

# Town of Hampton



## TOWN OF HAMPTON BOARD OF SELECTMEN MINUTES of APRIL 28, 2008

PRESENT: William Lally, Chairman  
Richard Griffin, Vice Chairman  
James Workman  
Richard Nichols  
Fred Welch, Town Manager  
Kristina Ostman, Administrative Assistant

REGRETS: Richard Bateman

### SALUTE TO THE FLAG

Chairman Lally called the meeting to order at 7:02PM

#### I. Announcements and Community Calendar

Mr. Nichols asked about burn permits.

Mr. Welch explained that the ban had not been removed yet but will probably be removed tomorrow since we have had plenty of rain.

Mr. Lally announced that on Saturday 05/03/08 Comcast will be holding an event with over 100 of their employees and family members at the skate park on Hardardt's Way to clean up and make general repairs.

#### II. Appointments

1. DPW Director John Hangen - Departmental Update

##### Highway Activities

- Removed large limb from toddler's playground at Tuck Field; Limb pickup patrol town wide; Urban Tree took down a tree on Landing Road and one at the Toddler's playground at Tuck Field
- Shoulder repair and pot hole patching as needed
- Set up and breakdown poles at precinct Fire Station
- Signs: Thomsen Rd. – replaced road sign's; "Fire Lane" signs on Rueben's Driftway and Ice House Lane; "Stop" sign on Winnacunnet Rd. Sign repairs on River St and bridge posting signs; Fabricated police parking sign with stand
- Frost ban signs uncovered except for Timber Swamp Rd
- Notified FS&T that sink hole on Drakeside Road was getting worse and put out barricades with bump signs and lights

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- Removed snow fencing from fields on Exeter Rd and placed into storage
- Start lawn repair ops and started brush trimming at skate park
- Remove plow and wing from unit #43 and took to Ocean Glass for new windshield
- Cleaned debris at Bicentennial Park and Town wide sweeping commenced; roadside litter cleanup
- Removed pigeons from tax collectors window and applied grease to ledge to keep pigeons away
- Took down two dead trees and repaired 5 monuments at Founder's Park
- Began interview process for seasonal labor
- Road marking began a little earlier this year due to good weather

Storm Related

- Prepared for snow event (3/28 ); after storm clean up, and vehicle maintenance
- Clean up limbs and trees from high winds on April 1<sup>st</sup>

Sewer & Drains Activities

- Cleaned sewer mains on Lettered Streets, Main Beach, Carlson and Trafford
- Cleaned catch basins on Park Ave and at Main Beach area; clean catch basin tops throughout town;
- TV'd State Park sewer service from Epping Ave. for leak and checked old sewer mains on White's Island for leaks; checked sewer main on "D" ST. and cut away elbow at Ashworth Ave. manhole
- Sealed rattling manhole on Exeter Rd and replaced manhole cover on Drakeside Rd.
- Cut brush at the end of Leavitt Rd--ROW.
- Hauled pipe to Leavitt Road and removed drainage pipe to Tuck Field for storage
- Sewer Inspections: 3; Sewer Locations Made: 37

WWTP Activities

- New grit equipment fully installed, start up and training complete
- Modification on drum thickener working well
- Met with Waste Management at their landfill to resolve undercarriage truck damage issues

Upcoming Projects

- Completion of Phase III work (just around the corner)
- Finish punch list
- Start roof replacement

Unusual Variance

- Waste Management hauling sludge through March 28<sup>th</sup>
- Flows higher than usual due to rain and snow melt
- Peterbilt back in service after transmission repairs complete. Lug bolts on Unit 82 (Peterbilt) were damaged due to improper tightening by tire vendor

Transfer Station Activities

- Recycling committee met with Alan Davis the Manager of the Waster Management landfill, as the guest speaker
- The Cub Scouts came for a facility tour

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Unusual Variance

- Scale house operator out for surgery again (long term outage for this employee - sick leave bank)
- Heavy wind damaged overhead door to the tipping floor—had it repaired. Also repairing other garage doors on Public Works compound.
- Number of individuals signing up for swipe cards is increasing
- Increasing complaints concerning the amount of time it takes to get through scale on weekends.
- Seasonal increases in brush/yard waste and cardboard are being noticed

Mr. Workman asked Mr. Hangen about the swipe card system and how cashless system is going.

Mr. Hangen responds that so far everything is going well but that they are still new to the system and are taking baby steps at this point.

Mr. Hangen talked about the 201 Facility Plan Report and explained that it is a review of the town's sewer system. It includes a road map to the town's future in waste water and sewer treatment. The Town has 11 sewer pump stations and the system is very sophisticated as each station receives sewage from all different parts of town.

The pump stations are on telemetry and can identify problems and notify the operators of needed repair. The system can break down and the facility plan reviewed the system and broke it down in layman terms as to what the town can do in the future. The plan has analyzed the system and the town can reference items as to the cost and what can or can not be done.

FST Presentation & Review of 201 Facility Plan Report

Public Works Director, John Hangen gave an introductory summary of the history and development of the Town's Facilities planning efforts and described the general status of the Town's wastewater collection and treatment system. Mr. Hangen then introduced Tom Jenkins and Meredith Zona, from Fay, Spofford & Thorndike (FST).

Meredith Zona proceeded to describe the 201 Facilities Plan update. This document will be a "roadmap" for the Town to continue with the evaluation, rehabilitation and of its wastewater collection and treatment facilities, and to plan for future extensions to its system, particularly in areas west of Interstate I-95.

The 201 Facilities Plan Update describes in detail, needed upgrades to the WWTP that are necessary to meet its NPDES permitted discharge requirements, including reductions in copper and phosphorus. The update also reports on alternatives for sludge disposal and for alternative outfall discharge of the WWTP treated effluent. WWTP upgrades will cost from \$4.68m to \$9.42m, depending on the outfall location but re-locating the present outfall could cost from \$6.9m to \$87.3m. Potential sewer extensions, west of I-95 could be handled in several construction contracts from \$1m to \$2m, or as a single \$10.2m project. Collection system extensions east of I-95 can be handled with gravity and low-pressures systems. Improvements to the collection systems also include increasing the capacity of the main interceptor and replacement or rehabilitation of existing older pipelines that are presently, through leaks and defects, bringing extraneous groundwater to the WWTP.

A graphical illustration was also provided; showing that with the completion of the new sewers constructed under the Hampton Beach infrastructure improvement project, the flows at the WWTP had noticeably reduced and will result in a cost savings to the town. FST will provide the town with several copies of the full 201 Facilities Plan document and several copies of the outline presented at the Selectmen's meeting.

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The facilities investigated were the Wastewater Treatment Plant (Figure 1), Sludge disposal Alternatives, the Outfall extensions (Figure 2).

Mr. Tom Jenkins explained that the Facility Plan Report is a road map for the Town to follow and manage the town's system. Mr. Jenkins explained about the present worth costs for the outfall alternatives (Figure 3); sewer upgrades and extensions west of I-95 (Figure 4); recommended interceptor upgrades (Figure 5) and the recommended pump station/force main upgrades (Figure 5).

Mr. Nichols asked where the funding for the 1.3 Million dollar upgrades come from; did the funding come from the March 2006 Warrant Article? Mr. Hangen stated yes.

Mr. Workman asked about the time frame to remove the copper from the outfalls. Mr. Hangen stated that it is a difficult answer.

Mr. Hangen explained that the copper removal requirements at the outfall is at a greater number than the removal percentage of copper from our drinking water, the percentage is at 300%. The percentage is mandated by the Federal Government (EPA) due to tiny shrimp in the estuaries that are killed by the copper. This percentage is impossible to meet, and all parties agree that it is impossible.

Mr. Hangen explained that once the town is at 80% of capacity of treating the waste at the treatment Plant, the EPA and the State will require the treatment plant infrastructure upgrades to be done. This will be very expensive when the waste water treatment plant needs to be updated so they are on pins and needles trying to prolong the time lapsing before the state mandates that Hampton must increase the size of the plant.

Copies of the plan will be available for viewing at the Library and the Town Offices.

Mr. Workman asked about the outfall that was directed west toward the Exeter River.

It was explained that former Town Manager Mr. Barrington was thinking environmental and wanted to take the waste water and inject it into the ground to save money rather than sending it to the ocean.

Mr. Griffin asked about the discharging into the marsh and harbor.

"Solution to pollution is dilution". Mr. Hangen explained that the further you bring the waste water out in to the ocean the less cleaner you need to make it from the government's point of view as the tides dilute the waste.

Mr. Lally asked about the town's pump stations conditions.

Mr. Jenkins explained about the criteria which you grade the pump stations and explained about the plan to guide the town to replace them. The time to replace everything is coming and they are here to guide the town in the best way to do this.

Mr. Hangen talked about the Church Street pump station. This station is a major station and needs to be replaced; it is the most critical in the system for the town as everything from the entire beach is put through this station. It is very old and will not be able handle the future capacity for the beach.

A public hearing is being planned for May 12<sup>th</sup>, 2008.

Discussion on the DPW updates.

Mr. Griffin asked about the ball field and the issue of the grass.

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Mr. Hangen explained that the DPW bought turf for this area, installed the turf and it is growing as it gets watered often. If the grass does not grow they will find another way to solve the problem.

2. Correction - Hampton Beach ~~Village District~~ Sea Shell Bathhouse.

Ward D'Elia, AIA. Park Improvement Conceptual Design. Consultant for the State for the Sea Shell Bathhouse Improvements. Gave an overview presentation of the scope of the project, and presented the schematics which were presented to the design committee and others. They are looking to replace the bathrooms and administrative buildings around the Sea Shell Stage. They are also looking to change the design of the boardwalk to create more seating and shade. They will not be changing any of the parking or metering.

Bob Windon, Landscape Planner. Explained about the conceptual design on the State Beach Reservation and that the entrance to the State Park will be landscaped.

Mr. Griffin stated it is long over due and hope the can obtain the goal.

Mr. Workman is interested to see if it could get financed

Mr. Lally states that if the plan were to go into effect the beach would look and feel far better than it does today.

Mr. D'Ella notes that the goal to make it more pedestrian friendly.

Mr. Windon noted that these are meaningful interventions on the one mile landscape of the beach as the major challenge is the funding.

3. Vic De Marco - Subject matter: Public Comment

Mr. Vic De Marco. 11 Milburn Avenue. Mr. De Marco discussed how to increase public comment at the Selectmen's meeting. He compared different styles of allowing the public to speak, recommend that the Selectmen experiment with allowing the public to comment before the meeting and to not allow them to speak again.

Discussion on this issue will be continued to next meeting.

III. Minutes – April 14 & 21, 2008

Corrections to the Minutes of April 14, 2008. Page 6 – Mr. Nichols stated that he would like to added a couple items on page 6, at the end of third paragraph the one that starts with “The HBAC is not against the publicity. That this is additional information as opposed to corrections.

“Mr. Nichols indicated he understood that the HBAC was behind on their minutes. He asked if they would be posting them when they caught up. Mr. Rice responded yes.”

Following that addition. To add the following: “Mr. Nichols asked Mr. Rice if he would be open to televising the HBAC meetings on Channel 22. Mr. Rice indicated he had no problem with that but felt that town Boards were more important.”

The April 14, 2008 minutes stand approved as corrected.

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Mr. Workman MOTIONED to approve the minutes of April 14, 2008 with the added information. Mr. Nichols SECONDED

Mr. Nichols MOTIONED to continue the approval of the minutes of April 21, 2008 to the next meeting. Mr. Workman SECONDED

VOTE: UNANIMOUS FOR

IV. Old Business

1. Town Manager's Report

- A. Please remember that the last day on which you may register your dog without fines and penalties is April 30, 2008. Approximately 700 dogs were not registered as of mid last week. If you no longer have your dog please notify the Town Clerk's office as soon as possible.
- B. A bid was awarded to Urban Tree Services as the low of 2 bidders for miscellaneous tree work during 2008.
- C. A bid for a used replacement backhoe was awarded to Milton Cat as the low of 2 bidders for the sum of \$69,500.
- D. A bid to provide miscellaneous engineering services during 2008 was awarded to Wright-Pierce as the only bidder to respond to the bid advertisement.
- E. The Department of Public Works will be conducting a test to determine if the old sewer lines at the Beach can be successfully filled with tank abandonment foam to complete the closure of the old sewer systems.
- F. I have been requested to remind everyone of the Spring Rummage Sale at the First Congregational Church, 127 Winnacunnet Road on Saturday, May 3<sup>rd</sup> from 8 AM to 2 PM.
- G. Please remember this is the week for the annual curbside leaf collection. Please have soft yard wastes (leaves, grass clippings, pine needles, etc) in bio-degradable bags or loose in barrels placed at the curb on your regular rubbish collection day. Brush and limbs are not to be put out for pickup, but can be brought to the Transfer Station. The maximum size for brush and limbs is 6 inches in diameter.

Mr. Welch noted that Mr. Warburton had intended to be here this evening for the presentation on the Hampton Beach project.

He also notes that the Department of Revenue Administration base evaluation has adjusted several million dollars this year; the board has been given a copy of these figures as they will be used to determine taxes.

Mr. Welch identified what will be on the agenda for May 5, 2008

- Request to get rid of military surplus vehicle for the Fire Department
- Re-routing of part of the Five Corners intersection
- Sale of Old Fire Alarm Boxes
- Decision on May 26, 2008 Holiday and consideration of the other Monday Holidays.
- Appointment of Rockingham County Planning Commission Representative
- Legislative Bulletin – Bill in regards to policy in the labor area, are heating up quickly on the hill.
- Bill 1127 – provisions to be adopted for labor groups and the labor groups would be given evergreen clauses. This is to be interpreted by the Supreme Court.

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Discussion on the legislative bills and the influence of the Selectmen on their representatives.

Mr. Nichols talked about the legislative bills and the influence of the Selectmen on their representatives. Mr. Welch noted that if you let your voice be heard as individuals, the representatives will speak for you.

Mr. Nichols commented on televising the HBAC meetings. He has a petition signed by 40 or 50 people who want the meetings televised.

Mr. Nichols commented on the direction of the budget to the Town Manager. What he proposed was in two areas; give guidance to the Town Manager on the Budget and limit the Tax spending to 3%.

Mr. Nichols MOTIONED to reduce the number of Selectmen sponsored warrant articles to a maximum of 15. Provide the Manager with direction to limit the "tax rate effect" spending increases for 2009 to 3% over the amount approved by the voters in 2008. Mr. Griffin SECONDED

VOTE: UNANIMOUS FOR

Mr. Griffin asked about the death of a former Supervisor of the Checklist and gave his regards to her.

Mr. Lally gave his regards to her as well and to Jimmy O'Neil who passed away Thursday.

V. New Business

1. Liquor License – Aaron Brown dba Victoria Inn Annex

Consensus to postpone action on this license until the Board receives the recommendations from the Town Manager, Fire and Police Department.

2. Summer Schedule for the Selectmen.

No Meeting on May 26, 2008 for the observation of Memorial Day. Summer schedule is to meet every two weeks, beginning on June 16<sup>th</sup>, 2008.

Mr. Workman MOTIONED to accept the Summer Schedule. Mr. Lally SECONDED

VOTE: UNANIMOUS FOR

VI. Consent Agenda

1. Correspondence to Senator Clark in respect to NH Senate House Bill 1645
2. Parade License – Girls on the Run- New Hampshire
3. Cemetery Deeds – Davitt, Hayes, Malcolm, Hazell, Eddy and Janvrin
4. License for Coin Operated Devices – 225 Ocean Blvd.
5. Raffle Permit – Hampton Fire Officers Local 3017
6. Forward request for recommendation from Planning Board and Conservation Commission – Sewer Easement, Michael Green Lot 10-1 Fielding Lane

Mr. Workman MOTIONED to move consent agenda. Mr. Nichols SECONDED

VOTE: UNANIMOUS FOR

VII. Public Comments

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Mr. De Marco asked for the letter to the Senator regarding the Bill 1645 to be read. Mr. De Marco then asked the Town Manager what form the bill is in, and if it is to accept the bill in its entirety, as it stands now. He talked about the 13 checks that you would receive per year making it so that your base raise will not change, and that the COLA (Cost of Living Adjustment) would not be increased.

Mr. De Marco explained the history of the retirement system in the Town of Hampton and stated the "costly effects" of this bill and its effect on retired employees' retirement, in short if someone was to retire now their pay would stay the same for the rest of their life with no increases as the costs of living increases. Mr. De Marco asked for addendum to the letter be added.

Mr. Lally will speak to his representative on the issue of the unfair portion of the Bill 1645.

Mr. Pierce, 16 Hedman Avenue. Mr. Pierce responded to Mr. De Marco's plan. He commented that he would like to trade his pension plan with Mr. De Marco's as most, if not all private corporations and industries do not take as good of care of their employees as the town and state do. You are lucky if you get a decent health plan let alone retirement plan. Action should be taken to clean up the mess with all retirement plans for private and government employees.

Mr. and Mrs. Bob & Kathy Keer, Boston Road. Sewer infrastructure, are here to talk about an underground illegal bathroom to be removed. They met with Town Manager on May 30<sup>th</sup>, 2007, but have received no response on the issue.

Mr. Lally asked if the topic was on the Agenda, the Keer's responded that Mr. Hangen mentioned the Sewer on Epping.

Mr. & Mrs. Keer alleged that the following occurred. The DPW allegedly put in a back flow into the illegal bathroom. A contractor was hired and had allegedly and illegally quit while leaving an exposed gas line. The Keer's have been trying to get on the agenda to fix the problems that the Town allegedly created. They noted that they have filed a complaint with Police and DPW.

Mr. Lally explained that the Board will not entertain this issue and that they the Keer's have received an opinion from the Atty. General's office, that this problem is a condominium issue not a town issue. This issue needs to be taken to court as a civil action and not to the Board of Selectmen. This Board will not take the association members to court for you, as it is your responsibility as the property owner.

Richard Reniere, 29 Highland Avenue. Mr. Reniere supports the ideas proposed by Mr. De Marco regarding the public comment. He noted that it would be beneficial to change the placement of allowing of discussion on agenda items before the items are discussed and or voted on to allow for public input on those items, he also suggested having the agenda posted on channel 22.

VIII. Closing Comments

IX. Adjournment

Mr. Workman MOTIONED to adjourn. Mr. Lally SECONDED

Meeting adjourned at 9:43PM.

VOTE: UNANIMOUS FOR

  
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Chairman

Non-Meeting with Counsel – RSA 91-A:2,I,c