

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

March 23, 2015

6:30 PM

I. RSA 91-A:3,II(a) & (b) Non-public Session

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
Assistant Town Manager Jamie Sullivan
Town Attorney Mark Gearreald
Tax Assessor Ed Tinker

The meeting convened at 6:30 PM in the Town Manager's conference room. Tax Assessor Ed Tinker was not present until 6:45 PM.

Selectman Bridle MOVED to enter into a nonpublic session under RSA 91-A:3,II,a, b, c, and e SECONDED by Selectman Waddell.

VOTE BY ROLL CALL: 5-0-0

[This portion of the minutes was voted to be sealed pursuant to RSA 91-A:3, III.]

Tax Assessor Ed Tinker joined the Board to advise of his plans to fill the position that was voted in the Budget, and outlined two scenarios (per parcel or hourly) and provided his recommendation on proceeding in the direction of the hourly position, for which the Board indicated its consensus agreement.

Regarding the assessing clerk position, Ed will be looking to advertise for someone to work 16 to 20 hours per week to partially fill the part-time position for which his Department is budgeted at 32 hours. Ed is hoping that his current part-time clerk will be able to fill the remaining hours. All Selectmen concurred with this plan.

Ed then filled the Board in on the 2015 valuation changes and the resulting taxable property growth to date.

The non-public session adjourned at 6:55 PM and the public session resumed at 7:00 PM in the Selectmen's meeting room.

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7:00 PM

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. Public Comment Period

Pete Lachapelle from Waste Management: Unfortunately, Waste Management did not bid; how the bid was written precluded them to bid, however, two companies did bid; Troiano and Commonwealth Waste Transportation (CWT). Triano's bid to transport waste to Portland or Rochester was \$350 per haul or \$1,675 per ton and that is based on average payload of 20.89 tons over the last 12 months; and CWT came in at \$255 per haul or \$1,220 per ton to Rochester or Andover, MA. The real concern I have is the disposal piece of it; the town at the end of June will no longer be a member of the southeast regional district; however as part of Waste Management bid response last year to the district; Waste Management would honor pricing regardless if the town stayed in the district or not; our pricing on that bid was \$60.25 per ton; Eco Maine was \$55.85 per ton; they were \$4.40 less per ton, however, our original bid Waste Management proposed would honor new pricing effective January 1, 2015 in essence saving the town just over \$50,000; the combined disposal and transportation bid from Waste Management and CWT us \$72.45 vs Triano and Eco Maine at \$72.60; when you add the additional savings associated with the early reduction in tipping fees that would save the town over \$60,000. I have come to learn that the town went back to Eco Maine to see what they could do for a better disposal number; the argument I heard since Waste Management offered an alternative bid that the town felt it was only fair from Eco Maine; I personally don't think that holds merit, that bid was a bid for the southeast regional district not the Town of Hampton; confused that the town could go back to Eco Maine and ask for a better disposal pricing when the bid in December was for hauling only; your own purchasing policy and procedures it looks like you broke those as well.

II. Announcements and Community Calendar

Selectman Bridle: Hampton Village pre-school has their Easter Bunny breakfast this Saturday at Hobbs House from 8-11.

Selectman Woolsey: everyone from Hampton who has Aquarian had an insert that states your water bill for the next 3 years will include a 4% credit.

Selectman Waddell: a couple of days ago were the first day of spring, somebody forgot to tell Mother Nature, give her that message please.

III. Consent Agenda

1. 2015 Veteran's Tax Credit, Blind Exemption & Elderly Tax Exemption Requalification's: Batchelder 12 Milbern Ave 128/33; Bessemer 21 Glen Rd 150/30; Bleczinski 26 Mill Pond Ln 150/9; Holman 17 Watsons Ln 71/10; Jameson 373

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Lafayette Rd #305 160/35/305; Lindquist 33 Drakes Landing 134/6/33; Marquis 845 Ocean Blvd 183/50; Michel 325 High St 179/18; Moore 161 Little River Rd 164/7; Newell 39 Mace Rd 146/13; Ross 15 George Ave 162/7; Sandock 951 Ocean Blvd #5 151/4/5; Savidge 71 Hayden Cr 70/38; Seaverns 27 Drakes Landing 124/6/27; Smith 3 Great Boars Head Ave 266/54; Suave 48 Falcone Cr 54/26; Sullivan 30 Towle Farm Rd #13 123/3/13; Theriault 18 Tucker Ln 192/40; Tierney 81 Dunvegan Woods Dr 180/5/81; Veilleux 6 Hutchinson Dr 166/40; Walker 20 Battcock Ave 281/64; Wall 30 Kings Hwy #8 223/75/8; Wallace 49 Carolan Ave 89/26; Wilcox 15 Langdale Dr 68/9; Williams 10 Thomsen Rd 163/47

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

VOTE: 5-0-0

IV. Appointments (10:25)

1. Charlie Preston
 - a. JOP – Parking

Mr. Preston: Mother's Day 2006; Patriots Day 2007; snow January 27 – February 2015; we can all disagree on the causes; but can all agree these were costly major events where mother nature showed who is boss; I think DPW, DOT and DRED did the best they could in a bad situation; recent infrastructure improvements at the beach made snow operations difficult, we need to address this in our JOP when it comes to plowing; need to get together after the seafood festival and be pro-active and have people who do the plowing tell us what they think to help them do their job; odd and even parking; snow emergency warning lights; snow dumps; off road parking might be a few examples. Have information that the board might review for JOP considerations; in a Hampton Beach parking meter fund financial audit with 10 months ending April 30, 2012 you can read a 47-page audit. (Passed out sheet of Seacoast Parking – Cale stats) and gave an explanation of DRED figures. In closing I ask that the Board of Selectman, the Hampton Beach area commission, the Hampton Beach Village district; State Reps our Senator and our Governor to support parking privileges for state park plates and veterans plates.

Selectman Bridle: good idea, meet with each department down the beach; continue to talk.

Selectman Woolsey: what are the Cale stats? Mr. Preston: Cale is the company from Florida; they run the kiosk; sell and maintain them.

Selectman Bean: what is your position on going to a state park up north in the winter; and I think most of us would assert that Hampton and Hampton Beach is a 12 month a year destination and that it is not what it was 20 years ago and people want to go down there in the winter; when you go to a state park in northern NH and it is beautifully maintained and plowed; then you come to a parking facility that you have articulated creates revenue in terms of hundreds of thousands of dollars and it looks worse than a third world nation during the winter; could you comment on that please? Mr. Preston: I am not sure exactly but 10 years ago I had a petition down the beach that was signed by 220 people with names, addresses, printed, signed; and I dropped it off on John Lynch's desk; have been working on it for a long time; it does look awful, but I also think that after the Seafood Festival we talk to

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the guys that did the plowing; ask what could we do to help you; odd/even system on cars parking on one side; there are things we can do to help the guys that actually do it.

Selectman Bean: would you agree that it is a 12 month a year and those profits should be amortized over the year and that parking lot should be maintained both for safety; safety of Hampton resident's safety of taxpayers that pay taxes; that pay meals and rooms; that contribute to the state's economy; that the state has a higher level of performance, because it does encumber tourism; does encumber profitability for tax payers and it jeopardizes safety; I think that the state should maintain those parking lots year round just as they do elsewhere in the state. Mr. Preston: I agree with you.

Selectman Waddell: I agree with you on the Monday-Friday; it would attract more people if there was less revenue being generated from the parking; interesting with DRED something I found out if you are a NH resident over 65, Monday-Friday you can ski free at Cannon Ski Resort, that is like a \$65 ticket; so residents should be able to get some kind of a break on parking in Hampton. I agree 100%.

Chairman Griffin: thank you for your report; we will take all of this into consideration.

2. Ed Tinker, Chief Assessor (25:00)

- a. 2014 Tax Abatements: 2014-5 590 Lafayette Rd; 2014-6 10 Ancient Hwy; 2014-7 2 Springhead Ln; 2014-11 84 Locke Rd; 2014-13 70 Kings Hwy, #181; 2014-14 8 Dumas Ave; 2014-15 48 Boars Head Terr.; 2014-16 375 Ocean Blvd, #9; 2014-20 59 Campton St

Mr. Tinker: 2014 abatements, first group there are 9 total, 7 recommended for approval, 2 for denial; the recommended amount is \$5,655.96.

Selectman Woolsey: I appreciate the specifics on each one; are we going to vote on the approval and denial separately?

Chairman Griffin: yes

Selectman Waddell MOTIONED to approve the 2014 Tax Abatements for the first grouping SECONDED by Selectman Bridle.

VOTE: 5-0-0

Mr. Tinker: did you look at the cover letter; to vote for the 2 denials.

Selectman Bean MOTIONED to deny the two from the above grouping the 2014 Tax Abatements for the first grouping SECONDED by Selectman Waddell.

VOTE: 5-0-0

- b. Vote to implement RSA 76:10 to "Round off to the nearest dollar the total tax due on each parcel"

Mr. Tinker: request to discuss vote to implement round off of the tax bills; will assist tax collector; minor issues of rounding of bills based on how far out the decimal is; bill sometimes can be off 1, 2 or 3 cents; doesn't result in any major change in the total value; anything 50 cents or above will round to the next dollar, 49 cents or below will go down to the prior dollar amount.

Selectman Bean: in accordance with March 12, 2015 letter from Donna Bennett to the board.

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Selectman Bean MOTIONED to approve to implement RSA 76:10 to “Round off to the nearest dollar the total tax due on each parcel SECONDED by Selectman Bridle.

VOTE: 5-0-0

c. 2015 Intent to Cut/ 86 Woodland Road/Woodland Road Subdivision

Mr. Tinker: it was submitted by the owners of 86 Woodland Road Subdivision; clearing of the four additional home lots as well as the road. For them to move forward tomorrow morning they would need a copy of this signed intent.

Selectman Woolsey: has anyone checked to confirm the amount of timber that they are cutting? Mr. Tinker: once we get the report of cut based on the stumpage and things; we can check periodically; once we get the report we will go and determine that number is accurate.

Selectman Woolsey: I understand that the state cripples us in the matters of cutting; however, I think it is premature before the status of the road is resolved.

Selectman Bean MOTIONED to approve to 2015 Intent to Cut/ 86 Woodland Road/Woodland Road Subdivision SECONDED by Selectman Waddell.

VOTE: 4-1(Woolsey)-0

d. RSA 76 21 Proration Application Brown Family Trust 68 Locke Road

Mr. Tinker: an application for a pro-rated assessment for 2014; this has to do with a fire that took place at 68 Locke Road on February 20; we pro-rate the value of the building; it results in a refund through March 31 68 Locke Road on February 20; we pro-rate the value of the building; it results in a refund through March 31 would equal \$81.12 plus any applicable interest.

Selectman Bridle MOTIONED to approve to RSA 76 21 Proration Application Brown Family Trust 68 Locke Road SECONDED by Selectman Waddell.

VOTE: 5-0-0

V. Approval of Minutes (32:00)

1. March 09, 2015 Public Session

Selectman Waddell MOTIONED to approve the March 09, 2015 Public Session minutes SECONDED by Selectman Bean.

VOTE: 5-0-0

2. March 16, 2015

Page 7: Strike the last sentence and insert the following: 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.

Selectman Bean MOTIONED to approve the March 16, 2015 minutes as amended SECONDED by Selectman Waddell.

VOTE: 4-1(Woolsey)-0

VI. Town Manager’s Report (33:00)

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1. The completed warrant for the 2015 Annual Town Meeting has been reviewed and the individual warrants that passed have been assigned to Departments for completion. Those Departments have been instructed to begin the process of preparing bids, the majority of which are scheduled to be released during the month of April in preparation of late spring and summer construction and completion.
2. We are still waiting the final cost figures for the snow removals operations for the February to March period, the additional figures that have been received from town departments bring the total expensed to \$446,515.70.
3. The Governor, we are told, has requested that the President declare storm Juno a natural disaster. Should that occur we will be prepared to itemize for the first February storm for possible reimbursement at the 75% rate from the Federal Government.

Town Manager Welch: she has asked whether they are going to combine all 3 storms into 1; we do not have an answer to as of yet. You should have received a report from the finance department dealing with a line item by line item review of all the open warrant articles; still working on equipment and various other things that need to be purchased and are preparing bids for those; the fire department has requested assistance in preparing the final bids for the fire equipment that needs to be purchased; the solid waste district has requested that the household hazardous waste day for the spring be held May 29, 2015 from 8-12 and request to be held in Hampton in the public works yard; not behind the fire station; we can restrict any spills that may occur to a controlled area without drainage; we are out of the district as of June 30 and will not have an opportunity until the following year to have a household hazardous waste day; ask the board's permission to hold that day as a household hazardous waste day on May 29, 2015 from 8-12 at the public works yard. We have also have tentatively scheduled subject to board approval a meeting with our state senator and state representatives on April 13 at 7pm at your regular board meeting; they requested to be here and we sent out the letters, hope that is ok with you. There is a \$109.9 million deficit in the highway fund; we are apparently going to be able to receive our highway block grant funds, because they are guaranteed by the constitution; it appears, hasn't been confirmed as of yet, that the money that was earmarked when we increased the gas tax a year and a half ago that was supposed to be added to those funds is no longer coming to the towns, the state is going to confiscate those dollars; they are also going to confiscate a number of other things as the cuts continue; they will cease maintaining 2,500 miles of roads and 1,000 bridges that will be left to municipalities to maintain and plow; you have to read through this, there are millions of dollars at stake here should those cuts take place; I have sent that information to you.

Selectman Waddell: last year we had problems, right Fred? Town Manager Welch: last 2 years we had problems.

Selectman Waddell: so we are going to have tighter controls on this down there, do we feel that we are going to be able to control it better? Town Manager Welch: yes we are; there are a number of things that we have to guarantee; there shouldn't be any spills, but there was last year and that material got into the drain system; which is why I want to hold it some place we don't have drains; going to have very tight controls and probably will ask the State to come in to inspect since it is the same vendor.

Selectman Bridle MOTIONED to hold the household hazardous waste on May 29, 2015 from 8-12 at the DPW SECONDED by Selectman Waddell.

Selectman Woolsey: is that the #11 NHMA legislative report that you are referring to?
Town Manager Welch: no it is #12.

Selectman Waddell: I have been watching very closely what is going on up in Concord, if the budget goes through as is, which it probably won't, it will be a disaster on transportation and stuff; be up to date with our reps and our state senator so we can get something passed that we can live with.

Chairman Griffin: I spoke with Senator Stiles and she said it is unlikely that it will just go on what they are talking about now; if anyone has any comments plenty of time to take some action.

Selectman Waddell: on the warrant articles and the bids going out; the High Street stuff are there specifications when that can take place? Town Manager Welch: yes, we are not going to allow that to take place in the middle of summer because that just can't happen; one of the things we are looking at is night work simply because it is one of the most critical intersections in town and we will have to work with State DOT and Department of Safety to try to shut down some of the truck traffic that comes through town; we are obviously going to have a detour involved in this.

Selectman Bridle: when are you looking to do Exeter Road? Town Manager Welch: I want Exeter Road done before July 4, 2015.

VII. New Business

1. Award of Bid (43:21)
 - a. Waste and Recycling Disposal and Transportation

Town Manager Welch: received written recommendation from the director of Public Works, to award the bid to Eco Maine and Triano Transportation to be analyzed a little bit; I believe you received a plethora of information regarding that and all the bidders through the district and otherwise.

Selectman Bridle: looking at it and hearing from the gentlemen earlier, I have to go with the Public Works Director and his recommendation.

Selectman Woolsey: I have no problem at all going with Eco Maine and Triano effective July 1, 2015.

Selectman Waddell: I see the recommendation are we sure that it was done properly? Town Manager Welch: we had it analyzed by 4 different agencies; and the figures come back the same.

Selectman Waddell: we are confident that what we have done was bid out properly? Town Manager Welch: we didn't do the bidding.

Selectman Waddell: I mean the counsels and everything. Town Manager Welch: yes, we had counsel review it and everyone is in agreement; in fact we re-ran it today and everyone is in agreement that it is correct.

Selectman Bridle MOTIONED to approve the award of the Bid for the Waste and Recycling Disposal and Transportation to Triano and Eco Maine SECONDED by Selectman Woolsey.

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VOTE: 5-0-0

2. Lease for a Berm or Embankment on Town Property
 - a. 60 & 62 Glade path, Glade Path Condominium Association

Town Manager Welch: another one where they are putting in a very small stone revetment on the edge of their property; the board had said there would be a very reduced rate of these very small revetments as it is on the marsh side, they have completed all the requirements and suggest strongly that the selectmen approve the request.

Selectman Woolsey: that includes the fabric as well?

Town Manager Welch: that includes everything in the specs.

Selectman Bean MOTIONED to approve the Lease for a Berm or Embankment on Town Property at 60 & 62 Glade Path, Glade Path Condominium Association SECONDED by Selectman Bridle.

VOTE: 5-0-0

3. Amend Section 805-45. A. Limit of 20 miles per hour for School Zones
 - a. "Winnacunnet Road both sides, from the westerly lot line of Citizens Bank to Academy Avenue"

Town Manager Welch: you did 3 of these 2 weeks ago, even though we knew the signs were there we forgot to put Winnacunnet Road in; it is currently posted and thinks it needs to belong in the regulations.

Selectman Bridle: when this is posted in a school zone, it is 20 MPH while school is in session? Town Manager: Yes, sir that is correct.

Selectman Bridle: so it is not 20 MPH all the time, just when school is in session. Town Manager: yes

Selectman Bean MOTIONED to Amend Section 805-45. A. Limit of 20 miles per hour for School Zones "Winnacunnet Road both sides, from the westerly lot line of Citizens Bank to Academy Avenue SECONDED by Selectman Bridle.

VOTE: 5-0-0

4. 31-33 Ocean Blvd
 - a. Discussion of Bonding for Off-site Improvements

Town Manager Welch: the DPW has reviewed the request that were approved by the planning board and were referred to the board of selectmen's for review and approval; dealing with the 3 items; bonding of off-side improvements, sidewalk modifications and maintenance, and building lighting and street light elimination; you received a memorandum from me summarizing the information; the major operative item here is the bond which is recommended at \$16,385; shown as item #14 of the planning board letter of conditions and approval; the applicant shall appear before the board of selectman for approval of bonding for public off-site improvements prior to filing with a site plan with the registry of deeds; the DPW has reviewed the proposed work and recommends that the bond for off-site improvements be in the amount of \$16,385 and it be in the name of the town of Hampton Board of Selectmen.

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Selectman Woolsey: #11 says an impact fee in the amount of \$1,898 per dwelling unit is assessed and required to pay, school impact fee? Town Manager Welch: Yes, it is school.

Selectman Woolsey: #20 the snow shall be trucked off site once designated snow storage areas reach capacity. Do you think the snow storage set up on this lot is going to be adequate? Joe Coronati: I think it is. The condominium association would have to truck it off if everyone is living there full time, as there is limited space.

Selectman Woolsey: #23 says the applicant shall complete a lot merger, so you are going to make the existing 2 lots into 1; still have the same address 31-33? Joe Coronati: yes, 1 lot; using 33 Ocean Boulevard.

Selectman Waddell: the 3 things the selectman are responsible for, are you fine with those? Joe Coronati: yes

Selectman Bridle MOTIONED to approve the Bonding for Off-site Improvements for \$16,385.00 SECONDED by Selectman Bean.

VOTE: 5-0-0

b. Discussion of Sidewalk Modifications and Maintenance

Town Manager Welch: item #2 the sidewalk construction on Ocean Boulevard requires a State DOT permit be issued before work may commence, a copy of the issued permit shall be filed with both the planning board and the Hampton Public Works Department before work begins.

Selectman Bridle MOTIONED to approve the Sidewalk Modifications and Maintenance SECONDED by Selectman Bean.

VOTE: 5-0-0

c. Discussion of Building Lighting and Street Light Elimination

Town Manager Welch: #3 as in previous cases where a sidewalk is present for a re-development of property on Ocean Boulevard the selectmen have required that the project light the sidewalk in front of the property with wall packs and all street lights if any on the project side of Ocean Boulevard be eliminated at the developers expense we recommend the same here.

Selectman Bridle MOTIONED to approve the Building Lighting and Street Light Elimination SECONDED by Selectman Bean.

VOTE: 5-0-0

5. 377 Ocean Blvd (55:15)

a. Discussion of Building Lighting and Street Light Elimination

Town Manager Welch: the recommendations received from public works; the selectman have required that the project light the sidewalk in front of the property with wall packs or pole lighting and all street lights if any on the project side of Ocean Boulevard be eliminated at the developers expense.

b. Discussion of Sidewalk Modifications and Maintenance

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Town Manager Welch: on the planning boards letter of conditions the crosswalk at the entrance of the site and between the tip downs shall be maintained, painted, by the owner on an annual basis; additionally the owner shall initially seal the concrete sidewalk in the first year when cured and additionally thereafter shall treat the sidewalk in accordance with the application of approved treatment materials to preserve the sidewalk.

c. Discussion of Bonding for Off-site Improvements

Town Manager Welch: the Hampton DPW has reviewed the proposed work approved by the planning board and recommends that the bond for off-site improvements be in the amount of \$18,612 and be in the name of the Town of Hampton Board of Selectmen.

Selectman Bean MOVED that we approve 15-008 377 Ocean Boulevard with the applicant Warren Kelly of Kelly Properties Map 265 Lot 20 in accordance with the dialogue from the Town Manager and his memorandum dated March 18, 2015 to the board SECONDED by Selectman Waddell.

VOTE: 5-0-0

Selectman Woolsey: I assume the same pertains to this lot about snow storage? Joe Coronati yes

Selectman Woolsey: the asphalt being taken out at the end of the property, buffer zone? Joe Coronati: Yes, the buffer has been approved through the special permit process.

Selectman Waddell: On the painting of the crosswalk, is that all the way across the street? Joe Coronati: just across our entrance.

VIII. Old Business (58:35)

1. 86 Woodland Road
 - a. Discussion of Hydrants
 - b. Discussion of Street Lights

Town Manager Welch: this is held over from February 2, 2015 as an open item; it has been discussed before by the board and it has been placed on hold; the recommendations are as follows: the selectmen have already accepted a street name of Robinson Way at their meeting of February 2: two questions were contained in this one item: the town does not own any fire hydrants they are all owned by Aquarian Water Co. so ownership of hydrants is immaterial; second item: question of who should pay the annual rental of the fire hydrant, since it will be recommended subject to board approval that the street be a private way, see item 5; it will be the responsibility of the private association to pay the annual fee for the fire hydrant unless the board approves to pay that expense on a private street. Item #3 subject to the board's action on Item 2 above that is the hydrant; regarding the status of the roadway public or private; it is recommended that if the street be a private way that the homeowners association should pay for the street lighting; if the street is to be a public way then the homeowners association should pay for the street lighting unless the underground wiring is enclosed in conduit from the electrical power source to the street lights, in which case the town should pay for the street lighting expense; the conduit, the lighting fixtures and bases are to be gifted to the town by appropriate written documentation in accordance with acceptance by the board in the statute. Item #4 the DPW recommends that the bond for the construction of the so called public improvement be set at \$430,000 and the bond be written

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in the name of the Town of Hampton Board of Selectmen; it is recommended that the board approve the bonding figure subject to inspections and normal verifications that the work was accomplished according with the approved plans and have received a written verification of the inspections from the planning boards inspector and the DPW inspector. Item #5 the current planning board approvals require the developer to covenant that no salt will be used in the roadway during the winters instructed by the planning board's approval; I call to the board's attention that the roadway is instructed there is a 5% downgrade from Woodland Road this is a dangerous grade during icing conditions; if the roadway is to be a public highway and public works is prohibited from salting during freezing weather the town assumes potential liability that is unwanted. The other item that is problem area is the placement of test wells within the layout of the roadway; the town should not accept the roadway with test wells located within it that are drilled to or near groundwater; the potential for contamination is high; drilling test wells to ground water is a poor idea at best; potential liability will exist and that potential liability will not disappear but will be enhanced if the town owns the roadway and the roadway is responsible for the contamination of the wells; given the potential liability the town is recommending that the road be private not public.

Selectman Woolsey MOVED to start discussion Selectman Bridle SECONDED. Motion was not voted.

Selectman Woolsey: I agree with the memo the manager has presented; I will not countenance any acceptance of liability on this property by the public, it will need to be clearly stipulated in any documents that the annual rental of the fire hydrant will go upon any association set in place; I absolutely concur with the manager that this shall not be accepted as a public road.

Chairman Griffin: are there any other fire hydrants being paid for by private individuals?
Selectman Woolsey: Schooner Landing

Town Manager Welch: private developments are not public; those developments pay for the hydrants

Chairman Griffin: these are homes and they are going to be paying taxes, they aren't going to be getting fire service? Town Manager Welch: if you decide the road is to be a private road, we do not have any jurisdiction there.

Chairman Griffin: are there any hydrants on any private roads being paid for? Town Manager Welch: yes there are.

Chairman Griffin: this board needs to be aware that there are other people/developments when they pay their taxes they expect to have a water hydrant as part of their tax service.

Selectman Bean: I would like to hear from your panel.

Joe Coronati: when we started this project we looked at ordinances; the Town of Hampton has an aquafer protection ordinance, we followed on those rules; we have a standard subdivision; no waivers; no variances; in the aquafer protection we increased the lot sizes; we have done everything the town has asked us; I don't think it is fair that this subdivision is to be a private road, when there are other subdivisions in the aquafer that are being built right now and are not subject, this would be the only subdivision that I know of in the recent history that has to be a private road because is in the aquafer; I did Fielding Lane in the aquafer, we did Wayside Farms; Presidential Estates; we have a drainage system and a

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treatment system for our road, treated to a higher degree than the other subdivisions; now the town has a new set of rules in how you treat storm water and it mimics the state AOT rules, which came into effect in 2008; so all the subdivisions approved before that aren't designed to the standards; if you require we only use sand and yet you salt on Woodland Road, Little River Road, these roads are as close to these wells; if the concern is the wells then you shouldn't use salt on any of those roads, according to your aquifer protection; when Mr. Dockham looked at this property this item never came up during the review, he has since purchased the property; and now he is going to be held accountable to a private road for 5 lots, have to maintain this road, paving fixing anything on that road; if we design it to the town code and at the last minute that you are not going to accept it; I can understand the test wells those are something the planning board asked us to put in and Aquarian, those can be moved out of the right-of-way; they can easily be put on private property as well.

Chairman Griffin: so those don't have to be put underneath the road? Joe Coronati: no not at all, we were proposing them initially along the property line that is closest between the road; the wells are over 600' away; the wells have a 400' radius around municipal water systems. Mr. Dockham has gone forward in good faith and designed it per your code; he has been approved from the planning board; conservation, the state and now he is trying to get started on construction and he is finding out he is going to have a homeowners association bill that the owners are going to have to put up hundreds of dollars per month to get the same service that all the other residents have in this area and right next door.

Selectman Bean: tell us where you differ from the town manager's dissertation earlier and what you are looking for specifically. Would you go down that list? Joe Coronati: the big one is really the road ownership; item 2 is the fire hydrants and that will go the way the road goes; if it is a town road I would imagine that would be a town hydrant were as the town pays for the fee.

Selectman Bean: can I stop you there on the ownership of the road, so your assertion is you don't want to take ownership of the road; you assert you have met all approvals; state, local and larger regulatory bodies; you have been before the planning board process and it has all been approved and now you come to this and you do not feel it should be a private road? Joe Coronati: that is correct

Selectman Bean: you say that there are other projects that you have specifically worked on that are encumbered by the same challenges that are highlighted here that have been granted public road status? Joe Coronati: yes

Selectman Bean: specifically those roads are? Joe Coronati: off the top of my head is right across the street called Dalton Lane.

Town Manager Welch: that is not a public road, probably won't be accepted the way it is.

Joe Coronati: that might not be a good example; there is Fielding Lane, Wayside Farms.

Selectman Bean: did you do those? Joe Coronati: yes I did.

Selectman Bean: can you compare and contrast those with the challenges that are articulated here? Joe Coronati: Wayside Farms, that was off of Mill Road and the back yard was other wells owned by Aquarian; that project having no drainage system; at the time Aquarian had a moratorium and wanted water and we ended up piping the water right into the wetlands towards their system, because they needed water for those wells; so there is no drainage

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system, no treatment pond, this site has a high tech bio-retention pond, it is one of the highest levels of storm water treatment pond.

Selectman Bean: 86 Woodland? Joe Coronati: yes, all of our storm water from the road ends up in that pond; anything from the road is captured and treated; so there is no water heading off our site towards the wells that does not go in the pond. There are numerous other subdivisions that I didn't work, to my knowledge there has been no issues to the town water; keep in mind this aquifer crosses Route 1, it is not just this somewhat rural area of the residential section of Hampton; we have gotten variances to do large commercial developments in the aquifer.

Selectman Bean: can you respond specifically to the grade and what you would do for a season such as this and what the town would do if they had the property how they would prevent ice? Joe Coronati: I think the sanding would be adequate; there are other items that are allowed to be put on their other than just sand; but I think sand would be enough, plow it, it is paved going to get sun on it.

Selectman Bean: you are a Civil Engineer? Joe Coronati: yes.

Selectman Bean: you are confident that it would address the issue, given conditions such as this past winter? Joe Coronati: I am yes, there is a steep section of the road; 5% isn't that steep; at the beginning of the road is a flat area; we don't come right off Woodland Road into a 5% grade; there is a level platform at 2% and then it slopes down; if the town were to salt it there shouldn't be an issue either because Woodland Road has been salted just as long as the wells have been in existence; and the driveway to the wells comes off of Woodland Road so I still can't see how salting our road would be a problem we have a treatment system.

Selectman Bean: Mr. Chairman as a point of order because some of these other provisions are requisite on whether it is a public or private road, do you want to accept a motion.

Selectman Woolsey: I have a motion on the table. Selectman Bean: you do? Selectman Woolsey: yes I do.

Selectman Bean: well your motion is for this entire document and you have got to get to A before you get to passing that entire document, it is not specific enough.

Chairman Griffin: let's finish the discussion and then we will make the motion.

Selectman Waddell: I would like to make a statement, that things should be run fairly; we have ordinances and if they have gone by the ordinances and if there are other private roads that are paying hydrants; if they have gone through all the hoops and Aquarian has looked at the wells and stuff; if it were a public road could you go along with the conduit for the lighting fixtures.

Joe Coronati: yes for sure, the only thing I would add to the hydrants, I know there are private condominium developments that take care of their hydrants; but I don't know of any private subdivision roads that are permanently private; I know there are roads that have not been accepted; one distinction here is that we are a subdivision designed under the town rules to be a town road; whereas, Schooner Landing or Hampton Meadows those are condominium developments and those roads will always be private and pay for their hydrants.

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Selectman Bridle: I am having a hard time with the sanding, what burden is that going to put on our public works if we require this one road in town to be sanded, but I understand that is something the planning board has put on?

Bob Dockham: I met with Mr. Jacobs and discussed that very thing; he didn't see that as a problem sending out a truck with just sand in it and not having salt, not just for this road but other roads in town that should not have salt.

Selectman Woolsey: the retention pond who is going to be responsible for the maintenance of that; the road to the wells comes off Little River Road it does not come off Woodland Road and where it comes off Little River Road it is a much more level way; the 400' radius of the well is arbitrary that is a line on a map and the planning board to the best of my recollection never looked at the map, never understood or realized that the wells were there and they are some of the primary wells for this town; I do not want responsibility for possible contamination for what they put on the road; whatever fertilizers they put on their lawns; I do not want responsibility for a hydrant; I do not want any responsibility for building in this sensitive zone and somebody better wake up here; stop this intensive building in the aquifer there is no excuse for risking our wildlife and our natural resources and our water; this is a tremendous liability to this town unless it is made a private road.

Chairman Griffin: any other discussion; does anybody want to make a motion.

Selectman Woolsey: I made a motion to have this become a private road predicated on the manager's recommendation that he has stated here and I believe I received a second.

Chairman Griffin: who was the second? Selectman Bridle: I seconded it to the discussion.

Chairman Griffin: any further discussion?

Town Manager Welch: Public Works and the town have a problem with this road, because of 2 things the planning board has done; one is to require no salt and you don't do that on a 5% grade, when it is completely iced over, as it has been, when it gets too cold salt won't work unless it is combined with sand, you do need salt to melt the ice otherwise it is going to be a problem; the biggest problem however is the insistence of the planning board to drill 2 wells to ground water; within the proposed public way; the first well is .00 at the beginning of the roadway and the second one is at 250 on the plan, within the proposed public way.

Joe Coronati: one was at the end of the road and one halfway down the road.

Town Manager Welch: We were told at the end of the road is at Woodland Road and the other one is halfway down the road about 250 on the plan. At any event since they are going to be in the layout of the roadway, when finished, there is an open conduit to the ground water; anything can be poured down that it is a dangerous situation; without having some dire control over it if something happens the town of Hampton as tax payers are going to be responsible for it, if that is a public road. There are no other test wells in any subdivision in this town, none, zero; you are setting a brand new precedent. I was the manager in Seabrook and we had a situation there were somebody spilled something and the town for 16 years had to do air stripping to try to clean it and they finally declared it to be a super fund site and the federal government is coming in with hundreds of millions of dollars to try to fix it so their wells can continue to be used; this is an open invitation for problems; it is in the wrong place at the wrong time; if you want to put this up on private property we have no problem with that; because it is somebody else's responsibility, but the planning board has insisted it be in

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the layout of the public road and you have to put it there unless they change their requirements; our objection is that it puts liability on the tax payers of this town that is not needed.

Joe Coronati: the wells themselves were part of a report from Aquarian and everyone thought it was a good idea to have test wells; and if the resolution is that test wells are not a good idea, then it can be looked at; I think that can be relooked at that was something that came up in the review; I know you were involved there Mary Louise.

Selectman Woolsey: I certainly was and Aquarian offered to set in their own wells which they would have to monitor constantly and the wells as I understood it was further down the slope and that expense would end up by falling on the rate payers.

Town Manager Welch: the expense would however the wells don't; they are in a public road, the layout of a public highway or what is supposed to be a public highway.

Joe Coronati: Bob Dockham agreed he would put the wells in and then I believe Aquarian would do the on-going testing.

Town Manager Welch: what are they going to do when the testing is done? Joe Coronati: they were going to continually test yearly, I guess; I don't necessarily think the monitoring wells are needed because they test their drinking wells on a regular basis per requirements.

Town Manager Welch: I tend to agree with that statement I don't know why the test wells are there, but what I do know is that it is an open invitation to pollute the ground water source at that location where each of those wells are; that is a bad policy; if it is not required anywhere else it shouldn't be required here.

Joe Coronati: what you are saying is you would be more open to accepting it as a town road if the wells were not in the road and we can go back and look at that item.

Town Manager Welch: think about this for a second ok; when the developer is gone and Aquarian no longer needs the wells, they are there; they are on public property; they become our responsibility as a community; if anything goes wrong, the community picks up the bill. If contamination gets into the well itself and that is possible because they are there; it is a hole in the ground with a casing; contamination can go down the outside of the casing as well inside the casing; we don't want 25 years from now Aquarian come along and say you know our wells are polluted down there and we just went up and tested and there is pollution in your well so it had to come from you, so the town is responsible to clean it all up, we shouldn't be doing this; has anyone talked with DES and asked them about what the problems potentially can be with devices being drilled into the ground water at a high elevation next to a roadway that is going to be traveled by automobiles that can have gasoline and oil spills and salt and sand; they get into the well because it is off the side of the roadway and the road gets damaged because of plowing and something gets into it we are responsible.

Joe Coronati: we have not spoken to DES because the requirement for the wells came from the town. Town Manager Welch: I do not think you can drill that well to ground water without DES permit or maybe even an EPA permit.

Joe Coronati: the recommendation from Aquarian came from their own hydro geologist and he is the expert; and therefore the hydro geologist for the Town of Hampton because he does all the work on their wells, he was the one recommending the monitoring wells.

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Selectman Woolsey: they recommended the monitoring wells would be installed by them and the locations of their choosing; nothing to do with the road because they are concerned about protecting that water source.

Town Manager Welch: that is a good concern; I suggest they put it some place other than what would be town property if you want the road accepted.

Joe Coronati: I assume that could be done.

Town Manager Welch: the planning board would have to change the requirement.

Joe Coronati: If we have to go back before the planning board to address the condition on the wells, we should address the no salt issue, we should be held to the same standard as the rest of the roads in Hampton.

Town Manager Welch: I don't disagree with that but you are being held to a different standard as requirements are being placed upon you that we don't have any other road in that district.

Joe Coronati: I don't think it is fair for the town to have one road that has to be treated separately than all others when you have one public works; one big truck that is going to handle 6-10 roads at a time.

Town Manager Welch: we will be sending a separate truck for this road; that is the way it is we do mix our sand and salt; it is more sand than salt; this is a special requirement and we are going to have to specially take care of it.

Joe Coronati: would you recommend we go back to the planning board and ask for the condition of the wells and the no salt is lifted so it can be accepted as a public road.

Town Manager Welch: my concern is the wells; if they are going to be in the layout of the road ultimately when Aquarian no longer needs them; potentially they are there and that hole going directly to ground water is there it is a conduit and an easy way to get contamination there; put that off someplace where it can't get contaminated accidentally; can't get hit by a truck; somebody can't have an accident next to it and have a gasoline spill or whatever, we have these problems all over New England all the time.

Selectman Waddell: I have a question just on the wells; was it Aquarian that said to put them there? Joe Coronati: as far as I know the location hasn't been set in stone; a file came across from Aquarian and said suggested locations; I think they thought they were putting them in the best locations.

Chairman Griffin: who did they say was going to pay for it? Joe Coronati: there was a whole report done by Aquarian; they were asked to review this subdivision; a conclusion with recommendations; then discussion that Bob Dockham would put the wells in and they would take over future monitoring of the wells, because they don't want homeowners monitoring the wells or an association; they know how to do it; they have the personnel to monitor the wells.

Chairman Griffin: so they would do that forever? Joe Coronati: yes, they were happy to have them installed.

Selectman Waddell: I just have a hard time thinking Aquarian would allow it to get contaminated and give up on it; they should be held to the same standards of other people.

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Chairman Griffin: which is a 400', they had no problem with it; they said that is the standard for the U.S. Joe Coronati: 400' radius is the largest radius you can have on a well in NH; it is based on how many gallons you pull out of the ground.

Selectman Woolsey: how does the water know when it has reached the 400'; you are talking about water which flows downhill at least that is what I learned in school; that is the consideration here and Aquarian is looking to acquire more land in that area to protect the wells; and just because we have been stupid about not protecting our aquafer in the past doesn't mean we have to continue to be.

Selectman Bridle: the biggest concern I have is the sand and having separate standards; I would rather see it go back to the planning board and have them modify it to whatever the towns recommendations are; because if we have certain developments that have special needs for each one, to tax our public works with doing different things; that is the problem I have.

Chairman Griffin: If they go back to the planning board, would it be better to hear this again in the future? Town Manager Welch: they would have to come back if conditions change; and if those conditions went away then there is not a problem, at least from public works standpoint.

Chairman Griffin: is that what you gentlemen have in mind? Atty. Sari: For tonight, yes.

Selectman Woolsey: once again and this goes for all developments; once the developer develops he leaves, he goes away, he doesn't live there; and no one inspects the premises.

Selectman Woolsey: we aren't going to have any control over this? Chairman Griffin: they are going to come back from what I understand; now we are going to vote on Mrs. Woolsey's motion.

Selectman Bean: and what is the motion specifically and why don't we just rescind the motion if they are coming back? Chairman Griffin: that is what I would recommend.

Selectman Woolsey: no I think we need to clarify the status of this; there is no sense in having them go back and forth like a yo-yo unless they understand what they are doing; I think the status of the road whether it is a private or public road needs to be established out of the gate and I think it should have been established before this and I don't want responsibility for that hydrant, I don't want responsibility for that road and this is liability with a capital L.

Chairman Griffin: so does everybody recommend what her motion is?

Selectman Waddell: let's hear the motion again

Selectman Woolsey: the motion is that given the potential for liability to the town it is recommended that the roadway be private and not public and that is the final sentence of the town manager's memo.

Chairman Griffin: do you still want to second it Rusty or would you rather them come back?

Selectman Bridle: I can second it and then vote it down either way.

Chairman Griffin: well you have a chance; do you want to withdraw your second?

Selectman Bridle: I would just like to see these people come back with it; so I will rescind my second.

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Chairman Griffin: is there a second; I am seeing none; will see you again gentlemen.

c. Discussion of proposed Bonding for the Road Improvements

Bob Dockham: I have a quick question on the bonding; obviously the road has been set up to be developed in a certain aspect; the outline the board has just talked about would be rescinding the no salt and the well situation; those are really the only 2 criteria to be a public road; so I am asking can the bonding be moved forward and we readdress these 2 issues on whether it becomes public or private.

Town Manager Welch: you want to start construction? Bob Dockham: I would like to yes; we are doing everything accordingly; everything is going to be private or public; and those 2 issues that you have talked about and we are going to rectify those; why can't we?

Town Manager Welch: the bonding figure does stand on its own; it is an individual item; so you have to get through all the other requirements in order to use it.

Selectman Bean MOVED a bond amount of \$430,000 for 86 Woodland Road SECONDED by Selectman Waddell.

VOTE: 5-0-0

2. 14, 16, 18, 20, 22, & 26 N Street

a. Discussion of Permission to work in Town Right of Way

Town Manager Welch: the department of public works has issued a report with regard to the project on 14, 16, 18, 20, 22 & 26 N Street; there are 4 items; the department recommends approval of the request to work within the public way provided the towns regulations are observed in all respects, including the erection of barricades and the provision of police details as required by the chief of police; work to be in accordance with the planning board's approved plans.

b. Discussion of Pole Petition Approval

Town Manager Welch: the pole petition be approved pending approval by town counsel, provided that the petition in accordance with the towns and taxing regulations.

c. Discussion of Sidewalk Modifications and Maintenance

Town Manager Welch: the proposed sidewalk modifications be approved per the plans approved by the planning board; the underground electrical system be installed in conduit that is encased in concrete for its entire length within the sidewalk; trench refilling will be accomplished in accordance with the public works regulations and inspections; appropriate barricades be installed for the protection of the public and appropriate police details be on site as specified by the chief of police.

d. Discussion of Bonding for Sidewalk Improvements

Town Manager Welch: the bond amount for the offsite improvements be in the amount of \$30,011.00 to be held in the name of the board of selectman.

Joe Coronati: the requirement encased in concrete is new that is just for the section that is under the sidewalk? Town Manager Welch: yes, what is on private property is not our concern.

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Attorney Gearreald: this sidewalk that is talked about here, this is one that is on town property and this will be concrete; you articulated last week as to the development at 128 Ashworth there is to be an annual maintenance; this is a condominium development.

Town Manager Welch: yes, as per the town's regulations; they will have to abide by that.

Attorney Gearreald: so there will be an annual treatment? Town Manager Welch: yes

Attorney Gearreald: last week I made the point to the board when this situation arises there is a continuing involvement where an entity that is not the town; meaning the condominium association comes onto town property and performs something a maintenance function that includes sealing; that function exposes the town albeit for a short period of time annually; potential liability onto the town because it is working on town property and could affect pedestrians and so forth; I had recommended to you last week and recommend this week that the condition be clearly noted on the site plan and stated in the condominium documents; it probably already is DPW specifications but also we have insisted on an indemnification agreement where the condominium association would indemnify and hold the town harmless for their activity; that they have the obligation to treat the sidewalk and if done in a negligent way we want not to be held liable so that we want to be named an insured on their policy of liability insurance; it is similarly what we articulated last week; I would appreciate it if the board could include those as conditions.

Town Manager Welch: also need a permit from public works each year when they do the work, which requires some bonding and security.

Selectman Bean MOVED to incorporate Attorney Gearreald's remarks regarding risk management and the town manager's most recent remarks I would move that we approve the memorandum dated March 17, 2015 for 14, 16, 18, 20, 22, and 26 N Street, items 1-4 SECONDED by Selectman Waddell.

VOTE: 5-0-0

Attorney Gearreald: when you approved the minutes earlier this evening of last week in reference to that item I just mentioned, I see that it is quoting a motion by Selectman Bean merely to accept a bond amount and I am sure that he made a motion last week similar to tonight to implement the town manager's recommendation as well as my own; I think it was not simply to approve the bond, it was to adopt those; I think the motion is not fully stated in the minutes and I am sorry I didn't pick up on that earlier; if the minutes of last week could be simply be amended to reflect a similar motion to Mr. Bean's tonight, I would appreciate that.

Selectman Bridle MOTIONED on the recommendation of counsel to amend the minutes [regarding the motion for 128 Ashworth Ave] to reflect the similar motion of this evening SECONDED by Selectman Bean.

VOTE: 4-0-1(Woolsey)

New Business Continued (1:45:42)

1. Selectmen's Goals

Selectman Bridle: I think it is good to incorporate input from our department heads so that we know where they are coming from; propose work shop meeting other than just a regular

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selectman's meeting to sit down and see what goals are; find out what their visions are; talk to public works, fire department, police department and recreation department, go through the rest of the departments too if you like; dealing with school boards goals and objectives that seemed to work out well; when we come out with our goals and objectives then the department heads as they are going forward to their year they are looking more into what we are looking for instead of each individual unit.

Selectman Waddell: I think that is a good suggestion and I think we should set one goal; that we have these goals done within a month to get our workshops together. This year and in prior years we have had default budgets and budgets that are lower and have to come up with a budget that reflects the will of the voters; more cooperation between boards and that is part of our responsibility and Rusty's idea to have workshops with the other; because we are all looking out for the voters in the town of Hampton.

Chairman Griffin: are we looking to discuss the goals this evening? Selectman Waddell: I think Rusty's idea is a great idea; we should all be thinking about what we view as goals for the selectmen and we should set a time limit.

Chairman Griffin: what about if we did it 2 weeks from today, not on Easter Monday the following week and maybe we could invite the department heads to come in and we could start at 6:00 instead.

Selectman Bridle: that is a start, but will take up your whole meeting just discussing goals and objectives; that is why I suggested not doing it on a regular selectman's meeting; doing it on an alternative time.

Chairman Griffin: what are you suggesting? Selectman Bridle: we do a meeting on an off night or a Saturday?

Chairman Griffin: so when do we have an off night? Town Manager Welch: let me look at the schedule and get to all of you about what available dates there are on the calendar, so you can meet here.

Selectmen Waddell: I think it is necessary to give some direction to the people invited to the meeting, so they will know what they are coming for and what we are going to be discussing.

Selectman Bean: Chapter 41 NH RSA's NH the selectmen shall the prudential affairs of the town Hampton and I have a list of what I think in my personal opinion are prudential affairs: #1 the NH legislators coming into see us; Mr. Welch spoke tonight about the memorandum received from the NH Municipal Trust #11 called for a \$50,000,000 cut give or take a couple of million to local municipalities; that means local tax payers will be without that money, it goes from rooms and meals to high rent from a to z it is perilous; the most recent one that I haven't read yet, but this one is \$100,000,000 and there was testimony a couple of weeks ago in Concord; in Hampton we are pushing .2 billion dollars; almost \$200,000,000 revenue that the state secures from this town; Hampton has contributed for infrastructure for the last 15 years it has been about \$2,000,000 a year that is costing Hampton taxpayers to support the state; parking down at the main beach is not run very well; audited financial reports year ending 2013 there is a line called shared revenue for years from the state of NH besides the fact that we are up to about \$200,000,000 as a revenue camp in Hampton that always reflects \$0 and as such we provide services; Mr. Welch has a chart from a request from department heads to examine our service; if you look elsewhere in the audited financial reports year end

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2013 there is a couple of million bucks charged expenses so much to Mr. Waddell's comments tonight on land development; we charge some people for services but we don't charge the state; look at the default budget we are short on money we had catastrophic weather conditions; but we provide services to the state of NH which is a \$5 billion dollar corporation gratis; bullet #12 calls for \$150,000,000 in cuts that we need to re-examine that; I would be interested in hearing from our legislators what they are doing specifically for the town of Hampton, specifically for shared revenue; particularly for them to bring in a coalition and provide effective legislation. Repeal of 7212A Cordell Johnson and Remi Cushing really went to the well on that; the local paper called it a shameful vote in favor of corporate welfare, crony capitalism that of course cost the town \$1.2 million and took a significant amount of revenue off the platform for us to upgrade our town; the tax assessor briefed the board on that; it effected new money to the town it had pernicious effects to our bottom line to our ability to conduct government operations; 7212A works when other options with town counsel to fight; that agreement ends in 2020 we don't know where that liability goes from there and could become more steep. Moving onto a 3rd issue SB213 meals and room tax revenues again Mr. Sanborn talked about disproportionality of a town receiving more money than a town that doesn't provide the services; when we provide all of our services and we provide \$30,000,000 for infrastructure and we get nothing back from the state that is disproportionality and we suffer because of that; Senator Stiles efforts and she does not receive a lot of support up there from the other legislators; my testimony is on line to the Ways & Means Committee and I ask that it be put on the town website, it talks about the strengths of Hampton we need to continue on repealing 7212. In terms of zoning at the beach I think the board should entertain notions of re-zoning on the west side of Ashworth Avenue from residential to business seasonal and that is on the southwest side of Ashworth Avenue, it will maximize property values and add consistency symmetry to the land use at the beach. Additionally at Hampton Marina the town is becoming exclusively confined to beach access; we have a small park at North Beach often times it is difficult to get parking, as we develop and build and we grant those approvals there will be very little opportunity for tax payers in Hampton to enjoy the beach; the town and the board of selectmen should entertain insipient discussions and look at something like a facility at the Hampton Marina; secure and purchase that to secure water front access for Hampton tax payers; it is consistent with our \$30,000,000 infrastructure; this would be something to the benefit of Hampton taxpayers. We have heard a lot about Aquarian Water Company, it is a foreign owned company; but it is our water; we should engage in discussions of purchasing the water company; consistent with other municipalities securing their own water future, it is integral to Hampton. Chapter 53 HB16 Hampton Real Estate Fund we have \$19,000,000 in the fund, well managed by the trustees; we should develop a warrant article to borrow our own money; lend it to ourselves at a lower percentage; should look at our bond payments, some of our bond interest runs as high as 5%; we have dire infrastructure needs, the market has been well managed; we should pursue freeing up that money; per the town counsel's warrant article that he has prepared that would change legislation specific to the Town of Hampton; rolling stock; motor vehicle assets is \$5,000,000 a year again and if that is appreciated into something as small as 10% a year that is \$50,000 just built into our vehicles; be interested in getting a good figure now that we are conforming with Gatsby when we do our accounting to come up with the depreciation assets on our operational and plant equipment; we have a figure of compensated absences payable on our balance sheet, it is a liability, it is for our

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employees; we have no professional accounting standard for setting aside that money, it is now over 7 figures, we need to address a figure over 7 figures large in a more professional financial responsible way; capital improvements we need to set aside and forecast money for this; in the fire inspector position there has been discord on that and we need to have a brief from the chief.

Chairman Griffin: does anyone else like to clarify their goals, do you want to have this meeting before or after we meet with the state or do we want it before; we will find out what the best times are and we will discuss next week. Going back to other new business about the people on the committees, do you have a list Mr. Welch?

Town Manager Welch: the board usually appoints representatives to various boards, committees and commissions as sort of a liaison between the board of selectmen and those committees; the ones that are out there right now are the: Recreation and Parks Committee a representative and alternate; a representative to the CATV Committee; representative to the CIP Committee; representative to the Records Committee; representative to the Energy Committee; representative to the Hampton Chamber of Commerce. Those are the ones that are currently filled.

Chairman Griffin: last year who was the representative to the Recreation and Parks Committee: Selectman Waddell said he was and would still do it; Selectmen Bean moved; who will be the second; Selectman Bridle said he would; they currently both hold those positions so no change there.

Town Manager Welch: the next one is the representative to the CATV Committee: Selectman Waddell said he was and will do again, no alternate. Representative to the CIP Committee Mary Louise was the representative last year. Phil you are going to be doing the Budget Committee?

Selectman Bean: I understand that is available so yes I will.

Chairman Griffin: will you do the CIP also and I will be the alternate? Selectman Bean: Yes, I will. Chairman Griffin will be the alternate.

Town Manager Welch: Records Advisory Commission Mr. Bean was that last year.

Chairman Griffin: I will do that.

Town Manager Welch: Representative for the Energy Commission Mr. Bean was that last year also.

Chairman Griffin: do we have a volunteer for that one? Selectman Bean: I will.

Town Manager Welch: Representative to the Hampton Chamber of Commerce that was Mr. Griffin last year. Selectman Bridle: I will do it.

Chairman Griffin: I will be the alternate. And he also does the Hampton Area Commission.

Other Old Business (2:06:40)

Selectman Woolsey: I have several items under old business first of all after what appeared to be a successful year for the board last year; I was disappointed to see that Mr. Griffin was elected as the chair last week not because of anything to do with Mr. Griffin but I think that I was not happy being bypassed this being my third year of my current term and by the

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tradition of the board apparently means nothing; I had expected to serve and I am a little surprised at what appeared to be a predetermination of the chair before we got here and that context I did attend the Budget Committee meeting as your representative on Tuesday, they had questions, etc., I cleared some things with Fred and I responded to the questions by email to the chairman of the Budget Committee on Wednesday, I also called Mr. Bridle on Wednesday morning and advised him that I would be stepping away as the selectman representative on the Budget Committee, because I no longer frankly respect the actions of this board; I am 1/5th of the board and I think that I was of more respect then what I saw last week. Next item is the water company that Phil mentioned, I will never vote to ask the public to buy the water company; we have clean safe water, I have friends in Exeter that won't drink their water enough said on that. I have been discussing with the conservation commission the revetments and they need to recommend to the planning board; I have also mentioned this to Jason Bachand; the planning board needs to get together with conservation commission and do some consistent planning for the revetments that are going to be built; I think that in light of the committees which Fred has just mentioned, I have been made aware of a situation on the Energy Committee and I think some of these things slip through the cracks from time to time; I think we are not supervising the committees that we have as well as we should perhaps, and I have just been made aware of a situation on the Energy Committee last year that troubles me and I think we ought to take a look at how these committees are run instead of having them turn into little fiefdoms.

Selectman Bean: point of order Mr. Chairman, I don't care if Madame Selectman criticizes this board but I don't to ascribe to calling other committee members little fiefdoms; thank you sir.

Selectman Woolsey: I think that this board should have better control and oversight of the committees that operate for it, they shouldn't become little independent entities, I think we should have just a maybe an annual review; needs to know when we are going to designate a date to meet to ask to meet on reopening the joint operation plan that is going to drag along forever unless we sit down and do something it, and also since it is almost the end of March I think we need to set up a time before the season begins, if it ever does, to meet with the neighborhoods including the neighborhoods in the precinct that are having significant traffic problems and enforcement problems and I think we need to flag dates for those and get busy working on them and one other item that I can think of at the moment that I want to bring up under that joint operation plan or separately with the DOT the weigh stations; I was coming up through Seabrook a couple of days ago and I noticed the sign that has been there since I have lived here that says the weigh station is not operating in Hampton Falls; we have trucks coming up Route 1 every single day and Fred mentioned detouring vehicles when we are doing the High Street drainage project that is going to go across Route 1 and down behind the railroad tracks we have no idea what is in the trucks on Route 1, it is an exceptionally narrow road; we have no clue what is in those vehicles and they are coming off I-95 through Exeter Road as well, and I think it is about time the state wants revenue and I know they don't want pay people to man the weigh stations, the state wants some revenue and if we want some safety I think it is about time to start putting pressure on the state to staff and get those weigh stations going so that we are not at the terrible risk that we are at now, and I will apologize to the Budget Committee for not joining them by the way, I do respect the Budget Committee and it has nothing to do with them.

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

Selectman Bridle: one thing Mary Louse brought up was the weigh station and the truck, now that we got frost banned hopefully coming off for some of our town streets, could we ask the police department just to check on the number of trucks on Towle Farm Road and Drakeside Road.

Selectman Woolsey: they have no thru traffic signs on. Town Manager Welch: they do, there shouldn't be trucks on them unless they are making deliveries.

Chairman Griffin: any other old comment; I would just like to say as far as the chairman goes, what's happened all the other years I have been here is that people before the first Monday night after the election people always discuss it one on one, not as a group, and people discuss it the day of the election and whatever, and it's not unique, I was overlooked at one point.

Selectman Woolsey: when you didn't show up for the meeting. Chairman Griffin: No, I don't think it was that, Mrs. Woolsey. Selectman Woolsey: the first time you were elected. Chairman Griffin: Dick Nichols was chairman either 2-3 years in a row. Selectman Woolsey: I remember that. Selectmen Bridle: 2 ½ years. Chairman Griffin: I don't think there is any breach of protocol; there is no protocol; if there was a protocol Mr. Bean would not have been removed last year.

IX. Adjournment

Selectman Bean MOTIONED to adjourn the meeting at 9:09 SECONDED by Selectman Waddell.

VOTE: 5-0-0

Selectman Woolsey: I am going to respond to that, a chain discussions of any such matter should not occur, just like chain emails, etc., and I have discussed nothing ever with any of you relating to that.