



City of Concord

City Council

Meeting Agenda

Monday, April 13, 2015

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

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 5:30 p.m.

1. Call to Order.
2. Invocation by Father Richard Roberge from Christ the King Parish.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the March 9, 2015 Meeting Minutes. (revised pages 1 and 11 submitted)
Attachments: [Minutes](#)
6. Agenda overview by the Mayor.
7. Labor Relations Committee report relative to the City Manager's evaluation, in accordance with Section 21(b) of the City Charter.
8. Report on the status of the Downtown Complete Streets Improvement Project, CIP #460.

Consent Agenda Items

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

Items Tabled for May 11, 2015 Public Hearings

9. Resolution adopting an amended Comprehensive Transportation Policy; together with report from the Transportation Policy Advisory Committee.
Attachments: [Resolution](#)
 [Report](#)
 [Comprehensive Policy Statement](#)
 [2010 vs 2015](#)

10. 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](#)

11. 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)

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

12. 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](#)

13. Resolution appropriating the sum of \$236,000 from Unassigned Fund Balance and transferring the sum of \$100,000 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](#)

From the City Manager

14. Citizen Comments.

Attachments: [Citizen Comments](#)

Consent Reports

15. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$3,759.05 as provided for under the preauthorization granted by City Council.

Attachments: [Report](#)

16. Diminimus gifts and donations report from the Police Department requesting authorization to accept monetary gifts totaling \$2,246.40 as provided for under preauthorization granted by City Council.
Attachments: [Report](#)
17. Diminimus gifts and donations report from the City Manager requesting authorization to accept monetary gifts totaling \$30.00 as provided under the preauthorization granted by City Council.
Attachments: [Report](#)
18. Report from the Deputy City Manager - Finance recommending the FY 2016 Finance Committee Budget Review Schedule & Guidelines. *(Pulled from consent by Mayor Bouley)*
Attachments: [Report](#)
[Proposed FY16 Finance Committee Budget Review Schedule](#)
[Proposed FY16 Finance Committee Guidelines](#)
19. Report from the Deputy City Manager - Finance requesting the City Manager be authorized to enter into a vehicle refueling agreement with the Merrimack Valley School District.
Attachments: [Report](#)
20. Report on the FY2016 Proforma Model from the Deputy City Manager - Finance.
Attachments: [Report](#)
[FY16 Proforma Model](#)
21. Report from the Deputy City Manager - Development analyzing the fee structure applied to peddlers on public property. (2-27)
Attachments: [Report](#)
22. Report from the Deputy City Manager - Development concerning the NH Rail Transit Authority's "Preferred Alternative" recommendation. (3-20)
Attachments: [Report](#)
23. Report from the Director of Redevelopment, Downtown Services & Special projects regarding the Capital Commons Parking Garage. *(Pulled from consent by Councilor Herschlag)*
Attachments: [Report](#)
[Proposed Lease & Meter Location Change](#)
24. 2014-2015 City Council Quarterly Priorities Report from the City Manager.
Attachments: [Report](#)
25. Public Safety Board Annual Report.
Attachments: [Report](#)

26. Report from the Parks and Recreation Director regarding July 4, 2016 festivities in the City of Concord.

Attachments: [Report](#)

27. Report from the Parks and Recreation Director regarding the status of the skateboard park.

Attachments: [Report](#)

Consent Resolutions

28. Resolution re-adopting the Beneflex plan and authorizing the City Manager to execute Beneflex plan documents.

Attachments: [Resolution](#)

Consent Communications

29. Street closure request from the Concord Family YMCA for a block party/barbeque to be held on Friday May 15, 2015.

Attachments: [Request](#)

30. Street closure request from the Penacook Historical Society for a Memorial Day parade to be held on Saturday, May 23, 2015. (*Request withdrawn*)

Attachments: [Request](#)

31. Street closure request from the Veterans of Foreign Wars for the annual Memorial Day Parade to be held on May 25, 2015.

Attachments: [Request](#)

32. Revised street closure request for the Christa McAuliffe Fun Fair Carnival to take place on Wednesday, May 27, 2015. (3-22)

Attachments: [Request](#)

33. Street closure request from the Library Director for Live Music on the Lawn events to take place on Tuesday June 16th, Tuesday June 30th, Wednesday July 29th and Tuesday August 11th.

Attachments: [Request](#)

34. Street closure request for the Capitol City Triathlon Event to be held on Sunday July 26, 2015.

Attachments: [Request](#)

35. Street closure request for the 2nd Annual New England Half Marathon to be held on Sunday, October 4, 2015.

Attachments: [Request](#)

Appointments

36. City Manager's proposed appointment to the Heritage Commission.
J. Richard Jacques, Sr.

Attachments: [Appointment](#)

From the Mayor

End of Consent Agenda

Public Hearings

- 37 A. 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](#)

- 37 B. 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 establish no parking on portions of Oak, Fuller, and Marshall Streets; together with a report from the Director of Redevelopment, Downtown Services, & Special Projects.(3-7)

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

- 37 C. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking Article 18-1, Stopping, Standing and Parking, Section 18-1-13, Parking Prohibited in Specific Places, Schedule XX, to establish a new City Parking Lot at Dixon Avenue; together with a report from the Director of Redevelopment, Downtown Services, & Special Projects. (3-8)

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

- 37 D. Resolution authorizing the City Manager to divest of City property located at 8-10 Sexton Avenue; together with report from the Director of Redevelopment, Downtown Services and Special Projects. (3-9)

Attachments: [Resolution](#)
 [Report](#)
 [Purchase and Sales Agreement](#)
 [Exhibits](#)

- 37 F. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, by amending Schedule I of Article 1-5, Fees, Fines and Penalties; together with report from the Deputy City Manager - Finance. (3-11) *(Substitue page 9 of the ordinance; together with report from the Deputy City Manager - Development submitted)*

Attachments: [Ordinance](#)
 [Report](#)
 [Ordinance Based Fee Chart](#)
 [Page 9 - Revision](#)
 [Supplemental Report](#)

- 37 G. Non-ordinance fees. (3-12)

Attachments: [Non Ordinance Based Fee Chart](#)

- 37 E. 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)

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

Public Hearing Action

41. 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)

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

38. 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 establish no parking on portions of Oak, Fuller, and Marshall Streets; together with a report from the Director of Redevelopment, Downtown Services, & Special Projects.(3-7)

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

39. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking Article 18-1, Stopping, Standing and Parking, Section 18-1-13, Parking Prohibited in Specific Places, Schedule XX, to establish a new City Parking Lot at Dixon Avenue; together with a report from the Director of Redevelopment, Downtown Services, & Special Projects. (3-8)

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

40. Resolution authorizing the City Manager to divest of City property located at 8-10 Sexton Avenue; together with report from the Director of Redevelopment, Downtown Services and Special Projects. (3-9)

Attachments: [Resolution](#)
 [Report](#)
 [Purchase and Sales Agreement](#)
 [Exhibits](#)

42. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, by amending Schedule I of Article 1-5, Fees, Fines and Penalties; together with report from the Deputy City Manager - Finance. (3-11) (*Substitue page 9 of the ordinance; together with report from the Deputy City Manager - Development submitted*)

Attachments: [Ordinance](#)
 [Report](#)
 [Ordinance Based Fee Chart](#)
 [Page 9 - Revision](#)
 [Supplemental Report](#)

43. Non-ordinance fees. (3-12)

Attachments: [Non Ordinance Based Fee Chart](#)

Appointments by the Mayor

Reports

New Business

Unfinished Business

44. 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](#)

45. Schematic design, cost estimates, and financial pro forma for a proposed City-wide Multigenerational Community Center, CIP #443 report by the Director of Redevelopment, Downtown Services, & Special Projects. (2-33) (3-26D; 3-29) (Supplemental report from the Director of Redevelopment, Downtown Services & Special projects; together with letters of supports for the proposed community center) (*Action on this item was table after a public hearing held on March 9, 2015*)

Attachments: [Report-Letters of Support](#)
[Report-Operations of Analysis](#)
[Report](#)
[Exhibits](#)
[Communication from Second Start](#)

46. 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: [Resolution](#)
[Report](#)
[Map](#)

47. 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 Mayor, City Councilors

Comments, Requests by the City Manager

Consideration of items pulled from the consent agenda for discussion

- Items 18 and 23 have been pulled from the consent agenda for discussion.

Consideration of Suspense Items

Adjournment

Information

4 Inf1 December 15, 2014 Public Safety Board Meeting Minutes.

Attachments: [Minutes](#)

4 Inf2 February 26, 2015 Transportation Policy Advisory Committee Meeting Minutes.

Attachments: [Minutes](#)

4 Inf3 March 17, 2015 Traffic Operations Committee Meeting Minutes.

Attachments: [Minutes](#)

4 Inf4 March 19, 2015 Fiscal Policy Advisory Committee Meeting Minutes.

Attachments: [Minutes](#)

4 Inf5 March 31, 2015 Solid Waste Advisory Committee Meeting Minutes.

Attachments: [Minutes](#)

4 Inf6 Communication from the State of New Hampshire, Department of Revenue Administration notifying the City of a new Municipal Bureau Auditor Assignment.

Attachments: [Communication](#)

4 Inf7 District Two Executive Council report from Colin Van Ostern.

Attachments: [Report](#)

4 Inf8 Copy of Communication the State of NH, Division of Forests and Lands, sent to the NH Audubon Society granting them permission to remove more than 50 percent of the basal area along Silk Farm Road on St's Paul's School property.

Attachments: [Communication](#)

4 Inf9 March 2, 2015 Concord Public Library Board of Trustees Meeting Minutes.

Attachments: [Minutes](#)