



# City of Concord

## City Council

### Meeting Agenda

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Monday, July 8, 2019

7:00 PM

City Council Chambers  
37 Green Street  
Concord, NH 03301

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1. Call to Order.
2. Invocation by Reverend Kate Atkinson, St. Paul's Church.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the Meeting Minutes.  
June 6, 2019 City Council Meeting Minutes.  
**Attachments:** [Minutes](#)  
June 10, 2019 City Council Meeting Minutes.  
**Attachments:** [Minutes](#)  
June 17, 2019 City Council Meeting Minutes.  
**Attachments:** [Minutes](#)  
June 24, 2019 City Council Meeting Minutes.  
**Attachments:** [Minutes](#)
6. Resolution in recognition of the services of Master Police Officer William J. Brouillet.  
**Attachments:** [Resolution](#)
7. Keno presentation by Charles McIntyre, Director, New Hampshire Lottery Commission.
8. Agenda overview by the Mayor.

**\*\*Consent Agenda Items\*\***

#### **Referral to Community Development and Legal**

9. Communication from Mark Ciborowski, Ciborowski Associates, requesting consideration be made for the issuance of license agreements to Concord Craft Brewery for the placement of a chiller unit on city property as well as to Ciborowski Associates for steps currently located on city property.

**Attachments:** [Communication](#)  
[Photo](#)  
[Photo](#)  
[Survey](#)

### **Items Tabled for August 12, 2019 Public Hearings**

10. Resolution accepting and appropriating the sum of \$55,000 in funding from the Adverse Childhood Experience Response Team (ACERT) Program administered through the Merrimack County Child Advocacy Center, funds designated for overtime expenses incurred by the Police Department for ACERT Program activities; together with report from the Deputy Chief of Police.

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

11. Resolution accepting and appropriating the sum of \$24,972.80 in grant funding from 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 Chief.

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

12. 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, modifying positions within Legal and Parking; together with report from the Director of Human Resources and Labor Relations.

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

13. 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, adding the position of HVAC Technician; together with report from the General Services Director and the Director of Human Resources and Labor Relations.

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

### **From the City Manager**

14. Positive Citizen Comments.

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

### **Consent Reports**

15. Diminimus gifts and donations report from the Human Services Director requesting

authorization to accept a monetary gift totaling \$84.25 as provided under the pre-authorization granted by City Council.

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

16. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$9,486.50 as provided for under the pre-authorization granted by City Council.  
**Attachments:** [Report](#)
17. Diminimus gifts and donations report from the Police Department requesting authorization to accept grant funding from the New Hampshire Charitable Foundation Community Grants Program in the amount of \$3,885.00, as provided for under preauthorization granted by the City Council.  
**Attachments:** [Report](#)
18. Report from the City Manager requesting authorization to accept the donation of a "Concord Bicentennial" Banner, from Concord resident Peter Branch, for display in City Hall.  
**Attachments:** [Report](#)
19. Report from the Assistant City Planner requesting authorization to accept a donation of signage and a bench to be placed on City trails.  
**Attachments:** [Report](#)  
[Signs](#)
20. City Council 2018-2019 Quarterly Priorities Report from the City Manager.  
**Attachments:** [Report](#)
21. Report from the Deputy City Manager - Finance recommending approval of the proposed 2020 Membership Rates for the Beaver Meadow Golf Course as recommended by the Golf Course Advisory Committee.  
**Attachments:** [Report](#)  
[2019 Season Rate Comparison](#)
22. Report from the Police Department, Records Division, regarding the addition of a permanent part-time Admin Tech I position and reduction of a permanent part-time Admin Tech II position.  
**Attachments:** [Report](#)
23. Quarterly current use change tax report from the Director of Real Estate Assessments.  
**Attachments:** [Report](#)
24. Report from the City Engineer requesting conditionally acceptance of portions of Sonoma Lane and Kyle Road constructed as part of the Vintage Estates and Tuscany

Village development projects.

**Attachments:** [Report](#)  
[Attachment 1](#)  
[Attachment 2](#)

### **Consent Resolutions**

25. Resolution in recognition of the services of Deputy Chief Keith G. Mitchell. (For presentation in August)  
**Attachments:** [Resolution](#)
26. Resolution authorizing the City Manager or his designee to apply for grant funding in the amount of \$6,500 through the New Hampshire Department of Safety Emergency Management Performance Grant Program for the purpose of developing a Continuity of Operations Plan and appropriating funds awarded for this purpose; together with report from the Fire Chief.  
**Attachments:** [Resolution](#)  
[Report](#)
27. Resolution rescinding and de-authorizing the sum of \$3,000 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program and changing the funding source from the Edward Byrne Memorial Justice Assistance Grant to the County of Merrimack; together with report from the Police Department. (Revised resolution and report submitted)  
**Attachments:** [Resolution](#)  
[Report](#)  
[Revised Resolution](#)  
[Revised Report](#)

### **Appointments**

28. City Manager's proposed reappointment to the Library Board of Trustees.  
Christopher Casko  
**Attachments:** [Appointment](#)
29. Mayor Bouley's proposed appointment to the Committee for Concord's Plan to End Homelessness. Reverend Jason Wells  
**Attachments:** [Appointment](#)
30. Mayor Bouley's proposed appointment to the Golf Course Advisory Committee.  
Robert Whatmough  
**Attachments:** [Appointment](#)

*\*\*End of Consent Agenda\*\**

**Public Hearings**

- 31A. Resolution accepting the terms of the First Responder Comprehensive Addiction and Recovery Act (FR-CARA) Grant and accepting and appropriating the sum of \$136,999 to continue the Mobile Integrated Healthcare (MIH) Program, pending NH Fire Standards and Training & EMS approval and Governor and Council approval; together with report from the Fire Chief.  
**Attachments:** [Resolution](#)  
[Report](#)
- 31B. Resolution accepting and appropriating the sum of \$130,460 as a supplemental appropriation for the Mobile Integrated Healthcare (MIH) program, pending NH Fire Standards and Training & EMS approval and Governor and Council approval.  
**Attachments:** [Resolution](#)
- 31C. Resolution appropriating the sum of \$1,000,000 in Reserve Funds as a transfer to the Highway Reserve Fund retroactive to June 30, 2019; together with report from the Deputy City Manager - Finance.  
**Attachments:** [Resolution](#)  
[Report](#)
- 31D. Discretionary Preservation Easement renewal request, per RSA 79-D, for property located at 233 Hopkinton Road owned by the Sally Stouten Hatch Revocable Trust.  
**Attachments:** [Report](#)  
[Discretionary Easement Application](#)  
[Heritage Commission Evaluation](#)  
[May 2, 2019 Heritage Commission Minutes](#)  
[Plot Plan](#)  
[Receipts](#)  
[Aerial Photograph](#)  
[Photos](#)
- 31E. Resolution accepting and appropriating the sum of \$71,874 for residential granite curb cost sharing as part of the annual roadway surface improvements project (CIP #78); together with report from the General Services Director.  
**Attachments:** [Resolution](#)  
[Report](#)
- 31F. Resolution adopting an amended and restated development program and financing plan for the Sears Block Tax increment Finance District; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Action on this item to be taken on August 12, 2019)

**Attachments:** [Resolution](#)  
[Report](#)  
[SBTIF Development Program and Financing Plan](#)

31G. Resolution authorizing the City Manager to enter into agreements pertaining to a public private partnership for utility improvements within the Sears Block Tax Increment Finance District; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Action on this item to be taken August 12, 2019)

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

31H. Resolution appropriating the sum of \$150,000 for utility improvements within the Sears Block Tax Increment Finance District and authorizing the issuance of bonds and notes in the amount of up to \$150,000; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Action on this item to be taken August 12, 2019)

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

31I. Resolution authorizing the City Manager to enter into a purchase and sale/development agreement with Dol-Soul Properties, L.L.C. concerning the sale and redevelopment of city owned real estate located at 32-34 South Main Street and 33 South State Street known as the former New Hampshire Employment Security Property; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Action on this item to be taken August 12, 2019)

**Attachments:** [Resolution](#)  
[Report](#)  
[Eighth Amendment to Purchase and Sales Agreement](#)

31J. Resolution appropriating the sum of \$3,500,000 for the redevelopment of the former New Hampshire Employment Security Building (CIP #578) within the Sears Block Tax Increment Finance District and authorizing the issuance of bonds and notes in the amount of \$3,500,000; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Action on this item to be taken August 12, 2019)

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

### **Public Hearing Action**

32. Resolution accepting the terms of the First Responder Comprehensive Addiction and Recovery Act (FR-CARA) Grant and accepting and appropriating the sum of

\$136,999 to continue the Mobile Integrated Healthcare (MIH) Program, pending NH Fire Standards and Training & EMS approval and Governor and Council approval; together with report from the Fire Chief.

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

[Report](#)

33. Resolution accepting and appropriating the sum of \$130,460 as a supplemental appropriation for the Mobile Integrated Healthcare (MIH) program, pending NH Fire Standards and Training & EMS approval and Governor and Council approval.

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

34. Resolution appropriating the sum of \$1,000,000 in Reserve Funds as a transfer to the Highway Reserve Fund retroactive to June 30, 2019; together with report from the Deputy City Manager - Finance.

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

[Report](#)

35. Discretionary Preservation Easement renewal request, per RSA 79-D, for property located at 233 Hopkinton Road owned by the Sally Stouten Hatch Revocable Trust.

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

[Discretionary Easement Application](#)

[Heritage Commission Evaluation](#)

[May 2, 2019 Heritage Commission Minutes](#)

[Plot Plan](#)

[Receipts](#)

[Aerial Photograph](#)

[Photos](#)

36. Resolution accepting and appropriating the sum of \$71,874 for residential granite curb cost sharing as part of the annual roadway surface improvements project (CIP #78); together with report from the General Services Director.

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

[Report](#)

### **New Business**

### **Unfinished Business**

37. 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](#)

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, 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](#)

39. 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. (Revised report submitted)

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

**Comments, Requests by Mayor, City Councilors**

**Comments, Requests by the City Manager**

**Consideration of Suspense Items**



**Adjournment****Information**

- Inf1 March 19, 2019 Committee for Concord's Plan to End Homelessness Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf2 April 10, 2019 Facilities Naming Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf3 May 30, 2019 Facilities Naming Committee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf4 June 3, 2019 Concord Public Library Trustee Meeting Minutes.  
**Attachments:** [Minutes](#)
- Inf5 June 5, 2019 Executive Council Meeting Report.  
**Attachments:** [Executive Council Meeting Report](#)
- Inf6 Communication from VHB notifying the City of Concord of upcoming routine maintenance within the city's rights-of-way.  
**Attachments:** [Communication](#)
- Inf7 Communication from Comcast notifying the City of Concord about upcoming changes in service for their customers.  
**Attachments:** [Communication](#)