



City of Concord

City Council

Meeting Minutes

Monday, December 12, 2016

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

Non-public sessions in accordance with RSA 91-A: 3, II (d) to discuss property acquisition and RSA 91-A: 2, I (b) with legal counsel to be held at 6:15 p.m.

1. Call to Order.

Action: Mayor Bouley called the meeting to order at 7:00 p.m.

2. Invocation.

3. Pledge of Allegiance.

4. Roll Call.

Present: 14 - Councilor Candace Bouchard, Mayor Jim Bouley, Councilor Byron Champlin, Councilor Mark Coen, Councilor Amanda Grady Sexton, Councilor Allan Herschlag, Councilor Fred Keach, Councilor Linda Kenison, Councilor Jennifer Kretovic, Councilor Gail Matson, Councilor Keith Nyhan, Councilor Dan St. Hilaire, Councilor Stephen Shurtleff, and Councilor Robert Werner

Excused: 1 - Councilor Brent Todd

5. Approval of the Meeting Minutes.

November 14, 2016 City Council Meeting Minutes.

Action: Councilor Grady Sexton moved approval of the November 14, 2016 meeting minutes. The motion was duly seconded and passed with no dissenting votes.

6. Resolution in recognition of the services of Jackie Whatmough.

Action: Councilor Grady Sexton presented a resolution in recognition of the services of Jackie Whatmough.

7. Resolution proclaiming December 2016 as Capital Region Food Program Month.

Action: Councilor Shurtleff presented a resolution proclaiming December 2016 as Capital Region Food Program Month.

8. Friends of the City Auditorium Presentation.

Action: Betty Hoadley, resident, indicated that the number of people and businesses that have donated to the seat restoration project has topped the 400 mark noting that they are almost there with \$88,000. She stated that there will be a "Rhythm of the Night" fundraiser for the Audi put on by a number of the dance classes.

9. Agenda overview by the Mayor.

Consent Agenda Items

Approval of the Consent Agenda

Action: Councilor Nyhan moved approval of the consent agenda. The motion was duly seconded and passed with no dissenting votes.

Referral to Community Development and Planning

10. Petition for discontinuance of a portion of a public highway known as Broad Cove Drive; together with communication from Robert M. Beaulac, submitted by T.F. Bernier, Inc.

Action: This communication was referred.

Items Tabled for January 9, 2017 Public Hearings

11. Resolution authorizing and appropriating \$12,796 as a supplemental appropriation to the Cable TV System expense line to support the added expenditure in conjunction with the newly signed agreement with Concord Community Television; together with report from Deputy City Manager - Finance.

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

12. Resolution authorizing and appropriating the sum of \$45,000 from the Mountain Green Reserve Fund as a supplemental appropriation to the pump station replacement renovations project, Mountain Green Station Project (CIP#275); together with report from the General Services Director.

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

13. 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 Funds on behalf of the Concord Family YMCA; together with report from the Director of Redevelopment, Downtown Services and Special Projects

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

14. Resolution re-adopting the City of Concord's Housing and Community Development Plan; together with report from the Director of Redevelopment, Downtown Services and Special Projects. (Supplemental report and revised Housing and Community Development Plan submitted)

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

15. Resolution re-adopting the City's Anti-Displacement and Relocation Policy Statement and Procedures; together with report from the Director of Redevelopment, Downtown Services and Special Projects.

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

16. Resolution authorizing the City Manager to continue implementation of the revolving loan fund program and appropriating the sum of \$505,634; together with report from the Director of Redevelopment, Downtown Services and Special Projects.

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

From the City Manager

17. Positive Citizen Comments.

Action: This positive comments was received and filed.

Consent Reports

18. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$3,144.41 as provided for under the pre-authorization granted by City Council.

Action: This consent report was approved.

19. Status report from the Deputy City Manager - Finance regarding the Hall Street solar project.

Action: This consent report was approved.

20. Report from the Parks and Recreation Department regarding Rollins Park Trees.

Action: This consent report was approved.

Consent Resolutions

21. Resolution authorizing the City Manager to apply for, and accept, up to \$45,000 from the NH Department of Environmental Services for Household Hazardous Waste Collection and Special Project Grants; together with report from the General Services Director.

Action: This consent resolution was approved.

Consent Communications

22. Street closure request for the White Park's Ugly Sweater 5K to be held on January 21, 2017.

Action: This consent communication was approved.

23. Street closure request from the Concord Food Co-Op for a fund raising event, for area non-profit corporations, to be held on Saturday June 3, 2017.

Action: This consent communication was approved.

Appointments

24. City Manager's proposed reappointments to the Library Board of Trustees. Elizabeth Mulholland, Lisa Calgaard Sands, Jeremy Clemans, Megan DeVorsej and Michael Alberici

Action: This appointment was approved.

25. City Manager's proposed appointment to the Conservation Commission. Karen Rose

Action: This appointment was approved.

26. City Manager's proposed reappointment to the Board of Trustees of Trust Funds. Jeffrey L. Schindler

Action: This appointment was approved.

27. City Manager's proposed appointment to the Zoning Board of Adjustment. Amy Ireland Bourgault

Action: This appointment was approved.

End of Consent Agenda

Public Hearings

28A. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 17, Vehicles and Traffic; Article 17-4, Operation of Motor Vehicles; Section 17-4-1, Stop Required Before Entering a Through Street; Schedule V, Stop Intersections and Schedule Va, Four-Way Stop Intersections; Warren Street and Rumford Street; together with report from the Traffic Engineer.

Action: City Manager Tom Aspell provided a brief overview.

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

28B. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 9, Water; Article 9-1, Waterworks; Section 9-1-10, Operating Rules and Procedures, Fees and Charges; together with report from the Deputy City Manager - Development.

Action: City Manager Tom Aspell provided a brief overview.

Councilor St. Hilaire asked for clarification as to who was paying for the charge for the temporary hose; is it the person whose water is shut off or the person receiving the water. Carlos Baia, Deputy City Manager - Development, responded that the charge would be assessed to the person that is the secondary owner - the person that has the water connection that needs to be addressed and needs to be connected to the main. He noted that, in the past, some of these property owners were not aware that their water was coming from a different property but have all been notified last year. He stated that if this passes, staff will notify them formally and place in the registry. He added that staff is trying to incentivize - to provide a different form of incentive to get people to address this situation.

Councilor St. Hilaire inquired how and when staff notified the secondary owners about this issue. Mr. Baia responded that all the owners, both primary and secondary, were notified last year via registered letter.

Councilor St. Hilaire questioned the approximate cost for this. Mr. Baia responded that they are only talking about the city side of the costs and estimates that it's approximately \$1,500 plus, depending on how complex and the distance from the water main to the property, to make just the connection from the main to the

property line. He explained if the service connection is close to where their water comes in today through the outside property, they would require minimal replumbing; if this was not the case, because there was some other complication, the replumbing on the owner's end will be more expensive. Councilor St. Hilaire asked if the replumbing on the owner's end can be financed through this ten year or whether they have to pay out of pocket. Mr. Baia responded that since it's on their private property, the city wouldn't be addressing this issue. The city is only incentivizing the connection in the public right of way from the city's water main to their property line.

Councilor Champlin asked what prompted staff to tackle this issue. Mr. Baia responded that they have had instances over the last several years where property owners have found themselves in a position in which their water is shut off due to the primary property owner not paying their bill, etc. He explained that when this happens the city has gone out and provided a temporary hose which is not the best way to provide water.

Councilor Nyhan asked if this would extend all the way to the structure or just to the property line. Mr. Baia replied that the proposal and the work that they would typically do is within the public right of way. This does not mandate that the people take this effort; the city is trying to find a way to motivate them financially to do this because it's in their best interest over time. Councilor Nyhan inquired whether it would be practical, with permission of the property owner, while the city is digging up to also extend this line all the way to the structure itself as part of this ten year financial arrangement. Mr. Baia responded that the city doesn't typically do work on private property and tries to stay just within the public right of way.

Mr. Aspell added that if owners can afford it they should pay for it because it's improving their property and the value; if they can't afford it, the city can assist via programs through the Community Development Advisory Committee (CDAC). He explained that this is not an attempt to hurt anybody but an incentive to help people.

Councilor Nyhan clarified that if the city is there, they would still ask the property owners to pay under the same incentive plan to extend the extra amount to the structure so they wouldn't have to hire a separate contractor. Mr. Aspell responded that this is something staff can look at but explained that some of the issues they may encounter is what happens if there is ledge and insurance issues of being on someone else's property.

Councilor Kretovic asked how many of the owners reached out to staff when the letters were sent out in September 2015. General Services Director Chip Chesley recalls that one or two responded. Councilor Kretovic inquired as to what occurs when the secondary owner doesn't pay their bill. Mr. Chesley responded that the situation would flip.

Councilor Champlin indicated that his understanding in reading the proposed ordinance is that there is no deadline for people to take advantage of this. Mr. Baia responded that there is no deadline.

Councilor St. Hilaire stated that the current proposal is to place a line from the main line on the street to the structure. He asked about the option of putting in a shut off valve where the secondary pipe comes out; giving the property owner the option of an easement to go on the property to shut off the water. Mr. Chesley responded that this could be achieved from a plumbing standpoint but from a practicality standpoint, this may not be achieved due to property owners not agreeing.

Councilor St. Hilaire indicated that, at some point, the line crosses into the secondary owner's property line and questioned why they couldn't put the shut off valve somewhere in this location. Mr. Chesley responded that if owners were to cooperate and exchange easements, this is possible. Mr. Baia added that there is nothing on the table this evening that would preclude this from happening; if an owner came to the city with their neighbor and are willing to execute an easement, staff would happily entertain this. He noted that the goal is to avoid a situation in which people are left without water.

Councilor St. Hilaire indicated that diagrams had been provided with drawings of piping. He noted that at some point the pipe for the secondary home crosses on to the secondary home's property so they wouldn't have to cross the primary home's property line. He questioned why a valve couldn't be placed there so they wouldn't have to deal with the primary property. Mr. Baia replied that the sketch being referred to is a very rudimentary sketch and sometimes the buildings are right on the property line or the lines coming in are hard to find and would require extensive digging to locate where the line comes in from one property to another. He noted that it's more convoluted - the sketch was meant to convey that, if everything was at a right angle, this is what it could look like.

Councilor Nyhan asked if staff has come across any properties in which they have found documentation in which the city has approved these piggy back services.

Mr. Chesley responded that he has not.

Councilor Herschlag asked for clarification that this is not required of any homeowner. Mr. Chesley responded that to be correct. Councilor Herschlag asked when this happened, whether any of these homes were in violation of any zoning ordinance at that time. Mr. Chesley replied that he does not know. What he is looking to do is come forward with a program to stop perpetuating this situation moving forward. Mr. Baia added that many of these cases are older structures and very likely pre-dated the city's zoning ordinance.

Following additional Council discussion, Mayor Bouley opened the public hearing.

Public Testimony

Jenny Timbas, resident, indicated that she did not receive a certified letter last year or was ever made aware of this. She noted that, as far as she knows, she can shut her water off on her property. She is glad to hear that this is not required and stated that she has never had a problem with the water at her house. She noted her confusion as to whether her water comes through someone else's house or if she is the primary property. She noted her concern with costs.

Mr. Aspell noted that the way the program is set up is to provide an incentive. He explained that, currently, if she is the second property and the primary property got shut off, the second property is on their own; it's between the two property owners. He indicated that they are trying to set up a program in which the city can help finance the costs.

There being no further public testimony, the Mayor closed the hearing.

- 28C. Resolution appropriating the sum of \$375,000 in Traffic Impact Fee funds for the construction of the Exit 16/Mountain Road/Shawmut Street Roundabout Improvement Project (CIP #24); together with report from the City Engineer.

Action: City Manager Tom Aspell provided a brief overview.

Councilor Herschlag indicated that there was \$135,000 that wasn't anticipated in additional landscaping costs. He inquired as to what those additional streetscape/landscape that was recommended. Mr. Aspell responded that \$214,000 is streetscape and the rest is related to the project itself. Councilor Herschlag understands that the \$214,000 is for streetscaping; staff is asking for

\$375,000 so there is an additional \$135,000 that wasn't anticipated in the project cost itself. He questioned what specifically are the streetscape/landscape items that are being added. City Engineer Ed Roberge responded that the streetscape elements are more so on the landscaping materials, lighting, and potential signage. In regards to lighting, they looked at more of a pedestrian scale lighting to light up the crosswalks and give accent to the intersection. He noted that \$214,000 is focused in on those landscaping materials and some of the drainage strategies; the other costs are related to overall construction.

Councilor Herschlag inquired whether any of the additional costs were due to the delay that was caused by the utility companies not being able to get to this project because of their focus on Main Street. Mr. Roberge responded that he doesn't see any delay or costs that were attributed to this. He pointed out that their big costs are significantly lower than the engineer's estimate based on the final design and estimates.

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

- 28D. Resolution authorizing and appropriating \$930,000 as a transfer to reserves; funding for this appropriation shall be entirely from Fiscal Year 2016 general fund assigned fund balance; together with report from the Deputy City Manager - Finance.

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley stated that either tomorrow or Wednesday the city will be announcing that they have secured a location for an emergency winter shelter. He noted that it will be run by the Friends Program and Granite United Way will be acting as the fiscal agent. He indicated that last year the Council appropriated \$30,000 to fund the emergency winter shelter. Referencing page two of three of the report, the Mayor pointed out under the community improvement reserve there is \$200,000 and suggests that Council reduce this amount to \$170,000 and create \$30,000 for a homeless shelter fund. He proposes a motion to amend the following item's resolution to add \$30,000 to be used to support a homeless shelter program with funding coming from the community improvement reserve. He noted that in the actual resolution it would be amending the resolution to add \$30,000 to be used to support the homeless shelter program changing the sum to \$80,000; under the general fund add a homeless shelter program with \$30,000 increasing the total from \$50,000 to \$80,000; add community improvements under section 2 for

\$30,000 increasing the total from \$50,000 to \$80,000.

City Manager Tom Aspell clarified that in the community improvement reserve fund within page two there is \$200,000; Council can leave that \$200,000 as it is and appropriate out of there making those funds available immediately instead of holding additional public hearings.

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

- 28E. Resolution appropriating the sum of \$50,000 from Trust Fund Reserves as a supplemental appropriation to the City's General Fund for furniture/equipment purchases and replacement and education/training. Funding for these purposes shall be entirely from Trust Fund Reserve Accounts.

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

- 28F. Resolution accepting and appropriating the sum of \$320,000 in grant funds from the NH Department of Environmental Services, including \$300,000 from the Aquatic Resource Mitigation Fund Grant and \$20,000 from the Local Source Water Protection Program Grant to be used toward the purchase of two parcels totaling 116-acres within the Penacook Lake Watershed, located off of Lakeview Drive and West Parish Road, CIP #352; together with report from the Acting Assistant City Planner.

Action: City Manager Tom Aspell provided a brief overview.

Councilor Herschlag noted that he understands that this is part of the watershed and inquired whether any of this land will be open to public use. Assistant City Planner Beth Fenstermacher responded that the current plan is that most of the land in the protected watershed is not open for public use. She added that there is an existing waterline easement, a road that runs through the parcel which is under consideration to keep this open as a trail since it's currently an open road and connects to adjacent lands that could potentially connect to Carter Hill Orchard or other open spaces.

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

- 28G. Resolution appropriating the sum of \$20,000 from the Conservation Reserve Fund as a supplemental appropriation to the City's General Fund for the purposes of

completing an update to Conservation Open Space Plan, funding for these purposes shall be entirely from Conservation Reserve Fund; together with report from the Conservation Commission.

Action: City Manager Tom Aspell provided a brief overview.

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

- 28H. Resolution accepting and appropriating the sum of \$12,190.65 from the sale of tax deeded property located at 8 Coral Street for management of the tax deeded property account; together with report from the Tax Collector/Treasurer.

Action: City Manager Tom Aspell provided a brief overview.

Councilor Herschlag asked staff to explain why the city has to put properties up for sale as close to market value as it can get. Brian LeBrun, Deputy City Manager - Finance, explained that when the city sells the property for what it's owed or the market value, anything that is received above the amount that is owed the city for back taxes, penalties, etc. would end up going back to the property owner.

Councilor Herschlag asked if he was correct in understanding that the municipality has an obligation to generate as much of a sale price for a property. Mr. LeBrun was unsure of an RSA but indicated that it is common sense to sell it for the amount of money that is appropriate.

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

Public Hearing Action

29. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 17, Vehicles and Traffic; Article 17-4, Operation of Motor Vehicles; Section 17-4-1, Stop Required Before Entering a Through Street; Schedule V, Stop Intersections and Schedule Va, Four-Way Stop Intersections; Warren Street and Rumford Street; together with report from the Traffic Engineer.

Action: Councilor Coen moved approval. The motion was duly seconded.

Councilor Kretovic thanked the 4th graders that had brought this forward recognizing the needs around their school.

The motion to approve passed with no dissenting votes.

30. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 9, Water; Article 9-1, Waterworks; Section 9-1-10, Operating Rules and Procedures, Fees and Charges; together with report from the Deputy City Manager - Development.

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

Councilor Kretovic noted that what concerns her is the impact that this has to the property owner that does pay their water bill and having to be charged \$200 for a temporary hose if the offending neighbor doesn't pay.

Councilor Coen indicated that he will be voting in favor of this ordinance. He feels that the temporary hose is beneficial for any potential problems that come up. He pointed out the owners can decline this but they at least have an option.

Councilor Bouchard asked if the \$200 fee is the current policy or proposed policy. Mr. Baia responded that the city currently provides a hose at no charge. She noted her agreement with Councilor Kretovic's concern. She inquired whether the homeowners on the list will receive a follow up letter if this ordinance passes. Mr. Aspell responded yes. Councilor Bouchard asked that they also receive a copy of the letter that was sent in 2015.

Councilor Champlin inquired whether anything is being done in regards to renters of some of the properties. Mr. Aspell responded that the city wouldn't know who the renters are. Councilor Champlin understands the sensitivity to the \$200 fee for the hose being a hardship but looks at this as something that is an incentive. His concern is in regards to people such as renters that may not have been notified. He feels that the proposed ordinance acts as a notice and gives them an out and incentives. He feels that this is a prudent action on the part of the city to try to help the residents avoid a very uncomfortable situation.

Councilor Herschlag inquired as to how the city was able to identify all these properties and whether they are on file somewhere. Mr. Chesley responded that

they were aware of these properties based upon the information within their database. Councilor Herschlag noted that he is not sure he can vote for this particular solution at this time. He feels that some of the solutions suggested are more appropriate or perhaps other more cost effective and less expensive solutions.

Councilor St. Hilaire stated that he will be voting for this mainly because city staff has indicated that they are willing to look at all the options and do the course of action that seems to be the best value for the customer. He does recognize some hardship and pointed out CDAC would be available to help for this issue.

Councilor Kretovic pointed out the other element within the proposal which is the people that take advantage of this incentive will receive a lien on their property which she considers to be a secondary burden on the property owner. She noted that many of the properties on the list are rental properties; she feels that there would be a burden on a landlord if they had to make that connection from the city on multiple properties - there are some people on the list that own more than one property.

Mayor Bouley noted that with this ordinance, if something happens there will be something that the city can do to help somebody. He doesn't see a single burden but sees the city actually proactively helping the residents to improve their quality of life and make things better by making sure their water is safe for drinking and that they don't have tenants that are left without any water. He commended staff for being proactive and putting this together. He noted that he feels that it would be a great idea if someone were to offer an amendment in regards to the \$200 fee for the temporary hose; that it's free for the first time it happens but if it happens again then the fee would be in place.

Councilor Matson moved an amendment to dismiss the \$200 fee for the first time and apply the fee thereafter. The motion was duly seconded and passed with no dissenting votes.

The motion, as amended, passed with no dissenting votes.

31. Resolution appropriating the sum of \$375,000 in Traffic Impact Fee funds for the construction of the Exit 16/Mountain Road/Shawmut Street Roundabout Improvement Project (CIP #24); together with report from the City Engineer.

Action: Councilor St. Hilaire moved approval. The motion was duly seconded and passed with no dissenting votes.

32. Resolution authorizing and appropriating \$930,000 as a transfer to reserves; funding for this appropriation shall be entirely from Fiscal Year 2016 general fund assigned fund balance; together with report from the Deputy City Manager - Finance.

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

33. Resolution appropriating the sum of \$50,000 from Trust Fund Reserves as a supplemental appropriation to the City's General Fund for furniture/equipment purchases and replacement and education/training. Funding for these purposes shall be entirely from Trust Fund Reserve Accounts.

Action: Councilor Kretovic moved approval. The motion was duly seconded.

Councilor Champlin moved amend the resolution by adding \$30,000 to be used to support the homeless shelter program. The funding to come from the community improvement reserve that the City Council just approved to put \$200,000 into. The motion was duly seconded and passed with no dissenting votes.

The motion, as amended, passed with no dissenting votes.

34. Resolution accepting and appropriating the sum of \$320,000 in grant funds from the NH Department of Environmental Services, including \$300,000 from the Aquatic Resource Mitigation Fund Grant and \$20,000 from the Local Source Water Protection Program Grant to be used toward the purchase of two parcels totaling 116-acres within the Penacook Lake Watershed, located off of Lakeview Drive and West Parish Road, CIP #352; together with report from the Acting Assistant City Planner.

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

35. Resolution appropriating the sum of \$20,000 from the Conservation Reserve Fund as a supplemental appropriation to the City's General Fund for the purposes of completing an update to Conservation Open Space Plan, funding for these purposes shall be entirely from Conservation Reserve Fund; together with report from the Conservation Commission.

Action: Councilor Coen moved approval. The motion was duly seconded and passed with no dissenting votes.

36. Resolution accepting and appropriating the sum of \$12,190.65 from the sale of tax deeded property located at 8 Coral Street for management of the tax deeded property account; together with report from the Tax Collector/Treasurer.

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

Reports

37. Drought Presentation.

Action: General Services Director Chip Chesley explained that a drought is an extended period of diminished precipitation. He pointed out that it has three characteristics: duration, areal extent and degree of severity. He provided a detailed overview of the city's water sources, the conditions and provided a history of previous droughts. He noted that they reached out to the community via various efforts for voluntary water restrictions. Moving forward, he feels that one of the things that they need to consider is to look at long term and permanent conservation strategies. (Copy of presentation on file at the City Clerk's Office)

New Business

Unfinished Business

38. Report from the Rules Committee recommending revisions to the current Rules of the City Council. (Item tabled, no action taken, at the June 8, 2015 City Council meeting).

Action: Item remains on the table.

39. Supplemental report from the City Engineer outlining lighting alternatives for the Downtown Complete Streets Improvement Project (CIP460).

Action: Councilor Coen requested a current report in regards to the lighting for the Downtown Complete Streets improvement project for the January Council meeting.

This item remains on the table.

Comments, Requests by Mayor, City Councilors

Councilor Champlin indicated that Council just approved the Ugly Sweater 5K street closure as part of the winter festival and noted that this is the time to get

registrations in.

Comments, Requests by the City Manager

Consideration of Suspense Items

Action: Councilor Kretovic moved to suspend the rules to consider suspense items not previously advertised. The motion was duly seconded and passed with no dissenting votes.

Sus1. Parking Committee report recommending City Administration be authorized to work with the legislative delegation to pursue amendments to state statutes pertaining to the use of motor vehicle registration fee surcharges to support public parking facilities and parking meters.

Action: Matt Walsh, Director of Redevelopment, Downtown Services, and Special Projects, indicated that the committee is asking for Council's blessing for allowing the City Administration to work with the delegation to amend RSA 261:154 to remove the 50,000 population threshold because it currently limits the statute to only Manchester and Nashua and allow all 234 communities in the state to take advantage of it. He highlighted other amendments that they are additionally bseeking contained within the Parking Committee report.

Councilor Champlin clarified that what staff is asking is that this Council authorize City Administration to work with the legislative delegation to introduce the proposed amendments to the RSA's and, if those amendments were to pass the legislature and become law, then staff would come back to the Council asking them to adopt those measures with a full series of public hearings in order to receive public input. Mr. Walsh responded that to be correct.

Following brief Council discussion, Councilor Kretovic moved to have staff ask Senator Feltes to pursue this as a possible change to the legislation. The motion was duly seconded and passed with one dissenting vote by Councilor Herschlag.

Referral to the Fire Department

Sus2. Communication from Councilor Kenison requesting consideration be given to adopting a Safe Stations Program in Concord.

Action: Councilor St. Hilaire moved to refer this item to the Fire Department. The motion was duly seconded.

Councilor Heschlag noted that when he asked the Fire Chief about this awhile back it was his understanding that in order to move forward with this type of program

with the current staffing, if somebody came in for assistance for help that fire station would go out of service. He wondered in referring this whether it should also be referred to some other departments.

Councilor Herschlag moved to refer this communication to Administration. The motion was duly seconded.

Councilor St. Hilaire removed his motion. The second to the motion was also removed.

The motion to refer this communication to Administration passed with no dissenting votes.

Sus 3 is a resolution authorizing the City Manager to enter into a purchase and sales agreement with James McGuire of 53 Bradley Street for the sale of an approximate 4,700 square foot lot located at 51 Bradley Street.

Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

Adjournment

The time being 9:32 p.m., Councilor Kretovic moved to adjourn the meeting. The motion was duly seconded and passed with no dissenting votes.

A true copy; I attest:

*Michelle Mulholland
Deputy City Clerk*