



# City of Concord

## City Council

### Meeting Agenda

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Monday, May 11, 2015

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 to discuss the City Manager's Evaluation and non-public session in accordance with RSA 91-A: 3, II(d) to discuss property acquisition to begin at 5:15 p.m.*

1. Call to Order
2. Invocation by the Reverend Jared Rardin from the South Congregational Church.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of Meeting Minutes.

April 13, 2015 City Council Meeting Minutes

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

6. Agenda overview by the Mayor.
7. Presentation of donation from Unitil to the Friends of the Concord City Auditorium for their LED lighting project.

*Non-public session in accordance with RSA 91-A: 3, II to discuss the City Manager's Evaluation and non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition to begin at 5:15 p.m.*

#### **Items Tabled for a June 8, 2015 Public Hearing**

*Non-public session in accordance with RSA 91-A: 3, II to discuss the City Manager's Evaluation and non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition to begin at 5:15 p.m.*

*Non-public session in accordance with RSA 91-A: 3, II to discuss the City Manager's Evaluation and non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition to begin at 5:15 p.m.*

*Non-public session in accordance with RSA 91-A: 3, II to discuss the City Manager's Evaluation and non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition to begin at 5:15 p.m.*

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

11. Resolution fixing and determining the amount of money to be appropriated by the City of Concord for the fiscal year 2016 ending June 30, 2016.  
**Attachments:** [Resolution](#)
12. Resolution amending the amount of money to be appropriated by the City of Concord for the fiscal year 2016 ending June 30, 2016. (Not previously distributed)  
**Attachments:** [Resolution](#)
13. Resolution for the bonded projects within the Capital Budget for Fiscal Year 2016 hereby authorizing and approving the expenditure of \$16,894,425 and authorizing the issuance of \$16,894,425 in bonds and notes for various capital projects. (Revised resolution submitted)  
**Attachments:** [Resolution](#)  
[Revised Resolution](#)
14. Resolution for annual capital closeout and repurposing of capital projects funds; together with report from the Senior Accountant. (Revised page three of the resolution submitted)  
**Attachments:** [Resolution](#)  
[Resolution - Page 3 Revision](#)  
[Report](#)  
[Addendum A](#)  
[Addendums B & C](#)
15. Ordinance amending the Code of Ordinances, Title I, General code; Chapter 1, Government Organization, amending Schedule I of Article 1-5, Fees, Fines and Penalties, Water Rates. (Revised Ordinance submitted)  
**Attachments:** [Ordinance](#)  
[Revised Ordinance](#)
16. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, amending Schedule I of Article 1-5, Fees Fines and Penalties, Sewer Rates. (Revised Ordinance submitted)  
**Attachments:** [Ordinance](#)  
[Revised Ordinance](#)

**From the City Manager**

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

**Consent Reports**

18. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$2,044.70 as provided for under the pre-authorization granted by City Council.  
**Attachments:** [Report](#)
19. Diminimus gifts and donation report from the Parks & Recreation Director requesting authorization to accept monetary gifts totaling \$20,817.63 as provided for under the preauthorization granted by City Council.  
**Attachments:** [Report](#)
20. Quarterly Financial Statements from the Deputy City Manager - Finance  
**Attachments:** [Report](#)
21. Amendment to the Concord City Auditorium Management Agreement along with a report from the Deputy City Manager - Finance  
**Attachments:** [Report](#)  
[FY2016 Audi Fees](#)  
[Audi Extension Agreement](#)  
[Audi MOU](#)  
[MOU Financial Update](#)
22. Report from the Facilities Naming Committee in response to a communication from the Varsity Club at Concord High School requesting the City of Concord consider naming the press box at Memorial Field the "Gene Connolly Press Box". (10-10)  
**Attachments:** [Report](#)
23. Quarterly Current Use Change Tax Report from Director of Real Estate Assessments.  
**Attachments:** [Report](#)  
[Current Use Penalties](#)
24. Semi Annual Pay-As-You-Throw (PAYT) Report from the General Services Director.  
**Attachments:** [Report](#)
25. Report from the Deputy City Manager - Development recommending conditional authorization for the Granite State Airport Management Association to hold a 5K road race on main runway 17/35 at the Concord Municipal Airport on November 7, 2015. (Communication from Granite State Airport Management Association submitted)  
**Attachments:** [Report](#)  
[Supplemental Info](#)

**Consent Resolutions**

26. Resolution in recognition of the services of Master Police Officer Eric A. Crane. (For

presentation in June.)

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

### **Consent Communications**

27. Street closure request for the 10th Annual Concord Multicultural Festival to be held on September 26, 2015 from 2:00 - 6:00 p.m.

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

28. Street closure request from the West Congregational Church for their annual Neighborhood Block Party to be held on June 27, 2015 from 10:00 a.m. - 4:00 p.m.

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

### **Appointments**

#### **From the Mayor**

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

### **Public Hearings**

- 29A. Resolution adopting an amended Comprehensive Transportation Policy; together with report from the Transportation Policy Advisory Committee. (Supplemental information submitted)

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

[Report](#)

[Comprehensive Policy Statement](#)

[2010 vs 2015](#)

[Supplemental Report](#)

[Amended Comprehensive Policy Statement](#)

[Amended 2010 vs 2015 Markups](#)

- 29B. Resolution appropriating the sum of \$60,000 from the Building Improvement Reserve Fund for demolition of city owned property located at 10 Prince Street; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.

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

[Report](#)

- 29C. Resolution authorizing the City Manager to enter into a Purchase and Sales Agreement with the Penacook Community Center concerning city owned property located on Village Street in Penacook; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects in response to a communication from Deb Cuddahy, Penacook Community Center, asking the City to consider selling or entering into a long term lease of a city owned parcel of land on Village Street, lot #143P-31. (1-8) (Public testimony received)

**Attachments:** [Resolution](#)  
[Report](#)  
[P&S Agreement](#)  
[P&S Exhibit 1 - Deed](#)  
[P&S Exhibit 2 - Map](#)  
[P&S Exhibit 3 - Assessing Card](#)  
[Public Testimony-1](#)  
[Public Testimony-2](#)

29D. Resolution accepting and appropriating the sum of \$36,274.57 from Primex Insurance reimbursement and transferring the sum of \$36,274.57 to the Capital Reserve Trust Account for building improvements; together with report from the Deputy City Manager - Finance.

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

29E. Resolution appropriating the sum of \$236,000 from Unassigned Fund Balance and transferring the sum of \$100,000 from Contingency to General Fund, General Services Snow and Ice Control accounts to support winter maintenance over-expenditures; together with report from the Deputy City Manager - Finance.

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

### **Public Hearing Action**

30. 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. (2-7) (3-26A) (In accordance with RSA 75-8-b public hearings must be held in March and April, with Council action to take place in May)

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

31. Resolution adopting an amended Comprehensive Transportation Policy; together with report from the Transportation Policy Advisory Committee. (Supplemental information submitted)

**Attachments:** [Resolution](#)  
[Report](#)  
[Comprehensive Policy Statement](#)  
[2010 vs 2015](#)  
[Supplemental Report](#)  
[Amended Comprehensive Policy Statement](#)  
[Amended 2010 vs 2015 Markups](#)

32. Resolution appropriating the sum of \$60,000 from the Building Improvement Reserve Fund for demolition of city owned property located at 10 Prince Street; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.

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

33. Resolution authorizing the City Manager to enter into a Purchase and Sales Agreement with the Penacook Community Center concerning city owned property located on Village Street in Penacook; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects in response to a communication from Deb Cuddahy, Penacook Community Center, asking the City to consider selling or entering into a long term lease of a city owned parcel of land on Village Street, lot #143P-31. (1-8) (Public testimony received)

**Attachments:** [Resolution](#)  
[Report](#)  
[P&S Agreement](#)  
[P&S Exhibit 1 - Deed](#)  
[P&S Exhibit 2 - Map](#)  
[P&S Exhibit 3 - Assessing Card](#)  
[Public Testimony-1](#)  
[Public Testimony-2](#)

34. Resolution accepting and appropriating the sum of \$36,274.57 from Primex Insurance reimbursement and transferring the sum of \$36,274.57 to the Capital Reserve Trust Account for building improvements; together with report from the Deputy City Manager - Finance.

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

35. Resolution appropriating the sum of \$236,000 from Unassigned Fund Balance and transferring the sum of \$100,000 from Contingency to General Fund, General Services Snow and Ice Control accounts to support winter maintenance over-expenditures; together with report from the Deputy City Manager - Finance.

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

### **Appointments by the Mayor**

### **Reports**

### **New Business**

**Unfinished Business**

36. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 14, Morals and Conduct, Use of Consumer/Permissible Fireworks; together with report from the City Solicitor in response to a request from Councilor Matson that consideration be given to an ordinance prohibiting the use and possession of high powered fireworks within the City of Concord. (8-7) (3-10) (Report from the Public Safety Board submitted)

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

37. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Article 28-2, Zoning Districts and Allowable Uses, Article 28-5, Supplemental Standards, Article 28-7, Access, Circulation, Parking, and Loading and Glossary, Alternative Treatment Centers; together with report from the Deputy City Manager - Development. (11-10) (2-9) (3-26C; 3-28)

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

38. Resolution amending the official map so as to establish the mapped lines of a future street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue; together with report from the Assistant City Planner. (1-16) (2-33I; 2-42) (3-39) (4-37) (5-58) (6-53) (7-40) (8-65) (9-37) (10-36) (11-40) (12-37)(1-42) (2-56) (3-45) (4-18) (5-45) (6-42) (7-38) (8-26) (9-42) (10-41) (11-41) (12-33) (1-47) (2-34) (3-30) (Action on this item tabled following a February 2013 public hearing)

**Attachments:** [Revised Resolution](#)  
[Supplemental Report](#)  
[Revised Map-Storrs Street South MappedLine\\_01262016](#)  
[Resolution](#)  
[Report](#)  
[Map](#)

39. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, Section 27-1-5, Amendments to the International Property Maintenance Code/2009; together with report from Code Administration. (8-14)(9-26C; 9-29) (10-37) (11-41) (12-38) (1-43) (2-57) (3-46) (4-49) (5-46) (6-43) (7-39) (8-27) (9-43) (10-42) (11-42) (12-34) (1-48) (2-35) (3-31) (Action on this item was tabled after a public hearing was held on September 9, 2013.)

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

**Comments, Requests by Mavor, City Councilors**

**Comments, Requests by the City Manager**

**Consideration of Suspense Items**

Sus 1 Ordinance Amending Code of Ordinances, Title I, General Code, by adding the following new Article 1-6, Code of Ethics; together with report from the Rules Committee. (Action on this item tabled after public hearing was held at the June 8, 2015 Council meeting)(Revised ordinance and report submitted)

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

**Adjournment**

**Information**

Inf 1 January 16, 2015 and March 4, 2015 Facilities Naming Committee Meeting Minutes.

**Attachments:** [January 16, 2015](#)  
[March 4, 2015](#)

Inf 2 March 30, 2015 Public Safety Board Meeting Minutes.

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

Inf 3 April 6, 2015 Concord Public Library Board of Trustees Meeting Minutes.

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

Inf 4 April 14, 2015 Committee for Concord's Plan to End Homelessness Meeting Minutes.

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

Inf 5 April 21, 2015 Traffic Operations Committee Meeting Minutes.

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

Inf 6 District Two Executive Council report from Colin Van Ostern.

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

Inf 7 Communication from the State of New Hampshire, Department of Transportation, regarding the installation of milled rumble strips on Loudon Road.

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

Inf 8 Communication from the State of New Hampshire, Department of Transportation outlining their highway maintenance District 5, Proposed Resurfacing Program for CY2015.



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

Inf 9 Proclamation proclaiming May 17 - May 23, 2015 National Public Works Week.

**Attachments:** proclamation

Inf 10 Proclamation in recognition of the Capitol Ski & Outing Club.

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

Inf 11 Concord TV's proposed budget for FY2015-2016.

**Attachments:** [Concord TV Budget](#)