

TOWN COUNCIL MEETING
August 21, 2006

The Council Meeting of August 21, 2006 was called to order at 7:10 PM in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH.

PRESENT: TOWN COUNCIL; Chairman, Brian Farmer; Vice Chairman Joe Paradis; Councilors Mark Oswald, Tom Dolan, Marty Bove; Town Manager David Caron; Asst. Mgr/Dir. of Finance Sue Hickey and Margo Lapietro, Executive Assistant.

CALL TO ORDER

Chairman Farmer opened the meeting at 7:10 P.M. with the Pledge of Allegiance. This was followed by a moment of silence for the men and women in the service and for those who have given their lives for this country as well as the police officers who serve the Town.

Councilor Dolan made a motion to open the Public Hearing. Second by Councilor Oswald. Councils' vote 5-0-0.

PUBLIC HEARING

Ordinance 2006-08 – Relative to an Amendment to the Municipal Code, Title VI, Chapter XIX, Sanctioning of Recreation Groups & Programs – Councilor Paradis read the second reading and made **motion to accept the Ordinance. Second by Councilor Dolan.** Open for discussion. Councilor Oswald and resident Paul Domingue, 25 Charleston Ave. who is associated with the Blue Lion questioned insurance issues. Town Manager Caron suggested Mr. Domingue check with the School District for their requirements. Mr. Domingue stated his group had obtained insurance. **Councilor Dolan made a motion to amend the Ordinance by correcting some typos and adding a sentence to Section III – Application - stipulating that “The Town recognizes that the School District is the controlling authority for all district facilities.” Amended notation seconded by Councilor Oswald. Councils' vote for the amendment 5-0-0.** All recreation groups have to be re-sanctioned by the Town Council and Recreation Commission under the new guidelines, effective date 2/01/07. **Councils' vote on the Ordinance as amended 5-0-0.**

Ordinance 2006-09 – Relative to an Amendment to the Traffic Safety Ordinance – Traffic Patterns on Wilson Road – Councilor Oswald read the second reading and **made a motion to accept. Second by Councilor Bove.** Open for discussion. Councilor Oswald explained the Traffic Safety Committee (TSC) reviewed this issue and decided that posting a portion of Wilson Road, north of Lance Avenue as one-way would reduce traffic and enhance safety. Virginia Ash from Lance Avenue suggested having all of Wilson Road posted one-way. Public Works Director, Janusz Czynowski explained that

they would like to see how this current proposal works. Douglas Jones from 55 Wilson Road questioned if the speed limit could be lower than 35 MPH. J. Czyzowski explained it could not be any lower. Discussion ensued about opening the road to local traffic only. TSC Chairman, Bob Ramsey explained it is harder to enforce, which is why they were trying one-way first. Increased police activity will be tried and if speed still an issue the residents should notify TSC. **Councils' vote 5-0-0.**

Councilor Dolan made a motion to close the Public Hearing. Second by Councilor Oswald. Councils' vote 5-0-0.

PUBLIC COMMENT

Paul Martin – Auburn Road – Mr. Martin explained that three years ago he was told by the Town to move a picket fence out of the Right of Way (ROW). He complied with the request. He recently applied for a lot line adjustment to build a driveway and has discovered a portion of the fence is still in the ROW. He is requesting the Town release an easement to allow for the lot line adjustment. J. Czyzowski expressed his concern that the Town would be setting precedents with private improvements to Town property. After further discussion it was the general opinion of the Council that Mr. Martin had done everything he could to comply with the Town's request. **Councilor Oswald made a motion that we grant Mr. Martin permission to maintain the fence in its current location. Second by Councilor Bove.** Tim Peloquin, Mr. Martin's surveyor stated that a small portion was in the ROW now but Mr. Martin's intention was to comply. John Farrell stated that Mr. Martin had complied with everything the Town asked. Council agreed to table the matter and directed Town Manager Caron to get legal guidance and they will discuss the matter at the September 18 Council Meeting

Chief Joe Ryan – Chief Ryan introduced 16 new officers. He gave commendation bars to Capt. Gerry Dussault and Sgt Kevin Cavallaro

Nutfield Mom's Club – Laura McIntyre and representatives from the group explained that they were trying to raise money to put new playground equipment at the Sanborn Road location. The equipment would be low maintenance and they had a conceptual design, and samples of equipment that will be used at the site. They will shortly have a "Touch a Truck" fundraising event at the LAFFA fields. Suggestions were made about how to go about obtaining grant money and it was suggested that something be put on the Town website as well as suggestions for a citizen's petition warrant article.

Nevin's Retirement Community – Elmer Pease wanted the Town's permission to allow him to purchase an adjoining lot to allow him to increase the homes he was building from 125 homes to 128. The adjoining lot is zoned commercial and purchasing it would increase his total acreage to 15 acres. He wanted to get a feeling from Town Council before he went to the Planning Board. The Councils' consensus was that it was a good idea because the surrounding properties were residential and it would keep the area residential.

Alert Team - George Herrmann and Fire Capt. Jim Roger's explained they wanted to expand the role of the ALERT Team in Town. It currently consists of 35 active trained members of first responders. The CERT (Community Emergency Response Team) responds in the event of a major disaster. Establishment of the team will mean they have access to funding grants, resources and training. They were here tonight to gain support from the Town Council and set up an Emergency Management Council. Town Council instructed Town Manager Caron to develop a Resolution and Charge for the group. **Councilor Dolan made a motion to set the team up. Second by Councilor Oswald. Councils' vote 5-0-0.**

OLD BUSINESS

FY 07 Goals and Objectives – Town Manager Caron reviewed the Town Council Goals and Objectives for FY07 and categorized them according to major work areas:

1. Economic Development
2. Environmental Issues
3. Finance and Administration
4. Communications
5. Infrastructure/Capital Projects

Discussion ensued about the location of a cell tower in Town. Town Manager Caron stated the process may require adjustments of land use – may have to petition the Planning Board to get regulations changed.

Flying Tigers - Rick Bono, Pres. Of the Flying Tigers was in attendance. The Council did not have any objections to his organization using the Auburn Rd. facility to fly their model airplanes. Chairman Farmer instructed Town Manager Caron to work out a lease agreement with the organization. **Councilor Dolan made a motion to authorize the Town Manager to enter into negotiations with the Flying Tigers for a lease agreement on the Auburn Rd. site. Second by Councilor Oswald. Councils vote 5-0-0.**

NEW BUSINESS

Resolution 2006-21 – Relative to the Waiver of Sewer Access Fees for the Parrish Hills Community Councilor Paradis read the first reading, waived the second reading and made a motion to adopt the Resolution. Second by Councilor Dolan. Open for discussion. Bill Lynch, President of Parrish Hills Association was in attendance. Councilor Oswald stated we would be setting precedence and we should amend the resolution to indicate that this action is not the norm. Councilor Bove asked how much money we were talking about if we allowed them the user fee for three years and the one-time hook up fee. Town Manager Caron said it totaled \$54K per year. Discussion ensued about this being a unique condition, and loss of sewer revenue. The Resolution is only for the one time hook-up fees which would be for the 37 homes in the development in the

amount of \$18,500. **Councilor Oswald made a motion to amend the Resolution to read: “Whereas recognizing the significant issues attributed to the previous developer for this project, that the Council would support this resolution on a non-precedenting basis”. Second by Councilor Bove. Vote on amendment 5-0-0. Councils’ vote on the Resolution as amended 5-0-0.**

Resolution 2006-22 – Sale of Lot #3-4-58 (3 Chartwell Court). Councilor Dolan read the first reading and **made a motion to waive the second and adopt the Resolution. Second by Councilor Oswald.** Open for discussion. Town Manager Caron stated that the Assessing Dept. shows this lot as a buildable lot, which it is not. An abutter, Aaron Hill, would like to acquire the property and add to his property at 5 Chartwell Court. The sale price would be \$3,600 and it would be merged with 5 Chartwell Court. Councilor Farmer suggested Town Manager Caron come back to the Council with more unbuildable lots and propose the same idea to abutters. Councilor Dolan suggested selling the old South Fire Station and using the proceeds towards the cost of the new fire station. **Councils’ vote 5-0-0.**

FY 08 Budget Guidelines – Town Manager Caron reviewed the proposed budget schedule; the first public hearing is scheduled for January 8, 2007 with agenda items on 12/4/06 and 12/18/06 for preliminary budget recommendations. Chairman Farmer stated he wanted a zero base budget for departments and he wanted to break down departments into large and small departments. Councilor Dolan suggested doing this on a trial approach, develop some expectations and only do it with one large and one small department first. Councilor Farmer called for re-organization in the Town, School and Library. At this point in time Town Manager Caron reviewed his PowerPoint presentation of:

- General Fund Expenses
- General Fund Revenues
- Completion of Audit Pending
- Appropriations
- Revenues

Recommendations:

- No increase in manpower in FY 08
- Strategic adjustments in critical areas such as fuel, hearing, strive to maintain level funding on all other expenses
- Consider Capital Items on a case-by-case basis with consideration of CIP
- Committee recommendations

Library Trustee Liaison Anne Jacoby asked council to give the Trustees some structure with clear expectations of goals in the budget presentation.

Ordinance 2006-10 – Relative to an Amendment to the Municipal Code Relating to Sewer Rental Charges – Councilor Bove read the first reading, **made a motion to read the second reading on 9/18/06 and conduct a public hearing on 10/2/06.** Town Manager Caron suggested Council dedicate time to changes in the Budget at the Council meetings on 9/18 and have the changes ready to go to the public hearing on 10/2/06. **Second by Joe Paradis.** No discussion. **Councils’ vote 5-0-0.**

Resolution 2006-23 – Agreement with Granite Ridge Energy – Councilor Bove read the first reading and waived the second reading, **motion to accept. Second by Councilor Paradis.** Open for discussion. Town Manager Caron explained that Granite Ridge and the Town have agreed on tax payments. There will be no refund to Granite Ridge for the tax years of 2003 – 2005, a small adjustment to their assessment will be made for the years 2006-2007. For the year 2008 the value of the plant cannot be adjusted upward or downward by more than 20%. Original request would have \$3M refund in property taxes, and that multi year tax agreements with major utilities are common. Tom Freda, 30 Buckingham Dr. asked if Granite Ridge was waiving the right to abate in the three years, Town Manager Caron responded yes. **Council’s vote 5-0-0.**

APPROVAL OF MINUTES

Councilor Bove made a motion to accept the public meeting minutes of 07/17/06. Second by Councilor Dolan. Council’s vote 5-0-0. Due to the fact that Councilor Oswald had not received the meeting minutes to 7/52/06 the Council deferred the approval of meeting minutes from the 7/25/06 meeting to the next meeting scheduled for 9/18/06.

OTHER BUSINESS

Liaison Appointments/Reports:

Due to late hour, council agreed to not provide these reports.

Town Manager’s Report

Due to late hour, council agreed to not hear this report.

Board/Committee Appointments/Reappointments/Resignations:

Councilor Dolan **made a motion to accept the resignation of Mark Officer from the Advisory Budget Committee. Second by Councilor Paradis. Councils’ vote 5-0-0.**

NEXT MEETING

September 18, 2006 at 7:00 PM, Town Hall, Moose Hill Conference Room
October 2, 2006 at 7:00 PM, Town Hall, Moose Hill Conference Room
October 16, 2006 at 7:00 PM, Town Hall, Moose Hill Conference Room
November 6, 2006 at 7:00 PM, Town Hall, Moose Hill Conference Room

ADJOURNMENT

Councilor Dolan made a motion to adjourn at 11:17 PM. Second by Councilor Bove. Councils' vote 5-0-0.

Notes and Tapes by: Margo Lapietro Date: 08/21/06

Minutes Typed by: Margo Lapietro Date: 08/28/06

Approved: Town Council Date: 09/18/06