

TOWN OF DERRY

Town Council
Derry Municipal Center

December 3, 2013
Tuesday - 7:00 PM

Called to order 7:00 p.m.

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

Roll Call: Councilors Cardon, Osborne, Dimmock, Benson, Wetherbee, and Chairman Fairbanks (Councilor Katsakiores absent)

Consent Agenda

- 13-128** Approve Non-Public Minutes – November 19, 2013
- 13-129** Approve Minutes Meeting – November 19, 2013
- 13-130** Schedule Public Hearing – December 17, 2013 –
Release of Public Servitude 15-17 Schurman Drive
- 13-131** Schedule Public Hearing – December 17, 2013 –
Accept New Hampshire Department of Health &
Human Services Grant – Critical Care & Supplemental
Oxygen Program

Consent Agenda accepted as written

Councilor Wetherbee has a conflict with next meeting date which is Tuesday, December 17, 2013. There was discussion on rescheduling agenda items so that all members could be present. There was also some discussion not to move the meetings due to absences. There was consensus to move the following agenda items to January's meeting:

- Follow-up to the Goals setting workshop
- Non-public Collective Bargaining Strategy
- Item #13-131- Public Hearing on NH DHHS Grant - depending on timeframe requirements

Councilors Osborne, Fairbanks, Cardon, Dimmock and Wetherbee agreed.

Chairman's Report –Michael Fairbanks

The goal setting workshop held on 11/25 was very productive. He will give updates of their progress during the Chairman's report going forward. He requested Mr. Budreau to forward to council the 2010 Move Derry Forward report as well as the report from the Charter Committee.

Chairman Fairbanks stated that contrary to a report by the press, this workshop with the Planning Board is not about Dumpster Depot.

The Council has received a resignation from an alternate member of the Zoning Board of Adjustment. There are now three alternate openings on this board.

Councilor Dimmock asked if Mr. Thompson has resigned as a Derry State Representative because if so the Council would now have to decide on a special election for his replacement. State Representative Mr. O'Connor, stated they have not

received official notification yet. Chairman Fairbanks stated he has not received any notification either; therefore nothing can be done at this time.

Town Administrator's Report –

Rockingham Road did open on Wednesday, November 27

Mr. Budreau reminded everyone that the Municipal Center and Veterans Hall will be closed Friday, December 6th from 11am – 2pm for the Employee Recognition Luncheon.

Public Forum 6-0-0

Mike Gill, Gill Rd – He read an article regarding smoking in public parks and requested the Town Council not take action on Mrs. Bumps request regarding posting no smoking in parks. Mr. Gill thanked Mr. Budreau on Drug and Alcohol Policy.

Marc Flattes, Linlew Dr. – He thanked the Town Council for inviting the public to the goal setting workshop. He asked that during the workshop with the Planning Board they look into fairness within the TIF District for further development.

Council Osborne asked what type of industries he would like to see in this area.

Mr. Flattes replied, not warehousing, focus on retail.

Close Public Forum 6-0-0

Public Hearing –

13-127 Accept Medical Reserve Corps. Grant

Garrett Simonsen – gave an overview of the duties of the volunteer corps and past assistance given the community.

Open Public Hearing Wetherbee/Benson 6-0-0

No public input

Close Public Hearing Wetherbee/Benson 6-0-0

Move that the Derry Town Council approve the application for, acceptance and expenditure of the NACOH MRC award in the amount of \$3,500 and the NH DHHS/CHI grant extension in the amount of up to \$10,000 and authorize the Acting Town Administrator to execute the related documents.

Motion made by Councilor Wetherbee, seconded by Councilor Benson.

Vote: 6-0-0

Old Business –

13-114 Sale of Town Owned Parcel of Land:
13 Manchester Road, Parcel ID #08-274

Larry Budreau restated the concept for the Town Council. He recommended that the Town Council approve this motion and that in this motion, the Council is just approving the sale of the land.

Move to authorize the Town Administrator, pursuant to RSA 41:14-a (Sale of Town Land) to authorize the Town Administrator to transfer 13 Manchester Road, Parcel ID 08274, and to execute any and all deeds or other documents and to accept any funds for the account of the Town of Derry as shall be required to execute these transactions.

Motion made by Councilor Wetherbee, seconded by Councilor Benson

Vote: 6-0-0

**13-120 Inter-Municipal Agreement – Spruce Pond Estates
(Nathan Road)**

Larry Budreau recapped the process so far and gave an overview of the last discussion in regards to the question of how many lots were approved in the Derry portion. George Sioras related the information from Mike Fowler. There is one lot 4.3 acres on record.

The Derry Town Council moves to authorize the Town Administrator to enter into an inter-municipal agreement with the Town of Windham for the purposes of allowing Windham to perform winter maintenance on Nathan Road.

Motion made by Councilor Wetherbee, seconded by Councilor Benson

Vote: 5-0-1 (abstained Councilor Dimmock)

Council Requests / Open Discussion

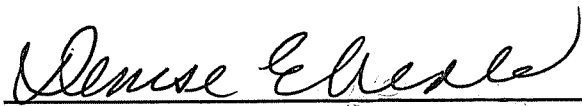
Councilor Wetherbee – disagrees with Mr. Gill's statement regarding smoking on playgrounds. He asked that the Town Council agree to have a discussion on how to proceed with banning smoking on town playgrounds. Councilor Dimmock agreed. This will be put on the agenda in January for discussion.

Motion to move into Non-Public Session under RSA 91A:3 II (d) – Consideration of the acquisition, sale, or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

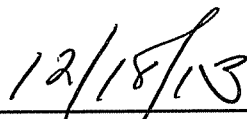
Motion made by Councilor Wetherbee, seconded by Councilor Dimmock - all agreed

Non-Public minutes have been sealed Vote: 6-0-0

Business Meeting Adjourned 8:00 p.m.



Town Clerk



Date

Recording and Transcription by: Denise E. Neale, Town Clerk
Reviewed and corrections by: Larry Budreau, Acting Town Administrator