

BOARD OF SELECTMEN
MEETING MINUTES
January 14, 2019

Members Present: Selectman Murphy, Selectman Bennett, Selectman Guthrie

AA to Board of Selectmen: S. Theriault

Visitors: J. Lavelle (Lavelle Associates), T. Lovell, L. Sarapas, D. Anthony, H. Steadman, P. Carideo, M. Hanides, K. Hanides, P. Steriti and Treasurer of St. Christopher's Church

Public Announcements

- Saturday, January 19th, Trash Barrels and Recycling bins/barrels may be dropped off at Kent Farm Facility from 9 am until noon.
- Friday, February 8th is the Deliberative Session at HMS starting at 7 pm.
- Waste Oil, car batteries and thermostats are collected at the Town Garage on the first and third Saturdays of the month 8 am to 1 pm.

Visitors Comment

There were none

Department Heads

There were none

New Business

Discussion and Recommendation of the 2019 Warrant

The Selectmen reviewed the 2019 warrant and voted on whether or not to recommend them starting with Article 7 (Town Budget)

Mrs. Theriault informed the Selectmen that two budget lines were missed when updating the budget for the 27 pay periods in 2019. The amount is under \$5,000 and she noted that the budget could be amended to add funds only at deliberative session. At this point the budget could be reduced, but no new funds could be added. She did point out that she believes the shortage would be able to be absorbed within the budget.

Selectman Bennett stated that he was still looking for the Library to reduce their budget further than they did. He asked Mrs. Theriault to find places within the Library budget that could be reduced. Mrs. Theriault explained that she reviewed a few years of the budget and the actuals along with what she knew the Trustees said they were doing this year and came up with \$12,835 that could be reduced.

Selectman Bennett motioned to reduce the Library Trustee line by \$12,835.00 and Selectman Guthrie seconded the motion.

The Selectmen discussed the issue and one of the concerns was that the Library Trustees weren't present to discuss this. Chairman Murphy felt the better time to reduce the budget would be at deliberative session. He also noted that if it was reduced tonight, then at deliberative someone could add it back in. Selectman Guthrie felt it was better to do at deliberative and let the Library Trustees plead their case. Selectman Guthrie asked to withdraw his second but it was denied whereas they already held the discussion on the motion. Selectman Bennett pointed out that there was an increase of 11% with no big budget drivers and no added employees. He noted that the Board of Selectmen needs to consider the taxpayer.

The motion was defeated with one voting in favor (CB) and two against (SM JG).

The motion to recommend the budget- Article 7 at \$6,881,778.00 was made and it passed unanimously 3-0.

Article 8- Hire a FT Firefighter/EMT at a cost of \$41,957.00.

The motion to recommend Article 8 was made and it passed unanimously 3-0.

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Article 9- To put \$10,000 into the Towns Building & Maintenance ETF

The motion was made to recommend Article 9 and it passed unanimously 3-0

Article 10- To put \$10,000 into the Library Maintenance NRF

The motion was made to recommend Article 10 and the motion was defeated 1 (JG) for and two against (SM CB)

Article 11- To fund Meals on Wheels for 2019 at a cost of \$4,800.00

The motion was made to recommend Article 11 and the motion passed 3-0.

Article 12- To fund the American Red Cross for 2019 at a cost of \$1,500.00

The motion was made to recommend Article 12 and it passed 3-0.

Article 13- To fund the Greater Derry Adult Tutorial for 2019 at a cost of \$1,000.00

The motion was made to recommend Article 13 and it passed 3-0.

Article 14- To fund Family Mediation for 2019 at a cost of \$14,800.00.

The motion was made to recommend Article 14 and it passed 3-0.

Article 15- A request from the Cemetery Trustees for \$60,000 to build a cremation in LakeView Cemetery.

The motion was made to recommend Article 15 and it was defeated 1 (CB) and 2 against (SM JG).

Article 16- A request to create a new Capital Reserve Fund (CRF) and to fund it with \$1,000.

The motion was made to recommend Article 16 and it passed 2 for (SM JG) and 1 against (CB) .

Article 17- Adopt RSA 41:14-a which would allow the Selectmen to sell land, buildings or both, with some restrictions.

The motion was made to recommend Article 17 and it passed 3-0.

Article 18- To see if the Town will remove a "conservation easement" on Map 16 lot 2.

The motion was made to recommend Article 18 and it passed 3-0.

Article 19- To see if the Town would authorize the Selectmen to enter into a lease with the Lion's Club to lease a portion of the pavilion located at the Central Fire Station (Map 7 lot 101).

The motion was made to recommend Article 19 and it passed 3-0.

Article 20- A request from the Historic/Heritage Commission for \$43,500 for improvements in the parking area at the Meeting House (site of former Police Station).

The motion was made to recommend Article 20 and it passed 3-0.

Article 21- A request to amend Article 45 of the 1990 Town meeting regarding the requirements of the Civic Club. The lease requires them to pay for all improvements and operating costs. The Town of Hampstead has been paying the electric bill since the lease took effect. This would have the lease reflect what is actually happening.

The motion was made to recommend Article 21 and it passed 3-0.

Article 22 - A petition article submitted by the Hampstead Water Advocates requesting the Selectmen take some direction to preserve and protect the groundwater in Hampstead and to create a committee.

The motion was made to recommend Article 22 and it passed 3-0.

Article 23- A petition article submitted to freeze the school portion of the town property tax. This is the same article that was submitted last year and passed. It was noted that the article can't be

enforced. Selectman Guthrie noted that there are two bills before the house this year that address the same concern.

The motion was made to recommend Article 23 and it didn't pass 3-0.

Article 24- A petition article submitted to change the currently appointed Animal Control Officer position to an elected one per RSA 41:2. Chief Beaudoin was asked for input and he said he had no recommendation on this.

The motion was made to recommend Article 24 and it didn't pass by a vote of 1 (SM) to 2 (CB JG).

Lavelle Associates RE: Reclassifying Hadley Road from a Class VI to a Class V road.

J. Lavelle of Lavelle Associates was present to ask the Selectmen to reclass the portion of Hadley Road that is currently listed as Class VI road. The Nelson Family owns both sides of Hadley Road past Pentucket Drive and they are looking to develop lots on both sides of that road. The improvements to the road would be taken to the end and gravel access would be given to the Conservation Commission to reach their property. There will be an engineered plan going to the Planning Board as part of the approval process and this will include a parking area for the conservation trails. He asked the Selectmen if this would cover what they would need to change the class of the road. Chairman Murphy stated that he understood that to change the classification of a road would require Legislative approval (Town Meeting vote). Mr. Lavelle stated that is what he thought. He went on to state the the improvements to the road would be at the expense of the developer (John Maison), who currently has a Purchase and Sales Agreement and therefore the Town would be well protected. Chairman Murphy asked Mrs. Theriault to reach out to Town Counsel and see if a warrant article would be needed and added that it would be at least a year out for the process. Mr. Lavelle asked if it could make this years warrant and Chairman Murphy told him no.

Applications received by Other Departments- Paul Carideo

Mr. Carideo, Chairman of the Planning Board stated that he was here to discuss the Large Groundwater Application that was received by the Town of Hampstead, but no particular departments were informed of it. There is a provision in these applications to ask for a hearing within 15 days of receipt of the application. Mr. Carideo noted that the DES process is that a preliminary permit application would be delivered to each of the towns affected by the application. There is a 15 day window to request a hearing on the application, which would be held by DES in the town requesting the hearing. When the process has been completed, there would be a final report sent which would have the data determined by the testing. The town would again have a 15 day window to request a hearing. Mr. Carideo explained that he felt the preliminary hearing would be important so that the public is aware of the proposal and had a chance to air concerns before it got to far in. He noted the good work of the Hampstead Water Advocates in getting the issue into the public and keeping departments such as the Planning Board informed. He went on to state that he would like to make it a routine request to have the hearings held when the application comes in. There was some discussion as to how the application came in and wasn't submitted to the "governing body" as noted in the RSA. There was proof that the application was submitted certified and it was received by T. Harrington. At some point it was given to the Town Clerk's office, which is where most of the applications are given. There it was filed away and until the Hampstead Water Advocates asked about it, no one would have known about it. He asked that a new policy and procedure be set that the Selectmen and the Planning Board, and any other department that may need to know are given a copy. T. Harrington explained that the Planning Board Secretary, Town Clerk, the AA to the Selectmen and herself met and created a process that such an application will be given to the Selectmen and the Planning Board. D. Anthony and H. Steadman asked if it was possible to call DES and tell them that the application process wasn't done correctly whereas it went to the Town Clerk not the Selectmen. They also talked about the need for awareness and communication throughout the community. The Selectmen asked Mrs. Theriault to reach out to DES and ask about the application, ask if a request for the public hearing could be submitted before the report and to set a time for the gentlemen from DES come down to talk with the Planning Board and the Selectmen to give an overview of the process. Mr.

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Carideo also noted that if the warrant article passes regarding creation of a committee, he would like to be part of it.

Old Business

There was no old business

Liaison Reports

Selectman Guthrie- Nothing to report

Selectman Bennett- Nothing to report

Chairman Murphy- Nothing to report

AA Report:

Classification and Compensation Study

The BOS encumbered the funds to conduct a Classification and Compensation Study. The process will take at least 3-4 months. The BOS were asked if they would like to start the process now. Mrs. Theriault noted that she could contact the company that will be doing the work. The Selectmen were all in agreement to get the process started now.

Meeting Minutes

The meeting for October 22nd, November 12th (work session and regular meeting), November 26th and December 10th have been signed and are ready for approval.

Chairman Murphy motioned to accept the minutes of October 22nd, November 12th (both sets), November 26th and December 10th minutes as amended. The motion was seconded by Selectman Guthrie and passed unanimously 3-0.

Activity Log

It was reviewed.

Re- Appointments/Appointments

Call for candidates:

- o Zoning Board of Adjustment, Alternate member – monthly meeting
- o Ordway Park, full members and alternates – monthly meeting
- o Trustees of the Trust Funds, alternate members – meetings as needed
- o Senior Committee – meetings as needed
- o

Correspondence

Resignation from S. Gorham- Supervisors of the Checklist

There was a letter of resignation from Sheila Gorham Wentworth from the Supervisors of the Checklist. It was noted that she had been a Supervisor for 40 years. Her term is set to expire in 2020 so there will need to be an election for a one year term, then the six year term. The Supervisors of the Checklist have been training Donna Judge to be able to fill in and run for that position.

Chairman Murphy motioned to accept the resignation with regret and to thank her for her 40 years of service to the community. Selectman Guthrie seconded the motion. The motion passed unanimously 3-0.

Resignation from Debbie Soucy- Historic/Heritage Commission

There was a letter of resignation from Debra Soucy from her position on the Historic/Heritage Commission effective December 2018.

Selectman Guthrie motioned to accept the resignation of Debra Soucy with regret and thank her for her time. The motion was seconded by Selectmen Bennet and passed unanimously 3-0.

St. Christopher's Church

The Treasurer from St. Christopher's Church submitted a request to the Selectmen to allow them to be given trash and recycling carts for the curbside collection. She noted in the letter that they had been putting their trash curbside for the last 15 years and it had been collected. On the change over to the

new automated system they didn't received the carts and came into the office to find out why. The policy within the Town is only residential property is picked up and not churches, businesses nor apartments of more than 4 units. Brenda Getchell (the Treasurer) stated that the church does a lot of good work for the town and their 2019 budget is bare bones and can't cover the cost of adding a dumpster or paying for a service. She also noted that with some of the meetings they are left with a lot of recycling and have no ability to get rid of it and it has now been 3 weeks. Selectman Guthrie asked if the church would be able to handle their trash and recycling with one cart for each. The response was that it wouldn't be enough. She also explained that there was a bear in the back of their parking lot and a dumpster could be an issue. Selectman Guthrie stated that he had no issue if the Selectmen wanted to treat it like a residence with providing one cart for each and they would need to purchase the additional carts just like any residence would need to. **Selectman Guthrie motioned to treat St. Christopher's Church as a residence regarding the Waste Management and to notify the vendor of the change. Selectman Bennett seconded the motion for the purpose of discussion.** There was a concern about the impact to the other churches. The only church that no one knew what they did was the East Hampstead Union Church. The other three currently have dumpsters. Selectman Guthrie had no issue with providing all the churches with curbside service whereas they are non profit agencies and provide services to the residents. Chairman Murphy was concerned with the cost impacts. He suggested that it be tabled and ask the Recycling and Waste Disposal Committee for their recommendation or input. The others agreed to table it until the committee could discuss it.

Mrs. Harrington mentioned a couple of issues that came up with the trash change over. 144 Main Street is listed in the assessing records as a 4f (4 Family), but there are notations in the file that there are 6 apartments. The Assessor stated that the system didn't allow any more than a 4f to be listed. Mrs. Harrington noted that this was the only apartment like this. Most others are more than this and aren't eligible for collection. She also noted that when they were observed, there isn't a lot of trash going out. They were delivered 4 of each on the original delivery and the Selectmen were asked if they were okay with this. The Selectmen agreed that there were okay with the 4 carts (of each) but property owner would not be able to get any more and needed to make it work with the 4. There was also a request to have a trash and recycling cart placed at the Emerson Park community center. Mrs. Harrington noted that the majority of the trash was generated by the residents in the park. It would be more difficult to have someone take the trash home every week to put out. Selectman Guthrie stepped aside from the discussion whereas it would affect him. Mrs. Harrington was asked the cost of the carts and responded about \$50 each. She also mentioned that Selectman Guthrie had brought the request to the RAWD committee and they had no issue with picking up there as long as the Selectmen were okay.

Selectman Bennett motioned to offer the community center the opportunity to purchase two carts (one of each) at \$50 each for a one time cost and then allow them to be picked up. Chairman Murphy seconded the motion. The motion passed with 2 in favor (SM, CB) and one abstained (JG).

Mrs. Harrington stated that there was one more issue. There was a house at 155 Kent Farm Road that is duplex owned by Johnson Meadow LLC. The access to the property is from Carriage Lane which is a private road that does not have curbside trash pickup. The owners of the property are willing to have the trash for this property use the dumpster on Carriage Lane and request that the town pick up the proposed duplex they have before the Planning Board for a road off of Charlestown Ridge Road. The Granite Village homes do have curbside pickup and the truck would be going right by this property and they could bring it out to the end of the drive, if approved by the Planning Board. During the discussion it was noted that the address should be looked into and maybe move to a Carriage Lane address.

Chairman Murphy made the motion to allow the swap as described. Selectman Guthrie seconded the motion. The motion passed unanimously 3-0.

Letter Re: Kent Farm Road Pot Hole and damage caused.

There was a letter requesting reimbursement for some damage that was done to a car in the amount of \$650. Chief Beaudoin noted that the area is a recurring issue, but that once the Police were notified

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Mr. Worthen was there to fill it in within the hour. They believe that it reopened after some rain. Chairman Murphy was not in favor of setting a precedent. Selectman Guthrie said that in his previous time on the board they had done some reimbursements. The outcome was that the issue was corrected shortly after notification and therefore the problem was fixed and there would be no reimbursement.

Visitors Comments

There were none.

- 1. A motion was made by Selectman Guthrie to enter into a non-public session under RSA 91A:3 II (c) reputations at 9:16pm.**

Selectman Guthrie, yes: Selectman Bennett, yes: Chairman Murphy, yes.

The resident of Map 5 lot 15 was present.

The resident was advised of options regarding their past taxes. The resident may increase their payment by \$100 when they can. They were asked to come back in a month with a game plan and they left at 9:48 pm.

A motion was made by Chairman Murphy to close the non-public session under RSA 91A:3 II (c) reputations at 9:48 pm. The motion was seconded by Selectman Bennett. The motion passed on a roll call vote.

- 2. A motion was made by Selectman Guthrie to enter into a non-public session under RSA 91A:3 II (a) employee matters at 9:48pm.**

Selectman Guthrie, yes: Selectman Bennett, yes: Chairman Murphy, yes.

Chief Beaudoin was in attendance

Chief Beaudoin asked the Selectmen to consider offering the recently vacated position of detective to Officer Adam Dyer. He noted that the department was asked and all felt that Officer Dyer would be the best fit.

Chairman Murphy motioned to appoint Adam Dyer to the position of Detective. The motion was seconded by Selectman Guthrie and the motion passed unanimously 3-0.

Chief Beaudoin stated that Officer Dyer would move from the midnight shifts to a day shift and Officer Bozek would move to the midnight shift midnight to 8 am. .

The Selectmen discussed the SRO (School Resource Officer) position and the impact on the union with the Chief. It was noted that if an officer moves into the SRO position, they would be giving up their rank at that time. The rate would remain the same. If the officer gave up the SRO position, they don't return to their previous rank, but to a patrol officer and the pay level for that position. There was a request from the NEPBA for an addendum to add the SRO position to the contract. There was some verbiage that needed clarification along with a policy change, and it was suggested that it be reviewed by Town Counsel.

The Chief left at 9:57 pm

A motion was made by Chairman Murphy to close the non-public session under RSA 91A:3 II (a) employee matters at 9:57 pm. The motion was seconded by Selectman Bennett. The motion passed on a roll call vote.

- 3. A motion was made by Selectman Guthrie to enter into a non-public session under RSA 91A:3 II (c) reputations at 9:57pm.**

Selectman Guthrie, yes: Selectman Bennett, yes: Chairman Murphy, yes.

Mrs. Theriault told the Selectmen that she recently had a phone call from an employee that aired some concerns and a follow up to her via email. There was some discussion about the comments and some background information. It was agreed that more information needed to be sent, Primex should be notified and Town Counsel should be notified for their input.

A motion was made by Chairman Murphy to close the non-public session under RSA 91A:3 II (c) reputations at 10:48 pm. The motion was seconded by Selectman Bennett. The motion passed on a roll call vote.

Mrs. Theriault asked the Selectmen if they were interested in having Town Counsel present at the Deliberative Session and the Selectmen agreed they felt it wasn't necessary.

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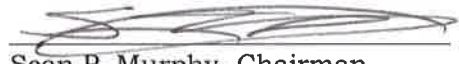
Selectman Guthrie made a motioned to adjourn the meeting at 10:48 pm. Selectman Bennett seconded the motion. The motion passed 3-0.

A True Record:



Tina Harrington, Recording Secretary

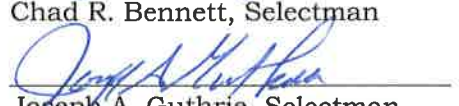
Approved By:



Sean P. Murphy, Chairman



Chad R. Bennett, Selectman



Joseph A. Guthrie, Selectman