

MINUTES OF CITY COUNCIL MEETING

JULY 11, 2011

The meeting was called to order by His Honor, the Mayor, and upon roll call, the following members were found present: Pepin, Watman, Spainhower, McCallion, Messier, Tapscott, Witham and Sprague. Absent: Jarvis.

MINUTES OF PREVIOUS MEETING.

MINUTES OF MAY 16, 2011 CITY COUNCIL MEETING.

Councilor Watman moved to approve the minutes as written. The motion was seconded by Councilor Tapscott and passed by a vote of 7 yeas, 1 abstention, Councilor McCallion abstaining.

COMMENTS BY VISITORS.

Nora Malloy, 69 Prospect Street, said she and Diane Griffith are here representing the Friends of Somersworth. They have solicited and received ten to twelve letters of intent from artists expressing interest in renting space for artist studios in the Hilltop School building. This would bring in some revenue and give them some leeway to work on the bigger picture.

Ms. Malloy said they have a meeting set up on July 21st with the Regional Director and the Regional Vice-President of the Boys and Girls Club out of New York to talk about the feasibility of putting a Boys and Girls Club in the Hilltop School building. They are very excited about that possibility. Not only would it be something very feasible in terms of fund raising, it is something that people recognize and respect. Their programs are very flexible. This could be a very viable solution for what they want, what they need, and what they can afford.

Ms. Molloy said that because enough of their ideas are congealing into something they can move forward with, they would like to request a workshop with the City Council to engage in some conversation about how they can move this forward.

Bill Griffith, 52 Grove Street, said he received a mailer from a company that is going to build a development called Highland Commons in Portsmouth, and it says "arguably the most important trend in the real estate industry today is the re-emergence of the authentic neighborhood. Visit Highfield Commons, one of the few traditional neighborhood developments. Handsome architecture, crafted to have pleasing streetscapes, the front porches are intended to promote conviviality and the ample green space will motivate residents to get out of their cars and just stroll". This sounds like Hilltop.

Bill Connor, Pinewood Drive, said during the last Council meeting, before the budget was passed, Councilor Spainhower was asking questions of the School Board Chair

concerning a new position at the new elementary school. He was getting to the meat of the situation of why this new position was added when he was cut short from gaining the information he was looking for.

Mr. Connor said the new school is a beautiful new school, but in the back of it there is a "tar pit" surrounded by a chain link fence. This could be a dangerous area. Kids will be kids, and we want to give that area maximum protection. It is an area of vulnerability.

REPORTS OF STANDING COMMITTEES.

PUBLIC WORKS AND THE ENVIRONMENT.

Councilor Spainhower reported this Committee met on 6/27/11 at 8:00 a.m. The following items were discussed:

- Pall Corporation Lease Agreement, which Committee members supported.
- Review of the Indigo Hill Road repair bids.
- Review of construction equipment bids.
- Update on Rocky Hill Road culvert project.
- Update on UNH timber management cut. Committee members moved to have the City Manager work on that project some more.
- Discussion with City staff on the construction debris disposal draft plan. Will discuss this again at their next meeting.
- Malley Farm compost draft plan and new facility signs. They are trying to find someone to clean up the pile of compost that is there to clean up some space.
- Discussion on High Street tree cutting.
- Discussion on what to do with the drier at the Wastewater Treatment Plant.

GOVERNMENT OPERATIONS COMMITTEE.

Councilor Tapscott indicated that everybody received a manila envelope this evening with City Manager Evaluation forms in it. They are allowing Council members two weeks to fill these out and return either to himself or the City Clerk. They will schedule a meeting when these come back, hopefully the first week in August.

REPORTS OF SPECIAL COMMITTEES.

SCHOOL BOARD.

Councilor Pepin said he attended a School Board meeting on 6/22/11. He gave each Council member a copy of the School budget as of 5/24 that was presented to the School Board members. He also gave Council members a copy of the reductions from the budget from the \$300,000 the Council cut from the School budget.

JOINT BUILDING COMMITTEE.

Councilor Tapscott said this Committee will be meeting on 7/13/11 at 4:30 p.m. The building is nearing completion and it is a beautiful building.

COAST BOARD OF DIRECTORS.

Councilor Watman reported this Committee met on 6/22/11 at 8:30 a.m.

- One of the bus operators was presented with her official pin for operating a bus for five years without a collision.
- There was a tri-annual review by the Federal Transportation Agency, and they found four areas of deficiency, such as record keeping or over-lapping of duties.
- COAST is having difficulty with the Local Government Center regarding their property and liability coverage and they are seeking alternatives as well as trying to clarify exactly what the difficulty is.
- Ridership is on target to have an all time record of about 440,000 passenger rides.

CITY MANAGER'S REPORT.



**CITY OF SOMERSWORTH
Office of the City Manager**

TO: Mayor Lincoln Soldati and City Council Members

FROM: Robert M. Belmore, City Manager

DATE: Friday, July 8, 2011

**SUBJECT: City Manager's Report for Monday, July 11, 2011
City Council Agenda**

***6:30 PM – Non-meeting
With School Department Reps
Regarding School Union Contracts***

New Business (under Section 13 of the Agenda):

Ordinances:

- A. Ordinance No. 1-12 Amend Chapter 13, Police Offenses, Section 3.1.F.2.
Time Limited Parking Two Hour.**

- B. Ordinance No. 2-12 Amend Chapter 19, Zoning Ordinance, Section 19.3.D.1 District Boundaries, Historic Mill District.** Attached are Memorandums from City Planner Dave Sharples explaining the Planning Board's action and recommendations on these four proposals.
- C. Ordinance No. 3-12 Amend Chapter 19, Zoning Ordinance.**
- D. Ordinance No. 4-12 Amend Chapter 19, Zoning Ordinance, Section 19.3.B.13 Establishment of Zoning Districts.**
- E. Ordinance No. 5-12 Amend Chapter 19, Zoning Ordinance, Table of Uses.**

I recommend a public hearing on these ordinances prior to the next meeting, August 15th, at 6:45 p.m.

Resolutions:

- A. Resolution No. 1-12 Authorizing the City Manager to Sign a Lease Agreement with Pall Corporation of Port Washington, NY to Lease Building Space at the Somersworth Water Treatment Facility.** Staff negotiated the terms of this proposed lease with Pall Corporation. Attached is a copy of the lease parameters and background information. An actual lease agreement containing these specific items will be drafted and signed once City Attorney has reviewed and approved it. Both the Public Works & Environment and Finance Committees voted to support this Lease Agreement and partnership.
- B. Resolution No. 2-12 Authorizing the City Manager to Accept a Hazard Mitigation Grant in the Amount of \$21,227 (Twenty One Thousand Two Hundred Twenty Seven Dollars) to Upgrade the Rocky Hill Road Culvert.** Attached is a memo from Public Works Director Willis regarding this Resolution. The Public Works & Environment Committee have reviewed this project in detail and have voted to support the repair/mitigation plan and acceptance of the Grant. The City needs to obtain a new New Hampshire Department Environmental Services Wetlands Permit prior to proceeding.
- C. Resolution No. 3-12 To Notify the City Tax Collector that the City Council shall not Accept a Tax Deed on Certain Manufactured Housing Units Subject to an Unredeemed Tax Lien.** If the City executes these deeds, the City will be responsible for lot rental fees, providing property insurance on the units and the consideration of commencing with eviction proceedings. Please note that the tax liens will remain in effect on all these properties so that the City retains the option of accepting these deeds at a future date. These two Resolutions are annual housekeeping matters.
- D. Resolution No. 4-12 To Notify the City Tax Collector that the City Council shall not Accept a Tax Deed on Certain Property (Formerly Known as**

Breton's Cleaners) Subject to an Unredeemed Tax Lien. This is the former Breton Cleaners contaminated site that is under a NH DES clean up mandate.

E. Resolution No. 5-12 To Authorize the Use of \$22,000 (Twenty Two Thousand Dollars) from the Citywide Revaluation Capital Reserve Fund for Cycled Inspections. This is the first of two Resolutions relating to this CRF. Next meeting a second Resolution will be introduced to change the purpose of the CRF to "Downtown and Transportation Enhancement Improvements Fund." A Memorandum from Finance Director Smith is attached that further explains the proposed strategy previously discussed with Council concerning these funds.

Other:

A. Two (2) Year Agreement between Somersworth School Board and Somersworth Educational Support Personnel Association (Expires June 30, 2013). Confidential Information is included in the meeting packet for both contract tentative agreements.

B. One (1) Year Agreement between the Somersworth School Board and the Somersworth Association for Educators (Expires June 30, 2012).

City Manager's Items (under Section 9 of the Agenda):

A. Informational Items:

1. **NH Retirement System (NHRS).** Finance Director Smith and I will be meeting with School Department/SAU Staff to discuss this evolving issue and the potential need for a FY12 Budget Supplemental Appropriation.
2. **Cable Committee.** The Committee has a meeting scheduled for this Thursday, July 14th. Attached is recent correspondence received from Special Legal Counsel handling this matter.
3. **Malley Farm.** Attached are new informational user brochures developed for Malley Farm. I have also directed Public Works Director Willis to work on more signage.
4. **High Street Construction.** Tentatively, the repaving on High Street from South Street to West High Street is due to start the week of July 18th.

B. Attachments:

1. Monthly Department Head Reports.
2. Timber Cut Management Plan developed by UNH Intern Student dated May/June 2011.
3. Fall/Winter Newsletter submittal information email and deadline of July 29th.
4. June 21st Grant award letter from NH Division of Historical Resources (\$10,000 for HDC project).
5. City Adopted FY 2012 Budget Book.

6. City Manager email to Rollinsford Selectmen regards Cable TV date July 8, 2011.
7. Route 108 Paving Notice of July 7th.

Councilor Sprague said two meetings ago he was asked a direct question by Councilor Witham regarding what he thought the downshift would be from Concord. He said he thought it would be somewhere between \$600,000 and \$700,000. He asked the City Manager if he had any estimates between the City and School.

The City Manager replied they are estimating somewhere around \$650,000. That would be \$250,000 for the City and \$400,000 for the school.

NOMINATIONS, APPOINTMENTS AND ELECTIONS.

- Zoning Board of Adjustment – Frank Menez, term to expire 04/2014.
- Trustee of Trust Funds – John Jackman, term to expire 04/2014.

NEW BUSINESS.

ORDINANCES:

ORDINANCE NO. 1-12 AMEND CHAPTER 13, POLICE OFFENSES, SECTION 3.1.F.2. TIME LIMITED PARKING, TWO HOUR.

Somersworth, NH
July 11, 2011

THE CITY COUNCIL OF THE CITY OF SOMERSWORTH ORDAINS THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Chapter 13, Police Offenses, Section 3.1.F.2. Time Limited Parking, Two Hour, by adding the following:

- Elm Street on the easterly side from Fair Court to Fayette Street, ten parking stalls.

This Ordinance shall take effect upon its passage.

Introduced by Councilor

Brian Tapscott

Approved:
City Attorney

Following the first reading of Ordinance No. 1-12, it was referred to the next meeting.

ORDINANCE NO. 2-12 AMEND CHAPTER 19 ZONING ORDINANCE, SECTION 19.3.D.1 DISTRICT BOUNDARIES, HISTORIC MILL DISTRICT.

Somersworth, NH
July 11, 2011

THE CITY COUNCIL OF THE CITY OF SOMERWORTH ORDAINS THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Chapter 19, Zoning Ordinance, Section 19.3.D.1 District Boundaries, Historic Mill District, in the following manner:

DELETE the existing Section 19.3.D.1 and replace with the following:

19.3.D.1 Millyard District. The Millyard District begins at a point located at the northwest corner of Assessor's Map 11 Lot 190, thence running southerly along the westerly boundary lines of Assessor's Map 11 Lots 190 and 190A to a point at the northwest corner of Assessor's Map 10 Lot 196, thence running southerly along the westerly boundary line of Map 10 Lot 196 to the southwest corner of Assessor's Map 11 Lot 189, thence running southerly along the easterly boundary line of Assessor's Map 11 Lot 181 to the northwest corner of Assessor's Map 9 Lot 280, thence running along the northerly boundary line of Map 9 Lot 280 to the north corner of Map 9 Lot 280, thence running southerly along the western boundary line of Assessor's Map 9 Lot 282 to River Street, thence running southerly along River Street to the southern corner of Map 9 Lot 282C, thence running northeasterly along the southern boundary lines of Map 9 Lots 282C and 282B to the Salmon Falls River, thence running northerly along the western shoreline of the Salmon Falls River to Map 11 Lot 189, thence running westerly along the northern boundary line of Map 11 Lot 190 to the point of beginning.

This Ordinance shall be effective upon its passage.

Introduced by Councilor

David Witham

Approved:
City Attorney

Following the first reading of Ordinance No. 2-12, it was referred to the next meeting.

ORDINANCE NO. 3-12 AMEND CHAPTER 19 ZONING ORDINANCE.

Somersworth, NH
July 11, 2011

THE CITY COUNCIL OF THE CITY OF SOMERWORTH ORDAINS THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Chapter 19, Zoning Ordinance, in the following manner:

REPLACE “Historic Mill District” with “MillYard District” wherever it appears in the Zoning Ordinance.

This Ordinance shall be effective upon its passage.

Introduced by Councilor

David Witham

Approved:
City Attorney

Following the first reading of Ordinance No. 3-12, it was referred to the next meeting.

ORDINANCE NO. 4-12 AMEND CHAPTER 19, ZONING ORDINANCE, SECTION 19.3.B.13 ESTABLISHMENT OF ZONING DISTRICTS.

Somersworth, NH
July 11, 2011

THE CITY COUNCIL OF THE CITY OF SOMERWORTH ORDAINS THAT the Ordinances of the City of Somersworth, as amended, by further amended as follows:

Amend Chapter 19, Zoning Ordinance, Section 19.3.B.13, Establishment of Zoning Districts, as follows:

DELETE Section 19.3.B.13 in its entirety and

REPLACE with the following:

19.3.B.13 MillYard District.

This district is provided to promote a mixed use district where retail, commercial, industrial, and multi-family residential uses can harmoniously coexist. The regulations of this district are specifically designed to maintain the historic character of the old mill area of the City and to encourage recreational access to and along the Salmon Falls River.

This Ordinance shall be effective upon its passage.

Introduced by Councilor

David Witham

Approved:
City Attorney

Following the first reading of Ordinance No. 4-12, it was referred to the next meeting.

Councilor Witham moved to waive the rules in order to have Ordinance No. 5-12 read by title only. The motion was seconded by Councilor Tapscott and passed unanimously.

ORDINANCE NO. 5-12 AMEND CHAPTER 19, ZONING ORDINANCE, TABLE OF USES.

Somersworth, NH

July 11, 2011

THE CITY COUNCIL OF THE CITY OF SOMERSWORTH ORDAINS THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Chapter 19, Table of Uses, is hereby amended in the following manner:

Table 4.A.2.2 Commercial nurseries and greenhouses:

DELETE HM in the Prohibited column

ADD MY to the Permitted Column

Table 4.A.2.3 Group care facility:

DELETE HM in the Prohibited column

ADD MY to the Special Exception Column

Table 4.A.2.5 Veterinary hospital:

DELETE HM in the Prohibited column

ADD MY to the Special Exception Column

Table 4.A.3.7 Parking and transfer of commercial vehicles, etc.:

DELETE HM in the Prohibited column

ADD MY to the Permitted Column

Table 4.A.4. Airport or heliport:

DELETE HM in the Prohibited column

ADD MY to the Special Exception Column

Table 4.A.4.6 Public utility station:

DELETE HM in the Prohibited column

ADD MY to the Special Exception Column

Table 4.A.4.9 Bus depot:

DELETE HM in the Prohibited column

ADD MY to the Special Exception Column

Table 4.A.3.5 Bed and breakfast, tourist homes and boarding houses:

DELETE HM in the Prohibited column

ADD MY to the Permitted Column

Table 4.A.3.14 Business center developments:

DELETE HM in the Prohibited column
ADD MY to the Permitted Column

Table 4.A.3.18 Funeral homes:
DELETE HM in the Prohibited column
ADD MY to the Permitted Column

Table 4.A.3.23 Outdoor recreation area, etc.:
DELETE HM in the Prohibited column
ADD MY to the Permitted Column

Table 4.A.3.28 Coffee kiosk:
DELETE HM in the Prohibited column
ADD MY to the Special Exception Column

This Ordinance shall be effective upon its passage.

Introduced by Councilor

David Witham

Approved:
City Attorney

Following the first reading of Ordinance No. 5-12 by title, it was referred to the next meeting.

RESOLUTIONS:

RESOLUTION NO. 1-12 AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH THE PALL CORPORATION OF PORT WASHINGTON, NY TO LEASE BUILDING SPACE AT THE SOMERSWORTH WATER TREATMENT FACILITY.

Somersworth, NH
July 11, 2011

WHEREAS the Pall Corporation and the City of Somersworth have had a mutually beneficial relationship over the past 10 (ten) years and would like to extend it for another 10 (ten) years, and

WHEREAS Pall Corporation's relationship with the City began in 2001 when the Pall Corporation funded the construction of two buildings at the Somersworth Water Treatment Plant site, and

WHEREAS one building was donated to the City and the second building was leased to the Pall Corporation to conduct research and development on membrane technology for water applications, and

WHEREAS the City Council's Public Works and Environment Committee has reviewed the proposed lease extension with staff and recommends approval, and

WHEREAS the City Council's Finance Committee has reviewed the proposed lease extension with staff and recommends approval,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute a lease agreement with the Pall Corporation of Port Washington, NY to lease building space at the Somersworth Water Treatment Facility under terms and conditions deemed to be in the best interest of the City.

Introduced by Councilors

Dale Spainhower
Denis Messier
Robin S. Jarvis
Michael X. Watman
Dale R. Sprague

Approved:
City Attorney

Following the first reading of Resolution No. 1-12, it was referred to the next meeting.

RESOLUTION NO. 2-12 AUTHORIZING THE CITY MANAGER TO ACCEPT A HAZARD MITIGATION GRANT IN THE AMOUNT OF \$21,227 (TWENTY ONE THOUSAND TWO HUNDRED TWENTY SEVEN DOLLARS) TO UPGRADE THE ROCKY HILL ROAD CULVERT.

Somersworth, NH
July 11, 2011

WHEREAS an appropriation from the Fiscal Year 2010 adopted budget to upgrade the Rocky Hill Road culvert has been encumbered; and

WHEREAS the City of Somersworth has applied for and received approval for a Hazard Mitigation grant through the New Hampshire Department of Safety, Homeland Security and Emergency Management, funding 75% of the project cost requiring a local match of 25%; and

WHEREAS a new culvert will mitigate and prevent possible flooding of Rocky Hill Road in the future; and

WHEREAS the City Council's Public Works and Environment Committee has reviewed the grant approval with staff and recommends acceptance,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to accept a hazard mitigation grant in the amount of \$21,227 (Twenty One Thousand Two Hundred Twenty Seven dollars) to upgrade the Rocky Hill Road culvert, and

BE IT FURTHER RESOLVED THAT the City Manager is authorized to sign any documents required to execute the grant and complete the Rocky Hill Road culvert upgrade in the best interest of the City.

Introduced by Councilors

Dale Spainhower
Denis Messier
Dale Sprague

Approved:
City Attorney

Councilor Witham moved to suspend the rules to have Resolution No. 2-12 read a second time this evening. The motion was seconded by Councilor Pepin and passed unanimously.

Councilor Spainhower said he will be voting in favor of this resolution. The culvert is falling apart and we do get a grant from the State for 35% of the project. We will also have to apply for a wetlands permit because we are going to upgrade the culvert to have an overflow pipe.

Councilor Witham said that he too will be supporting this resolution. It is important for the public to understand that our next meeting won't be for five weeks. Hopefully we can move this along a little bit quicker.

Councilor Pepin said there has been a sink hole there of about 1-1/2 feet and it is still sinking. He is very concerned about the safety of vehicles going across there. He will be supporting this.

Following the second reading of Resolution No. 2-12 by title, it was passed by roll call vote of 8 yeas, 0 nays.

Councilor Tapscott moved to have Resolution No. 3-12 read by title only. The motion was seconded by Councilor Pepin and passed by a vote of 7 yeas, 1 nay, Councilor Witham voting in the negative.

RESOLUTION NO. 3-12 TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL SHALL NOT ACCEPT A TAX DEED ON CERTAIN MANUFACTURED HOUSING UNITS SUBJECT TO AN UNREDEEMED TAX LIEN.

Somersworth, NH
July 11, 2011

WHEREAS RSA 80:76 directs the Tax Collector, after 2 years, to execute to the City a deed of the land subject to the real estate tax lien and not redeemed, and

WHEREAS the Governing Body of a municipality may refuse to accept a tax deed on behalf of the municipality because in its judgment, acceptance and ownership of the real estate would subject the municipality to undesirable obligations or liability risks, or for any reason that would be contrary to the public interest,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Tax Collector be notified that for those reasons the City shall refuse to accept the tax deeds on manufactured housing units located at the following locations:

<u>Location</u>	<u>Tax Map/Lot</u>
32 Colonial Village	81-32M
37 Colonial Village	81-37M
43 Colonial Village	81-43M
12 Crystal Springs	82-12M
39 Crystal Springs	82-39M
52 Crystal Springs	82-52M
2 Jack & Jill	83-2M
5 Jack & Jill	83-5M
7 Jack & Jill	83-7M
13 Jack & Jill	83-13M
14 Jack & Jill	83-14M
16 Jack & Jill	83-16M
34 Jack & Jill	83-34M
3 Brook Drive	85-13M
4 Brook Drive	85-16M
15 Brook Drive	85-5M
109 Sherwood Glen	87-109M
117 Sherwood Glen	87-117M
120 Sherwood Glen	87-120M
122 Sherwood Glen	87-122M
136 Sherwood Glen	87-136M
207 Sherwood Glen	87-207M
223 Sherwood Glen	87-223M
306 Sherwood Glen	87-306M
307 Sherwood Glen	87-307M
407 Sherwood Glen	87-407M
412 Sherwood Glen	87-412M
419 Sherwood Glen	87-413M
420 Sherwood Glen	87-420M
613 Sherwood Glen	87-613M

644 Sherwood Glen
4 Ringer Drive

87-644M
88-2M

Introduced by
Mayor Lincoln Soldati
by request

Approved by:
City Attorney

Following the first reading of Resolution No. 4-12, it was referred to the next meeting.

RESOLUTION NO. 4-12 TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL SHALL NOT ACCEPT A TAX DEED ON CERTAIN PROPERTY LOCATED AT 1 WINTER STREET (FORMERLY KNOWN AS BRETON'S CLEANERS) SUBJECT TO AN UNREDEEMED TAX LIEN.

Somersworth, NH
July 11, 2011

WHEREAS RSA 80:76 directs the Tax Collector, after 2 years, to execute to the City a deed of the land subject to the real estate tax lien and not redeemed, and

WHEREAS the Governing Body of a municipality may refuse to accept a tax deed on behalf of the municipality because in its judgment, acceptance and ownership of the real estate would subject the municipality to undesirable obligations or liability risks, or for any reason that would be contrary to the public interest,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Tax Collector be notified that for those reasons the City shall refuse to accept the tax deed on property located at 1 Winter Street (formerly known as Breton's Cleaners), Tax Map/Lot number 11-181A.

Introduced by
Mayor Lincoln Soldati
by request

Approved by:
City Attorney

Following the first reading of Resolution No. 4-12, it was referred to the next meeting.

RESOLUTION NO. 5-12 TO AUTHORIZE THE USE OF \$22,000 (TWENTY TWO THOUSAND DOLLARS) FROM THE CITYWIDE REVALUATION CAPITAL RESERVE FUND FOR CYCLED INSPECTIONS.

Somersworth, NH
July 11, 2011

WHEREAS the Citywide Revaluation Capital Reserve Fund was created by Resolution 3-08 designating the City Council as agents to expend, and

WHEREAS there is approximately \$117,500 (One Hundred Seventeen Thousand Five Hundred dollars) in this Citywide Revaluation Capital Reserve Fund, and

WHEREAS the City Council appropriated funding for a program of cycled inspections as part of the adopted Fiscal Year 2012 budget and as agents to expend are requesting the Trustees of Trust Funds release \$22,000 (Twenty Two Thousand dollars) from the Citywide Revaluation Capital Reserve Fund to be used toward this program,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Trustees of Trust Funds are requested to release \$22,000 (Twenty Two Thousand dollars) of the Citywide Revaluation Capital Reserve Fund to be used toward the Fiscal Year 2012 cycled inspection program.

Introduced by Councilors

Robin S. Jarvis

Michael X. Watman

Dale R. Sprague

Approved
City Attorney

Following the first reading of Resolution No. 5-12, it was referred to the next meeting.

OTHER:

TWO (2) YEAR AGREEMENT BETWEEN SOMERSWORTH SCHOOL BOARD AND SOMERSWORTH EDUCATIONAL SUPPORT PERSONNEL ASSOCIATION (EXPIRES JUNE 30, 2013).

Councilor Witham moved to table this Agreement. The motion was seconded by Councilor Tapscott and passed by roll call vote of 5 yeas, 3 nays, Councilors Pepin, Watman and Messier voting in the negative.

ONE (1) YEAR AGREEMENT BETWEEN THE SOMERSWORTH SCHOOL BOARD AND THE SOMERSWORTH ASSOCIATION OF EDUCATORS (EXPIRES JUNE 30, 2012).

Councilor Watman said he wished to recuse himself from voting on this Agreement because both he and his wife benefit from the provisions of that contract.

Councilor Witham moved to table this Agreement. The motion was seconded by Councilor McCallion and passed by roll call vote of 5 yeas, 2 nays and 1 abstention, Councilors Pepin and Messier voting in the negative and Councilor Watman abstaining.

CLOSING COMMENTS BY COUNCIL MEMBERS.

Councilor Witham referred to the monthly reports prepared by Department Heads. He appreciates the work that Department Heads put into preparing these reports. He finds them very useful particularly when responding to questions from residents. The details are well laid out.

Councilor Witham indicated in the Public Works report under the Engineering Division there was a comment underneath 911 addresses and communications that talks about the Goodwin Health Services building on Route 108. They plan to sub-lease space to tenants in the building. It was his understanding that the Goodwin Health Services would, in all likelihood, be tax exempt.

Councilor Witham asked the City Manager if he would look into that, and if the sub-lease of space to tenants would have an impact on that. He would be interested in finding out about this.

Councilor Witham referred to the Fire Department monthly report, stating there was no mention of anyone coming in for fireworks permits. There probably should have been hundreds. We have a permit process. If we are not going to enforce it, there is no reason to have it.

Councilor Pepin said he hopes the Council can have a workshop with the Friends of Somersworth in the near future to address their ideas. They need our input.

Councilor Spainhower said on the Fire Department report it indicates there were 83 permits for fireworks issued.

Councilor Spainhower said he voted in favor of tabling the two school contracts that were on the agenda tonight because he still has questions.

Councilor McCallion thanked the school administration for the graduation ceremony in Somersworth. It was great, and there were also some great speakers.

Councilor Messier said he received a phone call from an individual concerned about the mowing of the field above the landfill. They didn't do a very good job.

Councilor Messier said the new paving job on Willand Drive is outstanding work. It came out really nice.

Councilor Messier said he has questions about the Breton's Cleaners building, wondering about Brownsfield Grants. It was his understanding that if we take the building over we

would be eligible for a grant to clean it up. At some point we have to do something about it.

Councilor Messier said the Friends of Somersworth are doing a good job so far. He would like to hear from someone from their Facilities Committee regarding the safety issues in the building.

Councilor Tapscott said the Festival Association Kids Concerts will begin on Wednesday, 7/13/11 at the Pavilion at the High School, and will continue on Wednesday evenings through the summer.

FUTURE AGENDA ITEMS.

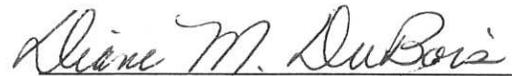
Mayor Soldati said there will be a Public Hearing on the proposed Zoning Ordinance amendments at 6:45 p.m. prior to the next City Council Meeting on 8/15/11

Mayor Soldati proposed having a workshop with the Friends of Somersworth prior to the 9/06/11 City Council Meeting.

ADJOURNMENT.

Councilor Tapscott moved to adjourn. The motion was seconded by Councilor McCallion and passed unanimously.

Respectfully submitted,



Diane M. DuBois
City Clerk

