



City of Concord

City Council

Meeting Agenda

Monday, April 10, 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 and RSA 91-A:2, I (b) meeting with legal counsel to be held at 6:00 p.m.

1. Call to Order.
2. Invocation by Pastor Ed Mullen, Immaculate Heart of Mary Church.
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the Meeting Minutes.

March 13, 2017 City Council Meeting Minutes.

Attachments: [Minutes](#)

6. Agenda overview by the Mayor.

Consent Agenda Items

Items Tabled for May 8, 2017 Public Hearings

7. 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.

Attachments: [Resolution](#)

[Report](#)

[Purchase Option Agreement Incl. Exhibits](#)

[Caleb Offer To Purchase Penacook](#)

[Conceptual Site Plan](#)

[Conceptual Elevation](#)

[Conceptual Subdivision Plan](#)

8. 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 Unitil 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](#)

9. 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](#)

10. 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](#)

11. 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.

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

Consent Reports

12. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$5,047.15 as provided for under the pre-authorization granted by City Council.

Attachments: [Report](#)

13. Diminimus gifts and donations report from the Parks and Recreation Director requesting authorization to accept monetary gifts totaling \$4,736.23 as provided under the pre-authorization granted by City Council

Attachments: [Report](#)

14. FY2016 Distinguished Budget Presentation Award.

Attachments: [Report](#)
[GFOA Award Letter](#)

15. Report from the Deputy City Manager - Development recommending that the City Manager be authorized to execute a Release of Restrictive Covenant, thereby releasing a Covenant, Restriction and Reservation known as Condition (a), as contained in a deed from the City of Concord to the County of Merrimack and recorded at the Merrimack County Registry of Deeds, Book 1284, Page 279, Merrimack County Superior Courthouse.

Attachments: [Report](#)
[Proposed Release Deed](#)

16. Report from the Traffic Engineer on behalf of the Traffic Operations Committee recommending an update in the traffic signal operation at the Pleasant/South/Green intersection.

Attachments: [Report](#)

17. Report from the Parks and Recreation Director on recommended improvements for the golf course.

Attachments: [Report](#)

18. Report from the Parks and Recreation Director regarding Free Swim Lesson Sponsorship.

Attachments: [Report](#)

Consent Resolutions

19. Resolution in recognition of the services of Firefighter Michael Corcoran. (for presentation in May)

Attachments: [Resolution](#)

20. Resolution authorizing the City Manager to submit applications to the New Hampshire Highway Safety Agency for grant funding of roadway safety initiatives and equipment as outlined in its current grant program; together with report from the Police Department.

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

21. Resolution authorizing the City Manager to apply for a grant for up to \$1,460,000 with the New Hampshire Department of Transportation (NHDOT) Bureau of Aeronautics, for the purpose of constructing Phase I Rehabilitation of 2300 feet of Taxiway A and crack sealing and marking Runways 17/35 and 12/30; together with a report from the Associate Engineer.

Attachments: [Resolution](#)
 [Report](#)
 [Aerial 60% Design Sketch](#)

22. Resolution authorizing the City Manager to apply for and accept Recycling Equipment Grants; together with report from the General Services Director.

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

Consent Communications

23. Street closure request from the Greater Concord Chamber of Commerce for a Capital Arts Fest to be held on May 6, 2017.

Attachments: [Request](#)

24. Street closure request from the Concord Veterans Council for the Memorial Day Parade to be held on May 29, 2017.

Attachments: [Request](#)

25. Street closure request from Intown Concord for the 43rd Annual Market Days Festival to be held Thursday, June 22 through Saturday, June 24, 2017.

Attachments: [Request](#)

26. Street closure request for the Library's Live Music on the Lawn Series to be held on Prince Street on June 28, 2017, July 26, 2017, and August 16, 2017.

Attachments: [Request](#)

27. Street closure request from the Rock On Foundation for their Rock On Fest to be held Friday, August 11, 2017 through Saturday, August 12, 2017.

Attachments: [Request](#)

28. Street closure request from the Crisis Center of Central New Hampshire for their 4th Annual Walk A Mile In Her Shoes Event to take place on Wednesday, October 4, 2017.

Attachments: [Request](#)

Appointments

29. City Manager's proposed reappointments to the Concord Housing Authority. Peter Burger and Jerome Madden

Attachments: [Appointment](#)

30. Mayor Bouley's proposed appointments to the Contoocook River Local Advisory Committee. Jack Shields and Marco Philippon

Attachments: [Appointment](#)

31. City Manager's proposed appointment to the Heritage Commission. Sarah Galligan
Attachments: [Appointment](#)
[Resume](#)
32. City Manager's proposed reappointments to the Zoning Board of Adjustment. Christopher Carley, Nicholas Wallner, Robert Harrison, Jr., James Monahan, Jim Marshall and Andrew Winters.
Attachments: [Appointment](#)

End of Consent Agenda

Public Hearings

- 33A. 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.
Attachments: [Resolution](#)
[Report](#)
- 33B. Resolution determining the proposed project has a public benefit and approving an application by Bienvenue Redevelopment L.L.C. for a RSA 79-E Community Revitalization Tax Relief Incentive for the renovation of the former Sacred Heart Church located at 54 Pleasant Street; together with report from Director of Redevelopment, Downtown Services and Special Projects.
Attachments: [Resolution](#)
[Report](#)
[Tax Savings Calculation](#)
[Applicant's Cover Letter Feb 28, 2017](#)
[Application Feb 9, 2017](#)
[Project Withdrawal Letter](#)
- 33C. 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)
Attachments: [Resolution](#)
[Report](#)
[Revised Resolution](#)
[Revised Report](#)

- 33D. 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)

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

- 33E. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, by amending Schedule I of Article 1-5, Fees, Fines and Penalties; together with non-ordinance fees and a report from the Deputy City Manager - Finance.

Attachments: [Ordinance](#)
[Report](#)
[Ordinance & Non-Ordinance Fee Schedule](#)

- 33F. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 34, Personnel Rules and Regulations, Annual Leave; together with report from the City Solicitor.

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

Public Hearing Action

34. Resolution determining the proposed project has a public benefit and approving an application by Bienvenue Redevelopment L.L.C. for a RSA 79-E Community Revitalization Tax Relief Incentive for the renovation of the former Sacred Heart Church located at 54 Pleasant Street; together with report from Director of Redevelopment, Downtown Services and Special Projects.

Attachments: [Resolution](#)
[Report](#)
[Tax Savings Calculation](#)
[Applicant's Cover Letter Feb 28, 2017](#)
[Application Feb 9, 2017](#)
[Project Withdrawal Letter](#)

35. 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)

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

36. 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)

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

37. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 1, Government Organization, by amending Schedule I of Article 1-5, Fees, Fines and Penalties; together with non-ordinance fees and a report from the Deputy City Manager - Finance.

Attachments: [Ordinance](#)
[Report](#)
[Ordinance & Non-Ordinance Fee Schedule](#)

38. Ordinance amending the Code of Ordinances, Title V, Administrative Code; Chapter 34, Personnel Rules and Regulations, Annual Leave; together with report from the City Solicitor.

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

Reports

39. Report from Deputy City Manager - Finance recommending the FY 2018 Finance Committee Budget Review Schedule and Guidelines

Attachments: [Report](#)
[Proposed Budget Schedule](#)
[Guidelines](#)

New Business

40. Notice of intent for reconsideration of item #33B from the March 13, 2017 City Council agenda.

Ordinance amending the Code of Ordinances, Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-8-2, Nonconforming Lots, Uses and Structures; Section 28-8-2, Determination of a Nonconformity; together with a report from the City Planner. (Ordinance approved at the March 13, 2017 City Council meeting)

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

Unfinished Business

41. 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 Suspense Items****Items Tabled for May 8, 2017 Public Hearings**

- Sus1. 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](#)

Adjournment**Information**

Inf1. February 16, 2017 Recreation Parks Advisory Committee Meeting Minutes.

Attachments: [Minutes](#)
[Proposed Terrill Park Improvements](#)

Inf2. February 21, 2017 Traffic Operations Committee Meeting Minutes

Attachments: [Minutes](#)

Inf3. February 23, 2017 Transportation Policy Advisory Committee Meeting Minutes

Attachments: [Minutes](#)

Inf4. March 6, 2017 Concord Public Library Board of Trustees Meeting Minutes.

Attachments: [Minutes](#)

Inf5. Merrimack County Proposed Budget for the 2017 Calendar Year.

Attachments: [Merrimack County 2017 Proposed Budget](#)

Inf6. Program message from Ascentria Services for New Americans.

Attachments: [Ascentria Communication](#)

Inf7. Information from the Parks and Recreation Director on the annual Youth Football Clinic with the New England Patriots Alumni Club.

Attachments: [Report](#)