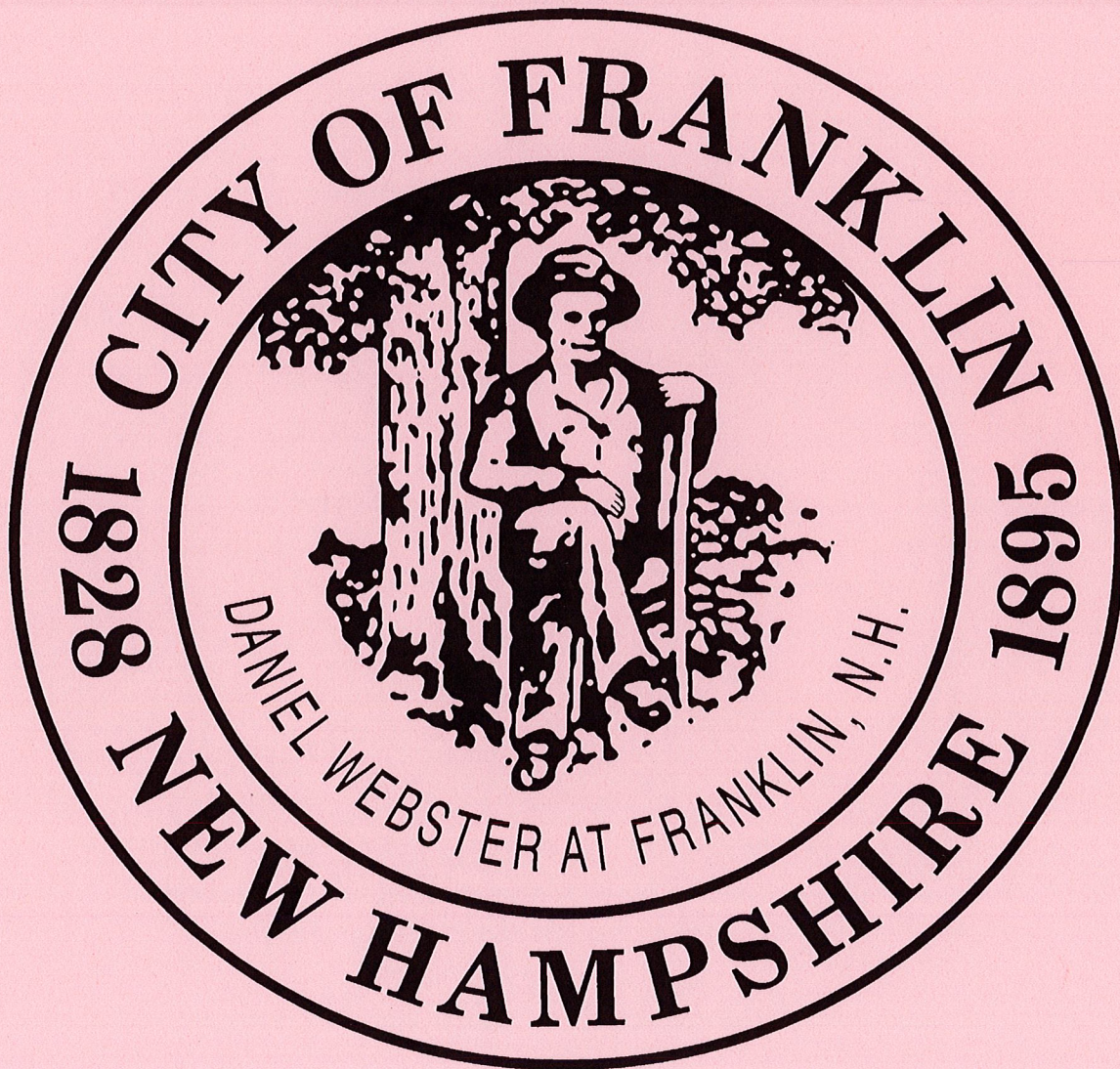


CITY OF FRANKLIN
CITY COUNCIL MEETING
February 4, 2019
6:00 P.M.





Monday, February 4, 2019

5:30PM - Fire Chief Michael Foss to take the Oath of Office, Council Chambers City Hall, reception to follow.

6:00PM - City Council Meeting, Council Chambers City Hall

SALUTE TO THE FLAG

PUBLIC HEARINGS

Resolution #11-19 – A Resolution relating to the authorization to borrow for the replacement of an ambulance.

Resolution #12-19 – A Resolution granting authority to file a loan/grant application with the USDA Rural Development Agency and the authority to accept the loan/grant.

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.

LEGISLATIVE COMMENTS

CITY COUNCIL ACKNOWLEDGEMENT

The Mayor will recognize any Councilor who wishes to express their appreciation of behalf of the City.

MAYOR'S UPDATE

Agenda Item I.

Council to consider the minutes of the January 7th City Council and Inaugural Meeting and the minutes of the January 14th City Council Special Meeting

Agenda Item II.

Monthly School Board Update

Agenda Item III.

Comfort Dog Presentation

Agenda Item IV.

LEAN Roadmap Presentation

Agenda Item V.

Council to consider approval of Work Camp New England to reside and utilize the Franklin Middle School for two weeks

Agenda Item VI.

Council to consider ratifying the Teacher's Union Contract

Agenda Item VII.

Council to consider the approval of Resolution #11-19, authorizing to borrow for the replacement of ambulance No. 2 for the City of Franklin

Agenda Item VIII.

Council to consider approval of Resolution #12-19, granting authority to file a loan/grant application with the USDA Rural Development Agency for Water Main Projects and to grant authority to accept the loan/grant

Agenda Item IX.

Council to consider the disposition of City owned/tax deeded properties

Agenda Item X.

Council to consider setting a public hearing on Franklin's Housing and Community Development Plan

Agenda Item XI.

Council to consider setting a public hearing on Resolution #14-19, Authorizing the City Manager to apply for a CDFA Tax Credit Program up to \$750,000

Agenda Item XII.

Council to consider setting a public hearing on Resolution #15-19, Accepting a \$31,350 Grant from the Department of Environmental Services Brownfield Revolving Loan Fund for the final clean-up of the former Macosko Foundry site.

Agenda Item XIII.

Other Business

- 1. Mayor Appointments**
- 2. City Council Appointments**
- 3. Committee Reports**
- 4. City Manager's Update**
- 5. 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 by stairwell elevator. 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 February 4, 2019

Subject: Approval of Meeting Minutes

Motion: “I move that the Franklin City Council approve the minutes of the January 7th City Council Meeting and the minutes of the January 14th Special City Council Meeting.

Mayor calls for a second, discussion, and the vote.



Pending City Council Approval

Inaugural and City Council Meeting January 7, 2019

Call to Order

Mayor Giunta called the meeting to order in Council Chambers, Franklin City Hall at 6:02 p.m.

City Council in Attendance

Mayor Tony Giunta, Councilor Paul Trudel, Councilor George Dzujna, Councilor Jo Brown, Councilor Heather Moquin, Councilor Bob Desrochers, Councilor Olivia Zink, Councilor Scott Clarenbach, Councilor Bob Ribas

Others in Attendance:

City Manager Judie Milner, Attorney Paul Fitzgerald

God Bless America was sung by the Serendipity Singers with St. Gabriel's Choir.

The Franklin Fire Department Color Guards presented the Colors.

Salute to the Flag was led by the Boy Scouts Troop #61 Stephen Donahue.

The National Anthem was sung by the Serendipity Singers with St. Gabriel's Choir.

Mayor Giunta was privileged to present the 2018 Citizen of the Year Award to Jeff Perkins. He described Jeff as a committed volunteer, humble, willing to serve at any level, who loves and respects the City and its' Citizens. Mayor Giunta showed the public a poster size front cover of New Hampshire Magazine that he was highlighted on. The Mayor further explained that he shared a similar concern for trash around the City and so seeing Mr. Perkins care for the City, touched his heart. Mr. Perkins humbly accepted the award, thanked Mayor Giunta, and let everyone know that he truly enjoys doing what he does for the City. All applauded for Jeff.

2018 City Council Business

Public Hearing

Mayor Giunta opened the Public Hearing at 6:13PM.

Resolution #06-19, a resolution allowing the Franklin School District to appropriate \$350,156 of unassigned FY2018 Fund Balance to support the FY2019 School District Budget.

Mayor Giunta asked if anyone would like to speak to this resolution.

School Board Chair and Ward 3 resident Tim Dow asked the Council to adopt and approve this resolution. He acknowledged that this past budget season was very trying and a couple of the larger numbers on this resolution came in after their budget was passed. Special Education Aid came at \$120,453 less than anticipated. The Adequacy Aid Education Grant also dropped significantly to \$177,102 and it continues to drop year after year.

Mayor Giunta asked if there was anyone else that wanted to comment. There were no further comments.

The Public Hearing for Resolution #06-19 closed at 6:15PM

Resolution #08-19, a resolution accepting \$200K in grant funds from the New Hampshire Department of Natural and Cultural Resources, and required matching funds starting in FY2019 to support the establishment of the Mill City Park at Franklin Falls.

Mayor Giunta asked if anyone had any comments. There were none.

The Public Hearing for Resolution #08-19 closed at 6:16PM

Resolution #09-19, A Resolution accepting \$18,082.92 from the Franklin Rotary Club for the purpose of starting a Franklin Scholarship Fund called "Franklin Rotary Club Scholarships" and placing the monies with the City's Trustees of the Trust Funds.

Mayor Giunta asked if anyone had any comments.

School Board Chair Dow asked the City Council to approve and appropriate this resolution. Chair Dow thanked the Franklin Rotary for this scholarship fund. The Scholarships are important to the students.

Mayor Giunta asked if there were any further comments. There was none.

The Public Hearing for Resolution #09-19 closed at 6:17PM

Resolution #10-19, A Resolution to support a Railroad Corridor Study connecting Weirs to Franklin through the City of Laconia paid for by the WOW Trail Committee.

Mayor Giunta asked if anyone had any comments.

Jay Gratton, employed here in Franklin and lives in Concord. Mr. Gratton asked the Council to consider a provision on the proposal of Franklin supporting the WOW Trail. There is some controversy over this project and part of it is considering ripping up part of the actual train rails. Mr. Gratton stated that there are active railroads on the corridor and so any removal of rails would cripple those railroads. The rail line from Concord to Lincoln is 100% active. Recreational use of the rail in the winter is allowed. Mr. Gratton asked that the City approve the WOW Trail study with a provision that removal of any rails is off the table.

City Manager Milner stated that the purpose of the study is to determine whether or not the trail is feasible and whether or not it's feasible alongside the rail so that the rails can remain in motion. The study is aware of the active railways and looking at all the angles.

Leigh Webb, Ward 3 resident stated that he is in favor of the study in terms of looking at tourism dollars and assumes this would be part of the study as well.

Karen Testerman, Ward 3 resident asked the Mayor what WOW stands for. Councilor Clarenbach replied that it represents the 3 lakes that the trail passes; Winnepesaukee, Opechee, and Winnisquam.

Mayor Giunta asked if there were any further comments. There were none.

The Public Hearing on Resolution #10-19 closed at 6:21PM

Resolution #13-19, A Resolution regarding the direct sale of Tax Deeded Property located at 196 Central Street pursuant to RSA 80:80, III.

Mayor Giunta asked if there were any comments. There were none.

The Public Hearing for Resolution #13-19 closed at 6:22PM

Councilor Desrochers requested a moment of silence for Veterans Reagan Cody who served on the Korean Conflict, Bud Macdonald who served in Vietnam, Lawrence Sweat, and Robert Hoyt. He also requested a moment of silence for a Veteran from Northfield who earned two Purple Hearts from Vietnam and a Bronze Star.

Mayor Giunta thanked Councilor Desrochers for bringing this to everyone's attention.

Agenda Item I.

Council to consider approval of the minutes.

Motion – Councilor Desrochers moved that the Franklin City Council approve the minutes of the June 6th, June 11th, June 18th, and June 28th Budget Workshop Meetings, the minutes of the October 11th Canvass the Votes Meeting, the minutes of the November 26th Economic Development Workshop, the minutes of the December 3rd City Council Meeting, and the minutes of the December 18th LEAN Workshop Session IV Meeting.
Seconded by Councilor Trudel.

Councilor Ribas requested amendments of the minutes and forwarded typographical changes to Audrey Lanzillo who will make the corrections in the minutes before finalizing and publishing the official minutes.

Councilor George Dzujna commended Audrey for the amount of work she puts into the minutes of the many meetings City Council holds.

All in Favor. Motion PASSED.

Agenda Item II.

City Council to consider Resolution #06-19, allowing the Franklin School District to appropriate \$350,156 of unassigned FY2018 Fund Balance to support the FY2019 School District Budget.

Superintendent Dan LeGallo wished all a Happy New Year and asked the SAU Business Administrator Jefferson Braman to assist in providing some details regarding this Resolution.

Motion – Councilor Dzujna moved that the Franklin City Council adopt Resolution 06-19 appropriating \$350,156 of FY2018 unassigned fund balance to the Franklin School District fiscal year 2019 budget.

Seconded by Councilor Zink.

Business Administrator Braman stated that this money was from revenue adjustments that were found in collaboration with a Department of Revenue representative. Braman stated that this fund balance is needed to offset the Catastrophic Aid and the Adequate Education Grant Funds which funding is based on the average daily school number of students attending in November of 2018. Due to the formula and the number of students, a shortfall of \$177,000 needs to be replenished. Other revenue adjustments were realized including Hill resident tuition costs that were not used due to the closing of that school.

Councilor Brown stated that this money is a one-time adjustment and asked Business Administrator Braman how the school will fund these shortcomings next year; what changes will be put in place to address this next year.

Braman stated that there was a significant teacher turnover this past year and the new teachers will be earning less than budgeted. He also stated that there are some other components to this but it too early to figure in some of the numbers.

Councilor Brown added that based on the reductions in the number of enrolled students year over year, she questioned how the same line items will be funded and urged Braman and LeGallo to look at changes in the structure of the system, buildings/facilities, and teachers. Braman stated that Special Education is difficult to project funding.

With the budget season approaching in a few months, Braman stated that he would have some projections to share in early spring (March/April) as the school budget is completed in the May timeframe.

Councilor Dzujna requested clarification on the amount of the Special Education Funding. Business Administrator Braman stated that the number was adjusted when the Department of Revenue instructed him on what can be anticipated for Special Ed Aid so he adjusted the Charter School Aid number which increased.

Councilor Clarenbach asked Business Administrator Braman if thoughts on where to save money for next year are being considered. The fear of continuing to fund the same things the same way going forward is real. Braman stated that he viewed an LSR from Representative Horn that will address the Adequacy Aid formula. There is too much of a spread between what the school is requesting for this year's fiscal year and what we have identified in left over money for next year. Clarenbach stated that it becomes a much bigger hurdle in the current process.

Councilor Brown reiterated that approx. \$800K was uncovered in the school fund this year but there is no way the City can come up with \$800K next year to fund the same things. She asked Braman what areas he is looking at where savings can be realized going forward. Superintendent LeGallo stated that they are looking at everything. He will continue the collaboration with the City. It has been improving greatly over the past few years. LeGallo believes he will have a good idea of their Fund Balance sometime in March.

Councilor Desrochers stated that he's a bit confused at the numbers as well. Business Administrator Braman explained that the Fund Balance variance is \$459K higher than what was originally estimated. Of this amount, only \$350K is the request to use toward this year's budget leaving approx. \$109K left over and would like to use that in the next subsequent year. Councilor Desrochers asked Braman what happens if the \$109K disappears between now and June. Braman responded stating that it will not. Desrochers suggested putting it a special school fund.

City Manager Milner stated that per State RSA, dependent schools can't hold fund balances so it will come back to the City and then the Council can approve to appropriate that fund balance in the FY2020 budget. Councilor Desrochers reminded the Council that the funds can also be placed in the account that has been set up for them and be held by the City and drawn on when needed and would be most comfortable with it being held in the special account as a placeholder.

Councilor Clarenbach clarified that the \$350K is what the school needs to make them whole. The \$109K is in excess of what they need for their 18/19FY. They don't need to really ask the City for it but rather notated that it is there and in good faith, will be requesting to use that money for the 19/20FY School Year. He stated that it wouldn't make sense to make another resolution to move it into and out of the Special Account. He continued that the Council cannot make decisions for future Councils where if they money was moved into Fund Balance; the Council would need to vote to move it.

Councilor Desrochers stated to Business Administrator Braman and Superintendent LeGallo that after the \$350,000 is used to make the school whole this year, will the new year start \$1M in the hole again and will the City need to endure more protest marches?

Superintendent LeGallo stated to the Council that they will be good stewards of the money and roll it into Fund Balance that can then be rolled into next year's budget then come back next year. The school will continue to look at ways to adjust and make cuts where they can. LeGallo stated that he froze the budget at least three times in the last four years and will do it again if necessary.

Councilor Brown concluded with asking Superintendent LeGallo what the overall budget projections are at this point. She stated that last year the budget was approximately \$18.1M and wonders if it looking to be the similar or is there a sense on what it is looking like? Superintendent LeGallo responded stating that the FY19/20 budget and what their goals are will be on the agenda at the next school board meeting on the 14th.

RESOLUTION #06-19

A Resolution Relating to a Supplemental Appropriation for Fiscal Year 2019.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin has adopted a budget for Fiscal Year 2019 which began July 1, 2018, and;

WHEREAS, the City Council of the City of Franklin, New Hampshire recognizes that the school district estimates approximately \$719,085 in additional unassigned fund balance at June 30, 2018, and;

WHEREAS, the City Council of the City of Franklin, New Hampshire has already appropriated \$260,000 of the prior year fund balance during the FY2019 budget process, and:

WHEREAS, the City Council of the City of Franklin would like to appropriate an additional \$350,156 of the prior year unassigned fund balance in order to offset a \$350,156 reduction in estimated revenues,
Now,

THEREFORE BE IT RESOLVED that at the scheduled meeting of the City Council on January 7, 2019, the City Council of the City of Franklin, New Hampshire does hereby adopt resolution 06-19 and authorize an increase in FY2019 revenues:

Appropriated Fund Balance – Three Hundred Fifty Thousand, One Hundred Fifty-Six dollars (\$350,156),

And a decrease in FY2019 adequacy revenue,

School District expenditures in the total amount of Three Hundred Fifty Thousand, One Hundred Fifty-Six dollars (\$350,156),

By a roll call vote.

Roll Call:

Councilor Brown	<u>Yes</u>	Councilor Desrochers	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
		Councilor Moquin	<u>Yes</u>	Councilor Zink	<u>Yes</u>

All in Favor. Motion PASSED.

Agenda Item III.

Council to consider Resolution #08-19, acceptance of a \$200,000 Grant Funding, \$200,000 required matching funds, the appropriation and expenditures of these funds starting in FY2019 to support the establishment of the Mill City Park at Franklin Falls, which is associated with the White-Water Park.

Motion – Councilor Brown moved that the Franklin City Council vote to approve Resolution #08-19, which accepts the grant funds from the New Hampshire Department of Natural and Cultural Resources, through the National Park Service, and the required matching funds, and the non-lapsing appropriation and expenditures of these funds starting in Fiscal Year 2019. I further move that City Council authorize the City Manager to sign and take action on all relevant documents pertaining to the administration of this grant.

Seconded by Councilor Desrochers.

Mayor Giunta asked if there was any discussion. There was none.

RESOLUTION #08-19

A Resolution Relating to a supplemental appropriation for Fiscal Year 2018.

In the year of our Lord, Two Thousand Eighteen,

WHEREAS, the City Council of the City of Franklin, New Hampshire adopted a budget for Fiscal Year 2019 beginning July 1, 2018, **and**;

WHEREAS, the City Council of the City of Franklin recognizes that a Memorandum of Agreement was signed between the City of Franklin and the nonprofit Mill City Park at Franklin Falls, **and**;

WHEREAS, the City Council of the City of Franklin recognizes the recent efforts to improve the economic and residential viability of the downtown and the need to continue with additional progress, **and**;

WHEREAS, the City has been awarded a grant of \$200,000 from the New Hampshire Department of Natural and Cultural Resources, through the National Park Service to support the establishment of the Mill City Park at Franklin Falls, which is associated with the White-Water Park, **and**;

WHEREAS, matching funds, in the form of donated funds and services, in the amount of \$200,000 directed towards this project for a total project funding of \$400,000, **now**;

THEREFORE, BE IT RESOLVED, *that at their regularly scheduled meeting of the City Council on Monday, January 7, 2019, the City Council of Franklin New Hampshire does hereby vote to adopt resolution 08-19, accepting grant funds from the New Hampshire Department of Natural and Cultural Resources, through the National Park Service, and the required matching funds non lapsing appropriated this grant and matching funds and services authorize the City Manager to sign and take action on all relevant documents pertaining to the administration of this grant.*

An Increase in Revenues:

Federal Grant Revenue – White Water Park Acct. No. 01-9-014-33110-437 – Two Hundred Thousand Dollars (\$200,000),

Donations – White Water Park Acct. No. 01-0-000-35085-437 – Two Hundred Thousand Dollars (\$200,000),

An Increase in Expenditures:

Economic Development – White Water Park Acct. No. 01-6-511-40335-437 – Four Hundred Thousand Dollars (\$400,000),

By a roll call vote.

Roll Call:

Councilor Brown	<u>Yes</u>	Councilor Desrochers	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
		Councilor Moquin	<u>Yes</u>	Councilor Zink	<u>Yes</u>

All in Favor. Motion PASSED.

Agenda Item IV.

Council to consider approval of Resolution #09-19, acceptance of \$18,082.92 from the Franklin Rotary Club to start a scholarship fund called “Franklin Rotary Club Scholarships” and placing the monies with the City’s Trustees of the Trust Funds.

**Motion – Councilor Desrochers moved that the Franklin City Council approve Resolution 09-19, to accept \$18,082.92 from the Franklin Rotary Club for the purpose of starting a Franklin High School Scholarship Fund called “Franklin Rotary Scholarships” placing the monies in an expendable scholarship fund with the City’s Trustees of the Trust Funds”. Scholarship recipients will be limited to seven \$500 Scholarships, to be made prior to the start of the first semester, using the award criteria that Franklin High School deems appropriate.
Seconded by Councilor Clarenbach.**

Mayor Giunta asked if there was any discussion.

Councilor Moquin stated that she will be abstaining from this vote related to a child at the High School currently.

RESOLUTION #09-19

A Resolution Relating to the Acceptance of Trust Fund Money.

In the year of our Lord, Two Thousand Eighteen,

WHEREAS, the City Council of the City of Franklin recognizes the efforts of the Franklin Rotary Club to offer seven annual scholarships to Franklin High School students, **and**;

WHEREAS, the Franklin Rotary Club has been dissolved due to a lack of membership, **and**;

WHEREAS, remaining assets of \$18,082.92 have been allocated to support community organizations, **and**;

WHEREAS, Scholarship recipients will be limited to seven \$500 Scholarships, to be made prior to the start of the first semester, using the award criteria that Franklin High School deems appropriate, **and**;

WHEREAS, acceptance of these funds has no budgetary impact of the Fiscal Year 2019 budget and future budgets, **now**;

THEREFORE, BE IT RESOLVED, *that at their regularly scheduled meeting of the City Council on Monday, January 7, 2019, the City Council of Franklin, New Hampshire does hereby vote to accept \$18,082.92, from the Franklin Rotary Club, for the purpose of starting a Franklin High School Scholarship Fund called "Franklin Rotary Club Scholarships" placing the monies in an expendable scholarship fund with the City's Trustees of Trust Funds". Scholarship recipients will be limited to seven \$500 Scholarships, to be made prior to the start of the first semester, using the award criteria that Franklin High School deems appropriate.*

By a roll call vote.

Roll Call:

Councilor Brown	<u>Yes</u>	Councilor Desrochers	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
		Councilor Moquin	<u>Abstain</u>	Councilor Zink	<u>Yes</u>

7 in Favor. 1 Abstention. Motion PASSED.

Agenda Item V.

City Council to consider Resolution #10-19, supporting a Railroad Corridor Study connecting Weirs to Franklin, through the City of Laconia which will be paid for by the WOW Trail Committee.

**Motion – Councilor Trudel moved that the Franklin City Council adopt Resolution #10-19 supporting a study through the City of Laconia and paid for by the WOW Trail Committee, for the pros and cons of building a recreation trail connecting Weirs to Franklin next to or in place of the railroad tracks by a roll call vote.
Seconded by Councilor Ribas.**

Mayor Giunta asked if there was any discussion.

Councilor Desrochers expressed his concern of the possibility of ripping up railroad tracks and then putting them back in. It's pointless and a waste of money. He is in favor of the Rail Trail and riding alongside the railroad tracks.

Councilor Clarenbach stated the last sentence of the Resolution states that this is only a recommendation and the City Council can support it or choose not to support it depending on the outcome of the study.

Councilor Dzujna commented that even though this will be a good step toward supporting recreation in the area, the Council will still have a say in supporting the decisions brought forth from the study.

RESOLUTION #10-19

A Resolution Relating to the support of the City Council for a study to build a regional recreational trail next to or in place of the railroad tracks connecting Weirs to Franklin.

In the year of our Lord, Two Thousand Eighteen,

Whereas, the state-owned Concord to Lincoln RR corridor was built to bring tourists and spur economic development in the Lakes Region and beyond (circa 1850), and

Whereas, a portion of this 50-mile corridor is now used, under a lease agreement with the state, for certain train operations with a degree of benefit to the surrounding communities, and

Whereas, there is an identified regional trail project from Weirs Beach to Franklin that could have the potential to yield significantly more economic and recreational benefits to the abutting communities, the region and the state of NH by better utilizing this publicly-owned space, and

Whereas, the building of the remaining 10 miles of trail project IN PLACE of rail would substantially reduce cost, alleviate abutter concerns, and provide an enhanced trail for users, and

Whereas, the state-owned corridor would be maintained in perpetuity for NH DOT with the understanding that rail would be reinstalled at a future date if it was determined that rail was a better and higher use.

Now, therefore be it resolved that at the scheduled meeting of the Franklin City Council on Monday, January 7, 2019, the City Council of the City of Franklin, New Hampshire does hereby adopt resolution 10-19 supporting the proposal for the City of Laconia to commission professional research, to be paid for by the WOW Trail committee, to study the pros and cons of continuing to build this regional recreation trail NEXT TO the existing railroad tracks or IN PLACE OF the railroad tracks.

By a roll call vote.

Roll Call:

Councilor Brown	<u>Yes</u>	Councilor Desrochers	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
		Councilor Moquin	<u>Yes</u>	Councilor Zink	<u>Yes</u>

All in Favor. Motion PASSED.

Agenda Item VI.

Council to consider Resolution #13-19, the direct sale of Tax Deeded Property located at 196 Central Street pursuant to RSA 80:80, III.

Motion – Councilor Clarenbach moved that the Franklin City Council adopt Resolution #13-19 providing for the sale of 196 Central Street by a means other than sealed bid or public auction pursuant to RSA 80:80, III and authorizing the Mayor to sign all documents going forward pertaining to the sale.

Seconded by Councilor Desrochers.

Mayor Giunta asked if there was any discussion. There was none.

RESOLUTION #13-19

A Resolution Pursuant to RSA 80:80, III.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS the City of Franklin is the owner of certain real estate consisting of approximately 0.19 acres of land located at 196 Central Street being Tax Map 117, Lot 131-000, within the City of Franklin; and

WHEREAS said property was acquired by the City pursuant to the tax lien process described at RSA 80; and

WHEREAS the property is known to be impacted by certain environmental contaminants described more specifically in a report dated March 1, 2018, authored by Nobis Engineering and submitted to the Lakes Region Planning Commission thereafter; and

WHEREAS the parcel is the subject of a certain Purchase and Sales Agreement between the City and Cumberland Farms, Inc., said Agreement approved by the Franklin City Council on Wednesday, March 14, 2018, with a stated purchase price of \$45,000.00; and

WHEREAS the Franklin City Council finds it to be in the public interest and that justice requires that the City proceed with the sale for the following reasons:

- A. The sale will provide an immediate economic benefit to the City in the form of a purchase price;
- B. The sale will allow the commercial redevelopment of the parcel and surrounding parcels in a manner that will produce substantial additional economic benefits for the City;
- C. The sale is a part of an overall redevelopment plan for the property and surrounding properties that will include substantial environmental remediation costs which will confer further economic and non-economic benefits upon the City; and

WHEREAS the Council finds that any of the above factors, singly or in combination with others, provides ample justification to proceed with the proposed sale.

Resolution #13-19, page 2 of 2

NOW, THEREFORE, be it resolved by the Franklin City Council that:

- A. The Council confirms and restates the above findings;
- B. The Council finds that it is in the best interest of the City, in the public interest and in keeping with the requirements of justice as stated specifically in RSA 80:80, III to allow the referenced property to be sold and disposed of by a method other than by sealed bid or public auction, specifically by proceeding with the referenced Purchase and Sales Agreement described above; and
- C. That the Mayor of the City of Franklin is hereby authorized to execute all documents necessary to convey the premises pursuant to the Purchase and Sales Agreement and to execute any other such documents as may be necessary to carry out the purpose of this resolution. The Mayor's authority under this resolution shall continue in full force and effect indefinitely and until such authority is revoked, rescinded or modified by a further vote of the Franklin City Council.

By a roll call vote.

Roll Call:

Councilor Brown	<u>Yes</u>	Councilor Desrochers	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
		Councilor Moquin	<u>Yes</u>	Councilor Zink	<u>Yes</u>

All in Favor. Motion PASSED.

**Motion to adjourn 2018 City Council Business was made by Councilor Desrochers.
Seconded by Councilor Trudel.**

All in Favor. Motion PASSED.

2018 City Council Business adjourned at 6:57PM

2019 City Council Business opened at 6:58PM

The Invocation in prayer was led by Deacon Tom Matzke.

Deacon Matzke mentioned that he came into City Hall today to register a car and shared with everyone that Franklin is a City of Friendship and he admires all the departments heads and what they do for the City.

Deacon Matzke led the following prayer: Oh God, our Father, the builder of all things, you have placed this Mayor and Council together in 2019 with an obligation. With that obligation, grant them the opportunity to work as a team to better the lives of the citizens they serve. Oh God of Love, you created us and you call us to live as brothers and sisters. Give the Mayor and Council the strength to bring hope and peace on their journey. God please help them to be sensitive to the plea of our Citizens. Open their hearts to your wisdom. Where there may be a time of trepidation, treat them into a time of trust. And if quarrel aim, lead them into forgiveness. May the work this Mayor and Council begin in 2019 and liven their faith and help us all to be grateful. Whenever we look to the interest of our neighbor or in the community, we are in a sense, God's own coworkers. Let us pray that God will lead this Mayor and Council in peace and joy, to be successful, knowing you will protect them and keep them safe. We ask this through Christ our Lord, Amen.

City Attorney Paul Fitzgerald officiated the swearing in of the following City Councilors (3-year term):

Ward I, Councilor-elect Jo Brown

Ward II, Councilor-elect Scott Clarenbach

Ward III, Councilor-elect Karen Testerman

City Attorney Paul Fitzgerald officiate the swearing in of School Board members (3-year term):

Ward I, Delaney Carrier (this was done at the City Clerk's office earlier today).

Ward II, Susan Hallett-Cook

Ward III, Deborah L. Brown

Mayor Giunta then presented an appreciation for service plaque to Councilor Zink (2016-2019) for her service to the City. Applause were heard from all in attendance.

Councilor Zink thanked the Mayor and fellow Councilors. She proclaimed that "it's been a journey for three years to serve with all of you. Monday nights and other nights together, she learned a lot about the City that she grew up in and went to High School in. The service that the Council does, every day to better our community is something that is truly remarkable and hopes everyone will still honor that commitment to work together with the school district and the Council as one community to make sure that we are really working together as one community to move this community forward." Applause were provided from all.

Mayor Giunta stated that one other Council member is leaving unfortunately. Steve Barton has been a personal friend and councilor since 2014 and 2018 and although Steve had to resign from the Council, we will not forget him. Mayor Giunta told a brief story of how he met Steve's father then he gave much thanks to Steve for his dedicated service. Applause were provided from all.

The State of the City Address was giving by Mayor Giunta as follows:

Inaugural Speech 2019

Good News-Bad News-Great News

Good evening everyone and welcome to the great City of Franklin. I want to thank all of you for being a part of this evening.

Knowing many of you would like me to keep this short, I'll simply quote King Henry VIII, when he said to each of his six wives, "don't worry, I don't intend to keep you that long!"

Now I know you have all come to hear about what's going on in the City. So, what is the State of the City? Well I'd like to report that I have good news, I have bad news, and I have some great news!

First the good news.

You may remember last year I encouraged you to invest in the City of Franklin. In fact, after that speech, Scott Brown came up to me and said, "hey, I want to go home and crack open my piggy bank!"

Well, Scott, if you had gone home and cracked open that piggy bank and invested the money in Franklin, congratulations, you would have seen your investment grow an average of 20% over the past year. And that's not just me pulling this number out of the air. This is the conclusion of a recent City-wide assessment where assessors look at property throughout the City, they compare recent sales with currently assessed values, then they adjust those current values with fair current market values. In their conclusion, they saw property values rise 20% with some properties rising much more than that.

This is good news because despite testimony to the contrary, people see value in our City and they're willing to pay more for property and businesses here. Franklin is a great investment opportunity and people see it, people are willing to pay more to be here, and our value is growing!

Now, the bad news.

Property values in the City are growing! But wait a minute, didn't I just say that was the good news? Well, it is good news if you look at your purchase here as an investment and you plan on selling your home or business. But for those of us who love this place and want to stay here for a lifetime, higher values mean higher taxes-and no one wants that! So, what's the solution? We need a big'a Pizza! Why do I use a pizza analogy? Because it reminds me of a Yogi Berra story when he was overheard ordering a pizza-when asked how many slices he wanted it cut into, 6 or 8, he thought for a moment and said, "you'd better cut it into six, I can't eat eight." The irony is it doesn't matter how many slices you cut the pizza into, it's still the same size pizza. If you want the pizza to feed more than one, the overall size must grow-thus we need more pizza! In our case, we need to grow our tax base-and we need to do it with redevelopment of underperforming properties and active new development.

So now, the Great News.

We are actively growing our tax base in a big way! This past year, we broke ground on a new industrial park on Tannery Street. The exciting parts of this project are both existing buildings are being refurbished and new buildings are being added to the site. A little north of this site, another brand new commercial building will be built this spring. Add to that, a moth-balled foundry on the east side of the City will be recommissioned sometime later this winter. Although not an easy project, the Cumberland Farms project has made significant progress, major obstacles have been overcome, and we should see ground breaking on this new ultra-modern Cumberland Farms this spring. Again, we're adding new higher value structures to our tax base. The Stevens Mill continues to attract tenants and investment dollars. We are already witnessing and for the rest of 2019 will continue to see the first of a two-phase, two-year \$30M investment become reality. That project alone will noticeably move the "increased tax base" needle! Later this winter, downtown Central Street will see a new American Sports Bar and Grill. Another food/Brew Pub on Central Street is eminent. Staying on Central Street, in the heart of downtown, upgrades and repurposing for three recently purchased building continues with the purchaser, Franklin Savings Bank, leading the way. And speaking of the bank, as most of you in this room know, Franklin Savings Bank is a tremendous benefactor to the City of Franklin. They have stood with us through thick and thin and it is so appreciated. But let's also understand that they are a very astute conservative 150-year-old bank. With that much banking wisdom, I'm sure they also see tremendous opportunity here in the City of Franklin-and they are "banking" on the fact that now is the time we are turning things around. Thank you Franklin Savings Bank for standing with this City-we will not let you down. And then, there's our whitewater park. Our whitewater park will be breaking ground this spring and the dream of expanded whitewater kayaking and all the economic

activity that accompanies it, continues to become a reality. We will also see our first solar renewable energy project get commissioned this month. And many more are either in the permitting phase or being proposed. This is so exciting in so many ways. It's adding to our tax base without putting any strain on our municipal services or schools. It is also helping reshape the perception of this City moving from an old dying 19th century mill-town of the past into a sparkling new 21st century clean energy City of the future. You know, in my day job, I go to a lot of cities and towns to build renewable energy projects. And unfortunately, what I typically experience is when those projects are proposed they are often opposed by what I've come to call the clean energy NIMBYs (not in my backyard) crowd. Well, Franklin is the real deal. We embrace renewable energy and we are well on our way to proudly being the renewable energy capital of New Hampshire! Then, most excitingly is our growth in manufacturing. Watts Water Technologies, VITEX Aluminum Extrusions, Patriot Foundry, and the rebirth of another dormant foundry on the east side of the City are leading the way to a growing manufacturing sector in Franklin. Right now, there are more jobs, good jobs, high paying jobs, than there are people to fill them. Opportunities are everywhere in this City.

Are you excited about all the positive things happening in this City? I need you to do three things for me. First, go home and crack open those piggy banks. It doesn't need to be hard cash-just get involved and start being a part of all the great things going on here. Second, spread the good news about what's happening here. Word of mouth is so important, and it will help generate even more momentum. Finally, pray! I had a wonderful meeting with a friend and her son yesterday and they shared with me that they have been praying for the rebirth of this City. Well, it's working-keep it up and I ask all of you to keep the good fortunes of this City in your prayers. If you do these three things, like the lyrics by of that famous Disco song, "Ain't No Stopping Us Now"!

God Bless all of you in 2019 and God Bless the City of Franklin.

Tony Giunta
Mayor - City of Franklin
January 7, 2019

Battle of the Hymn of the Republic sang by the Serendipity Singers & St. Gabriel's Choir

Recess for a RECEPTION AND REFRESHMENTS - 7:25pm

2019 City Council Business

Meeting reconvened at 7:56PM

City Council in attendance

Mayor Tony Giunta, Councilor Paul Trudel, Councilor George Dzujna, Councilor Jo Brown, Councilor Heather Moquin, Councilor Bob Desrochers, Councilor Karen Testerman, Councilor Scott Clarenbach, Councilor Bob Ribas

Others in Attendance:

City Manager Judie Milner, Attorney Paul Fitzgerald

Comments from the Public

Leigh Webb, ward 3 resident thanked the City Council for the email with regard to applying for the City Council open seat and made reference to the Special City Council Meeting that will be held next week to review the applicants and their interest in filling the open seat. Mr. Webb stated that he hopes for an expeditious process in choosing this person regardless of who so Ward 3 is fully represented as quickly as possible.

Kandyce Tucker, Franklin's Drug Task Force Coordinator provided an update on the Task Force Activities. Ms. Tucker shared with the Council and public what the planned activities are for the next couple of months. Last month's meeting with Vitex went very well. They attended the Drug Task Force Leadership meeting and provided some insight and feedback to the group. The Task force is working to create a Business Sub-Task Force Committee and having Vitex chair it. A couple of weeks ago, 1400 flyers, regarding underage drinking, were distributed on pizza boxes and 200 flyers about Social Host Liability Laws were distributed at the Liquor Store. The FYI Group at the Middle School recorded two Public Service Announcements (PSAs) about under aged drinking and the Social Host Liability Law which played from December 20th through New Year's. Two more PSA's are planned for the spring. The FYI Group is also planning a Medicine Safety skit for the preschoolers through 2nd grader. A Sticker Shock activity is planned at Hannaford and Cumberland Farms. A fundraiser calendar is also being planned. Ms. Tucker continued with mention of the community ski day at the Veteran's Memorial Ski Area. Listen to the radio station 94.1 for the announced date. Lastly, there will be a networking event in February where the City Manager and department heads will be available to say hello and answer questions from the public. She concluded asking everyone to "like" the Drug Task Force on Facebook. They currently have 500 followers.

Mayor Giunta mentioned that WATTS would like to be part of the Business Sub-Task Force as well.

Ed Privy, Ward 3 resident. Mr. Privy stated that he has included his name in the open City Council Seat. He added that he is a taxpayer, law abiding citizen, and also a veteran. He loved this community and offered his volunteer services to help make our laws stronger. He stated that no one will want to come here to live if we don't fix the school, period. He continued to state that businesses will come and go. He urged every one of the Council to come together on this issue. These children depend on this. They are the future of our City, State, and Country. Mr. Privy volunteers for the Mayor's Drug Task Force and the Merrimack County Juvenile Diversion Program. Mr. Privy concluded stating that the Council has a very tough job in front of them and they don't hear as much when they are doing a great job, only when it's not great. He thanked the City Council and Mayor for all their hard work.

Annette Andreozzi, Ward 3 resident. She stated that she has some concerns regarding support of the WOW Trail Railroad Study. Is the trail only going to be for members of the club only or will the properties and crossings be open to all snowmobilers? The Lakes Region Snowmobile Club is very good at making sure club members know the rules and maintain them. Once other snowmobilers

start using the trail, they may take advantage. Annette asked the Council to consider looking for an escape clause in any agreement or support document allow permission of snowmobilers. If the result of the study allows for 5-year permission but in a year or two we see accidents, trash left on the trail, or there are public safety-oriented issues, that we can get out of this permission granting.

Comments from the Public closed at 8:08PM

City Council Acknowledgement

Councilor Dzujna acknowledged Kurt Wyant from Three Rivers Wreath Company, for creating and donating the large Christmas wreaths displayed on the Wheel at Trestle View Park. Mr. Wyant does this every year for the City.

Legislative Comments

Representative Dave Testerman stated that Legislation is back in session. The first item on the agenda in the House's new leadership in was to try to disarm the people. Representative Testerman was very disappointed to see that. He continued to share his own thoughts on how School Funding is addressed. With respect to doing the same thing and think the results will be different or better. The Governor acknowledged that there is a study underway to look at the whole school funding issue. He believes that Werner's attempt to change school funding, will get wrapped up in this study. Representative Testerman stated that he will be on the Criminal Law Committee again this year and mentioned there will be a lot of Bills coming this year.

Councilor Dzujna stated that the Governor is making a push for mental health and asked Representative Testerman if he is aware of anything that will help the current Project Aware that we have at the school now.

Representative Testerman replied that he wasn't sure about that one particularly but that mental health is on the agenda. In particular, housing patients needing to be secure for mental health reasons shouldn't be located at the prison just because they have lock up capabilities.

Councilor Karen Testerman stated that she is happy to be here and looking forward to serving Franklin.

Agenda Item I.

Superintendent Dan LeGallo handed out a poster copy of the School's Strategic Plan. This is actually hanging up in the lobby at City Hall. The School Board Committee worked on this document for about a year and is reviewed/updated if needed every June. This Strategic Plan was also shared with the LEAN Leader Richard Ellert.

Mr. LeGallo announced that the Energy Plaque Dedication will be held on February 18th at 6:30PM at the Middle School. The rebates are starting to come in. Eversource came in at \$114k; Liberty Utilities was \$81k. The total was \$195k; \$28k above what was expected. He is excited about the savings that is coming in.

Mr. LeGallo's team and Tim Dow met with Richard Ellert to discuss the LEAN process in January. Mr. Ellert invited Mr. LeGallo to meet with the City's Department Heads at 12:00 PM. The Principals and Superintendent will be participating in this meeting. A training session with the School Board has also been scheduled

Councilor Brown stated that the Council will have the opportunity to look at the Teacher's Contract soon and was curious on what the bottom line is and if there is an additional cost to the budget. Superintendent LeGallo responded that it is \$212k. Councilor Brown asked Superintendent LeGallo where that money was going to be taken from. LeGallo replied that it needs to be worked out still. Councilor Brown then asked why is the first measure always cutting teachers? LeGallo stated that other positions are cut as well. Not only teachers. He offered to go line by line with Councilor Brown to show how the process is reviewed.

Councilor Brown stated that she was incredibly frustrated last year when she saw areas that were not transparent and a comment was made in one of the School Board meeting minutes that they couldn't do this *particular activity* because the City wouldn't fund us. The comment implied that it is the City Council that decides how the school spends their money. Councilor Brown further added to the comment that sounded like the Council drives the teachers away or that the Council doesn't allow programs and she wonders if others feel the same way about this. That it's all on the City Council and that's why the School is suffering because the City Council won't provide the money. Councilor Brown wanted to make it clear that it is the school who prioritizes the money and what programs to fund. She continued that when she looks at the Teachers Contract, which they absolutely deserve the pay and even more. They do amazing work and deserve every penny. It simply upsets her immensely that they are the first item to look at when cuts must be made. It seems like the school is using them as collateral so they are given more money which is then cut and a savings in return is shown.

Superintendent LeGallo replied stating that the teachers are their number one priority but if the school loses 20 students, the teacher is usually cut due to the student/teacher ratio. LeGallo invited Councilor Brown to come and look at the how the process is planned, before judgement is made, based on the number of students. She accepted his invitation and stated that she will.

Councilor Desrochers wonders why the teachers are getting raises when they only get laid off. It just doesn't make sense how this has been going. Superintendent LeGallo replied to this stating that it is his job to adjust the student /teacher ratio and apply raises where needed when he can. LeGallo stated that he has an open-door policy and anyone can come and be part of that process.

Councilor Testerman commented that student's scores are well below what they should be. Although at the State Level, it appears the students are doing well but there are still illiterate students, graduates that can't get jobs, or can't read or write. She asked what is being done to address our low scores and giving the students the tools that they need. There is arguing over how much we're paying teachers or getting the money where it needs to be. We need to see the taxpayer getting a good return for their investment.

Superintendent LeGallo stated that there are changes taking place however mostly at the Elementary School right now and partially at the Middle School. They are looking at how to organize the student's studies rather than by grade.

Mayor Giunta shared that he used to sit on the School Board and one of the most frustrating things was that we have a transient type of City and measuring students throughout their entire education here in Franklin is difficult. Mayor Giunta requested the latest number of transient students and some current numbers to look at.

Agenda Item II.

Council to consider setting a Public Hearing for Resolution #11-19, authorization to borrow to replace ambulance no.2.

**Motion – Councilor Desrochers moved that the Franklin City Council set a Public Hearing date for 6:00PM on February 4, 2019 for resolution 11-19, authorization to borrow to replace ambulance no.2.
Seconded by Councilor Ribas.**

All in Favor. Motion PASSED.

Mayor Giunta asked if there was any discussion. There was none.

Mayor Giunta read aloud Resolution #11-19

RESOLUTION #11-19

A Resolution Relating to the Authorization to Borrow to Replace Ambulance No. 2.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin recognizes the need for two ambulances to provide Emergency Medical Services to the community members of Franklin, **and;**

WHEREAS, the Franklin City Council recognizes ambulance 2 has been out of services often this fiscal year with repair costs of \$10,400, from July to November, **and;**

WHEREAS, the Franklin City Council recognizes the appropriation for the expiring debt service payment for ambulance 1 will fund the debt service for ambulance 2 in the FY2020 budget, **and;**

WHEREAS, the Franklin City Council wishes to finance the purchase not to exceed \$250,000 over a 7-year term, **and;**

WHEREAS, the Franklin City Council recognizes that a grant application has been filed with USDA to help offset cost of this purchase and that any grant funds awarded for this purchase will decrease the amount to be borrowed, **Now**;

THEREFORE, BE IT RESOLVED, *that at their regularly scheduled meeting of the City Council on Monday, February 4, 2019, the City Council of Franklin, New Hampshire does hereby adopt resolution No. 11-19 authorizing the City Manager to enter into a 7-year note, not to exceed \$250,000, through the entity with the most favorable interest and terms quoted for the City and sign all the necessary paperwork thereof.*

THEREFORE, BE IT FURTHER RESOLVED, any grant funds awarded for this purchase will decrease the amount to be borrowed.

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Desrochers	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Dzujna	_____	Councilor Testerman	_____
Councilor Lauer-Rago	_____	Councilor Moquin	_____	Councilor Trudel	_____

Agenda Item III.

Council to consider setting a Public Hearing for Resolution #12-19, granting the City Manager the authority to file a loan/grant application with USDA Rural Development for Water Main Improvement Projects and to grant authority to accept the loan/grant.

Motion – Councilor Trudel moved that the Franklin City Council set a Public Hearing date for 6:00PM on February 4, 2019, for Resolution #12-19, granting the City Manager the authority to file a loan/grant application with USDA Rural Development for Water Main Improvement Projects and to grant authority to accept the loan/grant.

Seconded by Councilor Desrochers.

All in Favor. Motion PASSED.

Mayor Giunta asked if there was any discussion. There was none.

Mayor Giunta read aloud Resolution #12-19

RESOLUTION #12-19

A Resolution Granting Authority to file a Loan/Grant Application with USDA Rural Development, for Water Main Improvement Projects, and to Grant Authority to accept the Loan/Grant.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS,** the City Council of the City of Franklin, New Hampshire, after thorough consideration of the nature of its drinking water system needs, hereby determines that in order to continue further improvements to the water distribution system, it is necessary and in the public interest, to apply to USDA Rural Development for a loan/grant application for \$4,655,095 to continue improvements on New Hampton Road, West Bow Street and East Bow Street, **And;

WHEREAS,** the City Council of the City of Franklin, authorizes the acceptance of the grant/loan with USDA, not to exceed \$4,655,095 and that any grant funds award for this project will decrease the amount to be borrowed, **Now;

***THEREFORE, BE IT RESOLVED,** that at their regularly scheduled meeting of the City Council on Monday, February 4, 2019, the City Council of Franklin, New Hampshire does hereby authorize Judie Milner, City Manager, to file a loan/grant application with USDA Rural Development for \$4,655,095, to continue water improvement projects on New Hampton Road, West Bow Street and East Bow Street, and;*

***THEREFORE, BE IT FURTHER RESOLVED,** that Judie Milner, City Manager is hereby authorized to enter into a loan agreement with USDA, for an amount not to exceed \$4,655,095 and term not to exceed 20 years, and that any grant funds awarded for this project will decrease the amount to be borrowed and to sign all the necessary paperwork thereof.*

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Desrochers	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Dzujna	_____	Councilor Testerman	_____
Councilor Lauer-Rago	_____	Councilor Moquin	_____	Councilor Trudel	_____

Agenda Item IV.

Council to consider approval of a 5-year permission term for the Lakes Region Snowmobile Club to obtain access to the City's property and road crossings and authorize the City Manager to sign the permission form of behalf of the City of Franklin.

Motion – Councilor Desrochers moved that the Franklin City Council approve a 5-year term Snowmobile Trail Permission for the Lakes Region Snowmobile Club's trail access to the City property and road crossings and authorize the City Manager to sign the permission document on behalf of the City.

Seconded by Councilor Clarenbach.

Mayor Giunta asked if there was any discussion.

Councilor Ribas stated that there are more than 30 road crossings and we're not requiring any fee. He expressed concern regarding wear on our roads since we already have trouble maintaining them. We should think about imposing a fee.

There was no further discussion.

All in Favor. Motion PASSED.

SNOWMOBILE TRAIL PERMISSION

Permission is hereby granted to Lakes Region Snowmobile Club
(Name of club or organization)

to provide public Snowmobile access on my property. It is understood that use of my property, for said purpose, in no way holds me liable or responsible for accidents which may occur as a result of others using my property as provided for in Chapter 212, Section 34, Laws of the State of New Hampshire (RSA 212:34 Duty of Care).

There shall be no fee for the use of this property. The above named organization agrees to mark, sign, and maintain the property in a proper and safe manner.

The State of New Hampshire, Department of Resources and Economic Development, Division of Parks and Recreation, Bureau of Trails shall also provide a landowner liability insurance policy with coverage of \$2,000,000.00 for trails within the Grant-In-Aid Program.

This agreement shall have a term of:

- ☐ 1. Indefinite
- ☐ 2. 1 year upon approval
- ☐ 3. 5 years upon approval

*THIS AGREEMENT MAY BE TERMINATED FOR ANY CAUSE, BY EITHER PARTY,
UPON THIRTY (30) DAYS WRITTEN NOTIFICATION.

Dated this _____ day of _____ Year

Signature Section

Landowner (Print name)

Landowner Signature

Address

Franklin
Town/City

Zip Code Telephone

Lakes Region Snowmobile Club
Organization or Club Name

Trail Administrator
Title (President, Trail Administrator, etc.)

Maxwell Duggan
Organization Officer (Print name)

Maxwell Duggan
Organization Officer's Signature

PO Box 480
Club Address

Franklin
Town/City

03235
Zip Code

Agenda Item V.

Council to consider support of the letter written by the Lakes Region Planning Commission to the FCC correcting cell phone coverage maps and authorize the Mayor to sign on behalf of the City.

Motion – Councilor Ribas moved that the Franklin City Council support the letter written by the lakes Region Planning Commission to the FCC to correct the 4G LTE Cell Coverage Maps for the region and authorize the Mayor to sign on behalf of the City.

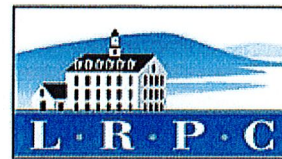
Seconded by Councilor Trudel.

Mayor Giunta asked if there was any discussion. There was none.

All in Favor. Motion PASSED.

LAKES REGION PLANNING COMMISSION

103 Main Street, Suite #3
Meredith, NH 03253
Tel 603-279-8171
Fax 603-279-0200
www.lakesrpc.org



December 10, 2018

RE: Correcting 4G LTE Cell Service Coverage Maps in the Lakes Region - FCC MF-II Challenge

New Hampshire's Federal Delegation, Public Utilities Commission, and Interested Parties:

Poor quality or non-existent telecommunications services are jeopardizing the health and safety of our residents and are constraining economic development in New Hampshire's Lakes Region. Many of our communities in Belknap, Carroll, Merrimack, and Grafton Counties have expressed interest in participating in the Federal Communication Commission's MF-II Challenge. Staff from the New Hampshire Public Utilities Commission (PUC) provided leadership and technical assistance to the Lakes Region Planning Commission who provided equipment and coordinated data collection activities to several municipalities in their efforts to participate in the Challenge process already.

Despite our best efforts, insufficient equipment and technical resources were available to support our communities within the restricted time frame of the MF-II Challenge. This was due in large part to the onerous 75% coverage of each grid cell requirement which would have necessitated extensive use of off-road vehicles in our rural area.

However, because this is such critical issue to our 31 communities located in the geographic center of our state, we are continuing to perform testing in the Lakes Region with the expectation that the FCC will pay attention to the data we are collecting.

Data collected to date suggests the following:

1. Service availability by the major carriers in the Lakes Region area is overstated. Even the major roads in the area, such as Routes 104, 25, 3, 109, and 25 have service below the 5 Mbps as required by the FCC.
2. Given the rural nature of the area, coverage to 75% of each grid is prohibitive especially within the time provided. Many areas are difficult to access due to wetlands, thick growth, and terrain.
3. Many residential areas show little to no service.

Just as telecommunications providers were required to supply landline service decades ago, wireless service has become the "life line" replacement for wired services. The requirements of outdated technologies must be carried forward to the more modern replacement technologies. Failing to do so has serious and well-established safety and economic concerns.

Therefore, we appreciate whatever assistance our federal delegation, PUC and others are able to provide as we, the undersigned communities, advocate for more accurate 4G LTE coverage maps and better cell service for the Lakes Region.

Please sign and return the attached signature page.

Sincerely,

Jeffrey R. Hayes, LRPC Executive Director

December 10, 2018

RE: Correcting 4G LTE Cell Service Coverage Maps in the Lakes Region - FCC MF-II Challenge

Signature Page for the City of Franklin

City of Franklin, Mayor

Agenda Item VI.

1. Committee Reports – None.

2. City Manager Update:

- a. Welcome and Congratulations to the new Fire Chief Michael Foss. Mike was Deputy Chief for the City. His prior roles were Captain and Master Firefighter for the City of Franklin. The official swearing in and badge pinning ceremony will be at the next City Council meeting on February 4th.
- b. Contingent Grant Line Activity:

- We received \$250 in Book Club donations from the Lions.
 - \$195 for the Mayor's Drug and Alcohol Task Force was received from Hannaford.
 - There is a zero balance in the Trust Fund for School Funding
- c. Community Partner Highlight – City Manager Milner wanted to recognize certain partners in our community each month. This month, Andrew Curland deserves public mention. Andy is the CEO of VITEX. Andy reached out to the Mayor's Drug and Alcohol Task Force and attended a leadership meeting. He is assisting with the concept of bringing together other businesses/partnerships to contribute to the Task Force. We are in the ninth year of a ten-year grant and we are seeking to sustain this effort. Part of the sustainability would provide these businesses training for their supervisory staff and employees in exchange for a fee. Mr. Curland has offered to organize this coalition to support the Task Force. Milner sends a big Thank you to our new partner!
- d. Regional Economic Development Efforts: The Town Administrators of Tilton and Northfield joined Milner to start a monthly meeting since we are all working together in the Economic Development of all our communities. The White-water park is going to affect Tilton and Northfield. Northfield is already calling themselves the Greater Three Rivers Area. The communities are looking at things like hotels for our 100k+ visitors we expect to see. We are also looking to connect the mountain bike trails of our connecting towns as well. The governing bodies of each City/Town will receive updates together as these activities are planned.
- City Manager Milner asked the Council if they would agree to a joint governing meeting as needed. The Council agreed.
- e. LEAN Process Update – During the last meeting on December 18th, three months of tasks were laid out on the Roadmap. A public presentation of the Roadmap, Vision, and Mission Statement is planned for the February 4th City Council Meeting. LEAN expert Richard Ellert will be attending.
- f. Manager's Community Pride Contest: As the City undergoes many transformations, we are looking for funding for a few projects that are planned. We are currently working with and continuing to see funding through private investors and various Federal Grants. In order for us to "pitch" Franklin. We are looking to roll out a Community Project that will show Franklin as a community worth investing in. Milner is creating a contest asking residents to come up with a Community Project Idea. Milner is donating \$100 gift card for the winner of the contest. The idea doesn't necessarily need explanation of how to fund it although suggestions are welcome on how to fund the project. Complete details, explanation, and submission form are available at the City Manager's office or on the City Website. This Contest is open to everyone. If under 18 years of age, approval from parent or guardian is required. This is a great way to contribute to our Community!
- g. Belmont High School is hosting a NH 101 Forums (like the Pittsfield forum) on January 17th at 6PM. Contact City Manager Milner for more information if needed.

Councilor Dzujna was very happy to hear the news about the regional efforts coming with Tilton and Northfield. During the First Day celebration, Councilor Dzujna spoke with many different people. One woman from Tilton is looking to kick off a Tilton Downtown Committee.

Dzujna asked Milner to give an idea of what she is looking for regarding the Community Pride Contest. Milner replied that anything big or small but that shows great pride of each other and our community. All are invited to read our Mission Statement to help with ideas. She is open to anything.

Mayor Giunta stated that there is still an open Council seat and asked the Council if they can come back together in a meeting to interview and vote on filling the seat next Monday, January 14th at 6PM in Council Chambers. Council consensus was to hold the meeting next Monday.

The 2019 City Council Meeting Schedule was distributed to the Council and agreed to adopt the new meeting schedule.

Motion to adjourn was made by Councilor Clarenbach.

Seconded by Councilor Desrochers.

Meeting adjourned at 8:47PM

Respectfully submitted,

Audrey Lanzillo



PENDING CITY COUNCIL APPROVAL

**City Council Special Meeting Minutes
January 14, 2019 – 6:00 PM
Franklin City Hall**

Mayor Giunta called the meeting to order in Council Chambers at 6:02 PM

City Council in attendance:

Mayor Tony Giunta, Councilor Jo Brown, Councilor Scott Clarenbach, Councilor Bob Desrochers, Councilor George Dzujna, Councilor Heather Moquin, Councilor Vince Ribas, Councilor Karen Testerman, Councilor Paul Trudel.

Others in attendance:

City Manager Judie Milner

Absent:

None

Mayor Giunta welcomed everyone to the candidate's interview/ choice for the ward 3 city council seat to replace Councilor Steve Barton.

Salute to the flag was led by City Manager Judie Milner

Mayor Giunta opened the Special Meeting with Agenda Item 1 at 6:02 PM

Mayor Giunta laid out the ground rules- each candidate will have 3 minutes to address the council and tell them why they want to be a councilor. Then we will open up the forum to have the council ask questions to the group or an individual candidate. Once done with questioning, each name will be called out and councilors will be asked to vote. The voting will be done by raising of hands. Applicants do not have to be nominated and seconded; applicants have already been nominated by submitting their profiles and nominating themselves. The council will be asked to decide on each one of the applicants individually. Then whoever gets the majority of votes will be the new councilor. Questions?

Councilor Clarenbach- Just clarifying, that when the mayor calls out each candidate name; each councilor is to raise their hand on who they want to vote for?

Mayor Giunta- Yes, I will call out each name individually and with a show of hands we will count the votes and move onto the next name.

Councilor Brown- If a candidate gets the majority of votes before going through all applicants does voting end?

Mayor Giunta- Yes

Mayor Giunta has a list of applicants in alphabetical order by last name created by the City Manager, this is the order of how we are going to begin introductions.

Agenda Item I

Review of applicants for the open Ward 3 City Council Seat

Applicant #1- April Bunker, 9 Lady Bug Lane

She has lived in Franklin for 14.5 yrs. She lives with family on Lady Bug Lane built in 2004. She has concerns with the school system but stayed in Franklin and her family has spoken out when they have felt it is necessary to try to make the school system better. Her family has assisted with school sports and volunteering in various groups and at church to help the community. She tries to make herself available to help with various problems with a group that she is interested in the city. She doesn't want to be someone who just sits at home and complains about something, she likes to try to help fix the problems. She has seen a lot of great things happen since the spring when we had the difficult budget hearings last budget season. She doesn't think that there is anyone on the council that thinks that everything should be funded in the city. She thinks that all critical services in our city should be funded. She feels that the city had challenges with revenue and was glad to see the city come together to find solutions. She was really glad to be here at this past January Council Meeting to approve the resolution to make the school system whole. She has seen some great things with scholarships and the trust fund be set up for donations to the school budget. She feels that was created by collaboration between many of our existing city councilors. She is also happy to see that our Fire Department and Police Department are funded. She thinks that we have great things going on with economic development. She was pleased to hear Tony's speech last week of all of the various businesses that are willing to come into Franklin and help us keep growing to become the city that we all want it to be. She is excited by the things that go on here on Central Street, she feels that it is the central hub of the city and it is what people see when they drive through Franklin. Franklin Studio, Central Sweets and Franklin Savings Bank great pieces of Franklin and she is encouraged to see things keep growing. She wants to make herself available to help with that. Currently she works for the State as Program Manager for New Hampshire Liquor Commission. As Program Manager manages projects; she manages big projects and multiple projects at the same time. She is currently managing a large technology project for the commission; it is a 30-million-dollar project and is the largest project of its kind that the State has ever had. She has held this job for the last 2 ½ years. Prior to that she worked in the legal department for the Liquor Commission, she has a legal background. She feels that she is a resourceful person and when a need is made known she tries to help fill it. She is an excellent collaborator and she doesn't think that anyone in the room or on the Council could ever say that she has ever treated them unkindly. She tries not to attack people's personal views simply because they

have a different opinion than her. She feels that she is a collaborator and that there is always a middle ground to get to a solution and problems can be solved by working together. She is willing to serve and she understands that there are six of them that are willing to serve as councilor. She just wants what is best for the city and she will make herself available if the council decides that she is the person to fill that position.

Applicant #2- Robert R. Hubble, 61 Orchard Street

He likes to be called Roy, lived here since 1995. He has seen a lot of changes here, some good and some not so good. He has run his own business since he moved here in heating and air conditioning. He is well known in the community, and he is known for what he stands for. He perseveres through difficult situations because it is not always easy to do the hard things, he is dedicated and doesn't give up. He always thinks outside the box and he finds answers when he thinks outside the box. He is open to help in any way. He has never run for any position before or even thought about running for City Council or School Board but he felt a calling to help the city and he sees things that need to change in Franklin. He sees a lot of things that are good going on with economic development. He is very happy to see what is going on with the business development and he sees lots of good things coming. His wife owns a restaurant in downtown and he sees businesses moving into downtown which is very important for the health of our city to generate more tax revenue. He likes to work with others, and he isn't bent on anything in particular. If it's good for the people he is here for the people and here to serve. He wants to do what is good for the entire city because he sees a need here. He is open and willing and has a desire to help out.

Applicant #3- Kathleen Lauer- Rago, 53 Maple Square

She moved here in December 1998 from Texas. She and her family followed their pastor here. She has an accounting degree and CPA license. She met Mayor Guinta in 2002 at a Christmas party. He had asked her to join the Zoning Board and she did in 2003. It was way out of her comfort zone but she actually really enjoyed it and was on the board for several years. During that time, she had also met Mayor Merrifield and he asked her to sit on the School Board to finish out a term and she sat on the School Board for 6-months. She described her experience on the board as tumultuous because we had a difficult superintendent. Those who are familiar with that time also know that it was a very challenging time. After that she got involved with the non-profit organizations in the city. She sat on The Tiny Twisters' Board and on the Board for the Franklin Opera House and became engaged in the community that way. She then ran for state office in 2010 and she was a legislator from 2011-2012. She served on the House Education Committee, which was very eye opening for her because she homeschooled her kids when they first moved here and continued to homeschool for about 10 years. She got the opportunity to learn about how education is financed at the state level. In 2012 she decided not to run for office and she went to work for the Children's Scholarship Fund and she had been

there 6 years up until this fall. She worked quite a bit with parents to try to find a good fit for their children. She is here today because she sees unique opportunity with the city and she wants to help. She has seen things, especially with Councilor Brown and she really wants to get an understanding of how education is funded in the city. She feels that Councilor Brown is really making an effort to make the school transparent and accountable and she thinks that that is huge. She knows that that has been an issue for 20 years. She thinks that the LEAN audit going on within the city is very exciting and feels it's the next step for the city. This is going to help make the City and the School as efficient as possible for the taxpayers. She is a strong proponent of the tax cap and is thankful for it. She thanked the council for their time and their consideration.

Applicant #4- Edward (Ed) Prive, 103 Terrace Road

He moved here 13 years ago, one of his son's graduated from Franklin High School and now he is in the Air National Guard as a staff sergeant. His other son Noah who was in the Army for 8 years, he was on his second tour to Afghanistan and was wounded. He is now on 90% disability. He moved here in 2006 because of affordability, city services and friendly people. He volunteers at the Merrimack County Juvenile Diversion Program, he volunteers on the Franklin Drug Task Force. When he is asked to serve, he will step up to serve to help the city even if it is for something other than the council seat. He was in the Marine Corps; that taught him a valuable lesson: you show up, you do your job, cut out the crap. We have a unique opportunity, we can all get together and do something for the City of Franklin or we can all sit in our corners and pout. He chooses the other. We need to get together, solve the problems and move on because there is always going to be problems in the City of Franklin. Every municipality has a problem or two. He believes in a strong Police Department, without it we're dead. He believes in a strong Fire Department because they come rescue us when things go wrong. But he also believes in a strong school. He said that we need the schools to be strong, we need the schools to be safe. We also need to keep what we have in our schools, don't throw it away. But it needs to be held accountable. We have to know where the dollars and cents are going, and he is strongly in favor of that. He wants to see where his pennies go, because the pennies add up into dollars and dollars add up into more things. His taxes went up and that is the price you pay if you want to build on it. If he is selected or not tonight, he wants the council to know that he will always be here, he is not going anywhere. His wife is the Grand Administrator for Dartmouth Medical School and she volunteered when they released new taxes up at the middle school, but then they did away with that. He and his wife love to volunteer. He doesn't want to be paid and if the council position is a paid position, he would give the money back to the city. He is retired, he has time on his hands and he wants to give back to his city, his county and his country he feels he owes it to them.

Applicant #5- Leigh A. Webb, 10 Orchard Street

Since everyone already knows who he is, he is going to keep this brief. He is interested in being on the city council to bring an open mind. He would make sure that on any issue we would look into all aspects of every issue. He can guarantee you that he will do his homework, come prepared and be ready to ask the appropriate questions. He and his wife moved here to Franklin because they wanted to, they found a house that they loved and now they love the community. He feels that this is a way of giving back some more. Those of you who know him, know that he has been actively involved since he moved here to live full time. Thank you very much for your consideration.

Applicant #6- James C. Wells, 99 Munroe Street

He moved here 7 or 8 years ago so it feels like a short time, but he has served on the city council for 3 of those years. He has also served on the Planning Board in Franklin and the Zoning Board of Appeals in Franklin. He has about 20 years experience serving in other communities. He has served on the Budget Committee, Planning Board, Zoning Board of Adjustment in other towns too. He is also Chairman of the Board of Directors at Health First. He thinks that there are only two people on the council that he hasn't worked with and he is anxious to do it again.

Councilor questions-

Councilor Desrochers has 3 questions for each applicant-

- 1. what are your thoughts on school funding?**
- 2. What are your thoughts on the tax cap?**
- 3. How do you feel about a Claremont III law suit?**

Applicant #1- April Bunker

April stated that she thinks that everyone here knows how she feels about school funding. It is very important to have a vibrant school, and to have a vibrant community. However, at the same time she thinks that there needs to be absolute transparency in all budgets, the school budget, and the municipal budget. She knows that there is a history with school funding in Franklin and that transparency hasn't always been there. That is vital to give people confidence that we aren't overfunding anything. She attended the education forums that Attorney Volinsky held in Pittsfield. She said that she had the opportunity to speak with Attorney Volinsky and she told us that the conversation that they had was that he said that a Claremont III wouldn't work out very well for Franklin because of the tax cap. She supports the tax cap. She thinks that it is a good idea because it keeps things under control. During the spring budget hearings, she was in support of having a temporary one time break of the tax cap in order to make the schools whole. She thought that it was a good idea that would have gotten us to a point where we were

forced to come to the table and come up with a solution. She felt that year after year we are kicking the can down the road and that is not sustainable. She thinks that everyone here on the council knows that we need to get to the same place and we keep finding these one-time sources of funding and it doesn't work out well for us in the end. We just keep having to come back and have all of this conflict and it's just a bad idea. She thought that that would have been a way to force us all to the table to really find a solution. She thinks that LEAN initiative is a great initiative. She has actually been involved in the LEAN process at the state level and she took a certified public manager course and they all became certified in LEAN in order to do that.

Applicant #5- Leigh A. Webb

As far as school funding is concerned with the restraints in the city, they have done a remarkable job finding the money that went towards the school that wasn't originally intended to go to the school but we found ways to bolster the portion that the city gives to the schools. The problem is really with the state for the adequacy formula. He doesn't know how anyone at the state level can determine reducing the educational funding when all costs go up, he will never understand that. He thinks that we need to put pressure on the elected officials for the adequacy formula and for the short term to try to stop the bleeding from the stabilization money. He feels that the tax cap works. As far as Claremont III, he is not sure of the expense involved to get that underway and if the results are going to be what we expect for what we need. He can't say if he's for or against it but doesn't like prolonged legal rang lings. Claremont, I didn't seem to solve the problem so he's not sure if Claremont III will.

Applicant #3- Kathleen Lauer- Rago

As far as school funding goes, she has concerns with transparency and accountability. In 2010 the school district budget was 14.5 million and in 2018 it was 18.5 million and we have 400 less students, that is a real concern to her. She supports the tax cap, she thinks it's crucial that we keep it in place, just for the very example that her taxes have gone up \$75.00 per month and we are becoming a retirement community. A lot of retirees rely on that steady number for their taxes. As far as Claremont III she agrees with Attorney Volinsky that we would have to break the tax cap and she doesn't think that we need to have a Claremont III. If you look at the spending in education since Claremont I, it has skyrocketed. Since that time our results of all stats have stayed the same. The State Legislature had a committee that worked on it last year for the state funding and they were trying to find some solutions, she knows that the committee presented it and she thinks that every council member should have gotten a copy of it. She doesn't know where that report is but she thinks that it is definitely worth looking at. She does not think that the state should fund empty seats, but at the same time; she thinks that we need to look into how we can do this. She knows that Bedford gets a ton, Windham gets a ton. We have issues with ours because of our property tax, she thinks that we need to stay open minded and do what we can do.

Applicant #4- Edward (Ed) Prive

If we don't have a strong school, we aren't going to have anything. And if we want to have the young families come here and bring their kids with them and have them grow in the system, there is no easy answer for that. You don't want to raise taxes and you want a nice school at the end of the street here, so there has to be a give and take and he knows that that is going to step on people's toes but, instead of buying a new \$80,000 dump truck for the city department, he thinks that the old one could have been rebuilt and used over again. It is cheaper to rebuild a vehicle than it is to buy a brand new one, but that's his own personal opinion. He had a truck that had 300,000 miles on it before he hit a moose up in Grafton, he didn't want a new pickup, so he kept it alive. But that is his own opinion. He doesn't know much about Claremont III. He lived in Claremont, went to high school there and graduated from Claremont. He thinks it's a nice town over there now, but their taxes are through the roof. They have a nice center over there and they have a nice high school and a field, but he feels that they paid the price for it. You can't have both there has to be a compromise. He agrees with what Kathy Rago said about accountability. The superintendent, this is one thing that will probably shoot him in the foot, but when he said that he had to cut teachers, you didn't hear him saying that he was going to cut his salary or his working staff. Those 8 people who are in his staff, you never heard any of them saying that they were going to lose money; they stayed when the teachers went bye-bye. What you see in front of you is what you get, he is not a politician he just brings the facts.

Applicant #6- James C. Wells

Starting with the tax cap as he has said before the tax cap can be good thing and it can be a bad thing. When we have expenses that escalate way beyond the cost of living, there needs to be some method to make up for it. However, that doesn't mean that we need to throw out the tax cap. It means that we just need to figure out a better way of doing things. As far as the school system goes, it definitely needs help and he's not sure what help it needs. It is not just something that we should throw money at, it needs work internally. All school systems do, he's not just throwing rocks at Franklin. As far as funding goes, he is not an attorney but he has asked a couple of people if there is a supreme court decision on how the school funding is supposed to be done for schools. He doesn't understand why someone hasn't raised their hand yet and said "enforce it". He doesn't understand why we need to go through another lawsuit. He feels that it is definitely an issue and it is not going to be solved here tonight, next week or next month. He feels that it's going to take a lot of work.

Applicant #2- Robert (Roy) R. Hubble

He is definitely a proponent of the tax cap, like he said he is an out of the box thinker, practical and logical thinker. He doesn't like to see high in the sky. He likes to see the situation and see where things can be changed, because in just education itself, we shortfall our children by not teaching them basic things like what do you do with the money that you earn and how do you

make yourself self-sufficient. Teaching that kind of stuff, he knows can be an added benefit that doesn't cost anything if you have volunteers, people like himself who would be willing to do that and help in that way. He doesn't know anything about Claremont lawsuit, but he does know that he has run a successful business and he knows how to budget his money. He knows when he can spend it and when he can't. We all need to live within our means, but we have to look for creative ways to fund things for our children. Our children are the future of this City and if we don't believe that, then we are really taking a narrow look at it and he thinks that that is a mistake.

Councilor questions-

Councilor Brown had a direct question to April Bunker, as we know it was a contentious budget this last time, city council went through a lot with the debates but also with all of the marches.

What would you have done differently?

Applicant #1- April Bunker

She thinks that one thing that would have helped would have been the resolution that was brought up on a one-time basis to break the tax cap. She said that it would have amounted to a cup of coffee to the tax payers to try to fund the school. She thought that would be something that would cause the people as I am who are in support of the tax cap to say "ok, this is very serious now, we need to come to the table and we need to find some real solutions for this". That is what she thought would have been good for that one time. She thinks that the LEAN initiative is probably where it's at to get to a real solution, where we are going to find where there is real duplicity in our budgets, where things can be consolidated. There absolutely has to be places where the school and the municipality have duplicity in their budgets and there has to be a way to combine those things. She thinks that the council does a great job creative with the one-time fixes. She thinks that this LEAN initiative is a way to help us get to a final solution where we know that we will have funding year after year. She thinks that the state needs to be held accountable. She agrees with Roy in what he said about state funding that it is important and the state needs to takes responsibility. She stated that there have been 4 or 5 governors since the Claremont decision and not one of them has been held in contempt because they are not funding education. She spoke with Councilor Volinsky about that and he said that a Claremont III isn't going to be the solution for that because the same thing will happen, the Supreme Court will say yes that the state is responsible to fund education and it will continue to be ignored. To her the cost benefit is not there, she was encouraged by the Governor's state of the union speech where he talked about education funding being important. The letter that Tim Dow/ the School Board and the Mayor wrote to the Governor hit all of the points that she thinks is important. When looking for a place to live, one of the first things you look at is how good the school system is. Schools are important and even retirees come up and say that

schools are important, they are a vital part of the community. She thinks that the LEAN initiative is where we are going to find our solution.

Councilor Dzujna wanted to personally thank all of the applicants for putting their names in to be a councilor. He feels the council has a tough decision here, we have 6 people here and we have a tough decision. He thinks that everyone has some great ideas. Another thing he wanted to mention was that even if you don't get picked you can still run for office in October, the same position will be open again. The two questions that he'd like to ask to everyone is:

- 1. If you were a city councilor what would you like to accomplish? There are a lot of great things going on in Franklin, all you have to do is go downtown and just look around.**
- 2. What would you do or how would you change the branding of Franklin? We're in the process of changing our branding because of the White-Water Park. What would you do or what do you think is important to change that brand?**

Applicant #3- Kathleen Lauer- Rago

As far as what she would like to accomplish as a city councilor, she doesn't think one city councilor can do anything. But she thinks as a group we can do quite a bit. She thinks that this LEAN audit is the first step. She would like to really see the city explode, and what she means by that is for 20 years we've been talking about the Franklin renaissance and it is only now coming into fruition. She thinks that that is quite a wonderful thing. She thinks as a city councilor she would be in tuned to just keep moving forward with that. We have to grow the tax base, that is a huge piece of it. As far as branding, she has had two friends move here and part of it was because of the tax cap. She thinks that that is just a fact and it's important to people. As far as rebranding what she has been telling people is not just the tax cap, but it's also the lake that we have, we've got the trails and we're going to have the White-Water Park. It's a huge recreational piece and for her branding that piece and the tax cap, there are two pieces.

Applicant #1- April Bunker

She thinks that we're off to a great start as to rebranding the city. She thinks that rebranding as an outdoor recreation destination is the most exciting part since she's lived here. She loves the idea of Mill City Park, the camping possibilities. She thinks that we have great things already here, she's always said since they have lived here "She can't believe that more people don't know that Franklin Falls Dam is there and the trails that surround that". The Veterans Ski Area and the Winnepesaukee River Trail, there is a lot available for people to do. She thinks that what the city council is doing with the Mill City Park is exciting. As a councilor she is excited about being involved in the LEAN initiative and as she has said she has experience with the LEAN and she is excited to get involved in that. She knows that there are solutions to be found. She is excited to add collaboration to the council, because she is good at that and you could ask

anyone at the liquor commission that she is in the position that she is in there because she's really good at collaborating with people and finding solutions.

Applicant #4- Edward (Ed) Prive

The one thing is to make it whole, make it great. His pet peeve is when you get up to the flower shop up here, that little red light the speed limit is 20 mph and it doesn't change until you get over here to main street. He said that you want people to slow down as they are coming into the city so they can see the business, they can see the revitalization, and they feel safe to cross the street downtown. People are trying to cross the street. Just tonight he was trying to cross the street and he almost nearly got run over. Safety, without that we don't have a community; which means a strong Police Department, and a strong Fire Department. He said that the city council are intelligent people, they know what is good and what isn't good and they know what is going to work. Without it we are nothing. We need the school, its never going away and we all need to work together on that. He said that it falls on everyone in the audience and every single one of us in this city; not just the councilors'. He said that we have to want to come together and work together. He said we all know what's going on in Washington, DC isn't working. Here is where the buck stops right here in Franklin, Merrimack County and the State of NH. He thinks honestly if he had the power from 3pm in the afternoon to 9pm at night on a Friday night that EZ Pass toll house, Franklin should get all of the receipts for that one day. He said he may sound nuts but he thinks its an idea that should force the governor to his seat. He thinks that if we all march down there to protest about something, that would be a legitimate protest. He thinks that we should go down to Concord, people could take one day out of their lives to go down and make Franklin great. He said that he would like to give it a whirl. He thinks that we need to stick together and let them know that we're not going away. We're going to be here, but we have to want to do it. He said that if that isn't a civics lesson, then he doesn't know what is.

Applicant #5- Leigh A. Webb

What he would want to accomplish as a city councilor is simply continuing the momentum that has already been established by prior councils in the past, in terms of our economic revitalization, in terms of altering the negative image that franklin acquired and has been suffering from for years. As far as branding, he said we all know if you are students of Franklin's history and people know who he is, he said that when the last mill closed in 1984 this city like so many others in New England and the eastern seaboard lost its identity as a mill town and it has been struggling ever since. He thinks that Kathy touched on this and it's all been at the forefront of our minds with the creation of Mill City Park, he'd like to believe that he had a tiny part in the naming of Mill City Park instead of just Winnepesaukee Park because of the heritage of this city. That's the caveat right there. He said whether we rebrand or whether we continue our economic revitalization, he doesn't ever want to lose the cite of the heritage of what

brought us to this point. We were a mill city and we should be proud of the fact that we were a mill city. We never would have existed as Franklin without the mills and he doesn't want us to forget that. He is very happy that they named the White-Water Park the Mill City Park, that the caveat that we remember is our heritage. He thinks that it is wonderful that we are beginning to get an identity now that revolves around recreation, so that we aren't thought of as just a bedroom community, we're a bedroom community that offers opportunities.

Applicant #6- James C. Wells

He said back in his previous life he traveled a lot, he has been almost to every state in the country, several times. One thing that he can say for this area it is the place that he's always wanted to come home to. There is no other place in this world that he'd rather live than the Lakes region of New Hampshire. He doesn't see anything wrong with Franklin becoming an aging community, he said that this is an aging state. He said that if we do it properly he thinks that it will work well. There was a charette a few years ago about aging in Franklin and he hasn't seen much come of that unfortunately. He thinks that it is something that should be looked at on a regular basis. Recreation in the Lakes region is beyond imagination and there isn't much left in the area that needs to be done recreation wise. He thinks that it's a great place to live and there is no reason why his people shouldn't live in Franklin, it's in the Lakes Region. It's a wonderful place to live.

Applicant #2- Robert (Roy) R. Hubble

He likes to think about where he grew up in upper state NY- it is a very similar place as here with lots of lakes and lots of fun things to do. He grew up in a family and that is one of the things that he is challenged by here in this community because there is a lot of out of wedlock children who are suffering in the way that that ends up not being a strong unit. He said that the family unit is something that he is bound and determined to help people to understand that if you have a good strong family unit you will have a good strong community and you will have a good strong country. If we do not invest time and energy into teaching people how he grew up with no alcoholism in his house, no drugs. He feels very unique and that there are a lot of other people who have suffered from a lack of that. He wants to do that for the community as a whole and he wants to give them outlets like theater and arts that are an outlet for children if they don't do sports. He wants them to experience creative things because as you create, you are thinking outside of your normal view of what you see in the five senses. He said that a lot of people think that if they can't feel it, see it, hear it, touch it, or taste it then it doesn't exist. He doesn't think that that is a good view to have in his mind, he thinks that we should be looking at finding solutions to lots of situations and that is where he would want to be to help in that area. He would like to spearhead a campaign to do outreach to help people who maybe looking for help in those areas. He thinks that that would change the reflection by what we have by other communities. Another thing that he thinks we should do is the people who are successful in this

city, people that you enjoy being around, we need to make a list of these great people in Franklin. Have them write the positive things that Franklin has to offer, why they enjoy living here and what they are doing to help change the minds of other people. He looks around the community and he doesn't see all of that negativity all of the time, he sees lots of good people, that have lived here for a long time. If we want it to change, then we need to change the minds of the people by doing that. He thinks that is what he would want to commit to.

Councilor Trudell - As a quick snapshot, he's sure that a lot of people are aware of all of the time and effort that has been put forth so far into the LEAN project. He knows that a few of the applicants have touched on it and some of them haven't. But he wanted everyone to know that the council has put a lot of time into this and he would like to thank Richard Ellert for his time that he has donated to the city to kick this project off. He has 3 questions for all of the candidates and it has to do with that is going on in the city and what our focus has been for probably the last 3 or 4 months.

- 1. Are you in favor or do you agree with the vision and mission statement as it is currently written?**
- 2. Are you in favor of or against the Water Park/ Mill City Park?**
- 3. Are you in favor or against the LEAN project and would you continue to support it?**

The continued support isn't quite as important as the in favor of or against the 3 questions he has just mentioned. You can say yes or no or you can expand on it however you wish.

Applicant #3- Kathleen Lauer- Rago

She said that she has read the mission and vision statement and she supports them both. She's lived here for 20 years and doesn't plan on leaving, so yes Franklin for a lifetime would be our motto as well. As far as the vision she's already kind of touched upon recreation and supporting businesses and doing it in an efficient way, she supports that as well. She wants to see the city continue on with the LEAN audit and she strongly suggests that the council gets the School district to do the LEAN audit as well, she thinks that would be huge. She is also absolutely in favor of the Water Park.

Applicant #4- Edward (Ed) Prive

He supports the Water Park. He thinks that you can have recreation but without building industrial up at the Industrial Park to keep people here, have them spend money here and grow the tax base, it's great to have a water park he thinks it's the perfect idea for that piece of property beside the river but you need the strong industry, people who are going to stay here, buy here and not want to leave. He thinks that the water park people will come in spend a few dollars and race up and down the streets and then leave. He thinks that we need people who are going to buy property here and stay here and they will invest in us for the long term. He is in favor of the LEAN process, being in the marine corps he has learned to go with nothing and

make it work. He feels that there is a point when that doesn't work where you can only get so far down the road to LEAN and mean and you have to be thoughtful in that area. We have to be cautious and we have to hold accountability to the school board and superintendent's office, part of it- it all wraps into one. He thinks that it's not just one single thing, we point to this and that but it's got to be more than that, it's got to be all together and everyone has to come together. We have to all get along for things to work.

Applicant #1- April Bunker

She is in support of the mission and vision statement. She thinks that they represent what we want to reflect of Franklin, she thinks that they are great. She thinks that the Mill City Park is one of the most exciting things she's heard since she's moved to Franklin and she disagrees a little with Ed on the people who come here for Mill City Park will see how beautiful it is here and it will make them want to move to this area. She thinks that it is a draw for people to move here as well as a draw for revenue, she thinks it's great. Regarding the LEAN process she has already spoken to the fact that it is very important. She does think that it needs to be both the school system and the municipality. She doesn't think it can be one, she doesn't think that that is going to help us at all if it is not both, she thinks it has to be. She knows that it has gotten started and she thinks that is great and she is excited to keep that going. She also would like to say that it is less about being LEAN in our budgets and more about finding efficiencies. She said that is the important part, that you are finding ways to run things efficiently, on the school side, on the municipal side; there are always ways to make things more efficient.

Applicant #5- Leigh A. Webb

He thinks that the mission statement is fluid and constantly evolving. Once you put a mission statement down on paper and commit to it, you think about other things that could have been added to it. He thinks that it should always be fluid. As far as the LEAN process he thinks that anything that advances us forward and it continually building on positive aspects of Franklin is all to the good. He thinks we need to do more than talk about things and act on them is a positive thing. He thinks that the Mill City Park is a wonderful idea to bring more interest to Franklin and hopes it incorporates a little bit of its history, so that people understand where we once came so as we move forward, they can appreciate the history.

Applicant #2- Robert (Roy) R. Hubble

He has a personal mission statement that is that we were put on this earth to be a benefit to one another, not to be a pain in the rear end of each other. As he looks at our mission statement and all of that he thinks that anything that is going to bring people here to see what this community has to offer is all for the good. He speaks very positively about this city and he has fallen in love with this city, he doesn't have any desire to move or to change where he is living. He's been to a lot of places over the country and he always comes back here and says

“this is a great place to live, you have the babbling brooks and the mountains.” The more that we can do to bring people here, to have them see what we have to offer, he thinks that would be wonderful. He applauds all of the effort that is going into revitalizing the community and the history as Leigh spoke about is also very important to him. He wants to make sure that we don’t lose the mill buildings, that they don’t go away. He saw in Texas where they just plowed down the Rice Hotel and they got rid of it. It was a beautiful building, but they wanted to build a skyscraper. He thinks that they could have done other things instead of what they did. He thinks that the history is absolutely important in this community.

Applicant #6- James C. Wells

He echoes Leigh’s comment on the mission statement being fluid. He said that none of that stuff should be permanent, it needs to get better every day. He has an issue with Mill City Park, that’s no secret he doesn’t understand how it could possibly be sustainable and knows the city cannot afford to take it over. He would like to see some facts about the sustainability of the water park. He would hate to think that the city would have to go in there to pick up trash and police it. He’d like to see that all come together before any serious decisions are made. Other than that he wants to see the city move forward.

Councilor Brown had a direct question for Applicant #3- Kathy Rago: Just a clarification, and she’s been a great support to her on her committee. During the legislative session prior to the election, they were talking about funding and Jo was not there but she had heard that Kathy supported fully funding the schools, but now she’s saying in favor of tax cap. Jo sees that that is kind of a contradiction and she’s hoping that Kathy can clarify that.

Applicant #3- Kathleen Lauer- Rago

She would be glad to; she said that she never actually said to fully fund the schools. What she said was that she could understand where Tim Dow was coming from because when she sat in Jo’s committee meeting when Tony Schinella with the Department of Education, he compared Franklin to comparable sized towns and school districts and what she saw was that yes, the school district in Franklin was completely opposite from what it was in a lot of other communities as far as city versus school. So, she got where Tim was coming from. She also said later in that evening that she had concerns that we have lost 400 students in an 8-year window and our budget was the same. She later found out this past summer that the budget is now 18.5 million, she thought that it was still 14.5 million at the time of the forum. In 2010 we were at 14.5 million and at 2017 or 2018 we were at 18.5 million and almost 400 students down; that was a real concern of hers. She couldn’t see throwing more money when there is no accountability or transparency at the school district at this time. She trusts that this LEAN audit is going to happen and we are going to be able to see that. She doesn’t mean to be harsh about it, but she sent her youngest to a charter school about 7 years ago and when they started looking at moving him to a charter school, she went to the Special Education Director at the

School District and she asked them to tell her how much it costs the school district to educate her son who has special needs. A week went by and it was just crickets, so those of you who know her, know that she tends to press in when she wants information and she's not getting it. She went back to them and she asked them again and they told her that they talked to their attorney and their attorney told them that they didn't have to give her that number. To her there is a problem with transparency and accountability at the school district. She hopes that that clears up her position.

Councilor Moquin- she wanted to echo what Councilor Dzujna had stated; she appreciates all the people for applying for this position. As people know we are coming out of an election where we had some uncontested races and she thought that was a little disappointing so she is so grateful to see so much interest in this position. She thinks that we really have 6 qualified candidates which is amazing. She has a question to ask the group:

In one-word if you could state a skill or a trait that you have that makes you the best compliment to the council?

It was brought up that just one person cannot accomplish much and it really needs to be a team effort and she thinks that that is what they are working on the council so, what skill or trait is it that you have that you think is most important to mention to become part of the council.

Applicant #5- Leigh A. Webb

Diligent or diligence

Applicant #1- April Bunker

Collaboration

Applicant #3- Kathleen Lauer- Rago

Experience

Applicant #4- Edward (Ed) Prive

Team- can't save lives in the marine corps

Applicant #2- Robert (Roy) R. Hubble

Integrity

Applicant #6- James C. Wells

Experience

Councilor Dzujna- During our last budget cycle with the school there were things that came up about us reverting back to a town from a city.

As a question to the group: What are your thoughts about this?

Applicant #5- Leigh A. Webb

He was always told you're not supposed to answer a question with a question but wonders why that was raised, what is behind the question?

Councilor Dzujna- He said that there really isn't anything behind it but it seemed like people think that they can give more money to the school if we were a town. They think that they could give better services if we were a town rather than a city.

Applicant #5- Leigh A. Webb

He said that he's not sure he believes that. We've been a city for over 100 years and it's worked fairly well. So, he doesn't think that reverting back to a town form of government would accomplish whoever stated that would want to have accomplished. He thinks that we can work together very efficiently and very effectively as a City with a City Council and Mayor.

Applicant #6- James C. Wells

City and towns are 2 very different forms of government. There are pros and cons to both of them. He doesn't see the need to change. There are problems that are going to exist whether it's a city or a town and nothing is going to change in that matter. People think that if we were a town they would have more say in the school budget. For what he's seen many people do not participate in the school budget meetings, so basically the school budget gets what they want. Not that he thinks that is wrong but he doesn't see much difference in either or one being much better than the other.

Applicant #1- April Bunker

She thinks what was behind that discussion back during budget hearings was the thought that we offer a lot of services and possibly if we were a town maybe services could be changed and we wouldn't have to fund things. If there were revenue problems that may be one way to solve it. She thinks that we have this great little saying that Franklin is the smallest city in New Hampshire and she thinks that that is kind of a tag line, she likes it and she thinks that people think that as a town people may be able to vote on things like a budget and to make sure it's what everyone wants rather than what is presented by the City Council. By her being involved in that this past spring with the school, those are the things that she heard. Whether that is fact or not she would need to research that further. She doesn't know the big difference between being a town versus a city, she thinks that we should stay as a city.

Applicant #5- Leigh A. Webb

He would also like to add that if people want a greater voice by becoming a town again, he would say why then do we only have a 12-14 % voter turnout for our city elections? If they want a greater voice, they need to come to the polls in greater numbers.

Applicant #3- Kathleen Lauer- Rago

She doesn't have enough knowledge of what the difference is between a city and town and what benefit it would be from one or the other. We've been a city for over 100 years, so it doesn't seem to be an issue. She doesn't want to give an uneducated guess.

Applicant #4- Edward (Ed) Prive

Economics of it, if you change to a town you have more money for your School, your Police Department, your Fire Department, your roads. If you stay a city from what he just heard you have less money because you have to have more services. So, this is a civics lesson, young people need to be here. Economically if we changed to a town and we ended up with more money, common sense would say you'd want to change it. But it would mean that we would change our structure of our government. If he is told right, it wouldn't be the way it is now with a council. He doesn't know all of the facts.

Applicant #2- Robert (Roy) R. Hubble

Everyone who is on the city council with the exception of appointments is voted on by the people. If we are represented by the people for the city, he doesn't see a benefit to go away from that style of government to go to a town. Councilors are voted in to make decisions on behalf of the voters for the city. So, he doesn't see any advantage, there may be a financial advantage but he thinks that if we have good people developing businesses and bringing in tax revenue into the city then that is the way he sees more money coming into the community.

Mayor Guinta asked if there were any more questions- NO

Voting is as follows:

City of Franklin, New Hampshire		
Ward 3 Councilor Appointment		
January 14, 2019		
Last Name	First Name	# of Votes
Bunker	April	3
Hubble	Robert	0
Lauer- Rago	Kathleen	4
Prive	Edward	0
Webb	Leigh	1
Wells	James	0

Agenda Item II

Other Business.

City Clerk Gargano swore City Councilor Kathy Lauer-Rago as Ward 3 City Councilor.

Councilor Rago joined the council table.

Motion to adjourn made by Councilor Rago, seconded by Councilor Clarenbach.

Meeting adjourned at 7:30 PM

Respectfully submitted,

Katie Gargano, City Clerk

CITY COUNCIL MEETING
AGENDA ITEM II



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 4, 2019

Subject: School Board Report

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

CITY COUNCIL MEETING

AGENDA ITEM III



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 4, 2019

Subject: Comfort Dog Presentation

Lenny O'Keefe will provide a presentation of the Comfort Dog Service.

CITY COUNCIL MEETING

AGENDA ITEM IV



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 4, 2019

Subject: LEAN Roadmap Presentation

City Manager Milner will review the LEAN Roadmap and Roll-out plan.

CITY COUNCIL MEETING

AGENDA ITEM V



CAMPCITY OF FRANKLIN
COUNCIL AGENDA REPORT

February 4, 2019

From: Dan LeGallo, Superintendent

Subject: Work Camp New England

Recommendation:

To allow Work Camp New England to reside at the middle school for 2 weeks this coming July.

Suggested Motions:

February 4th

Councilor moves "I move that the Franklin City Council approve Work Camp New England to come to Franklin this July and to stay at the middle school for 2 weeks."

Discussion:

Work Camp New England is a group that travels to low-income communities and offers free upgrading and repairs to needy community members. I have attached some back up to give you more information. The School Board has already discussed and approved the group. Their members would stay at the middle school for the 2 weeks they are here in Franklin.

Fiscal Impact:

Other than being on our campus for 2 weeks, they provide everything their campers need

Alternatives:

Do not allow Work Camp NE to stay at the Middle School.

Attachments/Exhibits:

Attachment: 1



FAST GLANCE non-profit 501(c)(3) organization focused on aiding families with financial need through free home repair projects

*Since 2003: 4,300 volunteers have served 535 families.
\$390,000 of materials provided. 134,000 hours served. \$1.9 million impact.*

Who We Work For:

- Severely under-resourced, handicapped or elderly families who cannot afford to hire someone to do the work
- Residents who are **homeowners** that have viable home repair needs and would enjoy student volunteers
- Residents are chosen primarily on references from local social service agencies

What:

- **FREE** home repairs to families
- **All materials and labor are at no charge to the community or the families**
- Materials, tools and food are supplied to each camper
- Residents are not responsible for lunches, drinks, or anything else during our time with them
- Bathrooms at the homes we work at will be used unless not possible, in which case a nearby facility will be found

Who We Are:

- Per week, approximately 150 volunteers working on 30 homes within a 30-minute radius of the school
- Although faith-based, workcampNE never discriminates against a resident for religious beliefs, social situations, age, etc.
- All campers are required to carry medical insurance and workcampNE carries an adequate general liability policy
- Our adult supervisors are business leaders, nurses, musicians and homemakers. Most campers are from youth groups coming from around the country
- Crews consist of 1 or more adults (over the age of 21) and five students. All adult leaders over 21 have background safety checks done

How:

- workcampNE is financed entirely from the volunteers' tuition as well as individual or corporate contributions
- In existence for over twenty-five years
- 2017 saw 550 volunteers working on 67 homes throughout the Northeast and Illinois
- Volunteer ages range from jr. high, high school, some college-aged students, and adults
- All work done is carefully supervised by volunteer contractors and experienced handymen

Work:

- Jobs include: roofing, scraping/painting, deck repair, handicapped ramps, sheet rocking, etc.
- Any work that is not structural, electrical or plumbing will be considered
- We work with building inspectors for permits and to make sure all work is up to code

A Week:

- Weeks run from Sunday to Saturday
- Crews are placed at the resident's home Monday through Friday, 8:00 a.m. to 4:00 p.m.
- Friday is a half day to allow visiting campers a bit of relaxation

Partnering with Schools:

- Schools are used to house our volunteers due to the need for shower accommodations, classrooms to sleep in, auditorium and cafeteria/kitchen. Summer months when school is out of session is when camps are held. A week of camp runs approximately 150-200 volunteers dependent upon the host school's ability to house us.

Please contact: **Kim Hamilton 603/289-9339**

or via the website www.workcampne.com

CITY COUNCIL MEETING

AGENDA ITEM VI



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of April, 2018

Subject: Request for approval of the Teacher Contract

Motion – “I move that the Franklin City Council approve the agreement between Franklin School Board and Franklin Education Association for a one-year contract for 2019-2020.”

Franklin Education Agency Agreement Costs 2019-2020

		2019-2020	
SALARY PLUS ASSOCIATED COSTS		INCREASE	
General Fund Only	2019-2020	\$ 212,856	
With Grant Funded	2019-2020		\$ 243,135

ARTICLE 7.17 PAY FOR SUBBING			
	2019-2020	\$	548

10.3 SICK AND PERSONAL DAY STIPEND			
	2019-2020	\$	2,772

Appendix A - LONGEVITY			
	2019-2020	\$	4,725

Total General Fund	\$ 220,901
Total With Grant Funded	\$ 251,181

The ability to fund the cost increase associated with the Agreement is anticipated to come from the significant savings recognized in the current year from budgeted teacher costs for 18/19 to actual teacher costs for 18/19 due to 26 new teachers (over 28% turnover).

We would anticipate this teacher agreement to allow us to better retain our teaching staff.

Franklin School District
Teacher Wage Proposals General Funded
Teacher Step and COLA Costs

Year 2019

Current Year

Step	BA			BA+15			MA			MA+15		
	Track 1			Track 2			Track 3			Track 4		
1	32,782	8.00	262,256	34,343	-		35,904	3.00	107,712	37,465	-	
2	34,343	5.00	171,715	35,903	-		37,465	3.00	112,395	38,714	1.00	38,714
3	35,903	3.00	107,709	37,465	2.00	74,930	38,714	2.00	77,428	39,963	-	
4	37,465	2.00	74,930	38,714	-		39,963	4.00	159,852	41,211	-	
5	38,714	1.00	38,714	39,963	-		41,211	-		42,459	1.00	42,459
6	39,963	1.00	39,963	41,211	-		42,459	1.00	42,459	43,709	-	
7	41,211	4.00	164,844	42,459	-		43,709	3.00	131,127	44,957	-	
8	42,459	-		43,709	-		44,957	2.00	89,914	46,206	-	
9	43,709	1.00	43,709	44,957	-		46,206	2.00	92,412	47,456	1.00	47,456
10	44,957	1.00	44,957	46,206	-		47,456	1.00	47,456	48,704	-	
11	46,207	2.00	92,414	47,456	-		48,704	2.00	97,408	49,954	1.00	49,954
12	47,456	1.00	47,456	48,704	-		49,954	-		51,202	-	
13	48,704	1.00	48,704	50,695	1.00	50,695	51,202	-		52,451	-	
14	50,695	2.00	101,390	51,202	-		53,168	-		53,700	-	
15	51,202	1.00	51,202	53,168	-		53,700	1.00	53,700	54,948	-	
16	53,168	1.00	53,168	53,700	-		54,948	0.50	27,474	56,197	-	
17	53,700	2.00	107,400	54,948	-	-	56,197	1.00	56,197	57,446	2.00	114,892
17+		4.75	270,452		-	-		5.00	297,655		1.00	61,229
		40.75			3.00			30.50			7.00	
Track 1 Total			1,720,983	Track 2 Total			Track 3 Total			Track 4 Total		
Grand Total			3,594,501									

3,594,501
274,979 FICA
639,821 NHRS
19,770 WC
4,529,072

81.25 FTE

Year 2020

Step Increase & COLA 2.00%

Step	BA			BA+15			MA			MA+15		
	Track 1			Track 2			Track 3			Track 4		
1	33,438	-		35,030	-		36,622	-		38,214	-	
2	35,030	8.00	280,239	36,621	-		38,214	3.00	114,643	39,488	-	
3	36,621	5.00	183,105	38,214	-		39,488	3.00	118,465	40,762	1.00	40,762
4	38,214	3.00	114,643	39,488	2.00	78,977	40,762	2.00	81,525	42,035	-	
5	39,488	2.00	78,977	40,762	-		42,035	4.00	168,141	43,308	-	
6	40,762	1.00	40,762	42,035	-		43,308	-		44,583	1.00	44,583
7	42,035	1.00	42,035	43,308	-		44,583	1.00	44,583	45,856	-	
8	43,308	4.00	173,233	44,583	-		45,856	3.00	137,568	47,130	-	
9	44,583	-		45,856	-		47,130	2.00	94,260	48,405	-	
10	45,856	1.00	45,856	47,130	-		48,405	2.00	96,810	49,678	1.00	49,678
11	47,131	1.00	47,131	48,405	-		49,678	1.00	49,678	50,953	-	
12	48,405	2.00	96,810	49,678	-		50,953	2.00	101,906	52,226	1.00	52,226
13	49,678	1.00	49,678	51,709	-		52,226	-		53,500	-	
14	51,709	1.00	51,709	52,226	1.00	52,226	54,231	-		54,774	-	
15	52,226	2.00	104,452	54,231	-		54,774	-		56,047	-	
16	54,231	1.00	54,231	54,774	-		56,047	1.00	56,047	57,321	-	
17	54,774	1.00	54,774	56,047	-		57,321	0.50	28,660	58,595	-	
17+		6.75	389,188		-	-		6.00	364,468		3.00	181,405
		40.75			3.00			30.50			7.00	
Track 1 Total			1,806,824	Track 2 Total			Track 3 Total			Track 4 Total		
Grand Total			3,763,435									

3,763,435
287,903 FICA
669,891 NHRS
20,699 WC
4,741,928
212,856 Total Cost Increase

81.25 FTE

Franklin School District
Teacher Wage Proposals Grant Funded
Teacher Step and COLA Costs

Year 2019

Current Year

Step	BA		BA+15		MA		MA+15	
	Track 1		Track 2		Track 3		Track 4	
1	32,782	-	34,343	-	35,904	-	37,465	-
2	34,343	1.00	35,903	-	37,465	-	38,714	-
3	35,903	1.00	37,465	-	38,714	-	39,963	-
4	37,465	-	38,714	-	39,963	-	41,211	-
5	38,714	-	39,964	-	41,211	-	42,459	1.00
6	39,962	-	41,211	-	42,459	-	43,709	-
7	41,211	-	42,459	-	43,709	-	44,957	-
8	42,459	-	43,709	-	44,957	-	46,206	-
9	43,709	-	44,957	-	46,206	-	47,456	-
10	44,957	-	46,206	-	47,456	-	48,704	-
11	46,207	-	47,456	1.00	48,704	-	49,954	-
12	47,456	-	48,704	1.00	49,954	-	51,202	-
13	48,704	1.00	50,695	-	51,202	-	52,451	-
14	50,695	-	51,202	-	53,168	-	53,700	-
15	51,202	-	53,168	-	53,700	-	54,948	1.00
16	53,168	1.00	53,700	-	54,948	-	56,197	-
17	53,700	1.00	54,948	-	56,197	-	57,446	-
17+	1.00	57,371	-	-	-	-	1.00	59,169
	6.00		2.00		-		3.00	
Track 1 Total		283,189	Track 2 Total		Track 3 Total		Track 4 Total	
					-		156,576	

Grand Total 535,925

535,925
40,998 FICA
95,395 NHRS
2,948 WC
675,266

11.00 FTE

Year 2020

Step Increase & COLA 2.00%

Step	BA		BA+15		MA		MA+15	
	Track 1		Track 2		Track 3		Track 4	
1	33,437	-	35,030	-	36,622	-	38,214	-
2	35,030	-	36,621	-	38,214	-	39,488	-
3	36,621	1.00	38,214	-	39,488	-	40,762	-
4	38,214	1.00	39,488	-	40,762	-	42,035	-
5	39,488	-	40,763	-	42,035	-	43,308	-
6	40,761	-	42,035	-	43,308	-	44,583	1.00
7	42,035	-	43,308	-	44,583	-	45,856	-
8	43,308	-	44,583	-	45,856	-	47,130	-
9	44,583	-	45,856	-	47,130	-	48,405	-
10	45,856	-	47,130	-	48,405	-	49,678	-
11	47,131	-	48,405	-	49,678	-	50,953	-
12	48,405	-	49,678	1.00	50,953	-	52,226	-
13	49,678	-	51,709	1.00	52,226	-	53,500	-
14	51,709	1.00	52,226	-	54,231	-	54,774	-
15	52,226	-	54,231	-	54,774	-	56,047	-
16	54,231	-	54,774	-	56,047	-	57,321	1.00
17	54,774	1.00	56,047	-	57,321	-	58,595	-
17+	2.00	114,403	-	-	-	-	1.00	60,944
	6.00		2.00		-		3.00	
Track 1 Total		295,721	Track 2 Total		Track 3 Total		Track 4 Total	
					-		162,848	

Grand Total 559,957

559,957
42,837 FICA
99,672 NHRS
3,080 WC
705,545
30,280 Total Cost Increase

11.00 FTE

Agreement

between

Franklin Board Of Education

and

Franklin Education Association

20198

To

201920

AGREEMENT

This Agreement entered into this 3rd day of December, by and between the Franklin Board of Education, hereinafter called the "Board", and the Franklin Education Association affiliated with the New Hampshire Education Association and the National Education Association, hereinafter called the "Association". Except as otherwise provided herein, the parties agree to negotiate subject to the provisions of RSA 273-A.

Formatted: Superscript

DEFINITIONS

<u>SCHOOL:</u>	The term "School", as used in this Agreement, means any work location or functional division maintained by the Board where instruction, as required by the State, is offered to the children enrolled in the Franklin School District.
<u>TEACHER:</u>	The term "Teacher", as used in this Agreement, means a person employed by the Board as defined in Article I, Section I, of this Agreement.
<u>PART-TIME:</u>	<u>Part-time teachers are defined as those working less than forty (40) hours per week for the full-school calendar year. All salary and benefits for part-time teachers shall be pro-rated.</u> <u>The school district will grandfather current part-time employees Michelle Chamberlain and Judy Tibbetts at their respective benefits package.</u>
<u>FACULTY REPRESENTATIVE:</u>	The term "Faculty Representative", as used in this Agreement, means the Association Faculty Representative.
<u>PERSON:</u>	The term "Person", as used in this Agreement, means a person employed by the Board as defined in Article I, Section I, of this Agreement. Whenever the singular is used in this Agreement, it is to include the plural.
<u>PELRB:</u>	The term "PELRB", as used in this Agreement, shall mean the New Hampshire Public Employee Labor Relations Board.
<u>QUALIFIED:</u>	The term "Qualified" shall mean in the judgment of the superintendent, using the following criteria: A. Certification B. Recent teaching experience in the specific position to be filled.

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APPENDICES*

- A. FRANKLIN TEACHER COMPENSATION
 - A-1 SALARY SCHEDULES
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*Policy GCLA, Policy GCL-1 and RSA 189.14 a,b,c are attached for informational purposes only and are not part of the collective bargaining agreement between the parties.

ARTICLE I RECOGNITION

- 1.1 For purposes of collective negotiations, the Board recognizes the Association as the exclusive representative of all teachers of the Franklin School District during the term of this Agreement. The term "teacher" shall include any individual employed by the Board, the qualifications for whose position are such as to require him/her to hold an appropriate credential issued by the State Board of Education under its regulations governing the certification of teaching personnel, school librarians, guidance personnel, but excluding superintendent, assistant superintendent, business administrator, principal, assistant principal, coordinators of special education, vocational directors, persons employed by the State Board of Education, nurses, teacher consultants, teacher aides, school volunteers, bona fide executive or administrator.
- 1.2 Unless otherwise indicated, the term "teacher", when used hereinafter in this Agreement, shall refer to employees represented by the Association in the negotiating unit as defined in Section 1.1 of this Article I.
- 1.3 Unless otherwise indicated, the term "administrator", when used hereinafter in this Agreement, shall refer to those employees who serve in an administrative and/or supervisory capacity full-time or more than half-time.

ARTICLE II SCOPE OF AGREEMENT

- 2.1 The parties understand that the Board and Superintendent may not lawfully delegate powers, discretions and authorities which by law are vested in them, and this Agreement shall not be construed so as to limit or impair their respective statutory powers, discretions and authorities. Agreements reached pursuant to Article IV hereof shall not constitute a waiver of and shall not be construed in derogation of such powers, discretions and authorities.

ARTICLE III UNIT CERTIFICATION

- 3.1 Upon receipt from the employees defined in Article I, Section I, of appropriate evidence certifying the Association as their exclusive representative for collective negotiations, the Board shall enter into negotiations under the procedure defined in Article IV. Appropriate evidence is hereby defined as a certified statement that the Association has been designated by more than fifty per cent (50%) of the District's employees covered by this Agreement, as defined in Article I, Section I, of this Agreement, as their exclusive representative for collective negotiations. Any disputes which may arise under this Article III shall be resolved by the New Hampshire Public Employee Labor Relations Board.

ARTICLE IV PROCEDURE FOR NEGOTIATION OF SUCCESSOR AGREEMENT

- 4.1 On or about September twentieth (20th) of the prior year in which this Agreement expires, and subject to compliance with Articles III and XVI, the Association may in writing by certified mail return receipt requested notify the Board of its desire to terminate or modify the terms and conditions of this Agreement and shall submit a request no later than October fifteenth (15th) to meet, confer, and negotiate in accordance with the procedures set forth herein in a good faith effort to reach a mutual understanding and agreement.
- 4.2 The Negotiating Committee of the Board and the Negotiating Committee of the Association shall have authority to reach a complete agreement, subject to ratification by the Board and the qualified voting members of the Association covered by this Agreement.
- 4.3 The Board agrees to supply the Association with such non-confidential information as is in the Board's possession and is requested by the Association.
- 4.4 Any agreement reached shall be reduced to writing and signed by the Board and Association. Any agreement reached which requires the expenditure of additional public funds for its implementation shall not be binding upon the Board, unless and until the necessary appropriations have been made by the Franklin City Council. The Board shall make a good faith effort to secure the funds necessary to implement said agreements.
- 4.5 If, after discussion of all negotiable matters proposed by either party, the parties fail to reach agreement, either party may declare an impasse. In the event of an impasse, either party may request the American Arbitration Association to appoint a mediator for the purpose of assisting them in reconciling their differences and resolving the controversy on terms which are mutually acceptable. The American Arbitration Association will, within ten (10) days after the receipt of such request, appoint a mediator in accordance with rules and procedures prescribed by it for making such appointment. The mediator will meet with the parties forthwith, either jointly or separately, in order to persuade the parties to resolve their differences and effect a mutually acceptable agreement.

- 4.6 If the mediator is unable to effect settlement of the controversy within fifteen (15) days after his/her appointment, either party may, by written notification to the other, request that their differences be submitted to fact finding. Within five (5) days after receipt of the aforesaid written request, the parties shall meet to select a mutually agreed- to fact finder. In the event the parties are unable to mutually agree on the selection of a fact finder, a request shall be made to the American Arbitration Association to designate a fact finder. The American Arbitration Association will, within five (5) days after receipt of such request, designate a fact finder in accordance with rules and procedures prescribed by it for making such designations.
- 4.7 The fact finder will, within five (5) days after his/her appointment, meet with the parties or their representatives, or both, forthwith, either jointly or separately, make inquiries and investigations, hold hearings, or take such other steps as he/she deems appropriate. Any such hearings will be held in closed session. The Board and Association will furnish the fact finder, upon his/her request, all records, papers and information in their possession relating to any matter under investigation by or in issue before the fact finder. If the dispute is not resolved prior thereto, the fact finder shall make findings of fact and make terms of settlement regarding the disputed matters submitted to him/her. The fact finder may make his/her report public.
- 4.8 The costs of the services of the mediator and/or fact finder, including per diem expenses if any, will be shared equally by the Board and the Association.
- 4.9 Determinations and/or recommendations under the provisions of Sections 4.6 and 4.7 of this Article IV, will not be binding on the parties.
- 4.10 During negotiations, the committee of the Board and the committee of the Association will present relevant data, exchange points of view and make proposals and counter-proposals.
- 4.11 The Board will, if it is known, make the Association aware of the budget submission date at the first meeting set forth in this Article IV.
- 4.12 A copy of any agreement reached hereunder will be filed with the NH PELRB within fourteen (14) days of its execution.
- 4.13 If the monies to fund the economic provisions are not appropriated as provided in this Article IV, Section 4, or if either party rejects there commendations set forth in this Article IV, Section 4.9, then the parties shall do the following:
- A. The appropriate party shall notify the other party of its intent to renegotiate the provisions of the Agreement; and
 - B. The parties shall, within ten (10) days of such notification, meet and develop a modified settlement, which shall be resubmitted to the legislative entity (Franklin City Council) in accordance with the provisions of RSA 273-A-12, Paragraphs III and IV.

ARTICLE V ASSOCIATION RIGHTS

- 5.1 The Association will have the right to use school buildings at reasonable times, without costs, for meetings. Request for the use of buildings will be made to the principal in advance.
- 5.2 The Association will, upon request, be given an opportunity at building faculty meetings to present brief reports and announcements.
- 5.3 The Association will, upon request, be given a place on the agenda of the Opening Day District-Wide Meeting for all teachers.
- 5.4 The Association will have the right to post notices on its activities and matters of teacher concern in teachers' rooms and shall continue to have the use of the teacher mail box and e-mail system.
- 5.5 Upon notification by an employee (see Appendix D attached hereto), the Board agrees to deduct from the salaries of its' teachers dues for the Franklin Education Association, National Education Association-New Hampshire, National Education Association as said teachers individually and voluntarily authorize the School Board to deduct. Said monies shall be transmitted to the Franklin Education Association treasurer on a monthly basis.

All members of the bargaining unit -who elect not to join the Association, shall pay a "fair share" fee as determined by the Association, not to exceed actual membership dues. This fee shall be payroll deducted in accordance with the other provisions of this article.

Should there be a dispute between members of the bargaining unit and the Association (and/or District) over the matter of any such deductions, the Association agrees to defend, indemnify and hold harmless the Board, the District, and their agents and administrators in any such dispute.

- 5.6 The Association may, with permission from the building principal, use school equipment normally used by teachers for Association activities. However, expendable material will be at the expense of the Association.
- 5.7 Rights granted to the Association under this Article V shall not, in the judgment of the Board, be disruptive or injurious to the Franklin education system, its students, the faculty, or administration, nor in violation of any of the provisions of this Agreement. In making judgments under this Section, the Board shall not be arbitrary nor capricious.
- 5.8 During the term of this Agreement, the rights and privileges set forth in this Article V shall not be granted to any other bargaining agent.
- 5.9 Request under the provisions of this Article V shall mean permission and shall be made to the building principal, or his/her designee.

- 5.10 Employees shall suffer no loss of pay in the conduct of negotiations which occur during normal working hours, or in the filing or processing of grievances under this Agreement.
- 5.11 Except in case of emergency, the first Monday of each month shall be recognized as the Association Meeting Day after normal school hours and normal duties in accordance with the terms of this Agreement. No other meetings can be scheduled by the Administration on that day.
- 5.12 Nothing contained in this section shall prohibit negotiations from taking place during normal work hours. When negotiations extend beyond 12:00 midnight, the District will make every effort to secure substitute teachers for the following day for teachers who have participated in said negotiations.
- 5.13 Employees will be permitted to notify the Board of their respective payroll deduction decisions (limited to current practice) no later than one (1) week prior to the second pay period in September and may change such decision only once in any school year not later than one (1) week prior to the second pay period in January of that same school year.
- 5.14 The Board will, upon notice, in writing, grant up to two (2) persons named by the Association, an aggregate total of two (2) paid days in any school year to act as delegate(s) to the Association's annual delegate convention. Notice shall reflect that such person(s) have been named as delegate(s) and payment will require proof of attendance.

ARTICLE VI TEACHER EVALUATION

- 6.1 The parties recognize the importance and value of a procedure for assisting and evaluating the progress and success of both newly employed and experienced teachers for the purpose of improving instruction.
- 6.2 The observation of the work performance of a teacher will be conducted openly.
- 6.3 A teacher shall be given a copy of any evaluation report prepared by his/her Evaluators one (1) school day before any conference held to discuss it. If the teacher is dissatisfied with this evaluation conference, he/she may request additional conference time. Thereafter, the teacher shall sign the report. Such signature shall indicate only that the report has been read by the teacher and in no way indicates agreement with the contents thereof.
- 6.4 Complaints regarding a teacher made to any member of the administration by any parent, student, or other person, which may be used to evaluate a teacher shall be promptly investigated. The teacher shall be given an opportunity to respond and meet with the person(s) making the complaint. The teacher shall acknowledge that he/she has had the opportunity to review such complaint by affixing his/her signature to a copy to be filed. Such signature will in no way indicate agreement with the contents thereof. In any event, if a teacher refuses to sign any report set forth in this Article, then such report may be placed in that respective teacher's files. Upon written request by an individual teacher, complaints which do not result in disciplinary action and/or which are not followed by a subsequent complaint within a three (3) year period will be expunged from the file after three (3) years, and written notice thereof shall be provided to the teacher. Unsubstantiated complaints shall not be placed in teacher's files.
- 6.5 Each new teacher to the Franklin school system shall be made aware of the school district's evaluation plan, including criteria, goals and objectives of any such plan (including new plans) and the Association shall have the right to contribute input and to meet and confer; but in any event, the Board shall make the final determination of any matters under this Section 6.6.
- 6.6 Each teacher shall be entitled access to his/her personnel files at any time upon twenty-four (24) hours notice to the Superintendent, or his/her designee, and teachers may make copies of any material contained therein at his/her own expense.
- 6.7 The teacher shall have the right to make appropriate response to any material contained in his/her personnel files and such response shall be made a part of said teacher's files. Reproductions of such material may be made by hand or copying machine, if available.
- 6.8 Teachers who are on a continuing contract as defined under RSA 189:14-a, shall be evaluated every three (3) years unless the teacher requests that he/she shall be evaluated more frequently, or the administrator responsible to conduct the evaluation deems it appropriate to evaluate the teacher more frequently.

ARTICLE VII TEACHER EMPLOYMENT

- 7.1 The Board agrees to hire only those teachers who are certified by the New Hampshire State Department of Education for every regular teaching assignment, except this provision shall not apply in the instance where, in the opinion of the Superintendent, availability of personnel is critical and appropriate waiver is granted.
- 7.2 For purposes of this Agreement, the period of service shall not be more than one hundred eighty-five (185) days, as set forth in an individual contract (see Appendix C attached hereto) between the Board and each teacher, to be allocated as follows:

180 ————— 185 Teaching Days
5 — In-service Daysdays, no more than ten (10) in-service days

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Time during five (5) in-service days will be utilized for administrative matters, professional learning, parent/teacher conferences, at least one (1) classroom preparation day and one (1) workshop/non-instructional days prior to the opening of school, three (3) workshop/non-instructional days during the school year.

- 7.3 The Association and its members recognize that each teacher has a professional responsibility to provide the best possible opportunity to each and every student. The Association agrees that a teacher's day is not necessarily coterminous with that of the pupil.
- 7.4A Teachers are expected to carry out their professional duties which shall include, but not be limited to, institution faculty meetings, conferences with parents or students, extra help to students, open house, or conferences with administration as required. Such meetings shall be of reasonable frequency and duration. As part of their professional responsibilities, teachers shall work three (3) evenings per school year for mandatory functions. Nothing herein shall be construed to prevent teachers from working at other evening events on a voluntary basis. Lack of participation in such voluntary evening events shall not be used for evaluative purposes.
- 7.4B All teachers are expected to perform a full eight (8) hours of professional responsibility during each of the 185 days of their contract year.

7.4C Teachers shall have up to two building level meetings per month as planned by administration.

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- 7.5 Effective January 6, 1992, teachers shall be granted a duty-free lunch period of at least thirty (30) minutes.
- 7.6 Except in unusual circumstances, each teacher will be notified of the anticipated teaching assignment for the ensuing year when the teacher receives the contract for the ensuing year, or by May 15, whichever comes first. However, this does not prevent the School District from subsequently changing the assignment in accordance with Section 7.7. If the initially offered position is changed, the teacher shall have the option to be released from his/her contract.

- 7.7 In the event a teacher's position becomes eliminated or changed (regardless of the reason), he/she shall be given priority consideration for any open and unfilled position which may then be available, provided he/she is qualified, can be certified or is certifiable by the State Department of Education, and is highly qualified for the new position. Any such teacher shall be required to submit a written request for consideration under this Section, such request shall set forth the position desired and open, the teacher's qualifications, and a statement that he/she is certifiable for any such position.
- 7.8 Teachers who have satisfactorily completed academic courses and who wish to use such additional credits for salary purposes, must notify the Superintendent no later than the day following Labor Day of any contract year. Time requirements specified in this Section 7.8 may be extended by mutual agreement.
- 7.9 The Association agrees to submit to the Board for its consideration suggestions for the school calendar on or before January fifteenth (15th) of the preceding year. Before the School Board approves any proposed modification of the school calendar during the school year, the Association will be given an opportunity to provide input, and meet and confer, in such instances. The Board shall have the right to establish the school calendar and to make appropriate changes at any time, and such action by the Board shall not be subject to the grievance procedures of the Agreement.
- 7.10 The Board will reimburse teachers 100% of the actual cost of a course offered at University System of New Hampshire (USNH) or 80% of the actual cost of a course from another approved college when the course is not offered within USNH. This will be approved by the Superintendent or his/her designee, subject to the following criteria: course content; availability of funds; and the timeliness of request. The Superintendent, or his/her designee, shall have the sole and exclusive judgment under the provisions of this Section 7.10. This Section 7.10 shall require documentation of a grade of B- or better upon completion of the course in order to receive reimbursement as set forth herein. Teacher reimbursement will be limited to one course per year, but can reapply after the first semester if funds remain available.
- 7.11 In-service days set forth in Section 7.2 of this Article shall be determined with the cooperation of the Association and the parties shall meet and confer, both as to content and number of days. In any event, the Superintendent shall make the final determination, both as to content and number of days, except that the number of days may not exceed five (5).
- 7.12 Elementary and middle school All teachers shall receive a minimum of forty-five (45) minutes of uninterrupted preparation time four out of the five days per week. High school teachers shall receive a minimum of sixty (60) minutes of uninterrupted preparation time four out of the five days per week.
- 7.13 The Board will reduce staff in accordance with Board policy #GCQA and the Board agrees not to change said policy for the duration of this Agreement.
- 7.14 Notice of the Board's intent to modify the instructional day shall be given to the Association in advance and the Association shall have the right to bargain with respect to

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the impact from any such change.

- 7.15 Any new teacher to the District who is required to attend meetings before the **185-day** contract begins will be given Staff Development credits for the extra day or portion thereof at the beginning of the school year.
- 7.16 Each teacher shall be given a minimum of two half days of the **5** In-Service days: one one-half day to be used for teacher preparation at the beginning of the school year and one one-half day at the end of the school year for closure.
- 7.17 When a suitable substitute cannot be obtained, a Teacher may at his/her discretion cover a class during his/her preparation time. ~~The Teacher will receive \$20.00 for each class covered during his/her preparation time, for the high school, which is on block scheduling, the rate shall be \$35 for substituting in an 80-minute block.~~ Such substitution is purely
voluntary and refusal of substitution will not be used for evaluation purposes. No teacher will be expected to cover for their co-teacher in lieu of a substitute. When a substitute cannot be obtained, and non-study hall classes are combined by the building administrator, ~~an~~ additional compensation that equates to the pro rata daily substitute rate (hourly basis) shall be paid to the teacher covering the combined class.
- 7.18 The Franklin School District, through its administration, will notify District personnel of vacancies in the district prior to advertising such. Such vacancies will be posted in the SAU 18 Central Office and all schools in SAU 18, internally, five (5) school days prior to external release. In lieu of posting in all schools, the posting may be added to the school district website.

Should a vacancy occur during the summer recess, a notice of vacancy will be posted at the SAU 18 Central Office, all schools in SAU 18, and the President of the Franklin Education Association (FEA) will be notified at the same time the position is internally posted. In lieu of posting in all schools, the posting may be added to the school district website.

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ARTICLE VIII RATES OF PAY

- 8.1 The Compensation Plan and its application are set forth in Appendix A attached hereto. The salary of employees covered by this Agreement shall be prorated at one-one-hundred-eighty-fifth (1/185th) of his/her appropriate salary step for the number of designated days of employment between the official opening day of school in any year and June thirtieth (30th) of any such year.
- 8.2 If it can be accomplished without additional work and/or cost to the District, teachers shall have the option of salary payment, prorated on the basis of twenty-one (21) or twenty-six (26) pay checks. Those selecting twenty-six (26) payments shall be paid in a lump sum on the last pay period of the school year. The option must be exercised at contract execution time in the year preceding the year in which the option is to be effective, and may only be exercised once in any school year.
- 8.3 Deductions from paychecks including remittance of dues, to credit unions, banks, and annuities programs, etc., shall be forwarded to the appropriate employee account(s) within five (5) calendar days.
- 8.4 If the teacher selects the twenty-six (26) pay period option, the 26th payment will be made in December prior to the holiday break, subject to the availability of funds.

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ARTICLE IX GRIEVANCE PROCEDURE

9.1 Definition

A "grievance" is a claim based upon an event or condition which affects the welfare and/or terms and conditions of employment of a teacher or group of teachers based upon the interpretation, application, or violation of any of the provisions of the Agreement. An "aggrieved" teacher is the person or persons making the claim. All time limits specified in this Article IX shall mean school days, except under Section 9.9 of this Article IX.

9.2 Purpose

The parties acknowledge that it is more desirable for an employee and his/her immediately involved supervisor to resolve problems through free and informal communications. Grievances which are not satisfactorily settled in an informal way shall be reduced to writing (see Appendix E attached hereto) and referred to the following formal grievance procedure.

9.3 Right of Representation

A teacher covered by this Agreement shall, under this Article IX, have the right to have an Association representative present at any time subject to his/her requesting such representation.

9.4 Formal Procedure

The grievance shall state the specific alleged violation or condition with proper reference to the contract Agreement. It shall also set forth names, dates, and any other related facts which will provide a sound basis for a complete understanding of any such grievance. Grievances must be filed within twenty (20) calendar days of the event in question.

LEVEL A

Within three (3) days of receipt of a formal grievance, the building principal shall meet with the aggrieved teacher. Within two (2) days following any such meeting, the principal shall give his/her answer in writing. If the grievance is not settled at this level, then it may be referred to Level B within ten (10) days of the receipt of any answer given at this level.

LEVEL B

Within five (5) days of a grievance being referred to this level, the Superintendent will meet with the participants of Level A and examine the facts of the grievance. The Superintendent shall give his/her answer within five (5) days of any such meeting. If the grievance is not settled at this level, then within ten (10) days from receipt of the answer rendered at this level the grievance may be referred to Level C, the School Board.

LEVEL C

Within ten (10) days of a grievance being referred to this level, the Board will hold a hearing with the participants of Levels A and B and examine the facts of the grievance. The Board will thereafter, within ten (10) days of such hearing, give its answer. If the grievance is still not settled, the matter may be referred to arbitration as set forth in Level D of this procedure.

LEVEL D

If the matter is referred to arbitration, then the parties shall meet within five (5) days of referral to select a mutually agreed- to arbitrator. If the parties are unable to mutually agree on the appointment of an arbitrator, a request shall be made to the American Arbitration Association to name an arbitrator under the rules and procedures then obtaining of the service. The arbitrator shall use his/her best efforts to arbitrate the grievance, but he/she shall have no power or authority to do other than interpret and apply the provisions of this Agreement and he/she shall have no power to add to or subtract from, alter, or modify any of the said provisions. The arbitrator shall thereafter submit a decision to both parties. The arbitrator's decision shall be binding on both parties. The parties agree to share equally in the compensation and expenses of the arbitrator.

- 9.5 Time periods specified in this procedure may be extended by mutual agreement.
- 9.6 Upon selection and certification by the Association, the Board shall recognize an Association Grievance Committee.
- 9.7 Grievance(s) of a general nature, or involving the Superintendent may be submitted by the Association to Level B.
- 9.8 A grievance, in order to be considered further, must be forwarded to the next appropriate level within ten (10) days from receipt of the answer given at the preceding level.
- 9.9 In the event a grievance is filed on or after June first (1st) the parties agree to make a good faith effort to reduce the time limits set forth herein so that the grievance procedure may be exhausted prior to the end of the school term, or as soon thereafter as is practicable.
- 9.10 Failure at any step of this procedure to communicate the decision on a grievance within the specified time limits (unless extended by mutual agreement) shall permit the aggrieved person to proceed to the next level.
- 9.11 The parties agree that employees covered by the Agreement shall enjoy freedom from restraint, interference, coercion, discrimination, or reprisal in presenting or appealing any personal grievance(s).
- 9.12 The following matters are excluded from the arbitration provisions, but not from the grievance procedures, of this Agreement:
 - A. Management prerogatives as set forth in this Agreement as provided and interpreted under RSA 273;
 - B. School Board Policy (except for R.I.F.);
 - C. Suspension, dismissal and non-renewal of a teacher which shall be accomplished solely under the appropriate RSA's (except for the provisions of Section 7.13 of the Agreement dealing with Reduction in Force and 10.13 dealing with return from extended leave granted by the

Board, which shall be arbitrable).

- 9.13 Matters which are grievable but not arbitrable under the provisions of this Article IX may be referred only through Level C and in such matters the decision of the School Board shall be final and shall not be subject to the Grievance and Arbitration Provisions of the Agreement.
- 9.14 All documents relating to a grievance(s) shall be filed separately from a teacher's personnel file.

ARTICLE X LEAVES OF ABSENCE

- 10.1 It is agreed that the use of leave days will be confined to legitimate purposes provided in this Article X.
- 10.2 Sick leave shall be confined to the personal illness of a teacher, excluding work connected disability covered by New Hampshire Workmen's Compensation Laws.
- 10.3A Teachers shall accumulate annual sick leave of fifteen (15) days at the rate of 1.5 days per month from September through June; for part-time employees, the number of days shall be prorated. Teachers shall be entitled to accumulation of sick leave up to a maximum of one hundred ~~twenty fifteen~~ (120~~15~~) days plus the days earned in the current school year. The immediate supervisor and/or Superintendent may request medical evidence from the Board's physician whenever he/she feels it necessary or appropriate. The Board shall pay the cost of any such examination. Medical records developed under this Section 10.3 shall not become a part of a teacher's personnel files. Absence for the teacher's own illness or disability, or disability caused or contributed to by pregnancy, childbirth and recovery therefrom, shall be charged against sick leave.
- 10.3B Teachers may use up to 15 days sick leave in any contract year to care for immediate family members who are suffering medical and health emergencies. Immediate family means spouse, parent, child, stepchild, brother, sister, and same relative of spouse.
- 10.3C Any teacher whose combined annual use of sick leave and personal leave is limited to the levels shown below is entitled to a stipend at the end of the fiscal year as follows:

Total Sick & Personal Days Used Stipend

0 Used	\$6 500
1 or 2 Used	\$4 300
3 or 4 Used	\$3 200

(Note: For example, the ~~\$4~~300 stipend would be paid if 2 sick and 0 personal days are used, or 2 personal and 0 sick days are used, or 1 sick and 1 personal day are used).

- 10.4 If a suitable replacement can be found, child care leave of up to one (1) year for either natural or adoptive parents or legal guardians, shall be granted without pay to teachers upon written request for such leave. Notification of the intent to take such leave shall be made to the Superintendent at least sixty (60) days prior to the date on which the leave is to begin, except in cases of emergency. Child care leave notification shall also include the expected termination date of such leave. Nothing contained herein shall limit the rights of said teachers to leave allowed under the Family Medical Leave Act.

At the conclusion of an extended leave granted by the Board under this Article, all benefits to which any such teacher was entitled at the time the leave commenced and which are then currently in effect for teachers, shall be restored upon any such return and he/she shall be assigned to his/her last position. If no such position is available, then the affected teacher shall be placed on lay-off status in accordance with the Board's

Reduction in Force Policy. Insurance benefits may be maintained at the employee's expense while on extended leave of absence authorized under Article X of this Agreement if such is permitted by the insurance carrier.

- 10.5 All teachers shall be entitled to a maximum of three (3) paid personal leave days in any school year. Personal leave may not be used to extend sick time. To be eligible for personal leave, written notice shall be presented to the building principal at least twenty-four (24) hours prior to any such personal leave, except in an emergency. Specific reasons for the leave shall not be required or requested. Not more than three (3) elementary, three (3) middle school and three (3) high school staff members may exercise this benefit in any one (1) day.
- 10.6 An employee who is absent due to a work-connected illness or accident (Workmen's Compensation) shall receive his/her applicable salary rate and such payment by the Board shall continue until any such employee has used all of his/her accumulated sick leave. Thereafter, he/she shall continue to receive only those monies paid to him/her under the provisions of the Workmen's Compensation Laws of the State of New Hampshire. Amounts paid by the Board under the provision of this Section 10.6 shall be subject to usual and customary payroll deductions (taxes, etc.). In no event shall any teacher receive monies in excess of the regular net earnings to which he/she was entitled prior to any such Workmen's Compensation claim.
- 10.7 Military leave of absence shall be granted by the Board in accordance with state and federal statutes.
- 10.8 An employee called as a juror or witness will be paid the difference between the fee he/she receives for such service and the amount of earnings lost by him/her by reason of such service, based on the employee's regular daily rate. Satisfactory evidence (court issued pay stub) must be submitted to the employee's immediate supervisor in a timely manner and any reimbursement due the teacher, i.e. mileage, shall be paid the teacher by the end of the next payroll period or at the end of the school year at the teacher's discretion.*
**It is understood by the Franklin Education Association providing that the "SAU 18 office staff" has the time and that their work load will permit this to occur and that it is not illegal nor against fiscal accounting rules and regulations of the New Hampshire Division of Revenue Administration (DRA).*
- 10.9 An employee called to serve not more than a fourteen (14) day annual training tour of duty with the National Guard or Armed Forces Reserves will be paid the difference between his/her pay for such government service and the amount of earnings lost by him/her for reason of such service based on the employee's regular daily rate.
- 10.10 Teachers shall be entitled to a maximum of three (3) paid days for attendance at funerals of immediate family members to include: spouse, children, siblings, parents, grandparents, aunts, uncles and cousins of the teacher and spouse. One day shall be granted upon proper notification to the superintendent, and up to 3 days may be granted at the discretion of the Superintendent. In extenuating circumstances the Board may grant additional leave under this Section 10.10 as set forth in Section 10.11 of this Article X.

- 10.11 Leaves for any and all other reasons(s), paid or not paid, shall be granted at the discretion of the Board. The Board shall not be arbitrary nor capricious in exercising its discretion under this Section 10.11. Any teacher payroll deductions shall be made during the next payroll period or at the end of the school year at the teacher's discretion.*

**It is understood by the Franklin Education Association providing that the "SAU 18 office staff" has the time and that their work load will permit this to occur and that it is not illegal nor against fiscal accounting rules and regulations of the New Hampshire Division of Revenue Administration (DRA).*

- 10.12 Professional days, with or without pay, shall be at the sole discretion of the Superintendent.

- 10.13 Except as otherwise provided for in this Agreement, at the completion of a leave authorized under this Agreement, the Board shall re-employ the teacher in the same or similar position for which he/she is qualified.

10.14 Sick Bank

The Board agrees to establish a sick leave bank to cover teachers in the event of a long-term illness. The sick leave bank shall be administrated by a committee composed of three (3) members, one each representing the Board, Administration and Association, hereafter called the Administrative Committee. Members shall serve for one (1) year, or until their successor is appointed. The Administrative Committee shall meet when requests are made. A majority of the member present shall constitute a quorum and a majority vote of those members and voting shall decide all questions.

Teachers wishing to be covered agree to donate one (1) day from the sick leave days they have allowed to accrue in a one-year (1) period to be deposited in said bank, such days to be deducted from the teacher's annual sick leave. The sick bank will be carried over from one year to the next, but shall not accumulate more than 215 days. Members may enroll as soon as they have a sick leave day to contribute. Each succeeding school year shall be a new enrollment period. The new enrollment period shall be September 1 to October 15. Employees who are hired after September 15 shall be permitted to enroll as soon as they have a day to contribute to the Bank.

Members shall become eligible to request extended benefits from the sick leave bank after an incapacitating illness or disability provided they have exhausted all of their accrued sick leave and provided they have contributed to the Bank.

Upon presentation of satisfactory medical evidence of disability of illness to the Administrative Committee and approved by said committee, a member may be granted up to thirty (30) additional days of sick leave. Should the member still be disabled after this time, he/she may request an additional thirty (30) days maximum. Withdrawal from sick bank cannot be used to extend FMLA beyond 12 weeks in any school year.

Guidelines for application by an Association member to the "sick leave bank" shall be determined by the Administrative Committee and published by said Administrative Committee.

Any member, who as of June 30th, has accumulated more than the maximum allowed

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carryover of sick leave days, shall have days beyond the maximum deposited into the sick leave bank. Days may be added to the sick leave bank in this way up to the maximum number of sick leave bank days allowed per paragraph two of this article.

ARTICLE XI INSURANCE

- 11.1 The Board agrees to maintain in effect insurance plans for all employees so long as they remain on the Franklin School payroll. A summary of the benefits to be provided under said plan is set forth in Appendix B attached hereto.
- 11.2 The Board will not itself pay the insurance benefits referred to in Section 11.1, but will obtain policies or contracts from insurance companies which will administer said benefits.
- 11.3 Insurance benefits may be maintained at the employee's expense while on extended leave of absence authorized under Article X of this Agreement if such is permitted by the insurance carrier.

ARTICLE XII MISCELLANEOUS PROVISIONS

- 12.1 If any provisions of this Agreement or any application of this Agreement to any employee or group of employees is held to be contrary to law, then such provision or application shall not be deemed valid and subsisting, except to the extent permitted by law, but all other provisions or applications shall continue in full force and effect.
- 12.2 The Board and Association agree that there shall be no discrimination and that all practices, procedures and policies of the school system shall clearly exemplify that there is no discrimination in the hiring, training, assignment, promotion, transfer or discipline of teachers or in the application or administration of this Agreement on the basis of race, creed, color, religion, national origin, sex, domicile, marital status, age, genetic information, membership, activity in the Association and/or HIV, AIDS, and related diseases (Ref. Americans with Disabilities Act (ADA) July 26, 1990).
- 12.3 In lieu of printing the agreement for the entire association, one copy will be printed for each building and the entire agreement will be posted on the SAU website.
- 12.4 Any individual contract (see Appendix C attached hereto) between the Board and an individual teacher, heretofore or hereafter executed, shall be subject to and consistent with the terms and conditions of this Agreement. If an individual contract contains any language inconsistent with this Agreement, it shall be considered invalid and this Agreement, during its duration, shall be controlling.
- 12.5 No teacher will be disciplined, reprimanded or warned in writing except for just cause, and any teacher who alleges to be aggrieved under this Section 12.5 shall have full access to the Grievance Procedures of this Agreement.
- 12.6 No teacher shall have his/her contract non-renewed except as provided in RSA 189-14a. Reasons for non-renewal shall be given only to those teachers required to be informed of said reason(s) pursuant to RSA 189:14a (b) & (c).
- 12.7 All information forming the basis for disciplinary action will be made available to the employee in a timely manner, which in no event shall exceed thirty (30) school days.

12.8 The Board shall provide a safe and appropriate working environment as required by law.

**ARTICLE XIII
NOTICE UNDER AGREEMENT**

- 13.1 Whenever written notice to the Board is provided for in this Agreement, such notice shall be addressed to the Franklin Board of Education Chairman, 119 Central Street, Franklin, New Hampshire 03235.
- 13.2 Whenever written notice to the Franklin Education Association is provided for in this Agreement, such notice shall be addressed to the President of the Franklin Education Association at his/her then current address.
- 13.3 Either party, by written notice, may change the address at which future written notices to it shall be given.

**ARTICLE XIV
STRIKES AND SANCTIONS**

- 14.1 The Association and the Board subscribe to the principle that differences shall be resolved without interruption of the school program. The Association, therefore, agrees that it will not sponsor or support any strike, sanction, or work stoppage, nor will the Association sponsor or support any other concerted refusal to perform work by the employees covered by this Agreement, nor will the Association sponsor or support any instigation thereof during the life of this Agreement, nor shall the Board engage in any form of lockout against teachers.

**ARTICLE XV
FINAL RESOLUTION**

- 15.1 This Agreement represents the final resolution of all matters in dispute between the parties and shall not be changed or altered unless the change or alteration has been agreed to and evidenced in writing by the parties hereto.

ARTICLE XVI
DURATION OF AGREEMENT

- 16.1 This Agreement shall continue in full force and effect from July 1, ~~2019~~²⁰²⁰ until twelve o'clock midnight June 30, ~~2019~~²⁰²⁰, and from year to year thereafter, unless written notice of desire to terminate or modify this Agreement is given by either party to the other by registered or certified mail on or before October fifteenth (15th) of any year.
- 16.2 This Agreement may be extended from time to time beyond its expiration date by written mutual agreement of the representative of the Franklin Board of Education and the Franklin Education Association.

APPENDIX A

FRANKLIN TEACHER COMPENSATION 2018-2019

Employees covered by this Agreement will be compensated by the Board during the term of this contract as follows:

1. Newly hired employees with or without experience, hired during the term of this Agreement, shall be compensated in accordance with the salary schedules in Appendix A-1. During the first year of employment by the District, a newly hired employee shall be placed on the salary schedule in accordance with the conversion scales in Appendix A-1.
2. All teachers retiring who are at least 55 years of age during their last year of teaching and have taught in the Franklin School District for twenty (20) or more years, or under 55 years of age with thirty (30) years of teaching within the Franklin School District will receive severance bonus of one (1) percent for each year of service in the Franklin School System computed on the final year's salary. Teachers wishing to take advantage of the retirement severance bonus will notify the District of their intention to retire on or before December of the final teaching year. This severance benefit shall be paid in the first full pay period of the fiscal year following the last fiscal year of employment.
3. The Board will adopt a compensation schedule which reflects monies currently paid for co-curricular activities and continue its current athletic compensation schedule and adopt both as a matter of Board Policy and publish copies of such to its staff.

APPENDIX A-1
FRANKLIN TEACHER COMPENSATION
2018~~9~~-2020~~19~~

STEP	BA	BA+15	MA	MA+15
1	33,438 32,782	35,030 34,343	36,622 35,904	38,214 37,465
2	35,030 34,343	36,621 35,903	38,214 37,465	39,488 38,714
3	36,621 35,903	38,214 37,465	39,488 38,714	40,762 39,963
4	38,214 37,465	39,488 38,714	40,762 39,963	42,035 41,211
5	39,488 38,714	40,762 39,963	42,035 41,211	43,308 42,459
6	40,762 39,963	42,035 41,211	43,308 42,459	44,583 43,709
7	42,035 41,211	43,308 42,459	44,583 43,709	45,856 44,957
8	43,308 42,459	44,583 43,709	45,856 44,957	47,130 46,206
9	44,583 43,709	45,856 44,957	47,130 46,206	48,405 47,456
10	45,856 44,957	47,130 46,206	48,405 47,456	49,678 48,704
11	47,131 46,207	48,405 47,456	49,678 48,704	50,953 49,954
12	48,405 47,456	49,678 48,704	50,953 49,954	52,226 51,202
13	49,678 48,704	51,709 50,695	52,226 51,202	53,500 52,451
14	51,709 50,695	52,226 51,202	54,231 53,168	54,774 53,700
15	52,226 51,202	54,231 53,168	54,774 53,700	56,047 54,948
16	54,231 53,168	54,774 53,700	56,047 54,948	57,321 56,197
17	54,774 53,700	56,047 54,948	57,321 56,197	58,595 57,446

Salary:

All eligible employees shall advance one step during the 2018~~9~~-2020~~19~~ contract year. Teachers who have been on step 17 for one or more years shall receive a 3.0% pay increase during the 2018~~9~~-2020~~19~~ contract year.

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APPENDIX B

INSURANCE

1. For the duration of this contract, the Board agrees to give teachers the option of enrollment in one of the following health insurance plans:

SCHOOL CARE – YELLOW ACCESS WITH CHOICE FUND (subject to plan name change).

2. Teachers may select single, two (2) person, or family coverage.

3. **The Board agrees to pay the following *based on School Care – Yellow Access with Choice Fund rates*:**

<u>2018-2019</u>	
Single	100 %
2-person	95 %
Family	91 %

4. The Board will pay the cost to provide twenty-five thousand dollars (\$25,000) of term life insurance to each employee covered by this Agreement, including a provision for accidental death and dismemberment.
- 5A The difference between the Board's maximum contribution set forth in B.3 above and the actual cost to the Board to provide the coverage selected by an employee under B.1 above will be payroll deducted from an appropriate payroll period(s) by the Board.
- 5B If an employee declines to participate in the Health Care plan offered pursuant to this Agreement, then the employee shall receive in lieu of Healthcare benefits **\$3,000**.

The payment in lieu of healthcare benefits set forth above will be paid in one lump sum by May 31st of each contract year to all teachers employed at the time who are eligible.
- 5C Should an employee revoke the declination of benefits recited herein, then the employee agrees to repay a pro-rated portion of the payment made to said employee in lieu of said benefit to the District.
6. The Board will continue to pay the cost to provide Delta Dental Plan A & B up to 100% of the single premium cost for the duration of this agreement.
7. The District shall provide Section 125 accounts for employees who choose to utilize the pre-tax options allowed by the Internal Revenue Service.

**APPENDIX C
TEACHER CONTRACT**

SCHOOL ADMINISTRATIVE UNIT EIGHTEEN

FRANKLIN TEACHER CONTRACT

AGREEMENT made _____ by and between the **FRANKLIN SCHOOL DISTRICT**, hereinafter called the "District", and «First_Name» «Last_Name», hereinafter called the "Teacher".

1. The District agrees to employ the Teacher for the ensuing year from _____ to _____ at an annual salary of «Salary» paid in _____ equal bi-weekly installments commencing on _____.
2. The Teacher agrees to work for the District for said period and agrees to conform to and carry out all laws and all lawful rules and regulations which may be enacted relative to the conduct of the schools and the teachers.
3. It is mutually agreed:
 - a. That the school year is not to be in excess of one hundred eighty (180) school days and **five (5)** other days devoted to school and educational work between _____ and June 30, _____.
 - b. That the Teacher may be assigned only to such position as the Teacher is qualified and certified by the State Department of Education to occupy.
 - c. That the District may, without liability, terminate this contract in accordance with New Hampshire RSA 189:13, 31, 32 and amendments. This contract shall become void, subject to appeal, if the Teacher is removed by the Superintendent or if the Teacher's certification, license, or permit is revoked by the Commissioner of Education.
 - d. That this contract shall automatically terminate and become void at any time the Teacher fails to hold a valid credential to teach in the position for which he/she has been employed and in which he/she is teaching.
 - e. That the District and the Teacher agree to be bound by all present and subsequent legislation made by the New Hampshire Legislature, and all administrative rulings of the New Hampshire Department of Education or the State Board of Education.
 - f. Refer to cover letter dated _____.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands.

FRANKLIN SCHOOL DISTRICT

By _____
(Chairman, School Board)

By _____
(Teacher)

Step: «Step»

APPENDIX D

FRANKLIN SCHOOL DISTRICT DUES DEDUCTION AUTHORIZATION FORM 2018-2019 SCHOOL YEAR

NAME: _____
(Please Print)

"I hereby authorize the Franklin School District to withhold from my salary the sum indicated below for membership dues as follows:

For membership in the Franklin Education Association (FEA) S 88.00 /yr

For membership in NEA-New Hampshire (NHEA)

Please indicate appropriate amount:

First Year Teachers (BA1/MA1) S 276.12 /yr

Second Year Teachers (BA2/MA2) S/ 368.16 /yr

All Others S/ 460.19 /yr

_____/yr

For membership in the National Education Association (NEA)

S 192.00 /yr

TOTAL MEMBERSHIP DUES _____/yr

The sums thus to be deducted over twenty (20) pay periods are hereby assigned by me to the Franklin Education Association and are to be remitted by the Franklin School District to the Treasurer of the Association and having done so the Board shall be held harmless from any claim(s) in connection with the provisions of this Appendix D. It is further agreed that the Board assumes no financial liability except to forward on a biweekly basis (within five (5) calendar days of deduction) those funds which have been properly authorized and deducted.

This authorization and assignment shall continue in full force and effect until revoked by me. Such revocation shall be effected by written notice to the School District and the Association giving thirty (30) days notice prior to the end of the current school year of my desire to revoke same."

Signature: _____

Date: _____

APPENDIX E

GRIEVANCE REPORT FORM

Grievance No. _____ School District _____

To: _____ Complete in triplicate with copies to:

- 1) Principal
- 2) Superintendent
- 3) Association

Name of Grievant

Date Filed

School

LEVEL A

Date of Grievance:

1. Statement of Grievance (be sure to include the specific violation or condition with proper references to the contract agreement):

2. Relief Sought:

Signature Date

Answer given by Principal:

Signature Date

Position of Grievant:

Signature Date

LEVEL B

Date received by Superintendent:

Answer given by Superintendent:

Signature Date

LEVEL C

Date received by Board:

Answer given by Board:

Signature Date

Position of Grievant:

Signature Date

LEVEL D

Date submitted to Arbitration:

Disposition of Arbitrator:

Signature Date

IN WITNESS WHEREOF the parties have executed this Agreement
on this ____ day of _____, 2017, as of the date and year first written above.

FRANKLIN SCHOOL DISTRICT

FRANKLIN EDUCATION ASSOCIATION

By _____
Timothy Dow, Chairperson

By _____
Jennifer Weaver, FEA President

By _____
Superintendent

CITY COUNCIL MEETING

AGENDA ITEM VII



CITY OF FRANKLIN COUNCIL AGENDA REPORT

City Council Meetings of January 7, 2019 and February 4, 2019

From: Michael Foss, Acting Fire Chief

Subject: Setting of a Public Hearing for February 4, 2019 to consider Resolution 11-19, authorization to borrow for the purchase a new ambulance to replace ambulance no.2.

Approval of Resolution 11-19 at the February 4, 2019 Meeting of the City Council.

Recommended Motions:

January 7, 2019

"I move that the Franklin City Council set a public hearing date for 6:00 p.m. on February 4, 2019, for resolution 11-19, authorization to borrow to replace ambulance no.2."

Mayor calls for a second, discussion and vote.

February 4, 2019

"I move that the Franklin City Council adopt Resolution 11-19 authorizing the City Manager to enter into a 7-year note, not to exceed \$250,000 through the institution with the best quoted interest rate and terms and sign all the necessary paperwork thereof. Any grant funds awarded for this purchase will decrease the amount to be borrowed."

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

Background:

Since July 1st 2018, the City of Franklin has spent \$10,400 on repair work for the Franklin Fire Department's Ambulance 2. On numerous occasions since July, the Fire Department has been forced to rely on one ambulance to provide Emergency Medical Services to the community members of Franklin. As a result of the inability to rely on Ambulance Two, the department has been forced to incur increased response time by waiting for mutual aid services. In addition to our inability to service our own community, our agreement with Andover could be in jeopardy. Andover's agreement for service adds approximately \$170,000 in revenue to the City's budget.

In October of 2018, Ambulance 2 was placed out of service for various mechanical issues. The apparatus was placed out of service for a seven-day period while repair technicians worked to solve a complex brake problem. This single repair totaled \$4,638. Though it has been a reliable ambulance for many of its service years, Ambulance Two has reached the end of its usable life expectancy and needs to be replaced with a newer and more reliable model.

As the council may recall, ambulance 1 was replaced 7 years ago with the hope that ambulance 2 would remain in service until ambulance 1 was paid off. At the time the Council's intention was to replace ambulance 2 utilizing the appropriation from the expired ambulance 1 debt service. Ambulance 1 was paid off in the FY2019 budget and the Manager intended to replace ambulance 2 as part of FY2020 budget. Where the City is experiencing increased maintenance expenditures and the lead time on a new ambulance is approximately 6-8 months, we are asking for authority to borrow in advance of the FY2020 budget process. The first debt service payment will be due in FY2020.

Fiscal Impact:

The total cost to replace Ambulance 2 with a new ambulance would be approximately \$250,000. The goal is to obtain an USDA grant to help secure funding not to exceed \$150,000. If a total award amount of \$150,000 can be obtained, then the funding needed to be provided by the City of Franklin would consist of \$100,000. This grant has been submitted and is waiting for approval. The grant funding, if successful, will be reflected in the FY 2020 budget. The debt payment for ambulance 2 will take the place of the expired ambulance 1 debt payment in the FY2020 budget.

Alternatives:

The alternative is to continue to fund repair work and plan on a heavier reliance of mutual aid EMS agencies. If the average continues, an additional \$10,000 may be incurred in FY 2019.

Attachments and Exhibits:

Resolution 11-19

Ambulance 2 Statistical Data



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

316 Central Street
Franklin, NH 03235

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

RESOLUTION #11-19

A Resolution Relating to the Authorization to Borrow to Replace Ambulance No. 2.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin recognizes the need for two ambulances to provide Emergency Medical Services to the community members of Franklin, **and**;

WHEREAS, the Franklin City Council recognizes ambulance 2 has been out of services often this fiscal year with repair costs of \$10,400, from July to November, **and**;

WHEREAS, the Franklin City Council recognizes the appropriation for the expiring debt service payment for ambulance 1 will fund the debt service for ambulance 2 in the FY2020 budget, **and**;

WHEREAS, the Franklin City Council wishes to finance the purchase not to exceed \$250,000 over a 7-year term, **and**;

WHEREAS, the Franklin City Council recognizes that a grant application has been filed with USDA to help offset cost of this purchase and that any grant funds awarded for this purchase will decrease the amount to be borrowed, **Now**;

THEREFORE, BE IT RESOLVED, *that at their regularly scheduled meeting of the City Council on Monday, February 4, 2019, the City Council of Franklin, New Hampshire does hereby adopt resolution No. 11-19 authorizing the City Manager to enter into a 7-year note, not to exceed \$250,000, through the entity with the most favorable interest and terms quoted for the City and sign all the necessary paperwork thereof.*

THEREFORE, BE IT FURTHER RESOLVED, any grant funds awarded for this purchase will decrease the amount to be borrowed.

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Desrochers	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Dzujna	_____	Councilor Testerman	_____
Councilor Lauer-Rago	_____	Councilor Moquin	_____	Councilor Trudel	_____

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 Katie A. Gargano is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____



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

59 West Bow Street • 03235

Tel : (603) 934-2205
FAX: (603) 934-7408

Kevin LaChapelle, Fire Chief

Michael Foss, Deputy Chief

Data Regarding the Use of Franklin Fire Department, Ambulance Two:

2017

- In 2017, the Franklin Fire Department responded to a total of 1374 EMS related incidents.
- Of these 1374 emergencies, approximately 14% are multiple incidents occurring at the same time.

2018

- In 2018, the Franklin Fire Department responded to a total of 1302 EMS related incidents.
- Of these 1302 emergencies, approximately 13% are multiple incidents occurring at the same time.

Destination Information

- Since the beginning of 2017, the Franklin Fire Department has transported 3.87% of all patients to a hospital outside of Franklin. Due to NH Bureau of EMS protocol changes, and the inability of the *LRG Healthcare* system to provide the same level of service in years past, the follow destination figures can be seen:

<u>Hospital Destinations</u>	<u>Percentage of Transports</u>
- Franklin Regional Hospital	95.2%
- Concord Hospital	2.7%
- New London Hospital	0.7%
- Lakes Region General Hospital	0.4%
- Dartmouth Hitchcock Medical Center	0.07%

****Outside hospital destination percentages are expected to increase over the next year****

Michael Foss
Acting Fire Chief

Current Ambulance Two



**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, February 4, 2019 at 6:00 p.m. in Council Chambers, Franklin City Hall regarding Resolution #11-19, Relating to the Authorization to Borrow for the Replacement of an Ambulance.

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 VIII



CITY OF FRANKLIN COUNCIL AGENDA REPORT

City Council Meetings of January 7, 2019 and February 4, 2019

From: Frank Lossani, Finance Director

Subject: Setting of a Public Hearing for February 4, 2019 to consider Resolution 12-19, granting the City Manager the authority to file a loan/grant application with USDA Rural Development, for Water Main Improvement Projects, and to grant authority to accept the loan/grant.

Approval of Resolution 12-19 at the February 4, 2019 Meeting of the City Council.

Recommended Motions:

January 7, 2019

"I move that the Franklin City Council set a public hearing date for 6:00 p.m. on February 4, 2019, for resolution 12-19, granting the City Manager the authority to file a loan/grant application, with USDA Rural Development for Water Main Improvement Projects, and to Grant Authority to accept the Loan/Grant".

Mayor calls for a second, discussion and vote.

February 4, 2019

"I move that the Franklin City Council adopt Resolution 12-19, hereby authorizing Judie Milner, City Manager, to file a loan/grant application with USDA Rural Development for \$4,655,095, to continue water improvement projects on Hampton Road, West Bow Street and East Bow Street, and Judie Milner is hereby authorized to enter into a loan agreement with USDA, for an amount not to exceed \$4,655,095, and that any grant funds awarded for this project will decrease the amount to be borrowed and to sign all the necessary paperwork thereof."

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

Discussion:

In 2015, the City hired Tata & Howard, Inc. (T&H) to complete a Capital Efficiency Plan for the water distribution system. The study identified areas of the water distribution system in need of rehabilitation, repair, or replacement. The three water main projects on New Hampton Road, West Bow Street, and East Bow Street, were recommended improvements as a result of the analysis conducted by T&H. 14,000 linear feet of water main on New Hampton Road was recommended to improve the transmission capabilities of the system and provide the ISO recommended fire flow of 500 gpm near the intersection of New Hampton Road and New Boston Road. West Bow Street and East Bow Street were determined to have poor asset management ratings. A copy of the Capital Efficiency Plan can be provided upon request.

Project Description:

The projects consist of the following three elements:

1. New Hampton Road – This project would replace approximately 14,000 linear feet of 10-inch diameter water main with 12-inch water main on New Hampton Road from the Sanbornton Pump Station to the Babbitt Road Pump Road Station. This water main is also considered critical as it is the sole transmission main from the Sanbornton Wellfield to the distribution system
2. West Bow Street – This project would replace approximately 1,700 linear feet of 8-inch diameter water main from Cheney Hill Street to Glen Street with a new 8-inch water main.
3. East Bow Street – This project would replace approximately 1,950 linear feet of 8-inch diameter water main from Glen Street to Central Street with a new 8-inch water main.

Replacement of the water mains will occur within the existing roadway and/or shoulders, in general following the route of the existing mains. Contract specifications for the water main projects will detail measures to be taken to mitigate temporary construction concerns such as traffic management, vibration, noise, dust, and erosion control.

The City is working diligently to replace aging water mains in the system. Alternatives to the proposed projects include replacing mains in other areas of the distribution system or delaying main replacement until a later date.

Purpose and Need for the Project:

The purpose of the proposed projects is to improve the quality, reliability, and available capacity of the City's distribution system through elimination of existing restrictions, increased pipe diameters, and replacement of aging infrastructure.

The pipes selected to be replaced in the project have each been rated in the City's May 2015 Capital Efficiency Plan. A number of factors are considered in the ratings including; break history, material, water quality, age, size, soil conditions, and water hammer potential. These factors affect the decision to replace or rehabilitate a water main. East Bow Street and West Bow Street existing water mains were determined to be in poor condition as a result of the asset management evaluation.

Neglecting the aging infrastructure could have a detrimental effect on the City's operating budget. Old, deteriorating water mains are prone to main failures, leaks, and public health and safety problems in part, due to tuberculation on the main interiors.



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"The Three Rivers City"

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Franklin, NH 03235

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fax: (603) 934-7413

RESOLUTION #12-19

A Resolution Granting Authority to file a Loan/Grant Application with USDA Rural Development, for Water Main Improvement Projects, and to Grant Authority to accept the Loan/Grant.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin, New Hampshire, after thorough consideration of the nature of its drinking water system needs, hereby determines that in order to continue further improvements to the water distribution system, it is necessary and in the public interest, to apply to USDA Rural Development for a loan/grant application for \$4,655,095 to continue improvements on New Hampton Road, West Bow Street and East Bow Street, **And;**

WHEREAS, the City Council of the City of Franklin, authorizes the acceptance of the grant/loan with USDA, not to exceed \$4,655,095 and that any grant funds award for this project will decrease the amount to be borrowed, **Now;**

THEREFORE, BE IT RESOLVED, that at their regularly scheduled meeting of the City Council on Monday, February 4, 2019, the City Council of Franklin, New Hampshire does hereby authorize Judie Milner, City Manager, to file a loan/grant application with USDA Rural Development for \$4,655,095, to continue water improvement projects on New Hampton Road, West Bow Street and East Bow Street, and;

THEREFORE, BE IT FURTHER RESOLVED, that Judie Milner, City Manager is hereby authorized to enter into a loan agreement with USDA, for an amount not to exceed \$4,655,095 and term not to exceed 20 years, and that any grant funds awarded for this project will decrease the amount to be borrowed and to sign all the necessary paperwork thereof.

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Desrochers	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Dzujna	_____	Councilor Testerman	_____
Councilor Lauer-Rago	_____	Councilor Moquin	_____	Councilor Trudel	_____

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 Katie A. Gargano 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, February 4, 2019 at 6:00 p.m. in Council Chambers, Franklin City Hall regarding Resolution #12-19, Granting Authority to file a Loan/Grant Application with USDA Rural Development for Water Main Projects, and to Grant Authority to Accept the Loan/Grant.

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 IX



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

January 30, 2019

From: Judie Milner, City Manager

Subject: City Council to consider disposition of Hill Road Tax Acquired Property

Recommendation:

Pursuant to RSA 47:5, the City can dispose of property at any time. I suggest that the City Council authorize the City Manager to dispose of Hill Road Map/Lot 090-001-00 to the abutter via direct sale.

The options available to the Council include:

- Auction
- Bid Process
- Direct Sale

Suggested Motion:

Councilor moves, "I move to authorize the City Manager to dispose of the following property via direct sale of \$1,000 to the only abutter, David White, with the condition that Mr. White merge the property with his existing property Map/Lot 090-403-00 within 60 days of closing and to further execute all closing documents required for the conclusion of the referenced sale:

Map/Lot#	Location	Direct Sale
090-001-00	Hill Road	1,000.00

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

Discussion:

The Hill Road property was taken for taxes in 2009. \$737 in taxes were owed at the time. It is a small lot abutting Mr. White's lot on all sides not abutting Hill Road. After Mr. White approached me requesting to purchase this piece, I consulted with Director Lewis who feels the lot is too small for a single-family home. Therefore, I recommend the sale to Mr. White.

Fiscal Impact: Selling the property will place it back on the tax rolls (current assessment and tax rate = \$694/year in taxes

Attachments/Exhibits: Tax card
Map

Town of Franklin

[Print Now](#)

Parcel ID: 000090 000001 000000 (CARD 1 of 1)
 Owner: FRANKLIN, CITY OF
 Location: HILL ROAD
 Acres: 0.230

General

Valuation		Listing History	
Building Value:	\$0	<u>List Date</u>	<u>Lister</u>
Features:	\$0	09/04/2018	LMHC
Taxable Land:	\$31,600	01/02/2018	KCVL
Card Value:	\$31,600	07/20/2017	INSP
Parcel Value:	\$31,600	05/23/2014	SM
Review and Pay Property Taxes Online		06/27/2008	RB

Notes:

History Of Taxable Values

Tax Year	Building	Features	Land	Value Method	Total Taxable
2018	\$0	\$0	\$31,600	Cost Valuation	\$31,600
2017	\$0	\$0	\$5,700	Cost Valuation	\$5,700
2016	\$0	\$0	\$5,700	Cost Valuation	\$5,700
2015	\$0	\$0	\$5,700	Cost Valuation	\$5,700
2014	\$0	\$0	\$5,700	Cost Valuation	\$5,700

Sales

Sale Date	Sale Type	Qualified	Sale Price	Grantor	Book	Page
07/10/2009	VACANT	NO - OTHER FORCED SALE	\$1	TASSO HEIRS, ANDREW	3142	1174

Land

Size: 0.230 Ac.
 Zone: 05 - C
 Neighborhood: AVERAGE
 Land Use: EXEMPT-MUNIC

Site: UNDEVELOPED
 Driveway: UNDEVELOPED
 Road: PAVED

Taxable Value: \$31,600

Land Type	Units	Base Rate	NC	Adj	Site	Road	Dway	Topo	Cond	Ad Valorem	SPI	R	Tax Value	Notr
EXEMPT-MUNIC	0.230 AC	65.000	F	100	60	100	90	90 ROLLING	100	31 600	0	N	31 600	

Building

There Is No Building For This Card

Features

There Are No Features For This Card

Photo

There Is No Photo For This Card

0910-001-00 Hill Rd 2019
Tabled



January 29, 2019

Franklin, NH

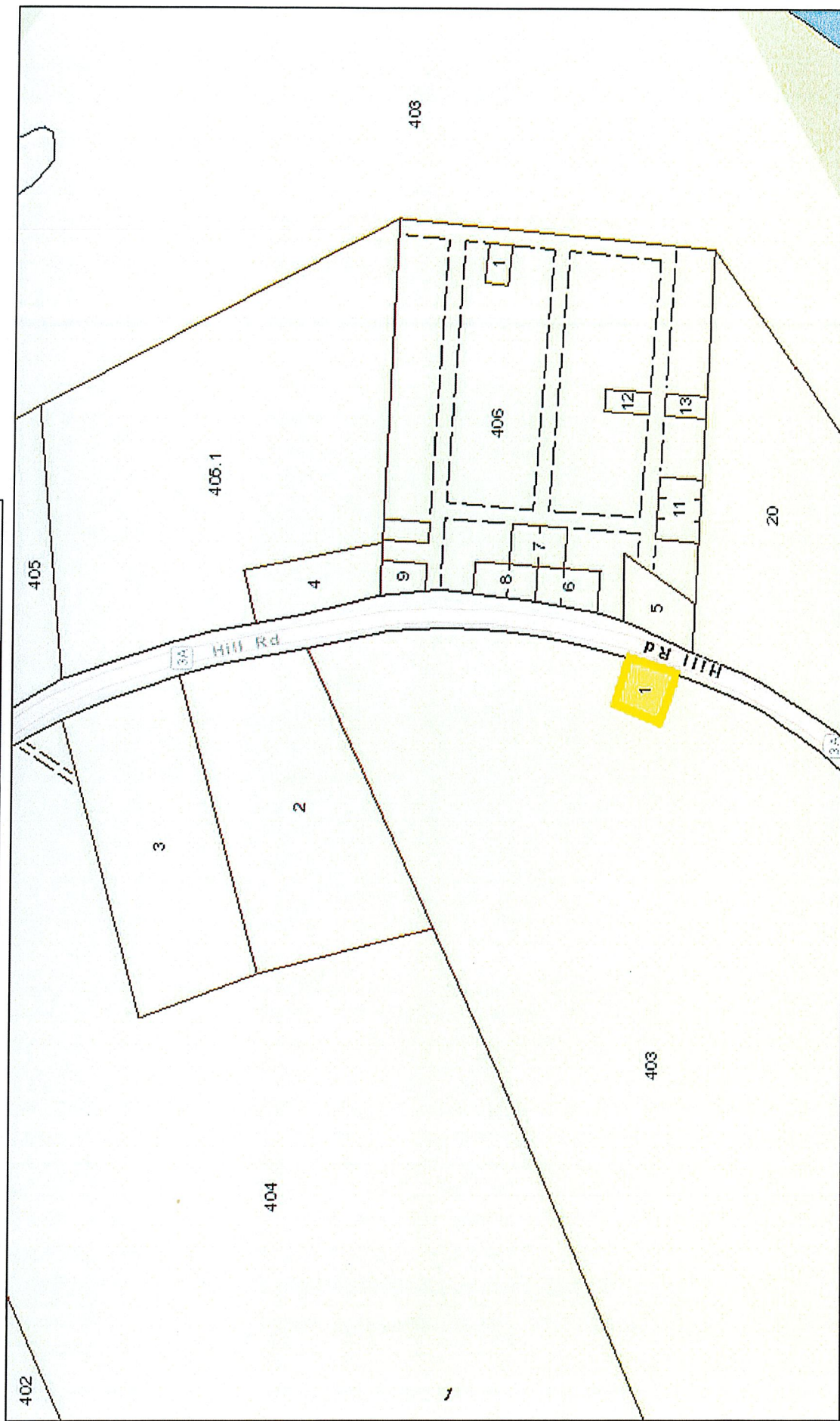
1 inch = 268 Feet



www.cai-tech.com



CAI Technologies
Precision Mapping. Geospatial Solutions.



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CITY COUNCIL MEETING
AGENDA ITEM X



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting February 4, 2019

From: Judie Milner, City Manager

Subject: City Council to consider a public hearing necessary to apply for up to \$12,000 of CDBG feasibility grant funds on behalf of PermaCityLife for predevelopment technical assistance of an art block in downtown Franklin.

Suggested Motion:

Councilor moves, "I move that the Franklin City Council schedule a public hearing on Monday, March 4, 2019 at 6:00 pm regarding re-adoption of the City's Housing and Community Development Plan in order to apply for a Community Development Block Grant (CDBG) Planning Grant up to \$12,000 on behalf of PermaCityLife for predevelopment technical assistance feasibility study of an art block in downtown Franklin."

Mayor asks for a second, discussion, and calls the vote.

Discussion:

In September 2018, the City Council voted to authorize the City manager to apply for a CDBG Planning grant on behalf of PermaCityLife for an arts block feasibility study. In addition, the council adopted the Residential and Antidisplacement and Relocation Assistance Plan required by CDFA, the agency who administers CDBG grants.

In addition, CDFA requires the re-adoption of the City's Housing and Community Development Plan every 3 years. This document, which was last adopted July 6, 2015, is required even though this project does not displace housed individuals and is not a housing project. Re-adoption of this plan is the last piece needed so that PCL can apply for the funding by the April CDBG deadline.

Community Development Block Grant funds are available to municipalities for economic development, public facility and housing rehabilitation projects and feasibility studies that primarily benefit low and moderate income persons. The City of Franklin is eligible for up to \$500,000 a year for public facility/housing rehabilitation, up to \$500,000 for economic development projects, as well as up to \$350,000 in emergency funds. Feasibility Study funds are available for up to \$12,000 per study.

The purpose of a public hearing for CDBG funding is to receive public comment on the proposed Housing and Community Development Plan which has not changed since the July 6, 2015 adoption.

Attachments:

September 10th City Council Meeting Minutes Excerpt
Housing & Community Development Plan

City of Franklin, New Hampshire

HOUSING AND COMMUNITY DEVELOPMENT PLAN

Re-Adopted July 2015

I. Introduction

The purpose of the Housing and Community Development Plan for the City of Franklin is to identify the characteristics and general need with regards to housing and community development.

The City of Franklin's housing and community developments primary objectives are consistent with the City of Franklin, Master Plan, Merrimack county Housing and Community Development Plan, State and Federal objectives.

The plan intent is to promote discussion and stimulate thinking about the future. The plan is further intended to be used by city officials during Community Development Block Grant application process, which provides a direct benefit to low and moderate income persons in the City of Franklin.

II. Goals and Objectives

The City of Franklin's housing and community developments primary goals and objectives are as follows:

Goal: The City of Franklin wishes to remain a balanced community with a high quality of life for all residents. (Long term & Short Term Goal)

Goal: Address issues of affordable housing. (Long term & Short Term Goal)

Objectives:

Encourage safe, decent, attractive, and affordable housing for all segments of the population, with focus on the increasing elderly population.

Support efforts to improve water quality and wastewater treatment in compliance with NH DES regulations.

Goal: To protect historically significant buildings. (Long term & Short Term Goal)

Objectives

Promote rehabilitation and preservation of historically significant buildings.

Renovate the historically significant Franklin Opera House to meet handicap accessible

regulations.

Goal: Participate in economic development activities. (Long term & Short Term Goal)

Objectives:

Retain existing manufacturing/industrial jobs, expand job opportunities in all sectors.

Encourage employee readiness through education and training.

Encourage downtown revitalization.

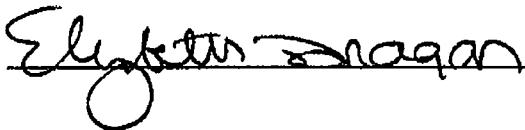
Goal: Address public facility and social service improvement and coordination that will benefit the residents of Franklin. Encourage affordable daycare options for residents.(Long term & Short Term Goal)

As a matter of policy, the City of Franklin will minimize the involuntary displacement of households from their neighborhoods.

These goals are consistent with Franklin's Master Plan and Ordinances.

Any federal CDBG grant funds awarded to address any of these goals shall be expended consistent with national objectives and shall, at a minimum, provide improved housing in accordance with Section 8 standards, be used for public facility projects, employment opportunities, or feasibility studies. All CDBG funded projects, shall primarily benefit low and moderate income persons or households, and shall not benefit moderate income persons to the exclusion of low income persons.

Adopted July 6, 2015



Council to consider Resolution #03-19, Approval of additional funds from the Drinking Water State Revolving Fund for the Pressure Reduction Vault Project.

**Motion: Councilor Dzujna moved that the Franklin City Council adopts Resolution #03-19, Authority to borrow \$100,000 in additional funding from the Drinking Water State Revolving Fund for the Pleasant Street pressure reducing vault project.
Seconded by Councilor Trudel.**

Mayor Giunta asked if anyone had questions.

Councilor Zink mentioned that during the budget process, an increase in the water rates in order to pay for this loan was discussed. She stated that the rate was only increased a certain percentage and not the whole percentage amount as discussed so now that we need to borrow this additional \$100K, can we absorb this new payment in the budget and also, is there a plan on the maintenance of the Water Plan since we know there is more maintenance to do.

City Manager Milner replied that there is a plan to absorb the payment through the Capital line so we won't need to do another rate adjustment for the current year. She continued that moving forward, we do have a Capital Improvements Plan for the Water Fund looking at the 5-year scope of a 25-year plan, so there will be Capital Projects in each of the budgets moving forward as well.

No further questions were asked of the Council.

By a roll call vote.

Councilor Barton	<u>Yes</u>	Councilor Dzujna	<u>Yes</u>	Councilor Ribas	<u>Yes</u>
Councilor Clarenbach	<u>Yes</u>	Councilor Brown	<u>Yes</u>	Councilor Trudel	<u>Yes</u>
Councilor Desrochers	<u>Yes</u>	Councilor Moquin	<u>Yes</u>	Councilor Zink	<u>Yes</u>

All in Favor. Motion PASSED.

Agenda Item VI.

Council to consider approval of the Community Development Block Grant Application and the Residential Antidisplacement and Relocation Plans.

**Motion: 1) Councilor Barton moved that the Franklin City Council adopt the Antidisplacement and Relocation Assistance Plan.
Seconded by Councilor Dzujna.**

Mayor Giunta asked for discussion.

Councilor Zink stated that in section a., three years is mentioned but in section h. line 1, five years is explained. She asked why these numbers of years different.

City Manager Milner replied that section a. and section h. are referring to two different things but offered to get back to Councilor Zink with more clarification. Milner also stated that there are no occupants in the building of interest so there will be no relocation costs.

Councilor Moquin echoed some of the concerns that were brought forward earlier on in this meeting and asked if there is any other information provided by PermaCityLife on their intentions and thoughts themselves on what an ART Block actually is or if anyone could provide any general information.

City Manager Milner replied that her belief of what PermaCityLife is attempting and will be flushed out through the Feasibility Study, is similar to what was done in Concord. Possibly different artists sharing a building in order to sell their wares. Milner also stated that there would be some free/reduced classes offered to the community.

Councilor Zink stated that the Feasibility Study listed only on 337 Central Street and 20 Church Street as the addresses for this study. She continued that the language should be changed to reflect a City-wide study and not just list those two addresses.

City Manager Milner responded by confirming that the Feasibility Study is not City wide and will only include these two buildings which PermaCityLife owns. The plan is to open up the two buildings inside since they are connected to create the desired space for the ART Block.

Councilor Dzujna commented that the idea behind this is to have Artists also help art student and the school leadership.

Councilor Zink asked where subparagraph 1 is since there is reference to it but it isn't there. There are two minutes of inaudible discussion. City Manager stated that this is the entire document.

Councilor Desrochers stated that the Council is essentially voting on a moot point for this specific grant. City Manager Milner replied that voting approval is required each time there is a \$500K CBDG grant.

No further discussion.

8 in Favor. One opposed. Motion #1) PASSED

Motion: 2) Councilor Desrochers moved that the Franklin City Council authorized the City Manager to sign and submit a Community Development Block Grant (CDBG) Planning Grant up to \$12,000 for a predevelopment technical assistance feasibility study of an art block in downtown Franklin and, upon approval of the CDBG application, authorize the City

Manager to execute any documents which may be necessary to effectuate the CDBG contract and any amendments thereto.

Seconded by Councilor Ribas.

Councilor Clarenbach asked the Council if the City Manager is getting the authorization to execute the contract because he thought it would be brought back to the Council first before it is executed on. City Manager replied that she would bring it back to the Council first to ACCEPT the grant and APPROPRIATE the grant.

Councilor Clarenbach reiterated that he agrees with other Councilors who spoke this evening and wants to see some amount of guidance so the Council can provide input on what they want to see in the Community as opposed to having individual people come forward with ideas that may or may not mesh. He stated that he is voting in favor of this knowing that he will see it again if its' approved.

Mayor Giunta asked if there was any further discussion. There was none.

8 in Favor. One opposed. Motion PASSED.

Agenda Item VII.

Council to consider disposition of 51 Beech Street. Tax deeded property.

Motion: Councilor Clarenbach moved to authorized the City Manager to dispose of the following property through a bid process with a minimum bid amount of \$30,000 and to further execute all closing documents required for the conclusion of the referenced sale.

Map/lot# 135-132-00, Location: 51 Beech Street. Recommended Minimum bid \$30,000.

Seconded by Councilor Ribas.

Councilor Clarenbach stated his appreciation to the City Manager Milner for bringing this forward and would like to see a complete list of City owned properties and would like to see us move as many of these as possible instead of waiting for a neighbor to say they have interest. City Manager Milner replied stating that she will email the list of City Owned property to the Council.

Councilor Desrochers stated that he thinks the recommended minimum bid is a little low for a property parcel total is at \$179,200. City Manager Milner replied that this property was taken this year and is within the three-year period. This means that anything over \$30K will need to be returned to the former owner anyway and why she started with this minimum bid.

Mayor Giunta asked for if there were any further questions.

Mr. Werner Horn corrected the spelling of Beech Street. Previously spelled incorrectly in the agenda as Beach Street.

CITY COUNCIL MEETING
AGENDA ITEM XI



CITY OF FRANKLIN
COUNCIL AGENDA REPORT

City Council Meetings of February 4, 2019 and March 4, 2019

From: Judie Milner, City Manager

Subject: Setting of a Public Hearing for February 4, 2019 to consider Resolution 14-19, granting the City Manager the authority to file an application with Community Development Finance Authority Tax Credit Program.

Approval of Resolution 14-19 at the March 4, 2019 Meeting of the City Council.

Recommended Motions:

February 4, 2019

"I move that the Franklin City Council set a public hearing date for 6:00 p.m. on March 4, 2019, for resolution 14-19, granting the City Manager the authority to file an application with Community Development Finance Authority Tax Credit Program."

Mayor calls for a second, discussion and vote.

March 4, 2019

"I move that the Franklin City Council adopt Resolution 14-19, hereby authorizing Judie Milner, City Manager, to file an application not to exceed \$750,000 with Community Development Finance Authority Tax Credit Program and to sign all the necessary paperwork thereof."

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

Discussion:

The City through FBIDC previously applied for tax credits of \$400,000 for the downtown façade improvements a few years ago. This application is to support Mill City Park, the park free to the public, which will have walking trails, pavilion, mountain bike pump track and kayak white water park on the Winnepesaukee River at the entrance of the downtown area.

Details of the tax credit program is attached. The downtown economic group feels this is a strong project for the tax credit program and adds yet another avenue for businesses to invest in Franklin.

If approved, the council will have opportunity to appropriate the funding.



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fax: (603) 934-7413

RESOLUTION #14-19

A Resolution Relating to an application to Community Development Finance Authority's Tax Credit Program.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin recognizes that a Memorandum of Agreement was signed between the City of Franklin and the nonprofit Mill City Park at Franklin Falls, **and**;

WHEREAS, the City Council of the City of Franklin recognizes the recent efforts to improve the economic and residential viability of the downtown and the need to continue with additional progress, **and**;

WHEREAS, the City wishes to utilize the Tax Credit Program administered by the Community Development Finance Authority as another economic tool to fund construction of Mill City Park, **now**;

THEREFORE, BE IT RESOLVED, that at their regularly scheduled meeting of the City Council on Monday, March 4, 2019, the City Council of Franklin New Hampshire does hereby vote to adopt resolution 14-19, authorizing the City Manager to apply for up to \$750,000 in Tax Credits under the Tax Credit Program administered by the Community Development Finance Authority and sign and take action on all relevant documents pertaining to the application for tax credits.

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Desrochers	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Dzujna	_____	Councilor Trudel	_____
Councilor Lauer-Rago	_____	Councilor Moquin	_____	Councilor Zink	_____

Approved: _____
Mayor

Passed: _____

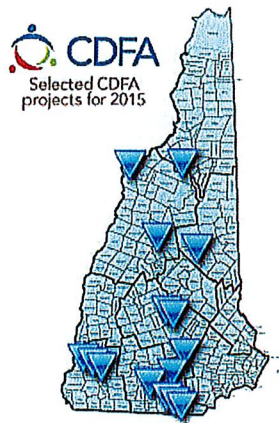
I certify that said vote has not been amended or repealed and remains in full force and effect as of the date of this Certification and that Katie A. Gargano is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____
City Clerk

Date: _____



Tax Credit Program



Our most popular financial offering, the Tax Credit Program brings together worthy nonprofit projects and conscientious businesses to foster community development. Put another way, it lets businesses vote with their dollars about which programs mean the most to them and their communities.

Also known as the Community Development Investment Program (CDIP), CDFA gives a 75% state tax credit against a donation made to any approved project. The tax credit may be applied against the New Hampshire business profits tax, business enterprise tax, and/or the insurance premium tax. The donation also may be eligible for treatment as a state and federal charitable contribution. In most cases, businesses only pay about 11 cents on the dollar for their contribution.

Sounds interesting, right? Dig into the details by [going here](#).



About CDFA

Created in 1983, the Community Development Finance Authority (CDFA) supports affordable housing and economic development activities that benefit low and moderate income citizens in New Hampshire.

CDFA administers nearly \$25 million in funding resources, which includes a combination of state tax credits and federal Community Development Block Grant, and Energy Reduction Funds. We support the development of vibrant and resilient communities by providing financial resources to nonprofits, community development organizations, counties, municipalities, and for-profit businesses. These organizations, in partnership with CDFA, create affordable housing, support the formation of new jobs and help retain existing employment for low and moderate income New Hampshire residents.

New Hampshire Community Development Finance Authority

14 Dixon Ave, Suite 102
Concord, NH 03301
P 603-226-2170
F 603-226-2816



Program

The Tax Credit Program is actually very simple, so we'll try not to overcomplicate it for you. Businesses that donate to a CDFA-approved project can get at least 75% of that contribution back in the form of a state business tax credit.

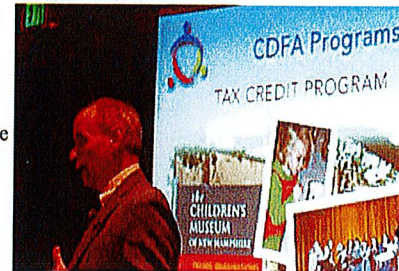
Sounds like a win-win to us.

Through the program, also known as the Community Development Investment Program (CDIP), CDFA grants state tax credit awards on a competitive basis to qualified organizations for specific projects or programs. CDFA is attracted to innovative projects that show a high degree of community support, build partnerships, and leverage other funds.

We issue tax credits totaling 75% of the value of each donation to the project donors. For example, a donor making a \$10,000 donation to CDFA on behalf of an approved project will receive a state tax credit in the amount of \$7,500. All approved Tax Credit project sponsors must raise the money for their project within an allocated time frame.

The tax credit may be applied against the donating company's business profits tax, business enterprise tax, and/or the insurance premium tax. The donation also may be eligible for treatment as a state and federal charitable contribution.*

The contributing company may carry forward the credit for up to five years. The company can select which business tax and how much of their credit to apply towards their taxes in any given year.



There's no complicated paperwork either. CDFA sends all the documentation to the Department of Revenue Administration (because we're nice that way). The business simply fills out the credit amount on the appropriate line on their tax form (it's line 6a; we checked).

Tax credit awards are made annually in July. By law, CDFA is restricted to providing support to nonprofit community development organizations, cooperatives, and some municipal entities. Legislation permits CDFA to accept donations of up to \$5 million in each state fiscal year in exchange for \$3.75 million in state tax credits for CDFA approved community development projects.

If we overcomplicated it, or you still want to learn more about how the program works, call us at 226-2170, or drop us a line [here](#). Also, you can read a list of frequently asked questions by clicking [here](#).

**Contributors are responsible for consulting with their own tax advisors to determine the impact of contributing to the CDFA tax credits on their finances.*

About CDFA

Created in 1983, the Community Development Finance Authority (CDFA) supports affordable housing and economic development activities that benefit low and moderate income citizens in New Hampshire.

CDFA administers nearly \$25 million in funding resources, which includes a combination of state tax credits and federal Community Development Block Grant, and Energy Reduction Funds. We support the development of vibrant and resilient communities by providing financial resources to nonprofits, community development organizations, counties, municipalities, and for-profit businesses. These organizations, in partnership with CDFA, create affordable housing, support the formation of new jobs and help retain existing employment for low and moderate income New Hampshire residents.

New Hampshire Community Development Finance Authority

14 Dixon Ave, Suite 102
Concord, NH 03301
P 603-226-2170
F 603-226-2816

CITY COUNCIL MEETING
AGENDA ITEM XII



CITY OF FRANKLIN COUNCIL AGENDA REPORT

City Council Meetings of February 4, 2019 & March 4, 2019

From: Richard Lewis, Director of Planning and Zoning; Special Projects Coordinator
Subject: Setting of Public Hearing to consider Resolution 15-19 for the acceptance, the appropriation, and the expenditure of grant funds from the NHDES Brownfield Revolving Loan Fund Grants

Approval of Resolution 02-19 at the March 4, 2019 Meeting of the City Council

Recommended Motion for the February 4, 2019 meeting of the City Council:

"I move that the Franklin City Council set a public hearing for 6:05 at the March 4, 2019 meeting of the City Council for Resolution 15-19 related to the appropriation and expenditures of DES grant funds for the completion of site cleanup work at the former Macosko Foundry site on Chance Pond Road."

Recommended Motion for the March 4, 2019 Meeting of the City Council:

"I move that the Franklin City Council vote to approve Resolution 15-19, for the acceptance of a NHDES Brownfield Revolving Loan Fund grant, in the amount of \$31,350.00, and approve these new revenues and the expenditures of these funds for completion of the site cleanup work at the former Macosko Foundry site on Chance Pond Road. I further move that the City Council authorize the City Manager to sign and take action on all relevant documents pertaining to the administration of this grant."

Discussion:

As many of you are aware, the City of Franklin took the former Macosko foundry property through the tax deeding process in 2014. Environmental assessment work was conducted with the cooperation of the Lakes Regional Planning Commission, with their funding coming from a grant from the US EPA. After the assessment reports were issued, the City communicated with NHDES and US EPA about the imminent human health hazards related to the proximity of the contamination to the abutting Chance Pond Brook. EPA funded emergency cleanup work in the fall of 2015. Some small areas of contamination remained due to access issues from the foundry building.

After the building was removed, we were successful in obtaining a \$59,000 cleanup grant from NHDES. The final cleanup work was completed at a cost of approximately \$27,000. Due to certain site conditions, the City sought approval from DES to spend the remaining grant funds for final site work so that the site could be used safely by the public for the creation of public access to the Northern Rail Trail, located on the opposite side of the brook. DES approved this work, but due to time constraints, the work could not be completed before the DES approval expired. We sent a new letter to DES asking for approval to utilize the remaining grant funds of \$31,350. We recently received an award letter for these funds to be utilized in 2019. This grant does have to go through the Governor and Executive Council; there is no required match. The City is required to send DES a certificate verifying that the City Council has voted to accept and expend the funds, and granting authorization to the City Manager to sign for all required administrative forms and documents.

The acceptance of the grant award and the authorization for the City Manager to sign all documents will keep the final cleanup moving in a positive direction.

Alternatives:

If the City Council did not accept the award, the City would need to appropriate the funds to perform the cleanup work, or search out other funding sources; I do not believe that other sources would be available from DES if this grant award is turned-down.

Franklin - The Three Rivers City



CITY OF FRANKLIN, NEW HAMPSHIRE
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fax: (603) 934-7413

RESOLUTION #15-19

A Resolution Granting Authority to accept a NHDES Brownfield Revolving Loan Fund grant, for completion of the site cleanup work at the former Macosko Foundry site on Chance Pond Road.

In the year of our Lord, Two Thousand Nineteen,

WHEREAS, the City Council of the City of Franklin, New Hampshire, recognizes the City of Franklin took the former Macosko foundry property through the tax deeding process in 2014, ***And;***

WHEREAS, the initial cleanup of the property began in 2017 and needs to be completed, ***And;***

WHEREAS, the City has been awarded a grant for \$31,350 from NHDS Brownfield Revolving Loan Fund for the final cleanup of the property, ***Now;***

THEREFORE, BE IT RESOLVED, that at their regularly scheduled meeting of the City Council on Monday, March 4, 2019, the City Council of Franklin, New Hampshire does hereby authorize the acceptance of \$31,350, in grant funds, from NHDES Brownfield Revolving Loan Fund for the final site cleanup of the former Macosko Foundry site on Chance Pond Road, ***and;***

THEREFORE, BE IT FURTHER RESOLVED, that the City Council does hereby adopt resolution 15-19 authorizing City Manager, Judie Milner, to sign all documents for acceptance of this grant award from NHDES and further authorizes an increase in fiscal year 2019 revenues and expenses:

Revenue: Federal Grant Acct. No. 01-9-014-33110-000, Thirty-One Thousand, Three Hundred and Fifty Dollars (\$31,350)

Expenses: Nuisance Abatement Acct. No. 01-1-302-40491-000, Thirty-One Thousand, Three Hundred and Fifty Dollars (\$31,350)

By a roll call vote.

Roll Call:

Councilor Brown	_____	Councilor Dzujna	_____	Councilor Ribas	_____
Councilor Clarenbach	_____	Councilor Lauer-Rago	_____	Councilor Testerman	_____
Councilor Desrochers	_____	Councilor Moquin	_____	Councilor Trudel	_____

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 Katie A. Gargano is the City Clerk for the City of Franklin, Franklin, New Hampshire.

A true copy, attested: _____

City Clerk

Date: _____

CITY COUNCIL MEETING

AGENDA ITEM XIII



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting of February 4, 2019

Subject: Other Business

- 1. Mayor Appointments**
- 2. City Council Appointments**
- 3. Committee Reports**
- 4. City Manager's Update**
- 5. Late Items**

Non-Public needed - according to RSA 91-A:3 II (d) consideration of acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

MAYOR APPOINTMENTS

Capital Improvement Plan Committee:

Appointments:

Motion: "I reappoint City Council member Jo Brown as Chair to the CIP Committee (seat CI1), term of service is 1 year to January 2020."

Motion: "I reappoint City Council member Paul Trudel to the CIP Committee (seat CI2), term of service is 1 year to January 2020."

Motion: "I appoint City Council member Kathy Lauer-Rago to the CIP Committee (seat CI3), term of service is 1 year to January 2020."

Heritage Commission:

Appointments:

Motion: "I reappoint Mike Mullavey to the Heritage Commission (seat HC3), term of service is 3 years to January 2022."

Motion: "I reappoint Bob Lucas to the Heritage Commission (seat HC4), term of service is 3 years to January 2022."

Motion: "I reappoint Glen Feener to the Heritage Commission (seat HC6), term of service is 3 years to January 2022."

CITY COUNCIL APPOINTMENTS

Library Board of Trustees:

Appointments:

Motion: "I move that the Franklin City Council reappoint Marsha Palazzolo to the Library Board of Trustees (seat LT3), term of service is 3 years to January 2022."

Motion: "I move that the Franklin City Council appoint Robert Craig Sherwell to the Library Board of Trustees (seat LT4), term of service is 3 years to January 2022."

Planning Board:

Appointments:

Motion: "I move that the Franklin City Council appoint Councilor _____ as Council Representative (ex officio) to the Planning Board (seat PB3), term of service is 3 years to January 2022."

Motion: "I move that the Franklin City Council reappoint Councilor Jo Brown as Council Representative (alternate ex officio) to the Planning Board (seat PB12), term of service is 3 years to January 2022."

Zoning Board of Adjustment:

Appointments:

Motion: "I move that the Franklin City Council reappoint Kathlene Fleckenstein to the Zoning Board of Adjustment (Seat ZBA4), term of service is 3 years to January 2022."

Motion: "I move that the Franklin City Council reappoint Cecile Cormier as an Alternate Member to the Zoning Board of Adjustment (Seat ZBA7), term of service is 3 years to January 2022."



**CITY OF FRANKLIN
COUNCIL AGENDA REPORT**

City Council Meeting February 4, 2019

Date: January 30, 2019
From: Judie Milner, City Manager
Subject: City Manager's Update

- 1) Contingent Grant Line Activity**
- 2) Trust fund for school funding**
- 3) Congrats, PD, Granite Hammer Sweep & Grant Audit**
- 4) TAP Grant Award**
- 5) MSD Roads & Ice**
- 6) Fire Department Ice Rescue**
- 7) Education 101 at Belmont High School**
- 8) Clerks Closed 2/12/19 at noon**
- 9) Manager's Community Pride Contest Update**
- 10) FY2020 budget process & CPIU**
- 11) Non-Public needed – Suggested Motion:** Motion to go into nonpublic session according to RSA 91-A:3 II (d) consideration of acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.