



City of Concord

City Council

Meeting Agenda

Monday, May 8, 2017

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 property acquisition to begin at 6:00 p.m.

1. Call to Order.
2. Invocation by Pastor Ben Monk, Gospel Light Church of God.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of Meeting Minutes.
April 10, 2017 City Council Meeting Minutes.
Attachments: [Minutes](#)
6. New England Patriots Day Proclamation.
Attachments: [Proclamation](#)
7. Resolution in recognition of the services of Firefighter Michael Corcoran.
Attachments: [Resolution](#)
8. Agenda overview by the Mayor.

Consent Agenda Items

Note: items listed as pulled from the consent agenda will be discussed at the end of the meeting.

Referral to the Recreation & Parks Advisory Committee

9. Report from the City Solicitor in response to a City Council referral related to skating at White Park Pond.
Attachments: [Report](#)
[Referral](#)

Referral to the Tax Exemption Policy Committee

10. Communication from John Lentine, President, Boyce Highlands, Inc. requesting the City of Concord consider making solar panels exempt from property taxes.
Attachments: [Request](#)

Referral to the Facilities Naming Committee

11. Communication from Matthew R. St. Onge asking that consideration be made to naming the park at the intersection of Canal Street and MacCoy Street Twin Bridges Park.

Attachments: [Request](#)

Referral to the Tax Exemption Policy Committee

12. Communication from Councilor Shurtleff requesting consideration be given to modifying the City's current veterans tax credits allowing residents who served in the military during the "Cold War" to be eligible for a veteran's tax exemption.

Attachments: [Request](#)

Items Tabled for June 5, 2017 Public Hearings

13. Resolution fixing and determining the amount of money to be appropriated by the City of Concord for the Fiscal Year 2018 ending June 30, 2018. (To be distributed under separate cover)
14. Resolution amending the amount of money to be appropriated by the City of Concord for the Fiscal Year 2018 ending June 30, 2018. (To be distributed under separate cover)
15. Resolution for the bonded projects within the Capital Budget for Fiscal Year 2018 ending June 30, 2018 thereby authorizing and approving the expenditure of funds and authorizing the issuance of bonds and notes for various capital projects. (To be distributed under separate cover)
16. Resolution for annual capital closeout and repurposing of capital project funds; together with report from the Senior Accountant. (To be distributed under separate cover)

Items Tabled for June 12, 2017 Public Hearings

17. Resolution accepting and appropriating \$45,505 in unmatched grant funding from the Department of Safety, State Homeland Security Grant Program, for Funding of Security Surveillance and Building Access Equipment; together with report from the Deputy Fire Chief.

Attachments: [Resolution](#)

[Report](#)

[Grant Award Letter](#)

18. Resolution accepting and appropriating the sum of \$28,420 from the sale of property and transferring the sum of \$28,420 to Reserve Funds; together with a report from the Deputy City Manager-Development.

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

19. Resolution accepting and appropriating the sum of \$12,500 from the Trustees of the Protestant Episcopal Church of New Hampshire; together with report from the City Manager.

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

20. Resolution relative to the public highway discontinuance of a portion of Pitman Street in Concord, NH; together with report from the City Planner.

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

21. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan; Article 35-2, Compensation Plan, Schedule D, Class Specification Index, addition and modification to positions at the Wastewater Treatment Plant Division; together with report from the Director of Human Resources and Labor Relations and the General Services Director.

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

From the City Manager

22. Positive Citizen Comments.

Attachments: [Citizen Comments](#)

Consent Reports

23. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$2,333.45 as provided for under the pre-authorization granted by City Council.

Attachments: [Report](#)

24. Diminimus gift and donation report from the Parks and Recreation Director requesting authorization to accept monetary gifts totaling \$700.00 as provided for under the pre-authorization granted by City Council.

Attachments: [Report](#)

25. Status Report from the City Manager on 2016-2017 City Council Priorities.

Attachments: [Report](#)

26. Fiscal Year to Date Financial Statements from the Deputy City Manager - Finance.

Attachments: [Report](#)

27. Report from the Director of Redevelopment, Downtown Services & Special Projects regarding CIP #443 citywide multigenerational community center and demolition of former Heights Community Center (a/k/a 1977 gymnasium).
Attachments: [Report](#)
28. Quarterly Current Use Change Tax Report from the Director of Real Estate Assessments.
Attachments: [Report](#)
[Current Use Penalties](#)
29. Tax Exemption Committee report on revisions to the existing elderly and blind exemptions and veteran credits from the Director of Real Estate Assessments.
Attachments: [Report](#)
[Committee Draft Minutes](#)
30. Proposed Main Street Lamp Post Banner Program report from the Deputy City Manager - Development.
Attachments: [Report](#)
[Lamp Post Banners Program](#)
[Revised Lamp Post Banners Program](#)
31. Quarterly report from the Police and Fire Chiefs on drug overdoses and other statistics.
Attachments: [Report](#)
32. Public Safety Board Annual Report.
Attachments: [Annual Report](#)
33. Pay-As-You-Throw Semi-Annual Status Report from the General Services Director.
Attachments: [Report](#)

Consent Resolutions

34. Resolution re-adopting the Beneflex Plan and authorizing the City Manager to execute Beneflex Plan Documents.
Attachments: [Resolution](#)
35. Resolution authorizing the City Manager to enter into a license agreement with Associated Enterprises, Inc. to install a balcony and related improvements within the North Main Street rights-of-way; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Pulled from consent by Councilor Kretovic)

Attachments: [Resolution](#)
[Report](#)
[Planning Board Approved Rendering & Plans](#)

36. Resolution authorizing the City Manager to enter into a Municipal Work Zone Agreement with the State of New Hampshire Department of Transportation (NHDOT) for traffic control on city streets related to State Project 40766, I-89 Pavement Resurfacing Project; together with report from the City Engineer.

Attachments: [Resolution](#)
[Report](#)
[Work Zone Agreement - Detour Plans](#)

Consent Communications

37. Street closure request from the Concord Family YMCA for a block party/barbecue to be held on Friday, May 12, 2017.

Attachments: [Request](#)

38. Street closure request from Lucky's Barbershop & Shave Parlor for their 2nd Annual Adoption Day Event to be held on Sunday, June 4, 2017.

Attachments: [Request](#)

39. Street closure request for the 11th Annual Concord Multicultural Festival to be held on June 24, 2017.

Attachments: [Request](#)

40. Revised street closure request for the dedication of a memorial in honor of Governor John Winant at the New Hampshire State Library, to be held on June 30, 2017.

Attachments: [Revised Request](#)

Appointments

41. Mayor Bouley's proposed reappointments to the Community Development Advisory Committee. Jeff Bart and Janet Sprague

Attachments: [Appointments](#)

42. Mayor Bouley's proposed appointment to the Energy & Environment Advisory Committee. Richard Maher

Attachments: [Appointment](#)

43. Mayor Bouley's proposed reappointments to the Golf Course Advisory Committee. Jim Marshall and Christopher Mulleavey

Attachments: [Appointment](#)

From the Mayor

End of Consent Agenda

Public Hearings

44A. Resolution de-authorizing the sum of \$178,354.60 in traffic impact fees from the 2015 Downtown Complete Street Subproject (CIP #460) and returning said sum to Traffic Impact Fee District #3, de-authorizing the sum of \$300,000 in bond authorizations to include \$290,000 from the 2016 Underground Utilities Subproject (CIP #460) and \$10,000 from the 2017 South Main Street subproject (CIP #460), and repurposing the sum of \$662,884.61 in bonds from CIP #460 and CIP #281 to CIP #65; together with report from Deputy City Manager-Finance. (Revised resolution and report submitted at the March 2017 meeting) (Public hearing recessed at the April 2017 Council meeting)

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

44B. Resolution appropriating the sum of \$962,884.61 for the purpose of completing the City Hall campus steam to natural gas conversion and Municipal Complex sidewalk refurbishment subprojects (CIP #65) using \$662,884.61 in previously identified complete streets improvement funds (CIP #460 and CIP #281), repurposing \$100,000 from the COMF Boiler Replacement Subproject (CIP #323), and authorizing the issuance of bonds and notes in the amount of \$200,000; together with report from Deputy City Manager-Finance. (Revised resolution and report submitted at the March 2017 meeting) (Supplemental resolution and report submitted for the May 2017 meeting) (Public hearing recessed at the April 2017 Council meeting)

Attachments: [Resolution](#)
[Report](#)
[Revised Resolution](#)
[Revised Report](#)
[Revised Resolution - May 2017](#)
[Revised Report - May 2017](#)

44C. Resolution authorizing the City Manager to enter into a Purchase Option Agreement with Caleb Development Corporation concerning the sale and redevelopment of city owned property at 35 Canal Street, Penacook; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Supplemental report with attachments received) (Public testimony received) (Additional public testimony received)

Attachments: [Resolution](#)
[Report](#)
[Purchase Option Agreement Incl. Exhibits](#)
[Caleb Offer To Purchase Penacook](#)
[Conceptual Site Plan](#)
[Conceptual Elevation](#)
[Conceptual Subdivision Plan](#)
[Supplemental Report](#)
[Caleb PVA Presentation](#)
[Revised Conceptual Building Elevation](#)
[Public Testimony](#)
[Additional Public Testimony](#)

- 44D. Ordinance Amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Article 28-5, Supplemental Standards, Article 28-9, Administration and Enforcement and Glossary, to allow Accessory Dwelling Units; together with report from the City Planner. (Supplemental report submitted) (Public testimony received)

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

- 44E. Resolution appropriating the sum of \$515,000 and authorizing the issuance of bonds and notes in the amount of \$470,000 for construction of a new citywide community center (CIP #443); together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Attachments: [Resolution](#)
[Report](#)
[Floor Plan](#)
[Elevation View - From Canterbury Road](#)
[Elevation View - Main Entry](#)
[Elevation View - From Keach Park](#)

- 44F. Resolution authorizing and appropriating \$81,557 and authorizing the City Manager to enter into an agreement with Affinity LED Lighting for the purchase and installation of a LED Lighting Project at the Everett Arena and to enter into an agreement with Unutil to accept a grant for \$40,778.50 and to finance \$40,778.50 as on bill financing; together with report from the General Services Director.

Attachments: [Resolution](#)
[Report](#)
[2017 Lighting Incentive Form](#)
[On-Bill Financing Agreement](#)
[Affinity LED Contract](#)

- 44G. Resolution appropriating the sum of \$73,500 and authorizing the issuance of bonds and notes of up to the amount of \$73,500 for the Arena Chiller Replacement (CIP #64); together with a report from the General Services Director.

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

- 44H. Resolution accepting and appropriating the sum of \$36,013, which has been voluntarily forfeited as part of plea agreements issued out of the Merrimack County Superior Court, funds designated to be utilized by the Concord Police Department Drug Enforcement Unit in furtherance of drug investigations; together with report from the Police Department.

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

Public Hearing Action

45. 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 held in March and April)

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

46. Resolution de-authorizing the sum of \$178,354.60 in traffic impact fees from the 2015 Downtown Complete Street Subproject (CIP #460) and returning said sum to Traffic Impact Fee District #3, de-authorizing the sum of \$300,000 in bond authorizations to include \$290,000 from the 2016 Underground Utilities Subproject (CIP #460) and \$10,000 from the 2017 South Main Street subproject (CIP #460), and repurposing the sum of \$662,884.61 in bonds from CIP #460 and CIP #281 to CIP #65; together with report from Deputy City Manager-Finance. (Revised resolution and report submitted at the March 2017 meeting) (Public hearing recessed at the April 2017 Council meeting)

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

47. Resolution appropriating the sum of \$962,884.61 for the purpose of completing the

City Hall campus steam to natural gas conversion and Municipal Complex sidewalk refurbishment subprojects (CIP #65) using \$662,884.61 in previously identified complete streets improvement funds (CIP #460 and CIP #281), repurposing \$100,000 from the COMF Boiler Replacement Subproject (CIP #323), and authorizing the issuance of bonds and notes in the amount of \$200,000; together with report from Deputy City Manager-Finance. (Revised resolution and report submitted at the March 2017 meeting) (Supplemental resolution and report submitted for the May 2017 meeting) (Public hearing recessed at the April 2017 Council meeting)

Attachments: [Resolution](#)
[Report](#)
[Revised Resolution](#)
[Revised Report](#)
[Revised Resolution - May 2017](#)
[Revised Report - May 2017](#)

48. Resolution authorizing the City Manager to enter into a Purchase Option Agreement with Caleb Development Corporation concerning the sale and redevelopment of city owned property at 35 Canal Street, Penacook; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (Supplemental report with attachments received) (Public testimony received) (Additional public testimony received)

Attachments: [Resolution](#)
[Report](#)
[Purchase Option Agreement Incl. Exhibits](#)
[Caleb Offer To Purchase Penacook](#)
[Conceptual Site Plan](#)
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[Supplemental Report](#)
[Caleb PVA Presentation](#)
[Revised Conceptual Building Elevation](#)
[Public Testimony](#)
[Additional Public Testimony](#)

49. Ordinance Amending the Code of Ordinances, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-2, Zoning Districts and Allowable Uses, Article 28-5, Supplemental Standards, Article 28-9, Administration and Enforcement and Glossary, to allow Accessory Dwelling Units; together with report from the City Planner. (Supplemental report submitted) (Public testimony received)

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

50. Resolution appropriating the sum of \$515,000 and authorizing the issuance of bonds and notes in the amount of \$470,000 for construction of a new citywide community center (CIP #443); together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Attachments: [Resolution](#)
[Report](#)
[Floor Plan](#)
[Elevation View - From Canterbury Road](#)
[Elevation View - Main Entry](#)
[Elevation View - From Keach Park](#)

51. Resolution authorizing and appropriating \$81,557 and authorizing the City Manager to enter into an agreement with Affinity LED Lighting for the purchase and installation of a LED Lighting Project at the Everett Arena and to enter into an agreement with Unutil to accept a grant for \$40,778.50 and to finance \$40,778.50 as on bill financing; together with report from the General Services Director.

Attachments: [Resolution](#)
[Report](#)
[2017 Lighting Incentive Form](#)
[On-Bill Financing Agreement](#)
[Affinity LED Contract](#)

52. Resolution appropriating the sum of \$73,500 and authorizing the issuance of bonds and notes of up to the amount of \$73,500 for the Arena Chiller Replacement (CIP #64); together with a report from the General Services Director.

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

53. Resolution accepting and appropriating the sum of \$36,013, which has been voluntarily forfeited as part of plea agreements issued out of the Merrimack County Superior Court, funds designated to be utilized by the Concord Police Department Drug Enforcement Unit in furtherance of drug investigations; together with report from the Police Department.

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

Appointments by the Mayor**Reports****New Business****Unfinished Business**

54. 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).

Attachments: [Report](#)
[Proposed Council Rules](#)

Comments, Requests by Mayor, City Councilors**Comments, Requests by the City Manager****Consideration of items pulled from the consent agenda for discussion.**

** Item 35 has been pulled from the consent agenda for discussion.*

Consideration of Suspense Items

- Sus1. Communication from the Kimball Jenkins School of Art and the Mill Brook Gallery and Sculpture Gardens requesting permission to display sculptures within the community that were created for the Big Bicycle Project.

Attachments: [Communication](#)

Referral to the Transportation Policy Advisory Committee

- Sus2. Communication from Doug Finney requesting consideration be given to implementing speed reduction measures within the Franklin Street area in Concord.

Attachments: [Communication](#)

Adjournment

Information

Inf1. October 17, 2016 Public Safety Board Approved Meeting Minutes.

Attachments: [Minutes](#)

Inf2. February 9, 2017 Golf Advisory Committee Meeting.

Attachments: [Minutes](#)

Inf3. March 20, 2017 Fiscal Policy Advisory Committee Minutes.

Attachments: [Minutes](#)

Inf4. April 3, 2017 Concord Public Library Board of Trustees Meeting Minutes.

Attachments: [Minutes](#)

Inf5. April 13, 2017 Utility Appeals Board Draft Meeting Minutes.

Attachments: [Minutes](#)

Inf6. April 17, 2017 Fiscal Policy Advisory Committee Draft Minutes.

Attachments: [Minutes](#)

Inf7. Communication from Robert T. Baker requesting a report regarding the Tree City USA awards program.

Attachments: [Communication](#)

Inf8. Communication from Concord School District regarding their Community Enrichment Program; together with correspondence from the Parks & Recreation Director.

Attachments: [Correspondence](#)

Inf9. Parks and Recreation Department Summer-Fall Brochure.

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