



**TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
SELECT BOARD
APPROVED MINUTES**

REGULAR MEETING –NOVEMBER 24, 2014 –7PM
NORTH HAMPTON TOWN HALL
231 ATLANTIC AVENUE

These minutes were prepared as a reasonable summary of the essential content of this meeting, not as a transcription.

1. Call to Order

Chair Maggiore called the meeting to order at 7:05 PM. Those in attendance were Selectman Miller, Selectman Stanton and Town Administrator Apple.

Chair Maggiore led the Pledge of Allegiance.

2. First Public Comment Session

Public Comment is an opportunity for residents to ask questions, request information and make comments on issues facing the Town. Individuals ordinarily will be given not more than three (3) minutes to speak, and people who have already spoken will be asked to wait until everyone has had the chance to speak once. The total time devoted to this agenda item is fifteen (15) minutes. Individuals who are not able to speak will be given first opportunity to speak during the Second Public Comment Session at the end of the Meeting.

Casey O’Kane, 47 Atlantic Avenue expressed his frustration on trying to get information from the Conservation Commission regarding the ongoing “development” across the street from him in what he called the “Lamprey Field.”

Discussion ensued regarding having Mr. O’Kane appear before the Conservation Commission to express his concerns and ask his questions. Town Administrator Apple stated he would suggest to Chris Ganotis, Chair of the Conservation Commission that he place Mr. O’Kane on their next agenda on December 9. Under the Right to Know Law, the Conservation Commission cannot discuss business outside of a meeting. If members of the Conservation Commission were to answer questions outside of a meeting, it would be a violation of the Right to Know Law.

3. Consent Calendar

- 3.1 Payroll Manifest of November 13, 2014 in the amount of \$124,804.29
- 3.2 Payroll Manifest of November 20, 2014 in the amount of \$59,855.45
- 3.3 Accounts Payable Manifest of November 20, 2014 in the amount of \$90,924.91
- 3.4 Notice of Intent to Cut Wood or Timber Map 010, Lot 002

Motion by Selectman Stanton to accept the Consent Calendar as presented and with an agreement of the Notice of Intent to Cut Wood or Timber. Seconded by Selectman Miller. Motion carries 3-0.

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4. Communications to the Select Board

4.1 Correspondence from Comcast

Chair Maggiore stated the first letter under Communications to the Select Board was from Jay Somers who is the Senior Manager of Government and Regulatory Affairs, and it informs the board that cable installation rates will be changing effective January 1, 2015. Another piece of communication from Comcast was received that stated cable will continue to be provided to the school and library free of charge.

4.2 Correspondence from North Hampton Water Commission

Chair Maggiore summarized the letter received from the chair and co chair of the Water Commission to the New Hampshire Department of Environmental Services.

Selectman Miller stated that it is a very technical letter written by volunteers of the town, and they are to be commended for their taking the time to research and taking a stance to have a lot of questions answered.

Selectman Miller stated the Select Board was invited by the Gun Club to take a site walk and made the following motion:

Motion by Selectman Miller to accept the Rod and Gun Club's invitation and do so. Seconded by Chair Maggiore for discussion. Chair Maggiore asked Selectman Miller if he would like to wait to vote until after reading correspondence from Hinckley, Allen & Snyder and Selectman Miller stated no. Discussion ensued regarding whether to take the site walk while the active investigation by the NH DES is still ongoing. Town Administrator Apple expressed concern about public comments that might be made while the investigation is ongoing. Selectman Stanton stated he would be concerned about talk that might occur during a site walk and perhaps a better time to go would be after the NH DES finishes their investigation. He further stated he would be opposed to a site walk at this time. Selectman Miller called the question. Motion carries 2-1, with Maggiore and Miller in favor and Stanton opposed.

Town Administrator Apple stated he would put in a request to Attorney Unchida who is now representing the Hampton Rod and Gun Club.

4.3 Correspondence from Hinckley, Allen & Snyder LLP, Attorneys at Law

Chair Maggiore read correspondence from Attorney Uchida stating the Hampton Rod and Gun Club had moved its pistol range operations into the upland area of its property. The letter further stated the range has been situated so that there are no wetland impacts.

Selectman Miller asked if moving the pistol range required a building permit.

Town Administrator Apple stated that there had not been a building permit application filed, and that he believed it was Mr. Kelley's intention to give a copy of the letter from Attorney Uchida to the Planning Board.

Chair Maggiore read a letter into the record from Monica Bubier, 17 Slippery Rock Road regarding an ambulance bill she received that her insurance did not cover because Harvard Pilgrim is considered out of network, and wondered why North Hampton does not have a contract with them since they are a large company.

Town Administrator Apple explained the contract the town has is with Comstar Ambulance and not with individual insurance companies.

The Select Board asked the Town Administrator to write a letter to Miss Bubier as a follow up to her questions.

5. Report of the Town Administrator

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Town Administrator Apple asked for the Select Board to make a motion to appoint Lieutenant Francis as Officer in Charge for another period not to exceed 30 days.

Motion by Selectman Miller to appoint Lieutenant Francis as Office in Charge of the Fire Department for a period not to exceed 30 days. Seconded by Selectman Stanton. Motion carries 3-0.

Town Administrator Apple stated that "Not to Exceed" numbers were received from Primex which covers the town's property liability insurance as well as worker's compensation insurance.

Motion by Selectman Stanton to amend the proposed town's fiscal year 2016 budget in section 4196 Town Insurances with line 260 amended to \$72,845 which is the annual premium for worker's compensation, and line 520 amended to \$64,983 which is the annual premium for property liability insurance. Seconded by Selectman Miller. Motion carries 3-0.

Town Administrator Apple stated at the last Select Board meeting on November 10, Detective Janvrin had expressed his concerns to the board regarding the current pay scale for the police officers, and he had asked the Select Board meet with the union to discuss a side bar agreement. He further stated the board had told Detective Janvrin they would have an answer for him at this meeting, however there are several issues identified by the Town's labor attorney that need to be addressed before they could meet and give an answer. He further stated they hoped to have an answer by the December 8, 2014 Select Board meeting.

Detective Janvrin spoke and urged the Select Board to meet as soon as possible as there is a distinct possibility of losing two more officers before the current two vacancies are filled.

Chief Page stated he had received police department pay scales from surrounding agencies and North Hampton is drastically behind. He further stated he had a good idea that two more officers would be leaving before the other two that have already left are filled. Under those circumstances, the State Police will have to be brought in to cover a number of shifts, and felt that would be an embarrassment for a town such as North Hampton.

Town Administrator Apple stated that candidates have been interviewed for the Deputy Chief/Officer in Charge position. He further stated he and Director Page would have three finalists to present to the Select Board on December 8, 2014.

Interviews for the police department vacancies have concluded, and Town Administrator Apple anticipates that Director Page will have recommendations for the Select Board at its regular meeting on December 8, 2014.

Renovations continue in the Stone building with a total of five change orders to date. Costs to date total \$92,219 well within the \$110,000 appropriated by voters on the 2013 warrant. Town Administrator Apple reminded everyone that the money was appropriated to the Building Maintenance Capital Reserve Fund and any monies left over from this project will be used to make repairs in other town buildings as is the intention of the fund.

Town Administrator Apple stated an outdoor message board is needed at the town hall to post the election ballots as required by law. He further stated he would like to have it erected on the building, to the left of the door.

Motion by Selectman Stanton that the town acquire a single door, cork board outdoor message center 32"x45" not to exceed \$425. Seconded by Selectman Miller. Motion carries 3-0.

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“The Our Town our Future Citizens Committee” has been formed and held its initial meeting. The committee sought history from town officials regarding the process and is organized to get out the vote in March for the campus.

6. New Business

6.1 Consideration of Waste Disposal Agreement between Southeast Regional Refuse Disposal District and Waste Management of New Hampshire

Chair Maggiore stated at the November 10, 2014 meeting, Tom McManus, North Hampton representative to the Southeast Regional Refuse Disposal District (53-B) discussed two different proposed contracts between Waste Management of New Hampshire and Coventa. The district has had their meeting and have come up with a five year contract with Waste Management with an effective date of January 1, 2015. The current rate of \$83 per ton would be reduced to approximately \$61.20 per ton, or a \$20 per ton savings.

The board discussed the fact that Mr. McManus had submitted a written request to Waste Management expressing the board's concern regarding senior citizen rates and urged them to come up with a way to lower the rates for seniors. Chair Maggiore suggested the Select Board also send a letter to Waste Management showing their support of lowering the rate for senior citizens.

The Select Board discussed having a dumpster or a trash truck at the Recycling Center one day per week to dispose of household trash.

Motion by Selectman Stanton to accept the contract with Waste Management for solid waste disposal. Seconded by Selectman Miller. Motion carries 3-0.

6.2 Guaranteed Maximum Price (GMP) on Town Campus Project – John Ricci

John Ricci stated he solicited bids to contractors and asked them to revisit last year's bids and give an update. He stated there was some decreases and some increases in costs.

Mr. Ricci stated the overall price from 2014, which includes the guaranteed maximum price (GMP) plus a 5% contingency fee, excluding design fees, was \$6,397,926 and the price for 2015 would be \$6,614,275. This represents an approximate increase of 3% over last year. The total cost for the design fee for Lavalley, Brensinger is \$701,000.

The Select Board reviewed the shared costs between public safety, library and town offices.

Motion by Selectman Miller to accept the GMP (guaranteed maximum price) as proposed by Mr. Ricci on his memo dated November 18, 2014, 33 categories totaling \$6,614,275, exclusive of the design fee. Seconded by Selectman Stanton. Motion carries 3-0.

7. Any Other Item that may legally come before the Board

The Board reserves the right to take action on any item relative to the prudential administration of the Town's affairs which circumstances may require.

8. Second Public Comment Session

See Item 2, above.

9. Approval of Minutes of Previous Meetings

9.1 Minutes of November 10, 2014

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Selectman Miller noted that under Item 8.6 there was no motion mentioned in the minutes.

Town Administrator Apple stated the minutes should be tabled, and he would ask the recording secretary to go back to the DVD and check to be sure all motions are included in the minutes of November 10.

Selectman Miller also suggested adding the breakdown of the tax rate by town, county, school to the minutes that was discussed at the meeting as well.

Selectman Stanton stated he would like the minutes to show the percentage in which the rates went up or down by town, local school, state school and county in comparison to the prior year. The board asked the Town Administrator to include a table with the comparisons in these meetings minutes.

Selectman Stanton asked if the town had a contractor lined up to shovel off the roof of the fire station as the insurance company had urged the town to do.

Town Administrator Apple stated there was a candidate, but not a contract.

Chair Maggiore stated the minutes of November 10, 2014 would be tabled until the next meeting.

The Select Board wished everyone a safe and Happy Thanksgiving.

Meeting adjourned at 8:55 PM.

Respectfully submitted,

Janet L. Facella
Administrative Assistant

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