

TOWN OF DERRY

Town Council
Derry Municipal Center
14 Manning Street



Tuesday February 20, 2024
3rd Floor Meeting Room

MINUTES

6:00 PM Non-Public Session – RSA 91A:3 II (b) (c) (a)

7:00 PM Call to order – Chair Foote

Motion by Councilor Granese to leave non-public session, seconded by Councilor MacEachern

Roll Call Vote: 6-0-0

Pledge of Allegiance, warning of fire exits, handicap access, & turn off all cell phones

Roll Call: Councilors Katsakiores, Chirichiello, MacEachern, Granese, Spencer, and Chair Foote

Present: TA Dave Caron, Town Clerk Tina Guilford

Motion by Councilor Spencer TO UNSEAL PORTIONS OF THE NON-PUBLIC MINUTES FROM May 2, 2023; June 6, 2023; December 19, 2023; January 10, 2024; February 6, 2024, AND MOVE TO UNSEAL ALL OF THE NON-PUBLIC MINUTES FROM Feb. 21, 2023; March 7, 2023; April 4, 2023; August 15, 2023; September 19, 2023; November 7, 2023; seconded by Councilor MacEachern

Roll Call Vote: 6-0-0

Public Forum - *30 Minutes*

Motion by Councilor Spencer to open public forum, seconded by Councilor Granese
All Agreed

No one from the public spoke

Motion by Councilor MacEachern to close public forum, seconded by Councilor Spencer
All Agreed

Consent Agenda

24-12 Approve Non-Public Minutes – February 6, 2024 – Minutes Sealed

Councilor MacEachern moves to approve Consent Agenda item 24-12, seconded by Councilor Chirichiello

Roll Call Vote: 5-0-1 {Spencer}

24-13 Approve Minutes – February 6, 2024
24-16 Resolution #2024-011 – Accept Unanticipated Revenues from NHDOT
and authorize a Utility Agreement for the Exit4A Project

**Councilor MacEachern moves to approve Consent Agenda items 24-13 & 24-16,
seconded by Councilor Spencer
Roll Call Vote: 6-0-0**

Chairman Report – Charles Foote

Derry Housing and Redevelopment Authority – *Chair Ernie St. Pierre presenting*
The DHRA administers 111 Section 8 Housing Choice Vouchers, that is 3 more vouchers from last year. DHRA recently sold 12 Peabody Road on 11/23/23 to Family Promise. They will provide transitional Housing to families in need. DHRA's waitlist for Section 8 assistance has approximately 174 applicants at this time. There is currently one vacant spot on the DHRA Board of Commissioners. This spot is for a tenant representative of the Section 8 Housing Choice Voucher Program.

Conservation Commission – *Vice Chair Rick Buzzanga presenting*
Conservation Commission has been working closely with the TRC program as a stakeholder to be advocates of the watershed. We have also been working on Conservation easements with wetland impacts. Broadview Farm is doing well, Will does a great job managing that. Volunteerism is down, we need to get that back up. For the next year, we are looking to partner with DPW as a permanent solution to trail maintenance and continue to review signage needs.

Legislative Task Force – *Chair (Councilor) Jim MacEachern presenting*
The Task Force is comprised of 3 Town Councilors, 3 School Board Members, 3 State Representatives and our State Senator. The Town, School and State share information about upcoming legislation and the effects on the Town/School District in Derry and the Town and School share various projects and future plans. An exchange of information and ideas so everyone knows what is going on.

Town Administrator's Report – Dave Caron

With the resignation of our Fire Chief, there is a position to fill. I am requesting confirmation of the appointment of Shawn Haggart as Derry's new Fire Chief.

24-12 Resolution #2024-012 – To Confirm the Appointment of the Fire Chief –
Dave Caron presenting

**Councilor MacEachern MOVES THAT THE TOWN COUNCIL adopt Resolution #2024-012
which reads as follows [*Read the Resolution*], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0**

FY25 Capital Improvements Plan is attached here and will be presented tomorrow, February 21, to the Planning Board.

SB589 has been drafted and is awaiting a hearing before the Senate Energy and Natural Resources Committee. This bill would enable municipalities to place a surcharge (max 15%) on out of town wastewater customers to recognize the investment made into the Town's utilities by Derry residents which allows the Town to share these services.

Central Fire Station construction manager anticipates receiving bids on all remaining work by March 14.

The Director of Public Works participated in a meeting with NHDOT in preparation for bidding Contract B of Exit 4A. We anticipate requesting authorization to enter into a contract with an engineering firm (paid by NHDOT) to assist with utility relocation and design. The \$31M is scheduled for a May advertisement.

New Business

- 24-14** Resolution #2024-008 – Approve and fund a Collective Bargaining Agreement with the Derry Police Patrolman's Association – *Town Administrator Dave Caron presenting.*

The Derry Police Patrolman's Association represents 44 Officers in the Derry Police Department. This agreement is a 3 year agreement to June 30, 2027. It provides for a market adjustment and a 3% COLA.

**Councilor Granese MOVES THAT THE TOWN COUNCIL adopt Resolution #2024-008 which reads as follows [Read the Resolution], seconded by Councilor MacEachern
Roll Call Vote: 6-0-0**

- 24-15** Resolution #2024-009 – Amend the Town's General Assistance Guidelines – *Town Administrator Dave Caron presenting.*

The Town had previously adopted the NHMA's Model Welfare Guidelines for Welfare Administrators the 2012. The Model has been updated as of 2021 and our General Assistance Administrators, Community Health Services, have recommended the adoption of the updated guidelines.

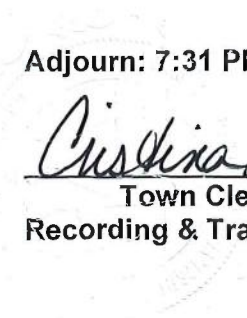
**Councilor MacEachern MOVES THAT THE TOWN COUNCIL adopt Resolution #2024-009 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0**

Councilor Comments / Liaison Reports –

Councilor Spencer – Wanted to give a shout out to everyone for putting on Frostfest
Councilor Foote – Congratulations to our new Fire Chief and his family. Also, thank you to the Patrolman's Association.

**Motion by Councilor MacEachern to ADJOURN, seconded by Councilor Spencer
All Agreed**

Adjourn: 7:31 PM


Cristina Guilford
Town Clerk

Recording & Transcription by: Cristina Guilford, Town Clerk

March 5, 2024
Date



RESOLUTION

Number 2024-012

To Confirm the Appointment of the Fire Chief

WHEREAS, Section 8.8(A) of the Town Charter requires that the Town Council confirm the appointment of certain Appointive Officers; and

WHEREAS, there will be an impending vacancy in the office of Fire Chief; and

WHEREAS, the Town Administrator has appointed a candidate who possesses the necessary skills and experience to succeed in the position;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the appointment of Shawn Haggart as Fire Chief is hereby confirmed.

This Resolution shall take effect on March 1, 2024.

Adopted: February 20, 2024

Attest:

A handwritten signature in black ink, appearing to be "Charles Foote", written over a horizontal line.

Charles Foote, Council Chair

Date: February 20, 2024

A handwritten signature in black ink, appearing to be "Cristina Guilford", written over a horizontal line.

Cristina Guilford, Town Clerk

Date: February 20, 2024

Archival Ref: TC agenda – Town Administrator's Report



RESOLUTION

Number 2024-009

To Amend the Town's General Assistance Guidelines

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town, and

WHEREAS, RSA 165 requires the Town to relieve and maintain any person in town who is unable to support himself; and

WHEREAS, the Town Council previously adopted General Assistance Guidelines to provide direction and guidance during the administration of general assistance; and


WHEREAS, the Guidelines require updating to reflect changes in cost of living expenses and other procedures as guided by state law or court rulings;


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Council hereby adopts the Town of Derry General Assistance Guidelines dated February 21, 2024.

This Resolution shall take effect immediately upon its passage.

Adopted: February 20, 2024

Attest:

x 
Charles Foote, Council Chair
Date: February 20, 2024

x 
Cristina Guilford, Town Clerk
Date: February 20, 2024

Archival Ref: Agenda Item #24-15



RESOLUTION

Number 2024-008

To Approve and Fund a Collective Bargaining Agreement with the Derry
Police Patrolman's Association

WHEREAS, Section 5.1 of the Town Charter establishes the Town Council as the governing and legislative body of the Town, thereby empowering the Council to enter into contracts; and

WHEREAS, the Town Administrator, pursuant to Section 8.6 of the Charter, has proposed that the Town enter into a collective bargaining agreement with the Derry Police Patrolman's Association for the period July 1, 2024 through June 30, 2027: and

WHEREAS, pursuant to RSA 273-A, the legislative body must make an appropriation to fund the cost items of a collective bargaining agreement; and

WHEREAS, the cost items of this collective bargaining agreement applicable to Fiscal Year 2025 shall be included in the FY25 budget, and the Council is aware of and acknowledges the future costs of the agreement, which the Town shall be obligated to fund;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the terms, conditions and costs of the "Collective Bargaining Agreement between the Town of Derry and the Derry Police Patrolman's Association for the Period July 1, 2024 through June 30, 2025" are hereby approved;

Archival Ref: TC agenda item #24-14

FURTHER, the Town Administrator is hereby directed to include the sum of Two Hundred Ninety Seven Thousand, Nine Hundred Ninety-Six Dollars (\$297,996.00) in the FY 25 Budget to fund the FY25 costs of this Agreement.

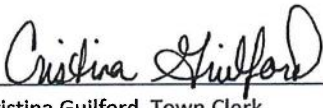
This Resolution shall take effect immediately upon its passage.

Adopted: February 20, 2024.

Attest:



Charles Foote, Council Chair
Date: February 20, 2024

x 

Cristina Guilford, Town Clerk
Date: February 20, 2024

Archival Ref: TC agenda item #24-14
