Hampton Board of Selectmen
August 22, 2011 Minutes

PRESENT: Richard Nichols, Chairman
William Lally, Vice-Chairman
Richard Griffin, Selectmen
Gerald Znoj, Selectmen
Michael Pierce, Selectmen
Fred Welch, Town Manager
Mark Gearreald, Town Attorney
Wanda Robertson, Assistant Town Attorney

6:30 PM Public Meeting – Town Office's Conference Room

1. Non-meeting with Legal Counsel RSA 91-A:2.,I., (b)
2. Nonpublic session - RSA 91-A:3., II., (a) Roll Call vote required

7:00 PM Public Meeting – Selectmen's Room

SALUTE TO THE FLAG

I. Public Comment Period

Mary Louise Woolsey would like to suggest that they be a little more specific on their non-meeting. She called the following things to their attention: list what type of legal counsel they are meeting with in a non-meeting with legal counsel, nonpublic session need to list what letter they are dealing with under RSA 91-A instead of listing all letters a-j, she went through a definition of each of the letters under RSA 91-A, minutes of all nonpublic session must be taken and completed within 72 hours, the tremendous responsibility they have to the public and she wants to be able to look at the agenda and know what area they are covering.

Chairman Nichols commented that tonight they opened the meeting upstairs as a public meeting. He understands where she is coming from about putting all the letters on the agenda and he assured her in the future it would only have the letter that reflects what is being discussed. Tonight they met on letter (a) and there was a vote to seal the minutes based on the fact that the divulgence of the information would likely affect adversely the reputation of a person other than a member of the public body. Last week they met with outside labor counsel related to collective bargaining agreement.

II. Announcements and Community Calendar

Mr. Pierce announced Post No. 35 will be having a special Memorial Service on September 11th at 6 pm. They will be unveiling a new statute that names all the veterans in the State of NH that have lost their lives in the GWT (Global War against Terror) since 9/11/01.

136 Winnacunnet Road, Hampton, New Hampshire 03842 Tel. 603-926-6766 Fax 603-926-6853

III. Appointments

1. Trustees of the Trust Fund

a. Update on the Real Estate Trust Fund Performance

Mr. Silberdick explained to the Board that they had a meeting today to discuss the current volatility of the Trust Fund with the turmoil going on in the market place.

The fund was almost back up to the 2008 amounts but in the last 19 days they have taken a shellacking and overall funds went from $16,000,064 to $15,000,176. This is a 6% loss. The market was up today. They had been a negative position in their fixed incomes, they are now positive, they had been positive in equities, and they are now negative. The Trustees reviewed alternatives and concluded to stay the course since they think their investments are balanced and historically the market has always risen. The vote was unanimous to maintain the course. They are projected to return to the Town $596,000 this year from dividends and interest income. He reiterated that the Trustees did look at alternatives that were suggested. They will be doing an analysis that he will share with the Board showing how many shares they have. They discussed changing their meeting schedule from quarterly to every 6 weeks and it was unanimously voted to have quarterly meetings unless something comes up that is unique in which case they will meet.

Discussion

Mr. Pierce stated if they are going to wait and see what happens with the market he wonders how many mutual funds they have. There are 32 equity funds and they are a good mix of funds.

Mr. Znoj confirmed that we are 40% equity and 60% fixed and he wonders how well the fixed have done over the past few weeks. The fixed have held up and gone up about 3% over the past few weeks. Mr. Znoj clarified that the fixed held up and the equities lost. Mr. Znoj brought up the state of the economy going forward for the next couple of months and the volatility of the market. Mr. Silberdick mentioned that the Trustees agreed that things probably would not change until after the election. Mr. Znoj does not think that the stock market is the place to be today and the beating that everyone has taken.

Chairman Nichols confirmed that from the timeframe that they moved into mutual funds in November they are down in combination of equities and fixed roughly $600,000. He wonders how much are equities down vs. fixed. Mr. Silberdick stated that since November 22nd the fixed portfolio is up $68,000 the equities down $634,000 and realized losses of $124,000 so total losses are $692,000 against initial investment portfolio of $15,000,868. Chairman Nichols questions why our equities are down so much if the S&P is flat. Mr. Silberdick would have to look at each individual account.

Mr. Znoj pointed out that the S&P is a large company and Mr. Silberdick might spread out the funds between small to mid size companies. Mr. Znoj confirmed that they are not putting all their eggs in one basket and Mr. Silberdick stated that they are diversified.

Chairman Nichols thinks that the bright spot the past couple of years has been the income.

Mr. Silberdick wants the public to know that the Trustees take this very serious and watches the funds very closely.

Mr. Lally thinks that they have a great Board and Mr. Griffin agreed the people did a good job voting them in.

2. Maury Friedman

   a. Hampton Master Plan Committee Assistance

Mr. Friedman provided the Board with a handout. Jamie Steffen the Town Planner was also present. Mr. Friedman explained that they are part of a small committee formed at the request of Fran McMahon Planning Board Chairman. He listed the other members of the committee for the Board. They have put together a letter and the reason for being put on the agenda is to get the Board of Selectmen's attention and at the same time to ask anyone who is listening to put their two cents in. They will be sending out some letters but do to budget constraints this will be a small amount however anyone who is listening and would like to share where they think Hampton should be 15 to 20 years from now should contact the committee. He read the letter for the public. He shared information he has discussed with the many business owners in Hampton and their support for some proposed ideas. People may communicate with any members of the committee by mail, phone, or email or they can email Mr. Friedman at maury1@comcast.net.

Discussion

Mr. Griffin commented on how this is done every couple of years and suggested that Mr. Friedman expand his research to see where the people who want to develop in Hampton are being held up. Mr. Griffin believes that people really are being held up when trying to start a business and suggested that Mr. Friedman visit some of the new businesses and discuss with them some of the issues they faced trying to open a business in Hampton. Mr. Friedman commented that he has spoken with one restaurant owner who stated they did not have time to deal with the Board of Selectmen. Mr. Griffin thinks that Hampton has a reputation of not being friendly with developers and he thinks this should be added to Mr. Friedman's discussion.

Mr. Pierce asked if he would like the letter on the Town website and Mr. Welch will make sure this is done.

Mr. Friedman stated that the letter would be going out to 80 people and be in the newspaper.

Mr. Lally suggested that they get involved with Experience Hampton Organization.

Mr. Friedman personally sees a lot of opportunity in Town and in time, they hope to include not only the Planning Board but also the Board of Selectmen and School Board. He also talked about possibilities of combining police and fire dispatch. One area he thinks everyone agrees is a problem is the traffic on Route 1 especially the intersection of route 27/High Street. He explained the importance of keeping traffic on I-95.

Mr. Steffen commented that this is a Planning Board effort and how they have been trying to update the master plan, which is created in sections. He went through some of the work that has been done on certain sections since he has been here and work that still needs to be done. He added how they want to reach out to other Boards and Committees in Town. Mr. Griffin commented that about 10 years ago there was a committee to do this. Mr. Friedman explained how they are taking a different approach then some other communities do for a master plan.

IV. Minutes of August 08, 2011

Mr. Pierce MOTIONED to approve the Minutes of August 08, 2011 as submitted. Mr. Lally SECONDED.

VOTE: 5-0-0

V. Town Manager's Report

1. An agreement for professional services to conduct Indoor Air Testing at the Town Hall at a cost of $1275 to determine if mold is present in the air. There have been a number of employee complaints over the past several weeks.
2. The American Legion Post 35 cordially invites the Board to its unveiling of the new Global War on Terrorism Memorial on September 11, 2011 at 6PM at 69 High Street. They invite all residents to attend.
3. The Solid Waste Districts second household hazardous waste collection day will be help on Saturday, September 24, 2011 at the Brentwood Highway Garage, Route 111A, Brentwood.
4. Pan Am the owner of the railroad right-of-way has completed its environmental review of the right-of-way and requested the Federal Government to authorize the abandonment of the right-of-way to discontinue rail service. This does not mean that the State will be offered the railway line it will go into a limbo state and then when Pan Am decides they want to dispose of it they will have to send a bill of sale to the State. The State will then have 120 days to respond.
5. The Mill Road sidewalk replacement project is complete and the sidewalk is back in service.
6. There are two items on the Consent Agenda #17 and 18 having to do with seawall repairs that need to be pulled off and discussed under New Business.

Discussion

Mr. Lally remembers that a company came in two or three years ago to check for mold. Chairman Nichols and Mr. Welch clarified that the work that was done a few years ago was the cleaning of the air ducts.

Chairman Nichols questioned when the study would be done and Mr. Welch stated it should take about 30 days. Chairman Nichols asked about the cost of the Mill Road sidewalk and Mr. Welch stated it was around $24,000.

VI. Old Business

1. Portable (Sandwich) Signs – Enforcement of Town Ordinances

a. Zoning Ordinance Article V – Signs Section 5.4 Prohibited, Permitted and Non-Conforming Signs
b. Code of Ordinances Chapter 3 Highways and Traffic Sections 3:203, 3:204 – discussed above.

Mr. Pierce explained that back in June he started receiving calls about sandwich signs at the Beach. He provided the Board with the research he has done on this including contacting the Police Dispatch. He also contacted several business owners himself asking them to remove

the signs. He stated the ordinance is very clear and read section 3:203 for the Board. He wants the Board to unite and do something about this problem.

Discussion

Mr. Griffin thinks the real problem is that this happens uptown also and is not just a beach problem. He feels that Mr. Pierce is bringing back a problem that existed a few years ago when everyone was separating the Town and the Beach. Mr. Znoj will say that it is clear that these businesses are violating the ordinance. There is a fine of $100.

Chairman Nichols questioned who is responsible for enforcing this ordinance and it is the Police Department. He thinks some of them are probably a bigger safety issue than others but he feels that if there is an ordinance on the books we should not look the other way. If an ordinance does not make sense than someone should put together a warrant article to change it. He does agree with Mr. Griffin that it should be enforced everywhere in Town not just at the Beach. He feels that the Board needs to inform the Police to enforce the ordinance and he feels that this is not one that is hard to address like the dog waste ordinance.

Chairman Nichols wonders if there is a consensus amongst the Board to have this ordinance enforced.

Mr. Griffin does not agree he thinks they should hear from the Police first. He also commented that he is sure that Chairman Nichols already has his consensus since he has already discussed this with Mr. Pierce and Mr. Znoj.

Chairman Nichols is not sure what exactly that means but Mr. Griffin has made several comments like this lately and he would like to comment on this. He has had no discussions with Mr. Znoj or Mr. Pierce and this is not the case. He does understand that would be illegal and he feels that Mr. Griffin is speculating about other members of the Board.

Mr. Griffin feels very strongly about the fact that this is being done and would still like to hear from the Police Department about enforcing this ordinance. Mr. Pierce asked Mr. Lally about enforcing the ordinance from a Police standpoint. Mr. Lally stated it can be enforced and it is usually the business next door who is complaining.

Chairman Nichols stated that since there is a consensus amongst the Board, Mr. Welch should contact the Police Chief and if he feels that there is a problem enforcing this ordinance he should come to the Board next week to discuss enforcement.

Mr. Znoj wonders why businesses are violating the ordinance and wonders maybe it is because they are not aware of it. Mr. Griffin stated that if you look closely at the ordinance you would find that every business in Hampton is violating a portion of the ordinance.

There was an additional discussion on the sign ordinance and the public safety factor with the sandwich style signs. Mr. Griffin feels that if we are going to enforce one ordinance we should enforce them all. There was an additional discussion on dog waste being enforced. Mr. Pierce asked about how long it takes to write up a violation and it is not very long at all. The Board agreed that a warning should be issued first.

Other Old Business

Mr. Griffin commented that Mr. Welch has 6 months left on his contract and he would like to know when the Board plans to begin discussing his contract.

Chairman Nichols would suggest that we discuss this before or after next week's meeting in a nonpublic. Mr. Lally agreed that this should be discussed. The Board will meet next week before the public meeting to discuss Mr. Welch's contract.

Mr. Griffin would like to know how much the Town has spent to have the Town Attorney call another attorney to find answers to his questions about condominium documents being reviewed by Town Counsel. He went into further details of exactly the cost involved for reviewing condominium documents especially since he does not believe this is being done in other Towns. Mr. Griffin wants to know what Town's this is happening in, so he can call himself to find out if it is true. Atty. Gearreald stated that Mr. Griffin has asked him about two different subjects that he has consulted Atty. Peter Loughlin about, the first one is the Technical Review Committee for the Planning Board, which he was asked at their meeting on July 26th to provide input on the subject. He prepares answers for the Planning Board to their legal questions. He asks these questions of Atty. Peter Loughlin through emails and sometimes the Town is charged and sometimes not, but the rate is $195 per hour. At this point, he does not know how much time has been spent on this since the bill has not come in yet. Chairman Nichols clarified that this was a request from the Planning Board. Chairman Nichols requested Atty. Gearreald to separate out this cost for the Board, when he provides a breakdown of Legal Departments costs.

Mr. Griffin stated that the answer provided by Atty. Gearreald did not answer his question, which is how many other Town's review condominium documents, and charge the developer $500. He would like to clarify that he did not ask anything about the Technical Review Committee. He would like to know what Town's do charge for condominium document review and how much it costs the Town for Atty. Gearreald to find an answer to this question. Atty. Gearreald explained that the Town has been doing this since 2006 and the developer is charged at the Town in-house legal fee of $95 per hour. Atty. Gearreald has asked the question of who does condominium document reviews on a List Serve that he subscribes to, and he is still receiving input back. Atty. Gearreald has heard back from 11 different communities that do condominium doc reviews.

Mr. Griffin would like that list be given to Mr. Welch, to be provided to him, so he can call and ask and how much they charge. Mr. Griffin would like to know what it cost the Town of Hampton to review these documents and if it is more than $500. Atty. Gearreald explained that the List Serve does not cost anything. Mr. Griffin does not believe that this is done in other communities. Atty. Gearreald clarified that the review is for condominium associations, once requested by the Planner. Mr. Griffin wants to clarify that all the condominium associations in Town have done this.

Chairman Nichols asked where the $500 fee comes from. Atty. Gearreald stated that is comes from a Planning Board escrow account the Developer pays into. The amount is always the same and if it is not totally spent, the remaining monies are given back to the Developer; there are also times when the amount is exceeded. Chairman Nichols asked if this is a formal part of the Planning Board regulations. Atty. Gearreald stated that he is not sure if it is part of the regulations but is definitely a practice done by the Planing Board. The review is only done when requested by the Planner, and if it is made a condition by the Planning Board. Chairman Nichols believes it is the Planning Board calling the shots.

Mr. Griffin states that he has spoken to many large developers and Hampton is the only one who does this. He will make sure this is the way it is the next time he goes to the Planning Board. Mr. Griffin would like to see how many times money is given back and how many times developers are charged more.

Chairman Nichols would suggest that Mr. Griffin bring this up at the next Planning Board meeting and Atty. Gearreald is to provide a sample of the last five condominium associations who were charged for these reviews. Mr. Znoj finds Atty. Gearreald to be very thorough and complete and he rather have him do a review and prevent future problems. Mr. Znoj clarified that on the last five or ten Atty. Gearreald has looked at he has identified problems. Chairman Nichols would add on to the last five documents that Atty. Gearreald has looked, that he provides what was charged and identify any issues that were uncovered. Atty. Gearreald went through the things he is looking at when reviewing the documents. Mr. Griffin brought up the reputation that Hampton has in regards to development. Mr. Pierce would point out a Planning Board meeting he watched and an item that was overlooked by the developer and the risk that this could open the Town up to.

Chairman Nichols brought up the discussion in regards to trash/recycling last week. He has done some research looking at the Assessing database and some differences that have occurred between the original database list given and the changes once the revaluation occurred. There are now 252 multi-house property listings on the database. He provided the definition of multi-house property in it is at least two and up to seven units. Since he discovered this he has spoken to Mr. Tinker, the database has been updated so you can tell which of these properties are two family houses, and DPW will be notified so that carts can be distributed per the warrant article.

Mr. Griffin brought up a letter from a resident who has four units and resides in one unit year round. Chairman Nichols stated after the vote last week she would get one set of carts by going to DPW and filling out a form. A second issue that Chairman Nichols looked into was condominiums and he is not sure how the Board missed these especially in associations like the Gables where they bring their trash to the curb and the Town picks it up. He went back to some of the old videos and provided links to the other Board members to review. What he thinks happened for the condominiums at the public hearing on January 12th was that carts were not really debated.

Chairman Nichols stated that he did asked how do the condominiums who bring their trash curbside fit into the whole plan and unfortunately John Price answered very specifically "there are very few, there are a couple." Chairman Nichols looked at the database and did an analysis of the whole condominium association database and found: there are 3 associations with over 100 units, 2 associations with 50 to 100 units, 16 associations with 25 to 49 units, 22 associations with 15 to 24 units, 9 associations with 10 to 14 units and in terms of less than 10 units there are 785 condos in associations of less than 10. He has brought this information to Mr. Noyes attention and he is going to get a handle on how many of these associations bring their trash curbside.

Mr. Griffin stated that many of the smaller associations do not want their trash picked up curbside but do want to recycle. Mr. Griffin reiterated that he does not want to take things away from anyone. Chairman Nichols would like to get the information and then revisit this topic. Mr. Griffin clarified that Chairman Nichols is suggesting they revisit the smaller

condominium associations who did not get free carts. There was an additional discussion on how many of the smaller associations would not even need carts for each unit but instead a set amount for the whole association. Mr. Pierce expressed concern that revisiting these condominiums may be more confusing. There was a consensus amongst the Board to look a little more closely at the information Chairman Nichols provided tonight.

Chairman Nichols brought up the budget books distributed last week. He feels there is bad news and more bad news. The proposed operating budget is $25.4M, which is a $1.3 M, or 5.6% increase over 2011. He explained the tax impact of this in detail for the Board and the actual increase to the tax rate would be 7.4%. He went through some of the things the Board knew were coming such as NHRS increase, health insurance, and debt service primarily driven by WWTP and trash/recycling. He brought up some problems in DPW budget being up $375,000, which he feels there are some errors are in wages and contracted services. He summarized that the Board has more work this year than they have had in the past. Mr. Pierce commented that the Board was trying to keep the budget very level, which he agrees with. Chairman Nichols commented that the budget discussions with the departments begin next week.

Mr. Znoj commented on the Police review on August 29th and he hopes it has been rescheduled as he requested until the August numbers are available. Mr. Welch will have them moved and bring in some smaller departments next week. Mr. Welch stated that the budget books are due to the Budget Committee on October 21st so we have the whole month of September. Chairman Nichols would suggest that the schedule be reviewed and the three large departments should be the last three with DPW being last. Mr. Znoj suggested providing the Budget Committee with the sections as they are completed.

Chairman Nichols thinks that this year will be different and that when we get to the end we may still need to go back therefore he would not suggest providing them a section at a time. Mr. Znoj commented on the people looking for pickup trucks and spikes in supplies & expenses. He would recommend buying some of these items with this year's surplus. Mr. Lally thinks this is a good plan. Chairman Nichols stated this could not be done until December after the November actuals.

Mr. Znoj also brought up an excavator in DPW and Chairman Nichols thinks this should be in the CIP. Mr. Pierce would like to make sure that this piece of equipment be bought from a large firm, so we do not run into some of the problems we have had in the past such as the sidewalk plow. Mr. Znoj commented on a math error in a Recreation account for new equipment, Police wages, especially the support services and Budget Committee looking for $2,000 in legal expenses. Mr. Znoj also pointed out that this does not include any warrant articles. He also brought up foregoing the building renovations at the WWTP and possible improvements that may still be done through money in the warrant article after purchasing the new press. This is something that will have to be looked at by legal and look at what the original plan was compared to what is being done. Mr. Znoj just wants to make sure the taxpayers are not taxed on something that is not being spent.

Chairman Nichols clarified that the taxpayers are not being hit yet since the money has not been spent. Mr. Znoj feels that there is another department that really needs to be shaved. He also commented that what the department heads have submitted to Mr. Welch were accepted with very little changes.

Mr. Welch stated that the department heads had plans that they really sold to him and that is why little changes were made. Mr. Griffin wonders what department Mr. Znoj feels needs to be shaved and it is the Welfare Department. He explained the reason he feels this way based on July numbers.

VII. New Business

Chairman Nichols commented that there is nothing under New Business but as mentioned earlier; Items 17 and 18 are to be moved from the Consent Agenda and discussed here. The items are two applications for Seawall Repair on Town Property – Kenny at 24 Manchester Street and Application for Seawall Repair on Town Property – Camuso & Harris at 56 & 60 Beach Plum Way. Some of the issues that have come up are: making a condition of approval that they have a $2M comprehensive & liability insurance (this has been standard in the past) and a request for 56 & 60 Beach Plum Way would like to store equipment on Town property. Chairman Nichols does not have problem with the storage of equipment on Town property but would suggest that this only be done between the middle of September and middle of May. Mr. Welch stated that they wish to begin work after the Seafood Festival. Mr. Welch stated that the Town does need to be listed as an additional insured so that we are covered.

Discussion

Mr. Griffin clarified that this is the same amount of insurance that was required in the past. Mr. Lally confirmed that both repairs would need to have the $2M insurance. Chairman Nichols stated that this has been standard.
Chairman Nichols MOTIONED to approve the Application for Seawall Repair on Town Property – Kenny at 24 Manchester Street and Application for Seawall Repair on Town Property – Camuso & Harris at 56 & 60 Beach Plum Way with the conditional approval of storage at the Joe Billy Brown parking lot and the condition that there is $2M in general liability insurance. Mr. Pierce SECONDED.

VOTE: 5-0-0

Other New Business

Mr. Griffin would like to discuss the cost involved with registering a taxi in Hampton and how it cost $3,500 and how they are registering in Seabrook for $100 to $200. Chairman Nichols brought up how this was discussed at Deliberative last year and how the Board encouraged people to not vote in favor of the warrant article. There was a discussion on how the cost is related to insurance. Mr. Griffin feels that this is another example of how we make it hard for people to do business in Hampton.

Mr. Lally brought up the entertainment licenses and how it needs to be changed. One of the problems being that every year they have to pay for criminal background checks. He is talking about the businesses that have been in Town for years. Chairman Nichols thinks that maybe someone needs to look at the taxi ordinance and entertainment ordinance and make some changes. Mr. Pierce has received some complaints on the entertainment license.

Mr. Welch received an email from the Coalition in Portsmouth dealing with the constitutional amendment regarding the school apportionment and the fees for Donor Towns, they would like someone to get on the Municipal Affairs Committee, and he would suggest it be a Board member. The constitutional amendment would eliminate Donor Town's. Mr.

Griffin thinks this is Mr. Znoj's field. Mr. Welch will look into when the meetings are for Mr. Znoj.

VIII. Consent Agenda

1. Entertainment License "McGuirk's Ocean View" 95 Ocean Blvd
2. Entertainment License "Old Salt Eating & Drinking Place" 490 Lafayette Road
3. Taxi Operators License "Joseph Freschette" for Surfside Taxi
4. Seafood Sidewalk Vendor License "BZ Discount" 225 Ocean Blvd
5. Seafood Sidewalk Vendor License "Surf Beach Shop" 261 Ocean Blvd
6. Seafood Sidewalk Vendor License "Psychic Reading" 117 Ocean Blvd
7. Seafood Sidewalk Vendor License "The Shirt Factory" 117 Ocean Blvd
8. Seafood Sidewalk Vendor License "A to Z Beach Mart" 249 Ocean Blvd
9. Seafood Sidewalk Vendor License "Bargain World" 235 Ocean Blvd
10. Seafood Sidewalk Vendor License "Beach Bums" 215 ½ Ocean Blvd
11. Seafood Sidewalk Vendor License "Airbrush Underground" 205 Ocean Blvd
12. Seafood Sidewalk Vendor License "Dudleys" 203 Ocean Blvd
13. Seafood Sidewalk Vendor License "Mrs. Mitchell Gift's" 285 Ocean Blvd
14. Cemetery Deed – Hampton Cemetery – Pollard & Fowler
15. Cemetery Deed – Hampton Cemetery – Lessard
16. ~~Application for Seawall Repair on Town Property – Kenny at 24 Manchester Street~~
17. ~~Application for Seawall Repair on Town Property – Camuso & Harris at 56 &60 Beach Plum Way~~
18. Raffle Permit "James House" 50/50 Raffle – 09/25/2011
19. One-Day Entertainment License "James House" – 09/25/2011
20. Solicitation of BOS Support Letter for LCHIP Grant for James House
21. Appointments of Deputy Forest Fire Wardens: Steele, Brillard, & Wahl

Discussion

Mr. Pierce confirmed that all the sidewalk licenses all fall within the required guidelines.

Mr. Pierce MOTIONED to MOVE the Consent Agenda. Mr. Znoj SECONDED.

VOTE: 5-0-0

IX. Closing Comments

Mr. Znoj would like to comment to Mr. Griffin that there is no collusion at all between Chairman Nichols, Mr. Pierce, and himself. He is a fiscal conservative, prudent and frugal. He has philosophies on how he approaches his business just like the budget and so forth. If they happen to line up with Mr. Pierce and Chairman Nichols than that is the way it is. He has spoken to Mr. Pierce only twice since he has been elected.

X. Adjournment

MOTION to Adjourn by Mr. Pierce and Seconded by Mr. Znoj.

VOTE: 5-0-0

Chairman

AGENDA
Board of Selectmen
August 22, 2011

Location: Selectmen's Room – Town Offices
Posted: Town Offices, Library, Beach Fire Station

6:30 PM Public Meeting – Town Office's Conference Room

1. Non-meeting with Legal Counsel RSA 91-A:2.,I., (b)
2. Nonpublic session - Non-public Session RSA 91-A:3., II., (a), (b), (c), (d), (e), (f), (g),(h), (i), (j) Roll Call vote required

7:00 PM Public Meeting – Selectmen's Room

SALUTE TO THE FLAG

I. Public Comment Period

II. Announcements and Community Calendar

III. Appointments

1. Trustees of the Trust Fund
   a. Update on the Real Estate Trust Fund Performance
2. Maury Friedman
   a. Hampton Master Plan Committee Assistance

IV. Minutes of August 08, 2011

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100 Winnacunnet Road, Hampton, New Hampshire 03842 Tel. 603-926-6766 Fax 603-926-6853

4. Pan Am the owner of the railroad right-of-way has completed its environmental review of the right-of-way and requested the Federal Government to authorize the abandonment of the right-of-way to discontinue rail service.

5. The Mill Road sidewalk replacement project is complete and the sidewalk is back in service.

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   b. Code of Ordinances Chapter 3 Highways and Traffic Sections 3:203, 3:204

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IX. Closing Comments

X. Adjournment

Non-meeting with Legal Counsel - RSA 91-A:2., I., (b)

Nonpublic session - Non-public Session RSA 91-A:3., II., (a), (b), (c), (d), (e), (f), (g),(h), (i), (j) **Roll call vote required**