

**TOWN OF HAMPTON FALLS**

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

**SEABROOK TRUCK – TANKER 4:** Arleigh Greene, owner of Seabrook Truck, and one of his mechanics, Vinnie Brown, were present to address a letter sent by the Selectmen regarding reimbursement of costs that relates to a transmission repair issue in 2004.

A. Greene took issue with the time lapse between the service and the actual failure. It was reported that the tanker was taken for a driving test before traveling to Maine for service to the pump on the tanker. V. Brown reported that he traveled to Maine to view the truck and found no leaks, the oil full. It smelled burnt so the oil was drained; 20 quarts drained and filled back with 20 quarts.

Lengthy discussion took place with respect to the timeline of services performed at Seabrook Truck, evidence of a small leak at the fire station and the tightening of the filter to correct, the lack of three gallons of transmission fluid and services performed to the pump in Maine. A. Greene took exception with the tanker being repaired by another facility and not being allowed an opportunity to mitigate something he might be responsible for. Fire Chief J. M. Lord stated that the truck was last serviced by Seabrook Truck, driven to Maine, and diagnosed with a serious lack of fluid in Maine. He noted that throughout the time it was picked up from Seabrook Truck to the time it was brought to Maine, there was no sign of a significant leak and questioned whether Seabrook Truck replaced the fluid and where the gallons of fluid went. He further indicated that the work to the pump does not include work to the transmission and stated that the tanker was repaired elsewhere at the advice of counsel.

Given that there is a gray area with respect to pinpointing fault, it was suggested to negotiate settling this matter. A. Greene stated he doesn't feel he is responsible. He submitted an invoice of the amount it would have cost him to repair for consideration and offered 50%, as a credit, of that cost. S. C. Volpone, Jr. stated he felt A. Greene should pay half the cost incurred by the Town to repair.

A. Greene adamantly declined noting that the truck is approximately 25 years old. He left the meeting at this time.

<b>MOTION TO GO INTO NONPUBLIC SESSION AT 8:45 AM TO DISCUSS POTENTIAL LITIGATION</b>	<b>MOTION:</b>	<b>S. C. VOLPONE, JR.</b>
	<b>SECOND:</b>	<b>F. J. FERREIRA, JR.</b>

<b>MOTION TO GO OUT OF NONPUBLIC SESSION AND RESUME AT 8:49 AM</b>	<b>MOTION:</b>	<b>S. C. VOLPONE, JR.</b>
	<b>SECOND:</b>	<b>F. J. FERREIRA, JR.</b>

**TOWN COMMON:** A walk of the Town Common to determine improvements for submission to the Capital Improvement Plan Committee will be held at a later date so that T. C. Tocci can attend. It was suggested to invite Pam Fitzgerald as well.

**APPLECREST EASEMENT CELEBRATION:** E. N. Small has spoken with Peter Wagner and found him to be receptive to a celebration. It is suggested to schedule a meeting of the Conservation Commission, Board of Selectmen and others to work out a plan.

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**DISTURBANCE OF WETLANDS – BLAISDELL, MAP 5, LOT 12:** Mr. Blaisdell has continued clearing of this parcel and is now into the wetlands. This matter has been forwarded to J. Dever to speak with the owner and notify the State Wetlands Bureau.

**HORSE SHOW – LIBERTY FARM:** E. N. Small reported that Mr. Birdsall has submitted a Selectmen’s Permit request for the horse show this weekend. It was suggested to further discuss the first condition of the Planning Board approval of this property for a better understanding of what’s required of the property owner.

**APPLECREST BARRACKS INSPECTION:** E. N. Small, J. M. Lord and J. Dever will inspect the barracks today at 10:00 a.m.

**MOTION:** To adjourn the meeting at 8:54 a.m.

**MOTION:** S. C. VOLPONE, JR.  
**SECOND:** F. J. FERREIRA, JR.

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