

TOWN COUNCIL MINUTES
REGULAR MEETING
WEDNESDAY, AUGUST 22, 2001

The meeting was called to order at 6:30pm.

PRESENT: Chairman T. Young, P. Rueppel, M. DiBitetto, R. Holley, M. Jolin, P. Ganley, D. Duford, D. Pichette-Volk (arrived @7:15), M. Farrell-Town Administrator, Excused: R. Dion.

MINUTES: August 7, 2001: P. Ganley moved to approve as amended. Motion seconded by R. Holley. **Motioned carried unanimously.** M. Dibitto abstained.

MINUTES: August 8, 2001: M. Jolin moved to approve as amended. Motion seconded by P. Ganley. **Motion carried unanimously.** T. Young abstained.

M. DiBitetto moved to amend the minutes of August 8 to reflect that Steve Couture has been appointed on August 8th to a full member fill in position, exp. 6/2002. Seconded by P. Ganley. **Motioned carried unanimously**

TOWN ADMINISTRATOR'S REPORT: M. Farrell reported on the following:

1. M. Farrell met with Merrimack County representatives, members of a study committee, to obtain a clearer understanding of how the towns operate and what can be done to improve County Government. They welcome any comments from the Council and should be completing a report in the near future.

M. DiBitetto moved to table the discussion. Seconded by P. Ganley. **Motion carried unanimously.**

2. Legal Counsel, Bart Mayer, due to health reasons, is unavailable and Jim Raymond will be available until further notice.
3. A legal opinion was received from B. Mayer on the Police Commission's authority to spend Town Funds. Town Council can oversee the appointing authority and the budget amount. The Police Commission can make their own rules, policies and procedures and can spend funds, within the budgeted amount.

D. Duford stated that according to 412:21, the Police Commission shall promulgate and enforce all rules for the government of the Police Force. He stated that this has nothing to do with purchasing procedures, is inconsistent with the Charter. He requested a copy of the Police Commission's purchasing procedures and when they were enacted.

M. Farrell was asked to obtain, from the Police Commission, a copy of their purchasing procedures.

4. A legal opinion was received from B. Mayer on the Budget Committee appointment authority. The Charter is not the same as RSA 32-2, which allows the elected Budget Committee to appoint vacancies in their membership at large until the next election. A Charter amendment could be made to include a provision, which states generally that vacancies shall be filled in accordance to provisions of state law.

M. DiBitetto moved to strike the two nominations on the Budget Committee from this agenda and that he would inform the Budget Committee at their first organization meeting tomorrow evening. Seconded by R. Holley. **Motion Carried unanimously.**

5. There have been no changes on the status of Quarry Road bond.

6. The Board of Assessors should have received their copy of the order from the Board of Land and Tax Appeals (BTLA). They will be holding a hearing on November 14, 2001, 9am requiring the Town to show cause why the settlement agreements by the Town acting through its former Assessor, John Temchack, and taxpayers in both cases are not valid.

P. Ganley moved that Town Council minutes of special meeting August 7, 2001 be sent to the BTLA. Motion seconded by P. Rueppel.

M. Farrell stated that before taking any action legal counsel should be consulted.

P. Rueppel withdrew her second.

7. In the NHMA Town & City Publication there is a budget-finance workshop notice for Monday 9/17/01 for local officials.
8. Four responses on the T.I.F. advisory letter have been received.
9. A letter will be sent to the Connector Road Group that originally showed interest in participating in it.

Chairman Young requested a copy of the Connector Road agreement be put in the Council's reading file.

10. The Council was advised that M. Farrell would be out of town from September 21st through September 27th attending an ICMA International Conference. He will not be at the September 26th Council meeting.
11. M. Farrell stated that MRI's report has been delayed until end of September due to the extra pick up work.

PUBLIC INPUT:

Steve Mandeville spoke on County Government and stated that the State of Connecticut gave up all County Government and it is working very well.

OLD BUSINESS:

AMBULANCE SUBCOMMITTEE REPORT DISCUSSION.

Chairman Young stated that part of the recommendation was to form a commission, and at the last Council meeting it was felt that this be given some thought and discussed at this meeting.

The Council felt they would like to see costs on training, equipment purchases, manpower, servicing agreement from legal counsel, and data would need to be gathered from fire, police and ambulance through Town Administration. Administration would come back with this data for reevaluation so that the Council would be able to decide if there should be a subcommittee or commission and to have this done before budget season.

R. Holley stated this subject might be one of the items for the Council to discuss at their Goals & Objectives meeting on August 29th.

M. DiBitto moved to request that the Administrator begin to generate figures on the economic impact of the proposal by the Ambulance Subcommittee. Seconded by D. Pichette-Volk.

D. Duford moved to amend the motion for the Council to appoint an emergency medical services committee consisting of 5 members, residents of the Town, to be chosen on their leadership qualifications to advise council and to provide leadership and guidance in the implementation of EMS. Seconded by M. Jolin.

Roll call on amendment:

M. DiBitetto	yes	D. Duford	yes
R. Holley	no	D. Pichette-Volk	yes
M. Jolin	yes	P. Rueppel	yes
P. Ganley	no	T. Young	no

Motion carried.

Roll call vote on original motion as amended:

R. Holley	no	D. Pichette-Volk	yes
M. Jolin	yes	P. Rueppel	no
P. Ganley	yes	M. DiBitetto	yes
D. Duford	yes	T. Young	no

Motion carried.

D. Duford moved to negotiate and obtain the most economical provider to get the Internet back on line for Town Hall. Seconded by P. Ganley.

Roll call vote:

M. Jolin	yes	P. Rueppel	yes
P. Ganley	yes	M. DiBitetto	no
D. Duford	yes	R. Holley	no
D. Pichette-Volk	no	T. Young	no

Tie vote – motion failed.

OLD BUSINESS:

M. DiBitetto stated that the State's Adopt-a-Highway Program is willing to help share information so that we can use it for cities and towns roads/town properties as opposed to just state roads. Once the information is received he will share it with the Conservation Commission.

D. Pichette-Volk would like to talk further about adopting a road in town at the next meeting.

D. Pichette-Volk would like the Council to send out thank you letters to those who have adopted roads.

NEW BUSINESS:

D. Pichette-Volk would like to see letters of thanks sent to the organizers of Old Home Day for such a wonderful job. She gave a special thanks to Liz Dinwoodie and Dale Hemeon and his crew for all the time and effort to this successful event.

NOMINATIONS AND APPOINTMENTS:

BUILDING BOARD OF APPEALS: Structural Engineer or Architect Vacancy. Council consensus was for Ken Andrews, Code Enforcement Officer, to offer it to Lee Belanger, Planning Board member.

CONSERVATION COMMISSION: M. DiBitetto nominated Raymond Guay as a member of the Conservation Committee and request that he be present at the next Council's meeting on September 12th.

SUBCOMMITTEE REPORTS:

BOARD OF ASSESSORS:

Chairman Young stated that the next Board of Assessors meeting would be September 4th.

BUDGET COMMITTEE LIAISON: M. DiBitetto reported that their organizational meeting is tomorrow.

COUNCIL NEWS LETTER: D. Pichette-Volk is waiting for a workshop, which will have numerous events.

HEAVY EQUIPMENT PURCHASES: D. Duford stated at the meeting they discussed bids for a six-wheel dump truck. A decision was reached and will be discussed at the next Council meeting.

PARKS AND RECREATION LIAISON: M. Jolin stated that the Peter's Brook Drive fields are to be loamed by the end of August, and sod to be in place by end of the fall. The Kiwanis is looking to raise some money to install a small toddler playground by Fraser Park. The skateboard park appears to be stalled by the initial people that brought it about. They are requesting to speak with Parks and Recreation Board at their next meeting.

PERAMBULATION: D. Pichette-Volk reported that Candia would like to delay the perambulation until November.

PLANNING BOARD & CIP REP.: P. Ganley reported that the agenda for September 17th will be long and may continue the next evening. Roller Kingdom's, a 27,000 square foot arena, on Industrial Park Drive, was assessed a \$27,000 impact fee towards a traffic light. There are two commercial subdivisions on the corner of Smyth Road and Londonderry Turnpike. The public hearing is September 17th. Oncology Hematology on Technology Drive, would like to add more parking spaces. This will be discussed in a public hearing.

M. Farrell reported on the Elderly Housing Project located south of Hollyberry Hill. They had a meeting with the N.H. Finance Housing Authority and they are confident they will qualify this time and are getting ready to re-submit the plans to the Planning Board.

POLICE COMMISSION: M. DiBitetto reported that their last meeting was on communications, they are not on line completely; they expect to have the radio room complete in December, which was their anticipated date.

ROAD CONNECTOR: M. Farrell spoke with Dave Campbell who is willing to fund half the cost of a traffic study and would like to proceed as soon as possible. The total cost of the study is from \$10,000 to \$15,000.

SOLID WASTE COMMITTEE LIAISON: D. Duford reported that Diane Boyce submitted a draft informational brochure on "Pay Per Throw" program. D. Boyce has initiated a program, with the PTA, called "Cartridges for Kids". Recycled print cartridges are collected and sent back to a company. There is 75 cents per cartridge rebate, which is sent directly to the school group. The money will go towards paying for the recycling trailer.

UNION NEGOTIATIONS: M. DiBitetto reported that this would be discussed after this meeting.

CENTRAL HOOKSETT WATER PRECINCT: R. Holley reported that there would be a meeting next Monday.

COMMERCE ALLIANCE: P. Ganley reported that their meetings are now at the end of the month.

HOOKSETT VILLAGE WATER PRECINCT: D. Pichette-Volk reported that there would be a meeting next Monday.

TRI-TOWN ABMULANCE COMMITTEE: D. Pichette-Volk reported that the next meeting is September 9th. She went to the Allenstown facility to set up a meeting time with the staff for an informal discussion. Internally all is going well.

CHARTER AMENDMENTS:

Chairman Young stated that the Charter Amendments are in process by T. Paquette.

CABLE ACCESS T.V.:

D. Pichette-Volk would like to speak on Cable TV Access on September 26.

Chairman Young moved at 8:55pm to enter into nonpublic session under RSA 91-A:3, II, (e). Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the body or agency or any subdivision thereof, or against any member thereof because of his membership in such body or agency, until the claim or litigation has been fully adjudicated or otherwise settled. Motion seconded by M. DiBitetto. **Motion carried unanimously.**

R. Holley moved at 9:02pm to exit nonpublic session. Motion seconded by M. Jolin. **Motion carried unanimously.**

Chairman Young adjourned the meeting at 9:03pm.

Respectfully submitted,

Tina M. Paquette
Administrative Assistant

Michel N. Jolin
Town Council Secretary