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**PRESENT:** M. J. Farinola, Chairman; S. C. Hanson, R. P. McDermott, Selectmen;  
E. N. Small, Town Administrator; L. A. Ruest, Administrative Assistant

**6:00 PM - TAYLOR RIVER DAM PROJECT – ROBERT LANDRY OF DEPT. OF TRANSPORTATION:** L. Robert Landry, Project Manager/DOT, C. R. Willeke, Preliminary Design Engineer/DOT and Ted Diers, NH Coastal Program/DES were present. An agenda was prepared to assist with the concerns and questions raised in Hampton Falls. Copies of this agenda were made available to the public and are attached to these minutes. S. C. Hanson asked if there has been any change, or whether a decision is anticipated, with regard to this issue. R. Landry stated that there has been no change but that he feels a decision is getting closer, possibly by the end of March, early April. He noted that he is awaiting response from the Town of Hampton with regard to meeting with the Selectmen.

R. Landry reviewed the history of meetings held over the past years, the feasibility study conducted, the efforts taking place weighing the pros and cons of alternatives, environmental and property value impacts, the history of the ownership of the bridge and dam and answered questions of the Board and members of the public. He provided additional documentation to the Board to support the representations made by appraisers, engineers and environmental studies. M. J. Farinola requested the data used for the appraisal.

Lengthy discussion took place with regard to the recreational value of the area which was created by the placement of the dam. A letter from the Coastal Conservation Association of New Hampshire was reviewed and outlined the affects of leaving the dam versus removing it on the habitat. R. Landry acknowledged this concern as well as fire suppression, private well issues, property values and recreation value. G. Parish, Towle Farm Road, identified that reduced property values is a negative in this regard. M. J. Farinola stated that this recreational area is a rarity and asked that decision makers think twice before eliminating it without realizing the benefit to man. He expressed concern with losing views, water flow and a recreational area that might change significantly to a creek.

Additional discussion took place with regard to the replacement of the bridge and the plan to widen it to address storm sure and fresh water flow. R. Landry reported that the Department of Transportation does not want to own a dam and inquired if the Town of Hampton Falls would be interested in owning the dam after construction. The Board indicated no interest in owning this dam and noted that additional information would be needed in order to understand this option. Suggestion was made to ask private groups if they'd be interested.

With regard to concerns of sediment, R. Landry referred to reports on this subject. T. Diers provided information on the affect on wildlife if sediment is stirred up. Discussion of impact from pesticides as well as farms up river took place. He noted that some issues would need to be addressed by a sediment plan and that it is difficult to address when the option might not be selected. G. Parish stated he lives on the River and inquired as to impacts to humans with regard to silt and whether it is safer to be left as is. T. Diers reported on the findings in the report noting the sediment is less likely to become airborne. He added that the silt is not totally capsulated and will a big storm will become stirred up. This matter has not been directly addressed in the feasibility study.

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M. J. Farinola opened discussion to members of the public. J. Albert, Drinkwater Road, inquired as to elevation and tide and what would be left for recreational use. A copy of a map showing projections was provided for review. G. Parish, Towle Farm Road, asked who makes the final decision. R. Landry explained that number officials will make the final decision (DOT, Governor, Representatives, etc.).

S. C. Hanson reiterated the position of the Board is to keep the dam as is and not have it removed. The Board thanked all for attending.

**6:30 PM - BUSINESS MEETING**

• **OLD BUSINESS**

**FINANCIAL REPORTS-GENERAL FUND BALANCE \$1,537,400**

**ACTION ITEMS FROM THE LAST MEETING:** An updated listing was provided to the Board.

**PROGRESS REPORT – TOWN REPORT – REVIEW BY THE BOARD OF**

**SELECTMEN – DEADLINE:** E. N. Small reported that the town report is close to completion. He requested that the Board review certain narrative reports and provide feedback to him by Monday, February 8 so that he can forward the document to the printer on Tuesday. It is planned to have the report available for delivery on or about February 26.

**PERSONNEL POLICY:** The Board requested that E. N. Small work on the finalization of this document once the Town Report is finalized.

**AMENDED BUDGET AND WARRANT FROM THE DELIBERATIVE SESSION:** The Board signed this amended report for posting.

**ELECTION DAY- MARCH 9, SELECTMEN’S SHIFTS FOR THE DAY:**

<b>First Shift</b>	<b>7:30 am – Noon</b>	<b>R. P. McDermott</b>
<b>Second Shift</b>	<b>Noon – 4:30 pm</b>	<b>M. J. Farinola</b>
<b>Third Shift</b>	<b>4:30 pm – Close</b>	<b>S. C. Hanson</b>

**REVIEW OF THE DELIBERATIVE SESSION:** Board members identified a positive meeting, however, noted the lack of a break.

**PROGRESS REPORT – 2010 TOWN BALLOTS:** E. N. Small reported that the Town Clerk is working with the voting machine programmer in this regard.

**REVIEW LIST OF ENGINEERS FOR POSSIBLE REQUEST FOR PROPOSALS – S.**

**HANSON:** S. C. Hanson stated that his not ready to review a listing. R. P. McDermott inquired as to the reason for this effort. Board members expressed frustrations with engineers over time to include the costs associated with services citing the Brown Road Grapevine Run Retaining Wall and Taylor River Road paving projects as examples. R. P. McDermott noted that the Board

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should have a conversation with the engineer if there is a problem. S. C. Hanson stated he is willing to meet with the town engineer and also explore other firms. .

**ROAD SOFTWARE PROGRAM – TRAINING:** S. C. Hanson and E. N. Small will set up a time to meet to review the new software for training purposes.

**SOUTH EAST WATERSHED ALLIANCE –APPOINTMENT OF HAMPTON FALLS REPRESENTATIVE:** E. N. Small reported that there has been no other interest (other than Candace Dolan’s) received in serving on this group.

**MOTION:** To appoint Candace Dolan, Kensington Road, as Hampton Falls representative to the South East Watershed Alliance.

**MOTION:** S. C. HANSON  
**SECOND:** R. P. MCDERMOTT  
**2 IN FAVOR, 1 ABSTENTION, PASSES**

**OTHER:** S. C. Hanson reported that a listing of Hampton Falls meetings has not yet been included in the section of the Portsmouth Herald that lists other town meetings. R. P. McDermott stated he would inquire again.

**PUBLIC COMMENT:** C. Brown, Exeter Road, inquired as to the Board’s indication of changing the town engineer and provided reasons why the Planning Board uses the engineering review firms it does. She added that, as Chairman of the Planning Board, she would like the ability to utilize those firms with which the Board is comfortable. She asked if the Planning Board is required to use the same engineer as the Town. The Board approved of the Planning Board choosing its own engineering firm(s). C. Brown noted that those engineering firms used by the Planning Board know the town’s ordinances very well and assist the Board.

**NEW BUSINESS**

**HAMPTON FALLS JUNIOR GIRL SCOUTS – SELLING GIRL SCOUT COOKIES – MAR 6 OR 13:** The Board approved a Selectmen’s Permit for use of the Town Common for sales of Girl Scout Cookies. Chairman Farinola signed approval.

**ANNUAL PERSONNEL REVIEW – TOWN ADMINISTRATOR:** E. N. Small provided the Board with an employee evaluation form as well as a job description for its use in this review. This matter will be considered in non-public session at the Board’s next meeting. R. P. McDermott requested a copy of the spreadsheet outlining other responsibilities. E. N. Small will provide him with a copy. A copy of the pending action items listing will also be provided to the Board.

**2009 PRIORITY LIST:** E. N. Small provided the Board with this listing to use in identifying priorities for 2010.

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**THANK YOU TO ASSISTANT TOWN MODERATOR:** The Board signed a letter of thanks to Barbara Burns, Exeter Road, in response to her letter of resignation.

**CELL TOWER ON EAST ROAD- - CO-LOCATE A SIX PANEL ANTENNA:** An amendment to the site plan for the cell tower on East Road has been conditionally approved by the Planning Board. Some conditions relate to agreements and other documents the owner has with the Town that will need to be amended in conjunction with this conditional approval.

**OTHER:**

**Updated Software:** S. C. Hanson reported that he plans to purchase Office 2007 software for the Town Hall for a total cost of approximately \$250. The Board approved.

**PUBLIC COMMENT:** G. Parish, Towle Farm Road, thanked the Board for its efforts with regard to the Taylor River Dam.

**REVIEW AND APPROVAL OF PREVIOUS MINUTES--JANUARY 20 and 27:**

**MOTION:** To approve the minutes of the January 20 and January 27 meetings with one spelling change.

**MOTION:** S. C. HANSON  
**SECOND:** R. P. MCDERMOTT  
**UNANIMOUS**

**NEXT SELECTMEN'S MEETING – WEDNESDAY, FEBRUARY 17, 2010, 6:30 P.M.,  
TOWN HALL**

**MOTION:** To go into nonpublic session at 7:49 p.m.  
in accordance with RSA 91-A:3  
II. (A) Personnel

**MOTION:** R. P. MCDERMOTT  
**SECOND:** S. C. HANSON  
**ROLL CALL VOTE – UNANIMOUS**

**MOTION:** To go out of non-public session and adjourn the meeting at 7:55 p.m.

**MOTION:** S. C. HANSON  
**SECOND:** R. P. MCDERMOTT  
**ROLL CALL VOTE - UNANIMOUS**