



Minutes of City Council Meeting Monday, March 7, 2022

ROLL CALL OF MEMBERS

The meeting was called to order at 7:00 p.m. Mayor, Dana S. Hilliard and, upon roll call, the following Council members were present: Pepin, Vincent, Austin, Michaud, Gerding, Cameron, and Messier.

Councilors Witham and Dumont were excused.

PLEDGE OF ALLEGIANCE

Councilor Vincent led the Pledge of Allegiance.

PUBLIC HEARING

- A. Community Revitalization Tax Relief Incentive Program Application (City Ordinance, Chapter 31) from Somedowntown LLC, Mr. David Baker, for 60-64 High Street

David Baker described his renovation of the property containing improvements top to bottom on this historic building, thought to be built prior to 1874, which has 3 apartments including a top floor loft.

Paul Goodwin of 21 Linden Street stated his support for the project.

COMMENTS BY VISITORS

Isaac Moore, Highland Street, voiced his concerns regarding Resolution No. 26-22 and the message it sends to surrounding businesses. Mr. Moore stressed a desire for Council to make decisions which fall in line with the Master Plan and pull our City into the future. He stated the historic feel of Somersworth is what drew him in and requested more time for public input before a decision is made on 1 Winter Street.

Thomas Kefalas, owner of Somersworth House of Pizza, stated this Country has been taken over by large corporations, including those who are buying up his suppliers. He stated he is a family-owned business and is asking for protection against a corporation coming in to the downtown area.

Rivka Rowe, 95 W High Street, is a small business owner and resident of Somersworth who stated her opposition to the acquisition and development of 1 Winter Street by Boston Pie Co. She stated that allowing a chain to come into town while small businesses are struggling is not a good idea, nor does it encourage the growth of our local downtown. Ms. Rowe stated we should think about the impact on the future this potential deal may have and the effect it will have on the existing business owners.

Adel Elmoraghy, owner of Villa Pizza, thanked the others who presented their comments in opposition of Boston Pie Co. and requested Council give the existing local businesses their support in order to better improve the City.

Jeremy Castin, resident of Berwick, stated his belief that what makes the Salmon Falls Riverfront special is small businesses. He said these small businesses are economic drivers that bring people into town and improve the future stability. He stated that adding a Dominos would be a step back.

Paul Goodwin, 21 Linden Street, said Council is being presented with an opportunity to do something right which will add value to the Community and revitalization of the City's downtown. He requested the opportunity for public feedback, adding that it seems clear that residents of Somersworth do not want a chain restaurant in that location.

Alex, a resident of South Berwick, stated he owns property directly across the river from 1 Winter Street and stated he is not sure a Dominos or other chain would be the right vision in that location. He stated he was shocked a box store would be considered for one of the last remaining riverfront properties.

Madeline Desantis, 23 Linden Street, voiced her opposition to the Boston Pie Co.'s acquisition and development of 1 Winter Street urging Council to consider more than the sale price of the property in their decision. She stated if Council doesn't really want the Dominos, they don't have to have one. Ms. Desantis said this is a beautiful property and there is all the time in the world to find the right project.

Crystal Paradis, Ward 1, spoke in support of the proposal from James Farrell to develop 1 Winter Street. She stated his plan, at points, seems to quote the City's Master Plan and seeks environmental and sustainability designations. She joined in support of allowing the public to review the proposals and thanked people from Berwick for voicing their opinions on the topic as well.

CONSENT CALENDAR

A. Approve Minutes of the City Council Workshop held on February 22, 2022

B. Approve Minutes of the City Council Meeting held on February 22, 2022

Councilor Austin made a motion to approve all items in the Consent Calendar. The motion was seconded by Councilor Pepin and passed 7-0.

COMMENTS BY CITY COUNCILORS

Councilor Vincent thanked everyone for their comments. He stated he is also a business owner in Somersworth and is on the side of businesses. He stated he has heard concerns from local business owners in the past and has either brought them to Committee or Council so they could be heard. He stated that Mr. Farrell's proposal was not complete, and it was unclear, even at the Committee presentation by Mr. Farrell, what the property was ultimately going to look like. He also noted that Mr. Farrell's proposal included the acquisition of the site for zero dollars; the site being prime real estate for which he would like to see the City get the most money for. Councilor Vincent mentioned that if another business we like acquires the property and does not survive, what is to say they won't turn around and sell it to a chain like Dominos. He also apologized if he gave misinformation, but based on his knowledge, the Boston Pie Co. proposal was the only one to clearly confirm their intent to take over responsibility for the monitoring wells on site. Councilor Vincent proposed to table the Resolution in order to accommodate our citizen's request to provide feedback. He stated he cares about what our residents and business owners say, but will always consider the financial costs and opportunities of the City.

Mayor Hilliard stated that in order to table Resolution No. 26-22, a second reading would have to take place before any further motion.

Councilor Gerding thanked everyone for coming to make their comments heard and stated he wanted to speak regarding Resolution No. 26-22 during opening comments since he was not present at the last Council meeting to do so. He stated he is not in favor of the proposal to allow Boston Pie Co. at 1 Winter Street and is disheartened we would be willing to allow a chain downtown which does not fit the aesthetic or goals of the downtown. He stated that Dominos has more restaurants than many of the fast-food chains throughout the country and most are found on industrial boulevards, next to grocery stores and box stores, etc. and five are stand-alone shops. He explained that the average assessed value of those five, including land, is \$330,000. That being said, he stated he would rather see a home there based on that evaluation. He expounded saying that the best benefit for the City, if a Dominos were to go at this location, would be for Dominos to build a 2 or 3 story building with apartments above that also fits in with the City's desired historic aesthetic. If no apartments, he would prefer to at least see space for another business on the property with ample green space and historic appearance included.

Councilor Messier clarified that tonight is only a first reading of Resolution No. 26-22. Mayor Hilliard stated there will be no vote on the Resolution tonight. He added that next meeting the Resolution will have a second reading after which a multitude of actions can be taken.

COMMUNICATIONS

There were no communications.

PRESENTATIONS OF PETITIONS AND DISPOSAL THEREOF BY REFERENCE OR OTHERWISE

There were none.

MAYOR'S REPORT

Mayor's Report for City Council Meeting March 7th, 2022

Over the last several weeks, the world has continued to witness the unwarranted and illegal attacks on Democracy, human rights and the independence and sovereignty of the Ukraine. The mask of the true character and intentions of Vladimir Putin have finally been revealed, an autocratic dictator whose wishes are to crush the spirit, liberties and rights of every free-thinking human. The assault on the Ukraine is a direct assault on Democracy itself, and every free-thinking human who supports the concept of inalienable rights and self-determination. As members of the free world, we must continue to stand by our Ukrainian brothers and sisters as they battle not only their oppression, but the oppression on freedom and liberty itself.

As this criminal act continues to unfold, the world must solidify its unification against Vladimir Putin, increasing the sanctions, freezing assets, and tightening the financial pressure upon the Russian state. It is no surprise that the Russian people themselves have started taking to the streets to protest what is clearly Putin's war, nor is it a surprise that Putin has increased his assault upon the Democratic principles of the Russian people, bringing Russian society back to the days of the hammer and sickle during the cold war.

Tonight, before the Council is Resolution No. 25-22 – To Affirm Support of Ukraine in Response to Unprovoked Russian Military Aggression. The language like the Hilltopper commitment to our fellow Ukrainians is firm. We will not fault in our stand for what is just, for what is right, and for what must prevail. We will continue to stand against every threat to Democracy as we have as Americans throughout our 246-year existence as a Republic. This evening, I respectfully request that Council

suspend the rules and unanimously adopt Resolution No. 25-22. I ask when you cast your vote this evening in favor of the Resolution, that you please stand and say yes. Copies of the adopted Resolution will then be sent to the Ukraine and Russian embassies in Washington DC.

As united Hilltoppers, Americans and defenders of democracy we will continue to stand with Ukraine and all who believe in the human spirit of freedom, justice, and liberty for all.

12 Nominations, Appointments and Elections:

- Under nominations, appointments and Elections; In accordance with Council Rule 17 Appointments, the follow are being brought forward this evening for a confirmation vote;

Kimberly Shoen for Appointment as a Member of the Historic District Commission with a term to expire February, 2025

Tim Metivier for Appointment as an Alternate Member of the Historic District Commission with a term to expire February, 2025

- In accordance with Council Rules and the City Charter, I am making the final Mayoral Appointment: Paul Robidas, as a Member of the Somersworth Housing Authority Board of Commissioners with a term to expire, 2026.

In accordance with Council Rules and the City Charter, this nomination does not require City Council confirmation.

This respectfully concludes my March 7th, 2022 Mayors Report

REPORT OF STANDING COMMITTEES

Government Operations Committee – Councilor Michaud stated the Committee met to discuss and unanimously supported a Resolution to reaffirm the City’s non-partisan elections. He said they also heard various reports from Manager Belmore.

REPORT OF SPECIAL COMMITTEES, CITY OFFICERS AND CITY MANAGER

Ward Boundary Review Committee – Councilor Pepin stated the Committee met and was presented with proposed Ward boundary adjustments and Ward population figures to keep within the allotted deviation as mandated by the State. He said the Committee unanimously supported the ratification of the proposed amendments pending State review.

City Manager’s Report

Office of the City Manager

TO: Mayor Dana S. Hilliard and City Council Members

FROM: Robert M. Belmore, City Manager

DATE: Friday, March 4, 2022

SUBJECT: City Manager’s Report for Monday, March 7, 2022 City Council Meeting

6:00 p.m. Council Workshop

Re: Presentation on Sidewalk Improvement Management Plan by BETA Group, Inc.

New Business (under Section 15 of Agenda)

Ordinance

- A. Ordinance No. 8-22: To Amend Chapter 17, Forest Glade Cemetery, Section 17.4.** This Ordinance change was initiated by the Cemetery Trustees, who were recommending an increase to cemetery lot fees based on their research (see attached). Trustee Chair, Maggie Roberge and I discussed lot fees regarding their specific recommended increase, or my suggested option that we ask Council to authorize the City Manager to increase fees based on a recommendation of the Trustees. Maggie embraced this idea. The Finance Committee met on February 24th and voted to support this amendment. There are some other housekeeping language changes proposed. Staff will be working with the Trustees to make further housekeeping changes and other needed changes to the entire Ordinance in the next several months. This proposed change was moved forward in advance of a full Ordinance review as the Trustees would like to increase the lot fees next month. I recommend a Public Hearing at the next regular Council meeting on March 21st.

Without objection, Mayor Hilliard scheduled the Public Hearing for Ordinance No. 8-22 for the next scheduled Council meeting.

Resolution

- A. Resolution No. 25-22: To Affirm Support of Ukraine in Response to Unprovoked Russian Military Aggression.** This Resolution was brought forward by Mayor Hilliard.
- B. Resolution No. 26-22: To Authorize the City Manager to Negotiate a Purchase and Sales Agreement, Subject to Approval of the City Council, with Boston Pie, Inc. of Danvers Massachusetts for the Sale and Reuse of City Owned Property Located at 1 Winter Street, Formerly Known as Breton's Cleaners.** The Economic Development Committee met on February 9th and February 16th to review the two (2) proposals received for the sale and development of the property, and the Committee then decided to forward the entire discussion to the full Council for a determination on how to proceed. The City Council discussed the two (2) development proposals received by the City for the acquisition of the City-owned property at their meeting on February 22nd. The Consensus of the City Council was to move the Boston Pie proposal forward for a vote. Note: In addition to the EPA Grant, the City received a \$178,000 NHDES Brownfield's Grant for building demolition and hazardous materials abatement. **Manager Belmore added that if this Resolution is approved, he would then negotiate with conditions set forth by Council and then come back as a document for final Council approval.**
- C. Resolution No. 27-22: To Authorize the City Manager to Negotiate Agreements, Subject to Approval of the City Council, with Ameresco, Inc. of Framingham, Massachusetts to Develop a Solar Project Pursuant to RSA 362-A on the Closed Somersworth Sanitary Landfill Superfund Site on Blackwater Road.** Based on a review of the six (6) Solar Array Development Proposals by City Staff, the Public Works & Environment Committee and the Finance Committee, as well as the presentation provided at the last Council Workshop, the consensus of Councilors present at the last meeting on February 22nd, was to move forward with a vote to engage Ameresco in negotiations to complete this Solar Array project. **Manager Belmore added that if this Resolution is approved, he would then negotiate with conditions set forth by Council and then come back as a document for final Council approval.**

- D. Resolution No. 28-22: To Authorize the City Manager to Enter into a Grant Agreement with the New Hampshire Department of Justice for Police Overtime Incurred for Activities Related to Responding to Relaxed Covid-19 Restrictions.** The Finance Department met on February 24th and voted to support this Resolution to accept the Grant for Overtime Reimbursement. Attached is a copy of the Grant Agreement's General Provisions and Scope of Services.

Other

- A. Vote to Approve the Community Revitalization Tax Relief Incentive Program (79-E) Application (City Ordinance, Chapter 31) from Somedowntown LLC, Mr. David Baker, for 60-64 High Street.** The Economic Development Committee met on February 9th and voted to recommend approval of this application request for seven (7) years. Per Ordinance, City Council will need to identify any public benefit that the project will provide as well as the term of the tax relief being granted, if approved. Attached is a copy of the application from Somedowntown LLC, (David Baker); Director Michelle Mears memorandum regarding the application and Ordinance criteria; a copy of the property record card; and a copy of the City Ordinance.

City Manager's Items (under section 11 of Agenda)

Informational Items

- 1. City Manager's Proposed FY 2022-2023 Budget.** In accordance with Article VII of the City Charter, I respectfully hereby submit for your consideration my Proposed City Budget for the next Fiscal Year. A Budget Ordinance, sponsored by Mayor Hilliard by request, will be introduced at the next regular Council meeting on March 21st.

Reminder: Upcoming City Council Workshops & Special Meetings.

- **Monday, March 14 at 6:00 p.m.** – State of the City Address
- **Saturday, April 2 at 8:30 a.m.** – Community Support Organizations & City Budget Review
- **Monday, April 4 at 6:00 p.m.** – City Manager presents FY2023 Budget; Council Meeting at 7:00 p.m. with FY2023 Budget Public Hearing scheduled
- **Saturday, April 9 at 8:30 a.m.** – Goal Setting Session
- **Monday, April 11 at 6:00 p.m.** – Special City Council Budget Meeting

Attachments

- 1. City Attorney Certifications Five (5)**

NOMINATIONS, APPOINTMENTS AND ELECTIONS

Nominations Requiring a Council Confirmation Vote:

- A. Kimberly Shoen for Appointment as a Member of the Historic District Commission with a term to expire February, 2025

Councilor Austin made a motion to appoint Kimberly Shoen as a member of the Historic District Commission with a term to expire February, 2025. The motion was seconded by Councilor Vincent and passed 7-0.

- B. Tim Metivier for Appointment as an Alternate Member of the Historic District Commission with a term to expire February, 2025

Councilor Austin made a motion to appoint Tim Metivier as an alternate member of the Historic District Commission with a term to expire February 2025. The motion was seconded by Councilor Gerding and passed 7-0.

- C. In accordance with Council Rules and the City Charter, Mayor Hilliard made the following Mayoral Appointment:

Paul Robidas, as a Member of the Somersworth Housing Authority Board of Commissioners with a term to expire, 2026.

In accordance with Council Rules and the City Charter, this nomination does not require City Council confirmation.

LAY ON THE TABLE

There were no items on the table.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

ORDINANCES

- A. **Ordinance No. 8-22** - To Amend Chapter 17, Forest Glade Cemetery, Section 17.4

Ordinance No. 8-22 will remain in first read until call of the Chair. Public Hearing scheduled for next City Council meeting.

RESOLUTIONS

- A. **Resolution No. 25-22** – To Affirm Support of Ukraine in Response to Unprovoked Russian Military Aggression

Councilor Gerding made a motion to waive Council Rules to allow for a second reading of Resolution No. 25-22. The motion was seconded by Councilor Cameron and passed 7-0. Clerk Slaven performed a seconded reading of Resolution No. 25-22.

Councilor Pepin made a motion to adopt Resolution No. 25-22 as submitted. The motion was seconded by Councilor Vincent and passed 7-0 by roll call vote.

- B. **Resolution No. 26-22** – To Authorize the City Manager to Negotiate a Purchase and Sales Agreement, Subject to Approval of the City Council, with Boston Pie, Inc. of Danvers Massachusetts for the Sale and Reuse of City Owned Property Located At 1 Winter Street, Formerly Known as Breton's Cleaners

Resolution No. 26-22 will remain in first read until call of the Chair.

- C. **Resolution No. 27-22** – To Authorize the City Manager to Negotiate Agreements, Subject to Approval of the City Council, with Ameresco, Inc. of Framingham, Massachusetts to Develop a Solar Project Pursuant to RSA 362-A on the Closed Somersworth Sanitary Landfill Superfund Site on Blackwater Road

Councilor Gerding requested his name be added as a sponsor to this Resolution. Mayor Hilliard obliged without objection.

Resolution No. 27-22 will remain in first read until call of the Chair.

- D. **Resolution No. 28-22** – To Authorize the City Manager to Enter into a Grant Agreement with the New Hampshire Department of Justice for Police Overtime Incurred for Activities Related to Responding to Relaxed Covid-19 Restrictions

Resolution No. 28-22 will remain in first read until call of the Chair.

OTHER

- A. Vote to Approve the Community Revitalization Tax Relief Incentive Program Application (City Ordinance, Chapter 31) from Somedowntown LLC, Mr. David Baker, for 60-64 High Street

Councilor Austin stated the tax incentive period for Mr. David Baker's property at 60-64 High Street was for 7 years and there seems to be a clear economic benefit to Somersworth. Austin said Mr. Baker has shown his ability in the past to renovate units that attract people into our downtown area.

Councilor Pepin thanked Mr. Baker for tackling many previous projects in the past within Somersworth's downtown. He said he has done great work and is fully in support of approving Mr. Baker's application.

Councilor Vincent asked if the tax incentive applies to the current assessed value of the property or value after improvements. Manager Belmore replied that the current assessed value of the property is \$379,600. That will be the amount on which Mr. Baker must pay taxes on for the next 7 years as his project brings a public benefit to the City and public at large. Councilor Vincent stated his support for the proposed application.

Councilor Gerding stated that Mr. Baker has come before the Historic District Commission multiple times in the past and always pays close attention to ensuring his projects keep with the historic aesthetic Somersworth strives for.

The Vote to Approve the Community Revitalization Tax Relief Incentive Program Application (City Ordinance, Chapter 31) from Somedowntown LLC, Mr. David Baker, for 60-64 High Street, for a 7-year period of time; passed 7-0.

COMMENTS BY VISITORS

Thomas Kefalas, owner of Somersworth House of Pizza, again urged Council to not value everything in dollars and cents and to support our City's small businesses. He urged them to really consider the impact a Dominos would have on the Somersworth downtown.

CLOSING COMMENTS BY COUNCIL MEMBERS

Councilor Pepin thanked all who presented their comments and urged people to call and provide input on their concerns. He also noted that the City's meetings are all publicized on the website and are easily accessible. He said he would like to see the downtown built up as it was prior to urban renewal and expressed frustration when a developer submits a proposal and presents something different at Committee. Pepin spoke about the Community Action Partnership who runs the Willand Drive warming center and noted statistics of the large number of people coming from many cities, towns, and states that are not close to Somersworth. He also cited statistics of service calls to the warming center which are, in turn, tying up our officers and first responders from being able to report to other

incidents throughout our City. He stated he always wants to support the homeless, but it is becoming too much for our Community.

Councilor Vincent stated he is happy to see all the business owners who came out to speak during public comment and saddened to see the amount of stress they are experiencing. He stated that every Councilor's phone number is online and urged people to contact them directly to voice their concerns. Vincent stated he is a business man who stands behind our City's businesses.

Councilor Austin stated he sits on the Economic Development Committee and stated that Mr. Farrell's proposal looked intriguing, but was disappointed in the lack of preparation he came with for his presentation. He reminded everyone that this proposal was sent to more than 20 qualified developers and only received back 2 proposals; one from a seasoned developer and another from a developer who has never done a project like this before. Austin noted that due to difficulty in recommending either one, it was passed to full Council. As the Resolution is only in first read and will only authorize the City Manager to begin negotiations, there is plenty of opportunity to provide input. Austin said it may not be as easy as picking one or the other, which may mean it remains vacant for the time being. Regarding the warming center on Willand Drive, Councilor Austin requested an update on the status of the scheduled close date of April first and what that means going forward.

Councilor Michaud thanked all the residents who presented their comments and input. He also urged those watching at home to call in now and not wait two weeks until Council will be voting on Resolution No. 26-22.

Councilor Gerding thanked Chief Kretschmar for his service to the City. He also urged anyone with questions to reach out and discuss with him, he would love to hear from you. He said it was enlightening to hear from everyone who spoke during public comment.

Councilor Cameron thanked everyone who reached out to her recently to voice their input. She stated she always likes to hear how she can support her constituency.

Councilor Messier thanked the residents for coming out and said he always likes to support the Somersworth local businesses. He also urged residents to clean up after their pets.

Mayor Hilliard noted that today is a milestone and a bittersweet moment for the City as after 39 years of service and dedicating his body, mind, and soul to the Community he loves and being a true model of an excellent police officer; Chief Kretschmar is attending his final City Council meeting. Mayor Hilliard thanked him for truly being dedicated to fulfilling the Hilltopper spirit of neighbor helping neighbor and putting his own life at risk to protect the lives of Somersworth residents.


Chief Kretschmar thanked Mayor Hilliard and City Council for having the confidence in him to be Chief. He said it was an honor and a privilege and is happy that the department is in a good place right now, which is a tribute to the people working there and the Council standing by their Police Department.

ADJOURNMENT

Councilor Gerding made a motion to adjourn the City Council meeting. The motion was seconded by Councilor Vincent and passed 7-0. The meeting adjourned at 9:05 p.m.

Respectfully Submitted,

Jonathan Slaven, City Clerk

	City of Somersworth – Ordinance
	Ordinance No: 8-22 TO AMEND CHAPTER 17, FOREST GLADE CEMETERY, SECTION 17.4

March 7, 2022

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Chapter 17, Forest Glade Cemetery Section 17.4, by deleting it in its entirety and replace with:

Section 17.4 City staff may sell grave lots that have been approved for sale by the Cemetery Trustees based on available space at Forest Glade Cemetery. The City Manager is authorized to set the price of grave lots based on recommendations of the Cemetery Trustees. A portion of individual grave lot fees, presently set at three hundred and fifty dollars (\$350), will go into a Cemetery Perpetual Care Fund. All burial deeds will be forwarded to and signed by the City Manager and given to the purchaser, his/her heirs and assigns, conditioned on the following conditions being complied with: the lot not be used for any other purpose than as a place of burial for the dead; and no trees within the lot shall be cut down or destroyed without the consent of the Trustees. Further, the Trustees at the time of selling any lot may impose such restrictions and conditions as to fencing and the occupation and improvement of the lot as they may consider proper, and may also impose such other restrictions and conditions as they may deem necessary, all of which shall be inserted in the deed to the purchaser. The purchaser shall have no right to erect any tomb on his/her lot unless said right is granted in the original deed from the City and approved by the Cemetery Trustees. The City Manager is hereby authorized to sign, seal and deliver the City's deed of lots in said cemetery, consistent with these Ordinances, and on the terms and for the purpose therein named.

Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Donald Austin Martin P. Dumont, Sr.	<i>Approved:</i> City Attorney

City of Somersworth – Ordinance 8-22

History


First Read Date:	03/07/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

03/07/2022

Ordinance No. 8-22 will remain in first read until call of the Chair. Public Hearing scheduled for next City Council meeting.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			

	City of Somersworth – Resolution		
	Resolution No:	25-22	
TO AFFIRM SUPPORT OF UKRAINE IN RESPONSE TO UNPROVOKED RUSSIAN MILITARY AGGRESSION			
On	Ordinance 8-22	PASSED	FAILED

March 7, 2022

WHEREAS the Mayor and City Council commends the courage, resolve, and restraint shown by the Ukrainian people in their pursuit of sovereignty and democracy, and pays tribute to the many men and women who gave their lives in the pursuit of a free and democratic Ukraine; and

WHEREAS, the City Council affirms its support for a secure, democratic, and independent Ukraine, free to choose its own leaders and future; and

WHEREAS, the City Council condemns the unprovoked and deadly Russian military invasion of Ukraine; and

WHEREAS, the City Council supports the United States commitment to support the continuing efforts of the Government of Ukraine to restore its territorial integrity by providing political, diplomatic, and military support to strengthen the defense capabilities of Ukraine; and

WHEREAS, City Council encourages the President that, should any further invasion or other malign activity to undermine the sovereignty of Ukraine occur by Russia, the United States should use the tools at its disposal to impose significant costs on the Russian Federation to restore peace in Europe;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Council of the City of Somersworth encourages unity among NATO allies and the broader transatlantic community to convey solidarity in response to Russia's unprovoked military aggression against Ukraine.

Authorization	
<i>Sponsored by:</i> Mayor Dana S. Hilliard <i>Councilors:</i> David A. Witham Nancie Cameron Denis Messier Donald Austin Richard R. Michaud Martin P. Dumont, Sr. Martin Pepin	<i>Approved:</i> City Attorney

Matt Gerding Kenneth Vincent	
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City of Somersworth – Resolution 25-22

History

First Read Date:	03/07/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	03/07/2022		


Discussion

03/07/2022

Councilor Gerding made a motion to waive Council Rules to allow for a second reading of Resolution No. 25-22. The motion was seconded by Councilor Cameron and passed 7-0. Clerk Slaven performed a seconded reading of Resolution No. 25-22.

Councilor Pepin made a motion to adopt Resolution No. 25-22 as submitted. The motion was seconded by Councilor Vincent and passed 7-0 by roll call vote.

Voting Record		YES	NO
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	Excused	
Ward 4 Councilor	Austin	X	
Ward 5 Councilor	Michaud	X	
At Large Councilor	Witham	Excused	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	X	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 03/07/2022 Resolution 25-22		PASSED	FAILED

	City of Somersworth – Resolution
	<p>Resolution No: 26-22</p> <p>TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE A PURCHASE AND SALES AGREEMENT, SUBJECT TO APPROVAL OF THE CITY COUNCIL, WITH BOSTON PIE, INC. OF DANVERS MASSACHUSETTS FOR THE SALE AND REUSE OF CITY OWNED PROPERTY LOCATED AT 1 WINTER STREET, FORMERLY KNOWN AS BRETON’S CLEANERS</p>

March 7, 2022

WHEREAS, the Somersworth City Council adopted Resolution 40-18 authorizing the City Manager to enter into a project agreement with the US Environmental Protection Agency to provide grant funding in the amount of \$200,000 (Two Hundred Thousand dollars) with a local match of \$40,000 (Forty Thousand dollars) for the removal and remediation of contaminated soils at the former Breton’s Cleaners property located at 1 Winter Street (Tax Map 11-181A), and

WHEREAS, the remediation project is complete and the property is available for redevelopment, and

WHEREAS, the City requested proposals from qualified developers for the acquisition and redevelopment of the property, and

WHEREAS, the City received two proposals which were discussed at the February 22, 2022 City Council meeting at the request of the Economic Development Committee, and a majority of Council members present voted to sponsor a Resolution to move forward with the sale and reuse of this property to Boston Pie, Inc. of Danvers, Massachusetts for a cost of \$200,000 (Two Hundred Thousand dollars) and other considerations,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to negotiate a purchase and sales agreement, subject to approval of the City Council, with Boston Pie, Inc. of Danvers, Massachusetts for a cost of \$200,000 (Two Hundred Thousand dollars) and other considerations, for the sale and reuse of City owned property at 1 Winter Street (Tax Map 11-181A), formerly known as Bretons Cleaners, and to take any other actions necessary to complete this action determined to be in the best interest of the City.

Authorization	
<p><i>Sponsored by Councilors:</i></p> <p>David A. Witham Nancie Cameron Denis Messier Martin Pepin</p>	<p><i>Approved:</i></p> <p>City Attorney</p>

Kenneth Vincent Martin P. Dumont, Sr. Donald Austin Richard R. Michaud	
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City of Somersworth – Resolution 26-22

History


First Read Date:	03/07/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

03/07/2022

Resolution No. 26-22 will remain in first read until call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On	Resolution 26-22	PASSED	FAILED

	City of Somersworth – Resolution
	Resolution No: 27-22 TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE AGREEMENTS, SUBJECT TO APPROVAL OF THE CITY COUNCIL, WITH AMERESCO, INC. OF FRAMINGHAM, MASSACHUSETTS TO DEVELOP A SOLAR PROJECT PURSUANT TO RSA 362-A ON THE CLOSED SOMERSWORTH SANITARY LANDFILL SUPERFUND SITE ON BLACKWATER ROAD

March 7, 2022

WHEREAS the City of Somersworth solicited proposals from qualified companies to design, engineer, install, monitor, evaluate, maintain, finance and decommission a community solar project pursuant to the New Hampshire Group Net Metering statute, RSA 362-A and locate it on the closed Somersworth sanitary landfill superfund site on Blackwater Road, and

WHEREAS the request for proposal required qualified companies to build the most economical, cost beneficial system that will maximize the power generating capacity of the site and provide the highest and best economic benefit to the City of Somersworth, and

WHEREAS six proposals were submitted and City staff reviewed the proposals and interviewed all six developers and prepared a list of three finalists, and

WHEREAS the Public Works and Environment Committee met with staff and reviewed the proposals of the three finalists and reached consensus to have Ameresco, Inc. present their proposal before the full City Council, and

WHEREAS Ameresco, Inc. presented their proposal to the City Council on February 22, 2022 and the City Council reached unanimous consensus to sponsor a Resolution to authorize the City Manager to enter into an agreement with Ameresco, Inc. to develop the solar project,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to negotiate agreements, subject to approval of the City Council, to include a land lease, payment in lieu of taxes (PILOT), and power purchase agreement (PPA) with Ameresco, Inc. of Framingham, Massachusetts to develop a solar project pursuant to RSA 362-A on the closed Somersworth Sanitary Landfill Superfund site on Blackwater Road and take any and all other such actions relative to this project determined to be in the best interest of the City.

Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Nancie Cameron Denis Messier Martin Pepin Kenneth Vincent	<i>Approved:</i> City Attorney

Martin P. Dumont, Sr. Donald Austin Richard R. Michaud Matt Gerding	
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City of Somersworth – Resolution 27-22

History


First Read Date:	03/07/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

03/07/2022

Resolution No. 27-22 will remain in first read until call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On Resolution 27-22		PASSED	FAILED

	City of Somersworth – Resolution
	Resolution No: 28-22 TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF JUSTICE FOR POLICE OVERTIME INCURRED FOR ACTIVITIES RELATED TO RESPONDING TO RELAXED COVID-19 RESTRICTIONS

March 7, 2022

WHEREAS, the City of Somersworth has applied for a grant through the New Hampshire Department of Justice for Police Officer overtime expenses incurred for activities related to responding to relaxed COVID-19 restrictions, and

WHEREAS, the City of Somersworth has received notification of a Grant Award in the amount of \$75,000, and

WHEREAS, the Grant will reimburse the City up to \$75,000 for overtime paid to Police Officers for activities related to responding to relaxed COVID-19 restrictions,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute any documents and agreements necessary for the grant's execution, and take any and all other such actions relative to this grant determined to be in the best interest of the City.

Authorization	
<i>Sponsored by Councilors:</i>	<i>Approved:</i>

David A. Witham
Martin P. Dumont, Sr.
Donald Austin

City Attorney

City of Somersworth – Resolution 28-22

History

First Read Date:	03/07/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

03/07/2022

Resolution No. 28-22 will remain in first read until call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			

On	Resolution 28-22	PASSED	FAILED
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