**Michael Malaguti** Town Manager

Kellie Caron Assistant Town Manager



**Town Council** Chair John Farrell Vice Chair Chad Franz Jim Butler Ted Combes Ron Dunn

# Londonderry Town Council Meeting Tuesday, February 20, 2024, 7:00 p.m., Moose Hill Council Chambers

- A. CALL TO ORDER
- **B. PUBLIC COMMENT**
- **C. PUBLIC HEARINGS** 
  - 1. Ordinance #2024-01 AN AMENDMENT TO THE ZONING ORDINANCE RELATIVE TO REZONING MAP 10, LOT 92 (Kellie Caron, Assistant Town Manager & Director of Economic Development)
- **D. NEW BUSINESS**
- **E. OLD BUSINESS**
- **F.** APPROVAL OF MINUTES
  - 1. February 5, 2024 Town Council Minutes
- **G.** APPOINTMENTS/REAPPOINTMENTS
  - 1. Resignation of Al Sypek from the Planning Board
  - 2. Appointment of Jason Knights as a full member of the Planning Board

### **H. OTHER BUSINESS**

- 1. Liaison Reports
- 2. Town Manager Report
- 3. Assistant Town Manager Report

# I. ADJOURNMENT

### J. MEETING SCHEDULE

- 1. March 4, 2024; Moose Hill Council Chambers; 7:00 p.m.
- 2. March 18, 2024; Moose Hill Council Chambers; 7:00 p.m.
- **3.** April 8, 2024; Moose Hill Council Chambers; 7:00 p.m.
- 4. April 22, 2024; Moose Hill Council Chambers; 7:00 p.m.

In addition to the items listed on the agenda the Town Council may consider other matters not on the posted agenda and may enter a non-public session or convene in a non-meeting in accordance with RSA 91-A if the need arises.



# Town of Londonderry, New Hampshire

268B Mammoth Road • Londonderry, NH 03053 (603) 432-1100 • Iondonderrynh.gov

# **ORDINANCE 2024-01**

AN AMENDMENT TO THE ZONING ORDINANCE RELATIVE TO REZONING MAP 10, LOT 92

**WHEREAS** the existing parcel, Map 10, Lot 92, 105 Hillside Ave is zoned Agricultural-Resi dential (AR-1); and,

**WHEREAS** the Planning Board has received a request to rezone the above-referenced parcel to Commercial II (C-II); and,

**WHEREAS** the Planning Board has recommended that the Town Council act favorably upon the request; and

**WHEREAS** the requested rezoning is consistent with the purpose and intent of the Londonderry Master Plan and the Londonderry Zoning Ordinance;

**NOW THEREFORE BE IT ORDAINED** by the Town Council of the Town of Londonderry that the Town Zoning Ordinance be amended to reflect the rezoning of Map 10, Lot 92 to Commercial II, to become effective upon passage by the Town Council

> John Farrell – Chair Town Council

Sharon Farrell – Town Clerk

**A TRUE COPY ATTEST:** 02/05/2024



# Town of Londonderry, New Hampshire

Planning & Economic Development Department603-432-1100268B Mammoth Road603-432-1128Town Hall – 2<sup>nd</sup> Floorwww.londonderrynh.org

Planning – Zoning – Economic Development – Conservation

# **MEMORANDUM**

ТО:	Town Council
FROM:	Kellie Caron, Assistant Town Manager & Director of Economic Development
DATE:	February 20, 2024
CC:	Michael Malaguti, Town Manager
RE:	Ordinance #2024-1 Rezoning Request 105 Hillside Ave, Map 10 Lot 092

On January 3, 2024, the Planning Board held a public hearing on a request rezone 105 Hillside Ave, Map 10 Lot 092, from AR-1 (Agricultural-Residential) to Commercial II (C-II).

Attached to this memorandum are the initial rezoning request, the Staff Memorandum to the Planning Board summarizing the request, the Planning Board Notice of Decision and minutes of the January 3, 2024 Planning Board meeting.

The Planning Board has recommended approval of the rezoning request.



TOWN OF LONDONDERRY

# LONDONDERRY PLANNING BOARD & TOWN COUNCIL

268B Mammoth Road Londonderry, NH 03053 Phone: 432-1100, ext.134 Fax: 432-1128

# APPLICATION FOR REZONING REQUEST

LOCATION OF PROPERTY:
Street address 105 Hillside Ave.
Tax map <u>010</u> Parcel <u>092</u> -0
CURRENT ZONING: $AR - I$ PROPOSED ZONING: $C - II$
Owner's name (s) Windham Realty, LLC / William Deluca Tel. No. 437-5700
Owner's address 8 Action BIVd. Londonderry, NH 03053 Owner's Email address
Owner's Email address
Applicant's name(s) <u>Same as above</u> Tel. No Applicant's address
Applicant's Email address
Representative's name Kevin Smith / Smith Hovizon, ULC Tel. No
Representative's Email address Kevin & Smithhorizon. com
Please explain the purpose for your rezoning request including how the proposed zoning fits in with the neighboring properties and can be justified on the bases of the health perfect and can be justified on the bases of the health perfect and can be justified on the bases of the health perfect and can be justified on the bases of the health perfect and can be justified on the bases of the health perfect and can be justified on the bases of the health perfect and can be justified on the bases of

with the neighboring properties and can be justified on the bases of the health, safety and general welfare of the community. Also, please provide an explanation as to how the request is in accordance with comprehensive plan and/or master plan. Attach additional sheets if necessary.

Please see Attached

**Rezoning Request** 

Page 1 of 5

#### 105 Hillside Ave. Re-zone Narrative

Windham Realty, LLC, the owner of the property located at 105 Hillside Ave., is seeking a rezoning of the parcel from its current designation as AR-I (Residential) to C-II (Commercial). The property's unique positioning presents a compelling case for this rezoning request. Currently, half of the property shares its western boundary with adjacent C-II commercially zoned properties, while the other half abuts residential properties to the east.

A comprehensive historical review of the property's land use reveals that, at one point, it received conditional approval for an age-restricted residential development. More recently, in 2014, the Londonderry Zoning Board of Adjustment granted a variance to permit 96 units of workforce housing on the site. However, the owner now seeks a rezoning to C-II to facilitate the development of an indoor vehicle/boat storage facility. This proposed use is notably less intensive than the previously considered residential developments. It promises to generate significantly less neighborhood traffic and will result in fewer public safety calls for service.

In our commitment to inclusivity and community engagement, the property owner has proactively engaged with the residential abutters. These discussions have indicated general favorability among the abutting residents towards this zoning change. It is worth noting that the prospect of a high-density residential development is not appealing to the residents, and the proposed change aligns with the neighborhood's interests.

Moreover, the property owner has sought input from the Town of Derry, and there have been no objections or concerns raised by the town regarding the proposed zoning change.

In light of the aforementioned considerations and the harmonious fit of the proposed rezoning with the surrounding area, we kindly request the Planning Board's thoughtful and favorable consideration of this zoning change for the property. Your support in this matter would contribute to the sustainable development and well-being of the local community.

I understand that I must appear in person at any public hearing scheduled by in this matter. If I cannot appear in person, I will designate a representative or agent in writing below to act on my behalf. I hereby designate Steven Deluca Kevin Smith to represent me as a representative/agent in the pursuance of this rezoning request. **Owner's Signature Owner's Signature** Samo Applicant's Signature Applicant's Signature 11/20/23 Dated Total fee due (to be calculated by the Planning Department):  $\$_532$ NOTE: PLEASE REFER TO THE INSTRUCTION SHEET PROVIDED AS A REZONING REQUEST REQUIRES PUBLIC HEARINGS WITH BOTH THE PLANNING BOARD & TOWN COUNCIL. ADDITIONAL FEES ARE DUE TO THE TOWN COUNCIL FOR ITS PUBLIC HEARING. YOU WILL BE CONTACTED BY THE TOWN MANAGER'S OFFICE FOR FURTHER INSTRUCTION. **Rezoning Request** Page 2 of 5 Last Updated on April 1, 2019



# Town of Londonderry, New Hampshire

Planning & Economic Development Department603-432-1100268B Mammoth Road603-432-1128Town Hall – 2<sup>nd</sup> Floorwww.londonderrynh.org

Planning – Zoning – Economic Development – Conservation

# **MEMORANDUM**

ТО:	Planning Board
FROM:	Kellie Caron, Assistant Town Manager & Director of Economic Development
DATE:	January 3, 2024
RE:	Rezoning request by Windham Realty, LLC/William Deluca (Owner & Applicant) to rezone 105 Hillside Ave, Map 10 Lot 92, from AR-1 (Agricultural-Residential) to Commercial II (C-II).

# **Existing Conditions and Background:**

The Applicant is requesting rezoning of one parcel from AR-1 (Agricultural-Residential) to CII (Commercial II).



105 Hillside Ave (Map 10 Lot 92) is an existing 16.5-acre vacant parcel located near the Londonderry/Derry Town Line in the eastern part of Londonderry. The parcel is currently zoned Agricultural – Residential (AR-1). Uses currently permitted on this parcel include

agricultural and forestry uses, and residential use (single or two-family) (Londonderry Zoning Ordinance (LZO) Section 4.1.2).

The parcel abuts single-family residences (AR-1) to the north and east, and commercial properties wo the south and west.

The 2013 Master Plan identifies this area as a "G-5 Retrofit Growth Sector". According to the Master Plan:

The Retrofit Growth Sector is assigned to areas that are already developed in a suburban development pattern and have potential to be modified or completed as activity centers.

### **Rezoning Request:**

The Applicant is requesting rezoning the subject parcel to Commercial II (C-II). Please see the attached rezoning request.

### **Board Action Required**

Should the Board find that the request is reasonable and consistent with the surrounding uses and the Master Plan, the Board may make a recommendation motion as follows:

Move to *recommend* to the Town Council approval of the rezoning request by Windham Realty, LLC/William Deluca (Owner & Applicant) to rezone 105 Hillside Ave, Map 10 Lot 92, from AR-1 (Agricultural-Residential) to Commercial II (C-II).

Conversely the Board may make a motion to recommend that the Town Council deny the request for re-zoning, if it finds that the request is not consistent with the Master Plan and the surrounding uses.



# **Town of Londonderry**

Planning & Economic Development Department 268B Mammoth Road Londonderry, New Hampshire 03053 Phone (603) 432-1100 x149 www.londonderrynh.org



# **NOTICE OF DECISION**

The Londonderry Planning Board held a public hearing on Wednesday, January 3, 2024 to consider the following:

Rezoning request to rezone 105 Hillside Ave (Map 10, Lot 92) Windham Realty, LLC/William Deluca (owner/applicant) from AR-1 (Agricultural Residential) to C-II (Commercial II).

Member A. Sypek moved to recommend to the Town Council an approval of the rezoning request by Windham Realty, LLC/William DeLuca (owner/applicant) to rezone 105 Hillside Ave (Map 10, Lot 92) from AR-1 (Agricultural Residential) to C-II (Commercial II).

J. Penta seconded the motion.

The motion was granted, 4-3-1, with J. Butler, A. Chiampa, and L. Wiles opposed and T. Combes abstaining as a Town Council member. The Chair voted in the affirmative.

This notice is given pursuant to RSA 676:3.

Londonderry Planning Board

49		Β.	REGIONAL IMPACT DETERMINATIONS
50 51			There were no developments of regional impact.
52		~	
53 54		C.	DISCUSSION WITH TOWN STAFF
55 56			K. Caron informed the Board of an extension request for the Outdoor Pride site plan, Map 17, Lot 5 on Kitty Hawk, to June 2, 2024.
57 58 59			Member A. Sypek moved to grant an extension request to
59 60			Outdoor Pride to June 2, 2024.
61			J. Butler seconded the motion.
62 63			The motion was granted, 8-0-0. The Chair voted in the
64			affirmative.
65			
66 67	III.	(	OLD BUSINESS
68	IV.	ſ	NEW PLANS/CONCEPTUAL PLANS
69		177	,
70			A. Public Hearing for a request to rezone 105 Hillside Ave (Map 10, Lot 92)
71			Windham Realty, LLC/William DeLuca (owner/applicant) from AR-1
72 73			(Agricultural Residential) to C-II (Commercial II).
74			Kevin Smith, representing owners Bill and Steve DeLuca, appeared
75			before the Board. He explained the owners' wish to develop an enclosed
76			indoor vehicle and boat storage facility. This use is less intensive than
77			previously approved residential developments. Discussions with direct
78 79			residential abutters have been favorable, as high-density residential use is not appealing to the residents. The Town of Derry has raised no
80			objections regarding the proposed zone change. He noted that if the
81			zoning change is not approved, the owners intend to develop the
82			property as residential. A request for a variance to utilize the property for
83			overflow parking from the Auto Auction was denied; abutters expressed
84			concern regarding the number of cars accessing the area.
85 86 87			Chair Rugg asked for Staff comment.
87 88 89			K. Caron said K. Smith's presentation is an accurate reflection of previous proposals for the property. She reiterated that this is a 16.5-acre parcel
90 91 92			of vacant land zoned residential. The surrounding zoning is AR-1 and C- II, so this request is consistent with zoning and current use of the abutting properties, as well as the Master Plan.
93 94			Chair Rugg asked for Board comment.
95 96			A. Sypek asked about the plans for the property. S. DeLuca said the

97 98	initial plan is to erect and fill two storage buildings, one at a time.
99 100 101 102 103 104 105 106	L. Wiles asked why the owners did not request a variance, and then ask for a zoning change if the variance was not granted. K. Smith said they felt the rezoning request is more consistent with the surrounding zoning and provides greater certainty for the abutters. L. Wiles asked about the buffers. K. Caron said if this is rezoned to C-II, in addition to the standard setback, an additional 50-foot buffer would be required along property lines shared with the residentially zoned properties. The maximum building height would be 50 feet.
107 108	L. Wiles expressed concern over the aesthetics of the building and not
108	having a plan to consider. He suggested applying for a variance first. K.
110	Smith noted the ZBA found that the previously proposed parking lot did
111	not fit in with the area, but they unanimously approved workforce
112	housing.
113	
114	T. DeFrancesco noted the land is very steep, so a 50-foot building would
115	not be that obtrusive.
116	A Chierry and Chierry the state of the state
117 118	A. Chiampa asked if they could provide written support from abutters. K.
118	Smith said no, but abutters were present at this meeting. She suggested they should provide information on the topography and wetlands. She
20	asked about egress and S. DeLuca said they intend to access the
121	property via Hillside Avenue. The Fire Department requested gated
122	access onto Beacon Street when consulted earlier about the parking lot.
123	A. Chiampa said Hillside Avenue is only 18 feet wide, so would need to be
124	widened for truck access. Chair Rugg noted the owners will need to meet
125	site plan requirements. She asked if the house on the property across
126	Hillside Avenue will remain and S. DeLuca said it would.
127	A Current entrol if the managed stars as facility would be enter 24 hours
128 129	A. Sypek asked if the proposed storage facility would be open 24 hours. S. DeLuca said it will be designed for seasonal boat and car storage.
129	Chair Rugg noted hours of operation will be established during site plan
130	review.
132	
133	A. Chiampa asked if there will be loading docks and bay doors. S. DeLuca
134	said there is usually one door, with cars and boats parked on the side. A.
135	Chiampa verified it would be a one-story building.
136	
137	Chair Rugg asked for public comment.
138	
139	Bob Holden, 6 Holmes Street, said the part of the property that abuts the
140 141	C-II zoned property is wetlands, so any development will be on the residential side. He said abutters were shown a conceptual plan
141	consisting of a single building near the residential side of the property.
43	He is concerned that, with no current plans, an industrial building could
144	be erected. He does not support this request.
entis 78, 73	

145	
.46	Susan Bradley, 8 Dickey Street, is not a direct abutter. She said the truck
147	noise prevents her from sleeping. The area suffers from too much traffic
148	and issues with parking along Dickey Road, so she is concerned about
148	the traffic that will be generated on Hillside Avenue. She asked why
150	egress cannot be via the commercial area on Londonderry Road. S.
151	DeLuca said they have no access.
152	
153	Kathy Ross, 2 Holmes Street, said her property abuts and her home
154	overlooks this parcel. She is concerned about the width of Hillside Avenue
155	and the traffic that will be generated. She noted her concerns about
156	trucks accessing and parking in this area. She said this parcel is at the
157	beginning of a residential neighborhood with older homes and smaller
158	streets. She said the owner expressed no interest in developing the
159	parcel for residential use during their meeting last summer. She asked
160	the Board not to approve the rezoning request.
161	
162	Eva and Dennis Marvell, 53 Hillside Avenue, said their home overlooks
163	the property and they are concerned about what they will have to look
164	at. E. Marvell said the area is already crowded. D. Marvell said it seems
165	like a challenging piece of property, as many projects have been
166	proposed and not completed. They asked the Board not to approve this
167	request.
168	
.69	Ray Breslin, 3 Gary Drive, said it is important that the Board listen to the
170	abutters. He said the property is not ideal for commercial use, as it has
170	limited access off Hillside Avenue. He is concerned about runoff entering
171	the abutting wetlands, which are already contaminated. He said without a
173	specific plan, it is difficult for the Board to approve this request.
174	K. Creith anid many of these concerns would be addressed through the
175	K. Smith said many of these concerns would be addressed through the
176	site plan approval process. The intent of the DeLucas is to work with the
177	abutters on these issues. If there are violations occurring in the area,
178	they should be addressed (i.e., parking on the street, hours of
179	operation). He said the DeLucas did present a conceptual design with one
180	building; he believes their intent is not to change the footprint, but to cut
181	the proposed building in half and build one at a time. He said the owners
182	do not want to develop the parcel for residential use. However, if that is
183	the only option, that is what they will do.
184	
185	Being no further public input, Chair Rugg closed public comment.
186	
187	Chair Rugg asked for Board comment.
188	
189	A. Chiampa asked about another point of entry on Hillside Avenue. K.
190	Smith said that area will be used for water access. She asked if any
<b>'</b> 91	vehicles will be stored as overflow from the auto auction and S. DeLuca
192	said no, this land is separate from the auto auction.

.93		
194	The Board noted these are not zoning questions and the discussion	
195	should focus on the rezoning request. J. Penta said he hopes the owners	
196	will keep these concerns in mind when moving forward with their	
190		
	development plans. T. DeFrancesco reviewed the role of the Planning	
198	Board in this rezoning request process and K. Caron noted abutters are	
199	notified throughout the process.	
200		
201	Member A. Sypek moved to recommend to the Town Council	
202	an approval of the rezoning request by Windham Realty,	
203	LLC/William DeLuca (owner/applicant) to rezone 105 Hillside	
204	Ave (Map 10, Lot 92) from AR-1 (Agricultural Residential) to	
205	C-II (Commercial II).	
206		
207	J. Penta seconded the motion.	
208	Si i chta seconaca the motioni	
208	Discussion:	
210	A. Chiampa expressed concern that if the parcel is rezoned C-II, there	
211	might be another use. K. Smith responded that he and the DeLucas have	
212	been doing business in town for some time and will continue to do so. If	
213	they returned to the Board with a different plan, that would not bode well	
214	for any of them.	
215		
`16	T. DeFrancesco said this change is consistent with the Master Plan. He	
∠17	noted the current issues are enforcement related and could be dealt with.	
218	He said there is a need for this type of building in Londonderry. He said	
219	the concerns voiced are site-plan specific. He suggested that if the Board	
220	recommends this request, the owner present a concrete plan to the Town	
221	Council.	
222		
223	J. Butler expressed concern that the use could be changed, but does not	
224	believe the DeLucas will do this.	
225	believe the belaces will do this.	
	The motion was granted, 4-3-1, with J. Butler, A. Chiampa,	
226		
227	and L. Wiles opposed and T. Combes abstaining as a Town	
228	Council member. The Chair voted in the affirmative.	
229		
	. Public Hearing for site work relating to a proposed gravity sewer main	
231	construction for the Page Road improvements off-site improvements. 14	
232	Page Road, Map 17 Lot 45 and 11 Sanborn Road, Map 15 Lot 164. Evans	
233	Family Limited Partnership/CJE Nominee Trust (Owner/Applicant).	
234		
235	G. Verani recused himself from this discussion.	
236		
237	Chair Rugg asked for Staff comment.	
238		
39	J. Trottier said this project was conditionally approved by the Board on	
240	July 12, 2023. The applicant is addressing the conditions of approval per	

- To: Town Manager Michael Malaguti
- Cc: Assistant Town Manager Kellie Caron

Planning Board Chair Arthur Rugg

#### Subject: Planning Board Resignation

February12, 2024

Please inform the Town Council that unfortunately, I have a commitment that will no longer permit me to attend Planning Board meetings on Wednesday nights. I thank the Town Council for the opportunity they have given me to serve the Town, and I respectfully request that the Town Council please accept my resignation from the Planning Board effective immediately. This will not be the end of my service to the Town as a volunteer.

Respectfully Submitted,

Glan J Sypek

Archived: Friday, February 16, 2024 9:21:55 AM From: Arthur Rugg Mail received time: Thu, 15 Feb 2024 07:29:55 Sent: Thu, 15 Feb 2024 07:29:54 To: John W. Farrell Cc: Michael Malaguti Kellie Caron Kirsten Hildonen Cameron Maher Alecia LaFlamme Jason Knights Subject: Recommendation from the Planning Board Importance: Normal Sensitivity: None

Hi John,

At its meeting last night (February 14, 2024), the Planning Board recommended the appointment of Jason Kinights from an alternate member to a full member for filling the seat vacated by Al Sypek's resignation. Al 's vacated seat has two years left in the term (to December 31, 2025). The vote was unanimous (7-0-0).

Once the Town Council has accepted Al's resignation, the Council can advertise for an open alternate position.

Thanks,

Art

This email was scanned by Bitdefender

#### **Londonderry Town Council Minutes** 1 Monday, February 5, 2024 2 7:00 PM 3 **Moose Hill Council Chambers** 4 5 6 Meeting Link: http://173.166.17.35/CablecastPublicSite/show/12508?channel=4 7 Attendance: Chairman John Farrell; Vice Chairman Chad Franz and Ron Dunn; Town Manager 8 9 Michael Malaguti; Assistant Town Manager Kellie Caron. Councilors Ted Combes and Jim Butler 10 where not present. 11 12 CALL TO ORDER 13 Chairman Farrell called the Town Council meeting to order at 7:00 PM. The Pledge was led by 14 Chairman Farrell. This was followed by a moment of silence led by Chairman Farrell in honor of 15 the firefighters who completed their training with controlled burns. 16 17 18 **PUBLIC COMMENT** 19 Chairman Farrell opened public comment. 20 21 22 Name: Ted Combes 23 Address: Councilor 24 Combes wrote a letter to be read at the Town Council meeting. Farrell read aloud the letter. In the letter Combes thanked LFD for doing an amazing job due to a carbon monoxide leak in his house 25 while Combes was recovering from a medical procedure. Combes thanked Battalion Chief Camire 26 for coming back with space heaters and food while Paul the Plumber fixed the furnace. 27 28 29 Name: Dan Bouchard 30 Address: 8 Oconnell Dr 31 Bouchard wished to speak on a few things. Bouchard started with reiterating the previous Town Council meeting where previous Councilor Dolan shared public comment should be more in line 32 with the state. Bouchard thanked the Town Council for public comment and expressed 33 34 appreciation for everything they do. Bouchard ended his comment with questioning if the Firefighting Foam is still being used on the Fire Trucks and if they are going to get rid of it. Chief 35 Bo Butler explained they are in a period of transition with the State and as soon as a plan arises 36 37 they will execute it. 38 Name: Ken Samoisette 39 40 Address: 4 Faucher Rd Samoisette explained he believes there is an attack on free speech happening. Samoisette continued 41 stating it is a very deep global plan and he is very concerned they are censoring speech. At the 42 local level and at the last Town Council meeting Samoisette claimed what was suggested was not 43 in compliance with public comment. 44 45

46

- 47
- 48
- 49 **Name:** Shawn Faber
- 50 Address: 73 Old Nashua Rd
- 51 Faber proposed a quick question involving House Bill 1002. Faber was curious if we get 91A's
- 52 which originate outside of the Town. Farrell shared usually the town doesn't. Farrell explained the
- only time it was a good amount is when previous Town Manager Kevin Smith ran for senate.
- 54
- 55 **Name:** Kristine Perez
- 56 Address: 5 Leslie Dr

57 Perez explained her understanding is the lawyers are answering the 91A's and she is happy she 58 has never had to file one. Perez shared a bill will most likely pass allowing towns to upload 59 information to the state archive which would save money and time.

- 60
- 61 Name: Bo Butler
- 62 **Address:** Fire Chief
- 63 Chief Butler discussed two command updates. Butler recapped the plane crash behind 5 Colonial
- 64 Dr. which resulted in a high-risk low frequency rescue. Butler shared the pilot survived the crash
- and is being treated in a Boston Hospital with facial trauma. Butler explained within 11 minutes
- the pilot was able to be freed and mitigation began to deal with the aviation fuel which was seeping
- 67 in the ground. Butler shared the second update which involved a controlled burn. It was a
- 68 successful burn in which the crew gained 13 evolutions with the new firefighting staff. Franz
- thanked Butler for everything LFD does and explained how important it is to provide the trainingto the new staff as well as keep our community safe.
- 70
- Farrell shared there is no change to public comment nor is there a plan to do so.
- 73

74 Public comment is closed.

75

77

# 76 **PUBLIC HEARINGS**

- 78 NEW BUSINESS
- 79

# 80 Order #2024-03 – An expenditure from the Maintenance Trust Fund (Winter Maintenance)

- 81
- 82 Vice Chairman Franz moved to approve Order 2024-03. Councilor Dunn seconded the motion.

8	3

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent
Ron Dunn	Yes

84

- 85 Motion passed 3-0-0.
- 86

### 87 Order #2024-04 – An Expenditure from the Maintenance Trust Fund (South Fire Station)

88

89 Vice Chairman Franz moved to approve Order 2024-04. Councilor Dunn seconded the motion.

90

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent
Ron Dunn	Yes

91

92 Motion Passed 3-0-0.

93

# Resolution #2024-02 – Acceptance of Unanticipated Revenue under RSA 31:95-b, Alexander Eastman Foundation – AED Loaner Program

96

97 Vice Chairman Franz moved to approve Resolution 2024-02. Councilor Dunn seconded the98 motion.

99

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent
Ron Dunn	Yes

100

101 Motion Passed 3-0-0.

102

# 103 Resolution #2024-03 – The Re-Adoption of the Amended Election Campaign Videos Policy

104

105 Vice Chairman Franz moved to approve Resolution 2024-03. Councilor Dunn seconded the106 motion.

107

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent

Ron Dunn	Yes	
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108

109 Motion Passed 3-0-0.

110

### 111 Londonderry Professional Firefighters Vacation Cash out

112

113 Town Manager Malaguti explained this is an administrative change and every union gives notice 114 in December for vacation buyouts. This is now making the Firefighter Union in line with the others

115 making all buyouts happen in December. There is no budgetary impact.

116

# 117 Presidential Primary Recap

118 Town Moderator Kipp provided a recap of the primary acknowledging everyone that contributed 119 to the success they had. Kipp shared they had 8,800 ballots cast in the Primary of which 75 percent 120 were Republican and 25 percent Democrat. Kipp thanked everyone again and noted we get to do

- 121 it all over again on March  $12^{\text{th}}$ .
- 122

# 123 OLD BUSINESS

124

### 125 None

126

# 127 APPROVAL OF MINUTES

128

Vice Chairman Franz moved to approve the January 22, 2024, Town Council minutes. CouncilorDunn seconded the motion.

130 131

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent
Ron Dunn	Yes

132

- 133 Motion passed 3-0-0
- 134

# 135 **REAPPOINTMENTS**

- 136 137 N/A
- 138

# 139 OTHER BUSINESS

140

141 N/A 142

# 143 Liaison Reports

144	
145	None
146	
147	Town Manager Report
148	
149	Town Manager: None
150	
151	Assistant Town Manager: None
152	
153	MEETING SCHEDULE
154	
155	• February 20, 2024: Moose Hill Council Chambers, 7:00 p.m.
156	
	• February 20, 2024: Moose Hill Council Chambers, 7:00

### 157 ADJOURNMENT

158

159 Councilor Combes moved to adjourn. Councilor Dunn seconded the motion.

160

John Farrell	Yes
Chad Franz	Yes
Jim Butler	Absent
Ted Combes	Absent
Ron Dunn	Yes

161

162 Motion passed 3-0-0.

163

164 Meeting adjourned at 7:30 p.m.

165

166 Minutes prepared by Cameron Maher