

Town of Hampton



Hampton Board of Selectmen September 12, 2011 Minutes

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

NOT PRESENT: Richard Griffin, Selectmen

6:30 PM Public Meeting – Town Manager’s Conference Room, Upstairs Town Offices

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

7:00 PM Public Meeting – Selectmen’s Meeting Room, Downstairs Town Offices

SALUTE TO THE FLAG

II. Public Comment Period

Chairman Nichols would first like to comment in relation to the Town Manager selection process. He commented on the article in the newspaper and he will say that Mr. Welch has been invited to apply and Chairman Nichols himself has expressed an interest in the position. He commented on how the minutes from the non-public meeting in regards to the Town Manager contract have not been sealed and are available to the public. He also commented that Boards that are more recent have made great strides in improving transparency and went through some examples on how this has been done. This transparency will be true of the Town Manager search process.

Mary Louise Woolsey read the article to the public that was in the paper on Friday and the number of phone calls she received in regards to this article. It is her opinion that the Town Manager’s contract is not being renewed since the Chairman of this Board wants his job and the salary that goes with it. The most frequent comment she received from the public was will Dick Nichols be allowed to vote to make himself Town Manager. She brought up a meeting of the Trustees of the Trust Funds when discussing conflicts with Warren Mackensen and comments made by both Mr. Pierce and Chairman Nichols in regards to conflict of interest. She read the Boards Creed for the public. Ms. Woolsey commented on how Chairman Nichols thinks that after less than 4 years in office he is qualified to replace a very qualified Town Manager. She does not believe that he should have any part in the decision process since there is a conflict of interest. She commented on the motion in the

non-public meeting and the 2-2-1 vote. She brought up a 2-2-1 vote in regards to ratifying the police union contract a few years back. She asked the question about abstaining from a vote and how she was told by the State, it counted in the affirmative. If this is true there is a 3-2 vote to renew Mr. Welch's contract. Her last comment is that the Board needs to start getting Selectmen out of the Town Office, out of the Departments and get back to setting policy as that is what they are here to do. She has had her ear chewed off by the public and this is an outrageous thing to happen in this Town. She thinks Chairman Nichols should be precluded from acting in any fashion at all regarding this Manager's contract.

Chairman Nichols would like to have Mr. Welch find out what an abstained vote actually counts as and the Board will actually go with whatever the law says. Second, he would like to comment that if he was to apply he does not expect to participate in any fashion in the selection process.

Ben Moore, Locke Road, he also comes to express his concerns with the vote made by the Board last week to not extend Mr. Welch's contract. He does hope that at some point the Board will reconsider their decision. He commented on the value that Mr. Welch is to this Town and his experiences with Mr. Welch when he sat on this Board. He does have to correct Mary Louise and according to all the parliament law, he has read an abstention vote counts as not voting so essentially the vote was 2-2. He does hope the Board at a future meeting will take another vote and keep Mr. Welch since it is in the best interest of the Town.

Ed St.Pierre has two things to discuss with the Board. He commented on how the tone of many of their meetings is very uncomfortable for the public. He urges the Board to tone it down a bit and they can agree to disagree and still be productive. He mentioned to the Board how he stays neutral on many things that happen in this Town but he cannot sit back and watch this happen. He found what happened on 9/6/11 to be very disturbing and rather bizarre. He is not sure how a sitting member of this Board can sit on the fence and in essence create a position they wish to fill. Further he does not see how having a scenario play out where a divided Board cannot make a decisive decision to be in the Town's best interest because of a lack of a majority vote. He read some very positive things about Mr. Welch and the amazing amount of knowledge that he brings to the Town. He urges Chairman Nichols to call for a reconsideration of the vote and vote in favor of this one-year contract. At that time, Chairman Nichols can reevaluate his desire to manage this Town. If he truly thinks he wants to seek this position than Mr. St. Pierre believes that he should step down from his position and allow the voters to elect a new selectman. He thinks losing Mr. Welch will be a disservice to the Town especially with large projects like drainage, WWTP, cable contract, etc. At this time, he would like to announce he has set up an email address to get input both pro and con regarding Mr. Welch's tenure in this Town. The email address is keepfredwelch@aol.com. Further, he would like to start a petition drive and would like to hear from residents who are willing to sign it or circulate it. He will also except calls at his home at 926-1116 to discuss this matter. The only criticism that he has heard about Mr. Welch is that he does not live in this Town and if that is the concern of this Board, it can be addressed in his contract.

Arthur Moody reminded everyone that we are 3 months away from Town Meeting. He would like to comment on 4 agenda items: under Town Manager's report the Beach

Improvement Group rebuilding Bicentennial Park and no Town vote to do this, problem with sandwich boards and he wonders why it is not as simple as the Board enforcing the ordinance, DPW working with DOT, Town Counsel and Town Manager's office to complete the grant process for sewer extensions for Smuttynose Brewery he is not sure why the Town is helping with this and lastly from Manager's report is 79-E and why the Town is searching for these properties. Lastly, under New Business he wants to make sure that the sale of the pumper has been advertised. Mr. Welch explained that it was advertised in the newspaper, on the municipal website and on the Town website. Chief Silver explained that this is the 1988 E1 that was declared surplus by this Board earlier this year. He went through where it was advertised and some timeframes for advertising. No bids were received the first time so it was re-advertised and it closed about a week ago.

Candice Stellmach, 488 High Street, she explained that she has not sat on any Boards in Town and as a resident she is asking them to reconsider their decision to not extend Mr. Welch's contract. She commented how easy it is to work with Mr. Welch and expressed concern with having a new DPW Director and Town Manager. She would appreciate them reconsidering the vote.

Charlie Preston commented on the MOU with DRED under Old Business. He is here to request that the Town allow residence to park in Town Lots free of charge on any day that school is in session. He would also like the Town to ask DRED to do the same and see how it works. He thinks this is a very reasonable request. He does not see any loss of revenue in this request.

Mr. Lally commented that he spent a lot of time this past weekend volunteering at the Seafood Festival and it was amazing the number of people who came up to him, emailed him or called him on this issue with Mr. Welch. The only time he remembers experiencing a similar volume of calls/comments was during the Ice Storm. He thinks that Mr. Znoj, Mr. Pierce, and Chairman Nichols extremely misread what the Town's people want on this issue. He listed all the positive things that have happened in this Town over the past couple of years. He plans to make a motion next Monday night when the full Board is here to reconsider the vote on Mr. Welch's contract. He reiterated that he thinks some members of this Board have misread the public trust in Mr. Welch.

III. Announcements and Community Calendar

Mr. Pierce commented on the nice ceremony held by Post 35 yesterday in remembrance of 9/11.

Mr. Znoj added that he attended the Seafood Festival yesterday afternoon and it was managed very well. He really enjoyed himself and wanted to recognize all the hard work that goes into this event.

Chairman Nichols would like to announce that the Board will be having a special meeting on Wednesday at 7 pm to cover the budget including all the departments under General Government.

IV. Appointments

1. Keith Noyes

a. Trash and Recycling Cart Allocation

Mr. Noyes reminded the public that they are extending the mandatory cart use until October 3rd. They will be picking up the old green recycling bins this week and the week of October 12th. He has provided the Board with a memo in regards to the additional cart distribution. They have estimated the cost of providing trash and recycling carts to residents of Town that were not included in the original distribution and the cost is approximately \$99,000. The estimate does not include providing carts to commercial establishments or condominium associations that are not currently receiving curbside pickup. It also does not include providing a set of carts to every single unit. The money that was put in the budget for paving could be used to purchase these carts. He is recommending holding off spending money on paving until next year to enable them to develop a viable and well-planned long-term pavement maintenance program. They would still proceed with planned paving in the warrant article.

Discussion

Mr. Pierce wonders if we might want to try to sell the old recycling bins to Portsmouth since they still use this type of bins. Mr. Noyes pointed out that we will receive some revenue by recycling them and they do have Hampton on them so we probably would not be able to sell them.

Chairman Nichols added that essentially they looked at the properties that fell through the cracks in the warrant article. He explained how things were overlooked at the time the warrant article was written and now they are trying to fix the inequities. After doing further research, Theresa at DPW has found that there are 127 associations and 1,063 condominiums that bring their trash curbside. Another area that fell between the cracks are still residential but are multi units which are essentially single pieces of land with 3 to 7 units on the property and apartments with 4 to 7 units in one building. The proposal by Mr. Noyes is broken down into these three categories and Chairman Nichols provided the breakdown of cost for the Board. Chairman Nichols supports this plan and would like to emphasize that this time around they really know what they are talking about.

Mr. Pierce clarified that the multi-family units such as the three or more unit apartments would expand on the previous decision to provide carts to owner occupied units only. Mr. Noyes explained that they are trying to consolidate the carts so each unit would not necessarily receive their own carts.

Mr. Znoj commented that each property would get what DPW feels they needed. Chairman Nichols expressed the tremendous amount of work that went into preparing this proposal and the research done. Mr. Znoj does not want to pay for this out of paving and or draining budget. Mr. Znoj would suggest the funding come out of this year's surplus. Chairman Nichols commented on the definition of a multi unit property. Chairman Nichols added that this proposal essentially covers all residential properties with the exception of commercial apartment buildings and condominiums that are currently responsible for their own trash.

Mr. Pierce thinks it might be worth taking a second look at paving just like we are doing with drainage. He thinks it is smart to hold off on paving until the DPW Director gets a hold on what needs to be done.

Mr. Noyes clarified for Mr. Znoj that is still planning to pave the roads that were in the warrant article. He is suggesting taking the \$150,000 from the operating budget that has not

been designated to be used on any specific streets. Mr. Znoj clarified that he is not for taking any money out of paving or drainage. Mr. Noyes expressed that his concern is that they do not have a really good paving plan at this time. Mr. Znoj would also like to know why we are including trailer parks when we cannot get the new trucks into these locations. He also feels that these trailer parks are a business. Mr. Pierce understands what Mr. Znoj is saying about the business type properties such as trailer parks and multi unit properties. He thinks this plan goes into a gray area.

Mr. Lally does not understand where Mr. Pierce is coming from in regards to people making money. He thinks it is important that people have their carts and have their trash picked up. He does understand Mr. Znoj's concerns about paving since he has been asking month after month. Mr. Lally did clarify once again that Mr. Noyes does plan to use the \$300,000 that is in the warrant article to get those streets paved.

Chairman Nichols explained that there are two sources of funds for paving in 2011. One is the warrant article with \$300,000 and a series of named roads to be paved and Mr. Noyes would proceed with this plan. There is also \$150,000 in the operating budget also dedicated to roads. Chairman Nichols is hearing that regardless of the cart issue Mr. Noyes is saying that he is uncomfortable with the paving plan that he has and is not able to put together a plan and present it to the Board in 2011. Mr. Noyes explained that are many things to look at when putting together a plan. He went through some of the things that have to be looked at before you decide to pave a road.

Mr. Znoj still disagrees that the money should come out of the paving account and believes it should come from this year's surplus. Chairman Nichols clarified that the Board agrees that money should not be spent out of drainage to cover the cost of the carts. Chairman Nichols than commented that the Board now needs to decide which of the three categories they wish to go along with and how do they wish to fund it. The two options for funding the carts are paving and surplus.

Mr. Znoj does not understand why Mr. Noyes should have to pay for this mistake out of his budget and feels very strongly that it should be funded out of surplus. Chairman Nichols does not have a problem with using surplus funds but thinks we need to have a fallback plan and paving could be that. Mr. Noyes commented that he does not have a problem spending the money but thinks if the Board can wait a year the money would be spent more wisely.

Chairman Nichols commented that the primary approach will be to fund the carts out of surplus and if the money is not available in surplus, we will fall back on the paving budget. Mr. Znoj stated if we need the funds now we take it out of the \$150,000 but once the surplus is materialized, his paving budget will be backed down.

Mr. Lally read off the streets that are going to be paved in the warrant article.

The Board agreed on this approach to the funding of the carts.

Chairman Nichols commented now the Board needs to decide on the three categories: 1. Multi unit residential revenue producing at a cost of \$59,000, 2. the condominiums at a cost of \$27,000 and 3. The trailer parks at a cost of \$12,000.

Mr. Znoj is fine with everything except trailer parks. He feels that since the new trucks cannot fit in the areas that the Town will go in with the old trucks and they can use the same barrels they are currently using. Mr. Noyes pointed out that the new trucks can fit into some

of the trailer parks. Chairman Nichols clarified that the only questionable trailer park is the one on Kings Hwy.

Chairman Nichols MOTIONED to approve the trash and recycling cart allocation as proposed by Mr. Noyes up to an amount of \$99,264 and that the primary plan for funding be out of surplus and the backup plan is some portion of the \$150,000 in the paving budget. Mr. Lally SECONDED.

VOTE: 4-0-0

Chairman Nichols wants to clarify that it is the Boards intention to reimburse anyone who falls into this category and has already purchased the carts. This should be done proactively and people should not have to apply for the refund.

Mr. Pierce asked about non-residents who are not here on October 3rd and Mr. Noyes stated that they do have stickers to put on barrels if the new carts are not being used. He also pointed out the many notifications that have gone out in the past.

Chairman Nichols brought up some additional issues that will have to be dealt with at some time such as what happens when a new house is built, when someone sells their house and takes the carts with them and someone's carts are stolen. The Board all agreed that we need a detailed policy on the carts.

Chairman Nichols asked how Mr. Noyes is coming along with the long-term plan for picking up trash. He knows that the plan was supposed to be done by October 15th but with all that Mr. Noyes has had to do, he does not want him to be driven into a date that is going to unnecessarily squeeze him.

They had a discussion on how pay to throw would work.

Chairman Nichols feels that whatever they come up with will probably end up being a warrant article so the October 15th deadline can be pushed out. The Board agreed to extend the deadline until November 15th.

2. John Hannigan

a. Donation to Fire Department

Mr. Hannigan explained to the Board that he and his wife have been in Town for 12 years and it is time for them to give back. He has been taking care of some of the cemeteries. They would now like to present Chief Silver with respirators to be used in saving animals.

Discussion

Mr. Znoj asked when something like this might be used and Mr. Hannigan gave the example of a house fire. They do understand that the firefighters cannot come out if someone's pet is having a heart attack. These are strictly for emergency use only such as a fire. Mr. Znoj asks where they will be kept and Chief Silver stated the pumpers.

Mr. Lally thinks this is a wonderful thing. Mr. Znoj thanked them for doing such a nice thing for the community.

Chief Silver commented on how over the past several years all of their funds have been focused on equipment needed to perform their jobs. This is a welcome addition and will help

them to be better prepared for these types of situations. He thanked them for their donation. Mr. Pierce also thanked them.

Mr. Lally MOTIONED to approve the donation of pet respirators from Mr. and Mrs. Hannigan. Mr. Znoj SECONDED.

VOTE: 4-0-0

3. Cliff Sinnott, Executive Director Rockingham Planning Commission

a. COAST Adaptation Study

Mr. Sinnott is not asking for anything but instead letting them know that the study is going to be underway. The study is being done by the Piscataqua Region Estuaries Partnership. They are doing an economic study on properties that are subject to coastal flooding. He explained the study in detail for the Board. This is being done to give Town's options for long-term impacts of sea levels rising. He is hoping that the Town will send someone from Planning, a Selectmen and someone from DPW to participate in some of the meetings. The first meeting will be October 27th in the Hampton Falls Library at 7 pm.

b. Sustainable Communities Regional Planning Grant

Mr. Sinnott explained that they sent a letter of request in August for a letter of support for a grant application that all the Regional Planning Commissions in the State are submitting. The grant is to help fund the master plan at the regional level for them.

Discussion

Mr. Lally believes that the Board did make a motion to support this at a past meeting. Chairman Nichols has the letter of support and with the Boards approval, he signed the letter.

V. Budget Discussions – (Discussion started at 1:22:56 with the Board making general comments first).

Chairman Nichols commented on: updated budget received Friday original budget received was \$25,407,000 or 5.5% increase and the proposal received Friday was \$24,931,000 or 3.5% increase, almost all reductions were in DPW and many of them were actually mistakes and not reductions.

1. Dyana Martin, Director – Parks and Recreation Department started at 1:27:50

Mrs. Martin provided the Board with a memo to answer some of Mr. Znoj's questions in regards to the Parking Lots operation.

Parking Administration (Discussion started at 1:28).

Mrs. Martin explained that the budget is pretty much the same with the exception of raises given to the employees and the automated equipment in each of the three lots as suggested by the Auditors. The total increase is \$45,000 with the majority of the increase being used for the automated equipment.

Mr. Pierce clarified that it was a suggestion of the auditors that the Town look into the automated system. Mr. Welch agreed that it was made by the auditors however he thinks this is a large expense to correct something that already works well. If the money is eliminated, it

still satisfies the auditors request to look into an automated system but it was not implemented since the cost was too much.

Mrs. Martin and Mr. Demarco went through the operations of the parking lots in detail. There was a discussion and the Board agreed that the automated system is not a good idea for the Town. Mr. Demarco shared some information about the State automated system and the problems with this system. Mr. Demarco also commented on how they have made more money again this year and is only \$1.23 off.

Mr. Znoj commented that this issue has arisen because of the risk involved with people handling money. He feels that they need to have a written procedure to satisfy the auditors concerns.

Chairman Nichols clarified that the auditors cannot make the Town do anything but instead can point out areas of concern. He would propose that we forward to the auditors the documentation of the procedures in place. Mr. Znoj would like to see the formal procedure.

Chairman Nichols MOTIONED to remove the \$45,190 from the Parking Administration budget under new equipment and that we review the documentation we have and forward it to the auditors explaining that we do not think it is feasible to spend the money on the new equipment but we do have these controls in place. Mr. Lally SECONDED.

VOTE: 4-0-0

Mr. Znoj also asked about the following under parking administration: lease expenses, supplies and expenses, water, electric, telephone, and wages. Mr. Demarco answered all the questions and provided some background information on the water fees and the bathroom that was installed about 11 years ago. They also discussed cutting money from the wage account and how this should not be done since the wages fluctuate based on weather. Mr. Pierce discussed the remaining concerts at the Casino and the Fall Festival.

Mr. Demarco has a proposal in regards to overnight parking. He provided some history on how this was allowed many years ago. It was stopped in the 70's because of the problems back then. He would like to test out overnight parking and explained how it would work for the Board. Chairman Nichols and the other Selectmen would support trying this out.

Lifeguard budget (Discussion started at 1:53:45).

Mrs. Martin explained that she did put in 3% raise for the lifeguards and removed some items that were onetime expenses.

Mr. Znoj commented on: wages higher than actual for 2011, went through the actual for wages going back to 2008, explained what he would like to see in backup and recommend they take \$5,000 of this line item,

Chairman Nichols had Mrs. Martin explain the staffing of the lifeguards. He also commented on problems in the past staffing these positions. Mr. Lally and Mrs. Martin both explained that wages are weather driven. Mrs. Martin would actually like to start the lifeguards earlier in the season and end later in the season.

Mr. Znoj MOTIONED to reduce the wages for Lifeguards to \$20,000. Chairman Nichols SECONDED.

VOTE: 4-0-0

Recreation (Discussion started at 2:00:42).

Mrs. Martin explained that this budget has changed and gone up a bit. There are a few things that she has been putting off which included: added some to part-time wages since she has had to extend the season, Parks & Maintenance Truck and other money in new equipment is for signs and field edger.

Mr. Znoj commented on: overtime wages in administration which he gave a history on what was spent would like to slice this to \$2,000, supplies & expenses and history spent in this account, staff development fairly high, heating fuel under Maintenance & Parks and history for this account, backup data not anywhere near complete, new truck buy out of surplus, suggested the 20% from parking lot revenue be used for some of these new items like signs and grounds & fields has \$5,000.

There was a discussion amongst the Board on overtime in administration and possibly moving some money to part-time wage accounts to cover additional hours worked by the Operations Assistants.

Chairman Nichols would suggest only putting Rene's overtime in the overtime account and adjusting the part-time wage account accordingly.

Mrs. Martin explained the heating fuel needed for the Tuck Building and the reasons why this is done and how the money was in another account and moved here. Chairman Nichols wonders what the consequence would be to put this money back in the revolver. Mrs. Martin stated some concerns she has with the revolving fund and its balance.

Mr. Pierce asked about the programs coming up out of the revolver and Mrs. Martin listed these programs out for the Board. Mr. Znoj thinks that the expense should be in the revolver.

Mr. Schwotzer commented that the year-end surplus is currently being calculated at \$277,000.

Mrs. Martin explained where the 20% from parking revenue is being spent this year and the majority is at Tuck. This money is used for capital improvements. Mr. Lally reminded everyone that when this was voted on it was to be used on capital improvements.

Chairman Nichols suggested that Mr. Schwotzer keep a list of all the items being funded out of surplus. He also summarized that the Board agrees to remove the new truck from the budget and reduce line item 4520.2.740 to \$3,195.

Mr. Znoj would also propose that the \$5,000 be removed from the Grounds & Fields line item. Mrs. Martin explained that if the \$5,000 is removed she could include the building maintenance repairs in the warrant article for the 20% from parking revenue. The Board agreed to reduce the line item Grounds & Fields 4520.2.6500 to \$16,075. Mr. Znoj also asked about Holiday Decorations and Grounds & Fields under Maintenance of Rec. Facilities.

Mrs. Martin brought up some preventive maintenance that she would like to do on the tennis courts. She would like to put \$2,765 in the Grounds & Fields account. Mr. Znoj thinks that we need to go back to the company and discuss this since the courts are only 3 years old. Mrs. Martin stated that this is not a structural problem. Chairman Nichols thinks that we need to look into the warranty first. He thinks that if it does need to be done then the money will have to be found.

2. Chief Silver – Fire Department (Discussion started at 2:41:42).

Chief Silver started out by explaining the process he goes through preparing the budget and his budget is presented with a .11% increase over 2011. There really is not much change as they go forward to 2012 and there are only items in this budget that he feels they need to operate.

Questions under Administration (Discussion started at 2:43:14).

Mr. Znoj asked about number of employees answer 3, number of vehicles for fuel answer 3 vehicles, make and model of each vehicle which the Chief answered, suggested they buy fuel efficient cars in the future, vehicle maintenance, compared gasoline actual to proposed budget and proposed reducing gasoline line item to \$6,300.

Chief Silver commented on the twice a year inspection process they are now going through with each vehicle. Chief Silver commented on the fuel cost and buying from State opposed to the gas station.

The Board disagreed with Mr. Znoj's request to reduce the gasoline line item to \$6,300.

Questions under Fire Suppression (Discussion started at 2:51:10).

Mr. Znoj commented: regular wages are running low this year, overtime wages are overspent this year and budgeted as the same for next year, callback overtime is down so he would suggest moving money from this line item up to the overtime line, fireworks detail needs to be dropped to \$6,500, lack of backup detail once again, protective clothing account completely spent for 2011, suggested reducing Technical Hazards Expense and increase Replacement Equipment and using \$3,060 out of this year's surplus, Equipment-Other drop to \$10,500 normal run rate and drop Replacement Equipment to \$14,060 and the deltas can be spent out of this year's surplus and reminded everyone that we need a zero increase in the budget.

Chief Silver explained how they budget for this line item and this year they had some openings and replacement with less senior employees. He also commented on overtime and how the shifts are filled and the unknown factors. Chief Silver explained that they are all overtime accounts so moving money from one line to another does not make much of a difference in his opinion. Chief Silver explained how the Board decided to provide details for Precinct sponsored fireworks this line item was added to his budget. Chief Silver commented on the Technical Hazards Expense and the items that come out of this account. Chief Silver went through all the items in Equipment-Other. Chief Silver also explained the reason these accounts have had such low run rates is because of the Default Budgets year after year. He reminded the Board of the adjustments made a few weeks ago to these accounts so that he could purchase some equipment.

The Board agreed to drop the Fireworks Detail Wages 4220.2.198 by \$1,743 to \$6,500.

Mr. Znoj recommended reducing Equipment-Other to \$10,500 and Replacement Equipment to \$14,060 and the delta from each of these accounts can be spent out of this year's surplus. Chief Silver commented that many of these items are actually annual things and not equipment purchases so cannot be done this year. Mr. Pierce pointed out that the Chief just stated some of these things could not be done this year.

The rest of the Board disagreed with Mr. Znoj's recommendation.

Fire Prevention (Discussion started at 3:16:37).

Chief Silver explained there is no change in wages and supplies & expenses have increased since we usually overspend this line item.

Mr. Znoj's only comment is in regards to supplies & expenses and the amount spent over the past several years. Mr. Znoj would like to see this line item reduced to \$4,000. Mr. Welch pointed out that we cannot buy next year's codebooks now.

Mr. Znoj MOTIONED to reduce the line item Supplies & Expenses 4220.3.610 to \$4,090. Motion failed for lack of a second.

Chairman Nichols thinks that we are pretty much at a flat budget at this time. He would like to move on to see if the Chief was able to move any cost out of the operating and into the EMS fund. Chairman Nichols explained that essentially we had what we felt was a surplus in the EMS fund and moved \$200,000 in 2010 and \$150,000 in 2011. On first pass it appears that we are not able to do this again.

Chief Silver explained for the Board a worksheet that Mr. Schwotzer has done to see the projected income annually and it looks like about \$568,000. Chief Silver went back and looked at expenses from the past 10 years, which he went through for the Board. Based on 2011 projected income and expenses and the transfer the net income for 2011 should be approximately \$135,620. He added that we had hoped to maintain a balance of about \$175,000 minimum. If we move this balance forward along with projected income and expenses for 2012 and an ambulance purchase in 2012 the balance at the end of 2012 would be about \$50,000.

Chairman Nichols pointed out that if things go as planned the balance at 2012 will be less than the \$175,000 we wanted but we will have two very new ambulances and will then be able to build the balance in this account back up.

Chief Silver explained the ambulance rotation plan in place. He does not feel that any money can be moved from the EMS fund this year. Chairman Nichols feels that at this point, we have a flat budget in Fire and he does not wish to cut this budget below this level.

Mr. Znoj disagrees that flat is necessarily good for the taxpayers in Hampton. He thinks that he is trying very hard to make some good recommendations. He would suggest that we end this for tonight but finish the department on Wednesday.

Chairman Nichols has the Board's approval to discuss the remainder of the fire budget on Wednesday.

VI. Minutes of August 22, 2011 and August 29, 2011

Minutes of August 22, 2011

Page 3: 7th paragraph; second sentence, add the word dispatch after the word fire.

Mr. Znoj MOTIONED to approve the Minutes of August 22, 2011 as amended. Mr. Pierce SECONDED.

VOTE: 4-0-0

Minutes of August 29, 2011

Page 6: 3rd paragraph. Restructure the sentence to read, “Mr. Znoj wonders how much the State subsidizes. The State will pay 20% subject to appropriation, which has been zero”.

Mr. Pierce MOTIONED to approve the Minutes of August 29, 2011 as amended. Mr. Lally SECONDED.

VOTE: 4-0-0

VII. Town Mangers Report

1. The Beach Improvement Group working with the Park & Recreation Department and volunteers completed the rebuilding project at Bicentennial Park. The project was funded through donations of \$1600 in grants received from the Rye, Exeter, and Portsmouth Garden Clubs.
2. Household Hazardous Waste Collection Day – Saturday, September 24, 2011 at the Brentwood Highway Garage on State Route 111A in Brentwood. Flyers are available in the Town Hall that describes what may be disposed of at the collection.
3. The first day to accept petitions for changes to the Zoning Ordinance is November 14th and the last day to submit s December 14th at 5PM.
4. The last day to petition warrant article for Town Meeting is January 10th at 5PM.
5. The Town Manager’s Office, the Building, and Police Departments are working on a program to address the issues regarding illegal sandwich board signs. The program will be partly funded using State quality of Life funds under the Police Department.
6. The DPW is working with the State DOT, Town Counsel, and the Town Manager’s Office to complete the grant process for sewer extensions on Towle Farm Road for the Smuttynose facility. No Town funds are being used on this project.
7. The Building Department is preparing a listing of current permits that may be eligible for RSA 79-E program eligible projects. He asked for this list to see who out there is eligible for this.

Last item bids have been opened for removing the old Town Hall and the removal of the Drakeside Road Railroad bridge abutments. The low bid for the Town Hall was \$22,200 and the low bid for Drakeside Road Railroad abutments was \$27,241. The DPW Director has suggested that the money be taken from the paving account.

Discussion

Chairman Nichols was under the impression that these two demolition projects were to be done internally using DPW. The DPW Director did not feel that he had the resources to get this done this year and the money will come out of his budget.

Mr. Pierce asked about the granite from the railroad bridge abutments and Mr. Welch stated they are the property of the Town and will be used in the rebuilding of the dam.

Mr. Znoj would like to have the Town Hall done this year and save the other project for next year. Mr. Pierce would like to see them both done this year.

Mr. Lally pointed out that we have asked many times to see if there was anyone out there wanting to do this.

Chairman Nichols thinks if we have the money to do this, we should do it this year instead of pushing it out to next year. He would suggest that we do the Town Hall and wait and see what kind of surplus there is before we decide on the railroad abutments. The Board agreed.

VIII. Old Business

1. Review of the Draft MOU with DRED – State of NH – postponed to Monday
2. Coalition Communities Contribution

Mr. Pierce MOTIONED to approve \$1500.00 contribution to the Coalition Communities.
Mr. Znoj SECONDED.

VOTE: 4-0-0

IX. New Business

1. Acceptance and award of bid for the E-One Pumper

Mr. Lally MOTIONED to approve and award the bid for the E-One Pumper. Mr. Pierce SECONDED.

VOTE: 3-1(Znoj)-0

2. Acceptance and award of bid for the Police Department Laptops

Mr. Welch explained that this is for laptops for the cruisers but since there were only two bidders, it must be approved by the Board. Chairman Nichols read the information on the bids one for \$9,856 and the other for \$9,120. They plan to go with the low bidder. There was additional discussion on why the cost is so high and how rugged these laptops must be. There was an additional discussion on laptops and how they are built. Mr. Znoj would like this to go out for another bid.

Mr. Lally MOTIONED to accept and award the bid to the low bidder for the Police Department Laptops. Mr. Pierce SECONDED.

VOTE: 2-2 (Nichols, Znoj)-0

Chairman Nichols would like to have a third bid or a reason why there was only two bids.

X. Consent Agenda

XI. Closing Comments

XII. Adjournment

Mr. Pierce MOTIONED to adjourn. Mr. Lally SECONDED.

VOTE: 4-0-0



Chairman

Town of Hampton



AGENDA

Board of Selectmen
September 12, 2011

Posted: Town Offices, Library, Beach Fire Station

6:30 PM Public Meeting – Town Manager’s Conference Room, Upstairs Town Offices

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

7:00 PM Public Meeting – Selectmen’s Meeting Room, Downstairs Town Offices

SALUTE TO THE FLAG

- I. Public Comment Period
- II. Announcements and Community Calendar
- III. Appointments
 1. Keith Noyes
 - a. Trash and Recycling Cart Allocation
 2. John Hannigan
 - a. Donation to Fire Department
 3. Cliff Sinnott, Executive Director Rockingham Planning Commission
 - a. COAST Adaptation Study
 - b. Sustainable Communities Regional Planning Grant
- IV. Budget Discussions
 1. Dyana Martin, Director – Parks and Recreation Department
 2. Chief Silver – Fire Department
- V. Minutes of August 22, 2011 and August 29, 2011
- VI. Town Mangers Report
 1. The Beach Improvement Group working with the Park & Recreation Department and volunteers completed the rebuilding project at Bicentennial Park. The project was

2. funded through donations of \$1600 in grants received from the Rye, Exeter and Portsmouth Garden Clubs.
3. Household Hazardous Waste Collection Day – Saturday, September 24, 2011 at the Brentwood Highway Garage on State Route 111A in Brentwood. Flyers are available in the Town Hall that describe what may be disposed of at the collection.
4. The first day to accept petitions for changes to the Zoning Ordinance is November 14th and the last day to submit s December 14th at 5PM.
5. The last day to petition warrant article for Town Meeting is January 10th at 5PM.

6. The Town Manager's Office, the Building and Police Departments are working on a program to address the issues regarding illegal sandwich board signs. The program will be partly funded using State quality of Life funds under the Police Department.
7. The DPW is working with the State DOT, Town Counsel, and the Town Manager's Office to complete the grant process for sewer extensions on Towle Farm Road for the Smuttynose facility.
8. The Building Department is preparing a listing of current permits that may be eligible for RSA 79-E program eligible projects.

VII. Old Business

1. Review of the Draft MOU with DRED – State of NH
2. Coalition Communities Contribution

VIII. New Business

1. Acceptance and award of bid for the E-One Pumper
2. Acceptance and award of bid for the Police Department Laptops

IX. Consent Agenda

X. Closing Comments

XI. Adjournment