



City of Concord

City Council

Meeting Minutes - Draft

Monday, August 10, 2020

7:00 PM

Zoom Meeting Link:
<https://us02web.zoom.us/j/8942591833>

3

Telephone Dial: US + 1 929 205 6099

Landline: 877 853 5257

Webinar ID#:894 2591 8333

COVID-19 - Public Meeting Procedures Notice

Due to the Covid 19/Corona Virus crisis and in accordance with Governor Sununu's Emergency Order #12 pursuant to Executive Order 2020-04, City Council is authorized to meet electronically. The City of Concord will be utilizing the Zoom platform for this electronic meeting.

Please note that there is no physical location to observe and listen contemporaneously to the meeting, which was authorized pursuant to Governor Sununu's Emergency Order #12 pursuant to Executive Order 2020-04.

*All members of City Council have the ability to communicate contemporaneously during this meeting through the Zoom platform, and the public has access to contemporaneously listen and, if necessary, participate in this meeting by following the link below, or dialing the number below and entering the ID number at the prompt. For those who want to provide public testimony in the Public Hearing portion of the meeting, and you are connected to the Zoom website, you may click on the Raise Hand icon in the Attendees Section of Zoom to make the request. When the time is appropriate, you will be recognized so you can provide your testimony. For those calling in who want to provide public testimony, dial *9 to alert the host that you wish to speak. The host will unmute you at the appropriate time/during the public hearing portion of the meeting. All participants please keep your phones and computers on mute unless speaking.*

Website address: <https://us02web.zoom.us/j/89425918333>.

Telephone Dial: US: +1 929 205 6099. If dialing from a landline, you may call in toll-free at 877 853 5257. Webinar ID#: 894 2591 8333.

Members of the public can also email questions or other public testimony to citycouncilmeeting@concordnh.gov.

Any member of the public can also call the City of Concord at 603-230-4619 or email: citycouncilmeeting@concordnh.gov if they are unable to access the meeting and assistance connecting is needed.

Non-public session in accordance with RSA 91-A:3, II (d) to discuss the acquisition, sale or lease of property to be held at 5:30 p.m.

Present: 13 - Councilor Candace Bouchard, Mayor Jim Bouley, Councilor Byron Champlin, Councilor Amanda Grady Sexton, Councilor Meredith Hatfield, Councilor Fred Keach, Councilor Linda Kenison, Councilor Jennifer Kretovic, Councilor Gail Matson, Councilor Erle Pierce, Councilor Zandra Rice Hawkins, Councilor Brent Todd, and Councilor Robert Werner

Excused: 2 - Councilor Nathan Fennessy, and Councilor Keith Nyhan

Action: At 5:38 p.m., Councilor Grady-Sexton moved to enter non-public session, in accordance with RSA 91-A:3, II (d), to discuss property acquisition. The motion was duly seconded by Councilor Matson and passed unanimously with a roll call vote.

Yes: 13 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Excused: 2 - Councilor Fennessy, and Councilor Nyhan

Action: At 6:39 p.m., Councilor Grady-Sexton moved to exit non-public session. The motion was duly seconded by Councilor Champlin and passed unanimously with a roll call vote.

Yes: 13 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Excused: 2 - Councilor Fennessy, and Councilor Nyhan

1. Mayor Bouley called the meeting to order at 7:02 p.m.

Action: Mayor Bouley welcomed everyone to the August 10, 2020 Electronic Meeting of the City Council, indicating City Council was meeting electronically due to the COVID-19/Coronavirus pandemic, in accordance with Governor Sununu's Emergency Order #12, pursuant to Executive Order 2020-04. Mayor Bouley noted that, in accordance with the Governor's Emergency Order, we have provided public notice of the necessary information for accessing this meeting. He noted that instructions are provided on our agenda on the City of Concord's website at: <https://concordnh.legistar.com/Calendar.aspx>. He further noted that Council was utilizing the Zoom platform for this electronic meeting. All members of the City Council have the ability to communicate contemporaneously during this meeting, and the public has access to listen and, if necessary, participate in this meeting via the following website address: <https://us02web.zoom.us/j/89425918333>.

If any member of the public does not have website access, they may dial the telephone number 929-205-6099 or from a landline 877-853-5257 and enter the password 894-2591-8333.

Mayor Bouley noted that we would not be using the Chat function in Zoom for this meeting. He also noted that testimony is only allowed for agenda items that have been scheduled for a public hearing, and public participation is not authorized for the other items on the agenda.

Anyone having a problem accessing the meeting was advised to call 603-230-4619 or send an email to: citycouncilmeeting@concordnh.gov.

The Mayor indicated that in the event the public is unable to access the meeting, the meeting would be adjourned and rescheduled at that time.

All votes to be taken during this meeting will be done by roll call vote.

Mayor Bouley asked members of City Council, when stating their presence at the meeting, to please also state whether there was anyone in the room with them during this meeting, which is required under the Right-to-Know law.

2. Invocation.
3. Pledge of Allegiance.
4. Roll Call.

Action: In accordance with the Right-to-Know law, all members of City Council indicated they were alone.

Present: 15 - Councilor Candace Bouchard, Mayor Jim Bouley, Councilor Byron Champlin, Councilor Nathan Fennessy, Councilor Amanda Grady Sexton, Councilor Meredith Hatfield, Councilor Fred Keach, Councilor Linda Kenison, Councilor Jennifer Kretovic, Councilor Gail Matson, Councilor Keith Nyhan, Councilor Erle Pierce, Councilor Zandra Rice Hawkins, Councilor Brent Todd, and Councilor Robert Werner

5. Approval of the Meeting Minutes.

Action: Mayor Bouley recognized Councilor Grady Sexton who made a motion to seal the minutes from the non-public session held prior to the Council meeting this evening. The motion was duly seconded by Councilor Matson. Councilor Fennessy abstained from voting. The motion passed with a roll call vote.

Yes: 14 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Abstain: 1 - Councilor Fennessy

July 13, 2020 City Council Draft Meeting Minutes.

Action: Councilor Champlin moved approval of the July 13, 2020 City Council meeting minutes. The motion was duly seconded by Councilor Grady-Sexton and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

6. Agenda overview by the Mayor.

Consent Agenda Items

Action: Councilor Matson moved approval of the consent agenda. The motion was duly seconded by Councilor Kretovic. Mayor Bouley took rule 6 on item #13. Item #18 was pulled from the consent agenda for discussion. The motion passed with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Items Tabled for September 14, 2020 Public Hearings

7. Resolution authorizing the issuance of up to \$5,000,000 in refunding bonds; together with report from the Deputy City Manager - Finance.
Action: This resolution was moved to set for a public hearing.
8. Resolution authorizing the City Manager to submit an application in an amount of up to \$500,000 and to accept and appropriate grant proceeds of up to \$500,000 in Community Development Block Grant Covid 19 Pandemic (CDBG-CV) Funds; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.
Action: This resolution was moved to set for a public hearing.
9. Resolution appropriating the sum of \$250,000 for the purpose of purchasing a dump truck and attachments for use at the Municipal Airport (CIP #77) and accepting the sum of \$250,000 in grant funds from the Federal Aviation Administration administrated through the State of New Hampshire Department of Transportation; together with report from the Associate Engineer.
Action: This resolution was moved to set for a public hearing.
10. Resolution appropriating the sum of \$64,188 for the annual Roadway Surface Improvements Project (CIP #78) and accepting the sum of \$64.188 in resident granite curb cost sharing program contributions for this purpose; together with report from the General Services Director.
Action: This resolution was moved to set for a public hearing.
11. Resolution appropriating the sum of \$21,685 for law enforcement related programs and accepting the sum of \$21,685 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program for this purpose; together with report from the Police Department.
Action: This resolution was moved to set for a public hearing.
12. Resolution appropriating the sum of \$5,500 for the procurement of outside

services to develop a detailed cost estimate of an existing conceptual design for an Arena addition and authorizing the use of Arena fund balance for this purpose; together with report from the General Services Director.

Action: This resolution was moved to set for a public hearing.

13. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 14, Morals and Conduct, by adding a new Article 14-6, entitled Use of Class C/Consumer/Permissible Fireworks; together with a report from the City Solicitor.

Action: This ordinance was moved to set for a public hearing. Mayor Bouley took rule #6 and did not vote on this item.

From the City Manager

14. Positive Citizen Comments.

Action: The positive comments were received and filed.

Consent Reports

15. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$300.00, as provided for under the pre-authorization granted by City Council.

Action: This consent report was approved.

16. Diminimus gifts and donations report from the Police Department requesting authorization to accept \$2,745 in grant funding from the New Hampshire Children's Health Foundation Grant Program, designated for the purchase of ballistic vests for ACERT Team members, as provided for under the pre-authorization granted by City Council.

Action: This consent report was approved.

17. City Council 2020-2021 Quarterly Priorities Report from the City Manager.

Action: This consent report was approved.

18. Report from the Deputy City Manager - Finance recommending approval of the proposed 2021 Membership Rates for Beaver Meadow Golf Course as recommended by the Golf Course Advisory Committee. (Pulled from consent by Councilor Kretovic.)

Action: This consent report was pulled from consent and discussed at the end of the agenda.

19. August 2020 Economic Development report from the Economic Development Director.

Action: This consent report was approved.

Consent Resolutions

20. Resolution authorizing the City Manager to submit an application to the United States Department of Justice - Edward Byrne Memorial Justice Assistance Grant Program for funds designated for law enforcement related programs; together with report from the Police Department.

Action: This consent resolution was approved.

21. Resolution rescinding the appropriation of \$12,500 in Airport Capital Transfer Funds in the 2020 Vehicle Replacement Subproject (CIP #77); together with report from the Associate Engineer.

Action: This consent resolution was approved.

22. Resolution authorizing the City Manager to accept and enter into a grant agreement for up to \$250,000 with the New Hampshire Department of Transportation (NHDOT), Bureau of Aeronautics, for the purpose of purchasing a dump truck with attachments for use at the Airport; together with report from the Associate Engineer.

Action: This consent resolution was approved.

23. Resolution authorizing the City Manager, by way of the Police Department, to submit a grant application to the New Hampshire Children's Health Foundation Grant Program for funding designated to purchase ballistic vests for ACERT Team members; together with report from the Police Department.

Action: This consent resolution was approved.

Appointments

24. Proposed Appointment of Joseph M. Kwasnik to the Board of Trustees of Trust Funds

Action: This appointment was approved.

25. Mayor Bouley's proposed appointment to the Committee for Concord's Plan to End Homelessness. Linda Lorden

Action: This appointment was approved.

26. Mayor Bouley's proposed re-appointments to the Contoocook River Local Advisory Committee. Jack Shields and Marco Philippon

Action: This appointment was approved.

End of Consent Agenda

Public Hearings

- 27A. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance; Article 28-2, Zoning Districts and Allowable Uses, Section 28-2-4, Allowable Principal Uses; and Article 28-5, Supplemental Standards, Section 28-5-17, Certain Uses in the Opportunity Corridor Performance (OCP) District; and Article 28-7 Access, Circulation, Parking and Loading, Section 28-7-4, Requirements for Stacking Spaces for Drive-Through Facilities; together with report from the City Planner.

Action: City Planner Heather Shank provided an overview of this ordinance and report.

Councilor Kenison inquired as to how much additional tax revenue could be gained as a result of this project. Ms. Shank indicated she was unsure.

Councilor Kenison indicated that she was confused by the recommendation before Council, as 90% of the report before Council indicated the project for consideration was not in the City's long term best interest.

Councilor Pierce indicated that, initially, he was not entirely in favor of the project; however, he then stated that, as a member of the Planning Board, he felt this project, as is, is better than no project at all.

Councilor Kenison inquired as to whether or not approval of this project would set a precedent for future growth in the area.

Councilor Hatfield asked for clarification as to whether this amendment, dealing with the stacking of spaces and the issue of pedestrian access, also deals with the number of stories a building could have in this location, and, if approved, whether it could happen in the shopping center again. Ms. Shank indicated that, originally, the recommendation was that drive through businesses only be allowed if two stories were provided because that was consistent with what was being looked at with the revised zoning code for all projects to have a minimum of two stories to

ensure density. Ms. Shank further stated that the applicant in this case presented a compelling reason explaining why they couldn't do two stories, and, as a result the issue of stories went by the way side. She further stated that the applicants would still be allowed to do the Starbucks without a drive through.

Councilor Hatfield indicated that it sounds like if Council votes to approve this change there could be other drive through businesses not only proposed on Storrs Street but possibly within that same shopping center. Ms. Shank indicated that, yes, that was a possible outcome. Councilor Hatfield indicated that the amendment before Council also refers to two other opportunity corridor performance districts, one in Penacook and one in East Concord, and inquired as to whether or not this proposed change would impact those districts as well. Ms. Shank indicated that she believed that the Penacook district refers to the site that was recently developed for housing, apartment buildings, indicating that she felt that area was essentially built out. Referring to the East Concord district, she indicated she felt that area was also built out.

Councilor Hatfield, referring to the plan, indicated she had concerns with the impact on Main Street and the long term vision for downtown, indicating this proposal also raises traffic flow and safety issues, and inquired as to whether Ms. Shank thought those concerns to be valid as well. Ms. Shank indicated that, typically, a traffic engineer would review those areas of concern, and indicated the City is currently contracting those reviews out. Ms. Shank further stated that since a final application hasn't been received for this project yet, those plans haven't been sent out for review yet. Councilor Hatfield if the proposal before Council passes, if it would automatically allow future drive through businesses in the district, or if anyone proposing one would have to go back to the Planning Board for final review and approval. Ms. Shank indicated that any newly proposed drive through businesses would have to go to the Planning Board.

Councilor Champlin inquired as to why Council was being asked to address this proposed project through an ordinance change, which would affect all of the OCP Districts, rather than by an exception or a conditional use permit. Ms. Shank indicated that approval by exception or a conditional use permit were options to be considered.

Councilor Champlin specific to Storrs Street, indicated he understood the future plan for that area to be more urban, and stated his concern that by approving this ordinance before Council, it could instead become more of a fast food alley and

less of the vision as he understood it.

Mayor Bouley opened the public hearing.

Public Testimony

Ruben Twersky, Brixmore Property Group, spoke in support of the ordinance, indicating he looked at it like the first step to bringing development to Storrs Street, as well as phase one in redeveloping this shopping center.

Councilor Hatfield inquired as to whether the development was considered as presented but without the drive thru? Mr. Twersky indicated it was considered and further stated that Starbucks was unwilling to participate in proposed development without a drive thru.

Former City Councilor Allan Herschlag spoke in opposition of the ordinance before Council.

John Sokul, of Hinckley Allen, spoke in strong support of the project and the quality of the proposed development before Council. Mr. Sokul indicated that Brixmore Property Group did initially request a variance; in response to that request they were strongly encouraged to, instead, pursue the project through a zoning ordinance amendment.

Councilor Keach asked Mr. Sokul if he would characterize the project as a catalyst for more development in the area. Mr. Sokul indicated that he did think it was a great catalyst for the area.

Councilor Kenison noted her concern for the potential stacked traffic in the area. Mr. Sokul referred to the proposal before Council, which shows that the potential stacking traffic doesn't take up much space as presented. Mr. Sokul also indicated that what was before Council was a zoning change that would allow the project to be considered by the Planning Board.

Councilor Matson asked for clarification that the buildings, as proposed for the project, were being structured so that a second story could be added at a later date. Mr. Sokul indicated that to be correct.

Robert Baker spoke in opposition to this zoning change, suggesting instead tabling

this ordinance to allow time to obtain more public input.

There being no additional public testimony, Mayor Bouley declared the hearing closed.

- 27B. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule I, Section 18-1-6, Parking Prohibited at All Times in Designated Places, Schedule I, for a section of Long Pond Road near the Marjory Swope Park conservation area; together with report from the Director of Redevelopment, Downtown Services, & Special Projects.

Action: City Manager Tom Aspell provided a brief overview.

Councilor Hatfield inquired as to how many cars could currently park in the lot near the trail. City Manager Aspell indicated that he guessed there to be enough parking for about a dozen vehicles.

Councilor Hatfield indicated that the parking area was very sloped and inquired as to whether or not the parking could be expanded, given the popularity of the trail. Mr. Aspell indicated that staff had not looked at that and stated that they could if that was Council's desire.

Mayor Bouley opened the public hearing. There being no public testimony, Mayor Bouley closed the public hearing.

- 27C. 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, to remove on-street parking near 80 Centre Street; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing.

Jordan Meher, 80 Centre Street, spoke in strong support of the ordinance, indicating it is extremely difficult and dangerous getting out of his driveway.

There being no additional public testimony, Mayor Bouley closed the public

hearing.

- 27D. Resolution appropriating the sum of \$550,000 for the Merrill Park Pool Replacement subproject (CIP #63) and authorizing the issuance of general obligation bonds and notes in the sum of \$550,000 for this purpose; together with report from the General Services Director. (Revised resolution submitted.)

Action: Mayor Bouley recognized Councilor Kretovic who moved to substitute the originally submitted resolution with the revised resolution before Council. The motion was duly seconded by Councilor Matson and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Action: City Manager Tom Aspell provided a brief overview.

Councilor Hatfield asked for clarification as to what changed on the resolution now before Council. City Manager Aspell indicated that, on page two, there was wording referencing the use of Tax Increment Financing Funds which was boiler plate language from a previous resolution that was not necessary within the resolution now before Council.

Councilor Hatfield referenced paragraph three on the second page and indicated that the dollar amount shown within this section of the resolution was \$456,000 and asked if that was an error that should read \$550,000. City Manager Aspell indicated that to be correct, thanking Councilor Hatfield for catching that mistake.

Councilor Hatfield indicated that she would like, at a future date, for Council to discuss with City Administration how City Council could assist the City and ensure pools would be open next year.

Mayor Bouley opened the public hearing.

Public Testimony

Robert Baker suggested that instead of approving the resolution before them, City Council might instead consider investing \$50,000 per year, over the next ten years,

in urban canopy funds to assist in needed storm water management improvements while creating shady areas within the City.

There being no additional public testimony, Mayor Bouley closed the public hearing.

- 27E. Resolution appropriating the sum of \$6,000 for EMS Warm Zone equipment and accepting the sum of \$6,000 in grant funding from the Department of Safety State Homeland Security grant program for this purpose; together with report from the Interim Fire Chief.

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing. There being no public testimony, Mayor Bouley closed the public hearing.

Public Hearing Action

28. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance; Article 28-2, Zoning Districts and Allowable Uses, Section 28-2-4, Allowable Principal Uses; and Article 28-5, Supplemental Standards, Section 28-5-17, Certain Uses in the Opportunity Corridor Performance (OCP) District; and Article 28-7 Access, Circulation, Parking and Loading, Section 28-7-4, Requirements for Stacking Spaces for Drive-Through Facilities; together with report from the City Planner.

Action: Councilor Nyhan moved approval. The motion was duly seconded by Councilor Pierce.

Councilor Champlin spoke in support of the ordinance, indicating he was cautiously optimistic that it was a great first step in the revitalization of Storrs Street.

Councilor Fennessy indicated he was torn about this ordinance, noting that one thing that bothers him when looking at the elevation versus the site plan is that the west side elevation shows a flat front on the Storrs Street side, while the conceptual plan shows the cars stacking up between the building and the street, noting he was confused by the stacking of cars between the street and the building. Councilor Pierce indicated that he wasn't sure what Councilor Fennessy was referring to, indicating the u-shaped drive through area was not on Storrs Street. Councilor Rice Hawkins indicated she had the same concern earlier, and explained to Council that the first plan clearly shows the u-shaped drive through, whereas the other plans do not show the u-shaped drive through as clearly.

Councilor Todd indicated that although he was concerned with the precedent approving this zoning change would set, he would, however, be voting in support of the ordinance this evening.

Councilor Rice Hawkins also indicated her concern with the precedent this would set should the ordinance be approved this evening. Councilor Rice Hawkins indicated she would be voting to approve this ordinance this evening.

Councilor Kretovic spoke in support of the proposal before Council this evening.

There being no additional Council discussion, Councilor Nyhan's motion passed, 13-2, with a roll call vote.

Yes: 13 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Keach, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

No: 2 - Councilor Hatfield, and Councilor Kenison

29. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule I, Section 18-1-6, Parking Prohibited at All Times in Designated Places, Schedule I, for a section of

Long Pond Road near the Marjory Swope Park conservation area; together with report from the Director of Redevelopment, Downtown Services, & Special Projects.

Action: Councilor Champlin moved approval. The motion was duly seconded by Councilor Kretovic and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

30. 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, to remove on-street parking near 80 Centre Street; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Action: Councilor Matson moved approval. The motion was duly seconded by Councilor Bouchard and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

31. Resolution appropriating the sum of \$550,000 for the Merrill Park Pool Replacement subproject (CIP #63) and authorizing the issuance of general obligation bonds and notes in the sum of \$550,000 for this purpose; together with report from the General Services Director. (Revised resolution submitted.)

Action: Councilor Bouchard moved approval. The motion was duly seconded by Councilor Grady Sexton. Councilor Hatfield noted that paragraph three on the second page incorrectly referenced \$456,000, stating that it should read \$550,000. There being no further discussion the motion passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

32. Resolution appropriating the sum of \$6,000 for EMS Warm Zone equipment and accepting the sum of \$6,000 in grant funding from the Department of Safety State Homeland Security grant program for this purpose; together with report from the Interim Fire Chief.

Action: Councilor Matson moved approval. The motion was duly seconded by Councilor Kretovic and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Reports

33. Energy & Environment Advisory Committee Presentation.

Action: Amina Grant presented City Council with a Powerpoint presentation on her UNH Sustainability fellowship with the City of Concord.

New Business

34. Discussion of masks relative to the COVID-19 pandemic.

Action: Mayor Bouley addressed members of City Council, indicating that during the pandemic time, he, as well as other members of City Council, were being asked to consider a mask ordinance for the City of Concord.

After lengthy Council discussion, Mayor Bouley recommended the appointment of a Mask Ordinance Committee, consisting of the following members of City Council: Mayor Bouley, and Councilors Champlin, Fennessy, Grady Sexton and Keach. He charged the committee with meeting over the next week or two to come up with a draft ordinance, with the help of the City Solicitor, so that a public hearing could be held on Monday, August 31, 2020.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Unfinished Business

35. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance; Article 28-5, Supplemental Standards; Section 28-5-50, Keeping of Chickens as Pets Accessory to a Residential Use; together with a report from the City Planner. (Ordinance referred to the Public Safety Advisory Board at the October 15, 2019 City Council meeting.)

Action: This item remains on the table.

36. Report from the Associate Engineer approving the design of the “Welcome to East Concord” gateway sign and directing staff to return with an appropriating resolution accepting a \$1,500 donation from the East Concord Garden Club (ECGC) and allocating additional sign installation funds. (Action on this item tabled at the February 10, 2020 Council meeting.)

Action: This item remains on the table.

Comments, Requests by Mayor, City Councilors

Councilor Todd notified Council of volunteers that would meet at noon tomorrow to work to spruce up Tanner Park, inviting any and/all to help.

Councilor Grady Sexton reminded all members of City Council that when receiving communications from constituents, they should first check with the given constituent prior to sharing the communication with the entire City Council.

Councilor Fennessy asked if City Administration was planning on exploring ways that the City could potentially assist working families while schools are in remote learning mode.

Councilor Rice Hawkins updated members of City Council on New Hampshire's census participation numbers to date.

Councilor Pierce reminded all of the upcoming public hearing, to be held on September 14, 2020, on an ordinance relative to fireworks within the Concord community.

Mayor Bouley noted that today was former City Councilor Coen's birthday. Mayor Bouley noted for the public that, sadly, former City Councilor, State Representative and County Commissioner Liz Blanchard recently passed away, noting how much he enjoyed working with her over the years while admiring her dedication to her family and the greater Concord community.

Comments, Requests by the City Manager

Consideration of Items Pulled from Consent Agenda

18. Report from the Deputy City Manager - Finance recommending approval of the proposed 2021 Membership Rates for Beaver Meadow Golf Course as recommended by the Golf Course Advisory Committee. (Pulled from consent by Councilor Kretovic.)

Action: Mayor Bouley recognized Councilor Kretovic, who had asked that this item be pulled from consent for discussion.

Councilor Kretovic noted that her hope was that all members of City Council would support the recommendations before them, as recommended by the Golf Course Advisory Committee. She stated that during this pandemic time, many golfers were renting carts as single use riders, which has led to a shortage of carts available for use at the golf course. She gave examples of groups of four golfers each renting their own carts, which is causing a shortage of carts at the Golf Course. Councilor Kretovic noted that the City just doesn't have the inventory to ensure all groups have access to carts.

In the hopes of reducing single use rentals and making more carts available at the Golf Course, Councilor Kretovic moved to adopt the report before Council with the following amendment: the addition of a surcharge to cart rental fees when groups of golfers are golfing together. She proposed a \$5 surcharge if a single rider rents a cart while golfing with a group (twosome, threesome, etc.) for 9 holes, and a \$10 surcharge for a single rider renting a cart while golfing in a group for 18 holes. As part of her motion, Councilor Kretovic asked that the surcharge fees for golf cart rentals go into effect tomorrow, August 11, 2020. Councilor Hatfield seconded the motion, which passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Consideration of Suspense Item

Action: Councilor Champlin moved to consider the suspense item, not previously advertised. The motion was duly seconded and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Sus1 Mayor Bouley's proposed appointments to the Public Safety Advisory Board.
Anna McKenna and Pedro Altagracia

Action: Councilor Bouchard moved approval. The motion was duly seconded by Councilor Kretovic and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

Adjournment

Action: There being no additional Council business, Councilor Kretovic moved to adjourn the meeting at 10:03 p.m. The motion was duly seconded by Councilor Bouchard and passed unanimously with a roll call vote.

Yes: 15 - Councilor Bouchard, Mayor Bouley, Councilor Champlin, Councilor Fennessy, Councilor Grady Sexton, Councilor Hatfield, Councilor Keach, Councilor Kenison, Councilor Kretovic, Councilor Matson, Councilor Nyhan, Councilor Pierce, Councilor Rice Hawkins, Councilor Todd, and Councilor Werner

A true copy; I attest:

*Janice Bonenfant
City Clerk*

Information

Inf1 February 25, 2020 Traffic Operations Committee Meeting Minutes.

Action: This Information item was received and filed.

Inf2 February 27, 2020 Transportation Policy Advisory Committee, Public Transportation Subcommittee Meeting Minutes.

Action: This Information item was received and filed.

Inf3 July 2, 2020 Energy and Environment Advisory Committee Meeting Minutes.

Action: This Information item was received and filed.

Inf4 July 6, 2020 Concord Public Library Board of Trustee Meeting Minutes.

Action: This Information item was received and filed.

Inf5 July 9, 2020 Golf Course Advisory Committee Draft Meeting Minutes.

Action: This Information item was received and filed.

Inf6 Information from the State of New Hampshire Department of Transportation (NHDOT) regarding state-owned steel beam bridges to be painted in Concord on I-89 and I-93.

Action: This Information item was received and filed.