



**LACONIA CITY COUNCIL MEETING
OCTOBER 14, 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 David Bownes led the Salute to the Flag.

ROLL CALL:

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

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

1. Regular minutes of September 22, 2014

*Councilor Bolduc moved to approve the regular minutes of September 22, 2014. Seconded by Councilor Hamel. **Motion passed unanimously.***

COUNCIL PRESENTATION:

Mayor Engler recognized a special guest, Diane Cooper Terrill, manager of the Laconia Airport. Ms. Terrill has been with the Airport since 1991 and has been the full-time manager since 1999. Ms. Terrill has taken a position with an airport in Naples, Florida and will be leaving Laconia. Mayor Engler applauded and thanked Ms. Terrill for her service on behalf of his colleagues on the Council and the residents of Laconia and the Lakes Region. Mayor Engler presented Ms. Terrill with a bouquet of flowers as a token of appreciation.

CONSENT AND ACTION CALENDAR:

1. Request by the Salvation Army to use the Opechee Parkhouse, beach and parking lot on November 22, 2014 for the Salvation Army Turkey Plunge

*Councilor Bolduc moved to approve the request by the Salvation Army to use the Opechee Parkhouse, beach and parking lot on November 22, 2014 for the Salvation Army Turkey Plunge. Seconded by Councilor Baer. **Motion passed unanimously.***

2. Request by the Weirs Action Committee to use Endicott Park from June 13 through June 20, 2015 from 7:00 a.m. to 10:00 p.m. for Motorcycle Week

*Councilor Bolduc moved to approve the request by the Weirs Action Committee to use Endicott Park from June 13 through June 20, 2015 from 7:00 a.m. to 10:00 p.m. for Motorcycle Week. Seconded by Councilor Doyle. **Motion passed unanimously.***

DISCUSSION:

1. County Corrections Facility

Mayor Engler explained that at the last meeting the City Council took a position on changes and/or additions to the Belknap County Jail. That position was sent to each member of the Belknap County convention, elected representatives, state Senators serving all or part of Belknap County, as well as candidates and incumbents who are on or running for County Commissioner. Mayor Engler invited those individuals to come forward to respond to the letter they received.

Mayor Engler summarized the position of the Council on this issue which consists of two main categories: one is the desire for elected officials to move forward in a proactive way to prevent any legal action being taken against the County due to inadequate facilities and violations of federal and state standards. Secondly, the Council wishes to brief candidates and office holders on the financial position of Laconia as it relates to the Tax Cap. The Council believes the \$15 to \$20 million dollar range is something the City can handle in terms of their 20% share of capital improvements. Secondly, expenses related to additional staffing need to be considered as the City will also bear 20% of these expenses on an annual basis.

Representative Ian Raymond stated he will not allow the City of Laconia's Tax Cap to take precedence over public safety; if it becomes an issue, he will choose public safety over fitting within the Tax Cap. Aside from that, he will give thoughtful consideration to both issues raised in the letter.

Dave Pollack, candidate for County Commissioner, agreed a project should be done that looks at state and federal standards to be sure there is no legal liability exposure. The cost for the jail depends on outside factors, and the size of the project is dependent on reducing the number of beds necessary and the need to consider pretrial alternatives. He suggested options be put on a spreadsheet and compared to decide what meets the needs and fits within the money available to build it.

Dave Devoy stated he will protect Laconia's Tax Cap and public safety.

Brian Gallagher, candidate for State representative, said he would use his previous experience in public finance and time in the court system to take a weighted approach, recognizing that Laconia will bear the largest share of financial responsibility. It is also important to look at the other cities and towns because this will impact them proportionately. The opinions of the Superintendent of Corrections, the Sheriff and others directly affected need to be taken into consideration. He will look at this project in a thoughtful manner and if there is a dire need to move forward, will select an approach that makes sense for as many parties as possible.

Representative Lisa DiMartino stated it is necessary to move forward and have a better working relationship. She assured the Council she will take a comprehensive approach so that safety and security standards for construction and programs are met while keeping the project at an affordable level. She is open to all options proven to be viable that meet objectives.

Valerie Fraser, candidate for State Representative, stated she supports the approach outlined in the letter and encouraged the Council to stick with a basic structure to help keep costs down. She added she cannot support an extended amortization schedule.

Representative Frank Tilton agreed with both questions outlined in the letter. He is sure a proposal can be arrived at that is acceptable to Laconia. He feels the impact to Laconia should be within the Tax Cap.

Representative Bob Luther feels the cost mentioned in the letter is a little high. He is in favor of building the jail as soon as possible and emphasized the need to get together with the County Commission with one voice and start the process.

Representative Don Flanders stated he is in agreement as far as the approach outlined and agrees that bonding is something that should be done.

Representative David Huot agrees that something needs to be done now and feels the project has been studied sufficiently. There needs to be a plan to price the project, and the project needs to meet all of the codes and provide a modicum of support for programs designed to avoid the need to keep building jails. The project needs to be financed in an appropriate fashion. The County Commissioners and County Convention need to come together to arrive at an affordable plan.

Dr. Tom Dawson, a candidate for House Representative in Laconia, stated he has had an opportunity to tour the jail and a new jail is needed fairly soon. The Council's proposal should be considered carefully when the planning process takes shape.

Senator Andrew Hosmer stated he can support the Council's letter and the two questions included within it, and he greatly appreciates the invitation to attend this meeting. It is critically important that people work in a collaborative fashion. Senator Hosmer added that time is of the essence because of the condition of the jail; there is great concern for the people who work there as well as the inmates housed there. He recommended the Council encourage the County Convention to work in a collaborative fashion, respect the Tax Cap and the taxpayers in the City, and move as fast as prudent.

Mayor Engler asked for comments from the Council. Councilor Lipman clarified the process of bonding the project, explaining that a more aggressive amortization schedule puts more of the burden on the existing population. By spreading it over a longer period of time, new residents and those that turn over share some of the cost rather than existing residents having to bear a disproportionate share of it. Secondly, Councilor Lipman pointed out that the letter was not suggesting the County consider bonding any operating costs. The Council was trying to convey the target amount the City can afford without compromising safety and education in the community. Councilor Lipman feels that in order to move this forward the physical plant issues should be solved first and then a consensus should be developed later on for some of the programs.

Councilor Bownes stated he feels it is disingenuous not to recognize some of the differences and difficulties the County has experienced over the past two years. He believes it is necessary to bring back a spirit of cooperation to the table in order for something to be accomplished.

Mayor Engler stated the more he looks at the numbers the more it becomes clear to him that staffing at the jail has as much if not larger significance than actual debt service on the building. He asked those in attendance to pay extra special attention on the City's behalf regarding personnel and the physical plant. Councilor Hamel referred to the \$42 million figure and asked if there is a point where another architect might become involved and given a vision of how the jail should be built. Dave Devoy responded it is necessary to have mutual trust and respect. He suggested an amount of \$7 million be provided to an architect as a number to work with in order to protect Laconia's Tax Cap.

Councilor Lipman asked what needs to be done to come up with a budget that can be worked with and has some predictability, not just for Laconia but for the other cities and towns in the County. Councilor Hamel noted that Laconia has weighed in on this project on a few occasions; Councilors took a tour of the jail and they are aware that something needs to be done. He referred to the cost of \$3 million for temporary housing and related costs for inmates and asked if anyone has thought of using the state prison jail at the State School as temporary housing while the new jail is being built. He feels that might be a reasonable option rather than spending \$3 million for nothing.

Mayor Engler thanked all officials and candidates for attending and sharing their opinions.

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA NONE

INTERVIEWS:

Zoning Board of Adjustment: *(3 alternate positions vacant)*

1. Gail Ober - seeking appointment as an alternate member of the Zoning Board of Adjustment - 3 year term to expire at the end of August, 2017

Mayor Engler stated he and Gail Ober have a business connection. He is her employer and will not be participating in the interview. Ms. Ober was interviewed. She stated that while she is a reporter at the Laconia Daily Sun, she does not cover the City of Laconia news so she does not feel there is a conflict of interest.

• **Board of Water Commissioners:** *(1 regular position vacant)*

1. Dennis Bothamley - seeking appointment as a full member of the Board of Water Commissioners - to fill the remainder of the term vacated by Richard Breton's resignation - 3 year term to expire at the end of June, 2016

Mr. Bothamley was interviewed by the Council. Councilor Bolduc suggested the Council suspend the rules and appoint Mr. Bothamley at this meeting.

*Councilor Bolduc moved to suspend Council rules to appoint Dennis Bothamley to the Board of Water Commissioners at this meeting. Seconded by Councilor Hamel. **Motion passed unanimously.***

*Councilor Bolduc moved to appoint Dennis Bothamley as a full member of the Board of Water Commissioners to fill the remainder of the term vacated by Richard Breton's resignation, to expire at the end of June, 2016. Seconded by Councilor Lipman. **Motion passed unanimously.***

*Councilor Doyle moved to suspend Council rules to appoint Gail Ober to the Zoning Board of Adjustment. Seconded by Councilor Bolduc. **Motion passed unanimously.***

*Councilor Doyle moved to appoint Gail Ober as an alternate member of the Zoning Board of Adjustment to a three-year term expiring at the end of August, 2017. Seconded by Councilor Hamel. **Motion passed unanimously.***

COMMUNICATIONS: NONE

PUBLIC HEARING: NONE

PRESENTATIONS:

1. Introduction of Prevention Enforcement Treatment Coordinator – Chief Adams

Chief Chris Adams introduced the new Prevention Enforcement Treatment Coordinator Eric Adams. Officer Eric Adams has been with the department for three years. He has a background in corrections and has been an undercover drug detective. Chief Adams stated that sometime in January or February he will return to the Council to provide a more in-depth report on this initiative.

Officer Adams stated he has been trying to make collaborations between several of the programs offered in Laconia such as Horizons, New Beginnings, Genesis, etc. He has been able to start working with some of these programs already. Short term goals of the program are the need to get all programs on the same page and to find out what programs are available. Secondly, there is a need to find funding for these programs and ways that those affected by substance misuse can afford treatment. Third is to

get referrals from officers on patrol and the department's drug detectives on individuals in the community who are really suffering from drug misuse to direct them as to what avenues to take or ways they can get resources for treatment to become an active member of the community.

Chief Adams stated outreach to the most critical individuals has the potential for the biggest impact. It is important to guide them through the system, show them what services exist and how they can pay for those services. This can have a huge impact on people's lives and save those individuals that otherwise may have fallen through the cracks. Chief Adams stated he appreciates the support of the Council.

MAYOR'S REPORT:

Mayor Engler stated that Diane Cooper Terrill's last day at the airport is October 24th, and the Airport Authority has chosen Marv Everson to be the interim airport manager. Mr. Everson has been with the airport for the last ten months and has been moved to full time. He may apply for the position on a permanent basis. The Airport Authority is also moving forward in terms of soliciting resumes for this position.

Mayor Engler also called attention to the official dedication of the new Weirs Community Park. The dedication is scheduled for October 15th with a luncheon at noon followed by the official ceremony at 1 pm. Weirs Community Park is located in the Weirs behind the Community Center and Fire Station.

Mayor Engler noted at the last meeting the Council voted to include three Councilors on a committee that will oversee the Fire Station building project. Mayor Engler appointed Councilors Hamel, Lipman and Bolduc to that committee.

CITIZEN REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS:

Joe Driscoll of 12 Maple Street in the Weirs and owner of Cozy Inn & Cottages, thanked the Council on behalf of the Weirs Action Committee (WAC) for approval of the use of Endicott Park during Bike Week. He referred to a list of projects that were able to be accomplished with these funds over the years, and gave a special thank you to Councilor Doyle who originally brought this idea to the WAC. All money from this use is raised with volunteers and is used within two blocks of Endicott Park. Based on a meeting he attended recently, he cannot be sure the WAC will be allowed to continue to do this activity which he feels would be a real problem for the community.

Joe Driscoll, IV, a member of the Weirs Action Committee, voiced his view of the commercial district zoning discussion at the last Council meeting. He feels the Zoning Ordinance is clear where certain establishments may be located. He suggested this matter be forwarded to the Zoning Task Force of which he is a member at large. Mayor Engler explained the Zoning Task Force is an off shoot of the Planning Board, so by the Council referring this to the Planning Board it would be at the Board's discretion whether to refer this to the Zoning Task Force. By City Charter the Council has to ask the Planning Board to review this matter.

Councilor Bownes stated he does not want to approach the Zoning Ordinance in a piecemeal fashion. He added the most significant piece that comes out of the Master Plan will be the rewrite of the Zoning Ordinance because it will affect people across the City. This work needs to be done in a coordinated way.

COMMITTEE REPORTS:

1. **FINANCE:** (Lipman, Hamel, Baer) (No report on any item in committee)
 - a) WOW Trail Fund
 - b) Downtown TIF Financing

No report on any item in committee.

2. PUBLIC SAFETY: (Baer, Doyle, Bownes) (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, Bownes) (No report on any item in committee)

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

No report on any item in committee.

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

- 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

No report on any item in committee.

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

- a) Repair & maintenance of City Buildings

No report on any item in committee.

LIAISON REPORTS: NONE

MANAGER'S REPORT:

- 1. Project Updates
- 2. Financial & Operational Trends
- 3. Quarterly Recycling Report

City Manager Myers reviewed the Project Updates Report and the Financial and Operational Trends Report. He noted that the recycling updates will now be provided to the Council on a quarterly basis, and this meeting's agenda includes a snapshot of the first quarter of the fiscal year consisting of collections from late June through the end of September. Numbers are running fairly close to last year, but the curbside recycling collection percentage seems to have stagnated and there is room for improvement. Savings from recycling can be better utilized by allocating those funds to more productive needs than paying for trash. He asked for suggestions on how to increase recycling adding he does not feel a 30% curbside recycling rate is a stretch for this community.

Councilor Lipman pointed out that the recycling the residents did this year allowed the City to afford the new Prevention Enforcement Treatment Coordinator position. The work done by the person in this position can help a lot of people and make our community a better place to live.

NEW BUSINESS:

1. School Adequacy Aid Update and request to schedule a public hearing on October 27, 2014 during the regular Council Meeting for a supplemental appropriation to the Fiscal Year 2014/2015 Budget

City Manager Myers noted the amount the City received in Adequacy Aid for educational funding through the Department of Education was not available to school administration when they were working on the budget. The \$313,005 amount that is now available is explained in a memo from the Superintendent of Schools and School Board Chair included in the background information to this agenda. The request at this meeting is to have the matter referred to a second reading and public hearing with action to be taken at the Council meeting of October 27th, and if passed, to have this number included in the City's tax rate setting process.

Mayor Engler stated the task at this meeting is to adopt the proposed Resolution accepting these funds as additional revenue and income to the City so that when the DRA sets the tax rate in the fall, this would be taken into consideration as income. There are three alternatives; one is to do nothing and simply accept the funds as revenue so that when the DRA sets the tax rate in the fall it will simply be seen as an increase in revenues and correspondingly give the City a decrease in the amount of money that needs to be raised in new taxes. This would effectively lower the tax burden for the entire community by that amount. Secondly, it could be authorized for expenditures in the current fiscal year by the School District, and lastly it could be held in reserve in an account set up by the School District for future expenditures.

Councilor Lipman stated he would like to see the third option considered and asked for more history or information from the School Board or Superintendent. Ed Emond, Business Manager for the School District, stated that the School Board and School District are in favor of option three as stated above.

Councilor Bownes asked how the School District dealt with shortfalls in years past. Mr. Emond explained in past years the School District received the revenue number before the Council set the budget. For the last two years the number has been coming in after the budget is set. Councilor Bownes asked if other communities are impacted in the same way as Laconia. Mr. Emond answered other communities have the ability to let it follow through to their tax allocation; in Laconia and two other communities there is a Tax Cap that limits how much the number can change. Those are the communities that are challenged regarding a late change made after the budgets are set.

Councilor Baer congratulated the School District on receiving some grants recently. She referred to an Early Childhood Coordinator grant and asked how much the grant was, how much this individual is getting, whether it covers retirement and health insurance, how long the grant is for and when the City has to pick it up. Mr. Emond answered the District received a \$2 million grant spread over four years. This is one of several positions the grant will hire. Superintendent Forsten stated the length of the grant is four years and the position is fully funded, including all benefits and any associated costs, through the grant itself.

Mayor Engler stated the first reading of this Resolution is at this meeting; a hearing will be held at the October 27, 2014 meeting at which time there will be a second reading. City Manager Myers explained this is a neutral transaction with no increase or change whatsoever in the tax rate. The funds will be in the School budget at that point. Discussions will be had with the school as to where it makes the best sense to transfer the funds to avoid spiking and to maintain a stable budget. The school has indicated they intend to put the funds into a reserve account. There will be a request from the School Board and School Department to the Council to transfer this dollar amount into a reserve account.

Councilor Lipman commented he hopes this would work like the Special Ed reserve fund which has not been used unless really needed.

Councilor Bownes asked if it would be possible to allocate some of the \$313,005 to the City to reduce taxes. City Manager Myers responded that it is school money so it needs to flow through to the school budget. If Councilor Bownes wishes to have a portion of the funds recognized and flow into a reserve account to the school, an amendment can be made to decrease the amount from \$313,005 so that funds would offset the tax rate increase this year, in essence creating some tax reduction. This could be done at the October 27th meeting without the need for another public hearing.

Councilor Lipman commented that Councilor Bownes' suggestion would artificially lower the tax rate for one year only to have it bounce back the following year requiring taxes to then be raised or cuts made elsewhere in order to stay within the Tax Cap.

*Councilor Bownes moved to approve the first reading of the Resolution authorizing a supplemental appropriation for Adequate Education Aid of \$313,005 for the Laconia School Department in excess of the budgeted amount for 2014/2015 and to authorize a second reading and public hearing on October 27, 2014 during the regular Council meeting. Seconded by Councilor Bolduc. **Motion passed unanimously.***

2. Discussion of City Owned Parcel on Elm Street

City Manager Myers stated this is a City owned parcel that has been leased for 30 years; it is a ten-year lease with two ten-year renewable periods. There are no more opportunities to extend or renew the lease. The lease will terminate next November 1, 2015. He explained there is now a business that occupies a building on that site, and for business continuity purposes for this business a discussion needs to start now to arrive at some guidance as to where the Council may want to go with this. Options include the City identifying a use for this parcel, letting the lease lapse and retaining use of the parcel for some City use. The City could also declare the parcel as surplus property and go through the process explained in background material to this agenda packet. After being declared surplus property, it would then continue to a sale process by a sealed bid. Alternatively, the City could look to advertise and enter into a lease. The Council can direct the City Manager to work with staff going forward on any of these options. City Manager Myers added the City does own the building at the end of the lease, but not the contents or fixtures.

Mayor Engler stated the main purpose at this meeting is for the Council to discuss the matter and ask questions of the City Manager so at the next meeting they are better prepared to make a decision.

Councilor Baer asked if the person leasing the property pays taxes. City Manager Myers answered they do pay taxes as well as a lease payment to the City. If the City takes the property back, it will no longer be receiving taxes or a rent payment on that parcel.

Councilor Hamel noted that at the end of the lease the building becomes City property. He asked if a new lease is written with regard to that City property, would the person entering into that lease pay taxes. City Manager Myers stated the lease could be structured in any way the Council wishes. City Manager Myers believes there is State law that if someone leases a municipality's property and they are not a non-profit there is a requirement that they need to pay taxes, but he will look into this further.

Councilor Baer asked if the present lessee is interested in retaining the property. City Manager Myers answered several months ago the current lessee indicated to him that they would be interested in continuing their business in that location. They also indicated they would like some finality in terms of a potential purchase or buyout at the end of the lease. Others have expressed interest in the property as well; at least one other property owner in the City has gone on record indicating they are interested in the property and wanted to be sure the process would be public. City Manager Myers stated that from a business continuation perspective his recommendation would be to not drag this on too long; he would think the Council should have a clear direction as to where it wants to go within the next 30 days,

then start the advertising and bidding process so that whatever occurs wraps up around the first of the year.

Mayor Engler asked if it would be appropriate to hold a public hearing on this matter. He noted there may be people in the community such as Lakeport Community Association that might want to provide input. Councilor Bownes stated he would like to have additional discussion on this at the next Council meeting on October 27th. City Manager Myers stated he would have information available on cash flow, what the property is generating now and how much parking lot use is permitted on the site. If Councilors have other requests for background information he asked that they please let him know.

Councilor Bownes asked what other uses the City might make from this piece of property. City Manager Myers answered he discussed this at a recent staff meeting and asked if other departments felt there might be a beneficial use for this property from their point of view. There was not a strong response nor a reasonable demand he would bring forward to the Council from City staff operations and no strong reason to keep the property.

Councilor Bownes asked the City Manager to check into the rules about crossing the railroad tracks in this location.

3. Council Resolution re: Zoning Ordinance

Councilor Baer moved to approve Resolution 2014-12 requesting a review of the uses permitted in the Commercial/Resort zone. Seconded by Councilor Doyle.

Councilor Bownes commented he is cautious about this kind of spot review of the Zoning Ordinance. He is not opposed to looking at the uses permitted in the Commercial/Resort Zone, but he is reluctant to do it in this fashion. He feels it is important to approach the zoning issue in a broad based fashion looking at the entire Zoning Ordinance. He added he is always reluctant to react to a single complaint or isolated issue unless there is a recognized endemic problem. He is sure the Zoning Ordinance needs to change, he is just not sure this is the way to go about it.

Councilor Lipman believes that from the public discussion at the last meeting there are things the Council would like to see happen in the short term in that district; there are things that are grandfathered and things that are allowed to happen there now. After listening to potential issues, Councilor Lipman feels something has to be done sooner rather than later. He added the Master Plan could take years to accomplish.

Mayor Engler noted the last Master Plan was adopted in 2007 after 7 or 8 years of development. To his knowledge there were no changes to the Table of Uses that came out of that Master Plan, and he suspects the Table of Uses in the peripheral resort zone has not been looked at for 20 years or more.

Councilor Bownes stated everyone recognizes this came out of one particular incident in which there was one Special Exception granted in a particular area and another Special Exception denied in another particular area and this caused some stress. He commented that addressing this in a piecemeal fashion is not productive.

Councilor Doyle stated it would be a band aid for now because there are portions of the Commercial/Resort district that are wide open for development that the Council may want to have a little more control over. There is a lot of vacant land in this area that could be developed incorrectly.

Motion passed unanimously.

4. Lakes Business Park Expenditure Request

Mayor Engler stated all expenditures for Lakes Business Park have to be approved by both the City Council and the Gilford Board of Selectmen. This request is to ask the Council to approve an expenditure of \$250 for a portable display to be used for marketing purposes of the Lakes Business Park.

*Councilor Hamel moved to approve an expenditure of \$250 for a portable display to be used for marketing purposes of the Lakes Business Park. Seconded by Councilor Bownes. **Motion passed unanimously.***

5. Request to appoint a Council representative to the Debra Bieniarz Award Committee

*Councilor Lipman moved to appoint Councilor Doyle as the Council representative to the Debra Bieniarz Award Committee. Seconded by Councilor Hamel. **Motion passed unanimously.***

UNFINISHED BUSINESS:

1. Milfoil Treatment Funding Request
2. WOW Trail
3. Master Plan
4. EPA Update
5. Sewer & Water Master Plan
6. Single Stream Recycling/Concord Co-Op/Solid Waste Disposal Cost Reduction
7. Strategic Planning/Goal Setting

NOMINATIONS, APPOINTMENTS & ELECTIONS:

- **Trustees of the Trust Fund:** *(1 regular position vacant)*
 1. Jon Nivus - seeking appointment as a full member of the Trustees of the Trust Fund to fill the remainder of the term vacated by Richard Breton's resignation - 3 year term to expire at the end of March, 2015

*Councilor Lipman moved to appoint Jon Nivus as a full member of the Trustees of the Trust Fund to fill the remainder of the term vacated by Richard Breton's resignation to a three-year term expiring at the end of March, 2015. Seconded by Councilor Baer. **Motion passed unanimously.***

- **Ward 1 Vacancy**
 1. Kevin Trefethen – seeking appointment as the Moderator to fill the resignation of Charles Tucker for the remainder of the term to expire in November, 2015

*Councilor Hamel moved to appoint Kevin Trefethen as a Moderator to fill the resignation of Charles Tucker for the remainder of the term to expire in November, 2015. Seconded by Councilor Doyle. **Motion passed unanimously.***

COUNCIL COMMENTS: NONE

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

- (a) The dismissal, promotion or compensation of any public employee, or the investigation of any charges against him, unless the employee affected (1) has a right to a meeting and (2) requests that the meeting be open, in which case the request shall be granted.
- (b) The hiring of any person as a public employee.
- (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.
- (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.

(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.

(i) Consideration of matters relating to the preparation for and the carrying out of emergency functions including training to carry out such functions, developed by local or state safety officials that are directly intended to thwart a deliberate act that is intended to result in widespread or severe damage to property or widespread injury or loss of life.

Councilor Bolduc moved to enter into nonpublic 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 or parties whose interests are adverse to those of the general community. Seconded by Councilor Doyle.

On a roll call vote of the Council, the Council entered into nonpublic session at 9:20 pm.

*Councilor Bownes moved to come out of nonpublic session. Seconded by Councilor Lipman. **Motion passed unanimously.***

The Council reconvened in public session at 9:55 pm.

*Councilor Hamel moved to extend the length of the meeting to 10:30 pm. Seconded by Councilor Bownes. **Motion passed unanimously.***

*Councilor Hamel moved to seal the minutes of the nonpublic session for two (2) years. Seconded by Councilor Bolduc. **Motion passed unanimously.***

Councilor Doyle moved to enter into nonpublic 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 Bolduc.

On a roll call vote of the Council, the Council entered into nonpublic session at 9:57 pm.

*Councilor Bownes moved to come out of nonpublic session. Seconded by Councilor Bolduc. **Motion passed unanimously.***

The Council reconvened in public session at 10:09 pm.

*Councilor Hamel moved to seal the minutes of the nonpublic session for three (3) years. Seconded by Councilor Doyle. **Motion passed unanimously.***

ADJOURNMENT:

*Councilor Hamel moved to adjourn at 10:10 pm. Seconded by Councilor Bolduc. **Motion passed unanimously.***

Respectfully Submitted,

Nancy Brown
Acting Recording Secretary