Upon motion of Selectman Heitz, **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 (b): Personnel, and (I) Legal.

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

The Board adjourned at 9:20 PM.

MOTION: Upon motion of Selectman Coombs, **SECOND** of Selectman Wilson, it was voted by roll call to return to public session at 10:00 PM.

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

MOTION: by Selectman Briggs, to seal the non-public meeting minutes for an unspecified length of time, as the divulgence of the information likely would affect adversely the reputation of any person other than a member of this board.

SECOND: by Selectman St. James

All in favor via roll call vote.

Discussed in Non-Public Session: Legal issues surrounding Planning Board matters; Fire Department Personnel

Decisions made:

MOTION: by Selectman Briggs, to place advertisements for a new Fire Chief.

SECOND: by Selectman Wilson

All in favor.

Adjournment:

MOTION: by Selectman Briggs to adjourn at 10:05 PM

SECOND: by Selectman Coombs

All in favor.

Respectfully submitted,
Susan Ayer
Administrative Assistant