

LONDONDERRY TOWN COUNCIL MEETING MINUTES

Londonderry Town Council Meeting Minutes May 23, 2022

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

Present: Chairman John Farrell; Councilor Chad Franz, Jim Butler, and Deb Paul; Acting Town Manager Michael Malaguti; Assistant Town Manager Lisa Drabik; Executive Assistant Kirby Brown Absent: Vice Chairman Joe Green

CALL TO ORDER

Chairman Farrell called the Town Council meeting to order at 7:00 PM. This was followed by the Pledge of Allegiance. This was followed by a moment of silence for all of those first responders who protect this community and country.

PUBLIC COMMENT

Chairman Farrell presented a Proclamation to Thomas Ryan of Londonderry. Thomas was recognized as a 2022 US Military Child Courageous Kid. The Council congratulated Thomas on his award.

Moir Ryan, 2 Snowberry Hollow, addressed the dog issue discussed at the last meeting, and pre-assault signals. Sometimes people try to do things with dogs, there are pre-signals from dogs. Ryan suggested doing a town YouTube video about the signals. Chairman Farrell stated that the K9 officers and dog officers can work on putting something together.

Henry Herndon, Community Coalition of New Hampshire, presented to the Council. Herndon presented the benefits of community power. Herndon invited the town to join as a member. Herndon stated that there is no cost or commitment. the town would just have to appoint someone from the Council to represent the town at the meetings. See the attached PowerPoint.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

Mike Speltz, Conservation Commission, 18 Sugar Plum Lane, stated that there was a prior briefing that talked about coming into the community and managing our power supply. That was a for-profit entity. It would be cheaper to go with a coalition. Speltz urged the Council to task the Town Manager with looking into it in detail. The Council agreed to have the Town Manager take a look at it.

PUBLIC HEARING

Motion to open the public hearing for Ordinance #2022-03 made by Councilor Franz and second by Councilor Butler. Chair votes 4-0-0.

Chairman Farrell introduced Ordinance #2022-03, an Ordinance amending the Londonderry Zoning Ordinance, Section 4.2.1.4, relative to the keeping of poultry in the AR-1 District. Associate Planner, Laura Gandia, presented. Gandia stated that this went in front of the Planning Board with a positive recommendation to the Town Council. The vote was unanimous.

Kim Stone, 3 Pine St, stated she is in support of this change. Stone stated that the requirement to have the top enclosure at all times undermines one of the benefits of keeping poultry, specifically, tick and bug control. If they always have to be enclosed, it defeats the purpose.

Leonard Evans, 79 West Rd, stated that he has lived there for over forty years and they have had no problem until the neighbor had chickens, illegally because they didn't have enough land, and they chew up their garden and the chickens were everywhere and not controlled. Chairman Farrell asked what the enforcement mechanism was. Gandia stated that the town has a code enforcement office that would handle this. The ordinance also specifies that at no time should a public nonsense be created.

Amy Agostino, 6 Willow Ln, stated that she is in support of the Ordinance and has been waiting a while for it. Agostino stated that a lot of major cities like NY, Boston, etc., allow chickens. Agostino stated that she would like to see them out of a roof, but with a fence. Agostino stated that chickens also eat all the bad bugs, including ticks.

Chairman Farrell asked how this came about. Gandia stated that the Zoning Board has

LONDONDERRY TOWN COUNCIL MEETING MINUTES

69 gotten a few requests.

70

71 Councilor Butler stated that the enforcement issue is weak and it needs to be tightened up.

72 Chairman Farrell stated that he agrees, there needs to be strong language around
73 enforcement.

74

75 Chris Evans, 51 Sanborn, stated that at half an acre, the coop would be on top of the
76 house. Evans stated that half an acre is small to have chickens.

77

78 The Council agreed that there should be stronger language around enforcement and asked
79 staff to work on that and come back. Gandia stated that she will work on it and bring it
80 back to the Council and bring someone from code enforcement into the next meeting to
81 discuss options. The Council decided to continue/table Ordinance #2022-03 until June 6th.

82

83 Motion to close the public hearing on Ordinance #2022-03 made by Councilor Franz and
84 seconded by Councilor Butler. Chair votes 4-0-0.

85

86 Motion to open the public hearing for Ordinance #2022-04 made by Councilor Franz and
87 second by Councilor Paul. Chair votes 4-0-0.

88

89 Chairman Farrell introduced Ordinance #2022-04, an amendment to the Londonderry
90 Zoning Ordinance establishing a Groundwater Protection Overlay District, Section 4.6.8.
91 Gandia presented.

92

93 Ray Breslin, 3 Gary Drive, stated that this Ordinance is a step in the right direction.
94 Breslin stated that there are some yellow areas on the map, and there are well protection
95 areas throughout Londonderry. They've been established, yes, they may be confidential,
96 but they should be included in the Ordinance.

97

98 Ann Chiampa, 28 Wedgewood Dr, asked Gandia why some of the locations are
99 confidential. Gandia stated for public infrastructure security reasons.

100

101 Motion to approve Ordinance #2022-04 made by Councilor Paul and second by Councilor
102 Butler. Chair votes 4-0-0.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

Motion to close the public hearings made by Councilor Franz and second by Councilor Paul. Chair votes 4-0-0.

NEW BUSINESS

Chairman Farrell stated that the Council will hold off on the Senior Affairs Director appointment and take it into non-public at the next meeting so the Council can meet her.

Chairman Farrell introduced Order #2022-08, an Order relative to the expenditure of Roadway Maintenance Trust Funds. John Trottier, Director of Engineering and Environmental Services, presented. Trottier stated that it's \$1.5M for the replacement of a 96-inch medal pipe on Harvey Rd. Motion to approve Order #2022-08 made by Councilor Franz and seconded by Councilor Butler. Chair votes 4-0-0.

Chairman Farrell introduced Resolution #2022-07, a Resolution relative to the acceptance of unanticipated revenue under RSA 31:95-2, accepting the funds raised from the Rabies Clinic. Finance Director Justin Campo presented. Motion to accept Resolution #2022-07 made by Councilor Franz and seconded by Councilor Butler. Chair votes 4-0-0.

APPROVAL OF MINUTES

Motion to approve the Town Council minutes from May 9, 2022 made by Councilor Franz and seconded by Councilor Paul. Chair votes 4-0-0.

The Council discussed the CIP members. Motion to appoint Vice Chairman Green as the Council CIP member and Councilor Franz as the second member, made by Councilor Franz and seconded by Councilor Paul. Chair votes 4-0-0. The Council motioned to accept all of the CIP members, motioned by Councilor Franz and second by Councilor Paul. Chair votes 4-0-0.

Assistant town manager Lisa Drabik stated that Leadership Londonderry application deadline has been extended to July 8th and the information can be found on the front page of the town website.

LONDONDERRY TOWN COUNCIL MEETING MINUTES

137

138

139

ADJOURNMENT

140

141 Motion to adjourn made by Councilor Franz and second by Councilor Butler. Chair votes
142 4-0-0.

143

144 Notes and Tapes by: Kirby Brown Date: 5/23/2022

145 Minutes Typed by: Kirby Brown Date: 5/30/2022

146 Approved by: Town Council Date: 6/05/2022

Londonderry Invitation to Join

Community Power Coalition of New Hampshire

A Public Nonprofit

For Municipal & County

Community Power Aggregations

Londonderry Town Council | May 23, 7pm

FOR COMMUNITIES, BY COMMUNITIES.



**COMMUNITY
POWER COALITION**
OF NEW HAMPSHIRE



Member Communities

“For Communities, By Communities”

- Statewide public non-profit
- Governed by member communities
- Provides pooled procurement and shared services for Community Power programs

Status

18 municipalities + 1 county have joined by **unanimous vote** of governing body to adopt the Joint Powers Agreement (4/21/22)

Joint Powers Agreement

Intermunicipal agreement establishing CPCNH as a public nonprofit

All NH cities, towns, and counties are invited to join CPCNH

- 
- A map of New Hampshire is shown on the right side of the page. Colored stars are placed on the map to indicate the locations of the member communities. The stars are color-coded to match the list: red for Hanover, Harrisville, Durham, and Cheshire County; green for Lebanon, Rye, Newmarket, and New London; blue for Exeter, Dover, Plainfield, Webster, and Portsmouth; orange for Nashua, Warner, Enfield, and Hudson.
- ★ 1. Town of Hanover
 - ★ 2. City of Lebanon
 - ★ 3. Town of Exeter
 - ★ 4. City of Nashua
 - ★ 5. Town of Harrisville
 - ★ 6. Town of Rye
 - ★ 7. City of Dover
 - ★ 8. Town of Warner
 - ★ 9. Town of Walpole
 - ★ 10. Town of Newmarket
 - ★ 11. Town of Plainfield
 - ★ 12. Town of Enfield
 - ★ 13. Town of Durham
 - ★ 14. Town of Pembroke
 - ★ 15. Town of Webster
 - ★ 16. Town of Hudson
 - ★ 17. Cheshire County
 - ★ 18. Town of New London
 - ★ 19. City of Portsmouth

Officers & Leadership

For Communities, By Communities

Committees

1. Executive
2. Finance
3. Member Operations & Engagement
4. Risk Management
5. Regulatory & Legislative Affairs
6. CEO & Staff Search



Clifton Below
Chair

City of Lebanon
Assistant Mayor & City
Councilor



Kim Quirk
Treasurer

Town of Enfield
Energy Committee



Chris Parker
Vice Chair

City of Dover
Deputy City Manager



Doria Brown
Secretary

City of Nashua
Energy Manager



Matt Miller
Chair, Risk
Management

Town of Pembroke
Energy Committee



Lisa Sweet
Chair, Member
Operations

Town of Rye
Energy Committee



Mandy Merrill
Chair, Regulatory &
Legislative Affairs

Town of Durham
Energy Committee



April Salas
Founding Chair

Town of Hanover
Sustainability Director

What is Community Power?

New Hampshire cities, towns, and counties procure electric power supply on behalf of their residents and businesses and provide related customer services.



Pooled Purchasing Power
For **Energy Supply**

Economies of Scale

Utility Company
Delivers Power

Grid Reliability

Communities Benefit from
Value Added Programs & Services

Lower Rates & Product Choices

(Customers may switch back to utility default supply or take service from a Competitive Supplier)

Enabling Legislation: [RSA 53-E, Relative to Aggregation of Electric Customers by Municipalities & Counties](#)

Benefits of Community Power



Local Control

Democratizing energy procurement to the community level



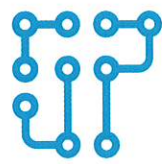
Lower Costs

MA, NY, CA and other markets have demonstrated lower rates than regulated utilities



Renewables

Build & Buy Clean Energy



Resilience & Innovation

New Technologies
Market Competition
Price Signals
Customer Empowerment

What is the Community Power Coalition?

The Coalition is a statewide public nonprofit in formation, designed “**For Communities, By Communities**”



Streamlined Formation

Statewide Peer Network
Technical Services for Committees
Coalition Templates:

- Enabling resolutions
- Electric Aggregation Plan
- Public education materials



Shared Services

Vendor Vetting
Electricity Procurement and
Portfolio Risk Management
Contract Management
Customer Services
Local programs



Local Projects

Joint Power Solicitations &
Economies of Scale
Community Solar + Storage
Project Development

Phase 1 of Coalition Membership:

Benefit from peer-to-peer resources sharing and expert support for the program approval process.

Phase 2 of Coalition Membership:

Shared services and economies of scale for launching Community Power programs, procuring electricity, operating the program, contracting for new project developments, implementing local programs, and engaging at the Legislature & Public Utility Commission on public advocacy and market reforms.

Why The “Coalition Model”?

Governance, Transparency & Oversight

- Educate and empower communities to make informed decisions
- Member's control CPCNH revenues & reserves

Portfolio Risk Management, Reserve Fund Accrual, Energy Project Development

- Portfolio approach allows for long-term contracting and development of local energy generation & storage
- Accrue reserves, ensure long-term financial and rate stability

Public Advocacy & Policy Innovation

- Empower municipalities to remove regulatory barriers and lead on state policy innovation

FOR COMMUNITIES, BY COMMUNITIES.

Community Power Roadmap: Three Key Steps



Join the Coalition

Local Governing Body adopts the Coalition's Joint Power Agreement

Appoint primary & alternate representatives to serve on Coalition Board of Directors

Coalition Resources: expert support, explanatory materials & template resolutions

Committee discusses local issues & collects data

Discuss local governance, policies and objectives for the program

Receive aggregate electric load data from the distribution utility

Coalition Resources: governance discussion & data request support

Committee holds Public Hearings & adopts Plan

Committee adopts plan after incorporating public feedback

Governing Body submits the Plan to Legislative Body for adoption

Coalition Resources: educational materials & presentation support

Process Initiated



Establish a Community Power Committee

Local Governing Body establishes a Community Power Committee

Committee sets timeline and process for program approval

Coalition Resources: template resolution & process support

Committee finalizes draft Community Power Plan

Committee finalizes Coalition template Plan (satisfies requirements of RSA 53-E)

Coalition Resources: Plan template & advisory support



Approve the Community Power Plan

City Council or Town Meeting votes on Electric Aggregation Plan

(Must be approved by majority present and voting)

Coalition Resources: summary materials for officials and voters

Program Approved!

How does a Community join the Coalition?

- Local governing body votes to adopt the **Joint Powers Agreement** and then executes it to join the Coalition
- A Joint Powers Agreement is a contract among local governments, agreeing to delegate specific authorities to the agency under the terms of the agreement
- There is **no cost** to adopting the Joint Powers Agreement and joining the Coalition
- Up until 21 Members, each Member appoints a Director & Alternate to the Board. Beyond 21 Members, the Board is elected by Membership at the annual meeting

**JOINT POWERS AGREEMENT
OF
COMMUNITY POWER COALITION OF NEW HAMPSHIRE¹**

Effective October 1, 2021

Among the Following Parties:

City of Lebanon, Town of Hanover, City of Nashua, Cheshire County, Town of Harrisville,
Town of Exeter, Town of Rye, City of Dover, Town of Warner, Town of Walpole,
Town of Plainfield, Town of Newmarket, Town of Enfield, Town of Durham,
Town of Pembroke (10/21/21), Town of Hudson (12/16/21), Town of Webster (12/16/21),
Town of New London (1/20/22), and City of Portsmouth (4/21/22)²

FOR COMMUNITIES, BY COMMUNITIES.



**COMMUNITY
POWER COALITION**
OF NEW HAMPSHIRE



Reference Slides



Community Power Coalition of New Hampshire

Our Mission

Our mission is to foster resilient New Hampshire communities by empowering them to realize their energy goals.

The Coalition will create value for our Community Power member municipalities by jointly contracting for services, developing projects and programs together, educating and engaging the public, and advocating for communities and customers at the Legislature and Public Utilities Commission.



Our Values

Embody an inspiring vision for NH's energy future.

Support communities to **reduce energy costs** and pursue economic vitality by harnessing the power of **competitive markets** and **innovation**.

Support communities to implement successful energy and climate policies and to **promote the transition to a carbon neutral energy system**.

Balance the interests of member communities who are diverse in demographics, geography and their energy goals.

Use our shared expertise, leadership and skills to **educate, empower and build the capacities** of our members.

Help communities **demystify the power sector** to **make informed decisions**.

Facilitate **collaboration and teamwork** by **championing diversity, equity and inclusion** of people and communities of all kinds.

Coalition: Capacity Building Over Time



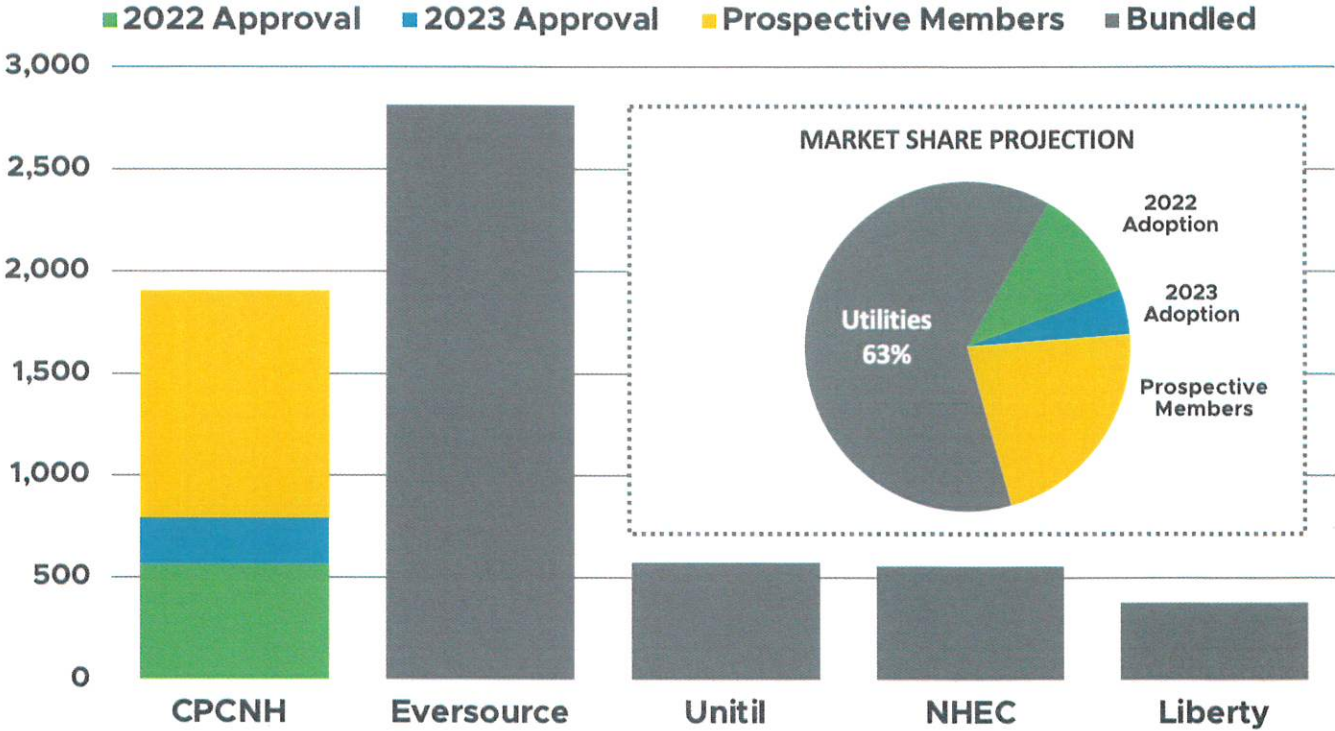
Public Power Joint Powers Agencies (JPAs)

Public power utilities formed 70+ joint power agencies over the past ~50 years to provide power supply services for many of the more than 2,000 municipal electric utilities in the U.S.

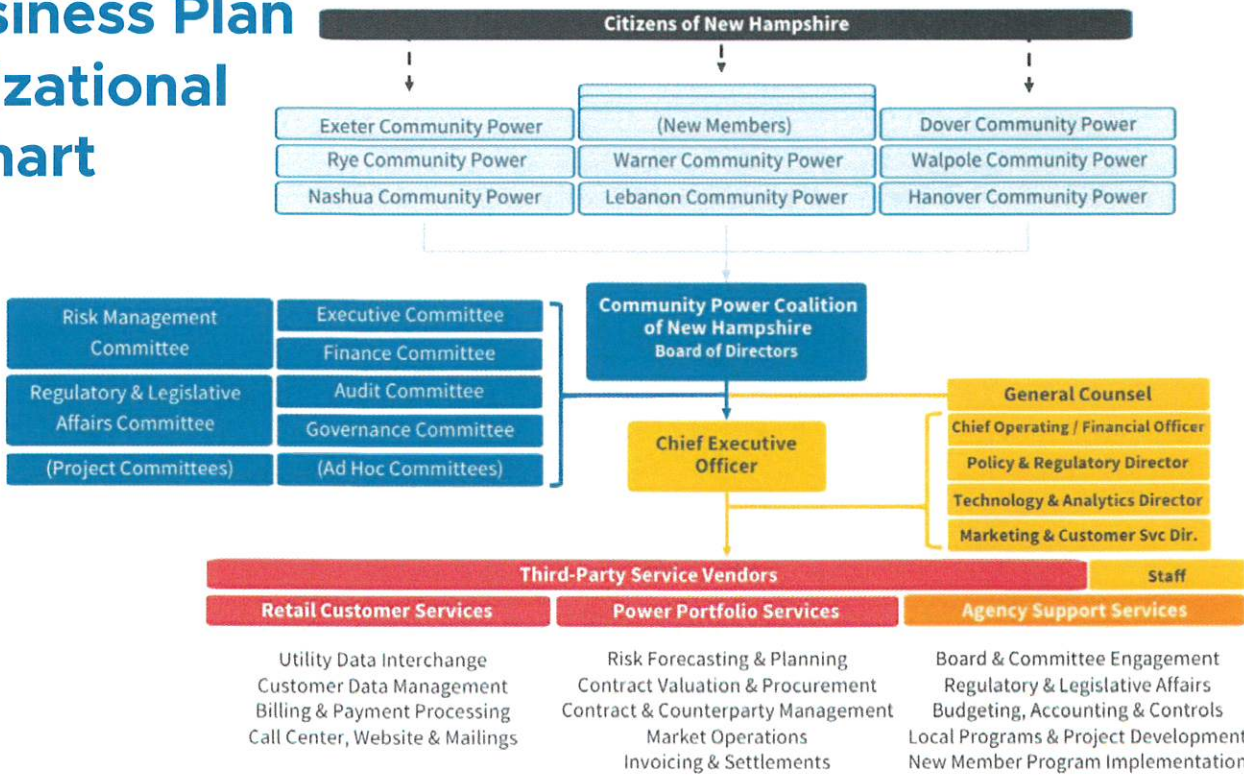
CPCNH is based on best practices established by these public power agencies



DEFAULT SERVICE LOAD (GWH)



Draft Business Plan Organizational Chart



Questions About the Coalition

Who can be a member of the Coalition?

**Towns | Cities | Counties
Jointly Operated Community Power
Aggregations**

How does a community join the Coalition?

1. Local governing body enters into Coalition Joint Powers Agreement.
2. Coalition Board of Directors votes to accept member.
3. Governing body appoints a Director & alt.

What is expected of Coalition Members?

The first 21 members appoint a representative to the Board of Directors. Participate in Board, Board Committees, and decisions.

What will the Coalition provide its members?

Full service and a range of options to support implementation and operation of Community Power Aggregations.

Member CPA Launch Targets

	Member	Type	Population	Joint Powers Agreement Signed	Committee Formed	Utility Data Requested	Utility Data Received	Aggregation Plan Drafted	Public Hearing #1	Public Hearing #2	Local Legislative Body Adoption	Public Utilities Commission Approval	Target CPA Launch Window
1	Lebanon	City	14,282	YES	YES	YES	YES	YES	YES	YES	Council Adopted	Submission pending PUC adoption of CPA Rules (Q2 2022)	April - May 2023
2	Hanover	Town	11,870	YES	YES	YES	YES	YES	YES	YES	Adopted at 2022 Town Meeting		
3	Harrisville	Town	984	YES	YES	YES	YES	YES	YES	YES			
4	Exeter	Town	16,049	YES	YES	YES	YES	YES	YES	YES			
5	Rye	Town	5,543	YES	YES	YES	YES	YES	YES	YES			
6	Walpole	Town	3,633	YES	YES	YES	YES	YES	YES	YES			
7	Plainfield	Town	2,459	YES	YES	YES	YES	YES	YES	YES			
8	Enfield	Town	4,465	YES	YES	YES	YES	YES	YES	YES			
9	Cheshire	County	N/A	YES	YES	N/A: County accounts only		YES	Pending passage of SB 286				
10	Durham	Town	15,490	YES	YES	YES	YES	YES	Council hearings pending PUC adoption of CPA Rules				
11	Nashua	City	91,322	YES	YES	YES	YES	In Process					
12	Newmarket	Town	9,430	YES	YES	YES	YES	In Process					
13	Dover	City	32,741	YES	YES	YES	YES	7/1/22	7/20/22	9/21/22	Q4 2022 - Q1 2023	Q2 2024	
14	Warner	Town	2,937	YES	YES	YES	YES	TBD	TBD	TBD			
15	Pembroke	Town	25,394	YES	YES	YES	YES	In Process	TBD	TBD			
16	Hudson	Town	7,207	YES	In Process	YES	YES	In Process	TBD	TBD			
17	Webster	Town	1,954	YES	YES	TBD	TBD	TBD	TBD	TBD			
18	New London	Town	4,400	YES	YES	TBD	TBD	TBD	TBD	TBD			
19	Portsmouth	City	21,956	YES	TBD	TBD	TBD	TBD	TBD	TBD			