

TOWN OF SEABROOK

SELECTMEN'S SPECIAL MEETING

FEBRUARY 6, 2013

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

6:30PM

Chairman Kelly opened the meeting at 6:30PM.

**PUBLIC HEARING - BEACH MANAGEMENT PLAN**

Mr. Kelly opened the hearing at 6:32PM. Sue Foote was present to explain the plan. She said it was in the works for about 2-1/2 years. The plan is intended to allow the town to maintain the beach without having to go for a dredge & fill permit each time.

Mr. Khan asked if enough was done to notify the beach residents of this plan being adopted. Ms. Foote said it was properly noticed for the Board to adopt. During the process the meetings were televised and they did have several public hearings for the public's input. They also conducted a survey to all of the beach residents.

There was a discussion on the type of fence that was put up by the federal government. The town is in no position to control this.

Mr. Titone asked what process was used to post the public hearing. Ms. Foote explained they were looking to send certified letters to the abutters but it would have cost over \$2000. The DES checked and clarified that a properly noticed legal ad would suffice this requirement.

Mr. Kelly closed the public hearing at 6:45PM.

MOTION: Edward J. Hess, Jr. To adopt the beach management  
Second: Aboul B. Khan plan.  
Unanimous

Mr. Hess said he has asked the wrestling team to come in. The team gave a brief explanation of the program.

Mr. Kelly said this has been the highlight of the budget season. Mr. Khan asked for all voters to vote yes on article 45.

Chief Bitomske said he is honored to be able to ask the Board of Selectmen to grant approval for a match of \$10K towards the wrestling program.

MOTION: Aboul B. Khan To release \$10K from the  
Second: Edward J. Hess, Jr. D'Alessandro account to

Unanimous

to match the funds for the wrestling program.

**MEETING - SEABROOK GREYHOUND PARK**

Karen Keeland was present for this meeting. Ms. Keeland said HB564 will limit the simulcast racing at the park from other states. She said if this bill passes it would mean they would need to close their doors on July 1. She has had to notify the 150 employees of such. She is asking for the Board of Selectmen's support to have this bill defeated. She said this would also include the charitable poker that is at the park.

Mr. Hess said he feels this is very important. He doesn't want to see any jobs lost and this would affect a lot of Seabrook residents. Ms. Keeland explained the expanded gaming and she will continue to support and for Seabrook as she always has.

Robie Beckman asked how many employees are part-time and full-time and how many are from Seabrook. Ms. Keeland said 75% are part-time and a majority of them are from the Seabrook/Hampton area. She will provide exact numbers to the Board of Selectmen.

Mr. Kelly said he has always supported the park and feels he should continue to do so. He personally will go to Concord to support the park. Mr. Khan said he also would be speaking in support as a representative in Concord. Mr. Khan commented that this year is also going to be a difficult one for the fishermen. Mr. Hess said he would be going to Concord to support the park.

MOTION: Edward J. Hess, Jr.

Second: Brendan Kelly

Unanimous

For all members of the Board to go to Concord in support of the park against HB564 on Thursday, February 7.

Board of Selectmen commented the employees could also send emails to support the park; Ms. Keeland will leave the information with Kelly O'Connor.

**MONTHLY MEETING - SEWER SUPERINTENDENT**

Phil Maltais was present for his monthly report (see attached).

There was discussion on the competitive bidding process. Mr. Maltais explained the comparable prices and said in some cases it is an emergency.

Robie Beckman asked if we consult the design engineers of the plant to see what fits best for our plant. Mr. Maltais said they are no

longer in the design field but the Town does have a contract with CMA Engineers who we consult with on the equipment.

Paula Wood said with an \$18K project it should go to the bid process and she is tired of hearing it's the only company especially since the PMC BioTec. There was discussion on the repairs and putting out to competitive bid.

Mr. Maltais said this vendor is going to assess the other units at no charge to determine the life expectancy and whether or not should be putting out bids to repair or replace them.

Mr. Maltais explained the alternate method used if the pump station was to stop working. He said the risk is low right now. They do have plans as an emergency if it is needed.

Mr. Khan questioned the PMC BioTec chemical tank. Mr. Maltais said the majority of the chemical has been disposed of. He still has a residual supply but does have plans to neutralize the material and to rid it through the system. Mr. Khan said he is concerned with the material sitting and having an accident. Mr. Maltais said it would cost about \$3500 to have an outside company transport the material offsite. He said to do it in house would take about 3 months and no employee would come into contact and explained how it would be done.

MOTION: Aboul B. Khan  
Second: Edward J. Hess, Jr.  
Unanimous

To have an outside company take the chemical out from the tank and for the interim sewer superintendent to notify the town manager of the cost.

Mr. Khan questioned the vehicles that were brought to the junkyard. He asked if there was a memo from the previous town manager approving the vehicles going to the junkyard. Mr. Maltais said he does have written approval from the past town manager.

Paul Knowles asked about the foam and asked Mr. Maltais if he is sure there is nothing leaking from the tank. Mr. Maltais said he assures him there is nothing he knows of leaking. There was an inspection recently and nothing was noted they even received a high rating on the inspection.

The town manager will bring the amount for the vehicles that went to the salvage yard. This money went into the general fund.

Paula Wood asked if the repairs could be paid from the sewer reserve fund.

Mr. Hess noted that the employees who have been working long hours should be commended. Mr. Maltais said he would pass that along.

Mr. Khan questioned the pipe under the Blackwater Bridge. Mr. Maltais said it would be inspected in the spring and he would submit a report to the Board at that time. Mr. Maltais said he would welcome the Board to come and join the inspection. He will send notification when it happens.

Paula Wood asked when they would be filling the sewer superintendent position. Mr. Khan said this is a position that is filled by the town manager and where he is interim town manager he probably hasn't considered filling the vacancy.

**PREVIOUS MINUTES - JANUARY 16 PUBLIC, JANUARY 25 PUBLIC AND FEBRUARY 1 PUBLIC & NON-PUBLIC**

Mr. Khan asks that they hold the minutes of February 1 for further review.

MOTION: Aboul B. Khan To adopt the minutes of  
Second: Edward J. Hess, Jr. January 16 public and  
Unanimous January 25 public.

**PREVIOUSLY SIGNED PERMITS**

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

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

**ABATEMENT**

Susan Guzzo - 23 Zealand Park - \$42.53

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

**SUPPLEMENTAL TAX WARRANT - \$500**

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

**2012 TAX ABATEMENTS**

Jacqueline Bagley Trust - 60 Pine Street - \$376

Jacqueline Bagley Trust - 17 South Main Street - \$241

MOTION: Edward J. Hess, Jr. To approve and sign the  
 Second: Aboul B. Khan 2012 tax abatements.  
 Unanimous

**WATER SERVICE APPLICATIONS**

Green & Co. - 3 Quaker Lane - \$100  
 Green & Co. - 7 Quaker Lane - \$400

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

**SEWER SERVICE APPLICATIONS**

Green & Co. - 3 Quaker Lane - \$100  
 Green & Co. - 7 Quaker Lane - \$100

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

**REQUEST TO USE D'ALESSANDRO FUNDS - \$30,000**

Chief Bitomske explained the use of the funds of \$30K.

MOTION: Brendan Kelly To approve the use of funds  
 Second: Edward J. Hess, Jr. for \$30K.  
 Unanimous

Chief Bitomske explained the use of the additional \$28K that was from a previous request and that he had miscalculated the amount.

MOTION: Aboul B. Khan To approve the use of funds  
 Second: Edward J. Hess, Jr. for \$28K.  
 Unanimous

Chief Bitomske said he is looking to put some security in the town hall that would be linked directly to the police department and he would be able to use the D'Alessandro funds to do this. He will provide further information to the Board on March 6.

Chief Bitomske said on March 7 from 6-8PM at the Library they will host a substance abuse drug forum. They are looking for members of the community for the committee which will hold quarterly meetings.

Paula Wood commented about the meeting she attended with John Mounsey and then the following night with the incident that happened at the Poker Room. She said with this going on it is a good idea for extra security. Chief Bitomske said he is also looking at added security for the school.

Mr. Hess asked if the cameras at the school could be tied into the police department. Chief Bitomske said that would be a decision to be discussed with the school.

Chief Bitomske left the meeting at 8:25PM.

**AMUSEMENT DEVICE LICENSE**

AVI - 919 Lafayette Road

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

**QUITCLAIM DEEDS - WILDWOOD CEMETERY**

Lawrence Perkins - Section 13 Plots 12, 13, 14 & 15

Amy Perkins - Section 13 Plots 10, 11, 16 & 17

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

**HAWKERS & PEDDLERS LICENSE**

Luiz Carlos De Lima - Hot Dog Cart

There was discussion on the ordinance for the location at the beach. It was explained the ordinance allows for 4 and it is on a first come first serve basis.

MOTION: Edward J. Hess, Jr. To approve and sign the  
Second: Aboul B. Khan hawkers & peddlers license  
Unanimous per the ordinance 173-5  
stationary sales.

**FIRE WARDEN APPOINTMENT - EVERETT STRANGMAN**

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

**REQUEST TO ABATE TAX INTEREST**

520 Hooksett Street - \$123.65

MOTION: Aboul B. Khan To approve the request to  
Second: Edward J. Hess, Jr. abate the tax interest for  
Unanimous \$123.65.

**REQUEST TO USE MEETING ROOM FOR CANDIDATES NIGHT**

Candidates night will be held February 21 at 7PM.

MOTION: Aboul B. Khan To approve the use for  
Second: Edward J. Hess, Jr. Candidates Night on  
Unanimous February 21 at 7PM.

**APPLICATION TO NHHFA COMMUNITY PLANNING GRANT**

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

Paula Wood said this is for the north community district and Route 107 land use and is a good thing for the Town.

**NO OBJECTION PLAN LETTER**

Joseph & Jean Silk - 75 Atlantic Avenue

Mr. Khan requested this item be tabled until the next meeting.

MOTION: Aboul B. Khan To table the item.  
Second: Brendan Kelly  
Unanimous

The Board would like a recommendation from code enforcement officer Paul Garand on this issue.

Robie Beckman asked about the recreation commission meeting. Mr. Hess said it went well and the next meeting is in April. Mr. Beckman said that Mr. Hess apologized for being out of control and asked what it was about. Mr. Hess said there was a comment by someone about abolishing the commission and he commented that it wasn't him.

Paula Wood said last night there was a discussion on the article for the franchise fees. She said she did some research on public meeting and asked when the Board approved this article. Mr. Khan said there was discussion during the budget meeting to use the fees and the Board asked that the town manager work on drafting the articles. He said Mr. Titone took the initiative with the help of the secretary Kelly to have the article drafted by the Town Attorney. This article was then brought to the Selectmen on January 25 and subsequently approved by the Board.

Robie Beckman said he attended that meeting and the end result was the Board wanted Brian to draft an article through the Town Manager which resulted in the article written by the Town Attorney.

Paula Wood said she had asked Mr. Kelly if there was any other process for the Comcast negotiations and the comment he made was they are not going to pay so they are going to have to find another way.

Mr. Khan said there are two articles the Town Attorney wrote and the Board was presented with the language of these two articles at the meeting on January 25. Paula Wood commented that she just wished she was told this when she was asked. Mr. Hess said there is another article to pay for channel 22.

Mr. Kelly said there is a winter storm coming on Friday and they are predicting between 8-12 inches.

Billy Knowles addressed the Board regarding Phil Maltais being the sewer superintendent. Mr. Titone said he is the interim sewer superintendent. He said as interim he has no right to do work as the chief operator and Billy will be filing an unfair labor practice. Mr. Titone said he will check into this and get back to Billy and Asa on this.

MOTION: Brendan Kelly To adjourn the meeting  
Second: Aboul B. Khan at 9:07PM.  
Unanimous

Meeting adjourned at 9:07PM.  
Minutes taken by Kelly J. O'Connor

Approved and endorsed

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

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