

CITY OF LACONIA - CITY COUNCIL MEETING

May 24, 2021

7:00 P.M. (via ZOOM)

As Mayor of the Laconia City Council, due to the COVID-19/Coronavirus crisis and in accordance with Governor Sununu's Emergency Order #12 pursuant to Executive Order 2020-04, this Board is authorized to meet electronically.

Please note that there is no physical location to observe and listen to the meeting, which was authorized pursuant to the Governor's Emergency Order. However, in accordance with the Emergency Order, this is to confirm that we are:

a) Providing public access to the meeting by telephone, with additional access possibilities by video or other electronic means;

We are utilizing the Zoom platform for this electronic meeting. All Members have the ability to communicate during this meeting through the Zoom platform, and the public has access to watch the live YouTube video at www.youtube.com/laconianh, listen to this meeting through dialing the following phone #1-646-558-8656 or participate by the Zoom app: Webinar ID: 838 2133 4710 password 456544

b) Providing public notice of the necessary information for accessing the meeting;

We previously gave notice to the public of how to access the meeting using Zoom, and instructions are provided on the City of Laconia's website at: www.laconianh.gov.

c) Providing a mechanism for the public to alert the public body during the meeting if there are problems with access;

If anybody has a problem, please call 527-1265 x 243 or email at: cityclerk@laconianh.gov

d) Adjourning the meeting if the public is unable to access the meeting.

In the event the public is unable to access the meeting, we will adjourn the meeting and have it rescheduled at that time.

Please note that all votes that are taken during this meeting shall be done by Roll Call vote.

Let's start the meeting by taking a Roll Call attendance. When each member states their presence, also please state whether there is anyone in the room with you during this meeting, which is required under the Right-to-Know law.

5/24/2021 - Minutes

1. CALL TO ORDER

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

2. SALUTE TO THE FLAG

Councilor Felch lead the Salute to the Flag

3. RECORDING SECRETARY

Cheryl Hebert, City Clerk

4. ROLL CALL

City Clerk Hebert took a roll call attendance:

Councilor Cheney YES, Is anyone in the room with you? Physically present in the Council Chamber

Councilor Soucy YES, Is anyone in the room with you? NO

Councilor Lipman YES, Is anyone in the room with you? NO

Councilor Haynes YES, Is anyone in the room with you? Physically present in the Council Chamber

Councilor Hamel YES, Is anyone in the room with you? NO

Councilor Felch YES, Is anyone in the room with you? NO

Mayor Hosmer noted all six Councilors were in attendance and a quorum has been established.

5. STAFF IN ATTENDANCE

Scott Myers, City Manager

Glenn Smith, Finance Director

6. COUNCIL PROCLAMATION

7. ACCEPTANCE OF MINUTES FROM PREVIOUS MEETINGS

7.A. Budget meeting minutes of May 10, 2021

Minutes of the meeting were distributed to the City Council on Wednesday, May 12, 2021. With no corrections or changes submitted to the Clerk, the minutes will be accepted as distributed.

7.B. Regular meeting minutes of May 10, 2021

Minutes of the meeting were distributed to the Council on Tuesday, May 11, 2021. With no corrections or changes submitted to the Clerk, the minutes will be accepted as distributed.

7.C. Budget meeting minutes of May 17, 2021

Minutes of the Budget meeting were distributed to the Council on Wednesday, May 19, 2021. With no corrections or changes submitted to the Clerk, the minutes will be accepted as distributed.

8. CONSENT & ACTION ITEMS

8.A. Request by the Weirs Community Park Association to hold a parking fundraiser event at the Weirs Community Center and Weirs Community Park front and rear parking lots in conjunction with the 2021 Laconia Motorcycle Week event

Councilor Felch moved to approve the request by the Weirs Community Park Association to hold a parking fundraiser event at the Weirs Community Center and Weirs Community Park front and rear parking lots in conjunction with the 2021 Laconia Motorcycle Week Event being held on June 12, 2021 through June 20, 2021 from 8:00 am until 8:00 pm, seconded by Councilor Cheney;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

9. CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA

No comments from the public were made.

10. **INTERVIEWS**

11. **NOMINATIONS, APPOINTMENTS & ELECTIONS**

12. **COMMUNICATIONS**

13. **PUBLIC HEARINGS**

13.A. **Public hearing for Ordinances 2021-235-13, 17, and 19 relative to amending City Code Chapter 235 Zoning**

Notice of this public hearing was made available in the May 12, 2021 edition of the Laconia Daily Sun and posted at Laconia City Hall, Laconia Public Library, Community Center, and SAU.

Mayor Hosmer opened the public hearing at 7:11 pm.

Hearing no comment from the public, Mayor Hosmer closed the public hearing at 7:12 pm.

14. **PRESENTATIONS**

15. **MAYOR'S REPORT**

Mayor Hosmer mentioned that this evening was a soft opening to the Colonial Theatre for the people and organizations that made contributions. The event was very well attended, included by himself and Councilor Hamel. The momentum is building to a grand opening later this summer. The businesses on Main Street are excited about the Colonial Theatre. Mayor Hosmer thanked Mayor Engler for the push for this project.

16. **COUNCIL COMMENTS**

Councilor Cheney has been approached by some of the residents of Round Bay and their concerns with the pipes in that area.

City Manager Myers explained that the drainage system needs upgrading. There was concern by some of the residents about disturbing their property, landscaping, and trees. A proposal that was put forward to the residents in that area about more catch basins and discharging of material in a different area. Another letter went out stating the City is trying to remain status quo. The age of some of the pipes is the issue.

DPW Director Anderson explained there are sections that need to be replaced but they are in the right-of-way. Director Anderson will provide the Council with more information.

Councilor Felch stated a constituent reached out about the patching that was happening on Weirs Boulevard, and they would like to know if more patching was going to continue closer to the Laconia end of the boulevard.

Director Anderson explained the major holes were patched and the rest probably won't be happening till after Labor Day.

Councilor Cheney asked if someone could discuss with the School Department if they plan on teaching the Critical Race Theory or using the 1619 Project book as an educational tool. City Manager Myers will reach out to the Superintendent.

17. **COMMITTEE REPORTS**

17.A. **FINANCE (Lipman (Chair), Hamel, Cheney)**

17.A.i. **WOW Trail Funding**

17.A.ii. **Downtown TIF Financing**

17.B. **PUBLIC SAFETY (Cheney (Chair), Soucy, Lipman)**

17.C. **GOVERNMENT OPERATIONS & ORDINANCES (Soucy (Chair), Felch, Cheney)**

- 17.C.i. **Review of Chapter 167, Noise and Chapter 161 Licensing as it pertains to outdoor sound equipment and loudspeakers**
- 17.C.ii. **Ordinance Amending Chapter 221, Vehicles and Traffic/Parking on Sublawns**
- 17.C.iii. **Procedural review of grant applications**
- 17.C.iv. **Regulation of Short Term Residential Rental Businesses**
- 17.C.v. **Proposed Historic Overlay District**
- 17.C.vi. **Scenic Road Motorcycle Noise Petition**
- 17.D. **LANDS & BUILDINGS (Hamel (Chair), Haynes, Felch)**
 - 17.D.i. **Downtown parking garage**
 - 17.D.ii. **Repair & maintenance of City buildings**
 - 17.D.iii. **Perley Pond Maintenance**
 - 17.D.iv. **Plan for the DPW Compound**
 - 17.D.v. **Continuation of the discussion regarding parking in the Lakeport area**
- 17.E. **PUBLIC WORKS (Haynes (Chair), Felch, Soucy)**
 - 17.E.i. **Retaining Wall Policy**
 - 17.E.ii. **Discussion for converting from a manual to an automated solid waste curbside collection service**
- 18. **LIAISON REPORTS**
- 19. **CITIZENS REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS**

No comments from the public were made.
- 20. **CITY MANAGER'S REPORT**
 - 20.A. **Project Updates Report**

City Manager Myers reviewed the report.
 - 20.B. **Monthly Economic Development Report**

City Manager Myers reviewed the report.

City Manager Myers also updated the Council regarding the applications for Motorcycle Week. The City is struggling to line up the porta potties at a reasonable price. It went out to bid two times. The first time both bids were rejected. The second time a request for bid went out the same two companies responded. The increase in price went up tremendously. The lower bidder couldn't fulfill the request and the second was secured. The deadline for applications for site plans for Motorcycle Week was last Friday (May 21, 2021). For the applicants that have submitted similar plans in the past and have not had any issues, those will be approved administratively. For all the other applications, there will be a special meeting this Friday, May 28, 2021 to review those.

21.A. **2021 First Half Sewer Warrant**

Councilor Soucy moved to approve the 2021 first half Sewer Warrant, seconded by Councilor Felch;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.B. **Request to authorize the City Manager to enter into an Intermunicipal Agreement for joint representation with cable television franchise negotiations with Atlantic Broadband (NH-ME), LLC**

City Manager Myers briefed the Council on the background to this item.

Councilor Lipman asked if the services that are provided to the City will be a part of the municipal agreement.

City Manager Myers explained that the franchise agreements need to substantially equal.

Councilor Cheney would like to know if we could get a map of where Comcast is presently.

Councilor Felch moved to authorize the City Manager to enter into an Intermunicipal Agreement for joint representation with cable television franchise renewal negotiations with Atlantic Broadband (NH-ME), LLC, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Felch moved to authorize the City Manager to sign the Representation Agreement with Donahue, Tucker, & Ciandella, PLLC, seconded by Councilor Cheney;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Felch moved to authorize the City Manager to sign the attached letter to Atlantic Broadband, formally opening the ascertainment and review process and notifying Atlantic Broadband of the City initiating the process of ascertaining the cable-related needs and interest of the City and auditing the past performance of ABB under the existing Franchise Agreement, seconded by Councilor Cheney;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.C. Request to hold Juggernaut 5K on July 3, 2021 and to approve Temporary Traffic Order 2021-06

Councilor Soucy moved to approve the request to hold Juggernaut 5K on July 3, 2021 and to approve Temporary Traffic Order 2021-06, seconded by Councilor Felch;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.D. First reading of Resolution 2021-08 General Fund

Councilor Cheney moved to waive a reading of this Resolution and to read by title only, seconded by Councilor Haynes;

Councilor Lipman asked if there was a way to streamline these motions, such as one read only motion for all Resolutions and one public hearing motion for all the Resolutions.

City Manager Myers explained that Finance Director Smith has already reduced the number of Resolutions compared to years past and because these motions pertain to budgets, he would like to see all motions done individually.

Mayor Hosmer called the question:

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-08, relative to making itemized appropriations for the General Fund for the Fiscal Year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Felch moved to schedule a public hearing on June 14, 2021 during the regular City Council meeting to gather public input prior to adoption, seconded by Councilor Soucy;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.E. **First reading of Resolution 2021-09 Anticipated Grants**

Councilor Cheney moved to waive a reading of this Resolution and to read by title only, seconded by Councilor

Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-09, relative to making itemized appropriations for anticipated grants for the fiscal year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to schedule a public hearing June 14, 2021 during the regular City Council meeting to gather public input prior to adoption, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.F. First reading of Resolution 2021-10 Enterprise Funds

Councilor Cheney moved to waive a reading of this Resolution and to read by title only, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES
Councilor Soucy YES
Councilor Lipman YES
Councilor Haynes YES
Councilor Hamel YES
Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-10, relative to making itemized appropriations for City Enterprise Funds: Sanitary Sewer Fund and Water Words Fund for the fiscal year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES
Councilor Soucy YES
Councilor Lipman YES
Councilor Haynes YES
Councilor Hamel YES
Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to schedule a public hearing on June 14, 2021 during the regular City Council meeting to gather public input prior to adoption, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES
Councilor Soucy YES
Councilor Lipman YES
Councilor Haynes YES
Councilor Hamel YES
Councilor Felch YES;

the motion passed with all in favor.

21.G. First reading of Resolution 2021-11 Internal Services Fund

Councilor Cheney moved to waive a reading of this Resolution and to read by title only, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES
Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-11, relative to making itemized appropriations for the Internal Services Fund for the fiscal year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to schedule a public hearing on June 14, 2021 during the regular City Council meeting to gather public input prior to adoption, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.H. First reading of Resolution 2021-12 Special Revenue Funds

Councilor Cheney moved to waive a reading of this Resolution and to read by title only, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-12, relative to making itemized appropriations for the following City Special Revenue Funds - Motorcycle Week Fund and Ambulance EMS Fund for the fiscal year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to schedule a public hearing on June 14, 2021 during the regular City Council meeting to gather public input prior to adoption, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

21.1. First reading of Resolution 2021-13 TIF Districts

Councilor Cheney moved to waive a reading of this Resolution in its entirety and to read by title only, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a first reading of Resolution 2021-13, relative to making itemized appropriations for the City's three Tax Increment Finance Districts - Downtown TIF, Lakeport TIF, and Weirs TIF for fiscal year beginning July 1, 2021 and terminating June 30, 2022, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to schedule a public hearing on June 14, 2021 during the Regular City Council meeting to gather public input prior to adoption, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

22. UNFINISHED BUSINESS

22.A. **Second reading of Ordinances 2021-235-13, 17, and 19 to amend City Code Chapter 235 Zoning**

Councilor Cheney moved to waive a reading of these Ordinances and to read by titles only, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved a second reading of Ordinances 2021-235-13, 17, and 19, amending the adopted versions, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

Councilor Cheney moved to approve Ordinances 2021-235-13, 17, and 19, amending the adopted versions, seconded by Councilor Haynes;

City Clerk Hebert took a roll call vote:

Councilor Cheney YES

Councilor Soucy YES

Councilor Lipman YES

Councilor Haynes YES

Councilor Hamel YES

Councilor Felch YES;

the motion passed with all in favor.

23. FUTURE AGENDA ITEMS

23.A. **Master Plan**

23.B. **Milfoil Treatment funding requests**

23.C. **Sewer & Water Master Plan**

23.D. **Single Stream Recycling/Concord Co-op/Solid Waste disposal cost reductions**

23.E. **Strategic Planning/Goal Setting**

23.F. **WOW Trail**

23.G. **Weirs Beach Restoration Project**

23.H. **Fair St/Court St traffic problems and accidents**

24. **Any other business that may come before the Council**

25. **NON-PUBLIC SESSION (According to RSA 91-A:3, II)**

26. **ADJOURNMENT**

With no further business to come before the Council and hearing no objection, Mayor Hosmer adjourned the meeting at 8:15 pm.

Respectfully submitted,

Cheryl Hebert, City Clerk

DRAFT