

**BOARD OF SELECTMEN  
MEETING MINUTES  
October 11, 2010**

**PRESENT:** RICHARD H. HARTUNG, CHAIRMAN; JAMES L. STEWART, SELECTMAN; PRISCILLA R. LINDQUIST, SELECTMAN; SALLY THERIAULT, ADMINISTRATIVE ASSISTANT

Chairman Hartung called the regular meeting to order at 7:00 pm  
Present at the meeting: K.Yasenka, J. Rausch, R. Birdsall, S. Murphy, J. Mesa-Tejada, J. Worthen, P. Thrasher, J. Beaudoin, Waste Management, and Allied Waste Systems

**Public Announcements**

- Kent Farm Facility is open on Saturday, November 14<sup>th</sup> from 8:00 - 4:00; a permit is required and may be purchased from the Town Clerk/Tax Collector. This will be the last day for bulk disposal.
- Household Hazardous Waste Day will be held in Hampstead on Saturday, October 30, 2010 from 9-12 at Hampstead Fire Central Station, 17 Little's Lane.
- Halloween is on Sunday, October 31<sup>st</sup> from 5:00 p.m. to 8:00 p.m.
- State Elections will be held on Tuesday, November 2<sup>nd</sup> at the Hampstead Middle School from 8 am to 8 pm.
- Waste Oil, fluorescent light bulbs, car batteries and thermostats are collected at the Town Garage on the first and third Saturdays of the month 8 am to 1 pm. Books may be dropped off anytime.

**Visitors Comment**

Chairman Hartung opened the visitor's comments to introduce two candidates. The first was introduced by Karen Yasenka. She introduced Jim Rausch who is running for State Senate for the Hampstead Derry Windham area. She explained that there will be a meet and greet with Mr. Rausch on Wednesday the 13<sup>th</sup> from 6-8 pm at the Beantowne Café. Mr. Rausch thanked the Selectmen for the opportunity to introduce himself to the audience (TV). He stated that he has been in the House of Representatives representing Derry for about 5 years. He is a retired veteran (30 years of service) and feels that it is time to give back. He currently serves on several committees at the Statehouse. He believes that the small business community is critical to the infrastructure of the State of New Hampshire. He is a proponent of completing I93, and would like to see it speeded up. He states that they need to be mindful of spending and to balance the budget and not push it to the communities. The taxpayers can't handle it. He would like to see the business tax eliminated. One of the biggest problems he sees is that the young adults are not staying in the state and they need to find a way to keep them here.

Chairman Hartung thanked Mr. Rausch and reminded the public that the position of State Senator is important. There are about 350 State Representatives but only 24 State Senators. The position is key for Hampstead and an avenue to the State House.

Regina Birdsall introduced herself and stated that she is running for State Representative for the Hampstead, Plaistow and Kingston area. She is a 10 year Coast Guard veteran and comes from a military family. She believes that the small business owner needs help and she hopes to represent the district.

Selectman Lindquist asked how Mr. Rausch would attract the young people to stay. Currently we are tied with Florida for oldest residents. He stated that there needs to be jobs and opportunities. Selectman Lindquist asked if the property taxes were an issue and Mr. Rausch stated that if the jobs are there, then they could work around the taxes.

### **Department Heads**

Road Agent- Jon Worthen- Mr. Worthen presented the Selectmen with proposed rate changes for the plow drivers. He stated that the last increase was around 2008. He is looking for a 5% increase on the rates. Chairman Hartung suggested that it be taken under advisement until the next meeting. Mr. Worthen explained that the price of fuel is around the same as it has been the last few years. The costs of tires are going up as well as truck parts. Mr. Worthen was asked if it would be a problem if the rates were not approved. He responded that he has lost one good driver for higher rates at another town. He stated that the 5% amounts to \$2 to \$3 per hour.

Library- Director, Peggy Thrasher- Ms. Thrasher updated the Selectmen about the programs at the library for the month of October. She stated that there was a paranormal investigation, Home Schooled monthly meeting, men's book club, Dracula the movie (original) and then Dracula, Dead and Loving It, Guys read program, a haunted library night, SAT practice exam and results meeting and finally a lecture on why vampires are sexy. All the activities and programs are listed on the library website which can be linked from the town website.

### **New Business**

JH Spain/Barker Architects- Mr. Mesa-Tejada stated that he is on the Police Station Building Committee. He stated that he started pushing for a new police station back in 2003. In 2007 the plans were created and went for a vote, but it missed the 60% majority needed. He stated that he has been fighting statements about the station, such as it is Taj Mahal etc. The committee is looking to move forward for 2011 and have the request for a new station on the ballot. At the polls on September 12, Mr. Mesa-Tejada stated that he was approached by Colleen King. She asked him if he was getting any financial gain or if he was an employee of JH Spain. He asked her why she was asking and she replied that she heard a rumor at the town hall that he was. He stated to the Selectmen that he wanted this nipped. He feels that it is now personal and wants it to be addressed by the Selectmen. Mr. Mesa-Tejada asked the two companies to submit a letter to the Selectmen stating that he was receiving no compensation from the two companies. (Letter of Collusion) Chairman Hartung read the two letters on the air. Mr. Mesa-Tejada asked for the Selectmen to investigate and take whatever actions are necessary. The rumor originated here, per Mrs. King, and that is a violation of the code ethics (F. misuse of authority). He stated that comments made at the town hall can impact the outcome of the election. He also stated that the rumor was defamation to his character. He stated that he will continue to work on getting the new police station passed and to volunteer his services to the Town of Hampstead.

Selectman Lindquist stated that she is sorry to hear that this is going on and that Mr. Mesa-Tejada has worked very hard for the town and that she was ashamed by the comments.

Selectman Stewart stated that the town has trouble getting people to volunteer. He stated that he hasn't always seen eye to eye with Mr. Mesa-Tejada, but knows that Mr. Mesa-Tejada always does what is best for the town without regard. Selectman Stewart would like to know the name of the person. Chairman Hartung stated that he has known Mr. Mesa-Tejada for about 25 years and admires as well as respects him, even though they don't always agree. He stated that there is no room for this.

### **Proposals for the Recycling and Waste Disposal Committee**

There are a total of seven proposals out there and six companies responded. Two companies sent separate proposals and the other four have it all in one package. Mrs. Harrington suggested that they open the bids by company.

The following companies bid on the proposals,

Bestway Disposal, Dorado Services, Waste Management, Casella Waste Services, Allied Waste Services and Pinard Waste Systems. The results of the bids are attached to the minutes for reference.

**Selectman Lindquist motioned for the proposals to be forwarded to the Recycling and Waste Disposal Committee for their review and recommendation. The recommendation is expected at the next Selectmen's meeting on October 25<sup>th</sup>. Selectman Stewart seconded the motion and the motion passed unanimously.**

**East Hampstead Union Church-**

Selectman Lindquist read from a letter she received from the East Hampstead Union Church regarding a Quid Pro Quo agreement for plowing. She read the letter. Chairman Hartung asked that a memorandum of understanding be drawn up and the request be put onto the agenda for the October 25<sup>th</sup> meeting.

The letter read by Selectman Lindquist was a copy as the original was misplaced in the town office and there was a concern about the mail coming in that is addressed directly to the Selectmen. She asked that her mail be placed in her drawer. The other members agreed to have the same thing done with their mail.

**Management, Discussion and Analysis for 2009.**

Mrs. Harrington stated that at the last meeting there was a question about the net assets. She looked into it and there is no change that is needed on the MD and A. The net assets talk about the town's assets, not the value of the town.

**Selectman Stewart motioned to accept the MD & A as written and edited. Selectman Lindquist seconded the motion and the motion passed unanimously.**

**Old Business**

**Emergency Operations Plan- annual concurrence**

Selectman Lindquist had a concern about the wording in the EOP that referred to the Town Administrative Assistant whereas she stated there isn't one. It should refer to the Administrative Assistant to the Board of Selectmen. Selectman Stewart stated that he was okay with the wording as long as assistant was in the description. The three members agreed to sign the concurrence as written. It was noted that there are other departments that need to sign the concurrence as well as the EMD, Mrs. Koleque-Spalaris

**Liaison Report**

**Selectman Lindquist-**

Selectman Lindquist stated that there is a vendor coming in to look at the I-Net downstairs to see what can be done with it. The vendor is First Choice Networks and the meeting is 10/15/10.

**Selectman Hartung-**

CERT- There is cert training in Londonderry on October 16<sup>th</sup> and October 24<sup>th</sup>.

**ACTION ITEMS**

Item #1 is completed- Chairman Hartung asked if a letter was sent to the utilities. Mrs. Theriault explained that a letter was sent to the utilities advising them that the town had hired a contractor to look at the utilities and to send their information to him, so they are aware of what was coming.

Item#2- memorandum of understanding for RCC- There is a CART meeting next week. There are very few towns that have signed the MOI. #3- The EOP is completed

#4 GASB 45- still gathering information. At the recent meeting of the Area Selectmen the question was brought up and the others weren't aware of the rule.

#5 completed, #6 update the date to 10/15/10. #7 is being worked on.

### **Administrative Assistant Report**

#### **Deeds by Town Clerk/Tax Collector**

The Town is in receipt of three tax deeds for properties for which the former owners had not paid real estate taxes since 2007. The deeds have been recorded with the Registry of Deeds. Courtesy letters to the former property owners advising of their rights to repurchase the parcels have been prepared and are ready for the Selectmen's signatures.

#### **Rate Setting Public Hearing**

Mrs. Theriault recently attended a public hearing for municipalities. The Secretary of the State is now requiring the public sector insurance companies to hold rate setting public hearings. She attended the one in Derry and found out the following information:

There is a House Bill (HR 569) that is being proposed that would change the insurance coverage for those diagnosed with autism. Local Government Center is seeking input as to whether or not this option should be included. The cost would add .4% to all insurance policies and specific towns can not opt in or out. It will be coverage that is either added to all of the plans or none. If LGC decides to add this coverage pursuant to HR 569, the costs associated with this coverage will increase all healthcare plans by .4%. If the BOS has strong feels one way or the other on this coverage, that information should be communicated to Local Government Center before LGC sets it rates.

In addition, she had asked if National Health Care Reform Act would add to the cost of the plans. The changes that are being implemented by legislation already exist in the current plans offered by LGC. This legislation will add costs to those plans, which had limited benefits. For example policies that had pre-existing clauses, had a maximum lifetime of benefits or co-pays for preventive doctor visits. However, since municipal plans had these benefits in place all ready. Municipalities should not see the same kind of increases that might be occurring in the private sector.

Mrs. Theriault did receive a couple of definite rates:

Dental is going up 4.5% and Short-term disability will not see any increase. The other rates will be set on October 18<sup>th</sup> and that is several days later than usual.

#### **Hazard Mitigation Grant**

Mrs. Theriault submitted the Hazard Mitigation Grant for the town beach erosion. The grant application is requesting 75% of the \$125,000 cost associated with the beach erosion and nearby roadway improvements. She is not very optimistic that we will get funding, however Mrs. Theriault will be contacted by the end of this month to be advised of any other grant opportunities that might be more applicable to their particular project.

#### **Minutes**

The public meeting minutes of September 13<sup>th</sup> and September 16<sup>th</sup> have been signed and need to be approved at this time.

**Selectman Stewart motioned to accept the minutes of September 13<sup>th</sup> and September 16<sup>th</sup> as amended. Selectman Lindquist seconded the motion and the motion passed unanimously.**

### **Johnson Pond**

Mrs. Theriault gave each member of the board a copy of a map showing the water flow of the pond. When Mr. Uptagraft releases the dam, Mr. Worthen is expected to be present to make sure there is no down flow towards Wellington Pond. Selectman Lindquist stated that the town needs to have a hold harmless in place to protect Mr. Worthen if something happens especially where he will be representing the town. She has spoken with Mr. Uptagraft and he is in favor of signing the agreement. Mrs. Theriault will speak with town counsel. Selectman Hartung noted that there might need to be a drainage easement later down the road so beavers don't back up the flow again. He stated that he doesn't care who maintains it or how, but that it can't back up again.

### **Correspondence**

Library- A letter of resignation was received from Library Trustee, Robert Kuhl effective immediately. Chairman Hartung read the letter. The Selectmen discussed whether or not the Library Trustees could go from a 3 member board to a 5 member board, which would decrease the pressure on the three current trustees. Selectman Stewart stated that Mr. Kuhl had concerns about the direction of the library. Selectman Lindquist stated that any change to the number of trustees would need to go to town meeting.

**Selectman Stewart motioned to accept the resignation with regret of Bob Kuhl. Selectman Lindquist seconded the motion and the motion passed unanimously.**

The Library Trustees sent in a letter recommending that alternate trustee Paul Schofield be appointed to the open trustee position. The Selectmen stated that they were inclined to go forward with the recommendation but would like to meet the other alternates before making the appointment. Selectman Lindquist asked that a letter of thanks be sent to Mr. Kuhl. They also agreed to have Mr. Schofield come to the next meeting so that they could meet him.

Hampstead Garden Club- There is a request from the Garden Club for the Town to pay for a portion of the water bill. They are asking for \$180, which is the amount paid in 2009. Mrs. Theriault explained that the amount paid in 2009 was for 2 years at \$90 each. Selectman Stewart made a motion to pay the Hampstead Garden Club \$180. Selectman Lindquist seconded the motion. The motion was rescinded by Selectman Stewart with Selectman Lindquist seconded the motion and the motion to rescind passing unanimously. The letter talks about a donation and the Selectmen would like to be better informed and maybe the town should be paying the whole bill whereas they are a volunteer organization and using the water that is on town property for flowers on town property.

The Selectmen agreed to have Mrs. Theriault ask the members to come in to explain what exactly they are asking for, which will also be a chance for them to get some publicity out for the work they do.

St. Ann's Catholic Church- There is a request from a member of St. Ann's for the town to consider helping with the cost of paving the new park lot. Selectman Stewart stated that whereas the town has a quid pro quo with the church, where we use their parking lot for town activities and we plow their church parking lot. Selectman Stewart forwarded the email request to Mike Hall, Facilities Manager for the School District for their review whereas the Central School uses the church parking lot for school parking. Mr. Hall and Mr. Feinberg will look into it. Selectman Stewart did asked the other members to allow him to respond to Mr. Hall that the town would not be doing any repairs to the parking lot at St. Ann's and that it should be on the school warrant.

### **Appointments**

- Call for candidates :
  - Ordway Park, full members and alternates
  - Cable Committee volunteers
  - ZBA, alternate (1)
  - Recycling and Waste Disposal
  - Capital Improvements
  - Rockingham Regional Planning Commission/Technical Advisory Committee

**Visitors Comment**

There were none at this time.

**Future Agenda Item**

Energy Committee  
Hampstead Senior Committee  
Town Administrator

Non Public Session

**Selectman Lindquist made a motion to go into non public under RSA 91-A: 3 II (a) employee matters at 9:30 pm. Selectman Stewart seconded the motion.**

**Roll call vote, Selectman Lindquist, yes; Selectman Stewart, yes; Chairman Hartung, yes. Motion passed.**

**Selectman Stewart motioned to come out of non public at 10:10 pm. Selectman Lindquist seconded the motion. Roll call vote, Selectman Lindquist, yes; Selectman Stewart, yes; Chairman Hartung, yes. Motion passed.**

**Selectman Lindquist moved to seal the minutes of the non public. Selectman Stewart seconded the motion and the motion passed unanimously.**

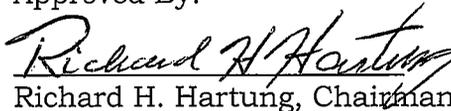
**Selectman Stewart made a motion to adjourn at 10:10p.m. Selectman Lindquist seconded the motion. The motion passed unanimously.**

A True Record.



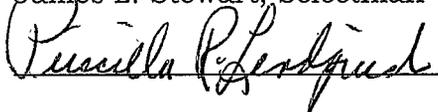
Tina Harrington, Recording Secretary

Approved By:



Richard H. Hartung, Chairman

James L. Stewart, Selectman



Priscilla R. Lindquist, Selectman