

Town of Hampton



Hampton Board of Selectmen Minutes of February 27, 2012

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

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

SALUTE TO THE FLAG

I. Public Comment Period

Vic Demarco, 11 Milbern Ave. Mr. DeMarco commented that he has been reviewing the Town Report and was disappointed to see that the audit report is still not complete in his opinion. He stated that for the audit report to be complete it should contain the Town’s assets just like any regular businesses audit report. Chairman Nichols asked Mr. Demarco if he is referring to GASB34 and he is. Mr. Demarco has been under the impression that the Town has been working towards this for a few years and it is still not included in the annual report. He does understand that Mr. Schwotzer is very busy and maybe it would be helpful to bring in someone for a year or so to complete this task. He also brought up the fact that he believes the majority of the public does not understand the Undesignated Fund Balance and he went into a description of what he believes the Undesignated Fund Balance is all about. He feels that the warrant articles have not been written to explain clearly to the voters what they are approving.

Chairman Nichols explained that the recommended amount is 5% for the Undesignated Fund Balance and explained how the amount is calculated and the fact that it does include appropriations to the schools. Mr. Demarco discussed Chairman Nichols forecast and the fact that he has been unable to find it online yet. Chairman Nichols stated he would get a copy of the spreadsheet to Mr. Demarco. There was a discussion on two warrant articles last year to move money from the Undesignated Fund into Capital Reserve Funds. Mr. Demarco has a problem with the Board authorizing the purchase of two cruisers instead of putting the money/year end savings into the Undesignated Fund Balance. He feels it is important to be upfront with the public on how money is being spent and on how it is being spent. He referred to the Undesignated Fund Balance as a type of savings account. The last comment he would like to make was in regards to using some of the money in this Undesignated Fund Balance to offset the original \$7.5M cost for the two fire stations.

He also is not sure why the bond is only going to be for 20 years as opposed to spreading it over 30 years. Mr. Znoj feels that the articles this year do contain clearer language. Mr. Demarco did agree that the articles this year do have clearer language so that the voters know what they are approving. Chairman Nichols would like to make two comments. One is in regards to the Undesignated Fund Balance/Surplus/Rainy Day Fund all different ways that this fund is referred to and 5% is the recommended minimum for a municipality to have. Therefore, with total appropriations for the Town at \$55 M, the recommended amount would be \$2.7M and the actual balance at the current time is \$5.4M, which represents about 9 or 10%. The DRA actually has a range of 9 to 17% with a minimum of 5%. Therefore, he does not feel it is fair to say that there is too much money sitting in this account but he does believe it is important to keep the balance in this account at a balance of 5% or more. He also explained how the interest rate on the 30-year bond is 1.5% higher and when you calculate out the payment, it was not enough of a difference in amounts to justify paying on this bond from year 21 through 30. He explained that this was the logic behind the 20-year bond and it was looked at by at least four people including Mr. Schwotzer, Mr. Welch and discussed at a Selectmen Meeting.

Arthur Moody would like to discuss the meeting the Board held last week to inform the public on some of the warrant articles. He would like to discuss article 19 in regards to the North Hampton State Beach sewer. He thanked Mr. Griffin for clarifying for Mr. Pierce last week in regards to the connection coming from the marsh as opposed to the ocean. He commented on the tally vote on the warrant for Article 19, it is not accurate since it states the vote was 5-0 and it was actually 4-1. He feels that this tally should not even be printed on the warrant, since this is not a money article. He would like to complain about Atty. Gearreald being a highly paid Town employee and advising the Town. He feels there is a conflict of interest in this case since Atty. Gearreald is an officer not only of the Executive Branch of State Government/State Official, Justice of the Peace with a commission granted by the Governor and a member of the Judicial Branch as a member of the NH Bar. This being said, he thinks he has a conflict of interest in regards to North Hampton State Beach sewer connection. He also brought up how Rye paid almost \$400,000 to get into the sewer system. He brought up some live broadcasts that have taken place in this room by the State and Hampton Beach Area Commission. Chairman Nichols asked for clarification on what Arthur is referring to in regards to the 5-0 and 4-1 vote. Mr. Moody explained that it was stated that the vote on Article 19 for the warrant was actually voted 4-1 with Griffin voting against not 5-0 as stated. Chairman Nichols asked Mr. Griffin if he did actually vote against this and Mr. Griffin does not remember doing so. Chairman Nichols does not have the RSA in front of him but when they made the decision to include the tally votes on the warrant that is when Mr. Griffin voted against this, not against Article 19. Mr. Moody reiterated his point that Article 19 should not have the tally vote listed, since it is not a money article. Chairman Nichols suggested that Mr. Moody review RSA 35:5,V,a. If Mr. Moody has any questions, he should call Chairman Nichols tomorrow. Chairman Nichols stated that the tally votes are not limited to money articles according to this RSA. There was an additional discussion on whether tally votes are allowed and Chairman Nichols stated that he would contact Mr. Moody tomorrow since he does not have the RSA with him tonight to review. Mr. Moody questioned Chairman Nichols in reference to RSA 35 and Chairman Nichols stated that the RSA number as he stated, could actually be RSA 32 as mentioned by Mr. Moody but he would have to check.

II. Announcements and Community Calendar

Mr. Pierce replayed his recycling message to place carts 3 feet apart with the handles facing away from the road. He also addressed a question in regards to recycling certain types of glass and the following glass items cannot be recycled drinking glasses, mirrors, ceramic, window glass, and light bulbs.

Chairman Nichols mentioned the consent agenda item in regards to the resignation of Dennis Kepner from the Recycling Committee. He would like to thank both Dennis and his wife Sue for the things they have done for the community over the years; Sue served as a State Representative, on the Winnacunnet School Board and the Recycling Committee.

III. Minutes of February 06, 2012, February 13, 2012, and February 20, 2012

Minutes of February 06, 2012 30:51

Page 7 – Change the word “supported” to “sponsored” in the second sentence.

Mr. Lally MOTIONED to APPROVE the minutes of February 06, 2012 as amended. Mr. Pierce SECONDED.

VOTE: 5-0-0

Minutes of February 13, 2012

Page 2 – Second public comment; change the name “Brian Provencal” to “Brian Latham”.

Page 3 – Sixth paragraph change all “HB2” to “HB227”

Page 11 – Fifth paragraph delete the “20% increase” and add “21% increase versus 13%”

Mr. Znoj MOTIONED to APPROVE the minutes of February 13, 2012 as amended. Mr. Pierce SECONDED.

VOTE: 5-0-0

Minutes of February 20, 2012

Page 1 – 2nd to last sentence change “4M” to “5M” and “8%” to 5%”

Page 7 – Under Article 35, third sentence Change “higher” to “lower”

Mr. Pierce MOTIONED to APPROVE the minutes of February 20, 2012 as amended. Mr. Lally SECONDED.

VOTE: 5-0-0

IV. Town Manager’s Report

1. The Regional Refuse Disposal District has requested that the Board respond to their request for comments on the functions of the District. I have requested the Director of Public Works to study our continued membership in the District, as the current solid waste contract for disposal of solid waste will expire in 2015.
2. Taxpayers are reminded that the filing deadline for an abatement on the 2011 property taxes will expire on March 1, 2012; please file the required application with the Assessing Office before that date.
3. Taxpayers who are eligible for the following exemptions: Veterans, Elderly, Disabled, on their property bills have until April 15th to file the required documents

with the Assessing Department. Please request from Assessing the applications pertaining to those exemptions.

Discussion

Chairman Nichols clarified with Mr. Welch that anyone who is already receiving one of the exemptions listed above does not need to apply again this year

4. Note is made of an application filing from the Deck at Hampton Beach, 65 Ocean Boulevard for a restaurant beverage/wine liquor license.
5. I have entered an order that the work to install the new press at the Waste Water Treatment Plant must be completed and operating on line by May 20, 2013. The preliminary engineering will be filed with DES on March 1, 2012, for the approval to proceed with the final engineering and bidding of the work.

Other Items added to Town Manager's Report

There was a request made today at the Town Clerks Office for Tag Days at the State Liquor Store on the Interstate. They want approval for selling tags for Breast Cancer and in the past, the Town has waived the requirements to file the necessary forms since this is restricted strictly to the Interstate location.

Mr. Znoj MOTIONED to approve the Tag Days at the State Liquor Store on the Interstate for Breast Cancer. Mr. Pierce SECONDED.

VOTE: 5-0-0

They have received a letter to the Chairman of the Board in regards to Nathaniel Court from Mr. Sari requesting a 30-day extension since he has been very ill.

Mr. Lally MOTIONED to grant Peter Sari with a 30-day extension in regards to Nathaniel Court. Mr. Znoj SECONDED.

VOTE: 5-0-0

They received an email today from the United States Environmental Protection Agency and the Department of Environmental Services who are working together. They are in the process of issuing new permit requirements under the storm water program known as the NPDES Stormwater Program Permit, which is coming out this year. As a synopsis of this, we have asked for the information in writing about monitoring requirements. We currently monitor each of the drains and the discharge from each once a year; we will now have to monitor them several times a year, as EPA want tests from both dry and wet weather. Currently we are required to clean every structure once every other year, this is going to be modified, we are not sure what the modification is at this time, but it could be that every basin in Town has to be cleaned every year. There will be new development standards for subdivisions; there will be requirements for measuring chlorides, the EPA is very strong on this, and this is something we will be noticed on; Bacteria requirements will be pulled on the revised permit. He reminded the Board that the information has been requested to be sent to us, in order that we know what to expect.

Discussion

Mr. Znoj clarified with Mr. Welch that we are working on setting up a GPS system to locate all the drains/basins in Town. Mr. Pierce asked if this means every storm drain in Town would have to be cleaned out. Mr. Welch stated that every drain in Town no matter what it

does would have to be cleaned. Mr. Znoj wonders where we would do some of the testing and Mr. Welch believes some of it would have to be sent out.

Last item he announced that Mr. Jameson Ayotte is the new Deputy Fire Chief and will be reporting to work on March 12th. He is currently a Fire Officer in Amesbury and he read through all the certificates he holds including a master degree. He is recommended by both the Chief and Mr. Welch himself.

Other Questions for Mr. Welch

Chairman Nichols brought up a question asked by Mr. Moody a few weeks back about parking on Haverhill Street. He believes the comment made was in regards to the State putting meters in an area that is Town land. He wonders if Mr. Welch has looked into this yet. Mr. Welch cannot locate the layout of this street but it is his understanding that the layout is 48' wide and includes a substantial amount of parking. There was a discussion on how there is parking on the north side near the guardrail. Mr. Lally believes that some of these spaces are leased from the State and Mr. Welch confirmed that some of the leased spaces are on State land and some are on Town land. Mr. Welch is looking into this along with how the road was shifted when the paving was completed and water now runs into the properties on the opposite side. Chairman Nichols mentioned how the water was a problem about 3 years ago and the fix that was done by the Town. Mr. Welch stated that this problem has been exaggerated since the State has paved this street again and he plans to request that the State fix this problem.

Chairman Nichols asked about how they are progressing on the west side streets and the \$470,000. He wonders if they have any idea when either Mr. Welch or DPW will be ready to say what they think should be done. Mr. Welch stated that they have called the engineers in to determine how much water is coming into Ashworth Ave. They did clean the lines and found a significant amount of sand in two of the lines. They are going to prioritize and hope to get three or four streets done with the money they have. They hope to do the streets with the highest intake of water. There was a discussion on how there were seven streets involved in the Infrastructure Project that were not completed. Mr. Welch stated that they are a couple of months away but they will identify which streets will be done.

Chairman Nichols asked about the press for WWTP. We have a \$1.385M bond and after doing the design plan for the Church Street Pump Station we still have over \$1.1M. He wonders if we have a committed price at this point for the new press. He thinks it is important to know the amount of the press since we have a limited amount of funds and still have some construction to complete. Mr. Welch stated that they have instructed the contractor to get a firm price on the press from the vendor, give us the information and we order the press, and this cost should not be included in the construction cost. Chairman Nichols asked about this since he believes we originally heard a price of around \$500,000 to \$600,000 as opposed to the \$300,000 mentioned last week. The best estimate that Mr. Welch has is just over \$400,000. Chairman Nichols wants to make sure that we have a not to exceed price on the press before we make any commitments on the construction.

V. Old Business

1. Adoption of the Sewer Rates and Charges for State Properties

Mr. Welch reiterated that they have talked about this many times and what we want to do is set up a rate basis for sewer usage on State property. They are trying to put this in a formal format so that everyone will understand it and they are using \$1.53 per 1,000 gallons of discharge to the sewer system as an estimate that can be adjusted annually. So when we get to the end of the year we will know what the total cost is and will then adjust it. They are also providing a billing adjustment for capital cost these buildings are located within Town based on their valuations similar to property taxes and will be adjusted at the end of the year. He went through the billing process including interest on late payments and returned check fees. There will be a provision to terminate service if a bill has been over due for 3 months. There is a requirement for metering and charges involved. If they wish to have their own sewer or water meter, they will be responsible for maintaining these themselves and the Town must have access to the meters.

Discussion

Chairman Nichols would like to clear up a little confusion for the Board and explained the version in their mailboxes on Friday is an old version. The one they are reviewing tonight is the one that was emailed to them today by Mr. Welch. Chairman Nichols explained that the first version has a defined rate of \$1.53 per 1,000 and the Board had agreed to bill in the same manner as we are billing Rye. Therefore, the bill the State receives in January of 2013 would include an adjustment on the bill for October through December to reflect what was actually spent out of the operating budget for 2012. Based on this fact he thinks it might be a mute point to include that the rate may be changed annually by the Board. Mr. Welch left it in there just in case.

Mr. Znoj wonders what exactly this is since he was under the impression that we are working on a MOU or agreement with the State at the current time. Mr. Welch stated that this is rate that is being set so that we can bill the State and it will be sent to the State in the form of a letter letting them know this will be taking place. Chairman Nichols added that this actually goes across to multiple organizations such as the Liquor Stores and the State Parks. Mr. Znoj stated that we have to get them to buy into this or at least make them aware. Mr. Welch and Chairman Nichols both agreed that we are billing them at cost and it is not an option for the State. Mr. Welch stated that if it is approved by the Board then a letter will go to the State to inform them of the rates and they will begin to receive quarterly bills.

Mr. Znoj MOTIONED to APPROVE the Adoption of the Sewer Rates and Charges for State Properties. Mr. Griffin SECONDED.

VOTE: 5-0-0

2. Memorandum of Understanding with Beach Village District and approval of form of two related warrant articles for Beach Village District annual meeting

Chairman Nichols stated this relates to the Fire Stations and asked Atty. Gearreald to speak on this. Atty. Gearreald provided the Board with some printed information. When the Board decided to put Article 8 forward in January, he and Chief Silver began to work on a new MOU with the Precinct, which deals with the land of the Beach Fire Substation. The reason for this is that the substation to be built at the Beach is on Precinct land. The MOU for this year's article needed to be updated and that is why he and the Chief took on this task and have reviewed it with this Board and the Attorney for the Precinct and ran it by bond counsel.

The new MOU takes into consideration all the things that were included in last year's MOU with some modification. The major modification is that the reverter period is down from 50 years to 20 years, which coincides with the period of the bond. The Commissioners have agreed to this reduction. He distributed this MOU to the Board last Friday and the explained the other changes that had been made; the language for the leased lot and the reference to paragraph seven rather than paragraph five. This MOU runs with Article 8, which will need ratification by voters at Town Meeting in March and then ratification by the Beach Village District voters later in March.

Mr. Znoj MOTIONED to APPROVE the Memorandum of Understanding with Hampton Beach Village District. Mr. Lally SECONDED.

VOTE: 5-0-0

Chairman Nichols asked Atty. Gearreald to discuss the two warrant articles that are going on the precinct ballot. Atty. Gearreald explained that the MOU on page two, which gives the Board the ability to approve the form of the warrant articles for the Precinct meeting. Their counsel has provided the language for two warrant articles as provided to the Board. The first article is to get authorization from their voters to enter into the ratified MOU and then to authorize/engage the land swaps. These are the same land swaps as mentioned in Article 8. The second article, if the first article passes, authorize the demolition of the existing fire station and parking garage.

Discussion

Chairman Nichols summarized that if the Town voters are to approve Article 8 then the next step is to have these Articles 1 & 2 approved by the HBVD voters. If Article 2 is to not pass, it does not prevent the building of the new substation but instead prohibits us from moving forward on the demolition of the existing structure and the paving and marking of the area. Mr. Pierce confirmed that there is no need for a 60% vote for the Precinct Articles to pass.

Mr. Znoj asked about the tally mark votes for the Budget Committee being in accurate and it was explained that the Article 8 is a draft that was sent to the HBVD lawyer and is prior to the vote by the Budget Committee that occurred after the Deliberative Session and it was a 9-0 vote.

Mr. Znoj MOTIONED to APPROVE the form of the two related warrant articles for Hampton Beach Village District annual meeting. Mr. Pierce SECONDED.

VOTE: 5-0-0

VI. New Business

1. Southeast Regional Refuse Disposal District 53B

Mr. Welch explained that at the last couple of meetings of the Southeast Regional Refuse Disposal District, they have been discussing what is going to happen when the contract runs out mid-year 2015. Obviously, at that time, Towns will be able to opt out and additional Towns can be added. They also discussed whether the Towns will become more involved and the possibilities of additional services that might be provided. At the last meeting, it was discussed on how they were going to go about deciding how they were going to make some of these decisions. It was discussed that they might go out and hire an engineer consultant to come in and make recommendations to the District on what should happen to the individual

Towns refuse/recycling. Mr. Welch had suggested at this meeting that instead of returning the money that they have been collecting, that they place it in an account for the Cities and Towns, then an additional assessment would not have to be made to cover this cost. Mr. Welch stated that this really begs the question where do we want to go. We provide 40%, since many of the larger Towns that were originally going to join, ended up getting out. He has asked Keith to do an analysis on whether we should stay in or get out. Mr. Welch is nervous, since there are many small towns, and we are not in a position to take their waste at our Transfer Station. Mr. Welch does not want to have the Town committed since this is an assessment district to large capital outlays in the future unless it is in our best interest. They want to know, do we want to increase services, or leave them the same or get out. He does not have an answer.

Discussion

Mr. Znoj thinks that we need to have DPW do a complete cost benefit analysis and come to the Board with the results. He does not have the foggiest idea if we should stay in he needs to have facts that he can digest.

Chairman Nichols questioned the issue of expanding services, he asked about the recycling commitment, and possible problem since the Town has already made a commitment in regards to recycling. If this District is going to go out and do a study about recycling and where it might go, it would not make sense that Hampton be assessed/charged for this study since we are already going to be going to Concord Co-Op. Mr. Welch agrees this is a concern. Chairman Nichols does not think that the Board can do anything with this until they hear from DPW.

Mr. Znoj wonders why this Southeast Regional Refuse District was formed in the first place, what were the goals and objectives at the time, and what are it today. Mr. Pierce asked when it was formed and it was 25 years ago. Mr. Welch informed the Board that the State was making everyone belong to a district at the time whether it was a single Town district or multiple Towns coming together to form a larger district, you had to belong to a district. Mr. Lally reminded everyone this was back in the time when every Town had their own dump/landfill.

Chairman Nichols stated that the Board will need a report from the DPW Director prior to when they meet with him to discuss his analysis.

Mr. Znoj questioned if Mr. Welch attends the meetings and asked what is discussed. Mr. Welch stated that at every meeting there is a report on how much tonnage has been recorded for the quarter from each Town. Mr. Welch stated that we are the largest contributor at 40%, so everyone is looking to us to see what we are going to do; it is known that we are going to the Co-Op. Therefore, if they want to do recycling they have to attract some other large Towns/Cities, since we are already committed to Co-Op. The secret is the more tonnage you have the lower your price.

2. Request to allow Channel 22 to televise the Hampton Democratic Committee's "Discussion with the Candidates" March 3, 2012

Chairman Nichols stated that they received a letter from Mike Edgar with this request. Larry Stuker also joined them tonight to explain the event. It is a discussion with the candidates and will be held at the Methodist Church on March 3rd at 9:30 am. They have invited

candidates for Selectmen, Budget Committee, and School Board to participate in this discussion. It is a question and answer type of discussion with each candidate given the opportunity to make a statement. It is completely non-partisan and is just sponsored by the Democratic Committee. If a candidate cannot make it, they are allowed to send a representative to read a 3-minute or so statement on their behalf. The purpose of them coming to the Board tonight is to get permission to have Channel 22 run a tape of this event.

Discussion

Mr. Lally commented that this has come up several times over the past six years he has been here and there is no set in stone policy. He read the part of the Channel 22 policy in regards to political events and he thinks since all candidates have had an equal opportunity to participate and it is a completely non-partisan event he has no problem with this.

Mr. Pierce asked about a problem a few weeks ago when the Democratic Party wanted to use a Town Facility. Mr. Griffin stated that this is different since they are allowing anyone to participate no matter what their party affiliation is. He thinks this sounds more than fair to everyone. Mr. Griffin asked who has replied. Mr. Edgar answered that they have heard back from about 10 candidates so far.

Mr. Pierce commented again, on how big of a problem it was when there was a Democratic candidate down at the Beach Fire Station. Mr. Stuker understands Mr. Pierce's concerns and brought up a problem they had a few years ago. However, this event will have nothing to do with Democratic Party or any other Party for that matter. Chairman Nichols commented that it is only being sponsored by the Democratic Party. Mr. Stuker added that the only people who are going to be on the panel are Mr. Edgar, the reporter from Hampton Patch and a reporter from Winnacunnet High School Paper. Mr. Pierce just wants to make sure that it is going to be apolitical with no Democratic influence.

Chairman Nichols stated that they had received some negative feedback so it is important that if the Board does approve this that it does not become an issue at least during the time that is being submitted on the tape for Channel 22. Mr. Stuker stated that since it is not a live event if there is a staunch Republican candidate present and does find the event to not to be non-partisan they will have a chance to come to this Board and object having it played on the air he really does not see this happening though.

Mr. Edgar went through the list of how many people are scheduled to come and the questions will come from the panel. Anyone who wishes to contact Mr. Edgar they can do so by email at amedgar@comcast.net. Mr. Edgar stated that the only time the word Democrat will be mentioned is at the beginning when it is stated that the event is being sponsored by the Democratic Committee.

Mr. Lally MOTIONED to APPROVE the request to allow Channel 22 to tape the Hampton Democratic Committee's "Discussion with the Candidates" on March 3, 2012. Mr. Griffin SECONDED.

VOTE: 4-0-1(Znoj, Pierce)

Other New Business

Mr. Griffin wanted to mention that he is not going to be here for the meetings of March 19th and 26th. He would request putting off the selection of the Chairman until he returns.

However, if he is needed for an emergency vote that is deadlocked, he can be reached by email and return a conference call. Chairman Nichols does not have a problem holding off and would suggest that we hold off the committee assignments as well as he thinks it will be more productive to defer these items until Mr. Griffin returns.

Mr. Pierce MOTIONED to defer the selection of a Chairman and all committee assignments until April 2nd. Chairman Nichols SECONDED.

VOTE: 5-0-0

Mr. Znoj would like to clarify that those of them who are sitting in certain committees will stay there.

Mr. Welch stated that the Town Reports are in.

Mr. Griffin mentioned that someone did come to him today after looking at the Town Report and suggest about having more employees then to have the high overtime. He knows the Board has discussed this many times. Chairman Nichols made the following comments: one issue is that creates overtime we have is the population shift in the summer and additional need of staff at these times; the cost of benefits that go along with a fulltime employee; and overtime becomes less expensive than fulltime; and lastly he would point out how they have reduced overtime substantially over the past couple of years. Mr. Griffin stated another concern this individual had was that these employees might become fatigued. Mr. Lally and Chairman Nichols both agree that overtime has really been balanced out over time and the Chiefs manage the departments well. Mr. Griffin stated how the Chiefs have really explained the overtime well for the Board.

VII. Consent Agenda

1. Street Closure Permit – Warner Lane “Fundraiser Block Party” – 06/30/12
2. Resignation of Dennis Kepner – Recycling Committee

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

VOTE: 5-0-0

VIII. Closing Comments - None

IX. Adjournment

On motion by Chairman Nichols and seconded by Mr. to enter into a Nonpublic Session under RSA 91-A:3, II(c).

By roll call vote, the Board voted unanimously to enter into a Nonpublic Session under RSA 91-A:3, II©.

And;

Mr. Znoj MOTIONED to adjourn the public meeting and SECONDED by Mr. Lally.

VOTE: 5-0-0


Chairman