



STAFF REPORT
Public Hearing 11-1-22

AGENDA ITEM #: 22-115 & 22-122
COUNCIL MTG OF: October 18, 2022
FROM: Michael A. Fowler, P. E., Public Works Director
OFFERED BY: Michael A. Fowler, P. E., Public Works Director
PREPARED BY: Michael A. Fowler, P. E., Public Works Director
SUBJECT: Hood Pond Watershed Management Plan – CWSRF Application and Supplemental Appropriation

PURPOSE

The purpose of this document is to request Town Council consideration and approval to apply for, accept and expend NHDES grant funds related to the study of the Hood Pond watershed. Further, the Town Council is requested to approve a supplemental appropriation and authorization to borrow funds.

TOWN ADMINISTRATOR COMMENTS:

The Council is encouraged to support this project, as the project will help maintain clean water in Derry, therefore enhancing the quality of life and spurring further economic development. Required actions include two Resolutions: RES 22-074 to raise \$100,000 for this project and RES 22-82 to issue \$100,000 in loans through NHDES with 100% principal forgiveness.

BACKGROUND

DPW staff submitted pre-applications to the NHDES Clean Water SRF (CWSRF) grant program. The program will fund a project to assess Hood Pond for impairments such as phosphorus loading and other parameters. This project will assist the Town in remaining in compliance with the EPA MS4 permit for stormwater.

DISCUSSION

The pre-applications were due to NHDES by June 1. NHDES published the scoring criteria in late August 2022. The Hood Pond Watershed project scored favorably at #8 out of 30 applications. DPW staff now returns to Town Council to execute a formal vote to proceed with a final application and authorization to accept these funds. The Hood Pond Watershed plan project has been confirmed for a loan and 100% principal forgiveness due to additional funds the state received over the past two years supplemented by Federal sources. An engineering firm will be selected through a QBS process and the study will commence in 2023, coinciding with improvements to Hood Park slated for 2023.

FISCAL IMPACT

The maximum award of the ARPA loan is \$100,000. Given that there is 100% principal forgiveness of the loan, there is no impact to the tax rate.

RECOMMENDED ACTION BY COUNCIL

It is recommended that the Town Council authorize the recommended work scope and authorize the Town Administrator to apply for, accept and expend any eligible funding through the NHDES loan program and authorize the Town Administrator to execute any related documentation to borrow these funds related to the Hood Pond Watershed Management Plan. Also, Town Council is requested to approve a supplemental appropriation for an amount up to \$100,000 with an offsetting revenue of the same amount.

SUGGESTED MOTION: Please see Resolutions #2022-074 & #2022-082



RESOLUTION

Number 2022-074

To Approve a Supplemental Appropriation for the Hood Pond Watershed Management Plan

WHEREAS, the Town Charter establishes the Town Council as the appropriating authority of the Town and as such it is empowered by Section 9.6 of the Charter to make supplemental appropriations after the annual budget is adopted; and

WHEREAS, the preservation of clean water is a top priority of the Town; and

WHEREAS, the New Hampshire Department of Environmental Services (NHDES) has ranked the Hood Park Watershed Management Plan as a statewide priority; and

WHEREAS, NHDES has loans available for this project with 100% principal forgiveness, resulting in no net cost to the Town; and

WHEREAS, implementation of this project will allow the Town to remain in compliance with its EPA MS4 permit for stormwater

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL:

- 1) That the sum of One Hundred Thousand Dollars (\$100,000) is hereby raised to implement the Hood Pond Watershed Study;
- 2) That the Town is hereby authorized to secure loans from NHDES up to One Hundred Thousand Dollars (\$100,000) to fund this study;
- 3) The Town Administrator is hereby authorized to execute any and all study and loan documents necessary to complete this project.

This Resolution has been adopted by a two-thirds majority of the entire Council as required by Charter and shall take effect immediately upon its passage.

Adopted: November 1, 2022

Attest:

Joshua Bourdon, Chair

Cristina Guilford, Town Clerk

Date: _____

Date: _____

Archival Ref: TC Agenda Item #22-115