

TOWN COUNCIL AGENDA
September 11, 2017
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. Parlinet Update

C. PUBLIC HEARING

- 1. Ordinance #2017-05** – An Amendment to the Zoning Ordinance Relating to the Use and Storage of Multiple Travel Trailers on Property in the AR-1 District
- 2. Resolution #2017-04** – A Resolution Relative to the Discontinuance of Highway Appletree Lane
- 3. Ordinance #2017-06** – An Ordinance Requiring Automated Sprinkler System Installation in New and Existing Assembly Occupancies Including Bars
- 4. Ordinance #2017-07** – Restriction of Use of Town Property to Remove Water from Bodies of Water for Commercial Use
- 5. Acceptance of Highway Block Grant Money**
Resolution #2017-06 – A Resolution Relative to the Acceptance of Unanticipated Revenue Under RSA 31:95-b
Presented by Doug Smith

D. OLD BUSINESS

- 1. Update on Prospective Open Space Purchase for Griffin Rd. Map Lot 26 and Map 3, Lot 40**

E. NEW BUSINESS

- 1. Order #2017-22** – An Order Relative to the Expenditure of Maintenance Trust Funds for Various Projects
Presented by Steve Cotton

2. **Order #2017-23** – An Order Relative to the Expenditure of Roadway Maintenance Trust Funds
Presented by Janusz Czyzowski
3. **Resolution #2017-05** – A Resolution Relative to the Veterans Tax Credit Policy (First Reading)
Presented by Lisa Drabik

F. **APPROVAL OF MINUTES**

- 1.) Approval of August 14, 2017 Town Council Minutes

G. **OTHER BUSINESS**

Liaison Reports
Town Manager Report
Assistant Town Manager Report
Board/Committee Appointments/Reappointment

H. **ADJOURNMENT**

I. **MEETING SCHEDULE**

Town Council Meeting – 09/18/17 Moose Hill Council Chambers, 7:00 PM
Town Council Meeting – 10/02/17 Moose Hill Council Chambers, 7:00 PM
Town Council Meeting – 10/16/17 Moose Hill Council Chambers, 7:00 PM
Town Council Meeting – 11/06/17 Moose Hill Council Chambers, 7:00 PM

Introduced: 08/14/17
Second Reading/Public Hearing: 09/11/17
Adopted: 09/11/17

ORDINANCE #2017-05
AN AMENDMENT TO THE ZONING ORDINANCE
RELATING TO THE USE AND STORAGE OF MULTIPLE
TRAVEL TRAILERS ON PROPERTY IN THE AR-1 DISTRICT

WHEREAS the Senior Building Inspector/Code Enforcement Officer requested that the zoning ordinance, particularly section 2.3.1.2.A, be amended to address the use and storage of multiple travel trailers on property in the AR-1 district;

WHEREAS the Planning Board recommended on July 12, 2017 that Town Council act favorably and approve the proposed zoning amendment relating the use and storage of multiple travel trailers on property in the AR-1 district; and

WHEREAS the requested amendment will address concerns raised by the Senior Building Inspector/Code Enforcement Officer.

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Londonderry that the Town Zoning Ordinance be amended per the attached to reflect the change to section 2.3.1.2.A relating to the use and storage of multiple travel trailers on property in the AR-1 district, to become effective upon passage by the Town Council.

Tom Dolan
Chairman - Londonderry Town Council

A TRUE COPY ATTEST:

Sherri Farrell - Town Clerk/Tax Collector
09/11/17

Town Seal

Amend Section 2.3.1.2.A of the Zoning Ordinance by inserting the underlined text below:

2.3.1.2 Uses

A. No lot in the agricultural-residential (AR-I) district may be used for the outside storage of more than one unregistered motor vehicle (in accordance with RSA 236:92) or the outside storage of more than one boat, other than a rowboat, canoe or other boat less than twenty (20) feet in length. At no time shall a motorhome, travel trailer (camper) or similar recreational vehicle be stored on a property in a manner such that a public nuisance be created as to sight, sound, smell or any other action which would interfere with nearby property owner's rights. A motorhome, travel trailer (camper) or similar recreational vehicle shall not be used as an accessory living space on any residential property in the AR-I district.

First Reading: 08/14/17
Second Reading/Public Hearing: 09/11/17
Adopted: 09/11/17

RESOLUTION 2017-04

A Resolution Relative to the
DISCONTINUANCE OF HIGHWAY
(Appletree Lane)

WHEREAS the Town Council, in accordance with RSA 231:43 has received a request to completely discontinue and relinquish all public interest in a Class V highway known as Appletree Lane from its intersection with Pillsbury Road to its terminus, convey by deed without covenants, whatever interest the Town may have in Appletree Lane to the abutters, with each abutter being given that portion of Apple Tree Lane abutting their property to the center-line of Appletree Lane; and

WHEREAS the matter of discontinuing a highway under RSA 231:43 is within the authority of the Town Council; and

WHEREAS the discontinuance of Appletree Lane would enable the beneficial development of the adjacent parcels,

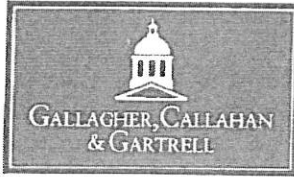
NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the discontinuance of Apple Tree Lane from the intersection with Pillsbury Road to its terminus, as show on the Town of Londonderry Tax Map 10 (Map 10, Lots 41, 41-1 and 41-2), that the discontinuance is hereby approved subject to the condition that Pillsbury Realty Development, LLC shall indemnify and hold harmless the Town of Londonderry from any claims arising from the Town Council's decision to discontinue said Appletree Lane.

Tom Dolan, Chairman
Town Council

(Town Seal)

Sherry Farrell
Town Clerk/Tax Collector

A TRUE COPY ATTEST:
Adopted 09/11/17



ARI B. POLLACK

214 N. Main Street
Concord, NH 03301

Direct Dial: (603) 545-3630

General: (603) 228-1181

Fax: (603) 228-8396

pollack@gcglaw.com

VIA EMAIL

July 7, 2017

Kevin Smith, Town Manager
Town of Londonderry
268B Mammoth Road
Londonderry, NH 03053

Re: Proposed Discontinuance of Apple Tree Lane

Dear Town Manager Smith:

This firm represents Pillsbury Realty Development, LLC ("Pillsbury") regarding the Woodmont Commons Planned Unit Development ("the Project"). As you know, Phase 1 of the Project is presently under construction in areas north of the existing Market Basket plaza. Subsequent phases will see active redevelopment and construction in areas farther to the north and towards Pillsbury Road. These activities will likely surround the existing route of Apple Tree Lane, a dead-end public way extending from Pillsbury Road and serving a couple of residences – all now owned by Pillsbury and unoccupied.

To effectively redevelopment the areas surrounding Apple Tree Lane, Pillsbury hereby requests the "complete discontinuance" of Apple Tree Lane such that the Town shall no longer hold right, title or interest to the roadway or its right-of-way. In the event of "complete discontinuance", ownership would revert to Pillsbury, the underlying landowner.

The discontinuance of Apple Tree Lane will not disrupt the public's usage of Pillsbury Road, and may lessen the Town's highway maintenance obligations. Kindly advise as to when this matter may be addressed by the Town Council, and what their process for the same entails.

Thank you for your consideration.

GALLAGHER, CALLAHAN & GARTRELL, P.C.
www.gcglaw.com

Town Manager Kevin Smith
July 7, 2017
Page 2

Very truly yours,

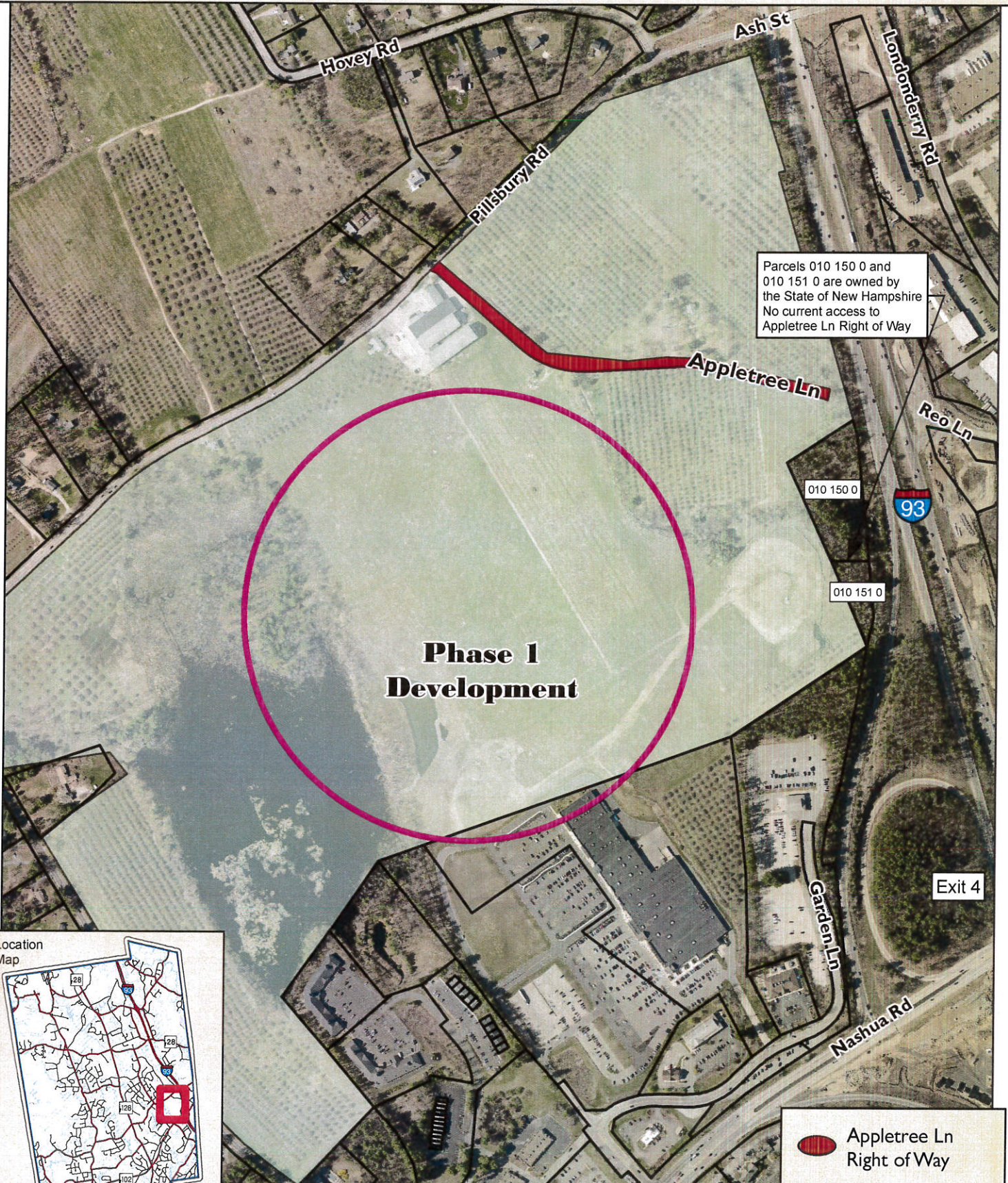
A handwritten signature in black ink, appearing to read "A.B. Pollack", with a long horizontal flourish extending to the right.

Ari B. Pollack

ABP/red

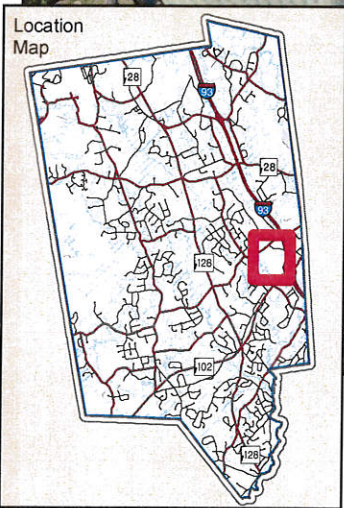
cc via email: Colleen Mailloux, Town Planner
Pillsbury Realty Development, LLC
Jeff Kevan, TFMoran, Inc.
Jimmy D'Angelo

Discontinuance of Highway (Appletree Lane)






Parcels 010 150 0 and 010 151 0 are owned by the State of New Hampshire. No current access to Appletree Ln Right of Way.

**Phase 1
Development**



Map for Reference Only. Not a Legal Document.
Town of Londonderry, NH makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.



-  Appletree Ln Right of Way
-  Parcels
-  Woodmont Commons Parcel

ORDINANCE 2017-06

Ordinance Requiring Automated Sprinkler System Installation In New and Existing Assembly Occupancies Including Bars

First Reading: 08/14/2017

Second Reading/Public Hearing: 09/11/2017

Adopted: 09/11/2017

WHEREAS the Town of Londonderry, by and through the Londonderry Town Council, previously adopted the NFPA 101 Life Safety Code, which regulates, among other things, the installation of automated sprinkler systems in certain new and existing commercial occupancies;

WHEREAS, the 2009 version of the NFPA Life Safety Code required new and existing bars, dance halls, discotheques, nightclubs, and assembly occupancies with festival seating to be protected by an automatic sprinkler system in accordance with NFPA 101 9.7.1.1(1);

WHEREAS, specifically with regard to bars, the 2009 NFPA Life Safety Code required new bars with an occupancy over 50, and existing bars with an occupancy over 100, to install automatic sprinkler systems;

WHEREAS, the Division Chief of Fire Prevention for the Londonderry Fire Department has reported that all existing bars in Londonderry with an occupancy over 100 have installed automatic sprinkler systems;

WHEREAS, the 2015 version of NFPA Life Safety code has since removed “bars” from the sprinkler system requirement, leaving in place the requirement for dance halls, discotheques, nightclubs and assembly occupancies with festival seating;

WHEREAS, on July 1, 2016, New Hampshire adopted the 2015 version of the NFPA 101 Life Safety Code, thereby effectively exempting bars from the automatic sprinkler system requirements for both new and existing bars;

WHEREAS, pursuant to RSA 674:51, the Town Council is authorized to regulate building construction through the process of issuing permits and construction code enforcement, which regulations may include safety measures more stringent than those included in the State Safety Code;

WHEREAS, the Town Council desires to extend the automatic sprinkler system requirements in Londonderry to include “bars” as such requirements were previously included in the 2009 Life Safety Code, and in particular, to apply the automatic sprinkler system requirement to new bars with an occupancy of 50 or more, and to existing bars with an occupancy of 100 or more;

NOW THEREFORE, the Town of Londonderry, by and through the Londonderry Town Council, adopts the following ordinance for new and existing assembly occupancies:

Definitions:

Assembly Occupancy – (1) A new occupancy used for a gathering of 50 or more persons for deliberation, worship, entertainment, eating, drinking, amusement, awaiting transportation, or similar uses; (2) An existing occupancy used for a gathering of 100 or more persons for deliberation,

worship, entertainment, eating, drinking, amusement, awaiting transportation, or similar uses; and (3) a new or existing occupancy used as a special amusement building, regardless of occupant load.

Extinguishment Requirements:

The following new and existing assembly occupancies as defined above shall be protected throughout by an approved, supervised automatic sprinkler system as was previously required in the 2009 Life Safety Code:

- (1) Bars, excluding microbreweries with tasting rooms only;
- (2) Dance halls;
- (3) Discotheques;
- (4) Nightclub; and
- (5) Assembly occupancies with festival seating.

Tom Dolan, Chairman
Londonderry Town Council

(TOWN SEAL)

Sherry Farrell
Town Clerk

A TRUE COPY ATTEST:
Attest: 09/11/2017

ORDINANCE 2017-07

Restriction on Use of Town Property to Remove Water From Bodies of Water for Commercial Use

First Reading: 08/14/2017

Second Reading/Public Hearing: 09/11/2017

Adopted: 09/11/2017

WHEREAS, on November 7, 2016, the Town of Londonderry, by and through the Londonderry Town Council, adopted Ordinance 2016-08, an Ordinance Relative to a Restriction on Removing Water from Public Bodies of Water for Commercial Use, specifically in response to the drought conditions then facing Town residents, thereby imposing a mandatory ban on the withdrawal of water from public bodies of water for commercial use; resting enforcement of said ban with the Town of Londonderry Police Department; and imposing certain penalties for violation of said ban pursuant to RSA 651:2;

WHEREAS, although the Town is no longer experiencing “drought” conditions as classified by the US Drought Monitor Center, residents remain concerned about the impact of commercial businesses withdrawing water from bodies of water (i.e., ponds, lakes, and streams) located in Londonderry;

WHEREAS, on June 5, 2017, the Town Council adopted Ordinance 2017-03, imposing a 60-day mandatory prohibition on the withdrawal of water from public bodies of water for commercial use pursuant to RSA 41:11-a;

WHEREAS, RSA 41:11-a empowers the Town Council to “manage all real property owned by the town and to regulate its use unless such management and regulation is delegated to other public officers by vote of the town, or is governed by other statutes”;

WHEREAS, the Town owns real property adjacent to, abutting and contiguous to several bodies of water in Londonderry (“Public Property”), and whereas the management and regulation of such Public Property has not been delegated to other public officers by vote of the town, nor is this particular action governed by other statutes;

WHEREAS, RSA 41:11-a thereby allows the Town Council to manage and regulate the use of Public Property as it is defined in this Ordinance;

NOW THEREFORE, the Town of Londonderry, by and through the Londonderry Town Council, **ordains and imposes** the following mandatory prohibition on the use of Public Property: No Town-owned real property adjacent to, abutting or contiguous to a body of water in Londonderry shall be entered, accessed or otherwise used for the purpose or withdrawing water, for commercial use, from the body of water. Enforcement of this restriction shall be completed by any sworn officer of the Town of Londonderry Police Department, which is hereby granted the authority to initiate any enforcement action against any violator of this prohibition. Any person failing to comply with the prohibition shall be deemed in violation and subject to the following penalties pursuant to RSA 651:2: (1) a first violation shall result in a warning; (2) a second violation shall result in a \$250 fine; and (3) each succeeding violation shall result in a \$500 fine.

Tom Dolan, Chairman
Londonderry Town Council

(TOWN SEAL)

Sherry Farrell
Town Clerk

A TRUE COPY ATTEST: 09/11/2016

TOWN OF LONDONDERRY

NOTICE OF PUBLIC HEARING

ACCEPTANCE OF UNANTICIPATED FUNDS UNDER RSA 31:95

The Londonderry Town Council will hold a public hearing pursuant to RSA 31:95-b, acceptance of unanticipated funds in excess of \$10,000, relative to the receipt of additional State Highway Block funds for FY 2018.

The public hearing will be held on Monday, September 11, 2017 at a meeting of the Council scheduled to begin at 7:00 p.m. in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH. Information on the funds to be accepted is available in the Finance Office during regular business hours. The public is urged to attend.

RESOLUTION 2017-06

A Resolution Relative to the
Acceptance of Unanticipated Revenue Under RSA 31:95-b

First Reading: 09/11/17
Second Reading: Waived
Adopted: 09/11/17

WHEREAS the Town of Londonderry adopted the provisions of RSA 31:95-b with the passage of warrant article 18 at their March, 1994 town meeting; and,

WHEREAS the Town Council has complied with RSA 31:95-b, III (a) relative to unanticipated moneys received in amounts greater than \$10,000; and,

WHEREAS the State of New Hampshire has awarded the Town of Londonderry an additional \$519,823.38 in Highway Block Grant funding for FY 2018;

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that additional Highway Block Grant funding, totaling \$519,823.38 for the fiscal year ended June 30, 2018, is hereby accepted.

Tom Dolan - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:

09/11/17

ORDER #2017-22

An Order Relative to

EXPENDITURE OF MAINTENANCE TRUST FUNDS FOR VARIOUS PROJECTS

Reading: 09/11/2017

Adopted: 09/11/2017

WHEREAS voters since 2003 have approved funding for the maintenance and repair of public buildings and grounds in the town; and

WHEREAS by the Town Council of the Town of Londonderry that the Town Treasurer is hereby ordered to expend \$25,375.00 from the Expendable Maintenance Trust Fund for the aforementioned repairs and improvements.

NOW THEREFORE BE IT ORDERED by the Town Council of the Town of Londonderry that the Town Treasurer is hereby ordered to expend \$25,375.00 from the Expendable Maintenance Trust Fund for the aforementioned repairs and improvements.

Tom Dolan, Chairman
Town Council

Sharon Farrell
Town Clerk

A TRUE COPY ATTEST:

09/11/2017

Stephen R. Cotton

From: Stephen R. Cotton
Sent: Thursday, September 07, 2017 8:44 AM
To: Kevin Smith; Kirby Brown
Cc: Stephen R. Cotton
Subject: EMTF for 9/11/17 TC Meeting

Kevin/Kirby, please place the following EMTF request on the 9/11/17 TC Agenda. Steve

Expendable Maintenance Trust TC Order Request for Town Council Meeting "9/11/17"		
Description	Vendor	Amount
14' x 60' Lean-to LPD Impound Building - LPD	Accurate Dimensions Quote #135	\$ 25,375.00
LPD is currently storing various pieces of equipment outside in the fenced in area, and outside the impound/garage area. To protect this equipment, and have it readily available in case of an emergency this equipment needs to be protected. This EMTF request is for the materials & labor to build a 14' x 70' Lean-to attached to the back side of the existing garage, and within the fencing of the impound area. With this new Lean-to addition, the equipment will be protected and readily available when needed.		\$ 25,375.00
Total Town Council EMTF Order		\$ 25,375.00

Steve R. Cotton
Town of Londonderry
Administrative Support Coordinator
268B Mammoth Road
Londonderry, NH 03053
603-432-1100 x119
FAX (603) 432-1128

ORDER 2017-23

An Order Relative to
***THE EXPENDITURE OF
ROADWAY MAINTENANCE TRUST FUNDS***

WHEREAS voters since 2012 have approved funding for the maintenance and repair of public roadways in the town; and

WHEREAS it has been determined that sufficient funds have been appropriated by the voters to the Roadway Maintenance Trust Fund;

NOW THEREFORE BE IT ORDERED by the Town Council of the Town of Londonderry that the Town Treasurer is hereby ordered to expend up to \$650,000.00 from the Roadway Maintenance Trust Fund for the aforementioned repairs and improvements of various Town roads.

Tom Dolan - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:
09/11/17

ARTICLE NO. 5: [FUND SEWER FUND]

To see if the Town will vote to raise and appropriate FIVE MILLION TWO HUNDRED FORTY-SIX THOUSAND NINE HUNDRED NINETY-TWO DOLLARS (\$5,246,992) for defraying the cost of construction, payment of the interest on any debt incurred, management, maintenance, operation and repair of constructed sewer systems. Such fund shall be allowed to accumulate from year to year, shall not be commingled with town tax revenues, and shall not be deemed part of the municipality's general fund accumulated surplus, all in accordance with RSA 149-I.

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

The Town Council by a vote of 5-0 recommends a YES vote; the Budget Committee by a vote of 6-0 recommends a YES vote.

ARTICLE NO. 6: [APPROPRIATE FUNDS TO THE ROADWAY MAINTENANCE ETF]

To see if the Town will vote to raise and appropriate the sum of SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000) to be placed in the Roadway Maintenance Expendable Trust Fund and further to authorize the use of FOUR HUNDRED EIGHTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$487,500) from the June 30 Unassigned Fund Balance towards this appropriation..

(If passed, this article will require the Town to raise \$162,500 in property taxes, resulting in a tax rate impact of \$0.04 in FY 18 based upon projected assessed values.)

The Town Council by a vote of 5-0 recommends a YES vote; the Budget Committee by a vote of 6-0 recommends a YES vote.

ARTICLE NO. 7: [APPROPRIATE FUNDS TO CAPITAL RESERVE FUND FOR FIRE DEPARTMENT EQUIPMENT]

To see if the Town will vote to raise and appropriate ONE HUNDRED SIXTY-FOUR THOUSAND DOLLARS (\$164,000) to be placed in the Fire Equipment Capital Reserve Fund and further to authorize the use of ONE HUNDRED TWENTY-THREE THOUSAND DOLLARS (\$123,000) from the June 30 Unassigned Fund Balance towards this appropriation.

(If passed, this article will require the Town to raise \$41,000 in property taxes, resulting in a tax rate impact of \$0.01 in FY 18 based upon projected assessed values.)

The Town Council by a vote of 5-0 recommends a YES vote; the Budget Committee by a vote of 6-0 recommends a YES vote.

ARTICLE #6
VOTED "YES"

RESOLUTION #2017-05

A Resolution Relative to the

VETERANS' TAX CREDIT POLICY

First Reading: 09/11/2017

Hearing/Second Reading: 10/02/2017

Adopted: 10/02/2017

WHEREAS by Resolutions #2006-04 and #2007-02, the Town of Londonderry adopted the Optional Veterans' Tax Credit pursuant to RSA 72:28 at a rate of \$500, with such \$500 tax credit applicable to veterans serving in a qualifying war or foreign conflict; and

WHEREAS the State of New Hampshire recently enacted RSA 72:28-b, the All Veterans' Tax Credit, authorizing municipalities to extend the veterans' tax credit to all veterans, not just those who have served in qualifying wars or certain foreign conflicts; and

WHEREAS the Town Council may, pursuant to the provisions of RSA 72:28-a and RSA 727:28-b, consider and act upon the question in accordance with its normal procedures for passage of resolutions, ordinances and other legislation; and

WHEREAS the Town Council may, pursuant to RSA 72:28-b, elect to adopt the All Veterans' Tax Credit; and

WHEREAS the Town Council may, pursuant to RSA 72:28-b, elect to adopt the All Veterans' Tax Credit, and in so doing, may elect to phase in the All Veterans' Tax Credit over a 3-year period to eventually match the amount of the previously adopted Optional Veterans' Tax Credit;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Londonderry, that the provisions of ***Title VI - Town Policy, Chapter XXI - Veterans' Tax Credit Policy*** are hereby adopted and modified as set forth herein and shall become effective on the date of adoption set forth herein and reviewed annually thereafter.

Tom Dolan, Chairman
Londonderry Town Council

A true copy attest:

Sharon Farrell - Town Clerk

(TOWN SEAL)

CHAPTER XXI -VETERANS' TAX CREDIT POLICY

SECTION I PURPOSE

- A. To adopt the provisions of RSA 72:28 and 72:28-b, and establish qualifications for the Optional Veterans' Tax Credit and the All Veterans' Tax Credit.

SECTION II QUALIFICATIONS and DEFINITIONS for OPTIONAL VETERANS' TAX CREDIT

- A. Every resident of the State who served not less than 90 days in the armed forces of the United States in any qualifying war or armed conflict pursuant to the provisions of RSA 72:28, as amended; and the surviving spouse of any resident who suffered a service-connected injury or death.
- B. The term "residential real estate" shall mean the real estate which the person qualified for an exemption or a tax credit thereunder occupies as his principal place of abode together with any land or buildings appurtenant thereto and shall include manufactured housing if used for said purpose.
- C. The term "surviving spouse" shall not include a surviving spouse that has remarried, but if the surviving spouse is later divorced, his or her status as the surviving spouse of a veteran is regained. If the surviving spouse remarries and the new husband or wife dies, he or she shall be deemed the widow or widower of the latest spouse and shall not revert to the status of a surviving spouse of a veteran.

SECTION III QUALIFICATIONS and DEFINITIONS for ALL VETERAN'S TAX CREDIT

- A. Pursuant to the provisions of RSA 72:28-b, every resident of the State who served not less than 90 days on active service in the armed forces of the United States and was honorably discharged or an officer honorably discharged from service, or the spouse or surviving spouse of any such resident; provided however that the person is not eligible for and is not receiving a credit under RSA 72:28 (Optional Veterans' Tax Credit) or RSA 72:35 (Tax Credit for Service-Connected Total Disability).
- B. The term "residential real estate" shall mean the real estate which the person qualified for an exemption or a tax credit thereunder occupies as his principal place of abode together with any land or buildings appurtenant thereto and shall include manufactured housing if used for said purpose.
- C. The term "surviving spouse" shall not include a surviving spouse that has remarried, but if the surviving spouse is later divorced, his or her status as the surviving spouse of a veteran is regained. If the surviving spouse remarries and the new husband or wife dies, he or she shall be deemed the widow or widower of the latest spouse and

TOWN OF LONDONDERRY

Title VI - Town Policy

CHAPTER XXI -VETERANS' TAX CREDIT POLICY

Adopted: _____

shall not revert to the status of a surviving spouse of a veteran.

SECTION IV BENEFITS

- A. The Optional Veterans' Tax Credit shall remain \$500.00 in its entirety, and shall not be in addition to the All Veterans' Tax Credit.
- B. The All Veterans' Tax Credit shall be \$100 on January 1, 2018; \$300 on January 1, 2019; and \$500 on January 1, 2020. The All Veterans' Tax Credit shall not be in addition to the Optional Veterans' Tax Credit.
- C. The tax credits under this Policy may be applied only to property which is occupied as the principal place of abode by the disabled person, veteran, or the surviving spouse. The tax credits may be applied to any land or buildings appurtenant to the residence or to manufactured housing if that is the principal place of abode.

~~End of Policy~~

LONDONDERRY TOWN COUNCIL MEETING MINUTES

1 August 14, 2017

2
3 The Town Council meeting was held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth
4 Road, Londonderry, NH.

5
6 Present: Chairman Tom Dolan; Vice-Chairman John Farrell; Councilors Ted Combes, Jim Butler and Joe
7 Green; Town Manager Kevin Smith; Executive Assistant Kirby Wade

8
9 CALL TO ORDER

10
11 Chairman Dolan called the Town Council special meeting to order. Chairman Dolan led the Pledge of
12 Allegiance. This was followed by a moment of silence for those who lost their lives in the terrible events
13 that happened in Virginia and for the men and women in uniform serving us here and abroad.

14
15 PUBLIC COMMENT

16
17 Chairman Dolan stated that there are no public hearings tonight. Chairman Dolan invited up the
18 Londonderry Police Department to give an off highway recreational vehicles grant presentation (OHRV).
19 Lt. Patrick Cheetham presented. Lt. Cheetham stated that he is also joined by Srgt. Scott Balukonis who
20 has been a member of the OHRV program and who is a member of the Londonderry Police Department.
21 Lt. Cheetham recognized Srgt. Balukonis for his achievement of fifteen years of service this year with the
22 Police Department. Lt. Cheetham stated that the OHRV program allows the department to not only
23 respond to calls for service outside of a public way or where the cruisers can't take them, but also allows
24 the department to address some of the concerns the citizens have about four wheelers or dirt bikes causing
25 damage. Over the last decade the department has had the opportunity to apply for and receive grant funds
26 from the NH Fish and Game Department. Srgt. Balukonis took the initiative this year and applied for the
27 grant. Srgt. Balukonis stated that he is looking to have the Town Council know that he is allowed on behalf
28 of Chief Hart and the Londonderry Police Department to accept the money to resume the departments
29 OHRV patrols. This money will allow the department to do some directed patrols into these certain lands,
30 specifically the Rail Trail and the town forest. The Council authorized both Chief William Hard and Srgt.
31 Scott Balukonis on behalf of the Police Department and the Town of Londonderry. Chairman Dolan asked
32 for a motion to accept the grant for the purposes described. Motion to accept the grant money made by
33 Councilor Green and second by Vice-Chairman Farrell. Chair votes 5-0-0.

34
35 Chairman Dolan talked about the carbon monoxide issues happening with some of the police vehicles in
36 and around the area. Chairman Dolan invited up Chief Hart to give a brief overview on how the department
37 is handling it. Chief Hart stated that they have put CO2 detectors in all of their cruisers. Chief Hart stated
38 that all of the vehicles have been checked and sealed appropriately.

39
40 Chairman Dolan invited up Conservation Commission member Mike Speltz to present the prospect open
41 space purchase for Griffin Rd Map, Lot 26 and Map 3, Lot 40. See attached PowerPoint. Speltz stated he
42 is not looking for a vote but a general reaction and advice on whether they should proceed with an appraisal

LONDONDERRY TOWN COUNCIL MEETING MINUTES

43 and continue working with this developer.

44

45

PUBLIC HEARING

46

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NONE

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OLD BUSINESS

50

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NONE

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NEW BUSINESS

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55 Chairman Dolan introduced Order #2017-21, an Order relative to the expenditure of Maintenance Trust
56 Funds for various projects. Steve Cotton presented. Motion to approve Order #2017-21 made by Councilor
57 Green and second by Councilor Combes. Chair votes 4-0-1. Vice-Chairman Farrell obtained because of a
58 conflict of interest.

59

60 Town Manager Kevin Smith introduced the Sansoucy Agreement. George Skip Sansoucy has done the
61 Town's utility appraisals for many years. Skip approached the Town about going to an annual appraisal
62 instead of doing it once every five years as Londonderry is a utility rich community. Smith stated that they
63 looked over the proposal given to them and doing it annually will cost more than doing it once every five
64 years but would we pick up enough in utility assessments every year such that the net would be more
65 revenue for the town by doing it annual as opposed to doing it every five years. The initial proposal would
66 be for a three year assessment from 2017-2019 to try it out. Otherwise the town would do the regular
67 assessment in 2019. It would be done in two equal payments of \$82,000 in FY19 and FY20. We didn't
68 budget for it in FY18.

69

70 Skip Sansoucy, 31 Scenic Ridge, Whitefield, NH and Town Assessor Rick Brideau presented. Motion to
71 support the process as presented Vice-Chairman Farrell and second by Councilor Combes. Chair votes 4-
72 1-0. Councilor Green voted against.

73

74 Chairman Dolan introduced the veteran's tax credit. Town Manager Smith stated this this tax credit is for
75 all veterans and has been passed by the legislature. The recommendation would be, it won't take effect
76 until April 1st, 2018, to phase this in over three years starting at \$100 in year one, \$300 in year two and
77 \$500 in year three. Qualifications would include 90-days of active duty.

78

79 Chairman Dolan introduced the first reading of Ordinance #2017-05, an amendment to the Zoning
80 Ordinance relating the use and storage of multiple travel trailers on property in the AR-I district. The
81 public hearing will take place at the next Town Council meeting on September 11th. Motion to waive first
82 reading made by Vice Chairman Farrell and second by Councilor Green. Chair votes 5-0-0.

83

LONDONDERRY TOWN COUNCIL MEETING MINUTES

84 Chairman Dolan introduced the first reading of Resolution #2017-04, a Resolution relative to the
85 discontinuance of highway Appletree Lane. The public hearing will take place at the next Town Council
86 meeting on September 11th. Motion to waive first reading made by Vice Chairman Farrell and second by
87 Councilor Butler. Chair votes 5-0-0.

88

89 Chairman Dolan introduced the first reading of Ordinance #2017-06, an Ordinance requiring automated
90 sprinkler system installation in new and existing assemble occupancies including bars. The public hearing
91 will take place at the next Town Council meeting on September 11th. Motion to waive first reading made
92 by Vice Chairman Farrell and second by Councilor Combes. Chair votes 5-0-0.

93

94 Chairman Dolan introduced Ordinance #2017-07, restriction of use of Town property to remove water
95 from bodies of water for commercial use. . The public hearing will take place at the next Town Council
96 meeting on September 11th. Motion to waive first reading made by Vice Chairman Farrell and second by
97 Councilor Combes. Chair votes 5-0-0.

98

99

100

BOARD/COMMITTEE APPOINTMENT/RE-APPOINTMENT

101

102 The Town Council voted to approve the resignation of Gary Vermillion from the Budget Committee.

103

104

APPROVAL OF MINUTES

105

106 Approval of Town Council minutes from July 10, 2017 made by Councilor Butler and seconded by
107 Councilor Combes. Chair votes 3-0-1. Vice-Chairman Farrell was absent last meeting.

108

109

TOWN MANAGER REPORT

110

111 Town Manager smith discussed the unaudited FY17 report. He discussed the expenditures and the
112 revenues. Smith stated that the town has a pretty healthy unassigned fund balance right now.

113

114

ASSISTANT TOWN MANAGER REPORT

115

116

NONE

117

118

119

120

121

122

LONDONDERRY TOWN COUNCIL MEETING MINUTES

ADJOURNMENT

123

124

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

126

127 Notes and Tapes by: Your name Date: 08/14/2017

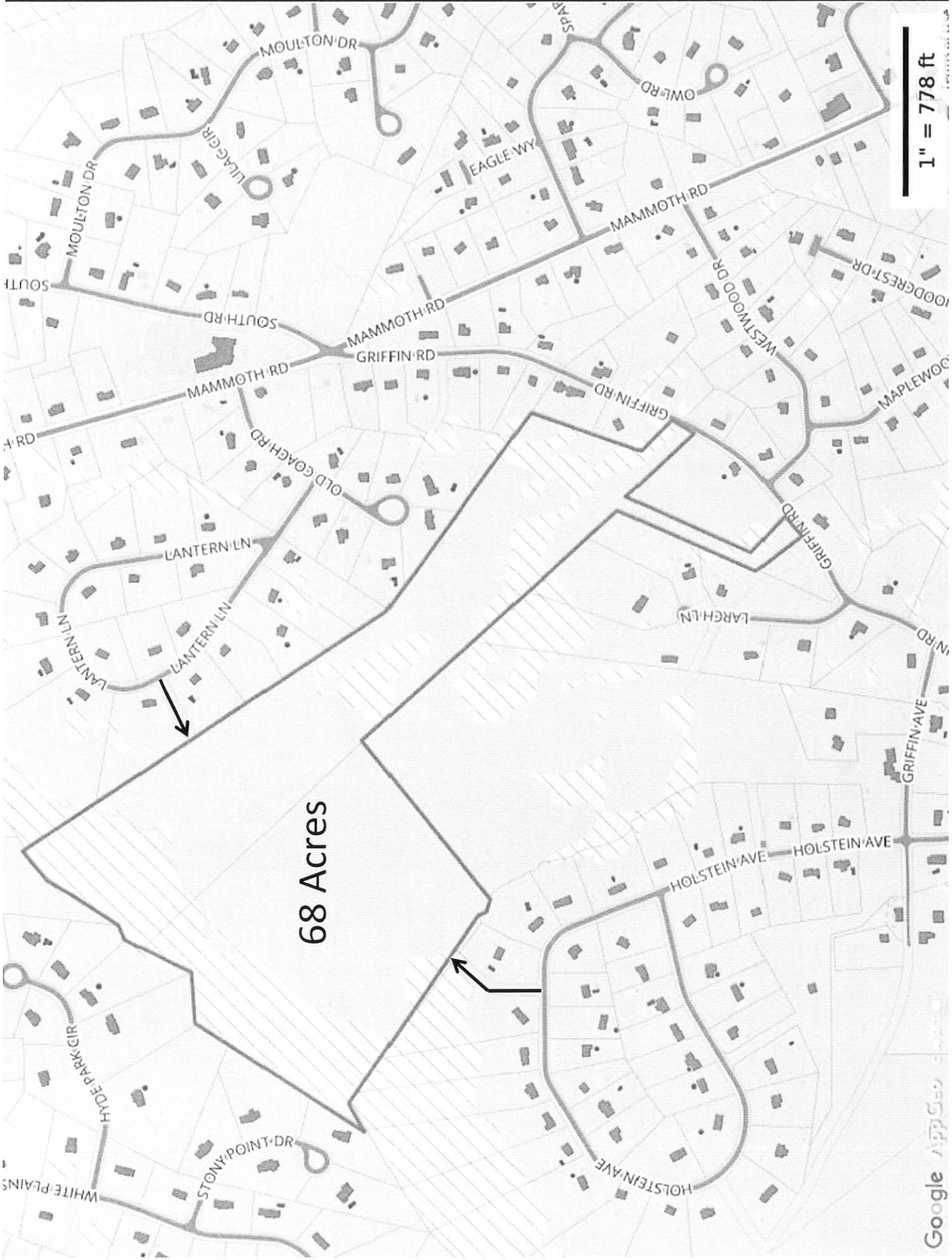
128 Minutes Typed by: Kirby Wade Date: 08/24/2017

129 Approved by: Town Council Date: 09/11/2017

DRAFT

Prospective Open Space Purchase

Map, Lot 26 and Map 3, Lot 40



68 Acres

1" = 778 ft

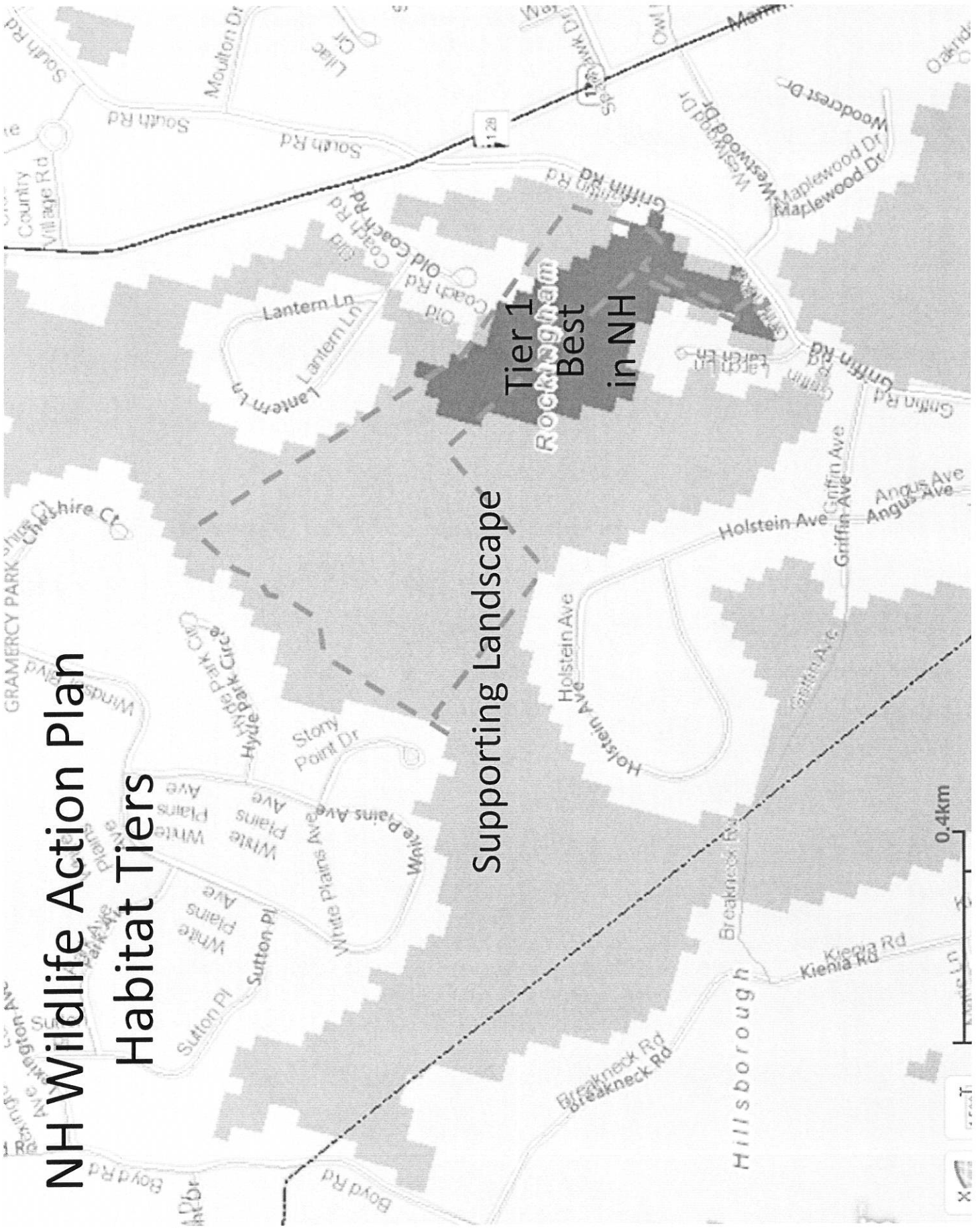


NH Wildlife Action Plan

Habitat Tiers

Supporting Landscape

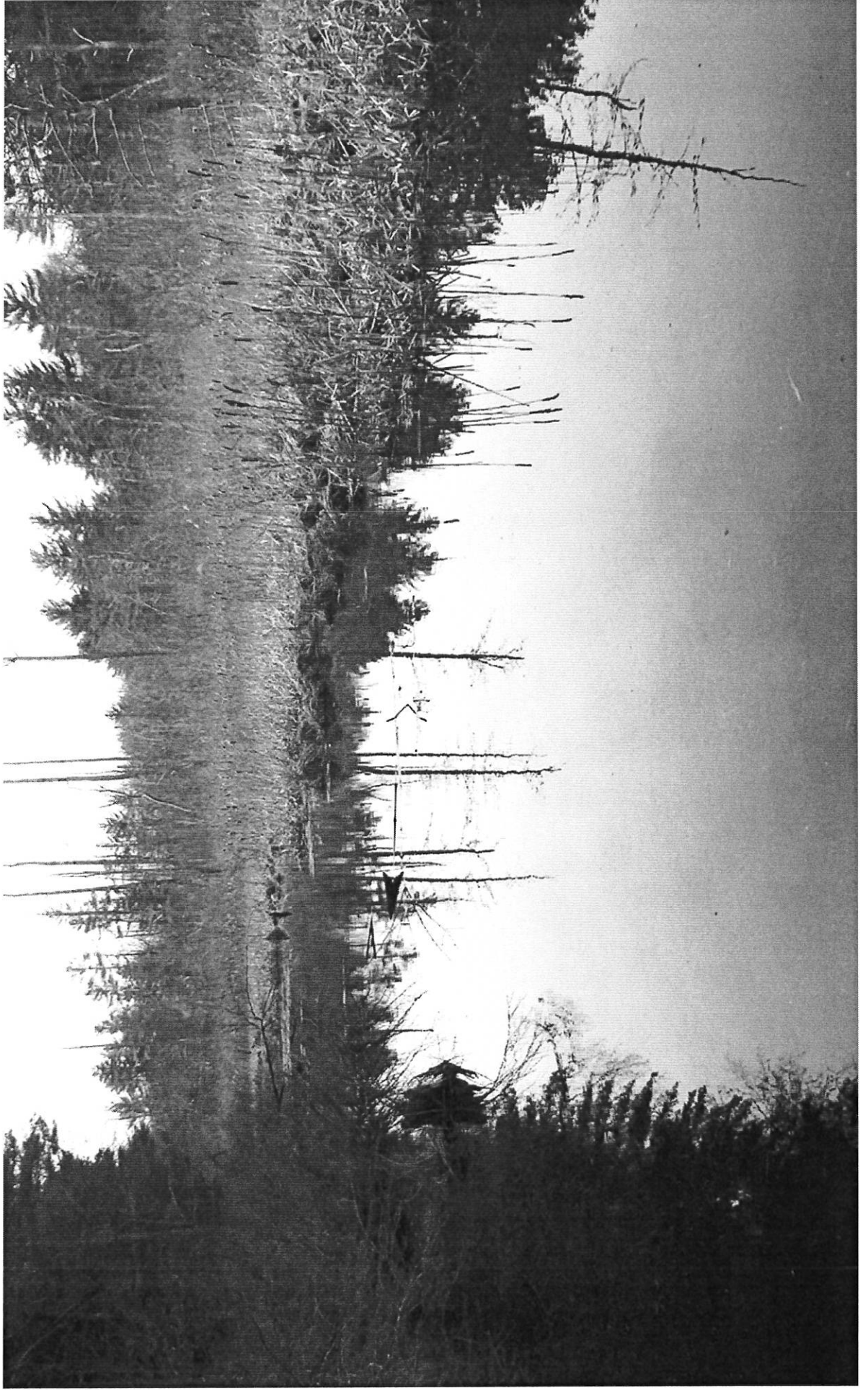
Tier 1
Rockingham
Best
in NH



Tier 1 Wetland Habitat



Long Swamp



Potential House Lots Overlooking Long Swamp



Next Steps

Assuming the Counselors feel the project is worth investigating...

- Refer project to the Joint Negotiating Committee (JNC) to negotiate purchase price
- JNC consults with staff, commissions appraisal, negotiates purchase price
- Conservation Commission approves purchase price
- Town Council approves purchase