



**LACONIA CITY COUNCIL MEETING
FEBRUARY 27, 2012
CITY HALL – CONFERENCE ROOM 200A
7:00 P.M.**

MINUTES

CALL TO ORDER:

Mayor Seymour called the meeting to order at the above date and time.

SALUTE TO THE FLAG:

Councilor Henry Lipman led the Salute to the Flag.

ROLL CALL:

Deputy City Clerk Allen called the roll with the following Councilors present: Councilor Doyle, Lahey, Lipman, Baer, Hamel and Bolduc. Also present City Manager Scott Myers and Finance Director Donna Woodaman.

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

• **Regular and Non Public Minutes of February 13, 2012**

Councilor Bolduc moved to approve the regular and non-public minutes of February 13, 2012. Seconded by Councilor Hamel . **Motion passed unanimously.**

Mayor Seymour called new business item #1 (Laconia Airport Authority) out of order and placed it under item number 2 on the consent and action calendar.

CONSENT AND ACTION CALENDAR:

1. Request by Laconia Motorcycle Week Association to raise funds at Opechee Park for the Bike Show and Swap Meet on June 15, 2012 from 7:00 a.m. to 2:00 p.m. and to waive vendor fees.

Charlie St. Clair clarified the vendor fee request. He stated that because of the short window frame and because it is not a big money maker he would like the vendor fee reduced to \$35.00. In addition he would like to have a blessing of the motorcycles from 11 – 1pm in the parking lot free of charge.

Councilor Hamel moved to approve the request by the Laconia Motorcycle Week Association to raise funds and reduce the vendor fees. Seconded by Councilor Bolduc. **Motion passed unanimously.**

2. **Laconia Airport Authority** (see attachment #1)
 - a. **Assignment and Assumption of Lease between Meredith Village Savings Bank and Fletcher's Aviation, LLC and William Fletcher**
 - b. **Lease Termination Agreement (with Transfer of Improvements to Third Party) between Lily Pond Communications Service, Inc. and Apache Realty, LLC**
 - c. **Lease Agreement between Apache Realty, LLC and the Laconia Airport Authority**
 - d. **Notice of Lease with Apache Realty, LLC**

Sublease between Apaches Realty, LLC and Two Way Communications

Mayor Seymour stated that there were two items; one vote with respect to items 1-5 on page one and one vote for items 1-7 on page two.

Councilor Doyle made the motion to approve the airport lease agreement: Meredith Village Savings Bank to Fletcher's Aviation. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Doyle made the motion to approve the airport lease: Lily Pond to Apache. Seconded by Councilor Bolduc. **Motion passed unanimously.**

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA: NONE

INTERVIEWS:

Mayor Seymour advised the council that they have to appoint and fill the six seats as part of the recent charter change. There are eight candidates and only six seats available, part of the charter states that three alternates may be appointed. Each candidate is broken into different expiration terms. The mayor's recommendation is that out of the four from the 2015 term expiration the council could choose two to fill the seat and two can be alternates.

Councilor Doyle questioned if the expiration dates were set in stone or could a candidate that initially wanted to expire in 2015 be changed to a different expiration.

Councilor Doyle questioned if the applicants put the expiration date on their own application or if it was chosen for them.

Councilor Bolduc questioned if the applicants were all up for appointment tonight. Mayor Seymour clarified that they would need to appoint all six seats by March 1st.

Mayor Seymour commented that there were already four members serving and the council could confirm the four with the expiration dates they already had, or they could chose the six members they would like to serve as trustees. Looking at the applications there was no term selected. The council was given the choice to do as they wish to appoint the members.

Mayor Seymour confirmed with Councilor Bolduc that he would like to have each applicant come forward to speak.

Library Board of Trustees

1. James “Olie” Anderson – for a term to expire in March 2015

The above applicant was not present.

2. Glenn Smith – for a term to expire in March 2015

Glenn Smith stated that his primary purpose of wanting to serve is out of love of the library. It’s a place he has been to since before he could read. He grew up with the library and now his children are doing the same. He would like the chance to serve it and keep it a vital institution to the community. Mayor Seymour asked if he had served on any previous boards and he replied he had not.

Councilor Lahey clarified with Mayor Seymour that there are five current trustees and the Mayor confirmed. Councilor Baer commented that Marilyn Lynch is retiring.

3. Kimberly Danosi – for a term to expire in March 2015

Kimberly Danosi stated she was a newcomer to the area. She relocated here a year and a half ago. Her career was in law until eight years ago. She is not obtaining her law license in New Hampshire and this is the first time she has had the time to get involved with a community effort. She has an extensive educational background and has done years of volunteer work at libraries. Since coming to Laconia she has been involved with St. Vincent and the Humane Society. She is making an effort to become an integral part of the community. She would like to offer her time and service.

Councilor Lipman asked what type of involvement she has had with the library since she moved here and what she would like to see different.

Kimberly responded that she has not had involvement as of yet but she believes in public libraries. She wants to make sure public libraries exist. With electronic reading devices the libraries are going to have to seek innovative ways to keep the public support. She feels that libraries are a very important part of history and useful for everyone.

4. Jon F. Nivus –for a term to expire in March 2015

Jon Nivus is a resident of Ward 1. He is currently a member of the Trustee of the Trust Funds with his term expiring at the end of March. He was previously a Library Trustee. He resigned from the board and ran a campaign with Bob Selig and others to raise funds for the library. He was in banking for 35 years and retired in 2005. He is an attorney but is not active in New Hampshire. He did pass the bar in Pennsylvania and Maine. When he found out Marilyn was not going to apply he wanted to get back to being a member of the board. He also wanted to make sure he applied in case there were no other suitable candidates. He is glad to see there are more than enough candidates. He wants to keep the library relevant. It is important to stay on top of it.

5. John Perley – for a term to expire in March 2014

John Perley has served on the Library Board of Trustees for four years. He has a banking background and retired in 2006. He feels that the library is one of our greatest resources aside from the lakes and

mountains and is important to the city. He is impressed by the staff and feels they are working very well with the board. He believes the library is in excellent shape and if the council votes to appointment him he will be happy to serve.

6. Robert Selig – for a term to expire in March 2014

Robert Selig would like the opportunity to continue with the library and take the two new people, Mr. Smith and Mrs. Danosi into the board and teach them what a library is, what it is they do and how they do it. He would like to take advantage of their ideas on how we can do things differently. He is excited there are new people applying to the board and there are some alternate seats. He thinks there are a lot of things to do to improve the library. The library supplies books for electronic reading devices and the state provides books but they would like to increase that number. He was at the library when it needed improvement and was there to make the improvements. The big challenge is to bring more people into the Goss Reading room. The library provides a grant to the Laconia Historical society to put together displays and they have put a display at the Goss Reading room. They have created a reading program Tuesday afternoons but only one family comes to it. Things seem to be moving nicely and he is open to input from anybody.

Councilor Lahey asked Mayor Seymour to clarify how many people are being appointed for each of the three years. Mayor Seymour clarified that the goal is to have two for each term, two for each expiration year. There is also one board member elected from the school district.

7. John Moriarty – for a term to expire in March 2013

John Moriarty has served on the Board of Trustees for over ten years. There is a certain amount of passion that they have done, are doing and have yet to do. The board works well together and has been an interactive group. He has been fortunate to serve on the technology committee as well as the building committee and participating in the finance committee. The library is a dynamic place due to the board of trustees, the patrons that use it and the staff. The library has access to audio books thanks to a state subscription they participate in. Books can be checked out online in a digital form. The staff is doing outreach to service clubs to educate people on how to do this. The building has been around for 100 years and the new addition since 2005.

8. Daylon Brock – for a term to expire in March 2013

Daylon Brock has served as a trustee since 1999. He has seen a huge transformation to move into the 21st century. Over one hundred and thirty thousand people used the two facilities last year. Currently there are 59,243 books in the collection for the two facilities. There is a great amount of fiction, nonfiction and reference books. They also have a section of New Hampshire history very useful to local historians and genealogists. They are able to supplement the collection by getting other books from across the state and nation. Last year they borrowed 2700 books through the loan program. This allowed them to supplement the budget and protect it while they promote their own books. He also advised the council that when a best seller comes out they rent multiple copies so everyone gets a chance to read it. The future for the library is bright even though there are talks about other libraries closing. He explained that when you come to a library you can interact one on one. The internet does not offer that. It is about learning and knowledge. He is proud to be a member and is looking forward to looking for it in the future.

Mayor Seymour reminded the council that it will have to elect each position individually. No applications have a term on them. An option would be to ask the applicants if they want the expiration dates listed. Councilor Baer advised that some applicants are filling out a term that they were already serving and they should be allowed to finish what they were appointed originally. City Manager Myers agreed that it is a unique situation and the council would usually be appointing two people every March and in this case they are taking people that had previously been appointed along with new applicants. City Manager Myers stated there was nothing he could see that would make them have to have the expiration dates listed. City Manager Myers stated that the council could ask the ones that are not appointed if they would consider being an alternate. The normal term is three years.

Councilor Baer commented that they should stagger the expirations because we can't have six people with the same expiration.

Randy Brough approached the council and clarified that the years on the agenda corresponded to the terms of those that are currently serving. The 2013 people were appointed two years ago and that is why they have an expiration of 2013.

Councilor Lipman recommended that a way to proceed could be to honor the terms of people who had already been appointed as a starting point.

Councilor Doyle questioned the applicants as to what the alternates get appointed to. It was determined that the alternates are for one year.

Councilor Lahey agreed with Councilor Lipman that they should motion to approve the people currently serving. Mayor Seymour advised that they have to be done individually but can do it in that order.

Councilor Bolduc motioned to nominate John Moriarty with the term to expire March 2013. Seconded by Councilor Lahey. **Motion passed unanimously.**

Councilor Bolduc moved to appoint Daylon Brock with the term to expire March 2013. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Bolduc moved to appoint Jon Perley with the term to expire March 2014. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Bolduc moved to appoint Robert Selig with the term to expire March 2014. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Bolduc moved to appoint James "Olie" Anderson with the term to expire March 2015. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Hamel moved to appoint Kimberly Danosi with the term to expire March 2015. Seconded by Councilor Baer. **Motion passed unanimously.**

Mayor Seymour asked Glenn Smith and Jon Nivus if they would be willing to sit as alternates. Both Glenn Smith and Jon Nivus confirmed they would be willing to do this.

Councilor Bolduc moved to appoint Glenn Smith as an alternate with the term to expire March 2013. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Bolduc moved to appoint Jon Nivus as an alternate with the term to expire March 2013. Seconded by Councilor Baer. **Motion passed unanimously.**

Councilor Bolduc questioned whether there was supposed to be three alternates and the trustees commented that there didn't have to be anyone appointed but could have up to three.

Trustee of Trust Funds

1. Richard Breton requesting appointment as a Full Member for a term to expire March 2015

Richard Breton stated he is a certified financial planner and has been in the investment business for thirty years and is still active running Web Bush Securities. He has served on the Water Commission for seventeen years and was a former City Councilor from 1971 to 1974.

Councilor Hamel questioned him as to what he would be looking to do with the funds. Richard Breton replied that he first needs to be acclimated to what is being done. His goal would be to try to increase the dividends and interest from some of the accounts.

Councilor Baer questioned if he would be filling a position because somebody left or because there is an opening. Richard Breton replied that it is because Jon Nivus is the one that left the board. There would still be Don Flanders and Carl Reitz.

Mayor Seymour asked Jon Nivus if he planned on applying. Jon Nivus responded that he is intending on re-applying but the deadline is not until February 29th.

The mayor announced that this would be taken up at the next meeting on March 12th. Voting can be expedited on that evening if the council chooses to do so.

COMMUNICATIONS:

PUBLIC HEARING:

PRESENTATIONS:

Michael J Persson –Lakes Region Listens: Who we are and what we do. (See attachment #2)

Michael Persson is here on behalf of Lakes Region Listens to advise the council of their plans to have a community conversation on the issue on improving the mobility in the downtown. After the last council meeting the organization discussed with Councilor Bolduc, City Manager Myers, Kyron Mitchell and others from the organization. They talked about what Lakes Region Listens is and if there was a desire to have them do a community conversation on mobility. The organization started a year and a half ago because they were approached by the United Way and NH listens and Portsmouth listens. They wanted to form a satellite group and during the past year have had people trained. They are experienced with doing dialogues for the Department of Resources and Economic Development and for The Lakes Region Planning Commission and also with the School system. They are a private, non- partisan organization with a purpose to promote civil public dialogue on issues that are important to the community. They act as the advisory role and gather people together in small groups to conduct discussions on the issues and come back with reports to decision makers. The idea behind it is to bring people together from different sides of issues to get everyone's ideas and thoughts. The goal is to ultimately come up with suggestions

for improving the issue at hand. They will be holding a meeting Monday, March 5 at the Belknap Mill and are hoping to have a good turnout.

Councilor Lahey questioned what he hopes would come out of this meeting.

Michael Persson responded that he has no particular hope of what he wants to come out of it. It is about getting people together to find out what they want to get out of it.

Councilor Lahey asked what he had heard to cause this organization to study this topic. Councilor Lahey asked if there had been any complaints or shortcomings that he has heard.

Michael Persson stated that if you look at the majority of the discussion that took place in the last two planning meetings it was in connection with two way traffic but the study was about much more than just the traffic pattern. There were a lot of suggestions that came out of the discussions about two- way traffic that may be considered. They may find out from the meeting that nobody wants to change anything. The previous meetings had stakeholders but they did not hear anything from neighbors. What happens in downtown has a direct impact on others not just the downtown. An example is the Industrial Park commuters. He would like to see a more diverse crowd and not just the stakeholders at the meeting.

Mayor Seymour commented that at the last business roundtable meeting some of the business owners commented that the plan was only talking about two way traffic and not signage or other ideas that may cost little money and getting those ideas out at the meeting would be a good alternative.

Michael Persson commented that he would hope that if they are successful they could get people together to do other issues that may arise.

Councilor Bolduc commented he wants people to come forward with their ideas. If the ideas work it would be a great thing but if it doesn't he is glad they still had the opportunity to speak.

MAYOR'S REPORT: NONE

CITIZEN REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS: NONE

COMMITTEE REPORTS:

1. **FINANCE: (Lipman, Hamel, Baer) (No report on any item in committee)**
 - a) WOW Trail Fund
 - b) Special Item Budget Requests Procedural Review
 - c) Huot Center

No report on any item in committee.

2. **PUBLIC SAFETY: (Baer, Doyle, Lahey) (No report on any item in committee)**
 - a) Fair St./Court St. traffic problems and accidents

No report on any item in committee.

3. GOVERNMENT OPERATIONS & ORDINANCES: (Doyle, Bolduc, Lahey) (No report on any item in committee)

- a) Energy Committee
- b) Vending and Licensing Fees
- c) Chapt. 119, Building Construction regarding signed architectural plans for residential units

No report on any item in committee.

4. PUBLIC WORKS: (Bolduc, Baer, Lahey) (No report on any item in committee)

- a) Ordinance Amending Chapter 221, Vehicles and Traffic/Parking on Sublawns
- b) Oak & North Main St. Intersection
- c) Proposed ordinance regarding vehicles over 18,000 lbs. and engines idling between the hours of midnight and 6:00 a.m.
- d) Proposed ordinance regarding large vehicles parked on City streets and sidewalks

Councilor Hamel motioned to remove item B. Seconded by Councilor Baer. **Motion passed unanimously.**

5. LAND & BUILDINGS: (Hamel, Lipman ,Bolduc) (No report on any item in committee)

- a) Repair & maintenance of City Buildings
- b) Former Laconia Police Department Building

No report on any item in committee.

LIAISON REPORTS: NONE

MANAGER'S REPORT:

City Manager Myers reviewed the monthly economic development report (see attachment #3)

City Manager Myers announced that the Lot #8 in Phase two of Lakes Business Park closed last Friday and everything went well.

Recycling Challenge Report (see attachment #4)

City Manager Myers commented it had been a better two weeks for recycling than the prior two weeks. It is still running around 14 percent and some communities that are doing other things for recycling are resulting in 30 -35 %. City Manager Myers commented that we still need to encouraging citizens to save on taxes.

Councilor Bolduc questioned why the Tuesday pickup is so much more than any other day of the week.

Mayor Seymour commented that they are just recycling more.

City Manager Myers agreed and said they are doing a better job than the other days.

City Manager Myers is still outreaching to the apartment owners and reaching out to Condo Associations, Briarcrest and Southdown. He will continue the outreach.

City Manager Myers commented that the last order of recycle bins have been dispersed and more are on order.

Councilor Lipman commented that a different approach to recycling could be to limit the amount of trash and have unlimited recyclables to limit the trash component.

City Manager Myers commented that there are a lot of ideas and issues. It will be a discussion during the budget.

Mayor Seymour said that he agrees with Councilor Lipman and that a single family dwelling putting out ten bags of garbage is not recycling and probably half of it is recyclable.

Councilor Hamel thought the limit was five bags per residence.

Tyler Smith from Bestway confirmed that it was five bags but the language is referring to contractor bags that could be filled with smaller size bags. If there are thirty contractor bags in front of one house he will not take them.

Manager Myers commented that some communities are implementing mandatory recycling and some are struggling now because they do not know what to do about the people who are not following the rules.

Councilor Hamel questioned if we could leave a sticker for people who are not recycling.

Tyler Smith commented that the issue with stickers would be keeping track of the individual residents. Trucks don't run side by side and it would be hard to tell who was recycling and who wasn't.

City Manager Myers announced that a bid was awarded for Memorial Park and the bid came in over what the council appropriated from capital reserve. The Parks and Recreation is going to make up the difference of approximately \$1600 out of there operating budget. The bid went to Yankee Energy Services of Laconia.

City Manager Myers announced that the generator for the Weirs is due to be installed in the next ten days and came in under budget.

City Manager Myers announced that NH Municipal Bond refinanced an offering that the city was a part of for Library Bonds. The refinancing is an approximate \$15,000 dollar savings for the city over the years later in the cycle.

City Manager Myers announced that a Department goals update was given to the council prior to the meeting and all staff contributed to the update on what they have been working on.

City Manager Myers is looking for ways to improve it and to provide the right level of information to the council. City Manager Myers commented that the goals update has been posted online.

City Manager Myers announced that it is his intention to present the budget to the council at a brief presentation on April 9th. He would also like to schedule the superintendent to come in at that time. April 23, May 14 and May 29 would be dates that individual departments will be coming in to give their presentations. He will bring the three largest departments: Police, fire and Public works on separate nights and have the smaller departments spread out over the three meetings. The council has until July to adopt the budget.

NEW BUSINESS:

Request to Schedule Laconia Airport Appointive Agency meeting for Monday, April 9th at 6:30 p.m.

Motion to schedule the above meeting was made by Councilor Lahey. Seconded by Councilor Hamel.
Motion passed unanimously.

Hank Risley Field (see attachment #5)

Approval of Field License Agreement

Authorization of City Manager to Sign Field License Agreement of behalf of the City.

Manager Myers commented that there were a couple of concerns about the roles of the licensee and licensor. The licensee being the city of Laconia and the licensor being the state and where responsibility for things we were not negligent on came through. It was worked out with the state and the state accommodated the language suggested by the city. The rest is the same agreement signed several years ago but it has stronger protection for the liability end for the city. It is a one year extension.

Motion to approve the field license agreement by councilor Bolduc. Seconded by Councilor Hamel.
Motion passed unanimously.

Motion to authorize the city manager to sign the above agreement was made by Councilor Bolduc. Seconded by Councilor Hamel. **Motion passed unanimously.**

Request by Laconia Police Department to accept Highway Safety Grant (see attachment #6)

Motion to accept the above grant was made by Councilor Lahey. Seconded by Councilor Doyle. **Motion passed unanimously.**

Request by CDBG Grant Administrator to accept the Financial Management Plan (see attachment #7)

Motion to approve the CDBG Financial Management Plan by Councilor Lipman. Seconded by Councilor Lahey. **Motion passed unanimously.**

UNFINISHED BUSINESS:

1. Council membership on the CIP Committee
2. Milfoil Treatment Funding Request
3. WOW Trail
4. Master Plan
5. EPA Update

6. Sewer & Water Master Plan
7. Single Stream Recycling/Concord Co-Op/Solid Waste Disposal Cost Reduction
8. Strategic Planning/Goal Setting

NOMINATIONS, APPOINTMENTS & ELECTIONS: NONE

COUNCIL COMMENTS: NONE

NON - PUBLIC SESSION: According to RSA 91-A:3, II:

Councilor Lahey moved to enter into non-public session according to RSA 91-A:3, II(d) Consideration of the acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party of parties whose interests are adverse to those of the general community. Seconded by Councilor Lipman.

On a roll call vote of the Council they entered into non-public session at 8:11 p.m.

Councilor Lahey moved to come out of non-public session. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Bolduc moved to seal the minutes of the non-public session for two years. Seconded by Councilor Lahey. **Motion passed unanimously.**

ADJOURNMENT:

Councilor Bolduc moved to adjourn at 8:52 p.m. Seconded by Councilor Lahey. **Motion passed unanimously.**

A True Record Attest:

Lindsey Allen, Deputy City Clerk