

TOWN OF DERRY

Town Council
Derry Municipal Center

February 7 2017
Tuesday - 7:30 PM

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| 6:30 PM | Consultation with legal counsel – a non-meeting under RSA 91A (not open to the public) |
| 7:00 PM | Non-Public Session RSA 91A:3 II (a) Non-Public Session RSA 91A:3 II (b) Non-Public Session RSA 91A:3 II (c) Non-Public Session RSA 91A:3 II (d) Non-Public Session RSA 91A:3 II (e) |
| 7:30 PM | Call to order |

Councilor Tripp moves to leave non-public session, seconded by Councilor Bourdon – 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: TA David Caron, Town Clerk Daniel Healey

Consent Agenda

17-13 Approve Non-Public Minutes – January 24, 2017 – **minutes sealed**

17-14 Approve Minutes – January 24, 2017

17-15 Accept Conservation Commission Member Resignation

17-16 Schedule Public Hearing – February 21, 2017 – Supplemental Appropriation for the purchase of land on Island Pond Road for Conservation purposes

Consent agenda approved

Chairman's Report – Brian Chirichiello

Karen Blandford-Anderson gave a report on the Heritage Commission. The commission is responsible for preserving Derry's history for future generations. The Derry Heritage Commission oversees the activities of the Derry History Museum, Derry Town Historian, and the Friends of Forest Hills Cemetery. The commission meets the 1st Monday of every other month at the Derry Municipal center. They are currently looking for the next Boston Post Cane Holder.

Lynn Perkins gave a report on the Zoning Board. He discussed significant actions by the Zoning Board, projects under discussion, and anticipated activities.

Councilor Foote makes a motion to direct the Town Administrator on behalf of the Town Council to file a motion of rehearing challenging the Zoning Board of Adjustments decision to grant a variance on the property located at 343 Island Pond Road, the proposed storage unit facility, seconded by Councilor Morgan
Roll Call Vote 7-0-0

Town Administrator's Report – David Caron

The FY2017 2nd Quarter report will be presented at the next meeting on February 21st by Sue Hickey. A rating analysis has been done on the town by 2 major bond agencies and the town's rating was just below a AAA. There have been 32 resumes submitted so far for an Economic Development Coordinator.

Public Forum - *30 Minutes*

Open Public Forum – all agreed

Ken Brand: Hall Ave – Would like to request that the bike path is plowed from Kendal Pond Rd to the Windham line.

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

Public Hearings

17-10 Water Rate User Adjustments

Director of Public Works Mike Fowler and Deputy Director of Public Works Tom Carrier presented the Water Rate User Adjustments. The sale of water to Derry by Manchester Water Works is governed by a wholesale water supply contract. The most recent renewal of this contract was approved by the Council in March 2013 with a term of 25 years. Over the term of the contract, Derry has purchased 2.9 million gallons per day of water supply capacity. Our peak water demand in 2016 was 2.16 gallons per day. Section 302.3 of the contract states that "the rate charged... shall be increased by the same percentage as the metered water rates to customers residing outside the city of Manchester". Further, Section 309 states that "Derry shall pay for any capital expenditures made by Manchester Water Works which ... are necessary ... to provide or continue services to Derry". Over the last several years Manchester Water Works has made significant upgrades to its infrastructure including its water treatment plant and storage reservoirs. Since June 2013, Manchester Water Works has raised rates 10% from \$0.988 to \$1.088 per 100 cubic feet to recover these costs. In contrast, Derry has only increased its rates 1%.

Motion by Councilor Katsakiores to open public hearing, seconded by Councilor Bourdon – all agreed

No one from the public spoke.

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

**Councilor Fischer MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-008, which reads as follows [Read the Resolution], seconded by Councilor Foote
Roll Call Vote 6-1-0 (Councilor Bourdon)**

New Business

17-17 Appoint Alternate Member to Derry Public Library Board of Trustees

RSA 202-A:10 provides that every board of trustees may recommend to the appointing authority the names of up to 3 people to serve as alternate members of the board when elected members are unable to attend a meeting. The alternates are appointed for a one-year term and have voting rights only when filling in for an absent trustee. Heather Paradzick has submitted a letter to the council on her interest in being an alternate member to the Derry Public Library Board of Trustees. This appointment would only be until the end of March of 2017.

**Councilor Fischer MOVES THAT THE TOWN COUNCIL appoint Heather Paradzick as an Alternate Member of the Derry Public Library Board of Trustees to a term expiring in 2017, seconded by Councilor Katsakiores
Roll Call Vote 6-1-0 (Councilor Morgan)**

17-18 Central Polling Location

Town Clerk Daniel Healey presented the change to the Central Polling Location. It is recommended that the location be changed from Calvary Bible Church to West Running Brook Middle School. A live broadcast of the results and counting at the end of the night is possible at West Running Brook and it is not possible at Calvary. There is also a District 3 councilor race and West Running Brook is the polling location for District 3.

Councilor Morgan MOVES THAT THE TOWN COUNCIL adopt Resolution #2017-009, which reads as follows [*Read the Resolution*], seconded by Councilor Tripp – all agreed Resolution attached

Council Requests / Open Discussion

Councilor Tripp – Would like to see the vetting process on board and committees that Councilor Morgan came up with. He suggests it be in the councilor's packets for the next meeting. The Derry Ambulance Hardship Committee only has one member currently, an advertisement should be posted on the Derry website if it is not already. At the last meeting, the Planning Board chairman spoke on some zoning changes. Councilor Tripp would like to Town Council and Planning Board to get together to further discuss those changes.

Councilor Fischer – The Derry Public Library has started a lighting process. Phase 1 has been completed. The lighting in certain areas of the library is so dark you can't even see. He would like Dave Caron to meet with Cara Barlow to see what needs to be done to complete the project.

[Removed reference to phase 2 not being planned]

Councilor Morgan – Congratulated the New England Patriots. Reminded the council and town administrator that he will not be here for the town election. 6 months ago, Ernie St. Pierre and Councilor Morgan started a project to build a house for a local veteran. There will be a fundraising event at the end of March. Jack *Heath*, who is on the radio, will be doing a radio spot with Councilor Morgan during the last week of February. *Councilor Morgan* started the Derry Veteran's Assistance fund with Ernie to help different veterans within the Town of Derry and would like to get up to the \$500 veterans tax credit this year.

[“Keith” changed to “Heath” and “He” changed to “Councilor Morgan”]

Councilor Katsakiores – She is the liaison to the legislatures. They elected David Milz Chairman of the Delegation and John O'Connor Vice Chairman.

Councilor Foote – Friday February 10th at the Pinkerton Senior café there will be a spaghetti dinner put on by the Derry Village Rotary. Bingo starts at 4 and dinner will be served from 5-6:30. Last week many of the councilors attended Parkland Medical Center's conference on battling the heroin epidemic.

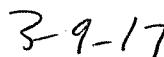
Councilor Bourdon – Said great job to Councilor Morgan and Ernie St. Pierre for their work with the veterans. Would like the vetting process on boards and committees to be put on the next agenda. Cara Barlow will be speaking to the Energy Committee at their next meeting about the lights at the Derry Public Library. Frost Fest is this weekend. Friday night at the opera house the doors open at 6pm and the Lion King starts at 6:30pm.

Chairman Chirichiello – He will not be here for the town election.

Adjournment: 9:15 p.m.



Town Clerk



Date

Recording & Transcription by: Daniel Healey, Town Clerk

Minutes amended 2/21/17



RESOLUTION

Number 2017-008

To Approve a Revised User Rate Schedule for Derry Water Customers

WHEREAS, RSA 38:17 authorizes the Town Council to enter into a supply contract with another municipality for the purposes of purchasing water for customers of the Derry Water Department; and

WHEREAS, the Town has entered into a wholesale water supply contract with Manchester Water Works to provide water for its customers; and

WHEREAS, the Town Council, acting as Water Commissioners, on occasion and in accordance with RSA 38:28 shall review water user rates to remain in compliance with the Town's contract with Manchester Water Works and to ensure the equitable distribution of expenses across all water user classifications;

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that it is necessary to adjust water user rates as follows:

1. Adopt a scaled base minimum charge for non-residential customers based on meter size as follows:
 - a. \$23.28 per quarter for $\frac{3}{4}$ inch metered services
 - b. \$34.55 per quarter for 1 inch metered services
 - c. \$57.58 per quarter for 1 $\frac{1}{2}$ inch metered services
 - d. \$115.15 per quarter for 2 inch metered services
 - e. \$230.30 per quarter for 3 inch and larger metered services
2. Increase the residential minimum quarterly base charge from \$23.03 to \$23.28 per living unit
3. Increase the usage rate for all customers from \$2.50 to \$2.55 per 100 cubic feet.

Archival Ref: TC agenda Item #17-10

This Resolution shall take effect on all water usage billed on or after September 1, 2017.

Adopted: February 7, 2017

Attest:

x Brian Chirichello
Brian Chirichiello, Council Chair
Date: 2-7-17

x Daniel Healey
Daniel Healey, Town Clerk
Date: 2-7-17

Archival Ref: TC agenda item #17-10



RESOLUTION

Number 2017-009

To Approve West Running Brook Middle School
as the Town's Central Polling Location

WHEREAS, State Statutes designate the responsibility to provide polling locations to the Town Council; and

WHEREAS, it is in the best interest of the community that public participation and transparency are maximized during the conduct of town elections; and

WHEREAS, designating West Running Brook as the Town's Central Polling location allows Derry Cable TV to broadcast the processing of votes allowing any resident of the community to view the proceedings; and

NOW, THEREFORE, BE IT RESOLVED IN COUNCIL that the Town Council hereby designates West Running Brook Middle School as the Town's Central Polling Location

This Resolution shall take effect immediately upon its passage.

Adopted: February 7, 2017.

Attest:

x Brian Chirichiello
Brian Chirichiello, Council Chair
Date: 2-7-17

x Daniel Healey
Daniel Healey, Town Clerk
Date: 2-7-17

Archival Ref: TC agenda item #17-18