

TOWN OF DERRY

**Town Council
Derry Municipal Center**

**March 5, 2013
Tuesday 7:30 PM**

7:00PM Non-Public Session under RSA 91A:3 II (a)
Non-Public Session under RSA 91A:3 II (c)
Non-Public Session under RSA 91A:3 II (d)

Call to order 7:30 p.m.

Pledge of Allegiance, Warning of Fire Exits, Handicap Access, Turn off all Cell Phones

Roll Call: Councilors Milz, Olbricht, Wetherbee, Fairbanks, Katsakiores, Chirichiello and Chairman Benson

Consent Agenda

- 13-18 Approve Minutes-February 19, 2013
- 13-19 Schedule Public Hearing-March 19, 2013-
Amend the Code of the Town of Derry, Chapter 150, Traffic Ordinance Article I, Section 150-10a Stop Sign - Eliminate stop sign at Hillside Avenue @ Jefferson St
- 13-20 Schedule Public Hearing- March 19, 2013- Derry Wholesale Water Agreement with Manchester Water Works

Accepted

Non-Public Minutes Reviewed and unsealed for 4/3/12 & 10/2/12.

Chairman's Report – Brad Benson

Chairman Benson gave his view of the request regarding retention of surplus question on the ballot for support of the School Board from the last meeting supporting the School Budget. He and the Town Council agreed they would not take any position on this request at this time.

Mr. Benson thanked Councilor Chirichiello for his 9 years of dedication and service as a Town Councilor for District #4. He also thanked Councilors Olbricht & Milz for their service as their first term ends in March.

Town Administrator's Report - John P. Anderson

Mr. Anderson reminded everyone that town election is Tuesday, March 12, 2013. There are now three permanent polling locations – District #1 & #3 will vote at Pinkerton Academy; District #2 will vote at Calvary Bible Church; and District #4 will vote at Gilbert H. Hood Middle School. Polls will be open from 7:00 AM to 8:00 PM

Mr. Anderson noted the passing of Mr. Grant Benson, Jr. and how it was a wonderful celebration of his life on Thursday, February 28th. He will be missed
The grand opening for Ocean State Job Lot will be on March 14th @ 8:00 AM. Ribbon cutting will take place at 10:00 AM.

Some new businesses coming to the community are: Triangle Credit Union, Granite State Credit Union, Green Mount Electric Supply (now open), Cabinet Warehouse – former Dollar Bill's (now open), One Stop Graphics (now open), Grooming at Tiffany's Pet Grooming (now open), California Grille, and Creative Chef (Open House on March 9th).

At Pinkerton Place a 9,000 sq. ft. building hopes to start construction in the Spring and a new office building on 14 Tsienneto Road will go before the planning board this Spring.

***FY 2013, 2nd Quarter Financial Report

Frank Childs, CFO – Reviewed the 2nd Quarter Financial Report stating that there is a decline in revenue for ambulance service and recycling. Expenses for the end of this quarter are: Human Service payments are down; legal expenses will most likely exceed the budget.

Janice Mobsby, Controller, talked about the balance sheet and stated that cash increased to \$1.9M primarily due to an increase in tax revenue. Unpaid current year taxes increased to \$3.5M during the past 12 months. Overall Capital assets, net of depreciation increased \$2.4M over the prior year comparative. However there were three areas that did not appreciate building Improvements, Vehicles, bridges and sidewalks. Unassigned general fund balance totaled \$13.2M, a \$3.2M increase over the prior year. This was attributed to the return of grant reimbursements collected for completed capital projects to the general fund in FY12.

Mr. Anderson stated that the Town would be moving from Moody's ratings to Standard and Poor's for rating on bond issues as they have an analyst in Boston to assist us.

Mr. Childs stated that the town will seek a \$4.75M bond on 4/22/13.

*****Exit 4A Update

Included in the Town Council package is update on 4A. State has authorized studies for Exit 3-5.

Public Forum – Non Agenda Items **Open public forum 7-0-0**

Al Dimmock, High St - believes the consent agenda should be amended as item #13-19 is incorrect. Two stop signs were brought to the Highway Safety Committee for review for elimination and only one is appearing on the agenda. The Highway Safety Committee does not have authority to make a decision on requests only the Town Council does.

Roberta Robie, Chester Rd – gave her condolence to Brad Benson in the passing of Grant Benson, Jr. She also gave her opinion on school board vote and some of the residents' actions at the School Meeting.

Jason Morrow, High St – Shared his concerns and had questions regarding the mix up with his car registration reminder that was emailed to him on 2/14/12.

Roberta Robie, Chester Rd – Thanked Councilor Chirichiello for his service and wished him well.

Close Public forum 7-0-0

Chairman Benson apologized to the Council and reminded the public that the forum is not a place for name calling nor will it be tolerated at any of the meetings.

Public Hearings

13-14 Water Commissioners Municipal Water Rate Increase

Tom Carrier – This is an increase in the Water rates for service provided by Manchester Waterworks to the Town of Derry there has not been a rate increase from MWW since 2005.

Open Public Hearing 7-0-0

No input

Close Public Hearing 7-0-0

The Derry Town Council acting as Water Commissioners, move to amend the Derry Water Use Ordinance rates by increasing the Municipal Retail Water Rate from \$2.47 to \$2.50 per 100 cubic feet and the minimum quarterly base charge from \$22.48 to \$23.03 per living unit or commercial metered connection effective on all bills issued on or after June 15, 2013.

Motion by Councilor Wetherbee, seconded by Councilor Milz

Vote: 5-2-0 (Chirichiello, Benson)

13-15 Authorize Town Administrator to apply for and accept grants from the NH Highway Safety Agency for DWI Patrols and Speed Enforcement Patrols

Open Public Hearing

No input

Close Public Hearing

Move to grant authority to Town Administrator John Anderson to apply for and accept, on behalf of the Town, grant funds associated with the 2013 NH Highway Safety projects as follows:

DWI Enforcement patrols \$7800.00 and Speed Enforcement patrols \$5720.

Further to grant authority to the Town Administrator to execute any contracts or documents associated with those projects.

Moved by Councilor Wetherbee, seconded by Councilor Milz

Vote: 7-0-0

Old Business

13-16 Appointment of Town Treasurer

Move that, in accordance with Section 9.16 of the Town Charter, Robert L Gorham be appointed Treasurer of the Town of Derry effective March 13, 2013.

Motion by Councilor Wetherbee, seconded Councilor Milz

Vote: 7-0-0

Council Requests/Open Discussion

Chairman Benson does not agree with the statement made in last meetings public forum. He believes the citizens should go to the school board meetings and voice their opinion. He also believes the Town has outgrown this form of government.

Brian Chirichiello, David Milz and Joel Olbricht were thanked once again for their service.

Adjournment 8:45 p.m.

Denise E Neale
Town Clerk

3/27/13
Date

Recording & Transcription, Denise E Neale, Town Clerk
Reviewed by John P Anderson, Town Administrator