



# City of Concord

## City Council

### Meeting Agenda

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Monday, February 11, 2019

7:00 PM

City Council Chambers  
37 Green Street  
Concord, NH 03301

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*Non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition followed by a non-public session in accordance with RSA 91-A: 2, I (a) to discuss collective bargaining strategies to begin at 5:30 p.m.*

1. Call to Order.
2. Invocation.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the Meeting Minutes.

January 14, 2019 City Council Meeting Minutes.

**Attachments:** [January 14, 2019](#)

6. Conservation Commission Presentation
7. Liberty Utilities Presentation.
8. Agenda overview by the Mayor.

**\*\*Consent Agenda Items\*\***

***Note: items listed as pulled from the consent agenda will be discussed at the end of the meeting.***

#### **Items Tabled for March 11, 2019 Public Hearings**

9. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-6, Parking Prohibited at All Times in Designated Places, Schedule I, by amending Schedule I to add / modify parking prohibitions on Nivelles Street; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

**Attachments:** [Ordinance](#)  
[Report](#)  
[Ruiz Letter](#)  
[August 16, 2018 Parking Committee Minutes](#)  
[Nivelle St Neighborhood Right-of-Way Letter](#)  
[Memo to File - Nivelle St Gentlemens Agreement](#)  
[Map - Proposed No Parking Zone](#)

10. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Operation of Motor Vehicles; Section 17-6-7, Truck Routes in the City of Concord; together with report from the Traffic Engineer.

**Attachments:** [Ordinance](#)  
[Report](#)

11. Resolution rescinding the bond authorization of \$1,150,000 for the Multi-Purpose Skate House at White Park (CIP #51) and establishing the funding sources for this project as follows: \$575,000 from donations, \$175,000 from Recreation Reserve, and \$400,000 from General Fund Unassigned Fund Balance; and appropriating \$400,000 from General Fund Unassigned Fund Balance to transfer to CIP #51; together with report from the Deputy City Manager - Finance.

**Attachments:** [Resolution](#)  
[Report](#)

12. Resolution authorizing and appropriating the sum of \$30,200 as additional funding for the Beaver Meadow Event Tent subproject (CIP #107) and authorizing and appropriating the sum of \$30,200 as a transfer to capital; together with report from the Deputy City Manager - Finance.

**Attachments:** [Resolution](#)  
[Report](#)  
[Sample Picture](#)

13. Resolution adopting the All Veteran's Tax Credit for the City of Concord pursuant to the provisions of RSA 72:27-a; together with report from the Director of Real Estate Assessments.

**Attachments:** [Resolution](#)  
[Report](#)

14. Resolution modifying the Elderly Exemption for the City of Concord pursuant to the provisions of RSA 72:27-a; together with report from the Director of Real Estate Assessments.

**Attachments:** [Resolution](#)  
[Report](#)

**From the City Manager**

15. Positive Citizen Comments.  
**Attachments:** [Citizen Comments](#)

**Consent Reports**

16. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$1,465.18 as provided for under the pre-authorization granted by City Council.  
**Attachments:** [Report](#)
17. 2019 Fiscal Year to Date Financial Statements from the Deputy City Manager - Finance.  
**Attachments:** [Financial Statements](#)
18. Report from the City Solicitor in response to a City Council referral regarding HB 104, Housing Appeals Board. (Pulled from the consent agenda by Councilor Herschlag)  
**Attachments:** [Report](#)  
[Referral](#)
19. Quarterly Current Use Change Tax Report from Director of Real Estate Assessments.  
**Attachments:** [Report](#)  
[Current Use Penalties](#)
20. Quarterly Report from the Police and Fire Chiefs on Drug Overdoses and Other Statistics.  
**Attachments:** [Report](#)
21. February 2019 Economic Development Report from the Economic Development Director.  
**Attachments:** [Report](#)
22. Report from the Assistant City Planner in response to a City Council referral requesting an amendment to the Code of Ordinances, Title IV, Zoning Code, Article 28-4-5 Development of Attached and Multifamily Dwellings.  
**Attachments:** [Report](#)  
[Request](#)
23. Report from the Assistant City Planner requesting approval to expend up to \$12,000 for the preparation of a Request for Proposal for solar development at three municipal properties, as recommended by the Municipal Property Energy Initiatives Ad hoc

Committee.

**Attachments:** [Report](#)  
[Proposal](#)

24. Report from the Senior Planner regarding a temporary bicycle demonstration project. (Pulled from the consent agenda by Councilor Herschlag)

**Attachments:** [Report](#)  
[Plan](#)

### **Consent Resolutions**

25. Resolution in honor of the services of retired Captain/Communications Supervisor Ernest Petrin. (For presentation in March)

**Attachments:** [Resolution](#)

26. Resolution ordering the extinguishment of a City of Concord Department of Human Services Lien on 190 Manchester Street Lot 12 in the City of Concord in the total amount of \$12,126.63; together with report from the Human Services Director.

**Attachments:** [Resolution](#)  
[Report](#)

### **Appointments**

27. City Manager's proposed reappointments to the Conservation Commission. Christopher Kane, Frederick Chormann, Katherine Healy and Jan McClure

**Attachments:** [Report](#)

*\*\*End of Consent Agenda\*\**

### **Public Hearings**

- 28A. Resolution authorizing the Annual Appraisal of Real Estate at Market Value per RSA 75:8-b; together with report from the Director of Real Estate Assessments. (Public hearings to be held in February and March with action taken in April)

**Attachments:** [Resolution](#)  
[Report](#)

- 28B. Resolution approving the granting of a Conservation Easement to Five Rivers Conservation Trust on approximately 30 acres of land located off Fisk Road, and appropriating the sum of \$8,500 from the Conservation Reserve for stewardship fees and operation costs associated with the transaction; together with report from the Assistant City Planner.

**Attachments:** [Resolution](#)  
[Report](#)  
[Plan](#)

- 28C. Resolution accepting and appropriating the sum of \$89,747 for compensation and fringe benefits to be funded by the Federal Emergency Management Agency for the reimbursement of personnel costs related to the deployment of Fire Department personnel to areas impacted by natural disasters; together with report from the Fire Chief.

**Attachments:** [Resolution](#)  
[Report](#)

- 28D. Resolution appropriating the sum of \$285,200 and authorizing the issuance of bonds and notes in the amount of \$285,200 for the Pump Station #5 Refurbishment and Upgrade (CIP #372); together with report from the General Services Director.

**Attachments:** [Resolution](#)  
[Report](#)

- 28E. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan, Schedule D of Article 35-2, Class Specification Index, Arena Supervisor; together with report from the Director of Human Resources and Labor Relations.

**Attachments:** [Ordinance](#)  
[Report](#)

- 28F. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 26, Building Regulations, and Title IV, Zoning Code, Chapter 28, Zoning Ordinance, pertaining to the Flood Hazard Overlay (FH) District; together with a report from the Planning Board.

**Attachments:** [Ordinance](#)  
[Report](#)

### **Public Hearing Action**

29. Resolution authorizing the Annual Appraisal of Real Estate at Market Value per RSA 75:8-b; together with report from the Director of Real Estate Assessments. (Public hearings to be held in February and March with action taken in April)

**Attachments:** [Resolution](#)  
[Report](#)

30. Resolution approving the granting of a Conservation Easement to Five Rivers Conservation Trust on approximately 30 acres of land located off Fisk Road, and appropriating the sum of \$8,500 from the Conservation Reserve for stewardship fees and operation costs associated with the transaction; together with report from the Assistant City Planner.

**Attachments:** [Resolution](#)  
[Report](#)  
[Plan](#)

31. Resolution accepting and appropriating the sum of \$89,747 for compensation and fringe benefits to be funded by the Federal Emergency Management Agency for the reimbursement of personnel costs related to the deployment of Fire Department personnel to areas impacted by natural disasters; together with report from the Fire Chief.

**Attachments:** [Resolution](#)  
[Report](#)

32. Resolution appropriating the sum of \$285,200 and authorizing the issuance of bonds and notes in the amount of \$285,200 for the Pump Station #5 Refurbishment and Upgrade (CIP #372); together with report from the General Services Director.

**Attachments:** [Resolution](#)  
[Report](#)

33. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan, Schedule D of Article 35-2, Class Specification Index, Arena Supervisor; together with report from the Director of Human Resources and Labor Relations.

**Attachments:** [Ordinance](#)  
[Report](#)

34. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 26, Building Regulations, and Title IV, Zoning Code, Chapter 28, Zoning Ordinance, pertaining to the Flood Hazard Overlay (FH) District; together with a report from the Planning Board.

**Attachments:** [Ordinance](#)  
[Report](#)

### **Reports**

35. Everett Arena Beer and Wine Service Initiative report from the General Services Director.

**Attachments:** [Report](#)  
[Attachment #1 - B&W Pro Forma with MR Tax](#)  
[Attachment #2 - Peer Rink Rates](#)  
[Attachment #3 - Arena Layout for B&W Service](#)  
[Attachment #4 - Feedback from Everett Customers](#)  
[Attachment #5 - Current Arena Attendance](#)  
[Arena Alcohol License Q&A.pdf](#)

**New Business**

36. Request from Councilor Herschlag, that the City Solicitor meet with the City Council for the purpose of consultation with legal counsel to review City Council Rules 6 a, b, c & d and City Ordinance 1-6, Code of Ethics, at our March 11, 2019 City Council meeting.

**Unfinished Business****Comments, Requests by Mavor, City Councilors****Comments, Requests by the City Manager****Consideration of items pulled from the consent agenda for discussion**

*\* Items 18 and 24 have been pulled from the consent agenda for discussion.*

**Consideration of Suspense Items****Referral to General Services**

- Sus1 Request from Councilor Herschlag asking staff to report back to City Council on any opportunities for the City to assist residents in replacing a water line that services 64, 65, 67, 69 & 71 River Road.

**Adjournment**

**Information**

- Inf1 January 11, 2018 Tax Exemption Policy Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf2 September 17, 2018 Municipal Properties Energy Initiative Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf3 October 1, 2018 Municipal Properties Energy Initiative Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf4 October 9, 2018 Architectural Design Review Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf5 October 25, 2018 Transportation Policy Advisory Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf6 January 7, 2019 Concord Public Library Board of Trustees Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf7 January 2019 Executive Council Meeting Reports from Executive Councilor Andru Volinsky.  
**Attachments:** [January 9, 2019](#)  
[January 23, 2019](#)
- Inf8 January 15, 2019 Traffic Operations Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf9 January 17, 2019 Golf Course Advisory Committee Draft Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf10 January 23, 2019 Tax Exemption Policy Committee Draft Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf11 Communications from Comcast Cable.  
**Attachments:** [Communications](#)
- Inf12 Annual Customer Notice from Comcast Cable.  
**Attachments:** [Annual Notice](#)
- Inf13 Winter - Spring 2019 Concord City Auditorium Events Brochure.  
**Attachments:** [Auditorium Events](#)