

TOWN COUNCIL AGENDA
August 16, 2021
Moose Hill Council Chambers
7:00 P.M.

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.) Acceptance of Unanticipated Revenue Pursuant to RSA 31:95-b, III (American Rescue Plan Act)
Presented by Justin Campo
- 2.) Acceptance of Unanticipated Revenue Pursuant to RSA 31:95-b, III (Stanton Foundation Grant)
Presented by Justin Campo

D. NEW BUSINESS

- 1.) **Resolution #2021-20** – A Resolution Relative to the Acceptance of Unanticipated Revenue Under RSA 31:95-b
(Stanton Foundation Grant)
Presented by Justin Campo
- 2.) **Resolution #2021-21** – A Resolution Relative to the Acceptance of Unanticipated Revenue Under RSA 31:95-b **(Rae Andreano Donation)**
Presented by Justin Campo & Darren O'Brien
- 3.) **Resolution #2021-22**- A Resolution Relative to the Acceptance of Unanticipated Revenue Under RSA 31:95-b
(American Rescue Plan Act)
Presented by Justin Campo

E. OLD BUSINESS

F. APPROVAL OF MINUTES

Approval of July 19, 2021 Town Council Minutes

G. APPOINTMENTS/REAPPOINTMENTS

H. OTHER BUSINESS

1. Liaison Reports
2. Town Manager Report

3. Town Manager Report
1.) **Update on Article 14 from March Town ballot**

4. Assistant Town Manager Report
1.) **Leadership Londonderry Update**

I. ADJOURNMENT

J. MEETING SCHEDULE

A. Town Council Meeting – 08/30/2021
Moose Hill Council Chambers, 7:00PM

TOWN OF LONDONDERRY
NOTICE OF PUBLIC HEARING
ACCEPTANCE OF GRANT FUNDS

The Londonderry Town Council will hold a public hearing pursuant to RSA 31:95-b, III relative to the acceptance of unanticipated revenue in excess of \$10,000.

The Town has been awarded federal grant funds as a non-entitlement unit of local government under the Coronavirus State and Local Fiscal Recovery Funds, through the American Rescue Plan Act.

The Town will also be receiving a grant from the Stanton Foundation for \$27,000, for the purpose of supporting an additional K-9 unit for the Londonderry Police Department.

These public hearings will be held on Monday, August 16th, 2021 at a meeting of the Town Council scheduled to begin at 7:00 p.m. in the Moose Hill Conference Room, 268B Mammoth Road, Londonderry, NH. Information on the grant is available in the Finance Office during regular business hours. The public is urged to attend.

RESOLUTION 2021-20

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

First Reading: 08/16/21
Second Reading: Waived
Adopted: 08/16/21

WHEREAS the Town of Londonderry adopted the provisions of RSA 31:95-b with the passage of Warrant Article 18 at the March, 1994 town meeting authorizing, indefinitely, until specific rescission of such authority, the Town Council to apply for, accept and expend, without further action by the Town, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year; and,

WHEREAS the Town Council has complied with RSA 31:95-b, III(a) relative to unanticipated monies received in amounts more than \$10,000, by publishing notice of a public hearing in a newspaper of general circulation at least seven days before said hearing, and then conducting said hearing; and,

WHEREAS the Londonderry Police department has been awarded a grant for \$27,000.00 from the Stanton Foundation.

WHEREAS this grant is to support the cost of an additional K-9 unit at the Londonderry Police department and may only be used for the items listed in the budget attached.

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council to that the grant revenue in the amounts of \$27,000 for the fiscal year ending June 30, 2021, is hereby accepted.

John Farrell - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:
08/16/21

Budget for Establishment of K-9 Unit

| <i>Item</i> | <i>Cost</i> |
|---|------------------|
| “Green Dog” and trained for the purpose of work/police work. The dog should come with a 1-year health guarantee, along with a guarantee of success in completing a K-9 training course. | \$ 8,500 |
| Initial training, BPD K-9 handler course (or comparable facility) | \$ 1,400 |
| In service training, K-9 handler | \$ 500 |
| Cost of cruiser conversion for K-9 team use | \$ 4,500 |
| Outdoor 6'x12' kennel and doghouse at handler's home | \$ 2,000 |
| Miscellaneous training and handling equipment (collars, leashes, bite sleeves, exercise balls) | \$ 1,500 |
| K-9 bulletproof vest | \$ 700 |
| Dog food, 3 years@ \$600 per year | \$ 1,800 |
| Vet care allowance, 3 years @\$800 per year | \$ 2,400 |
| 3 year costs | \$ 23,300 |
| Reserve for contingencies: 10% | \$ 2,330 |
| Project costs | \$ 25,630 |
| Reserve for future K-9 skills training | \$ 1,370 |
| Grant total | \$ 27,000 |

*Please note the Initial Grant does not cover costs of any wages. Departments can be reimbursed for the K9 Unit's time spent in training with our Patrol School Grant (\$1,000 per week of school) and Secondary School Grant (\$4,000).

RESOLUTION 2021-21

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

First Reading: 08/16/21
Second Reading: Waived
Adopted: 08/16/21

WHEREAS the Town of Londonderry adopted the provisions of RSA 31:95-b with the passage of Warrant Article 18 at the March, 1994 town meeting authorizing, indefinitely, until specific rescission of such authority, the Town Council to apply for, accept and expend, without further action by the Town, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year; and,

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

WHEREAS the Londonderry Fire department has received a donation from Rae Andreano in the amount of \$1,727.50.

WHEREAS this donation is intended to assist the individual in the completion of an Eagle Scout project, and is intended to increase the Fire Department's September 11th memorial which is located at the Central Fire Station.

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council to that the donation revenue in the amount of \$1,727.50 for the fiscal year ending June 30, 2021, is hereby accepted.

John Farrell - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:
08/16/21

RESOLUTION 2021-22

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

First Reading: 08/16/21
Second Reading: Waived
Adopted: 08/16/21

WHEREAS the Town of Londonderry adopted the provisions of RSA 31:95-b with the passage of Warrant Article 18 at the March, 1994 town meeting authorizing, indefinitely, until specific rescission of such authority, the Town Council to apply for, accept and expend, without further action by the Town, unanticipated money from a state, federal, or other governmental unit or a private source which becomes available during the fiscal year; and,

WHEREAS the Town Council has complied with RSA 31:95-b, III(a) relative to unanticipated monies received in amounts more than \$10,000, by publishing notice of a public hearing in a newspaper of general circulation at least seven days before said hearing, and then conducting said hearing; and,

WHEREAS the Town has been awarded Federal funding as part of the Coronavirus State and Local Fiscal Recovery funds from the American Rescue Plan Act (the "Grant"); and,

WHEREAS the Town will be receiving the funds in installments, over several fiscal years following initial acceptance of the funding. This funding is currently anticipated to be \$2,773,229, however, could potentially increase.

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the Grant funds mentioned above, together with any additional funds awarded to the Town through the same Grant, are hereby accepted.

John Farrell - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:08/16/21

LONDONDERRY TOWN COUNCIL MEETING MINUTES

1 July 19, 2021

2
3 The meeting took place in the Moose Hill Council Chambers, 268B Mammoth Rd,
4 Londonderry, NH 03053.

5
6 Present: Chairman John Farrell; Councilor Tom Dolan, Deb Paul, and Jim Butler; Town
7 Manager Kevin Smith; Assistant Town Manager Lisa Drabik; Executive Assistant Kirby
8 Brown; Absent: Vice Chairman Joe Green

9
10 CALL TO ORDER

11
12 Chairman Farrell called the Town Council meeting to order. This was followed by the
13 Pledge of Allegiance. This was followed by a moment of silence for our first responders in
14 town.

15
16 PUBLIC COMMENT

17
18 Chairman Farrell stated that he has a few things to go over in public comment. Chairman
19 Farrell stated that he attended the memorial service for Anne Warner. Chairman Farrell
20 thanked Anne Warner for her years of service to the town. She will be missed by all.

21
22 Chairman Farrell stated that he has a warrant for unlicensed dogs in the town which the
23 Council has signed, pursuant to NH RSA 466:14. There's around eight hundred dogs who
24 are not licensed. Chairman Farrell urged the public to get their dogs licensed.

25
26
27 NEW BUSINESS

28
29 Chairman Farrell jumped ahead in the agenda to appoint the new Deputy Tax Collector
30 Cherie Fuller. Assistant Town manager Drabik stated that when there is a new Tax
31 Collector, they appoint a new deputy. With the new Tax Collector, Allison Parsons, she
32 would like to appoint Cherie Fuller, who is one of the towns Clerk Assistants. Motion to
33 appoint Cherie Fuller as Deputy Tax Collector made by Councilor Dolan and second by

LONDONDERRY TOWN COUNCIL MEETING MINUTES

34 Councilor Butler. Chair votes 4-0-0 in a roll call vote.

35

36 Chairman Farrell introduced the approval of the Public Works and Engineering
37 reorganization and the approval of Director of Public Works and Municipal Facilities
38 position. Town Manager Smith asked for the Councils approval for the reorganization and
39 to approve the appointment of a new Department Head. Smith introduced Dave Wholley,
40 who is a Londonderry resident and who works for Salem DPW now. Wholley introduced
41 himself to the Council. The Council welcomed Wholley to the team.

42

43 Ray Breslin, 3 Gary Drive, suggested that the Council relook at public comment because
44 people would like to speak later on during certain items and later on they're not able to.
45 Breslin also stated that the power plant, which Kevin will speak about, seems like a done
46 deal with little to no input from the public. Breslin stated that Granite Ridge is not a local
47 company. Chairman Farrell stated that a number of Breslin's statements were inaccurate
48 and they will be going through everything later in the meeting.

49

PUBLIC HEARING

50

51

52 Motion to open Public Hearing made by Councilor Dolan and second by Councilor Butler.
53 Chair votes 4-0-0.

54

55 Town Planner Colleen Mailloux presented Ordinance #2021-02, an amendment to the
56 Zoning Ordinance relative to rezoning 20 and 22 Young Road from Residential-III to
57 Multifamily. Mailloux stated that this property is located on Route 102 and frontage on
58 Young Road. Mailloux stated that on June 21, 2021 Planning Board meeting held a Public
59 Hearing and they recommend the rezoning to the Council. It was approved by a vote of 5-3
60 with one abstention. Those who voted against expressed a concern about traffic on 102.

61

62 Aaron Orso and Jeff Brem with Meisner Brem Corporation, Civil Engineers out of Salem,
63 NH and Westford, MA presented their development. Orso presented a video of what their
64 developments look like.

65

66 Councilor Dolan stated that it appears the roads in the video are substandard roads in terms
67 of width. They would not meet the requirement. Meisner stated that they are 24 foot

LONDONDERRY TOWN COUNCIL MEETING MINUTES

68 roadways, two plus lanes. Councilor Dolan asked if they would take plow trucks and dumb
69 trucks. Meisner stated that they were built to the town of Salem's standards. Orso stated that
70 the HOA fees would include trash removal, snow removal, etc. Councilor Dolan stated that
71 the widths of the road is a growing concern across the state right now. Public Works Director
72 John Trottier stated that our road width standard is 28 feet of pavement.

73

74 Bob Dinasy, 16 October Lane, in CrossFarm, asked for some clarification on the map and
75 suggested a traffic light to be put on 102. Chairman Farrell stated that they have to do a
76 traffic study.

77

78 Councilor Dolan motioned to concur with the Planning Boards recommendation and accept
79 the change as outlined in Ordinance #2021-02 as presented. Second by Councilor Butler.
80 Chair votes 3-0-1. Councilor Paul voted against.

81

82 Chairman Farrell introduced the acceptance or unanticipated revenue under Drinking Water
83 and Goundwater Trust Fund, for short-term PFAS remediation rebate initiative and for
84 Lancaster Drive water line extension. Assistant town Solicitor Mike Malaguti presented.
85 Malaguti stated that he is coming back with \$900,000 in state Grant funding between the
86 two Grants. Motion to accept the unanticipated revenues for both Lancaster Drive and PFAS
87 remediation rebate initiative made by Councilor Dolan and second by Councilor Butler.
88 Chair votes 4-0-0.

89

90 Councilor Dolan thanked Smith, Drabik and Malaguti for securing the Grants.

91

92 Motion to close the Public Hearings made by Councilor Butler and second by Councilor
93 Dolan. Chair votes 4-0-0.

94

95

96

NEW BUSINESS CONT.

97

98 Finance Director Justin Campo presented Order #2021-12, an Order relative to the
99 withdrawal of Cable Equipment Capital Reserve Funds. Campo stated that this is the annual
100 request from the School District from the portion of the Comcast franchise fee that goes into

LONDONDERRY TOWN COUNCIL MEETING MINUTES

101 the Capital Reserve Fund. Motion to approve Order #2021-12 made by Councilor Dolan
102 and second by Councilor Butler. Chair votes 4-0-0.

103

104 Chairman Farrell introduced Resolution #2021-17, a Resolution relative to establishment of
105 an Economic Revitalization Zone in the Woodmont Commons planned unit development.
106 Planner Colleen Mailloux stated that this is to designate an area of Woodmont Commons as
107 an ERZ program, which is offered by the State to provide short-term businesses tax credit
108 for projects that create jobs and improve infrastructure. There is no cost to the town. Motion
109 to approved Resolution #2021-17 made by Councilor Dolan and second by Councilor
110 Butler. Chair votes 4-0-0.

111

112 Chairman Farrell introduced Order #2021-13, an Order relative to the expenditure of
113 Reclamation trust Funds. John Trottier presented. Motion to approve Order #2021-13 made
114 by Councilor Dolan and second by Councilor Butler. Chair votes 4-0-0.

115

116 Chairman Farrell asked if they needed to take up Resolution #2021-18 and Resolution
117 #2021-19 in regards to the acceptance of unanticipated funds. Malaguti stated that since the
118 Council already voted on the matter, that the Resolutions were good to go.

119

120 Town Attorney Mike Ramsdell and Town Manager Smith discussed the Granite Ridge
121 Settlement and Agreement. Town Manager Smith stated that there are a few items that were
122 inaccurate and he wants to clarify from an article in the Londonderry Times on July 2nd. The
123 headline was “Granite Ridge Tax Abatement Suspected to Have Budget impact”. It went on
124 to say that Smith had divulged that because of a recent tax abatement rewarded to Granite
125 Ridge that there would most likely need to be a tax raise to make up for the loss. Smith
126 stated that he stated that neither of the statements are accurate and anyone can go back and
127 watch the tape from that meeting. He made neither statement. Smith stated that the tax
128 abatement will have no effect on our Operating Budget, it’s completely separate through
129 the abatement process and when the tax rate is set. Smith stated that we don’t know yet what
130 impact it will have on residential property taxes. Much too early to tell what the impact will
131 be. Smith stated that he has spoken with Councilor Paul about it and she said she would run
132 a correction. Councilor Butler asked Kevin if he reached out to the reporter. Smith stated
133 that he did. Smith stated that the reporter got back to him and said that the article that he
134 submitted is not what was printed in the Times. He sent Smith a copy and he had no
135 explanation as to why it was different from what he wrote.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

136 Attorney Ramsdell shared a PowerPoint. See attached. Chairman Farrell stated that the next
137 meeting they will discuss the revaluation of the town and the Tax Assessor will be here.

138

139 Assistant Town Solicitor Mike Malaguti went over the 114 Pillsbury Rd lease agreement.
140 Malaguti stated that he had presented a lease agreement to the Council at their last meeting,
141 which the Council reviewed and approved. Malaguti stated that this is a new draft, a few
142 changes, but similar draft. Malaguti stated that since the meetings with the property owner,
143 there were some potential differences in interpretation as far as public accesses go to the
144 orchards. Malaguti recommended that they go with a lease agreement that does not have a
145 one-year term with automatic extensions, which we take it step by step with Mr.
146 Chrestensen. The Conservation Commission has approved the draft. Motion to approve the
147 new lease agreement made by Councilor Dolan and second by Councilor Butler. Chair votes
148 4-0-0. This lease runs through November.

149

150

APPROVAL OF MINUTES

151

152 Motion to approve the Town Council minutes from June 21, 2021 and June 28, 2021 made
153 by Councilor Dolan and second by Councilor Butler. Chair votes 4-0-0.

154

155

BOARD/COMMITTEE APPOINTMENTS

156

157 The Town Council interviewed Laura Schenkman, 9 Verdi Lane, for the Heritage
158 Commission. The Council votes 4-0-0 to appoint Schenkman to an alternate position on the
159 Heritage Commission. Councilor Dolan motioned and second by Councilor Butler. Chair
160 votes 4-0-0.

161

162 The Council interviewed Ron Dunn for Solid Waste and Environmental Committee. The
163 Council voted 4-0-0 to appoint Dunn as a three-year member, motion made by Councilor
164 Dolan and second by Councilor Butler. Chair votes 4-0-0.

165

166 Motion to accept the resignation of Mike Noone from the Conservation Commission made
167 by Councilor Dolan and second by Councilor butler. Chair votes 4-0-0. Council thanked
168 Mike for all of his service.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

ADJOURNMENT

169

170

171 Assistant Town Manager Drabik gave an update on Leadership Londonderry. The Council
172 agreed to extend the deadline.

173

174 Motion to adjourn made by Councilor Dolan and second by Councilor Paul. Chair votes 4-
175 0-0.

176

177 Notes and Tapes by: Kirby Brown Date: 07/19/2021

178 Minutes Typed by: Kirby Brown Date: 07/27/2021

179 Approved by: Town Council Date: xx/xx/2021

CALPINE PURCHASED THE FACILITY ON FEBRUARY 5, 2016 FOR \$520 MILLION.

ISO-NE CAPACITY AUCTION PRICES 2/15 – 2/20 (2018 - 2024)

| Auction Number | Auction Date | Effective Dates | Price | Percent Change from FCA 9 |
|-----------------------|---------------------|------------------------|--------------|----------------------------------|
| FCA 9 | Feb. 2, 2015 | 2018/19 | \$9.551 | |
| FCA 10 | Feb. 8, 2016 | 2019/20 | \$7.030 | -26% |
| FCA 11 | Feb. 6, 2017 | 2020/21 | \$5.297 | -45% |
| FCA 12 | Feb. 6, 2018 | 2021/22 | \$4.631 | -52% |
| FCA 13 | Feb. 4, 2019 | 2022/23 | \$3.800 | -60% |
| FCA 14 | Feb. 2020 | 2023/24 | \$2.000 | -79% |

TY2017-TY2019: ASSESSED VALUE \$470 MILLION

TY2020: ASSESSED VALUE \$425 MILLION

EQUALIZATION RATIOS: TY2017 – 89.6% TY2018 – 85.1%

(\$421M)

(\$400M)

GRE'S PROPOSED VALUES: TY2017 - \$328M TY2018 - \$238M

SETTLEMENTS:

TY2017 - \$407.5M

TY2018 - \$370M

5-YEAR AGREEMENT:

TY2019 - \$360M

TY2020 - \$340M

TY2021 - \$290M

TY2022 - \$280M

TY2023 - \$270M