

Hampton Board of Selectmen
Minutes of July 30, 2012

PRESENT: Richard Griffin, Chairman
Richard Nichols, Vice Chairman
Michael Pierce, Selectmen
Ben Moore, Selectmen
Philip Bean, Selectmen
Frederick Welch, Town Manager

SALUTE TO THE FLAG

I. Public Hearings

1. RSA 31:95-b HUD Community Challenge Planning Grant Acceptance for a two-year Grant for \$37, 500

Mr. Steffen, Town Planner, explained that New Hampshire Housing has awarded a grant of \$37,500 to the Town of Hampton based on the application that was submitted. CPG Program Round 1 was very competitive, with 32 applications received seeking almost \$830,000 in grant funds.

The Town's match is \$12,500, of which the cash portion is \$3,000 and the remaining portion will be covered by in-kind services of planning staff and volunteers.

Project Goals

To prepare a Route 1 corridor and downtown study and analysis inclusive of the adjacent rail corridor to create a more compact, mixed-use urban village. To develop land use regulations and a plan for physical improvements that will 1) encourage a more aesthetic and pedestrian-friendly downtown; 2) provide a diversity of housing choices and businesses and 3) integrate existing civic/recreational activities and the adjacent rail transportation corridor that extends from Seabrook to Portsmouth. To make physical and planning connections to the following significant projects: 1) establish how the Route 1 / Winnacunnet Road intersection improvement project and future projects will enhance alternative modes of transportation; 2) create downtown access for the future Seacoast Greenway rail trail that will extend from Seabrook through Hampton to Portsmouth; 3) include the Route 101 / Route 1 interchange reconstruction and new intermodal transportation facility, and 4) parking studies to provide adequate downtown parking. Completion date is June 30, 2014. There will be a Charette and three public forums on the Rail line corridor analysis and the proposed land use/zoning regulations for the Downtown/Town Center.

Questions from the BOS

Mr. Pierce asked about the Master Plan Consistency item B., and that it is a concern if it is not considered within the scope of this work. Mr. Steffen stated that it would be considered.

Mr. Nichols questioned the publication of this notice in the Portsmouth Herald, it was stated that for it to be published in the Hampton Union, it would not have made this meeting date. Mr. Nichols also requested that future notices be placed in the Hampton Union as opposed to the Portsmouth Herald.

Public Comment No public comment.

Mr. Moore MOTIONED to Accept under RSA 31:95-b the HUD Community Challenge Planning Grant Acceptance for a two-year Grant for \$37, 500 with in-kind services and cash of \$12,500. Mr. Griffin SECONDED.

VOTE: 5-0-0

2. RSA 31:95-b LCHIP Grant Program; to apply for, accept and expend unanticipated monies of \$50,000 – Grist Mill

Gristmill Historic Renovation Project – Land and Community Heritage Investment Program (LCHIP)

Mr. Noyes explained that the LCHIP has announced an unplanned round of grants totaling \$500,000 available for projects. Mr. Noyes is requesting of the Board of Selectmen; to authorize the submittal of an application for the LCHIP grant for \$50,000, these funds would be used to continue further renovation and restoration work on the Gristmill. This is a matching grant and the town would be responsible for allocating \$50,000 toward the project. With the successful warrant article of \$34,000, we did repairs that included temporary roof repairs and foundation work. This is a rare opportunity to obtain state funding for the Gristmill project. This project will be a continuation of the efforts to save and renovate the old historic Gristmill on High Street. Phase 1 included work on foundation and temporary roof repairs. Phase 2 will involve exterior and interior structural repairs and the new roof, siding and windows. During the reconstruction of the Dam, the Gristmill will be saved, and it can be done, but it will be tricky.

Public Comment No Public Comment

Questions from the BOS

Mr. Pierce questioned why the roof was not done when we allocated the \$34,000, and if we get the \$50,000 matching funds, does the \$34,000 count as our matching funds. Mr. Noyes reiterated that the roof was repaired, but it was a temporary repair, as the foundation needs to be repaired, it was not prudent to do the roof when it would be compromised with the foundation work.

Mr. Moore, Mr. Griffin, and Mr. Bean stated that they are in support of this grant request.

Mr. Nichols asked where the matching funding would come from. Mr. Noyes stated that he has submitted a CIP request for 2013 of \$50,000 for this project as the town match. Mr. Nichols summed up the history of the requests for monies through the warrant article, the grant, and it could possibly cost \$134,000. He also asked of Atty. Gearreald whether the warrant article could apply as the matching funds. Atty. Gearreald answered Mr. Nichols question in that we should attempt to see if the remainder of the monies of \$34,000 could be

used under the LCHIP program requirements, so you do not make it the \$134,000. Mr. Noyes stated that in thinking that question through; is that you cannot spend the money before you get the grant award, and will discuss with the Committee about delaying the foundation work next year. In-kind services could be used to offset the expenses of the Town and the Grist Mill Committee can look in to other grant monies to supplement the costs of the renovations of the Grist Mill.

Mr. Moore MOTIONED to apply for, accept, and expend unanticipated grant monies in the amount of up to \$50,000 under the Land and Community Heritage Investment Program (LCHIP) for the Gristmill Historic Renovation Project. Mr. Griffin SECONDED.

Discussion on Mr. Pierce amended the motion to including as matching funds the unspent monies of the warrant article; motion was withdrawn, the original motion was also withdrawn.

Mr. Moore MOTIONED to apply for unanticipated grant monies in the amount of up to \$50,000 under the Land and Community Heritage Investment Program (LCHIP) for the Gristmill Historic Renovation Project. Mr. Nichol SECONDED.

VOTE: 5-0-0

II. Public Comment Period – No public comment

III. Announcements and Community Calendar

Mr. Bean announced Parks and Recreation Red Sox Trip on Saturday August 04th at 7:30 PM, includes transportation, the Sox's are playing against the Minnesota Twins. Call the Parks and Rec Dept at 929-5920 for more information.

IV. Appointments

1. Chris Muns & Rene Bonnin

a. State Rep. & State Senator Debate Fall 2012 request for airing on Channel 22

Mr. Muns & Mr. Bonnin are here to request the Board's approval to have the joint Democratic and Republican sponsored 2012 State Rep. & State Senator Debate scheduled for October 11, to be aired on Channel 22 and held in the Selectmen's Room if Winnacunnet is not available. This is open to anyone on the Ballot.

Mr. Moore MOTIONED to Approve and Authorize the State Rep. & State Senator Debate Fall 2012 request for airing on Channel 22 on October 11, 2012 in the Selectmen's meeting Room. Mr. Nichols SECONDED.

VOTE: 5-0-0

2. Chief Silver, Fire Chief

a. Fire Departmental Update

Chief Silver went through his report. We have had three significant residential fires in the last 4 weeks.

30 Ocean Blvd - Nearly destroyed the building and required a second alarm for mutual aid. While the area of origin was identified, the cause remains under investigation.

30 Towle Farm Road caused significant smoke and water damage to a Town House unit. Again, a difficult fire to identify the exact cause and remains under investigation.

415 Ocean Blvd the rear building at Jonathans Motel. This fire was an example of the extraordinary work the Hampton Firefighters do.

1. Set Back several hundred feet from the road
2. Limited access, unable to drive close to the building
3. Hand stretch large diameter hose-lines to supply the smaller attack lines
4. Hand carry ground ladders to ventilate and provide access/egress on the fire floor (3rd floor)
5. Needed to control the fire and conduct search of the building
6. Completed with a first alarm because it was well coordinated and the crews worked tirelessly
7. 21 residential units, even when the fire was under control and the crews were tire, hot, and wet; they assisted the residents in collecting their belongings from their apartments

2012 we have had nine residential fires, 13 total fires within structures, and an additional eight fires within vehicles or areas adjacent to buildings.

The breakdown by district is:

44.2%	384	Beach District
47.5%	412	Town District
8.3%	72	Rural District
100%	868	Total

Total fire incidents are down from 977 in 2011 to 868 in 2012. This represents an 11.2% decrease. Each of the first six months are all lower in 2012 than in 2011 with no significant decrease in any one month. Total dollar loss from all fires in 2011 is \$76,720; I do not have the 2012 total as of today because the last three fires have not been completed. False alarm responses in 2012 (108) have decreased by 15.6% from 2011 (128). Fire district breakdown: 5.6% decrease in the Beach District, 16.1% decrease in the Town District, and an 8.9% decrease in the rural areas of Town. Mutual aid received increased by 14% from 2011 from 21 to 24 times. Mutual aid given decreased by 25%.

EMS:

On July 3, we had a motor vehicle strike another vehicle on Ocean Blvd in front of the Whales Tale then struck three pedestrians and two columns along the front of the Casino Building. Five patients required transport. Seabrook and North Hampton Ambulances assisted. I received comments from several bystanders on how well managed the entire response was. Year to June end we have responded to 933 medical emergencies; a decrease of approx 46 over 2011. Year to date we have had 181 occasions of simultaneous EMS calls, some with as many as 5,6, and 7 patients at once. Considering the decrease in EMS overall incidents, the number of simultaneous calls, the 14% increase in mutual aid requests, the decrease in response from off duty personnel, and the decrease in the availability of the Engine crew to assist the responding ambulance. I believe we are approaching our limit to provide consistent service to the community.

In my April report, I discussed the practice of reducing our daily staffing of each shift permitting two vacancies at the beginning of each year. Over the last three years, we have

been able to increase the staffing to eight: first year it was June, last year it was May, and this year it was April. I will discuss improving this when we begin reviewing the 2013 budget.

Vehicles:

Much of the annual maintenance has been completed. You will not see the impact to the FD budget until you received the July financials as much of the billing was submitted in July. Preventive maintenance has greatly improved the reliability of our vehicles; however, the older 1988 Emergency One pumper was replaced with a Pierce, and even the 2001 and 2002 Smeal pumpers continue to be our greatest expense, more expensive than the 1988.

Buildings:

Update on Stations. Thank you for your support on this. The contract was signed with Goudreau Associates and they reviewed and updated the drawings, with respect to room sizes and the like. We received 8 RFQ's and eliminated three as they did not have the experience his was looking for. Five firms were interviewed for the construction management and the cost proposals were sent out were sent out to the five firms. Eckman Construction was selected for the construction management fees and general conditions fees as the most qualified, most responsive and was the lowest bidder for both fees, for a grand total of a little over \$600,000. The construction manager works in two parts; first part is the pre-construction; working with the Engineers and Architects to make sure that what is put down on paper can be executed within our budget. The second part is pre-qualifying construction firms for the construction of the building; they will manage all the bidding processes for the work to be done to construction the stations, we participate in seeing all the processes from bidding, the election of the firms and construction of, and any cost savings will be passed on to us. Eckman Construction is estimating late October for the start of the construction of the station and 10 months to completion. General conditions fees are the costs of Eckman Construction incurs while they are managing the construction of the station, these fees including personnel's wages, staging equipment, and utilities and the like.

Personnel:

The last few months have been a struggle to keep positions properly filled. A couple of firefighters have left. The firefighters with injuries (knee, shoulder, laceration with stitches, hand) have returned to full duty, the third is on a light duty assignment. The three vacant firefighter positions have been filled.

Deputy Fire Chief Jamie Ayotte is working out very well and has been a great help to him. DC Ayotte is big on reducing paper and has been working to put the department's documents into electronic format, and that is a great project. The position of the part-time Secretary in the Fire Prevention Office has been filled by Ms. Kathleen O'Leary, she begins this week.

Training:

Department members continue to take advantage of the grant funded training opportunities I discussed during my April update.

Emergency Management:

There is a meeting scheduled for this Thursday with Department heads and Department representatives to discuss the update to our Emergency Operations plan with the goal of having the update completed in the next 60 days.

Administrative:

In April, the Chief discussed with the BOS that he had met with the NWS, Woods Hole Observatory, UNH, Rockingham County Planning, DES, and NOAA to discuss Coastal Inundation Modeling Project.

Chief Silver asked if he now needed to have a public hearing to apply for grants, and it was confirmed yes if they are over \$5,000.

b. Coastal Inundation Modeling Project

Chief Silver is interested in applying for EMPG to fund a Coastal Inundation Modeling Project. The project would involve two parts; one is the installation of a tide gauge in the Hampton Harbor area. This is currently underway and being spearheaded by Derek Sowers at UNH. The second part involves coastal inundation modeling for Hampton, the harbor, and Seabrook Beach areas. This modeling will be extremely useful in predicting those areas subject to flooding based upon predicted and actual tides. In particular, this will aid in determining the accessibility of evacuation routes needed in the event of an emergency at the Power Plant. I understand that in the EMPG funds 50% could be permitted to use \$5000 of its present year's RERP assessment to fund the local share required by the EMPG. Chief Silver is requesting approval to do so, and will pursue the remaining application and managing the project locally. Chief Silver could also group the tide gauge project together with the modeling and count the tide gauge funding as the local match. Moreover, before I do that, I want to see how the utility and HSEM would respond to the project request. As you can see, the utility does not want to fund many projects. EMPG funds are readily available and the process usually goes quickly. During the process of developing the process for construction of the station at the Beach, he came to realize that flooding and knowing when the tide is high would help with the prevention of flooding the new station. The goal here will enable us to predict flooding based upon tides, weather, and winds. The project will include installation of a tide gauge at the Hampton River; currently the closest is in New Castle. I have pursued funding for this project through Emergency Management Planning Grants to fund this project at no cost to the Town.

The 2012 Assistance to Firefighters Grant program application period recently closed, we submitted on the very last day and we will need to have a public hearing after the fact on that, or we can withdrawn the application if it is not approved. The Department has applied for approximately \$75K in funds to train EMT Paramedics.

Question from the Board

Mr. Moore compliment the Fire departments work. He asked if there was a new RSA regarding grants and no it is just a different interpretation of the RSA. Mr. Moore asked about the 24-hour shift; Chief Silver responded that there have been no complaints and new shift rules have been created to deal with using leave and how shifts were filled. Mr. Moore asked about the Fire Prevention Back log and the Chief responded it is backlogged. Mr. Moore has not heard any complaints. Chief Silver responded that there are many issues with not understanding the fire prevention process from the applicant's standpoint, however, once they understand the process is becomes more streamlined for them. Mr. Moore inquired about the DPW wash down facility that is being proposed and asked if was sized for the engine trucks and would it be of a benefit to the Fire Department; Chief Silver responded

yes, a wash down facility would definitely help elongate the life of those vehicles, especially considering the climate conditions of the Northeast and road salt.

Mr. Bean complimented the Chief on his presentation as it is very detailed and reflects very highly on the Chief's and the Building Inspector's Departments code of enforcement, and that he appreciates his efforts on the costal inundation modeling on the flooding at the Beach.

Mr. Nichols had two items that he asked the Chief: Integration of the information between fire suppression and EMS. Chief Silver is working in that direction but has found that there are problems being able to report current statistics of the EMS response time. It does not look like we are going to move towards the IMC system, the company who manufactures our fire incident reporting for our EMS reporting we are too deep into reporting EMS, to switch to their product and have found that IMC system is not going to meet our needs.

Chief Silver has created specific user fields that cull out the Beach responses, to just focus on the Town and rural district and remove mutual aid, as those are the ones that are skewing the response data, as we have fast response in the Beach. He was preparing a report for this evening, unfortunately a field was left out; the no transport, we are going to address that, this is a new format to collect the data, going forward we will be able to build the data to the report of the response times accurately.

Second item of Mr. Nichols concerned the costs of the 5.7 mil warrant article, we have approved the design costs and construction costs, and those numbers get us to the amount of the warrant article funding. Chief Silver agreed with the summary, and explained how the warrant article funded the total construction costs of the fire station soft costs are not included.

The third question concerned the sub contracts the Construction Manager will be putting out; Chief Silver stated that all the work will be sub contracted, as the Construction Manager does not perform the work, they facilitate and supervise the work being performed.

Chief Silver summarized his CIP submission.

Ambulances – These units have been on a consistent replacement schedule of six years ensuring reliable operations. Ambulances are purchased using funds from the EMS revolving account that receives money collected from ambulance transport billing. The purchase of Ambulances does not affect the tax rate in a particular year. These units have been on a consistent replacement schedule of six years ensuring reliable operations.

Capital Reserve – Vehicles/Fire Apparatus and a Class A Fire Pumper Replacement. The Pumper has been deferred several times due to the inability to house a new fire pumper in our aging Fire Stations. The advantages of having funds available when making a large capital investment include better price negotiation with manufacturers, reduced interest paid on borrowed funds, and reduced impact to tax rates by maintaining consistent annual expenditures.

Technical/Special Hazards Unit – Specialized incidents can be defined as any operation involving extremely high risk for the rescuer. Because of the high risk involved, special training, tools, and techniques have been developed to help accomplish the task. We presently has specialized equipment necessary to respond to specialized incidents, however, we lack the ability to mobilize this equipment; and by buying a special vehicle to carry the all the specialized equipment we would no need longer to have the larger pumpers.

General comments and questions from the BOS concerned resource-sharing and new support for the specialized vehicles.

3. Keith Noyes, DPW Director

- a. Waiver of Purchasing Policy and Procedures – Bidding requirement “West Side Streets Sewer Installation”

These three requests are on projects that DPW would like to get moving on.

This project was originally designed and put out to construction bid by FST in 2007. However, the town decided to postpone the project indefinitely. The Town Manager has directed Public Works to proceed with development of this project at this time.

The original design plans and construction documents were designed by FST, and as such, it would not be advisable or cost efficient to contract with a different engineering firm to work off these documents. In situations such as this, an engineering firm other than FST would want to redesign the FST’s project plans. FST has proposed a contract for their services that would be competitive with other firms. It is important to note that the prior decision to delay this project has resulted in increased costs to do this project, in part due to the need to update the plans, to identify the changes (new construction) that have occurred in this area and to update the contract documents.

Mr. Noyes requested of the Board of Selectmen to waive the competitive bidding process for engineering services for the subj. project and authorize the Town Manager to execute a contract with Fay, Spofford & Thorndike, LLC (FST) engineers for a “Not to Exceed” (without prior approval) amount of \$87,350.76. This is based on a “Cost plus Fixed Fee” agreement for the following Scope of Work:

- Resource Delineation/Permitting
- Modify Plans and Specifications
- Bidding and Award
- Construction Engineering Services

Questions from the Board

General comments and questions from the BOS centered on the following items: amount in the account, \$470,000 in the account. The streets that will be done on the FST’s recommend list of streets: Hobson, Auburn, Perkins, Johnson, Riverview, Fellows, and Harris for sewer construction and if money is still available to do drainage construction of Fellows and Harris. Once the money has run out, construction would stop; they will be watching the money.

Explanation that there are funds available since 2007, initially bid out and costs range was 1.3 million, it exceeded the remaining funds, and it was put on hold. The DES dewatering process hold ups on projects, and will be monitored closely by DES. History of the Beach Infrastructure Project and how these streets were excluded, how the funds were held and how much it is costing the Town to hold the money (\$20,000 a year), the unsuccessful attempts to secure additional fund through grants. The number of public streets (7) and (2) private streets. The streets will be prioritized on their conditions and those that are the worse will be done. The original FST contract stopped when the time ran out on the construction contract, it stopped the work on the West Side streets. What was planned in 2007 is what this is covering now, but for sewer only, as the permits for drainage have expired. Auburn Avenue Ext. and Keith are not on the list as they are private. Only \$400,000 will be spent for the

construction of the sewer, and some streets may not be done. The \$87,350.76 is only for the engineering update on the west side streets.

Mr. Moore MOTIONED to Approve and Authorize the Waiver of Purchasing Policy and Procedures – Bidding requirement “West Side Streets Sewer Installation; and to authorize the Town Manager to execute a contract with Fay, Spofford & Thorndike, LLC (FST) engineers for a “Not to Exceed” (without prior approval) amount of \$87,350.76.. Mr. Pierce SECONDED.

VOTE: 5-0-0

- b. Approval and Authorization of Exeter Road Reclamation Bid
 - i. Execution of construction contract – Exeter Road Reconstruction Project

Mr. Noyes requested of the Board of Selectmen to authorize the Town Manager to execute a contract with Pike Industries to reconstruct and pave Exeter Road from the Exeter Town Line to Timber Swamp Road for \$618,638.00. Pike Industries was the low bidder and is well qualified to do this project. Please note that this pricing is based on estimated quantities and the final cost may be adjusted accordingly, but Pike feels that they can come in on or near this price.

Questions from the BOS were on the following: Culverts on Exeter Roads, the machine that will be used for the reclamation of the road will not compromise the culverts.

Mr. Moore MOTIONED to authorize the Town Manager to execute a contract for the Exeter Road Reclamation Bid from the Exeter Town line to Timber Swamp Road to Pike Industries for \$618,638.00. Mr. Griffin SECONDED.

VOTE: 5-0-0

- c. Authorization of Award of Contract for the Church Street Pump Station Engineering Design Services to Wright Pierce Engineering
 - i. Authorization of Town Manager for signing

Mr. Noyes requested of the Board of Selectmen to award the contract for the Church Street Pump Station Engineering Design Services to Wright Pierce Engineering and to authorize the Town Manager to execute the contract with Wright – Pierce Engineers of Portsmouth NH to design the new Church Street Pump Station for the amount of \$305,100.00. Wright – Pierce was selected by the selection committee as the best-qualified firm to complete this project. This contract does not include construction management and inspection services.

Questions from the BOS were on the following: The cost of the bid and this is just for the design portion, and will be supplemented with internal design forces. Discussion on bid submittals and the profit margin and costs.

Mr. Pierce MOTIONED to Approve and Authorize the Award of Contract for the Church Street Pump Station Engineering Design Services to Wright Pierce Engineering, and to authorize the Town Manager to execute the contract with Wright – Pierce Engineers of Portsmouth NH to design the new Church Street Pump Station for the amount of \$305,100.00. Mr. Griffin SECONDED.

VOTE: 5-0-0

4. Jane Marzinzik, Town Clerk & Dyana Martin, Parks and Recreation
 - a. Resident Decal “\$25,000 1-yr Goal” Future Funds – Holding Account

I am proud to announce that we have reached our first-year goal of \$25,000 for the sale of Recreation Scholarship Decals, and the amount as of today is only three or four from \$26,000. Mrs. Marzinzik wholeheartedly gives a thank you to the residents for the success of the program, as without them, it would not have it. Dyana Martin summarized those programs that the Kids were able to attend under the scholarship program. Therefore, I respectfully request that any future funds collected for this purpose are placed in a holding account, and speaking with the Finance Director it will be within the recreation department.

In addition, they would like to modify the beneficiaries of the program for next year, and will be in touch later with ideas for the improvement and development of the program.

Consensus of the Board was to create the holding Account for the Resident Decals Future Funds.

5. Dyana Martin, Director, Parks and Recreation
 - a. Long Range Capital Improvement Program

Mrs. Martin outlined the items that she has included in the CIP.

- (1) Kid Kingdom Playground improvements is very important and the replacement of the playground fixtures and to have it done at once; at a cost of \$100,000
- (2) Two plans creating new ball fields, as there is a shortage of playing fields; ball and soccer, to be built at Batchelder Pond and Campbell Property; and can be done in phasing
- (3) Office and Community Space at Tuck Field; won't be placed this year but next year

General questions from the BOS were on the following: Where this year's money is going, and it is going to the architectural plans for the building at Tuck and for the garage; the parking lot money generated is about \$75,000 a year; the ball fields to be built at Batchelder Pond and Campbell Property can be done in phasing; five items are on the radar for future inclusion in the CIP, but they are not committed yet; discussion on what is to be included in the CIP; as the item thresholds are shifting i.e. the cost threshold has now change from \$75,000 to \$150,000, the number of years out, beyond 2018; and that they be reflected in the finance forecast, only if they are within 2018; items that do not have support should not be in the CIP, only plausible items should be in the CIP.

6. Jay Diener, Chairman, Conservation Commission – Rescheduled to the August 13th Meeting
7. Dick Desrosiers
 - a. Brokered Energy

Mr. Desrosiers, Chairman of the Energy Committee, and he introduced the energy broker Jerry Hawkins of Titan Energy. Mr. Hawkins gave a quick review of the information given to the BOS. The review showed the update on the rates of the two accounts that the Town has. Account G-2 (smaller accounts such as streetlights, etc) rate changes every six month, but the G-1 account (Wastewater Treatment Plant) changes monthly, as it is variable. They are requesting the approval of the following: Option B, to request bids from potential

suppliers to lock in rates, and for the committee; which consisted of Dick Desrosiers, Dick Nichols, Fred Welch, and Mark Gearreald; to review those bids to select the supplier and to request the approval for the authorization of the Town Manager to sign the contract with the supplier. This is a 36-month commitment with Option B for the G-2, and it is fluid with the G-1 account.

General questions from the BOS were on the following; the costs if the rate was not locked in, rates fluctuate and will go up, so there is a need to lock in the rates; power rates and the cost of gas, and yes, there is a correlation between the rate and the cost of gas, costs of electricity are driven by the cost of gas, coal, and oil to generated to produce it. Option B is the Indexed pricing on G-1 account and the 3-year fixed price on G-2 account. The G-1 account (WWTP) is where the savings are and if three-years, assuming the G-1 interest rates stay the same the cost is set; and the private industry/commercial have the option to move in this direction, if they are in a deregulated State. The SAU's are already on a contract for the fixed rate and in the future we hope to bring the SAU's into our contract, to total 8 mil watts instead of 5 mil. It will be close to a savings of seventy thousand dollars with Option B.

Mr. Nichols MOTIONED to approve the recommendation to implement Option B, and to approve and authorize the Town Manager to sign the contract. Mr. Griffin SECONDED.

VOTE: 5-0-0

V. Approval of Minutes

1. July 16, 2012

Page 7: 4th Paragraph, 2nd line, replace the wording "is currently taking place" to "was being proposed"

Page 11: Insert the following after the 8th paragraph, "Mr. Pierce empathically stated he did not remember this being approve"

Page 14: 1st paragraph, video was reviewed and the amount was correctly written in the motion.

Mr. Pierce MOTIONED to APPROVE the minutes of July 16, 2012 as amended. Mr. Bean SECONDED.

VOTE: 5-0-0

VI. Town Manager's Report

1. The Town has received its semi-annual payment from Comcast for \$152,453.48.
2. Casella Recycling notified the Town that our payment for recycled materials at their loading dock has been reduced from \$10.00 to \$5.00 per ton.
3. Town Staff met with State DRED on July 18th, worked out the final wording of the MOU. The proposal is in the State's hands for final drafting and return for review and submission to the Board.
4. The Town is receiving complaints regarding the posted restricted time limits for accessible parking at the State Beach. All complaints are being referred to DRED and the Commission of Disabilities. Our last inquiry was from the Commission itself. Complainants' are being told by DRED personnel that the Town erected the signs, the Town does not have jurisdiction of DRED facilities including the parking at the State Beach.

5. We have received the draft for the original loan agreement for the dewatering press and improvements at the WWTP from DES and it is under legal review, both by the Town and DES.
6. Both of DRED's Beach Raking Machines have broken down again.
7. Notice from the 53B Solid Waste District that our disposal rate has increased from 69.30 to 71.209 a ton, an 1.8 percent increase

Questions from the Board

It was suggested to have a Hold Harmless Agreement regarding toxic waste for the beach rakings. The North Beach defect on the west side of Route 1A has been noticed to the NH DOT District 6. In the past, the State has taken the responsibility of the repairs and it is now not being done, and the question is why? The follow up with the NH DOT District 6 on what their position is on the reporting and repairs of the defects on Route 1A will be reported at the next meeting. Highway Safety; are in the process defining their role, and have a relationship with DPW. The drainage in Route 1A is clogged and many permits are needed to clean them, Army Corp of Engineers has reviewed the drainage and gave the State card blanch to clean them and the State has not done anything.

VII. Old Business

Final draft of the Selectmen's goals; IT committee letters of interest (2); both items for the next meeting.

VIII. New Business

1. Mission Statement – Recycling Committee

Mr. Pierce explained and read the mission statement for the Recycling Committee and the committee asks of the Board to approve it.

Mr. Nichols MOTIONED to Approve the Mission Statement of the Recycling Committee.
Mr. Griffin SECONDED.

VOTE: 5-0-0

2. Easement request of NH Port Authority over Town property
a. Approval and Authorization of Chairman for signing

The Port Authority is dredging the harbor and they need to lay a line to pump the sand to beach front to deposit the sand on the south side of the River and the crossing occurs on Town property, they need indemnify the Town and ask permission to cross. DES who has control of the placement of the sand, refused to respond to the objection of the Town of not placing the sand in Sun Valley, it is a closed issue, and this easement should be approved. Negotiation with the placement of the sand was with Seabrook by DES and we were not included. The placement was done in Seabrook was because of the erosion of the nesting habitat of the Piping Plovers.

Mr. Pierce MOTIONED to Approval and Authorization of Chairman to sign the Easement request of NH Port Authority over Town property. Mr. Moore SECONDED.

VOTE: 5-0-0

Mr. Moore requested a non-public Meeting on 2 PM on Tuesday the 14th of August, and confirmed.

IX. Consent Agenda

Discussion

Regarding 5 J Street the proper lease in the one with the correct spelling of Mr. Moore's name.

It was suggested that a dialogue should occur regarding the costs associated with the Seafood Festival, so that there will be no surprises regarding the costs, and to clarify the requests of the organizers for the festival, it was determined that a letter will be requested from the organizers identifying the requests and that they are aware of the costs.

The restriction of no service of food and alcohol after 11 PM on the deck of Stacey's Jane, was issued by the BOS.

1. Seafood Festival
 - a. Police Traffic Pattern Plan for Ashworth Avenue/Ocean Blvd
 - b. Request closure of A through H Streets at Ocean Blvd for Admission purposes
 - c. Request use of Message Boards for Traffic Information
 - d. Request for 5 Parking Spaces at Island Path
2. 5 J Street Termination of Leased Land
3. 5 J Street Deed of Transfer of Land
4. MS-5 Financial Report
5. Seafood Festival Sidewalk Sales Permits: Physic Reading (2); Tibetan Boutique; Jewel Box; T Shirt City; Mad Maggie (Decalcomania); Sanborn's Casino Candies; Tate's Crafts; Kevin's; Dudley's; Mrs. Mitchell's
6. Dance Hall Permit "Stacey Jane's" – 9 A Ocean Blvd
7. Parade and Public Gathering License "Firefighter Pipe Band" Joseph T. McGuirk Memorial 08/20/12

Mr. Nichols MOTIONED to MOVE the Consent Agenda. Mr. Moore SECONDED.

VOTE: 5-0-0

X. Selectmen's Closing Comments

XI. Adjournment

Mr. Pierce MOTIONED to adjourn the public meeting. Mr. Griffin SECONDED.

VOTE: 5-0-0

Chairman