

**TOWN COUNCIL  
AGENDA  
February 23, 2009**

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

- 7:00 PM
- I. CALL TO ORDER – PUBLIC SESSION
  - II. PUBLIC HEARING – RSA 31:95-c (Special Revenue Fund to Support Town Common/Forest Activities)
  - III. OLD BUSINESS
    - A. FY10 Budget – Ramifications of Governor’s Budget
  - IV. NEW BUSINESS
    - A. State Budget revenue alternatives
    - B. Resolution 2009-03 – Relative to the Award of a Contract for Sewer Design Services
  - V. ADJOURNMENT

MEETING SCHEDULE:

- A. Town Council Meeting, March 2, 2009, Moose Hill Council Chambers, Town Hall, 7:00 PM
- B. Town Meeting Elections and Bonds, March 10, 2009, Londonderry High School Gymnasium, 7:00 AM – 8:00 PM
- C. Budgetary Town Meeting, March 14, 2009, Londonderry High School Cafeteria, 9:00 AM.
- D. Town Council Meeting, March 16, 2009, Moose Hill Council Chambers, Town Hall, 7:00 PM
- E. Town Council Meeting, April 6, 2009, Moose Hill Council Chambers, Town Hall, 7:00 PM

**31:95-c Special Revenue Funds. –**

I. Towns may, pursuant to RSA 31:95-d, vote to restrict revenues, or any portion of revenues, from a specific source to expenditures for specific purposes. Such revenues and expenditures shall be accounted for in a special revenue fund separate from the general fund.

II. Notwithstanding paragraph IV, towns may establish, pursuant to RSA 31:95-d, special revenue funds to:

(a) Provide special highway funds from appropriate revenues, such as revenues from block grants from the state highway fund, motor vehicle permit fees collected under RSA 261:165, parking meter fees and fines in accordance with RSA 231:131, and any other highway related revenues not otherwise designated by law. Appropriations from the special highway fund shall be used for highway expenditures.

(b) Provide special capital improvement plan funds from appropriate revenues, which include any portion of town revenues otherwise allotted to the general fund except property taxes, provided that the town has adopted and has in place an up-to-date capital improvement plan as prescribed and developed in accordance with the provisions of RSA 674:5 through 674:8. Any funds from sources includable in subparagraph (a) included in the capital improvement plan shall be used solely for highway purposes. Appropriations from the special capital improvement plan fund shall be used to fund those individual capital projects identified in an up-to-date duly adopted town capital improvement plan.

III. Any surplus in any fund created under paragraph I or II shall not be deemed part of the general fund accumulated surplus nor shall any surplus be expended for any purpose or transferred to any appropriation until such time as the legislative body shall have voted to appropriate a specific amount from said fund for a specific purpose related to the purpose or source of the revenue.

IV. This section shall not be construed to prohibit the establishment of capital reserve funds pursuant to RSA 35:1 or town created trust funds pursuant to RSA 31:19-a. The provisions of this section shall be limited to those town activities funded primarily through user fees including, but not limited to, municipal airports and solid waste facilities.

**ARTICLE NO. 6 [CREATION OF SPECIAL REVENUE FUND TO SUPPORT TOWN COMMON/FOREST ACTIVITIES]**

To see if the Town will vote to adopt the provisions of RSA 31:95-c to restrict 100% of revenues from the Nelson Road Cell Tower Lease to expenditures for the purpose of supporting and maintaining the Town Common/Forest and related activities, including Old Home Day, Morrison House, Heritage Commission, Conservation Commission stewardship responsibilities and Arts Council. Such revenues and expenditures shall be accounted for in a special revenue fund to be known as the Town Common Special Revenue Fund, separate from the general fund. Any surplus in said fund 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 fund for a specific purpose related to the purpose of the fund or source of the revenue." (Ballot vote required)

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

***This article is supported by:***

***Town Council - (Yes: 5-0-0) Budget Committee - (Yes 6-1-0)***

# RESOLUTION #2009-03

A Resolution Relative to the  
***Award of a Contract for Sewer Design Services***

---

First Reading: 02/23/09  
Second Reading: Waived  
Adopted: 02/23/09

***WHEREAS*** the Town has planned for the construction of the Pettengill Road Development area; and,

***WHEREAS*** it is recognized that the availability of municipal sewer is a key component to development of this area; and,

***WHEREAS*** the Town needs to proceed with final design of the sewer extension;

***NOW THEREFORE BE IT RESOLVED*** by the Londonderry Town Council that the Town Manager is hereby authorized to execute a contract to complete the design work with Stantec Engineers, in the amount of \$172,000.00.

---

Brian Farmer- Chairman  
Town Council

---

Marguerite Seymour - Town Clerk/Tax Collector

( TOWN SEAL )

***A TRUE COPY ATTEST:***  
***02/23/09***