

CITY OF FRANKLIN
CITY COUNCIL MEETING
April 1st, 2024
6:00 P.M.





CITY COUNCIL MEETING

Monday, April 1st, 2024 - 6:00 p.m.

Franklin Lodge of Elks

or view only via Zoom: <https://us02web.zoom.us/j/82399036238>

or by phone: 1-312-626-6799, Meeting ID# 823 9903 6238

SALUTE TO THE FLAG

MOMENT OF SILENCE FOR OUR VETERANS

CAP PRESENTATION

Community Action Program Point-in-Time Presentation

PUBLIC HEARINGS

Ordinance #08-24 Disorderly Patron Behavior

Resolution #16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025

Resolution 17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School for the Franklin High School

LEGISLATIVE UPDATE

COMMENTS FROM THE PUBLIC

Persons wishing to address the Council may speak for a maximum of three minutes. No more than thirty minutes will be devoted to public commentary. Reminder that public comment is welcome and will be taken under advisement by the Manager & Council. Ongoing requests for status should be addressed to the city manager or her designee during regular business hours. The council is a public body required to conduct the business before it on the agenda that has been vetted through the City's professional staff.

CITY COUNCIL ACKNOWLEDGEMENT

MAYOR'S UPDATE

Agenda Item I. (pg. 1)

Council to consider the minutes of the March 4th, 2024 City Council meeting, the nonpublic unsealed minutes from the March 4, 2024 City Council meeting, the March 11th, 2024 City Council Workshop meeting, and the nonpublic minutes of the March 11th, 2024 City Council Workshop meeting.

Agenda Item II. (pg. 40)

City Manager's Update

Agenda Item III. (pg. 43)

School Board Update

Agenda Item IV. (pg. 45)

Council to consider Ordinance #08-24 Disorderly Patron Behavior.

Agenda Item V. (pg. 51)

Council to consider Resolution #16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025.

Agenda Item VI. (pg. 58)

Council to consider Resolution 17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School for the Franklin High School.

Agenda Item VII. (pg. 69)

Council to consider setting a public hearing for Resolution #18-24 accepting donations of furniture and equipment from Southern New Hampshire University of up to an approximate undepreciated value of \$80,000 to the Franklin School District.

Agenda Item VIII. (pg. 74)

Council to consider setting a public hearing for Resolution #19-24 appropriating \$100,000 to the Franklin Middle School and \$100,000 to the Franklin High School for the fiscal year 2024 budget and subsequent year with the grant ending date of December 2024.

Agenda Item IX. (pg. 89)

Other Business

1. Mayor & Council Appointments
2. Committee Reports
3. Late Items

Adjournment

The City Council of the City of Franklin reserves the right to enter into non-public session when necessary, according to the provisions of RSA 91-A.

This location is accessible to the disabled. Those wishing to attend who are hearing or vision impaired may make their needs known by calling 934-3900 (voice), or through "Relay New Hampshire" 1-800-735-2964 (T.D./TRY)

CITY COUNCIL MEETING
AGENDA ITEM I



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of April 1st, 2024

Subject: Approval of Minutes

Motion: “I move that the Franklin City Council approve the minutes of the March 4th, 2024 City Council meeting, the nonpublic unsealed minutes from the March 4, 2024 City Council meeting, the March 11th, 2024 City Council Workshop meeting, and the nonpublic minutes of the March 11th, 2024 City Council Workshop meeting.”

Mayor calls for a second, discussion and the vote.



City Council Meeting Minutes Monday, March 4, 2024 - 6:00 p.m. Franklin Lodge of Elks

Council in attendance: Mayor Desiree McLaughlin, Councilor Susan Hallett-Cook, Councilor Leigh Webb, Councilor George Dzujna, Councilor Ted Starkweather, Councilor Ed Prive, Councilor Valerie Blake, Councilor Vince Ribas, Councilor Olivia Zink and Councilor Timothy Johnston

Absent: None

Others in attendance: City Manager Judie Milner, City Department Heads, and members of the public.

Mayor McLaughlin called the meeting to order at 6:01 p.m. and the Salute to the Flag was led by Councilor Johnston.

Councilor Prive stated that there have not been any lost veterans this month.

Proclamation:

Mayor McLaughlin presented a proclamation in honor of Ezekial McCoy, who now has his name on the Franklin High School gym rafters memorializing his achievements and joining the elite 1,000 career point club for basketball.

Legislative Update:

Representative Jason Gerhard started off by apologizing to Councilor Blake and the rest of the councilors for his disrespect at the previous meeting.

Gerhard gave an update on some house bills that were requested by the council:

HB 1656 that passed the house is currently with the finance committee being heard tomorrow.

HB 1686 was laid on the table and could be pulled off.

HB 1583 passed the house and is currently in finance.

HB 1630 was in expedient to legislate.

HB 1011 was in expedient to legislate on a voice vote.

HB 1466 was an auto pass with an amendment voice vote.

Gerhard proceeded to give a presentation on a house resolution that he put in, in 2023, that did not pass. He stated that it had to do with three questions for the IRS about federal income tax.

Councilor Ribas called a point of order, due to being told about this presentation and letting Mr. agenda.

Councilor Webb asked for updates on house bills 1652, 1691, 1640, and 1479 when he returns next month.

Comments from the Public:

Public comments opened at 6:21 p.m.

Many residents approached the council to read letters that they had written, which can be found at the end of the minutes.

There were some other comments made as well:

- Christine Dzuina, Ward I, let the council know about the annual Mom Prom coming up. This helps women to come together and raise money. The flyer was handed out and is attached to the end of the minutes.
- Dan Darling, Ward III, spoke about the renovations for the Opera House/City Hall and mentioned that it will not be cheap. There will be important decisions to make. He handed out reasons and benefits for arts within the community. The handout can be found at the end of the minutes.
- Mike Lombardo, Ward III, voiced his support for agenda item 3. He also stated that he hopes that the city council does something about the Opera House.
- Bob Lucas, Ward I, stated his support for agenda item 3 and agenda item 4.
- David Bedard, Ward II, thanked the mayor for recognizing Zeke and his team tonight. He mentioned that he is the only math teacher at the high school, as there is a major shortage. He stays in Franklin for his passion for his basketball coaching and theatre. Arts & entertainment bring people from all over and the city needs the Opera House. He asked that the council get the space open again soon.
- Sam Jacobson, Ward II, stated that the public needs to abide by the 3-minute rule when speaking and also need to use the microphone for the people watching on Zoom. He thanked everyone who voted to apply for last weeks CDFA grant for matching funds. Mr. Jacobson let the mayor know that it is unfair to be calling out the Fire Chief or targeting him regarding the Opera House situation. He also stated his support for agenda item 3 and agenda item 4.
- Stephanie Wolff, Partners in Prevention Coordinator, gave the following updates:
 - o Franklin Partners in Prevention held their second Opioid Overdose Kit assembly night and were able to put together another 100 kits and its surrounding communities. Please stay tuned for any future dates. Kits can be found at the Twin Rivers Food Pantry, Healthfirst's MAT program, Archways, or anyone can contact her directly for a kit.
 - o The FPIP annual event is scheduled for March 22nd at Mojalaki Country Club starting at 5:30pm. This is a free event to the public, featuring appetizers, desserts, raffles, and a presentation on the coalition impact on the community over the past year. She hopes to see the council there.
 - o FPIP officially started the Youth Leadership through Adventure project block in conjunction with the High School's Climate and Culture Specialist. They have 13 students participating and the program is going very well. Students are currently

working on service-learning projects including a hygiene drive, social norm campaigns within the school, and student engagement events. She looks forward to keeping the council and public up to date on the progress of these projects.

- April's National Drug Take Back Day is right around the corner. The date is set for April 27th from 10am – 2pm at the Franklin CVS.

Letters/emails were read into record by Councilor Webb, Councilor Prive, and Mayor McLaughlin. These are attached to the end of the minutes.

Public comments closed at 7:29 p.m.

City Council Acknowledgement:

Councilor Starkweather gave a shout out to all of the 1st responders for the incident at the river involving two children that were drowning. They all did a fantastic job.

Mayor's Update:

"Good evening. Thank you to all for being here, both in person and on Zoom. Just as a quick update, February was a great month. I am learning so much about this great City. I met with many people throughout the month and accepted many invitations to evening events. I still can't believe it but our former councilman Jim Wells and one of our residents Carrie Morse actually got me to hit the dance floor at the VFW one evening. Wow, I haven't danced in years. They served an amazing prime rib dinner and I was so thankful to be invited. What a wonderful experience with great people. I also have my favorite meeting of the week which is the Rotary Club. Such wonderful people doing great things for the community.

In addition to having fun, I attended our various City committee and commission meetings, met regularly with the City Manager and spoke with many residents. It was a busy month but wonderful in the sense that I am beginning to understand why I was elected which is slightly different from why I ran. Funny, a person runs on a campaign of slogans and absorbs those words into their everyday language. Accountability, Transparency, Integrity, listening to our residents. The commitment to the elected position is really what an elected official puts into it. I realized the constituents are the ones who will guide me during my term as Mayor. I also realized that when items come before the Council and have my name attached to it, I am not going to co-sign for something that is not in the best interests of the residents. If there is something that I feel isn't serving the resident, or doesn't look quite right. I am going to say something. I assure you all, that is a difficult thing to do but you know what the positive payout of that is? I sleep like a baby at night.

I am also developing my style. Since I was elected on a pretty intense social media campaign, I foundered for a bit in my first month, trying to eliminate social media from my daily life and interactions. Then I realized that there are many elected officials on social media. What a relief it is to be reconnected with my online constituency. I do think I need to do some tweaking to that

online equation. I am researching getting a Mayor McLaughlin account. In an age where social media is the new newspaper, it's important to stay in touch with the people we are stewarding a city for. I know a great deal of people in the Franklin city government are not big fans of social media. And that is fine. I love social media. I am comfortable with it and understand that when it's too much, put it down. I believe there needs to be some education to the public also. Just because I am Mayor does not mean my opinions cease to exist or that my political views are no longer able to be voiced. Thank goodness for my 1st amendment rights. Our City Solicitor made it very clear in a governance meeting. If a person is elected on a platform, they have the right to continue that platform while in office.

With that said, I am looking forward to another month of being your mayor.

Just a reminder, all Non-Public meeting info needs to remain non-public."

Agenda Item I.

Approval of Minutes.

Council to consider the minutes of the February 5th, 2024 City Council meeting, the nonpublic minutes from the February 5th, 2024 City Council meeting, the February 26th, 2024 City Council Workshop meeting, and the nonpublic minutes of the February 26th, 2024 City Council Workshop meeting.

Motion – Councilor Ribas moved that the Franklin City Council approve the minutes of the February 5th, 2024 City Council meeting, the nonpublic minutes from the February 5th, 2024 City Council meeting, the February 26th, 2024 City Council Workshop meeting, and the nonpublic minutes of the February 26th, 2024 City Council Workshop meeting. Seconded by Councilor Webb.

Mayor McLaughlin asked if there was any discussion.

Councilor Ribas stated that he gave a couple of grammatical revisions to the secretary previously. Councilor Johnston commented on his motion from the February 26, 2024 meeting not being in the correct place, however, he had made the motion during a different agenda item and this was reflected in the minutes.

Mayor McLaughlin stated that the nonpublic minutes from the February 26, 2024 meeting seemed to be missing some of the information that was discussed. This will need a nonpublic to discuss further.

Motion – Councilor Zink moved to make an amendment to the motion to remove the February 26, 2024 nonpublic minutes so that the Franklin City Council can go into a nonpublic to discuss changes later. Seconded by Councilor Ribas.

All in favor. Motion PASSED.

Mayor McLaughlin called a vote on the original motion to approve the minutes of both meetings as amended.

8 in favor; 1 abstention. Motion PASSED.

Agenda Item II.

City Manager's Update

- Contingent Grant Line Activity – \$0
- Trust fund for school funding – \$277.22
- Committee Meetings – March:
 - Parks & Rec Committee – 3/21 @ 5pm at the Bessie Rowell
 - Police Committee – TBD
- Council Workshop – March:
 - Monday, 3/11 @ 6pm at the Lodge of Elks – To discuss moving forward as a city
- Upcoming Council Educational Workshops – All @ 6pm, location TBD:
 - Monday, 3/11 – Assessing 101
 - Monday, 3/25 – Budget 101
 - Monday, 4/8 – TIF 101
 - Monday, 4/15 – Economic Development 101
- City SPIRIT Event:
 - April 6th from 9am – 3pm at the Bessie Rowell Community Center. Please register on the city website. They are still looking for facilitators for this event.
- Merrimack Community Power is rolling out a community power program with several different options. The community itself can opt to buy power through the community power program. Milner will be adding this to next weeks agenda so that the council can discuss whether or not the community should opt in.
- Shout Out – to Sargeant Forrest Walker of Franklin PD, who took an unexpected swim last Friday saving two children from the water. He is a complete hero.
- Congratulations – Firefighter Sean Breen for receiving his CDL.
- Big Shout Out – Police Chief Goldstein who was recently inducted as a lifetime member in the International Association of Chief's of Police.
- Shout Out – City Clerk Stanyan who is going to be featured in the Concord Monitor in an article that features her valiant efforts of getting people who are behind in taxes and water & sewer bills to use the Covid ARPA money from the State of NH to get caught up on those bills. Because of her efforts the City of Franklin received over \$100,000 in back taxes and back water & sewer fees.
- City Hall Update – Received a final draft of the floor plan for the city hall offices today. They will be having the architects go ahead and update their draft report with the final floor plan. Shortly after that she will be scheduling a workshop with the council.
- Senator Innis – Senate Bill 592 to rename State Rte. 127 in honor of Chief Bradley Haas was put in as a late bill. That passed the committee level, 4-0. It will be coming to the full Senate this Thursday, 3/7 @ 10am.
- Grants-

- Land & Water Conservation grant – This was applied for in December. She received notice that Franklin scored 91.6 points out of 100 from the State of NH review. This is moving on to the federal level at this point.
- USDA grant for the Food Co-op – They were not able to be completed on time. Will go for the next round.
- Tax Credits grant – This was completed and uploaded this morning.
- Myth Buster – Grants are NOT a bad thing for this city. Over the past 5 years, one of the things that they had to do was have a list of grants that the city has been awarded. The city, not including the school district who also receives grants, has received \$24,485,437 in federal grant funding in the last five years. That is one and a half times the municipal budget. This has saved thousands on tax rates and/or water & sewer rates for the City of Franklin users and taxpayers. The city lives on grants.
- The Rotary Club has been meeting weekly and would like to take up the topic of a temporary ice-skating rink/splash park. They would like permission to pursue this by applying for grants. There was no objection from the council.
- City Workplace Violence & De-escalation Training – This has been scheduled and is mandatory for all city employees. She invited the city council to this training as well.
- FY25 Budget Process – Milner wanted to throw out an idea to the council on having one budget meeting on a Saturday so that all of the information is presented at the same time. The school board and the department heads are onboard. She was looking at Saturday, May 18th. The council had no objection to this.
- Rabies Clinic – March 30th, noon – 2pm at the Bessie Rowell Community Center.
- Milner and the mayor discussed having a meet & greet between the council and Mill City Park. She reached out and the date that was suggested is Tuesday, April 2nd at 6pm and she wanted to check to see if the council was ok with that. There was no objection.
- Milner has officially frozen the FY24 budget because the welfare department is over budget as of 1/31 of 2024. The city has stopped spending money in other departments so that the city can make sure that people are taken care of that need help from the welfare department.
- Legislative Updates:
 - HB 1279 – She is unsure where this state money is coming from so she urges to be cautiously optimistic about this bill. It is to restore 7.5% of the NH retirement employer costs for police, fire and teachers.
 - HB 1479 – This is the anti-lobbying bill. This bill would make it so that Milner, for example, cannot go down to the State of NH and testify on any bill on behalf of our city. If she did, she would be criminally liable. This would apply to Chief Goldstein or anyone else from the city. So, this bill is just allowing the state to do whatever they want without any input from municipalities. It is scary as written and is going to be heard on March 6th at 10am for the House Executive Committee.
 - HB 1640 – Qualified immunity bill. All municipalities enjoy qualified immunity, which means if someone gets hurt on the playground and it's not default equipment that's our fault, they can't sue us. Its to save the city from these kinds of suits that would make it so that we couldn't have any playgrounds. This bill is just as scary as the anti-lobbying bill and is also being heard on March 6th at 10am.
 - HB 1002 – House bill on fees for lengthy right to know requests. This looked like it wasn't moving forward, but after the cameras were turned off, they voted to reconsider. It has been sent back to judiciary by the house for further work.

Agenda Item III.

City Council to consider approving the Franklin Outing Club to obtain a liquor license for the Veteran's Memorial Ski Area property.

Motion – Councilor Dzujna moved that the Franklin City Council allows the Franklin Outing Club to file for a Liquor License through the State of NH Liquor Commission for the Veterans Memorial Recreation Area and authorize the City Manager to sign the applicable permit. Seconded by Councilor Blake.

Mayor McLaughlin asked if there was any discussion.

The council had a lengthy discussion and Milner recommended that an ordinance be made only after the ski club receives an actual alcohol permit from the state. The council also asked questions of the Outing Club President, Tim Morrill.

Motion – Councilor Ribas moved that the Franklin City Council amend the motion to state that this will be a 1-year trial. Seconded by Councilor Webb.

8 in favor; 1 abstention. Motion PASSED

Mayor McLaughlin called a vote on the original motion as amended.

8 in favor; 1 opposed. Motion PASSED

Agenda Item IV.

Council to consider waiving vendor fees for the Farmers Market, Winni River Day, and Community Day.

It was mentioned that the waiving of these fees has been done in the past and the fees are \$10/per table.

Motion – Councilor Dzujna moved that the Franklin City Council waive the vendor fees for the Farmers Market at Marceau Park. Seconded by Councilor Hallett-Cook.

All in favor. Motion PASSED

Motion – Councilor Ribas moved that the Franklin City Council waive the vendor fees for the Winni River Day event in Trestle View Park and Mill City Park. Seconded by Councilor Dzujna.

All in favor. Motion PASSED

Motion – Councilor Dzujna moved that the Franklin City Council waive the vendor fees for Community Day in Odell Park. Seconded by Councilor Webb.

All in favor. Motion PASSED

Agenda Item V.

Council to consider lease agreement with Brent Fife for the agricultural use of City Land.

Motion – Councilor Blake moved that the Franklin City Council approves an Agricultural Real Estate Lease with Mr. Brent Fife for 34 acres of City owned property located off River Street, identified as Tax Map 123, Lot 403, and to authorize City Manager Milner to duly execute the lease on behalf of the City. Seconded by Councilor Webb.

Mayor McLaughlin asked if there was any discussion.

Milner stated that there had been interest in this land being in conservation or as a community garden before. There was some discussion about the fee and time frame on the lease agreement.

Motion – Councilor Dzujna moved that the Franklin City Council amend the motion to include the \$25/acre fee and the time frame of May through November. Seconded by Councilor Zink.

Mayor McLaughlin asked if there was any discussion.

Councilor Zink stated that even though that language is in the lease it is good to have it clarified in the motion as well.

All in favor. Motion PASSED

Mayor McLaughlin called a vote on the original motion as amended.

All in favor. Motion PASSED

Agenda Item VI.

Council to consider setting a public hearing on Ordinance #08-24 regarding the Disorderly Patron Behavior policy.

Motion – Councilor Ribas moved that the Franklin City Council sets a public hearing for Monday, April 1st, 2024 at 6pm regarding Ordinance 08-24 Disorderly Patron Behavior. Seconded by Councilor Zink.

Mayor McLaughlin asked if there was any discussion.

Milner did mention that there needs to be a language correction on page 91, the bracket should say Chapter 347-5. This will be a final product ready for the public hearing and this has already been approved by the city attorney.

All in favor. Motion PASSED

Mayor McLaughlin read in title only, "AN AMENDMENT TO THE FRANKLIN MUNICIPAL CODE, ORDINANCE 08-24."

Agenda Item VII.

Council to consider setting a public hearing on Resolution #16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025.

Motion – Councilor Ribas moved that the Franklin City Council set a public hearing on Monday, April 1, 2024, at 6pm for Resolution 16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025. Seconded by Councilor Blake.

Mayor McLaughlin asked if there was any discussion.
A small discussion ensued.

All in favor. Motion PASSED

Mayor McLaughlin read resolution 16-24 into record:

RESOLUTION # 16-24

A Resolution Granting Authority to Appropriate \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) from the Comprehensive School Improvement (CSI) Grant Funding

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district is allocated \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) in Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43; and,

WHEREAS, the City Council of the City of Franklin would like to appropriate the \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) in Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43; **Now**,

THEREFORE, BE IT RESOLVED, that at a regularly scheduled meeting of the City Council on April 1st, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #16-24 Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43 as follows:

An Increase in Revenues:

Grant Revenue – Five Hundred Forty Thousand, Seven Hundred Fourteen Dollars and Forty-Three Cents (\$540,714.43)

An Increase in Expenditures:

Grant Expenditure – Five Hundred Forty Thousand, Seven Hundred Fourteen Dollars and Forty-Three Cents (\$540,714.43)

Agenda Item VIII.

Council to consider setting a public hearing on Resolution #17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School District for the Franklin High School.

Motion – Councilor Johnston moved that the Franklin City set a public hearing on Monday, April 1, 2024, at 6pm for Resolution 17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School for the Franklin High School. Seconded by Councilor Ribas.

Mayor McLaughlin asked if there was any discussion.
A small discussion ensued.

All in favor. Motion PASSED

Councilor Johnston read resolution 17-24 into record:

RESOLUTION # 17-24

A Resolution Granting Authority to Accept an electronic sign donation valued at \$35,186 for the Franklin School District to erect in front of the Franklin High School

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district is offered a donation of an electronic sign for the Franklin High School; and,

WHEREAS, the City Council of the City of Franklin would like to accept the electronic sign donation to the Franklin School District for the Franklin High School; **Now,**

THEREFORE, BE IT RESOLVED, *that at a regularly scheduled meeting of the City Council on April 1st, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #17-24 to formally accept the electronic sign donation for the Franklin School District as follows:*

An Increase in Revenues:

Donation – Thirty-Five Thousand, One Hundred Eighty-Six Dollars (\$35,186)

An Increase in Expenditures:

Capital Asset – Thirty-Five Thousand, One Hundred Eighty-Six Dollars (\$35,186)

Agenda Item IX.

Other Business:

1. Mayor & Council Appointments:

Motion - Councilor Zink moved that the Franklin City Council appoint Lisa Duquette to the Capital Improvement Plan Committee, seat CI9, term of service to October 2028. Seconded by Councilor Ribas.

All in favor. Motion PASSED

2. Committee Reports:

Councilor Webb stated that the Legislative Committee's next regularly scheduled meeting will be in May with a few unfinished items and the regularly scheduled meeting in August will be on the city charter with no other items.

Councilor Ribas stated that in the Finance Committee the main topic was the Financial Software. In Joint Finance they discussed rising costs for Special education, new costs for educating students, and a 10-year expense projection strategy.

Councilor Ribas also gave an update on the City Manager's evaluation form. Today he forwarded the previous form to the new councilors and once they have looked at it he will send out this years evaluation out to everyone.

3. Late Items:

Motion - Councilor Zink moved that the Franklin City Council adopt a plan, whereas the Opera House got a grant of \$149,000 in ARPA funds from the Merrimack County, and whereas these funds need to be spent before September 30th, 2024, or they need to be given back to the federal government, therefore be it resolved at the regular scheduled meeting of the City Council on Monday, March 4th, 2024 that the city council and the city manager have an open dialogue with the Opera House and have a plan in place by May 31st, 2024 so that the Opera House can expend these funds before the September deadline. Seconded by Councilor Ribas.

Mayor McLaughlin asked if there was any discussion.
No discussion ensued.

All in favor. Motion PASSED

4. Nonpublic Session Needed:

Milner stated that they needed enter into a nonpublic session.

Motion – Councilor Zink moved that the Franklin City Council enter into nonpublic according to

RSA 91-A:3, II (m) Consideration of whether to disclose minutes of a nonpublic session due to a change in circumstances under paragraph III. However, any vote on whether to disclose minutes shall take place in public session. Seconded by Councilor Ribas.

By a roll call vote.

Roll Call:

Councilor Blake	<u>yes</u>	Councilor Hallett-Cook	<u>yes</u>	Councilor Starkweather	<u>yes</u>
Councilor Webb	<u>yes</u>	Councilor Dzujna	<u>yes</u>	Councilor Prive	<u>yes</u>
Councilor Johnston	<u>yes</u>	Councilor Ribas	<u>yes</u>	Councilor Zink	<u>yes</u>

All in favor. Motion PASSED

Entered into nonpublic at 9:35 p.m.

Motion – Councilor Ribas moved to leave nonpublic session and return to public session. Seconded by Councilor Johnston.

All in favor. Motion PASSED

Public Session reconvened at 9:41 p.m.

ADJOURNMENT:

Motion to adjourn was made by Councilor Hallett Cook and seconded by Councilor Ribas. All in favor. Motion PASSED.

The meeting adjourned at 9:42 p.m.

Respectfully submitted,

Lisa A. Jones
Executive Secretary

Rep. The Franklin Opera House Board

Hi. I'm Jeff Perkins, ~~president of the Franklin Opera House~~. The ~~Opera House~~ board feels that there may be some of you who are not completely familiar with the structure and the history of our organization and what we have done during the past 25 years to reestablish the Opera House as a cultural center in Franklin. We began in 1999 as the Franklin Opera House Restoration Committee, and since then we've gradually made progress in restoring the space for performances. We think it's important that you ~~all~~ know about the efforts we've made thus far, because there seems to be a misperception that the Opera House organization is not doing anything but just waiting for the City to renovate the building.

Around 2011 the Opera House applied for a grant from the USDA Community Facilities program and was approved for funding the installation of a sprinkler system for fire suppression, but needed matching funds from the city, which owns the building. But the ^{former} city manager ~~at the time~~ declined to participate in that effort saying there were other priorities, so that opportunity was lost.

In 2016, in order to comply with the fire department's orders that we reduce the fire load in the building we removed flammable furniture and began making continuous efforts to improve practices for fire safety. In 2017 the Opera House replaced the main stage curtain with a permanently fire-retardant curtain. In 2018 we replaced the black stage curtains with permanently fire-retardant curtains.

Also in 2018 we received the donation of architectural drawings from Cedar Mill Group in Webster for the reconfiguration and renovation of the dressing rooms and offices of the Opera House to improve their usefulness and address safety concerns. We also consulted with a plumbing contractor to get a new estimate for installing a fire sprinkler system in the building. After several years of fundraising for this purpose we were preparing to begin work on dressing room renovation in 2021 when we were asked to meet with the fire department and city officials.

That was when we learned about the fire safety assessment conducted by JS Consulting Engineers. The fire department warned us that any work we did to improve our dressing rooms would likely be torn apart in the near future because of the extensive list of issues that needed to be addressed for fire

code and life safety concerns throughout the building, a list that goes far beyond simply installing a sprinkler system. At that point we began paying for a fire watch for events presented in the Opera House, until the order to cease operations was enforced last year.

So, that is how we got to where we are now. Last year we applied for and received ARPA grant funding for \$149,000 to install a smoke ventilation system above the stage area, as well as other safety improvements, but we are unable to utilize those funds without the cooperation of the city. We have already received an extension of time to use those funds. They need to be encumbered by the end of this year, but we cannot purchase or enter into contracts to use those funds without some kind of approval by the City.

The Opera House organization and the Opera House facility are not the same thing. We don't own the building. We can't just start tearing things apart. Anything we hope to do has to be part of a larger plan with the city.

Soldiers Memorial Hall was constructed in 1892 to house municipal operations, with an opera house for the enjoyment of the community. We want that tradition to continue, but we need the city, and you, the city council, to authorize the funding to do the work that needs to be done. We, as a non-profit arts organization, will do all we can through fundraising, grantwriting, and ticket sales, to help pay down the debt incurred to get the work done. This process will take time and effort. It may take longer than we would like, but if the city will work with us to fulfill our end of the ARPA obligation, we can get the ball rolling that much sooner. We ask you to do what needs to be done to get the process moving so we can begin operating again.

thank you &
Franklin
the opera house Bd of Directors

PUBLIC COMMENTS
March 4, 2024

To: Mayor and Council
From: Judith Ackerson, Ward 3
Re: Transparency

Before I begin my prepared statement, I want to publicly thank Val Blake for representing my Ward 3. When she first ran for her seat, she made every effort to get to know her constituents by holding public forums, acquainted herself with the various department and the issues they faced and continues to do her homework and conduct herself in a professional manner. Thank you Val.

I believe that, even though under our system we have to vote by ward, once you all are elected, I consider every one of you to represent me as your votes affect every citizen in the City of Franklin.

Now to my statement:

Mayor and new councilors, you ran on a platform of transparency. However, that is not what we are seeing. We see vendettas against Mill City Park. We see open comments on Facebook from our mayor refuting and disparaging our city manager. And, Madame Mayor, when the public asks you direct public questions through city council meetings, you don't respond. I posed questions to you on February 5th and have yet to hear from you in writing, as requested, or verbally.

You are the ones not being transparent,

Please identify when we will see your responses to your community's inquiries.

It is unfortunate that we even must ask. Perhaps next time step up and publicly debate so we understand the quality of the candidate we are being presented with prior to elections.

cc: Lisa Jones

I'm speaking on behalf of the Opera House FACT program, and Franklin Footlight Theatre, and FHS Players, and FMS Players. Last month the Middle School students put on a production of "Willy Wonka Jr." in the Middle School cafeteria, with four sold-out shows. There were people who couldn't see these kids give it their all because they couldn't get tickets. This is what people want in Franklin. This is what parents want. The kids did an amazing job under adverse conditions. Many people volunteered their time and effort to give these kids an experience that approximates a theatrical production. And yet, it falls short.

When it comes to renovating the Opera House, we understand the desire to get as much done as possible. We understand that city offices need to be consolidated into a space that is accessible to all. We understand that the Opera House needs to be used in a way that accommodates the city administrative functions while providing the maximum possible benefit to the community. But we ask that the architects and the planning team consider alternatives to an "all at once" approach, perhaps an approach that makes the Opera House useable in a shorter time frame. Perhaps an approach that makes it the best version of what it is now. Rather than completely reconstructing the building from the inside out, perhaps we could consider an incremental plan that first addresses the critical safety conditions that could allow the fire department to issue an assembly permit. Then, while the building is being used, other desired improvements can be made over time. We know that will require a firm plan, a firm commitment, a firm timeline, and yes, it will probably take more time overall. We ask that the architecture firm currently working on the plan prepare an alternative, incremental plan, for time and cost comparisons, that prioritizes the fire safety and code issues and then phases in desirable functional and aesthetic considerations.

We would all like to see a swanky, glitzy, updated building that everyone – city staff, performers, and residents – can enjoy for years to come. We know you will ultimately approve a plan that is the most feasible, practical, and fiscally responsible. But we ask that you please consider ways to permit use of the building AND improve it at the same time.

My name is Allison Cross and I am here to speak about the importance of the Opera House and the arts to the children of Franklin.

In July of 2022, my son-in-law was deployed to Saudi Arabia for one year. My daughter and their three girls moved in with me.

My granddaughter Emma, who is normally very shy, saw how much I loved being a part of theater and decided that she would like to try it and perform on stage with me. She mustered up the courage, went through auditioning, and got a part in the Footlight production of The North Pole's Got Talent. Her mom and I watched her go from that shy little girl to blossoming out there on stage. She practiced her lines at home and worked with the other kids growing her confidence with each passing rehearsal. By the time of the performance, she had found a new passion. She loved being on stage. We were so proud to see the transformation in her. She went on to perform in the school's district-wide musical The Wizard of Oz. Her sister, Olivia, saw how much fun Emma had had and decided she would like to try out working in the technical part of theater and joined the Wizard of Oz tech team. What a great opportunity it was for them to work and learn from the older high school students.

They hoped to continue with theater when their dad returned and the family relocated to Colorado Springs, Colorado. They found out that there is no community theater there and no theater program in the schools. For the girls to take part in theater they would have to pay. To be a part of a production over the period of January to May, they would need to pay \$92 a month for one class a week along with additional charges for costume and production fees for each girl. The family was not in a position to afford it at that point in time, so the girls were unable to participate. Emma really misses it.

My granddaughter is only one example of the huge positive impact theater has on children. Theater helps them build their confidence, make new friends, and helps them learn to work as a team on top of just providing them with hours of fun being a part of productions.

Franklin is very fortunate to have a community theater program and a theater program in our schools. As you can see not all cities and towns are as fortunate as we are. I know the programs are continuing and the kids are performing, but the middle school stage is just not the same experience nor can it hold as many children as the Opera House stage did. I'm not sure if the district wide musicals can even be held in that space.

The Opera House has been an important part of so many children's lives. I urge the mayor and council to do whatever is necessary to get the Opera House back open so our children can once again have the opportunity to walk out on that big stage and shine. Thank you.

10 Reasons to Support the Arts

1. **Arts promote true prosperity.** The arts are fundamental to our humanity. They ennoble and inspire us—fostering creativity, goodness, and beauty. The arts help us express our values, build bridges between cultures, and bring us together regardless of ethnicity, religion, or age. When times are tough, art is salve for the ache.
2. **Arts improve academic performance.** Students with an education rich in the arts have higher GPAs and standardized test scores, and lower drop-out rates—benefits reaped by students regardless of socio-economic status. Students with 4 years of arts or music in high school average 100 points better on their SAT scores than students with just one-half year of arts or music.
3. **Arts strengthen the economy.** The U.S. Bureau of Economic Analysis reports that the arts and culture sector represents 3.25 percent of the nation's GDP—a larger share of the economy than tourism and agriculture. The nonprofit arts industry alone generates \$135 billion in economic activity annually (spending by organizations and their audiences) that supports 4.1 million jobs and generates \$22.3 billion in government revenue.
4. **Arts are good for local merchants.** Attendees at nonprofit arts events spend \$24.60 per person, per event, beyond the cost of admission on items such as meals, parking, and babysitters. Attendees who live outside the county in which the arts event takes place spend twice as much as their local counterparts (\$39.96 vs. \$17.42)—valuable revenue for local businesses and the community.
5. **Arts drive tourism.** Arts travelers are ideal tourists, staying longer and spending more to seek out authentic cultural experiences. The U.S. Department of Commerce reports that the percentage of international travelers including museum visits on their trip has grown steadily since 2003 (18 to 24 percent). The share attending concerts and theater performances has grown from 14 to 17 percent since 2003.
6. **Arts are an export industry.** U.S. exports of arts goods (e.g., movies, paintings, jewelry) grew to \$72 billion in 2011, while imports were just \$25 billion—a \$47 billion arts trade surplus.
7. **Arts spark creativity and innovation.** The Conference Board reports that creativity is among the top 5 applied skills sought by business leaders—with 72 percent saying creativity is of high importance when hiring. The biggest creativity indicator? A college arts degree. Their *Ready to Innovate* report concludes, "The arts—music, creative writing, drawing, dance—provide skills sought by employers of the 3rd millennium." Nobel laureates in the sciences are 17 times more likely to be actively engaged in the arts than average scientists.
8. **Arts have social impact.** University of Pennsylvania researchers have demonstrated that a high concentration of the arts in a city leads to higher civic engagement, more social cohesion, higher child welfare, and lower poverty rates. A vibrant arts community ensures that young people are not left to be raised solely in a pop culture and tabloid marketplace.
9. **Arts improve healthcare.** Nearly one-half of the nation's healthcare institutions provide arts programming for patients, families, and even staff. 78 percent deliver these programs because of their healing benefits to patients—shorter hospital stays, better pain management, and less medication.
10. **Arts mean business.** The Creative Industries are arts businesses that range from nonprofit museums, symphonies, and theaters to for-profit film, architecture, and design companies. A 2014 analysis of Dun & Bradstreet data counts 750,453 businesses in the U.S. involved in the creation or distribution of the arts that employ 3.1 million people—representing 4.2 percent of all businesses and 2.2 percent of all employees, respectively. (Download a free Creative Industry report for your local community.)

Could you please read this during public comment and have it added to the minutes as I will be at the School Board Budget Workshop while the City Council is in session?

First and foremost, I want to thank our Council for their work at the February 26 Workshop. We should all view the result positively as this will get the next phase of the whitewater on track with no outlay by the City other than limited administrative costs.

I have a few questions for the Council. I don't so much as need an answer as I think that these are questions that our council should have answered as Franklin moves forward. I would be as gratified to see the answers evident as current and upcoming issues are debated.

Did the Council ever take any action on the MOA with Mill City Park? It was dropped from the Agenda for the December 14th meeting and has been MIA ever since.

Why, as a city, are we holding the school board budget workshop on the same evening as a regularly scheduled City Council meeting? Was there any discussion that would shed light on why this conflict has occurred? Will this budget not account for over have the money spent by Franklin this year? Believe me, I'll also ask the School Board as well. However, I would think that the Councilors would have some thought on this situation as there has been no School Board report since the abbreviated report on January 8 when the minutes record two items from that presentation, the posting of the Strategic plan and the date of the class parade in June.

Referring to the February 5th City Manager's update, City Hall Update, Has the City Council been provided with the opportunity to review the promised third draft of the architects' drawing?

I've seen conflicting statements as to the composition and purpose of the Economic Development Group (Team?). Who are the members and what is the scope of their responsibilities? I think that the Mayor and every Councilor should feel very confident that they understand what this group's function and purpose is.

Regards,
Al

Al Warner
Ward 3
Franklin

**City Council Meeting
Monday, March 04, 2024
Franklin Lodge of Elks**

Congratulations for the newly elected councilors and our mayor. And thank you for the continued service of our current councilors.

I would like to ask a couple of questions and then share a couple of comments and observations.

Questions:

Who is in charge of the city?

What is the number one priority for the city?

Comments / Observations:

We continue to have many people come to this podium to describe to you and special aspects of the City of Franklin. I hope you are listening fully. Franklin is a special place, but this is not new Franklin has always been a special place and at times a great place to live. We have lived here our entire life, except for a few years in school and invested in the city.

Franklin is special and it needs to be treated as such for all the city's residents not a select few.

We often hear in these meetings about social media not getting things right. This could be true. I have attended these meetings for the last several years and the information flow from these meetings generally is not very clear, concise, sometimes slanted and never seems to be the entire story. This leaves all of us to make up for the gaps in information.

Then we have City Spirit, we have 4 to 10 City Spirit meetings a month, City Council, Planning, Zoning, School Board, and others. This is where city spirit is built.

During these meetings we have been called names by a paid member of the city staff. We have been told several times by the director of Mill City Park our taxes will not go up. Recently it was stated that there is an issue with the assessing company hired by the city. This is our City Spirit and this needs to change.

This is all accepted and our taxes are continuing to increase to the point you are placing Franklin out of reach of many people. We hear many times this thing called revitalization. Not sure just what this means to you. Concrete barriers in the river? Homes being priced out of the reach of the average Franklin resident?

Our schools are challenged, our Fire and Police are challenged, our roads and services are in tough shape. Local families have seen an average monthly cost of nearly \$1000. How are they going to live? And yet we are on our year over year continued tax increase. How can anyone in control of the City of Franklin even talk about homelessness, as we are creating it.

The property cost just went through the roof with our assessment, the monthly rents are increasing, our service costs of waste removal, water and sewer are all increasing.

The people in the city of Franklin are not against the Mill City Park / White Water Park. It's just not the right priority and should not be funded by any City Money or Resources.

I would like the councilors to think about these concepts:

What would our schools look like today if all the time, money and resources that has been spent on Mill City Park / White Water park had been spent on our school children and the schools?

What would our Fire Department look like today if all the time, money and resources that has been spent on Mill City Park / White Water Park had been spent on our Fire Department?

What would our Police Department look like today if all the time, money and resources that has been spent on Mill City Park / White Water Park had been spent on our Police Department?

What would the Public Works Department and roads look like today if all the time, money and resources that has been spent on Mill City Park / White Water Park had been spent on our Public Works Department?

What would our Soldiers Memorial Hall look like today if all the time, money and resources that has been spent on Mill City Park / White Water Park had been spent on our Soldiers Memorial Hall?

We suggest we want people to come to Franklin. We suggest we need to broaden our tax base. How do we expect this to happen with the current condition of the City of Franklin Services and an ever-increasing tax burden?

Many of the new businesses in town cannot support these higher assessments and taxes, we will put them out of business.

The City of Franklin is a special place and has done very well in the past under some of the prior managements, but today we are challenged, and it appears the focus is not to continue to make Franklin Special.

LeAnne Fifield Ward 2

I'm sorry I cannot be here in person tonight but I am involved with another meeting.

I truly dislike having to point out negative things, I would much rather be discussing positive changes to this community. But...

Today I witnessed a conversation online regarding water & sewer rates which turned into the Mayor stumping to unseat councilors in the fall to elect new ones that will "fire" Judie Milner. And insinuating "someone" is directing the Welfare Director to not spend enough on residents in need. Really??? This is wrong on so many levels. Is this how you get Franklin to come together and move forward?? Is this your plan to pay for the schools, Soldier's Memorial Hall, Roads Etc?? Spend all your time trying to get someone you don't agree with fired? You should be discussing how to move forward on Soldier's Memorial Hall so we can get it opened back up to the public.

Franklin is better than this! We are tired of being looked at as the victim and would like to see this City move forward in a positive way. Stop trying to divide the community. You were elected to do positive things in this community and so far, all I've seen is you continuing to divide the community with disrespect online.

Tonight, would be a good time to set a social media Policy for ALL elected & appointed officials.

I have attached screen shots of this conversation for proof.



City Council Meeting
NON-PUBLIC MINUTES (UNSEALED)

March 4, 2024
The Franklin Lodge of Elks

In Attendance

Mayor Desiree McLaughlin, Councilor Valerie Blake, Councilor Tim Johnston, Councilor George Dzujna, Councilor Ted Starkweather, Councilor Ed Prive, Councilor Olivia Zink, Councilor Susan Hallett Cook, Councilor Leigh Webb, and Councilor Vince Ribas

Absent – None

Motion: *Councilor Zink moved that there is a need for a non-public session per RSA 91-A:3, II (m) Consideration of whether to disclose minutes of a nonpublic session due to a change in circumstances under paragraph III. However, any vote on whether to disclose minutes shall take place in public session. Motion seconded by Councilor Ribas.*

Roll Call:

Councilor Webb	<u>yes</u>	Councilor Hallett Cook	<u>yes</u>	Councilor Ribas	<u>yes</u>
Councilor Johnston	<u>yes</u>	Councilor Dzujna	<u>yes</u>	Councilor Prive	<u>yes</u>
Councilor Blake	<u>yes</u>	Councilor Starkweather	<u>yes</u>	Councilor Zink	<u>yes</u>

All in favor; motion PASSED.

Entered nonpublic session at 9:35 p.m.

Others present: City Manager Milner and Executive Secretary Lisa Jones

Mayor McLaughlin stated that she didn't have her notes on her to go over what she felt was missing from the nonpublic meeting minutes of February 26, 2024.

Executive Secretary Jones let the mayor know that she could send her the additional verbiage via email and she would revise the nonpublic minutes and send back out to the council for review. They could then be voted on for approval at the next city council meeting.

Mayor McLaughlin agreed to this.
There was no further discussion.

Council Meeting – Non-Public

March 4, 2024

Page 2

Motion: Councilor Ribas moved that the Franklin City Council leave nonpublic session and return to public session. Motion seconded by Johnston.

All in favor; motion PASSED.

Public session reconvened at 9:41 p.m.

Respectfully Submitted,

Lisa Jones

Executive Secretary



City Council Meeting Minutes Monday, March 11th, 2024 - 6:00 p.m. Franklin Lodge of Elks

Council in attendance: Mayor Desiree McLaughlin, Councilor Leigh Webb, Councilor George Dzujna, Councilor Ed Prive, Councilor Valerie Blake, Councilor Vince Ribas, Councilor Olivia Zink and Councilor Timothy Johnston

Absent: Councilor Susan Hallett-Cook and Councilor Ted Starkweather

Others in attendance: City Manager Judie Milner, City Department Heads, and members of the public.

Mayor McLaughlin called the meeting to order at 6:06 p.m. and the Salute to the Flag was led by Councilor Dzujna.

The mayor moved agenda item #2 up to discuss first.

Agenda Item II.

County Community Power Discussion

Milner stated that the county is putting up a bunch of solar and has options for the communities to opt into.

A packet was provided to the council and this is included at the end of the minutes.

Milner stated that this is just for residential power. It is only for the supplier and not distribution.

The council discussed this and it was mentioned that they could invite the county to a forum so that they can do a presentation for the public. They could then take a vote at the next city council meeting after the forum with public comment beforehand.

Agenda Item I.

City Vision Discussion

Mayor McLaughlin stated that her and the City Manager decided in one of their meetings to have a discussion with the council about the vision of the city.

Milner added that their conversation seemed like they were both at two different ball games and wanted to discuss further with the council.

She also mentioned that they all operate under the City Charter, which is 15 pages and follows RSA 49-C. The city council is the 35,000' view and they are responsible for everything; all debts

and assets. The city council adopts through an ordinance code, which are added rules that the City Manager and department heads follow.

There are 3 documents that the city works off of right now:

- The Franklin Falls Historic District Revitalization Design Charette (started in 2006)
- The Franklin for a Lifetime Charette (started in 2015)
- The Master Plan (started in 2018)

These three documents, that are about 18 years of age, tell her and the city what needs to be implemented to move forward with the city. All of these things are brought forward to the council. The things that she is working on now are things that the city council approved her to work on. She is still working under that template and it is important that her and the council work together.

Milner wanted to talk about what items she should be working on. Right now, she is working on the following:

- The Trestle Bridge
- The Opera House
- White-Water Park
- Central Street

The mayor discussed housing, as it is a national problem, not just effecting Franklin.

Milner did state that the federal budget did pass the \$2.5M for the White-Water Park and the pedestrian pathways. It is through the HUD program, which is a little different. Body cams for the PD were also approved in the federal budget.

Trestle Bridge update:

This is still with DOT and they asked us to be patient as they are still waiting on the 80% match.

Soldier's Memorial Hall update:

The city is working on the draft plan and should have it ready by Friday.

Milner stated that she would like to ask for a congressional directed spend from Senator Shaheen for the Opera House funds, if the city is continuing their partnership with them. The numbers for that portion will be coming on Friday as well.

Also, FBIDC is applying for a rant for the Opera House to help with their debt.

Milner asked if the city is keeping their relationship with the Opera House, before going ahead with the congressional spend and a discussion ensued.

The architect's build process will be about 18 months from start to finish. The council can ask more questions when the architects come in to meet with the council.

The municipal part has to be funded by the city.

Milner mentioned that the architects are also working on an amount for only dealing with the life safety issues instead and she will give the council that info once she has it. However, Milner stated that they are trying to do a little more than the bare minimum so that the building lasts longer and brings in more money for the Opera House.

There were discussions about updating the documents that the city is working off of that are getting older.

Motion – Councilor Blake moved that the Franklin City Council authorize the City Manager to apply for a Congressional Directed Spend for the Opera House. Seconded by Councilor Dzujna.

Mayor McLaughlin asked if there was any discussion.

It was clarified that a Congressional Directed Spend is when a Senator can put a certain amount of money towards a project that they believe is important for their state into the federal budget and if it makes it through the whole process then that money is set aside for that project through whichever agency it should have gone through. For the Opera House it's probably a HUD agency. These used to be called "earmarks".

The deadline for applying for the Congressional Directed Spend is March 22nd. They do not have to have a final design in place, but an idea so that they know how much to apply for. It can only be the Opera House numbers, which they will have shortly.

Soldier Memorial Hall is a city building and the city will need to fund the renovations for city offices. If the city council would like to move faster on this, they can do a long-term debt anticipation loan right away to get the work started. A bond anticipation note authorizes the debt to bond after construction is completed.

A bond anticipation note is just a tool to be used after the current council has authorized a bond. The council cannot authorize a bond anticipation note without authorizing the long-term debt because they can't expect a future council to do that after the city has spent the money already. This would have to be done with a resolution and a public hearing would need to be set.

To get the ball rolling, the city has to start funding this project.

This vote, however, does not say that the city council is approving any spend by the city right now.

All in favor. Motion PASSED

Mayor McLaughlin stated that she would be meeting with Senator Shaheen's assistant, Madison Footlight, on March 19th @ 10am at City Hall. She asked the council to email her if they would like to attend as well.

The mayor also asked if a study could be done on the housing crisis and Milner stated that she would look into options.

Agenda Item III.

Other Business

Milner stated that they were in need of a nonpublic meeting.

Motion – Councilor Ribas moved that there is a need for a non-public session per RSA 91-A:3, II (I) Consideration of legal advice provided by legal counsel, either in writing or orally, to one or more members of the public body, even where legal counsel is not present. Motion seconded by Councilor Dzujna.

Roll Call:

Councilor Webb	<u>yes</u>	Councilor Hallett Cook	<u>absent</u>	Councilor Ribas	<u>yes</u>
Councilor Johnston	<u>yes</u>	Councilor Dzujna	<u>yes</u>	Councilor Prive	<u>yes</u>
Councilor Blake	<u>yes</u>	Councilor Starkweather	<u>absent</u>	Councilor Zink	<u>yes</u>

All in favor; motion PASSED.

Entered nonpublic session at 8:04 p.m.

Public session reconvened at 8:35 p.m.

Motion - Councilor Zink moved that the Franklin City Council seal the minutes. Motion seconded by Councilor Ribas.

Roll Call:

Councilor Webb	<u>yes</u>	Councilor Hallett Cook	<u>absent</u>	Councilor Ribas	<u>yes</u>
Councilor Johnston	<u>yes</u>	Councilor Dzujna	<u>yes</u>	Councilor Prive	<u>yes</u>
Councilor Blake	<u>yes</u>	Councilor Starkweather	<u>absent</u>	Councilor Zink	<u>yes</u>

All in favor; motion PASSED.

Motion - Councilor Johnston moved that the Franklin City Council authorize the city manager to hire outside legal counsel per the recommendation of Attorney Paul Fitzgerald. Seconded by Councilor Dzujna.

All in favor; motion PASSED.

ADJOURNMENT:

Motion to adjourn was made by Councilor Zink and seconded by Councilor Ribas.

All in favor. Motion PASSED

The meeting adjourned at 8:37 p.m.

Respectfully submitted,

Lisa A. Jones

Executive Secretary

DRAFT

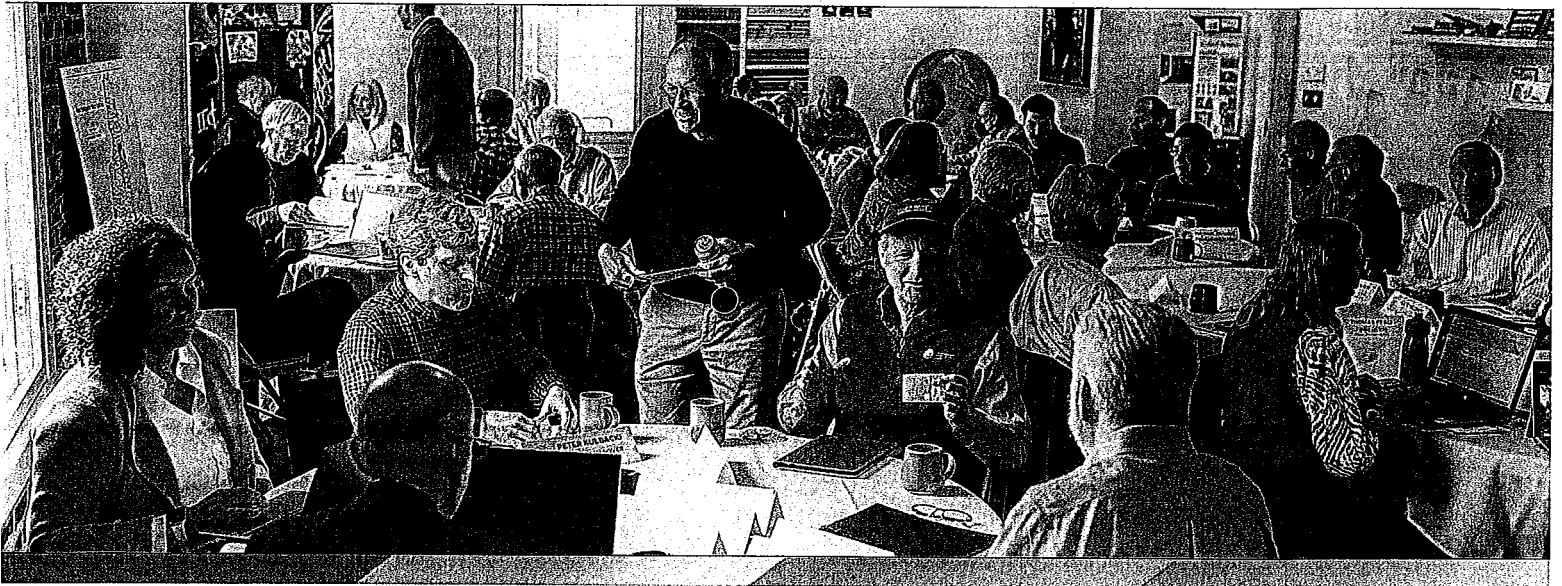
Merrimack County Community Power Community Power Coalition of New Hampshire



**COMMUNITY
POWER COALITION
OF NEW HAMPSHIRE**

Meeting of the Merrimack County Delegation

March 8, 2024 | 10am | Henry Herndon, Director of Member Services, CPCNH



What is Community Power?

New Hampshire cities, towns, and counties can become **default electricity provider** for their residents + businesses and provide related services.



Pooled Purchasing Power
for Energy Supply

Economies of Scale



Utility Company
Delivers Power

Grid Reliability



Communities Benefit from
**Value Added Services &
Programs**

*Lower Rates &
Product Choices*

RSA 53-E, Relative to Aggregation of Electric Customers by Municipalities & Counties

Customers may switch back to utility default supply or take service from a Competitive Supplier

Community Power programs must be paid for out of revenues received from participating customers

Local Control & Community Benefits



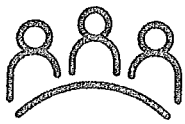
Competitive Rates & Expanded Choices

- // Lower supply rates than local utility
- // Customers can choose from a menu of options



Fiscal Stability & Financial Reserves

- // We deposit a portion of revenues into locally controlled reserve funds
- // Managing risk, financing clean energy projects/programs to shift off volatile fossil fuel



Regional Collaboration & Energy Projects

- // Working with towns and utilities on regional energy plans and projects focused on enhancing resiliency



Public Advocacy & Innovation

- // Expanding innovative options for clean energy through public advocacy at the Public Utilities Commission & Legislature

Utility Still Sends Out the Bills

Actual Account Balance Summary		
Actual Account Balance Due On 11/25/23		\$528.64
Payments and Adjustments		\$0.00
Balance Forward		\$528.64
Current Charges/Credits		
Electric Supply Services		\$42.84
Delivery Services		\$54.04
Total Current Charges		\$96.88
Actual Account Balance		\$625.52

Rate Charges for Electricity

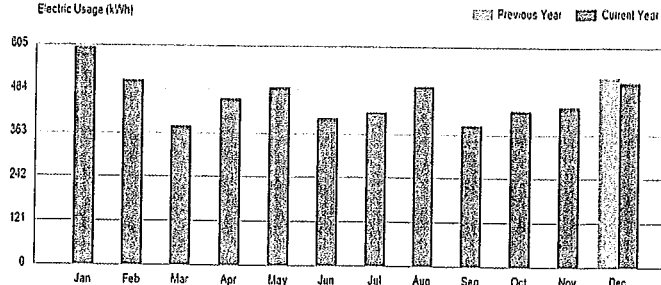
Supplier		
PORTSMOUTH COMMUNITY POWER		
Service Reference: 090780003		
Generation Svc Chrg***	393.00kWh X \$0.10900	\$42.84
Subtotal Supplier Services		\$42.84
Delivery		
(RATE R RESIDENTIAL SVC)		
Service Reference: 090780003		
Customer Chrg		\$13.81
kWh Distribution Chrg	393.00kWh X \$0.05357	\$21.05
Regulatory Reconciliation Adj	393.00kWh X \$0.00047	\$0.18
Transmission Chrg	393.00kWh X \$0.02965	\$11.65

NH_231201PROD.TXT

ELECTRIC SERVICE			ELECTRIC SUPPLIER SERVICE		
PERIOD 11/17/23 - 12/18/23			PERIOD 11/17/23 - 12/18/23		
Delivery Charges Residential			Supplier Charges		
Customer Charge		10.22	Enrol Community Payor	508.00 kWh x \$0.12350	\$62.48
Delivery Charge	508.00 kWh x \$0.09284	47.16	Total Current SS Charges		\$62.48
Stranded Cost Charge	508.00 kWh x (\$0.00010)	(0.05)			
Taxes & Surcharges					
System Benefits Charge	508.00 kWh x \$0.00700	3.55			
Total Current EL Charges		\$66.88			

Motor Number	Motor Reading Previous	Motor Reading Present	Motor Constant	Motored Usage	Number of Days	Motored Demand	Rate Code
131716	99067	99575		508.00 kWh	31		D

Electric Usage (kWh)



measures to safeguard our customers' confidential account information. These measures will help us to access your account. For current customers requesting account information or access, Customer Service and their right to access the requested account information. We are committed to providing the excellent service your energy use.

Coalition Membership

Community-Governed, Non-Profit Power Supplier

- // 2 County & 50+ Municipal Members
- Representing >30% of NH population
- // Launched 28 Communities
- // Serving ~120,000 customers
- // >\$9 Million in 1st year savings
- // Larger than Until or Liberty loads
- // Remaining Members to launch 2024+

All NH Counties, Cities & Towns
are invited to join

OPERATING SINCE

Spring 2023

Fall 2023

TARGET LAUNCH

March 2024

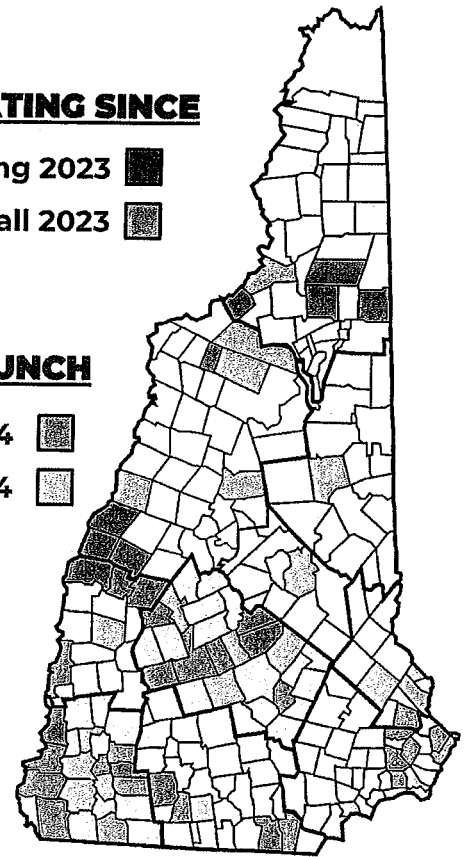
~June 2024

ON DECK

Planning

County-ready

Broker



Board of Directors

Community Governance

Technical Expertise | Transparent & Accountable
Accelerate Energy Transition | Public Advocacy



Local elected officials, former utility executives, energy finance & development professionals, municipal managers, teachers, & much more.

Staff & Service Providers

Expert Operations

Board Committees

- // Audit
- // Executive
- // Finance
- // Governance
- // Member Outreach & Engagement
- // Regulatory & Legislative Affairs
- // Risk Management



CEO
Brian Callnan

Staff:
Administration
Member Services
Load & Power Resources
Regulatory & Legislative Affairs

Energy Portfolio
Risk Mgmt.



Retail Customer
Services & Data
Mgmt.

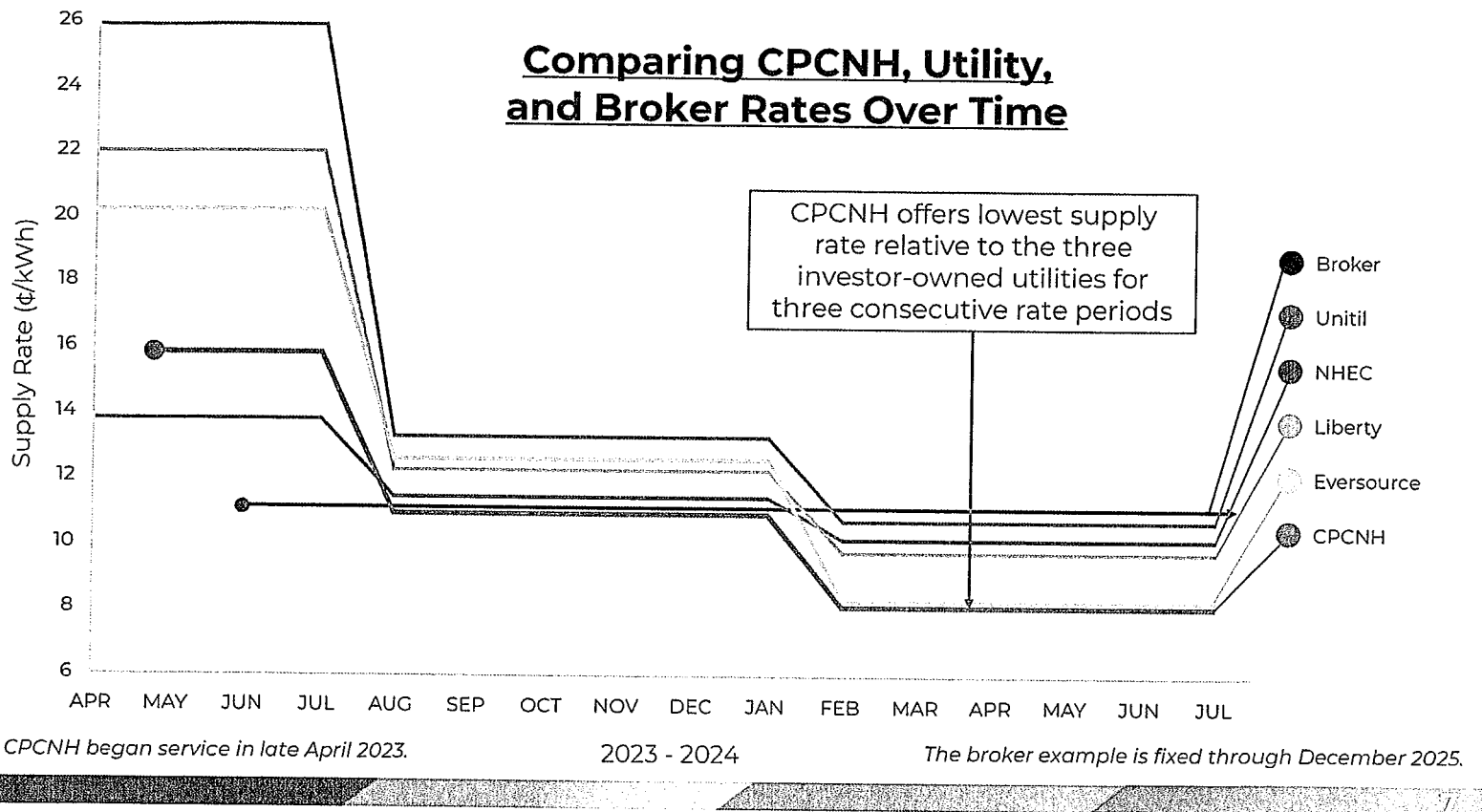


Legal
Accounting
Banking



Community
Engagement





How County Community Power Works

RSA 53-E:7 – IV. Municipal aggregations shall take priority or precedence over any county aggregations and each such aggregation shall be responsible for assuring that customers are enrolled with the correct aggregation.

1. County Joins CPCNH

- Commissioners adopt Joint Powers Agreement + form Committee

2. County Develops/Adopts Electric Aggregation Plan (EAP)

- Public hearings on EAP → County Delegation adopts EAP → PUC Approval → County Commissioners authorized to contract for services to launch program

3. Launch

- CPCNH launches program, notifies customers, public education, enrollment.

Advantages of County Community Power

Significantly streamlines process for towns/customers to join

- ✓ All electricity customers in the county can opt-in
- ✓ Benefits smaller towns with less administrative/volunteer capacity

Process for Town to Join County Community Power

- ✓ Municipality may elect County CPA as default electricity provider
- ✓ Town governing body (Select Board) votes to join program on opt-out basis

County Program Governance

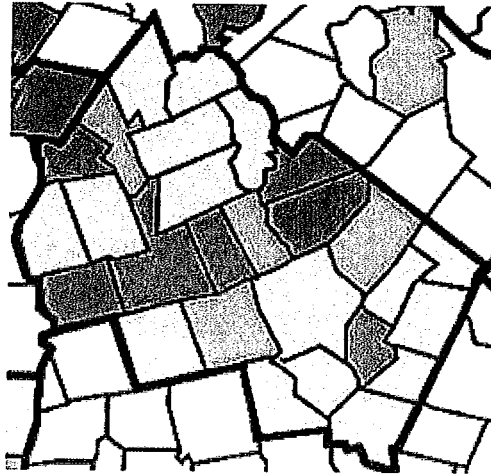
Merrimack County Community Power Council

- ✓ **Purpose:** establish a transparent, participatory, and flexible decision-making structure for mutual advantage of participating municipalities
- ✓ Each town electing County CPA as default electricity provider may appoint a representative to the Council
- ✓ Duties include:
 - ☐ Nominating representatives to CPCNH
 - ☐ Keeping participating municipalities informed about program
 - ☐ Supporting communities looking to join program
 - ☐ Approving withdrawal of municipalities from the program
 - ☐ Evaluating cost effective and innovative solutions to local energy needs

Community Power in Merrimack County

COUNTY-READY

Allenstown
 Andover
 Bow
 Chichester
 Concord
 Danbury
 Dunbarton
 Epsom
 Franklin
 Henniker
 Hill
 Hooksett
 Newbury
 Pittsfield
 Salisbury
 Sutton



OPERATING

Canterbury



LAUNCHING MARCH 2024

New London
 Pembroke
 Warner
 Webster



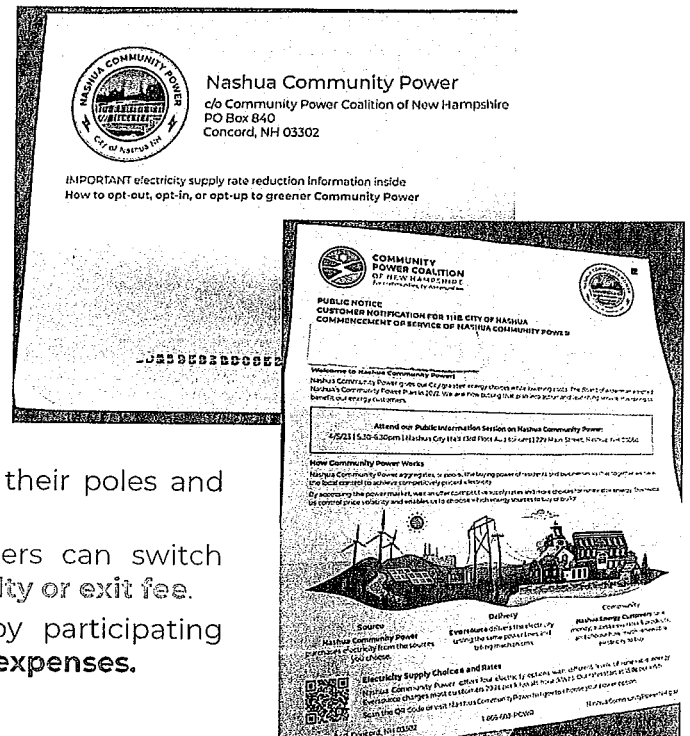
PLANNING

Boscawen
 Bradford
 Hopkinton
 Loudon
 Northfield
 Wilmot



Customer Notification and Enrollment Process

- At least 30 days before program launch all electric customers will be mailed notifications including the initial fixed rate for Community Power service compared with their Utility's rate
- Customers on Utility default energy service are able to decline participation or "opt-out" by calling 1-866-603-POWR, or by emailing info@CommunityPowerNH.gov; or visiting www.CommunityPowerNH.gov
- If a customer is already getting their power from a competitive supplier, nothing will change unless they choose to "opt-in" to Community Power.
- The Utility will continue to deliver electricity using their poles and wires, provide billing services, and ensure reliability.
- Rates posted at least 30 days in advance; customers can switch supplier at next meter read upon request with no penalty or exit fee.
- Community Power is self-funded by rates paid by participating customers. **No taxes will be used to cover program expenses.**



Delegation Adoption of Community Power

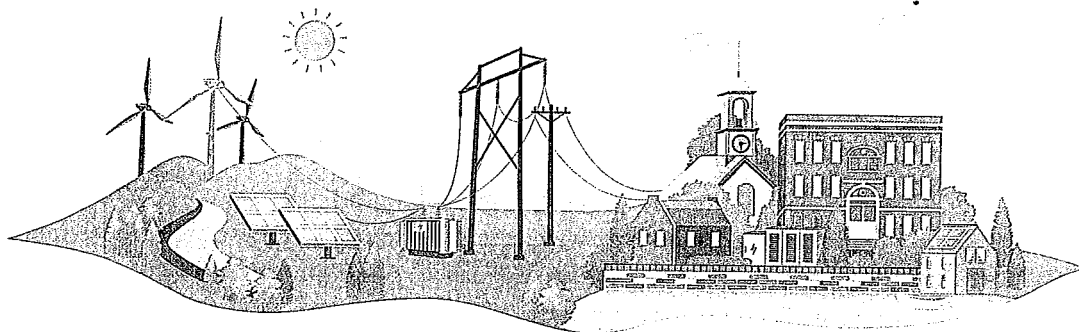
Action: Adoption of Merrimack County Community Power Electric Aggregation Plan

MOVED that the County Delegation hereby adopts the Merrimack County Community Power plan, and authorizes the Board of Commissioners to implement the Plan, and to take all action in furtherance thereof, pursuant to RSA 53-E.

Tax Impact: **None**



**COMMUNITY
POWER COALITION**
OF NEW HAMPSHIRE
For communities, by communities.



Questions & Discussion

Henry.Herndon@CommunityPowerNH.gov | 781-439-2177
www.CPCNH.org | CommunityPowerNH.gov

CITY COUNCIL MEETING
AGENDA ITEM II



Subject: City Manager's Update

City Manager, Judie Milner, will provide a monthly update to the Mayor and City Council.

- Contingent Grant Line Activity –
- Trust fund for school funding –
- Committee Meetings – April:
- Upcoming Council Educational Workshops
 - April 8
 - April 15
- Meet & Greet – Mill City Park Board
- City SPIRIT –
- City Hall Update

- Franklin Partners in Prevention Annual Meeting
- Grants-
- FY2025 Budget process
- Rabies Clinic
- Lien Notice
- Chief Bradley Haas dedicated route 127
- Community Calendar Discussion

CITY COUNCIL MEETING
AGENDA ITEM III



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of April 1st, 2024

Subject: Monthly School Board Update

Superintendent Dan LeGallo will provide a monthly update to the Mayor and City Council.

CITY COUNCIL MEETING
AGENDA ITEM IV



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

April 1st, 2024

From: Judie Milner, City Manager

Subject: Council to consider setting a public hearing on Ordinance 08-24 Disorderly Patron Behavior

Suggested Motions:

March 4, 2024

Councilor moves, "I move that the Franklin City Council sets a public hearing for Monday, April 1st, 2024 at 6pm regarding Ordinance 08-24 Disorderly Patron Behavior."

Mayor calls for a second, discussion and vote.

April 1, 2024

Councilor moves, "I move that the Franklin City Council adopt ordinance 08-24 Disorderly Patron Behavior."

Mayor calls for a second, discussion and roll call vote.

Background:

December 2023:

City Manager informed City Council that staff has reported that they are afraid to come to work. City Manager outlined to Council steps she was taking to address the situation. City Manager asked for Council's support in putting signage up in public buildings stating that aggressive behavior will not be tolerated and developing a policy on aggressive behavior that supports our employees. Council supported both concepts and directed City Manager to bring forward a policy to the January 2024 meeting and voted for the signage (12/14/23 City Council meeting minutes).

January 8, 2024:

City Council directed the customer aggression policy be taken up by the legislative committee with City Solicitor Fitzgerald in attendance (1/8/24 City Council meeting minutes).

February 15, 2024:

Legislative Committee met with City Solicitor Fitzgerald and City Manager. Others were in attendance. City Manager gave a few examples that demonstrated the difference between aggression and the employee's feelings being hurt to the committee. Discussion ensued that not all speech is subject to 1st Amendment Rights in several case law verdicts such as yelling "fire" in a crowded venue, etc. Attorney Fitzgerald asked the committee what their concerns and thoughts were on the subject and offered to craft a policy within one week for the committee. The committee agreed to meet on Friday, Feb 23, 2024 to discuss Attorney Fitzgerald's policy (audio recording from Feb 15, 2024 Legislative Committee meeting).

February 23, 2024:

Legislative Committee met to discuss draft policy from Attorney Fitzgerald. Grammatical changes were suggested, an additional RSA was added to the language, and the order of grievance procedure was changed. In addition, the committee accepted Attorney Fitzgerald's recommendation to codify. The committee voted unanimously to move the policy forward as an ordinance to the full city council at the March 4, 2024 meeting. The committee discussed their desire to hold the public hearing as quickly as possible, March 18 workshop was discussed. As you will see I recommended a motion to hold the public hearing in April at the regularly scheduled meeting. The thought process is that our educational sessions are scheduled to begin on the 18th and are designed to be brief. This educational session was already rescheduled from Feb and I fear that the public hearing may overtake the educational session. The council may of course choose any date to hold the public hearing after march 17th (to accommodate our 10-day public notice requirement). (audio recording from Feb 23, 2024 Legislative Committee meeting).

Attached:

Ordinance 08-24



CITY OF FRANKLIN, NEW HAMPSHIRE

"The Three Rivers City"

316 Central Street
Franklin, NH 03235

(603) 934-3900
fax:(603) 934-7413

ORDINANCE #08-24

AN AMENDMENT TO THE FRANKLIN MUNICIPAL CODE:

In the Year of our Lord, Two Thousand Twenty-Four;

Be it ordained by the City Council of the City of Franklin add Chapter 147, Disorderly Patron Behavior, to the Franklin Municipal Code as follows:

CHAPTER 147 DISORDERLY PATRON BEHAVIOR

§147- 1 – Purpose.

This chapter is adopted in accordance with RSA 31:39(n), RSA 47:17, RSA 631:4 and RSA 644:2, and all other relevant statutory authority. It is hereby declared a valid public purpose of the City of Franklin that in order to promote and protect the health and general welfare of the City of Franklin, its employees, invitees, licensees, agents, and any other patrons, a process needs to be in place to properly and adequately control and manage chronic and unlawful nuisance and disorderly activities that might occur within or on Municipal Property. It is the public policy of the City to utilize this chapter to control and manage disorderly activities, and to enforce this ordinance accordingly. While fines and enforcement actions may be necessary, this chapter is not adopted to create a mechanism to solely impose punitive punishments on potential violators; instead, the goal of this chapter is creating a dialogue with patrons of the City and engage them in a process of eliminating Disorderly Activities to the greatest degree possible.

§ 147-2 – Definitions.

Disorderly Activities

For purposes of this policy, the definition of Disorderly Activity includes but is not limited to behavior or conduct described by RSA 31:39(n), RSA 47:17, RSA 631:4 and RSA 644:2, or abuse, threat, assault, harassment, or otherwise vexatious or wasteful use of City resources or Municipal Property.

Municipal Property

Any building, structure, or other real property owned, occupied or operated by the City of Franklin.

Patron

A Person or Person(s) who avail themselves of the benefits or use of any Municipal Property owned and operated by the City of Franklin.

§147-3 – Procedure.

Ordinance 08-24

3.1 – In the event an employee or agent of the City of Franklin identifies Disorderly Activity exhibited by a Patron they may, in their discretion, ask that the patron discontinue their activity, contact police, and/or temporarily ban the patron from use of Municipal Property in an appropriate manner in proportion to the severity of the conduct alleged. Any alleged Disorderly Activity shall be documented and recorded by the employee or agent of the City as described by Ordinance 347-5 Reporting Procedures.

3.2 – Should a patron be banned from using a particular (or all) Municipal Property, the City Manager [or other assigned official], shall review all documentation associated with a violation of this policy and shall determine, in their discretion, to uphold or overturn sanctions against a Patron within ten (10) working days. No Ban under this chapter shall exceed a time period of six (6) months unless a violator is deemed to have violated this policy three (3), or more, times in a two (2) year period.

3.3 – If, a Patron is dissatisfied with the City Manager’s [or other official] decision, a Patron sanction may be appealed in accordance with the City’s grievance procedure described in City Ordinance § 347-47, or NH RSA 540-A.

3.4 – If, and when, a Patron is restricted from access to Municipal Property, the City shall provide alternative means for the Patron to conduct business with the City while the sanctions remain in effect. Should a Patron engage in Disorderly Activity through the alternative means of contact provided, the City reserves the right to sanction against this behavior in accordance with the above provisions and ban all use of Municipal Property.

Effective April 1, 2024 by a roll call vote.

Roll Call:

Councilor Johnston	_____	Councilor Hallett-Cook	_____	Councilor Webb	_____
Councilor Dzujna	_____	Councilor Blake	_____	Councilor Prive	_____
Councilor Ribas	_____	Councilor Starkweather	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remain in full force and effect as of the date of this Certification and that Michelle Stanyan is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

**CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING & MEETING**

In accordance with the provision of Chapter 31, Division 2 of the Franklin Municipal Code, notice is hereby given that the City of Franklin will hold a Public Hearing on Monday, April 1, 2024 at 6:00p.m. at the Franklin Lodge of Elks regarding Ordinance #08-24, Disorderly Patron Behavior.

Provisions for persons with special needs can be made by contacting the City Manager's office, via telephone or mail at least five days prior to the public hearing.

**City of Franklin
316 Central Street
Franklin, NH 03235
(603) 934-3900**

CITY COUNCIL MEETING
AGENDA ITEM V



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

April 1st, 2024

From: Dan LeGallo, Superintendent

Subject: 2023-2024 Comprehensive School Improvement (CSI) Grant Funding

Recommendation:

To allow the Franklin School District to appropriate Comprehensive School Improvement (CSI) Grant funding for the Paul A. Smith School of \$245,356.17 and for the Franklin Middle School for \$295,358.26. The total amount of grant funding will be \$540,714.43.

Suggested Motions:

March 4, 2024

Councilor moves, "I move that the Franklin City Council set a public hearing on Monday, April 1, 2024, at 6pm for Resolution 16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025."

Mayor calls for a second, discussion and vote.

April 1, 2024

Councilor moves, "I move that the Franklin City Council adopts Resolution 16-24 appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025."

Mayor calls for a second, discussion and roll call vote.

Discussion:

Due to the New Hampshire Education Department (NHED) identifying the Paul A. Smith School and Franklin Middle School as recipients of the Comprehensive School Improvement (CSI) grants the schools have been allocated CSI grant funding for \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School

Fiscal Impact:

This amount will have no effect on the taxes raised by the City of Franklin as this is excess funds to be received by the district from other sources.

Franklin - The Three Rivers City

Alternatives:

Do not appropriate at this time.

Attachments/Exhibits:

Resolution 16-24

NHED 2023-2024 First Final Allocations Report for Title 1, Part A- Comprehensive School Improvement 1003.



CITY OF FRANKLIN, NEW HAMPSHIRE
"The Three Rivers City"

316 Central Street
Franklin, NH 03235

Phone: (603) 934-3900
Fax: (603) 934-7413

RESOLUTION # 16-24

A Resolution Granting Authority to Appropriate \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) from the Comprehensive School Improvement (CSI) Grant Funding

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district is allocated \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) in Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43; and,

WHEREAS, the City Council of the City of Franklin would like to appropriate the \$245,356.17 for the Paul A. Smith School and \$295,358.26 for the Franklin Middle School from the New Hampshire Education Department (NHED) in Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43;
Now,

THEREFORE, BE IT RESOLVED, *that at a regularly scheduled meeting of the City Council on April 1st, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #16-24 Comprehensive School Improvement (CSI) grant funding totaling \$540,714.43 as follows:*

An Increase in Revenues:

Grant Revenue – Five Hundred Forty Thousand, Seven Hundred Fourteen Dollars and Forty-Three Cents (\$540,714.43)

An Increase in Expenditures:

Grant Expenditure – Five Hundred Forty Thousand, Seven Hundred Fourteen Dollars and Forty-Three Cents (\$540,714.43)

By a roll call vote.

Roll Call:

Councilor Blake	_____	Councilor Johnston	_____	Councilor Starkweather	_____
Councilor Dzujna	_____	Councilor Prive	_____	Councilor Webb	_____
Councilor Hallett-Cook	_____	Councilor Ribas	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Michelle Stanyan is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

Frank Edelblut
Commissioner



Christine M. Brennan
Deputy Commissioner

STATE OF NEW HAMPSHIRE
DEPARTMENT OF EDUCATION
25 Hall Street
Concord, NH 03301
TEL. (603) 271-3495
FAX (603) 271-1953

**2023-2024 First Final Allocations Report for Title I, Part A—
Comprehensive School Improvement 1003
(CFDA 84.010A)**

Local Education Agency Allocation: \$3,227,864.52

Local Education Agency	School	First Final Allocation
Rochester	Bud Carlson Academy	55,817.72
Making Community Connections Charter School	Making Community Connections Charter School - Monadnock	33,418.93
CSI Charter School	CSI Charter School	21,300.90
Ledyard Charter School	Ledyard Charter School	57,711.83
Next Charter School	Next Charter School	41,408.54
Manchester	Henry Wilson Elementary School	432,823.07
Manchester	Beech Street School	568,340.04
Kreiva Academy Public Charter School	Kreiva Academy Public Charter High School	69,901.27
Newport	Richards Elementary School	290,084.41
Nashua	Dr. Norman W. Crisp School	385,165.47
Franklin	Paul A. Smith School	245,356.17
Franklin	Franklin Middle School	295,358.26
Mascenic Regional	Highbridge Hill Elementary School	76,137.37
Manchester	Parker-Varney School	231,842.64
Gorham Randolph Shelburne Cooperative	Edward Fenn School	82,425.83
Winchester	Winchester School	175,872.40
Claremont	Unity Elementary School	55,530.09
Compass Classical Academy Charter School	Compass Classical Academy Charter Elementary School	44,786.17
Claremont	Bluff School	64,583.41

TDD Access: Relay NH 711
EQUAL OPPORTUNITY EMPLOYER- EQUAL EDUCATIONAL OPPORTUNITIES

**CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING & MEETING**

In accordance with the provision of Chapter 31, Division 2 of the Franklin Municipal Code, notice is hereby given that the City of Franklin will hold a Public Hearing on Monday, April 1, 2024 at 6:00p.m. at the Franklin Lodge of Elks regarding Resolution 16-24, appropriating \$245,356.17 to the Franklin Paul A. Smith School and \$295,358.26 to the Franklin Middle School for the fiscal year 2024 budget and subsequent years to the grant ending date of September 30, 2025.

Provisions for persons with special needs can be made by contacting the City Manager's office, via telephone or mail at least five days prior to the public hearing.

**City of Franklin
316 Central Street
Franklin, NH 03235
(603) 934-3900**

CITY COUNCIL MEETING
AGENDA ITEM VI



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

April 1st, 2024

From: Dan LeGallo, Superintendent

Subject: Electronic Sign Donation to the Franklin High School

Recommendation:

To allow the Franklin School District to accept a donation of an electronic sign to the Franklin High School

Suggested Motions:

March 4, 2024

Councilor moves, "I move that the Franklin City Council set a public hearing on Monday, April 1, 2024, at 6pm for Resolution 17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School for the Franklin High School.

Mayor calls for a second, discussion and vote.

April 1, 2024

Councilor moves, "I move that the Franklin City Council adopts Resolution 17-24 accepting an electronic sign donation valued at \$35,186 to the Franklin School District for the Franklin High School.

Mayor calls for a second, discussion and roll call vote.

Discussion:

A former Franklin High School assistant principal would like to donate an electronic sign to the Franklin High School for display in front of the school. This donation is valued at \$35,186.

Fiscal Impact:

This donation will have no effect on the taxes raised by the City of Franklin

Alternatives:

Do not accept the donation at this time.

Attachments/Exhibits:

Resolution 17-24

Electronic Sign Specifications and Contract from Stewart Signs.



CITY OF FRANKLIN, NEW HAMPSHIRE
"The Three Rivers City"

316 Central Street
Franklin, NH 03235

Phone: (603) 934-3900
Fax: (603) 934-7413

RESOLUTION # 17-24

A Resolution Granting Authority to Accept an electronic sign donation valued at \$35,186 for the Franklin School District to erect in front of the Franklin High School

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district is offered a donation of an electronic sign for the Franklin High School; and,

WHEREAS, the City Council of the City of Franklin would like to accept the electronic sign donation to the Franklin School District for the Franklin High School; **Now,**

THEREFORE, BE IT RESOLVED, *that at a regularly scheduled meeting of the City Council on April 1st, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #17-24 to formally accept the electronic sign donation for the Franklin School District as follows:*

An Increase in Revenues:

Donation – Thirty-Five Thousand, One Hundred Eighty-Six Dollars (\$35,186)

An Increase in Expenditures:

Capital Asset – Thirty-Five Thousand, One Hundred Eighty-Six Dollars (\$35,186)

By a roll call vote.

Roll Call:

Councilor Blake	_____	Councilor Johnston	_____	Councilor Starkweather	_____
Councilor Dzujna	_____	Councilor Prive	_____	Councilor Webb	_____
Councilor Hallett-Cook	_____	Councilor Ribas	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Michelle Stanyan is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____



TUFFAK® SL vandal cover in front of the LED display protects from impacts, graffiti and the sun.

Stewart Signs
ONE SIGN, ONE COMPANY
1-800-237-3928 stewartsigns.com

TekStar Color 6.67mm 96x336
Cabinet size: 6'x8'
Sk: 1033416-3 Cust: 1659922
2/1/2024 CW/aNapolitano PROPOSAL
Scale: 1/2"=1' Cabinet Color: Bristol Blue

Signature *DM Ramsey*
Date 4/4/24

Please confirm that all lettering, colors and graphics are correct before signing. Changes to artwork after signature is received will incur a \$200 art change fee.




Prepared for

FRANKLIN HIGH SCHOOL
115 CENTRAL ST
FRANKLIN, NH 03235 1171

Prepared by

Anthony Napolitano
anapolitano@stewartsigns.com
1.888.237.3928 x2340

DESCRIPTION	PRICE
<p>Double Sided Full Color TekStar Outdoor LED Sign</p> <p>LED display integrated inside of an aluminum sign cabinet with solar-grade polycarbonate vandal cover to protect from impacts, vandalism and the sun.</p> <p>LED display</p> <ul style="list-style-type: none"> • 6.67mm full color at 96 pixels high by 336 pixels wide (32,256 total pixels per side) • Active display area 2'1" x 7'4" (15.4 square feet per side) • 1 to 12 rows of text and use your own images and video clips • 10-year parts availability guarantee (see warranty for info) • Entire sign UL Listed and FCC Part 15 compliant <p><u>See full display capabilities</u></p> <p>Communication method</p> <p>Communication provided by cellular modem and LIFETIME Cell Connect data plan. <u>See full specifications</u></p> <p>Sign structure and faces</p> <ul style="list-style-type: none"> • Double sided 6' x 8' sign cabinet with 12" deep extruded aluminum • TCI® industrial powder coat finish, color: Bristol Blue • Graphics digitally printed on 3M™ vinyl and adhered to inside of sign face • Internal illumination with LED lamps • TUFFAK® SL pan-formed faces removable via internal retainers • Side bracket mount (see artwork for placement) • Lifetime warranty on structure & faces, including vandalism (see warranty for info) <p>Electrical specifications</p> <ul style="list-style-type: none"> • One 20 amp circuit, 240 volts; Max draw: 10 amps <p>Custom options</p> <ul style="list-style-type: none"> • Top trim #7 • Art <p>Software</p> <p>SignCommand.com Cloud-based LED Sign Software FREE for the lifetime of the product. Control your sign from anywhere using any device. No monthly fees. <u>Learn more.</u></p> <p>Freight</p> <ul style="list-style-type: none"> • Shipping of sign from factory to location 	<p>\$35,186.00</p>  <p>Included</p> <p>Included</p> <p>Total: \$35,186.00 + any applicable sales tax Payment terms: 50% deposit, 50% prior to shipment</p>

Prepared for: FRANKLIN HIGH SCHOOL • FRANKLIN, NH

Prepared by: Anthony Napolitano • anapolitano@stewartsigns.com • 1.888.237.3928 x2340

SHIPPING INFORMATION

Invoices

FRANKLIN HIGH SCHOOL
115 CENTRAL ST
FRANKLIN, NH 03235 1171

All items not specified here will be shipped to:

FRANKLIN HIGH SCHOOL
115 CENTRAL ST
FRANKLIN, NH 03235 1171

Shipping terms: FOB Origin. Storage and other freight services may be added to your invoice should they be required. Unless managed installation services are included, customer is responsible for unloading of sign upon delivery. Signs greater than 6 feet wide are not eligible for lift gate services.

TERMS & CONDITIONS (*unless noted elsewhere in this quote)

TAX: Any applicable sales tax will be added to your invoice. Organizations exempt from sales tax must include exemption certificate with order.

PERMITS: Permits and zoning are the responsibilities of the buyer. Check with your city or county zoning office for proper permitting procedures in your area. Sealed engineer drawings available at additional cost.

INSTALLATION: Installation of footers, erection, electrical service to sign site, electrical hook-up, removal and/or disposal of any existing signage, and any decorative masonry are the responsibilities of the buyer. Managed installation services are available at additional cost.
[Learn about typical installation methods.](#)

CANCELLATION: Any cancellation may be subject to cancellation, return, and/or restocking fees. A late fee of 1.5% per month will be charged on any overdue balances. In the event of a payment default, customer will be responsible for all of Stewart Signs' costs of collection, including but not limited to court costs, filing fees and attorney fees.

SUPPORT: US-based phone and internet support are provided FREE for the lifetime of the product. A premier service warranty is available at additional cost.

SOFTWARE: By purchasing the SignCommand.com software product, you are agreeing with the Website Terms of Use (<https://www.signcommand.com/terms>) and Software End User License Agreement (<https://www.signcommand.com/eula>).

COMMUNICATION: Connectivity requires cell service at sign site. Must be within the United States (including Puerto Rico) with 4G LTE coverage shown on the Verizon Coverage Map (<https://www.stewartsigns.com/verizon-map>).

DATA PLAN: By purchasing the Cell Connect Data Plan, you are agreeing with the Data Plan Terms and Conditions (<https://www.signcommand.com/data-plan>).

I have read and understand the Terms & Conditions above.

 INITIALS

ORDERING INSTRUCTIONS

1. Review this quote for accuracy. Initial the Terms & Conditions box. Sign and date the quote here.
2. Review any corresponding artwork provided with this quote. Check all spelling and colors. Sign and date the artwork.
3. Submit both documents along with your deposit payment to your sign consultant. Speak with your consultant about payment method options.

Customer's authorized signature for quote #1033416-3



SIGNATURE

AN10 M. LEVESQUE

PRINT NAME

2/1/24

DATE

Anthony Napolitano

2/1/2024

Anthony Napolitano, Sign Consultant

Limited Product Warranty ("Limited Warranty")

Prepared for: FRANKLIN HIGH SCHOOL • FRANKLIN, NH

Prepared by: Anthony Napolitano • anapolitano@stewartsigns.com • 1.888.237.3928 x2340

Definition of Warranty Coverage:

- 1) Stewart Signs (the "Company") expressly warrants to the original purchaser ("You" or "Buyer" or "Owner" or "Customer") that, for a period of five (5) years from the date of shipment (the "Warranty Period"), the electronic displays and the associated Company products (the "Product") will be reasonably free of material defects in materials and workmanship impacting Product fit, form and/or function. During the Warranty Period, the Company will, at its discretion, repair or replace any defective covered Product. The Owner will be responsible for removing and reinstalling any and all repaired or replacement parts. This Limited Warranty only applies to the Company's Product if installed, used, and maintained in the manner recommended by Company, and this Limited Warranty is conditioned upon compliance with all such instructions. Lifetime telephone support for the Product is provided, as needed.
- 2) In the event the Product is damaged during shipping, it is the responsibility of the Buyer to refuse delivery, causing the Product to be returned to the manufacturer for repair. Title to the Product passes to the Buyer upon the Company's delivery to the freight carrier. The Company assumes no liability for damage caused by careless handling or poor installation, except for work completed by employees of the Company.
- 3) Any information or suggestion by the Company with respect to the Product concerning applications, specifications or compliance with zoning, codes and standards is provided solely for your convenience and without any representation as to accuracy or suitability. You must verify and test the suitability of any information with respect to the Product for your specific application.
- 4) Sign Structure and Sign Face: In the event the sign structure or identification/changeable copy portion of the sign malfunctions under normal use and service thereof DURING THE LIFE OF THE SIGN due to material defects in workmanship or materials, the Company will, at its option, repair or replace any defective materials.
- 5) Vandalism to Sign Faces: This Limited Warranty covers polycarbonate faces against breakage due to vandalism DURING THE LIFE OF THE SIGN. Warranty protection does not extend to these surfaces if damaged by gunshots, or when damaged coincident with damage to the sign cabinet in which the faces are installed. LED panels are also covered from vandalism for the duration of the electronics portion of the Limited Warranty (5 years). Excludes Cornerstone monument signs and other Cornerstone components.
- 6) Failed electronic parts or assemblies will be repaired or replaced, at the sole discretion of the Company. Replacement or repaired parts are warranted to be free from material defects in material or workmanship for ninety (90) days, or for the remainder of the Warranty Period of the Product they are replacing or in which they are installed, whichever is longer.
- 7) The Company will repair failed LED pixels if greater than one quarter of one percent (0.25%) of the total number of pixels in the sign have failed in one (1) calendar year, provided the sign is installed with the recommended ventilation system for its location. The definition of pixel failure is when all LEDs in the pixel will no longer emit light. Pixel repair is performed at the Company Repair Center. It is common knowledge within the sign industry that all LEDs degrade and produce less light as they age. Eventually the LEDs will require replacement even though the LEDs will still emit light. This Limited Warranty does not cover normal LED degradation.
- 8) Customer Obligations:
Failure by the Customer to properly maintain the Product will void coverage for affected components. The Customer shall notify the Company immediately of equipment failure and allow the Company full and free access to the Product when required. Waiver of liability or other restriction shall not be imposed as a site access requirement. The Customer is responsible for all costs and management oversight associated with providing the Company access to the Product, providing the necessary machines, communication facilities and other equipment, inclusive of but not limited to lifting equipment. Should on-site repair be required, Customer is required to have a responsible individual on-site to provide access to the Product as well as sign off on a completed work order.
- 9) Exclusions and Restrictions:
The Company reserves the right to restrict service, limit replacement parts, or invalidate this Limited Warranty to Customers whose account balance is past due.
This Limited Warranty specifically excludes any on-site labor required to service the covered Product, including diagnosis, removal, and installation of parts and/or products. Any on-site service required by the Customer of Company technicians or a local Company-authorized service provider is billable to the Customer based on an agreed-upon written quote.
This Limited Warranty does not apply to software. Software is covered by a separate agreement, which appears in the Company's software license agreement.
ID cabinet LED illumination and power supply are covered for two (2) years, when purchased as a system.
- 10) This Limited Warranty specifically does not cover the following:
 - a) Third-party communication devices such as wireless devices and modems, which are covered by a separate electronic communication warranty. This includes the Ubiquiti wireless radios provided by Stewart Signs, which carry a one (1) year warranty from ship date when purchased with a new sign.
 - b) Damage to Product that has been moved from its original installation location or is mounted in a mobile structure.
 - c) Cosmetic damage to the Product (including but not limited to scratches and dents that do not otherwise affect the fit, form or functionality of the Product or materially impair its use).
 - d) Recovery or transfer of any data or software stored on the Product not originally installed on the Product by the Company.
- 11) This Limited Warranty specifically does not cover conditions, defects or damage caused by or resulting from the following:
 - a) Defects caused by: unreasonable or unintended use of Product; improper or unauthorized handling; accident; omission; neglect; vandalism (unless otherwise noted in this Limited Warranty); misuse; physical abuse; installation, use and/or fabrication, and maintenance of the Product by

Prepared for: FRANKLIN HIGH SCHOOL • FRANKLIN, NH

Prepared by: Anthony Napolitano • anapolitano@stewartsigns.com • 1.888.237.3928 x2340

any party other than the Company.

- b) Damage (not resulting from manufacturing defects) that occurs while the Product is in the Owner's control and/or possession, unless otherwise noted in this Limited Warranty.
 - c) Extreme physical or electrical stress or interference; environmental conditions beyond the Company's control, such as man-made or naturally occurring salt air/fog, electrochemical oxidation or corrosion and/or metallic pollutants. Also not covered is normal wear and tear; inadequate, improper, or surges of electrical power; lightning, floods, fire, acts of God, war, terrorism, or other external causes, including Force Majeure.
 - d) Unauthorized modification, including installation of third-party software on the Product.
 - e) Product modification or service by anyone other than: (a) the Company, (b) a Company-authorized service provider, or (c) Customer's own installation of Company approved parts with instruction from the Company. Service to damaged or malfunctioning Product which has not been ordered or authorized by the Company's Customer Satisfaction Department is not covered under this Limited Warranty and will automatically invalidate this Limited Warranty.
 - f) Computer viruses, Trojan horses, worms, self-replicating code or like destructive code which was not included in the Product by the Company.
 - g) Products installed with known or visible manufacturing defects at the time of installation.
- 12) The Company will provide and be responsible for the cost of shipping parts from the Company to the Customer, with the exception of sign faces replaced due to vandalism. Standard shipping via the United States Postal Service or other commercial parcel delivery company is the default method of delivery. Expedited delivery is available to the Customer at his or her expense.
- 13) Warranty claims must be registered with the Company within thirty (30) days of damage or malfunction. To register a claim, the Customer must contact the Company at the location specified below and provide (a) his or her name and any other required contact information, (b) Product and purchase descriptions, and (c) the nature of the defect. The Company reserves the right (at its sole discretion) to require proof of original purchase (e.g. paid invoice, receipt) and to visit the site of the installation or to require documentation of the claim before assuming any responsibility under the provisions of this Limited Warranty.
- 14) THE LIMITED WARRANTIES SET FORTH HEREIN ARE THE ONLY WARRANTIES MADE BY THE COMPANY IN CONNECTION WITH THE PRODUCT. THE COMPANY CANNOT AND DOES NOT MAKE ANY IMPLIED OR EXPRESS WARRANTIES WITH RESPECT TO THE PRODUCT, AND DISCLAIMS ALL OTHER WARRANTIES, INCLUDING, BUT NOT LIMITED TO, ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. THE COMPANY'S SOLE OBLIGATION UNDER THIS LIMITED WARRANTY SHALL BE TO REPAIR OR REPLACE MALFUNCTIONING OR DEFECTIVE PARTS OF THE PRODUCT. BUYER ASSUMES ALL RISK WHATSOEVER AS TO THE RESULT OF THE USE OF THE PRODUCT PURCHASED, WHETHER USED SINGULARLY OR IN COMBINATION WITH ANY OTHER PRODUCTS OR SUBSTANCES.
- 15) NO CLAIM BY BUYER OF ANY KIND, INCLUDING CLAIMS FOR INDEMNIFICATION, SHALL BE GREATER IN AMOUNT THAN THE PURCHASE PRICE OF THE PRODUCT WITH RESPECT TO WHICH DAMAGES ARE CLAIMED. IN NO EVENT SHALL COMPANY BE LIABLE TO BUYER IN TORT, CONTRACT OR OTHERWISE, FOR ANY SPECIAL, INDIRECT, INCIDENTAL, CONSEQUENTIAL, RELIANCE, PUNITIVE OR EXEMPLARY DAMAGES, OR FOR LOSS OF PROFIT, REVENUE OR USE, IN CONNECTION WITH, ARISING OUT OF, OR AS A RESULT OF, THE SALE, DELIVERY, SERVICING, USE OR LOSS OF USE OF THE PRODUCT SOLD HEREUNDER, OR FOR ANY LIABILITY THAT BUYER HAS TO ANY THIRD PARTY WITH RESPECT THERETO.

10-Year Parts Guarantee - Stewart Signs provides a 10-year parts guarantee for our LED signage. While hardware can change year over year, we will have available suitable hardware to allow the continued use of your signage for 10-years from the ship date of the sign. Changes in hardware include but are not limited to: visual hardware changes, software changes, or control system upgrades.

Contact Information:

Stewart Signs Customer Satisfaction

2201 Cantu Court, Suite 215

Sarasota, FL 34232

Phone: 855-841-4624

Web: www.stewartsigns.com/support/

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**CITY OF FRANKLIN
NOTICE OF PUBLIC HEARING & MEETING**

In accordance with the provision of Chapter 31, Division 2 of the Franklin Municipal Code, notice is hereby given that the City of Franklin will hold a Public Hearing on Monday, April 1, 2024 at 6:00p.m. at the Franklin Lodge of Elks regarding Resolution 17-24, accepting an electronic sign donation valued at \$35,186 to the Franklin School for the Franklin High School.

Provisions for persons with special needs can be made by contacting the City Manager's office, via telephone or mail at least five days prior to the public hearing.

**City of Franklin
316 Central Street
Franklin, NH 03235
(603) 934-3900**

CITY COUNCIL MEETING
AGENDA ITEM VII



CITY OF FRANKLIN COUNCIL AGENDA REPORT

April 1, 2024

From: Dan LeGallo, Superintendent

Subject: Electronic Sign Donation to the Franklin High School

Recommendation:

To allow the Franklin School District to accept donations of furniture and equipment from Southern New Hampshire University to the Franklin School District

Suggested Motions:

April 1, 2024

Councilor moves, "I move that the Franklin City Council set a public hearing on May 6, 2024 at 6pm for Resolution 18-24 accepting donations of furniture and equipment from Southern New Hampshire University of up to an approximate undepreciated value of \$80,000 to the Franklin School District.

Mayor calls for a second, discussion and vote.

May 6, 2024

Councilor moves, "I move that the Franklin City Council adopts Resolution 18-24 accepting donations of furniture and equipment from Southern New Hampshire University of up to an approximate undepreciated value of \$80,000 to the Franklin School District

Mayor calls for a second, discussion and roll call vote.

Discussion:

Southern New Hampshire University has offered unused furniture and equipment that were purchased by the University in 2019, but has since determined there was no longer a need for those items to be donated to school districts and other entities that would be interested.

Fiscal Impact:

This donation will have no effect on the taxes raised by the City of Franklin

Alternatives:

Do not accept the donation at this time.

Franklin - The Three Rivers City

Attachments/Exhibits:

Resolution 18-24



CITY OF FRANKLIN, NEW HAMPSHIRE
"The Three Rivers City"

316 Central Street
Franklin, NH 03235

Phone: (603) 934-3900
Fax: (603) 934-7413

RESOLUTION # 18-24

A Resolution Granting Authority to Accept donations of furniture and equipment from Southern New Hampshire University to the Franklin School District.

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district is receiving of donations of unused furniture and equipment from SNHU; and,

WHEREAS, the City Council of the City of Franklin would like to accept the donations to the Franklin School District from SNHU with an approximate undepreciated cost of \$80,000 (Exact amount unknown and undocumented); **Now**,

THEREFORE, BE IT RESOLVED, that at a regularly scheduled meeting of the City Council on May 6th, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #18-24 to formally accept the donations for the Franklin School District as follows:

An Increase in Revenues:

Donation – Approximately Eighty Thousand Dollars (\$80,000)

An Increase in Expenditures:

Capital Asset – Approximately Eighty Thousand Dollars (\$80,000)

By a roll call vote.

Roll Call:

Councilor Blake	_____	Councilor Johnston	_____	Councilor Starkweather	_____
Councilor Dzujna	_____	Councilor Prive	_____	Councilor Webb	_____
Councilor Hallett-Cook	_____	Councilor Ribas	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Michelle Stanyan is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

CITY COUNCIL MEETING
AGENDA ITEM VIII



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

April 1, 2024

From: Dan LeGallo, Superintendent

**Subject: 2023-2024 Department of Education Security Action for Education
(SAFE) Grants**

Recommendation:

To allow the Franklin School District to accept and appropriate Department of Education Security Action for Education (SAFE) Grant Funding in the amounts of \$100,000 for the Franklin Middle School and \$100,000 for the Franklin High School. The total amount of grant funding will be \$200,000.

Suggested Motions:

April 1, 2024

Councilor moves, "I move that the Franklin City Council set a public hearing on May 6, 2024 at 6pm for Resolution 19-24 appropriating \$100,000 to the Franklin Middle School and \$100,000 to the Franklin High School for the fiscal year 2024 budget and subsequent year with the grant ending date of December 2024.

Mayor calls for a second, discussion and vote.

May 6, 2024

Councilor moves, "I move that the Franklin City Council adopts Resolution 19-24 appropriating \$100,000 to the Franklin Middle School and \$100,000 to the Franklin High School for the fiscal year 2024 budget and subsequent year with the grant ending date of December 2024.

Mayor calls for a second, discussion and roll call vote.

Discussion:

The New Hampshire Department of Education (NHED) through the State of New Hampshire Public School Infrastructure Funds has awarded \$100,000 each to the Franklin Middle School and Franklin High School for the repair and replacement of exterior doors in poor condition for the improvement of security of the school district buildings.

Fiscal Impact:

This amount will have no effect on the taxes raised by the City of Franklin as this is excess funds to be received by the district from other sources.

Alternatives:

Do not appropriate at this time.

Attachments/Exhibits:

Resolution 19-24

NHED SAFE Grant Agreements for FMS and FHS



CITY OF FRANKLIN, NEW HAMPSHIRE
"The Three Rivers City"

316 Central Street
Franklin, NH 03235

Phone: (603) 934-3900
Fax: (603) 934-7413

RESOLUTION # 19-24

A Resolution Granting Authority to Appropriate \$100,000 for the Franklin Middle School and \$100,000 for the Franklin High School from the Department of Education Security Action for Education (SAFE) Grants

In the year of our Lord, Two Thousand Twenty-Four,

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the Franklin School District is allocated \$100,000 for the Franklin Middle School and \$100,000 for the Franklin High School from the Department of Education Security Action for Education (SAFE) grants totaling \$200,000; and,

WHEREAS, the City Council of the City of Franklin would like to appropriate the \$100,000 for the Franklin Middle School and \$100,000 for the Franklin High School from the Department of Education Security Action for Education (SAFE) grants totaling \$200,000; **Now**,

THEREFORE, BE IT RESOLVED, that at a regularly scheduled meeting of the City Council on May 6th, 2024, the City Council of Franklin New Hampshire does hereby vote to adopt resolution #19-24 to formally accept the SAFE grants for the Franklin School District as follows:

An Increase in Revenues:

Grant Revenue – Two Hundred Thousand Dollars (\$200,000)

An Increase in Expenditures:

Grant Expenditure – Two Hundred Thousand Dollars (\$200,000)

By a roll call vote.

Roll Call:

Councilor Blake	_____	Councilor Johnston	_____	Councilor Starkweather	_____
Councilor Dzujna	_____	Councilor Prive	_____	Councilor Webb	_____
Councilor Hallett-Cook	_____	Councilor Ribas	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Michelle Stanyan is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____

Department of Education Security Action for Education (SAFE) Grant Agreement
Funded by State of New Hampshire Public School Infrastructure Funds

The New Hampshire Department of Education and the Grantee hereby mutually agree as follows:

1. GENERAL PROVISIONS: IDENTIFICATION.

1.1. State Agency Name: Department of Education (NHED)

1.2. State Agency Address: 25 Hall Street, Concord, NH

1.3. Grantee Award Number: **157348**

1.4. Grantee Name (School District): **Franklin**

1.5. District #: **Franklin**

1.6. School Name: **Franklin High School**

1.7. School ID #: **20660**

1.8. SAU #: **18**

1.9. Grant Amount not to exceed: \$ **100000**

1.10. School Contact for Grant: **Jefferson Braman**

1.11. School Contact Email: **jbraman@gm.sau18.org**

1.12. Last day to obligate funds: June 30, 2024

1.13. Last day to complete all expenditures and activities: December 31, 2024

1.14. Last day to request reimbursement in GMS: January 30, 2025

1.15. Grantee understands public school *construction* projects must comply with Department of Education Rule - Ed 321.13 - Fire Safety Requirements, including: obtaining a letter from the State Fire Marshal's Office (SFMO) approving the project. For more information on obtaining approval from the SFMO, see:


<https://www.nh.gov/safety/divisions/firesafety/building/engineering/>

Please Initial JB (if project does not involve construction, state "NA")

1.16. Grantee Signatures: Designated Signing Authority

Designated Signing Authority for Public Schools: Superintendent, School Board Chair
Designated Signing Authority for Charter Schools: School Director, Board of Trustees Chair


Signature _____ Date: 3/14/24
Print Name: Daniel LeGallo Title: Superintendent


Signature _____ Date: 3/14/24
Print Name: Timothy Dow Title: Chairman

1.17. New Hampshire Department of Education Signature:


Signature _____ Date: 2/16/2024
Print Name: Frank Edelblut Title: Commissioner of Education

2. SCOPE OF ALLOWABLE USE OF FUNDS: In exchange for grant funds from the State, acting through the Agency identified in Paragraph 1.1 (hereinafter referred to as "NHED"), the Grantee identified in Paragraph 1.4 (hereinafter referred to as "the Grantee"), agrees and covenants that the funds will be used solely for improvements to school security and safety in the categories of access control, emergency alerting, or surveillance, as defined in the submitted application as: **Exterior Door Replacement.**

3. EFFECTIVE DATE/OBLIGATION DATE/REIMBURSEMENT REQUEST DEADLINE. This Agreement is entered into and authorized by the Governor, in consultation with the Public School Infrastructure Commission, and approved by the Fiscal Committee of the General Court and the Executive Council per 198:15-y, and shall become effective on the date of approval of this Grant Agreement by NHED. All funds must be obligated as soon as possible and no later than June 30, 2024. This Grant, including all activities and expenditures required by this Agreement, shall be completed in their entirety prior to December 31, 2024. All requests for reimbursement must be completed by January 30, 2025.

4. GRANT AMOUNT/LIMITATION ON AMOUNT/PAYMENT. The Grant Amount is 100% of the eligible project cost not to exceed the maximum Grant Amount identified in paragraph 1.9. NHED will reimburse the Grantee following monthly reimbursement requests via GMS, with final requests for reimbursement submitted no later than January 30, 2025.

To the extent that the Grant amount does not cover all of the Grantee's allowable expenses, nothing in this Agreement shall be construed to limit the Grantee's ability to pursue other relief

that may be available. However, under this Agreement, NHED shall have no liabilities to the Grantee other than the Grant Amount.

5. COMPLIANCE BY GRANTEE WITH LAWS AND REGULATIONS. In connection with the performance of the Grant, the Grantee shall comply with all statutes, laws, regulations, and orders of State, county, or municipal authorities which shall impose any obligations or duty upon the Grantee, including the acquisition of any and all necessary permits.

6. RECORDS AND ACCOUNTS.

Between the Effective Date and December 31, 2029 (five (5) years after the Completion Date) the Grantee shall keep detailed accounts of all expenses incurred in connection with the Grant, including, but not limited to, costs of administration, transportation, insurance, telephone calls, and clerical materials and services. Such accounts shall be supported by receipts, invoices, bills and other similar documents. Grantee will keep receipts and photos of the project neatly organized and clearly marked.

Between the Effective Date and December 31, 2029 (five (5) years after the completion date), at any time during the Grantee's normal business hours, and as often as NHED requests or shall demand, the Grantee shall make available to NHED all records pertaining to matters covered by this Agreement. The Grantee shall permit NHED to audit, examine, and reproduce such records, and to make audits of all contracts, invoices, materials, payrolls, personnel records, data, and other information relating to all matters covered by this Agreement.

7. REPORTING: Grantee is required to submit monthly expenditure reports to NHED through GMS. Upon completion of the project, Grantee will submit attestation of: (a) current 2023 Emergency Operations Plan (EOP) on file with New Hampshire Homeland Security and Emergency Management; (b) current fire inspection report completed per RSA 153.14 II(b); (c) current school floor plans have been submitted to first responders and NH 911 through the NH Information and Analysis Center; and (d) a physical security assessment has completed within the last three years with New Hampshire Homeland Security and Emergency Management. Final reimbursements are contingent upon submission of the above attestations.

8. CONDITIONAL NATURE OF AGREEMENT. Notwithstanding anything in this Agreement to the contrary, all obligations of NHED hereunder, including, without limitation, the continuance of payments hereunder, are contingent upon the availability or continued appropriation of funds, and in no event shall NHED be liable for any payments hereunder in excess of such available or appropriated funds. In the event of a reduction or termination of those funds, NHED shall have the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Grantee notice of such termination.

9. EVENT OF DEFAULT:

Any one or more of the following acts or omissions of the Grantee shall constitute an event of default hereunder (hereinafter referred to as "Events of Default"):

Failure to perform the Grant satisfactorily or on schedule;

Failure to maintain, or permit access to, the records required hereunder; or

Failure to perform any of the other covenants and conditions of this Agreement.

Upon the occurrence of any Event of Default, NHED may refuse reimbursement. If school has already been reimbursed at the time of Event of Default, NHED may require the school to repay the State 100% of the state grant received.

10. TERMINATION.

Grantees may at any time withdraw from the Agreement, relinquishing their rights to the award. In the event the Grantee is unable to complete the project, they are required to notify NHED not later than fifteen (15) days after the decision, so that grant funds can be distributed to other applicants.

11. CONFLICT OF INTEREST. No officer, member or employee of the Grantee, and no representative, officer or employee of the State of New Hampshire or of the governing body of the locality or localities in which the Grant is to be performed, who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of such Grant, shall participate in any decision relating to this Agreement which affects his or her personal interest or the interest of any corporation, partnership, or association in which he or she is directly or indirectly interested, nor shall he or she have any personal or pecuniary interest, direct or indirect, in this Agreement or the proceeds thereof.

12. LOBBYING: As required by New Hampshire RSA 15:5 - **Prohibited Activities**, the applicant certifies that:

1. Except as provided in paragraph II, no recipient of a grant or appropriation of state funds may use the state funds to lobby or attempt to influence legislation, participate in political activity, or contribute funds to any entity engaged in these activities.

2. Any recipient of a grant or appropriation of state funds that wishes to engage in any of the activities prohibited in paragraph I, or contribute funds to any entity engaged in these activities, shall segregate the state funds in such a manner that such funds are physically and financially separate from any non-state funds that may be used for any of these purposes. Mere bookkeeping separation of the state funds from other moneys shall not be sufficient.

13. GRANTEE'S RELATION TO NHED. In the performance of this Agreement, the Grantee, its employees, and any subcontractor or subgrantee of the Grantee are in all respects independent

contractors and are neither agents nor employees of the NHED. Neither the Grantee nor any of its officers, employees, agents, members, subcontractors or subgrantees, shall have authority to bind the NHED nor are they entitled to any of the benefits, workmen's compensation or emoluments provided by the NHED to its employees.

14. INDEMNIFICATION. The Grantee shall defend, indemnify and hold harmless the NHED, its officers and employees, from and against any and all losses suffered by the NHED, its officers and employees, and any and all claims, liabilities or penalties asserted against the NHED, its officers and employees, by or on behalf of any person, on account of, based on, resulting from, arising out of (or which may be claimed to arise out of) the acts or omissions of the Grantee or subcontractor, or subgrantee or other agent of the Grantee. Notwithstanding the foregoing, nothing herein contained shall be deemed to constitute a waiver of the sovereign immunity of the NHED, which immunity is hereby reserved to the NHED. This covenant shall survive the termination of this Agreement.

15. INTEROPERABILITY OF EQUIPMENT. Any internet protocol enabled equipment acquired with this grant funds must be PCP/IP version 4 compatible and must use open standard non-proprietary protocols. Any such equipment can be used with integrated security platforms and must include a capability of communicating instantaneously with law enforcement and/or their call centers.

16. ELIGIBILITY. Grantee must operate an approved school facility offering grades of K – 12.

17. ENTIRE AGREEMENT. This Agreement constitutes the entire agreement and understanding between the parties and supersedes all prior agreements and understandings relating hereto.

Department of Education Security Action for Education (SAFE) Grant Agreement
Funded by State of New Hampshire Public School Infrastructure Funds

The New Hampshire Department of Education and the Grantee hereby mutually agree as follows:

1. GENERAL PROVISIONS: IDENTIFICATION.

1.1. State Agency Name: Department of Education (NHED)

1.2. State Agency Address: 25 Hall Street, Concord, NH

1.3. Grantee Award Number: **157349**

1.4. Grantee Name (School District): **Franklin**

1.5. District #: **Franklin**

1.6. School Name: **Franklin Middle School**

1.7. School ID #: **26755**

1.8. SAU #: **18**

1.9. Grant Amount not to exceed: **\$ 100000**

1.10. School Contact for Grant: **Jefferson Braman**

1.11. School Contact Email: **jbraman@gm.sau18.org**

1.12. Last day to obligate funds: June 30, 2024

1.13. Last day to complete all expenditures and activities: December 31, 2024

1.14. Last day to request reimbursement in GMS: January 30, 2025


1.15. Grantee understands public school *construction* projects must comply with Department of Education Rule - Ed 321.13 - Fire Safety Requirements, including: obtaining a letter from the State Fire Marshal's Office (SFMO) approving the project. For more information on obtaining approval from the SFMO, see:


<https://www.nh.gov/safety/divisions/firesafety/building/engineering/>

Please Initial JB (if project does not involve construction, state "NA")

1.16. Grantee Signatures: Designated Signing Authority

Designated Signing Authority for Public Schools: Superintendent, School Board Chair
Designated Signing Authority for Charter Schools: School Director, Board of Trustees Chair


Signature _____ Date: 3/14/24
Print Name: Daniel LeGallo Title: Superintendent


Signature _____ Date: 3-14-24
Print Name: TIMOTHY DOW Title: Chairman

1.17. New Hampshire Department of Education Signature:


Signature _____ Date: 2/16/2024
Print Name: Frank Edelblut Title: Commissioner of Education

2. SCOPE OF ALLOWABLE USE OF FUNDS: In exchange for grant funds from the State, acting through the Agency identified in Paragraph 1.1 (hereinafter referred to as "NHED"), the Grantee identified in Paragraph 1.4 (hereinafter referred to as "the Grantee"), agrees and covenants that the funds will be used solely for improvements to school security and safety in the categories of access control, emergency alerting, or surveillance, as defined in the submitted application as: **Exterior Door Replacement.**

3. EFFECTIVE DATE/OBLIGATION DATE/REIMBURSEMENT REQUEST DEADLINE. This Agreement is entered into and authorized by the Governor, in consultation with the Public School Infrastructure Commission, and approved by the Fiscal Committee of the General Court and the Executive Council per 198:15-y, and shall become effective on the date of approval of this Grant Agreement by NHED. All funds must be obligated as soon as possible and no later than June 30, 2024. This Grant, including all activities and expenditures required by this Agreement, shall be completed in their entirety prior to December 31, 2024. All requests for reimbursement must be completed by January 30, 2025.

4. GRANT AMOUNT/LIMITATION ON AMOUNT/PAYMENT. The Grant Amount is 100% of the eligible project cost not to exceed the maximum Grant Amount identified in paragraph 1.9. NHED will reimburse the Grantee following monthly reimbursement requests via GMS, with final requests for reimbursement submitted no later than January 30, 2025.

To the extent that the Grant amount does not cover all of the Grantee's allowable expenses, nothing in this Agreement shall be construed to limit the Grantee's ability to pursue other relief

that may be available. However, under this Agreement, NHED shall have no liabilities to the Grantee other than the Grant Amount.

5. COMPLIANCE BY GRANTEE WITH LAWS AND REGULATIONS. In connection with the performance of the Grant, the Grantee shall comply with all statutes, laws, regulations, and orders of State, county, or municipal authorities which shall impose any obligations or duty upon the Grantee, including the acquisition of any and all necessary permits.

6. RECORDS AND ACCOUNTS.

Between the Effective Date and December 31, 2029 (five (5) years after the Completion Date) the Grantee shall keep detailed accounts of all expenses incurred in connection with the Grant, including, but not limited to, costs of administration, transportation, insurance, telephone calls, and clerical materials and services. Such accounts shall be supported by receipts, invoices, bills and other similar documents. Grantee will keep receipts and photos of the project neatly organized and clearly marked.

Between the Effective Date and December 31, 2029 (five (5) years after the completion date), at any time during the Grantee's normal business hours, and as often as NHED requests or shall demand, the Grantee shall make available to NHED all records pertaining to matters covered by this Agreement. The Grantee shall permit NHED to audit, examine, and reproduce such records, and to make audits of all contracts, invoices, materials, payrolls, personnel records, data, and other information relating to all matters covered by this Agreement.

7. REPORTING: Grantee is required to submit monthly expenditure reports to NHED through GMS. Upon completion of the project, Grantee will submit attestation of: (a) current 2023 Emergency Operations Plan (EOP) on file with New Hampshire Homeland Security and Emergency Management; (b) current fire inspection report completed per RSA 153.14 II(b); (c) current school floor plans have been submitted to first responders and NH 911 through the NH Information and Analysis Center; and (d) a physical security assessment has completed within the last three years with New Hampshire Homeland Security and Emergency Management. Final reimbursements are contingent upon submission of the above attestations.

8. CONDITIONAL NATURE OF AGREEMENT. Notwithstanding anything in this Agreement to the contrary, all obligations of NHED hereunder, including, without limitation, the continuance of payments hereunder, are contingent upon the availability or continued appropriation of funds, and in no event shall NHED be liable for any payments hereunder in excess of such available or appropriated funds. In the event of a reduction or termination of those funds, NHED shall have the right to withhold payment until such funds become available, if ever, and shall have the right to terminate this Agreement immediately upon giving the Grantee notice of such termination.

9. EVENT OF DEFAULT:

Any one or more of the following acts or omissions of the Grantee shall constitute an event of default hereunder (hereinafter referred to as "Events of Default"):

Failure to perform the Grant satisfactorily or on schedule;

Failure to maintain, or permit access to, the records required hereunder; or

Failure to perform any of the other covenants and conditions of this Agreement.

Upon the occurrence of any Event of Default, NHED may refuse reimbursement. If school has already been reimbursed at the time of Event of Default, NHED may require the school to repay the State 100% of the state grant received.

10. TERMINATION.

Grantees may at any time withdraw from the Agreement, relinquishing their rights to the award. In the event the Grantee is unable to complete the project, they are required to notify NHED not later than fifteen (15) days after the decision, so that grant funds can be distributed to other applicants.

11. CONFLICT OF INTEREST. No officer, member or employee of the Grantee, and no representative, officer or employee of the State of New Hampshire or of the governing body of the locality or localities in which the Grant is to be performed, who exercises any functions or responsibilities in the review or approval of the undertaking or carrying out of such Grant, shall participate in any decision relating to this Agreement which affects his or her personal interest or the interest of any corporation, partnership, or association in which he or she is directly or indirectly interested, nor shall he or she have any personal or pecuniary interest, direct or indirect, in this Agreement or the proceeds thereof.

12. LOBBYING: As required by New Hampshire RSA 15:5 - **Prohibited Activities**, the applicant certifies that:

1. Except as provided in paragraph II, no recipient of a grant or appropriation of state funds may use the state funds to lobby or attempt to influence legislation, participate in political activity, or contribute funds to any entity engaged in these activities.

2. Any recipient of a grant or appropriation of state funds that wishes to engage in any of the activities prohibited in paragraph I, or contribute funds to any entity engaged in these activities, shall segregate the state funds in such a manner that such funds are physically and financially separate from any non-state funds that may be used for any of these purposes. Mere bookkeeping separation of the state funds from other moneys shall not be sufficient.

13. GRANTEE'S RELATION TO NHED. In the performance of this Agreement, the Grantee, its employees, and any subcontractor or subgrantee of the Grantee are in all respects independent

contractors and are neither agents nor employees of the NHED. Neither the Grantee nor any of its officers, employees, agents, members, subcontractors or subgrantees, shall have authority to bind the NHED nor are they entitled to any of the benefits, workmen's compensation or emoluments provided by the NHED to its employees.

14. INDEMNIFICATION. The Grantee shall defend, indemnify and hold harmless the NHED, its officers and employees, from and against any and all losses suffered by the NHED, its officers and employees, and any and all claims, liabilities or penalties asserted against the NHED, its officers and employees, by or on behalf of any person, on account of, based on, resulting from, arising out of (or which may be claimed to arise out of) the acts or omissions of the Grantee or subcontractor, or subgrantee or other agent of the Grantee. Notwithstanding the foregoing, nothing herein contained shall be deemed to constitute a waiver of the sovereign immunity of the NHED, which immunity is hereby reserved to the NHED. This covenant shall survive the termination of this Agreement.

15. INTEROPERABILITY OF EQUIPMENT. Any internet protocol enabled equipment acquired with this grant funds must be PCP/IP version 4 compatible and must use open standard non-proprietary protocols. Any such equipment can be used with integrated security platforms and must include a capability of communicating instantaneously with law enforcement and/or their call centers.

16. ELIGIBILITY. Grantee must operate an approved school facility offering grades of K – 12.

17. ENTIRE AGREEMENT. This Agreement constitutes the entire agreement and understanding between the parties and supersedes all prior agreements and understandings relating hereto.

CITY COUNCIL MEETING
AGENDA ITEM IX



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of April 1st, 2024

Subject: Other Business

- 1. Mayor & Council Appointments**
- 2. Committee Reports**
- 3. Late Items**

Adjournment

Mayor Appointments

Recommended Motions:

“I accept the verbal resignation of Christine Sheedy from the Conservation Commission, seat CC3, effective immediately.”

“I accept the verbal resignation of Tim Stangroom from the Conservation Commission, seat CC2, effective immediately.”