

TOWN OF DERRY

Town Council
Derry Municipal Center
14 Manning Street



Tuesday June 6, 2023
3rd Floor Meeting Room

MINUTES

6:00 PM Non-Public Session – RSA 91A:3 II (c)(d)(e)
7:00 PM Call to order – Chair Pro-Tem Spencer

Motion by Councilor Chirichiello to leave non-public session, seconded by Councilor Katsakiores
Roll Call Vote: 5-0-0

Motion by Councilor Chirichiello to seal the minutes per RSA 91A:3 II (c)(d)(e) indefinitely because it was determined divulgence of this information would benefit a party or parties whose interests are averse to those of the general community and if discussed in public would likely affect adversely the reputation of any person, seconded by Councilor Katsakiores
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 (remote), Flood, Granese and Chairman Pro-Tem Spencer
Present: TA Dave Caron, Town Clerk Tina Guilford

Public Forum - *30 Minutes*

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

Steve Trefethan, North Shore Road – Central Business district south of Broadway is coming up for change, more businesses is good and will help. Changes in the market and interest rates are affecting the WRB District. The Planning Board waived a lot and it ended up being more apartments and no commercial. Small commercial space is not being constructed, not profitable. Housing will reduce subsidies to apartment builders. I am working on a project from the state.

Motion to extend by Councilor Granese, seconded by Councilor Katsakiores
All Agreed

I have the deepest lots off the exit. It's retail/medical. An 8-9Million dollar project. There has been a loss of value based on the land taken by the state. While there is some space and some smaller lots by the light, my project is the largest. I will need support from the Town Council. The watershed disclosed by the state at the last minute has been an issue. I am working with the state now. I had the only lot with access to A Street and because of the watershed that is now gone. No apartments in my plans. I will need some assistance with the plans including the new plans from the state with curb cuts.

**Motion by Councilor Chirichiello to close public forum, seconded by Councilor Granese
All Agreed**

Consent Agenda

23-65

Approve Minutes – May 16, 2023

**Councilor MacEachern moves to approve Items on the Consent Agenda, seconded by
Councilor Granese**

Roll Call Vote: 5-0-1 (Spencer)

Chairman Report – Erin Spencer

Councilor Spencer wishes everyone a happy Pride month.

Councilor Granese rereads the Pride Proclamation from June of 2021.

Town Administrator's Report – Dave Caron

Heading into the last month of the fiscal year, MV fees in total will exceed FY23. Title applications are still trending behind at 89% of budget vs a benchmark of 91.7% through 5/31. The only other tracked revenues trending to finish below budget at this point are Appliance and Mattress recycling at the Transfer Station. The sale of lots off Chancellor Drive took place on Thursday, May 18 and were sold for a total price of \$370,000.

Spring TBall and Pee Wee soccer will be ending in mid-June. The Summer Concert Series starts on Tuesday, June 13 at 7PM. The week of July 4th the concert will take place on Monday, July 3rd to accommodate the fireworks scheduled for the 4th. Gallien's Beach and the Splashpad at Don Ball Park will open June 17th (weather permitting). The hours are 10AM – 7PM. Melinda Mafera, our Recreation Coordinator, just received her certification to teach a new course this summer. It is a water safety class and will take place at the beach on Tuesday, Wednesday, and Thursdays. She will be following American Red Cross Longfellow WHALE's Tale curriculum. Times are TBD. We have hired someone to run an Arts and Crafts program at Don Ball Park on Tuesdays and Fridays from 11:30AM – 12:30PM. We will be collaborating with the libraries again this year and they will run their Story Time in the park at 10:30AM on Tuesdays at Don Ball. Flying High Frisbee Dogs will return to Don Ball Park on July 19th and Wildlife Encounters will return on August 3rd. We will be hosting our First Skateboard Camp at the new Skatepark located at Alexander Carr Park. The weekly camps start July 10th and run through August 26th from 9AM to 12PM for ages 9-15 years old. Challenger Sports is bringing their soccer camp to Derry on July 24th through the 28th at Rider Field. The camp has half day and full day opportunities with kids from ages 3 to 13 able to participate.

Public Hearing

23-60 Resolution #2023-034 – BVP Grant Program – *Police Chief George Feole presenting.*

Recently we were notified by the Bureau of Justice Assistance (BJA) that the Derry Police Department is eligible to receive an award under the Federal Fiscal Year (FFY23) Bulletproof Vest Partnership (BVP) program. We have participated in the program for a number of years. The FFY23 award may be used for National Institute of Justice (NIL) compliant armored vests and can be used until August 31, 2025. Based on our history and current needs, we have projected that we will need to purchase 18 bulletproof vests during this time frame. The BJA would reimburse the police department for up to 50% of each vest after the purchase has been made. We anticipate that the BJA will award us \$13,444.65 which is half the cost of the estimated 18 bulletproof vests.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Granese
Roll Call Vote: 6-0-0

Councilor Chirichiello MOVES THAT THE TOWN COUNCIL adopt Resolution #2023-034 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0
Resolution Attached

23-61 Resolution #2023-038 – Apply, Accept & Expend a New Hampshire State Library Grant for the Preservation of historic documents – *Town Clerk Tina Guilford presenting.*

The New Hampshire State Library awards Conservation License Plate Grants to help public organizations preserve and care for documents and historic records. Funding for the program is made possible through the sale of Moose Conservation Plates. This is a no match required grant of \$10,000.00. Our application is for the preservation of Zoning Board of Adjustment minutes starting in 1967. Our goal is to preserve as many years as possible under this grant which should bring us to the mid 1980's. This will also provide us with a digital copy that we can make available online for residents.

Motion by Councilor Chirichiello to open public hearing, seconded by Councilor Katsakiores
Roll Call Vote: 5-0-0

No one from the public spoke.

Motion by Councilor Chirichiello to close public hearing, seconded by Councilor Katsakiores
Roll Call Vote: 5-0-0

Councilor Granese MOVES THAT THE TOWN COUNCIL adopt Resolution #2023-038 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0
Resolution Attached

New Business

23-66 Resolution #2023-041 – Transfer funds from the Derry Recovery Expendable Trust – *Police Chief George Feole presenting.*

For Town Council approval of the use of ARPA funds to purchase two solar powered fixed radar signs at a cost of \$12,190 for the signs and posts, not including labor, to assist with a community speeding issue.

Councilor Granese MOVES THAT THE TOWN COUNCIL adopt Resolution #2023-041 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0
Resolution attached

23-67 Resolution #2023-042 – Amend the Intermunicipal Agreement with the Town of Londonderry to provide wastewater services.

Councilor Chirichiello MOVES THAT THE TOWN COUNCIL table Resolution #2023-042, seconded by Councilor Granese
Roll Call Vote: 6-0-0

23-68 Resolution #2023-043 – Appoint the Net Zero Task Force as the Electric Aggregation Committee – *Director of Public Works Mike Fowler presenting.*

As the Net Zero Task Force moves forward with efforts to bring Community Power to Derry, one of the required steps is to create a subcommittee that is endorsed by the governing body to assure that all steps are followed pursuant to the statutory language. The NZTF has created this subcommittee and is looking for Council endorsement to continue in the process.

The Town Council did not take a formal vote but is in agreement that the Committee should be constituted like all other Town Committees through a formal request for candidates from residents.

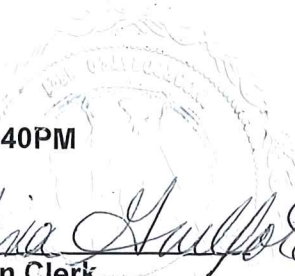

Councilor Comments / Liaison Reports –

Councilor Spencer – wanted to thank everyone involved for the beautiful and moving service and parade on Memorial Day.

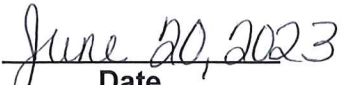
Motion by Councilor Chirichiello to ADJOURN, seconded by Councilor Katsakiores

All Agreed

Adjourn: 7:40PM



Town Clerk

Recording & Transcription by: Cristina Guilford, Town Clerk


Date



RESOLUTION

Number 2023-041

Transfer Funds from the Derry Recovery Expendable Trust Fund

WHEREAS, Section 9.7 of the Town Charter empowers the Town Council to transfer any unencumbered appropriation balance; and

WHEREAS, the Town Council pursuant to Resolution #2021-025 created an Expendable Trust for the Derry Recovery Plan to receive funds from the American Rescue Plan Act and disburse as necessary; and

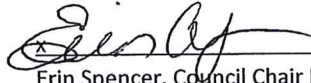
WHEREAS, transfers are necessary to address a public safety issue on North Shore Road (Beaver Lake);


NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Administrator is authorized to transfer the sum of \$12,190 from the Derry Recovery Expendable Trust Fund to purchase two solar powered radar signs.

This Resolution shall take effect immediately upon its passage.

Adopted: June 6, 2023

Attest:


Erin Spencer, Council Chair Pro-Tem
Date: June 6, 2023

x 
Cristina Guilford, Town Clerk
Date: June 6, 2023

Archival Ref: Item #23-66



RESOLUTION

Number 2023-034

To Apply for and Accept a Bureau of Justice Assistance Grant for Personal Body Armor

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

WHEREAS, funding is available through the Department of Justice, Bureau of Justice Assistance for Personal Body Armor; and

WHEREAS, the Town foresees the need to purchase eighteen vests during this budget period, and the DOJ would reimburse the Town for 50% of the cost of this purchase (\$13,444.65); and


WHEREAS, the availability and use of Personal Body Armor is vital to an officer's safety;


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 Department of Justice, Bureau of Justice Assistance grant and to enter into agreements with the DOJ as may be necessary to finalize receipt of this grant funding.

This Resolution shall take effect immediately upon its passage.

Adopted: June 6, 2023

Attest:


Erin Spencer, Council Chair Pro-Tem
Date: June 14, 2023

x 
Cristina Guilford, Town Clerk
Date: June 14, 2023

Archival Ref: Agenda #23-60



RESOLUTION

Number 2023-038

To Apply for, Accept and Expend a New Hampshire State Library Grant for the
Preservation of Historic Documents

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


WHEREAS, the New Hampshire State Library is allocated a portion of New Hampshire Division of Historical Resources grant funds for the preservation of publicly owned historic documents; and


WHEREAS, the Town continues its program to preserve historical documents, including minutes of Boards, Committees and Commissions;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL, that the Town Administrator is hereby authorized to apply for, and if granted, expend no more than \$10,000.00 from the New Hampshire State Library for the continued preservation of historic documents.

Adopted: June 6, 2023

Attest:


Erin Spencer, Council Chair Pro-Tem
Date: June 6, 2023

x 
Cristina Guilford, Town Clerk
Date: June 6, 2023

Archival Ref: Agenda #23-61