

## TOWN OF DERRY

Town Council  
Derry Municipal Center  
14 Manning Street



Tuesday March 1, 2022  
3rd Floor Meeting Room

### MINUTES

**7:00 PM Call to order**

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

**Roll Call:** Councilors Katsakiores, Chirichiello, Spencer, Wetherbee, Foote, and Chairman Morgan – In Person, Councilor Bourdon - Virtual  
Present: TA Dave Caron, Town Clerk Daniel Healey

#### **Public Forum - \*30 Minutes\***

**Motion by Councilor Katsakiores to open public forum, seconded by Councilor Foote**  
**Roll Call Vote: 7-0-0**

Ernie St. Pierre: (Housing Authority) – Has been trying to do good things for the Town on the Derry Housing Authority. Helped with the process of building a home for a veteran and received negative publicity on it. 1/3 of the people on the list for housing are not Derry residents with 172 people on the list being Derry residents. No tax funds are paid to Derry Housing. Does not appreciate the comment from a member of the public at the last meeting that people on this lists are murders or rapist and background checks are done on all the people rented to. Derry Housing is federally funded.

Ernie St. Pierre: Sunset Ave – Every time he has needed the services of the fire department in Town, they are there thanks to work done by this Town Council. The Fire Department and Police Department are staffed, if not, it is not because of the budget but employment. Councilor Morgan will be missed, one of the better people to sit in the chair.

**Councilor Wetherbee moves to extend Mr. St. Pierre's time, seconded by Councilor Foote**  
**Roll Call Vote: 7-0-0**

Nick Sands: Susan Dr – Thanked the Council again for the Skate Park and looks forward to working with everyone to complete that project.

Richard Tripp: Windham Rd – Everyone will miss Councilor Morgan. When he first sat as a Councilor, the valuation was around 2.5 billion and now it is at 3.6 billion. Likes taxes going down.

Michael Layon: Tsienneto Rd – Wants an ethics policy in place for the Town Council relating to posts made online.

**Motion by Councilor Foote to close public forum, seconded by Councilor Spencer**  
**Roll Call Vote: 6-0-1 (Councilor Morgan)**

Councilor Wetherbee stated that he will not support an infringement on free speech.

## **Consent Agenda**

- 22-23** Approve Non-Public Minutes – February 15, 2022
- 22-24** Approve Minutes – February 15, 2022
- 22-25** Resolution #2022-019 – Apply, Accept and Expend a GOFERR Grant for EMS Management
- 22-26** Resolution #2022-020 – Establish a fee for Outdoor Dining in a Public Right of Way previously authorized under Chapter 134 of the General Code
- 22-27** Resolution #2022-021 – Apply, Accept and Expend an ARPA Grant for the Wastewater Division
- 22-28** Resolution #2022-022 – Approve a Supplemental Appropriation and to Apply, Accept and Expend an ARPA Grant for the Wastewater Division
- 22-29** Resolution #2022-023 – Receive a donation for the Skateboard Park activities
- 22-30** Resolution #2022-024 – Apply, Accept and Expend a grant from the Alexander Eastman Foundation for the Fire Department Equipment

**Councilor Spencer moves to approve the consent agenda items 22-23 and 22-24, seconded by Councilor Chirichiello**

**Roll Call Vote: 6-0-1 (Councilor Foote)**

**Councilor Wetherbee moves to approve the consent agenda items 22-25, 22-26, 22-27, 22-28, 22-29 and 22-30, seconded by Councilor Foote**

**Roll Call Vote: 7-0-0**

## **Chairman Report – James Morgan**

The candidate forums for School Board and Town positions will be Wednesday March 2 and Thursday March 3 at the Derry Opera House starting at 6:30PM both nights. These events will be streaming with Derry CAM and posted online after they conclude.

## **Town Administrator's Report – Dave Caron**

Sheila has notified all Board and Committee Chairs asking that they inquire of their members to contact the town with interest to continue serving. This will be on the agenda at the March 15<sup>th</sup> meeting. Although motor vehicle registrations overall are trending to budget for the fiscal year to date, recent monthly trending has not been as optimistic. Continued monitoring is needed as the budget is decided for FY23. Regarding Exit 4A, advertising for Contract A is scheduled for April 19. NHDOT is actively studying a new entrance for the Police Station which may include a signalized intersection synchronized with the traffic lights at Crystal/Folsom and Pinkerton/Tsienneto; this solution would also facilitate additional economic development on the north side of Folsom after completion of Contract B. NHDOT has finalized its position on the Value Engineering exercise and has adopted several recommendations which have minor impacts to Derry. An abutter to Abbott Court has filed an appeal of the ZBA decision, thus the Town will be reacting accordingly. The Town design team has reviewed the feasibility of sitting a facility on the back side of the Alexander-Carr property. The analysis reveals that the location is not large enough for a public safety facility but could accommodate either a fire headquarters or a fire substation. A portion of the land under construction has already been unencumbered from the recreation requirements of the Trust, although some additional land would have to be unencumbered as well. The designer is providing the town with specific site information, after which the town attorney will initiate a dialogue with the Charitable Trust Division at the AG's office to gauge the feasibility of utilizing this land. A number of roads in Derry were posted to a maximum weight limit of 20 tons due to the annual spring thaw. A list of impacted roads can be



found on the Town's website. The Parks and Recreation Division will be meeting with the Friends of the Skateboard Park and the design team (Dreamland Skateparks) for the first public design meeting on March 10<sup>th</sup> at 6:30 at the Derry Municipal Center. This will kick off the design process, with construction anticipated this summer continuing through 2022. Staff will be meeting with NHDES leadership during the week of March 8 to discuss Phase II of the Southern NH Water Project which is designed to increase the daily capacity to 3.1 million gallons, as well as looking at opportunities for expansion into East Derry.

### **Public Hearing**

**22-19** Resolution #2022-014 – Apply for, accept and expend a New Hampshire Department of Safety Grant for Body Worn and Cruiser Dashboard Cameras–  
*Police Captain George Feole*

Recently the police department was notified by the NH Department of Safety that a grant for body worn and dashboard cameras has been announced. The grant will pay up to a maximum of \$50,000 per entity. The police department has in its FY 23 budget proposal a project to purchase body worn cameras and replace the existing dashboard cameras. The cost of that project is approximately \$481,880 over a 5-year period with 40% of the total, \$190,000 due in year one. Additionally, because of the volume of video and data, as well as equipment management, the department anticipates the need to hire an additional supervisor to manage all those issues. That cost will be approximately \$151,000 annually with increases each year depending on labor costs. The departments estimated need for additional personnel is based on area wide inquiries of those that are utilizing such programs. Accordingly, the department has reduced the budget submission for that project by \$50,000 so that the department can avoid supplanting issues with the grant funds if they are fortunate enough to be a recipient of the grant. The department realizes that the budget at this stage is preliminary and a final decision on funding is months out. However, this grant solicitation has an application deadline of March 15, 2022. Should the project in the budget ultimately not be financed the department simply would decline any grant if approved. Since the grant amount exceeds \$10,000 threshold, as required by state statute, a public hearing is required before Council action. The acceptance of these funds will have an offsetting impact to the budget of up to \$50,000 if the grant is approved and the department moves forward with the project.

**Motion by Councilor Katsakiores to open public hearing, seconded by Councilor Foote**  
**Roll Call Vote: 7-0-0**

No one from the public spoke.

**Motion by Councilor Katsakiores to close public hearing, seconded by Councilor Wetherbee**  
**Roll Call Vote: 7-0-0**

**Councilor Spencer MOVES THAT THE TOWN COUNCIL adopt Resolution #2022-014 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores**  
**Roll Call Vote: 7-0-0**  
**Resolution attached**

**22-20 Resolution #2022-015 – Apply for, accept and expend a New Hampshire DES  
MtBE Grant for Water Division Pump Station Modifications – Deputy *Public  
Works Director Tom Carrier***

Derry owns and operates a water booster pumping station on Manchester Road (Rte. 28) in Derry at the point of entry to the Town's water system from Manchester Water Works (MWW). This station was built in 2019 as part of the Phase 1 Southern NH Regional Water Project. The Derry water distribution system has a single 4 million gallon (MG) atmospheric water storage tank. Because the system currently lacks redundant storage, water pressure in the core system cannot be reliably maintained if the storage tank is taken out of service. Currently, the Manchester Road Booster Pumping Station (MHT BPS) is designed to fill the tank at a fixed flowrate and turn on and off based on the water level in the tank. Over the summer of 2020 the Derry system (along with MWW, Salem and HAWCo) experienced system wide nitrification which resulted in low disinfection levels. This caused issues for Derry as well as the downstream systems. One of the primary responses to a nitrification event is to drain and clean the tank. This is currently not possible. Maintaining system pressure while taking a tank out of service is typically achieved by providing a redundant storage tank. Adding a new tank, however, is very costly and added storage may, in fact, exacerbate nitrification. To allow for Derry's tank to be taken out of service while maintaining consistent pressures, modifications to the Manchester Road booster pump station are needed. Work would include new piping configuration and the installation of pressure reducing valves, check valves and isolation valves as well as system control reprogramming. This will allow the Derry system to "float" off the Londonderry system while limiting the pressure at lower flow rates. The intention is to complete this work prior to the summer to allow cleaning of the tank if needed prior to summer demands.

**Motion by Councilor Foote to open public hearing, seconded by Councilor Wetherbee  
Roll Call Vote: 7-0-0**

No one from the public spoke.

**Motion by Councilor Foote to close public hearing, seconded by Councilor Katsakiores  
Roll Call Vote: 7-0-0**

**Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2022-015  
which reads as follows [*Read the Resolution*], seconded by Councilor Spencer  
Roll Call Vote: 7-0-0  
Resolution attached**

**New Business**

**22-31 Resolution #2022-016 – Accept a Wellness Grant from Health Trust – *Wellness  
Coordinator Elizabeth Robidoux***

The Town of Derry continues to participate in HealthTrust's Wellness Coordinator Program. This year, HealthTrust awarded a Coordinator Grant in the amount of \$1,000.00 to be spent on programs that raise awareness of physical activity, social, physical, and mental health of the employees and their families. During the 2021 plan year, the grant was not fully expended. The funds have been retained and will be utilized for upcoming programs. The specific use of the \$1,000.00 award is determined by the Wellness Coordinators and is typically used to fund any



expenses of the programs and initiatives. The programs provided by the Wellness Coordinators, under the auspices of this grant are available to all employees of the Town of Derry and not just those who are enrolled in the town's insurance program.

**Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2022-016 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores**  
**Roll Call Vote: 7-0-0**  
**Resolution attached**

**22-32** Resolution #2022-017 – Apply for and accept a gift from the Injury Prevention Center at the Children's Hospital at Dartmouth-Hitchcock – *Police Captain George Feole*

The Injury Prevention Center, (CHaD) Children's Hospital at Dartmouth-Hitchcock, has announced the 2022 Safe and Active Community Grant Program; the program offers safety gear including bike helmets to communities to promote safe outdoor activity for children and their families. Derry PD has previously provided these safety helmets to children as part of the Town of Derry Touch-a-Truck event held each spring, at no cost. The Police Department tentatively has the 2022 Touch-a-Truck scheduled for June 4, 2022. The Touch-a-Truck will include an educational component for the children receiving the helmet. Over the last 3 years, the police department has distributed 800 helmets to community members, 200 the first year and 300 each of the last two years. Each year the police department has had to turn folks away as demand far exceeded available inventory. This year the police department anticipates receiving up to 200 safety helmets. The actual amount will be determined by the Injury Prevention Center. The Town Charter designates that the Town Council may apply for and accept grants or gifts. Specifically, "SECTION 9.15 Grants, Gifts; provides in part, that the Town Council may apply for, accept and expend monies received from the State, Federal, or other governmental units, or from private sources which become available during the fiscal year."

**Councilor Spencer MOVES THAT THE TOWN COUNCIL adopt Resolution #2022-017 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores**  
**Roll Call Vote: 7-0-0**  
**Resolution attached**

#### **Councilor Comments / Liaison Reports –**

Councilor Spencer – Thanked Chairman Morgan for everything he has done and for the help the past year on the Council.

Councilor Katsakiores – Chairman Morgan has done a great job and he will be missed.

Councilor Chirichiello – Could be his last meeting and 6 years ago the Town was at a crossroads and needed help. He got back involved and that is when he met Chairman Morgan. The Town did not have a Town Administrator or signed union contracts. Thanked Chairman Morgan for his service and resolving the issues that this council started with.

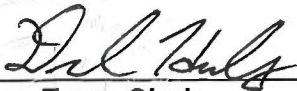
Councilor Wetherbee – Hope Chairman Morgan is proud of the work he has done and he will be missed.

Councilor Foote – This Council got things done even when they did not agree on everything.

Councilor Bourdon – 8 years ago Chairman Morgan reached out to Councilor Bourdon. Union Contracts were unresolved, public services were cut, and the town was lacking in economic development. Thanked him for his service to the community.

Chairman Morgan – It has been a great 6 years and stated that Sununu does not get a lot done without critics either. Recommended that the residents focus on Abbott Court as it will be a valuable project and also to get involved by joining a board or a committee.

**Adjourn: 8:00pm**



**Town Clerk**

**Recording & Transcription by: Daniel Healey, Town Clerk**

3/18/2022

**Date**