



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
SELECT BOARD DRAFT MINUTES
JUNE 13, 2016
REGULAR MEETING 7 PM TOWN HALL

NORTH HAMPTON TOWN HALL
231 ATLANTIC AVENUE

1. Call To Order and Pledge of Allegiance

Chair Maggiore called the meeting to order at 7:00 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 during the First Public Comment Session will be given first opportunity to speak during the Second Public Comment Session at the end of the Meeting.

William Gosselin, Maple Road stated he was looking for a response to the letter he submitted to the Select Board regarding the Lamprey Conservation property.

After discussion, Town Administrator Apple printed a copy of the letter and handed to Mr. Gosselin.

Casey O’Kane, Atlantic Avenue stated he never complained about additional dirt being moved onto the “Lamprey Homestead” as was indicated by Town Administrator Apple.

Chair Maggiore stated the Library Trustees were awaiting the arrival of Mrs. Parrott, and would move on to the Consent Calendar.

3. **Joint Meeting with North Hampton Public Library Trustees**

3.1 Memorandum of Understanding re: Maintenance of Existing Building

The North Hampton Library Trustees, Susan Leonardi, Chair, Kelly Parrott, Treasurer and Judy Day, Secretary introduced themselves.

Discussion ensued regarding a Memorandum of Understanding (MOU) between the Library Trustees and the Select Board regarding maintenance inside and outside of the library building. Town Administrator Apple distributed a draft MOU that was distributed to the Trustees and the Select Board prior to the meeting, and explained it was to start a discussion amongst the board members.

Mrs. Parrott stated she had done research on the New Hampshire Library Trustees Association website, and reviewed a copy of Barrington's MOU. She stated that their version is a more granular level and more specific than the draft received from Town Administrator Apple.

Mrs. Parrott asked what percentage of the Building Maintenance Fund was allocated for the library. Town Administrator Apple stated there is not a specific percentage or amount dedicated to any building. He further stated things are being repaired as they fail.

Town Administrator Apple stated there are benefits to having a specific agreement and benefits to having a more general agreement. He further stated a more specific agreement allows for flexibility to future boards and trustees who may have different views of what the terms mean.

Selectman Stanton expressed concern with using a granular approach in that if something is not on the list, it could cause a problem.

Mrs. Parrott stated she was curious as to why this idea is being presented, although she did not think there was an ulterior motive.

Selectman Miller stated it was his idea to have a simple plan in place.

Discussion ensued regarding the library's general maintenance budget and whether they should consider increasing the funds during the budget process in the fall.

Motion by Selectman Stanton to work with the Library Trustees in developing a Memorandum of Understanding. Seconded by Selectman Miller. Motion carries 3-0.

Selectman Stanton and Mrs. Parrott will work together on the document and include a section on insurance for the library building.

3.2 Plans for New Building

Mrs. Parrott suggested an earlier deadline for plans in August because last time the "ran out of runway." She further asked the Select Board what their plans were.

Chair Maggiore stated Selectman Miller is currently working with Town Administrator Apple in looking for available land on Route 1; Selectman Stanton is working on renovations/repairs for the fire station; and he is looking into new plans regardless of location.

Discussion ensued and a suggestion that the library decide which way they would like to go whether it is new or renovated, and report to the Select Board in August for another joint meeting where plans for the town will also be discussed.

4. Consent Calendar

- 4.1 Payroll Manifest of 05/19/2016 in the amount of \$58,893.32
- 4.2 Payroll Manifest of 05/26/2016 in the amount of \$62,058.44
- 4.3 Payroll Manifest of 06/02/2016 in the amount of \$62,607.33
- 4.4 Payroll Manifest of 06/09/2016 in the amount of \$193,584.90
- 4.5 Accounts Payable Manifest of 05/19/2016 in the amount of \$57,457.68
- 4.6 Accounts Payable Manifest of 06/02/2016 in the amount of \$922,398.43
- 4.7 Cemetery Deed
- 4.8 Abatement Application for Map 001, Lot 077
- 4.9 Abatement Application for Map 006, Lot 144-001
- 4.10 Abatement Application for Map 018, Lot 008
- 4.11 Abatement Application for Map 001, Lot 070
- 4.12 Abatement Application for Map 005, Lot 009

Motion by Selectman Stanton to remove items 4.9, 4.10, 4.11 and 4.12 from the Consent Calendar and place them under New Business. Seconded by Selectman Miller. Motion carries 3-0.

Motion by Selectman Stanton to accept items 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7 and 4.8. Seconded by Selectman Miller. Motion carries 3-0.

5. Communications to the Select Board

- 5.1 Correspondence from Joseph G. Mills, Jr. Chairman, Rye Board of Selectman
- 5.2 Correspondence from Exeter Environmental Associates, Inc
- 5.3 Correspondence from Gregg Comstock, NH Department of Environmental Services in response to Exeter Environmental Associates
- 5.4 Correspondence from Xfinity
- 5.5 Correspondence from State of NH Department of Revenue Administration
- 5.6 Correspondence from Rockingham County Commissioners
- 5.7 Correspondence from NH Division of Historical Resources

Chair Maggiore summarized the correspondence, and then asked Selectman Miller to summarize items 5.2 and 5.3 and the difference of opinions between correspondence from Exeter Environmental Associates and the Department of Environmental Services.

Selectman Miller stated there has been very little data in three years, and the town is getting nowhere. He stated he felt the Select Board need to get into the middle and pull them both together as they are not moving toward any answers on their own.

Discussion ensued regarding inviting the Department of Environmental Services and the Hampton Rod and Gun Club to the July 11 or July 25 meeting.

Chair Maggiore allowed Tim Harned to comment whereby he stated it is long past the time to get something done. He further stated if the Gun Club walks away, a contingency plan needs to be in place.

Town Administrator Apple and Selectman Miller will work together on a Request for Proposal (RFP) to hire an expert to represent the town.

6. Public Hearing

6.1 Acceptance of Funds from an Anonymous Donor to purchase playground equipment for use on the Homestead Property in the amounts of \$3,142.00 and \$6,802.00

Chair Maggiore opened the Public Hearing at 8:45 PM, and read both Public Hearing notices that were published in the Portsmouth Herald according to all applicable laws.

Town Administrator Apple stated the playground was a gift for an anonymous donor and it would not be a permanent fixture on the Homestead should the Select Board wish to build a structure there in the future.

Kelly Parrott, Garrett Drive asked why there was a need for an additional playground and was this Select Board's idea. She also asked whether site work is included in this gift.

Town Administrator Apple stated it was not the Select Board's idea and that the Public Works Department would be taking care of the site work.

Laurel Pohl, North Road asked if it was stipulated in the donation that the playground to be located on the Homestead property. Town Administrator Apple stated it was stipulated.

Motion by Selectman Stanton to accept the funds from an Anonymous Donor in the amount of \$3,142.00 for playground equipment to be located on the Homestead once all insurance requirements have been met. Seconded by Selectman Miller. Motion carries 3-0.

Motion by Selectman Stanton to accept the funds from an Anonymous Donor in the amount of \$6,802.00 for playground equipment to be located on the Homestead once all insurance requirements have been met. Seconded by Selectman Miller. Motion carries 3-0.

Selectman Stanton asked that a thank you card be sent to the generous donors.

The Select Board were in consensus about putting up a sign notifying those using the playground to do so at their own risk.

6.2 Discretionary Barn Preservation Easement Applications for:

Tax Map 017, Lot 029, 144 Lafayette Road, Owner: Sunny Brook Farm Realty LLC

Chair Maggiore gave an overview of the Barn Preservation Easement application process.

Chair Maggiore noted that the Select Board and Heritage Commission received notification from the Building Inspector, Kevin Kelley that property at 144 Lafayette Road owned by Sunny Brook Farm Realty LLC had two outstanding violations on the property and therefore would not qualify for the easement.

James Marchese, Sunny Brook Farm Realty stated he disagreed with Mr. Kelly and there is not an outstanding wetland issue, and furthermore the alleged violation was at a different address.

Mr. Marchese stated the apartment fire suppression issue does need to be addressed, but the apartment is only used when the business is not in operation.

Chair Maggiore read from the letter from Mr. Kelly stating that he had spoken with Eben Lewis of New Hampshire Department of Environmental Services stating there was an outstanding wetlands violation that still needs to be addressed.

Mr. Marchese stated he would withdraw his application, and have his attorney “deal with Mr. Kelly.”

Tax Map 019, Lot 020 83 Walnut Avenue, Owner: Pamela S. Herring

Neil Herring, owner of 83 Walnut Avenue thanked the Select Board for considering their barn easement application.

Chair Maggiore stated the Heritage Commission gave a “glowing” recommendation on this application.

Motion by Selectman Stanton to approve the Discretionary Easement application of two historic barns (1284 sf and 240 sf) and an attached shed (72 sf) with a combined area of 1596 SF located at 83 Walnut Avenue, Map 019, Lot 020. The current registered owner of the barns is Pamela S. Herring. Both barns and shed have existed in excess of 75 years, and meet one or more of the requirements as stated in RSA 79-D; i.e. the barns were constructed by homesteaders about 1790, the smaller barn housed 8 stalls as milking stations and two horse stalls. The original wood stanchions still stand. The main barn retains its entire original structure and details including a typical barn roof with horizontal purlings connecting the four timber frame posts.

Therefore, in consideration of RSA 79-D:3 plus the guidelines by the New Hampshire Historic Agricultural Structures Advisory Committee, dated August 2002, and the recommendation of the North Hampton Heritage Commission, these barns are deemed to have added a significant public benefit as follows: They add to the scenic enjoyment of the general public from a public way; the barns are historically important agricultural structures to the town and state; and the barns physical and esthetic features contribute to the historic and cultural integrity of our community. Accordingly, the value of this easement on both barns in an amount equal to the reduction of 75 percent (75%) of its full value assessment resulting in a corresponding tax liability of 25 percent (25%) of its full value tax. This easement shall commence in the 2017 tax year and is subject to the following conditions to be included in the easement deed: The reason for the determination of the demonstrated public benefit; the amount of the easement granted; the term of ten years not automatically renewed; a compliance inspection provision. Furthermore, the easement shall be drawn by the town and recorded at the applicant's expense at the Rockingham County Registry of Deeds in accordance with the statute. The files shall include a copy of the recorded easement deed, the completed application, and related correspondence from the Heritage Commission and a copy of the minutes of this meeting. Seconded by Selectman Miller. Motion carries 3-0.

7. Committee Updates

No new updates from the Select Board.

8. Report of the Town Administrator

8.1 General Report

9. New Business

9.1 Meet with Shep Kroner – Sea Level Rise

(Secretary's Report: Documents from Mr. Kroner is attached to these minutes)

9.2 Decision on Barn Easements

(Secretary's Note: This item was taken up under Public Hearings)

9.3 Ratify Tax Warrant

Motion by Selectman Stanton to ratify the action of the Select Board on May 23, 2016. Seconded by Selectman Miller. Motion carries 3-0.

9.4 Appointment of Hank Brandt to the Agriculture Committee

Motion by Selectman Stanton to nominate Hank Brandt as an Alternate to the Agriculture Commission. Seconded by Selectman Miller. Motion carries 3-0.

10. Minutes of Prior Meetings

10.1 Minutes of May 18, 2016

Motion by Selectman Stanton to accept the minutes of May 18, 2016 as presented. Seconded by Selectman Miller. Motion carries 3-0.

11. 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.

Town Administrator Apple stated the Select Board would be discussing encumbrances at their June 22 workshop.

Selectman Stanton asked why three police officers had not been hired yet.

Town Administrator Apple stated there are two candidates going through the background process now, and that there were not enough Field Training Officers available to train three new employees.

Selectman Stanton suggested advertising for sworn officers.

Selectman Stanton stated there would be a proper flag burning ceremony held on June 14, Flag Day by the American Legion behind the Hampton Fire Station on Winnacunnet Road in Hampton.

12. Second Public Comment Session

See Item 2, above.

Director Page stated the importance of keeping up to date with the Natural Mitigation Plan, and that someone should reach out to the Little Boar's Head commissioners to have them nominate someone to serve on the Hazard Mitigation committee.

13. Adjournment

Chair Maggiore adjourned the meeting at 10:00 PM.

Respectfully submitted,

Janet L. Facella
Administrative Assistant