

TOWN OF DERRY

Town Council
Derry Municipal Center

May 16 2017
Tuesday - 7:30 PM

7:00 PM Non-Public Session RSA 91A:3 II (e)
7:30 PM Call to order

Councilor Wetherbee moves to leave non-public session, seconded by Councilor Morgan – all agreed

**Councilor Morgan moves to seal RSA 91A:3 II (e), seconded by Councilor Wetherbee
Roll Call Vote 7-0-0**

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

Roll Call: Councilors Chirichiello, Foote, Tripp, Wetherbee, Katsakiores, Morgan and Chairman Bourdon

Present: TA David Caron, Town Clerk Daniel Healey, CFO Susan Hickey

Consent Agenda

17-52 Approve Budget Review Workshop Minutes – April 25, 2017

17-53 Approve Non-Public Minutes – May 2, 2017 – **minutes sealed**

17-54 Approve Minutes – May 2, 2017

Chairman's Report – Joshua Bourdon

The Memorial Day parade will take place Monday May 29th and it is presented by the American Legion and the VFW. Thanked David Caron and the employees for their work on the budget. Reminded everyone about their list of goals that he would like to have by Friday June 2nd. The list can be emailed to Chairman Bourdon, Councilor Foote or Town Administrator David Caron. At the June 6th meeting he would like to schedule the workshops. Read a certificate for retiring Deputy Town Clerk Ruth Robinson.

Town Administrator's Report – David Caron

Cable Director Chris Martin will be retiring this summer after ten years of service to the community. The town administrator has been working with a facilitator to develop a workshop agenda involving all stakeholders to reach a consensus on the issue and he proposed a workshop date of May 30th. There were some conflicts and a new date will be proposed. Several councilors recently requested a review of the Town's Elderly Exemption program to evaluate the Town's exemption levels when compared against other communities. Staff compared Derry's allowances for income, exemption levels and asset levels against three test groups: 1) Communities immediately abutting Derry; 2) the 10 most per capita being below median of all three test groups, the level of exemptions and eligibility criteria for Derry's program all track close to or above median, and above what could be viewed as the Town's ability to pay when evaluated in the context of the AV/C.

Public Forum - *30 Minutes*
Open Public Forum – all agreed

No one from the public spoke.

Motion by Councilor Katsakories to close public forum, seconded by Councilor Foote – all agreed

Public Hearings

17-55 Increase Veterans Credit to \$500/eligible veteran pursuant to RSA 72:78
The credit is currently at \$450. All communities adjacent to Derry offer credits at \$500.
Implementation cost is approximately \$48,000. If approved it would be reflected in the 2017 tax bills.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Foote – all agreed

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Wetherbee – all agreed

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-019, which reads as follows [*Read the Resolution*], seconded by Councilor Chirichiello
Roll Call Vote: 6-0-1 (Councilor Katsakories)
Resolution attached

17-56 Establish a Police Detail Revolving Fund
Removes the unpredictability from the operating budget. Payment for services deposited into and expenses paid from the fund. Town admin fee and cruiser rental revenues remain in the fund for future appropriations by Council. No longer required to be part of the budget process.

Motion by Councilor Katsakories to open public hearing, seconded by Councilor Foote – all agreed

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Foote – all agreed

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-020, which reads as follows [*Read the Resolution*], seconded by Councilor Wetherbee
Roll Call Vote: 7-0-0
Resolution attached

17-57 Amend the Fund Balance Policy

Determine appropriate level of fund balance and a target amount to be transferred to Capital Reserve Funds. Not necessary to deplete fund balance after retention level reached and CRF funded.

Motion by Councilor Wetherbee to open public hearing, seconded by Councilor Katsakories – all agreed

No one from the public spoke.

Motion by Councilor Wetherbee to close public hearing, seconded by Councilor Foote – all agreed

Motion by Councilor Morgan to amend the motion to 9.5%, seconded by Councilor Chirichiello

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

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-021, which reads as follows [*Read the Resolution*], seconded by Councilor Wetherbee

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

Resolution attached

17-58 Establish an Expendable Maintenance Trust Fund for Building & Grounds and transfer funds from the Land & Building Fund

Consolidate all proposed Building and Grounds improvements into one budget category and have the town council as agents, determine which projects will be funded.

Motion by Councilor Morgan to open public hearing, seconded by Councilor Foote – all agreed

No one from the public spoke.

Motion by Councilor Katsakories to close public hearing, seconded by Councilor Wetherbee – all agreed

Councilor Morgan MOVES THAT THE TOWN COUNCIL add Hood Cameras to Resolution #2017-022 but all improvements are not to exceed \$230,271 that is fixed, seconded by Councilor Wetherbee

Roll Call Vote: 6-1-0 (Councilor Tripp)

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-022 as amended, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp

Roll Call Vote: 7-0-0

Resolution attached

17-59 Approve a fee adjustment for construction and demolition debris disposal

Adjust fees to reflect market level and accept C&D tonnage only from outside the community.

The Net additional revenues for this resolution in the FY18 Budget is \$106,375. The facility has

the capacity to manage the increased activity and outside revenues will help defray the transfer station cost.

Motion by Councilor Morgan to open public hearing, seconded by Councilor Wetherbee – all agreed

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Katsakories – all agreed

Motion by Councilor Wetherbee to amend the resolution to 9 cents per pound for residents and 11 cents per pound for non-residents, seconded by Councilor Tripp
Roll Call Vote: 4-3-0 (Councilors Katsakories, Tripp, and Morgan)

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt amended Resolution #2017-023 as amended, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp
Roll Call Vote: 6-1-0 (Councilor Katsakories)
Resolution attached

17-60 Amend the Tax Increment Financing Plans for the Ash Street and Route 28 North Tax Increment Financing (TIF) Districts

Captured assessed revenues from TIF districts do not fund unrelated town operating costs. Recommend amendments to TIF Plans to have C.A.R. contribute to economic development, thus further ensuring the districts' success.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Katsakories – all agreed

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Foote – all agreed

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-026, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories
Roll Call Vote: 7-0-0
Resolution attached

17-61 Establish a Revolving Fund for Cable Services

The Council wishes to segregate the cable fund balance from UFB. Legal has advised that a special revenue fund is not appropriate vehicle and that a revolving fund mechanism will accomplish the goal.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Katsakories – all agreed

No one from the public spoke.

Motion by Councilor Katsakories to close public hearing, seconded by Councilor Morgan – all agreed

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-027, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories
Roll Call Vote: 7-0-0
Resolution attached

17-62 FY 2018 Budget and Capital Improvement Plan
The proposed FY18 Budget is \$47,007,540. The anticipated town tax rate is \$8.44. The voter-approved tax cap is \$8.46. The rate increase is 1.68% and the impact on \$250,000 homes is \$35.

Motion by Councilor Chirichiello to open public hearing for the FY 2018 Budget, seconded by Councilor Foote – all agreed

No one from the public spoke.

Motion by Councilor Foote to close public hearing for the FY 2018 Budget, seconded by Councilor Katsakories – all agreed

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-028, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories
Roll Call Vote: 7-0-0
Resolution attached

The charter requires a six year CIP. It is a planning tool to assist with budget stabilization. Items within the CIP are all funded by the Capital Reserve, grant, or bond revenues.

Motion by Councilor Tripp to open public hearing for the Capital Improvement Plan, seconded by Councilor Katsakories – all agreed

No one from the public spoke.

Motion by Councilor Wetherbee to close public hearing for the Capital Improvement Plan, seconded by Councilor Foote – all agreed

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-035, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp
Roll Call Vote: 7-0-0
Resolution attached

17-48 Round 4 Implementation – Chloride Reduction I-93 Watershed Municipal Grant Agreement
Director of Public Work Mike Fowler presented the Chloride Reduction I-93 Watershed Municipal Grant Agreement. Automatic Vehicle Location (AVL) systems are used in a number of applications for the transportation industry. More recently, several state transportation agencies

and municipalities have implemented AVL technology for winter operations. The system would provide the Town with a record of where the vehicles are in real time and a record of where they were at specific times during the operations. Also, they are equipped with technology to prevent overlap of salt routes by automatically shutting off the spreader as it passes over areas previously salted within a given period of time by another vehicle or the subject vehicle.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Foote – all agreed

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Foote – all agreed

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-033, which reads as follows [*Read the Resolution*], seconded by Councilor Wetherbee
Roll Call Vote: 7-0-0
Resolution attached

17-49 Cellular Tower Lease – Kendall Pond Road

Staff and counsel have reviewed the current lease, in context to both market rates and characteristics unique to this site, particularly with a second tower immediately adjacent to the subject tower. Due to this site's characteristics, the economics are relatively modest, but appropriate given the circumstances. Currently, the tower is occupied by one major carrier, with a secondary carrier scheduled to vacate the site in October 2019 as it has been purchased by the major carrier. Crown Castle has approached the Town seeking to extend the lease term.

Motion by Councilor Wetherbee to open public hearing, seconded by Councilor Katsakories – all agreed

No one from the public spoke.

Motion by Councilor Wetherbee to close public hearing, seconded by Councilor Katsakories – all agreed

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-034, which reads as follows [*Read the Resolution*], seconded by Councilor Foote
Roll Call Vote: 7-0-0
Resolution attached

New Business

17-63 ZBA Variance – 343 Island Pond Road

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL pursuant to RSA 677:4 appeal the Zoning Boards decision to grant a variance for the property located at 343 Island Pond Road to the Superior Court, seconded by Councilor Foote
Roll Call Vote: 7-0-0

17-64 Approve Deputy Town Clerk

Town Clerk Daniel Healey presented to the Town Council his appointment of Lynne Gagnon as Deputy Town Clerk effective June 1st for Council approval in accordance with RSA 41:18. The current Deputy Town Clerk will be retiring May 31st. After conducting numerous interviews with the Town Clerk's office believes that Lynne Gagnon is the best candidate for the position.

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-036, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories

Roll Call Vote: 7-0-0

Resolution attached

17-65 Appolo Vineyards – samples at Derry Homegrown Farm & Artisan Market

Chief Garone presented the authorization for Appolo Vineyards. The Police Department recently received a request from Mike Appolo, Owner-Winegrower of Appolo Vineyards, to provide free samples of wine at the Derry Homegrown Farm & Artisan Market. Mr. Appolo is seeking authority from the Town in accordance with the mandates of NH RSA 179:44, which requires that such activity be authorized by the town or city's governing body and that the authorization must be in writing.

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-037, which reads as follows [*Read the Order*], seconded by Councilor Tripp

Roll Call Vote: 6-0-1 (Councilor Wetherbee)

Resolution attached

Council Requests / Liaison Reports

Councilor Katsakories – Said that Karen Blandford-Anderson, the Chair of the Heritage Commission has found the oldest resident in town, 97 year old James Bilotta. He will be awarded the Boston Post Cane sometime in June. He is a Pearl Harbor survivor and was sponsored by the VFW. The Touch-A-Truck & Kid's Muster Event will take place Saturday, May 20th from 10am-2pm at West Running Brook Middle School. This event offers hands-on opportunities for children to explore, climb, and touch trucks, emergency response vehicles, heavy machinery, and other equipment. There will be a horn/siren free hour from 10am-11am.

Councilor Chirichiello – Stated that the Planning Board has been working on accessory dwelling units and that the Planning Board definitions are being revamped.

Councilor Morgan – The Derry Veterans Assistance Fund has raised over \$64,000 in cash and over \$135,000 in trade donations/time/materials and has formed an executive board. The sheetrock went up at the veteran's house in 3 hours and the expected completion date is still July 4th. There will be a Veteran's Dinner at the Boys and Girls club June 1st.


Councilor Foote – The Taylor library will host 3 story times. They will have a booth at Derryfest and summer reading will begin soon, a banner will be going up to say when.

Councilor Wetherbee – Wednesday June 7th the weekly Derry Farmer's Market will open between 3pm-7pm at 1 West Broadway. More information can be found on the website: derryhomegrown.org.

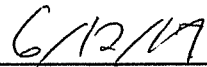
Councilor Tripp – The School Board meeting held last Tuesday had a presentation on the Peace Program for kids that are doing well in school and what to do to improve these programs so those students are not bored. It is great for advanced kids and they are looking into what to do for kids that are behind. The Derry Public Library Trustees held an author's fest last week.

Chairman Bourdon – The Energy Committee will be hosting a Junior Solar Sprint event on June 10th. This even has young kids working together in small teams building solar cars. The committee is looking for volunteers and anyone interested should contact Chairman Bourdon or Town Administrator David Caron. The Net Zero Task force has provided budget estimates at two Derry Schools, they have held site visits, assisted with building assessments, and have worked with Eversource. They have had members testify at the Senate hearing for SB 129. They have also implemented sub meters at Pinkerton Academy and continuously work to try to find the town savings. Chairman Bourdon then thanked the Town Administrator and employees for the budget.

Adjournment: 10:00 p.m.



Town Clerk



Date

Recording & Transcription by: Daniel Healey, Town Clerk



RESOLUTION

Number 2017-019

To Increase the Optional Veterans' Tax Credit to \$500

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town and, as such, it is empowered to adopt resolutions and ordinances, including the appropriation of funds; and

WHEREAS, the Town Council has previously adopted RSA 72:28 II which allows towns to provide a veterans' tax credit up to \$500.00 per eligible veteran; and


WHEREAS, the Town currently provides a credit in the amount of \$450.00 per eligible veteran and the Town Council wishes to further recognize the sacrifices made by our veterans;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby increases the veterans' credit to \$500.00 per eligible veteran pursuant to RSA 72:28 IV.

This Resolution shall take effect April 1, 2017.

Adopted: May 16, 2017.

Attest:

x 

Joshua Bourdon, Council Chair

Date: 6/20/17

x 

Daniel Healey, Town Clerk

Date: 6/20/17



RESOLUTION

Number 2017-020

To Establish a Police Revolving Fund

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town and, as such, it is empowered to adopt resolutions and ordinances, including the appropriation of funds; and

WHEREAS, the Derry Police Department provides special detail services for businesses, groups and individuals requiring specialized traffic control, crowd control and other security; and,

WHEREAS, it is difficult to budget with precision the demand for these services, thus creating difficulty developing and managing the annual budget; and,

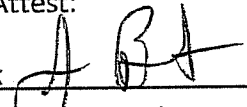
WHEREAS, state statutes allow for the creation of a revolving fund whereby funds generated and expenses incurred by the activity are maintained separate from the operating budget;


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby adopts the provision of RSA 31:95-h and establishes a Police Detail Revolving Fund, from which all revenues shall be deposited and expenses paid in connection with police details.

This Resolution shall take effect July 1, 2017.

Adopted: May 16, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 6/20/17

x 
Daniel Healey, Town Clerk
Date: 6/20/17



RESOLUTION #2017-021

To Revise the Town's Fund Balance Policy

WHEREAS, The Town Council on June 18, 2013 adopted a Fund Balance Policy which established a certain retention level of Unallocated Fund Balance and further directed that excess fund balance be transferred to capital reserve funds; and

WHEREAS, the Town's cash flow and fund balance status have been reviewed to ensure that the Town only retains those tax dollars necessary to maintain appropriate reserves and sustain the Town's solid financial condition;

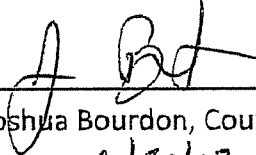
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the following changes to the Town of Derry Fund Balance Policy are hereby adopted:

- 1) Unassigned Fund Balance shall be targeted at 9.5% of the sum of the Town's general fund operating appropriations, the state education tax amount, the local school net tax commitment and the county appropriation (previously 12.5%);
- 2) Annually, the first \$650,000 beyond the 9.5% threshold shall be used to stabilize the tax rate;
- 3) Annually, Unallocated Fund Balance in excess of the 9.5% threshold and the \$650,000 allocated for tax rate stabilization shall be transferred without further action of the Town Council, to capital reserve funds for Police, Information Technology, Fire, Public Works, and Buildings & Grounds Expendable Maintenance Trust, proportional to the proposed expenditures as set forth in the adopted Capital Improvement Plan. The amount of the transfer shall be limited to \$1.5M annually;
- 4) Any Unallocated Fund Balance available beyond that necessary to fulfill the directives within this policy shall be retained and managed pursuant to future Council resolutions.
- 5) For purposes of this Policy, Unallocated Fund Balance shall be defined according to Governmental Accounting Standards Board Statement No. 54, and shall further include any inter-fund transfers in the form of loans (e.g. Brady Avenue Sewer).


This Resolution shall take effect immediately upon its passage.

Adopted May 16, 2017.

Attest:

x 

Joshua Bourdon, Council Chair
Date: 6/20/17

x 

Daniel Healey, Town Clerk
Date: 6/20/17

Archival Ref: Agenda Item #17-57



Resolution #2017-022

To Create an Expendable Maintenance Trust Fund for Buildings and Grounds and Transfer Funds from the Land & Buildings Fund

WHEREAS, for purposes of efficiency and consolidation the Town Council desires to create an Expendable Maintenance Trust Fund for Buildings & Grounds improvements and repairs; and,

WHEREAS, previously the Town established a Land and Buildings Fund, the purpose for which has been amended over the years, and which currently maintains a balance; and,

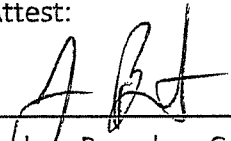
WHEREAS, the Town Council desires to transfer funds from the Land and Buildings Fund and further capitalize the Expendable Maintenance Trust for Buildings & Grounds,


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Derry Town Council hereby establishes an Expendable Maintenance Trust Fund for Buildings & Grounds pursuant to RSA 31:19-a; appoints the Town Council as Agents to Expend; change the purpose of the Land and Building Funds, pursuant to RSA 35:16, and appropriate any balance into this Fund; and further capitalize the Fund from Unallocated Fund Balance in accordance with Resolution #2017-021 as previously adopted by the Council.

This Resolution shall take on July 1, 2017 upon approval of 2/3 of the entire Council.

Adopted May 16, 2017

Attest:

x 
Joshua Bourdon, Council Chair
Date: 6/20/17

x 
Daniel Healey, Town Clerk
Date: 6/20/17



Resolution #2017-023

To Authorize a Fee Adjustment at the Transfer Station

WHEREAS, The Town operates a Transfer Station, which accepts construction and demolition debris from Town residents; and

WHEREAS, the Town continually re-evaluates its fee structure to ensure that the fees charged are consistent with market conditions and are adequate to fund operational costs and capital investment; and,

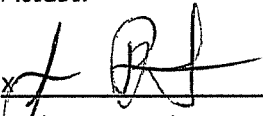
WHEREAS, there exists an opportunity to further share the costs of operations and capital investment by offering construction and demolition debris services to those from outside of the community for debris generated within the Town and \$0.11/pound for wastes generated outside of Derry;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Derry Town Council, pursuant to RSA 41:9-a, hereby approves a fee adjustment for construction and demolition debris disposal to \$0.09 per pound and further authorizes staff to develop administrative regulations which governs the acceptance and disposal of construction and demolition debris from sources outside of the community.

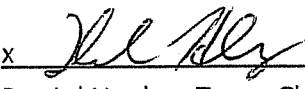
This Resolution shall take effect on July 1, 2017.

Adopted May 16, 2017.

Attest:



Joshua Bourdon, Council Chair
Date: 6/20/17



Daniel Healey, Town Clerk
Date: 6/20/17



Resolution #2017-026

To Amend the Tax Increment Financing Plans for the Ash Street and Rte. 28 North Tax Increment Financing (TIF) Districts

WHEREAS, The Town previously enacted the provisions of Chapter 162-K, Municipal Economic Development and Revitalization Districts; and

WHEREAS, the Town established and actively supports its two TIF Districts by investing in their development for the benefit of the Districts and the entire community; and,

WHEREAS, the Council has identified enhancing economic opportunity as a priority and has recently established an economic development office to support this goal; and

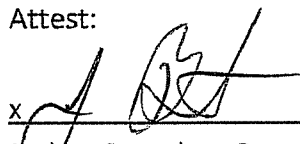
WHEREAS, it is equitable and appropriate that all commercial and industrial properties throughout the community share in the investment of maintaining the economic development office through their current property tax obligations;

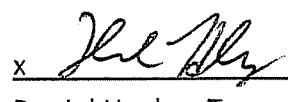
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Derry Town Council, pursuant to RSA 162-K:9, hereby amends the Tax Increment Financing Plans for the Ash Street and Rte. 28N TIF Districts, to provide funding for a share of the economic development office budget in proportion to all other commercial and industrial properties in the community, and further authorizes the annual review and recalculation of the TIF share to maintain proportionality.

This Resolution shall take effect with the adoption of the FY18 budget.

Adopted June 6, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 6/6/17

x 
Daniel Healey, Town Clerk
Date: 6/6/17



Resolution #2017-027

To Establish a Revolving Fund for Cable Services

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town and, as such, it is empowered to adopt resolutions and ordinances, including the appropriation of funds; and

WHEREAS, The Town has historically accounted for revenues and expenditures associated with cable services in a Special Revenue Fund separate from the Town's General Fund; and

WHEREAS, legal counsel has notified the Town that the proper mechanism authorized by state statutes to separately account for these funds is a Revolving Fund; and,

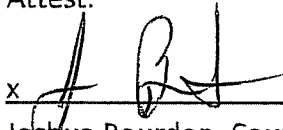
WHEREAS, there are no prohibitions in either state or federal law which requires the segregation of cable revenues or prohibits the use of cable revenues for other municipal purposes, and the establishment of a Revolving Fund would not change these parameters;

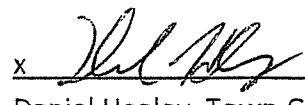
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Derry Town Council, pursuant to RSA 31:95-h, establishes a Cable Services Revolving Fund from which all associated revenues shall be deposited, and expenses paid up to the amount of the annual cable budget as adopted by the Town Council.

This Resolution shall take effect retroactively to July 1, 2016.

Adopted May 16, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 6/20/17

x 
Daniel Healey, Town Clerk
Date: 6/20/17



RESOLUTION

Number 2017-028

To Adopt the FY18 Budget

WHEREAS, Section 9.4 of the Town Charter vests in the Town Council the responsibility to enact the Town budget by May 31; and

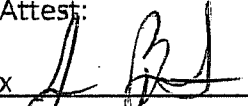
WHEREAS, the Town Council has reviewed and made revisions to the budget as proposed by the Town Administrator, and has acted upon Resolutions necessary to effectuate various services and programs within the budget;


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby adopts an FY18 Town Budget in the amount of Forty-Seven Million seven Thousand Five Hundred and Forty Dollars (\$47,007,540) as set forth in the attached summary.

This Resolution shall take effect on July 1, 2017.

Adopted: May 16, 2017

Attest:

x 
Joshua Bourdon, Council Chair
Date: 6/20/17

x 
Daniel Healey, Town Clerk
Date: 6/20/17



RESOLUTION

Number 2017-035

To FY18-23 Capital Improvements Plan

WHEREAS, Section 9.8 of the Town Charter vests in the Town Council the responsibility to adopt a Capital Improvements Plan on or before 30 days prior to the start of the ensuing fiscal year; and


WHEREAS, the Capital Improvements Plan is an effective planning tool to help the Town identify, evaluate and budget for capital needs over a six year planning horizon;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby adopts the FY18-23 Capital Improvements Plan as set forth within the FY18 Town Budget.


This Resolution shall take effect on July 1, 2017.

Adopted: May 16, 2017

Attest:

x 

Joshua Bourdon, Council Chair
Date: 6/20/17

x 

Daniel Healey, Town Clerk
Date: 6/20/17



RESOLUTION

Number 2017-033

To Accept a Chloride Reduction I-93 Watershed Grant from NHDOT and Approve use of Capital Reserve Funds for the Town's share

WHEREAS, Section 9.15 of the Town Charter authorizes the Town Council to accept grant funding; and

WHEREAS, such funding is available through the State of New Hampshire for the Chloride Reduction Program in conjunction with the I-93 widening project; and

WHEREAS, the Town can apply for a total of \$38,000 to be used to purchase Automated Vehicle Location systems for nine trucks, which will assist with the efficient application of road salt, thus producing positive environmental and financial impacts; and

WHEREAS, the Town can use Capital Reserve Funding to pay for its 20% share (\$9,500) of the project;


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Administrator is hereby authorized to apply for, accept and expend such funds derived from the NHDOT Round #4 Implementation – Chloride Reduction I-93 Watershed Municipal Program grant and to enter into a grant agreement with the State of New Hampshire Department of Transportation to receive funds for the purchase of Automated Vehicle Location Equipment (AVL) for nine trucks;

FURTHER, the Town Administrator is authorized to withdraw \$9,500 from the Department of Public Works Capital Reserve Fund to fund the local share of the project.


This Resolution shall take effect immediately upon its passage.

Adopted: May 16, 2017.

Attest:

x 
Josh Bourdon, Council Chair

Date: 6/20/17

x 
Daniel Healey, Town Clerk

Date: 6/20/17



RESOLUTION

Number 2017-034

To Approve a Cellular Tower Lease Extension at Kendall Pond Road

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

WHEREAS, the Town has leased a piece of land on Kendall Pond Road for placement of a cellular tower; and

WHEREAS, the Town has been approached by the tower owner to extend the lease which, after negotiations between the cell tower owner and the Town's Communication Counsel, will result in additional financial benefits accruing to the Town;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Administrator is hereby authorized to execute a lease agreement with Crown Castle to extend the lease on town-owned land on Kendall Pond Road pursuant to the terms and conditions as set forth on the attached lease extension.

This Resolution shall take effect immediately upon its passage.

Adopted: May 16, 2017.

Attest:

x 

Joshua Bourdon, Council Chair

Date: 6/20/17

x 

Daniel Healey, Town Clerk

Date: 6/20/17



RESOLUTION

Number 2017-036

To Approve the Appointment of the
Deputy Town Clerk

WHEREAS, RSA 41:18 requires the approval of the Governing Body when the elected Town Clerk appoints a Deputy; and

WHEREAS, the incumbent Deputy Town Clerk is retiring and the Town Clerk, with assistance from the Human Resources Department, completed a recruitment process for a replacement Deputy; and


WHEREAS, the Town Clerk has selected a replacement who possesses all of the requisite skills to succeed as Deputy Town Clerk;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the appointment of Lynne Gagnon as Deputy Town Clerk is hereby approved.

This Resolution shall take effect on June 1, 2017.

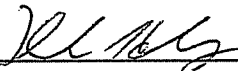
Adopted: May 16, 2017.

Attest:

x 

Joshua Bourdon, Council Chair

Date: 6/20/17

x 

Daniel Healey, Town Clerk

Date: 6/29/17



RESOLUTION

Number 2017-037

To Authorize Apollo Vineyards to serve wine samples at the Derry Home-grown Farm and Artisans Market.

WHEREAS, Section 5.1 of the Town Charter designates the Town Council as the governing and legislative body of the Town and, as such, it is empowered to authorize the provisions of RSA 179:44; and

WHEREAS, RSA 179:44 II-a authorizes wine manufacturers and others to provide samples for tasting at a farmers' market, contingent upon written authorization by the Governing Body;


WHEREAS, the community is attempting to grow the Derry Homegrown Farm and Artisans Market to better serve the community, and authorizing such activities will assist with that goal;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that Apollo Vineyards is hereby authorized to provide wine tasting samples in accordance with state statutes during all Derry Homegrown Farm and Artisan Market events for the 2017 season.

This Resolution shall take effect immediately upon its passage.

Adopted: May 16, 2017.

Attest:

x 

Joshua Bourdon, Council Chair

Date: 6/23/17

x 

Daniel Healey, Town Clerk

Date: 6/23/17