



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE  
SELECT BOARD MINUTES  
AUGUST 15, 2016  
NON PUBLIC SESSION I 6:15PM  
NON PUBLIC SESSION II 6:30PM  
TOWN OFFICE EXECUTIVE CONFERENCE ROOM

REGULAR MEETING 7:00PM

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NORTH HAMPTON PUBLIC LIBRARY - CRAIG ROOM  
237A ATLANTIC AVENUE

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1. **Non Public Session I - 6:15 PM RSA 91-A:3, II (e)**  
Consideration or negotiation of pending claims or litigation
2. **Non Public Session II - 6:30 PM RSA 91-A:3, II (b)**  
The hiring of any person as a public employee
3. **Call To Order and Pledge of Allegiance**  
Chair Maggiore called the meeting to order at 7PM. Those in attendance were Selectman Miller, Selectman Stanton and Town Administrator Apple.

Chair Maggiore led the Pledge of Allegiance.

Chair Maggiore stated two motions were made in the Non Public Sessions. The first was to instruct town counsel on an abatement issue which was an unanimous vote. The second was to approve the promotion of an employee in the town which was an unanimous vote whereby an announcement will be made at a later date.

**Motion by Selectman Stanton to come out of Non Public Session. Seconded by Selectman Miller. Roll call vote: Chair Maggiore – aye; Selectman Miller – aye; Selectman Stanton – aye. Motion carries 3-0.**

**Motion by Selectman Stanton to seal the minutes of Non Public Session I pursuant to RSA 91-A:3, II (e). Seconded by Selectman Miller. Motion carries 3-0.**

**Motion by Selectman Stanton to seal the minutes of Non Public Session II pursuant to RSA 91-A:3 II (a). Seconded by Selectman Miller. Motion carries 3-0.**

**Motion by Selectman Stanton to not seal the minutes of Non Public Session III pursuant to RSA 91-A:3 II (b). Seconded by Selectman Miller. Motion carries 3-0.**

**4. First Public Comment Session**

Public Comment is an opportunity for residents to ask questions, request information and make comments on issues facing the Town. Individuals ordinarily will be given not more than three (3) minutes to speak, and people who have already spoken will be asked to wait until everyone has had the chance to speak once. The total time devoted to this agenda item is fifteen (15) minutes. Individuals who are not able to speak during the First Public Comment Session will be given first opportunity to speak during the Second Public Comment Session at the end of the Meeting.

Mike Castagna, Buckskin Lane gave an update on the fire and police facility. Land on Lafayette Road, across from Hobbs Road is being pursued for building the public safety building.

Mr. Castagna stated he would be meeting with the Library Trustees to discuss their building.

Chair Maggiore stated agenda item 9.1 would be moved up on the agenda and discussed prior to other business on the agenda.

**5. Consent Calendar**

5.1 Payroll Manifest of 08/11/2016 in the amount of \$187,914.87

5.2 Accounts Payable Manifest of 08/11/2016 in the amount of \$134,379.11

5.3 Veteran Tax Credit Application

5.4 Cemetery Deeds

**Motion by Selectman Stanton to accept the Consent Calendar as presented. Seconded by Selectman Miller. Motion carries 3-0.**

**6. Public Hearing**

5.1 To consider the acceptance of unanticipated revenue in the amount of \$10,424.00 awarded to the Town, pursuant to RSA 107-B, in support of the Radiological Emergency Response Plan in North Hampton for Fiscal Year 2017

**Motion by Selectman Stanton to table this item until the September 12, 2016 Select Board meeting. Seconded by Selectman Miller. Motion carries 3-0.**

**7. Committee Updates**

No updates to report

**8. Report of the Town Administrator**

8.1 General Report

Town Administrator Apple reported on the following:

- Paving at the library on August 17
- Septic system replacement at the Town Hall
- Joint Select Board meeting in Rye on September 12, 2016 at 5PM
- Chief Tully will be Acting Town Administrator while Mr. Apple is on vacation

**Motion by Selectman Stanton to authorize Michael Tully as the Acting Town Administrator while Mr. Apple is on vacation. Seconded by Selectman Miller. Motion carries 3-0.**

## **9. New Business**

9.1 Joint Meeting with NH DES and Hampton Rod and Gun Club regarding scope of remediation plans

Chair Maggiore stated members of the Hampton Rod and Gun Club, Department of Environmental Services (DES), Exeter Environmental and GZA, which are the town's technical advisors.

Representatives John Regan, Mike Winset and Ted Diers presented a Power Point presentation to the Select Board that outlined the following topics:

- Background of the Hampton Rod and Gun Club
- Summary of the site; what's been done and next steps
- No groundwater impacts
- Extent of soil impacts delineated
- Surface water sampling; flow across site and aquatic life
- Additional sampling upstream vs downstream
- Sampling done in wet and dry weather

Future actions to be taken:

- Complete surface water assessment
- Compilation of investigation phases into a comprehensive site investigation report
- Prepare remedial action plan
- Long term management

Selectman Stanton asked how close they are to a remedial action plan. Mr. Regan stated perhaps in the Spring/Summer of 2017 and the plan will consist of a combination of removal and managing contamination in place. Mr. Regan noted this would not be something that will happen as quickly as all parties involved would like.

Selectman Stanton stated he felt the town has been kept in the dark and would like more involvement in meetings in correspondence. He raised concerns regarding the consequences should the site be abandoned.

Mr. Clemence stated the Hampton Rod and Gun Club have no intention of walking away from the gun club. He stated they are very committed and have spent over \$100,000 so far.

Discussion by Town Administrator Apple regarding the disconnect in communication with the DES, Hampton Rod and Gun Club and Exeter Environmental. He stated the town would like to be notified of all future meetings, copies of letters and copies of reports.

Tanya Justham from GZA stated this will definitely be a phased approach and will take some time to complete. She stated the investigation piece however more data may be needed.

Tanya stated ultimately it comes down to the risks and costs of the site and how they can be best managed. She further stated just because there is lead on the site does not mean there is a human risk, and it will be present there forever.

Tanya stated things are moving forward in a positive way and in the right direction.

Selectman Miller suggested having a workshop where all members can attend if they would like.

Tim Harned, Lovering Road asked questions regarding the testing and sampling in the Site Analysis plan (SAP).

Mr. Harned pressed DES for an answer to which party is responsible for monitoring current operations and conditions with respect to the collection container used at the pistol range.

The DES did not specifically answer who was responsible even after the question was asked a second time. DES said the container currently being used to collect pistol shot collects all spent shot without harm to the environment, but that DES is not currently monitoring the use of the container. Representatives from Hampton Rod and Gun Club said they routinely collect spent shot from the container and bring it to a recycling center.

Mr. Harned asked if the town would be allowed to comment and/or have input on the testing and remediation plans.

The DES responded that state law did not give the town the right to comment but that the DES was willing to allow the town to participate. However, the gun club would also have to agree to allow the town to participate.

## 9.2 Discussion of Facilities Plan submitted by Mr. Stanton

Discussion ensued regarding the facility plan drafted by Selectman Stanton. He stated his intention in drafting the plan was to allow for a submission to the Capital Improvements Plan and the plan is subject to change and is only an interim long range plan.

**Motion by Selectman Stanton to allow the Town Administrator to submit the interim long range plan to the Capital Improvements Committee, subject to change at a moments notice on behalf of the Select Board. Seconded by Selectman Miller. Motion carries 3-0.**

9.3 Discussion of NHMA Legislative Initiatives;

The Select Board discussed the NHMA's (New Hampshire Municipal Association) proposed initiatives with all members agreeing that overall everything proposed seems reasonable.

**Motion by Selectman Stanton to appoint Chair Maggiore as a representative to the town and to permit him to vote his conscious on the measures that appear on the floor. Seconded by Selectman Miller. Motion carries 3-0.**

## **10. Minutes of Prior Meetings**

9.1 Minutes of July 25, 2016

**Motion by Selectman Stanton to conditionally approve the minutes of July 25, 2016 until the recipient is verified. Seconded by Selectman Miller. Motion carries 3-0.**

## **11. Any Other Item that may legally come before the Board**

The Board reserves the right to take action on any item relative to the prudential administration of the Town's affairs, which circumstances may require.

Discussion by the Select Board on the September 13 Primary Election and the November 8 Election in which Chair Maggiore is not able to work due to the fact that he is on the ballot. All agreed the schedule will be reworked in order to provide necessary coverage.

Selectman Stanton stated the Select Board should not allow political candidates to give speeches at the Select Board meetings.

Town Administrator Apple stated the Memorandum of Understanding to JDL has been reviewed and revised by the town attorney and sent back to JDL.

## **12. Second Public Comment Session**

See Item 2, above.

No comments from the public.

## **13. Adjournment**

Meeting adjourned at 9:23 PM.

Respectfully submitted,

Janet Facella