

## Official

### **TOWN COUNCIL MINUTES Regular Meeting Wednesday, December 14, 2005**

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

**ROLL CALL:** Daniel Belanger, Philip Fitanides, Jason Hyde, Mike Jolin, Paul Loiselle, George Longfellow, Doug St. Pierre, Stuart Werksman, Chairman Michael DiBietto, David Jodoin (Town Administrator)

The Council welcomed the newly appointed District 2 Councilor, Mr. Jason M. Hyde.

**APPROVAL OF MINUTES:**

November 16, 2005 – G. Longfellow moved to approve the November 16, 2005 minutes as presented. Motion seconded by P. Loiselle. **Motion carried.** J. Hyde abstained, not present at the meeting.

November 30, 2005 – P. Loiselle moved to approve the November 30, 2005 minutes as amended. Motion seconded by D. Belanger. **Motion carried.** J. Hyde, P. Loiselle and M. Jolin abstained, not present at the meeting.

**PUBLIC INPUT:**

Harold Murray, 311 Hackett Hill Road: "I read in the papers this morning that the Wal-Mart/Lowes project was approved. I was wondering if the Council could decide on the grant tonight."

Chairman M. DiBietto stated that the matter will be discussed under "Old Business".

**NOMINATIONS/APPOINTMENTS:**

M. Jolin nominated D. St. Pierre to the Police Commission Council Representative position.

D. St. Pierre was appointed as the Police Commission Council Representative.

**SCHEDULED APPOINTMENTS:**

3A Development/Connector Road/University Heights Project

Tony Marts, 3A Development Legal Counsel, updated the Council on the project. Due to additional requirements coming from DOT and DES, and the significant increase in fuel costs, the project is about \$666,000.00 over budget. DOT agreed to fund \$300,000.00 of that amount in a form of a non-matching grant, which would be available in 2007. The balance would be funded by 3A Development. T. Marts assured the Council that there will be no additional cost or fees to the Town. The original budget for the project is about \$1,730,000.00. DOT's portion is \$600,000.00, the State's portion is \$800,000.00. The remainder to be picked up by 3A Development.

T. Marts added that Phases 1 & 2 could be done at the same time. The recently approved Growth Management Ordinance has created a problem. 3A Development should be grandfathered. If not, they are subject to only 5 permits per year. The contract with the Town is to build the Connector Road. 3A Development's lender would not lend them the money to start road construction until they get assurance that permits would be granted to build the whole development and that 3A Development is grandfathered with the Growth Management Ordinance. T. Marts asked the Council to take a position on the matter and provide direction to the ZBA.

Discussion on the matter ensued.

T. Marts presented the revised conservation easements and Right of First Refusal for the Council's review and execution. The Town Counsel will need to sign an amended agreement to allow funds to come in.

Flood Damage, 9 Bayview Terrace

Craig Ahlquist, 9 Bayview Terrace, informed the Council that due to the excessive rain his property, which is located by the Merrimack River, had experienced erosion. A grant is available from the Department of Agriculture for 75% of the cost to repair the damage. An engineer will determine the total cost. In order to obtain the grant, he would need the Town's sponsorship. He added that he would pay for the remaining 25% of the total cost.

D. Belanger moved to sponsor Mr. Craig Ahlquist with an understanding he would pay for the 25% of the cost and subject to the Town Counsel's review. Motion seconded by P. Loiselle. **Roll call vote carried unanimously.**

**OLD BUSINESS:**

Wal-Mart Grant to the Fire Department

On November 16, 2005, the Council voted to table the motion to accept the Wal-Mart grant in the amount of \$2,000.00 to the Fire Department.

M. Jolin moved to remove the motion from the table. Motion seconded by P. Fitanides. **Motion carried.**

D. St. Pierre moved to accept the Wal-Mart Safe Neighborhood grant in the amount of \$2,000.00 per RSA 31:95(b). Motion seconded by P. Loiselle. **Roll call vote carried unanimously.**

Arleigh Green Matter

P. Loiselle asked for an update on the matter.

D. Jodoin stated there is nothing new to report. A letter was sent out to Mr. Green a few weeks ago. He has not responded.

**TOWN ADMINISTRATOR'S REPORT:**

D. Jodoin reported on the following:

1. The Administration Department is in the process of reviewing the phone system and looking into a possible new carrier, which could result in potential savings of over \$20,000.00 a year. D. Jodoin and Evelyn Horn, Administrative Assistant met with a telephone consultant, Northern Lights Telecom (NLT). NLT will do an analysis of the phone system and propose a plan to be implemented. The consultant would be at no cost to the Town.

Discussion on the matter ensued. The Council authorized the Town Administrator to proceed with the project.

2. The Town Administrator received a letter from Mr. David R. Boutin, 1465 Hooksett Road. Mr. Boutin would like to publicly thank and acknowledge the emergency personnel who responded to his home namely, the Tri Town Ambulance, Sgt. Gary Gaskell of the Hooksett Police Department, Dan Pesula, Eric Uitts and William Palmer of the Hooksett Fire Department.

3. He contacted numerous plumbers for quotes on winterizing the former Village School. Only one company, New England Plumbing & Heating submitted a quote in the amount of \$6,200.00. He asked for the Council's action to proceed.

Discussion on the matter ensued.

D. Belanger moved to waive the 3-bid rule. Motion seconded by P. Loiselle.

**Roll Call:**

D. Belanger	Yes	G. Longfellow	Yes	
P. Fitanides	Yes	D. St. Pierre	Recused	
J. Hyde	Yes	S. Werksman	Yes	
M. Jolin	No	Chairman M. DiBitetto	Yes	7-1-1
P. Loiselle	Yes			<b><u>Motion carried.</u></b>

D. Belanger moved to expend \$6,200.00 to winterize the former Village School. Motion seconded by S. Werksman.

**Roll Call:**

D. Belanger	Yes	G. Longfellow	Yes	
P. Fitanides	Yes	D. St. Pierre	Recused	
J. Hyde	No	S. Werksman	Yes	
M. Jolin	No	Chairman M. DiBitetto	Yes	6-2-1
P. Loiselle	Yes			<b><u>Motion carried.</u></b>

**SUB-COMMITTEE REPORTS:**

**Boat Ramp Sub-Committee**

D. St Pierre informed the Council that the sub-committee completed their work and was disbanded after their meeting tonight. The final report was given to the Council. The committee suggested including the Parks & Recreation Department in future meetings relative to the Amoskeag Rowing Club.

The Chairman thanked the sub-committee's members for their service.

**Aesthetics & Beautification Study Committee**

Yervant Nahikian, Aesthetics & Beautification Study Committee Chair updated the Council on the committee's progress and presented an outline of their recommendations. He stated that he was asked to undertake this project and was glad to accept. He does not have any special interests on the matter.

The recommendation is to form a Design Review Committee, which will act as an advisory committee to the Planning Board. The Design Review Committee will work side by side with the Town Planner to review site plans prior to presentation to the Technical Review Committee.

Discussion on the matter ensued.

The Council hopes to have a charge for the sub-committee written up and finalized in a month.

**OLD BUSINESS: (Continuation)**

**Health Insurance Workshop**

D. Jodoin reviewed the plans available to the Town employees that are being offered by LGC. The new agreement for the year 2006 has to be signed by December 16, 2005. The purpose of the workshop is for the Council to decide what percentage of the total premium the employees would pay and which plans to offer.

Diane Savoie, Finance Director stated that whatever plan the Council agrees on would take 30-45 days to implement. Union and non-union employees have to be given 30 days notice. The Town will have to conduct seminars to explain the new plans to the employees.

P. Loiselle moved at 8:50 pm to enter into non-public under RSA 91-A:3, II (c) "Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting. Motion seconded by G. Longfellow. **Roll call vote carried unanimously.**

P. Loiselle moved at 9:01 pm to exit non-public session. Motion seconded by M. Jolin. **Motion carried unanimously.**

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

Discussion on the matter ensued.

M. Jolin moved to increase employees' contribution to 7.5% of the total premium effective Feb. 1<sup>st</sup> and 10% as of July 1<sup>st</sup> with 2 plans. Motion seconded by P. Loiselle.

**Roll Call:**

D. Belanger	Yes	G. Longfellow	Yes		
P. Fitanides	Yes	D. St. Pierre	Yes		
J. Hyde	No	S. Werksman	Yes		
M. Jolin	Yes	Chairman M. DiBitetto	Yes	8-1	<b><u>Motion carried.</u></b>
P. Loiselle	Yes				

Council consensus was to authorize the Town Administration to decide which two plans to implement.

**Elected/Appointed Town Official Health Insurance**

The Council discussed the possibility to adopt a policy for medical eligibility for elected and appointed Town officials at their own expense.

D. St. Pierre moved to extend the meeting for 15 minutes. Motion seconded by G. Longfellow. **Motion carried unanimously.**

D. St. Pierre moved for the Council to adopt a policy for medical eligibility for elected and appointed positions at their own expense. Motion seconded by D. Belanger.

Discussion on the matter ensued.

M. Jolin moved to amend the motion to include elected officials only. Motion seconded by P. Fitanides.

**Roll Call:**

D. Belanger	No	G. Longfellow	No		
P. Fitanides	Yes	D. St. Pierre	No		
J. Hyde	No	S. Werksman	No		
M. Jolin	Yes	Chairman M. DiBitetto	Yes	3-6	<b><u>Motion failed.</u></b>
P. Loiselle	No				

**Roll call vote on the motion to adopt the policy for elected and appointed officials:**

D. Belanger	No	G. Longfellow	No		
P. Fitanides	Yes	D. St. Pierre	Yes		
J. Hyde	No	S. Werksman	No		
M. Jolin	No	Chairman M. DiBitetto	Yes	3-6	<b><u>Motion failed.</u></b>

P. Loiselle No

**NON-PUBLIC SESSION:**

D. St. Pierre moved at 9: 44 pm to enter into non-public session under RSA 91-A:3, II (d) "Consideration of the acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community". Motion seconded by G. Longfellow. **Roll call vote carried unanimously.**

P. Loiselle moved at 9:47 pm to exit non-public session. Motion seconded by M. Jolin. **Motion carried unanimously.**

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

**ADJOURNMENT:**

The meeting was adjourned at 9:48 pm.

Respectfully submitted,

Evelyn F. Horn  
Administrative Assistant

Philip Fitanides  
Town Council Secretary