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**PRESENT:** T. C. Tocci, Chairman; S. C. Hanson, M. J. Farinola, Selectmen;  
E. N. Small, Town Administrator; L. A. Ruest, Administrative Assistant

**ROAD AGENT – MONTHLY REPORT:** R. B. Merrill, Jr. was not available for this meeting.

**OPENING OF RFPS FOR ROADSIDE SHOULDERS AND DITCHES:** E. N. Small reported that three bids have been received and opened them at this time. S. C. Hanson read price responses and identified the three bidders as Russ Hilliard, Hampton Falls; Dick Robinson, Hampton Falls; and Durell Enterprises, Kensington. These bids were taken under advisement.

<b>Bidder</b>	<b>Work to be Performed</b>	<b>Unit Price</b>
<b>Russell Hilliard</b>	<b>12” Wide Shoulder Backup</b>	<b>5.25 per ln. ft.</b>
	<b>24” Wide Shoulder Backup</b>	<b>8.50 per ln. ft</b>
	<b>12” Deep Roadside Swale</b>	<b>7.50 per ln. ft.</b>
	<b>24” Deep Roadside Swale</b>	<b>9.00 per ln. ft.</b>
	<b>Screened Loam Placed</b>	<b>8.83 per cu. yd.</b>
	<b>TOTAL</b>	<b>\$14.08</b>
<b>Durell A. P. Enterprises, Inc.</b>	<b>12” Wide Shoulder Backup</b>	<b>2.50 per ln. ft.</b>
	<b>24” Wide Shoulder Backup</b>	<b>4.50 per ln. ft</b>
	<b>12” Deep Roadside Swale</b>	<b>3.25 per ln. ft.</b>
	<b>24” Deep Roadside Swale</b>	<b>6.50 per ln. ft.</b>
	<b>Screened Loam Placed</b>	<b>\$60 per cu. yd.</b>
	<b>TOTAL</b>	<b>\$76.75</b>
<b>R&amp;G Robinson Enterprises, Inc.</b>	<b>12” Wide Shoulder Backup</b>	<b>9.50 per ln. ft.</b>
	<b>24” Wide Shoulder Backup</b>	<b>11.50 per ln. ft</b>
	<b>12” Deep Roadside Swale</b>	<b>19.50 per ln. ft.</b>
	<b>24” Deep Roadside Swale</b>	<b>21.50 per ln. ft.</b>
	<b>Screened Loam Placed</b>	<b>34.00 per cu. yd.</b>
	<b>TOTAL</b>	<b>\$96.00</b>

**BRUSH DUMP OPEN FOR CHRISTMAS TREES AND BRUSH ON JANUARY 3, 2009.**

**BUILDING INSPECTOR – MONTHLY REPORT:** K. C. Kelley reviewed his report for November to include buildings inspections, 82 Lafayette Road, 49 Lafayette Road, Town Buildings, Lighting and Ice Storm Issues. K. C. Kelley reported that he and the Fire Chief have been putting information together on how to address future storm issues. They have also been working with residents who experienced problems with electrical lines to their homes. It was requested that information be provided to the residents

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through the newspaper or other that the Fire Department and Building Inspector are available to discuss issues with property owners. K. C. Kelley thanked all Departments for their time and effort to assist with the storm. He noted that Hampton Falls' officials listed and documented locations in town where problems existed and was the only town to do so.

T. C. Tocci stated that although there was nothing more to add to what has been said in the newspapers with regard to the ice storm, he indicated that Unitil's response to the area was unacceptable and inadequate. He added that there was not enough manpower and that it was not dispersed adequately. One major problem was that Unitil ran low on supplies for a storm of this enormity which was unparalleled for this area. T. C. Tocci paid tribute to the Unitil crews who worked under the direction of management as well as the Emergency Operations Center in Hampton Falls operating under the leadership of Fire Chief J. M. Lord. He added that Selectmen attended several teleconferences with the Governor over a multi-day period. Time was spent checking the roads and trying to assist as much as possible. T. C. Tocci also paid tribute to the citizens who went a long period of time without power and extended tribute to the Police Department personnel, Fire Department personnel and volunteers, winter road maintenance contractor D. P. Melican and the entire staff for a job well done responding and working under conditions without power. The Hampton Falls' Baptist Church and Dean Glover were extended thanks for assisting with sheltering. It was noted that a generator at the elementary school is now a necessity and should be looked into without delay as it was not available as a shelter during the storm and days following. T. C. Tocci reported that 25 persons who needed special care were attended to by the Fire Department or family members. T. C. Tocci acknowledged receipt of an email from a resident acknowledging D. P. Melican and the efforts to keep roads clear and dry when other neighboring towns are not clear. D. Melican thanked the Board for the positive comments and stated it was a pleasure to work with Hampton Falls' officials through a difficult situation.

S. C. Hanson also thanked all mentioned above for a fantastic job in a difficult time. He noted that this storm was nothing he had experienced in his 11 years living in Hampton Falls and expressed frustration with not being able to get information from the electric company. He noted that the electronic message board information was helpful.

M. J. Farinola stated the Fire Chief and volunteers did a great job and noted that the response of a small town/Hampton Falls exceeded larger surrounding towns.

**MOSQUITO CONTROL GRANT – AWARD OF \$2,926 - FOR THE TOWN'S 2008 PROGRAM:** E. N. Small reported that this award is less than originally presented (\$6,650) due to State and Department budget reductions.

**FIRE CHIEF/AMBULANCE/EMERGENCY MANAGEMENT – MONTHLY REPORT:** J. M. Lord reviewed the Department report for the month of November. He thanked the Board for its acknowledgement and support of the efforts during the ice storm. He reported that a conference call with the Governor and 100 other New

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Hampshire towns took place, that the ice storm was an eye opening experience with a lot being learned from the situation(s). He added that although some areas need fine tuning that all came out well in the end with 43 emergency calls and 90 service/well being calls. He stated his is proud of his Department and its personnel and acknowledged the commitment of volunteers, the man hours and the stunning job done by personnel who left their families to assist Hampton Falls.

J. M. Lord also acknowledged the efforts of D. Melican noting he did a great job with clearing the roads and other work at no cost. Paperwork is starting to come in with regard to whether FEMA money will be available. J. M. Lord and L. A. Ruest will prepare paperwork once received. J. M. Lord noted that some funds might be available for homes damaged/individual assistance.

J. M. Lord reported on sheltering, cots and blankets obtained from the National Guard. He stated he received an email from NH Homeland Security Emergency Management indicating the ability to purchase the cots and blankets for \$1 and signature on paperwork. M. J. Farinola provided the dollar bill and the Board approved J. M. Lord's acquiring the cots and blankets for Hampton Falls.

**AMBULANCE BUDGET:** E. N. Small provided the Board with revised Ambulance budget worksheets; to address the differences in cost between the current service and the service that would be provided if the proposed warrant article is approved to have the Hampton Falls Fire Department provide ambulance services. It was noted that the Fire Chief's salary has been broken out between the Fire and Ambulance budgets.

M. J. Farinola inquired as to the budget line for ambulance training questioning whether the numbers are conservative. J. M. Lord stated that the budget line (125) for ambulance training is realistic of what is paid out and that the budget line (835) for training is for classes required for certification.

T. C. Tocci inquired as to the next meeting of the Fire Department (Tuesday, January 6) and indicated that he plans to attend to extend thanks and encouraged his fellow Selectmen to attend as well.

**POLICE CHIEF – MONTHLY REPORT:** R. Dirsa referred the Board to the Department report for November reviewing incidents. He also acknowledged and extended thanks for the efforts of all during the ice storm. R. Dirsa acknowledged the outstanding efforts of the Fire Department, its personnel and volunteers throughout the duration of the storm; J. M. Lord to be commended for a great job. Board members thanked the Police Chief and his Department's Officers for their work and efforts during the ice storm.

**HOLIDAY PAY PLAN:** R. Dirsa asked whether the Board reviewed his proposal submitted last meeting with regard to a change to holiday pay for police personnel. He explained the manner in which this plan works and the ways in which it benefits

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scheduling and staffing with the potential benefit of savings to Part-Time Positions. T. C. Tocci and S. C. Hanson stated support for the proposal. M. J. Farinola suggested this be incorporated in the personnel policy.

**SPECIAL DETAIL RATE:** R. Dirsa outlined a proposal to increase detail rates effective 2009 based on a survey of surrounding towns. He noted that this rate has not been increased in two years and requested approval of the Board.

**MOTION:** To accept the Police Chief's proposal for 2009 detail rates of \$44 per hour without a cruiser and \$53 with a cruiser.

**MOTION:** T. C. TOCCI  
**SECOND:** S. C. HANSON

Further discussion took place with regard to the proposed warrant article for police and fire detail, the proposed administration fee and the Other Public Safety budget. E. N. Small reviewed the two scenarios with the Board should the warrant article pass/not pass. The warrant article is planned to be worded so that any remaining balance in the account would help pay for equipment or a cruiser in the future. The Treasurer would maintain the special fund created by the warrant article and release funds for details paid.

**VOTE: 2 IN FAVOR, 1 OPPOSED, PASSES**

**PART-TIME:** R. Dirsa informed the Board of an expiring appointment for part-time police officer David Hersey who has concluded his probationary period. He also reported that part-time police officer Jeremy Tetreault has resigned and that there is a need to fill this vacated position. R. Dirsa requested approval of the Board to make a conditional offer to an individual in order to begin background check, etc.

**MOTION:** To extend the appointment for D. Hersey to 4/1/09.

**MOTION:** T. C. TOCCI  
**SECOND:** S. C. HANSON

M. J. Farinola inquired as to whether D. Hersey was part of the appointment listing in April and found that he was.

**VOTE: UNANIMOUS**

**MOTION:** To authorize the Police Chief to conduct a background check on a prospective part-time officer and to provide a conditional offer of employment.

**MOTION:** S. C. HANSON  
**SECOND:** T. C. TOCCI

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M. J. Farinola recommended the Board check with town counsel before extending any offers of employment. E. N. Small reported that there is no connection between this matter and another. The motion was withdrawn at this time in order to discuss the matter in non-public session.

**OLD BUSINESS**

**FINANCIAL REPORTS – GENERAL FUND BALANCE \$2,151,200**

**TOWN CLERK RECEIPTS - \$29,130**

**TAX COLLECTOR RECEIPTS \$1,070,319**

**MISCELLANEOUS RECEIPTS \$5,012**

**SELECTMEN’S ACTION ITEMS:** An updated listing of action items was reviewed by the Board. S. C. Hanson requested that an item with regard to the Comcast contract be added to the listing.

**PROPOSED POLICY FOR REVIEW OF ALL EXPENDITURES OVER \$500 – M.**

**J. FARINOLA:** At a recent meeting, M. J. Farinola recommended that any expenditure over \$500 be reviewed by the Board of Selectmen for approval before payment. He proposed the following motion:

**MOTION:** To require any non-routine, non-emergency spending over \$1,000 be previously approved by the Board of Selectmen; Department Heads would be required to provide details to the Town Administrator to present to the Board of Selectmen.

**MOTION: M. J. FARINOLA**  
**SECOND: S. C. HANSON**

T. C. Tocci asked M. J. Farinola to be specific and provide an example of when this review would be required. It was noted that there was work done on a cruiser for \$1,200 and questioned how the Board would approve/disapprove payment. J. M. Lord noted that he incurs charges for services to the defibrillators in the amount of \$1,400. This expense is part of the budget, however, it is questioned whether it is deemed routine or in need of advance approval of the Board.

M. J. Farinola provided the recent expense to refinish the floor in the meeting hall of \$1,650. He stated he would have liked this item to be brought up at a public meeting. E. N. Small requested that the intention of the motion be explained more in order to be clear as the expense for the floor refinishing was part of the 2008 budget. E. N. Small asked M. J. Farinola what he was trying to achieve. M. J. Farinola stated that when he reviews checks issued he finds items he didn’t anticipate. Further discussion brought about M. J. Farinola’s indication that the brush could have been removed from the brush dump at no

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cost to the town rather than using the funds appropriated. S. C. Hanson noted that this information was not known to the entire Board or the Town Administrator.

S. C. Hanson withdrew his second to the motion to allow more time to review the proposal. The matter was taken under advisement and will be added to a future agenda to allow department heads time to review and express concerns or provide feedback.

**BALANCE IN THE 2008 OPERATING BUDGET:** E. N. Small stated he would be watching the budget through year end given spending for the storms and report its affect on year end balances.

**2008 EQUALIZATION MUNICIPAL ASSESSMENTS DATA SHEETS**

**CERTIFICATE:** E. N. Small presented Assessor D. Calder's report to the Department of Revenue Administration for signature of the Board. Board members signed the certificate.

**OATH – TAX RATE ACCEPTANCE AND APPRAISAL OF PROPERTY:**

**MOTION:** To accept the oath, Tax Rate Acceptance and Appraisal of Property, in accordance with RSA 75:7.

**MOTION:** S. C. HANSON  
**SECOND:** T. C. TOCCI  
**UNANIMOUS**

**PRIMEX WILL NOT CONTEST THE TRANSFER OF WORKER'S  
COMPENSATION & UNEMPLOYMENT COMPENSATION COVERAGE TO**

**LGC:** E. N. Small explained that Hampton Falls requested relief to the deadline to terminate with PRIMEX in order to obtain coverage at lesser rates.

**INPUT FROM RESIDENTS RE: RECYCLING PROGRA/IMPACT ON**

**BUDGET:** T. C. Tocci reported on the responses received in conjunction with a citizens' mailing. A total of 46 responses have been received; 33 against bi-weekly collection, 9 in favor of biweekly collection and four in favor of either collection. E. N. Small reported that the cost of bi-weekly collection of recyclables is approximately \$22 per household per year.

S. C. Hanson stated he read all responses and that in hindsight the collection should have been coordinated differently so as to have set collection days. He noted appreciation for the residents' ability to change to the new schedule quickly. He added that the amount of recycling has been expanded to additional items and noted that his personal household recycles more in quantity than trash. S. C. Hanson stated he would be willing to add funds to the budget to allow time to explore the issue further and possibly encourage more recycling in order to bring less to the landfill thus saving on tipping fees.

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**MOTION:** To add \$18,000 back to the Solid Waste budget line item in case a decision is made to go back to weekly recycling.

**MOTION:** S. C. HANSON  
**SECOND:** T. C. TOCCI

M. J. Farinola stated that the Board is looking to reduce the budget by 5 percent and that this issue was pushed by a group opposed to bi-weekly recycling. He stated the process has not yet had a chance to prove itself and that he feels most households are recycling more than before. He recommended allowing for more time to see how bi-weekly recycling works out. E. N. Small noted that the Board will not be able to change to weekly if the funds are not part of the budget. S. C. Hanson acknowledged the tight budget for 2009 and noted it is more important to recycle. E. N. Small suggested the Board consider funding for half a year, reviewing statistics through June 2009. T. C. Tocci agreed with keeping bi-weekly collection a bit longer and reviewing tonnage numbers and suggested conducting another survey for additional feedback. It was acknowledged that there is a burden on large families or those away on vacation with the storage of recyclables.

**VOTE: 2 IN FAVOR, 1 OPPOSED, PASSES**

**REPORT ON WHITE GOODS DAY:** T. C. Tocci asked that this matter be added to the next agenda.

**OTHER:**

**TOWN WARRANT / BUDGET REVIEW:** E. N. Small reported that he is finalizing a draft of the Town Warrant for the January 7 budget hearing. He suggested a date be scheduled to review and finalize the warrant. The date of Thursday, January 15, 6:30 p.m. was set to review the final version of the town warrant and any citizen's petitions.

A date of Monday, January 5, 6:30 p.m., was set to conduct a final review of the budget in advance of the Budget Hearing on January 7. Copies of the proposed budget will be made available for the public. Any changes made on January 5 will be incorporated for the hearing on January 7.

**DRIVEWAYS – RSA 236:13, SECTION 6:** S. C. Hanson suggested that the matter of driveways without culvert pipes be forwarded to the Planning Board. A listing of problem driveways would need to be prepared.

**MOTION:** To refer this matter to the Planning Board to review the situation of the culvert pipe at 6 Curtis Road (Map 4, Lot 52).

**MOTION:** S. C. HANSON  
**SECOND:** T. C. TOCCI  
**2 IN FAVOR, 1 OPPOSED, PASSES**

**SELECTMEN GOALS FOR 2009:** S. C. Hanson asked that this matter be added to the January 21 agenda. E. N. Small will provide the 2008 goals listing for review of the Board so that additions or deletions can be made as appropriate.

**PUBLIC COMMENT:** B. Mutrie, Brown Road, reported that the area of the front walk of the old library has been dug up by snow plows damaging curb stone, pavement, gardens and the sign. It was determined that Exeter Road is the responsibility of the State and that the Department of Transportation will be notified.

Larry Knowles, Marsh Lane, reported on an issue with snow plowing at the intersection of Marsh Lane and Lafayette Road. He stated that the commercial businesses move snow to this area which reduces the lanes to one. This results in a difficult area becoming more difficult due to line of site, etc. Police Chief R. Dirsa stated he would look into this problem with regard to the ordinance of no plowing of snow into streets and report to E. N. Small.

L. Knowles also reported that the way in which the snow is plowed on Marsh Lane at present compounds over time with regard to water flow and overflowing of culverts. He suggested that it would be more beneficial to plow to the opposite side of the street where conditions will allow for melting over time. D. Melican acknowledged L. Knowles' suggestion and will report back on this matter to E. N. Small.

## **NEW BUSINESS**

**HAMPTON FALLS' HERITAGE COMMISSION – APPOINTMENT:** The Board acknowledged receipt of a request for appointment to the Heritage Commission. J. Augusta has resigned and it is recommended to appoint David French as full member.

**MOTION:** To accept the recommendation of the Heritage Commission and appoint David French as regular member.

**MOTION:** S. C. HANSON

**SECOND:** T. C. TOCCI

**2 IN FAVOR, 1 OPPOSED, PASSES**

**REVIEW OF 2009 MONEY WARRANT ARTICLE SPREADSHEET:** E. N. Small provided the Board with a listing of proposed money warrant articles totaling \$119,600 as well as revised statistical pages of the budget (pages one through five).

Discussion of the proposed warrant article for a lease purchase of a police cruiser took place. R. Dirsa provided information on how this process would work. He noted that there is a plan to purchase cruisers and that the past two requests have been turned down by the voters. This year, the Board asked R. Dirsa to research the lease purchase arrangement which is part of the proposed warrant articles for 2009. The amount of

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\$12,000 includes the first year of a three-year lease for a cruiser to include some equipment. Concern was raised with regard to years two and three not being approved.

With regard to Health Agencies, the amount has been removed from the Town budget and presented as a warrant article. E. N. Small that once the amount of \$25,700 is removed from the budget, it will be difficult to put it back in and keep the budget level funded.

M. J. Farinola asked if the Board plans to review each proposed warrant article individually to identify whether the Board approves or not. E. N. Small stated that the Board either proposes or does not propose and that the vote is as a group.

**MOTION:** To forward the listed money warrant articles for the 2009 proposal.

**MOTION:** S. C. HANSON  
**SECOND:** T. C. TOCCI  
**2 IN FAVOR, 1 OPPOSED, PASSES**

**SOLID WASTE BUDGET – 53-B DUES FOR 2009 - \$2,825:** This amount has been added to the Solid Waste Disposal budget. The amount of \$1,700 has also been added for the purchase of recycling bins. M. J. Farinola did not approve of adding this amount to the 2009 budget and suggested they be purchased with leftover 2008 funds.

**MOTION:** To authorize the purchase of 200 bins assuming funds are available before January 7 from the 2008 budget and remove \$1,700 from the 2009 budget.

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**2 IN FAVOR, 1 OPPOSED, PASSES**

**SURPLUS REFUND OF \$4,350 FROM SOUTHEAST REGIONAL REFUSE DISPOSAL DISTRICT 53-B:** These surplus funds have been received.

**ACCEPTANCE OF \$200 COMMUNITY INVESTMENT GRANT –  
TIMBERLAND FOR HAMPTON FALLS CONSERVATION COMMISSION –  
MARSH LANE TRAIL (ACCEPTANCE OF UNANTICIPATED MONEYS RSA  
31:95-B):** The Board reviewed a letter dated December 5, 2008, from Timberland informing of this grant award.

**MOTION:** To accept \$200 community investment grant from Timberland.

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

**IMPACT FEES FOR MODULAR CLASSROOM, SPACE RNOVATIONS,  
BUILDING EXPANSION PROJECTS:** E. N. Small reported that R. Berry of SAU 21

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asked for input on the use of impact fees. Attorney B. Mayer advised that impact fees could be used toward a bond issue.

The issue is that the money could be better used for units at this time. In speaking with an attorney from the Local Government Center, it was determined that impact fee money could be used for modular classrooms.

T. C. Tocci expressed frustration with the school not cooperating with the Town and participating in the annual Capital Improvement Program. This is a plan in place to present expectations. In the past, school officials have indicated a plan for building expansion in the amount of \$14 million. S. C. Hanson concurred with T. C. Tocci's frustration and suggested the Board attend a school board meeting to request they participate in the Capital Improvement Program. E. N. Small stated he would work with R. Berry with regard to impact fees and incorporate this proposal into the CIP spreadsheet.

B. Mutrie was present at the School Board's meeting tonight and was provided with a handout on modular classrooms. She stated that discussion was not to go with modular classrooms but to stick build a 2,000 square foot addition for two classrooms using impact fees.

**REVIEW AND APPROVAL OF PREVIOUS MEETING MINUTES (DECEMBER 2, 3, 8):**

**MOTION:** To approve the minutes of the December 2, 3, and 8 meetings as written.

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

**OTHER:**

**WINTER ROAD MAINTENANCE INVOICE – D. P. MELICAN, INC.:** S. C. Hanson suggested the Board meet to talk about this invoice indicating he would like an opportunity for closer review in relation to the plan. The Board approved payment of the invoice(s) and scheduled 6:30 to 7:00 p.m. at its January 5 meeting. D. Melican was asked to attend.

**PUBLIC COMMENT:** No public comment was heard at this time.

**NEXT SELECTMEN'S MEETING  
WED., JANUARY 7, 6:30 P.M., TOWN HALL**

**MOTION TO GO INTO NONPUBLIC SESSION  
IN ACCORDANCE WITH RSA 91A:3, II. (A)  
PERSONNEL AT 8:49 P.M.**

**MOTION:** S. C. HANSNO  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

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**MOTION:** To seal the minutes of the 12/29/08 non-public session.

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

**MOTION TO GO OUT OF NON-PUBLIC SESSION  
AND RESUME AT 9:31 P.M.**

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

**WINTER ROAD MAINTENANCE – CALL FROM HAMPTON RESIDENT:** M. J. Farinola reported he received a number of calls from a Hampton resident upset with snow plows leaving snow on his property that had just been cleared. T. C. Tocci reported he received a call from this resident as well and assured the Board that the problem has been addressed.

**MOTION TO ADJOURN THE MEETING  
AT 9:32 P.M.**

**MOTION:** S. C. HANSON  
**SECOND:** M. J. FARINOLA  
**UNANIMOUS**

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