

## Selectmen's Meeting Minutes

November 5, 2007, 5:00 p.m.

Corner Meeting House

Chairman Ron Cormier called the meeting to order at 5:00 p.m., also present were Selectman Reginald Caldwell, Town Administrator K. Jeanne Beaudin, Administrative Assistant Cary Lagace, Public Works Director Jim Fortin, Fire Chief Jim Davis, Deputy Fire Chief Sean McCarty, Police Chief Vinnie Baiocchetti, General Assistance Director Donna Cilley, Parks & Recreation Director Janet Breton, George Condodemetrakys, Geoff Cunningham with the Laconia Citizen, Eric with the Winnisquam Echo and Ray Carbone with the Daily Sun.

Those present stood for the Pledge of Allegiance.

### Minutes

Selectman Caldwell moved to accept the minutes of the October 15, 2007 meeting as written. Chairman Cormier seconded and the motion passed unanimously.

### Public Hearings – Town Property Ordinance, Snow Obstruction Ordinance & Seavey Road No through Trucking Ordinance

Chairman Cormier opened the Public Hearings at 5:02 p.m.

Public Works Director Jim Fortin explained that the proposal for the No through trucking on Seavey Road is prompted by the heavy usage from the gravel pit on Hurricane Road causing concern for the deterioration of the road and the safety concern with the High School on that Road. Donna Cilley spoke indicating a bigger concern for heavy trucks traveling Church Hill instead of Seavey Road, with the steep grade of the hill there it poses a larger concern. Chief Baiocchetti agreed with both sides and understands that the truckers don't want to wait at the lights at the intersection of Routes 106 & 140. Donna added that NH DOT should be monitoring these trucks. There was a suggestion that the individual who owns the pit may be asked to bond the road and be responsible for the repair if necessary. Town Administrator Beaudin indicated that the Land Use office has communicated with the owner regarding the gravel pit. Chairman Cormier suggested that the bond be looked it as well as asking Rick Ball how much more gravel may be in the pit. He noted that he agrees that the Church Hill option for rerouting is a safety concern.

The next Ordinance for discussion was the Town Property Ordinance which is being proposed to address the Park, Beach, Bandstand Park and other Town properties and will address what activities are allowed or not allowed and hours of use. There was discussion regarding matching hours between ordinances in order to keep it consistent. Chief Baiocchetti explained that the ordinance is written to mirror the Park Rules that are currently in place but allowing for change in the future if necessary. The Board agreed to consider signing this ordinance at their next meeting.

Chairman Cormier reviewed the Snow Obstruction Ordinance. Chief Baiocchetti explained that it is to clean up an old out dated version and has been written to mimic the State law regarding snow plowing, He added that it will allow for the Public Works Department to issue a warning to a property owners regarding moving snow into the roadway on a first offense and further offenses being turned over to the Police Department for handling and possible fines. The Board agreed to consider this ordinance for signature at their next meeting.

### **Budget Items**

#### **2008 Roads Budget**

Town Administrator Beaudin advised that she will defer this item until the next meeting as Public Works Director Jim Fortin is still working with the engineers in refining the numbers to be presented for budgetary purposes. George Condodemetraky suggested the Town utilize residents with engineering backgrounds to assist the Town with their needs, Chairman Cormier expressed that the Board would take that into consideration.

#### **Assessing Budget**

Town Administrator Beaudin explained that she received a service contract from Vision Appraisal for their assessing software which showed an increase of \$500. Selectman Caldwell moved to increase line item 4152-240 to \$8,100, Chairman Cormier seconded and the motion passed unanimously.

#### **Water Department Budget**

Town Administrator Beaudin explained that with the newly signed Well bond the interest and principal needs to be adjusted. Selectman Caldwell moved to increase line item 4331-665 to \$41,080, Chairman Cormier seconded and the motion passed unanimously.

#### **Insurance Not Allocated Elsewhere**

Town Administrator Beaudin explained that Local Government Center had reduced our rates for Workers Compensation and Property Liability. Selectman Caldwell moved to reduce line item 4196-616 to \$55,000, Chairman Cormier seconded and the motion passed unanimously.

Selectman Caldwell moved to reduce line item 4196-624 to \$65,000, Chairman Cormier seconded and the motion passed unanimously.

#### **TAN Interest**

Town Administrator Beaudin explained that due to the revaluation taking longer than anticipated and tax bills going out later there will be a need to borrow money. Two banks had provided estimates with Northway bank offering the lowest interest rate at 3.26%, for a 3

month note. Selectman Caldwell moved to increase line item 4723-001 to \$15,000, Chairman Cormier seconded and the motion passed unanimously.

### **Police Department Budget**

Town Administrator Beaudin explained that the new contract for the Humane Society for dog services was received with a \$600 increase. Selectman Caldwell moved to increase line item 4210-239 to \$11,000, Chairman Cormier seconded and the motion passed unanimously. Chief Baiocchetti had researched Budget Committee Chairman Ron Mitchell's inquiry of other communities receiving money from the Humane Society when owners pay to pick up their dogs and determined that those communities charge for retrieval of pets and that is the money they receive from the Humane Society. Belmont does not charge.

### **Capital – New Floor at Mill**

Following many phone calls from Dr. O'Brien's office and numerous repairs to the floor and drains in the kitchen on the fourth floor, the floor needs to be replaced for a permanent fix. Proposals have been received for the installation of an epoxy floor that should remove all of the problems that are currently being experienced there. Two quotes were received for \$8,000 and \$11,432 with additional expenses expected for sub flooring that would be done by Rod Pearl and drains that would be installed by Scho's Plumbing. The Tech School is eager to work with the Town to correct this situation. Town Administrator Beaudin is recommending the creation of a Capital line item for this purpose. Selectman Caldwell moved to create a Capital line item in the amount of \$11,000 for the purpose of new flooring on the Mill 4<sup>th</sup> floor, Chairman Cormier seconded and the motion passed unanimously.

### **52 Week Budget for Wages**

Town Administrator Beaudin asked the Board if they wanted wage figures for the budget committee to reflect the 52 week budget which has been discussed as possible new calculation of wages for budgeting. Chairman Cormier expressed that he feels that David Morse may be correct on this I that it is going to cost the Town more. He would be more inclined to support a fiscal year change. Town Administrator Beaudin expressed that the budgeted wages are not reflective of an employees actual salary. Chairman Cormier indicated that he would like the Budget Committee to have input on this and asked Town Administrator Beaudin to use the usual 13/39 week calculation for the budget and present her argument for the Budget Committee.

### **Fireworks Ordinance Status**

Fire Chief Davis explained that from the information gathered at the Public Hearings regarding the Fireworks Ordinance he believes the Board would like to see the section regarding class "C" fireworks to be removed from the Ordinance. Chairman Cormier confirmed that is what he would like to see with language remaining to take care of nuisance problems. Chief Davis explained that through communication with the Fire Marshalls office it is his understanding that the current laws will take care of the remaining concerns if the section on class "C" fireworks is removed, therefore there would be no need for this ordinance, between the current laws regarding fireworks and the proposed Noise Ordinance the problems would be covered. The Board agreed to remove the Fireworks Ordinance from consideration.

## **Noise Ordinance**

Town Administrator Beaudin explained that relative to the proposed Noise Ordinance and the possible proposal of a Curfew Ordinance, Town Counsel has indicated that a Special Town Meeting could be held to approve these ordinances. She went on to say that it would not be the same as the typical Special Town Meeting in that the Court's do not need to be petitioned, it is more of a hearing type process, therefore limiting the expense associated with Special Town Meeting's. The Board agreed to take this option into consideration.

## **Curfew Petition**

The Board of Selectmen reviewed a Curfew Petition submitted to the Board with 87 signatures of residents. The Petition read ""Are you concerned about vandalism in our neighborhood? Have you found people in or on your property without your permission? Have you had your quiet evenings or your sleep disturbed by yelling, fighting or cars racing up and down? Would you be willing to support an 11 p.m. curfew in the village for people under 18 years old?" Town Administrator Beaudin noted that on one copy the time had been changed to 9:30 p.m. Chairman Cormier asked Chief Baiocchetti if the problem is really this bad, Chief Baiocchetti indicated Yes, this being the worst summer yet with weapons being confiscated, kids from places such as Nashua hanging out in the area and 10-12 year olds in the Downtown area until 2 a.m., the petition has merit. He continued on to say that there is a juvenile problem in Town that the Department is working on and Curfew ordinance along with a Loitering ordinance would be very helpful in enforcing issues with in Town.

He explained that he would like to propose an ordinance that would have increasing penalties against children and parents for violations. Chairman Cormier expressed that he believes that parents are the root of the problem. Chief Baiocchetti explained that the longer the violations continue the liability becomes the parents with fines being imposed. Selectman Caldwell noted that neighboring communities have had curfews for years. Chairman Cormier indicated that he did not realize that this was such a problem. George Condodemetraky commented that he thinks all kids would be punished by this, Chief Baiocchetti explained that it is not a punishment, it is a safety issue for the good of the kids and the community and there is no reason for kids to be on public streets at all hours of the night. Donna Cilley added that children are not what they used to be, it is a different world with a 10 year old being like what used to be 16. Chief Davis commented that he would like to know what is being established as the downtown area, Chief Baiocchetti expressed that if he moves forward with the ordinance the parameters would need to be established.

Chairman Cormier expressed that the Board would like a draft Curfew Ordinance created that could possibly be presented with a Noise Ordinance at a Special Town Meeting to get passed as soon as possible. Donna asked why a Special Town Meeting would be needed, Town Administrator Beaudin explained that it would pass the ordinances sooner for enforcement purposes and it would not have the expense associated with it that a normal Special Town Meeting has because there is no money issue and the courts would not have to be petitioned.

## **TAN Proposal**

Town Administrator Beaudin asked the Board to approve the proposal from Northway Bank for the TAN at 3.26%. Selectman Caldwell moved to accept and sign the TAN proposal from Northway Bank, Chairman Cormier seconded and the motion passed unanimously.

## Health Insurance Quotes

Town Administrator Beaudin advised the Board that she has received Health Insurance quotes from Local Government Center at \$811,782 and from Primex at \$878,000. She noted that these rates are not reflective of what is paid by the employee through their co-insurance and is representative of an 8% increase. She also noted that she will have for the Board at their next meeting a resolution from Local Government Center for all three insurance programs which will include minimum increase guarantees.

## Non-Public Session

Chairman Ron Cormier moved to enter non-public session in accordance with RSA 91-A:3 II (a) at 7:10 pm. Roll call was taken and those present and voting were Ronald Cormier and Reginald Caldwell. Also present was Town Administrator Jeanne Beaudin and Fire Chief Jim Davis.

Chairman Ron Cormier moved to extend Fire Chief Davis' probation for a period of 90 days to facilitate Chief Davis' application to the NH Community Technical College's Municipal Fire Management Curriculum and acceptance in the LGC Leadership Certificate Program; both programs are scheduled to begin in January 2008. Selectman Reginald Caldwell seconded the motion and the motion passed unanimously.

Chairman Cormier closed the non-public session at 7:45 p.m.

Discussion followed regarding Town Administrator Beaudin's recent communication with the City of Laconia relative to the Coliseum Sports complex. The Board of Selectmen authorized Town Administrator Beaudin to contact Eileen Cabanel to request the City have legal council review the viability of the project connecting to City sewer through a privately owned line.

## Next Meeting

The next regular Board of Selectmen's meeting will be Monday, November 19, 2007 at 5:00 p.m. at the Corner Meeting House.

## Adjournment

The meeting adjourned at 8:00 p.m.

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Ronald Cormier, Chairman

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Reginald Caldwell

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Jon Pike