

TOWN COUNCIL
NON-PUBLIC MEETING
February 4, 2009

UNSEALED BY COUNCIL ON MARCH 2, 2009

The Council's Non-Public Meeting of February 4, 2009 was called to order at 7:00 PM in the Merrill Conference Room, 268B Mammoth Road, Londonderry, NH.

PRESENT: TOWN COUNCIL; Chairman Brian Farmer; Vice-Chairman Kathy Wagner; Councilors Paul DiMarco, Mike Brown; Town Manager Dave Caron, Town Counsel Bart Mayer.

NON-PUBLIC MEETING

Councilor DiMarco made a motion to enter into Non Public Session pursuant to RSA 91-A: 3 II (a) at 7:01 PM, seconded by Councilor Brown. Aye, Brian Farmer, Aye Mike Brown, Aye Kathy Wagner, Aye Paul DiMarco.

CALEA – The Town Council reviewed the CALEA Employment Agreement and expressed concerns about the length and overall cost of the project. Town Manager Caron explained the provisions of the agreement, along with the rationale behind hiring a former employee on a short-term basis who is familiar with the assignment and the organization, similar to what is oftentimes done in the private sector. The Council expressed concerns that the economy has deteriorated significantly since this plan was first discussed in April, and although the Council understood the benefits of CALEA Accreditation, believed the town would be better positioned financially to delay the process and re-evaluate the project in 6-7 months. Councilor DiMarco motioned to give Mr. Ryan the 90 written notice terminating the agreement pursuant to Article III Section 7. Seconded by Councilor Brown, motion carried 4-0. The Council further directed the Town Manager to execute the directives set forth in the motion, and to develop a public statement regarding the Council's actions in this matter.

Junkyards – Town Counsel Mayer provided guidance on issues regarding the renewal of junkyard licenses. Atty. Mayer suggested that two violations at Murray's Recycling during the last license period would not in his opinion rise to the level of nuisance; additionally, Atty. Mayer advised the Councilors that it is within their authority to establish operating hours for junkyards.

Attorney Mayer exited Non-Public Session at 8:09 PM

LAEA – The Council discussed the LAEA Fact Finder's Report.

Councilor Wagner made a motion to exit Non-Public Session at 8:14 PM and seal the minutes indefinitely. Seconded by Councilor DiMarco, Council's vote 4-0-0.

Notes by: Dave Caron **Date:** 02/04/09

Minutes Typed by: Dave Caron **Date:** 02/05/09

Approved: Town Council **Date:** 03/02/09