

The Planning Board for the Town of Derry held a public meeting on Wednesday, June 22, 2011, at 7:00 p.m. at the Derry Municipal Center (3rd floor meeting room) located at 14 Manning Street in Derry, New Hampshire.

Members present: David Granese, Chairman; John O'Connor, Vice Chairman; Frank Bartkiewicz, Secretary; John P. Anderson, Town Administrator; Darrell Park, Jim MacEachern, Members; Michael Fairbanks, Alternate

Absent: Randy Chase, Anne Arsenault, David Milz, Jan Choiniere,

Also present: George Sioras, Planning Director; Elizabeth Robidoux, Planning Clerk

Mr. Granese called the meeting to order at 7:00 p.m. The meeting began with a salute to the flag. He introduced the staff and Board members present, and noted the location of the exits, and agendas.

Mr. Fairbanks was seated for Mrs. Choiniere.

Escrow

#11-15

Project Name: Woods of Derry II

Developer: Edward Cooper (First Stark Rd Properties)

Escrow Account: Woods of Derry II

Escrow Type: Letter of Credit

Parcel/Location: PID 03119, Lawrence & Stark Roads

The request is to renew Letter of Credit #1227C (replaces #1227B), drawn on Bank of New England, in the amount of \$25,239.60 for the above noted project. The expiration date will be June 15, 2013.

Motion by Anderson to approve as presented, seconded by O'Connor. The motion passed with Fairbanks abstained.

#11-16

Project Name: Covey Run

Developer: Covey Run, LLC

Escrow Account: Covey Run

Escrow Type: Letter of Credit

Parcel ID/Location: PID 31021, 81 North High Street

The request is to establish Letter of Credit \$68059605, drawn on Bank of America in the amount of \$248,823.90 for the above noted project. The expiration date will be June 20, 2012. This replaces the previous (expiring) Letter of Credit #20001981 drawn on TD Bank.

Motion by Bartkiewicz, seconded by O'Connor to approve as presented. Discussion followed.

Mr. MacEachern asked with regard to the [TD Bank] Letter of Credit. It expired? It was explained that the owner has decided to use a different bank going forward.

The motion passed with all in favor.

#11-17

Project Name: Derry Walmart

Developer: Walmart Real Estate Business Trust

Escrow Account: Walmart Real Estate Business Trust

Escrow Type: Letter of Credit

Parcel ID/Location: PID 08279, 11 Ashleigh Drive

The request is to establish Letter of Credit L5LS-484307 in the amount of \$2,368,414.08 for the above noted project. The Letter of Credit is drawn on JP Morgan Chase Bank. The expiration date will be June 20, 2012.

Motion by Bartkiewicz, seconded by Anderson to approve as presented. Discussion followed.

Mr. MacEachern asked if the details for the Letter of Credit are on file for this escrow? This is a fairly substantial amount. The Board used to receive copies of the spreadsheet. Has the practice changed? It was explained the Letter of Credit arrived today; the spreadsheet is on file and was approved by the Department of Public Works and Council. It did not make it into the packets today. Mrs. Robidoux said the spreadsheet can be emailed to the members. Mr. MacEachern noted that in the past the spreadsheets were supplied so that if there were any questions, the information was there. He is used to seeing the spreadsheets with all escrow requests.

The motion passed with MacEachern abstained.

#11-18

Project Name: Gennaro Estates

Developer: Bob Allen

Escrow Account: Gennaro Estates, LLC

Escrow Type: Letter of Credit

Parcel ID/Location: PID 04074 & 04075, Gulf and Bartlett Roads

The request is to establish Letter of Credit #21693, drawn on Enterprise Bank in the amount of \$574,591.97 for the above noted project. The expiration date will be January 2, 2012.

Motion by Bartkiewicz to approve as presented, seconded by Anderson. The motion passed in the affirmative with MacEachern abstained.

#11-19**Project Name: Gennaro Estates****Developer: Gennaro Cella****Escrow Account: Gennaro Estates****Escrow Type: Letter of Credit****Parcel ID/Location: PID 04074 & 04075, Gulf and Bartlett Roads**

The request is to release Letter of Credit #550008944(3), drawn on Hampshire First Bank in the amount of \$574,591.97 for the above noted project. The Board has accepted a new letter of credit for this project (#11-18).

Motion by Bartkiewicz, seconded by Anderson to approve as presented. The motion passed with all in favor.

Minutes

The Board reviewed the minutes of the June 8, 2011, meeting.

Motion by Bartkiewicz, seconded by Park to accept the minutes of the June 8, 2011, meeting as written. The motion passed in the affirmative with MacEachern and O'Connor abstained.

Correspondence

Mr. Bartkiewicz advised the Board has received a brochure "Community Roadmap to Renewable Woody Biomass Energy". A copy will be on file in the Planning Office if anyone is interested in learning more.

The Board was also copied on a letter from David Gomez to Town Council Chairman Brad Benson, resignating from his position on the Southern New Hampshire Planning Commission. Mr. Gomez advised he would carry out his duties until September 1, 2011, or as soon as his replacement is appointed. Mr. Bartkiewicz read the letter into the record.

Mr. Sioras noted the Planning Board recommends nominations to the Town Council, who appoints the position. No members of the Planning Board expressed an interest in being nominated. Mr. Sioras suggested that a notice be posted that there is a position open to see if any residents in town would be interested.

Other Business

Farmers Market

Mr. Granese commented the Farmers Market will start again on July 6 in the Pocket Park. The hours will be 3:00 p.m. to 7:00 p.m. and will take place each Wednesday.

Summer Schedule

Mr. Sioras reported the Board will hold a limited summer schedule. The meetings will be held on July 13 and August 24, 2011.

There was no further discussion or matters to come before the Board.

Motion by O'Connor, seconded by Bartkiewicz to adjourn. The motion passed in the affirmative and the meeting stood adjourned at 7:12 p.m.
