

The Claremont City Council held a meeting on Wednesday, October 13, 2010, in the Council Chambers of City Hall.

The meeting was called to order by Mayor Cutts at 6:30 p.m.

Members of the Council present were:

Ward II Councilor Keith Raymond
Ward I Councilor Victor Bergeron
Ward III Councilor Nicholas Koloski
Assistant Mayor Andrew Austin
Mayor Deborah Cutts
At-Large Councilor Adam Burke
At-Large Councilor Christopher Lewis (Late)
At-Large Councilor Kyle Messier
At-Large Councilor Jeffrey Goff (Late)

Also present were:

Guy Santagate, City Manager
Jane Taylor, City Solicitor

MAYOR'S NOTES

Stevens High School Student Council Update

None

Mayor Cutts talked about the great turn out for the Fall Festival and Chili Cook-off. There were 26 contestants and the 700 printed ballots were sold out. The 5K road race had its best participation so far. She complimented City Staff for the work done. She recognized the organizers of the Brew Fest, Kipp Ryan and John Hall. Profits will go to the Parks and Recreation Department. A car load of food was collected for the Open Hands Mission.

Mayor Cutts announced that the City of Claremont had been selected as a winner in the Real Estate Redevelopment & Reuse Category, population group Under 25,000, for the Monadnock Mills Revitalization Project submitted for the 2010 IEDC Excellence in Economic Development Awards. This is an international award.

Ms. Messier noted there were two articles in the Eagle Times: 1) the Common Man is adding 3,000 square feet of banquet space to the Wainshal Building and 2) Structural-Bridges will be completed by the end of the year. They have collaborated with River Valley Community College for a welding program.

Mr. Santagate said he heard lots of good comments about the annual Firefighters parade. Fire Chief Peter Chase was at the center of organizing the parade. This was the 125th parade.

At 6:38 p.m. Councilor Lewis arrived.

REPORT OF THE SECRETARY

A motion was made by Mr. Burke and seconded by Mr. Bergeron to accept the minutes of the September 8, 2010, City Council meeting.

Roll Call Vote: Motion carried 8-0.

APPOINTMENT TO BOARDS AND COMMITTEES

None

OLD BUSINESS

CDBG – Update on Sawtooth Grant – Public Hearing

Kurt Beek, Project Manager, said the City is required to give an update on the status of the project and to document public comments or questions. Construction began on the parking garage in 2008 and they uncovered more deterioration than was anticipated which increased costs from \$1.5 million to \$2 million. On May 13, 2009, an update was given to the Council. Also, Planning and Development Department requested to apply for a CDBG (Community Development Block Grant) for Mill District improvement project and Council approved. Also the Council reaffirmed the City's Anti-displacement and Relocation Plan, and the Housing and Community Development Plan. Funding was approved August 19, 2009; construction on the mill was completed in November of 2009. Grant completion date is set for December 31, 2011, and the CDFA (Community Development Finance Authority) performed its monitoring visit and found the City was in compliance with the national objective.

Mayor Cutts opened the public hearing and asked if anyone from the public wished to speak. No one spoke. She closed the public hearing.

Mr. Bergeron asked about interest in the empty part of the building. Mr. Beek said it has been shown to a few individuals, but there is no interest, yet.

Ordinance 518 Winter Parking – Second Reading – Public Hearing

The purpose of this proposal is to continue to exempt the Municipal Parking Lot on Franklin Street and the area of the Rotary Island in Opera House Square known as the "bullpen" from winter parking limitations and to expand this exemption to the Winner Municipal Parking Lot on Pleasant Street. Such winter parking will continue to be on a "first come" availability basis.

Enactment of this Ordinance will continue and expand winter off-street, overnight public parking availability for the downtown area.

Police Chief Alex Scott said this ordinance removes the sunset provision that was in place. There have been no issues with this over the last two winters. This would add overnight parking at the Winner parking lot to the “bullpen,” and Franklin Street parking lots.

A motion was made by Mr. Raymond and seconded by Mr. Lewis to adopt Ordinance 518 Winter Parking.

Mr. Raymond read the explanation of proposed action into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 8-0.

Proposed Discontinuance of Portion of Tremont Street and Meadow Street – Public Hearing

Nancy Merrill, Planning and Development Director, said this is the final action for discontinuance of the public streets.

Attorney Linda Connell of McLane, Graf, Raulerson & Middleton P.A., and representing G.B. New Hampshire 2, LLC, (developer for the project and CVS) introduced herself and the two engineers from VHB (Vanasse Hangen Brustlin, Inc.) Dave Fenstermacher and Meredith Graham. Discontinuance of portions of the two streets is needed for development of this site. The project obtained Planning Board approval in July and was conditioned on the Council granting the discontinuance. Tremont Street will end before lots 168 and 169; they are not part of the development parcel. The discontinuance will be conditioned on granting an emergency access and utility easement to the City. The Meadow Street discontinuance will be conditioned on having a drainage easement as well as an access easement in that area. The access easement will be from Broad Street to Wall Street through the property. They are asking the City to grant the discontinuance contingent on purchase of all of the properties. The site will be made into one parcel.

Mr. Lewis asked about life safety issues. Fire Chief Peter Chase said the Fire Department has been involved with the developers and there is no additional risk with this plan. Police Chief Alex Scott said that his had been through the Traffic Advisory Committee and they are satisfied with the plan.

Mr. Austin asked about the drive thru location. Ms. Connell said there is only one way access to the site off Broad Street and that will stay the same. Customers will drive through the property to get to the drive thru at the northeast side.

Mr. Koloski asked about safety issues and raised sidewalks and that they were not present in the plan. Ms. Connell said that traffic calming methods will be looked at if needed, according to the Planning Board site plan approval.

Mr. Burke asked about Yield to Pedestrian signs. Ms. Connell said they will be added as requested by the Planning Board.

A motion was made by Mr. Burke and seconded by Mr. Koloski that WHEREAS on November 12, 2009, the Claremont City Council authorized the City Manager or his designees to take all such actions as may be required for the future discontinuance of such portions of Tremont Street and Meadow Street (also referred to as the Tremont Street Connector or the Tremont Street/Wall Street/Broad Street Connector) for development of a CVS Pharmacy building, parking lot and other site improvements; and

WHEREAS the City has received a Petition for Discontinuance of portions of Tremont and Meadow Streets from G.B. New Hampshire 2, LLC, developer of the project; and

WHEREAS portions of Tremont Street and Meadow Street, as shown on the Site Plan for the project approved by the Claremont Planning Board on July 12, 2010 are no longer required by the City for use as a public highway;

The City Council hereby approves the discontinuance of such portions of Tremont Street and Meadow Street as shown on the Site Plan, effective upon conveyance to G.B. New Hampshire 2, LLC or its assignee and consolidation by recorded Notice of Merger of Tax Map Parcels 120-164, 120-165, 120-166, 120-167, 120-171, 120-172, 120-173, 120-174, 120-176, 120-177 and 120-178 in accordance with the Site Plan, and subject to permanent public easements for utilities, drainage, access by emergency vehicles across the discontinued portion of Tremont Street, and for access from Broad Street to Wall Street on and across the discontinued portions of Tremont and Meadow Street; and further

The City Council hereby authorizes the City Manager or his designees to execute all documents and undertake all actions as may be required to implement this Motion, including signing a Notice of Discontinuance of Public Highways Use to be recorded in the Sullivan County Registry of Deeds.

Ms. Taylor said that all abutters were properly notified by certified mail.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 8-0.

Motion to Accept Dedication of Widening of Wall Street for Public Parking and Sidewalk

Ms. Connell said the widening would be for the public sidewalk and parking spaces. Ms. Taylor said this is to widen the City's right-of-way on Wall Street. Nancy Merrill, Planning and Development Director, said that will be 20 municipal parking spaces with sidewalk and lighting.

Mr. Lewis asked if there was a date for ground breaking. Ms. Connell said not yet; CVS wants to have all permits and approvals in place first.

A motion was made by Mr. Lewis and seconded by Mr. Raymond that the City Council hereby accepts expansion of the layout of Wall Street as described in the Site Plan for a CVS Pharmacy at Broad and Wall Street and as approved by the Claremont Planning Board July 12, 2010, said expanded Wall Street public right-of-way to be used for the construction of public parking and sidewalk, and will be effective upon conveyance to G.B. New Hampshire 2, LLC or its assignee and consolidation by recorded Notice of Merger of Tax Map Parcels 120-164, 120-165, 120-166, 120-167, 120-171, 120-172, 120-173, 120-174, 120-176, 120-177 and 120-178 in accordance with the Site Plan, and recording of confirmation of the dedication and acceptance at the Sullivan County Registry of Deeds. The City Council hereby further authorizes the City Manager or his designees to execute all documents and undertake all actions as may be required to implement this Motion.

Roll Call Vote: Motion carried 8-0.

Capital Improvement Plan

Mary Walter, Finance Director, showed a PowerPoint presentation for the Capital Improvement Plan (CIP).

3 Major Projects

- Draper's Corner Project – Total Estimated Cost \$3,160,000
 - Federally funded \$2.675 million, 85%; City share \$484,411, 15%
 - Budgeted 2010 \$202,000
 - Budgeted 2011 Water \$225,000
 - Budgeted 2011 Sewer \$125,000
- North & Main Project – Total Preliminary Costs \$4,810,000
 - Federally funded \$3.848 million, 80%; City share \$962,000, 20%
 - 2011 Budget - \$100,000
 - 2012 Bond \$862,000
- Main Street Project (Opera House Square to “Esersky’s Bridge”) – Total Estimated Cost \$3,107,396
 - Outside Funding Sources \$2,387,000, 77%
 - 2010 Federal Earmark \$487,000
 - 2011 Federal Earmark \$500,000
 - Public Facilities CDBG \$500,000
 - NHDES DWSRF \$500,000
 - NHDES CWSRF \$400,000
 - City Bond \$720,396, 23% (this is a loan) and is part of the water & sewer CIP.
- Yearly Bond Payment \$14 million – 20 years
 - 3.75% - \$1,007,469
 - 4% - \$1,030,144

- 4.25% - \$1,053,077
- 4.5% - \$1,076,266
- 4.75% - \$1,099,706
- 5% - \$1,123,396
- Tax Rate Impact - \$14 million
 - 3.75% - \$1.293
 - 4% - \$1.322
 - 4.25% - \$1.352
 - 4.5% - \$1.381
 - 4.75% - \$1.412
 - 5% - \$1.442
- Yearly Bond Payment \$7.5 million – 20 years
 - 3.75% - \$539,500
 - 4% - \$552,000
 - 4.25% - \$564,000
 - 4.5% - \$576,500
 - 4.75% - \$589,000
 - 5% - \$601,800
- Tax Rate Impact - \$7.5 million – 3 projects listed earlier and Charlestown Road
 - 3.75% - \$0.692
 - 4% - \$0.709
 - 4.25% - \$0.724
 - 4.5% - \$0.740
 - 4.75% - \$0.756
 - 5% - \$0.772
- Yearly Bond Payment \$3 million – 20 years (preferred) (in 2013 retire 2 bonds)
 - 3.75% - \$215,800
 - 4% - \$220,700
 - 4.25% - \$225,700
 - 4.5% - \$230,600
 - 4.75% - \$235,650
 - 5% - \$240,700
- Tax Rate Impact - \$3 million
 - 3.75% - \$0.277
 - 4% - \$0.283
 - 4.25% - \$0.290
 - 4.5% - \$0.296
 - 4.75% - \$0.302
 - 5% - \$0.309
- Percentage of Tax Dollars to be Spent by Function with CIP as Presented
 - Majority of work is the infrastructure (streets & roads)
- Tax dollars being spent on roads (with encumbrances and/or supplemental appropriations added and bond payments)
 - 2001 - \$200,000
 - 2002 - \$435,000

- 2003 - \$440,000
- 2004 - \$565,000
- 2005 - \$678,884
- 2006 - \$874,867
- 2007 - \$1,012,000
- 2008 - \$800,000
- 2009 - \$635,000
- 2010 - \$700,000
- \$2,842,396 = ~ total items for bonding
 - Draper's Corner
 - City Share \$484,411
 - Bonding 2012, \$0.00
 - North & Main
 - City Share \$962,000
 - Bonding 2012, \$862,000
 - Main Street
 - City Share \$720,396
 - Bonding \$720,396
 - Charlestown Road
 - City Share \$4,500,000 (hold off doing)
 - Bonding 2012, \$0.00
 - City Hall ADA
 - City Share \$200,000
 - Bonding 2012, \$220,000
 - Library Air Conditioner
 - City Share \$60,000
 - Bonding 2012, \$60,000
 - Streets & Roads
 - City Share \$0.00
 - Bonding 2012 \$1,000,000,
 - There was no money put into paving for 2011 CIP budget request, however it makes sense to bond the \$1 million for the streets and roads

Ms. Walter said two bonds will be paid off in 2013 so it makes sense to bond in 2012 with the first payment due in 2013.

Mr. Bergeron asked about the bond payments. Ms. Walter said that the last payment for the two old bonds and the first payment for the new bond would be paid in 2013.

Mr. Lewis asked about the impact on the tax rate for 2013. Ms. Walter said that it would be 23 cents for the old bonds plus 23 cents for the new bond, but in 2014, the bond payment will be 23 cents if there are no changes.

Mr. Austin asked about the possibility of low rates. Ms. Walter said she checked with the bond bank and the rate is 4% as it has been for the past two issues.

Mr. Santagate explained that this was to accept the CIP which is a 6-year program. The first year is the budget and the other 5 years is the plan. He wanted the Council to understand how we will fund those projects. He briefly explained the earmarked funds. He said we would love to bond \$7 million or \$14 million, but because of the economy, we are looking at bonding only the \$3 million. The last 4 years, the budget has been level-funded, but that cannot continue. We want to balance working on the infrastructure with the tax burden on local residents. These projects have to be done because of the amount of money that we are getting from outside sources. In 2011 we'll be back for a bonding request. Acceptance of the CIP does not bind the Council; that will be done through the budget process.

Mr. Austin asked about the North and Main project water and sewer funds. Ms. Walter said these are preliminary numbers and as we refine it, the numbers will change.

A motion was made by Mr. Austin and seconded by Ms. Messier that WHEREAS the Claremont Planning Board, pursuant to RSA 674:7, has prepared and approved a Capital Improvement Plan for fiscal years 2010-2015, and now desires to submit its recommendations to the Mayor and City Council for consideration as part of the Council's future annual budget review process, the Claremont City Council hereby accepts the 2010-2015 Capital Improvement Plan as approved on August 23, 2010 by the Claremont Planning Board. The Claremont City Council hereby authorizes the City Manager or his designees to undertake all such actions as may be required to incorporate the recommendations contained in the 2010-2015 Capital Improvement Plan into the annual budget review process for each year of the Plan and to provide updates to the Capital Improvement Plan and recommended adjustments, if necessary, on an annual basis, to maintain and improve the City's credit rating and fiscal health.

Mr. Lewis said the most important piece to move forward is to have a framework. The CIP gives City leaders a direction to move in.

Roll Call Vote: Motion carried 8-0.

Farmers' Market Wrap Up

Charlene Lovett, Ward 2 resident and President of the Farmers' Market, introduced herself and some of the board members: Bob Porter, board member; Terry Gould, Vice President and music coordinator; Linda Gould, Treasurer; Marion Lovett, board member; Todd from Stone Arch Bakery. She thanked the community and City for support of the Market. They set up for 19 Thursdays; had over 30 vendors (profit and non-profit), music, children's activities; and it brought the community together. This was done at no cost to the City. There were enough vendor and membership fees received to pay for the music. They established a perennial garden around the war memorial. This was an excellent venue to promote local businesses. 2011 will be bigger. There were traffic challenges and they are working on it with the Police Department

for next year. They will hold their annual meeting in a couple of weeks. She thanked the City, Parks and Recreation Department, Fire Department for putting up and taking down the banner, Library for use of the bathroom, local businesses and the community for its patronage. Bob Porter said this was a community strengthening event.

CITIZEN'S FORUM

Jason Farrell, Ward 1, said on July 9, 2008, the City Business Alliance (he was Co-Chair) had been awarded Community Reinvestment \$6,500 to install a free-standing informational kiosk in the city center. Since they were not a non-profit at the time, they had partnered with Main Street Claremont. Main Street Claremont accepted a 5% agent's fee of \$325. Since that time, the project has failed because of the economy. He requested Main Street to return the money to the City of Claremont, in writing, on September 27th. The amount was \$6,175 and he said he would make up the difference of \$325. He asked how to proceed to return the funds to the City of Claremont.

Marie Lozito, Ward 1 and Candidate for State Representative thanked those that voted for her in the primary election. She feels bigger spending, debt and taxes are not the way to go. She hopes to go to Concord to fix the problem. She reminded all that the election is on November 2nd.

Charlene Lovett, Ward 2, said there were other members of the Farmers' Market board she would like to recognize: Jason Farrell who helped market and promote the Farmers' Market and Mary Koloski, Secretary, and Sue Lawrence from Unity who was also a board member.

Charlene Lovett said she is a candidate for State Representative. She grew up in Claremont; graduated from Stevens High School in 1981; served in the Army for 22 years and worked in Washington, District of Columbia, as a consultant for 6 years. She has been back in Claremont for 2 years and has served on the School Board since 2009; is President of Claremont Farmers' Market; writes a weekly column in the Eagle Times on behalf of the School Board; ushers at the Claremont Opera House, volunteers at Maple Avenue Elementary School. She has had years of leadership experience. She understands government, has a strong work ethic, believes in service to your community and has a commitment to get the job done. She reminded everyone to vote on November 2nd.

Bernie Folta, Ward 3, said he wanted to talk about process for agenda items. He noted that the Council Rule Change did not say which Rule. He talked about "Hanlon's razor," but did not explain what it was. He said people could call him at 542-3233 to find out. He then talked about sequencing the Transfer Funds Between Departments and that [according to him] the Rule Change was to "prevent citizens from commenting on agenda items when they come up." So, if the Rule Change passes, he would not be able to comment on the Transfer of Funds. He said that it was an unintended consequence (or maybe intended and maybe it is Hanlon's razor). He did acknowledge that he could have contacted the Councilors and will do so in the future.

Steve Raymond, Ward 1, in reference to the Council Rule Change, was concerned that the Council did not want citizens to speak during Council meetings. He hoped the rule change did not pass.

NEW BUSINESS

Ordinance 519 Outdoor Wood-Fired Hydronic Heaters – First Reading

This proposed change amends Article IX to Chapter 5 of the Claremont City Code to add definitions of commercial and residential units, limit operation of residential heaters during summer months and require properly functioning spark arresters on all units.

Enactment of this Ordinance will clarify the existing ordinance and address concerns regarding air quality during those months when air dispersion of smoke emitted from these heaters is problematic.

Fire Chief Peter Chase said this regulates when wood-fired boilers operate. Outdoor wood-fired boilers were intended for rural areas, because they put out a lot of smoke. This regulates outdoor wood boilers so they could not operate between May 15 and September 15. These boilers were originally designed for heating, not heating domestic hot water in the summer. This is a good compromise. It does not affect heating in the winter, but they will be turned off from May 15 to September 15. In the summer, the smoke is an issue with open windows and people working outdoors. This will not do undue harm. He recommended Council approve this. He has received comments from people with outdoor wood boilers that this is reasonable.

Mr. Lewis asked if this affects new and existing boilers. Chief Chase said yes. Mr. Lewis asked about fines for non-compliance. Ms. Taylor said the City Code Chapter 5 has an enforcement provision. Mr. Lewis asked how many wood boilers have been installed without proper permits. Chief Chase said that was unknown.

Mr. Raymond asked about enforcement under Section 5-173, Nuisance. Chief Chase said it is more difficult to enforce when it involves air monitoring. This gives us local authority for enforcement.

Mr. Austin asked about the spark arrester and smoke. Chief Chase said it is a fire safety issue and new boilers burn cleaner.

A motion was made by Mr. Bergeron and seconded by Mr. Burke to adopt Ordinance 519 Outdoor Wood-Fired Hydronic Heaters on first reading.

Mr. Bergeron read the explanation of proposed action into the record.

Roll Call Vote: Motion carried 8-0.

Council Rule Change

Proposal is to amend Section 22 by revising the order of business to move Citizen's Forum to immediately after Mayor's Notes and before the Report of the Secretary and to allow citizens to speak once without leave of Council on both agenda and non-agenda items for no more than 5 minutes, with the exception of any agenda items with a previously noticed public hearing or ordinances on first reading. Upon adoption, the revised Section 22 shall read:

Proposed Language to Replace Existing Rule 22

22: Order of Business

The business of all regular meetings of the Council shall be transacted in the following order, unless the Council by vote of at least two-thirds of the members present shall suspend the rules to change the order:

1. Pledge of Allegiance
2. Roll Call of Council Members
3. Mayor's Notes
4. Citizen's Forum
5. Report of Secretary
6. Appointments to Boards and Committees
7. Old Business
8. New Business
9. City Manager's Report
10. Future Agenda Items and directives
11. Committee Reports
12. Adjournment

During the Citizen's Forum portion of the Council meeting, citizens in attendance may speak on both agenda and non-agenda items, with the exception of agenda items with a previously-noticed public hearing and on the first reading of proposed ordinances. Each citizen so recognized may speak not more than once and for not more than five (5) minutes.

Mr. Burke said this rule change will allow citizens to speak at Citizens Forum about agenda and non-agenda items; he encouraged all citizens to speak during Citizens Forum.

Mr. Bergeron said Council is not trying to hide anything. Anyone can speak on agenda and non-agenda items during Citizens Forum. Each speaker can talk for 5 minutes.

Mr. Lewis said Council wants interaction between citizens and the Council. Council would like open discussion prior to the Council meeting, so that information and concerns can be shared.

Mr. Austin said he has had a lot of discussion about this. Some citizens prefer a town-type meeting, but it would be a very lengthy meeting. His phone number is listed in the phone book.

He would be willing to talk to citizens who call him and to represent them; that is why he was voted in.

Mr. Koloski said he is not completely sold on the rule change. He believes there can be valuable input during the discussions. He doesn't want to limit comments.

Mayor Cutts said there is no action due by Council tonight.

Mr. Burke read the proposal into the record. He noted that when a public hearing is scheduled, citizens can speak.

Mr. Bergeron asked that the rule number that will be changed be listed on the next agenda.

Acceptance of \$5,000 Grant Money from Claremont Savings Bank to Conservation Commission for Rail Trail Maintenance

Mr. Austin wondered who had applied for the grant. Steve Wood, Ward 3 resident and Chairman of the Conservation Commission, said that Jim Feleen had approached the Commission and suggested applying to the Claremont Savings Bank (CSB) Foundation. He said Mr. Feleen was concerned about the condition of a portion of the Claremont Rail Trail and asked to apply for the grant in the name of Commission. The application stated work would be completed by volunteers and the purpose was to fund equipment rental and acquisition of materials. The grant would cover maintenance of the trail from across from LaValley's on Pleasant Street, across Broad Street, across Chestnut Street and to Washington Street, ending past Home Depot. The Commission is responsible for the Claremont section of the trail. The Commission voted to allow Mr. Feleen to apply for the grant. \$5,000 was awarded to the Conservation Commission which has been deposited into a City account for the Conservation Commission. Work will be done in collaboration with the Parks and Recreation Department, Shugh Valley Snowriders and the Student Conservation Association.

Mr. Bergeron asked why the ATV club [Sullivan County ATV Club] was left out. Mr. Wood said it was not intentional on the part of the Conservation Commission. The Snowriders use of the trail during the winters has minimal effect. The ATV use creates wear and tear on the surface. He hopes the community comes together for multiple use of the trail. He hopes to physically separate motorized and non-motorized use. This grant is to maintain the trail for continued use, not limit use. It is not the Conservation Commission's intent to leave out the ATV club.

Mr. Koloski said he is on the Conservation Commission and he asked Parks and Recreation Director Scott Hausler if this involved the Parks and Recreation Commission (PRC). Mr. Hausler said the PRC works with a lot of organizations for a variety of things and has lots of focuses. He said Mr. Feleen periodically updates the PRC on his ideas. It is a recreation trail, but is not the responsibility of the department. His department sees the value in the trail and they want to work with all the groups to improve the trail area.

Mr. Lewis said to Mr. Wood that he thinks it would be important to involve the ATV club in the improvements.

Mr. Austin said he previously had served on the Conservation Commission. This is not a new issue. He walks on the trail a lot. Several people had made a suggestion to make that part a walking trail, although he didn't know if that would work.

Mr. Raymond said it is a recreational trail. He was on the state part of the trail recently and thinks it should be used by everyone. If speed enforcement is an issue, he thinks we should try for more grants so that the Police Department can patrol it more frequently.

A motion was made by Mr. Raymond and seconded by Mr. Bergeron to accept \$5,000 Grant Money from Claremont Savings Bank to Conservation Commission for Rail Trail Maintenance.

Mr. Hausler said the ATV Club has been involved as well as the snowmobile club, Conservation Commission, and Parks and Recreation.

Roll Call Vote: Motion carried 8-0.

Resolution 2010-20 Apply/Accept/Expend \$400,000 NH Department of Environmental Services State Revolving Fund Loan-Main Street Sewer – Public Hearing

Bruce Temple, Public Works Director, said part of the CIP funding involved state revolving funds (SRF). This resolution is to request to apply for, accept and expend (if approved) a grant for the project on Main Street.

Mr. Lewis asked about this being an SRF loan. Mr. Temple said it would be. They are typically low rate. It will be associated with the Sewer Enterprise Fund.

Mr. Santagate said the lower rates would equal significant savings (for every \$1 we spend, there is 15%-20% forgiveness depending on the rate). We had an open line of credit, but gave it back to the state because we couldn't afford to make the payment and now we are accessing it again. This is a good opportunity.

Mr. Lewis asked about the likelihood of receiving this grant. Mr. Temple said it is quite good. That sanitary sewer dates back to the turn of the century. The state knows there is some combined water and sewer in that area, so they would look favorably on this application.

Ms. Messier asked if this is part of the funding for the lower Main Street that is part of the CIP and will it be paid back through the Sewer Enterprise Fund which is part of the sewer CIP that was heard about a few months ago. Mr. Temple said yes.

At 8:53 p.m. Councilor Goff arrived.

A motion was made by Mr. Bergeron and seconded by Ms. Messier to adopt Resolution 2010-20 Apply/Accept/Expend \$400,000 NH Department of Environmental Services State Revolving Fund Loan-Main Street Sewer.

Mr. Bergeron read the resolution into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 8-0. Mr. Goff abstained since he was not present for the full discussion.

Resolution 2010-21 Apply/Accept/Expend \$500,000 NH Department of Environmental Services State Revolving Fund Loan-Main Street Water – Public Hearing

Mr. Temple said this is the same project as Resolution 2010-20, but is for water. The water pipes are from the turn of the century. He doesn't think there will be a problem getting funding.

A motion was made by Mr. Burke and seconded by Mr. Raymond to adopt Resolution 2010-21 Apply/Accept/Expend \$500,000 NH Department of Environmental Services State Revolving Fund Loan-Main Street Water.

Mr. Burke read the resolution into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 9-0.

Transfer Funds Between Departments

Ms. Walter said there was a potential to be over budget in the Sanitation Department, but right now it is on target. She took the item off the agenda and will move it to November or December.

Resolution 2010-22 Expend \$6,521 USDA Grant Received for Washington Street Pump Station – Public Hearing

Mr. Temple said this is a housekeeping issue. In June 2008, there was discussion about the emergency generator at the Washington Street pump station. We were able to get the grant; the motion was to apply for and accept, but not expend it. The money was expended; the pump was installed and is operational. The reimbursement money was received in 2010.

A motion was made by Mr. Raymond and seconded by Mr. Austin to adopt Resolution 2010-22 Expend \$6,521 USDA Grant Received for Washington Street Pump Station.

Mr. Raymond read the resolution into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 9-0.

Resolution 2010-23 Expend \$458,000 Airport Grant from FAA and NH DOT – Public Hearing

Chief Chase said last month the Council voted to accept the grant for a taxiway expansion at the airport. Now we need to vote to expend the money. This is a 50-day project.

A motion was made by Mr. Koloski and seconded by Mr. Burke to adopt Resolution 2010-23 Expend \$458,000 Airport Grant from FAA and NH DOT.

Mr. Koloski read the resolution into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Roll Call Vote: Motion carried 9-0.

Chief Chase said there was a \$94,000 difference between the low and high bid. St. Pierre, local contractor, was awarded the bid.

Resolution 2010-24 Apply/Accept/Expend \$20,000 Funds for Local Source Water Protection Grant from NHDES – Public Hearing

Mr. Temple said there is no match if we qualify. This is for a security fence at Whitewater and Rice Reservoirs. There is no charge to the City.

Mr. Raymond asked about fencing around the dam. Mr. Temple said some fencing was put in at the Whitewater Reservoir in the 1960s; this would replace it and add more. It would also put fencing in at the Rice Reservoir.

A motion was made by Mr. Goff and seconded by Mr. Austin to adopt Resolution 2010-24 Apply/Accept/Expend \$20,000 Funds for Local Source Water Protection Grant from NHDES.

Mr. Goff read the resolution into the record.

Mayor Cutts opened the public hearing. No one spoke. She closed it.

Mr. Austin asked how much fence we could get for \$20,000. Mr. Temple estimated \$10/foot range for a total of 2,000 feet. He estimated 1/3 would go to Whitewater and 2/3 to Rice.

Mr. Burke asked about our chances of getting the grant. Mr. Temple said he was not sure, but he thinks it is pretty good. He will indicate on the application that the City is willing to do in-kind services.

Roll Call Vote: Motion carried 9-0.

CITY MANAGER'S REPORT

None

FUTURE AGENDA ITEMS AND DIRECTIVES

There was discussion about the budget hearings for November. Some of the budgets will be on the regular meeting on November 10th and the remainder will be on Saturday, November 20th. The start time on November 20th will be 9 a.m. with an hour break for lunch at noon. The Public Hearing will be Monday, November 29th at 7 p.m.

Mr. Burke asked if the packets could be printed on both sides of the paper.

Mr. Koloski asked to add business happenings under Mayor's Notes. Mayor Cutts said she would extend the invitation to the Greater Claremont Chamber of Commerce as an agenda item.

Mr. Austin thanked Mr. Temple for the No Parking signs on Prospect Street. Mr. Austin talked about some signs that were fading. Mr. Temple asked Mr. Austin to give the City Manager a list.

Mr. Koloski noted the Police Department report was missing from the packets. Police Chief Alex Scott said he would get it to the Council in next month's packet.

Mr. Bergeron told Mr. Temple that he had heard good work was being done on Chestnut Street. Mr. Temple said he would pass on the information to Public Works.

Mr. Koloski said he had gotten a call from a citizen about paint coming off the Visitors Center trim and there was a rotted soffit. Ms. Walter said it is scheduled to be repaired and an RFP (request for proposal) has gone out.

Mr. Koloski said in reference to Mr. Farrell and the kiosk, Council had received a letter in reference to it. He said he would like to hear from Gary Trottier about the timeline. Mayor Cutts asked to invite Mr. Trottier to the November Council meeting to give an update on the timeline.

Mr. Koloski asked about trash hauling requirements and, specifically, recycling requirements and penalties for not doing so. Ms. Taylor said the information is on the City's website. If a person has a complaint, it should be filed with Public Works. Mr. Raymond said he doesn't think haulers do specific recycling. Mayor Cutts believes haulers are to offer recycling; she will review the ordinance.

Mayor Cutts asked if it was possible to have a moveable microphone at the podium and asked for a response by January, if not sooner. Mr. Santagate said he will look into it.

COMMITTEE REPORTS

Master Plan Committee

None

Claremont 250th Anniversary Committee

Mr. Burke said they are meeting on Monday.

CONSULTATION WITH LEGAL COUNSEL

None

NON-PUBLIC SESSION – UNDER RSA 91-A:3,II(a) PERSONNEL

A motion was made by Mr. Raymond and seconded by Mr. Burke to go into non-public session under RSA 91-A:3,II(a) PERSONNEL and invite Ms. Walter and Mr. Santagate.

Roll Call Vote: Motion carried 9-0.

Ms. Walter and Mr. Santagate presented information relevant to the collective bargaining agreement between the City of Claremont and AFSCME Council 93, Local 3657 (Police Union). Councilors discussed costs attributable to the proposed contract.

A motion was made by Councilor Bergeron to exit non-public. The motion was seconded by Councilor Messier.

Roll call was unanimous in favor of the motion.

A motion was made by Councilor Messier and seconded by Councilor Burke to move that the Claremont City Council approve a collective bargaining agreement between the city of Claremont and AFSCME Council 93, Local 3657 (Police Union) which calls for the following increases in salary and benefits:

Year	Estimated Increase
2010	\$12,230.00
2011	\$57,241.00
2012	\$38,239.00

Said sums representing the additional costs attributable to the increase in salaries and benefits over those of the appropriation at current staffing levels. The increase for 2010 shall be covered in the 2010 approved budget with no additional impact on the tax rate.

Roll call was unanimous in favor of the motion.

Motion made by Councilor Goff, and seconded by Council Burke to enter into non-public session under RSA 91-A:3,II(a) PERSONNEL.

Roll call was unanimous in favor of the motion.

Motion made by Councilor Bergeron, seconded by Councilor Koloski to exit non-public.

Roll call was unanimous in favor of the motion.

A motion was made by Councilor Messier and seconded by Councilor Bergeron to seal the minutes of the non-public session until such time as the reason for sealing the minutes no longer exists.

Roll call was unanimous in favor of the motion.

ADJOURNMENT

At 10:50 p.m., a motion was made by Councilor Messier and seconded by Mr. Burke to adjourn.

Roll Call Vote: Motion carried 9-0.

Respectfully Submitted,

Dorée M. Russell
Clerk to the Council