



City of Concord

City Council

Meeting Agenda - Final-revised

Monday, January 10, 2022

7:00 PM

City Council Chambers
37 Green Street
Concord, NH 03301

Non-public session in accordance with RSA 91-A:3, II (d), to discuss the acquisition, sale or lease of property to be held at 5:30 p.m.

1. Call to Order.
2. Invocation.
3. The Pledge of Allegiance was completed.
4. Roll Call.
5. Approval of the Meeting Minutes.

December 13, 2021 City Council Draft Meeting Minutes

Attachments: [Minutes](#)

December 14, 2021 City Council Draft Meeting Minutes.

Attachments: [Minutes](#)

6. Agenda overview by the Mayor.

Consent Agenda Items

Referral to City Administration, the Legal Department and the Recreation & Parks Advisory Committee

7. Communication from Mary Jane Haley requesting consideration be made to no longer allow dogs within municipal cemeteries.

Attachments: [Communication](#)

Referral to the Conservation Commission, Planning and the Planning Board

8. Communication from Donna & Peter Marston, 30 Village Street, requesting the City remove two large pine trees from City owned property on the corner of Village Street and Abbott Road as well as expressing their interest in purchasing the City owned property.

Attachments: [Communication](#)

Items Tabled for February 14, 2022 Public Hearings

9. 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, Network Security Engineer; together with report from the Director of Human Resources and previously submitted resolution.
Attachments: [Ordinance](#)
[Report](#)
[Resolution No. 9424](#)
[Passed Resolution Report](#)
10. 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. (Public hearings to be held in February and March with action taken in April.)
Attachments: [Resolution](#)
[Report](#)
11. Resolution appropriating the sum of \$67,637 to continue the work of reducing energy usage at the Hall Street Wastewater Treatment Plant (CIP #104) and accepting the sum of \$67,637 from the Unifit NHSAVES Energy Efficiency Incentive Rebate Program for this purpose; together with report from the General Services Director.
Attachments: [Resolution](#)
[Report](#)
12. Resolution appropriating the sum of \$18,771.00 to launch an e-bike bookmobile outreach program and accepting the sum of \$18,771.00 using Federal American Rescue Plan Act (ARPA) grant funds for this purpose; together with report from the Library Director.
Attachments: [Resolution](#)
[Report](#)
13. Resolution appropriating the sum of \$1,880,000 as a transfer to Reserves, and authorizing the use of \$1,880,000 from Fiscal Year 2021 General Fund Assigned Fund Balance; together with report from the Deputy City Manager - Finance.
Attachments: [Resolution](#)
[Report](#)
14. Resolution appropriating the sum of \$130,000 for the City Hall door project, furniture and equipment, and key management system and education opportunities and authorizing the use of \$130,000 in reserve funds for these purposes; together with report from the Deputy City Manager - Finance.
Attachments: [Resolution](#)
[Report](#)

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 \$1,741.82, as provided for under the pre-authorization granted by City Council.

Attachments: [Report](#)

17. Report from the Deputy City Manager for Development recommending approval of a license agreement with The Thorne Leather Co., Inc. DBA Thorne's of Concord for an awning sign over the public right of way at 140 North Main Street.

Attachments: [Report](#)

[License Agreement-Thorne's 140 N. Main St](#)

[Thorne's of Concord - Rendering of proposed awning location](#)

18. Quarterly Current Use Tax Report from the Director of Real Estate Assessments.

Attachments: [Report](#)

19. Fiscal Year 2021 Annual Comprehensive Financial Report (ACFR) from the Deputy City Manager - Finance.

Attachments: [Report](#)

[Concord NH ACFR21](#)

20. Report from the Everett Arena Advisory Committee and the Parks & Recreation Advisory Committee recommending funding the Kiwanis Park Master Plan in FY2023. (Pulled from consent by Councilor Nyhan.)

Attachments: [Report](#)

21. Report from the Library Director recommending City Council accepts a \$29 donation from a library patron for a one-year subscription the Washington Report on Middle East Affairs.

Attachments: [Report](#)

22. Report from the Conservation Commission on the 50th Anniversary of the Commission.

Attachments: [Report](#)

Consent Resolutions

23. Resolution in recognition of the Services of Firefighter Paramedic Jeffrey Schottler

Attachments: [Resolution](#)

24. Resolution repurposing the sum of \$75,561.56 from the completed Primary Clarifier Replacement subproject (CIP #104) to a new Secondary Clarifier Replacement subproject (CIP #104); together with report from the General Services Director.

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

Appointments

25. Mayor Bouley's proposed appointment to the Committee for Concord's Plan to End Homelessness: Lisa K. Madden.

Attachments: [Appointment](#)

End of Consent Agenda

Public Hearings

- 26A. Ordinance amending the Code of Ordinances, Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Section 28-2-4, Allowable Principal and Accessory Uses in Zoning Districts, Paragraph J, Table of Principal Uses, by amending the Table of Principal Use, Use E, Medical; together with report from the Deputy City Manager for Development. (Supplemental report requesting public hearing be recessed until January 10, 2022 received.) (Additional supplemental report and map submitted.) (Public hearing recessed at the December 13, 2021 City Council meeting.)

Attachments: [Ordinance](#)
[Report](#)
[Supplemental Report](#)
[Additional Supplemental Report](#)
[Map-](#)

- 26B. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 13 Public Health, Article 13-4, Vaccinations and Communicable Disease, Wearing of Face Coverings in the City of Concord - COVID-19; together with report from the Deputy City Solicitor. (Public testimony received.) (Additional public testimony received.)

Attachments: [Ordinance](#)
[Report](#)
[Ordinance 3076](#)
[Public Testimony](#)
[Additional Public Testimony](#)

- 26C. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, concerning parking

modifications on Kennedy Lane; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.

Attachments: [Ordinance](#)

[Report](#)

[Request to Parking Committee](#)

[Parking Committee Sept 17, 2019 Narrow Streets Presentation](#)

26D. Ordinance Amending the Code of Ordinances, Title I, General Code; Chapter 9, Water, Article 9-4, Water and Sewer Investment Fee; together with report from the Deputy City Manager for Development.

Attachments: [Ordinance](#)

[Report](#)

[Special Investment Fee District Map](#)

26E. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-9, Administration and Enforcement, Section 28-9-4, Decisions by the Planning Board, by amending Subsection (d) (3), Projects Exempt from Site Plan Review; together with report from the Deputy City Manager for Development.

Attachments: [Ordinance](#)

[Report](#)

26F. 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, Administrative Specialist II; together with report from the Human Resources Director.

Attachments: [Ordinance](#)

[Report](#)

26G. 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, authorizing a change in title from “Building Systems Supervisor” to “Public Properties Crew Leader”; together with report from the General Services and Human Resources Directors.

Attachments: [Ordinance](#)

[Report](#)

26H. Resolution appropriating the sum of \$99,040.42 for compensation and fringe benefits for personnel costs related to the deployment of Fire Department personnel to areas impacted by disasters and accepting the sum of \$99,040.42 as reimbursement from the Federal Emergency Management Agency for this purpose; together with report from the Deputy Fire Chief.

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

- 26I. Resolution appropriating the sum of \$11,741.37 to support programming and outreach that enhance the services of the Concord Public Library and accepting the sum of \$11,741.37 in donations from the Concord Public Library Foundation for this purpose; together with report from the Library Director.

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

Public Hearing Action

27. Ordinance amending the Code of Ordinances, Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Section 28-2-4, Allowable Principal and Accessory Uses in Zoning Districts, Paragraph J, Table of Principal Uses, by amending the Table of Principal Use, Use E, Medical; together with report from the Deputy City Manager for Development. (Supplemental report requesting public hearing be recessed until January 10, 2022 received.) (Additional supplemental report and map submitted.) (Public hearing recessed at the December 13, 2021 City Council meeting.)

Attachments: [Ordinance](#)
[Report](#)
[Supplemental Report](#)
[Additional Supplemental Report](#)
[Map-](#)

28. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 13 Public Health, Article 13-4, Vaccinations and Communicable Disease, Wearing of Face Coverings in the City of Concord - COVID-19; together with report from the Deputy City Solicitor. (Public testimony received.) (Additional public testimony received.)

Attachments: [Ordinance](#)
[Report](#)
[Ordinance 3076](#)
[Public Testimony](#)
[Additional Public Testimony](#)

29. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, concerning parking modifications on Kennedy Lane; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.

Attachments: [Ordinance](#)
[Report](#)
[Request to Parking Committee](#)
[Parking Committee Sept 17, 2019 Narrow Streets Presentation](#)

30. Ordinance Amending the Code of Ordinances, Title I, General Code; Chapter 9, Water, Article 9-4, Water and Sewer Investment Fee; together with report from the Deputy City Manager for Development.

Attachments: [Ordinance](#)
[Report](#)
[Special Investment Fee District Map](#)

31. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-9, Administration and Enforcement, Section 28-9-4, Decisions by the Planning Board, by amending Subsection (d) (3), Projects Exempt from Site Plan Review; together with report from the Deputy City Manager for Development.

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

32. 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, Administrative Specialist II; together with report from the Human Resources Director.

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

33. 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, authorizing a change in title from “Building Systems Supervisor” to “Public Properties Crew Leader”; together with report from the General Services and Human Resources Directors.

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

34. Resolution appropriating the sum of \$99,040.42 for compensation and fringe benefits for personnel costs related to the deployment of Fire Department personnel to areas impacted by disasters and accepting the sum of \$99,040.42 as reimbursement from the Federal Emergency Management Agency for this purpose; together with report from the Deputy Fire Chief.

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

35. Resolution appropriating the sum of \$11,741.37 to support programming and outreach that enhance the services of the Concord Public Library and accepting the sum of \$11,741.37 in donations from the Concord Public Library Foundation for this purpose; together with report from the Library Director.

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

Reports

New Business

Unfinished Business

Comments, Requests by Mayor, City Councilors

Comments, Requests by the City Manager

Consideration of item pulled from the consent agenda

20. Report from the Everett Arena Advisory Committee and the Parks & Recreation Advisory Committee recommending funding the Kiwanis Park Master Plan in FY2023. (Pulled from consent by Councilor Nyhan.)

Attachments: [Report](#)

Consideration of Suspense Items

- Sus1 Resolution authorizing the City Manager to negotiate and enter into purchase and sale agreement amendment #2 with the John J. Flatley Company concerning the sale and redevelopment of city owned real estate known as the former New Hampshire Employment Security property located at 32-34 South Main Street and 33 South State Street; together with report from the Director of Redevelopment, Downtown Services, and Special Projects.

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

Adjournment

Information

Inf1 March 25, 2021, July 22, 2021, August 26, 2021, and September 23, 2021
Transportation Policy Advisory Committee Meeting Minutes.

Attachments: [Minutes](#)

[Minutes](#)

[Minutes](#)

[Minutes](#)

Inf2 August 17, 2021, September 21, 2021, and October 19, 2021 Traffic Operations
Committee Meeting Minutes.

Attachments: [Minutes](#)

[Minutes](#)

[Minutes](#)

Inf3 December 9, 2021 Golf Course Advisory Committee Draft Meeting Minutes.

Attachments: [Minutes](#)

Inf4 December 13, 2021 Concord Public Library Board of Trustee Meeting Minutes.

Attachments: [Minutes](#)

Inf5 December 20, 2021 Fiscal Policy Advisory Committee Draft Meeting Minutes.

Attachments: [Minutes](#)

Inf6 Communications from Comcast Cable notifying the City of programming changes.

Attachments: [Communications](#)