



**TOWN OF NORTH HAMPTON, NEW HAMPSHIRE  
NORTH HAMPTON SELECT BOARD MEETING**

**January 11, 2021 7:00 PM**

***Approved January 25, 2021***

MEMBERS PRESENT: Vice Chairman James Sununu, Selectman Larry Miller  
VIA ZOOM: Chairman Jim Maggiore

ALSO PRESENT: Town Administrator Michael Tully, Town Moderator Bobbi Burns, Police Chief Kathryn Mone, Fire Chief Jason Lajoie

**AGENDA**

Vice-Chair James Sununu welcomed everyone to the January 11, 2021 Regular Select Board Meeting and called the meeting to order at 7:05 pm, followed by the Pledge of Allegiance.

Vice-Chair Sununu said the first of the Non-Public Meetings scheduled for this evening was cancelled and asked for a motion to seal the minutes of the other two sessions.

**Motion:** To seal the minutes of January 11, 2021 Non-Public Meeting Session II.

**Motioned:** Chairman Maggiore

**Seconded:** Selectman Miller

**Roll-Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**Motion:** To seal the minutes of January 11, 2021 Non-Public Meeting Session III.

**Motioned:** Selectman Miller

**Seconded:** Chairman Maggiore

**Roll-Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

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

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**A recording of the meeting can be found at: [http://www.townhallstreams.com/towns/north\\_hampton\\_nh](http://www.townhallstreams.com/towns/north_hampton_nh), and a DVD recording is available at the North Hampton Town Administrative Offices, 233 Atlantic Avenue, North Hampton, New Hampshire 03862.**

### **First Public Comment Session**

Phone: 603-758-1447; Email: [jmaggiore@northhampton-nh.gov](mailto:jmaggiore@northhampton-nh.gov)

No public comments.

### **Consent Calendar**

- 7.1 Payroll Manifest of December 30, 2020 in the amount of \$73,003.69
- 7.2 Payroll Manifest of January 7, 2021 in the amount of \$85,288.84
- 7.3 Accounts Payable Manifest of January 7, 2021 in the amount of \$227,865.79
- 7.4 Elderly Tax Deferral Application

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

**Motioned:** Selectman Miller

**Seconded:** Chairman Maggiore

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**Correspondence** – No Items

### **Committee Updates**

Selectman Miller said the *Economic Development Committee* has no scheduled meeting unless posted for February when Ironwood will come back. Town Administrator Tully said it was not yet posted but was being planned for the first week in February.

Chairman Maggiore said the *Heritage Commission* has not met since the last Select Board meeting nor has the *Water Commission*.

Selectman Miller said the *Budget Committee* has not met since the last Select Board meeting and the Public Hearing is scheduled for next week on January 19, 2021; Budget Committee will meet here with COVID distancing.

Vice-Chair Sununu said the *Rails to Trails Committee* has not met since the last meeting but will be meeting the first week of February.

### **Public Hearing**

Purpose of Public Hearing is to accept unanticipated revenue in the amount of \$10,258.89 from the CARES Act Fund for aid for the Primary and General Elections in 2020.

***NOTICE OF PUBLIC HEARING:*** North Hampton Select Board Notice is hereby given that in accordance with the requirements of RSA Chapter 31:95-b III (a) that a public hearing of the Select Board will be held on the 11<sup>th</sup> day of January 2021 at 7 pm at the North Hampton Town Hall located at 21 Atlantic Avenue, North Hampton, New Hampshire. The purpose of the hearing is to consider acceptance of the following

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*unanticipated revenues: Acceptance of funds in the amount of \$10,258.89 from the CARES Act Fund for aid for the Primary and General elections in 2020.*

Vice-Chair Sununu opened the Public Hearing to public comment.

Town Moderator Bobbi Burns said the State gave towns a flat rate for every absentee ballot over and above normal rates which covered all costs incurred. Selectman Miller asked if they would receive the funds in this fiscal year and could use them to purchase voting machines. Town Moderator Burns said the State has not yet approved the new machines but if approved this year the machines could be purchased.

Vice-Chair Sununu closed the Public Hearing at 7:14 pm.

**Motion:** To accept the funds in the amount of \$10,258.89 from the CARES Act Fund for aid for the Primary and General elections in 2020.

**Motioned:** Chairman Maggiore

**Seconded:** Selectman Miller

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

### **Report of the Town Administrator**

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

Report from December 29, 2020 through January 8, 2021 – Financial: 49% of Budget remaining with 25 weeks left in FY2021; Town Offices/Chevalier Building interviews with firms held January 7<sup>th</sup>, on agenda for next meeting; Recreation: Director Manzi adding programs held at recreation space with all expenses for December covered; Tentative agreement with International Association of Firefighters Local 3211; highway speed sign requested by Board was installed; Philbrick Pond: still waiting on language for maintenance.

Selectman Miller asked what needed to be done to make the State understand they were not going to maintain Philbrick Pond so they could get it done. Town Administrator Tully said he has tried many aspects and suggested they wait until they have the actual language in hand. Vice-Chair Sununu said COVID-19 vaccines have been made available to the Town's first responders.

Chairman Maggiore asked about the transition for the new Ambulance. Chief Jason Lajoie said the Ambulance is scheduled to be delivered January 22<sup>nd</sup> and some equipment from the existing Ambulance will be transferred. A preliminary date has been scheduled for State Inspection and they are working with the State on a provisional license. During the transition, a paramedic will be on duty, advanced life support equipment is already on the Fire Engine, and Hampton and Rye will be notified for possible backup hospital transport.

### **Items Left on the Table**

## **NEW BUSINESS**

### **13.1 Discussion of Deliberative Session**

Town Administrator Tully said Plan HB1129 came out regarding the ability to run a virtual meeting for Town Deliberative Session, but they have come up with a way to hold the session safely and it is scheduled for February 6, 2021.

Town Moderator Burns said they rejected using HB1129 and came up with a way to hold a traditional Deliberative Session and make accommodations for COVID-19. She said this year Deliberative Session will be held in the School gym and they are not anticipating as many people as last year. There will be 6-foot spacing between chairs, doors will be left open for air flow, voters check-in will be in the lobby, and masks are strongly recommended. The Governor's Emergency Order #74 mandating masks will expire at the end of January and is expected to be re-issued. There will be a special area for voters not wearing masks and the microphone will be sanitized between speakers.

Town Moderator Burns said New Hampshire Law does not allow virtual attendees to propose amendments or vote virtually; the Budget Committee and the Select Board can vote in their respective sessions but not in deliberative over a Zoom call. She recommended people be allowed to submit questions/comments via email; Warrants covering candidates running and Zoning Articles are moved to the end of the meeting. She said this Select Board meeting serves as the first-level communication; there is a contingency plan in place to moderate via Zoom if necessary or Judge Sharon DeVries will stand in; per RSA 44:4 they can postpone on a 72-hour basis until the following Saturday.

### **13.2 Discussion of Warrant Articles**

Vice-Chair Sununu said he would read the title of each article, the amount involved, and highlight the recommendations; *Warrant Articles not yet numbered.*

1. FY2022 Town Operating Budget of \$7,682,313 vs. Default Budget of \$7,774,158 should Warrant be rejected. Recommended by Select Board 3-0 and by Budget Committee 8-0.

2. Proposed Fire Collective Bargaining Agreement – not yet considered by Budget Committee or Select Board.

3. Lease Purchase of DPW Medium-Duty Truck in amount of \$90,000; first year's payment of \$18,000 raised through taxation; recommended by Select Board 3-0, not yet reviewed by Budget Committee.

4. Purchase of Automated Fingerprint Scanner for Police Department in amount of \$15,000; recommended by Select Board 3-0, not yet reviewed by Budget Committee.

5. Annual Road Resurfacing Article appropriating \$240,000 with \$30,000 from Municipal Transportation Improvement Fund and \$210,000 through taxation; recommended by Select Board 3-0, not yet reviewed by Budget Committee.

6. Paving at the Recycling Center in amount of \$33,000 through taxation; recommended by Select Board 3-0, not yet taken up by Budget Committee.

7. Contribution to Earned Time Settlement Capital Reserve Fund in amount of \$20,000 through taxation; recommended by Select Board 3-0, to be taken up by Budget Committee.

8. Contribution to Coakley Landfill Capital Reserve Fund in amount of \$75,000 through taxation; recommended by Select Board 3-0, not yet taken up by Budget Committee.

9. Establishment of a Town Land Environmental Remediation Capital Reserve Fund to raise and appropriate \$34,500 for said fund.

Town Administrator Tully said the \$34,500 is the cost for the firm to assist with the PFAS Investigation required by DES and is only for the study and not for any remediation required afterward. He said the Board needs to decide whether to support the Capital Reserve Account and the amount of money to put in it. Selectman Miller said this is an unknown situation and suggested funding from taxation rather than fund balance.

Chairman Maggiore said he was concerned that the Warrant might be defeated, and they would not have the funds to do it. Town Administrator Tully said per Finance Director Cornwell, you would not be saying “no” to the money but rather to the fund. Vice-Chair Sununu said this Warrant does not address the specific project we are doing but establishes a fund for the general purpose of environmental remediation funded through taxation; probably prudent to go forward with this for this year and hold until the results of the study and DES requirements

**Motion:** To approve the Warrant Article to establish the Town Land Environmental Remediation Capital Reserve Fund under provisions of RSA 35:1 for remediation to Town-owned land, costs related thereto, and to raise and appropriate through taxation the sum of \$34,500 for deposit into the Fund and to name Select Board as agents to expend from the fund and strike the last sentence.

**Motioned:** Vice-Chair Sununu

**Seconded:** Selectman Miller

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

### **13.3 Discussion of Tentative Agreement between the Town of North Hampton and the New Hampshire Professional Firefighters Local 3211**

Town Administrator Tully said the Town has been working since September to make sure a new Firefighter’s Contract is in place on July 1, 2021 and Mr. Maggiore was chosen by the Board to sit in on discussions. He said the idea behind the negotiations is to ensure Fire employees have a livable wage which is affordable to taxpayers. He said they negotiated a 3-year contract with a 2.5% increase each year. Current employees are paying 15% for Health Insurance with the Town paying 85%; in year 2 will go to 83%/17%, and year 3 to 82%/18%; were able to negotiate a progressive Health Insurance buyout program benefitting members who buy out with more savings to the Town.

Chairman Maggiore said the Contract was negotiated in good faith and is mutually beneficial with employees compensated appropriately and fairly and he supports the Warrant enthusiastically. Selectman Miller said the contract is tentative; Chairman Maggiore said yes, it is pending the Select Board vote tonight and the support of the Firefighter’s Union. Vice-Chair Sununu suggested 2 votes: (1) to approve the CBA agreement and (2) to approve actual language of Warrant.

**Motion:** To approve the Proposed Collective Bargaining Agreement between the Town of North Hampton and the International Firefighters Association Local 3211 as presented.

**Motioned:** Chairman Maggiore

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**Seconded:** Selectman Miller

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**Proposed Fire Department Collective Bargaining Agreement Warrant Article:**

*To see if the Town will vote to approve the cost items included in a three-year collective bargaining agreement reached between the Select Board and the International Firefighters Association Local 3211 which calls for the following increases in salaries, fringe and other cost items at the current staffing level: FY2022: Total cost \$1,456,727 with increase of \$24,243; FY2023: Total cost \$1,515,762,727 with increase of \$3,103; FY2024: Total cost \$1,607,419 with increase of \$4,380.*

*And further, to see if the Town will vote to raise and appropriate through taxation the sum of Twenty-four Thousand Two Hundred Forty-three Dollars (\$24,243) for FY2022? Said sum representing the additional costs attributable to the increase in salaries, fringe and other cost items required in year one of the new agreement over those that would be paid at current staffing levels under the existing agreement. Shall the Town, if this Article XXXX is defeated, authorize the governing body to call one special meeting, at its option, to address this Article XXXX cost items only?*

**Motion:** To accept the Proposed Fire Department Collective Bargaining Agreement Warrant Article as presented.

**Motioned:** Chairman Maggiore

**Seconded:** Selectman Miller

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**13.4 Discussion of Public Information Session on Climate Ready North Hampton and Little Boar's Head**

Town Administrator Tully said North Hampton and Little Boar's Head are developing Adaptation Chapters for their Master Plans and a Zoom Session will be held on January 28, 2021 to hear latest science and get ideas on how they will prepare for this; pre-registration is requested for the Zoom Session.

**13.5 Open Sealed Bids on 2007 Chevrolet Tahoe**

Town Administrator Tully said the 2007 Chevrolet Tahoe was put out for bid and 2 responses were received: offer of \$3,175 from a Town resident and an offer of \$3,499.32 from Asian Auto. He said this vehicle is a retired Fire Department vehicle and equipment will be taken out and installed in the used Police Cruiser with less maintenance costs going forward.

**Motion:** Move to accept the bid of \$3,499.32 from Asian Auto for the 2007 Chevrolet Tahoe.

**Motioned:** Chairman Maggiore

**Seconded:** Selectman Miller

Town Administrator Tully asked that the Board give him permission to move on to the next bid should this bid be refused; the Board was in agreement.

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**MINTES OF PRIOR MEETINGS**

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**Approval of the Workshop Meeting Minutes of December 22, 2020**

**Motion:** To approve the Workshop Meeting Minutes of December 22, 2020 as presented.

**Motioned:** Selectman Miller

**Seconded:** Chairman Maggiore

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**Approval of the Regular Meeting Minutes of December 28, 2020**

**Motion:** To approve the Regular Meeting Minutes of December 28, 2020 as presented.

**Motioned:** Selectman Miller

**Seconded:** Chairman Maggiore

**Roll Call Vote:** James Sununu-aye, Larry Miller-aye, Jim Maggiore-aye

*Motion approved by a vote of 3-0*

**Approval of the Non-Public Meeting Minutes of December 28, 2020**

Approval of December 28, 2021 Non-Public Meeting Minutes deferred to the next Select Board Meeting.

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

Chairman Maggiore said they might want to determine who is going to move, second, and speak to Warrant Articles at Deliberative. Vice-Chair Sununu suggested they wait until after the Budget Committee Public Hearing on January 19, 2021. The Board was in agreement.

**Second Public Comment Session**

Phone: 603-758-1447; Email: [jmaggiore@northhampton-nh.gov](mailto:jmaggiore@northhampton-nh.gov)

No public comments.

**Next Regular Meeting:** January 25, 2020

**Adjournment**

Vice-Chair Sununu adjourned the meeting at 8:05 pm.

Respectfully submitted,

Patricia Denmark, Recording Secretary