

LONDONDERRY TOWN COUNCIL MEETING MINUTES

June 7, 2021

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; Executive Assistant Kirby Brown

CALL TO ORDER

Chairman Farrell called the Town Council meeting to order. This was followed by the Pledge of Allegiance and a moment of silence for all of the healthcare workers that god us through Covid.

PUBLIC COMMENT

Fire Chief Darren O'Brien gave an introduction to the new personnel and firefighters that were hired during Covid.

Chairman Farrell thanked Kathy Wagner for all of her years as the Chair of Old Home Day and presented her with a bouquet of flowers.

Councilor Paul stated that she would like to read a statement into the record about what happened at the last Council meeting. Councilor Paul stated that she feels Councilor Butler is trying to tarnish her reputation. Councilor Paul stated that she was assigned to be the liaison to the Planning Board and she tries to do her best. Councilor Paul said that she decided to run for Town Council to do what was best for the tax payers of the community, not to draw more advertising dollars for her job. Councilor Paul stated that becoming a Councilor has affected her business in an adverse way. Councilor Paul stated that she acquired an attorney to review the accusations made by Councilor Butler, and after reviewing said that they were without merit and laughable. Councilor Paul stated that she would like to status of the accusation. Councilor Paul stated that she is done being bullied

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34 and harassed and she would like a public apology.

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36 Councilor Butler asked if he could respond. Chairman Farrell said no. Chairman Farrell
37 stated that at the other Councilor's request, he did speak with the Town Attorney and he
38 has spoken to each Councilor individually. Chairman Farrell stated that no one won
39 anything and no one lost anything that meeting. Chairman Farrell said that he has reread
40 the Charter and spoken to the attorney and there is a process in place. Chairman Farrell
41 stated that going forward he would like to see the rules and laws followed. If there is an
42 issue, follow the Charter. Chairman Farrell said that it's time to move forward. Councilor
43 Paul stated that she will move forward if she receives an apology. Chairman Farrell stated
44 that he can't force anyone to apologize.

45
46 Councilor Butler stated that when Councilor Paul was elected, her second or third meeting,
47 she involved his family and made accusations, to the point where his family had to come
48 down to the public meeting and defend themselves, for no reason. Councilor Butler stated
49 that it started with Councilor Paul.

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51 Chairman Farrell stated that he will not tolerate an outburst again and that we need to follow
52 the process.

PUBLIC HEARING

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54
55 Motion to open Public Hearing made by Vide Chairman Green and second by Councilor
56 Butler. Chair votes 5-0-0.

57
58 Chairman Farrell introduced the Public Hearing on barn preservation easement at 15
59 Parmenter Rd. Steve Hamilton and Dan Scalzo with the Assessing Department presented.

60
61 Ann Chiampa, 28 Wedgewood Drive, stated that there is an application process you have
62 to go through. You nominate yourself or have someone nominate you. It involves a lot of
63 research and documentation of the property. Chiampa stated that she wants clarification if
64 Wagner put in the application to the Division of Historical Resources. Dan Scalzo stated
65 that that's just one requirement and as it was just underlined as eligible and she checked
66 off the current use as agricultural, it counts as one of the following so it didn't matter. Steve
67 Hamilton stated that it doesn't affect the application.

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68 Steve Young, 15 Parmenter Rd, gave a brief description of the history of the property.

69
70 Motion to approve and sign the barn preservation easement made by Vice Chairman Green
71 and second by Councilor Dolan. Chair votes 5-0-0.

72
73 Chairman Farrell introduced Resolution #2021-05, a Resolution relative to the acceptance
74 of unanticipated revenue under RSA 31:95-b. Town Manager Kevin Smith presented.
75 Smith stated that this is for a few gifts and donations throughout the last fiscal year that
76 will need to be accepted by the Council. Motion to accept the amounts made by Councilor
77 Dolan and second by Vice Chairman Green. Chair votes 5-0-0.

78
79 Motion to close Public Hearing made by Vice Chairman Green and second by Councilor
80 Dolan. Chair votes 5-0-0.

NEW BUSINESS

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82
83
84 Chairman Farrell introduced the discussion on the I-93 south barriers. Chairman Farrell
85 stated that he has been contacted by numerous residents on trolley Care Lane regarding
86 the noise. Town Manager Smith gave an update from Wendy Johnson who is the Project
87 Manager. Councilor Dolan asked if it would be on either sides or one side. Smith stated
88 both sides and that they are still going to be put up.

89
90 Dan Brag, 5 Trolley Car Lane, stated that in 2005 when he moved in he was told there
91 would be a sound barrier and read the documentation on NHDOT website. The plan said
92 proposed sound barrier. Brag stated that it's been three years. Brag stated that he would
93 just like the barriers up. Chairman Farrell got a consensus from the Council to have Town
94 Solicitor Mike Malaguti to craft a strongly worded letter to the Commissioner from the
95 Council expressing the displeasure with the current circumstance and look for a remedy.
96 Town Manager Smith stated that he will send Brag a copy.

97
98 Chairman Farrell introduced Order #2021-09, an Order relative to the licensing of a
99 Junkyard pursuant to RSA 236 for S&S Metals and Order #2021-10, an Order relative to
100 the licensing of a Junkyard pursuant to RSA 236 for Murray's Auto.

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Councilor Paul stepped down due of a conflict of interest as she does business with S&S Metals and Murray's.

Brad Anderson and Norma Ditri presented. Anderson stated that he visited both junkyards and both are following best manufacturing practices and procedures. Anderson recommended renewal of license for both.

Motion to approve Order #2021-09 and Order #2021-10 made by Councilor Dolan and second by Vice Chairman Green. Chair votes 4-1-0.

Councilor Paul rejoined the meeting.

Town Solicitor Mike Malaguti presented an authorization to submit a Grant to NH DES Drinking and Groundwater trust Fund. Malaguti stated that in March, the voters approved the expenditure of \$250,000 to be raised through taxation. Malaguti stated that he is looking for a motion and approval to submit grants to DES Drinking and Groundwater Trust Funds for Lancaster Drive and for the rebate program. Motion to move forward made by Councilor Dolan and second by Councilor Butler. Chair votes 5-0-0.

Malaguti gave an update on the Macks Apples lease and went over how the town is buying five acres for municipal purposes at 114 Pillsbury Rd and the back twenty-one acres in change to be held in Conservation. Those closings are both coming up soon. Malaguti went over the lease agreement.

Chairman Farrell introduced Resolution #2021-16, a Resolution relative to the acceptance of unanticipated revenue under RSA 31:95-b for Recreation. Recreation Director Art Psaledas presented. This Resolution is to accept a donation for a swing that kids can sit in at the playground. Motion to approve Resolution #2021-16 made by Councilor Dolan and second by Vice Chairman Green. Chair votes 5-0-0.

APPROVAL OF MINUTES

Chairman Farrell stated line 171 there is a spelling correction that needs to be made.

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Councilor Dolan stated that line 172 is another correction. Councilor Paul stated that line 159 it should read 19,702 sq. ft.

Motion to approve the Town Council minutes from May 17, 2021 as amended made by Councilor Dolan and second by Vice Chairman Green. Chair votes 5-0-0.

APPOINTMENTS/RESIGNATIONS

Chairman Farrell stated that Christine Patton will be resigning from the Budget Committee. Motion to accept Christine Patton's resignation made by Vice Chairman Green and second by Councilor Butler. Chair votes 5-0-0.

The Council discussed the CIP Committee members. Chairman Farrell will be on the Committee as the Town Council representation. Motion to appoint all the members listed to the CIP made by Vice Chairman Green and second by Councilor Dolan. Chair votes 4-1-0. Chairman Farrell obtained.

The Council discussed summer schedule. The Council will be meeting July 12th and August 16th and August 30th.

Chairman Farrell stated that the Council will be going into non-meeting session about legislation and legal advice and ending the public session.

ADJOURNMENT

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

Notes and Tapes by: Kirby Brown

Date: 6/7/2021

Minutes Typed by: Kirby Brown

Date: 6/13/2021

Approved by: Town Council

Date: 6/21/2021