

A certain tract or parcel of land shown on Plan entitled "Laconia Water Works Water Franchise Expansion Area in the Town of Gilford Along N. H. Route 11-A / Gilford Avenue Gilford, Belknap County, New Hampshire" dated February 15, 2006, by Steven J. Smith & Associates, Inc.;

Beginning at a point on the northerly side of N. H. Route 11-A, a/k/a Gilford Avenue, at the southwesterly corner of the premises herein described, which is the southwest corner of land now or formerly of ZZZ Associates, LLC, shown as Tax Map 211 Lot 002.000;

Thence turning and running North $30^{\circ} 52' 51''$ West a distance of 100.00 feet to a point;

thence turning and running North $16^{\circ} 58' 43''$ West on land now or formerly of McGinley Development, Inc., shown as Tax Map 210, Lot 010.000 on said Plan, a distance of 485.15 feet to a point;

thence turning and running North $17^{\circ} 40' 20''$ West still on land now or formerly of McGinley Development, Inc., a distance of 248.52 feet to a point;

thence turning and running North $68^{\circ} 20' 45''$ West still on land now or formerly of McGinley Development, Inc. a distance of 278.35 feet to a point;

thence turning and running North $74^{\circ} 40' 36''$ West still on land now or formerly of McGinley Development, Inc., a distance of 55.83 feet to a point on the easterly side of the right of way of U. S. Route 3/N.H. Route 11/Laconia By-Pass;

thence turning and running on said By-Pass on a curve with a radius of 3944.72 feet, and on land of said ZZZ Associates, LLC, and land now or formerly of First Methodist Church of Laconia, shown as Tax Map 211 Lot 005.000 on said Plan, a distance of 1196.38 feet to a point;

thence turning and running North $10^{\circ} 01' 20''$ East on said By-Pass a distance 92.62 feet to a point at land now or formerly of Sherwood C. Frazier, et al., shown as Tax Map 212, Lot 064.000 on said Plan;

thence turning and running South $66^{\circ} 37' 23''$ East on land now or formerly of said Frazier, et al., a distance of 557.84 feet to a point;

thence turning and running North $29^{\circ} 20' 38''$ East still on land now or formerly of said Frazier a distance of 726.12 feet to a point at the northeasterly corner of the premises herein described at ;and now or formerly of N. Richard Person Trust, shown as Tax Map 212, Lot 064.000 on said Plan;

Thence turning and running South 48° 35' 38" East on land now or formerly of said Persons Trust a distance of 911.86 feet to a point;

thence turning and running South 46° 37' 18" East on land now or formerly of Leo B. Sanfacon Rev. Trust, shown as Tax Map 211, Lot 006.000 on said Plan, a distance of 900.17 feet to a point;

thence turning and running South 29° 00' 31" West still on land now or formerly of said Leo B. Sanfacon Rev. Trust a distance of 746.02' feet a point;

thence turning and running South 48° 45' 24" East still on land now or formerly of said Sanfacon Trust a distance of 352.04 feet to a point on the northerly side of N.H. Route 11-A/Gilford Avenue;

thence turning and running on the northerly side of said N.H. Route 11-A on a curve with a radius of 1901.51 feet a distance of 107.11 feet to a point;

thence turning and running South 49° 43' 48" West on the northerly side of said N.H. Route 11-A a distance of 838.04 feet to a point;

thence turning and running on the northerly side of said N.H. Route 11-A on a curve with a radius of 4530.48 feet a distance of 742.42 feet to a point;

thence turning and running South 59° 07' 09" West on the northerly side of said N.H. Route 11-A a distance of 721.61 feet to the point of beginning.

Meaning and intending to describe the premises shown on the aforesaid Plan, which encompasses Tax Map 211 lots 005.000 and 002.000. Subject to the qualification on said Plan that "this is not a boundary survey." "The purpose of this plan is to show the properties included in the water franchise expansion area."

Properties to be included in the expansion are ZZZ Associates, LLC, Stowe LAH Realty LLC, Laconia Lodge No. 876, B. P. O. E., and First Methodist Church of Laconia.



OFFICE OF THE CITY MANAGER
603/527-1270 fax 603/527-1292
e-mail: cabanele@city.laconia.nh.us

February 7, 2008

Debra Howland, Executive Director & Secretary
Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, NH 03301-2429

Re: Wesley Woods, Gilford, NH

Dear Ms. Howland:

The Laconia City Council has granted approval for the Laconia Water Department to expand the franchise into the Town of Gilford to parcels known as Wesley Woods (First United Methodist Church), OPA (Lakes Region General Hospital) and the Elks. Enclosed is a copy of the minutes of that City Council meeting, as well as a copy of the plan for the expanded franchise area.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Eileen Cabanel
City Manager

Encs.

LACONIA CITY COUNCIL MEETING
LACONIA CITY HALL – ROOM 200A 7:30 P.M.
MONDAY, FEBRUARY 13, 2006

A TRUE COPY, ATTEST:

Ann H. Kaligian
City Clerk

Laconia, New Hampshire

Date 2-7-08

CALL TO ORDER:

Mayor Lahey called the meeting to order on the above date and time.

SALUTE TO THE FLAG:

Councilor Luther led the salute to the flag.

ROLL CALL:

Clerk Kaligian called the roll with the following Councilors present: Councilor Fitzgerald, Luther, Lipman, Baer, Hamel and Bolduc. Also present City Manager Eileen Cabanel and Pam Reynolds Finance Director.

ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

On motion of Councilor Luther, seconded by Councilor Bolduc, it was voted to approve the minutes of the regular meeting of January 23, 2006.

PRESENTATIONS:

- Paula Rais/Children's Museum of Portsmouth/Museum to You Program

Paula Rais explained the Museum to You Program that will be at the Belknap Mall from February 15th to March 25th.

- Shanna Saunders, Planning Director & Kim Koulet, Director Lakes Region Planning Commission

Kim Koulet presented and reviewed a build-out analysis for the City.

Shannon Saunders, Planning Director gave a report on the recent Growth Forums.

INTERVIEWS: None

PUBLIC HEARING: None

MAYOR'S REPORT: None

COMMITTEE REPORTS:

1. FINANCE:

- a. Motorcycle Week Revenue

Councilor Lipman reported the committee reviewed the existing sources of revenue that have existed for Motorcycle Week. They will be looking into other opportunities either using existing fees or in new fees and will try to pace it so that anxieties will not be created for the current year. Would like to see if potentially the committee could help offset any costs maybe in the current year with planning and operating the event.

2. PUBLIC SAFETY:

- a. Motorcycle Week
- b. Chapter 149/Fire Prevention proposed amendments

No Report

3. GOVERNMENT OPERATIONS & ORDINANCES:

- a. Motorcycle Week/Recommendations of MC Week Committee
- b. RSA 202-A:11a on November ballot
- c. Charter Amendment - Council Vacancies

No Report Meeting to be held on February 15th at 6:30 p.m. to discuss committee procedures and item c.

4. PUBLIC WORKS:

- a. Road Weight Limits
- b. Request to layout Harglen Lane as City Street

No Report

5. LAND & BUILDINGS:

- a. Inventory of City Property

Councilor Hamel reported the meeting started with six properties and after discussion the following were removed from the sale list: Franklin St., Beech St., Blueberry Lane and Centenary Ave. The properties to be discussed further for sale are: Mass. Ave, Gilford Ave, Hilliard Rd. and Belmont Rd.

LIAISON REPORTS: NONE

MANAGER'S REPORT:

City Manager Cabanel reported on the following:

- A check was received from FEMA in the amount of \$47,000 which will be allocated to reimburse expenses to Public Works \$40,000, Parks and Recreation \$4,000 and the Fire Department \$2,300.
- A request has been received to rent space at the Chamber booth on Weirs Boulevard for Motorcycle Week for an 18 wheeler to sell merchandise.
- A request for qualifications the Memorial Middle School preconstruction management services has been prepared. Rist Frost Shumway put together a draft which was reviewed and modified by Bob Champlin, Supt. of Schools, John Gardner, Purchasing Specialist and City Manager. A potential was set up as follows:

February 15, 2006	Issuing requests
February 27, 2006	Qualifications due
March 3, 2006	Short list announced

The joint committee will decide how the short list will be arrived at and then a facility tour and interviews in March.

- Presented a list of road projects to be done. (copy available.)

CONSENT AND ACTION CALENDAR:

1. Request by Brian Ramsay to use City Hall parking lot for Laconia Farmers Market

Councilor Hamel moved to allow the Farmers Market to use the City parking lot between City Hall and the Belknap Mill every Saturday from 8:00 a.m. to noon June 24 through October 1. Seconded by Councilor Bolduc. **Motion passed unanimously.**

2. Request by Memorial Park Softball League Assoc. to fundraise at Memorial Park

- The request for a Snow Ball Tournament was cancelled for lack of snow.
- Councilor Hamel moved to approve the Memorial Park Softball League Assoc. to use Memorial Park softball field from May 15 through September 17 for fundraising.

Sundays	12:00 p.m. to 8:00 p.m.
Mondays & Tuesdays	5:00 p.m. to 11:00 p.m.

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

3. Request by Laconia Sr. Babe Ruth and AJL Babe Ruth to fundraise at Memorial Park or Robbie Mill Complex

Councilor Hamel moved to approve the use of either Robbie Mills Complex or Memorial Park determined by the Parks and Recreation Department for Laconia Senior Babe Ruth and the AJL Babe Ruth to use the concession stand at the field that they will be assigned on the following dates:

Senior Babe Ruth – June 4 through October 31, 2006

Weekdays	5:00 p.m. to 11:00 p.m.
Saturdays & Sundays	12:00 p.m. to 8:00 p.m.

AJL Babe Ruth – May 14 to October 31, 2006

Weekdays	4:30 p.m. to 9:00 p.m.
Saturdays & Sundays	8:00 a.m. to 8:00 p.m.

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

4. Request by Laconia Little League to fundraise at Opechee Park

Councilor Hamel moved to approve the Laconia Little League using the concession stand at Opechee Park from April 10 through September 1, seven days a week as follows:

Weekdays	5:00 p.m. to 9:00 p.m.
Saturdays & Sundays	8:00 a.m. to 8:00 p.m.

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

5. Request by LRGH Nursery Guild to fundraise at Leavitt Park

Councilor Hamel moved to approve the request to fundraise at Leavitt Park on May 20, 2006, Saturday from 9:00 a.m. to 3:00 p.m. Seconded by Councilor Bolduc. **Motion passed with four in favor and Councilor Lipman and Luther recused.**

6. Proposed new street light behind F.W. Webb building – Union Ave.

Councilor Hamel moved to approve the installation of a street light behind F.W. Webb building on Union Ave. in the vicinity of the foot bridge. Seconded by Councilor Fitzgerald. **Motion passed unanimously.**

7. Ratification of Council vote of 12-27-05 to pay legal fees for Councilors Krahulec and Bolduc

Councilor Bolduc recused himself.

Councilor Lipman moved to approve the transfer of \$21,810.72 from Contingency 01-431-34-3000 to Legal 01-402-225-0005 to pay the requested legal fees. Seconded by Council Hamel. **Motion passed unanimously.**

NEW BUSINESS:

1. Budget process/City Manager

City Manager Cabanel reviewed the budget format by using the budget that was passed for 2005-2006.

2. Extension of water franchise area into Gilford

Councilor Luther and Lipman recused themselves from discussion and voting.

City Manager Cabanel stated the request was from Steve Smith, Steve Smith Associates and Atty. Rod Dyer, of Wescott, Milham and Dyer to extend the water franchise agreement beyond the Lemay property.

Steve Smith, stated he was representing the First United Methodist Church, OPA, Lakes Region General Hospital and the Elks who have shown interest in joining. He presented and reviewed the request.

Councilor Hamel moved to allow the Water Department to extend the franchise area out to OPA and Methodist Church area. Seconded by Councilor Bolduc. **Motion passed with four in favor.**

Proposed Charter Amendment to Article III. The City Council, Sect. 3:03 Vacancies/Councilor Baer.

Referred to the Government Operations Committee

UNFINISHED BUSINESS:

1. Elm St. Parking/Councilor Bolduc
2. Strategic Plan for Capital Projects

No action on above items

NOMINATIONS, APPOINTMENTS & ELECTIONS: None

COUNCIL COMMENTS: None

CITIZEN COMMENTS FOR MATTERS NOT ON THE AGENDA: None

NON-PUBLIC SESSION:

Councilor Hamel moved to go into Non-Public session according to RSA 91 – A:3, II, (d) the consideration of the acquisition, sale or lease of real property. Seconded by Councilor Bolduc. **On a roll call vote the motion passed unanimously.**

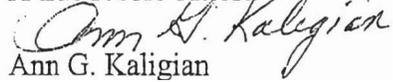
Councilor Hamel moved to come out of non-public session. Seconded by Councilor Bolduc. **Motion passed unanimously.**

Councilor Hamel moved to seal the minutes for one year. Seconded by Councilor Bolduc. **Motion passed unanimously.**

ADJOURNMENT:

On motion of Councilor Hamel, seconded by Councilor Bolduc, it was voted to adjourn at 10:21 p.m.

A true record Attest:


Ann G. Kaligian
City Clerk

LACONIA WATER WORKS
BOARD OF COMMISSIONERS
FEBRUARY 9, 2006

The regular meeting of the Laconia Water Works Board of Commissioners was called to order by Chairman Jeff Kellett at 8:00 a.m. on Thursday, February 9, 2006 in the conference room at the water treatment facility. Present were Commissioners Jeff Kellett, Norman Dutile, and Thomas Selling, Ex-Officio members Brad Fitzgerald and Paul Moynihan, Superintendent Rodger Matthewman and Clerk Cheryl Hounsell. Also present was Steve Smith and Attorney Rod Dyer. Chairman Kellett welcomed Councilman Brad Fitzgerald to the Board.

The chairman stated that we would dispense with regular business to discuss the issue that Mr. Smith and Attorney Dyer have come to discuss.

OLD BUSINESS

TOWN OF GILFORD FRANCHISE AREA-OPA, CHURCH-STEVE SMITH –Rodger stated that Steve Smith and Attorney Dyer were present representing The First United Methodist Church and OPA. Steve Smith stated that they are currently working with Opechee Construction for the Lemay property. Rodger stated that this area will need to look at being served by the Briarcrest tank with a payback being paid to Prescott Hill Associates or they would need to look at installing a pump station. Rodger further stated that we have received a check for Paul Fluet to do the franchise area calculations to determine how far we can go and still get the pressures that are required by using the capacity available from the Briarcrest tank. Rodger told the members that if the Board approves this expansion of our current franchise area, then it will have to go to the City Council for final approval. Rodger stated that this growth is going to happen with or without the Laconia Water Works. Attorney Dyer stated that it is in the best interest of the Water Department and the City of Laconia to supply water to these projects. Steve Smith stated that he looks at the two communities of Gilford and Laconia as one, whatever benefits one community will benefit both. Steve further stated that he was hired by the First United Methodist Church for their proposed project. OPA came into the picture after the process was started. Steve told the Board members that he came to Rodger concerning the franchise area and if Laconia Water Works would be willing to expand their franchise area to serve his client. At present they are looking at an easement through the Lemay property to install the water main then over to Maple to OPA and then up to Sugarbush to the church property. This would be funded 100% by the developers of these projects. Rodger stated that the City Council has already approved the franchise to the Lemay Property on Sawmill Road. A motion was made by Norman Dutile, seconded by Brad Fitzgerald to approve the expansion of the franchise area into Gilford as far as the Briarcrest tank can serve with the required pressures, to be determined by Paul Fluet. Vote: In favor – 4, Opposed – 1. The motion passes.

A motion was made by Norman Dutile, seconded by Brad Fitzgerald, to accept the minutes of January 26, 2006. The vote was unanimous.

TOWN OF GILFORD
Selectmen's Office
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Gilford NH 03249
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selectmen@gilfordnh.org



Board of Selectmen
Alice H. Boucher
Chairman
Dennis Doten
Vice-Chairman
Kinney O'Rourke
Clerk

Recreation Center of New Hampshire

March 8, 2006

New Hampshire Public Utilities Commission
21 Fruit Street
Suite 10
Concord, NH 03301-3878

Re: Expansion of Laconia Water Works Franchise

To Whom It May Concern:

The Gilford Board of Selectmen, at their March 1, 2006 meeting, voted to express our support for the expansion of the Laconia Water franchise area in the Town of Gilford, as may be required to provide water to all of Maple Street for business facilities such as OPA, Laconia Animal Hospital, Laconia Elks Lodge and First United Methodist Church of Laconia.

The expansion of the water franchise will have a positive effect on the economic development of this area within Gilford, Laconia and the Lakes Region.

Your consideration of this expansion is greatly appreciated.

Should you have any further questions, please do not hesitate to contact the Selectmen's Office.

Sincerely,



Alice H. Boucher, Chairman



Dennis J. Doten, Vice Chairman



Kinney O'Rourke

cc: Planning Board
Laconia Water Works
Department of Planning and Land Use
Steven J. Smith & Associates
Rodney Dyer, Esquire
File



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

February 11, 2008

DOUGLAS BROGAN
NH PUBLIC UTILITY COMMISSION
21 S FRUIT STREET SUITE 10
CONCORD, NH 03301

Subject: Gilford; North Side of Route 11A, vicinity of Maple Ave.
Franchise Designation.

Dear Mr. Brogan:

The purpose of this letter is to note our support for the expansion of the Laconia Water Works for the north side of Route 11A in the vicinity of Maple Ave in Gilford, NH.

This letter will note that the Department of Environmental Services ("DES") has reviewed the capability of the Laconia Water Works and is in agreement that the propose water system expansion will meet the suitability and availability requirements of RSA 374:22 III for the proposed service area.

Furthermore, the Laconia Water Works is a community public water system enrolled in the DES public water system oversight program and is approved for operation.

Please call me at 271-2952 or email at bernard.lucey@des.nh.gov with any questions.

Sincerely,

Bernard Lucey, P.E.
Senior Engineer

Cc: Laconia Water System