

**Town of Hooksett
Town Council Meeting Minutes
Wednesday, March 11, 2020**

1
2 The Hooksett Town Council met on Wednesday, March 11, 2020 at 5:30 in the Hooksett Municipal
3 Building.

4
5 **CALL TO ORDER**

6 Chair Sullivan called the meeting of 11 Mar 2020 to order at 5:30 pm.

7
8 **PROOF OF POSTING**

9 Administrative Services Coordinator Donna Fitzpatrick provided proof of posting.

10

11 **ROLL CALL- ATTENDANCE**

12 **In Attendance:** Councilor James Sullivan, Councilor John Durand, Councilor James Levesque,
13 Councilor Clifford Jones, Councilor Timothy Tsantoulis, Councilor Clark Karolian

14

15 **Arrived late:** Councilor Robert Duhaime (5:35 pm); Councilor Avery Comai (5:41 pm)

16

17 **Missing:** Councilor Alex Walczyk

18

19 **NON-PUBLIC SESSION #1 NH RSA 91-A:3 II (a)**

20

21 ***Chair Sullivan motioned to enter non-public session at 5:32 pm. C. Karolian seconded the***
22 ***motion.***

23

24 **Roll Call Vote #2**

25 ***R. Duhaime Not present (arrived at 5:35 pm)***

26 ***J Durand Aye***

27 ***C. Jones Aye***

28 ***J. Levesque Aye***

29 ***A. Walczyk Not present***

30 ***A. Comai Not present (arrived at 5:41 pm)***

31 ***C. Karolian Aye***

32 ***T. Tsantoulis Aye***

33 ***J. Sullivan Aye***

34 ***Voted unanimously in favor (6-0).***

35

36 RSA 91-A:3, II (a) The dismissal, promotion, or compensation of any public employee or the disciplining
37 of such employee, or the investigation of any charges against him or her, **unless** the employee affected
38 (1) has a right to a public meeting, and (2) requests that he meeting be open, in which case the request
39 shall be granted.

40

41 ***Chair Sullivan motioned to leave public session at 6:48 pm. T. Tsantoulis seconded the motion.***
42 ***Voted unanimously in favor (8-0).***

43

44 ***T. Tsantoulis motioned to seal the minutes of the non-public session. J. Levesque seconded the***
45 ***motion.***

46

47 **Roll Call Vote #3**

48 **A. Walczyk** *Not present*
49 **J. Levesque** *Aye*
50 **C. Jones** *Aye*
51 **R. Duhaime** *Aye*
52 **J. Durand** *Aye*
53 **C. Karolian** *Aye*
54 **T. Tsantoulis** *Aye*
55 **A. Comai** *Aye*
56 **J. Sullivan** *Aye*
57 **Voted unanimously in favor (8-0).**

58
59 **PLEDGE OF ALLEGIANCE**
60 Chair Sullivan called for the Pledge of Allegiance.

61
62 **AGENDA OVERVIEW**
63 Chair Sullivan: We will first have a Public Hearing regarding the acceptance of a donation. We also
64 have a Scheduled Appointment with Town Clerk Todd Rainier and Town Moderator Marc Miville who
65 will report on the March 10, 2020 election.

66
67 **PUBLIC HEARINGS**
68 **Public Hearing to accept the donation of \$58,178.00 from Lamontagne Builders (Stinson Hills,**
69 **LLC) to the Town of Hooksett (not in lieu of Impact Fees).**

70
71 Chair Sullivan: I will read the Public Hearing Notice.

72
73 The Hooksett Town Council will be holding a public hearing on Wednesday, March 11, 2020 @
74 6:00 pm at the Hooksett Town Hall Chambers, 35 Main Street, Hooksett, NH. The purpose of
75 the public hearing is to accept a donation for a total amount of \$58,178 (\$30,178 + \$28,000)
76 from Lamontagne Builders (Stinson Hills, LLC) to the Town of Hooksett (not in lieu of Impact
77 Fees) per RSA 31:95-b, III (a). For documentation or questions, contact the Hooksett Public
78 Works Department at 603-668-8019.

79
80 David Ross, 56 Sherwood Drive: There are a couple of concerns I have. I was made privy to one of the
81 checks; on the memo line was written 'signed in protest.' How can a donation be made in protest?
82 Another document I saw says that, effectively, this is a fee for road maintenance. A donation made
83 under protest is an oxymoron. I am very concerned that this may put the Town in legal jeopardy. Being
84 forced to donate in order to do business is extortion. Call it a fee or call it a charge. I think the Council
85 needs to rethink this before accepting it.

86
87 R. Duhaime: I was on the Planning Board when the developer, Stinson Hills, LLC, bought this
88 subdivision from another developer. The purchasing developer assumes all of the rights and
89 requirements of the plan. He can't pick and choose which responsibilities he wants to assume.

90
91 Chair Sullivan: I want to answer a question just posed to me by Councilor Karolian. This is a Public
92 Hearing, not Public Input, so Councilors may respond to questions and comment on the issue.

93
94 A. Garron: This project was approved in 2008 as a conservation subdivision. As such, the developer
95 was required to have open space and an active recreational space. A provision allows for the developer
96 to provide something in lieu of the recreational space if the abutters are concerned about noise from the
97 recreational area. In this case, they did, and the developer agreed to instead pay for the lease of a
98 street sweeper. At that time, the Town was leasing a street sweeper. Going forward 12 years, the

99 situation is different because the Town now has purchased a street sweeper. Town Planner Nick
100 Williams brought me in on the conversation with Mr. Lamontagne when he voiced his displeasure.
101 Unfortunately, these were the conditions of approval.
102
103 J. Durand: Is it possible to see these checks? It is hard to read them in our packets.
104
105 C. Karolian: I have it up here on my screen.
106
107 D. Ross: It's not a donation; it's a fee, a contract obligation. That's a different RSA.
108
109 A. Garron: Councilor Karolian asked to meet with me on this. I brought in Finance Director Christine
110 Soucie, who said these funds are unanticipated revenue. When I was speaking with Mr. Lamontagne
111 and Nick Williams, Mr. Lamontagne said he was paying under protest. We could have called it a
112 number of things. 'Donation' is probably the best term.
113
114 C. Karolian: When it comes to the street sweeper...this is supposed to be a payment on...according
115 to...I am going to read for the public and for the public's benefit what it actually says for language on
116 the approved plan. I have on my screen a check dated November 27, 2019 in the amount of \$30,178.
117 On the bottom left it says, 'paid under protest, funds for roadway maintenance, fee intended for a street
118 sweeper lease.' Another check with the same date in the amount of \$28,000 says 'Recreation
119 Department contribution.' I have a few questions: Why is this person protesting? This was approved in
120 2008. When did the first contractor start working on the project, and when was the project purchased by
121 Mr. Lamontagne? Do you have ballpark dates?
122
123 R. Duhaime: The development started no more than three years ago. They did no blasting. They only
124 put in the main road up to the first major wetlands crossing. Mr. Lamontagne has had the project for
125 about one and a half years.
126
127 A. Garron: Actually, the first plan was approved in 2004 but was modified and approved again in
128 2008. The plan we have before us is the one approved in 2008.
129
130 R. Duhaime: In 2012 an Alternation of Terrain (AOT) permit was granted, and in 2013 a Wetlands
131 permit was obtained.
132
133 C. Karolian: When a plan is approved, isn't there a five-year window that they have to...
134
135 R. Duhaime: ... show some substantial completion to occur. Right, but the original plan didn't have it
136 connecting to Jacob Avenue. It was not a phasing plan. There were stages and amendments to the
137 plan. More land was purchased and a phasing plan was implemented.
138
139 C. Karolian: For the benefit of the public, I will read from the approved plan. Number 12 says, "The
140 developer/contractor is responsible to the Town of Hooksett for a roadway maintenance fee of \$30,178,
141 to be paid prior to the issuance of the first Certificate of Occupancy (CO), to be a lease payment for a
142 street sweeper and not in lieu of Impact Fees." I would like to know if this street sweeping work was
143 subcontracted to a private company or the lease of equipment.
144
145 Earl Labonte, Public Works Director: It was for the lease of a street sweeper.
146
147 C. Karolian: Number 13 says, "The developer is responsible for making a Recreation Department
148 contribution of \$28,000 at the start of phase two. It is not in lieu of Impact Fees." This is for the
149 construction of Colleen Circle, which I think has just started. Was the first CO granted prior to the

150 payment for roadway maintenance? I asked the Town Administrator and the Finance Director about the
151 deposit of these checks, because at a meeting a few months ago, I was told that checks are held until
152 the Town Council accepts them. On November 27, 2019 check #1412 from Lamontagne Builders – a
153 donation for a street sweeper - was deposited, and a second check – a donation to the Recreation
154 Department – was also deposited, and in the same account for unanticipated revenue. These were not
155 accepted by the Town Council. For the record, I do not know Mr. Lamontagne. I have no business with
156 him and no connection whatsoever. Why were these checks not accepted in November? Apparently,
157 these deposits were discovered during auditing or reconciliation of accounts.

158
159 Chair Sullivan: Regarding all donations to the Town, this is a question which needs to be addressed.
160 You did bring up the question of where checks are kept. There is a four-month delay here, and we need
161 to clarify that. I would like to get back first to the original question.

162
163 C. Karolian: I beg to differ. This is important. Under RSA 31-95 b, the law is very specific about what is
164 to be done with unanticipated revenue and donations.

165
166 A. Garron: Councilor Karolian asked me the same question. According to the Finance Director, the
167 checks were deposited but not spent, awaiting a Town Council decision.

168
169 Chair Sullivan: Why did it take so long?

170
171 C. Karolian: It does matter what it is being called. It was required to be paid by the developer. There is
172 a huge time lag since 2004 and even 2008. On page six of the Brookview Development Plan, it says
173 that if these amounts were not paid, they could not continue with the development. What will happen to
174 these plans, going forward, if the Town Council doesn't accept the funds?

175
176 A. Garron: This was discussed in my office. My perspective may be different from that of Councilor
177 Karolian. My assumption, given that these payments were in place of creating a recreation area, is that
178 the opportunity to appeal that decision was in 2004.

179
180 T. Tsantoulis: Originally, this item had a particular smell that was not pleasant. It helps to now know that
181 the subdivision changed hands. The second developer was perhaps caught off guard and blindsided
182 about the \$58,178 and not prepared for it. I want to thank the Town Administrator and Councilor
183 Duhaime for their explanations. To go any further would be to call into question the integrity of these
184 two individuals, which I am not prepared to do. I do wonder why the checks were cashed. We may have
185 to later address the checks deposited prematurely.

186
187 J. Durand: Page eight of our packet says this is a fee, and it is called a fee in other places. Now it is a
188 donation. I want Mr. Lamontagne to be here for a discussion about the checks.

189
190 ***J. Durand motioned to table this item and take it up when Mr. Lamontagne can be here. C.***
191 ***Karolian seconded the motion.***

192
193 Chair Sullivan: This may require additional posting.

194
195 C. Karolian: Can I amend a motion to table?

196
197 Chair Sullivan: No, a motion to table cannot be amended.

198
199 A roll call vote was taken on the motion.

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Roll Call Vote #4

- A. Walczyk** *Not present*
- J. Levesque** *Aye*
- C. Jones** *Aye*
- R. Duhaime** *Nay*
- J. Durand** *Aye*
- C. Karolian** *Aye*
- T. Tsantoulis** *Aye*
- A. Comai** *Aye*
- J. Sullivan** *Aye*
- Voted in favor (7-1).**

C. Karolian: I was not attacking the integrity or credibility of anyone.

T. Tsantoulis: I was just saying that I wasn't prepared to do that.

PUBLIC INPUT

D. Ross, 56 Sherwood Drive: The landscape bond release for Osborne Agway is coming up on the agenda. I just want to say that this is premature when it is not even Spring. They were going to create a wetland on the side of the road, a ditch. What is there does not resemble a wetland. Drainage is coming out under the pavement. I asked about a berm. They have paid no attention to that insight. Water will continue to rise. I am concerned because it is the Town's responsibility to protect landowners. I recommend holding off on the release of the bond.

SPECIAL RECOGNITION

Hooksett Municipal Employee - New Hires

A. Garron: We have two new hires. Kari Barton is a new Laborer in the Public Works Department, and Jennifer Neely is a new Police Patrol Officer.

SCHEDULED APPOINTMENTS

**Todd Rainier, Town Clerk and Marc Miville, Town Moderator - March 10, 2020
Town/School/Special General Election Results**

T. Rainer: We began the election yesterday with 10,702 registered voters. The checklist supervisors reported 27 new registrations at the election. Ballots cast totaled 2,021, with 83 of these being absentees. It was a fantastic turnout. I posted the results on the website at 10:30 pm. Notification letters were mailed today to candidates voted into office.

T. Rainier: In District 6, two candidates received two votes each. Letters have been sent informing them of a coin toss to determine the outcome per RSA 669:36. The coin toss will be held in the Town Clerk's office on Tuesday, March 17, 2020 at 2:00 pm.

T. Rainier: The vacancy for the Cemetery Commission did not appear on the ballot due to an error on my part. In transposing the list of candidates in the order they were to appear on the ballot to the order form for the printer, I inadvertently left that section off. There was no candidate; it would have been a write-in. I have consulted Attorney Serge, and he recommends appointing someone to fill this position, per your usual process, until the 2021 town election, and then electing someone for a two-year term.

252 T. Rainier: Our thanks to everyone who helped at the polls. The DPW sets up and breaks down the
253 voting booths for us at every election, and we are grateful. I want to thank the Police Department,
254 especially Officer Logan and Lieutenant Robie, for their engagement in the process on Election Day.
255 They pitched in, handing out stickers and performing other tasks. We had a resident with a medical
256 emergency late in the day, and Lieutenant Robie immediately responded. Additional thanks go to the
257 School District Clerk/Moderator Leeann Moynihan. She was a tremendous help throughout the entire
258 day. Thanks, Leeann. Next, thanks to David Ross, who cannot seem to sit still when we are reconciling
259 the results before announcing them. He was a tremendous help with breaking down and packing the
260 election materials. Councilors were key assistants throughout the day. You experienced firsthand the
261 difference you made, and we appreciate your inclusion in this process. No matter what size the election
262 is, it takes a group of people to assist the Board of Elections in an execution of a successful event. We
263 had six to ten voters who volunteered their time to count unmarked ballots in the weeks before the
264 Election. For the Town, School, and State Elections, we counted and collated over 11,000 pages.
265 Another 12 to 30 unpaid residents assisted with reconciling the checklist and write-in results at the
266 close of the polls. These individuals are committed to the process and all they receive is a “thank you”
267 and maybe a bottle of water in return for their many hours of effort. They are an integral part of the
268 team that makes elections successful.

269
270 T. Rainier: Yesterday was not without its hiccups. Wet ballots do not agree with the 1980’s technology
271 of the Accuvote tabulators, and we had numerous issues throughout the day as a direct result of the
272 use of hand sanitizer and disinfectant wipes by the voters. The three elections we have facilitated in the
273 last two months have each offered challenges, some we have never seen before. The Board of
274 Elections, volunteers, elected officials and staff have met each of these challenges as a team, and we
275 all should be happy with the outcome. Be aware that we have two large elections in the Fall: the State
276 Primary on September 8th (the day after Labor Day) and the General Election on November 3rd. Please
277 mark your calendars now, because we need you there.

278
279 M. Miville: I reminded candidates throughout the day yesterday that, per State law, they have ten (10)
280 days to remove their signs.

281

282 **CONSENT AGENDA**

283 **Osborne’s Agway Site Letter of Credit Release of \$346,363.00 to Farm Credit East, ACA**

284
285 B. Thomas: I am in charge of inspecting the site work, not so much the foundation. Mr. Ross said when
286 the foundation was put in there was water around the foundation, which could come up and out of
287 pavement, possibly destabilizing the pavement or the foundation. Matt Lavoie, Code Enforcement
288 Officer, and I will go to see Mr. Osborne before we close out the project. We may call Mr. Ross to
289 share his pictures again. I am happy to do that.

290

291 R. Duhaime: We still have the landscaping bond.

292

293 B. Thomas: That is only \$7,000. I would still like to reduce the bond.

294

295 ***C. Karolian motioned to table this item until the Council gets information back from the Town***
296 ***Engineer that every step from the pouring of the foundation is complete and until he gets back***
297 ***to us about the water, drainage, and wetlands. T. Tsantoulis seconded the motion.***
298 ***Voted in favor (7-1). R. Duhaime voted nay.***

299

300 **TOWN ADMINISTRATOR'S REPORT**

301

302 A. Garron: We have put information about the coronavirus on the Administration and Code
303 Enforcement pages of the Town website, with links to Health & Human Services and ultimately to the

304 CDC. The message is still the same regarding precautions everyone should be taking. There are three
305 reported cases in Grafton County and two in Rockingham at this time.
306
307 A. Garron: As you will remember, the DES was here on January 22nd. They have set a meeting for May
308 instead of April so that they can get additional well water samples. Bonnie Smith has arranged for the
309 workshop to take place at Cawley Middle School on May 11th beginning at 6:00 pm.
310
311 T. Tsantoulis: Would you please email us the information regarding the date and time?
312
313 A. Garron: Yes, I will do that.
314
315 A. Garron: I was interviewed today by a Union Leader reporter about our labor contracts which passed
316 at the Town Election yesterday. We had two successful negotiations, with cost savings for one and
317 maintenance plus some cost savings for the other.
318
319 A. Garron: I want to announce that a meeting for the organization of the bicentennial celebration will be
320 held on March 18th beginning at 6:00 pm in the Council Chambers. I want to thank Nick Germain and
321 Chair Sullivan for their work on this.
322
323 **OLD BUSINESS**
324 **TIF District Sewer Final Design Amendment**
325
326 A. Garron: This is a follow-up to the January 22nd presentation of the EDAC on the TIF Sewer District
327 Design.
328
329 B. Thomas: To summarize, the Town wants to provide sewer to the west side of Hooksett. The
330 engineering study of the basic layout is complete, including the cost to design the water system, given
331 that it has been determined that water is included in infrastructure items approved via the warrant
332 article which was passed two years ago. Funding includes \$1.2 million from the Sewer Department and
333 \$2.25 million of TIF funds already collected and to be collected. There could also be Clean Water
334 Revolving Funds from the State. The Town Council has approved moving forward with this plan.
335 Underwood Engineering has now submitted a proposal for the final design of the TIF Distract sewer
336 and water in the form of an amendment to their existing contract. The existing contact in the amount of
337 \$431,800 was for the engineering study and preliminary design. The proposed amendment includes
338 \$807,200 for the final design, for a total of \$1,239,000. It does not include construction monitoring
339 costs.
340
341 B. Thomas: Phases 1 and 2 will take place in the Exit 10 area and will include a new pump station in
342 the Kimball Drive area, a second river crossing to connect the proposed sewer to the Martins Ferry
343 Road pump station, and upgrades to the Martins Ferry Road pump station. Phase 1 will require gravity
344 sewer from the new pump station on Kimball Drive to Route 3A at the intersection of Goonan Road.
345 Phase 2 will require gravity sewer from the new pump station on Kimball Drive to Route 3A just north of
346 the self-storage facility. The Town will pay for sewer to Route 3A, north of Walmart. Working with the
347 business owners, hopefully they will build the sewers for their own properties. Phases 1 and 2 will be
348 designed this year and construction will start in 2021 and finish in 2022. The others will be designed
349 next year, going up Cross Street over two State-owned parcels to the Larrabee property. Phases 3
350 through 5 will be done by 2024, according to the plan.
351
352 R. Duhaime: Why does the design go up Cross Street? Why would we design Phase 3? Why don't we
353 stop at Route 3A?
354

355 A. Garron: The reason we are paying for the design is because we want to make sure it is built
356 according to our design. This will help with negotiations.
357
358 Chair Sullivan: I understand your concern, Councilor Duhaime, is going up Cross Street to the Larrabee
359 property.
360
361 R. Duhaime: It goes out of the TIF District.
362
363 B. Thomas: One reason for us to do the design is so that it will be complete. We have a history of
364 developers disappearing. Second, we have more control over the design if we do it ourselves. Third, we
365 are trying to make a deal with developers; this will make it easier for them to come to the table. They
366 will do all of the construction after a certain point. The design goes out of the TIF District because it is
367 the simplest and easiest way. Supreme Industries has been involved in many of the discussions and
368 they are very much interested in this. What we have designed is the most efficient way to get to their
369 property. We can service the whole neighborhood. There is a benefit to getting the one property not in
370 the TIF District developed too.
371
372 R. Duhaime: By 2023, Supreme may not own that property. I don't see the benefit in going there until
373 Phases 1 and 2 are done. Three years from now, none of this may be developed.
374
375 B. Thomas: There is no guarantees that anybody stays. This is a decent property and a good location.
376 We are designing outside of the district to get to another part of the district. Supreme would do the
377 construction; this is just the design.
378
379 C. Karolian: I want to go to the map to clarify the area to which Councilor Duhaime is referring.
380
381 B. Thomas: Supreme Industries, the Larrabee property, is the yellow-shaded area.
382
383 C. Karolian: What will be developed there?
384
385 B. Thomas: I am not sure what will be developed there.
386
387 R. Duhaime: There is no concrete agreement to develop that property.
388
389 Chair Sullivan: Phase 2 raises the same question.
390
391 T. Tsantoulis: One side is in the TIF District and one is not.
392
393 R. Duhaime: This is an \$800,000 design.
394
395 B. Thomas: This is a very small part of the design.
396
397 R. Duhaime: Where the blue line is, a dry line is already there.
398
399 A. Garron: The TIF Committee worked from July through December on this plan. These items were
400 debated. For Phases 1 and 2, businesses are already there. It is a good start. Water and sewer
401 projects are expensive. We want to design them ourselves so they fit into our system. We will build
402 some and the private entities will build the rest. There was a lot of discussion about Phase 3. Supreme
403 Industries attended a lot of meetings. We will back off on construction but provide the design. It is
404 topographically the best, and the Town could more easily get the needed wetland easements from the
405 State than private property owners. January 22nd was the time to flesh this out.

406
407 Chair Sullivan: The big purple area on the map is the commercial zone.
408
409 R. Duhaime: That is already an accepted town road. We are crossing into something...the State could
410 sell its surplus land. We are getting out of the TIF District. We are not looking for commercial
411 development on Cross Road. We are stepping out of bounds from what we agreed to. There is nothing
412 on paper. There is no agreement.
413
414 C. Karolian: For clarity, is the dotted red line the border of the TIF area?
415
416 R. Duhaime: Correct.
417
418 A. Garron: This has been voted on and done.
419
420 C. Karolian: The Town has decided that the TIF District will go from the east side of Route 93 and shoot
421 northwest to those two properties and then back down to the river. Why didn't the design go farther up
422 Route 3A, east of Route 93, and stay along the Route 3A corridor?
423
424 A. Garron: Bruce, do you know why the sewer goes along the riverbank and not along Route 3A?
425
426 B. Thomas: They are thinking about it. That is the one place they are thinking of moving it.
427
428 R. Duhaime: Why are the engineers designing the water system for Phase 1?
429
430 B. Thomas: It is not a big deal. Two water companies end at Hackett Hill Road. This will connect them
431 and we control where the lines go. This is 3,600 feet from Dunkin Donuts to New England Records
432 Retention.
433
434 R. Duhaime: What is the cost?
435
436 Chair Sullivan: We have established that infrastructure does include water.
437
438 R. Duhaime: Once we get to Route 3A, I don't remember seeing this design.
439
440 A. Garron: This is exactly the same plan we saw in January.
441
442 Chair Sullivan: We are debating what is already approved. The voters approved the funding but the
443 outline of the TIF District is up to us.
444
445 C. Karolian: Why does the design not bring water as far as it brings the sewer to Supreme Industries?
446
447 B. Thomas: They will have to design it. For now, just ignore the green line. I was trying to tell you, but I
448 didn't get to.
449
450 R. Duhaime: Why does the design go beyond Phase 2?
451
452 B. Thomas: By awarding the whole design, it gets done faster.
453
454 Chair Sullivan: It is comparable to the Master Plan.
455

456 A. Garron: I thought this was a high priority of the community. Phases 1 and 2 are the low hanging fruit.
457 I would hate to be behind schedule and miss opportunities.

458
459 T. Tsantoulis: When we agreed to form a TIF District, Phases 1 and 2 had immediate needs. We
460 understood there was a certain amount of gamble. We hired an engineering firm in which we have faith
461 and confidence. More harm than good will be done if we pick this thing apart. We need to get it running.
462 We have used a lot of time arguing over a small part of the project.

463
464 C. Karolian: Is this the complete design for Phases 1 through 5?
465

466 B. Thomas: Yes, it is. The bond is for the whole design.
467

468 C. Karolian: Should we need to spend more on design?
469

470 A. Garron: Only if we change the design. That is the caveat.
471

472 ***T. Tsantoulis motioned to approve of the Town Administrator signing Amendment Number 1 of***
473 ***Underwood Engineering's contract with the Town to increase the existing contract by \$807,200***
474 ***for a new contract amount of \$1,239,000. Chair Sullivan seconded the motion.***
475

476 Chair Sullivan called for a roll call vote on the motion.
477

478 R. Duhaime: From Tri-Town to the Larrabee property is adding sewer and water for one specific
479 property. There has to be a cost for this. It should go all the way to Bass Pro Shop and all of the other
480 businesses.

481
482 C. Karolian: From the old amount to the new is an increase of 100% or double? Does it cost \$800,000
483 to go from the Larrabee property back to the TIF District?
484

485 B. Thomas: The first part, \$431,800, was the engineering study and preliminary design. The \$807,200
486 is for the actual design and other costs such as the water main, traffic studies, easements, and surveys.
487

488 Chair Sullivan: The project is \$2.5 million. We must have discussed going through private property
489 lines. We need to pull back if we told the voters differently. We need to close up shop.
490

491 R. Duhaime: What we are looking at is a different plan.
492

493 Chair Sullivan: This one has a different color format.
494 T. Tsantoulis: Mr. Chairman, may I call the question?
495

496 Chair Sullivan called for a vote on the motion to approve Amendment Number 1 of Underwood
497 Engineering's contract with the Town to increase the existing contract by \$807, for a new contract
498 amount of \$1,239,000.
499

500 **Roll Call Vote #5**

501 ***T. Tsantoulis Aye***

502 ***C. Jones Nay***

503 ***R. Duhaime Nay***

504 ***A. Walczyk Not present***

505 ***J. Levesque Nay***

506 **C. Karolian** *Nay*

507 **J. Durand** *Nay*

508 **A. Comai** *Aye*

509 **J. Sullivan** *Aye*

510 ***The motion failed (3-5).***

511

512 T. Tsantoulis: I would like to ask the Town Administrator to invite the project manager from Underwood
513 Engineering to a future meeting to explain this to us.

514

515 Chair Sullivan: We should contact the TIF Committee to whom we assigned this task. We have
516 subcommittees, but if we want to change the Charter and have the Town Council make all decisions
517 about planning and zoning, we are going to have very long meetings.

518

519 A. Garron: The TIF Committee did a good job presenting this plan.

520

521 D. Fitzpatrick: I have a comment. At our January 22nd meeting, many things you are talking about were
522 covered. The 3,600-foot water line connection from the Records Retention Center to Dunkin Donuts, for
523 example. I can share these minutes with you or you can go on line to read them.

524

525 **NEW BUSINESS**

526 **Storm Water Management Program / Ordinance # 2020-1**

527

528 E. Labonte: We need to enact an ordinance for storm water management. This is a requirement under
529 the EPA mandate and NHDES mandates. This is one phase of completing the rest of the storm water
530 management plan. This proposed ordinance mirrors those of nearby communities. It will bring us one
531 step closer to compliance with federal and state requirements. It will allow us to work on an Illicit
532 Discharge Detection & Elimination (IDDE) management plan.

533

534 ***T. Tsantoulis motioned to hold a public hearing on the Storm Water Management Program/
535 Ordinance #220-1 at the next Town Council meeting on March 25, 2020. A. Comai seconded the
536 motion.***

537 ***Voted unanimously in favor (8-0).***

538

539 J. Levesque left the meeting at 9:00 pm.

540

541 **NHMA 2021-2022 Legislative Policy Process**

542

543 D. Fitzpatrick: At the last meeting, Mr. Garron gave a brief overview of the NHMA Legislative Policy
544 Process. If anyone wants to volunteer for one of the committees, please contact me now. Their first
545 meeting will be on April 3rd. Page 37 of your packets lists the three committees on which you might
546 volunteer to serve: Finance and Revenue; General Administration and Governance; and Infrastructure,
547 Development, and Land Use. At the last meeting, we distributed an orange packet with proposed
548 legislative policies. It might give you ideas for things to bring forward. This is a biennial process.

549

550 Chair Sullivan: I would like to check the RSA requiring that three Town Councilors be in attendance at
551 the end of the Town Meeting. I am wondering if it is possible to appoint someone to act on behalf of a
552 Councilor.

553

554 D. Fitzpatrick: I will check with the Town Clerk on that.

555

556 R. Duhaime: This is something I have talked about for years. I think there should be an exemption or at
557 least a discount on transponders for Hooksett residents. Trucks and cars avoid the tolls by going
558 around, and we wait in traffic. Hampton would support this, being in a similar situation. We have no
559 roundabout and no improvements. This is a ten-year plan, and it is not moving along. The House and
560 Senate were to vote on the Merrimack toll, but the Executive Council on its own voted to waive the toll
561 for Merrimack residents. They pay nothing. One of our State Representatives would help with the
562 drafting of the legislation. Then there is Exit 10. When we were laying out the TIF District, the State told
563 us we had to build our own highway intersection, that we couldn't have access to the limited highway
564 access ramp. Then DeMoulas was given this access and Hooksett was not consulted. Then a \$1
565 million easement was required to protect the State of New Hampshire taxpayers. We have been treated
566 unfairly.

567
568 D. Fitzpatrick. We can bring these proposals to our governing body, the Town Council, and by majority
569 vote present them to the NHMA. I may have one suggestion regarding the New Hampshire Retirement
570 System, if Mr. Garron agrees with me. I recommend waiting until July when the new Council is seated
571 to pick a conference delegate. Councilor Walczak is unable to volunteer this year.

572

573 **APPROVAL OF MINUTES**

574 **Public: 02/26/2020**

575

576 ***T. Tsantoulis motioned to approve the minutes of the public session of February 26, 2020 as***
577 ***written. R. Duhaime seconded the motion.***

578

579 Chair Sullivan: Councilor Comai, did you receive any corrections?

580

581 A. Comai: I did not.

582

583 ***Voted unanimously in favor (6-0). J. Levesque left the meeting prior to the vote; C. Karolian was***
584 ***out of the room during the vote.***

585

586

587 **SUB-COMMITTEE REPORTS**

588

589 T. Tsantoulis: The Board of Assessors has been busy with abatements, especially hardship
590 abatements.

591

592 Chair Sullivan: From the Heritage Commission, the owner of the barn at the old Duford house will be
593 tearing it down. It did not meet the demo criteria. However, the owner plans to preserve as much as he
594 can, including the cupola and surrounding woods. The plan is to recreate and expand the barn, creating
595 a function pavilion with inside dining. The Heritage Commission plans to meet with Code Enforcement
596 Officer Matt Lavoie about demo review criteria.

597

598 Chair Sullivan: I attended the Eagle Court of Honor on March 6th for Alex Gannon, a Hooksett resident
599 and Youth Achiever, who is at the US Naval Academy. It was fantastic and brought back a lot of
600 scouting memories. This was the 60th Court of Honor for Troop 292, which will be 70 years old in 2021.

601

602 R. Duhaime: The Planning Board approved a subdivision in the back of Webster Wood. Bernice Street
603 will continue to Granite Street. This is 27 single-family homes.

604

605 T. Tsantoulis: Is this a 55+ community?

606

607 R. Duhaime: No, it is not. Another subdivision proposal was postponed. The location is off Spruce Court
608 and off Farmer Road. It loops to Laurel Acres. There are a lot of wetlands and the land is hilly. The
609 subdivision consists of 133 acres for 37 homes.

610
611 C. Karolian: I attended the Village Water Works presentation on March 3rd. It was informative and the
612 presentation was very well done. They have 1,200 customers, and their water source is Penacook
613 Pond. They have three pumping stations and plans to upgrade water lines and maintain their hydrants.
614 They talked about their new backflow valves and new water storage structure near the Pike Industries
615 quarry. Probably the first one in New Hampshire, it is built on the ground, one floor at a time. They
616 talked about the plumbing under Lilac Bridge, which was interesting. They are replacing old meters with
617 cellular ones so that people can look at their accounts. I have a better understanding of this operation
618 now, and I am glad that I attended. Village Water Works was happy to have a Town Council member in
619 attendance.

620

621 ***R. Duhaime motioned to adjourn at 9:18 pm. J. Durand seconded the motion.***

622 ***Voted unanimously in favor (7-0).***

623

624 Respectfully submitted,

625

626 *Kathleen Donnelly*

627 Kathleen Donnelly

628 Records Clerk

629

630