

TOWN OF SEABROOK

SELECTMEN'S MEETING

JUNE 20, 2012

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

10:00AM

Chairman Kelly opened the meeting at 6:30PM.

**PUBLIC HEARING - CONSERVATION EASEMENT DEED**

The public notice of hearing was read into the record.

Chairman Kelly opened the public hearing at 6:35PM.

Chairman Kelly closed the public hearing at 6:39PM.

MOTION: Aboul B. Khan To accept and sign the  
Second: Edward J. Hess, Jr. easement deed.  
Unanimous

**MEETING - PLANNING BOARD - M.O.U. WITH STATE OF NH**

Barbara Kravitz was present for this meeting. Ms. Kravitz said the planning board has been working on this memorandum of understanding and is recommending the Selectmen sign it. Mr. Khan said he sits on the planning board as the Selectmen's representative and he strongly recommends the Selectmen sign this as well.

MOTION: Aboul B. Khan To approve and sign the  
Second: Edward J. Hess, Jr. M.O.U. with State of NH.  
Unanimous

Barbara Kravitz left the meeting at 6:45PM.

**MEETING - WAYNE & COREEN PERKINS**

Curtis Slayton was also present for this meeting.

Mr. Slayton explained why the Perkins' are asking for the exemption and what he came up with to assist them with the exemption from the last meeting.

Mr. Slayton said the definition of agriculture and livestock would be added to the ordinance.

MOTION: Aboul B. Khan To add the definitions  
Second: Edward J. Hess, Jr. to the ordinance and for  
Unanimous the water superintendent  
to implement the change.

**MEETING - FIRING RANGE**

James Oliver and Shelly Sullivan were present for this meeting.

Mr. Khan asked before this meeting begins he would like to request that the interim town manager look into Wayne Perkins' request for exemptions on past water bills.

Ms. Sullivan said the request is to have the range closed on Friday, Saturday and Sunday and holidays. Mr. Kelly said he spoke with the power plant yesterday and the police will be allowed to use their facility going forward so this will help.

Ms. Sullivan read her letter into the record for this request. Mr. Oliver spoke and said it was voted on by the people to restrict the use of the range from people outside of Seabrook but yet they still allow the use.

Don Felch said his group came to the Board of Selectmen with suggestions on how to make the range more user friendly.

Mr. Hess said he spoke with James Oliver and was told by Mr. Oliver that this was happening everyday when in fact it isn't every day. He said this range needs to be used for training.

There was discussion on a compromise between the people who use the range and the residents. There was discussion on the potential expansion of the range.

Mr. Oliver said the Town never went to Kensington to get the proper approvals. Although the Town owns the land they still need to go through the proper procedures to have a firing range.

Amy Perkins spoke to the law regarding shooting ranges. RSA 159 B-2, 3, 5 & 7 was cited. She said the law was challenged and upheld by the superior and supreme courts in favor of the shooting ranges.

Mr. Khan said they had many meetings about opening the range and even had they come back after 6 months to review with no complaints.

Ms. Sullivan said she is not convinced it is safe and doesn't feel as though there should be a problem before they address the situation.

Mark Craig from Kensington spoke to the clean-up of the range when and if the land is ever sold and what the cost would be to do the clean-up.

Mr. Kelly said he would like to review this again in 6 months when the firing range at Seabrook Station is open and the police start utilizing that facility to see if things have changed.

Mr. Slayton spoke about the lead test that was done and the report that was given by CEA Engineers is that it had a low impact on the ground water.

James Oliver and Shelly Sullivan left the meeting at 7:47PM.

Board of Selectmen took a 5-minute break at 7:48PM. Board Reconvened at 7:55PM>

#### **MONTHLY MEETING - WATER SUPERINTENDENT**

Curtis Slayton was present for his monthly report.

Mr. Slayton said the water mains have been flushed and the project is completed. Mr. Slayton went over the items in his report briefly (see attached).

Mr. Khan asked about the water source in Pineo Farms. Mr. Slayton said it was put on hold by the town manager but it is in the capital improvement program for 2014. This is a very expensive project to develop and is the last source of water in town. Mr. Slayton will bring a full report to the Selectmen for his next monthly meeting.

Curtis Slayton left the meeting at 8:06PM.

Mr. Kelly commented that the fees to haul the rubbish away are going to increase effective July 1. The fees for the dump tickets will also increase but not until the next meeting as this new information was just received. The new cost is \$91.94 per ton.

#### **PREVIOUS MINUTES - MAY 23 PUBLIC**

MOTION: Aboul B. Khan To adopt the minutes of  
Second: Edward J. Hess, Jr. May 23 public.  
Unanimous

#### **PREVIOUSLY SIGNED PERMITS**

Chairman Kelly read the list of permits (see attached).

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

**WATER & SEWER WARRANT - 44,913.18**

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

**DOG WARRANT**

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

**6 ELDERLY EXEMPTIONS**

MOTION: Aboul B. Khan To approve and sign the  
Second: Edward J. Hess, Jr. 6 elderly exemptions.  
Unanimous

**2011 TAX ABATEMENT FOR NEXT ERA**

Chairman Kelly read the 4 reasons why this was being denied.

MOTION: Aboul B. Khan To deny the 2011 tax  
Second: Edward J. Hess, Jr. abatement for Next Era.  
Unanimous

**TAX ABATEMENTS**

David & Cynthia Mahan - 27 Jean Drive - \$341  
Ginpop & Daddy G LLC - 809 Lafayette Road - \$1,133  
Watts Brothers Realty Trust - 15 Dwight Avenue - \$8  
Atlantic Investments LLC - 240 Lafayette Road - \$4,393

MOTION: Aboul B. Khan To approve and sign all  
Second: Edward J. Hess, Jr. the tax abatements with  
Unanimous the exception of 240  
Lafayette Road for  
Information.

**WATER SERVICE APPLICATIONS**

George Filippone - 19 Whittier Drive - \$800  
Amanda Leonard - 441 New Zealand Road - \$100  
Deslacy Real Estate - 60B Worthley Avenue - \$100

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

**SEWER SERVICE APPLICATION**

George Filippone - 19 Whittier Drive - \$100

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

**FIREWORKS SALES PERMIT**

Fireworks Over The Border - Route 286 & Route 1A

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

Mr. Khan asked if the letter was sent to the fireworks establishments regarding them informing their customers there is to be no fireworks in the Seabrook Beach District. Mr. Titone said he would look into this.

**HAWKERS & PEDDLERS PERMIT**

John McGrath - Food Truck

MOTION: Aboul B. Khan To approve and sign the  
 Second: Edward J. Hess, Jr. hawkers & peddlers  
 Unanimous permit.

**TAXI CAB PERMIT**

MOTION: Aboul B. Khan To approve and sign the  
 Second: Edward J. Hess, Jr. taxi cab permit pending  
 Unanimous a copy of Kim Peare's  
 drivers license for the  
 file.

**SALARY FOR INTERIM TOWN MANAGER**

MOTION: Brendan Kelly Move that the interim  
 Second: Aboul B. Khan town manager be paid a  
 Unanimous salary of \$95K per year  
 that is broken down on a  
 weekly basis of \$1826.92  
 while serving as interim  
 town manager and also  
 fulfilling his duty as  
 emergency management  
 director.

**AMENDMENT TO MARCH 28 PUBLIC MINUTES**

Mr. Titone explained the hazard mitigation plan was given to the Board of Selectmen but needed to be recognized in the minutes so is asking to amend the minutes to reflect this for FEMA.

MOTION: Edward J. Hess, Jr. To approved the amend-  
 Second: Aboul B. Khan ment to the minutes of  
 Unanimous March 28 public.

Mr. Kelly said he attended a meeting with Next Era to get a feel for what is going on at the local level. The road is moving forward but still need insurance and signage. The ribbon cutting is scheduled for mid-July.

Mr. Khan said last Wednesday he attended the annual RPC meeting and he will continue to serve as vice-chairman on the executive committee. He received an award for 5-years of service.

Mr. Khan said that Mr. Kelly went to a meeting with Next Era without the knowledge of the Board of Selectmen. He said the abatement for Next Era was denied tonight and Mr. Kelly should not be going there jeopardizing the towns interest. Mr. Khan said he would never agree to have one member go to a meeting with Next Era it should be the entire Board. If the plant has any issues they can bring to the Board of Selectmen through a public meeting. Mr. Hess commented that Mr. Kelly should be telling the other members as a courtesy.

**NON-PUBLIC SESSION**

MOTION: Aboul B. Khan To go into non-public  
 Second: Edward J. Hess, Jr. session at 8:40PM under  
 Unanimous RSA 91-A: 3, II, (a)  
 personnel.

Roll call:

- Mr. Kelly - yes
- Mr. Khan - yes
- Mr. Hess - yes

Board reconvened in public session at 10:30PM.

MOTION: Aboul B. Khan To adjourn the meeting  
 Second: Edward J. Hess, Jr. at 10:30PM.

Meeting adjourned at 10:30PM  
 Minutes taken by Kelly J. O'Connor

Approved and endorsed

\_\_\_\_\_  
 Edward J. Hess, Jr., Clerk

Date: \_\_\_\_\_