

**BOARD OF SELECTMEN  
Town of Hampton Falls**

**March 7, 2007  
Town Hall**

**PRESENT:** F. J. Ferreira, Jr., Chairman; S. C. Volpone, Jr., T. C. Tocci, Selectmen;  
E. N. Small, Town Administrator; L. A. Ruest, Administrative Assistant

**GOVERNOR WEARE PARK – HAMPTON YOUTH ASSOCIATION/SELECTMEN & RECREATION COMMISSION:** Matt Shaw, President of HYA and Pam Fitzgerald and Ned DiDomenico, Members of the Recreation Commission were present. Mark Lane was not available to attend this meeting. M. Shaw presented a copy of sketches for the fencing and dugouts to the Board.

M. Shaw stated that the HYA would like to get work started. He reviewed the plans for the baseball field (see minutes of February 21 and March 6, 2007) noting that HYA would like to have first refusal for use of the baseball field beginning mid-April, weather and field condition permitting.

Board members indicated that they are in favor of this proposal, but not before the season starts. Rather an agreement in principal is recommended, identifying what each party will provide (Town to mow and repair drainage/HYA to provide all fencing and regular maintenance). More research and review is needed in order to draft a long-term contract. There is a question with regard to insurance coverage(s) and the right to indemnify the Town for costs. There is to be no cost to the Town for HYA's use of the fields. The Board would also like an opportunity to obtain input from emergency service departments to evaluate traffic, etc. This matter also needs review by the Recreation Commission and possibly public hearings before other Boards and voters.

E. N. Small reported that he spoke with Attorney B. Mayer with regard to the ultimate authority over the park. RSA 41:11-a gives the Board of Selectmen authority to manage all properties in Town; therefore, any contract over a one-year period will need to be ratified by the Town. The Recreation Commission, formed by a 1992 vote of the Town, should also be involved in the decision making as it will ultimately address future management of the Park.

**ROAD AGENT**

**MONTHLY REPORT – FEBRUARY:** R. B. Merrill, Jr. reported that roads were serviced due to storms in February and snow bankings were pushed back to allow line of site for vehicles. S. C. Volpone, Jr. asked the Road Agent to inspect the certain trees along Brown Road (Map 5, Lot 19) and report back on their condition.

**BROWN ROAD CULVERT REPAIR:** Jones and Beach Engineers has prepared and submitted an application to the Department of Environmental Services on behalf of the Town for this project. Once approval is received, the Town can go out to bid for the project.

**BUILDING INSPECTOR:**

**MONTHLY REPORT – FEBRUARY:** K. C. Kelley reviewed his report for February with the Board noting inspections, deficiencies, code enforcement activity and wetland restoration follow up. K. C. Kelley has been working with representatives of the State Fire Marshall's and State Plumbing Inspector's offices as well as DES representatives. He also reported that staff members have been working with representatives of Seacoast Academy with respect to the proposed middle school at 356 Exeter Road (Map 6, Lot 22)

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T. C. Tocci expressed concern with a property owner driving his equipment over Brown Road to access property at Map 5, Lot 19 for wetlands restoration. E. N. Small was asked to check into requiring a property owner to post funds and sign an indemnification agreement for potential damages to Brown Road with the Town. It was suggested to take photographs and provide notice to the property owner.

T. C. Tocci also asked K. C. Kelley to look into the commercial vehicles stored at 1702 Exeter Road (Map 4, Lot 39). S. C. Volpone, Jr. asked K. C. Kelley to address the removal of certain signage with the responsible person. T. C. Tocci complimented K. C. Kelley's efforts with regard to his monthly reports.

**IMPACT FEES – TOTAL = \$89,900:** Question was raised as to whether the local school plans to use these funds for the proposed warrant article regarding engineering.

**FIRE CHIEF**

**MONTHLY REPORT – FEBRUARY:** J. M. Lord provided the Board with copies of the Fire Department report for February noting that the activity of this month is standard in comparison to other years without snow.

**RESCUE 7:** Rescue 7 had been out of service, repaired and is now back in service.

**AMERICAN LUNG ASSOC.-NH – BIKE TOUR AND USE OF REST ROOMS AT THE PSB MAY 19 – 8 AM – 2 PM:** The Board signed a Selectmen's Permit to allow this group to use the Public Safety Building as a rest stop for a period time during this bike tour.

**EMERGENCY MANAGMENT**

**MONTHLY REPORT – FEBRUARY:** J. M. Lord reported that the Department has been working on a plan for a potential pandemic episode. The plan is almost complete and a copy will be provided to the Board once done.

J. M. Lord reviewed plans for a mass casualty drill scheduled for June 2, 2007. The drill will focus on fire and EMS training; 150 participants are anticipated. A proposed waiver form has been provided to counsel for review and approval. J. M. Lord reviewed issues of traffic control, parking, proposed location, etc. with the Board. A meeting is scheduled for Thursday to review the plan/proposal for this drill; a copy will be provided to the Board once available. Town administration will be involved only to the extent that EOC is activated to keep Board members apprised. The matter of "Mass Casualty Incident Drill" will be added to the Board's next agenda.

**MOTION TO GO INTO NONPUBLIC SESSION  
AT 8:46 AM TO DISCUSS LITIGATION**

**MOTION: S. C. VOLPONE, JR.  
SECOND: T. C. TOCCI  
UNANIMOUS**

**MOTION TO SEAL THE NONPUBLIC SESSION  
MINUTES, GO OUT OF NONPUBLIC SESSION  
AND RESUME AT 9:00 AM**

**MOTION: T. C. TOCCI  
SECOND: S. C. VOLPONE, JR.  
UNANIMOUS**

**POLICE CHIEF**

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**MONTHLY REPORT – FEBRUARY:** R. Dirsa distributed the Police Department report for February noting statistics and incidents.

**SPECIAL DETAIL – 10 YEAR STUDY:** E. N. Small provided the Board with a spreadsheet of special detail activity over a ten-year period. This information was prepared as a result of a resident inquiry.

**EXTENSION OF PART TIME POLICE OFFICER – PETER A. FOWLER:** R. Dirsa reported that P. Fowler is doing well and that an extension of his probationary period is need in order to allow more time to complete training.

**MOTION:** To extend P. Fowler’s probationary period for an additional six months.

**MOTION:** S. C. VOLPONE, JR.

**SECOND:** T. C. TOCCI

**UNANIMOUS**

• **OLD BUSINESS**

**REVIEW AND APPROVAL OF PREVIOUS MINUTES:** Draft minutes will be reviewed at the next meeting.

**FINANCIAL REPORTS:**

**GENERAL FUND BALANCE- \$816,600**

**FEB RECEIPTS - \$77,500**

**TOWN CLERK –FEB RECEIPTS - \$37,200**

**FEB EXPENDITURES - \$221,100**

**TAX COLLECTOR – FEB RECEIPTS - \$21,700**

**HAMPTON FALLS WEB SITE HITS: 2006- 9,212 / 2007 – 11,762**

**AS OF 3-6-07 2,550 HITS**

**DELIVERY OF THE TOWN REPORT:** E. N. Small reported that he has severed business with Commonwealth Printing and has since obtained the proof and provided it to Yankee Printer for completion. It is anticipated that the reports will be delivered to the Town Hall on Saturday, March 10. Arrangements will be made to prepare the reports for delivery to households on Sunday, March 11. The cost to complete the Town Report has increased significantly due to the overtime hours needed to complete the job by Saturday. E. N. Small noted that other area towns had the same problem with Commonwealth.

**TOWN CLERK’S OFFICE DUTCH DOOR:** Jake’s Carpentry has pulled out of the job to transform the Town Clerk’s office door to a Dutch door. A price has been obtained from RNB Builders. Arrangements will be made to have the work done during non-business hours.

**COALITION – PENDING SUPREME COURT CASE – ED FUNDING IN NH:** The Board was provided with a copy of information that could impact education funding in New Hampshire.

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**PUBLIC HEARING TO ACCEPT AVERY RIDGE LANE AS A TOWN ROAD – WITH A 2 YR MAINTENANCE PERIOD:** The Board signed the public notice for this hearing with a meeting date of March 21, 7 p.m.

**SCHEDULE OF MEETINGS AND ACTIVITIES IN TOWN BUILDINGS:** An updated schedule was provided to the Board.

**CONSERVATION COMMISSION - SEMI ANNUAL MEETINGS WITH THE BOARD OF SELECTMEN:** The Board reviewed an outline of proposed report subjects as prepared by T. C. Tocci. It is suggested that the Conservation Commission report to the Board on a semi-annual basis to keep it apprised of conservation activity. It was also suggested that other Boards and Committees could report to the Selectmen in a similar manner. E. N. Small will bring this matter to the next Conservation Commission meeting.

• **NEW BUSINESS**

**VETERAN’S EXEMPTION:** The Board signed approval of a qualified application for Veteran’s Exemption

**ELM RESEARCH INSTITUTE – WAL MART:** Larry Smith explained that WalMart is supporting a Route 1 re-Elming project and has offered Elm trees to the Town of Hampton Falls. This offer requires the Town to provide funds and make arrangements to acquire/ship and plant the trees.

**MOTION:** To proceed to acquire elm trees from the Elm Research Institute as purchased by WalMart.

**MOTION:** T. C. TOCCI  
**SECOND:** S. C. VOLPONE, JR.  
**UNANIMOUS**

This matter is to be placed with the Town Improvement Committee to make arrangements for delivery and planting.

**“SAFE ROUTES TO SCHOOL PROGRAM:”** A notice has been received from the NH-DOT inviting Hampton Falls to participate in a program where children are encouraged to safely walk or bicycle to school. The LAS Principal, Judy Deshaies, has made a response that this program is not necessary in Hampton Falls as the school has a policy of children not walking or biking to school. Given the rural aspects of Hampton Falls, this is not a program to promote at this time.

**NEXT SELECTMEN’S MEETING – WEDNESDAY, MARCH 21, 2007, 6:30 P.M., TOWN HALL**

**MOTION TO GO INTO NONPUBLIC SESSION  
AT 9:42 AM TO DISCUSS LITIGATION**

**MOTION:** S. C. VOLPONE, JR.  
**SECOND:** T. C. TOCCI  
**UNANIMOUS**

**MOTION TO GO OUT OF NONPUBLIC SESSION  
AND ADJOURN AT 9:00 AM**

**MOTION:** T. C. TOCCI  
**SECOND:** S. C. VOLPONE, JR.  
**UNANIMOUS**

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