

**TOWN COUNCIL AGENDA**  
**January 24, 2022**  
**Moose Hill Council Chambers**  
**6:30 P.M.**

**A. CALL TO ORDER**

**B. PUBLIC COMMENT**

**C. PUBLIC HEARING**

**D. NEW BUSINESS**

- 1.) **Appointment(s) to PFAS Study Commission**
- 2.) **Trolley Car Eminent Domain Takings**  
Presented by Mike Malaguti
- 3.) **Order #2022-01** – An Order Relative to the Expenditure of Maintenance Trust Fund for Various Projects  
**Presented by Dave Wholley**
- 4.) **Order #2022-02** - An Order Relative to the Expenditure of Maintenance Trust Fund for Various Projects  
**Presented by Dave Wholley**

**E. OLD BUSINESS**

- 1.) Continued Discussion to Submit SAFER 2021 for Additional Grant Funded Positions  
**Chief Darren O'Brien**

**F. APPROVAL OF MINUTES**

**Approval of January 10, 2022 Town Council Minutes**

**G. APPOINTMENTS/REAPPOINTMENTS**

- 1.) Reappointment of Mike Speltz as an Alternate Position on the Conservation Commission
- 2.) Reappointment of Gene Harrington as a Member on the Conservation Commission

**H. OTHER BUSINESS**

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

**I. ADJOURNMENT**

**J. MEETING SCHEDULE**

- A. Town Council Meeting & Budget Public Hearing – **02/07/2022**  
Moose Hill Council Chambers, 7:00 PM

# ORDER 2022-01

An Order Relative to  
*Expenditure of Maintenance Trust Funds*

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First Reading: 1/24/22  
Second Reading: Waived  
Adopted: 1/24/22

**WHEREAS** voters since 2003 have approved funding for the maintenance and repair of public buildings and grounds in town; and

**WHEREAS** by the Town Council of the Town of Londonderry that the Town Treasurer is hereby authorized to expend up to \$17,000.00 from the Expendable Maintenance Trust funds for the upcoming winter maintenance costs at town facilities.

**WHEREAS** the Town of Londonderry wishes to draw down upon these funds for future winter maintenance expense, for reasoning behind this amount please see the attachment. If funds become fully expended before the need for Winter Maintenance is finished another request will be made. Should the balance not be fully expended the authorization of this request will be void after June 30, 2022.

**NOW THEREFORE BE IT ORDERED** by the Londonderry Town Council that the Town Treasurer is hereby authorized to disburse up to \$17,000.00 from the Expendable Maintenance Trust Fund for the upcoming winter months.

\_\_\_\_\_  
John Farrell - Chairman  
Town Council

( TOWN SEAL )

\_\_\_\_\_  
Sharon Farrell - Town Clerk

**A TRUE COPY ATTEST:**  
1/24/22

Description	Vendor	Amount
<p><b>Winter Maintenance - TH, LFD, LPD, Library, Senior Ctr. &amp; Access Ctr.</b></p> <p>This EMTF request is to allow for a draw down on Winter Maintenance funds. This second request is for \$17,000 which is a little under 50% of the average amount spent over the previous 4 fiscal years from the Expendable Maintenance Trust fund. This is being requested in order to prevent requesting a withdrawal of funds after the expense has already occurred. This request will be used for Plowing, salting, and shoveling and other any other winter maintenance items that may occur at our various town buildings (TH, LFD, LPD, Library, Senior Ctr. and Access Center).</p> <p>If the total amount of Winter Maintenance does not total \$17,000 this second request will be void after June 30, 2022. If the total amount of Winter Maintenance exceeds \$17,000 there will be a third request for an amount that will be determined based on what month the funds are utilized fully. Invoices for the services paid for can be provided upon request at the following council meeting.</p>	FY 2018	\$ 37,970.50
	FY 2019	\$ 36,020.00
	FY 2020	\$ 36,324.00
	FY 2021	\$ 26,730.00
	<b>Average:</b>	\$ 34,261.13
<b>50% of Avg:</b>	\$ 17,130.56	
	<b>2nd Request</b>	\$ 17,000.00

## **ORDER #2022-02**

An Order Relative to

### ***EXPENDITURE OF***

### ***MAINTENANCE TRUST FUNDS FOR VARIOUS PROJECTS***

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Reading: 1/24/2022

Adopted: 1/24/2022

***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 \$3,147.00 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 \$3,147.00, from the Expendable Maintenance Trust Fund for the aforementioned repairs and improvements.

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John Farrell, Chairman  
Town Council

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Sharon Farrell  
Town Clerk

***A TRUE COPY ATTEST:***

1/24/2022

Description	Vendor	Amount
<p><b><u>Glass storefront partition system</u></b>            Install a permanent glass partition in replacement of temporary plexiglass. This will provide a fixed barrier to prevent the spread of germs directly to the greeter, as well as, provide a climate break between the front door to alleviate cold and hot drafts upon opening.</p>	<p><b>Portland Glass</b>             Parts and Labor            Service Call            Miscellaneous materials</p>	<p>\$3,147.00             included            included            included</p>
<p><b>Total Town Council EMTF Order</b></p>		<p>\$ 3,147.00</p>

# LONDONDERRY TOWN COUNCIL MEETING MINUTES

**January 10, 2022**

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

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

## **CALL TO ORDER**

Chairman Farrell called the meeting to order at 6:30 PM. Chairman Farrell stated that the Council will over to nonpublic under 91-A:3, II(a) in a roll call vote, motioned by Vice Chairman Green. Chairman Farrell stated that the Council will come back into session after.

Motion to come back into public session at 7:00 PM made by Vice Chairman Green and second by Councilor Butler. Chair votes 5-0-0 in a roll call vote. Motion to seal the minutes indefinitely made by Vice Chairman Green and second by Councilor Butler. Chair votes 5-0-0.

Chairman Farrell called the Town Council meeting to order. It was followed by the Pledge of Allegiance. This was followed by a moment of silence for all first responders and their safety.

## **PUBLIC COMMENT**

Chairman Farrell stated that he has been approached by many tax payers who live in the 55+ communities. Chairman Farrell stated that there have been some comments about house assessments and prices, and that the communities took a larger jump than other communities during the assessment. Chairman Farrell asked the Council stated that there's about one thousand 55+ dwellings in the town. Chairman Farrell asked the Council to give a consensus to have the Town Manager talk to the Assessing department with more data and information as to how this was done.

## LONDONDERRY TOWN COUNCIL MEETING MINUTES

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35 Councilor Dolan announced that he will not be running for reelection. Chairman Farrell  
36 stated that Councilor Dolan has served on the Council for eighteen years. Chairman  
37 Farrell thanked Councilor Dolan for his service.

38  
39 Dave Lundgren, 21 King John Drive, thanked the Council for everything that they do and  
40 the town has taken a turn for the better. Lundgren talked about the tax break that the  
41 Council is looking to give Woodmont and explained that he is opposed to it.

42  
43 Robert McDonald, 3 Catesby Lane, addressed the Council. Chairman Farrell reminded  
44 McDonald that he received an email from him. McDonald spoke against the proposed  
45 Ordinance and he believes this is moving too fast. The development is behind schedule.

46  
47 Dan Bouchard, 8 O'Connell Dr, stated that he got a call about the tanker truck that split on  
48 Route 28 by North School. Bouchard stated that the fire department used foam on that site.  
49 Is the town responsible for contamination by something like this. Assistant Town Solicitor  
50 Mike Malaguti stated that he is aware of the spill but there isn't enough information to  
51 figure out who is responsible for who. Chairman Farrell asked Malaguti to get with  
52 Bouchard and figure out a solution.

53

54

### PUBLIC HEARING

55  
56 Motion to open Public Hearing made by Vice Chairman Green and second by Councilor  
57 Dolan. Chair votes 5-0-0. Chairman Farrell reintroduced Ordinance #2021-03, an  
58 Ordinance relative to Creating the Londonderry Commercial and Industrial Property Tax  
59 Incentive Program, continued from 12/20. Chairman Farrell gave an update. Vice  
60 Chairman Green stated that he doesn't believe the town should rush into this and more  
61 homework should be done. Councilor Butler stated that he agrees. He has done some  
62 research and a lot of these programs don't work when they are not structured properly.

63

64 There was no new comment from the public.

65

66 Chairman Farrell asked for a consensus from the Council to direct the town staff to go  
67 back and execute what was talked about. The Council gave consensus.

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## LONDONDERRY TOWN COUNCIL MEETING MINUTES

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69 Motion to table Ordinance #2021-03 made by Vice Chairman green and second by  
70 Councilor Butler. Chair votes 5-0-0.

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72 Motion to close the Public Hearing made by Vice Chairman Green and second by  
73 Councilor Butler. Chair votes 5-0-0.

74

75

### NEW BUSINESS

76

77 Chairman Farrell introduced the Town Treasurer discussion. Malaguti stated that he  
78 wanted to update the Council on internal discussions about the converting the elected  
79 Town Treasurer position to an appointed position. Malaguti explained the reasons why.  
80 The legal way to do so is clunky. The current Town Treasurer is in the final year of a  
81 three-year term, it would be better to implement the change next year, if the Council  
82 would like to do it. Councilor Paul stated that she opposes it and it's silly. Councilor Paul  
83 stated that the Treasurer should be watched on, a third-party eye. Chairman Farrell stated  
84 that it is just a discussion and not for the Council to deal with.

85

86 Chief Darren O'Brien discussed the submission of the SAFER 2021 Grant for additionally  
87 funded positions. Chief O'Brien stated that the department applied back in 2020 but  
88 unfortunately, they were not in the final selection. Chief O'Brien stated that he got  
89 notification that it is back open for 2021 so he would like to seek the Council's permission  
90 to apply again. Chief O'Brien stated that he is seeking permission to apply for four as was  
91 done last year. This means that four firefighters hired, their salary would be paid out of a  
92 federal grant.

93

94 Chairman Farrell jumped the rebate program forward. This is an NHDES rebate program  
95 for removal of PFOA in private wells. This is the final funding approval. Assistant Town  
96 Manger Drabik gave an update in regards to residents who live outside the consent decree  
97 area. Drabik stated that the town was awarded up to \$500k dollars via a Grant to treat  
98 PFAS in a private well. Since then, the town has been waiting for the various approvals  
99 from the State. Drabik stated that the state decided it was a good idea, because there is so  
100 much infrastructure money out there, that they wanted to put into place their own rebate  
101 program. It is better than the one the town would offer. Instead of being able to apply for a  
102 rebate of us to \$500, their program is going to give a rebate of up to \$1,500. It will have  
103 the same eligibility requirements. It will also operate retroactively back to September

## LONDONDERRY TOWN COUNCIL MEETING MINUTES

104 2019. It will also allow vendors to apply to DES directly for up front cost. Londonderry  
105 can opt into the program. There will be a press release soon.

106

107

### OLD BUSINESS

108

109 Chairman Farrell introduced the budget workshop. Town Manager Smith stated that the  
110 Council should go through the articles to see if there are any last-minute questions so that  
111 at the second public hearing on Thursday. Smith gave an update on the budget.

112

113 Budget Chairman Chad Franz went over the 501c3 organizations that Londonderry  
114 benefits from that the Budget Committee is in charge of disbursing money to every year.  
115 See attached.

116

117 The Council went through all twenty-one of the warrant articles. Chairman Farrell read  
118 every article into the record.

119

120 Malaguti discussed the school article and the Mack's article in detail for the Council.

121

122 Finance Director reminded the public about the deadline for citizen petitions.

123

124

### APPROVAL OF MINUTES

125

126 Vice Chairman Joe Green asked if he could be marked absent as he was not present. Motion  
127 to approve the Town Council minutes as amended from December 20, 2021 made by  
128 Councilor Dolan and second by Councilor Butler. Chair votes 4-1-0.

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### BOARD/COMMITTEE INTERVIEW

131

132 Motion to reappoint Suzanne Brunelle as a member on the ZBA. Motion to appoint made  
133 by Vice Chairman Green and second by Councilor Butler. Chair votes 5-0-0.

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## LONDONDERRY TOWN COUNCIL MEETING MINUTES

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137 Town Manager Kevin Smith read into the record to the Town Council his resignation as  
138 Town Manager. Chairman Farrell stated that with a heavy heart, the Council will accept Mr.  
139 Smiths resignation. Motion to accept made by Vice Chairman Green and second by  
140 Councilor Butler. Chair votes 5-0-0. The Council thanked Kevin for all of his service to the  
141 town.

142

143

### ADJOURNMENT

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

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148	Notes and Tapes by:	Kirby Brown	Date: 1/10/2022
149	Minutes Typed by:	Kirby Brown	Date: 12/13/2022
150	Approved by:	Town Council	Date: 1/24/2022

ID	Start time	Completion time	Email	Name	Organization Name	Minimum Qualifications Phone Number	Amount being requested	Previous year's request	Previous year's awarded
1	8/23/21 10:13:16	8/23/21 12:35:27	anonymous		Roddingham Nutrition ar	603-679-2201	\$4400	\$4400	\$3922
2	9/1/21 10:38:39	9/1/21 10:53:14	anonymous	Waypoint	Waypoint	603-518-4000	2500	2500	2500
3	9/7/21 10:02:55	9/7/21 12:29:11	anonymous		The Friends RSVP Progra	603-228-7603	800	800	800
4	9/20/21 9:57:07	9/20/21 10:19:21	anonymous		American Red Cross	802-391-6499	1000	1000	\$1,000
5	9/20/21 13:42:14	9/20/21 15:25:00	anonymous		Roddingham Community	603-431-2911	\$12,000	\$12,000	\$12,000
6	9/22/21 10:12:21	9/22/21 10:28:12	anonymous		The Upper Room, a Fam	603-437-8477	\$12,000	\$11,700	\$9,460
7	9/23/21 16:04:53	9/23/21 16:07:07	anonymous		Waypoint	603-518-4306	3,000	3,000	2,500
8	9/24/21 10:01:17	9/24/21 10:04:21	anonymous		Harbor Care	6038823616	5000	15000	2584
9	9/28/21 14:02:48	9/28/21 14:50:36	anonymous		Sonshine Soup Kitchen	437-2833	\$20,000.00	\$7,500.00	\$5,242.00
10	9/28/21 14:35:00	9/28/21 15:03:05	anonymous		Home Health & Hospice	603 882-2941	\$1500	\$1500	\$1420
11	9/28/21 18:47:12	9/28/21 19:44:52	anonymous		YMCA of Greater Londor	603-437-9622	10,000	10,000	5,073
12	9/29/21 13:15:44	9/29/21 14:20:31	anonymous		Isaiah 58 New Hampshire	603-952-8000	\$5,000	\$4,000	\$1358.00
13	9/30/21 12:39:42	9/30/21 13:08:15	anonymous		Community Caregivers o	603-432-0877	\$11,000	\$11,000	\$11,000
14	9/30/21 12:30:22	9/30/21 16:30:42	anonymous		Big Brothers Big Sisters c	603-430-1140 ext. 1002	1,000	1,000	1,000
15	10/1/21 14:24:43	10/1/21 14:41:21	anonymous		American Red Cross of N	802-391-6499	\$1000	\$1000	\$1000