

Approved

**TOWN COUNCIL MINUTES
Regular Meeting
Wednesday, August 24, 2005**

PRESENT: D. Belanger, P. Fitanides, M. Jolin, P. Loiselle, G. Longfellow (excused), P. Rueppel, D. St. Pierre (excused), S. Werksman, Chairman M. DiBietto, D. Jodoin (Town Administrator)

CALL TO ORDER: Chairman M. DiBietto called the meeting to order at 6:30 pm.

NON-PUBLIC SESSION:

P. Loiselle moved at 6:32 pm to enter into non-public 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. Jolin. **Roll call vote carried unanimously.**

P. Loiselle moved at 7:10 pm to exit non-public session. Motion seconded by P. Rueppel. **Roll call vote carried unanimously.**

The Council made a statement that they had voted not to divulge the minutes of the non-public session.

APPROVAL OF MINUTES:

August 10, 2005 – P. Loiselle moved to approve the August 10, 2005 minutes as amended. Motion seconded by D. Belanger. **Motion carried.** Chairman M. DiBietto abstained, not present.

PUBLIC INPUT:

HCTV

Michael Sorel and Molly Kelahan, Co-Chairs of Hooksett Citizen Taxpayer Volunteers (HCTV), thanked the Council for the opportunity to give their input on the proposed Master Plan. M. Sorel also thanked the Community Development Department for all their help and cooperation in completing the Master Plan. M. Kelahan also thanked the Council for attending the HCTV meetings.

Football Jamboree Police and Fire Department Detail

Dale Hemeon, Parks & Recreation Director spoke for the HYAA and asked the Council for consideration on the Police and Fire detail charges. The detail was for the Annual Football Jamboree held over the weekend, which was sponsored by HYAA. D. Hemeon stated that the only source of revenue for this event other than the regular fees to join the program were fundraising and concession. The fees collected go back to the youth program. The detail charges came up to \$3,336.00 (\$1,320.00 for Fire and \$2,016.00 for Police). He added that HYAA is considered as a Town organization and has done a lot for the community. He asked for the Council to waive or at the least reduce the detail charges.

Chairman M. DiBietto stated that the matter would be discussed later in the evening.

Lambert's Park Sign

Harold Murray, 311 Hackett Hill Road, informed the Council that the State Fish and Games has put up a sign at Lambert's Park. A few months ago a former Hooksett resident who now resides in Arizona has inquired about the matter. He would take pictures and inform the gentleman that the sign is up.

Lincoln Drive

Charles White, 5 Lincoln Drive, requested for streetlights to be installed at a cul-de-sac on Lincoln Drive. He said there are problems with cars being broken into in this area.

Chairman M. DiBietto stated that the Town has a procedure for reviewing streetlights requests. The Town Administrator was asked to look into the matter. The Council would keep Mr. White informed.

SCHEDULED APPOINTMENTS:

Public Safety Impact Fees

Charles Watson, Town Planner, presented Bruce Mayberry's report dated July 29, 2005 (attached) on Public Safety Impact Fee Study. The public safety impact fee for industrial and commercial use was originally \$1.03/sf and \$1.14/sf. The Council voted at one point to put a cap on the fees, which was later rescinded. At the request of the Council, Bruce Mayberry (Planning Consultant) developed a sliding scale. The Fire and Police Departments were consulted and data were obtained. The report divides the uses into three major areas, Retail, Office and Manufacturing. The study indicated that smaller retail operations had the most number of calls. The larger the building is, the fewer the calls on a square foot basis. C. Watson recommended that the revised impact fee schedule be adopted.

D. Belanger moved to hold a public hearing on September 14th, 2005 at 7 pm to amend the public safety impact fee schedule. Motion seconded by P. Loiselle. **Motion carried unanimously.**

Kids Kaboose Playground

D. Hemeon, Parks & Recreation Director stated that after meeting with a few different playground manufacturers, he learned that the Town would get the most from its money by purchasing the playground equipments separately from different companies and not just one. The playground set is delivered already made but it needs to be assembled. The Parks and Recreation Department would do the assembly. He added that in his opinion, Landscape Structures and Childscapes offer the best set in terms of durability and safety. He also stated that he consulted with the Town's insurance to make sure the set is assembled up to code.

In light of the recent lawsuits involving the Kids Kaboose playground, safety and liability issues were discussed. D. Hemeon stated that all the Town could do is to make the playground as safe as possible. It is impossible to stop people from suing.

Council consensus was to obtain bids on the playground set and present them to the council for approval.

Heritage Commission, Acceptance of \$2,500.00 Donation from the Hooksett Kiwanis Club per RSA 674:44-b.

Kathie Northrup, Heritage Commission Chair informed the Council that the commission received a \$2,500.00 donation from the Hooksett Kiwanis Club. She asked the Council to accept the donation.

P. Loiselle moved to accept the \$2,500.00 donation from the Hooksett Kiwanis Club per RSA 674:44-b. Motion seconded by D. Belanger. **Motion carried unanimously.**

Chairman M. DiBietto asked to be authorized to sign a letter, which gives Advisory Council on Historic Preservation absolute right to use, in whole and in part, all materials submitted in support of the Preserve America Community designation for the Town of Hooksett.

P. Loiselle moved to authorize the Chair to sign the letter. Motion seconded by P. Fitanides. **Motion carried unanimously.**

NEW BUSINESS:

Aesthetics & Beautification Commission

P. Rueppel proposed to set up an Aesthetics and Beautification Commission, as suggested to her by Building Board of Appeals member, Yervant Nahikian. The commission would act as an advisory committee to the Planning Board.

Discussion on the matter ensued.

Council consensus was to invite Mr. Nahikian to the next Town Council meeting to obtain his opinion on the matter.

Police & Fire Department Detail for HYAA

The matter regarding Police and Fire Department detail for the HYAA Football Jamboree was brought up earlier in the meeting.

The Council discussed the necessity to adopt a rule when the Town should charge Police and Fire detail.

Chairman M. DiBitetto stated that the Council would decide when to waive the detail charge and when not to.

The subject of consideration for the HYAA event was discussed. Fire Chief Michael Williams explained that his department was not notified in advance of the event but was able to do the detail and take care of 24 minor incidents. He suggested adopting a procedure to notify the Police and Fire Departments in advance for similar events detail.

Council consensus was to invite the HYAA Chair, Dave Dickson to the next Town Council meeting prior to making a decision regarding the detail charges.

May Election

The revision of voting districts resulted in Councilors living in the same districts. It was determined that the Council could not go into the next fiscal year without making adjustments. Chairman M. DiBitetto stated that it is a contradiction to the Town Charter for someone to run as District 1 representative when three other Councilors reside within District 1. To resolve the issue, Chairman M. DiBitetto stated that he intends to resign his seat effective June 30th, 2006. P. Rueppel also announced her intention to resign as of June 30th, 2006. This would allow District 1 to elect a representative. The only other issue is Districts 5 with 2 Councilors. Chairman M. DiBitetto suggested resolving the matter by appointing one Councilor as at-large.

Materials Received in the Mail

Chairman M. DiBitetto received the SNHPC Water Supply Questionnaire in the mail. He handed the questionnaire to the Town Administrator to be filled out and sent back.

The Chairman also received the 2006 NHDES Pre-Proposal for Watershed Assistance & Restoration Grant. This was also handed to the Town Administrator to look into.

TOWN ADMINISTRATOR'S REPORT:

D. Jodoin reported on the following:

1. He asked for the street sweeper lease to be signed by the Council Chair.

D. Belanger moved to authorize the chair to sign the lease. Seconded by P. Loiselle.

Motion carried unanimously.

2. He received the Cell Tower Renewal Agreement for five 60-months leases with AT&T and Cingular. He stated that the tower houses the Police and Fire communications. The Town pays rent to the property owner who lives in Bow as well as property taxes. The total tax this year is \$4,400.00. He said he plans on filing for abatement because he thinks this amount is unreasonable. He asked for the Council's decision on the cell tower agreement as it is on a first come first serve basis.

Discussion on the matter ensued. Council consensus was to ask for a one-year lease extension to give the Council time to review the lease.

3. He visited the boat launch with the Fire & Police Chiefs. At Councilor St. Pierre's request, he contacted the Amoskeag Rowing Club and asked for the names of the sub-committee members. The members are June Larkins, Palmer Jones and possibly, Terrence Pfaff.
4. He received a call from a concerned citizen regarding the Eastern Equine Encephalitis (EEE) virus. Comments are being received as to whether the Town would consider spraying for mosquitoes. The Town may consider this matter for a budget item next year. The cost for spraying is around \$35,000.00.
5. The Fire Department sent out bid requests for the new pumpers to ten different vendors. Only one vendor, Greenwood Emergency Vehicles, Inc. responded.

Fire Chief M. Williams stated that the closing date for accepting bids was August 22nd, 2005. It was also posted in the newspaper for two weeks. The vendors who did not respond were all contacted. The reasons for not responding to the bid request ranged from people were on vacation to companies simply did not make aluminum pumpers anymore. He also contacted other towns and found that they are having the same problems. The only bid received came from Greenwood Emergency Vehicles, Inc. for two E-One Custom Pumpers for a total amount of \$623,034.00 (\$311,632.00 for the first pumper and \$311,402.00 for the second). He recommended for the Council to accept the bid.

Council consensus was to put the pumpers out on bid again.

SUBCOMMITTEE REPORTS:

Police Commission

P. Rueppel informed the Council that the Police Commission had a meeting and David Gagnon was voted Chair.

Planning Board

Chairman M. DiBitetto informed the Council that the Planning Board had a meeting on August 22nd, 2005 regarding the alternate Route 3. Manchester Sand & Gravel came in with a very well laid out presentation that was done in concert with Southern NH University. Between MS&G and SNHU there are only few sections the Town would have to get involved in with regards to the acquisition.

Budget Committee

Chairman M. DiBitetto reported that the committee would meet August 25th, 2005. They would like to hold this year's budget meeting on a Saturday again, same as last year. The Council will be reviewing the Budget during the Christmas season.

Budget workshop will be held on Saturday, January 7th, 2006.

ADJOURNMENT:

The meeting was adjourned at 9:05 pm.

Respectfully submitted,

Evelyn F. Horn
Administrative Assistant

Philip Fitanides
Town Council Secretary