

TOWN OF DERRY

Town Council
Derry Municipal Center
14 Manning Street



Tuesday December 6, 2022
3rd Floor Meeting Room

MINUTES

7:00 PM Call to order – Chair Bourdon

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

Roll Call: Councilors Katsakiores, Wetherbee, Foote, Spencer, Flood, and Chairman Bourdon

Absent: Councilor Chirichiello

Present: TA Dave Caron, Town Clerk Tina Guilford

Public Forum - *30 Minutes*

Motion by Councilor Katsakiores to open Public Forum, seconded by Councilor

Wetherbee

All Agreed

George Pardy, Amesbury MA & Kathleen Wolfe, Derry, NH – part of a cycling group of 100+ and looking forward to the connector to Londonderry. Urging you to work with DOT to work on a better plan is this a done deal? Avid bikers, senior citizens, families with strollers, dog walking and just walkers happening every day with people wanting to be with nature and not to be on roads. It needs to be a safe connection. We only have one chance to do this and we don't want anyone to get hurt. Flashing lights are not enough.

Alex Vote, Bedford NH – I sent to DOT that an 11 foot tunnel would still the a 5 degree grade on the road, waiting for a response from Concord on maintenance costs. Tunnels in Concord have minimal maintenance. Wash and seal only, routine, clearing the brush, minimal. Maintenance of the tunnels is not an issue. Safety of the layout is not good. I urge you to support the tunnel.

Laura, Kristen Drive – Many safety concerns. ADA Compliance 5% grade is the max allowed under ADA. ADA compliance is the bare minimum. It should be better. Able NH gave an accessibility award to downtown Concord for its new design, the bar should be set higher than the bare minimum. Compliance is not enough. Please stand up for the residents who can not stand up for themselves.

Richard Tripp, Windham Rd – Speaking on the Rail Trail but for the Bowers Road crossing. Rail trail comes up across the road and over again. Bikers dart out right across the road. There is no crosswalk or flashing lights like at Kendall Pond Road crossing. There should at least be a painted crosswalk.

Robert Spiegman, Concord, NH - Trails are locally built to connect each community. Its all done by volunteers and sometimes mistakes are made. We all need to move forward. We would not do this with cars, so don't do this with people. With all the better information now available to us, lets make this the best plan possible. The spaghetti loop plan may not even be approved at the federal level.

Steve Trefethen, North Shore Road - Looking at the breakdown on the parking garage. \$200,000 structural, \$48,000 conceptual design, \$250,000 architectural, leases and towing is still possible. 1 in every 4 households with children, services with Fire and Police will cost us \$700,000 a year in costs. What is the Town Liaison to the Planning Board? What do they do on any board? We need more Councilor comments and see more members participate.

David Barka, East Derry Rd – Abbott Court proposal of 240 apartments. The new landlord is Wall St. Wall St is having a feeding frenzy. Blackstone is buying 6 Billion in homes and renting back and leaving scraps for everyone else. We are no longer looking for local developers to develop for some reason. Abbott Court is like dropping a cruise ship in the middle of Derry. It's a risky proposition. We are not a match for Wall St.

Mark Flattes, Linlew Drive – was there a competitive bid process for Abbott Court? Parking and ticketing cars is going to be an issue, they are already complaining about the seasonal parking ban. How is this going to affect downtown businesses? How is it going to impact them during construction?

Calvin Philip Dyer, Little John Court – Has been going to the rail trail since he moved here. Thinks the spaghetti road will cause damage. There is a bill to fix this in Concord by Representative Pearson, hopefully that will help.

Tom Cardon, Cunningham Drive – Zoning approved this. We need 363 parking spaces, we only have 330 parking spaces and we will have lost 65 spaces to the parking garage. Trouble with parking was noted in the 10 year master plan. There were calls for more parking. We are staring to have a good downtown and we need to address the parking.

Kathy McDonald, Silvestri Circle – wants to focus on the economics or the 4A trail. DOT wants to flood the trail by design, water follows the path of least resistance, water over the trail and over the wall, the DOT does not want to impact the field plain or the flood shields so it knows there are deficiencies and they do not want to correct them, with the slope you cannot see people coming, \$3.4 million contributed to the economy in Derry/Windham.

**Motion by Councilor Foote to close Public Forum, seconded by Councilor Wetherbee
All Agreed**

Chairman Report – Joshua Bourdon

The Rail Trail is an emotional topic. The vice chair, Town Administration and myself have been meeting with DOT and members of the State. On December 20th we will have a vote on what to recommend to the DOT.

Consent Agenda

22-133	Approve Non-Public Minutes – November 22, 2022 – Minutes Sealed
22-134	Approve Minutes – November 22, 2022

Councilor Foote moves to approve the consent agenda, seconded by Councilor Katsakiores

Roll Call Vote: 5-0-1 Wetherbee Abstains

Town Administrator's Report – Dave Caron

The Town has scheduled an auction of 9.5 Wildwood and 12 Forest for Thursday, December 8th at 2PM on site.

The Town's auditors will be presenting FY22 Financial Report to the Council at the December 20th meeting. In regard to revenues, motor vehicle permit fees are running about 3% over trend, although November's receipts did lag behind last November's. Interest earnings through October exceeded estimates by \$100K. C&D Debris disposal is slowing after record years. We are working with Derry Housing and Redevelopment Authority to secure grant funding to evaluate conversion to housing in accordance with HUD requirements at 12 Peabody Road. There was a meeting between Eversource and our solar developer Encore on December 2nd, our vendor has received all information and can now move forward.

Requested that direction be given by the Council on how to assist the Council in convening its workshop group to finalize election locations for state and federal elections. Council asks that staff connect with all stakeholders, Police, Fire, Pinkerton, School, CERT, Moderator, Clerk and schedule a date.

New Business

22-135 Resolution #2022-087 – Direct the Tax Collector not to execute certain tax deeds – *Tax Collector Stacey Beliveau presenting*

This resolution is to direct the Tax Collector that tax deeds on certain properties will not be accepted by the Council. Most of these properties have entered into a payment agreement with the Tax Collector.

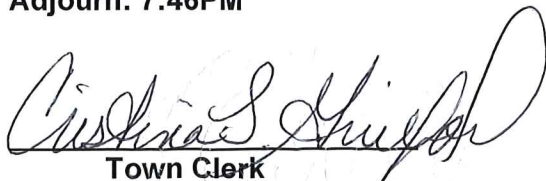
Councilor Wetherbee MOVES THAT THE TOWN COUNCIL adopt Resolution #2022-087 which reads as follows [Read the Resolution], seconded by Councilor Katsakiores
Roll Call Vote: 6-0-0
Resolution attached

Councilor Comments / Liaison Reports –

Councilor Katsakiores – Chuck Hemeon is retiring after many years with Derry Fire Department. There will be an event on Thursday from 12-3PM at the Fire Department. We wish him the best.

Motion by Councilor Foote to ADJOURN, seconded by Councilor Wetherbee
All Agreed

Adjourn: 7:46PM



Town Clerk

12/20/22
Date

Recording & Transcription by: Cristina Guilford, Town Clerk