

TOWN OF DERRY

**Town Council
Derry Municipal Center**

**August 15 2017
Tuesday - 7:30 PM**

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

7:30 PM Call to order

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

Councilor Wetherbee moves to seal RSA 91A:3 II (b,c,d), seconded by Councilor Katsakiores

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

Consent Agenda

17-99 Approve Non-Public Minutes – July 18, 2017 – **minutes sealed**

17-100 Approve Minutes – July 18, 2017

17-101 Approve Non-Public Minutes – July 20, 2017 – **minutes sealed**

17-102 Approve Goals Workshop Minutes – July 20, 2017

17-103 Resolution #2017-053 – Appointment of Acting Town Administrator

17-104 Resolution #2017-054 – To Accept a Department of Transportation Grant for Infrastructure Improvements

17-105 Resolution #2017-055 – To Approve a Supplemental Appropriation to replenish the Derry Revolving Loan Fund

17-106 Resolution #2017-056 – To Accept JAG Grant from the Department of Justice

17-107 Resolution #2017-062 – To Apply and Accept an EMPG Grant from Homeland Security

Consent agenda approved (17-103 – Removed to be voted on separately, 17-101, 17-102 Councilor Foote abstained)

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-103, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp

Roll Call Vote: 7-0-0

Resolution attached

Chairman's Report – Joshua Bourdon

Chairman Bourdon invited a group of residents up to speak about drug awareness. A vigil is scheduled for August 31st from 6:30-9:00pm at McGregor Park. Chairman Bourdon read a proclamation. Councilor Morgan presented Chief Garone with a picture from the last meeting.

Town Administrator's Report – David Caron

Economic Development Coordinator Anne Struthers presented the Town of Derry Economic Plan. She reviewed and listed all the recommended actions identified in the various plans developed over the past 10-15 years.

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-057, which reads as follows [*Read the Resolution*], seconded by Councilor Wetherbee

Roll Call Vote: 7-0-0

Resolution attached

The Derry Police Department is monitoring the Co2 contamination in the new Ford Police Interceptor Utility vehicles and meters have been installed in each affected vehicle. The town is in the process of receiving proposals for grant administrators and finalizing grant documents with CDFA for Frost Cooperative. An RFP inviting interest in the Abbott Court area has been published and direct mailed to individuals and firms which have completed similar redevelopment projects. Attorney Kate Miller will present an outline of the franchise renewal process before the Town Council on September 5th. The Town has received a check from NHDOT in the amount of \$578,085.00 which represents the Town's share of additional revenues disbursed pursuant to SB38. The Council is requested to schedule a public hearing for September 5 to formally accept these funds pursuant to RSA 31:95 (b). RFP's for the solar projects at Marion Gerrish and the transfer station will be received in early September, which an award in early October. 5 staff members completed additional training through the University of New Hampshire Technology Transfer Center. Director of Public Works Mike Fowler gave an update on the water at Hood Park and stated that it is still under NHDES advisory.

The Town Council received a tax deed for a mobile home located at 72 Kendall Pond Road #37, which due to its state of disrepair, carries little value and further the town has liability for. It is economically beneficial to the Town to have the unit replaced with a more modern home to further expand the Town's tax base. The Town Administrator is looking for authorization to sell the property and waiver all costs accrued to the Town to Claude C. Rancourt Irrevocable Trust contingent upon the placement of a replacement unit which meets all applicable building codes by April 1, 2018.

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-063, which reads as follows [*Read the Resolution*], seconded by Councilor Wetherbee

Roll Call Vote: 7-0-0

Resolution attached

Public Forum - *30 Minutes*

Open Public Forum – all agreed

Maureen Rose: Windham Rd – Would like something done about the storage unit built next to her property. Does not believe they followed the plans correctly.

Steve Trefethen: Windham, NH – Disagreed with comments made at the previous meeting during councilor comments. Thanked Chief Garone and stated that we are fortunate to have him.

Marc Flattes: Linlew Dr – Disagreed with comments made at the previous meeting during councilor comments

Tom Cardon: Cunningham Dr – Would like an apology for statements made during councilor comments during the previous meeting.

Randall Kelley: Hardy Ct – The Economic Development presentation was awesome. Asked about the Pinkerton Academy contract and thinks the town should look into solar more. Would like a fireworks ordinance.

Ernie St. Pierre – Would like the council to listen to Lynn Perkins ideas on Pinkerton Academy. Read the rules of public forum, 91A and the council rules.

Maureen Rose: Windham Rd – Would like more green space throughout the town, the police to charge more for house calls, and believes cable TV is too high of a cost.

Randall Kelley: Hardy Ct – Would like to see more Christmas lights downtown. There is a big tree in McGregor Park that would be great for a tree lighting.

Motion by Councilor Morgan to close public forum, seconded by Councilor Katsakiores – all agreed

Public Hearings

17-89 Resolution #2017-051, to approve a Supplemental Appropriation for the Ash Street TIF District

David Caron presented the approval of a Supplemental Appropriation for the Ash Street TIF District. Principle payments on the Rte. 28 debt began in FY17; however only interest payments were budgeted, resulting in the appearance of a deficit in that line item. As the auditor considers the TIF appropriation to be part of the Town's General Fund, any deficit would be covered by the General Fund Unassigned Fund Balance, instead of the Rte. 28 TIF Fund, in which there are sufficient funds to pay for the debt service. The Rte. 28 TIF retains \$21.9M in captured assessed valuation, generating approximately \$545K in property taxes annually, which is sufficient to fund the annual debt service of \$302,387. The fund balance of the Rte. 28 TIF is \$917,814.00, from which the Supplemental Appropriation of \$215,000 will be drawn.

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

No one from the public spoke.

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

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-051, which reads as follows [*Read the Resolution*], seconded by Councilor Morgan
Roll Call Vote: 7-0-0
Resolution attached

17-90 Resolution #2017-052, Supplemental Appropriation – Municipal Water System Extension

Director of Public Works Mike Fowler and Deputy Director of Public Works Tom Carrier presented the Municipal Water System Extension. Through extensive water testing of area private wells, NHDES has identified 17 properties in Derry along the Route 28 corridor in the area of Ryan's Hill with MtBE concentrations in excess of the EPA's drinking water standard. To mitigate this issue, NHDES and the Town have collaborated to extend the Derry public water system to provide domestic water service to those properties impacted by the contamination. A detailed presentation was made to the Town Council at the March 15, 2016 meeting.

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

No one from the public spoke.

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

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-052, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakiores
Roll Call Vote: 7-0-0
Resolution attached

New Business

17-108 Resolution #2017-058 – To Create a Cable Advisory Committee
David Caron presented Creating a Cable Advisory Committee. The Town Council has established as a priority goal the review of operations in the Cable Division and looks at expanding outreach to citizens in the area of public, educational, and government programming, as well as looking at other media to ensure that the public is well informed. A part of this strategy involves obtaining stakeholder input during this process, which is best served by creating a Cable Advisory Committee. A non-public workshop is discussed by the Council to discuss boards and committees in more detail.

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-058, which reads as follows [*Read the Resolution*], seconded by Councilor Foote
Roll Call Vote: 5-2-0 (Chairman Bourdon, Councilor Chirichiello)
Resolution attached

17-109 Resolution #2017-059 – To Enter into an Agreement with Rockingham County as fiscal agent for a Bureau of Justice Assistance grant

Chief Garone presented the Bureau of Justice Assistance grant. The US Department of Justice has announced the 2017 Justice Assistance Grant (JAG) Awards and the Town of Derry is eligible for an award of \$11,691. Rockingham County has been chosen by the DOJ to be the fiscal agent and applicant for the grant. Rockingham County will receive a 5% administration fee for this service. The Town of Derry will receive a net total of \$11,107.

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-059, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp

Roll Call Vote: 7-0-0

Resolution attached

17-110 Resolution #2017-060 – to Adopt FY18 Council Action Plan

David Caron presented the FY18 Council Action Plan. The Town Council met on July 20, 2017 in a workshop to review and discuss all goals submitted individually by Councilors prior to that meeting. Councilors ranked the action items and now they need to be adopted.

Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-060, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories

Roll Call Vote: 7-0-0

Resolution attached

17-111 Resolution #2017-061 – To Accept a Gift from the City of Manchester

Emergency Management Director Michael Gagnon and Deputy Emergency Management Director William Gillis presented the Gift from the City of Manchester. The City of Manchester received a Homeland Security Grant for Community Preparedness. This grant included the purchase of message sign boards for the purpose of providing public safety messages. As part of this grant, they were required to distribute some of the equipment purchased with this grant to surrounding communities. The Town of Derry has been contacted by Manchester Emergency Management officials asking if we were interested in receiving some of this equipment at no cost.

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-061, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp

Roll Call Vote: 7-0-0

Resolution attached

17-112 Resolution #2017-064 – To Direct the Tax Collector not to Execute a Tax Deed on Certain Properties

Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-064, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakories

Roll Call Vote: 7-0-0

Resolution attached

Old Business

17-92 Resolution #2017-047 – To set the compensation of the Town Clerk
By New Hampshire State Law, the governing body of the town is required to set the Town Clerk's salary. This is done annually after the budget has been approved. The Town Council recommends \$42,890.

**Councilor Chirichello MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-047, which reads as follows [Read the Resolution], seconded by Councilor Tripp
Roll Call Vote: 5-2-0 (Councilors Katsakories and Wetherbee)
Resolution attached**

17-94 Resolution #2017-048 – Relative to the sale of cemetery lots to a non-resident.
A written request was submitted by William McGrath regarding permission to purchase two lots at Forest Hill Cemetery. The Forest Hill Cemetery Policies and Procedures states "Burial lots shall be sold exclusively to current residents of the Town of Derry; however, exceptions may be granted and/or reviewed by Cemetery Trustees." Mr. McGrath was born and raised in Derry and was employed by the Derry Fire Department. After retirement, he relocated to Florida but returned to the area and now lives in Hudson, NH but owns property in Derry. Because of this reason, a vote is not needed on the matter.

Councilor Comments

Councilor Chirichello – The Planning Board has a sub-committee looking at rezoning certain areas of town. Incorrect information is being reported on town employee salaries and the Derry Police Chief is not the highest paid Chief in the State of New Hampshire. Anyone can go online to Vision and look at tax records.

Councilor Tripp – Would like to have a committee formed to look at Boards and Committees.

Councilor Foote – There was an incident in town where an AED was used during a medical emergency. He would like those individuals that helped to come to a town council meeting to be recognized. Any events in town recognizing individuals, he would like the council to be notified.

Councilor Katsakiores – There will be an ice cream social from 3-6pm on August 16th at the Upper Room.

Chairman Bourdon – Asked Chief Garone about the speed signs and was told that the town only has one sign that was donated. The cost of additional signs is approximately \$3,500 per sign. Reminded everyone about the Farmer's Market tomorrow.

Adjournment: 10:00 p.m.



Town Clerk



Date

Recording & Transcription by: Daniel Healey, Town Clerk



RESOLUTION

Number 2017-046

To Confirm the Appointment of the
Cable Facility Coordinator

WHEREAS, Section 8.6(B) of the Town Charter requires that the Town Council act to confirm the appointment of officers and employees who report directly to the Town Administrator; and

WHEREAS, the Town recently received the retirement notification from Chris Martin, who has served the community with distinction for the past ten years as Cable Facility Coordinator; and

WHEREAS, after a review of the comments and priorities shared during the recent Council workshop on the potential uses of cable and other media to better communicate with our residents, and further recognizing the skills required to effectively manage these resources, 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 Owen Provencher as Cable Facility Coordinator is hereby confirmed.

This Resolution shall take effect immediately upon its passage.

Adopted: July 18, 2017

Attest:

x [Signature]
Josh Bourdon, Council Chair
Date: 8/15/17

x [Signature]
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: TC agenda – Town Administrator's Report



RESOLUTION

Number 2017-051

To Approve a Supplemental Appropriation for the Rte. 28 Tax Increment
Financing District

WHEREAS, Section 9.6 of the Town Charter authorizes the Town Council to approve appropriations not included in the annual budget as adopted; and

WHEREAS, the Town began making principal payments on the Rte. 28 Tax Increment Financing District debt service in FY17; and

WHEREAS, due to this action, the FY17 Rte. 28 TIF budget should be increased to reflect the larger debt service payments; and

WHEREAS, as the FY17 budget for the Rte. 28 TIF did not include principal payments, failure to approve the Supplemental Appropriation would result in any budget variances being funded by the Town's Unassigned Fund Balance;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the following supplemental appropriation to the FY 17 Rte. 28 TIF budget is approved by transferring \$215,000 from the Rte. 28 TIF District Fund:

Debt Service	\$ 215,000
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This Resolution shall take effect immediately upon its passage by a 2/3 vote of the entire Council.

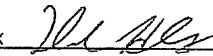
Adopted: August 15, 2017

Attest:

x 

Joshua Bourdon, Council Chair

Date: 8/15/17

x 

Daniel Healey, Town Clerk

Date: 8/15/17

Archival Ref: TC agenda item #17-89



RESOLUTION

Number 2017-052

To Appropriate Funds to Complete Water System Improvements
Needed to Provide an Alternative Water Supply to Properties
Proximate to Route 28 near Ryan's Hill Due to MtBE Groundwater
Contamination

WHEREAS, Section 9.6 of the Town Charter authorizes the Town Council to approve appropriations not included in the annual budget as adopted; and

WHEREAS, The Town Council previously appropriated General Funds and Water Funds through Resolutions #2016-004 & 005 to fund the extension of water lines along the Route 28 corridor in the vicinity of Ryan's Hill to address MtBE contamination; and

WHEREAS, said General Fund appropriations are in the process of being reimbursed by the State of New Hampshire's MtBE Mitigation Fund; and

WHEREAS, the State of New Hampshire has requested additional improvements and connections to further safeguard public health at a cost of \$381,099.14 under a similar reimbursement arrangement from the MtBE Mitigation Fund; and

WHEREAS, the Town Council desires to ensure the public's health by completing these improvements to close out the project;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Derry Town Council hereby makes a supplemental appropriation from the General Fund in the amount of Three Hundred Fifty Seven Thousand Two Hundred Fifty-Eight Dollars (\$357,258), for a portion of said improvements, to be reimbursed in its totality through the Town of Derry's acceptance of MtBE Mitigation Bureau funds from the State of NH,

FURTHER, BE IT RESOLVED that the Derry Town Council, vested with oversight of the Water System in the absence of Commissioners as may be authorized pursuant to RSA 38:18, hereby makes a supplemental appropriation from the Water Fund in the amount of Twenty Three Thousand Eight Hundred Forty Two Dollars (\$23,842), for a

Archival Ref: TC agenda item #17-90


portion of said improvements, to be funded through additional water connection fees resulting from this project,


AND, BE IT FURTHER RESOLVED that the Town Administrator is hereby authorized to execute all necessary applications, contracts and agreements and to designate and/or establish such accounts as are necessary to implement the transactions contemplated by this Resolution.

This Resolution shall take effect immediately upon its passage by a 2/3 vote affirmative vote of the entire Council.

Adopted: August 15, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: TC agenda item #17-90



RESOLUTION

Number 2017-053

To Appoint an Acting Town Administrator for a Specific Period of Time

WHEREAS, the Section 8.5 of the Town Charter requires that the Town Council appoint a person to act in the absence of the Town Administrator; and

WHEREAS, the Town Administrator will be absent from the town for a period of time and unavailable to perform certain duties; and

WHEREAS, competent existing professional staff is experienced in the role of Acting Town Administrator and is available to serve in that capacity; and

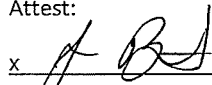
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that Chief Financial Officer, Susan Hickey, is hereby appointed as Acting Town Administrator to serve in that capacity from Thursday, August 17, 2017 through Tuesday, August 22, 2017; and

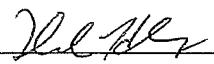
BE IT FURTHER RESOLVED that Ms. Hickey's exercise of the authority of the Town Administrator shall be limited to those duties of a general management and ministerial nature, and any duties required of her to address emergencies.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: TC agenda item #17-103



RESOLUTION

Number 2017-057

To Adopt the Economic Development Strategic Plan

WHEREAS, Section 5.1 of the Town Charter vests in the Town Council the powers of the legislative and governing bodies; and

WHEREAS, the Town Council establishes annual goals and priorities, with a primary goal to enhance economic development opportunities throughout the community; and

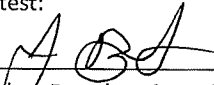
WHEREAS, the Economic Development Coordinator has developed a Strategic Plan to assist the Council to achieve its goals;

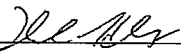
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby adopts the FY 18 Economic Development Strategic Plan and further pledges to continue working with its Economic Development Advisory Committee, staff, community members and other stakeholders to continuously review, refine and implement the Plan to strengthen Derry's economy.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017

Attest:

x 
Joshua Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: Town Administrator's Report 8-15-17



RESOLUTION

Number 2017-058

To Establish a Cable Advisory Committee

WHEREAS, Section 5.1 of the Town Charter vests in the Town Council the powers of the legislative and governing bodies; and

WHEREAS, the Town Council has directed that staff complete a review of Cable Division operations which may result in significant systemic and operational changes; and

WHEREAS, it is in the Town's best interest to ensure that stakeholders remained involved and contribute to this process, and the creation of a Cable Advisory Committee can provide the mechanism to meet that need;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby establishes a Cable Advisory Committee, to operate in accordance with the attached By-Laws.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017

Attest:

x

Joshua Bourdon, Council Chair

Date: 8/15/17

x

Daniel Healey, Town Clerk

Date: 8/15/17

Archival Ref: Agenda Item #17-108



RESOLUTION

Number 2017-059

To Enter into a Grant Agreement with Rockingham County as Fiscal Agent

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 purchase of law enforcement equipment or systems; and

WHEREAS, the Department of Justice has designated Rockingham County as fiscal agent for this grant; and

WHEREAS, the Town needs to enter into an Interlocal Agreement with Rockingham County in order to receive funding under this grant;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Administrator is hereby authorized to enter into an Interlocal Agreement with Rockingham County for the purpose of receiving grant funding from the Department of Justice, Bureau of Justice Assistance.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017

Attest:

x BA
Josh Bourdon, Council Chair
Date: 8/15/17

x DLH
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: Agenda #17-109



RESOLUTION

Number 2017-060

To Adopt the Town Council's FY 18 Action Plan

WHEREAS, Section 5.1 of the Town Charter vests in the Town Council the powers of the legislative and governing bodies; and

WHEREAS, the Town Council has established an Action Plan to ensure that public funds are expended in a manner which reflects community priorities; and

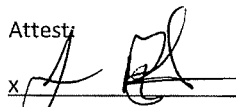
WHEREAS, the Action Plan as developed by the Council is a result of the Council's interactions with the public, Town boards and commissions, staff and other stakeholders;

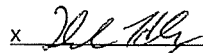
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the attached FY18 Action Plan is hereby adopted, and the Town Administrator is directed to report back to the Council on a quarterly basis with updates on the plan's implementation.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017

Attest:

x 
Josh Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: Agenda #17-110



RESOLUTION

Number 2017-061

To Accept LED Message Signs from the City of Manchester

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

WHEREAS, the City of Manchester previously received a Homeland Security Grant for single line message boards and associated equipment; and

WHEREAS, grant conditions require the City to distribute some of the equipment received to surrounding communities; and

WHEREAS, the Town of Derry has a need for the equipment to communicate public safety and community information from such locations as the Police Department, Transfer Station and Fire Stations;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Administrator is hereby authorized to accept this equipment (value = \$2,692) from the City of Manchester and to enter into agreements as may be necessary to finalize receipt.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017

Attest:

x

John Bourdon, Council Chair

Date: 8/15/17

x

Daniel Healey, Town Clerk

Date: 8/15/17

Archival Ref: Agenda #17-111



RESOLUTION

Number 2017-063

To Authorize the Sale of a Tax Acquired Property

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

WHEREAS, the sale of town-owned land requires legislative authorization; and

WHEREAS, the Town Council received a tax deed for a mobile home located at 72 Kendall Pond Road, #37, which, due to its state of disrepair, carries little value and further, the Town has liability for park rent; and

WHEREAS, it is economically beneficial to the Town to have the unit replaced with a more modern home to further expand the Town's tax base;

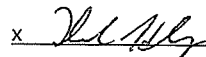
NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that, pursuant to RSA 80:80 VI, the Town Administrator is hereby authorized to sell Unit #37 at 72 Kendall Pond Road (M/L 02-008-017) for \$1.00 and waiver of all costs accrued to the Town, to Claude C. Rancourt Irrevocable Trust contingent upon the placement of a replacement unit which meets all applicable building codes by April 1, 2018; and

BE IT FURTHER RESOLVED that the Town Administrator is authorized to execute all required documents to effect sale of the property.

Adopted: August 15, 2017.

Attest:

x 
Joshua Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: Non-Public Session 8-15-17



RESOLUTION

Number 2017-064

To Direct the Tax Collector not to Execute a Tax Deed on Certain
Properties

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

WHEREAS, RSA 80:76 sets forth the procedure for conveying tax deeded properties to the Town; and

WHEREAS, pursuant to RSA 80:76 II and II-a, the Governing Body may refuse to accept a deed on certain properties, whenever in its judgment acceptance and ownership of those properties would subject the municipality to undesirable obligations or liability risks; and

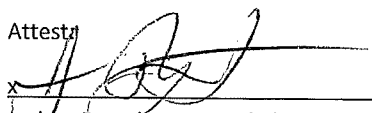
WHEREAS, the Town has identified properties eligible for tax deed however acceptance of ownership would not be in the Town's best interest;

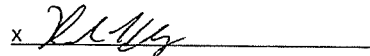
NOW, THEREFORE, BE IT RESOLVED that the Tax Collector is hereby directed not to execute a tax deed on properties listed on the attached inventory sheet; pursuant to RSA 80:76 III, the Council may revisit this decision at any time and may later direct the Tax Collector to issue a deed for one or more of the properties subject to this directive.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017.

Attest:


Joshua Bourdon, Council Chair
Date: 8/15/17

x 
Daniel Healey, Town Clerk
Date: 8/15/17

Archival Ref: Non-Public 8-15-17 & 17-112

Properties the Council currently will not accept a Tax Deed

30 KENDALL POND RD L46
7 DAMORE LN
11 TOBACCO RD
81 DAMREN RD SITE #51
81 DAMREN RD SITE #454
81 DAMREN RD SITE #O
81 DAMREN RD SITE #465
81 DAMREN RD SITE #I
81 DAMREN RD SITE #39
81 DAMREN RD SITE #459
81 DAMREN RD SITE #18
81 DAMREN RD SITE #85
81 DAMREN RD SITE #11
81 DAMREN RD SITE #79
81 DAMREN RD SITE #477
81 DAMREN RD SITE #17
81 DAMREN RD SITE #445
81 DAMREN RD SITE #509
81 DAMREN RD SITE #M
81 DAMREN RD SITE #60
81 DAMREN RD SITE #77
81 DAMREN RD SITE #24
81 DAMREN RD SITE #473
81 DAMREN RD SITE #432
81 DAMREN RD SITE #58
30 ENGLISH RANGE RD
128 GOODHUE RD
211 BY-PASS 28 47
211 BY-PASS 28 16
211 BY-PASS 28 24
4 FAIRFAX AVE 244
18 BARKLAND DR
6 JEFF LN
14 BRIARWOOD ST
45 A BEAVER LAKE AVE

Archival Ref: Non-Public 8-15-17 & 17-112



RESOLUTION

Number 2017-047

To Set the Compensation of the Town Clerk and Provide Employee Benefits

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

WHEREAS, Section 8.6(C) of the Charter empowers the Town Administrator to fix the compensation of all town officers and employees appointed by the Town Administrator; and

WHEREAS, the Town Clerk is an elected official whose compensation is not fixed by the Town Administrator, doing so is therefore a legislative action and a duty of the Town Council;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Clerk base annual compensation is hereby fixed at \$xx,xxx (xxxx Thousand xxxxxx and 00/100 Dollars) retroactive to July 1, 2017; and

FURTHER, BE IT RESOLVED that the Town Clerk is hereby provided with access to the full range of employee benefits available to non-represented employees retroactive to July 1, 2017.

This Resolution shall take effect immediately upon its passage.

Adopted: August 15, 2017.

Attest:

x

Joshua Bourdon, Council Chair

Date:

8/15/17

x

Lynne Gagnon, Deputy Town Clerk

Date:

8/30/17

Archival Ref: TC agenda item #17-92