



City of Concord

City Council

Meeting Agenda

Tuesday, October 11, 2022

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

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

1. Mayor Bouley called the meeting to order.
2. Invocation.
3. The Pledge of Allegiance was done.
4. Roll Call.
5. Approval of the Meeting Minutes.

September 12, 2022 City Council Draft Meeting Minutes.

Attachments: [Minutes](#)

6. Agenda overview by the Mayor.

Consent Agenda Items

Referral to the Heritage Commission

7. Communication from the New Hampshire Division of Historical Resources requesting City Council approval to install Marker #278 in honor of former resident Elizabeth Gurley Flynn.

Attachments: [Communication](#)

Referral to the Fiscal Policy Advisory Committee (FPAC) and the Public Safety Board (PSB)

8. Communication from Steve Duprey requesting consideration be given to installing street lights on Constitution Avenue, with particular attention to the area under the I-393 bridge.

Attachments: [Communication](#)

Referral to Community Development

9. Report from the City Solicitor regarding Old Stickney Avenue. (Pulled from consent by Mayor Bouley)

Attachments: [Report](#)

Items Tabled for November 14, 2022 Public Hearings

10. 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, Spruce Street; together with a report from the Interim Deputy City Manager - Development.

Attachments: [Ordinance](#)
[Report](#)
[City Council Referral](#)

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

Attachments: [Ordinance](#)
[Report](#)
[Proposed Ordinance Based Fee Changes](#)

12. Ordinance amending the Code of Ordinances; Title I, General Code; Chapter 1, Government Organization, Article 1-5, Fees, Fines, and Penalties, including Schedule II; together with a report from the Interim Deputy City Manager - Development.

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

13. Resolution relative to the public highway discontinuance of a portion of Pembroke Road in Concord; together with a report from the Planning Board. (Item withdrawn)

Attachments: [Report](#)
[Resolution](#)
[Petition](#)
[Request](#)
[Plan](#)
[License](#)

14. Resolution appropriating the sum of \$166,000 for the Hall Street Wastewater Treatment Plant Renovations (CIP #104) and to apply for and accept the sum of \$166,000 from the New Hampshire Department of Environmental Services American Rescue Plan Act program for this purpose; together with a report from the General Services Director.

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

15. Resolution appropriating the sum of \$80,217 for the purchase of two all-terrain vehicles and related transport equipment and accepting the sum of \$80,217 in American Rescue Plan Act funding through the New Hampshire Department of Justice for this purpose; together with a report from the Deputy Chief of Police.
Attachments: [Resolution](#)
[Report](#)
16. Resolution appropriating the sum of \$45,000 for the purchase of used gas-powered golf carts to supplement the electric golf cart fleet for golf outings and authorizing the use of \$45,000 from Golf Fund balance for this purpose; together with a report from the Deputy City Manager - Finance.
Attachments: [Resolution](#)
[Report](#)
17. Resolution appropriating the sum of \$39,989 for Police Department Roadway Safety and Outreach Initiatives and accepting the sum of \$39,989 in grant funds from the New Hampshire Highway Safety Agency for this purpose; together with a report from the Deputy Chief of Police.
Attachments: [Resolution](#)
[Report](#)
18. Resolution appropriating the sum of \$24,436 for law enforcement related programs and accepting the sum of \$24,436 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program for this purpose; together with a report from the Deputy Chief of Police.
Attachments: [Resolution](#)
[Report](#)
19. Resolution appropriating the sum of \$21,630 to support projects that enhance the special character and vitality of Concord and accepting the sum of \$21,630 from the New Hampshire Charitable Foundation for this purpose; together with a report from the Deputy City Manager - Finance.
Attachments: [Resolution](#)
[Report](#)

From the City Manager

20. Positive Citizen Comments.
Attachments: [Report](#)

Consent Reports

21. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$10,576.75, as provided under the

pre-authorization granted by City Council.

Attachments: [Report](#)

22. Report from the Ad-Hoc Committee to Review Fee Schedules summarizing ordinance and non-ordinance fee changes.

Attachments: [Report](#)

23. Quarterly Current Use Tax Report from the Interim Director of Real Estate Assessment.

Attachments: [Report](#)

24. Report from the Library Director recommending changes to Non-Ordinance Based Fees, Fines & Penalties for Library of Things.

Attachments: [Report](#)

25. Report from the General Services Director regarding the Hall Street Wastewater Treatment Plant HVAC Project.

Attachments: [Report](#)

26. Report from the City Planner recommending approval of a license agreement with Granite State Credit Union for a portion of the Old Sheep Davis Road right of way.

Attachments: [Report](#)

[Agreement](#)

[Plan](#)

[Request](#)

Consent Resolutions

27. Resolution authorizing the City Manager to submit an application to the Federal Aviation Airport Terminals Grant Program; together with a report from the Community Development Specialist.

Attachments: [Resolution](#)

[Report](#)

28. Resolution to direct the Tax Collector not to execute a tax deed on certain properties in accordance with RSA 80:76 II and II-a; together with a report from the City Treasurer/Tax Collector.

Attachments: [Resolution](#)

[Report](#)

[2019 Deed Waiver List](#)

End of Consent Agenda

Public Hearings

- 29A. 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, Ice Maintenance Technician; together with a report from the General Services Director.

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

- 29B. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule III and Article 18-3, Parking Meters, Schedule X; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects.

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

- 29C. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule I, Schedule VII, and Schedule VIIa; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Map 1 - Centre Street](#)
[Map 2 - Pleasant Street Bus Stops](#)
[Map 3 - Green Street](#)

- 29D. Resolution rescinding the sum of \$98,576.43 in unexpended capital project fund appropriation in CIP #578, appropriating the sum of \$117,773.51 as a transfer out to the Economic Development Reserve, and accepting the sum of \$278,000 from the sale of the former New Hampshire Employment Security property, located at 32 South Main Street, to reimburse the Sears Block Tax Increment Finance District Fund; together with a report from the Director of Redevelopment, Downtown Services and Special Projects.

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

- 29E. Resolution appropriating the sum of \$68,723 in the Hoit/Whitney Road Roundabout project (CIP #30) and accepting the sum of \$68,723 from the firm of Vanasse Hangen Brustlin, Inc. (VHB); together with a report from the Deputy City Manager - Development.

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

- 29F. Resolution appropriating the sum of \$8,000 in the Hoit/Whitney Road Roundabout project (CIP #30) and accepting the sum of \$8,000 from Drake Petroleum; together with a report from the Deputy City Manager - Development.

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

- 29G. Resolution appropriating the sum of \$122,500, to include \$17,300 to the Project Inspection Fund, \$101,300 to the General Fund, and \$3,900 to the Golf Fund for Fiscal Year 2022, retroactive to June 30, 2022, to be funded from excess revenues in the Golf Fund, fund balance in the General Fund, and a transfer-in from the General Fund to the Inspection Fund; together with a report from the Director of Redevelopment, Downtown Services and Special Projects. (Revised resolution and report submitted.)

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

- 29H. Resolution appropriating the sum of \$25,983.20 to address violent crime in the community and accepting the sum of \$25,983.20 in grant funding from the New Hampshire Project Safe Neighborhoods Initiative grant program for this purpose.

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

- 29I. Report from the Director of Real Estate Assessment recommending the City Manager be authorized to enter into a Payment in Lieu of Taxes Agreement between the City of Concord and Briar Hydro Associates for its hydroelectric facilities at the Rolfe Canal Falls, Penacook Upper Falls, and Penacook Lower Falls.

Attachments: [Report](#)

Public Hearing Action

30. 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, Ice Maintenance Technician; together with a report from the General Services Director.

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

31. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule III and Article 18-3, Parking Meters, Schedule X; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects.

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

32. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Schedule I, Schedule VII, and Schedule VIIa; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Map 1 - Centre Street](#)
[Map 2 - Pleasant Street Bus Stops](#)
[Map 3 - Green Street](#)

33. Resolution rescinding the sum of \$98,576.43 in unexpended capital project fund appropriation in CIP #578, appropriating the sum of \$117,773.51 as a transfer out to the Economic Development Reserve, and accepting the sum of \$278,000 from the sale of the former New Hampshire Employment Security property, located at 32 South Main Street, to reimburse the Sears Block Tax Increment Finance District Fund; together with a report from the Director of Redevelopment, Downtown Services and Special Projects.

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

34. Resolution appropriating the sum of \$68,723 in the Hoit/Whitney Road Roundabout project (CIP #30) and accepting the sum of \$68,723 from the firm of Vanasse Hangen Brustlin, Inc. (VHB); together with a report from the Deputy City Manager - Development.

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

35. Resolution appropriating the sum of \$8,000 in the Hoit/Whitney Road Roundabout project (CIP #30) and accepting the sum of \$8,000 from Drake Petroleum; together with a report from the Deputy City Manager - Development.

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

36. Resolution appropriating the sum of \$122,500, to include \$17,300 to the Project Inspection Fund, \$101,300 to the General Fund, and \$3,900 to the Golf Fund for Fiscal Year 2022, retroactive to June 30, 2022, to be funded from excess revenues in the Golf Fund, fund balance in the General Fund, and a transfer-in from the General Fund to the Inspection Fund; together with a report from the Director of Redevelopment, Downtown Services and Special Projects. (Revised resolution and report submitted.)

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

37. Resolution appropriating the sum of \$25,983.20 to address violent crime in the community and accepting the sum of \$25,983.20 in grant funding from the New Hampshire Project Safe Neighborhoods Initiative grant program for this purpose.

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

38. Report from the Director of Real Estate Assessment recommending the City Manager be authorized to enter into a Payment in Lieu of Taxes Agreement between the City of Concord and Briar Hydro Associates for its hydroelectric facilities at the Rolfe Canal Falls, Penacook Upper Falls, and Penacook Lower Falls.

Attachments: [Report](#)

Reports

39. New Hampshire Department of Transportation (NHDOT) Presentation on I-93 Bow/Concord Improvements.
39. Report from the Transportation Policy Advisory Committee regarding NHDOT's I-93 Bow-Concord Interstate Widening Project.

Attachments: [Report](#)

40. University of New Hampshire (UNH) Sustainability Institute Report.

Attachments: [Report](#)

Unfinished Business

41. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, Article 1-6, Code of Ethics; together with a report from the Rules Committee. (Supplemental ordinance and report submitted.) (Public testimony received.)

Attachments: [Ordinance](#)
[Report](#)
[Supplemental Ordinance](#)
[Supplemental Report](#)
[Public Testimony](#)

Comments, Requests by Mayor, City Councilors

Comments, Requests by the City Manager

Consideration of Items pulled from the Consent Agenda**Referral to Community Development**

9. Report from the City Solicitor regarding Old Stickney Avenue. (Pulled from consent by Mayor Bouley)

Attachments: [Report](#)

Adjournment**Information**

- Inf1 August 29, 2022 Ad-Hoc Committee to Review Fees Meeting Minutes.

Attachments: [Minutes](#)

- Inf2 September 6, 2022 Ad-Hoc Fee to Review Fees Draft Meeting Minutes.

Attachments: [Minutes](#)

- Inf3 September 12, 2022 Concord Public Library Board of Trustee Meeting Minutes.

Attachments: [Minutes](#)

- Inf4 September 14, 2022 Golf Course Advisory Committee Draft Meeting Minutes.

Attachments: [Minutes](#)

- Inf5 Communication from Eversource re: Additional Work along the P145 Transmission Line.

Attachments: [Correspondence](#)

- Inf6 Invitation to Mayor Bouley, Members of City Council and City Manager Aspell to participate in the November 19, 2022 Christmas Parade, as well as to attend the Tree Lighting Ceremony to be held on November 25, 2022.

Attachments: [Invitation](#)