

Note: Draft minutes are subject to corrections, additions and deletions.

June 24, 2013

PRESENT: Richard Nichols, Acting Chairman
Michael Pierce, Selectman
Philip Bean, Selectman
Mary-Louise Woolsey, Selectman
Michael Plouffe, Selectman
Frederick Welch, Town Manager

SALUTE TO THE FLAG

I. Public Comment Period (6:37)

Diandra Sanphy, 34 Langdale Drive, made comments as follows: stated that this is nothing personal against Mr. Plouffe; the issue is with how the 3 members of this Board decision to not allow the residents and tax payers and employees to see and hear the questions asked of the interested candidate, and the explanation of why that candidate be chosen; feels they should have actually required each candidate to speak; noted that the public learned after the vote that Selectman Woolsey actually asked you to serve to help her achieved her goals; why was it such a secret, and why could you not explain that; having served on the Budget Committee for one year serving along Mrs. Woolsey and Mr. Plouffe, there were very few times that you did not vote with Mrs. Woolsey; Mrs. Woolsey you desire to get back on the Board to work hard for the people and employees of the Town of Hampton is marred by the lack of transparency, the use of the good old boy network, and your personal agenda of micro managing department heads; shame on you Selectman Woolsey for being such a hypocrite and shame on Mr. Pierce and Mr. Nichols for going along with it; asked Selectman Bean to take the high road and to stick with it and participate in meetings.

Arthur Moody, 3 Thomsen Road, commented as follows: North Hampton Beach seawall repairs and money being used from Hampton Beach revenue from parking; deed restriction in regards to concessions at the Seashell; sewer work on private roads; who maintains the two Town billboards and lacking text on these billboards.

Chairman Nichols reiterated that the Selectman agreed that Public Comment would not be interactive however if a Selectmen had facts that would clarify something that was said they would do so. He then commented on the following: provided some clarification on the seawall repairs and the amount of money involved; clarification on some work done on westside streets.

II. Announcements and Community Calendar (17:33)

Selectman Pierce commented as follows: had Ecomaine open house at the Transfer Station on Saturday; Sand Sculpture show on the weekend and incredible work done.

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Selectman Bean commented as follows: great job running I'm Trying 5k road race; complimented all the Department Heads and employees of the Town.

Selectman Woolsey commented as follows: been thinking about the waste pickup and side arm packers; importance of positioning of carts two feet apart.

Chairman Nichols added some information about the Sand Sculptures and how they spray them so that they remain standing longer.

III. Appointments

1. Dick Desrosiers (21:25):
 - a. Wholesale Power

Mr. Desrosiers commented on the following: total electricity costs; percent of own budget expended; figures come directly from the monthly financial reports; G2 Rate – Integrys vs. Unitol; locked in price for 5 years; WWTP electric costs; parts that make up the G1 rate; WWTP Integrys rate vs. Unitol; watches the prices every month; staying within the budget; possibility of lowering estimates for budget.

Selectmen Woolsey and Pierce discussed the following with Mr. Desrosiers: where we are making money and it was clarified that the Town is actually saving money; concerns with squeezing the budget this year may want to wait a year; amazing what has happened since Energy Committee was setup; a lot of work has been done; possible work that can be done on Town Hall; looking at solar and where it can be used.

- b. 375 Celebration

Mr. Desrosiers commented as follows: Chairman of Energy Committee and 375th Committee; logos and design done by Ralph Fatello; Tuck Field layout; tents and stage site; food vendors required to put up a 10x10 tent; Farmer's Market; car race; Arts and Crafts area; games (carnival games, bouncy house, dunk tank, etc.); Civil War Re-enactment; schedule of events; formally invited the Governor to give opening speech; listed Food & Beverage vendors; other participants; security volunteers needed; 30 other volunteers needed for items such as set up, clean up etc.; advertising that is being done; banners that will be going up; merchandise that is available for sale; financials including projected expenses and revenues; admission is free; no setup fee for the vendors but they are being asked to give a donation if appropriate; Grand Finale will be a birthday party on October 11th at Ashworth; December 7th the Holiday Parade will be celebrating the 375th; would like volunteers for the dunk booth including Selectmen, Principals, Representatives, Police and Fire Chief; other volunteers needed; Facebook page.

Selectmen Pierce asked about the banners that will be going up.

IV. Approval of Minutes (54:27)

1. June 10, 2013

Page 2; last paragraph William Bowley's comment. At the beginning insert the following: "identified himself as a union rep for Public Works" and at the end of the paragraph add the following "for 7 years Mr. Nichols has come back to the Board and we have nothing to show for it."

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Chairman Nichols clarified that he has not been involved in negotiations for 7 years, he has only been involved for 3 years and within that time 5 of the 6 unions did have contracts approved.

Page 6; 2nd paragraph change “has heard” to read as “believes”.

Page 8; 4th paragraph change “to have the VHS tapings” to read as “to be given the VHS tapes once they have been copied”.

Selectman Woolsey MOTIONED to approve the minutes of June 10, 2013 as amended SECONDED by Selectman Pierce.

VOTE: 4-0-1(Plouffe)

V. Town Manager’s Report (58:09)

1. The Town has been notified that the Local Government Center will be refunding to the Town prior to September 1, 2013 \$484,486.47 in medical and \$36,694.55 in dental prior payments in accordance with orders from the State of New Hampshire for the years 2010, 2011 and 2012
2. It appears that the Committee on Conference of the Legislature has agreed on a State Budget that will contain provisions for the payment to the Town of sums due for State Aid Grants including those that a due from past years on previous filings that have been approved by DES.
3. The revetment work at Nor-East Lane should be finished today. The stairs to Joe Billy Brown North Side Park have been repaired, and the revetment storm wall at the Park will be completed by Monday.
4. Please remember that the last work day of the month is Friday, June 28th. The Town Clerks Office closes at 11:30 AM on that day, so please be early to renew your vehicle registration for the month of June.

Mr. Welch addressed questions asked by Chairman Nichols prior to the meeting which had to do with: traffic engineering study on Lafayette Road and High Street intersection; repairs and replacement to equipment at Kids Kingdom; status of JOP agreement with State Parks here tonight for the Board to sign; proposal to increase rate charged to the State Parks to reflect Town’s actual costs; additional discussion on cost of bringing items to the Transfer Station.

Board Members Nichols, Woolsey, Plouffe, Bean and Pierce asked questions and discussed the following items with Mr. Welch: copy of correspondence in regards to money being refunded from LGC; legally available options of what is done with the money when it comes back; concerns with work being done down at Plaice Cove and possibility of deferring the work on the wall to a day with inclement weather or at the end of the season; problem with bringing the equipment back to do the work at Plaice Cove; in the future not allowing this type of work between May 15th and September 15th as a normal practice and have the Town Manager notify the property owners in this area;

Chairman Nichols MOTOINED to advise the contractor to defer the work on the Town wall until after the Seafood Festival SECONDED by Selectman Woolsey.

VOTE: 3-1(Pierce)-1(Been)

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Board Members Nichols, Woolsey, and Bean discussed the following additional items with Mr. Welch: questioned if LGC workers comp refund is a possibility in the future; anticipated money on July 1st from LGC still coming in; money for the years of 2003 to 2009; does the Board want to get an update for the Mayberry Report to gain revenue from the development in Town; Mayberry Report is a Planning Board function along with the decision to charge municipal fees; lack of interest on behalf of the Planning Board in regards to charging municipal impact fees to developers; detail in report very valuable to the Town and explained why; fees important to the Town; asked Mr. Welch to get the estimate on the cost of obtaining an updated Mayberry Report.

Selectman Woolsey MOVED that we request that the Manager send a letter to Department of Resources & Economic Development, asking them please in the interest of public safety, to fence off or secure the breakwater on their property, and put appropriate warning signage with penalties, for the individuals who lack sufficient common sense to stay off it, in order to not risk our first responders lives SECONDED by Selectman Pierce.

Discussion on motion

Chairman Nichols commented that access has never been prohibited, but it is worth bringing it to their attention.

VOTE: 4-0-1(Bean)

VI. Old Business

1. RSA 466:14 2013 Dog Warrant (1:27:03)

Chairman Nichols provided an update on the information the Board received from the Town Clerk.

Chairman Nichols MOTIONED to approve issuance of the Dog Warrant under RSA 466:14 and direct the Police Chief to issue a Civil Forfeiture for each of the unlicensed dogs on the list SECONDED by Selectman Woolsey.

VOTE: 5-0-0

2. CDFA Close Out Agreement – Foss Manufacturing (1:29:21)

Mr. Welch provided the following update: grant administered by the Town; amount Foss received as a grant; several extensions Foss received; finally able to complete the grant requirements; Town received \$17,000 in administrative cost.

Selectman Woolsey MOTIONED to approve the Chairman to sign the CDFA Close Out Agreement – Foss Manufacturing SECONDED by Selectman Pierce.

VOTE: 5-0-0

3. Selectman representation to Boards and Committees (1:31:28)

Chairman Nichols explained that this is to replace former Selectman Moore on committees he was sitting on as a Selectman Representative.

Chairman Nichols MOTIONED to appoint Selectman Pierce to the Cable TV Committee and remove him as the Alternate SECONDED by Selectman Woolsey.

VOTE: 4-0-1(Pierce)

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Selectman Woolsey MOTIONED to appoint Selectman Nichols as the Alternate to the Cable TV Committee SECONDED by Selectman Pierce.

VOTE: 4-0-1(Nichols)

Board decided to not have an Alternate to the Records Advisory Committee.

Chairman Nichols MOTIONED to appoint Selectman Bean to the Heritage Commission SECONDED by Selectman Pierce.

VOTE: 5-0-0

Chairman Nichols MOTIONED to appoint Selectman Plouffe as the Alternate to the Hampton Beach Village District SECONDED by Selectman Woolsey.

VOTE: 4-0-1(Plouffe)

Chairman Nichols made the following comments about the Selectmen Representatives for Collective Bargaining: he has been a representative alone for 2011 and 2012; when Ben joined there was only had one union; would like to handle this as he has been done in the past.

4. NO-thru Trucks Signage (1:35:17)

Selectman Woolsey discussed the following: approved the signage a couple of weeks ago; turn it over to Mike since he knows the history; problem is with enforcement.

Selectman Plouffe discussed the following: history on how this came about since it was done in Exeter; assumed for several years that this was already in place; ordinance itself does have some releases in it which he discussed; idea was to keep truck traffic going from Seabrook or another Town south of Hampton to Portsmouth on Rte. 1; if working in Town can use the streets in Town; various restrictions in other Town's that have this; difficult to enforce; restrictions that truck traffic faces.

Chairman Nichols asked what the current problem is and Mr. Welch stated that the signs can go up but it cannot be enforced by the Police since it is not in the ordinance; need an administrative action to take place.

Other Old Business

Selectman Woolsey pleaded that the Board set a date for the Town Manager's review. The Board agreed to meet at 3 pm on Friday.

Selectman Pierce brought up the Lafayette Road/Winnacunnet Road intersection and issues with Galley Hatch traffic and the spur road. The Board reviewed the work that was supposed to be done in this area in regards to curbing. The Board does not have the authority to cut off the curb cutting that Selectman Pierce is referring to. The Town Manager was asked to open up a dialogue with the Galley Hatch in regards to this problem.

Selectman Bean discussed: a note he has prepared to send out to Mr. Lang, Mr. Warburton and Mr. Griffin thanking them for coming forward to fill the vacancy on the Board; the Board agreed it would be a good idea to send out the note.

Mr. Welch will make sure the note goes out to the three discussed above.

VII. New Business

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1. Appointment – Representative to Rockingham Planning Commission “1996 Corridor Management Plan” (1:51:49)

Chairman Nichols explained a letter received from Rockingham Planning Commission and how they are looking for a representative from Hampton. He suggested that they ask the Planning Board to make a recommendation for a representative and the Board could support their recommendation.

Mr. Welch will send this request to the Planning Board and add information in regards to drainage in this area as requested by Selectman Woolsey.

Other New Business (1:54:10)

Selectman Woolsey brought up the following: trash and waste; shared some ideas she has; subcommittee of this Board and other members; subcommittee would look at trash/recycling and Highway Department; concerns she has with the lack of Highway personnel at this time; direct input from the employees; current system cannot sustain the work that has to be done; went into details on the work that needs to be done in this Town; like to do this before they even look at the budget; appreciates what Mr. Noyes has done but have come to the point that we have too many Chiefs and not enough Indians; new builds should be made to take care of their own waste; what commercial entities are being charged at the Transfer Station.

Chairman Nichols provided further information on what commercial entities are being charged at the Transfer Station and information in the ordinance. Chairman Nichols summarized the scope that Selectman Woolsey is looking at is waste collection for condos, commercial and private roads. There was a discussion on the members who should be involved with putting together some sort of policy in regards to waste pickup as brought up by Selectman Woolsey. Chairman Nichols brought up the forming of a subcommittee and reasons why he would prefer it not be called a subcommittee but instead take this one step at a time and start with one meeting. Selectman Bean confirmed that it would be one meeting and then come back to the Board with some information.

Selectman Woolsey also brought up: issue with the Planning Board that needs to be addressed; reminded everyone of the issue that came up with the Green & Company; would like to hear some information on the LULA versus elevators; Chairman Nichols feels they need input from the Fire Chief.

Selectman Woolsey brought up: the Zoning Board meeting and the number of large projects being proposed; need to take a serious look at what we are doing in Zoning and the flooding issues.

VIII. Entertainment Licenses Under Review (2:15:56)

1. Victoria Inn – 430 High Street

IX. Consent Agenda

1. NH State Parks – Joint Operations Plan
2. Banner License – Hampton Commission 375th
3. One Day Entertainment License – Chill Catering – Oceanfront Pavilion State Beach

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Chairman Nichols MOTIONED to MOVE the Consent Agenda SECONDED by Selectman Pierce.

Discussion on Motion

Selectman Woolsey expressed concerns with item #3.

Selectman Pierce brought up a grammatical change that needs to be made to JOP on page 5.

VOTE: 5-0-0

X. Closing Comments (2:18:13)

Chairman Nichols brought up the public input session to address the noise portion of the entertainment license; looking to hold this session at the meeting on July 15th.

XI. Adjournment (2:19:33)

Selectman Woolsey MOTIONED to adjourn at 9:10 pm SECONDED by Selectman Pierce

VOTE: 5-0-0

Chairman