

Town of Hampton



PRESENT: William Lally, Chairman
Richard Griffin, Vice Chairman
James Workman
Richard Bateman
Richard Nichols
Fred Welch, Town Manager
Mr. Gearreald, Town Attorney

7:00PM Non-Public meeting under RSA 91-A; 3, II (a)

MOTIONED to enter into Non-Public meeting under RSA 91-A: 3, II (a) and SECONDED.

VOTE by Roll Call: UNANIMOUS FOR

Chairman Lally called the meeting to order at 7:30 p.m.

SALUTE TO THE FLAG

Chairman Lally introduced the members in attendance.

Chairman Lally opened the meeting with the public comment period.

I. Public Comment Period

Arthur Moody commented on the following agenda items:

19 L Street lease land case; the Town was suing the lease holder for failure to pay, but Mr. Moody feels that this case is not valid as he does not believe that non-payment of rent is under the purview of the State Lease Land Real Estate Commission.

Coast by Coast Buses- Mr. Moody has concern with the loss of parking fees to the town with the buses reducing traffic.

Taylor River Estates- The town took the property under RSA; 80. Mr. Moody spoke about the ways to get rid of a tax deed in ways "as justice may require".

II. Announcements and Community Calendar

Mr. Workman congratulated the class of 2008 from Winnacunnet High School who graduated this past weekend.

Mr. Workman gave kudos to the American Legion for their Flag Day ceremony.

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III. Appointments

1. Finance Director – Monthly Financial

May '08 Income / Expense Statements / Revolvers

Attached is a copy of the Income and Expense Statements for the month ending May 31, 2008. The first three pages detail the income; the next page is a Year-to-Date analysis of motor vehicle fees; then the expense summary by department (numbered 16 of 16); followed by fifteen pages (numbered 1, 2, ... 15 of 16) of departmental expenses by line item; next is the report dealing with Fire Suppression's overtime costs; then the remainder are the revolving accounts (Rec.; Cable; Detail; and EMS).

This is the fifth report of 2008, and my comments will continue to be brief since more than half of the year is still to come.

Notable items:

- April's Income Statement shows \$2.0M or 31% of the budget being collected on a year to date basis. This is 11 percentage points below the 42% target but this does not necessarily mean the year end will have this type of shortfall. The Town's income does not follow an even pattern in that some monies are received monthly, while others are received quarterly, seasonally, and/or at the end of the year. It should be noted on page 3 that the beach parking lots were open on a limited basis in May resulting in \$10k of income.
- The next page shows the year-to-date motor vehicle fees collected with a comparison to 2007. In May, \$267k of fees was booked, the highest month to date. The current year is now only \$26k behind '07 and 2% below the '08 budget target. Due to the current economy, I continue to believe that the year end total will finish with a shortfall of between 3 and 5%.
- The Expense summary (numbered as page 16 of 16) shows the year to date expenses by department. At the end of May, the operating departments (with debt service) were 35.4% of the budget. This is lower than the month's target of 41.7%. The 6.3% difference is a small percentage but when figured against the total budget of \$25M, it equates to over \$1.5M of under expenditures on an annualized basis. Since we are now entering the busiest time of the year, this percent will shrink but will probably still result in a significant amount of money being unspent at year end.
- On pages 1 through 15, the majority of the departments are below the target level and don't have any major issues.
- At the top of page 3 of 16, the Replacement Equipment (PC) program has started with a request for bid being posted and the contract for 19 dual core machines (\$28k) being awarded to Signature Computers Plus of North Hampton.
- Lower on page 3 of 16, the Employee Separation Costs is at 68% of budget due to some employees retiring earlier than expected due to the effect of (possibly) changing benefits of the NHSRS. An additional retirement (cost) will be booked in June but it is unknown if that will be the last for the year.
- On page 5 of 16, Workman's Compensation Insurance line shows \$193k expended YTD. This is only half of the annual amount (\$386k) with year end being over expended by \$119k as discussed late in last years budget meetings.

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- On page 6 of 16, the regular wage account in Crime Control & Investigations is at 54% of budget. As discussed last month, this is a result of the full time Juvenile Officer being transferred from Traffic without adjusting the budgeted figures. The variance in the two wage accounts will offset each other. Overall, the PD is running well under budget (35.8%) but is now starting into the summer season with resulting increased costs.
- Continuing the discussion of the Fire Suppression's overtime coverage expense (shown on page 8 of 16), the new report (following page 15 of 16) shows that on a year to date basis, the "total" overtime is running at 37.8% vs. the target of 41.7%. It should also be noticed that the actual 2008 O/T is currently running at less than 60% of last year's (2007) rate. The last two lines of the analysis are new and show the year to date charges to the O/T Callback expense in the EMS revolving fund.
- On page 13 (of 16), the Welfare Department – Direct Assistance is running at 18.2% of budget. This is a result of several factors: welfare officer's experience in the use of other community services, rental out-reach programs, and the end of the winter rental season.
- On page 15 (of 16), the TAN expense for the first part of the year is \$3k. At the end of May, the Treasurer had borrowed only \$2.4M before the 1st half tax bills were distributed and payments began coming in. At this same time last year, TAN borrowings were \$5.5M, had occurred earlier in the year thus borrowed for a longer period equaling a higher expense.
- With regards to the revolving accounts (last four pages), Comstar's AR report runs a month behind on average and so only four month's income is being shown for the EMS fund (027) versus five months of expenses.

2. Recycle / Trash Committee

Mr. Lally explained the history of how the Committee came to be and grew.

Jane Ansaldo- Church gave a few short and long term suggestions.

The Committee wants to create a brochure to send out to the people of the town so that the residents can become educated on when where and how to recycle. They hope to get this brochure up on the town website as well.

The Committee would like to get information into the local newspapers and new resident welcoming books.

She suggested putting recycling information on tide charts as most people who go to the beach during the summer look at the tide charts.

Seafood Festival- They will be beginning the green transformation this year with hopes to go completely green in the future.

Next Year's Earth Day- The Committee would like to have a Sustainability Fair similar to the event Portsmouth had this year.

Another idea is to have an annual town yard sale where people could bring things they don't need anymore so that they could be reused.

A long term goal is to create a "second time around shed" that could be housed at the transfer station. It would be a place where people could bring things so that they could be reused by people in need.

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Another idea is to work with the Hampton Chamber of Commerce to get the local businesses to advertise recycling.

The Committee would like the public to come forward with more ideas and suggestions, or if they are interested in helping please call Mark Richardson of the Public Works at 929-5930.

Mr. Lally spoke about some of the other things that the Committee would like to see and the three main goals.

- 1) To devise a program to reduce cost of residential refuse collected from Hampton residents, with the main focus of that being recycling and commercial trash.
- 2) To develop education incentive program to increase recycling volume and participation in Hampton. It is suggested to have a specific recycle education committee as a permanent part of the town government with five members and maybe two alternates, who would be volunteers stagnant over the years to keep it going. They could be very helpful at the Seafood Festival in checking to see if they are recycling, if not then why, and if they are, are they doing enough? This committee would be used to regulate recycling in Hampton. It is also suggested that recycling should be considered to be made mandatory for the town of Hampton.
- 3) To develop criteria, standards and procedures to equalize cost vs. service between the residential and commercial trash collection through out Hampton. This is a very large issue with many pros and cons.

Mr. Nichols thinks that the education on recycling is a great idea as he has only been recycling for a couple years himself. He also agrees that recycling should be mandatory and that it should be highly considered to be on the ballot.

Mr. Bateman commented that this subject is not going to go away and the sooner we deal with it the better off we will be. He thinks that the idea of a permanent committee is a good idea.

Mr. Griffin spoke about the concerns with the Seafood Festival and recycling. He is the representative on the Board for the Hampton Chamber of Commerce and he had brought the subject of recycling at the Seafood Festival up to them at the last meeting that they had. It was suggested by Maria from Foss Manufacturing that large recycling bins be placed around for the many bottles of water that are sold. Mr. Griffin suggested that the committee contact Doc Noel or Eileen Nevins at the Hampton Chamber to meet with them about the issue of recycling at the Festival.

The Board discussed the amount of trash that is accumulated at the beach each day and the options of putting recycling receptacles next to all of the existing trash receptacles.

Mr. Griffin noted that New Hampshire is the only state left in New England that doesn't have a Bottle Bill. When people come on vacation from the other states they are accustomed to look for recycling receptacles and are shocked when there are none at Hampton Beach.

Mr. Bateman brought up the "igloo" style large recycling bin that was put next to the Seashell Stage on Hampton Beach in the past and how it died of its own success and was overflowing because people were recycling so much. Unfortunately because of its size it was hard to move, and the tonic brought about the bees which brought about other problems, so the recycling bin was removed.

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Mary Louise Woolsey commented that if an advisory article went out to the residents about the fact that the town is still picking up commercial trash then there would be an overwhelming vote to stop the pick up of this trash. Hampton is the only town on the seacoast and possibly the only town in the state that still picks up commercial trash. You will not see any recycling from these businesses until you force them pay for their own trash removal. If you do cut out the commercial trash pick up, which must be done because we cannot carry the load anymore, then you will also save the town a lot of other things. It will take the weight out of the waste stream so we will not have to pay as much in tipping fees. It will cut down the number of injuries to workers. It will equalize fairness for condominiums and businesses that have been taking care of their own trash for years. If you put this on the warrant right away the public will vote overwhelmingly to stop the commercial trash pick-up.

Mrs. Woolsey commended Board and the Chairman for creating the Committee but says that there are serious problems such as the commercial trash pick up that must be addressed immediately. She noted that with this subject "the buck stops here" and they are looking at the Board.

Mr. Griffin pointed out that the biggest people who make trash down at the beach do recycle and do already take care of their own trash.

Mr. Lally agrees and commented that a lot of people do take care of their own trash at the beach.

Mr. Griffin also pointed out to Mrs. Woolsey that it is not fair for her to stand there and make deceptive suggestions like that, as she is wrong about the businesses not making an effort to recycle and assuming that the town picks up trash for every single business at the beach. He noted that there is more trash picked up by private haulers than by Town at Hampton Beach.

Mrs. Woolsey commented that the town is still collecting something seven days a week.

Mr. Griffin replied that maybe that should be looked at, but the truth is that the casino and many of the hotels and restaurants are already recycling and taking care of their own trash, so to paint a picture as she did is not telling the whole story. Both sides of the story need to be listened to before anyone can make any judgments.

Fred Rice suggested that the Board consider having an adhoc Committee, in addition to the permanent Recycling and Trash Committee that would meet after the summer season is over and be comprised of representatives from the various types of businesses at the beach and Al Davis from Waste Management and other people that can contribute to that. This Committee can try to work out what the existing situation is for commercial trash pick up. You could start it after the Seafood Festival and get a hold of the people who will be here for the remainder of the year to get a real definition of what we are looking at for a commercial trash situation. This may take several years to resolve but it should be started soon.

Mr. Bateman asked if the commercial trash pick up is only at the beach or if it includes the rest of the town.

Mr. Griffin explained that the commercial trash pick up is for the entire town and that the misconception of it being only at the beach is not fair to the beach businesses. He also noted that the Zoning Board and the

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Planning Board need to be involved with this decision as well, as they are the people making the decisions as to whether or not businesses can even exist without any place for trash.

Mr. Workman commented that the Planning Board always uses careful deliberation about where trash containers and dumpsters go, especially since 1997.

Mr. Nichols MOTIONED to set up an adhoc committee to address the issue of commercial trash in the town of Hampton and that it include representatives of the businesses town wide and that the committee is ready to begin after the Seafood Festival. Mr. Bateman SECONDED.

VOTE: UNANIMOUS FOR

Mr. Bateman pointed out that the Board will be responsible for creating an ordinance with guidelines if the cessation the commercial trash pick-up is approved. The thought of privately contracted trash crews banging and clanging at all hours night and day is dreadful. Plus there will be many other issues that will need to be considered.

Mr. Rice noted one other thing, it would be easy to implement if you were to pass a Selectman's Ordinance to have recycling containers be mandatory at any event being held in Hampton with more than a set number of guests. It's not much but it's a start as going completely mandatory will be very difficult.

Mr. Lally MOTIONED to create the Recycling/ Trash Committee to be a permanent part of the town government structure and to be manned by five volunteers with two alternates and to continue year to year in which volunteers will be asked for. Mr. Griffin SECONDED.

VOTE: UNANIMOUS FOR

3. Elizabeth Webb – Advisory Shade Tree Commission

Mrs. Webb is the sitting member of the Shade Tree Commission. She is here tonight for two reasons. She would like the Board to publicly approve and support some community building, community as in the sense of people working together to achieve a common goal. She would also like to report on two workshops she has attended as a member of your advisory committee.

Mrs. Webb requested a public approval of the work that has been done by Mrs. Linda Gephardt and Mrs. Geannea Gusman-Scalon at North Beach. These women applied for a grant from the Portsmouth Garden Club and purchased lilac bushes from the Governor's Wild Flower and Lilac Commission to hold the sand and prevent erosion at North Beach. They also obtained a dory from the Hampton Harbor Motel and planted perennials and a flowering plum tree with the help of Winnacunnet High School teachers and students. The top soil and field stones were donated by Mr. Lessard. Each tree or bush they have planted has helped to reach the requirements set by the Town Replacement Clause and the Shade Tree Ordinance. These women also arranged a free water supply from the Aquarian Water Company for the next year to be used for these gardens at North Beach. In addition, Aquarian will donate \$250 each year after 2008 to help this group with the upkeep of the gardens at North Beach. Also, the Hampton Rotary Garden is donating \$250 to help with the cost of irrigation, storm water run off, and pedestrian foot traffic erosion. She asked the Board to personally thank these people as thank you's and appreciation encourages the rest of the citizen to volunteer for this committee or others.

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Secondly, as a member of the advisory Shade Tree Commission she has represented Hampton at two workshops. The first was at the Urban Forestry Center on March 4th 2008 in Portsmouth, NH. It dealt with invasive roadside plants and included a session on what should be planted along our streets and the proper procedures, maintenance, pruning and how to determine the health of the trees. The commission has kept a record for years of trees in Hampton that need to be cut down, could be saved for another year, or that have questionable health.

As of January 1st Hampton residents can't plant or transplant a Norway Maple Tree, Japanese Barberry, Burning Bush, Yellow Flag Iris as they are all considered to be invasive plants. There are four different kinds of Honeysuckle that are considered invasive plants, Oriental Bittersweet, Multi-Flora Roses, and the Tree of Heaven as well. All invasive plants should be ripped up and destroyed and are not allowed to be sold at nurseries or to be brought into New Hampshire from across state lines.

Mr. Bateman had no questions for Mrs. Webb but was the first to thank the women for their hard work and dedication. He also thanked Aquarian and the Hampton Rotary Garden for their financial support to this group, as without that it would not be as successful.

Mr. Griffin noted that there are many more volunteers that are needed to continue the beautification of Hampton on the beach as well as up town.

Mr. Nichols thanked the women as he does gardening himself; he has an appreciation for the time and work that goes into making them look so good.

Mr. Workman thanked the women and the other commissions that are doing what they can to make Hampton a better place.

4. Dory Inn Condo Association – After the Fact Application for Seawall/Seawall Stair
Construction/Repair

Kathy Sourby - Secretary of the Dory Inn Board of Directors, and the Secretary of the Dory Inn Condominium Association. Ms. Sourby explained that they have come to ask approval of an after the fact repair and maintenance that happened after the storm of April 16th 2007 of the seawall and stairwell. Also that this includes the change in the landscape of the rocks that leads to the ocean and the common area landscaping that was also done after the fact.

Mary Joe Stoney Treasurer of the Dory Inn Board introduced Henry Stoney who is an owner and who went through all the permit procedure last year.

Mr. Lally asked about the level of damage and commented that many people have come in looking for permits to rebuild their seawalls after the storms but that often they do not put things back as they were but they use it as an opportunity to rearrange the property.

Mrs. Stoney explained that they did not rebuild any seawall. What they did was move the boulders in front of their seawall that had toppled down in the storm. She explained that they have not affected any town property and that they had done anything other than put things back where they were before the storm. She assured the Board that there are no changes to the way the property looks or as to the placement of any rocks or stairs.

Atty. Gearreald joined the table and suggested that the board wait for the decision until the next meeting to give time to check and make sure that things are in their proper places.

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Mr. Lally agreed with council and noted that this will be put on the consent agenda next week so that they will not need to come to the next meeting. This is contingent upon the issuance of a DES wetland permit.

Mr. Stoney explained that their application for this permit is being processed in Concord and that it is currently listed as administratively incomplete. He hopes to have this status changed before this matter comes up for decision at the next meeting.

IV. Minutes – June 09, 2008

Mr. Bateman MOTIONED to waive the acceptance of the minutes of June 09, 2008 until June 30th, 2008.
Mr. Lally SECONDED.

VOTE: UNANIMOUS FOR

V. Old Business

1. Town Manager's Report

Weekly Report

- A. I would like to remind residents who have not licensed their dogs that the Selectmen will be signing the Dog Warrant on Monday, June 30, 2008. This sets the stage under State Law for substantially increased fines and penalties and possible court actions for those who have not licensed their dogs. Please be sure to visit the Town Clerks office before June 20th to license your dog if you have not already done so. Anyone who has a dog that is 4 months old or older is required by law to secure a license for your dog, if you have moved from another community where the dog was previously licensed you should transfer the license by visiting the Town Clerks Office and securing a Hampton license tag.
- B. The Friends of Bicentennial Park continue to work hard at their beautification project. Visit the park at North Beach and see the great work that has been accomplished by a large group of dedicated citizens who have donated to the effort of making Hampton a great place to live.
- C. Just a reminder that I will be out of the office from Wednesday, June 18th until Monday, June 23, 2008.
- D. Also a reminder that the Board starts their summer schedule after this evening and will be meeting every other week for the summer. The next Board meeting will be Monday, June 30, 2008 at 7 PM.

2. 19 L Street – Leased Land Litigation

Atty. Gearreald with the Board's approval he initiated an action in two courts in respect to the 19 L street property which is still under the leased land program and therefore this property although owned by the town is leased out to the public. In this particular matter the taxes were seriously in the rear and two years of land rent were owed so with the Boards authority an action was filed in the Hampton District Court to terminate the lease and in the Rockingham County Superior Court to seek authority of that court as provided under the lease to make the unpaid amounts a first lien, superior to any mortgages, on the buildings and to seek an order from the Superior Court to order

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that we be able to sell those buildings as a foreclosure sale. In response we got an order for Hampton which was a right of possession which once its served it basically terminates the lease and second we have a default order from the superior court and he's pleased to report that the first mortgage on the property has commenced to give payments paying approximately \$16,000 out of the \$22,000 that the court was asked to order, the rest is demanded immediately if they wish for the town to hold off the action that they are authorized to take. He warns all those who have not paid their land rent as this is not going to be allowed to lag and aggressive actions will be taken as are authorized by the leases.

3. Acquisition of new sewer easement and relinquishment of old sewer easement, pursuant to N. H. RSA 41:14 – a on 4 Fielding Lane, owned by Michael P. Green and Karyn W. Green

Mr. Griffin MOTIONED to approve Acquisition of new sewer easement and relinquishment of old sewer easement, pursuant to N. H. RSA 41:14 – a on 4 Fielding Lane, owned by Michael P. Green and Karyn W. Green. Mr. Bateman SECONDED.

VOTE: UNANIMOUS FOR

Mr. Griffin brings up the subject of the Charrette; that was done earlier this year and the things that they found in the Charrette. He thinks that Jamie Steffen, the Town Planner needs to be brought in to discuss this issue and how it fits in with what's going to be done in the future for this strip of land. He thinks that this is going to be in intricate part of making any plans for a fire station. He asked if Mr. Steffen has talked about this at the planning board.

Mr. Bateman replied that since his participation has been from March 17th and on; he does not recall it being mentioned.

Mr. Workman replied that as the part Selectmen's representative to the Planning Board, he remember that the Charrette was discussed prior to it happening, but not in the context of any potential fire station article that the Board is currently talking about.

Mr. Griffin stated that he was told by a member of the Planning Board that they knew nothing about the Charrette and that the time was taken to apply for the grant and we were given the grant and why would we waste this money? A lot of hard volunteer work went into this and this is a very valuable tool that we should be using, but no one even knows anything about it, the people who should be doing the most about with it have not even heard of it. He feels that it is criminal that the Planning Board knows nothing about the Charrette. He feels that the most important thing that needs to be planned is the new fire station.

Mr. Lally agreed that the outcome from the Charrette should be used by the Planning Board more than any other department.

Mr. Welch noted that his office has used the Charrette's results and the results have been used and by the Fire Department as well.

Mr. Griffin suggested that maybe the Board of Selectman should go to the Planning Board to find out what will be done about this. He questioned what the Town Planner really does?

Mr. Lally agreed that it would be a great idea to invite Mr. Steffen and also the Chairman of the Planning Board to a Selectmen's meeting to discuss this issue.

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Mr. Griffin notes that Tom Higgins told him that the people on the Planning Board have never even seen the document.

VI. New Business

1. Coast - Cooperative Alliance for Seacoast Transportation "Beach Bus"

Rad Nichols Executive Director at the Coast has come before the Board because they are hoping to get approval from the town to start their services on July 5th, 2008. The buses will be running weekends until September 7th, 2008. The service is supported through local business partnership with Unital, the New Hampshire Recreation and Parks, the Exeter Health Resources and the remaining support is through the Federal Transit administration of which they are a direct recipient.

Jeremy Larose Supervisor of Operations- Spoke about how the idea of the buses coming to Hampton came about during the winter when someone was thinking about nicer weather. There has been quite a bit of excitement about the project and they went out and put signs up to get the word out without realizing the process that they needed to take. They are here tonight to request approval to work with the town of Hampton. They have been in contact with Jamie Steffen and Chief Sullivan of the police department regarding the bus route and the stop locations. The route will be from Epping to Hampton with stops in each town on the way and every quarter mile in Hampton. They will start their routes on Saturday and Sunday mornings at 8:00am picking up in Epping and coming east toward Hampton. The last bus will leave Hampton Beach at 8:30pm each night and head back west toward Epping. As a matter of policy the busses will only stop at the designated stops.

He explained the style of these bus stops which would be located at corners of neighborhoods and cross roads but not at dangerous intersections such as five corners.

Mr. Bateman asked about a time frame of the buses for some of the seniors that are interested in this service.

Mr. Larose replied that they are distributing paper schedules currently and that they have begun with businesses and will continue to residents. They also have all updates on their website at www.coastbus.org.

Mr. Bateman requested a schedule to be brought and put on Channel 22 as many of the people he was speaking about do not have computer access.

It was also noted that fare is about one dollar in the town of Hampton and no more than three dollars to all other stops. Seniors and disabled people receive half fare on all rides.

Mr. Griffin MOTIONED to approve the operation of "COAST" in the Town of Hampton with the following:

1. The placement and erection of all signage for the bus stops shall have Dig Safe approval
2. No bus information or stops signage is allowed to be placed on or with existing Town of Hampton signage
3. Sign Permit approval to be obtained from the from Building Department (permit application enclosed)
4. The signage for all bus stops shall be removed before September 30, 2008
5. The bus stops (as proposed) in the following areas are NOT APPROVED.
 - a. East Bound Exeter Road (Rt. 27) at Towle Farm Road; and
 - b. High Street in the area of Mill Pond Lane.

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Mr. Bateman SECONDED.

VOTE: UNANIMOUS FOR

VII. Consent Agenda

Mr. Lally made the request to pull from the Consent Agenda the "Hampton Planning Board representative recommendation to the Rockingham Planning Commission" for discussion and appointment, and the "Approval of an "After the Fact Application for Seawall/Seawall Stair Construction/Repair" Dory Inn Condo Association" for a continuance to a later date. Consensus to pull the two items.

1. Letter of request to the Winnacunnet Cooperative School Board for permission to hold Town, State and Federal Elections
2. Signage Location Request for the "James House Association"
- ~~3. Hampton Planning Board representative recommendation to the Rockingham Planning Commission~~
4. License for Coin Operated Devices at 127 Ocean Boulevard "Sea Ketch" – Vincent Raciti
5. High Street Cemetery Deeds – Byrne, O'Connor, King, Ciolofi, & Claire
6. Annual application license for the Seafood Festival
- ~~7. Approval of an "After the Fact Application for Seawall/Seawall Stair Construction/Repair" Dory Inn Condo Assoc.~~
8. Quitclaim Deed for 242 Towle Farm Road; Parcels 170-RCL-005 & 006; "Taylor River Estates"

Mr. Griffin MOTIONED to move the balance of the consent agenda. Mr. Bateman SECONDED.

VOTE: UNANIMOUS FOR

I. Closing Comments

II. Adjournment

Mr. Lally MOTIONED to adjourn. Mr. Workman SECONDED.

VOTE: UNANIMOUS FOR


Chairman

Meeting adjourned at 09:58PM

MOTIONED to enter into Non-Public meeting under RSA 91-A: 3, II (a) and SECONDED.

VOTE by Roll Call: UNANIMOUS FOR