

TOWN COUNCIL AGENDA

November 7, 2016

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

C. PUBLIC HEARING

1. **Ordinance #2016-08** – An Ordinance Relative to a Restriction on Removing Water from Public Bodies of Water for Commercial Use
Presented by Kevin Smith

D. OLD BUSINESS

E. NEW BUSINESS

1. **Order #2016-36** – A Order Relative to the Expenditure of Maintenance Trust Fund
Presented by Steve Cotton
2. **Resolution #2016-19** – A Resolution Accepting COPS Hiring Program Award
LPD
3. **Budget Workshop – Budget Discussion**

F. APPROVAL OF MINUTES

1. Approval of October 17, 2016 Town Council Minutes

G. OTHER BUSINESS

Liaison Reports
Town Manager Report
Board/Committee Appointments/Reappointment
1.) Interview of Candidate for the Traffic Safety Committee

H. ADJOURNMENT

I. MEETING SCHEDULE

Town Council Meeting – 11/21/16 Moose Hill Council Chambers, 7:00 PM

Town Council Meeting – 12/05/16 Moose Hill Council Chambers, 7:00 PM

Town Council Meeting – 12/19/16 Moose Hill Council Chambers, 7:00 PM

Town Council Meeting – 01/02/16 Moose Hill Council Chambers, 7:00 PM

J. BUDGET SCHEDULE

Budget Workshop – 11/14/16 Moose Hill Council Chambers, 7:00 PM

Budget Workshop – 12/05/16 Moose Hill Council Chambers, 7:00 PM

Budget Public Hearing – 12/12/16 Moose Hill Council Chambers, 7:00 PM

Bond Hearing / Preliminary Adoption
– 12/19/16 Moose Hill Council Chambers, 7:00 PM

ORDINANCE 2016-08

An Ordinance Relative to a Restriction on Removing Water from Public Bodies of Water for Commercial Use

First Reading: 10/17/16
Second Reading/Public Hearing: 11/07/16
Adopted: 11/07/16

WHEREAS On Friday, September 16, 2016, the New Hampshire Department of Environmental Services (“NHDES”) advised Town of Londonderry Town Manager Kevin Smith that drought conditions in the State of New Hampshire are sufficiently severe that NHDES is requesting that municipalities use their statutory authority under RSA 41:11-d to enact town-wide lawn watering bans for both private and public wells; and

WHEREAS As of September 1, 2016, NHDES has classified the Town of Londonderry as a municipality suffering from “severe” or “extreme” drought conditions; and

WHEREAS RSA 41:11 allows municipalities through their governing bodies to establish restrictions on the use of water from private wells or public water systems for residential outdoor lawn watering when a drought condition has been declared; and

WHEREAS the Town of Londonderry previously imposed a mandatory restriction on the watering of all residential lawns; and

WHEREAS concerns have been raised about the impact on the Town of Londonderry’s public bodies of water and its other natural resources from landscaping and other businesses withdrawing water from public bodies for commercial use; and

WHEREAS Portions of Londonderry are already under some restrictions as put in place by the public water supply companies.

NOW THEREFORE, the Town of Londonderry ordains by the Londonderry Town Council that, in response to the severe and extreme drought conditions and the impacts therefrom facing the residents of Londonderry, effective November 7th, 2016, a mandatory restriction on the withdrawal of water from public bodies of water for commercial use is imposed. 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 restriction. Any person failing to comply with the restriction 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 a \$250 fine; and (3) each succeeding violation shall result in a \$500 fine.

John Farrell, Chairman
Londonderry Town Council
(TOWN SEAL)

Sherry Farrell
Town Clerk

A TRUE COPY ATTEST: 11/07/16

ORDER #2016-36

An Order Relative to

EXPENDITURE OF

MAINTENANCE TRUST FUNDS FOR VARIOUS PROJECTS

Reading: 11/07/2016

Adopted: 11/07/2016

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 \$35,237.25 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 \$35,237.25 from the Expendable Maintenance Trust Fund for the aforementioned repairs and improvements.

John Farrell, Chairman
Town Council

Sharon Farrell
Town Clerk

A TRUE COPY ATTEST:

11/07/2016

Expendable Maintenance Trust TC Order Request
for Town Council Meeting "11/07/16"

Description	Vendor	Amount
<p><u>Preventative Maintenance & Repairs - Recycle Oil Building</u> The Recycle Oil building located behind Central Fire houses a tank/pump is the drop off center for used motor oil. This used motor oil is then used at our DPW garage to heat the facility during heating season. The Recycle Oil building is in need of a new roof, siding, door repair, and painting of the lower concrete section. This EMTF request is for the labor and materials to make these necessary repairs to the Recycle Oil building.</p>	Freeman Builders - Estimate 10/13/16	\$ 6,500.00
		\$ 6,500.00
<p><u>Emergency Fuel Shut off Switch - Fuel Farm</u> Need to install an emergency shut off switch for the fuel pump located behind Central Fire. This EMTF request is for the labor/materials to install the emergency shut off switch at the Fuel Farm behind Central Fire.</p>	Stephens - Marquis - Estimate 10/26/16	\$ 1,500.00
		\$ 1,500.00
<p><u>LED Parking Lot Lights - North Fire</u> The parking lot lights installed in 2010 are in need of repair (bulbs and ballasts). Instead of replacing bulbs/ballasts, it is more cost effective to switch over to LED fixtures. This EMTF request is for the labor, bucket truck, and materials for this LED conversion.</p>	Stephens - Marquis Quote # 10/26/16	\$ 5,130.00
		\$ 5,130.00
<p><u>Power & LED light at monument - Town Common</u> Currently extension cords are being run from the flag pole over to the monument to supply power to light the statue. To eliminate the safety hazard, we are running a new circuit underground from the electrical panel to the statue. This EMTF request is for the labor, ditch witch, and materials to bring power to the statue.</p>	Stephens - Marquis Quote # 10/28/16	\$ 2,050.00
		\$ 2,050.00
<p><u>8' x 16' Storage Shed - North Fire & South Fire</u> At North and South Fire stations there is a need to store various items (safety cones, barricades, supplies, etc.) instead of taking up space inside the facility. This EMTF request is to purchase 2 sheds (\$4,020.10 each), and have them delivered and set up at our North and South Fire stations.</p>	Reeds Ferry Quote #16905	\$ 8,040.20
		\$ 8,040.20
<p><u>Brick work replacement - Town Common</u> The brick walkway/circle (installed approximately 1998) in front of the statue was in need of several repairs. The repairs included areas where the bricks had sunk causing a trip hazard, areas where the walkway had sunk allowing water to pool, and a few areas within the circle that the bricks had sunk. When the job was originally reviewed/quoted (\$5,142.95), we thought we could just make the repairs to the walkway, and the couple of areas within in the circle. Once the job was initiated, it was obvious that the entire brick work (walkway and circle) needed to be removed, and done over, which caused the additional cost of \$12,017.05. This included removing all the bricks, replacing the base, installing two 3" conduits under the walkway for future needs, removing the burning bushes, correct the grading, compacting, install new bricks around the re-used bricks with names, reset the benches, and hydro seed. This EMT request is for the labor and materials to replace the brick walkway and circle in front of the statue at the Town Common.</p>	The Lawn Butler Invoice # 4568	\$ 12,017.05
		\$ 12,017.05
Total Town Council EMTF Order		\$ 35,237.25

RESOLUTION #2016-19

A Resolution
Accepting COPS Hiring Program Award

WHEREAS The Office of Community Oriented Policing (COPS Office) has approved the Londonderry Police Department for two (2) positions under the 2016 Hiring Program; and

WHEREAS The COPS Office has estimated that award for Londonderry is to be two hundred fifty thousand dollars (\$250,000.00), based on a local match of four hundred thirty five thousand, three hundred thirty five dollars (\$435,335.00); and

WHEREAS The 2016 COPS Hiring Program (CHP) grant start date was September 1, 2016 and must be accepted within ninety (90) days, with drawdowns against the grant beginning by August 30, 2017 (to avoid the need to file an extension); and

WHEREAS The Town of Londonderry, New Hampshire Town Council wishes to accept the CHP Grant Award Number 2016UMWX0165, understanding that the two conditions of acceptance are 1.) a commitment by the Town of Londonderry to retain all sworn officers funded under the 2016 CHP award for a minimum of twelve months following the thirty six (36) month federal funding period, and 2.) assurance that one of the two positions awarded is a veteran,

NOW, THEREFORE BE IT RESOLVED, by the Londonderry Town Council that we:

1. Accept CHP Grant Award Number 2016UMWX0165; and
2. Authorize funding to begin within the drawdown period and upon hiring of each individual sworn officer; and
3. Commit to hiring a veteran for at least one of the awarded positions; and
4. Commit to retaining all sworn officers funded under the 2016 CHP award for a minimum of twelve (12) months following the thirty six (36) month federal funding period.

Sharon Farrell
Town Clerk

John Farrell - Chairman
Town Council

A TRUE COPY ATTEST: _____
11/07/16

LONDONDERRY TOWN COUNCIL MEETING MINUTES

1
2 **October 17, 2016**
3

4 The Town Council meeting was held in the Moose Hill Council Chambers, Town Hall, 268B Mammoth
5 Road, Londonderry, NH.
6

7 Present: Chairman John Farrell; Vice Chairman Tom Freda; Councilors Jim Butler, Joe green and Tom
8 Dolan; Town Manager Kevin Smith; Executive Assistant Kirby Wade
9

10 **CALL TO ORDER**
11

12 Chairman Farrell called the Town Council special meeting to order. Chairman Farrell led the Pledge of
13 Allegiance. This was followed by a moment of silence for all of our local first responders and all first
14 responders serving us here and abroad.
15

16 **PUBLIC COMMENT**
17

18 Chairman Farrell opened up public comment to the public.
19

20 Bob Napolitano, 14 Currier Drive, asked the Council, the land at the airport that is being built on and
21 taxable now, the residents have waited thirty years for it to pen up and taxes coming into the Town.
22 Napolitano stated that what he would like to see if the tax relief that has been promised to the residents.
23 Napolitano asked if there was a way to take the money that is coming in as taxes at the airport and use it
24 only to lower the tax rate. Chairman Farrell stated that technically there isn't a way to do that directly.
25 Chairman Farrell stated that there has been some relief on the Town side. Chairman Farrell stated that the
26 Council is looking at the Undesignated Fund Balance for this year and seeing how much of it we ca
27 actually use to apply to that. It will be talked about on November 5th at the Budget Workshop. Chairman
28 Farrell stated that the way the TIF is set up, the Town only gets about 30-35% of the money and the
29 school gets about 65% and the last 5% is divided up between the Town and the State. Vice Chairman
30 Freda stated that that is the way all finance are set up, it's not just the TIF.
31

32 Napolitano stated that for thirty years before anything was up there and being built, the Town raised
33 money and it was paid for out of taxes. The only thing that is changing is there is additional income
34 coming in. Chairman Farrell stated that the Town would have to talk to the Department of Revenue
35 because they set the guidelines. Chairman Farrell stated that the December tax bill is coming and the tax
36 rate is going down. Vice Chairman Freda said yes look at the revenue coming in, but you also have to
37 look at what's going out and look at the Town.
38

39 Deb Paul, 118 Hardy Rd, asked if more details minutes can be kept of the Traffic Safety Committee
40 meetings.
41

LONDONDERRY TOWN COUNCIL MEETING MINUTES

42 Town Manager Smith stated that last week there was a major sewer line break at the intersection of
43 Mammoth and Rockingham Rd. Smith commended the Public Works director and all of the contractors
44 that helped with getting that repaired in a quick time.

45
46 Councilor Green wanted to remind the Council about the senior transportation matter and the emergency
47 management update. Chairman Farrell stated that it is all coming up on the Budget Workshop on
48 November 5th.

NEW BUSINESS

53 Chairman Farrell introduced Order #2016-34, an Order relative to the expenditure of Maintenance Trust
54 Fund for various projects. Steve Cotton presented the three items. Councilor Green motioned to approve
55 Order #2016-34. Second by Councilor Butler. Chair votes 5-0-0.

56
57 Chairman Farrell introduced Order #2016-35, an Order relative to the expenditure of the Reclamation
58 Trust Fund for the new purchase of recycling carts. Town Manager Smith presented and stated that this is
59 for some addition 35 gallon recycling bins. Councilor Green motioned to approve Order #2016-35.
60 Second by Vice Chairman Freda. Chair votes 5-0-0.

61
62 Chairman Farrell introduced the first reading of Ordinance #2016-08, an Ordinance relative to the
63 restriction on removing water from public bodies of water for commercial use. Town Manager Smith
64 presented. Chairman Farrell stated that the Public Hearing will be held on November 7th.

PUBLIC HEARING

OLD BUSINESS

NONE

APPROVAL OF MINUTES

74 Approval of the Town Council minutes from October 3, 2016 made by Vice Chairman Freda and second
75 by Councilor Dolan. Chair votes 4-0-1. Councilor Green was absent from last meeting.

COMMITTEE APPOINTMENTS/RE-APPOINTMENTS

78
79 Town Council made a motion to accept the resignations of Bonnie Ritvo and Flo Silva from the Senior
80 Resources Committee. Councilor Green motioned and second by Councilor Butler. Chair votes 5-0-0.
81 Chairman Farrell thanked the ladies for their service.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

82 Chairman Farrell introduced a request from the Senior Resources Committee Chair to appoint Dick
83 Flores and Tam Siekmann from alternates to full-time members. Motion to approve made by Councilor
84 Green and second by Councilor Dolan. Chair votes 5-0-0.

85

86

ADJOURNMENT

87

88 Motion to adjourn made by Councilor Green and second by Vice Chairman Freda. Chair votes 5-0-0.

89

90 Notes and Tapes by: Kirby Wade Date: 10/17/2016

91 Minutes Typed by: Kirby Wade Date: 11/02/2016

92 Approved by: Town Council Date: 11/07/2016

DRAFT