



TOWN OF NORTH HAMPTON, NEW HAMPSHIRE
NORTH HAMPTON SELECT BOARD

NOTICE OF PUBLIC MEETING
MONDAY, NOVEMBER 8, 2021

NORTH HAMPTON TOWN HALL
REGULAR SESSION
231 ATLANTIC AVENUE
7:00 O'CLOCK P.M.

IF YOU HAVE A COMMENT, OPINION OR QUESTION DURING ONE OF THESE PORTIONS OF THE MEETING PLEASE DIAL IN TO 603-758-1447 OR EMAIL DIRECTLY TO JMAGGIORE@NORTHHAMPTON-NH.GOV AND YOUR EMAIL WILL BE READ ALOUD DURING THE MEETING.

1. **Call to Order and Pledge of Allegiance**

2. **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.

3. **Consent Calendar**

- 3.1 Payroll Manifest of October 28, 2021 in the amount of \$74,286.05
- 3.2 Payroll Manifest of November 4, 2021 in the amount of \$257,478.40
- 3.3 Accounts Payable Manifest of November 4, 2021 in the amount of \$1,187,412.74

4. **Correspondence**

5. **Committee Update**

- 5.1 Heritage Commission
- 5.2 Water Commission
- 5.3 Rails to Trails Committee
- 5.4 Budget Committee

6. **Report of the Town Administrator**

7. **Items Left on the Table**

8. **New Business**

- 8.1 Discussion of Proposed Town Fee Schedule
- 8.2 GIS Tax Map Presentation
- 8.3 Consideration of Aquarion Water Rate Case Consultant

9. **Minutes of Prior Meetings**

- 9.1 Approval of Regular Meeting Minutes of October 25, 2021

10. **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.

11. **Second Public Comment Session**

See Item 2, above

12. **Adjournment**

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

CONSENT CALENDAR

TOWN ADMINISTRATOR
MICHAEL TULLY

MTULLY@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: MICHAEL TULLY, TOWN ADMINISTRATOR
SUBJECT: CONSENT CALENDAR FOR SELECT BOARD MEETING 11/08/2021
DATE: 11/05/2021

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

Consent Calendar

- 3.1 Payroll Manifest of October 28, 2021 in the amount of \$74,286.05
- 3.2 Payroll Manifest of November 4, 2021 in the amount of \$257,478.40
- 3.3 Accounts Payable Manifest of November 4, 2021 in the amount of \$1,187,412.74

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

CORRESPONDENCE

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

COMMITTEE UPDATES

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

REPORT OF THE TOWN ADMINISTRATOR

Michael J. Tully
Town Administrator

Municipal Offices
233 Atlantic Avenue
North Hampton, NH 03862
mtully@northhampton-nh.gov
Tel: (603) 964-8087
Fax: (603) 964-1514



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

TOWN ADMINISTRATOR'S REPORT
NOVEMBER 8, 2021 SELECT BOARD MEETING

REPORTING PERIOD

The reporting period is from October 26, 2021 through November 5, 2021

Finance

Financially we are in good shape with 66% of the budget remaining with 34 weeks remaining in the fiscal year.

The Select Board presented the year-end review and draft default budget to the Budget Committee on November 1, 2021. Budget books have been distributed and we will be presenting the proposed FY2023 budget to the Budget Committee on November 15, 2021

Police

Despite the weather challenges, Halloween was a success. The police department enjoyed assisting with Trunk or Treat at the North Hampton School and monitoring safety while handing out candy to trick or treaters in neighborhoods.

On Wednesday, five members of the department attended the funeral of the State Trooper who was killed on Route 95.

Fire

The Fire Department has two Fire Lieutenants, who were previously certified as Hazardous Materials Technicians, now part of the region's **Seacoast Technical Assistance Response Team** (known as START).

Facilities

Town Hall. Nothing new to report. The painting has been completed on the Town Hall.

The Library. The Library is continuing to remove furniture from the old building. Director Grant has been communicating often with me and she will keep me updated as they get closer.

Stone Building. Nothing new to report. A small leak around the flashing for the chimney has been discovered. I have notified Mr. Schnitzler and asked him to investigate when he has a chance.

Town Office/Chevalier Building. I have scheduled a meeting with the Select Board, Building Committee, Architect and Builder to discuss the draft plans and pricing. This is a public meeting on November 18th and the public is encouraged to attend.

Recreation

The before and after school programs continue to run successfully at North Hampton School. In addition at the Rec we have offered art classes, parent's night out, programs for teens, toddlers and seniors. Our next PASA luncheon will be our Thanksgiving feast at the REC and catered by Joes on November 16th. Ski program registrations are well under way and Tier 1 pricing deadline is November 15th. Our outreach ski program will not offer bus transportation this year. The Turkey Bowl (flag football) will be held on Sunday November 21st and our Santa's Breakfast is scheduled for Saturday December 11th.

The water has been shut off at Dearborn Park and the lines for the irrigation cleaned out by Rainscape. The field is looking much better.

Highway

Public Works. The Department has been dealing with flood and associated damage from the storm on Sat. 10/30. Woodland and Chapel Rd overflow, Lovering (still high), Pine, and North Rd. They are also preparing the DPW Equipment for the winter season, starting fall clean up, and repairing the F650 and the recycling center JD Tractor.

Projects

Police Negotiations. Nothing new to report. Negotiations are ongoing with the goal of a warrant article for a successive contract being included on the March vote.

Route 1 Culvert. Due to the amount of rain recently received the culvert crossing under Route 1 just south of Rollins Furniture has been compromised. DOT has been made aware and is waiting

for the water to recede so they can investigate and plan a repair which may include temporarily closing a lane for equipment access.

Consolidated Communications. Nothing new to report. I spoke with Kate Miller who stated at this time Consolidated is not required to enter into a franchise agreement with the Town. She stated if there is a change of the language which makes the agreement a requirement she will make us aware.

Route 151/111 Intersection. Much of the work has been completed on the intersection. A Final inspection meeting will be scheduled after the project is finished.

PFAS Investigation. Tim Stone presented findings to NHDES on Thursday November 4th. He is putting this finishing touches on the report and it will be submitted shortly.

Telephone System/Communications. Nothing new to report. The phone system has been ordered and MDCOM is currently working with PCG for the installation.

Cell Tower. Nothing new to report. Work continues in the search for a suitable location for a cell tower. I will brief the Board when the issue requires action on their part.

Walkway Project. Nothing new to report. The Architect and Builder for the new Fire /Police /Town Office buildings have requested that we delay all projects for a short time until a final design has been determined for the buildings. We are designing a complex for the next 50 years encompassing several buildings. Anything we do at this point before a final plan is chosen affects our available choices.

Coakley Landfill Group. There was a Coakley meeting held on November 3rd, the next meeting has not yet been scheduled.

Junkyard Closures and/or New Problems: Nothing new to report. We are seeing some improvement with vehicles pulling off of Route 1 for deliveries. The Police have visited dealerships in Town and have issued Summonses to violators.

Rails to Trails. Nothing new to report. The Rails to Trails meeting was postponed due to a lack of a quorum. I will post a new agenda when a new date is determined.

Philbrick Pond. Nothing new to report. The bid opening meeting occurred on September 21st at 2 pm. One bid was received for the project which was higher than planned as well as what our funding would allow. CMA Engineers determined it was unlikely we would receive other bids if we rebid the project. The project working group was able to work with NHDES to have grant funds transferred from phase 2 to phase one so the project could move forward. We have signed a contract with the contractor and the project is on schedule to be completed this fall.

Document Management System. There is an item under new business for this project.

Meeting Schedule: Our next regularly scheduled meeting is on November 22, 2021.

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

ITEMS LEFT ON THE TABLE

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

NEW BUSINESS

Town of North Hampton Fee Comparison

Permit Type	Greenland	Rye	Hampton	Stratham	North Hampton Current	North Hampton Proposed
Fire Alarm Systems	n/a	\$75.00	\$50.00	\$350.00	\$275.00	\$325.00
Sprinkler Systems - NEW	n/a	\$75.00	\$50.00	\$350.00	\$275.00	\$325.00
<i>Modifications to System</i>	n/a		\$50.00			\$50.00
<i>Add. 1-5 Heads</i>	n/a				\$45.00	\$50.00
<i>Add. 6-20 Heads</i>	n/a				\$110.00	\$125.00
<i>Add. 21-100 Heads</i>	n/a				\$220.00	\$250.00
<i>Each Head Beyond 100</i>	n/a				\$1.00	\$3.00
Commercial Cooking System	n/a	\$75.00		\$75.00		
<i>Including Suppression System</i>	n/a		\$100.00		\$200.00	\$250.00
<i>Not Including Suppression System</i>	n/a				\$150.00	\$200.00
Fire Pump Installation	n/a					\$50.00
Fire Water Tank/Cistern	n/a					\$50.00
<i>Above Ground</i>	n/a				\$110.00	\$150.00
<i>Under Ground</i>	n/a				\$165.00	\$200.00
Hot Work (requires FD detail)	n/a	\$75.00			\$25.00	\$75.00
Fireworks Display	n/a		\$50.00		\$45.00	\$75.00
Oil Burner Installation	n/a		\$50.00		\$50.00	\$50.00
Blasting/Explosives	n/a	\$75.00	\$50.00			
<i>up to 5 Days</i>	n/a				\$110.00	\$200.00
<i>each additional day</i>	n/a				\$11.00	\$25.00
Pumper Apparatus	n/a	\$280.00			\$150.00	<i>per current FEMA hrly. rate</i>
Forestry Apparatus	n/a	\$280.00			\$100.00	<i>per current FEMA hrly. rate</i>
Tanker Apparatus	n/a				\$150.00	<i>per current FEMA hrly. rate</i>
Medical Unit	n/a	\$160.00			\$100.00	<i>per current FEMA hrly. rate</i>
Personnel Costs	n/a	\$71.00 /hr.			<i>Billed @ detail rate</i>	<i>Billed @ detail rate</i>
Place of Assembly	n/a	\$75.00				
Reinspection Fee	n/a		\$100.00	\$100.00		\$100.00
Incident Report	n/a	10			\$15.00	\$15.00

Town of North Hampton Fee Comparison

Permit Type	Greenland	Rye	Hampton	Stratham	North Hampton Current	North Hampton Proposed
Detail Rate	\$85.00/hr (\$50-officer, \$20-admin, \$15-cruiser)	\$75.00/hr (\$52-officer, \$23 admin, \$12 cruiser)	**	\$83.00/hr (\$53-officer, \$15-admin, \$15 cruiser)	\$88.00/hr (\$46-officer, \$27-admin, \$15-cruiser)	\$90.00/hour, (\$46-Officer, \$29/Admin, \$15/Cruiser)
Accident Report	\$15.00	\$15.00	\$25.00	\$15.00	\$25.00	No Change
Incident Report	\$15.00	\$15.00	\$25.00	\$15.00	\$25.00	No change
Arrest Report	\$15.00	\$15.00	\$25.00	\$15.00	\$25.00	No change
Dispatch Logs	\$5.00 if over 5 pages	x	\$25.00	n/a (free on website)	\$25.00	No change
Polaroid Photo	x	x	x	x	\$20.00 each	No change
Digital Photo	\$15.00	\$20.00	x	x	\$20.00 each	N/A
35 mm Photo	x	x	x	x	\$20.00 each	Same (cost for USB)
Emailed Photo	x	x	x	x	\$5.00 each	N/A
Photo on CD	\$15.00	x	x	x	\$5.00 each	No Change
Printed Photo	\$1.00 per page	x	\$10-\$25 (size)	x	\$5.00 each	No Change
Property Storage Fee	x	x	x	x	\$10.00/month	No Change
Fingerprints	x	Free to Residents	\$20.00	Free to Residents	Free to Residents	Free to Residents
Yard Sale Permit	x	x	x	x	\$5.00	Free to Residents
Hawkers/Peddlers	x	No Fee	x	\$40.00	\$30.00	No Change (set by Ordinance)
Sex Offender Registry	x	\$20.00	x	x	\$20.00 or free on nh.gov	No Change (set by ordinance)
DVD	\$15.00	\$20.00	\$30.00	x	\$20.00 each	No Change
Pistol Permit	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00	No Change, set by law

PERMIT FEES	RYE	GREENLAND	STRATHAM	NORTH HAMPTON	PROPOSED NORTH HAMPTON
BUILDING PERMIT	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$100 (\$75 MINOR)	.65 PER SQ/FT(\$50 MIN)	\$7 PER \$1000 + \$50	1% OF CONSTRUCTION + \$50
COMMERCIAL BUILDING	1% OF CONSTRUCTION + \$50	\$10 PER \$1000	\$10 PER \$1000	\$7 PER \$1000 + \$50	1% OF CONSTRUCTION + \$50
ELECTRICAL	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$10 PER \$1000	\$50	1% OF CONSTRUCTION + \$50
MECHANICAL	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$10 PER \$1000	\$50	1% OF CONSTRUCTION + \$50
PLUMBING	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$10 PER \$1000	\$50	1% OF CONSTRUCTION + \$50
SIGN	1% OF CONSTRUCTION + \$50	\$75	\$75	\$50	1% OF CONSTRUCTION + \$50
TEMPORARY STRUCTURE	\$100	\$100	\$75	\$50	\$75
DENO	\$50 + \$100 IF REVIEW IS NEEDED	\$75	\$50	\$50	\$75
CHANGE OF USE	1% OF CONSTRUCTION + \$50	\$100	\$75	\$100	\$100
SHED	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$100 (\$75 MINOR)	.65 PER SQ/FT(\$50 MIN)	\$50	\$100
HEALTH	\$50	\$0	\$75	\$0	\$75
NON-BUILDING LAND CHANGES	\$100	\$0	\$0	\$0	\$0
MOBILE HOME	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$100 (\$75 MINOR)	\$500	\$7 PER \$1000 + \$50	1% OF CONSTRUCTION + \$50
WINDOW REPLACEMENT	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$50	\$0	1% OF CONSTRUCTION + \$50
SIDING	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$50	\$0	1% OF CONSTRUCTION + \$50
ROOFING	1% OF CONSTRUCTION + \$50	\$7 PER \$1000 + \$75	\$50	\$0	1% OF CONSTRUCTION + \$50
FLOODPLAIN DEVELOPMENT	\$100	\$0	\$0	\$0	\$50
FENCE	1% OF CONSTRUCTION + \$50	\$0	\$0	\$0	\$0
C/O COMMERCIAL	\$0	\$100	\$50	\$0	1% OF CONSTRUCTION + \$50
CERTIFICATE OF COMPLETION	\$0	\$200	\$75	\$0	\$0
PLAN REVIEW	\$0	\$75	\$0	\$0	\$0
RE-INSPECTION	\$50	\$75	\$0	\$0	\$0
PERMIT RENEWAL	\$100	\$100	\$100	\$0	\$75
			COMMERCIAL PERMITS		
			ELEC/MECH/PLUMB		
			0-1499 \$100 FLAT FEE		
			1500-3000 \$250 FLAT FEE		
			\$3000 AND UP \$350 FLAT FEE		

Town of North Hampton Fee Comparison

Permit Type	Greenland	Rye	Hampton	Stratham	N. Hampton	Current	N. Hampton	Proposed
PB Subdivision	\$150.00	\$250.00	\$100.00	\$150.00		\$100.00		SAME
PB per lot	\$75.00	\$50.00	\$100.00	\$100.00		\$50.00		SAME
PB Street	\$150.00	\$500.00 per lot	\$200.00	\$100.00		\$200.00		SAME
PB Subdivision Review Fee	\$85.00	\$90.00	\$100.00	\$0.00		\$100.00		SAME
PB Subdivision Recording Fee	\$0.00	\$0.00	\$0.00	\$0.00		\$80.00		\$0.00*
PB abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		SAME
PB Site Plan	\$150.00	\$500.00	\$200.00	\$100.00		\$100.00		SAME
PB building per 1,000 sq ft or \$1,000	\$5.00 per \$1,000 after first \$100,000 (max total \$2,000)	\$0.00	\$100.00 per 1,000 sq ft total (\$5,000) (max	\$100.00 per 1,000 sq ft	\$50.00 per 1,000 sq ft	\$100.00		SAME
PB site Plan Review Fee	\$85.00	\$90.00	\$100.00	\$0.00		\$100.00		SAME
PB Site Plan Recording Fee	\$0.00	\$0.00	\$0.00	\$0.00		\$80.00		\$0.00*
PB abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		SAME
PB Lot Line Adjustment (LLA)	\$100.00	\$250.00	\$200.00	\$100.00		\$50.00		\$100.00
PB LLA Review Fee	\$85.00	\$90.00	\$200.00	\$50.00		\$100.00		SAME
PB LLA Recording Fee	\$0.00	\$0.00	\$0.00	\$0.00		\$80.00		\$0.00*
PB abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		SAME
PB Conditional Use Permit (CUP)	\$100.00	\$250.00	\$100.00	\$100.00		\$50.00		SAME
PB CUP Review Fee	\$85.00	\$90.00	\$100.00	\$0.00		\$0.00**		\$100.00
PB abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		SAME
PB Change of Use***	\$100.00	\$200.00	\$50.00	\$100.00		\$100.00		\$50.00
PB Review Fee	\$85.00	\$90.00	\$0.00	\$0.00		\$0.00**		\$100.00
PB abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		SAME
PB Preliminary Consult	\$35.00	\$100.00	\$0.00	\$75.00		\$0.00**		\$50.00
PB Design Review	\$35.00	\$100.00	\$0.00	\$75.00		\$0.00**		\$50.00
PB Voluntary Lot Merger	\$75.00	\$75.00	\$0.00	\$0.00		\$0.00**		\$50.00

* This fee has been reduced to \$0.00 due to County Register changes. In allowed forms of payment for recording services. The applicant pays this fee directly.

** This fee is not on the current fee schedule chart.

*** Change title of this fee to 'Minor Review'

Town of North Hampton Fee Comparisson						Current		Proposed	
9/1/21									
Permit Type	Greenland	Rye	Hampton	Stratham	North Hampton	North Hampton			
Brush Dump Sticker/ Permit	10.00	NC	NC	5.00	1.00	1.00			
Stove, Washer, Dryer, Hot Water Heater	10.00	9.00	10.00	10.00	10.00	10.00			10.00
Couch, Chair, Mattress, Box Spring, Carpet	7- 25.00	Ave. 12.00	10.00	5-10.00	10.00	10.00			10.00
Lawn Mower, Snow Blower, Tractor, Grill	10.00	4.00	NC	5.00	10.00	10.00			10.00
Refridge, Freezer, AC Unit, Dehumidifier	20.00	15.00	Ave. 11.25	20.00	20.00	20.00			20.00
TV over 20", Copy Machine, Computers	20.00	Ave. 20.00	15.00	5-20.00	20.00	20.00			20.00
Microwaves	5.00	5.00	NC	5.00	20.00	20.00			20.00
Comp Monitor, TVs 20" and under	10.00	7.00	15.00	5.00	10.00	10.00			10.00
Misc Electronic, Phone, Mouse, Clock, DVD	10.00	NA	NA	5.00	5.00	5.00			5.00
Propane over 20 lbs	-	3.00	20-30.00	-	20.00	20.00			20.00
20 lb Propane Cylinder, Helium Tank	-	3.00	2/ 5.00	-	5.00	5.00			5.00
Small gas cylinders	-	NA	NA	-	1.00	1.00			1.00
Misc Bulky Items- Depends size/weight	10.00	3.00			5.00	5.00			5.00

Town of North Hampton Fee Comparison

Permit Type	Greenland	Rye	Hampton	Stratham	N. Hampton	Current	N. Hampton	Proposed
ZBA Variance	\$200.00	\$100.00	\$200.00	\$100.00		\$100.00		\$125.00
ZBA Variance Review	\$90.00	\$90.00	\$50.00	\$150.00		\$80.00		\$50.00
ZBA Variance Recording	\$0.00	\$0.00	\$0.00	\$0.00		\$30.00		\$0.00*
ZBA abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		\$0.00 due to County Register
ZBA Special Exception	\$200.00	\$100.00	\$200.00	\$100.00		\$100.00		changes in allowed forms of
ZBA Special Exception Review	\$90.00	\$90.00	\$50.00	\$150.00		\$80.00		payment for recording
ZBA Special Exception Recording	\$0.00	\$0.00	\$0.00	\$0.00		\$30.00		services. The applicant pays
ZBA abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		this fee directly.
ZBA Equitable Waiver	\$200.00	\$100.00	\$200.00	\$100.00		\$100.00		
ZBA Equitable Waiver Review	\$90.00	\$90.00	\$50.00	\$150.00		\$80.00		
ZBA Equitable Waiver Recording	\$0.00	\$0.00	\$0.00	\$0.00		\$30.00		\$50.00
ZBA abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$10.00		\$0.00*
ZBA Administrative Appeal	\$200.00	\$100.00	\$200.00	\$100.00		\$0.00		SAME
ZBA Administrative Appeal Review	\$90.00	\$90.00	\$50.00	\$150.00		\$0.00		\$125.00
ZBA Administrative Appeal Recording	\$0.00	\$0.00	\$0.00	\$0.00		\$0.00		** This fee is not on the
ZBA abutter notice per each	\$10.00	\$8.00	\$10.00	\$8.00		\$0.00		current fee schedule chart.

** This fee is not on the current fee schedule chart.

* This fee has been reduced to \$0.00 due to County Register changes in allowed forms of payment for recording services. The applicant pays this fee directly.

Ostrander - Revenue Requirement Issues	Hours
1. Review of existing discovery and Aquarion filing	40
2. Prepare additional discovery by Oct. 19, 2021 and review responses	27
3. Analysis and direct testimony by Jan. 13, 2022, including the review of excess earnings for 2017-2018	88
4. Prepare responses to Aquarion data requests	Note 1
5. Technical session conference assistance and other settlement assistance	Note 1
6. Review Aquarion rebuttal and prepare discovery	Note 1
7. Attend hearings and assist with cross-exam	Note 1
8. Assistance with wrap-up of case	Note 1
Total Labor Hours	155
Hourly Billing Rate	\$140.00
Total Labor Costs	\$21,700
Travel Costs (none anticipated)	\$0
Ostrander Cost Proposal	\$21,700

Note 1 - Time charged at contracted hourly rate as incurred and only if required, subject to client discretion on these tasks.

Travel Costs - (N)	
Travel Cost Detail:	
Airfare cost per trip	
No. of Billable Trips	1
Total Airfare Expense	\$0
Hotel cost per day (subject to per diem)	
No. of days/nights	2
Total Hotel Expense	\$0
Meals cost per day (subject to per diem)	
No. of days/nights	2
Total Meals Expense	\$0
Taxi/Uber (avg. expense per day)	
No. of days	2.0
Total Taxi Expense	\$0
Other Costs - airport parking KCI, check baggage, etc.	
Total Travel and Per Diem Costs	\$0

2021

Curriculum Vitae

Bion C. Ostrander

OstranderConsulting



1121 SW Chetopa Trail
Topeka, Kansas, 66615-1408
(785) 478-9099
E-Mail: bionostrander@cox.net
(there is no fax number)



Table of Contents

<u>Section:</u>	<u>Page</u>
A.1.a: Executive Summary	1
A.1.b: Statement of Offeror's Experience	4
A.1.c: Areas of Expertise	5
A.1.d: Years of Experience	6
A.1.e: Detailed Cost and Price Proposal	7
A.2: Work Plan	9
A.3: Prior Experience and Qualifications (and References)	10
A.4: Personnel	22
A.5: Budget	23

Attachment BCO-1 – List of Ostrander Regulatory Cases

Section A.1.a: Executive Summary

Scope of Services for this Engagement:

Bion Ostrander d/b/a Ostrander Consulting is proposing to address revenue requirements (rate base, revenues, expenses, and taxes) and/or specific accounting/income tax issues as they arise, including but not limited to requests by utilities for certain accounting treatment, deferred regulatory assets, storm costs, ongoing COVID-19 issues, affiliate transactions, and other accounting-related regulatory matters and special investigations.

Ostrander Consulting will not be addressing cost of capital, rate design, cost/jurisdictional allocation, tariffs, project pipe/reliability/construction plan, and depreciation rates (and related studies).

Ostrander Consulting will perform all necessary tasks as required, including a review of the application and testimony, performing other research and analysis as necessary, attending meetings or participating in conference calls, issuing discovery and reviewing related responses, preparing testimony, responding to data requests, assisting with cross-examination, assisting with any negotiations or stipulations, assisting with legal briefs and any requests for reconsideration, along with any other wrap-up requirements of the proceeding.

No Conflict of Interest:

Ostrander Consulting does not perform work for utilities and has no conflicts of interest for any engagement. Bion Ostrander has never worked for any utility or affiliate in any jurisdiction.

Ostrander Consulting Profile:

Principal/Contact: Bion C. Ostrander (d/b/a Ostrander Consulting)
 Firm Established: October 1990 to present - 30 years of service
 Total Experience: Bion C. Ostrander - 42 Years Regulatory/Accounting Experience
 Business Address: 1121 S.W. Chetopa Trail, Topeka, Kansas USA 66615-1408
 Business Phone: (785) 478-9099
 E-Mail: bionostrander@cox.net

Work Experience:

- **Bion C. Ostrander - Ostrander Consulting:** Principal/Owner - October 1990 to current.
- **Kansas Corporation Commission (regulatory agency):** Chief of Telecommunications – 1986-1990.
- **Kansas Corporation Commission:** Chief Auditor (gas, electric, telephone & transport.) – 1983-1986.
- **Mize Houser Mehlinger & Kimes:** CPA/Audit Section for regional CPA firm – 1981-1983.
- **Deloitte Haskins and Sells (now Deloitte):** CPA/Audit Section for international audit and consulting firm – 1978-1981.

Not-to-Exceed Contract Basis and Hourly Billing Rate:

All work will be performed by Bion Ostrander and no other consultants or subcontractors. The hourly billing rate is \$140/hour.

Section A.1.b: Statement of the Offeror's Experience

Bion Ostrander is an independent regulatory consultant with forty-two years of total regulatory and accounting experience working for Certified Public Accounting (CPA) firms, regulatory agencies, and his regulatory consulting business (including thirty years as an independent consultant with his own firm). Mr. Ostrander has been providing continuous consulting services since 1990 and has addressed more than 250 cases in numerous U.S. and international jurisdictions.¹

Mr. Ostrander has addressed a broad range of energy (including renewable energy) and telecom accounting and policy issues in his career, including rate case/revenue requirement accounting adjustments, CAM/EAM reviews, capital asset infrastructure/modernization, affordable rates/universal service, tariff design, models that calculate the levelized cost of electricity for renewable energy options (PV solar, wind, biogas, etc.) for purposes of setting feed-in/renewable energy rider tariffs, compensation, affiliate transactions, depreciation, merger/acquisitions, cross-subsidization, complex income tax issues, service quality, retail and wholesale cost studies, competition, and many others.

Ostrander Consulting Profile:

Principal/Contact: Bion C. Ostrander (d/b/a Ostrander Consulting)
 Firm Established: October 1990 to present - 30 years of service
 Total Experience: Bion C. Ostrander - 42 Years Regulatory/Accounting Experience
 Business Address: 1121 S.W. Chetopa Trail, Topeka, Kansas USA 66615-1408
 Business Phone: (785) 478-9099
 E-Mail: bionostrander@cox.net

Work Experience:

- **Bion C. Ostrander - Ostrander Consulting:** Principal/Owner - October 1990 to current.
- **Kansas Corporation Commission (regulatory agency):** Chief of Telecommunications – 1986-1990.
- **Kansas Corporation Commission:** Chief Auditor (gas, electric, telephone & transport.) – 1983-1986.
- **Mize Houser Mehlinger & Kimes:** CPA/Audit Section for regional CPA firm – 1981-1983.
- **Deloitte Haskins and Sells (now Deloitte):** CPA/Audit Section for international audit and consulting firm – 1978-1981.

¹ Mr. Ostrander maintained a permit to practice as a CPA for most years he was providing consulting services, the permit was maintained primarily for credential purposes. However, because he no longer provides any attestation or related services that require a permit to practice, he no longer maintains the permit - - although he retains membership in CPA organizations and remains appraised of latest industry developments.

Section A.1.c: Area of Expertise

Bion C. Ostrander's primary area of expertise is reviewing revenue requirement (rate base, and operating revenues, expenses, and taxes) issues in rate cases of electric, gas, and telecom utilities.

In addition, he commonly addresses other specific accounting/income tax issues as they arise, including but not limited to requests by utilities for certain accounting treatment, deferred regulatory assets, storm costs, ongoing COVID-19 issues, affiliate/Cost Allocation Manual ("CAM") transactions, and other accounting-related regulatory matters and special investigations.

Mr. Ostrander has addressed a broad range of energy and telecom issues, including (but not limited to):

- Rate case review of revenue requirements for all types of utilities.
- Management studies.
- Levelized cost of electricity models and costing/pricing of renewable energy options (PV solar, wind, biogas, etc.) for purposes of setting feed-in/renewable energy rider tariffs.
- Affiliate transactions and CAM review.
- Merger/acquisitions.
- Compensation studies.
- Income tax, net operating loss ("NOL"), and excess deferred amortization.
- Storm cost treatment.
- Deferred regulatory asset treatment.
- Cross-subsidization.
- Tariff review (riders, etc.).
- Most other accounting-related regulatory issues.

Section A.1.d: Years of Experience

Mr. Ostrander's years of experience are summarized below.

Ostrander Consulting Profile:

Firm Established: Ostrander Consulting - October 1990 to present - 30 years of service
Total Experience: Bion C. Ostrander - 42 Years Regulatory/CPA/Accounting Experience

Work Experience:

- **Bion C. Ostrander - Ostrander Consulting:** Principal/Owner - October 1990 to current.
- **Kansas Corporation Commission (regulatory agency):** Chief of Telecommunications – 1986-1990.
- **Kansas Corporation Commission:** Chief Auditor (gas, electric, telephone & transport.) – 1983-1986.
- **Mize Houser Mehlinger & Kimes:** CPA/Audit Section for regional CPA firm – 1981-1983.
- **Deloitte Haskins and Sells (now Deloitte):** CPA/Audit Section for international audit and consulting firm – 1978-1981.

Section A.1.e: Detailed Cost and Price Proposal

Because this general request for assistance on utilities matters does not specify the type of case, the number of cases, and the type of work to be performed - it is not possible to provide a specific not-to-exceed price proposal.

However, the Ostrander Consulting base price example proposal is set forth on the next page, and it assumes 40 hours of work and an hourly billing rate of \$140. The "Required Price Proposal Statement" set forth below, is based on the example proposal on the next page.

Travel and Other Costs:

If travel is necessary, then travel costs will be at the lower of actual or the estimated base price proposal (or at the related state per diem rates) shown below. The base price proposal includes two days of travel and related costs (air, lodging, meals, taxi, and incidentals). If virtual hearings are conducted, there could be a savings of these travel costs.

Ostrander Consulting does not separately bill for minor miscellaneous administrative office expenses (such as office supplies, telephone, postage, clerical, and other similar costs), these costs are included in the hourly billing rate or are considered immaterial.

Ostrander Consulting - General Price Example	Hours
<i>General Review</i>	40
Total Labor Hours	40
Hourly Billing Rate	\$140.00
Total Labor Costs Without Any Travel	\$5,600
If a Trip is Required, Prices are Below:	
Travel Costs (details shown below for one trip)	\$980
Total Not to Exceed Price Proposal	\$6,580
Note - All other out-of-pocket costs are included in billing rate	
1 Trip (two days) details below:	
Travel Cost Detail:	
Airfare cost per trip to D.C.	\$400
No. of Billable Trips	1
Total Airfare Expense	\$400
Hotel cost per day (subject to per diem)	\$155
No. of days/nights	2
Total Hotel Expense	\$310
Meals cost per day (subject to per diem)	\$35
No. of days/nights	2
Total Meals Expense	\$70
Taxi/Uber (avg. expense per day)	\$75
No. of days	2.0
Total Taxi Expense	\$150
Other Costs - airport parking KCI, check baggage, etc.	\$50
Total Travel and Per Diem Costs	\$980

Section A.2: Work Plan

Because this general request for assistance on utilities matters does not specify the type of case, the number of cases, and the type of work to be performed - it is not possible to provide a specific work plan.

However, as an example, for a typical rate case, Ostrander Consulting would perform the following tasks:

- ✓ Perform a detailed review and evaluation of the company filing, including testimony and filing requirements.
- ✓ Review other relevant documents that may (or may not) be included with the company filing, such as:
 - Prior relevant Commission orders.
 - Other filings with the Commission, such as financial, service quality, capital expenditure, budgets, and other documents.
 - Financial and other filings with the SEC.
 - Review of the utility website, including press releases, relevant news, and financial data.
- ✓ Prepare comprehensive discovery requests and evaluation of company responses.
- ✓ Prepare written testimony and provide appropriate advance draft testimony.
- ✓ Provide responses to discovery from the company and other parties.
- ✓ Assist in preparing cross-examination of company witnesses.
- ✓ Testify at the proceeding (or via virtual hearings).
- ✓ Assist with the preparation of briefs, motions, and other legal documents, including any motions to appeal and final wrap-up of the case.

All work performed by Ostrander Consulting will always be detailed, comprehensive, and meet all requirements of the OPC.

Section A.3: Prior Experience and Qualifications

This section includes a curriculum vitae for Bion Ostrander and a list of references.

Bion Ostrander is an independent regulatory consultant with forty-two years of total regulatory and accounting experience working for Certified Public Accounting (CPA) firms, regulatory agencies, and his regulatory consulting business (including thirty years as an independent consultant with his own firm). Bion Ostrander has been providing continuous consulting services since 1990 and has addressed more than 250 cases in numerous U.S. and international jurisdictions.²

Ostrander Consulting is in legal and ethical good standing, has never had any legal or other claims filed against it, and has met all client expectations and requirements in prior consultancy engagements.

Work History – Ostrander:

Bion C. Ostrander – Consulting Firm (1990 to present):

Principal

Mr. Ostrander principally addresses regulatory issues on behalf of governments and regulatory agencies, including U.S. and international regulatory agencies. Services include those related to revenue requirement issues, price caps or alternative regulation plans, competition assessment, costing/pricing, interconnection/local loop unbundling, universal service, management audits and other matters.

Kansas Corporation Commission (1983 – 1990):

Chief of Telecommunications

Supervised staff and directed all telecommunications-related matters including assessment of rate cases of SWBT, United/Sprint and rural LECs. Also, directed actions regarding alternative regulation plans, establishing access charge policy, transition to intrastate competition, depreciation filings, establishment of the Kansas Relay Center for speech and hearing impaired citizens in Kansas, filings with the FCC, billing standards, quality of service, consumer complaints, staff training and over one hundred docketed regulatory matters per year. Mr. Ostrander was the lead witness on all major telecommunications matters.

Chief Auditor

Directed rate cases of gas, electric and telecom companies prior to promotion to Chief of Telecommunications.

Mize, Houser, Mehlinger and Kimes (now Mize Houser & Company Professional Association):

Auditor – CPA firm

Performed auditing, tax and special projects for various industries.

²Mr. Ostrander maintained a permit to practice as a CPA for most years he was providing consulting services, the permit was maintained primarily for credential purposes. However, because he no longer provides any attestation or related services that require a permit to practice, he no longer maintains the permit - - although he retains membership in CPA organizations and remains apprised of latest industry developments.

Deloitte, Haskins and Sells (now Deloitte & Touche) – (International CPA/Audit Firm):

Auditor – CPA firm

Performed auditing, tax and special projects in industries such as utilities, savings and loan, manufacturing, retail, construction, real estate, insurance, banking and not-for-profit.

Education:

University of Kansas - B.S. Business Administration with a Major in Accounting, 1978.

Affiliations:

- Member - American Institute of CPAs (AICPA)
- Member - Kansas Society of CPAs (KSCPA)

Recent Case Summaries with Link/Citation to Cases with Related Testimony:

Ostrander Consulting is providing a detailed description of four sample engagements that it has conducted within the last four years (along with a summary list of some other engagements), including a website link/citation to the three rate cases conducted for state regulatory agencies (the Fair Trading Commission of Barbados required a Confidential Report, but it did issue a related Order regarding this matter, and that Order will be cited).

2020 – Washington Gas Light Company – Before the Public Service Commission of the District of Columbia – Formal Case No. 1163:

Mr. Ostrander, on behalf of the Office of the People’s Counsel for the District of Columbia (OPC), performed a comprehensive review of the rate case filing and related adjustments of Washington Gas Light (WGL), including a review of complicated adjustments and policy issues related to the Cost Allocation Manual (CAM), merger, business process outsourcing, and net operating loss tax issues. Mr. Ostrander filed direct testimony on August 14, 2020, consisting of 179 pages. The Commission accepted a Settlement in this proceeding, of which the OPC was a signatory.

Some of the primary issues addressed, included:

- ✓ CAM – Review of the Cost Allocation Manual allocation policies and underlying affiliate transactions and calculations. Mr. Ostrander proposed both rate case adjustments and policy recommendations regarding this matter.
- ✓ Merger – Review of the 2018 AltaGas and WGL Merger and its impact on the 2019 rate case, including compliance with numerous Commission merger requirement and how certain transactions were to be recorded. Mr. Ostrander proposed both rate case adjustments and policy recommendations regarding this matter.
- ✓ Business Process Outsourcing 2.0 – Review of WGL’s assignment of various business processes (originally outsourced to Accenture) to other third party outsourcing vendors, and take-back by WGL of some of these business processes. Mr. Ostrander proposed both rate case adjustments and policy recommendations regarding this matter.
- ✓ Net Operating Loss (NOL) Tax Issues - Mr. Ostrander reviewed the calculations and methodology for WGL’s NOL and its related NOL Tax Sharing Benefit agreement with affiliates, and he identified numerous concerns and proposed various policy recommendations.

- ✓ Outside Legal Costs – Mr. Ostrander identified numerous concerns with outside legal costs, including various costs that were improperly assigned to the D.C. jurisdiction.
- ✓ Other Rate Case Adjustments – Mr. Ostrander proposed various adjustments to other matters including CWIP, gas plant in service, overtime costs, software amortization, leak management/catastrophic costs, severance costs, settlement costs, short-term incentives, audit fees, uncollectibles, pensions, and other issues.

Citation:

<https://edocket.dcpssc.org/apis/api/filing/download?attachId=106442&guidFileName=fa9ae2bb-358b-4e8d-90ff-4acd3c26d029.pdf>

Client Contact:

Timothy Oberleiton, Esq.
Formerly Assistant People's Counsel
Office of the People's Counsel

Bhaveeta K. Mody, Attorney (Ms. Mody was Bion Ostrander's primary outside legal counsel contact on revenue requirement issues related to the rate case engagement for the D.C. Office of the People's Counsel in Formal Case No. 1162)
Duncan, Weinberg, Genzer & Pembroke
1667 K. Street NW, Suite 700
Washington, DC 20006
bkm@dwgp.com
Direct – (202) 791-3727
Company – (202) 467-6370

2019/2020 – Institutional Strengthening for Feed-In Tariff Setting – Fair Trading Commission of Barbados:

Mr. Ostrander, along with assistance from another sub-contractor, prepared a levelized cost of energy (“LCOE”) model for all feasible renewable energy technology options (solar centralized, solar distributed, wind on-shore, wind off-shore, waste-to-energy, biomass, and others) to assist the Barbados Fair Trading Commission (“FTC”) in setting feed-in tariffs for IPPs and the incumbent carrier Barbados Light & Power, along with evaluating options for auctions also. In addition, the potential impact of the LCOE upon end user customer rates was also evaluated and projected for the next ten years. The project forecasts feed-in tariff rates and customer impacts through at least the projected goal-date for 100% renewable energy in Barbados, of Year 2030.

Citation:

https://www.ftc.gov.bb/library/2019-09-16_commission_decision_final_FIT.pdf

https://www.ftc.gov.bb/library/sos/2017-05-31_sos_bwa_order.pdf

https://www.ftc.gov.bb/library/2020-09-29_commission_decision_blandp_feed-in-tariff_1-10MW.pdf

https://www.ftc.gov.bb/library/2020-09-29_commission_order_blandp_feed-in-tariff.pdf

Client Contact:

Marsha Atherley-Ikechi
Director of Utility Regulation
Fair Trading Commission – Barbados
Good Hope, Green Hill
St. Michael
BB12003
Barbados
mikechi@ftc.gov.bb
1-(246) 424-0260

2019 – Liberty Utilities – Before the New Hampshire Public Utilities Commission – DE 19-064: Mr. Ostrander, on behalf of the New Hampshire Office of the Consumer Advocate, reviewed the rate case of Liberty Utilities, along with all related adjustments. Mr. Ostrander filed direct testimony on December 6, 2019. This rate case was settled without a hearing.

Citation:

https://www.puc.nh.gov/Regulatory/Docketbk/2019/19-064/TESTIMONY/19-064_2019-12-06_OCA_TESTIMONY_OSTRANDER.PDF

https://www.puc.nh.gov/Regulatory/Docketbk/2019/19-064/TESTIMONY/19-064_2019-12-06_OCA_ATT_TESTIMONY_OSTRANDER.PDF

Client Contact:

Donald Mr. Kreis
Consumer Advocate
Office of the Consumer Advocate
21 S. Fruit Street, Suite 18
Concord, New Hampshire 03301
donald.kreis@oca.nh.gov
Phone: (603) 271-1174

2017 - Potomac Electric Power Company (Pepco) – Before the Public Service Commission of Maryland - Case No. 9418:

Mr. Ostrander, on behalf of the Commission Staff, pre-filed three sets of testimony and appeared as a witness, the testimony was filed on July 6, 2016, August 15, 2016, and September 1, 2016. The Commission's Order No. 87884 (November 2016) in Case No. 9418 adopted a final revenue requirement of \$52.5 million (within 10% of Ostrander's testimony), contrasted with Pepco's proposed rate increase of \$102.8 million.

In Case No. 9418, the Commission adopted a significant number of Ostrander-proposed adjustments (more than any other intervenor witness) in Order No. 87884 and Order No. 88177 (Reconsideration Order) including some of the following examples:

- ✓ Merger costs and savings - including the method that Ostrander proposed for the treatment of these amounts (Order #87884, pp. 58-61 & Order #88177, pp. 13-15).
- ✓ Removing 100% of Supplemental Retirement Exec. Costs - the first time that 100% removal was adopted by the Commission for this SERP issue (Order #87884, pp. 51-54).
- ✓ Amortiz. of tax compensation payment (Order # 87884, pp. 41-46 & Order #88177, pp. 15-16).
- ✓ Issues related to post-test period advanced metering infrastructure costs.
- ✓ Remove post-test period projected capital additions (Order #87884, pp. 33-36).
- ✓ Remove certain new billing system costs (Order #87884, pp. 61-62).
- ✓ Remove legacy billing system costs (Order #87884, pp. 63-64).
- ✓ Amortize overtime payroll expenses. (Order #87884, pp. 68-69).
- ✓ Remove outside legal expenses ((Order #87884, pp. 69-71 & Order #88177, pp. 19-20).
- ✓ The Commission also adopted components of other Ostrander adjustments.

Citation:

Links to Mr. Ostrander's public version of Direct Testimony and associated Exhibits, filed on July 6, 2016:

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_33\Final-OstranderPublicDirectTestimonywithfinalRev.Req.-CN9418.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_33\Final-OstranderRev.Req-Exh.BCO-1-CN9418f.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_33\Public1of3-OstranderExh.26 part1_DRseries8_10_15_17and18withPublicAttachments.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_33\Public2of3-OstranderExh.26_DRsets20_22_and24.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_33\Public3of3-OstranderExh.26DRsandAttach_OPDRs6-11_10-5_10-6_14-2_14-6_14-7.pdf

Links to Mr. Ostrander's public Rebuttal Testimony and associated Exhibits, filed on August 15, 2016:

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_47\OstranderRebuttalTestimonyFinal081516.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_47\9418OstranderRebTestCovljs081516.pdf

Links to Mr. Ostrander's Surrebuttal Testimony and associated Exhibits, filed on September 1, 2016:

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_55\9418-OstranderSurrebuttalFinal.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_55\9418-ExhibitBCO-26-DataRequestAttachments.pdf

https://webapp.psc.state.md.us/newIntranet/Casenum/NewIndex3_VOpenFile.cfm?filepath=//Coldfusion/Casenum/9400-9499/9418/Item_55\9418-OstranderSurr.ExhibitsBCO-1-StoBCO-25-S.pdf

Client Contact:

Jamie Smith
Director – Accounting Division
Maryland Public Service Commission Staff
Phone: (410) 767-8018
jamie.smith@maryland.gov

Summary of Other Major Cases from 2011 to Present:

2015/2017 – Audit/Review of Oklahoma Universal Service Fund – The Oklahoma Universal Service Fund (OUSF) and Public Utilities Division: Mr. Ostrander performed an operational audit of the OUSF and made recommendations consistent with best practices to enhance the efficiency, internal controls, and operations.

2015/2016 – Carbon Emery Telephone Company - Before the Public Service Commission of Utah – Dkt. No. 15-2302-01: Mr. Ostrander, on behalf of the Utah Office of Consumer Services, evaluated the impact of Carbon Emery’s request for increased Utah Universal Service Fund revenues, and reviewed earnings and the CAM.

2014/2015 – FairPoint Communications - Before the State of Maine Public Utilities Commission – Case No. 2013-00340: Mr. Ostrander, on behalf of the Office of the Maine Public Advocate, reviewed the CAM, revenues, expenses, income taxes, and rate base components and proposed appropriate adjustments regarding FairPoint’s proposed increase in local rates and proposed initial annual draw of \$66.9 million from the Maine Universal Service Fund.

2013/2014 - Bangor Gas Company LLC – Before the Maine Public Utilities Commission – Docket No. 2012-00598: Mr. Ostrander, on behalf of the Office of the Maine Public Advocate, addressed revenue requirement issues related to Bangor’s request for an extension of its Alternative Regulation Plan (ARP) and to determine if an ARP or traditional regulation is appropriate. Mr. Ostrander addresses issues related to the CAM, expenses, allocation of overheads from an affiliate entity, income tax expense, deferred taxes, the proper treatment of written down plant assets, rate base issues, treatment of the Loring pipeline and other policy issues. Mr. Ostrander proposed a revised ARP and performed a complete review of revenue requirements with appropriate adjustments.

2014 – Beehive Telephone Company - Before the Public Service Commission of Utah – Dkt. No. 14-051-01: Mr. Ostrander, on behalf of the Utah Office of Consumer Services, evaluated the impact of Beehive’s request for increased Utah Universal Service Fund revenues, and reviewed earnings and the CAM. Beehive withdrew its filing without prejudice based on negotiations involving Mr. Ostrander and other parties.

2013/2014 - Potomac Electric Power Company (Pepco) – Before the Public Service Commission of Maryland - Case 9336: Mr. Ostrander, on behalf of Montgomery County, pre-filed two sets of testimony and appeared as a witness. Mr. Ostrander was the only party to identify the significant increase in rate base from the prior case (and carried over to this case) due to the NOLC deferred tax issue. In addition, Mr. Ostrander also reviewed and addressed adjustments related to operating expenses and other rate base revenue requirement issues.

2013/2014 – Big Rivers Electric Corporation - Before the Public Service Commission of Kentucky – Case No. 2013-00199: Mr. Ostrander, on behalf of the Kentucky Attorney General’s Office of Rate Intervention, reviewed revenues, expenses, income taxes, and rate base components and proposed appropriate adjustments.

2013 – Atmos Energy Corporation – Before the Public Service Commission of Kentucky – Case No. 2013-00148: Mr. Ostrander, on behalf of the Kentucky Attorney General’s Office, reviewed revenues, expenses, income taxes, and rate base components and proposed appropriate adjustments.

2013 - Delmarva Power and Light Company (DPL) – Before the Public Service Commission of Maryland - Case 9317: Mr. Ostrander, on behalf of the Maryland Office of People’s Counsel, evaluated revenue requirements of DPL which resulted in a stipulated agreement among the parties. Mr. Ostrander reviewed the same significant NOLC deferred tax issue as in the previous Pepco Case No. 9311.

2013/2012 - Potomac Electric Power Company (Pepco) – Before the Public Service Commission of Maryland - Case 9311: Mr. Ostrander submitted pre-filed direct and surrebuttal testimony on behalf of Montgomery County (Baltimore) to address revenue requirement issues (related to rate base, operating expenses,

and taxes) and a proposed Grid Resiliency Charge Rider (to recover certain safety/reliability costs up-front and outside of a general rate case). Mr. Ostrander was the only party to identify the significant \$66 million increase in rate base proposed by Pepco via the Net Operating Loss Carryforward (NOLC) deferred tax issue.

Pepco's proposed rate increase of \$60.8 million was reduced to \$27.9 million by the Commission in Order No. 85724 (July 2013) in Case No. 9311, and this was close to the \$26.7 m revenue requirement proposed by Ostrander on behalf of Montgomery County.

In Case No. 9311, the Commission adopted a significant number of Ostrander-proposed adjustments in Order No. 85724 including some of the following examples:

- ✓ Net Operating Loss Carryforward (Order #85724, pp. 15-28 & Phase II Order #86711 dedicated entirely to the NOLC issue). Ostrander was the only witness to identify \$66 million of rate base additions related to the NOLC that were masked in the Accumulated Deferred Income Tax (ADIT) account. This was an issue of first impression never addressed by the Commission. Ostrander recommended that the Commission require Pepco to seek a Private Letter Ruling (PLR) on this issue from the IRS to ensure there would not be any normalization violations of the tax code regarding treatment of the NOLC in rate base. Ostrander was involved in the entire IRS PLR process, including the review of Pepco's PLR Application, participating in conference calls with the IRS, reviewing the IRS' preliminary findings, assessing the IRS' final PLR, and making sure that Pepco was compliant with the final PLR. The IRS initially disagreed with the majority of positions in Pepco's PLR Application but Pepco revised its Application, and ultimately Pepco was allowed to include most of the NOLC in rate base (except post-test period amounts). However, requiring Pepco to obtain a PLR did provide some benefit to ratepayers, including the requirement that Pepco calculate the NOLC in a certain manner so it could not manipulate the calculation from case to case to maximize the NOLC (Pepco cannot use a method that calculates the largest NOLC amounts), certain post-test period NOLC amounts cannot be included in rate base, and related adjustments for the return of this benefit to other affiliates per a tax sharing agreement help offset these costs in the rate case.
- ✓ Reduce overtime costs (Order #85724, pp. 54-56).
- ✓ Reduce rate case expense (Order #85724, pp.57-58).
- ✓ Reduce excess outside legal expenses (Order #85724, pp.63-64).
- ✓ Remove Accenture professional fees related to the provision of certain administrative functions (Order #85724, pp. 64-65).
- ✓ Remove costs of prior docket related to new generating facilities (Order #85724, pp. 65-66).
- ✓ Remove post-test period projected capital additions (Order #85724, pp. 12-14).

2013 - Big Rivers Electric Corporation General Rate Case (BREC) - Before the Kentucky Public Service Commission – Case No. 2012-00535: Mr. Ostrander, as part of a team of consultants, and on behalf of the Kentucky Attorney General's Office of Rate Intervention, addressed rate case issues related to problems and concerns with BREC's use of a fully forecasted test period and its forecasting model and the proper TIER coverage to use for this Company. In addition, he addressed problems with significant "base salary" increases exceeding 50% that BREC officers awarded themselves in prior years instead of implementing necessary maintenance programs, and the Company instead deferred these maintenance costs to the current rate case and seeks recovery. In addition, Mr. Ostrander addressed rate case expense and excessive outside legal and consulting fees.

2012 – Baltimore Gas and Electric Company (BGE) – Before the Public Service Commission of Maryland - Case 9299: Mr. Ostrander, on behalf of the Maryland Office of People’s Counsel, evaluated revenue requirement issues including significant projected plant additions related to reliability standards, payroll, merger costs and savings, incentive compensation, depreciation expense, benefits/OPEB, rate case expense, employee activity costs, taxes, injuries and damages, expenses incurred for complying with Commission’s service quality directive, tree trimming/vegetation management, and other expenses.

2012 – Potomac Electric Power Company (Pepco) – Before the Public Service Commission of Maryland - Case 9286: Mr. Ostrander, on behalf of the Maryland Office of People’s Counsel, reviewed most operating expense revenue requirement issues, including payroll, benefits/OPEB, deferred compensation, uncollectibles, rate case expense, taxes, injuries and damages, expenses incurred for complying with Commission’s service quality directive, tree trimming/vegetation management, and other expenses.

2012 – Delmarva Power and Light Company (DPL) – Before the Public Service Commission of Maryland - Case 9285: Mr. Ostrander reviewed most operating expense revenue requirement issues, including payroll, benefits/OPEB, deferred compensation, uncollectibles, rate case expense, taxes, injuries and damages, expenses incurred for complying with Commission’s service quality directive, tree trimming/vegetation management, and other expenses. Mr. Ostrander pre-filed testimony and appeared as a witness for the Maryland Office of People’s Counsel.

2012/2011 - PacifiCorp – Before the Washington Utilities and Transportation Commission - Docket UE-111190: Mr. Ostrander pre-filed testimony for certain revenue requirement issues including various accounting adjustments, payroll issues, “self-insurance” for transmission & distribution assets, management fees charged from Corporate to the regulated utility, and other matters for the Washington State Attorney General’s Office – Public Counsel Section. This matter was resolved via negotiation.

2011 - Washington Gas Light – Before the Public Service Commission of Maryland - Case 9267: Mr. Ostrander, on behalf of the Maryland Office of People’s Counsel, reviewed all revenue requirement issues including a detailed review of the complicated outsourcing arrangement with Accenture, long-term incentives, other payroll issues, research & development, pipeline assessment costs, various rate base additions, and other issues. Mr. Ostrander pre-filed three sets of testimony and appeared as a witness.

Please see a complete list of regulatory cases at Attachment 1 – List of Ostrander Regulatory Cases

References

Timothy Oberleiton, Esq.
Formerly Assistant People's Counsel
Office of the People's Counsel

Bhaveeta K. Mody, Attorney (Ms. Mody was Bion Ostrander's primary outside legal counsel contact on revenue requirement issues related to the rate case engagement for the D.C. Office of the People's Counsel in Formal Case No. 1162)

Duncan, Weinberg, Genzer & Pembroke
1667 K. Street NW, Suite 700
Washington, DC 20006

bkm@dwgp.com

Direct – (202) 791-3727

Company – (202) 467-6370

Donald Mr. Kreis
Consumer Advocate
Office of the Consumer Advocate
21 S. Fruit Street, Suite 18
Concord, New Hampshire 03301
donald.kreis@oca.nh.gov
(603) 271-1174

Jamie Smith
Director – Accounting Division
Maryland Public Service Commission Staff
jamie.smith@maryland.gov
410-767-8018

Annette B. Garofalo
Assistant Staff Counsel
Maryland Public Service Commission Staff
annette.garofalo@maryland.gov
410-767-8306

Lisa Brennan
Associate County Attorney
Montgomery County, Maryland
lisa.brennan@montgomerycountymd.gov
(240) 777-6745

Michele Beck

Director, Office of Consumer Services

State of Utah

160 East 300 South, 2nd Floor

Salt Lake City, Utah 84114

mbeck@utah.gov

(801) 530-6674

Mr. David Springe

Executive Director of NASUCA

Silver Spring, Maryland 20910

david.springe@nasuca.org

(785) 550-7606

Mr. Ostrander previously performed consulting work for Mr. Springe when he was the Consumer Counsel at the Citizens' Utility Ratepayer Board of Kansas ("CURB").

Section A.4: Personnel

Bion Ostrander will perform all work on all engagements, without the use of other subcontractors or professional assistance. Mr. Ostrander's CV was provided in the prior section.

Mr. Ostrander will be the project manager on all engagements.

Section A.5: Budget

Please see prior Sections A.1.e regarding the Price Proposal and related underlying costs and billing rate. Ostrander Consulting will work with the OPC on all engagements to best meet their related budget, scope of desired services, and the time-frame for providing deliverables.

Ostrander Consulting will perform all work on engagements, no other subcontractors will be used.

Attachment 1: List of Ostrander Regulatory Cases

Regulatory Cases - Bion C. Ostrander

Utility	State	Client/Agency	Docket/Case	Product	Summary of Issues
Delta Natural Gas Company	KY	Office of the Attorney General	Case No. 2021-00185	Testimony	Revenue requirement, affiliate charges, and other
Washington Gas Light Company	D.C.	Office of the People's Counsel	Formal Case 1162	Testimony	Revenue requirement, policy issues, CAM, and merger
Renewable Energy Plan	Barbados	Fair Trading Commission	N/A	Formal Report	Prepare leveled cost of electricity (LCOE) models to propose feed-in tariffs for all renewable energy options (solar cent. and distributed, wind on-shore, wind off-shore, WTE) and determine the potential impact on customer rates
Liberty Utilities	MD.	New Hampshire OCA	Docket No. DE 19-064	In progress	Revenue requirement
Washington Gas Light Company	MD.	Maryland Commission Staff	Case No. 9481	Testimony	Revenue requirement
Potomac Electric Power Co.	MD.	Maryland Commission Staff	Case No. 9418	Testimony	Revenue requirement, rate base and operating expenses
None - operational audit	OK	Oklahoma Commission Staff	No docket	Report	Operational audit of Oklahoma Universal Service Fund
Carbon Emery Tel. Co.	UT.	Utah Office of Consumer Services	Dkt. No. 15-2302-01	Testimony	Revenue requirement/CAM
Emery Tel. Co.	UT.	Utah Office of Consumer Services	Dkt. No. 15-042-01	Testimony	Revenue requirement/CAM - case settled
Strata Tel. Co.	UT.	Utah Office of Consumer Services	Dkt. No. 15-053-01	Testimony	Revenue requirement/CAM - case withdrawn
Beehive Tel. Co.	UT.	Utah Office of Consumer Services	Dkt. No. 14-051-01	Testimony	Revenue requirement/CAM
FairPoint Comm., Inc.	MN.	Maine Office of Public Advocate	2013-00340	Testimony	Revenue requirement/CAM and evaluate a new Alt. Reg.
Bangor Gas Company	MN.	Maine Office of Public Advocate	2012-00598	Testimony	Revenue requirement, rate base and operating expenses
Potomac Electric Power Co.	MD.	Montgomery County	Case No. 9336	Testimony	Request for Univ. Service Funding, revenue requirement/CAM
Hanksville Telecom, Inc.	Utah	Utah Office of Consumer Services	Dkt. No. 14-2303-01	Consultation	TIER rev. req., operating expenses, payroll and policy
Big Rivers Electric Corp.	KY	Kentucky Office of Attorney General	CN 2013-00199	Testimony	This rate case was filed while the prior rate case was still pending.
Atmos Energy Corp.	KY	Kentucky Office of Attorney General	CN 2013-00148	Testimony	Revenue requirement/rate case
Manti Telephone Company	UT.	Utah Office of Consumer Services	Dkt. No. 13-046-01	Consultation	Phase II issues, revenue requirement/CAM
Delmarva Power & Light Co.	MD.	Maryland Office of People's Counsel	Case No. 9317	Multiple testimonies	Revenue requirement, rate base, and operating expenses
Century Link	KS	Citizen's Utility Ratepayer Board	13-GIMT-473-MIS	Assist with negotiation	Review of price cap plan renewal and CAM
Generic	KS	Citizen's Utility Ratepayer Board	13-GIMT-597-GIT	Comments	Address Kansas Lifetime issues
Big Rivers Electric Corp.	KY	Kentucky Office of Attorney General	CN 2012-00535	Testimony	TIER rev. req., operating expenses, payroll and policy
Potomac Electric Power Co.	MD.	Montgomery County	Case No. 9311	Multiple testimonies	Revenue requirement, rate base and operating expenses
Cable & Wireless - Caribbean	Note 1	Eastern Caribbean Telecomm. Authority; not applicable		Report	Review EAM/CAM telecom cost study and evaluate profitability by service and revise EAM allocations
Baltimore Gas & Electric Co.	MD.	Maryland Office of People's Counsel	Case No. 9299	Multiple testimonies	Revenue requirement, rate base, and operating expenses
Annual Ks. USF review	KS	Citizen's Utility Ratepayer Board	13-GIMT-130-GIT	Review/monitor	Annual review of Ks. USF funding and assessment.
Manti Telephone Company	UT.	Utah Office of Consumer Services	Dkt. No. 08-046-01	Testimony	Mr. Ostrander has reviewed these filings for the past 1.5 years of the Ks. USF existence
Generic review	UT.	Utah Office of Consumer Services	No docket	Report	Revenue requirements/CAM and policy on universal service fund.
Potomac Electric Power Co.	MD.	Maryland Office of People's Counsel	Case No. 9286	Multiple testimonies	Review and assessment of Utah telephone companies
Delmarva Power & Light Co.	MD.	Maryland Office of People's Counsel	Case No. 9285	Multiple testimonies	Overall revenue requirement and operating expenses
Annual Ks. USF review	KS	Citizen's Utility Ratepayer Board	12-GIMT-168-GIT	Review/monitor	Overall revenue requirement and operating expenses
Telecom industry	KS	Citizen's Utility Ratepayer Board	12-GIMT-170-GIT	Comments and Reply Comments	Annual review of Ks. USF funding, assessment, policies
PacificCorp - Pacific Power	WA.	Washington Attorney General - Public Counsel Section	Dkt. UE-111190	Testimony	Address implications of FCC changes/policy regarding FCC, Broadband, FUSF policies and other upon changes to policy for Ks. USF and carriers
Washington Gas Light	MD.	Maryland Office of People's Counsel	Case No. 9267	Multiple testimonies	Rate case - rate base, revenues, expenses, affiliate transactions, MEHC affiliate management fee, outsourcing of services to Adecco,
Telecom industry	KS	Citizen's Utility Ratepayer Board	11-GIMT-420-GIT	Client advice/review	Rate case - rate base, revenues, expenses, affiliate transactions, complex issues regarding outsourcing of services to Adecco, compensation issues, other
Washington Elec. Coop.	Vt.	Vt. Dept. of Public Service	Dkt. No. 7691	No testimony	General proceeding to address changes in policy and review of cost studies/CAM to determine cost-based Ks. Univ. Service Fund support for price capped telcos.
				Draft testimony &	Rate case - rate base, revenues, expenses, affiliate

Regulatory Cases - Bion C. Ostrander

Telecom industry	KS	Citizen's Utility Ratepayer Board	11-GIMT-842-GIT	negotiate settlement Client advice/review	transactions, other matters. Method to identify and report prepaid wireless revenue for Ks. USF.
Cable & Wireless	Note 1	Eastern Caribbean Telecom. Authority (ECTEL)	There is no Docket No.	Reports & Consultation Papers	Review earnings, EAM/CAM, competition, cost studies, assessment of thopoty market, implement new price caps plan.
Pioneer Tel. Assoc.	KS	Citizen's Utility Ratepayer Board	Dkt. 11-PNRT-315-KSF	Review/monitor	Monitored this case regarding Pioneer's request for increased Ks. USF support, reviewed rate case issues and monitored settlement of issues.
Telecom industry	KS	Citizen's Utility Ratepayer Board	08-GIMT-1023-GIT	Testimony	Address Sprint's petition to reduce access charges of CenturyLink, statute issues, policy and calculations.
Rural Telecoms	KS	Citizen's Utility Ratepayer Board	10-GIMT-188-GIT	Review - no hearings held	Review update of rural telco update of intrastate access charges requires every 2 years by statute
Annual Ks. USF review	KS	Citizen's Utility Ratepayer Board	11-GIMT-201-GIT	Review/monitor	Annual review of Ks. USF funding, assessment, policies and carrier data
Telecom industry	Armenia	USAID and AED - Armenia assessment of Dept. of Public Services Armenia	not applicable	Report	Telecom sector strategic analysis - legal/regulatory assessment, human & institutional capacity, govt. plan for IT sector development, market structure, performance gaps, telecom law, and other universal service and compliance.
Kansas City Power & Light	KS	Citizen's Utility Ratepayer Board	09-KCPE-246-RTS	Review	How to treat common plant costs for CWIP for major upgrades to coal-fired energy plant
Annual Ks. USF review	KS	Citizen's Utility Ratepayer Board	09-GIMT-272-GIT	Review/monitor	Annual review of Ks. USF funding, assessment, policies and carrier data
Michigan - Verizon	MI	Michigan Attorney General	Dkt. 15210	Testimony	Address TSLRJIC & TELRIC cost studies of Verizon
Maryland - Verizon	MD	Maryland Office of People's Counsel	Case No. 9133	Testimony	Address price caps, competition, and service quality
Maryland - Verizon	MD	Maryland Office of People's Counsel	Case No. 9121	Open	Address expanded local calling for Verizon customers
Cable & Wireless	Note 2	Fair Trading Commission of Barbados	No docket	Consulting	Address C&W EAM/CAM costs/profits for regulated & deregulated services, and address 2nd price caps plan
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. No. 07-GIMT-1353	Comments	Address Lifeline hold harmless plan
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-SCCC-200-MIS	Consulting	Address on-going compliance of Embarg with requirements of spin-off stipulation
Annual Ks. USF review	KS	Citizen's Utility Ratepayer Board	08-GIMT-315-GIT	Review/monitor	Annual review of Ks. USF funding, assessment, policies and carrier data
Virginia - Verizon	VA.	CWA	PUC-2007-0008	Testimony	Competition/deregulation/detariffing
Embarg - Nevada	NV	BCP of Attorney General - Nevada	Dkt. 06-11016	Stipulated	Address UNEs and competition related to Embarg
Embarg - Nevada	NV	BCP of Attorney General - Nevada	Dkt. 06-11016	Consulting	Competition/deregulation/flexibility legislation
Embarg - Ks. & AT&T - Kansas	KS.	Citizen's Utility Ratepayers Board	Dkt. 07-GIMT-782-MIS	Stipulated	Address price cap factors and CAM
Verizon - Michigan	MI.	Citizen's Utility Ratepayers Board	Dkt. 07-GIMT-782-MIS	Stipulated	Address price cap factors for AT&T and CAM
Generic	KS.	Michigan Attorney General	Dkt. 15312	Consulting	Address reasonableness of Verizon local rates
AT&T	KS.	Citizen's Utility Ratepayer Board	Dkt. 08-GIMT-315-GIT	Consulting	12th Year assessment Ks. Universal Serv. Fund
Generic	KS.	Citizen's Utility Ratepayer Board	not docketed	Consulting	Assist with advice on 2007 legislative session
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-GIMT-332-GIT	Consulting	11th Year assessment Ks. Universal Serv. Fund
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-GIMT-446-GIT	Comments	10th Year assessment Ks. Universal Serv. Fund
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 07-SWBT-277-MIS	Consulting	Addressing requirements for ETCs
AT&T	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-GIMT-332-GIT	Consulting	AT&T/SWBT annual price cap filing
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-GIMT-332-GIT	Consulting	10th Year assessment Ks. Universal Serv. Fund
Generic	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-GIMT-390-GIT	Consulting	Ks. Univ. Service neutrality issues
Rural Tel. - Kansas	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-ERLT-963-COC	Stipulation	Rural Tel. purchase of exchanges from Embarg
Embarg - Kansas	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-SCCC-200-MIS	Consulting	Monitor dividends and EQ spin-off
Embarg - Kansas	KS.	Citizen's Utility Ratepayer Board	Dkt. 06-UTDT-962-COS	Stipulation	Embarg sale of exchanges to Rural. Tel.
Generic	KS.	Citizen's Utility Ratepayers Board	Dkt. 06-GIMT-943-GIT	Consulting	
Maine - Verizon	ME.	AARP	Dkt. 2805-155	Testimony	Yellow Pages, affiliate transactions, AFOR
Sprint - Nevada	NV.	Bureau of Consumer Protection	Dkt. 05-8032	Settlement	Sprint/Nextel change of control/LTD spin-off

Regulatory Cases - Bion C. Ostrander

Sprint - Kansas	KS.	Citizens' Utility Ratepayer Board	Dkt. 06-SCCC-200-MIS	In progress	Sprint/Nextel change of control/LTD spin-off
SWBT-Kansas	KS.	Citizens' Utility Ratepayer Board	Dkt. 05-SWBT-907-PDR	Consulting	SWBT application for deregulation
Sprint - Kansas	KS.	Citizens' Utility Ratepayer Board	06-UTDT-115-CCS	Stipulation	Sprint/United sale of exchanges to Twin Valley
Twin Valley - Kansas	KS.	Citizens' Utility Ratepayer Board	06-TWVT-116-COC	Stipulation	Sprint/United sale of exchanges to Twin Valley
Saudi Telecom		Saudi Arabia Communications & Information Technology Commission	No docket	Report	Report on Accounting Separation and recommendations for changes to CAM
SWBT-Ks.	KS.	Citizens' Utility Ratepayer Board	01-SWBT-1089-IAI	Comments	Address SWBT/Sage intercom. Agreement
Sprint/United & Blue Valley	KS.	Citizens' Utility Ratepayer Board	04-UTDT-781-CCS	Stipulation	Sale of exchanges from Sprint/United to Blue Valley Tel.
Generic	KS.	Citizens' Utility Ratepayer Board	04-BVTL-780-COC	Comments	Address lifetime payment policy
Generic	KS.	Citizens' Utility Ratepayer Board	04-GIMT-653-GIT	Comments	Policy on KUSF audits/tariff filings
Verizon, Bell South & Sprint	FL.	Florida Office of Public Counsel	Dockets 030867-TL, 030869-TL, 030961-TL	Testimony	Impact of access rate rebalancing, rate design, and universal service
SWBT-Ks.	Ks.	Citizens' Utility Ratepayer Board	98-SWBT-677-GIT	Testimony	SWBT's failure to comply with provision of DSL
Generic	KS.	Citizens' Utility Ratepayer Board	03-GIMT-932-GIT	Comments	Ks. Universal Service Fund policies
Kansas - generic	KS.	Citizens' Utility Ratepayer Board	03-GIMT-284-GIT	Testimony	Review KUSF assessment
Maryland Verizon	MD.	Maryland People's Counsel	Case No. 8918	Testimony	Review of earnings, price cap & deregulation issues.
Verizon Maine	ME.	Maine Office of Public Advoc.	2000-849	Testimony	Verizon's 271 filing
Ameritech	MI.	Michigan Attorney General	Case No. 12320	Comments	Ameritech's 271 filing
Verizon Vermont	VT.	Dept. of Public Service	Docket 6533	Testimony	Verizon's 271 filing
Sprint Nevada	NV.	Nevada Attorney General	Docket 01-12047	Testimony	Review of earnings, rate design and affiliate issues
Western/KP&L	KS.	Citizens' Utility Ratepayer Board	01-WSRE-436-PTS	Testimony	Review allocation of costs between regulated & nonregulated operations/CAM, review of aircraft logs, and analysis of compensation benefits.
Southern Ks.	KS.	Citizens' Utility Ratepayer Board	02-SNKT-1014-EAS	Testimony	Review of Southern Ks. EAS applic.
SWBT, Sprint/United	KS.	Citizens' Utility Ratepayer Board	02-GIMT-272-MIS	Testimony	Price cap formula of LECs
Gen. Invest.	KS.	Citizens' Utility Ratepayer Board	01-GIMT-082-GIT	Testimony	Access charges, afford. rates and misc.
Verizon	MI.	Michigan Attorney General	U-12682	Comments	Review earnings, CAM, universal service regarding Verizon's request to restructure basic local rates
Ks. Rural LECs	KS.	Citizens' Utility Ratepayer Board	02-GIMT-068-KSF	Testimony	Rural LECs KUSF, affordable rates & access
Ameritech	MI.	Michigan Attorney General	U-12622	Briefs	Review policy for use of shared transport for intraLATA toll traffic over AM's network
Generic	KS.	Citizens' Utility Ratepayer Board	00-GIMT-910-GIT	Comments	Methods to improve Lifeline
Ameritech	MI.	Michigan Attorney General	U-12598	Testimony	Evaluate Ameritech's service quality problems, service quality standards and customer credits to be paid to customers
Ameritech & Verizon	MI.	Michigan Attorney General	U-12528	Testimony	Evaluate earnings of Ameritech and Verizon in regards to expanded local calling and removal
Bell Atlantic	VT.	Vermont Department of Public Service	Docket No. 6167	Testimony	Addressing earnings of Bell Atlantic, CAM, rate design and alternative regulation plan
Sprint	NV.	Nevada Attorney General - Bureau of Consumer Protection	Docket No. 99-2024	Testimony	Address earnings of Sprint Nevada and related policy issues
Ameritech	MI.	Michigan Attorney General	U-12287	Testimony	Review of Ameritech's earnings and CAM in regards to addressing access charges and in-state EUCL
Verizon	MI.	Michigan Attorney General	U-12321	Testimony	Addressing access charges and in-state EUCL
Generic	KS.	Citizens' Utility Ratepayer Board	99-GIMT-326-GIT	Filed comments and testimony	Address generic universal service costing methods, adjustment of Kansas Universal Service Fund, geographic deaveraging, etc.
GTE	MI.	Michigan Attorney General	U-11759	Comments/ Testimony	Address GTE's request for intrastate PICC charge and address related cost study issues
Southwestern Bell Telephone	KS.	Citizens' Utility Ratepayer Board	98-SWBT-677-GIT	Testimony on Stipulation	Address SWBT's cost of local service, KUSF levels and policy issues, plus CAM review Universal Service Fund

Regulatory Cases - Bion C. Ostrander

ILECs Ameritech	MI. MI.	Michigan Attorney General Michigan Attorney General	U-11899 U-11660	Briefs Comments/ Testimony Testimony/ Comments	Address universal service fund for ILECs Address Ameritech's request for intrastate PICC charge and related cost study issues Performed the first audit of the KUSF, reviewing first two years of actual operations and third year projections, addressing cellular issues, excessive assessment and per line charges Address Ameritech cost studies for deaveraging issues Address increased Lifeline Support measures
Generic Investigation	KS.	Citizens' Utility Ratepayer Board	94-GIMT-478-GIT		
Ameritech UNEs Generic Investigation	MI. KS.	Michigan Attorney General Citizens' Utility Ratepayer Board	U-11635 96-LEGT-670-LEG	Comments briefs Comments	Address Ameritech cost studies for deaveraging issues Address increased Lifeline Support measures
Generic Investigation Ameritech	KS. MI.	Citizens' Utility Ratepayer Board Michigan Attorney General	194, 734-U U-11743	Comments Testimony	Address industry billing standards Address problems with Ameritech's position on intra-LATA dialing parity and 55% access discount and previous Court case Address problems with SWBT's price cap plan and various components/calculations Address SWBT's 271 application in Kansas and level of competition, Track A and B.
Southwestern Bell	KS.	Citizens' Utility Ratepayer Board	98-SWB7-380-MIS	Comments	Address Bellsouth and Hatfield cost studies for unbundled elements and policy issues Deregulation/detariffing of CLECs/LECs Review of cost study methodology of Hatfield, BCPM (Sprint) and Southwestern Bell for unbundled elements
Southwestern Bell	KS.	Citizens' Utility Ratepayer Board	97-SCCC-411-GIT	Testimony	Address proposed deregulation of AT&T, Sprint and U S WEST
Bellsouth	GA.	Georgia Public Service Commission	7061-U	Assistance on case	Comments supporting proposed rules for interconnection, dialing parity, pricing, privacy and other competition issues
Generic Investigation Generic Investigation	KS. KS.	Citizens' Utility Ratepayer Board Citizens' Utility Ratepayer Board	194,734-U 97-SCCC-149-GIT	Comments Testimony, along with comments	Address issues regarding non-cost basis of Kansas Universal Service Fund and problems with revenue neutrality and user charges Review retail/wholesale cost studies of Ameritech
AT&T, Sprint & U S WEST	ND.	North Dakota Public Service Comm.	PU-453-96-82 and PU-987-96-389	Case assistance	Review cost studies of GTE
Rulemaking info Interconnection & Unbundling SWBT/Generic	WY.	Wyoming Public Service Commission	Gen. Order No. 76	Comments	Assisted GPSC with various rulemakings on competition, universal service and conducted workshop for number portability Address SWBT retail cost study for local service, universal service fund, universal service policy issues, alternative regulation and other matters
Ameritech	KS.	Citizens' Utility Ratepayer Board	Cases before Ks. Court of Appeals & Supreme Court Case No. U-11155, U-11156 and U-11280 Case No. U-11207	Assistance Comments and assistance Comments and assistance	Provide presentations and analysis for Russian/Ukrainian executives in Moscow and Kansas Address USW's rate/price plan, competition issues, rate design for access charges, and CAM Address access charge plan for Kansas and related issues
GTE	MI.	Michigan Attorney General	Various dockets 190,492-U 94-GIMT-478-GIT	Testimony	Address competition issues, alternative regulation, universal service issues, costing methods and related issues
Generic Rulemakings	GA.	Georgia Public Service Commission		Assistance and analysis	
General Investigation into Competition General Presentation	KS.	Citizens' Utility Ratepayer Board		Testimony	
U S WEST	N/A	Russian/Ukrainian Regulatory Agency and Utilities Wyoming Consumer Advocate Staff	Misc. 70000-TR-95-238	Presentations/ analysis Testimony	
Generic Invest. into Access Charges General Investigation into Competition	WY. KS. KS.	Citizens' Utility Ratepayer Board Citizens' Utility Ratepayer Board Citizens' Utility Ratepayer Board	190,383-U 190,492-U 94-GIMT-478-GIT	Testimony, Suppl. and Rebuttal	

Regulatory Cases - Bion C. Ostrander

United Tel. of Kansas	KS.	Citizens' Utility Ratepayer Board	189-150-U	Testimony/ report	Review quality of service via show-cause and address service standards, modernization schedule and customer complaints
U S WEST	MN.	Minnesota Dept. of Public Service	P421/EI-89-860	Address revenue req. for alternative reg. plan for period 1990 - 1993	Key issues include management salaries, fringe benefits, short/long-term incentive compensation plans, work force reduction issues, space-utilization, Bellcore expenses, software expense, CAM, rent expense and affiliate transactions
Southwestern Bell Tel.	KS.	Citizens' Utility Ratepayer Board (CURE)	183,522-U	Testimony	FASB 106 and issues related to alternative rate plan
Michigan Northern States Power Company	MI.	Michigan Dept. of Attorney General	U-10138	Testimony	Intra-LATA equal access competition
U.S. WEST	N.D.	North Dakota Public Service Commission	PU-400-92-399	Oversight and Review	Compensation issues (salaries, wages and incentive compensation)
Southwestern Bell Telephone	MN.	Minnesota Dept. of Public Service	P421/DI-92-168	Formal report on various regulatory issues	Management salaries, fringe benefits, CAM, force reduction and costs, pensions, training, maintenance expense, leasing and affiliate relations
Southwestern Bell Telephone	KS.	Kansas Counties/Cities - Harvey, Douglas, Butler, Riley, Crawford, Dodge City, Jackson and Pottawatomie	92-SWBT-143-TAR	Comments	911 service issues - recurring and nonrecurring rates for trunk/circuit and ALI/ANI, data base unbundling, cost studies and dedicated/public provision
Michigan LECs and IXCs	MI.	Michigan Dept. of Attorney General	U-10063	Comments	Establishment of quality of service standards for LECs/IXCs
Michigan LECs and IXCs	MI.	Michigan Dept. of Attorney General	U-10064	Comments	Establishment of the procedures and format for the filing of tariffs
Southwestern Bell Telephone	KS.	City of Wichita - subcontracting with law firm of Woodard, Blylock Hernandez, Pilgreen & Roth	90-1342-C U.S. District Court for the District of Ks.	Affidavit	Lawsuit by City of Wichita vs. SWBT regarding violation of franchise agreement
U.S. WEST	AZ.	Arizona Corporation Commission	E-1051-91-004	Rate case subcontract	Toll/access revenues, income taxes and misc., plus CAM
Indiana Bell Telephone	IN.	Indiana Utility Consumer Counselor	Cause No. 39017	Rate case subcontract	Rate base, operations, affiliate transactions & misc.
Southwestern Bell Telephone	OK.	Oklahoma Attorney General	PUD 000662	Rate case subcontract	Royalty fee, affiliate transactions and misc.
JBN Telephone Co., Inc.	KS.	Kansas Corporation Commission	171,826-U	Rate case	Rate base, operations, capital structure acquisition issues and rate design
AT&T Comm. of the Southwest	KS.	Citizens' Utility Ratepayers Board	91-AT&T-90	Comments	Directory assistance rates and call allowances, costs studies and misc.
Kansas LECs and IXCs	KS.#	Kansas Corporation Commission	127,140-U	Testimony - witness	Generic investigation into access charges-access charge policy, rate design and revenue requirements
Kansas LECs and IXCs	KS. #	Kansas Corporation Commission	148,200-U	Formal recomm.	Initiated generic investigation into affiliated transactions and established policies
Kansas LECs and IXCs	KS. #	Kansas Corporation Commission	168,334-U	Formal recomm.	Initiated generic docket and established policies to implement Dual Party Relay Service for persons whom are hearing and speech impaired. The Center opened in 1990.
AT&T Comm. of the Southwest	KS. #	Kansas Corporation Commission	167,493-U	Testimony - Chief witness	Rate case/regulatory flexibility - Competition, policy, regulatory flexibility, rate design and CAM
Southwestern	KS. #	Kansas Corporation Commission	166,856-U	Testimony -	Rate case/regulatory flexibility -

Regulatory Cases - Bion C. Ostrander

Case Name	KS. #	Agency	Case Number	Role	Description
Bell Telephone				Chief witness	Rate base, operations, capital structure, CAM, rate design, policy, regulatory flexibility, affiliated transactions, modernization issues, depreciation and misc.
Pioneer Tel. Co.		Kansas Corporation Commission	\$9-PNRT-350-CON	Formal recomm. to Comm. Testimony - Chief witness	Promoted introduction of two-way interactive video services in rural areas by introduction of economic develop. rates
United Telephone Company		Kansas Corporation Commission	162,044-U	Testimony - Chief witness	Rate case - Yellow pages, royalty fee, rate base, CAM, operations, capital structure, rate design, policy, penalties, affiliated transactions revenue adjustments, misc.
United Telephone Long Distance Continental Tel. Co.		Office of the Consumers' Counsel Kansas Corporation Commission	86-2173-TP-ACE 157,053-U	Testimony Formal recomm. to Comm.	Royalty fee, Part X, affiliate transactions, cross-subsidization Reserve deficiency - settled reserve deficiency issue with protections for local ratepayers
Continental Tel. Co.		Kansas Corporation Commission	157,052-U	Formal recomm. to Comm.	Tax Reform Act - Reduced rates permanently and collected refunds
AT&T Comm. of the Southwest		Kansas Corporation Commission	156,655-U	Formal recomm. to Comm.	Tax Reform Act - Obtained rate reductions and rate refunds
Bell Telephone		Kansas Corporation Commission	156,655-U	Formal recomm. to Comm.	Tax Reform Act - Obtained rate refunds. Offset Comm. approved dollar shift to local rates from access charges with TRA savings to avoid increases in local rates
United Telephone Long Distance		Kansas Corporation Commission	154,728-U	Formal recomm. to Comm.	UTLD/United required to make a formal request for affiliate loan per statutes per findings in Docket 153,655-U
United Tel. Co.		Kansas Corporation Commission	154,610-U	Formal recomm. to Comm.	Reserve deficiency - set precedent requiring deficiencies resulting from uneconomic plant placement go below the line
United Tel. Co.		Kansas Corporation Commission	153,662-U	Formal recomm. to Comm.	Request by United to deregulate billing and collection is denied upon recommendation
United Tel. Long Distance		Kansas Corporation Commission	153,655-U	Testimony - Chief witness	Royalty fee, affiliate transactions, cross-subsidization and affiliate loans
Southwestern Bell Telephone		Kansas Corporation Commission	151,488-U	Formal recomm. to Comm.	Reserve deficiency - settled deficiency with protections for local ratepayers
Kansas Gas & Electric Company		Kansas Corporation Commission	142,098-U	Testimony - Chief witness	Company Regulatory Plan - Gross-of-tax/net-of-tax deferred carrying costs analysis, FAS 71 and 90 - impact on prudence disallowance and physical/economic excess capacity, life insurance financing and policy issues
Kansas Electric Power Coop. Inc.		Kansas Corporation Commission	151,191-U	Testimony - Chief witness	Rate case - deferred carrying charges, present value depreciation, FAS 71 implications, operations and misc.
United Tel. Co.		Kansas Corporation Commission	149,685-U	Motion - Chief auditor	Rate case - United withdrew rate case as a result of findings regarding significant overstatement of payroll expenses and understatement of lease revenues due from other affiliates
Kansas State Tel. Co. of Ks.		Kansas Corporation Commission	147,585-U	Testimony	Rate case - excess plant capacity, rate base, operations, capital structure and misc.
AT&T Comm. of the Southwest		Kansas Corporation Commission	145,718-U	Testimony	Rate case - rate base and operations

MICHAEL J. TULLY
TOWN ADMINISTRATOR

mtully@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

MINUTES OF PRIOR MEETINGS



1
2 **TOWN OF NORTH HAMPTON, NEW HAMPSHIRE**
3 **NORTH HAMPTON SELECT BOARD MEETING**

4 **OCTOBER 25, 2021 7:00 PM**

5 **NORTH HAMPTON TOWN HALL**

6 ***DRAFT MINUTES***
7

8 SELECT BOARD MEMBERS PRESENT: Chairman Jim Maggiore, Vice Chairman James Sununu, Selectman
9 Jonathan Pinette

10 ALSO PRESENT: Town Administrator Michael Tully, Fire Chief Jason Lajoie, Police Chief Kathryn Mone

11 **AGENDA**
12

13 Chairman Jim Maggiore welcomed everyone to the October 25, 2021 North Hampton Select Board
14 Meeting and called the meeting to order at 7:00 pm, followed by the Pledge of Allegiance.

15
16 Chairman Maggiore stated that Jonathan Pinette was running late.
17

18 **First Public Comment Session**

19 *For comments please call 603-758-1447; email jmaggiore@northhampton-nh.gov*
20

21 Susan Spencer of Chapel Road asked about the Town Complex and where they were in the process. She
22 suggested carefully considering each line item in the Budget instead of just upping the amounts and felt
23 there was a serious need for regionalization in Town. Chairman Maggiore said the Town Complex and
24 Budget were both agenda items for this evening.
25

26 Jonathan Pinette arrived at 7:05 pm.
27

28 **Consent Calendar**

29 3.1 Payroll Manifest of September 30, 2021 in the amount of \$75,990.87

30 3.2 Payroll Manifest of October 7, 2021 in the amount of \$282,209.16
31

32 ***Disclaimer –These minutes are prepared by the Recording Secretary within five (5) business days as required by***
33 ***NH RSA 91-A:2, II. They will not be finalized until approved by majority vote of the Select Board.***
34

35 ***A recording of the meeting can be found at: http://www.townhallstreams.com/towns/north_hampton_nh, and a***
36 ***DVD recording is available at the North Hampton Town Administrative Offices, 233 Atlantic Avenue, North***
37 ***Hampton, New Hampshire 03862.***

Select Board Regular Meeting
September 27, 2021

38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85

- 3.3 Payroll Manifest of October 14, 2021 in the amount of \$78,332.62
- 3.4 Payroll Manifest of October 21, 2021 in the amount of \$78,260.29
- 3.5 Accounts Payable Manifest of September 20, 2021 in the amount of \$1,147,176.67
- 3.6 Accounts Payable Manifest of October 14, 2021 in the amount of \$216,146.17

Motion: To approve the Consent Calendar Items 3.1 - 3.6 as presented.

Motioned: Vice-Chair Sununu

Seconded: Selectman Pinette

Vote: Motion approved by a vote of 3-0

Correspondence

4.1 Correspondence from Eversource – Brochure mailed from Eversource regarding tree pruning to keep power lines safe; consent of residents needed before work can be performed. Eversource does this yearly and notifies all residents who have the option to opt out.

4.2 Correspondence from Lisa Wilson, Conservation Commission Chair – The Oliver Brook Trail has been completed and signage ordered; bridge is a natural stone crossing.

Committee Updates

Chairman Maggiore said the *Heritage Commission* met last Thursday and discussed the War Monument in front of the Stone Building and possibility of moving it; the building is on the National Registry and the monument was part of that application, making it unproductive to pursue relocation. The *Water Commission* is an agenda item for this evening.

Vice-Chair Sununu said *Rails to Trails Committee* again had to reschedule; no update there. The *Budget Committee* will be starting its schedule of meetings every other week beginning Monday

Report of the Town Administrator

A copy of the Report of the Town Administrator will be attached to these minutes.

September 28 to October 22, 2021: Finance 70% of Budget remaining and 37 weeks; Town will present a year-end review and draft Budget to the Budget Committee on November 1, 2021; Building Committee approved Fire and Police square footage requests and approved preliminary plans from Ricci Construction; Consolidated Communications not required to enter a franchise agreement; Route 151/111 Intersection work progressing; phone system ordered and installation being planned by MD-Com & PCG; Philbrick Pond bid higher than what funding will allow and contractor hired to complete project this fall.

Items Left on the Table – None

NEW BUSINESS

8.1 Discussion of Proposed Town Fee Schedule

Chairman Maggiore said Travis Murray, Building Inspector/Code Enforcement Officer, has reviewed the Town fee schedule and proposed changes; proposal has to go to Public Hearing before a Board vote; some fees are set by statute/ordinances.

86 Town Administrator Tully said fees have not been updated since 2014; they were compared with other
87 towns and recommendations made; Ryan Cornwell ran some numbers and felt the Town was looking at
88 approximately \$40,000 in additional income with this fee structure; looking for Board to discuss and
89 determine whether or not to move forward with this project.

90

91 Vice-Chair Sununu said he had not had time to review the 5 pages of departmental fees but did want to
92 update the Fee Schedule and asked if questions could be compiled and submitted. Selectman Pinette said
93 there are a few things other towns do charge for that North Hampton does not and felt it should be
94 consistent with Hampton and abutting towns.

95

96 Mr. Tully asked that the Board take the next 2 weeks to review the document, forward any questions, and
97 have on the agenda for November 8, 2021; Public Hearing at end of November; Board will then decide on
98 when fees begin.

99

100 **8.2 Discussion of Municipal Buildings**

101 John Tuttle, Architect; John Ricci, Construction

102

103 Chairman Maggiore said a Building Committee was enjoined to advise the Select Board on modernization
104 of Municipal Buildings for Police, Fire, and Town Administration; made motions at last meeting regarding
105 renovations, asked Board to consider connecting Stone Building with existing library, and adopted square
106 footage and footprint of "proposed" Police/Fire Station. Information was forwarded to John Ricci,
107 Construction and John Tuttle, Architect; Board met with them and asked for a "proposed" plan; Board has
108 not yet voted on a plan. Vice-Chair Sununu said he would like to hear how they worked with the Building
109 Committee and came up with recommendations and guidance which steered them to this particular plan.

110

111 **Fire & Police Safety Building**

112 Mr. John Tuttle started with the Safety Complex and discussed the proposed overall floorplan and
113 elevations. Building is just under 16,000 sq ft first floor; second floor just at 8,700 sq ft with a 2,000 sq ft
114 mezzanine for storage; used dual vestibule approach to Police & Fire to share spaces. Mr. Tuttle said they
115 were asked to look at what it would take to separate Police and Fire and possibly put Police in the existing
116 library: would be a lot of duplication of spaces and it is best to combine in same facility.

117

118 Mr. Tuttle said the first floor is for Police and Fire offices more apt to be used by public with more non-
119 public spaces on second floor; both floors are fully ADA compliant with elevator; for vehicles and
120 equipment decided on a 4-Bay drive-through scenario due to turning radius; far end bay has reduced
121 ceiling height due to mezzanine above. Second floor has fitness rooms, EOC rooms, some storage, training
122 rooms, locker rooms and bunk rooms for Fire Department.

123

124 Mr. Tuttle said for the exterior some of the flat roofs seen in library were mimicked onto Fire Station
125 apparatus bay to tie together; clapboards and shakes used to maintain context with neighborhood; some
126 brick wainscotting around office portion of safety building; split base granite-look material along
127 wainscotting of fire apparatus bay; wrap-around porch draws eyes to Fire and Police and cornered entries.

128

129 Mr. John Ricci of Ricci Construction said they did look at Police going into the existing library but combining
130 safety in one facility saves a lot of space used by both departments and one floor for Town Offices seems
131 natural. Some pricing done and cost to renovate Fire Station a little more than to demolish and build new
132 with all the structural modifications; Building Committee voted to recommend new construction because

Select Board Regular Meeting
September 27, 2021

133 of safety. The Building is well-lit, plenty of space, and allows both departments to have the equipment
134 they need.

135

136 Susan Spencer asked if recommendations of past building committees were taken into consideration.
137 Vice-Chair Sununu said the first order of business when John Ricci and John Tuttle were selected was to
138 review the 18-20 years of reports done. Ms. Spencer said a Town of this size needs to look back at
139 affordability and look into sharing and regionalization and examine how we can do things differently.

140

141 Frank Ferraro of Post Road asked where vehicles and staff would be housed during demolition and
142 construction. Mr. Ricci said nothing definite has been decided; possibly use existing library to house some
143 staff and locate an area in North Hampton for temporary vehicle and equipment storage. Mr. Ferraro
144 asked how it was determined that building new would be less expensive without adding temporary costs.

145

146 Mr. Ricci said their cost analysis was based on comparing Fire Station new and Fire Station renovated, and
147 with Police and Town offices as well; have not settled on temporary, but believe we have options that will
148 satisfy everybody's needs. Vice-Chair Sununu said there are relocation costs under each scenario, and new
149 construction on a clean site will allow for faster completion. Chairman Maggiore said they are not yet at
150 point to get a tight number on temporary costs.

151

152 Lisa Gallagher asked the cost to build a 16,000 sq ft building. Mr. Ricci said they have not put a cost to this
153 yet because floor plans were just agreed upon and these are the first elevations that been done. He said
154 if Select Board were to agree to authorize us to move forward on pricing, could get costs in a week or
155 two. Ms. Gallagher asked about interior offices and space comparisons with other towns. Mr. Tuttle said
156 they received a list of areas required for Police and Fire to function and offices needed, and the spaces
157 are all in sync with what they were asking for; all are typically found in any other facility; it is extremely
158 appropriate for what Police and Fire need today. Chairman Maggiore said they also looked at other fire
159 stations for towns similar in size and at different construction methods, and said North Hampton has a
160 fulltime staff.

161

162 Fire Chief Jason Lajoie said the building does not close; 3 firefighters are on duty 24/7 with administrative
163 staff Monday through Friday; building constructed in 1968 for 1 fulltime firefighter; have hired 8 additional
164 firefighters so they could take over Ambulance Service. For regionalization they have Seacoast Fire Chiefs
165 Mutual Aid District of 42 towns that provide mutual aid to each other; have to stage strategically to
166 regionalize equipment; North Hampton currently has no space to store a "mutual" piece of equipment.

167

168 Chief Lajoie said they are planning 50 years ahead with this design and looked at what they have been
169 missing for 20-30 years. The Fire Station has been busier, which is not the number of fires but the number
170 of emergency calls. We are an "all-hazards" department; have 80,000-100,000 people passing through
171 the Town daily and are responsible for vehicles transporting hazardous materials and responsible for
172 people working in Town businesses.

173

174 Police Chief Mone said there are 12 fulltime Police Officers providing 24-hour coverage; have done over
175 200 arrests from DWI to felony; some offices shared by 3 different people doing 3 different tasks in a very
176 small room with phone calls; eat our meals and clean our guns in the same room; kitchen originally inside
177 men's locker room; no private areas to speak with victims or witnesses; no separation for juveniles which
178 is a federal law. Ms. Gallagher said there is no dispatch and calls go the Sheriff's Office. Chief Mone said
179 they have 1-2 persons working overnight and rely on other towns as officers are patrolling, and they do
180 not have the employees or a system in place for dispatch.

181

182 **Renovation of Old Library for Town Offices.**

183 Mr. Ricci said the structural assessment of the old library was done and inspection was favorable; building
184 in great condition; all services for Town Offices located on one floor to get in and out easily; best fit for
185 the building.

186

187 Mr. Tuttle said the goal was to create the same experience currently in Town Offices and keep as close to
188 original as possible for least impact; common core area for community to enter with two windows
189 providing all services; small addition to building needed on side closest to Town Hall of 2,000 sq ft for
190 additional storage and archiving. Town Administrator Tully explained that there are 2 windows: one for
191 Town Administration/Building & Planning, and a separate window for vehicle registration/Town Clerk
192 services, with possibility of a separate area for assessing.

193

194 Vice-Chair Sununu said the old library is a very constrained piece of property and felt they came up with
195 a very effective use of that space. He said there is separation of town offices and library to one end of
196 campus with Fire & Safety Building at the other providing separation of vehicles and pedestrians for safety,
197 with traffic flow taken into consideration. He said he liked the designs and elevations and felt confident
198 having them go ahead with costing this out.

199

200 Selectman Pinette agreed with Mr. Sununu's comments and said the bottom line is bringing everything
201 up to code in both buildings and making sure there is needed space. He said after going back and forth for
202 years it is time to move forward with some type of floor plan which will save the Town money in the long
203 run.

204

205 Chairman Maggiore said a vote of the Board tonight would be to allow Mr. Tuttle and Mr. Ricci to get cost
206 analysis for what this is going to be; does not lock us into a plan, have to have a Public Hearing.

207

208 Donna Etela asked the status of the connection of the old library to the Stone Building. Mr. Tuttle said at
209 the moment they were able to design without the need to connect the 2 buildings.

210

211 **Motion:** To approve this conceptual plan and ask Mr. Ricci and Mr. Tuttle to go forward and establish
212 cost information.

213 **Motioned:** Vice-Chair Sununu

214 **Seconded:** Selectman Pinette

215

216 Chairman Maggiore said he received calls over the weekend from people accusing the Board of dereliction
217 of duty for ignoring possibilities of Grant opportunities. He said this is not remotely true and the Board
218 will be pursuing all grant opportunities as they move forward; North Hampton also does not qualify as a
219 low-income community or lack resources to fund the project, and certain grants will not be available.

220

221 **Vote:** Motion approved by a vote of 3-0

222

223 **8.3 Consideration of Aquarion Water Rate Case Consultant**

224 Chairman Maggiore said the Water Commission is moving ahead as an intervener in the rate case which
225 will happen within the next 12-18 months. PUC and the Water Commission voted unanimously to hire an
226 expert in water rates and rate cases, Bion C. Ostrander, with cost of hiring to be split 60/40 with Hampton.
227 There will not be a claw-back of rates but will use that data to establish the Town's standing in this case;
228 could be a \$300,000 to \$1 Mil discrepancy between what Aquarion would like to see and where Mr.

229 Ostrander thinks the fair number should be; funding from Water Commission Capital Reserve Fund with
230 Select Board approval for difference.

231

232 Town Administrator Tully said the Water Commission has approximately \$7,500 in their CRF; 40% of
233 \$20,000 with cushion for extra costs would mean an additional \$2,500 to cover cost for Water Commission
234 to go forward.

235

236 Selectman Pinette said regarding the 60/40 split with Hampton, he is under the impression Hampton's
237 water use far exceeds 60% of total volume between the 2 towns and asked if 40% was accurate. Vice-
238 Chair Sununu said he had the same question and said population is 14,000:4,000. Selectman Pinette said
239 10% more is a 50:50 split and guessed 60:20 as more accurate. Town Administrator Tully said they have a
240 history of using 60:40 with Aquarion but did not know how it originated. Chairman Maggiore said he would
241 definitely ask the question.

242

243 Selectman Pinette said even with 60:20 that would not account for all the private wells in Town. He said
244 take the population and subtract all the private wells and it might be closer to 10% for North Hampton.
245 Vice-Chair Sununu said he would like to know more about how 60:40 was arrived at before money is
246 appropriated. Board needs to make sure the rate is correct as well as the language in the rate
247 determination; a mechanism should be built in so excess Aquarion profits can be recouped.

248

249 Town Administrator Tully said the Water Commission has already expended their \$7,500 and were told
250 not to overspend that amount.

251

252 **8.4 Discussion of Town Hall Safety Inspection**

253 The Heritage Commission made a motion to have the Fire Department inspect Town Hall for possible
254 violations or hazards, and deficiencies were found which must be fixed. Vice-Chair Sununu agreed there
255 are safety issues and deficiencies not up to code, plan and budget needed to address them.

256

257 Town Administrator Tully said the costs are not currently budgeted for, would probably come out of
258 Building Capital Reserve Fund, and some will be done as separate projects. Town Administrator Tully said
259 said he needed consensus to move forward, split projects for costs, and bring back to Board for a vote.
260 The Select Board agreed by consensus for Town Administrator Tully to move forward.

261

262 **8.5 Discussion of Proposed FY2023 Budget**

263 Chairman Maggiore said Department Heads met with Town Administration and came up with a draft
264 Budget presented to the Select Board for review; Board met, and after consideration and some
265 adjustments, voted unanimously to approve a Budget of \$7,639,737; total is without the Library Budget
266 which will be presented directly to the Budget Committee; Board voted out Town's portion of the
267 Operating Budget.

268

269 Vice-Chair Sununu said he appreciated the work by department heads to come up with cost savings,
270 keeping the overall increase to a reasonable amount. Selectman Pinette said he thought they were
271 forwarding a very responsible budget to the Budget Committee and said the Social Services line item was
272 removed and would be put out as a Warrant Article.

273

274 Vice-Chair Sununu said Budget Books for Town and School will be delivered to Budget Committee
275 members later this week, as well as Library Budget. Budget Committee reviews last year's budget closed
276 out June 30, 2021 and a Default Budget (Select Board sets Town and School Board sets School District) for

Select Board Regular Meeting
September 27, 2021

277 next year which is last year's budget adjusted only by specific contractual obligations. Budget Committee
278 has 2 full sessions for each budget (Town and School) and goes through Budget Books in detail. Becomes
279 Budget Committee's budget and they put forth a final number making adjustments to the bottom line;
280 numbers go to Deliberative Session in February and Ballot in March.

281

282 **APPROVAL OF MEETING MINUTES**

283

284 **Approval of the Regular Meeting Minutes of September 27, 2021**

285 **Motion:** To approve the Regular Meeting Minutes of September 27, 2021 as presented.

286 **Motioned:** Selectman Pinette

287 **Seconded:** Vice-Chair Sununu

288 **Vote:** Motion approved by a vote of 3-0

289

290 **Approval of the Budget Workshop Minutes of October 4, 2021**

291 **Approval of the Non-Public Meeting Minutes of October 7, 2021**

292 **Approval of the Non-Public Meeting Minutes of October 14, 2021**

293 **Approval of the Budget Workshop Minutes of October 21, 2021**

294 **Motion:** To approve the Budget Workshop Minutes of October 4, 2021, Non-Public Meeting Minutes of
295 October 7, 2021, Non-Public Meeting Minutes of October 14, 2021, and Budget Workshop Minutes of
296 October 21, 2021 as presented.

297 **Motioned:** Vice-Chair Sununu

298 **Seconded:** Selectman Pinette

299 **Vote:** Motion approved by a vote of 3-0

300

301 **Any Other Item that may legally come before the Board**

302

303 **Second Public Comment Session**

304 *For comments please call 603-758-1447; or email imaggiore@northhampton-nh.gov*

305

306 Donna Etela, Heritage Commission Chair, said one of the main concerns in this building are the wires under
307 carpets, a potential trip hazard.

308

309 Channel 22 Directors John Savastano said Broadcast and Telecommunications industry has changed
310 dramatically; a group of municipal professionals met with Building Inspector and mapped out a plan for
311 changes and recommendations in this building; Building Inspector has the plan which includes moving
312 98% of cables: some will stay, some moved under the floor, with flat-level plugs added for computers or
313 other devices.

314

315 **Next Regular Meeting:** November 8, 2021

316 **Adjournment**

317

318 Chairman Maggiore adjourned the meeting at 9:03 pm.

319

320 Respectfully submitted,

321 Patricia Denmark, Recording Secretary

322