

**TOWN COUNCIL
AGENDA
May 15, 2006**

The Town Council meeting will be held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth Road, Londonderry. **Scheduled agenda times are advisory only.** Regular meetings are cablecast live and videotaped for the convenience of our viewers at home.

- 7:00 PM I. CALL TO ORDER
- A. Pledge of Allegiance
- 7:01 PM II. PUBLIC HEARING
- A. Ordinance 2006-04 – Relative to an Amendment to the Zoning Ordinance Regarding Elderly Housing
- B. Ordinance 2006-05 – Relative to an Amendment to the Zoning Ordinance Regarding the Rezoning of a Certain Portion of Tax Map 15, Lot 97
- C. Resolution 2006-14 – Relative to an Agreement to Provide Law Enforcement Services with the City of Manchester, and Receipt and Expenditure of Unanticipated Revenues
- D. Ordinance 2006-06 – Relative to Traffic Safety Issue – Speed Limit on Mohawk Drive
- 8:00 PM III. PUBLIC COMMENT
- A. Chief Ryan – Police Department Annual Awards
- B. Congratulations to Boston Post Cane Holder John Hardy Madden on his 103rd Birthday being celebrated on 5/18/06.
- 8:30 PM IV. OLD BUSINESS
- A. Resolution 2006-15 – Relative to a Lease-Purchase Agreement to Purchase a Fire Truck
- B. Order 2006-10 – Relative to the Use of Expendable Maintenance Trust Funds for the Sanborn Road Property
- C. Resolution 2006-16 – Relative to the Discontinuance of a Portion of Planeview Drive
- D. Resolution 2006-17– Relative to the Discontinuance of a Portion of Kendall Pond Road

E. Order 2006-11 – Relative to the Expenditure of Rte. 28 West Impact Fees and Other Funds for Traffic and Other Studies Related to Economic Development and Tax Increment Financing Districts

8:35 PM

V. NEW BUSINESS

9:15 PM

VI. APPROVAL OF MINUTES
A. Public Meeting Minutes of 05/01/06

9:20 PM

VII. OTHER BUSINESS
A. Liaison Reports
B. Project Status Summary
C. Board/Committee Appointments/Reappointments/Resignations
1. Appoint Sue Joudrey as an Alternate Member to the Historic District/Heritage Commission with a term expiration of 12/31/07
2. Elder Affairs Committee Appointment
3. Historic Properties Task Force At-Large Appointment
4. Appoint Sue Joudrey as a member of the Barn Preservation Committee, Ad Hoc

9:45 PM

VIII. ADJOURNMENT

Introduced: 05/01/06
Second Read/Pub Hrg: 05/15/06
Adopted: xx/xx/xx

ORDINANCE 2006-04
*AN AMENDMENT TO THE ZONING
ORDINANCE
RELATIVE TO ELDERLY HOUSING
REQUIREMENTS.*

WHEREAS the Londonderry Planning Board has held a public hearing on an amendment to the Zoning Ordinance; and

WHEREAS the Planning Board has voted unanimously to remove the elevator requirement for elderly housing developments; and

WHEREAS approving the requested amendment is consistent with the orderly development of the community;

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the Zoning Ordinance is hereby amended to remove the elevator requirement for elderly housing developments as previously required in Section 3.6.4.6, to become effective upon passage by the Town Council.

Brian Farmer
Chairman - Londonderry Town Council

A TRUE COPY ATTEST:

Marguerite Seymour - Town Clerk
xx/xx/xx

Town Seal

Introduced: 05/01/06
Second Read/Pub Hrg: 05/15/06
Adopted: xx/xx/xx

ORDINANCE 2006-05
*AN AMENDMENT TO THE ZONING
ORDINANCE
RELATIVE TO THE REZONING OF A CERTAIN
PORTION OF MAP 15, LOT 97.*

WHEREAS the Londonderry Planning Board has received a request to rezone a portion of Map 15, Lot 97 from AR-1 to I-1; and

WHEREAS this request has been reviewed by both the Planning and Economic Development Staff and the Planning Board; and

WHEREAS granting the requested relief is consistent with the goals and objectives as set forth in the Master Plan;

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the southerly portion of current Map 15, Lot 97 is hereby rezoned from AR-1 to I-1, to become effective when the Planning Board approves the subdivision plan creating a new lot consisting of the southerly portion of current Map 15, Lot 97.

Brian Farmer
Chairman - Londonderry Town Council

A TRUE COPY ATTEST:

Marguerite Seymour - Town Clerk
xx/xx/xx

Town Seal

RESOLUTION 2006-14

A Resolution relative to
***An Agreement to Provide Law Enforcement Services at
Manchester-Boston Regional Airport, and the
Acceptance and Expenditure of Unanticipated
Revenues***

First Reading: 05/15/06
Public Hearing: 05/15/06
Adopted: xx/xx/xx

WHEREAS

the Town of Londonderry Police Department has responded to an invitation to submit a proposal to provide law enforcement services at Manchester-Boston Regional Airport; and

WHEREAS

the Town and the City of Manchester, Airport Division, have reached an agreement for the Londonderry Police Department to provide law enforcement services at the Airport; and

WHEREAS

the attached agreement memorializes the obligations and responsibilities of both parties under the Agreement, and the receipt and expenditure of funds with both this Agreement and the Memorandum of Understanding (Resolution 2006-13) constitute unanticipated revenues and expenditures, which requires a public hearing pursuant to State Statutes;

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the Town Manager is authorized to execute the Airport Law Enforcement Agreement with the City of Manchester, Airport Division, to incur expenses necessary to implement the provisions of the Airport Law Enforcement Agreement, and to accept full reimbursement for those expenses from the City of Manchester, Airport Division.

Brian Farmer - Chairman
Town Council

Marguerite Seymour - Town Clerk/Tax Collector

(TOWN SEAL)

A TRUE COPY ATTEST:
05/15/06

Introduced: 05/01/06
Second Read/Public Hrg.: 05/15/06
Adopted: xx/xx/xx

ORDINANCE 2006-06
AN AMENDMENT TO THE MUNICIPAL CODE
RELATING TO THE TRAFFIC SAFETY ORDINANCE

WHEREAS the Town of Londonderry received a request to reduce the speed limit on Mohawk Drive in recognition of the current traffic congestion and future development activity; and,

WHEREAS The request has been reviewed and supported by the members of the Traffic Safety Committee, and is recommended by the Department of Public Works; and,

WHEREAS the Londonderry Town Council wishes to amend the Ordinance to reflect changes to Title II, Chapter IX, Section I - Speed Limits, and is vested with the power to effect such changes to the Municipal Code; and,

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the Municipal Code of the Town of Londonderry, Title II - Traffic Safety Ordinance, Chapter IX, Section I - Speed Limits, is hereby amended as attached.

Brian Farmer - Chairman
Town Council

Meg Seymour

Town Clerk

(TOWN
SEAL)

A TRUE COPY ATTEST:
00/00/00

CHAPTER IX – SPEED LIMITS/TRUCKING REGULATIONS*

SECTION I SPEED LIMITS

A. The streets designated in the schedule below and as amended periodically, shall have the speed limits as indicated:

1. High Range Road Entire Length 30 MPH
2. *Mohawk Between Meadow and Rte. 102 25 MPH*

3. The following roads shall have a speed limit of 30 MPH:

Abbey Rd	Estey Dr	Mallard Ln	Sparhawk Dr
Acorn Dr	Evergreen Cr	Manasquan Cr	Spring Rd
Acropolis Av	Everts St	Manter Mill Rd	Spruce St
Alan Cr	Fairway Rd	Maplewood Dr	St Charles St
Albany Av	Falcon Rd	Marks Ct	State Tree Cr
Alexander Rd	Faucher Rd	Matthew Dr	Sterling Dr
Allison Ln	Faye Ln	Maureen Cr	Stokes Rd
Anderson Cr	Fiddlers Ridge Rd	Mayflower Dr	Stony Point Dr
Anderson Ln	Finch Cr	McAllister Dr	Summer Dr
Angelo Ln	Fir St	McEnroe Dr	Sundy Lee Tr
Angus Av	Forest St	McKinley Av	Sunflower Ln
Anthony Dr	Foxglove St	Meadow Dr	Sunrise Dr
Apple Blossom Dr	Gail Rd	Meetinghouse Dr	Sunset Dr
Appletree Ln	Galaxy Wy	Melody Ln	Sutton Pl
Appolo Rd	Garden Ln	Mercury Dr	Tanager Wy
Appolo Rd Ext	Gardner Cr	Merlin Pl	Terracewood Rd
Arrowhead Dr	Gary Dr	Michelle Ln	Teton Dr
Ashley Dr	Gerry Ln	Midridge Cr	Thornton Rd
Aspen Cr	Gillette Dr	Mill Rd	Timber St
Autumn Ln	Golen Dr	Millstone Cr	Tinkham Ln
Avery Rd	Gordon Dr	Misty Ln	Tokanel Dr
		Mohawk (E of Meadow)	
Baldwin Rd	Granite St	Mont Vernon Dr	Tranquil Dr
Ball Dr	Grapevine Cr	Morningside Dr	Treadway Ln
Bancroft Rd	Greeley Rd	Morway Dr	Trolley Car Ln
Bartley Hill Rd	Gregg Cr	Moulton Dr	Twin Isles Rd
		Mountain Home Rd	
Bayberry Ln	Griffin Av	Nelson Rd	Tyler Dr
Beacon St	Grove St	Noonan Dr	Valley St
Bear Meadow Rd	Hall Rd	Nottingham Ct	Verdi Ln
Beech Hill Dr	Hampshire Ln	Noyes Rd	Victoria Dr
Berkshire Ln	Hampton Dr	Nutfield Dr	Wallace Cr
Betty Ln	Hancock Dr	Oak Dr	Walnut Dr
Birchwood Dr	Happy Ln	O'Connell Dr	Walton Cr
Bittersweet Ln	Hardy Rd Ext	Old Coach Rd	Watercrest Dr
Blueberry Ln	Harmony Dr	Old Mammoth Rd	Watts Rd
Bockes Rd	Hawthorne Rd	Old Nashua Rd	Wedgewood Dr
Boston Av	Haywood Rd	Olde Country Village Rd	Welch Rd
Boulder Dr	Hazelnut Ln		West Parrish Dr

Boundary Dr	Hearthstone Dr	Orchard View Dr	West Woodbine Dr
Boyd Rd	Hemlock St	Oriole Ln	West Yellowstone Dr
Bretton Rd	Heritage Ln	Otterson Rd	Westminster Dr
Brewster Rd	Heron Dr	Overlook Av	Westwood Dr
Brian Dr	Hickory Hill Dr	Owl Rd	Weymouth Rd
	Hidden Meadow		
Brookview Dr	Dr	Page Rd	Wheelwright Cr
Buckingham Dr	Hillcrest Ln	Palmer Dr	White Plains Av
Buckthorn St	Holly Ln	Park Av	Wildwood Rd
Bunker Hill Dr	Holmes St	Parmenter Rd	William Dr
Burbank Rd	Holstein Av	Partridge Ln	Willow Ln
Button Dr	Holton Cr	Paula Av	Wilshire Dr
Buyck Av	Homestead Ln	Peabody Rw	Wilson Rd
Carmel Dr	Hovey Rd	Pendleton Ln	Wimbledon Dr
Canterbury Ln	Hunter Mill Wy	Pheasant Run Rd	Winding Pond Rd
Capital Hill Dr	Hyde Park Cr	Picadilly Cr	Windsor Bv
Cardinal Cr	Imperial Dr	Pine Hollow Dr	Winterwood Dr
Carousel Ct	Iroquois Cr	Pine St	Winthrop Rd
Castle Ct	Isabella Dr	Pleasant Dr	Woodcrest Dr
Catamount Rd	Jason Dr	Poplar Cr	Woodhenge Cr
Cedar Ln	Jay Dr	Premier Dr	Woodland Dr
Chandler Dr	Jefferson Dr	Preserve Dr	Woods Av
Charleston Av	Jersey St	Priscilla Ln	Woodside Dr
Charmarand Rw	Jewel Ct	Quentin Dr	Wyandot Cr
Chartwell Ct	John St	Quincy Rd	Yorkshire Ln
Chase Brook Dr	Jolly Ln	Rabbit Run	Young Rd
Chase Rd	Josephine Dr	Raintree Dr	
Checkerberry Ln	Judy Dr	Raven Tr	
Cherokee Ct	Justin Cr	Rebecca Dr	
Cheshire Ct	Karen Ln	Red Deer Rd	
Chestnut Hill Dr	Kelley Rd	Red Fern Cr	
Cheyenne Av	Kendall Pond Rd	Reed St	
Clark Rd	Kestree Dr	Reo Ln	
Cohas Ter	Kim Av	Rev Parker Rd	
Coin St	Kimball Rd	Ridgemont Dr	
Coleman Pl	King Arthur Dr	Rindge Rd	
Colonial Dr	King Charles Dr	Ringe Rd	
Columbia Dr	King Edward Dr	Robin Hood Dr	
Connors St	King George Dr	Rocco Dr	
Constance Dr	King Henry Dr	Rockwood Ln	
Constitution Dr	King James Dr	Rolling Ridge Rd	
Copperfield Ln	King John Dr	Ross Dr	
Cortland St	King Phillip Dr	Rossini Rd	
Cote Ln	King Richard Dr	Royal Ln	
Coteville Rd	Kitt Ln	Saddleback Rd	
Coventry Ln	Lafayette Rd	Sadies Wy	
Crabapple Ln	Lancaster Dr	Sanborn Rd	
Crosby Ln	Lance Av	Sandstone Cr	
Cross Rd	Lane Wy	Sandy Brook Ln	
Currier Dr	Lantern Ln	Sara Beth Ln	
Dan Hill Rd	Larch Ln	Sargent Rd	

Danbury Ct	Laurel Hill Dr	Seasons Ln
Darrow Wy	Lawson Farm Rd	Seminole Pl
Davis Dr	Ledgewood Dr	Sequoia Av
Devonshire Ln	Leelynn Cr	Severance Dr
Dianna Rd	Lexington Av	Shadow Ridge Rd

SECTION II THRU TRUCKING PERMITTED/PROHIBITED

A. Thru trucking shall mean use by trucks having ten or more wheels that make no pickups or deliveries to, nor provide services to, residential dwellings on designated streets.

B. The streets designated in the schedule below and as amended periodically, shall be permitted thru trucking during the times indicated:

1. West Road Both Entire Length 7:00 AM- 6:00 PM*

2.

Litchfield Road
Entire Length 7:00 AM - 6:00 PM*

* Except Sundays

C. Thru Trucking shall be prohibited on the streets designated in the schedule below, and as amended periodically:

1. Dan Hill Road Both Entire Length
2. Elwood Road Both Entire Length
3. Ash Street Both Entire Length
4. High Range Road Entire length
5. Pillsbury Road Entire length
6. Gilcreast Road Entire length
7. Hardy Road Entire length
8. Stonehenge Road Entire length
9. Adams Road Entire length
10. Shasta Drive Entire length
11. Noyes Road Entire length
12. Perkins Road Entire length
13. Bartley Hill Road Entire length
14. Londonderry Road Entire length
15. Wiley Hill Road Entire length
16. Hall Road Entire length
17. South Road Entire length
18. Kendall Pond Road Entire length
19. Westminster Road Entire length
20. Bancroft Road Entire length
21. Otterson Road Entire length
22. Young Road Entire length
23. Parmenter Road Entire length

- | | | | |
|-----|-----|--------------|---|
| Rd. | 24. | Mammoth Road | From Page Road/Grenier Fld
South to Rte. 128
Intersection |
| Rd. | 25. | Mammoth Road | From Page Road/Grenier Fld
North to Rte. 128
Intersection |

RESOLUTION 2006-15

A Resolution Relative to
***A Lease-Purchase Agreement to Purchase a Fire
Pumper***

First Reading: 05/15/06
Second Reading: Waived
Adopted: 05/15/06

WHEREAS

Londonderry voters, by adoption of Article No. 8 at the 2006 Town Meeting, appropriated \$160,000 for the acquisition of fire equipment; and,

WHEREAS

the Fire Department Apparatus Committee has completed its review of several manufacturers' equipment and have made a recommendation that the Town purchase a fire pumper from Pierce Manufacturing;

NOW THEREFORE BE IT ORDERED by the Londonderry Town Council that the Town Treasurer is hereby authorized to sign a contract with Pierce Manufacturing for the manufacture and delivery of one Pierce Saber 1250 GPM triple combination pumper in the amount of \$335,553; to apply \$160,000 raised under Article No. 8 towards the purchase; and to enter into a lease agreement to finance the remaining balance of the acquisition costs.

Brian Farmer - Chairman
Town Council

Marguerite Seymour - Town Clerk/Tax Collector

(TOWN SEAL)

A TRUE COPY ATTEST:
05/15/06

First Reading: 05/15/06
Second Reading/Public Hearing: waived
Adopted: 05/15/06

ORDER 2006-10
***AN ORDER RELATIVE TO THE EXPENDITURE OF
MAINTENANCE TRUST FUNDS FOR RECREATION
PURPOSES***

WHEREAS voters since 2003 have approved funding for the maintenance and repair of public building and grounds in the town; and

WHEREAS the Recreation Commission, in the Recreation Master Plan, identified town-owned property on Sanborn Road as a site for future recreational activities; and

WHEREAS the Department of Environmental Services has directed that the Limited Remediation Action Plan be implemented, which consists mainly of removing buried scrap metal, iron and other related items from the site, which is necessary both to comply with DES environmental regulations and for the eventual re-use of the property;

NOW THEREFORE BE IT ORDERED by the Town Council of the Town of Londonderry that the Town Treasurer is hereby ordered to transfer up to \$95,115.00 from the Expendable Maintenance Trust Fund for Buildings and Grounds for environmental and remediation services for Map 15, Lot 152 located on Sanborn Road.

Brian Farmer - Chairman
Town Council

Meg Seymour

Town Clerk

(TOWN SEAL)

A TRUE COPY ATTEST:
05/15/06

RESOLUTION 2006-16

A Resolution Relative to the
DISCONTINUANCE OF HIGHWAY
(Portion of Planeview Drive)

First Reading: 05/15/06
Second Reading/Public Hearing: 06/05/06
Adopted: xx/xx/xx

WHEREAS the Town Council, in accordance with RSA 231:43 has received a petition to discontinue a portion of Class V highway known as Planeview Drive; and

WHEREAS the matter of discontinuing a highway under RSA 231:43 is within the authority of the Town Council; and

WHEREAS the discontinuance of a portion of Planeview Drive would enable the beneficial commercial development of an adjacent property and relocate the currently-approved cul-de-sac away from a wetland, as recommended by the Conservation Commission,

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the discontinuance of a portion of Planeview Drive as shown on the plan entitled "Lot Line Relocation Plan (Tax Map 14, Lots 13 & 13-4) Planeview Drive, Londonderry, NH 03053", prepared by Delaney Group, LLC., dated January 30, 2006, is hereby approved subject to the condition that Russell F. and Francine Wilmarth Revocable Trust shall indemnify and hold harmless the Town of Londonderry from any claims arising from the Town Council's decision to discontinue said portion of Planeview Drive.

Brian Farmer, Chairman
Town Council

(TOWN SEAL)

Marguerite Seymour
Town Clerk/Tax Collector

A TRUE COPY ATTEST:
Adopted xx/xx/xx

RESOLUTION 2006-17

A Resolution Relative to the
DISCONTINUANCE OF HIGHWAY
(Portion of Kendall Pond Road)

First Reading: 05/15/06
Second Reading/Public Hearing: 06/05/06
Adopted: xx/xx/xx

WHEREAS the Town Council, in accordance with RSA 231:43 has received a petition to discontinue a portion of Class V highway known as Kendall Pond Road between Nashua Road and Mammoth Road; and

WHEREAS the matter of discontinuing a highway under RSA 231:43 is within the authority of the Town Council; and

WHEREAS the discontinuance of a portion of Kendall Pond would enable the beneficial commercial development of an adjacent property,

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the discontinuance of a portion of Kendall Pond Road Drive as shown on the plan entitled "Master Site Plan (Tax Map 6, Lots 49, 51 & 52) Walgreen Store #9178 and Bank of America, Nashua and Mammoth Roads, Londonderry, NH", prepared by Hayner/Swanson, Inc., dated May 10, 2005, is hereby approved subject to the condition that Mark Investments, LLC shall indemnify and hold harmless the Town of Londonderry from any claims arising from the Town Council's decision to discontinue said portion of Kendall Pond Road, with said discontinuance to be conditioned upon the Planning Board's approval of a site plan for the above-referenced plan and issuance of a building permit for said project.

Brian Farmer, Chairman
Town Council

(TOWN SEAL)

Marguerite Seymour
Town Clerk/Tax Collector

A TRUE COPY ATTEST:
Adopted xx/xx/xx

First Reading: 05/15/06
Second Reading/Public Hearing: waived
Adopted: 05/15/06

ORDER 2006-11
***AN ORDER RELATIVE TO THE EXPENDITURE OF RTE 28
WEST IMPACT FEES AND OTHER FUNDS FOR TRAFFIC
AND OTHER STUDIES RELATED TO ECONOMIC
DEVELOPMENT AND TAX INCREMENT FINANCE
DISTRICTS***

WHEREAS the Town Council created the Exit 5 TIF District to preserve future Town Meetings' opportunities to participate in economic development activities; and,

WHEREAS the Town Council recognizes that additional studies are necessary to gauge the economic impact of the TIF District, to review both on-site and off-site traffic impacts and coordinate existing traffic studies in the entire Rte. 28 Corridor, in order to provide future Town Meetings with accurate information upon which to base its financial decisions; and

WHEREAS the Town has partnered with Evans Family Ltd Partnership to fund these studies;

NOW THEREFORE BE IT ORDERED by the Town Council of the Town of Londonderry that the Town Manager is hereby authorized to execute contracts for traffic and economic development studies at a cost not to exceed \$112,000, to be funded equally between the Town and Evans; that staff continue to seek additional sources of outside funding, which will reduce both parties' financial contributions on an equal basis; and that the Treasurer is hereby ordered to transfer up to \$45,000.00 from the Rte. 28 West Impact Fee Fund to pay for the Town's share of the Rte. 28 Corridor Study.

Brian Farmer - Chairman
Town Council

Meg Seymour

Town Clerk

(TOWN SEAL)

A TRUE COPY ATTEST:
05/15/06

TOWN COUNCIL MEETING
May 01, 2006

The Council Meeting of May 01, 2006 was called to order at 7:04 PM in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH.

PRESENT: TOWN COUNCIL; Chairman, Brian Farmer, Councilors: Marty Bove; Tom Dolan; Co-Chairman, Joe Paradis; Town Manager David Caron; Margo Lapietro, Executive Assistant.

CALL TO ORDER

Chairman Farmer opened the meeting at 7:04 P.M. with the Pledge of Allegiance followed by a moment of silence for the men and women in the service and for those who have given their lives for this country.

Councilor Tom Dolan made a motion to open the Public Hearing. Second by Councilor Bove. Councils' vote 4-0-0.

PUBLIC HEARING

Ordinance 2006-03 – Relative to an Amendment to the Zoning Ordinance Relating to Rezoning Map 12, Lot 68. Councilor Paradis recused himself from Council. Councilor Bove read the third reading and **made a motion to adopt. Second by Councilor Dolan.** Open for discussion. Chairman Farmer reviewed the history of the Ordinance which culminated with the meeting tonight. He explained the key issue with the property is the preservation of a historic structure. Delores Pino, 2 Stonehege Rd; Scott and Kathy Canel, 4 Litchfield Rd; Doris & Brad Stevens, 2 Stonehenge Rd. #29; Daniel Shea, 2 Stonehenge Rd., #2; Al Baldasaro, 41 Hall Road; Mike Brown, 5 Carousel Court; Tom Freda, 30 Buckingham Drive; Steve Young, 7 Fiddlers Ridge; Paul DiMarco, 7 Holstein; Mary Wing-Soares, 2 Gale Road; all expressed their opinion against the rezoning. Their reasons consisted of increased traffic; don't want additional commercial in area; easements imposed can be changed by future Councils; did not conform to Master Plan; respect the Planning Boards decision which is against "spot zoning"; if this Ordinance is passed; lots of homes on Mammoth Rd. will be entitled to zoning change; this Ordinance could be a liability to Town. Lianne Ethridge and Reed Page Clark III had no problems changing it to Commercial. Tim Lorditzh, 427 Mammoth Rd and Pat Vitale want to preserve house and barn and allow Ordinance; Al Baldasaro would like it to stay residential; Walter Brankowski, 294 High Range Road stated spot zoning is good if proper safeguards are in place, would improve tax base. Kathy Wagner, 7 Fiddlers Ridge; Art Rugg, 11 Pine Hollow; Russ Legeux, 2 Fiddlers Ridge; Al Baldasaro, 41 Hall Road all supported having the Historic Preservation Task Force review the property and come up with suggestions.

Councilor Dolan supported the Ordinance and suggested rolling it over for the Task Force findings. Councilor Bove stated it is expensive for a homeowner to adhere to historic preservation. A business could handle it better and he supported the Ordinance as it is written with the stipulations on historic preservation. Chairman Farmer supports the Ordinance and he agreed he wanted it rolled-over to the Historic Preservation Task Force. **Councils' vote 3-0-0.**

Chairman Bove made a motion to close the Public Comment. Second by Councilor Dolan. Councils' vote 3-0-0. Chairman Farmer adjourned meeting for a five minute break.

9:05 P. M. Council meeting resumed, Councilor Paradis rejoined the Council.

PUBLIC COMMENT

Knights of Columbus – The annual K of C Tootsie Roll Drive was announced. It will be held on 5/13 – 5/14.

Proclamation – Building Safety Week. Councilor Paradis read the Proclamation. Assistant Building Inspector, Richard Canuel was on hand to accept the Proclamation and explained that this was the second year of the event. Purpose is to raise public awareness of safety, and the Building Dept. is available to help.

OLD BUSINESS

None

NEW BUSINESS

Ordinance 2006-04 – Relative to an Amendment to the Zoning Ordinance Regarding Elderly Housing – Councilor Bove read the first reading, second reading is scheduled for May 15. **Councilor Bove made a motion adopt First Read and continue to the May 15 2006 public hearing. Second by Councilor Paradis.** Open for discussion. Councilor Dolan question Art Rugg, Planning Chair what was the reason for this Ordinance. A. Rugg explained the original Ordinance created a hardship for the developers. If a building for elderly housing had a second floor it required the developer to put an elevator in it. Councilor Dolan confirmed that a three story building will have an elevator; A. Rugg responded a multi-unit building with three stories has to have an elevator. Councilor Bove stated this rule was not uniformly enforced, handicapped accessible requirements on the second floor were not being done, suggested having Staff at the second reading. **Councils' vote 4-0-0.**

Ordinance 2006-05 – An Amendment to the Zoning Ordinance Relative to the Rezoning of a Certain Portion of Map 15, Lot 97 – Councilor Bove read the first reading. **He made a motion to continue with the Second Reading and public hearing on May 15, 2006. Second by Councilor Paradis. Councils' vote 4-0-0.**

Resolution 2006-13 – A Memorandum of Understanding with the City of Manchester Regarding Expenses Incurred in Anticipation of an Airport Law Enforcement Agreement – Councilor Paradis read the first reading, second reading waived. **Councilor Paradis made a motion to adopt. Second by Councilor Dolan.** Councilor Dolan asked Town Manager details about the agreement. He explained the current agreement with Rockingham County Sherriff's Office ends June, 2006. This new contract would be implemented on July 1, 2006. The Police Dept. would incur some expenses for the initial process; the City will fully reimburse the Town for these expenses whether or not the contract is signed. The proposed contract would require that Londonderry Police Dept. (LPD) hire 25 additional officers and will result in some promotions. The terms of the Contract are 3 years with possible extensions of 2 years. The Town has requested a deadline of 120 days before the end of the 3 year period to determine whether to extend the Contract and if necessary have adequate preparation for separating impacted employees. Mike Brown questioned the promotions and what the Union had to say about the Agreement. Councilor Dolan stated the Unions are in agreement with the Contract and they are fully aware that the positions are temporary based on continuation of the Contract. Councilor Paradis question how officers were being assigned. Chief Ryan stated they will be assigned on a 12 week rotation. **Councils' vote 4-0-0.**

Ordinance 2006-06 – An Amendment to the Municipal Code Relating to the Traffic Safety Ordinance - Councilor Dolan read the first reading, second reading and public hearing scheduled for 5/15/06 **Councilor Dolan made a motion to accept the first reading. Second by Councilor Bove.** Open for Discussion. Tim Winnings explained he wanted to reduce the speed limit on Mohawk Drive because they have driveway site distance issues. **Councils' vote 4-0-0.**

APPROVAL OF MINUTES

Councilor Paradis made a motion to accept the meeting minutes for 04/17/06. Second by Councilor Dolan. Councils' vote 4-0-0.

OTHER BUSINESS

Liaison Appointments/Reports:

Councilor Bove attended the School Board Meeting, hearing on breathalyzer machine continues. Had the LEO Awards.

Councilor Dolan stated John Vogl did a demonstration of the capabilities of the GIS System. He demonstrated the system with the new Dunkin Donuts on Mammoth Road. Library Trustees will be this Wednesday night.

Chairman Farmer said he has the Londonderry Arts meeting tomorrow night. They were discussion the “Concerts on the Common” and were working with “Beautify Londonderry to clean up the bandstand.

Project Status Summary:

Town Manager Caron stated that the cell tower review applications will be sent out to the FAA Wednesday identifying potential sites. Carolyn O’Connor has been in contact with cell tower companies. Closing on Grenier Field Road property next Monday; construction to start 5/15/06. Larvaciding will begin spraying shortly; notices will go out to everyone. Adult spraying will be done in July. Individual notifications will go out and notices will be on the website. Councilor Dolan recommended notifying the Recreation Department. Town Manager Caron stated all groups will be notified and cautioned the townspeople to still take personal precautions against EEE and WNV.

Board/Committee Appointments/Reappointments/Resignations:

Chairman Farmer stated the Elder Affairs Committee has only one opening and we have two individuals interested in volunteering. Councilor Paradis was instructed at last meeting to contact Chairman Stacey Thrall about which candidate would be their preference. Councilor Paradis did not contact her, after some discussion it was decided that he will contact her for her input.

The Historic Properties Task Force has eight positions; three at large positions were open. Deb Paul had indicated her interest in participating. At tonight’s meeting Russ Legeux volunteered and Kay Webber who was in the audience earlier told Art Rugg she was interested. **Councilor Bove made a motion to appoint Russ Legeux and Deb Paul for the At-Large Positions. Second by Councilor Dolan. Councils’ vote 4-0-0.** Art Rugg was instructed to schedule a meeting and include Staff at that meeting.

Art Rugg stated the Open Space Task Force is almost finished.

Next Town Council meeting is 5/15/06

Town Manager Caron questioned if we were going to change the summer schedule. It was decided to keep it the same, 1st and 3rd Mondays.

Councilor Dolan made a motion to adjourn at 9:55 PM. Second by Councilor Paradis. Councils’ vote 4-0-0

Notes and Tapes by: Margo Lapietro Date: 5/01/06

Minutes Typed by: Margo Lapietro Date: 05/08/06

Approved: Town Council Date: