

Town of Kensington
Board of Selectmen Meeting
Kensington Town Hall
95 Amesbury Road
Kensington, NH 03833
June 3, 2019
DRAFT

Attendance: David Buxton, Jen Ramsey, Norman Giroux, Chief True, Hez Mercadante, Donna Carter, Peter Graves, Vanessa Rozier, Joe Pace, Kathleen Felch, Chief Cain, Carlene Wiggin, Pat Bonnevie.

Meeting was called to order at 6:30 pm and began with the Pledge of Allegiance.

Joe opened the meeting to any Public Comments. No comments were made.

Police Department: Chief Cain reported there was a little follow up regarding Rt. 107 and the inquiry of signs for prohibiting “Jake brakes”. The DOT responded that signs would not be permitted to tell a truck not to use a safety feature on a truck. Chief noted that this is happening but is difficult to enforce. He has increased patrols to have an increased presence in the area to encourage compliance. Noise is also a problem on 107 with regard to motorcycles. Chief stated that without a decibel reader this too would be difficult to enforce. Additionally, the PD will have 4 people running the torch for the Special Olympics on Saturday from Exeter to Durham.

Dawn Frost arrived at this time and was able to hear Chief Cain’s explanation of the conversation with DOT. Chief added that the town could still adopt a noise ordinance but again reiterated the difficulty to enforce it. Dawn explained that she has heard different information in her inquiry. She asked about the signs that are present in Newington and it was explained that is because they are located on a State Roadway. Dawn noted that already the increased patrols in the area have helped. Her gratitude was also extended to Vanessa Rozier for her reaching out to Senator Sherman as a liaison with the DOT. Joe added, current law impacts our options for follow up. There would be a cost to the addition of Decibel readers and he encouraged ongoing communications with the PD with regard to this issue.

Fire Department: Chief True reported that the Touch a Truck event at Eastman’s Corner farm stand this past Saturday was well attended. If anyone is interested, the Ambulance and Car 1 are up for bid. Any inquiries should be directed to Chief True. Budget is on track after second quarter pay has been submitted. KFD will be participating in a Hose testing at the end of the month to ensure safety with the equipment. Additionally, hydrant testing and water related drills will be happening over the next month on Tuesday evenings.

Emergency Management: Chief True will be attending the NH Emergency Management Conference in Manchester tomorrow, but he will be available by phone. He has had meetings with the Health Officer, Deputy Health Officer and Kathleen to discuss various health issues. For example: Hepatitis and Measles. They will be reviewing and updating plans and getting more info out to the public soon.

Finally, the HAZ MIT meeting will be this Wednesday June 5th at 3:30 here are Town Hall and is open to anyone who would like to attend.

Road Manager: David stated that he had met with Vanessa recently to understand the issues present on 3 Moulton Ridge and 16 Stumpfield Road with regard to Culverts. On Moulton Ridge, there are bids pending and he hopes to have them by the next meeting. He also noted that upon looking at things at the town shed there is an issue with Highway cones missing and Signage missing. He has purchased used phones in the past at \$16/cone. He will be working on quotes. With regard to the signage. NE Barricade has signs for \$130-\$180/sign. He is investigating these items under the Road Construction budget. With regard to HAZ MIT, he is looking at all the culverts in town and noting their size. This has been a time-consuming project. Vanessa inquired if he had asked for a bid on road work yet. David replied that he has not yet been able to do that. Peter asked about the culvert issue. David explained some of the history and how there had been issues with water/ice buildup on the roadway. This will be an ongoing issue. David offered to clean out the culvert and have the FD flush it out. David explained that the culvert needs to be cleaned and flushed. Discussion continued about what was the responsibility of the town vs. the homeowner. The Town has a responsibility to maintain the culvert but not the overlay. Vanessa spoke about concern of the precedent that might be set if the pavement or surface was attempted. There was further discussion of history of the culvert on Moulton Ridge. Joe inquired about what needs to be done. David added that there are about 12 culverts in town that need to be cleaned out. Chief True is agreeable to participate in this endeavor, David agreed to follow up with the resident.

Tax Collector: Nothing to present at this time.

Building Inspector: Regarding demolition permits historically they have not had any requirements before. Norman discussed that he has researched surrounding towns and used information from their permit process as it applied to Kensington. (See document presented). He proceeded to review the instructions. In his discussion he stated that a hand drawn plan is sufficient for the permit application to be complete. David Buxton spoke up with concern about some of the big trucks in town that may be a part of the demolition process, therefore, he has a signature required on the application as well. Norman extended his thanks to Chief True, Vanessa and Kathleen for all of their help in completing this task. Joe inquired about how many of these permits were anticipated per year. Norman explained that this year there had been 3 and next year there is already 1 that he is aware of. Vanessa wanted to clarify the number of buildings on 1 parcel. She had additional feedback that she will forward to Norman in an email, but noted congratulations for a job well done. Joe added that this will go forward at the next meeting for public hearing and present the edited and complete permit process. Pat Bonnevie, French's Lane, spoke up about the cost of this permit, noted at \$50, seemed steep. Joe explained that this is not yet the set fee and the next meeting will be the Public Hearing which will be based on the actual fee itself. Donna Carter inquired if this was something that the State was now requiring. Norman added that it is a state law but the town has not yet enforced it. Chief True added that there will be a new permit process for underground storage tanks as well, regarding the impact to public safety. Jen Ramsey offered the suggestion to rephrase the language that the applicant has the full ability to request the demolition. Joe explained that the instructions for the application can be more descriptive of the expectations and to keep the application itself clean and easy to read. He continued

to say the next meeting will be the reading of the fee and the final application. Kathleen explained the timing of getting the notice in the paper may dictate the timing of the public hearing. Norman offered to leave the resources from other towns available to the BOS for review.

Norman went on to discuss the topic of sheds. Sheds need to be 120 sq ft or under to not require a permit. They also must be 25 feet from a lot line. This is very difficult to regulate. He suggests that shed permits do not have a fee but rather require a permit to state where the shed is going to go. Joe stated that this discussion will continue.

Norman went on to discuss 3 Hemlock Drive with regard to a chimney. The residents have not pulled any permits and there has been extensive renovations and work being done. Norman has made a site visit and left a business card requesting to do a final inspection, all attempts have been ignored. Vanessa added there are many things we are trying to do here. There is a need to assess penalties and to be able to enforce those decisions. Norman expressed his intent to just be able to close the book on this case. Not to even be concerned about the fees but focus on what was necessary to ensure safety. Chief True offered to help draft the letter.

Treasurer: Not in attendance.

Town Clerk: Dog warrant will be discussed later in the agenda.

Kensington Recreation and Social Committee: Donna Carter spoke for the committee and expressed a need for the budget to be approved for the Town Home Days. A tentative budget was presented. **Peter made a motion to approve a do not exceed amount of \$8100. Seconded by Vanessa. Joe added an amendment contingent of the Fire Department approval of the firework release forms. All in favor. None opposed. Vanessa made a motion to authorize Peter Graves to be the signer for the Town Festival. Peter seconded, all in favor.** There was a brief discussion of a Canobie Lake trip, this becoming a Rec event will be a discussion in the future.

Summer Camp was reviewed by Catherine Bannister, she stated that she will provide attendance sheets every week. To date there have been 5 counselors hired and there is another upcoming interview. She inquired about counselors in training. Peter answered with stating that the focus should be on hiring the primary counselors and making sure they are trained appropriately. Regarding fundraisers, Donna stated that she has ordered the banners. Peter then spoke about the form for camp attendees that was recently adopted. Parents will need to sign this form ahead of time.

Conservation Committee: Not in attendance.

Sawyer Kensington Trust: Hez Mercadante spoke as a trustee. As of this morning, signs on Trundlebed were good. There was a discussion about someone from camp having a key to the Concession Stand. Hez and Bruce Cilley agree that they are fine with giving an additional key. The concern is that there were multiple keys in the past given out and never returned. Since then there has been a lot of time and money spent on new locks and keys. The agreement will be that a key will be allowed but it needs to be signed out and needs to be returned. The other area of discussion being concessions at Summer Camp. Past practice needs revision. Going forward, the stand requires \$85/day to function. With summer camp there is an increased cost for cleanup. Hez made the suggestion that counselors at the end of the day check the bathrooms and other common areas for messes and trash. Ensuring that everything is in

its place and having the counselors take a bit of responsibility for more of a give and take relationship. Catherine agreed 100%. If provided with a list of expectations, she will give it to the counselors. Hez added that for safety and liability there are to be NO children allowed inside the concession stand. KYAA and PTO will be hosting the U10 Jamboree at the concession stand this Saturday. Waivers have been developed and accepted for future use.

School Board: Nothing at this time other than reminding the next meeting is Wed, June 5 at 6:30.

Vanessa stated that there was a draft of the Trail Committee for review but there has not yet been an opportunity.

Rockingham Planning Commission: Not in attendance.

New Business:

Vanessa attended the Seabrook BOS meeting to understand the issues involving possible excavation and use of the Quarry as a shooting range. There was a list of recommendations. The environmental assessment stated that there was no real concern regarding contamination of ground water. Vanessa stated that she was not comfortable signing an excavation permit due to the lack of detail of the effect of the lead in the area if it was disrupted. There needs to be more specific detail and evaluation needed about what happens when the ground is disturbed. More information is needed to continue this discussion. This topic will be tabled until the next meeting or until such a time that it is resolved.

There are re-appointments for the ZBA. Including 2 full time members being Mark Craig and Bill Ford. There is also a re-appointment for the Planning Board, Christopher Chetsas will be named as an alternate for the Planning Board as he can no longer perform full time. Joe stated he had some experience with a work session used as an "Interview Night" and that it would be nice in the future to be able to take appointments more seriously to get to know who is involved and increase communication across all committees. This would be an opportunity to get to know the people who are being appointed to the different committees. This would be a public work session. **Peter made the motion to approve the 3 appointments as discussed. Vanessa seconded. All in favor.**

Waivers have been drafted by legal for Parks and Recreation purposes. One is for the Participants of Summer Camp. Titled Town of Kensington Recreation and Social Committee. The other form is for use of the facilities at the park, ie: Concession Stands. Discussion continued on the language of which the waiver applied to which events. Peter clarified that the form titled Town of Kensington is specific to the Concession Stand and will now be referred to as Form A. The form titled Town of Kensington Recreation and Social Committee is for Camp Participant/Event participants, now referred to as Form B. Joe suggests that Form A is approved for volunteers to be able to use the concession stands as intended this weekend. Form B is to be amended to have the appropriate language of the Town Committee title. **Vanessa made a motion to approve Form A for the use of the town. Peter seconded, all in favor.** Joe requested that Form B will be amended and it will be discussed further. Further discussion continued on vendors at the park and what needs to be provided for them to use the park. Discussion continued to conclude vendors need a Hawker/Peddler license. **Vanessa made a motion to authorize Peter to sign the Hawker/Peddler license. Seconded and all in favor.** A special meeting will be needed to approve Form B before Camp starts to include Kensington Recreation and Social

Committee. **Vanessa made a motion to approve Form B pending the editorial change. Peter Seconded, all in favor.**

3 Moulton Ridge Road: Lesley the homeowner was present to discuss the issue of drainage as a result of the Lambert Culvert. At the time of construction there was discussion about swale drainage vs. underground drainage. The drainage system has been causing property damage due to erosion. It was agreed to install an additional culvert and plug the previous culvert that should have been plugged and was not. It was explained that 3 bids have been requested. At the time, it was discussed that it would have been nice if the planning board had informed the abutters of the "field changes" that caused this outcome. It is the hope of the property owner that the erosion is resolved with the culvert and the holes be filled in. Joe inquired if the developer was responsible for the cost or if the town would be responsible. The culvert revision would be for a 24 inch culvert. It was discussed that it should be put in writing what the expectation is for the scope of work. It will be asked of Pandelega to fix the erosion of the property in an effort to complete due diligence of the initial job. Joe stated that there are 2 issues. Drainage repair as well as real estate repair. Vanessa will reach to the planning board for clarification on the cost of the drainage.

Warrant for Delinquent Dog Licenses: **Vanessa made a motion to approve the warrant. Peter seconded, all in favor.**

Abatements: Unitil has 2 parcels Map 14/Lot 13 and Map 18/Lot 31. Northern utilities has 1 parcel Map 19/Lot 1. Insufficient evidence. **Vanessa made a motion to deny the abatements. Peter seconded, all in favor.**

Intent to Cut: Highland Road Map 2/Lot 9 – 10 acres of a 12 acre lot. **Vanessa made a motion to approve the Intent to Cut. Peter seconded, all in favor.**

Minutes to be approved: BOS minutes from 5/20 and minutes from work session 5/22. **Peter made a motion to approve the 5/20 and 5/22 minutes. Vanessa seconded, all in favor.**

The board is asked to check calendars and provide Kathleen with dates that are not available for scheduling over the summer.

A motion was made to enter Non-Public Session under RSA 91-A:3(C). Vanessa made a motion to enter Non-Public Session, Peter seconded, all in favor. Roll Call vote. Public session adjourned at 9:18 pm.

Peter made a motion to exit Non-Public at 10:19pm, Vanessa seconded, all in favor. Minutes were not sealed. Bills were reviewed and signed in public session. **Peter made a motion to adjourn the public meeting at 10:21 pm. Vanessa seconded, all in favor.**

Respectfully Submitted,

Sarah J. Wiggin