



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
NORTH HAMPTON SELECT BOARD

NOTICE OF PUBLIC MEETING

MONDAY, JANUARY 14, 2019
EXECUTIVE CONFERENCE ROOM
233 ATLANTIC AVENUE
6:30 O'CLOCK P.M.

NON-PUBLIC SESSION I: 6:31 O'CLOCK P.M.
EXECUTIVE CONFERENCE ROOM
TOWN ADMINISTRATIVE OFFICE
233 ATLANTIC AVENUE

NON-PUBLIC SESSION II: 6:45 O'CLOCK P.M.
EXECUTIVE CONFERENCE ROOM
TOWN ADMINISTRATIVE OFFICE
233 ATLANTIC AVENUE

1. 5:30 p.m. Call to Order by the Chair
2. 5:31 p.m. Non-Public Session I Pursuant to RSA 91-A:3, II (c)
3. 6:00 p.m. Non-Public Session II Pursuant to RSA 91-A:3, II (c)
4. 6:55 p.m. Return to Regular Session and Recess to Town Hall, 231 Atlantic Avenue
5. 7:00 p.m. Reconvening of Public Session at Town Hall and Pledge of Allegiance

6. 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 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.

7. Consent Calendar

- 7.1 Payroll Manifest of 12/13/2018 in the amount of \$217,897.96
- 7.2 Payroll Manifest of 12/20/2018 in the amount of \$65,845.27
- 7.3 Payroll Manifest of 12/27/2018 in the amount of \$60,145.59
- 7.4 Payroll Manifest of 01/03/2019 in the amount of \$70,394.81
- 7.5 Payroll Manifest of 01/10/2019 in the amount of \$197,437.72
- 7.6 Accounts Payable Manifest of 12/13/2018 in the amount of \$168,069.00

- 7.7 Accounts Payable Manifest of 12/27/2018 in the amount of \$1,200,951.68
- 7.8 Accounts Payable Manifest of 01/10/2019 in the amount of \$80,603.44
- 7.9 Veteran Tax Credit Application
- 7.10 Veteran Tax Credit Application
- 7.11 Veteran Service Connected Disability Tax Credit Application

8. Correspondence

- 8.1 Correspondence from Laurel Pohl
- 8.2 Correspondence from Robert Fitta

9. Committee Updates

- 9.1 Economic Development Committee
- 9.2 Heritage Commission
- 9.3 Water Commission
- 9.4 Budget Committee
- 9.5 Channel 22

10. Public Hearing

- 10.1 To consider whether the town should acquire a 15 foot-wide strip of land to access the Higginson lot, Map 006, Lot 080 from conservation lots already owned by the town.

11. Report of the Town Administrator

- 11.1 General Report

12. Items Left on the Table

- No items

13. New Business

- 13.1 Rails to Trails Agreement
- 13.2 Cable Television Agreement
- 13.3 Citizens Petitioned Warrant Articles
- 13.4 Acceptance of Funds in the Amount of \$4,461.75 from FEMA

14. Minutes of Prior Meetings

- 14.1 Approval of December 10, 2018 Regular Meeting Minutes
- 14.2 Approval of December 10, 2018 Non-Public Sessions I, II & III Minutes
- 14.3 Approval of December 19, 2018 Workshop Minutes
- 14.4 Approval of August 14, 2017 Non-Public Sessions I & II
- 14.5 Approval of August 21, 2017 Non-Public Sessions I, II & III
- 14.6 Approval of August 28, 2017 Non-Public Sessions I & II

15. 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

16. Second Public Comment Session

- See Item 7, above

17. Adjournment

TOWN ADMINISTRATOR
BRYAN KAENRATH

BKAENRATH@NORTHHAMPTON-NH.GOV



MUNICIPAL OFFICES
233 ATLANTIC AVENUE
NORTH HAMPTON, NH 03862

TEL: (603) 964-8087
FAX: (603) 964-1514

TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
OFFICE *of the* TOWN ADMINISTRATOR

C O N S E N T C A L E N D A R

TO: SELECT BOARD
FROM: BRYAN KAENRATH, TOWN ADMINISTRATOR
SUBJECT: CONSENT CALENDAR FOR SELECT BOARD MEETING 01/14/2019
DATE: 01/11/2019

The following actions are for the approval of the Select Board:

Consent Calendar

- 8.1 Payroll Manifest of 12/13/2018 in the amount of \$217,897.96
- 8.2 Payroll Manifest of 12/20/2018 in the amount of \$65,845.27
- 8.3 Payroll Manifest of 12/27/2018 in the amount of \$60,145.59
- 8.4 Payroll Manifest of 01/03/2019 in the amount of \$70,394.81
- 8.5 Payroll Manifest of 01/10/2019 in the amount of \$197,437.72
- 8.6 Accounts Payable Manifest of 12/13/2018 in the amount of \$168,069.00
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Janet Facella

From: Jim Maggiore
Sent: Monday, January 07, 2019 9:03 AM
To: Janet Facella
Cc: Bryan Kaenrath
Subject: Fw: Official correspondence to the Select Board
Attachments: Ltr to Select Board.docx

Jan.

This should be included in correspondence for the January 14 SB meeting.

Thanks.

Jim

From: laurelpohlhnh@comcast.net <laurelpohlhnh@comcast.net>
Sent: Friday, December 28, 2018 11:50:45 AM
To: Larry Miller; Kathleen Kilgore; Jim Maggiore
Cc: Bryan Kaenrath
Subject: Official correspondence to the Select Board

Dear Select Board,

I have attached official correspondence and would like an official answer to the question within. Like Mrs. Bosch's letter, this letter should be read into the record and addressed at the next select board meeting.

Respectfully,
Laurel

Laurel Pohl
100 North Road
North Hampton, NH 03862
Home: 603-964-8360



Virus-free. www.avg.com

December 27, 2018

North Hampton Select Board:
Jim Maggiore, Chair
Kathleen Kilgore, Vice Chair
Larry Miller, Member

Dear Mr. Maggiore,

During the November 7th Select Board meeting, Selectwoman Kilgore expressed legitimate concerns and questioned whether it was appropriate for you to ask a town employee to participate in a presentation hosted by a Political Action Committee (PAC). Specifically, a PAC such as Step Up, where you serve as a member of its steering committee.

Subsequently a letter was written to the Select Board by Mrs. Jane Boesch, another Step Up steering committee member, which was read into the record at the November 26th meeting. In it, Mrs. Boesch accused Selectwoman Kilgore of attacking another Board Member, and of intimidating the Chief Financial Officer, who had backed out of the presentation because he was uncomfortable participating.

At this same meeting, I defended Selectwoman Kilgore, and noted that she was simply doing the job for which she was elected. To paraphrase slain Saudi journalist, Jamal Khashoggi: It is our right as citizens to speak out, whether in support of, or critical of, our government's actions. This does not make us disrespectful, untruthful or uncivil. It makes us Americans, and this right is the very foundation of our political system.

As I said in that meeting, I fully support Selectwoman Kilgore's efforts to doggedly question the appropriateness of using town employees, and/or town funds, to prepare materials for, or participate in activities hosted by any PAC. I also asked you directly if taxpayer funds were being used to support the efforts of your PAC. However, you ignored my question and did not provide an answer.

The open question remains to be answered:

Have any taxpayer funds been used support any of the series of "educational" events, or any other activities, hosted by the Step Up group?

This includes:

- employees laboring to prepare materials for use by Step Up during their working hours,
- employees paid by the Town while attending, or participating in, any Step Up meetings, presentations, or any other activities,
- materials prepared for use by the Step Up group by elected or appointed officials, town employees, volunteers, or members of Step Up using town equipment, facilities or supplies.

Respectfully,

Laurel Pohl

c: Town Administrator
Bryan Kaenrath

Robert Fitta

603-964-5246

10 Hampshire Road

North Hampton, NH 03862

12/10/18

Attention: **Brian Kaenrath, Town Administrator** and **Office of Selectman**

Dear Friends,

At a time when our Federal Reserve deliberates over prime interest rates that deal in percentages of a single point and at a time when our Social Security system is doling out very minor COLA adjustments here comes "Our Town...North Hampton" handing out an 8.3% increase in property taxes.

I am, of course, aware that our property, along with everyone else in North Hampton, was re-valued this year. This letter is not intended to debate the accuracy of our new property valuation because one never knows for certain what something is worth until it is placed into an open market. We did not contest our new valuation because we felt everyone in town would experience the same relative increase and that when the time came for budgeting and rate setting proper adjustments would be made and any increase in taxes would be along regular cost of living guidelines. So much for logical thinking on our part! I am sure you are also aware that Florida, for example, has a homestead rule in place that prevents their counties and towns from doing to locals what our town is doing to us. They understand that people who live in one place for many years run the risk of being taxed out of their home without certain safeguards in place. We do not have laws of this nature in our state so it is up to our towns and counties to insure that we, the residences, are protected. I do not feel an increase of this magnitude is fair.

Please understand that we love our town. We want it to offer good schooling, good services and a good quality of life but we need to balance these objectives with good governance and an ability to distribute and allocate the cost in an equitable way. No one should be subjected to tax increases that are far and away beyond norms of our economy.

Sincerely,

A handwritten signature in cursive script that reads "Robert Fitta". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Robert Fitta



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
THE SELECT BOARD

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Select Board will conduct a public hearing pursuant to RSA Chapter 31:95-b:

WHEN: January 14, 2019, at 7:00 p.m.;

WHERE: North Hampton Town Hall
231 Atlantic Avenue
North Hampton, New Hampshire 03862;

PURPOSE: To consider whether the Town should acquire a 15 foot-wide strip of land to access the Higginson lot (Map 6-80) from conservation lots already owned by the Town.

The Conservation Commission asks that the Town accept the following draft legal documents:

1. Deeded lot line adjustment of a 15' wide strip of land about 220' long on Map 12-30-21 owned by Mr. Gregoire to be conveyed to the Commission and added to the Higginson lot (Map 6-80).
2. Release by the town of a 15' wide access easement over the Gregoire lot (Map 12-30-21).
3. Release by the town of a 15' wide access easement over the Brightman lot (Map 12-30-20).
4. Mill Place Homeowners Association consent to lot line adjustment.

Return to: Michele Peckham
82 Atlantic Avenue
North Hampton, NH 03862

TERMINATION OF RIGHT of ACCESS EASEMENT

This Release of Right to Access Easement (the "Release") is made this _____ day of _____, 2018 by and between the **Town of North Hampton**, New Hampshire, having a mailing address of 233 Atlantic Avenue, North Hampton, New Hampshire, 03862 and **Thomas Brightman** of 7 Squire Drive, also known as Tax Map 12, Lot 30, Sublot 20 in the town of North Hampton, New Hampshire, 03862.

Now Comes the Town of North Hampton, beneficiary of an access easement over Tax Map 12, Lot 30, Sublot 20 in the Town of North Hampton, currently owned by Thomas Brightman. The access easement is identified on a plan known as "Subdivision Plan Mill Road Subdivision, North Hampton, sheet 4" and recorded in the Rockingham County Registry of Deeds as Plan # D-26372. Said access easement is 15 feet wide and approximately 426+/- feet long and extends over Tax Map 12, Lot 30, Sublot 21 and Sublot 20 and is hereinafter referred to as the "Access Easement".

For good and valuable consideration, the Town of North Hampton, and all those claiming by, through and under it, hereby terminates, releases, and extinguishes any and all rights under the Access Easement that may exist over and upon the real property identified in the North Hampton Tax Maps as Tax Map 12, Lot 30, Sublot 20, and further identified in a plan of land known as "Subdivision Plan Mill Road Subdivision, North Hampton, sheet 4" and recorded in the Rockingham County Registry of Deeds as Plan # D-26372.

This release of easement rights is contingent upon the recording of a lot line adjustment deed from Daniel and Ellen Gregoire to the Town of North Hampton in the name of the North Hampton Conservation Commission affecting Tax Map 12, Lot 30, Sublot 21.

IN WITNESS WHEREOF, the undersigned have executed the forgoing Termination of Right of Access Easement.

TOWN OF NORTH HAMPTON BY ITS BOARD OF SELECTMEN

By: _____
Jim Maggiore, Chair North Hampton Select Board

By: _____
Kathleen Kilgore, North Hampton Select Board

By: _____
Larry Miller, North Hampton Select Board

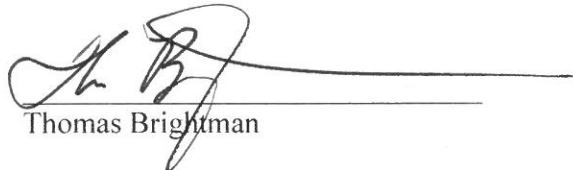
Dated: _____, 2018

STATE OF NEW HAMPSHIRE
COUNTY OF ROCKINGHAM, ss

On this _____ day of _____, 2018, before me personally appeared Jim Maggiore, Kathleen Kilgore, and Larry Miller each in their capacity as members of the Select Board for the Town of North Hampton, known to me, or satisfactorily proven, to be the person whose name is subscribed to the foregoing instrument, and acknowledged that they executed the same as his/her free act and deed for the purposes therein contained.

Name: _____
Notary Public/Justice of the Peace
My Commission Expires: _____.

Dated: 12/3/2018, 2018



Thomas Brightman

STATE OF NEW HAMPSHIRE
COUNTY OF ROCKINGHAM, ss

On this 3rd day of Dec, 2018, before me personally appeared Thomas Brightman, known to me, or satisfactorily proven, to be the person whose name is subscribed to the foregoing instrument, and acknowledged

that he executed the same as his free act and deed for the purposes therein contained.



Name: _____
Notary Public/Justice of the Peace
My Commission Expires: _____



APPROVAL OF LOT LINE ADJUSTMENT

Now comes, THE Mill Place Subdivision Homeowners Association, Inc. (the "Association") and consents to and approves a certain lot line adjustment to a certain parcel of land located in the Town of North Hampton, County of Rockingham and State of New Hampshire, at Tax Map 12, Lot 30-21, as shown on a Plan entitled "Lot Line Adjustment Plan, Tax Map 12, Lot 30-21 a & Tax Map 6, Lot 80, 5 Squier Drive & Mill Road, North Hampton, NH 03862, prepared for the Town of North Hampton Conservation Commission, 233 Atlantic Avenue, North Hampton, NH 03862, prepared by Jones & Beach Engineers, Inc. PO Box 219, Stratham, NH 03885" recorded in the Rockingham County Registry of Deeds as Plan # D- _____ (the "Plan").

And, the Association further consents to and approves the conveyance of a portion of the parcel of land at Tax Map 12, Lot 30-21 owned by Daniel N. Gregoire and Ellen T. Gregoire, husband and wife, to the North Hampton Conservation Commission in the name of the Town of North Hampton, a New Hampshire municipal corporation with an address of 237 Atlantic Avenue, North Hampton, New Hampshire, more specifically described in a Warranty Deed from Daniel N. Gregoire and Ellen T. Gregoire to be recorded in the Rockingham County Registry of Deeds and shown on the Plan consisting of a strip of land approximately 15 feet wide and 248 feet long, composed of +/- 3,465 square feet, in furtherance of said Lot Line Adjustment .

IN WITNESS WHEREOF, THE Mill Place Subdivision Homeowners Association, Inc. has caused this Approval of Lot Line Adjustment to be executed and delivered by its duly authorized President.

Dated this 20 day of December 2018.

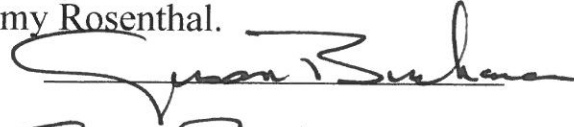
THE MILL PLACE SUBDIVISION HOMEOWNERS
ASSOCIATION, INC.

By: Tammy Rosenthal
Tammy Rosenthal, President

STATE OF NEW HAMPSHIRE
COUNTY OF ROCKINGHAM,
SS.

12/20, 2018

This instrument was acknowledged before me, the
undersigned Notary Public, on this 20th day
of December 2018 by Tammy Rosenthal.



Susan Buchanan N

otary Public

My Commission Expires:

