

**Town of Milton**  
**Board of Selectmen Meeting**  
Milton Town Hall  
Monday June 6<sup>th</sup>, 2016 6:00 P.M.  
Public Session Meeting Minutes

**Chairman Gray called the meeting to order at 6:10pm and welcomed everyone.**

**Members in Attendance:** Andrew Rawson, Mike Beaulieu, Chairman Tom Gray

**Also in Attendance:** Recording Clerk Jennifer Clarke, Thomas McDougall, School Rep Doug Shute,

**Public in Attendance:** Bob Carrier, School Board Chairman Doug Shute, Budget Committee Chairman Larry Brown, Stan Nadeau, Tom and Sandy Gridan, Jeff Lord, Andrew Malarles, Jeremy Bourgeois, Long Family, Ethyl and Ron Sebastien, Donna Adjutant, Jennifer Pelletier, Aimee Krauss, George, Nicholas and Alex Nirgianakis, Alex Bouad, Mark Difillpo, Nancy Wing, Evan Favorite, Andrea Reid, Carrie Blackwood, Betsy Baker, Bob Graham, Les Elder, Chief Marique, Chief Krauss, Dana Smith, Steve Baker Three Ponds Association, Sue Cane

**Pledge**

**Acknowledgments**

**Birthdays –**

Dustin Nason – Government Buildings, Pamela Merrill – Deputy Treasurer, Adam Cutter – Transfer Station, Tiffany Pierce – Fire Department

**Passings –**

Sandra Moran, Joseph Lowes Jr., Marilyn Livingston

A moment of silence was observed to honor the deceased and their families.

**New Business – Discussions and Possible Actions:**

**1. Police Chief Krauss: Award Ceremony – April 26<sup>th</sup> Accident**

On April 26th, 2016 Ofc Nirgianakis responded to a serious motor vehicle collision on White Mountain Hwy near Lockhart Field. As Ofc Nirgianakis arrived on scene, the vehicle caught fire with both passengers still trapped inside. Ofc Nirgianakis, along with passers-by Ronald Sebastian and John Long were able to pry open the passenger side door and extricate the female passenger. These three men, disregarding their own safety, then returned to the blazing vehicle and tried their utmost to save the driver. These men showed bravery above and beyond what can be expected of anyone, and for this we owe them a debt of gratitude.

1. John Long
2. Ronald Sebastian
3. Ofc Nirgianakis

**2. Town Clerk re: 2016 Dog Warrant –**

**Motion to sign the unlicensed dog warrant and allow issuance of civil forfeiture to be sent out on June 21<sup>st</sup>, made by M. Beaulieu. Second by A. Rawson. Motion carried.**

- 3. Review and Discuss Code of Conduct Policy –** This policy is to ensure that every employee, volunteer, elected or appointed official, and person acting on behalf of the Town, accepts the responsibility that his or her mission is that of steward to the public and as such shall follow this Code of Conduct.

**Motion to table until further review, made by M. Beaulieu. Second by A. Rawson. Motion carried.**

- 4. Review and Discuss Code of Ethics (1992) –** to ensure the fair and impartial treatment under the law of each citizen; the avoidance by officials of conflicts of interest and the public interest, whether it is actual or merely potential; and . . . will serve as a guide for appropriate conduct of all those in municipal government. [this is not all inclusive text]

**Motion to table the acceptance of the Code of Ethics, made by M. Beaulieu. Second by A. Rawson. Motion carried.**

- 5. Review and Discuss possible adoption of ‘Email/Text Policy’ –** Protects the town from RSA 91-A, all board members should comply with the provisions when communicating with each other. It states that members of a board should not contact each other out of meetings regarding any town business via email or texting or mobile device.

**Motion to accept the Email Policy, made by M. Beaulieu. Second by A. Rawson. Motion carried.**

**Public Comments:**

D. Shute stated the Code of Conduct ordinance needs to be repealed and he would like to know when the final decision will be made. Chairman Gray stated in 2013 S. Nadeau made a comment that there was a legal opinion made and Chairman Gray noted that same legal opinion stands. Chairman Gray mentioned that are not trying to violate anybody’s constitutional rights by restricting what they can and can’t say. By next meeting they will have more information.

S. Nadeau stated 98-E states you cannot stop the freedom of speech; it’s unethical. S. Nadeau stated that it was not right for Chairman Gray to seek the Town Administrator position without stepping down as Chair, and asked for his resignation. Chairman Gray had no further comment on the matter.

**Approval of Minutes:**

1. May 2, 2016 Nonpublic – Motion to approve 5.2.16 Nonpublic First Session meeting minutes as previously sealed with the exception of members in attendance, made by M. Beaulieu. Second by A. Rawson. Motion carried.
2. May 2, 2016 Nonpublic – Motion to approve 5.2.16 Nonpublic Second Session meeting minutes as previously sealed with the exception of members in attendance, made by M. Beaulieu. Second by A. Rawson. Motion carried.

3. May 2, 2016 Public - Motion to approve 5.2.16 Public meeting minutes until next BOS meeting June 6, 2016 and with corrections as noted made by Chairman Gray. Second by M. Beaulieu. Motion carried.
4. May 16, 2016 Nonpublic – Motion to approve 5.16.16 Nonpublic meeting minutes as previously sealed with the exception of members in attendance, made by M. Beaulieu. Second by A. Rawson. Motion carried.
5. May 16, 2016 Public – Motion to approve 5.16.16 Public meeting minutes as written, made by M. Beaulieu. Second by A. Rawson. Motion carried.
6. May 18, 2016 Emergency Meeting Public – Motion to approve 5.18.16 Public meeting minutes as written, made by M. Beaulieu. Second by A. Rawson. Motion carried. Chairman Gray abstained as he was not present.
7. May 24, 2016 Special Meeting Public – Motion to approve 5.24.16 Public special meeting minutes as written, made by M. Beaulieu. Second by A. Rawson. Motion carried.

#### **Selectmen Comments:**

A. Rawson Re: Summer Kickoff Days - Boat races this weekend, vendors, expos, Boy Scouts, Girl Scouts, Sunday is Granite State Antique Car Show, magic show, etc.

A. Rawson - Karen Brown still has openings for Day Camp at the beach

A. Rawson Re: Facebook comments – It is hurtful what people have said in comments on Milton Home Page; his family that has been demeaned. There is name-calling and accusations. It is morally and ethically wrong. It's a good source for people to find out what is going on in Milton and when used properly. He wants the best for Milton, he wants to move it forward.

A. Rawson Re: Insurance Buyout – would like to offer insurance buyout to the employees. It has been reviewed by attorney Sessler. It will be around \$3000 across the board per employee paid out quarterly in exchange for withdrawing from benefits. A single plan on 30% would save town \$7054 per employee if opted to do the buyout, 2 persons would save \$12,000 and a family will save \$16,000.

**Motion to approve the insurance buyout plan made by A. Rawson. Second by M. Beaulieu. Motion carried.**

M. Beaulieu Re: Exit 17 – Looking to have a commercial realtor take a look at the area. PSNH used to do a charrette for the usage for exit 17. Larry Brown mentioned – “publically sourced/designed critique and build-out ideas”. Chairman Gray mentioned what was thought up previously may be of assistance when he meets with the realtor.

M. Beaulieu Re: Comments around town – added that “if you think it doesn't hurt, you're fooling yourselves”. Comments hurt people and families. He thanked the other board members for addressing the issue.

Chairman Gray Re: Email from Dale Sprague form RCH with a bid of \$2450 for the seal coating on the parking lot. He had two bids, the other was \$3740 (SNS). No bid from Tri-State.

**Motion to authorize seal coating with RCH for \$2450, made by M. Beaulieu. Second by A. Rawson. Motion carried.**

**Public Comments:**

D. Shute – School Board moving to the Town Hall for meetings. He will be talking with the Board to solidify moving in July.

D. Shute – MES principal has two candidates and would like Chairman Gray to attend the meeting at the school June 8<sup>th</sup> at 6:00pm.

N. Wing asked if the groundbreaking would be next weekend. Chief Marique stated they had planned on doing it at the Summer Kickoff but there was going to be too much going on the 11<sup>th</sup> of June. Mentioned that Eckman had thought maybe to do a small get together for pictures and then do something with the public after.

L. Brown Re: Community

It is the anniversary of the playground, Eagle Scout ceremony was last Saturday night in Milton Mills, Milton Three Ponds recognition dinner was two weeks ago in Farmington, New Durham Recreation Committee for their community involvement and Manny Krasner has given 30 years of representation.

S. Baker - 6:30pm, Wednesday the 22<sup>nd</sup> of June in the cafeteria at Nute High School to discuss European Niad, DES contributing. There is a plan to use suctioning to remove it. They are looking to get rid of it, but they need to find it first.

L. Elder – Easy answer to Facebook, remove yourself from the group. A. Rawson stated that he felt it is a great engine, but no one has contacted him regarding the information that was posted in a derogatory manner.

B. Carrier – 40% of the MSW is paper, if we could put the paper in the cardboard bin he thinks the budget can be dropped. The aluminum, if it was stripped properly, can have a bigger revenue. Chairman Gray will talk to Pat Smith about a PSA.

B. Carrier Re: Fire Department deal was well done by Chief Marique and Pamela Arnold.

Chief Marique – All the requirements have been met and the documents will be ready for the 20<sup>th</sup> of June. The money will be available a few days after closing. First payment due will carry until the bond closing.

Foundations are completed.

Water lines will be done this week, site work is ongoing for the next month or two, electrician should be coming in this week. 6 inch main is coming into the building, working with water department for use of the pumps – need to check on water pressure, a dig line will be laid across the road.

Propane provider said that the tanks could be supplied no charge, maybe a fee to hookup. Dead River up to \$500 to hookup would supply the tanks. Eastern was no charge across the board and tanks were free if they stayed in contract for 3 years. 1 year at 1.29 or 1.39 for 2 years. Going to see if PD would want to go along as well with Eastern. Looking at a 3-year price. BOS stated that they are OK with changing vendors.

D. Shute asked what the total interest on the loan was and the length. Chief Marique stated 16 years and approx. \$600,000 versus the original at years and approx. \$900,000 with the same payment amount.

Thomas McDougall – Looking for a seamstress to make a cover for the console.

S. Cane – 34-years resident expressing concern as resident who has read Our Milton Home. She is concerned that the BOS are “attempting to squelch the words of the population”. Whether or not there is evil or wrong-doing going on she would like to have all things upfront and open. Chairman Gray stated his appreciation of her comment; he noted that there is a way to state a concern; the way that S. Cane came forward, and differently – the way in was handled online. A. Rawson mentioned that his number is on the webpage and he is glad to speak with whomever contacts him, and be truthful.

N. Wing – As an administrator of the group, she is “mother hen” about name calling and she would have deleted it; she did not see it. Residents have asked how to get ahold of the BOS regarding a newspaper article regarding a “gag-order”. Chairman Gray stated that “gag-order” is never used in the town.

N. Wing – People have asked about a comment that was made in a meeting regarding the minutes and them being “processed” by M. Beaulieu. M. Beaulieu stated that he is working on taking care of the minutes while there is not a Town Administrator. Chairman Gray mentioned that his interpretation was that M. Beaulieu would receive the minutes and disperse them as necessary.

L. Brown Re: Minutes – Anyone who wants to find information regarding the laws of minutes can look online at the RSAs under 91-A.

S. Nadeau – stated he messaged a member of the BOS with no response, and then saw the member in the public and was told by that member that he would not speak to him at that time.

B. Graham – Cease and desist on the barn and the building by Cumberland Farms. Chairman Gray stated that they have been served and next there will be a penalty served.

D. Shute asked what if the owners don’t have the money to pull them down. Chairman Gray stated that if they can’t take it down, the town will do it and send them a bill; if they cannot pay the bill there will be a lien put on the property. If they intend to sell the property they would need to pay off the lien first.

A. Rawson stated the pool on Silver St. has been pumped and will be taken down.

Chief Krauss – Reminded everyone to contact the PD if they are having any issues with speeders. Chairman Gray stated that the PD should be contacted immediately and that the phone number for the PD should be put on the Facebook website.

S. Baker – Concern for Harley noise early Sunday mornings through Milton Terrace. Chief stated with the new law that they need a decibel meter to site him.

**Exiting Statement:** Chairman Gray closed public comment at 7:17

**M. Beaulieu opened the meeting at 7:17pm and motioned to go into Nonpublic session under RSA 91-A: 3, II (b).**

**Motion to come out of nonpublic under RSA 91-A: 3, II (b) made by M. Beaulieu. Second by A. Rawson. All vote yes. Motion carried.**

**Next Meeting:** Next meeting scheduled for Monday June 20<sup>th</sup>, 2016

**Adjournment:** A. Rawson made a motion to adjourn at 8:03 pm. M. Beaulieu seconded. Motion carried.

**NOTE:** This meeting was videotaped and can be accessed from the Town of Milton website.

**Respectfully Submitted by:** Jennifer Clarke

**Date Approved:** 6/20/16

These are **DRAFT** minutes until approved by the Board of Selectmen-

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Chairman Tom F. Gray

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J. Michael Beaulieu

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Andrew O. Rawson