

**TOWN COUNCIL
AGENDA
April 6, 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

- A. Ordinance #2009-01 - Relative to Amendments to the Zoning Ordinance Regarding Fences

III. PUBLIC COMMENT

A.

III. OLD BUSINESS

A.

IV. NEW BUSINESS

- A. Order #2009-07 – Relative to the Distribution of Conservation Funds to Purchase Property.
- B. December, 2008, Ice Storm Debris Removal
- C. Town Council FY10 Goals and Objectives

V. APPROVAL OF MINUTES

- A. Minutes of Council Public Meeting of March 16.

VI. OTHER BUSINESS

- A. Liaison Reports
- B. Town Manager Reports
- C. Board/Committee Appointments/Reappointments

VII. ADJOURNMENT

MEETING SCHEDULE:

- A. Town Council Meeting, April 20, 2009, Moose Hill

- Council Chambers, Town Hall, 7:00 PM
- B. Town Council Meeting, May 4, 2009, Moose Hill
Council Chambers, Town Hall, 7:00 PM
- C. Town Council Meeting, May 18, 2009, Moose Hill
Council Chambers, Town Hall, 7:00 PM

Introduced: 3/16/09
Second Read/Public Hearing: 4/06/09
Adopted: x/xx/xx

ORDINANCE 2009-01
RELATING TO AMENDMENTS TO THE ZONING
ORDINANCE REGARDING FENCES

WHEREAS the Planning Board and Staff have undertaken the process of systematically reviewing and updating sections of the Zoning Ordinance; and

WHEREAS this process has resulted in the creation of requirements for the construction and installation of fences; and

WHEREAS the Planning Board has recommended that the Town Council act favorably upon these revisions;

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the Town Zoning Ordinance be amended to reflect the creation of new Section 3.14 Fences and amending Section 4.7 Definitions, as recommended by the Planning Board.

Chairman
Londonderry Town Council

A TRUE COPY ATTEST:

Marguerite Seymour - Town Clerk
x/xx/xx

Town Seal

ORDER 2009-07

An order relative to
***The Distribution of Conservation Funds
To Purchase A Conservation Easement***

First Reading: 04/06/09
Second Reading: Waived
Adopted: 04/06/09

WHEREAS the Town of Londonderry has appropriated funds for the Open Space Preservation Program to be placed in the Open Space Fund; and

WHEREAS the provisions of RSA 36:A-4 allow the Conservation Commission to receive gifts of money and property and to purchase property; said property and gifts to be managed and controlled by the Commission; and

WHEREAS the Commission may, under the provisions of said State law, acquire in the name of the Town and subject to the approval of the governing body, any property to be conserved and utilized as open space and shall manage and control the same;

NOW THEREFORE BE IT ORDERED by the Londonderry Town Council that the Town Treasurer is hereby authorized, as directed by the Conservation Commission, to expend from the Open Space Fund the sum of \$1,028,600.00 to purchase a Conservation Easement on Map/Lot 3-100; 3-161-2; and agreed-upon portions of Map/Lot 3-161, Old Nashua and Mammoth Roads from Harold, William and Thomas Estey, and Estey Lumber Incorporated.

Michael Brown - Chairman
Town Council

(TOWN SEAL)

Marguerite Seymour - Town Clerk/Tax Collector

A TRUE COPY ATTEST:
04/06/09

TOWN COUNCIL MEETING
March 16, 2009

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

PRESENT: Town Council: Chairman Mike Brown: Vice Chairperson, Kathy Wagner; Councilors, Brian Farmer, Paul DiMarco, Sean O’Keefe; Town Manager Dave Caron; and Margo Lapietro, Executive Assistant.

CALL TO ORDER – PUBLIC SESSION

Chairman Brown 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, firefighters and police officers serving this community and around the country.

PUBLIC COMMENT

None

OLD BUSINESS

December, '08 Ice Storm After Incident Review –Staff along with the ALERT Team developed a report analyzing the Town’s response to the “08” Ice Storm Incident. The Town Council reviewed and posted on the Town website in January and schedule tonight’s workshop to receive input. Chairman Brown stated that the items listed in the report are in the Town’s control. Town Manager Caron explained that staff reviewed the manner in which town resources respond to major emergencies, although in this particular emergency much as outside of the Town’s control. Chairman Brown noted that 8 pages of the report were dedicated to communications. The Town Manager responded a vast majority of the recommendations to improve communications can be applied to other emergencies in addition to ice storms. Councilor O’Keefe asked Town Manager Caron if PSNH has given any feedback on improving communications. He responded that no specific feedback was received, however, PSNH has acknowledged that communications can improve. He will be engaging in a conversation with them. Fire Chief Kevin MacCaffrie said the state is in the process of having 4 regional meetings at which they will be tasking PSNH and all utilities to address issues. They will try to solve the issues and will forward the final report to the Council. Councilor DiMarco, a member of ALERT, said they were used in three ways: assisted the Londonderry Fire Department (LFD) with debris removal, assisted with barricading/manning impassible roads, and worked at the shelter. He pointed out that Chris Oliverio, President of ALERT was in the audience. He said they did receive feedback from its membership, which is incorporated into the report. Chris Oliverio, Pres. of ALERT, 1 Trolley Car Lane stated that prior to the ice storm the team had been prepared with Red Cross training; chain saw and traffic control training was provided by the Town of Londonderry. He said they planed on

implementing texting members and working with LEEO to broadcast shelter information. They were going to ask the School Board to increase the antenna height to improve communications. They were planning on involving more people on ham radios. Councilor Wagner said she would like to see ALERT have more leadership at the shelter other than Red Cross having complete control. Chief MacCaffrie said the original plan is that it is run by the Red Cross with their upper management structure. We could be responsible for lower management tasks. C. Oliverio said they need to clarify the ALERT role. Councilor Farmer suggested that we could look at what they have and have them ready for the Red Cross. C. Oliverio said they need more volunteers, they only have 35 volunteers. Janusz Czyzowski said that the ALERT Team was very helpful with traffic control because there was not enough police staff to stay with the barricades. Reed Page Clark, III said the Red Cross has a guide book and they are in charge. Councilors Wagner and Farmer said there was a lot of over-coordination of effort. Councilor DiMarco said we need a clear hierarchy of who is in charge. Chief MacCaffrie said once the declaration is made and the Town Manager/Town Council say that we are going to do this then he makes sure that it happens. Our plans state that the Red Cross is the shelter operator and that is part of the emergency management plan. Councilor DiMarco suggested having an organizational chart, Chief MacCaffrie replied there is one in the emergency response plan. Councilor Wagner asked what happens after the shelter fills up and you have to tell someone from Londonderry they can't get in. Chief MacCaffrie responded it is a regional shelter and can only handle 4% of the population. Councilor Farmer said the Red Cross is monitoring all state-wide shelters. C. Oliverio said we have to be prepared to handle the shelter by ourselves. Steve Young, 7 Fiddlers Ridge Rd shared his experiences with his news site and said the number two communicator was PSNH. They updated their website 3 times a day. He also explained the residents provided the best information. He stated in a normal day they see about 1,200 people on their website. The peak day of the event they experienced 5,000 people, most made contact from work and hotels. David Colglazier, 6 Moulton Dr. asked Council to consider checking on the Historic Societies properties in planning so they can take care of their documents and properties. Reed Page Clark, III 79 Stonehenge Rd shared his experiences with the Red Cross during his employment career with the government. Town Manager Caron stated he needs concurrence with the report and he will begin implementing the action items. He said they would try to do this very quickly. The ALERT Team is meeting this Thursday at the LPD. Councilor Wagner requested a plan in place for pets at the shelter.

NEW BUSINESS

Ordinance #3009-10 – Relative to Amendments to the Zoning Ordinance Regarding Fences

Councils vote 5-0-0. Councilor Wagner read the first reading, public hearing scheduled for 4/6/09. **Councilor Wagner made a motion to move the Ordinance to Public Hearing, seconded by Councilor Farmer. Council's vote 5-0-0.**

Order #2009-06 – Relative to the Expenditure of Maintenance Trust Funds for Various Projects. Councilor O'Keefe made a motion to approve the Order,

seconded by Councilor DiMarco. Councilor O’Keefe asked where the ergonomic chair that was listed in the order going. Town Manager Caron explained one of the employees in the Town Clerks Office was experiencing work station issues. The matter was reviewed with Loss Management Committee and they recommended this remedy. Councilor DiMarco asked where is the fuel pump which is one of the other items listed in the Order. Town Manager Caron responded it is located at Central Fire Station, it is a replacement. **Council’s vote 5-0-0.**

Resolution #2009-04 – Relative to the Award of a Contract for the Reconstruction of Bartley Hill Road. Councilor DiMarco made a motion to approve, seconded by Councilor O’Keefe. Councilor O’Keefe asked how much of Bartley Hill is involved.? Public Works Dir. Janusz Czyzowski said it was not all of Bartley Hill, only from the intersection with Stonehenge easterly to the top of the hill. Councilor Farmer questioned if Continental Paving, Inc. could do it at the same price as NHDOT. J. Czyzowski said it is the same price and will be managed by the Town. Councilor DiMarco asked for the timeframe; J. Czyzowski replied they are starting in April and will be completed in one construction season. Councilor DiMarco asked if the road will be closed for an extended time. He replied yes, but will try to keep one lane open but the roads will be closed. Chairman Brown clarified that Janusz had planned to reconstruct Bartley Hill Road; he is simply coordinating with an already existing project. J. Czyzowski responded he had planned to do this anyway and we are the co-owner of this project already. Chairman Brown asked where the money was coming from, he responded from a bond that was approved a year ago. **Council’s vote 5-0-0.**

Chairman Brown said Council should be looking for goals to be discussed and they should be scheduled on an agenda as soon as possible. He requested Councilors develop goals and prioritize them for the April 6 meeting. Goals should be forwarded by April 1 to the Town Manager. Councilor Farmer said the Conservation Commission would like to have the Estey property on the agenda for 4/6. Chairman Brown said one of his goals is the method we conduct meetings and the extent of the agenda. He said that the Town Manager did provide a status of last years goals and asked the councilors to review them before the 4/6/09 meeting.

APPROVAL OF MINUTES

Councilor DiMarco made a motion to accept the meeting minutes of March 1, 2009, seconded by Councilor Farmer. Council’s vote 4-0-1, with Councilor O’Keefe abstaining.

Councilor DiMarco made a correction to line 42-31 of the 3/2/09 meeting minutes. Change from Brian Farmer to read Kathy Wagner. Line 46 change from Kathy Wagner to Paul DiMarco. Councilor DiMarco made a motion to approve the minutes of March 2, 2009 with amendments, seconded by Councilor Farmer; Council’s vote 4-0-1, with Councilor O’Keefe abstaining.f

OTHER BUSINESS

Liaison Reports – Councilor Wagner said she attended the Planning Board Meeting, they talked about a workshop and historic properties got tabled until spring when the new intern comes on board. New zoning regulations are being looked at. Elliott has asked for a continuance for their new phases until April 1. They also talked about workforce housing.

Councilor Farmer said the Arts Council meet last week getting ready for concert season. They are shortening their schedule due to funding issues. Conservation Commission wants to go forward with the Estey hearing in front of Council on 4/6/09.

Liaison Assignments – Councilors discussed their Liaison assignments. The question arose if a Town Councilor acting as a liaison/alternate liaison to the Planning Board had to get sworn in specifically for that Board. Town Manager Caron will review and resolve.

Town Manager Reports – Town Manager Caron said interviews for the police chief will be completed during the last week of March or first of April. After interviews with the Town Manager and a background check on the finalist, a candidate will be presented to the Council for review.

ADJOURNMENT

Councilor Farmer made a motion to adjourn at 8:25 PM, seconded by Councilor O’Keefe; Council’s vote 5-0-0.

Councilor DiMarco made a motion to go into a Non-Public Meeting in accordance with RSA 91-A:3 II (c), seconded by Councilor O’Keefe. Roll Call Vote – Aye, Sean O’Keefe, Aye Paul DiMarco, Aye Mike Brown, Aye Brian Farmer, Aye Kathy Wagner at 8:25PM.

Notes and Tapes by: Margo Lapietro **Date:** 03/16/09

Minutes Typed by: Margo Lapietro **Date:** 03/24/09

Approved; Town Council **Date:**