

**Town of Milton**  
**BOARD OF SELECTMEN MEETING**  
**May 16, 2022**

**ATTENDANCE:**

**Members:** Claudine Burnham (Chair), Humphrey Williams

**Absent:** Matthew Morrill

**Staff:** Chris Jacobs, Town Administrator, Police Chief Richard Krauss, Karen Brown-Recreation, Pat Smith-Highway Department

**Public:** Kym Libby, Larry Brown, Paul Steer, Wayne Sylvester, Rep. Glenn Bailey, Robert Saunders PE - Underwood Engineers, Steve Reynolds, Cameron Eisenhower

Claudine Burnham, Chair, opened the public session at 6:00PM.

1.) **Pledge of Allegiance:** Claudine Burnham, Chair, led the meeting in the Pledge of Allegiance.

**2.) Public Comment:**

1. Paul Steer – Request to reinstall the flags on the poles in Milton Mills from Memorial Day to Labor Day. He was informed by Public Service (Eversource) , it is up to the town’s discretion. He has already received donations from three local businesses to purchase flags. Ms. Burnham said they had previously discussed this and she would like to see this throughout both Milton Mills and Milton. Mr. Williams questioned the flag cost? Mr. Steer – cost is \$10-\$12 per flag (the price would decrease as the number of flags purchased increases). Three businesses have each donated \$100 toward flag purchase.

Mr. Williams motioned to go ahead. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

2. Larry Brown – Questioned if anyone knew who Samuel Remick is – he left money to establish the library. As the town owns the church, they can specify the uses. Charles Street is not a great intersection. Senior housing, senior drivers can lead to possibility of senior accidents. If the town would close Charles Street, this would protect children, drivers and develop increased sense of community.

**3.) Announcements and Community Calendar:**

1. May 21<sup>st</sup> – Household Hazardous Waste Collection at the Turnkey Landfill.
2. 2022 Milton Summer Kick-off is June 4<sup>th</sup> and 5<sup>th</sup>. 9<sup>th</sup> Annual South Shore Outboard Associations Three Ponds Challenge. Including a craft fair with assorted food, artisan crafts, raffles and local businesses.
3. May 21<sup>st</sup> – Children’s Day at the NH Farm Museum from 10-4:00PM. Including a face painting, scavenger hunt, story readings and pie eating contest.
4. Historical Society having its annual Yard Sale, rain or shine – May 27 & 28<sup>th</sup>. 272 White Mountain Highway.
5. May 30<sup>th</sup> – Memorial Day Holiday – Town offices and Transfer Station will be closed.

**4.) NEW Business – Discussion and Possible Actions:**



a.) **Department Head Reports:**

**Recreation- Karen Brown:** 64 participants U8-U12 soccer program. They are prepared for competitive play in the fall. Camp3Ponds is full- 120 registered with waiting list. Senior project – 5/24 will be the last lunch in the program. They may try to keep the senior program going through the summer. May 20<sup>th</sup> – Kid’s Night out. Summer Kick-Off will include two-day craft fair.

**Police Department- Chief Richard Krauss:** 4/30 was Drug Take-Back Day; collected over 58 pounds of prescription drugs. 5/7 held rabies clinic – 56 dogs, 12 of those were also licensed. Speed Trailer setup on Nute Road (94% driving at or within 9MPH) and Dawson Street (99% of drivers going at or within 9MPH). Have lost three FT Police Officers; one is staying on at PT; going through the recruitment process. Have given conditional offers.

**Highway Department- Pat Smith:** Spring cleanup continued. Stockpiled sand for next winter season. Recent roadside clean-up day, only 25 volunteers collecting 100 bags. Currently have two vacancies- Transfer Station and Highway Department; going through the recruitment process.

**Tax Clerk/Town Clerk:** Town collected ~\$44,000 motor vehicle registrations; \$336 dog fees; \$151 beach passes; \$28,000 property taxes; tax bills mailed; sewer warrant was signed and will go out with property tax bills. Dog rabies clinic – huge success. Want to look into using credit cards for payment. Reminder- beach passes on only for immediate family members (living at the same address). Dog licenses are due (state law – by April 30<sup>th</sup>). June 1<sup>st</sup> – list of unlicensed dogs will go to PD (after BOS signs the Warrant). Tax bills are going out – July 1<sup>st</sup> due date. Fish & Game – 5/15-6/15 – catch & release for all bass. Boaters should be aware of their speeds on the lake.

b.) **Pat Smith- reclamation, grading and paving bids for Silver St & Ford Farm Road:** Mr. Smith- received two quotes for redoing a portion of Silver Street and Ford Farm Road.

Quotes:

Pike Industry - \$342,763.75

Allstate Construction- \$344,836.25

Mr. Smith recommends Allstate Construction quote as they did Ford Farm Road – good quality.

Mr. Williams motioned to approve roadwork by Allstate Construction in amount of \$344,836.25. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

**Robert Saunders – Underwood Engineers: re: Dawson/Silver Street project phase I** – met onsite, conducting a walk-through and project discussion. Everyone was aware ledge was going to be a concern. Some other things are also taking longer than originally expected. The contractor has claimed the ledge price that he bid the job for was not conducive for the amount of work needed to remove the ledge. Quantity was bid at 100 yards, although all bidders knew it was an indeterminate amount, considered a placeholder quantity. Original bids were limited to \$125-\$150/yard. Contractor first started bid at \$260 and was decreased down to \$200/yard which was a significant increase in the total job cost. The contractor is almost making a claim for the additional sand needed to fill in where the ledge was removed. According to Mr. Saunders, he feels there were other items in the original bid that were higher, and the conversation should have happened earlier when the contractor knew the project was going to be larger than what he bid for. He does believe there could be some justification for the sand

bid, however not at the contractor's amount. He is requesting BOS direction to help him finish putting all the pieces together. It appears the overage to the project is ~\$40,000. The contractor is asking for up to an additional \$32,000.

Mr. Williams agreed the time for discussion should have occurred when he started to go over. He also agreed the fill does make sense and surprised at the tar work due to damage during the project. \$200/yard for ledge needs to come down to what had been discussed at the beginning - \$100-\$125/yard. Ms. Burnham agreed with this. Mr. Saunders will follow-up with the contractor and questioned if the BOS needed to make a formal motion. Mr. Jacobs – only thing standing to fall back on is the contract which specified a unit price for reasonable quantities. The contract is firm. If they would like to renegotiate the original contract, the BOS would listen to it. They lost the window of opportunity as the contract does spell everything out. The fourth and final pay opportunity is not the time for discussion. He recommended staying with the contract or as close as possible to original contract.

c.) **Photo Copier Bids:** Mr. Jacobs received three bids for copiers:

Ricco: \$103.80/month (Town Hall); \$47.75 (PD); and \$47.75 (FD) with per copy charge.

East Coast Copier: \$259/month (Town Hall); \$209 (PD); and \$189 (FD) with monthly allowance for copies.

Seacoast Business Machines: \$214.37/month (Town Hall); \$87.50 (PD); and \$73.50 (FD) with per copy charge.

Mr. Jacobs needs to do some analysis before making a final recommendation to the BOS.

Mr. Williams motioned to move this item to the next BOS meeting agenda. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

Chief Krauss questioned what would happen to the current contract at the Police Department (or other existing contracts) if they would go with a different contract? Mr. Jacobs – the current contract would need to be bought out.

d.) **Acceptance of Eversource Energy Efficiency Grant:** Mr. Jacobs – the recently voted-on Warrant Article to replace the streetlights was based on an anticipated Energy Efficiency Incentive Offer of \$10,550. The actual offer is \$4,530.78; the rebate is short by \$6,019.22. Mr. Jacobs asked the attorney who said it was OK to move forward with this as long as the BOS understood the difference could not be made by taxes and would have to come from a different budget line-item. Mr. Jacobs recommended carrying any overture from the Electric line since electric bills should be cut by half which would cover the added expense. Mr. Williams – this should save almost \$2,600 per year. He did question why was there a change in the amount? Mr. Jacobs – PUC changed the structure of their efficiency grants.

Mr. Williams made a motion to accept the EEIO grant at \$4,350.78 and move forward with using the Electric line-item to cover the difference. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

e.) **WWTP Liner Repair- Construction Administration Contract with Wright Pierce:** Mr. Jacobs – contracts needed BOS signature for RTD Services for the liner. Focus now is on Wright Pierce

contracts: First contract – original contract was \$30,000 for professional services to monitor the repair work being done. They are reducing the amount to \$14,100 – this would require state approval.

Mr. Williams motioned to amend the Wright Pierce contract for lagoon liner. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

- f.) **Renewal of Federal Firearms License to sell pistols and revolvers:** Chief Krauss – there is a town-owned business requesting a contract renewal to sell firearms in the town of Milton. This requires BOS approval and signature. Big Rock Guns – renewing their license in town.

Mr. Williams made a motion to renew the license for Big Rock Guns LLC to sell pistols and revolvers. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

## 5.) **EVENT Permits:**

1. **Northeast Watercross:** Mr. Jacobs presented packet to the BOS including the application with safety plan, letter from DES, correspondence from Mr. Reynolds to the BOS with requested information and answers to initial concerns.

Mr. Reynolds – since there were previous questions asking if having an event like this is OK for the lake, Mr. Reynolds provided a professional hydrolysis report which indicated there would not be significant issues if an event like this were held on the lake. There is also a ten-page spill plan in place which they have never had to use before.

Mr. Williams read a letter sent from the Department of Environmental Services Commissioner specifically about the potential impact of holding an event on a state surface body of water. They reviewed the nature of the event and expressed concerns including the impact of holding an event like this on water, the number of potential impacts that could occur on the water, lake bottom sediment and land erosion, the impact on the spread of the naiad, impact on the surface water, and impact on wetlands. This event could potentially impact other state surface waters. The letter indicated holding an event could impact violations and potential of other fines. They urged the town to reconsider a different location for the event.

Because of what DES indicated, Mr. Williams does not believe there is any way this event permit could be approved on state water. Perhaps another location on a private body of water, the event could be approved. Mr. Reynolds – he understands the potential concerns; however the hydrolysis report (conducted by a professional) addresses those concerns. The snowmobile sinking in the water has less impact than some boats currently on the water. As a resident on the lake, he is also very concerned with water quality and any negative impacts on the water. Mr. Williams – the DES letter specifically indicated the town could face fines from the state. The Commissioner expressed concerns not only about the pond, but everything downstream as well, plus the impact from European Naiad. This event could put the town at risk and do not feel comfortable approving the permit. We need to go with the recommendations from the DES. Mr. Reynolds – there are 3 governmental bodies that have already approved this. Mr.

Williams – I see nothing here that indicates those approvals. Ms. Burnham expressed her concerns with the Naiad and safety and does not believe there is any structure in place to hold this event.

Cameron Eisenhower: What about the difference between frozen water vs. unfrozen water? Where is the difference especially with erosion impact? The letter from the DES includes a lot of assumptions and there is no more impact than what currently happens Mr. Williams – they are different and again the Commissioner is talking about potential fines to the town. The DES already takes into account the level of boat activity. Ms. Libby questioned if the boat races go through the application process? Mr. Williams – yes and they also go through DES. Ms. Brown indicated her concern on the potential impact to the boat ramp and if shoreline and wetlands permit could also be impacted? Ms. Burnham – I’m not a resident on the lake but do enjoy it. Everyone is affected by taxes and there are Warrant Articles that are specific to keeping the lake healthy. As the DES does not support this we could lose opportunity for future funding and increase in taxes. Mr. Williams – the DES does not support this; we are currently spending \$15,000/year to fight the Naiad. Ms. Libby- if the DES is making comments about the amount of lake activity what does that mean going forward – does that mean their could be restrictions to access or amount of boating on the lake? Mr. Sylvester – representing TPPA – we have already brought up many of the issues and concerns. Should be noted the Marine patrols concerns is mainly about safety. The DES representative knows what he is talking about. The snowmachines drag sediment into the water which could damage the water. This event cannot go forward with what DES has said and what about the Maine side? This would be the first time this event would be held on a public body of water. The TPPA Board does not feel this is a good thing. Milton already has a high level of boating activity which could jeopardize the ponds. Mr. Williams – currently only Town Pond is considered OK – the other ponds are not.

Mr. Reynolds – I understand this permit is going to be denied. I’m asking for the reason. Mr. Williams – the letter from DES and the risk this poses to the town and to the voters. Ms. Burnham – reasons are the relationship with DES, longevity of the lake, the ability to receive state monies and yearly taxes – we are taking the letter from DES very seriously.

Mr. Williams made a motion to deny the application for event permit. Ms. Burnham seconded the motion. All were in favor; the motion to deny was approved.

#### 6.) OLD Business:

1. **GeoInsight Contract:** Mr. Jacobs explained why he could not find funding for the GeoInsight contract was because it was encumbered under budget line 01-9001-039. The town initially encumbered \$59,600; currently there is \$24,843.73 left in the account. The GeoInsight contract was for \$34,900 – for six months of year (2020) and six months of this year. He recommended the BOS approve the contract with the understanding that only what is remaining in the encumbered line can be spent; to expend beyond that would require additional resources – either a future encumbrance or future inclusion in annual budget. Mr. Williams questioned if this is non-lapsing? Mr. Jacobs will find out. The contract was approved in prior year and includes all the work that still needs to be done.

Mr. Williams made a motion to go forward with MS4 testing. Ms. Burnham seconded the motion. All were in favor; the motion was approved.

**7.) Other Business That May Come Before the Board:**

Chief Krauss – request for BOS to hold a workshop with Department Heads to discuss budgets and plans and to understand overall what the BOS thinks. Both Mr. Williams and Ms. Burnham agreed with this. Mr. Williams – as soon as possible so prep can happen in June and July to be ready for budget time.

Ms. Libby – Thanked Chief Krauss for recently taking care of a lost dog in Milton Mills.

**8.) Approval of Minutes:**

Non-Public Minutes:

**May 2, 2022: Non-public with Mr. Slosky-** Mr. Williams motioned to accept 5/2/2022 non-public minutes with Mr. Slosky. Ms. Burnham seconded the motion.

**May 2, 2022: Non-public with Police Department -** Mr. Williams motioned to accept 5/2/2022 non-public minutes with the Police Department. Ms. Burnham seconded the motion.

**May 2, 2022: Non-public with Mr. McCauley-** Mr. Williams motioned to accept 5/2/2022 non-public minutes with Mr. McCauley. Ms. Burnham seconded the motion.

Public Minutes:

**April 4, 2022** proposed revisions - Mr. Williams motioned to accept 4/4/2022 amended public minutes. Ms. Burnham seconded the motion.

**April 18, 2022** – Mr. Williams motioned to accept 4/18/2022 amended public minutes. Ms. Burnham seconded the motion.

**May 2, 2022** - Mr. Williams motioned to accept 5/2/2022 public minutes. Ms. Burnham seconded the motion.

**8.) Public Comments Relative to Topics Previously Discussed:**

There were none.

**9.) Expenditure Report:**

The Expenditure Report was provided to the BOS.

**10.) Town Administrator:**

- Our next public meeting is June 6, 2022, at 6:00PM.
- The mid-year tax bills were printed and mailed last Friday. They are due by July 1.
- The town is hosting a training for Public Works staff in the area is going to be held Wednesday, May 18<sup>th</sup>.
- We are also having a Stormwater Training on Wednesday afternoon for our staff beginning at 3PM.
- We received an event permit for the Woods, Water and Wildlife Festival to be held in August. Will be on the next meeting for review.
- I have finished writing the letter to the Dam Bureau which will be on the next BOS meeting agenda.
- Trails Committee – Charge Policy & Fiscal Policy will be on next BOS meeting agenda.

- Economic Development Committee – Charge Policy will be on next BOS meeting agenda.
- Copier bids will be on next BOS meeting agenda.
- Step Plan increase will go into effect July 1<sup>st</sup> – Department Heads should plan on having their reviews to the BOS for their review in June.
- Wright Pierce (Dale Sprague) Workshop – next opportunity for meeting is June 12<sup>th</sup>. This is an important meeting as the facilities plan will need to be expanded and will be a major turning point for the community. Economically and environmentally, the town is at a turning point. To grow economically we may have to grow in our environmental capacity. The quality of life and the quality of the lake are interconnected. Have been looking through data in old town reports and indicates many years of work to eradicate the different invasive species that have been going on for a long time. There may come a time where only a limited number of boats are allowed on the lake at any given time. Kym – we have to find the balance between economics and the environment. Mr. Brown – continues to support calling the Economic Development Committee the Community Vitality Committee. Ms. Libby – the charge for the committee should focus on more than just economics as it should encompass all things for Milton to move forward.
- Ms. Burnham questioned if there is a way to inform Milton / Milton Mills businesses that their attendance at meetings are welcome – to either be a part of a board or a way to express their opinions and suggestions.

**11.) Selectmen Comments:**

- Mr. Williams thanked Representative Glenn Bailey for attending the meeting. Will be working with Brittney to get the new by-laws on the website. Moving forward with department head liaisons.  
Humphrey Williams – liaison to Fire Department  
Matt Morrill – liaison to Public Works  
Claudine Burnham – liaison to Police Department
- Ms. Burnham - The Efficiency Task Force moved ahead with an idea from Larry Brown. She presented a draft of the informational book which contains information about the town, contact information, departments – what they do and contact information. The plan is to have this booklet available in public areas. There will be a workshop with Cemetery Trustees next Monday.

**12.) Adjournment:**

Mr. Williams made a motion to adjourn the public meeting and enter into the Non-Public meeting. Ms. Burnham seconded the motion. All were in favor; the motion passed. The public meeting adjourned at 7:50PM.

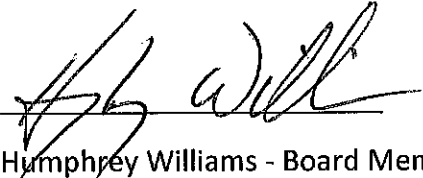
Given under our hands this 6th day of June , 2022.



Claudine Burnham – Chairman BOS

absent

Matthew Morrill - Board Member



Humphrey Williams - Board Member

**END OF MINUTES 2022 05 16**