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2 **TOWN OF NORTH HAMPTON, NEW HAMPSHIRE**
3 **NORTH HAMPTON SELECT BOARD/**
4 **LIBRARY TRUSTEES JOINT MEETING**

5 **APRIL 26, 2021 7:00 PM**

6 **NORTH HAMPTON TOWN HALL**

7 ***DRAFT MINUTES***
8

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

11 ALSO PRESENT: Town Administrator Michael Tully, Deputy Fire Chief Mark Cook, Recreation Director Joe
12 Manzi, Deputy Police Chief Frank Daly, Conservation Commission Lisa Wilson, Forest Technician Nate
13 Corbran, School Business Administrator Matt Ferreira

14 **AGENDA**
15

16 Chairman Jim Maggiore welcomed everyone to the April 26, 2021 North Hampton Select Board Meeting
17 and called the meeting to order at 7:03 pm, followed by the Pledge of Allegiance.
18

19 Chairman Maggiore said they were coming from Non-Public with no decisions made and no votes taken.

20 **Motion:** To seal the Meeting Minutes of the Non-Public Session of April 26, 2021.

21 **Motioned:** Vice-Chair Sununu

22 **Seconded:** Selectman Pinette

23 **Vote:** Motion approved by a vote of 3-0
24

25 **First Public Comment Session**

26 *In order to assure the public has the ability to comment and share ideas during the Public Comment portion of the*
27 *meeting we have arranged the ability to include live phone calls and email during the meeting:*
28

29 *Call 603-758-1447; email jmaggiore@northhampton-nh.gov*
30

31 No Public Comments
32

33 ***Disclaimer –These minutes are prepared by the Recording Secretary within five (5) business days as required by***
34 ***NH RSA 91-A:2, II. They will not be finalized until approved by majority vote of the Select Board.***
35

36 ***A recording of the meeting can be found at: http://www.townhallstreams.com/towns/north_hampton_nh, and a***
37 ***DVD recording is available at the North Hampton Town Administrative Offices, 233 Atlantic Avenue, North***
38 ***Hampton, New Hampshire 03862.***
39

40 **Consent Calendar**

- 41 5.1 Payroll Manifest of April 15, 2021 in the amount of \$76,885.88
- 42 5.2 Payroll Manifest of April 22, 2021 in the amount of \$79,904.45
- 43 5.3 Accounts Payable Manifest of April 15, 2021 in the amount of \$112,040.07
- 44 5.4 Veterans Exemption
- 45 5.5 Elderly Exemption
- 46 5.6 Cemetery Deed
- 47 5.7 Intents to Cut Wood or Timber
- 48 5.8 Tax Abatements

49
50 **Motion:** To approve the Consent Calendar as presented

51 **Motioned:** Vice-Chair Sununu

52 **Seconded:** Selectman Pinette

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

54

55 **Correspondence**

56 *Copies of all Correspondence will be attached to these minutes.*

57

58 *Correspondence from Tim Harned, April 12, 2021*

59 Chairman Maggiore read the correspondence from Mr. Harned in full regarding the proposed timber
60 harvest on town-owned land and questioning whether it is in the best interest of the Town and what the
61 impact of a tree harvest will have on the biodiversity and overall health of the land.

62

63 **Committee Updates**

64

65 Selectman Pinette said the *Economic Development Committee* has not met and the next meeting is
66 scheduled for May 5, 2021.

67

68 Chairman Maggiore said the *Heritage Commission* has a *Sub-Committee* to discuss a walkway in front of
69 the Stone Building and there is the potential for the Select Board to waive the policy of getting 3 quotes
70 for work done as they are working cooperatively with Library contractors and with DOT. Town
71 Administrator Tully said it would save money not having to call in another contractor to do the curb cut.

72

73 Chairman Maggiore said the *Water Commission* has not met and is continuing to work on legal issues.

74

75 Vice-Chair Sununu said the *Budget Committee* met last week and appointed 2 new members: Andrew
76 Raucci and Chuck Gallant and discussed topics that may come up during budgeting sessions.

77

78 **Public Hearing**

79

80 **8.1** To Consider the unanticipated Revenue in the Amount of \$6,269.05 Awarded to the North Hampton
81 Fire Department for a Thermal Imaging Camera and Accessories

82

83 Deputy Fire Chief Mark Cook said the Fire Department has received a grant from Fire House Subs Public
84 Safety Foundation to replace an aging thermal imaging camera with state-of-the-art equipment which will
85 enhance their capabilities.

86

87 Chairman Maggiore opened the first Public Hearing at 7:23 pm to consider accepting funds from the Grant.

88
89 **Motion:** To accept the unanticipated revenue in the amount of \$6,269.05 for purpose of a Thermal
90 Imaging Camera and accessories for the North Hampton Fire Department.

91 **Motioned:** Vice-Chair Sununu

92 **Seconded:** Selectman Pinette

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

94

95 As there were no public comments Chairman Maggiore closed the Public Hearing at 7:25 pm.

96

97 **8.2** To Consider the Acceptance of Unanticipated Revenue in the Amount of \$25,196 from the
98 Department of Natural and Cultural Resources Bureau of Trails Recreational Trails Program for the
99 Conservation Commission

100

101 Lisa Wilson, Chair of the Conservation Commission, said the Commission was pleased to receive this grant
102 of \$25,196 with work to be completed in fall of 2021. The project was vetted by the New Hampshire
103 Heritage Commission and received an historic review; the Trail will provide a recreational opportunity for
104 the community and the public.

105

106 Chairman Maggiore opened the second Public Hearing at 7:27 pm to consider accepting funds from the
107 Recreational Trails Program Grant.

108

109 As there were no public comments Chairman Maggiore closed the second Public Hearing at 7:28 pm.

110

111 **Motion:** To accept the unanticipated revenue in the amount of \$25,196 from the Department of Natural
112 and Cultural Resources Bureau of Trails Recreational Trails Program for the Conservation Commission.

113 **Motioned:** Vice-Chair Sununu

114 **Seconded:** Selectman Pinette

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

116

117 **Report of the Town Administrator**

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

119

120 Report from April 10 to April 23, 2021: Town Administrator Tully said 20% of the Budget remains with 10
121 weeks remaining in the fiscal year; Fire Department has become a Paramedic Preceptor Site; Library
122 working on details with Walkway Committee; Town Offices creating skeleton schedule for a design phase
123 timeline; 7 monitor wells drilled on Town property for PFAS investigation; new phone system by beginning
124 of June; Philbrick Pond Project moving forward with DES permits and goal of completing Phase I this fall.

125

126 Chairman Maggiore said the *Heritage Commission* participated in a walk-through at the Library and
127 discussed the stone wall in front of the property relative to the new curb cut. Vice-Chair Sununu said once
128 they come up with a plan, the cutoff for the walkway near the Stone Building will be clear.

129

130 **Items Left on the Table**

131

132 **NEW BUSINESS**

133

134 **11.1 Discussion of Intent to Cut Wood or Timber at North Hampton School**

135 Chairman Maggiore said last year the Select Board received an “intent to cut” wood harvest on Town-
136 owned School property and had 30 days to act which raised questions on the degree of scrutiny needed
137 on public land considering biodiversity and impact on Wetlands. The Select Board made several attempts
138 to get more information and did not approve the timber cut which expired with no action taken.

139
140 Nate Corbran, Forest Technician for Sweet Logging, said he will be in charge of multiple selective timber
141 harvests in the Town for long-term management. He said the harvest at the Elementary School will not be
142 a heavy cut and there will be no cutting in the Wetlands with the goal to improve forest health and make
143 future harvests possible. He said they will be taking out low-grade product and leaving all saw logs and
144 stumps on the on the 85-acre property. From an educational aspect he has offered his time to meet and
145 speak with students and perhaps do a walk-through.

146
147 Questions: Vice-Chair Sununu said he reviewed a scope of work done last year by Mr. Corbran; more
148 information was requested and provided identifying the different stands in there, kinds of trees, and how
149 the forest would look before and after. He said it seemed beneficial if Mr. Corbran could come in and talk
150 to students about forest management and said he was still in favor of going forward with this though he
151 understood the concerns about biodiversity.

152
153 Selectman Pinette asked about selective cutting with regard to stumps and clearing of the ground. Mr.
154 Corbran said no stumps would be removed and each tree would be excavated and laid down to be pulled
155 out to a landing area. After harvest all roads are flattened, and problem areas fixed. Chairman Maggiore
156 said DES needs to be involved in Wetlands issues and asked if Mr. Corbran had filed for a Forestry Statutory
157 Permit by Notification, which he had.

158
159 School Business Administrator Matt Ferreira said he has been involved in this proposed project for over a
160 year and there had been 2 prior harvests in that area. It was approved by the School Board after a
161 presentation by Mr. Corbran and shifted to the purview of the Town. The School is still involved for student
162 safety and the timing of the project. He said this project was overdue for forest health and includes
163 improving the trail and removing hazards to ensure student safety from a liability standpoint.

164
165 Chairman Maggiore opened the hearing to public comment.

166
167 Lisa Wilson said the Conservation Commission is concerned with work conducted in the Wetlands and
168 asked if there was a need to cross the Little River. Mr. Corbran said they will need to cross the Little River
169 as well as other streams. Ms. Wilson asked what DES recommends for protection of the vernal pool, and
170 Mr. Corbran said they would not cut within 50 feet of the pool.

171
172 Ms. Wilson asked about the report from the New Hampshire Heritage Bureau, and. Mr. Corbran said they
173 did not report any rare occurrences. Ms. Wilson said a preliminary done last week showed there were
174 rare occurrences. She said in 2016 that area was designated by NOAH as a priority protection area for
175 flood attenuation and pollution control. Chairman Maggiore read the letter from Ms. Wilson in full.

176
177 The letter stated that NH DES Forestry Statutory Permit by Notification (SPN) for timber cutting or logging
178 requires that the applicant determine whether the area is located in a Primary Resource Area, and the
179 Conservation Commission recommends the Select Board withhold approval of any future application until
180 projects are reviewed by the Commission. The 85-acre area includes a section of Little River and sensitive
181 Wetlands and is considered a priority resource area as defined by DES and in a protection priority area for
182 water quality protection.

183
184 Phil Wilson of 9 Runnymede Drive asked Mr. Corbran what he was going to do about the “slash” and if he
185 would smooth any roads or trails damaged. Mr. Corbran said they are a whole tree operation; the tree is
186 cut, laid on hitches and the entire tree is dragged out; any debris over 4 inches in diameter will be picked
187 up and “slash” will be mostly fine woody debris.

188
189 Tim Harned of Lovering Road said he is concerned about biodiversity, and the School has the opportunity
190 for promoting biodiversity and everything that goes on in the forest for educational purposes. He said the
191 Town should determine what they are trying to get out of the land to make it the most useful from an
192 educational standpoint and said leaving the forest as it is gives the most in terms of biodiversity. He added
193 that the Town has a Wetlands Conservation District which limits the number of trees to be cut in Wetlands
194 and surrounding buffer areas and those ordinances are in place. He said the Select Board is setting the
195 ground rules for how this property is going to be logged and can put forward constraints. He said he would
196 like to see a plan made for this property and then contact UNH Cooperative Extension for advice on how
197 to best accomplish that plan.

198
199 Mr. Harned asked in what season the harvest would be done, and Mr. Corbran said he planned a winter
200 harvest for the best impact but with the school it would need to be when students were not there for
201 safety reasons. He said it would take about a month and the entire harvest about 3 months. Town
202 Administrator Tully said the Board does not yet have the application from Mr. Corbran but will review all
203 information and comments and act when it is received.

204
205 Chairman Maggiore called for a short break in the meeting.

206
207 **11.2 Discussion and Approval of Irrigation at Dearborn Park**

208 Recreation Director Joe Manzi said one of their goals for this year is to get irrigation at Dearborn Park to
209 make improvements to the ball field. Two companies specced it out and gave prices: Rainscape Lawn
210 Sprinkler Systems quoted \$7,820 based on 65 heads and Waterboy Irrigation, LLC. quoted \$9,650 based
211 on 78 heads. Both companies made sure the water supply there was adequate for the project. Money for
212 the project would be from the Recreation Revolving Account.

213
214 **Motion:** To approve the recommendation of Rainscape to install a sprinkler system at Dearborn Park in
215 the amount of \$7,820 from the Recreation Revolving Account.

216 **Motioned:** Vice-Chair Sununu

217 **Seconded:** Selectman Pinette

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

219
220 **11.3 Discussion of Noise Ordinance**

221 Town Administrator Tully said they were looking at problems with construction noise outside normal
222 hours of operation by neighbors. This is a collaboration between the Building Department and the Police
223 Department to look at what we can do to create an ordinance that is enforceable and protects the serenity
224 of our neighborhoods and this is the document they came up with. He said this is not the Public Hearing
225 but a draft for the Select Board to make changes before it comes before the public.

226
227 Town Administrator Tully said Travis, Chief Mone, and Deputy Daly shared experiences with other
228 communities they have been in, did research, and put together what they believe gives us the best
229 protections going forward. Selectman Pinette asked about animals, specifically barking dogs.

230

231 Deputy Police Chief Frank Daly said there are specific State Statutes they would fall back on for barking
232 dogs and they would take action under State Law. Vice-Chair Sununu asked who should be contacts if
233 there are issues and Deputy Daly said call the Police and they can take action under this ordinance.
234 Chairman Maggiore asked Deputy Daly to summarize the ordinance for the public.

235
236 Deputy Daly said this basically outlines parameters between 9:00 pm and 7:00 am, and for any
237 construction creating a disturbance beyond those hours the Police would be able to arrive and take
238 enforcement action. Currently they have to fall back on Disorderly Conduct Statute. This allows officers to
239 deal with the incident as it is in front of them and issue a summons or warning. Beyond that it allows the
240 Building Inspector to issue permits and set the time parameters.

241
242 Mr. Harned said the complaint received by the Planning Board for construction was busting up ledge on a
243 week after week duration, even on weekends and he was not sure the time parameters set would alleviate
244 that problem. Deputy Daly said for Town projects the hours are 7:00 am to 7:00 pm. Selectman Pinette
245 asked about fireworks in the summer and Town Administrator Tully said the Town already has a Fireworks
246 Ordinance. Chairman Maggiore asked if a control can be put on the length of a project based on noise
247 level; Town Administrator Tully said currently there is no Noise Ordinance in place.

248
249 **11.4 Discussion of Economic Development Committee Charge**

250 Chairman Maggiore said the EDC was founded in 2013 with a specific charge and submitted a report this
251 last year to the Select Board which was forwarded to the Planning Board with the Ironwood report; EDC
252 now has 5 vacancies.

253
254 Vice-Chair Sununu said the charge from 2017 and the EDC Vision Statement of 2018 dovetails away from
255 the committee charge of the Village Center and the conceptual project was not a generally productive
256 exercise. He said he was not sure how EDC will move on from here before any evaluation from the
257 Planning Board and said the charge is still relevant as written, and he is not prepared to appoint anyone
258 to the EDC until they see the outcome of what the process yielded.

259
260 Selectman Pinette agreed with Mr. Sununu regarding the future of the EDC and waiting to hear from the
261 Planning Board. Vice-Chair Sununu said after the long process the committee vote was split and a minority
262 opinion was put forward with a different recommendation, and it is best to wait before appointing
263 members. Chairman Maggiore agreed as well.

264
265 **Motion:** That the Select Board suspend continuation of the Economic Development Committee as a Sub-
266 Committee pending response from the Planning Board from Ironwood submission they received.

267 **Motioned:** Vice-Chair Sununu

268 **Seconded:** Selectman Pinette

269
270 Town Administrator Tully said this leaves the EDC suspended until the Board takes further action. Vice-
271 Chair Sununu suggested tailoring the pending appointees with others that might offer a different range of
272 experience once the new charge is assigned to the EDC.

273
274 **Vote:** Motion approved by a vote of 3-0
275

276 **11.5 Appointments to Economic Development Committee**
277 *On hold until Select Board takes further action on the Committee.*

278

279 **11.6 Appointments to Conservation Commission**

280 Chairman Maggiore said the Chairman of the Conservation Commission submitted 2 names for
281 appointment as regular members: Andrew Vorkink and Audrey Prior.

282

283 **Motion:** To appoint Andrew Vorkink and Audrey Prior as members of the Conservation Commission for
284 3-year terms to expire in 2024.

285 **Motioned:** Vice-Chair Sununu

286 **Seconded:** Selectman Pinette

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

288

289 **11.7 Discussion of Letter to W/S Development**

290 Vice-Chair Sununu said this a draft letter from the Select Board to Dan Hester who works for W/S
291 Development, owners of Lafayette Crossing. Given their proximity to the Rail Trail they are willing to work
292 with the Town on a way to provide public access to the Rail Trail with any activity a benefit to their
293 businesses. Dan Hester recommended the Select Board send a formal letter to W/S Development
294 requesting collaboration.

295

296 The Select Board agreed by consensus to forward the letter to W/S Development.

297

298 **MINUTES OF PRIOR MEETINGS**

299

300 **Approval of the Regular Meeting Minutes of April 12, 2021**

301 **Motion:** To approve the Regular Meeting Minutes of April 12, 2021 as presented.

302 **Motioned:** Vice-Chair Sununu

303 **Seconded:** Selectman Pinette

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

305

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

307

308 **Second Public Comment Session**

309 *Call 603-758-1447; email jmaggiore@northhampton-nh.gov*

310

311 Phil Wilson said regarding the EDC decision, he would have said to dissolve EDC and reconstitute when
312 we are clearer about Planning Board issues, and for the Town to effectively pursue any approach to EDC
313 they need to get through the pandemic and more thoroughly understand the changes that will result.

314

315 **Next Regular Meeting:** May 10, 2021

316

317 **Adjournment**

318

319 Chairman Maggiore adjourned the meeting at 9:05 pm.

320

321 Respectfully submitted,

322

323 Patricia Denmark, Recording Secretary

324