



Londonderry Conservation Commission
Tuesday, January 11, 2022
Minutes

Present: Marge Badois, Chair; Gene Harrington, Vice Chair; Deb Lievens, member; Mike Byerly, member; Bob Maxwell, member; Susan Malouin, member; and Mike Speltz, alternate member

Absent: David Heafey, member

Also present: Officer Aprile

Marge Badois called the meeting to order at 7:33 pm. M Badois appointed M Speltz to vote for D. Heafey.

Unfinished Business

Field Day: M Badois told the Commission that she emailed her contacts at New Hampshire Fish & Game (NHFG), but has not heard back from anyone yet. She asked the Commission for any other ideas. She said that she would keep working on ideas and reach back out to NHFG. M Byerly asked if they needed to discuss any more logistics, such as food, as there is only one more meeting before the event. He asked if there would be enough members of the Commission to staff the event. M Badois replied that she would send out an email with a shopping list and to get a list of members that can staff the event. M Speltz voiced his opinion that a time for a walk works best, as well as leaving from the landing. D Lievens agreed.

New Business

Sign for orchard property: M Badois informed the Commission that they need to put up a sign for the Mack parcel they just recently purchased. She asked M Speltz for the exact wording that is required to be on the sign. M Speltz replied that The Ground Water Trust Fund logo needs to be on the sign, which he will get. He added that the sign should also state that the property was purchased with the assistance of The Ground Water Trust Fund. M Badois mentioned that she received a call from the granddaughter of one of the Mack brothers that passed away recently, and she would like to do a historic marker for Mack Walker. She noted that she spoke to the Heritage Commission and Historical Society, but they did not know of this name. She said that she will follow up with the granddaughter, as it has been about two weeks since their last discussion. M Speltz reviewed some draft language that he believes should be on the sign with the Commission. He commented that when the weather gets warmer, the Commission can have an event to dedicate the parcel.

Musquash page on web-site: M Badois told the Commission that when you click on the Musquash from the recreation guide, there are three trails that do not have any description and instead states "coming



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33 soon.” She asked if the Commission could come up with some language for these trails. D Lievens
34 replied that she would look into this and follow up.

35 **Conservation Ranger:** Officer Aprile informed the Commission that his email domain has changed to
36 .gov instead of .org. He commented that he was informed that Muriel Plummer passed away and he
37 would reach out to the next of kin to see if anything will change for the Commission. He mentioned that
38 he received a tip that someone in the Musquash saw a skeleton in the woods and took a picture. He
39 passed the picture around for the Commission to review. He mentioned that he was in the Musquash
40 for three and a half hours looking for this, but could not find it. He stated that he was able to speak
41 directly to the person that took the picture who gave him directions on where to look. He said that he
42 went back out there and found it, noting that the detectives came out and determined it was indeed
43 fake.

44 **Terms expiring:** M Badois asked if members whose terms were expiring renewed them. D Lievens asked
45 if they had one alternate and one full time member positions open. M Badois replied that the
46 Commission has two alternate positions vacant at this time. She said that she was not sure who was
47 expired. M Byerly mentioned that he thought A Kizak was going to look into this for them at the last
48 meeting. He added that this information used to be on the website, but it is not anymore. M Badois said
49 she would reach out to A Kizak and confirm.

50 **Officer election:** G Harrington made a motion to nominate M Badois for Chair. D Lievens seconded the
51 motion. The motion passed, 7-0-0.

52 D Lievens made a motion to nominate G Harrington for Vice Chair. M Speltz seconded the motion. The
53 motion passed, 7-0-0.

54 M Speltz made a motion to nominate D Lievens for Treasurer. B Maxwell seconded the motion. The
55 motion passed, 7-0-0.

56 **Water testing program:** M Badois told the Commission that last night at the Town Council meeting, the
57 amount of money that people were going to get for testing and remediation has increased from \$500 to
58 \$1500. She asked if there was a certain monetary limit and was told there was not. D Lievens asked if
59 this was only for certain neighborhoods. M Badois replied that this was for all residents out of the St.
60 Gobain area, noting it is not just related to PFAs/PFOAs. She said that if a resident cannot afford the
61 \$1500, the contractor can apply directly to the state for the resident. She added that she spoke about
62 the ongoing problem of getting information out to residents of this town at the meeting as well.

63 **Tinkham garage:** B Maxwell mentioned that they are monitoring wells around the Tinkham garage
64 every two to three weeks instead of every two to three times a year with no information as to why this
65 is happening. D Lievens asked who is not supposed to discuss this. B Maxwell replied that the company
66 doing the testing is not supposed to discuss anything with the residents. He asked if this was under the



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Commission's purview or another department in town. M Badois commented that all these tests are being done and it seems like no one in town is notified of the results or is looking at them. M Badois pointed out that wells are being tested along Mammoth Road relative to the oil tanker truck that flipped over by North School. She said that the Fire Department used foam, which can affect the wells. She mentioned that the Fire Chief told her that they use a less toxic recipe in the foam, but are unsure if the towns that helped them with the spill use the new foam or old foam. M Speltz explained that the last Environmental Protection Agency (EPA) update for the Tinkham site was that they needed to go deeper into the cracks and supposedly awaiting a detailed plan. He said that a plan could have certainly been negotiated and would not necessarily assume something disastrous is going on. He added that either Mike Malaguti, Assistant Town Solicitor or Lisa Drabik, Assistant Town Manager, should be able to look into this.

Next meeting, January 25th [subsequently meeting date was confirmed to be February 22, 2022] : M Badois told the Commission that their next meeting cannot be held in Moose Hill Conference Room unfortunately. She said that Sunnycrest conference room is too small given the current COVID numbers. She asked if the Commission needs to meet on site, as her office conference room is a good size. Officer Aprile mentioned that there is a room at the Police Department that would work. B Maxwell asked if there was a scheduling conflict with this room on January 2th. M Badois replied that Deliberative sessions are coming up and the School Board is having multiple meetings. She added that this Thursday there is a hearing on the warrant articles, noting that an article is requesting to allow the Town to sell the Gilcreast orchard. D Lievens pointed out this is called orchard fifteen. M Badois said that according to M Malaguti there is something written in that allows the town to extinguish the easement if there is another conservation property that is equal to or better than. D Lievens asked what they are proposing to exchange this for. M Badois replied that they do not have a specific property in mind. D Lievens commented that she does not know how it would work without a property to exchange. M Badois responded that they would get money to put towards another property, with a minimum of \$750,000 coming to the Commission as it is worded right now. G Harrington asked where the rest of the money would go. M Badois replied that it would go to the undesignated fund to help pay off Granite Ridge. She noted that at last night's Town Council meeting the contamination of this property came up in discussion. She said that the Town Council asked M Malaguti and L Drabik to find out about the contamination issue on this property. D Lievens asked for clarification on Granite Ridge. M Speltz responded that Granite Ridge sued the Town regarding their tax valuation and a resolution was reached that Granite Ridge has less value than the Town stated they did. He added that therefore they have paid more taxes than they should have and should be rebated the amount. D Lievens asked why the Commission should have to pay some money towards this. M Speltz explained that this was part of the \$4 million dollar bond that was passed in 2003 that had multiple purposes. He said that one purpose was buying down the scope of the Nevins, but part of the deal was that the Town was given a conservation easement on the orchard property. He commented that there are two opinions, stating the first is that the state has supervision over this and the other is that because of the provision that M



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105 Badois referenced above, the Town can do something different with this. He pointed out that the
106 Attorney General's office made the case that it needs to be replaced with a conservation property that is
107 as good or better. G Harrington mentioned that this is how the Town is funding the money without
108 having to raise taxes. M Speltz asked if the Commission is willing and able to take this money without
109 having a specific piece of land. He pointed out that in his opinion, this is not dollar for dollar, as the
110 Town paid \$1.3 million for the easement, but rather resource for resource. G Harrington asked if Leithia
111 Springs was for sale. D Lievens responded that it is. G Harrington said that this could be the property.

112 **New Mack parcel monitoring report:** M Speltz asked if M Byerly had been able to put together a
113 monitoring report yet. M Byerly replied that he has not yet.

114 **Other Business**

115 **Minutes:** The Commissioners went over the public minutes of December 14, 2021. D Lievens made a
116 motion to approve the minutes as amended. M Speltz seconded the motion. The motion passed, 7-0-0.

117 **Adjournment:** M Byerly made a motion to adjourn the meeting at 8:15 p.m. G Harrington seconded the
118 motion. The motion passed, 7-0-0.

119 Respectfully Submitted,
120 Beth Morrison
121 Recording Secretary