



TOWN COUNCIL – AGENDA REQUEST FORM

THIS FORM WILL BECOME PART OF THE BACKGROUND INFORMATION USED BY THE COUNCIL AND PUBLIC

Please submit Agenda Request Form, **including back up information, 8 days prior** to the requested meeting date. **Public Hearing requests must be submitted 20 days prior to requested meeting date to meet publication deadlines** (exceptions may be authorized by the Town Manager, Chairman/Vice Chair).

MEETING INFORMATION

Date Submitted: November 17, 2017

Date of Meeting: December 7, 2017

Submitted by: Town Council Chair Nancy Harrington
and Vice Chair Finlay Rothhaus

Department:

Time Required: 10 minutes

Speakers:

Background Info. Supplied: Yes: No:

CATEGORY OF BUSINESS (PLEASE PLACE AN "X" IN THE APPROPRIATE BOX)

Appointment:	<input type="checkbox"/>	Recognition/Resignation/Retirement:	<input type="checkbox"/>
<i>Public Hearing:</i>	<input type="checkbox"/>	Old Business:	<input type="checkbox"/>
New Business:	<input checked="" type="checkbox"/>	Consent Agenda:	<input type="checkbox"/>
Nonpublic:	<input type="checkbox"/>	Other:	<input type="checkbox"/>

TITLE OF ITEM

Consideration of Changes to Chapters of the Merrimack Town Code [First Reading]

DESCRIPTION OF ITEM

The Town Council to consider the acceptance of recommended changes to Chapter 81 of the Merrimack Town Code, pursuant to Charter Article V.

REFERENCE (IF KNOWN)

RSA:		Warrant Article:	
Charter Article:	V	Town Meeting:	
Other:		N/A	

EQUIPMENT REQUIRED (PLEASE PLACE AN "X" IN THE APPROPRIATE BOX)

Projector:	<input type="checkbox"/>	Grant Requirements:	<input type="checkbox"/>
Easel:	<input type="checkbox"/>	Joint Meeting:	<input type="checkbox"/>
Special Seating:	<input type="checkbox"/>	Other:	<input type="checkbox"/>
Laptop:	<input type="checkbox"/>	None:	<input type="checkbox"/>

CONTACT INFORMATION

Name:	Nancy Harrington	Address:	
Phone Number:		Email Address:	nharrington@merrimacknh.gov

APPROVAL

Town Manager:	Yes <input checked="" type="checkbox"/> No: <input type="checkbox"/>	Chair/Vice Chair:	Yes <input checked="" type="checkbox"/> No: <input type="checkbox"/>
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Chapter 81, WATERLINES

[Adopted 3-10-1998 by the Annual Town Meeting, Art. 17; Amended by the Merrimack Town Council 12-3-2009; 1-26-2012]

ARTICLE I, Apportionment of Cost

§ 81-1. Policy established.

It shall be the policy of the Town of Merrimack that in regard to any and all street projects or sewer line projects that require the relocation of waterlines, the cost of said relocation shall be considered to be a project cost. **[The Merrimack Village District shall reimburse to the Town up to 80% of the cost with a cap of \$25,000 for waterline relocations.]**

§ 81-2. Applicability.

This policy shall be applicable to the following types of projects:

- A. Those projects related to the Town's Capital Improvement Program; and
- B. Any project of the Town of Merrimack ~~which costs the Merrimack Village District more than \$11,000~~ ~~[\$10,000]~~ in with water line relocation costs. **[The Merrimack Village district will pay 80% of these cost capped at \$25,000]** ~~With respect to any project which costs the Merrimack Village District more than \$11,000~~ ~~[\$10,000], the Merrimack Village District shall pay for the first \$11,000~~ ~~[\$10,000]~~ in relocation costs and the Town of Merrimack shall pay all amounts above and beyond the first ~~\$11,000~~ ~~[\$10,000]~~ **[amount]** paid by the Merrimack Village District.

§ 81-3. Additional costs.

It shall further be the policy of the Town of Merrimack that the Merrimack Village District shall be responsible for paying any additional costs incurred by the Town of Merrimack as the result of extending, upgrading or enhancing their systems during any project that requires the relocation of waterlines.

§ 81-4. Relocation at direction of town.

Furthermore, it shall be the policy of the Town of Merrimack that waterline relocations will become part of any overall street project or sewer line project, and shall be conducted at the direction of the Town of Merrimack. Nothing herein shall preclude the Merrimack Village Commissioners from assuming responsibility for relocating waterlines at the Village District's own expense.

§ 81-5. Protection of separate interests.

Finally, it shall be the policy of the Town of Merrimack that the Public Works Department of the Town of Merrimack and the Merrimack Village District shall arrive at mutually agreeable procedures for coordinating the relocation of waterlines to ensure that the interests of each are protected prior to the bidding of any project.

OPTION 1

§ 81-6. Bidding protection.

Nothing in this chapter prevents the Merrimack Village District from bidding on the waterline portion of any street project or sewer line project being completed by the Town of Merrimack.

Authenticated:

Nancy M. Harrington, Town Council Chairman

Date

Diane Trippett, Town Clerk / Tax Collector

Date

OPTION 2

Chapter 81, WATERLINES

[Adopted 3-10-1998 by the Annual Town Meeting, Art. 17; Amended by the Merrimack Town Council 12-3-2009; 1-26-2012]

ARTICLE I, Apportionment of Cost

§ 81-1. Policy established.

It shall be the policy of the Town of Merrimack that in regard to any and all street projects or sewer line projects that require the relocation of waterlines, the cost of said relocation **[above \$15,000]** shall be considered to be a project cost. **[The Merrimack Village District shall reimburse to the Town all waterline relocation costs up to \$15,000 on Town projects.]**

§ 81-2. Applicability.

This policy shall be applicable to the following types of projects:

- A. Those projects related to the Town's Capital Improvement Program; ~~and [or]~~
- B. Any project of the Town of Merrimack **[that is not included in the Capital Improvement Program but which requires waterline relocation, the Merrimack Village District shall reimburse to the Town up to \$7,500 per project for costs incurred in the relocation of the waterlines.]** ~~which costs the Merrimack Village District more than \$11,000 in water line relocation costs. With respect to any project which costs the Merrimack Village District more than \$11,000, the Merrimack Village District shall pay for the first \$11,000 in relocation costs and the Town of Merrimack shall pay all amounts above and beyond the first \$11,000 paid by the Merrimack Village District.~~

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