

May 18, 2020

7:00 PM Board of Selectmen - Electronic Meeting by teleconference

As Chairman of the Hampton Board of Selectmen, I have determined that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, that to properly ensure the safety of the public and that of several of the Board members who are within the CDC guidelines needing to take special precautions, this public body is authorized to meet electronically.

Please note there is no physical location to observe and listen contemporaneously to this meeting, which was authorized pursuant to the Governor's Emergency Order. However, in accordance with the Emergency Order, I am confirming we are:

We are utilizing a teleconference service for this electronic Meeting. All members of the Board have the ability to communicate contemporaneously during this meeting through this platform, and the public may join this electronic meeting by calling toll free **1-857-444-0744** and use the code **156034**. If anybody has a problem, please call **603-929-5805**.

Please note that all votes that are taken during this meeting shall be done by roll call vote.

Chairman Waddell opened the meeting with a roll call attendance.

When each member states their presence, please also state whether there is anyone in the room with you during this meeting, which is required under the Right-to-Know law.

Sel. Rage, office and alone

Sel. Bridle, office and alone

Sel. Woolsey, home with three cats

Sel. Barnes, home and alone

Chairman Waddell, office and by myself

Chairman Jim Waddell, called for pledge of allegiance:

SALUTE TO THE FLAG

I. Public Hearing RSA 31:95-b,III (a)

To apply for, accept, and expend unanticipated monies in amounts of \$10,000 or more from the following: Governor's Office for Emergency Relief and Recovery (GOFERR)

Atty. Mark Gearreald, Town Council, discussed available grants to the Town with regard to expenses due to Covid19, noting this particular one would be a reimbursement of such expenses. He noted reviewing the agreement pertaining to this grant and that there is no

downside, but much documentation and compliance would be needed. He discussed items of qualifications of expenses and the timeframe. He noted he supplied the motion.

Sel. Barnes noted the first round of expenses is due June 1st and is looking to see what Hampton will be submitting prior to the submission. Dep. Town Manager Sullivan discussed the process and noting the Fema submission is first, and that the board can get copies as they go along.

Chairman Waddell read the motion.

Selectman Woolsey MOTIONED pursuant to RSA 31:95-b and/or RSA 21-P:43 to authorize the Town Manager as the Town's representative to apply for, accept, and expend monies in excess of \$10,000 from the Governor's Office for Emergency Relief and Recovery (GOFERR), subject to its terms, and for the Board to sign the first page of the GOFERR CORONA VIRUS RELIEF FUND GRANT AGREEMENT with the subsequent pages of said AGREEMENT to be initialed or signed by the Town Manager as appropriate, SECONDED by Selectman Rage.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

II. Vote to authorize the acceptance of the First Responders COVID-19 Stipend Program funds under RSA 21-P:43

Sel. Barnes asked Dep. Sullivan if this works the same and is a reimbursement after we process through our payroll. He discussed yes, and some qualifications that will need to be adhered to as well, and noted monthly submission as well and other expenses could be reimbursed from the previous discussed grant.

Sel. Bridle read the motion.

He asked about the additional expenses and their inclusion and Dep. Sullivan discussed the motion being sufficient at this time but may be revisited.

Selectman Bridle MOTIONED to RSA 21-P:43 to authorize the acceptance of the First Responders COVID-19 Stipend Program funds, subject to its terms, and to authorize the Town Manager to execute the necessary forms in the Town's behalf to implement this vote, SECONDED by Selectman Woolsey.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

III. Public Hearing on Locke Road Re-alignment

Dan Granahan, 301 Winnacunnet Rd., he thanked the board for the hearing, and noted his opposition to option #2, that was proposed in the engineering plan. He asked for something not as radical as option #2, noting that too much change can sometimes hurt rather than help. He discussed that he sent some recommendations in a letter. He asked if this does go through, has any consideration been given to noise and headlights and referenced Seacoast United's intersection.

Dep. Dir. Hale, DPW, discussed having spoken to a few abutters, noting there are concerns and referenced Mr. Granahan, also noting tree removal. She discussed the conceptual sketches, and that changes could be discussed, but the ultimate benefit being the intersection at 90 degrees. She discussed some of Mr. Granahan's suggestions, noting the spurs. She discussed it would be the way the board wishes to go.

Marilyn King, 309 Winnacunnet Rd., she discussed her concerns with option #2. She commented it appears her and Mr. Grahahan's driveways are a part of the intersection, noting concern about traffic flow, future lights, and signage.

Jennifer Couture, 16 Locke Rd., she thanked Dep. Hale for discussing her concern about the tree that might have to be removed. She also discussed concern with headlight traffic, and her driveway becoming a blind driveway, and the speed on the road. She asked for possibly more signage.

Sel. Woolsey asked Dep. Hale what this will cost, noting she means just the intersection. Dep. Hale noted this is in the paving plan and she does not have a cost for anything extra at this time. Sel. Woolsey asked that wouldn't taking out the intersection be the extra, and the answer was that it would be paved either way, and this would actually be less pavement. She noted the need for more information, and not spending money at this time, and also future problems for truck drivers. She noted her opposition to this.

Sel. Barnes noted no questions, but she doesn't think we should change the intersection.

Sel. Bridle noted the many accidents at the intersection and if this is an opportunity to change, we should go with what the engineers suggest. He noted Dep. Hale and DPW can work with the abutters.

Sel. Rage noted the intersection treacherous, something should be done but not at the expense of the abutters.

Town Manager Welch noted the concept and that he travels the intersection often and the difficulty in trying to see what is coming, noting how dangerous.

Chairman Waddell asked Dep. Hale if she feels she can do this, working with the neighbors to satisfy the majority of people and needs, she answered she is not sure she can make everybody happy, but there are things that can be done, and she referenced the accidents. Dep. Hale discussed the plans for the intersection and what is included, noting time is a consideration to get this done at the end of summer.

Mr. Granahan discussed speaking with Dep. Hale and disagreeing, he noted the upside is the site distance, but noted how it will still be dangerous, and this is transferring the headache. He commented he feels this will not work and discussed the ideas that were in his letter, regarding the little island, and he noted trucks and the turn.

Sel. Woolsey reiterated wanting to know the cost of this section. Dep. Hale reiterated her previous answer regarding not having the breakdown as of yet, and she noted the ability to keep as is. Sel. Woolsey discussed being familiar with Locke Rd.

Chairman Waddell noted the controversy of the project, noting his faith in DPW and the engineers, but noted concern of it going into someone's house, and he asked if there were a motion.

Selectman Woolsey MOTIONED to Approve the REMOVAL from the Locke Road Paving Project, Option #2 of the Intersection and leave As Is, SECONDED by Selectman Barnes.

Sel. Rage asked for clarification of the motion and Chairman Waddell explained.

Roll call vote: Sel. Rage: no, Sel. Bridle: no, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 3-2-0

Sel. Woolsey again asked about the specifics of cost and Dep. Hale answered if the intersection stays the same, the money stays the same and after the bid they will know exactly.

IV. Public Comment

Dave Hartnett, 339 Ocean Blvd., commented on being a member of the trash committee, noting they worked on reducing costs. He discussed all the work of the committee and the board's decision to go to the 10 barrel limit. He discussed the committee wanting to rework, but Covid19 being a deterrent and hearing for several weeks the cost of the state trash. He commented on the committee's work on finding the revenue the state brings in, and the benefit of them picking up the west end trash. He noted calling to convey appreciation for the board leaving things alone, and asked them to stop false information regarding accounting, to buy DPW more equipment, and create a long term plan for trash.

(Richard Perrin, for public comment did not answer)

V. Announcements and Community Calendar

Sel. Rage announced the Hampton Beach Village District is moving their annual meeting to June 2nd, and discussed the notification process.

Sel. Bridle noted that some of the restaurants starting to open outside dining and encouraged all to support local business.

Sel. Barnes noted that Richard Perrin is from the Census2020 and noted the Town of Hampton had only registered 52% of the census replies, with the village district only 21%. She discussed the reasons for filling out the census, including revenue sharing and she encouraged all to do so. (at this time, Mr. Perrin's call came through)

Richard Perrin, he reiterated what Sel. Barnes said and asked everyone to get the word out.

Sel. Woolsey commended the town planner, Mr. Bachand, and discussed research he had done for her regarding condos and their planning approvals. She noted their carts being restored and trash pickup resuming. She discussed the master plan.

Chairman Waddell agreed with Sel. Bridle regarding local business and encouraged all to support them and surrounding towns.

VI. Approval of Minutes

1. May 4, 2020

Selectman Bridle MOTIONED to APPROVE the minutes of May 4, 2020, SECONDED by Selectman Rage.

Sel. Woolsey commented the minutes were strange and noted her reading a request from a resident and said it should have been included.

Chairman Waddell asked if she was making an amendment. She stated she wanted what she read, the whole text, included.

Selectman Woolsey MOTIONED to APPROVE the minutes of May 4, 2020 with the AMENDMENT to have them include the entire text of letter she read from Charlie Preston, SECONDED by Selectman Barnes. [The note of Charlie Preston was read by Selectman Woolsey at the BoS meeting of May 4, 2020, and the minutes of May 4, 2020 were amended to reflect the note.]

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

VII. Consent Agenda

1. 2020-02 Supplemental Property Tax Warrant
2. 2020- OTC (Tax Collector Abatement)
3. Commercial Abatements Approved: #36 - Karens, LLC-125 Ocean Blvd \$5,362.75, #59 - One Liberty Hampton, LLC-1 Liberty Lane \$2,648.05; #64 - Houle Realty Trust
8-10 Auburn Ave \$305.28. Denied: #60 - Houle Realty Trust 75 Ocean Blvd \$0.00, #61 - Houle Realty Trust 79 Ocean Blvd \$0.00, #63 - Houle Realty Trust 2 L Street \$0.00, #65 -105 Towle Farm LLC 105 Towle Farm Rd \$0.00, #66 - Northern New England Telephone-Church Street \$0.00
4. Donation from Middleton Building Supply: Value of \$399.96 for four (4) picnic tables to the Parks and Recreation Department
5. Mosquito Commission Appointment: Russ Bernstein
6. Timber Tax
7. Mount Prospect Academy request for placement of inspirational signs at the Fire Department 140 Winnacunnet Road

Selectman Barnes MOTIONED to MOVE the Consent Agenda, SECONDED by Selectman Bridle.

Sel. Woolsey thanked Middleton Building Supply and commented about Mount Prospect Academy, noting she appreciates it, but doesn't want to see signs plastered all over town.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

VIII. Appointments

1. State Delegation

Chairman Waddell asked who is present: Rep. Tom Loughman, Rep. Renny Cushing, Rep. Pat Bushway, Rep. Mike Edgar, and Sen. Tom Sherman.

Sen. Tom Sherman, speaking for the Senate, discussed what the Senate has been doing since the Covid19 crisis. He noted he has been appointed to the Crisis Standards of Care State Disaster Medical Advisory Committee, looking at optimal use of limited resources for dealing with people of need in the state, noting his subcommittee deals with long term care and nursing facilities. He was also appointed to the Select Committee for 2020 Election Support who are looking at safe voting for everyone who wants to, with meetings available to the public on the Sec. of State website. He is also working with volunteers making sure all nursing facilities are ready for Covid19.

He discussed finishing up work in the Senate using Zoom-like committee meetings starting next week, and will be in session twice in June, and noted bills will be worked on by priority, with highest to Covid19. He discussed tele-medicine and tele-health, and he noted bills that are dealing with high speed internet. He discussed bills that will be put off to next session, including regulation of short term rentals.

Rep. Renny Cushing, speaking for the House, discussed the last House meeting and completing work. He discussed delegates responding to constituents and meetings with Sen. Sherman. He discussed bills and committee work that will start this week, and the House meeting on June 11th, at UNH Whittemore Center. He discussed doing all they can do mitigate the effects of Covid19. He noted his appreciation for all the town has done in response to Covid19, as well as the community.

Sen. Sherman discussed everyone working as a team, including Hampton residents, noting how helpful it all is. Rep. Cushing noted also working with the schools dealing with the changes due to Covid19.

Sel. Woolsey asked Sen. Sherman about discussing with Massachusetts, regulating crossing the state line, noting they are 4th in the country for cases of Covid19. He noted sharing her concern and discussed meeting with MA. and ME. representatives, and noted the governor wanting coordination. He noted Salisbury beach being open for transitory activities, and highlighted the coordinated work with neighboring towns that is being done to create a unified reopening program, but noted it is the governor's decision. He discussed the plans being discussed to limit access, but noting the residents up and down the coast wanting them to reopen, but gradually and with caution, and noted the governor looking to help from Dept. of Health and Human Services for guidance. She asked if our governor has talked with Governor Baker. He answered, discussing his work with MIT and getting PPE to NH and MA, and noting how people are taking recommendations seriously for protection, highlighting social distancing and masks. He answered yes, the governor has been in touch with Gov. Baker and Gov. Mills. She asked if there was a way to slow down the huge crowds that will come to the beach when opened. He discussed State DOT and signage.

Rep. Edgar discussed the House working to pass the 10 year transportation appromovement plan. He discussed the Hampton Beach Reopening Task Force and the people who worked on the plan for the governor and that it might answer some questions.

Rep. Bushway discussed legislation regarding the exemption of the use of jet skis in the Hampton Seabrook estuary, and new legislation to continue that to Rye and New Castle.

Rep. Loughman, discussed working very hard with small businesses and employment security benefits and a meeting with the dep. commissioner and house members regarding claims. He discussed ways and means committee developing new revenue projections.

Sel. Barnes asked if the plan that was submitted to the governor by Pol. Chief Sawyer has been approved and does it need to be. The answer was that it was passed by the reopening task force and needed to go to public health, but the governor has not issued an executive order regarding it. She commented that the task force voted unanimously, but the Board of Selectmen did not, noting several stake holders being left out of decisions that were made. She noted the beach being a small part of the Town of Hampton, and discussed talking with people upset with the plan, referencing Rt. 1A being closed, H St. and White's Island. She noted her confidence in the Chief working out the kinks, and being happy for businesses, but noted elected officials not being a part of the process. Rep. Cushing discussed the governor's executive powers and trying to find ways to communicate. She discussed she is representing the people of Hampton, and lack of communication happening before Covid19. She listed statistics from Sunday, from the Dept. of Human Services regarding Covid19: 3596 cases, 10% hospitalized, 5% death, total cases being .27% of state population, total deaths .013%, 29 cases in Hampton being .2% of population, with 76% of deaths occurring in long term care facilities. She discussed opening the economy and people's rights be stepped on, the gradual opening which people want, and feeling the way it is being done is wrong. She discussed thinking taxpayers should have access first and how to do that with parking. She discussed taxpayers not being able to use what they are paying for, and not seeing the numbers to keeping things closed down. She discussed blankets limits and what other states have done. She discussed people in New York, and not building immunities, needing to go out in the sun, and building immune systems, with no recommendations from DC or state to do so. She discussed vitamins, and keeping the economy shut for just .2% not making sense. She discussed Gov. Baker and his recommendation to shame people not listening to government recommendations. She discussed taxpayers not happy with the plan and wanting to get back to work. Rep. Cushing noted knowing people who have died from Covid19, the deaths in the county and trusting the medical profession, discussing this is a public health crisis, and being in unchartered waters, noting the need to be cautious and responsibility. Sen. Sherman discussed common sense and staying fit, and discussed the myths of Covid, referencing young people. He discussed concerns, citing unemployment and economy, but noted huge risks of a second surge if opened too quickly. He commented on NH being careful and protective, especially of the elderly. She asked, why are the people that have been protected the most, dying the most, and the answer was because they are the most vulnerable. She asked about government interference and discussed vaccine bills and registry and she asked questions regarding what the registry is about. She asked about online voter registration and what is a priority, noting priority should be mental health.

Chairman Waddell noted the philosophical direction of the discussion.

Sel. Bridle commented he appreciated the comments by our senator and state reps., noting all should have time to speak and thanked them for coming.

Sel. Rage thanked the senator and reps. for working for the state in a bi-partisan way to help Hampton. He discussed closing of Ocean Blvd., noting the Chief has the right, with the DOT commissioner to close, noting they are doing it early to test it. He discussed all the committees working are not going to make everyone happy, but they are working to keep

everyone safe, and right for businesses and residents, reiterating unchartered territory and everyone doing the best they can.

Chairman Waddell commented he is not being dismissive or cutting anyone off, noting the philosophical questions aren't getting us anywhere, and elections will show us. He thanked the delegates for coming.

Sen. Sherman reiterated the governor's decisions are his, in conjuncture with his dept. of public health, and noted people can contact him with opinions and concerns.

2. Kristi Pulliam, Finance Director

This is the forth report of 2020 and the expenditure target is 33.34%. This month my summary will appear a little different as I would like to focus more on the revenues and some projections for the year. Notable items from Monthly Financial Reports: Revenue Summary: I am going to provide comparisons on revenue from April 2019 to April 2020. I will also be diving into adjustments made for the first quarter to the revenue budget. A few years back the auditors had recommended that I adjust the revenue budget as we move through the year. At that time, I started to adjust on a quarterly basis. The adjustments made to budgeted revenue result in a projected revenue shortfall of \$574,291. At the current amount it would reflect approximately 17 cents on the tax rate. This is only a projection and will be adjusted several times prior to setting the tax rate. The sections that saw the largest adjustments are: motor vehicle fees; Departmental Income (mostly in Transfer Station and Planning Board); and Parking Lot Revenues.

The month's total income was \$404,248. When you compare April revenue of 2019 to 2020, we are down \$237,854. However, there was a workers' compensation premium of \$224,914 received in 2019. If that amount is removed from 2019, we are only down by \$12,940. Items of Interest (comparison of year to date April 2019 to 2020) in 2020 received, Land Use Change Tax of \$58,830, Interest on Taxes is lower than 2019 by \$19,043, Motor Vehicle Fees is lower than 2019 by \$122,029, Building Inspection Permits are higher than 2019 by \$15,253, Transfer Station is lower than 2019 by \$22,066, Parking Lot Revenue is lower than 2019 by \$9,234, Interest on Deposits is higher than 2019 by \$16,748, Land Rent is higher than 2019 by \$34,010, Real Estate Trust is higher than 2019 by \$4,054.

On the expense side we are 30.31 % spent or under budget by \$791,371. In April of 2019 we were under spent by \$697,217. We do have a large amount of open purchase orders, but the majority of them are related to warrant articles and not budget lines. Personnel Administration is over target, but this is driven mostly by the buyback line item. As discussed, every year this is a onetime payroll processed in January, related to CBA and employee contracts allowing the sell back of leave time. Zoning is over target at 80.1 %. The item driving this is supplies & expense line. Emergency Management is at 175.1 %. This is the line item we have been using to run the majority of the COVID-19 expenses through, with the exception of payroll. Hydrants is at 50.29%, which is related to the fact that we are billed semi-annually. Library is at 36.23%, which is related to timing of payment of quarterly appropriation. As you can see from the figures reported above, the Departments as a whole, are working very hard to curve spending and continue to run under budget at this time. Warrant Articles can be reviewed on page 18. When reviewing you will see that there are many projects underway at this time.

Fund 24, Recreation has a balance of \$255,077. Fund 25, Cable Committee has a balance of \$315,982. Fund 26, Private Detail has a balance of \$266,290. Fund 27, EMS has a balance of \$321,502. Wastewater System Development Charge, fees collected in 2020 total \$27,541 with a balance in this account of \$224,662, and those are the numbers I have.

Sel. Bridle noted good report and that the depts. are working hard to keep their budgets down, and as always, excellent job, thank you.

Sel. Woolsey commented thank you very much.

Sel. Barnes asked about the transfer station revenue budget being down because of revenue, and the answer was she was using a math equation that pertained to where revenue was at the end of April. She asked about parking lot budgeted revenue being down and was that the same reason, and the answer was that it was an estimate as we do not know what is happening with parking lots yet, basing the estimate on what has been lost in revenues so far and what was made in April and May of 2019. She asked about audit services being at 50% and the answer was that there are more expenses for that line. She asked about employment separation and the answer was, that is for retirements or employees leaving and payments owed to them. She asked about police summertime coverage and if the increase from March to April will be covered for Covid reimbursement, and the answer was the Chief will need to address that. They discussed and reiterated the emergency management account and Covid expenses. She asked about the solid waste percentage and asked if excess trash removal might qualify for reimbursement, noting it is something to think about. Dep. Sullivan answered that if they are related to the enforcement of one of the executive orders, then they could be eligible. She asked about the library appropriation and the increase in April, and the answer was it was the timing of the quarterly appropriation payment. She asked that since the governor's first order, employees have still be getting paid, with no layoffs, and the answer was not the I am aware of.

Chairman Waddell asked if the main thing we are worried about is revenue and the answer was correct. He asked if the shortfall of \$574,291 she noted was for the whole year and the answer was yes, using the quarterly projection process, and that it is only a prediction, with logical back up. He asked for confirmation that there will be a plan if revenues drop severely, and the answer was that they are in discussions regarding cash flow and any possible borrowing in the works if necessary. Ms. Pulliam discussed having a much better picture when getting ready to set the tax rate in November, noting the possible use of unassigned fund balance. He asked if the Town is in any financial problem right now and the answer was no.

3. Chris Jacobs, DPW Director & Jen Hale, DPW Deputy Director
 - a. Wastewater Treat Facility Upgrade Phase 1 Bid 2020-003

Dep. Dir. Hale discussed the bid process, with it being sent to 10 contractors, and posted several places, we received the bids back April 21st, and we received 2. She discussed Penta Corp. at \$10,461,900.00 being the low bid. She noted the WA was for \$11.78 million, and this bid, being under, does not cover all the expenses of the project. She discussed all the work done on the bid process. She asked that the board issue an intent to award letter to Penta and a contract agreement but the final award of the bid be contingent upon successful coordination developing a final deductive pricing proposal. She discussed reducing the ten million, completing majority of the upgrades, fine tuning, value engineering, and the final

cost coming in to what we have for the project budget. She discussed the reducing of the bid as a change order.

Sel. Bridle noted if this is the best way to get this done and move forward, he trusts Dep. Hale and her ability to negotiate this contract.

Sel. Barnes noted we need to get this project rolling and whatever Dep. Hale thinks, she agrees.

Sel. Rage noted he thinks the directors have the Town's best interests at heart, and he endorses them fully.

Sel. Woolsey clarified that this is the first of three phases and the answer was correct. She asked if the \$11.78 million will cover this first phase, and the answer was yes. She asked how long this will take and the answer was possibly two years. She asked if the second phase would start after this one and the answer was yes.

Chairman Waddell asked about the ten bids, and she discussed the approval needed as they only received two. He asked about the reason for only two bids, and the answer was people's full schedules and the quantity of work for this project and it being specialized work. He asked about the confidence in the chosen company, and the answer was yes, they are recognized for the work they do and back round checks have been done, and we have worked with them before on a smaller scale. He asked where they are from and Dep. Hale did not have that information with her. Dir. Jacobs commented that Penta did the Church St. Pump station with no issues.

Selectman Woolsey MOTIONED to APPROVE the waiver and bid acceptance for Wastewater Treat Facility Upgrade Phase 1 Bid 2020-003, SECONDED by Selectman Bridle.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

Selectman Woolsey, MOTIONED TO APPROVE, The BOS to authorize the Town Manager to issue an intent to award letter to Penta Corp. and to enter into a contract agreement for construction of the Wastewater Treat Facility Upgrade Phase 1 with Penta, the final project award will be contingent upon successful coordination with Penta on developing a deductive pricing proposal for the overall project, the purpose of developing a final deductive pricing proposal is to reduce the base bid scope and cost to fit within the Town's current approved total project budget of \$11,780,000.00 which also includes technical services, financing costs, and project contingencies. Once the deductive pricing proposal has been approved, this pricing proposal will be executed as a change order concurrently with the contract agreement, SECONDED BY Selectman Barnes.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

4. Chief Sawyer, Police and Deputy Town Manager Sullivan
 - a. COVID-19 Update

Chief Sawyer gave an update on preparations for Ocean Blvd. for Memorial Day weekend. He noted issuing 20 outside seating permits with more in the works, and he thanked those involved. He discussed the rerouting of traffic has not been approved at this time, and looking for a decision tomorrow. He also noted there is no indication on when the sand will be open, but not for Memorial Day weekend.

Dep. Town Manager Sullivan discussed town operations continuing with the same footprint, with anyone who has been monitored, now being cleared. He commended all for good work and the outdoor seating work being done so quickly.

Sel. Barnes discussed H Street and the woman who runs a parking lot there, and asked if it will be one way or two. He answered that to start it will be two way, but when state park opens parking, it will be one way. Sel. Barnes noted the woman was concerned about people getting to her lot and the Chief said she should do very well. She asked about business owners in the L Street area wanting to know if L Street could be shut down. The Chief stated the board should decide that, noting issues like residents getting to their homes, and deliveries, and emergency services if needed. She asked if they should present something to the board and the Chief agreed. Dir. Jacobs highlighted the trash issue there.

Sel. Bridle commended the Chief and noted how difficult this all is on his department and all departments, appreciating all that has been done.

Sel. Rage discussed L Street and wondered about Harris Sea Ranch and its guests getting in and out. He thanked the Chief for being accessible and on top of everything.

Chairman Waddell thanked the Dep. Town Manager and the Chief and that they are doing a great job with a moving target.

IX. Town Manager's Report

1. Paving on Lafayette (Route 1) is progressing. The final coat of asphalt has been applied to the roadway with driveway entrances to be done this past Friday (weather dependent). Two manholes appear to be settling and will be examined to determine if they need to be restructures to prevent a depression in the roadway.
2. Park Avenue has been paved from Route 1 to Cuss Lane. Timber Swamp Road has been paved. In both cases only one half of the length of the roadways were paved as was budgeted.
3. Ring Swamp Cemetery has had the damaged trees removed, the grounds cleared. The stumps will be ground and seed will be applied to reestablish the grass covering for the cemetery.
4. The contracts for solid waste, recycling and disposal transportation are in process for the 2020 to 2023.
5. Contract documents for the upgrades to the Wastewater treatment plant are in progress for Board approval this evening.

Sel. Woolsey asked that at the next meeting he would include a discussion on how the cemeteries will now be managed. He answered it may be a burden sometimes, but highlighted his work as a sexton, and the great crew that works there, he doesn't see a problem, and the cemeteries are getting worked on and when done will look beautiful, and he feels comfortable with it.

X. Old Business

1. State Parks Solid Waste Pick-up

Selectman Woolsey MOTIONED to PLACE ON NEXT AGENDA a serious discussion about removing the requirement for Hampton to do trash pick-up at the State Park, SECONDED by Selectman (no second).

There was general discussion with Sel. Woolsey and Chairman Waddell regarding timeframe and agenda scheduling.

Chairman Waddell MOTIONED that the discussion happen tonight and solved tonight, the removal of the requirement for Hampton to do trash pick-up at the State Park, SECONDED by Selectman Bridle.

Sel. Rage commented he believes the Town and the State work well in partnership. He reiterated the comments from Mr. Hartnett earlier this evening. He noted living at the beach and seeing the state picking up town trash, and he does not feel we are getting the short end of the stick, and he feels we should continue the partnership.

Sel. Barnes asked if the same plan will happen this summer with the state picking up the town trash and Chairman Waddell stated that is the plan. Dep. Sullivan discussed that is the plan, with the JOP approval, but highlighted possible staff shortages, and other funding sources could supplement. She asked about DPW working at night and the answer was it could be, with overtime, or a contractor, but would need to be worked through. She noted not being able to decide the future without knowing about this summer and he answered the plan has not changed but there may be potential areas to adjust. She asked about J1 students, noting they have been essential in the past years, and how to figure out what can we do without having them. She discussed it falling to our DPW, and she noted discussing with the Chief their trash pick-up schedule and route, noting if they also pick up at night, how many hours can they be asked to work. Dep. Sullivan noted he was talking hypothetically and the current plan is they will deal with their trash and our side of the road, and night time trash is not part of our discussion yet.

Chairman Waddell offered he thinks we should continue with what we have right now and if something comes up, we make a change. He noted not wanting to throw another monkey wrench at businesses there with regard to trash pickup, and we should maintain. He reiterated staying with the same plan, referencing Dave Hartnett's comments, and that the waste is 3% of our total. He discussed being in favor of keeping as is, and revisiting if needed.

Sel. Woolsey discussed the money we receive from the state. She reiterated we are the only community with roll offs, and her position on that situation. She reiterated this being an ideal time to have the state park take care of its own, and discussed the revenue they receive from the park. She noted not wanting the state to have access to the DPW yard, and discussed DPW vehicles and this years no vote on them, and discussed the strain on DPW staff. She reiterated her position on the state doing their own waste and along 1A, and that waste should not be going to the DPW transfer station. She then discussed we should be not collecting commercial waste and discussed businesses making a profit should take care of their own waste, highlighting some that do, and discussed the taxpayers should not have that responsibility.

Sel. Bridle discussed votes by the Town and noted many votes on commercial trash and pay as you throw, and it has always been sorely defeated. He suggested Sel. Woolsey bring that as a citizen's petition for the next town meeting. He discussed the state having a tough time, just like the town, but sure they will do what is needed, whatever that may be. He asked about the JOP that we have now, if there is any change from last year. The Town Manager noted the JOP has expired, but there is no projected change. He noted he is prepared motion to sign the JOP and move forward.

Selectman Bridle MOTIONED to APPROVE the JOP for signing, SECONDED by Selectman Rage.

Sel. Woolsey reiterated her position on the state trash situation.

Sel. Barnes commented not knowing what is going to happen this summer and her opposition to signing the JOP.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: no, Sel. Barnes: no, Chairman Waddell: yes.

VOTE: 3-2-0 Motion passes

2. Cole Street Petition

Atty. Mark Gearreald discussed a petition the board has received from Charles Morrill, at 3 Cole Street, with complaints about activities at 369 Ocean Blvd., owners KPS Inc., and the activities include driveway installation not approved, partial elimination of a reduced buffer zone, and removal of a boundary wall, and the driveway going through approved parking spaces. He noted KPS Inc.'s discussion and approval process with town planning back in 2013, and not done, but the work now being in process without approval. He recommended to the board to issue a cease and desist order requiring the work done in violation, to be undone.

Sel. Bridle noted talking to Mr. Morrill and the people on Cole Street being very frustrated, noting he agrees with the attorney's position.

Selectman Bridle MOTIONED to MOVED to sign and issue the Cease and Desist letter to KPS, Inc., as prepared by legal counsel to address the violations of the Hampton Zoning Ordinance, the 1999 site plan approval of the Planning Board, and RSA 472:6 resulting from the activities of KPS, Inc. on its site at 369 Ocean Boulevard, SECONDED by Selectman Barnes.

Sel. Woolsey asked why this has taken this long and where is the enforcement, understanding the residents' complaints, suggesting a BB gun.

Sel. Bridle noted the complaint was made this spring and KPS is responsible, noting the driveway was started this spring.

Chairman Waddell stated the board disavows any statement about taking any gun out for any reason.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

XI. New Business

Sel. Barnes read a statement from Reuters, "U.S. authorities are not yet seeing spikes in coronavirus cases in places that are reopening but it was still too early to determine such trends, health secretary Alex Azar said on Sunday. "We are seeing that in places that are opening, we're not seeing this spike in cases," Azar said on CNN's "State of the Union" program. "We still see spikes in some areas that are, in fact, closed." However, Azar said identifying and reporting new cases takes time. A critical part of reopening will be surveillance of flu-like symptoms in the population and other hospital admissions data, as well as testing of asymptomatic individuals, he said. "It's still early days," Azar cautioned in an interview with CBS' "Face the Nation." He said data will take some time to come in from states that reopened early such as Georgia and Florida." (Copied from Reuters) She noted wanting to clarify what was said earlier. She discussed hearing a discussion about meetings being held in person and stated she was willing to do so.

Sel. Bridle noting he wanted to discuss with the Town Manager and the deputy for new business, wanting to know if that is possible and if there were a way the public could still call in and answer them, with social distancing at the town office.

Dep. Sullivan discussed research and contacting the Atty. Gen.'s office and it is possible to have a split meeting, but advised the board to be present, but not the public, they would still teleconference, and advised only 9 people in the room at one time. He suggested a test of technology before a vote, and not for the next meeting until they know they can do it with quality. Sel. Bridle asked if we can do for the next agenda and he answered yes and we can get the message out. Dep. Sullivan cautioned about the risk factor for some higher risk people who would attend, and what the case would be if some attended and some used the phone. Sel. Bridle commented he thinks it important that the board gets back to meeting. The consensus was agreement.

Selectman Rage MOTIONED that the five Selectmen meet in person at the town office for future meetings.

There was general discussion on what the motion should be.

Selectman Rage MOTIONED to direct the Town Manager and Dep. Town Manager to set up an in person meeting with public teleconferencing at the earliest possibility, SECONDED by Selectman Bridle.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: no, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 4-1-0 (Motion passes)

XII. Closing Comments - None

XIII. Adjournment

At 21:51 p.m. Vice-chairman Barnes MOTIONED to adjourn the Public Session, SECONDED by Selectman Bridle.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes.

VOTE: 5-0-0

Jim Waddell, Chairman