

March 16, 2015

PRESENT: Rick Griffin, Chairman
Rusty Bridle, Vice-Chairman
Mary-Louise Woolsey, Selectman
Phil Bean, Selectman
Jim Waddell, Selectman
Frederick Welch, Town Manager
Mark Gearreald, Town Attorney

SALUTE TO THE FLAG

I. Oath of Office – Swearing in of Elected Officials

1. Town of Hampton Elected Officials

Chairman Bean opened the meeting, and introduced Hampton Town Clerk Jane Cypher who swore in the following individuals as Elected Officials of the Town of Hampton.

With the statutory oath, James Waddell and Philip Bean were sworn into the Office of Selectmen.

With the statutory oath, Diane Crow became a member of the Lane Memorial Library Trustees.

With the statutory oath, Tracy Emerick and Ann Carnaby became members of the Planning Board.

With the statutory oath, Michael Plouffe, Sunny Kravitz, and Nicholas Bridle became members of the Municipal Budget Committee.

With the statutory oath, Norma Collins became a member of the Zoning Board of Adjustment.

2. Hampton School District Elected Officials

Hampton Police Lt. Thomas Gudaitis sworn in Jane Cypher as the Hampton School District Clerk.

Hampton School District Clerk Jane Cypher swore in the following individuals as Elected Officials of the Hampton School District.

With the statutory oath, Ellen Lavin became the Treasurer of the Hampton School District.

With the statutory oath, Peppa Ring and Frank Deluca became members of the Hampton School Board.

3. Winnacunnet Cooperative School District Elected Officials

Winnacunnet Cooperative School District Clerk Jane Cypher swore in the following individuals as Elected Official of the Winnacunnet Cooperative School District.

With the statutory oath, Kathryn Antonio became a member of the Winnacunnet Cooperative School Board.

With the statutory oath, Chris Singleton became a member of the Winnacunnet Budget Committee.

II. Reorganization of the Board of Selectmen

1. Election of Chairman & Vice Chairman

Chairman

Motion by Selectman Waddell to nominate Selectman Griffin as Chairman SECONDED by Selectman Bridle.

VOTE: 3-0-2 (Griffin, Woolsey)

Vice Chairman

Motion by Selectman Waddell to nominate Selectman Bridle as Vice Chairman SECONDED by Selectman Bean.

VOTE: 4-0-1(Bridle)

Appointment of the representative and the alternate to the Budget Committee

Selectmen's Representative

Motion by Selectman Waddell to nominate Selectman Woolsey as the Selectmen's representative SECONDED by Selectman Bridle.

VOTE: 4-0-1(Woolsey)

Alternate Representative

Motion by Selectman Woolsey to nominate Selectman Bridle as the alternate representative SECONDED by Selectman Waddell.

VOTE: 4-0-1(Bridle)

2. Appointment of Selectmen's Representative and Alternate to the Planning Board

Selectmen's Representative

Motion by Selectman Bridle to nominate Selectman Waddell as the Selectmen's Representative SECONDED by Selectman Woolsey.

VOTE: 4-0-1(Waddell)

Alternate Representative

Motion by Selectman Woolsey to nominate Selectman Bean as the Selectmen's Alternate Representative SECONDED by Selectman Waddell.

VOTE: 4-0-1(Bea)

III. Public Comment Period

J. Diener: non-union employees did not get a raise because the operating budget was not approved by voters; ongoing problem; raises were recommended by their supervisors, the board of selectman and the budget committee by everyone but voters; most voters not aware that raises are tied in by operating budget; voters would like another way to reward town employees for the good work they do, without having tied to operating budget; doesn't know how to make that happen; challenging board of selectman to come up with way that we can make sure that the non-union employees in town are adequately paid and rewarded for the good work they do, without necessarily having it tied to the operating budget.

IV. Announcements and Community Calendar

Selectman Waddell: thank Phil Bean for his year as chairman, did a great job, kept meetings running very orderly and efficiently. The voters have spoken and we have a budget now that we have to work with, agrees with what J. Diener said that some of our town employees need to get their salaries up; compare salaries in comparable towns and we are very low paid right now, not fair to employees; come up with set of goals of what we need to achieve this year.

Selectman Bridle: congratulations to Jim and Phil for their re-election and all who were elected this year.

Selectman Bean: congratulations Mr. Chairman; thank you to board for this year, great to work with you and for you; thank you to all who took time to vote; congratulations to those who were sworn in tonight.

Selectman Woolsey: appreciate feedback that we received from the public.

Chairman Griffin: thank you all; we all worked hard at the polls; got a lot of feedback from public.

V. Consent Agenda

1. Veteran's Requalification: Poorman 467 High St #1 167/4/1; Brown 68 Locke Rd 193/32; Amarosa 39 Harbor Rd #1 295/33/1; Arbeau 933 Ocean Blvd #101 151/9/101; Bashline 16 Portsmouth Ave 303/11; Connors 27 L St 293/52; Delaware 581 Ocean Blvd #26 245/3/26; Faulkingham 32 Playhouse Circle 220/42/5; Faye 522 Ocean Blvd #15 255/20/15; Flanagan 39 Mill Pond Ln 150/4; Jacobs 12 Palmer St 57/15; Hickey 8 Eleventh St 197/9/1; Hubbard 190 Kings Hwy #A7 168/2/A7; Karmen 13 Evergreen Rd 69/8; Lambert 947 Ocean Blvd #11 151/4/11; Macriganis 18 P St 294/4/1; Marchand 22 Hampton Meadows 172/6/22; Meyer 50 Acadia Ave #5 209/24/5; McDermott 81 Hampton Towne Estes 123/1/81; O'Connell 611 Ocean Blvd #8H 235/13/8H; Peters 581 Ocean Blvd #5 245/3/5; Pilat-Roth 32 Drakes Landing 124/6/32; RMR Revoc Trust 550 high St #8A 151/8/8A; Santiago 5 Heather Lane 54/19; Torrisi 781 Ocean Blvd 211/9/1
2. Parade and Public Gathering Licenses: American Legion Post #35 Memorial Day Parade 05/25
3. Use of Town Property & Electronic Message Boards: Town Offices Parking Lot "Hampton Garden Club" May 16 & 17
4. Correction of Rockingham Planning Commission appointees' term expirations to 4-year terms to expire in 2019: Barbara Kravitz; Francis McMahan and Mark Olson.

5. DRA 2014 Equalization Municipal Assessment Data Certificate
6. Hampton Cemetery Deed: Mark and Michelle J. Choolijan

Selectman Bridle MOTIONED to MOVE the Consent Agenda SECONDED by Selectman Waddell.

VOTE: 5-0-0

VI. Approval of Minutes

1. February 23, 2015

- Page 4. 4th paragraph correct spelling of “roles”
Page 6. 2nd paragraph correct wording of “right-of-ways”
Page 9. 1st paragraph correct spelling of “counsel”

Selectman Woolsey MOTIONED to approve the February 23, 2015 minutes SECONDED by Selectman Waddell.

VOTE: 5-0-0

2. March 02, 2015

- Page 1. Announcements: Correct spelling of Woolsey, and change “for to from”
Page 7. New business: Correct address of “1040 to 1030”

Selectman Woolsey MOTIONED to approve the March 02, 2015 minutes SECONDED by Selectman Bean.

VOTE: 5-0-0

3. March 09, 2015 Non-public Session

Selectman Woolsey MOTIONED to approve the March 09, 2015 Non-public Session SECONDED by Selectman Bridle.

VOTE: 5-0-0

VII. Town Manager’s Report

1. Updated figures for the winter snow plowing and removal costs have risen to \$457,332.07 or \$296,767.07 over the budgeted amount for winter snow efforts. As of today, we have no indication that any reimbursements will be coming from either the State or Federal Governments. Governor announced she will ask President to declare storm 1 to be a disaster; ask for Presidential declaration; storms 2 and 3 were not declared.
2. Bids for work on the High street and Lafayette Road drainage installation are scheduled to be released by April 1, 2015. Bids on Exeter Road and Highway Block Grant paving are also scheduled to be released by April 1, 2015.
3. Keith Noyes, Public Works Director has submitted his resignation effective April 7, 2015.
4. Dead lined vehicle truck #19 which is a 2003 pick-up truck which has a value of \$13,867 at purchase; have exceeded that value in repair costs and it needs an additional \$2,900 in repairs; instructed public works to park it. You should all have received the 2016-2021 vehicle equipment inventories.

Selectman Bridle: sends Keith Noyes the best on his retirement.

Selectman Waddell: all the best to Keith Noyes on his retirement; hopefully the state or federal will come across to help us out; bids going out on Exeter Road are we anticipating getting that done this summer? Town Manager Welch: my instructions are to use every effort possible to have that paved before July 4th.

Selectman Waddell: and the drainage? Town Manager Welch: the drainage work is going to depend upon the bid; one of the most sensitive areas of town; will result in detours and inconvenience to a lot of people; I would like that done at the least vulnerable time; has to be finished before February next year.

Selectman Waddell: will make sure to keep businesses informed to what is happening? Town Manager Welch: as soon as we know; will try to make it as convenient as possible; least interruption to those individuals; maybe done at night; don't want to tie up a lot of daytime traffic; maybe noisy; can't shut businesses and residential area down in that area; no actual re-route for them to use; have to go down High Street, Lafayette Road and through the easement in the Depot complex.

VIII. Return to Recessed Public Hearings of February 23rd for Lot B for continuation should the need arise

Town Manager Welch: the need has not arisen as of yet and to continue to our next agenda.

IX. New Business

Selectman Woolsey: make suggestion we call state representatives; house bill 624; as of now the NH SPCA has to incur the cost of taking care of animals while animal cruelty cases go through court hearings; shift cost back to owners rather than the municipality or non-profit animal shelter caring for animals.

Selectman Waddell: the board of selectman come up with a set of goals this year; make sure we get budget passed next year.

Chairman Griffin: put on agenda for next week.

X. Old Business

1. 128 Ashworth Avenue
 - a. Driveway Openings
 - b. Ashworth Avenue Proposed Sidewalk Modifications
 - c. Proposed Bonding for Sidewalk Improvements

Town Manager Welch: sent memorandum March 5 dealing with this particular piece of property; condominium complex; the building constructed will have parking under building with an in and out that will cross sidewalks in different locations; to be added to department of public works requirement; crosswalks to be painted we would recommend that; owner of property to paint and maintain the crosswalk markings at their expense twice a year; additionally sidewalks to be sealed annually and lighting on the building to be maintained. Proposed sidewalk modifications are to be in accordance with the recommendation of the department of public works contained in their memo of March 5, 2015. The construction bond is to be valued by Jones and Beach and resubmitted to the department of public works

for review and approval; once approved by DPW and it has been; we recommend the bond be \$35,959 for this project; for off-site improvements only. That would be our report and recommend the selectman adopt that information.

Attorney Gearreald: this is a project where there are actually 3 sides worth of sidewalks, one of which is on Ashworth Avenue and this will be concrete all around; the sidewalk on Ashworth Avenue is on town property; the concrete sidewalk will be sealed and treated once it is hardened and annually thereafter by the property owner in accordance with specifications from the DPW, this condition shall be clearly noted on the site plan and stated in condominium documents; continuing involvements in maintenance of a public property by a private entity; when done in the past we have insisted on an indemnification agreement; where the condominium association would indemnify and hold the town harmless for their activity; they have obligation to treat sidewalk; if done in negligent way we want to not be held liable; want to be a named insured on their policy of liability insurance. These are 2 additional points to add to the manager's item one which spells out very nicely what would be appropriate.

Selectman Bean MOVED to incorporate Attorney's Gearreald's remarks regarding risk management and the Town Manager's most recent remarks I would move that we approve the memorandum dated March 05, 2015 for 128 Ashworth Avenue, items 1-3 SECONDED by Selectman Woolsey.

VOTE: 5-0-0

Selectman Woolsey: since the Town forest article passed wants board to request that signs be placed at the entrances to the twelve shares area stipulating that the leash law for dogs be obeyed within confines of twelve shares property. In conjunction with the town forest article passing asked that amendment or adjustment to ordinance where applicable that target shooting be strictly forbidden in that area. Move that we meet at an appropriate time with the planning board to discuss the lights and hydrants; would like up to date list of private roads.

Selectman Waddell: I am not a big fan of signs in forests and woods; just small signs.

Town Manager Welch: sign would be on road front.

Selectman Waddell: and the target practice.

Selectman Woolsey: not target practice its shooting, young people as they get out of school; very dangerous, area not designed for target shooting.

Selectman Waddell: meeting with planning board; doing outside of regular meeting, I am not in favor of somebody inviting us to their meeting and we don't need to invite them to our meeting.

Chairman Griffin: why don't we leave it to you since you are going there; it has been a dilemma and maybe you will be able to solve it.

XI. Closing Comments

Attorney Gearreald: suggest at close of the meeting a motion be made to go into non-public session RSA 91-A:3,II,c matters which if discussed in public would likely adversely affect the reputation of any person and RSA 91-A:3,II,e consideration or negotiation of pending claims or litigation; at the close of all business.

XII. Adjournment (07:44)

A motion was made by Selectman Waddell to go into a non-public session under RSA 91-A:3,II,c and RSA 91-A-3,II,e, this motion was seconded by Selectman Woolsey. A roll call vote was taken.

VOTE: 5-0-0

The non-public session was adjourned at around 7:57PM, the minutes of the non-public session having been duly sealed under RSA 91-A:3, and the public session was not resumed.

Chairman