

TOWN OF DERRY

**Town Council
Derry Municipal Center**

**September 6, 2016
Tuesday - 7:30 PM**

7:30 PM Call to order

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

Roll Call: Councilors Bourdon, Foote, Tripp, Fischer, Katsakiores and Chairman Chirichiello
(Absent: Councilor Morgan)

Present: ATA Stephen Daly, Town Clerk Daniel Healey

Consent Agenda

- 16-102** Approve **Amended** Minutes – July 19, 2016
- 16-112** Approve Non-Public Minutes – August 16, 2016 – **minutes sealed**
- 16-113** Approve Minutes – August 16, 2016
- 16-114** Approve Non-Public Minutes – August 23, 2016 – **minutes sealed**
- 16-115** Approve Goal Setting Workshop Minutes – August 23, 2016

Councilor Tripp moves to take the 16-102 minutes off the table, seconded by Councilor Foote – all agreed

There is some discussion between the Councilors on what is appropriate for the minutes to include.

**Councilor Bourdon moves to add verbatim minutes, seconded by Councilor Foote
Roll Call Vote 5-1-0 (Councilor Tripp; Absent Councilor Morgan)**

Councilor Foote moves to approve amended minutes, seconded by Councilor Bourdon – all agreed

**Councilor Katsakiores moves to approved 16-112, 16-113, 16-114, and 16-115,
seconded by Councilor Foote – all agreed
Consent agenda approved**

Chairman's Report – Brian Chirichiello

Councilors Morgan, Foote, and Tripp will be in charge of the Veterans Credit Sub-Committee. There are three polling places for the upcoming State Primary. They are Hood Middle School, West Running Brook Middle School, and Calvary Bible Church. Pinkerton was mistakenly mentioned on a flier distributed in the mail, but it is not a polling location. Information on the election is available on the town website and can be seen on electronic signs around town. Residents may register to vote on the day of the election. There was a resignation on the Derry REDC and anyone that may have an interest is asked to apply. There are also vacancies on the Economic Redevelopment Advisory Committee. Derryfest will be on Saturday September 17th from approximately 10am to 5pm.

Town Administrator's Report – Stephen Daly

Collective bargaining with 7 town unions has been productive and the town has tentative agreements on 4 out of 7 contracts, each for 5 years. The town is also meeting regularly with the three others. 19 Elm street follow up testing found contaminated soil from the foot of the building to the brook running by 800 cubic yards of soil was removed. There is an estimate from DPW of \$25,500 to clean up the lot, currently the town is looking in the budget to see if it can be done this year. The Ambulance Hardship Committee was reestablished in 2005 but the origins are not known. Research is being done to find out. There is a person hired to do inventory of all the boards and committees. The new ambulance has been delivered and began being in service on September 9th. The Derry Fire Department will have an open house the middle of October, most likely October 15th.

Public Forum - *30 Minutes*

Open Public Forum – all agreed

Marc Flattes: Linlew Drive – Would like to know the status of his petitions and asked what was taking so long. He was informed that an audit is going on right now and the town will know the numbers after it is completed.

Joseph DiChiaro: Humphrey Drive – Believes there are traffic problems at the rotary and would like to see the existing laws enforced more by the local police department. Does not like exit 4A and would like to see a Folsom Road traffic pattern used as an alternative.

Steve Trefethen: Windham, NH – Questioned what should be done with the homeless residents of Derry. Would like to know about the snow removal on the sidewalks during the winter and about winter parking permits.

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

New Business

16-107 Approval of Town of Derry Investment Policy

The policy is only being updated in a technical fashion with the insertion of the correct statutory reference. There will be no change to the policy. Councilor Tripp noticed that no attachment is present to review.

Councilor Katsakiores makes a motion to table, seconded by Councilor Foote – all agreed

16-111 Appoint Planning Director as Town's representative to the SNHPC Technical Advisory Committee

**Councilor Katsakiores MOVES THAT THE TOWN COUNCIL appoint George Sioras Derry Planning Director as Town Representative to the Southern New Hampshire Planning Commission's Technical Advisory Committee, seconded by Councilor Foote
Vote 6-0-0 (Absent Councilor Morgan)**

16-116 Appointment to Southern NH Planning Commission

**Chairman Chirichiello moves to appoint Adam Burch as a member of the SNHPC for a 4-year term to expire June 30, 2020, seconded by Councilor Bourdon
Vote 6-0-0 (Absent Councilor Morgan)**

16-117 Appointment to Conservation Commission

**Chairman Chirichiello moves to appoint William Ventura as an alternate member of the Conservation Commission for a 3 year term to expire March 31, 2019, seconded by Councilor Katsakiores
Vote 6-0-0 (Absent Councilor Morgan)**

16-118 NHDOT Force Account Agreement Amendments: NHDOT I93

Public Works Director Mike Fowler seeks Council authorization to execute agreements with the New Hampshire Department of Transportation related to the relocation of the Derry's Effluent Sewer Force main as part of the I-93 widening project. In February of 2015, the Town Council authorized the Town Administrator to enter into agreement with the NHDOT for design engineering associated with the relocation of Derry's effluent sewer force main underneath I-93. The design has been completed and NHDOT is requesting to enter into agreement with Derry whereby Derry will pay certain costs to relocate its pipeline and NHDOT will agree to pay certain costs and make certain reimbursements to Derry for costs related to this work. This portion of the project will include the construction of a new 24 inch effluent sewer force main to replace Derry's old 14 inch pipeline. The I-93 general contractor will be responsible for the construction. The work will occur over two years and in 2 separate phases. The total construction project cost is estimated at \$383,619. Derry's costs are estimated at \$264,470. The Council has appropriated a total of \$410,000 for the project.

**Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2016-026, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakiores
Roll Call Vote 6-0-0 (Absent Councilor Morgan)
Resolution attached**

**Councilor Tripp MOVES THAT THE TOWN COUNCIL adopt Resolution #2016-027, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakiores
Roll Call Vote 6-0-0 (Absent Councilor Morgan)
Resolution attached**

16-119 Road Striping – Collector roads with fog lines

Scott Savard, the Highway Safety Committee Chair, seeks the Town Council's approval to stripe collector roads with fog lines. A resident of Pingree Hill requested that fog lines be painted on secondary roads leaving out historical roads which then got expanded to include all connector roads for both centerline and edge line pavement markings. Recent research has suggested that centerline and edge line pavement markings increase the safety of roadways by making it easier to see the roadway at night and in rainy and foggy conditions. If the town decided to apply only fog lines on the proposed list of roads, the total length of striping would be \$9,740.15 (295,156 lf x \$033/lf). To add centerlines to the same roads would cost an additional \$9,444.99 (147,578 dsl x \$064/lf). To do both center and fog lines would cost \$19,185.14. All the roads mentioned have at least 20 feet of roadway and will be painted with double lines or a solid line. The council asks if there are any scenic roads affected and are told yes. They would also like

input from the residents and are told that the DPW can be contacted with any questions. They are informed that the speed limits on these roads range from 30mph to 35mph. The council have a few questions that they would like answered before deciding on the matter. They would like to know how many accidents occur on these roads, what are the traffic studies, which roads have the most traffic, and what was the present study based on.

16-120 Adopt FY2017 Council Goals

Acting Town Administrator Stephen Daly read the council goals that were discussed at a previous meeting. Councilor Fischer was concerned about some of the goals being more of tasks and would like the council to sit down and review the goals for clarification. Councilor Bourdon believes that once adopted, the questions that Councilor Fischer has will begin to be filled in. Councilor Bourdon views the topics as important things to work on.

**Councilor Fischer moves to table FY2017 Council Goals, seconded by Councilor Tripp
Roll Call Vote 3-3-0 (Chairman Chirichiello, Councilor's Tripp and Fischer; Absent: Councilor Morgan)**

Councilor Bourdon moves FY2017 Council goals are adopted, seconded by Councilor Foote

Roll Call Vote 4-2-0 (Councilor's Fischer and Tripp; Absent Councilor Morgan)

**Councilor Bourdon MOVES THAT THE TOWN COUNCIL adopt Resolution #2016-028, which reads as follows [*Read the Resolution*], seconded by Councilor Katsakiores
Roll Call Vote 4-2-0 (Councilor's Fischer and Tripp; Absent Councilor Morgan)
Resolution attached**

Councilor Fischer moves that the Town Council go into a non-public session with regards to RSA 91-A:3 II. (a) the dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted, seconded by Councilor Bourdon

Roll Call Vote 6-0-0 (Absent Councilor Morgan)

**Councilor Tripp moves to leave non-public session, seconded by Councilor Bourdon
Vote 6-0-0 (Absent Councilor Morgan)**

**Councilor Tripp moves to seal non-public minutes pursuant to RSA 91-A:3 II. (a) the dismissal, promotion, or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted, seconded by Councilor Foote
Roll Call Vote 6-0-0 (Absent Councilor Morgan)**

Council Requests / Open Discussion

Councilor Bourdon – Stated that Derry hired a few new officers and wished them well.

Councilor Katsakiores – Wished retired Derry Police Officer Joyce Chadwell well. Asked for permission to replace the old plaque on a bench in front of the Adam's Memorial building with a new one.

Councilor Tripp – Stated that he went through old requests brought up at past meetings. Would like to know about Halligans Tavern traffic, if an analysis has been done on the right number of firefighters and overtime should be, and apartment complexes getting abatements. The town council should form a sub-committee to take a look at the council rules and to update them. Would like to see the revenue side of the budget at a forthcoming meeting.

Councilor Fischer – Asked if the fire code will be discussed at the new meeting. Stated that he does not know what the revised fire code looks like. Asked if the Ambulance Committee was part of the fire code.

Councilor Foote – Would like to get the word out on local businesses and have more residents promoting them.

Adjournment: 9:45 p.m.



Town Clerk

9-26-16
Date

Recording & Transcription by: Daniel Healey, Town Clerk