

TOWN OF DERRY

**Town Council
Derry Municipal Center**

**October 4, 2016
Tuesday - 7:30 PM**

**6:30 PM Consultation with Legal Counsel (a Non-meeting under RSA 91:A)
7:30 PM Call to order**

**Councilor Morgan moves that the Town Council go into a non-public session with regards to RSA 91-A:3 II. (b) the hiring of any person as a public employee, seconded by Councilor Katsakiores
Roll Call Vote 7-0-0**

Councilor Tripp moves to leave non-public session, seconded by Councilor Foote – all agreed

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

Roll Call: Councilors Bourdon, Foote, Tripp, Fischer, Katsakiores, Morgan and Chairman Chirichiello

Present: ATA Stephen Daly, CFO Susan Hickey, Town Clerk Daniel Healey

**Councilor Morgan makes a motion to act on a non-agenda item under the charter registering an emergency of convenience exits, seconded by Councilor Katsakiores
Roll Call Vote 7-0-0**

**Councilor Morgan makes a motion to appoint David Caron as Town Administrator effective December 5, 2016 pending approval of a signed employment contract by the council with a starting salary of \$137,500, seconded by Councilor Tripp
Roll Call Vote 7-0-0**

Chairman Chirichiello read a statement that the council was looking for a Town Administrator that had longevity, worked with a budget over 20 million, had over 150 employees, showed unbiased leadership. David Caron is currently the Jaffrey Town Administrator and was formerly the Londonderry Town Manager.

Consent Agenda

16-126 Approve Non-Public Minutes – September 15, 2016 – minutes sealed

**16-127 Approve Non-Public Minutes – September 20, 2016 – Session I
- minutes sealed**

**16-128 Approve Non-Public Minutes – September 20, 2016 – Session II
- minutes sealed**

16-129 Approve Minutes – September 20, 2016

16-130 Approve Non-Public Minutes – September 22, 2016 - minutes sealed

**16-131 Approve Non-Public Minutes – September 27, 2016 – Session I
- minutes sealed**

**16-132 Approve Non-Public Minutes – September 27, 2016 – Session II
- minutes sealed**

Consent agenda approved

Chairman's Report – Brian Chirichiello

There was a moment of silence for the passing of longtime Derry resident Webb Palmer.

Mary Till presented an explanation of the audit done during the September primary. She informed the council that no laws were broken and the ballots were transported in the correct manner. She then explained that election result total were off because of inaccurate reporting by the AP and not because of local election officials. She also said that she intends to do another audit during the General election.

Town Administrator's Report – Stephen Daly

Stephen Daly provided an update on 19 Elm Street. He stated that there is currently about \$250k invested in the property. The estimated sale value of the land is \$125k which would be a loss of about \$125k if sold. An estimated yield of 10 future condominium units have been calculated based on an analysis of current zoning and land use regulations. The future projected valuation with 10 condo units would be $10 \times \$160,000/\text{each} = \$1,600,000$. There are 2 to 3 areas of small contaminates that will need to be monitored. The town is working with a small group of people on the maintenance of down trees; Public Works is working with the Heritage Commission and Economic Development Advisory Committee with plans to prune the trees, selecting new trees and relocating some trees. This will be done next spring. The town's emergency operations staff has been alerted about Hurricane Matthew.

Public Forum - *30 Minutes*

Open Public Forum – all agreed

John O'Connor: Arrowhead Road – Would like the town to implement a water ban during the drought. Stated that midsize rivers have seized to flow and that 2-4 inches of rain will have no impact.

Craig Cunningham: Hunter Drive – Stated that he was saddened by what happened during the last meetings public forum. Talked about how good Derry is with the bike trail, Beaver Lake, and the town employees. Economic Development is a big plus.

Marc Flattes: Linlew Drive – Thanked Mary Till for clarification on election night. Submitted a 91A request to the council and the town.

Ernest St. Pierre: Sunset Ave – Thanked Acting Town Administrator Stephen Daly for the job he has done. Wonders if overtime will start to be monitored and what the overtime consists of. Would it be cheaper to hire more people to save the overtime costs.

Steve Trefethen: Windham, NH – Attended the Exit 4A meeting. Believes that Route A provides the best option.

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

New Business

16-133 Economic Development Advisory Committee Appointments

Chairman Chirichiello moves to appoint Gordon Graham and John Potucek as members of the Economic Development Committee for 3 year terms to expire March 31, 2019 and moves to appoint Christina Gossel as a member of the Economic Development Committee for a 1 year term to expire March 31, 2017, seconded by Councilor Bourdon – all agreed

16-134 Schedule Public Hearing – October 18, 2016 – NH Highway Safety Agency Grants for Sustained Traffic Enforcement Patrol (STEP) Patrols, DWI Patrols & Bicycle/Pedestrian Patrols

Police Chief Edward Garone would like the council to accept grants from the NH Highway Safety Agency. Acting Town Administrator Stephen Daly added that E-Ticketing should be included in this hearing as now grants are available to cover all 11 instead of the previously discussed 8. Periodically the NH Highway Safety Agency distributes funds to support selective traffic enforcement patrols. The Police Department has received contracts for three such programs. The first, entitled Sustained Traffic Enforcement (STEP), the second, DWI Patrols and the third, entitled Bicycle/Pedestrian Patrols, all run from October 1, 2016 through September 30, 2017. The Sustained Traffic Enforcement Patrol grant provides \$19,601.40 in funding to cover 280 hours of patrols. The DWI Patrols grant provides \$5,294.95 in funding to cover 72 hours of patrols and the Bicycle/Pedestrian patrols grant provides \$5,600.40 for 88 hours of patrols. The three grants total \$30,496.75.

Councilor Tripp moves to schedule a public hearing for 16-134 – NH Highway Safety Agency Grants for Sustained Traffic Enforcement Patrol (STEP) Patrols, DWI Patrols & Bicycle/Pedestrian Patrols, & E-Ticketing seconded by Councilor Bourdon – all agreed

16-135 Report of Changes in Property Values & Tax Rate Impact

CFO Susan Hickey presented the Report of Changes in Property Values & Tax Rate Impact. Equalized valuation is a process the state uses for all municipalities to bring values as close to 100% as possible. Residential properties in Derry were below 90% and that is why this report was done. The valuation before exemptions is \$2,802,926,680. The disabled veteran's exemption is \$314,500; the elderly and blind exemptions total \$30,127,833, leaving a total net valuation of \$2,772,484,347. Land and residential valuations have gone up, commercial valuations have gone down, and manufacturing, other, and utilities have stayed relatively flat. There is a total increase of 10%. As the assessed values increase, the tax rate decreases. The estimated tax rate will be .90 per thousand. The number will be finalized once the town receives all the State grants. With the change in residential assessed values, the council question the staffing of the town's assessing department. They are told that there are 2 full-time employees and one part-time employee and that is adequate staffing.

16-136 Board Member Applicant Vetting Process

A new policy suggestion was read by Councilor Morgan for appointments to boards and commissions. The purpose of the policy is to establish a formal procedure to the nominations, appointments, and approvals of public members for Boards and Commissions held within the Town of Derry, New Hampshire. It is believed that the way the council does it now does not allow a consistent professional result and making the suggested changes may improve the quality of the applicant. Councilor Morgan would like to request a workshop to discuss this process further in each November or December. Councilor Tripp would like the council rules updates to be included in this workshop.

Council Requests / Open Discussion

Councilor Katsakiores – Would like to know from John O'Connor if the drought has caused any impact on Mack's Apples or J&F Farms. She was told that ponds are dried up, wells are down, and the apple size has been reduced.

Councilor Morgan – Attended the 4A meeting and apologized for suggesting to look into Route C. Said there are 19 homes along that route that would need to be taken and he did not know that when he made the comment. Would like to see the balance of 4A bonded while interest rates are low.

Councilor Bourdon – The 4th annual Spinathon for hunger will be taking place October 15th at the Zoo Health club. The proceeds will go to the First Baptist Church food pantry and the Sunshine Soup Kitchen. Would like to acknowledge and thank Stephen Daly.

Councilor Foote – The Salvation Army had their annual chili fest at MacGregor Park, would like to thank everyone that came out. Would like to welcome Dave Caron and thank Stephen Daly.

Councilor Tripp – The veteran's tax credit committee has met once, they will be meeting again next Tuesday at 5pm in room 207 of the Municipal Center. Fredrick Rice, one of the sponsors of house bill 430 will be giving a briefing on why he introduced the bill. The public is welcome to attend, the room holds about 20 people.

Councilor Fischer – Would like the public forum part of the town meeting discussed as a future agenda item. See attached addendum

Chairman Chirichiello – Thanked Stephen Daly for his work as Acting Town Administrator.

Adjournment: 9:35 p.m.



Town Clerk

10-25-16

Date

Recording & Transcription by: Daniel Healey, Town Clerk

Addendum (Councilor Fischer)

- I. Citizen Forum – To encourage and allow ongoing input and feedback from citizens, Regular, Special and Workshop meetings may include on the agenda an opportunity for citizens to address the Council. In addition to public hearings that may be scheduled for public comments on specific matters, the Public Forum will ensure citizens have the opportunity to speak to all other items on a meeting agenda and/or matters pertaining to the business of the Council.
 - A. Speakers shall be residents of the Town of Derry, property owners in the Town of Derry, and/or designated representatives of recognized civic organizations or businesses located in the Town of Derry.
 - B. Speakers shall address their comments to the chairperson and the Council as body and not to any individual member;
 - C. Speakers shall first recite their name and address for the records;
 - D. Each speaker shall be provided a single opportunity for comment, limited to five (5) minutes;
 - E. Public Forum shall not be a two-way dialogue between speaker(s), Council Member(s), and/or the Town Administrator.
 - F. The chairperson shall preserve strict order and decorum for and by all speakers appearing before the Council.