

TOWN COUNCIL AGENDA
November 3, 2014
7:00 P.M.

The Town Council meeting will be held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth Road, Londonderry, NH. Regular meetings are cablecast live and videotaped for the convenience of our viewers at home. 7:00 PM

A. CALL TO ORDER

B. PUBLIC COMMENT

- 1.) PSNH Presentation on Proposed Transmission Project

C. PUBLIC HEARING

D. OLD BUSINESS

- 1.) Update on Target Shooting in the Musquash/Next Workshop

E. NEW BUSINESS

- 1.) FY16 Budget Overview
Presentated by Kevin Smith
- 2.) **Resolution #2012-19 (B)** – An Amendment Sanctioning of the Londonderry Express Soccer Association
Presented by Art Psaledas
- 3.) **Resolution #2014-05** – A Resolution Declaring the Month of November “Pancreatic Cancer Awareness Month” in the Town of Londonderry, New Hampshire.
Presented by Kevin Smith

F. APPROVAL OF MINUTES

Approval of October 20, 2014 Town Council Minutes

G. OTHER BUSINESS

1. Liaison Reports
2. Town Manager Report
3. Board/Committee Appointments/Reappointment

- 1.) Interview of candidates for the open alternate position on the Recreation Commission

H. ADJOURNMENT

I. MEETING SCHEDULE

1. Town Council Meeting – **11/17/14** Moose Hill Council Chambers, 7:00PM
2. Town Council Meeting – **12/01/14** Moose Hill Council Chambers, 7:00PM
3. Town Council Meeting – **12/15/14** Moose Hill Council Chambers, 7:00PM
4. Town Council Meeting – **01/05/15** Moose Hill Council Chambers, 7:00PM

RESOLUTION #2012-19 (B)

A Resolution Relative to the
**AN AMENDMENT SANCTIONING OF THE LONDONDERRY EXPRESS
SOCCER ASSOCIATION**

First Reading: 11/03/2014
Second Reading: Waived
Adopted: 11/03/2014

WHEREAS there is a need to sanction athletic organizations in order to better manage town recreation facilities; and

WHEREAS the Town Council adopted Title I, Chapter XXIII, Approval of Sanctioned Recreation Groups, which established a process by which groups may be sanctioned; and

WHEREAS the Londonderry Express Soccer Association program is organized to provide a Soccer program providing a highly competitive environment for participants to play outside and within the town of Londonderry. This organization will also hold tournaments from time to time and participation in the program is determined by organized tryouts; and

WHEREAS the Recreation Commission has been reviewing applications in accordance with the aforementioned Town Ordinance;

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the Londonderry Express Soccer Association, having met the requirements of Title 1, Chapter XXIII and receiving the positive recommendation of the Recreation Commission, is hereby sanctioned until December 31, 2015.

Tom Dolan - Chairman
Town Council

Sherry Farrell - Town Clerk

(TOWN SEAL)

A TRUE COPY ATTEST:
11/03/2014



PANCREATIC CANCER ACTION NETWORK

October 2, 2014

Dear Kevin Smith and the Londonderry Town Council,

As your constituent, I am writing on behalf of the Pancreatic Cancer Action Network and the estimated 39,590 Americans who will die of pancreatic cancer in 2014, approximately 190 of whom live in New Hampshire. In 2014, pancreatic cancer will afflict more than 46,420 Americans, 73% of whom will die within one year of their diagnosis, and 94% of whom will die within five years of diagnosis.

Today I am celebrating my fourth birthday without my mother, also a former Londonderry resident. She passed away in 2010 only 5 weeks after being diagnosed with pancreatic cancer. More awareness about this devastating disease may lead to more funding for research to find early detection methods, and give some hope to those diagnosed in the future. In our case, there was no hope, no treatment options, and barely time to say good-bye.

To date, pancreatic cancer is the fourth leading cause of cancer death in the United States, and it is the only major cancer with a five-year relative survival rate in the single digits at just six percent. Furthermore, the incidence and death rate for pancreatic cancer are increasing, and pancreatic cancer is anticipated to move from the fourth to the second leading cause of cancer-related death in the U.S. by 2020. We need your help to shine a spotlight on this disease and finally make progress in developing treatments and early detection tools. By issuing a proclamation supporting the observance of November 2014 as Pancreatic Cancer Awareness Month in Londonderry, you can help us to raise awareness in our community.

I have attached a draft of the proclamation text for your review. I am happy to provide additional official Pancreatic Cancer Action Network material, including pancreatic cancer facts and statistics and NCI funding information, upon request.

We request that a total of 2 originals of the proclamation to be made available for our records. Please contact me at nhvideot@gmail.com or 490-5456 with any questions. I look forward to working with you to issue a proclamation that will recognize November as Pancreatic Cancer Awareness Month and bring much needed attention to this deadly disease. Thank you for your interest in this important issue.

Sincerely,

Karen Robinson
13 Elwood Rd.
Londonderry, NH 03053

RESOLUTION 2014-05

A Resolution Relative to

DECLARING THE MONTH OF NOVEMBER “PANCREATIC CANCER AWARENESS MONTH” IN THE TOWN OF LONDONDERRY, NEW HAMPSHIRE

First Reading: 11/03/14

Second Reading/Public Hearing: 11/03/14

Adopted: 11/03/14

- WHEREAS*** in 2014, an estimated 46,420 people will be diagnosed with pancreatic cancer in the United States and 39,590 will die from the disease;
- WHEREAS*** pancreatic cancer is one of the deadliest cancers, is currently the fourth leading cause of cancer death in the United States and is projected to become the second by 2020;
- WHEREAS*** pancreatic cancer is the only major cancer with a five-year relative survival rate in the single digits at just six percent;
- WHEREAS*** when symptoms of pancreatic cancer present themselves, it is generally late stage, and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 94 percent of pancreatic cancer patients die within the first five years;
- WHEREAS*** approximately 190 deaths will occur in New Hampshire in 2014;
- WHEREAS*** federal funding for medical research is critical to job retention and creation in New Hampshire; and
- WHEREAS*** the Pancreatic Cancer Action Network is the national organization serving the pancreatic cancer community in Londonderry and nationwide through a comprehensive approach that includes public policy, research funding, patient services, public awareness and education related to developing effective treatments and a cure for pancreatic cancer;
- WHEREAS*** the Pancreatic Cancer Action Network and its affiliates in Londonderry support those patients currently battling pancreatic cancer, as well as to those who have lost their lives to the disease, and are committed to nothing less than a cure;
- WHEREAS*** the good health and well-being of the residents of Londonderry are enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments; therefore be it;

NOW THEREFORE BE IT RESOLVED that the Londonderry Town Council designate the month of November 2014 as “Pancreatic Cancer Awareness Month” in the town of Londonderry.

Tom Dolan, Chairman
Town Council
(Town Seal)

Sherry Farrell
Town Clerk/Tax Collector

A TRUE COPY ATTEST:
Adopted 11/03/14

LONDONDERRY TOWN COUNCIL MEETING MINUTES

1
2 **October 20, 2014**

3
4 The Town Council meeting was held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth Road, Londonderry,
5 NH.

6
7 Present: Chairman Tom Dolan; Vice Chairman Jim Butler; Councilors John Farrell, Tom Freda and Joe Green; Town
8 Manager Kevin Smith; Executive Assistant Kirby Wade

9
10 **CALL TO ORDER**

11
12 Chairman Dolan opened the meeting with the Pledge of Allegiance. This was followed by a moment of silence for all those
13 who serve us here and abroad as well as a recently deceased Londonderry resident Ken Degraw, who was killed in October
14 from injuries sustained in an ATV accident. Chairman Dolan stated that our thoughts and prayers are with Ken and his
15 family.

16
17 Chairman Dolan stated that the Arts Council's meeting next door and they asked the Council to act on a resignation so that
18 they can move forward with elections of officers. Chairman Dolan read the resignation of Jason Williams, former Chairman.
19 Motion to accept the resignation of Jason Williams made by Councilor Farrell and second by Councilor Freda. Chair votes 5-
20 0-0.

21
22 **PUBLIC COMMENT**

23
24 Chairman Dolan introduced candidate for State Representative, Doug Thomas. Chairman Dolan reminded the public that the
25 Council does not endorse any candidate from any party but they do support the electoral process and to give platform for
26 people to be engaged in the process and learn about the candidates who are running.

27
28 Doug Thomas, 143 Mammoth Rd, stated that he is running for State Rep because he is a little concerned about some of the
29 things that are happening in the State over the last several years and he would like to see things in the financial are be a little
30 more steady. Thomas stated that he does not want to put a burden on our business and out taxpayers. Thomas stated that he
31 has been a resident of New Hampshire since he was nine. Thomas stated that he settled into Londonderry in 2005 so he has a
32 good understanding of upstate rural New Hampshire as well as the challenges of Southern New Hampshire as well. Thomas
33 stated that he has volunteered throughout the State. He currently sits on the Old Home Day Committee for that past three
34 years. Thomas stated that with his background, after the Military, assisting the DOD Acusion service where he has to deal
35 with a lot of beurocracy at all levels. He has learned to deal with people of many different diverse views and personalities and
36 learn how to work with them to get the job done. Thomas stated that his skills would serve Londonderry well. Thomas asked
37 the people of Londonderry to consider voting for him on November 4th. The Town Council had no questions for Thomas.
38 Thomas thanked the Council for their time.

39
40 Chairman Dolan invited up Malanson Heath for their presentation on the FY 2014 Town of Londonderry. Frank Biron and
41 Karen Snow introduced themselves. Biron stated that he wants to walk through the highlights of the Towns audited financial
42 statements. It is a comprehensive annual financial report that you have which is a very comprehensive document. It is one
43 hundred and thirteen pages of financial information that is broken down into various sections. Biron stated that if you look at
44 the table of contents, on the first page towards the top there are a couple sections noted. Biron went through and introduced
45 the certain parts of the report such as a narrative and budget policies, local and economic events, which there are a lot of them
46 going on in Londonderry right now. Biron stated there are also organizational charts, principal officials and a certificate of
47 achievement. Biron stated that the certificate of achievement is all about; this document gets submitted to the National
48 Government Finance Officers Association. They go through an evaluation process to determine whether the report meets all

LONDONDERRY TOWN COUNCIL MEETING MINUTES

49 of its criteria. For the past several years it has and because of that the Town has received the certificate of achievement and it
50 is the best award the government can receive for its audited financial statement. Biron stated that after the introductory
51 section there is the financial section and that is the section he will be speaking on. Biron stated the last section which he will
52 be speaking on is the statistical section and they are a series of ten years trends of financial information for the Town. It
53 has a lot of demographic information. Biron went through the financial section starting with the independent auditor report.
54 The report states that in their opinion, the financial statements are in accordance with generally accepted accounting principles.
55 That would be considered an unmodified or a clean opinion. Biron went on and introduced the management discussion and
56 analysis. It is a narrative overview of the financial results of operations. It attempts to put into words what the numbers say.
57 Biron skipped ahead to the number pages. The statement of new position is a consolidation of all of the Town's funds and
58 they will be looking at all of the funds shortly at the next page. This includes the general fund and the sewer fund and various
59 special revenue and trust funds all into one column and they get presented on the basis of accounting. Biron stated that long
60 term assets and long term liabilities get reported on this page and not on the fund basis accounting pages. Biron continued to
61 walk the Council through the financial section of the report. Biron stated that over the next five years, the majority of Bonds
62 will be paid down. When Bond rating agencies look at municipal financial statements that is one of the things they focus in
63 on, the amount of debt you have, which is not a lot for a community Londonderry's size. They also look at the pay down
64 schedule and it is much accelerated and that would be looked upon very favorably by the bond rating agencies. Biron stated
65 that today, three point six million dollars has been reported in the financial statements. That represents the amount which the
66 Town has not set aside and funded in accordance with that thirty year funding schedule that the actuaries came up with. No
67 one requires the Town to fund that. It is a requirement though that there is a funding schedule. Biron stated that in 2018, the
68 entire seven point eight million dollar other post-employment liability is going to be reported on this balance sheet. The
69 generally accepted accounting principles are going to be changing this year. Biron also stated that starting next year there will
70 be a new liability that will be reported, which is the Town's share of retirement benefits for its employees. There is a new
71 accounting requirement called the Government Accounting Standards Board that will require that the Town's share of the
72 New Hampshire retirement unfunded liability be reported on the balance sheet. Biron stated that it is a National requirement.
73 Biron continued to go over the numbers. Biron stated that he went through and compared the numbers of the June 30, 2014 to
74 the prior year just to see trends in numbers, and for the most part, all of the trends that are reflected in the financial statements
75 are positive trends, 2014 was a good year. Biron continued to go through the report. Biron introduced the budget versus actual
76 for the general fund. Biron stated that budget is presented in the first two columns and then there are the actual amounts that
77 are presented on a budgetary basis of accounting and the variance is off to the right. Biron pointed out use of fund balance,
78 nine hundred and seventy thousand dollars, which is the amount of unassigned fund balance that they were just referring to
79 on the balance sheet. In 2014, the Town used nine hundred and seventy thousand dollars of the fund balance as a funding
80 source. When you use any of your fund balance as a funding source you are technically budgeting to have a loss that year
81 because fund balance is money that was earned in prior years. Biron stated that the Town budgeted for nine hundred and
82 seventy thousand and they used it. Biron stated that the town has done well on the revenue side of things. Biron stated that
83 the town was able to beat the budget by eight hundred and eight thousand dollars which is a very positive thing. Councilor
84 Freda asked Biron on page thirty-three, in the dept service, why was there an over expenditure of one hundred and twenty-
85 three thousand and nine hundred and thirty-seven. Biron stated that it represents capital leases that we paid during the year that were
86 funded from Capital Reserve Funds. The Capital Reserve Funds were tapped into during the year which didn't get added to
87 the budget. Biron stated the last thing he will point out is agency funds for the Town. This is where the Impact Fees are
88 tracked. Town Manager Smith states that the CAFR report that is done every year is a very comprehensive report as opposed
89 to a general overview. Smith asked Biron how many municipalities in the State do the CAFR? Biron stated eight or nine.
90 Chairman Dolan stated CAFR stands for 'Comprehensive Annual Financial Report'. The Council thanked Biron and Snow
91 for coming in.

92
93 Chairman Dolan invited up Finance Director Sue Hickey and Controller Doug Smith for the quarterly finance update. Smith
94 handed out packets to the Council. Hickey stated that they will be presenting the quarterly update from July through
95 September. Hickey stated that they will be looking at the revenue and expenditures that have been received so far to date.
96 Hickey stated at this point we should be at twenty-five percent through the month and at this point we are at twenty-three
97 point four seven percent which is pretty close to where we are supposed to be. Last year we were at twenty-four point six one
98 percent. The first quarter of the year is a lower revenue number because most of the State Grants are not received until a little
99 further into the year, closer to December. Hickey stated that most of the fleets for Enterprise Car Rental Agencies happen in
100 the spring. Hickey stated that expenditures should be at twenty-five percent and at this point we are at twenty-nine point
101 seven eight percent. Hickey stated that the reason it is higher on the expenditure side between July and Department is because
102 a lot of the software and maintenance contracts are due. The property liability insurance is due in July. Hickey stated last year
103 we were at thirty-two point two three percent so this year we are lower expenditure wise. Hickey stated that they anticipate

LONDONDERRY TOWN COUNCIL MEETING MINUTES

104 revenues are going to continue to gain. Hickey stated that Smith will be talking about the LGC surplus refunds. Smith stated
105 a year ago at this time they provided the Council with information that represented the first surplus distributions that had been
106 received from HealthTrust. They were distributed in FY14 and resulted in approximately two hundred and ninety thousand
107 being returned to the Town in unanticipated revenue and one hundred and thirteen thousand being returned to employee's in
108 the same cost sharing method as when the premiums were paid. Smith stated that the hand out represented distributions that
109 have been received this year. The first page shows distributions they received and was distributed to employees in September
110 of 2014. Out of a total premium return of one hundred and sixty-three thousand, seven ninety one zero seven, employee's,
111 retirees and former employee's. Smith stated that in November of this year, a second distribution from HealthTrust will take
112 place. That total premium return is one hundred and sixty-four thousand, seven twenty seven ten. Smith stated that the
113 distribution calculations are still being worked on. Smith said approximately forty-eight thousand being returned to
114 employee's, retirees and one hundred and sixteen thousand being given back to the Town. Smith stated that the shaded
115 numbers on the schedules he had handed out represented anticipated revenue to the Town. Town Manager Kevin Smith
116 stated that the Town is currently in good financial state right now and he would like to commend Director Hickey and the
117 Finance Department for the awesome job they have done over the past year getting the finances in order. Town Manager
118 Smith presented Sue Hickey with a certificate of achievement from the Government Finance Officers Association.

119
120 Chairman Dolan invited up Stu Arnett to give the Council and public an update on all the new Town websites. Arnett stated
121 that he is going to focus on how the three sites are targeted. One is to industries and another is to small business, the third is
122 to residences and visitors and the fourth one is to the Conservation Commission and Town Council. Arnett stated that the
123 residential and visitors site has to do with Londonderry Rail Trail and maps of where one can go. On the industry site it is all
124 data driven for incoming business. Arnett stated that all the data sources are from people who update their data all the time.
125 John Vogl, GIS Manager, showed the Council how to get to each one of the sites starting from Londonderry.org. Vogl
126 stated that the content of the sites is principally managed by state or federal agencies. Vogl went over the new map tools that
127 are offered through the new sites. Vogl went through the new pages and the Council provided some recommendations for
128 changes. The Council thanked Arnett and Vogl for their update.

PUBLIC HEARING

132 Chairman Dolan stated that there has been a request to take item four in the Public Hearing, which is the Recreation
133 Commission and move it first since there are people here in the room. Council agreed.

135 Motion to enter Public Hearing made by Councilor Green and second by Vice Chairman Butler. Chair votes 5-0-0.

137 Chairman Dolan introduces Ordinance #2006-08(A), and amendment to the Municipal Code, Title I, Chapter XXIII relating
138 to approval of sanctioned recreation groups. Councilor Green stated that there is a packet in front of the Council and within
139 the packet there is the ordinance that is being proposed based on recommendations from the Recreation Commission which
140 he is a liaison for. The first reading was on 8/11/14 and the second reading will be this evening. Separately there is the
141 Town's current Ordinance and then another proposal from the Recreation Commission that they want to now change their
142 original proposal. Councilor Green read the Ordinance into the record. Councilor Green motioned to approve the Ordinance
143 for discussion. Second by Councilor Freda. Councilor Farrell stated that it should go to the public first to see what they want
144 to say first. The Council agreed, Councilor Freda stated that he doesn't see the difference in the old one and the new one.
145 Councilor Green stated one state it should be by team and one state it should be by organization. Councilor Green stated that
146 the way the Rec Commission would like it to be is four hundred kids and members could be from out of Town and six
147 hundred would be in Town. Councilor Green stated that the way we are proposing it is breaking it down by team so that you
148 wouldn't have those four hundred kids not from Londonderry but you would have a breakdown of a team who would, if you
149 have ten members, six from Londonderry and then four from out of Town. It is giving the taxpayers who pay for the field an
150 advantage. Town Manager Smith stated that the proposal coming in from the Rec Commission that is not what is being voted
151 on this evening, essentially reverts back to what the current Ordinance is, which is sixty percent of the organization, not of
152 each team. The Ordinance we are having the Public Hearing on would change it to a minimum of eighty percent and it would
153 be the participants and residents from Londonderry and it would be per team, not organization.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

155 Chairman Dolan opened it up to the public.

156

157 Katherine Allen, 14 Lori Lane, stated that she is looking for clarification. Allen stated that at the Rec Commission meeting
158 she was pretty sure the vote was three to one vote for sixty percent and forty percent to be by organization. Not written eighty
159 twenty like it is. Councilor Green stated that the Rec Commission met a few times and there was a lot of testimony and the
160 Rec Commission did a one eighty on that and changed back to the sixty forty by organization. Allen stated that the vote was
161 three to one for sixty forty per organization, not team, at the Rec Committee meeting. That is her recommendation.

162

163 Dave Kelly, 3 Angelo Lane, stated that he works with Londonderry United Soccer. He has been involved for many years and
164 he is also in support of the sixty forty. Kelly stated that there were other changes addressed at the Rec Commission meeting.
165 One of them being a date of age of kids who could be involved with the travel program. Kelly stated that it was omitted with
166 the changes that night. Chairman Dolan stated that the only change they have is the percent of participation and whether or
167 not it is per team. Town Manager Smith stated that what Dave is speaking to, that is dealt with in the Resolution that
168 sanctions Londonderry United Youth Travel Soccer. It would have to be dealt with in a separate Resolution. Kelly stated that
169 he is in favor of sixty forty as well by group, not by team.

170

171 Gary Sloper, 13 Buckingham Drive, asked the Council how come there isn't the same sixty forty coaches and supervisors
172 residents of Londonderry. Sloper stated that he thinks the long-term goal he would think as a parent of two children who
173 play soccer, he wants to have Londonderry have the best program in the future. Sloper stated that he recommends that if you
174 are out of town you pay a little more. Chairman Dolan stated that the Ordinance doesn't address that aspect. Sloper also
175 asked what the Resolution process is what is the course. Chairman Dolan stated that he has the opportunity to come here
176 address the Council about what you think is going well and what is not going well. Chairman Dolan stated that the Rec
177 Commission is appointed by the Council. Chairman Dolan stated that the Rec Commission is an Ad Hoc commission that is
178 an extension of the Council.

179

180 Andrea Bowne, 28 Anthony Drive, stated that she is a little confused as to if it was the sixty forty, and then they met
181 afterwards and voting on the eighty twenty. Bowne asked why the eighty twenty is proposed. Chairman Dolan stated that
182 eighty twenty was the original that was proposed. There were a couple Rec Commission meetings where their
183 recommendation was evolved into something different. Councilor Green stated that it needs to be defined as to whether it is
184 by organization or by team. That is what the question is. Bowne stated that he vote about be the sixty percent by organization
185 so that it allows more people to be able to keep the teams rather than sending people outside of Londonderry.

186

187 Shannon Rose, 42 Anthony Drive, stated that everything she has heard so far has been about the children's part but she is
188 here to represent the Londonderry women's softball league. Rose stated that their president couldn't be here but their hope is
189 that it will be a sixty forty split per team. That has how it has always been in the adult league. Councilor Green thanked Rose
190 for her testimony. Rose stated that they would like to see it by team for the adult league and she doesn't have any impute
191 about the younger league. It is also part of their bylaws.

192

193 Chairman Dolan invited up members of the Recreation Commission. Art Psaledas, Mont Vernon Drive, stated that he is the
194 Director of Recreation in Londonderry. Bill Manning, Wedgewood Drive, stated that he is the Chairman of the Recreation
195 Commission. Chairman Dolan stated that they have had the benefit of hearing the public's comments as well as seeing the
196 Ordinance. The places that are changing are the eighty percent rule and the clarification that this is a team metric and not an
197 organization metric. Psaledas stated that the Rec Commission voted unanimously sixty forty. Psaledas stated that he doesn't
198 remember whether the vote was unanimously by league or by team but it was in the majority to go by league rather than by
199 team. Psaledas stated that they do background checks on all of the coaches and leaders. It is the bylaws for each organization.
200 Psaledas asked the Council if they make it a mandate does that mean they have to pay for the background checks. Councilor
201 Farrell stated that that shouldn't happen. Councilor Farrell stated that each one of the organizations is their own organization
202 with their own insurance, their own attorneys and bylaws. They would have their own responsibilities and the liability would
203 rest with them and not the Town.

204

205 Psaledas stated that if the Council goes eighty twenty there will be some programs in trouble. One of them is the coed

LONDONDERRY TOWN COUNCIL MEETING MINUTES

206 softball. They do have to have people from the outside to make the teams. Same with women's softball. The adult groups will
207 be greatly affected. Psaledas stated that this is why people want to go back to sixty forty which is what it was for a while.
208 Councilor Farrell asked if sixty forty resolves ninety percent of the problem. Psaledas stated yes, if not more. The Council
209 continued to discuss what would be best for the teams and organizations. David Kelly stated that when the Commission
210 meeting took place, there were a number of comments from men's softball that it would cause them trouble and it was asked
211 if any adult player from Londonderry had been kept from playing in the league and the answer was no. Kelly stated that no
212 one has ever been told there is no place for them. They will form B teams for soccer as long as there is enough people. All the
213 materials are bought by both the soccer programs.

214
215 Todd Ellis, 298 High Range Road, stated that he is the boys' soccer coach. Ellis stated that they have worked things out with
216 the Recreation Commission and they voted three to one to go back to sixty percent. They also said that they would put the
217 clarification in that they would go by club because men's softball brought up the fact that they had one team who was
218 completely from out of town and they would lose the whole team. Ellis stated that each organization has different rules.

219
220 Vice Chairman Butler stated that he would like to put a rumor to rest. He stated that he heard that one of the associations had
221 field time and they were renting the fields out to other town associations. Manning stated that he doesn't know of anyone
222 renting the fields. Manning stated that there have been donations given by people who are not a part of the organization and
223 are Londonderry residence and want to play a fun game. They can make the donation to a group. People have donated a can
224 of paint for the field, etc. There has never been a rental fee.

225
226 Councilor Green stated that he believes there have been some things that have been overlooked. Councilor Green stated in
227 2010, one of the organizations had enough field time to actually 'rent' and allow another team to come to the fields, pay
228 money for that field time and utilize fields. Councilor Green stated that the reason why this came up, as a commission they
229 have been trying to control that from happening because those teams were hardly in Londonderry. Councilor Green stated
230 that he is unaware of what happened to the money that was brought to that organization or how it went back to the Town.
231 Councilor Green stated that the reason this has to be tied down to team is because there have been teams that were one
232 hundred percent not from Londonderry and there are teams right now that are sixty-six percent out of Town. Councilor Green
233 stated that if you are truly trying to play for the benefit of the children of Londonderry and you have a team that is playing at
234 a high level and you can only find thirty-three percent of Londonderry that can play at that level, that is an issue and that is
235 the reason why it is important to do it by team. Councilor Green stated that if it is by team that ratio would be different.
236 Councilor Green stated that when the out of Town teams came between 2010 and 2013 and they played on the fields, they
237 didn't treat Londonderry property as lightly as the taxpayers of Londonderry did. Councilor Green stated that the Council
238 represents twenty-four thousand people and they represent the taxpayers and they are the ones who fund the fields. Councilor
239 Green stated that he hopes the Council will take that into consideration.

240
241 Councilor Farrell stated that he recommends that it be kept at sixty forty because it has worked. Councilor Farrell stated that
242 this issue is best managed at the Rec Commission level and not at the Council's level.

243
244 Chairman Dolan stated that he has a concern that young ballplayers, end up going home and sitting across the dinner table
245 and telling their parents that they were told by their coach that their team is being dismantled because they don't meet a
246 certain metric in a Town Ordinance for participation by team. Chairman Dolan stated that he is concerned about the
247 consequences of trying to embrace a goal of having greater than sixty percent of the players all Londonderry residence on a
248 team. Chairman Dolan stated that history doesn't show that that is possible. In those cases there will be a certain amount of
249 Londonderry children displaced either out of the sport all together or displaced into some other communities to play instead.
250 Chairman Dolan stated that this is not a right or a wrong issue. It is what action can the Council take and what are the
251 consequences of that action.

252
253 Councilor Farrell stated that if they do it by team and exempt the adults, does that make it easier? Psaledas stated that he
254 agrees. Psaledas asked if one of the teams made an exception would it have to come back to the Council. Councilor Farrell
255 stated that is not what he is proposing. Councilor Farrell stated that in the case of someone having a team of fifty fifty, or
256 seventy thirty, you go to the Commission and make your argument there and they have the final say. That amendment was
257 made. Councilor Green asked Chairman Dolan if he can make an amendment to the amendment. Chairman Dolan stated that

LONDONDERRY TOWN COUNCIL MEETING MINUTES

258 he can amend the amendment if he would like. Councilor Green stated that the only amendment he wants to make to be
259 consistent with what we currently do when an organization comes up for sanctioning, that the recommendation goes to the
260 commission, it should come to the Council after like everything has been done in the past. Vice Chairman Butler stated that
261 he disagrees. The Council stated that they disagree. Councilor Green withdrew is amendment. Town Manager Smith stated
262 that something else came up. The Rec Commission shall submit an annual report to the Town Council as to the participation
263 ratio for each team within each organization. Psaledas stated that it has never been done by team but by organization. Chair
264 Dolan stated that issue can be handled separately. Chair votes 5-0-0 for the amendment. Councilor Green stated that the
265 amount of reporting needs to be increased.

266
267 Town Manager Smith stated there was the issue of the age with the sanctioning of the travel soccer. The Council adopted a
268 Resolution in August which added participants over the age of eight. At the last recreation meeting it was brought up that the
269 wanted that age to drop. Smith asked the Council if that was something that they would like to bring up at the next meeting.
270 Chairman Dolan referred it to the Recreation Commission and he would like the Recreation Commission to bring that
271 forward at the next Council meeting.

272
273 Chairman Dolan introduced Resolution #2014-02, the discontinuance of a highway, a portion of Reed Street. Councilor Freda
274 read in Resolution #2014-02. Motion to accept Resolution #2014-02 made by Councilor Freda and second by Councilor
275 Green. Chairman Dolan opened it up for discussion. John Vogl stated that the portion of Reed St, a street that is a part of a
276 vacant resident subdivision, it was never built out. Vogl stated that if the street is not discontinued, it will be difficult the sign
277 the plan. No question from the Council or the public. Chair votes 5-0-0.

278
279 Chairman Dolan introduced Resolution #2014-03, the discontinuance of a highway, Golen Drive. Councilor Freda moved to
280 waive the second reading. Councilor Green second. Vogl stated that his only comment is what he said before, the same
281 position. The two projects are dependent on the discontinuance of this road.

282
283 Mike Speltz, 18 Sugar Plum Lane, stated that his only concern is that he would like to hear whether the applicant has talked
284 to the owner of the parcel and come to an agreement so that the owner knows that while the applications says that the parcel
285 still has frontage on it, it is probably not a viable frontage. Speltz stated that he believes it will devalue the property. Attorney
286 Patricia Panciocco stated that Emily Roth Corporation is the owners of the property and it does have frontage on route 102
287 and they were notified as required by statute of this hearing. Panciocco stated that there is a wetland that goes down 102 that
288 connects with a wetland on this property and there is another pocket of wetland not on the plan. On the other side of Golen
289 Drive there is also another pocket of wetland so its development potential is a question to begin with. They have no
290 obligation to right the guy's deed and ask for his consent. Tax map 7 and lot number 129 and the address is 77 Nashua
291 Rd. Chair voted 5-0-0.

292
293 Councilor Freda mentioned to waive the reading of Resolution #2014-04, the discontinuance of a portion of a Class VI
294 highway, Pettengill Road from Industrial Drive to the easterly side of map 28 lot 17-2 and map 14 lot 49. Second by
295 Councilor Green. Chair votes 5-0-0. No questions from the Council or the public. Chair votes to approve Resolution 5-0-0.

296
297 Motion to exit Public Hearing made by Councilor Farrell and second by Councilor Freda. Chair votes 5-0-0.

OLD BUSINESS

298
299
300
301 Chairman Dolan stated that he is looking for impute from the Council about what the next steps should be. Councilor Farrell
302 stated that he did some research as to what has taken place elsewhere, he was wondering what the maximum fine would be if
303 we end up fining people. Councilor Farrell stated that he has been trying to get informed on how things will work if an
304 Ordinance is put in place.

305
306 Captain Dussault, Londonderry Police, stated that if a Town wide ban was passed, it would need three exceptions. One is
307 lawful hunting which is permissible by State law. The second is defense of a person as appropriate by law and the third is

LONDONDERRY TOWN COUNCIL MEETING MINUTES

308 appropriate target should there be one like Londonderry Fish and Game Club that is covered by Statute. Captain Dussault
309 stated that those are the appropriate uses. It would be easier to enforce a town wide ban than a ban limited to the Musquash.
310 Captain Dussault stated that the Musquash is fully owned by the Town of Londonderry so the Town can pass an Ordinance
311 banning hunting but it may not be the answer. If the issue is littering and target shooting, from a Police perspective, that will
312 be very hard to enforce.

313
314 Councilor Freda stated that he has done some research and he believes the problem is shooting and not just target shooting
315 with people walking into the area where there is gunfire. Councilor Freda stated that he went onto New Hampshire Fish and
316 Game and according to them between the period of 2001 and 2010, four people died in New Hampshire from hunting
317 accidents. He couldn't find any for target shooting except for one in Maine in 2011. There was an injury due to target
318 shooting. A target shooter was shot by a hunter. Councilor Freda stated that when looking at this issue it is either a safety
319 issue or it is not. Either way someone could get hurt. Councilor Freda stated that all shooting in the Musquash should be
320 banned.

321 Captain Dussault stated that ban the use of firearms in the Town of Londonderry except for lawful hunting, defense of a
322 person and the discharge of firearms in Londonderry. Chairman Dolan stated that there was some testimony in the workshop
323 that goes beyond the Musquash.

324
325 Chairman Dolan stated that there has been some new input tonight, there is a new recommendation to ban target shooting in
326 the Musquash, ban target shooting in all conservation areas, and a recommendation to ban target shooting completely in the
327 community. Councilor Farrell stated that the Council should take time and research what is legal. Chairman Dolan stated that
328 there are addition options the Council can consider but we need to look what is legal. Chairman Dolan asked Town Manager
329 Smith to craft an Ordinance to put it out on the table to discuss it. Councilor Green stated not taking action sooner is a risk.
330 Chairman Dolan stated the next step is to sit with the Towns attorney to find out what decisions the Council can make.
331 Chairman Dolan stated that the Council should recommend the Town Manager to sit with Captain Dussault and create a place
332 holder in the budget so if some enforcement were to be created what would it look like.

333
334 Vice Chairman Butler stated he would like to have a discussion about a special revenue fund for the ambulance under RSA
335 31:95C. Butler stated that he would like to get direction as to if it should go to a Resolution as a policy change or whether we
336 need to have a warrant. Town Manager Smith stated that he believed it would need approval by a warrant article. Chairman
337 Dolan stated that it would be a good idea to have representation to help advice the Council on the direction. Councilor Farrell
338 stated with that fund we would either break even or lose money. Councilor Farrell stated that we should just start budgeting
339 correctly for what we need. Vice Chairman Butler stated that he is not talking about running them; he is just talking about the
340 equipment and having an extra one. The Council continued to talk about what the possibilities are. Councilor Freda stated
341 that if it is a special revenue fund then you would need to spend every penny of it that year. Vice Chairman Butler stated that
342 the money rolls over form year to year. Chairman Dolan stated that the Council should see what is available to the Town.
343 Town Manager Smith stated when he gives his first real budget presentation on November 15th, he will show the analysis at
344 that time of creating a special revenue fund for the ambulance, what the different mechanisms are of doing it and what you
345 can and can't fund out of it, what it would do to the tax rate, present all of that as well as present an alternative of funding the
346 capital vehicle fund as well. Chairman Dolan stated that it would be a good idea to check all possibilities.

NEW BUSINESS

347
348
349 Chairman Dolan introduced Order #2014-23, expendable maintenance trust fund for various project for the Senior Center
350 front porch and stairs. Councilor Green read the Order into the record. Motion to approve Order #2014-23 made by Councilor
351 Green and second by Councilor Freda. Chair votes 5-0-0.
352

APPROVAL OF MINUTES

353
354
355
356 Motion to approve Town Council minutes from October 6th made by Councilor Green and second by Councilor Freda. Chair
357 votes 5-0-0.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398

BOARD/COMMITTEE APPOINTMENTS

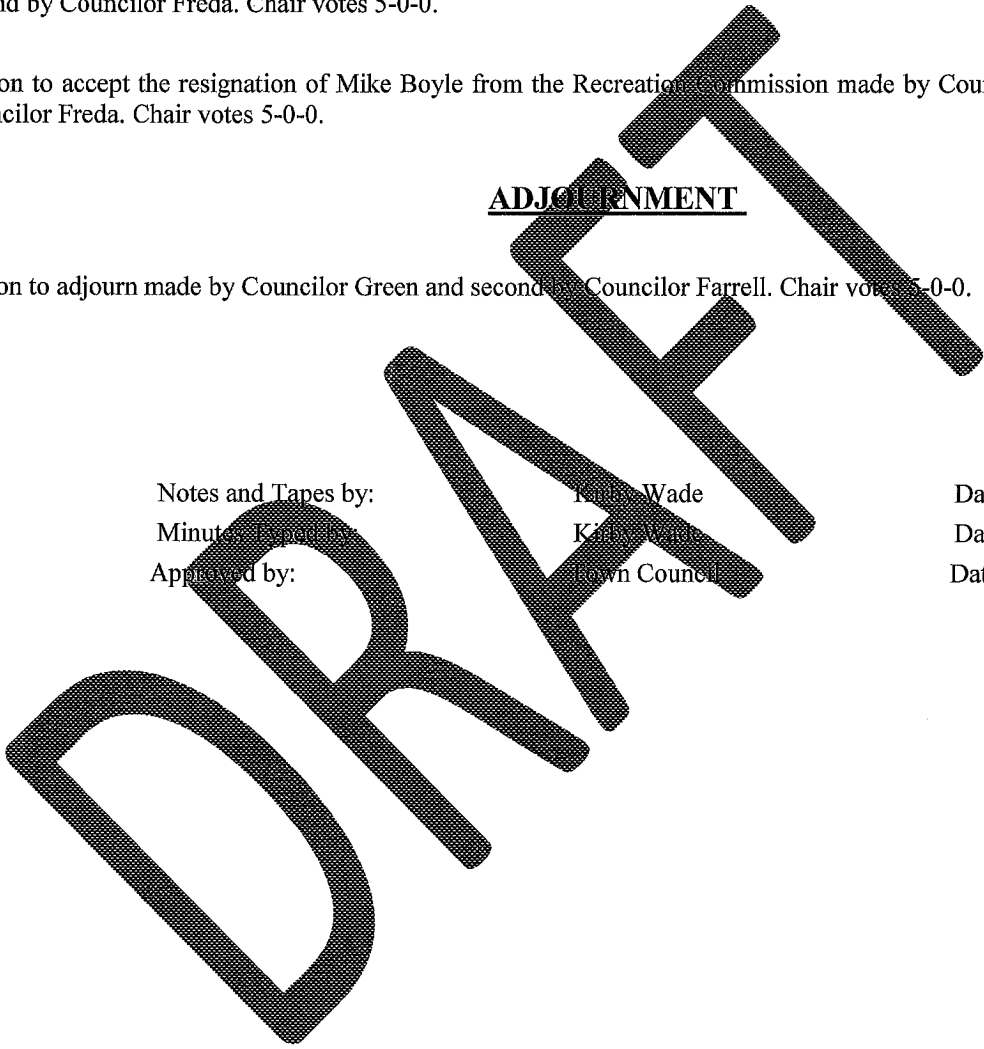
Motion to appoint William Barardino as an alternate to the Zoning Board of Adjustments made by Councilor Farrell and second by Councilor Green. Chair votes 5-0-0.

Motion to appoint Noreen Villalona to the Heritage Commission as an alternate member made by Councilor Green and second by Councilor Freda. Chair votes 5-0-0.

Motion to accept the resignation of Mike Boyle from the Recreation Commission made by Councilor Green and second by Councilor Freda. Chair votes 5-0-0.

ADJOURNMENT

Motion to adjourn made by Councilor Green and second by Councilor Farrell. Chair votes 5-0-0.



Notes and Tapes by:
Minutes Typed by:
Approved by:

Kathy Wade
Kathy Wade
Town Council

Date: 10/20/14
Date: 10/25/14
Date: 11/03/14