

TOWN COUNCIL AGENDA
September 13, 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

- 1.) Manchester-Boston Regional Airport Update
Presented by Director Ted Kitchens

C. PUBLIC HEARING

D. NEW BUSINESS

- 1.) **Order #2021-14** – An Order Relative to the Expenditure of Reclamation Trust Funds
Presented by John Trottier
- 2.) PFAS Task Force Chair Final Report and Recognition of Members
Presented by Councilor Tom Dolan
- 3.) **Discussion Regarding the Reinstatement of Former Budget Committee Member**

E. OLD BUSINESS

F. APPROVAL OF MINUTES

Approval of August 16, 2021 Town Council Minutes

G. APPOINTMENTS/REAPPOINTMENTS

H. OTHER BUSINESS

1. Liaison Reports
2. Town Manager Report
 - 1.) **Discussion of new Exit 4A Connector Road name**
3. Assistant Town Manager Report

I. ADJOURNMENT

J. MEETING SCHEDULE

- A. Town Council Meeting – 09/27/2021
Moose Hill Council Chambers, 7:00PM

First Reading: 09/13/2021
Hearing/Second Reading: Waived
Adopted: 09/13/21

ORDER 2021-14

An Order Relative to

THE EXPENDITURE OF RECLAMATION TRUST FUNDS

WHEREAS in 2003 voters established a Reclamation Trust Fund to fund the disposal of motor vehicle waste, and recycling and reclamation of other wastes; and

WHEREAS 103.8 tons of 3/8" RAP was needed to regrade and reshape the Drop Off Center road.

NOW THEREFORE BE IT ORDERED by the Town Council of the Town of Londonderry that the Town Treasurer is hereby ordered to expend \$757.73 from the Reclamation Trust Fund for 103.8 tons of 3/8" RAP.

/

John Farrell - Chairman
Town Council

(TOWN SEAL)

Sharon Farrell - Town Clerk

A TRUE COPY ATTEST:
09/13/2021

PFAS Task Force Chair Report

August 2021

Background

The Town of Londonderry and its residents began to see increasing levels of PFAS in their wells (drinking water) in the last few years. The NH Department of Environmental Services (DES) helped to identify a major source to be exhaust emissions from the Saint Gobain manufacturing process in Merrimack, NH. The prevailing wind west-to-east likely delivered particles to Londonderry which eventually filtered down into the drinking water in the ground. A court order (consent decree) between DES and Saint Gobain identified the area for which Saint Gobain is responsible both regard to testing and PFAS mitigation (“Consent Decree Area”).

Londonderry Response: Creation of PFAS Community Task Force

On February 1, 2021, the Londonderry Town Council adopted Resolution 2021-03 (as amended by Resolution 2021-04 on March 1, 2021) to establish a Community Task Force (“Task Force”) to investigate and recommend an appropriate response. The Resolutions may be found as an attachment in Appendix A. The organization of the Task Force consisted of one Town Councilor (Tom Dolan) as Chairman and one member of town staff (Bob Kerry, Environmental Engineer) as Vice Chair. The remaining Task Force members (and Londonderry residents) were selected through an interview process with the Town Council and are as follows: Jim Doucakis, Craig Durrett, Anne Fenn, Thomas Garside, George Kadziolka, Paul Lockwood, Richard Lombard, and David Robinson.

Initial Work of the Task Force

The Task Force members met for several information sessions both among themselves and with DES. The Task Force members were then organized into three “teams” to address three goals: (1) better understand the PFAS standards and identify well water testing resources; (2) identify PFAS contamination mitigation resources; and (3) mount communication efforts with Londonderry residents about PFAS contamination in general, and testing/mitigation resources specifically. Efforts initiated by the Task Force to communicate with DES aided an already productive working relationship with multiple members of NHDES and Town Staff. This resulted in a coordinated ongoing effort to rapidly transfer and explain a tremendous quantity of very useful information related to all three of the Task Force’s goals. With regard to each goal, the Task Force accomplished the following:

Well Testing/DES standards: Information gleaned specific to the “Well Testing/DES standards” goal included:

- The rationale for the PFAS standards adopted in NH
- Understanding the Consent Decree area vs. remainder of Town
- Well testing procedures specific to each area

- Toxicology of PFAS
- Perspective of PFAS vs. naturally occurring contaminants
- Presence of well water testing vendors at the 6-17-21 Vendor Fair
- Presence of 3 knowledgeable NHDES staff members at the 6-17-21 Vendor Fair

Remediation: Information from the coordinated ongoing information transfer with DES specific to “Remediation” included:

- Understanding Consent Decree area vs. remainder of Town
- Remediation options and approaches specific to each area
- Understanding of “Community” public water systems and available financial assistance programs available to them
- Availability of funding assistance programs to assist individual drinking water well owners outside of the Consent Decree Area
- Assistance to Town staff in applying for and obtaining grant funding for assistance
- DES-led feasibility study of long term PFAS remediation strategies for areas outside of Consent Decree Area

Public Education: Information from the coordinated ongoing information transfer with the DES specific to “Public Education” included:

- Enabling designated Town staff members to, in a timely manner, accurately answer concerned residents’ PFAS related questions
- A 5-20-21 live NHDES webinar presentation of the “Well Testing/ DES standards” and “Remediation” topics listed above, with Live Q&A session
- The 6-17-21 Vendor Fair (including DES staff members) at the LHS cafeteria to present the “Well Testing/ DES standards” and “Remediation” topics listed above
- Enabling the Town to continually post updated and accurate PFAS specific information on a dedicated PFAS topic page on the Town’s web page.

Workshop

As perhaps the culmination of its work, the Task Force decided to conduct a workshop to provide a forum for interested residents to meet in person with local testing vendors and mitigation vendors. Accordingly, the PFAS Vendor Fair was held in the Londonderry High School Café on June 17, 2021 from 6-8PM. Additionally, DES attended the workshop to provide answers to resident questions as well as toxicology expertise. The vendors in attendance were as follows: Second Wind Water Systems, Culligan, The Water Techs, Skillings, Dan Davis Sales, Stonehill Environmental and New Hampshire Water Care. The Vendor Fair was well-attended and lauded by attendees as being helpful and informative.

Financial Impacts

Those Londonderry residents who live outside the Consent Decree Area are responsible for testing their own wells and mitigating any contamination levels in their own judgment.

Londonderry plans to implement some level of cost sharing/rebate of mitigation expenses. The level of financial support will be determined in accordance with monies made available by state/federal sources as determined by a process created by the Town Manager and approved by the Town Council. Town staff should evaluate whether the PFAS Task Force may be utilized in the screening/evaluation process for resident reimbursement under a rebate program, or whether such tasks must be handled by Town staff, including the Finance Department.

Those residents who live within the Consent Decree Area will be provided with mitigation solutions provided by Saint Gobain per the applicable Consent Decree.

Future Actions

The Task Force has been successful in accomplishing its 3 objectives. Without their help, we wouldn't be where we are today. I would also note that the town administration, legal, and engineering staff have also been busy working behind the scenes to get to where we are today.

Additional Recommendations for the Future:

1. Offer a nonbinding referendum to Londonderry citizens in March 2022 to see if the town wants the Town Council to pursue in several steps the capitalization of a town wide water system over some several years. At the time of this report the Town Solicitor is developing the proper language of the Warrant Article for the Town Council to consider.
2. Alternatively, an additional approach may be to see if the Town residents would be willing to finance select water line extensions over time.
3. Another approach to consider may be to finance a method to accelerate a feasibility study for long term remediation strategies.
4. The Town Manager should consider adding a technical staff member or employing the services of an expert consulting firm with water pollution technical credentials to monitor town status/response to drinking water contaminations and to assist the Town with long-term planning in this area.

Appendix A

Resolution 2021-03

RESOLUTION 2021-03

A Resolution Relative to Creation of the
PFAS Task Force

First Reading: 02/01/21
Second Reading: Not required
Adopted: 02/01/21

WHEREAS the Londonderry Town Council recognizes the rising concerns in Londonderry related to PFAS-related contamination in drinking water; and

WHEREAS the Londonderry Town Council and Town staff have engaged in discussions with the New Hampshire Department of Environmental Services ("NHDES") related to the extent of PFAS-related contamination, and potential remediation and mitigation measures for, such contamination in Londonderry and the NHDES has presented to the Council a framework for addressing such matters; and

WHEREAS the Town Council would like to create a community PFAS Task Force to, with the assistance of NHDES, do the following: (1) identify a plan for water sampling to better assess the extent of PFAS-related contamination in the Town of Londonderry; (2) identify, study and make recommendations as to potential remediation and mitigation measures related to PFAS-related contamination; and (3) assist the Council and Town staff with informing and educating residents on the sampling, extent of contamination, and potential remediation and mitigation measures as necessary.

NOW THEREFORE BE IT RESOLVED by the Londonderry Town Council that the PFAS Task Force be established in accordance with the "Committee Charge", a copy of which is attached hereto.



Sharon Farrell
Town Clerk

A TRUE COPY ATTEST:



John Farrell, Chairman
Town Council



**LONDONDERRY PFAS TASK FORCE
“COMMITTEE CHARGE”**

PURPOSE:

The PFAS Task Force (“Task Force”) shall exist to, with the assistance of NHDES, do the following:

- (1) identify a plan for water sampling to better assess the extent of PFAS-related contamination in the Town of Londonderry;
- (2) identify, study and make recommendations as to potential remediation and mitigation measures related to PFAS-related contamination, including any potential funding sources; and
- (3) assist the Council and Town staff with informing and educating residents on the plan for sampling, extent of contamination, and potential remediation and mitigation measures as necessary.

REPRESENTATION:

The Task Force shall consist of the following:

- A member of the Town Council, who shall act as the Chair of the Task Force; and
- A staff member, who shall act as Vice Chair but a non-voting member of the Task Force;
- Three (3) members, to be appointed by the Council, who are residents of Londonderry and who, by occupation or training, are environmental or chemical engineers or have a background in environmental science, toxicology, hydrogeology, etc.; AND
- Three (3) members, to be appointed by the Council, who are resident “at-large” members, with each living in geographically varied locations in the Town (i.e., one from the Matthew Thornton elementary district; one from the North School district; and one from the South School district). It is preferable that such members also have a background in engineering, science or public health.

Staff members of the Planning Department, Department of Public Works & Engineering, and the Town Manger’s office shall provide administrative and technical support to the Task Force as necessary.

ORGANIZATION:

The Task Force shall determine its own rules or order of business, unless otherwise provided by law or Town Charter.

In addition to the Town Council member who shall act as Chair and the DPW staff member who shall serve as Vice Chair (non-voting), the Task Force shall appoint a Secretary.

DUTIES / RESPONSIBILITIES:

1. Hold meetings and keep minutes of any such meeting in accordance with RSA Chapter 91-A.
2. Provide periodic reports to the Town Council, with the first report on or around April 15, 2021.
3. Maintain a permanent project file that, at a minimum, includes:
 - A. Committee minutes;
 - B. Project plans, contracts and payment requests;
 - C. Project correspondence; and
 - D. Other material as deemed necessary.
4. Provide a final report to the Council, or request an extension of such final report deadline, on or about June 30, 2021.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

1 August 16, 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; Vice Chairman Joe Green; Councilor Tom Dolan, Deb
7 Paul, and Jim Butler; Town Manager Kevin Smith; Assistant Town Manager Lisa Drabik;
8 Executive Assistant Kirby Brown;

9 CALL TO ORDER

10
11 Chairman Farrell called the Town Council meeting to order. This was followed by the
12 Pledge of Allegiance. This was followed by a moment of silence for all of the Americans
13 who are trying to get out of Afghanistan and trying to get home.

14
15 PUBLIC COMMENT

16
17 Steve Hamilton, Town Assessor, made a presentation about the revaluation letters going out
18 to residents in the future. Hamilton went over the real estate market, the revaluations, and
19 the proactive approach of communicating with the home and business owners about what's
20 coming in December. Hamilton stated that the total value of the town in the last two year
21 has gone up by approximately 14%. Hamilton stated that it is a significant increase. A notice
22 will be mailed to every taxpayer. They will be sent out to the mailing people soon and people
23 should get them around the end of August. Hamilton stated that they will be holding
24 informal hearings where people will be able to call into a number on the notice and they
25 will be able to schedule an appointment with someone from the Assessing Department to
26 discuss their increase and tax bill. The Council thanked Steve for the update.

27
28 PUBLIC HEARING

29
30 Motion to open Public Hearing made by Vice Chairman Green and second by Councilor
31 Dolan. Chair votes 5-0-0.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

34 Chairman Farrell introduced the acceptance of unanticipated revenue pursuant to RSA
35 31:95-b, III for the American Rescue Plan Act. Finance Director Justin Campo presented.
36 Campo stated that the town is anticipated to get \$2.7 million with the American Rescue Plan
37 Act. The deadline is August 18th. Campo stated that the town already received \$1.3 million
38 of it. Campo introduced Resolution #2021-22 to accept the unanticipated revenue.

39

40 Chairman Farrell introduced the acceptance of unanticipated revenue pursuant to RSA
41 31:95-b, III for the Stanton Grant. Campo stated that this was to obtain another K-9 unit for
42 the Police Department. They were awarded the grand for \$27,000 which covers three years
43 of expenses as well as the cost for outfitting the cruiser, and purchasing the dog itself.
44 Councilor Butler stated that the Police Department already has one dog so is another dog
45 necessary? Town Manager Kevin Smith stated that he's been told it's a successful program
46 and it is the departments desire to have a second dog. Chairman Farrell stated that the current
47 dog is three. Life of service is usually six or seven. So by the time the other dog is up and
48 moving, the dog we have now will be heading toward retirement. Campo introduced
49 Resolution #2021-20 to accept the unanticipated revenue.

50

51 Motion to close public hearing made by Vice Chairman Green and second by Councilor
52 Butler. Chair votes 5-0-0.

53

54

NEW BUSINESS

55

56 Chairman Farrell introduced Resolution #2021-20, a Resolution relative to the acceptance
57 of unanticipated revenue under RSA 31:95-b for the Stanton Foundation. Motion to approve
58 Resolution #2021-20 and accept the funds made by Councilor Dolan and second by Vice
59 Chairman Green. Chair votes 5-0-0.

60

61 Chairman Farrell introduced Resolution #2021-21, a Resolution relative to the acceptance
62 of unanticipated revenue under RSA 31:95-b for the Rae Andreano donation. Finance
63 Director Campo presented. Campo stated that Rae Andreano is going for their Eagle Scout
64 badge and in doing so the offered to assist in building a 9/11 memorial at Central Fire.
65 Motion to accept Resolution #2021-21 made by Vice Chairman Green and second by
66 Councilor Butler. Chair votes 5-0-0.

67

LONDONDERRY TOWN COUNCIL MEETING MINUTES

68 Chairman Farrell introduced Resolution #2021-22, a Resolution relative to the acceptance
69 of unanticipated revenue under RSA 31:95-b for the American Rescue Plan Act. Motion to
70 approve Resolution #2021-22 and accept the funds made by Councilor Dolan and second
71 by Vice Chairman Green. Chair votes 5-0-0.

72

73

APPROVAL OF MINUTES

74

75 Motion to approve the Town Council minutes from July 19, 2021 made by Councilor Dolan
76 and second by Councilor Butler. Chair votes 4-0-0. Vice Chairman Green abstained.

77

78

ADJOURNMENT

79

80 Town Manager Smith stated that its Old Home Day week. Lots of events planned. Looking
81 forward to a great year back.

82

83 Town Manager Smith also gave an update on Article 14 which was passed by the voters last
84 March on urging NH general Court on transparent redistricting. Smith read the article. Smith
85 stated that following the vote of the article, a letter was transmitted to the House
86 Representatives as well as Senator Carson on April 6th letting them know that the vote
87 passed 1449 to 550. In addition, there was also an email that went to each representative
88 and Senator Caron. Smith stated that he received acknowledgement of receipt from
89 Representatives Lundgren, Dolan and McKinney, and also from Senator Carson.

90

91 Assistant Town Manager gave an update on Leadership Londonderry and stated the next
92 class starts September 16th.

93

94 Motion to adjourn made by Vice Chairman Green and second by Councilor Dolan. Chair
95 votes 5-0-0.

96

97 Notes and Tapes by: Kirby Brown Date: 08/16/2021

98 Minutes Typed by: Kirby Brown Date: 08/20/2021

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