



**LACONIA CITY COUNCIL MEETING
JULY 12, 2010
CITY HALL – CONFERENCE ROOM 200A
7:30 P.M.**

CALL TO ORDER:

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

SALUTE TO THE FLAG:

Councilor Bob Hamel led the Salute to the Flag.

ROLL CALL:

City Clerk Cote called the roll with the following Councilor present: Councilor Lahey, Lipman, Baer, Hamel and Bolduc. Also present City Manager Eileen Cabanel and Finance Director Pam Reynolds.

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- **Regular minutes of June 28, 2010**

Councilor Bolduc moved to accept the minutes of the June 28, 2010 regular meeting. Seconded by Councilor Hamel. **Motion passed unanimously.**

NOMINATIONS, APPOINTMENTS & ELECTIONS:

Appointment of Ward 1 City Councilor

Candidates:

- 1. Ava Doyle**
- 2. Mark Condodematraky**

Mayor Seymour briefly explained the appointment process.

Councilor Baer moved to appoint Ava Doyle as Councilor in Ward 1. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Mayor Seymour thanked Mr. Condodematraky for his interest and willingness to fill the position and encouraged him to continue his efforts to serve the City in the future.

NEW BUSINESS:

- 1. Laconia Airport Authority requesting approval of grant for Master Plan Update**

Diane Cooper, Airport Manager, briefly explained the process of the Master Plan Update. The first phase will include inventory and documentation of existing conditions.

Councilor Hamel moved that the City of Laconia shall enter into a Grant Agreement with the State of New Hampshire for Project # SBG-09-04-2010, acting by and through the Laconia City Charter providing for the performance by the City of certain services as documented within the foregoing Grant Agreement, and that Eileen Cabanel, City Manager of the City of Laconia, is authorized and directed to enter into the said Grant Agreement with the State of New Hampshire, and that she is to take any and all such actions that may be deemed necessary, desirable or appropriate in order to execute, seal, acknowledge and deliver any and all documents, agreements and other instruments on behalf of the City in order to accomplish the same. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Hamel moved that the signature of Eileen Cabanel, when affixed to any instrument of document described in, or contemplated by, these resolutions, shall be conclusive evidence of the authority of said City Manager to bind the City, thereby. Seconded by Councilor Bolduc. **Motion passed unanimously.**

CONSENT AND ACTION CALENDAR:

1. **Proposed unsealing of non-public sessions of 2/25/08, 6/22/09 and 7/02/09**

Councilor Bolduc moved to unseal the non-public sessions of 2/25/08, 6/22/09 and 7/2/09. Seconded by Councilor Hamel. **Motioned passed unanimously.**

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA: NONE

INTERVIEWS: NONE

COMMUNICATIONS: NONE

PRESENTATIONS: NONE

MAYOR'S REPORT:

Mayor Seymour advised the vacancy in several Council sub-committees with the resignation of former Councilor Knytych. It would be the requests to have newly appointed Councilor Doyle fill the vacancies, unless any other Councilor would have objection. With no Councilors having objections, Councilor Doyle was assigned as the Government and Operations as Chair, Public Safety, as liaison to the School Board, and the Council representative with the Laconia Heritage Commission.

In addition, vacancies still remain on the Planning Board and Human Relations Committee as liaison. At this time, Mayor Seymour will participate with the Human Relations Committee.

CITIZEN REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS: NONE

PUBLIC HEARING:

- **Transfer of Funds to the Special Education Capital Reserve Fund and School Construction and/or Renovation Capital Reserve Fund**

Mayor Seymour opened the public hearing at 7:44 p.m. with the reading of the Notice of Public Hearing which was posted the in July 2, 2010 edition of the Laconia Daily Sun, City Hall, and the Laconia Public Library.

City Manager Cabanel explained that the School Department has unexpected funds to carry over from the fiscal year ending June 30, 2010 totaling \$300,000. With the possibility of unexpected cost associated with Special Education, the School Department would like to transfer \$75,000 for that purpose. Also, with the anticipated costs associated with upcoming projects at the Laconia High School and Huot Center, the remaining \$225,000 would be allocated for that purpose.

With no members of the public choosing to speak, Mayor Seymour closed the Public Hearing at 7:47 p.m.

Councilor Lipman moved the first reading for a Resolution to Transfer Funds to the School Construction and/or Renovation Capital Reserve Fund. Seconded by Councilor Hamel. **Motion passed unanimously.**

Councilor Lipman moved the first reading for a Resolution to Transfer Funds to the Special Education Capital Reserve Fund. Seconded by Councilor Hamel. **Motion passed unanimously.**

The second reading of the above resolutions will take place at the July 26, 2010 Councilor Meeting.

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

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

3. **GOVERNMENT OPERATIONS & ORDINANCES:** (Bolduc, Lahey) (No report on any item in committee)
 - a) Energy Committee
 - b) Amendment to Zoning ordinance re Drug Treatment Facilities
 - e) Proposed Amendments to City Charter

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) No parking on Highland St. between Crescent and Gilford Ave.

5. **LAND & BUILDINGS:** (Hamel, Lipman ,Bolduc) (No report on any item in Committee)
 - a) Repair & maintenance of City Buildings
 - b) Repairs to apron at Weirs Beach Fire Station

Councilor Hamel requested to schedule a Land & Buildings meeting for July 26, 2010 at 7:00 p.m. relative to item b.

LIAISON REPORTS: NONE

MANAGER'S REPORT:

City Manager Cabanel updated the Council on the progress of the Colonial Theatre. City Manager Cabanel has been working on a Request for Proposals and Qualifications with Purchasing Specialist Jon Gardner, with the due date for the proposals being approximately two weeks out. After an individual is chosen, the process will progress rapidly. There are grants available, and a small informal committee, consisting of Councilor Lahey, Bob Selig, and Rod Dyer, has been discussing the various options. City Manager Cabanel expressed her thanks to Peter Brunette for all of his enthusiasm and efforts.

City Manager Cabanel explained that it is time to begin the Tax Deeding process for past due taxes. A meeting was held today with Tax Collector Lindsey Sallies at which time 25 properties were presented to the City Manager as due for deeding on one week. At this time, none of the owners have come forward to make any contact with City to attempt to resolve the issue. City Manager Cabanel is working with Code Enforcement to have the properties reviewed, at which time final decisions will be made. The City is still retaining two properties from last year's deeding, which did not sell during the sealed bid process.

NEW BUSINESS:

1. A City position on proposed legislative policy recommendations of the Local Government Center/for Government Operations

Councilor Lahey expressed his opinions with regard to various recommendations. It was also noted that Department Heads which will be affected by some of the recommendations be contacted for their thoughts.

Councilor Lipman expressed his concern with the recommendation for charitable definition and mandated property tax exemptions, as it is the understanding that similar legislature was refused last session. City Manager Cabanel will gather more information on this item.

2. Schedule Public Hearing for July 26, 2010 during regular Council meeting regarding authorizing bonds and notes for a capital project (Endicott Water Line) in the amount of \$315,000

City Manager Cabanel explained the proposed project. The water line is located in the vicinity of the closed landfill and services Gatehouse Colony. The State of New Hampshire changed the acceptable parameter of certain toxin levels which considers them hazardous, requiring action be taken to assure clean water is delivered. A general plan has been in archives for some time, so in the event this situation occurred, the City would be prepared. At the same time, the City will be holding off on the second bond for the Weirs Boardwalk.

Councilor Hamel asked where the \$315,000 is located in the budget for 2010-2011. Finance Director Reynolds referred to page 16 under Capital Outlay and the Debt Service is shown on page 51.

It was agreed to schedule a public hearing to be held during the regular Council meeting regarding the authorizing bonds and notes for a capital project (Endicott Water Line) in the amount of \$315,000.

UNFINISHED BUSINESS:

1. Budget Resolutions: (Second Reading)

a) Resolution Relative to Making Itemized Appropriations for the General Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the General Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011 with a change to the detail of the general fund appropriation only in order to restore the \$100,000 net of “step” increases previously removed from the Police Department by adding \$66,337 to Department 437 Police Department and reducing Department 431 Administration – Non Departmental (contingency) by \$66,337. There will be no change to Total Revenues of \$25,365,510 or the Balance to be Raised by Taxes of \$33,255,11. Seconded by Councilor Hamel. **Motion passed unanimously.**

Councilor Lipman noted that the amount to be raised by taxes leads to a tax rate based on last year’s assessed value that is below the current rate by five cents.

b) Resolution Relative to Making Itemized Appropriations for the Internal Services Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the Internal Services Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel. **Motion passed unanimously.**

c) Resolution Relative to Making Itemized Appropriations for the Water Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the Water Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel. **Motion passed unanimously.**

d) Resolution Relative to Making Itemized Appropriations for the Sewer Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the Sewer Fund for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel. **Motion passed unanimously.**

e) Resolution Relative to Making Itemized Appropriations for the Special Revenue Fund – Motorcycle Week for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the Special Revenue Fund – Motorcycle Week for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel.

Councilor Lahey requested the expenses for this year for Motorcycle Week. Finance Director Reynolds noted the total revenues were \$165,000 and total expenses were \$135,000. It was also noted that this fund is supplying two cruisers with no cost to the taxpayers.

Motion passed unanimously.

f) Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District-Downtown for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for the Tax Increment Finance District-Downtown for the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel. **Motion passed unanimously.**

g) Resolution Relative to Making Itemized Appropriations for Anticipated Grants the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011

Councilor Lipman moved a second reading for a Resolution Relative to Making Itemized Appropriations for Anticipated Grants the Fiscal Year Beginning July 1, 2010 and Terminating June 30, 2011. Seconded by Councilor Hamel. **Motion passed unanimously.**

2. WOW Trail
3. Master Plan
4. EPA Update
5. Sewer & Water Master Plan
6. Single Stream Recycling/Concord Co-Op

COUNCIL COMMENTS:

Councilor Baer welcomed Councilor Doyle and to offer the help of her fellow Councilors and the City Manager.

Councilor Hamel echoed the welcoming of Councilor Baer. Councilor Hamel gave an update on the Memorial Park storage shed; at this time the garage doors and siding needs to be installed and the project will be complete. Mayor Seymour noted this project could not be successful without the volunteers from the community. Councilor Hamel thanked Dan Reynolds, George Hawkins and Alan Blakely for their hard work, and noted that there may be funds left over to add an apron to the front.

Councilor Lipman noted his request to have back up available for assistance at elections in the event an elected official was not present due to emergency circumstances. City Clerk Cote explained the vacancies in several wards, of which a list will be dispersed to the Council.

Councilor Hamel asked if the condition of the Opechee Park Clubhouse is suitable for the upcoming elections. City Manager Cabanel noted that rear portion of the building is in use and functional.

Councilor Hamel asked for the status of the two houses on Tremont Street. Finance Director Reynolds confirmed they are waiting for an estimate on the asbestos removal.

Councilor Bolduc requested an update on the property at 23 Manchester Street. Finance Director Reynolds noted the closing was done on July 7, 2010. The process has begun to get the assessment done for the abatement.

NON - PUBLIC SESSION: NONE

ADJOURNMENT:

Councilor Bolduc motioned to adjourn at 8:31 p.m. Seconded by Councilor Hamel. **Motion passed unanimously.**

A True Record Attest:

Mary A. Cote
City Clerk