

**TOWN COUNCIL  
AGENDA  
February 11, 2008**

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 – PUBLIC SESSION
- 7:01 PM            II.    PUBLIC COMMENT
- A.    Mark Brewer, Director, Manchester-Boston  
         Regional Airport
- 7:45 PM            III.   OLD BUSINESS
- A.    2008 Town Meeting Warrant
- 7:50 PM            IV.   NEW BUSINESS
- A.    Firearms Range
- 8:20 PM            V.    APPROVAL OF MINUTES
- A.    Minutes of the Council’s February 4, 2008 Public  
         Meeting.
- 8:25 PM            VI.   OTHER BUSINESS
- A.    Liaison Reports  
B.    Town Manager’s Report  
C.    Board/Committee  
         Appointments/Reappointments/Resignations
- 8:40 PM            VII. ADJOURNMENT

MEETING SCHEDULE:

- A.    Town Council, March 3, 2008 @ 7:00 PM, Moose  
         Hill Council Chambers – Council Meeting
- B.    Town Meeting Voting, March 11, 2008, LHS  
         Gymnasium, 7:00 AM – 8:00 PM
- C.    Budgetary Town Meeting, March 15, 2008, LHS  
         Cafeteria, 9:00 AM

To the inhabitants of Londonderry in the County of Rockingham in said State qualified to vote in Town Affairs:

Voters are hereby notified to meet at the Londonderry High School Gymnasium in Londonderry on Tuesday the eleventh (11th) day of March, 2008, at seven o'clock in the morning to choose all necessary Town Officers for the ensuing year, and to act upon bond and note articles, together with any amendments to the Town Charter, all by official ballot, the polls to be open at seven o'clock in the morning and to close not earlier than eight o'clock in the evening.

Voters are further notified to meet at the Londonderry High School Cafeteria on Saturday, March 15, 2008 at nine o'clock in the morning to discuss, amend and act upon articles, the proposed Fiscal Year 2009 budget and all other matters to come before the meeting.

**ARTICLE NO. 1 [ELECTION OF OFFICERS]**

To choose all necessary Town Officers for the ensuing year, or until another is chosen or appointed and qualified.

**ARTICLE NO. 2 [BOND ISSUE FOR HIGHWAY RECONSTRUCTION]**

To see if the Town will vote to raise and appropriate **ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$ 1,500,000)** for the reconstruction of roads.

Said sum to be raised by the issuance of serial bonds or notes not to exceed **ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000)** under and in compliance with the provisions of the Municipal Finance Act (NH Revised Statutes Annotated Chapter 33) and to authorize the Town Council to issue and negotiate such bonds or notes, to determine the rate(s) of interest thereon and to take such other actions as may be necessary to effect the issuance, negotiation, sale and delivery of such bonds or notes as shall be in the best interest of the Town of Londonderry, and to authorize the Town Council to accept any funds from the State of New Hampshire, the Federal Government, and private sources, as may become available, and pass any vote relating thereto and further, to raise and appropriate **FIFTY SEVEN THOUSAND, FIVE HUNDRED DOLLARS (\$57,500)** for the first year's interest payment and bond issuance costs on said bond and to authorize the transfer of the June 30 fund balance in that amount for this purpose. (Ballot Vote – 60% approval required)

**(If passed, this article will require the Town to raise \$0 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09; \$210,000 in property taxes, resulting in a tax rate impact of \$0.06 in FY 10; and \$204,000 in property taxes, resulting in a tax rate impact of \$0.06 in FY11, based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 4-1-0)*

*Budget Committee - (Yes: 5-1-0)*

**ARTICLE NO. 3 [FUND SPECIAL REVENUE ACCOUNTS]**

To see if the Town will vote to raise and appropriate the sums set forth below from the special revenue funds already established. Such appropriations shall be used for the purpose of covering Police Outside Details, Cable and Sewer Expenses, and shall be funded from various vendors and users of Police, Cable and Sewer Services. Any surplus in said funds shall not be deemed part of the General Fund accumulated surplus and shall be expended only after a vote by the legislative body to appropriate a specific amount from said funds for a specific purpose related to the purpose of the funds or source of revenue.

Sewer Division Fund	\$2,056,212
Cable Franchise Fee Fund	265,930
Police Outside Detail Fund	<u>434,839</u>
	<b>\$2,756,981</b>

**(These services are funded through user fees and require no property tax support)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0) Budget Committee - ( Yes: 6-0-0)*

**ARTICLE NO. 4 [EXPENDABLE MAINTENANCE TRUST FUND]**

To see if the Town will vote to raise and appropriate the sum of **TWO HUNDRED FIVE THOUSAND DOLLARS (\$205,000)** to be placed in the Town's Maintenance Trust Fund created by the voters at the 2003 Town Meeting for the purpose of repairing and maintaining town facilities and to authorize the use of the June 30 Fund Balance in the amount of \$100,000 towards this appropriation.

(If passed, this article will require the Town to raise \$105,000 in property taxes, resulting in a tax rate impact of \$0.03 in FY 09 based upon projected assessed values.)

*This article is supported by:*

*Town Council - (Yes 5-0-0) Budget Committee - ( Yes 6-0-0)*

**ARTICLE NO. 5 [FISCAL YEAR 2009 TOWN OPERATING BUDGET]**

To raise such sums of money and make appropriations of the same as may be necessary to defray Town charges, exclusive of warrant articles and increases resulting from collective bargaining agreements, for the ensuing fiscal year, July 1, 2008 through June 30, 2009.

(If passed, this article will require the Town to raise \$13,422,248 in property taxes, resulting in a tax rate impact of \$4.01 in FY 09 based upon projected assessed values.)

*This article is supported by:*

*Town Council - (\$24,904,919 - Vote: 5-0-0)*

*Budget Committee - (\$24,904,919 -*

*Vote: 6-0-0)*

**ARTICLE NO. 6 [APPROPRIATE FUNDS TO CAPITAL RESERVE FUNDS TO REPLACE AMBULANCES, HIGHWAY HEAVY EQUIPMENT, FIRE TRUCKS AND HIGHWAY TRUCKS]**

To see if the Town will vote to raise and appropriate the sums set forth below to be placed in capital reserve funds already established, to authorize the use of the June 30 Fund Balance for this purpose in the amount of \$12,200, and to authorize the Town Council to act as agents to expend said funds.

Ambulances	\$ 50,000
Highway Trucks	\$ 70,000
Highway Heavy Equipment	\$ 52,200
Fire Trucks	<u>\$ 160,000</u>
	<b>\$ 332,200</b>

(If passed, this article will require the Town to raise \$320,000.00 in property taxes, resulting in a tax rate impact of \$0.10 in FY 09 based upon projected assessed values.)

*This article is supported by:*

*Town Council - (Yes: 4-1-0) Budget Committee - (Yes: 3-3-0 )*

**ARTICLE NO.7 [BARTLEY HILL/STONEHENGE/LITCHFIELD/MAMMOTH INTERSECTION]**

To see if the Town will vote to raise and appropriate **THREE HUNDRED NINETY EIGHT THOUSAND DOLLARS (\$398,000)** for the purpose of supplementing funds appropriated at the 2002 Town Meeting for the reconstruction of the Bartley Hill/Stonehenge/Litchfield/Mammoth Roads intersection and the installation of traffic signals at that location; to authorize the use of the June 30 Fund Balance for this purpose in the amount of \$341,059.00 and to authorize the use of \$56,941 in impact fees assessed for this purpose. The Town's total investment in the project is \$698,000.00, with the State of New Hampshire funding \$1,396,000.00.

**(If passed, this article will require the Town to raise \$0.00 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0) Budget Committee - (Yes: 6-0-0)*

**ARTICLE NO. 8: [RATIFY COLLECTIVE BARGAINING AGREEMENT BETWEEN LONDONDERRY ADMINISTRATIVE EMPLOYEES ASSOCIATION and THE TOWN OF LONDONDERRY]**

To see if the Town will vote to approve the cost items included in the collective bargaining agreement reached between the Town of Londonderry and the *Londonderry Administrative Employees Association*, which calls for the following appropriations for salaries and benefits over what was raised under any current agreements and policies for the employees of the Union:

<u>Year</u>	<u>Cost Increase</u> From Prev. FY	<u>Tax Increase</u> From Prev. FY <sup>1</sup>	<u>Total Estimated</u> Average <u>Annual Cost</u> <u>Salary Incr.</u>
<b>FY 07</b>	<b>\$ 0.00</b>	<b>\$ 0.00</b> <b>0.0%</b>	<b>0.00</b>
<b>FY 08</b>	<b>\$ 59,342.00</b>	<b>\$ 0.02</b> <b>3.1%</b>	<b>59,342.00</b>
<b>FY 09</b>	<b>\$ 90,238.00</b>	<b>\$ 0.03</b> <b>3.0%</b>	<b>149,580.00</b>
<b>FY 10</b>	<b>\$ 74,185.00</b>	<b>\$ 0.02</b> <b>3.0%</b>	<b>223,765.00</b>

and further, to raise and appropriate the sum of **\$ 149,580.00** (\$0.05 on the tax rate) for the FY08 & FY 09 expenses, such sum representing the additional cost attributable to the increase in salaries and benefits over those of the appropriation at the current staffing levels paid under any existing agreements. (LAEA represents 26 full time and 1 part time management and professional positions in eight Departments.)

**(If passed, this article will require the Town to raise \$149,580.00 in property taxes, resulting in a tax rate increase of \$0.05 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

**Town Council - (Yes: 4-1-0)**

**Budget Committee - ( Yes: 2-4-0)**

<sup>1</sup> Projections are based upon projected assessed values.

**ARTICLE NO. 9 [RATIFY COLLECTIVE BARGAINING AGREEMENT BETWEEN IAFF Local 3160 and THE TOWN OF LONDONDERRY]**

To see if the Town will vote to accept the Fact Finder’s report for the Collective Bargaining Agreement between the Town of Londonderry and the International Association of Firefighters (IAFF), Local 3160, and in doing so, to approve the cost items within said Agreement, which calls for the following appropriations for salaries and benefits over what was raised under any current agreements and policies for the employees of the Union:

	Cost Increase	Tax Increase	Total Estimated	Averag
<u>Year</u>	<u>From Prev. FY</u>	<u>From Prev. FY<sup>1</sup></u>	<u>Annual Cost</u>	<u>Rate</u>
			<u>Incr.</u>	
<b>FY 08</b>	<b>\$ 1,809.00</b>	<b>\$ 0.00</b>	<b>\$ 1,809.00</b>	
		<b>0.0%</b>		
<b>FY 09</b>	<b>\$167,430.00</b>	<b>\$ 0.05</b>	<b>169,239.00</b>	
		<b>12.5%</b>		
FY 10	\$ 2,759.00	\$ 0.00	171,998.00	
	0.0%			
FY 11	\$ 68,182.00	\$ 0.02	240,180.00	
	3.0%			

and further, to raise and appropriate the sum of **\$ 169,239.00** (\$0.05 on the tax rate) for the FY 08 and FY09 expenses, such sum representing the additional cost attributable to the increase in salaries and benefits over those of the appropriation at the current staffing levels paid under any existing agreements. (IAFF Local 3160 represents 41 full time and 0 part time Fire Department employees.)

**(If passed, this article will require the Town to raise \$169,239.00 in property taxes, resulting in a tax rate increase of \$0.05 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

**Town Council - (Yes: 5-0-0)**

**Budget Committee - ( Yes: 5-1-0)**

<sup>1</sup> **Projections are based upon projected assessed values**

**ARTICLE NO. 10: [RATIFY COLLECTIVE BARGAINING AGREEMENT BETWEEN THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS LOCAL 633 OF NEW HAMPSHIRE & LONDONDERRY LEACH LIBRARY ASSOCIATION and THE LONDONDERRY LEACH PUBLIC LIBRARY BOARD OF TRUSTEES]**

To see if the Town will vote to approve the cost items included in the collective bargaining agreement reached between the Londonderry Leach Public Library Board of Trustees and the International Brotherhood of Teamsters Local 633 of New Hampshire & Londonderry Leach Library Association, which calls for the following appropriations for salaries and benefits over what was raised under any current agreements and policies for the employees of the Association:

<u>Year</u>	Cost Increase	Tax Increase	Total Estimated	
	<u>Average</u> <u>From Prev. FY</u>	<u>From Prev. FY</u>	<u>Annual Cost</u>	<u>Salary</u>
FY09	\$ 18,445.86	\$ 0.01	\$ 18,445.86	3.0%
FY10	\$ 17,933.42	\$ 0.01	\$ 36,379.28	3.0%
FY11	\$ 20,133.79	\$ 0.01	\$ 56,513.07	3.0%
FY12	\$ 23,656.87	\$ 0.01	\$ 80,169.94	3.0%
FY13	\$ 31,665.46	\$ 0.01	\$111,835.40	3.0%

and further, to raise and appropriate the sum of \$ **18,446** (\$ 0.01 on tax rate) for the FY09 expenses, such sum representing the additional cost attributable to the increase in salaries and benefits over the appropriation at the current staffing levels paid under any existing agreements.

(Londonderry Leach Library Association represents 7 full time and 7 part time Library employees)

**(If passed, this article will require the Town to raise \$18,446.00 in property taxes, resulting in a tax rate increase of \$0.01 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 1-2-2)*

*Budget Committee - (Yes: 1-5-0)*

**ARTICLE NO. 11 [AUTHORIZATION FOR SPECIAL MEETING ON COST ITEMS]**

To see if the Town will vote, if one or more of Articles 8, 9 & 10 are defeated, to authorize the Town Council to call one special meeting, at its option, to address Articles 8, 9 and/or 10 cost items only.

(This article, if passed will have no tax impact.)



*This article is supported by:*

*Town Council - (Yes: 5-0-0 ) Budget Committee - ( Yes 6-0-0)*

**ARTICLE NO. 12 [TO REVOKE A NON LAPSING FUND]**

To see if the Town will vote to revoke the Ecological Industrial Park Expendable Maintenance Trust Fund voted at Town Meeting 2002, Article 5.

(This article, if passed will have no tax impact.)

*This article is supported by:*

*Town Council - (Yes: 5-0-0 ) Budget Committee - ( Yes 6-0-0)*

**ARTICLE NO. 13 [ESTABLISH AN EXPENDABLE TRUST FUND FOR THE PURPOSE OF DEVELOPING, PROMOTING AND MARKETING AN ECOLOGICAL INDUSTRIAL PARK]**

To see if the Town will vote to raise and appropriate the sum of **FORTY FIVE THOUSAND DOLLARS (\$45,000)** and establish a Trust Fund under the provisions of RSA 31:19a for the purpose of developing, promoting and marketing an Ecological Industrial Park, and to authorize the transfer of the June 30 Fund Balance for this purpose; further, to designate the Town Council as agents to expend. This shall be a non-lapsing fund.

**(If passed, this article will require the Town to raise \$0.00 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0 ) Budget Committee - ( Yes 6-0-0)*

**ARTICLE NO. 14: [ESTABLISH A NON-CAPITAL RESERVE FUND FOR THE MASTER PLAN]**

To see if the Town will vote to establish, pursuant to RSA 35:1-c, a Non-Capital Reserve Fund for the future updating of the Town Master Plan, to raise and appropriate **ONE HUNDRED TWENTY THOUSAND DOLLARS (\$120,000)** for said purpose, to authorize the use of the June 30 Fund Balance for this purpose, and to designate the Town Council as Agents to Expend.

**(If passed, this article will require the Town to raise \$0.00 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0) Budget Committee - (Yes: 0-6-0)*

**ARTICLE NO.15 [EMERGENCY GENERATOR]**

To see if the Town will vote to raise and appropriate **ONE HUNDRED THOUSAND DOLLARS (\$100,000)** for the purpose of purchasing and installing a generator at Londonderry High School Gymnasium to assist the Town with meeting its emergency preparedness responsibilities, and to authorize the use of the June 30 Fund Balance for this purpose.

**(If passed, this article will require the Town to raise \$0.00 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0) Budget Committee - (Yes: 6-0-0)*

**ARTICLE NO.16 [HIGHWAY RECONSTRUCTION]**

To see if the Town will vote to raise and appropriate **TWO HUNDRED THOUSAND DOLLARS (\$200,000)** for the purpose of funding the reconstruction of roads. (This Article is presented as an alternative to Article 2, and will be retracted if the bond issue passes.)

**(If passed, this article will require the Town to raise \$200,000.00 in property taxes, resulting in a tax rate impact of \$0.06 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 5-0-0) Budget Committee - (Yes: 6-0-0)*

**ARTICLE NO. 17 [USE OF CONSERVATION FUNDS TO CONSTRUCT A REPLACEMENT NORTH FIRE STATION]**

To see if the Town will vote to raise and appropriate **ONE MILLION EIGHT HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$1,855,000)** for the purpose of constructing a replacement fire substation in North Londonderry and to authorize the use of the Londonderry Conservation Commission Fund balance in the amount of **\$1,855,000** towards this appropriation. (By Citizen's Petition)

**(If passed, this article will require the Town to raise \$0.00 in property taxes, resulting in a tax rate impact of \$0.00 in FY 09 based upon projected assessed values.)**

*This article is supported by:*

*Town Council - (Yes: 0-5-0) Budget Committee - (Yes: 2-4-0)*

**ARTICLE NO.18 [TRANSACTION OF OTHER BUSINESS]**

To transact any other business that may legally come before this meeting. No business enacted under this article shall have any binding effect upon the Town.

Given under our hands and seal, this 11th of February, in the year of our Lord, Two Thousand and Eight.

***TOWN COUNCIL  
LONDONDERRY, NEW HAMPSHIRE***

\_\_\_\_\_  
Joseph Paradis - Chairman

\_\_\_\_\_  
Martin Bove - V. Chairman

\_\_\_\_\_  
Mark Oswald - Councilor

\_\_\_\_\_  
Kathy Wagner - Councilor

\_\_\_\_\_  
Brian Farmer - Councilor

I hereby certify that notice was given to the inhabitants of the Town of Londonderry to meet for the 2008 Town Meeting at the time and place indicated in this Warrant, by posting an attested copy of this document on February 12, 2008 at the Londonderry High School Gymnasium and Cafeteria, the place of meeting, and at the Town Hall, School District Office and Leach Public Library.

\_\_\_\_\_  
David R. Caron  
Town Manager

**TOWN COUNCIL MEETING**  
**February 4, 2008**

The Town Council meeting was held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth Road, Londonderry, NH.

**PRESENT: TOWN COUNCIL; Chairman Joe Paradis; Vice Chairman, Marty Bove; Councilors Mark Oswald; Brian Farmer, and Kathy Wagner; Town Manager Dave Caron, and Margo Lapietro, Executive Assistant.**

**CALL TO ORDER – PUBLIC SESSION**

Chairman Paradis opened the meeting at 7:02 PM with the Pledge of Allegiance. This was followed by a moment of silence for the men and women fighting for our country.

**PUBLIC COMMENT**

**American Red Cross.**- Lisa Michaud, interim Executive Director spoke about the Local Chapter of the American Red Cross. She explained all their educational components and the services they provide. They are 90% driven by volunteers. Kelly Vachon, Americore Vista works in Emergency Management. She explained what she does, including shelter training. The Red and White Ball is a major fundraiser on May 10 at National Guard Amory in Manchester.

Al Baldasaro, State Rep. talked about emergency generator needed for shelter being provided by Town at Londonderry High School (LHS). He talked to Mr. Pope, Homeland Security Director about obtaining funding. He complimented the Town regarding their efforts in this endeavor. He said there is a 50/50 matching grant available and he has the field director for our area working with Capt. Roger from Londonderry Fire Dept. (LFD). Money is expected to become available in July. Chairman Paradis asked Town Manager if money coming from undesignated fund balance, he responded yes. A. Baldasaro also talked to someone in the State about getting a total of six printers for the Town Clerk/Tax Collector for the new MAP program. Chairman Paradis read a note from Reed Paige Clark, III asking everyone to vote at the School Deliberative Session on February 8.

**OLD BUSINESS**

**2008 Town Meeting Warrant** - Town Manager Caron reported that the citizens' petition to use conservation funds to construct a North/West Fire Station was ruled by Rockingham County Superior Court to be "void, illegal and unenforceable." They did

not rule as to whether or not it should appear on the warrant, so it will appear on the Saturday Budgetary Town Meeting warrant.

The Town Council has in the past included an article to authorize a special meeting if the collective bargaining agreement(s) do not pass on 3/15. He provided a draft of the revised Warrant, and pointed out that Article 11 refers to the special meeting. **Councilor Farmer made a motion to include Article 11. Second Councilor Bove. Council's vote 5-0-0.**

### **NEW BUSINESS**

**Resolution 2008-02 – Relative to Unfunded Mandates and NHRS** – Councilor Oswald recused himself. Councilor Farmer read the Resolution and **made a motion to accept. Second Councilor Wagner.** Councilor Bove said he is an employee of the state of NH, belongs to a different group than that consisting of Police and Fire Fighters said he would not be voting. Town Manager Caron explained that every other year the retirement system projects what funds it needs to operate the system. It reviews revenues received in the form of investment earnings kept in the annuity funds, and employer contributions which are set by statute at 5% for Group 1 and 9.3% for Group 2. The balance of the funds which need to be raised are allocated to the employers. The State Legislature years ago enacted a retirement health subsidy; which does not pay the entire health care, only a portion. The law also contains an annual inflator of 8%. This request is for the towns, cities and school districts to pay for a portion of those funds into the retirement funds. The law requires employers to pay 25% more of the Town's current contribution into the retirement health subsidy. It is estimated at this point to be a cost impact of about \$525K to the Town. Some of that would be paid by the airport per the law enforcement contract, however vast majority will fall upon local taxpayers. If towns and cities are successful defending their rights, then either the benefit is modified or else the state assumes the responsibility of paying those costs. Town Manager Caron said the State is in violation of federal tax laws by currently funding this benefit from the Special Account. That is why the retirement system does not draw upon funds from the special account. Chairman Paradis said this Resolution is basically requesting our Town to allow funding for legal costs and any additional monies to fund the lawsuit. Councilor Wagner asked who else is participating, Town Manager Caron responded there is a number of other employers, and he expects widespread participation. Councilor Farmer and Chairman Paradis talked about the Town's share of \$5,995. Council's vote 3-0-0, with Councilors Oswald and Bove recusing themselves.

**Winter Maintenance Policy Review.** Sandy Lagueux, 2 Fiddler's Ridge supplied meeting minutes that referenced sidewalks and snow removal from SAU and Town Council meetings. Chapter 2 of the grant application, item #12, indicates what seasons the pathway will be used and maintained, winter was not checked off. Since it took 6 ½ years to actually build the pathway, the snow issue did not come up, she stated at Town Meeting that she would cross that bridge when we get there, this is now the time to discuss it. She is asking to do the work without any additional monies being spent. Councilor Oswald said he was concerned about a student getting injured. Councilor

Wagner agreed with Councilor Oswald, she said she saw kids walking in break down lane today, important to maintain it. Chairman Paradis said kids are going to continue using their own route like they have done for the past 40 years. Janusz Czyzowski, Public Works Dir. said for the last 2 yrs he has asked for \$30K in budget to maintain sidewalks throughout the community. He stated we have almost a mile of sidewalks; don't have manpower, money or equipment to remove snow. If he contracts the service it will cost about \$30K. Policy that was instituted in 2003 will protect town from negligence. He stressed that a multi-use pathway is different than a sidewalk design. The policy refers only to existing sidewalks. Chairman Paradis asked him if equipment will cost \$40K, J. Czyzowski responded that he wasn't sure, but that equipment could cost upwards of \$100K. Councilor Farmer said the Town has 4 vehicles that could be used to plow; fire and police have plows capable of plowing an 8' pathway. Councilor Farmer said can't be done by plow all the time. Councilor Wagner asked J. Czyzowski if his equipment could be used, he responded problem is the PW crew has to keep working on the roads and when snow stops they still have clean-up; then they have to stop and rest. If they get to the pathway a couple of days after clean-up of streets has been done, it would be harder to deal with ice covered snow. Councilor Bove said we have to consider a lot of things, basically looking at another salt budget. Town Manager Caron said it is not staff's position to dictate what services citizens receive; staff needs policy direction from the Council. We have two issues, it is not a sidewalk, it is a pathway. Currently winter policy is silent on pathways. Should the Town maintain sidewalks in the winter, and/or should the Town maintain pathways in the winter. If the answer is yes to the two questions then staff will research costs for Thursday night's budget hearing, and the Council can make a decision whether to add that money to the budget. Councilor Bove read RSA 231: 92 it stated the school and town are not responsible if you clear sidewalks/pathway and someone falls. Town Manager Caron suggested if the Council adopts the policy, then maintenance should be completed the right way, in order to protect the Town and citizens. Councilor Farmer agreed with the Town Manager, and said if we do it for one school it has to be done for other schools. He also agreed with costing it out, look at alternatives, get right information for Council to make a decision. Councilor Wagner asked Council to look at a policy decision on pathways, we are talking about one pathway. What is cost to maintain just one pathway? Councilor Oswald said we have two options; maintain from Middle School to High School which is the minimum. Second is the entire pathway from Moose Hill to the Middle School. Councilor Farmer said he wants whole pathway from Middle School to Moose Hill Kindergarten. Bill Mahan, 27 Red Deer Road said he asked a question at town meeting when this warrant article came up. He said S. Lagueux stated that she would not come back for another penny for the pathway. S. Lagueux said that the question was asked if the construction costs goes up she would not come back to the Town to ask for more money. On the subject of snow removal she said that she replied they would cross that bridge when they get there. Had two years with very little snow. She said she is getting a lot of telephone calls from a lot of people asking why they are not maintained. She stated that the construction cost was kept at amount of warrant.

**Resolution 208 – 03 – Relative to a Policy on Assisted Listening Devices** - Councilor

Oswald read the first reading, second reading waived. **Councilor Oswald made a motion to adopt. Second Councilor Wagner.** Councilor Bove asked if the twelve units being purchased can be used in other rooms, Town Manager Caron responded said they are portable. Councilor Wagner asked if in the future we could purchase more, Town Manager Caron responded in the affirmative. Councilor Farmer asked what the cost is; Town Manager Caron responded \$1,900. Councilor Wagner asked if school could use them he responded yes. **Council's vote 5-0-0.**

### **APPROVAL OF MINUTES**

**Minutes of the Council's January 21, 2008 Public Meetings.** Councilor Wagner made a motion to approve. Second Councilor Bove. Councilor Oswald said he had edits; line 170 and 171, "\$8 million a year over the past 7 years" should read "\$8M over a 7 year period." Line 244 change from "Chairman Farmer" to "Councilor Farmer." Council's vote with edits, 5-0-0.

### **OTHER BUSINESS**

**Liaison Reports** – Councilor Oswald attended Conservation Commission meeting last week, they spent most of meeting preparing for Musquash Field Day which was Saturday, and weather cooperated. Had good turn out. Thanked Eastern Mountain Sports, they donated snow shoes and their expertise. Continuing negotiations on two possible pieces of land for open space, will talk about at next meeting.

Councilor Wagner attended Budget meeting, very lively. Will vote on warrant articles on Thursday, 2/7/08 after combined Town Council/Budget Committee Meeting. She mentioned that Steve Young attended a Manchester Airport meeting and met the new director, who has a lot of new ideas. Town Manager Caron mentioned that Airport Director Mark Brewer will be at the Council meeting scheduled on 2/11/08 to learn about Londonderry and listen to concerns we might have with the Airport.

Councilor Bove attended the Housing Taskforce meeting; reviewed draft of their report, had issues to change, will review new version on 2/27. He suggested all departments have a separate meeting at same time to review the entire report. School Board deliberative session is this Friday at 7:00 PM in the LHS Cafeteria. Solid Waste Committee has some sign sponsors, there will be a review of several recycling programs. Next meeting is the 14<sup>th</sup>. Have not been able to make those meetings. He mentioned that Goffstown has a video on their website regarding recycling, hopes to have same thing for our town. Glad to have a lot of people signing up to run for office, listed the numbers for each position.

Councilor Farmer said he had one meeting, unable to attend.

Chairman Paradis attended LIEC, met last week, looking at Russian businessmen to come from our sister city a few years from now.. Heritage Commission met last week, and a barn and carriage house on 42 Litchfield Rd were salvaged. The farmhouse will be up for sale as well, hoping to save that. She credits the contractor for saving the buildings. Chairman Paradis mentioned he will be running a “Candidate’s Night” on the local access TV.

Town Manager’s Report – Final public hearing for the budget will be held this Thursday, 2/7/08. Council has already taken final votes on the bond and two warrant articles. Library contract will be e-mailed to the Council for review. Budget Committee will be taking a final vote that same evening. Budget and Warrant will be signed on 2/11 and the voter information guide will continue to be inserted in the Londonderry Times newspaper a few weeks prior to Town Meeting.

Board/Committee Appointments/Reappointments/Resignations

### **ADJOURNMENT**

Councilor Oswald made a **motion to adjourn**. **Second Councilor Wagner**. **Council’s vote 5-0-0**. **Adjourn at 8:45 PM**.

**Notes and Tapes by:** Margo Lapietro **Date:** 02/04/08

**Minutes Typed by:** Margo Lapietro **Date:** 02/07/08

**Approved:** Town Council **Date**