

TOWN COUNCIL MINUTES
REGULAR MEETING
WEDNESDAY, JUNE 12, 2002

The meeting was called to order at 6:35pm.

PRESENT: Chairman T. Young, D. Pichette-Volk, P. Rueppel, M. DiBitetto, R. Dion, R. Holley, M. Jolin, P. Ganley, D. Duford, M. Farrell-Town Administrator.

MINUTES: May 22, 2002. R. Dion moved to approve the minutes as amended. Seconded by R. Holley. **Motion carried unanimously.**

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

1. The National Guard has asked the Town to enter into a licensing agreement to establish an emergency helicopter-landing pad at the Safety Center. It would be used by the National Guard, State Police, Medi-Vac, and Public Service. There would be not cost to the town except for keeping the landing pad clear of snow.

M. DiBitetto moved to enter into a licensing agreement with the National Guard to establish an emergency Helicopter landing pad at the Safety Center. Seconded by D. Pichette-Volk. **Motion carried unanimously.**

2. In a memo from Liz Dinwoodie, Assistant Town Administrator, on Petition and Pole Licenses from PSNH, they are seeking approval on License #11-921 involving six poles on Joanne Drive.

R. Dion moved to approve the Petition and Pole License # 11-921 from PSNH as presented. Seconded by P. Ganley.

M. DiBitetto moved to table pending additional information. Seconded by P. Rueppel.

Roll call vote.

R. Dion	no	D. Pichette-Volk	yes
R. Holley	yes	P. Rueppel	yes
M. Jolin	yes	M. DiBitetto	yes
P. Ganley	no	T. Young	yes
D. Duford	yes	<u>Motion carried.</u>	

3. Reval bid packages went to eight appraisal companies. There was a pre-bid meeting held on June 6th attended by two appraisal companies. The bids are due back by June 21st at 2pm. They will be read out loud, reviewed for completeness and ready for Council on June 26, 2002.
4. TIF Bond update, there is still a lot of work activity going on, grading etc. No building permits issued yet. The financing question is still not settled as far as the courts are concerned. We did receive a favorable court decision on April 25, but need to wait the full 90 days, on the appeals process, that would end on July 25, 2002. The next municipal bond bank sale will be in the fall. The Developer has been made aware and they are financing the project and they will not place the letter of credit until issuance of the bond.
5. Supreme Court oral argument on the Conservation Commission vs ZBA will present their decision in three to six months.
6. Received a letter on the Eagle Scout Court of Honor to be held June 21st at 7pm.

7. A final payment check has been received from the State of NH for disaster relief for the blizzard of 2001 in the amount of \$3492.88.
8. Met with the developers from North Campus in reference to completion of Connector Road, the traffic study this holding up the project. There have been changes to the square footage of the commercial space therefore formulas need to be adjusted.

Chairman Young asked the status on the CIGNA project.

M. Farrell stated there are no changes.

9. The Middle School project had a situation with erosion and silt on Whitehall Terrace and this has been taken care of. A partial permit has been issued for footings and conduit work. There is still an issue with getting water to the building and Central Water Precinct is requiring them to design the project for a future High School as well. The State Fire Marshal cannot give approval until they have water. The Town cannot issue a full building permit until the State Fire Marshal gives approval.

SCHEDULED APPOINTMENTS:
7:10PM EAGLE SCOUT PROJECT.

D. Pichette-Volk introduced Scout Micah Hinkell, and Scoutmasters Tom Dodge and Alan Pinney.

M. Hinkell is planning to build an 8X8 foot shed on concrete piers to house the electrical and water pump equipment for a watering system for two new soccer fields to be located on Peters Brook Drive. These will be the first dedicated soccer fields for the town and this project will benefit the Hooksett Youth Athletic Association as well as the children of the Town. (**Attachment #1**). Dale Hemeon, Director of Parks & Recreation has given his approval on the project and upon completion of the project the area will be maintained by Parks & Recreation.

M. Farrell stated that D. Hemeon was unable to attend but has sent a letter in support of the Eagle Scout Project.

M. DiBitto stated that M. Hinkell speak to K. Andrews in the Building Department to obtain a building Permit.

M. Farrell stated that D. Hemeon would be supervising the project.

M. DiBitto moved to approve the project and give thanks to Scout Hinkell. Seconded by R. Dion. **Motion carried unanimously.**

D. Pichette-Volk inquired on the date for Kevin Sullivan Eagle Scout Court date and place.

T. Dodge stated that there is a conflict with the Church on that date it will be rescheduled for some time after the 4th of July.

PUBLIC INPUT:

Nancy Winneg, 42 Cross Road, stated that she did a review of the Town's data and there seems to be a difference of opinion on the data and the interpretation of the law. She gave reasons for the differences and has requested the town give reasons on where Town data differs from the petition data.

Peter Hall, 4 Harvest Drive, stated that at the last Town Council meeting the Council voted not to support the Pay-As-You-Throw Program. In light of that, he asked what is the official status of the Solid Waste Advisory Committee.

Chairman Young stated the Solid Waste Advisory Committee is a standing committee. There have been no steps to dissolve that committee since Solid Waste is a problem we have.

DEFAULT BUDGET:

M. Farrell reviewed the default budget and stated that it doesn't change any personnel issues. No changes have been recommended in Finance, Assessing, Building, Town Clerk, Family Services, Forest Fire, Planning, Zoning, Budget Committee, Cemetery, Capital Budget purchases. The new personnel, Town Engineer, Floating Firefighter and part time technical position are still included in the budget. One of the biggest changes will be the elimination of a large portion of paving which was originally \$220,000 and has been reduced to \$7,000. The transfer station budget has gone up from what was approved due to the changes in the Pay-As-You-Throw. The tipping fees have to be increased substantially by \$111,500. This does not address the \$345,000 in lost revenue; only expenditures. This will result in at least a 50 cent per thousand tax increase over the last year. There are recommendations requiring layoffs or reduction in personnel from full time to part time saving benefits and expenditures and hours without totally adversely impacting the services.

D. Pichette-Volk asked if the budget included a wage increase for employees.

M. Farrell stated it includes a 2% cost of living increase and the merit pool.

PUBLIC HEARING: RIVERSIDE STREET.

Chairman Young opened the Public Hearing at 7:35pm

M. DiBitetto stated that the intent is to keep Riverside a two-way from Main Street to Robie's Store and limit southbound traffic to Route 3A from Robie's Store.

Chairman Young read a letter from Alpha and Bernadette Cheverette, 16 Birch Hill Drive, in support of Riverside Street to be a one-way heading north. He read a letter from James Poon, 26 Riverside Street, in favor of making Riverside Street a one-way heading south.

Carolyn Schroeder, 27 Goffstown Road, asked if there would be a left hand turn lane.

Robert Schroeder, 27 Goffstown Road, stated that a left hand turn might not be so safe and there would be no advantage to a turn lane, and suggested putting in signals. He doesn't see making the street a one-way as an improvement, it would add to the complexity of the traffic flow.

Kathie Northrup, 24 Berry Hill, asked how far will the two-way go, up to the store or after the store, where will the northbound traffic end.

James Oliver, 1465 Granite Hill, spoke about Legion traffic and said that a left turn on to Riverside from Route 3A is too dangerous. He asked where would the turn around point be. A one-way southbound but two-way by the fire station would be making a traffic circle in front of the fire station. A traffic study would be needed to see about making it a one-way street.

Harold Murray, 311 Hackett Hill, asked if anything has been done about signage coming off the Pinnacle Hill to turn north.

Sandy Oliver, 1465 Granite Hill, stated that the connector road is still being worked out on CIGNA land and there was a discussion of a lot of changes. Until this is settled, figured out, put this on hold.

Amy LaPorte, 14 Riverside Street, stated the main problem is the speeding on the street; speed bumps would be helpful. It was a good idea to close Rosedale Street before a child gets injured from traffic.

Jeff LaPorte, 14 Riverside Street, stated he finds it difficult to slow down to enter his driveway as the speeding cars behind him do not want to slow down and he fears for the possibility of his family or himself being in accident. He is in favor of making the road one-way southbound.

Fredrica Baker, 20 Riverside Street, is in favor of making the street a one-way, she finds it difficult to enter her driveway.

Mike Jache, 2 Donald Street, is opposed to making Riverside Street a one way and is opposed to closing Rosedale Street from the Route 3A side. It's very difficult to make the left hand turn on to Route 3A. Now he's forced to get on to Route 3A and block the traffic until someone lets you in. Making the left hand turn on to Rosedale to get on to Route 3A is a lot safer than heading north bound on Route 3A.

Michael Roy, 4 Donald Street, said he feels it was a mistake closing Rosedale Street on the Route 3A side this has made for a dangerous situation.

Chairman Young closed the public hearing at 7:50pm.

Council consensus was that Administration come back to the Town Council at the next meeting with a proposal from Highway, Police and the State including discussions from M. Farrell and D. Duford.

PUBLIC HEARING: ADMINISTRATIVE CODE PROPOSED CHANGES.

Chairman Young opened the Public Hearing at 7:57pm.

P. Ganley stated that Town Council approved the Administrative Code on February 23, 2002. It was amended on May 22, 2002. Sections that were completely revised were changes in definitions and Board, Commissions and Committees revised to reflect current state of Town Government. The most recent changes were to section 5.5.2 for approval of purchases. Town Administrator after three competitive bids \$2,001 to \$7500 was changed to \$10,000. Added section 5.7 Town Council approves new ordinances; Health Officer and Town Engineer are new positions. Community Development and Family Services are new departments. Town Clerk has been moved from the body of the Departments and inserted into the area of Boards, Commissions and other officials.

Chairman Young stated the modifications to Boards, Commissions and other Committees were done because it was thought that the headings were rather large in the Body. The committee felt that it was an elected position or an appointed position. It was thought that it wasn't necessary to give such detail description of their activities as their activities may change.

D. Duford asked why he wasn't notified of the last Administrative Code meeting for approval on the final changes.

Chairman Young stated that it was an oversight.

PUBLIC INPUT:

Ed Groves, 288 Londonderry Turnpike, stated that last July he came to the Council meeting to discuss a proposal on an ethics code and asked if now is the time to have it incorporated in to the Administrative Code.

Chairman Young stated that the Administrative Code is a description of the Departments. There was a section under the Town Charter that was amended in 2001 that the Town voted on. It gave more authority to the Town so that Conflicts would have to be disclosed and the board would be able to vote to have someone abstain from any action they may have vested interest in.

D. Duford stated that E. Groves proposal described what a conflict of interest is. He feels that all committee members should receive a copy and that is should be incorporated into the Town Charter or the Administrative Code.

Chairman Young recommended it go into the Charter because it would have more authority.

Nancy Winneg, 42 Cross Rd., stated that a Code of Ethics and the Right to Know Law should be included in the Administrative Code. It is applicable to elected and appointed officials. She also feels that the change in the Administrative Code on the dollar amount, that the Town Administrator is permitted to make purchases on, is too high.

Chairman Young closed the public hearing at 8:15pm.

M. DiBitto moved to incorporate an ethics policy and the Right To Know law into the Administrative Code and request a report back from the Administrative Code Committee. Seconded by Pat Rueppel.

P. Ganley stated that the Town Charter 3.5C addresses Ethics and 7 addresses conflict of interest.

Roll call vote.

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

Motion carried.

OLD BUSINESS:

DEFAULT BUDGET:

P. Rueppel moved to have a Special Town Council meeting Wednesday, June 19, 2002. Seconded by M. DiBitto.

Roll call vote.

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

Motion carried.

Chairman Young requested that the Default Budget be on the Agenda for the next Council meeting.

PROTEST PETITION ZONING AMENDMENT #15.

M. Farrell stated the information he brings forth is the same and has not changed nor has his recommendation that the Council declare the protest petition invalid. **(Attachment # 2)**

M. Jolin moved that the Town Council declare the protest petition invalid, under RSA 675:5, for Zoning Amendment #15 on the May 14, 2002 Town Ballot. Seconded by R. Dion.

T. Young asked is it correct that the 6500 feet along the water frontage has not been taken into consideration for calculations.

M. Farrell stated that was correct.

Roll call vote.

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

Motion carried.

EMS ADVISORY COMMITTEE – CHARGE.

D. Pichette-Volk moved to make the EMS Advisory Committee inactive at this time. Seconded by P. Ganley.

Roll call vote.

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

Motion carried.

MANCHESTER PREAMBULATION – SURVEY DISCUSSION.

D. Pichette-Volk stated that perambulations are to be done every seven years. All previous years of the perambulations have been the same until 1990. There is a measurement of 7200 feet, which now shows 5900 feet. Between 1969 perambulations and 1990 the line changes 1200 feet and within that footage 5 buildings are included. Also of note is that between 1969 & 1990 numerous developments have taken place.

Chairman Young stated he is looking for Council approval to approach Manchester to obtain a third party survey, an unbiased survey to survey the line in question, which must cover before the 1969 survey. Once a survey has been on record for 60 years it is grandfathered in as permanent record.

R. Dion moved to survey the line from the property of Leslie Nepveu's driveway, 320 Hackett Hill Road, to the Merrimack River. Seconded by P. Ganley.

P. Ganley moved to amend the cost of the survey be split between Manchester and Hooksett. Seconded by R. Holley.

Roll call vote.

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

Motion failed.

M. DiBietto moved to amend to hire our own surveyor. Seconded by D. Pichette-Volk. **Motion carried unanimously.**

Roll call vote on the motion as amended carried unanimously.

PUBLIC INPUT.

Ray Guay, 10 Thompson St. stated that he is interested in being nominated for a position on the Conservation Commission. He is also interested in Planning Board as his first preference and ZBA as his second preference. His professional background is a developer and planner.

Richard Bairam, 7 Farmer Road, is interested in being reappointed to the Police Commission.

Nancy Winneg, 42 Cross Road, asked the Town not to take any action on Zoning Amendment #15 until the appeal period passes which is 30 days.

LAFOND AVENUE.

P. Ganley stated that the proposed senior housing off Lafond Ave has a situation with obtaining a line of site against private land. Planning Board would like to have a no parking sign posted and if it is a State maintained road send a letter to the State for signage.

D. Duford moved to table any action. M. DiBitetto seconded.

Roll call vote.

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

Motion carried.

D. Duford moved to extend. Seconded by M. DiBitetto.

P. Rueppel moved to amend to extend 30 minutes. Seconded by M. DiBitetto.

Roll call vote.

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

Motion failed.

M. DiBitetto moved to extend to discuss the Police Department issue. Seconded by D. Pichette-Volk.

Roll call vote.

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

Motion failed.

Chairman Young declared the meeting adjourned at 9:30 PM.

Respectfully Submitted,

Tina M. Paquette
Administrative Assistant

Michel N. Jolin
Council Secretary