

Mike Malaguti
Town Manager

Kellie Caron
Assistant Town Manager



Town Council
Chad Franz, Chair
Ted Combes, Vice Chair
John Farrell
Ron Dunn
Shawn Faber

Town of Londonderry • 268B Mammoth Road • Londonderry, NH 03053

Londonderry Town Council Meeting

Tuesday, November 12, 2024, 7:00 p.m., Moose Hill Council Chambers

A. CALL TO ORDER

B. PUBLIC COMMENT

C. NEW BUSINESS

1. **Veterans' Parking Spot**
(Erin Matlin, Library Director)
2. **2024 General Election Recap**
(Jonathan Kipp, Town Moderator & Sherry Farrell, Town Clerk)
3. **Discussion Regarding Holiday Lights on the Town Common**
(Dave Wholley, Director of Public Works & Municipal Facilities)
4. **Discussion Regarding Repair of the Heating System at the Reverend Morrison Meetinghouse**
(Dave Wholley, Director of Public Works & Municipal Facilities)

D. OLD BUSINESS

1. **Budget Workshop**
(Justin Campo, Finance Director)

E. APPROVAL OF MINUTES

1. **October 7, 2024, Non-Public Town Council Minutes**
2. **October 21, 2024, Town Council Minutes**

F. OTHER BUSINESS

1. **Liaison Reports**

2. Assistant Town Manager Report
3. Town Manager Report

G. ADJOURNMENT

H. MEETING SCHEDULE

1. November 18, 2024; Moose Hill Council Chambers; 7:00 p.m.
2. December 2, 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.

ESTIMATE

Shrub Pro, LLC
24 Myrica Ave
Rye, NH 03870-2631

mike@shrubpro.com
+1 (978) 609-1760
www.shrubpro.com



Bill to
Dave Wholley
Town of Londonderry
268B Mammoth Road
Londonderry, NH

Ship to
Dave Wholley
Town of Londonderry
268B Mammoth Road
Londonderry, NH

Estimate details
Estimate no.: 1016
Estimate date: 10/31/2024

#	Date	Product or service	Description	Qty	Rate	Amount
1.	01/10/2024	Christmas Lights	Lights on the designated trees in the common. We will first remove the old lights and then install new lights. we would use warm white LED Lights	1	\$7,000.00	\$7,000.00
2.	01/10/2024	Christmas Lights	Trunk wraps with Mini lights on the tree trunks. we would use warm white LED lights	1	\$1,500.00	\$1,500.00
3.	01/10/2024	Maintenance	We offer free maintenance from the time of install until 1/1/2025. This means that if there are any problems with the lights we will come out ASAP and fix the problem with no extra cost	1	\$0.00	\$0.00
4.	01/20/2025	Take Down and storage	Take down and store of the lights that we installed	1	\$2,500.00	\$2,500.00
Total					\$11,000.00	

Accepted date

Accepted by

Fw: RED NOSE PROPOSAL for Londonderry NH

From Dave Wholley <dwholley@londonderrynh.gov>

Date Thu 11/7/2024 4:39 PM

To Kirsten Hildonen <KHildonen@londonderrynh.gov>

 3 attachments (907 KB)

Screenshot 2024-10-24 181047.jpg; Screenshot 2024-10-24 180958.jpg; Screenshot 2024-10-24 180823.jpg;

This is the proposal I recommend we go with.



Dave Wholley

Director of Public Works

& Municipal Facilities

268B Mammoth Road

Londonderry, NH 03053

603-432-1100 x152

dwholley@londonderrynh.gov

From: Andrew McLeod <a.mcleod@rednosedecor.com>

Sent: Tuesday, October 29, 2024 1:23 PM

To: Dave Wholley <dwholley@londonderrynh.gov>

Cc: Matthew Epstein <m.epstein@rednosedecor.com>

Subject: RED NOSE PROPOSAL for Londonderry NH

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hi Dave,

Thank you so much for your time last week. Please see below for the different options we discussed over the phone. I have also attached some photos of our past work as a reference. Please contact me with any questions.

Option 1:

Trees: 2

Number of C9 Bulbs: 2114

Length of Lights: 2642 ft

Spacing Between Strands: 3 ft

Total Cost: **\$19,924**

Option 2:

Trees: 2

Number of C9 Bulbs: 1585

Length of Lights: 1982 ft

Spacing Between Strands: 4ft

Total Cost: **\$14,988**

Option 3:

Trees: 1

Number of C9 Bulbs: 1057

Length of Lights: 1321 ft

Spacing Between Strands: 3 ft

Total Cost: **\$9,980**

**Pricing includes install and takedown, lift and maintenance package.*

Thank you,



SEAL-A-DECK™
THE DECK AFICIONADOS



REDNOSE
— HOLIDAY LIGHTS & DECOR —



Londonderry Town Council Non-Public Minutes
Monday, October 7, 2024

Following the moment of silence at the regularly scheduled Town Council meeting on October 7, 2024, a motion was made by Vice Chair Combes to enter a non-public session pursuant to RSA 91-A:3 II(a) and (d). It was seconded by Councilor Dunn and a roll call vote was taken, with each member of the Town Council voting in favor.

The 4 members of the Council present (Franz, Combes, Farrell and Dunn) left the Moose Hill Council Chambers and moved to the TM Conference room on the second floor of Town Hall along with the Town Manager.

The Town Manager briefed the Council on several operational changes following the departure of the Executive Assistant (EA). The Town Manager explained that when a position becomes vacant, there is an opportunity to evaluate the current needs of the organization to see if resources can be reallocated. Formerly, the EA roll has been a full-time, benefited position. However, the Town Manager stated this position has had excess bandwidth in recent years.

The Town Manager intends to downgrade the EA position to part-time, and place that position in support of the Town Council, Town Manager, and Human Resources Director. The savings from this change will be allocated to two positions: (1) a higher-level position supporting the Town Manager, Town Council, Town Departments, and administrative functions, and (2) upgrading the Planning Department Land Use Assistant position to full-time. This latter change is justified as the busy Planning Department is the only land use department without a full-time assistant, and several departments have multiple assistants. The Town Manager presented budgetary projections showing this can be accomplished at a savings or a small increase, depending on health care elections and where in the salary range the higher-level administrative position incumbent is placed.

The Council provided full support for the Town Manager's proposal.

The Town Manager then explained that Murray's Auto Recycling at 55 Hall Road is for sale. He had been approached by the listing agent and had had discussions with representatives of the Conservation Commission about potentially purchasing the property and restoring it. The property's proximity to a prime wetland was discussed, as well as its history of MTBE contamination and its enrollment in a state monitoring program. The Council is deeply concerned about environmental liability, which presumably would run with the land, and is unlikely to support a purchase.

At approximately 7:30 p.m. the Councilors returned to the Moose Hill Council Chambers and the meeting.

A motion was made by Vice Chair Combes to end the non-public session and return to the

45 public meeting. The motion was seconded by Councilor Dunn and all voted in favor by roll
46 call vote.

47
48 A motion was made by Vice Chair Combes to seal the minutes of the non-public session in
49 regard to the matter discussed under 91-A:3 II(d) for two weeks unless extended by a vote
50 of the Council. The motion was seconded by Councilor Dunn and all voted in favor by roll
51 call vote.

52
53 Minutes taken and prepared by: Mike Malaguti
54

Londonderry Town Council Minutes
Monday, October 21, 2024
7:00 p.m.
Moose Hill Council Chambers

Meeting Link: <http://173.166.17.35/CablecastPublicSite/show/12736?channel=4>

Attendance: Chair Chad Franz, Vice Chair Ted Combes, Councilor Shawn Faber, Councilor Ron Dunn, Town Manager Michael Malaguti, Administrative Support Coordinator Kirsten Hildonen, Director of Finance Justin Campo

CALL TO ORDER

Chair Chad Franz called the Town Council meeting to order at 7:00 p.m. and led the Pledge of Allegiance. This was followed by a moment of silence led by Chair Franz for the individuals who gave their lives to protect our freedom.

PUBLIC COMMENT

Chair Franz opened public comment.

Name: Erin Matlin, Leach Library Director

Erin Matlin appeared before the Board to request a designated parking space for veterans at Leach Library. The library would pay for the sign and she would work with the DPW to have it installed.

Mr. Malaguti explained they need to ensure removing that space will not affect compliance with parking requirements for the Town Hall complex. Vice Chair Combes recommended the Council make a decision after this information is obtained, in the hopes that it can be installed before November 11th. This will be added to the November 4th Council meeting agenda.

Name: Tara Myles

Address: 11 Lancaster Drive

Tara Myles thanked Londonderry's first responders and the Fire Department for the work they do. She thanked their families for their sacrifices, the community members present at the meeting to support the Fire Department, and Council members for hearing the community members. The Fire Department needs to be fully staffed. The Council's statement was a misfire, addressing what the Council has done and not addressing the Fire Department's concerns and the budget shortfall. She described the importance of overtime. She asked the Council to do the right thing to find the funding for the Fire Department.

Mr. Malaguti clarified that the statement Ms. Myles referred to was his statement, not the Council's.

Name: Vince Sylvia (sp), New Hampshire Motorcyclist Rights' Organization (NHMRO)

Vince Sylvia said there is a significant issue at the intersection of High Range Road, Litchfield Road, and Hall Road, due to drivers running the stop sign. The NHMRO would like the Town to address this intersection as well as the increase in aggressive driving. The motorcycling community is making an effort to address issues caused by riding while impaired, riding beyond ability, and speeding. The NHMRO can provide state and federal funding to help make the community safer for motorcyclists.

Name: Lindsey England (sp)

Address: 41 Royal Lane

Lindsey England expressed sadness regarding Chief Bo Butler's resignation due to the untenable choice he faced. She spoke of her admiration for the Londonderry Fire Department and firefighters, and cited specific instances of their bravery. Firefighters should not have to accept operating with reduced manpower due to budget shortfalls. The Town's priorities must be reflected in the budget. The safety of the citizens and first responders should be at the top of the list. She urged the Council to prioritize the health and safety of the first responders and the citizens they protect. She thanked Chief Butler for his leadership and courage.

Name: Dr. David E. Walker

Address: 5 Harvest Moon Road

David Walker expressed outrage. His family chose to retire to Londonderry due to the reputation of the Fire Department and that it is not a volunteer organization. He noted the citizens showed their support by voting to fund the Police and Fire Departments, and asked why this issue is still being discussed.

Name: John Grennon

Address: 14 Jewel Court

John Grennon said this situation is embarrassing for the community and tragic for Chief Butler. The Fire Department is understaffed by national standards. The citizens want the Fire Department staffed to at least 13 individuals. Chief Butler was put in an impossible position by the Town to place firefighters at risk. He asked why the Town could not come up with \$250,000 for firefighters' overtime, considering the Town's wage allotment is \$17 million. He expressed anger at Mr. Malaguti's statement and that an HR issue was discussed publicly. The Council is placing firefighters at risk.

Name: Susan Dalessandro

Address: 459 Mammoth Road

Susan Dalessandro expressed support for the Fire Department. The number of incidents they are responding to has increased significantly. She questioned why the Town cannot support and staff the Fire Department at a level that will protect the firefighters. She asked if the Council is willing to pay the cost of not staffing at an adequate level. She asked if the cost of paying for mutual aid

is considered in the budgeting process. Being understaffed puts firefighters at a greater risk. It is irresponsible not to support the department. The residents are put in jeopardy by this. She hoped the Council will reconsider and find the money.

Name: Ellen Brideau

Address: 19 Severance Drive

Ellen Brideau was upset that another valued Town employee has left their job. The Town should be concerned that Chief Butler resigned to avoid putting his staff at risk. The citizens depend on the Fire Department and no price can be put on that. The Department deserves adequate staffing and a chief like Chief Butler. She hopes the Council will be able to get Chief Butler back.

Name: Brittany Bonvie

Address: 91 Rockingham Road

Brittany Bonvie said the citizens voted to help the people who protect them and asked why that was stripped away. Chair Franz explained questions are not answered during public comment. She asked if their votes did not matter and Chair Franz said votes do matter. He added that the first budget workshop will be held on November 2nd and this topic can be discussed at that point. Councilor Faber said people deserve answers and he is taking in all of the information being presented, and he wants to hear from everyone. Ms. Bonvie expressed her support for the Fire Department.

Name: Kristine Perez

Address: 5 Wesley Drive

Kristine Perez asked why the Town is considering implementing a facility rental policy. Residents are already paying for the buildings and their operation, and should not have to pay to rent them. She asked if groups already meeting will be grandfathered, and who will decide which groups are for-profit and not-for-profit.

Name: Richard Jacobsmeyer

Address: 60 Alexander Road

Richard Jacobsmeyer was a firefighter in Everett for 35 years. He described the support he receives from Everett firefighters today. The Council needs to understand the stand Chief Butler is taking. When 70 percent of the citizens vote for something and it does not happen, somebody needs to answer to them. He is a veteran and takes his right to vote seriously.

Name: Dave Plaza

Address: 207 Pillsbury Road

Dave Plaza stressed the need for safety over budget concerns. He referred to the undesignated fund balance of \$6 to \$7 million and budget surplus last year, and asked why \$250,000 is being discussed. He thanked the Police and Fire Departments for the times they have come to his home to help.

Name: Erin Wessling
Address: 10 Hazelnut Lane

Erin Wessling, a 23-year emergency room nurse, referred to the tragedies first responders have seen. A reduction in staff will cause more people to experience burnout and not be willing to provide care. She is disappointed the Town wants to increase the number of residents and not provide adequate staffing to care for them. She applauded Chief Butler and voiced her support for the firefighters.

Name: Melissa Keyes (sp)
Address: 312 Mammoth Road

Melissa Keyes asked why the Town is not listening to the people who care for its citizens in terms of what they need to do so. She noted the increase in residents and said that money should be put back into the Fire and Police Departments and schools. She asked who is profiting from the developments.

Name: Kelly Sevin
Address: 3 King Edward Drive

Kelly Sevin voted in support of the Police and Fire Departments. She noted the increase in suicides among local teens and the mental health crisis, and that support is needed to respond to these issues. She will vote in support of first responders and against Town officials that do not support them.

Name: Tom Newman (sp)
Address: 14 Gary Drive

Tom Newman echoed the sentiments of the earlier speakers and voiced his support for the members of the Fire Department. He said staffing is what matters and explained the difference between 11 and 13 firefighters; he suggested 15 firefighters would be more appropriate.

Name: Lorrylyn Juergens
Address: 8 Kimball Road

Lorrylyn Juergens thought the staffing issue was resolved last March when the citizens voted overwhelmingly to staff the Fire Department. She expressed disappointment in the Council for not doing their job and not supporting the Fire Department. The community needs to have the firefighters' backs, as the firefighters have the community's back.

Name: Daniel Bouchard
Address: 8 O'Connell Drive

Daniel Bouchard said at the last Council meeting, the councilors were asked if they knew about the letter and all but the Chair responded. It is a bottom line budget, so funds can be moved between

lines. The citizens supported 13 firefighters. He asked how the Chair could be involved in a meeting with Chief Butler and the Town Manager regarding disciplinary action, and then make an impartial decision. He was irritated with the rebuttal statement from the Town Manager. Departments need to be staffed adequately. He hopes the citizens will get answers about this issue.

Chair Franz clarified that he was not part of any prior process. Mr. Bouchard challenged this and suggested the Chair resign.

Name: Police Chief Kim Bernard

Chief Bernard is the president of LEEA. As union president, he was in the room when the meeting took place, representing Chief Butler. Chief Butler was not threatened with suspension for not reducing staffing.

The budget is the responsibility of each department head. By law, he can be fired if he goes over budget. He said this is a 14-year problem, explained the budget process, and said there is no easy fix. All departments suffered last year, due to the six-month budget freeze. It is the responsibility of each department head to figure out how to stay under budget. He acknowledged that the Council knows each department head has made sacrifices.

This year, the department heads will bring the Council an appropriate and reasonable budget. He voiced his support of Finance Director Campo. He warned that taxes will have to increase to pay for the increased budget.

Name: Chris Schofield

Chris Schofield said on January 31st, he was present when Chief Butler was threatened by Mr. Malaguti that if he went over budget, a hard decision would need to be made.

Name: Tony DeFrancesco
Address: 1 Cheshire Court

Tony DeFrancesco said since the Town changed to the SB2 form of government, there have been problems with overtime budgets. It is time to make realistic budgets that work instead of budgets that get people elected. Department heads are given the responsibility to run their departments but not the financial resources. He asked the Council to fix this. The Town Charter and RSAs answer most questions regarding Town governance and provide a way to deal with this issue. The Town Manager is responsible for hiring, firing, and managing people; the Town Council manages the Town Manager. He asked the Council to manage quieter, as the Town loses when these issues are made public.

Name: Jim Butler

Jim Butler pointed out that Chief Bernard said a department head can be fired if they go over budget. He noted that residents can vote out anyone they don't like in March. He has lost respect for Chair Franz, as he did not discuss this serious matter with the other Councilors. Chief Butler

spoke against locating a hospital at the airport and the Town Manager did not like it. Neither HR nor Town counsel reviewed the letter sent to Chief Butler. There is a management problem in the Town that needs to be fixed, and there is no confidence in Chair Franz or Mr. Malaguti. He suggested Mr. Malaguti look for another job.

Name: John Grennon

Address: 14 Jewel Court

John Grennon said all departments need to be equally and correctly funded. He noted that Chief Bernard said he had to cancel training due to budgetary constraints. With all of the development going on, no public safety department heads should be making sacrifices. He expects when he calls 911, responders will respond with good morale, good training, and good support.

Name: Brian Young, VP of Local 3160

Address: 14 Fieldstone Drive

Brian Young said the firefighters will continue to respond to every emergency, regardless of what is going on. He thanked everyone who spoke at this meeting. He referenced Warrant Article 15, which noted the intent to bring the Fire Department to 13 members per battalion. He noted that funds should be available due to salaries that were not used for various reasons. He asked what the Town Manager's plan is to get the department up to 13 members per battalion in his fiscal year. He suggested a study be conducted to determine how the Fire and Police Departments should be staffed for a community of this size. He cited response standards set by NFPA 1710. He suggested a revolving account for the Fire Department and a Town-wide sick bank be established. The will of the taxpayers should be honored as well as the firefighters, and he hopes a solution can be found.

Vice Chair Combes explained he and Mr. Campo reviewed the financial issues and avenues to combat the funding issues. He agreed many of the issues go back to SB2. This form of government is very limiting, and funds cannot be pulled from the Undesignated Fund Balance without asking for emergency funding from a federal judge. The Town needs to develop the right path forward for all departments to avoid this financial issue reoccurring.

Chair Franz closed public comment.

Councilor Faber said it is clear that Chief Butler is a hero. The funds voted for with Article 15 were placed into the budget, but he questioned whether the funds were adequate. Citizens are concerned if they will be safe and referred to Brian Young stating they will continue to respond to every emergency. He expressed disappointment that this has become political and does not want Chief Butler's commitment to his staff to be mixed up with dollars and cents. They can work with the next fire chief to ensure this problem does not happen again. The Council does not direct department heads. He offered to review budget numbers with anyone interested.

Chair Franz said great points were made at this meeting, and good ideas, support, collaboration, love, passion, and fire were shared. He appreciated everything that was said and the support shown to Chief Butler. He is committed to doing what is right and said there is a process that needs to be followed. November 2nd is the beginning of the budget process. He asked citizens to collaborate

in this process, as their votes, opinions, and ideas matter.

A member of the public asked if their votes will count, if they vote someone out of office. Chair Franz said they would. She asked why their votes didn't count regarding Article 15. Mr. Campo explained that the positions are in the budget. Brian Young questioned this and Mr. Campo explained further. Mr. Young asked for Town counsel to review the staffing levels to ensure they comply with requirements.

The meeting was paused to allow members of the public to leave.

APPOINTMENTS/REAPPOINTMENTS

Appointment of up to two (2) alternates to the Heritage Commission with terms ending 12/31/2024

Kirsten Hildonen explained this temporary position is needed to ensure a quorum is met when special meetings are called. She suggested Derek D'Anna be approved and reviewed his background and qualifications.

Vice Chair Combes moved to appoint Derek D'Anna as an alternate to the Heritage Commission, with the term ending December 31, 2024. Seconded by Councilor Faber.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

Chair Franz asked that anyone interested in the second alternate position contact Ms. Hildonen.

NEW BUSINESS

Budget Season Information & Budget Updates

Director of Finance Justin Campo shared the proposed budget calendar. Vice Chair Combes suggested more meetings might be needed and Town Council meetings be expanded in November and December. Mr. Campo noted citizen petition warrant articles are due January 14, 2025. Citizen petition warrant articles that require a bond are due January 10, 2025, although he recommended submitting them earlier, for review by the legal team.

Reservation/Rental of Town Hall Meeting Space and Outdoor Town Properties

Assistant Recreation Director Doug Cole explained the Town is overdue for an update on rental agreements, specifically for the Town Common. This will bring Londonderry in line with surrounding communities in terms of usage of Town-owned space and facilities. The revenue will

support facility maintenance that is currently funded by taxpayers. The Town will have the ability to waive fees at their discretion. By charging a modest fee, it ensures that individuals honor reservations they make. They noted the difference between resident and non-resident fees.

Ms. Hildonen explained the need for outside groups/individuals renting a facility to have insurance. She noted private use of public facilities incurs additional costs that are better assigned to the user than the tax base. Many groups already carry certificates of liability. The Town will have the ability to waive insurance requirements at their discretion.

Chair Franz stressed the desire to ensure the organizations giving to the community are treated fairly.

PUBLIC HEARINGS

Ordinance 2024-12: Relative to Adopting the Londonderry Short-Term Rental Ordinance

Vice Chair Combes moved to open the public hearing. Seconded by Councilor Dunn.

Chair Franz opened the public hearing.

Mr. Malaguti explained this ordinance will require registration that will allow for tracking whether a residence is being used as a short-term rental. It also defines short-term rental and requires an emergency contact. It will make the owner responsible for what happens on the property. It is in response to complaints that have been received. Legal counsel has reviewed and approved this, as has the Planning Board. The Council discussed enforcement, fees, and penalties. Chief Bernard responded to questions from the Council regarding responding to complaints.

The Council agreed they would like to have input from the Fire and Police Departments, and Code Enforcement, before voting on this ordinance.

Chair Franz invited public comment.

Name: Tony DeFrancesco

Address: 1 Cheshire Court

Mr. DeFrancesco spoke in favor of this ordinance. This is a zoning issue that is used all over the state. A homeowner in a residential neighborhood should be protected from having a hotel next to them, which is a commercial use. It is a registration, not an application.

Name: Kristine Perez

Address: 5 Wesley Drive

Ms. Perez does not support the ordinance. It is a requirement of a home/property owner and asked how it will benefit the residents of the Town. She noted problems with long-term rentals, but said those property owners are not required to register. She asked if registration would be needed in specific instances. She feels this ordinance is a violation of her rights as a property owner and

asked that it be offered as a service instead of a requirement. She feels it is an overreach of government regulations.

Name: Deb Paul

Address: 118 Hardy Road

Deb Paul echoed Ms. Perez's comments. This is an invasion of her privacy and of doing what she wants with her house. Emergency response will be the same, whether the house is rented or occupied by the homeowner. She asked why the Town is adding more rules and said the Town needs to get their house in order first. She suggested these issues should have been addressed in the summer, instead of during budget season.

Name: Dave Plaza

Address: 207 Pillsbury Road

Mr. Plaza echoed Ms. Perez's comments. He agreed this should be a service instead of a requirement. He asked the Town to stay out of his personal life and personal property.

Name: Kristine Perez

Address: 5 Wesley Drive

Ms. Perez said this is a form of discrimination, as it applies to anyone renting for less than 31 days.

Chair Franz invited Council comment.

Vice Chair Combes suggested the day count be changed to less than 30 days.

Mr. Malaguti clarified this ordinance applies to occupation by transient lodgers or guests, so family and friends would not be included. He said anything is discriminatory that draws a line; however, the law defines discrimination as being based on a protected class.

Councilor Dunn moved to table Ordinance 2024-12 until input from police, fire, and code enforcement can be obtained. Seconded by Councilor Faber.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

Ordinance 2024-11: An Amendment to the Zoning Ordinance Relative to Section 2 Adding the Definition of “Abutter”

Mr. Malaguti provided an explanation regarding the proposed amendment to the regulations, which is in response to feedback from the community that they would like more of an opportunity

to participate in the land use and development process. This ordinance would expand the definition of an abutter. The Planning Board expressed concern over the increased cost of notifying abutters and problems created by notifying abutters of an abutter.

Chair Franz invited public comment; there was none.

Chair Franz invited Council comment.

Vice Chair Combes asked if notifications could be sent out earlier to ensure receipt. Mr. Malaguti said there is a statutory deadline, so he would want to obtain legal advice. He suggested striking the requirement of notifying abutters of an abutter.

Chair Franz reopened public comment.

Name: Diane Vautier

Address: 87 Pillsbury Road

Diane Vautier said it is a terrible idea to expand the number of abutters. It will limit entrepreneurship and puts everyone else in your business. It will pit neighbor against neighbor. It should not be her business what her neighbors are doing, as long as they comply with regulations.

Name: Tony DeFrancesco

Address: 1 Cheshire Court

Mr. DeFrancesco said 400 feet is too much and questioned whether the distance should be increased at all.

Chair Franz invited Council comment.

Councilor Faber stressed caution in changing regulations as a result of one complaint.

Councilor Dunn suggested more information is needed, including obtaining a legal opinion. He suggested tabling the issue.

Councilor Dunn moved to table Ordinance 2024-11 until more information is obtained. Seconded by Councilor Faber.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

Vice Chair Combes moved to close the public hearing. Seconded by Councilor Dunn.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

OLD BUSINESS

Extend sealing of October 7, 2024, Town Council non-public minutes relative to 91-A:4, II (d) until November 4, 2024, under RSA 91-A:3, III

Vice Chair Combes moved to extend the sealing of the October 7, 2024, Town Council non-public minutes until November 4, 2024. Seconded by Councilor Dunn.

A roll call vote was taken:

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

Mr. Malaguti noted the issue under discussion was the potential acquisition of real estate. The minutes for the other item discussed at the non-public meeting were not sealed.

APPROVAL OF MINUTES

Vice Chair Combes moved to approve the minutes for the October 7, 2024, Town Council meeting as presented. Seconded by Councilor Dunn.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Abstain

Motion passed 3-0-1, with Councilor Faber abstaining. Chair votes in the affirmative.

OTHER BUSINESS

Liaison Reports

Councilor Dunn reported 25 people participated in Beautify Londonderry's Fall Cleanup, collecting 32 bags of waste. Hopefully it will be better communicated to encourage more

participation in the future. Councilor Faber expressed gratitude that other organizations are contributing to help clean up the Town.

Town Manager Report

There was no Town Manager report.

MISCELLANEOUS

Vice Chair Combes reminded everyone that dogs are not allowed on the soccer fields.

Director of Public Works Dave Wholley spoke as a representative of a first responder unit. He said Chief Bernard eloquently expressed the challenges department heads face. He sees this as a community decision on doing what needs to be done to move forward with what is best for the Town as a whole, without compromising the safety of staff or residents. His team understands the challenges of working in dangerous conditions. It is important for everyone to be able to go home safely. He noted the department's lack of equipment and need for more staff. There is no national level of safety for the DPW, but they work together as a team to get the job done safely. He agreed that department heads need to be truthful when presenting a budget, but they need to be aware of the impact of raising the tax rate on the residents. Tough decisions need to be made, but it is not a fight. Firing people and slinging mud will not fix any problems.

Vice Chair Combes noted Election Day is November 5th.

MEETING SCHEDULE

1. November 2, 2024; (Budget Kick-off); Moose Hill Chambers; 9:00 a.m.
2. November 4, 2024; Moose Hill Council Chambers; 7:00 p.m.
3. November 18, 2024; Moose Hill Council Chambers; 7:00 p.m.

ADJOURNMENT

Vice Chair Combes moved to adjourn the meeting. Seconded by Councilor Dunn.

Chad Franz	Yes
Ted Combes	Yes
Ron Dunn	Yes
Shawn Faber	Yes

Motion passed 4-0-0. Chair votes in the affirmative.

Meeting adjourned at 10:20 p.m.

Minutes prepared by Beth Hanggeli