

Official

TOWN COUNCIL MINUTES Regular Meeting Wednesday, June 23, 2010

CALL TO ORDER: Chair W. Gahara called the meeting to order at 6:30 pm.

PRESENT: David Boutin, David Dickson (via conference call), James Gorton, Paul Loiselle, George Longfellow, Michael Pischetola, David Ross (arrived at 6:50 pm), Nancy VanScoy (arrived at pm), Chairman William Gahara and Carol Granfield (Town Administrator)

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

May 26, 2010 – *P. Loiselle moved to approve the May 26, 2010 minutes as amended. Motion seconded by D. Boutin. Motion carried unanimously.*

May 26, 2010 Non-Public – *D. Boutin moved to approve the May 26, 2010 non-public minutes as presented. Motion seconded by M. Pischetola. Motion carried unanimously.*

June 2, 2010 – *D. Boutin moved to approve the June 2, 2010 minutes as presented. Motion seconded by M. Pischetola. Motion carried unanimously.*

June 2, 2010 Non-Public – **Tabled.**

AGENDA OVERVIEW

PRESENTATION

Royal Ranger

A special Town Council citation is presented to Steven Kurtis Kroh for achieving the Royal Ranger. Steven has been a Royal Ranger since the age of five as a Straight Arrow Brave. As a Royal Ranger, he has been introduced to many new skills, activities and leadership opportunities that have allowed him to grow mentally, physically and spiritually.

NOMINATIONS/APPOINTMENTS

District 3 Councilor Nomination

Note: District 3 Councilor Paul Loiselle submitted his resignation from the Council. His term ends in June 2011.

Chairman Gahara explained that because the Council seat is not officially open until July 1st, the Council will not be able to appoint a replacement until then. Council consensus was to make the nomination tonight and appoint at the next meeting on July 14th. The Town Clerk will be made available to swear the new Councilor into office.

The Town Council received three letters of interest. They were invited to introduce themselves and make a statement.

Robert Ehlers, 14 Ardon Drive: I've always been interested in serving in public positions. In the past, I've served on the Planning Board. I've been serving as the Chair of the Supervisor of the Checklist for the last few years. I served for 22 years in the US Marines from 1966 to 1988, holding many leadership positions. After leaving USMC, I served as a Family Counselor working with troubled kids for five years. I

worked with the State of NH Department of Health and Human Services where I dealt with consumer complaints, enforcement of rules and quality of health standards. I made decisions based on facts.

P. Loiselle: Are you aware you'll have to serve on other boards as a Councilor?

R. Ehlers: Yes, I understand as a Councilor, I will be required to serve on other boards.

James A. Levesque, 106 Hackett Hill Road: I've been on the ZBA for the last 3 years and made decisions based on what is best for the Town of Hooksett. I've attended numerous Council meetings. I'd like a chance to serve on the Council. I'm self-employed. All my children are grown and gone. I do have more time now unlike 10 years ago.

D. Boutin asked what his thoughts were with regards to the Town budget.

J. Levesque: Holding the line on tax increase has been the Council's main objective. I fully agree with that. Times are tough for everybody. I think all departments have to work real hard to hold the lines. I'd be for trying to keep the budget within means of reasonable increases and keeping the tax rate level.

Matt Mercier, 339 Hackett Hill Road: My degree from Keene State College is in Public Affairs and Journalism. I have no experience in Town government. I am self-employed. I run a small business in Technology and Consulting. My time is very full but flexible. I believe it's everyone's responsibility to serve in some manner or fashion. When I learned about the Council opening, I thought it would be a great opportunity to serve the Town and do the right thing. There's been a lot of controversy. Maybe a fresh face, someone who's not a part of the "good old boy network" or someone who's not connected may have a fresher perspective. At least offer that perspective. I don't intend to be a maverick in any manner. I do speak my mind when I think it's important. I've served on a few non-profit boards and currently under consideration for the Board of Directors for Big Brothers, Big Sisters.

P. Loiselle nominated James A. Levesque.

D. Boutin moved to close the nomination. Motion seconded by M. Pischetola. Motion carried unanimously.

Town Board Members Appointments for FY 2010-2011

Conservation Commission, Full Members, exp. 6/2013

Nominees: Timothy Johnson, David Hess, Bob Steiner and Philip J. Korkosz

Roll call vote carried unanimously for Tim Johnson and David Hess.

Heritage Commission, Full Members, exp. 6/2013

Nominees: Sally Humphries and Lee Belanger, Sr.

Roll call vote carried unanimously for Sally Humphries and Lee R. Belanger, Sr..

Parks & Recreation Advisory Board

Nominees: Jacqueline McCartin (Full Member) and Ray Miclette (Alternate Member)

Roll call vote carried unanimously for Jacqueline McCartin (Full Member, exp. 6/2013) and Ray Miclette (Alternate Member, exp. 6/2013).

Planning Board

Nominees: Martin Cannata, John Gryval, Philip J. Korkosz, Tim Lanphear for the (2) Full Member and Yervant Nahikian, Tim Lanphear for the (1) Alternate member.

Roll call vote carried unanimously for Martin Cannata and John Gryval for Full Members, exp. 6/2013 and Yervant Nahikian for Alternate Member, exp. 6,2013

Police Commission, exp. 6/2013

Nominees: Clark M. Karolian, Cindy Lou McInnis and Todd P. Smith

Roll call vote

D. Ross	- TS	
P. Loiselle	- CK	
D. Boutin	- CK	
D. Dickson	- CK	
G. Longfellow	- CK	
M. Pischetola	- CK	
J. Gorton	- TS	
Chairman Gahara	- CK	<u>6-2 for Clark Karolian</u>

Recycling & Transfer Advisory Committee

Nominees: Richard Bairam and Raymond Bonney for (1) Full Member and Robert Schroeder for (1) Alternate Member.

Roll call vote carried unanimously for Richard Bairam, Full Member, exp. 6/2013 and Robert Schroeder, Alternate Member, exp. 6/2013

D. Ross nominated Raymond Bonney as an *Alternate Member, exp. 6/2012.

(*William Hooley resigned as an alternate member.)

SNHPC Representative, exp. 6/2014

Nominees: Mike Jolin and Robert Duhaime

Roll call vote carried unanimously for Robert Duhaime.

Zoning Board of Adjustment

Nominees: Gerald Hyde and Roger Duhaime for (2) Full members and Michael Simino and Tim Lanphear for (1) Alternate member.

Roll call vote

D. Ross	- GH, RD & TL	
P. Loiselle	- GH, RD & MS	
D. Boutin	- GH, RD & TL	
D. Dickson	- GH, RD & TL	
G. Longfellow	- GH, RD & TL	
M. Pischetola	- GH, RD & TL	
J. Gorton	- GH, RD & TL	
Chairman Gahara	- GH, RD & MS	

Roll call vote carried unanimously for Gerald Hyde and Roger Duhaime for (2) full members.

Alternate member vote for Tim Lanphear (6-2).

SCHEDULED APPOINTMENTS

Public Hearing on Ordinance Amendments

C. Granfield stated the Hooksett Police Prosecutor's Office reviewed the ordinances to determine enforceability.

Ordinance #00-4 - Dogs

(See attachment.)

P. Loisel moved to adopt the ordinance as amended. Motion seconded by D. Boutin. Motion carried unanimously.

Ordinance #00-9- Intoxicating Beverages
(See attachment.)

P. Loisel moved to adopt the ordinance as amended. Motion seconded by D. Boutin. Motion carried unanimously.

Ordinance #00-11 - Minimum Road Construction Standards
It is recommended to repeal the ordinance in its entirety as it is covered under the Planning Boards Development Regulations and the Town's Blue Book.

P. Loisel moved to repeal the ordinance. Motion seconded by D. Boutin. Motion carried unanimously.

Ordinance #00-19 - Tattoo Parlor
(See attachment.)

P. Loisel moved to adopt the ordinance as amended. Motion seconded by D. Boutin. Motion carried unanimously.

Ordinance #00-24 - Model Public Nudity
(See attachment.)

Vincent Lembo, Jr., 56 Main Street questioned the definition of "Person" any live human being aged ten of age or older.

P. Loisel moved to adopt the ordinance as amended. Motion seconded by D. Boutin.

D. Ross moved to amend the ordinance and increase the fine to \$1,000. Motion seconded by J. Gorton.

D. Ross explained that this ordinance was originally adopted in 1994. The fine should be increased.

Roll call vote on the motion to increase the fine carried unanimously.

Roll call vote on the motion to adopt Ordinance # 00-24 as amended carried unanimously.

Ordinance #00-25 - Regulate and Control the Kindling Guarding and Safekeeping of Fires
(See attachment.)

Harold Murray, 311 Hackett Hill Road: This ordinance was put in to start where the State law ends. You cannot kindle a fire without a permit anywhere in the State of NH, if there isn't snow on the ground or it's not raining. What's happening is contractors during the winter could burn anything they wanted. This ordinance was put in order to cover that. The State fine for burning during the summer is \$2,000 and/or a year in jail. No one will be jailed, unless you're a multi arsonist based on this but we do take people to court under this ordinance. We used to charge contractors \$100 for illegal burn. They could get caught five times before it equals to the cost of a dumpster. That's why it was changed to up to \$1,000. It made a big difference.

P. Loisel moved to adopt the ordinance as amended. Motion seconded by D. Boutin. Motion carried unanimously.

Hooksett Hurricanes Jamboree

Cancelled

Fire Station Location Study

C. Granfield stated the Town contracted with Municipal Resources, Inc. (MRI) to conduct a Fire Station Location and Staffing study. The work started in February. She introduced Donald P. Bliss and Brian Duggan of MRI.

The study shows Hooksett Fire/Rescue provides a tremendous level of value to the community. Based on the configuration of the community, response time issues exist. Top challenges were identified namely; (1) Determine the acceptable level of risk (response time) that the community is willing to accept. (2) Match resources to the increasing growth of the community. (3) Maximize the use of automatic aid in an effort to meet national standards. (4) Redeploy Emergency Medical resources to provide the best overall time for the community. MRI made the following recommendations to the Council:

- Partner with the City of Manchester and develop a shared or co-located station on Hackett Hill Road.
- Hire 12 firefighters upon the opening of the new station.
- Promote four lieutenants to provide supervision at the new station.
- Redistribute Emergency Medical Resources to provide the best overall response time for the community.
- In 2015 hire four additional firefighters to provide the department with additional staffing to meet the service demand of the community.

Projected fiscal impact per year is \$1.04–1.3 million. Offset a portion of the cost with new ambulance revenue and facility cost share or lease.

Discussion on the matter ensued.

P. Loiselle moved to accept the report as presented. Motion seconded by D. Boutin.

D. Boutin suggested amending the motion to receive the report. P. Loiselle agreed to the amendment.

The amended motion is to receive the report. Motion carried unanimously.

Manchester Mayor Ted Gatsas will be attending the Council meeting on July 14th to speak about the possibility of partnering with the City of Manchester and develop a shared or co-located station on Hackett Hill Road.

COUNCILOR PAUL LOISELLE

A plaque was presented to Councilor Loiselle for his years of service in the Town Council.

OLD BUSINESS

Classification Pay Plan

C. Granfield explained that when the Council adopted the Classification Pay plan on March 24, 2010, the full time Fire Captain position was inadvertently left out.

D. Boutin asked if a Classification Pay Plan for the Police Department is available to the public. He requested for copies to be provided to each Councilor.

D. Boutin moved to adopt the Classification Pay Plan as amended. Motion seconded by M. Pischetola. Motion carried unanimously.

Personnel Plan

C. Granfield explained that the amendments are for further clarification purposes, specifically on Vacation and Sick Leave. It also clarifies the definition of “employee” as it appears on DOT and non-DOT list.

D. Boutin asked if the Police Department has a similar document for non-union employees. He requested for copies to be provided to each Councilor.

D. Boutin moved to adopt the Personnel Plan as amended. Motion seconded by P. Loiselle. Motion carried.

NEW BUSINESS

Encumbrances

Per RSA 32:7, all appropriations shall lapse at the end of the fiscal year unless it meets one of the exceptions. All items have met the first exception, *legally enforceable obligation created by contract*.

Encumbered from Prior Years:

1 Stormwater Permit - Administration - Encumbered from 2008-09 - Administration contract with Stantec expires May 2011	67,550.00
2 Economic Development Plan - Encumbered from 2007-08 - Contract with SNHPC expires Sept 2010	3,000.00
3 Beaufort Groundwater Study - Administration - Encumbered from 2008-09 - Administration contract with Stantec no expiration date	16,139.00
4 Engineering & Architectural Services for repairs to Safety Center - Town Buildings - Encumbered from 2008-09 - Administration contract with HL Turner no expiration date	53,166.00
Total Encumbrance from prior year - No money to be taken from operating budget	\$ 139,855.00

D. Boutin moved to encumber \$139,855. Motion seconded by M. Pischetola. Roll call vote carried unanimously.

Current year Encumbrances:

5 Workforce Housing Assessment 1-454-01-223 - Administration contract with Central NH Regional Planning Commission	5,125.00
6 Economic Development 1-401-71-102	7,500.00
7 Cemetery Fence Repair 1-464-01-224 - Contract with Clark Welding & Repair - Repairs to part of the Martins Ferry Cemetery fence.	630.00
8 Paving on Bicentennial 1-437-41-981 - Pike Industries	12,092.00
Total new request for encumbrances	\$25,347.00

G. Longfellow moved to encumber \$25,347. Motion seconded by D. Boutin. Roll call vote carried unanimously.

D. Boutin requested for a report on under expended budget for Public Works Highway Division, Recycling & Transfer Department and Police Commission to be presented at the next meeting.

Bond Release – CVS

This is for a maintenance bond submitted by TRB Development in the amount of \$38,358 for landscaping at CVS, 4 Whitehall Road.

P. Loiselle moved to release the bond. Motion seconded by D. Boutin. Roll call vote carried unanimously.

Acceptance of Donation from PSNH

The Town received a donation from PSNH in the amount of \$2,500 for the Annual Volunteer Appreciation Dinner. Donations in the amount of less than \$5,000 do not require a public hearing.

Chairman Gahara thanked PSNH for the donation.

P. Loiselle moved to accept the donation from PSNH in the amount of \$2,500 fro the Annual Volunteer Appreciation Dinner. Motion seconded by D. Boutin. Roll call vote carried unanimously.

American Legion - Memorial Day Parade

The American Legion received \$2,250 from the Town for the Memorial Day Parade. This year, they spent a total of \$2,945. They are requesting if the Town could cover the extra \$695 spent for the parade this year.

D. Ross moved for the Town to cover the extra \$695 cost to the American Legion for the Memorial Day Parade. Motion seconded by P. Loiselle. Roll call vote carried unanimously.

Small Business Building Addition

D. Boutin was approached by a small business owner regarding a proposed 12 X 12 ft addition to his building. He was told by the Fire Department that a sprinkler system is required in the existing building. The business owner cannot afford the expense. D. Boutin stated that these rules and regulations are hurting the small businesses.

D. Ross explained that it is common when a significant alteration, additions or upgrades is made to an existing building it has to be brought up to current codes. There is no grandfathering for life safety issues.

The Town Administrator will look into the matter.

TOWN ADMINISTRATOR'S REPORT

C. Granfield informed the Council on the following:

1. A press release went out requesting for some additional input from the public regarding possible options for the old Town Hall.
2. Employee Meetings will be held this starting this week to update employees. The Town Administrator will get some information and suggestions on other programs for employees similar to Hooksett Goes Healthy.
3. Beautify Hooksett Program is ongoing. The Town has received responses from businesses and individuals. The State approved the identified state-owned properties for the program. There are 10 to 12 areas for the program.

Councilor Boutin has contacted District 5 about cutting the grass at Hooksett entrance.

SUB-COMMITTEE REPORTS

Recycling & Transfer Advisory Board

The board discussed the single stream recycling. A lot of people will not be able to handle the barrels. Diane Boyce will update the Council in July.

ZBA

The board went on a site walk. The applicant, Maurais (49 Mammoth Road) will have to come back before the board.

Police Commission

The board encumbered money for the Lightning damage on the Safety Center building and an LED flash lights. They are in the process of placing the orders. The street signs for the neighborhood watch are being done.

EDC

There was a long discussion on the old Town Hall. This is an ongoing item. The analysis shows it will take \$600,000 to bring the building up to code. Based on the square footage of the building, it's not feasible to spend the money. They are checking into grants and other options.

PUBLIC INPUT

Clark Karolian, newly appointed Police Commissioner: I'd like to thank the Town Council for the appointment to the Police Commission. I'd like to advise the Council as well as the citizens of Hooksett that I will do everything I can to restore the integrity and the trust of the public for the Police Department.

Todd Lizotte, 21 Post Road: To comment on MRI's deployment analysis. I happen to have expertise in geo-special information system. One of the things that's lacking in the analysis is a map of population concentration. Also some demographics on where most of the calls come from. Look at peak demand, look at actual calls over a time period and see where it peaks on a 24-day cycle. That's what I would recommend.

NON-PUBLIC SESSION

D. Boutin moved at 9:15 pm to enter into non-public session per RSA 91-A:3, II (a) "The dismissal, promotion or compensation of any public employee or the disciplining of such employee, or the investigation of any charges against him or her, unless the employee effected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted." and (e) "Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the public body or any subdivision thereof, or against any member thereof because of his or her membership in such public body, until the claim or litigation has been fully adjudicated or otherwise settled. Any application filed for tax abatement, pursuant to law, with any body or board shall not constitute a threatened or filed litigation against any public body for the purposes of this subparagraph."
Motion seconded by M. Pischetola. Roll call vote carried unanimously.

D. Ross moved at 9:55 pm to exit the non-public session. Motion seconded by D. Boutin. Roll call vote carried unanimously.

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

ADJOURNMENT

The meeting was adjourned at 9:57 pm.

Respectfully submitted by:

Evelyn F. Horn
Administrative Assistant

Nancy VanScoy
Town Council Secretary