

# TOWN OF WILTON

## SELECT BOARD MEETING

### TOWN HALL COURTROOM

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DATE: Monday, October 22, 2018  
TIME: 6: 30 PM  
PLACE: Wilton Town Hall  
PRESENT: Chairwoman Kellie-Sue Boissonnault, Selectman Kermit R. Williams,  
Selectman Matt Fish, Town Administrator Paul C. Branscombe,  
Administrative Assistant Janice Pack

Chairwoman Boissonnault opened the meeting, introduced those at the table and invited everyone to join her for the Pledge of Allegiance.

INTER-MUNICIPAL AMBULANCE AGREEMENT SIGNING - The Select Boards from Temple and Lyndeborough joined the Wilton Select Board for a picture and then all signed the Agreement.

#### NEW BUSINESS

Emily Scerbo from Tighe & Bond joined Jim Lavacchia to present the Wilton Stormwater Program. She gave a brief description of what stormwater is, and why this program is important to the Wilton residents. It is estimated that 40% of bacterial contamination comes from stormwater run-off. EPA established the MS4 program and after the census of 2010, Wilton had grown enough to become part of the Small MS4 General Permit. She detailed the 6 Minimum Control Measures:

- Public Education and Outreach
- Public Involvement and Participation
- Illicit Discharge Detection and Elimination (IDDE) Program
- Construction Site Stormwater Run-off Control
- Stormwater Management in New Development and Redevelopment
- Good Housekeeping and Pollution Prevention

The Souhegan River is impaired with metals and iron; at this point, the Stoney Brook is not impaired. Selectman Williams asked what part of the Souhegan River is impaired; Emily said she would get more information on that. The next big step is the written SWMP which must be finalized by July 1, 2019. She pointed out where the outfalls are – there are 15 Wilton needs to be concerned with. Selectman Williams asked again if we were responsible for the entire length of the Souhegan River where it goes through Wilton's borders, and Emily answered "Yes".

Selectman Fish asked from a Planning Board standpoint if we were going to have new procedures and if they were going to be limited to the urbanized area. Emily said it was up the Town; it might be prudent to make them townwide. Selectman Williams said that if we were going to put zoning ordinances in place, it would need to be done before Town Meeting to meet the July 1, 2019 deadline. Emily said that we do have additional time to catch up, and that we do have some of

these controls already in place. She suggested we first review what we are already doing, and then see how we might need to change our ordinances to be compliant. Selectman Williams said that he is in the Legislature and that they suggested taking over the MS4; this did not pass this year so the MS4 is still under the jurisdiction of the EPA rather than the State.

Selectman Fish and Jim discussed a property they had seen today which had many stormwater protection controls in place. Jim described pervious pavement and Selectman Fish pointed out that the shopping plaza across from Lowe's was fully pervious pavement.

Emily said the next step would come as the EPA reviews the application and suggests a written Stormwater Plan. In the meantime, Jim will track what we're doing. Selectman Williams asked how well we have our stormwater system mapped. Jim said he will be asking in his budget for some money to do the mapping. He said we have a lot of work to do on our own infrastructure. Selectman Fish asked if there were any communities that were completely in compliance. The differences between the 2003 and the 2017 permits were discussed. Jim said he is a member of the Stormwater Coalition with the NRPC and there are a lot of neighboring communities including Nashua and Hudson who are also members.

#### PUBLIC COMMENTS REGARDING STORMWATER PROTECTION

Ruth Smith asked about the administration of the MS4. Emily said it is administered by the EPA; Wilton does not have a choice. Ruth asked if the State took over administration of the program, where would the money come from?

Nikki Andrews asked how much of this was retroactive, and how much would impact local landowners. Emily said that was an interesting question. She said in terms of water quality, if there was a connection from her home that was making its way to the drainage system, it would have to be corrected. In terms of any new code, the landowner would generally be grandfathered in. For new projects, it would need to be a new project that disturbed at least one acre.

#### GENERAL PUBLIC COMMENTS

Jeff Stone said that on September 10<sup>th</sup> he had appeared before the Board to request that the Board look into the number of overhanging trees along the Tremont Street curve. He wanted to know what was being done. He has since heard from nearby residents that they do not walk on Tremont Street for that reason.

Ralph Buschmann asked why it takes as long as it does for minutes to appear on the website. This was answered by Janice, who let him know that the draft minutes are always available at the Town Office within 5 days. The Approved minutes are posted a day or two after being approved.

#### TOWN ADMINISTRATOR UPDATES

MACC Base – Mr. Branscombe has sent the revision from Milford to Town Counsel. He asked how the Select Board wanted to proceed. Chairwoman Boissonnault said when they met with Mont Vernon, they decided to sign and send it over to them for signature. Mr. Branscombe asked Chief Cutler to comment. Chief Cutler said he had reviewed the changes and felt they were in line with what the board of Governors was trying to accomplish. Chairwoman Boissonnault would like feedback from Mont Vernon, too.

RSA 79E- Tax Relief Incentive – We have Wilton-ized the Town of Hillsborough’s forms and Mr. Branscombe will distribute copies to the Select Board and ECO DEV.

STAGECOACH ROAD – This RFQ will be going out on the Municipal Website, our website, and posted in the Ledger to proceed with the engineer selection process. Selectman Williams asked about reimbursement. Mr. Branscombe said the Town would be reimbursed 50% of the costs after the selection process was completed. Selectman Fish was involved in part of the conversation with Mr. Branscombe, Ron Kleiner from the DOT and Jim Lavacchia, and he commented on some of the points covered including whether it would go from a single lane to a double lane. He noted that will come down to costs and what is best for the Town. Jim said the budget number we had was \$171,000 for a one lane bridge. Selectman Williams asked if the DOT rep thought that was a reasonable number and Jim said “Yes”. Selectman Williams asked if he thought there were enough funds in the Bridge Aid fund, and Jim said “Yes”. Selectman Fish said that while it wasn’t assured that we would still get in during 2021, it was reassuring that Wilton still has their place in line. He is happy that this has gone from possibly closing the road to building a bridge.

Mr. Branscombe asked Jim to comment on the trees on Tremont Street. Jim said that we need to compile a list of abutters and he will get together with Mr. Branscombe this week to do so.

As far as the crosswalks (the one in front of the Library and the one on Abbot Hill Road), Jim has been going back and forth with the State on this. They said that the one in front of the Library would need to be ADA compliant and include a ramp. Jim responded that we weren’t looking for ADA compliance in the front of the Library as we already have that in the back of the Library. As far as the other crossing, the State would be looking for Rapid Flash Beacons at the crosswalks. These cost about \$1,600 per unit. Chairwoman Boissonnault asked about a flashing light on Island Street; Jim said they haven’t gotten that far yet. Chairwoman Boissonnault said she is very concerned about that crossing, especially with winter coming. The traffic down Burns Hill can create a dangerous situation if a car hits any ice.

Inter-Municipal Recycling Agreement – We are putting the finishing touches on that. It’s already been blessed by Town Counsel.

Chief Olesen asked if Selectman Williams had finished the revisions of the Parking Ordinance. Selectman Williams said he had spoken with Sergeant Frechette who was revising other ordinances, and Sergeant Frechette asked Selectman Williams if he would like him to do that as part of his overall revision. He said he will give Selectman Williams a copy of the work when he’s finished.

CIVIC LIVE Website – The new website is scheduled to go live shortly after the Election.

Department Head and Staff meetings are tomorrow.

#### SELECT BOARD ITEMS

Selectman Williams asked Mr. Branscombe if Gary Crooker’s question about Old Home Days had been answered. Mr. Branscombe had sent Gary a copy of what Primex had sent us; he hasn’t heard

back from him. The topic of alcohol was discussed; Selectman Williams said that there is no sale of alcohol during the event.

Selectman Williams asked if Mr. Branscombe was familiar with Chapter 658 of the NH RSA's which has to do with Elections. In 2015 the legislature passed a law that requires the ballot clerks be from the two political parties that receive the largest number of votes (Republicans and Democrats), they need to be registered voters from the Town and that the 2 parties need to nominate ballot clerks. If that doesn't happen, the Select Board needs to designate the ballot clerks. At the next meeting, we need to designate ballot clerks. This means we need to find Republicans and Democrats who will serve those roles. Jane has a list of those who have done it in the past. Selectman Williams suggested we contact the Town Republican Party.

Chairwoman Boissonnault noted that the Select Board was required to be here for the Election, but that Selectman Williams could not be on the premises as he was on the ballot. Selectman Williams disagreed with her interpretation of the RSAs and said we could get a ruling from the Secretary of State on this.

Chairwoman Boissonnault reminded all that our meeting of November 5<sup>th</sup> will be at the Fire Station since we will need to set up here for voting the next day. She asked Mr. Branscombe to help her get clarification on whether or not Selectman Williams could be here for the voting.

Selectman Fish said that when discussing the dam, Selectman Williams had asserted that the Wilton Water Commission doesn't own any property. He said he had read the contract from Quinn and wanted to know how the money from that deal was being used. Selectman Williams said "that was the deal at the time". Selectman Fish said it seems incredulous that the Town of Wilton would allow that deal to benefit a select group – the Wilton Water Works – and Selectman Williams said that was the agreement signed by the Select Board in 2004. Selectman Williams said he didn't particularly like the agreement as the Quinn Bros. do not have to pay property taxes; that was also part of that agreement. When a Board makes a decision, the other boards have to abide by it.

Selectman Fish did not understand why the \$590,000 from the sale belongs to the WWW. He said the reclamation plan will be brought before the Planning Board in November. Selectman Williams said the original point of the agreement was the Quinn's were already operating the gravel pit which sat on top of the aquifer that the town's water was drawn from and they wanted to use a portion of land to expand the gravel pit. The Town made the agreement with the idea that the money that the Quinn's paid would go to the WWW and the WWW would have the option to purchase the land from the Quinn's at some point in the future as a way to protect the aquifer. Selectman Fish said that he has spoken to Jim Quinn about the fact that he offered to exchange the land for the continuation of the lease. Apparently that was denied. Selectman Fish wants to know why that wouldn't have been accepted. Selectman Williams said before Selectman Fish was elected there was a warrant article with the option to extend the lease. The Quinns wanted to extend the agreement for another 15 years, and give the Town a piece of property. The Board voted to take 1 year and have an appraisal of the gravel that was going to be removed and an appraisal of the property and put that before Town Meeting.

Selectman Williams said there are a number of people in town who don't like gravel pits, so he didn't know if that would pass. The Quinn's turned down the year extension so the whole deal fell through. Selectman Fish said to clarify, we have been paid the \$590,000. The material that was there was supposed to be gone by now. It was explained to Selectman Fish that the Quinn's were offering the land for free (F-173). He said it's another poor decision that was made by a previous Board. He doesn't understand how that could be presented as the WWW's land if the WWW cannot own property. He feels that the \$590,000 should've gone to the Town, not the Wilton Water Works. Chairwoman Boissonnault said that all need to remember that each Board at the time makes decisions to the best of their ability with the information presented to them. Selectman Williams said we need to be looking forward.

At this time, the Select Board moved into nonpublic session. **Chairwoman Boissonnault motioned to enter nonpublic under RSA 91-A:3, II (a). Selectman Williams seconded. All were in favor; motion passed.**

**Selectman Fish moved to exit nonpublic session. Selectman Williams seconded. All were in favor; motion passed.**

At 9:12 PM the nonpublic session ended.

**Chairwoman Boissonnault motioned to seal the minutes; Selectman Fish seconded. All were in favor; motion passed.**

At 9:16 PM, **Chairwoman Boissonnault made a motion to enter nonpublic under RSA 91-A:3, II(I). Selectman Williams seconded. All were in favor; motion passed.**

**Selectman Williams moved to exit nonpublic session. Chairwoman Boissonnault seconded. All were in favor; motion passed.**

Resumed public session at 9:21 PM

**Chairwoman Boissonnault motioned not to seal the minutes; Selectman Williams seconded. All were in favor; motion passed.**

APPROVALS: MINUTES, MANIFESTS AND ITEMS IN THE SIGNATURE FILE

The Board began to review and approve the Payroll and Checks manifests. Chairwoman Boissonnault said she'd like to see all common supplies ordered by the Town Hall especially items ordered in bulk like paper products. Selectman Williams asked if the invoice for Tighe and Bond included the work done on the MS4 to date; it was noted it did. Additional work would be at additional cost.

Chairwoman Boissonnault asked if we were going to have an answer from Town Counsel for Tom Quinn's subdivision. We have that on the agenda for November 5<sup>th</sup>.

Chairwoman Boissonnault asked Janice to call Todd Hayworth to reschedule.

Selectman Williams asked about the audit; we are still waiting for the draft copy.

Janice asked how many ballot clerks Wilton usually had; 3-4 was the answer.

Selectman Fish asked about the process for warrant articles. He'd like to put forth Article 79F. The Article had been approved, but not adopted. Chairwoman Boissonnault said she didn't think it had been decided to bring that forward. Todd Haywood realized that the Town had never adopted 79F when he went to register it. Selectman Williams said that the Town never had an application form for 79F. Mr. Branscombe will speak to Todd Haywood about this. Selectman Fish wanted to know how it will move forward and whether he should introduce it as a citizen. Selectman Williams suggested that he let someone else do it because it would be a conflict of interest.

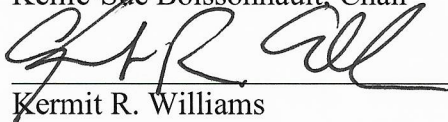
Selectman Williams said his only concern about the Ambulance budget is that we need to balance the costs with the level of service we are providing. He is looking forward to seeing the numbers, which Mr. Branscombe said we will have next week.

**Selectman Williams moved to adjourn. Selectman Fish seconded. All were in favor; motion passed.** The meeting adjourned at 9:47 PM

Respectfully Submitted:  
Janice Pack, Administrative Assistant



Kellie-Sue Boissonnault, Chair



Kermit R. Williams

Matthew S. Fish