

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

June 15, 2015

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

#### SALUTE TO THE FLAG

#### I. Oath of Office (6:45)

##### 1. Firefighter Ryan Hickey

Acting Fire Chief introduced Firefighter Ryan Hickey.

Ryan Hickey was administered the Oath of Office by Town Clerk Jane Cyr to become a Hampton Firefighter.

##### 2. Fire Chief Jameson Ayotte

Town Manager introduced Acting Fire Chief Jameson Ayotte.

Jameson Ayotte was administered the Oath of Office by Town Clerk Jane Cyr to become Hampton's Fire Chief.

#### II. Public Comment Period (18:00)

Attorney Christos Valhouli: follow up on the matters of seawalls, revetments and stairways, understanding this matter is to be discussed this evening? Chairman Griffin: we will give you a copy of it.

Gary Pole, 4 Lyons Street: had 3 calls today saying in trouble with IRS; wants everybody to be aware of this, as the IRS would not call, they would write a letter to you; so please be careful.

#### III. Announcements and Community Calendar (20:40)

Selectman Waddell: nice ceremony and congratulates the Fire Chief on being sworn in; everybody did great job.

Selectman Bridle: sand sculpture starting this week; Selection of Winner on Thursday.

Selectman Bean: thanked Mr. Welch for his service during my tenure; lead magnificently; billeted some incredible people.

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

Selectman Woolsey: very disappointed that Mr. Warburton was not able to get an appointment with this board to celebrate Mr. Arthur Moody's 80 years as Hampton resident; any resident or taxpayer asks for an appointment it should be granted.

Chairman Griffin: is that an announcement, if not take it up under old business; do you have anything to announce; would you like to wish Arthur a Happy Birthday? Selectman Woolsey: I already have. The other item I am going to bring up later on regards to goals for the board.

Chairman Griffin: Hampton Beach Village Commission is coordinating and co-hosting an event with the NH State Parks next Monday June 22 at 9am celebrating completion of the North Beach seawall, at the end of the wall next to the park rest rooms; ribbon cutting ceremony, Hampton Historical Society will be providing a brief presentation on the history of the Hampton seawall prior to the ribbon cutting event; the Governor and Senator Stiles has been invited and everyone is welcome. Congratulates Fire Chief Ayotte; he has done a wonderful job.

#### IV. Consent Agenda (23:55)

1. Entertainment Licenses & Posted Permits
  - a. Casino Ballroom 169 Ocean Blvd
  - b. Wall's Pub 144 Ashworth Ave
  - c. The Goat Bar & Grill 20 L Street
  - d. Ocean Dining d/b/a/ Bernie's Bar & Grill 73 Ocean Blvd
  - e. The Community Oven 845 Lafayette Road
2. Parade and Public Gathering Licenses
  - a. Hampton Beach Catamaran Regatta 06/19/15-06-21/15
  - b. Kids Run the World 5K 06/28/15
  - c. Hampton Historical Society Pig Roast 09-05-15
  - d. Children's Festival Parade 08/21/15
3. Dance Hall Permits
  - a. Casino Ballroom 169 Ocean Blvd
  - b. Wally's Pub 144 Ashworth Ave
  - c. Water's Edge Yacht Club, LLC 24 Harbor Road #24
  - d. Casino Mini Golf 169 Ocean Blvd
  - e. Mac Restaurant Group DBA World's Greatest Karaoke Bar
4. Raffle Permit
  - a. Hampton Historical Society 09/05/15
5. License Coin Operated Amusement Devices
  - a. Best Western Inn, 815 Lafayette Road
  - b. D.M. Sales Corp 225 Ocean Blvd
6. Request of No Objection for Outdoor Service of Alcohol
  - a. Taco Room Bev/Wine liquor license

Selectman Woolsey: under Entertainment Licenses Wally's Pub, has the parking lot area of Wally's been resolved? Town Manager Welch: I can't answer the question because it is under the Planning Board's jurisdiction, and I am not responsible for inspections.

It was mentioned that a letter of objection was received from Mrs. Twomey.

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

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

VOTE: 5-0-0

V. Approval of Minutes (26:30)

1. June 01, 2015

Selectman Bridle MOTIONED to approve the minutes of June 01, 2015 SECONDED by Selectman Waddell.

VOTE: 5-0-0

2. June 01, 2015 Sealed Minutes

Selectman Waddell MOTIONED to approve June 01, 2015 Sealed Minutes SECONDED by Selectman Bridle.

VOTE: 5-0-0

3. June 05, 2015

Selectman Woolsey MOTIONED to approve the minutes of June 05, 2015 SECONDED by Selectman Waddell.

VOTE: 5-0-0

4. June 05, 2015 Sealed Minutes

Selectman Woolsey MOTIONED to approve the June 05, 2015 Sealed Minutes SECONDED by Selectman Bridle.

VOTE: 5-0-0

VI. Appointments (27:25)

1. Bob Casassa, Town Moderator  
a. Voting Locations

Mr. Casassa: we have 4 election events in 2016; where they are held is determined by the selectmen; Presidential primary could be held February 9, Town Election and Primary in September and November elections, in the past this was held at Marston School, I don't think it is a suitable location for an election in November, access and parking too difficult; spoke with Principle at WHS; consider if Hampton is ready for more than one voting place; multiple locations; warrant articles in March 2016, do you need that for multiple voting locations, use as a poll.

Selectman Bridle: the reason we do it in March at the High School is because the warrant and balloting is so big. Mr. Casassa: parking spaces don't turn as quickly and we found that WHS has been able to accommodate that.

Selectman Bridle: we should start looking at 2 polling places.

Mr. Casassa: do you have to divide the town into Wards in order to do that, can you do it alphabetically; is the town interested in that?

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

Selectman Woolsey: I am not in favor of 2 polling places; I do agree that WHS would be great and we ought to book for next March and November, also September if you need to for the primary.

Mr. Casassa: in talking to the Principle, we are on their calendar for March 8<sup>th</sup>, but have not broached for September or November.

Selectman Woolsey: those are the critical dates because you have more turning out for the Federal election. Mr. Casassa: certainly in November, historically it is the highest number.

Selectman Bean: Thank you for the great work you always do; I would defer to yourself, the town clerk and town manager for a course of action going forward.

Selectman Waddell: thanks for being proactive on this; really need to do something else with our elections; and I agree with Selectman Bean that you, the town clerk and town manager need to start working on this and I am sure the selectmen will support whatever you come up with.

Chairman Griffin: I agree with what Selectman Waddell said; hopefully it will go smooth like it always does and look forward to that continuing.

2. Skip Webb (38:15)
  - a. James House Update

Mr. Webb: one of my responsibilities as President of the James House is to remind the public through the Board of Selectmen the arrangement between the Campbell family, the James House Association and the Town; reason why is important to explain is because it is very easy for people to feel that the James House is actually a public museum, if you look at the deed it isn't; we are stewards of the property; operate it as a living history museum for the public providing free education in James family history, in Hampton history, in archeology, early period architecture, subsurface surveying, agriculture and the social and economic influences that affected the James family and the people in Hampton from 1702-1940; the arrangement is if we fail in doing those things the association dissolves and we offer the responsibilities to the Hampton Historic Society and if they fail it refers to the town as the final owner and they must operate it as a living history museum; a lot of restoration in the last year and will continue through next year to finish the outside restoration.

- b. Selectmen's support of LCHIP Grant application

Mr. Webb: we found out that LCHIP has a grant which has a section that adds extra points for endorsement from elected officials and for discussing the problem with selectmen; grant will be paying for what we did last year, what we are doing this year, and what is planned for the following year and LCHIP would be paying half; but because we have financed the west gable and the front of the house, we have already paid them the money for 1/3 of the restoration, we have money for the rest of it and still keeping \$10,000 aside; we have an education program free of charge which has been going for 10 years; we have a new program where we can go to schools and give lectures in the classrooms, as well as schools coming to the James House for a visit; this has been offered to 210 schools in ME, MA and NH; new Junior Director Program getting full education on how to run a nonprofit; asking for the Selectmen's endorsement as backing for the LCHIP grant.

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

Selectman Waddell: I am in support of that, applying for the grant is there any cost to the town? Mr. Webb: we are supposed to try to do it without expense to the town.

Selectman Bridle: as one of your neighbors up there I see the work, you should be commended for the work you do there, we should be behind you and support you; I am in full support of it. Mr. Webb: I want to thank you (Selectman Bridle) for the work you do for us.

Chairman Griffin: good time to remember your wife Elizabeth and the good work she did over the years with you too.

Selectman Woolsey: you've done great work over the years; I have no problem supporting the application. Do you have a format for the motion Mr. Manager, on how we should phrase it? Town Manager Welch: just simply the Board of Selectmen supports the program.

Mr. Webb: they don't accept letters of endorsement; they just simply have us list the elected officials.

Selectman Bean: an enthusiastic endorsement; thank you very much and we support your effort here tonight.

Mr. Webb: in conclusion I invite you to the open house on June 27, 2015 we are going to be giving tours starting at 10:00am; July 17, 2015 is the James Family Reunion; September 27, 2015 is the apple pie/blueberry cook-off, clowns, etc..

Chairman Griffin: it is people like you that make Hampton a great place to live and we appreciate that you came in tonight.

Mr. Webb: thank you for your time and the endorsement.

Selectman Woolsey MOTIONED to endorse the LCHIP grant for the James House SECONDED by Selectman Bridle.

VOTE: 5-0-0

3. Peter Saari and Mary Ganzs (55:40)
  - a. 183 Island Path
    - i. Boundary Line Agreement

Attorney Saari: I don't know how much background the board needs or wants.

Attorney Gearreald: your memo is before the board from earlier this month of June 9th.

Selectman Woolsey: as long as our counsel and you are comfortable I don't have a problem resolving it.

Selectman Bean: I have reviewed the documents and the motion and am satisfied that we don't need a detail brief.

Selectman Waddell: the memo is pretty implicit; this is a problem that needs to be cleared up.

Attorney Gearreald: I commend you both for working through this and it was a long standing problem that is going to be corrected so that there can be a closing on the property.

Attorney Saari: I commend you too Mark for hanging in there so long.

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

Selectman Bridle MOTIONED to approve and sign the Boundary Line Agreement presented by Attorney Saari to correct the title problems with lot 65 and to fix the boundary line for the easterly boundary, which shall be recorded without expense to the town SECONDED by Selectman Woolsey.

VOTE: 5-0-0

4. Joe Coronati (58:10)
  - a. 86 Woodland Road
    - i. Discussion of Hydrants
    - ii. Discussion of Street Lights
    - iii. Discussion of proposed Bonding for the Road Improvements
    - iv. Discussion of Acceptance of Sewer Easement

Mr. Coronati: we made changes to the plans across the board and have also been to the Planning Board to eliminate a couple of conditions that were brought up as concerns, not allowing the use any salt on the road, moving the observation wells, added easements to those, added notes about conduits for street lights, we are here for approval of everything, hydrants, street lights, location of monitoring wells, bonding, and sewer easement.

Town Manager Welch: all of this has been worked out and should be approved by the board.

Chairman Griffin: it should be approved by the board? Town Manager Welch: it meets your requirements and meets the requirements of the Planning Board; it meets all the requirements of the ordinance.

Selectman Bridle: it appears they have come up with everything we have asked them to.

Selectman Woolsey: A1 #22, Town of Hampton shall clean only the catch basins within the roadway and only after the road is accepted as a Class 5 highway; any catch basins, drain manholes, and connected piping shall become the property of the homeowners association; the drainage easements shall become the property of the homeowners association; all the sewer easements shall become the property of the Town of Hampton; assuming this road is accepted as a Class 5 highway, I have no intention of voting to approve this.

Mr. Coronati: we also have a sewer easement that gets signed by the selectmen and Peter Saari has drafted the document and Bob's wife is on the way who is the manager to sign and try to save one step to look at it and sign tonight.

Attorney Gearreald: that document is acceptable and I have the final one to add the selectmen's signature as accepting this document and then they can sign the rest.

Selectman Woolsey: we have listed on here discussion of hydrants, discussion of street lights, discussion of proposed bonding for road improvements and discussion of sewer easements are we tackling those one by one or is it a given that this plan contains everything that is appropriate, I know you have great concern Mr. Welch on the street lights?

Town Manager Welch: the street light concerns that we voiced to the developer have been corrected they have indicated on both the utility plan and the regular plan that the street light connection be conduit, should the wiring fail, they will simply pull new wiring through it, rather than dig up the street to find out where everything is.

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

Selectman Woolsey: but that will be responsibility of the homeowners association? Town Manager Welch: that will be the responsibility of the utility company as to where the wiring is; the light is our responsibility.

Selectman Woolsey: but if the wire needs to be replaced in the conduit at some point in time, the homeowners association will be answerable to the utility and they will pay that bill? Town Manager Welch: it will be between the homeowners association and the utility company.

Selectman Woolsey: so what about the hydrants? Town Manager Welch: the hydrants were approved previously by the board and there is 1 hydrant in the subdivision and should the road become a public highway that will be paid for by the town; this is all yet to be installed; the bonding and road improvements have been approved by the Planning Board and they have the final costs on that which they will be approving when they return to the Planning Board if there was any change in it from what was originally approved; the sewer easement you have counsel.

Selectman Woolsey: so the Planning Board will take care of holding the bond until the improvements are done? Town Manager Welch: they will solicit the bond and the bond will be held by the selectmen; you have to discharge it once the road is completed and inspected with the Planning Board concurrence.

Selectman Waddell MOTIONED to approve the change in plans for the Street Lights  
SECONDED by Selectman Bean.

VOTE: 4-1-0 (Woolsey)

Selectman Waddell MOTIONED to approve the Bonding for Road Improvements  
SECONDED by Selectman Bridle.

VOTE: 4-1-0 (Woolsey)

Selectman Waddell MOTIONED to approve and accept the Sewer Easement deed  
SECONDED by Selectman Bridle.

VOTE: 4-1-0 (Woolsey)

## VII. Town Manager's Report (1:05:40)

1. There will be a meeting of the Rockingham County Commissioners at 6 PM on July 16, 2015 to which the Selectmen are invited to discuss the County Budget RSVP requested.
2. The County Jail provided inmates to clean up the Church Street parking lot. The work was accomplished on Tuesday, June 9<sup>th</sup>. The service was exceptional.
3. I want to express my appreciation to Patty McKenzie for supplying documents from her records regarding the seawall construction on the North Beach. Our records were destroyed. She has provided a very valuable service to the Town and her neighbors.
4. I would request that the Board appoint Jamie Sullivan as the Acting Town Manager during my absence from June 16 through June 21, 2015.
5. Received schedule for the use of the State Park by various organizations through the fall.

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

Selectman Bridle MOTIONED to appoint Jamie Sullivan as the Acting Town Manager during the Town Manager's absence from June 16 through June 21, 2015 SECONDED by Selectman Waddell.

VOTE: 5-0-0

Selectman Bridle: good to see that the Jail sent the inmates over; a couple of places we might want to look at are the area of Drakeside Road and Towle Farm Road, the corner there has grown up with the sumac and starting to encroach over the bridge on 95; also another area on Drakeside Road the area where Drakes River comes underneath; saw the town parking lot and it is much cleaner.

Selectman Woolsey: the letter from the lady on one of our town motels, is the building inspector going to look at that? Town Manager Welch: he already did and it was not as bad as depicted, but it was bad; they are going back early this week to complete the final inspection.

Selectman Woolsey: flood letters? Town Manager Welch: the Planning Department and the Conservation Commission; they are setting the entire process up, Jamie is reviewing all the documents that we have received from FEMA; they are supposed to be reporting back to us.

Selectman Woolsey: River Avenue any movement on the person with the smelly fish complaint, etc. Town Manager Welch: my understanding is that has been referred to the State Department of Public Health; it may be a violation of the State Public Health rules and the Department of Fish and Game as well.

#### VIII. Old Business (1:13:50)

##### 1. Confirmation of Vote on Non-Union Raises

Town Manager Welch: the board requested that we go through and add 1.5% we have and we have ear marked all the individuals to receive, we have adjusted everybody in accordance those things that need to be prorated; have one employee who has been promoted out of one department into another department and there is a small amount of money there that represents the period of April 1<sup>st</sup> until the transfer.

Selectman Woolsey: the cost for 39 weeks for this non-union schedule starting April 1, 2015 is \$13,136.61.

Selectman Bridle: they did a good job going through it.

Selectman Woolsey: hope this becomes automatic with the finance office? Town Manager Welch: in accordance with the boards instructions that order has already been issued.

Chairman Griffin: that is how it goes every year isn't it? Town Manager Welch: no actually up until now it has waited for the board to actually do something to cause it to happen, but your last discussion said it was to be automatic and we took that as gospel until you change it.

Selectman Woolsey MOTIONED to grant the non-union raises to the personnel listed on the June 5<sup>th</sup> document SECONDED by Selectman Bridle.

VOTE: 5-0-0

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

2. Update to Hampton Code 805-45 Speed limits established

Town Manager Welch: we had noticed that the North Beach and Main Beach streets and the questions that were raised at the various board hearings; in reviewing some of that material we found some inaccuracies in the current code and this report that you have in front of you is to correct those inaccuracies.

Selectman Bridle MOTIONED to approve the Update to Hampton Code 805-45 Speed limits established SECONDED by Selectman Woolsey.

VOTE: 5-0-0

3. Confirmation of Postponement of Fee increase for Fire Works Display for the Precinct

Town Manager Welch: some months ago you changed the proposed fees that were operated on by the fire department, in changing those fees we were not aware of the fact that the precinct has a 3 year contract and they are in the 3<sup>rd</sup> year, there is no provision in that contract for them to pay fees, there is nothing in their budget so we are asking for this year to waive those fees and to come back to the board before the beginning of the following year and discuss the matter with the precinct commissioner's to see what they think should happen and what you believe should happen.

Chairman Griffin: what do you think the time frame should be on that? Town Manager Welch: I would suggest doing that prior to November for things after January 1<sup>st</sup> so that we have time to take care of any changes that need to be put into place.

Chairman Griffin: so we do that after the Seafood Festival that would give time for everybody.

Selectman Bridle: no problem with it, it is being fair to them and to allow them to put on notice that it is coming now.

Selectman Woolsey: I am not happy with waiving fees, but in this case as long as we catch it before next year.

Selectman Waddell: I would go along with the postponement this year and then open it for discussion later in the year.

Selectman Bridle MOTIONED to approve the Confirmation of Postponement of Fee increase for Fire Works Display for the Precinct for 2015 only SECONDED by Selectman Woolsey.

VOTE: 5-0-0

Selectman Woolsey: union contracts has there been a response to the most recent letter to the Hampton Police Union asking for negotiations to be set up? Town Manager Welch: you need to discuss that after this meeting, because you need to discuss how you are going to do that.

Selectman Woolsey: are we going to set on our agendas the goals, and we were going to go over all our goals; are we going to have that on a subsequent agenda. Town Manager Welch: yes

Selectman Woolsey: Rick and I were at the meeting on the Hampton Beach Area Commission about revamping the master plan and it was interesting the ideas the public

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

came up with that evening; in my opinion, the most desperate need down there is to target the bridge; the State Representatives did not want to hear that they own the sidewalks.

Chairman Griffin: it was brought up from many about the owning of the sidewalks and they were looking forward to have a discussion about the ownership of the sidewalks. Town Manager Welch: if they look at the recordings at the Registry of Deeds the area around Mrs. Mitchell's was just redone and had to be surveyed and it clearly shows that the sidewalks belong to the State of NH.

Chairman Griffin: the sidewalks are quite different then than they are today, there are possibilities that the smaller sidewalks have some ownership; there is a lot to be discussed here.

Selectman Bean: the Budget Committee meets tomorrow evening; on April 21<sup>st</sup> I attended a meeting; on May 19<sup>th</sup> the Hampton Municipal Association provided their budget seminar; June 16<sup>th</sup> meeting there will be a report of Budget Impact only are there any comments you would like me to provide?

Selectman Bridle: as far as Budget Impact, what? Selectman Bean: I will read off the agenda from the Chairwoman: #9 Report from Selectman Representative "Budget Impact Only".

Selectman Woolsey: I take that to mean this year.

Selectman Bridle: this year's budget, well we have the report from the finance director on where we are at; you can talk about the storm damage.

Selectman Woolsey: Kristi has a recap.

Selectman Bridle: right, that is the only thing you can give them as far as I am concerned.

Selectman Waddell: you have the recap of finances so far, but budget impact would be how it is impacting different departments; has it had an impact on their services and delivery; that is something that can be worked through with the Town Manager; that is what should come out of this.

Selectman Woolsey: yes, I agree; Kristi's information is here and whatever else Fred can provide.

Chairman Griffin: Kristi has given you a well drafted accounting. Town Manager Welch: I think we are going to get to that under Item #5 New Business.

Selectman Bean: please feel free to email me on any items you would like me to share.

## IX. New Business (1:28:00)

### 1. Selectmen's Regulation "Seawalls, Revetments & Stairs on Town Property"

Town Manager Welch: you held a public hearing on this subject and on 5/20/15 compliance by public hearing we went back and reworked this entire selectmen's set of regulations; the current process is the Conservation Commission issues the permit, the Planning Board holds a hearing and issues a permit, then comes to the Selectmen and at the point you would issue a permit from seawall or corrections to a seawall or revetment, stairs, etc.; the important item is the permit for the contractor to work on town property; since that is where most of the problems have occurred, in the past we have left the requirements in that they have to come

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

and get the necessary permits from the board; to work on town property they have to have insurance; once all the requirements have been taken care of the Selectmen will issue a permit to have a seawall or revetment; it will not expire and will continue to function until such time as it needs to be replaced again or major work needs to be done in which case the contractor will have to come back here; have continued the restrictions between May 15-September 15; no leases; grant in perpetuity for the seawall to be there and only needs to be renewed when it needs to be replaced; no fees; and the few places that have leases would order the cancellation of those leases and reimburse any fees they paid the town.

Selectman Bridle: so long as it corrects the facts that people can still get deeds and loans.  
Town Manager Welch: it won't interfere with anything on their property.

Selectman Woolsey: this will take effect regarding the current leases we have with existing property owners on North Beach? Town Manager Welch: or anywhere else as long as it is for a revetment, etc.

Selectman Woolsey: are we still going to go down the property lines on the east where we have encroachments on public land, etc.? Town Manager Welch: are you talking about the assessment statute; there is nothing I can do about that it is state law, the law requires us to assess and tax it.

Selectman Woolsey: right I remember; I just hope this clears everything up; so as we go down the properties there will be no leases and everyone who either owns property or is this strictly the revetments? Town Manager Welch: this is strictly seawalls and revetments on town property.

Selectman Woolsey: there aren't seawalls on the south beach. Town Manager Welch: yes, along the whole riverfront and partly on the oceanfront.

Selectman Woolsey: I thought on the oceanfront it was mostly on Boston Ave.; so you are talking Sun Valley. Town Manager Welch: that is the main beach, there is nothing built on the main beach; no walls there and nothing built there, so it doesn't affect them at all; we own the land in front of the properties on the Main Beach.

Selectman Woolsey: so this saves us from leases, saves us from insurance. Town Manager Welch: it saves us from insurance on the individual properties, but does not save the contractors from having insurance if they are going to do work.

Selectman Bridle MOTIONED to approve the updated Selectmen's Regulation on Seawalls, Revetments and Stairs on town property dated 5/20/15 SECONDED by Selectman Waddell.

VOTE: 5-0-0

## 2. North Beach Parking and other issues

Town Manager Welch: you held a public meeting with residents of the North Beach area; I appointed a committee of the Deputy Town Manager, Chief of Police, Acting Fire Chief, the Public Works Director, Town Planner and myself and we went through the individual streets and have issued a report to the board with regards to recommendations on what needs to happen on the North Beach area; we did specific traffic regulations amendments and new traffic requirements so that fire, police and ambulance equipment can get down those streets anytime; we restricted parking on one side of the numbered streets only and actually had the police, fire, public works and planning go down to see which streets would be no parking

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

there would be fire lane tow zones; we also provided for stop signs to be in code; amended the fire lanes code for all the streets there; working with State Department of Transportation for pavement marking on Ocean Boulevard and each intersecting numbered street; no parking within 20' of the intersection; Police Department would hire traffic and ticketing enforcement personnel; the fines collected from parking violations to be deposited in a separate account to provide payments for parking enforcement, code changes will be necessary to implement that; the Department of Public Works to paint individual parking spaces on the numbered and other streets, that will not happen until next year; the committee will continue to monitor changes; selectmen approve pending code changes; Kings Highway at the old pump station that is no longer in use to put 2 public toilets there.

Chairman Griffin: North Beach recommendations:

1. Work with the State Department of Transportation to pavement mark Ocean Boulevard at each intersecting numbered streets with no parking within 20' of each intersection.
2. Pavement mark each numbered street at its intersection with Ocean Boulevard and Kings Highway as no parking within 20' of the intersection.
3. Place portable toilets at the sewer pumping station on Kings Highway from June 15<sup>th</sup> through September 15<sup>th</sup>.
4. The Police Department to hire traffic and parking enforcement personnel.
5. The fines from parking violations to be deposited in a separate account to provide payments for parking enforcement; code changes will be necessary to implement.
6. The department to paint individual parking spaces on numbered and other streets.
7. The committee and town departments to continue monitoring the changes approved to determine effectiveness.
8. The Selectmen to approve the appended code revisions.

On the traffic regulations amend the code by the Town of Hampton by adding at the end of the first sentence in Section 805-2 the following new wording: Accept a municipal vehicle or a contractor operating on town business for the maintenance and repair of the street or sidewalk, the repair and maintenance of sewer's and drains placement removal or repair of traffic controls and signs, the removal of solid waste, recycling waste, snow, ice and other obstructions from the sweeping of the streets when authorized by lawful authority of the Police Department.

Parking Regulations: amend the Code of the Town of Hampton by adding a new definition to Section 805-4 describing accessibility of driveways as follows: accessibility to driveways; no person shall park, stop, stand, idol or otherwise occupy any portion of a street within 2' of either side of a town approved and permitted driveway; stopping, standing or parking prohibited in specific places amend the Code of the Town of Hampton by adding the following to new subsection 805-11: within 20' of all corners on all numbered streets from 1st through 19<sup>th</sup> Street; and then there is a long list to amend the code between 1<sup>st</sup> and 19<sup>th</sup> Street, Greene Street, Gill Street, Kings Highway, Meadow Pond Road, Pearl Street, Red Coat Lane and Redman Lane: fire lane tow zone, no parking on the northerly side of the roadway for its entire length.

Town Manager Welch: there are also a number on the southerly side, and it alternates depending upon where existing facilities appear on the street.

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

Chairman Griffin: stop intersections amendment to Code 805-32: stop signs at the end of the streets we just mentioned; westerly before entering Kings Highway for all 1<sup>st</sup> to 19<sup>th</sup> Street and on Gill Street easterly before entering Kings Highway also on Greene Street, Red Coat Lane, Redman Street and then fire lanes 1<sup>st</sup> through 16<sup>th</sup> Streets; 17, 18 and 19 Streets are already fire lanes; and some are on the north side and some on the south side; Greene Street for both sides of the street for its entire length; Kings Highway east side of street for its entire length; Kings Highway west side of the street from Winnacunnet Road to the end of the paved sidewalk; Kings Highway west side of the street from High Street 200' southerly and Meadow Pond Road westerly side of the roadway for its entire length and north and south ends of the street for its entire width.

Chairman Griffin: these are the North Beach recommendations, so what exactly does that mean? Town Manager Welch: that means the board has the opportunity at this time to implement or not implement those recommendations, or to selectively remove individual recommendations.

Chairman Griffin: I think the one that needs to be looked at are the port-a-potties, I don't feel it is necessary and I am hearing people are unhappy about having port-a-potties.

Selectman Bridle: I don't like the idea of port-a-potties, but don't like the idea of people going on other people's property; have discussion with State about a bathroom in the area of Winnacunnet Road; it is a long stretch from the Ashworth to North Beach.

Chairman Griffin: couldn't you just put a sign up no trespassing? Town Manager Welch: you could but would need a police officer to enforce it.

Selectman Bridle: could we have a couple of signs letting people know where the public bathrooms are? Town Manager Welch: we can ask the State to erect them, as it is on state property.

Selectman Bridle: if they could have a couple of signs on the front letting people know where the bathrooms are; I am not in favor of port-a-potties at this time.

Selectman Woolsey: I don't think it would hurt to try, we did bring up at the meeting about the need somewhere of a state bathroom facility; excited about driveway stipulations; is the state going to be mad by painting no parking 20' from corner on their highway. Town Manager Welch: we will need to receive permission.

Selectman Woolsey: concerned whether the Chief will have money to hire and don't they need special training? Town Manager Welch: there is some training, but they are just writing a traffic citation. Selectman Woolsey: are we looking to implement this next year or this year? Town Manager Welch: this year, would need approval from town meeting to set up separate account. Selectman Woolsey: this is long overdue; great work; glad we had the meetings.

Selectman Bean: great work; severe reservations about the temporary lavatories; the state has parking spots where they could forego and put in a bath house with sewer access; police department having parking and traffic personnel I have some reservations about that it is not specific enough, is it part time or seasonal, etc.; I don't think #4 and #5 are specific enough and #3 should be removed.

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

Selectman Waddell: great job; committee did good work; agree that the portable lavatories are not a good idea, they cause problems; great start; should keep going forward with it.

Chairman Griffin: what do we have to do to get this moving? Town Manager Welch: you obviously don't want #3 so let's strike that.

Selectman Waddell: I think a better idea would be, it is now out there in the public about the port-a-potties and if you had enough people come and say they want one, but nobody said that.

Chairman Griffin: I did hear the police say they need no trespassing signs.

Selectman Bridle: start to implement these recommendations doesn't mean that they are all going to be done right away, I agree with you Phil on hiring the personnel; I know we have had part time parking enforcement previously and still probably have it on the books; we have a number of issues on the lettered streets not just the numbered and the west side of Ashworth Ave, and along with the island and Boar's Head, I like the idea of the fees; even the businesses would like to see the parking enforced there; I think it would pay for itself; with exception of #3 I don't see any problem.

Chairman Griffin: where do we go from here Mr. Welch? Town Manager Welch: first recommendation is to amend the ordinance to implement these recommendations.

Selectman Bean: amend motion to add vigorously pursue items 1-8 yea or nay on the North Beach recommendations; to pursue not to execute.

Selectman Bridle MOTIONED to accept the recommendations of the traffic control; designation of one way streets; the parking regulations; the stopping, standing and parking prohibited on specific places; no parking areas; the stop intersections and the fire lanes as presented SECONDED by Selectman Woolsey.

VOTE: 5-0-0

#### 9. South Beach Area Amendments to No Parking Areas

Town Manager Welch: this is the west side streets of the main beach; we looked at those carefully; amend Section 805-20 no parking areas and 805-41 fire lanes.

Chairman Griffin: Hobson Avenue no parking, fire zone, tow zone and existing no parking area in the ordinance and as the remaining portion on the south side of the roadway for its remaining lane as a no parking fire lane tow zone; Manchester Street add tow zone to current ordinance that forbids parking for the entire length of the street on both sides; Keith Avenue add tow zone to current ordinance that forbids parking for the entire length of the street on the south side and include those restrictions in the hammer heads at the end of the street; Mooring Lane add tow zone to current ordinance that forbids parking on either side of the roadway for its entire length from May 30<sup>th</sup> to September 1<sup>st</sup>; Auburn Avenue add tow zone to existing ordinance that forbids parking on both sides of the roadway for its entire length as a fire lane; Perkins Avenue add tow zone, fire lane to existing ordinance that forbids parking on the south side of the roadway for its entire length; Johnson Avenue add tow zone fire lane to the existing ordinance that requires no parking on the entire southerly side of the roadway for its entire length on the paved surface; Riverview Terrace add tow zone fire lane to the existing ordinance that requires no parking on the entire southerly side of the roadway for its entire length on the paved surface; Bragg Avenue add tow zone fire lane to the existing

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

ordinance that requires no parking on the entire southerly side of the roadway for its entire length on the paved surface; Tuttle Avenue add tow zone fire lane to the existing ordinance that requires no parking on the northerly side of the roadway for its entire length on the paved surface; Fellows Avenue add tow zone to the existing ordinance that requires no parking on the north side of the roadway for its entire length on the paved surface; Harris Avenue no changes recommended, changing Harris Avenue to a one way street is not recommended, Harris does not intersect with Fellows Avenue but does so over a private boundary, it would be preferable to install speed cables on a seasonal basis to address the speed issue.

Selectman Bridle: I know these streets pretty well and the ones they have picked to have no parking on either side I agree; I have no problem with this.

Selectman Bridle MOTIONED to approve the amended Section 805-20 and 805-41 for the above mentioned west side streets on the Main Beach for no parking areas and tow zone fire lanes SECONDED by Selectman Woolsey.

VOTE: 5-0-0

#### 10. DRA Form PA-28 Inventory of Taxable Property Form – Not Used

Town Manager Welch: years ago there was a statutory provision that said if the board voted in any year not to use PA-28 from then on it would not be used; it would require an inventory form used by everybody in town; if you didn't file one, there would be penalties; it would require us to file around 10,000 of these forms annually for assessment purposes.

Selectman Bridle: I recommend we not use the form.

Selectman Bridle MOTIONED to approve NOT to use DRA Form PA-28 Inventory of Taxable Property Form SECONDED by Selectman Woolsey.

VOTE: 5-0-0

#### 11. Withdrawal of Funds from Surplus to reimburse for Winter Storm Expenses

Town Manager Welch: the board received a listing of funds that were used along with a copy of the statute involved; law provides should funds be expended (that have been expended) to take care of emergency situation then the Selectmen should apply if necessary to the Commission of Revenue for reimbursement of those funds; reserve fund balance; using 2013 numbers which was a "normal" winter against the 2015 numbers and the total amount difference was \$352,241.10 that was expended more in 2015 than 2013; we would ask that the board consider writing a letter to the Commission of Revenue for the authority to remove \$352,241 and put it back into the individual highway accounts; from that sum there was \$3,612.70 that came from the Police Department from paid details from the 7<sup>th</sup> to 11<sup>th</sup> of the payroll period.

Selectman Woolsey: I am against this it is too early in the year; would like to see lines over extended, where we need to spend the money, in September or October, as we approach the tax rate setting date; you have \$5,455,567 is designated as unreserved or surplus.

Chairman Griffin: you are recommending that we do that Mr. Welch? Town Manager Welch: I am, while we have \$5,000,000 in surplus; when I look at budget for the highway division where this came from; let's just do snow and ice; the total amount of appropriation

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

from that account was \$160,000 for the entire year; I am going to be forced to cut \$352,000 out of that budget because I don't have it, it is gone; I either have to take the money from the sewer division which I can't do or the waste water division or take it from the transfer station and I don't have any money to spare in either one of those; if you don't spend the money after putting it back in then it goes back to surplus automatically; have filed for reimbursement from FEMA, but it is only for 2 days, so would be lucky if we received \$75,000-\$100,000; will have to end up with programs that would have to be cut. Federal money goes to revenue; we don't see any of that money; if it causes us to exceed the amount of revenue that we projected, then that money would automatically fall to surplus.

Selectman Waddell: if we don't do this now, this is money that has been spent already, and then you would have to move it from some other line item? Town Manager Welch: no, I will have to shut down \$352,000 worth of programs, and come back to the board on which days you would want the transfer station closed, no Christmas tree or leaf pick up, incidental work will be cancelled, such as work on sidewalks would be cancelled.

Selectman Waddell: the fact of the matter is this is not something that was over extended this was something that had to be spent.

Selectman Bridle: I have my answer too, I understand what Mary-Louise is saying but if we try to find \$350,000 out of the other budgets, the projects that are to be done this summer , we don't have any money to do them; can't wait until November to do that, has to be done now; prudent that we do this now. Town Manager Welch: we currently have under spent our budget by \$368,000 we are under target by that much; would have to take money from every single department in the town to make up deficit.

Selectman Bridle: the Fire Department's rate of calls is through the roof and they are working on a default budget.

Selectman Woolsey: there is no impediment to Fred coming to us asking for permission to overspend in line areas; in addition to our \$26,507,096 grand operating budget we still have \$16,675,246 at the end of May; I would rather see case by case and see where the overspends go; this can't be done at all without the permission of the municipal budget.

Town Manager Welch: that is incorrect; in a case where the money has already been expended the statute specifically says under subsection II of that statute that the Selectmen shall appeal directly to the Commissioner of Revenue.

Selectman Woolsey: the Commissioner of Revenue may accept and approve an application after an expenditure? Town Manager Welch: correct

Selectman Woolsey: so you are saying that the storm situation is post; if caused by a sudden or unexpected emergency in which case paragraph I shall not apply.

Selectman Bean: the money has been spent from an extraordinary storm; we just billeted an experienced new Fire Chief; the board wants them concentrating on operational challenge not counting beans and what we are going to be cutting; any surplus of this motion will revert back; the fiscal issues are moot.

Selectman Bean MOTIONED to approve the \$352,241 withdrawal of funds from surplus to reimburse for winter storm expenses SECONDED by Selectman Waddell.

VOTE: 4-1-0 (Woolsey)

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

12. Warranty Deed for Conservation Restriction Acceptance to Conservation Commission from Eversource Energy, off Timber Swamp Substation Tax Map 999-41

Town Manager Welch: this is something the Conservation Commission has been working on for 4-5 years now; large piece of wetland owned by Eversource; they have given a restricted easement to the Conservation Commission; in order for them to legally accept this board has to approve; I recommend that you do so

Selectman Waddell MOTIONED to approve the acceptance of conservation restricted land from Eversource Energy to the Conservation Commission SECONDED by Selectman Woolsey.

VOTE: 5-0-0

13. Collection of Refuse Waste on Litchfield Drive – Private Road

Town Manager Welch: we had an application from the developer in this case; we don't have an objection of doing that as long as there is no construction going on at the time of collection; this is not an accepted public highway at the current time; this would be delayed until the road has gone through at least 2 freeze/thaw cycles to determine that the road will uphold the required 15 years; this is private property.

Selectman Bridle: how does this relate to other private property that we go on? Town Manager Welch: we have done this before.

Selectman Bridle: would this be like Stowcroft Drive; that hasn't been turned over to us either? Town Manager Welch: no it hasn't but that is a lot more than 2 years; this is a brand new road.

Selectman Bridle: we have some history of doing this with other private roads. Town Manager Welch: we have and it saves us from taking care of a huge mess at the end of the street, as everybody is required to bring their trash to the end of the road in the proper receptacles so we can pick it up.

Selectman Bridle: I am thinking about the other ones down by Verne Lane. Town Manager Welch: both of those are conditioned because of de-restrictions; they have to take care of their own waste.

Selectman Bridle: is this going to be a public road eventually? Town Manager Welch: this was planned by the Planning Board to be a public highway; if you don't accept it, the service would stop. Selectman Bridle: unless they brought it out to the end.

Selectman Woolsey: I am opposed; is there a homeowners association here; what did the Planning Board stipulate? Town Manager Welch: they did not stipulate they had to take care of trash. Selectman Woolsey: wonderful, I love when they do that.

Town Manager Welch: there are some, where they have and we are still collecting it even though the information was never given to us after the Planning Board had approved of not collecting.

Selectman Woolsey: these messes can't continue and we have gotten ourselves in hot water in the past by because someone on the street asked you to go and collect the trash and so we got stuck doing it; same thing with snow plowing; I object to this; Dunvegan Woods is another incidence; Hampton Meadows was required to get rid of their own waste, whereas,

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

Dunvegan Woods never had that stipulation; what did you say Fred that we wait for 2 years before doing this? Town Manager Welch: we wait for 2 freeze/thaw cycles to determine the road will hold up.

Selectman Woolsey: I don't think it is fair for individuals who have been restricted by the Planning Board and by deed to not have their trash pickup and then go ahead in a situation like this; I absolutely do not approve of this.

Chairman Griffin: it has been done by other people and that is part of the problem when something is done for one it needs to be done for others.

Selectman Waddell MOTIONED to approve the collection of refuse waste on Litchfield Road SECONDED by Selectman Bridle.

VOTE: 4-1-0 (Woolsey)

14. Request of Hampton Falls Selectmen to support Emergency Turn around on I-95 for Emergency Vehicles

Town Manager Welch: I had a telephone call from the town administrator in Hampton Falls asking if the Selectmen would support the State creating a turn around on I-95 after they finish the work on the Taylor River Bridge; they are going to construct some alternate roadway so they can move traffic from one barrel to another barrel as they do the construction; when they finish that they could pave one end of it so there is a cross over; it will save equipment running all the way to the toll booth then all the way back in order to get to an accident; it is a pretty long stretch between cross overs from the toll booth all the way to the Seabrook town line.

Selectman Bridle: this would cut 2-3 minutes for us.

Selectman Woolsey: we are providing free emergency service to the State of NH on its highway, so they can at least do this.

Selectman Bridle MOTIONED to support Hampton Falls' petition to the State suggesting a cross over SECONDED by Selectman Woolsey.

VOTE: 5-0-0

Selectman Bridle: do we have to have a non-public tonight on the goals we talked about for the contract? Town Manager Welch: yes, if you want to talk about them tonight you do.

Selectman Woolsey: I went to the presentation by the NH Fiscal Policy Institute on June 2 and they made a presentation on the state budget that you can get on [fpi.org](http://fpi.org); shows the impact of back loaded business tax cuts; it is scary.

At approximately 9:30 PM, a MOTION was made by Selectman Bridle to go into a non-public session under RSA 91-A:3,II,(a) after closing comments; a roll call vote was taken with all in favor.

---

Chairman