

TOWN OF DERRY

Town Council Meeting
Derry Municipal Center

July 13, 2010
Tuesday 7:30 p.m.

Non-Public Session – RSA 91A:3 II (c)

Salute to Flag, Warning of Fire Exits, Handicap Access, Turn off all Cell Phones and Pagers

Roll Call: Chairman Benson, Councilors: Milz, Olbricht, Wetherbee, Coyle, & Chirichiello
Absent Councilor Fairbanks

Consent Agenda

- 10-99** Acceptance of Minutes – June 1, 2010
- 10-100** Acceptance of Minutes – June 15, 2010
- 10-101** Acceptance of Economic Development Workshop Minutes – June 15, 2010
- 10-102** Schedule Public Hearing – August 3, 2010 - Amend the Code of the Town of Derry, Chapter 150, Traffic Ordinance Article I, Section 150-4 Prohibited Parking, to read – Collette's Grove Road – both sides the entire length between Sanborn Rd and Lane 10 - Collette's Grove Rd
- 10-103** Schedule Public Hearing – August 3, 2010 - Amend the Code of the Town of Derry, Chapter 150, Traffic Ordinance Article II, Section 150-10B Yield Signs to read – Yield Sign – Sanborn Rd @ Collette's Grove Rd
- 10-104** Schedule Public Hearing – August 3, 2010 – New Billing Code be added to the Town of Derry Ambulance Fee Schedule for Non-emergency Transports
- 10-105** Elderly Exemption

Consent Agenda Accepted

Chairman's Report

- First Farmers Market seems to be a success. Participation was great. Thanked everyone who was involved.
- Public info downtown meeting Thursday 7pm
- Town Administrator search interviews are scheduled 7/22/10 and Town Council interviews will be 7/23/10
- Week of 7/17/10 from #4 Birch to Crystal evening work by the paving contractor.
- July 21 Fordway closed for a one month period for the bridge replacement.

Administrator's Report

- There will be disturbance to neighborhoods in the evening on Birch and Crystal while the intersections are being redone.
- Private Roads update:

Worthley Rd, Rockey Rd, Pebble Lane, and Lake Ave have moved to Title search procedures.

Mundy Lane, Survey complete, the property deed transfer documents have been sent awaiting signatures.

Sarah Lane, Ezekiel Dr/Clyde Rd were not accepted by Town Council on June 1, 2010
Tobacco Rd never completed the Planning Board review process due to non-payment of

fees

Julian Rd, Field Rd, Kenro Way, Collette's Grove Rd (main road only) and Sanborn Rd were accepted by Town Council on October 14, 2009. Country Rd (east) Moved to Winter Maintenance.

Public Forum – Non Agenda Items

Open Public Forum 7-0-0

Robert Harrington, Sunview Townhouses – He would like to see the DMC building named after Walter Borowski.

Albert Dimmock, High St – He spoke regarding the request by Robert Harrington. He opined that if the French government could honor Mr. Borowski the Town of Derry should also.

Lisa Joselin, Aiken St – spoke in favor of the use fireworks within the Town of Derry. She has concerns how Police Department would be seen enforcing this ordinance.

Close the Public Forum 7-0-0

Public Hearing

- 10-88** Amend the Code of the Town of Derry – Fire Department, Chapter 3613, Section 3613.1 Permit, Inspection & Incident Report Fees

Chief Klauber – In reviewing the current fee schedule for the Fire Department, as approved by Town Council, it was found that the fee charged for copies of medical records was greater than allowed by the State of New Hampshire. This is a housekeeping issue.

Open Public Hearing 7-0-0

No Public Input

Close Public Hearing 7-0-0

Move that the Town Council accept the recommendation of the Fire Department to amend the current Town Ordinance to be in line with the State of NH RSA.

Moved by: Councilor Wetherbee, seconded by Councilor Milz. Vote: 6-0-0

Old Business

- 10-87** Amend the Code of the Town of Derry – Add new Chapter; Fireworks – Sale, Display and Possession

Councilor Wetherbee tabled, seconded by Councilor Coyle. (*Send back to Police Dept for rework and have workshop at a later date*) Vote: 6-0-0

New Business

- 10-106** Appointments - Derry Public Library Trustees & Taylor Library Trustee

**Move to appoint Jack Robillard as Trustee to the Derry Public Library (expires 2012)
Benson/Coyle Vote: 6-0-0**

**Move to appoint Susan Piper as Trustee to the Derry Public Library (expires 2011)
Benson/Coyle Vote: 6-0-0**

**Move to appoint Barbara Holmes as Trustee to Taylor Library (expires 2011)
Benson/Coyle Vote: 6-0-0**

10-108 Authorize Town Administrator to accept grant funds associated with State of NH, OHRV Enforcement Grant for period July 1, 2010 through June 30, 2011

Chief Garone – provided information on the Grant provided by the State of NH for patrols on the OHRV trails.

Move to grant authority to the Town Administrator Gary Stenhouse to accept on behalf of the Town, grant funds associated with the State of New Hampshire OHRV enforcement Grant, for the period July 1, 2010 through June 30, 2010, and to execute on behalf of the Town all contracts or documents associated. Motion by Councilor Coyle, seconded by Councilor Wetherbee – amend to remove Gary Stenhouse's name. Vote: 6-0-0

Withdraw amendment of the removal of Gary Stenhouse's name from the motion by Councilor Coyle, seconded by Councilor Wetherbee 6-0-0

10-109 Conservation Land Gift – 14 Mill Road

Move that the Derry Town Council accept the gift of approximately 14 acres of land from Ruth H. Miller Trustee or her successors in trust under Gaylord A. Miller and Ruth H. Miller living Trust for the Derry Conservation Commission in accordance with RSA 36-A:4. Said property is recorded in the Rockingham County Registry of Deeds at Book 3242 Page 1980. Said property is also described on Tax Map 3-170 in the Derry Assessor's records. Motion by: Councilor Coyle, seconded by Councilor? Vote: 6-0-0

10-107 Economic Development Objectives and Sub-Committee

Stuart Arnett asked the Town Council to define a time sensible schedule of goals for the community.

Councilors had discussion on suggested Specific Objectives and short term and long term goals.

Decision:

- 1. Make the TIF District revenue neutral within 36 months/Complete road by 8/2011**
- 2. Increase Downtown's contribution to tax base in 24 months**
- 3. Assemble, task and coordinate all Derry-focused development entities into cohesive, accountable and community-inclusive Job-Team for Derry, and provide adequate support for any Tasks assigned, by September 2010.**

Councilor Olbricht will chair the task force.

Council Requests / Open Discussion

Councilor Coyle – Disappointed that TIF land issues are not resolved.

Asked the School Board Liaison – to discuss with the School Board the recent legislative session and see where the School Board stands on the loss of funding from the State of NH.

Chairman Benson asked Councilor Olbricht to check in with the School Board and to set up meeting

Councilor Coyle – Concerning the interviews being held for the Town Administrator Search on 7/23/10 Councilor Coyle will not be attending as he has to work and Councilor Fairbanks will be on vacation.

Adjournment 8:40 pm

**Reviewed by Gary Stenhouse Town Administrator
Recording Clerk, Denise Neale, Town Clerk**

Town Clerk

Date