

November 03, 2014

PRESENT: Philip Bean, Chairman
Mary-Louise Woolsey, Vice-Chairman
Rick Griffin, Selectman
Rusty Bridle, Selectman
Jim Waddell, Selectman
James Sullivan, Assistant Town Manager

SALUTE TO THE FLAG

I. Oath of Office (1:09)

1. Chief of Police Richard Sawyer

Assistant Town Manager Sullivan introduced Town Clerk Jane Cypher to swear in newly appointed Chief of Police Richard Sawyer.

II. Public Comment Period (13:35)

Art Moody, 3 Thomsen Road, commented about fall cleanup and his disgust of town pickup changing to one time in November compared to the four times in the past.

Norman Silberdick, 70 Tide Mill Road, commented on behalf of the Rational Taxpayers of Hampton about the passing of the 2015 default budget; asked the Board to go back over the default budget and have a discussion about its increase from last year's amount.

Mike Pierce, 16 Hedman Avenue, commented about receiving the budget and the default budget under the Right to Know Law; could not comment on the default budget before it was voted on because didn't receive it until after the vote; appears everything has been decided before the meeting; there isn't much discussion; believes transparency is lacking a lot.

III. Announcements and Community Calendar (23:10)

Selectman Woolsey stated: hoping for a large participation from the public at the polls on Tuesday; refreshing sight to see a new department head sworn in before friends and family in public view.

Selectman Griffin stated: Joe Hurley, who helped with many things in Hampton particularly the Beach Precinct has passed away; he will be missed.

Selectman Bridle stated: Hampton Firefighters Chili Cook-off is Thursday night at Wally's benefitting the Hampton Firefighters Toy Bank.

Selectman Waddell stated: voting is tomorrow; don't overload the town with signs; Wednesday morning get out there and pick your signs up.

Chairman Bean stated: Joe Hurley was larger than life; he was dynamic; he was Hampton; he was Hampton Beach; carried that flag for a lot of years; God Bless him and his family; he will be sorely missed; 239th birthday party for the United States Marine Corps will be Monday, November 10, 2014 at 7:00pm at the Galley Hatch for all those who are part of Marine families, former Marines and current Marines are all invited; business attire; for those who have thrown their hat into the ring for elected office locally and at the national level, think they are extraordinarily brave; thank those who participate; it is a tremendous democracy.

IV. Consent Agenda (26:32)

1. Appointment to the Hampton Beach Area Commission – Richard Griffin

Selectman Griffin will see the Town Clerk to be sworn in.

V. Appointments (26:59)

1. Carl McMorran, Operations Manager Aquarion Water a. Update of Water System Highlights

Mr. McMorran. Here for an update of what's going on with the water; deliver at less than 1.5 cents per gallon; pumped almost 700,000,000 gallons through October; a little under 2.3 million a day; based on the projects completed in 2014 through September would be a 1.17% WICA increase; tax adjustment -4% rate decrease; assuming approval of numbers 1.46% net rate decrease proposed for January 2015; major projects this year included Ocean Boulevard, Great Boars Head, Winnacunnet Road, and 2nd Street; in total replaced about 3,300 feet of main this; WICA is the Water Infrastructure and Conservation Adjustment; major replacements for 2015 include Great Boars Head, Kings Highway (11th, 13th, 14th & 15th Streets), Ross Avenue and Cable Road; typical annual average for hydrant service is around \$72,000; typically replace 2 production meters each year; have no non-radio meters in service; looking at mid-2015 to implement monthly billing; sent a letter to Fred Welch to get on the town's website; would be beneficial to new and existing customers.

Selectman Woolsey asked: has Aquarion been consulted on the west side sewer replacements listed on a warrant article? Mr. McMorran answered: last time spoke to Chris Jacobs about it; it wasn't on the immediate horizon; that is why we didn't include it on next year's projects.

Selectman Woolsey stated: it's on the list for approval at the March 2015 meeting; it's smart to plan these projects with Aquarion on board. Mr. McMorran stated: can follow up with Keith and Chris to coordinate.

Selectman Woolsey stated: appreciate the quarterly reports; like the idea of the link on the website; hoping to see more involvement with Aquarion and the Conservation Commission and ultimately with the Planning and Zoning Boards; need to make every effort to protect our water supply.

Selectman Griffin stated: thank you for the report; very informative.

Selectman Bridle asked: a lot of great line replacements; any lines of expansions? Mr. McMorran answered: there is nothing on the books right now; Woodland Road would be an expansion if it gets approved.

Selectman Bridle asked: how about linking the line that comes out of Drakeside with Towle Farm Road and tying it together so you have a loop system instead of two dead end lines? Mr. McMorran answered: that's a question on how to justify the cost; hoping a business comes in to justify doing half of it.

Selectman Bridle stated: make sense to have it loop. Mr. McMorran stated: it would have flow and water quality; well aware about that; have had many serious discussions.

Chairman Bean stated: looking at the water quality report; talk about infrastructure investment; when you look at the quality of water you never fail to meet the demand; think it is appropriate it enters the discussion; it is part of public knowledge; what are you asking for in regards to the website? Mr. McMorran answered: need permission to have a link to our website on your webpage.

Selectman Woolsey MOVED to add a link to Aquarion's webpage on the Town's website SECONDED by Selectman Bridle.

VOTE: 5-0-0

2. Robert Ladd (45:12)

a. Proposed Committee for FEMA Regulations

Assistant Town Manager Sullivan stated: this subject came up at a previous meeting; scheduled today for the Board's briefing.

Mr. Ladd stated: recommended creating an Emergency Management Committee; reason was the flood insurance rates increase; asked if notice could be provided to residents at least in the flood plain to address the issue now before the new mappings are in effect which is in September 2015; under the community rating system it is one of the things the community can do to qualify for discount for premiums of flood insurance; there are ten categories in the community rating system; Hampton is rated number ten; complying with certain things earns points; every 500 points brings you down a category and gives a 5% discount; consider creating a committee with its initial purpose to deal with community rating system; anticipate possible problems and address them before an emergency happens; it's not just a flood issue; it's a community management process; it focuses the whole community on a common interest toward a common good.

Selectman Griffin stated: has to be by people that are certified to deal with all the different department heads.

Assistant Town Manager Sullivan stated: don't disagree that we could use some more investment in the emergency management part; those functions are set in by law by the emergency management director; there is a process; doesn't have to be a department head like Police or Fire; there are a number of programs out there; number of plans developed over time; see two separate areas; one is advocating for the flood mapping issues; the second is in regard to emergency management; very specific by law on the authority talking about response to mitigation to recovery; it's a common model.

Selectman Griffin stated: have to find out more and discuss this when Fred gets back of how it could be woven into making it benefit with the different department heads; this is such a big issue; need to get moving on it to see what we can do; it's been an uphill battle to send any mailings; doesn't happen that easily where they send out mailings; thought was all the

department's directly affected have someone on the committee; it's a great idea; it's a big issue.

Selectman Woolsey stated: opposed to any more permanent committees; would like to focus on is the actual setting up of a warrant article to authorize us as a Town to go ahead and talk about the flood plain ordinance amendments and amendments to the flood plain regulations; there is a difference between primary and secondary residences in that area; secondary ones are the ones that are going to really get hit; need to start working with Planning and Zoning; read from a letter sent to the Town Manager from the Office of Energy and Planning; need to get on board with trying to make any adjustments that are recommended; appreciate the work done.

Selectman Bridle stated: agree with what both Selectmen have said; if we can find a way to get out a mailing; need to continue down this path.

Selectman Waddell asked: think ideas are great; start right away to move up that list; does it say how you have to notify everybody; could it be electronically; could it be by putting notices up; what are the requirements of the first one in order to move up? Mr. Ladd answered: don't know for certain; would guess a letter to residents.

Chairman Bean stated: examined the website; there are protocols that are identified; there are procedures; there are metrics; it's all on the website.

Selectman Waddell asked: we should start doing that; the FEMA website is pretty good; people don't know about it; is it true if somebody buys flood insurance now that flood insurance is grandfathered? Mr. Ladd answered: possibly.

Selectman Waddell stated: somebody told me that it was grandfathered; even if they sold the property it would be grandfathered to the new owner? Mr. Ladd stated: if you have flood insurance prior to the new rating maps and you are the primary owner then you probably are grandfathered; your increases are based on the zone.

Selectman Waddell stated: people need to know; need to get those notifications out; agree with Jamie; we have things in effect now; need to start moving forward with this so we can start mitigating the problem.

Assistant Town Manager Sullivan stated: there are projects we have moved forward on.

Mr. Ladd stated: this isn't just a village district issue; a lot of the town floods; not just at the beach.

Selectman Griffin stated: have to be careful with what we propose; can't just jump into something; don't know of anything that has been built recently that has a problem with flooding.

Selectman Woolsey stated: if individuals are buying their homes outright and don't have a mortgage; many may not have flood insurance; it's mortgage driven for most of this stuff; elevation certificates are critical.

Chairman Bean stated: the National Flood Insurance program up until a couple years ago was essentially bankrupt; it's essentially a tax payer funded deficit program; it was wiped out by both New Jersey and New Orleans; it's bound to the mortgage community as Selectman Woolsey said; if you have a government guaranteed mortgage and you don't have flood

insurance it's problematic for the taxpayer; we all know what happened with the mortgage meltdown; that drives us to the meeting tonight; commend Robert for your drive specifically on the Board's response as leaders for that specific agenda item which is that rating mitigation; that will get command attention here; echo Selectman Woolsey's comments in terms to a safety committee that is in addition supervisory role over our Fire, over our Police, over our Public Works; am in no way, shape or form for that; the Selectmen have that role; to add another element to that in terms of safety just opposed for all the obvious reasons; will get back to you on that; all of the Board will be looking at that website; an excellent idea on the safety.

Mr. Ladd stated: much of what the Assistant Manager said about Emergency Management are the very things that you could argue with FEMA to mitigate the premium; FEMA requires you notify them; want them to come out and do a site inspection.

Chairman Bean stated: there is a whole list of that the website; going to give it our serious attention.

Mr. Ladd stated: have Tom Young who is a contractor for FEMA speak at the beach in Jennifer Gilbert's absence; she could walk the town through a lot of the paperwork.

VI. Approval of Minutes (1:12:20)

1. October 20, 2014

Chairman Bean MOVED to correct the announcement and the motion "to enter into a non-public meeting under RSA 91-A:3, II (a) & (c) and under RSA 91-A:2, I." Remove "RSA 91-A:3, II (a) & (c)". Motion to be restated as: "Motion to enter into a non-meeting with Legal Counsel under RSA 91-A:2, I.(b)" SECONDED by Selectman Griffin.

VOTE: 5-0-0

Selectman Bridle MOVED to APPROVE the October 20, 2014 minutes as amended SECONDED by Selectman Waddell.

VOTE: 5-0-0

Supplement: At its meeting on November 17, 2014, the Board held off on implementing the above correction and amendment to the minutes of October 20, 2014 and instead sought the input of legal counsel.

On the advice of counsel, the Board voted on December 08, 2014 to retain the wording of parts IX and X on pages 7 & 8 of the minutes of the October 20, 2014 meeting as they appeared in their draft form, except

1) to strike the following words after 8:02 PM "and enter into a non-public meeting under RSA 91-A:3, II (a) and (c) and under RSA 91-A:2, I (a)", and

2) to add the following supplement at the end of the October 20, 2014 minutes on page 8:

"Supplement: Recognizing that it had not made the requisite motion or taken a roll call vote, the Board did not enter into a non-public session under RSA 91-A:3, II (a) & (c) and instead met with legal counsel in a non-meeting under RSA 91-A:2, I (b)."

VII. Town Manager's Report (1:13:11)

Assistant Town Manager Sullivan stated: received the 2014 second half property tax warrant for review and signature; the second half property tax warrant in the amount of \$25,293,812.09; the tax rate has remained the same; read from an email sent to the Board from the Finance Director; DRA set the tax rate; the municipal portion only went up 20 cents; the tax rate remained level;

Selectman Woolsey MOVED to ACCEPT the Second Half Tax Warrant in the amount of \$25,293,812.09 SECONDED by Selectman Griffin.

VOTE: 5-0-0

Selectman Woolsey stated: reminder that when the town mails the bills out you have thirty days from that date to make your payment; noticed there has been a problem with Audley at the beach; going into areas they shouldn't and breaking up the pavement.

Assistant Town Manager Sullivan stated: that issue is being worked on; it's being worked on.

Selectman Woolsey stated: it's hunting season now; need to have signs; need to have them posted fast at Whites Lane and Jonty's Lane.

Selectman Bridle asked: in regard to Mr. Moody's leaf pickup; are we only doing once a month? Assistant Town Manager Sullivan answered: to my knowledge that is what is planned for this year; don't know the details as to why.

VIII. New Business (1:16:20)

1. 2015 Draft Warrant Articles

Assistant Town Manager Sullivan stated: spoke with the DPW Director today and he is scheduled for the 17th for his monthly; table those articles until that time; he is working on some alternatives for the Exeter Road project; it's at the Board's discretion on how you want to proceed to go over the others.

Selectman Woolsey stated: think we can start with Article 11; do have a serious question about the bond issue for the Exeter Road project but will save that until the 17th; Article 11, West Side Sewer Replacements, don't want to see them on there until and unless there is a firm commitment between the town and Aquarion on replacing the water lines and the sewer lines; think that article is premature; have no problem with Article 12, the purchase of the fire pumper; do have a problem with Article 14, Road Improvement Capital Reserve Fund.

Chairman Bean stated: would like the Public Works Director to be here; it's a DPW submission; it's a substantial amount of money.

Selectman Woolsey stated: it's like the school budget; it's a standard to beef up the capital reserve fund so we can do projects with it; the reconfigured Article 14 have no problem with; Article 16, Human Service Agencies, is a no brainer; Article 17, the reval, is a no brainer; Article 18, the Recreation fund, is no problem; Article 20, Energy and Safety Improvements to Town Offices, have no problem with that; Article 21, the Part-time Special Police Officers Training, do not want to see that as a warrant article; that should be in the budget; Article 22, the Police Forfeiture Fund, is boiler plate; Article 23, GASB 34 & 35, is long overdue.

Assistant Town Manager Sullivan stated: would consider tabling that for now too; possibility it will be done by the end of the year in this budget; may not need that.

Selectman Woolsey stated: Article 24, the Ice Pond Dam, completely object to it; the purpose for the ice pond is gone; should be left alone; Article 25, Remove Pine Trees, Pine Grove Cemetery, have no idea what it would cost for that; don't know the scope of the project; want more explanation on that; Article 26, Animal Control Vehicle, have no problem with; Article 27, Traffic Control for Beach Fire Station, put it in the Fire budget; put it in the Public Works budget; Article 28, Purchase Scarifier for the Recreation Department, have no clue what it is and what it will do; Article 29, Cemetery Burial Trust Fund, have no problem with; Article 30, Conservation Land Acquisition Fund, pretty much a standard article; have no problem with it; Article 31, Community Center Fund, think it is outrageous to ask the public to setup another fund for a project that may never happen; have far more important things to do; Article 32, Funds of Cemetery Lots Directly to Trustees of the Trust Fund, have no problem with; Article 33, Trustees of the Trust Fund Investments of Capital Reserve Funds, that's open; Article 34, Establish Town Forest, really need to talk about that; agree with the concept; it's not as easy as it looks; Article 35, Withdrawal from Solid Waste District, have no problem with; Article 36, Abolish Heritage Commission, believe we agreed to do that at the beginning of the year; Article 37, Taxi Insurance lowering the limits, if the public wants to do it then fine by me; Article 38, Amend Noise Ordinance, don't want to touch the noise ordinance; low on the priority list; Article 39, Mill Pond Dam, is petitioned; Article 40, Christmas Parade, is petitioned; a lot of it is going to be a matter of talking with Public Works.

Selectman Griffin stated: feel very similar on some of the things Mary-Louise said; feel differently about some of them too; would like to see how the rest of the Board feels on some of these issues.

Selectman Bridle stated: a lot of good comments were made; agree with you on Article 21; things like that should be in the budget; not saying against it; totally for it; should be in the working budget; Article 24, the Ice Pond Dam, agree; Article 25, Pine Grove Cemetery, need to do something down there; a lot of old trees; will do a lot more damage if they come down on their own instead of us taking them down; Article 27, Beach Traffic Control Lights, probably should have been put in the Fire Station when it was built; need the light at the bottom of D Street for both Police and Fire; want to hear what Public Works has to say; if the money comes from the State to do paving then do paving with it.

Selectman Waddell stated: agree with most of that; the DPW stuff is the most important stuff; agree with Article 24, the Ice Pond; agree and would love to do the Community Center but don't think it's something we're going to be funding right now; agree on Article 37, the Taxi Insurance one; agree on the Police training; should be in the budget; shouldn't be all warrant articles; people get confused with warrant articles.

Selectman Bridle stated: in regards to the Community Center article; this may not be the correct way to do it; need to start thinking about a Community Center and a center for our seniors; it's been too long.

Selectman Waddell stated: agree with that; eventually we'll be talking about schools and stuff like that; built a community school.

Selectman Bridle stated: the middle school is looking at what they need to do for renovations; part of it is looking at that; can't keep saying we're not going to do it without coming up with some sort of space for them.

Selectman Griffin stated: learned that New Hampshire is the third oldest state; believe that Hampton is the oldest town in New Hampshire; we're certainly one of the top five oldest towns in New Hampshire; agree with what Rusty said; there has to be some way we can do something; have some type of focus for the future.

Selectman Woolsey stated: have a few considerations here; some of the older people go off to Florida for the winter; second it's not just the cost for the Community Center; it's the cost of staffing the Community Center; there is potentially a huge long range cost; don't think it's the time to tackle it.

Selectman Bridle stated: don't disagree with you; just don't want to forget it.

Chairman Bean stated: just saw this list last week; saw some legal chops on it; see some tax implications; could you advise us of a deadline when we can have our yay and nay on the warrant articles?

Assistant Town Manager Sullivan answered: don't have the specific time yet for the final deadline; will have it at the next meeting; wanted you to see it today and absorb it; think we are ahead.

Chairman Bean stated: we are way ahead of the deadline; we do want to get this information so the Budget Committee can make their decisions and the shareholders can educate themselves; Public Works alone has almost \$7.5 million dollars on the plate here; Board has very little documentation outside of Exeter Road; that includes the west side sewer replacements; includes equipment replacements; nobody even begins to discuss whether they are for a replacement without documentation; without bid performance; without comparison; these are issues that have been on the burner for years; they need to step it up; in terms of purchasing a fire engine, that has been discussed; there is no new information; there is no rehash of information; there is nothing here to kick the tires on; there is nothing that has been provided this year for any command decision to spend almost \$600,000; there is no supporting documentation from the command element to evaluate it; can't expect the public to bite into that; certainly can't expect the Board to do that; the department heads need to step it up and provide the documentation; if the Board is fine with the way it is going, that's your opinions; I will certainly vote no unless I have the chance to research what is approaching \$10 million of taxpayer money; going to leave that subject on that right now.

IX. Old Business (1:35:20)

Selectman Woolsey stated: talking about the needs of the community; need to focus more on revenue; can't keep relying on the Town Clerk's office; need to be seeking on behalf of the public other sources of revenue; need to upgrade our permit costs in the Fire Department and Building Department; see if we can beef up our opportunities; read the memo from Kristi about the HealthTrust; there appears to be another entity jumping in to provide more reasonable health insurance rate; read from the memo; think we ought to explore it; think we should provide the Chairman of the Budget Committee a copy of the memo on the Rockingham County Planning Commission dues; think it will be informative for them; agree with Rusty and Mr. Moody on the leaf pickup; not reasonable for property owners who don't

have access to trucks and need to put the whole fall cleanup in bags in one week; need to look at that; one week a year is really not reasonable; mentioned impact fees and the Planning Board last week; would like to see the Board to invite the members of the Planning Board for a joint meeting to discuss impact fees; losing a tremendous opportunity to recover costs for municipal improvements by developers who are using this town and setting up buildings in this town and then they leave; we're left with the traffic and congestions; think we should be compensated as a community; think it's the Planning Board's responsibility to do that; can use the revenue to offset the tax rates.

Chairman Bean asked: who is the liaison with the Planning Board? Selectman Griffin answered: I am; they are not going to take this easy; need to send a letter.

Chairman Bean stated: it's hard enough to meet with just one Board; this is why we have liaisons; just my opinion; you work with that Board and their Chair; that's an autonomous Board; your points are well taken; it's your bailiwick. Selectman Griffin stated: have no problem; think it you want to invite them here, they should be sent an invitation from the Board.

Chairman Bean stated: just have no interest in doing that myself personally; that's why you are the liaison. Selectman Griffin stated: will bring it up; bet they have no interest in coming.

Selectman Bridle stated: the impact fees as far as you talked about them with the Fire Department; can agree with you but can also agree with Chairman Bean; until we do some modernization to make it easier for the public to use; the forms and stuff like that we need to address; need to go online; need to make it easier for them to do it; need to address that first.

Selectman Waddell stated: think bringing in more revenue is excellent; think it needs to be well planned out; has to be thought out; should have our liaison work with them and discuss it with them; come up with a plan; talked about rooms and meals taxes; inviting the Planning Board I'm against.

X. Closing Comments (1:44:28)

No closing comments.

XI. Adjournment (1:44:34)

Selectman Waddell MOVED to ADJOURN the public meeting at 08:44PM SECONDED by Selectman Griffin.

VOTE: 5-0-0

Chairman