



Town Of Milton  
Remote Board of Selectman's Workshop  
May 20, 2020  
Milton Town Hall

**Board of Selectmen in Attendance:** Chairman, Erin Hutchings, Andrew Rawson, Matt Morrill (excused absence)

**Other Attendees:** Town Administrator, Ernie Creveling, Chief of Police, Rich Krauss, and Public Works Director, Pat Smith, and Transfer Station Supervisor, Lou Ellis.

**Meeting Called to Order :** Selectmen Hutchings welcomed all who joined the remote selectman's meeting, under emergency order #12, & Executive 2020-04 giving the board permission to meet electronically, as long as they are providing public access to the meeting by telephone, conference call, or other means of access. Selectman Hutchings read off all the ways in which to access the meeting. She then called for a roll call of the selectmen.

**Live Streaming Issues:** Selectman Hutchings announced that the you-tube live streams appear to be off-line, so she reiterated that the way that residents could still access the meeting if they wanted to was to call 844-855-4444 and entering the pin number once prompted to key in the following code:145672#

**Pledge of Allegiance:** 4:05, Selectman Hutchings Opened the meeting with the pledge of Allegiance and a roll call of the select board. Rawson (present), Hutchings (present).

**Public Comment:** Please note that because this is a business meeting, and given the limitations of remote access, and in accordance with the Governor's Emergency Orders regarding public meetings and the Stay-At-Home Order, the Board will not be opening up public comments or discussion for this workshop.

**Workshop Items:**

**1.) Public Works Fee Schedule Review - Public Works Director, Patrick Smith**

Pat Smith started that he had given the board a packet a couple of weeks ago with the old transfer schedule fee, along with the new transfer station schedule fee in it along with the breakdown of the along with the 2014 - 2020 how many tons that the transfer station has put out in recycled materials along with the average price per ton on average that they paid out in each of the category with average price per ton for each of the materials. He also shared that since he had given the board the packet, NNRA has increased the fees for things such as tires, which has gone way up. He stated that since the weight scales in in 2014, approximately 6 years ago, the transfer station has not increased their fees.

P. Smith shared that things that the transfer station used to make revenues on, are now costing them money to dispose of, and they don't have these monies budgeted for. The revolving account is going down, and there are no new revenues coming in to replace these funds. Public Works has been putting \$20,000 per year to replace the roll-off truck, and these tipping fees are eating away at the revolving account. P. Smith shared that when the revolving account was set up, it was set up for vehicle maintenance costs, some tipping fees, and the worry is that if they keep using this account for the additional costs, they will totally deplete the revolving fund.

The reason P. Smith asked for a workshop because he would like the board to approve these new fees, because the contract that handles the tires will be increasing their fees on June 1st. He also added that they used to make revenue on paper, and now it can cost up to \$80.00 a ton, and that fee can change week to week. When they go out it is usually between 5 and 7 ton when they go out with a load of paper. In 2018 they did 134 ton at \$28.73 and it cost them \$3800.00, in 2019 they did 125 ton at a cost of \$3900.00, and in 2020 they have already done 115 ton and they are already at \$5,100.00, and those prices could change again with the current Covid-19 conditions, none of these commodities are moving and there is no place to dump it. E. Hutchings added, that she feels unfortunately it is necessary to increase these costs. She also stated that the transfer sticker itself should go up. P. Smith stated that another thing that they could look at would be to go to pay as you throw program. Residents would pay \$1.50 or so a bag, and they would purchase the bags from the town.



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P. Smith shared that MSW is currently spending \$55,000 to \$57,000 per year in solid waste costs. In 2020 they are projecting 675 ton at \$90.13 per ton, for a total of \$61,000.00 projected unless there is an increase. Since 2014 there has been a \$10.00 per ton increase in 6 years. The sheet he gave the selectman shows the changes that have occurred with out really making any changes to how they do things. He feels that if he doesn't start doing things differently, there will no longer be a revolving fund. He stated that right now the revolving fund is not in danger, but there is maintenance coming up in the fall, and if they were to lose a compacter, they would be looking at a cost of \$30,000 to \$40,000 to replace it. E. Hutchings stated that she is not a fan of the pay as you throw program. She does not like the bags that they use. P. Smith stated that there is other ways to do a pay as you throw program. He also stated co-mingles used to make a little bit of a return, those now cost \$120.00 per ton to dispose of them.

A. Rawson asked why Milton is not doing what other towns in the area are doing, and no longer separating the garbage. He stated that it is currently cheaper by \$30.00 per ton to just dump the garbage that hasn't been separated. P. Smith stated that once they make the changes, it would be hard to go back. A. Rawson stated that although he would like to still recycle, but if it is costing the town more money, then maybe they should just start doing things differently. L. Ellis shared that they are really trying to keep the co-mingles out of the landfill because they are all filling up. Rollinsford did change to single stream, and ended up going back to separating their co-mingles because it is cheaper. Lou stated that there are other costs associated with going to a single stream process. He stated that Waste Management has projected that they have about 20 years left at their landfill, but when that is full, they are going to have to start shipping the garbage out. He shared that the longer things are being recycled, the longer the landfills in the area will continue to be able to be used. A. Rawson said that he was just looking out for saving the costs to our taxpayers. Lou shared that he is doing everything he can do to save the taxpayers money. E. Hutchings asked if the fee schedule could be put out on Facebook so that the residents could see what the true costs are. P. Smith stated that he will put the information out, but nothing would be changed until there is a public hearing. He shared that the reason he asked for a workshop was so that they could start formulating a plan to address the increases in fees. He stated that there are only a couple of ways to pay for the increase in fees, and that would be either be by tax revenues, or by raising the price of the commodities that they dump.

A. Rawson shared that unfortunately unemployment is up by 16% right now, and times are tough. He is also concerned about the collection of taxes to run the town. He knows that there are a lot of tough decisions to make. E. Hutchings stated that she thinks that they should schedule a public hearing, and A. Rawson agreed. It was discussed how a public hearing would look right now. E. Creveling stated that as long as they have a platform for residents to communicate in the meeting, then it would be achievable . P. Smith suggested that they combine any public hearings that need to be held together to make it easier.

**Proposed Increases to disposal fees**

Item	Current Fee	New Fee	Cost Change
Transfer Sticker Fee	\$5.00	\$5.00	No change
Scale Fee	\$8 cents per pound	\$10 cents per pound	2 cents per pound
Fluorescent Bulbs 4ft	Free (but costing to dispose of)	\$2.00	\$2.00
Fluorescent Bulbs 4ft-8ft	Free (but costing to dispose of)	\$4.00	\$4.00
27 inch televisions	\$5.00	\$7.50	\$2.50
28 to 45 inch televisions	\$10.00	\$17.50	\$7.50
46 inch televisions & up	\$20.00	\$27.50	\$7.50



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Item	Current Fee	New Fee	Cost Change
Computer Monitors	\$5.00	\$5.00	No change
Electronics (stereo, VCR, DVD)	\$2.00	\$2.00	No change
Refrigerators	\$9.00 per unit	\$10.00 per unit	\$1.00 per unit
Tires (32 inch)	\$1.00	\$2.25	\$1.25
Propane Tanks up to 20 lbs.	\$		No change
Propane Tanks 30 - 100 lbs.			No change

**(2) Town Ordinance Updates - Chief Richard Krauss**

Chief Krauss started with **Ordinance #11**, the snow removal ordinance. He stated that the only change he was requesting changed is the format, because originally it was listed in the ordinance book as a snow removal policy, but was given an ordinance number of 2001-03 because there is an ordinance/ infraction portion that was built into the snow removal policy. The Parking Ordinance is: No parking on the roads from December 1st through April 15th from 10:30 pm to 7:00 am and during declared snow emergencies. Also added to the snow removal policy is the (disposal of snow and ice onto the public way from private property). This turns into quite a problem with people pushing snow onto the town's right of way and onto other peoples property leaving large snow trails in the middle of the road and not cleaning it up, and people snow blowing from their yards into the plowed and salted roads leading to ice issues and build up of ice and snow in the roads. State law covers (class 1, class 2, and class 3 roads), but does not cover (class 4 and class 5) roads. For these things to be covered on (class 4 and Class 5 roads), it needs to be a town ordinance. The chief felt that it was most appropriate to include this ordinance within the snow removal policy. He stated that the fines are listed in the policy in the penalty section of it. The first offence would be \$250.00 fine; second is \$500.00 fine; 3rd offense is \$1,000. He then read the policy. The board had no objections to the revisions. E. Hutchings asked if the board had all the same information that the chief had. He stated that he thought they did. P. Smith stated that all the selectman signed ordinances have been put on file in the town clerk's office, and they should be able to be found in there. A. Rawson questioned the amount of the fines. He felt that they were kind of steep, and asked if the residents would receive a warning first instead of jus assessing a fine against them. Chief Krauss stated that it would be up to the responding officer, and the amount of snow that was put on the road. E. Hutchings asked where the fines would go. Chief Krauss stated that all fine money goes back into the general fund to offset the police departments costs. He stated that all ordinance fines that come back to the town would automatically go into the general fund unless there is a different avenue is established.

There was discussion on why the downtown ordinance for 2 hour downtown parking was not enforceable, because they did not get permission from the state before the town tried to put the 2 hour parking in place for the those certain spots.

Chief Krauss stated that the only ordinance he is still working on is the ordinance for vehicle noise.

The next ordinance was **Ordinance #9**: the old ordinance for the parking covered white mountain highway from Dawson Street to Dawson Street, making it illegal to park on the paved portion of the road unless they were in a lined spot. The fine was \$25.00.



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The town then authorized the lining of spots in Milton Mills, and the ordinance needs to be updated to include the newly lined spots in the mills. Now that the new spots are lined and marked, the town needs to add it to the ordinance so that the police can enforce making people only park in those lined spots. They have had some problems with people parking in the narrow areas as you get out of the downtown sections of Milton Mills. The Chief feels that people should not be parking on the roads in these areas of town. There are several lined spots to accommodate the areas that have patrons visit their businesses, and areas such as the library. E. Hutchings asked what would happen if people were to park on the side of the road during family events or other activities. Chief Krauss stated that his officers would first ask the people to move their vehicles, if they don't move them, they would then have to deal with that. The board was fine with the changes. There was the discussion on a pool hall ordinance and the intention of the board to rescind it, since we do not currently have a pool hall. The ordinance was put in place in 1966. The board agreed to rescind it.

**School speed limit Ordinance:** State law only allows the town to drop the speed limit by the schools to 10 miles below the posted speed limit. The limit can be dropped 45 minutes prior to school start and 45 minutes after school ends to 25 miles per hour. Chief Krauss also incorporated the list of which areas are designated as school zones into the ordinance itself. The board approved of the updates.

**Ordinance #1: Air Rifles Ordinance (1984):** the only update that the Chief made to this ordinance was to add the compact portions of Milton Mills, because the ordinance currently only states Milton in it, and does not include Milton Mills. He also added a second and third offence fines to the revision of it. The fines are listed as \$100.00 first offence, \$250.00 second offence and \$500.00 third offence. The board was in agreement with the revisions.

**Dog Leash Law Ordinance (1994) :** The Chief changed the name of the ordinance to **Animal Control Ordinance**, the original ordinance called he dog leash law. Although all the different offences were listed in the ordinance the Chief felt that the name of the ordinance did not really reflect all the things that were incorporated into the ordinance. The original ordinance mentions restrained; nuisance; menace; a dog bite, and other issues. He felt that even though the ordinance included all the different things that the ordinance should cover, the title only referred to it as a leash law. The actual fine areas cover, nuisance dog /dog bite (1st offense-\$100.00); (2nd offense-\$200.00); (3rd and additional offences would need to go to court). The dog bite portion still needs to be updated. The Chief will update the citations to match the newly updated ordinance. The board was in agreement with the updates.

**Bridge Jumping Ordinance (updated in 2013):** The ordinance defines what bridge jumping is and it also puts in the Milton Mills portion of which bridges we have in town. It also updated the definition of bridge jumping to include bridge abutments in the definition. The fines are (1st offense - not less than \$100.00); (2nd offense - \$250.00); (3rd offense - \$500.00); any subsequent violations would be \$1,000.00.

**Closing of Parks (1984):** The original ordinance included a time that they closed parks down (9:00 pm), however, it did not include a time that the park could re-open. The Chiefs update would include an opening time of (7:00 am). He feels that there is no reason to have anyone in a park after (9:00 pm), which is what the ordinance has been. He also changed the fine rate from (\$25.00 to \$50.00). A. Rawson questioned if people were out fishing, if this would impact them. The Chief shared if that was to happen, his officers would address that issue and explain the ordinance to them. The board decided to change the time to (6:00 am) opening time.



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**Loitering (1981):** The Chief just wanted to clean up a little of the language, to make it look similar to the other ordinances. This ordinance covers if someone is leaning up against a car, a house or a business, when the property owner does not want them there or they do not have permission to be there. The fine was adjusted from (\$25.00 to \$50.00). The first offense would be just a warning, but if they do not respond to being asked to leave, they then would be fined. If they continued to disregard the police officer, the charge could change to be a disorderly conduct charge. The board was in agreement to the changes.

**One Way Traffic (2003):** This ordinance was also updated to be more consistent with the other ordinances, and to make it easier to understand where the one way roads are and what the exceptions are to the ordinance. Chief explained that under the state law, the police could use a one way route while in pursuit as one of the exceptions. The board was in agreement of the changes.

**Consumption of Alcoholic Beverages ():** This ordinance was also cleaned up for consistency with the other ordinances. He also added the definition from the RSA Chapter, and stated that it just has to be a public area, such as a municipal or public parking lot, public beach, public parks, public recreational areas, inside any vehicle in any of the listed areas, and inside or on any motorized boat, vessel on a public waterway within the town limits. The public waterway portion is new and has just been added. The Chief noted that he expects some public push-back on this particular portion of the ordinance. They discussed adding "while the vessel is in motion" verses "when the boat is parked". The current ordinance states any boat, and the Chief suggested changing it to motorized vessel. The reason for the ordinance is to prevent people from consuming alcohol while operating a boat. The Chief shared that they have had problems with people under the influence while operating their boats, and this ordinance is simply to make sure people are safe while having fun on the water. The Chief explained that the ordinance language can reflect no open containers while the vessel is in motion, and that the operator cannot consume alcohol while the vessel is stopped, or whether it is in motion. The Chief also explained that the law is much the same as consuming alcohol while operating a vehicle, and that the ordinance will be enforced the same way as they would enforce it with a motor vehicle. If his officers see infractions, they will deal with the infractions. The chief also stated that there currently are laws dealing with boating while intoxicated, but it is up to the towns to create their own ordinances to deal with the other infractions. E. Hutchings would like the ordinance to reflect that it applies to vessels while in motion. The Chief will update the ordinance to reflect the requested changes. The board was in agreement for the updates to this ordinance.

**Fireworks:** The town currently does not have any ordinances in regards to fireworks, and he doesn't feel that the town has a real problem with this other than during on and around the 4th of July. He is willing to work on an ordinance if the board would like him to. At this point he has only had a few complaints. He has had some complaints in regards to Tannerite (exploding targets) usage, but shared that he feels those would really fall under the same guidance as fireworks. Tannerite is legal to purchase and use, but he suggested that if the select board wants an ordinance written in regards to fireworks, that the ordinance should also include language to address the Tannerite issue as well.

**Noise Ordinance:** The current ordinance does not have a time limit, and it is only for amplified sound such as music, a bull horn or a vehicle that is blasting music from their car. The time frame is open ended, and it would be up to the responding officer to decide if the noise ordinance would come into play. The Chief did not feel that in such a rural area that it would be reasonable to implement a "quiet time" into the ordinance. He is willing to update the current ordinance if the board wanted him to. A. Rawson shared that he has gotten a lot of complaints about unreasonable noise made with fireworks.



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The Chief agreed to work on any ordinances that the select board wants to update, if they let him know which ones that they want updated. He shared that some of the ordinances could be changed without a public hearing, while others would have to have go to a public hearing.

**Minutes:** The board reviewed the non-public minutes and agreed that there was no need to seal the minutes.

**You-Tube Streaming:** E. Hutchings wanted to discuss what was going on with the current streaming of the meetings. E. Creveling agreed to check out the camera to see if he can figure out what is going on with the system. E. Hutchings was able to hear many portions of the meeting by audio, and she herself has listened to much of the Monday night meeting. E. Creveling stated that there was no need to ratify the meeting because the You-tube Streaming, because the phone in portion of the meeting was still accessible. E. Hutchings apologized for the inability to stream the meeting, but there is nothing they can do differently at this point.

A. Rawson stated that it was not intentional that the meeting was not streamed in the usual way, and will be looking at ways that they can move forward. E. Creveling said it might be possible that they have a bad camera connection, or it could be that it just needed to reset itself. A. Rawson suggested that they might reach out to Tom McDougal. E. Creveling apologized to anyone who might have been inconvenienced by Monday nights meeting by the lack of streaming ability. E. Creveling will post a link to the audio of the meeting in the event anyone wants to listen to the meeting. He also stated that there is still \$5,000.00 available to address the situation.

Motion to adjourn: E. Hutchings made the motion to adjourn, seconded by A. Rawson, motion passed.

**Respectfully Submitted;**

**Karen J Brown  
Recording Secretary**

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**Chairman, Erin Hutchings**

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**Vice Chair, Andrew Rawson**

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**Selectman, Matt Morrill**

**Date Signed:** \_\_\_\_\_