

TOWN OF DERRY

Town Council Private Roads Workshop
Derry Municipal Center

August 14, 2007
Tuesday 7:30 p.m.

Staff Present: **Frank Childs, Pat Milone and Tom Carrier**

Non-Public Session RSA 91-A:2 I (b) (c) and RSA 91-A:3 II (c)

Salute to Flag led by Councilor Kevin Coyle. Warning of Fire Exits, Handicap Access, Turn off all Cell Phones and Pagers

Roll Call: Fairbanks, Carney, Metts, Coyle, Chirichiello, Ferrante and Bulkley
Town Administrator, Gary Stenhouse

Consent Agenda

- 07-72** Acceptance of Minutes – July 10, 2007
- 07-73** Acceptance of Workshop Minutes - July 17, 2007
- 07-74** Schedule Public Hearing – September 4, 2007 – Supplemental Appropriation for Engineering Services related to Exit 4-A
- 07-75** Schedule Public Hearing – September 4, 2007 – Progress of the Running Brook Cooperative CDBG Community Septic System Replacement
- 07-78** **Schedule Public Hearing – September 4, 2007 – Purchase 25 +/- acres at 7 Orchard Drive, Tax ID #56/019/011
- 07-79** *Schedule Public Hearing – September 4, 2007 – Purchase of development rights at 112 English Range Road, Tax ID #11/097, 75 +/- acres and 121 Chester Road, Tax ID #12/021, 16.50 +/- acres.

Discussion and objection by Councilor Carney on item #07-74. Move Public Hearing 07-74 to September 18, 2007 Town Council Meeting. Councilors are asked to submit questions to TA, Gary Stenhouse. There will be a public meeting held by the State on 9/12/07 at the DMC, 7:00 p.m.

Consent Agenda approved with (Correction to 07-74)

Chairman's Report – Councilor Ferrante acknowledged one of Derry's Living Treasures Birthday's Albert Doolittle 93yrs old today. Chairman Bulkley thanked the 180th Birthday Celebration participants.

Administrator's Report – Larry Budreau will be acting TA while Town Administrator Stenhouse will be away from 8/18-9/3/07. EEE Monitoring is in the watch stage as larva sites were sprayed the Spring.

Public Hearing - None

New Business

- 07-76** EMERGENCY PREAMBLE – Amend the Code of the Town of Derry, Chapter 150, Section 150-4 Prohibited Parking, to add Mt. Pleasant St – East Side – for a distance of 180' in the Northerly direction from East Broadway and Mt. Pleasant St – West Side – for a distance of 130' in the northerly direction from East Broadway

Discussion: Grant Benson gave an explanation of the Highway Safety Committees report. He explained the reason for the Emergency Preamble due to timing. Council discussed if there was a necessity for the Preamble.

Motion on the Preamble by Councilor Ferrante, seconded by Councilor Chirichiello. Vote: 4-3-0 (Fairbanks, Carney, Coyle) Motion failed needed a 2/3 majority vote.

A Public Hearing will be scheduled on item # 07-76 on 9/4.

07-77 Authorize the Town Administrator to sign contracts on behalf of the Town with respect to grant contracts with New Hampshire Department of Environmental Services

Motion: The Derry Town Council moves to authorize Gary Stenhouse, Town Administrator, to sign contracts on behalf of the Town with respect to grant contracts with the State of New Hampshire DES by Councilor Coyle, seconded by Councilor Ferrante. Vote: 6-1-0 (Carney)

Old Business

07-67 Approval of ATM for the Derry Municipal Center Lobby

Motion: Move to authorize the Town Administrator to execute the ATM space lease agreement, accept the transaction amounts of \$.35 per approved ATM transaction if the volume exceeds 500 per month and \$.25 with volume less than 500, and authorize the Tax Collector to proceed with installation of the ATM at the Derry Municipal Center by Councilor Coyle, seconded by Councilor Carney. Vote: 7-0-0

07-17 VOTE – Derry Water Supply and Well Installation Regulations – Amendment

Tom Carrier made a brief overview of the changes in the Water Supply and Well Installation Regulations request by the Town Council. Council discussed changes made and the last three updates to the regulations.

Motion: The Derry Town Council moves to adopt into the Code of the Town of Derry revised and amended Water Supply and Well Installation Regulations dated August 14, 2007 and further to amend the Code of the Town of Derry Chapter 30 Building Code Section 30-2 B 108.x.4 1 and 2 to increase the well permit fee for all categories by \$25.00 by Councilor Carney, seconded by Councilor Ferrante. Vote: 3-4-0 (Coyle, Chirichiello, Fairbanks, Metts)

Public Forum – non-agenda items

Mike Houle, Derry Policeman's Association – discussed Police Department morale and referenced report given Council on the issue.

Raigh Paradis, Sawyer Ct – Was disturbed by the vandalism, lights and staircase at Sawyer Ct & Abbott parking lot.

Al Dimmock, High St – discussed article in newspaper regarding comments made in reference to Councilor Fairbanks, Maureen Rose and himself.

Bruce Brown, Hood Rd – Will attend the meeting on 9/18 regarding tonight's Emergency Preamble. Expressed his concerns in regards to security and dark areas in town.

Ann Evans, Derry Feed – spoke in regards to Police Department and Extension of Manning St.

Eddie McGillan, Rollins St – Discussed Manning St Extension. Suggested this area might be a good place for conservation land and a pocket park.

Mike Gill, Warner Hill Rd – Questioned RSA 91-A and procedure of Council. Also spoke in regards to Manning St Extension.

Bill Cooper, Central St – Questioned when Manning St Extension free-petition would be addressed again. Also questioned when Senior Citizens would get a discount on Comcast Cable.

Councilor Bulkley asked for Manning St. Extension to be agendized for 9/18/07 Town Council Meeting.

Council Requests/open discussion

Councilor Carney – Remind people that the save the Children's MET Museum is still in need of fund and to call Tracy LaPlante at 425-2560.

Councilor Fairbanks – Asked the status of the RFP for Legal Counsel. Asked if the proceedings for the Economic Development Director had started yet. Spoke on Mr. Paradis' request for the Sawyer Ct/Abbott Parking Lot.

Councilor Metts – as a follow-up he and Councilor Ferrante have gone down to the Parking lot to check it out. Suggested that a removable speed bump be put in to slow cars down.

Councilor Coyle – Spoke in regards to the prosecutor's position and would like to know when it would be scheduled. *Chairman Bulkley replied first meeting in October.* He then made a motion to go back into Non-Public after this meeting is adjourned.

Councilor Ferrante – Would like to meet with internal department heads to come up with a plan for Economic Development. Would like to move forward and do this first before the Economic Development Director comes on board. Another Living Treasure Roy Feinaur turns 90 yrs old on Saturday.

Councilor Carney – Believes Council should wait for the Economic Development Director to come onboard, “we need to have fresh leadership.”

Councilor Metts – Should wait for the Town Administrator to get more established before hiring the Economic Development Director.

Councilor Chirichiello – Wanted to welcome Anthony's Cucina, a new business in the downtown.

Motion to go into Non-Public by Councilor Coyle, seconded by Councilor Metts.
Vote: 7-0-0

Adjourned Public Meeting 8:55 p.m.

Recording Clerk, Ruth Robinson/Deputy Town Clerk
Transcription, Denise Neale/Town Clerk

Town Clerk Derry, NH

Date