



**LACONIA CITY COUNCIL MEETING
JUNE 9, 2014
CITY HALL – CONFERENCE ROOM 200A
7:00 P.M.**

CALL TO ORDER:

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

SALUTE TO THE FLAG:

Councilor Robert Hamel led the Salute to the Flag.

ROLL CALL:

City Clerk Reynolds called the roll with the following Councilors in attendance: Councilor Doyle, Bownes, Lipman, Baer, Hamel and Bolduc.

Also in attendance City Manager Scott Myers and Finance Director Donna Woodaman.

Mayor Engler advised that all Councilors are present this evening and a quorum has been established.

Mayor Engler advised the public that the Council would like to thank the Laconia Motorcycle Week Association for supplying the attendees at the table with t-shirts from the rally in support of Motorcycle Week.

Mayor Engler also commented that an additional New Business item will be added to the agenda for the Central Fire Station funding for the next design phase.

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

1. Regular Meeting and Budget Hearing of May 27, 2014

*Councilor Bolduc moved to approve the regular and budget hearing minutes of May 27, 2014. Seconded by Councilor Hamel. **Motion passed unanimously.***

CONSENT AND ACTION CALENDAR:

1. Temporary Traffic Order 2014-10, Community Blood Drive

*Councilor Hamel moved to approve Temporary Traffic Order 2014-10, Community Blood Drive. Seconded by Councilor Bolduc. **Motion passed unanimously.***

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA:

Norm Soucy addressed the Council. Mr. Soucy announced that Aavid Engineering is hosting an art exhibit competition in September and will be awarding \$40,000 in cash prizes. This is being done to

demonstrate how art and engineering are integrated. This will be a global competition and will include entries from all facilities of Aavid Engineering.

INTERVIEWS:

Planning Board: *(2 regular terms expiring and 1 alternate position vacant)*

1. Jerry Mailloux - seeking reappointment as a full member for a 3-year term expiring 2017

Mr. Mailloux was not in attendance.

COMMUNICATIONS: NONE

PUBLIC HEARING: NONE

PRESENTATIONS:

1. Downtown TIF Advisory Board Recommendation

Kevin Dunleavy, Director of Recreation & Facilities, addressed the Council. Mr. Dunleavy reviewed a recommendation from the TIF Advisory Board to construct a Riverwalk segment through the F.W. Webb property from Arch Street to the pedestrian bridge at Mill Street in conjunction with the contribution of the easement and assistance of the developer, the Laconia Area Community Land trust.

Councilor Hamel asked what has been stalled with the Riverwalk. Director Dunleavy advised that the Beacon Street West portion is in the Planning Board phase but will be coming in the future.

Councilor Lipman asked if a specific dollar amount needs to be identified at this time. Director Dunleavy replied that the request is for up to \$150,000 and this was an estimate from an engineer that the Land Trust had used. The Land Trust will be making additional contributions and assuming \$60,000 to \$65,000 of the project costs in addition to the \$150,000.

Councilor Bolduc asked if the easement would be along the river. Director Dunleavy replied that it will be a plateau close to the river.

Director Dunleavy offered a cost estimate breakdown should anyone like to review it. Councilor Bownes requested the estimate.

MAYOR'S REPORT:

Mayor Engler commented that the Laconia Municipal Airport is having an open house on Saturday from 10:00 a.m. to 2:00 p.m.

CITIZEN REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS:

John Moriarty, President of the Laconia Main Street Initiative, commented that the recommendation from the TIF Advisory Board is a positive return on investment and will generate enough tax revenue. This is a worthy investment in the opinion of the Laconia Main Street Initiative and they are in support of the project.

COMMITTEE REPORTS:

1. FINANCE: (Lipman, Hamel, Baer)

- a) WOW Trail Fund
- b) Downtown TIF Financing

No report on any item in committee

2. PUBLIC SAFETY: (Baer, Doyle, Bownes)

- a) Fair St./Court St. traffic problems and accidents

No report on any item in committee

3. GOVERNMENT OPERATIONS & ORDINANCES: (Doyle, Bolduc, Bownes)

- a) Energy Committee
- b) Vending and Licensing Fees
- c) Chapt. 119, Building Construction regarding signed architectural plans for residential units
- d) Proposed Ordinance Governing the Discarding of Furniture and Other Personal Items Curbside
- e) Proposed Charter amendments regarding the Municipal Primary Election

No report on any item in committee

4. PUBLIC WORKS: (Bolduc, Baer, Bownes)

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

Mayor Engler asked if it would be the request to schedule a meeting on these items. City Manager Myers replied that many of these items need legal involvement and the next meeting will involve a meeting scheduling request.

5. LAND & BUILDINGS: (Hamel, Lipman ,Bolduc)

- a) Repair & maintenance of City Buildings

No report on any item in committee

LIAISON REPORTS:

Councilor Bownes reported on the Planning Board meeting. The Beacon Street West Riverwalk has been delayed to the July meeting and a decision will not be issued for 30 days after this meeting. There was also a regulation placed regarding design of the projects that are non-residential

Councilor Hamel reported that the Community Center gym floor was dedicated today and thanked the Parks & Recreation Department for their efforts to have this project completed.

MANAGER'S REPORT:

City Manager Myers reviewed the Recycling Report, Project Updates, and Financial & Operational Trends Report.

NEW BUSINESS:

1. Request to approve Downtown TIF Advisory Board recommendation

Mayor Engler reviewed the proposed motion with the Council.

Councilor Bownes commented that he does not understand how a general commitment can be made and he would like a better idea of the cost. Mayor Engler advised that this is a “not to exceed” amount which limits the amount of expense. Councilor Bownes replied that he understand this but that it seems like they are being asked to approve something when they don’t know the cost or the contribution amount from the Laconia Area Community Land Trust, and by committing an amount of up to \$150,000 is a little vague to him.

Councilor Lipman countered that without a formal bid the cost is not certain and only an estimate can be provided at this time.

City Manager Myers commented that this is not a commitment to specific financing and the actual cost will be presented with the entire bonding package for all of the projects and the hope is with bundled projects the cost will be less.

Councilor Lipman moved that the Council commit up to \$150,000 of downtown TIF funds to the construction of the Riverwalk segment through the former F.W. Webb property — from Arch Street to the pedestrian bridge at Mill Street in conjunction with contribution of the easement and additional matters by the new owner — the Laconia Area Community Land Trust, in accordance with the recommendation of the Downtown TIF Advisory Board and with the understanding that the cost of the project will be bundled with other related projects committed to earlier this year and financed through the sale of general obligation municipal bonds. Seconded by Councilor Bolduc.

Councilor Bownes requested an explanation of the project estimate. Director Dunleavy reviewed the estimate with the Council.

*Mayor Engler called the question. **Motion passed unanimously.***

2. Request to approve the Parking Committee recommendation

City Manager Myers reviewed the recommendation with the Council. The proposal involves the area behind the Train Station in Veteran’s Square that a sunset provision with the ending of the Winter Parking ban. The Committee voted unanimously to recommend the parking behind the Train Station be divided between All-Day Parking and 2-hour parking. There was also the agreement that continued meetings will be held to work on long term parking plans.

*Councilor Lipman moved that the municipal parking spaces located on the south side of New Salem Street, between North Main Street and Pleasant Street be equally divided between all-day parking and 2-hour-limit parking, with all-day parking to the east of the center line and 2-hour-limit parking to the west of the center line. Appropriate parking spaces for those with a walking disability will also be marked on either side of the center line. Seconded by Councilor Bolduc. **Motion passed unanimously.***

City Manager Myers advised that staff will place the signs as time permits around the event needs for Motorcycle Week.

3. Request by the 405 Pub & Grill to approve a Special Events Application for Motorcycle Week 2014

City Manager Myers reviewed the proposal, which has been approved in prior years for this location. The Planning Department has submitted a written opinion on the proposal and does not oppose. The owner, David Hendricks, is in attendance should the Council have any questions.

*Councilor Bolduc moved to approve the Special Events Application for Motorcycle Week 2004. Seconded by Councilor Hamel. **Motion passed unanimously.***

4. Introduction of a proposed Resolution amending paragraph XV of the Downtown TIF Plan regarding board members and a request to schedule a public hearing on June 23, 2014 during the regular Council Meeting

Mayor Engler advised that this issue was brought to the Council's attention at the last meeting and the proposal involves the appointment of members to the TIF Advisory Boards, more specifically the Downtown TIF Advisory Board that is currently in place and would apply to future boards for the other TIF Districts within the City.

*Councilor Baer moved to approve the recommendation and to schedule a public hearing on June 23, 2014 during the regular Council Meeting. Seconded by Councilor Bownes. **Motion passed unanimously.***

5. Tentative Collective Bargaining Agreement with the Laconia Professional Fire Fighters Association

City Manager Myers advised that the Council has been briefed on the details of the contract which cannot be made public until the contract is approved. The Council's role is to focus on cost related items rather than specific areas of the contract.

Councilor Lipman moved to approve the tentative agreement with the Laconia Professional Fire Fighters Association. Seconded by Councilor Hamel.

Councilor Lipman commented that he is pleased with the proposed agreement basic terms and is generally supportive of the proposed amendments to the existing health insurance benefits and wages contained in the Fire Fighters tentative agreement overall he cannot vote to approve the tentative agreement due to the exposure it leaves to future costs associated with the Affordable Care Act's "Cadillac Tax". Councilor Lipman further explained that the health insurance provision, which constitutes a "cost item", does not include contract language that will financially protect the City from potential application of the "Cadillac Tax", an excise tax of 40% on every dollar beyond the Federal threshold. This would represent a significant financial burden and would be detrimental to the financial interests of the City, taxpayers, and its employees.

Councilor Hamel commented that the COLA and step increases are in line but is in agreement with Councilor Lipman regarding the exposure to the City.

*Mayor Engler called the question. **Motion failed with all Councilors opposed.***

6. Request to authorize the City Manager to execute any required documents on behalf of the Laconia City Council in connection with the Community Development Block Grant, Stafford House Renovation Project

City Manager Myers advised that this is a technical permission because the grant has already been approved by the Council and this segment was overlooked.

*Councilor Bownes moved to authorize the City Manager to execute any required documents on behalf of the Laconia City Council in connection with the Community Development Block Grant, Stafford House Renovation Project. Seconded by Councilor Baer. **Motion passed unanimously.***

7. Transfer Request

Finance Director Woodaman reviewed the request with the Council. The request is repurposing of funds that were previously designated for the Smith Track Reconstruction, Opechee Park House Study, and unused portions of the Parks & Recreation Department Salaries. The total amount of the transfer is \$70,930.00

Councilor Doyle moved to approve a transfer as follows:

<i>FROM: 58-401-479-0001</i>	<i>Smith Track Reconstruction</i>	<i>\$47,683.16</i>
<i>01-497-479-0001</i>	<i>Opechee Park House Study</i>	<i>\$10,000.00</i>
<i>01-479-101-0000</i>	<i>Parks – Salaries</i>	<i>\$13,246.84</i>
<i>TO: 58-401-479-0002</i>	<i>Weirs Community Park</i>	<i>\$70,930.00</i>

Seconded by Councilor Bolduc.

Councilor Bownes requested a further explanation of the \$13,246.84 that will be coming from Salaries. City Manager Myers advised that the anticipated amount is less than the actual cost of salaries for this fiscal year due to a vacant position being filled later in the fiscal year leaving a gap.

Councilor Bownes requested an update on why the Opechee Park House Study is not moving forward. City Manager Myers advised that last year the Council thought it was necessary to form a study committee to determine if rebuilding the Park House was necessary and the park association group has not shown interest in doing so.

Councilor Bownes asked why the Weirs Community Park project went over the budgeted amount. City Manager Myers replied that this was bid project and the costs came in over the anticipated amount and because the bond was issued for both projects it seemed that the repurposing of one recreation project to another was acceptable.

*Mayor Engler called the question. **Motion passed unanimously.***

8. Budget Resolutions

Councilor Baer commented that the Council is being asked to do a first reading on a budget that has had very little conversation regarding what needs to be adjusted. There was a presentation before the Council during the budget hearing regarding the Fire Department and the proposal for the Central Station and the Council has not had time to review the information in detail or request additional information if needed. Councilor Baer encouraged the Council to find time to discuss the budget and make proposals for amendments. Mayor Engler reviewed potential dates and times with the Council; a decision was made to limit the agenda for the June 23 meeting to only necessary items and reserve time for agenda discussion at that meeting.

Councilor Bownes encouraged the Councilors to have information regarding requests for changes to the City Manager ahead of time so there is less confusion during the conversations on June 23.

Councilor Lipman commented that there are also two (2) meetings in July which the budget can be approved. Mayor Engler confirmed that if the Council is not comfortable with the budget at the next meeting they do not have to adopt it at that time.

Councilor Lipman commented that the first readings seem to be appropriate to allow for a public hearing to be held to gather public input before the general discussion at the next meeting. The Council agreed to this recommendation.

- a. First Reading of a Resolution Relative to Making Itemized Appropriations for the General Fund for the Fiscal Year beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the General Fund for the Fiscal Year beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- b. First Reading of a Resolution Relative to Making Itemized Appropriations for the Sewer Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the Sewer Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilors Hamel. **Motion passed unanimously.***

- c. First Reading of a Resolution Relative to Making Itemized Appropriations for the Internal Services Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the Internal Services Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- d. First Reading of a Resolution Relative to Making Itemized Appropriations for the Special Revenue Fund – Motorcycle Week for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the Special Revenue Fund – Motorcycle Week for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. **Motion passed unanimously.***

- e. First Reading of a Resolution Relative to Making Itemized Appropriations for the Water Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the Water Fund for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- f. First Reading of a Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District – Lakeport for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer First Reading of a Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District – Lakeport for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- g. First Reading of a Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District – Downtown for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District – Downtown for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- h. First Reading of a Resolution Relative to Making Itemized Appropriations for Anticipated Grants for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved a First Reading of a Resolution Relative to Making Itemized Appropriations for Anticipated Grants for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. **Motion passed unanimously.***

- 9. Request to schedule a public hearing on June 23, 2014 during the regular Council Meeting regarding the proposed budget for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015

*Councilor Baer moved to schedule a public hearing on June 23, 2014 during the regular Council Meeting regarding the proposed budget for the Fiscal Year Beginning July 1, 2014 and Terminating June 30, 2015. Seconded by Councilor Hamel. **Motion passed unanimously.***

- 10. Second Reading of a Resolution Relative to Dissolution of the Wyatt Park Special Revenue Fund and Appropriating the Remaining Funds to the General Fund for the Fiscal Year Beginning July 1, 2014 and Termination June 30, 2015

City Manager Myers advised the Council that this item cannot be read this evening because there is a time requirement to hold the second reading no sooner than 15 days from the first reading. This item will be on the agenda for approval on the June 23 agenda.

Councilor Hamel commented that his understanding was that this funding would be going to the Parks & Recreation Department rather than the General Fund. Finance Director Woodaman replied that it will and there will be a special line item added for this amount.

*Councilor Baer moved to table this item to the June 23, 2014 agenda. Seconded by Councilor Bolduc. **Motion passed unanimously.***

- 11. Fire Station Funding

Councilor Hamel moved to approve the \$101,500 for Phase 2 of design for the Central Fire Station Renovation/Construction. Seconded by Councilor Bolduc.

Councilor Lipman asked when the results of the next phase can come back to the Council because the timeframe of September is later than expected. Chief Erickson replied that he will work on having this information for the Council within a more reasonable time frame because he was expecting it sooner as well. Councilor Lipman commented that he was hoping to have this information before the budget adoption. Chief Erickson asked when this information would need to be received by. Mayor Engler advised that it would need to be by the second meeting in July which will be held on July 21. Chief Erickson advised that he will contact Warrenstreet first thing in the morning.

*Mayor Engler called the question. **Motion passed unanimously.***

UNFINISHED BUSINESS:

1. Proposed Adjustment to Wage and Compensation Plan

Councilor Hamel moved to approve the proposed adjustment to the Wage and Compensation Plan as presented by the City Manager. Seconded by Councilor Baer.

Councilor Lipman advised that he has had time to meet with the City Manager regarding the impact of the proposed changes and feel comfortable with the proposal at this time

*Mayor Engler called the question. **Motion passed unanimously.***

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:

Board of Water Commissioners: (1 regular position expiring)

1. Gregory E. Page - seeking reappointment as a full member of the Water Commission to a three-year term expiring at the end of June, 2017 (Mr. Page was interviewed by the Council on 5/27/14)

*Councilor Bolduc moved to reappoint Gregory E. Page as a full member of the Water Commission to a three-year term expiring at the end of June, 2017. Seconded by Councilor Doyle. **Motion passed unanimously.***

Planning Board: (2 regular terms expiring and 1 alternate position vacant)

1. Jay P. Tivnan - seeking reappointment as a full member of the Planning Board to a three-year term expiring at the end of June, 2017 (Mr. Tivnan was interviewed by the Council on 5/27/14)

*Councilor Doyle moved to reappoint Jay P. Tivnan as a full member of the Planning Board to a three-year term expiring at the end of June, 2017. Seconded by Councilor Bownes. **Motion passed unanimously.***

COUNCIL COMMENTS: NONE

NON - PUBLIC SESSION:

Councilor Lipman moved to enter into non-public section **according to RSA 91-A:3, II:** (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of the body or agency itself, unless such person requests an open meeting; and (d) Consideration of the acquisition, sale or lease of real or personal property which, if discussed in public, would likely benefit a party or parties whose interests are adverse to those of the general community.

Mayor Engler commented that there could be potential business discussed at the conclusion of the non-public session.

On a roll call vote of the Council it was entered into non-public session at 8:19 p.m.

*Councilor Baer moved to come out of non-public session at 9:56 p.m. Seconded by Councilor Bolduc. **Motion passed unanimously.***

*Councilor Bownes moved to seal the minutes of the non-public session for two (2) years. Seconded by Councilor Bolduc. **Motion passed unanimously.***

ADJOURNMENT:

*Councilor Bolduc moved to adjourn at 9:58 p.m. Seconded by Councilor Baer. **Motion passed unanimously.***

Respectfully Submitted,

Mary A Reynolds
City Clerk