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**PRESENT:** L. Smith, Chairman; E. Beattie, Vice Chairman; L. Gargiulo, Selectman; L. Ruest, Town Administrator.

The meeting was called to order at 6:30PM.

**SECTION 1- PUBLIC COMMENT**

Alan Ganz (Surrey Ln.) expresses disappointment in the process of awarding of the 2019-2020 Winter Road Maintenance contract, specifically the behavior of the Hampton Fall's community.

Gaylee Robinson (Brown Rd.) states that Bailey Landscaping LLC is the lowest bidder by a 35% margin, which will create cost savings to the town.

David Allen (Hillcrest Dr.) expresses concern about the difference between the RFP and that draft agreement. He believes that the differences in the draft agreement, had they been included in the initial RFP, could have caused more bidders to be engaged in the bid process and is also concerned the differences could cause legal implications.

Kim Colacchio (formerly 94 Linden Rd.) read a statement regarding the process of awarding of the 2019-2020 Winter Road Maintenance contract. She also encourages the Hampton Falls community to speak more respectfully to one another.

Tony Franciosa (Old Stage Rd.) agrees with previous public comments related to wanting more civility during the process of awarding the Winter Road Maintenance contract. He cites several examples of differences between the RFP and the draft 2019-2020 Winter Road Maintenance Agreement between the Town of Hampton Falls and Bailey Landscaping LLC; he finds these differences alarming and does not agree with their exclusion and/or edited context in the draft 2019-2020 Winter Road Maintenance Agreement.

**FINANCIAL REPORTS – GENERAL FUND BALANCE \$1,262,843.69**

**ACCOUNTS PAYABLE/PAYROLL/TREASURER/TRUSTEES OF TRUST FUNDS  
WARRANT(S):**

<b>Bookkeeper</b>	<b>Payroll Warrant #472</b>	<b>\$36,857.94</b>
<b>Bookkeeper</b>	<b>Accts. Payable Warrant #677</b>	<b>\$47,298.44</b>
<b>Treasurer</b>	<b>Check Warrant 2019-11</b>	<b>\$11,250.19</b>
<b>Treasurer</b>	<b>Check Warrant 2019-12</b>	<b>\$15,107.88</b>

**MOTION:** To approve the warrants as presented above.

**MOTION: L. SMITH  
SECOND: L. GARGIULO  
UNANIMOUS**

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**2019-2020 Winter Road Maintenance Services Agreement**

L. Smith reminded Board Members that they are reviewing edits to the draft 2019-2020 Winter Road Maintenance Services Agreement and Scope of Work with Bailey Landscaping LLC. These drafts will then be sent to Town Counsel for formal review before any parties sign off on the agreement. Board Members acknowledged receipt of the draft agreement and scope of work as provided in their packets. E. Beattie does not support the outcome of the drafted agreement not matching the initial RFP. He does not think it is fair to bidders who did not participate in the bid process after reviewing the initial RFP, and feels more vendors would have participated if the revised draft agreement was their initial RFP.

The Town Administrator referred the Board to the documents it prepared at the time of the RFP. Board Members and the Town Administrator reviewed each individual revision in both the Services Agreement and the Scope of Work. L. Gargiulo would like a statement added to the Draft Services Agreement Section 5, Page 1 regarding annual renewal of the contract; the statement should clarify that the Town decides whether to renew or not.

**Motion:** To send the 2019-2020 Winter Road Maintenance Services Agreement and Scope of Work to Town Counsel for comment and review.

**MOTION: L. SMITH**

**SECOND: L. GARGIULO**

**UNANIMOUS**

**Solid Waste Collection and Disposal (2020 Budget Preparation)**

Members of the Solid Waste Committee and Tony Belanger of Pinard Waste Systems were present. Discussion takes place regarding the cost of covering the six months of 2020 uncontracted waste collection and disposal by Pinard Waste. T. Belanger confirms that a 6-month extension can be drafted, so that the coverage for the Solid Waste Collection and Disposal contract can coincide with the budget year going forward. T. Belanger also confirms that he will draft up a cost analysis of services, based on a number of options discussed in this meeting, which will be emailed to the Town Administrator.

**Technology Committee**

Lauren Belliveau, member of the Technology Committee, is present. The Board is seeking input and expertise for technology needs being considered for the 2020 budget such as, but not limited to, utilization of servers versus the Cloud. After discussion, it was decided that the next step should be for a technology consultant to be hired/contracted for the purpose of assessing and identifying the Town's needs in regards to technology improvements. L. Belliveau agrees to email recommended consultant's contact information to the Town Administrator.

**Avitar Software Purchase & Installation (Avitar Clerk/Motor Vehicle MAAP System)**

The Town Administrator gives some background information on the Avitar Software Purchase & Installation agreement for the Avitar Clerk/Motor Vehicle MAAP System, as well as the agreement for the Avitar Clerk/MV Invoice Cloud Presentment and Payment Integration.

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**Motion:** To authorize the chair to sign both agreements with funding to come from the Town Communication Fund.

**MOTION: E. BEATTIE  
SECOND: L. GARGIULO  
UNANIMOUS**

**Other Selectmen's Old Business**

Chairman Smith references a news article in the Boston Globe regarding the shutting down of cut-throughs on public streets via signage during certain hours of the day. He encourages Board Members to keep an eye on this issue in Town.

**Consent Agenda**

1. Monthly Financial Reports of Bookkeeper, Treasurer, Tax Collector
2. Rockingham Planning Commission Annual Dues (\$2,312)
3. Public Notice: NH Fish & Game Dept. Marine Aquaculture License Application October 17, 2019, 9:30 a.m., 225 Main St., Concord, NH (R. Hilliard and C. Walsh Of Swell Oyster Company – two applications)

**SECTION 2- PUBLIC COMMENT**

Tim Samway (Old Stage Rd.) states that in March of 2018 Hampton Falls voters indicated a willingness to put a generator at the Town Hall. He requests that Board Members address this in a meeting before Winter. Chairman Smith requests that this be placed on an upcoming Board of Selectmen agenda, in which the Town Administrator confirms for the October 16th meeting.

David French (Exeter Rd.) volunteers to put his garbage across the street if that would save the Town funding in regards to waste collection and disposal.

Chairman Smith closes the public comment.

**Northern New England Telephone Operations LLC v. Town of Hampton Falls**

A complaint has been filed by the Northern New England Telephone Operations LLC against the Town of Hampton Falls regarding telephone pole assessed value calculations. The potential assessed value miscalculation is roughly \$600K for 2018. L. Smith references a memo from assessor Todd Haywood with background on the complaint.

**MOTION:** To refer the summons from Northern New England Telephone Operations LLC v. Town of Hampton Falls to Town Counsel to file an appearance on behalf of Hampton Falls by October 6, 2019.

**MOTION: L. GARGIULO  
SECOND: E. BEATTIE  
UNANIMOUS**

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**Selectmen's Permit Application (GRVL, Inc. Charity Bicycle Race, Oct. 19)**

**MOTION:** To approve the GRVL, Inc. Selectmen's Permit Application for a charity bicycle race on October 19, 2019.

**MOTION: E. BEATTIE  
SECOND: L. SMITH  
UNANIMOUS**

**Winter Road Maintenance Notice to Property Owners and Hampton Falls Website Information to Property Owners**

Board Members review the draft Winter Road Maintenance notice as provided in their materials.

**Motion:** To approve the Winter Road Maintenance notice as amended, and have said notice be sent to subscribers of the Town's website, as well as via a "stuffer" in the next property tax bill.

**MOTION: L. GARGIULO  
SECOND: E. BEATTIE  
UNANIMOUS**

**2019/2020 Road Salt (Granite State Minerals and Morton Salt)**

The Town Administrator would like to defer this agenda item to the October 16th Board of Selectmen's meeting. Board Members acknowledged and confirmed this request.

**Winter Parking Ban Notice**

Board Members acknowledged receipt of the notice marked "Exhibit F" in their packets. No comments or questions were heard. The Board signed the notice for posting.

**Tricentennial Committee**

David French (Exeter Rd.) gives an update on the carnival that did not occur, as well as the fundraising activities of the Tricentennial Committee. David urged the Board of Selectmen to support fundraising efforts, both in writing and in physical support. He also stated that any support the Town could offer in the form of Policing/Police Officers would be very helpful on the day of the main event.

**SELECTMEN REPRESENTATIVE MONTHLY REPORTS**

**Planning Board, Lincoln Akerman School Board, Tricentennial Committee**

E. Beattie reports that the Planning Board has been concentrating on Unital's proposed Storm Resiliency work on designated scenic roads, Stard Rd. and Mill Ln. Unital proposed the cutting of roughly 300 trees, but after several meetings and a site walk, Planning Board Members approved approximately 20 dead or diseased trees for removal.

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The Lincoln Akerman School has greatly improved, in both physical appearance and general atmosphere. E. Beattie is proud of the renovations and believes the students will benefit greatly from them.

**Heritage Commission, Conservation Commission**

L. Gargiulo has nothing to report on the Heritage Commission. The Conservation Commission is fundraising for the Toppan Rd. Conservation Project.

**Parks and Recreation Committee, Library Trustees, Town Improvement Committee**

The Parks and Recreation Committee is focused upon a number of projects including the Castleberry fairs, trash repairs, sign framing, and receiving estimates for repairs to the Bandstand. Chairman Smith reports that the Library Trustees are looking at level funding for their 2020 budget and are focused on the parking expansion project. Roughly \$600 was raised from the recent book sale.

The Town Improvement Committee is continuing the design work for the floating dock. They are also working on gathering quotes for tree trimming, extermination work, and slate roofing repairs for the Museum. Chairman Smith also gives an update on the New Hampshire Seacoast Greenway.

**Other's Selectmen's New Business**

No other new business was discussed at this time.

**REVIEW AND APPROVAL OF PREVIOUS MINUTES: 9/17/19, 9/18/19**

**MOTION:** To approve the meeting minutes from 9/17/19 and 9/18/19 meeting as written.

**MOTION: L. SMITH**

**SECOND: L. GARGIULO**

**UNANIMOUS**

**PUBLIC COMMENT**

No public comments were heard at this time.

**Motion to enter Nonpublic Session** made by L. Smith seconded by L. Gargiulo.

**Specific Statutory Reason** cited as foundation for the nonpublic session:

  X   RSA 91-A:3, II (a) *The dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, **unless** the employee affected (1) has a right to a public meeting, and (2) requests that the meeting be open, in which case the request shall be granted.*

<b>Roll Call vote</b> to enter nonpublic session:	Larry M. Smith, Chairman	Y
	Edward B. Beattie, Vice Chairman	Y
	Louis Gargiulo, Selectman	Y

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**Entered nonpublic session** at 8:30 p.m.

**Motion to leave nonpublic session** and return to public session by E. Beattie, seconded by L. Gargiulo.

**Motion: PASSED**

**Public session reconvened** at 8:50 p.m.

**Motion seal the minutes of the October 2, 2019 nonpublic session:**

Motion made by L. Gargiulo, seconded by E. Beattie, because it is determined that divulgence of this information likely would adversely affect the reputation of any person other than a member of this board.

<b>Roll Call Vote to seal minutes:</b>	Larry M. Smith, Chairman	Y
	Edward B. Beattie, Vice Chairman	Y
	Louis Gargiulo, Selectman	Y

**Motion: PASSED**

**MOTION:** To adjourn the meeting at 8:50 p.m.

**MOTION: L. GARGIULO**

**SECOND: E. BEATTIE**

**UNANIMOUS**

*Next Selectmen's Meeting – Wednesday, October 16, 4:00 p.m., Town Hall*