

October 19, 2020

7:00 PM Board of Selectmen – Hybrid 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 **1-857-444-0744** and use the code **156034**. If anybody has a problem, please call **603-929-5805**.

I. Roll Call

Chairman Waddell asked each member state their presence and location.

Sel. Rage, present, Selectmen's Meeting Room

Sel. Bridle, present, Selectmen's Meeting Room

Sel. Woolsey, present, Selectmen's Meeting Room

Sel. Barnes, present, Selectmen's Meeting Room

Chairman Waddell, present, Selectmen's Meeting Room

Town Manager Jamie Sullivan, present Selectmen's Meeting Room

Also present: Chris Jacobs and Jen Hale, Selectmen's Meeting Room

SALUTE TO THE FLAG

II. Public Comment [Time limitation of three (3) minutes per caller]

Victor DeMarco, 64 Hampton Town Estates, he thanked the board and suggested a mask mandate for the town of Hampton.

Mary Louise Woolsey, (speaking as a resident, not Selectman) discussed receiving an email from an irate resident of the beach. She read the email which discussed lawless conduct at the beach and asked for an explanation.

III. Announcements and Community Calendar

Sel. Barnes announced the Master Planning Steering Committee meeting is Weds. at the beginning of the planning board meeting. She discussed that she wanted to state publicly that the Finance Director and the Finance Dept. have done excellent work.

Sel. Rage announced for people to stay tuned for the date of the State Parks yearly meeting which will be virtual.

Chairman Waddell asked that all be careful when the trick or treaters are out.

IV. Approval of Minutes

1. September 29, 2020

Selectman Woolsey MOTIONED to APPROVE the Minutes of September 28, 2020, 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

2. October 5, 2020

Selectman Woolsey MOTIONED to APPROVE the Minutes of October 5, 2020, 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

V. Consent Agenda

1. 2020 MS1 Report
2. Cemetery Deeds: Tina Welch 202/G/4/5-8 Correction, Timothy & Nancy Lyons 35/I-1/1/1/RD 12, Matt & Theresa Evans 29/I-1/1/RD 12, Victor Demarco & Cynthia Willis 31/I-2/4/1-4; Christopher J Whaley 27/I-1/1/1
3. Entertainment License: L Street Tavern
4. Hampton Beach Area Commission Appointment: Rick Griffin
5. 12 Nor'east Lane – Machinery Beach Access via North Side Park off Ancient Hwy

Selectman Bridle MOTIONED to APPROVE the Consent Agenda, SECONDED by Selectman.

Sel. Barnes asked items 1 & 3 be removed for discussion.

Selectman Barnes MOTIONED to REMOVE Items 1 & 3 FROM the Consent Agenda, SECONDED by Selectman Woolsey. (No vote needed)

Selectman Bridle MOTIONED to APPROVE the Consent Agenda, Items 2, 4, &5, 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

Sel. Barnes noted having questions, TM Sullivan stated Mr. Tinker was on the phone.

She asked about the amount of exemptions on the MS1, if it was just elderly. Mr. Tinker stated it also included blind and disabled.

Selectman Bridle MOTIONED to APPROVE the MS1, 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

Sel. Barnes commented she asked for this item to be removed to clarify for the public. She asked the town manager if the entertainment license is good for an entire year and his answer was yes. She asked about putting things off this year and he discussed this year's challenges, the outside dining, and this is cleaning everything up from that. She noted this has nothing to do with L Street specifically and discussed emails and videos and speaking with a resident on L Street. She discussed the decibel testing and it not being enforceable, several bars in that area and across the board violations. She asked for the board's consideration to put in place for next summer, a police office in the village district at the times the ordinance states the music must end, and expounded on how that would work. She discussed the area zoning for the bars and music, and a compromise would be to make sure it ends when it is required to by law.

Sel. Rage asked that this is for 2020 and the answer was yes, into 2021. He noted agreeing with Sel. Barnes, the rules are the rules.

Sel. Bridle noted no problem with it, but finding money for the officer, and also noted the rules are the rules.

Sel. Woolsey noted this is ridiculous, we have permanent residents at the beach, and noted functions need to be inside and enclosed. She discussed maybe for summer, but it is an insult to the resident taxpayers.

Chairman Waddell discussed the ordinance passing by the voters three years ago and noted he felt the bars and owners should self-regulate. He noted it is an entertainment zone, and discussed the possibility of another ordinance that would restrict even more. He noted the police officer a good idea if funding available.

Sel. Rage noted the businesses are paying taxes year round and as long as ordinance is being followed, they should be allowed the entertainment. He discussed a possible consequence if they habitually go over the time limit. The town manager noted it is addressed in the ordinance and explained a staffing issue, and this summer's outside entertainment allowance by the governor. He noted the ordinance and the town's input and vote. He discussed there were complaints from uptown as well. He suggested more input from the police chief and noted there are a number of things that can be done.

Selectman Bridle MOTIONED to APPROVE the L Street Tavern Entertainment License, SECONDED by Selectman Barnes.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: no, Sel. Barnes: yes, Chairman Waddell: yes. VOTE: 4-1-0

VI. Appointments

1. Jennifer Reczek, P.E. NHDOT, also Bill Watson.
 - a. ~~Seacoast Project Seabrook-Hampton 15904~~ Bridge Hampton 40797 Ocean Boulevard 1A Roadway Project

Ms. Reczek gave an introduction of the project for improvements on 1A, noting from the bridge project, to the state park, and up through High Street, noting using the 2018 DOT master plan, with public outreach.

Sel. Woolsey asked again for location and Ms. Reczek reiterated, state park to High Street.

Ms. Reczek discussed the data collection phase, noting a postcard mailer, and holding a public hearing. She discussed a project advisory committee and asked for town representation. She discussed looking at the 3-mile project, several alternatives, and environmental factors, due to funding and permitting, a budget discrepancy and what changes that would impact it.

Chairman Waddell asked when the representative will be needed and she answered the first meeting is next Thursday but representative not needed tonight.

Sel. Woolsey asked if the focus was on construction, or does it include flooding. Chairman Waddell noted this is about 1A, not the bridge and the agenda had an error, and he asked if anyone was interested to be the representative. Sel. Barnes noted she was.

Selectman Rage MOTIONED to APPOINT Sel. Barnes as the town representative to the Ocean Boulevard 1A Roadway Project Advisory Committee, SECONDED by Selectman Woolsey.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: abstain, Chairman Waddell: yes. VOTE: 4-0-1

There was discussed the town manager attendance will be flexible.

Sel. Bridle asked about the traffic island at the end of Ashworth Ave and Ocean Blvd., noting issues there this year, and can it be looked at in the study. Ms. Reczek discussed the traffic pattern of the summer, and noted this project is more of a long-term project. They discussed that if needed, it may be looked at.

Sel. Barnes asked about the island at the intersection of Winnacunnet and 1A, and it needing work for some time, will it be part of this project and Ms. Reczek noted that yes, it will be part of this study, looking at traffic and drainage.

Ms. Reczek discussed the issue of maintenance, and discussions will need to continue on the maintenance agreement. Chairman Waddell noted we all understand, it is a can of worms, and the committee can stay of top of things.

2. Chris Jacobs DPW Director & Jen Hale DPW Deputy Director
 - a. DPW Budget

Chairman Waddell asked to go section by section and have questions by section.

Dir. Jacobs discussed bringing a budget less than last years, noting the operational costs of recycling going to the approved revolving fund. He discussed wage figures coming from Finance and being contractual. Dep. Dir. Hale noted being completely fully staffed.

Sel. Bridle asked about career incentives being up, but nothing being spent and TM Sullivan answered those are paid in December. Dir. Jacobs discussed employees taking advantage of the Road Scholar program. He asked why building maintenance was up and the answer was items that had been postponed and trying not to tap into the warrant article funding. Sel.

Bridle noted gas and diesel down and vehicle maintenance being up, and is that due to age of vehicles, and the answer was yes.

Sel. Barnes discussed the vehicle maintenance and noted it, along with preventative, can cost as much as the vehicle itself and Dir. Jacobs discussed the spreadsheet in their packets that outlined that and percentages of repair costs. He discussed all of the data mining to get all this information.

There was consensus of no changes to engineering.

Chairman Waddell noted no changes to paving and reconstruction and Dir. Jacobs noted the warrant article.

Chairman Waddell noted cleaning and maintenance and TM Sullivan noted it is down, 3.33%. There was discussion on tree maintenance being up, but still below 5-year average.

There was consensus of no changes to storm drainage.

Chairman Waddell noted sidewalks and curbs and will it be a warrant article and Dir. Jacobs noted it is included in project costs.

Chairman Waddell noted snow and ice removal and Dir. Jacobs noted the salt bid for approval later and the need for more sand.

Sel. Barnes commented on the sand budget at zero for the last couple years, with general discussion of the last five.

Dir. Jacobs discussed municipal sanitation with the big jumps. Dep. Dir. Hale noted the increase in career incentives, and vehicle maintenance, noting that is for all divisions. Sel. Bridle noted the staffing changes with retirees and payroll being down. Dir. Jacobs noted not this particular dept., and Dep. Dir. Hale noted new hires are paid at step 1 and that is a decrease in payroll.

Sel. Woolsey asked for information on Phase 1 of WWTP and Dir. Jacobs noted that will be later, in a memo to them.

Sel. Barnes asked about the increase in engineering and Dep. Dir. Hale discussed their anticipation of any new regulations that are being worked on. Both directors explained that further.

Sel. Woolsey asked about the West side and Chairman Waddell asked to stick to the budget. Dir. Jacobs noted they are not asking for money nor has money been appropriated to look at expansion of sewer anywhere in town.

Dep. Dir. Hales noted the biggest increase in solid waste disposal is vehicle maintenance. She discussed an increase in parttime wages, noting seasonal employees.

Sel. Woolsey asked if getting rid of handling state waste would be of help, and he answered not really, it is only 4%, not a big effect on his budget. They discussed the tipping fees. There was general discussion of fees collected and information on comparisons. She asked if the cost of hauling away of the trash is figured into the fees, and the answer was yes, as well as electricity costs, etc.

Sel. Rage asked that looking at the statement, the state is paying their fair share and we can put that to rest and the answer was yes.

Dep. Dir. Hale discussed the landfill operations post closure and it being for permits and contractual, as well as mandated.

Sel. Barnes asked if there will be more monitoring due to regulations, and the answer was yes.

Sel. Woolsey asked if this is the old dump, and the answer is yes. She asked how long it has to be monitored, and the answer was an estimate of 30 years, but probably much longer.

Dir. Jacobs discussed transportation fees, waste hauling and tipping, and noted the bids that came in, and discussed the increases, noting we were not the hardest hit community.

Sel. Barnes noted the biggest increase in budget but nothing we can do, and asked about the 2019 warrant article. Dep. Dir. Hale discussed that process, the recycling costs and revenue that effect the budget lines. TM Sullivan expounded on that process, and Dir. Jacobs discussed the warrant article being a bridge until new contracts were in effect.

Dir. Jacobs discussed the transfer station, noting the increase in heating fuel, being brought closer to average. He discussed the warrant article that looked at the needs of the transfer station, noting it one of the articles that was put off due to COVID-19 budget constraints.

Sel. Bridle noted the new drop off area working very well, employees are so helpful, and great job with it.

Sel. Barnes noted how clean and organized, and agreed with the guys helping.

Sel. Rage noted great job, very professional.

Sel. Woolsey noted concern about the structure, and Dir. Jacobs discussed replacing supports, things are working now and that will be part of the transfer station study. There was general discussion that it is stable and safe.

Chairman Waddell reiterated the positive comments regarding the transfer station,

Dir. Jacobs discussed sewerage collection and disposal, noting the line items staying the same.

Sel. Woolsey asked about West end development being a potential consideration and Dir. Jacobs discussed that the zoning would have to change, and then a study would have to be done regarding how to do sewer and state mandated, a couple projects not alarming due to BOD limits. Dep. Dir. Hale discussed the 2016 facilities study and the results according to current zoning. Sel. Woolsey noted the time frame of the phases of the WWTP upgrade. Dir. Jacobs discussed the system of checks and balances.

Sel. Barnes commented on the percentage of the budget for trash being about 27%, and noted the separate items that will be presented as warrant articles. Dep. Dir. Hale clarified some items are in the budget and the budget sometimes supplements.

b. Acceptance of NH Salt Bid No. 2314-21 for the 2020-2021 winter season

Dep. Dir. Hale discussed the state bid process.

Selectman Bridle MOTIONED to APPROVE the Acceptance of NH Salt Bid No. 2314-21 for the 2020-2021 winter season with Granite State Minerals, 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

c. Bid 2020-014 Two (2) ¾ Ton Trucks Purchasing Policy Waiver § 718-48

Dep. Dir. Hale noted this is the bid for the trucks that no one responded to and was rebid, noting Liberty Chevrolet responded and it is funded with a warrant article.

Selectman Barnes MOTIONED to Authorize the Town Manager to sign the purchase order for Two (2) ¾ Ton Heavy Duty Trucks in the amount of \$84,024.00 to include the trade-in of the two vehicles to be replaced, without the alternates requested and with the Boards concurrence under Section 718-4B due to fewer than three bids being received. Section 718-5.1 Policy Waiver allows waivers from the provisions of the policy, SECONDED by Selectman Woolsey.

Chairman Waddell asked how many requests were sent out and the answer was 7.

Roll call vote: Sel. Rage: yes, Sel. Bridle: yes, Sel. Woolsey: yes, Sel. Barnes: yes, Chairman Waddell: yes. VOTE: 5-0-0

There was general discussion on a list of vehicles.

Consensus was to discuss DPW warrant articles at this time. TM Sullivan discussed the board wanting a bigger view and his recommendations on standard articles.

Dep. Dir. Hale discussed Winnacunnet and High Street improvements, giving a summary of where the project is at. She discussed the costs are being refined and should be available by Dec. She noted questions on the project and what can be done, discussing repaving or something similar to Lafayette with pavement on top. She discussed breaking the roadways into sections, and discussed costing of all the different options, which are listed, and also noted time and the construction season. She read a summary she wrote on the information, highlighting a possible survey.

Chairman Waddell noted well done.

Sel. Barnes agreed, it's excellent, and asked if working through the summer would help and the answer was it would, with Dep. Dir. Hale commenting she has been asking questions of contractors. Sel. Barnes noted she liked the idea of the survey and anything would be better than what the condition is now. She and Dir. Jacobs discussed the benefits of larger projects and traffic patterns and GPS apps.

Sel. Rage noted doing one at a time seemed more sensible. Dep. Dir. Hale discussed the shut down process.

Sel. Woolsey commented on being in favor of doing High Street first.

Sel. Bridle noted they both need to get done, with a bond to get the whole thing done, and liking the idea of asking the public.

Chairman Waddell noted the big question is, do it properly, or put a band-aid on it. He noted a survey should be door to door. TM Sullivan noted the challenges with that. There was continued general discussion on obtaining information. Consensus was that questions and a strategy will be put together for approval.

Sel. Rage discussed doing band-aid's for several years now.

Sel. Woolsey asked about a questionnaire and the answer was that is what the town manager will work on.

Dir. Jacobs discussed trash truck vehicles and packets with condition status of vehicles. TM Sullivan asked for discussion on the global document. Dir. Jacobs discussed a presentation to the board last Sept. regarding DPW needs, and noted the department cannot continue with the current level of services with the staffing they have. He discussed town changes since 1989, and discussed the commercial cart numbers, and also commented on a possible warrant article for more staff, but has been done before but with no traction. He noted staffing is no help without vehicles, the reason for focusing on those this year, and discussed those that need to be replaced.

Dep. Dir. Hale explained the spreadsheet regarding warrant articles and priority and what they all are. TM Sullivan noted the back up they all have to go over. Chairman Waddell offered for questions now with further review of the backup.

Sel. Woolsey asked how they are finding the employee market. Dir. Jacobs noted the relationship to hiring and keeping good employees, to having good equipment, and he discussed their good working environment.

Sel. Bridle noted the amount of data they have been given to look at and we can email further questions. Dir. Jacobs offered that there were costs in the data.

Dep. Dir. Hale gave an update on the facilities project and discussed a few PH issues, but all under control, and discussed the project funding and costs.

Sel. Barnes noted the things that have been done gets taken into consideration and asked if all the data given to them will also be going to the budget committee and the answer was yes.

The board all noted great job and thanked the directors.

TM Sullivan discussed warrant articles, noting looking for the board's direction and the list he has put together. He discussed the articles that happen annually, High and Winnacunnet Streets, DPW trash replacement vehicles, the plow vehicles, manpower for departments, DPW projects, CIP items, emergency communications, and Rec. facilities.

Sel. Bridle noted the grants available to Fire, asked if there were any for PD, and TM Sullivan noted it can be looked into.

Sel. Woolsey asked if the grants were because of Covid and the answer was no, they are historic grants.

Sel. Bridle noted the benefit of the extra ambulance at the beach over the summer and noted all the departments need manpower.

Chairman Waddell noted it is quite a list. He discussed creating good warrant articles and promoting them.

VII. Town Manager's Report

1. TM Sullivan detailed the most recent Covid numbers, noting the uptick, but hospitalizations staying consistent.
2. There have been a couple of complaints regarding Locke Rd. and shaking, those are being address and the contractor's insurance would be responsible.

3. We have received the total allotted money from the Cares Act as well as the public safety stipend, and Fema continues to be an ongoing process and will note some concern on questions they are asking and what will be approved.
4. Health Trust has sent a letter outlining a surplus being returned to us and we will look at and see what has been done in the past.

Sel. Woolsey noted getting a call from a woman who received a mailing regarding an absentee ballot. TM Sullivan discussed the mailings and noted the town clerk's office is on top of it, and there is a process for absentee through their office.

Sel. Barnes asked about the moratorium on utility shutoffs. TM Sullivan noted the governor's order regarding that and evictions has now expired. They discussed the utilities are offering payment plans.

Sel. Bridle asked how it has been going in the building with the front desk, is it still working good. TM Sullivan stated it is, being very well received, with Nick and everyone doing a great job. He asked about masks and the answer was they are still required in the building. He asked about the cable company and a resident who told him they called and there is no senior discount because of a BOS vote. TM Sullivan stated he will look into it.

VIII. Old Business

1. Warrant Articles Discussion (Discussed previously)

Sel. Barnes discussed a board decision regarding 369 Ocean Blvd. and a notice going to abutters. She noted one of the abutters is concerned that a driveway access is still going to be allowed. TM Sullivan discussed the position of the board and that it is not used as a driveway and there is no access.

Sel. Rage brought up Sel. Barnes position on grandfathering and they discussed the trash committee meeting and a letter. She discussed the plan from DPW to grandfather 77 properties that has more than 10 carts, and doing that right now.

Chairman Waddell noted he believed that DPW has not changed anything so they are grandfathered.

Sel. Rage noted the motion was made for this year. Chairman Waddell noted the committee working on this, and that he didn't appreciate the letter, they instituted four of the recommendations, and it is not the time to change anything.

Sel. Bridle agreed there isn't a change and everyone is being picked up.

TM Sullivan remember the board agreed to keep it the same through summer and address it in the fall, and noted it prudent to keep it the same, not being a good time to change, discussing not till post Covid.

Sel. Woolsey discussed the planning board and Chairman Waddell noted we've been through that and are moving on.

There was general discussion on a motion. TM Sullivan suggested a discussion with DPW before doing that.

Sel. Barnes noted being fine with that but wanted to make a statement, and said her wanting to grandfather the 77 properties had nothing to do with the Corona virus, she takes

everyone's input into consideration, and DPW confirmed it is not a hassle to pick up those barrels, as well as the state trash, but we do have the state parks. She noted being happy to be a part of the DOT committee, and discussed the businesses there that pay taxes and seeking a way to move forward.

Sel. Rage noted being disappointed that after the businesses worked hard to reduce glass and things, Covid happened and there is no way to determine the impact, and that it was a recommendation, not a mandate.

Chairman Waddell agreed with that, everyone cooperating.

IX. New Business- None

X. Closing Comments - None

XI. Adjournment

At 9:20 PM, the Selectmen adjourned the Public Session on MOTION of Selectman Barnes, 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

James Waddell, Chairman