



*Non-public meetings in accordance with RSA 91-A: 3, II (d)
to discuss property acquisition and RSA 91-A:2, I (b) non-public meeting with legal
counsel to be held at 5:30 p.m.*

City Council Meeting
Agenda
September 9, 2013
City Council Chambers
7:00 p.m.

1. Call to Order.
2. Invocation by Pastor David Pinckney from the River of Grace Church.
3. Pledge of Allegiance.
4. Roll Call.
5. Resolution in recognition of the services of Lieutenant Paul Leger. (7-27) (8-5)
- 5a. Proclamation recognizing the 250th anniversary of the City of Concord.
6. Approval of the August 12, 2013 Meeting Minutes.
7. Agenda overview by the Mayor.

- Consent Agenda Items -

Items Tabled for October 15, 2013 Public Hearings

8. Resolution appropriating \$12,000 to the arena fund operating budget for Fiscal Year 2013, retroactive to June 30, 2013; together with report from the Deputy City Manager – Finance.

From the City Manager

9. Positive Citizen Comments.

Consent Reports

10. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$15,169.09 as provided for under the preauthorization granted by City Council.

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11. Diminimus gifts and donations report from the Human Services Director requesting authorization to accept monetary gifts totaling \$600 as provided for under the preauthorization granted by City Council.
12. Diminimus gifts and donations report from the Fire Department requesting authorization to accept monetary gifts totaling \$1,000 as provided for under the preauthorization granted by City Council.
13. Report from the Fire Chief on Life Safety Evaluations and Standby Personnel at Special Events.
14. Report from the Parks and Recreation Director recommending the approval of 2014 Beaver Meadow Golf Course Members rates.
15. Preliminary Financial Statement report for fiscal year ending June 30, 2013 from the Deputy City Manager – Finance.
16. Compliance with RSA 674:21 V (1) Impact Fee Report from the Deputy City Manager – Finance.
17. Council Quarterly Priorities Report.
18. Annual Report on Leased Parking Spaces – in accordance with Ordinance No., 2232, passed August 11, 1997 from the Director of Redevelopment, Downtown Services, and Special Projects.
19. Appropriation transfer report from the Assistant Finance Director.
20. Report from the Director of Redevelopment, Downtown Services and Special Projects regarding tax deeded property at 114 Ironworks Road and 280 North State Street in Concord.

Consent Resolutions

21. Resolution deauthorizing the sum of \$17,900 from CIP #53 for the frangible mounts and a beacon on the localizer for the runway 17/35 as no longer necessary; together with report from the Deputy City Manager – Finance.
22. Resolution authorizing the City Manager to enter into a development agreement amendment with Capital Commons, LLC; together with report from the Director of Redevelopment, Downtown Services & Special Projects.

Consent Communications

23. Street closure request from Intown Concord for Halloween Howl, to be held on October 25, 2013.

24. Street closure request for an annual neighborhood block party to be held on Tahanto Street on Sunday, September 15, 2013 from 4:00 – 7:00 p.m.

Appointments

From the Mayor

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

August 12, 2013 Public Hearing Action

25. Resolution accepting and appropriating \$258,024 in unmatched grant funds from the Office of Domestic Preparedness – State Homeland Security Program and Law Enforcement Terrorism Prevention Program, funds designated for the purpose of purchasing a specialized response/rescue vehicle; together with a report from the Police Chief. (7-13) (8-48A; 8-51)
(Public testimony received) (Additional communications received)

26. September 9, 2013 Public Hearings

- A. Resolution accepting and appropriating the sum of \$48,315 in unmatched grant funds from the New Hampshire Department of Safety Homeland Security Grant Program; together with report from the Fire Chief. (8-12)
- B. 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; Program Coordinator and Recreation Supervisor; together with report from Human Resources Director. (8-13)
- C. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, Section 27-1-5, Amendments to the International Property Maintenance Code/2009; together with report from Code Administration. (8-14)
- D. Resolution relative to the public highway discontinuance of a portion of North State Street between Church Street and Bouton Street in Concord, New Hampshire; together with report from the City Planner. (8-15)
- E. Resolution appropriating the sum of \$1,570,000, including acceptance of \$560,000 in Community Development Investment Program Tax Credits from the NH Community Development Finance Authority and authorizing the issuance of \$1,010,000 in bonds and notes; said amount being the private sector supported match for construction of the Downtown Complete Street Project (CIP # 460); together with report from the Assistant for Special Projects. (8-16)

- F. Report from the Director of Real Estate Assessments regarding a payment in lieu of taxes agreement between the City of Concord and Briar Hydro Associates for Rolfe Canal Falls, Penacook Upper Falls & Penacook Lower Falls. (8-17)
- G. Resolution accepting and appropriating \$12,200 from the New Hampshire Division of Historical Resources Certified Local Government (CLG) Program for the conduct and preparation of a study of the historic carriage houses and urban barns within the City of Concord's West End Neighborhood; together with report from the City Planner. (8-18)
- H. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Section 17-6-7, Truck Routes in the City of Concord; together with report from the Legal Department. (8-19)
- I. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 18, Parking; Article 18-1, Stopping, Standing, and Parking; Section 18-1-8, Parking Time Limited in Designated Places, Schedule III; Charles Street; together with report from the Parking Committee. (8-20)

September 9, 2013 Public Hearing Action

- 27. Resolution accepting and appropriating the sum of \$48,315 in unmatched grant funds from the New Hampshire Department of Safety Homeland Security Grant Program; together with report from the Fire Chief. (8-12)
- 28. 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; Program Coordinator and Recreation Supervisor; together with report from Human Resources Director. (8-13)
- 29. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, Section 27-1-5, Amendments to the International Property Maintenance Code/2009; together with report from Code Administration. (8-14)
- 30. Resolution relative to the public highway discontinuance of a portion of North State Street between Church Street and Bouton Street in Concord, New Hampshire; together with report from the City Planner. (8-15)
- 31. Resolution appropriating the sum of \$1,570,000, including acceptance of \$560,000 in Community Development Investment Program Tax Credits from the NH Community Development Finance Authority and authorizing the issuance of \$1,010,000 in bonds and notes; said amount being the private sector supported match for construction of the Downtown Complete Street Project (CIP # 460); together with report from the Assistant for Special Projects. (8-16)

32. Report from the Director of Real Estate Assessments regarding a payment in lieu of taxes agreement between the City of Concord and Briar Hydro Associates for Rolfe Canal Falls, Penacook Upper Falls & Penacook Lower Falls. (8-17)
33. Resolution accepting and appropriating \$12,200 from the New Hampshire Division of Historical Resources Certified Local Government (CLG) Program for the conduct and preparation of a study of the historic carriage houses and urban barns within the City of Concord's West End Neighborhood; together with report from the City Planner. (8-18)
34. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Section 17-6-7, Truck Routes in the City of Concord; together with report from the Legal Department. (8-19)
35. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 18, Parking; Article 18-1, Stopping, Standing, and Parking; Section 18-1-8, Parking Time Limited in Designated Places, Schedule III; Charles Street; together with report from the Parking Committee. (8-20)

Reports

New Business

Unfinished Business

36. Resolution approving the granting of a conservation easement to the Society for the Protection of New Hampshire Forests (SPNHF) on approximately 114 acres of land southerly and easterly of Gully Hill Road, as approved by the Conservation Commission; together with report from the Conservation Commission. (6-17) (7-36B; 7-38) (8-53) (9-39)(10-31) (11-43) (12-42) (1-52) (2-49) (3-37) (4-36) (5-57) (6-52) (7-39)(8-64) (*Action on this item tabled following a July 9, 2012 public hearing*)
37. Resolution amending the official map so as to establish the mapped lines of a future street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue; together with report from the Assistant City Planner. (1-16) (2-33I; 2-42) (3-39) (4-37) (5-58) (6-53) (7-40) (8-65) (*Action on this item tabled following a February 2013 public hearing*)

Comments, Requests by Mayor, City Councilors

Comments, Requests by the City Manager

Consideration of Suspense Items

Adjournment

Information

- 9 Inf 1 February 28, 2013 Fiscal Policy Advisory Committee Meeting Minutes.
- 9 Inf 2 April 25, 2013 and July 25, 2013 Transportation Policy Advisory Committee Meeting Minutes.
- 9 Inf 3 July 11, 2013 Beaver Meadow Golf Course Advisory Committee Meeting Minutes.
- 9 Inf 4 August 20, 2013 Traffic Operations Committee Meeting Minutes.
- 9 Inf 5 District Two Executive Council report from Colin Van Ostern.
- 9 Inf 6 Invitation for Mayor Bouley and Members of City Council to attend the Greater Concord Safe Community Coalition, Concord Police Department, appreciation breakfast to be held on Tuesday, September 17, 2013.
- 9 Inf 7 Upcoming event brochures from the Concord City Auditorium.
- 9 Inf 8 Communication from Herbert F. Leisy, thanking City Council for their support of the adoption of the volunteer litter pick up program at their August 2013 Council Meeting.
- 9 Inf 9 Quarterly Franchise Fee Payment from Comcast Cable.
- 9 Inf 10 Resident communications relating to RTT Associates at 2 ½ Beacon Street, Concord.



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Non-public meeting in accordance with RSA 91-A:3, II (d) followed by non-public meeting in accordance with RSA 91-A: 3, II (d) to discuss property acquisition and a non-public meeting regarding collective bargaining in accordance with RSA 91-A:2, I(a) to be held at 5:30 pm

City Council Meeting
Draft Minutes
August 12, 2013
City Council Chambers
7:00 p.m.

1. The Mayor Pro Tem called the meeting to order at 7:00 p.m.
2. Invocation by Rabbi Robin Nafshi, Temple Beth Jacob.
3. Pledge of Allegiance.
4. Roll Call. Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono, Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire and Councilor Shurtleff were present. Mayor Bouley and Councilor Werner were excused.
5. Resolution in recognition of the services of Lieutenant Paul Leger. (7-27)
Action: Lieutenant Paul Leger was not present for the resolution.
6. Creative Concord – public art on Main Street presentation.
Action: Creative Concord was not present for the presentation.
7. Approval of the July 8, 2013 Meeting Minutes.
Action: Councilor Nyhan moved approval of the July 8, 2013 meeting minutes. The motion was duly seconded. Councilor Kretovic asked that page 7 of the minutes change the last name Cowen to Cohen. The motion, as amended, passed with no dissenting votes.
8. Mayor Pro Tem St. Hilaire provided an overview of the agenda. He noted he would like Council to consider holding the public hearing for items B and C first since the public hearing for item A will be long. There was no Council objection to this request.

- Consent Agenda Items -

Referral to the Facilities Naming Committee and the Recreation and Parks Advisory Committee

9. Communication from Bob Hatch asking that City Council consider renaming the courts at Keach Park, Hatch Courts, in memory of his father Paul O. Hatch.

Referral to the Traffic Operations Committee

10. Communication from the Deputy City Manager – Development asking that an examination of the performance of the Regional Drive/Chenell Drive intersection be made.

Referral to Community Development and the Planning Board

11. Communication from Nicholas Golon, TFM, on behalf of their client, Public Service Company of New Hampshire (PSNH) requesting release of a future road right-of-way located on land owned by PSNH in Concord, tax map 122, block 2, lot 28.

Items Tabled for an September 9, 2013 Public Hearing

12. Resolution accepting and appropriating the sum of \$48,315 in unmatched grant funds from the New Hampshire Department of Safety Homeland Security Grant Program; together with report from the Fire Chief.
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; Program Coordinator and Recreation Supervisor; together with report from Human Resources Director.
14. Ordinance amending the Code of Ordinances, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, Section 27-1-5, Amendments to the International Property Maintenance Code/2009; together with report from Code Administration.
15. Resolution relative to the public highway discontinuance of a portion of North State Street between Church Street and Bouton Street in Concord, New Hampshire; together with report from the City Planner.
16. Resolution appropriating the sum of \$1,570,000, including acceptance of \$560,000 in Community Development Investment Program Tax Credits from the NH Community Development Finance Authority and authorizing the issuance of \$1,010,000 in bonds and notes; said amount being the private sector supported match for construction of the Downtown Complete Street Project (CIP # 460); together with report from the Assistant for Special Projects.

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17. Report from the Director of Real Estate Assessments regarding a payment in lieu of taxes agreement between the City of Concord and Briar Hydro Associates for Rolfe Canal Falls, Penacook Upper Falls & Penacook Lower Falls.
18. Resolution accepting and appropriating \$12,200 from the New Hampshire Division of Historical Resources Certified Local Government (CLG) Program for the conduct and preparation of a study of the historic carriage houses and urban barns within the City of Concord's West End Neighborhood; together with report from the City Planner.
19. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Section 17-6-7, Truck Routes in the City of Concord; together with report from the Legal Department.
20. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 18, Parking; Article 18-1, Stopping, Standing, and Parking; Section 18-1-8, Parking Time Limited in Designated Places, Schedule III; Charles Street; together with report from the Parking Committee.

From the City Manager

21. Positive Citizen Comments.

Consent Reports

22. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$2,126.30 as provided for under the preauthorization granted by City Council.
23. Diminimus gifts and donations report from the Human Services Director requesting authorization to accept monetary gifts totaling \$700 as provided for under the preauthorization granted by City Council.
24. Diminimus gifts and donations report from the Recreation Director requesting authorization to accept monetary gifts totaling \$19,714.40 as provided for under the preauthorization granted by City Council.
25. Report from the City Planner in response to a communication from Richard Uchida, Hinckley Allen Snyder LLP, on behalf of the Grappone Companies requesting rezoning of a portion of property located at 94 Manchester Street in Concord. (3-9)
26. Report from the Legal Department in response to a communication from Robert Baker requesting the development of a policy in regards to hockey on White Park Pond. (1Sus1)
27. Report from the Legal Department in response to a petition, signed by New Hampshire citizens, requesting the City of Concord establish and enforce a code to create a buffer zone of 35', the distance at which demonstrators and protesters must stay from the property of reproductive health care clinics within the City. (5-8) (7Inf8)

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28. Report from the General Services Department in response to a communication from Herbert Leisy asking for increased vigilance in addressing recurring refuse by the City in an attempt to restore residential quality of life in the Old Loudon Road area. (6-10)
29. Semi-Annual Report of Contracted Solid Waste and Recycling Services.
30. Report to Council from the General Services Department announcing the establishment of e-billing for City utility bills.
31. Fiscal Year 2014, CIP #283, revenue budget correction report from the Deputy City Manager – Finance
32. Comprehensive Annual Financial Report Award report from the Deputy City Manager-Finance and the Assistant Finance Director.
33. Report from the Traffic Operations Committee in response to a petition requesting the installation of a four way stop intersection at the intersection of Thorndike and South State Streets as well as a request that additional improvements in that area be considered. (5-9)
34. Report from the Traffic Operations Committee in response to a communication from Judi King requesting a speed zone sign on Church Street between North State Street and Bouton Street. (7-8)
35. Quarterly current use report from the Director of Real Estate Assessments.

Consent Resolutions

36. Resolution authorizing the City Manager to enter into a memorandum of agreement (MOA) for up to \$225,000 with the New Hampshire Fish and Game Department to administer the Mitigation Management Plan associated with the environmental impacts to the designated conservation zone for the Taxiway B construction project; together with a report from the Associate Engineer.

Consent Communications

37. Street closure request for a neighborhood block party to be held on Sunday, August 25, 2013.
38. Street closure request for a YMCA block party/barbecue to be held on Friday, September 13, 2013.
39. Street closure request for the 8th Annual Multicultural Festival to be held on Saturday, September 28, 2013.
40. Street closure request from Bishop Brady High School for a homecoming parade to be held on Saturday, September 28, 2013.

Appointments

41. City Manager's proposed reappointment to the Building Board of Appeals.
Richard Burpee, Ed Rimm, Peter Welch
42. Mayor's proposed reappointment to the Recreation and Parks Advisory Committee.
Chiara Dolcino, Lauren Flieder, Glen Mathews
43. Mayor's proposed reappointment to the Solid Waste Advisory Committee.
Melanie Doiron, Mike Russell
44. Mayor's proposed reappointments/appointments to the Public Safety Advisory Board.
Anthony Bourque, Jim Cotsana, Steve Edwards, Jim O'Neill and Michael Russell, Carol Hargrove and Lisa Brown
45. Mayor's proposed reappointment to the Everett Arena Advisory Board.
Dan Arndt
46. Mayor's proposed reappointments to the Golf Course Advisory Committee.
Vera Buck, Dave Croft, Richard Holden, Frances Hunt, Roger Jobin, Robert Vachon, Charles Vanasdalan and William Veroneau
47. Mayor's proposed reappointments to the Airport Advisory Committee.
Richard Bartle, Ernest Loomis and James MacKay

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

48. **August 12, 2013 Public Hearings**

Council held public hearings for items B and C first. Public hearing for item A followed these two public hearings.

- B. Resolution approving the acquisition of approximately 270 acres of open space land located northerly of Portsmouth Street and southerly of Curtisville Road, as recommended by the Conservation Commission and affirming the issuance of \$975,000 in bonds or notes under Resolution No. 7661 of the City Council, adopted on September 13, 2004; together with report from the City Planner. (7-15)

Action: City Clerk Janice Bonenfant read the titles for both items B and C.

City Manager Tom Aspell provided an overview for items B and C.

Mayor Pro Tem St. Hilaire opened the public hearings for both items B and C.

Public Testimony

Kit Morgan, Conservation Commission Chair, asked for Council's approval of these two items. He highlighted a few advantages of this property and the reasons why they feel it should be in city ownership including: recreational asset; significant wildlife resource; part of one of the largest areas of unfragmented open space; area where there's a strong possibility of a number of rare species; and productive forest lands. He added that the acquisition of the Broken Ground area has been a recommendation to the city's master plan since at least 1978. He provided an overview of the history and negotiation of the purchase.

Claudia Rein, Concord resident, spoke in support of the purchase.

Gail Page, Concord resident, spoke in support of the purchase of the land for preservation and conservation.

Doug Ponusky, Concord resident, submitted and read a letter of support from Daniel and Sharman Estabrook. He stated that he concurs with the content of the correspondence. (Correspondence on file at the City Clerk's Office).

Roy Schweiker, Concord resident, noted his support. He added that he feels that the land is being purchased at more than the assessed value of the property. He noted that he would like consideration be given as to whether this would be the sort of place that the city can entice a high end corporation to locate on one small part of the land.

Councilor Nyhan questioned what Mr. Schweiker's research showed as the assessed value. Mr. Schweiker responded that he had that information written down but he has since lost that information.

Dan Williams, Concord resident, noted his agreement with Mr. Morgan's comments. He listed off some of the wildlife that has been seen within this area.

Matthew Baldwin, Concord resident, spoke in support of the purchase and conservation of this property.

Fran Philippe, Concord resident, spoke in support of the purchase and urged Council to support the purchase of this property for conservation.

Allan Herschlag, Wildflower Drive, spoke in support of the purchase and indicated that he is glad this property will not be developed in the future if Council votes to place it in a conservation easement. He strongly urged the Council to consider the recommendations made by others before him.

Matthew Paul, South Curtisville Road, spoke in support of this item noting that this is an opportunity that the city can't let pass. He feels that it's pivotal for Concord to make the action now to purchase this land.

Jules Townsend, Concord resident, spoke in support of the purchase of the land.

Christopher Nelson, Hampshire Drive, spoke in support of the acquisition of this property.

Stefan Matlage, Concord resident, filled out a testimony card in support of these items but did not wish to speak.

There being no further public testimony, the Mayor Pro Tem closed the hearings for items B and C.

- C. Resolution authorizing and appropriating \$50,000 from the Forestry Trust Fund for the purchase of timber rights on 270 acres of land off of Curtisville Road and Portsmouth Street known as tax map parcels 113/3/3, 113/2/10 and 113/2/9, in conjunction with the purchase of the herein described property. (7-16)

Action: Public hearing for this item taken with item public hearing B.

- A. Resolution accepting and appropriating \$258,024 in unmatched grant funds from the Office of Domestic Preparedness – State Homeland Security Program and Law Enforcement Terrorism Prevention Program, funds designated for the purpose of purchasing a specialized response/rescue vehicle; together with a report from the Police Chief. (7-13) *(Public testimony received) (Additional public testimony received; copy of Concord Police Department PowerPoint presentation distributed)*

Action: Police Chief John Duval provided a powerpoint presentation on the grant to acquire specialized transportation and rescue vehicle, Bearcat vehicle. (Printed powerpoint presentation on file at the City Clerk's Office).

Councilor McClure inquired as to how the original vehicle was purchased. Chief Duval responded that the original vehicle was surplus that they received from another department who had upgraded their vehicle to better serve their needs. Councilor McClure noted that there was 16 Concord police officers on the original team; now that the unit is comprised of 20 communities, how many individuals are on the unit. Chief Duval responded that there are 25 to 30 individuals on the team. Councilor McClure inquired whether there was representation from every community. Chief Duval replied that there is from most communities. Councilor McClure asked how often the Peacekeeper was used and asked for a few examples of when it was used. Chief Duval explained that, as it's currently used, it doesn't deploy for normal patrol operations. In order for it to respond as part of the special ops unit, certain conditions have to apply. He indicated that they have rules and by-laws that dictate when a member community makes

a request for the team certain conditions have to apply such as: barricaded subject, weapons involved, hostage situation, a lethality situation to name a few. Chief Duval read some of the call outs that have been made since 2007: armed burglary with shots fired at police officers; high risk warrant service; delusional subject armed with a knife; search warrant with drugs; search and rescue; barricaded armed subject; burglary with unsecured weapons in home; homicide suspect in a hotel; riot at the Merrimack County jail; armed subject at a high school.

Councilor Grady Sexton asked for an estimate as to how much the city is paying annually for the Peacekeeper in terms of repairs and housing and further questioned how much is required for the city to pay for the Bearcat. Chief Duval responded that the motor was replaced a few years ago and, since then, it has been in a state of disrepair; replacement of tires and mechanical component costing thousands of dollars. He explained that the SOU would be taking care of fuel, maintenance costs, insurance and everything else so the taxpayers of the city will not be exposed to any financial liability to the vehicle. Councilor Grady Sexton inquired whether the city would be responsible for training costs for officers to be able to use the Bearcat. Chief Duval responded that training for the vehicle is provided by the manufacturer and that not just anyone would be able to drive it because there's certain criteria that must be meant in order to drive it. He added that they have their own training costs but there is no additional training costs for the vehicle.

Councilor Kretovic noted that when she was doing research in regards to this Bearcat she came across an article that Manchester is the community that donated the Peacekeeper to the city. Chief Duval indicated that to be correct. Councilor Kretovic inquired whether Manchester is part of the SOU. Chief Duval explained that Manchester has their own SWAT team for their city; the SOU encompasses over 1,000 square miles and over 150,000 citizens.

Councilor Blanchard asked if it was true that if the city did not accept this federal money that it would simply go to another community for the same purpose. She further questioned whether this federal money is specifically for this vehicle. Chief Duval responded that there is certain money set aside for public safety and if the Council chooses not to accept the money, it would then go back to that pool in which there would other communities for other projects that would apply for and compete for that same amount of financial resource.

Councilor Keach asked whether the Chief sees this vehicle as more of an offensive vehicle or a defensive vehicle. Chief Duval replied that the vehicle allows police officers to get to a place to perform their tasks in exceptional situations and to do so with as much safety as one could possibly prepare for. He indicated that it's defensive and has no weapons on the vehicle and is not an offensive asset whatsoever. Councilor Keach indicated that he concurs with this pointing out that it has no mounted weapons and gets people in and out of danger. He further indicated that he takes exception to the inclination that this is a tank and that he sees it as a defensive piece of equipment.

Councilor Coen asked what the specifications are for the current Bearcat as far as options. Chief Duval explained that the options include: a diesel 6.7 liter turbo engine; G3 four wheel off-road upgrade package; four door configuration – driver’s door, passenger door, two doors in the rear, and also has doors on the side enhancing the capabilities of rescue; radio prep package; intercom system inside and outside; front mounted receiver with ram post and plate; hydraulic ram upgrade; rear auxiliary air conditioning and heat; radiation detection package; and explosive gas detection package.

Councilor McClure noted that the city is a member of the Central NH SOU and it was mentioned that that group is responsible for maintaining the vehicle. She inquired as to Concord’s commitment, monetarily, to the SOU. Chief Duval responded that it is \$3,000 per year. Councilor McClure questioned how long this has been going on. Chief Duval replied that up until recently it was \$2,500 and that it was just increased. He pointed out that other teams in the state are up to \$5,000 and that having twenty communities contribute allows them to buy vests, replace weapons, ammunition, other clothing items, and vehicle repairs. Councilor McClure questioned what other communities in NH have similar vehicles. Chief Duval responded that other communities include Belknap County, Manchester, Keene, Southern NH Special Operations Unit, Portsmouth, a Seacoast Team, and Nashua. Councilor McClure asked who the city would call if they needed a vehicle because they didn’t have one. Chief Duval explained that over a year ago they had an individual who barricaded themselves on Hoit Road and while the police officers were on the scene, unprotected, three shots rang out of that home. He noted that they did not have access to the Peacekeeper due to mechanical problems so they called upon Belknap County.

Mayor Pro Tem St. Hilaire asked for the response time from Belknap County. Chief Duval indicated that it was four hours. Mayor Pro Tem St. Hilaire asked what the response time would be for this proposed unit. Chief Duval responded that it would essentially be immediate; within 10 to 15 minutes at the most. Mayor Pro Tem St. Hilaire asked what other surrounding towns belong to the Central NH SOU. Chief Duval responded that they are Allenstown, Ashland, Boscawen, Bradford, Chichester, Concord, Enfield, Groton, Hanover, Haverhill, Hebron, Lincoln, Merrimack County Sheriff’s Office, Pembroke, Pittsfield, Plymouth State University, Sugar Hill, Sutton, Tilton and Waterville Valley. He added that there have been a few additions and subtractions since this application so some of these may not be accurate.

Councilor Kretovic noted that it’s come to discussion that the State Police has one of these as well as the National Guard in Concord and questioned whether this was accurate. Chief Duval responded that the State Police does not have a Bearcat and doesn’t believe that the National Guard has one either.

Councilor Bennett noted that it is his understanding that there are twelve SWAT teams in the state. He indicated that he believes that Lebanon has a SWAT team and do not have a vehicle but if they need assistance they call the State of NH. He asked if the state would

come to Concord's aid if they are called. Sergeant Mike Pearl responded yes and indicated that Concord would help them if called upon.

Councilor Grady Sexton noted that as the Chief read down the list of all of the situations in which a vehicle is necessary, her mind unfortunately goes to the horrific and tragic events that happened in Greenland. She questioned whether they had a vehicle like this that they were able to use to enter that home. Chief Duval explained that a Bearcat was used as a critical asset including removing the remains of the Chief that had fallen so that they could do so safely without leaving him there for hours. He added that another component of this is a rescue vehicle in which there are situations where a vehicle like this can be used to protect citizens. He explained that a year ago Christmas in upstate New York firefighters were shot upon and killed and a Bearcat was used in that situation to rescue 30 citizens. He stated that New York is not that far away and they can't predict what's going to happen and for the Capital City, he felt that it was needed and he doesn't really have another option other to protect his officers.

Councilor Blanchard asked if the SOU is considered a SWAT team. Chief Duval responded that the SOU has a SWAT component but also has a search and rescue component and are trained in crowd control as well.

Referencing the event occurring in Manchester today, City Manager Tom Aspell indicated that the news showed Manchester using a vehicle similar to what is being proposed. Chief Duval indicated that it was the Manchester SWAT team using their Bearcat vehicle at the scene allowing them to pull up to the building and deploy quickly.

Councilor Grady Sexton asked that, if the Council were to reject this application and not accept the federal funding, would staff anticipate coming back and asking the Council to pay for a similar vehicle or a Bearcat with city funds in the future. Chief Duval replied that he feels that the benefit of this grant is that it allows many communities to see the benefit of a resource that protects their officers and their citizens. He stated that he doesn't know if he would come asking the taxpayers of the city to underwrite an asset for all the other communities.

Councilor Coen pointed out that the grant mentions that there is a national presence because of political campaigns that come to the state and the resources that the city is asked to provide from the Secret Service and others. He stated that this is another key to this item. Chief Duval responded that this is key noting that there are a lot of layers beyond this in which people don't even realize for political candidates and dignitaries.

Mayor Pro Tem St. Hilaire explained that under the Council Rules, the Council can limit public testimony. He noted that he is asking that it be limited to one minute per person. There was no Council objection to this change.

Mayor Pro Tem St. Hilaire opened the public hearing.

Public Testimony

Carla Gericke, Free State Project President, indicated that free staters are productive people moving to NH because of the shared values with their neighbors of small government and more personal responsibility and are not terrorists. She stated that they do not pose daily challenges to the City of Concord and is deeply offended that a grant application was used in a fraudulent and misleading manner. As president of the free state project, she indicated she is publicly calling for the retraction of the Department of Homeland Security grant and asked for a list of the daily challenges that they present and further asked for a public letter of apology for the 14,600 free state project participants that were defamed in the application. (Full written testimony on file at the City Clerk's Office)

Michael Little, Concord resident, spoke in support of the purchase of the Bearcat vehicle for the safety of the citizens and police officers.

Pam Ean, Concord resident, spoke in opposition of the Bearcat vehicle.

Scott Hilliard, Merrimack County Sheriff, spoke in support of the Bearcat vehicle indicating that it not only service officers but also the citizens.

Christopher Gronski, Wolfeboro resident, spoke in opposition of the Bearcat vehicle.

Kim Murdoch, Concord resident, spoke on behalf of the Concord Public Safety Foundation in support of the Bearcat vehicle. (Full written testimony on file at the City Clerk's Office)

Theresa Earle, Henniker resident, spoke in opposition of the purchase of the Bearcat vehicle.

Representative JR Hoell, Dunbarton resident, spoke in opposition of the Bearcat vehicle.

Representative Emily Sandblade, Manchester resident, spoke in opposition of the Bearcat vehicle.

Councilor Keach asked whether Ms. Sandblade feels that there is a legitimate use for a piece of this equipment in Concord. Ms. Sandblade responded yes if the US was invaded by some foreign power but feels that it's hard to see the use of military equipment against civilians.

Jim McConaha, Concord resident, spoke in opposition of the Bearcat vehicle noting that Council should look at the money coming from the federal government as if it were their own money, money coming out of their residents pockets.

Irena Goddard, Concord resident, spoke in opposition of the Bearcat vehicle. (Full written testimony on file at the City Clerk's Office)

Representative George Lambert, Litchfield resident, spoke in opposition of the Bearcat vehicle.

Karl Appleby was not present when his name was read from the testimony card.

Samantha Clattenburg, Concord resident, spoke in opposition of the Bearcat vehicle. (Full written testimony on file at the City Clerk's Office)

Sandra Pierre, Weare resident, did not speak she had given up her time to allow Carla Gericke longer testimony (filled out card in opposition to the Bearcat vehicle).

Craig Greenman, Concord resident, spoke in opposition of the Bearcat vehicle.

Paula Werne, Boscawen resident, spoke in opposition of the Bearcat vehicle.

Pete Martino, Epsom resident and retired Marine Corp Colonel, spoke in opposition of the Bearcat vehicle.

Gray Fitzgerald, Concord resident, spoke in opposition to the Bearcat vehicle.

City Manager Tom Aspell noted that one of the concerns of people is the identification of the three parties related to in the application being labeled domestic terrorists. He stated that Ms. Gericke had an idea which was that the language relating to the domestic terrorists piece and the labeling of those three organizations was removed from the application and the application was resubmitted and if it floated on its own then it floated on its own but if it did not, the feds could take the money. He noted that he had spoken to Chief Duval about this and he sent a letter to the Department of Safety with the recommendation to remove all the references to the three parties and the labeling of domestic terrorists to any of those parties and questioned whether they would consider the application again and determine whether or not the funding would still be appropriate. He indicated that the Department of Safety sent the city a letter stating that they would accept the amendment to the application and based on findings in the rest of the application, standing on its own, the city is still eligible for the grant. He asked if this was a reasonable accommodation that allows the city and organization to move forward and replace a vehicle.

Ms. Gericke noted that she feels that this is a great step in the right direction and does address some of their concerns as an organization. She stated that there are other issues that still concern her.

Seth Hipple, Concord resident, spoke in opposition of the Bearcat vehicle.

Kristine Boncer, Northwood resident, spoke in opposition of the Bearcat vehicle.
Laurel Leisses, Concord resident, spoke in opposition of the Bearcat vehicle.

Christopher Booth, Concord resident, spoke in opposition of the Bearcat vehicle.

Brian Blackden, Concord resident spoke in opposition of the Bearcat vehicle.

Tim Bauman, Concord resident, spoke in opposition of the Bearcat vehicle.

Neal Conner, Concord resident, elected not to speak but filled out a card in opposition of the Bearcat vehicle.

Leah Wolczko, Manchester resident, spoke in opposition of the Bearcat vehicle.

Kevin Bloom, Concord resident, noted that there are only about seven free staters that live in Concord and indicated that they are not a threat to the city.

Alva Myrrdall, Occupy NH representative, spoke in opposition of the Bearcat vehicle.
(Full written testimony on file at the City Clerk's Office)

Mike Lowry, Enfield resident and former US Air Force veteran, spoke in opposition of the Bearcat vehicle.

Monica MacKeachan, Concord resident, noted that she does not feel safe with the police as it is now.

Joseph Haas, Gilmanston resident, spoke in opposition of the Bearcat vehicle.

Carrie DePhillips, Lincoln resident, provided Council with a correspondence from Devon Chaffee from the ACLU (on file in the City Clerk's Office). Ms. DePhillips encouraged people to watch the Bearcat video noting that it doesn't show it being used for rescue but shows it being used as an attack vehicle.

Jesse Mertz, Pembroke resident, also encouraged people to watch the Bearcat video speaking in opposition of it.

Shane Fletcher, Concord resident, indicated that he feels these dollars could be spent on something more positive rather than on the Bearcat vehicle.

Marco Martino, Epsom resident, spoke in opposition of the Bearcat vehicle.

Tara Powell, Canterbury resident, spoke in opposition of the Bearcat vehicle.

Emily Spencer, Concord resident, noted that she doesn't feel that the Bearcat vehicle reflects Concord's values and hopes that Council hears that this isn't what Concord needs.

James Copley, NH resident, spoke in opposition of the Bearcat vehicle.

Tonya Rochette, Concord resident, indicated that she appreciates the passion that people have but is a bit concerned with the disregard for ground rules set by the Council in respect to time and the cheering. She asked Council to accept this grant and the funds made available to protect the community.

William Ostrick, Manchester resident, provided an overview of the company that manufactures the Bearcat vehicle speaking in opposition of purchasing the vehicle.

Christian Panapacker, Concord resident, noted that free staters are not terrorists.

Charles Davidson, Concord resident, spoke in opposition and urged the Council to reject this vehicle.

Travis Patterson, Keene resident, spoke in opposition of the Bearcat vehicle.

Keith Ammon, resident west of Manchester, spoke in opposition of the Bearcat vehicle.

Jason Rokeach, Manchester resident, spoke in opposition of the Bearcat vehicle and the use of federal funds.

Alex Sweade, biochemist at UNH, spoke in opposition of the Bearcat vehicle.

Ian Underwood, Concord resident, feels that the dollars can be used for other uses and questioned, if the city gets the Bearcat vehicle, whether they could sell it and use the money elsewhere.

Zeke Gable, Concord resident, spoke in opposition of the purchase of the Bearcat vehicle.

John Bolomo, Londonderry resident, urged Council to view the Bearcat video and spoke in opposition of the vehicle.

Darren Tapp, Chichester resident, spoke in opposition of the purchase of the Bearcat vehicle.

There being no further public testimony, the Mayor closed the hearing.

- D. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking; granting the City Manager the ability to temporarily waive, modify or suspend parking regulations within the Downtown Complete Streets project area and adjacent environs; together with a report from the Assistant for Special Projects. (7-9)

Action: City Manager Tom Aspell provided a brief overview.

Referencing the length of time, Councilor Coen indicated that there are sections and questioned whether the sections, once concluded, would convert back to the original ordinance or is it until the whole project is completed. Mr. Aspell responded that the idea is being until the whole project is completed but if a section is completed and they can enact the ordinances related to that, they would do that at that time. He added that he can see pieces moving back and forth as time goes on so they wouldn't want to be backing or changing the same section of street three or four times during a 2 ½ year process.

Mayor Pro Tem St. Hilaire opened the public hearing.

Public Testimony

Roy Schweiker, Concord resident, noted that his understanding is that the Police Chief already has the authority to create special no parking zones as necessary so he doesn't feel that the city should pass this ordinance. Referencing the south end of Storrs Street, he suggested that the city give a lease to Intown Concord so they can take over that section of parking. He noted that instead of spending money to repair garages, the city should consider privatizing them.

There being no further public testimony, the Mayor Pro Tem closed the hearing.

- E. 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; together with a report from the Director of Human Resources and Labor Relations. (7-10)

Action: City Manager Tom Aspell explained that, within this proposed ordinance, the Parking Manager and Assistant for Special Projects positions would be deleted and the positions of Account Revenue Specialist, Parking Supervisor and Director of Redevelopment, Downtown Services & Special Projects would be created; also, within this ordinance, the City Clerk, Deputy Fire Chief, Deputy Police Chief and Human Services Director positions would be reclassified from Grade 23 to Grade 24. He indicated that the Director of Redevelopment, Downtown Services & Special Projects position would be primarily focused on Downtown Concord and Penacook; would administer the Community Development Block Grant Fund program and the revolving loan program; primary support staff to the Community Development Advisory Committee; oversee the three tax increment finance districts providing support for each of these advisory committees; manage the 79-E program; oversee the financial administration of the Parking Division including strategic planning, all lease agreements and coordination of all capital projects; oversee the maintenance and activities undertaken by all city departments and contractors within the garages and all parking properties; primary support to the Parking Committee; oversees all property acquisitions

related to tax deeded properties; manages the high profile and complex capital projects. Mr. Aspell added that the Parking Supervisor position would be four pay grades lower from a labor grade 21 to 17.

Jennifer Johnston, Director of Human Resources and Labor Relations, provided a brief overview of the reclassification of the City Clerk, Deputy Fire Chief, Deputy Police Chief and Human Services Director positions from Grade 23 to Grade 24.

Mayor Pro Tem St. Hilaire opened the public hearing.

Public Testimony

Roy Schweiker, Concord resident, noted his concern for the parking situation and management indicating that he feels that the parking garages should be placed under the Public Properties division and the kiosks under the IT department.

There being no further public testimony, the Mayor Pro Tem closed the hearing.

- F. Resolution appropriating the sum of \$76,898 for the purpose of installing frangible mounts and a beacon on the localizer for Runway 17/35 including \$69,208 in grant funds from the Federal Aviation Administration (FAA) and \$3,845 from the State of New Hampshire and \$3,845 from the City of Concord; together with a report from the Associate Engineer. (7-11)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- G. Resolution appropriating the sum of \$1,200,000 for the purpose of constructing Phase I of the Parallel Taxiway to Runway 12/30 including \$1,080,000 in grant funds from the Federal Aviation Administration (FAA) and \$60,000 from the State of New Hampshire and \$60,000 from the City of Concord and authorizing the issuance of bonds and notes for CIP #73; together with a report from the Associate Engineer. (7-12)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing.

Public Testimony

Christopher Booth, Concord resident, noted that he doesn't feel that there is any necessity of a parallel taxiway. He indicated that there is a closed runway and feels that this should be reopened.

There being no further public testimony, the Mayor Pro Tem closed the hearing.

Councilor Coen moved to suspend the rules to continue the meeting past 11:00 p.m. The motion was duly seconded and passed, 7 to 5 on a show of hands vote.

- H. Resolution accepting and appropriating the sum of \$27,717 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program designated for law enforcement related programs; together with a report from the Police Department. (7-14)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- I. Resolution authorizing the issuance of up to \$3,400,000 in notes to refinance outstanding loans of the city obtained through the state revolving loan fund to achieve interest cost and other savings; together with a report from the City Treasurer. (7-17)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- J. Resolution accepting and appropriating the sum of \$18,083 from the New Hampshire Charitable Foundation for management and maintenance of municipal property; together with a report from the Assistant for Special Projects. (7-18)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- K. Resolution accepting and appropriating the sum of up to \$275,000 in unmatched funds from the State of New Hampshire's oil discharge, disposal and cleanup fund (The "Odd Fund") for environmental remediation of city owned property located at 5, 11, 27, 31, and 35 Canal Street, Penacook known as the former Amazon Realty and Allied Leather Tannery sites (CIP #508); together with a report from the Assistant for Special Projects. (7-19)

Action: City Manager Tom Aspell provided a brief overview.

City Solicitor Jim Kennedy pointed out, with respect to the Council rules under Section 3, it requires a 2/3rd vote of the Council present to go beyond 11:00 p.m.

Councilor Bouchard moved to reconsider the earlier vote to go past 11:00 p.m. The motion was duly seconded and passed with the required 2/3rd votes, 12 to 1 show of hands vote.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- L. Resolution appropriating \$42,500 for the purchase of snack bar equipment and increase other operating expenses to support the operation of the snack bar at the Everett Arena; together with a report from the Director of General Services. (7-20)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

- M. Resolution rescinding bond authorization in the amount of \$117,672.42 for the Penacook Wastewater Treatment Plant; together with a report from the City Treasurer. (7-21)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Pro Tem St. Hilaire opened the public hearing. There being no public testimony, the Mayor Pro Tem closed the hearing.

July 8, 2013 Public Hearing Action

49. Resolution adopting an amended and restated Development Program and Financing Plan for the Sears Block Tax Increment Finance District; together with a report from the Assistant for Special Projects. (6-18) *(In accordance with RSA 162-K, vote by Council must be delayed at least 15 days after public hearing is held; vote to be taken at the August Council Meeting)*

Action: Councilor Bouchard moved approval. The motion was duly seconded and passed with no dissenting votes.

50. Resolution appropriating \$2,500,000 including authorizing the issuance of bonds and notes for the installation of underground utilities as part of and within the Sears Block Tax Increment Finance District in conjunction with the Downtown Complete Streets Project. (6-19) *(In accordance with RSA 162-K, vote by Council must be delayed at least 15 days after public hearing is held; vote to be taken at the August Council Meeting) (Supplemental report from Engineering submitted)*

Action: City Manager Tom Aspell pointed out that there is a supplemental report that was submitted because at the last meeting Council asked what it would cost to bring the underground utilities down past the Capitol Center for the Arts noting that the cost would be approximately \$1.5 million in addition to the \$2.5 million currently before Council.

Councilor Coen asked whether the additional \$1.5 million could be included this evening. Mr. Aspell responded that they would need a separate public hearing to increase an appropriation by \$1.5 million.

Councilor DelloIacono questioned whether there is any more data on bringing it in from the side streets instead of burying underground. City Engineer Ed Roberge responded that part of the solution does include coming in from some of the side streets and that it's not a fully underground system but predominantly in most of it, in that particular area, includes some aerial connections on the backside; it's a combination of aerial and underground.

Councilor Shurtleff moved approval. The motion was duly seconded and passed 13 to 0 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono, Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire and Councilor Shurtleff voting yes.

Councilor Blanchard moved acceptance of the consent agenda. The motion was duly seconded and passed with no dissenting votes.

August 12, 2013 Public Hearing Action

51. Resolution accepting and appropriating \$258,024 in unmatched grant funds from the Office of Domestic Preparedness – State Homeland Security Program and Law Enforcement Terrorism Prevention Program, funds designated for the purpose of purchasing a specialized response/rescue vehicle; together with a report from the Police Chief. (7-13) *(Public testimony received) (Additional public testimony received; copy of Concord Police Department PowerPoint presentation distributed)*

Action: (Vote for this item taken after item 57 on the agenda) Councilor Kretovic moved to table action on this item until the September City Council meeting. The motion was duly seconded. Councilor Nyhan requested a roll call vote. Councilors Nyhan, Bennett, Coen and Grady Sexton voted no. Councilor Patten, Mayor Pro Tem St. Hilaire, Councilors Shurtleff, Blanchard, Bouchard, DelloIacono, Keach, Kretovic, and McClure voted yes. The motion to table until the September Council meeting passed 9 to 4.

52. Resolution approving the acquisition of approximately 270 acres of open space land located northerly of Portsmouth Street and southerly of Curtisville Road, as recommended by the Conservation Commission and affirming the issuance of \$975,000 in bonds or notes under Resolution No. 7661 of the City Council, adopted on September 13, 2004; together with report from the City Planner. (7-15)

Action: Councilor Keach moved approval. The motion was duly seconded and passed with no dissenting votes.

53. Resolution authorizing and appropriating \$50,000 from the Forestry Trust Fund for the purchase of timber rights on 270 acres of land off of Curtisville Road and Portsmouth Street known as tax map parcels 113/3/3, 113/2/10 and 113/2/9, in conjunction with the purchase of the herein described property. (7-16)

Action: Councilor Kretovic moved approval. The motion was duly seconded and passed 13 to 0 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono, Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire and Councilor Shurtleff voting yes.

54. Ordinance amending the Code of Ordinances; Title II, Traffic Code; Chapter 18, Parking; granting the City Manager the ability to temporarily waive, modify or suspend parking regulations within the Downtown Complete Streets project area and adjacent environs; together with a report from the Assistant for Special Projects. (7-9)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

55. 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; together with a report from the Director of Human Resources and Labor Relations. (7-10)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

56. Resolution appropriating the sum of \$76,898 for the purpose of installing frangible mounts and a beacon on the localizer for Runway 17/35 including \$69,208 in grant funds from the Federal Aviation Administration (FAA) and \$3,845 from the State of New Hampshire and \$3,845 from the City of Concord; together with a report from the Associate Engineer. (7-11)

Councilor Nyhan moved approval. The motion was duly seconded and passed 13 to 0 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono, Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire and Councilor Shurtleff voting yes.

57. Resolution appropriating the sum of \$1,200,000 for the purpose of constructing Phase I of the Parallel Taxiway to Runway 12/30 including \$1,080,000 in grant funds from the Federal Aviation Administration (FAA) and \$60,000 from the State of New Hampshire and \$60,000 from the City of Concord and authorizing the issuance of bonds and notes for CIP #73; together with a report from the Associate Engineer. (7-12)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed 13 to 0 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono,

Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire and Councilor Shurtleff voting yes.

(Vote for item 51 taken here – see action in item 51)

58. Resolution accepting and appropriating the sum of \$27,717 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program designated for law enforcement related programs; together with a report from the Police Department. (7-14)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

59. Resolution authorizing the issuance of up to \$3,400,000 in notes to refinance outstanding loans of the city obtained through the state revolving loan fund to achieve interest cost and other savings; together with a report from the City Treasurer. (7-17)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed 13 to 0 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen, DelloIacono, Grady Sexton, Keach, Kretovic, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire, and Councilor Shurtleff voting yes.

60. Resolution accepting and appropriating the sum of \$18,083 from the New Hampshire Charitable Foundation for management and maintenance of municipal property; together with a report from the Assistant for Special Projects. (7-18)

Action: Councilor Nyhan moved approval. The motion was duly seconded and passed with no dissenting votes.

61. Resolution accepting and appropriating the sum of up to \$275,000 in unmatched funds from the State of New Hampshire's oil discharge, disposal and cleanup fund (The "Odd Fund") for environmental remediation of city owned property located at 5, 11, 27, 31, and 35 Canal Street, Penacook known as the former Amazon Realty and Allied Leather Tannery sites (CIP #508); together with a report from the Assistant for Special Projects. (7-19)

Action: Councilor Blanchard moved approval. The motion was duly seconded and passed with no dissenting votes.

62. Resolution appropriating \$42,500 for the purchase of snack bar equipment and increase other operating expenses to support the operation of the snack bar at the Everett Arena; together with a report from the Director of General Services. (7-20)

Action: Action: Councilor Nyhan moved approval. The motion was duly seconded and passed 12 to 1 on a roll call vote with Councilors Bennett, Blanchard, Bouchard, Coen,

DelloIacono, Grady Sexton, Keach, McClure, Nyhan, Patten, Mayor Pro Tem St. Hilaire, and Councilor Shurtleff voting yes. Councilor Kretovic voted no.

63. Resolution rescinding bond authorization in the amount of \$117,672.42 for the Penacook Wastewater Treatment Plant; together with a report from the City Treasurer. (7-21)

Action: Councilor Blanchard moved approval. The motion was duly seconded and passed with no dissenting votes.

Appointments by the Mayor

Reports

New Business

Unfinished Business

64. Resolution approving the granting of a conservation easement to the Society for the Protection of New Hampshire Forests (SPNHF) on approximately 114 acres of land southerly and easterly of Gully Hill Road, as approved by the Conservation Commission; together with report from the Conservation Commission. (6-17) (7-36B; 7-38) (8-53) (9-39)(10-31) (11-43) (12-42) (1-52) (2-49) (3-37) (4-36) (5-57) (6-52) (7-39) (*Action on this item tabled following a July 9, 2012 public hearing*)

Action: Item remains on the table.

65. Resolution amending the official map so as to establish the mapped lines of a future street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue; together with report from the Assistant City Planner. (1-16) (2-33I; 2-42) (3-39) (4-37) (5-58) (6-53) (7-4) (*Action on this item tabled following a February 2013 public hearing*)

Action: Item remains on the table.

Comments, Requests by Mayor, City Councilors

Councilor Blanchard informed Council and the public that she will not be running for re-election in November.

City Clerk Janice Bonenfant indicated that the filing period for the upcoming election begins Friday, September 6th and runs through Monday, September 16th for anyone wishing to file for the office of Mayor, City Council, or Ward Official positions. The filing fees for Mayor and City Council is \$5.00 and for a Ward Official position the fee is \$1.00.

Councilor Nyhan commented that Council received a lot of feedback this evening basically calling the integrity and trustworthiness of the Police Chief to question. He noted that he can't

say enough that the city is blessed to have him and feels that he is a person of utmost integrity, and is trustworthy and loyal.

Comments, Requests by the City Manager

Consideration of Suspense Items

A resolution was submitted to Council this evening: a resolution authorizing the City Manager to enter into a contract for the disposal of the City's solid waste.

City Manager Tom Aspell explained that this resolution would allow him to enter into a contract.

Councilor Nyhan moved to suspend the rules to consider this item which was not previously advertised. The motion was duly seconded and passed with no dissenting votes.

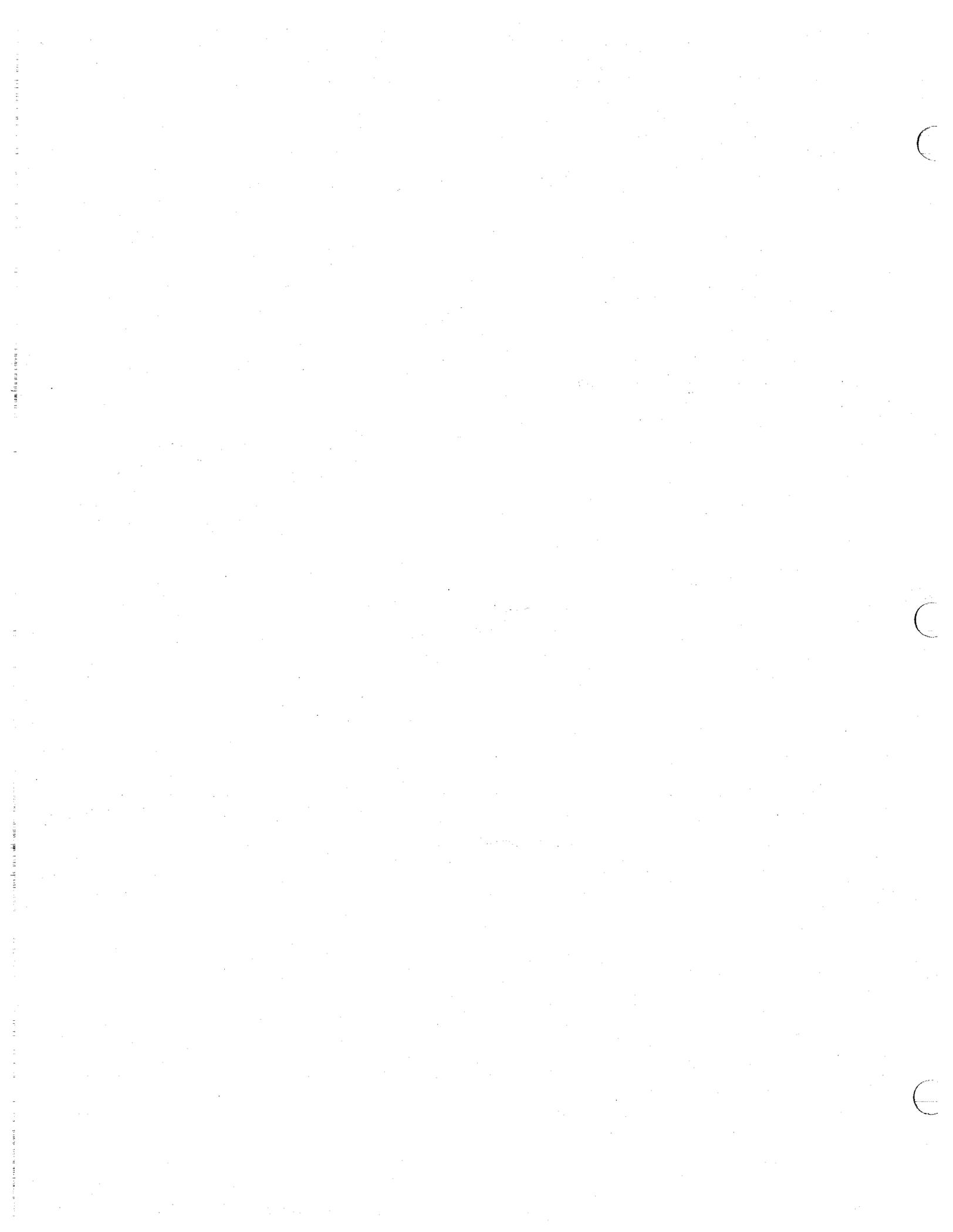
Councilor Nyhan moved approval of the resolution. The motion was duly seconded and passed with no dissenting votes.

Adjournment

The time being 11:24 p.m., Councilor Shurleff moved to adjourn the meeting. The motion was duly seconded and passed with no dissenting votes.

A true copy; I attest:

*Michelle Mulholland
Deputy City Clerk*



8/29/13

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION APPROPRIATING TWELVE THOUSAND DOLLARS (\$12,000) TO THE ARENA FUND OPERATING BUDGET FOR FISCAL YEAR 2013 RETROACTIVE TO JUNE 30, 2013.

Page 1 of 1

The City of Concord resolves as follows:

WHEREAS, the original Fiscal Year 2013 Arena operating budget appropriation in the amount of \$539,425 was not sufficient to meet the needs of the Arena; and

WHEREAS, the preliminary Fiscal Year 2013 financial statements reflects actual expenditures of \$551,250 a difference of \$11,825; and

WHEREAS, additional labor and benefits, and natural Gas was needed to effectively operate the facility/operation; and

WHEREAS, overall revenue was projected to be \$566,020 and actual revenue received was \$566,758; and

WHEREAS, sufficient revenue was received to support this supplemental appropriation; and

WHEREAS, this appropriation is for a purpose not included in the FY2013 adopted budget, therefore, Section 37 of the City Charter requires a two-thirds vote of the City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- 1) The sum of\$12,000
be and is hereby appropriated as follows:

Arena Fund
Operating budget.....\$12,000

- 2) Revenue is available as follows:

Arena Fund
Operating revenue already received is sufficient to support this supplemental request

- 3) These funds shall be expended under the direction of the City Manager.

- 4) This resolution shall take effect upon its passage.



CITY OF CONCORD

FAA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Brian G. LeBrun, Deputy City Manager-Finance *BGL*
DATE: August 19, 2013
SUBJECT: \$12,000 Supplemental Appropriation for the Arena Fund operating budget retroactive to June 30, 2013

Recommendation

The Department recommends adoption of the attached supplemental resolution to increase the FY13 Arena Fund operating budget from \$539,425 to \$551,425.

Background

Each year during the annual budget process expense budgets are developed based on anticipated needs and historical usage. For Fiscal Year 2013, the actual needs in the Arena fund for wages, benefits and natural gas exceeded expectations.

Discussion

During the course of Fiscal Year 2013 it became necessary to expend additional funds for wages, benefits and natural gas that exceeded the original budget request for the Arena fund. These additional funds were needed due to the use of in-house labor for modifications to the dasher boards, shingle repairs, and lighting ballasts replacement. Upon completion of the fiscal year and presentation of the preliminary financial result it became apparent that an additional appropriation request was in order to support the actual expenditure needs. While the fund originally anticipated increasing its equity position by \$26,595, the actual preliminary results are expected to be \$15,509. Although the increase in equity was not as much as planned, both the anticipated and actual results are positive and achieved within the actual revenues received.

TAO



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

DATE: August 28, 2013

FROM: Thomas J. Aspell, Jr., City Manager

SUBJECT: Citizen Comments

Recommendation:

Recommend City Council accept this report.

Background:

Attached for your information are citizen comments received during the past month.

/ss

Attachments

**City of Concord – Collections Department
Customer Comment Cards Survey**

Results based on total comment cards received for July 2013

I received services related (circle all that apply):

Motor Vehicle (2)	Property Taxes (0)	Utility Payments (0)	Misc. Billing (0)
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Our staff was:	courteous (2)	knowledgeable (1)	professional (1)
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Other: Very helpful and friendly.
Friendly, funny.

Our service was:	courteous (2)	knowledgeable (2)	professional (2)
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Other: Quick.

Comments and suggestions:

- Ladies were very efficient, friendly, and fast.

Results based on total surveys received for July 2013

***City of Concord – City Clerk’s Office
Customer Service Survey***

I received services related to (circle all that apply): (Total surveys completed: (14)

City Council	Elections	Vital Records	Dog Licensing
()	()	(6)	(6)

Voter Registration	UCC Filings	Other: <u>General Information</u>
(1)	()	(1) Marriage License

Were you greeted promptly and friendly?

(Worst)	1	2	3	4	5	6	7	(Best)
	()	()	()	()	()	(1)	(13)	

Was your wait for service reasonable?

(Worst)	1	2	3	4	5	6	7	(Best)
	()	()	()	()	()	()	(14)	

Was the staff person knowledgeable?

(Worst)	1	2	3	4	5	6	7	(Best)
	()	()	()	()	()	()	(14)	

Was your transaction complete and accurate?

(Worst)	1	2	3	4	5	6	7	(Best)
	()	()	()	()	()	()	(14)	

Comments and suggestion

“Every time we interact with the City of Concord and its officials, it is always a pleasant, helpful experience. Great job.”

“Very nice!”

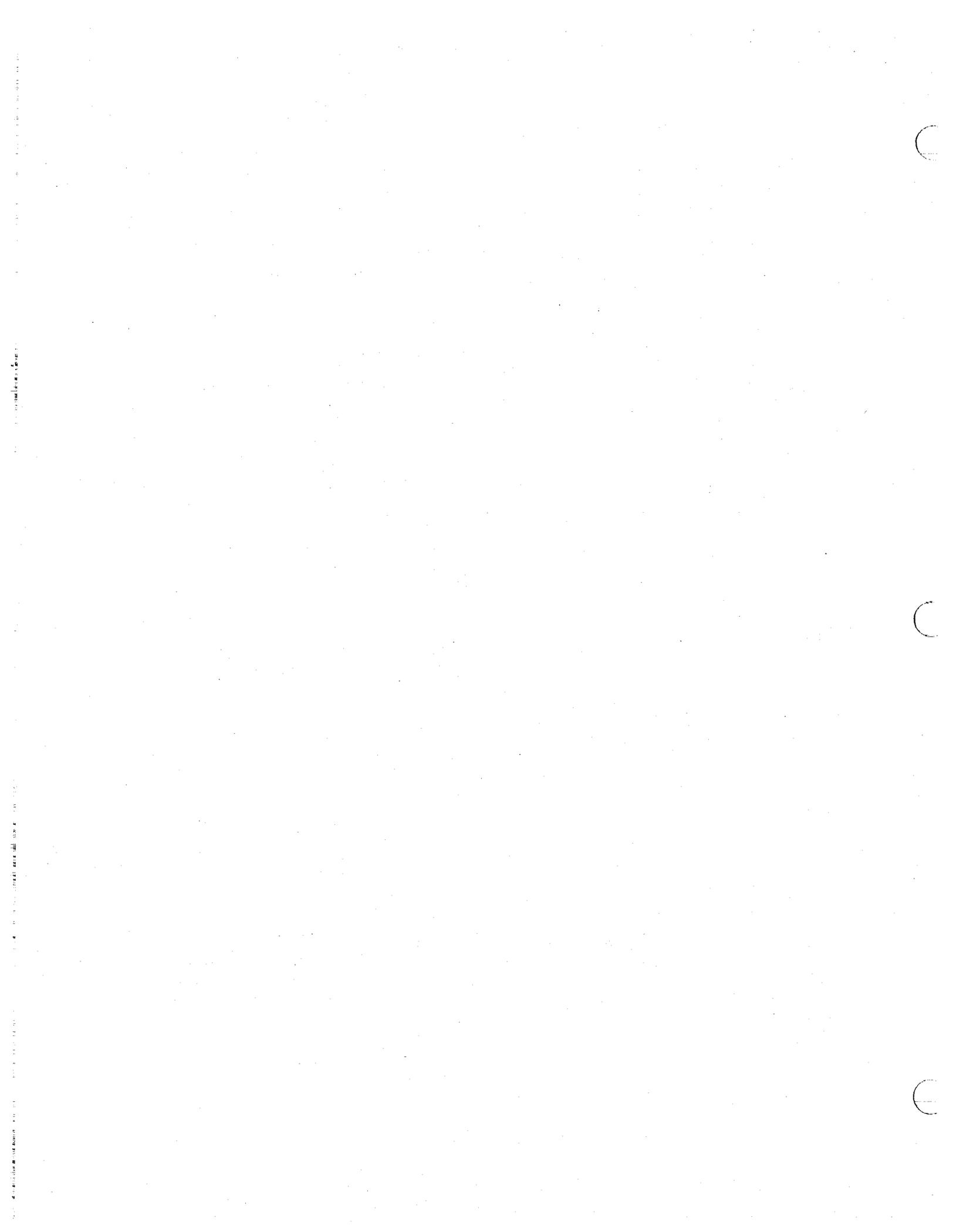
“Very friendly!”

“Fantastic-Fast-Awesome-Convenient.”

“Keep the same great knowledgeable staff here forever.”

“I think that this is a very respectful city office compared to most others. I was pleased.”

“None. Great service!”





City of Concord, New Hampshire

CONCORD PUBLIC LIBRARY

45 GREEN STREET • 03301-4257

9-10

TAA

PATRICIA A. IMMEN
LIBRARY DIRECTOR
603-225-8670

TO: Honorable Mayor and City Council
FROM: Patricia A. Immen, Library Director
RE: Authorization to Accept Monetary Gifts Totaling **\$15,169.09** as
Provided for Under the Preauthorization Granted by City Council
DATE: August 27, 2013

Recommendation

It is recommended that City Council approve the acceptance and expenditure of the gifts to the Concord Public Library cited below for the purpose indicated:

Donor	Amount	Purpose
Concord Public Library Patrons	\$180.00	Fees paid by patrons to replace lost and damaged library materials from 07/27/2013 through 08/26/2013
Concord Library Book Sale	\$1,285.20	Revenue from sale of used and donated books, audio materials and videos from 07/27/2013 through 08/26/2013
Alice J. Reen Charitable Trust	\$5,460.89	For the purchase of 4 study carrels for the Lower Level Lounge and 12 wooden chairs for the Children's Room non-fiction room
William J. Dane	\$8,000.00	To be added to the Dane Trust Fund for the purchase of materials on the visual arts "in loving memory of the family of William J. and Josephine Reynolds Dane"
N.H. Humanities Council	\$243.00	Scholar Stipend and Mileage for NH Cemeteries and Gravestones program on November 4, 2013
TOTAL	\$15,169.09	

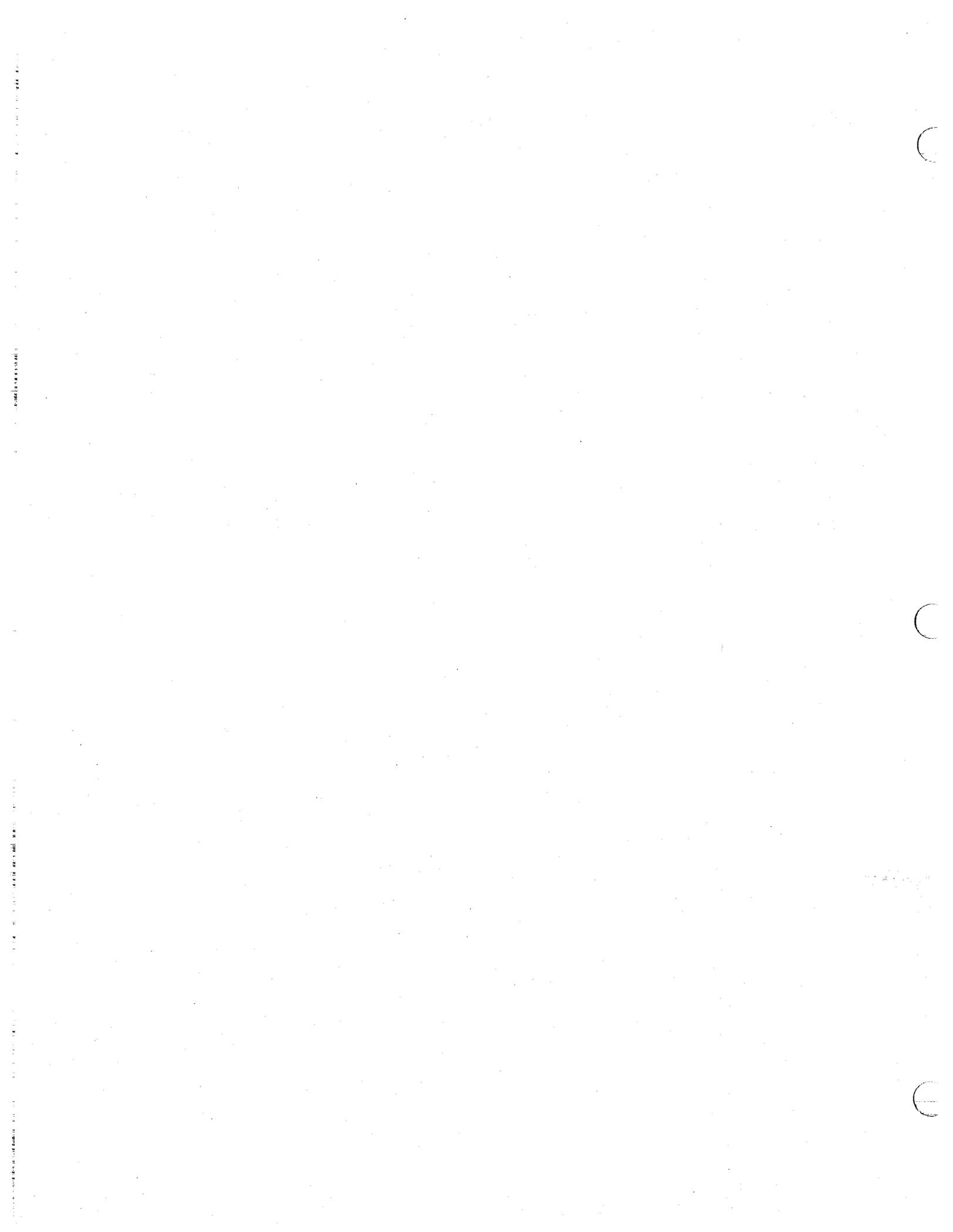
Background

1. Funds are requested to be expended under the authority established pursuant to Resolution #8120, adopted December 10, 2007.
2. The purpose of the gifts listed above is consistent with, and presents no conflict or obstacle to, the accomplishment of City Council goals, the Code of Ordinances, or the operating functions of the Concord Public Library.
3. No City match is required.
4. Funds have been received by the City of Concord, except as noted.
5. A letter of thanks on behalf of the City Council and the citizens of the City of Concord has been sent to donors listed above.

Discussion

Upon the City Council's approval of this report the materials indicated above will be ordered and placed in the Library's collection.

Cc: City Manager
Deputy City Manager for Finance
Controller
City Clerk



TAA



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

To: Honorable Mayor and City Council
From: Jacqueline Whatmough
Re: Authorization to expend the donation of \$600 from the South Congregational Relief Society as provided for under the pre-authorization granted by City Council.
Date: 09/09/13

Recommendation

It is recommended that City Council approve the acceptance and expenditure of the above cited monetary donation from the South Congregational Relief Society.

Background

Funds are requested to be expended under the authority established pursuant to resolution number 8120 adopted December 10, 2007

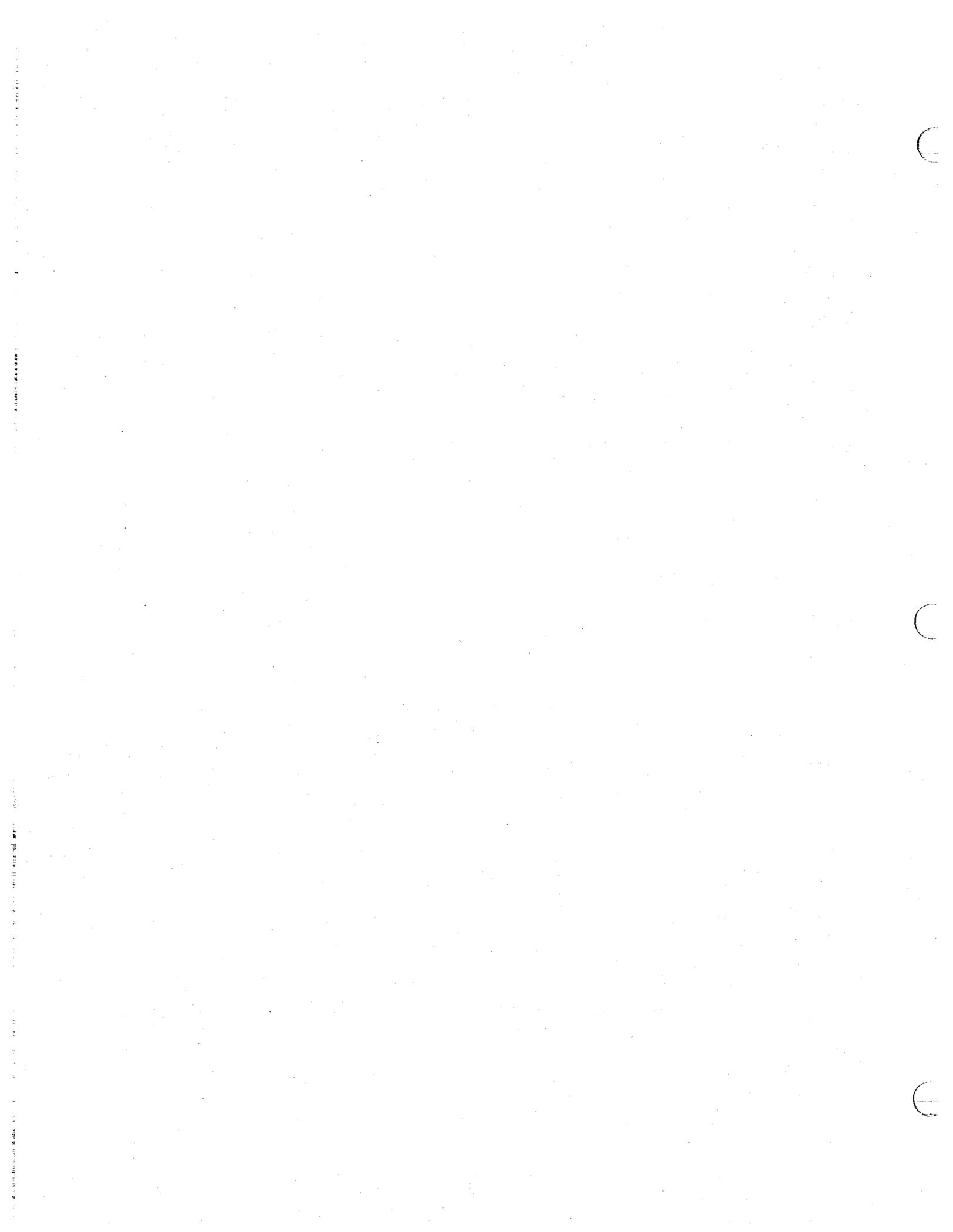
The purpose of this gift, donation or grant as stated above are a condition of the grantor or benefactor and is consistent with and presents no conflict or obstacle to the accomplishment of city council goals, the code of ordinances or the operating functions of the department.

A copy of this communication has been sent to the grantor or benefactor for their information and with the thanks of the City Council and the citizens of the City of Concord.

Discussion

One of the big challenges for many of the people that we serve is reliable transportation. We are very grateful to South Congregational Relief Society for providing us with funding to purchase CAT bus tickets. We can provide people with tickets to get to our office and other agencies as necessary, to medical appointments, grocery shopping and to work or to help with work search. We are fortunate to have a bus stop at our office so that bus transportation is easy to access. It is a very thoughtful and very useful donation which serves many individuals. Our sincere thanks go out to South Congregational Relief Society for their many years of support.

Cc: City Manager
City Clerk
City Controllor
South Congregational Relief Society





CITY OF CONCORD

9-12

17A

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Daniel L. Andrus, Fire Chief

DATE: August 28, 2013

SUBJECT: Authorization to accept a donation of material with an approximate market value of \$1,000.00 as provided for under the pre-authorization granted by the City Council

Recommendation

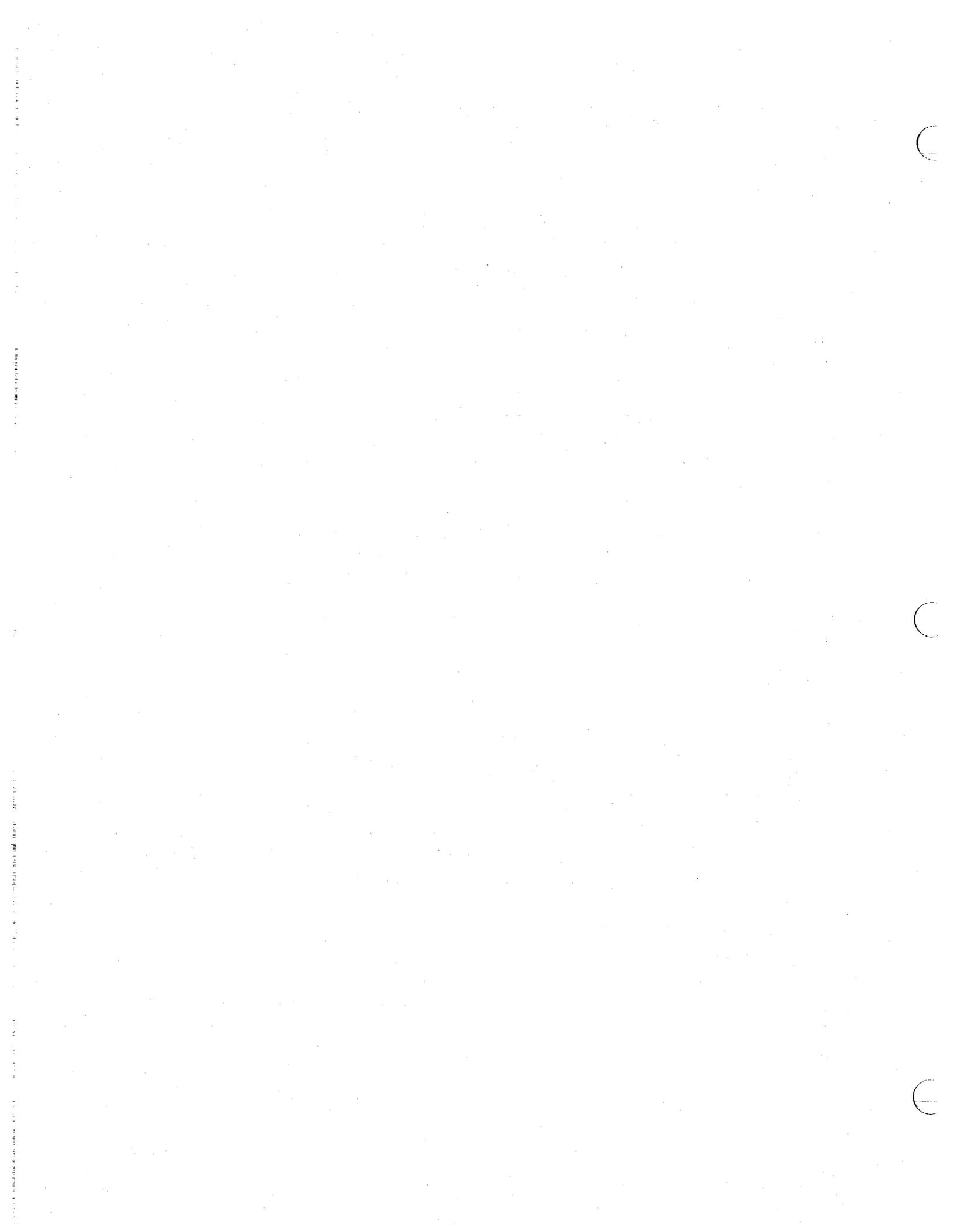
It is recommended that the City Council approve the acceptance of a donation of shipping container with an approximate market value of \$1,000.00 from Schnitzer Northeast Company to the Concord Fire Department.

Background

1. The donation is requested to be accepted under the authority established pursuant to Resolution #8120, adopted December 10, 2007.
2. The purpose of the gift listed above is consistent with, and presents no conflict or obstacle to, the accomplishment of City Council goals, the Code of Ordinances, or the operating functions of the Concord Fire Department.
3. No City match is required.
4. The material has been received by the City of Concord and installed at the Loudon Road training facility.
5. A thank you letter to the donor has been sent.

Discussion

Schnitzer Corporation donated a metal shipping container similar to the three containers which the Department has been using as a temporary training facility. The container is 40 feet in length and will be used to augment the existing containers for fire suppression and rescue training. The container had been slated to be sold for scrap metal.





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Daniel L. Andrus, Fire Chief

DATE: August 28, 2013

SUBJECT: Report from the Fire Chief on Life Safety Evaluations and Standby Personnel for Special Events

Recommendation

The Fire Department requests that the City Council accept this report.

Background

Fire Department staff review applications received by the Code Administration Office for events and activities where life safety and fire code issues may exist. These issues would include the use of tents and temporary structures, fireworks displays, and uses of fuel gases and cooking equipment which may pose a hazard. The Department of Safety permits local jurisdictions to regulate outdoor events for fire protection and life safety matters (Department of Safety, Administrative Rule Saf-C 6008.01). Local authorities may conduct life safety evaluations based on the nature of the event, hazards, crowd density, medical emergencies, and several other factors. The event may require standby personnel to address the hazards identified in the evaluation. This practice is consistent with the recommendations of the *Special Events Planning Guidebook*, published by the New Hampshire Local Government Center.

The Fire Marshal has required standby personnel in situations that present special hazards, such as water based events; large crowds which will impose an extraordinary demand on City services; events which require the closure of major streets which limits emergency vehicle access; and activities such as fireworks displays which present intrinsic hazards.

Standby personnel reduce the demand for on duty employees to respond to emergencies generated by the event. Special events can have a large impact on demand for both emergency and preventive services. Even modest additional demand would quickly have the effect of stripping resources from other areas of the City. The recent Market Days celebration required 4-1/2 hours of site inspection activity and generated ten emergency responses over its three day duration.

Other cities have adopted similar regulations. Burlington, Vermont requires the assignment of dedicated fire and emergency medical services personnel whenever an event is anticipated to draw more than 1,000 participants (Burlington Code of Ordinances, Section 13-47). Cambridge, Massachusetts requires a fire detail to be present at special events "when the Fire Marshal deems

it necessary for life safety.” (City of Cambridge website) Newport and Providence, Rhode Island also provide for fire details at special events.

The use of City employees for standby duties is required due to the fact that code enforcement and other regulatory activities can not be performed by non City employees. In the case of emergency medical services, conditions requiring advanced life support care and ambulance transportation would require the use of City personnel and equipment if employees were not dedicated to the event. This would also cause services to be reduced in other areas of the City.

Standby personnel are required for approximately 8-9 events per year. A brief overview of events in the last several months is provided below.

Event	Resources Required & Synopsis
Presidential Visit (November 2012)	1 incident commander , two fire prevention personnel, 2 ambulances with 1 Firefighter Paramedic and 1 Firefighter EMT each. Multiple patients treated and major crowd management issues and access impacts.
Rock ‘N Race (May 2013)	1 ambulance, 1 Firefighter Paramedic, 1 Firefighter EMT, and 1 incident commander. Six patients treated and one law enforcement concern reported to CFD staff.
Merrimack River Triathlon (July 2013)	1 boat and three personnel. No incidents.
Circus at Merrimack Valley High School (July 2013)	1 fire prevention inspector. Structural issue from weather event identified and remedied and fire code issue on the use of flame effects identified.

Discussion

Concord is an ideal site for special events of all types. The number and size of events can be expected to increase. The Fire Department will continue to advise the City Council of any significant developments in the life safety for special events.

BR



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: David Gill, Parks and Recreation Director

DATE: August 29, 2013

SUBJECT: Fees and charges for the 2014 Season at Beaver Meadow Golf Course.

Recommendation

Review and accept this report.

Background

The Parks and Recreation Department and the Golf Course Advisory Committee recommend with the exception of the College, membership rates for 2014 increase by 5%.

Discussion

A market analysis has been made of competing courses to help understand the ability of Beaver Meadow Golf Course to raise revenues to continue investments and ongoing operations. This year the analysis was performed and the Committee is recommending the attached rates for the 2014 season. A sample of surrounding golf course rates for comparison is attached to this report for your information.

The Advisory Board also recognizes the need for Beaver Meadow to remain competitive in the local market and recommends we keep the following practice in place:

- Everyone who is interested in membership and signs up by 11/24/2013 will receive a one year "rate lock in". If someone signs up for the fall special, ACH, or pays a \$300 deposit by 11/24/13 they are able to lock in at 2013 rates for the 2014 golf season.

Staff and the Golf Course Advisory Committee recommend the approval of the proposed fee schedule as discussed and as agreed to at their August 2013 meeting.

2014 Membership Recommendation

	2013 Loudon	2013 Canterbury	2013 Pembroke Pines	2013 Beaver Meadow	3%	5%	recommendation
Regular Adult 7 days a week	\$1,450	\$1,600	\$1,600	\$1,140	\$1,174	\$1,197	5%
Single Adult - midweek	\$1,050	\$1,250	\$1,250				
Senior 7 days a week		\$1,250	\$1,250				
Senior 1 - mid week 5 days	\$1,100	\$1,050	\$1,050	\$690	\$711	\$725	5%
Senior 2 - Monday - Thursday	\$875			\$610	\$628	\$641	5%
Senior Husband and wife		\$1,850	\$1,850				
Family - 7 days week	\$2,200	\$2,400	\$2,400	\$2,055	\$2,117	\$2,158	5%
Family Add on	\$205	\$300	\$300	\$310	\$319	\$326	5%
Junior	\$355	\$450	\$450	\$340	\$350	\$357	5%
College	\$495	\$625	\$625	\$780	\$803	\$819	0%
Twilight	\$850	\$900	\$900	\$795	\$819	\$835	5%

Senior rates apply to everyone 60 years old and older.

Twilight Members can play after 1 pm Monday - Friday, after 2 pm Saturday and Sunday.

Junior Membership: Open to children 17 and under.

* Twilight at Canterbury also includes cart

Recommend we change Senior 2 to Monday - Thursday May 15 to Sept 15

Recommend we allow folks to lock in 2013 membership rates if they pay \$300 deposit or sign up for ACH by 11/24/2013.

Recommend we leave all other fees the same for 2013 with the understanding we can add specials depending on tee sheet openings.



CITY OF CONCORD

TAA

REPORT TO CITY MANAGER, FINANCIAL STATEMENTS

FROM: Brian LeBrun – Deputy City Manager Finance

DATE: August 14, 2013

SUBJECT: June Preliminary Fiscal Year to Date 2013 Financial Statements

The attached **preliminary** financial statements are for the period ending June 30, 2013 and represent 100% of the elapsed Fiscal Year 2013. The highlights of the City's financial results are represented by fund or groups of funds below. Comparisons are being made to the FY13 adopted budget or previous year FY12 same period results. The results reported below are subject to change pending completion of all year-end and audit adjustments.

General Fund

Overview: the preliminary Fiscal Year End 2013 results of the General Fund report a surplus of \$930,300. This amount is after consideration of the \$894,000 use of fund balance/surplus from prior years. Recommendation for the use of FY 2013 surplus will be made to FPAC and the City Council later this fall.

Revenues:

- 1) Although several revenue lines are short of budget, most revenue items are ahead of budget expectations. This report highlights specific revenue lines by department and identifies variances of more than \$20,000 with one notable exceptions.
- 2) Assessing
 - a. Payment-In-Lieu of Taxes: this line exceeds budget by \$30,900 due to higher than expected payments from various PILOT agreements.
- 3) Finance
 - a. MV Registration and Title: this line is exceeds budget by \$105,500. This is a reflection of a change in accounting practice from deferring July registrations accepted in June to the next fiscal year to accounting for all registrations in the month received. Without this change this revenue line is on target with budget expectations.
 - b. Interest Cost and Penalties: this line exceeds budget by \$69,300.

- c. Investment Income: again this year, this line is short of budget by \$14,600. Interest income is expected to remain at historically low levels at least through calendar year 2014, and possibly longer.
- d. Insurance Distributions and Credits: the City received \$315,100 from Primex as a premium holiday for workers compensation. While this amount was a reduction of the net bill submitted to the City of Concord, it was for premiums paid in previous years and recorded as revenue.
- e. Sale of Surplus Property: this revenue line exceeds budget by \$40,500 and is reflective of the City receiving more revenue for auction items by using online sources and private auctioneers instead of relying on the State's surplus sales auctions.
- f. Advertising Revenue: This new line item exceeds budget by \$20,100 and is for an advertising insert that is being mailed out with Motor Vehicle registrations. While budgeted at \$5,000, the Grappone Group secured the right to advertise for one year for \$25,080. Grappone has also committed for another year of this advertising.
- g. Frm Trust/Self Ins: this revenue line is short of budget by \$32,800. Revenue from the self-insurance trust was not needed to support consultants or other insurance deductibles during FY 2013.
- h. Budgetary use of Fund Balance: expectedly, this line does not report an actual entry for revenue for the \$894,000 and simply rolls from fund balance when the books are closed. The preliminary year-end surplus reported here takes into consideration no actual revenue posting in this account line.

4) Police

- a. Special Police Duty Services: This line fell short of projections by \$63,800. Fortunately this revenue is a direct offset to Special duty wages and benefits which are also under budget.
- b. Non Metered Parking Penalties: this line exceeds budget by \$20,700.
- c. Miscellaneous – this line exceeded budget by \$26,000 due to training Grant reimbursements and overtime backfills from the State of NH, and July 4th Special detail.

5) Fire

- a. US Department of Homeland Security/FEMA: this line exceeds budget by \$42,000 and reflects reimbursement of overtime dollars and related benefits charged against the fire operating accounts due to Hurricane Sandy.
- b. Multiple Local Governments: this line exceeds budget by \$83,100 based on reimbursement of actual expenditures.
- c. Ambulance Service Charges: When combined with Advanced Life Support Intercept revenue this line exceeds budget by \$103,800 due to improved billing procedures.
- d. Special Duty Fire Services: this line exceeds budget by \$22,300 based on increased billing for outside duty firefighters.
- e. Miscellaneous – this line exceeds budget by \$45,600 due to payment from Nextel to keep certain cell tower equipment when they terminated their lease; reimbursements from Central New Hampshire Hazmat and improved billing for Fire Alarm and Traffic operations.

- 6) GSD –
 - a. US Department of Homeland Security/FEMA: this line exceeds budget by \$26,300 due to FEMA reimbursements for Hurricane Sandy.
 - b. Salt sales: this line exceeds budget by \$24,500 due to high salt sales to Concord School Department as a result of the harsh winter.
 - c. Miscellaneous: this line exceeds budget by \$28,400 mainly due to a rebate from Unutil (\$19,400) and sale of scrap metal (\$4,300).
- 7) CD
 - a. Building Permits: this line is short of budget by \$153,100.
 - b. Electrical, Mechanical, Plumbing and Sign Permits: these lines are ahead of budget a total of \$21,300.
 - c. Review Fee for Site Plans: this line is ahead of budget by \$25,100.
- 8) Parks and Recreation
 - a. Miscellaneous Services: this line is short of budget by \$54,200 and is mainly due to the new Heights Community Center opening later in the year than originally expected.
 - b. Camps: this line is short of budget by \$34,300.
 - c. Building Lease Rental or Use: this line is short of budget by \$38,000 and is mainly due to the new Heights Community Center opening later in the year than originally expected.

Note: a portion of the explanation of these revenue lines being short of budget is the new Heights Community Center as described above. Additionally, there is a direct offset with expenses being under budget for Permanent Part-time (\$27,800) and Temporary (\$12,000).

Expenses:

- 1) While most expense lines are under budget, several lines are shown as over-expended. This report highlights specific expense lines by department and identifies variances of more than \$20,000. Budget-wide: reported wage expenses include the provision for wage accrual. In previous years this was accounted for as a transfer to a 53rd week reserve and shown as a budget expense only once every five years when the 53rd payroll actually occurred. This change in accounting procedure will eliminate the 53rd week reserve and blip every five years, and provide for a more accurate reporting of wages the year in which they are earned.
- 2) Legal
 - a. Prof & Tech Serv Tax and Assessing: this line is underspent by \$23,000 due to not utilizing outside legal or professional services.
- 3) Assessing
 - a. Wages Full time: this line is underspent by \$35,700 due to a vacancy for a portion of the fiscal year.
- 4) Finance
 - a. Permanent Full Time: this line is underspent by \$55,700 due to a vacancy for a portion of the fiscal year.
 - b. Compensation Adjustment-Comp: this line is \$110,000 underspent and \$20,000 was transferred to the Fire Department.

- c. Retirement Severance/Annual Leave: this line is \$120,000 unspent and no transfers from this line were processed.
 - d. Health Insurance Retiree: this line is \$100,400 underspent and is due to changes in retiree health insurance coverage.
 - e. Operational Contingency: this line is \$140,500 underspent. No funds were transferred in FY 2013.
 - f. Interest on Bonds and Notes: this line is overspent by \$28,800.
 - g. Transfers Out – Golf Course Fund: this line is overspent by \$28,300 due to the General Fund support of the Golf Fund debt service on the clubhouse as approved by council in December 2012 as part of the Golf Fund turnaround plan.
- 5) Information Technology
- a. Permanent Full Time: this line is underspent by \$29,500 due to a vacancy for a portion of the year.
- 6) Police
- a. Wages: all Police Department wage lines are combined for this review due to the correlation between vacancies and overtime and are underspent in total by \$42,200.
 - b. Beneflex: this line is underspent by \$39,400 due to vacancies and shifts in employee coverages.
 - c. Gasoline Diesel and Lubricants: this line is underspent by \$27,900.
- 7) Fire
- a. Wages: all Fire Department wage lines are combined for this review due to the correlation between vacancies and overtime and are underspent in total by \$32,300.
 - b. Beneflex: this line is underspent by \$51,000.
 - c. Electricity: this line is underspent by \$18,600.
- 8) GSD
- a. Wages: all GSD Department wage lines are combined for this review due to the correlation between vacancies, temporary, overtime and winter storms costs, and are overspent in total by \$99,000.
 - b. Leaves: this line is underspent by \$29,000.
 - c. Gasoline Diesel and Lubricants: this line is underspent by \$36,800 due to fuel prices being lower than anticipated.
 - d. Other Supplies and Equipment: this line is overspent by \$52,100 mainly due to the difficult winter.
 - e. Natural Gas and Propane: this line is underspent by \$20,400.
- 9) CD
- a. Beneflex: this line is overspent by \$20,100 mainly due to changes in benefit selections and allocations to CIP projects and Inspections.
 - b. Professional Development: this line is underspent by \$24,900.
- 10) Parks and Recreation
- a. Permanent Part Time: this wage line is underspent by \$27,800 due to delayed hiring of custodial staff for the Heights Community Center.
 - b. Professional and Technical Services: this line is overspent by \$30,000 due to the move to the new Heights Community Center.

- c. Heating Oil and Kerosene: this line is underspent by \$28,600 due to moving to the new Heights Community Center later in the fiscal year than planned.
- 11) Human Services - Special Programs: this line is underspent by \$43,100 due to diligent efforts by the department to manage programs and better than expected outcomes from state cost shifting.

Major Enterprise and Special Revenue Funds:

Engineering Inspections Fund

Year end results are slightly worse than expected. Budgeted loss of \$48,700, actual loss \$59,000.

Parking Fund

Year end results are better than expected. Budgeted loss of \$251,100, actual loss of \$193,300.

Although revenues were under budget by \$32,500, expenses were managed through vacancies, hiring of part-time staff and general expense management, and resulted in underspending by \$90,400.

Airport Fund

Year end results better than expected. Budgeted gain of \$2,197, actual gain of \$57,600 due mainly to return of Capital Closeout funds.

Golf Course Fund

Year-end results are better than expected. Budgeted loss of \$20,700, actual gain of \$23,900.

The Golf fund has made significant course improvements and financial gains in FY 2013. This is due to a combination of a \$28,262 transfer in from the general fund to help offset debt service on the clubhouse, slightly improved other revenues and managed expenses. These results also include the full \$74,950 transfer out to the General Fund.

Revenues: Operating revenues are short of plan by \$25,400 but ahead of FY2012 by \$40,000.

Camps - \$11,700 short of plan and \$2,400 better than FY 2012.

Seasonal Passes - \$9,700 short of plan and \$1,700 better the FY 2012. Every year season pass revenues gain and lose, however based on the early interest in the season pass special last fall, the increase in season pass revenues did not live up to anticipated results.

Daily Fees - on target with plan and virtually the same as FY 2012.

Cart Rental - \$11,200 better than plan and \$10,700 better than FY 2012. Very positive and in the right direction.

Pro Shop Sales - \$23,900 short of plan which was only the March to June projection. These sales will be continuously monitored and managed for sales,

inventory levels and gross profit. Gross profit on pro shop sales through June 30 including the cost of freight is 50.4%

All other revenues items – on target with projections and prior year results.

Expenses: Operating expenses are under plan by \$72,100.

Wages and Benefits – combined, these lines are \$28,100 under budget due to vacancies and timing of hiring temporary staff and better than FY 2012 by \$29,100.

Prof & Tech Services – this line is under budget by \$15,300 and better than FY12 by \$46,000 due to changes in pro shop operations from Contracted services to City Operated.

All other expenditures – overall are on target with expectations.

Note that all Golf Revenues and Expense numbers are preliminary and amounts may change following further review and audit.

Arena Fund

Year end results are positive yet behind expectation. Budgeted gain of \$26,600, actual gain of \$15,500. This is mainly due to wages and benefits, fuel and property insurance being higher than expected. Actual expenditures of \$551,249 exceed voted appropriations of \$539,425 and a supplemental appropriation of the difference will be presented to the City Council retroactive to June 30, 2013.

Solid Waste Fund

Year end results are under plan. Budgeted loss of \$122,400, actual loss of \$138,000. Inventory adjustments still need to occur for the PAYT program and the actual loss will most likely change more significantly than adjustments in other funds before final results are presented.

Water Fund

Year end results better than expected. Budgeted loss of \$315,500, actual gain of \$75,700.

Sewer Fund

Year end results better than expected. Budgeted loss of \$25,400, actual gain of \$208,400.

All departments do a great job of monitoring their individual divisions and departments. These statements, which as provided in this format on a monthly basis, will help to articulate how the City is doing overall throughout the fiscal year. Please give me a call if there are any questions or if you simply want to discuss the statements in general.



General Fund Budget by Account Class Report

Through 06/30/13
 Prior Fiscal Year Activity Included
 Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 11 - Gen Fund										
REVENUE										
Property Taxes	32,691,833.00	8,511.00	32,700,344.00	(6,936.88)	.00	32,713,691.53	(13,347.53)	100	31,932,454.14	
Other Taxes	5,924,912.00	8,304.00	5,933,216.00	426,465.64	.00	6,062,437.05	(129,221.05)	102	5,803,397.60	
Franchise Fee	730,000.00	.00	730,000.00	.00	.00	731,793.04	(1,793.04)	100	712,030.10	
Intergovernmental-Federal	135,500.00	.00	135,500.00	38,494.63	.00	207,477.06	(71,977.06)	153	167,613.62	
Intergovernmental-State	2,789,490.00	24,135.00	2,813,625.00	.00	.00	2,811,140.91	2,484.09	100	2,985,517.66	
Intergovernmental-Local	2,832,006.00	.00	2,832,006.00	246,926.78	.00	697,621.90	(80,411.90)	113	674,068.60	
Programs, Services & Products	251,390.00	30,000.00	305,390.00	21,518.34	.00	2,846,739.73	15,266.27	99	3,077,013.89	
Rents, Leases & Use	77,500.00	.00	77,500.00	6,679.00	.00	110,295.40	(32,795.40)	142	81,532.61	
Applications, Reviews & Recording Fees	37,600.00	.00	37,600.00	3,656.57	.00	35,710.42	1,889.58	95	31,738.49	
Reports, Prints & Copies	722,000.00	.00	722,000.00	28,527.91	.00	827,612.83	(105,612.83)	115	847,744.37	
Fines, Penalties & Costs	1,008,482.00	.00	1,008,482.00	79,985.33	.00	900,742.96	107,739.04	89	1,122,080.86	
Licenses and Permits	60,000.00	.00	60,000.00	1,665.20	.00	45,443.69	14,556.31	76	44,840.78	
Investment Income	5,700.00	.00	5,700.00	849.07	.00	7,553.12	(1,853.12)	133	10,548.50	
Donations	1,725,420.00	(84,000.00)	1,641,420.00	169,733.06	.00	2,107,839.84	(466,419.84)	128	2,127,791.56	
Miscellaneous-Other	.00	.00	.00	.00	.00	.00	.00	+++	.59	
Other Financing Sources	604,550.00	.00	604,550.00	177,228.49	.00	542,028.49	62,521.51	90	936,400.97	
Transfers-In Trust	1,453,590.00	33,904.02	1,487,494.02	112,199.35	.00	1,478,494.02	9,000.00	99	1,282,182.45	
Transfers-In Other	25,250.00	.00	25,250.00	3,330.00	.00	17,182.76	8,067.24	68	24,779.60	
Capital Contributions	.00	894,000.00	894,000.00	.00	.00	.00	894,000.00	0	.00	
Use of Fund Balance/Retained Earnings	\$51,692,433.00	\$968,854.02	\$52,661,287.02	\$1,310,322.49	\$0.00	\$52,409,843.91	\$251,443.11	100%	\$52,142,097.79	
EXPENSE										
Compensation	23,579,265.00	19,715.00	23,598,980.00	2,312,041.93	.00	23,215,201.47	383,778.53	98	23,209,342.55	
Fringe Benefits	14,650,082.00	10,685.00	14,660,767.00	1,229,622.51	.00	14,357,410.54	303,356.46	98	14,063,539.38	
Outside Services	1,979,619.00	35,704.02	2,015,323.02	301,693.94	.00	1,918,634.83	96,688.19	95	1,730,183.89	
Supplies	2,393,770.00	20,050.00	2,413,820.00	242,035.92	.00	2,334,367.61	79,452.39	97	2,163,325.93	
Utilities	1,176,045.00	75,450.00	1,251,495.00	112,121.65	.00	1,149,139.75	102,355.25	92	1,139,502.12	
Insurance	462,892.00	9,800.00	472,692.00	(10,381.23)	.00	395,167.70	77,524.30	84	402,309.09	
Capital Outlay	165,080.00	10,000.00	175,080.00	21,460.45	.00	159,905.75	15,174.25	91	215,990.46	
Debt Service	4,513,110.00	211,020.00	4,724,130.00	(1,664.21)	.00	4,762,293.83	(38,163.83)	101	4,599,394.26	
Miscellaneous	1,243,130.00	(147,500.00)	1,095,630.00	49,325.06	.00	912,017.48	183,612.52	83	967,177.10	
Allocated Costs	(605,080.00)	.00	(605,080.00)	(55,998.50)	.00	(613,751.50)	8,671.50	101	(598,153.59)	
Transfers Out	2,134,520.00	723,930.00	2,858,450.00	105,752.66	.00	2,889,137.66	(30,687.66)	101	3,310,790.59	
EXPENSE TOTALS	\$51,692,433.00	\$968,854.02	\$52,661,287.02	\$4,306,010.18	\$0.00	\$51,479,525.12	\$1,181,761.90	98%	\$51,203,401.78	

General Fund Budget by Account Class Report

Through 06/30/13
 Prior Fiscal Year Activity Included
 Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 11 - Gen Fund Totals									
REVENUE TOTALS	51,692,433.00	968,854.02	52,661,287.02	1,310,322.49	.00	52,409,843.91	251,443.11	100	52,142,097.79
EXPENSE TOTALS	51,692,433.00	968,854.02	52,661,287.02	4,306,010.18	.00	51,479,525.12	1,181,761.90	98	51,203,401.78
Fund 11 - Gen Fund Totals	\$0.00	\$0.00	\$0.00	(\$2,995,687.69)	\$0.00	\$930,318.79	(\$930,318.79)		\$938,696.01
Grand Totals									
REVENUE TOTALS	51,692,433.00	968,854.02	52,661,287.02	1,310,322.49	.00	52,409,843.91	251,443.11	100	52,142,097.79
EXPENSE TOTALS	51,692,433.00	968,854.02	52,661,287.02	4,306,010.18	.00	51,479,525.12	1,181,761.90	98	51,203,401.78
Grand Totals	\$0.00	\$0.00	\$0.00	(\$2,995,687.69)	\$0.00	\$930,318.79	(\$930,318.79)		\$938,696.01

Engineering Inspections Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Budget - YTD	% used/	Prior Year Total
Fund 2100 - Engineering Inspections Fund									
REVENUE									
Programs, Services & Products	175,000.00	.00	175,000.00	13,487.52	.00	108,296.62	66,703.38	62	131,246.87
Fines, Penalties & Costs	150.00	.00	150.00	.00	.00	132.72	17.28	88	302.83
Licenses and Permits	76,250.00	.00	76,250.00	6,340.00	.00	60,694.00	15,556.00	80	70,928.38
Investment Income	500.00	.00	500.00	43.00	.00	743.00	(243.00)	149	597.00
REVENUE TOTALS	\$251,900.00	\$0.00	\$251,900.00	\$19,870.52	\$0.00	\$169,866.34	\$82,033.66	67%	\$203,075.08
EXPENSE									
Compensation	157,990.00	.00	157,990.00	10,181.12	.00	117,765.55	40,224.45	75	119,106.86
Fringe Benefits	102,980.00	.00	102,980.00	7,826.61	.00	77,330.37	25,649.63	75	76,283.69
Outside Services	4,620.00	.00	4,620.00	967.81	.00	3,900.39	719.61	84	3,826.82
Supplies	3,250.00	.00	3,250.00	385.37	.00	2,573.95	676.05	79	2,578.84
Insurance	1,740.00	.00	1,740.00	(17.79)	.00	1,208.52	531.48	69	1,201.88
Capital Outlay	28,500.00	.00	28,500.00	22,304.11	.00	26,100.63	2,399.37	92	.00
Transfers Out	1,500.00	.00	1,500.00	.00	.00	.00	1,500.00	0	.00
EXPENSE TOTALS	\$300,580.00	\$0.00	\$300,580.00	\$41,647.23	\$0.00	\$228,879.41	\$71,700.59	76%	\$202,998.09

Fund 2100 - Engineering Inspections Fund Totals

REVENUE TOTALS	251,900.00	.00	251,900.00	19,870.52	.00	169,866.34	82,033.66	67	203,075.08
EXPENSE TOTALS	300,580.00	.00	300,580.00	41,647.23	.00	228,879.41	71,700.59	76	202,998.09
Fund 2100 - Engineering Inspections Fund Totals	(\$48,680.00)	\$0.00	(\$48,680.00)	(\$21,776.71)	\$0.00	(\$59,013.07)	\$10,333.07		\$76.99

Grand Totals

REVENUE TOTALS	251,900.00	.00	251,900.00	19,870.52	.00	169,866.34	82,033.66	67	203,075.08
EXPENSE TOTALS	300,580.00	.00	300,580.00	41,647.23	.00	228,879.41	71,700.59	76	202,998.09
Grand Totals	(\$48,680.00)	\$0.00	(\$48,680.00)	(\$21,776.71)	\$0.00	(\$59,013.07)	\$10,333.07		\$76.99

Parking Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included
Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 2200 - Parking Fund										
REVENUE										
Programs, Services & Products	835,180.00	.00	835,180.00	82,706.70	.00	815,142.55	20,037.45	98	821,033.21	
Rents, Leases & Use	463,332.00	.00	463,332.00	.56	.00	472,206.38	(8,874.38)	102	348,269.68	
Fines, Penalties & Costs	390,000.00	.00	390,000.00	31,910.25	.00	369,473.00	20,527.00	95	394,864.28	
Investment Income	1,000.00	.00	1,000.00	75.00	.00	664.00	336.00	66	264.00	
Miscellaneous-Other	500.00	.00	500.00	.00	.00	.00	500.00	0	218,105.71	
Transfers-In Trust	2,744.00	.00	2,744.00	.00	.00	2,744.00	.00	100	2,744.00	
Transfers-In Other	.00	.00	.00	.00	.00	.00	.00	+++	8,716.54	
Capital Contributions	10,500.00	.00	10,500.00	.00	.00	10,500.00	.00	100	10,500.00	
REVENUE TOTALS	\$1,703,256.00	\$0.00	\$1,703,256.00	\$114,692.51	\$0.00	\$1,670,729.93	\$32,526.07	98%	\$1,804,497.42	
EXPENSE										
Compensation	387,430.00	.00	387,430.00	37,067.19	.00	363,208.82	24,221.18	94	373,805.39	
Fringe Benefits	211,910.00	.00	211,910.00	14,614.76	.00	175,600.09	36,309.91	83	184,013.39	
Outside Services	191,510.00	.00	191,510.00	18,698.42	.00	185,865.19	5,644.81	97	186,696.95	
Supplies	42,780.00	.00	42,780.00	5,102.57	.00	42,222.34	557.66	99	24,143.39	
Utilities	60,150.00	.00	60,150.00	7,860.85	.00	48,459.71	11,690.29	81	61,923.09	
Insurance	23,740.00	.00	23,740.00	(1,878.23)	.00	21,326.25	2,413.75	90	23,878.54	
Capital Outlay	.00	.00	.00	.00	.00	.00	.00	+++	7,900.00	
Debt Service	783,726.00	.00	783,726.00	.00	.00	785,474.86	(1,748.86)	100	806,978.60	
Miscellaneous	79,563.00	.00	79,563.00	12,219.13	.00	68,296.64	11,266.36	86	52,929.40	
Allocated Costs	5,730.00	.00	5,730.00	477.50	.00	5,730.00	.00	100	5,540.00	
Transfers Out	167,850.00	.00	167,850.00	8,012.50	.00	167,850.00	.00	100	140,850.00	
(Gain) Loss on F/A Disposals	.00	.00	.00	.00	.00	.00	.00	+++	.00	
EXPENSE TOTALS	\$1,954,389.00	\$0.00	\$1,954,389.00	\$102,174.69	\$0.00	\$1,864,033.90	\$90,355.10	95%	\$1,868,658.75	
Fund 2200 - Parking Fund Totals										
REVENUE TOTALS	1,703,256.00	.00	1,703,256.00	114,692.51	.00	1,670,729.93	32,526.07	98	1,804,497.42	
EXPENSE TOTALS	1,954,389.00	.00	1,954,389.00	102,174.69	.00	1,864,033.90	90,355.10	95	1,868,658.75	
Fund 2200 - Parking Fund Totals	(\$251,133.00)	\$0.00	(\$251,133.00)	\$12,517.82	\$0.00	(\$193,303.97)	(\$57,829.03)		(\$64,161.33)	
Grand Totals										
REVENUE TOTALS	1,703,256.00	.00	1,703,256.00	114,692.51	.00	1,670,729.93	32,526.07	98	1,804,497.42	
EXPENSE TOTALS	1,954,389.00	.00	1,954,389.00	102,174.69	.00	1,864,033.90	90,355.10	95	1,868,658.75	
Grand Totals	(\$251,133.00)	\$0.00	(\$251,133.00)	\$12,517.82	\$0.00	(\$193,303.97)	(\$57,829.03)		(\$64,161.33)	

Airport Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included
Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 2300 - Airport Fund									
REVENUE									
Intergovernmental-State Programs, Services & Products	1,150.00	.00	1,150.00	2,448.11	.00	2,448.11	(1,298.11)	213	1,137.84
Rents, Leases & Use	12,913.00	.00	12,913.00	2,231.60	.00	11,387.46	1,525.54	88	12,341.70
Fines, Penalties & Costs	367,632.00	.00	367,632.00	3.13	.00	362,229.99	5,402.01	99	356,692.11
Investment Income	.00	.00	.00	.00	.00	.00	.00	+++	(236.48)
Miscellaneous-Other	640.00	.00	640.00	72.00	.00	1,240.00	(600.00)	194	833.00
Transfers-In Other	.00	.00	.00	.00	.00	427.00	(427.00)	+++	4,279.21
Use of Fund Balance/Retained Earnings	.00	.00	.00	.00	.00	.00	.00	+++	7,895.00
	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$382,335.00	\$0.00	\$382,335.00	\$4,754.84	\$0.00	\$377,732.56	\$4,602.44	99%	\$382,942.38
EXPENSE									
Compensation	67,250.00	.00	67,250.00	8,772.87	.00	67,239.10	10.90	100	55,736.39
Fringe Benefits	47,680.00	.00	47,680.00	5,813.12	.00	46,330.47	1,349.53	97	37,658.11
Outside Services	67,590.00	.00	67,590.00	5,846.87	.00	66,553.37	1,036.63	98	70,182.46
Supplies	45,930.00	.00	45,930.00	6,465.95	.00	27,937.90	17,992.10	61	22,430.05
Utilities	23,320.00	.00	23,320.00	1,302.32	.00	19,960.93	3,359.07	86	24,711.39
Insurance	9,120.00	.00	9,120.00	(595.15)	.00	6,438.86	2,681.14	71	7,003.59
Debt Service	10,670.00	.00	10,670.00	.00	.00	10,665.00	5.00	100	10,945.00
Miscellaneous	47,104.00	.00	47,104.00	9,498.21	.00	36,624.00	10,480.00	78	43,913.26
Allocated Costs	5,520.00	.00	5,520.00	460.00	.00	5,520.00	.00	100	5,330.00
Transfers Out	55,954.00	.00	55,954.00	(20,428.63)	.00	32,867.00	23,087.00	59	121,737.00
	.00	.00	.00	\$17,135.56	\$0.00	\$320,136.63	\$60,001.37	84%	\$399,647.25
EXPENSE TOTALS	\$380,138.00	\$0.00	\$380,138.00	\$17,135.56	\$0.00	\$320,136.63	\$60,001.37	84%	\$399,647.25
Fund 2300 - Airport Fund Totals									
REVENUE TOTALS	382,335.00	.00	382,335.00	4,754.84	.00	377,732.56	4,602.44	99	382,942.38
EXPENSE TOTALS	380,138.00	.00	380,138.00	17,135.56	.00	320,136.63	60,001.37	84	399,647.25
Fund 2300 - Airport Fund Totals	\$2,197.00	\$0.00	\$2,197.00	(\$12,380.72)	\$0.00	\$57,595.93	(\$55,398.93)		(\$16,704.87)
Grand Totals									
REVENUE TOTALS	382,335.00	.00	382,335.00	4,754.84	.00	377,732.56	4,602.44	99	382,942.38
EXPENSE TOTALS	380,138.00	.00	380,138.00	17,135.56	.00	320,136.63	60,001.37	84	399,647.25
Grand Totals	\$2,197.00	\$0.00	\$2,197.00	(\$12,380.72)	\$0.00	\$57,595.93	(\$55,398.93)		(\$16,704.87)

CD Conservation Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 2400 - CD Con Prop Mgmt Fund									
REVENUE									
Rents, Leases & Use	64,510.00	.00	64,510.00	8,112.82	.00	64,882.28	(372.28)	101	64,534.06
Miscellaneous-Other	.00	41,000.00	41,000.00	.00	.00	41,000.00	.00	100	.00
Transfers-In Trust	6,990.00	.00	6,990.00	.00	.00	6,990.00	.00	100	.00
Use of Fund Balance/Retained Earnings	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$71,500.00	\$41,000.00	\$112,500.00	\$8,112.82	\$0.00	\$112,872.28	(\$372.28)	100%	\$64,534.06
EXPENSE									
Outside Services	48,500.00	.00	48,500.00	252.50	.00	15,446.05	33,053.95	32	41,224.98
Supplies	23,000.00	.00	23,000.00	.00	.00	1,872.50	21,127.50	8	1.99
Debt Service	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers Out	78,250.00	41,000.00	119,250.00	47,520.87	.00	119,250.00	.00	100	.00
EXPENSE TOTALS	\$149,750.00	\$41,000.00	\$190,750.00	\$47,773.37	\$0.00	\$136,568.55	\$54,181.45	72%	\$41,226.97
Fund 2400 - CD Con Prop Mgmt Fund Totals									
REVENUE TOTALS	71,500.00	41,000.00	112,500.00	8,112.82	.00	112,872.28	(372.28)	100	64,534.06
EXPENSE TOTALS	149,750.00	41,000.00	190,750.00	47,773.37	.00	136,568.55	54,181.45	72	41,226.97
Fund 2400 - CD Con Prop Mgmt Fund Totals	(\$78,250.00)	\$0.00	(\$78,250.00)	(\$39,660.55)	\$0.00	(\$23,696.27)	(\$54,553.73)		\$23,307.09
Grand Totals									
REVENUE TOTALS	71,500.00	41,000.00	112,500.00	8,112.82	.00	112,872.28	(372.28)	100	64,534.06
EXPENSE TOTALS	149,750.00	41,000.00	190,750.00	47,773.37	.00	136,568.55	54,181.45	72	41,226.97
Grand Totals	(\$78,250.00)	\$0.00	(\$78,250.00)	(\$39,660.55)	\$0.00	(\$23,696.27)	(\$54,553.73)		\$23,307.09

Housing Revolving Loan Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 2701 - Housing Revolv Loan Fd Cons-2008									
REVENUE									
Programs, Services & Products	.00	.00	.00	185,788.73	.00	318,963.48	(318,963.48)	+++	139,429.64
Investment Income	.00	.00	.00	27.00	.00	672.00	(672.00)	+++	716.00
Miscellaneous-Other	.00	.00	.00	.00	.00	.00	.00	+++	3,000.00
Misc-Miscellaneous (Non-lapsing)	.00	35,739.00	35,739.00	.00	.00	35,739.62	(.62)	100	468.55
REVENUE TOTALS	\$0.00	\$35,739.00	\$35,739.00	\$185,815.73	\$0.00	\$355,375.10	(\$319,636.10)	994%	\$143,614.19
EXPENSE									
Compensation	.00	.00	.00	.00	.00	.00	.00	+++	.00
Fringe Benefits	.00	.00	.00	.00	.00	.00	.00	+++	.00
Outside Services	5,550.00	.00	5,550.00	8,189.50	.00	8,510.32	(2,960.32)	153	.00
Supplies	500.00	.00	500.00	.00	.00	.00	500.00	0	.00
Insurance	.00	.00	.00	.00	.00	.00	.00	+++	.00
Miscellaneous (Non-lapsing)	.00	336,547.26	336,547.26	113.83	.00	186,800.49	149,746.77	56	442,934.77
EXPENSE TOTALS	\$6,050.00	\$336,547.26	\$342,597.26	\$8,303.33	\$0.00	\$195,310.81	\$147,286.45	57%	\$442,934.77
Fund 2701 - Housing Revolv Loan Fd Cons-2008 Totals									
REVENUE TOTALS	.00	35,739.00	35,739.00	185,815.73	.00	355,375.10	(319,636.10)	994	143,614.19
EXPENSE TOTALS	6,050.00	336,547.26	342,597.26	8,303.33	.00	195,310.81	147,286.45	57	442,934.77
Grand Totals	(\$6,050.00)	(\$300,808.26)	(\$306,858.26)	\$177,512.40	\$0.00	\$160,064.29	(\$466,922.55)	(\$299,320.58)	
Grand Totals									
REVENUE TOTALS	.00	35,739.00	35,739.00	185,815.73	.00	355,375.10	(319,636.10)	994	143,614.19
EXPENSE TOTALS	6,050.00	336,547.26	342,597.26	8,303.33	.00	195,310.81	147,286.45	57	442,934.77
Grand Totals	(\$6,050.00)	(\$300,808.26)	(\$306,858.26)	\$177,512.40	\$0.00	\$160,064.29	(\$466,922.55)	(\$299,320.58)	

NEOCTIF District Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Transactions	Budget - YTD Transactions	Rec'd	Prior Year Total
Fund 4100 - NEOCTIF District Fund										
REVENUE										
Property Taxes	498,970.00	.00	498,970.00	.00	.00	687,519.13	(188,549.13)	138	420,921.49	
Investment Income	1,000.00	.00	1,000.00	17.00	.00	756.00	244.00	76	1,133.00	
Miscellaneous-Other	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Use of Fund Balance/Retained Earnings	.00	.00	.00	.00	.00	.00	.00	+++	.00	
REVENUE TOTALS	\$499,970.00	\$0.00	\$499,970.00	\$17.00	\$0.00	\$688,275.13	(\$188,305.13)	138%	\$422,054.49	
EXPENSE										
Outside Services	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Debt Service	394,070.00	.00	394,070.00	.00	.00	394,062.00	8.00	100	410,122.00	
Miscellaneous	.00	.00	.00	.00	.00	.00	.00	+++	.00	
Transfers Out	89,840.00	.00	89,840.00	7,486.63	.00	89,840.00	.00	100	317,220.00	
EXPENSE TOTALS	\$483,910.00	\$0.00	\$483,910.00	\$7,486.63	\$0.00	\$483,902.00	\$8.00	100%	\$727,342.00	
Fund 4100 - NEOCTIF District Fund Totals										
REVENUE TOTALS	499,970.00	.00	499,970.00	17.00	.00	688,275.13	(188,305.13)	138	422,054.49	
EXPENSE TOTALS	483,910.00	.00	483,910.00	7,486.63	.00	483,902.00	8.00	100	727,342.00	
Fund 4100 - NEOCTIF District Fund Totals	\$16,060.00	\$0.00	\$16,060.00	(\$7,469.63)	\$0.00	\$204,373.13	(\$188,313.13)		(\$305,287.51)	
Grand Totals										
REVENUE TOTALS	499,970.00	.00	499,970.00	17.00	.00	688,275.13	(188,305.13)	138	422,054.49	
EXPENSE TOTALS	483,910.00	.00	483,910.00	7,486.63	.00	483,902.00	8.00	100	727,342.00	
Grand Totals	\$16,060.00	\$0.00	\$16,060.00	(\$7,469.63)	\$0.00	\$204,373.13	(\$188,313.13)		(\$305,287.51)	

Sears Block TIF Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 4200 - Sears Block TIF District Fund									
REVENUE									
Property Taxes	379,300.00	.00	379,300.00	.00	.00	510,365.34	(131,065.34)	135	368,456.00
Investment Income	200.00	.00	200.00	3.00	.00	112.00	88.00	56	216.00
Use of Fund Balance/Retained Earnings	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$379,500.00	\$0.00	\$379,500.00	\$3.00	\$0.00	\$510,477.34	(\$130,977.34)	135%	\$368,672.00
EXPENSE									
Transfers Out Non-Lapsing	.00	.00	.00	.00	.00	.00	.00	+++	20,000.00
Outside Services	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	258,655.00	.00	258,655.00	.00	.00	257,083.13	1,571.87	99	236,763.76
Transfers Out	.00	.00	.00	.00	.00	.00	.00	+++	.00
EXPENSE TOTALS	\$258,655.00	\$0.00	\$258,655.00	\$0.00	\$0.00	\$257,083.13	\$1,571.87	99%	\$256,763.76
Fund 4200 - Sears Block TIF District Fund Totals									
REVENUE TOTALS	379,500.00	.00	379,500.00	3.00	.00	510,477.34	(130,977.34)	135	368,672.00
EXPENSE TOTALS	258,655.00	.00	258,655.00	.00	.00	257,083.13	1,571.87	99	256,763.76
Fund 4200 - Sears Block TIF District Fund Totals	\$120,845.00	\$0.00	\$120,845.00	\$3.00	\$0.00	\$253,394.21	(\$132,549.21)		\$111,908.24
Grand Totals									
REVENUE TOTALS	379,500.00	.00	379,500.00	3.00	.00	510,477.34	(130,977.34)	135	368,672.00
EXPENSE TOTALS	258,655.00	.00	258,655.00	.00	.00	257,083.13	1,571.87	99	256,763.76
Grand Totals	\$120,845.00	\$0.00	\$120,845.00	\$3.00	\$0.00	\$253,394.21	(\$132,549.21)		\$111,908.24

Penacook Village TIF Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 4300 - Penacook Village TIF									
REVENUE									
Property Taxes	44,060.00	.00	44,060.00	.00	.00	49,921.28	(5,861.28)	113	7,193.00
Investment Income	50.00	.00	50.00	1.00	.00	25.00	25.00	50	46.00
Miscellaneous-Other	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers-In Trust	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers-In Other	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$44,110.00	\$0.00	\$44,110.00	\$1.00	\$0.00	\$49,946.28	(\$5,836.28)	113%	\$7,239.00
EXPENSE									
Compensation	.00	.00	.00	.00	.00	.00	.00	+++	.00
Fringe Benefits	.00	.00	.00	.00	.00	.00	.00	+++	.00
Outside Services	5,000.00	.00	5,000.00	.00	.00	.00	5,000.00	0	100.00
Supplies	.00	.00	.00	.00	.00	.00	.00	+++	.00
Insurance	.00	.00	.00	.00	.00	.00	.00	+++	.00
Capital Outlay	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	21,500.00	.00	21,500.00	.00	.00	21,497.99	2.01	100	.00
Transfers Out	.00	.00	.00	.00	.00	.00	.00	+++	.00
EXPENSE TOTALS	\$26,500.00	\$0.00	\$26,500.00	\$0.00	\$0.00	\$21,497.99	\$5,002.01	81%	\$100.00
Fund 4300 - Penacook Village TIF Totals									
REVENUE TOTALS	44,110.00	.00	44,110.00	1.00	.00	49,946.28	(5,836.28)	113	7,239.00
EXPENSE TOTALS	26,500.00	.00	26,500.00	.00	.00	21,497.99	5,002.01	81	100.00
Fund 4300 - Penacook Village TIF Totals	\$17,610.00	\$0.00	\$17,610.00	\$1.00	\$0.00	\$28,448.29	(\$10,838.29)		\$7,139.00
Grand Totals									
REVENUE TOTALS	44,110.00	.00	44,110.00	1.00	.00	49,946.28	(5,836.28)	113	7,239.00
EXPENSE TOTALS	26,500.00	.00	26,500.00	.00	.00	21,497.99	5,002.01	81	100.00
Grand Totals	\$17,610.00	\$0.00	\$17,610.00	\$1.00	\$0.00	\$28,448.29	(\$10,838.29)		\$7,139.00

Golf Course Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included
Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 7300 - Golf Course Fund									
REVENUE									
Programs, Services & Products	808,970.00	(31,514.00)	777,456.00	110,230.88	.00	743,746.06	33,709.94	96	703,933.13
Rents, Leases & Use	.00	.00	.00	.00	.00	.00	.00	+++	.00
Fines, Penalties & Costs	.00	.00	.00	.00	.00	.00	.00	+++	.00
Investment Income	380.00	(380.00)	.00	37.00	.00	375.00	(375.00)	+++	115.00
Miscellaneous-Other	38,000.00	.00	38,000.00	15,018.50	.00	46,258.34	(8,258.34)	122	45,966.21
Other Financing Sources	.00	.00	.00	(278.84)	.00	(323.33)	323.33	+++	.00
Transfers-In Other	.00	30,400.00	30,400.00	.00	.00	28,262.50	2,137.50	93	.00
REVENUE TOTALS	\$847,350.00	(\$1,494.00)	\$845,856.00	\$125,007.54	\$0.00	\$818,318.57	\$27,537.43	97%	\$750,014.34
EXPENSE									
Compensation	245,860.00	16,625.00	262,485.00	51,389.88	.00	247,636.63	14,848.37	94	261,694.64
Fringe Benefits	128,260.00	(5,500.00)	122,760.00	13,326.90	.00	109,485.24	13,274.76	89	124,499.39
Outside Services	165,325.00	(28,021.00)	137,304.00	22,522.20	.00	125,946.42	11,357.58	92	168,525.33
Supplies	131,160.00	36,750.00	167,910.00	32,897.78	.00	133,974.77	33,935.23	80	133,188.10
Utilities	35,410.00	(1,500.00)	33,910.00	5,439.42	.00	34,766.99	(856.99)	103	34,073.94
Insurance	5,570.00	(1,448.00)	4,122.00	91.90	.00	4,559.15	(437.15)	111	7,016.08
Debt Service	60,100.00	.00	60,100.00	.00	.00	57,462.50	2,637.50	96	61,550.00
Miscellaneous	.00	.00	.00	5,602.16	.00	5,627.16	(5,627.16)	+++	.00
Allocated Costs	.00	.00	.00	.00	.00	.00	.00	+++	7,191.00
Transfers Out	85,450.00	(7,500.00)	77,950.00	6,245.87	.00	77,950.00	.00	100	6,000.00
(Gain) Loss on Refunding	.00	.00	.00	.00	.00	(3,000.00)	3,000.00	+++	.00
EXPENSE TOTALS	\$857,135.00	\$9,406.00	\$866,541.00	\$137,516.11	\$0.00	\$794,408.86	\$72,132.14	92%	\$803,738.48
Fund 7300 - Golf Course Fund Totals									
REVENUE TOTALS	847,350.00	(1,494.00)	845,856.00	125,007.54	.00	818,318.57	27,537.43	97	750,014.34
EXPENSE TOTALS	857,135.00	9,406.00	866,541.00	137,516.11	.00	794,408.86	72,132.14	92	803,738.48
Fund 7300 - Golf Course Fund Totals	(\$9,785.00)	(\$10,900.00)	(\$20,685.00)	(\$12,508.57)	\$0.00	\$23,909.71	(\$44,594.71)		(\$53,724.14)
Grand Totals									
REVENUE TOTALS	847,350.00	(1,494.00)	845,856.00	125,007.54	.00	818,318.57	27,537.43	97	750,014.34
EXPENSE TOTALS	857,135.00	9,406.00	866,541.00	137,516.11	.00	794,408.86	72,132.14	92	803,738.48
Grand Totals	(\$9,785.00)	(\$10,900.00)	(\$20,685.00)	(\$12,508.57)	\$0.00	\$23,909.71	(\$44,594.71)		(\$53,724.14)

Arena Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included
Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 7400 - Arena Fund									
REVENUE									
Intergovernmental-Federal	.00	.00	.00	.00	.00	.00	.00	+++	.00
Programs, Services & Products	15,000.00	.00	15,000.00	(1,200.00)	.00	25,900.00	(10,900.00)	173	17,300.00
Rents, Leases & Use	533,170.00	.00	533,170.00	6,623.94	.00	520,611.20	12,558.80	98	504,409.10
Fines, Penalties & Costs	250.00	.00	250.00	134.42	.00	1,028.40	(778.40)	411	574.80
Investment Income	220.00	.00	220.00	48.00	.00	558.00	(338.00)	254	159.00
Miscellaneous-Other	.00	.00	.00	5.25	.00	1,281.27	(1,281.27)	+++	843.31
Transfers-In Trust	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers-In Other	17,380.00	.00	17,380.00	.00	.00	17,380.00	.00	100	18,040.00
Capital Contributions	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$566,020.00	\$0.00	\$566,020.00	\$5,611.61	\$0.00	\$566,758.87	(\$738.87)	100%	\$541,326.21
EXPENSE									
Compensation	155,840.00	.00	155,840.00	10,557.55	.00	161,862.76	(6,022.76)	104	162,141.16
Fringe Benefits	90,660.00	.00	90,660.00	7,113.30	.00	95,723.76	(5,063.76)	106	89,916.47
Outside Services	28,675.00	.00	28,675.00	5,626.05	.00	25,800.32	2,874.68	90	36,123.13
Supplies	18,860.00	.00	18,860.00	3,711.29	.00	17,469.61	1,390.39	93	14,667.48
Utilities	72,930.00	.00	72,930.00	2,760.73	.00	77,411.41	(4,481.41)	106	77,694.17
Insurance	5,310.00	.00	5,310.00	(567.58)	.00	6,390.19	(1,080.19)	120	6,812.88
Capital Outlay	15,500.00	.00	15,500.00	.00	.00	14,944.00	556.00	96	.00
Capital Outlay (Non-lapsing)	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	97,780.00	.00	97,780.00	.00	.00	97,777.31	2.69	100	64,125.00
Allocated Costs	12,870.00	.00	12,870.00	1,072.50	.00	12,870.00	.00	100	12,440.00
Transfers Out	41,000.00	.00	41,000.00	3,333.37	.00	41,000.00	.00	100	92,900.00
(Gain) Loss on Refunding	.00	.00	.00	.00	.00	.00	.00	+++	186.67
EXPENSE TOTALS	\$539,425.00	\$0.00	\$539,425.00	\$33,607.21	\$0.00	\$551,249.36	(\$11,824.36)	102%	\$557,006.96
Fund 7400 - Arena Fund Totals									
REVENUE TOTALS	566,020.00	.00	566,020.00	5,611.61	.00	566,758.87	(738.87)	100	541,326.21
EXPENSE TOTALS	539,425.00	.00	539,425.00	33,607.21	.00	551,249.36	(11,824.36)	102	557,006.96
Fund 7400 - Arena Fund Totals	\$26,595.00	\$0.00	\$26,595.00	(\$27,995.60)	\$0.00	\$15,509.51	\$11,085.49		(\$15,680.75)
Grand Totals									
REVENUE TOTALS	566,020.00	.00	566,020.00	5,611.61	.00	566,758.87	(738.87)	100	541,326.21
EXPENSE TOTALS	539,425.00	.00	539,425.00	33,607.21	.00	551,249.36	(11,824.36)	102	557,006.96
Grand Totals	\$26,595.00	\$0.00	\$26,595.00	(\$27,995.60)	\$0.00	\$15,509.51	\$11,085.49		(\$15,680.75)

Solid Waste Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 7700 - Solid Waste Fund									
REVENUE									
Intergovernmental-State	40,950.00	(40,950.00)	.00	.00	.00	.00	.00	+++	.00
Intergovernmental-Local	60,580.00	.00	60,580.00	5,048.33	.00	60,579.96	.04	100	60,579.96
Programs, Services & Products	3,066,090.00	.00	3,066,090.00	365,364.06	.00	2,770,112.80	295,977.20	90	2,878,292.37
Fines, Penalties & Costs	400.00	.00	400.00	437.55	.00	1,565.54	(1,165.54)	391	392.82
Licenses and Permits	800.00	.00	800.00	.00	.00	600.00	200.00	75	800.00
Miscellaneous-Other	.00	.00	.00	60.00	.00	60.00	(60.00)	+++	105.00
Transfers-In Trust	13,800.00	.00	13,800.00	.00	.00	13,800.00	.00	100	10,200.00
Transfers-In Other	1,410,000.00	(170,070.00)	1,239,930.00	103,327.50	.00	1,239,930.00	.00	100	1,229,937.81
REVENUE TOTALS	\$4,592,620.00	(\$211,020.00)	\$4,381,600.00	\$474,237.44	\$0.00	\$4,086,648.30	\$294,951.70	93%	\$4,180,307.96
EXPENSE									
Compensation	161,190.00	.00	161,190.00	7,508.49	.00	166,818.23	(5,628.23)	103	164,069.19
Fringe Benefits	116,380.00	.00	116,380.00	4,852.60	.00	117,340.44	(960.44)	101	105,096.84
Outside Services	4,170,600.00	.00	4,170,600.00	714,856.53	.00	3,921,565.03	249,034.97	94	4,030,507.55
Supplies	.00	.00	.00	.00	.00	.00	.00	+++	.00
Utilities	5,660.00	.00	5,660.00	665.77	.00	7,205.15	(1,545.15)	127	4,909.60
Insurance	2,010.00	.00	2,010.00	(112.95)	.00	1,833.33	176.67	91	1,765.88
Capital Outlay	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	237,365.00	(211,020.00)	26,345.00	.00	.00	20,645.01	5,699.99	78	.00
Allocated Costs	1,800.00	.00	1,800.00	134.00	.00	3,100.00	(1,300.00)	172	3,109.92
Transfers Out	20,000.00	.00	20,000.00	(33,907.25)	.00	(13,907.25)	33,907.25	-70	35,000.00
EXPENSE TOTALS	\$4,715,005.00	(\$211,020.00)	\$4,503,985.00	\$693,997.19	\$0.00	\$4,224,599.94	\$279,385.06	94%	\$4,344,458.98
Fund 7700 - Solid Waste Fund Totals									
REVENUE TOTALS	4,592,620.00	(211,020.00)	4,381,600.00	474,237.44	.00	4,086,648.30	294,951.70	93	4,180,307.96
EXPENSE TOTALS	4,715,005.00	(211,020.00)	4,503,985.00	693,997.19	.00	4,224,599.94	279,385.06	94	4,344,458.98
Fund 7700 - Solid Waste Fund Totals	(\$122,385.00)	\$0.00	(\$122,385.00)	(\$219,759.75)	\$0.00	(\$137,951.64)	\$15,566.64		(\$164,151.02)
Grand Totals									
REVENUE TOTALS	4,592,620.00	(211,020.00)	4,381,600.00	474,237.44	.00	4,086,648.30	294,951.70	93	4,180,307.96
EXPENSE TOTALS	4,715,005.00	(211,020.00)	4,503,985.00	693,997.19	.00	4,224,599.94	279,385.06	94	4,344,458.98
Grand Totals	(\$122,385.00)	\$0.00	(\$122,385.00)	(\$219,759.75)	\$0.00	(\$137,951.64)	\$15,566.64		(\$164,151.02)

Water Fund Budget by Account Class Report

Through 06/30/13
 Prior Fiscal Year Activity Included
 Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 7800 - Water Fund									
REVENUE									
Intergovernmental-State	.00	.00	.00	.00	.00	.00	.00	+++	.00
Programs, Services & Products	5,399,700.00	.00	5,399,700.00	511,123.59	.00	5,474,710.38	(75,010.38)	101	5,310,242.75
Fines, Penalties & Costs	24,200.00	.00	24,200.00	1,102.05	.00	25,104.72	(904.72)	104	25,447.46
Investment Income	4,450.00	.00	4,450.00	664.00	.00	8,321.00	(3,871.00)	187	4,944.00
Miscellaneous-Other	60,010.00	.00	60,010.00	15,766.44	.00	64,139.26	(4,129.26)	107	106,713.46
Capital Contributions	50,000.00	.00	50,000.00	7,077.00	.00	20,489.19	29,510.81	41	25,000.00
Use of Fund Balance/Retained Earnings	.00	.00	.00	.00	.00	.00	.00	+++	.00
REVENUE TOTALS	\$5,538,360.00	\$0.00	\$5,538,360.00	\$535,733.08	\$0.00	\$5,592,764.55	(\$54,404.55)	101%	\$5,472,347.67
EXPENSE									
Compensation	931,710.00	.00	931,710.00	98,645.10	.00	924,970.86	6,739.14	99	1,070,631.13
Fringe Benefits	783,130.00	.00	783,130.00	68,298.41	.00	771,832.43	11,297.57	99	919,049.99
Outside Services	(30,670.00)	.00	(30,670.00)	23,222.09	.00	106,099.14	(136,769.14)	-346	109,476.24
Supplies	621,760.00	.00	621,760.00	53,645.12	.00	413,444.10	208,315.90	66	483,877.63
Utilities	273,530.00	.00	273,530.00	43,519.81	.00	290,368.37	(16,838.37)	106	193,854.98
Insurance	44,070.00	.00	44,070.00	(2,985.68)	.00	37,994.18	6,075.82	86	40,950.67
Capital Outlay	107,500.00	.00	107,500.00	2,383.44	.00	25,361.53	82,138.47	24	55,582.19
Capital Outlay (Non-lapsing)	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	2,010,390.00	.00	2,010,390.00	.00	.00	1,984,870.48	25,519.52	99	1,955,283.55
Miscellaneous	75,860.00	.00	75,860.00	9,289.29	.00	33,290.79	42,569.21	44	42,685.00
Allocated Costs	277,090.00	.00	277,090.00	23,090.87	.00	277,090.00	.00	100	(216,973.41)
Transfers Out	759,500.00	.00	759,500.00	55,739.58	.00	729,531.21	29,968.79	96	907,453.00
(Gain) Loss on Refunding	.00	.00	.00	.00	.00	(77,750.00)	77,750.00	+++	.00
EXPENSE TOTALS	\$5,853,870.00	\$0.00	\$5,853,870.00	\$374,848.03	\$0.00	\$5,517,103.09	\$336,766.91	94%	\$5,561,870.97
Fund 7800 - Water Fund Totals									
REVENUE TOTALS	5,538,360.00	.00	5,538,360.00	535,733.08	.00	5,592,764.55	(54,404.55)	101	5,472,347.67
EXPENSE TOTALS	5,853,870.00	.00	5,853,870.00	374,848.03	.00	5,517,103.09	336,766.91	94	5,561,870.97
Fund 7800 - Water Fund Totals	(\$315,510.00)	\$0.00	(\$315,510.00)	\$160,885.05	\$0.00	\$75,661.46	(\$391,171.46)		(\$89,523.30)
Grand Totals									
REVENUE TOTALS	5,538,360.00	.00	5,538,360.00	535,733.08	.00	5,592,764.55	(54,404.55)	101	5,472,347.67
EXPENSE TOTALS	5,853,870.00	.00	5,853,870.00	374,848.03	.00	5,517,103.09	336,766.91	94	5,561,870.97
Grand Totals	(\$315,510.00)	\$0.00	(\$315,510.00)	\$160,885.05	\$0.00	\$75,661.46	(\$391,171.46)		(\$89,523.30)

Wastewater Fund Budget by Account Class Report

Through 06/30/13

Prior Fiscal Year Activity Included

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	Encumbrances	YTD Transactions	YTD Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 7900 - WW Fd									
REVENUE									
Intergovernmental-Federal	.00	.00	.00	.00	.00	.00	.00	+++	.00
Intergovernmental-State	199,230.00	.00	199,230.00	(52,625.00)	.00	31,537.00	167,693.00	16	38,226.00
Programs, Services & Products	6,673,670.00	.00	6,673,670.00	687,175.60	.00	6,805,473.26	(131,803.26)	102	6,645,593.63
Fines, Penalties & Costs	24,200.00	.00	24,200.00	1,127.65	.00	27,973.52	(3,773.52)	116	28,651.14
Licenses and Permits	1,100.00	.00	1,100.00	310.00	.00	1,360.00	(260.00)	124	1,205.00
Investment Income	2,260.00	.00	2,260.00	632.00	.00	7,957.00	(5,697.00)	352	3,493.50
Miscellaneous-Other	61,510.00	.00	61,510.00	10,511.41	.00	65,507.96	(3,997.96)	106	58,471.57
Transfers-In Trust	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers-In Other	.00	.00	.00	.00	.00	.00	.00	+++	.00
Capital Contributions	50,000.00	.00	50,000.00	5,780.00	.00	49,509.59	490.41	99	20,155.21
REVENUE TOTALS	\$7,011,970.00	\$0.00	\$7,011,970.00	\$652,911.66	\$0.00	\$6,989,318.33	\$22,651.67	100%	\$6,795,796.05
EXPENSE									
Compensation	1,144,320.00	.00	1,144,320.00	114,614.56	.00	1,105,958.02	38,361.98	97	933,279.22
Fringe Benefits	945,020.00	.00	945,020.00	80,788.34	.00	911,094.50	33,925.50	96	638,537.51
Outside Services	459,135.00	.00	459,135.00	67,849.32	.00	398,353.39	60,781.61	87	438,254.40
Supplies	460,000.00	.00	460,000.00	45,725.47	.00	437,696.80	22,303.20	95	287,040.94
Utilities	568,640.00	.00	568,640.00	71,460.94	.00	519,531.04	49,108.96	91	535,380.84
Insurance	57,010.00	.00	57,010.00	(4,111.06)	.00	50,113.15	6,896.85	88	47,452.58
Capital Outlay	82,000.00	.00	82,000.00	33,411.23	.00	76,755.92	5,244.08	94	41,120.01
Capital Outlay (Non-lapsing)	.00	.00	.00	.00	.00	.00	.00	+++	.00
Debt Service	2,361,290.00	.00	2,361,290.00	386,571.32	.00	2,337,910.38	23,379.62	99	2,243,353.86
Miscellaneous	19,930.00	.00	19,930.00	572.00	.00	17,641.00	2,289.00	89	.00
Allocated Costs	237,268.00	.00	237,268.00	19,676.63	.00	236,120.00	1,148.00	100	724,039.41
Transfers Out	702,800.00	.00	702,800.00	91,742.96	.00	702,309.59	490.41	100	720,558.00
(Gain) Loss on Refunding	.00	.00	.00	.00	.00	(12,590.00)	12,590.00	+++	12,298.36
EXPENSE TOTALS	\$7,037,413.00	\$0.00	\$7,037,413.00	\$908,301.71	\$0.00	\$6,780,893.79	\$256,519.21	96%	\$6,621,315.13
Fund 7900 - WW Fd Totals									
REVENUE TOTALS	7,011,970.00	.00	7,011,970.00	652,911.66	.00	6,989,318.33	22,651.67	100	6,795,796.05
EXPENSE TOTALS	7,037,413.00	.00	7,037,413.00	908,301.71	.00	6,780,893.79	256,519.21	96	6,621,315.13
Fund 7900 - WW Fd Totals	(\$25,443.00)	\$0.00	(\$25,443.00)	(\$25,390.05)	\$0.00	\$208,424.54	(\$233,867.54)		\$174,480.92
Grand Totals									
REVENUE TOTALS	7,011,970.00	.00	7,011,970.00	652,911.66	.00	6,989,318.33	22,651.67	100	6,795,796.05
EXPENSE TOTALS	7,037,413.00	.00	7,037,413.00	908,301.71	.00	6,780,893.79	256,519.21	96	6,621,315.13
Grand Totals	(\$25,443.00)	\$0.00	(\$25,443.00)	(\$25,390.05)	\$0.00	\$208,424.54	(\$233,867.54)		\$174,480.92

Trust Fund Budget by Account Class Report

Through 06/30/13
Prior Fiscal Year Activity Included
Summary Listing

Account Classification	Adopted Budget	Budget Amendments	Amended Budget	Current Month Transactions	YTD Encumbrances	YTD Transactions	Budget - YTD Transactions	% used/ Rec'd	Prior Year Total
Fund 9100 - Trust Fund									
REVENUE									
Investment Income	.00	.00	.00	64,367.65	.00	1,638,296.35	(1,638,296.35)	+++	775,272.40
Transfers-In Trust	.00	.00	.00	.00	.00	.00	.00	+++	.00
Transfers-In Other	.00	.00	.00	136,983.33	.00	1,519,123.33	(1,519,123.33)	+++	2,452,769.48
REVENUE TOTALS	\$0.00	\$0.00	\$0.00	\$201,350.98	\$0.00	\$3,157,419.68	(\$3,157,419.68)	+++	\$3,228,041.88
EXPENSE									
Transfers Out Non-Lapsing	.00	.00	.00	177,228.49	.00	2,337,466.51	(2,337,466.51)	+++	1,820,510.15
Miscellaneous	.00	.00	.00	317.13	.00	317.13	(317.13)	+++	326.24
Transfers Out	.00	.00	.00	.00	.00	.00	.00	+++	.00
EXPENSE TOTALS	\$0.00	\$0.00	\$0.00	\$177,545.62	\$0.00	\$2,337,783.64	(\$2,337,783.64)	+++	\$1,820,836.39
Fund 9100 - Trust Fund Totals	.00	.00	.00	201,350.98	.00	3,157,419.68	(3,157,419.68)	+++	3,228,041.88
REVENUE TOTALS	.00	.00	.00	177,545.62	.00	2,337,783.64	(2,337,783.64)	+++	1,820,836.39
EXPENSE TOTALS	.00	.00	.00	\$23,805.36	\$0.00	\$819,636.04	(\$819,636.04)	+++	\$1,407,205.49
Grand Totals	\$0.00	\$0.00	\$0.00	\$23,805.36	\$0.00	\$819,636.04	(\$819,636.04)	+++	\$1,407,205.49



CITY OF CONCORD

TJA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Brian G. LeBrun, Deputy City Manager Finance *Bri*

CC: Thomas J. Aspell, Jr., City Manager

DATE: August 27, 2013

SUBJECT: Compliance with RSA 674:21 V (l) Impact Fee Report

Recommendation

To accept this report on impact fees collected and used.

Background

Title LXIV Planning and Zoning Chapter 674 Local land use Planning and Regulatory Powers establishes the parameters by which a community may collect impact fees and the purposes for which these collected fees may be expended. Under RSA 674:21 V (l) municipalities having adopted an impact fee ordinance shall prepare a report listing all expenditures of impact fee revenue for the prior fiscal year, identifying the capital improvement project for which the fees were assessed and stating the dates upon which the fees were assessed and collected. The annual report shall enable the public to track the payment, expenditure, and status of the individually collected fees to determine whether said fees were expended, retained or refunded.

Discussion

The City of Concord maintains a robust Capital Improvement Program which is updated annually and appropriations are also made annually to fund certain capital projects within the Capital Improvement Program. The City uses several funding sources to support capital projects including Cash transfers from operating budgets, reserves, bonding, grants, donations and impact fees. The City has established a separate fund, separate from the General Fund, to report impact fees and balances. The attached report is a supplemental report that shows when the impact fee was received, and for which CIP project the impact fee was used or retained if the fee is currently available for use, and noted if it was identified to be used in the recently passed FY 2014 capital or operating budgets. As of June 30, 2013, the impact fee fund is reporting a balance of \$1,074,662.94. The FY 2014 budget authorized/planned the use of \$544,953 thereby leaving an amount available for other projects of \$529,709.94.

Impact Fees Fund 2801
Available Balances as of June 30, 2013

	Impact Fees Fund Revenues
Traffic Benefit District	
1	\$ 110,883.8
2	43,475.0
3	409,186.4
4	219,980.6
Total Traffic Impact Fee Fund Revenues	\$ 783,525.9
Recreation Benefit District	
1	\$ 48,195.6
2	52,888.4
3	84,188.4
4	45,166.9
Total Recreation Impact Fee Fund Revenues	\$ 230,439.3
Administrative Fees to Engineering	\$ 60,697.5
Interest Income	
to be allocated to Impact Fee Fund Districts at Year End	\$ -
IMPACT FEE FUND AVAILABLE TO THE CITY	\$ 1,074,662.9
Payable to the School Districts at Fiscal Year End 2013	
Concord School District	-
Merrimack Valley School District	-
IMPACT FEE FUND NOT AVAILABLE TO THE CITY	\$ -
TOTAL IMPACT FEES FUND REVENUES	\$ 1,074,662.94

PROOF:	
Total Revenues from above	1,074,662.94
Total Revenues per Logos Project Income Statement	1,074,662.94
Difference	-



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Thomas J. Aspell, Jr., City Manager

DATE: August 28, 2013

SUBJECT: 2012 – 2013 City Council Priorities

TJA

Recommendation

Accept this report as to the current status of the City Council Priorities established on January 23, 2012.

Background

Members of the City Council met on January 23, 2012 to discuss and set priorities for the remainder of Calendar Year 2012, as well as Calendar Year 2013.

Discussion

Listed below, in ranked order, are the accepted priorities, projects and ongoing initiatives; and their respective statuses.

GOAL 1. BALANCED BUDGET ISSUES

a) Retirement Costs

Status: The City is part of the NH Retirement System (NHRS) and is mandated to follow the statutory employee and employer rate structures established by the NHRS Board of Trustees.

Currently, the actuarial assumed rate of return for the NHRS is 7.75%. Prior to July 1, 2011, it was 8.5%. While the pre-July 1, 2011 retirement board took action in May 2011 to increase employer rates for July 1, 2011, to reflect the new assumed rate of return, the subsequent new board voted to only increase employer rates as of July 1, 2013. The impact to the City is approximately \$1.025 million, of which \$960,000 was absorbed by the General Fund.

By way of update to the legal challenges to the NHRS, on August 31, 2012, the New Hampshire Supreme Court denied a municipality, school district and county coalition challenging the State law which increased mandatory employer contribution rates to the NHRS for police, fire and teachers. The Supreme Court held that the increased contribution rates do not violate Article 28-a of the New Hampshire Constitution.

There are four additional lawsuits pending at the NH Supreme Court and NH Superior Court levels challenging various legislative changes to certain definitions under the Retirement System statute, as well as the increase to the employee contribution rates for NHRS applicable wages. The Legal Department is tracking these cases. At this juncture, the overall effect of these cases to municipalities is uncertain.

b) Grant Writing

Status: Since January 2012, the City has secured the following grants:

- \$700,000 in tax credits for the Downtown Complete Streets Project;
- \$4.71 million for the Downtown Complete Streets Project;
- \$200,000 for cleanup of the Allied Leather / Amazon Realty sites;
- \$500,000 for construction of the new Friendly Kitchen facility;
- \$500,000 for renovation and expansion of the Concord Boys & Girls Club;
- \$10,000 for removal of petroleum-contaminated soils at 6-9 South Commercial Street (former Agway);
- \$365,000 from the Justice Assistance Grant (JAG) Program for Police personnel, cruisers, and equipment;
- \$12,000 for a needs assessment study of the Merrimack Valley Day Care Services facility on North Fruit Street;
- \$30,000 for development of a "village zoning district" in Penacook; and
- \$18,000 from the NH Charitable Foundation for miscellaneous improvements to the City's neighborhoods.

In addition, the Police Department currently manages three grants through the COPS Program, which provides funding for four police officer positions. These awards fund each of these positions for a period of three years each. The Department is responsible for assuming funding of each of these positions for 12 months following the conclusion of the grant funding. The Police Department participates in the Ballistic Vest Partnership Program, which provides 50% of funding for the Department's purchase of ballistic vests. The Department also receives funding through the NH Highway Safety Agency to conduct initiatives designed to keep the City's roadways safer. These initiatives include enhanced enforcement patrols on Loudon Road, downtown pedestrian safety patrols, school bus safety patrols, DWI patrols, DWI checkpoints, and seatbelt enforcement patrols.

Pending grant applications/awards for the Police Department include the 2013 Justice Assistance Grant (JAG) Program, which will fund equipment needed to forensically examine electronic devices including tablet computers and smart phones, an electronic optical positioning instrument designed to map accident scenes and crime scenes, and defensive tactics training equipment. This grant is pending approval and acceptance by City Council.

Also pending City Council approval is funding provided through the Office of Domestic Preparedness – State Homeland Security Program and Law Enforcement Terrorism Prevention Program. This grant funding is to be used for the purchase of a specialized response / rescue vehicle.

The City signed an agreement with eCivis for a grant writing system that will provide staff the ability to quickly access applicable grants and easily apply for them. This program is being shared amongst several City Departments and is expected to provide significant return on investment in the form of additional grant dollars.

c) Collective Bargaining / Contract Negotiations

Status: The City is currently in negotiations with both the Concord Fire Officers Association (CFOA 3195) and the Concord Police Supervisors Association (CPSA). The CFOA contract expired on June 30, 2012. The CPSA contract expired on December 31, 2012, as they last negotiated a two-year contract, agreeing to a 0% cost of living adjustment in the first year and a .5% cost of living adjustment in the second year.

Below are the most recent cost of living increases provided for all City bargaining units.

Bargaining Unit	CY/FY08	CY/FY09	CY/FY10	CY/FY11	CY/FY12	CY/FY13	Contract Exp.
AFSCME (CY)	1.50%	2.00%	2.00%	0.00%	0.50%	0.50%	12/31/2013
CPPA (CY)	2.50%	2.50%	2.00%	0.00%	0.50%	0-1.5%	12/31/2013
CPSA (CY)	2.50%	2.50%	2.00%	0.00%	0.50%	TBD	12/31/2012
IAFF 1045 (FY)	*	*	2.43%	2.00%	0.00%	0.00%	6/30/2014
CFOA 3195 (FY)	3.43%	*	2.43%	2.00%	2.00%	TBD	6/30/2012
UAW (CY)	2.00%	2.00%	0.00%	0.50%	0.50%	0.50%	12/31/2013

* IAFF and CFOA moved to the City's pay scale in July 2008 and January 2009, respectively.

d) Strategic Financial Planning

Status: The City has many of the tools in place to plan and project the City's finances. There are fiscal goals (with a request from the City's Fiscal Policy Advisory Committee [FPAC] to propose a substantial update and consolidation), multi-year Capital Improvement Program budgeting, proformas for all funds, and monthly/quarterly financial reporting for ongoing operations. A strong strategic financial plan will bring all of these issues together. FPAC reviewed a revised plan in February 2013. FPAC is holding this plan in committee for possible continued future discussion.

GOAL 2. COMMUNITY-WIDE TAX BASE EXPANSION

Status:

- The City was recognized as the #1 micropolitan economy in the United States in 2012 per the Policom Research Corporation.
- A new Mexican restaurant, El Rodeo, occupying the former Outback Steakhouse space on Loudon Road, is expected to open in August 2013.
- City Council approved a zoning amendment to allow Northeast Delta Dental to develop a conference center across from their corporate headquarters.

- City Council approved a zoning amendment on Integra Drive that will facilitate industrial development.
- Ocean State Job Lot occupied the former Linens N' Things retail space, ending over two years of vacancy.
- Men's Wearhouse, Great Clips and Sprint stores were built on D'Amante Drive.
- Planning Division staff has drafted and presented to the Planning Board a revision to the City's Cluster Development/Open Space ordinance with the goal to ease onerous development restrictions and streamline conservation efforts.
- Buffalo Wild Wings restaurant was completed at 8 Loudon Road.
- Convenient MD location on Loudon Road is under construction. Expected completion in fall 2013.
- The Concord Nissan dealership was renovated, and the Concord Kia dealership is proposed for renovation.
- The re-built Burger King and new CVS on Loudon Road have opened.
- A development and purchase and sales agreement for a 31,000 SF retail center with a 5,000 SF fast food/casual restaurant on City and State property near the Steeplegate Mall received City Council approval in May 2013. Planning Board action on this item is expected for fall/winter 2013.

GOAL 3. INFORMATION TECHNOLOGY

a) Website Development

Status: The new City website was launched on February 14, 2013, and continues to be adapted and modified as we match our business processes with the demand for online services from the citizens. The Request Tracker system has been a success in communicating with citizens with regards to their concerns and inquiries. Departments will begin tailoring long-term plans for a web presence and how best to utilize this tool to interact with citizens.

b) Social Media

Status: Several City departments continue to pursue social media as productivity and promotional tools for their services. We have developed Facebook pages for the main City site, Library, Parking, Parks and Recreation, Beaver Meadow Golf Course, and Police and Fire; as well as other media integrations, such as Twitter feeds and media posting to YouTube. The expansion of social media services is being designed to maximize the potential of the new website, along with promoting City services. To date, the City's combined Facebook pages have attracted over 4,000 people.

c) City Council Agenda

Status: The Fiscal Policy Advisory Committee has reviewed using surplus funds to pursue a dedicated electronic Agenda and Minutes software package. City Council approved the requested funding at the January 2013 Council Meeting. The City Clerk is reviewing an RFP for a Legislative agenda management system with a January/February 2014 timeframe for implementation.

GOAL 4. REDEVELOPMENT ASSISTANCE / HISTORIC PRESERVATION

Status: Staff drafted proposed amendments to RSA 79-E, designed to provide additional property tax relief incentives for historic preservation. The Mayor is working with City Administration to have the proposed changes reviewed by local property owners and developers, as well as the Heritage Commission, in anticipation of possibly submitting the amendments for consideration by the State. In March 2012, the City Council approved two RSA 79-E applications to support redevelopment of the Endicott Hotel into 24 units of market rate housing.

GOAL 5. MAINTAIN CORE SERVICES / EMPLOYEE TRAINING INITIATIVES

Status:

Fire Department: The State of New Hampshire received an unprecedented grant in the amount of \$4.4 million to augment training and certification levels of the State's first responders. Fire Department staff has taken classes in several special rescue disciplines, including water rescue, rope rescue, confined space operations, and trench rescue, as well as hazardous materials and incident command and safety classes.

The Department made a commitment to train all of its members in the nationally recognized Fireground Survival Program. Department members completed an online course followed by a classroom presentation on responding to emergency scene risks. Concord is the first city in the state to have all of its frontline personnel complete this course.

The State of New Hampshire published new emergency care and treatment protocols in January 2013 and all members completed a protocol rollout training session and online examination.

All members received an orientation to the new ladder truck, which was delivered in April and went into service in May 2013.

Emergency Medical Services training continued under the direction of Concord Hospital physicians and staff, with a special session on the Boston Marathon bombing taught by Dr. David Hirsch. Dr. Hirsch was working in the medical tent at the finish line and was one of the first on the scene of the bombing. He delivered an excellent "lessons learned" session on effective response to mass casualty incidents. Regular training consisted of a review of ground ladders and aerial large stream operations. The Department's paramedics reviewed cardiac monitors from two different vendors to aid in the decision of what equipment would work best for their patients.

The Fire Department also developed and deployed a competitive promotional process for the position of Fire Captain to establish an eligibility roster for two years. A written exam covered several resources on technical and supervisory practices and a multi-stage assessment center tested candidates' ability in emergency incident management, situational problem solving and organization and presentation capability.

Human Resources: The Department is planning to increase supervisory and leadership training to City staff. So far this year, the Department has undertaken the initiative to develop and provide a series of trainings in areas such as Family and Medical Leave Act (FMLA) administration, discipline and documentation, and policy compliance. The Department plans to continue with these types of training initiatives for FY 2013. The Department also plans to initiate the following specific initiatives in FY 2013:

- Training of supervisory staff regarding the American Disability Act Amendment Act (ADAAA) – a training program entitled, “The ADAAA – A Supervisor’s Overview” has been developed. This training program was offered to supervisors in December and January with approximately 16 supervisors attending. Additional programs will be scheduled upon request.
- Increasing the number of American Heart Association Heartsaver/First Aid classes for non-uniformed staff members – currently being conducted once per month by the Safety and Training Coordinator.
- Development of training to launch the new employee recruitment software. Staff is currently becoming familiar with the software. Training is currently being provided through an on-the-job training format as needed.
- Targeted safety training based on policy updates and revisions – ongoing throughout FY 2013.
- Development of civility training – a training program entitled, “Why Should You Care About Civility?” has been developed. This program was offered in April and May 2013, with 12 employees attending.
- A training program entitled, “Workplace Security & Violence Prevention” was developed and offered in June 2013.
- An Employee Assistance Program (EAP) Supervisory refresher training will be held in July and September 2013.

Police Department: The Department recently had one employee complete the Polygraph Examiner Training course at Fort Indiantown Gap in Annville, PA. This 12-week intensive course provided training on the administration of polygraph exams. The Department utilizes polygraph exams for hiring purposes and criminal investigations. The Department currently has two examiners who are trained to administer exams and they conduct between 30 and 45 exams every year. This officer was the first officer to receive polygraph training since 2006. Grant funding was utilized to cover the costs of sending the officer to this training.

On September 29, 2012, the Concord Police Department, in conjunction with the Central NH Special Operations Unit, the Concord Fire Department, and other agencies, participated in an Active Shooter Full Scale Exercise. This exercise was conducted at the Merrimack Valley High School and involved an active shooter scenario at the school. The purpose of this exercise was to test several tiers of operability to include the Police Department’s initial response to an active shooter, the Fire Department’s response to a mass casualty incident, the Mutual Aid response both for law enforcement and EMS, and SWAT response to a hostage situation. In addition, the drill allowed for the evaluation of communications and interoperability, as well as the implementation of an incident command. Approximately 25 members of the Police Department participated in the exercise, which was fully funded through a grant from the U.S. Department of Homeland Security.

During the fall of 2012, five officers attended the NH Attorney General's Domestic Violence and Sexual Assault Conference. The Department also created a Domestic Violence Unit with the first officer being assigned to the unit in December 2012. This officer has been maintaining data on all domestic violence related calls for service and then follows up with victims to assist in the coordination of any services which may be helpful to the victim. This officer works closely with domestic violence service providers in the community, as well as with victim advocates at the Concord District Court. The Domestic Violence Unit officer has also made several presentations to various community groups that address the problem of domestic violence in the community and that provide information about available resources to help those in domestic violence situations.

The Department conducted extensive research to develop a plan to improve capabilities in handling calls for service involving people in mental health crisis. Following this research, the Department established a "Memphis Model" Crisis Intervention Team. Critical in developing the Department's strategies was input from key stakeholders in the community including Riverbend, the New Hampshire Hospital, Community Bridges, and NAMI.

In January of 2013, the Department hosted a Crisis Intervention Team training course. This training occurred at Primex and was attended by officers from communities around New Hampshire, in addition to Concord Police Department personnel. The Department's Crisis Intervention Team currently consists of six officers and one sergeant. The Department is in the process of implementing methods of tracking team activity, as well as documenting successes and shortcomings that may need to be addressed.

During spring 2013, the Department reactivated its Police Motorcycle Unit. The Department has been without police motorcycles for over 20 years. The Department currently has one Harley Davidson Ultra Glide police motorcycle and has trained four officers to operate it. During its short tenure with the Department, the motorcycle has received overwhelming support and positive feedback. The motorcycle is used primarily to address traffic related concerns and safety issues and has been highly effective in doing so. The motorcycle has also been used as a community policing tool participating in many community events and assisting in parades and road races. Grant funding provided by the NH Highway Safety Agency has helped cover some of the costs associated with the lease of the police motorcycle.

The Department has also actively used its bicycle unit to target and prevent criminal activity within the City. All of the Department's bicycle officers received enhanced training during the spring and the bicycle officers have been utilized extensively throughout the city. The Department is utilizing a data driven approach in deploying police bicycles and has received extensive community support. Officers on bicycles have also increased community interaction with the police. These officers are able to interact more frequently and effectively with members of the community when on bicycle and, thus, are able to better provide police services and foster a positive relationship between the public and the Police Department.

GOAL 6. CREATE / EXPAND PARTNERSHIPS (particularly in regard to Economic Development and Recreation)

Status:

Economic Development:

- 1) The City's Revolving Loan Fund partnered with the Capital Regional Development Council to make a \$325,000 loan to support the Bindery Redevelopment Project. The City's share of the loan was \$175,000.
- 2) The City, working with the NH Department of Employment Security, has issued a Request for Proposals seeking a buyer to purchase and redevelop the soon to be surplus property at 32 South Main Street. Proposals were received in May 2013 and selection of a preferred developer will be announced in September.
- 3) Staff is working with Dartmouth-Hitchcock to determine the future of State-owned property at 247-249 Pleasant Street.
- 4) The City Council has tentatively selected a development partner for the remaining portion of the former Allied Leather Tannery site.
- 5) Working with the Greater Concord Chamber of Commerce, the City was awarded \$700,000 in tax credits from the NH Community Development Finance Authority to support the Downtown Complete Streets Project.

Recreation:

- 1) The City continues in its multiyear agreement with the Black Ice Pond Hockey Committee, with the goal of this partnership being to expand and enhance outdoor skating in Concord.
- 2) H.L. Turner Group is working on the design for the new multipurpose building at White Park. They are doing this pro bono with a value of \$40,000. The plan was presented to the City Council at their January 2013 meeting and unanimously accepted.
- 3) The Parks and Recreation Department continues its relationship with the Concord Crush Lacrosse League, handling all registrations for the league. The Department will also be handling registration for Concord Babe Ruth Baseball for the 2013 season.

PROJECT 1. OPPORTUNITY CORRIDOR ECONOMIC DEVELOPMENT

a) South Main Street

Status: The Bindery Project, now known as the "Love Thy Neighbor" building, has been completed and is expected to open in late summer 2013.

b) Penacook Village

Status: Engineering staff completed the design of the Phase 5 Utility Infrastructure Improvements (relocation of aerial utilities in Penacook Village) in late April and advertised the project in May 2013. Work is expected to begin in early August. Engineering staff also coordinated the design of improvements to the Village Street Bridge over the Contoocook River. The project is currently out to bid. Both the utility infrastructure and the bridge improvements are expected to be completed by the end of this construction season. The Phase 5 streetscape improvement plans will be advertised in late 2013 for 2014 construction.

c) **Downtown 2nd / 3rd Floor Development**

Status: In spring 2012, the City Council approved two RSA 79-E tax abatements for renovation of the Endicott Hotel by CATCH Neighborhood Housing. The project involves renovation of the fire damaged building into 25 market rate residential units, as well as commercial retail space on the ground floors. The residential portion of the building received a five-year RSA 79-E abatement for residential portions, while commercial portions received an abatement for three years. Construction is currently underway. The new Endicott Hotel property is expected to begin leasing in late summer 2013.

d) **North Central Corridor / Storrs Street Connection**

Status: On June 8, 2012, the City acquired property at 6-9 South Commercial Street, known as the former Agway property. Demolition of the buildings was completed in November 2012. To date, the City's total investment in the property is approximately \$560,000. Staff is presently negotiating with the owners of the remaining parcel in the corridor to acquire this land to move the project forward. The City has also received verbal support of this effort from the New Hampshire Department of Transportation, who are reviewing the future of their property on adjacent Stickney Avenue.

PROJECT 2. CITYWIDE MULTI-GENERATIONAL COMMUNITY CENTER

Status: The City took ownership of the old Dame School in January 2013, and the Parks and Recreation Department moved their offices from White Park to the new Heights Community Center in March. The Department renovated several bathrooms and classrooms for community use and began running programs at the facility in April. Many of their 2013 summer camps were located in the new space as well. The FY 2014 budget includes \$130,000 to refine concepts included in the 2011 feasibility study.

ON-GOING INITIATIVE 1. NORTH STATE ST./FISHERVILLE RD./VILLAGE ST. IMPROVEMENTS

Status: Minor punch list items related to the Phase 4 improvements of US Route 3 North (Palm Street to Penacook Street) were completed in June 2013. The final pavement wearing course remains and will be scheduled for completion in late August/early September 2013. Engineering staff completed the design of the Phase 5 Utility Infrastructure Improvements (relocation of aerial utilities in Penacook Village) in late April and advertised the project in May 2013. Work began in early August. Engineering staff also coordinated the design of improvements to the Village Street Bridge over the Contoocook River and the project is out to bid. Both the utility infrastructure and the bridge improvements are expected to be completed by the end of this construction season. The Phase 5 streetscape improvement plans will be advertised in late 2013 for 2014 construction.

ON-GOING INITIATIVE 2. LANGLEY PARKWAY – NEXT PHASE

Status: The traffic and environmental feasibility study is underway to determine the project-related impacts of the Langley Parkway – Phase 3 project. Engineering staff continues to work on the project with VHB, the City's transportation planning consultant.

Extensive traffic modeling with the regional traffic model, through the assistance of the NH Department of Transportation, was completed. Conceptual design of corridor alignment and intersections is underway, including coordination with Concord Hospital, Lincoln Financial, and area residents. The project study is expected to continue through mid-2013 with additional informational meetings with neighborhood groups and businesses, concluding with a presentation to City Council in late 2013.

ON-GOING INITIATIVE 3. PENACOOK VILLAGE REDEVELOPMENT

Status: On April 26, 2012, the City acquired property at 5-11 Canal Street. This 0.38 acre site has approximately 250 linear footage of frontage on the Contocook River and will become a new riverfront park once redevelopment of the remaining portion of the Allied Leather Tannery site moves forward.

On June 11, 2012, the City Council accepted a \$200,000 Brownfields Cleanup Sub-Grant from the Capital Regional Development Council, and appropriated the required 20% match. With this additional grant, the total cleanup budget for the remaining portion of the Allied Leather Complex, as well as the Amazon Realty parcels, is \$1.1 million. Cleanup will begin in October 2013.

On October 5, 2012, the City received development proposals for the site. On November 13, 2012, the City Council designated Weston Solutions as the "preferred developer" for the site and authorized the City Administration to enter into a six-month due diligence and negotiating period with Weston, which was subsequently extended by the City Council for four additional months.

In spring 2013, the City completed the required purchasing processes and selected design consultants for a potential new Penacook Branch Library, as well as a riverfront park and related improvements. However, work on these items has not gotten underway as the City is awaiting word from Weston Solutions as to whether or not they plan to move forward with a project at the site.

On December 12, 2012, the Allied Leather site was enrolled in the NH Department of Environmental Services ODD Program. This will allow the City to access up to \$1.5 million for cleanup of residual petroleum contamination at the property. In addition, the City Administration submitted an application seeking reimbursement for \$172,000 spent on petroleum issues at the property since 2002, as these costs should have been paid by the NHDES ODD Fund Program.

With respect to the US Route 3 Corridor Project (CIP #35), Engineering staff has completed the survey of the Penacook Village project area and final design is underway. A design charette was sponsored by City staff in March and April 2012, where the well-attended public voiced concerns, thoughts and ideas of what the Village should represent in the future. A final public meeting on the design was held in December. The design was presented to City Council at its January meeting and was unanimously accepted. The project is scheduled for 2013 construction, including improvements from the Boscawen town line to Stark Street.

City Administration has provided extensive assistance to the Merrimack Valley School District relative to divestment of the Summer Street School. City assistance has included crafting a redevelopment plan, assistance with valuing the property (including updating the

property's assessment), and aid with preparing a Request for Proposals package for the site. The RFP was issued last fall and no proposals were received. Presently, the Merrimack Valley School District plans to place the property on the open market with an asking price in the low \$200s.

ON-GOING INITIATIVE 4. CITY HALL CAMPUS/PUBLIC BUILDING IMPROVEMENTS

Status: On October 15, 2011, the City acquired property at 10 Prince Street. Subsequently, on June 11, 2012, the City Council approved a series of agreements with the Concord Housing Development Corporation (CHDC) whereby the CHDC shall lease 10 Prince Street for up to ten years, as well as secure ownership of 16 and 18 Prince Street (pending negotiations with current owners). The City will then have the right to acquire 16 and 18 Prince Street in the future if so required for expansion of the City Hall campus. CHDC acquired 18 Prince Street on June 14, 2012.

On August 15, 2012, the City entered into a 10-year lease for 6,145 square feet of office space located at 28 Commercial Street to house the Human Services Department and the Prosecutor's Office. The space was renovated to suit the City's unique needs. Renovation costs were approximately \$128,000. The City took occupancy of the space on October 22, 2012. A total projected lease cost for the next 10 years is approximately \$1,230,000, excluding certain utility and maintenance expenses.

ON-GOING INITIATIVE 5. SEWALLS FALLS BRIDGE

Status: Final design of the bridge project is underway. The initial phases of the design have focused on a detailed bridge structural evaluation and environmental and historic permitting. The evaluation has been completed and reports have been reviewed with both FHWA and NHDOT. Staff presented findings to State and Federal agencies in April and June 2013, and additional evaluation materials were provided. Staff expects to coordinate permit documenting with the appropriate agencies through mid-2013 with completion of the environmental permitting in September 2013. Senator Jeanne Shaheen and Congresswoman Annie Kuster have both lent their support to expediting this project in the interest of public safety.

ON-GOING INITIATIVE 6. EXPAND STREET REHABILITATION PROGRAM

Status: To maintain our local roadway network of 220 miles of streets, the General Services Department has established programmatic level estimates for three paving cycles:

- 20-Year Paving Cycle: \$3.2 million
- 25-Year Paving Cycle: \$2.6 million
- 30-Year Paving Cycle: \$2.2 million

ON-GOING INITIATIVE 7. HALL ST. WASTEWATER TREATMENT PLANT ODOR CONTROL PROGRAM

Status: Construction bids were received and publicly opened on July 26, 2012, for the next phase of the odor control program. The planned improvements include installing a cover over the active bio-tower and influent pumping area and constructing an in-ground bio-

filter control unit to mitigate odors. The City awarded the contract on September 28, 2012 to T. Buck Construction of Auburn, Maine. Construction is proceeding on schedule with an anticipated substantial completion date of October 16, 2013. The subsequent phase of odor control is scheduled to be designed in FY 2015 and to be constructed in FY 2016. This next project includes full surface covers of the primary clarifiers and expansion of the in-ground bio-filter to accommodate additional airflow. The General Services Department has implemented a pilot odor monitoring program where it installs a remote device at various locations to monitor hydrogen sulfide.

ON-GOING INITIATIVE 8. ADVANCE CREATIVE ECONOMY WORK

Status: City staff is working with the Greater Concord Chamber of Commerce and Creative Concord to explore the feasibility of a community-led effort to include Abbott-Downing coaches as exhibits on Main Street.

Creative Concord has volunteered to coordinate the public art process for the reconstructed Main Street. They plan to make this formal offer of assistance at the August 2013 City Council Meeting.

City Council has implemented policy allowing for the limited serving of alcohol on City rights of way and properties that are envisioned to increase participation at a number of cultural/artistic/sporting/recreational events in the community.

ON-GOING INITIATIVE 9. LOUDON ROAD IMPROVEMENTS

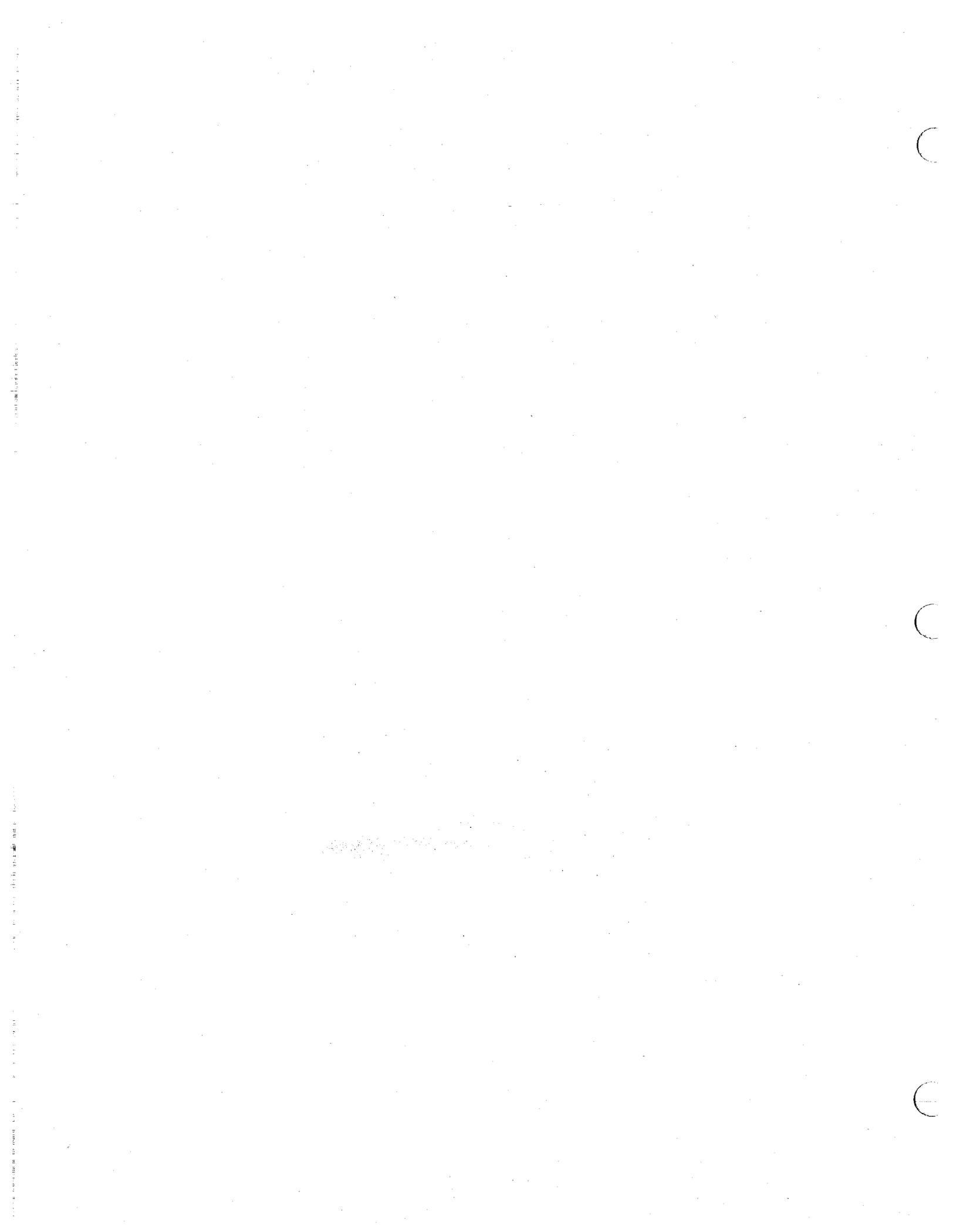
Status: Following notice in April 2012 by NHDOT and FHWA that the Loudon Road Corridor Project was determined to be eligible for Highway Safety Improvement Program (HSIP) funding (90% Federal/10% Local), staff has been working closely with the City Manager's Office to reach out to Loudon Road business leaders to inform them of the pending project. A detailed public review program is being developed and it is expected that the project will be presented to the public in fall 2013. Construction is not expected to begin until the completion of the Loudon Road water main reconstruction (CIP #85), which is currently underway.

ON-GOING INITIATIVE 10. LIBRARY OPPORTUNITIES

Status: On November 13, 2012, the City Council, as part of the selection of a developer for the former Allied Leather Tannery site, authorized the City Administration to undertake due diligence and preliminary design concerning potential renovation of the "former waterproofing" building at the site into a new Branch Library for Penacook Village. A Request for Proposals for design services was issued in early February 2013. Proposals were received on March 5, 2013. Staff plans to engage a consultant on or about April 1, 2013.

Due diligence and preliminary design will be completed in late FY 2013. Staff plans to work with the public, as well as stakeholders (including the Library Foundation, Library Trustees, Friends of the Penacook Library, Penacook Village Association, and others) to create a space program for the facility. Staff anticipates presenting the findings of this effort to the City Council in late FY 2013 or early FY 2014.

On November 13, 2012, the City Council also instructed the City Administration to draft the forthcoming Developer Request for Proposals (RFP) package to include the possibility of a public/private partnership to facilitate the construction of a new Main Library at the NH Employment Security property located at 32-34 South Main Street. The Developer RFP was issued in January 2013. Proposals were received in May 2013. Selection of a developer will occur in September 2013.





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Matthew R. Walsh, Director of Redevelopment, Downtown Services, and Special Projects

DATE: August 27, 2013

SUBJECT: Annual Leased Parking Space Report

Recommendations:

Accept the following report.

Background:

This report is being provided in accordance with City Code of Ordinances, Article 4-7-3 which states "the City Manager shall annually report to the City Council the number of spaces leased in each facility, the term of the lease, and the rent received" for City owned parking lots and garages. This requirement was created by Ordinance #2232, which was passed on August 11, 1997.

Discussion:

The following is a summary of all municipally owned parking facilities that have leased parking spaces.

- **Fire House Block Garage:** The Firehouse Parking Garage was constructed in 1979, is 81,986 Square Feet, and contains 232 parking spaces. Spaces are managed as follows:

Type of Space	Quantity
Leased	75
Metered	116
City Employees	41
<u>Total</u>	<u>232</u>

As of the date of this report, 13 lease spaces were available for rent in the garage. Details about leased parking spaces are as follows.

Firehouse Block Garage Lease Details

Lessee	Covered	Uncovered	Quarterly	Yearly	Expires
Hearst Communications	1	0	\$336.00	\$1,344.00	6/30/2014
NH AFL-CIO	1	0	\$336.00	\$1,344.00	6/30/2014
CMJ Associates	1	8	\$2,163.00	\$9,696.00	6/30/2014
Concord YMCA	2	4	\$2,985.00	\$6,864.00	6/30/2014
Mason and Rich	14	0	\$4,704.00	\$18,816.00	6/30/2014
UBS Financial	3	0	\$1,008.00	\$4,032.00	6/30/2014
Firehouse Block Association	28	0	\$7,500.08	\$37,632.00	6/30/2015
Total	50	12	\$19,032.08	\$79,728.00	

- *Durgin Block Garage*: The Durgin Block Garage was constructed in 1983, is 170,932 Square Feet, and contains 467 spaces. Spaces are managed as follows:

Durgin Block Facility Summary

Type of Space	Quantity
Leased	279
Metered	188
Total	467

As of the date of this report, 4 lease parking spaces were available for rent. Details about leased parking spaces are as follows.

Durgin Block Garage Lease Details

Lessee	Covered	Uncovered	Quarterly	Yearly	Expires
Merrimack County Saving	6	2	\$2,538.00	\$10,152.00	6/30/2014
REIT Management	11	16	\$7,872.00	\$31,488.00	6/30/2014
Ransmeier and Spellman	1	18	\$5,817.00	\$20,136.00	6/30/2014
Sulloway and Hollis	19	26	\$13,170.00	\$52,680.00	6/30/2014
Vino, LLC	1	0	\$336.00	\$1,344.00	6/30/2014
Merrill Lynch	1	0	\$336.00	\$1,344.00	6/30/2014
Rowland Studio	2	0	\$672.00	\$2,688.00	6/30/2014
REIT Management 2055*	96	30	N/A	\$20,069.23	12/31/2055
PRM 2055*	33	13	N/A	\$19,488.00	12/31/2055
Total	170	105	\$30,741.00	\$159,389.23	

- *Capital Commons Garage*: The Capital Commons Garage was constructed in 2007, is 171,812 Square Feet, and contains 516 spaces. Spaces are managed as follows:

Capital Commons Facility Summary

Type of Space	Quantity
Leased	391
Metered	125
Total	516

As of the date of this report, 3 lease spaces were available for rent. However, it is important to note that 61 of these spaces are being leased by Capital Commons L.L.C. on behalf of Casey Family Services. Casey Family Services, which vacated the premises approximately 1 year ago, has a 12 year unbreakable lease for their office space. Although Casey has vacated the premises, they are still paying rent on their former spaces within the Capital Commons Office Building and the landlord is still paying rent to the City for these 61 parking spaces. However, the City and the landlord are in discussions about sub-leasing these spaces to other users on an interim basis until such time as the Casey Family Services space is occupied by a new tenant.

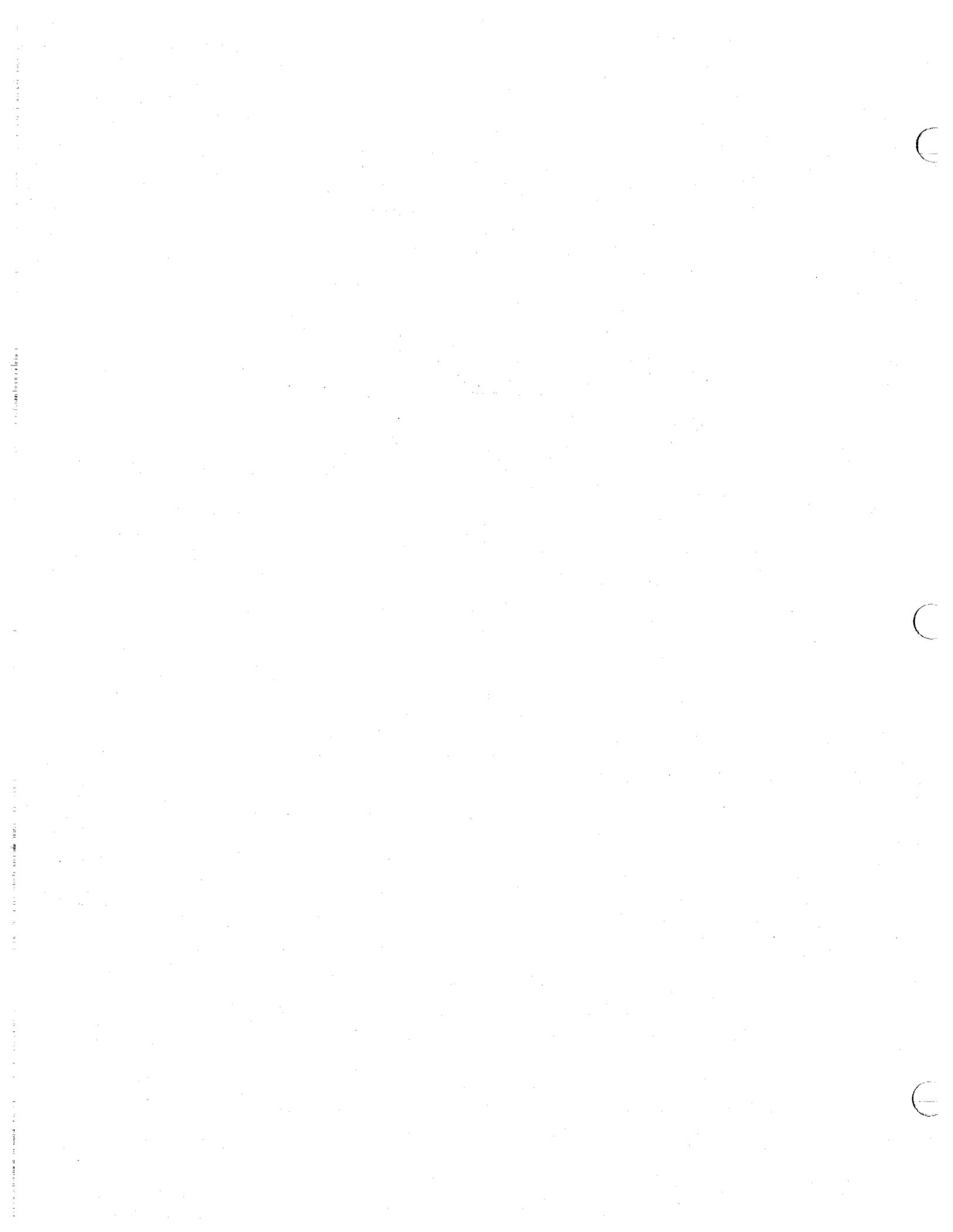
Details for all leased parking spaces in the garage are as follows.

Capital Commons Garage Lease Details

Lessee	Covered	Uncovered	Quarterly	Yearly	Expires
Smith/Phillips	0	1	\$261.00	\$1,044.00	6/30/2014
Dr. Sturke	0	1	\$261.00	\$1,044.00	6/30/2014
Centrix Bank	5	0	\$1,680.00	\$6,720.00	6/30/2014
McLane Law	14	0	\$4,704.00	\$18,816.00	6/30/2014
Hinckley Allen Snyder Law	21	0	\$7,056.00	\$28,224.00	6/30/2014
Granite Investment	6	0	\$2,016.00	\$8,064.00	6/30/2014
Doug Bohlman	1	0	\$336.00	\$1,344.00	6/30/2014
Crisp Law	2	0	\$672.00	\$2,688.00	6/30/2014
Concord Hospital – SMILE Building	29	38	\$14,433.00	\$57,732.00	4/1/2031
Duprey Companies - SMILE Building	0	83	N/A	\$28,916.88	4/1/2031
Capital Commons LLC	0	61	\$20,496.00	\$81,984.00	11/30/2023
Tri-County	1	0	\$336.00	\$1,344.00	6/30/2014
Duprey Companies - Bindery Building	40	85	N/A	\$81,250.00	6/30/2033
Total	119	269	\$52,251.00	\$319,170.88	

- Storrs Street Surface Lot: The facility is located on the northerly end of Storrs Street beneath the Centre / Bridge / Loudon Road overpass. The facility has 25 spaces, of which only 1 space is currently occupied via a monthly parking permit as opposed to a formal lease agreement. The current lease rate for spaces is \$783 / space / year, including property taxes as required by RSA 72:23.
- City Hall Surface Lot: This lot is located on Prince Street directly west of the City Auditorium. The lot contains 44 parking spaces, as detailed below, of which one is leased to Girls Inc., which operates out of the Green Street Community Center, at the current rate \$783 / year, including property taxes as required by RSA 72:23.

City Hall Surface Lot	
Type of Space	Quantity
Leased	1
Metered	21
City Employees	18
City Vehicles	4
Total	44



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CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Katie Graff, Assistant Finance Director

DATE: August 1, 2013

SUBJECT: APPROPRIATION TRANSFER REPORT

Recommendation

Please accept this report outlining the FY14 appropriation transfers to-date.

Background

This report is prepared per Charter Section 39 which states "The head of any department, with the approval of the City Manager, may transfer any unencumbered balance or any portion thereof from one fund or agency within the department to another fund or agency within the department. Such transfers shall be reported to the City Council as the Council may require". The Council established a process to report all appropriation transfers on a monthly basis.

Discussion

The accompanying report summarizes all "Requests for Appropriation Transfers" processed during the period July 1-31, 2013 against the fiscal year 2014 budget.

REPORT TO CITY COUNCIL
OF APPROPRIATION TRANSFERS DURING
FISCAL YEAR 2014
July 2013
Per Charter Section 39

<u>Fund/Department</u>	<u>Amount</u>	<u>Justification</u>
Conservation Prop Management Fund Community Development		Transfer money from Professional & Technical Services to fund a conservation easement stewardship intern.
<u>Decrease budget:</u>		
Professional & Technical Services	(\$4,000.00)	
<u>Increase budget:</u>		
Temporary Help	\$3,250.00	
Fica	\$ 250.00	
Mileage	\$ 500.00	
TOTAL FY14 Transfers	<u>\$4,000.00</u>	



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Matthew R. Walsh, Director of Redevelopment, Downtown Services, and Special Projects

DATE: August 27, 2013

SUBJECT: Tax Deeded Property: 114 Ironworks Road and 280 North State Street

Recommendations:

Accept the following report.

Background:

Under State Law and the City's Code of Ordinances, the City has the right to acquire ownership of private property for unpaid property taxes. The purpose of this report is to inform the Council that the City recently acquired two properties due to unpaid taxes. This report also outlines the City Administration's plans for these properties.

Discussion:

- 114 Ironworks Road: On May 24, 2013, the City acquired 114 Ironworks Road for unpaid property taxes in the amount of \$17,640. The property is a single family residence located on a 0.62+/- acre lot in a Residential Open Space ("RO") zoning district. The property has an assessed value of \$162,200. The property has been neglected for several years and is in need of renovation. Given the neglected condition of the property, the City's real estate broker has estimated the fair market value in the range of \$60,000. The property was vacant when the City took ownership. As of the date of this report, the property owes the City approximately \$45,000 for back taxes, interest, penalties, and maintenance expenses. The property is in a rural setting and is surrounded by State owned conservation lands.

State Law RSA 80:89 requires the City to provide a 90 day notice to former property owners and lien holders before it can sell a tax deeded property. The City provided the required notice on June 20, 2013. The City will have the ability to sell the property effective September 20, 2013.

Unless otherwise directed by the City Council, City Administration intends to list the property with our real estate broker on or about September 20th. Any revenues from the

sale would first be used to reimburse the City for back taxes, penalties, interest, and maintenance costs. Any residual moneys would then be forwarded to Superior Court in accordance with RSA 80:88. The Court will then implement a process to distribute any surplus moneys to the previous owner and other lien holders, as applicable.

- 280 North State Street: On May 24, 2013, the City acquired 280 North State Street for unpaid property taxes in the amount of \$67,299. The property had received elderly property tax deferrals dating back to 1990. The property features a 7,200SF residential structure located on a 0.20+/- acre lot in an Industrial ("IN") zoning district. The property has an assessed value of \$74,800. The property was vacant when the City took ownership. As of the date of this report, the property owes the City approximately \$80,827 for back taxes, interest, penalties, and maintenance expenses. The property abuts the New Hampshire State Prison.

Again, State Law RSA 80:89 requires the City to provide a 90 day notice to former property owners and lien holders before it can sell a tax dedeed property. The City provided the required notice on June 20, 2013. The City will have the ability to sell the property effective September 20, 2013.

This property has been neglected and is poor condition. Presently, the City Administration is contracting abutters to see if they have any interest in the property. If this not successful, the City will likely divest of the property using a public auction. Given the poor condition of the property, as well as limited development potential due to small lot size and proximity to the NH State Prison, the possibility exists that the City will not be able to recoup what it is owed through the sale of the property. The City has the ability to divest of the property any time after September 20, 2013.

9-21
Buy
8/28/13

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION DE-AUTHORIZE THE SUM OF SEVENTEEN THOUSAND NINE HUNDRED DOLLARS (\$17,900) FROM CIP #53 FOR THE FRANGIBLE MOUNTS AND A BEACON ON THE LOCALIZER FOR RUNWAY 17/35 AS NO LONGER NECESSARY.

Page 1 of 1

The City of Concord resolves as follows:

WHEREAS, the project was noted as CIP #53 in the 2014 Capital Budget; and

WHEREAS, the FY2014 CIP budget appropriated \$17,900 using a capital transfer from the Airport fund as the funding source; and

WHEREAS, subsequent Resolution #8690 appropriated the full amount of \$76,898 necessary to complete this project and the \$17,900 was not de-authorized upon adoption of Resolution #8690; and

WHEREAS, \$17,900 is no longer necessary to complete this project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- 1) The sum of\$17,900
be and is hereby de-authorized as follows:

General Capital Fund
Community Development Engineering Services Division
Localizer Compliance\$17,900

- 2) Rescind Capital Fund revenue as follows:

General Capital Fund
City of Concord – Airport Capital Transfer.....\$17,900

- 3) This resolution shall take effect upon its passage.



CITY OF CONCORD

120

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Brian G. LeBrun, Deputy City Manager Finance
DATE: August 28, 2013
SUBJECT: De-authorize \$17,900 from local share – CIP #53 Localizer Compliance

Recommendation

Accept this report and approve the attached resolution to de-authorize \$17,900 from the local share of CIP#53 Localizer Compliance as no longer needed.

Background

The city applied for a grant on May 23, 2013 to the Federal Aviation Administration (FAA) to upgrade the existing localizer so that it complies with minimum standards within the runway object free area. The requested funding, up to \$76,898 of which 90% is the federal share (\$69,208), 5% is the state share (\$3,845) and 5% is the city share (\$3,845).

During the 2014 capital budget process, \$17,900 was appropriated as the local share of CIP #53. On August 12, 2013 the City Council passed resolution #8690 appropriating, \$76,898, the full revised amount necessary to fund CIP #53, including the Federal, State and local match amounts, thereby leaving the original \$17,900 as no longer needed.

Discussion

The attached resolution de-authorizes the \$17,900 for CIP #53, Localizer Compliance approved under resolution #8676 for capital projects. This amount is no longer necessary since the subsequent resolution #8690 appropriated the full amount necessary to complete CIP #53.

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEVELOPMENT AGREEMENT AMENDMENT WITH CAPITAL COMMONS L.L.C.

The City of Concord resolves as follows:

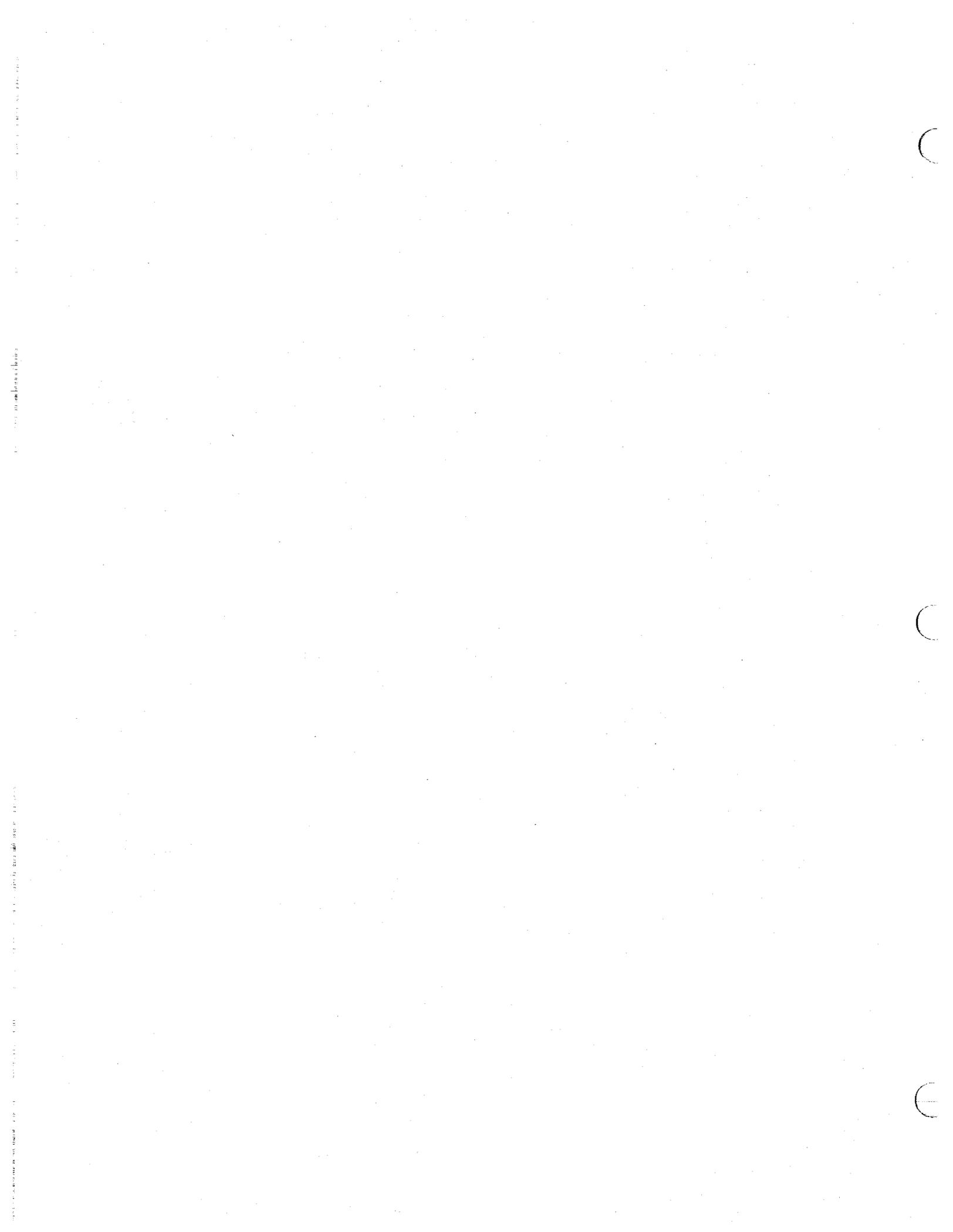
WHEREAS, On August 15, 2003 the City entered into a Development Agreement with Capital Commons L.L.C. for redevelopment of certain real estate known as the Sears Block, now known as the Capital Commons Project, located at 11 South Main Street and 75 Storrs Street; and,

WHEREAS, This Agreement was subsequently amended on October 10, 2003, August 18, 2004, November 17, 2005, and November 11, 2011 respectively; and,

WHEREAS, This amendment shall release the City from requirements to maintain forty (40) public parking spaces on the 5th level of the Capital Commons Parking Garage, as previously required by the November 11, 2011 amendment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Concord that:

1. The City Manager is authorized to enter into a Development Agreement amendment with Capital Commons L.L.C. regarding removal of public hourly parking spaces from the roof top level of the Capital Commons Parking Garage.
2. This resolution shall take effect upon its passage.





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Matthew R. Walsh, Director of Redevelopment, Downtown Services,
& Special Projects

DATE: August 27, 2013

SUBJECT: Capital Commons Parking Garage

Recommendation:

1. Accept the following report; and,
2. Approve the attached consent resolution authorizing the City Manager to enter into Development Agreement Amendment #5 with Capital Commons L.L.C.

Background:

On August 15, 2003, the City entered into a Development Agreement with Michael Simchik, doing business as Capital Commons L.L.C., concerning redevelopment of the former Sears Block at 7-23 South Main Street. That agreement subsequently led to the development of the Capital Commons Office Building at 11 South Main Street and associated Municipal Parking Garage at 75 Storrs Street.

As part of this Development Agreement, 150 parking spaces within the Capital Commons Garage were allocated to tenants of Mr. Simchik's Capital Commons Office Building. However, this was reduced to 116 spaces in 2011.

During the ensuing years, the Development Agreement was subsequently amended on 4 separate occasions (October 10, 2003, August 18, 2004, November 17, 2005, and November 11, 2011 respectively). Each amendment was approved by the City Council.

Discussion:

Attached to this report is so-called Development Agreement Amendment #5. This amendment is being sought for the purpose of modifying the location of public parking spaces within the garage.

Specifically, as part of Amendment #4 approved on November 11, 2011, the City agreed to relocate 40 public hourly parking spaces to the fifth floor (roof top level) of the parking garage. This was done at the request of Capital Commons LLC to support a new tenant in their office building. This tenant has now vacated the property and the need to provide these spaces is now moot.

These 40 roof top spaces are rarely used as they are inconvenient for the general public. Therefore, the City Administration, subject to written agreement with Capital Commons L.L.C., plans to replace these 40 public spaces with 40 leased spaces. The 40 public spaces will be relocated to floors 1 – 3 of the parking deck, specifically on the west side of the garage in order to provide convenient access to the north and west stair towers and South Main Street. Because the proposed amendments to the Development Agreement have no financial impact, a public hearing is not required.

The 40 leased spaces to be relocated to the roof are occupied by tenants of 45 and 49 South Main Street, respectively. Discussions are ongoing with the owner of these properties about the proposed relocation. Once agreement is reached, the long-term parking lease agreements will be modified as appropriate to memorialize this change. Because this change has no financial impact, City Council action will not be required for lease modifications.

In summary, relocation of these hourly public spaces to lower levels of the garage will improve the user friendliness of the garage for the general public. City Administration is hopeful that utilization of hourly spaces within the garage will improve given this proposed change.



9-23

AUG 23 2013

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DATE: August 21, 2013
TO: Mayor Bouley and Concord City Council
FROM: Liza Poinier, Operations Manager, Intown Concord
SUBJECT: Request for Street Closure for Halloween Howl, Oct. 25, 2013

Recommendation:

Recommend approval of street closing for Halloween Howl.

Background:

For many years now, families throughout Greater Concord have enjoyed the safe and celebratory atmosphere that Halloween Howl brings to the downtown. As in years past, festivities will include trick-or-treating at downtown businesses and horse-drawn wagon rides. Intown Concord is again very pleased to partner with the Concord Parks and Recreation Department to produce this event. With good weather, thousands of event-goers are expected take part in the festivities.

Discussion:

Halloween Howl is scheduled for Friday, October 25, 2013 from 5:30 pm to 7:30 pm. For the safety of visitors to the downtown for this event, Intown Concord requests the following streets be closed from 4:00 pm to 8:00 pm on 10/25:

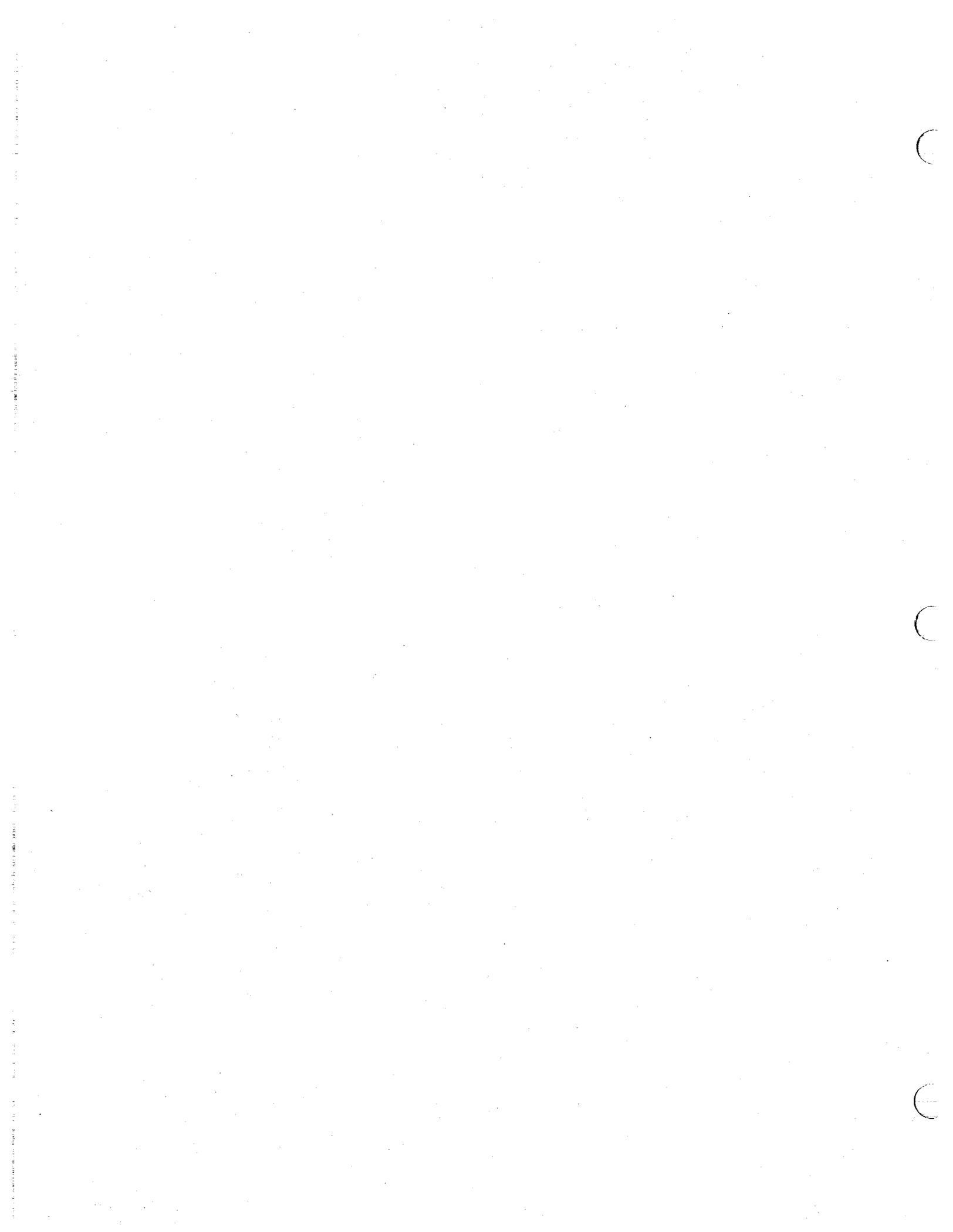
- Main Street from Centre Street to Pleasant Street
- Capitol Street from Evans Lane to North Main Street
- Warren Street from the Durgin Lane entrance to North Main Street
- Phenix Avenue

Intown Concord will follow up with the appropriate City departments to ensure proper procedures, licensing and all other requirements are in compliance. Please don't hesitate to contact me if you would like additional information about Halloween Howl. I can be reached at 226-2150 or liza@intownconcord.org.

Thank you for your consideration in this matter.

Respectfully,

Liza Poinier
Operations Manager



9-24

Bonenfant, Janice

From: Corinne <corinneorcutt@yahoo.com>
Sent: Tuesday, August 27, 2013 9:13 PM
To: * City Clerk
Subject: Tahanto street annual block party

TAO

Hi,

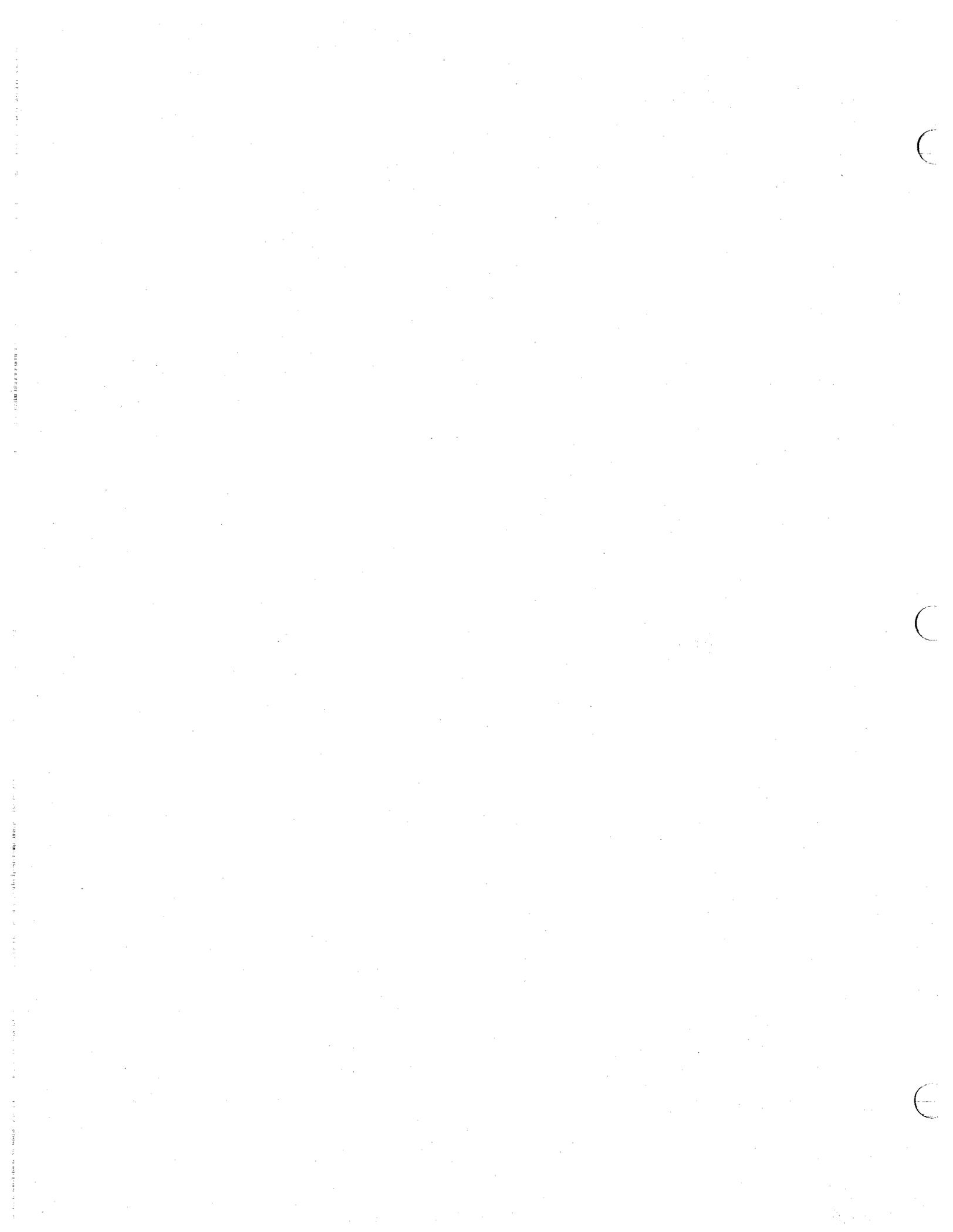
I wanted to apply to close Tahanto St. from School St. to Warren St. for the annual block party on Sunday September 15 from 4-7 PM.

Would you be able put this request on the council agenda?

Thanks

Corinne Orcutt

Sent from my iPhone



9-25
120



John F. Duval
Chief of Police

City of Concord, New Hampshire

POLICE DEPARTMENT

35 Green Street • 03301-4299

(603) 225-8600

FAX (603) 225-8519

www.concordpolice.com

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Chief John F. Duval
DATE: August 19, 2013
SUBJECT: Update on Homeland Security Grant – BearCat

I respectfully submit this memo, along with supporting documents, as a follow up to the Homeland Security Grant application for the BearCat Rescue Vehicle.

On August 8, 2013, I submitted a letter to Assistant Commissioner Earl Sweeney of the NH Department of Safety along with proposed language change to the original Homeland Security Grant for the BearCat Rescue Vehicle; specifically, Section B. The amended language removed references to specific groups.

On August 9, 2013, Assist. Commissioner Sweeney responded back acknowledging receipt of my request and indicated the proposed language change would be joined with the original grant application and would also be forwarded to the other members of the Grant Advisory Committee.



John F. Duval
Chief of Police

City of Concord, New Hampshire

POLICE DEPARTMENT

35 Green Street • 03301-4299

(603) 225-8600

FAX (603) 225-8519

www.concordpolice.com

August 8, 2013

Assistant Commissioner Earl M. Sweeney
NH Department of Safety
33 Hazen Drive
Concord, NH 03301

Dear Commissioner Sweeney:

I respectfully submit a proposed language change to the original grant application made by the Concord Police Department and the City of Concord to the NH Department of Safety – Grants Management Unit. The grant application was for a CBRNE /WMD Rescue Vehicle (BearCat).

In particular, I have removed references to specific groups as currently listed in section B on page 3 of the application. The references were made to illustrate my intended point that there are home grown clusters or individuals who are anti-government and pose problems for law enforcement agencies and who may align themselves with officially organized groups.

The meaning and intent of the original language has been interpreted in a different way and does not represent the position of the Concord Police Department.

I am requesting the Review Committee accept the attached revised paragraph as a replacement to section B as it currently stands.

Thank you for your time and consideration.

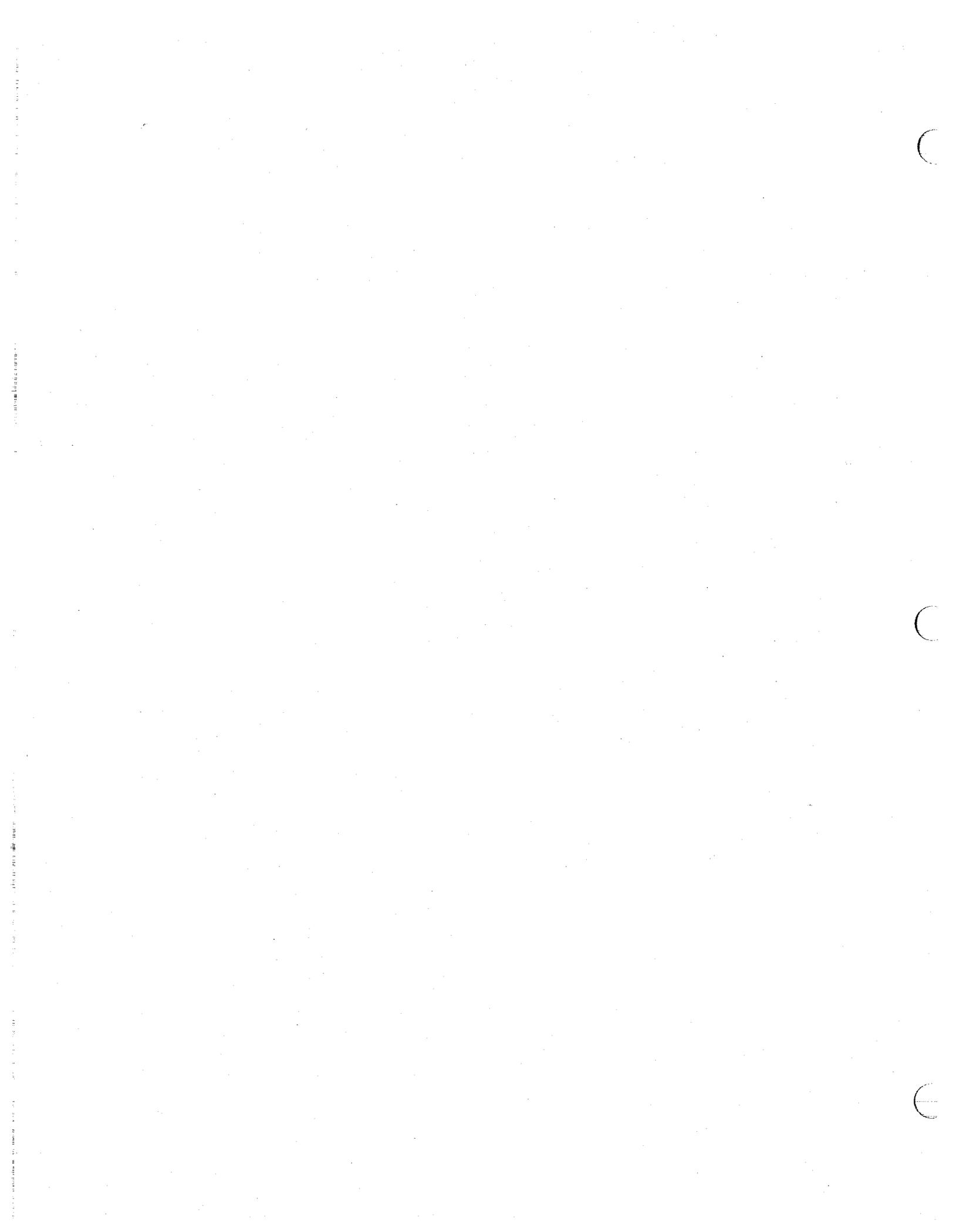
Sincerely,

John F. Duval
Chief of Police

"Community Committed"

Proposed amended paragraph to the Concord Police grant application

- B. The State of New Hampshire's experience with terrorism slants primarily towards the domestic type. We are fortunate that our State has not been victimized from a mass casualty event from an international terrorism strike however on the domestic front, the threat is real and here. Due to the location of the State Capital in the City of Concord, there are frequent demonstrations by officially organized groups which have the potential of becoming volatile and present challenges. Outside of the officially organized groups, there are several homegrown clusters and individuals that are anti-government and pose problems for law enforcement agencies. As for all-hazard risks, New Hampshire is susceptible to man-made disasters, weather related incidents or CBRNE events. Because of this, our Unit researched existing "Specialized Response and Rescue Vehicles" which would make our response possible to such dangerous events and rescue missions. We currently do not possess such a vehicle. The type of vehicle needed would be capable of deploying bomb, HAZMAT, and special weapons personnel, equipped to detect chemical, biological, and radiological materials as well as explosive gases. This vehicle also needs armor properties to protect these personnel from explosions and hits from multiple projectiles when required to enter "hot zones". The Lenco "BearCat" meets all these requirements. The BearCat has an optional Radiation Detection Package which can detect Alpha, Beta, and Gamma radiation. Another option is the Draeger Explosive Gas Detection System which can detect explosive gases. It is also equipped with ½" Mil Spec A46100 Ballistic Steel rated at a NIJ level IV (.50 Caliber and .30 Caliber AP, State Department Armor Level E). This provides appropriate deflection of blast fragmentation and protection from projectiles.



**State of New Hampshire
Department of Safety**

33 Hazen Drive
Concord, NH 03301
(603) 223-3888

John J. Barthelmes
Commissioner

Earl M. Sweeney
Assistant Commissioner

August 9, 2013

Chief John F. Duval

Concord Police Department

35 Green Street

Concord, NH 03301-4299

Dear Chief Duval:

This is to acknowledge receipt of your letter of August 8 and the attachment consisting of a proposed amended paragraph to the Concord Police Department grant application for a Lenco Bearcat rescue vehicle.

Your grant has already been processed and approved; however we will place your letter and proposed amendment in the file, attached to the grant request, and forward a copy of the members of the Grant Advisory Committee, who reviewed the grant application, so that they will be aware of it.

The basis for approval of Concord's grant request was as follows:

- The make and model of equipment that you proposed to purchase meets the federal Department of Homeland Security guidelines and therefore was an item that meets the requirement for a sub-grant to local first responder agencies and this equipment has been approved for grants in the past.
- Sufficient federal funds were available to support the purchase (80% of the total Homeland Security grant to the State is mandated by Congress to be allocated to local government first responder agencies).
- The grant request was endorsed by you as Chief of Police and by the City Manager and Assistant City Manager on behalf of the municipality, thus had official support.

- The grant would benefit more than one municipality and was a multi-jurisdictional, cooperative effort, which takes precedence over one that would assist only a single community.
- The City and the area that would be served is home to the State Capitol and headquarters of all the major State agencies, the County Seat of Merrimack County and site of the County offices and not only the Merrimack County Superior Court but also the State Supreme Court, the Merrimack County Superior Court, and the Circuit Court.
- The City and surrounding area contains several major State highways as well as portions of I-93, I-89 and 293, and major bridges over the Merrimack River, a regional hospital with the busiest emergency department in the state, the State Mental Hospital, State Prison, nursing homes, elementary and secondary public and private schools, colleges, an airport, a bus terminal, several sites of historic significance, and multiple businesses including some with government defense contracts.
- The area to be served by the Central NH Response Team includes the Merrimack County Jail, the County Nursing Home, additional major highways, hospitals, schools, colleges, historic sites, public utilities, ski areas, a NASCAR track and additional amusement venues and other sites of importance to the economy of the state.
- The vehicle's primary usage is a protective role, to transport law enforcement and medical personnel safely and to perform rescues of not only first responders but also members of the public who are injured or exposed to potential injury from gunfire and explosive devices to transport them safely out of the danger zone.
- There are past examples in the State of New Hampshire where this capability if available would have saved lives.

The above were the relevant criteria for approval of the grant that figured in the decision to award the grant. It is the responsibility of each sub-grantee to utilize any equipment purchased with grant funds in a legally appropriate manner.

Very truly yours,

Earl M. Sweeney

Earl M. Sweeney

Assistant Commissioner

EMS:e

Bonenfant, Janice

From: Mulholland, Michelle
Sent: Monday, August 19, 2013 8:23 AM
To: Mayor Bouley; Councilor St. Hilaire; Councilor Shurtleff; Councilor Coen; Councilor DelloIacono; Councilor Blanchard; Councilor Kretovic; Councilor McClure; Councilor Grady Sexton; Councilor Werner; Councilor Bennett; Councilor Nyhan; Councilor Patten; Councilor Bouchard; Councilor Keach
Cc: Bonenfant, Janice; Aspell, Thomas
Subject: FW: Bear Cat vote

Mayor Bouley and Members of City Council,

I forward this communication, relating to the Bearcat public hearing held last Monday evening, to you for your information.

Michelle Mulholland
Deputy City Clerk
Concord, NH

From: Amanda Grady Sexton [<mailto:amandakgrady@gmail.com>]
Sent: Monday, August 19, 2013 8:05 AM
To: Mulholland, Michelle
Subject: Fwd: Bear Cat vote

Dear Michelle,

Mr. Baer would like his email forwarded to the other Councilors and included as a correspondence in the next Council packet.

Thanks,
Amanda

----- Forwarded message -----
From: "Jim B" <jimsvrod@yahoo.com>
Date: Aug 19, 2013 6:35 AM
Subject: Bear Cat vote
To: <amandakgrady@gmail.com>
Cc:

Good morning. I am hopeful that you may reconsider your next vote on the purchase of the Bear Cat. I find the militarization of local police forces highly disturbing. This sort of fear mongering by local police across the nation have reduced the voices of reason to a chorus of frightened and uninformed citizens who will sell their souls if they think that a terrorist, local or international, is going to do harm their family. Little by little, we are abdicating our constitutional rights in the mistaken belief that stuff like this malevolent Bear Cat will somehow make us safer. Safer from what? I am much more fearful of our local police than I am of threats like the Free Staters. The Concord Swat team has less than a stellar reputation, especially after that incident on Manchester Street where they shot a mentally disturbed man in the back three times because they where fearful of their lives. These are supposed to be well trained professionals wearing

all of the trappings of the military, Kevlar vests, body armor, shielded helmets and high powered weapons against a mentally disturbed man with a hatchet! If they are willing to that to mentally ill man, what may they be capable of doing against citizens exercising their constitutional Bill of Rights of the peaceful right to assemble and to petition the Government for the redress of grievances. Do we shoot them in the back from a Bear Cat and call it a day?

You are a well educated and decent person. You have a growing family and great career potential. I trust you. Please do not let unseasoned fear trump two hundred years of hard fought constitutional rights. Do the right thing and vote "no" on this important vote. Thanks, Jim Baer PS. You may share this with other city council members and enter it in the records.

Bonenfant, Janice

From: Irena Goddard <irena.goddard@gmail.com>
Sent: Saturday, August 17, 2013 7:47 PM
To: jpbouley@comcast.net
Cc: Bonenfant, Janice; markcoen@tds.net; mdelloi@yahoo.com; steveshurtleff@aol.com; dansthilaire@comcast.net; lizblanchard@myfairpoint.net; jennyk721@gmail.com; janward3@comcast.net; amandakgrady@gmail.com; magrrw@myfairpoint.net; jallenbennett@comcast.net; ke9@comcast.net; dickdebatten@comcast.net; cccwhite@aol.com; fkeach@dmflowers.com
Subject: BearCat testimony

Mayor Bouley,

It has almost been one week, since the Concord City Council meeting, where there was a very large push against the purchase of the armor BearCat vehicle by the Concord City police.

I was one of the Concord resident, who testified against this purchase. My testimony was about 5 minutes long, which I did not have the opportunity to present in its entirety. I was cut off, by Mr. St. Hilaire, because he has set approximately 1-2 minutes per person. I must note, that Mr. St. Hilaire, did an excellent job moderating this Council meeting, during your absence. Although I was not happy with being cut-off, I do understand the circumstances.

Since this situation with the BearCat is so antagonizing to me, I have decided to e-mail you my testimony, see below.

Also, I would like to add something to a question that was posed to me by Ms. Blanchard, after my partial testimony.

That question was: Would you be able to testify in Communist Czechoslovakia, to a group like us? (the wording may have been slightly different, but the meaning is the same)

My answer was: - - no.

My addition to my answer is: - - no. AND let me note, that I was testifying in a room that is lined with more than a dozen armed policeman in the back of City Council meeting room.

Thank you for you time,
Regards,
Irena Goddard
15 Redington Road
Concord, NH 03301
cell phone: 715-6982

Good evening!

My name is Irena Goddard, for the record I live at 15 Redington Road in Concord. I come to you today with a unique perspective, and a serious warning about what this BearCat vehicle represents and why we need stop this now!

As you can tell from my accent, I was not born in the United States. I was born in Communist Czechoslovakia. I went to school in a town Ostrava. I have fond memories of this rather picturesque town, picking cherries with my grandparents, who lived on a rural cherry tree – lined, street.

In school, we would address all of our teachers by Soudruska Ucitelka (which translates into Comrade Teacher). From our earliest school years, differentiation and creativity of any kind was discouraged. There was no freedom of speech, peaceful and skeptical discussion of government initiatives among citizens was brutally stopped. Government preached either through schools, law and through law enforcement. This was all carefully and centrally controlled and manipulated from Moscow.

The Soviet Union wanted to ensure that everyone in Russia, Ukraine, Poland, Romania, Hungary, Czechoslovakia and other sovereign-satellite counties was in line with policies and initiatives of those in power. They bribed and encouraged as necessary to “protect the people”. Everyone had to adhere to the powerful bureaucrats. We were told they knew best. We were told it was for the "general good." We know now the terror that was applied to those to were brave enough to question the Communist Party.

I am deeply troubled that in America, in the sovereign state of New Hampshire, in the capital city of Concord – THAT a war is being waged on the the first amendment – the freedom of speech.

1. Concord Police has explicitly stated, this intent, on the BearCat “application” - by identifying non-violent, but vocal groups that engage in peaceful and skeptical discussion about government initiatives. Concord police is arguing that a military vehicle is needed to combat these non-violent groups. I do want this deadly intimidation force of a military vehicle to suppress free speech – very much like how it was done with tanks in Communist Czechoslovakia. How far is this from police, asking for papers from citizens gathering in the streets - - - oh. I'm sorry, I meant to say - - How far is this from police asking for ID from citizens gathering in the streets.
2. The Concord local government (these people) have approved this war on the first amendment – HOW you ask?

By signing off on this “application”, after reading it thoughtfully.

Specifically, Thomas Aspell (City Manager), John Duval (Concord Chief of Police) and Brian LeBrun (Deputy City Manager). However, I must note that all of these positions are appointed, these persons have NOT been voted-in, by the people and, for the people. Mayor Bouley along with the city council has appointed them and with them the ultimate responsibility lies.

3. In America, citizens are innocent before proven guilty. Somehow and over some time, with the War on Terror and the “free money” from the Federal Government the local police departments are armored up, weaponed up (even the smallest ones have their own “protective vehicle”).

This seems so far. . . from the simple “serve & protect”.

This militarization of the police is yielding a mentality that the citizen(s) they are going after are always dangerous (to others or to themselves) and their deadly force has to be used to conquer or subdue them. And that has permeated down to the cop on the street, in downtown peaceful Concord and back again.

A clear “us vs them” mentality is here.

Do you understand, how dangerous this is.

How this infrastructure of militarized police is eroding our Liberties?

How this infrastructure of militarized police needs to stop now?

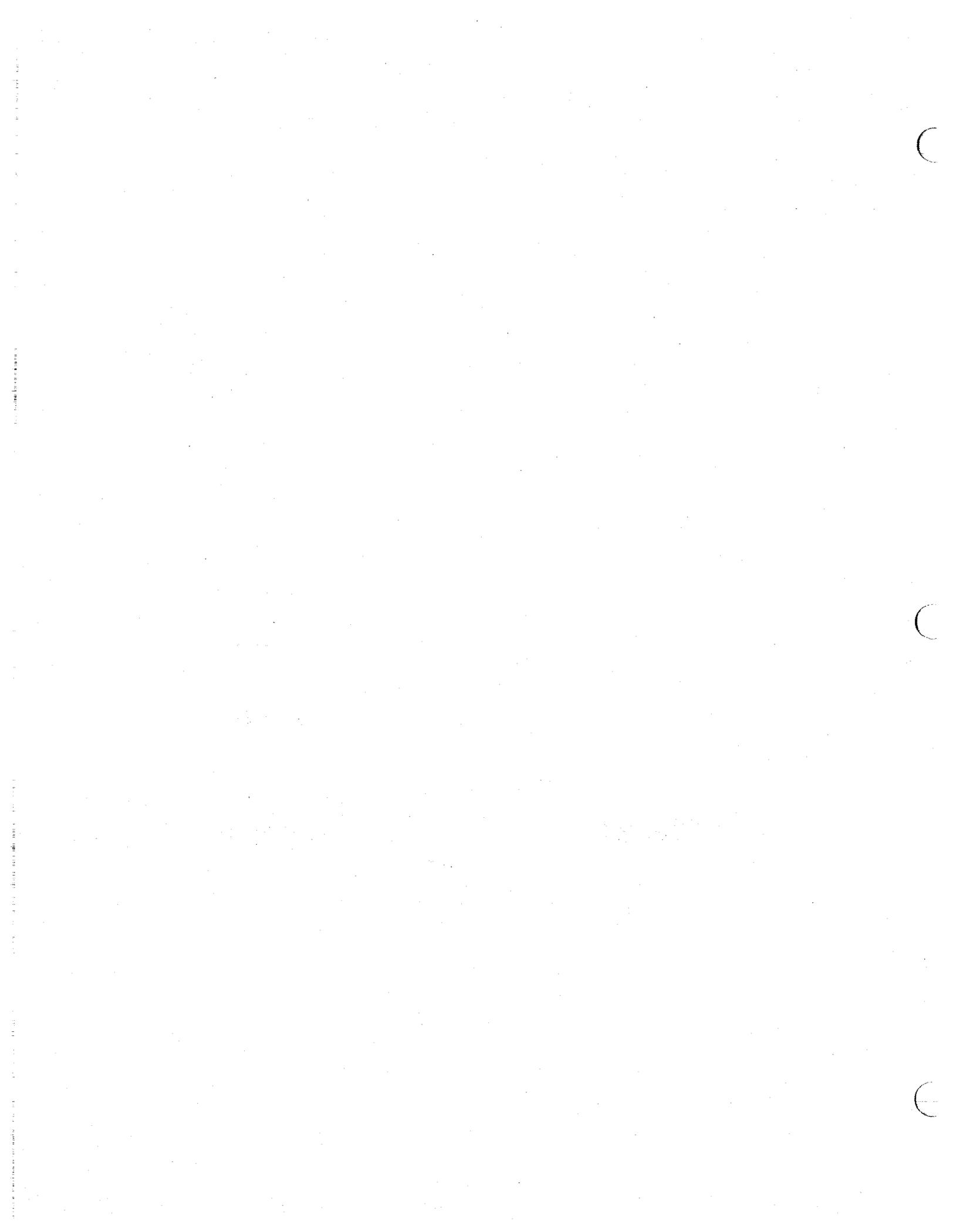
I know that you think that I am making preposterous comparisons between the New Hampshire and United States and Communist Czechoslovakia.

You owe me, as well as, to all other Concord residents an apology – because you have taken it upon your-selves to **put in** an infrastructure in place that will take **my Liberties away**.

I ask you. . .

Have you ever lived in a Communist state? Well, I have. And I can see a mile away the danger of what the BearCat military vehicle represents - that YOU do not recognize, and unfortunately YOU are eagerly helping to put into place.

You need to WAKE UP or get out!



8/21/13

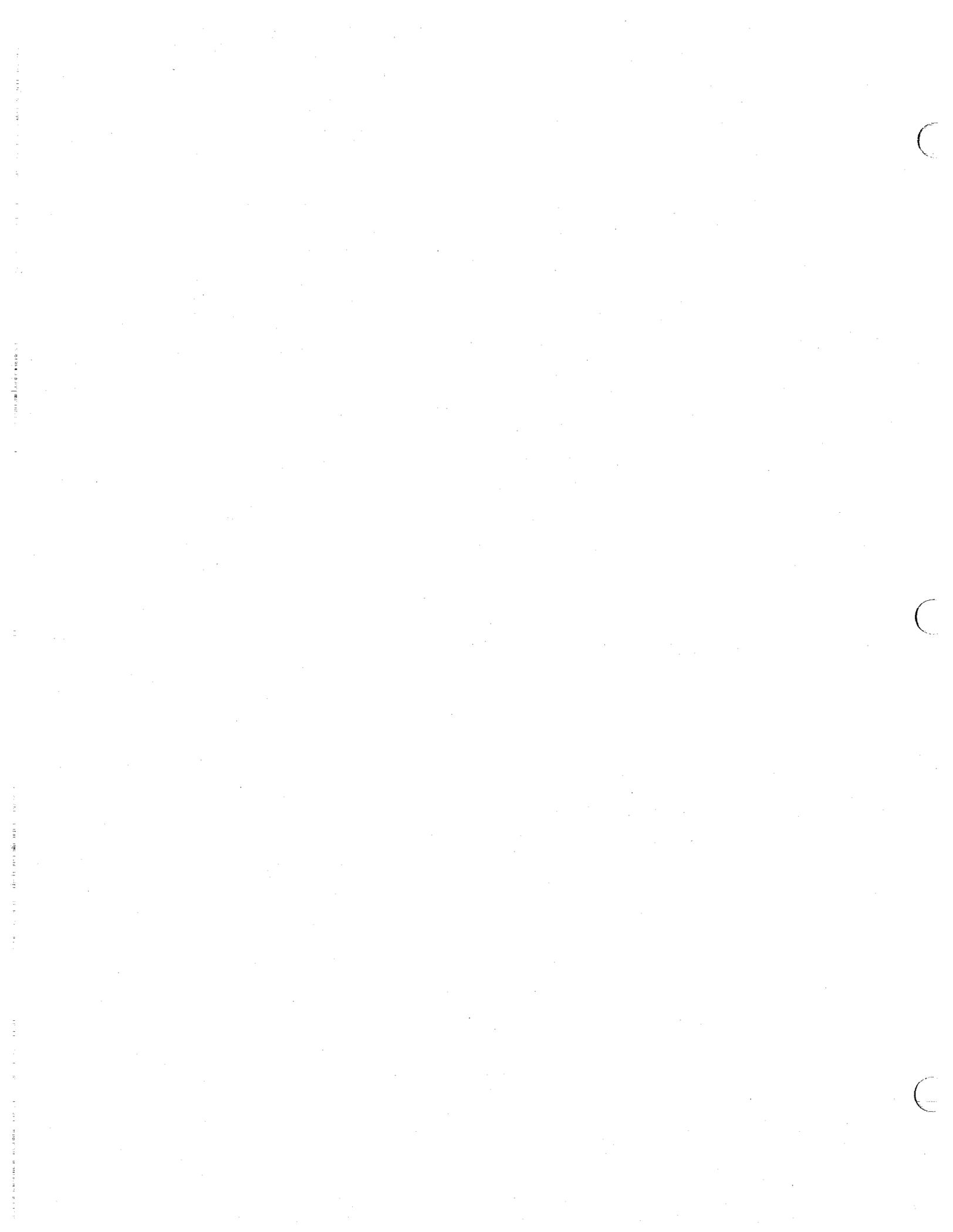
ED LOVEJOY
& VENNE CIRCLE
CONCORD

AUG 21 2013

TO: HONORABLE CITY COUNCIL

I WOULD LIKE TO EXPRESS MY
OPPOSITION TO THE PROCUREMENT
OF THE SO CALLED "BEARCAT" BY
THE CONCORD P.D

Ed Lovejoy



By _____
AUG 16 2013

FAX TO: 603-225-8592

Attn: City Clerk, Concord, New Hampshire - Ms. Janice Bonenfant

From: Cheryl Davis

Date: August 16, 2013

Re: City Council Correspondence, re: Police Chief Duval's DHS Grant
- the application for the BearCat armored vehicle, etc.

CC: Mayor J. Bouley; Councilors E. Blanchard, J. Kretovic, J. McClure
- A. Grady Sexton, R. Werner, J. Allen Bennett, K. Nyhan, D. Patten,
C. Bouchard, F. Keach, M. Coen, M. Dellolacono, S. Shurtleff,
D. St. Hilaire; Police Chief John F. Duval

Dear Ms. Bonenfant:

As a United States citizen, who has visited the beautiful, historic city of Concord, New Hampshire, with pleasure, in the past, I respectfully request that you copy this fax to each of the above-named copied individuals.

My message to all is brief. I believe that Police Chief John F. Duval should be fired immediately, for his inaccurate and potentially libelous characterizations of the groups Sovereign Citizens, Free States, and Occupy New Hampshire, as presenting, according to his statements in his grant application to DHS: "... the threat is real and here... active and present daily challenges..."; seeking to justify the purchase of a military tank to be used against the citizens of Concord, New Hampshire.

I would further state my belief that the Police Department of Concord, New Hampshire, has already 'gone rogue'. There is an urgent need for professional evaluation of all officers who have served under Chief Duval. The Police Chief has no understanding of American history, values, the Bill of Rights to the Constitution of the United States -- nor, apparently, any conception of what is the greatest danger, by far, to America today: namely, the 'Domestic Army' which Mr. Peter Martino so eloquently described to City Council on August 12, 2013.

(Cont'd. - Page 2)

Fax to Concord City Council
et al.
August 16, 2013
Page 2

The lawsuit which Chief Duval may file against the City of Concord after his dismissal is an unfortunate consequence of the lack of due diligence by the officials who hired him in the first place. But I am sure Duval will quickly find new employment, joining the Black Ops mercenary troops who have already been positioned by the Shadow Government in our midst, ready and able to gut the fabric of our nation with the help of gullible and corruptible dupes and fools who believe the lying CIA Media, rather than the evidence of their own eyes.

As Peter Martino put it: "Are you blind?!"

Signed,



Cheryl Davis

Earned an A in U.S. history, age 13, before 1970 - when a full semester of study on the U.S. Constitution was required to pass.

CITY OF CONCORD

8-12 *By*
7/8/13
9-26 (A)
9-27

In the year of our Lord two thousand and thirteen

RESOLUTION ACCEPTING AND APPROPRIATING THE SUM OF FORTY EIGHT THOUSAND THREE HUNDRED FIFTEEN DOLLARS (\$48,315) IN UNMATCHED GRANT FUNDS FROM THE NEW HAMPSHIRE DEPARTMENT OF SAFETY HOMELAND SECURITY GRANT PROGRAM.

The City of Concord resolves as follows:

WHEREAS, the Concord Fire Department has received notification from the New Hampshire Department of Safety that its application for grant funding under the Homeland Security Grant Program has been approved; and

WHEREAS, the Concord Fire Department intends to purchase equipment for conducting swiftwater rescue operations with the proceeds of these grant funds; and

WHEREAS, this appropriation is for a purpose not included in the adopted budget, therefore, Section 37 of the City Charter requires two-thirds vote of the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

1. The sum of\$48,315
be and is hereby appropriated as follows:

Miscellaneous Special Revenue Fund

Fire Department

Equipment.....\$48,315

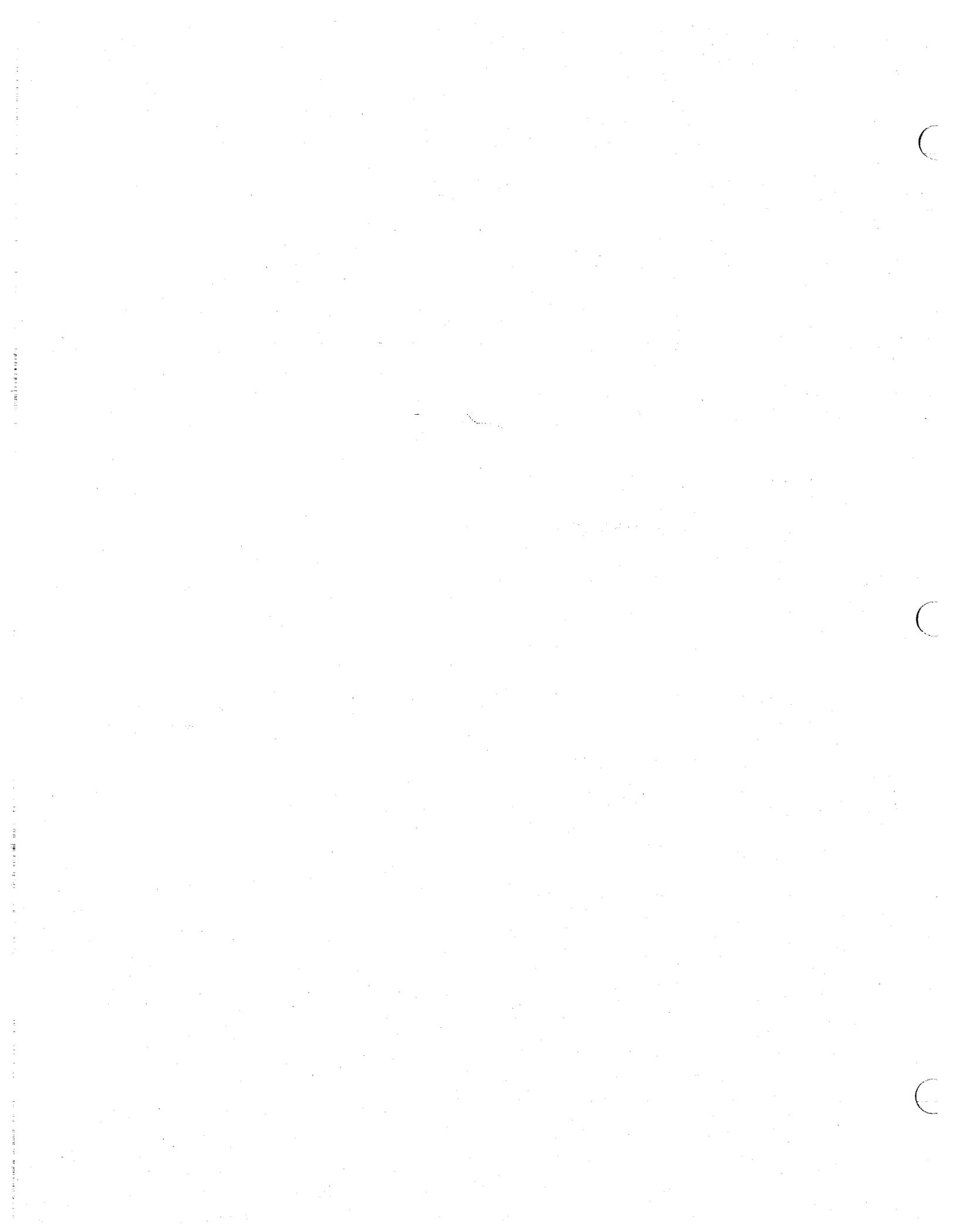
2. Revenue for this project is available as follows:

Miscellaneous Special Revenue Fund

New Hampshire Department of Homeland Security\$48,315

3. Sums as appropriated shall be expended under the direction of the City Manager.

4. This resolution shall take effect upon its passage.





CITY OF CONCORD

TAA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Daniel L. Andrus, Fire Chief

DATE: August 2, 2013

SUBJECT: Council Report to Accompany the Resolution Appropriating Funds from Grant Proceeds to Purchase Equipment for Swiftwater Rescue Operations

Recommendation

The Fire Department requests that the City Council accept this report and approve the accompanying resolution.

Background

The Fire Department submitted a report and a resolution to the City Council for its February 11, 2013 meeting authorizing the City Manager to apply for homeland security grant funds for swiftwater rescue equipment. That funding application was reviewed by the grants committee on May 15, 2013 and received a favorable recommendation. The City has been notified that the grant funding has been approved in the full amount requested. The City has also been advised that watercraft are ineligible for this funding opportunity, but the other equipment on the attached list is eligible for grant reimbursement. The accompanying resolution gives the City the ability to appropriate these funds.

Discussion

The Fire Department will continue to report significant developments in its technical rescue capabilities.

Name of Equipment	Quantity	Price
Duffle Bags	25	\$1,498.75
Water Rescue Boots	20	\$3,099.80
Dry Suit	20	\$18,000.00
Dry Suit Liner	20	\$3,000.00
Water Rescue Gloves	20	\$999.00
Water Rescue Helmets	20	\$999.00
LED Helmet Headlamp	20	\$599.00
Personal Flotation Device	20	\$4,599.00
Personal Throw Bag	20	\$1,499.00
Emergency PFD Strobe	20	\$759.00
Water Sample Kit	5	\$189.75
Waterproof Radio Bags	20	\$1,200.00
Dry Suit Repair Kit	20	\$3,000.00
Water Rescue Knife for PFD	20	\$899.00
Throw Bag, 75 feet	10	\$599.50
Carabiners	60	\$1,497.00
Whistle	20	\$139.00
Shuttle Pulley	2	\$139.90
Fins	20	\$1,199.00
Inflatable Boat*	1	\$4,400.00
Total		\$48,315.70

*The City has been advised that watercraft are ineligible, but the dollar amount was approved.

8-13
9-26(B)
9-28

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

AN 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

The City of Concord ordains as follows:

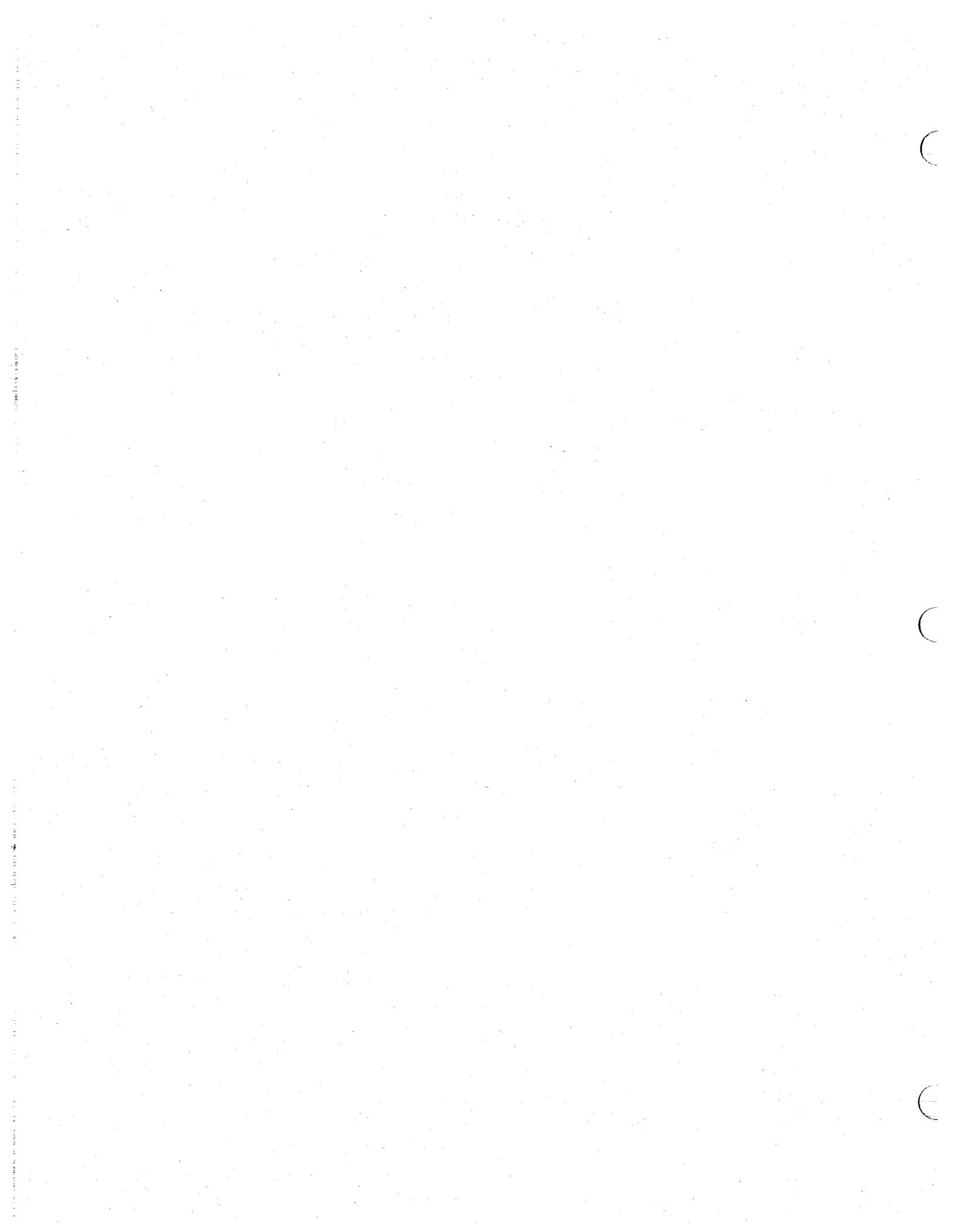
SECTION I: Amend the CODE OF ORDINANCES, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan, Schedule D of Article 35-2, Class Specification Index, by adding the following position:

Position	FLSA	Grade
Program Coordinator	Non-Exempt	16

SECTION II: Amend the CODE OF ORDINANCES, Title V, Administrative Code; Chapter 35, Classification and Compensation Plan, Schedule D of Article 35-2, Class Specification Index, by amending the grade of the following position:

Position	From Grade	To Grade
Recreation Supervisor	19	20

SECTION III: This ordinance shall take effect upon its passage.





CITY OF CONCORD

TJA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Jennifer Johnston, Director of Human Resources and Labor Relations
Robin Wirbal, Human Resources Benefits Administrator

DATE: July 15, 2013

SUBJECT: Amend Schedule D to Add the Position of Program Coordinator and to Modify the Position of Recreation Supervisor as Specified in the Attached Ordinance

Recommendation

It is requested and recommended that the City Council accept this report and set a public hearing date in September for the proposed ordinance to amend Schedule D.

Background

The City Manager is requesting that the attached position of Program Coordinator be added to Schedule D of Article 35-2 of the City Code of Ordinances to address the needs of Parks and Recreation Department as described to the City Council during the FY 2014 budget deliberations.

Further, the City Manager is requesting that the attached position of Recreation Supervisor be modified in Schedule D of Article 35-2 of the City Code of Ordinances to allow for the elevation in labor grade from 19 to 20, as described to the City Council during the FY 2014 budget deliberations.

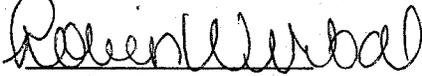
Discussion

The added position of Program Coordinator has been classified as per the attached ordinance and will be added to schedule D in order to place it within the City's position classification system. This new full time Program Coordinator was created by eliminating one part time year round position, a summer Camp Director and using money that has previously funded the part time year round program coordinator. This position will be instrumental in the continued success of the Parks and Recreation Department as they increase the hours of operation and programming of the former Dame School this fall. The modified position of Recreation Supervisor has been classified as per the attached ordinance and will be added to schedule D in order to place it appropriately within the City's position classification system. Changes in this position are due to

the increased supervision of staff related to the operation of our new Community Center (formerly Dame School). This 40,000 square foot facility will operate six days a week starting this fall. There will be new programming and rental opportunities during open hours.

In order to accomplish the aforementioned, the City Council would have to set a public hearing for September and then approve the positions as per the attached ordinance.

Respectfully Submitted,



Robin Wirbal
Acting Director of Human Resources

cc: Carlos Baia, Deputy City Manager

8-14

9-26(c)

9-29

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, Section 27-1-5, Amendments to the International Property Maintenance Code/2009.

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES, Title III, Building and Housing Codes; Chapter 27, Housing Maintenance and Occupancy Code; Article 27-1, Housing Maintenance and Occupancy Code, by amending Section 27-1-5, Amendments to the International Property Maintenance Code/2009, as follows:

Section 101 – General

Add new section 101.3.1 Licensed Trades as follows:

101.3.1 Licensed Trades: To further ensure the public health, safety and welfare, any new installations or major repairs in residential rental property to plumbing, mechanical or electrical work must be performed by State of NH licensed tradesperson who shall obtain the necessary permits for such work. The Code Official may require licensed tradesperson to correct non-compliances to plumbing, mechanical or electrical work performed by the property owner or his or her agent.

Section 102- Applicability

102.3 Application of other codes: Delete this section in its entirety and replace with the following:

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the most recently adopted versions of the following codes: International Building Code, International Fuel Gas Code, International Mechanical Code, International Plumbing Code, NFPA 70, International Existing Building Code, NFPA 101 Life Safety Code, International Building Code, International Fuel Gas Code, International Mechanical and NFPA 70.

Nothing in this code shall be construed to cancel, modify or set aside any provision of the Municipal Code of Ordinances, Chapter 28.

Section 104- Duties and Powers of the Code Official

Add new section "104.3.1 Access by owner/operator/agent" as follows:

104.3.1 Access by owner/operator/agent: Every occupant of a structure or premises shall give the owner or operator thereof, or agent or employee, access to any part of such structure or its premises at reasonable times for the purpose of making such inspection, maintenance, repairs or alterations as are necessary to comply with the provisions of this code.

Section 202 – General Definitions

Under Section 202, General Definitions, add the following definitions:

Cooking Appliance: A stove containing an oven and cooking surface, or a stove top cooking surface and wall oven.

Weed(s): All grasses, annual plants and vegetation other than trees or shrubs or cultivated flowers and gardens.

Under Section 202, General Definitions, amend paragraph 7 of the definition of "Public Nuisance" as follows:

7. Any premises that is unsanitary, or that is littered with rubbish or garbage ~~or that has an uncontrolled growth of weeds;~~ or

Under Section 202, General Definitions, amend the definition of "Rooming House" as follows:

Rooming House: A detached dwelling unit containing sleeping accommodations for ~~individuals other than~~ **more than three (3) unrelated individuals** ~~other than members of the resident family and~~ having common kitchen and dining facilities.

Section 302 – Exterior Property Areas

302.4 Weeds: Delete this section in its entirety and replace with the following:

302.4 Weeds. Weeds on all exterior premises shall be maintained at a height that does not obstruct sight distance when entering or exiting a roadway or has the potential to create a fire hazard or public nuisance.

Section 307 – Handrails and Guardrails

307.1 General: Delete this section in its entirety and replace with the following:

307.1 General. Every exterior and interior flight of stairs having more than four risers shall have a handrail on one side of the stair and every open portion of a stair, landing, balcony, porch, deck, ramp, or other walking surface which is more than 30 inches above the floor or grade below shall have guards. Handrails shall not be less than 30 inches high or more than 42 inches high measured vertically above the nosing of the tread or above the finished floor of the landing or walking surfaces. Guards shall not be less than 30 inches high above the floor of the landing, balcony, porch, deck of ramp or other walking surface.

Exception: Guards shall not be required where exempted by the more recently adopted building code.

Section 405 – Dwelling Units

405.1 Dwelling Unit: Amend paragraph 1 as follows:

1. The unit shall be provided with a kitchen sink, cooking appliance (a microwave is not considered a cooking appliance per section 403.3) ***with all components in safe, clean working condition***, and a clear working space of not less than 30 inches. Light and ventilation conforming to this code shall be provided.

Add the following as a new section:

Section 406 – Rooming Houses

406.1 A person shall not operate a rooming house, hotel or motel unless that person holds a valid rooming house permit per Article 27-1-3 of the City of Concord Code of Ordinances.

406.2 A detached dwelling housing three (3) or more unrelated individuals other than members of the resident family is classified as a rooming house and is subject to an annual inspection.

Section 503 – Toilet Rooms

503.3 Floor surface: Amend this section as follows:

503.3 Floor surface. In ~~other than~~ dwelling units, every toilet room floor shall be maintained to be a smooth, hard, non-absorbent surface to permit such flooring to be easily kept in a clean and sanitary condition.

Section 605 – Electrical Equipment

Add new sections “605.4, 605.5, 605.6, 605.7 and 605.8” as follows:

605.4 Branch circuits in buildings with more than one occupancy. Branch circuits in each dwelling unit shall supply only loads within that dwelling.

605.5 Common area branch circuits with more than one occupancy. Branch circuits installed for the purpose of lighting, central alarm, signal, communications, or other purposes for public or common areas of a two-family dwelling, a multi-family dwelling, or a multi-occupancy building shall not be supplied from equipment that supplies an individual dwelling unit or tenant space.

605.6 Identification. Each circuit in an electrical panel is required to be identified as to what area of the building that circuit supplies power.

605.7 Occupancy. Each occupant shall have ready access to all overcurrent devices protecting the conductors supplying that occupancy.

Exception: Where electrical service and electrical maintenance are provided by the building management and where these are under continuous building management supervision, the service overcurrent devices and feeder overcurrent devices supplying more than one occupancy shall be permitted to be accessible only to authorized management personnel in multiple-occupancy building and guest rooms/guest suites.

605.8 Unused openings. Unused openings for circuit breakers and switches shall be closed using identified closures or other approved means that provide protection substantially equivalent to the wall of the enclosure.

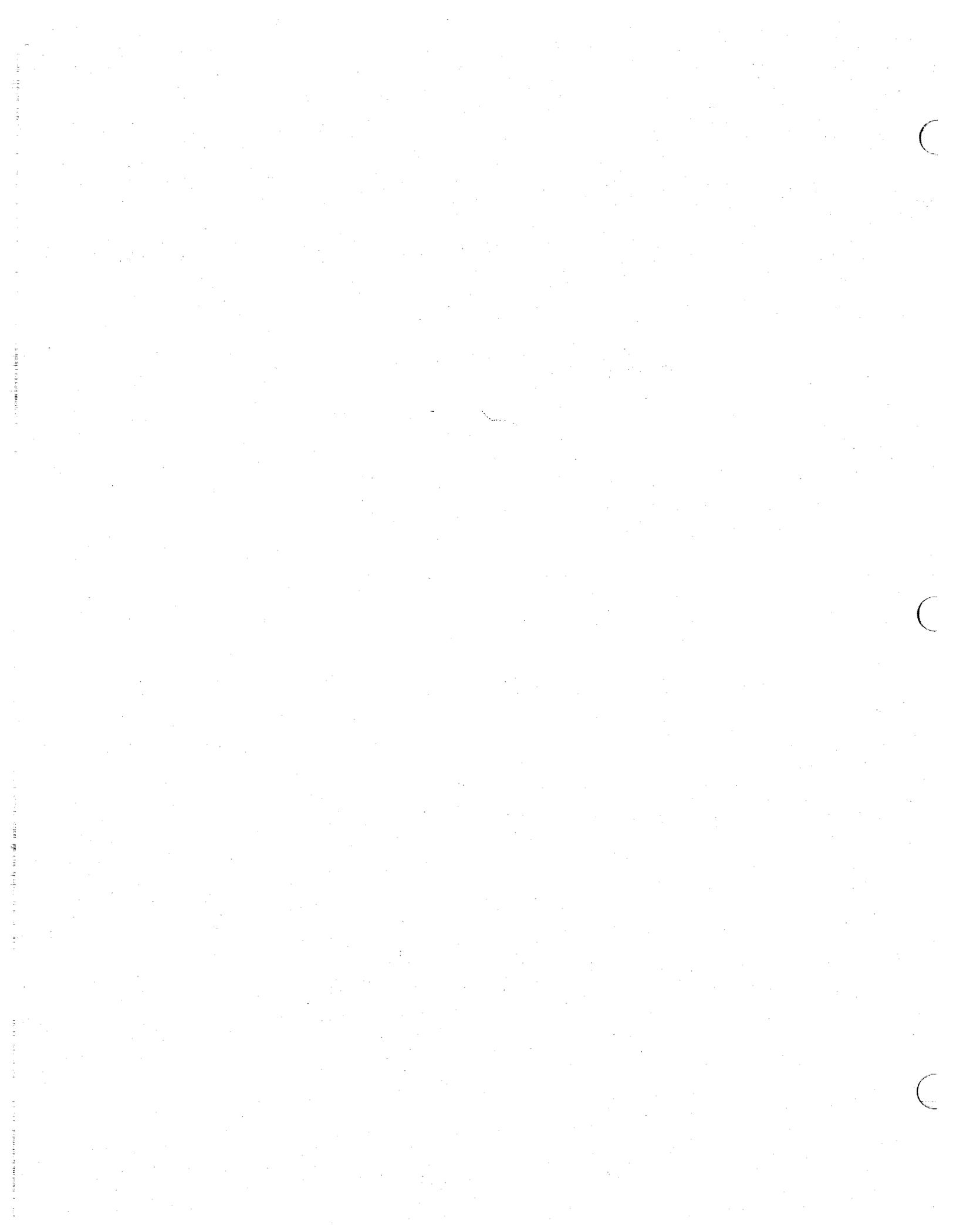
Section 702 – Fire Protection Systems

704.2 *Smoke alarms*: Amend this section as follows:

704.2 Smoke alarms. ~~The minimum standard pursuant to the City Housing Code, Article 27 of the Municipal code of Ordinances and a July 1, 1999 amendment to the State of NH Smoke Detector Law Rules (RSA 153:10 a) requires that~~ Existing battery powered smoke detectors located within single family rental housing and multi-family (two or more dwelling units) housing, must be replaced with a hard wired*, electrically powered battery back-up smoke detectors, which incorporate a “false alarm silencing” feature. The electrically powered smoke detector(s) must be installed by a New Hampshire licensed master electrician. An electrical permit must be obtained prior to installation. This code standard applied to the installation of smoke detection where none were previously provided ~~but~~ *or additional units* are required.

**Remote Smoke Detectors. In existing buildings, wireless remote, battery-back up smoke detectors may be installed. Installation must be performed by a State of NH licensed electrician.*

SECTION II: This ordinance shall take effect upon its passage.





CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Michael Santa, CBO, Code Administrator

DATE: July 16, 2013

SUBJECT: Updating of the City's Housing Code

Recommendation

Accept this report recommending that the City Council amend the Code of Ordinances, Chapter 27, Housing Maintenance and Occupancy Code.

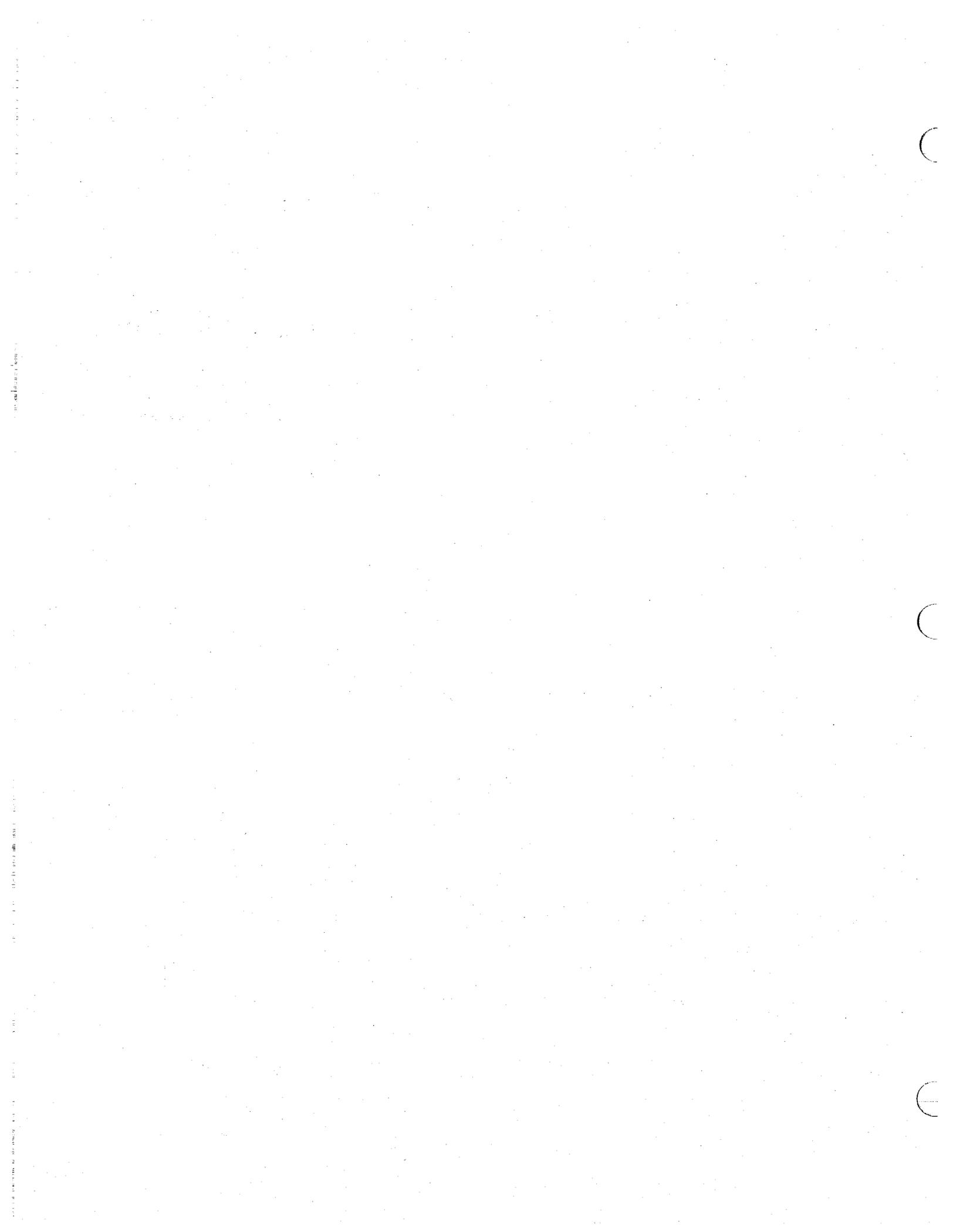
Background

The current Code of Ordinances, Chapter 27, Housing Maintenance and Occupancy Code was last updated in March of 2011. The Housing Maintenance and Occupancy Code is based on the 2009 International Property Maintenance Code. Staff is proposing amendments to the Housing and Maintenance Occupancy Code because recent State of New Hampshire changes to the smoke detector and carbon monoxide requirements in residential structures has created a conflict between standards. Staff is also proposing other amendments to the Housing and Maintenance Occupancy Code to provide clarification regarding the requirements of certain sections.

Discussion

The City's Housing Maintenance and Occupancy Code was last updated in 2011. Since the Housing Maintenance and Occupancy Code is specifically tailored to the City of Concord, situations are encountered that occasionally require the amending of the code. The proposed amendments have been written to provide consensus between State and local law, as well as to provide clarification in sections of the code to prevent any ambiguities about the requirements.

cc: Thomas J. Aspell, City Manager
Carlos Baia, Deputy City Manager, Development
Gloria McPherson, City Planner
Craig Walker, Zoning Administrator
Sean Toomey, Deputy Fire Chief



Proposed changes to Housing Maintenance and Occupancy Code 2012

(Red font = additions to code)
(Deletions)

101.3.1 Licensed Trades: To further ensure the public health, safety and welfare, any new installations or major repairs in residential rental property to plumbing, mechanical or electrical, work must be performed by State of NH licensed tradesmen who shall obtain the necessary permits for such work. The Code Official may require a licensed tradesman to correct non-compliances to plumbing, mechanical or electrical work performed by the property owner or his agent.

104.3.1 Access by owner/operator/agent: Every occupant of a structure or premises shall give the owner or operator thereof, or agent or employee, access to any part of such structure or its premises at reasonable times for the purpose of making such inspection, maintenance, repairs or alterations as are necessary to comply with the provisions of this code.

704.2 Smoke alarms. ~~The minimum standard pursuant to the City Housing Code, Article 27 of the Municipal Code of Ordinances and a July 1, 1999 amendment to the State of NH Smoke Detector Law Rules (RSA 153:10-a) requires that~~ Existing battery powered smoke detectors located within single family rental housing and multi-family (two or more dwelling units) housing, must be replaced with hard wired*, electrically powered battery back-up smoke detectors, which incorporate a "false alarm silencing" feature. The electrically powered smoke detector(s) must be installed by a New Hampshire licensed master electrician. An electrical permit must be obtained prior to installation. This code standard applies to the installation of smoke detection where none were previously provided ~~but~~ or additional units are required.

***Remote Smoke Detectors.** In existing buildings, wireless remote, battery-back up smoke detectors may be installed. Installation must be performed by a State of NH licensed electrician.

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the most recently adopted versions of the following codes: International Building Code, International Fuel Gas Code, International Mechanical Code, International Plumbing Code, NFPA 70, International Existing Building Code, NFPA 101 Life Safety Code, International Building Code, International Fuel Gas Code, International Mechanical and NFPA 70. Nothing in this code shall be construed to cancel, modify or set aside any provision of the Municipal Code of Ordinances, Chapter 28.

~~**302.4 Weeds.** All premises and exterior property shall be maintained free from weeds or plant growth in excess of ten (10) inches in height. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this code term shall not include cultivated flowers and gardens.~~

~~Upon failure of the owner or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property.~~

Weeds on all exterior premises shall be maintained at a height that does not obstruct sight distance when entering or exiting a roadway or has the potential to create a fire hazard.

SECTION 202 - GENERAL DEFINITIONS

Public Nuisance: Includes, but is not limited to, the following:

7. Any premises that is unsanitary, or that is littered with rubbish or garbage ~~or that has an uncontrolled growth of weeds; or~~

Rooming House: A detached dwelling unit containing sleeping accommodations for ~~individuals other than~~ more than three (3) unrelated

individuals ~~other than members of the resident family~~ and having common kitchen and dining facilities.

Weeds: All grasses, annual plants and vegetation, other than trees or shrubs or cultivated flowers and gardens.

SECTION 406 - ROOMING HOUSES

406.1 A person shall not operate a rooming house, hotel or motel unless that person holds a valid rooming house permit per Article 27-1-3 of the City of Concord Code of Ordinances.

406.2 A detached dwelling housing three (3) or more unrelated individuals other than members of the resident family is classified as a rooming house and is subject to an annual inspection.

Section 307 - Handrails and Guardrails

307.1 General. ~~Handrails and guardrails in residential occupancies shall comply with the minimum standards established by the appropriate of the most recently adopted version of NFPA 101 Life Safety Code.~~ Every exterior and interior flight of stairs having more than four risers shall have a handrail on one side of the stair and every open portion of a stair, landing, balcony, porch, deck, ramp or other walking surface which is more than 30 inches above the floor or grade below shall have guards. Handrails shall not be less than 30 inches high or more than 42 inches high measured vertically above the nosing of the tread or above the finished floor of the landing or walking surfaces. Guards not less than 30 inches high above the floor of the landing, balcony, porch, deck or ramp or other walking surface.

Exception: Guards shall not be required where exempted by the most recently adopted building code.

Under Chapter 6 Mechanical & Electrical Requirements:

605.4 Branch circuits in buildings with more than one occupancy. Branch circuits in each dwelling unit shall supply only loads within that dwelling unit.



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CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION Relative to the public highway discontinuance of a portion of North State Street between Church Street and Bouton Street in Concord, NH

The City of Concord resolves as follows:

WHEREAS, North State Street is an original rangeway held in fee by the City dating back to 1726; and

WHEREAS, a portion of the North State Street rangeway, which had historically been fenced and incorporated into the west side of the Walker School property, was authorized by City Council on May 13, 2013, by Resolution #8660, to be conveyed to the owner of the Walker School property; and

WHEREAS, Walker School Media Building, LLC, is the owner of the Walker School property; and

WHEREAS, Walker School Media Building, LLC, in an abundance of caution, has requested that any highway rights in that portion of North State Street authorized to be conveyed to Walker School Media Building, LLC, be discontinued completely in order to facilitate the receipt of a clean title insurance policy; and

WHEREAS, any highway rights will continue on the remaining portion of North State Street between Church Street and Bouton Street that is not authorized to be conveyed, and the existing travelled way will not be impacted by the discontinuance of the portion of North State Street authorized to be conveyed; and

WHEREAS, the section of North State Street between Church Street and Bouton Street is a Class V highway; and

WHEREAS, a city's governing body may, pursuant to NH RSA 231:43 (Power to Discontinue), vote to discontinue completely any Class IV, V or VI highway, or any portion thereof.

NOW, THEREFORE, BE IT RESOLVED:

Section 1: That a portion of North State Street, between Church Street and Bouton Street, as described below shall be discontinued completely as a public highway. The legal description has been determined by utilizing the boundary information as shown on a plan entitled "Resubdivision Plat prepared for WBIN Media, Inc., dated April 17, 2013, prepared by Richard D. Bartlett & Associates, LLC, and to be recorded in the Merrimack County Registry of Deeds, which parcel is identified on said plan as

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION **Relative to the public highway discontinuance of a portion of North State Street between Church Street and Bouton Street in Concord, NH**

The City of Concord resolves as follows:

(Continued from page 1)

“Portion of North State Street ROW to be Discontinued and Annexed to Lot 1” and is more particularly described as:

Commencing at a concrete bound set at the intersection of the northerly sideline of Church Street and the easterly sideline of North State Street, said concrete bound marking the southwesterly most corner of the premises herein described; thence

N27° 58' 45" W a distance of 238.14 feet along said North State Street to a granite bound set; thence

N21° 36' 15" W a distance of 133.63 feet to a granite bound set; thence

N26° 50' 40" W a distance of 84.50 feet to a granite bound set; thence

N45° 39' 55" E a distance of 25.60 feet to a granite bound, the last three courses being along said North State Street; thence

S27° 01' 30" E a distance of 464.90 feet to a railroad spike found on said sideline of Church Street; thence,

Along said Church Street S65° 48' 40" W a distance of 33.41 feet to the point of beginning.

Containing 14,738 square feet or 0.34 acres.

Section 2: That this resolution shall become effective upon the date of passage.



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Gloria McPherson, City Planner

DATE: July 24, 2013

SUBJECT: Request to discontinue a portion of North State Street between Church Street and Bouton Street

Recommendation

It is recommended that the City Council approve the attached resolution for the discontinuance of a portion of North State Street between Church Street and Bouton Street.

Background

At its May 13, 2013 meeting, the City Council approved a resolution 1) authorizing the City Manager to convey a strip of property owned in fee by the City and located along the east side of North State Street, from the City to Walker School Media Building, LLC, so it can be annexed to the Walker School parcel, and 2) to accept a strip of property from the same LLC, along Bouton Street, to be annexed to the Bouton Street right-of-way. Walker School Media Building, LLC, is the present owner of the former Walker School property.

North State Street is an original rangeway held in fee by the City dating back to the 1700's. While rangeways were established for the purpose of creating and preserving ways of passage through cities and towns, there has been no clear legal precedent, by statute or case law, which defines whether inherent in such rangeways are the rights of the public to pass and repass (highway rights), which must then be discontinued if a town or city is conveying all or a portion of a rangeway.

An argument can certainly be made that such highway rights are inherent, given the purpose of such rangeways, and thus, need to be discontinued if all or a portion of a rangeway is conveyed. However, an argument can also be made that because cities and towns appear to hold rangeway rights in fee, then such highway rights need not be discontinued if a city or town conveys all of its rights in such property.

Discussion

Walker School Media Building, LLC, is in need of a title insurance policy for the property. While it is not clear that a discontinuance is necessary, in an abundance of caution, Walker School Media Building, LLC, has requested that the City discontinue any highway rights it may have in that portion of the North State Street rangeway that was authorized to be conveyed from the City to Walker School Media Building, LLC.

This discontinuance would facilitate the receipt of a "clean" title insurance policy for the Walker School property, as newly configured following the conveyance described above.

A full description of the portion of North State Street to be discontinued is included in the attached resolution.

CITY OF CONCORD

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In the year of our Lord two thousand and thirteen

RESOLUTION APPROPRIATING THE SUM OF ONE MILLION FIVE HUNDRED SEVENTY THOUSAND DOLLARS (\$1,570,000), INCLUDING ACCEPTANCE OF FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$560,000) IN COMMUNITY DEVELOPMENT INVESTMENT PROGRAM TAX CREDITS FROM THE NEW HAMPSHIRE COMMUNITY DEVELOPMENT FINANCE AUTHORITY AND AUTHORIZING THE ISSUANCE OF ONE MILLION TEN THOUSAND DOLLARS (\$1,010,000) IN BONDS AND NOTES; SAID AMOUNT BEING THE PRIVATE SECTOR SUPPORTED MATCH FOR CONSTRUCTION OF THE DOWNTOWN COMPLETE STREETS PROJECT (CIP #460)

Page 1 of 3

The City of Concord resolves as follows:

- WHEREAS,** the City is undertaking the Downtown Complete Streets Project (CIP #460); and
- WHEREAS,** the total budget for said project is \$10,540,000, of which \$1,570,000 are matching funds intended to be supported by the private sector; and
- WHEREAS,** on July 10, 2013 the City was awarded an allocation of Community Development Investment Program Tax Credits in the net amount of \$560,000 from the NH Community Development Finance Authority, which shall be sold by the City in partnership with the Greater Concord Chamber of Commerce in order to generate revenue for that portion of the matching funds to be supported by the private sector for this project; and
- WHEREAS,** accounting for revenues from sale of the aforementioned tax credits, the remaining match amount to be raised is approximately \$1,010,000; and
- WHEREAS,** subject to ongoing negotiations, the net amount of the private sector supported match may further be reduced from \$1,010,000 by a payment in lieu of constructing streetscape infrastructure from the developers of the so-called Bindery Redevelopment Project located at 43 South Main Street; and
- WHEREAS,** the City cannot award construction contracts for the Downtown Complete Street Project without having the full amount of the private sector supported match appropriated; and

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION APPROPRIATING THE SUM OF ONE MILLION FIVE HUNDRED SEVENTY THOUSAND DOLLARS (\$1,570,000), INCLUDING ACCEPTANCE OF FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$560,000) IN COMMUNITY DEVELOPMENT INVESTMENT PROGRAM TAX CREDITS FROM THE NEW HAMPSHIRE COMMUNITY DEVELOPMENT FINANCE AUTHORITY AND AUTHORIZING THE ISSUANCE OF ONE MILLION TEN THOUSAND DOLLARS (\$1,010,000) IN BONDS AND NOTES; SAID AMOUNT BEING THE PRIVATE SECTOR SUPPORTED MATCH FOR CONSTRUCTION OF THE DOWNTOWN COMPLETE STREETS PROJECT (CIP #460)

Page 2 of 3

WHEREAS, subject to future public hearings and actions by the City Council separate from those to adopt this resolution, the annual debt service associated with that portion of the private sector supported match may be supported by alternative means such as a special assessment district or other alternative financing tools, as permitted by New Hampshire State Law; and

WHEREAS, RSA 33:9 mandates that a two-thirds vote of all members of the City Council is required to pass a bond resolution, which shall be taken by roll call vote.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- 1) The sum of..... \$1,570,000
be and is hereby appropriated as follows:

Capital Projects General Fund
Downtown Complete Streets (CIP# 460)..... \$1,570,000

- 2) Revenue is available as follows:

Capital Projects General Fund
General Obligation Bonds..... \$1,010,000
Community Development Investment Program Tax Credits..... \$ 560,000

- 3) Any payments in lieu of constructing streetscape infrastructure received by the City from the developers of the Bindery Redevelopment Project located at 43 South Main Street shall be credited against the match and used to reduce the net amount of the general obligation bond to be issued by the City.

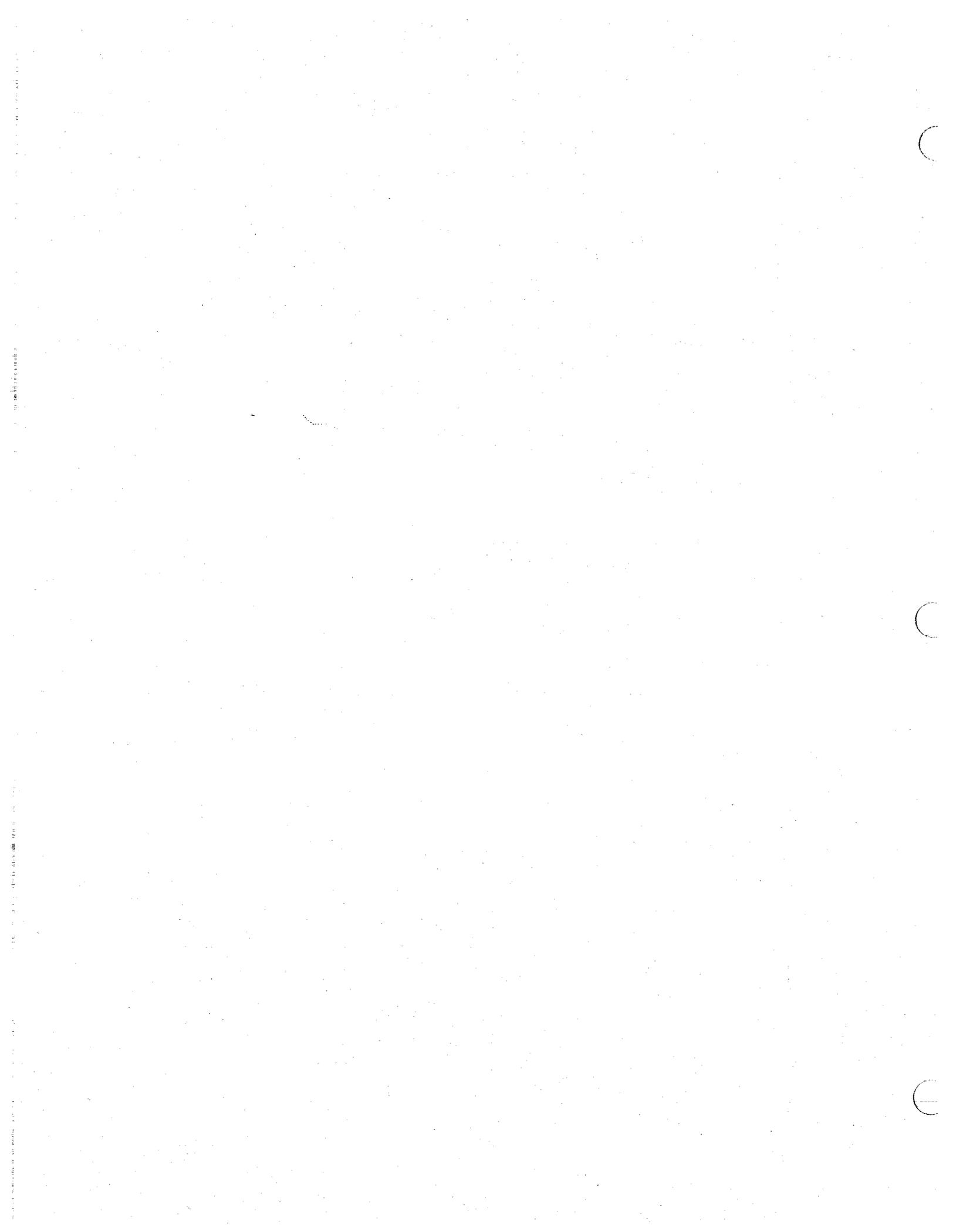
CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION APPROPRIATING THE SUM OF ONE MILLION FIVE HUNDRED SEVENTY THOUSAND DOLLARS (\$1,570,000), INCLUDING ACCEPTANCE OF FIVE HUNDRED SIXTY THOUSAND DOLLARS (\$560,000) IN COMMUNITY DEVELOPMENT INVESTMENT PROGRAM TAX CREDITS FROM THE NEW HAMPSHIRE COMMUNITY DEVELOPMENT FINANCE AUTHORITY AND AUTHORIZING THE ISSUANCE OF ONE MILLION TEN THOUSAND DOLLARS (\$1,010,000) IN BONDS AND NOTES; SAID AMOUNT BEING THE PRIVATE SECTOR SUPPORTED MATCH FOR CONSTRUCTION OF THE DOWNTOWN COMPLETE STREETS PROJECT (CIP #460)

Page 3 of 3

- 4) In order to meet said expenditures the City Treasurer, with approval of the City Manager, is authorized to issue one million ten thousand dollars (\$1,010,000) in bonds and notes of the City of Concord under the Municipal Finance Act.
- 5) The discretion of the fixing of dates, maturities, rates of interest, form and other details of such bonds and notes and providing for the sale is hereby delegated to the City Treasurer.
- 6) Sums as appropriated shall be expended under the direction of the City Manager.
- 7) The useful life of the improvements is expected to be in excess of twenty-five (25) years.
- 8) This resolution shall take effect upon its passage.





CITY OF CONCORD

TAA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Matthew R. Walsh, Assistant for Special Projects *M/W*
DATE: July 25, 2013
SUBJECT: Downtown Complete Streets Project: Tax Credit Funds & Private Share Match Appropriation

Recommendation:

- Accept the following report; and,
- Set the attached resolution accepting and appropriating the sum of \$1,570,000, including \$560,000 in Community Development Investment Program Tax Credits from the New Hampshire Community Development Finance Authority, and authorizing the issuance of bonds and notes in the amount of up to \$1,010,000; said amount being the private sector supported portion of matching funds for the construction of the Downtown Complete Streets Project (CIP #460).

Background:

The City is undertaking a certain capital improvement project known as the Downtown Complete Street Project. The project's total budget, together with funding sources and proposed uses, is as follows:

Funding Source	Amount	Percent	Use
TIGER Grant	\$4,710,000	45%	Design & Construction
City Supported Match - Impact Fees	\$168,000	2%	Design & Construction
City Supported Match - Bond	\$1,402,000	13%	Design & Construction
Private Sector Supported Match	\$1,570,000	15%	Design & Construction
Sears Block TIF District Bond*	\$2,500,000	24%	South Main Street Underground Utilities
City Economic Development Reserve Fund	\$190,400	2%	Public Relations
Subtotal	\$10,540,400	100%	

* Appropriation to be voted on by City Council on August 12, 2013

On March 11, 2013, the City Council approved Resolution #8646 which authorized the City Manager to apply for up to \$1.5 million in Community Development Investment Program Tax Credits from the New Hampshire Community Development Finance Authority for the Downtown Complete Streets Project (CIP #460). The City submitted an application seeking \$1.4 million in credits on April 19, 2013. The purpose of this application was to help offset the \$1.57 million private sector match required to support the project.

Construction of the Downtown Complete Street project is set to commence in September 2013. Presently, the City Engineering Division anticipates a bid package will be issued on or about July 26th with pricing due on or about August 29th. The City will only be able to enter into a construction contract with the lowest qualified bidder once the City Council appropriates all funds for the project, including the private section match, on September 9, 2013.

Discussion:

1. Tax Credit Award: On July 10, 2013 the New Hampshire Community Development Finance Authority (NHCDFA) notified the City that it has been awarded \$700,000 in tax credits to support the Downtown Complete Streets Project. After an administration fee taken by the NHCDFA to support their operations, the City will receive a net amount of \$560,000 for the project. This net amount will be credited directly against the private share match for the project. This was the largest tax credit award made by the NHCDFA for this application round.

The success of the City's application would not have been possible without the considerable efforts of the Concord Chamber of Commerce (especially Paul Rizzi, Tim Sink, and the Chamber's Tax Credit Taskforce Team), as well as Betsy McNamara of Full Circle Consulting. The Chamber of Commerce's efforts resulted in pledges from local businesses for approximately \$1.1 million in tax credits. Therefore, selling the more modest amount of \$700,000 is expected to be a manageable task.

2. Bindery Project Financial Contribution: In addition to the recent award of tax credits, the City will be receiving a financial contribution from the developers of the Bindery Redevelopment Project for construction of the forthcoming streetscape improvements. Specifically, the Bindery Project was obligated to make certain streetscape and sidewalk improvements in accordance with its City permits and approvals. However, due to the timing of the Complete Street Project, it would not be logical for the Bindery to construct these required improvements only to have them removed and replaced by the City during construction of the Downtown Complete Streets Project. Therefore, the developers will be making a payment in lieu of constructing the approved improvements. As of the date of this report, the exact amount of this contribution was still being negotiated by the City Planning Division and Stephen Duprey, principal developer of the new Bindery Building.

Once the amount is finalized, it will be credited against the private share match for the project, thereby further reducing the amount of the proposed general obligation bond.

3. Net Private Share Match & Options: After accounting for the tax credits, the net amount of private sector supported match is \$1,010,000. Again, this amount excludes anticipated revenues from the Bindery Project. Therefore this amount will be further reduced once the Planning Division and Mr. Duprey come to an agreement about the payment in lieu of constructing the planning board approved streetscape improvements for the recently completed Bindery Redevelopment Project.

In order to allow the project to proceed, staff recommends that the City issue a general obligation bond in the amount of up to \$1,010,000. Assuming a 20 year bond at 3% interest, the first year debt service payment for this bond will be approximately \$80,800. However, the average annual payment over the 20 year life of the debt will be \$66,400.

As discussed over the past several months, there are various options available for how the City could pay for annual debt service costs. A discussion of the three primary options is as follows:

- a. Option 1: General Fund: The City's General Fund could take on the responsibilities of the \$1,010,000 in new debt service associated with the private match. Staff estimates that the annual cost of the private share debt service to a \$250,000 home would be approximately \$5.27 / year. It is important to note that this amount would be in addition to the \$7.32 / year for debt service to support the bonded portion of the City's match for the project. Please see the table below for details.

<u>Annual Impact to \$250,000 Dwelling</u>	<u>Amount</u>	<u>Percent</u>	<u>Notes</u>
Annual Debt Service: City Share Match (Net After Impact Fees) \$1,402,000	\$112,160	58.1%	Year 1 Debt = \$112,160. Average Annual Debt Payment Over 20 Years = \$92,180
Annual Debt Service: Private Sector Match (Net After Tax Credits) \$1,010,000	<u>\$80,800</u>	41.9%	Year 1 Debt = \$80,800. Average Annual Debt Payment Over 20 Years = \$66,400
Total Annual Debt Service	\$192,960	100.0%	
City Taxable Assessed Value	\$3,832,100,782		
Tax Rate Impact \$ / \$1,000 AV	\$0.05		
<u>Annual Cost to \$250,000 Single Family Home - Year 1</u>	<u>\$12.59</u>		
City Match Share	\$7.32		
Private Match Share	\$5.27		

- b. Option 2: Sears Block Tax Increment Finance District: A portion of the Downtown Complete Street Project is located within the Sears Block Tax Increment Finance District (SBTIF). As such, the City could theoretically utilize SBTIF revenues to support either the public or private sector supported match for the project. However, it must be noted that the SBTIF will be supporting the annual debt service payments for the \$2.5 million bond to install underground utilities on South Main Street (with \$200,000 debt service in Year 1 and an average annual debt service of \$165,000 per year over the 20 life of the bond). Therefore, the SBTIF does not have available capacity to absorb any portion of the private sector match obligations for this project.
- c. Option 3: Special Assessment District: Lastly, as previously discussed the City Council could establish a Special Assessment District and assess the annual debt service cost associated with the "private match" against those properties benefiting from the Downtown Complete Street Project. The City Council has the authority to do so per NH RSA 49-C:25, the Sections 48 and 49 of the City Charter, as well as the Article 2-3 of the City Code of Ordinances.

On June 3, 2013 staff provided the City Council with a presentation which discussed three potential geographies for such a district. Copies of those geographies are attached. Again, governmental properties would be excluded from assessment; however all other tax exempt real estate would be subject to the special assessment pending recommended changes to Article 2-3 of the City Code of Ordinances.

Costs can be levied against properties located within a Special Assessment District in a variety of ways. However, the most common methodology is by assessed value or linear foot of street frontage.

The estimated Special Assessment rate for all three geographies, by assessed value and linear foot of frontage, are below. If the City Council desired to pursue this option, staff would recommend using Assessed Value Geography #1 as this district would only include those parcels directly fronting on the Downtown Complete Streets Project Area and, therefore, directly benefit from the proposed improvements.

SPECIAL ASSESSMENT BY FRONTAGE					
Amount to Raise:	<u>\$1,010,000</u>				
Year 1 Debt Service Payment*	<u>\$80,800</u>				
Average Annual Debt Payment	<u>\$66,408</u>				
Geography	Total Frontage of Non-Gov't Parcels (Feet)	Total Number of Parcels	Average Length of Frontage (Feet)	Rate Per Foot of Frontage	Cost to Average Property
Option 1: Main Street Only	6,943	96	72	\$11.64	\$841.67
Option 2: Main Street + Plazas	7,637	107	71	\$10.58	\$755.14
Option 3: Storrs to State Street	25,635	205	125	\$3.15	\$394.15

*Assumes 20 Years @ 3%. Figured used for all calculations.

SPECIAL ASSESSMENT BY ASSESSED VALUE					
Amount to Raise:	<u>\$1,010,000</u>				
Year 1 Debt Service*	<u>\$80,800</u>				
Average Annual Debt Payment	<u>\$66,408</u>				
Geography	Assessed Value Non-Gov't Parcels	Total Number of Parcels	Average Assessed Value	Rate \$1,000 / A.V.	Cost to Average Property
<i>Option 1: Main Street Only**</i>	<i>\$122,508,100</i>	<i>96</i>	<i>\$1,276,126</i>	<i>\$0.66</i>	<i>\$841.67</i>
Option 2: Main Street + Plazas	\$135,791,156	107	\$1,269,076	\$0.60	\$755.14
Option 3: Storrs to State Street	\$186,165,017	205	\$908,122	\$0.43	\$394.15

*Assumes 20 Years @ 3%. Figured used for all calculations

** Staff recommended option

The City Engineering Division reports that the project is expected to be put out to bid on or about July 26th, with pricing due on August 30th. This schedule will allow for construction to commence in mid-September. Again, this schedule is being driven solely by requirements of the Federal TIGER Grant.

Without approving the issuance of a bond for the balance of the private sector supported match, City Administration will be unable to enter into a contract for construction of the project due to insufficient funds. Therefore, it is important for the City Council to approve issuance of this bond in order to allow the project to proceed.

Although the balance of the private sector supported matching funds must be appropriated in short term, the City Council does have some flexibility as to when it must decide how this debt service will be supported (i.e. General Fund or Special Assessment District). Specifically, staff anticipates this debt will be sold during the City's annual bond sale in January 2014. The first installment of debt service will not be due until July 2014 (FY 2015).

Should the City Council be interested in the Special Assessment District Option, staff recommends that the Council provide the City Administration with such direction not later than the December 9, 2013 City Council meeting. This would allow for staff to prepare the necessary resolutions for submission in January 2014 and public hearing in February 2014. This schedule is important as staff would need to account for special assessment revenues as part of the FY2015 budget (preparation of which will be fully underway in early 2014). It would also allow the City Administration time to implement the necessary procedures in order to bill affected properties in relation to the start of the new debt service in July 2015.

4. Related Financial Issues to Consider: Related to the private sector supported match and overall financing plan for the project, the City Council may want to consider the following items as it finalizes plans for this project.

- a. Alternative Use Funds for Sidewalk Heating Infrastructure: Given ongoing concerns about the long-term viability of Concord Steam, the City Council may want to consider reallocating funds reserved for sidewalk heating infrastructure to reduce the project cost (specifically the public and private sector supported match amounts). The estimated cost for installing infrastructure for the sidewalk snow melt system is \$635,000 - \$909,000, depending upon the final geography of the snow melt system

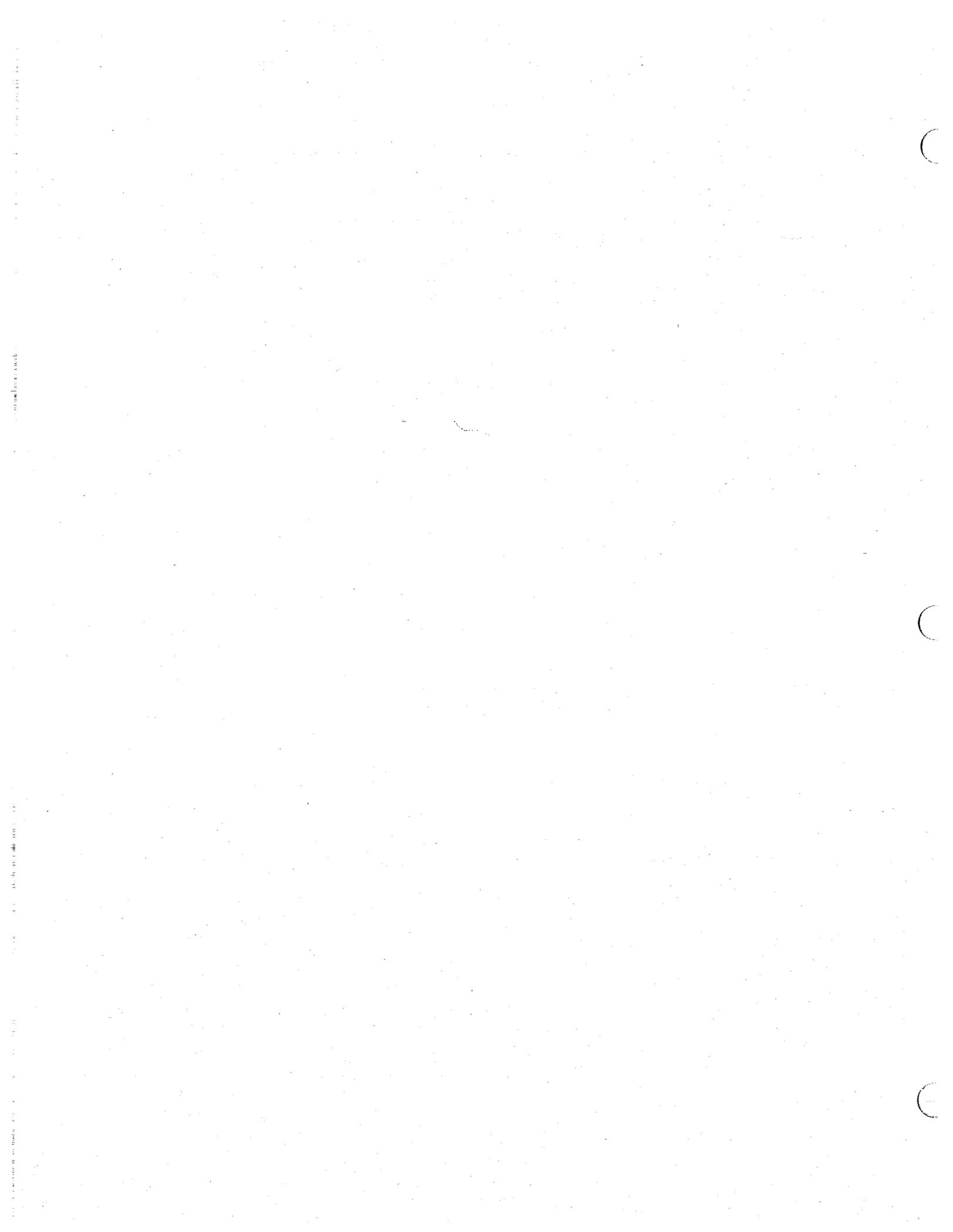
Alternatively, the Council could reallocate those funds to help finance the Capitol Center for the Arts' request to extend proposed underground utilities on South Main Street further south from Thompson Street to Concord Street. The estimated additional cost to extend the underground utilities is approximately \$1 million; however the Community Development Department is currently working to refine this estimate in time for the Council's September regular meeting.

- b. Special Assessment & Central Business Improvement District Trade-Off. The City Council may want to have a dialog with downtown stakeholders whereby the City would absorb the balance of the private sector supported match for the project (\$1,010,000+/-) in exchange for the creation of a Central Business Improvement District (BID) to fund the net new annual operating and maintenance costs for the Downtown Complete Streets Project.

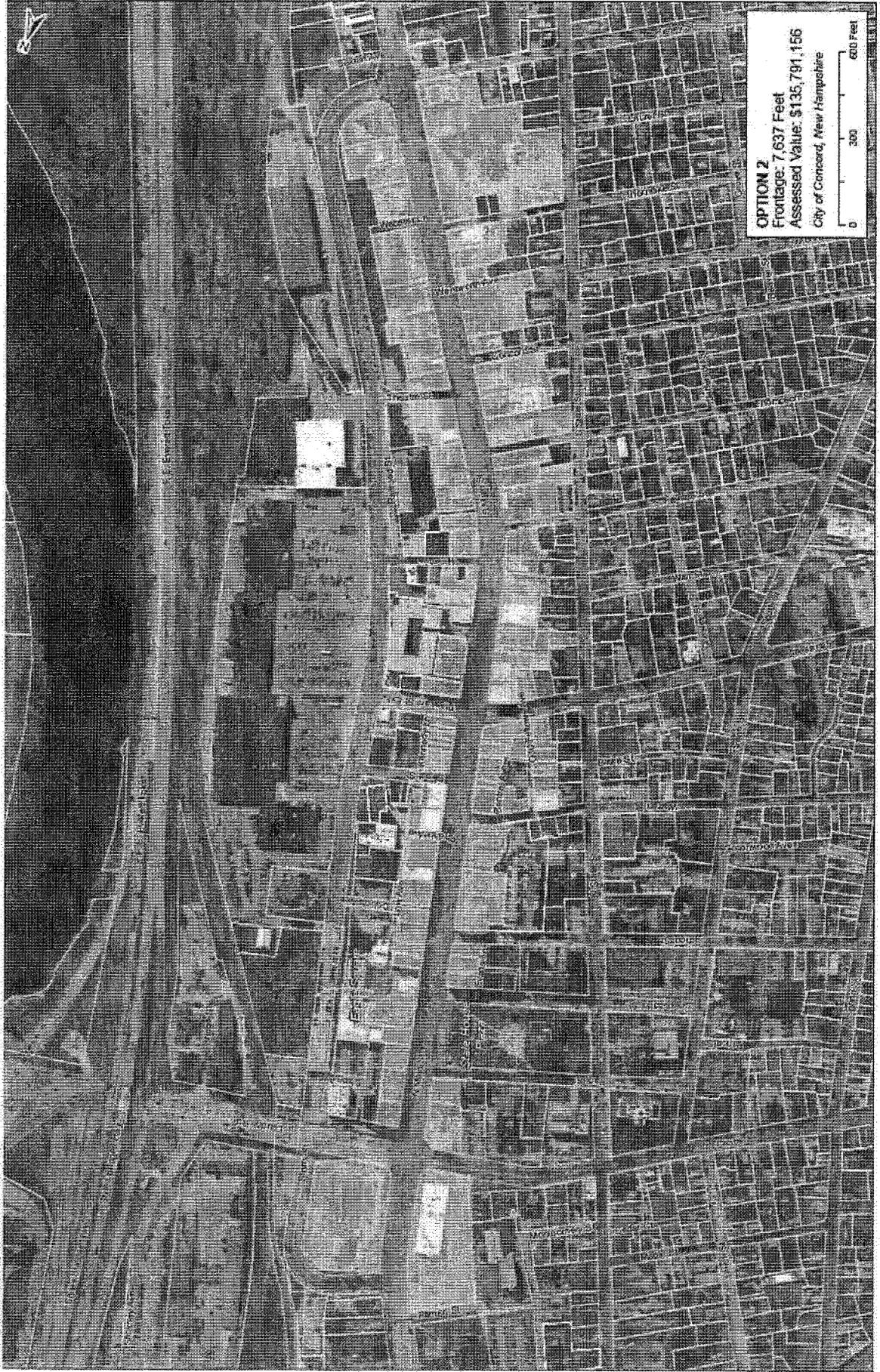
Again, the projected gross annual cost in Year 1 (FY2016) to maintain the Downtown Complete Streets project and related improvements is \$448,000. Assuming continued contributions from the City's General Fund (\$102,045),

Parking Fund (\$58,200), and Forestry Funds (average of \$4,680), net new amount of funds needed to maintain the project once completed is \$283,000 in Year 1.

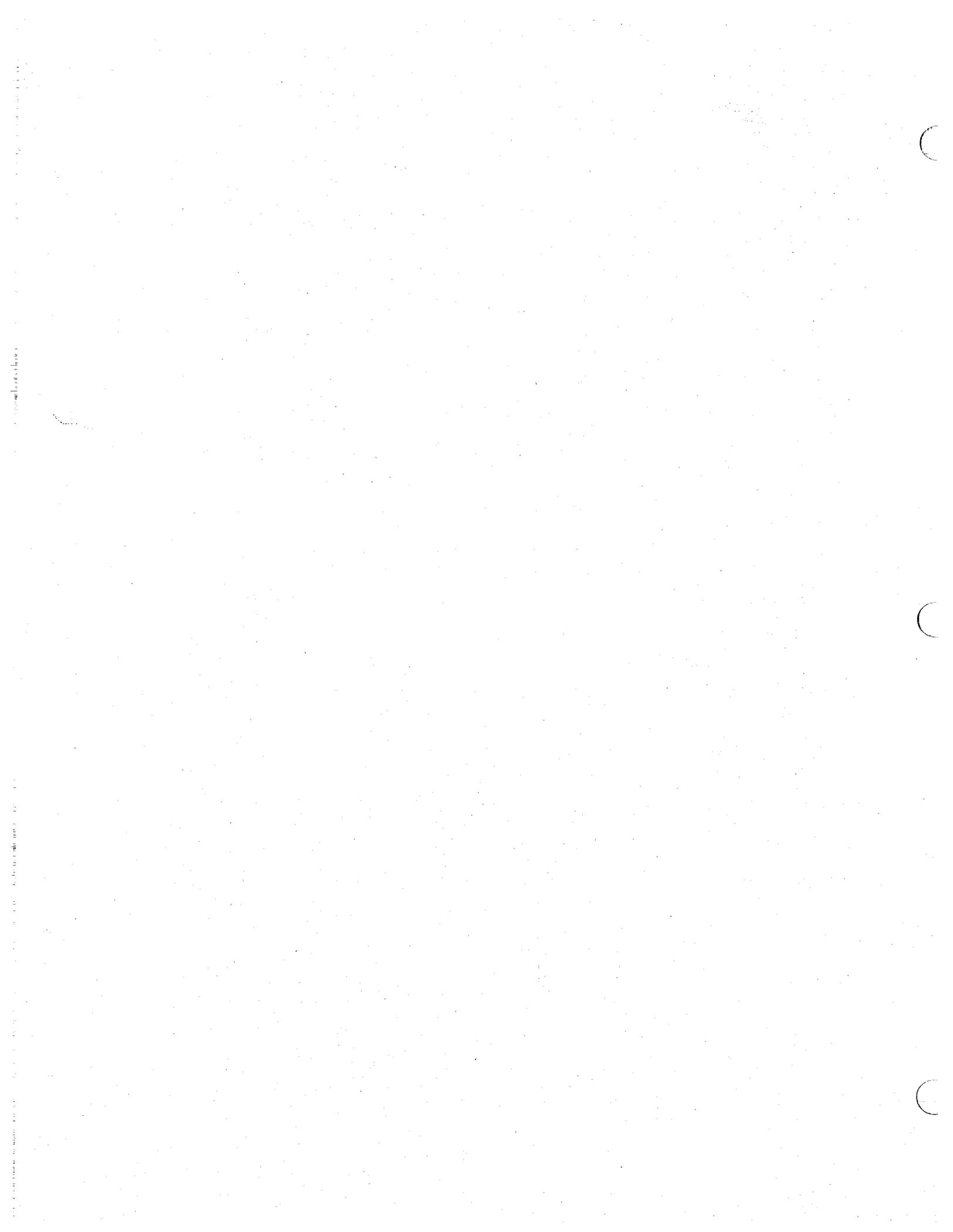
The City Council could opt to have this net new cost be the sole responsibility of the BID, or shared between the BID and City's General Fund. Creation of the BID, specifically the establishment of the geography and appointment of the advisory board, could be delayed until summer / fall 2014. Collection of the BID moneys would not happen until FY2016 (i.e. July 1, 2015 after the project has been constructed).













CITY OF CONCORD

8-17

9-26 (F) TJA
9-32

REPORT TO MAYOR AND CITY COUNCIL

FROM: Kathryn H. Temchack, Director of Real Estate Assessments

DATE: August 2, 2013

SUBJECT: Payment in Lieu of Taxes Agreement between the City of Concord and Briar Hydro Associates for Rolfe Canal Falls, Penacook Upper Falls & Penacook Lower Falls

Recommendation

Request that the Mayor and Council accept this report and schedule for public hearing the authorization of the City Manager to sign the attached payment in lieu of taxes ("PILOT") agreement between the City of Concord and Briar Hydro Associates for the Rolfe Canal Falls, Penacook Upper Falls & Penacook Lower Falls.

Background

Briar Hydro Associates owns and operates three hydroelectric generating facilities along the Contoocook River:

1. The Rolfe Canal Falls (RCF) project; a 4.283 Megawatt generating facility located solely in Concord ,
2. The Penacook Upper Falls (PUF) project, a 3.02 Megawatt generating facility, 66.42% of the project is in Concord and 33.58% of the project is in Boscawen.
3. The Penacook Lower Falls (PLF) a 4.11 Megawatt generating facility; 9.10% of the project is in Concord and 90.9% of the project is in Boscawen.

In 2007 the legislature amended RSA 72:74 by enacting SB 99 permitting municipalities to enter into PILOT agreements with renewable generation facilities. Briar Hydro and the City of Concord previously entered into agreements that have all expired this year.

Briar Hydro Associates and the City of Concord both want to have a reasonable level of assurance of an expected PILOT payment and expected income for budgeting purposes. The parties believe that this PILOT agreement will best achieve this assurance. The PILOT agreement is for 5 (five) years beginning April 1, 2013 and ending on March 31, 2017. The PILOT payments are determined by multiplying the PILOT rate of 5.0% (Briar Hydro in their initial offer to the City offered 4.5%) times the gross revenues for the calendar year. Historically, the rate has ranged from 2.5% to 5.0% over the life of the project). Gross Revenue means the

total revenues of the Project derived from the sale of electricity, capacity pricing and Renewable Energy Certificates (RECs) which are sold, traded and/or auctioned in the preceding calendar year.

In the case of the PUF and PLF the PILOT would be determined multiplying the PILOT rate of 5.0% times the gross revenues for the calendar year and then by 66.42% and 9.1% respectively to account for the amount of the project in Concord.

The total minimum annual PILOT payments to the City will be no less than \$110,000 (Briar Hydro offered a minimum payment of \$80,000 and without the collective sum PILOT noted below) which is a reduction from the previous minimum payments. The reduction is reasonable since the long term contracts from 1994 between PSNH and Briar Hydro have expired and now the sale of electricity is based upon the prevailing market prices rather than the previous power agreements of higher than market prices. The first year's minimum payment will be \$86,000 because two of the payments for the contracts just ending already included income from January 1, 2013 through March 31, 2013.

Notwithstanding the formula noted above, Briar Hydro also agrees that the collective sum of PILOT payments over the five year term shall be no less than \$625,000 less the \$24,000 reduction for the first contract years' minimum payment from \$110,000 to \$86,000. If the collective sum of PILOT payments over the five year term of this agreement is less than \$601,000, BRHA shall make a one-time payment to the City equal to the difference between \$601,000 and the collective sum of prior payments.

The attached PILOT agreement between the City of Concord and Briar Hydro Associates has been reviewed and agreed upon by the parties and requires City Council approval to allow the City Manager to execute on behalf of the council. By statute, the City Council's acceptance of the proposed PILOT agreements must be made following a public hearing.

Discussion

None.

PAYMENT IN LIEU OF TAX AGREEMENT
BETWEEN
THE CITY OF CONCORD
AND BRIAR HYDRO ASSOCIATES

In accordance with RSA 72:74, the City of Concord, New Hampshire (the "City"), and Briar Hydro Associates, a New Hampshire limited partnership with offices at 2 Commercial Street, Boscawen, New Hampshire, ("BRHA"), enter into a Payment in Lieu of Tax ("PILOT") Agreement on this ___ day of September, 2013 ("Agreement"). The City and BRHA, individually, are each referred to as a "Party" and are collectively referred to as the "Parties." This Agreement constitutes the First Collective PILOT Agreement between the parties.

WHEREAS, BRHA owns and operates the Rolfe Canal hydroelectric project, a 4.283 Megawatt hydroelectric generating facility along the Contoocook River ("ROLFE"), 100% of which is within the City; and

WHEREAS, BRHA owns and operates the Penacook Upper Falls hydroelectric project, a 3.02 Megawatt hydroelectric generating facility along the Contoocook River ("PUF"), 66.42% of which is within the City; and

WHEREAS, BRHA owns and operates the Penacook Lower Falls hydroelectric project, a 4.6 Megawatt hydroelectric generating facility along the Contoocook River ("PLF"), 9.1% of which is within the City; and

WHEREAS, the City and BRHA had been party to numerous separate PILOTs for Rolfe, PUF and PLF between 1985 and March 31, 2013; and

WHEREAS, under the terms of this Agreement, the City and BRHA enter into the First Collective PILOT Agreement;

NOW THEREFORE, in accordance with RSA 72:74, the Parties hereby acknowledged, agree as follows:

I. DEFINITIONS

a. "Agreement" shall mean this Agreement also referred to as the First Collective PILOT Agreement.

b. The "Contract Year" shall mean the period beginning on April 1 and ending on March 31.

c. "Gross Revenue" shall mean the total revenue of the Project in the preceding calendar year from the sale, trade or auction of electricity, capacity pricing and Renewable Energy Certificates ("RECs") pursuant to a Power Sales Arrangement, and shall include electricity, capacity pricing and RECs which are sold, traded and/or auctioned during the calendar year even if payment is not received until after March 31.

d. "Payment in Lieu of Tax" ("PILOT") shall mean all payments made by BRHA to the City under this Agreement in lieu of any and all taxes that would otherwise be assessed by the City against BRHA.

e. "PILOT Rate" shall mean the percentage rate, as set forth in Section IV, by which the PILOT is calculated using the formula more specifically described at Section II below.

f. "Power Sales Arrangement" shall mean any agreement or agreements pursuant to which electricity produced by the Project is sold, including the sale, trade or auction of RECs and capacity payments.

g. "Projects" shall mean BRHA's Rolfe Canal hydroelectric project, 100% of which is located in the City, Penacook Upper Falls hydroelectric project, 66.42% of which is located in the City, and Penacook Lower Falls hydroelectric project, 9.1% of which is located in the City. Projects shall also include any and all real and personal property owned by BRHA and used in the production of electric power at the power facilities and said Projects, including the land, all rights, easements and other interests thereto, including transmission lines from such facility, and all dams, buildings, structures and other improvements situated thereon which are necessary or incidental to the production of power at the Projects.

II. PAYMENT FORMULA

The PILOT as set forth in this Agreement shall be calculated by multiplying the PILOT Rate times the Gross Revenue for such year for each project by the rate indicated below:

Project	Rate
ROLFE	100.00 %
PUF	66.42 %
PLF	9.10 %

III. TERM

The term of this Agreement shall be for five years commencing on April 1, 2013 and ending on March 31, 2018. Notwithstanding the end of the term, the final PILOT shall be due and payable on or before June 30, 2018 based on the Gross Revenue from the sale, trade or auction of electricity, capacity pricing and RECs pursuant to all Power Sales Arrangements from January 1, 2017 through December 31, 2017, even if received by BRHA after December 31, 2017.

IV. PILOT RATE

The PILOT Rate for the Contract Year during the term of this Agreement shall be five percent (5.0%).

V. CERTIFICATION AND PAYMENT

Each year on or before March 31st BRHA shall present to the City a statement containing the information hereinafter set forth together with the payment of the amount of the PILOT due based upon the Gross Revenue for the previous calendar year:

1. Gross Revenue of the calendar year from the sale, trade or auction of electricity, capacity pricing and RECs pursuant to all Power Sales Arrangements. For the first contract year from April 1, 2013 through March 31, 2014, Gross Revenue for the Rolfe and PLF projects shall only include Gross Revenues from April 1, 2013 through December 31, 2013 since the previous PILOT agreement included Gross Revenues for the January 1, 2013 through March 31, 2013.
2. The amount of the PILOT due for the Contract Year.
3. Copies of all invoices issued and paid for all sales, trades and auctions shall accompany the statement for each calendar year pursuant to all Power Sales Arrangements.

If any portion of the current calculated or minimum PILOT is not remitted by March 31st, interest shall accrue on the PILOT due at the rate of 12% per annum beginning on April 1st to the date of payment if before the date of lien; if the unpaid PILOT goes to lien, the interest rate will increase to the statutory 18% in addition to any statutory fees incurred under RSA Chapter 80 if the City is required to exercise any rights or remedies to collect the payment, as if it was a tax, provided by law under RSA Chapter 80.

Notwithstanding the above paragraph, it is understood that not all payments generated by the REC and Capacity calculations during the calendar year are received on or before March 31st of the following year. Therefore, no later than June 30th, BRHA shall make a final accounting of all income received for the calendar year electric sales, RECs and capacity payments following the Payment Formula as shown in Section II and pay any additional payments not previously remitted by the March 31st payment date on or before June 30th.

If any portion of the final calculated or minimum PILOT is not remitted by June 30th, interest shall accrue on the PILOT due at the rate of 12% per annum beginning on July 1st to the date of payment if before the date of lien; if the unpaid PILOT goes to lien, the interest rate will increase to the statutory 18% in addition to any statutory fees incurred under RSA Chapter 80 if

the City is required to exercise any rights or remedies to collect the payment, as if it was a tax, provided by law under RSA Chapter 80.

VI. AUDIT

Upon giving reasonable advance notice to BRHA, the City shall be entitled to inspect BRHA's accounts and records relating to the Project during normal business hours to verify the accuracy of the amount of the PILOT for the Contract Year under this Agreement, or to cause such accounts and records to be examined by independent certified accountants mutually agreed upon by the parties. The cost of any such audit when performed by independent certified accountants shall be borne (i) by BRHA if the PILOT calculated by the accountants exceeds that determined by BRHA, or (ii) 100% by the City if such audit shows that the PILOT as determined by BRHA was correct or overstated. The Parties hereby agree that, if such accountants mutually-agreed-upon determine that a different amount of PILOT was due, BRHA shall within sixty (60) days of receipt of the audit report pay the additional amount due or the City shall refund the excess amount collected, as the case may be. Interest shall accrue on any such additional amount due from BRHA as a PILOT at the rate of 4% over prime per annum, beginning on April 1st (the day following the date upon which the PILOT became due and payable) to the date of payment of the additional amount. The prime rate to be used shall be the prime rate on April 1st, the date upon which the PILOT became due and payable. The failure by BRHA to pay the additional amount due within sixty days shall result in an increase of the interest rate to 18%.

VII. MINIMUM ANNUAL PILOT

Notwithstanding its actual Gross Revenue and the formula set forth in Section II, BRHA shall make an annual PILOT to the City in the amount of \$110,000, except for the first contract year from April 1, 2013 through March 31, 2014, when the amount shall be \$86,000, as a

minimum payment due to the City, on or before March 31 in the manner described above in Section V. The Minimum Annual PILOT recognizes that the City must develop an annual budget based on reasonably-certain anticipated revenue and that, but for this Agreement, all real estate owned by BRHA would pay ad valorem taxes on an annual basis regardless of BRHA's actual Gross Revenue. If the formula set forth in Section II arrives at a PILOT greater than the Minimum Annual PILOT, only the amount calculated under Section II is due and payable for the applicable Contract Year. To the extent that cash receipts from the Contract Year are received after December 31st and the additional receipts result in a PILOT payment calculation greater than the \$110,000 minimum payment, BRHA shall make the excess payment to the City within thirty (30) days of collecting such revenue or before June 30; whichever date is sooner. If the formula set forth in Section II arrives at a PILOT less than or equal to the Minimum Annual PILOT, the minimum payment due shown in this paragraph shall be due instead.

VIII. MINIMUM FIVE YEAR PILOT

Notwithstanding the annual PILOT payments made to the City under the terms of this agreement, the collective sum of PILOT payments over the five year term of this agreement shall be no less than \$625,000 less the \$24,000 reduction for the first contract years' minimum payment from \$110,000 to \$86,000. If the collective sum of PILOT payments over the five year term of this agreement is less than \$601,000, BRHA shall make a one-time payment to the City no later than June 30, 2018 equal to the difference between \$601,000 and the collective sum of prior PILOT payments over the five year term of this agreement.

IX. CHANGES IN USE OF BRHA PROPERTY

In the event that any of the Projects currently owned by BRHA are no longer used to generate and sell electricity, this Agreement shall no longer apply to the specific Project as of the date of the change in use.

In the event that any portion of the real estate currently owned by BRHA at the Project sites is used or occupied, leased, transferred, or sold to a third party that is not engaged in generating and selling electricity at the Projects, this Agreement shall no longer apply to that portion of the real estate where a change in use has occurred.

In both cases, said real estate no longer used to generate and sell electricity at the specified Project shall be subject to ad valorem taxation as of the date of the change in use of the Project and taxes shall become due to the City for the remainder of the tax year on a proportional basis, based on the number of months then remaining in the tax year.

X. MISCELLANEOUS

a. This Agreement and the performance thereof shall be governed by, and construed in accordance with, the laws of the State of New Hampshire.

b. All notices, requests, demands, and other communications hereunder shall be in writing and shall be deemed to have been duly given when delivered in hand to such party or mailed by certified mail, postage prepaid, return receipt requested, addressed:

If to BRHA:

Briar Hydro Associates
2 Commercial Street
Boscawen, NH 03303
Attn: Andrew Locke

With a copy to

Essex Hydro Associates, L.L.C.
55 Union Street, 4th Floor
Boston, MA 02108
Attn: Andrew Locke

If to the City:

City of Concord
Thomas J. Aspell, Jr.
41 Green Street
Concord, NH 03301

With a copy to:

Kathryn H. Temchack
Director of Real Estate Assessments
41 Green Street
Concord, NH 03301

- c. The Section headings herein are for reference and convenience only and shall not affect the interpretation hereof.
- d. This Agreement may be executed in any number of counterparts, each of which when so executed shall be an original, but all of the counterparts together shall constitute one and the same instrument.
- e. If any terms of this Agreement or the application thereof to any person or circumstances shall, to any extent, be invalid, or unenforceable, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term and provision of this Agreement shall be valid and enforced to the fullest extent permitted by law.
- f. The City represents and warrants that it has all the requisite statutory power and authority to enter into this Agreement.
- g. The signatories hereto represent and warrant that they have all requisite power and authority to bind the respective Parties to the terms of this Agreement.
- h. This Agreement shall be freely assignable.
- i. This Agreement may be extended at the mutual consent of the parties, as permitted by New Hampshire State Law. However, neither party shall be obligated to renew or extend this Agreement upon its termination.
- j. In any action brought to enforce the terms of this Agreement, the substantially prevailing party shall be entitled to recover all reasonable costs and expenses, including attorneys' fees, from the non-prevailing party.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be executed
as of the day and year first written above.

BRIAR HYDRO ASSOCIATES

By: Essex Hydro Associates, L.L.C.
A General Partner

Andrew Locke
Vice President

CITY OF CONCORD

By: Thomas J. Aspell, Jr.
City Manager as Authorized
By the Concord City Council

Thomas J. Aspell, Jr.
City Manager



7/29/13

CITY OF CONCORD

8-18
9-26 (G)
9-33

In the year of our Lord two thousand and thirteen

RESOLUTION ACCEPTING AND APPROPRIATING TWELVE THOUSAND TWO HUNDRED DOLLARS (\$12,200) FROM THE NEW HAMPSHIRE DIVISION OF HISTORICAL RESOURCES CERTIFIED LOCAL GOVERNMENT (CLG) PROGRAM FOR THE CONDUCT AND PREPARATION OF A STUDY OF THE HISTORIC CARRIAGE HOUSES AND URBAN BARN WITHIN THE CITY OF CONCORD'S WEST END NEIGHBORHOOD.

Page 1 of 2

The City of Concord resolves as follows:

- WHEREAS,** on April 8, 2013, the City Council passed a resolution authorizing the City Manager to apply for funds from the New Hampshire Division of Historical Resources Certified Local Government Program for funds for the preparation of a study of historic carriage houses and urban barns within the West End neighborhood; and
- WHEREAS,** the City has been notified by the NHDHR that its application to receive grant funding for the study of the carriage houses and urban barns has been approved; and
- WHEREAS,** although the City is not required to provide matching funds for this Certified Local Government grant, there is a requirement to provide an accounting for in-kind time and other City expenses incurrent in the administration of the grant; and
- WHEREAS,** CIP #506, Historical Surveys, in the City's Capital Improvement Program, allows the future use of such grants requiring no local match to fund historical and archeological resources surveys, and includes the amount of \$35,000 for a grant in FY 2014; and
- WHEREAS,** this appropriation is for a purpose not included in the FY2014 adopted budget, therefore, Section 37 of the City Charter requires a two-thirds vote of the City Council.

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

RESOLUTION ACCEPTING AND APPROPRIATING TWELVE THOUSAND TWO HUNDRED DOLLARS (\$12,200) FROM THE NEW HAMPSHIRE DIVISION OF HISTORICAL RESOURCES CERTIFIED LOCAL GOVERNMENT (CLG) PROGRAM FOR THE CONDUCT AND PREPARATION OF A STUDY OF THE HISTORIC CARRIAGE HOUSES AND URBAN BARNs WITHIN THE CITY OF CONCORD'S WEST END NEIGHBORHOOD.

Page 2 of 2

NOW, THEREFORE, BE IT RESOLVED by the City Council of Concord that:

1. The sum of\$12,200
be and is hereby appropriated as follows:

Community Development Planning Department
Capital Projects General Fund
Professional Services (CIP# 506)\$12,200

2. Revenue for this project is available as follows:

Community Development Planning Department
Capital Projects General Fund
New Hampshire Division of Historical Resources CLG Grant.....\$12,200

3. The City Manager is authorized to execute agreements with the New Hampshire Division of Historical Resources to execute the program.
4. These funds shall be expended under the direction of the City Manager.
5. This resolution takes effect upon its passage.



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Gloria McPherson, City Planner

DATE: July 24, 2013

SUBJECT: Resolution authorizing the City Council to accept and appropriate funds totaling \$12,200.00 from the New Hampshire Division of Historical Resources Certified Local Government (CLG) Program for the conduct and preparation of a study of the historic carriage houses and urban barns within the West End neighborhood.

Recommendation

Adopt the proposed resolution to accept and appropriate funds totaling \$12,200.00 from the New Hampshire Division of Historical Resources Certified Local Government (CLG) Program for the conduct and preparation of a study of the historic carriage houses and urban barns within the West End neighborhood.

Background

Over the past decade, the City has obtained CLG grants to identify and document a wide range of historical resources within the community including resources in Downtown Concord, and in Penacook, as well as the City's historic agricultural resources and historic schools.

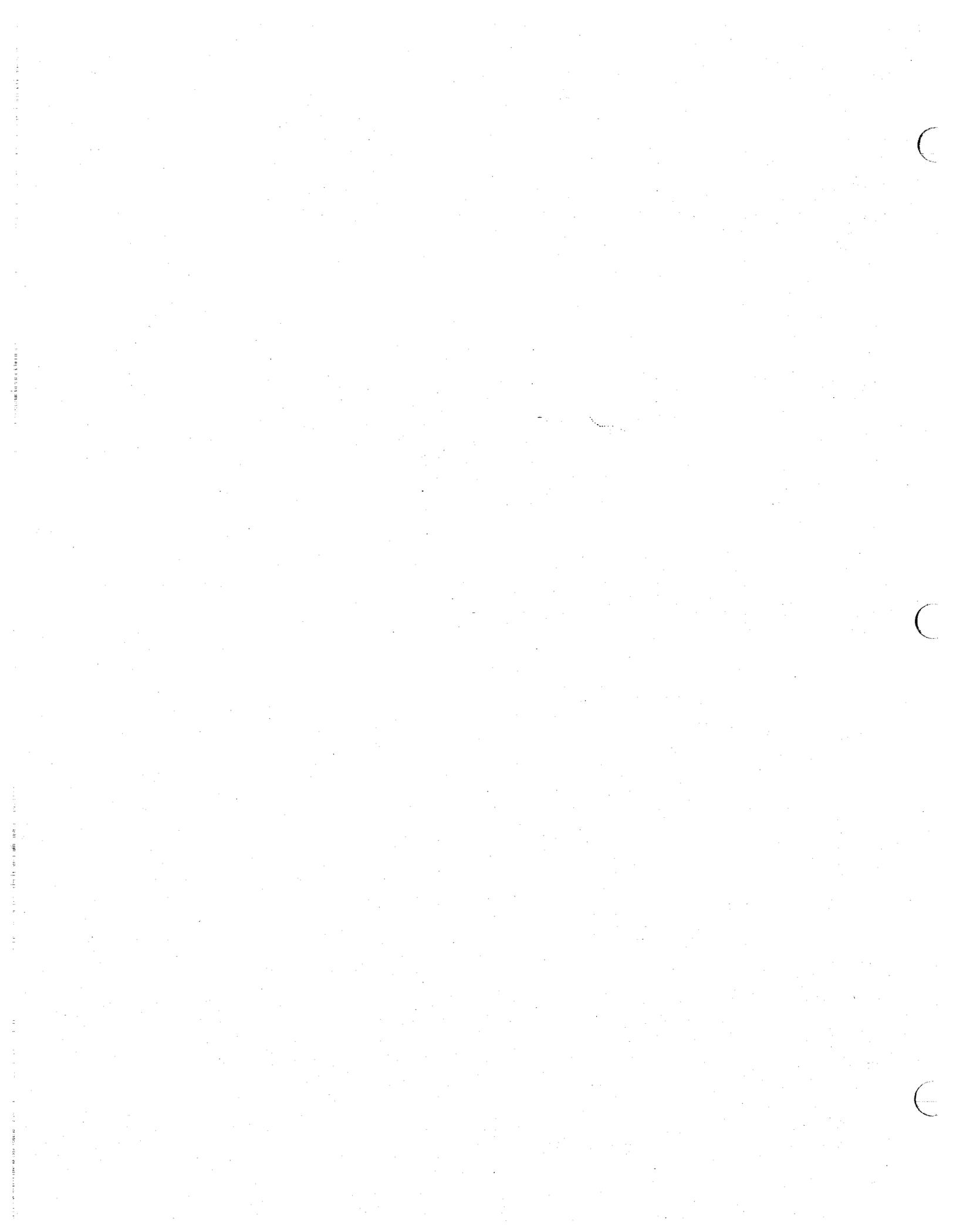
At its April 8, 2013 meeting, the City Council granted approval to apply for the above referenced grant to survey and study the historic carriage houses and urban barns in the West End neighborhood.

The formal award of the CLG grant from the New Hampshire Division of Historical Resources in the amount of \$12,200.00 was received on June 6th.

Discussion

The Planning Division and Heritage Commission are very excited about the grant and are looking forward to working with a consultant. The study area that was selected is a pilot study area that will serve as an excellent model going forward, with the work produced providing a prototype for future surveys of carriage houses and urban barns in other neighborhoods within the City of Concord during additional grant rounds, or perhaps through volunteer surveys.

There is no local cash match required for this grant, although in-kind contributions for administering the grant will be accounted for.



CITY OF CONCORD

8-19
9-26(H)
9-34

In the year of our Lord two thousand and thirteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Section 17-6-7, Truck Routes in the City of Concord.

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES, Title II, Traffic Code; Chapter 17, Vehicles and Traffic, Article 17-6, Miscellaneous Rules, Section 17-6-7, Truck Routes in the City of Concord, Paragraph (b) only, as follows:

17-6-7 Truck Routes in the City of Concord.

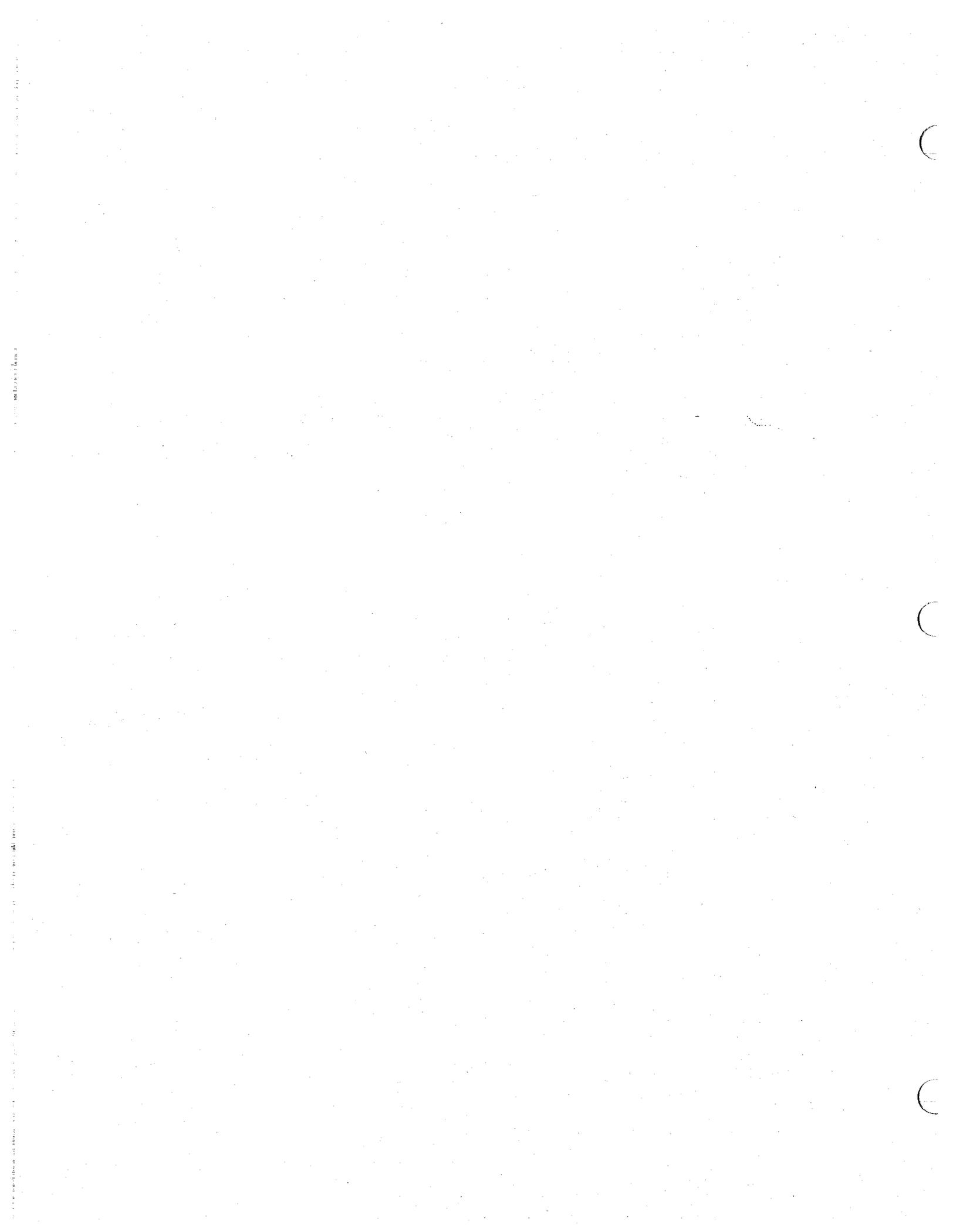
(b) *Application of Regulation.* All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted.

(1) Exceptions. This section shall not prohibit:

- a. *Operation on Street of Destination.* The operation of trucks upon any street where necessary to the conduct of business at a destination point ***within the City is permitted***, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point.
- b. *Emergency Vehicles.* The operation of emergency vehicles upon any street in the City.
- c. *Public Utilities.* The operation of trucks owned or operated by the City, public utilities, any contractor or material man, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the City.
- d. *Detoured Trucks.* The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established.

SECTION II: This ordinance shall take effect upon its passage.

Explanation: Matter added to current ordinance appears in ***bold italics***.
Matter removed from current ordinance appears [~~in brackets and struckthrough.~~]





CITY OF CONCORD

77A

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Danielle L. Pacik, Deputy City Solicitor DP
DATE: August 1, 2013
SUBJECT: Ordinance Relating to Truck Routes in the City of Concord

Recommendation

Accept this report and set the attached ordinance for public hearing.

Background

In 1979, the City first adopted a truck route ordinance which establishes truck routes and other designated roads upon which trucks are permitted to travel. Code of Ordinances, Article 17-6-7. A "truck" is currently defined as a motor vehicle greater than 18,000 pounds gross vehicle weight, designed or constructed for the transportation of freight or merchandise or any other motor vehicle equipped with other than pneumatic tires. Code of Ordinances, Article 17-6-7(a). The purpose of the ordinance is to limit the streets upon which "through trucking" in the City is allowed.

The City is currently involved in litigation which was brought by Copart of Connecticut, Inc. ("Copart"), a corporation which recently purchased a vehicle storage facility located at 111 Deer Meadow Road in Webster, New Hampshire. Copart asserts in the lawsuit that the City is not permitted to restrict trucks travelling to Copart's facility in the Town of Webster from utilizing a route which travels on Bog Road, Horse Hill Road and Blackwater Road ("Bog Road Route"). Those streets are located within the City of Concord, and in accordance with the Code of Ordinances, Article 17-6-7, truck travel by vehicles greater than 18,000 pounds is restricted on those streets.

The City has received complaints from residents about trucks using the Bog Road Route, as the roads are primarily located in residential neighborhoods. The use of the Bog Road Route is also concerning because the streets have not been constructed in a manner to withstand regular truck traffic. For example, Bog Road is located along a swampy bog, and the street was constructed as a corduroy road. A corduroy road is a road with sections built of logs laid side by side transversely, and it is used in low or swampy places to prevent sinking into a bog or swamp. These types of roads are not stable for regular truck traffic. Bog Road would require significant upgrades in order to accommodate regular truck traffic, and without those upgrades, there would

be a premature deterioration of the street. In addition to being restricted for through truck traffic, the streets on the Bog Road Route are also subject to seasonal weight restrictions. The City of Concord's Police Department has taken enforcement action to prevent trucks from illegally using the Bog Road Route.

Copart has argued in its lawsuit that it should be entitled to use the Bog Road Route based on the following exception which is set forth in the Code of Ordinances, which states in relevant part as follows:

- (b) *Application of Regulation.* All trucks within the City shall be operated only over and along the truck routes herein established and on other designated streets over which truck travel is permitted.
 - (1) *Exceptions.* This section shall not prohibit:
 - a. *Operation on Street of Destination.* The operation of trucks upon any street where necessary to the conduct of business at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point.

Despite Copart's arguments, the foregoing exception has never been interpreted or applied by the City's General Services Department, Engineering Services Division and/or the Police Department to allow trucks to use streets posted with "no trucking" signs in order to reach a destination point located on a different street in another municipality. Rather, the ordinance has been consistently interpreted to only allow trucks to operate on streets posted with "no trucking" signs when it is necessary for the truck to access a business or residence located on one of the streets within the City of Concord.

Discussion

The attached amendment clarifies the ordinance, to the extent an ambiguity exists, to make it clear that trucks are only allowed to operate on streets posted with "no trucking" signs when it is necessary for the truck to travel on the street in order to access a business or residence on a street which is located within the City.

8-20
9-26 (I)
9-35

CITY OF CONCORD

In the year of our Lord two thousand and thirteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title II, Traffic Code; Chapter 18, Parking; Article 18-1, Stopping, Standing, and Parking; Section 18-1-8, Parking Time Limited in Designated Places, Schedule III.

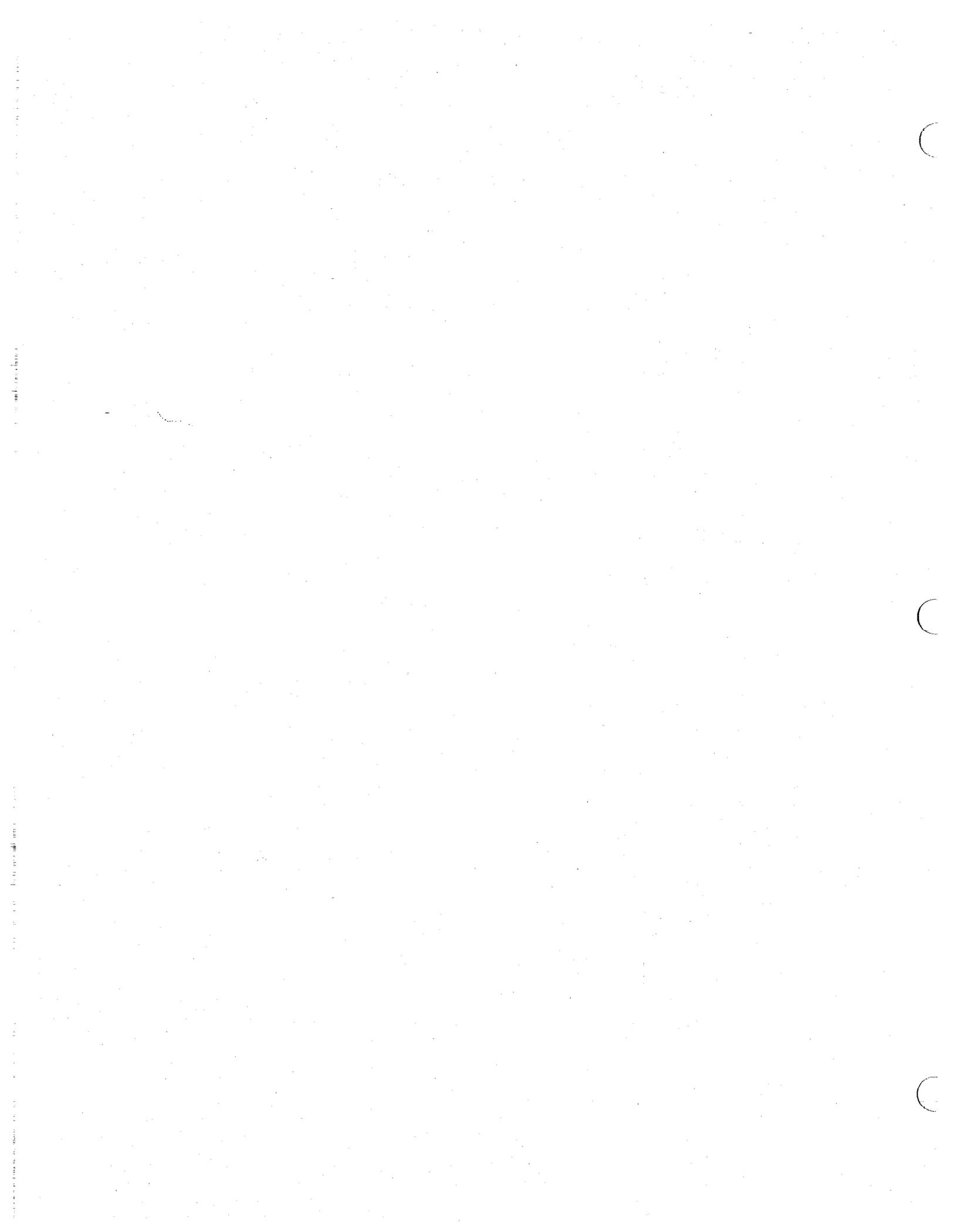
The City of Concord ordains as follows:

SECTION I: Amend the Title II, Traffic Code; Chapter 18, Parking; Article 18-1, Stopping, Standing, and Parking; Section 18-1-8, Parking Time Limited in Designated Places, Schedule III, by deleting the following:

One Hour (Between the Hours of 7:00 a.m. and 6:00 p.m. Monday through Friday)

Street	Side Restricted	From	To
Charles St., Penacook	North	62' West of Village St., Penacook	Tanner St., Penacook

SECTION II: This ordinance shall take effect upon its passage.





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Parking Committee
David Florence, Parking Manager

DATE: July 30, 2013

SUBJECT: Request to eliminate time limits on Charles Street in Penacook

Recommendation

Review and accept this report and set for public hearing

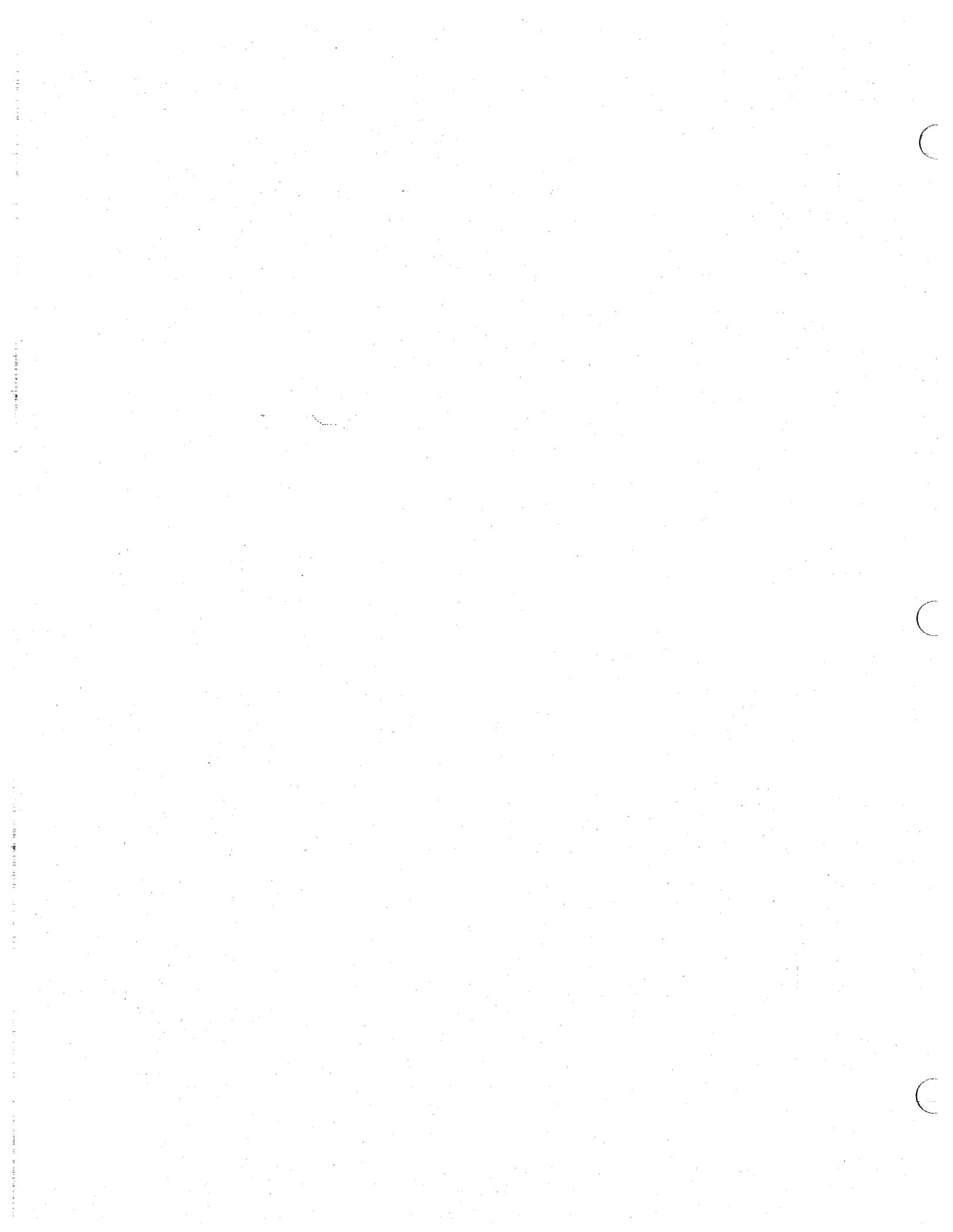
Background

The Parking Committee reviewed a request from Mr. John Rhodebeck, a Penacook resident at 14 Charles Street, requesting elimination of the 1-hour parking time limit on Charles Street or consideration of residential parking permits for Charles Street residents.

Discussion

The Parking Committee at its July 15th, 2013 meeting discussed Mr. Rhodebeck's request to remove the 1 hour time limit from Charles Street (Village Street to Tanner Street both sides) and that in the event future growth presented a parking challenge and it needed to be re-introduced that a residential permit program be instituted. Mr. Rhodebeck indicated that it was rare for any vehicle to be parked on Charles Street in the limits of the 1 hour zone (Village Street to Tanner Street) and if any vehicle parked in this area it generally was a resident.

The Parking Committee voted unanimously to remove the 1 hour ordinance and allow all day parking.



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CITY OF CONCORD

In the year of our Lord two thousand and twelve

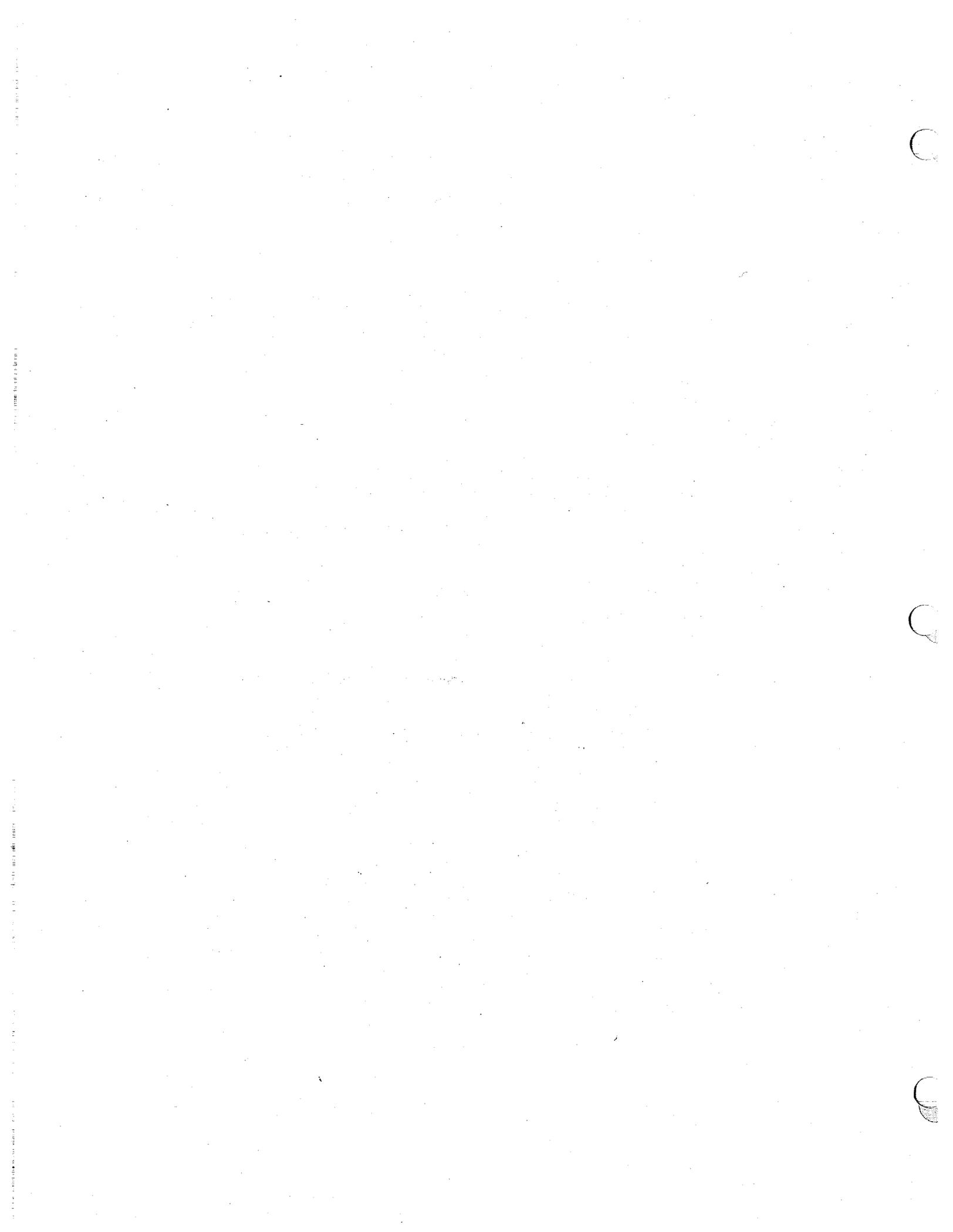
RESOLUTION RESOLUTION APPROVING THE GRANTING OF A CONSERVATION EASEMENT TO THE SOCIETY FOR THE PROTECTION OF NEW HAMPSHIRE FORESTS (SPNHF) ON APPROXIMATELY 114 ACRES OF LAND SOUTHERLY AND EASTERLY OF GULLY HILL ROAD, AS APPROVED BY THE CONSERVATION COMMISSION.

The City of Concord resolves as follows:

- WHEREAS,** on April 12, 2004, the City adopted the provisions of RSA 36-A re-establishing the Concord Conservation Commission with the power to acquire in the name of the City, subject to the approval of the local governing body, by gift, purchase, grant, bequest, devise, lease, or otherwise, the fee in such land or water rights, or any lesser interest, development right, easement, covenant, or other contractual right including conveyances with conditions, limitations or reversions, as may be necessary to acquire, maintain, improve, protect, or limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas within the City; and
- WHEREAS,** between 2007 – 2010 the City acquired approximately 114 acres southerly of Gully Hill Road including parcels 110/6/9, 110/6/10, 110/6/11, 110/6/12, 114/1/8, 114/1/3, 114/1/6 and 110/6/14 for open space purposes, with funds available in the Conservation Trust Fund; and
- WHEREAS,** this land includes agricultural land of statewide and local importance and is also located within the floodplain of the Merrimack River; and
- WHEREAS,** the property is leased to local farmers and is currently in agricultural use, the lease revenues will be used to assist maintenance of the parcel, or otherwise be placed in the Conservation Fund; and
- WHEREAS,** the Master Plan 2030 includes the following goals: "To preserve prime and significant agricultural soils for agricultural uses, and to encourage the retention and diversification of agricultural uses within the City"; and
- WHEREAS,** the Conservation Commission, under the provision of RSA 36-A, conducted a public hearing after which the Conservation Commission members voted unanimously in the affirmative to recommend the conveyance of a conservation easement in the name of the City of Concord to the SPNHF on the above-cited parcels, as a means of ensuring the permanent protection and stewardship of said parcels; and for which the Conservation Commission intends to pay the standard SPNHF one-time stewardship fee for the acceptance and long-term monitoring of the conservation easement in the amount of \$10,000, from the Conservation Trust Fund property management account, as appropriated in the Fiscal Year 2012 budget;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- 1) This resolution shall be effective upon its passage.





CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: CONCORD CONSERVATION COMMISSION

DATE: May 28, 2012

SUBJECT: Resolution approving the granting of a conservation easement to the Society for the Protection of New Hampshire Forests (SPNHF) on approximately 114 acres of land southerly and easterly of Gully Hill Road, as approved by the Conservation Commission.

Recommendation

Authorize the City Manager to grant a conservation easement to the Society for the Protection of New Hampshire Forests (SPNHF) on approximately 114 acres of land southerly and easterly of Gully Hill Road.

Background

In 2004, the Conservation Commission and the SPNHF began a dialogue about protecting the prime farmland south of Gully Hill Road which belonged to the Bartlett Family Trust, the Keith G. Richard Trust, and the Towle Special Trust. The preservation of the Bartlett dairy farm on Josiah Bartlett Road was also part of this discussion. SPNHF took the lead on discussions with the Bartletts about the family farm, while the Commission proceeded to contact the Bartletts, Keith Richard, and the Towles, regarding the possible acquisition of approximately 114 acres of land southerly of Gully Hill Road and northerly of Terrill Park. The land contains important agricultural soils, is located in the floodplain with extensive frontage along the Merrimack River and is within close proximity to downtown Concord. The Commission began negotiations with the property owners in 2007, and purchased the southerly 40 acres from Keith G. Richard Trust. Mr. Richard conditioned the sale of his land on a lease back to allow him to continue farming the property.

In 2007, the Towle Special Trust sold its property, which was an undivided half interest in the 29 acres at the northern edge of this area, to Jeffrey S. Larrabee, who approached the Commission in September 2008 about selling his interest in this parcel. In March of 2009, the City purchased the 29 acres from Mr. Larrabee and the Bartlett family, who each owned a half interest in the parcel. The tillable acreage was then leased back to the Bartlett family.

At that time the City also secured an option to purchase the balance of the Bartlett lands (45+/- acres) in the future. The Bartlett family is in its fourth generation of dairy farming in Concord on Josiah Bartlett

Road, and they also conditioned the future sale of the remaining 45 acres on the lease back of the agricultural land. In 2010, the City purchased the remaining 45 acres from the Bartlett family and entered into a long term lease with the Bartletts to allow them to continue farming the land.

The Conservation Commission held a public hearing on August 11, 2010, and voted unanimously to convey a conservation easement on the all of the city-owned open space land southerly of Gully Hill Road and to pay the stewardship fee of \$10,000 from funds available in the Conservation Trust Fund, to the SPNHF for the granting of the conservation easement. The \$10,000 stewardship fee and any closing costs would be paid for from the funds available on deposit in the Conservation Trust Funds, as appropriated for land protection projects in the fiscal year 2012 budget.

The City Council discussed the conveyance of the conservation easement during the public hearing in 2010 for the acquisition of the Bartlett property. The Council decided to authorize the purchase of the land but asked the Conservation Commission to work with SPNHF to develop a draft conservation easement that the Council would vote on at a later date.

Proposed Conservation Easement

The City now owns all of the agricultural/floodplain land southerly of Gully Hill Road and northerly of Terrill Park. This land was identified in the Master Plan as a priority area for protection due to its prime agricultural soils, substantial wetlands, valuable wildlife habitat, location within the floodplain, and the potential for trails and access to the river for outdoor recreation. Because the property is such an important natural and recreational resource for the City, the Commission agreed that it would benefit from the added level of protection that conservation easement would offer.

The conservation easement would ensure that the prime agricultural soils as well as the natural and recreational resources are protected in perpetuity. SPNHF would assume the responsibility of the land stewardship for the property. If the easement is conveyed, the City would pay a one-time stewardship fee of \$10,000 to SPNHF as a contribution towards the stewardship responsibilities. These responsibilities include annual monitoring to make sure the property is being managed in a way that is consistent with the terms of the easement. Conservation easements have been conveyed to SPNHF on the City-owned agricultural lands off of West Portsmouth Street and Locke Road. A fact sheet published by SPNHF with answers to commonly asked questions and concerns regarding conservation easements has been included in this report for your review.

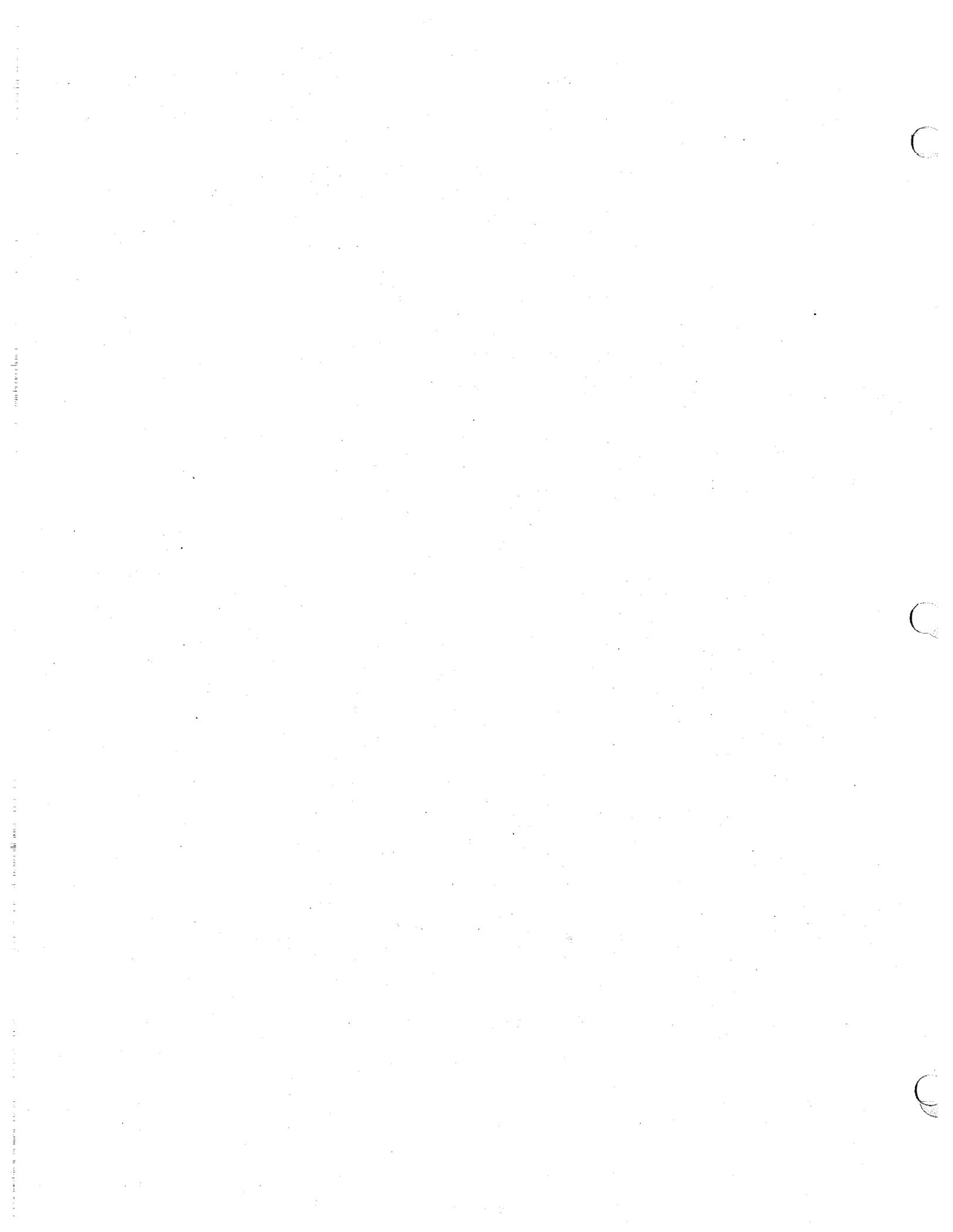
The Commission has worked with SPNHF to develop a proposed conservation easement for the property. The easement includes the standard language that prohibits development and further subdivision of the property and restricts the use of the land for industrial and commercial purposes. The easement would permit agricultural, forestry, and passive non-motorized recreational uses and other uses that would not be detrimental to the conservation purposes of the easement. The easement also includes specific language to addresses the following areas in more detail:

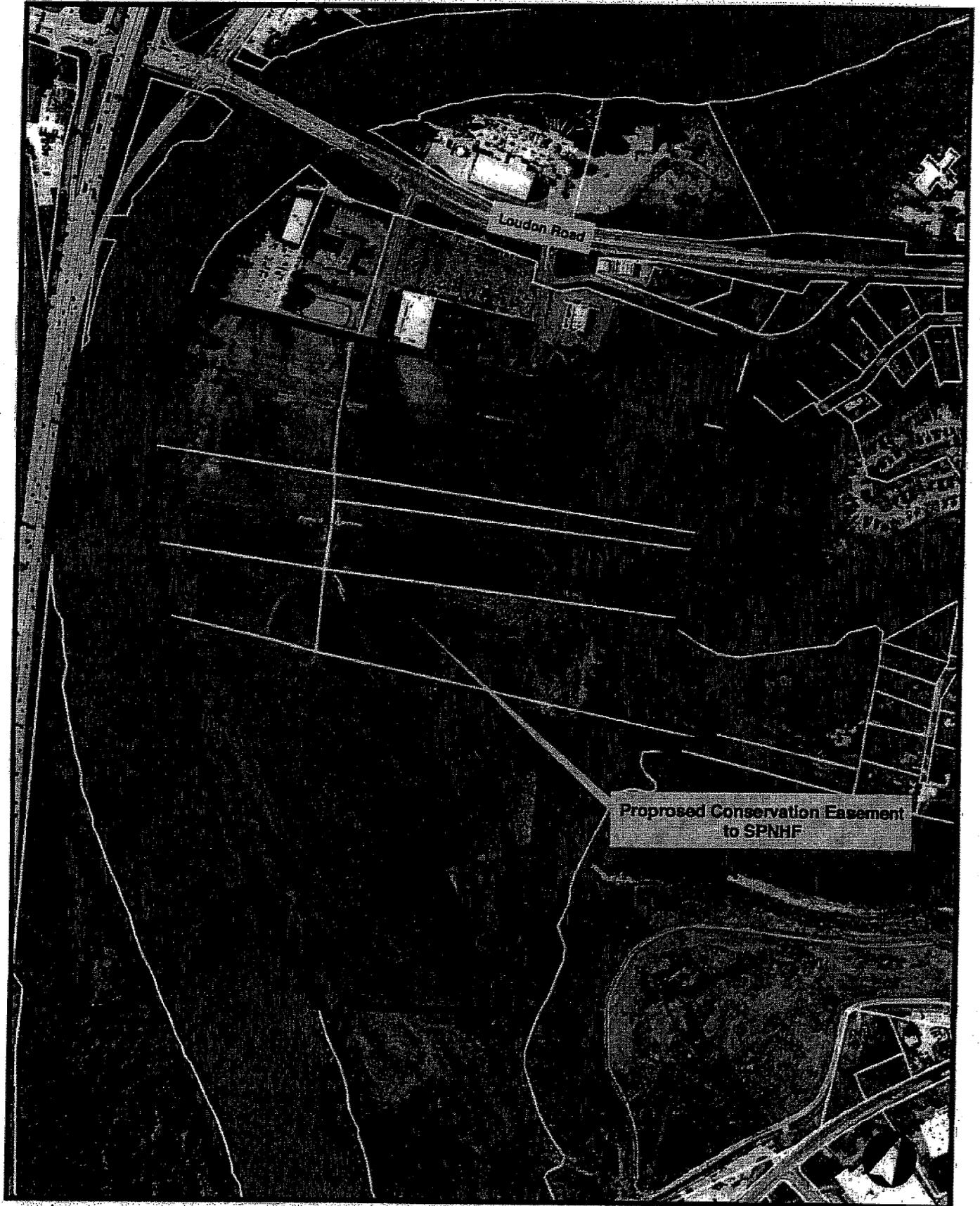
- **Public Events** - The City may hold public events on the property. The event could include the installation of temporary shelters, tents, staging, utilities such as electric power, and provide for the parking of vehicles and the installation of temporary sanitation facilities such as chemical toilets. The easement restricts the length of any one event to 10 days.

- Construction of Shared-Use Path - The City may construct and maintain a paved 12-foot wide shared use path together with a boardwalk and associated drainage improvements within the easement area. The easement would restrict the location of the trail to an area between 250 feet and 50 feet from top of the bank of the Merrimack River at the time of construction.
- Construction of Small Parking Area - The City may construct a small parking area (8,000 sq. ft. or less) to support the recreational users of the property.
- Construction of Recreational Amenities – Trails, kiosks, docks, boardwalks and bridges may all be constructed on the property.
- Buffer to the Merrimack River – The easement provides for a 75-foot protective buffer to the Merrimack River. The natural vegetation existing within 75 feet of the top of the bank along the Merrimack River will need to remain undisturbed. The vegetation within the buffer can be thinned or pruned to open up scenic view of the river or to manage the health of the vegetation. The buffer can also be disturbed to accommodate the construction and maintenance of recreational trails.
- Installation of Temporary Structures - Agricultural or forestry related structures and temporary structures related to special events may be located within an area that is outside of the 250-foot shoreland setback and the 50 foot buffer to jurisdictional wetland areas (See attached map). The City may also permit the installation of temporary agricultural structures such as hoop houses, provided that the total impervious surface does not exceed 100,000 sq. ft. and that the impervious coverings be installed no earlier than October 15 of each year and removed no later than June 1.
- Maintenance of Existing Roads - The City would be able to continue to maintain, repair, improve, and use all roads which exist on the property today. New roads would need to be located outside the 50-foot wetland buffer and the 75-foot vegetative buffer to the Merrimack River at the time of construction.

Summary

The recommendation is to authorize the City Manager to grant conservation easement to the Society for the Protection of New Hampshire Forests (SPNHF) on approximately 114 acres of land southerly and easterly of Gully Hill Road. The Conservation Commission will pay for the \$10,000 stewardship fee and any closing costs from the funds available on deposit in the Conservation Trust Funds, as appropriated for land protection projects in the fiscal year 2012 budget.



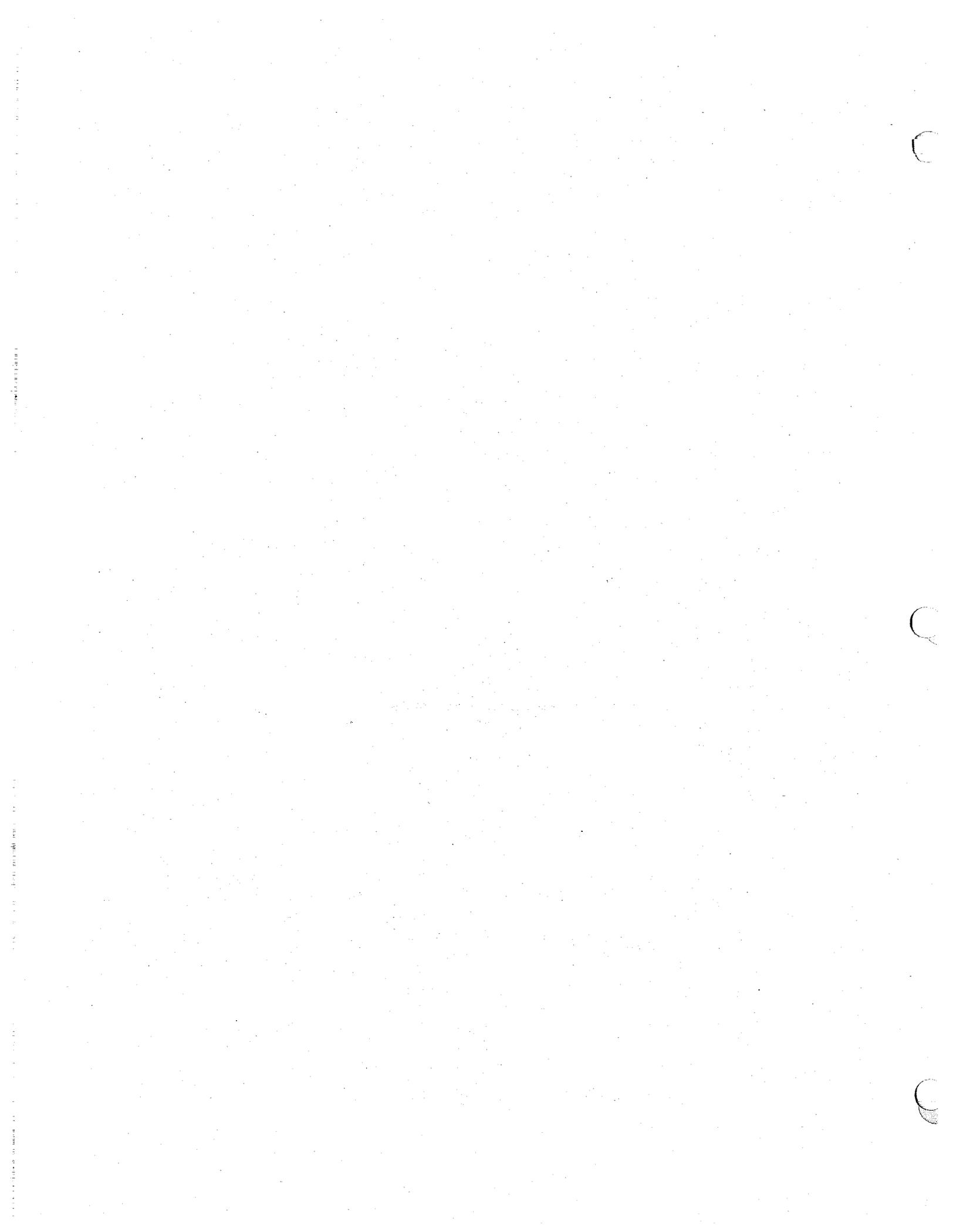


Loudon Road

Proposed Conservation Easement
to SPNHF

Proposed Easement Area, 114 acres southerly of Gully Hill Road

0 162.5 325 650 975 1,300 Feet





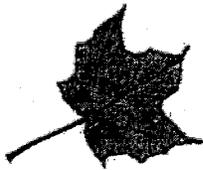
CONSERVATION EASEMENT

QUESTIONS AND ANSWERS

One of the best ways you, as landowner, can protect the important natural features of your land is to place a conservation easement on your property.

A conservation easement provides permanent protection from land use that could damage or destroy its scenic, recreational, ecological, and natural resources.

Each easement is drafted to reflect the natural resources of the land, the personal needs of the landowners, and the objectives of the organization or agency that holds the easement.



What is a conservation easement?

A conservation easement deed is a permanent, legally binding agreement between a landowner and a qualified conservation organization or public agency that restricts use of the land to protect its significant natural features. In New Hampshire this is authorized by RSA 477:45-47.

Who owns the land when a conservation easement is placed on a property?

As a landowner, you continue to own and have the right to manage your land while giving up the right to engage in certain intensive uses of the property. You will continue to be responsible for paying the local property taxes on the parcel.

Who can hold conservation easements?

According to New Hampshire state law, conservation easements can be held by a qualified non-profit conservation organizations or public agencies and municipalities able to ensure that the property is protected in perpetuity. Private groups such as the Forest Society, the NH Audubon Society, The Nature Conservancy, and local land trusts are equipped to receive and enforce conservation easements. Public agencies such as town conservation commissions, county conservation districts, the NH Department of Fish and Game and the NH Division of Forests and Lands also hold conservation easements.

What uses are permitted on conservation easement land?

Typically, conservation easements held by the Forest Society allow the landowner to continue to use the land for agriculture, forestry, non-commercial outdoor recreation, wildlife habitat management and all other uses that are compatible with the conservation goals for the property and not specifically prohibited by the easement terms.

What uses are prohibited on conservation easement land?

Conservation easements generally prohibit subdivision and development, commercial and industrial activities, except agriculture and forestry, mining and excavating, filling or disturbance of wetlands, and disposal of man-made waste or hazardous materials.

Can landowners request specific permitted uses on the property?

When you work out the details of the easement with the easement holder, you should try to anticipate as many future needs and possibilities for the land as possible. Specific exceptions may allow an additional house lot on the property or the right to build and maintain roads and buildings. Sometimes landowners put conservation easements on only a portions of their property reserving full development options for the balance of their land.

Does the easement grant any rights to the easement holder?

The conservation organization that holds the easement has the right to enter the property to monitor its condition and the obligation to enforce the easement, in court if necessary, to ensure that the terms are upheld and the natural resources are protected.

What is an executory interest?

An executory interest is a secondary or backup easement in the land held by another conservation organization. The executory interest holder is responsible for ensuring that the primary easement holder monitors the property and enforces the terms of the easement. If the primary holder fails to enforce the easement for any reason, the backup holder can take enforcement action to restore the property and can even take over the easement from the grantee. As a landowner you may choose which organization is the primary easement holder and the executory interest holder.

The Forest Society pioneered the use of conservation easements in New Hampshire in the early 1970's. Today the Forest Society is responsible for protecting more than one million acres throughout the state.

Our land agents are trained and experienced in crafting easements, in cooperation with landowners and their advisors. Please call us if you have any questions regarding conservation easements.



How are conservation easements monitored and enforced?

The Forest Society knows that the best way to prevent problems over conservation easements is to maintain a positive relationship and good communication with the landowners. The conservation organization that holds the easement has the authority and obligation to ensure that the natural resources are protected in perpetuity. Easement holders are responsible for regularly inspecting the site to make sure the property is maintained in compliance with the easement. If activities on the land violate the agreement, the easement holder may take action to halt the damaging activity.

Does granting a conservation easement give the public access to my property?

No, generally donated conservation easements do not automatically give the public any rights to enter or use protected property. Most easements let the landowner decide to allow public access. However, if an easement is purchased, guaranteed public access for pedestrian recreation may be required.

Do easements restrict my ability to sell, convey by will, or give my land in the future?

No, you may sell or convey the land to a different owner at any time at any price. Conservation easements run with the land forever, so all future owners will be required to follow the easement terms.

Will I be asked to donate Money?

To help cover the costs of insuring your wishes for the future of your land, the Forest Society requests a donation to the Easement Stewardship Endowment. This money provides funds for monitoring the property and for any legal expenses that may be necessary to enforce the terms of the easement.

What costs are involved with easements?

Conservation easements may involve expenses for items such as legal fees, survey and appraisal costs or other professional services. The Forest Society may charge fees for the service of easement drafting and baseline documentation preparation.

Are there financial benefits to donating a conservation easement?

Yes, by donating a conservation easement you may benefit in several possible ways. Consult a qualified professional to find out how these possibilities apply in your personal situation.

Federal income taxes:

If you donate some or all of the value of the conservation easement to a qualified organization, you may be eligible to take a federal income tax deduction for the value of the charitable gift. To be deductible for federal income tax purposes the easement must meet certain standards established by the federal government.

Federal Estate Taxes:

When a conservation easement is placed on a property, it typically lowers the property's value for federal estate tax purposes and may decrease estate tax liability. Therefore, easements may help heirs avoid being forced to sell off land to pay estate taxes and enable land to stay in the family. Under certain situations, conservation easements can be granted after the death of the landowner and still provide estate tax benefits.

Federal Gift Taxes:

The IRS requires recipients to pay taxes on gifts over a certain value. If you want to give your land to your children without requiring them to pay taxes on your gift, you may need to give the land in installments to stay below the taxable value level. Conservation easements may help to reduce the value of your property, making it possible for you to give all of your land to your children more quickly.

Local Property Taxes:

Conservation easements usually reduce property value, which, in turn, may reduce property tax assessment. If your land is already enrolled in the Current Use Assessment Program, you would probably not see any further reduction in property taxes as the result of granting a conservation easement. If your land is not eligible for the Current Use Program because it is less than 10 acres, you may wish to apply for a Conservation Restriction Assessment and may see a reduction in your local property tax.

Resolution No.

CITY OF CONCORD

In year of our Lord two thousand thirteen

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6-53 1-16
7-40
8-65 2-33(I)
9-37 2-42
4-39

RESOLUTION Amendment of the Official Map so as to establish the Mapped Lines of a Future Street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue.

The City of Concord resolves as follows:

- WHEREAS,** pursuant to enabling statutes, the City has established an Official Map as well as adopted an ordinance creating a process for mapping the lines of future streets; and
- WHEREAS,** mapping the lines of future streets reserves a corridor for a street to be constructed at a future time by restricting the issuance of building permits for buildings or structures within the mapped lines of future streets; and
- WHEREAS,** the adopted Master Plan 2030 recommends the creation of a roadway network to serve the southern Opportunity Corridor. The Opportunity Corridor Study and the 2030 Master Plan includes an extension of Storrs Street from the Intersection of Theatre Street and Storrs Street southerly under the Manchester Street Bridge to Gas Street, and then southerly to Langdon Avenue; and
- WHEREAS,** the City of Concord contributed over 1 million dollars in 1997-8 to the I-93 Exit 13 NH Department of Transportation improvement project to widen the Manchester Street Bridge to accommodate this planned roadway; and
- WHEREAS,** the Planning Board held a public hearing on December 19, 2012, after notifying the affected property owners on the planned new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue and accepted testimony, and
- WHEREAS,** the future street is intended to be constructed as an urban street to support the redevelopment of the southern Opportunity Corridor.
- WHEREAS,** the Planning Board voted unanimously to forward a request to the City Council that the Board be authorized pursuant to Section 16-3-6, Mapping of Future Streets, of the Code of Ordinances, to prepare and certify a plan of the mapped lines of a future street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue.

Resolution No.

CITY OF CONCORD

In year of our Lord two thousand thirteen

RESOLUTION Relative to the Establishment of the Mapped Lines of a Future Street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue.

Page 2

NOW, THERFORE, BE IT RESOLVED by the City Council of Concord that:

- 1.) The Planning Board be, and hereby is authorized to prepare and certify a plan of the mapped lines of a future street for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue.
- 2.) This resolution shall take effect upon its passage.



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Stephen Henninger, Assistant City Planner

DATE: December 20, 2012

SUBJECT: Amendment to Mapped Lines of Future Streets – Storrs Street South

Recommendation

The Planning Board, after holding a public hearing on December 19, 2012, voted unanimously to forward the proposed revision of mapped lines of future streets to the City Council. The Board is requesting that the City Council direct the Planning Board to certify the mapped line of a future street pursuant to Article 16-3-6 Mapping of Future Streets, of the Code of Ordinances, and RSA 674:11, Amendments to Official Map, for a new street from the intersection of Storrs and Theatre Streets southerly to Langdon Avenue.

Prior to directing the Planning Board to certify the mapped street, the City Council will need to hold its own public hearing, send notice of the hearing by certified mail "to all owners over whose lands the proposed streets will cross," and publish the hearing notice in the newspaper.

Please see the attached map showing the location of the proposed 50' wide mapped line of future streets extending from the intersection of Theatre Street and Storrs Street, southerly adjacent to the NH main line railroad line, underneath the Water Street Bridge to Gas Street, then southerly from Gas Street to Langdon Avenue.

Background

This new road extending through the old Boston and Maine railroad yards southerly to the South Concord Industrial park has been planned for many decades. The yards and the South Concord Industrial park have languished as an underused and deteriorating brownfields site since prior to the 1960's.

The area has been begun a turnaround and several new developments have been completed including a new maintenance facility and headquarters for Concord Coach (an inter-city

bus company), Evolution Rock (a fitness center and climbing gym), and renovations to the J & S Leasing property.

The construction of Concord Steam Power Plant and cogeneration facility southerly of Langdon Avenue is planned for construction in 2013.

The City facilitated the extension of this new road in 1998-9 by increasing the length of the Water Street Bridge as part of the I-93 Exit 13 reconstruction project to allow for one bay under the bridge for the NH Main Line Railroad and one-bay for the Storrs Street extension at a cost of 1.3 million dollars.

The City has acquired the rights to develop Langdon Avenue as a public street from South Main Street to the NH Main Line Railroad (B & M Rail Line). A small amount of additional right-of-way in front of the Concord Coach facility still needs to be secured. A recent condominium subdivision of the J& S Property has preserved a corridor for the future road north from Langdon Avenue.

Master Plan

The Planning Board in 1993, as part of the Year 2010 Master Plan Update, adopted a Future Transportation Plan showing the southerly extension of Storrs Street from Theatre Street (Chandler Street) to the vicinity of Allison Street and South Main Street.

In the "The South Concord Redevelopment Area Study – A Small Area Master Plan" adopted by the Planning Board in 1997, the current alignment shown on the attached plan was developed.

The Concord Opportunity Corridor Master Plan prepared in April of 2005 reaffirmed the location and alignment of the southerly extension of Storrs Street and the recommendations of the South Concord Redevelopment Area Study.

In the current Master Plan 2030, the Planning Board reaffirmed the location and purpose of the southerly extension of Storrs Street to facilitate the redevelopment within the southern segment of the Opportunity Corridor.

Analysis

The proposed new mapped street has been referred for decades as the southerly extension of Storrs Street. Based on E-911 mapping and addressing conventions, when this street is developed a new street name will need to be selected. In this report we will continue to identify this proposed street as the southerly extension of Storrs Street.

The southern extension of Storrs Street has a well-defined beginning, middle and end. The starting point at the intersection of Storrs Street and Theatre Street is anchored at an existing four way intersection, falls between two large industrial scale buildings, and is the

ideal location from a grade standpoint to connect back to Storrs Street. The Merrimack River bluffs along South Main Street are on average about 26' above the grade of the plain below the bluff. Langdon Avenue is located at a low point in the bluffs and has 5-6% slopes on both approaches on South Main Street and on Langdon Avenue. Other connecting points between the two locations would require significant grade changes and impacts to existing buildings. Full access at Gas Street will be a design consideration given the available right-of-way for Gas Street, grade of Gas Street at South Main Street, and site distance at the South Main Street/Gas Street intersection. The underpass designed specifically for the future road under the Water Street Bridge is the only feasible location for the street between South Main Street and the NH Main Line Railroad. This section of the NH Main Line Railroad has been designated as one of five high speed rail corridors in the country with service proposed from Boston to Montreal. New at-grade rail crossings of this line are unlikely to be approved.

The corridor could be completed in two independent phases, one section from Theatre Street to Gas Street, and the second section from Gas Street to Langdon Avenue. Improvements to Langdon Avenue and the intersection of Langdon Avenue and South Main Street will be needed to support redevelopment in the southern section.

The following properties would be affected by the proposed mapped line of future streets.

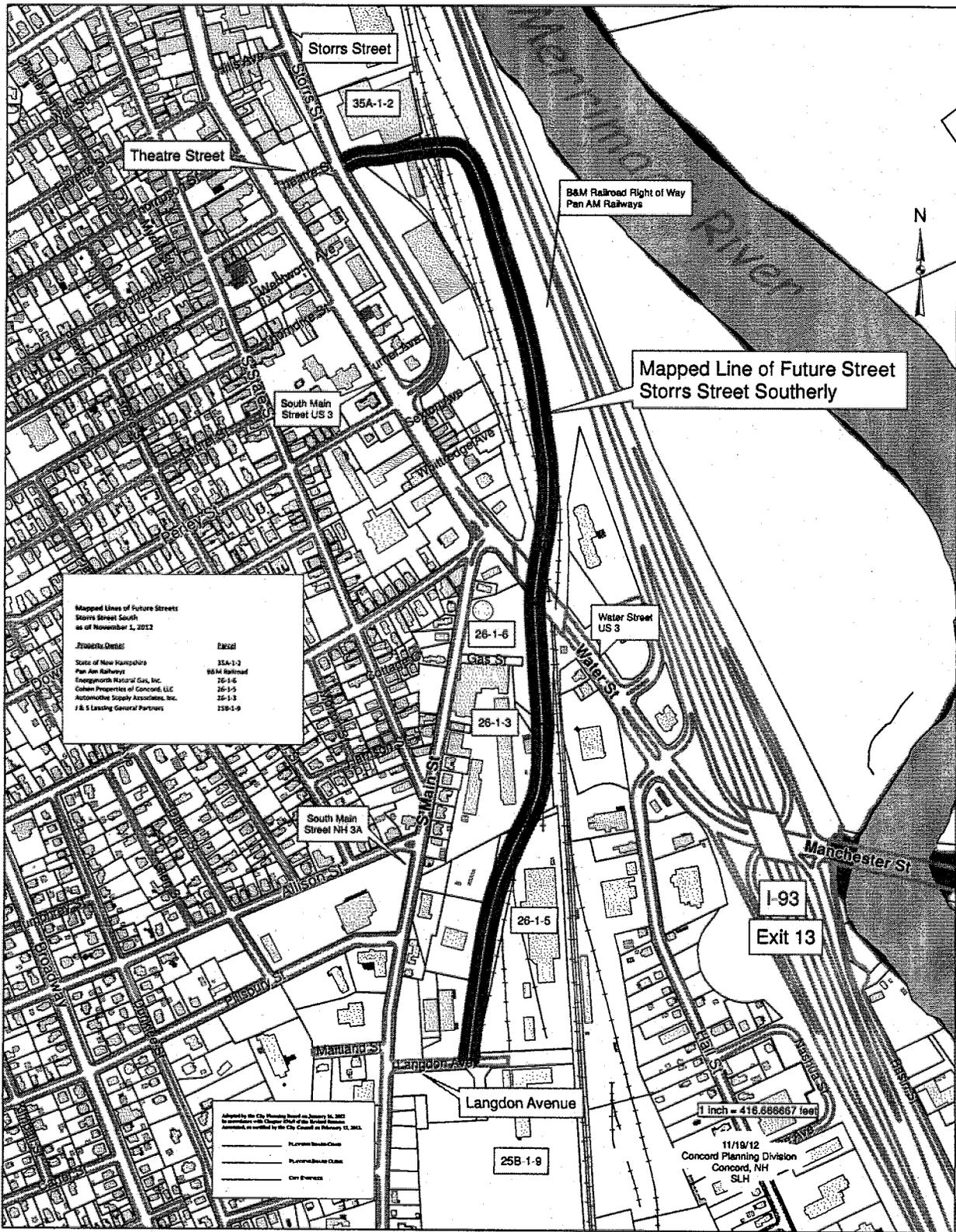
<u>Property Owner</u>	<u>Map/Lot Number</u>	<u>Address</u>
State of New Hampshire	35A-1-2	50 Storrs Street
Pan Am Railroad	B & M Railroad	Storrs Street
Energynorth North Natural Gas, Inc.	26-1-6	Gas Street
Cohen Properties of Concord, LLC	26-1-5	Gas Street
Automotive Supply Associates, Inc.	26-1-3	219-231- S. Main St
J & S Leasing General Partners	25B-1-19	287 South Main St.

There are no environmentally sensitive areas along the corridor.

For the extension of Storrs Street to be completed south of Gas Street a complete take would be required for parcel 26-1-5 owned by Cohen Properties of Concord, LLC. This 0.65 acre parcel has a total assessed value of \$87,600. No other building or structure is impacted.

The corridor is located in a Brownfield area; however recent development in this area has proceeded without major expenditures for the cleanup of either soil or ground water contamination. The Energynorth parcel (26-1-6) at Gas Street was the site of a coal-gasification plant and the source of coal tar contamination in the area. Liberty Gas, the successor to Energynorth, would be are responsible for any Brownfield remediation associated with this contamination which may be required due to construction of the new street.

Storrs Street Southern Extension Mapped Line of Future Street



**Mapped Lines of Future Streets
Storrs Street South
as of November 1, 2012**

Property Owner	Parcel
State of New Hampshire	35A-1-2
Pen Am Railways	66-6-1
Evergreen Natural Gas, Inc.	26-1-6
Cohen Properties of Concord, LLC	26-1-5
Automotive Supply Associates, Inc.	26-1-3
J & S Lending General Partners	15B-1-9

Adopted by the City Planning Board on January 16, 2012
in accordance with Chapter 281 of the Revised Statutes
of New Hampshire, as certified by the City Council on February 12, 2012.

_____ Platted Boundary Line
 _____ Platted Boundary Line
 _____ City Streets

11/18/12
Concord Planning Division
Concord, NH
SLH

9Inf1
TBA

MINUTES

Fiscal Policy Advisory Committee
February 28, 2013 4:30-6:00 PM
Second Floor Conference Room

In Attendance: Acting Chairman – Dan St. Hilaire; City Councilors – Mark Coen, Fred Keach, Jan McClure, and Keith Nyhan; City Staff – Tom Aspell, City Manager; Brian LeBrun, Deputy City Manager-Finance; Katie Graff, Assistant Finance Director; Bob McManus, OMB Director; Jamie Babbidge, Budget Analyst

Excused: Chairman Bennett and Councilor Candace White Bouchard

- 1) **Approval of January 17, 2013 Meeting Minutes:** Acting Chair St. Hilaire called the meeting to order at 4:30 PM and requested a motion to approve the minutes of the January 17, 2013 meeting. **Councilor Nyhan moved to accept the minutes, seconded by Councilor Keach. The minutes were unanimously approved as presented.**

- 2) **Fiscal Goals and Fund Balance Policy** – This item was referred back from the February City Council. Councilor McClure recommended several changes to the proposed Fiscal Policy Goals and the committee agreed to the following changes:
 - a) Goal G1: Add back to proposed revised goal “Historically, the biggest factors forcing budget growth are increases in employee compensation and increased benefits costs. The City should have a compensation and benefit program that: (a) reflects the value of work performed by our employees; (b) includes incentives for superior job performance; (c) compares favorably with the compensation and benefits paid for similar work in the private and public sectors; and (d) considers the ability of the community to pay. Both our employees and the public must understand the mutual respect that such a policy warrants”.

 - b) Goal G4: Add “and reduce obligations as necessary” after structure.

 - c) Goal H5: Add “promote resource conservation and efficiency (water, electricity, fuel, etc.)” after conservation.

 - d) Goal J1 and J2: eliminate the word “promote” and add the word “focus” instead.

 - e) Goal J3: eliminate the word “its” at the end of the first sentence.

 - f) Overall goal J: Add the word “Expenditures” to the heading.

With these changes, the committee recommended the revised goals back to City Council for approval at its March meeting.

- 3) **General Fund Proforma Model** – Deputy City Manager LeBrun presented the FY14 General Fund Proforma Model. He recognized Budget Director Bob McManus and his work in preparing this document. DCM LeBrun described the expense and revenue sections as

well as the assumptions used in calculating the FY14 and out year projections. This model has a two year look-back, FY 2011 and 2012 actual expenses as well as the adopted budget for FY 2013 and projections for FY2014 -2018. The specific items that were discussed in more detail are:

- a) New Hampshire State Retirement rate increase represents a 21-27% cost increase (depending on the employee Group), or about \$1 million dollars to the City's budget. These rates are anticipated to remain high for the foreseeable future as the retirement system deals with its unfunded liability.
- b) Health insurance and other insurance benefits (beneflex) which is the second highest expense category in the budget is projected to increase in future years at an annual average rate of approximately 10%. Current year projection for expense change is 5% due to the uncertainty of open enrollment changes in the spring. This, along with all other expense and revenue projections, will be revised as the actual budget is prepared before presentation to the City Council.
- c) Transfers out to the Solid Waste Fund continue to climb in the out years in order to support that fund. The Solid Waste Advisory Committee and City Council will need to consider revisions to the current Pay-As-You-Throw bag prices in order to mitigate the general fund transfer.
- d) Debt service also continues to climb in future years as the City approves more and more capital bonded projects. Currently, each \$1 million of bonded projects increases debt service costs by approximately \$80,000 in the first year.
- e) Revenues overall remain stagnant.
- f) Motor Vehicle Registrations increase slightly but no major gains.
- g) State revenues remain flat.
- h) Transfers from trust reserves will be reduced in FY 2014 and more in future years.
- i) In addition to increasing expenses and flat revenues, new real growth in assessed valuation is projected to remain at or around .25% for the foreseeable future.

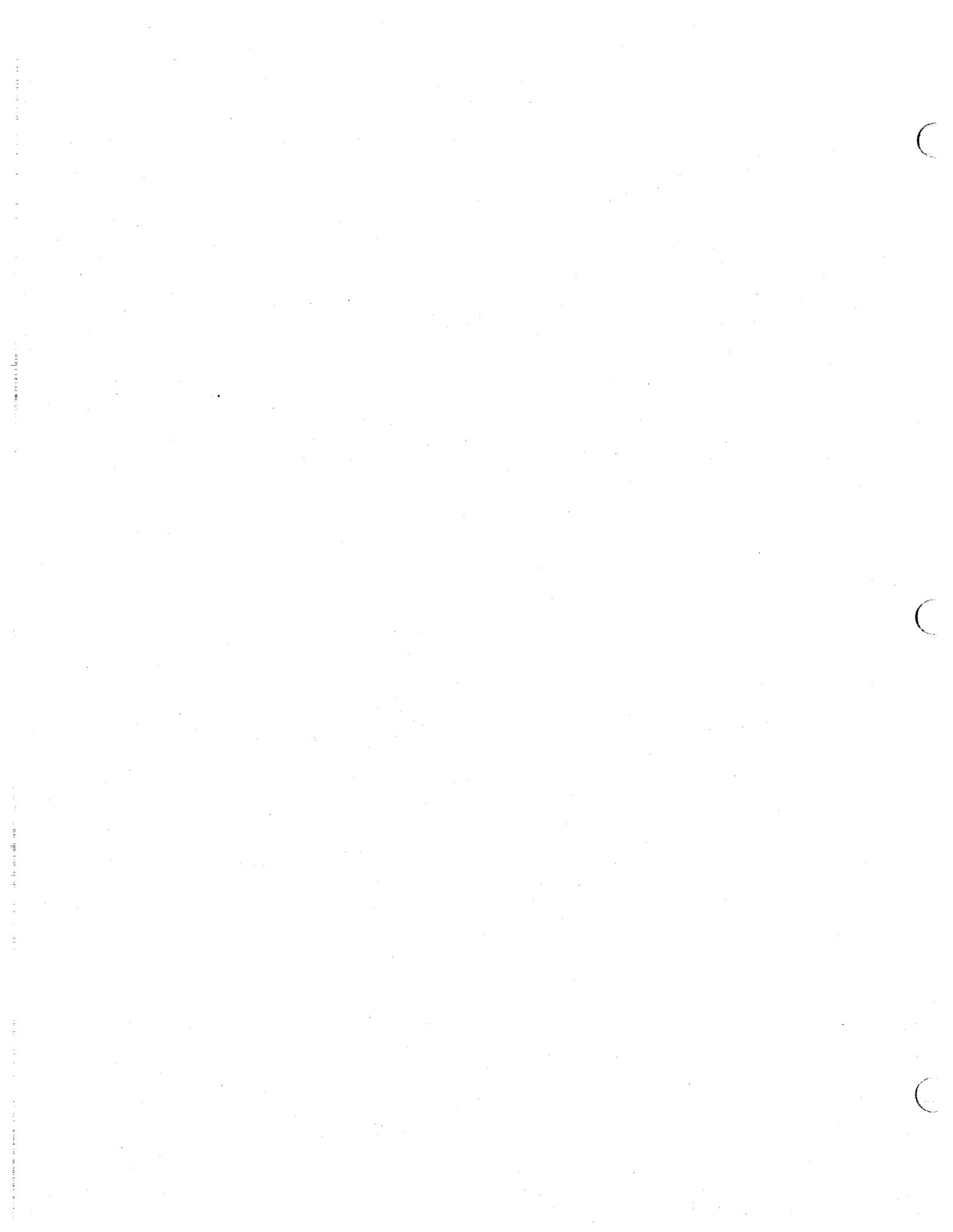
The committee discussed both the revenue and expenditure items, and the projected slow real growth in assessed values. They also discussed the difficulty in dealing with a \$3 million budget gap and the difficult decision that will need to be made.

- 4) **Financial Strategic Plan**– Deputy City Manager LeBrun presented the details of the Financial Strategic Plan that addresses the categories and items identified in the October draft outline. There was some discussion about increasing the historical review time frame in the Analytic Section of the document and the level of detail that should be included in the Plan Development section. The committee agreed to keep this item in committee at this time and review again at a future meeting.

- 5) **Adjournment - A motion was made by Councilor Nyhan to adjourn, seconded by Councilor McClure, and a unanimous vote brought the meeting to an end at 6:55 PM.**

Respectfully submitted,

Brian LeBrun
Deputy City Manager – Finance



9INT.

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City of Concord
Transportation Policy Advisory Committee

Meeting Minutes

Thursday, April 25, 2013 - 6:00pm to 8:30pm
City Council Chambers

1. **Call to Order/Introductions**

Dick Lemieux called the meeting to order. Those in attendance included:

Committee Members Present:

- Jennifer Kretovic (City Council)
- Keith Nyhan, City Council
- Dick Lemieux (Downtown - Chair)
- Brent Todd (Penacook)
- Ursula Maldonado (At-Large)
- Craig Tufts, (Bike Community)
- Alex Vogt (Pedestrian Community)
- Jim Sudak (Concord Area Transit) (Public Transit)
- Ed Roberge, City Engineer - Staff Representative

Committee Members Not Present:

- Rob Werner, City Council
- Tom Irwin (North/West Concord)

Staff, Visitors and Guests Present:

- Rob Mack, Traffic Engineer - Staff Representative
- Mark Scyocurka, South End Resident
- Shane Stewart, South End Resident
- Kim Stewart, South End Resident

2. **Approval of March 28, 2013 meeting minutes**

Brent Todd made a motion to accept the meeting minutes of the March 28th meeting. Ursula Maldonado seconded the motion. After a brief discussion, the meeting minutes were unanimously approved.

3. **Presentations**

Given the planned public meeting, there were no presentations at this meeting.

4. **Public Comment**

- a. **Neighborhood Meeting to consider removal and installation of STOP signs at Heather Lane intersections, including: installation of a STOP sign on the New Meadow Road eastbound approach to Heather Lane; installation of a STOP sign on the Gabby Lane eastbound approach to Heather Lane; and removal of the STOP signs on the Heather Lane approaches to Gabby Lane. (see item 6.b. below)**

With members from the public in attendance, Dick Lemieux requested that

everyone introduce themselves. In addition to the committee members, Shane Stewart, Kim Stewart, and Mark Scyocurka, all residents of the south end neighborhood, were in attendance.

Rob Mack gave a brief introduction of the City Council referral and reported on recent communications with residents. The request by most residents was to remove stop signs within the neighborhood, specifically at Gabby Lane and Heather Lane. Rob Mack reported that Engineering completed a study and reviewed the City's stop sign policy and applicable state law and indicated that the intersection functions well and that stop signs at this location are optional according to the Manual of Traffic Control Devices (MUTCD). Rob Mack noted that the matter has been reviewed by the Traffic Operations Committee (TOC) which concurred that the two stop signs on the Heather Lane approach to Gabby Lane were optional and could be removed from the site. A similar review found that the potential installation of new stop signs on either the Gabby Lane approach to Heather Lane or the New Meadow Road approach to Heather Lane were not necessary and could be considered optional. Rob Mack also noted that TPAC reviewed this matter prior to setting this public meeting and also concurred with the Engineering findings.

Mr. Stewart asked how and why this matter was brought forward. Councilor Nyhan reported that he had received a call from a constituent requesting that additional stop signs be placed in the neighborhood, particularly at the New Meadow/Heather Lane intersection, which then prompted a request to remove other existing stop signs. Mr. and Ms. Stewart both indicated a desire to remove the two existing stop signs at the Meadow/Gabby intersection and to not install any new stop signs in the neighborhood.

Mr. Scyocurka read a letter he had prepared voicing opinion that the new stop signs requested, particularly at the New Meadow/Heather intersection, are unwarranted. He went further to say that the others in the neighborhood should be removed.

Following a brief discussion indicating their opinions to remove stop signs instead of adding, Rob Mack reported that he had received additional resident communication from Chris Mamos who indicated a strong desire to install a new stop sign on the New Meadow Road approach to Heather Lane. A communication was also received from resident Raymond Smith who was comfortable with either removing or adding stop signs.

In that, noting consistency with the stop sign policy, Rob Mack recommended that TPAC forward a request to City Council indicating support for the removal of stop signs at the intersection of Gabby Lane and Heather Lane, no installation of a new sign at Heather Lane and New Meadow Road, and leave the stop sign at Gabby Lane and South Street in place. Following a brief discussion, a motion was made by Alex Vogt in support of the recommendation. The motion was seconded by Brent Todd. Following a brief discussion, the motion carried unanimously.

The residents in attendance expressed their appreciation of the process and the opportunity to be heard. Ed Roberge reported that an Ordinance with the stop sign changes would be presented to City Council for their consideration.

5. Consent Reports

a. Approval of Subcommittee Minutes (Pedestrian, Bicycle, Public Transit, and Traffic Operations)

The meeting minutes of the Pedestrian (March 1, 2013), Bicycle (March 4, 2013), and Traffic Operations (March 19, 2013) were unanimously approved through consent of the committee.

6. TPAC Referrals from City Council, Staff and Chair

a. Referral from City Council to consider establishing a No Parking, Standing, Stopping zone along Conant Drive between South Street and Rundlett Street to mitigate adverse effects of parking for traffic related to school drop-offs/pick-ups at the Abbott-Downing Elementary School. (Council: 10/9/2012, 12/20/2012, 1/24/2013, 2/28/2013, 3/28/2013, 4/25/2013).

Rob Mack reported that the Parking Committee endorsed an alternative to expand the parking restrictions within the neighborhood school area along South Street, Conant Street, and Bow Street. This was the result of a neighborhood meeting where residents spoke of concerns. The recommendation by the Parking Committee will be presented to City Council in May.

Following brief discussion, TPAC supports the parking restrictions and will provide a letter of support to the Parking Committee.

b. Referral from City Council to consider removal and installation of STOP signs at Heather Lane intersections, including: installation of a STOP sign on the New Meadow Road eastbound approach to Heather Lane; installation of a STOP sign on the Gabby Lane eastbound approach to Heather Lane; and removal of the STOP sign on the Heather Lane northbound approach to Gabby Lane. (Council: 10/9/2012, 12/20/2012, 1/24/2013, 2/28/2013, 3/28/2013, 4/25/2013). See public comment section above.

7. Status report on subcommittees

a. Pedestrian Committee, Alex Vogt

Alex Vogt reported that the Pedestrian Committee met on April 18th and discussed several items including the upcoming pedestrian counting program and the Main Street design.

Pedestrian and bicycle counting is planned for May 7th at various locations throughout the City. Volunteers from AARP as well as staff and committee members will be gathering the data. The count data will be prepared in a format for use in the National Bicycle and Pedestrian Documentation Project.

Alex Vogt also indicated that there would be no meeting in May. The next subcommittee meeting is planned for June 20th.

b. Bike Committee, Craig Tufts

Craig Tufts reported that the Bike Committee met in April and continues to look for new volunteers to participate in the subcommittee. The committee reviewed the 2013 State paving schedule and noted that only a short section of Mountain Road paving is planned within Concord.

The committee also discussed Main Street bike parking as well as the upcoming bicycle counting program coordinated with the Pedestrian Committee. Councilor Nyhan noted that he had heard recent discussion regarding the potential for a mountain biking trail system at White Park and asked if the committee was aware of those discussions. This matter will be reviewed further.

c. Public Transit Committee, Jennifer Kretovic

Councilor Kretovic reported that the Public Transit Committee has not yet met in April but noted that the next meeting was scheduled for April 30th. Councilor Kretovic reported that there had been several reported bus accidents in April as well as the report of some bad activities on buses. Concord Area Transit (CAT) is aware of the issues and will discuss them in detail at the upcoming meeting.

d. Traffic Operations Committee, Rob Mack

Rob Mack reported that the Traffic Operations Committee met on April 16th and reviewed recent accident reports as well as continued discussions on the Abbot-Downing and Millbrook School parking issues.

With respect to the school parking issues, TOC supported previous TPAC recommendations to restrict parking further in the neighborhood as supported by recent public meetings. Formal Ordinance changes will be presented to City Council for action in May/June.

The TOC also discussed signage at the Centre/Liberty/Auburn Street roundabout. Rob Mack noted that while a number of the "required" signs remain, staff has been removing several "optional" signs over the past few weeks. There is now a noticeable difference in the appearance of signs at the roundabout.

8. Staff Updates

a. Downtown Complete Streets Improvement Project - TIGER 2012 (CIP460)

Ed Roberge provided an update of the Main Street project. A final design report has been prepared and will be presented to City Council at their May 13th meeting. Staff anticipates that Council may request an additional public review and comment period to be sure all comments can be heard and addressed prior to final approval.

Dick Lemieux asked if TPAC should provide a final recommendation. Ed Roberge suggested that TPAC should provide public comments when asked by Council. Following a discussion, TPAC agreed to have staff include comments by TPAC in the final report and that Dick Lemieux would be the spokesperson for TPAC before City Council.

9. Old Business

a. Review of Comprehensive Transportation Policy

Given the lack of time, this item will be discussed at the next meeting.

b. Review of Accomplishments

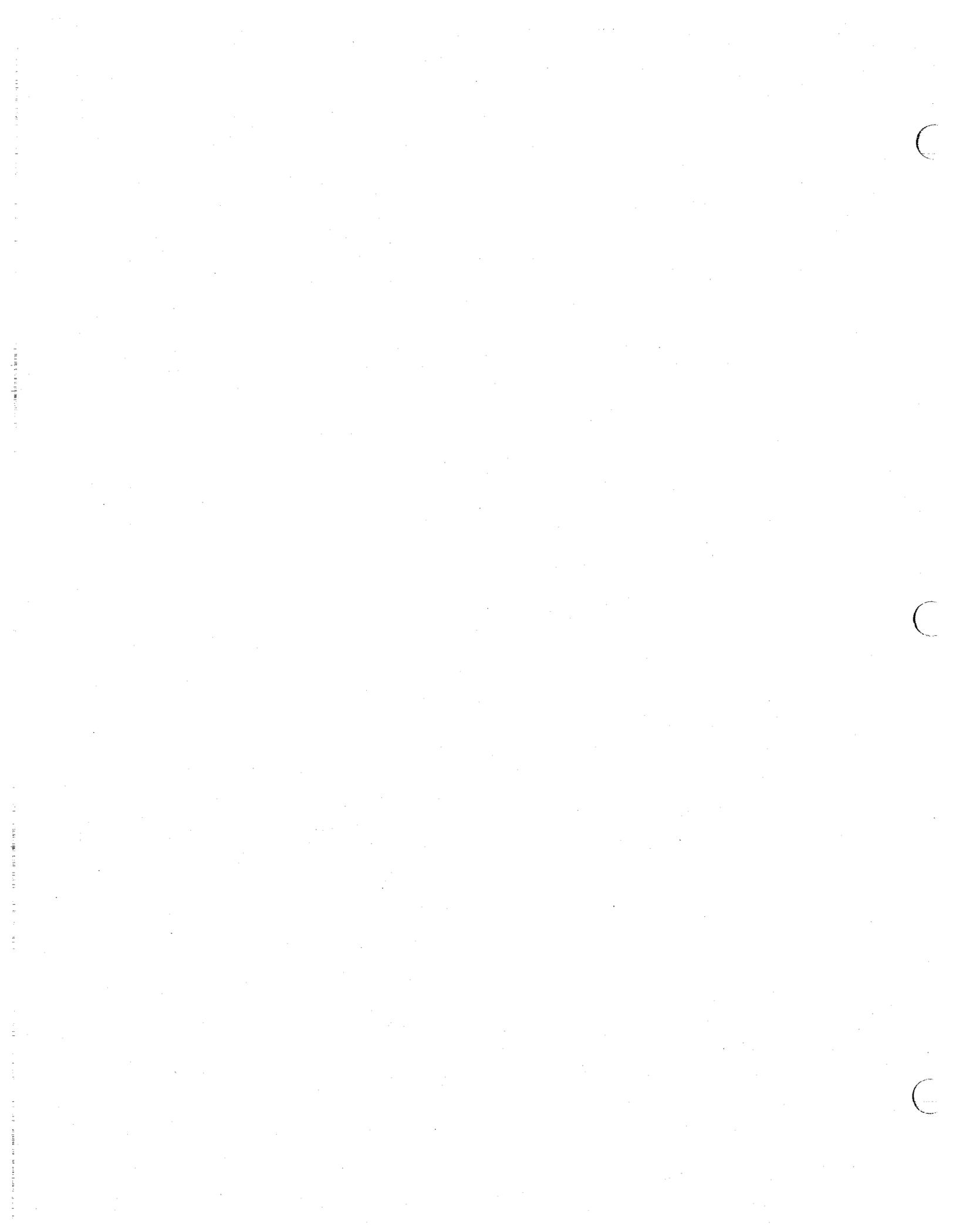
Given the lack of time, this item will be discussed at the next meeting.

10. New business

There was no new business presented at this meeting.

11. Adjourn

There being no other items to discuss, Ursula Maldonado made a motion to adjourn. The motion was seconded by Councilor Nyhan. The motion carried and the meeting adjourned.



City of Concord
Transportation Policy Advisory Committee

Meeting Minutes

Thursday, July 25, 2013 - 6:00pm to 8:30pm
City Council Chambers

1. Call to Order/Introductions

Dick Lemieux called the meeting to order. Those in attendance included:

Committee Members Present:

Dick Lemieux (Downtown - Chair)
Ursula Maldonado (At-Large)
Craig Tufts, (Bike Community)
Jim Sudak (Concord Area Transit) (Public Transit)
Jennifer Kretovic (City Council)
Tom Irwin (North/West Concord)
Rob Mack, Traffic Engineer - Staff Representative

Committee Members Not Present:

Keith Nyhan, City Council
Rob Werner, City Council
Brent Todd (Penacook)
Alex Vogt (Pedestrian Community)

Staff, Visitors and Guests Present:

None

2. Approval of April 25, 2013 and June 27, 2013 meeting minutes

The April 25, 2013 minutes were not yet available. A motion to approve the July 27, 2013 minutes as submitted was made by Ursula Maldonado, seconded by Jennifer Kretovic, and unanimously approved.

3. Presentations

There were no presentations at this meeting.

4. Public Comment

There were no members of the public in attendance.

5. Review of TPAC Accomplishments

An updated draft document was distributed that included updated accomplishments through July 2013 provided by the subcommittee chairs. An alternative format for the document was also suggested by the Chair which would provide information in three levels. The first level would be a page reproducing the text of the City's Comprehensive Transportation Policy. Key words in that document would be highlighted such as 'bicycle', 'pedestrian', or 'neighborhood traffic' and a link to each of the respective-category accomplishments would be provided, taking the reader to a second-level bullet list of

general accomplishments. If possible, the bullet list would be set up so that if the cursor was placed over a specific bullet line, a 'drop down box' would appear with a more detailed description of that particular general accomplishment. This would be the third level of information and would providing specific details for readers interested in more detail on that topic. For example, a second-level bullet noting a TPAC-Bike accomplishment such as 'restriping lane lines to include space for bike lanes' might have a drop-down third level of information listing a dozen or so specific streets in the city where this has been done. The addition of select photographs should also be considered.

Attendees concurred with the above three-level format. Dick Lemieux offered to take the first cut at reorganizing the updated list of accomplishments into such a format. Rob Mack will verify if the drop-down menus are doable on the city's web page design. An updated draft document, at least to the second-level bullet lists, will then be submitted to subcommittee chairs who would be asked to provide the third-level 'details' for applicable bullets. Review of the advanced draft will continue at the next meeting.

A bullet list of 'complete streets' accomplishments will also be added to the next draft to accommodate the TPAC efforts on the Main Street Complete Streets Project.

6. Consent Reports

a. Approval of Subcommittee Minutes (Pedestrian, Bicycle, Public Transit, and Traffic Operations)

Submitted were the following subcommittee minutes: Pedestrian - April 18th; Bicycle - April 1st and June 3rd; Public Transportation - April 30th and May 28th; and Traffic Operations - April 16th, May 21st, and June 18th. A motion to approve the above subcommittee minutes as submitted was made by Jennifer Kretovic, seconded by Craig Tufts, and unanimously approved.

7. TPAC Referrals from City Council, Staff and Chair

There were no new referrals to consider.

Regarding past referrals to TOC/TPAC, Rob Mack noted that on July 8, 2013, City Council voted to remove the two STOP signs on Heather Lane at the Gabby Lane intersection.

The Chair requested that an overview of TPAC-related Council actions be included as a regular discussion item in future TPAC agendas.

8. Status report on subcommittees

a. Pedestrian Committee, Alex Vogt

Rob Mack relayed notes provided by Alex Vogt reporting that the Pedestrian Committee met this past month to review and comment on the draft TPAC Accomplishments. Alex also wanted to relay that he observed the sample street lighting on Main Street and found the color and height acceptable but thought it could be a little brighter and more uniform with respect to other ambient lighting. He also noted a concern that the sidewalks along Loudon Road should be reconstructed and brought into ADA compliance.

Rob Mack noted that the 2014 Loudon Road Corridor Improvement Project does not include funding for full sidewalk replacement; this first phase of the project is

generally a curb-to-curb resurfacing project with only minor sidewalk/curb modifications at select driveway locations. Sidewalk and streetscape improvements are the third phase of this corridor improvement which is programmed in the out-year. Several attendees noted that it would be desirable if such a sidewalk improvement could be incorporated in the Phase 1 project.

b. Bike Committee, Craig Tufts

Craig Tufts reported that the Bike Committee did not meet last month.

c. Public Transit Committee, Jennifer Kretovic

Jennifer Kretovic reported that at its last meeting, the committee worked on updating the public transportation section of the draft TPAC accomplishment list. It was noted that CAT ridership has had a noticeable drop in ridership in May and June. It was suggested that an overall drop in ridership for the year may be partly due to discontinuing the Concord Hospital stop on the Crosstown Route. CAT has also had to deal with several issues that have an adverse impact on patron comfort such as: some passengers consuming alcohol on the bus, or riding for extended periods (with the ride-all-day pass) during hot weather to enjoy the air conditioning.

d. Traffic Operations Committee, Rob Mack

Rob Mack reported that the Traffic Operations Committee met on July 16, 2013 and discussed a Council referral from a resident concerned with speeding along Church Street between Bouton and N. State Streets. Engineering conducted speed counts for two days on this street segment and found 85th percentile speeds to be 19-23 mph, where 25 mph is posted. TOC did not find speeding to be a prevalent issue, and that excessive speed by a few inconsiderate individuals was an enforcement issue (time-of-day data related to high speeds was provided to the police department).

TOC also considered a resident concern on speeding near the westerly end of Portsmouth Street near the Eastman Street intersection. Engineering conducted speed counts for three days on this street section and found 85th percentile speeds to be 24-26 mph, where 30 mph is posted. TOC did not find speeding to be a prevalent issue, and that excessive speed by a few inconsiderate individuals was an enforcement issue (time-of-day data related to high speeds was provided to the police department). Since the Portsmouth/Eastman intersection operates as a non-stopping right-angle turn, TOC recommended installation of curve advisory signs and 10 mph advisory plaques on both approaches to the turn.

9. Staff Updates

a. Downtown Complete Streets Improvement Project - TIGER 2012 (CIP460)

Rob Mack provided a brief update on the status of the Downtown Complete Streets Improvement Project. A request for bids for construction would be posted tomorrow with bids to be opened on August 29th. The project plans also received tentative approval from FHWA today. Sample street lights were just installed for public comment (several TPAC members planned to see them after tonight's meeting). The snow-melt system was being bid as three alternates: sidewalks-only in the core; sidewalks-only from the core east to Theatre Street; and both street and sidewalks from the core east to Theatre Street.

b. US Route 3 North Improvements (CIP 35)

Rob Mack provided a brief update on the status of the US Route 3 North Improvements Project. Work on the underground utility work will begin around August 5th. Advertisement for bids will occur tomorrow for the Contoocook River bridge deck work, with start of construction anticipated in early September. Ironwood Design has been hired by the city to develop the streetscape design plans for the Phase 5 work in the village area that will be constructed next year. Ed Roberge attended the Penacook Village Association meeting last week to discuss the upcoming utility work. The final pavement overlay for Phase 4 (Call Street south to Penacook Street) will occur around the last week of August.

c. Loudon Road Corridor Improvements (CIP 19)

Rob Mack noted that the NHDOT planned to go to Governor and Council in August for approval of funding for this HSIP project (90% state, 10% city). Project funding should be available in October. Staff plans to reach out to businesses and residents along the project corridor in late summer/early fall.

10. Old Business

a. Review of Comprehensive Transportation Policy

At issue was a request by Tom Irwin that TPAC consider formulating a policy or other statement that would support the consideration of roundabouts as a viable, if not preferred, alternative to traffic signals where intersection improvements are considered. The Chair summarized a prior TPAC discussion of the matter with member concurrence that the city's Comprehensive Transportation Policy was written broadly enough to support the consideration of roundabouts where appropriate. It was noted that staff practice is to consider a roundabout alternative on all intersection improvement studies. It was noted that staff and TPAC preference was for a roundabout alternative (as opposed to a signal alternative) in intersection improvement studies for McKee Square, Village/Washington intersection, and Pleasant/Warren/Fruit intersection. It was also noted that roundabouts were considered as alternatives in the engineering design of four major intersections in the Main Street Complete Streets project; in this case, physical space to construct appropriately-sized roundabouts was not reasonably available and the design maintained traffic signal controls.

TPAC members acknowledge and embrace the safety, operational, complete-streets, and energy-savings benefits of roundabouts. It was noted that the cost-savings associated with roundabouts can be profound when the value of user costs are considered. Substantial reductions in user delay provided by roundabouts, as opposed to traffic signals, equate to large savings in energy (fuel) consumption, vehicle emissions, and personal or business cost of travel time. Members recommended continued outreach to educate the public on the benefits of roundabouts versus traditional traffic signal control.

11. New Business

There was no new business.

12. Adjourn

There being no other items to discuss, the meeting was adjourned by unanimous consent.

July 11, 2013
Approved Meeting Minutes
Beaver Meadow Golf Advisory Committee

Members Present:

Chris Mulleavey, Chair
Jim Marshall
Bill Veroneau
Jennifer Kretovic
Dick Holden

Mark Coen
Vera Buck
Charles Vanasdalan
David Croft
Roger Jobin
Bob Norton
Fran Hunt
Bernard "Sid" Chase
David Gill
Julie Donlon

Members Absent:

Bob Vachon

Others Attending:

Jill Mulvey
A call to Order

5 Minutes of Public Input

None

Chris asks if there is a motion to approve the Draft minutes from the June 11, 2013 meeting or any questions about the minutes

Bill moves approval of the minutes from the June 11, 2013 Meeting.

Bob seconds the motion.

Motion Carries 6-0

Business Plans for Simulator and Range Dispenser

Money for both CIP items is in the budget but as in the past, we won't purchase until business revenue supports purchase.

The Finance Director feels the dispenser makes sense and he authorized the purchase of the new topdressed, but is a little uncomfortable about the payback time on the simulator (5-6 years). Doing an RFP may reduce the cost. We may look at a less expensive option.

Range dispenser price seems higher than in the past?

New Price includes Building

Build or Buy?

Will look at both, this price is for a prefab Sid looked at in Londonderry two or three years ago

Buy or lease Simulator?

David says we will look at both.

Vendor who leases to Pembroke Pines and Derryfield may not want to compete with itself in Concord

Sid asks if the group is still enthusiastic about the projects

The Committee says yes without action.

Rates

Current Membership number is at 250

We budgeted for 260 members in FY14

David presents options for 3 and 5 % increases

He recommends 5% increases for each category except College which he recommends remain flat

Our goal is 300 to 320 members

This will allow us to make improvements and leaves enough space on course for green fees

Membership rates are still below market

Daily fee rates are at market

Discussion

If still below market with increase should we further tweak rates to tighten the gap?

Canterbury Woods has cart memberships, are they included in Membership fees

David says Canterbury has separate cart membership but some may have negotiated a better deal

Range Membership?

David would like to revisit a range membership option once we know what we are doing about the dispenser.

Range Dispenser software would allow a discount for frequent users.

Cart membership

We have a set number of cars. What if we don't have enough to satisfy needs?

Is it possible to find out how many memberships would be sold and adjust number of cars accordingly?

Dick observes we are quite a bit higher on the college rate, are we losing business to other courses

Julie excuses herself to go start the Women's Member Guest

Elimination of one of the Senior categories

Sid cautions we eliminated one several years ago and people were very upset

We could ask for feedback prior to eliminating it

Is it a marketing issue?

Are there other market segments we could find such as we did with Twilight?

Mark observes it is easier to raise prices now because golfers are getting good value from improved course conditions

Continued improvements can justify small increases in rates

Are there Seniors who want to play weekends?

Our Adult rate is less than area Senior seven day rates

Roger gets clarification that his brother pays for a separate cart membership at CWCC

Looking forward we could create a weekday adult membership that would allow us to raise the 7 day membership to market

Bill says, it is the Golf Course, as Bob Norton has said in the past

Continue to be in improvement mode

Bob asks that we wait until the next meeting to act on staff recommendation.

No action is taken on rates

David shares that Beaver Meadow will end up in the black in FY13, in part due to Council's decision to make the clubhouse bond payment

Mark adds that Council recognizes the General Fund's use of the building so it makes sense to help pay for it

The building is used in excess of twelve times per year by the City and will soon act as a skate house

Mark asks if the ability to have specials helped with revenue

David answers yes it allows us to be more nimble and compete with other golf courses and allows us to target times of day that are open

David Croft recognizes all the hard work David and Sid have done to improve the course
Sid thanks Dave and adds that Julie has made a big impact on the course and its success

Roger says the Facebook updates have been great

Symetra Tour

In a change the Tour has asked the local Committee to register the Golfers when they arrive

Still looking for volunteers for various functions

Registrations

The Orange Juice Stand

Tour to bring potential sponsors to this event

Bringing large sponsors such as CEO's of Symetra and Volvik companies to play in Pro Am

Tour seems to like the way the event is operated, willing to try new things here

How is the Course

Sid says WET. He has spoken to Kelly Wergin from the Tour several times regarding wet conditions particularly 16 green and some fairways

David says Staff looking into fans

Dave Croft says Concord Fire may have some

Attendance

Will be weather dependent

Good presence on radio

Rock 101 had a player on today

Symetra Issue of Insider with Ads for special at Pembroke Pines

Beaver had a full page

Area left of #9, very wet

Plan to put in drain

Some of the wet spots have oily looking water

Fountain needs to be fixed

Lots of wildlife on the course

Chris thanks Mark and Dick for their work on the Symetra Tour it really reflects well on the course

Member letter coming soon

Two Day Member Guest Soon, July 13 and 14

Tailgating

Sid has been watching, spoke to one group a night Wednesday night league was cancelled

Cart restrictions

Sid has ordered Stickers for carts. Could not find so he had some made with Beaver Logo

Pro Shop Sales

Volume lower than expected

Margins good

Positive response to changes

As Pro Shop Credit from tournaments grows, sales will increase

Julie encouraging Outings to spend more money in the Pro Shop for prizes

Still moving towards greater control of all Tournaments and Leagues

Will take time but will increase sales

Chris asks if there is a motion to adjourn.

Bob so Moves.

Jim Seconds,

Motion Carries by acclaim

Meeting will be set at a later date due to outing on August 8th

7:30 AM

Beaver Meadow Clubhouse

Agenda:

Public Input

Approval of Minutes

Rate Discussion Continued

Symetra Recap

Meeting Adjourned.





Engineering Services Division

1/20

Traffic Operations Committee

Meeting Minutes – August 20, 2013

- Attendees:
- Rob Mack, PE, PTOE, Engineering Services
 - Ed Roberge, PE, Engineering Services
 - Steve Henninger, Planning Division
 - Dick Lemieux, TPAC Chair

A. Regular Discussion Items

- 1) **Overview of city-wide accident data, including prior-month accident summary and discussion of select accident locations, circumstances and potential action.**

DISCUSSION / ACTIONS: Traffic accident data for July 2013 was reviewed. There were 85 reportable accidents in July 2013. This compares with 101 and 72 reportable accidents in July 2012 and 2011, respectively. 17 accidents resulted in total of 23 people injured, 3 of which occurred on Loudon Road. There were no fatalities.

There were no accidents involving pedestrians

There were two accidents involving bicyclists: a bicyclist aged 35 years traveling northbound along the N. State Street sidewalk and striking the side of a vehicle turning out of Walker Street (injury, bicyclist at fault, no helmet worn); and a bicyclist aged 21 years traveling northbound along East Side Drive near Eastman Street, veering left in front of a northbound vehicle to cross the street and ride against traffic, and being struck by the vehicle (minor injury, bicyclist at fault, no helmet worn).

There was one accident involving a 10-year-old riding a motor scooter southbound on Broadway on the sidewalk and being struck by a vehicle turning out of the driveway at Ballard's (minor injury, scooter operator at fault, helmet worn).

- 2) **City Council meeting update.**

DISCUSSION / ACTIONS: At its August 12, 2013 meeting, Council accepted TOC reports on Council referrals regarding safety at the S. State/Thorndike intersection and Church Street speeds.

- 3) **Transportation Policy Advisory Committee (TPAC) update.**

DISCUSSION / ACTIONS: At its July 25, 2013 meeting, TPAC continued development of its list of accomplishments and received staff updates of the Main Street Complete Street project, the US Route 3 North Improvements project, and the Loudon Road Corridor Improvements project.

B. On-going Discussion and Action Items.

- 1) **Referral from City Council regarding a driver concern on traffic conflicts between Centre Street vehicles and traffic turning left at the driveways to the Prescription Centre and TD Banknorth. (Council: 05/13/13).**

DISCUSSION / ACTIONS: Discussion deferred pending feedback from the Prescription Center and TD Banknorth regarding potential intersection modifications and related driveway access changes.

C. New Discussion and Action Items

- 1) **Referral from the Police Department regarding a resident concern on traffic speeds along Oak Hill Road near Mapletree Farm (Police: 07/26/13).**

DISCUSSION / ACTIONS: Rob Mack reported that at the request of the police department, Engineering conducted speed counts on Oak Hill Road near the subject property for a four-day period during the week of August 5, 2013. Average recorded speeds were about 38 mph and 85th percentile speeds were about 44 mph; a 35 mph speed is posted. Concern was noted regarding a number of recorded speeds exceeding 51 mph, and even hitting the 70 mph range. The time-of-day speed data was provided to the police department to help in its enforcement efforts.

- 2) **Referral from General Services regarding a request from Concord Coach Lines to install a crosswalk on Stickney Avenue between the bus terminal and the overflow parking area (General Services: 08/06/13).**

DISCUSSION / ACTIONS: At issue is a request from Heidi Lessard of Concord Coach Lines to consider painting a crosswalk on Stickney Avenue between the bus terminal and the overflow bus-terminal parking area on the west side. Rob Mack met at the site with Ms. Lessard to discuss the request and noted that vestiges of former crosswalk markings were still evident. Sidewalks approaching the crosswalk area have curb ramps. Research afterwards indicated that the NHDOT painted a crosswalk here in the 1990's when the bus terminal was built along with improvements to Stickney Avenue; the crosswalk has since worn off.

TOC members felt that the use of a painted crosswalk here was reasonable given the configuration of the bus terminal and the increasing use of the remote parking area. It was noted, however, that traffic volumes are fairly light at this location and that the application of a painted crosswalk could be considered optional. *(In a follow-up discussion after the TOC meeting, Jim Major noted that General Services would repaint this crosswalk and add it to its annual painting program).*

- 3) **Referral from City Council requesting an examination of traffic performance at the Regional Drive/Chenell Drive intersection. (Council: 08/12/13).**

DISCUSSION / ACTIONS: At issue are recent concerns by business owners in the Regional Drive area about safety at the Regional/Chenell intersection. The specific concern noted in the Council referral regards intersection safety due to high truck volumes at the intersection. Additionally, TOC members noted prior concerns reported by area employees over the years regarding long delays to turn left or cross from the Chenell Drive approaches during peak traffic times.

Rob Mack noted that a similar request was considered by TOC in July 2008. At that time, TOC found that crash history was not excessive for an intersection of this type (about 3 crashes per year). Following TOC review, sight lines for eastbound traffic turning from Chenell Drive were enhanced by coordinating with the business on the southwest corner to trim some low-hanging branches on site landscaping. General Services also painted a crosswalk on the north leg of the intersection where there was sidewalk. Ultimately, TOC recognized that as traffic increases into the future, more advanced traffic control would be required at the intersection. The use of multi-way stop was felt inappropriate as Regional Drive is a major collector route. Signalization, if traffic volume warrants were met, would require substantial road widening for turn lanes. A roundabout option might also be very effective at this location as it would manage turning conflicts with less overall delay and greater safety, as well as reduce traffic speeds in the area. An intersection improvement project was ultimately accepted by Council as CIP 541 and is currently programmed for study/design in 2020 and construction in 2021.

Rob Mack noted that since 2008, crash history at the intersection has reduced to about 2 crashes per year. As such, TOC members did not feel that there were indications of a significant safety problem at the intersection. However side-street traffic turning left or crossing from Chenell Drive, particularly from the cul-de-sac side, continue to experience delays during the lunch and afternoon commuter peak when traffic flows from the multiple businesses peak. Engineering will conduct traffic counts and begin an updated intersection evaluation in September following the vacation season. Further discussion of this item will be deferred pending additional information from the updated evaluation.

- 4) **Request from Councilor Patten regarding a constituent concern on traffic speeds on Ormond Street and a request to install a STOP sign on the Prescott Street approach to Ormond Street (Council: 08/19/13).**

DISCUSSION / ACTIONS: At issue is a concern by David Ford, resident of Ormond Street, on excessive traffic speed along Ormond Street. Included is a request to: add 'STRICTLY ENFORCED' to the currently posted 25 mph speed limit sign; install a double yellow centerline along both Ormond Street and Community Drive; and install a STOP sign on the Prescott Street approach to Ormond Street.

Rob Mack noted that TOC and CPD responded to a similar request from Mr. Ford in 2008. A speed count conducted by Engineering on Ormond Street between Prescott Street and Christian Avenue indicated average speeds of 22 mph and 85th percentile speeds of 28 mph; speeds not indicative of a speeding problem on the 25 mph-posted street. As is the case on most streets, there was a small percentage of inconsiderate drivers in the 'near 40' range, thus enforcement was recommended as the appropriate measure. At the time, TOC did not feel that a STOP sign was necessary on Prescott Street. TOC did coordinate with Parking Enforcement regarding cars parking along the southern end of Ormond Street near Loudon Road and blocking the travel way.

Lieutenant Cori Casey provided a communication summarizing recent CPD efforts in response to Mr. Ford's concerns. Lieutenant Casey spoke with Mr. Ford on several occasions for extended periods, and Mr. Ford indicated that he is very pleased with police department efforts. Officer Craig Levesque also met with Mr. Ford at his residence. The CPD has begun recording Directed Patrols for the area and will continue to do so. CPD is also seeking to educate Mr. Ford on actual speeds vs. perceived speeds and he was amenable to that effort. Officer Levesque has reported higher speeds on Christian Avenue but not on Ormond Street.

TOC members continue to concur that excessive speeding along Ormond Street is apparently limited to a few inconsiderate drivers and that enforcement is the appropriate action in this case. Installation of a STOP sign is not necessary on the Prescott Street approach to Ormond Street and is considered as optional per

Federal criteria and city policy. In any event, a STOP sign here would have no effect on speeds along Ormond Street. TOC felt that installation of a painted yellow centerline along either Ormond Street or Christian Avenue was not appropriate for these local streets. It was felt that installation of such a marking might act to increase 'perceived' speeds as drivers might tend to pass closer to pedestrians and cyclists also using the street. The potential introduction of a 'STRICTLY ENFORCED' speed limit was also discussed; however there was a concern that such a requirement would have to be predicated by city-wide policy rather than at a spot location. In any event, overall speeds along Ormond Street appear reasonable for the 25 mph posting.

Rob Mack noted that Parking Enforcement had just received a communication from an area resident with a concern on parking along Ormond Street that blocks existing sidewalk areas. Such parking was noted on aerial photographs reviewed by TOC, with particular adverse effects along the west side of Ormond Street from the restaurant at the corner of Loudon Road northerly a few hundred feet. There is no curb along the street and sidewalk is ill-defined as some driveway crossings; on-street parkers can park too close, or over, the sidewalk area. Engineering will follow up with Parking Enforcement on this concern.

D. Open Discussion Items

1) Staff response to miscellaneous inquiries (refer to correspondence in agenda packet).

DISCUSSION / ACTIONS: Pursuant to a resident inquiry about pedestrian safety along Country Club Lane, Engineering received a communication from the chair of the Mountain Green Estates Homeowner's Association. At issue was a neighborhood concern on visibility at the crosswalk on Country Club Lane at Oakmont Drive. Rob Mack visited the site and noted overgrown vegetation on the north end of the crosswalk that limited potential sight lines to traffic approaching from the Concord Country Club exit. *(In a follow-up discussion after the TOC meeting, Jim Major noted that General Services would trim the overgrown vegetation as appropriate).*

Respectfully submitted,



Robert J. Mack, PE, PTOE, Traffic Engineer
Chair, Traffic Operations Committee

**The next Traffic Operations Committee meeting will be held on
Tuesday, September 17, 2013 @ 12:00 PM in the 2ND Floor Conference Room.**

Mulholland, Michelle

From: Colin Van Ostern <colinvo@vanostern.com>
Sent: Friday, August 16, 2013 9:47 AM
To: * City Clerk
Subject: Exec Council Report

TAS



Friends,

Each summer, the Governor & Council meet around the state in sites chosen by each Councilor. This past week we met in Plymouth, and **I am hosting the next Governor & Council meeting on Wednesday, September 4 at UNH in Durham.** It is open to the public – please drop me an email if you'd like to join us!

Also of note: the Governor & Council will hold a pardon hearing on the pardon petition of Thomas Schoolcraft, open to testimony by the public, on 8/21 at 8am in the Executive Council Chamber in the State House in Concord.

This week we tackled 98 items including projects:

(1) Impacting Merrimack Co & Central NH: OK'd public vehicle access on state-owned land behind the old Bindery building on Main St for the next 20 years, relicensed Concord Steam for 3 years, supported farmers' market deliveries to senior housing, and asked for an appraisal on a conservation easement in Canterbury along Morrill Pond.

(2) Impacting the Monadnock Region: Approved several road projects including paving 14 miles of NH9 in Stoddard and 3 miles on Rt9 in Keene & Roxbury, and \$150k in repairs to the granite arches & culvert systems in Westmoreland and Walpole damaged by this summer's flooding.

(3) Impacting Strafford & Belknap Co: Approved site improvements at the NH Army National Guard facility in Rochester.

(4) Other projects & policies with statewide impact: OK'd repair of the State House dome in Concord, contracted with a private firm to help reclaim some of the \$7.5 MM in NH taxes owed to us by out-of-state firms, increased salaries of Attorney General lawyers by an average of 3% for the first time in many years, accepted federal funds to equip Farmers Markets with electronic point-of-sale equipment to accept SNAP/food stamps, and approved several grants to regional tourism marketing associations for special projects.

Full details on each item below, as well as a list of all new nominations.

Sincerely,

Colin

Executive Councilor, District 2

FULL 8/14 AGENDA: <http://1.usa.gov/17eXwQ3> (or follow the links below for documentation of each item)

Note: I'm very grateful to the staff at the Secretary of State's office for posting, for the first time ever, the full 2,930 page Council agenda complete with all documentation so that members of the public can access the identical document as Councilors. It's a large file – 54 MB – but if you are interested, it is available here: <http://1.usa.gov/1cnIT57>

The Council:

1. DETAIL: CENTRAL NH PROJECTS

Authorized to enter into a 20 year Driveway Use Agreement with Bindery Redevelopment LLC, to provide public vehicular access to the rear corner of the Bindery Redevelopment parcel located at 43-45 South Main Street in Concord using the abutting State-owned driveway, which also provides rear access from South Main Street to the State land and buildings located at 12 Hills Ave in Concord. Bindery Redevelopment LLC will not be charged for the use of the driveway but rather will assume sole responsibility for driveway repavement, maintenance, and snow removal throughout the term of the agreement. Effective upon G&C approval.

Authorized to amend a contract with Concord Steam Corporation, Concord, NH, (originally approved by G&C on 8-11-10, item #17), to operate the boiler plant located at the Governor Hugh J. Gallen State Office Park, by extending the term of the License for Use of Premises between the parties from August 31, 2013 to August 31, 2016, for a total additional amount not to exceed \$301,546.80. **100% License Fee Revenue (General Funds).**

Authorized the Bureau of Population Health and Community Services, Healthy Eating and Physical Activity Section, Senior Farmers' Market Nutrition Program, to enter into an agreement with Community Action Program of Belknap and Merrimack Counties Inc., Concord, NH, to provide administrative oversight for the implementation of the Senior Farmers' Market Nutrition Program in NH, in an amount not to exceed \$173,810. Effective October 1, 2013 or upon G&C approval, whichever is later, through September 30, 2015. **100% Federal Funds.**

Authorized to enter into a contract with M.H. Beecy Appraisal Services, Manchester, NH, to conduct an appraisal to Uniform Standards for Federal Land Acquisition to determine the fair market value of a conservation easement on property in Canterbury, NH, up to the amount of \$4,000. Effective upon G&C approval through December 31, 2013. **75% Federal, 25% Other (Wildlife Habitat).**

2. DETAIL: MONADNOCK PROJECTS

Authorized the Bureau of Construction to enter into a contract with Continental Industries Inc., Londonderry, NH, for pavement rehabilitation on 13.6 miles of NH 9 east of Granite Lake Road in the Towns of Stoddard and Hillsborough, on the basis of a low bid of \$4,158,111. (2) Further authorize a contingency in the amount of \$291,067.77 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through July 18, 2014. **100% Federal Funds.**

Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for pavement rehabilitation along 2.6 miles of NH Route 9 in Keene/Roxbury and 0.3 miles of NH Route 10 in Swanzey, on the basis of a low bid of \$2,842,355. (2) Further authorize a contingency in the amount of \$142,117.75 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through August 1, 2014. **100% Federal Funds.**

Authorized for an appropriation to be established in the amount of \$150,000 to be utilized for the repairs to State owned and maintained stream bed drainage culvert systems in the Towns of Westmoreland and Walpole, NH, damaged by severe rain and flooding conditions experienced during the period of June 28, 2013 through July 2, 2013. Effective upon G&C approval. **100% General Funds (less anticipated 75% FEMA reimbursement).**

3. DETAIL: STRAFFORD/BELKNAP PROJECTS

Authorized the Bureau of Public Works Design and Construction to enter into a contract with SUR Construction Inc., Rochester, NH, for the Rochester Site Improvements, for a total price not to exceed \$484,690. (2) Further authorize the amount of \$30,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$514,690. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

4. DETAIL: STATEWIDE PROJECTS & POLICIES

Authorized the Bureau of Public Works Design and Construction to enter into a contract with D. L. King Associates Inc., Nashua, NH for the State House Dome Repairs, Concord, NH, for a total price not to exceed \$972,890. (2) Further authorize the amount of \$57,650 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for Capital Clerk oversight services provided, bringing the total to \$1,030,540. Effective upon G&C approval through October 31, 2014. **100% Capital - General Funds.**

Authorized to enter into a contract with Premiere Credit of North America LLC, Indianapolis, IN, to perform Debt Collection Litigation Services for debts accumulated by out-of-state taxpayers for the Department. Effective upon G&C approval for one year from date of approval. This contract incurs no outlay of State funds as Premiere Credit is working on a percentage rate of recovery basis. As a first placement debt collector in the

debt collection process, Premier Credit will retain 18% from any funds that are recovered without litigation, as a second placement debt collector in the collection process, Premiere Credit will retain 23% of funds collected without litigation; if litigation is required and approved by the Department, Premiere Credit shall retain 35%.

Authorized salary increases for attorneys in the Department of Justice. Effective for the pay period ending August 22, 2013 to be paid on September 6, 2013. Effective upon G&C approval.

Authorized to accept and expend Federal Funds in the amount of \$54,044 from the US Department of Agriculture, Food and Nutrition Services, to support Farms, and Farmer's Market participation in the Supplemental Nutrition Assistance Program for the purpose of expanding the availability of wireless point-of-sale equipment to farmers and Farmer's Markets who were not SNAP authorized on or before November 18, 2011. Effective upon G&C approval through June 30, 2014. **100% Federal Funds.**

Authorized the Division of Travel and Tourism to award grants to the organizations as detailed in letter dated July 17, 2013, in the total amount of \$544,948.33 for their 2013-2014 in-state and out-of-state marketing projects under the Joint Promotional Program. Effective upon G&C approval. **100% General Funds.**

5. DETAIL: APPOINTMENTS & NOMINATIONS:

(* = District 2 Resident)

This week also saw the resignation of Superior Court Justice John Lewis of Durham. This seat will be filled by Governor & Council at an upcoming meeting.

Nominated by Governor Hassan:

Deputy Commissioner of Health and Human Services: Marilee Nihan, Bow

Commissioner of the Department of Labor: James W. Craig, Manchester

University System Board of Trustees: John H. Lynch, Hopkinton*

Athletic Trainers Governing Board: Eleanor M. Beltz, Manchester

Apprenticeship Advisory Council: Elizabeth Skidmore, Manchester

Board of Barbering, Cosmetology and Esthetics: Holly Rodrigues, Manchester

Dept of Enviro Services Dir of Air Resources: Craig A. Wright, Loudon

Fish and Game Commission: Walter A. Morse, Hillsborough

Dir of Document Processing at the Dept of Revenue Admin: Debra A. Bourbeau, Bow

Rivers Management Advisory Committee: Anne D. Krantz, Amherst

Wetlands Council: Ryan Crosbie, Lee

Fire Standards and Training Commission: William S. Campbell, Amherst

Stephen M. Carrier, Gilford

Health Services Planning and Review Board: Robert G. Bridgham, Eaton Center

Debra S. Grabowski, Raymond

Paul Spiess, Amherst

Confirmed:

Board of Barbering, Cosmetology, and Esthetics: Kimberly A. Hannon, Hopkinton*

Department of Safety, Dir of Administration: Elizebeth A. Bielecki, Bedford

Higher Education Commission: Peter T. Koch, Stratham

Motor Vehicle Industry Board: Lawrence J. Blaney, Manchester

Nashua Police Commission: Thomas J. Pappas, Nashua

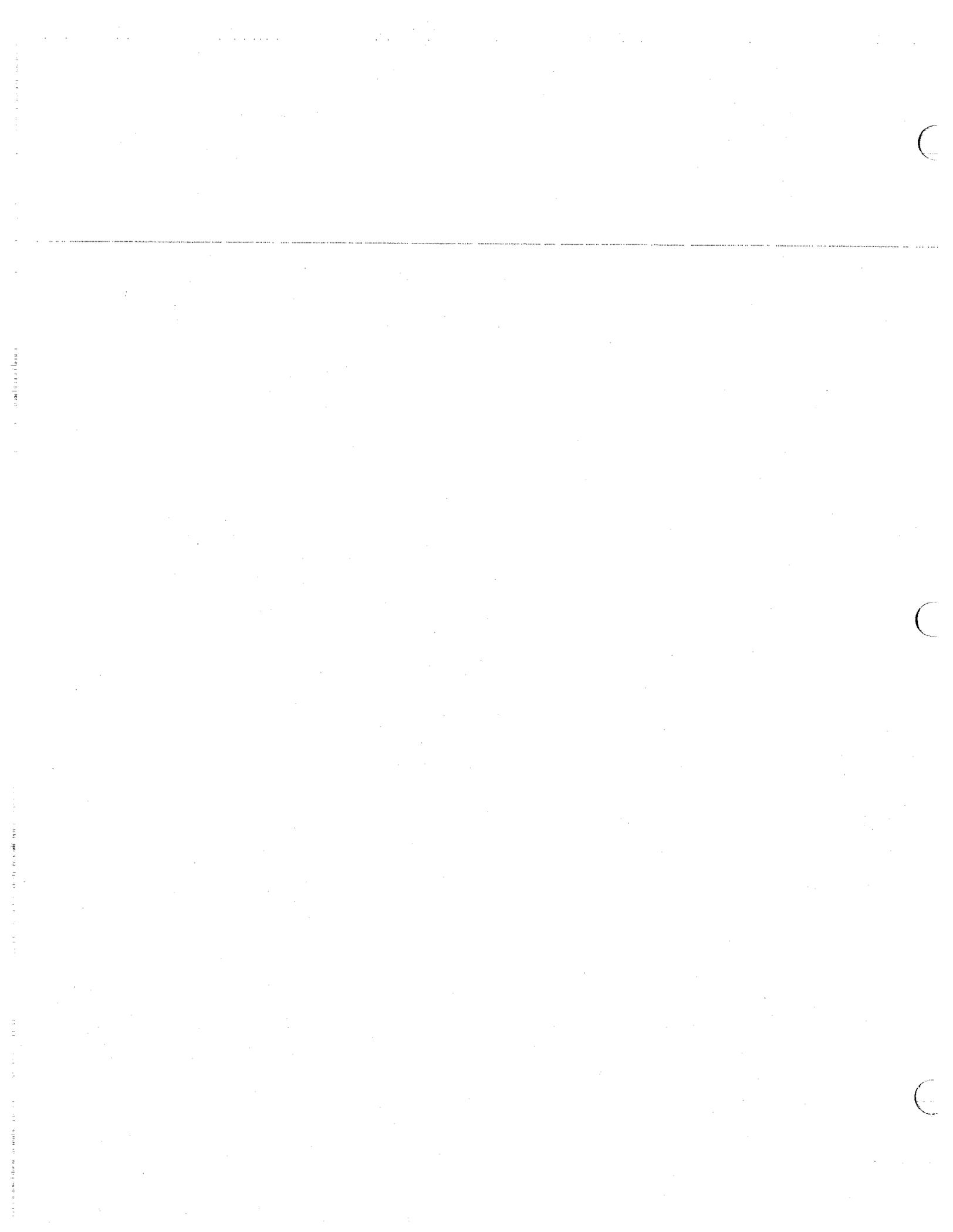
Pesticides Control Board: Jeffrey M. Taylor, Richmond

State Committee on Aging: Kathryn C. Cauble, Freedom; Sherri W. Harden, Goffstown;
Margaret Moser, Lancaster

###

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Greater Concord Safe Community Coalition

Safety and Health Council of Northern New England
57 Regional Drive, #6
Concord, NH 03301
800-834-6472
fax-603-224-0998
www.shcnne.org



August 20, 2013



Dear City Council Members,

Advisory Council

David Henderson

Safe Community Coordinator

Margaret Lind

Alternate Coordinator

Peg Blume

Alternate Coordinator

Steve Sargent

New Hampshire Highway

Safety Agency

Officer Ryan Howe

Concord Police Department

Tom Hettinger

Traffic Safety Advocate

Representative

Candace W. Bouchard

Legislative Liaison

Marilyn Fraser

Community Liaison

Debra Samaha

CHaD's Injury Prevention

Center

Please join us Tuesday September 17th to show our appreciation for the Concord Police Officers. This event is being sponsored by the Greater Concord Safe Community Coalition to honor the important work that is done daily to assure that our children arrive at and depart school safely.

The Greater Concord Safe Community Coalition has promoted this event as part of the work we have been involved with regarding pedestrian safety, Safe Walk to School Day and Safe Routes to School initiatives. We ask for your help in celebrating these community champions.

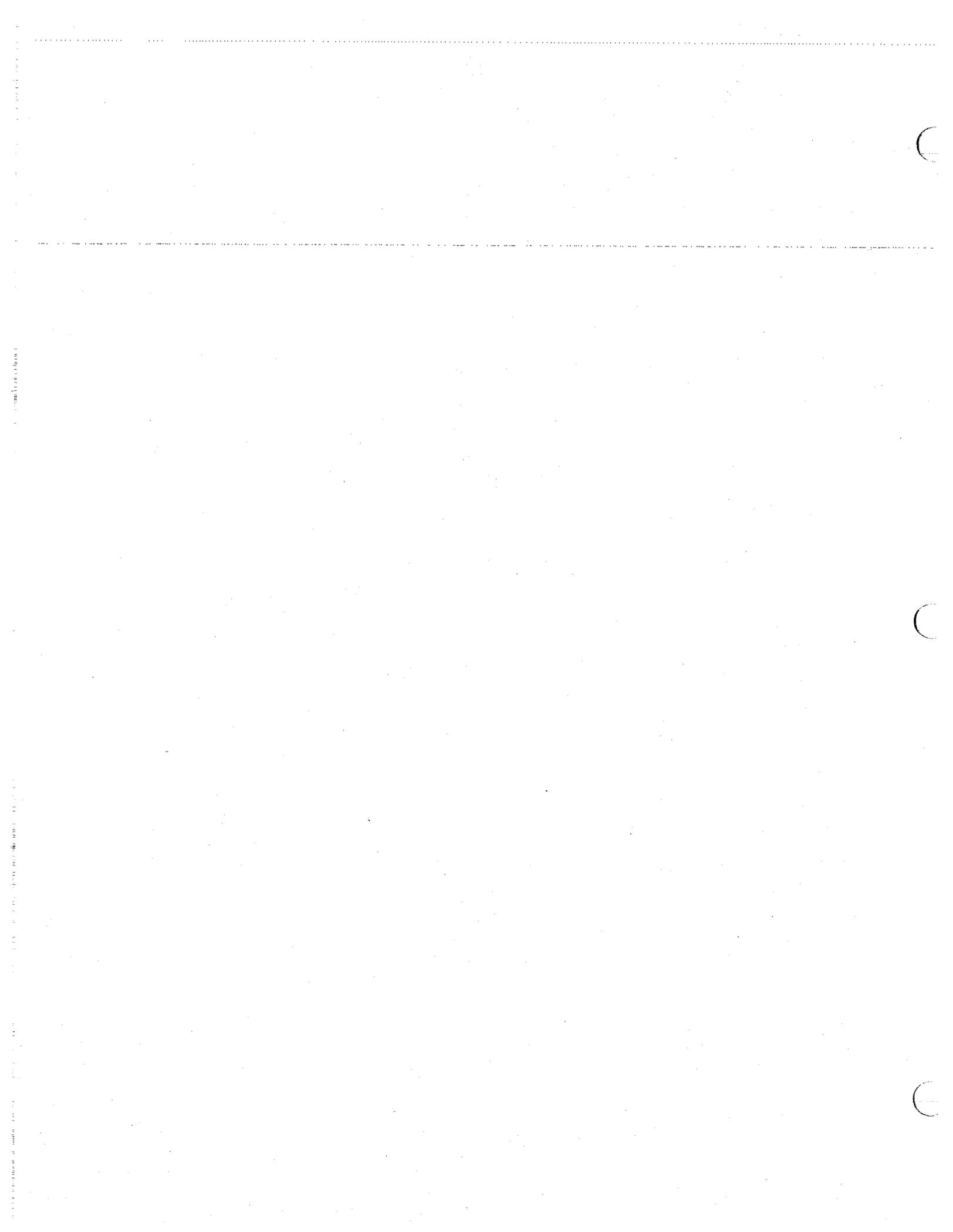
This year the appreciation breakfast will take place in mid September in preparation for International Walk Your Child to School Day. We ask that you stop in, have a cup of coffee and shake an officer's hand to thank them for the targeted school speed zone enforcement and school bus support work that they do daily.

The appreciation breakfast will be held behind the Police Station at 35 Green St. We will be set up in the back bay. We will start at 7 a.m. and end promptly at 8 a.m.

Please RSVP to Debra Samaha by September 6th at 653-8357 or by emailing debra.samaha@dartmouth.edu.

Best regards,

Debra Samaha



Saturday, December 14 at 2pm

Turning Pointe Center of Dance:

THE NUTCRACKER BALLET

The 31st annual family-friendly performance of the season's signature show directed by Lisa Drouin Goff fills the Audi with holiday magic. Tix \$15 at the UPS Store and door. Info and reserves at 485-8710, the studio in Pembroke, and TPCD@comcast.net

Friday, December 20, at 7pm

New Hampshire School of Ballet:

THE NUTCRACKER

Jennifer Beauvais-Reinert's school presents an enchanting full production of the holiday classic, with a growing tree, falling snow, and Mama Ginger. Tickets \$15 at Gibson's, the Hooksett studio, and door. Info/reserves at 668-5330 and nhsb@comcast.net

The Heart of Concord at The Art of Concord

Please bring non-perishable food items and outdated eyeglasses to Audi shows. Collection boxes in the lobby are shared with local pantries and the Concord Lions Club eyesight projects.

"We Love the Daylife too!"

Celebrate Concord's Downtown...

Viking House

"Scandinavian Imports"



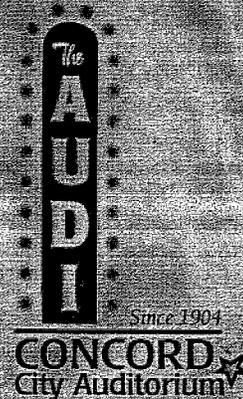
Romance Jewelers

Capitol Craftsman

Thanks to Viking House
Romance Jewelers • Capitol Craftsman
for sponsoring this calendar!

**CONCORD
CITY
AUDITORIUM
EVENTS**

**FALL SEASON
2013**



**Box Office & Information
(603) 228-2793**

www.theaudi.org
info@concordcityauditorium.org
Concord TV - channel 22
2 Prince Street at City Hall
Post Office Box 652, Concord, NH 03302

"We Love the Nightlife..."

**Celebrate Concord's own A&E
at the Audi's 109th season -**



SEPTEMBER 2013

**Sunday Sept. 15 • Friends of the Audi
The 23rd Season-Opening GALA**

6pm GALA PARTY and ARTS FAIR

Outside under the Taylor Rental Tent.

Enjoy ARNIE'S ICE CREAM SOCIAL

and visit displays of area arts groups. It's a delicious way to learn how to be part of the fun of the city's growing "creative economy".

7pm The GALA VARIETY SHOW

You'll love the beat of this special show - a lively 90-minute "preview of the Audi's coming attractions" - music, comedy, film, theatre, and dance. Tix just \$5 at The UPS Store, Gibson's Bookstore, and the door. Info: www.theaudi.org and 344-4747.

**PLUS the GALA RAFFLE - Value over \$3,000
10 great prizes: Mugs filled with show tix and GCs to Angelina's, Applebee's, Barley House, CC Tomatoes, Cheers, Common Man, Hermanos, Margaritas, and O Steaks & Seafood. WOW!**

GALA Sponsor: Charter Trust Company

Saturday, Sept. 21

7:30pm Concord Community Concert Assn:

An Ensemble of the KLEZMER CONSERVATORY BAND

The CCCA's 83rd season opens with the internationally acclaimed Klezmer ensemble led by Hankus Nevsky. If you missed their audience dancing in the aisles at Symphony Hall last Spring, don't miss this chance to dance at the Audi! Order subscriptions today at concordcommunityconcerts.org

Sponsors: Sanel Auto Parts & Automotive Supply Assoc.
The CCCA season includes Oct. 25- NYC Jazz: Marika Hughes & Bottom Heavy; Jan. 19- Dartmouth Gospel Choir in a MLKing Holiday matinee; Mar. 26 - Russian pianist Pavel Nersessian; Apr. 25 - New England Brass Quintet. Season subscription \$58 online and at 344-4747. Individual tix \$18 at The UPS Store and Gibson's.

Friday & Saturday, Sept. 27 & 28

7:30pm Walker Lecture Fund:

BY GEORGE: The "Majestic" Music of GEORGE GERSHWIN



A Concord cultural treasure, The Walker Fund opens its 117th season with the music of George Gershwin, a true national treasure. The cast of singers and dancers from Manchester's Majestic Theatre presents a "majestic" celebration of songs we all know and love. *Walker Fund events are free and open to all. General seating. No tix or reserves. Doors open at 7pm. Intermission Reception. Info: 225-6497 and walkerlecturefund.org*

OCTOBER 2013



Wednesday, October 2

7:30pm Walker Lecture Fund:

AMERICA'S HOT SPOTS:

Experience Our Volcanic Legacy, as Filmmaker Gray Warriner leads us through Yellowstone, the Aleutians, Grand Canyon, and the Pacific Northwest, which all boast some of the world's grandest scenery and underneath - even the land is alive! Info: see the September 27 listing.

Thursday, October 3

7pm Concord Monitor & NH Writers' Project:

POETRY NIGHT ~ BILLY COLLINS



Poet Laureate Emeritus Billy Collins receives the 4th Annual Donald Hall-Jane Kenyon Poetry Prize and reads his poems. Book-signing reception to follow. Info: info@nhwritersproject.org

Tickets \$10 at Concord Monitor, Gibson's, door. More info: info@nhwritersproject.org

Sun. Oct. 6, 6:30pm • Audi Lobby Friends of the Audi Meeting

Everyone is welcome. Info: 344-4747 or www.theaudi.org

Wednesday, October 9

7:30pm Walker Fund Concert:

Singing the Good Old Songs Again

"Dearie, do you remember...gee, wasn't the music grand"? Bring the family and sing 1958-1965 back to life as Jackie Davidson of the New Christy Minstrels and songwriter Gary Brandt lead the revival, including the country's "longest Sing-a-Long Folk Song Medley". More info: see the 9/27-28 listing.

Saturday, October 12, 11am-3pm

Art Concord Fall Gallery Tour:

Featured in the Audi Lobby since the GALA, Geoff Forester's dazzling photos of 'Concord at Night' show why "We Love the Nightlife!" Stop by on today's tour to meet the artist.

Fri., Oct. 18 at 7pm

Sat., Oct. 19, at 2pm

Community Players of Concord Children's Theatre Project:

This musical tale of Belle, a captive girl, and the Beast who becomes her friend won an Oscar, a Tony, and played on Broadway for 13 years! Don't miss it here, performed by young actors 8-16 for audiences of all ages, directed by Karen Braz. Info: 224-4905. Tickets \$13 general seating (less \$3 by 10/15) available at communityplayersofconcord.org



Wednesday, October 23

7:30pm Walker Lecture Fund:

UNSINKABLE WOMEN

Based on letters and diaries, this stage show brings to life nine Titanic ladies, including Mrs. Astor and the 'unsinkable' Molly Brown. Created by NY actress Deborah Jean Templin, the vivid portraits are punctuated with period songs - from tender ballads to rollicking vaudeville turns. More info: see Sept. 27.



Friday, October 25

7:30pm Concord Community Concert Assn:

MARIKA HUGHES & Bottom Heavy

A Concord First: NYC JAZZ - straight from the Blue Note and Joe's Pub. with free improv, funky instrumentals, killer songs, and jazz cellist Marika herself, fiercely authentic. Visit her on the web and don't miss this rare treat.

More info: see Sept. 21 listing.

Sponsors: Residence Inn and Courtyard by Marriott

Sunday, October 27

2pm Concord Coachmen Barbershop Chorus:

54th Annual Festival of Barbershop Harmony

HALLOWEEN SPOOFS

They've never done a show like this one. Named the region's 'best small chorus' for their harmonious TRICKS, the Coachmen add special TREATS like the Sweet Adelines' Profile Chorus and special quartets. Their costumes + gags + fun = a real holiday treat. Tix \$15 at The UPS Store, Gibson's, Adams Lock and door. More info at 483-8395 and quartenor@comcast.net

Wednesday, October 30

7:30pm Walker Fund Concert:

ANDACHT DUO

A special classical concert with pianist Paul Dykstra and cellist Beth Pearson includes Sonatas by Rachmaninoff and Beethoven and works by Faure for cello and piano. For further information, see Sept. 27 listing.

**SPECIAL GSSO NOTICE:
The Music Continues**



Watch for exciting news about the special 20th Season of the Granite State Symphony Orchestra, starting in February 2014. For more info, please call 715-1575.

NOTE: This listing of AUDI events open to all was prepared as of August 1 by The Friends of the Audi as a public service. For updates, please check the listed numbers, Audi website, box office infoline, or call 344-4747.

NOVEMBER 2013

Friday - Saturday, Nov. 1 & 2 8pm
Sunday, Nov. 3 at 2pm

The Rotary Club of Concord presents

THE MAGIC OF MOVIES

AND TELEVISION:

A MUSICAL TRIBUTE

Concord's Rotarians are pulling out all the stops to present a fabulous musical variety show starring many of our community's favorite performers - all to benefit the Club's great charitable projects. Tickets just \$18, go on sale 9/1 at Merrimack County Savings Bank, the Centennial Center, Capitol Center, and from the Rotarians. More Info: 226-0699, 491-5316, or weemley@comcast.net



Wednesday, November 6

7:30pm Walker Lecture Fund:

MEXICO:

the Bad, the Great, and the Ugly

Bill Behrenbruch narrates his new travel-adventure film, based on his 20 years of travel in the Sierra Madre Mountains, a part of NW Mexico seldom seen by outsiders and full of high adventure, great beauty, and unexpected drama. Info: see Sept. 27 listing.

Saturday, November 9

5:30pm Peace Action Education Fund:

ANNUAL EVENT and FUNDRAISER

The program features Dr. Helen Galdicott, Australian physician, author, and anti-nuclear advocate. Tix \$30 at NH Peace Action, 4 Park St. #210. Info: 228-0559 and doreend@netzero.net

.....
ABOUT THE AUDI: City-owned and operated, the historic 850-seat theatre and its beautiful reception lobby may be rented for your shows and meetings through the Parks and Recreation Office at 230-3784. For more info, visit concordnh.gov and click Community/City Auditorium.

Fri - Sat, Nov. 22 - 23 at 7:30pm
Sun, Nov. 24 at 2pm

Community Players of Concord, NH:

SPAMALOT

Doug Schwarz directs, and King Arthur and the knights of the very, very, Round Table face a madcap world of killer rabbits, taunting Frenchmen, and chorus girls in their quest for the Holy Grail. Join homicidally-brave Sir Lancelot and the mysterious Lady of the Lake as they seek the answer to the eternal question... where do they get all those coconuts? Tickets: \$20 adults; \$18 Juniors to 17 and Seniors 65+ (less \$2 by Nov 12). Box opens Nov. 13. Info- 224-4905. Order tix online at communityplayersofconcord.org

DECEMBER 2013

Saturday, Dec. 7, 1pm & 6:30pm

Sunday, Dec. 8, 1pm

Cindy Flanagan's Concord Dance Academy:

A HOLIDAY SPECTACULAR

8th Annual holiday show offering great dancing, traditional music, photos with Santa, bakery treats! A perfect start to the holidays!

Plus, it's a great benefit show. Proceeds shared with the Friendly Kitchen, Toys for Tots, and City Auditorium upgrades.

Tix at Concord Dance Academy, 226-0020, and online: concorddanceacademy.com

Sunday, Dec. 8, 6pm

The Friends of The Audi:

HOLIDAY OPEN HOUSE

The community exchanges holiday greetings at a True Pot Luck Supper with the "famous Audi Punch", a short meeting, and then very special entertainment. *Everyone is welcome!* Info: 344-4747 and www.theaudi.org



Wednesday, April 16 – 7:30 p.m.

"A Midsummer Night's Dream"

**Live Performance –
New Repertory Theatre**

In one of William Shakespeare's most beloved comedies, follow the chaos and passion of four love-struck youth as they find their way through the forest and to each other, while overcoming the obstacles of the fairies and the will of the Duke.

Wednesday, April 23 – 7:30 p.m.

"Celtic Ceilidh"

Live Musical Performance

New Hampshire-raised fiddler Jordan Tirrell-Wysocki will be joined by an all-star team of players and singers in presenting a "Ceilidh," an evening of Celtic tunes, songs, stonies, and dancing.

Bring your best singalong voices and your foot-stompin' boots. The high-energy fiddle music, and tales of traveling in Ireland should make this a night to remember!

Wednesday, May 7 – 7:30 p.m.

"Scott Kirby"

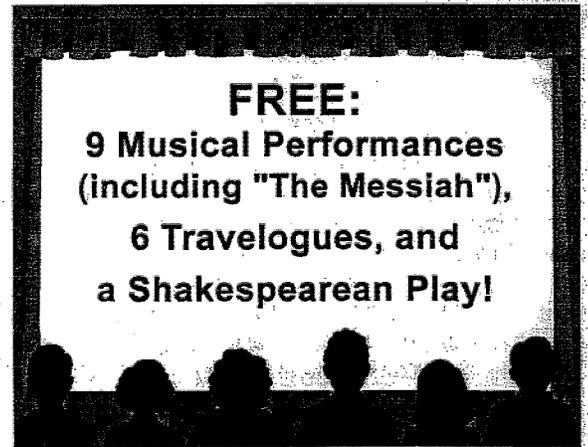
Live Musical Performance

Penacook native and singer/songwriter returns with his band to Concord to open his 2014 summer tour, performing his brand of coastal inspired folk rock sometimes referred to as "beach folk." Scott is one of the most requested artists on Sirius XM Radio Margaritaville.

Although the comparison to Jimmy Buffett is natural because of Kirby's coastal life ranging from his grandparents' roots in Newfoundland, to his years on the coast of New England, to his current home in Key West, his storytelling style of songwriting and often humorous live performances are also reminiscent of folks like Harry Chapin, Jerry Jeff Walker, and Steve Goodman, with a dash of James Taylor thrown in.

The Timothy and Abigail B. Walker Lecture Fund

117th Season



**2013-2014
Schedule of
Lectures & Performances**

Wednesday, October 30 – 7:30 p.m.

“ANDACHT Duo”

**Live Musical Performance Featuring
Paul Dykstra and Beth Pearson**

Paul Dykstra, pianist, and Beth Pearson, cellist, will be presenting an evening of great music for 'cello and piano including Rachmaninoff's famous Sonata in G Minor Op 19, Beethoven's D Major Sonata Op 102, and pieces by Faure for 'cello and piano. Ms. Pearson is a founding member of the Apple Hill Chamber Players and a well known 'cellist throughout New England. Mr. Dykstra is also a soloist and teacher appreciated for his artistry and teaching in the US and Canada.

Wednesday, November 6 – 7:30 p.m.

“Mexico:

**The Bad, the Great and the Ugly”
Bill Behrenbruch – Travelogue**

For the traveler, Mexico has always been a land of adventure, of mystery, of the unexpected. Bill Behrenbruch brings all that and more to the screen in his new travel-adventure film, “Mexico: The Bad, the Great and the Ugly.” Basing the program on his 20 plus years of travel through the Sierra Madre mountains of northwest Mexico, Bill transports the viewer to a part of Mexico seldom seen by outsiders. Seldom seen because there are few marked roads that cross the Sierra Madre from the U.S. border to the city of Durango, 800 miles to the south. Seldom seen because there is no infrastructure for travelers – no hotels, no motels, no restaurants, not even curio shops. But in these mountains there are destinations as grand as: Yosemite, the Grand Canyon, Mesa Verde, and Zion. Utilizing a single engine airplane and a sleeping bag for much of his travel, Mr. Behrenbruch has traveled throughout these mountains to bring the audience a very fresh view of the land south of the border.

This is a Mexico you've never seen – full of high adventure, great beauty, and unexpected drama.

(603) 225-6497 or (603) 224-4285

**Handel's
“Messiah”**

**An Annual Tradition!
SPECIAL HOLIDAY PERFORMANCE**

Saturday, December 7

10:00 a.m. to 1:00 p.m. (open rehearsal)

Sunday, December 8

7:00 p.m. (performance)

**St. Paul's Episcopal Church
Park Street, Concord**

Benjamin Greene conducts the 75-member Concord Community Chorus, professional orchestra and soloists in Concord's 83rd annual performance of George Frederic Handel's “Messiah.”

Seating is on a first-come, first-served basis, with no tickets or reservations.

For the Sunday, December 8th performance, please arrive early to ensure seating. Doors to St. Paul's Church, Park Street (across from the State House), in downtown Concord, will open at 6:15 pm.

(Please note times and venue!)

**All performances,
with the exception of
“The Messiah,”
will be held at the
Concord City Auditorium,
2 Prince Street,
Concord, NH.**

Friday, September 27 – 7:30 p.m. and
Saturday, September 28 – 7:30 p.m.

**“By George:
The Music of George Gershwin”**
*Live Musical Review –
The Majestic Theatre*

George Gershwin's compositions spanned both popular and classical genres, and his most popular melodies are universally familiar. He composed music for both Broadway and the classical concert hall, as well as popular songs that brought his work to an even wider public.

Join a talented cast of eight singers and dancers in this “MAJESTIC” celebration of the songs that we all still know and love, brought to you by The Majestic Theatre in Manchester.

Wednesday, October 2 – 7:30 p.m.

**“America’s Hot Spots!
Our Spectacular Volcanic Legacy”**
Gray Warriner – Travelogue

Hawaii is one of America's hot spots, but so are the frozen summits of the Aleutian Islands, and high, alpine parklands in the Pacific Northwest. Yellowstone's famous geysers and hot springs and the largest rapid in Arizona's Grand Canyon share something in common: volcanism! High, violent volcanoes punctuate the Pacific Northwest's Cascade Mountains. Life is returning to the base of Mt. St. Helens, but its 1980 eruption still scars the land. Visit the spectacular, towering giants along America's ring of fire: Mt. Rainier, Mt. Hood, and Mt. Shasta. Hike to the desolate, sulfur-scarred landscape of Mt. Lassen's “Bumpass Hell,” where the inferno that powered its last eruption still lurks below the surface. Discover how an eruption around 1100 AD changed life in an unexpected way for early Pueblo Indians in Arizona.

Some of the world's grandest scenery is to be found at America's Hot Spots, where even the land is alive!

www.walkerlecture.org

Wednesday, October 9 – 7:30 p.m.

“Singing the Good Old Songs Again”
*Live Musical Performance Featuring
Jackie Davidson,
Original member of
“The New Christy Minstrels”
and Gary Brandt,
Folk Performer/Songwriter*

Join in for this energetic program that features 'classic' and original folk music – with emphasis on the songs and performers from 1958-1965. Enjoy humor, audience interaction and participation in the show, including the longest “Sing-A-Long Folk Song Medley” in the country. Personal stories about the songs and the singers combine with the “folk sound” that takes us back to the time of the folk song revival.

You will find this show to be an entertaining, educational, humorous, memorable, and fun experience!

Wednesday, October 23 – 7:30 p.m.

“Unsinkable Women”
*Live Musical Performance Featuring
Deborah Jean Templin
in a One-Woman Show!*

Based on actual diaries, letters and interviews, “Unsinkable Women” brings to life nine famous figures – including Madeline Astor, the beautiful teenage bride of John Jacob Astor, one of the wealthiest men in America. And, of course, there's Margaret Tobin Brown – the “Unsinkable Molly” herself – whose account of the ship's final moments brings the evening to its dramatic climax.

Created and performed by New York actress Deborah Jean Templin, these vivid portraits are punctuated with period songs, from rollicking vaudeville turns to tender ballads like Victor Herbert's *Toyland*. Drawing wigs, complete costumes, and props from a classic old wardrobe trunk, Ms. Templin transforms herself, shifting from character to character in full view of the audience.

Wednesday, February 26 – 7:30 p.m.

"Texas Highways & Byways"

Dale Johnson – Travelogue

When standing in El Paso, Texas, you're closer to Los Angeles than to Texarkana on the other side of the State. When standing in Brownsville, Texas you are 475 miles from Mexico City, but almost 800 miles from Amarillo. The second largest canyon in the U.S., Palo Duro, is found here, a fact not well known, even in Texas. Football is the State religion, oil is the lifeblood, agriculture and cattle are the foundation. NASA, metroplexes, the Big Thicket, a technological Silicone Valley around Austin, the capitol, all-fascinating in and of themselves. At dusk, 20 million bats emerge from Braken Cave near San Antonio every night to feed on 250 tons of insects! Texas has become an important wine producing state! The well-known and the little-known converge to keep viewers engrossed and entranced.

Wednesday, March 12 – 7:30 p.m.

"Lure & Lore of the Deserts"

Sandy Mortimer – Travelogue

The deserts of the world are not the same. Each is unique...with it's own look, feel and past. The one similarity they ALL have had, however, is their attraction to humans. Countless men and women, each for their own reasons, have been lured to deserts throughout the centuries. The deserts of Egypt, Israel, and Jordan are where it's said God first spoke to man...and filled with stories we hold sacred. While the vast sands have done their part to obscure the sites, we will sift through the past and present and relive those stories. The wealth of American deserts also speaks of those lured throughout the centuries and the stories they've left behind.

The lore and legends of the little know sites are still to be explored. Through Egypt, Israel, Jordan, and America, we immerse ourselves in the natural beauty and splendor of deserts to discover the lore that has been left behind.

Wednesday, March 19 – 7:30 p.m.

"The Treasures of Taiwan"

Buddy Hatton – Travelogue

Taiwan hasn't yet made it to the top of everybody's "bucket" list, but it's partially a result of people not quite knowing what Taiwan has to offer. This new film will show audiences what lies on this small island – a world of contrasts and mix of cultural influences you're not likely to find anywhere else on the planet.

Taiwan offers a hi-tech society, a culture filled with tradition, and an aboriginal soul. Taiwan has some of the world's warmest people who will make this an unforgettable journey.

Wednesday, April 2 – 7:30 p.m.

"Southern Europe – Paris, Cannes, Barcelona, Granada, Seville, Croatia, Greece & Istanbul"

Marlin Darrah – Travelogue

This journey through Southern Europe gives the viewer a taste of some of the great natural wonders, architectural treasures, and cultural and artistic highlights of several cities and countries. A delicious sampler package from Paris, Cannes, Barcelona, Granada, Seville, Croatia, Greece, and Istanbul. Travel from the Seine and art galleries of Paris to the Moorish palaces and market streets of Spain; from the greatest coastal walled city in the world, Dubrovnik; and to the most fascinating city of the Eastern Mediterranean, Istanbul.

Come enjoy a program filled with rich HD cinematography and music.

Wednesday, April 9 – 7:30 p.m.

"Freese Brothers Big Band with featured vocalist Amanda Carr"

Back by Popular Demand!

Live Musical Performance

Concord's hometown band was formed in 1982 by the four Freese Brothers, who began playing music together in a family troupe in the 30s. The band is joined by acclaimed vocalist Amanda Carr, who has been featured with The Artie Shaw, Harry James, and Glenn Miller Bands and has been a guest soloist with the Boston Pops.



CONCORD COMMUNITY CONCERT ASSOCIATION

Announcing the 2013-2014 season – our 83rd year –
with the best musical program in town! Reserve your seats now!

ENJOY FIVE CONCERTS FROM THE GREAT WORLD OF MUSIC!

Saturday, Sept. 21 - An Ensemble of THE KLEZMER CONSERVATORY BAND
Tradition! The top Klezmer musicians directed by the great Hankus Netsky! A Season-opening WOW!

Sponsored by Automotive Supply Associates and Sanel Auto Parts

Friday, Oct. 25 - MARIKA HUGHES and BOTTOM HEAVY – NYC Jazz stars

Favorites at New York's top jazz venues -- Blue Note and Joe's Pub. A rare treat for jazz aficionados.

Sponsored by The Duprey Companies: Residence Inn and Comfort Inn

Sunday, Jan. 19 – (special 2pm matinee) -- THE DARTMOUTH GOSPEL CHOIR

A special concert on the Martin Luther King Holiday, directed by the extraordinary Walt Cunningham.

Wednesday, Mar. 26 – PAVEL NERSESSIAN, RUSSIAN PIANO VIRTUOSO

Internationally famed pianist honored as a *Merited Artist of the Russian Federation*.

Friday, April 25 – THE NEW ENGLAND BRASS QUINTET with JAY DALY

“The Saints Come Marching In” to the Audi, back “by popular request” for a grand season finale.

\$58 Season membership/subscription includes these five concerts with children admitted free...and

The Audi's “ACT NOW” (Arts Coming Together) Two-for-One Ticket Voucher for the Community Players, Barbershop Harmony Festival, Petit Papillon Dance, and Red River Theatres!
PLUS: six Nashua Community Concerts: 9/17: Back on Broadway; 10/18: The Diamonds - rock ‘n’ roll; 11/18: Jesse Lynch’s Jazz 101; 1/23: DePue Brothers Bluegrass; 3/15: comedic pianist Dale Gonyea; 4/4: Piano-Violin Duo: Yang and Olivia Liu. ALL FOR \$58...It's the Musical Deal of the Year!

Season tickets, show information, and vouchers are sent out on September 1, 2013.

Group rates available. Individual show tickets are \$18, on sale before each show.

Concord Community Concert Association – 2013-2014 SEASON ORDER FORM

For Information: 603-344-4747 www.concordcommunityconcerts.org

_____ New _____ Renewal

_____ Subscription Membership \$58 each: \$ _____
Children 18 & under free with adult members Name _____

My additional deductible gift: Address _____

_____ Friend up to \$100 \$ _____
_____ Patron \$101-500 \$ _____
_____ Benefactor \$501+ \$ _____

Total \$ _____ Phone/email: _____

_____ Apply my gift to Student Outreach

MC/Visa _____ Exp _____

Make checks payable to Concord Community Concerts; Mail to PO Box 387, Concord NH 03302

The
AUDI

CONCORD
City Auditorium

23rd
Annual

Season Opening GALA
The Friends of the Audi Present
We Love The Nightlife

Sponsored by
Charter Trust Company

The 2013-14 Season Opening GALA
September 15, 2013 at 6PM

The
Audi
Arts Fair

6pm - Outdoors under the Taylor Rental Tent with displays from area arts groups

And the Famous

Arnie's
Ice Cream Social

The
Variety
Show

7pm - A sparkling upbeat preview of coming attractions: Music, Dance, Theatre, Comedy and Film.

A 90-minute family show

Director: Wallace J. Pineault

Producer: David Murdo

Show Tickets \$5 each

The
GALA
Raffle

10 prizes total over \$3K in show tickets and Gift Cards to local restaurants

Angelina's, Applebee's, Barley House, CC Tomatoes, Cheers, Common Man, Hermanos, Margaritas and O Steaks and Seafood

Raffle Tickets \$1 each

Order Tickets by mail or pick up starting September 1st at
The UPS Store or Gibson's Book Store on South Main Street in Concord.

2013-14 GALA Order Form

Show Tickets

\$5 each
Number of Tickets Wanted _____

Raffle Tickets

\$1 each
Number of Tickets Wanted _____

Total Due

Amount Due _____

Purchase Show Tickets By Mail And Get A FREE Raffle Ticket

Make checks payable to Friends of the Audi and enclose a self-addressed stamped envelope with your order, so we can mail you your tickets.

Mail to: Audi Friends - P.O. Box 652, Concord, NH 03302-0652

Since 1904
CONCORD
City Auditorium

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Live on Stage • Concord City Auditorium

THE MAGIC OF MOVIES & TELEVISION

A MUSICAL TRIBUTE

Nov. 1 & 2 ~ 7:30 pm

Nov. 3 ~ 2:00 pm

TICKETS ~ \$18

Available at

Capitol Center for the Arts

Gibson's Bookstore

The UPS Store

Merrimack County

Savings Bank

(89 N. Main St. office)

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by Marc Murai

Live on Stage • Concord City Auditorium

THE MAGIC OF MOVIES & TELEVISION

A MUSICAL TRIBUTE

Nov. 1 & 2 ~ 7:30 pm

Nov. 3 ~ 2:00 pm

Concord City Auditorium

TO ORDER TICKETS

Simply fill out this form and enclose your check payable to: Rotary Club of Concord Charitable Foundation
Mail to: Rotary Club of Concord • PO Box 2246 • Concord, NH 03301

Name (please print)

Address/ City/ State/Zip

Signature

Phone Number

E-mail

SHOW TICKETS

Price: \$18.00 per ticket

Number of tickets

Th, Nov. 1, 2013 _____ Fri, Nov. 2, 2013 _____ Sat, Nov. 3, 2013 _____

PAYMENT

\$ _____ TOTAL AMOUNT PAID

Make checks payable to:

Rotary Club of Concord Charitable Foundation • PO Box 2246 • Concord, NH 03301

We will mail your tickets to you.

SHOW DATES AND TIMES

Friday November 1, 2013 — 7:30 PM

Saturday November 2, 2013 — 7:30 PM

Sunday November 3, 2013 — 2:00 PM

CONCORD CITY AUDITORIUM — 2 Prince Street, Concord, NH



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120

R
AUG 28 2013
B

August 27, 2013

Herbert F Leisy Jr
CenterStone Residence
12 Pine Acres Road
Suite 1229
Concord NH 03301 USA
(225-9129)

Old Loudon Road - 2

Ms. Michelle Mulholland,
Deputy City Clerk
City of Concord, New Hampshire
41 Green Street
Concord, New Hampshire 03301

Dear Ms. Mulholland:

Thank you for sending a copy of General Services
Director Earle M. Chesley's Report and Program
of June 26, 2013.

It is reassuring to learn that The Council and
the City of Concord are sensitive to and appreciate
the challenges that The Old Loudon Road environment
present to a residential quality of life:

- . Wooded and Pond Ecosystems
- . Private Residences

bordered by:

- . an electrical throughway
- . Steeplegate Mall

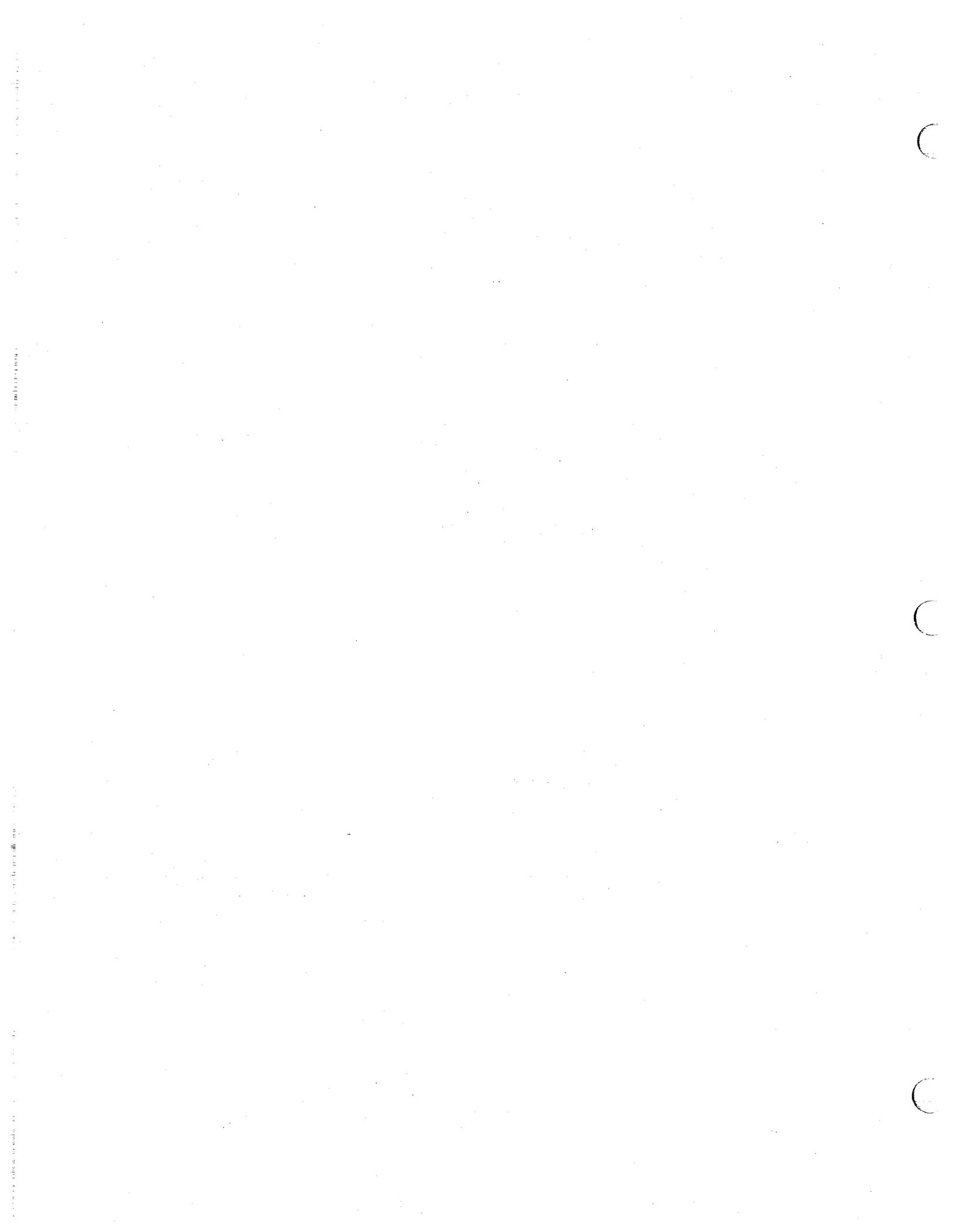
With the adoption of Director Chesley's Program,
I look forward to an improved quality of life
and habitat in this part of Concord.

Thanking you and The Council again,

Sincerely,

Herbert F Leisy Jr.

cc: Ms. Candace Bouchard, Concord City Councilor
Mr. Dick Day, President, Dick Day Motors





9IN+9

TAA

Comcast Cable
54 Regional Drive
Concord, NH 03301
www.comcast.com

VIA HAND DELIVERY

August 12, 2013

City of Concord
41 Green Street
Concord, N.H. 03301

Re: Check Number 510378410 - \$187,889.99

Dear Council Members:

Please find enclosed Comcast's Franchise Fee payment for the Second Quarter of 2013. If you have any questions regarding these payments, please feel free to contact me at 603-224-1871, ext. 202.

City of Concord, New Hampshire

Comcast

Received by:

Bryan Christiansen
Manager of Government Relations



COMCAST FINANCIAL AGENCY CORPORATION
 A Comcast Cable Communications Group Company
 1701 JFK Boulevard
 Philadelphia, PA 19103-2838

12103967
 PAGE: 1 of 1

DATE: July 31, 2013
 CHECK NUMBER: 510378410
 AMOUNT PAID: \$187,889.99

00172 CKS 6A 13212 - 0510378410 NNNNNNNNNN 2125100005009 X193A1 C
 CONCORD CITY OF NH
 41 GREEN STREET
 OFFICE OF THE MAYOR
 CONCORD NH 03301

VENDOR NUMBER: 154624

VENDOR: CONCORD CITY OF NH

INVOICE NO.	INVOICE DATE	ACCOUNT NUMBER	DESCRIPTION	DISCOUNT AMOUNT	NET AMT
112845	06/30/13		305385-Concord NH	\$0.00	\$187,88
			TOTALS	\$0.00	\$187,88

PLEASE DETACH BEFORE DEPOSITING CHECK



COMCAST FINANCIAL AGENCY CORPORATION
 A Comcast Cable Communications Group Company
 1701 JFK Boulevard
 Philadelphia, PA 19103-2838

CHECK NUMBER 510378410

56-15
441

July 31, 2013

*** VOID AFTER 180 DAYS ***

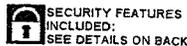
PAY TO THE ORDER OF: CONCORD CITY OF NH
 41 GREEN STREET
 OFFICE OF THE MAYOR
 CONCORD, NH 03301

CHECK AMOUNT

\$187,889.99

EXACTLY *****187,889 DOLLARS AND 99 CENTS

JPMorgan Chase Bank, N.A.
 Columbus, OH



Catherine Corjic

Authorized Signature

⑈ 510378410⑈ ⑆044115443⑆

675528323⑈



System Name: Comcast of Maine/New Hampshire, Inc.
 Email: Patrick_Moore@cable.comcast.com
 Phone: 610-650-2999

Vendor ID:	154624
Contract Name:	Concord NH
Statement Period:	Apr - Jun, 2013
Payment Amount:	\$187,889.99
Statement Number:	112845
CUID:	None
System ID:	8773-2000-1580

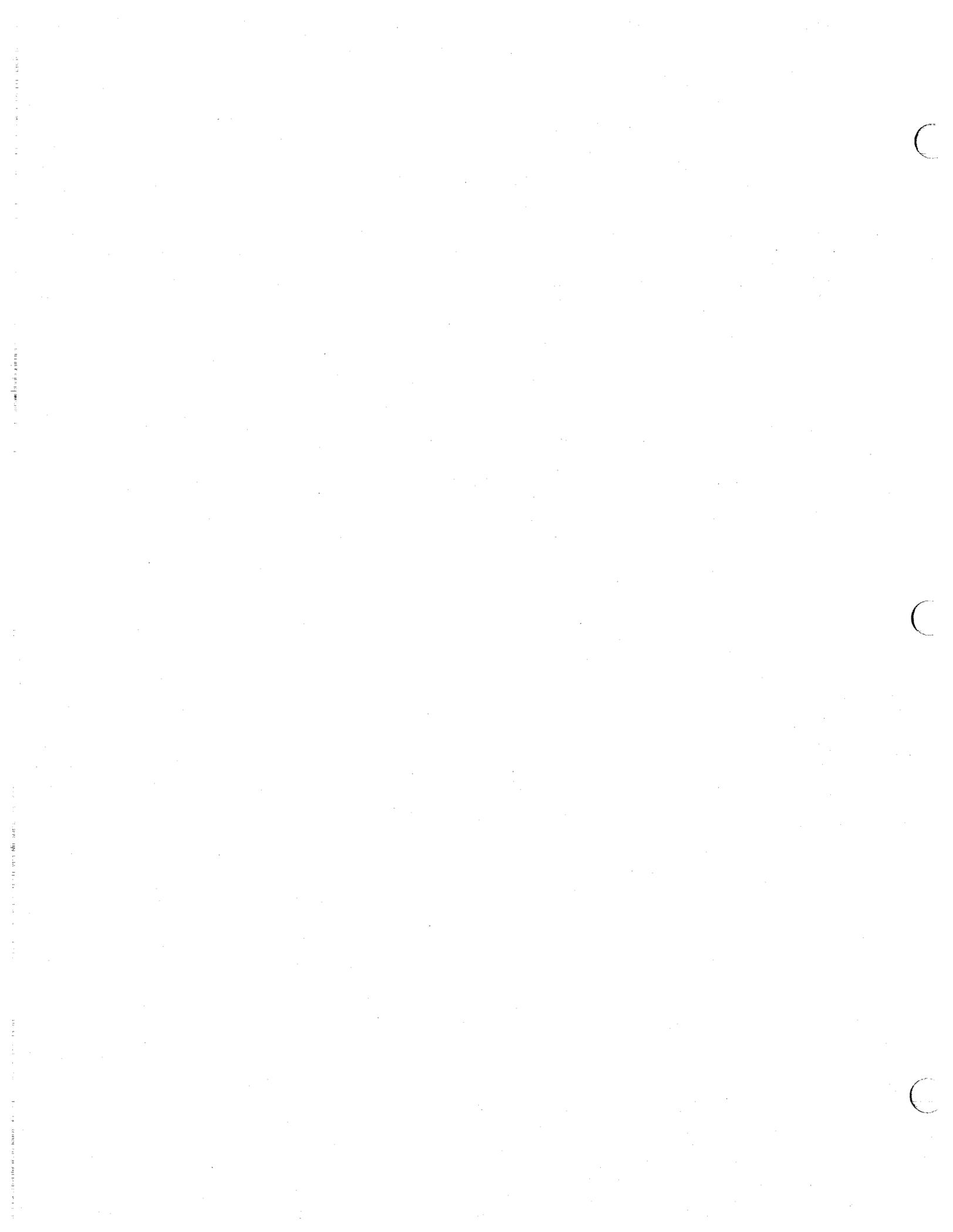
CONCORD CITY OF NH
 41 GREEN STREET
 OFFICE OF THE MAYOR
 CONCORD, NH, 03301

This statement represents your payment for the period listed above.

Revenue Category	Amount
Expanded Basic Video Service	\$1,383,928.36
Limited Basic Video Service	\$618,226.30
Digital Video Service	\$679,812.12
Pay	\$270,728.05
PPV / VOD	\$128,319.29
Video Equipment	\$8,683.84
Digital Video Equipment	\$137,100.17
Video Installation / Activation	\$27,956.58
Franchise Fees	\$196,335.89
PEG Fees	\$16,062.22
Guide	\$837.76
Other	\$15,909.93
Late Fees	\$9,914.16
Write-offs / Recoveries	(\$22,822.38)
Ad Sales	\$267,858.53
Home Shopping Commissions	\$18,947.76
Total	\$3,757,798.58
Franchise Fee %	5.00 %
Franchise Fee	\$187,889.99

To the best of my knowledge and belief, the above is a true and correct statement for the accounting of the gross revenues received by this corporation for the period.

Pat Moore
 Pat Moore
 Analyst



9 INF 10
TAA

Bonenfant, Janice

From: Amanda Grady Sexton <amandakgrady@gmail.com>
Sent: Wednesday, August 07, 2013 9:40 AM
To: Bonenfant, Janice
Subject: Fwd: 2 1/2 Beacon St

Dear Janice,
Would you be willing to include this email in the upcoming Council packets?
Thanks,
Amanda

----- Forwarded message -----

From: "Kristyn Van Ostern" <kristynvanostern@gmail.com>
Date: Aug 6, 2013 2:28 PM
Subject: 2 1/2 Beacon St
To: <msanta@concordnh.gov>, <jpbouley@comcast.net>, <citymanager@concordnh.gov>, <lizblanchard@myfairpoint.net>, "Amanda Grady Sexton" <amandakgrady@gmail.com>, <cccwhite@aol.com>, <fkeach@dmflowers.com>, <markcoen@tds.net>, <steveshurtleff@aol.com>, "Dan St. Hilaire" <dansthilaire@comcast.net>, "Benjamin Kelley" <bkelley@bradysullivan.com>, "James Monahan" <jmonahan@dupontgroup.com>, <snorton@nhpolicy.org>, <cityclerk@concordnh.gov>
Cc: "Colin Van Ostern" <colin@washstreet.com>

Dear Mayor, City Manager, Code Administrator, and City Council & ZBA members:

I'm writing to ask for your help in enforcing the eviction of RTT Associates at 2 1/2 Beacon St.

Since this weekend, we have had a private guard patrolling less than 100 yards away from our house.

As you probably know, RTT is the sex offender treatment center whose patient reportedly is being charged with sexually assaulting an 11 year old girl who lives less than 100 feet from their office (and a second incident this spring two streets over was linked to this in a recent *Concord Monitor* article). They operated from 2005-2011 in violation of city zoning and without notice to neighbors, and received a special exemption in 2011 despite neighborhood objections. In June, the city found them to be "a hazard to the health safety and general welfare of the public" and asked their landlord to evict them.

On Friday, RTT Associates refused to leave their offices in our residential neighborhood, despite their special zoning exception being revoked. Their landlord did not appeal the new zoning; but the tenant, RTT, did.

When Saturday, the morning their refusal made the newspaper, bricks were thrown through the glass door and window of the office in an indefensible act of vandalism against RTT. I wouldn't wish that on anyone, and despite their actions throughout this incident, nothing justifies the violence against them.

This needs to be resolved immediately. It's a safety issue for my family and others.

I expressed my concerns to RTT, as a neighbor (letter below) last month. The letter was opened, put back in the envelope, taped up, and marked "Return to Sender".

Counseling centers like this can play an important role in our society, but it is not OK for them to be in a residential neighborhood.

Our neighborhood has spent the summer under an unresolved cloud after the assault this spring, and RTT's refusal to move. Please do not let this continue unresolved.

Sincerely,

Kristyn Van Ostern, Tremont St.

TremontStNH@gmail.com

(603) 715-1839

SENT June 26, 2013

Kris Geno, Owner, RTT Associates

2 ½ Beacon St.

Dear Kris Geno,

As a neighbor, I am writing to ask you to please consider finding another, more suitable location for RTT Associates.

I agree with the *Concord Monitor's* editorial yesterday, which stated **"A counseling center that serves sex offenders, people with anger management problems or a history of domestic abuse does not belong in a residential neighborhood."**

According to the City, RTT's presence in this residential neighborhood "is a hazard to the health safety and general welfare of the public and is detrimental and out of character with the adjacent neighborhood and is not appropriate for the location."

I (and some other neighbors I've spoken with) agree. And to be honest, I don't feel like our family is safe with your business operating here in this residential neighborhood. It is clear after the incidents of this spring that our neighborhood has been damaged. Frankly, we wish there was more transparency before that, too.

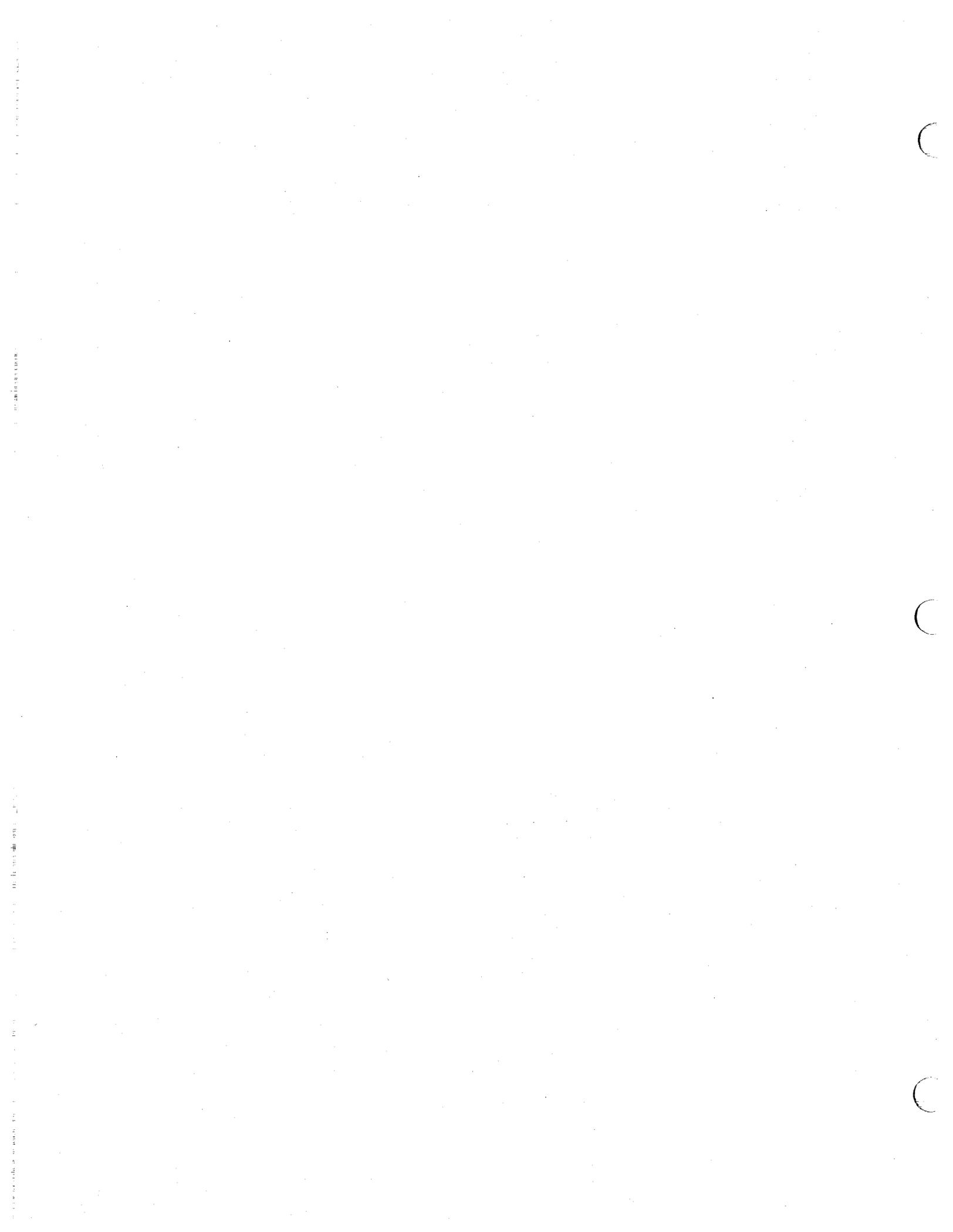
I understand that counseling centers like yours can play an important role in our society, but it is not OK for them to be in a residential neighborhood. Please work with City officials to find a new, more appropriate place to re-locate.

Thank you very much,

Cristyn Van Ostern, Tremont St.

TremontStNH@gmail.com

(603) 715-1839



Bonenfant, Janice

From: Kelly Lynch <klynch@bankofnewengland.com>
Sent: Wednesday, August 07, 2013 8:26 AM
To: Santa, Michael; jpbouley@comcast.net; * City Manager Office; * City Clerk
Subject: RTT Associates

Dear City Councilors and members of the Zoning Board of Adjustment,

I would like to tell you a little bit about my experience with RTT Associates. My Ex boyfriend sought sex offender treatment there. At the time, I was unaware of the crimes that he had committed. He molested a 14 year old girl several times over approximately 2 or 3 years.

I am not surprised that Kris Geno, the owner of RTT, is refusing to leave the 2.5 Beacon St location. Kris is VERY sympathetic toward the offenders. She has told My Ex (A Concord Resident) that he has every right to see his daughter, doesn't have to disclose his offense to neighbors, etc. After learning the details of my ex's crimes, and suffering 7 years of physical and emotional abuse from him, I separated from him. I have since learned that while in treatment, he was soliciting girls online for sex from Craigslist. This behavior happened AFTER he supposedly "Graduated" Kris Geno's treatment program. When Kris learned of this behavior she said (in court) that she told him it wasn't a good idea, but that he wasn't doing anything illegal. This is not the behavior of a "reformed" sex offender. In addition, Ms. Geno testified in court that my Ex was "no danger" to my daughter, even given these circumstances. Based on her testimony, court continued visitation, which I am still trying to fight. However, my ex's mother has the money to retain attorney's for him (the same attorney representing RTT Associates) and I do not have the resources to do that.

I wonder what she would have said about David Mandigo, the man that assaulted the little girl who lives next door to RTT? That he was no danger? Kris' actions have shown no regard for the victim and her family, nor any regard for potential victims or protecting children. Seems all she is interested in is protecting the offenders! My ex and I did attempt no joint counseling sessions with Kris Geno, where she told me I NEEDED TO ACCEPT his behavior and put it behind me. I'm sorry, but I CAN NOT accept that type of behavior.

Not only do I think that the office needs to relocate, but I think that the practice should be shut down. I am appalled that RTT was ever given a special exception to operate in a neighborhood with residential zoning. It is totally inappropriate to draw sex offenders into a residential neighborhood. In my opinion, my ex is a potential danger to society, just like David Mandigo is. This behavior has to do with compulsion and I don't believe that you can change a compulsive person. I can't imagine how many other very dangerous sex offenders are being brought into this neighborhood on a daily basis. It is only a matter of time before another child is harmed.

I am asking that you do everything in your power to evict RTT from their current location. I hope that you act quickly. The families in this neighborhood deserve better. Please remember that your actions could stop another crime like this from happening.

Please feel free to contact me at this e-mail address or 603-396-6284

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Thank You,
Kelly

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