

February 09, 2015

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

The meeting was called to order at about 6:10 PM in the Manager's conference room upstairs. A motion was made in public session by Selectman Bridle, seconded by Vice Chairman Woolsey, to go into a non-public session under RSA 91-A:3, II, (c) and (e). A roll call vote was taken and the motion passed unanimously.

The non-public session was adjourned at around 6:45 PM, the minutes of the non-public session having been duly sealed under RSA 91-A:3, III, and the public session was resumed at 7:00 PM downstairs.

7:00 PM

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

#### SALUTE TO THE FLAG

#### I. Public Hearing RSA 41:9-a (06:50)

##### 1. Increase fees for the Fire Department

Chairman Bean opened the Public Hearing at 7:00pm.

Acting Chief Ayotte: This schedule of permits and fees that are proposed to take over the current schedule that exists in fire preventions office right now; new fees for older items, these items in the past were \$25 and some for \$75; they weren't in conjunction with what is going on with today's building and we have made alignment with our building department as well as several other communities to see how they did it; the proposed fee schedule takes into account the best practices that are in the field and is also akin to what they are providing for services.

Selectman Woolsey stated: excellent job, we need to enhance our revenues. Selectman Griffin: he is fine with this. Selectman Bridle stated: long overdue.

Selectman Waddell asked: now is this pretty much what other towns are doing? Acting Chief Ayotte: we used Hooksett, Bedford, Portsmouth and Salem as comparison towns; we did make minor adjustments, when we have submitted plan what we are seeing is a protected area, so we are charging a nickel for a protected area and various things like that; it is very similar to what Hooksett and Portsmouth are doing, so it is very much across the board what we are seeing with increases.

Selectman Waddell: site evaluation with somebody putting on a charity event like a tent or something and they have to have a site evaluation? Acting Chief Ayotte: yes absolutely; for a permit of assembly we have to go there and make sure that all the lights are working the exits are appropriate that the site plan is up to date for the exits and make sure there are no occupancy problems.

Town Manager Welch: permits of assembly there is no charge; by statute. Acting Chief Ayotte: instead we are inspecting the facilities to make sure they are up to code.

Town Manager Welch: Mr. Chairman this was legally advertised in accordance to the statute for this evenings meeting; this is in proper order and ready for the board to adopt if they feel this is the fee schedule that they should adopt.

Selectman Griffin MOVED to close the Public Hearing at SECONDED by Selectman Bridle.

VOTE: 5-0-0

## II. Public Comment Period (19:04)

Selectman Waddell: the storms have been horrendous and please be patient with Public Works they are doing everything they can to keep our streets clear to push the snow banks back; please stay off the roads if you can to give them an opportunity to clear them.

Selectman Woolsey: visit the town website and channel 22 as there are updates from Public Works; try not to put your trash out unless it's your actual collection day; call 929-4444 for shelter or non-emergency assistance.

Selectman Griffin: thinks the Public Works Department deserves a lot of credit they have done a wonderful job.

Selectman Bridle: DPW has done an excellent job, hydrants in your neighborhood need to be cleared; cannot cover with snow; wants to thank Desi at the 401 for staying open all night to assist public workers, it is appreciated.

## III. Announcements and Community Calendar

## IV. Consent Agenda

1. Veteran's Requalification: Facey 32 Watsons Lane 72/3/1; Fardy 2 Kings Hwy #7 235/10/7; Fatello 3 Marston Way 162/31/A; Ferry 485 Exeter Rd 36/1/2; Finnegan 84 Dunvegan Woods 180/5/84; Fischer 13 Hemlock Haven 138/1/13; Frese 29 Falcone Cr 40/5; Frisbie 23 Cusack Rd #32 133/68/32; Hanglin 11 Thayer Rd 107/20; Frost 17 George Ave 162/1; Hamilton 15 Philbrook Terr 127/53; Hardy 400 High St #3

166/1/3; Hartnett 11 Blake Lane 128/8; Hincman 4 Emery Lane 162/3; Hudak 2 Gentian Rd 168/67; Hunter 167 High St 162/41; Hurley 11 Cogger St 109/34; Hutchins 47 Drakes Landing 124/6/47; Janulewicz 46 Nudd Ave 274/139; Kaufmann 15 Jo-Ann Lane 281/75; Keaney 33 Nudd Ave 274/161/1; Kimball 36 Towle Ave 161/31; Kravitz 8 Saint Cyr Dr 53/27; Sides 14 Carolan Ave 89/48; Sullivan 19 Drakes Landing 124/6/19

Selectman Waddell MOVED the Veteran's Requalification SECONDED by Selectman Bridle.

VOTE: 5-0-0

Parade and Public Gathering Licenses: Half at the Hampton Half Marathon 02/22/15; Eastern States 20 Mile 03/29/15; Cycle the Seacoast 05/03/15

Selectman Waddell MOVED the Parade and Public Gathering Licenses SECONDED by Selectman Bridle.

VOTE: 4-1(Woolsey)-0

## V. Appointments

1. Kristi Pulliam, Finance Director
  - a. Year-end Financials

This is the twelfth report of 2014 and we are now at the end of the year with a target of 100%; the motor vehicle income total for the year came in at \$3.012M, which is \$271k above budget; the other major contributors to the year's income total of \$7.59M were Interest on Taxes @ \$373k; Building Permits @ \$261k; State of NH @ \$1.39M; Departmental Income @ \$548k; Parking Lots @ \$453k; Land Rent @ \$168k; Franchise Fees @ \$236k; Insurance Reimbursements @ \$235k; and the Real Estate Trust @ \$693k. The Expense summary (marked 16 of 16) shows the year to date expenses by department; at the end of December the operating departments (with open POs but without debt service) were 98.4% of the budget, which is 1.6% below the month's target of 100%; this is shown on the YE Savings report as \$357k or 1.56%; the majority of the departments finished the year below the target level; during the next one week, these financial results will continue to be reviewed and adjusted; this is being done in preparation of the audit field work scheduled to start the week of February 16<sup>th</sup>; summary sheet asking to carry over \$172,195.29 in open purchase orders from the General Fund and then a list of 5 warrant articles to be carried forward in 2015 they are non-lapsing; warrant article from 2013 #10 which was for the Waste Water Treatment Facility Study for \$90,000; the rest are from 2014 warrant article #15 for the Gristmill Dam for \$400,000; warrant article #16 for the High Street Culvert of \$235,000; warrant article #22 for Recreation Infrastructure Lights and Signs of \$530 left but there is an open purchase order for \$5,460 for more tree work needed; warrant article #23 Gristmill Restoration for \$28,678 for a total of general fund encumbrances of \$926,403.29.

Selectman Waddell: how does the 98.4% compared to prior years? Ms. Pulliam: last year was about \$201,000 almost \$150,000 over this year.

Selectman Waddell: are you confident this will pass. Ms. Pulliam: yes this is a really good pass; good estimate.

Selectman Woolsey: school resource officers on the revenue report under charges for services income from departments; why are we \$22,000 short; does that mean that the school has been billed and hasn't paid or does it mean that we didn't need to charge as much for the school resource officer? Ms. Pulliam: I believe we were short an officer for a while.

Town Manager Welch: that is correct I believe there was an injury.

Selectman Woolsey: the health insurance reimbursement: are we at the end of the line on that Fred; is the health trust going to owe us

Selectman Bridle: every year you will get something back, it could be smaller now. Ms. Pulliam: I believe that is due to come in at the end of February.

Selectman Griffin: thank you for your thorough report.

Selectman Bridle: as always great job.

Chairman Bean: a motion for the \$172,195.29; the \$926,403.29 the former for the open PO's the latter for the warrant articles.

Selectman Waddell MOVED to Approve the Year End Financials SECONDED by Selectman Woolsey.

VOTE: 5-0-0

#### b. Investment Policy

Ms. Pulliam: there are no changes from last year; it has been reviewed again by the Treasurer.

Chairman Bean asked for a MOTION

Selectman Waddell MOVED to Approve the Investment Policy Fiscal Year 2015 SECONDED by Selectman Woolsey.

VOTE: 5-0-0

### 2. Jamie Ayotte, Acting Fire Chief

#### a. Departmental Update

Acting Fire Chief: Hampton Fire has been hard at work to address Selectman Woolsey's concerns we have met with Electric Light they assured us that they can do the work down at Brown Avenue for the lights and are on budget; they also said it will not be happening in 6' of snow will be waiting until Spring; looking at past years performance we had the busiest year on record; we fielded 4,361 calls of service for 2014 the breakdown is as follows: fire related calls 2,012; EMS related calls 2,349; 12 calls for structure fires; several calls for other types of fires including outbuildings, vehicle fires and outdoor fires; we were called for scores of smoke detector activations, sprinkler activations and several motor vehicle accidents; one of which was a tractor trailer which rolled over on Route 1 carrying a full load of wood chips; on the medical emergency services side we have provided medical care to the citizens and visitors to the Town of Hampton; some calls for service were for very sick patients; we had 137 calls for cardiac emergency including 18 cardiac arrests; there were 352 calls for various sorts of trauma including motor vehicle involving pedestrians and a workman who fell from the roof of a 3 story house on the north side of town; we treated 109 people for respiratory emergencies and 28 people for stroke; as you have seen recently in the

headlines Hampton is also experiencing as an ever present problem for illicit drug use; we treated 52 drug overdoses last year; looking at 2015 we are currently 12% over last year's numbers in terms of call volume; although it is still early in the year it is still significant we are outpacing our busiest year on record by greater than 10%; as of this afternoon we had 232 calls for service for EMS and 209 for the fire side; pleased to report we have 4 new cardiac monitors and we thank you for your assistance, we anticipate they will be delivered within the next few weeks this is not a moment too soon as the current models are beginning to fail routinely; we are pleased to welcome Miss Stephanie Welsh as our new Fire Prevention Secretary; Miss Welsh started this afternoon and brings with her a significant experience in running a business office and we look forward to have her in the fire department and we welcome her; our crews have been out shoveling hydrants non-stop; we respectfully ask that the community adopt a hydrant; please shovel out your nearest hydrant as precious time is wasted if we need to shovel instead of extinguish a fire; more on the snow we are very conservative and we have augmented our staffing to provide the best care in taking care of the citizens and visitors of Hampton; most often this means we are adding an additional ambulance for the duration of the storm; plus staffing to a minimum of 9 per shift; we have been keeping a close eye on the cost associated with this need and we are working to keep them as low as possible, however, as I am sure our sister departments of the Police and DPW we are all too keenly aware these weather patterns have put a dent in our budgets; less of an update and more of a public service announcement along with the hydrants we cannot state forcefully enough the need for homeowners and residents to check the exhaust from their direct vent appliances these exhaust vents must remain clear from all snow, including drifting snow; 6" of snow in the driveway maybe up to 4' of drifting snow up against the side of a structure and these vents are not always readily visible from your driveway, please make the effort and verify they are free and clear to prevent carbon monoxide build up in your home, the life you save could be your own; every occupied floor should have a carbon monoxide detector with fresh batteries and is just one more level of protection; and last I would ask you to please take the time to check on your elderly and infirmed neighbors this winter has been a lot of work even for the most able bodied people, together we can make the load a lot lighter for those in need.

Selectman Waddell: what is usually your peak season; is it now? Acting Fire Chief Ayotte: no it is the summer time when we are hit hard; at the end of January we were already up 150%; we were 50 calls over and that number has tapered a little bit. In the last 3 weeks, we have done 93 calls since January 26, not all of them storm related, but many of them have been.

Selectman Waddell: staff wise do you feel you are in good shape? Acting Fire Chief Ayotte: during the storms we are staffing to 9; usually are staffed at 8; we also staff 2 extras on the ambulance and when I do that I take that overtime money directly from the ambulance account, in general we have seen a total staffing of 11; during the blizzard January 26-28 we actually went up to 12; we put an ambulance down to the beach and had an extra person up here at headquarters, so we were overstaffed and we were very busy and the guys were out shoveling hydrants and putting a great burden on them.

Selectman Waddell: with this increase do you figure it is a onetime situation or is this something that is going to continue; the call volume? Acting Fire Chief Ayotte: it is tough to say but 10% is a lot; up 13% on the fire side alone and 12% on the EMS just by looking at

the numbers today compared to last year; if we look back to 2013 we are up almost 22%; seen a significant increase in call volume and I can't tell you what that is going to mean to our future, but I can tell you that if the summer is anything like this winter we are going to be very busy indeed.

Selectman Woolsey: your report on 2014 I would like a copy; drop off a copy of the report to the Budget Committee so they can be on top of this; has the leak at the beach station been fixed, did the contractors take care of that for you? Acting Fire Chief Ayotte replied: yes and no; yes and then we had a storm that had west winds instead of north and east winds and that caused a leak, they are well aware and have come to evaluated the situation, but the leaking portion of it is still to be remedied once the weather breaks; they know about it.

Selectman Woolsey: was wondering if you kept record on the walk-ins, would like to see the statistics on walk-ins annually.

Acting Fire Chief Ayotte: do keep records on walk-ins; we had a very high profile case of a young man was at home and had an issue that was dealt with at home and 2 weeks later, while driving had a cardiac arrhythmia and stopped in to the fire station and went into our walk-in room and was treated there prior to his transportation to the hospital.

Selectman Griffin: typically when there is a storm, is there increased volume? Acting Fire Chief Ayotte: yes absolutely, but not always increased staff, we make that decision based on the need, as it gets progressively worse the more time it is going to take, if you drove down to the beach right now there are vacant buildings with 6' snow banks that we have to climb just to get to the structures to evaluate them so that is personnel heavy, so we made a decision to put on extra personnel. Comparing January 1, 2014 through January 27, 2014 the calls with no snow were 99 and January 1, 2015 through January 27, 2015 the calls were 152.

Selectman Bridle: I would like to reiterate as the Chief said, check on your neighbors; this is an important time of year and if you don't know them and feel uncomfortable to do that, call the Fire Department, if there is an issue and they will go check on them.

Acting Fire Chief Ayotte: absolutely we do well being checks all the time and so do the Police we usually work in conjunction with each other; if you see snow piled up against the front door or back door of your neighbor's home, it may indicate that someone cannot get out, if that is the case shovel it out and knock on the door to see if they are okay.

Chairman Bean: would you please email the board your year-end 2013 and 2014; we appreciate the operation intensity and the demand on your department and we appreciate your leadership this winter we are fortunate to have you.

3. Mike St. Laurent
  - a. Half at the Hamptons Half Marathon

Mike St. Laurent: Before the board for our annual Half at the Hamptons Half Marathon; scheduled currently for February 22, 2015; we were thinking that due to the high snow banks we may opt for a March 15, 2015 date; we feel that the snow banks will be a lot smaller by then and the roads will be wider; there are a couple of improvements that are proposed: we have told the runners that at 1 or 2 points in the race we can actually slow down a group of runners, if cars are stuck for more than 15 minutes we will get the cars out and we have this done before in one other race that has 4,000 runners in it . I will be sending a note out, it will probably only affect 2% of the runners because we only need to do it 2 or 3 times and the

second thing that was asked us by the board last year was we will do a mailer actually I have to print a second mailer to change the date to March 15<sup>th</sup>; it will go to 4,400 people everybody along the route and have the electronic messaging boards as well as the signs that we do the Monday before the race; the nice thing about this race in working with the local groups that we work with that we fill up 5 of the food pantries in town with the help of the rotary club with all the food stocks that they need as well as give money to the Hampton area Rotary, the kids track team and the Chem free program.

Selectman Waddell: is it going to be the 15<sup>th</sup>? Mike St. Laurent: yes I am very certain

Selectman Waddell: how many runners do you anticipate? Mike St. Laurent: we usually get about 1,000-1,200

Selectman Griffin: so what happens if there are a lot of snow piles on the 15<sup>th</sup> of March?

Mike St. Laurent: I will give them an entry into one of my other races and just say that is it; we canceled it one year.

Selectman Griffin: so it can be canceled? Mike St. Laurent: yes it can be canceled.

Selectman Bridle: you run a good event year after year and I think it is a good event to come to Hampton; I agree the 15<sup>th</sup> is probably better than February 22<sup>nd</sup>.

Chairman Bean: I would add that the amendment was weather dependent and subject to the decision making of Town Manager Welch and department heads.

Selectman Waddell MOVED to APPROVE Selectman Bridle SECONDED.

VOTE: 4-1 (Woolsey)-0

4. Joe Coronati
  - a. 86 Woodland Road
    - i. Request for Street Name

Joe Coronati, Jones and Beach Engineers here to represent 86 Woodland Road and we are have submitted a request for a street name to the Board and we gave 3 options of the name; the owner of the properties first choice is Magnolia; the second choice is Harmony and the third one was Robertson named after Wanda Robertson; and there is a list of road names approved by the town and I think there is only one name left on that list and it is Benjamin Swett Drive and the owner does not desire to name his name Benjamin Swett Drive.

Selectman Griffin asked: what happened to Hilliard, I thought we voted on Hilliard already?

Selectman Woolsey stated: that was for Susan Scott's.

Chairman Bean: is there a motion for the owner's preference for the street name? Selectman

Bridle: I would like to see it as Robertson Drive.

Selectman Woolsey: remember Fire Captain Bernie Robertson? Selectman Bridle: we have not named a street after him; he was a long standing employee that had a heart and passed away in this town; so I think Robertson Drive is a good name; not only for Bernie but also for Wanda.

Selectman Bridle made a motion and SECONDED BY Selectman Waddell

VOTE: 3-1(Woolsey)-1 (Griffin)

- ii. Ownership of Hydrant

Joe Coronati: this development with this new proposed road; there is one proposed hydrant located close to the cul de sac and all 5 of the lots are protected by fire hydrants either the one on site provides protection to most of the lots, but there is also one off site that that provides coverage to the first house; and so there is only one hydrant required.

Chairman Woolsey: does Aquarion not own the hydrants; why are we talking about ownership of a hydrant? Joe Coronati: for the future maintenance of the hydrant.

Selectman Woolsey: if Aquarion owns the hydrant doesn't it maintain it? Are they letting someone else fool around with their hydrant? Joe Coronati: I believe the reason is there is a yearly payment that the town has to make to Aquarion for each hydrant; therefore the selectmen have to approve any new hydrants.

Selectman Woolsey: yes; it is not about maintenance Aquarion will own the hydrant.

Selectman Bridle: I believe he is correct; but would like to hear from the town manager.

Town Manager Welch stated: I think that with regards to the hydrants and the street lights you should take those under advisement; we have a budget that is going to be approved maybe depending upon which one it is; it may have a bearing on appropriations and the amount of money available to expend; I am completely in favor of the hydrant because that is an essential thing, but I wonder how I will get the money to pay for it; I would suggest and Public Works suggests that we take those 2 items under advisement until we know what the budget is going to be.

Chairman Bean: that we leave ownership of the hydrant and we are going to discuss fees for ownership of street lights.

### iii. Ownership of Street Lights

Joe Coronati: during the approval process the Planning Board requested we have a street light at the end of our road and at the termination of the road; the Planning Board they felt that like most streets in town in Hampton that have tax payers living on them that the street lights were paid for by the town; so they asked us to come before this board to ask that town to accept the 2 street lights proposed by the subdivision.

Selectman Woolsey: street lights on utility poles? Joe Coronati stated: what we are proposing is the one at the front there is a utility pole right at the corner of the roads that could be on the pole and there be one at the end of the cul de sac that would be Unital's decorative style light they have 2 different styles that they could put in.

Selectman Woolsey: where does the wiring go? Joe Coronati stated: the wiring is within the street.

Selectman Griffin: it seems like this isn't something that the town usually does; especially a decorative street light; does that ever happen? Town Manager Welch stated: we have decorative street lights the town owns; I guess you would call them town and country fixtures on Church Street and Highland and so forth; I don't know what style.

Selectman Griffin: those are bought by the precinct. Town Manager Welch: and the town together; yes.

Selectman Bridle: I am all set; I think until we see what our budget is we have to reserve these until a later time.



b. 14, 16, 18, 20, 22, & 26 N Street

i. Permission to work in Town Right of Way

Joe Coronati: this is a condominium development located on N Street a 20 unit condominium development on 4 lots; the lots to be merged, all the structures on those 4 parcels would be removed and with that we would only need one driveway instead of the 4 driveways that are there; so we are going to be building a new sidewalk on N Street there will be a long length and we are here to have the Selectmen allow us to do the work in the street as well as to make over the sidewalk when we are completed.

Selectman Woolsey: the town planner's memo to you, January 30, he is talking both 128 Ashworth and 31-33 Ocean Boulevard; he is talking about the work; the town would have to step in to repair the sidewalk along Ocean Boulevard and the work on P Street; and this relates to if the project were to fail he wants to see an expanded appropriately sized bond to in place that includes off site work; why would you be getting us involved into something that has to do with Ocean Boulevard; the state owns Ocean Boulevard; and the sidewalk to the west of Ocean Boulevard; what relevance is that? Joe Coronati stated: I think that is a different proposal.

Selectman Woolsey: ok I will get back to that; does this have impact on Ocean Boulevard at all? Joe Coronati: no, it does not; it is only on N Street.

Selectman Woolsey: who is going to maintain it? Joe Coronati: the town would.

Selectman Woolsey: the town hasn't maintained any of its other concrete sidewalks; after the concrete sidewalk is installed; is there a provision to sealing the concrete? Joe Coronati: there is, when you said maintain; I assumed you meant plowed and taking care of it.

Selectman Woolsey: I am not talking about that I am talking about the sidewalk itself if it falls apart; one problem we have had with sidewalks is that they haven't been appropriately sealed after they have been installed; I imagine we couldn't require that on a continuing basis but I believe we could require that the sidewalk if you put in a concrete could be sealed at an appropriate time that's installed.

Joe Coronati: part of the planning boards conditions relate to the sealing sidewalk one year after installation; I am not sure if we are going to take these item by item, but part of this has to do with some utility work under the sidewalk as well; there is a petition to put some of the overhead electrical lines underground across the front of this lot; the lines will run down a pole under the sidewalk then up another pole at the end of the project and continue with the overhead electricity and all the other homes on the other side of the street will still be serviced and we have worked that out with Unitil and the developers will be installing all that at his expense; one thing is the sidewalk and the other is the utility poles and the power lines.

Chairman Bean: so you are into the pole positions as well now? Joe Coronati stated: yes.

ii. Pole Petition

Selectman Bridle: my question is the memo from Chris Jacobs on December 31<sup>st</sup> in reference to where the poles are going to be placed and how they are placed within the sidewalk, have you seen this? Joe Coronati: I do not remember seeing that.

Selectman Bridle: it is just that they want to have them behind the sidewalk instead of in the middle of the sidewalk.

Joe Coronati: I do recall seeing that and hard part of that is the back of the sidewalk are typically buildings and like most of streets down at the beach the letter streets there is 3 phased power and there are spreader arms on top of these poles that sometimes they are 8-10 feet wide and right now they are located on the front edge of the sidewalk and if you move them back it puts the lines out of alignment, but it also puts them over the neighbors properties and over some of the buildings; so I think that is part of the issue moving them to the back of the sidewalk.

Selectman Bridle: I just know we have spent a lot of money down at the beach on the sidewalks and some of the poles down there have been ending up right in the middle of the sidewalks; anytime we tried to replace them we were going to see if we could make sure they were on the inside of the sidewalk; one thing we could plow it to make it easier and make sure it is not encroaching on the width of the sidewalk; that would be my concern.

Joe Coronati: we have worked with the Planning Board and the Public Works; we are actually installing slightly wider sidewalks; Chris is requiring that now we have 5' of concrete in addition to the curb, the 6" wide curb for 5 1/2' which the ones that are out there are typically 4 1/2' wide with a 6" and I think that is to address some of those concerns with the plowing.

Town Manager Welch: it is quite an energetic project and I know that Public Works still have some questions that they need to address; the electric utility which may change the pole position; it seems to me that first of all the entire sidewalk has to be removed and you are going to have to excavate the entire 36" the entire width of the sidewalk for the entire frontage of the building that is proposed and put conduit in; it looks to me as if you've got 1 triple banked conduit that runs straight through; and 2 triple banked conduits that run down the pole into a transformer and back out and back up to a pole again further up the street and there is a pole hole there and that is the problem that Public Works wants to see the design of the pole hole, because if they are going to plow the street and maintain the sidewalk or do something out there they don't want to hit it with a heavy piece of equipment and tear the top off of it and they don't want that to happen so they have asked me to have the board take this under advisement until they can get some questions answered with regards to this; they would have done it sooner, but unfortunately most of our folks that were working on this have been out with the flu that has been going around; once they get the snow problem straightened out of the way they can get together with you and the utility; depending upon what happens, the pole petition may have to be modified for that purpose; so I want the board to approve it right now as we know it is going to get done, but we want to make sure that before they approve it is the only approval they have to give; you don't have to come back again; so requesting they take it under advisement for those reasons.

### iii. Proposed Sidewalk Modifications

Joe Coronati: that is basically without the electrical conduits that is just the sidewalk improvements; the removal of what is out there and the rebuilding of basically a longer and newer sidewalk.

Chairman Bean: Mr. Welch has just addressed that.

### iv. Proposed Bonding for Sidewalk Improvements

Joe Coronati: we have submitted a bond to the town for review for the off-site improvements and the bond amounts with a 10% contingency is \$13,700 and this would be for the sidewalk work within the town right away.

Town Manager Welch: Public Works is reviewing the bond amount and have not had a response back as yet due to the snow emergency.

Selectman Woolsey: with the utility running underground what happens if it gets messed up; what is the town's liability? Town Manager Welch: none; they have a permit for the location of that utility and they are required to maintain it; we just want to make sure that everything that needs to be in the permit for their construction.

Selectman Woolsey: I just wanted to make sure that there is no liability to the town once the development has been completed.

Town Manager Welch: I think one of the things that will have to be done and have to arrange with the Building Department and the electric company, that there needs to be a full time inspector there while this work is ongoing; I have no idea and I know Public Works has no idea at this point as to whether or not the requirements of the utility are to encase these conduits into concrete which is normally done since you are going to have high voltage wires running out there; do you have 41-60 running out there? Joe Coronati: there is 3 phase on the street.

Town Manager Welch: so it is 13-8 or 41-60; one of the two; that is very particular in how it is constructed and what needs to happen; usually they are encased in concrete and there needs to be some real fine work done in regards to compaction of that material before the sidewalk is put back so that the conduits are really firm and they don't move, they are very dangerous if they do; there are also special markings that need to be put underneath the concrete and so forth; I know that Public Works is going to be very interested in that and I am sure that the Building Department from an inspection stand point will be too; just want to make sure that everything runs correction; one shot and get it done and get it over with.

Selectman Woolsey: you are talking about the construction period and I appreciate that and it is good to keep an eye on it, but 10 years from now and something fails, whose responsibility is it going to be? Town Manager Welch: the conduit and the wire are owned by Unutil or their successor.

Selectman Woolsey: so it is Unutil's problem? Town Manager Welch: it is Unutil's problem to maintain it and keep it in good working order.

Joe Coronati: does that mean just for clarity that I will have to come back? Town Manager Welch: you don't have to come back; I think it is just a matter of answering the questions and having the board approve it; and the same for 128 Ashworth as we don't have the information from our people in regards from the bond so that can't be approved either; once that comes in I think it is just a formality we continue it and it comes back to the board with a DPW recommendation for approval and we move forward.

Chairman Bean asked if Mr. Coronati had any questions for Town Manager Welch for 128 Ashworth what his requirements through department heads will be?

Joe Coronati: no as I think it is very similar to the last one; that one is simpler in the sense that it is only a sidewalk.

- c. 128 Ashworth Avenue
  - i. Driveway Openings

Selectman Woolsey: what is the question of the driveway openings? Joe Coronati: we are requesting have 2 curb cuts. Selectman Woolsey: so those curb cuts don't exist now? Joe Coronati: there is 1 there now currently.

Town Manager Welch: that will be discontinued and 2 new ones will be made for the parking under building.

- ii. Ashworth Avenue Proposed Sidewalk Modifications

Selectman Woolsey: the email from J. D. Strickland to Jason Bachand, dated January 30; we have reviewed the cost estimate submitted by Jones and Beach Engineers for sidewalk elements 128 Ashworth Avenue; the plans used in the cost estimates for these projects appear to reflect superseded drawings and not the approved plans; for example it appears that the cost estimate for projects do not reflect the correct mix of concrete for sidewalks and the amount of sidewalk has increased on some sidewalks by the plans used in the estimate; does that mean that the sidewalk in this location would be the same as the sidewalk used on N Street location where Public Works is asking for a 5' wide plus the granite curbing?

Joe Coronati: I checked these all myself because I was concerned about that comment and I am not 100% sure and I tried to reach Jody today and I was unsuccessful, but I think some of it may have been that we added a sidewalk on our property on Auburn Avenue and Auburn Avenue extension as part of that; I am not sure if she was confused by the small amount of sidewalk that we were bonding vs the large amount of sidewalk that she was seeing on the plan.

Selectman Woolsey: so the concrete sidewalk would face Ashworth Avenue; you are going to marry a concrete sidewalk in front of this development on Ashworth Avenue to a hot top sidewalk going the rest of the way? Joe Coronati: I think all of the sidewalks on Ashworth are concrete.

Town Manager Welch: they are building a private sidewalk down Auburn Avenue and down Auburn Avenue Extension which is also concrete.

Selectman Woolsey: that is going to be sealed as well? Joe Coronati: yes, there have been numerous revisions to the plan, this is the latest.

Selectman Bridle: on the sidewalk did you see the letter from the Deputy Fire Chief in reference to where the sidewalks are placed? Joe Coronati: no I did not.

Selectman Bridle: has a concern about the narrow width of the Auburn Avenue Extension.

Town Manager Fred Welch: the sidewalks are going to be placed on their property; they are not in the street; just to clarify, the plans clearly show it being on their property.

- iii. Proposed Bonding for Sidewalk Improvements

Joe Coronati: once the bonds are reviewed the board will.

Town Manager Welch: I will give them a nudge tomorrow; you will not need to come back; we can do that outside the meeting and come to a conclusion; just have it to come back for final board approval.

Joe Coronati: there are 2 others projects that I believe have to come in, but if they don't; those are the ones I think you were referring too Selectman Woolsey.

Chairman Bean: we will address those other projects in better weather perhaps; goodnight gentlemen.

## VI. Approval of Minutes

### 1. January 22, 2015

Selectmen Woolsey MOVED to APPROVE the minutes of January 22, 2015 SECONDED by Selectman Waddell.

VOTE: 5-0-0

### 2. January ~~29~~26, 2015

Selectmen Woolsey MOVED to APPROVE the minutes of January ~~29~~26, 2015 SECONDED by Selectman Bridle.

VOTE: 5-0-0

## VII. Town Manager's Report

Town Manager Welch: I received a request today from the Hampton Conservation Commission they would like permission of the selectmen to use the lower portion of the town hall on Saturday February 21, 2015 from 1-2pm; they are going to hold a small meeting down here and they are going to hold snow shoe event at Twelve Shares from 1-2pm and they are looking to come back here and hold a small meeting and serve hot chocolate and snacks following the outdoor event and they would like the boards permission to do that.

Chairman Bean: I think it would be nice if they patronized some of the local establishments that provide hospitality services, but that is only my opinion.

Selectman Bridle: My only concern with having refreshments down here is that we have the new carpet here and we have already posted that we are not supposed to be eating in here other than water; that would be my only concern.

Town Manager Welch: I share the same concern, because in the past I know the reasons we replaced the carpet was because it was old and falling apart but during meetings various boards, committees and commissions in here we used to see people bringing drinks in here and coffees and hot chocolate and so forth; spilling them on the floor and no way to get the stains out of the carpets.

Selectman Bridle: that is my only concern, but I don't mind them using space, the concern is spilling stuff and we already have it posted.

1. It appears that the DPW has expended its entire winter snow budget bottom line that includes the following sub-line items: Overtime wages, Hired equipment, Salt and winter sand. We are slowly clearing out the lettered streets. The High Street Parking Lot is in need of removal of a very large volume of snow that will fill the lower area and block Swains Court if not removed. Long range forecasts have projections for added large amounts of snow fall over the next month.

2. The Town participated with our Senator and State Representatives and a number of other communities in supporting a bill to repeal the Air and Water Pollution Control statute that reduces the taxability of the Seabrook Station by reducing its valuation by \$63 million dollars.
3. Our Senator and State Representatives are very busy in Concord trying to make sure that our State reimbursements and agreements for aid are fully funded in the coming 2 year State Budget.

Selectman Woolsey: following up on Fred's comment; I just gave Rusty a copy that I took out of the Seacoast Sunday yesterday; excellent editorial on the pollution control situation; also there is a nice article in there on Sen. Stiles and what some of the senators are doing up there on trying to bring business into the state; Fred you were discussing the snow what impact is all of this going to have on the waste collection; do we know because we will be using a lot of personnel.

Town Manager Welch: because we don't have personnel sufficient to remove the snow we have to contract out to do it and we do that on an emergency day to day basis; these contractors are coming in to get the snow removed.

Selectman Woolsey: working with us with their own equipment? Town Manager Welch: their own equipment; our equipment is still out cleaning up streets that need to be pushed back; we have 2 more storms coming so we need to clear these streets; we have a lot of snow yet to take care of; we don't know how much, but have been told the storm on Thursday will be a major storm.

Selectman Woolsey: check the town's website to make sure you have the correct day as you do not want to place your trash cans wiped out by the plows.

Selectman Griffin: what were you saying about from Boar's Head going north what did you mean about removing snow there? Town Manager Welch: on the numbered streets going north where we have town streets going north we are going to clean, not the state; but we sort of divided things up by Boar's Head being the division point; they will probably be taking a look at Dumas and those roads just to make sure that they are open and clear so that we can get traffic in and out of there without a problem.

Selectman Griffin: is there a possibility that there will be federal funds to take care of all of this? Town Manager Welch: we are keeping track of the amount of funding here; the cost of the police department, fire department, the public works department and any contractors that we may engage and yes there is a possibility that we could be reimbursed 75% of the cost; don't expect the state to come up with 25%, but the federal government could reimburse us the 75% of our total cost; so we are keeping a very true record of what is going on.

Selectman Bridle: some people down the beach that are looking to haul snow from private residents to try to clean up some of the yards so they can get out; do we have any means that we could allow them to bring the snow to our parking lot? Town Manager Welch: my suggestion would be that they call public works; there is a lot of equipment running around down there in the parking lot and if they know who is coming and they approve it, then I don't think there is a problem.

Selectman Bridle: public works are doing an excellent job; it has been a very trying time as they have had a lot of guys down there sick with the flu; they still managed to get everything done and keep our roads open and safe and I appreciate it.

Chairman Bean: the entire town has performed magnificently; people have grown and become more experienced, they are staying off the roads and are cooperating and there is a real synergy and real team work and it is really nice to see; and Hampton is performing very well; and citizenry is performing very well; and Mr. Welch you and your entire force of public employees are doing exceptional work; I would like to thank Jim Waddell; Rep. Cushing; Rep. Rice and Sen. Stiles and this board in the efforts on the house bill 224, this bill affects us and has been going on for years and it is \$1.2M dollars of tax money that comes out of this town, our effort is to secure the \$1.2M that Nextera benefits from the additional tax on Hampton residents and property owners; we would invite the Governor, she was quoted in the paper saying she was not in favor perhaps of tax exemptions that was just in the Portsmouth Herald this weekend and we hope that the Governor, our next door neighbor from Exeter would favor Hampton residents and not allow this tax dodge by Nextera to continue; in the same spirit that she would cast some doubt about giving additional tax credits to small businesses in Hampton that are seeking that and Nextera of course is a multi-billion dollar international corporation and we want to convey that we are working with the New Hampshire Municipal Association, Cordel Johnson and Jim Waddell drove up there our representative delegation was extraordinary and it is interesting to go watch that up in Concord; just let the town of Hampton know that going forward this issue is going to remain on high; we encourage the Governor to come to the tax payers support in this town; the Governor's council and we encourage the legislators to know that it won't end this year, it will never end until it stops because it is a completely unacceptable travesty.

Selectman Woolsey: Mr. Chairman the governor represents all the other communities, as there are other towns affected besides Hampton.

#### VIII. New Business (1:34:25)

##### 1. Revisit Votes on Warrant Articles

Town Manager Welch: there was substantial change on Article 12 which is the budget and the thought had occurred to all of us that Board of Selectman had voted not to recommend the budget 5-0 and the town meeting turned around and changed the budget to what the selectman had originally proposed thus the insurance change and we thought perhaps the board of selectman would like to revise that to recommending it 5-0. Don't believe there is a need to act on Article 41.

Chairman Bean: thank you and we have been afforded this document here; is a board member ready to make the motion?

Selectman Bridle MOVED to reconsider the vote on Article 12 and to recommend Article 12 as amended SECONDED by Selectman Woolsey.

VOTE: 5-0-0

Chairman Bridle: at the deliberative session a number of speakers got up; we listened to the public; they had a secret ballot and I believe it was 3-1 in favor of this and the public spoke of what they wanted and they want services in this town; they are tired of going backwards and they realize if we want to move forward we have to do something.

Chairman Bean: Mr. Welch was the motion legally sufficient? Town Manager Welch: yes.

Chairman Bean: Article 41 Mr. Welch.

Town Manager Welch: I don't think you probably need to change anything else in the warrant; 41 was a petitioned article and I think you sort of asked all the petitioned articles to go through and recommend them from the stand point they were petitioned and people have the right to do that.

## IX. Old Business

Selectman Woolsey: a quick comment on January 22 a letter from the property liability trust to the chairman; asking for permission to host the regional training for boards and administrators, etc. on March 12<sup>th</sup> from 6:30-8:30 here are we approving that; do we need to vote to approve that; what are we doing? Town Manager Welch: I thought it was already approved

Selectman Woolsey: the pole license petition for Unitil the right of way; is this before us? Town Manager Welch: he reviewed that when he received it and understand why they are doing it; they are trying to get at least one of those high tension lines out of the middle marsh which is a good idea; the problem is this is apparently conservation land and in order for the town to give a deeded right to conservation land whether it be an easement or whatever it is not contained in the conservation statute; I have asked the question whether the selectman can approve it or whether it has to go to town meeting.

Selectman Woolsey: conservation told the gentleman that they knew they would have to appear before the board of selectmen related to the matter; so we are still sorting it out? Town Manager Welch: we are and hopeful we will have an easy way to do it, but as of now we don't know.

Selectman Woolsey: Aquarion Water Company January 26<sup>th</sup> letter; Dear Fred we are pleased to inform you that for the next 3 years the rate the town of Hampton pays for its water bills and public prior protection charges will include a 4% credit; this means that from January 1, 2015 through December 31, 2017 the cost of public prior protection will be 4% less; this is the result of a change in the way the IRS allows us to account for capital investments and a subsequent \$905,000 refund; all Aquarion customers, homeowners, businesses and municipalities will share in this refund? Town Manager Welch: it is good news in one respect and bad news in another; the wicker is going to be the problem.

Selectman Woolsey: the letter dated February 22<sup>nd</sup>, is a concern to all of us, to replace the bridge which is the Taylor River Bridge; now how do we respond to this? Town Manager Welch: we have made an inquiry of the state to find out whether or not this involves removal of the dam, as you can see from reading the letter there is no indication as to what they are doing; it is sort of a carte blanche open ended; whatever you want to do go ahead and the state is going to improve it; we are still concerned with the amount of contamination and the silt behind the dam; we have asked the question and if necessary we will do the appeal if we don't get the right answer.

Selectman Woolsey: glad Fred knew what bridge they were referring to; two more quick comments; we were talking about the extra costs of budgeting this year; that is why I asked Deputy Chief Ayotte to provide the information of the increased call volume for the fire department and I am going to be asking as we go through the year to have information like



that forwarded to the budget committee so they can follow the trail and following the action throughout the year so that they are up to date as can be as to what is happening with our budget and our activities; and my final inquiry a member of this board has sent a public request to the chairman of the budget committee for clarification; have you had a response?

Selectman Waddell: only response was she doesn't respond to emails.

Selectman Woolsey: do we have any cause of action here as a board? Chairman Bean: could we let Jim administrate his own 91A request in his own fashion.

Selectman Woolsey: and keep us up to date? Selectman Waddell: will do.

X. Closing Comments

XI. Adjournment (1:42:4)

Selectman Bridle MOVED to ADJOURN at 8:35pm SECONDED by Selectman Waddell.

VOTE: 5-0-0

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Chairman