



City of Concord

City Council

Meeting Agenda

Monday, April 8, 2019

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

Non-public session in accordance with RSA 91-A: 3, II (a) to discuss the City Manager's Evaluation to be held following the Council meeting.

1. Call to Order.
2. Invocation by the Reverend Jerry McCann, United Church of Penacook.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of Meeting Minutes.

March 11, 2019 City Council Meeting Minutes.

Attachments: [Minutes](#)

6. Concord Tree Sub-Committee Presentation.
7. Agenda overview by the Mayor.

****Consent Agenda Items****

Referral to Community Development and Code Administration

8. Communications from Stacey and Francesca Brown, 6 Garden Street, requesting consideration be given to changing the requirement that henhouses and fenced in areas for chickens shall not be located within 30 feet of any lot line; together with guidelines from Salem Oregon that Ms. Brown would like considered for the City of Concord.

Attachments: [Communications](#)
[Salem Oregon Guidelines](#)

Items Tabled for May 13, 2019 Public Hearings

9. Resolution relative to the complete discontinuance of a public highway known as Osgood Street in Concord, NH; together with report from the Deputy City Manager Development.

Attachments: [Resolution](#)
[Report](#)
[Request for Discontinuance](#)
[Alosa Petition to Discontinue](#)
[Map](#)

10. Resolution appropriating the sum of \$7,500 from the Urban Tree Trust Fund for the purposes of planting trees on City property and within public rights-of-way, as recommended by the Conservation Commission; together with report from the Assistant City Planner.

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

11. Resolution authorizing and appropriating the sum of \$5,000 from Unassigned Fund Balance for the purpose of recruiting and training one School Resource Officer; together with report from the Police Department.

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

12. Report from the General Services Director recommending a public hearing be held to determine whether to designate a portion of Island Road as an emergency lane in accordance with RSA 231:59-a.

Attachments: [Report](#)
[Island Road Petition](#)

13. 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; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Narrow Streets Study Area Map](#)
[Narrow St Study Zone & St of Potential Concern Map](#)
[Neighborhood Forum October 22, 2018](#)
[Neighborhood Forum January 28, 2019](#)
[Summary of Recommendations](#)

14. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-7.1, Parking Prohibited During Certain Hours and Months in Designated Places, Schedule IX; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Narrow Streets Study Area Map](#)
[Narrow St Study Zone & St of Potential Concern Map](#)
[Neighborhood Forum October 22, 2018](#)
[Neighborhood Forum January 28, 2019](#)
[Summary of Recommendations](#)

15. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-4, Operation of Motor Vehicles, Section 17-4-3, One-Way Streets, Schedule VI; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Narrow Streets Study Area Map](#)
[Narrow St Study Zone & St of Potential Concern Map](#)
[Neighborhood Forum October 22, 2018](#)
[Neighborhood Forum January 28, 2019](#)
[Summary of Recommendations](#)

16. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Section 28-2-3, The Zoning Map, Village Street rezoning; together with report from the Deputy City Manager Development.

Attachments: [Ordinance](#)
[Report](#)
[Existing Zoning Map](#)
[Proposed Zoning Map](#)

17. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Article 28-4, Development Design Standards, Article 28-5, Supplemental Standards and Glossary for the purpose of regulating development of solar collection systems; together with report from the Assistant City Planner.

Attachments: [Ordinance](#)
[Report](#)
[Public Comments](#)
[Draft Site Plan Regulations](#)

From the City Manager

18. Positive Citizen Comments.

Attachments: [Report](#)

Consent Reports

19. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$1,486.19 as provided for under the pre-authorization granted by City Council.

Attachments: [Report](#)

20. Report from the Deputy City Manager Development in response to a referral from Councilor Herschlag regarding the impact of density bonuses on workforce housing and the impact of requiring low income units in elderly housing developments.

Attachments: [Report](#)

21. Report from the Deputy City Manager Development recommending the City Manager be authorized to execute a Purchase and Sales Agreement with C500 Limited Partnership for the acquisition of a +/- 665 square foot City parcel (MBL 14-1-3) located on Basin Street.

Attachments: [Report](#)

[Purchase and Sales Agreement](#)

[Map](#)

[Tax Collector's Deed Book 3153 Page 1693](#)

22. Report from the Deputy City Manager Development recommending the City Manager be authorized to execute a deed conveying a maintenance easement to the New Hampshire Department of Environmental Services on the City's Fire Training Property as a condition of approval for a New Hampshire Department of Environment Services regulatory waiver.

Attachments: [Report](#)

[Easement](#)

[Waiver Approval](#)

[Fire training Site Plan w easement noted](#)

23. Report from the Deputy City Manager Development recommending the City Manager be authorized to enter into an Option to Purchase Agreement with the Concord Area Trust for Community Housing (CATCH) for the sale of the City's former water tower lot located off of Village Street, MBL 143P/31.

Attachments: [Report](#)

[Option to Purchase Agreement](#)

24. 2018-2019 Economic Development Performance Annual Report from the Deputy

City Manager-Development and the Economic Development Director.

Attachments: [Report](#)

25. Report authorizing the City Manager to enter into a license to allow temporary access through City property (MBL 614/Z 51), located at the intersection of Denis Drive and Guay Street, for a private landowner's purpose of harvesting trees from their adjacent private parcel.

Attachments: [Report](#)

[Ltr from Daniel Prescott & GIS map](#)

26. Report from the Transportation Policy Advisory Committee recommending transportation project priorities for the FY 2020-2029 Capital Improvements Program.

Attachments: [Report](#)

27. Public Safety Board Annual Report.

Attachments: [Public Safety Board Annual Report 2019](#)

28. Report and recommendation from the Recreation and Parks Advisory Committee regarding Concord Little Leagues request to make improvements at Memorial Field Little League Field.

Attachments: [Report](#)

29. Report from the Parks and Recreation Director regarding Grounds Division operations.

Attachments: [Report](#)

[Map Non Park Areas Maintained](#)

30. Report from the Parks and Recreation Director regarding pond maintenance at White Park.

Attachments: [Report](#)

31. Quarterly Current Use Change Tax Report from Director of Real Estate Assessments.

Attachments: [Report](#)

[Current Use Penalties](#)

Consent Resolutions

32. Resolution in recognition of the services of Eugene "Gene" Blake. (For presentation in May)

Attachments: [Resolution](#)

33. Resolution in honor of the services of retired Firefighter Paramedic Paul DiGeronimo. (For presentation in May)

Attachments: [Resolution](#)

34. Resolution in honor of the services of retired Battalion Chief Brian Saltmarsh. (For

presentation in May)

Attachments: [Resolution](#)

35. Resolution re-adopting the Beneflex Plan and authorizing the City Manager to execute Beneflex documents.

Attachments: [Resolution](#)

36. Resolution authorizing the City Manager to submit applications to the New Hampshire Highway Safety Agency for grant funding of roadway safety initiatives and equipment as outlined in its current grant program; together with report from the Police Department.

Attachments: [Resolution](#)

[Report](#)

37. Resolution authorizing the City Manager to submit an application to the New Hampshire Project Safe Neighborhoods Initiative Grant Program for funding designated to address violent crime in the community; together with report from the Police Department.

Attachments: [Resolution](#)

[Report](#)

38. Resolution ordering the extinguishment of a City of Concord Department of Human Services lien on 280 North State Street Lot 2183 in the City of Concord in the total amount of \$44,891.70; together with report from the Human Services Director. (Revised resolution and report submitted)

Attachments: [Resolution](#)

[Report](#)

[Revised Resolution](#)

[Revised Report](#)

39. Resolution repurposing the sum of \$109,588 from the Water Production Plan Upgrades Project, 2018 Pavement Rehabilitation Subproject (CIP #88) for use on the Penacook Lake Dam and Spillway Rehabilitation Project (CIP #114); together with report from the General Services Director.

Attachments: [Resolution](#)

[Report](#)

Appointments

40. City Manager's proposed reappointment to the Conservation Commission. Stefan Mattlage

Attachments: [Appointment](#)

41. City Manager's proposed reappointment to the Heritage Commission. Robert V.

Johnson II

Attachments: [Appointment](#)

42. Mayor Bouley's proposed reappointments to the Transportation Policy Advisory Committee. Dick Lemieux, Ursula Maldonado and James Sudak

Attachments: [Appointment](#)

End of Consent Agenda

Public Hearings

- 43A. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, Article 1-5, Fees, Fines, and Penalties; together with non-ordinance fees and a report from the Deputy City Manager-Finance.

Attachments: [Ordinance](#)

[Report](#)

[Proposed Ordinance and Non-Ordinance Fee Changes](#)

- 43B. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Appendix A, Application Fees for the Zoning Board of Adjustment (ZBA); together with report from the Deputy City Manager-Finance.

Attachments: [Ordinance](#)

[Report](#)

Public Hearing Action

44. 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](#)

45. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, Article 1-5, Fees, Fines, and Penalties; together with non-ordinance fees and a report from the Deputy City Manager-Finance.

Attachments: [Ordinance](#)

[Report](#)

[Proposed Ordinance and Non-Ordinance Fee Changes](#)

46. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Appendix A, Application Fees for the Zoning Board of Adjustment (ZBA); together with report from the Deputy City Manager-Finance.

Attachments: [Ordinance](#)

[Report](#)

Reports

New Business

Unfinished Business

47. Everett Arena Beer and Wine Service Initiative report from the General Services Director. (Report referred to the Public Safety Advisory Board at the February 2019 Council meeting) (Report from the Public Safety Board submitted)

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](#)[Public Safety Board Report](#)

48. 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. (Public testimony received) (Action table at the March 11, 2019 City Council meeting)

Attachments: [Ordinance](#)[Report](#)[Ruiz Letter](#)[August 16, 2018 Parking Committee Minutes](#)[Nivelles St Neighborhood Right-of-Way Letter](#)[Memo to File - Nivelles St Gentlemens Agreement](#)[Map - Proposed No Parking Zone](#)[Giannone Testimony](#)[Cooper Testimony](#)**Comments, Requests by Mayor, City Councilors****Comments, Requests by the City Manager****Consideration of Suspense Items****Adjournment**

Information

- Inf1 November 1, 2018 Heritage Commission Meeting Minutes.
Attachments: [Minutes](#)
- Inf2 November 14, 2018 Conservation Commission Meeting Minutes.
Attachments: [Minutes](#)
- Inf3 December 6, 2018 Heritage Commission Meeting Minutes.
Attachments: [Minutes](#)
- Inf4 December 11, 2018 Architectural Design Review Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf5 December 12, 2018 Conservation Commission Meeting Minutes.
Attachments: [Minutes](#)
- Inf6 January 2, 2019 Architectural Design Review Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf7 January 3, 2019 Heritage Commission Meeting Minutes.
Attachments: [Minutes](#)
- Inf8 January 15, 2019 Committee for Concord's Plan to End Homelessness Meeting Minutes.
Attachments: [Minutes](#)
- Inf9 January 23, 2019 Community Development Advisory Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf10 January 24, 2019 Transportation Policy Advisory Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf11 February 28, 2019 Transportation Policy Advisory Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf12 March 4, 2019 Concord Public Library Board of Trustees Meeting Minutes.
Attachments: [Minutes](#)
- Inf13 April 9, 2018 Public Safety Board approved Meeting Minutes.
Attachments: [Minutes](#)