

# CITY OF LACONIA - CITY COUNCIL MEETING

August 23, 2018

7:00 P.M.

8/27/2018 - Minutes

## 1. CALL TO ORDER

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

## 2. SALUTE TO THE FLAG

Council Lipman lead the Salute to the Flag.

## 3. RECORDING SECRETARY

Cheryl Hebert, City Clerk

## 4. ROLL CALL

City Clerk Hebert took the roll with the following Councilors in attendance: Bruce Cheney, Henry Lipman, Mark Haynes, and Andrew Hosmer.

Not present: David Bownes, Bob Hamel

Mayor Engler noted that four (4) Councilors are in attendance and a quorum has been established.

## 5. STAFF IN ATTENDANCE

Scott Myers, City Manager and Donna Woodaman, Finance Director.

## 6. COUNCIL PROCLAMATION

## 7. ACCEPTANCE OF MINUTES FROM PREVIOUS MEETINGS

### 7.A. Regular meeting minutes of August 13, 2018

Minutes of the meeting were distributed to the Council on Thursday, August 16, 2018. With one correction submitted to the clerk, the minutes will be accepted as redistributed on August 17, 2018.

## 8. CONSENT & ACTION ITEMS

### 8.A. Temporary Traffic Order 2018-14, LHS Homecoming Parade

Councilor Haynes moved to approve Temporary Traffic Order 2018-14, LHS Homecoming Parade, to be held on September 21, 2018, from 4:00 PM to 5:00 PM, seconded by Councilor Lipman; 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

### 11.A. Appointment of Bree Henderson as Selectman for Ward 4

Councilor Haynes moved to approve Bree Henderson as Selectman for Ward 4, for a six year term, expiring at the end of September, 2024, seconded by Councilor Lipman; the *motion passed with all in favor.*

### 11.B. Roland Maheu - Seeking reappointment to a regular member position on the Zoning Board of Adjustment for a three-year term expiring at the end of August, 2021

Councilor Hosmer moved to reappoint Roland Maheu to a regular member position on the Zoning Board of Adjustment for a three-year term expiring at the end of August, 2021, seconded by Councilor Lipman; the *motion*

12. **COMMUNICATIONS**

13. **PUBLIC HEARINGS**

14. **PRESENTATIONS**

15. **MAYOR'S REPORT**

Mayor Engler reported on the financial status of the Laconia Municipal Airport. The Laconia Municipal Airports fiscal year ended on June 30, 2018. The operating income is about \$352,000 from which two-thirds of that amount comes from land leases and the other third is from user fees or fuel fees. The operating expenses for the fiscal year were about \$277,000.

16. **COMMITTEE REPORTS**

16.A. **FINANCE (Lipman, Hamel, Cheney)**

16.A.i. **WOW Trail Funding**

16.A.ii. **Downtown TIF Financing**

16.B. **PUBLIC SAFETY (Bownes, Hosmer, Lipman)**

16.B.i. **Fair St/Court St traffic problems and accidents**

16.C. **GOVERNMENT OPERATIONS & ORDINANCES (Bownes, Hosmer, Cheney)**

16.C.i. **Review of Chapter 167, Noise and Chapter 161 Licensing as it pertains to outdoor sound equipment and loudspeakers**

16.C.ii. **Ordinance Amending Chapter 221, Vehicles and Traffic/Parking on Sublawns**

16.C.iii. **Procedural review of grant applications**

16.D. **LANDS & BUILDINGS (Hamel, Lipman, Haynes)**

16.D.i. **Downtown parking garage**

16.D.ii. **Repair & maintenance of City buildings**

16.E. **PUBLIC WORKS (Bownes, Hosmer, Haynes)**

16.E.i. **Retaining Wall Policy**

16.E.ii. **Proposal to implement City Policies for designating emergency lanes**

17. **LIAISON REPORTS**

18. **CITIZENS REQUESTS TO COMMENT ON CURRENT AGENDA ITEMS**

No comments were made from the public.

19. **CITY MANAGER'S REPORT**

19.A. **Project Updates Report**

City Manager Myers reviewed the report.

19.B. **Monthly Economic Development Report**

City Manager Myers reviewed the report.

Due to the December Council meeting falling on Christmas Eve, City Manager Myers asked the Council to look at their schedules and let him know when they would like to hold that meeting.

Air Bnb update will be happening at the September 10, 2018 Council Meeting.

Councilor Lipman asked for an update regarding the Indian statue at Opechee Park.

Parks and Recreation Director Kevin Dunleavy stated that testing has been done and there will be some challenges with preserving the statue.

19.C. **Opechee Cove Area - Update Re: Brush Cutting Along the Shoreline**

Parks and Recreation Director Kevin Dunleavy updated the Council regarding the Opechee Cove shoreline of Opechee Lake.

19.D. **Perley Pond Conservation Area Update**

Parks and Recreation Director Kevin Dunleavy updated the Council regarding the Perley Pond Conservation area.

20. **NEW BUSINESS**

20.A. **Sale of Lot #12 in Lakes Business Park, 344 Hounsell Avenue**

Mayor Engler explained to the Council the details of this agreement.

Councilor Hosmer asked for a cost comparison with the previous lot. Mayor Engler stated this is in line with recent sales with a price per acre basis.

Councilor Lipman moved to approve the vote of the Lakes Business Park Commission for the sale of Lot #12 in the Lakes Business Park in the amount of \$115,000 and to authorize the City Manager to sign the require documents in connection with the sale, seconded by Councilor Cheney; the ***motion passed with all in favor.***

20.B. **Amendment of 2018 Observed City Holidays**

City Manager Myers requested that this item be completely removed from the agenda.

20.C. **Polling hours for September and November Elections**

City Clerk Hebert noted that the elections are being held to fill the following offices:

Governor

Representative for Congress

Executive Councilor

State Senator

State Representatives for District 3 and 9

Sheriff

County Attorney

County Treasurer

Register of Deeds

County Commissioner

Delegates to the State Convention

Residents can register to vote in the City Clerks office until Wednesday, August 29, 2018 and absentee ballots are available.

Councilor Haynes moved to approve the polling hours for the State Primary Election on September 11, 2018, and State General Election on November 6, 2018, from 7:00 AM to 7:00 PM, seconded by Councilor Hosmer; the ***motion passed with all in favor.***

## 21. UNFINISHED BUSINESS

### 21.A. Discussion regarding the Solar Energy Bill Veto Override

Councilor Hosmer moved to take this item off the table, seconded by Haynes; the ***motion passed with all in favor.***

Mayor Engler gave a brief summary of this item.

Councilor Hosmer moved to direct the Mayor to sign the letter in question on behalf of the City of Laconia and the Laconia City Council, seconded by Councilor Lipman;

Discussion was had regarding the pros and cons of whether the Mayor should or should not sign this veto override. Councilors Lipman, Cheney, and Hosmer were all in favor of the Mayor signing. Councilor Haynes was not in favor. Discussion was also had how this bill would affect the Solar Garden the Council has previously approved.

Mayor Engler called the question; the ***motion passed with a vote of three (3) in favor and one (1) opposed.***

## 22. COUNCIL COMMENTS

Councilor Cheney would like legal counsel to come to a Council meeting in regards to the private roads and what rights the residents may or may not have. Councilor Cheney would suggest that Janes Avenue be addressed sooner rather than later. Some of Councilor Cheney's constituents have sent him paperwork from the NH Municipal Association which talks about dedication and acceptance of private roads. Councilor Cheney read excerpts from the dedication and acceptance.

City Manager Myers suggests holding a workshop pertaining to the private road issues where legal counsel, residents, and the Council can have more in depth discussions.

Councilor Haynes has concerns with the complaints at the local beaches and whether it is just enforcements issues, and if so it should be addressed.

Councilor Hosmer made note that Lt. David French is retiring after 20 years with the Laconia Fire Department.

## 23. FUTURE AGENDA ITEMS

### 23.A. Improvement of Union Ave/Elm Street intersection

### 23.B. Ordinance amendment relative to Chapter 167, Noise and Chapter 161, Licensing as it pertains to outdoor sound equipment and loudspeakers

### 23.C. Second reading of a resolution relative to the adoption of RSA 31:95-b, Appropriation of funds made available during the year

### 23.D. Master Plan

### 23.E. Milfoil Treatment funding requests

### 23.F. Sewer & Water Master Plan

### 23.G. Single Stream Recycling/Concord Co-op/Solid Waste disposal cost reductions

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

**23.I. WOW Trail**

**23.J. Proposal to implement City Policies for designating emergency lanes**

**23.K. Resolution 2017-30 relative to authorizing the City Manager to apply to the State of NH DOT for a temporary use agreement in the City's name that will allow for the completion of a study concerning the different options and benefits of how to build Phase 3 of the WOW Trail and to sign all necessary documents**

**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 Engler adjourned the meeting at 8:37 PM.

Respectfully submitted by

Cheryl Hebert

City Clerk

Minutes of this meeting were approved on 9/10/2018