



City of Concord

City Council

Meeting Agenda - Final-revised

Monday, March 13, 2023

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

*Non-meeting with legal counsel in accordance with RSA 91-A:2, I (b)
to be held at 6:15 p.m.*

1. Call to Order.
2. Invocation by Father David Wong, Immaculate Conception Church.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the Meeting Minutes.

February 13, 2023 City Council Draft Meeting Minutes.

Attachments: [Minutes](#)

6. Agenda overview by the Mayor.

Consent Agenda Items

Items Tabled for April 10, 2023 Public Hearings

7. Report from the General Services Director regarding the City's Solid Waste and Recycling Collection, recommending the gradual transition from manual collection to automated collection. (Supplemental report submitted.)

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

8. Resolution authorizing the City Manager to enter into a contract for the disposal of the City's Solid Waste; together with a report from the General Services Director.

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

9. Ordinance amending the Code of Ordinances Title I, General Code; Chapter 5, Public Works, Article 5-7, Solid Waste and Article 5-8, Solid Waste Flow Control; together with a report from the General Services Director.

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

10. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan, Schedule D of Article 35-2, Compensation Plan, to establish the following positions: Assistant Community Development Director, Director of Special Projects and Strategic Initiatives, and Permitting System Coordinator; together with a report from the Deputy City Manager - Development and the Director of Human Resources and Labor Relations.

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

11. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, Article 1-5, Fees, Fines and Penalties, Schedule II, Chapter 19 Parking Violations; together with a report from the City Solicitor.

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

12. Resolution appropriating the sum of \$713,500 to supplement the underground fuel tank replacement (CIP #323) project and authorizing the issuance of bonds and notes in the aggregate amount of \$713,500 with \$351,700 General Capital Fund, \$180,900 Water Capital Fund and \$180,900 Sewer Capital Fund for this purpose; together with a report from the General Services Director.

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

13. Resolution modifying the Optional Veterans' Tax Credit for the City of Concord pursuant to the provisions of RSA 72:27-a; together with a report from the Director of Real Estate Assessments.

Attachments: [Resolution](#)
[Report](#)
[Exemption and Credit Comparison by Town](#)

14. Resolution modifying the All Veterans' Tax Credit for the City of Concord pursuant to the provisions of RSA 72:28-a; together with a report from the Director of Real Estate Assessments.

Attachments: [Resolution](#)
[Report](#)
[Exemption and Credit Comparison by Town](#)

From the City Manager

15. Positive Citizen Comments.

Attachments: [Report](#)

Consent Reports

16. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$1,397.52, as provided under the pre-authorization granted by City Council.
Attachments: [Report](#)
17. Diminimus gifts and donations report from the Police Department requesting authorization to accept funding from the US Department of Justice - Bulletproof Vest Partnership Program in the amount of \$6,712.50, designated to fund fifty-percent reimbursement of qualified ballistic vests purchased by the Department, as provided for under pre-authorization granted by the City Council.
Attachments: [Report](#)
18. Report from Deputy City Manager - Development and Director of Human Resources and Labor Relations concerning reorganization and reclassification of Health Inspectors within the Code Division of the Community Development Department.
Attachments: [Report](#)
19. Report from the Conservation Commission in response to a City Council referral requesting consideration be made to ban hunting on the Broken Ground Trails.
Attachments: [Report](#)
[Referral](#)
20. Report from the Tax Exemption Policy Committee on the 5-year impact of the Solar Energy Exemption.
Attachments: [Report](#)

Consent Resolutions

21. Resolution authorizing the City Manager to apply for up to \$1,000,000 of New Hampshire Community Development Finance Authority Community Center Investment Program Grant funds to support development of the new Penacook Branch Library and Community Center (CIP #650); together with a report from the Community Development Specialist and Deputy City Manager - Development.
Attachments: [Resolution](#)
[Report](#)
22. Resolution authorizing the City Manager to enter into a Municipal Work Zone Agreement (MWZA) with the New Hampshire Department of Transportation (NHDOT) concerning proposed improvements to Interstate 89 and NH Route 13; together with a report from the Interim City Engineer.

Attachments: [Resolution](#)
[Report](#)
[Preferred Alternative A Plan](#)

23. Resolution authorizing the City Manager to apply for a grant in the amount of up to \$107,000 with the New Hampshire Department of Transportation (NHDOT), Bureau of Aeronautics, for the purpose of designing parking facilities and demolition of the existing terminal building for the proposed new airport terminal building; together with a report from the Interim City Engineer.

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

24. Resolution authorizing the City Manager to apply for a grant for up to \$328,000 with the New Hampshire Department of Transportation (NHDOT), Bureau of Aeronautics, for the purpose of designing a new Terminal Building at the Municipal Airport; together with a report from the Interim City Engineer.

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

Appointments

25. City Manager's Appointment to the Zoning Board of Adjustment: Brenda Perkins.

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

End of Consent Agenda

Public Hearings

- 26A. Resolution authorizing the City Manager to enter into a lease agreement with United Therapeutics Corporation concerning Development Zone 3D at the Concord Municipal Airport; together with a report from the Interim Deputy City Manager - Community Development. (Supplemental report and revised lease submitted.)

Attachments: [Resolution](#)
[Staff Report](#)
[Airport Development Zones \(North\)](#)
[Lease](#)
[Architectural Renderings](#)
[Site Plan](#)
[Supplemental Report](#)
[Revised Lease](#)

- 26B. Resolution modifying the Elderly Exemption for the City of Concord pursuant to the provisions of RSA 72:27-a; together with a report from the Director of Real Estate

Assessments.

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

- 26C. Report from the Director of Real Estate Assessments 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](#)
[Agreement](#)

- 26D. Report from the Director of Real Estate Assessments requesting the City Manager be authorized to renew the Voluntary Payment in Lieu of Taxes Agreement between Fellowship Housing Opportunities, Inc. and Affiliates and the City of Concord.

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

- 26E. Resolution appropriating the sum of \$150,809.22 as a transfer to the Opioid Abatement Reserve and accepting the sum of \$150,809.22 in Opioid Litigation Settlement funds for this purpose; together with a report from the Deputy City Manager - Finance.

Attachments: [Resolution](#)
[Report](#)
[October 11 2022 letter from Attorney General's Office](#)

- 26F. Resolution appropriating the sum of \$34,000 in the Downtown Complete Streets Improvement project (CIP #460) to purchase concrete barriers to facilitate outdoor dining activities in on-street parking spaces and authorizing the use of \$34,000 from the Economic Development Reserve for this purpose; together with a report from the Interim Deputy City Manager - Development. (Supplemental report submitted.)

Attachments: [Resolution](#)
[Report](#)
[Presentation](#)
[Supplemental Report](#)
[Barley House Layout Plan](#)
[The Draft Layout Plan](#)
[Revival Layout Plan](#)
[Siam Orchid Layout Plan](#)

- 26G. Resolution accepting the terms of both a 2020 and a 2021 Critical Infrastructure/Water-related Catastrophe Equipment grant, appropriating the sum of \$25,000 in the Fire/NH Dept of Safety Grants and Donations project for the purchase

of water rescue and related equipment, and accepting the sum of \$25,000 in NH Department of Safety State Homeland Security Program funding for this purpose; together with a report from the Fire Chief.

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

Public Hearing Action

27. Resolution authorizing the City Manager to enter into a lease agreement with United Therapeutics Corporation concerning Development Zone 3D at the Concord Municipal Airport; together with a report from the Interim Deputy City Manager - Community Development. (Supplemental report and revised lease submitted.)

Attachments: [Resolution](#)
[Staff Report](#)
[Airport Development Zones \(North\)](#)
[Lease](#)
[Architectural Renderings](#)
[Site Plan](#)
[Supplemental Report](#)
[Revised Lease](#)

28. Resolution modifying the Elderly Exemption for the City of Concord pursuant to the provisions of RSA 72:27-a; together with a report from the Director of Real Estate Assessments.

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

29. Report from the Director of Real Estate Assessments 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](#)
[Agreement](#)

30. Report from the Director of Real Estate Assessments requesting the City Manager be authorized to renew the Voluntary Payment in Lieu of Taxes Agreement between Fellowship Housing Opportunities, Inc. and Affiliates and the City of Concord.

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

31. Resolution appropriating the sum of \$150,809.22 as a transfer to the Opioid Abatement Reserve and accepting the sum of \$150,809.22 in Opioid Litigation Settlement funds for this purpose; together with a report from the Deputy City

Manager - Finance.

Attachments: [Resolution](#)

[Report](#)

[October 11 2022 letter from Attorney General's Office](#)

32. Resolution appropriating the sum of \$34,000 in the Downtown Complete Streets Improvement project (CIP #460) to purchase concrete barriers to facilitate outdoor dining activities in on-street parking spaces and authorizing the use of \$34,000 from the Economic Development Reserve for this purpose; together with a report from the Interim Deputy City Manager - Development. (Supplemental report submitted.)

Attachments: [Resolution](#)

[Report](#)

[Presentation](#)

[Supplemental Report](#)

[Barley House Layout Plan](#)

[The Draft Layout Plan](#)

[Revival Layout Plan](#)

[Siam Orchid Layout Plan](#)

33. Resolution accepting the terms of both a 2020 and a 2021 Critical Infrastructure/Water-related Catastrophe Equipment grant, appropriating the sum of \$25,000 in the Fire/NH Dept of Safety Grants and Donations project for the purchase of water rescue and related equipment, and accepting the sum of \$25,000 in NH Department of Safety State Homeland Security Program funding for this purpose; together with a report from the Fire Chief.

Attachments: [Resolution](#)

[Report](#)

Reports

New Business

Unfinished Business

Comments, Requests by Mayor, City Councilors

Comments, Requests by the City Manager

Adjournment

Information

- Inf1 October 13, 2022 Airport Advisory Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf2 November 16, 2022 Community Development Advisory Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf3 December 6, 2022 Ad Hoc Outdoor Dining and Food Truck Committee Meeting Minutes.
Attachments: [Minutes](#)
- Inf4 January 5, 2023 Tax Exemption Policy Committee Approved Minutes.
Attachments: [Minutes](#)
- Inf5 January 10, 2023 Ad Hoc Outdoor Dining and Food Truck Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf6 January 12, 2023 Facilities Naming Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf7 February 2, 2023 Tax Exemption Policy Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf8 February 6, 2023 Concord Public Library Board of Trustee Meeting Minutes.
Attachments: [Minutes](#)
- Inf9 February 7, 2023 Rules Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf10 February 9, 2023 Golf Course Advisory Committee Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf11 February 15, 2023 Utility Appeals Board Draft Meeting Minutes.
Attachments: [Minutes](#)
- Inf12 Communication from Comcast informing City Council about upcoming changes to service for their customers.
Attachments: [Communication](#)
- Inf13 Communication from Eversource regarding upcoming project within the power line corridor.
Attachments: [Correspondence](#)
- Inf14 Parks and Recreation Departments Spring Brochure.

Attachments: [Spring Brochure](#)

Inf15 Informational update on Summer Employment within the Parks and Recreation Department from the Parks and Recreation Director.

Attachments: [Information](#)