

**HAMPTON BOARD OF SELECTMEN
SELECTMEN'S MEETING ROOM
APRIL 2, 2007 – 7:30 PM**

PRESENT: Ben Moore, Chairman
Bill Lally, Vice Chairman
Virginia Bridle-Russell
James Workman
Rick Griffin
Fred Welch, Town Manager
Maureen Duffy, Administrative Assistant

REGRETS:

Chairman Moore called the meeting to order at 7:30PM and introduced those in attendance

SALUTE TO THE FLAG

I. ANNOUNCEMENTS AND COMMUNITY CALENDAR

Mr. Moore announced that the Department of Transportation will be meeting with the Board of Selectmen on April 16th to hold a combined Public Officials/Public Informational meeting to review and discuss the proposed maintenance repainting of the bridge over Tide Mill Creek.

The Hampton Community Chorale presents Cabaret USA on Saturday, April 21 at 5PM at the Winnacunnet High School. The event includes a spaghetti dinner and show for \$15/person or \$25/couple. Tickets may be obtained by contacting the Seacoast Youth Services.

II. APPOINTMENTS

1. RAY HOLMES – RETAINING WALL

Ray Holmes (Retaining Wall, Project Coordinator with Great Bay Timberframes, Inc.) and property owner of 47 Ocean Drive, Larry Ellstein came before the Board. The Conservation Commission has requested Mr. Ellstein seek approval from the Board of Selectmen for him to build a retaining wall. Town land will temporarily be impacted but after the wall is constructed it will be replaced back to its original state. The Conservation Commission has requested that Mr. Ellstein work within four feet outside the wall and restore it to its original condition as well as plant dune grass.

Mr. Moore asked if the Conservation Commission will inspect the project, once complete. Mr. Holmes stated that the Commission does inspect and will be notified at the start and completion of the project. Mr. Welch said that he does not foresee any problems with the project.

Mr. Griffin MOTIONED to permit Ray Holmes and Mr. Ellstein to proceed with the retaining wall project at 47 Ocean Drive. **Mr. Lally SECONDED.**

VOTE: UNANIMOUS FOR

Mr. Moore requested that the Town Manger generate and send Mr. Holmes a letter regarding the Board's approval to the building of the retaining wall.

2. HAMPTON BEACH AREA COMMISSION REPRESENTATIVES – FRED RICE, TOM MCGUIRK AND CHUCK RAGE

The purpose of the Hampton Beach Area Commission is to provide advice to the Town and State regarding long term objectives in accordance with the Master Plan. Fred Rice discussed Article 45 which was recently approved by the voters that rescinds Article 41 (adopted in 1996 - to restrict 20% of revenues of the Town's parking areas located within the Hampton Village District to expenditures for the purpose of Town owned infrastructure within the Village District boundaries). Mr. Rice pointed out that without these funds, projects such as the decorative streetlights in the Beach area will not continue. Mr. Rice urged the Selectmen to prioritize funding by whatever means to help fund the streetlight project and continue other future Beach infrastructure improvements.

Chairman Moore pointed out that there is nothing that the Selectmen can do at this point and any changes will need to be voted on at the next Town vote.

Mr. McGuirk believes that it is important for the Town and the Beach Precinct to work together. He noted that Beach improvements and beautification increase tourism, property values and development; all variables that reduce the tax rate. Mr. McGuirk along with the other Hampton Beach Area Commission representatives would like to see the streetlight project completed.

Mr. Moore encouraged Mr. Rice to come before the Board in the summer to provide an update on the Area Commission. The Commission meets every fourth Thursday in the Police Station training room for a work session and the public are welcome to attend. Agendas and minutes from these meetings are posted on the Town website. Mr. Rice said that the Commission is interested in having their meetings broadcast however is uncertain if the Cable Committee has enough manpower to do so.

Mr. Griffin does not understand why the Hampton Beach Village District is reluctant to have their meetings held at the Police Station so that their meetings can be broadcast live. The Cable Committee has made arrangements with the Precinct to tape their meetings and rebroadcast at a later date.

Mr. Lally asked if the remaining money from the special revenue fund designated towards the Precinct from previous years (of generating 20% parking lot revenues) may be used to complete the streetlight project. The Precinct still needs to determine the cost of completing the project and will need to appropriate funds at the next Town vote.

To improve audio and tape recording quality Chairman of the Cable Committee, John Nickerson requested the Board consider granting him permission to spend up to \$500 to purchase a broadcasting system to be installed in the Precinct meeting room. The system would include a DVD recorder, three microphones and a seven inch video camera.

Mr. Lally MOTIONED to authorize the purchase of the broadcasting system (DVD recorder, three microphones, and a seven inch video camera) for the Precinct meeting room at the Beach Fire Station for a total of \$500 from the Hampton Cable TV Local Origination Fund (originated from the franchise agreement for the Cable Committee). **Mr. Workman SECONDED.**

VOTE: UNANIMOUS FOR

III. MINUTES – MARCH 26, 2007

Page 2 and 3 – *Under Appointments & Old Business* – incorrect spelling of Post 35 American Legion Commander, Ralph “Fatello”

Page 3 – *Under Old Business* – “*Request for Naming of Street*” – add at the end of the first sentence – “who have not already had a street or landmark named in their honor.”

Page 4 – *Under Old Business* – “*Article 45 Recount*” – add the following wording: “to rescind the restriction of 20% ...”

Minutes stand approved as corrected.

IV. OLD BUSINESS

1. TOWN MANAGER’S REPORT

On Monday, March 26, 2007 Mr. Welch toured the Public Works, Transfer Haul and Sewer Plant with Public Works Director John Hangen. Mr. Welch will be working with Mr. Hangen in an evaluation of facilities and long range plans for maintenance and improvements to Public Works Facilities. This evaluation will be made available to the Board and Capital Improvement Program Committee for review in the near future.

The Town received notice of the approval by Governor and Council of the State Revolving Fund Loan Agreement for the improvements to the Wastewater Treatment Plant for \$1,415,000.

The Town received New Hampshire Department of Environmental Services (DES) preliminary approval of its 201 Facilities Plan Update for the Wastewater Treatment Plant. A capacity notice was also received indicating that we are at 80% (according to State figures) of plant capacity and must now report each sewer hookup to DES so that the Town does not exceed plant capacity. Mr. Welch said that he believes that the Town wastewater treatment plant has far more plant capacity than indicated by the DES. In addition he also noted that the Public Works Department is reviewing capacity in light of infiltration reductions due to sewer system upgrades at the beach.

A couple months ago the Board of Selectmen appointed Mr. Thomas Gillick as the community Fair Hearings Officer under our Welfare Guidelines. Mr. Welch reported to the Board that the Town’s first Fair Hearing was held recently resulting in an outstanding report and resolution as considered by the Hearings Officer.

The Department Head meeting on Tuesday concluded with productive discussions on the issues surrounding capital outlays for structures owned by the community that are in need of repairs or expansion. It is Mr. Welch’s hope that we can move forward to a clear understanding of long range needs of the community and a recommendation to the Board on how to address these needs in a financially responsible manner.

Mr. Welch has begun an inquiry with the Finance Department on the possibility of refinancing the bonded debt as it relates to the Police Station. Once the information comes available a report with recommendations will be provided to the Board for consideration.

Mr. Welch has begun preparing the 2008 budget and warrant articles. The process is a long one and while just in the beginning stages he has requested documentation on the drainage improvements that were not presented to the 2007 Town Meeting for review and the drafting of a warrant article for Town wide improvements.

Recommendations regarding plowing of private roadways will be provided to the Board. The private roads debate has been divided into two parts, the first report will deal with those streets where we currently provide services. The second part will deal with a system to be developed with a process to incorporate additional private roads into the system should they be found to merit a classification as an Emergency Lane under the statute.

Mr. Welch has requested Town Planner Jamie Steffen to investigate the possibility of enrolling Hampton in the Main Street Program.

Mr. Welch has begun reviewing the Town's current process used to create ambulance billings and to evaluate the process by which we charge off lost revenues from those billings. Fire Chief Lipe is gathering policies and data for review so that we can create a comprehensive program for future use. The goal is to level the playing field to insure that our service users are treated equally and fairly while we insure that the Town receives the revenues required to operate the ambulance service.

BOARD'S RESPONSE TO THE MANAGER'S REPORT

Mr. Lally is glad to see that Mr. Welch is evaluating the current ambulance billing system. Mrs. Bridle-Russell and Mr. Workman are happy to see that Mr. Welch has instructed the Town Planner to enroll in the Main Street Program

Mr. Moore reminded the Board that on April 9th private roadways will be discussed. He also asked for a written report from Public Works Director Hangen explaining why some property owners were tied into the sewer system in the Beach area by Zoppo and others were not.

1. REQUEST FOR NAMING OF STREET

Mrs. Bridle-Russell MOTIONED to accept Dalton Lane as the street name for the six-lot subdivision known as 89 Woodland Road. **Mr. Lally SECONDED.**

VOTE: UNANIMOUS FOR

2. SCHOOL BOARD ROOM REQUEST

Mr. Welch received a telephone call from Denise Richter concerning the use of the Selectmen's meeting room for the School Board. Ms. Richter was concerned that their regularly scheduled School Board meetings would be moved because of requests from other Town Boards or Committees. In addition a letter with the specific dates requested for room use was received by the Town Manager's office.

Mrs. Bridle-Russell MOTIONED to accept the request for the meeting room every second Tuesday as presented from the School Administrative Unit No. 21 dated March 21, 2007. The dates for the 2007 calendar year will only be considered at this time. (Dates are as follows: April 10, May 8, June 12, July 10, August 14, September 11, October 9, November 13, and December 11). (Proposed Dates excluded from the motion: January 8, 2008 and February 12, 2008). **Mr. Lally SECONDED.**

DISCUSSION:

The Budget Committee usually meets on the third Tuesday of every month during the budget season. Mr. Welch suggested that the Board consider the dates for the 2007 calendar year only.

VOTE: UNANIMOUS FOR

OLD BUSINESS CONTINUED

Mr. Moore inquired about the signing of the Emergency Operations Plan Annual Concurrence and about the bid opening date for the Phase II – Hampton Beach Infrastructure Improvements Project.

Mr. Griffin asked about the sidewalks being dug up along O and N Street.

V. NEW BUSINESS

1. APPOINTMENTS TO BOARDS & COMMITTEES

Mrs. Bridle-Russell MOTIONED to nominate Ellen Goethel, Peter Tilton, Jay Diener, Nathan Page to the **Conservation Commission**. **Mr. Workman SECONDED.**

VOTE: UNANIMOUS FOR

The Board would like confirmation from Ellen Goethel of the Conservation Commission regarding the appointment of the Alternate member.

Mr. Workman MOTIONED to nominate Richard Reniere to the **Mosquito Control Commission**. **Mr. Lally SECONDED.**

VOTE: UNANIMOUS FOR

Mr. Griffin MOTIONED to nominate Robert Ross to the **Highway Safety Committee**. **Mr. Workman SECONDED.**

VOTE: UNANIMOUS FOR

Mr. Lally MOTIONED to nominate Jill Gosselin, Charlene MacDonald and Mark McFarlin to the **Recreation Advisory Council**. **Mr. Griffin SECONDED**.

VOTE: UNANIMOUS FOR

Mr. Griffin MOTIONED to nominate Liz Webb to the **Shade Tree Commission**. **Mrs. Bridle-Russell SECONDED**.

VOTE: UNANIMOUS FOR

Mr. Lally MOTIONED to nominate Charlene MacDonald and Mark McFarlin to the **Recreation Advisory Council**. **Mrs. Bridle-Russell SECONDED**.

VOTE: UNANIMOUS FOR

Mrs. Griffin MOTIONED to nominate Roger Syphers, Maryanne McAden, Bonnie McMahon, and Richard Reniere to the **Heritage Commission**. **Mr. Workman SECONDED**.

VOTE: UNANIMOUS FOR

Mr. Moore encouraged Hampton residents to contact the Town Manager's office if they are interested in serving on the Shade Tree Commission or the Leased Land Real Estate Commission

Mr. Lally MOTIONED to appoint Dorothy Gooby and Susan Hughes as Trustee Alternates to the **Lane Memorial Library Board of Trustees**. **Mr. Griffin SECONDED**.

VOTE: UNANIMOUS FOR

Mr. Moore noted that the Precinct Commission approved an article to create a committee to study the decorative streetlight project.

Mrs. Bridle-Russell MOTIONED to nominate Rick Griffin as the Selectmen representative to the Hampton Beach Village District Decorative Streetlight Subcommittee. **Mr. Workman SECONDED**.

VOTE: UNANIMOUS FOR

2. APPOINT HEALTH OFFICER AND DEPUTY HEALTH OFFICER

Mr. Lally MOTIONED to nominate Kevin Schultz as the Local Health Officer and Milon (Chuck) Marsden as the Local Deputy Health Officer. **Mr. Griffin SECONDED**.

VOTE: UNANIMOUS FOR

3. STATE REVOLVING FUND ORIGINAL LOAN AGREEMENT

Mrs. Bridle-Russell MOTIONED to sign the Wastewater Treatment Plant Improvements (SRF Project No. CS-330195-10) Original Loan Agreement as approved by Hampton residents during the 2006 Town vote. **Mr. Griffin SECONDED.**

VOTE: UNANIMOUS FOR

OTHER NEW BUSINESS

The Town Manager's office has received a request to broadcast a DVD of "Carol Shea-Porter Report on Trip to Iraq". Mr. Nickerson will review the DVD and report to the Board on the content prior to playing on Channel 22.

Mr. Welch has provided the Board with various draft ordinances for the Board to consider. The Town Attorney is currently reviewing the documents and Selectmen are encouraged to provide any input if they so choose.

Mr. Moore noted that the Board has received a copy of a memorandum from the Rockingham Planning Commission about the resolution to realign and redesignate the Seacoast and Salem-Plaistow-Windham Metropolitan Planning Organizations. This item will be included on next week's agenda

The Selectmen's summer meeting schedule will be added to next week's agenda.

VI. CONSENT AGENDA

- 1. Parade Licenses**
- 2. License for Coin Operated Amusement Devices**

Mr. Workman MOTIONED to approve the presented consent agenda. **Mr. Lally SECONDED.**

VOTE: UNANIMOUS FOR

A notice of a Welfare Lien was provided to the Board for review. The lien is for a total of \$249.90.

Mr. Lally MOTIONED to sign the welfare lien as presented. **Mrs. Bridle-Russell SECONDED.**

VOTE: UNANIMOUS FOR

VII PUBLIC COMMENTS

Richard Reniere (29 Highland Avenue) came before the Board to discuss the Article 45 recount. He participated in the recount and observed that Article 44 and 45 had 375 blank responses out of 2883 voters. He theorized that many people neglected to flip over the last page or were uncertain of the Articles and did not respond.

Mr. Lally questioned how the order of warrant articles is determined. Chairman Moore noted that articles are placed on the warrant in the order that they are received. Mr. Lally said that with the current system there is no continuity to the ballot and believes that Article 44 and 45 should have been in a different location. Mr. Workman pointed out that prioritizing articles puts the Selectmen in a difficult situation because they would be setting a value to each article and who's to say which article is more important than others.

Mrs. Bridle-Russell questioned when the social services will be receiving their designated funds. Mr. Welch said that the Town will need a bill from the social services first before the money will be issued.

VIII. CLOSING COMMENTS:

There will be a non-meeting with Town counsel immediately after this meeting.

IX. ADJOURNMENT

Mr. Griffin MOTIONED to adjourn at 8:40PM to a non-meeting. **Mr. Lally SECONDED.**

VOTE: UNANIMOUS FOR

Chairman