



Non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition and a non-public session in accordance with RSA 91-A: 3, II (d) to discuss contract negotiations to be held at 5:30 p.m.

City Council Meeting
Agenda
August 11, 2014
City Council Chambers
7:00 p.m.

1. Call to Order.
2. Invocation
3. Pledge of Allegiance.
4. Roll Call.
5. Approval of the July 14, 2014 Meeting Minutes.
6. Agenda overview by the Mayor.

- Consent Agenda Items -

Referral to the Legal Department, the Police Department and Community Development, Code Administration

7. Request from Councilor Matson that consideration be given to an ordinance prohibiting the use and possession of high powered fireworks within the City of Concord; together with communication from Barbara Bell.

Referral to the Legal Department and Community Development, Code Administration

8. Petition from residents of River's Edge Estates asking that the City of Concord provide residents help in removing dilapidated, abandoned and unoccupied mobile homes from their park.

Referral to Community Development, Engineering

9. Communication from residents of A Street in Concord asking that consideration be given to making A Street a public street.

Items Tabled for a September 8, 2014 Public Hearing

10. Resolution accepting and appropriating the sum of \$4,714 from the New Hampshire Department of Transportation (NHDOT) for a portion of the construction of the municipal water main relocation across the Exit 12 Bridge over I-93; together with a report from the Associate Engineer.

From the City Manager

11. Positive Citizen Comments.

Consent Reports

12. Diminimus gifts and donations report from the Library Director requesting authorization to accept monetary gifts totaling \$2,045.88 as provided for under the preauthorization granted by City Council.
13. Current Use Change Tax Quarterly Report from the Director of Real Estate Assessments.
14. Report from the City Engineer recommending use of completed and unexpended Geographic Information System (GIS) project funds for the replacement of Global Positioning System (GPS) equipment (CIP #297).
15. Semi-Annual Report on Contracted Solid Waste Service and Recycling Services.

Consent Resolutions

16. Resolution authorizing the City Manager or his designee to apply for funding through the Assistance to Fire Fighters Grant Program administered by the Federal Emergency Management Agency; and appropriating funds awarded for this purpose; together with report from the Fire Chief.
17. Resolution making a return of the Perambulation for the Town Line between the City of Concord and the Town of Webster; together with report from the City Surveyor.
18. Resolution authorizing the City Manager to enter into an agreement with the NH Department of Transportation (NHDOT) to include water and sewer infrastructure improvements in the state contract for the I-93 Exit 12 bridge replacement project at 100% City funding; together with report from the Associate Engineer

Consent Communications

19. Street closure request for the 13th Annual Rock 'N Race to benefit the Payson Center for Cancer Care to be held on Thursday, May 21, 2015.

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20. Street closure request for a White Park Cyclocross Race to be held on Saturday, September 20, 2014.
21. Street closure request for the 9th Annual Multicultural Festival to be held Saturday, September 13, 2014.

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

22. August 11, 2014 Public Hearings

- A. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 9, Water, Article 9-1, Waterworks, Section 9-1-12 Cross-Connection Control; together with report from the Director of General Services. (7-7)
- B. Resolution accepting and appropriating a \$50,000 donation from Unitil to be used for lighting improvements at the Concord City Auditorium; together with report from the Deputy City Manager – Finance. (7-8)

August 11, 2014 Public Hearing Action

23. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 9, Water, Article 9-1, Waterworks, Section 9-1-12 Cross-Connection Control; together with report from the Director of General Services. (7-7)
24. Resolution accepting and appropriating a \$50,000 donation from Unitil to be used for lighting improvements at the Concord City Auditorium; together with report from the Deputy City Manager – Finance. (7-8)

Reports

25. Citywide Multi-generational Community Center report, CIP #443, from the Director of Redevelopment, Downtown Services & Special Projects

New Business

Unfinished Business

26. 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) (9-37) (10-36) (11-40) (12-37)(1-42) (2-56) (3-45) (4-18) (5-45) (6-42) (7-38) (*Action on this item tabled following a February 2013 public hearing*)
27. 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

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Code/2009; together with report from Code Administration. (8-14)(9-26C; 9-29) (10-37) (11-41) (12-38) (1-43) (2-57) (3-46) (4-49) (5-46) (6-43) (7-39) *(Action on this item was tabled after a public hearing was held on September 9, 2013.)*

28. Ordinance amending the Code of Ordinances, Title IV, Zoning Code; Chapter 29.2, Public Capital Facilities Impact Fees Ordinance; Section 29.2-1-2, Assessment and Collection; together with report from Acting City Planner. (1-9) (2-45A; 2-46) (3-47) (4-50) (5-47) (6-44) (7-40) *(Action tabled on this item; item also referred to the Impact Fee Committee after a public hearing was held February 10, 2014)*
29. Ordinance amending the Code of Ordinances, Title IV, Zoning Code, Chapter 28, Zoning Ordinance, Article 28-6, Sign Regulations, Section 28-6-7, Signs Prohibited Under this Ordinance and Glossary; together with a report from the Zoning Administrator. (2-16) (3-35E; 3-39) (4-51)(5-48) (6-45) (7-41) *(March 10, 2014 public hearing opened and recessed at the request of the Deputy City Manager – Development until such time as the Planning Board has had to finalize their review) (Report from the Deputy City Manager – Development; together with proposed ordinance submitted in July 2014).*

Comments, Requests by Mayor, City Councilors

Comments, Requests by the City Manager

Consideration of Suspense Items

Adjournment

Information

- 8 Inf 1 District Two Executive Council report from Colin Van Ostern.
- 8 Inf 2 April 24, 2014 Transportation Policy Advisory Committee Meeting Minutes.
- 8 Inf 3 May 20, 2014, June 17, 2014 and July 15, 2014 Traffic Operations Committee Meeting Minutes.



CB
8-5

Non-public session in accordance with RSA 91-A: 3, II (d) to discuss property acquisition to be held at 6:00 p.m.

City Council Meeting
Draft Minutes
July 14, 2014
City Council Chambers
7:00 p.m.

1. The Mayor called the meeting to order at 7:00 p.m.
2. Invocation by Father Michael Wilson, Holy Trinity Greek Orthodox Church.
3. Pledge of Allegiance.
4. Roll Call. Councilor Bennett, Mayor Bouley, Councilors Champlin, Coen, Grady Sexton, Herschlag, McClure, Nyhan, St. Hilaire, Shurtleff, Todd and Werner were present. Councilors Bouchard, Keach and Matson were excused.
5. Approval of the June 5, 2014, June 9, 2014 and the June 30, 2014 Meeting Minutes.

Action: Councilor Werner moved approval of the June 5, 2014 meeting minutes. The motion was duly seconded and passed with no dissenting votes. Councilor Grady Sexton moved approval of the June 9, 2014 meeting minutes. The motion was duly seconded and passed with no dissenting votes. Councilor Grady Sexton moved approval of the June 30, 2014 meeting minutes. The motion was duly seconded and passed with no dissenting votes.

6. Agenda overview by the Mayor.

- Consent Agenda Items -

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

Action: Councilor Nyhan moved approval of the consent agenda with items 15, 17 and 18 being removed for discussion at the end of the agenda. The motion, as amended, was duly seconded and passed with no dissenting votes.

Items Tabled for an August 11, 2014 Public Hearing

7. Ordinance amending the Code of Ordinances, Title I, General Code; Chapter 9, Water, Article 9-1, Waterworks, Section 9-1-12 Cross-Connection Control; together with report from the Director of General Services.
8. Resolution accepting and appropriating a \$50,000 donation from Unitil to be used for lighting improvements at the Concord City Auditorium; 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 \$2,407.75 as provided for under the preauthorization granted by City Council.
11. Diminimus gifts and donations report from the Recreation Director requesting authorization to accept monetary gifts totaling \$3,584.46 as provided for under the preauthorization granted by City Council.
12. Council Quarterly Priorities Report from the City Manager.
13. 2013 DRA Equalized Valuation & Tax Rate Comparison Report from the Director of Real Estate Assessments.
14. Report from Code Administration regarding Intown Concord's request to serve alcohol at Market Days on Main Street.
15. Comprehensive Annual Financial Report Award notification from the Deputy City Manager – Finance and the Assistant Finance Director. *(Pulled from consent by Councilor Coen)*

Action: Item removed from the consent agenda for discussion.
16. Report from the Traffic Operations Committee in response to a communication from Michael Munroe, 12 Ripley Street, asking that consideration be given to making Ripley Street local access only. (6-8)
17. Report from the City Engineer recommending that the City Manager be authorized to reestablish the public right-of-way boundary line along Sewalls Falls Road in conjunction with the Sewalls Falls Bridge Replacement Project (CIP22). *(Pulled from consent by Council McClure)*

Action: Item removed from the consent agenda for discussion.

18. Report from the Police Department in response to a communication from Kathleen Conners, 5 Cambridge Street, regarding safety concerns she has within her neighborhood as well as other areas within the City of Concord. (6-11) *(Report from Code Administration submitted) (Pulled from consent by Councilor Champlin)*

Action: Item removed from the consent agenda for discussion.

Consent Resolutions

19. Resolution authorizing the City Manager or his designee to apply for matching grant funding through the New Hampshire Department of Safety for technical assistance for the revision of the City's Local Emergency Operations Plan; together with a report from the Fire Chief.
20. Resolution in regards to the contribution towards the rebuilding the Poulin Park gazebo. *(Communication from Gary Quint, Penacook resident, received)*

Consent Communications

21. Street closure request from the Arthritis Foundation New England Region for the 2014 Concord Jingle Bell Run to be held on Sunday, November 30, 2014.
22. Street closure request from Concord 250 requesting the closure of Main Street, between Pleasant Street and Park Street, from 7:00 a.m. until 9:00 a.m. on Sunday, July 20, 2014 for a photo recreation event.

Appointments

23. City Manager's proposed appointment to the Library Board of Trustees.
Christopher Casco

From the Mayor

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

24. July 14, 2014 Public Hearings

- A. Ordinance amending Code of Ordinances, Title V, Administrative Code; Chapter 30, Administrative Code, Article 30-3, Boards and Commissions Section 30-3-7, ~~City Parking Committee~~; together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Councilor Herschlag requesting consideration be given to amending the current parking committee ordinance to reflect the current

membership of the committee as well as expanding membership to the committee. (4-11) (6-12)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing.

Public Testimony

Roy Schweiker, resident, noted that he feels that the appropriate action would be to change the ordinance to include two people who are residents, property owners or business owners in downtown without reference to what organization they may or may not belong to. He indicated that he would similarly like to see a change to the Penacook membership to include a person who is a resident, business owner or property owner in downtown Penacook. He added that he would also like to see two neighborhood representatives added to the membership of the Parking Committee and an ex-officio member from the Police Department.

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

- B. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-2, No Stopping or Parking Near Hazardous or Congested Places, Schedule XVI; Fruit Street, Industrial Drive; together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Councilor Nyhan requesting consideration be made to extend the no parking zone at the intersection of South Fruit Street and Industrial Drive to a distance of approximately 200ft southerly and 200ft northerly along the east side of South Fruit Street. (5-9) (6-13)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing. There being no public testimony, the Mayor closed the hearing.

- C. Ordinance amending the Code of Ordinances; Title II, Traffic Code: Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-7.1, Parking Prohibited During Certain Hours and Months in Designated Places, Schedule IX (a); together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Curtisville and South Curtisville Road residents asking the City of Concord to consider traffic/parking improvements in the vicinity of the Broken Ground and Mill Brook Schools. (4-12) (6-14) *(Public testimony submitted)*

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing.

Public Testimony

Roy Schweiker, resident, noted that it is his understanding that one of the issues is that the parents pull up and wait on the side of the road for their children. He indicated that this is not parking but is standing and this proposed ordinance would not affect that. He noted that he feels that Council should prohibit standing as well as parking within these areas.

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, Article 18-1, Stopping, Standing and Parking, Section 18-1-4 Parking Prohibited in Certain Places; together with report from the Director of Redevelopment, Downtown Services & Special Projects. (6-15)

Action: There being no Council objection, public hearing items D and E were read together.

City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearings for items D and E.

Public Testimony

Roy Schweiker, resident, noted that he believes that, under the ordinance, people are not allowed to park and block their own driveways either. He stated that he is not quite sure how an exception could be written for this that would be enforceable. He added that he feels that it's important not to park across from driveways depending upon how narrow the street is.

There being no further public testimony, the Mayor closed the hearings for items D and E.

- E. Ordinance amending the Code of Ordinances, Title II, Traffic Code, Chapter 18 Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-20 Parking Prohibited in Hazardous Places. (6-16)

Action: Public hearing for this item taken with item D.

- F. Resolution authorizing the City Manager to submit an application in an amount of up to \$345,000 and to accept and appropriate grant proceeds of up to \$500,000 in

Community Development Block Grant funds on behalf of Independent Living Concord; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects. (6-17) (*Communication from the Independent Living Council submitted*)

Action: The Mayor asked that the City Council hold a joint public hearing on items F and H as they were both related to the City's potential application for Community Development Block Grant funds to support Independent Living Concord. There being no Council objection, public hearing items F and H were read together.

Matt Walsh, Director of Redevelopment, Downtown Services, and Special Projects made a brief presentation to the City Council concerning both items. He explained the purpose of the first resolution was to authorize the City Manager to apply for, accept, and administer up to \$345,000 in Community Development Block Grant Funds from the NH Community Development Finance Authority. If successful, the funds would be sub-granted by the City to Independent Living Concord and used to finance property acquisition or renovations to create independent housing for developmentally disabled persons in Concord at 181 North Main Street, or any other property should that purchase and sales agreement fall through. The majority of the persons who will reside at the facility will be of low and moderate income.

Mr. Walsh further explained that Community Development Block Grant funds are available to municipalities through the NH Community Development Finance Authority. Each year, the City, as a non-entitlement community, is eligible to apply for the following on a competitive basis:

- Up to \$500,000 for economic development projects;
- Up to \$500,000 for public facility and housing projects;
- Up to \$500,000 for emergency activities; and,
- Up to \$12,000 annually is available for planning study grants.

He further explained that all projects financed by CDBG funds must primarily benefit low and moderate income persons.

The \$345,000 being sought for Independent Living Concord represents the remaining amount funds for which the City is eligible for in 2014 for public facility and housing projects. Mr. Walsh noted that the City secured \$155,000 in CDBG funds for NAMI-NH in April.

Mr. Walsh also explained that the project conforms to the City's Housing and Community Development Plan's Goal of: "Assure that housing is available for families and individuals of low and moderate income and those with special needs."

Mr. Walsh then provided a brief overview and explained that the Displacement and Relocation Policy Statement and Procedures is required in order to apply for CDBG funding. Although the Independent Living Concord project is not anticipated to involve any displacement or relocation of persons or businesses, if the City (or the City's sub-grantee) were to undertake a CDBG project which involved displacement or relocation the City (or the City's sub-grantee) would follow this plan. Mr. Walsh explained that plan outlines the actions the City (or the City's sub-grantee) would take to find comparable, suitable housing for persons (or businesses) displaced or relocated as a result of projects financed by Community Development Block Grant funds.

Councilor Champlin asked whether the proposed independent living development would pay property taxes. Matt Walsh, Director of Redevelopment, responded that City staff has researched this issue and that based upon the City's current understanding of the project and its proposed financing sources, the property would be assessed like all other privately owned taxable property in the city.

Councilor Herschlag requested additional information about the taxable status of the proposed project. Mr. Walsh explained that state law RSA 75-1:a allows for certain affordable housing projects to receive special dispensation with respect to calculation of their assessed values and, in turn, their property taxes. Mr. Walsh explained that this statute can only be used for developments which comply with Section 42 of the Internal Revenue Code and use Low Income Housing Tax Credits. Mr. Walsh noted that Independent Living Concord's financing plan for this project does not anticipate the use of Low Income Housing Tax Credits and therefore it is unlikely the project would qualify for a RSA 75-1:a assessment.

Mayor Bouley opened the public hearings for items F and H.

Public Testimony

Michael Reed of CATCH Neighborhood Housing and Gary Sloper of Independent Living Concord addressed the City Council. They noted written testimony previously submitted and thanked the City Council for its consideration of this project. Mr. Reed noted that CATCH is advising Independent Concord regarding this project.

There being no further public testimony, the Mayor closed the hearings for items F and H.

- G. Resolution accepting and appropriating the sum of \$27,786 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program, funds designated for law enforcement related programs; together with report from the Police Department. (6-18)

Action: Mayor Bouley opened the public hearing.

Public Testimony

Joseph Haas spoke in opposition of the proposed resolution questioning where the dollars from the federal government are coming from.

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

- H. Resolution readopting the City's Displacement and Relocation Policy Statement and Procedures; together with report from the Director of Redevelopment, Downtown Services, & Special Projects. (6Sus2)

Action: Public hearing for this item taken with item F.

- I. Resolution accepting and appropriating the sum of \$463,505 for the purpose of purchasing new protective breathing equipment for the Fire Department, including \$371,826 in grant funds from the Federal Emergency Management Agency (FEMA), and authorizing the issuance of bonds and notes of up to \$91,679 from the City of Concord, CIP #573; together with report from the Fire Department. (6-4)

Action: City Manager Tom Aspell provided a brief overview.

Mayor Bouley opened the public hearing. There being no public testimony, the Mayor closed the hearing.

- J. Resolution adopting an amended and restated Development Program and Financing Plan for the Sears Block Tax Increment Finance District; together with report from the City Engineer. (6-5) (*Action to be taken July 30, 2014*)

Action: There being no Council objection, public hearing items J, K, L and M were read together.

Mayor Bouley opened the public hearings for items J, K, L and M.

Public Testimony

Jim Baer, resident, stated that he feels that taxpayers already shoulder a heavy tax burden and this proposed project exacerbates that problem. He indicated that he is in favor of scrapping the Main Street Complete Streets project before it's too late and feels that there are more worthwhile projects out there that will serve most of Concord's residents including: neighborhood road repairs, a new multipurpose skate house for White Park, repairing the deteriorating parking garages, a new library, completing the Storrs Street extension and beginning to do

something about the unfunded municipal retirement liabilities. Mr. Baer noted his concern with the loss of business to the downtown merchants during and possibly after construction of the project. **(Mr. Baer's full testimony is on file at the City Clerk's Office)**

Remi Hinxhia, President and owner of Associated Enterprise Inc., expressed his concern with parking within the proposed plan in the vicinity of the buildings he owns and also with moving the bus stop.

Tom Allen, 30 South Main Street owner, spoke in favor of the proposed project. He pointed out that some of the documents indicated that the Main Street project would carry a five year no cut moratorium which he feels would put a little bit of a pinch on the redevelopment of 32 South Main Street if they can't elevate the four telephone poles.

Councilor Grady Sexton inquired as to what businesses are located at 30 and 32 South Main Street. Mr. Allen responded that the Farrington House is located at 30 South Main Street and the Employment Security Building is located at 32 South Main Street.

Tim Sink, Greater Concord Chamber of Commerce, noted that he wanted to reiterate that the Chamber has been and remains supportive overall of this project. He stated that anyone he has spoken with about this project realizes that there is a need for investment in downtown Concord and the Chamber believes that this project addresses many of those needs. He added that they feel that there is a need for a "wow" factor for this project and feels that uplighting may provide for this. Referencing the City Plaza, he explained that since the 1920's the Chamber has operated a seasonal staffed visitor kiosk; the original proposal had some accommodation for some sort of staffed entity and hopes that some accommodation is made for this in the final plan.

Councilor Coen asked how many members comprised the Chamber of Commerce. Mr. Sink responded that they currently have 875 businesses and organizations.

Gerry Carrier, co-owner Little River Oriental Rugs and merchant roundtable host, indicated that as a result of changes in the Complete Street Projects, specifically the removal of snowmelt capabilities and construction during the day instead of evenings, the merchants in the downtown area would like to express some concerns. He stated that the majority of merchants still support the proposal and **are not suggesting a negative vote by the Council but are being brought forth** as part of a stronger partnership. These concerns include: city services needs to dedicate more resources and funds to help clear snow from building fronts to street curb in timely fashion; concerns with damage to planters and furniture by plows; concerns about parking with snow banks in streets; the safety of

pedestrians in downtown; methods for containing construction sand and materials; signage before and during construction; location of contractor's office and equipment; busy hour traffic; trailer truck deliveries in one way streets; backup of traffic; communications of schedules; need for face to face meetings with merchants, downtown residents and contractors; emergency numbers and response time. Mr. Carrier indicated that they are looking forward to the completion of the project as soon as possible and they are aware of the complexity and possible unforeseen setbacks. **(Mr. Carrier's full testimony is on file at the City Clerk's Office)**

Councilor McClure asked how important it is to the merchants to have construction stop on Veteran's Day, prolonging the length of the project, instead of extending the construction two to six weeks out after this day. Mr. Carrier replied that the merchants rely heavily on a fall to Christmas season for the success of their business by the end of the year to bring in a profit.

Councilor Herschlag pointed out within the plans that some of the planters are placed in a manner so that someone exiting their car wouldn't be able to walk alongside their car to get to the sidewalk but would have to either walk up to the next space or around the other side of the car. He asked Mr. Carrier if he had any suggestions as to how this could be mitigated. Mr. Carrier responded that he would leave this to staff and the design team; he stated that the point that they are trying to bring forward is that as the plows go by they are concerned that the planters may get damaged.

Roy Schweiker, resident, noted that he originally supported this project when it was brought to the Council because it was supposed to be a partnership – the federal government was going to pay 60 percent; the city 20 percent; and private interests 20 percent. He feels that it's no longer a partnership because the federal government pays 40 percent; the city 56 percent; private sector 4 percent. He noted his concern with granite pavers, with the cost to taxpayers and suggested that Council scale back the project to what the city can pay for.

Ron Rayner, resident, referencing granite pavers in the middle of the street, expressed his concern that the plows will catch the edge of the pavers ripping them up over time. He suggested using colored brick pavers pointing out that they would be a lot less expensive than granite pavers. He stated that he was in full support of the sidewalk snow melt system and feels that it's unfortunate that this can't move forward at this time. He suggested that Council consider installing the snow melt system now in the sidewalk only in the anticipation that something will happen in the next 5 to 10 years. He suggests taking a two block area for a month period, paint the area, making it clear as to how parking will be and where the sidewalks will be to try it out first. Mr. Rayner stated that this project is too critical to forgo something like this and have it not succeed down

the road. He strongly urged that the vote for this project not be held this evening because several Councilors are not present.

Sheila Zakre, resident, noted that if Council moves forward with this project it is very important to consider the placement of planters and benches for visually impaired individuals. She relayed her concern of the importance of not having obstructions in the middle of the sidewalks. Ms. Zakre spoke in favor of the snow melt system.

Robert Washburn, resident, spoke in opposition to the proposed project. He noted his concerns with the TIF district indicating that it's been projected out that the taxpayers won't benefit from the district until 2042 and he would like to see a benefit a lot sooner. He expressed his concerns with 75 trees, fully canopied, hiding the retail shops visually. He stated that he can't imagine a more poorly designed project that requires staffing of four people once completed. Mr. Washburn stated that he hopes Council rejects this project.

Mike Cohen, Pitchfork Records, spoke in favor of the project with a reservation in regards to parking. He noted his concern with construction and completion of the Main Street project without the completion of the parking study.

Mark Ciborowski, downtown property owner, indicated that he feels that downtown looks tired and needs that injection of capital to rejuvenate and help out for future economic development for the city. He noted that one of the big benefits to him in regards to wider sidewalks is the sidewalk seating and more of that outdoor vibrancy that they want to create. He noted his concern with the reduction of approximately 21 parking spaces. He spoke in support of the red carpet team but voiced his concern with the pressure to cut these people due to budget constraints at some point in the future. He would like to see the project completed in two seasons as opposed to three being discussed. He spoke in favor of the uplighting concept, the street banners, and the upgraded street services. Mr. Ciborowski stated that he supports this project and feels that it is needed and needs to move forward.

Councilor Herschlag noted he has heard that lighting is an important component for Main Street but one of his concerns is that, with all the streetscape elements, the "wow" factor is going to be lost. He stated that he feels that the "wow" factor in the downtown would be the lighting of the buildings and silhouetting the outlines of these buildings. He asked for Mr. Ciborowski's thoughts on this. Mr. Ciborowski responded that he feels that the street amenities are either functional or supposed to add to the "wow" factor. He likes the idea of a tree lined street and the only downside to this is that it blocks signage. He stated that he would like the trees to stay because they are a low cost to maintain.

Steve Duprey, resident and Main Street property owner, spoke in support of the proposed project. He stated that he feels that it is vital for the future of the merchants, and beyond any consideration for them, it is vital for the economic vitality of Concord. Some reasons he feels this project should happen: the city has a Main Street that is an open invitation to anyone with a mobility difficulty to bring a fairly easy lawsuit against the city; the city has a dangerous Main Street with the four lane configuration it currently has; the city has a downtown that has become a mishmash of signs, banners, uneven sidewalks and materials; the gathering spaces and "public displays of art" are either non-existent or woefully inadequate. Mr. Duprey stated that the project, as proposed, solves every one of these problems and that alone makes this worthy of Council's support. In his opinion, the following is where they need to more: add tree uplighting – not just conduit and just plain lights, but lights that have colored lenses; add back the fountains; have the project put in the piping necessary for heated sidewalks powered by gas boilers in individual owners' buildings; add a municipal surface lot for parking in downtown; if the decision is not to move the clock tower then they should not spend the money to redo Eagle Square; the proposed banners are too small; the designers should do a block by block elevation plan so people can see what things will look like in front of their building; city needs to add more money for tv and radio advertising during the construction; themes for streetscape signage and way finding signage and colors of chairs and trash receptacles should be coordinated and share with all stakeholders for input; fencing around plantings should be added to the tops of the granite enclosures; the empty parking lot at the DES building should be used for parking for full time employees on Main Street during construction. **(Mr. Duprey's full testimony is on file at the City Clerk's Office)**

Councilor Champlin pointed out that, in the current budgeting configuration, the uplighting is white light and doesn't have the capacity to change colors. He asked if Mr. Duprey supported moving forward with the uplighting under these circumstances or does he support having the ability to change the light colors. Mr. Duprey responded that for the extra incremental money he feels that it would be a poor financial decision not to add the colors. He added that he probably wouldn't support the uplighting if it didn't. In consideration to the fact that Council is close to making a decision, Councilor Champlin asked if Mr. Duprey would prefer that Council expend the funds to provide conduit so they could provide uplighting at a later date, prefer to do the clear lighting, or do no lighting. Mr. Duprey replied that he doesn't like any of these options. He feels that Council should spend more money because downtown is worth it.

Councilor Herschlag indicated that he feels that it's important that they have plans that show all the streetscape elements before Council makes a final approval to go ahead with the construction. He is concerned that the uplighting may get lost in all the new elements or clutter. He asked what Mr. Duprey's thoughts are on really being able to take a look at a design that shows these elements from a street

level; both from a vehicle and a pedestrian view. Mr. Duprey responded that one of his suggestions is having the design team do an elevation block by block. He noted that this would be useful but he would hesitate to have this committee of fifteen to be the ones to do it. He feels that it would be a good idea to do this block by block so people can see what it will look like. Councilor Herschlag asked Mr. Duprey if he feels that they should wait until the parking study is complete. He indicated that if they don't start construction this summer and wait until next year, it would mean that construction would be starting in the south end and the north end would be open for elements of the Concord 250th celebration; asking for Mr. Duprey's thoughts on this. Mr. Duprey responded that he doesn't think it's imperative to have Main Street open for the 250th birthday – it's just a personal view. He noted that many of the Main Street merchants do between 50 to 75 percent of the sales between Veteran's Day and year end and feels that it would be a bad trade to keep going later in the season. In regards to the parking study, he hazarded the guess they are not going to find anything during this parking study that is going to be earth shattering in any way. He feels that it would be a smart investment to put a surface lot in on Main Street.

Nicholas Luoma, resident and creator of the Downtown Concord Facebook page, indicated that he is in favor of the project. He feels that there has been a failure of leadership on the part of the Council, staff, Intown Concord and the Chamber of Commerce for not demonstrating that this can raise revenue and cut costs for taxpayers. He stated that he feels that Main Street would thrive if this project is done; they need this injection of vitality and need to see upgrades in the downtown. He feels that, regardless of what is done, they should be considering a red carpet team anyways to maintain the downtown area. He spoke of crowd funding sources noting that he feels this is a critical issue that is being overlooked and believes that just sourcing it from taxpayers is unfortunate and wrong; the Council could ask organizations such as Intown Concord to put up an online crowd funding campaign.

Pam Peterson, Gondwana Clothing Company, stated that she had been in favor of this project from the beginning and had written to the Council in February 2014 in regards to her concerns of items that she felt were very vital in the project: the snowmelt system and overnight construction. She is fearful that of the daytime construction because most businesses are dependent upon the foot traffic for their customers. She stated that it's hard for her to support a project thinking that businesses may not survive it.

Councilor Werner inquired whether it's felt that customers would just stop going to her business noting that he feels that it must be a very loyal customer based business. Ms. Peterson responded that she is not sure but does fear she may lose some customers.

Councilor Coen asked whether Ms. Peterson is in favor of this project or not. Ms. Peterson responded that she is in favor of the project especially if its overnight construction.

Councilor Champlin indicated that he attended the July 8th meeting and Mr. St. Clair from Louis Karno and Company outlined a variety of strategies that they plan to implement in order to let the buying public know that downtown is still open for business and to create a more positive buzz. He asked if Ms. Peterson did not feel assured by this. Ms. Peterson responded that she feels that there will be some positive impacts from this however the perception of a project of this magnitude in the eyes of citizens is going to detract them from coming downtown.

Councilor Herschlag asked if some of the project elements changed which may help to shorten the construction period, would this be an improvement or is it just the daytime construction that is felt that can't be overcome. Ms. Peterson replied that for her it's the daytime versus nighttime construction and the time of the year that the construction will be near her business.

James McConaha, resident, noted that he feels that the city has lost its way and one of the major reasons is that they have let the offer of federal dollars drive any rational planning that addressed clearly identified local needs for Main Street. He feels that if the federal dollars were taken away the resulting Main Street project will come much closer to addressing real needs and affordable costs. He indicated that some of the questionable components of the project include the cobblestone median and the street cleaners; the most serious flaw is the permanent and basically irreversible alteration of the street. **(Mr. McConaha's full testimony is on file at the City Clerk's Office)**

Don Jewell, resident, indicated that with the amount of money already spent he feels that this project needs to be done in some form. He spoke in support of underground utilities. He noted his concern with the construction affecting the downtown businesses. Mr. Jewell stated that he likes the clock tower in its current location. From a safety standpoint, he feels that Main Street would benefit from making the changes that have been proposed in regards to the lanes.

Tim Bauman, resident, indicated that he shares the Council's value of a well maintained and beautiful downtown. He stated that he is not taking issue with any specific components of the plan but will take issue with the fact as to who is paying for those components. Referencing the red carpet crew, he indicated that other communities have similar operations which are paid for by merchants as **special assessments on the merchants and on the downtown property owners** and are not paid for by the taxpayers outside of the downtown because they don't receive that benefit. He noted that Council's past and potentially upcoming decisions are indeed putting them in the role of taking on the responsibilities and

costs of private shopping center development and placing that expense on the taxpayers. He urged Council to choose differently.

Councilor Coen asked what Mr. Bauman's definition of a shopping center is. Mr. Bauman responded that a shopping center is any private property run as a retail operation. He noted that downtown is a shopping location but in terms of development there are separate owners and individuals and not a separate entity that owns the entire area. He stated that the city has the responsibility for the streets and the sidewalks but in terms of marketing, banners and items in excess of providing basic infrastructure the city shouldn't be providing these services. Councilor Coen asked if he was or wasn't in support of the project. Mr. Bauman replied that he is against the fact that the taxpayers outside of the downtown area are paying for something that they will not benefit from. He clarified that he is trying to separate those things that are above and beyond what anyone else in the city would receive for basic infrastructure roads. Councilor Coen inquired whether he was against the project. Mr. Bauman responded that, effectively, yes he is against the project as it is now.

Robert Baker, resident, stated that from the beginning he has seen this project as a complete street project and to him that means a street designed for all users, of all ages and all abilities. He feels that they have missed the mark on Main Street stating that it will be better for cyclists but the question that still remains is all ages and abilities. He questioned whether his nine year old daughter would be safe enough to bicycle on Main Street-he feels the answer is no. He feels that the city isn't working hard to make it easier for people to get around by bicycle.

Councilor Werner asked what specific changes he would suggest be made. Mr. Baker responded that one change could transform the street instantly: stop the front in angle parking. Go to back in angle parking. With that change the street could be a complete street.

Kevin Curdie, resident, noted his concern with the visibility of the clock tower and storefronts in regards to the trees. He inquired as to what happens with the busses when construction takes place and there is only one-way traffic. He wondered whether the installation emergency boxes for assistance were considered.

Mayor Bouley asked whether this is a project Mr. Curdie would support. Mr. Curdie responded that he feels this project needs more work.

Paula Harris, Concord Co-op, noted that she supports the project but definitely has concerns. She explained that during Downtown Market Days her business loses approximately \$35,000 during those three days. She stated that the construction is going to change the shopping habits of people and once customers

are lost, you don't get them back. She noted her disappointment that the utility lines were not going to be buried.

Sue McCoo, Capital Craftsman, Romance Jewelers and Viking House owner, noted her disappointment that there are items that couldn't be kept in the project such as heated sidewalks. She stated that one thing she feels that should be thought about is additional parking that could be available. She suggested placing angled parking spaces around the Merrimack Savings Bank because it doesn't appear that they would need wide sidewalks for a bank. She asked the Council to consider that wider sidewalks would mean more shoveling for the merchants. She stated that if they are going to build it, to please maintain it.

Councilor Herschlag asked whether a surface lot would be effective for Ms. McCoo's business. Ms. McCoo replied that it would certainly help but the particular section that is being brought up may be harder for the elderly, parents with children and individuals with disabilities to make it up the hill.

Michael Herrmann, resident and Gibson's Book Store owner, indicated that he wanted to add his endorsement for a surface lot noting that he feels this is a good idea. He stated that the downtown merchants are paying for this project because they will be losing a lot of revenue during construction. He indicated that a lot of the merchants believe in the project but have no illusions about the idea that their customers are so loyal that they will have no loss in business; it's not a reasonable expectation. In regards to lighting, he stated that having a consultant is a good idea because the city needs to get it right the first time. He noted that since they have lost so many transformative elements to the project already, he feels that if they can add any of them back in they should because it's worth the investment.

Roy Schweiker, resident, indicated that he asked Mr. Duprey why he didn't build a surface lot because he could do it a lot cheaper than the city could. He noted that the response was that, in this city, one cannot build a surface parking lot as a private enterprise without a zoning variance.

Remi Hinxhia stated that the restaurants that do better in this city have are the ones that have the most parking spots. He noted that he feels that the city needs a 24 hour diner and when he purchased the Vegas Block it included the Siam Orchid. He asked where people would park if he opened a diner on Main Street.

There being no further public testimony, the Mayor closed the hearings for items J, K, L and M.

- K. Resolution rescinding resolution #8686 and appropriating \$2,500,000 and authorizing the issuance of bond and notes in the amount of \$2,500,000 for the Downtown Complete Streets Project, CIP #460, within the Sears Block Tax Increment Finance District. (6-6) *(Public testimony submitted) (Action to be*

taken July 30, 2014) (Additional public testimony submitted; together with report from the Sears Block Tax Increment Finance District Advisory Board)

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

- L. Resolution appropriating \$348,705 in Traffic Impact Fee Funds for construction of the Downtown Complete Streets Improvement Project, CIP #460. (6-7)

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

- M. Resolution appropriating \$152,780 and authorizing the issuance of bonds and notes for Water System Improvements in conjunction with the Downtown Complete Streets Improvement Project, CIP #460. (6-8)

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

July 14, 2014 Public Hearing Action

25. Ordinance amending Code of Ordinances, Title V, Administrative Code; Chapter 30, Administrative Code, Article 30-3, Boards and Commissions Section 30-3-7, City Parking Committee; together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Councilor Herschlag requesting consideration be given to amending the current parking committee ordinance to reflect the current membership of the committee as well as expanding membership to the committee. (4-11) (6-12)

Action: Councilor Nyhan moved approval. The motion was duly seconded.

Councilor Coen noted that the he feels strongly about having the Parking Committee modification as proposed. He indicated that the committee is very sensitive to the neighborhoods and work diligently on this.

The motion to approve passed with no dissenting votes.

26. Ordinance amending the Code of Ordinances, Title II, Traffic Code; Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-2, No Stopping or Parking Near Hazardous or Congested Places, Schedule XVI; Fruit Street, Industrial Drive; together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Councilor Nyhan requesting consideration be made to extend the no parking zone at the intersection of South Fruit Street and Industrial Drive to a distance of approximately 200ft southerly and 200ft northerly along the east side of South Fruit Street. (5-9) (5-13)

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

27. Ordinance amending the Code of Ordinances; Title II, Traffic Code: Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-7.1, Parking Prohibited During Certain Hours and Months in Designated Places, Schedule IX (a); together with report from the Director of Redevelopment, Downtown Services & Special Projects in response to a communication from Curtisville and South Curtisville Road residents asking the City of Concord to consider traffic/parking improvements in the vicinity of the Broken Ground and Mill Brook Schools. (4-12) (6-14) *(Public testimony submitted)*

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

28. Ordinance amending the Code of Ordinances; Title II, Traffic Code, Chapter 18, Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-4 Parking Prohibited in Certain Places); together with report from the Director of Redevelopment, Downtown Services & Special Projects. (6-15)

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

29. Ordinance amending the Code of Ordinances, Title II, Traffic Code, Chapter 18 Parking, Article 18-1, Stopping, Standing and Parking, Section 18-1-20 Parking Prohibited in Hazardous Places. (6-16)

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

30. Resolution authorizing the City Manager to submit an application in an amount of up to \$345,000 and to accept and appropriate grant proceeds of up to \$500,000 in Community Development Block Grant funds on behalf of Independent Living Concord; together with a report from the Director of Redevelopment, Downtown Services, and Special Projects. (6-17) *(Communication from the Independent Living Council submitted)*

Action: Councilor McClure moved approval. The motion was duly seconded passed unanimously on a voice vote.

31. Resolution accepting and appropriating the sum of \$27,786 in unmatched grant funds from the United States Department of Justice, Edward Byrne Memorial Justice

Assistance Grant Program, funds designated for law enforcement related programs; together with report from the Police Department. (6-18)

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

32. Resolution readopting the City's Displacement and Relocation Policy Statement and Procedures; together with report from the Director of Redevelopment, Downtown Services, & Special Projects. (6Sus2)

Action: Councilor McClure moved approval. The motion was duly seconded and passed unanimously on a voice vote.

33. Resolution accepting and appropriating the sum of \$463,505 for the purpose of purchasing new protective breathing equipment for the Fire Department, including \$371,826 in grant funds from the Federal Emergency Management Agency (FEMA), and authorizing the issuance of bonds and notes of up to \$91,679 from the City of Concord, CIP #573; together with report from the Fire Department. (6-4)

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

34. Resolution appropriating \$348,705 in Traffic Impact Fee Funds for construction of the Downtown Complete Streets Improvement Project, CIP #460. (6-7)

Action: Councilor Coen moved approval. The motion was duly seconded.

Councilor Herschlag asked if it would be more appropriate to wait until they have a better idea of all the costs and what the rest of this project is going to look like before appropriating funding for the project.

Mayor Bouley stated that he feels that Administration has given Council a solid proposal of what the costs are. He inquired as to what Councilor Herschlag is asking in regards to knowing the costs.

Councilor Herschlag indicated that he feels that there are still some outstanding costs that haven't been figured in including design costs for way finding signs and any additions to the project. He wondered if it would make sense to wait until they hear back from staff as to the precise costs of those additions.

Mayor Bouley suggested coming up with all the things to be put into a motion for a public hearing to be set for July 30th.

Councilor Herschlag indicated that he would feel more comfortable tabling this vote until July 30th when Council votes on the other financial issues involved with this project.

Councilor St. Hilaire asked if Councilor Herschlag would allow Councilors the opportunity to add or subtract items to it before making a tabling motion. Councilor Herschlag responded yes.

Councilor St. Hilaire moved to add the cost for the uplighting. He noted that a lot of the transformative elements of the project have been removed and feels that the lighting adds a lot for a little bit of expense compared to the total cost of the project. He noted that he would like to see the colored LED's put in there as opposed to just the white lights. The motion was duly seconded and passed.

Councilor Champlin asked if Councilor St. Hilaire would include, within his motion, looking at the cost of engaging a lighting engineer.

Councilor St. Hilaire moved that his motion also include the cost of engaging a lighting engineer. The amended motion was duly seconded.

Councilor St. Hilaire moved to have staff include the cost to put in the conduit up to the original area where they were going to bury the lines and beyond to Concord Street. The motion was duly seconded.

City Manager Tom Aspell indicated that it may be approximately \$1.5 million just for the conduit explaining that they are essentially placing two buildings, vaults, in the street underneath the street.

Councilor St. Hilaire withdrew his motion for the conduit. The second to the motion was also withdrawn.

Councilor Herschlag asked if what is being added on this evening will be discussed and voted on July 30th.

Mayor Bouley responded that there will be a public hearing on any items added this evening.

Councilor Herschlag moved to look at the cost of installing snowmelt tubing in sidewalks from Pleasant to Centre Street. Mr. Aspell indicated that the cost of installing snowmelt tubing is approximately \$2 million. Councilor Herschlag asked how that would impact the cost of the red carpet team to see if there is a payback by doing this. Mr. Aspell responded that there is not because it would only work if somebody had something to stub into. He indicated that they couldn't really count on any discount for the red carpet team.

There was no second to Councilor Herschlag's motion.

Mayor Bouley noted that it might be worthwhile giving people the opportunity, within the next few weeks, to indicate that this is something that they would like to do when the sidewalk is being dug up. He feels that if they are serious they would come forward with some sort of financial down payment. He indicated that this would be at the expense of the building owner much like the other businesses that have paid for it already. He wondered what delays in the schedule would occur for this to happen.

Councilor St. Hilaire moved to suspend the rules to extend the meeting past 11:00 p.m. The motion was duly seconded and passed on a voice vote.

Referencing the gateway banners, Councilor Coen inquired whether it was correct that these are being provided by private organizations. Mr. Aspell indicated that to be correct. Councilor Coen asked if there were any specifications for large banners. Mr. Aspell responded that there are two types of banners: banners across the street; banners that are on the poles. Councilor Coen noted that he is referencing the banners across the street. Mr. Aspell indicated that the city is not providing those banners so if somebody wants to do this, they would have to come forward for specifications of the size.

Councilor Werner asked for an explanation as to how the suggestion for the surface parking lot fits into this project and how they might investigate the possibility of that in this context. Mr. Aspell responded that it's not really part of this project and there is no funding involved from the federal government, the private sector or the city for this at this point. He explained that if this is something Council wants to do, it's something that they can look at in a future budget and determine whether or not they want to acquire additional property, design something and have it constructed. He noted that if Council feels that it is necessary for the project to move forward, then they should hold off on the project.

Councilor McClure indicated that it is her understanding that the proposal is to supply the structure for the across the street banners. Mr. Aspell responded that the alternate that was added for the amount \$75,000 was for the structure and does not include the banners. Councilor McClure inquired whether that structure is large enough to accommodate the banners. Mr. Aspell responded that it would be for the same banners that every major city has.

Councilor McClure moved to consider moving the clock tower. The motion was duly seconded.

Councilor McClure moved to add fencing on the granite planters. The motion was duly seconded.

Councilor Shurtleff moved that staff look into the possibility of putting back some of the parking spaces back on North Main Street by the Vegas Block. He noted that he feels that with the new ownership there's a chance for that whole building to be rehabbed and feels that, with the tenants and the business location, those parking spaces are crucial. The motion was duly seconded.

Councilor McClure indicated that she feels they need an explanation of why the roads are widened at the intersections and wants Council to receive this information along with the information about the parking.

At this juncture, Mayor Bouley asked whether this can be prepared in two weeks.

Mr. Aspell indicated that a redesign would add significant costs and time to the project.

Councilor Shurtleff asked if the city could look in that area to look for some form of alternative parking to give them some relief for that area of the city.

Mayor Bouley noted that it seems like a surface parking lot might solve some of these issues.

Councilor Shurtleff stated that they are pushing for revitalization of that section of the city and with the new ownership, he feels that they are moving in the right direction if they can do something to alleviate the lack of parking. He noted that he is not looking to redesign the whole parking concept. He stated that this is more of a request rather than a motion.

Councilor Champlin noted his confusion over the banners indicating that there was testimony with the concern that the banners on the light poles were too short. He questioned whether this is something that could be accommodated. City Engineer Ed Roberge responded that the banners that Mr. Duprey was referring to as small was the demonstration file photo explaining that they are looking at substantially large six foot banners; very large to what was shown and what the city currently has.

In regards to a snowmelt system and the suggestion that property owners may have an option to install at their own cost, Councilor Herschlag inquired as to how the city would go about notifying those interested individuals so they would be aware that they have that opportunity.

Mayor Bouley stated that when he brought this up he was generally talking and didn't hear anybody agree with him; there was no motion for this item.

City Manager Tom Aspell provided a summarization for a process in which staff would notify property owners and request letters of intent and require deposits. He

stated that it would add time to the project and will extend the total construction time out beyond what is currently proposed.

Councilor Herschlag noted that if they are serious about providing this opportunity for building owners to install a snowmelt system he feels that they need to provide them a legitimate timeframe in order to be able to understand the full expenses of this type of project.

Councilor Bennett stated that he feels that they have made a great effort to do the best that they could do in the timeframe and constraints that they had. He noted that the discussion is making it more difficult to make a decision and to move forward. He indicated that the snowmelt system was a nice idea but feels that they must now just move forward.

Councilor Nyhan agreed with Councilor Bennett's comment. He stated that he feels that any benefits from a snowmelt system that is piece mail added are going to be outweighed by the impact of the schedule and the long term maintenance cost. He feels that they should leave the piece mail thing alone and move on.

Councilor Todd asked whether there is anything in the plan that would affect the room on City Hall Plaza for the Chamber of Commerce's kiosk. Mr. Aspell responded no adding that what he would like, if there are dollars, to build a kiosk there with the Chamber.

The following items: the uplighting and the engineer; moving the clock tower and fencing around the planters received seconds to motions to be added within a resolution and were passed on a voice vote.

Mayor Bouley reviewed that there is going to be a public hearing on a resolution on July 30th for the items discussed: the uplighting and the engineer; moving the clock tower and fencing around the planters. The cost of these three items is \$730,000 in which a resolution will be drafted for the July 30th meeting.

Councilor St. Hilaire moved to set a resolution in the amount of \$730,000 for the cost of the uplighting, the engineer, moving the clock tower and fencing around the planters for a public hearing at the July 30, 2014 meeting. The motion was duly seconded.

City Manager Aspell clarified that this would be a general obligation bond.

Councilor St. Hilaire's motion passed with no dissenting votes.

Councilor Herschlag moved to table item 34 until the July 30th meeting. The motion was duly seconded and passed with no dissenting votes.

City Council Minutes

July 14, 2014

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35. Resolution appropriating \$152,780 and authorizing the issuance of bonds and notes for Water System Improvements in conjunction with the Downtown Complete Streets Improvement Project, CIP #460. (6-8)

Action: Councilor Herschlag moved to table this item until the July 30th meeting. The motion was duly seconded and passed with no dissenting votes.

Adjournment

The time being 11:33 p.m., Councilor St. Hilaire moved to recess the remainder of the agenda until the July 30th meeting. The motion was duly seconded and passed with no dissenting votes.

A true copy; I attest:

*Michelle Mulholland
Deputy City Clerk*

CB
8-7

Bonenfant, Janice

From: Gail <gailmatson@comcast.net>
Sent: Monday, July 28, 2014 9:17 PM
To: Bonenfant, Janice
Subject: Fireworks ordinances

Dear Janice,

Who should I direct this request for an ordinance relative to fireworks in the city? Thank you for your assistance in advance.

I have been contacted by Scott Smith, a resident at McKennas purchase, regarding multiple complaints to the police regarding fireworks being set off early in the morning.

He is specifically asking for the city to enact ordinances to prohibit the use and possession of high powered fireworks in the city.



Bonenfant, Janice

From: Kennedy, James
Sent: Tuesday, July 29, 2014 2:25 PM
To: Bonenfant, Janice
Subject: FW: fireworks discharging in our community

Janice, as per Ms. Bell's request, please forward the below correspondence to the City Council.

James W. Kennedy
City Solicitor
41 Green Street
Concord, NH 03301
ph. (603) 225-8505
fax: (603) 225-8558

STATEMENT OF CONFIDENTIALITY

The information contained in this electronic message and any attachments to this message may contain confidential and/or privileged information and is intended for the exclusive use of the addressee(s). Please notify Concord's City Solicitor's Office immediately at (603) 225-8505 or reply to this email if you are not the intended recipient and destroy all copies of this electronic message and any attachments.

From: burkebell@comcast.net [mailto:burkebell@comcast.net]
Sent: Monday, July 28, 2014 12:08 PM
To: Kennedy, James
Subject: fireworks discharging in our community

Dear Attorney Kennedy,

I am a concerned resident of our Concord community. I have owned my property on Perley Street for almost 40 years and have lived in Concord for 64 years since I was 3 years old and care deeply about our community. The activity of a resident discharging fireworks beyond "celebration of a holiday" is unacceptable behavior in our community. Despite being asked my residents to refrain, the activity has continued.

Several weeks ago I contacted our City Councilor, Allen Bennett, with my concern of firework discharge by a resident on our street and have delivered to Concord PD and Allen several burned cardboard remnants of fireworks that have landed on my property. Allen did indicate he forwarded resident concerns to the appropriate personnel in our city government. I am very grateful that Allen's action was swift.

I've been meaning to follow up with you on this issue and am finally sitting down to do that, finally putting other projects aside.

From conversations with many residents in our area, I am not the only one concerned about the safety of our neighborhood. This activity has been occurring for at least the last two years.

I and others have been informed that no permit is required and there is nothing in city ordinances to cover this activity. Fireworks are dangerous. Our City safely provides a display at Memorial Field for free if one chooses to attend. Many people are scared of fireworks and stay away from them. They do not have this choice if it is happening in a residential setting where people are entitled to use the public way and private property.

My concerns include but not limited to the following:

1. This neighborhood, as is the case with many residential neighborhoods in this city, has dense housing - lots are small and buildings are close together - and property frontages are very close to the public sidewalk and street.
2. The discharge of fireworks is not contained to the private property from which they are discharged, affecting the public sidewalk, public road, and private property.

3. Firework discharge affecting the public ways presents a serious danger and safety issue to those using the public ways, motorists, cyclists, pedestrians, joggers/runners, etc.

4. Residents do not have the full use and enjoyment of their private property due to this activity. Children cannot go out and play. Residents have to stay inside, shut their windows, and calm their children, pets and themselves from the incredible noise.

5. This activity poses a threat of damage to other's private property and even utility lines.

I could go on, but the potential for harm is great.

When I found the burned cardboard cartridges on my property, my first thought was "don't I own the air space within my boundaries?" I'm not a lawyer so I don't know the answer but it did occur to me I might have some private property rights up in the air!

Several weeks ago, I did a very brief, non-indepth search on this issue, Here are links to the first 2 I found, which were interesting enough for me, so I didn't spend any more time on this.

<http://downriversundaytimes.com/2014/06/30/council-discusses-local-fireworks-ordinance/>

<http://www.clarkstonnews.com/Articles-News-i-2014-07-02-255443.113121-sub14475.113121-Keep-the-law-safety-in-mind-when-shooting-off-fireworks.html>

I own a family duplex and rent half of my property. I want my tenants to feel and be safe and enjoy the residence they pay for. Happily, we also have people who have just moved into our neighborhood and they are in disbelief that this activity is allowable. One resident just moved here from a community where they heard gunshots all the time and has mentioned the noise for the firework discharge startles her because it produces the same sound. Not a nice welcome for her to our city.

As a landlord, I am aware that many times laws can hold the landlord responsible for a tenant's behavior, illegal or not, which is something I will never understand. On that point, and possibly getting ahead of myself, I would hope if the City enacts an ordinance addressing this issue, and that ordinance contains fines, penalties, etc., landlords would not be the target for the punishment but rather the individual who acted illegally. I say that because, as an example, in the case of discharging fireworks being an illegal act, a tenant could potentially do the act anywhere, which would be out of the control of the landlord. A different scenario would be if the ordinance of dogs defecating on public property fined the landlord for that tenant's act, which is totally beyond the landlord's control. Whatever happened to individual responsibility for one's actions? As I said, I'm probably getting way ahead of this.

I have a tendency to go on and on, so will stop here. I would love to get your feedback if and when you might be working on this - I'm assuming at some point it might land in your office.

Thank you for your consideration.

Sincerely,

Barbara Bell

45 Perley Street

Concord NH

603.224.9406



Roger A. Beck
38 Hazel Drive
Concord, NH 03301

July 23, 2014

Mayor James Bouley
124 East Side Drive
Concord, NH 03301

Dear Mayor Bouley:

I am a resident in River's Edge Estates. I am sending you, as well as others listed below, a petition signed by residents of our manufactured housing community. Please can we have some attention from the City in getting these abandoned mobile homes removed?

Sincerely,

Roger A. Beck

Copies Sent to:

J. Allen Bennett, Ward Six City Councilor
Concord City Council
Tedd Evans, Chief Building Inspector
Mark Tay, River's Edge Estates

Petition from Residents of 121-123 Hall Street Pursuant to City Ordinance 11-2

To: Concord City Council and Building Inspector

We, the undersigned residents of River's Edge Estate say:

We reside within 500 feet of the manufactured homes located at 2 Longmeadow Drive, 35 Longmeadow Drive and 46 Hazel Drive in River's Edge Estates.

Each of these manufactured homes is dilapidated, abandoned and unoccupied. The units at 2 Longmeadow Drive and 35 Longmeadow Drive have been condemned since July, 2013 and are posted. The unit at 46 Hazel Drive has been declared uninhabitable and is posted.

These units give off a terrible odor, are an eye sore, and are detracting from the value of our property in their condition.

We request that appropriate action be taken by the code enforcement administration as required by ordinance and state law. Please get these buildings out of our community!

Michael Johnson
Printed Name

Michael Johnson
Signature

39 Hazel Drive
Address

Susan Noyes
Printed Name

Susan L. Noyes
Signature

41 HAZEL DRIVE
Address

Melinda Corson
Printed Name

Melinda Corson
Signature

40 Hazel Drive
Address

MICHAEL WARNER
Printed Name

Michael P. Warner
Signature

27 LONGMEADOW DR
Address

Pauly Henderson
Printed Name

Pauly Henderson
Signature

42 Hazel Dr.
Address

Julie Owens
Printed Name

Julie Owens
Signature

47 Hazel DR
Address

Michael O'Donnell
Printed Name

Michael O'Donnell
Signature

3 Longmeadow DR
Address

Timothy Hudson
Printed Name

Timothy Hudson
Signature

8 LONGMEADOW DRIVE
Address

Christina Malin
Printed Name

Christina Malin
Signature

46 Hazel Drive
Address

Dennis Hanson
Printed Name

Dennis Hanson
Signature

51 Hazel Drive
Address

Petition from Residents of 121-123 Hall Street Pursuant to City Ordinance 11-2 continuation sheet

Evelyn BERONCY Evelyn L. Berony 30 Hazel Dr. Concord
Printed Name Signature Address

Nancy Fortier N. Fortier 33 Hazel Dr.
Printed Name Signature Address

Sharon Kucier Sharon Kucier 32 Hazel Dr.
Printed Name Signature Address

Diane Begin Diane Begin 14 Longmeadow Dr.
Printed Name Signature Address

Faith LARO Faith Laro 23 Longmeadow Dr.
Printed Name Signature Address

Mary Gaudette Mary Gaudette 22 Longmeadow Dr.
Printed Name Signature Address

Sandra Hollinghurst Sandra Hollinghurst 29 Longmeadow Dr.
Printed Name Signature Address

William J Gouin William J Gouin 26 Longmeadow Dr.
Printed Name Signature Address

Michael Pellerin Michael Pellerin 18 Longmeadow Dr. Concord
Printed Name Signature Address

Rachel Cheney Rachel Cheney 13 Longmeadow Dr.
Printed Name Signature Address

Fred Christopher Fred Christopher 2 Longmeadow Dr.
Printed Name Signature Address

NORMAN PLATE Norman Plate 23 HAZEL DR
Printed Name Signature Address

Sherm Barrett Sherm Barrett 44 Longmeadow Dr.
Printed Name Signature Address

Melissa Emery Melissa Emery 38 Longmeadow Dr.
Printed Name Signature Address

Fred Emer Fred Emer 39 Longmeadow Dr.
Printed Name Signature Address

Petition from Residents of 121-123 Hall Street Pursuant to City Ordinance 11-2 continuation sheet

Mary Harmon
Printed Name

Mary L. Harmon
Signature

34 Longmeadow Dr.
Address

DENNIS PANSIA
Printed Name

Dennis Pansia
Signature

30 LONGMEADOW DR
Address

Richard Gordon
Printed Name

Richard Gordon
Signature

1 Longmeadow Dr.
Address

R. Beck
Printed Name

Ryan A. Beck
Signature

39 Hazel Dr.
Address

Collected + Witnessed signings
Printed Name Signature Address

Printed Name

Signature

Address

The foregoing petition is a true copy of the original.

Attest: _____

Roger A. Beck

Roger A. Beck

CB
8-9

RECEIVED
JUL 25 2014
ENGINEERING SERVICES, DIV.
CONCORD, NH

Mrs. Eileen Shattuck
12 A Street
Concord, NH 03301

July 11, 2014

City of Concord
c/o Edward Roberge
41 Green Street 3rd Floor
Concord, NH 03301

Mr. Edward Roberge:

We the citizens of A Street on the Heights in Concord would like to thank Gail Matson for taking the time to talk with us in reference to the conditions of our road. Per this conversation we understand that before anything can be done we need to have our street made an official road rather than a private drive. Would you please advise us as to what steps we need to take from this point? We would only really be interested in having the road repaved. We are not overly concerned with sewer or having our road widened.

Sincerely,

The Residents of A Street

Eileen Shattuck
Scott Shattuck
Shirley Goss
Shirley Shattuck
William Lawrence

Mike & Judi Dahood
Paul T. [Signature]
Steve & Tracy Gregory
Jeff + Margaret Howe

Brian 7/24/14
J
8-10

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION ACCEPTING AND APPROPRIATING THE SUM OF FOUR THOUSAND SEVEN HUNDRED FOURTEEN DOLLARS (\$4,714) FROM THE NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION (NHDOT) FOR A PORTION OF THE CONSTRUCTION OF THE MUNICIPAL WATER MAIN RELOCATION ACROSS THE EXIT 12 BRIDGE OVER I-93.

The City of Concord resolves as follows:

- WHEREAS,** the State project number for this is Bow-Concord 13742A; and
- WHEREAS,** the total estimate for the construction is \$12,653, of which \$7,939 is the City portion, through current operating appropriations; and \$4,714 is to be paid to the City's engineering consultant; and
- WHEREAS,** the City portion of the design will be expensed out of the FY 2015 operating budget's wages and labor account; and
- WHEREAS,** design costs will be reimbursed 100% by NHDOT; and
- WHEREAS,** project construction began in July 2014; and
- WHEREAS,** this appropriation is for a purpose not included in the FY 2015 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\$4,714
be and is hereby appropriated as follows:

 - General Fund
 - Community Development Engineering Services
 - Professional and Technical Services.....\$4,714
2. Said revenue shall be available as follows:

 - General Fund
 - NHDOT FY2015\$4,714
3. Sums as appropriated shall be expended under the direction of the City Manager.
4. This resolution shall take effect upon its passage.

CB



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Martha Drukker, Associate Engineer

DATE: July 23, 2014

SUBJECT: Bow-Concord 13742A – I-93 Exit 12 Bridge Replacements Project
Municipal Water Main Relocation Design

Recommendations:

- Set the attached resolution accepting and appropriating the sum of \$4,714 for McFarland Johnson's portion of the water main construction administration and inspection from the State of New Hampshire Department of Transportation on September 8, 2014.

Background:

The State of New Hampshire Department of Transportation is replacing the Exit 12 Bridge over I-93 on South Main Street. The existing municipal water main on South Main Street will need to be relocated to the new bridge. The NHDOT has requested the assistance of the city in the construction administration and inspection of the relocation of the city water main.

The city completed the design of the relocation of the municipal water main in the spring of 2014 and is 100% reimbursable by NHDOT.

Discussion:

The city will team with McFarland Johnson to provide construction administration and inspection. The city's effort will focus on the inspection of the main on South Main Street and McFarland Johnson will concentrate on the inspection of the main across the new bridge. The total estimate for the construction administration \$12,653 of which \$7,939 is the city portion and \$4,714 is McFarland Johnson's effort. These costs will be reimbursed 100% by NHDOT.

Construction is scheduled to commence in early summer 2014. The water main relocation is not scheduled until after the new bridge is built which is scheduled for summer 2015. An additional resolution will be presented to City Council at that time requesting the appropriation of funds for construction inspection and administration by city staff of the water main relocation. This work will also be reimbursed 100% by the NHDOT.

CB
8-11



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

DATE: July 30, 2014
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

14 Samuel Dr.
Concord, NH 03301
June 30 ,2014

Dan Andrus, Chief
Concord Fire Department
24 Horseshoe Pond Lane
Concord, NH 03301

Dear Dan,

I would like you to know how grateful I am to your ambulance and rescue crew who saved my life May 28. As you may know, I suffered an acute MI while exercising that morning at Jeremy's Boot Camp on Manchester St. At the time, I had no idea I was having a heart attack, I just thought I had fainted from an extra vigorous set of exercises. My trainer was right on it and called 911 stat.

Your crew, (I am sorry I don't remember their names) arrived within minutes, was very kind, but at the same time very directed to not listen to my reassurances to them that I was OK. When they put the 12 lead monitor on this profusely sweating body, they made no bones about the urgency of transporting me to the hospital quickly.

Obviously in transit, they were able to convey all the important medical information and telemonitoring data so that when I arrived at Concord Hospital, I was fast tracked up to the cardiac cath lab within 2 hours of my MI and had my life-saving stent inserted. I am doing well in cardiac rehab and hope for a full recovery.

There is no doubt in my mind that we are blessed with a first rate hospital which has state of the art equipment for just such an event, and a skilled interventional cardiologist who was ready and waiting to cath me; but it would all have been for naught were it not for the prompt response and the assuring skill of your paramedical team who quickly established my diagnosis, hooked me up to monitors, skillfully plugged in 2 IV's, and conveyed to me a sense of assurance that they were on top of things and we needed to go to the ER ASAP.

Please convey my utmost thanks to those who saved my life that day. Congratulations to you, Dan, for all the work your department does. Fires make the newspapers; these experiences don't. I have shared my experience with everyone I can. People need to know just how special all you guys are.

Sincerely,


Warren Emley

TO: Chief of Police, City of Concord, New Hampshire

FROM: Rene St. George

SUBJECT: Officer Brooke Lashua

This is a letter of commendation and thanks to Officer Brooke Lashua. On June 10th 2014 I received a frantic call from my son, Ryan Dubois, who had just been involved in a motor vehicle accident on Sheep Davis Road in front of the Granite State Credit Union. I left work and went to the accident scene where I found that my son and his girlfriend were not injured, however the vehicle was totaled.

Officer Lashua was the investigating officer on scene. I asked to speak with her when she had a moment as not to interfere with the scene. Officer Lashua did take a few minutes at which time I identified myself as a retired Detective with the Bristol CT Police Dept and currently working for the NHSP Forensic Lab. Officer Lashua explained what her investigation revealed. I asked if medical assistance was offered, she stated that Fire Rescue had responded and no injuries were reported.

I wish to thank Officer Brooke Lashua for her professionalism, for taking the time to speak with me and to commend her for an excellent job. I feel that Officer Brooke Lashua is an asset to the Concord Police Dept. and should be recognized for her exemplary abilities.

Sincerely,



Rene St. George, Det. Ret.
Criminal Evidence Technician
NHSP Forensic Lab

RECEIVED

JUL 07 2014

CONCORD, N.H. POLICE
DEPARTMENT

©Results based on total surveys received for June 2014

City of Concord – City Clerk’s Office

Customer Service Survey

I received services related to (circle all that apply): (Total surveys completed: (22)

City Council Elections Vital Records Dog Licensing

() (2) (7) (6)

Voter Registration UCC Filings Other: Marriage Licenses

(1) () (6)

Were you greeted promptly and friendly?

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

() (1) () () () (1) (20)

Was your wait for service reasonable?

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

() () (1) () () (2) (19)

Was the staff person knowledgeable?

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

() () () (1) () () (21)

Was your transaction complete and accurate?

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

() () (1) () () () (21)

“Keep up the great work!”

“Excellent Service! Thank you.”

“No suggestions-very helpful.”

“Very nice lady in the office.”

“I am always treated with respect and courtesy when I come into the City Clerk’s office, even when the office is full of customers. The same is true of phone & email service.”

“No suggestions-great service.”

“The office is always professional & friendly.”

“Very professional,as always.”

“Great service.”

“Larger room/waiting area. Great team work, professionalism.”

“Very bright, friendly, upbeat staff. Very positive experience, humor & laughs.”

“Nice people.”



CB
8-12

City of Concord, New Hampshire
CONCORD PUBLIC LIBRARY
45 GREEN STREET • 03301-4257

SANDI LEE
PAMELA STAUFFACHER
CO INTERIM LIBRARY DIRECTORS
603-225-8670

TO: Honorable Mayor and City Council
FROM: Sandi Lee and Pamela Stauffacher, Interim Co-Library Directors
RE: Authorization to Accept Monetary Gifts Totaling \$2,045.88 as
Provided for Under the Preauthorization Granted by City Council
DATE: July 29, 2014

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	Project Accounting
Concord Public Library Patrons	\$460.00	Fees paid by patrons to replace lost and damaged library materials from 06/25/2014 through 07/26/2014	GRTLIBLstPd 2910 2013 - 2013 and beyond
Concord Public Library Book Sale	\$1,485.88	Revenue from sale of used and donated books, audio materials and videos from 06/25/2014 through 07/26/2014	GRTLIBMAt 2910 Book Sale Rev - Book Sale Revenue
Jan E. Smith	\$100.00	Purchase library materials in honor of Lisa Sands, a library volunteer	GRTLIBMAt 2910 Library Materials Gifts 2013 and beyond
TOTAL	\$2,045.88		

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





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

Date: July 16, 2014

To: Conservation Commission,
Christopher Morgan, Chair

From: Kathy Temchack,
Director of Real Estate Assessments

RE: Current use change tax quarterly update

2nd Quarter 2014

Property owners who have 10 or more acres left in its natural state as forest land, unproductive land, wetlands, and farm land may apply for current use taxation. Property approved under current use is valued for property taxes as farm and forest land and not at market value. When the land is developed or falls below the 10 acres minimum, a one-time penalty of 10% of the market value of the land no longer in current use is assessed and billed to the property owner. The penalty is in addition to their regular property taxes. The money collected from the current use penalties, per an earlier city council vote, is split 50/50 between the Conservation Trust Fund and the Highway Fund.

Ten (10) current use penalties for a total of \$48,950.00 were mailed during the 2nd quarter of 2014.

\$23,240.00 was collected during the 2nd quarter of 2014.

Attached is the list of outstanding accounts.

CC: Mayor and Council

Brian LeBrun, Finance Director

Mike Jache, Treasurer

Becky Hebert, Staff Liaison to Conservation Commission

CB
8-13

CURRENT USE REPORT - 2nd QUARTER 2014

<u>OWNER</u>	<u>M/B/L Location</u>	<u>Beginning 2nd QTR Balance & Penalties</u>	<u>2nd QTR Payments</u>	<u>Balance End of 2nd QTR</u>
Brook Shire Crossing LLC PO Box 476 Manchester, NH 03108-0476	123/1/7/2 179 Hoit Road	6,670.00	6,670.00	0.00
Brook Shire Crossing LLC PO Box 476 Manchester, NH 03108-0476	123/1/7/1 183 Hoit Road	6,670.00	6,670.00	0.00
LJ Realty LLC 20 Trafalgar Square Nashua, NH 03063	122/1/10/6	900.00	900.00	0.00
LJ Realty LLC 20 Trafalgar Square Nashua, NH 03063	122/1/10/1	9,000.00	9,000.00	0.00
LP Morgan & Assoc LLC 298 N. State Street Concord, NH 03301	122/1/10/2	300.00	0.00	300.00
LP Morgan & Assoc LLC 298 N. State Street Concord, NH 03301	122/1/10/4	9,100.00	0.00	9,100.00
LP Morgan & Assoc LLC 298 N. State Street Concord, NH 03301	122/1/10/3	9,100.00	0.00	9,100.00
Dean E. Wilber 2006 Trust Dean E. Wilber, Trustee Margaret F. Wilber 2006 Trust Margaret F. Wilber, Trustee 99 Oak Hill Road Concord, NH 03301	120/1/17	250.00	0.00	250.00
Apple Hill Properties LLC PO Box 3378 Concord, NH 03302-3378	15P/35/1	300.00	0.00	300.00
Apple Hill Properties LLC Box 3378 Concord, NH 03302-3378	15P/35	300.00	0.00	300.00

Benjamin & Lisa Stephenson
Linda S. Stephenson
32 Tallant Road
Concord, NH 03301-1833

123/2/4

6,400.00

0.00

6,400.00

Donald W. Stever Revocable Trust
Donald W. Stever, Trustee
15 Millard Avenue
Sleepy Hollow, NY 10591-1412

123/3/13

13,300.00

0.00

13,300.00

62,290.00

23,240.00

39,050.00



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Edward L. Roberge, PE, City Engineer

DATE: July 24, 2014

SUBJECT: Report from the City Engineer recommending use of completed and unexpended Geographic Information System (GIS) project funds for the replacement of Global Positioning System (GPS) equipment (CIP #297).

Recommendation

Accept this report.

Background

Engineering staff maintains two (2) Global Positioning System (GPS) receivers used to update base mapping elements for the Geographic Information System (GIS). Both are older systems purchased in 2006 and are no longer upgradeable and one of the units recently failed limiting our ability to maintain the GIS system. Recognizing the need to replace and upgrade these units, this request is to use completed and unexpended GIS project funds to replace and upgrade the GPS units.

Discussion

The FY2012 Capital Improvement Program (CIP) included a project to migrate the older GIS internet based platform (IMS) to the latest upgradable GIS system (ArcGIS Server). The project originally contemplated using consultant services and pricing received when solicited ranged from \$21,000 to \$40,000. GIS staff, led by the City's GIS Coordinator, took the initiative and completed the project for about \$3,300, saving a significant amount of project funds.

Recently, operational and compatibility problems and the eventual failure of one of the GPS units have necessitated their replacement. We are proposing to replace both GPS units at a cost of about \$16,000. The GIS Server project has been completed and the remaining project fund balances are available. While this purchase would expand the use of the existing project funds, it is within the same scope of the GIS project (CIP #297) and the overall project will still be within the existing budget. Therefore, it is recommended that the remaining GIS project funds be used for the replacement of the GPS equipment in order to properly maintain the GIS system.

/elr

cc: Ying Zhou, GIS Coordinator





CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Earle M. Chesley, P.E., General Services Director
DATE: July 22, 2014
SUBJECT: FY 2014 Semi-Annual Report on Contracted Solid Waste and Recycling Services

Recommendation

Accept this report regarding the performance of the City's solid waste and recycling collection vendor for the period of January 1, 2014 through June 30, 2014. The Department maintains a monthly accounting of the metrics contained in this report.

Background

This is the second of two semi-annual reports for FY 2014 to the Mayor and City Council regarding the level of service provided by Casella performing our solid waste and recycle collection programs. You may recall, in February 2013, the City rolled out an updated website that allowed residents to report a concern such as a missed trash or recycling pick-up, problems with containers, or illegal dumping, through the City's website using a tool called the Citizen Request Tracker™. This report reflects the service metrics with the categories from which residents can select in the Citizen Request Tracker™. The Department continues to track requests for service on a daily basis, which allows us to better respond to the concerns of Concord residents and to follow-up as necessary.

Discussion

Municipal Solid Waste and Recycling Collection

This report covers the period from January 1, 2014 to June 30, 2014. There were 230 requests for service in 129 collection days. Detailed entries in the customer service database for this period are available upon request.

The calls are summarized as follows:

Request for Service Categories	New requests this reporting period	Closed requests this reporting period	Average Requests Received Per Day	Average Requests Closed Per Day
Blue Bag Program	3	3	.017	.017
Dumpster(s)	5	7	.028	.039
Illegal Dumping	37	40	.204	.221
IPhone	4	4	.022	.022
Other	0	0	.000	.000
Recycling	92	95	.508	.525
Spring Yard Waste	23	23	.128	.128
Trash	66	67	.365	.370
Totals	230	239	1.271	1.320

Cc: Jeff Hoadley, Business Manager
Adam Clark, Solid Waste Manager

CA
8-16

Resolution No.
CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO APPLY FOR FUNDING THROUGH THE ASSISTANCE TO FIRE FIGHTERS GRANT PROGRAM ADMINISTERED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY; AND APPROPRIATING FUNDS AWARDED FOR THIS PURPOSE

The City of Concord resolves as follows:

WHEREAS, the Federal Emergency Management Agency has made available a program called the Assistance to Firefighters Grant Program for municipalities to receive funding for the purpose of obtaining critically needed equipment, protective gear, emergency vehicles, training, and other resources to protect the public and emergency personnel from fire and related hazards; and

WHEREAS, the City of Concord has been very successful in attracting grant funding from this and from other sources; and

WHEREAS, the Assistance to Firefighters Grant program has a strong potential to serve as a source of future funding for fire protection and emergency services related needs,

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

1. The City Manager or his designee is hereby authorized to apply for funding through the Assistance to Fire Fighters grant program.
2. Funds awarded to the City of Concord for purposes included in this or other similar programs are hereby appropriated.
3. The City Manager shall report to the City Council and Citizens at the next regularly scheduled City Council meeting the details of the application as normally provided and required to properly approve, appropriate, manage, expend, account for, and report upon.
4. This resolution shall take effect upon its passage.



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Daniel L. Andrus, Fire Chief

DATE: July 23, 2014

SUBJECT: Report to Accompany a Resolution Authorizing the City Manager or His Designee to Apply for Funding through the Assistance to Fire Fighters Grant Program

Recommendation

Accept this report and approve the resolution as stated above.

Background

The Federal Emergency Management Agency (FEMA) offers a grant program called the Assistance to Fire Fighters Grant (AFG). The primary goal of the AFG is "to meet the firefighting and emergency response needs of fire departments and nonaffiliated emergency medical service organizations. Since 2001, AFG has helped firefighters and other first responders to obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources needed to protect the public and emergency personnel from fire and related hazards." (Assistance to Fire Fighters web site)

The City was recently awarded a grant in the amount of \$371,826 for the purchase of new self-contained breathing equipment. FEMA officials advised City staff members that the grant submittal had earned the highest score ever awarded by the grant review team for the New England region, 99.135%.

The City is well positioned to compete for grant funding in future years for vehicles and equipment and there is a large potential for the saving of City tax dollars.

Discussion

Approval of this report and the passage of the associated resolution will allow the City Manager and the Fire Chief to review the grant program guidelines and to apply for funds for purposes which are consistent with the best interests of the City of Concord. The City Council will be advised of any applications or awards and will have the opportunity to appropriate any funds that are received as the result of this grant application.

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION MAKING A RETURN OF THE PERAMBULATION OF THE TOWN LINE BETWEEN THE CITY OF CONCORD AND THE TOWN OF WEBSTER.

The City of Concord resolves as follows:

WHEREAS, pursuant to NH RSA 51:2, the lines between the towns in this state shall be perambulated, and the marks and bounds renewed, and

WHEREAS, pursuant to NH RSA 51:4, a return of the perambulation shall be made, particularly describing the courses and distances and the marks and monuments of such line, and

WHEREAS, the representative of the City of Concord, City Surveyor Paul E. Gendron, and the representative of the Town of Webster, Selectman Roy Fanjoy, after due notice, perambulated the boundary between the City of Concord and the Town of Webster, and

WHEREAS, the City of Concord has surveyed the existing town line bounds while utilizing Global Positioning System (GPS) equipment pursuant to accepted standards, and

WHEREAS, both the City of Concord and the Town of Webster wish to observe and renew the marks and bounds recovered, and agree on the courses and distances, between said marks and bounds, computed from the information and data obtained by the GPS equipment, and

WHEREAS, both the City of Concord and the Town of Webster wish to perpetuate the written description of the boundary line between the two communities for generations to come.

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

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION MAKING A RETURN OF THE PERAMBULATION OF THE TOWN LINE BETWEEN THE CITY OF CONCORD AND THE TOWN OF WEBSTER.

(page 2 of 3)

Section 1. That the City of Concord hereby acknowledges the following boundary description between the City of Concord and the Town of Webster, as passed by the City Council on May 19, 1997, and described in Resolution No. 6708:

Beginning at the southeasterly corner of Webster, being also the southwesterly corner of Boscawen and on the northerly line of Concord, at a stone monument marked "W-1884" on its westerly side, "B" on its easterly side and "T-L-1867" on its southerly side;

Thence running South 76°-30' West, 88 rods (1,452 feet) to the easterly side of the road leading from Concord to Webster which in Concord is known as the Blackwater Road and which in Webster is known as the Deer Meadow Road and to the end of the stone wall;

Thence on the same course, crossing said highway, 228 rods (3,762 feet) to a stone post marked "C-H-B-1844" and also "W", which is established as the northeasterly corner of Hopkinton, the northwesterly corner of Concord and being the southerly line of Webster.

Section 2. That the City of Concord hereby accepts and adopts the following boundary description between the City of Concord and the Town of Webster:

Beginning at the southeasterly corner of the Town of Webster, being also the southwesterly corner of the Town of Boscawen, and on the northerly line of the City of Concord, at a stone monument marked "W - 1884" on its westerly side, "B" on its easterly side, and "T - L - 1867" on its southerly side;

Thence South 65°-10'-26" West a distance of 1428.6 feet to the easterly side of the road leading from Concord to Webster which in Concord is known as Blackwater Road and which in Webster is known as Deer Meadow Road and to the end of the stone wall;

Thence South 65°-00'-39" West a distance of 3808.9 feet, crossing said highway, to a stone post marked "H - 1844 - H" on its westerly side, "W - B" on its northerly side, and "C - TL" on its easterly side, which is established as the northeasterly corner of the Town of Hopkinton, the

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION MAKING A RETURN OF THE PERAMBULATION OF THE TOWN LINE BETWEEN THE CITY OF CONCORD AND THE TOWN OF WEBSTER.

(page 3 of 3)

northwesterly corner of the City of Concord, and being on the southerly line of the Town of Webster.

Section 3. That the City Surveyor is hereby authorized to file such document or documents relative to the perambulation with the appropriate municipal and state officials.

Section 4. That this resolution shall take effect upon its passage.

PERAMBULATION OF THE TOWN LINE BETWEEN CONCORD AND WEBSTER

Agreeably to the laws of the State of New Hampshire, pursuant to NH RSA 51:2, the lines between the towns in this state shall be perambulated, and the marks and bounds renewed, and pursuant to NH RSA 51:4, a return of the perambulation shall be made, particularly describing the courses and distances and the marks and monuments of such line, and

WHEREAS, the undersigned representative of the City of Concord, City Surveyor Paul E. Gendron, and the undersigned representative of the Town of Webster, Selectman Roy Fanjoy, after due notice, met on the 1st day of July, 2014, and perambulated the boundary between the City of Concord and the Town of Webster, and

WHEREAS, the City of Concord has surveyed the existing town line bounds and monuments while utilizing Global Positioning System (GPS) equipment pursuant to accepted standards, and

WHEREAS, both the City of Concord and the Town of Webster wish to observe and renew the marks and bounds recovered, and agree on the courses and distances, between said marks and bounds, computed from the information and data obtained by the GPS equipment, and

WHEREAS, both the City of Concord and the Town of Webster wish to perpetuate the written description of the boundary line between the two communities for generations to come.

NOW, THEREFORE, BE IT KNOWN, that the City of Concord and the Town of Webster hereby acknowledge the boundary description between the City of Concord and the Town of Webster, as last approved by both communities in 1997, and accept and adopt the following boundary description between the City of Concord and the Town of Webster, which is based on a survey utilizing Global Positioning System (GPS) equipment pursuant to accepted standards:

Beginning at the southeasterly corner of the Town of Webster, being also the southwesterly

corner of the Town of Boscawen, and on the northerly line of the City of Concord, at a stone monument marked "W – 1884" on its westerly side, "B" on its easterly side, and "T – L – 1867" on its southerly side;

Thence South 65°-10'-26" West a distance of 1428.6 feet to the easterly side of the road leading from Concord to Webster which in Concord is known as Blackwater Road and which in Webster is known as Deer Meadow Road and to the end of the stone wall;

Thence South 65°-00'-39" West a distance of 3808.9 feet, crossing said highway, to a stone post marked "H – 1844 – H" on its westerly side, "W – B" on its northerly side, and "C – TL" on its easterly side, which is established as the northeasterly corner of the Town of Hopkinton, the northwesterly corner of the City of Concord, and being on the southerly line of the Town of Webster.

In witness whereof we have hereunto set our hands this 1st day of July, 2014.

Agent for the City of Concord:

Agent for the Town of Webster:

Paul E. Gendron, LLS
City Surveyor
City of Concord

Roy Fanjoy
Selectman
Town of Webster

PERAMBULATION OF THE TOWN LINE BETWEEN CONCORD AND WEBSTER

ADDENDUM # 1

Introduction - The following town line markers were observed by representatives of the City of Concord and Town of Webster. Only two markers exist along the town line between Concord and Webster, however, the bound numbers in this report are based on the entire City perimeter and the six other abutting communities. Therefore, the starting point of this perambulation is actually Concord Bound 27.

Bound 27 – North line of Concord / Southwest corner of Boscawen / Southeast corner of Webster
Three foot high rectangular stone located approximately 1450 feet easterly of Blackwater Road, marked “W – 1884” on its westerly side, “B” on its easterly side, and “T – L – 1867” on its southerly side.

Coordinates:

Latitude : 43.2665663° Longitude : -71.6503559°

Northing (Y) : 279380.985 Easting (X) : 988594.435



Bound 29 – Northwest corner of Concord / South line of Webster / Northeast corner of Hopkinton
Four foot high rectangular stone marked “H – 1844 – H” on its westerly side, “W – B” on its northerly side, and “C – TL” on its easterly side.

Coordinates:

Latitude : 43.2605071° Longitude : -71.6681852°

Northing (Y) : 277172.099 Easting (X) : 983845.483



CE



CITY OF CONCORD

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Paul E. Gendron, LLS, City Surveyor

DATE: July 3, 2014

SUBJECT: Resolution making a return and acceptance of the perambulation of the Concord – Webster town line.

Recommendation

Accept this report and approve the attached resolution making a return of the perambulation of the Concord and Webster town line.

Background

Pursuant to NH RSA 51:2, the boundary lines between the towns in this state shall be perambulated, and the marks and bounds renewed, by the selectmen of the towns, or by such persons as they shall in writing appoint for that purpose. At its June 11, 2012, regular meeting, the City Council approved a report recommending that the City Surveyor be appointed to act as the City's representative in performing the perambulations with the City's abutting towns.

Discussion

On July 1, 2014, the City Surveyor and Webster Selectman Roy Fanjoy perambulated the town line between the two communities. Prior to the actual perambulation conducted on July 1, City staff conducted a town line survey by utilizing its Global Positioning System (GPS) equipment. There are two (2) markers existing on the town line. The attached resolution includes the courses and distances of the previous perambulation and also includes the courses and distances calculated from the recent GPS survey. Staff recommends that the City Council approve the resolution making a return of the perambulation, pursuant to NH RSA 51:4. Upon approval by the City Council, the City Surveyor will work with representatives of the Town of Webster to record the proper information in each community's records as well as with the NH Secretary of State.

/peg

Cc: Edward Reberge, City Engineer

CITY OF CONCORD

G
8-18

In the year of our Lord two thousand fourteen

RESOLUTION

AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF TRANSPORTATION (NHDOT) TO INCLUDE WATER AND SEWER INFRASTRUCTURE IMPROVEMENTS IN THE STATE CONTRACT FOR THE I-93 EXIT 12 BRIDGE REPLACEMENT PROJECT AT 100 % CITY FUNDING

The City of Concord resolves as follows:

- WHEREAS,** the state project number for this is Bow-Concord 13742A; and
- WHEREAS,** the state has agreed to include in the project construction contract improvements to the municipal infrastructure beyond their limits of work; and
- WHEREAS,** the cost of these improvements will be paid in full to the state by the city; and
- WHEREAS,** the cost for these improvements is estimated at \$38,500 from water capital project fund CIP#85 Water Main Replacement and \$7,400 in sanitary sewer capital project fund CIP#91 Sewer Main Construction ; and
- WHEREAS,** project construction is anticipated to commence in the summer 2014; and

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

1. The City Council has authorized the City Manager to enter into an agreement with the NHDOT.
2. This resolution shall take effect upon its passage.



CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Martha Drukker, Associate Engineer

DATE: July 23, 2014

SUBJECT: Bow-Concord 13742A – I-93 Exit 12 Bridge Replacements Project
Municipal Water Main Relocation – Municipal Work

Recommendations:

- Accept this report identifying the need to use \$38,500 from water capital project fund CIP#85 Water Main Replacement and \$7,500 in sanitary sewer capital project fund CIP#91 Sewer Main Construction to replace deteriorated components of the water/sewer distribution system beyond the limits of work identified in the water main relocation portion of the new bridge replacement project at Exit 12 over I-93.
- Authorize the City Manager to enter into an agreement with the New Hampshire Department of Transportation (NHDOT) to include water and sewer infrastructure improvements in the state contract for the I-93 Exit 12 Bridge Replacement Project at 100% city funding.

Background:

The State of New Hampshire Department of Transportation is replacing the Exit 12 Bridge over I-93 on South Main Street. The existing municipal water main on South Main Street will need to be relocated to the new bridge.

The city completed the design of the relocation of the municipal water main in the spring of 2014. The design costs are 100% reimbursable by NHDOT.

Discussion:

During the design process, city staff identified some water services, a hydrant, several curb stops, a main line valve that needed to be replaced on the municipal water system and a new sanitary sewer service that needed to be installed. These components are located outside of the limit of work of the state project. The state agreed to allow this work to be incorporated into their construction contract provided the city pay 100% the cost of this work.

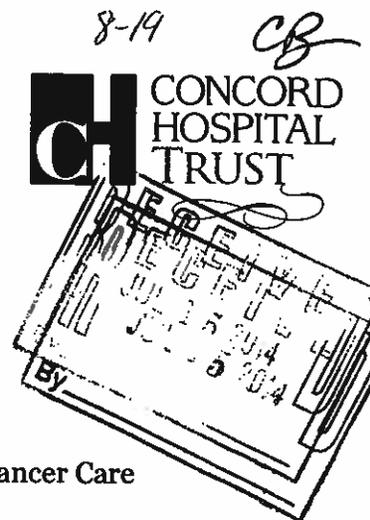
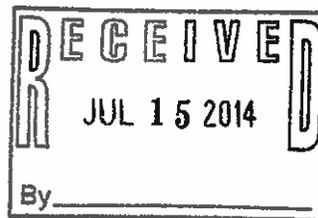
Remaining unspent funds are available in 2013 CIP#85 Water Main Replacement Project, originally approved for the Loudon Road Project, to cover the \$38,500 necessary to complete the improvements to the existing municipal water distribution system on South Main Street in the vicinity of the NHDOT Bridge Replacement Project.

Similar funds in the amount of \$7,500 are available in CIP #91 Sanitary Sewer Main Replacement and Construction project, originally approved for the Village Street Lining project, to install a sewer service and manhole on South Main Street in the vicinity of Joffre Street.

Use of these remaining funds to improve/construct the infrastructure on South Main Street is within the intended purpose of the designated capital projects and will negate the need for an additional appropriation.

THE MISSION OF THE
CONCORD HOSPITAL
TRUST IS TO SERVE AS
THE PHILANTHROPIC
ARM OF CONCORD
HOSPITAL, SECURING
AND DISTRIBUTING
CHARITABLE GIFTS IN
ACCORDANCE WITH
DONORS' INTENT
TO SUPPORT THE
HOSPITAL'S MISSION
OF MEETING THE
HEALTH NEEDS OF
INDIVIDUALS WITHIN
THE COMMUNITIES
IT SERVES.

ch-trust.org



July 15, 2014

The Honorable Mayor James Bouley
Honorable Members of the Concord City Council

Re: 13th Annual Rock 'N Race to benefit Payson Center for Cancer Care

Dear Mr. Mayor and Honorable City Council Members:

On behalf of the Rock 'N Race co-chairs, Pat Bourgault and Donna Killion, and members of the Planning Committee for the 13th annual Rock 'N Race to benefit Payson Center for Cancer Care, I am writing to inform you of some details regarding the race (scheduled for Thursday, May 21, 2015) and to request specific road closures to ensure the safety of all participants.

This year a record-breaking 6,595 participants gathered in downtown Concord to raise nearly \$500,000 for the programs and services at Concord Hospital Payson Center for Cancer Care. The Merrimack County Savings Bank Rock 'N Race is now the largest 5K event in New Hampshire. Over the past eleven years we have raised more than \$3.5 million dollars. These monies are directed to essential programs and services at Payson Center for Cancer Care. It is our hope that in 2015 we will once again attract more than 6,000 people and raise more than \$500,000.

With the impending construction taking place on Main Street, we have had ongoing discussions with members of the City's Code Administration and Engineering Departments to address safety issues, traffic flow, and ultimately a re-route of the Rock 'N Race course. The outcome of these discussions is to recommend and request the following:

► Permission to close roads as follows:

1. North State St. at Pleasant St. (Northbound) from 4-8:30PM
2. North State St. at Capitol St. (Northbound) from 4-8:30PM
3. North State St. at Centre St. (Southbound) from 4-8:30PM
4. Green St. between Centre and School Sts. From 6-8:00PM (or until the last walker passes)
5. Park St. between North Main and North State Sts. (Westbound) from Noon to 8:30PM
6. Capitol St. between North Main and North State Streets (Eastbound) from Noon to 8:30PM
7. Warren St. between Green and North State Street from 4-7:00PM (or until the last walker passes)

The Police Department will again develop a plan to assign officers to the course who will keep communications open to ensure public safety at all times.

Finally, while not a road closure request, we wish to inform you of our intention to position nine musical acts and six food stations around the course. Each act will

When establishing your estate plan or revising your will, please remember Concord Hospital Trust.

Concord Hospital Trust ☎ 250 Pleasant Street ☎ Concord, NH 03301
(603)415-6624 ☎ fax: (603)230-6049 ☎ e-mail: chtrust@crhc.org



have a tent and a platform. Each of the food stations will have a tent. We will work closely with the Fire Marshall and obtain the requisite permits for the larger tents.

Thank you so much for your consideration of our request. If you require additional information, please contact either me at at 225-2711 x5234.

Sincerely Yours,

A handwritten signature in cursive script that reads 'Sharon Sweet'.

Sharon E. Sweet
Events Manager, Concord Hospital Trust

Cc: Bill Hauser
Eugene Blake

When establishing your estate plan or revising your will, please remember Concord Hospital Trust.

Concord Hospital Trust • 250 Pleasant Street • Concord, NH 03301
(603) 415-6624 • fax: (603) 230-6049 • e-mail: chtrust@crhc.org

Sulloway & Hollis P.L.L.C.

COUNSELORS AT LAW

SENT TO
CITY CLERK
7/28/14
CB
8-20

REPLY TO: CAPITAL OFFICE
Fax number: (603) 223-2908
jowers@sulloway.com

June 2, 2014

FRANK J. SULLOWAY
(1883-1981)
FRANKLIN HOLLIS
(1904-1980)

SENIOR COUNSEL
MARTIN L. GROSS
MICHAEL M. LONERGAN
MICHEL A. LAFOND
JAMES E. OWERS

Mayor, City of Concord
City Council Members
41 Green Street
Concord, NH 03301

Re: White Park Cyclocross Race, Saturday, September 20, 2014

Dear Mayor and City Council members:

This will serve as a request on behalf of the New Hampshire Cycling Club to close a portion of Liberty Street between Valley and Forest Street adjacent to White Park on Saturday, September 20, 2014, between the hours of 8:00 a.m. and 4:30 p.m. for the purposes of running a cyclocross bicycle race. The closure is shown on the attached map. The remainder of the race will be run on the interior of White Park and will not affect residents. The rules of the licensing organization, USA Cycling, Inc., require that there be a paved, wide road type section within the race course which is the reason for this street-closure request. This will be the fourth year of this event, which has grown every year.

We have received very positive feedback from riders throughout New England who have participated in this event.

Very truly yours,



James E. Owers

ALL ATTORNEYS ADMITTED
IN NEW HAMPSHIRE

INDIVIDUAL ATTORNEYS
ADMITTED IN:
MAINE, VERMONT, FLORIDA
MASSACHUSETTS, NEW YORK,
AND OTHER STATES

JEO:grl
Enclosure

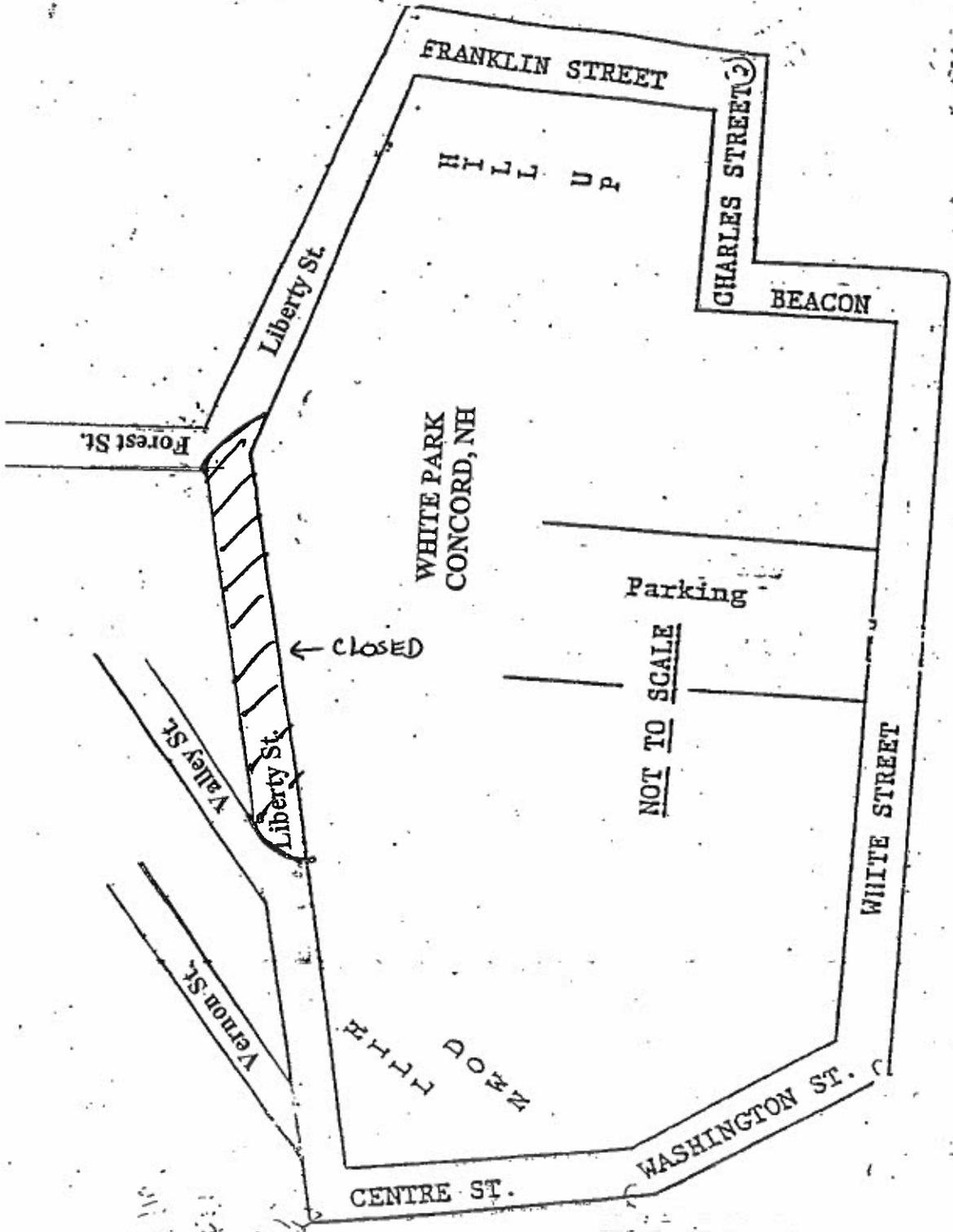
CAPITAL OFFICE
9 Capitol Street
P.O. Box 1256
Concord, NH 03302
Tel: 603-224-2341

PORTLAND OFFICE
477 Congress Street
5th Floor
Portland, ME 04101
Tel: 207-253-5141

GORHAM OFFICE
30 Exchange Street
P.O. Box 335
Gorham, NH 03581
Tel: 603-466-5946



STREET CLOSURE FOR CYCLOCROSS EVENT



B
8-21



RECEIVED
JUL 25 2014

CODE ADMINISTRATION

Office of the City Clerk
41 Green Street
Concord, NH 03301

July 23, 2014

TO: Mayor Bouley and City Council:

RE: Request for use of City Plaza and for closure of Capitol Street for 9th Annual Multicultural Festival

City Location requested for event: City Plaza in front of State House and Capitol Street

Date and Time: Saturday September 13, 2014, 12pm through 10pm (event hours 1-6pm)

Please consider this request, on behalf of the Greater Concord Area Task Force Against Racism and Discrimination, for the use of City Plaza and Capitol Street in support of the Concord Multicultural Festival. The Concord Multicultural Festival will also make use of the State House lawn and plaza for a mix of musical performances, dancing, cultural information, children's activities, artwork, exhibits and vendors.

Please find attached a copy of the City Permit which has been applied for.

Thank you for your kind consideration,

Jessica Fogg

Chairperson, Concord Multicultural Festival



CITY OF CONCORD

7-7
8-22 (A)
8-23

In the year of our Lord two thousand and fourteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title I, General Code; Chapter 9, Water, Article 9-1, Waterworks, Section 9-1-12 Cross-Connection Control

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES, Title I, General Code; Chapter 9, Water, Article 9-1, Waterworks, Section 9-1-12 Cross-Connection Control as follows:

9-1-12 Cross Connection Control.

In compliance and in conjunction with New Hampshire Code of Administrative Rules, ***Part Env-Dw 505, Backflow Prevention*** [~~Part WS 314, Cross-Connections~~], the Director will publish an established set of rules and administer a cross-connection control program to protect the public water supply system. No cross-connection within the system will be allowed unless protected by an approved backflow preventer commensurate with the degree of potential hazard. All such devices shall be located at the water service entrance and all water consumption within the premises shall pass through the protective device. The director is further empowered to establish and collect certain fees and charges associated with inspection and testing of premises and devices. Said fees and charges shall be reviewed with the City Manager and incorporated into annual budget requests.

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

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



CITY OF CONCORD

TAA

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Earle M. Chesley, Director of General Services
DATE: June 16, 2014
SUBJECT: Update to Ordinance 9-1-12, Cross-Connection Control

Recommendation:

Accept this report recommending a housekeeping change to update the Ordinance by changing the administrative rule referenced in the Code of Ordinances, Title I, General Code; Chapter 9, Water; Article 9-1, Waterworks, Section 9-1-12, Cross-Connection Control.

Background:

It has come to our attention that Section 9-1-12 incorrectly references Administrative Rule Env-Ws 314. This appears a typographical error, and the correct citation was Administrative Rule Env-Ws 364. Env-Ws 364 establishes the equipment and operational requirements for preventing backflow of water into a public water system's distribution. This rule was scheduled to expire on November 30, 2013. As part of the readoption of this administrative rule by the New Hampshire Department of Environmental Services, it was renumbered as Env-Dw 505 as part of the redesignation of Department rules. The renumbering of the rule became effective June 1, 2014.

Discussion:

The current ordinance incorrectly refers to Env-Ws 314. The ordinance should be amended to reflect the correct reference, which is now Env-Dw 505.

Ben
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8-24

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION ACCEPTING AND APPROPRIATING A FIFTY THOUSAND DOLLAR (\$50,000) DONATION FROM UNITIL TO BE USED FOR LIGHTING IMPROVEMENTS AT THE CONCORD CITY AUDITORIUM.

Page 1 of 2

The City of Concord resolves as follows:

WHEREAS, the City has worked very closely with the Friends of the Audi for renovation projects; and

WHEREAS, the Friends of the Audi have identified the need to replace the stage lighting with energy efficient LED fixtures and lights, the savings of which will be realized by the City's General Fund; and

WHEREAS, the total cost of the project is anticipated to be approximately \$110,000; and

WHEREAS, the remaining funds needed to complete the project will be entirely borne by the Friends of the Audi; and

WHEREAS, Unitil has very generously committed \$50,000 to this improvement project; and

WHEREAS, upon approval of this authorization, an appropriate invoice will be submitted to the City for payment by the Friends of the Audi; and

WHEREAS, this appropriation is for a purpose not included in the FY 2015 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\$50,000
be and is hereby appropriated as follows:

<u>General Grants and Donations</u>	
Audi Lighting Project	\$50,000

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

RESOLUTION ACCEPTING AND APPROPRIATING A FIFTY THOUSAND DOLLAR (\$50,000) DONATION FROM UNITIL TO BE USED FOR LIGHTING IMPROVEMENTS AT THE CONCORD CITY AUDITORIUM.

Page 2 of 2

2) Revenue is available as follows:

General Grants and Donations

Unitil Donation\$50,000

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

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Brian G. LeBrun, Deputy City Manager - Finance *BGL*
DATE: July 7, 2014
SUBJECT: Resolution for a \$50,000 donation from Unitil to be transferred to the Friends of the Audi for lighting improvements

Recommendation

To accept a donation from Unitil, approve this resolution and transfer these funds to the Friends of the Audi for a lighting project.

Background

The City and Friends of the Audi have worked very cooperatively for many years. Annually, both parties meet and review the previous years' activities and the upcoming year's planned operation and projects.

Discussion

During this year's annual meeting with the Friends, they indicated that they were working to improve the stage lighting to improve the infrastructure to LED lights. The LED lights are expected to provide better lighting at a much reduced cost. The cost of the electricity for the Audi is budgeted and paid from the City's General Fund and any savings will be realized in there as well. The overall cost of the lighting project is expected to be approximately \$110,000. Unitil has offered to make a cash contribution of \$50,000 to the City, since the City owns the electric meter that services the Audi, with the understanding that the funds will then be forwarded to the Friends of the Audi to help offset the cost of the new lights. The Friends of the Audi are responsible for all remaining costs related to this project.



July 3, 2014

Mr. Brian LeBrun
Assistant City Manager
City of Concord
41 Green Street
Concord, NH 03301

Dear Mr. LeBrun;

I am writing today to advise you that we have completed our review of a potential relighting project at the City Auditorium (The Audi), and determined that the project as proposed would qualify for an incentive of \$50,000 through the Unitil Municipal Energy Efficiency Program.

Though we have been working with Carol and Merwyn Bagan to understand the scope and magnitude of the project we also realize that the account is in the City's name and control and therefore would need an application completed on the City's behalf to initiate the project. Once the project is completed, if it is installed as proposed, Unitil will, through its Energy Efficiency program, provide the incentive as cited above toward the project.

We do hope the City will look favorably up on the project so that these upgrades may be completed, the Audi will save energy and we can participate in funding a portion of the project through our programs.

Thank you for the opportunity to yet again serve the City!

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Miller".

Gary Miller
Senior Business Development Executive
Unitil Corporation



CITY OF CONCORD

CE
8/25

REPORT TO MAYOR AND THE CITY COUNCIL

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

DATE: August 4, 2014

SUBJECT: CIP #443: City-wide Multigenerational Community Center

Recommendation:

- Accept the following report.
- Provide staff with direction concerning potential changes to the 2011 Space Program.

Background:

As part of the FY2014 and 2015 budgets, the City Council appropriated approximately \$781,503 for design of a new City-wide multigenerational community center at the site of the former Dame School on Canterbury Road.

On April 23, 2014, the City engaged a design team led by the HL Turner Group of Concord for the project. The project got underway in June.

Discussion:

1. **Review of 2011 Space Program:** In January 2011, the City Council accepted the Needs Assessment, Feasibility Study, and Business Plan for a new City-wide multigenerational community center to be located at the site of the former Dame School on Canterbury Road. This study contemplated creation of a new 80,700SF +/- facility, of which 18,600SF would be derived through the preservation and adaptive reuse of portions of former Dame School including the existing cafeteria / auditorium, kitchen, as well as 9 classrooms constructed in 1965. The remaining 62,100SF was envisioned to be new construction. The estimated cost of this facility, as budgeted within the FY2015 Capital Improvement Program, is \$11.4 million including construction oversight. Of this amount, \$1,125,000 is recommended to be raised through donations.

The approved 2011 space program called for the following amenities:

2011 Space Program Summary

Amenity	Gross Square Footage (SF)	Notes
Administrative Offices	1,490	Parks & Recreation Department Offices
Support Spaces	10,752	Restrooms, Locker Rooms, Custodial, Storage, Lobby, Mechanical Rooms
Senior Lounge	1,320	
Pre-School	2,640	
Multi-Purpose Rooms	7,920	6 Repurposed Classrooms
Community Room / Function Hall	3,840	Seats 175 People
Catering Kitchen	696	
Gymnasium	14,340	Double High School Courts; Seating for 200
Aerobic / Dance Studio	2,340	
Turf Field	35,400	With Ground Level Walk / Jog Track (8 laps / mile)

Total **80,738**

2. ***Stakeholder & Public Input:*** Because three years had elapsed since acceptance of the 2011 space program, staff felt it was important to review the conclusions of that effort with key stakeholders and the public. Towards this end, staff and the design team held focus groups with several stakeholders on May 29, 2014. Stakeholders included, but were not limited to, the Parks and Recreation Advisory Committee (RPAC), NH Technical Institute, Concord School District, Library Foundation / Trustees, Concord TV, Concord Crush Lacross League, Visiting Nurses Association, Penacook Community Center, YMCA, the Centennial Senior Center, and others. Subsequently, a community forum, attended by approximately 75 people, was held on June 24, 2014.

Discussions with stakeholders and the general public largely confirmed the findings of the 2011 space program, with a few notable exceptions, as follows:

a. **Gymnasium:**

- i. ***Dimensional Standards:*** The 2011 program called for a gymnasium with high school basketball court dimensions. However, stakeholders have suggested that the gym be up-sized to meet collegiate standards. This would require expansion of the gym by approximately 1,500SF. The larger size would allow the facility to become a viable venue for collegiate **basketball and volleyball tournaments, thereby opening expanded revenue opportunities** for the facility as well as increased vitality for the community at large.

- ii. Pickleball: Several residents attended the June 24th public forum and urged the City to ensure that accommodations could be made for pickle ball. Pickle ball is a relatively new sport that is essentially a smaller scale version of tennis played on a 20' X 44' court with paddles. The sport is rapidly becoming popular in Concord, as well as across the country. The new community center could easily accommodate this in the proposed gymnasium or larger multipurpose spaces.
- iii. Recommendation - Gymnasium: Staff concurs with both observations and recommends that the City Council explore both items as schematic design moves forward this fall. However, expansion of the gym may cause the City to exceed the estimated construction cost for the new facility. More definitive information in this regard will be available upon completion of schematic design.

b. Turf Field:

- i. Ceiling Height: Numerous stakeholders have asked that a 35' ceiling height be provided for the turf field. This will provide suitable clearance for a variety of sports, thereby making the facility as versatile as practical. (*Ceiling heights were not previously specified as part of the 2011 space program*).
- ii. Elevated Walking Track: The 2011 space program called for construction of a ground level walking / jogging track on the perimeter of turf field. However, during recent input sessions, stakeholders have suggested that the City consider an elevated walking track, as this could serve as additional spectator space during events. An elevated walking track would need to be served by an elevator. However, elevating the track might allow for a slightly smaller, more efficient space for the turf field which may offset costs associated with an elevator.
- iii. Press Box: Stakeholders also recommended that the City include a press box for the turf field given the anticipated high usage of the facility. A press box was not previously included in the space program and would need to be fully compliant with the Americans with Disabilities Act. This might be achieved by incorporating a press box as part of an elevated walking track.
- iv. Recommendation – Turf Field: Staff believes that all three items should be further explored as part of the upcoming schematic design process this fall.

c. Core Facilities:

- i. Referee Locker Rooms: Stakeholders recommended that the City include separate locker rooms for referees in the new facility. These locker rooms would essentially be larger unisex restrooms equipped with private lockers

and should not represent a major challenge to accommodate in the new facility.

- ii. Recommendation – Core Facilities: Staff recommends that these facilities be included in the project as schematic design moves forward this fall.
- d. Shared Multipurpose Spaces:
- i. Immigrant Resource Center: Subsequent to stakeholder meetings and the public forum, the City was contacted by a representative of a consortium of local nonprofit agencies that work with the local immigrant community expressing interest in establishing an “immigrant resource center” in the new city-wide community center. The purpose of the center would be to consolidate and house local efforts designed to help immigrants residing in Concord. The exact size and scope of this facility is not currently known. Nor it is clear that the center would have the financial resources necessary to rent space in the new community center. However, preliminary discussions indicate that use of shared multipurpose spaces for classroom instruction might be viable. However, dedicated space for a permanent office might be required.
 - ii. Recommendation – Shared Multipurpose Spaces: Staff recommends that the City continue the ongoing dialog with the coalition of immigrant service agencies to fully understand their needs and evaluate the feasibility of including such services in the new community center as part of the forthcoming schematic design process. This will include a discussion of financial arrangements for payment of rent and other potential ancillary costs by these service agencies.
- e. Spaces for Dedicated for Exclusive Use by Certain Entities:
- i. Public Library Component:
 1. Library Overview: Representatives of the Library Board of Trustees and Foundation have asked that the City consider including a dedicated space to provide library services at the new facility.

When the City first began considering a new facility to replace the Heights Community Center in 2004, the space program developed at that time called for an 850SF “library”, which was primarily envisioned to be used to support the Concord Boys and Girls Club who it was thought would have a major presence in the facility at that time. However, since the renovation and expansion of their current facility at Kimball Park, it is anticipated that the Boys and Girls Club will not use the new Community Center to the degree as originally envisioned a decade ago.

In 2007 the City completed a Needs Assessment and Master Plan for the library system. That report recommended that the City invest in a new Downtown facility to replace the existing Green Street location. Based upon this recommendation, a library was not considered for the new city-wide community center as part of the 2011 Needs Assessment and Feasibility Study.

During recent stakeholder meetings, the Interim Library Directors, Library Board of Trustees, and Library Foundation all requested that the City consider a 3,000SF dedicated space for library services in the new community center. Conceptually, this space would feature separate restrooms and exterior entrance to allow for hours of operation which may differ from the community center itself if so desired. They have also suggested that the space be open at least 40 hours per week.

If the City Council desired to further examine the potential of library services at the new community center, the first step in the process would be the creation of a space program. Floor plans would then be prepared as part of larger schematic design effort this fall. Through these efforts, the City would be able to determine the extent of library related facilities, including probable operating costs associated therewith.

2. Library – Cost Considerations:

- a. Design: Presently, the City's contract with the design team required the design to accommodate the need to be able to use one of the 1,000SF +/- multipurpose room to host library programming. Design of a 3,000SF +/- dedicated library space will require additional effort by the design team at additional cost of \$18,000 (design, selection of fixtures / furnishings, and construction administration). Presently, the City has funds available as part of the project's contingency to support this cost.
- b. Construction & Fit Up: A 3,000SF +/- library was not included in the current concept or budget for an 80,700SF community center. Therefore, including this amenity will likely cause the City to exceed the current estimated construction cost for the facility. More definitive information in this regard will be available upon completion of schematic design.

3. Recommendation - Library: Staff recommends that the City Council explore the potential of dedicated space within the new

city-wide community center for library services. This effort would be financed by available funds within the project budget.

As part of this effort, the City Administration will review potential capital and operating costs for the library, as such costs were not estimated as part of the 2011 Needs Assessment and Feasibility Study. As part of this effort, the City will need to open a dialog with the Library Board of Trustees and Foundation regarding fund raising to support capital and operating costs.

Lastly, City Administration believes that inclusion of library services in the new community center should be in conjunction with a review of the City's current long-term plans for providing library services. Per the 2007 Library Study, the City's current Capital Improvement Program calls for future construction of a new city library to replace the Green Street facility. The 2007 Study was predicated, in part, upon not encouraging future branch library locations. However, given potential opportunities associated with the new city-wide community center, as well as redevelopment efforts in Penacook Village which may create opportunities for the Penacook Branch Library, it would be appropriate to revisit the City's long-term strategy for library services in the context of these opportunities.

ii. Concord TV Offices & Studio:

1. Overview: Concord TV has requested approximately 3,600SF of space in the new facility exclusively dedicated for their offices and production studios. Currently, Concord TV occupies 2,600SF within Concord High School, as well as 2 former classrooms at the Heights Community Center (a total of 1,800SF +/-). Office and studio space for community television was not previously included in the 2011 space program

Like the satellite library, new television studios and associated support spaces were also not contemplated as part of the 2011 Needs Assessment and Feasibility Study, as, at the time, there was no indication that Concord TV needed or desired to vacate their space at Concord High School.

In addition to square footage requirements, Concord TV has indicated they may have unique needs such as taller ceiling heights, as well as electrical / telecommunication needs. They have also requested a separate loading entrance to the studio to allow for deliveries of large equipment and set pieces.

2. Concord TV – Cost Considerations:

- a. Design: The cost of design and construction administration for a new Concord TV studio is \$14,000. This amount is presently included in the City's contract with the design consultant. However, assistance with selection of fixtures, furnishings, and equipment (FFE), such as design of sets, evaluation and selection of television equipment, etc., is currently excluded from the design contract. The cost of these additional services would be \$7,000.
 - b. Construction: Like the branch library, office space and studios for Concord TV was not carried in the 80,700SF space program and \$11.4 million construction cost estimate for the project. More definitive information in this regard will be available upon completion of schematic design.
3. Recommendation – Concord TV: Staff recommends that the City Council authorize the City Administration to explore the potential of dedicated space within the new city-wide community center for Concord TV studios. This cost, excluding the potential additional cost of \$7,000 for FFE assistance, is presently included in the City's design contract. However, City Administration believes it would be appropriate to seek financial support for this cost from Concord TV, as well as any additional design costs for FFE assistance.

As schematic design moves forward, the City Administration will review potential impacts upon the construction budget, as well as operating and maintenance pro forma for the facility.

Further, the City Council should engage in a dialog with Concord TV concerning the financial ramifications of including studios in the new facility, including payment of rent and fair share of common area operating and maintenance expenses.

iii. Preschool / Daycare:

1. Overview: The third space in the new facility which would be dedicated to a single tenant is the proposed preschool / daycare facility.

The 2011 space program included 2,640SF for a preschool / daycare complete with a dedicated exterior playground. The 2011 Study presumed that the City would partner with a third party to operate the preschool / daycare via a long-term lease and operating agreement.

The East Concord Cooperative Preschool relocated to the former Dame School facility in September of 2013. They currently occupy 1 classroom (900SF).

Over the past few months, multiple parties have expressed interest in being the City's operator proposed preschool / daycare facility.

2. Preschool – Cost Considerations:

a. Design: The cost of design and construction administration for the preschool component of the project is \$12,000. This amount is currently included as part of the City's contract with the design team.

b. Construction: The cost of constructing the preschool is included in the \$11.4 million cost for the facility.

3. Recommendation – Preschool: Staff recommends that the City include a preschool / daycare component as part of the project, provided the City can enter into an acceptable lease arrangement with a third party operator.

Further staff also recommends that the City use a Request for Proposals (RFP) process to select a partner to lease and operate the preschool / community center space. This process would ensure a fair and equal selection process for interested parties, while helping to protect the City's interests. To support this effort, staff recommends that the City potentially pursue up to \$500,000 in Community Development Block Grant (CDBG) funds in 2015 to help defray the cost of construction and fit-up of the new preschool / daycare center. Therefore the City may forgo its traditional CDBG process with local nonprofit organizations.

f. Preservation of Existing Cafeteria / Auditorium & 1965 Classrooms:

- i. Overview: Lastly, staff and the design team also asked for community input regarding potential demolition and replacement of the existing cafeteria / auditorium, as well as the 1965 section of the building which features 9 classrooms. If demolished, functions to occur within these spaces would be accommodated by new spaces built as part of the project.

Staff and the design team believe this alternative is worth exploring during the schematic design process, as it could yield the following:

1. A more compact and efficient floor plan, which might be able to achieve the goals of the 2011 space program, as well as potential new spaces such as a satellite library and Concord TV studios.

This is especially true if the City were to pursue a multi-story facility.

Keeping in mind that some members of the community wanted to pursue an elevated indoor walking track, a multi-story facility would be able to take advantage of the elevator which would be required for that amenity.

2. Improved opportunities for future expansion.
 3. Potentially a more aesthetically pleasing building orientation with Canterbury Road.
- ii. **Recommendation:** Staff recommends that the City Council authorize the City Manager to explore this option as part of the forthcoming schematic design process.
3. **Budget:** The following is a summary of the project design budget, including available funds based upon the recommendations included within this report:

Total Appropriations	\$781,503	FY2014 & FY2015
Encumbrances		
HL Turner Design Contract	(\$723,250)	Excludes Construction Administration
Richard D. Bartlett	(\$18,395)	Boundary Survey, Pins & Bounds
Miscellaneous	(\$1,457)	
Total Encumbrances	(\$743,102)	
Total Remaining	\$38,401	
Additional Work		
Satellite Library	(\$18,000)	Includes Construction Administration
Net Available	\$20,401	Reserve for Fundraising Support

4. **Fundraising:** The current Capital Improvement Program (CIP) calls for construction of the new community center in FY2016 at a cost of \$11.4 million, of which \$1,125,000 (or approximately 10% of total construction cost) is proposed to be raised from donations.

City Administration plans to engage a private consultant to develop a comprehensive fundraising strategy as well as coordinate this effort. The selection of a consultant will be accomplished using a Request for Proposals process.

Preliminary research suggests that a successful fund raising strategy may rely upon sale of naming rights for certain components of the project (such as the turf field or gymnasium). To achieve this, the City will need to revisit its current naming rights

policies and procedures. The City may also “sell” sponsorships for smaller fixtures or furnishings throughout the facility.

Compensation requirements for a fundraising consultant are currently unknown. Presently, the City Administration plans to utilize the remaining \$20,400 contingency available to start this effort.

In talking with local fundraising professionals, the cost of a capital campaign is typically 5 – 7% of the total amount to be raised. Based upon a need of \$1,125,000, the cost of the campaign will be approximately \$60,000 – \$80,000 (rounded). These professionals have suggested that the City simply raise its fundraising goal to cover the costs of the campaign. However, the available funds should be sufficient to get the campaign organized and initiated.

5. **Tentative Schedule & Next Steps:** Moving forward, staff anticipates the following schedule

- September - November 2014:
 - Complete schematic design. Refined space program and floor plan concepts.
 - Develop updated cost estimates for construction based upon revised designs.
 - Update the project’s business plan and pro forma.
 - Issue Request for Proposal (RFP) to identify potential third party partner for preschool / day care.
 - Issue Request for Proposals (RFP) for fundraising consultant.
- December 8, 2014 or January 12, 2015: Review results of schematic design process with City Council and select final preferred design concept for final design.
- January 2015 – June 2015: Complete final design, permitting, construction specifications and drawings for bid.
- July 2015:
 - Adoption of FY2016 City budget, including anticipated funding for construction of new city-wide multi-generational community center.
 - Potentially apply for CDBG funds to support preschool / daycare component.
- August 2015: Bid construction.
- Fall 2015: Start construction. Duration of construction to be determined, but will likely be approximately 18 months.
- 2017: Project completed, facility open.

Resolution No.

11-40 5-58 3-39
 12-37 6-53 1-16
 1-42 7-40
 2-56 8-65 2-33 (I)
 3-45 9-37 2-42
 4-48 10-35 4-39
 5-45 6-42
 7-38
 8-26

CITY OF CONCORD

In year of our Lord two thousand thirteen

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.

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

120

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 Line of Future Street
Storrs Street South
 as of November 1, 2013

Drawn/Checked: **Scale:**

Date of this Map/Revision: 12/1-13
For All Scales: 1" = 400'

Design/Drawn: **Map/Checked:**

Design/Drawn: **Map/Checked:**

Design/Drawn: **Map/Checked:**

Design/Drawn: **Map/Checked:**

Design/Drawn: **Map/Checked:**

Legend

11/19/12
 Concord Planning Division
 Concord, NH
 SLH

CITY OF CONCORD

11-41 8-14
12-38 9-26 (c)
1-43 9-29
2-57 10-36
3-46
4-49 5-46
6-43
7-39
8-27

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 fourteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title IV, Zoning Code; Chapter 29.2, Public Capital Facilities Impact Fees Ordinance; Section 29.2-1-2, Assessment and Collection.

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES, Title IV, Zoning Code; Chapter 29.2, Public Capital Facilities Impact Fees Ordinance; Section 29.2-1-2, Assessment and Collection; subsection (b) Computation of the Amount of Impact Fee, by deleting Tables 1, 2, and 3 in their entireties and replacing with the following new tables:

**TABLE 1
 SCHOOL FACILITIES
 IMPACT FEE PER VARIABLE UNIT**

<i>Type of New Development</i>	<i>Concord School District Facilities Impact Fee Per Variable Unit</i>	<i>Merrimack Valley School District Facilities Impact Fee Per Variable Unit</i>	<i>Variable Unit</i>
Single-family residence	\$ 1.12	\$ 1.12	Square foot of gross living area
Townhouse/duplex	\$ 0.75	\$ 0.75	Square foot of gross living area
Multi-unit/apartment (other than townhouses or duplexes)	\$ 998.51	\$ 998.51	Dwelling unit
Mobile home	\$ 1,995.78	\$ 1,995.78	Dwelling unit

**TABLE 2
 RECREATIONAL FACILITIES
 IMPACT FEE PER VARIABLE UNIT**

<i>Type of New Development</i>	<i>Recreational Facilities Impact Fee Per Variable Unit</i>	<i>Variable Unit</i>
Single-family residence	\$ 0.52	Square foot of gross living area
Townhouse/duplex	\$ 0.75	Square foot of gross living area
Multi-unit/apartment (other than townhouses or duplexes)	\$ 664.46	Dwelling unit
Mobile home	\$ 998.55	Dwelling unit

TABLE 3
TRANSPORTATION FACILITIES
IMPACT FEE PER VARIABLE UNIT

<i>Type of New Development</i>	<i>Transportation Facilities Impact Fee Per Variable Unit</i>	<i>Variable Unit</i>
Residential Uses		
Single-family	\$2,110.48	Dwelling unit
Townhouse/duplex	\$1,408.99	Dwelling unit
Multi-unit dwelling/apartment (other than townhouses or duplexes)	\$1,449.88	Dwelling unit
Mobile home	\$1,035.63	Dwelling unit
Nonresidential Uses		
General office	\$ 1.70	Square foot of floor area
Single-tenant office	\$ 1.88	Square foot of floor area
General light industrial	\$ 1.09	Square foot of floor area
Manufacturing	\$ 0.63	Square foot of floor area
Warehousing	\$ 0.78	Square foot of floor area
Quality restaurant	\$ 5.59	Square foot of floor area
High-turnover restaurant	\$ 6.73	Square foot of floor area
Fast food restaurant with drive-thru	\$ 20.59	Square foot of floor area
Small retail (less than 5,000 SF)	\$ 2.56	Square foot of floor area
Retail (5,001 SF to 100,000 SF)	\$ 4.51	Square foot of floor area
Retail (100,001 to 300,000 SF)	\$ 3.65	Square foot of floor area
Retail (greater than 300,000 SF)	\$ 3.33	Square foot of floor area
Bank with drive-up	\$ 12.05	Square foot of floor area
Daycare center	\$ 4.09	Square foot of floor area
Hotel/motel	\$ 1,817.16	Room
Gas station/convenience store	\$ 3,374.07	Pump
New car sales	\$ 6.52	Square foot of floor area
Automobile Service	\$ 3.96	Square foot of floor area
Automated car wash	\$ 5,280.90	Wash stall
All other uses	\$ 205.90	New trip

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

TABLE 1

SCHOOL FACILITIES IMPACT FEES PER VARIABLE UNIT

Type of New Development	Concord District Facilities Impact Fee per Variable Unit		Merrimack Valley School District Facilities Impact Fee per Variable Unit		Variable Unit
	2013 Fee	Adjusted Fee	2013 Fee	Adjusted Fee	
Single Family Residence	\$1.08	\$1.12	\$1.08	\$1.12	Square foot of Gross Living Area
Townhouse / Duplex	\$0.72	\$0.75	\$0.72	\$0.75	Square foot of Gross Living Area
Multi-Unit / Apartment (other than Townhouses or Duplexes)	\$965.77	\$998.51	\$965.77	\$998.51	Dwelling Unit
Mobile Home	\$1,930.34	\$1,995.78	\$1,930.34	\$1,995.78	Dwelling Unit

Note: Inflationary increase from July 2009 to July 2010 was 1.89%. Source: RS Means, Facilities Construction Cost Data 2011.
 Note: Inflationary increase from July 2010 to July 2011 was 4.20%. Source: RS Means, Facilities Construction Cost Data 2012.
 Note: Inflationary increase from July 2011 to July 2012 was 1.78%. Source: RS Means, Facilities Construction Cost Data 2013.
 Note: Inflationary increase from July 2012 to July 2013 was 3.39%. Source: RS Means, Facilities Construction Cost Data 2013.

	Historical Cost Index	Percentage Increase	Historical Cost Index	Percentage Increase
Jul-00	120.9		180.1	-0.17%
Jul-02	128.7	6.45%	183.5	1.89%
Jul-04	143.7	11.66%	191.2	4.20%
Jul-05	151.6	5.50%	194.6	1.78%
Jul-06	162.0	6.86%	201.2	3.39%
Jul-07	169.4	4.57%		
Jul-08	180.4	6.49%		

TABLE 2

RECREATIONAL FACILITIES IMPACT FEES PER VARIABLE UNIT

Type of New Development	Recreational Facilities Impact Fee per Variable Unit		Variable Unit
	2013 Fee	Adjusted Fee	
Single Family Residence	\$0.50	\$0.52	Square foot of Gross Living Area
Townhouse / Duplex	\$0.72	\$0.75	Square foot of Gross Living Area
Multi-Unit / Apartment (other than Townhouses or Duplexes)	\$642.67	\$664.46	Dwelling Unit
Mobile Home	\$965.81	\$998.55	Dwelling Unit

Note: Inflationary increase from July 2009 to July 2010 was 1.89%. Source: RS Means, Facilities Construction Cost Data 2011.
 Note: Inflationary increase from July 2010 to July 2011 was 4.20%. Source: RS Means, Facilities Construction Cost Data 2012.
 Note: Inflationary increase from July 2011 to July 2012 was 1.78%. Source: RS Means, Facilities Construction Cost Data
 Note: Inflationary increase from July 2012 to July 2013 was 3.39%. Source: RS Means, Facilities Construction Cost Data

	Historical Cost Index	Percentage Increase
Jul-07	169.4	
Jul-08	180.4	6.49%
Jul-09	180.1	-0.17%
Jul-10	183.5	1.89%
Jul-11	185.7	1.20%
Jul-12	194.6	4.79%
Jul-13	201.2	3.39%

TABLE 3

TRANSPORTATION FACILITIES IMPACT FEES PER VARIABLE UNIT

Type of New Development	Transportation Facilities Impact Fee per Variable Unit		Variable Unit
	2013 Fee	Adjusted Fee	
Residential Uses			
Single Family Residence	\$2,051.60	\$2,110.48	Dwelling Unit
Townhouse / Duplex	\$1,369.68	\$1,408.99	Dwelling Unit
Multi-Unit / Apartment (other than Townhouses or Duplexes)	\$1,409.43	\$1,449.88	Dwelling Unit
Mobile Home	\$1,006.74	\$1,035.63	Dwelling Unit
Nonresidential Uses			
General Office	\$1.66	\$1.70	Square Foot of Floor Area
Single Tenant Office	\$1.82	\$1.88	Square Foot of Floor Area
General Light Industrial	\$1.06	\$1.09	Square Foot of Floor Area
Manufacturing	\$0.61	\$0.63	Square Foot of Floor Area
Warehousing	\$0.76	\$0.78	Square Foot of Floor Area
Quality Restaurant	\$5.43	\$5.59	Square Foot of Floor Area
High Turnover Restaurant	\$6.54	\$6.73	Square Foot of Floor Area
Fast Food Restaurant	\$20.02	\$20.59	Square Foot of Floor Area
Small Retail (0 to 5,000 sf)	\$2.49	\$2.56	Square Foot of Floor Area
Retail (5,001 to 100,000 sf)	\$4.38	\$4.51	Square Foot of Floor Area
Retail (100,001 to 300,000 sf)	\$3.55	\$3.65	Square Foot of Floor Area
Retail (greater than 300,000 sf)	\$3.24	\$3.33	Square Foot of Floor Area

Type of New Development	Transportation Facilities Impact Fee per Variable Unit		Variable Unit
	2013 Fee	Adjusted Fee	
Bank with Drive Up Lanes	\$11.72	\$12.05	Square Foot of Floor Area
Day Care Center	\$3.98	\$4.09	Square Foot of Floor Area
Hotel/Motel	\$1,766.47	\$1,817.16	Room
Gas Station/Convenience Store	\$3,279.94	\$3,374.07	Fueling Station (pump)
New Car Sales	\$6.34	\$6.52	Square Foot of Floor Area
Automobile Service	\$3.85	\$3.96	Square Foot of Floor Area
Automated Car Wash	\$5,133.36	\$5,280.69	Wash Stall
All Other Uses	\$200.16	\$205.90	New Trip

Note: Inflationary increase from November 2012 to December 2013 was 2.87%. Source: Engineering News Record. Enr.com - Construction Cost Index History (1908-2011) December 3, 2011.

Note: Inflationary increase from December 2011 to November 2012 was 2.46%. Source: Engineering News Record. Enr.com - ENR's Construction Cost Index History (1908-2012) November 2012.

Month	Construction Cost Index	% Change
Jul-00	6225	
Jul-02	6605	6.10%
Jul-04	7126	7.89%
Jan-06	7660	7.50%
Dec-06	7888	3.24%
Nov-07	8092	2.59%
Dec-08	8551	5.67%
Dec-09	8641	1.05%
Dec-10	8952	3.60%
Dec-11	9172	2.46%
Nov-12	9398	2.46%
Dec-13	9668	2.87%



CITY OF CONCORD

TAA

REPORT TO THE MAYOR AND CITY COUNCIL

FROM: Stephen Henninger, Acting City Planner *SH*
DATE: December 20, 2013
SUBJECT: Annual Review of the Public Capital Facilities Impact Fee Ordinance

Recommendations

Adopt an amendment to Chapter 29.2, Public Capital Facilities Impact Fee Ordinance, replacing the current impact fee tables with an updated schedule of fees that reflects the increase in construction costs since the impact fees were last adjusted in February 2013.

The Planning Board voted unanimously to recommend that the City Council adopt the adjusted schedule of fees and expressed its support for a consistent annual update process to keep steady pace with inflation, rather than increasing the fees less frequently and adopting higher rates that reflect larger cumulative changes.

Background

The current Public Capital Facilities Impact Fee Ordinance was adopted in June 2001 and contains a requirement in Section 29.2-1-2(b)(10) that the impact fee tables "shall be reviewed periodically by the Planning Board and shall be revised by the City Council whenever appropriate." It requires a report by the Board's Clerk each year to the City Council "with respect to increases in the estimated costs to construct public capital facilities" including recommendations "for appropriate adjustments to the impact fee tables." Specific sources of cost data and information for updating the fees are cited in the ordinance.

The City Council last amended the ordinance on February 11, 2013.

Discussion

The Planning Board, at the regular meeting on December 18, 2013, considered a report from the Planning Division relative to the annual review of the Fee Schedule for the Public Capital Facilities Impact Fee Ordinance. The Planning Division's

report to the Board included proposed new fee schedules for the School, Recreation and Transportation Facilities Impact Fees. These schedules were developed using the data sources and indices as specified in the Ordinance. A draft Ordinance amending the Public Capital Facilities Impact Fee Ordinance to incorporate these new fee schedules was also submitted to the Board for their review.

The rate of inflation from 2012 to 2013 for school and recreation construction costs is 3.39% and for highway construction costs is 2.87%.

Copies of the tables containing the proposed new fee schedules, as well as the draft Ordinance which would implement these fee schedules, are attached to this report.

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CITY OF CONCORD

REPORT TO MAYOR AND THE CITY COUNCIL

FROM: Carlos P. Baía, Deputy City Manager—Development
DATE: June 25, 2014
SUBJECT: Sign Regulation Ordinance Amendments

Recommendation

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

Background

The Zoning Board of Adjustment (ZBA) considered a request to allow a mechanical sign on May 1, 2013. The request was for a variance to allow a “scroller” type sign for fuel price display on a freestanding sign at a filling station in the City. These types of signs are not currently allowed under the Sign Regulations, Article 28-6.

A “scroller” is a type of sign that contains a vinyl scroll that can scroll up or down to display a specific image in the display window. In the case of the fuel price display, there are numbers on the vinyl scroll that can be changed to show the current price. The ZBA determined that it was unable to grant the request for a variance to allow a “scroller” sign because the Sign Regulations as applied to the property did not interfere with the reasonable use of the property, as is required for a finding of hardship to grant a variance.

The ZBA requested that City Council review its existing Sign Regulations, Article 28-7, to address whether it is appropriate to amend the current regulations as they pertain to “scroller” signs. A consent report on this issue was submitted to City Council for its January 13, 2014 meeting. The City Council agreed to review the matter to determine whether an amendment would be appropriate and forwarded the inquiry to the Planning Board.

Discussion

The Planning Board conducted public hearings and considered draft amendments to the City’s Sign Regulations during its meetings of April 2, 2014, May 21, 2014 and June 18, 2014.

By a vote of 7 to 3, the Planning Board **did not recommend** permitting mechanical scrolling signs under Section 28-6-9 of the Sign Ordinance (Signs Permitted in Nonresidential Districts). In voting against the adoption of mechanical scrolling signs, issues cited included: (1) concerns that an amendment to the mechanical scrolling sign ordinance would present opportunities to bring legal challenges to the current sign ordinance, which has been upheld by courts and prohibits electronic message centers; and (2) concerns that some types of mechanical scrolling signs could have negative aesthetic impacts.

The Planning Board, did however, vote to **recommend** the addition of references and/or definitions for “environmentally activated,” “programmed,” and “mechanical scrolling” signs as well as “electronic message centers” to the ordinance. These types of sign are prohibited under the existing ordinance but the definitions are intended to provide clarification.

A draft ordinance is attached which sets forth the provisions recommended by the Planning Board for adoption.

CITY OF CONCORD

In the year of our Lord two thousand and fourteen

AN ORDINANCE amending the CODE OF ORDINANCES, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-6 Sign Regulations and Glossary

The City of Concord ordains as follows:

SECTION I: Amend the CODE OF ORDINANCES, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Article 28-6 Sign Regulations, Section 28-6-7, Signs Prohibited Under This Ordinance, Paragraphs (a) and (h) as follows:

28-6-7 Signs Prohibited Under This Ordinance.

All signs not expressly permitted under Sections 28-6-8 and 28-6-9 of this ordinance, or signs not expressly exempt from permit requirements under Section 28-6-3 of this ordinance, are prohibited in the City of Concord. Such signs include but are not limited to the following:

(a) *Programmed or environmentally activated* [S] signs which physically or visually move, rotate or create an illusion of movement, or which have parts or surfaces that physically or visually move, rotate or create the illusion of movement or which emit audible sound or noise.

(h) Signs which *are or appear to be* animated or projected, or which are intermittently or intensely illuminated or [ef] *have* a traveling, tracing, scrolling, *automated*, or sequential light type, or signs which contain or are illuminated by animated or flashing light

SECTION II: Amend the CODE OF ORDINANCES, Title IV, Zoning Code; Chapter 28, Zoning Ordinance, Glossary, by adding Sign definitions for Electronic Message Center, Environmentally Activated, Programmed and Mechanical Scrolling, and renumbering as follows:

(5) *Sign, Electronic Message Center. A sign or portion of a sign, that displays an electronic image or video, which may include text, including any sign or portion of a sign that uses lights or similar form of electronic display such as LED to form a sign message or messages with text and or images wherein the sequence of messages or the rate of change is electronically programmed or can be modified by electronic processes. This definition includes without limitation television screens, plasma screens, digital screens, flat screens, LED displays, video boards, and holographic displays.*

- (6) Sign, Environmentally Activated.** *An animated sign or device motivated by wind, thermal changes, or other natural environmental input. Includes spinners, pinwheels, pennant strings, and/or other devices or displays that respond to naturally occurring external motivation.*
- (57) Sign, Freestanding.** A self-supporting sign, the supports of which are permanently anchored in the ground and are independent from any building.
- (68) Sign, Marquee.** Any sign attached to or in any manner made part of a permanent roof-like structure projecting beyond the wall of a building.
- (79) Sign, Mechanical Scrolling.** *A sign utilizing track or roller mounted alphanumeric copy that is changed by mechanically-driven means and is non-digital.*
- (810) Sign, Monument.** A type of freestanding sign for which the sign, its supports, and base are a monolithic structure.
- (911). Sign, Pennant.** Any lightweight plastic, fabric or similar material, whether or not containing a message of any kind, suspended from a rope, wire, or other material, usually in a series, designed to move in the wind.
- (12) Sign, Portable.** Any sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported.
- (1013) Sign, Programmed:** *A sign capable of displaying changing content without the need for direct and immediate manual input.*
- (114) Sign, Projecting.** Any sign affixed to a building with the plane of the sign at an angle to the plane of the wall of the building.
- (1215) Sign, Roof.** Any sign erected and constructed wholly on and over the roof of a building and supported by the roof structure.
- (1316) Sign, Temporary.** A sign that is used in connection with a circumstance, situation, or event that is designed, intended, or expected to take place or to be completed within a reasonably short or definite period of time after the erection of the sign; or a sign that is intended to remain on the location where it is erected or placed for a reasonably short or definite period of time after the erection of the sign. If the sign display area is permanent but the message displayed is subject to periodic changes, that sign shall not be regarded as a temporary sign.
- (1417) Sign, Wall.** A sign attached to, or erected against the wall of a building with the face of the sign in a parallel plane to the plane of the building wall, and projecting no more than fourteen (14) inches from the building wall.

(18) Sign, Window. Any sign that is placed inside or upon the window panes or glass, and that is visible from the exterior of the building or structure.

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

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



Bonenfant, Janice

CB
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From: colinvo=vanostern.com@mail.salsalabs.net on behalf of Colin Van Ostern
<colinvo@vanostern.com>
Sent: Tuesday, July 22, 2014 9:35 PM
To: * City Clerk
Subject: Exec Council Rpt: Startups, Medicaid Expansion and 195 miles of road work

Friends,

Last Wednesday's Governor & Council meeting met in Hanover, with an opportunity to hear about both the local Dartmouth Entrepreneurial Network and the state's new "Live Free & Start" council of entrepreneurs and business leaders statewide focused on nurturing the startup ecosystem in NH.

There were two big headlines from the meeting itself:

First, the Council approved new paving & rehabilitation projects for roughly 195 miles of NH roads & bridges, funded by the recent bipartisan vote in the legislature to increase the gasoline tax for the first time since 1991. In the district I represent, this includes (full details for each below)

- NH 11 in Franklin & Andover
- NH127 in Salisbury & Franklin
- NH 106 in Concord & Loudon
- NH 28 in Barnstead
- NH114 in Henniker
- Lovers Lane in Charlestown
- NH 31 in Washington
- NH9 in Sullivan & Stoddard
- Chesham Rd in Dublin & Harrisville
- Water St in Marlborough

Also, the Council voted 3-2 to approve the central element of the recent bipartisan law to expand Medicaid in the state, which gives the green light for eligibility determinations beginning 8/15 and new coverage beginning 9/1.

Other projects included:

IN CENTRAL NH: Extended a lease for the Concord District Office of the Dep't of Health & Human Services and authorized repair work at the Kearsarge Mountain fire tower.

IN MONADNOCK & WESTERN NH: Approved a grant for an "equipment bank" maintained by Small & Beginning Farmers of NH and authorized repair work at the Pitcher Mountain fire tower in Stoddard.

IN STRAFFORD CO: Approved safety improvements at the Rt 202/9 Intersection in Barrington, and dock work on the Piscataqua River in Dover.

STATEWIDE: Hired a new construction firm to rebuild the National Guard facility in Pembroke (with federal funds) which had previously suffered from poor construction work by a previous firm; and authorized English as a Second Language & Civics course for refugee populations in Manchester.

APPOINTMENTS: The Governor re-nominated the Liquor Commission's COO and Director of Marketing as well as several other key posts; see below for full list.

The next meeting is on TUESDAY, Aug 6 in Hebron, NH. If you have any questions, please don't hesitate to let me know via email at cvanostern@nh.gov or by calling me at (603) 290-5848.

Sincerely,

Colin

Executive Councilor, District 2

[Full Agenda from July 16 meeting here](#)

(or follow the links below for documentation of each item)

FULL INFORMATION

1. DETAIL: CENTRAL NH

#5 Authorized a sole source amendment to the lease with 40 Terrill Park Drive LLC c/o CPManagement Inc., Exeter, NH (originally approved by G&C on 1-14-09, item #58), for the Concord District Office space, by increasing the price in the amount of \$442,459.20 to \$3,236,540.88 from \$2,794,081.68 and by extending the term to May 31, 2015. **60% General, 40% Federal Funds.**

#23 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing of approximately 29 miles in District III and in Belknap, Carroll, Grafton and Merrimack Counties, on the basis of a low bid of \$2,176,715. Effective upon G&C approval through October 3, 2014. **100% Agency Income Funds.**

#24 Authorized the Bureau of Construction to enter into a contract with Continental Paving Inc., Londonderry, NH, for resurfacing and rehabilitation of approximately 24 miles in District V and in Merrimack, Hillsborough and Rockingham Counties, on the basis of a low bid of \$2,486,605. Effective upon G&C approval through October 3, 2014. **100% Agency Income Funds.**

#27C Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for rehabilitation of approximately 3.2 miles in District II, on the basis of a low bid of \$1,783,819.25. (2) Further Authorized a contingency in the amount of \$89,190.96 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 26, 2015. **100% Agency Income Funds.**

#55 Authorized the Division of Forests and Lands to enter into a second phase contract with Alba Architects LLP, Woodstock, NH, (originally approved by G&C on 11-6-13, item #81), for architectural services for the

repair and reconstruction of six state-owned fire towers in various state reservations, in the amount of \$65,000. Effective upon G&C approval through June 30, 2015. **100% Capital Funds.**

2. DETAIL: MONADNOCK REGION

#26 Authorized the Bureau of Construction to enter into a contract with Brox Industries Inc., Dracut, MA, for resurfacing and rehabilitation of approximately 42 miles in District IV and in Cheshire, Hillsborough and Sullivan Counties, on the basis of a low bid of \$4,307,203. Effective upon G&C approval through July 10, 2015. **100% Agency Income Funds.**

#27 Authorized the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 32 miles in District II and in Grafton, Merrimack and Sullivan Counties, on the basis of a low bid of \$2,124,495. Effective upon G&C approval through October 3, 2014. **100% Agency Income Funds.**

#43 Authorized to enter into an agreement with Small and Beginner Farmers of NH, Marlborough, NH, to establish an equipment bank and workshops on the safe and effective use of the various equipment, in the amount of \$20,002. Effective upon G&C approval through December 31, 2015. **100% Federal Funds – Specialty Crop Block Grant.**

#55 Authorized the Division of Forests and Lands to enter into a second phase contract with Alba Architects LLP, Woodstock, NH, (originally approved by G&C on 11-6-13, item #81), for architectural services for the repair and reconstruction of six state-owned fire towers in various state reservations, in the amount of \$65,000. Effective upon G&C approval through June 30, 2015. **100% Capital Funds.**

3. DETAIL: STRAFFORD COUNTY

#22 Authorize the Bureau of Construction to enter into a contract with American Excavating Corp, Derry, NH, for safety improvements at the US Route 202 / NH Route 9 intersection in Barrington, on the basis of a low bid of \$457,416.35. (2) Further authorize a contingency in the amount of \$45,741.64 for payment of latent conditions which may appear during the construction of the project. Effective upon G&C approval through June 26, 2015. **100% Federal Funds.**

#25 Authorize the Bureau of Construction to enter into a contract with Pike Industries Inc., Belmont, NH, for resurfacing of approximately 31 miles in District VI and in Belknap, Rockingham and Strafford Counties, on the basis of a low bid of \$2,109,450. Effective upon G&C approval through October 3, 2014. **100% Agency Income Funds.**

#67 Authorized Allen Williams's request to perform work on the Piscataqua River in Dover.

4. STATEWIDE PROJECTS AND POLICIES

#39 Authorized the Bureau of Public Works Design and Construction to enter into a Construction Management contract with Eckman Construction Company Inc., Bedford, NH, for the Regional Training Institute and Barracks Facility, Pembroke, for a total price not to exceed \$27,611,500. (2) Further Authorized a contingency

in the amount of \$1,380,575 to provide for additional unanticipated expenses, bringing the total to \$28,992,075. The execution of contingency funds will be requested from the National Guard Bureau prior to contingency approval. Effective upon G&C approval through October 18, 2015. **98% Capital – Federal, 2% Operating – General Funds.** (3) Further Authorized to pay \$212,823 to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$29,204,898. **100% Capital – Federal Funds.**

#73 Authorized to grant funds to the International Institute of Boston-NH, Manchester, NH, not to exceed \$100,209.96 to provide English as a Second Language and English Language/Civics Education classes at the International Institute of Boston-NH, Manchester, NH, and Authorized unencumbered payment of said grant with internal accounting control. Effective August 1, 2014 or upon G&C approval, whichever is later, through June 30, 2015. **40% Federal, 60% General Funds.**

LATE ITEM – Authorized an amendment to existing agreements with several health plans to expand the Medicaid Managed Care program to new populations for an amount of \$292 million, add a substance abuse treatment program, and adjust rates for individual areas of care (with no net cost impact).

5. DETAIL: APPOINTMENTS AND NOMINATIONS

*(* = District 2 Resident)*

New Nominations by Governor Hassan:

Board of Acupuncture Licensing

William J. Halacy, Concord, NH*

State Council on the Arts

Angela F. Brown, Randolph, NH

William H. Stelling, Manchester, NH

Connecticut Lakes Headwaters Citizens Committee

Paul A. Doscher, Weare, NH

Board of Registration of Funeral Directors and Embalmers

Susan J. Hopkins, Salem, NH

Chief Operating Officer for the Division of Administration at the Liquor Commission

Craig W. Bulkley, Derry, NH

Director of Marketing, Merchandising, and Warehousing at the Liquor Commission

Richard Gerrish, Weare, NH

Confirmed by the Council:

Deputy Adjutant General

Carolyn J. Protzmann, South Berwick, ME

State Committee on Aging

Edwin C. Engborg, Ashland, NH

State Apprenticeship Advisory Council

Jonathan R. Mitchell, Dover, NH*

Board of Barbering, Cosmetology and Esthetics

Deborah A. Robinson, Merrimack, NH

Board of Dental Examiners

Nilfa E. Collins, Hudson, NH

Arthur D. McKibbin, Enfield, NH

Board of Land Surveyors

Tracey T. Sweeney, Pembroke, NH*

Manufactured Housing Installation Standards Board

Robert H. Wentworth, Raymond, NH

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City of Concord
Transportation Policy Advisory Committee

Meeting Minutes

Thursday, April 24, 2014 - 6:00pm to 8:00pm
City Council Chambers

1. Call to Order/Introductions

Dick Lemieux, Chair, called the meeting to order. Those in attendance included:

Committee Members Present:

Dick Lemieux (At-Large - Chair)
Byron Champlin (Council Representative)
Craig Tufts, (Bicycling Community)
Brent Todd (Council Representative)
Tom Irwin (At-Large)
Ed Roberge, City Engineer (Staff Representative)

Committee Members Not Present:

Rob Werner (Council Representative)
Ursula Maldonado (At-Large)
Jim Sudak (Public Transportation Representative)
Rob Mack, Traffic Engineer (City Manager's Designee)

2. Approval of March 27, 2014 meeting minutes

The March 27, 2014 minutes as submitted were approved (Motion-Champlin; Second-Irwin; Unanimous).

3. Presentations

There were no presentations.

4. Public Comment

There was no public comment.

5. New Business

a. Discussion on 2015-2016 Legislative Policy Process regarding Complete Streets Policy, Dick Lemieux and Craig Tufts

Craig Tufts presented on previous email communications from Nik Coates and Dick Lemieux regarding the upcoming legislative policy process with NH Municipal Association (NHMA). Specifically, TPAC discussed supporting a statewide Complete Streets policy. Craig Tufts indicated that the cities of Dover, Portsmouth, and Keene support a statewide effort as well and that policy statements are due on April 25th. Following a brief discussion regarding the policy opportunity with NHMA, TPAC reviewed a draft statement authored by Craig Tufts and adopted a final revised document.

Ed Roberge suggested that such a statement supporting policy should come from

City Council. TPAC concurred. Ed Roberge suggested calling NHMA and explaining that policy statement support would need to come from City Council and the first consideration of the action would be at the May 12th meeting. TPAC concurred and staff was instructed to finalize the revised document and forward the document electronically for final approval.

6. Consent Reports

a. Approval of Subcommittee Minutes (Pedestrian, Bicycle, Public Transit, and Traffic Operations)

The following subcommittee minutes were reviewed and accepted by unanimous consent: Public Transportation - March 18, 2014.

7. City Council meeting update

At its April 14, 2014 meeting, City Council: accepted the TOC report on posted speed limit signs on Old Loudon Road.

8. TPAC Referrals from City Council, Staff and Chair

a. Referral from Councilor Herschlag regarding excessive traffic speeds in the West Village neighborhood in Penacook. (Council: 4/14/2014, TPAC 4/24/2014)

Ed Roberge reported that traffic data collection is underway and that the item will be referred to the Traffic Operations Committee (TOC) for findings and recommendations. The next TOC meeting is scheduled for May 20th.

9. Status report on subcommittees

a. Pedestrian Committee, Ursula Maldonado

Ursula Maldonado was not in attendance. Report was provided by Craig Tufts (see below).

b. Bike Committee, Craig Tufts

Craig Tufts reported that TPAC-Ped met jointly with TPAC-Bike in April. Walking access to the Friendly Kitchen was discussed and it is expected that once the City closes on the Tsunis property, a path will be constructed providing north-south access from the Friendly Kitchen to Storrs Street. The committee also discussed the winter walks completed earlier in the winter and a report of findings should be forthcoming.

Craig Tufts also reported that TPAC-Bike continues to work on the renewal application for the city's Bicycle Friendly Community recognition which is due in September. New priorities and initiatives related to bicycling in the city need to be summarized. TPAC-Bike also discussed that May is bike and pedestrian counting month throughout the community and volunteers are needed to collect data for performance monitoring.

c. Public Transit Committee, Tom Irwin

Tom Irwin reported that the TPAC-PT subcommittee evaluated the proposal from the Penacook Village Association to include a CAT service stop at the Penacook Community Center on Dolphin Street. Following review in the field, it was determined that the route would cause significant delays to the existing Penacook route as well as others and would have a cost impact. CAT has agreed to test use of

the Senior Transit Service to serve the Penacook Community Center on a six-month trial basis.

d. Traffic Operations Committee, Rob Mack

The Traffic Operations Committee did not meet in April so there was no report.

10. Staff Updates

a. Downtown Complete Streets Improvement Project - TIGER 2012 (CIP460)

Ed Roberge reported that a request for proposals for a Construction Manager/General Contractor (CMGC) had been advertised and two proposals were received. Evaluation of the proposals is underway. The goal is to create a city/contractor partnership to better manage the construction project with lower uncertainties and more realistic costs. It is a goal to begin construction on the Main Street project this spring/summer.

b. US Route 3 North Improvements (CIP 35)

Ed Roberge reported that bids for this year's road construction and streetscape improvements came in on-estimate. Merrill Construction was the lowest responsible bidder and a contract has been awarded. A public meeting was held on April 12, 2014 and construction is scheduled to begin on April 28th.

c. Sewalls Falls Bridge Replacement (CIP 22)

Ed Roberge reported that final design for a steel girder/concrete deck replacement bridge is underway. The project design team is evaluating some architectural features, vertical elements and sidewalk overlooks. The replacement bridge will be complete street compliant with a sidewalk and bike shoulders. The project anticipates advertising on November 1, 2014.

d. Loudon Road Corridor Improvements (CIP 19)

Ed Roberge reported that scope of work for design services is under review. It is expected that design will continue through 2014. Construction is anticipated in spring 2015.

e. I-93 Bow-Concord Study (NHDOT)

Ed Roberge noted that McFarland Johnson, Inc. has begun work on updating the corridor study and that no new information has been reported.

11. Old Business

a. Review/update Comprehensive Transportation Policy.

Members discussed Smart Growth America's review and ranking of Concord's Comprehensive Transportation Policy in their 2013 annual report. Revisions to the policy from the previous TPAC meeting were distributed and reviewed. Discussion of further revisions focused on areas where no points were scored for Concord's policy including context sensitive processes, design standards, and performance measurements. It was agreed that staff would provide draft language on context sensitive processes, design standards, and performance measures while TPAC members would review model overall model policy statements outlined in the Smart Growth America report. All agreed that strengthening Concord's policy would be

good for the community. It is expected that revisions will be distributed in the coming weeks and reviewed and discussed at the May TPAC meeting.

12. Adjourn

The meeting was adjourned at about 9:15 PM (Motion-Todd; Second-Irwin; Unanimous).



Engineering Services Division

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Traffic Operations Committee

Meeting Agenda – May 20, 2014

Attendees: Ed Roberge, PE, Engineering Services
Steve Henninger, Planning Division
Jim Major, General Services
Eric Crane, Concord Police Department
Rick Wollert, Concord Fire Department
Terry Crotty, Concord School District
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: monthly accident data not available for discussion.

Eric Crane summarized recent enforcement efforts related to seat belt usage. One focus area is in the vicinity of Concord High School.

- 2) **City Council meeting update.**

DISCUSSION / ACTIONS: At its May 12, 2014 meeting, Council accepted TPAC's report supporting a statewide Complete Streets policy (see below).

- 3) **Transportation Policy Advisory Committee (TPAC) update.**

DISCUSSION / ACTIONS: At its April 24, 2014 meeting, TPAC prepared a report recommending that City Council support a statewide Complete Streets policy under consideration with the NH Municipal Association for the 2015-2016 Legislative Policy Process.

B. On-going Discussion and Action Items.

- 1) **Referral from the Parking Committee regarding a request from Havenwood-Heritage Heights to increase the parking setbacks at its driveways along Christian Avenue (Parking: 11/18/13).**

DISCUSSION / ACTIONS: At its May 19, 2014 meeting, the Parking Committee endorsed a revised parking ordinance along Christian Avenue that would increase the minimum parking setback to driveways at HHH to 20 feet. The Parking Committee's recommendation would be submitted to City Council in June for a July 14, 2014 public hearing.

C. New Discussion and Action Items

- 1) Request from Jason Manning, resident at 16 Guay Street, to reduce the posted speed limit on Guay Street due to high speeds (Engineering: 4/11/14).

DISCUSSION / ACTIONS: At issue is a concern on excessive traffic speed along Guay Street and a request to add a 'Children at Play sign or consideration of lowering the speed limit. Engineering will look further into the issue and report back to TOC next month.

- 2) Referral from Councilor Herschlag requesting that additional traffic calming methods be considered on Wildflower Drive between Abbott Road and Woodbine Avenue and on Woodbine Avenue between Mayflower Drive and Sorrell Drive (Council: 4/14/14).

DISCUSSION / ACTIONS: Engineering is assessing traffic conditions along the subject roadway segments, including conducting traffic volume and speed counts. Further discussion of the item was deferred to next month pending additional information.

- 3) Referral from Councilor Grady-Sexton regarding crosswalk safety along Warren Street at Concord High School (Council: 5/16/14).

DISCUSSION / ACTIONS: At issue is a student request to install push-button activated crosswalk signs/beacons at the two primary crosswalks on Warren Street at the High School. The request appears to refer to a Rectangular Rapid Flashing Beacon (RRFB) or an LED-encircled pedestrian crossing sign as was recently installed near the Plymouth State campus. Ed Roberge noted that the City has programmed bump-out and curb/crosswalk improvements to consolidate and improve the three existing crosswalks to two well-defined locations. This project is programmed in the out-year and also requires funding share from the school district which has not yet included it in its funding program. The installation of supplemental beacons is an option that can be further considered when the project design is funded, although there is a substantial cost associated with such beacons.

D. Open Discussion Items

- 1) Staff response to miscellaneous inquiries (refer to correspondence in agenda packet).

DISCUSSION / ACTIONS: None

- 2) Parking issues on S. Curtisville Road near Broken Ground School.

DISCUSSION / ACTIONS: Ed Roberge reported the Parking Committee's current efforts to respond to resident concerns on parking and traffic flow issues along S. Curtisville Road during school dropoff and pickup times. The committee met with the neighborhood and school district representatives to discuss the concerns. The Parking Committee endorsed restriction on on-street parking on S. Curtisville Road near the schools. This recommendation would be submitted to City Council in June for a July 14, 2014 public hearing.

Respectfully submitted,

Ed Roberge, PE
City Engineer

***The next Traffic Operations Committee meeting will be held on
Tuesday, June 17, 2014 @ 12:00 PM in the 2ND Floor Conference Room.***





Engineering Services Division

Traffic Operations Committee

Meeting Minutes – June 17, 2014

Attendees: Rob Mack, PE, PTOE, Engineering Services
Ed Roberge, PE, Engineering Services
Steve Henninger, Planning Division
Jim Major, General Services
Greg Taylor, Concord Police Department
Eric Crane, Concord Police Department
Kevin Partington, Concord Police Department
Rick Wollert, Concord Fire Department
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 May 2014 was reviewed. There were 84 reportable accidents in May 2014. This compares with 93 and 84 reportable accidents in May 2013 and 2012, respectively. 24 accidents resulted in total of 28 people injured. There were no fatalities.

There were no accidents involving pedestrians.

There was one accident involving a bicyclist: a bicyclist aged 16 years traveling westbound on the sidewalk along Loudon Road and while crossing the driveway at Salisbury Green without stopping was struck by a vehicle leaving the driveway (minor injury, bicyclist at fault, helmet worn).

- 2) **City Council meeting update.**

DISCUSSION / ACTIONS: At its June 9, 2014 meeting, Council referred a request for Borough Road pedestrian and intersection improvements to TOC. Council also set July public hearings to consider the following changes to the Ordinance: parking setbacks from driveways on Christian Avenue and S. Fruit Street; a No Parking zone along S. Curtisville Road in the vicinity of Broken Ground School; and stipulation in the Ordinance that specific intersection or driveway setbacks in parking could be overridden if signing indicated otherwise.

- 3) **Transportation Policy Advisory Committee (TPAC) update.**

DISCUSSION / ACTIONS: TPAC did not meet in May.

B. On-going Discussion and Action Items.

- 1) Request from Jason Manning, resident at 16 Guay Street, to reduce the posted speed limit on Guay Street due to high speeds (*Engineering: 4/11/14*).**

DISCUSSION / ACTIONS: Rob Mack spoke with Mr. Manning on June 6 and explained that the city doesn't use children at play signs as they are not federally recognized signs. Regarding speeds, it seems that his concern was for a few drivers in the neighborhood as well as delivery trucks that he feels go too fast. Since this is a small cul-de-sac neighborhood with short streets that generally promotes slower speeds, it was noted that enforcement might best address these concerns, especially if he could provide a vehicle description. It was noted that the police department was aware of his concerns. He was appreciative of the city's follow-up to his inquiry. TOC members concurred with the responses noted. CPD will look into enforcement as schedule allows and will try to visit Mr. Manning while there.

- 2) Referral from Councilor Herschlag requesting that additional traffic calming methods be considered on Wildflower Drive between Abbott Road and Woodbine Avenue and on Woodbine Avenue between Mayflower Drive and Sorrell Drive (*Council: 4/14/14*).**

DISCUSSION / ACTIONS: Engineering deployed the radar speed counters on the subject road segments from Friday April 11 through Wednesday April 16, 2014. On Woodbine Avenue just west of Daphne Court there was about 460 vehicles per day with average and 85th percentile speeds of 22 and 28 mph, respectively. On Wildflower Drive just west of Astor Court, there was about 330 vehicles per day with average and 85th percentile speeds of 19 and 26 mph, respectively. The posted speed limit within the subdivision is 25 mph. Since 2009, there was only one reported crash on these roadway segments; the crash was due to unsafe backing by a school bus and not related to speed. Observed sight lines along the subject segments appeared appropriate.

TOC felt that measured speeds along the subject segments of Woodbine Avenue and Wildflower Drive were not indicative of a general speeding problem, and were in fact, reasonably consistent with the posted 25 mph speed limit. These speeds are largely promoted by the short street segments and curving alignment developed in this subdivision. A few vehicles were recorded as having excessive speeds and it was felt that those inconsiderate drivers would be best handled by enforcement action. A general overview of the daily traffic volumes recorded on these streets does not indicate an excessive volume of cut-through traffic. Some traffic cut-through would be expected, but in general, recorded volumes are close to what would be expected to be generated by a neighborhood of this size.

As the subject streets are all local streets and not emergency response routes, the potential use of speed bumps is an option. There are three speed bumps in the neighborhood already: Woodbine Avenue east of Sorrell Drive; Woodbine Avenue at Chicory Court; and Alder Creek Drive west of Yarrow Way. Since average speeds are already fairly low, additional speed bumps may have little noticeable effect on speed other than at the bump location. Multiple bumps with spacing of about 200 feet may reduce average speeds at the midpoint between bumps to about 20 mph. However, use of bumps on curves or next to intersections or driveways is not recommended. This limits potential bump locations to: Woodbine Avenue near Lovage Place or Verbena Way and Wildflower Avenue between Bittersweet Lane and Astor Court. New speed bumps would also require signage and the issue of increased vehicle noise at the bump location would be a consideration for nearby residents. Per the city's 2005 Traffic Management Policy,

installation of speed bumps would need at least 60 percent approval of neighborhood residents prior to the request being forwarded to City Council for consideration and action. General Services estimates a cost of about \$3,500 to install a speed bump with signs, similar to those already located in West Village. Per city policy, bumps so installed must remain for at least five years; a neighborhood request for earlier removal of the bumps might be required by City Council to fund the removal. Engineering staff will share initial findings with Councilor Herschlag.

C. New Discussion and Action Items

- 1) **Referral from Councilor Herschlag requesting that additional traffic calming methods or stop signs be used at the Washington/Borough/River intersection, and that consideration be given to filling sidewalk gaps and enhancing pedestrian travel along Borough Road between Alice Drive and River Road (Council: 6/09/14).**

DISCUSSION / ACTIONS: Rob Mack visited the Washington/Borough/River intersection and provided an overview of current intersection operation and geometric challenges. As there have been no reported crashes at the intersection since 2011, safety does not appear to be a significant issue. However the odd shape of the intersection does create several undesirable operational characteristics such as: promoting higher-speed eastbound movement between River Road and Borough Road; making a difficult sight line and head turn for drivers at the Borough Road stop line turning left onto River Road; and offering multiple choices for drivers to turn at the intersection making it more difficult for drivers to anticipate what other approaching driver's intentions are. Recognizing the need to revise this intersection's configuration into a more customary 'T' configuration (such as had been done at the Mountain/Shaker intersection), this intersection has been included in CIP 520, Intersection Safety Improvements. Improvements would be done in conjunction with the next street-repaving project (distant out-year).

TOC concurred that the most appropriate configuration for the intersection would be to relocate the Borough Road westbound approach to the right of the existing utility pole in the island and to intersect Washington Street at a right angle. Washington Street - River Road would be defined as the non-stopping through street. The existing pavement to the south of the utility pole (the current two-way movement between Borough Road and River Road) would be discontinued. The discontinued pavement area would need to be planted/landscaped and could provide an 'adopt-a-spot' opportunity for an interested neighborhood group. TOC members endorsed the potential concept and felt it could provide substantial public benefit. Jim Major noted that if Engineering staff can develop an intersection layout that can be created by sawing and removing existing pavement only (i.e. no new paving/low cost), that perhaps General Services could consider the changes with its own crews at an earlier time. Engineering will look into the potential intersection layout in more detail and report back to TOC next month.

Regarding the construction of missing sidewalk links along Borough Road from Primrose Lane to Alice Drive, Ed Roberge described past staff efforts to consider sidewalks including meetings with residents regarding options to build sidewalk on either side of the road. Limited right-of-way, close proximity of some homes to the street, location of utility poles and large trees, and location of guardrail were design challenges. Staff opinion was that sidewalk along the southern side of the road was more realistically constructible than along the northern side. In the 1990's, options to construct sidewalk between Primrose Lane and Lilac Street were rejected by abutting Borough Road residents who did not want sidewalk. Sidewalk in this area was considered again in the early 2000's under a Federal TE grant, but was met with

significant local opposition. Due to this opposition, the only sidewalk link constructed (around 2008) was the 200-foot segment between Mill Stream Lane and Primrose Lane. Engineering will research the options then shared with the neighborhood, including neighborhood feedback, and report history back to TOC.

2) Referral from City Council regarding a resident request to limit Ripley Street to local access only (Council: 6/09/14).

DISCUSSION / ACTIONS: At issue is a resident concern with cut-through traffic and speeds along Ripley Street and a request that the street be limited to local traffic only. The concern notes cut-through traffic that avoids the signal at the Airport Road/Old Turnpike Road intersection.

Ripley Street is a local street about 1,000 feet long and intersects with Old Turnpike Road to the west and Airport Road to the east. It provides access to a mix of business and residential properties. The northern side of the street provides access to seven lots, six residential and one commercial. The southern side provides driveway access to one commercial lot and borders an undeveloped 17-acre lot. All properties surrounding Ripley Street have been zoned Industrial since at least 1977. The street is posted with a 25 mph speed limit as well as No Thru Trucking.

Police department staff noted a history of multiple speed enforcement efforts along the street, including prior contacts with Mr. Munroe. Through these efforts, enforcement staff indicated that speeding and substantial cut-through traffic had not been observed. Engineering staff also observed traffic flow along the street during the afternoon commuter peak with similar observations.

TOC felt that observed speeds along the street were generally appropriate and that, while a small number of cut-through movements occur, adverse traffic conditions were not evident. Because the street is in the industrial zone with potential for future development, TOC felt that connectivity currently provided by the street was appropriate. Conversion to a cul-de-sac condition in order to limit access to only select properties was not recommended.

3) Concern by Lyman Brooks, resident of 99 Broadway, on excessive speeds along Broadway (City Clerk: 3/24/14).

DISCUSSION / ACTIONS: Officer Eric Crane noted that enforcement staff has talked with Mr. Brooks on a number of occasions regarding his concerns, including providing speed enforcement at that location on Broadway. Rob Mack noted that a recent speed study on Broadway south of Allison Street indicated reasonable overall speeds with 85th percentile speeds less than about 30 mph or less. Ed Roberge noted that traffic calming improvements (including lane narrowing and bumpouts) along Broadway to encourage lower speeds were discussed with the neighborhood in the early 2000's. However, local residents' preference was to maintain the existing wide curb-to-curb widths which can result in higher travel speeds by some drivers. Enforcement staff will continue to monitor and coordinate with Mr. Brooks.

4) Concern by Sandra Gagne of #20 Weir Road, on excessive speeds Weir Road (Engineering: 6/13/14).

DISCUSSION / ACTIONS: At issue is a concern with vehicles 'speeding' around the tight curve in Weir Road near #20 and the potential need for more signing. Weir Road is unpaved and the subject curve is fairly tight. A right-turn advisory sign is posted on the northbound approach and no sign is posted on the southbound approach. Weir Road is a cul-de-sac road serving several homes as well as a trailhead with

parking at its northern terminus. TOC concurred that the current signage should be expanded to include advisory right-turn signs and 10 mph advisory plaques on both approaches to the subject curve. General Services will order the signs and have them erected in a few weeks.

5) Request by Michael Arsenault of 193 East Side Drive to install a street light on East Side Drive just south of Portsmouth Street (Engineering: 6/13/14).

DISCUSSION / ACTIONS: There is no continuous street lighting along East Side Drive south of the Portsmouth Street intersection to Loudon Road; lighting is located only at intersections. There is continuous street lighting along Portsmouth Street to the east and along East Side Drive to the north of Portsmouth Street. Requested is a street light roughly across the street from the driveway to #193. Ed Roberge noted direction from Council to consider reductions in unnecessary street lighting rather than additions in order to control the city's energy costs. TOC members did not note any issues with safety or night-time walking along this section of East Side Drive.

TOC members did not support the addition of a new street light at the subject location on East Side Drive. The resident alternatively has the option to contact Unitol for options to install a street light on his property and at his expense.

6) Concern by Claire Michlovitz of #47 S. Curtisville Road on excessive speeds along S. Curtisville Road during school times, including concerns on speed limit sign location and school zone flashers (Engineering: 6/02/14).

DISCUSSION / ACTIONS: Rob Mack reported that he observed traffic operation along S. Curtisville Road during the morning school drop-off period. Traffic speeds appeared quite reasonable in the vicinity of the schools. A crossing guard controlling school crossings at the Dominique Drive intersection noted that this particular morning was about normal in his experience, and was not aware of a traffic-speed issue along this section of S. Curtisville Road. Engineering staff deployed speed radar counters on S. Curtisville Road during the week of June 16 and the results would be available in a few days. *(Subsequent to the TOC meeting, recorded speeds near Tocci's Path for 48 hours averaged 21-22 mph with 85th percentile speeds of 27-29 mph. Speeds were somewhat lower in the 16-25 mph range during school peaks due the 20 mph flashing school zone signs and the crossing guard stopping traffic near Dominique Drive).*

Rick Wollert confirmed that the school zone flashers were timed to flash for 45 minutes before the start of classes at 7:45 AM and for 45 minutes after the end of classes at 2:30 PM, all times being in accordance with state RSA's. TOC members discussed the current locations of the school zone flashers, one on each Portsmouth Street approach to S. Curtisville Road and one on the S. Curtisville Road eastbound approach to the intersection at Portsmouth Street. TOC felt that some of the flashers might be located somewhat far in advance of the school zone, although the availability of electric service might be a factor. Greg Taylor noted that the sign locations were adequate for appropriate speed enforcement. He also noted that traffic enforcement is done annually at the Portsmouth/S. Curtisville intersection, usually around the start of the school season in September. Rob Mack noted TOC's past recommendations for a uniform city-wide school zone signage system. If a future grant opportunity arises, that would afford an opportunity to review the locations of these school zone flashers and make adjustments as necessary.

TOC members discussed area speed limits. Street approaches to the school are generally 30 mph, although the segment of S. Curtisville Road between Portsmouth Street and East Side Driveways was one of the one hundred or so various streets reduced to 25 mph about 10 years ago. TOC felt that current

speed limits seem appropriate, and are in fact overridden by the school zone flashers (20mph) during school times. Speed limit consistency would be a consideration under a future evaluation of speed limits city wide.

D. Open Discussion Items

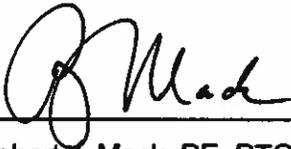
- 4) **Staff response to miscellaneous inquiries (refer to correspondence in agenda packet).**

DISCUSSION / ACTIONS: None.

- 5) **Weeble map update.**

DISCUSSION / ACTIONS: Not discussed.

Respectfully submitted,



Robert J. Mack, PE, PTOE, Traffic Engineer
Chair, Traffic Operations Committee

***The next Traffic Operations Committee meeting will be held on
Tuesday, July 15, 2014 @ 12:00 PM in the 2ND Floor Conference Room.***



Engineering Services Division

Traffic Operations Committee

Meeting Minutes – July 15, 2014

Attendees: Rob Mack, PE, PTOE, Engineering Services
Ed Roberge, PE, Engineering Services
Steve Henninger, Planning Division
Becky Hebert, Planning Division
Jim Major, General Services
Greg Taylor, Concord Police Department
Rick Wollert, Concord Fire Department

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 June 2014 was reviewed. There were 87 reportable accidents in June 2014. This compares with 101 and 107 reportable accidents in June 2013 and 2012, respectively. 14 accidents resulted in total of 20 people injured. There were no fatalities.

There were no accidents involving pedestrians.

There were two accidents involving bicyclists: a bicyclist aged 32 years traveling southbound along S. Main Street and misjudging his speed, and ran into the back of a vehicle slowing to turn (minor injury, bicyclist at fault, helmet worn); and a bicyclist aged 49 years traveling along Pinehurst Street and alleging being sideswiped by a passing vehicle (injuries, bicyclist appeared intoxicated, unable to substantiate cause of alleged crash, no helmet worn).

- 2) **City Council meeting update.**

DISCUSSION / ACTIONS: At its July 14, 2014 meeting, City Council approved the following changes to the Ordinance: parking setbacks from driveways on Christian Avenue and S. Fruit Street; a No Parking zone along S. Curtisville Road in the vicinity of Broken Ground School; and stipulation in the Ordinance that specified parking setbacks from intersections or driveways could be overridden if signing indicated otherwise.

- 3) **Transportation Policy Advisory Committee (TPAC) update.**

DISCUSSION / ACTIONS: At its June 26, 2014 meeting, TPAC discussed the two referrals from Councilor Herschlag (Items B1 and B2, below), as well as recommendations from the Bike and Pedestrian Subcommittees to improve non-motorized access between the Commercial Street/Horseshoe Pond area and the downtown/Storrs Street/Stickney Avenue areas.

B. On-going Discussion and Action Items.

- 1) **Referral from Councilor Herschlag requesting that additional traffic calming methods be considered on Wildflower Drive between Abbott Road and Woodbine Avenue and on Woodbine Avenue between Mayflower Drive and Sorrell Drive (Council: 4/14/14).**

DISCUSSION / ACTIONS: Rob Mack reported discussing TOC's preliminary findings and discussion items from the June meeting with Councilor Herschlag and is awaiting additional feedback.

- 2) **Referral from Councilor Herschlag requesting that additional traffic calming methods or stop signs be used at the Washington/Borough/River intersection, and that consideration be given to filling sidewalk gaps and enhancing pedestrian travel along Borough Road between Alice Drive and River Road (Council: 6/09/14).**

DISCUSSION / ACTIONS: Rob Mack presented a concept layout of a potential intersection reconfiguration that relocates the Borough Road approach to the intersection to a single right-angle location to the right of the existing utility pole in the small island area. The existing two-way spur between Borough Road and River Road (left of the island) would be sawcut, removed and vegetated. Engineering staff marked out the general layout of the intersection change in the field for General Services to review regarding constructability. TOC members concurred that the proposed change would be an effective and low-cost improvement. Engineering will plan to meet with the resident at #1 River Road regarding potential road improvements along his frontage that will remove pavement and add landscaping. It was noted that the new vegetated area could provide an opportunity for an 'adopt-a-spot' for an interested garden club or similar resident group.

C. New Discussion and Action Items

- 1) **None.**

D. Open Discussion Items

- 1) **Staff response to miscellaneous inquiries (refer to correspondence in agenda packet).**

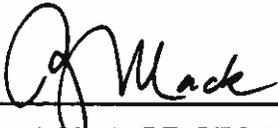
DISCUSSION / ACTIONS: None.

- 2) **Weeble map update.**

DISCUSSION / ACTIONS: An update of the Weeble map (last updated in 2010) was discussed, with the following changes proposed: removal of Weeble locations near the former Walker, Rumford and Kimball School crosswalks; retention of the Weebles on Mountain Road near Shawmut Street until the roundabout is built in 2016; removal of the Weeble at the Village/Washington intersection due to reconfiguration as a roundabout; and addition of a Weeble on Warren Street at the high school crosswalk west of Westbourne Street. Main Street Weebles will not be needed following the Main Street Complete streets project, however they may remain as appropriate throughout the construction phases. The potential to place a

Weeble on N. Main Street at the YMCA crosswalk was discussed to the extent that one can be physically located near the crosswalk and not interfere with turning traffic; Engineering staff will investigate.

Respectfully submitted,



Robert J. Mack, PE, PTOE, Traffic Engineer
Chair, Traffic Operations Committee

***The next Traffic Operations Committee meeting will be held on
Tuesday, August 19, 2014 @ 12:00 PM in the 2ND Floor Conference Room.***

