



C. Board/Committee

Appointments/Reappointments/Resignations

- 1) Resignation of Anne Jacoby from Trustees of Leach Library, resignation to be effective 3/7/07, term to expire 3/2009.
- 2) Re-appointment of Paul DiMarco as a full member of the Planning Board, term to expire 12/31/09.
- 3) Re-Appointment of Lynn Wiles as alternate member of the Planning Board, term to expire 12/31/09.
- 4) Re-Appointment of Bill Manning as a full member of the Recreation Commission, term to expire 12/31/09.
- 5) Re-Appointments of Julie Liese, Art Rugg and Reed Page Clark, III as full members of the International Exchange Committee, terms to expire 12/31/09.
- 6) Re-Appointment of Mike Brown as a full member of the ZBA, term to expire 12/31/09.
- 7) Re-Appointment of George Herrmann as an alternate member of the Conservation Commission, term to expire 12/31/07.
- 8) Re-Appointment of Gary Fisher as an alternate member of the Recreation Commission, term to expire 12/31/07.
- 9) Re-Appointment of Ginny Dahlfred as a full member of the Heritage Commission, term to expire 12.31.09.

9:15 PM

VIII. ADJOURNMENT

MEETING SCHEDULE:

- A. Town Council, December 4, 2006 @ 7:00 PM, Moose Hill Council Chambers – Meeting and Follow-Up Budget Workshop
- B. Town Council, December 18, 2006 @ 7:00 PM, Moose Hill Council Chambers – Meeting and Follow-Up Budget Workshop
- C. Town Council, January 8, 2007 @ 7:00 PM, Moose Hill Council Chambers – First Budget Hearing & Preliminary Budget Adoption
- D. Town Council, January 22, 2007 @ 7:00 PM, Moose Hill Council Chambers – Bond Hearing (if necessary)/Warrant Approval

Introduced: 11/06/06  
Second Read/Pub Hrg: 11/20/06  
Adopted: x/xx/xx

**ORDINANCE 2006-12**  
*AN AMENDMENT TO THE MUNICIPAL CODE  
RELATING TO THE PROHIBITION OF  
SMOKING ON TOWN PROPERTY*

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*WHEREAS* there is a need to provide for the health and safety of town residents; and

*WHEREAS* there is a need to regulate the use of tobacco and similar products on town property; and

*WHEREAS* the Londonderry Town Council seeks to address these concerns by enacting an Ordinance prohibiting smoking on town property;

*NOW THEREFORE BE IT ORDAINED* by the Town Council of the Town of Londonderry that the Municipal Code of the Town of Londonderry, Title I – General Code, Chapter XXVI – Prohibited Activities on Town Properties is hereby enacted.

Brian Farmer  
Chairman - Londonderry Town Council

*A TRUE COPY ATTEST:*

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*Marguerite Seymour - Town Clerk*  
*xx/xx/xx*

*Town Seal*

**Chapter XXVI – PROHIBITED ACTIVITIES ON TOWN PROPERTIES**

**SECTION I PROVISION**

- A. *In addition to activities which are prohibited by other local, state or federal rules, regulations, laws, statutes or ordinance, no person shall engage in the following activities on municipally-owned property within the Town of Londonderry.*

**SECTION II PROHIBITED ACTIVITIES**

- A. *Smoking, meaning having in one's possession a lighted cigarette, cigar, or pipe, or any device designed to produce the effect of smoking, shall not be permitted within 20 feet of any entry point to any municipally-owned property.*
  - i. *Entry point is defined as an exterior door to a building, and for other facilities/properties is an area where the public is required to enter in a specific area due to the presence of manmade improvements such as fencing, or where natural topography or features create a similar effect as fencing.*
  - ii. *This ordinance shall be effective upon passage by the Town Council and erection of signage alerting the public to the prohibited activity in said designated areas.*
  - iii. *These regulations shall be in addition to the regulations promulgated by the Indoor Smoking Act (RSA 155:64-77).*

**SECTION III PENALTIES**

- A. *Any person who violates any of the provisions of this title shall be guilty of a misdemeanor; and shall be subject to a penalty of \$275 for the first offense and \$550 for subsequent offenses.*

# RESOLUTION 2006-27

Relative to the  
**CREATION OF A HOUSING TASKFORCE**

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First Reading: 10/06/06  
Second Reading: Waived  
Adopted: 10/06/06

*WHEREAS* the Londonderry Planning Board adopted the revised Master Plan in 2004; and

*WHEREAS* as a result of extensive community input, the Master Plan contained a number of recommendations to further study critical issues facing the town; and

*WHEREAS* one of the significant issues facing the community as identified in the Master Plan is the need for a balanced housing mix in Londonderry;

***NOW THEREFORE BE IT RESOLVED*** by the Londonderry Town Council that there is established a Londonderry Housing Taskforce, which shall function in accordance with the "Committee Charge" as attached.

Brian Farmer, Chairman  
Town Council

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Marguerite Seymour - Town Clerk/Tax Collector

( TOWN SEAL )

*A TRUE COPY ATTEST:*

*xx/xx/xx*

**LONDONDERRY HOUSING TASKFORCE  
“COMMITTEE CHARGE”**

**PURPOSE:**

The Londonderry Housing Taskforce (“Task Force”) shall exist to study the issue of housing affordability and diversity. The taskforce, based on its findings, will define housing affordability and develop strategies to address the issues as it relates to Londonderry’s age demographics, residential growth and economic development.

**REPRESENTATION:**

The “Task Force” shall consist of **nine (9)** voting members as follows:

- One (1) appointed representative from the Elder Affairs Committee
- One (1) appointed representative from the Town Council
- One (1) appointed representative from the School Board
- One (1) appointed representative from the Planning Board
- One (1) appointed representative from the Londonderry Housing and Redevelopment Authority (LHRA)
- Four (4) appointed At Large representatives

The Town Manager and the Director of Planning & Economic Development shall provide administrative and technical support to the “Task Force.”

**ORGANIZATION:**

Each respective committee or board shall notify the Town Manager of its appointees in writing on or before Dec. 1, 2006

The “Task Force” shall determine its own rules or order of business, unless otherwise provided by law or Town Charter.

The Town Council shall appoint a Chairperson, Vice Chairperson and secretary

**DUTIES / RESPONSIBILITIES:**

1. Hold meeting and keep minutes of any such meeting, in accordance with RSA Chapter 91-A.
2. Prepare a written report with findings and recommendations to the Town Council no later than September 30, 2007.
3. Act as liaison to the Town Council and other Town Boards and committees on issues relating to the project.
4. Maintain a permanent project file that at a minimum, includes:
  - A. Committee minutes;
  - B. Project plans, contracts and payment requests;
  - C. Project correspondence;

D. Other material as deemed necessary.

5. Provide periodic report to the Town Council and media.

# RESOLUTION 2006-28

Relative to the  
**NEGOTIATIONS FOR THE PLACEMENT  
OF A CELLULAR TOWER ON TOWN PROPERTY**

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First Reading: 11/20/06  
Second Reading: Waived  
Adopted: 11/20/06

*WHEREAS* the Town Council is desirous of enhancing public safety in the community; and

*WHEREAS* a need for cellular service has been identified in the Rte. 128/Municipal Complex/School properties area; and

*WHEREAS* the Fire Department requires enhanced communication capabilities to better execute its public safety responsibilities; and

*WHEREAS* the Town issued a Request for Proposal to address these issues;

***NOW THEREFORE BE IT RESOLVED*** by the Londonderry Town Council that the Town Manager is hereby authorized to negotiate an agreement with Verizon Wireless for the placement of a cellular tower in the Nelson Road area, to include facilities for Fire Department communications.

Brian Farmer, Chairman  
Town Council

( TOWN SEAL )

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Marguerite Seymour - Town Clerk/Tax Collector

*A TRUE COPY ATTEST:*  
*xx/xx/xx*



**TOWN COUNCIL/BUDGET MEETING WORKSHOP**  
**November 9, 2006**

The Council Meeting/Budget Meeting Workshop of November 9, 2006 was called to order at 7:10 PM in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH.

**PRESENT:** TOWN COUNCIL; Chairman, Brian Farmer; Vice Chairman Joe Paradis; Councilors Mark Oswald, Tom Dolan, Marty Bove; Town Manager David Caron; Assist. Town Manager/Finance Director Sue Hickey; and Margo Lapietro, Executive Assistant.  
**BUDGET COMMITTEE:** Sean O'Keefe, Mike Brown, Tom Freda, Adriana Komst, Michael Toth, Frank Hegerty (7:35PM). Absent: Chairman John Silvestro.

**CALL TO ORDER**

Chairman Farmer opened the meeting at 7:10 P.M. with the Pledge of Allegiance. This was 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.

**PUBLIC COMMENT**

**NEW BUSINESS**

**FY 08 Municipal Budget** - Public Works- Janusz Czyzowski, Public Works Director and Donna Limoli-Admin. Assist. Presented. J. Czyzowski reviewed mission statement of the Public Works Department.

**Highway**- J. Czyzowski stated that due to flooding in October and May, money went into storm damage at Industrial Drive, Adams Road area, Kendall Pond Dam, Gilcrest Road, spent close to \$ 700K. FEMA will pay \$500K; so far we have received \$450K from them. M. Brown asked how much state will pay Town Manager Caron responded they agreed to 12 ½% and when received it will be deposited into the General Fund. High Way Dep. over expended by \$500,000. Councilor Bovey commended Public Words (PW) for all their hard work. Highway Budget up due to contractual salaries. \$41K current FY deficit for hydrants, costs \$324K right now. Councilor Dolan asked how many hydrants we have; J. Czyzowski responded 194 from Pennichuck Water Works, 233 from Manchester Water Works and 26 from Derry. Average rental for a hydrant is. \$800-\$900. Fuel is up as well as Snow Removal, also added in sidewalk clearing. Discussion ensued about who is required to clear sidewalks homeowner vs. town. J. Czyzowski responded no policy in Town. Councilor Bove inquired about liability. Town Manager Caron said it is not the abutter's responsibility; it is based on the Town winter maintenance policy. If the Town has a policy that it is not going to maintain sidewalks then the Town is not liable for any injuries. If Town's policy is that it will maintain the sidewalks, then it is responsible. It was decided to investigate this further. Councilor Oswald asked if this work was sub-contract out, J. Czyzowski responded it was because we don't have the equipment. Replacing equipment is part of the general

maintenance fund. Councilor Oswald asked if used equipment is traded in for new equipment, J. Czyzowski responded it is. Councilor Oswald then asked if we had ever had a town auction for used equipment. He asked S. Hickey to check into how other towns do this. Councilor Dolan asked if that tractor could be used in the Recreation Dept. because they are looking for one. J. Czyzowski said they will owe him for the trade in value. M. Brown asked how they get it; Janusz said they put it out to bid. Town Manager Caron informed the Council that we do share equipment in Town. T. Freda asked if we can join with another town to buy in multiples, Town Manager Caron responded we can do a joint bid it is allowed, depends on market climate if get better bid. Janusz said some of this equipment is specialized. Road cleaning, maintenance and street paving have the highest costs. Town gets \$500,000 from state, for the repair of 180 miles of roads. Cost to reconstruct is \$1.6M, \$1.3M for partial, shim and overlay is \$80 – \$120K per mile of road. Last year devoted funds to shim and overlay only. Town has an investment of about \$100M in roads, have to maintain and manage them. Asked CIP for \$2M for 6 years for roads. S. O’Keefe asked how it got to this point. Chairman Farmer said policies in the past would not pass bonds. T. Freda asked why the Town did not have some kind of trust account for town roads, spread roads about. Town Manager Caron said we can establish a capital reserve fund for road repairs. M. Brown said that since 1994 Town has invested \$38.4 M in infrastructure, time to give to Public Works.

**Solid Waste**– reduced due to overestimate in tonnage. Default budget. Councilor Oswald said that recycling is popular in town.

**Sewer/Engineering** – reviewed special revenue account. Increases due to additional flow, repair maintenance. Big increase due to Mammoth Rd. Sewer debt, 1991 bond and administrative support costs. No effect on tax base.

Councilor Bove said town growing, look at benefits of having our own water dept. and our own water supply if economically feasible. Asked Town Manager Caron to look into this subject further down the road.

**ADJOURNMENT**

**Councilor Oswald made a motion to adjourn 8:35 PM. Second Councilor Paradis. Councils’ vote 5-0-0.**

<b>Notes and Tapes by:</b>	<b><u>Margo Lapietro</u></b>	<b>Date: <u>11/9/06</u></b>
<b>Minutes Typed by:</b>	<b><u>Margo Lapietro</u></b>	<b>Date: <u>11/13/06</u></b>
<b>Approved:</b>	<b><u>Town Council</u></b>	<b>Date:</b>

## MEETING SCHEDULE:

F. Town Council, November 20, 2006 about 7:00 PM,

Moose Hill

<p style="text-align: center;"><b>TOWN COUNCIL/BUDGET MEETING WORKSHOP</b> <b>November 4, 2006</b></p>
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The Council Meeting/Budget Meeting Workshop of November 4, 2006 was called to order at 9:08 AM PM in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH.

**PRESENT:** TOWN COUNCIL; Chairman, Brian Farmer; Vice Chairman Joe Paradis; Councilors Mark Oswald, Tom Dolan, Marty Bove; Town Manager David Caron; Assist. Town Manager/Finance Director Sue Hickey; and Margo Lapietro, Executive Assistant.  
**BUDGET COMMITTEE:** Sean O’Keefe, Mike Brown, Tom Freda, Frank Hegarty, Michael Toth. **Absent:** Chairman John Silvestor, V. Chairwomen, Adriana Komst

### CALL TO ORDER

Chairman Farmer opened the meeting at 9:08 A.M. with the Pledge of Allegiance. This was 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.

### PUBLIC COMMNET

Councilor Dolan reminded the public that the Carl Robinson walk for Epilepsy begins today at 10:00 AM at the Matthew Thornton School, he urged people to attend.

He also announced the “White Paper” prepared by the Budget Committee is available. He also requested that the Finance Dept. provide the Council and Budget Cmte. with a trend analysis for last 4 yrs in addition to FY08 projected or actual for budgets and percentage of increase from year to year. Anything above \$400K, just bottom line analysis for trends within depts. Would like reports for Assessing, Planning, Finance, Fire, Public Works, IT, Library, Police and Town Clerk/Tax Collector.

Mike Brown announced 07 white paper is completed, IT dept posted to website. Retained 06 white paper for comparison.

### NEW BUSINESS

#### FY 08 Municipal Budget -

**Building/Health/Zoning**– Building Inspector/Health Code – Jim Smith presented. Future Goal is to update computer system. Biggest project is Harvey Industries on Jacks Bridge Road, Stoneyfield, Elliot Hosp. Some activity in Residential single family houses. Lots of activity in elderly housing such as Nevins, Rosecran, Trail Haven and Londonderry Oaks. Budget is level funded, only increases in payroll due to contractual

requirements. Tom Freda questioned why building management services were down. J. Smith explained this year had shortfalls, used the money from that account for the problem. He asked what Management Systems was. J. Smith stated it was a catch-all because rest of his budget is very tight. M. Brown asked what the current computer system in the department is. Jim responded it is a "Geo" system, primarily a tracking system for building permits, etc. M. Brown suggested IT look at an integrated system that will embrace all other departments... J. Smith responded it is in the IT budget. S. Hickey stated it is part of town wide software we are looking at. J. Smith stated personnel and ICC membership that has to be maintained sent budget up. Mike Toth asked if OT was contractual for each dept. Town Manager Caron responded some, depends on unit. No contractual OT in this department... Councilor Dolan stated in the list of permits 90% are for non-single or commercial units. Jim stated they are primarily for additions, decks, swimming pools, sheds, sign permits and temp sign permits. The permits have significantly reduced in number over the years; consistently averaging about 50 per yr. Councilor Dolan asked how long permit is allowed, J. Smith responded the work is supposed to be done within 6 months, with a 6 month renewal. Councilor Dolan said he appreciated his effort to keep costs in check. Tom Freda, questioned criteria for building permits and how are fines determined. He also asked when were permit fees raised? J. Smith responded a long time ago. S. Hickey stated one of goals ID by the Town Manager and herself is to review different fees, will look at it this year. J. Smith stated according to guidelines we should be collecting about 90% of fees, very close to it. Discussion ensued about fee scale and impact fees. Frank Hegarty, questioned line item for travel, and mileage. Asked if Town has a particular travel agency? Town Manager Caron stated we use Orbitz or other on-line resources to get better terms on our own. Chairman Farmer asked if the department could use regional fees rather than national fees that he is currently using.

**Fire/Rescue**– Chief. Mike Carrier and Jim Carrier presented. Listed four areas of necessary resources:

Personnel  
Emergency Vehicle/ Equipment; Facilities  
Support Services  
Facilities

FY 08 is \$5,181,165 increase over current budget. Increase due to medical, retirement, and salaries. Need \$46,393, 1% more for Training, dept. facilities, emergency vehicles/equipment, professional services, support services, \$205,055 4% increase. Councilor Dolan asked for updated figures because this information was obtained during the summer of 07 should have final figures. Councilor Paradis asked if holiday pay was in another category. S. Hickey said holiday is contractually obligated. M. Brown asked why the department wants increase staff training in airport fire/rescue. The training already exists at the airport and why train everyone. M. Carrier explained most crashes don't happen at airport. He could phase the training in but would be better to do all at one time. S. O'Keefe, questioned if taxpayers are being charged twice for ambulance fees, once by paying taxes and the second by paying ambulance fees. M. Carrier responded it is revenue received, reduced taxes. T. Freda retirement was for \$51K

budget was actually \$69K. M. Carrier responded it went up due to unexpected retirements. Frank Hegarty asked if there were any state or federal funds for airport training. M. Carrier will research it. Councilor Paradis asked if he did a zero based budget. M. Carrier responded based on standards and guidelines he used to build a department from the ground up they state that we should have a minimum of 3 fire fighters per engine company. Over a 5 yr period budget has increased 14%, which is 3% per year. Personnel accounted for 90% of the budget. M. Brown asked why operating budget is up \$2K was it due to additional personnel, yes responded Mike Carrier. F. Hegarty asked how many more fire fighters were required in the zero based budget, M. Carrier responded 8 more new fire fighters then currently exist. Next equipment purchase out of the Capital Reserve fund in 2011, bonds available in that account for lease purchase. F. Hegarty asked about putting in more hydrants put something in like we do for open space. M. Carrier responded he can put in CIP but costs are significant. Councilor Dolan said we should ask Town Manager Caron to talk to Public Works, get cost of running additional water lines. T. Freda asked about Londonderry's responsibility at MHT – M Carrier responded anything airside responsibility of MHT, outside of airport is Londonderry's because most of MHT in Londonderry. Chairman Farmer asked about town ISO rating in the insurance industry for homeowners. He suggested that M. Carrier look at ways to improve our score without a tax impact.. Councilor Bove asked him to look at projected needs of both sewer and water in town, use GIS system, plan ahead. Chairman Farmer said that this was a budget workshop, spend time on budget, these are future ideas, not part of the budget this year. Schedule it as a future topic. Town Manager Caron said he would ask the Public Works Dir, Janusz Czynowski to provide a cost per mile. Councilor Dolan said we were paying Manchester a lot of money, we should look into ways to save money.

**Police** – Chief Joe Ryan presented and Capt. Bill Hart reviewed community relations program, specifically DARE, and the School Resource Officers. The Operations Div. Largest division., dispatched 17,964 for calendar year of 06, has not changed compared to last year. Traffic accidents were 747 until 10/31/06. Persons arrested 758 until 10/31/06. 1,675 crimes investigated. No rise in any area in town. Londonderry OHRV Unit investigated 1,675, lacking staff. Motor Cycle Unit issued 5,238 summons. Councilor Dolan asked about domestic violence. J. Ryan said YTD 27 arrests, rise in calls, his department does a lot of training in that area. Work closely with YWCA, always send 2 officers to a domestic call, takes a lot of time. Councilor Dolan asked Counselors to consider opportunity to be more pro-active, growing problem across nation, address this and help a lot of people. Reduction in speed because of 30MPH in town, was discussed as well as not-thru trucking. SNH Regional Special Operations Unit Reports FBI Part 1 crime reports, forcible rape 3, robbery 7, 164 assaults, burglary 39 larceny 205 MV thefts 33, arsons 4. Burglary has gone down significantly. Discussion ensued about MV thefts at “Park & Ride” facilities. Loss of revenue and increased cost of patrolling, M. Brown said should be state responsibility. Councilor Bove said visible presence needed. He suggested we get together with DOT suggest some presence at new “Park & Rides” planned in Town.. J. Ryan said we don't run communications at MHT, they handle it. Department training has to be well planned and validated. It is the most critical and significant function of a police department. improves

quality to community, decreases liability. Reviewed line item adjustments. Operating costs up \$26, 420. Costs in personnel up due to health and retirement increases. Over Time (OT) up because of details due to added programs in the Town. T. Freda asked about officers volunteering time for programs in Town. J. Ryan said they can and have come forward, he switches hours around to reduce OT. M. Brown asked if any of OT driven by MHT, J. Ryan responded, none. Any OT by MHT paid by MHT. T. Freda asked if prosecutor is a town employee. J. Ryan responded he works 40 hrs, persecutes 3.5 hrs. in court. He does investigative reports, prepares for court. Other towns have more than 1. He has been a full-time prosecutor for 12 yrs. Had a lawyer/prosecutor for 16 yrs.

ADJOURNMENT

**Councilor Oswald made a motion to adjourn 11:15 AM. Second Councilor Dolan. Councils vote 5-0-0.**

**Notes and Tapes by:** Margo Lapietro **Date:** 11/4/06  
**Minutes Typed by:** Margo Lapietro **Date:** 11/6/06  
**Approved:** Town Council **Date:**

**MEETING SCHEDULE:**

- E. Town Council, November 6, 2006 about 7:00 PM, Moose Hill Council Chambers – Meeting & Budget Workshop
- F. Town Council, November 9, 2006 about 7:00 PM, Moose Hill Council Chambers – FY08 Budget Workshop
- F. Town Council, November 20, 2006 about 7:00 PM,

Moose Hill

<b>TOWN COUNCIL/BUDGET MEETING WORKSHOP November 6, 2006</b>
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The Council Meeting/Budget Meeting Workshop of November 6, 2006 was called to order at 7:35 PM in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH.

PRESENT: TOWN COUNCIL; Chairman, Brian Farmer; Vice Chairman Joe Paradis; Councilors Mark Oswald, Tom Dolan, Marty Bove; Town Manager David Caron; Assist. Town Manager/Finance Director Sue Hickey; and Margo Lapietro, Executive Assistant.  
BUDGET COMMITTEE: Sean O'Keefe, Mike Brown, Tom Freda, Frank Hegarty, Michael Toth. Absent: Chairman John Silvestro

7:00 Non-Public Session

### **CALL TO ORDER**

Chairman Farmer opened the meeting at 7:35 P.M. with the Pledge of Allegiance, led by Eagle Scout Matthew McLaughlin. This was 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. Matthew discussed the work he had done at the cemetery. Councilor Oswald was present at Matthew's ceremony last Saturday.

### **PUBLIC COMMENT**

#### **Joseph Maynard: Appeal from Driveway Regulation – 27 Elwood Road, Map/Lot 2-4-39.**

Joseph Maynard from Benchmark Engr. stated that the site distance plan for the driveway at 27 Elwood Road, does not meet the standard, need large improvement to Elwood Rd. to meet criteria. Janusz Czyzowski, Public Works Director said the required site distance is 250 ft for a private driveway, created in 2001. Not a zoning ordinance, waivers can only be granted by the Town Council. Janusz will be recommending to Planning Board (PB) to adopt new standards to measure new site distances, but we do not have that now. This driveway would meet new standards. He also stated it will be safe because it will be in compliance with the new regulations. Councilor Paradis asked how long before PB makes the changes, Janusz responded in about 6 months. **Councilor Paradis made motion to accept waiver for the driveway regulations at 27 Elwood rd. Second Councilor Oswald. Councils' vote 5-0-0,**

**Councilor Paradis made a motion to exit out of public comment. Second by Councilor Bove. Councils' vote 5-0-0.**

### **NEW BUSINESS**

#### **Ordinance 2006-11 – Relative to the Prohibition of Hunting on Town Property –**

Chairman Farmer explained process, first reading, not a public hearing only vote tonight is to move to a public hearing. Councilor Oswald read ordinance. **Made a motion to move the item to a Public Hearing on 11/2. Second by Councilor Dolan.** Councilor Oswald said he had received a message from the Chair of the Conservation Commission regarding deer population on conservation land. Due to increased herd they would allow hunting. Town Manager Caron stated that state law reserves right to itself to regulate hunting and firearms; Town Council does have authority to regulate hunting on town land only. Councilor Oswald stated that citizens have contacted councilors about concern of hunting on ball fields. Councilor Bove said Londonderry has highest density of deer in this area, can get hand gun to shoot in areas. We will have a major problem with deer population getting out of control. Londonderry has been a rural area, never heard of a

single accident dealing with hunters. Additional cost and enforcement not possible. We have enough area with 900 acres of conservation land, does not support the Ordinance. Town Manager Caron said that state statutes stipulate that any park, or playground can be designated as no hunting. The Council has three options:

Ban on all town property

Take no action

Designate specific properties upon which hunting would be banned.

**Councils' vote 2-3-0**, Ordinance 2006-10 will not proceed to a public hearing.

### **PUBLIC COMMENT (CON'T.)**

Mrs. Mazzaglia from 190 Mammoth Rd. asked Council why they allowed the Londonderry Times to convert a residential property to commercial. Chairman Farmer explained when it was in the Planning Board, there was no compelling reason to rezone. She said Elliott Hospital is right next door to her property. Town Manager Caron explained the proper process for rezoning is to meet with PB or submit a citizen's petition signed by 25 citizens to be presented to TC for a vote.

### **OLD BUSINESS**

#### **Fy08 Budget Review – General Government**

**Conservation Comm. – Deb Lievens** reported she has \$3,500 in her working budget. Would like to have properties monitored by a professional person. Budget for next yr. \$4,500, doing a lot of work in Musquash area. Total Budget request for FY08 is \$8,500. Councilor Paradis asked what the Conservation Fund is being used for, she said mainly for Mushquash. Councilor Oswald said Deb and Mike Speltz have been very innovative in running their commission. Invested \$11M with volunteers only. M. Brown asked why can't we portion some money off to a stewardship account. Town Manager Caron will get a legal opinion from counsel in writing, however to use bond proceeds for operating expenses is not advisable. Councilor Bove said if there was a way to do that, he wanted to also ask counsel if we need permission from the taxpayers at town meeting. D. Lievens said the Conservation Commission is recommending an open space conservation bond at Town Meeting.

**Cemeteries, HDC/Morrison House** – Carolyn O'Connor reviewed the cemeteries, requested \$35K. All cemetery activity is in-house, new administrative procedures, selling plots on Pillsbury, burials are on-going in Glenwood, Pleasantview & Pillsbury. John Vogl, GIS Mgr. has plotted all the burial sites in the cemeteries, provides more up-to-date information. Kent Allen is the sextant. Councilor Bove asked if the repair and restoration that were going on included old stones. Carolyn responded they will be address in the future, over time will work on it.



**HDC/Morrison House** – Ginny and John Dahlfred reviewed income from last year of \$38,445 and expenses of \$26,190.00. Level funded at \$8,500, not asking for an increase. J. Dahlfred gave the Council the details to reconstruct the Rev. Wlm. Morrison House. He received an estimate of \$192,575 about year and a half ago to reconstruct. The \$150K would come from the balance of the 2005 warrant article from the 2005 town meeting.

**ZBA** –Level funded. Contractual agreements with personnel resulted in a slight raise. Requested \$38,887, approved budget \$38,193 difference of \$164.

**Supervisor of the Checklist – Gerry VanGrevenhof** gave overview of responsibilities. Requesting \$15,161.00 for FY 07-08. Increase of \$3,868 to allow 12 poll workers at the polls for presidential primary, increase of 4 workers. Have 15 hours increase due to new state-wide voter system, it is more time consuming.

**Planning/Economic Development** – Andre Garron, Dir of Planning & Economic Development presented the FY08 Budget. The intern program comes out of his budget, ½ used for Open Space/Conservation, other ½ for Planning Dept. Increased by \$22K in management line for implementation plan for Town Center project. Other increases due to printing for advertisements. He explained the Planning Board has to advertise in Derry News and Londonderry Times. Re-imbursed by developers. They have to submit notices to abutters when there is a review plan per state law. Town Manager Caron explained the Town Center project is a one-time expense, no tax impact it comes from undesignated fund balance. Councilor Dolan said we could save the taxpayers some postage money by doing e-mails, T. Thompson said state won't let us. M. Brown asked why isn't postage a wash, A. Garron responded money goes into general fund, has to be a line item to account for it. He explained that he obtained a \$3K grant to get an appraisal for Twin Gate Farm for open space, but owner chose to go with a developer M. Brown said it should be applied to the Town Center, use it for something that is concrete. Adriana questioned why the OT is up. S. Hickey explained it was for admin time, and 1 wk vacation buy back as stipulated on contracts for department heads.

**CIP** – Tim Thompson reviewed requirements of a CIP project, must have a cost of at least \$100K and have a useful life of 5 yrs. No priority 1 projects for this year, reviewed all projects. Councilor Dolan questioned the road reconstruction program. T. Thompson said the request from PW was \$12M; CIP negotiated \$1M per year. Doesn't change funding just method of funding, Councilor Dolan wants it brought up again. Town Manager Caron said it will be discussed on 12/18.

Discussion ensued about Exit 4A project and if the project falls through what will happen to the bond. The balance of un-issued fund can be re-designated by voted on at town meeting to a different project.

**Implementation Options – Ordinance 2006-10 – Relative to an Amendment to the Municipal Code Relating to the Sewer Rental Charges** –Council at its last meeting voted to accept \$2.52/100 cubic feet of sewer. Reviewed implementations of costs incurred with either a six-month or 18 month schedule. Councilor Bove asked D. Caron how would we deal with increases in the future. He responded users pay fee. J.

Czyzowski said Manchester is upgrading sewer treatment plan, have to adjust sewer fees every two years. Councilor Bove questioned if we will be able to purchase additional capacity, J. Czyzowski said he believes we can get additional capacity. He also explained that any development around proposed Exit 4A will come from Derry treatment plant. **Councilor Oswald made a motion to adopt the Ordinance for a six month period. Second by Councilor Dolan.** Councilor Bove said he preferred 18 months because of cost increases to taxpayers. Town Manager Caron stated we are loosing money, will cost taxpayers.06 cents more on the 2007 tax rate with the 18 month plan. Councilor Dolan said residential taxpayer shouldn't bear additional tax supports 6 months. Councilor Paradis favored the 6 month schedule. **Councils' vote on a 6 month schedule was 5-0-0.**

### **PUBLIC COMMENT (CON'T.)**

**Bob Napolitano** – talked about Parks & Recreation and lack of field space. Spoke about need for neighborhood parks LAFFA fields do not provide enough time to practice. Need parks for people to come together. He also sees the need for a Parks and Recreation Dept. to maintain the fields managed by a knowledgeable director. We are 20 yrs behind the times, this needs to be a priority. Councilor Oswald said B. Napolitano was right about neighborhood parks, part of Master Plan speaks for “pocket parks”. He asked Town Manger Caron to ask Planning Director Andre Garron and GIS Manager John Vogl if they could investigate where we could put flat fields for recreation purposes in Town. Councilor Bove encourage the PB to have developers set aside land for recreation, good idea to explore. He said we spend a lot of money on conservation/open space land, why not investigate using that land for recreation purposes. He also said we should encourage school to add space.

### **NEW BUSINESS (CON'T.)**

**Resolution 2006-27 – Relative to the Creation of a Housing Taskforce** Councilor Dolan expressed the need for affordable housing in town. A. Garron stated we have 475 units and 535 units proposed. Discussion ensued about both being 55 or older and just one being 55 or older. Councilor Paradis said the HUD affordability should be a major area for this taskforce. He suggested adding more “at large members to the force”. Councilor Oswald said “eco-boomers” young people are going to be a large part of it. They want to be able to live in the community they work in. Councilor Dolan suggested looking at surrounding communities who have low income housing or affordable housing Councilor Bove said the cost for elderly housing was expected to be affordable, driven by market, not affordable, agrees with Councilor Paradis that more “at-large” participants would provide a cross-mix. **Councilor Paradis made a motion to amend representation, replace Conservation and Budget Committee representatives with two more at-large representatives. Second by Councilor Oswald** with discussion. He requested that we include conservation commission and budget reps. for input and discussion at some time. **Councils' vote on amendment 5-0-0. Councilor Paradis**

made a motion to adopt the Resolution as amended. Second by Councilor Oswald as amended. Councils' vote 5-0-0.

**Ordinance 2006-12 – Relative to the Prohibition of Smoking on Town Property –**

Councilor Oswald read the first reading made a motion to have public hearing on 11/20 with a change to Section II, A. to read a minimum distance of 20 ft from any entrance points to buildings or facilities. Second by Councilor Dolan with discussion. Councilor Dolan questioned Section II, B. Councilor Oswald said we would delete paragraph B. Councilor Dolan asked his fellow Councilors to allow this to go to public hearing, let citizens be heard. He said the role of a Councilor is to represent taxpayer's point of view which we did not on Ordinance 2006-11. He talked about second-hand smoke and listed all the ingredients/carcinogens in cigarettes. He stated our elected representatives did not do what citizens wanted and he referenced polls that were overwhelmingly in favor of banning smoking. Councilor Oswald said he will address fines at the public hearing. He suggested asking school board how they enforce their non-smoking ban on school property. Councilor Oswald stated that this was an interesting subject to bring up at future meetings with our state reps. Town Manager Caron said the fines listed are maximum amounts established by state statutes, can be reduced. Councils' vote 5-0-0.

**Order 2006-16 – Relative to the Withdrawal from the Expendable Maintenance**

**Trust Fund** - Councilor Dolan made a motion to. Second by Councilor Paradis. Councils' vote 5-0-0

**APPROVAL OF MINUTES**

Councilor Oswald made a motion to adopt public meeting minutes from 10/16 with amendments to line 118, should read "Kyle" Robinson. Second by Councilor Oswald. Councils' vote 5-0-0.

Councilor Oswald made a motion to adopt public meeting minutes from 10/23. Second by Councilor Dolan. Councils' vote 4-0-1 (Councilor Paradis abstained, did not attend meeting).

Councilor Oswald made a motion to adopt public meeting minutes from 10/26. Second Councilor Dolan. Councils' vote 5-0-0.

Councilor Dolan made a motion to adopt public meeting minutes from 10/30 with amendment to line 105, change to "Councilor" Dolan and line 119 change to Councilor and strike out "points well made, line 212 change to read "Second by Councilor Paradis". Councils' vote 5-0-0.

**OTHER BUSINESS**

**Liaison Reports:** Councilor Paradis attended the Elderly Affairs meeting, Joe DiCarolis present his elderly housing project, and he is going to Planning Board again.

None of the other Councilors had anything to report.

**Town Manager's Report** – Town Manager Caron reported that Janusz Czyzowski had met with DOT, Trailways and environmental agencies regarding the CMAQ project; they were going to bid out the project with different alternatives, segment the work. After all information is collected will approach the Council again for guidance.

**Board/Committee Appointments/Reappointments/Resignations**

1. Resignation of Brain Cashman from Manchester/Boston Regional Airport Authority, term to expire 3/1/09. Councilor Dolan made a motion to accept, **Second by Councilor Oswald. Councils' vote 5-0-0.**
2. Appointment of Matthew Tannler to the Traffic Safety Committee, Ad Hoc position. **Councilor Oswald made a motion to appoint Matthew Tannler. Second by Councilor Dolan. Councils' vote 5-0-0.**

ADJOURNMENT

**Councilor Bove made a motion to adjourn 11:10 AM. Second Councilor Paradis. Councils' vote 5-0-0.**

MEETING SCHEDULE

Notes and Tapes by:	<u>Margo Lapietro</u>	Date: <u>11/6/06</u>
Minutes Typed by:	<u>Margo Lapietro</u>	Date: <u>11/9/06</u>
Approved:	<u>Town Council</u>	Date:

**MEETING SCHEDULE:**

Town Council, November 9, 2006 about 7:00 PM, Moose Hill Council Chambers – FY08  
Budget Workshop

Town Council, November 20, 2006 about 7:00 PM, Moose Hill Council Chambers –  
Meeting and Budget Discussion

Town Council, December 4, 2006 about 7:00 PM, Moose Hill Council Chambers –  
Meeting and follow-up Budget Workshop

Town Council, December 18, 2006 about 7:00 PM, Moose Hill Council Chambers –  
Meeting and Follow-Up Budget Workshop

