

Select Board Meeting
Monday, May 6th, 2019, 6:50 p.m.
Nowak Room, Town Office Building
10 Front Street, Exeter NH

1. Call Meeting to Order
2. Board Interviews – Planning Board
3. Public Comment
4. Proclamations/Recognitions
5. Proclamations/Recognitions – Planning Board, Municipal Clerks Week
6. Approval of Minutes
 - a. Special Meeting: April 20th, 2019
 - b. Regular Meeting: April 22nd, 2019
7. Appointments
8. Discussion/Action Items
 - a. Facilities Committee Update
 - b. Energy Committee Update
 - c. Preliminary Parking Discussion
 - d. 2019 Bond Documents
9. Regular Business
 - a. Tax Abatements, Credits and Exemptions
 - b. Permits & Approvals
 - c. Town Manager’s Report
 - d. Select Board Committee Reports
 - e. Correspondence
10. Review Board Calendar
11. Non-Public Session
12. Adjournment

Kathy Corson, Chair
Select Board

Posted: 5/3/19 Town Office, Town Website

Persons may request an accommodation for a disabling condition in order to attend this meeting. It is asked that such requests be made with 72 hours notice.

AGENDA SUBJECT TO CHANGE

Board Interviews

May 6, 2019
6:50pm



Town of Exeter
Town Manager's Office
10 Front Street, Exeter, NH 03833

**Statement of Interest
Boards and Committee Membership**

Committee Selection: Planning Board

New **Re-Appointment** **Regular** **Alternate**

Name: Kris Weeks **Email:** krisweeks12@gmail.com

Address: 7 Penn Lane, Exeter, NH 03833 **Phone:** Cell 413-341-7000

Registered Voter: **Yes** **No**

Statement of Interest/experience/background/qualification, etc. (*resume can be attached*).

I am interested in volunteering my time and expertise to the Planning Board for the Town of Exeter. I am an architect by profession, and I work for a firm in Manchester, NH called Lavallee Brensinger Associates. We moved to Exeter in June of 2017. My wife Karyn and I have 3 kids in the Exeter school system, and we really like living here. I would like to contribute to the continued well-being of this community. Attached is my resume for your consideration.

Thank you,

Kris Weeks

If this is re-appointment to a position, please list any training sessions you have attended relative to your appointed position.

I understand that: 1. this application will be presented to the Exeter Selectboard only for the position specified above and not for subsequent vacancies on the same board; 2. The Town Manager and Selectboard may nominate someone who has not filed a similar application; 3. this application will be available for public inspection.

- After submitting this application for appointment to the Town Manager:
- The application will be reviewed and you will be scheduled for an interview with the Selectmen
 - Following the interview the Board will vote on your potential appointment at the next regular meeting
 - If appointed, you will receive a letter from the Town Manager and will be required to complete paperwork with the Town Clerk prior to the start of your service on the committee or board.

I certify that I am 18 years of age or older:

Signature: _____ **Date:** 4/23/2019

Kris L. Weeks, AIA, LEED AP BD+C

7 Penn Lane
Exeter, NH 03833

Cell phone/text: 413-341-7000

Home phone: 603-418-7558

Email: krisweeks12@gmail.com

EXPERIENCE

September 2018-Present

Project Architect / Project Manager

Lavallee Brensinger Associates, Manchester, NH

April 2017-September 2018

Project Architect

William Rawn Associates, Architects, Inc., Boston, MA

- Project: King Open-Cambridge Street Upper Schools and Community Complex in Cambridge, MA, a \$130M, net-zero-energy building complex that includes two new K-8 schools, shared recreational and performance spaces, a city library branch, and a community swimming pool. Expected completion: August 2019.
- Construction Documents phase: Led the efforts to design, detail, and document shell and core features, including curtain wall, roof, solar electric system, and various wall systems using brick, terra cotta, granite, metal, and high-pressure laminate panels. Coordinated our scope with the design team.
- Construction Administration phase: Point person for the design team. Leading the review of submittals, RFIs, change orders, payment applications, and schedules of value. Coordinating reviews of the same with design team consultants. Creating proposal requests, architect's supplemental instructions, and sketches as needed. Leading junior staff in CA tasks.
- Leading weekly Owner-Architect-Contractor meetings and conducting weekly field observations during construction. Working on site with the client's team and the construction management team to resolve field issues and stay on schedule.
- Working with LEED, net-zero energy, and commissioning consultants to ensure building meets our performance goals.

March 2014-April 2017

Project Architect & BIM Manager

The S/L/A/M Collaborative, Glastonbury, CT and Boston, MA

- Projects included the Campus Crossroads Project at the University of Notre Dame (UND-CCP), the renovation of the Martha Van Renssalaer Hall at Cornell University, the Kent School Racquet Center in Kent, CT, and the renovation of Nonnewaug High School in Woodbury, CT.
- Performed architectural duties 75% of the time and BIM Management duties 25% of the time.
- Performed code review, programming, design, documentation, and visualization tasks as part of the design and technical teams for the projects listed above.
- Lead project architect for the Kent School Racquet Center project.
- Served as BIM Manager for all aspects of the UND-CCP project (a \$450M, multi-building project, the largest in the school's history), including Revit modeling, BIM execution planning, and Revit

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training and troubleshooting for other team members. Coordinated model sharing among the design teams, and led the design consultant coordination of Navisworks models.

- Conducted firm-wide BIM projects, such as automated the printing and file sharing process, developed cost estimating processes for Revit models, and used Dynamo for early concept models.
- Member of the BIM Council for the Construction Institute at the University of Hartford. Presented at two monthly meetings and co-authored a white paper in 2016.

May 2013-July 2015

Instructor, Part-time

University of Massachusetts at Amherst, MA

- Taught *Introduction to Revit* to graduate and undergraduate architecture students during summer semesters.

August 2013-March 2014

Architectural Designer & BIM Manager

Brady Sullivan Properties, Manchester, NH

- Performed architectural design of large-scale residential projects, including the conversion of New England mill buildings into apartment and condominium units. Projects included the Lofts at Millwest in Manchester, NH, and the Lofts at Lancaster Mills in Clinton, MA.
- Implemented a new process for generating CAD drawings on existing condition surveys.
- Worked with state and federal historic resource offices to ensure compliance with historic preservation standards.
- Responsible for developing BIM best practices and standards for the architecture department.

May 2012-August 2013

Intern Architect

Caolo & Bieniek Associates, Inc., Chicopee, MA

- Worked on design projects for a middle school renovation, a new library addition, a new public safety complex, and office/commercial renovations.
- Converted the firm from AutoCAD to Revit. This included implementing new software and hardware, training five fellow staff members, and running all new projects in Revit.
- Authored a certified study for an office and classroom building at Westfield State University.

2009-2012

CAD Instructor & Master of Architecture Candidate

Department of Architecture, University of Massachusetts, Amherst, MA

- Taught an undergraduate AutoCAD and Sketchup course. Rewrote the course material.
- Helped initiate and implement the department's first laser cutter program.

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- Completed the Master's degree program. Areas of focus included digital design and fabrication, history of Modern architecture, organic design, visualization and performance analysis.
- Master's thesis research focused on digital design and fabrication in architecture. Explored how these tools may be used to create full-scale building components.

2010-2012

Architectural Intern

Ford Gillen Architects, Amherst, MA

- Provided design, drafting, and IT support while completing my M. Arch. degree.
- Helped the firm execute their first Revit-based project: a new 7,000 SF multi-use building for the Amherst Survival Center, a local non-profit organization in Amherst. Created renderings that were used in successful fund-raising campaigns.
- Worked on design projects for the renovation of municipal courthouses in Massachusetts.

2003-2009

Various Roles in Technical Publications

Autodesk, Inc., Manchester, NH and Waltham, MA

User Assistance Manager (2007-09)

- Led various teams of up to 10 people with a goal of improving the help and tutorial documents for Autodesk's AutoCAD and Revit products for the AEC industry.
- Succeeded in releasing new tutorials that were much more concise (over 53% fewer pages on average), were organized according to real-world workflows, and featured a common building model across the Revit Architecture, MEP, and Structure tutorials.
- Led the implementation of training videos as a standard part of our help and training documentation. Worked with the staff to implement authoring techniques and processes.
- Incorporated training videos in the tutorials that were also used in technical marketing presentations. This eliminated redundant efforts and saved the technical marketing team tens of thousands of dollars in development time.

Subject Matter Expert, MEP BIM (2006-07)

- Provided support to the writing teams by creating systems that were used in the Revit MEP and AutoCAD MEP documentation.
- Assisted the software team by identifying areas for improvement within the Revit MEP software.

Lead Technical Writer (2003-06)

- Wrote help and tutorial documentation for AutoCAD MEP and AutoCAD Architecture. Worked with our internal experts and customers to discern real-world workflows and structure the documentation accordingly. Also worked with vendors/developers from IES and Trane to document the energy analysis and duct sizing capabilities being built into AutoCAD MEP.

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EDUCATION

2009-2012

Master of Architecture
University of Massachusetts, Amherst, MA

1987-1991

Bachelor of Science Mechanical Engineering
Worcester Polytechnic Institute, Worcester,
MA

2008-2009

Architectural Coursework
Boston Architectural College, Boston, MA

PUBLICATIONS

Braving the New World of BIM

Architectural Evangelist, August 23, 2012

Without a Trace: Creating an Existing-

Conditions BIM Model for Renovation

Architectural Evangelist, September 27, 2012

Fabricating a Future Architecture

Master's Thesis on ScholarWorks, May 2012

Time to Align: BIM Geographic Positioning

Construction Institute, June 2016

CREDENTIALS/ORGANIZATIONS

Registered Architect • State of Massachusetts • No. 951101

AIA Member • License No. 38021659

LEED AP BD+C • GBCI No. 10679597

MCPPO Certified

Proclamations and Recognitions

Proclamation

May 5-11, 2019

Municipal Clerks' Week

Whereas, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

Whereas, The Office of the Municipal Clerk is the oldest among public servants; and

Whereas, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

Whereas, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

Whereas, The Municipal Clerk serves as the information center on functions of local government and community; and

Whereas, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

Whereas, It's most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk; and

Now, Therefore, We The Select Board of Exeter, do recognize the week of May 5 through May 11, 2019, as Municipal Clerks' Week, and further extend appreciation to our Municipal Clerk, Andrea Kohler, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this _____ day of _____, 2019, By the Select Board of Exeter:

Minutes

Select Board Special Meeting
Saturday, April 20th, 2019
Senior Center, 32 Court Street
Draft Minutes

Members present: Anne Surman, Kathy Corson, Julie Gilman, Molly Cowan, Niko Papakonstantis, and Russ Dean were present at this meeting.

Annual Goal Setting

Mr. Dean suggested that the board go through the list of the town's responsibilities and plans and identify potential goals or areas of focus for the coming year.

1. Wastewater State Aid Grant.
 - Mr. Dean said this grant would offset the cost of the annual debt service for the Wastewater Treatment Plant by \$700-800,000 annually, which would lower sewer rates for both residents and businesses.
 - Ms. Corson suggested that he bring up this issue in his Town Manager's report at the next meeting and the Board will authorize him to write a letter to the House and Senate that they will sign.
 - Ms. Gilman also offered to join he and Senator Morgan at the State House on this issue.
2. Great Bay Water Quality
 - Mr. Dean mentioned that Exeter is doing its part to address the water quality of Great Bay, which is really a large-scale state issue.
 - Ms. Gilman said she planned to ask the state Environmental Committee about their plan to address the quality of upstream water, since Exeter is treating water from other communities.
3. Ms. Cowan's goals
 - Last year one of Ms. Cowan's goals was to get more people involved in government, and she thinks that's happened.
 - A second goal from last year was to figure out how Exeter can become a "brain keep" of those who are creating jobs and businesses, making the town a hub of job creators. This did not come to fruition, and she would like to keep working on it.
 - This year, she'd additionally like to focus on how people's concerns and how they want to be communicated with, perhaps by doing a survey with the Communications Committee.
4. Ms. Surman's goals
 - Focus on traffic management and communication around this issue. Mr. Dean said that he's planning a meeting between himself, Darren Winham, Dave Sharples, and Chief Poulin on parking and traffic. They plan to list out all of the issues and come to the board only once they have it defined.

- Continue working on a code of ethics and conflict of interest policy. She had created a draft ordinance, but since it would apply to town employees in addition to volunteers it was a bigger issue. She said that a code of ethics is in the best interest of every Board and Committee member, and she's looking for the Select Board's support on moving forward with this project.
5. Ms. Gilman's goals
 - Complete the parking study, traffic, and intersection improvements.
 - Improved communication with the community, Public Works, and the Planning Department to ensure they all have the same vision.
 6. Mr. Papakonstantis's goals
 - Create a Cultural Committee, perhaps in tandem with Parks and Rec. Rather than reestablish an Arts Committee, he'd like to start over, broaden the scope, and have diverse personalities on the committee. The committee could also take the permitting and fees burden off the Select Board. He will have a draft of a proposal soon.
 - Consider the findings of both the Public Safety study and the traffic study. Finally, he'd like to support the Rec project, particularly as it relates to more programming and support for seniors.
 7. Ms. Corson's goals
 - Make the Select Board a kinder place, and have at least a monthly recognition of a town volunteer, employee, or community figure.
 - Work on communication.
 - Look at the Select Board policies and update them as necessary.
 - Revive the form-based code project with Dave Sharples.
 8. Sustainability Office
 - Mr. Dean said that there's not an appropriation for the sustainability office yet, and it needs to go through the process with the town before launching anything.
 - Ms. Corson suggested that they put an item in the budget to hire a consultant to define the sustainability policy. Mr. Papakonstantis asked if it were something Kristin Murphy could do.
 - Ms. Corson suggested that they create a scorecard to determine how Exeter's doing on sustainability projects at present.
 9. Facilities Committee
 - Ms. Gilman said she would like to hear from the Facilities Committee. Mr. Papakonstantis responded that they're looking for a more specific charge from the Select Board.
 - Ms. Surman suggested that they do an analysis of all buildings, looking for potential to sell or maximize the use. Ms. Corson said that this was beyond the scope of their ability, and it might take a \$10,000 line item to get to the next step.
 - Mr. Dean put out the idea of hiring someone from the maintenance budget to work on that project.
 10. Phillips Exeter Academy and other community relations
 - Mr. Dean said that Phillips Exeter Academy has been more active in engaging the town recently, and suggested they keep those connections going.

- Ms. Surman said that years ago, the goal was to create a better relationship with the Academy, the hospital, and RiverWoods. Ms. Corson pointed out that the hospital is changing, and suggested they wait until the hospital has a focus to engage with them.

11. Transportation

- Mr. Dean said that the COAST program is demand/response, and requires a day's notice, so there may be gaps there. The taxi program is not cost effective.
- He is sitting down next week with Parks and Rec on this issue, but he would prefer not to do the program in-house. Ms. Corson suggested connecting the Housing Authority with Parks and Rec.
- Ms. Cowan asked if there were a private solution, and Mr. Dean mentioned the companies Cherry Tree Transportation and Seniorlink as possible players.

12. Meals on Wheels

- Mr. Dean found that Meals on Wheels have a lease agreement with Newmarket and pay them \$285/month for rent. However, he's having trouble finding the will in Exeter to charge them similarly. Exeter gives Meals on Wheels \$30,000/year, so it's possible they could pay a rent-equivalent portion of that allocation into the General Fund.
- He said they should have a formal agreement, insurance, and rent or in kind services.
- He suggested they delegate someone from the Board to sit with the Town Manager, Parks and Rec, and Meals on Wheels to facilitate an agreement.
- He also mentioned that the DAV (Daughters of American Veterans) have an office in the Parks and Rec building and he's trying to assess the availability of that office for Parks and Rec programming.

13. Housing

- Mr. Dean suggested that the town should work to create more housing opportunities and more density, but that it sounded like there was some resistance to that in the recent housing meeting.
- Ms. Gilman mentioned that there are three bills in the house related to housing, and a commission to study how to solve density issues in NH, as well as a "tiny house" study.

14. All-Boards Meeting

- Ms. Corson felt that last time an "all boards" meeting didn't take off because there were too many people and the same things were spoken about, it was just one more meeting.
- She suggested getting the chairs of all these committees into an open meeting with the public to talk about how to communicate between boards, perhaps quarterly or twice a year.

15. Recognitions

- Ms. Corson said recognizing a board at a Select Board once a month will help to create a connection that could facilitate cross-board engagement.
- Mr. Papakonstantis said the recognitions would treat volunteers with the proper respect.

- Mr. Dean agreed that this would help them engage with the community.

The meeting was ended at 11:20 AM.

Respectfully Submitted,
Joanna Bartell
Recording Secretary

Board Appointments and Resignations

Select Board Meeting
Monday April 22nd, 2019
Town Offices, Nowak Room
Draft Minutes

1. Call Meeting to Order

Members present: Anne Surman, Kathy Corson, Julie Gilman, Molly Cowan, Niko Papakonstantis, and Russ Dean were present at this meeting. The meeting was called to order by Ms. Corson at 7 PM.

2. Board Interviews

There were no board interviews at this meeting.

3. Proclamations/Recognitions

Ms. Corson recognized those who assisted with the sewer forcemain break on Sunday, March 10th: Arthur Manock, Edward Bugbee, Larry Pond, Michael Brookner, Scott Butler, Stephen Dalton, Steven Tucker, Robert Coney, Mark Schultz, and Greg Blood (Contractor). Mr. Dean added that crews mobilized within the hour from the different communities where they live and spent the better part of the day locating the break, shutting things down, and laying new pipe. The town is grateful to those who resolved the problem.

4. Public Comment

There was no public comment at this meeting.

5. Approval of Minutes

a. Regular Meeting: April 8th, 2019

Ms. Surman, who was not present at the April 8th meeting, asked for clarification on why they would not rebid for legal services if they only received one bid. Ms. Corson said there was another local candidate, but they chose not to bid because they have too many clients that come in front of the Select Board.

MOTION: Mr. Papakonstantis moved to approve the minutes of April 8th as written. Ms. Gilman seconded. Ms. Surman abstained and the motion passed 4-0-1.

6. Appointments - Budget Recommendations Committee

MOTION: Mr. Papakonstantis moved to appoint Anthony Zwaan to the Budget Recommendations Committee. Ms. Gilman seconded. All were in favor.

7. Discussion/Action Items

a. Rights Based Ordinance Petition Article

Ms. Corson said that Article 30, the Right to a Healthy Climate Ordinance, was passed at the last town election, but there are some questions about the language of the article. She added that she is all for a healthy climate, but there's a question about the town's legal responsibility in this matter. She read the letter from Town Counsel Walter Mitchell on this issue:

Dear Russ,

I am responding to your request, forwarded on your behalf and that of the Board of Selectmen, asking for guidance after the voters' approval of the petitioned article captioned "Right to a Health Climate Ordinance." Specifically, you have asked for guidance on what the Board should do? By this, I assume you are asking with reference to both the immediate future and the longer term.

In its simplest terms, my response must be: "Do Nothing." Let me explain:

1. For the short run, the language of Section 2 of the ordinance calls for "amendment of the New Hampshire Constitution and the federal Constitution." However, unlike some similar articles, it does not require any representative of the town to inform any particular individual or official about the outcome of the vote.
2. At the end of the Ordinance, there is a directive that the Ordinance be "signed and dated by the town selectmen," supposedly "in accordance with NH RSA 31:128." However that directive results from a significant misreading and misunderstanding of that statute. That statute has nothing to do with the process for adoption of an Ordinance, or its validity. Instead, it provides for a standard methodology for proving the existence and validity of a local ordinance in a court proceeding. The Board of Selectmen in fact has no role in signing or dating an ordinance after adoption by the voters.

Therefore, in the short run there is nothing required of you or the board.

3. In the longer run, the only time that you or the board may be faced with whether there is a need to do anything involving this ordinance is when a citizen, or group of citizens, approaches you requesting that the town "enforce" the ordinance.

This ordinance consists of three parts: the Preamble is just that, a gathering of background facts and principles that the writer believed were relevant.

The second part, Section 1, is also labeled "Statements of Law." It contains little or no "law" but instead consists of a listing of goals or aspirations. It contains no regulation or proscription of activity. The only exception is that it purports to eliminate in the Town of Exeter the legal concept of "preemption," attempting to sweep away generations of state and federal court decisions which have recognized the superiority of our state and federal constitutions.

The third part, captioned "State and Federal Constitutional Changes" implicitly recognizes the illegality of that attempt to eliminate preemption by local declaration, when it calls for changes to the state and federal constitutions.

In sum, analysis of the ordinance compels the conclusion that there is nothing regulatory or prohibitory in it to enforce. Therefore, should the town be requested to enforce the ordinance in the future, I would have no choice but to advise that no action should be taken.

4. *Because this ordinance purports to grant residents rights to take direct action, it is certainly possible that an attempt may be made to draw the town into such an action as a Co-Defendant, with a request that the court compel the town to "enforce" the ordinance. If that occurs, I expect that the court would dismiss the town from the action and would seriously consider awarding the town its attorney fees because of the many significant ordinance deficiencies described above.*

5. *And finally, in the last sentence of Section 1(a), the writers of this ordinance seek to override state law by stating that if one wants to amend this particular ordinance, it will require not just a majority of the voters voting on such an article, or even a majority of all voters registered in the town. Instead, what it requires is that a majority "of the residents of the town" must vote to amend this ordinance for such an amendment to be valid, which of course is a practical impossibility.*

If you assume that such a self-restriction is valid, then the vote of that majority of the residents would be required to try to fix any of the legal deficiencies described above.

Please let me know if there are further questions.

Sincerely,

Walter L. Mitchell

Ms. Gilman said there was similar language in a bill which her committee did not recommend to the House, and which the House defeated. Her committee had tried to understand how it would work, and the only answer was that it would go to court.

Ms. Corson opened the discussion to the public.

Maura Fay of 13 Forest Street, one of the members of the group who proposed the ordinance, commented on the attorney letter. Regarding point #3, that the ordinance contains "little or no law," she said that it's structured more like the NH Constitution's Bill of Rights, which is accepted as law. The ordinance also does not wipe away preemption; as long as they are expanding upon, rather than limiting, the rights granted by the state, which she feels this ordinance does, the town should be allowed to make such laws. Regarding point #4, that the ordinance purports to grant residents the right to take direct action, she said that section E of the ordinance is meant to be an inclusive list of those who could take action on enforcement, rather than insisting the town take action. However, she is hoping that the town would take action because the citizens voted to enforce it.

Ms. Gilman asked whether a group of concerned citizens could go to court if they felt a project had potential to violate the rights of the environment. Ms. Fay said potentially, but the hope is that the town would proceed on their behalf. Ms. Gilman expressed her concern that this is Home Rule, rather than the current practice where laws are set at the state level and towns must follow. Ms. Fay responded that other towns in NH have adopted Rights-Based Ordinance and have not yet been challenged.

Ms. Surman asked for specifics on the process of challenging a project. If a developer has checked off all the boxes, gone through technical review and the Conservation Committee,

and they're ready to do the project, where in the process could this ordinance be invoked? It sounds like it could happen at any time, and they can't blindside people like that. It would be pitting development against sustainability. Ms. Fay responded that it doesn't pit development against sustainability, it asks and requires that developers develop sustainably. They should be following sustainability guidelines in their planning. She added that any of these boards could be using these guidelines in their decision-making process. Ms. Surman said she still needs to hear the mechanics of it.

Ms. Corson said that the town attorney has instructed what they can and can't do. At the Planning Board level, they would have a hard time figuring out how to enforce this, since there are no criteria or definitions. They also haven't taken this ordinance into account in writing the regulations. They could change the regulations and make them stricter, but they're not part of them now. Ms. Fay said that regarding Mr. Mitchell's advice, it's just advice, not a court decision. The citizens have asked the board to keep these principles in mind. The mechanics will be determined by applying it and making decisions. Ms. Gilman added that proponents at the state house said this would start a conversation between a developer and a rights-based organization. It's not just checking the boxes of a regular ordinance, but rather a conversation. She wondered whether a town that has adopted this would be less desirable for development. A corporation would look at Exeter, realize that this might happen, and go to Brentwood instead. Ms. Fay said she wanted them to look at the longer-term picture of economic development, to ensure that near-term benefits wouldn't come with long-term costs to the town.

Jordan Dickenson of 3 Deerhaven Drive said that there are several points in favor of the Select Board signing and certifying the ordinance. NH RSA 31:128 lays out this procedure: "*A certified copy of the municipal legislation...shall constitute prima facie evidence that the legislation was enacted on or prior to the date of certification. Certification shall be by the town or city clerk, or by the official enacting the legislation, or by the chairman, secretary or clerk of the board or body enacting the municipal legislation.*" Also, the Exeter Select Board procedures Section 8, Duties of Board Members, says that "*a member of the board...shall abide by all Board decisions, policies, procedures, and ordinances*". Their article is an ordinance which directs the Select Board to sign it and should be abided by. Another state statute, NH RSA 41:8, discusses their election and duties: "*The selectmen shall manage the prudential affairs of the town and perform the duties by law prescribed.*"

Mr. Papakonstantis asked if they are asking them to go against what legal counsel is advising based on the RSA. Mr. Dickinson responded that his group has also sought legal counsel, who wrote the language of the ordinance with the intent of it being signed, dated, and enacted. Mr. Papakonstantis said he wants to look at another legal response to help him form a decision.

Gerry Hamel of 17 Little Pine Lane said that he has been a developer, and it's very tough to develop in Exeter. Developers have contributed to the town by turning good land into conservation land and baseball parks. This ordinance wouldn't make Exeter more desirable to any developers; they'd risk going through board after board and making changes, only to have a group say 'you can't develop here'. Right now, when people don't like a development, they come to the meetings and comment. That way you get something that's mutually agreeable and don't stop development. This ordinance is going to have a detrimental effect on housing and long-term development plans.

Joan Pratt of 7 Wentworth Street said this is not intended to be an anti-development ordinance. She asked the Select Board to sign it as representatives of the town who passed this ordinance at vote, whether they agree with it or not.

Brian Griset of 26 Cullen Way said that he commends the intent of the article, but thinks they drafted it incorrectly. He suggested that they wait until town meeting next year and do it right.

MOTION: Mr. Papakonstantis moved to allow Michelle Sanborn of Alexandria NH to speak. Ms. Gilman seconded. All were in favor.

Michelle Sanborn said that she represents CELDF [Community Environmental Legal Defense Fund], which assisted the community group Citizen Action for Exeter's Environment in creating the ordinance, although she stressed that she is not a lawyer. She argued that the town attorney would not have training in rights-based ordinances, which can be thought of as a "local bill of rights" which comes prior to the regulations, in the same way that constitutional rights at the state level come before statutes. The actual process is determined by the court; the law gets adopted and then must be challenged in a legal proceeding, so that a judge in a court of law can make a determination. She pointed out that anyone can already sue anyone for any action at any time, the rights-based ordinance doesn't change that. Instead, it empowers the governing body with an ordinance they can use. She argued that the law was already enacted by the voters; having the Select Board sign and certify it according to RSA 31:128 is not making it a law, it's just procedure.

She also invoked Article 10 of the NH Constitution, Right of Revolution: *Government being instituted for the common benefit, protection, and security, of the whole community, and not for the private interest or emolument of any one man, family, or class of men; therefore, whenever the ends of government are perverted, and public liberty manifestly endangered, and all other means of redress are ineffectual, the people may, and of right ought to reform the old, or establish a new government. The doctrine of nonresistance against arbitrary power, and oppression, is absurd, slavish, and destructive of the good and happiness of mankind.* She said the government is intended to change as the needs change, and this is an effort of the citizens of Exeter to bring about change at the local level.

Ms. Surman said that Exeter is not easy to develop in already. If a developer were to check all the boxes and then was challenged, they could sue the town. Ms. Sanborn said that this ordinance is the first thing the developer should receive when proposing a project. They will probably come back with questions to be discussed in public meetings. Ms. Surman said they're doing that already, but Ms. Sanborn countered by saying there's currently no statutory basis for it, they can't deny applications on that basis or they will be sued. This empowers the governing body and could actually offset litigation because it's provided right up front.

Ms. Gilman suggested it was similar to the Historic District Commission's design guidelines; they're not binding, but serve as reference material. Ms. Sanborn said that the hope is that every governing body would use the ordinance as that up-front orientation. Mr. Dean asked if the 11 NH communities which have passed rights-based ordinance use it in this regard. Ms. Sanborn responded yes, and that it has not presented any problems or complications other than the potential for it to be ignored.

Ms. Cowan said that the effort to get the ordinance passed was commendable, and she agreed they need to evolve our thinking on development and how we treat our world, but she also shared Ms. Surman's concerns about stopping development. They need to find a balance, keep the town affordable, and attract the businesses that provide the jobs they need for the future. She also said that before signing something not technically correct, she would like to see a second legal opinion. Mr. Papakonstantis agreed, saying that they are being asked to go against what legal counsel has advised. He also wants to continue developing Exeter in a smart way, and he would like to see this work holistically without litigation or animosity.

Ms. Sanborn offered on behalf of CELDF to present a second legal opinion to the town. Ms. Corson asked to table this discussion for a month, to the May 20th meeting, to get the legal opinion.

b. Grant Acceptance: NHDES Drinking Water Grant Match \$20,000 for Surface Water Plan Evaluation

Mr. Dean said that Public Works was successful in attaining matching funds for groundwater and surface water assessment, an additional \$20,000.

MOTION: Mr. Papakonstantis moved that the Select Board enter into a grant agreement with NH DES for the purpose of asset management planning for the public water system and further authorize the Town Manager to execute any grant documents necessary to effectuate this agreement. Ms. Cowan seconded. All were in favor.

c. Third Reading: Marston Street Parking Restriction

Ms. Corson said that residents and PEA have requested they eliminate parking on the west side of Marston Street. She read that they are hereby amending chapter 101.2, Parking Prohibited on Specific Streets, as follows: "Marston Street - West side of street." Ms. Corson asked for public comment, but there was none.

MOTION: Mr. Papakonstantis moved the Select Board amend town ordinance 101.2, Parking Prohibited on Specific Streets "Marston Street - West side of street" with an effective date of April 29, 2019. Ms. Surman seconded. All were in favor.

d. 2019 Board and Committee Appointments and Reappointments

MOTION: Ms. Cowan moved the Board appoint Carlos Guindon as a full member of the Conservation Commission, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor

MOTION: Ms. Cowan moved the Board appoint Andrew Koff as a full member of the Conservation Commission, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor

MOTION: Ms. Cowan moved the Board appoint Lindsey White as an alternate member of the Conservation Commission, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Peter Lennon to the Facilities Committee, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor

MOTION: Ms. Cowan moved the Board appoint Curtis Boivin as a voting member to the Historic District Commission, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Greg Colling as a voting member to the Historic District Commission, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Linda Allen as an alternate member to the Historic District Commission, term to expire April 30, 2022. Ms. Gilman seconded for discussion, and said that although Ms. Allen hasn't put in an official notice, she has communicated that she doesn't want to resume her position. Ms. Cowan moved to withdraw the motion and Ms. Gilman moved to withdraw her second.

MOTION: Ms. Cowan moved the Board appoint Langdon Plumer as a full member to the Planning Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Gwen English as a full member to the Planning Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Marcia Moreno-Baez as an alternate member to the Planning Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Mike Wissler to the Recreation Advisory Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Jen Harrington to the Recreation Advisory Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Terrie Harman to the River Advisory Board, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Carl Wickstrom to the Water Sewer Advisory Committee, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Jim Tanis to the Water Sewer Advisory Committee, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Laura Davies as a full member to the Zoning Board of Adjustment, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Cowan moved the Board appoint Christopher Merrill as an alternate member of the Zoning Board of Adjustment, term to expire April 30, 2022. Mr. Papakonstantis seconded. All were in favor.

e. Town Hall Chairs Discussion

Ms. Corson said that the Town Hall chairs are old, uncomfortable, and hard to move around. Mr. Dean agreed, saying they are historical but not comfortable, and people have asked the town to replace them. He has priced out individual chairs which can be attached as per Fire Department regulations for a place of assembly, and asked that the board support surplus the current 172 chairs.

Greg Bisson of Parks and Rec told the board that the Town Hall chairs are worth something online; he found examples for sale at \$250. He suggests keeping a dual set and putting them on display at Town Hall. Mr. Papakonstantis suggested keeping more than two and

setting up a historic seating section. Ms. Gilman asked what budget line this would come out of, and Mr. Dean said they could use the Select Board Special Expense line or the Equipment Purchase line.

Greg Bisson presented a sample of the proposed replacement chairs. He said they can be stored on racks rather than leaning against a wall, and can easily be cleaned/disinfected. Ms. Corson said that people can't sit in those type of chairs for more than two hours. They don't fit with her goal of moving the lengthy deliberative sessions from the High School to downtown, and even someone going to a two hour play or political rally will be uncomfortable. The proposed chairs also don't do justice to Exeter or the beautiful Town Hall. She asked Mr. Bisson to bring them other options. Mr. Dean pointed out that if they surplus the chairs, they need to have replacements ready to go. Ms. Corson suggested renting some. Mr. Dean said that he would also like to surplus and replace the heavy tables in the main auditorium.

MOTION: Ms. Cowan moved the board declare the tables in the Town Hall surplus and authorize their sale and disposal by the Town Manager. Mr. Papakonstantis seconded. Ms. Gilman asked that they amend the motion to specify the heavy folding tables, and add that the Town Manager is authorized to purchase replacements. Ms. Cowan withdrew her motion and Mr. Papakonstantis withdrew his second.

MOTION: Ms. Cowan moved the board declare the heavy folding tables in the Town Hall surplus and authorize their sale and disposal by the Town Manager, who will then replace them. Mr. Papakonstantis seconded. All were in favor.

f. Parks/Recreation Permitting

Ms. Corson said they'd like to consider Parks and Rec taking over the permitting of Town Hall, the Town Offices, Swasey Parkway, and the Gazebo. Parks and Rec possesses the resources to handle permitting, their office manager has been upgraded to full time, they have appropriate software to permit these facilities, and they are able to accept credit and debit card payments. Currently, managing the permits is a major portion of Sheri Riffle's time.

Greg Bisson, the director of Parks and Rec, added that they can also generate reports, whether a simple events calendar or an update of all groups renting the facility. At the end of the year, they can do a summary report on exact hours used, revenue, number of organizations, and the breakdown of use by room. Ms. Corson said this data could be used in their decisions on fees. She would also like to see communications about permitted events go out to groups like the Swasey Parkway Trustees. Mr. Bisson said they could get a similar report. There would be weekly reports and consistent emails to all regarding large events.

Ms. Corson asked when groups would have to come to the Select Board for permission. Mr. Bisson said that anything involving alcohol or anything that Parks and Rec deems potentially unethical would be escalated to the Board.

Ms. Surman said that the mechanics sound excellent, but there's an actual RSA that they have to follow in terms of permitting. According to RSA 41:11-a, *The selectmen shall have authority to manage all real property owned by the town and to regulate its use, unless such management and regulation is delegated to other public officers by vote of the town.* Mr. Dean

responded that when a town adopts the Town Manager RSA, the board can delegate to Town Manager anything it deems appropriate to delegate, including administration of town properties; the Town Manager RSA supersedes RSA 41:11-a. The permitting task would then pass through the Town Manager to Parks and Recreation.

Mr. Papakonstantis said that in his view, it's not an issue for the task to go through Parks and Rec by delegating it to the Town Manager to delegate to staff. He added that the Board has a lot of work to do this year; permitting only takes 15 or 20 minutes out of the meeting but that's time that could be spent otherwise. Ms. Gilman said that with permitting coming through the Board, applicants have to wait 2 weeks or more for approval. Also, the Board has only dealt with permits for Town Hall, Town Offices, and Swasey Parkway; all other facilities have gone through Parks and Rec for years.

Ms. Surman asked how waiving fees could be reconciled with Parks and Rec permitting. Ms. Gilman suggested the Select Board would be the appeal board if a group requested a fee waiver. Ms. Corson said there should be no waivers.

Ms. Corson opened the discussion to the public.

Dwane Staples of 32 Ashbrook Road, the current chair of the Swasey Parkway Trustees, said that the trustees voted that the Select Board would do the permitting process, and if that is not the case he would like to see the permitting authority come back to the Trustees. Ms. Corson pointed out that they meet infrequently, and it would be difficult for the public to know who to communicate with. Mr. Staples said they can improve the process. Mr. Papakonstantis said that to streamline the whole process, they want give it to one department that has the ability to process permits immediately. Mr. Dean said they'll be publishing a list, so if there are any questions about what has been permitted they can easily be answered. Mr. Staples would still like to see it come back, but said he was speaking only for himself and that the trustees haven't yet discussed this issue.

Ms. Surman said that the trustees voted that Select Board would permit Swasey Parkway, but now the Select Board is delegating the responsibility. Mr. Papakonstantis said that the trustees voted to give it to the board, which is now using the authority they have in giving it to the Town Manager. This change will improve transparency and efficiency. Mr. Dean added that according to the Trust, Swasey Trustee authority is only for care and maintenance of the Parkway, and there's nothing about permitting. The Select Board are the ultimate administrators of the Trust and the parkway, and there's a method to delegate things from the Select Board to the Town Manager to the organization. Ms. Cowan pointed out that they have delegated permitting to other groups in the past, such as the Arts Committee.

Gerry Hamel of 17 Little Pine Lane, a former Swasey Parkway Trustee of 9 years, said that in all the years they permitted the parkway, the only time they had problems was last year during their major construction project. Recently they voted to give the authority to the Select Board, but if they knew the Select Board would give the authority to someone else, they may not have done it. To protect the park, he thinks permits should be reviewed by a group like the Select Board, not by a single person. He asked them to wait on their decision until the Trustees have a meeting. Mr. Papakonstantis clarified that they're only delegating authority, not relinquishing it. Ms. Corson said they would like to try this method out for a six month period and, if there are issues, reassess in a meeting between boards.

MOTION: Mr. Papakonstantis moved that the Board authorize facility and property use permits currently administered by the Town Manager's office, with the exception of the use of the Town Office, to be administered under the Parks and Recreation department with all fees from said permits to be collected by Parks and Recreation and turned over to the Town Treasurer. Permits will be issued by the Parks and Recreation Department for these locations in accordance with the property use policies and forms adopted by the Select Board, who will review the process six months from today, in October 2019. Ms. Cowan seconded. Ms. Surman asked if the motion does not include Swasey Parkway, but Ms. Corson said it does include Swasey Parkway. Mr. Papakonstantis withdrew his motion so that he could add this information, and Ms. Cowan withdrew her second.

MOTION: Mr. Papakonstantis moved that the Board authorize facility and property use permits currently administered by the Town Manager's office, including Swasey Parkway, with the exception of the use of the Town Office, to be administered under the Parks and Recreation department with all fees from said permits to be collected by Parks and Recreation and turned over to the Town Treasurer. Permits will be issued by the Parks and Recreation Department for these locations in accordance with the property use policies and forms adopted by the Select Board, who will review the process six months from today, in October 2019. Ms. Cowan seconded. Ms. Surman asked what will happen if the Swasey Trustees vote that they want to take the permitting back. Ms. Corson responded that the Board has the authority now, and there would be a problem with them trying to take back the permitting. Mr. Papakonstantis said he didn't believe the Swasey Park Trustees have the charge to permit anyway. If they voted to do so, the Select Board would have the ultimate authority anyway, the Trustees don't have the authority to take it back. Ms. Surman voted nay and the motion passed 4-1-0.

8. Regular Business

a. Tax, Water/Sewer Abatements and Exemptions

Commented [1]: video

Dave Sharples, the Town Planner, said that per his April 18 2019 memorandum, he is bringing forward the naming of two new streets. This not a renaming; when the developer develops a property, they come to the E911 committee, which vets the names for meeting the criteria. Out of the three proposed, only one met the criteria for each case.

MOTION: Ms. Surman moved to name the roadway highlighted in yellow on the attached plan titled "98 Linden Street Naming Plan" and dated 4/18/19 to Cypress Circle and number the dwellings in accordance with Chapter 14 of the Town Ordinance. Ms. Gilman seconded. All were in favor.

MOTION: Ms. Surman moved to name the roadway highlighted in yellow on the attached plan titled "183 Epping Road Street Naming Plan" and dated 4/18/19, to Willey Creek Road and number the dwellings in accordance with Chapter 14 of the Town Ordinance. Mr. Papakonstantis seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve a Vet Credit in the amount of \$500 for the following properties: 68/6/722; 62/10; 104/79/1013. Ms. Surman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an Elderly Exemption in the amount of \$183,751 for 55/72. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an Elderly Exemption in the amount of \$152,251 for the following properties: 104/79/208; 104/79/1018; 95/64/144; and 87/14/6B. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an Elderly Exemption in the amount of \$236,251 for the following properties: 65/56; 63/4; 54/4/12; 52/74. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve a Jeopardy Tax in the amount of \$236.50 for 87/14/1B. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to deny an abatement for 65/113. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an abatement in the amount of \$1,020.25 for 113/5. Ms. Cowan seconded. Ms. Gilman abstained and the motion passed 4-0-1.

Brian Griset of 26 Cullen Way spoke regarding his abatement request. He said is not allowed to have a copy of the changes the assessor had made relative to his inspection until they approve the abatement, so he is in favor of them granting it but may return in May once he reviews the information.

MOTION: Mr. Papakonstantis moved to approve an abatement in the amount of \$1,413.50 for 96/15. Ms. Gilman seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an abatement in the amount of \$1,350.25 for 73/212/102. Ms. Cowan seconded. All were in favor.

MOTION: Mr. Papakonstantis moved to approve an abatement in the amount of \$1,089.00 for 73/212/103. Ms. Cowan seconded. All were in favor.

b. Permits & Approvals

MOTION: Ms. Cowan moved the Board authorize the stopping of traffic as outlined in the request of April 16th on Front Street between Tan Lane and Elm Street on June 2nd, 2019 from 9:30 AM to 1:00 PM for the purpose of facilitating the 2019 PEA graduation exercises. She moved the Board authorize the closing of Court Street instead of Front Street in the event of rain on June 2nd. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Surman moved that the board accept the voluntary name change the address of 9 Clifford Street to 9, 11, and 13 Clifford Street. Mr. Papakonstantis seconded. All were in favor.

MOTION: Ms. Gilman moved to approve the blue sign request for Deep Meadow Variety in accordance with the provisions of section 502.2b of the Town Ordinances: Directional Signs - "Blue Signs." Mr. Papakonstantis seconded. All were in favor.

c. Town Manager's Report

- i. The temporary pavement installed last year on Washington Street will be replaced with permanent pavement next week. Driveways on one side of the street will be temporarily inaccessible.
- ii. On Lincoln Street, American Excavating is paving between Daniel and Main Street. Construction is expected to continue through August. Parking on Lincoln Street in front of the orange barrels is allowed unless the "no parking" signs are facing the street. Parking is available at the Handkerchief Company as designated.
- iii. On Epping Road, trenching is still being done but they're at the end of the route. They should have the majority of work done by late Spring. The traffic signal at Continental will be installed later this summer.

d. Select Board Committee Reports

Ms. Gilman attended the Heritage Commission meeting, and they found no circumstances to mitigate any historical heritage that may be lost by building a cell tower at the Simpson property. There's an proposed antenna to be added to the Mill Street Smoke Stack, but it requires FCC review. The yet-to-be-named Senior Council had a meeting with several residents of age-restricted housing, different human services groups, the Y, and RiverWoods, trying to determine the mission of the group. They will hold several community forums to get input from the public. In the Conservation Commission meeting, they heard a presentation from the Sustainability Office advocates.

Mr. Papakonstantis had a Planning Board meeting, which was over in an hour. They heard two cases, one a residential lot subdivision, the other PEA and the fields, both were approved. Unitil is coming back this Thursday; they will have a sitewalk before the last meeting on that project. They will also be doing a sitewalk at the Varsity Wireless site.

Ms. Cowan attended a Housing Advisory meeting, where the Horsley Witten Group hosted an interesting discussing on three commercially zoned corridors in town. There will be more conversations and a survey is going around. The Water and Sewer Advisory Committee is going to take back the review of the abatement process. In the Communications Committee, DPW director Jennifer Perry walked them through what's happening with the chloramine water treatment switchover. Tomorrow there will be another Communications Committee meeting.

Ms. Surman had no meetings this week, but did attend the swearing in of new officer Ben Clouthier, which she enjoyed. She also mentioned that the Select Board had their goal-setting session.

Ms. Corson was present for parts of the Exeter River Advisory Committee meeting. She shared the sustainability committee's PowerPoint in the packet. She suggested that someone from the town should give the person who runs the UNH sustainability program a call.

Mr. Dean provided the board with a letter which he'd like them to sign regarding HB352, on restoration of funding for the wastewater treatment plant.

MOTION: Mr. Papakonstantis moved for the Exeter Select Board to sign the letter from the five members in support of fully funding HB352. Ms. Cowan seconded. All were in favor.

Ms. Corson said she's still looking for Select Board computers but wants something that will be a five year investment.

e. Correspondence

- i. A letter from Penny Touchette, the state Municipal Accounts Advisor. Mr. Dean said that this is a re-review of the article on the Great Bridge Deficit. They entered into this as a monetary warrant article but the state will disallow the appropriation amount to effectuate what they intended to do. It's just a transfer.
- ii. A notice of the swearing in of Exeter Police Sergeant officer Devin West, May 2nd, 9 AM in the Town Office's Nowak Room.
- iii. A notice of a retirement luncheon for ACO Neil Jones in the Fire Department Training Room April 30 at noon.
- iv. A letter from resident Benjamin Conlin with positive feedback about the Town Clerk.
- v. A memo dated April 18th to the Department Heads for the CIP. June 28th is the deadline for submittals. In July the Town Manager meets individually with department heads.
- vi. A PowerPoint by the sustainability group
- vii. Information about the UNH Sustainability Fellows program
- viii. The NH Legislative bulletin of April 19th. Ms. Gilman said that the bills on single-use plastics are at the Senate level now, and will be heard next week. There are Senate Bills that they've tabled, and will probably be added on as a non-germane amendment to the budget bill. There's a bill about net metering, one in the House and one in the Senate. There's also a bill about the aggregation of energy for towns.
- ix. A letter from the Richie McFarland Center thanking them for the first quarter payment of \$2,500.
- x. A tax receipt from Seacoast Family promise for a donation of \$375.

9. Review Board Calendar

- a. There are upcoming meetings on May 6th and May 20th.

10. Non-Public Session

MOTION: Ms. Surman moved to enter into non-public session under RSA 91-A:3, II (a) relative to compensation/promotion of an employee. Mr. Papakonstantis seconded. By a roll call vote, all were in favor.

The Board emerged from non public session.

11. Adjournment. Motion by Gilman to adjourn, seconded by Papakonstantis. The Board stood adjourned at 10:25 p.m..

Respectfully Submitted,
Joanna Bartell
Recording Secretary

Facilities Committee Update

--DRAFT--DRAFT--

Exeter Facilities Advisory Committee Recommended “Charge” Revisions

Committee Charge

- (1) Assess and analyze municipally-owned facilities in order to prioritize physical plant needs and budgets.**
- (2) Develop a quantifying, data driven facilities assessment and analysis methodology and process that informs decision makers and enables priority-setting among CIP, replacement, renovation, and maintenance projects.**
- (3) Advise the Select Board, Town Manager, Planning Board, Budget Recommendations Committee, and Public Works Department (DPW) on facilities priorities, including construction, replacement, renovation, and maintenance, and the development of an overall facilities strategy.**
- (4) Consider developing an Exeter Facilities Master Plan and a Facilities Renewal Policy.**
- (5) Coordinate where possible with other town Boards, Commissions, Committees, and other local entities, including the Public Library Building Committee.**
- (6) Make recommendations resulting from (1) – (5) above.**

In carrying out its Charge, the Committee, also shall take into account the Facilities priorities described in the 2018 Town Master Plan adopted by the Planning Board, the 2015 Town Facilities Plan, and any other relevant studies and reports accomplished during prior and future years.

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Exeter Facilities Advisory Committee Goals and Objectives

Goals and Objectives 2019

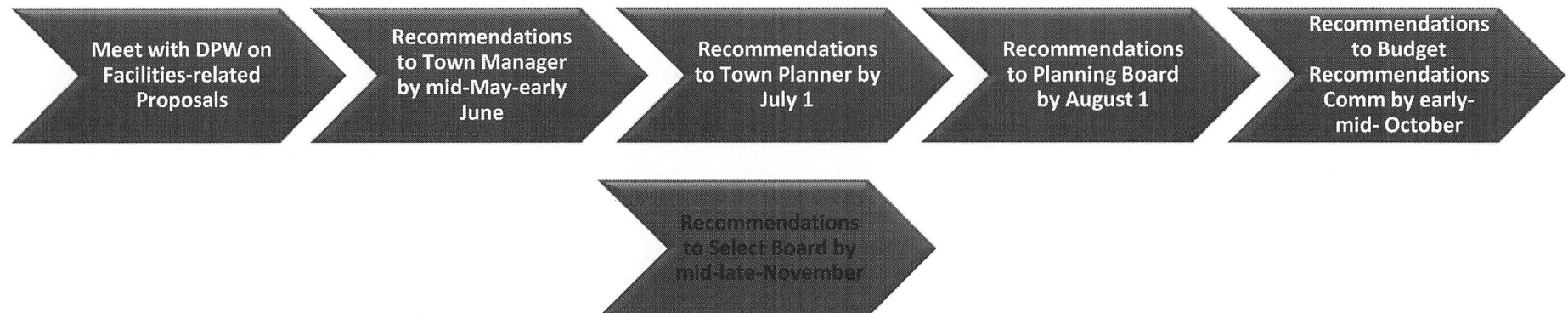
- Perform Facilities Condition Assessment for all Town properties
- Engage regularly with other relevant Town Boards, Commissions, Committees, and other entities through liaison representatives
- Identify how best to interface with Select Board, Town Manager, Planning Board, Budget Recommendations Committee, Town Planner, and DPW to enable full participation in the FY 2021 Budget Process
- Where possible, become partly involved in the FY 2020 Budget Process

Goals and Objectives 2020

- Deliver data-driven Facilities Assessment and Analysis Tool and Process to enable priority-setting among facilities-related projects
- Participate fully in FY 2021 Budget Process on facilities-related projects

Exeter Facilities Advisory Committee FY 2021 Budget Inputs

Proposed Timeline



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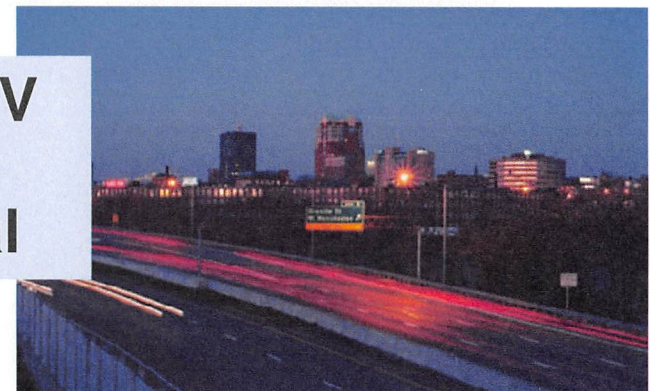
Energy Committee Update

EVERSOURCE



New Hampshire EV Fast Charging Corridor Proposal

March 2019



Executive Summary

- We propose a public-private partnership creating a 12-site EV fast charging corridor across New Hampshire's major roadways.
- The proposal leverages the availability of VW Settlement Funds earmarked for EV charging infrastructure.
- The EV fast charging corridor will:
 - promote New Hampshire travel and tourism.
 - support commuters and drivers who choose to drive electric
- Our proposal maximizes the impact of VW Settlement funds:
 - the chargers will be funded with approximately 41% of VW Settlement funds already earmarked for EV charging.
 - drive third party innovation in business models for EV chargers.
- Eversource's contribution to the Fast Charger Corridor will more than pay for itself for all customers due to the rate reducing benefits of increased electrification and thus avoids subsidies.

Why Now?

The proposal for a public-private partnership creating a 12-site EV fast charging corridor in New Hampshire reflects a unique confluence of events, which ensure:

1. **leveraging of publicly available funds** so that New Hampshire customers are not subsidizing EV infrastructure
2. **enabling of in-state economic growth** through promoting travel and tourism along the proposed EV fast charging corridor

Publicly Available Funds

NH's **overall** share of VW Settlement Funds is **\$31M**

15% or \$4.6M of the total is allocated for **electric vehicle charging equipment**

OSI has specified that the \$4.6M should be invested to **maximize private sector funding** and may take into consideration **recommendations** from the NH Electric Transportation Commission

The **NH Electric Transportation Commission** has recommended that **DC Fast Charging corridors** be **prioritized**

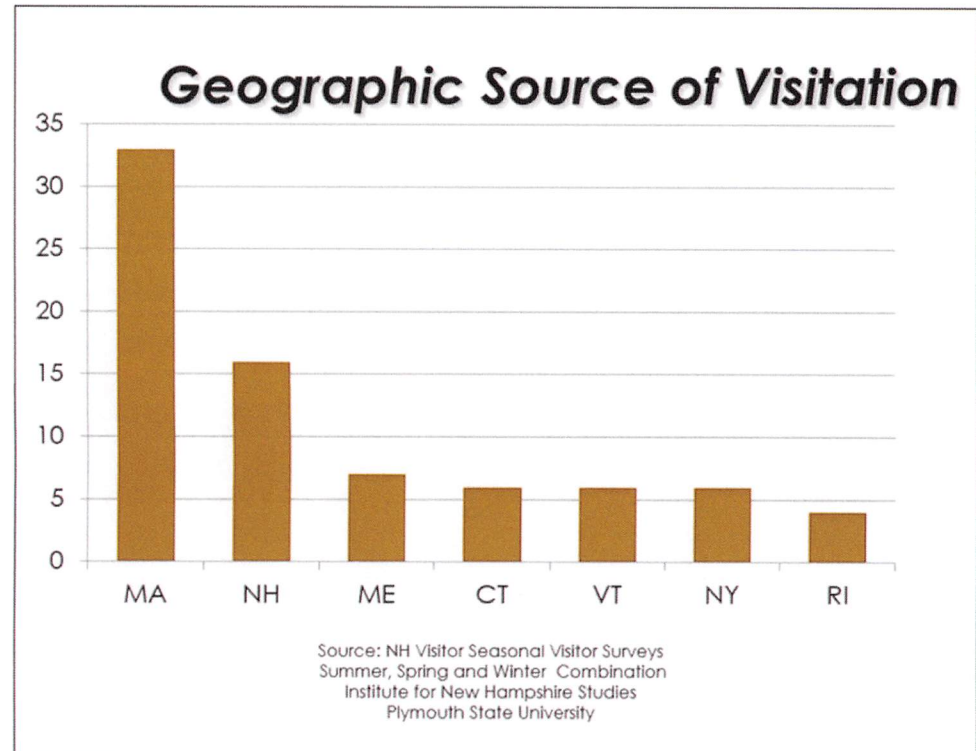
Driving NH Economic Growth

Tourism Key Facts

- Tourism is a core economic driver for NH
- In 2017
- 2.23 million visitor trips
 - \$269 million in tax revenues
 - 48,000 jobs

Intersection of Tourism and EVs

- Most demand for EVs is coming from CT, ME, MA, MD, NJ, NY, RI and VT
- Of these, CT, ME, MA, NY, RI, and VT are key feeder markets for NH

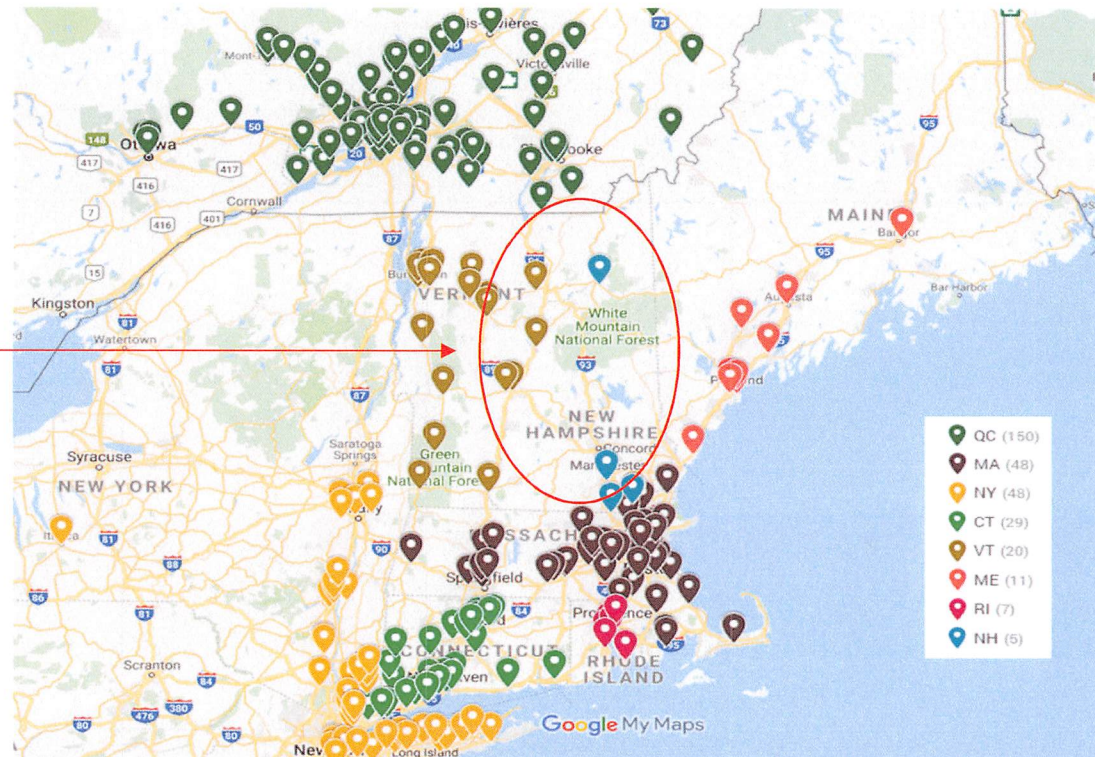


- Quebec is another key tourism feeder location with residents making more than 406,500 visits to NH each year, spending over \$83.9 million
- Quebec accounts for nearly 50 percent of all EV owners in Canada

Filling in the Gap

DC fast charge sites are being installed in neighboring states at a higher volume than New Hampshire, in large part to enable EV tourism

DC Fast Charging Corridor From Montreal to NY

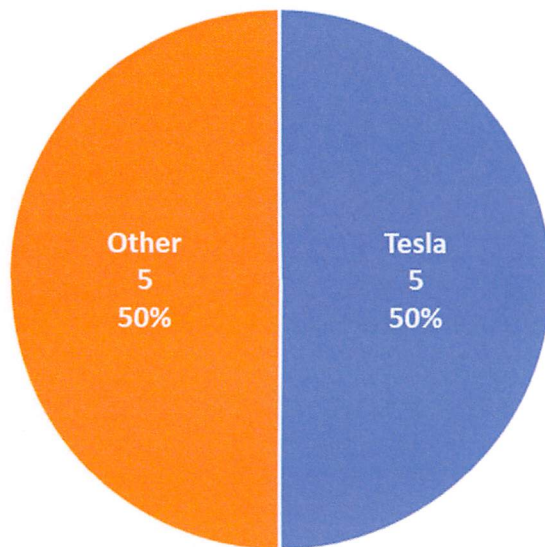


NH is the missing link

DC Fast Charger Need in NH Is Significant

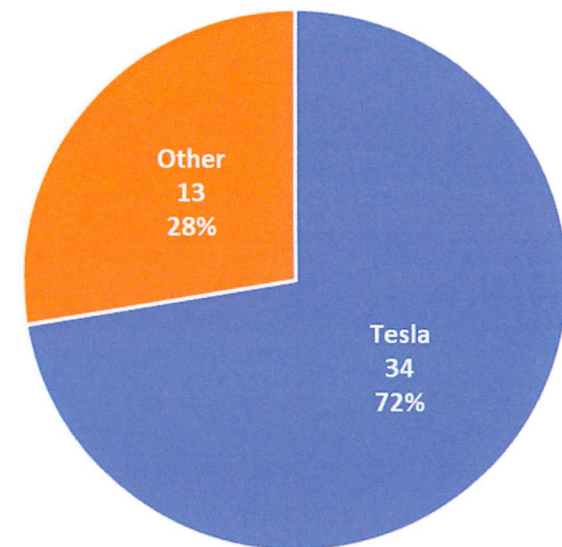
Only 10 DC fast charging locations (47 individual chargers) currently exist:

of locations



This infrastructure has the capability to support ~200 charging sessions per day

of chargers



Tesla chargers have a proprietary plug and **are available to Tesla drivers only**



Only **13** publicly available chargers are **accessible to all EV drivers**

The State needs approximately **135** additional DC fast chargers to retain its current inflow of commuters and tourists.

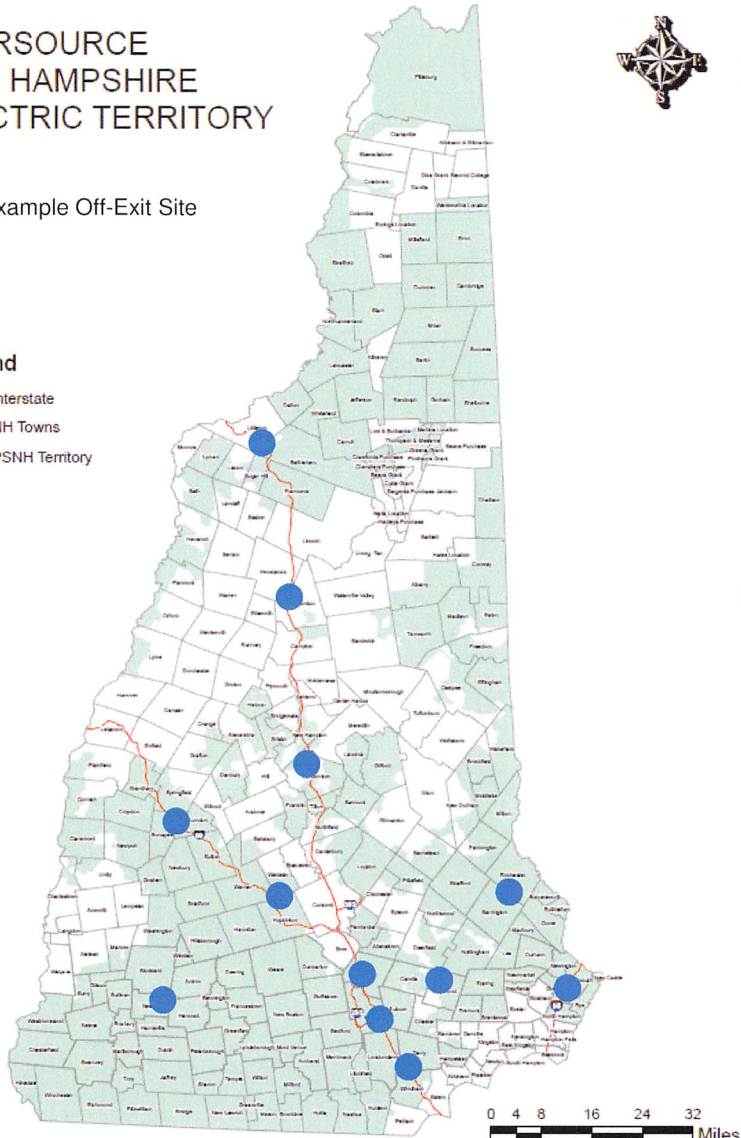
Proposed Solution: DC Fast Charging Corridor

EVERSOURCE
NEW HAMPSHIRE
ELECTRIC TERRITORY

● Example Off-Exit Site

Legend

- Interstate
- NH Towns
- PSNH Territory



Off Exit - Accessible by both NB & SB

- I89 (2 sites)
- I93 (6 sites)
- 95 (1 sites)
- 101 (1 sites)
- Spaulding (1 site)
- Route 9 (1 site)
- 12 total sites
 - Locations TBD – need to recruit site hosts

Assumptions

- 4 50kW DCFC per site
- Make-Ready model (Eversource owns from service drop to stub up of charger – site host owns charger)
- Cost of DC Fast Chargers (\$1.92M) funded via VW Settlement Funds

Site Selection Methodology

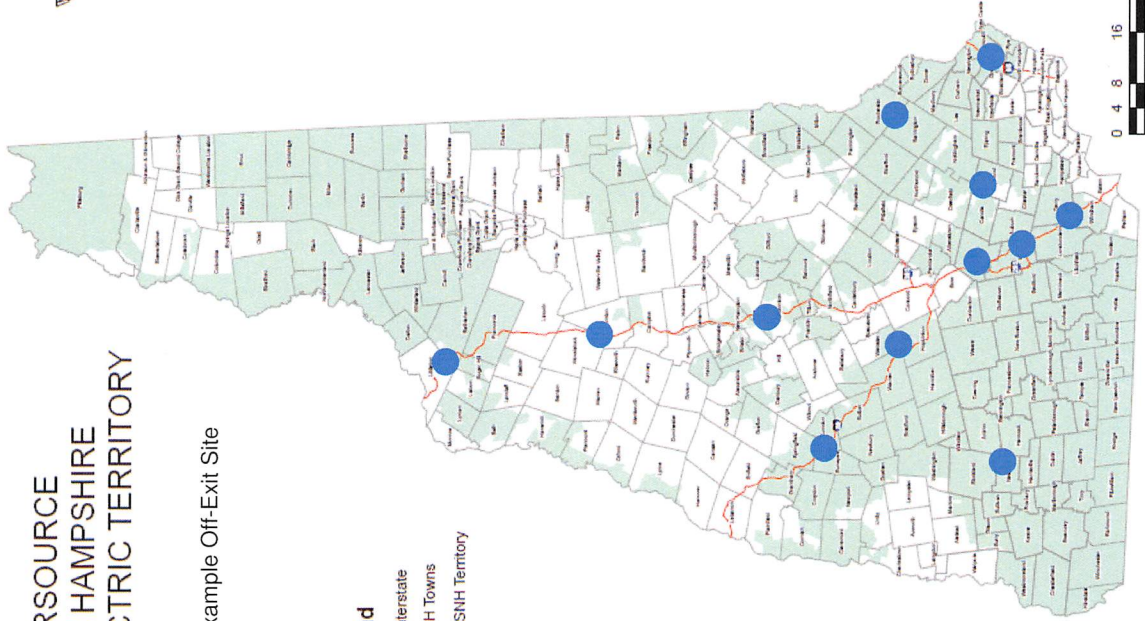
EVERSOURCE
NEW HAMPSHIRE
ELECTRIC TERRITORY



● Example Off-Exit Site

Legend

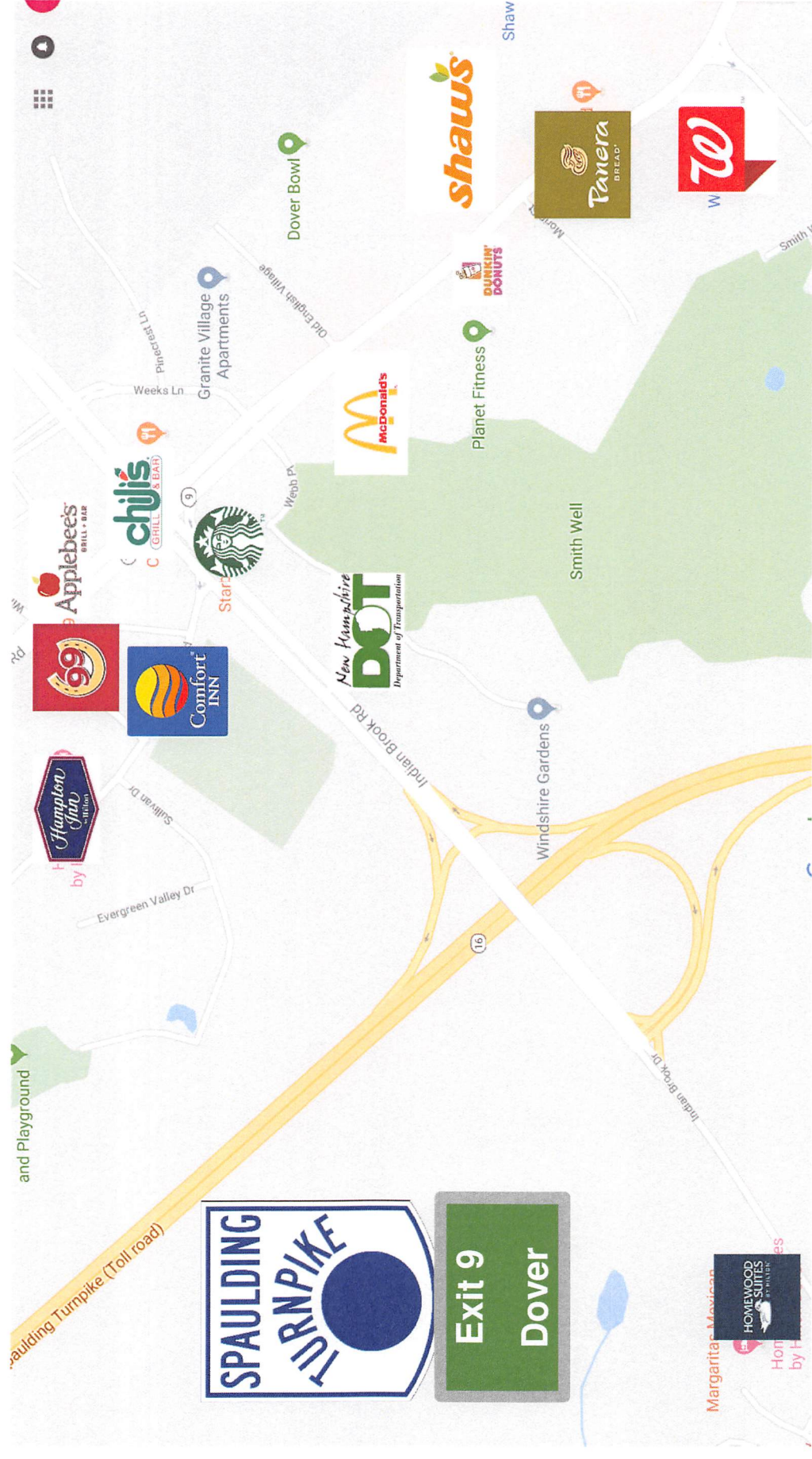
- Interstate
- NH Towns
- PSNH Territory



Selection Metrics

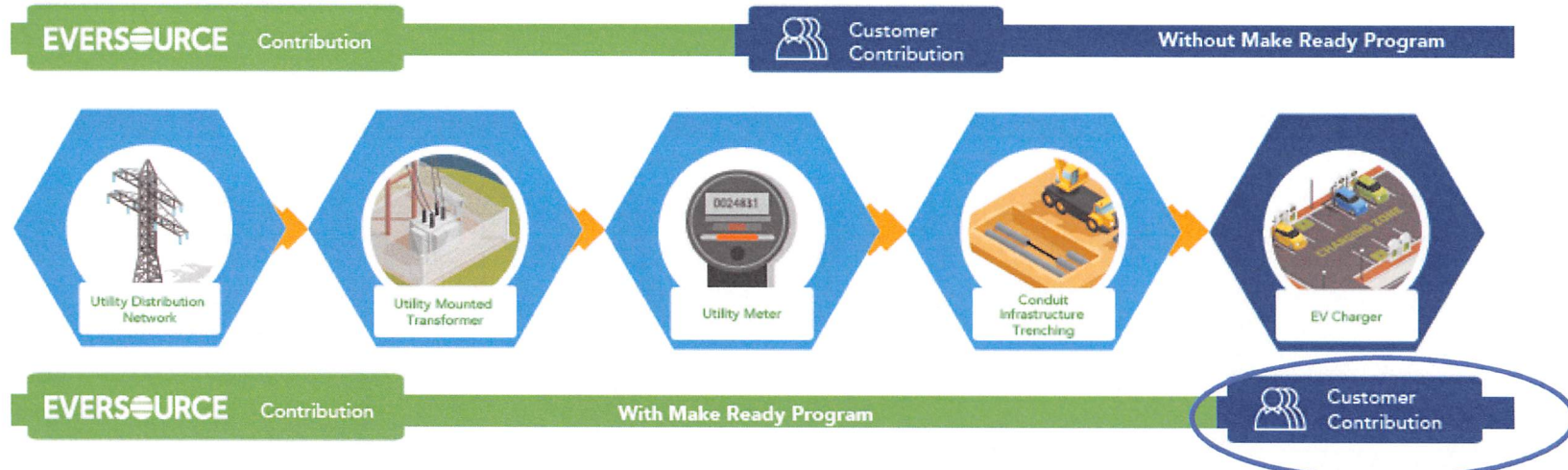
- Target peak traffic areas
 -
 -
 -
 -
 -
 -
- Ensure gap coverage between service territories
- 40 mile max distance to next station
- More stations in higher traffic areas
- Off-exit deployment to enable easy access

Corridor Deployment Targets - Example



Representative targets only, no definitive discussions with these customers

Total EV Fast Charging Corridor Costs



VW Settlement Funds

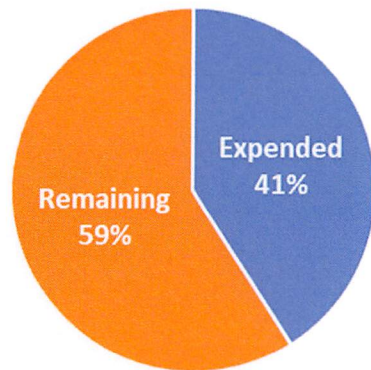
Component	Cost	Funding Source
Utility-side infrastructure	\$79,000	Eversource Investment
Customer-side infrastructure	\$96,950	Eversource Investment
Total Infrastructure Capital	\$175,950	
50kW DC Fast Chargers (4)	\$160,000	Govt. owned property (100% VW funding); non-govt. owned property (80% VW funding , 20% Eversource rebate)
Total Site Cost	\$335,950	
Total Program Cost	\$4,031,400	

Proposal Maximizes Impact of VW Funds

Eversource Contribution Maximizes Impact of VW Settlement Funds Earmarked for EV Charging

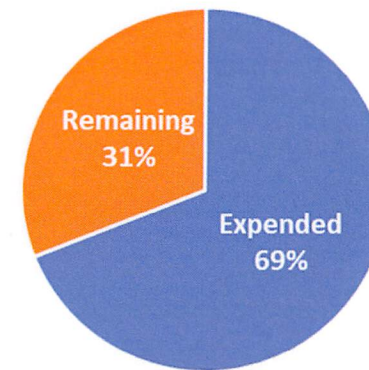
Total Draw on VW Funds To Stand Up 12 Site EV Fast Charging Corridor:

With Eversource Contribution



Optimal – leaves room for future uses of VW Settlement funds

Without Eversource Contribution



Sub-optimal – significant draw on total VW Settlement funds

Program Drives 3rd Party Innovation

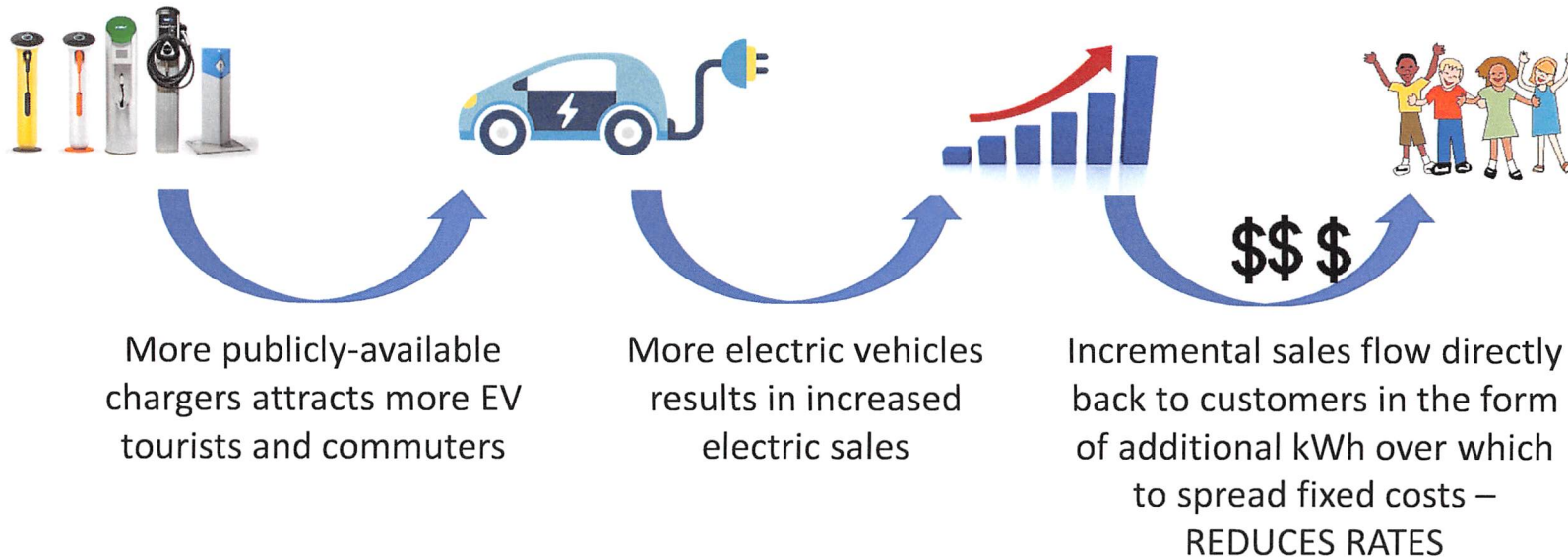


Eversource will leverage its expertise as an electrical infrastructure provider by bringing necessary power to the charging station

Charging station market will remain open to competitive suppliers all vying for share



Every \$1.00 of investment leverages >\$1.00 of rate reducing benefit



- With base assumptions, the benefit/cost ratio of Eversource's EV infrastructure investment is >1.0, indicating savings for customers
- Therefore, Eversource's contribution to the EV Fast Charging corridor more than pays for itself for all customers over its life and does not constitute a subsidy

Key Takeaways

1

We propose a public-private partnership creating a 12-site EV fast charging corridor across New Hampshire's major roadways

2

The proposal leverages the availability of VW Settlement Funds earmarked for EV charging infrastructure

3


The EV fast charging corridor will advance economic development in New Hampshire

4

Eversource's contribution will more than pay for itself for all customers due to the rate reducing benefits of increased electrification and thus avoids subsidies

Parking Discussion

**TOWN OF EXETER
MEMORANDUM**

TO: Select Board
FROM: Town Manager 
RE: Preliminary Parking Discussion
DATE: May 3rd, 2019

The agenda item regarding parking grew out of a discussion at the recent goal setting by the Board. Parking has been a focus in recent years with continued development in the downtown corridor, as well as the Lincoln Street project, which will include a new streetscape in the area. The Downtown Parking Survey was conducted by RPC last year under their auspices and produced very recent information on individual attitudes and ideas around various parking and traffic items.

An initial staff meeting was held on April 12th to begin to review and benchmark where we stand with the various parking and traffic related items, and an approach to begin addressing these items. The need for a holistic approach that addressed as many areas as possible was brought up and included the different pieces of what was named the 'parking program', including these elements:

1. **Regulations/ordinances**. Adjusting any parking regulations would mean amending these ordinances (Chapter 1 of the town ordinances) and a full review should include a fresh look at these ordinances.
2. **Zoning Ordinance on Parking** – The zoning ordinance may be recommended to change depending on recommendations made around parking
3. **Parking Enforcement** – A variety of enforcement issues with respect to parking, including the recent court decision on chalking. Chief Poulin acknowledged some of the challenges of this during the meeting. As part of any parking program, enforcement would need to be looked at.
4. **Parking Supply** – What are the targeted spaces or districts, how many spaces in each. How would each be handled or treated. Is more parking needed in certain places, and how would this be achieved.
5. **Parking Utilization** – What hours are spaces being utilized and by whom, and are people parking in these public spaces for more than 2 hours (as an example).
6. **Parking Permits** – Today the town does very little in terms of permit parking. Most permits issued are on a temporary basis (contractors working downtown, for

example) or seasonal issues (Chestnut Street). There is no organized permit program at this time other than these particulars.

7. **Paid Parking** – Should the town continue the discussion of paid parking, given the potential to raise additional revenue to support parking related improvements, such as land acquisition, enforcement, administration or other infrastructure improvements related to parking.
8. **Parking Administration** - In consideration of #6 above, what are the costs of getting a parking program up and running, what is the proposed fee schematic, and how much in revenue would be generated. The town's only dedicated parking enforcement officer recently retired.
9. **Comparable Communities** - A review of parking challenges in similar communities (Durham, Dover, Hampton, Portsmouth) and how those challenges have been met or addressed.

This memo outlines areas of a possible parking program and to begin the discussion. It does not address specific items related to traffic management such as flow, safety, congestion/counts, sight lines, directions, or circulation patterns.

We are looking forward to supporting the Board and working with our various departments, boards and committees on these items through the next steps.



Exeter Parking & Traffic

2018 Survey Results



Why the Survey Was Done

Rockingham Planning Commission (RPC) and the Town of Exeter jointly issued the Exeter Parking and Traffic Survey from July 16 to July 28, 2018 to capture a snapshot of perceptions around the issues of parking and traffic in downtown Exeter. The results of the survey are intended to be one piece of Exeter's discussion about parking and traffic issues downtown. The survey results may be used to guide future action by the Town of Exeter.

RPC conducted this survey in part to pilot a new public outreach software. This survey was conducted at no charge to the Town of Exeter.

How the Survey Was Done

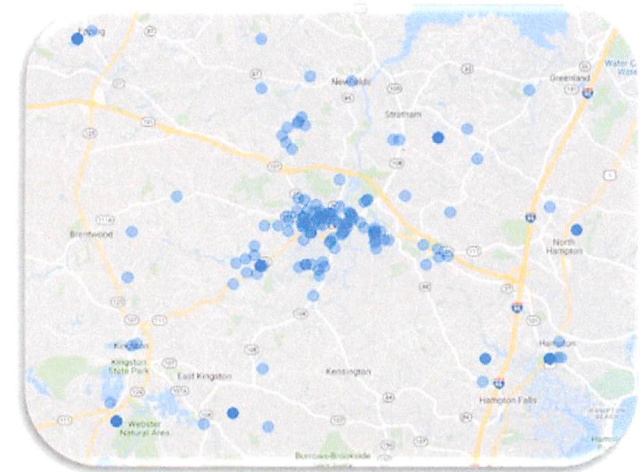
The survey was conducted via a website between July 16, 2018 and July 28, 2018. The survey was advertised through social media, including municipal accounts, posted on the Town of Exeter and RPC websites, and via multiple email distribution lists. During the weekly Exeter farmers market, patrons had the opportunity to take the survey on tablets.

The survey asked 18 general questions about parking and traffic with some questions consisting of multiple parts. The survey was viewed over 5,000 times and 862 individuals participated and filled out at least some of the questions and 341 respondents provided 772 written comments in addition to answering the questions. A total of 146 individuals provided their email address for future parking and traffic information in downtown Exeter.

Where to Get the Survey Data

The full survey results and comments be viewed at:
<https://publicinput.com/ExeterParking>

A file of survey data and comments will be provided to the Town of Exeter in Excel and PDF format.



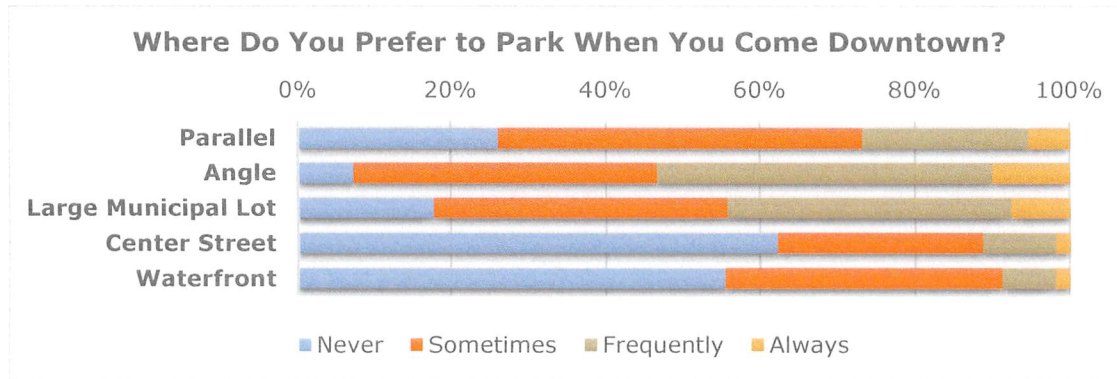
Distribution of Survey Participants

Survey Findings

How Many Public Parking Spaces Are There?

The first survey question asked how many public parking spaces respondents believed were in the downtown (see map on last page). The question was intended to gauge perceptions and provided immediate feedback by showing the user the correct answer. Most that answered the question (830) underestimated the amount of parking substantially, and many of the 160 comments were surprised at the actual amount. However, **the amount of parking available becomes irrelevant if people do not know where it is located**, or it is perceived as “always full” which is reflected in many comments.

675
66% assumed there are 350 spaces or less

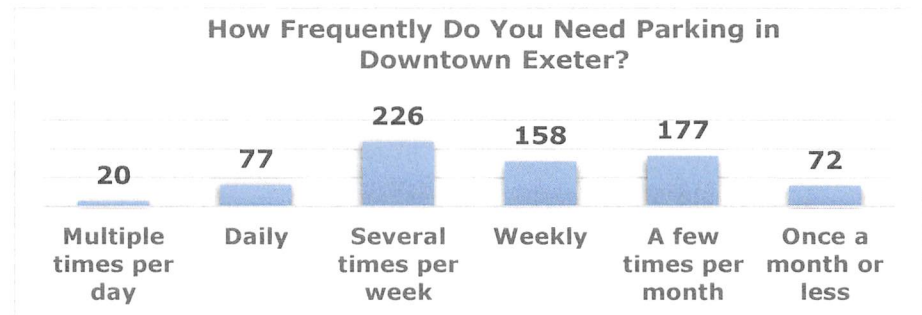


Willingness to Walk

Over 70% of participants parking for less than one hour are willing to park more than a two-minute walk away from their destination. Those that need more than four hours of parking are less willing to walk: 39% stated they prefer to walk less than two minutes away from their destination, but only **7% of participants park for more than four hours**. In short, most people are willing to walk even if they are only in Exeter for a short time.

Park Downtown

Participants were asked to choose up to three times of day that they most frequently need parking downtown resulting in over 1200 responses for which selection order can be examined. Nearly 500 participants selected multiple time periods, and overall the **afternoon (1:00–5:00 PM) and evening (5:00–7:00PM) were when most people need parking**. The most popular day to park in downtown was Saturday, with Sunday and Monday being the least popular days to park downtown.



Amenities

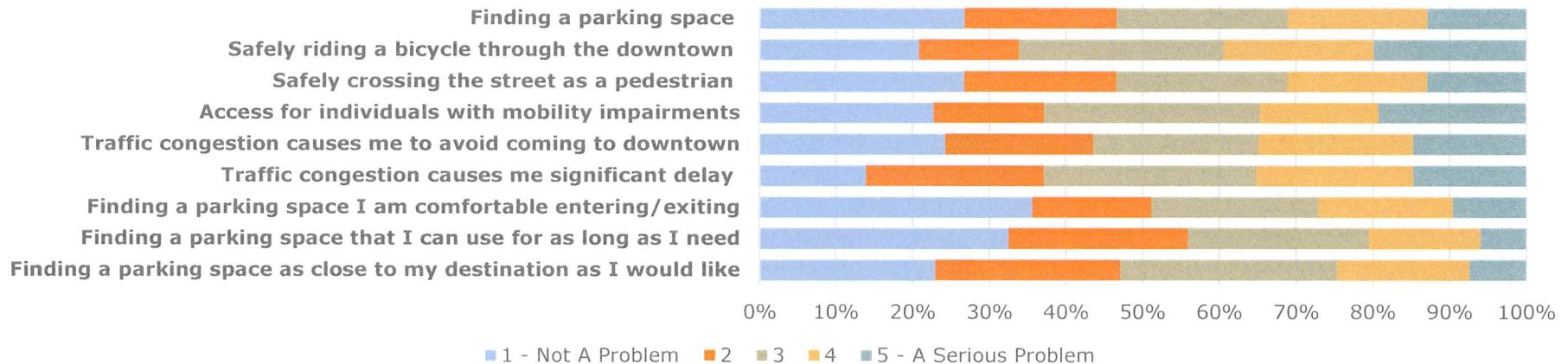
Participants indicated several amenities they were interested in having downtown. **Having sidewalk seating available for restaurants and cafes received the most interest (86%)**, with more benches also being popular (78%). The amenities least supported or respondents being indifferent about were cellphone and electric vehicle charging stations (70% and 69%), and adding bike tire pumps (77%). The most commented on amenity was to increase the number of trash receptacles, specifically near Swasey Parkway.

Major Concerns

Participants generally found **traffic congestion downtown to be their biggest concern** (35% rating a 4 or higher). Safety issues were also concerns with 40% of participants feel biking through downtown was a serious concern and 35% felt access for individuals with mobility issues was a concern. **Two-thirds of participants indicated finding parking and associated concerns as neutral or not a problem.**

Yes, Please!	Maybe?	No Thanks, Not Needed!
Sidewalk seating for restaurants and cafes	More dog waste receptacles	Cellphone charging station
Maps of shops, restaurants, etc.	Improved street lighting	Electrical vehicle charging station
Additional benches	Additional landscaping	Water feature in the pocket park
	Additional bike racks	Tire pump for bikes

Parking & Traffic Issues In Downtown Exeter



Possible Solutions

Better Signs & Wayfinding

Multiple comments indicated that self-identified “long-time” residents were not aware of all of the parking options in the downtown area. The addition of signage identifying publicly available parking lots would be helpful. Many comments also indicated confusion about when parking was allowed or not when a businesses or offices are closed.

“The angled parking spaces are very challenging to back out of - at some point you just have to cross your fingers and go (especially if you're parked next to an SUV or pickup truck) oncoming travel does not slow or stop for people [making] backing up difficult.”

Build A Parking Garage

A common recommendation from survey participants was to build a parking garage on the municipal parking lot behind the Town Offices. Many respondents also indicated not wanting such a garage. Building a parking garage is typically an expensive option for increasing parking availability, however, the financing options and economic impacts may offset upfront costs.

The City of Dover built a municipal garage in 2016 with 321 parking spaces. The total cost to build was \$11 million or \$34,000 per space. Currently, parking cost a dollar per hour during weekday business hours. Additional detail on Dover’s garage development is available at:

<https://www.dover.nh.gov/government/city-operations/police/new-police-facility/index.html>

“I’ve lived in Exeter all my life and I had no idea there were three designated municipal lots. ...[b]ut there are always spots on the street, whether it be store front, bandstand, river lot, etc. However, I could possibly understand how it may be difficult for a visitor to know the other spots to park.”

Change On-Street Parking

A common concern from survey participants was the parallel and angled parking in downtown. Many find it difficult to pull in or out of the angled parking along Water Street, with a common concern regarding the narrowness of spaces. Many also indicated the roadways becoming very narrow in areas where there is parallel parking on both sides of the street, especially in the winter.

Widening or eliminating certain parking spaces may be a solution in key areas but should be done in conjunction with parking improvement measures (such as creating new parking areas or increasing parking turnover through the use of parking meters).

**Did you know Exeter had parking meters in 1968?
Revenue generated was over \$16,000, or about \$118,000 today.**



Improve Safety & Access

Many participants identified safety as an area in need of improvement for all users. The mix of a narrow street, many parked cars, moving vehicles, bicycles, and pedestrians can create a congested atmosphere at times with disrupted traffic flow. Strategic removal of parking spaces at the narrowest points might allow additional space for vehicles and bicycle traffic as well as increase visibility for pedestrians at crosswalks. The Water Street crosswalk with the bulbouts adjacent to the bandstand has reduced the crossing distance and improved visibility for pedestrians, and similar improvements are needed at the other crosswalks, particularly across Water Street by the Citizens Bank.

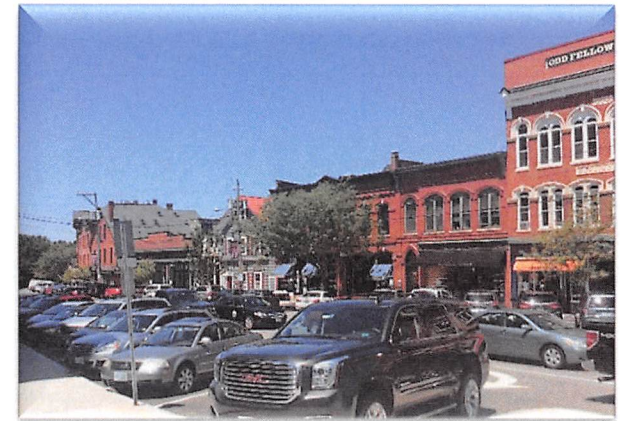
"Pedestrian safety is an issue. Too many people crossing between cars, too few cars stopping for pedestrians in cross walks, and too many bikes on sidewalks. "

"I don't love the angle-in parking, I'm always worried that someone will hit me backing out. "

Angle-in parking is very efficient in that it allows a larger number of spaces than parallel parking and faster entry which limits the disruption of traffic flow from the parking maneuver. However, leaving angle-in parking is challenging as drivers have difficulty observing approaching traffic and ensuring that they are not backing into something or someone, and cyclists are most vulnerable in this situation. Back-up cameras have made this process somewhat safer, but the maneuver remains challenging. Reconfiguring to reverse angle parking retains the current spatial efficiency, is easier than parallel parking, and has the added benefit of improved safety by eliminating the backing out maneuver that results in so many collisions and is dangerous for pedestrians and cyclists.

Ease Traffic Congestion

With multiple converging state highways and limited access points across the Exeter River, the downtown experiences a substantial amount of traffic daily. The most recent counts from NHDOT (2017) indicate that Water Street averages over 17,000 vehicles per day near the Great Bridge, and Front Street sees close to 15,000 vehicles per day. When these volumes are combined with bicycle and pedestrian traffic and parking maneuvers, it creates short-term congestion and disruptions in the flow of traffic. At the same time, these disruptions in flow keep vehicles moving slowly which has a safety benefit. There were many suggestions offered by participants to reduce congestion, including removal of some parking in the narrowest areas such as in front of St. Anthony's Bakery and on Water Street closest to the Great Bridge, one-way circulation utilizing Pleasant Street and the String Bridge, improving pedestrian crossings and encouraging more pedestrians to use them, changing the circulation around the Bandstand, and many others.

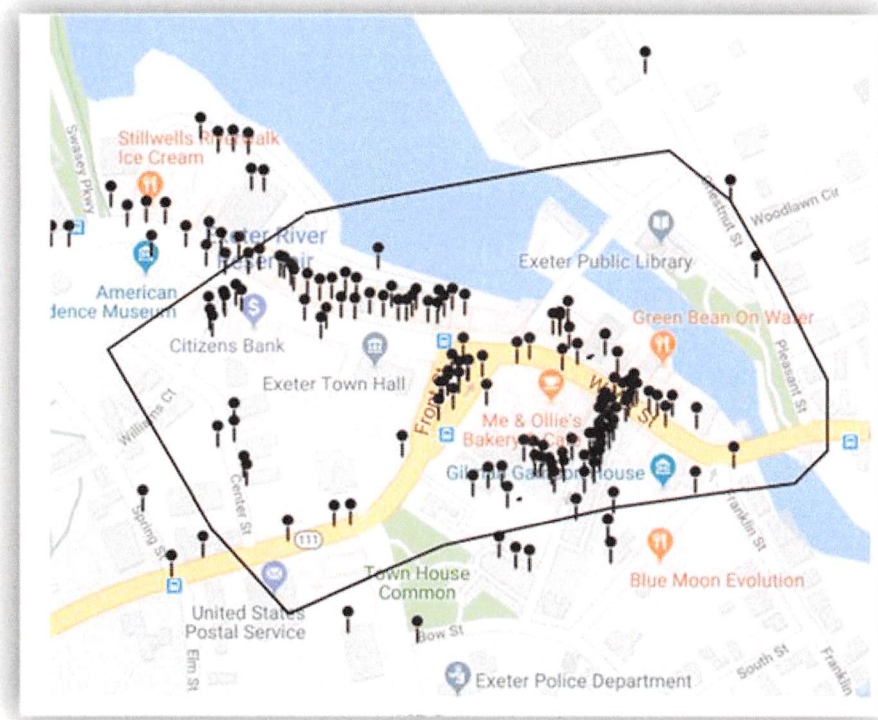


Recommendations

Conduct a Parking Utilization Study

Most survey participants (>90%) underestimated the amount of parking available in the downtown area (see map on following page). It was also clear that many people were not aware of all the available parking areas. Several comments indicated that it did not matter how many spaces there were because the perception is that there is little parking available when people want it.

A parking utilization study was conducted by the Exeter Chamber of Commerce and Rockingham Planning Commission in 2001/2002 found the demand for parking was near the supply during peak periods (roughly 10:00 AM to 2:00 PM), especially in the municipal lots. However, outside of those times there was generally substantial parking available with an overall utilization rate of just under 60 percent. Since 2002, the mix of businesses and other uses in the downtown has changed substantially and a new evaluation would help to understand how demand has changed given that the supply has stayed relatively static over that same period.



Where do you like to park?

Explore Opportunities to Manage Demand

The addition of multiple new restaurants in the downtown (and plans for more), along with other activities has seemed to increase evening activity in the area. It is possible that extending hours of some other businesses into the evenings may shift some of the demand from mid-day/afternoon to the evening and reduce the demand during the current peak periods. A starting point would be to extend hours on Saturday and Expand to Friday and Thursday if successful.

Investigate Options for Shared Parking

Private spaces that can be used by the public during non-business hours provide a way to meet demand with minimal investment. Bank parking lots are one common shared space as they generally are closed in the evenings and Saturday afternoons when demand is high for public parking spaces. Public building and school parking lots can also be used in a similar manner outside of normal operating hours. The town should explore opportunities to partner with other entities to use existing private spaces in the downtown area when they are not needed.

Improve Wayfinding

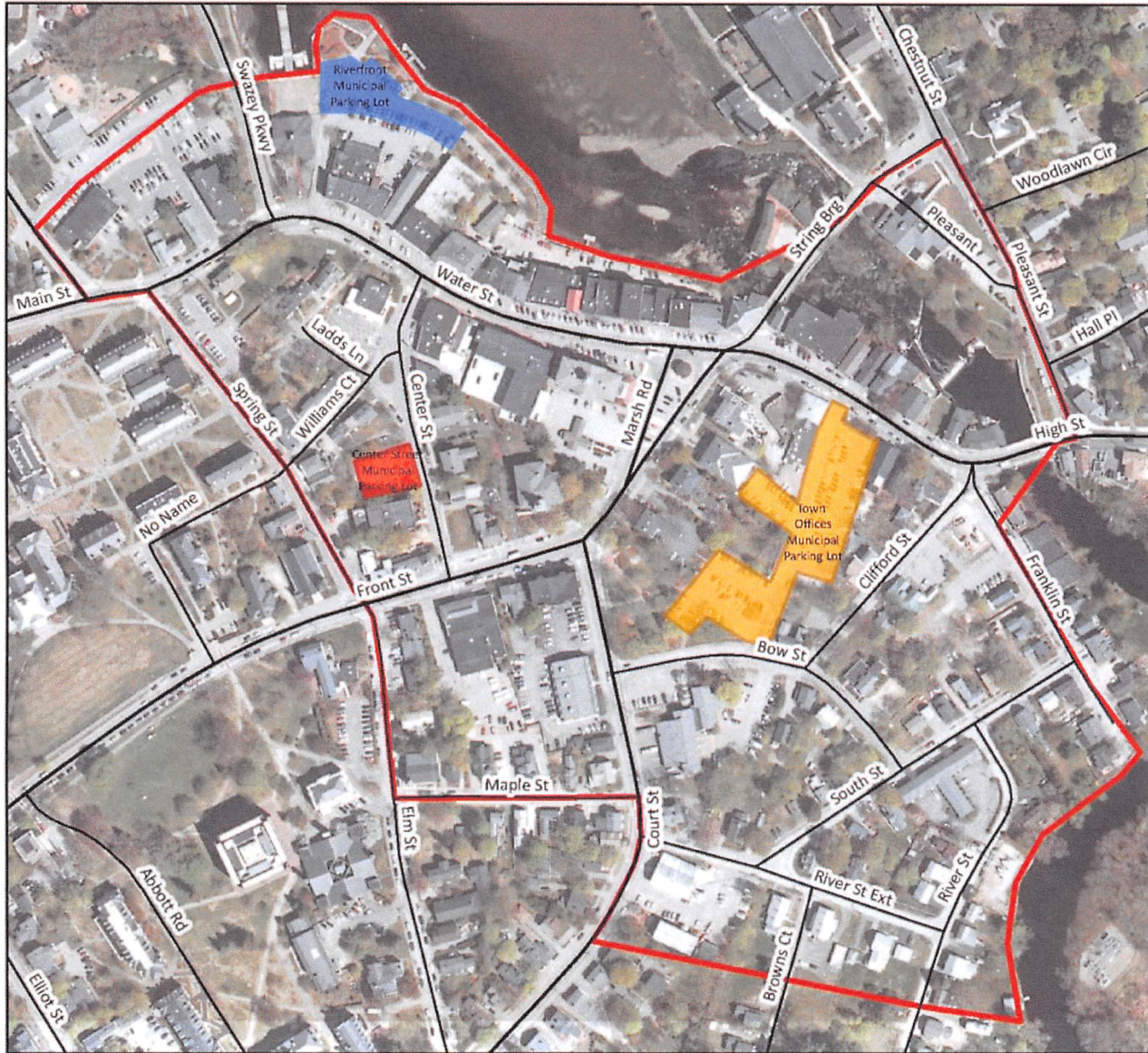
Wayfinding is a general term used to describe the different ways that individuals navigate between spaces and orient themselves in a physical setting. Communities can improve wayfinding by establishing a predictable and consistent identity that reinforces a sense of place and promotes the area as one that is easy to navigate. There are several ways to improve wayfinding but, a well-designed and comprehensive signage system can provide that consistency at a relatively low cost. (Exeter already has some wayfinding signage, however, many participants noted signs should be improved.) Implementing a wayfinding program can reduce the amount of circulation that occurs as visitors look for parking as well as improve people's interest in walking as they better understand how close they are to their destination. The City of Portsmouth has recently implemented a comprehensive wayfinding plan that provides a well-designed and structured model for the Town of Exeter to emulate (<http://www.cityofportsmouth.com>).

Address Congestion

The congestion that is experienced in downtown Exeter is both an indicator of a strong economy as well as an intermittent problem that can be addressed strategically. Opportunities to create a more consistent flow of traffic flow through downtown must also be balanced with the need to keep speeds low to ensure pedestrian and bicyclist safety. Some options for further examination and discussion include:

- **Understand Traffic flow and circulation:** Answering the questions regarding how much of the traffic in the downtown is through traffic, as well as the ultimate destinations of those passing through may provide more insight on effective methods to reduce congestion. This should include analysis of the traffic signals on Portsmouth Avenue as there may be opportunities to address congestion by changing traffic flow on that facility.
- **Removal of Parking Spaces from Water Street:** Calculated removal of parking spaces at the narrowest points on Water street would allow more room for vehicles to maneuver and reduce stoppages and should be studied further. Eliminating the parallel parking entirely, or from one side of the street in those areas would further aid in smoothing flow at the cost of fewer on-street parking spaces and may be a reasonable trade-off if the parking can be replaced elsewhere.
- **Improve Bicycle and Pedestrian Environment:** The recent sidewalk replacement, the addition of benches and bike racks, and the painting of "sharrows" to indicate that cars and bicycles should share the roadway, have all made visible improvements to the pedestrian and bicycle environment in the downtown. The town should continue to implement improvements that encourage downtown trips by these modes and reduce the amount of motor vehicle traffic. Future considerations should include enhancing the pedestrian and bicycle connections between the downtown and Portsmouth Avenue, and between the downtown and Lincoln Street.
- **Circulation Changes:** The idea of one-way circulation utilizing Pleasant Street and the String Bridge has been used as temporary routing during construction and has shown that it can be successful from the perspective that it moved traffic smoothly. That being said, any changes to traffic circulation that are intended to be permanent should be studied thoroughly and discussed publicly to ensure that the benefits and costs are fully understood.





2019 Bond Documents

TOWN OF EXETER, NEW HAMPSHIRE
(the "Issuer")

CERTIFICATE OF VOTE REGARDING AUTHORIZATION
OF BONDS AND APPROVAL OF
LOAN AGREEMENT WITH THE NEW HAMPSHIRE MUNICIPAL BOND BANK

I, the undersigned Clerk of the Issuer, hereby certify that a meeting of the Governing Board of Issuer (the "Board") was held on May 6, 2019. A quorum of the Board was in attendance and voting throughout.

I further certify that there are no vacancies on the Board, that all of the members of the Board were duly notified of the time, place and purposes of said meeting, including as one of the purposes the authorization of bonds and the approval of a Loan Agreement between the New Hampshire Municipal Bond Bank (the "Bond Bank") and the Issuer.

I further certify that the following is a true copy of resolutions unanimously adopted at said meeting:

RESOLVED: That under and pursuant to the Municipal Finance Act, Chapter 33, N.H.R.S.A., as amended, the New Hampshire Municipal Bond Bank Law, Chapter 35-A, N.H.R.S.A., as amended, and other laws in addition thereto, and to votes of the Issuer duly adopted on March 12, 2019 under Articles 7 and 8 of the Warrant for such annual meeting of the Issuer there be and hereby is authorized the issuance of a \$575,000 Bond of the Issuer (the "Bond") which is being issued by the Issuer for the purposes of financing (i) the creation of final design and engineering plans for the Recreation Park Development Project and (ii) the design and engineering costs for utility improvements including water, sewer, roads and drainage in the Summer/Salem Street, Park Street and Warren Avenue areas.

Select Board
Needs to
Read Resolutions
(No signature)

The Bond shall be dated as of its date of issuance, shall be in such numbers and denominations as the purchaser shall request, shall mature in accordance with the schedule set forth in Exhibit A to a certain Loan Agreement hereinafter described (the "Loan Agreement"), shall bear a net interest cost rate (as defined in the Loan Agreement) of three and one-quarter percent (3.25%) per annum or such lesser amount as may be determined by a majority of the Board. The Bond shall be substantially in the form set forth as Exhibit B to the Loan Agreement and otherwise shall be issued in such manner and form as the signatories shall approve by their execution thereof.

RESOLVED: That the Bond shall be sold to the Bond Bank at the par value thereof plus any applicable premium.

RESOLVED: That in order to evidence the sale of the Bond, the Treasurer of Issuer and a member of the Board are authorized and directed to execute, attest and deliver, in the name and on behalf of the Issuer, a Loan Agreement in substantially the form submitted to this meeting, which is hereby approved, with such changes therein not inconsistent with this vote and approved by the officers executing the same on behalf of the Issuer. The approval of such changes by said officers shall be conclusively evidenced by the execution of the Loan Agreement by such officers.

RESOLVED: That all things heretofore done and all action heretofore taken by the Issuer and its officers and agents in its authorization of the project to be financed by the Bond are hereby ratified, approved and confirmed.

RESOLVED: That the Clerk and the signers of the Bond are each hereby authorized to take any and all action necessary and convenient to carry out the provisions of this vote, including delivering the Bond against payment therefor.

RESOLVED: That the useful life of the project being financed is in excess of five (5) years.

I further certify that said meeting was open to the public; the aforesaid vote was not taken by secret ballot nor in executive session; that notice of the time and place of said meeting was posted in at least two (2) appropriate public places within the territorial limits of the Issuer, or published in a newspaper of general circulation in said area, at least twenty-four (24) hours, excluding Sundays and legal holidays, before said meeting; that no deliberations or actions with respect to the vote were taken in executive session; and that the minutes of said meeting have been promptly recorded and have been or will be made open to inspection within one hundred forty-four (144) hours of said meeting, all in accordance with Chapter 91-A, N.H.R.S.A., as amended.

I further certify that the above vote has not been amended or rescinded and remains in full force and effect as of this date.

WITNESS my hand and seal of the Issuer this _____ day of _____, 2019.

CLERK OF ISSUER

(SEAL)

Town Clerk

=====

L O A N A G R E E M E N T

=====

AGREEMENT, dated the 4th day of June, 2019, between the New Hampshire Municipal Bond Bank, a public body corporate and politic constituted as an instrumentality of the State of New Hampshire exercising public and essential governmental functions (hereinafter referred to as the "Bank"), created pursuant to the provisions of Chapter 35-A of the New Hampshire Revised Statutes Annotated, as amended (hereinafter referred to as the "Act"), having its principal place of business in Concord, New Hampshire, and Town of Exeter (hereinafter referred to as the "Governmental Unit"):

W I T N E S S E T H :

WHEREAS, pursuant to the Act, the Bank is authorized to loan money (hereinafter referred to as the "Loans") to the Governmental Unit and the Governmental Unit is authorized to contract with the Bank with respect to such Loans to be evidenced by its municipal bonds (as defined in the Act) to be purchased by the Bank; and

WHEREAS, the Governmental Unit has requested a loan from the Bank in the amount of **\$575,000** (hereinafter referred to as the "Loan") and, to evidence the indebtedness to be incurred thereby, has duly authorized the issuance of its bonds in at least that principal amount (the "Municipal Bonds"), which Municipal Bonds are to be purchased by the Bank in accordance with this Loan Agreement; and

WHEREAS, the Bank has adopted or will adopt a General Bond Resolution (hereinafter referred to as the "Bond Resolution") authorizing the issuance of its bonds from time to time, a portion of the proceeds of which will be expended for the purpose of making the Loan, and will adopt a resolution authorizing the making of the Loan to the Governmental Unit by the purchase of the Municipal Bonds,

NOW, THEREFORE, the parties agree:

1. The following words or terms used herein shall have the following meanings:

(a) "Fees and Charges" shall mean all fees and charges authorized to be charged by the Bank for the use of its services or facilities pursuant to paragraph VIII of Section 6 of the Act.

(b) "Governmental Unit's Allocable Proportion" shall mean the proportionate amount of the total requirement in respect of which the term is used, determined by the ratio that the Loan then outstanding bears to the total of all Loans which are then outstanding, as certified by the Bank.

(c) "Loan Obligation" shall mean that amount of bonds issued by the Bank which is equal to the principal amount of the Municipal Bonds outstanding.

(d) "Maximum Interest Cost Rate" shall mean an interest cost rate 3.25% per centum per annum.

(e) "Municipal Bonds Interest Payments" shall mean the amount to be paid by the Governmental Unit pursuant to this Loan Agreement representing interest due or to become due on its Municipal Bonds.

(f) "Municipal Bonds Principal Payments" shall mean the amount to be paid by the Governmental Unit pursuant to this Loan Agreement representing principal due or to become due on its Municipal Bonds.

2. The Bank hereby agrees to make the Loan and the Governmental Unit hereby agrees to accept the Loan and to sell to the Bank the Municipal Bonds in the principal amount of the Loan. The Municipal Bonds shall bear interest from the date of their delivery to the Bank at such rate or rates per annum as will result in an interest cost rate to the Governmental Unit of the Maximum Interest Cost Rate (as calculated by the "Interest Cost Per Annum" method) or at rates per annum as will result in a lesser interest cost rate to the Governmental Unit as determined by the Bank. The interest cost rate for purposes of this Loan Agreement will be computed as if the Municipal Bonds bore interest from the delivery date of the Bank's bonds, and without regard to Sections 4 and 5 hereof which require that Governmental Unit make funds available to the Bank for the payment of principal and interest at least thirty (30) calendar days (inclusive of Saturdays, Sundays and holidays) prior to each respective principal and interest payment date. Subject to any applicable legal limitations, the rate or rates of interest borne by the Municipal Bonds shall be not less than the rate or rates of interest borne by the bonds issued by the Bank (for corresponding maturities) the proceeds of sale of which were used to make the Loan and to purchase the Municipal Bonds. Notwithstanding the above, the obligation of the Bank to make the Loan shall be conditioned upon receipt by the Bank of the proceeds of bonds issued by the Bank both for the purposes set forth herein and to create the reserves required by the Bond Resolution.

3. The Governmental Unit has duly adopted or will adopt all necessary votes and resolutions and has taken or will take all proceedings required by law to enable it to enter into this Loan Agreement and issue its Municipal Bonds for purchase by the Bank.

4. The Municipal Bonds Interest Payments shall be not less than the total amount of interest the Bank is required to pay on the Loan Obligation and shall be scheduled by the Bank in such manner and at such times as to provide funds sufficient to pay interest as the same becomes due on the Loan Obligation and the Governmental Unit shall make such funds available to the Bank at least thirty (30) calendar days (inclusive of Saturdays, Sundays and holidays) prior to each interest payment date.

5. The Municipal Bonds Principal Payments shall be scheduled by the Bank in such manner and at such times as to provide funds sufficient to pay the principal of the Loan Obligation as the same matures (based upon the maturity schedule provided by and for the Governmental Unit and appended hereto as Exhibit A) and the Governmental Unit shall make such funds available to the Bank at at least thirty (30) calendar days (inclusive of Saturdays, Sundays and holidays) prior to each principal payment date.

6. The Governmental Unit agrees to be obligated to pay Fees and Charges to the Bank. Such Fees and Charges, if any, collected from the Governmental Unit shall be in an amount sufficient, together with the Governmental Unit's Allocable Proportion of other monies available therefore, including any grants made by the United States of America or any agency or instrumentality thereof or by the State or any agency or instrumentality thereof, to pay on a semi-annual basis:

(a) as the same becomes due, the Governmental Unit's Allocable Proportion of the administrative expenses of the Bank; and

(b) as the same becomes due, the Governmental Unit's Allocable Proportion of the fees and expenses of the trustee and paying agents for the bonds of the Bank.

7. The Governmental Unit agrees to be obligated to make the Municipal Bonds Principal Payments scheduled by the Bank on an annual basis and agrees to be obligated to make the Municipal Bonds Interest Payments scheduled by the Bank and to pay any Fees and Charges imposed by the Bank on a semi-annual basis.

8. The Governmental Unit agrees that any loan agreements previously entered into between the Bank and the Governmental Unit in connection with loan obligations previously undertaken and presently outstanding between the Bank and the Governmental Unit, are hereby amended so as to provide that the Governmental Unit shall make such funds available to the Bank with respect to the payment of interest and principal of each such loan obligation, if any, at least thirty (30) calendar days (inclusive of Saturdays, Sundays and holidays) prior to each interest or principal payment date pertaining thereto.

9. The Bank shall not sell and the Governmental Unit shall not redeem prior to maturity any of the Municipal Bonds with respect to which the Loan is made by the Bank prior to the date on which all outstanding bonds issued by the Bank with respect to such Loan are redeemable, and in the event of any sale or redemption prior to maturity of such Municipal Bonds thereafter, the same shall be in an amount equal to the aggregate of (i) the principal amount of the Loan Obligation so to be redeemed, (ii) the interest to accrue on the Loan Obligation so to be redeemed to the next redemption date thereof not previously paid, (iii) the applicable premium, if any, payable on the Loan Obligation so to be redeemed, (iv) the costs and expenses of the Bank in effecting the redemption of the Loan Obligation, and (v) at the direction of the Bank, an amount equal to the proportionate amount of bonds so to be redeemed which were issued by the Bank with respect to the Loan Obligation and necessary to fund a portion of the reserve fund authorized by Section 11 of the Act, less the amount of monies or investments available for withdrawal from such reserve fund and for application to the redemption of such bonds issued by the Bank in accordance with the terms and provisions of the Bond Resolution, as determined by the Bank; provided, however, that, in the event the Loan Obligation has been refunded and the refunding bonds issued by the Bank were issued in a principal amount in excess of or less than the Loan Obligation remaining unpaid at the date of issuance of such refunding bonds, the amount which the Governmental Unit shall be obligated to pay under item (i) hereof shall be the amount set forth in the resolution of the Bank. In the event the Loan Obligation has been refunded and the interest the Bank is required to pay on the refunding bonds is less than the interest the Bank was required to pay on such Loan Obligation, the amount which the Governmental Unit shall be obligated to pay under item (ii) above shall be the amount of interest set forth in the resolution

of the Bank. In no event shall any such sale or redemption of Municipal Bonds be affected without the prior written agreement and consent of both parties hereto.

10. Simultaneously with the delivery to the Bank of the Municipal Bonds, which Municipal Bonds shall be in a form acceptable to the Bank, the Governmental Unit shall furnish to the Bank an opinion of bond counsel satisfactory to the Bank which shall set forth among other things, the unqualified approval of said Municipal Bonds then being delivered to the Bank and that said Municipal Bonds will constitute valid general obligations of the Governmental Unit as required by the Act. The Governmental Unit shall bear the cost of such opinion.

11. The Governmental Unit shall be obligated to notify the Bank and the corporate trust office of the trustee for the bonds of the Bank in writing at least 30 days prior to each interest payment date of the name of the official of the Governmental Unit to whom invoices for the payment of interest and principal should be addressed.

12. The Governmental Unit and the Bank agree that the Municipal Bonds Principal Payments, the Municipal Bonds Interest Payments and the Municipal Bonds or a portion thereof may be pledged or assigned by the Bank under and pursuant to the Bond Resolution.

13. The Governmental Unit agrees upon surrender to it of the Municipal Bonds by the Bank it will, at the option of the Bank, cause there to be delivered to the Bank either registered or coupon Municipal Bonds as the case may be.

14. Prior to payment of the amount of the Loan, or any portion thereof, and the delivery of the Governmental Unit's Municipal Bonds to the Bank or its designee, the Bank shall have the right to cancel all or any part of its obligations hereunder if:

(a) any representation made by the Governmental Unit to the Bank in connection with application for Bank assistance shall be incorrect or incomplete in any material respect; or

(b) the Governmental Unit has violated commitments made by it in its application and supporting document or has violated any of the terms of this Loan Agreement.

15. (a). The Governmental Unit agrees to furnish to the Bank annually as long as any of the Municipal Bonds remain outstanding such financial reports, audit reports and other financial information as the Bank may reasonably require.

(b). So long as the Governmental Unit shall constitute an obligated person within the meaning of S.E.C. Rule 15c2-12 (the "Rule") as in effect from time to time, the Governmental Unit agrees to furnish to the Bank (1) such financial information and operating data with respect to the Governmental Unit at such times and in such forms as the Bank shall reasonably request in order to comply with the provisions of the Rule, (2) when and if available, the Governmental Unit agrees promptly to provide the Bank with its audited financial statements for each fiscal year and (3) the Governmental Unit agrees to provide to the Bank in a timely manner, notice of any of the following events with respect to the Municipal Bonds, if material:

- (a) Principal and interest payment delinquencies.
- (b) Non-payment related defaults, if material.
- (c) Unscheduled draws on debt service reserves reflecting financial difficulties.
- (d) Unscheduled draws on credit enhancements reflecting financial difficulties.
- (e) Substitution of credit or liquidity providers, or their failure to perform.
- (f) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Municipal Bonds, or other material events affecting the tax-exempt status of the Municipal Bonds.
- (g) Modifications to rights of the beneficial owners of the Municipal Bonds, if material.
- (h) Bond calls, if material, and tender offers.
- (i) Defeasance of the Municipal Bonds or any portion thereof.
- (j) Release, substitution or sale of property securing repayment of the Municipal Bonds, if material.
- (k) Rating changes.
- (l) Bankruptcy, insolvency, receivership or similar event of the Government Unit.
- (m) The consummation of a merger, consolidation, or acquisition involving the Government Unit or the sale of all or substantially all of the assets of the Government Unit, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material.
- (n) Appointment of a successor or additional trustee or the change of name of a trustee, if material.
- (o) Incurrence of a financial obligation of the Obligated Person, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a financial obligation of the Obligated Person, any of which affect Owners of the Notes, if material; and
- (p) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of the Obligated Person, any of which reflect financial difficulties.

The Governmental Unit agrees that from time to time it will also provide notice to the Bank of the occurrence of other events, in addition to those listed above, if such other event is material with respect to the Municipal Bonds.

The Governmental Unit will provide, in a timely manner, to the Bank, notice of a failure to satisfy the requirements of this Section.

The intent of the Governmental Unit's undertaking pursuant to this Section is to facilitate the Bank's ability to comply with the requirements of the Rule. Accordingly, the Governmental Unit agrees to provide the Bank with any additional information the Bank may reasonably require in order to comply with the requirements of the Rule, as in effect from time to time.

To the extent the Rule no longer requires issuers of municipal securities to provide all or any portion of the information the Governmental Unit has agreed to provide pursuant to this Section, the obligation of the Governmental Unit to provide such information pursuant to this Section also shall cease immediately.

The sole remedy available to the Bank or to any other person for the failure of the Governmental Unit to comply with any provision of this Section shall be an action for specific performance of the Governmental Unit's obligations under this Section.

16. The Governmental Unit shall not take, or permit to be taken, any action or actions that would cause any Municipal Bond to be an "arbitrage bond" within the meaning of Section 148 of the Internal Revenue Code of 1986, as from time to time in effect (the "Code") or a "private activity bond" within the meaning of Section 141(a) of the Code or that would cause any Municipal Bond to be "federally guaranteed" within the meaning of Section 149(b) of the Code, or that would otherwise cause interest on the Municipal Bonds to become included in gross income of the recipient thereof for the purpose of federal income taxation.

The Governmental Unit shall at all times do and perform all acts and things permitted by law and necessary or desirable in order to assure that interest paid by the Governmental Unit on the Municipal Bonds shall be excluded from gross income of the recipient thereof for the purpose of federal income taxation under any valid provision of law and to assure that the Municipal Bonds shall not be "private activity bonds" within the meaning of Section 141(a) of the Code, including the preparation and filing of any statements required to be filed by the Governmental Unit in order to maintain such exclusion.

17. If any provision of this Loan Agreement shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such provision shall not affect any of the remaining provisions of this Loan Agreement and this Loan Agreement shall be construed and enforced as if such invalid or unenforceable provision had not been contained herein.

18. This Loan Agreement may be executed in one or more counterparts, any of which shall be regarded for all purposes as an original and all of which constitute but one and the same instrument. Each party agrees that it will execute any and all documents or other instruments, and take such other actions as may be necessary to give effect to the terms of this Loan Agreement.

19. No waiver by either party of any term or conditions of this Loan Agreement shall be deemed or construed as a waiver of any other terms or conditions, nor shall a waiver of any breach be deemed to constitute a waiver of any subsequent breach, whether of the same or of a different section, subsection, paragraph, clause, phrase, or other provision of this Loan Agreement.

20. This Loan Agreement merges and supersedes all prior negotiations, representations, and agreements between the parties hereto relating to the subject matter hereof and constitutes the entire agreement between the parties hereto in respect hereof.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first above written.

NEW HAMPSHIRE MUNICIPAL BOND BANK

Attest:

By _____
Secretary, NHMBB

(NHMBB SEAL)

By _____
Chairman, NHMBB Board of Directors

Attest:

By _____
Member, Board of Selectmen

By _____
Town Clerk

By _____
Town Treasurer

(Town SEAL)

EXHIBIT A
Town of Exeter
MATURITY SCHEDULE
Governmental Unit's Bonds

Due	Principal Amount
8/15/2020	115,000
8/15/2021	115,000
8/15/2022	115,000
8/15/2023	115,000
8/15/2024	115,000
8/15/2025	
8/15/2026	
8/15/2027	
8/15/2028	
8/15/2029	
8/15/2030	
8/15/2031	
8/15/2032	
8/15/2033	
8/15/2034	
8/15/2035	
8/15/2036	
8/15/2037	
8/15/2038	
8/15/2039	
8/15/2040	
8/15/2041	
8/15/2042	
8/15/2043	
8/15/2044	
Total Proceeds	575,000

Tax Abatements, Credits, and Exemptions

List for Select Board meeting May 6, 2019

Land Use Change Tax

Map/Lot	Location	Amount
47/8/1	165 Epping Road	22,500.00

Jeopardy Bill

Map/Lot	Location	Amount
87/8/D-01	D01 E&H Cooperative MH Pk	297.00
103/15/4	4 Icey Hill Co-op MH Pk	332.75

Intent to Excavate

Map/Lot	Location
113/5	Powder Mill Rd

Permits And Approvals

MITCHELL MUNICIPAL GROUP, P.A.

ATTORNEYS AT LAW
25 BEACON STREET EAST
LACONIA, NEW HAMPSHIRE 03246
www.mitchellmunicipalgroup.com

WALTER L. MITCHELL
LAURA A. SPECTOR-MORGAN
STEVEN M. WHITLEY
NAOMI N. BUTTERFIELD
JUDITH E. WHITELAW (OF COUNSEL)

TELEPHONE (603) 524-3885

March 29, 2019

COST PROPOSAL

Russell Dean, Town Manager
Town of Exeter
10 Front Street
Exeter, NH 03833

Re: Exeter Request for Proposals for Legal Services

Dear Russ:

We enjoy representing the Town of Exeter and therefore are pleased to submit this cost proposal to continue to provide general legal services to the Town.

Most of our clients choose a pay-by-the-hour billing arrangement. We bill monthly and take care that our billings offer clear and complete explanations of the time that we have invested for our clients. Our billing rates are \$220 per hour for Walter Mitchell, \$205 per hour for Jae Whitelaw and Laura Spector-Morgan, \$190 per hour for Steven Whitley, \$175 per hour for Naomi Butterfield, and \$70-\$90 per hour for paralegals. We do bill for travel, mileage, copies and out of pocket expenses. We do not charge higher rates for litigation.

These are our current rates as of January 1, 2019, though we reserve the right to adjust them. Our usual practice is to increase our rates by no more than 10% every other year.


We also offer, as an alternative, a flat billing arrangement for General Matters (not including litigation). In this arrangement, we agree with the town in advance what our bill will be monthly for our services and that is all that is billed even if the amount of the services, had they been billed by the hour, would have been more. This provides budgeting certainty for the town and also encourages staff or officials to call early to prevent problems, without the concern that their call will cost the town extra expense. Each month our flat rate bill shows what the bill would have been if billed by the hour, and at the end of each year we review the arrangement with the town to make sure that it is working equitably to both parties.

Please let us know if you have any questions about this alternative fee arrangement.

Town of Exeter
March 29, 2019
Page 2

We appreciate the opportunity to submit this proposal, and look forward to continuing to serve the town. We would like the opportunity to meet with the Board to discuss this further. We look forward to hearing from you.

Sincerely,



Laura Spector-Morgan
laura@mitchellmunigroup.com

LSM/tm
Encs.

COST PROPOSALS / BID FORMS:

(SUBMIT IN SEPARATE SEALED ENVELOPE MARKED "TOWN OF EXETER LEGAL SERVICES COST PROPOSAL" WITH FIRM NAME)

Name of Firm Mitchell Municipal Group, PA
 Address 25 Beacon Street East
Laconia, NH 03246
 Email/Phone walker@mitchellmunigroup.com
603-591-7595

RETAINER OPTION

Lump Sum for all Legal Services:

Year One _____
 Year Two _____
 Year Three _____

} to be determined in consultation with town

Exclusions (Describe fully, ie litigation if above the retainer, addressed as hourly rate):

Litigation

HOURLY RATE OPTION

Year One: May 1, 2019 – May 1, 2020

		Standard Hourly Rates	Court Time Hourly Rates	
Flat Fee (all general work, ie, a retainer)		\$175 - \$220	\$175 - \$220	
Lead Attorney		\$220	\$220	
Associate Attorney		\$205	\$205	
Others		\$175 - \$205	\$175 - \$205	

Year Two: May 2, 2020 – May 1, 2021

		Standard Hourly Rates	Court Time Hourly Rates	
Flat Fee (all general work, ie, a retainer)		to be determined - see narrative		

Lead Attorney		to be determined - see narrative		
Associate Attorney		↓	↓	
Others				

Year Three: May 2, 2021 – May 1, 2022

		Standard Hourly Rates	Court Time Hourly Rates	
Flat Fee (all general work, ie, a retainer)		to be determined - see narrative		
Lead Attorney		↓	↓	
Associate Attorney				
Others				

Barna Norgen
Signature of Authorized Representative

3-29-19
Date

Correspondence



THE STATE OF NEW HAMPSHIRE
DEPARTMENT OF TRANSPORTATION



Victoria F. Sheehan
Commissioner

William Cass, P.E.
Assistant Commissioner

April 22, 2019

Re: Epping-Exeter 41790

Chairman of Selectmen
Julie Gilman
10 Front Street
Exeter, NH 03833

Dear MS. Gilman:

The NH Department of Transportation (NHDOT) is planning the subject resurfacing project on NH Route 101 EB/WB, including Exit 6, 7, 8, and 9 ramps, in the towns of Epping, Brentwood, and Exeter. The purpose of the proposed project is to maintain and preserve the existing roadway surface. Pavement treatments include full width bonded wearing course, spot inlays, shoulder leveling, curb replacement and pavement markings. Additional work may also include guardrail replacement, and minor drainage upgrades. All proposed work is within the State right-of-way. A location map is enclosed.

Engineering studies have been initiated to refine the scope and limits of work necessary for this project. The Department's Bureau of Environment is in the process of evaluating the potential environmental impacts associated with the project. To assist in this evaluation, I am asking that you notify me of any concerns relative to the project's potential impacts on environmental, social, economic, or cultural resources, such as wetlands, historic properties, and invasive plant species.


Some transportation projects require mitigation for possible wetland/stream impacts. The natural resources in this project area have not yet been identified and investigations are forthcoming. Preliminary engineering studies have begun and the Department will attempt to avoid, and minimize impacts through design before determining if there will be any stream or wetland impacts that may require mitigation. **As a proactive measure the Department would like to request a list of the Town's preferred/priority mitigation efforts that the Department may evaluate and consider undertaking if it is determined that the project does in fact require mitigation. Please let us know if your Town has identified such priorities.** In the absence of any Town priorities to evaluate the Department will pursue permittee responsible mitigation through the Stream Passage Improvement Program (SPIP). If it's determined that no viable options exist through the SPIP, the Department will pursue a payment into the Aquatic Resource Mitigation Fund (ARM Fund), at which time those funds will become competitively available through the ARM fund grant process.

As such, does the Town have a list of priority mitigation efforts (Top 10 Priority List) that the DOT may evaluate and consider undertaking if it is determined that the project does in fact require mitigation? If so, please provide the list. (e.g. problematic culvert/bridge crossings, land protection, habitat restoration, etc.)

The tentative advertising date for this project is 9/3/19. Please feel free to contact me if you have any questions or require further information regarding the project. This letter has been sent to the Planning Board, Historical Society, Conservation Commission, and Board of Selectmen.

Thank you for your assistance.

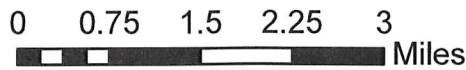
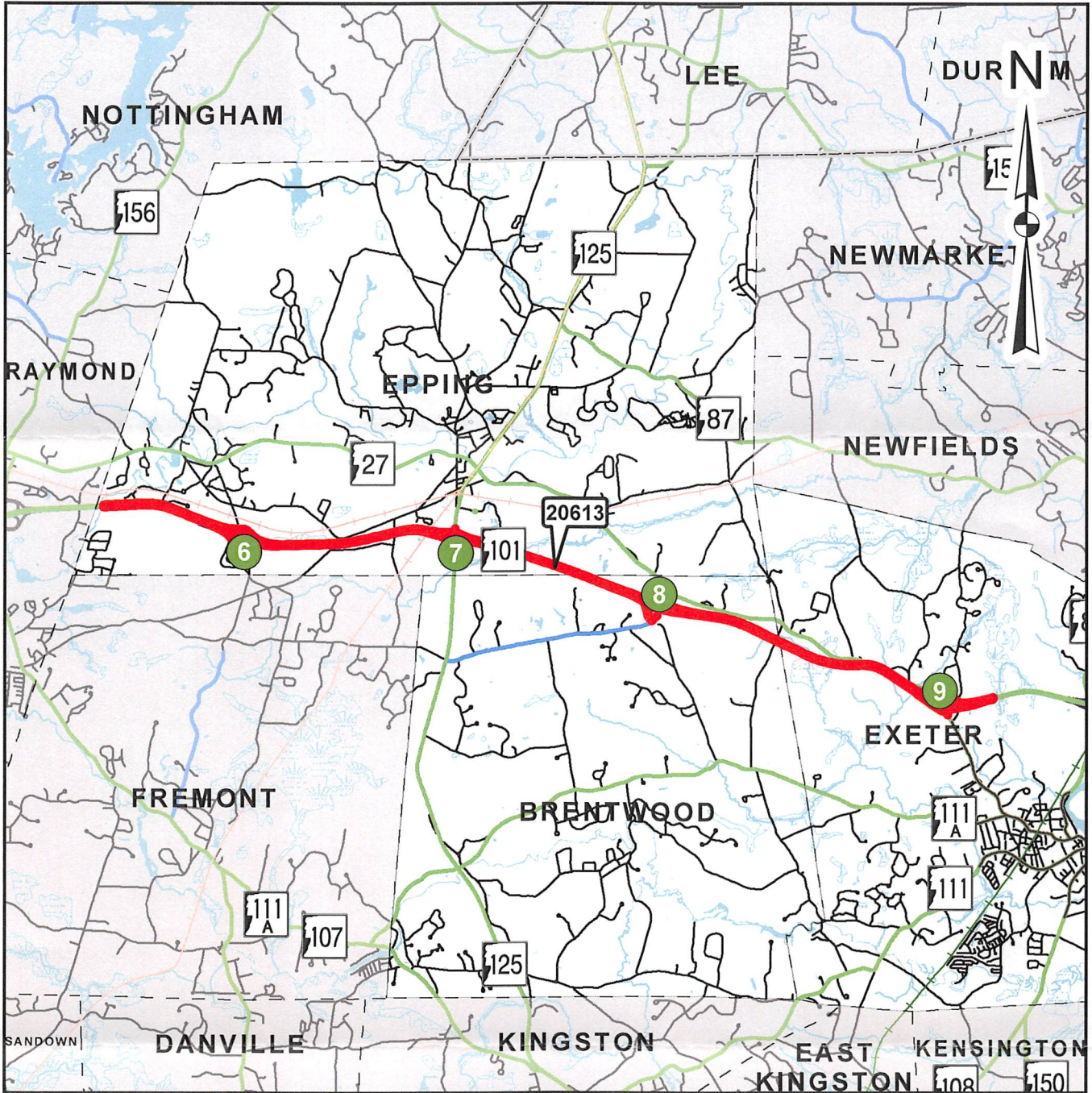
Sincerely,



Kerry Ryan
Environmental Analyst
NHDOT, Bureau of Environment
7 Hazen Drive
Concord NH 03301
Kerry.ryan@dot.nh.gov
603-271-3717

Encl.

EPPING - EXETER 41790



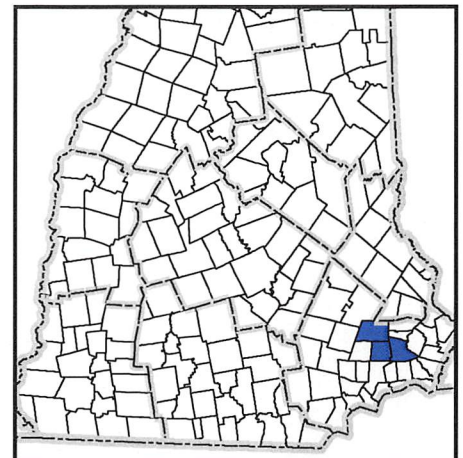
LEGEND

- 41790
- State Routes
- Unnumbered Routes
- Urban Compacts
- Local Roads



State #: 41790
Federal #: X-A004(851)

LOCATION MAP





Federal Communications Commission
Washington, DC 20554

Town Manager's Office

APR 29 2019

Informational Notice of Section 106 Filings

Received

Date: 04/24/2019

Reference Number: 1041867

Julie Gilman
Town of Exeter
10 Front Street
Exeter, NH 03833

The following new Section 106 filing has been submitted:

FILE NUMBER: 0008606914
TCNS Number: 184225
Purpose: Collocation Submission Packet
Has the Communications Tower or Non-Tower Structure been the subject of SHPO/THPO review? Yes
Notification Date: 7AM EST 04/19/2019

Applicant: AT&T Mobility, LLC
Consultant: EnviroBusiness, Inc. d/b/a EBI Consulting (6119001201)
Positive Train Control Filing Subject to Expedited Treatment Under Program Comment: No
Site Name: AWE - Exeter Mill 3C-4C-5C / 10073073 / NH2113
Site Address: Bridge Street
Detailed Description of Project: 6119001201 Antenna modification/upgrade on an existing smoke stack with no proposed ground disturbance
Site Coordinates: 42-58-57.0 N, 070-56-45.1 W
City: Exeter
County: ROCKINGHAM
State: NH
Lead SHPO/THPO: New Hampshire Division of Historical Resources

Consultant Contact Information:

Name: Sarah L Graulty
Title: Architectural Historian
PO Box:
Address: 21 B Street
City: Burlington
State: MA
Zip: 01803
Phone: (802) 578-7030
Fax:
Email: jdavis@ebiconsulting.com

NOTICE OF FRAUDULENT USE OF SYSTEM, ABUSE OF PASSWORD AND RELATED MISUSE

Use of the Section 106 system is intended to facilitate consultation under Section 106 of the National Historic Preservation Act and may contain information that is confidential, privileged or otherwise protected from disclosure under applicable laws. Any person having access to Section 106 information shall use it only for its intended purpose. Appropriate action will be taken with respect to any misuse of the system.

APR 29 2019

Received

555 Market Street, Suite 1 Portsmouth, NH 03801

NOTICE OF PUBLIC HEARING

The Pease Development Authority, Division of Ports and Harbors will hold a public hearing for the purpose of accepting public comment on proposed Administrative Rules:

Pda 500 MOORINGS AND ANCHORAGES

The meeting will be held on
Wednesday, May 22, 2019, at 6:00 p.m.
in the Conference Room at:

**Division of Ports and Harbors
NH Port Authority
555 Market Street
Portsmouth, NH 03801**

Written comments will be accepted through the close of business
on June 10, 2019 by mail, email or fax and sent to:

Geno Marconi, Division Director
Division of Ports and Harbors
555 Market Street
Portsmouth, NH 03801
g.marconi@peasedev.org
fax: 603-436-2780

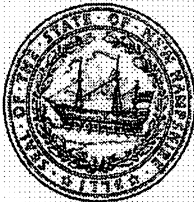
For further information on the proposed rules, please contact the Pease Development Authority, Division of Ports and Harbors at (603) 436-8500 or visit www.portofnh.org/moorings

State of New Hampshire

Board of Tax and Land Appeals

Michele E. LeBrun, Chair
Albert F. Shamash, Esq., Member
Theresa M. Walker, Member

Anne M. Stelmach, Clerk



Governor Hugh J. Gallen
State Office Park
Johnson Hall
107 Pleasant Street
Concord, New Hampshire
03301-3834

NOTICE TO ALL TAX COLLECTORS:

**Please complete and return this form to the Board of Tax and Land Appeals
no later than May 1, 2019.**

In accordance with the provisions of RSA 76:13, the Tax Collector shall notify the Board of Tax and Land Appeals, **in writing**, of the date on which the **final tax bill** was sent (tax bill that establishes the total tax liability – see RSA 76:1-a for definitions).

Complete the information below indicating the date of mailing of the final tax bill covering taxes which were committed to you on the original property warrant for **2018** (for the period of April 1, 2018 through March 31, 2019).

MUNICIPALITY: EXETER

FINAL TAX BILL MAILED: NOVEMBER 16, 2018

Final tax bill, pursuant to RSA 76:1-a, means one of the following. Please check one.

- Bill annually;
- Bill semiannually (pursuant to RSA 76:15-a);
- Operating with an optional fiscal year (pursuant to RSA 31:94-a); or,
- Special legislative act; and
- Bill quarterly (pursuant to RSA 76:15-aa).

Were any supplemental tax warrants issued that may be appealed under RSA 76:16-a.

Yes or No: NO

If yes, when _____ . *You do not need to attach a copy of the warrant.*

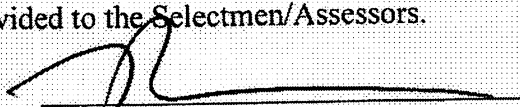


Signature of Tax Collector

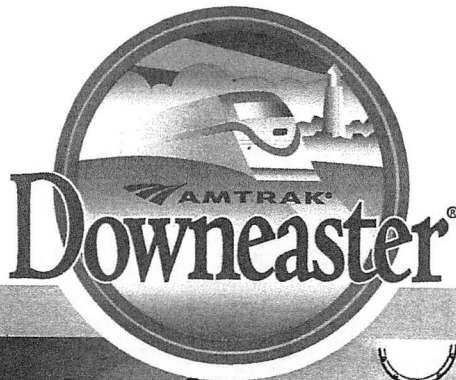
CERTIFICATION

I hereby certify a copy of this Form has been provided to the Selectmen/Assessors.

Date: 5/1/19



Signature of Tax Collector



In special recognition of your past year of volunteer service

Please Join Us At Our

AMBASSADOR APPRECIATION LUNCHEON

NORTHERN NEW ENGLAND PASSENGER RAIL AUTHORITY

Complimentary round-trip transportation
on Downeaster Trains **681** and **686**
will be provided.

RSVP TO:

Jennifer Crosby
jennifer@nnepra.com
207-780-1000 x109
Prior to May 8, 2019

WHEN:

Monday, May 20, 2019

WHERE:

CLARION HOTEL
1230 Congress Street
Portland, ME

TIME:

12:00 PM - 2:00 PM



**NORTHERN NEW ENGLAND
PASSENGER RAIL AUTHORITY**

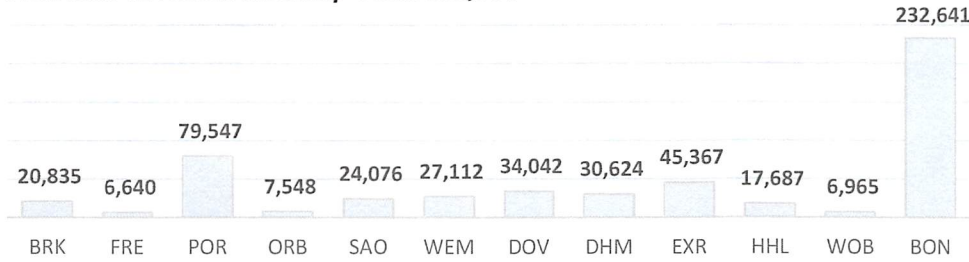
Exeter Station Report

All Charts March 2018 thru February 2019



Downeaster Ridership 2019 All Stations

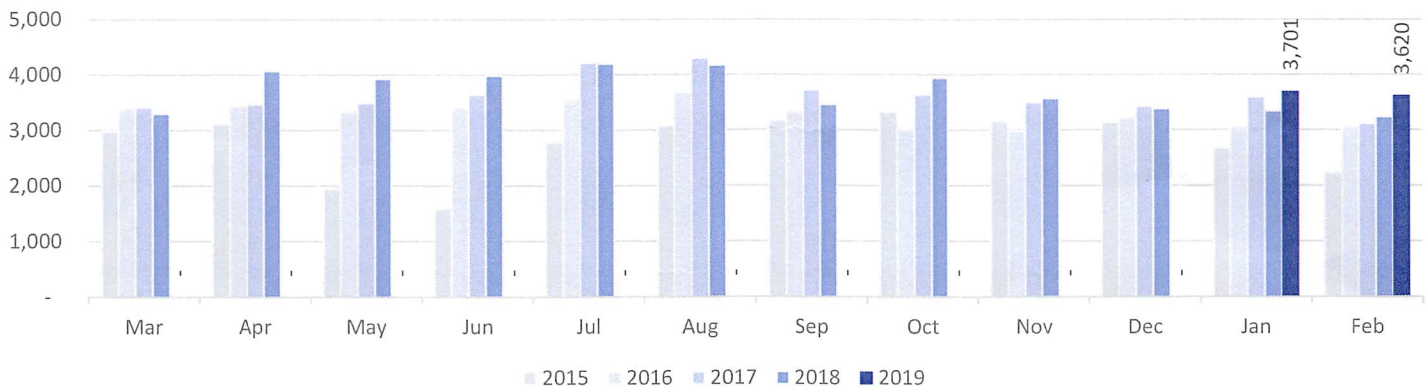
Downeaster 12 Month Ridership Total: 533,084



Exeter Station Ridership by Month

	Mar 18	Apr 18	May 18	Jun 18	Jul 18	Aug 18	Sep 18	Oct 18	Nov 18	Dec 18	Jan 19	Feb 19	12 mo Total
Boardings (Ons)	3,297	4,081	3,932	3,992	4,203	4,175	3,460	3,945	3,575	3,386	3,701	3,620	45,367
Alightings (Offs)	3,353	3,952	3,963	4,039	4,095	4,137	3,405	3,935	3,665	3,444	3,680	3,571	45,239
Net (Ons-Offs)	(56)	129	(31)	(47)	108	38	55	10	(90)	(58)	21	49	128

Exeter Station Monthly Boardings, Comparison by Year



Top Station Pairs for Exeter By Ridership Mar 2018 thru Feb 2019 (Includes Ons & Offs)

1	BON	13,314
2	POR	517
3		
4		
5		

Exeter Station Ridership by Train From Mar 2018 thru Feb 2019

	Weekday		Weekend		
	Ons	Offs	Ons	Offs	
680	4,540	86	690	136	5
681	110	85	691	108	117
682	538	35	692	296	34
683	89	353	693	39	147
684	220	65	694	237	98
685	50	3,489	695	77	328
686	439	93	696	226	40
687	26	1,338	697	21	171
688	74	85	698	92	60
689	2	384	699	1	97