



**LACONIA CITY COUNCIL MEETING
JULY 26, 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 Armand Bolduc led the Salute to the Flag.

ROLL CALL:

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

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- **Regular minutes of July 12, 2010**

Councilor Bolduc moved to accept the minutes of the July 12, 2010 regular meeting. Seconded by Councilor Hamel. **Motion passed unanimously.**

CONSENT AND ACTION CALENDAR: NONE

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA: NONE

INTERVIEWS: NONE

COMMUNICATIONS: NONE

PRESENTATIONS: NONE

MAYOR'S REPORT: NONE

CITIZEN REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS: NONE

PUBLIC HEARING:

- **Borrowing money and the issuance of bonds in the amount of \$315,000 for the Endicott waterline**

Mayor Seymour opened the Public Hearing at 7:31 p.m. with the reading of the posted notice in the July 15, 2010 edition of the Laconia Daily Sun.

City Manager Cabanel briefly explained the project to the Council. This project stems from the capping of a City landfill several years ago which caused contamination to the water supplied by a well system. Due to the decrease in the allowable levels of certain contaminants in the water supply, it is now necessary for the City to extend the City's supply to the residents currently drawing off of the well.

With no citizens wishing to comment, Mayor Seymour closed the Public Hearing at 7:34 p.m.

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, Doyle, Lahey) (No report on any item in committee)**
 - a) Fair St./Court St. traffic problems and accidents
3. **GOVERNMENT OPERATIONS & ORDINANCES: (Doyle, 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.

Councilor Bolduc requested to schedule a meeting in regards to item c (No parking on Highland St. between Crescent and Gilford Ave). This meeting is scheduled for August 9, 2010 at 6:30 p.m.

Councilor Bolduc requested another meeting be held in regards to item b (Oak & Main St Intersection) on August 29th at 6:00 p.m. at the Department of Public Works.

Councilor Hamel asked Public Works Director Moynihan what his anticipated length of curbing is for Highland Street, as this is something that should be discussed as well. It was the anticipation to place granite curbing up until Winter Street. Director Moynihan will obtain pricing for the additional length of curbing if necessary.

5. **LAND & BUILDINGS: (Hamel, Lipman ,Bolduc)**
 - a) Repair & maintenance of City Buildings

b) Repairs to apron at Weirs Beach Fire Station

Councilor Hamel reported on the meeting held this evening at 7:00 p.m. with regard to the repairs needed to the apron at the Weirs Fire Station. Public Works Director Paul Moynihan presented a proposal to complete the following:

- a. Excavate the existing driveway with the additional 23'x44' parking area to the north of the driveway and add gravel and support fabric, as well as compact and fine grade in preparation of gravel at a cost of \$9,734.00.
- b. Remove and replace the existing Portland Concrete approach slab, which is 6'x42' and 8-12" thick, located just outside of the garage doors, including doweling into the existing building foundation at a cost of \$6,000.00.
- c. Asphalt paving of the entire exiting driveway and the expanded driveway section at a depth of 4" at a cost of \$10,120.00 (88 tons at a cost \$115 per ton).

The total cost of this project would be \$25,854.00. In addition to the above changes, there is also a need to remove the existing wooden staircase due to its poor condition and will be taken care of by Public Works.

Councilor Hamel distributed pictures of the area needing repair. It was also confirmed that other repairs that needed to be done, such as the storm water drains inside the station, have already been completed.

Councilor Lahey inquired if this was a CIP item. Director Moynihan replied that it was not because the original repairs were minor and completed within the operating budget last year; however, the completion of the other repairs brought attention to the current repairs. Councilor Doyle noted that the step repairs were previously on CIP, but the other repairs were not.

Councilor Lipman moved to transfer an amount not to exceed \$25,854.00 for the excavation of the existing driveway, removal and replacement of the existing concrete slab, and to complete the asphalt to extend and complete the driveway as presented. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Lipman noted the removal of the wooden staircase will come from the operating budget.

Councilor Hamel moved to remove this item from the Land & Buildings agenda. Seconded by Councilor Bolduc. **Motion passed unanimously.**

LIAISON REPORTS:

Councilor Doyle reported on a meeting of the Heritage Commission, which included a walkthrough of the Perley Putnam House. There will be another meeting tomorrow evening at 5:00 in Room 200B.

The Perley Putnam House is being considered for demolition by the owners to accommodate a larger playground area for Holy Trinity School. There are existing roof issues with the building.

MANAGER'S REPORT:

City Manager Cabanel reported that the request for proposals for an expert service for the Colonial Theatre with a great deal of interest coming back from all over the country. A walkthrough was held last Thursday with a few companies from out of the State; Mrs. Baldi was helpful with the walkthrough.

City Manager Cabanel advised that the process has begun to hire a new Code Enforcement officer. Advertising will begin later in the week.

NEW BUSINESS:

- 1. A Resolution relative to authorizing bonds and notes for a capital project (Endicott water line) in the amount of \$315,000/First Reading**

Councilor Lipman moved for a first reading for a Resolution relative to authorizing bonds and notes for a capital project (Endicott water line) in the amount of \$315,000. Seconded by Councilor Bolduc. **Motion passed unanimously.**

- 2. Final acceptance of Phase I of the WOW Trail and authorization for City Manager to sign project close-out form**

City Manager Cabanel explained this is the final step in the acceptance of the WOW Trail, which has been previously authorized by the Council.

Councilor Lipman noted that if this is not accepted, the City will be expected to fund the remaining balance. In terms of the ongoing maintenance of the trail, the WOW non-profit organization has been raising money to assist with those needs. It would be anticipated to create a fund, similar to that of the Putnam Fund, and add to the fund as the WOW group is able.

Councilor Baer requested clarification on the location of the funds after it is returned to the City. City Manager Cabanel explained that the funds are returned to a special fund as a reimbursement because the City has already paid for the expenses associated with the project. Councilor Baer asked if the maintenance cost is being covered with the Parks & Recreation Budget. City Manager Cabanel explained that the process has been started to establish a trust fund to help defer the maintenance costs by having the City bill the WOW non-profit group for costs of maintenance.

Councilor Bolduc suggested that the fund be set up as soon as possible so tax payers money isn't being spent on a piece of property we don't own, which is in violation of an RSA. It was noted that streets are not being plowed because they are not owned by the City, but this trail is being maintained. Councilor Bolduc further noted concerns with the agreement which was previously authorized by the Council.

Councilor Lipman moved to authorize the City Manager to sign the Final Acceptance of Owner as the final acceptance of Phase 1 of the WOW trail. Seconded by Councilor Lahey.

Councilor Hamel asked if the City is paying the insurance and how much it is. City Manager Cabanel responded that we are paying \$7,500 and it has been done for this year.

Motion passed unanimously.

- 3. Proposed transfers from various salary and benefit accounts to Contingency and from Contingency to several Health Insurance accounts**

City Manager Cabanel explained that the first transfer requested represents the savings realized on salaries as a result of the City withholding steps for all employees. The second represents the additional cost for health insurance since the employee contribution will not change.

Councilor Hamel moved to transfer from Department and Benefits

	01-411-101-0000	Assessing	\$7,624	
	01-407-101-0000	Code Enforcement	\$3,012	
	01-403-101-0000	Finance	\$6,683	
	01-445-101-0000	Fire Dept.	\$12,019	
	01-481-101-0000	Library	\$8,087	
	01-405-101-0000	Planning	\$6,977	
	01-519-101-0000	Public Works	\$9,673	
	01-493-101-0000	Solid Waste Dept.	\$148	
	01-415-101-0000	City Clerk	\$4,418	
	01-479-101-0000	Recreation & Facilities	\$5,078	
	01-477-101-0000	Welfare	\$2,207	
	01-516-120-0000	Public Works	\$750	FICA
	01-516-135-0000	Public Works	\$865	Retirement
	01-445-135-0000	Fire Dept.	\$2,072	Retirement
	01-429-120-0000	Employee Benefits	\$5,723	FICA
	01-429-135-0000	Employee Benefits	\$3,684	Retirement
	01-445-135-0000	Fire Dept.	\$2,072	FICA
To	Contingency			
	01-431-343-0000		\$81,092	

Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Hamel moved to transfer

From	Contingency			
	01-431-343-0000		\$14,715	
To	Health Insurance – Fire			
	01-445-130-0000		\$5,906	
	Health Insurance – City			
	01-429-130-0000		\$4,581	
	Health Insurance – Public Works			
	01-516-130-0000		\$4,228	
	01-516-131-0000			

Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Hamel moved to transfer

From	Health Insurance – Police			
	01-437-130-0000		\$8,324	

To Contingency
01-431-343-0000 \$8,324

Seconded by Councilor Bolduc. **Motion passed with a 5-1 vote with Councilor Baer opposed.**

4. Proposals for use of wood from Perley Oak

City Manager Cabanel explained that we have the 18 inch pieces of the fallen limb which need to be used or disposed of properly.

Councilor Lipman suggested having those who would like to use the pieces for artistic purposes should bid on them as if they were surplus property.

Councilor Hamel offered the idea of having an auction.

City Manager Cabanel noted that these pieces have more of a sentimental value to people, and not necessarily a monetary value.

Councilor Lipman moved to allow the City Manager to conduct the process of disposing of the property through either auction or bid with the proceeds from the sale to benefit the maintenance of the Perley Oak. Seconded by Councilor Bolduc. **Motion passed unanimously.**

UNFINISHED BUSINESS:

1. A Resolution to Transfer Funds to the Special Education Capital Reserve Fund/Second Reading

Councilor Hamel moved a second reading of a Resolution to Transfer Funds to the Special Education Capital Reserve Fund. Seconded by Councilor Bolduc. **Motion passed unanimously.**

2. A Resolution to Transfer Funds to the School Construction and/or Renovation Capital Reserve Fund/Second Reading

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

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

NOMINATIONS, APPOINTMENTS & ELECTIONS:

1. Capital Improvement Committee

Mayor Seymour explained that newly appointed Councilor Doyle has been a member of the Capital Improvement Committee for several years. Membership of this Committee includes the three members

of the Finance Committee. In order to allow Councilor Doyle to continue serving on the Committee, it would be requested to have one of the sitting members to give up their seat.

Councilor Lipman noted that because of scheduling conflicts, he has been unable to attend many of the meetings and would be willing to vacate his spot for Councilor Doyle.

Councilor Hamel moved to remove Councilor Lipman from the Capital Improvements Committee to allow the placement of Councilor Doyle. Seconded by Councilor Lahey. **Motion passed unanimously.**

COUNCIL COMMENTS: NONE

NON - PUBLIC SESSION:

Councilor Lipman moved to enter into non-public session according to RSA 91-A:3, II:
(e) Consideration or negotiation of pending claims or litigation which has been threatened in writing or filed against the body or agency or any subdivision thereof, or against any member thereof because of his membership in such body or agency, until the claim or litigation has been fully adjudicated or otherwise settled.

Seconded by Councilor Lahey.

On a roll call vote of the Council, it was entered into non-public session at 8:30 p.m.

On motion of Councilor Hamel and seconded by Councilor Bolduc, it was voted to come out of non-public session.

Councilor Hamel moved to seal the minutes for three years, seconded by Councilor Bolduc. **Motion passed unanimously.**

ADJOURNMENT:

On motion of Councilor Hamel, seconded by Councilor Bolduc, it was voted unanimously to adjourn at 9:20 p.m.

A True Record Attest

Mary A. Cote
City Clerk