

TOWN OF SEABROOK

SELECTMEN'S MEETING

FEBRUARY 20, 2013

Present: Brendan Kelly
Aboul B. Khan
Edward J. Hess, Jr.
Joseph Titone

6:30PM

Chairman Kelly opened the meeting at 6:30PM.

MEETING - ENCUMBRANCES

Lilli Gilligan was present for this meeting. She explained the encumbrance figures for the operating budget and the warrant articles.

MOTION: Edward J. Hess, Jr. To approve the encumbrance
Second: Aboul B. Khan of \$25,705.00 for the
Unanimous operating budget.

MOTION: Edward J. Hess, Jr. To approve the encumbrance
Second: Aboul B. Khan of \$157,653.69 for the
Unanimous warrant articles.

Lilli Gilligan left the meeting at 6:40PM.

MONTHLY MEETING - PUBLIC WORKS MANAGER

John Starkey was present for his monthly report (see attached).

Mr. Kelly read a statement from the Police Chief commending the Public Works Manager and his staff for their hard work during the blizzard of 2013. Mr. Hess said he went out with the DPW workers during that storm and he also commended the employees. Mr. Khan thanked Mr. Starkey who stayed in Town that weekend to take care of the residents.

Mr. Starkey said the police did an excellent job getting the word out about cars on the road and residents staying home so they could get the job done.

The sidewalks were problematic and he has an order from previous town managers not to work on the sidewalks on an overtime basis. He does not have the right piece of equipment and said with the right piece he could clear the fire hydrants at the same time and both the Fire Chief and Water Superintendent could support this type of equipment.

The dredging at the beach is completed. The Army Corp. of Engineers is not happy with John that he would not sign off on the work as there are still some problems. Mr. Starkey is not an advocate of releasing the bond. Mr. Khan asked for a follow up at the next

meeting.

The case-loader/backhoe has some mechanical problems and is going to cost approximately \$5500 to repair.

Mr. Starkey discussed the warrant articles he has on the ballot for the upcoming town meeting.

Mr. Khan said there was some discussion on the water in town and that it has more salt than ever due to the salt on the roads. He is requesting Mr. Starkey to address this issue with the stormwater management budget. He knows it will be costly but it needs to be done. There was discussion on the unfunded mandate and that the larger cities/towns do not need to follow the rules.

Mr. Khan said there is a beach resident who is not happy with the plover fencing. Mr. Khan is requesting a meeting between the Town Manger, John Starkey, Paul Garand and representative from Board of Selectmen. He would like a document that explains what is needed and the reason for it. Mr. Starkey said he would work on a draft letter for them to review. He said the fence is on town property. Brendan Clifford is the contact for NH Fish & Game.

Paula Wood asked for the amount that has been used from the snow budget. Mr. Starkey said \$34,111 for salt, \$555 for sand; truck #53 - \$1700 in repairs and overtime is in good shape. The private contractors bills are still coming in so will have an amount for the next meeting.

Mr. Kelly read the editorial that was put in the paper by Jason Janvrin regarding political signs. Mr. Starkey commented he had no knowledge of this. Jason Janvrin explained his reason for putting this in the paper and apologized that he did not speak with John Starkey beforehand. Mr. Janvrin said the Attorney General's office gave him guidance and he said the intent is to remove signs were not allowed which impairs the vision while driving. Mr. Kelly said he just wanted clarification. Mr. Khan said Seabrook has always allowed this and he doesn't want the town brought into it. He said he is unsure whether or not Mr. Janvrin has the authority or can enforce the sign issue but would not approve the town being used. Mr. Starkey commented this is a hot topic and he is happy that Mr. Khan does not want the town involved. Paula Wood commented on the issue and asked how the signs have been removed in the past. It was stated that if there is an issue with a sign the candidate is called and asked if they would move the sign.

John Starkey left the meeting at 7:45PM.

PREVIOUS MINUTES - FEBRUARY 1 PUBLIC & NON-PUBLIC AND FEBRUARY 6 PUBLIC

MOTION: Aboul B. Khan To adopt the minutes of
Second: Edward J. Hess, Jr. 2/1 public and non-
Unanimous public.

MOTION: Aboul B. Khan To adopt the minutes of
Second: Edward J. Hess, Jr. 2/6 public.
Unanimous

PREVIOUSLY SIGNED PERMITS

Mr. Kelly read the list of previously signed permits (see attached).

MOTION: Edward J. Hess, Jr. To approve the permits.
Second: Aboul B. Khan
Unanimous

WATER & SEWER WARRANT - \$57,262.19

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan warrant.
Unanimous

VETERAN'S EXEMPTIONS

Mark Daigle - 48 Parkersville Lane
Donald & Norma DeAngelis - 71 Pine Street

MOTION: Edward J. Hess, Jr. To approve and sign both
Second: Aboul B. Khan veteran's exemptions.
Unanimous

2 DISABILITY EXEMPTIONS

MOTION: Edward J. Hess, Jr. To approve and sign both
Second: Aboul B. Khan disability exemptions.
Unanimous

1 ELDERLY EXEMPTION

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan elderly exemption.
Unanimous

2012 TAX ABATEMENT

Franklin Goss - 231A South Main Street - \$325

MOTION: Edward J. Hess, Jr. To approve and sign the

Second: Aboul B. Khan 2012 tax abatement.
Unanimous

WATER SERVICE APPLICATIONS

Edna Anderson - 5 Andy's Park - \$50
McDonald's USA LLC - 700 Lafayette Road - \$1300

MOTION: Aboul B. Khan To approve and sign both
Second: Edward J. Hess, Jr. water applications.
Unanimous

RESOLUTION FOR HRA ACCOUNT WITH BENEFIT STRATEGIES

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan resolution.
Unanimous

TAXI CAB LICENSE - SURFSIDE TAXI

MOTION: Aboul B. Khan To approve and sign the
Second: Edward J. Hess, Jr. taxi cab license.
Unanimous

AMUSEMENT DEVICE LICENSE

Sanweco - 306 Lafayette Road

The Board held this item for further information on this location.

NO OBJECTION TO PLANS LETTER

Joseph & Jean Silk - 75 Atlantic Avenue

MOTION: Edward J. Hess, Jr. To approve and sign the
Second: Aboul B. Khan letter with the conditions
Unanimous as outlined by the Code
Enforcement Officer.

Mr. Hess commented that the employees have been real busy with the storms and deserve a lot of credit. Mr. Khan commended Joe Titone for his work and dedication as the emergency management director and the great job he did with the preparations for the storm.

Mr. Khan said SB39 passed for the Hampton Harbor dredge and the Board of Selectmen has been invited to attend the ceremony on Thursday, February 21 at 1:45PM at the State House in Concord, NH.

Robie Beckman asked about the bill on simulcasting and the employees who live in Seabrook. The information has not been forwarded to the Town as of yet. Mr. Hess said it shouldn't matter where the

employees live he wants to keep the jobs for all employees. It was stated that all 3 Selectmen as well as Koko Perkins State Representative went to support the dog track.

Barry Sargent spoke about the petition article his wife put in for the ballot that would honor her father Ted Pickard with naming the gym after him. He quoted RSA 40:13 IV - 3 that addresses the intent of the articles. He said the intent of the article was changed and it isn't legal. He would like the Selectmen to change this article back to its original intent. Mr. Kelly commented that the Selectmen do not have the authority to do that. Mr. Khan said he was confused as to why the department head was against the article and that legal counsel said it could be changed. He did not agree with the opinion of Town Counsel. Mr. Hess said he also did not agree with the opinion but they have to listen to Town Counsel advice.

Jason Janvrin spoke and said there is no criterion to name things in town and perhaps it's time to set the criteria. Paula Wood commented on how things were done in the past to name a playground or park after an employee. She also stated that the attorney works for the Board of Selectmen and the Selectmen do not have to take the opinion of Town Counsel. She said the same attorney has changed his mind in the past.

Lynette Sargent spoke on naming the gym after her father. Mr. Kelly said when they are at that meeting they have to trust their attorney and apologized they didn't get a fair deal but at this time they do not have the authority to fix this problem.

There was discussion on the money that was left to do a brick garden around the tree. Mr. Hess said he would personally look into this and make sure it gets done.

Mr. Khan requested that Barry & Lynette Sargent bring a request forward to the Selectmen to name the Recreation Gym after her father Ted Pickard and for the Selectmen to revisit this with a public hearing for public input. He is also requesting that the Selectmen not take any action on any future requests of this nature but to let the voters decide with a clear warrant article.

NON-PUBLIC SESSION

<u>MOTION:</u>	Aboul B. Khan	To go into non-public
<u>Second:</u>	Edward J. Hess, Jr.	session at 8:35PM under
<u>Unanimous</u>		RSA 91-A: 3, II, (a)
		personnel.

Roll call:

Mr. Kelly - yes

Mr. Khan - yes

Mr. Hess - yes

Board reconvened in public session at 9:46PM.

MOTION: Brendan Kelly To adjourn the meeting

Second: Aboul B. Khan at 9:46PM.

Unanimous

Meeting adjourned at 9:46PM.

Minutes taken by Kelly J. O'Connor

Approved and endorsed

Edward J. Hess, Jr., Clerk

Date: _____