



Minutes of City Council Meeting Monday, April 18, 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, Witham, Gerding, and Messier.

Councilors Dumont and Cameron were excused.

PLEDGE OF ALLEGIANCE

Councilor Austin led the Pledge of Allegiance.

PUBLIC HEARING

There were no Public Hearings scheduled.

COMMENTS BY VISITORS

Emerson Doiron, Executive Director of the Falls Chamber of Commerce, introduced herself to Mayor Hilliard and City Council and conveyed her excitement to collaborate with the City on future projects.

CONSENT CALENDAR

- A. Approve Minutes of the City Council Meeting held on April 4, 2022
- B. Approve Minutes of the City Council Workshop held on April 4, 2022
- C. Approve Minutes of the City Council Meeting held on April 4, 2022

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

COMMENTS BY CITY COUNCILORS

There were no opening comments by City Councilors.

COMMUNICATIONS

- A. Housing Presentation by Somersworth Housing Authority Executive Director, Debbie Evans and Director of Planning and Community Development, Michelle Mears

Director Mears and Ms. Evans gave a brief presentation on workforce and affordable housing in the City detailing information on the Housing Choice Voucher program (previously section-8) and housing conversion rehab through the Rental Assistance Demonstration (RAD) program.

Councilor Witham asked if the \$106,500 median salary in Somersworth pertained to individuals or households. Ms. Mears stated it pertains to households. Councilor Gerding inquired if some of the proposed Ordinance changes Director Mears mentioned were currently being worked on by staff in order to come before Council. Ms. Mears stated that they are currently being worked on and some will be a bit easier to get to Council, while others will require more comprehensive efforts. Councilor Vincent thanked them for their presentation and noted that parts of Main Street have not been thriving and asked if High Street was a target of revitalization. Director Mears stated that the downtown Main Street corridor is part of the business district and one consideration to help with this area is to consider whether to allow residences on the first floor in that zone which could help with revitalization efforts. Councilor Witham stated he has seen this question a few times at the Planning Board and it could help with housing stock.

Councilor Gerding asked Director Mears for input on recommendations for rezoning the business district. Director Mears stated a good solution could be a conditional use permit to allow residences on the first floor and it would then go to the Planning Board for approval and not need to go to the zoning board. Councilor Austin spoke to the definition of “affordable housing” and that a household still needs to make roughly \$57,000 a year in order to afford this type of housing. Councilor Witham requested the information presented be added to the City’s website for residents to reference. Councilor Messier asked if other areas in the City, besides Main Street, where there is blight to be addressed by development, etc. Director Mears stated Residential 1 – Duplex zone, could have housing added where the infrastructure and utilities are already installed.

B. Amanda Vachon from Family Justice Center – To be *Rescheduled*

PRESENTATIONS OF PETITIONS AND DISPOSAL THEREOF BY REFERENCE OR OTHERWISE

There were none.

MAYOR’S REPORT

Mayors Report for City Council Meeting April 18th, 2022

With the work of our city budget now complete it is time for the council and our community to now begin their focus with its “Eyes on 30”. While I have formed the “Eyes on 30” Commission through the Mayor’s office, it is my intent by the next meeting to introduce a Resolution to establish the “Eyes on 30” commission as an office endorsed committee similar to our former “Vision 2020 committee” Over the next week, I will be working closely with the City Manager to ensure the resolution captures the stake holders necessary to begin the process of mapping out the Master Plan of our community for the next ten years. It is my intention to have Councilor Cameron continue to Chair this process. Like the Vision 2020 process, the journey will include planning session with the public and allow all voices to be heard in helping to shape the next decade of our “Bright Future”.

What our great community will look like by 2030 is up to us, we must strive however to ensure that we continue to build a home where all will be welcomed and afforded the equal opportunity to

achieve success. Of equal importance is to not lose the foundation of our success, our Hilltopper Spirit of “Neighbor helping Neighbor”. As we continue “On the Move” of building our economy and strengthen our economic place among our seacoast neighbors, we must be mindful of the balance between development and preservation. Somersworth our past is proud and our future is bright, we are truly “On the Move” and I look forward to this body embracing the future Resolution to will mark the continually journey for the next 10 years of our success.

I am excited about the progress that continues to be made on the transformation and plan for the Ash Street part into the cities butterfly park as part of the Mayors Monarch challenge. I applaud the City Manager along with Councilors Gerding and Cameron for the work which has already been done to move this project forward. More exciting news to come soon.

Congratulations to the Recreation Department for once again hosting a pack filled Easter Egg hunt. The weather was perfect as youngsters throughout our city celebrated the annual spring event. I was filled with joy as I was able to once again welcome the Easter Bunny to the Hilltop city as your Mayor.

12 Nominations, Appointments and Elections: Under nominations, appointments and Elections; **In accordance with Council Rule 17 Appointments**, the following are being brought forward this evening for a confirmation vote;

- There were no Appointments

This respectfully concludes my April 18th, 2022 Mayors Report

REPORT OF STANDING COMMITTEES

Finance Committee – Councilor Witham stated the Committee last met on April 11th and discussed pre-ordering police vehicles so the City is not attempting to order them when many other municipalities are doing so, especially given global supply issues. Witham requested a second reading in order to get this done sooner. The Committee also endorsed the acceptance of a grant for equipment for the new fire station to include an emergency backup generator. Witham said the Committee also discussed and supported a supplemental appropriation for the replacement of the culvert on Rocky Hill Rd. The Committee also discussed overtime from the Fire Department due to two significant injuries and retirements from the Police Department whose cost should be able to be handled within budget, but if a transfer is needed, it would come towards the end of the year.

Government Operations Committee – Councilor Michaud stated the Committee met last on April 6th and discussed Resolution No. 29-22 to encourage the Mayor and City Councilors from making comments directly related to their campaign while sitting in Council Chambers in their present role as Mayor or City Councilor. The Committee also discussed and endorsed a cost-of-living increase for non-union employees.

Recreation Committee – Councilor Michaud stated that a few members of the Committee did a site walk of Ash Street Park to begin design ideas for a Monarch butterfly pollinator garden.

REPORT OF SPECIAL COMMITTEES, CITY OFFICERS AND CITY MANAGER

School Board – Councilor Austin stated he attended a School Board meeting on April 12 where they officially approved the FY 22/23 budget and announced that the last day of school will be June 17th.

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, April 15, 2022
SUBJECT: City Manager's Report for Monday, April 18, 2022 City Council Meeting

6:30 p.m. non-meeting

Discuss Union Collective Bargaining Agreement Strategy

Unfinished Business (under Section 14 of Agenda)

Resolution

- A. Resolution No. 29-22: To Amend Council Rules and Regulations Section 7, Order of Business.** The Government Operation Committee met on April 6th and voted to move this Resolution forward as written to the full Council.
- B. Resolution No. 31-22: To Authorize the City Manager to Execute a Contract Amendment Requested by Waste Management Of New Hampshire, Inc. for Collection and Disposal of Municipal Solid Waste, Municipal Recycling, and Wastewater Treatment Sludge.** Again, the Finance Committee met on March 21st and voted to recommend this Contract Amendment.
- C. Resolution No. 33-22: To Authorize the City Manager to Contract with Wickson Construction NH, LLC of Rye, NH for the Replacement of a Culvert on Rocky Hill Road.** Again, the Finance Committee met on March 21st and voted to support Staff's recommendation to move forward with Wickson Construction, the lowest bid received.
- D. Resolution No. 34-22: To Authorize the City Manager to Contract with EnviroVantage of Epping, NH for the Abatement and Removal of Asbestos, PCBS, and a Fuel Oil Tank at the Former Somersworth Police Station Located at 5 Main Street.** Again, eleven (11) companies were invited to bid. The City received two (2) bids, EnviroVantage being the low bid. The Grant funds will allow us to complete the base bids and all the optional bids.

New Business (under Section 15 of Agenda)

Ordinance

- A. Ordinance No. 10-22: Supplemental Appropriation for Additional Funding Needed for the Replacement of a Culvert on Rocky Hill Road.** The Finance Committee met on April 11th and voted to support this Supplemental Appropriation. Finance Director Scott Smith explained that Staff did include \$10,000 to address any

potential cost increases for materials in this present environment. The consensus of the Committee was to also include an additional 10% funding as a project contingency. As required by City Charter, a Public Hearing should be scheduled for the next regular meeting on May 2, 2022.

Resolution

- A. Resolution No. 35-22: To Authorize the City Manager to Enter into a Grant Agreement with the State of New Hampshire Department of Safety, Homeland Security and Emergency Management for the Purchase of Emergency Operations Center Equipment and an Emergency Backup Generator for the Fire Station.** The Finance Committee met on April 11th to review this Grant Agreement. The Grant amount is \$125,000.00 to purchase equipment for the new Fire Station. The City is allowed to use the cost of the new Fire Station as the City's match toward the Grant. The Committee voted to support this Resolution. Attached is a Memorandum from Fire Chief George Kramlinger that provides further information on the Grant. I have also included a copy of the Grant Agreement.

Manager Belmore thanked Chief and his staff for pursuing this grant opportunity.

- B. Resolution No. 36-22: To Authorize the City Manager to Pre-Order One SUV Style Police Cruiser and One Unmarked Police Vehicle which will be Funded by a Lease Purchase Agreement as Part of the Fiscal Year 2023 Budget.** The Finance Committee met on April 11th and voted to recommend this Resolution. This is a purchase approved in the City's next Fiscal Year's Budget.
- C. Resolution No. 37-22: To Authorize the City Manager to Execute a Lease Agreement Extension with Green Mountain Power of Colchester, Vermont for the Operation of a Hydroelectric Facility Currently known as the Lower Great Falls Project.** Attached is a copy of the proposed Amendment. Once a new license is approved by the Federal Energy Regulatory Commission (FERC), we will negotiate terms for a new long-term lease. I have also attached a copy of the original Lease Agreement that is dated April of 1981. Since the present Lease expires at the end of this month, please consider suspending Council Rules so that the extension can be granted on time.

Other

- A. Vote to Authorize the Sale of City Surplus Property-per Administrative Code, Chapter 29, Section 8.5, Disposal of City Property.** Attached is a copy of this Section of the City Ordinance as well as information pertaining to the vehicles and equipment to be sold on GovDeals. The equipment includes a tired Highway Plow and eventually we want to list the Fire Station Diesel Exhaust Extraction System.

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

Informational Items

- 1. Boston Bruins-Mass General Brigham Street Hockey Clinic.** Attached is a Memorandum from our Recreation Supervisor Kristen Davenport that provides details for this exciting Youth Street Hockey Clinic on May 24th. Registration details will be available soon. Manager Belmore thanked the Recreation Office and Recreation Supervisor for their great work in bringing this program to the City.

Reminder

Workshops Prior to Regular Council Meetings

- **Monday, May 2 at 6:30 p.m.** – Re: Sanitary Landfill Superfund Site, Legal Counsel Mark Beliveau, Esquire and Gareth Orsmond, Esquire
- **Monday, May 16 at 6:00 p.m.** – Re: National Guard Reuse Commission Report: SRPC Staff and Consultants via Zoom

Attachments

1. **City Attorney Certifications Four (4)**
2. **Department Head Reports**

UNFINISHED BUSINESS

RESOLUTIONS

- A. **Resolution No. 29-22** -To Amend Council Rules and Regulations Section 7, Order of Business (Referred to the Government Operations Committee on 3/21/2022)

Councilor Austin made a motion to adopt Resolution No. 29-22 as submitted. The motion was seconded by Councilor Pepin and passed 7-0 by roll call vote.

- B. **Resolution No. 31-22** - To Authorize the City Manager to Execute a Contract Amendment Submitted by Waste Management of New Hampshire, Inc. for Collection and Disposal of Municipal Solid Waste, Municipal Recycling, and Wastewater Treatment Sludge

Councilor Messier made a motion to adopt Resolution No. 31-22 as submitted. The motion was seconded by Councilor Gerding and passed 7-0 by roll call vote.

- C. **Resolution No. 33-22** – To Authorize the City Manager to Contract with Wickson Construction NH, LLC of Rye, NH for the Replacement of a Culvert on Rocky Hill Road

Councilor Pepin made a motion to adopt Resolution No. 33-22 as submitted. The motion was seconded by Councilor Gerding and passed 7-0 by roll call vote.

- D. **Resolution No. 34-22** – To Authorize the City Manager to Contract with EnviroVantage of Epping, NH for the Abatement and Removal of Asbestos, PCBs, and a Fuel Oil Tank at the Former Somersworth Police Station Located at 5 Main Street

Councilor Witham made a motion to adopt Resolution No. 34-22 as submitted. The motion was seconded by Councilor Austin and passed 7-0 by roll call vote.

Councilor Gerding stated he was excited for this as a next step for the former police station and inquired about a timeline. Manager Belmore stated he would check into it and send out an update to Council.

NEW BUSINESS

ORDINANCES

- A. **Ordinance No. 10-22** – Supplemental Appropriation for Additional Funding Needed for the Replacement of a Culvert on Rocky Hill Road

Ordinance No. 10-22 will remain in first reading until call of the Chair. Public Hearing scheduled for next City Council meeting.

RESOLUTIONS

- A. **Resolution No. 35-22** – To Authorize the City Manager to Enter into a Grant Agreement with the State of New Hampshire Department of Safety, Homeland Security and Emergency Management for the Purchase of Emergency Operations Center Equipment and an Emergency Backup Generator for the Fire Station

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 35-22. The motion was seconded by Councilor Gerding and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 35-22.

Councilor Messier inquired what would happen to the soft cost line item is not spent and asked if the backup generator can power the entire Fire Station or just certain equipment. Manager Belmore replied that the soft costs line item would just not be spent and that item would come under budget.

Councilor Pepin made a motion to suspend Council Rules to allow Fire Chief Kramlinger to answer questions from Council. The motion was seconded by Councilor Witham and passed by voice vote.

Councilor Messier inquired if the emergency generator would run the entire facility or just a portion of the facility. Chief Kramlinger replied to Councilor Messier's question regarding the capacity of the generator stating that the emergency backup generator to be installed can power the entire Fire Station.

Councilor Pepin made a motion to adopt Resolution No. 35-22 as submitted. The motion was seconded by Councilor Austin and passed 7-0 by roll call vote.

- B. **Resolution No. 36-22** – To Authorize the City Manager to Pre-Order One SUV Style Police Cruiser and One Unmarked Police Vehicle which will be Funded by a Lease Purchase Agreement as Part of the Fiscal Year 2023 Budget

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 36-22. The motion was seconded by Councilor Pepin and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 36-22.

Councilor Vincent inquired about the lease to purchase program and what happens to the vehicles once the lease term is expired. Manager Belmore stated that the City typically enters into a 3–5-year lease to purchase deal for vehicles and at the end of the lease term, the City owns the vehicles.

Councilor Witham made a motion to adopt Resolution No. 36-22 as submitted. The motion was seconded by Councilor Messier and passed 7-0 by roll call vote.

- C. **Resolution No. 37-22** – To Authorize the City Manager to Execute a Lease Agreement Extension with Green Mountain Power of Colchester, Vermont for the Operation of a Hydroelectric Facility Currently Known as the Lower Great Falls Project

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 37-22. The motion was seconded by Councilor Vincent and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 37-22.

Councilor Witham stated this lease extension is a no-brainer and that future discussions with Green Mountain Power will attempt to increase revenue. Councilor Vincent stated this is clean energy and encourages this whenever he can. Councilor Messier inquired if this was previously called the Baxter Ward Mill. Manager Belmore replied that it was. Councilor Witham stated Green Mountain Power has invested a good amount in the facility and it is clear they plan on sticking around.

Councilor Vincent made a motion to adopt Resolution No. 37-22 as submitted. The motion was seconded by Councilor Pepin and passed 7-0 by roll call vote.

OTHER

- A. Vote to Authorize the Sale of City Surplus Property – per Administrative Code, Chapter 29, Section 8.5, Disposal of City Property

The vote to authorize the sale of City surplus property passed by voice vote.

COMMENTS BY VISITORS

There were no closing comments by visitors.

CLOSING COMMENTS BY COUNCIL MEMBERS

Councilor Pepin encouraged people to install blue lights on the outside of their homes in order to support police. He also mentioned that on Tuesday, April 19th the Coffee with a Cop program will be held at the Somersworth Dunkin Donuts on Route 108.

Councilor Vincent thanked Mayor Hilliard for recognizing Roger Gagne, who passed away last Wednesday. He added that Roger was a great guy and served his community well.

Councilor Austin mentioned a local news article regarding the Dover budget and noted how Somersworth is used as an example of how a City and School Department can work together. He also warned readers of the paper that the information portrayed is not always accurate, specifically the statistics cited by a member of the Dover School Board. The information disseminated was not used in proper context and can be very misleading. He urged people with questions to contact the superintendent's office to obtain truthful information.

Councilor Michaud had no closing comments.

Councilor Witham had no closing comments.

Councilor Gerding had no closing comments.

Councilor Messier reminded residents that when they pay their cable TV bill, it includes a franchise fee that he considers a tax that goes to their municipality. He also mentioned the 2.5% cost of living increase and noted how low it is compared to the inflation rate which is at around 8.7%.

ADJOURNMENT

Councilor Michaud made a motion to adjourn the City Council meeting. The motion was seconded by Councilor Gerding and passed 7-0 by voice vote. The meeting adjourned at 8:13 p.m.

Respectfully Submitted,

Jonathan Slaven, City Clerk



City of Somersworth – Resolution

Resolution No: **29-22**

TO AMEND COUNCIL RULES AND REGULATIONS, SECTION 7, ORDER OF BUSINESS

March 21, 2022

City Council Rules and Regulations as amended, to be further amended by adding a new Section 7.D, as follows:

- D. During any regularly scheduled meeting of the City Council, the Mayor and City Councilors are encouraged to refrain from making any comments directly related to their campaigns for reelection while sitting in the role of Mayor or Councilor. This does not pertain to any announcement regarding a decision to run or not run for reelection. Any additional reelection campaign comments could be made during the Comments by Visitors time on the agenda after temporarily recusing himself/herself from participation as Mayor or City Councilor and joining the public audience.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Council Rules and Regulations are amended effective upon passage of this Resolution.

Authorization

Sponsored by:

Approved:

Mayor Dana S. Hilliard
Councilors:
 Donald Austin
 Richard R. Michaud

City Attorney

City of Somersworth – Resolution 29-22

History

First Read Date:	03-21-2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion

3/21/2022

Mayor Hilliard referred this Resolution to the Government Operations Committee.


4/4/2022

Resolution No. 29-22 remains with the Government Operations Committee.

04/18/2022

Councilor Austin made a motion to adopt Resolution No. 29-22 as submitted. The motion was seconded by Councilor Pepin and passed 7-0 by roll call vote.

oting 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 29-22	PASSED	FAILED

	<p align="center">City of Somersworth – Resolution</p>
	<p>Resolution No: 31-22</p> <p>TO AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT REQUESTED BY WASTE MANAGEMENT OF NEW HAMPSHIRE, INC. FOR COLLECTION AND DISPOSAL OF MUNICIPAL SOLID WASTE, MUNICIPAL RECYCLING, AND WASTEWATER TREATMENT SLUDGE</p>

April 4, 2022

WHEREAS, the City Council adopted Resolution 35-20 which authorized the City Manager to enter into a five-year contract extension (7/1/2020-6/30/2025) with Waste Management of New Hampshire, Inc. for the collection and disposal of municipal solid waste, municipal recycling, and wastewater treatment sludge; and

WHEREAS, the City has been contacted by a representative of Waste Management of New Hampshire, Inc. requesting an increase of 7% for municipal solid waste and recycling and an increase of 5% for wastewater sludge due to increased costs as a result of recent economic conditions, these increases will be in addition to the scheduled annual escalators in the current agreements; and

WHEREAS, the City, in an effort to continue our positive and longstanding working relationship with Waste Management of New Hampshire, Inc., is agreeable to the additional increase requested, however, will phase the increase in over a two-year period for municipal solid waste and recycling with a 3.5% increase to take effect on 7/1/2022 and an additional 3.5% increase to take effect on 7/1/2023, these increases are in addition to the scheduled annual escalators existing in the current agreement; and

WHEREAS, The City is agreeable to a one time increase for wastewater sludge of 3.5% to take effect on 7/1/2022, this increase is in addition to the scheduled annual escalators existing in the current agreement;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute a contract amendment with Waste Management of New Hampshire, Inc. for collection and disposal of municipal solid waste, recycling, and wastewater treatment sludge, and to take any other actions relative to this agreement determined to be in the best interest of the City.

Authorization	
<p><i>Sponsored by Councilors:</i> David A. Witham</p>	<p><i>Approved:</i></p>

April 18, 2022

Richard R. Michaud
Donald Austin
Matt Gerding

City Attorney

City of Somersworth – Resolution 31-22

History

First Read Date:	04/04/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion

4/4/2022

Resolution No. 31-22 will remain in first reading until call of the Chair.

04/18/2022

Councilor Messier made a motion to adopt Resolution No. 31-22 as submitted. The motion was seconded by Councilor Gerding 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 31-22	PASSED	FAILED



City of Somersworth – Resolution

Resolution No: **33-22**

**TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH
WICKSON CONSTRUCTION NH, LLC OF RYE, NH FOR THE
REPLACEMENT OF A CULVERT ON ROCKY HILL ROAD**

April 4, 2022

WHEREAS, the Somersworth Capital Improvement Program for fiscal years 2021 through 2026 contains a recommendation to replace the culvert on Rocky Hill Road; and

WHEREAS, the fiscal year 2020-2021 adopted budget contains an appropriation to replace the culvert on Rocky Hill Road; and

WHEREAS, City staff requested and received proposals for this project and recommends awarding the contract to Wickson Construction NH, LLC of Rye, NH for a cost not to exceed \$396,995 (Three Hundred Ninety-Six Thousand Nine Hundred Ninety-Five dollars); and

WHEREAS, the Finance Committee has reviewed the recommendation with City staff and supports the recommendation; and

WHEREAS, the Public Works and Environment Committee has reviewed the recommendation with City staff and supports the recommendation,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to contract with Wickson Construction NH, LLC of Rye, NH to replace the culvert for an amount not to exceed \$396,995 (Three Hundred Ninety-Six Thousand Nine Hundred Ninety-Five dollars) and to take any actions relative to this project determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:
David A. Witham
Donald Austin

Approved:
City Attorney

April 18, 2022

Richard R. Michaud Martin Pepin Matt Gerding Kenneth S. Vincent	
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City of Somersworth – Resolution 33-22

History

First Read Date:	04/04/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion


04/04/2022

Resolution No. 33-22 will remain in first reading until call of the Chair.

04/18/2022

Councilor Pepin made a motion to adopt Resolution No. 33-22 as submitted. The motion was seconded by Councilor Gerding 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 33-22	PASSED	FAILED

	<p align="center">City of Somersworth – Resolution</p>
	<p>Resolution No: 34-22</p> <p>TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH ENVIROVANTAGE OF EPPING, NH FOR THE ABATEMENT AND REMOVAL OF ASBESTOS, PCBS, AND A FUEL OIL TANK AT THE FORMER SOMERSWORTH POLICE STATION LOCATED AT 5 MAIN STREET</p>

April 4, 2022

WHEREAS, the Somersworth City Council adopted Resolution 22-21 authorizing the City Manager to enter into a grant agreement with the New Hampshire Department of Environmental Services to accept a cleanup grant award for the former Somersworth Police Station located at 5 Main Street; and

WHEREAS, the City’s consultant engineer for the project solicited proposals from qualified contractors for the abatement and removal of asbestos, PCBs, and a fuel oil tank; and

WHEREAS, the City’s consultant engineer for the project reviewed the proposals received and recommends awarding the contract to EnviroVantage of Epping, NH for an amount of \$123,895 (One Hundred Twenty-Three Thousand Eight Hundred Ninety-Five dollars);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to contract with EnviroVantage of Epping, NH for an amount of \$123,895 (One Hundred Twenty-Three Thousand Eight Hundred Ninety-Five dollars) for the abatement and removal of asbestos, PCBs, and a fuel oil tank at the former Somersworth Police Station located at 5 Main Street and to take any other action relative to this project determined to be in the best interest of the City.

Authorization	
<p><i>Sponsored by:</i> Mayor Dana S. Hilliard <i>Councilors:</i> Martin Pepin Donald Austin Richard R. Michaud</p>	<p><i>Approved:</i> City Attorney</p>

April 18, 2022

David A. Witham Matt Gerding Nancie Cameron Denis Messier Martin P. Dumont, Sr.	
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City of Somersworth – Resolution 34-22

History

First Read Date:	04/04/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion

4/4/2022

Resolution No. 34-22 will remain in first reading until call of the Chair.

04/18/2022

Councilor Witham made a motion to adopt Resolution No. 34-22 as submitted. The motion was seconded by Councilor Austin and passed 7-0 by roll call vote.

Councilor Gerding stated he was excited for this as a next step for the former police station and inquired about a timeline. Manager Belmore stated he would produce and send out to Council.

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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022 Resolution 34-22		PASSED	FAILED



City of Somersworth – Ordinance

Ordinance No: **10-22**

SUPPLEMENTAL APPROPRIATION FOR ADDITIONAL FUNDING NEEDED FOR THE REPLACEMENT OF A CULVERT ON ROCKY HILL ROAD

April 18, 2022

THE CITY OF SOMERSWORTH ORDAINS THAT pursuant to Section 7.7(A) of the City Charter: The annual budget for the City of Somersworth for Fiscal Year 21-22 is amended as follows:

Appropriate \$222,863 (Two Hundred Twenty-Two Thousand Eight Hundred Sixty-Three dollars) from the Cable Fund to the Capital Outlay Section of the General Fund (G/F) budget, and

Appropriate \$65,795 (Sixty-Five Thousand Seven Hundred Ninety-Five dollars) from the Water Fund budget, and

Appropriate \$9,405 (Nine Thousand Four Hundred Five dollars) from the Sewer Fund budget as follows:

<u>G/F Capital Outlay Budget</u>	<u>Amendment</u>	<u>Revised G/F Capital Outlay</u>
\$ 155,635	\$ 222,863	\$ 378,498

<u>Water Fund Original Budget</u>	<u>Amendment</u>	<u>Revised Water Fund Budget</u>
\$ 2,398,316	\$ 65,795	\$ 2,464,111

<u>Sewer Fund Original Budget</u>	<u>Amendment</u>	<u>Revised Sewer Fund Budget</u>
\$ 2,531,410	\$ 9,405	\$ 2,540,815

Approved as to Funding:
Scott A. Smith
Director of Finance and Administration

Recorded by:
Jonathan Slaven
City Clerk

Background:

This ordinance appropriates additional funding to replace a culvert and portions of a water and sewer main on Rocky Hill Road adjacent to Winter Street.

This Ordinance requires a public hearing and requires a 2/3 majority vote of the City Council after the public hearing subject to Section 7.4.1 and Section 7.7 (A) of the City Charter.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Matt Gerding

Approved:

City Attorney

City of Somersworth – Ordinance 10-22

History


First Read Date:	4/18/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

04/18/2022

Ordinance No. 10-22 will remain in first reading 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:			0
On / /2022	Ordinance 10-22	PASSED	FAILED

	City of Somersworth – Resolution
	<p>Resolution No: 35-22</p> <p>TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF NEW HAMPSHIRE DEPARTMENT OF SAFETY, HOMELAND SECURITY AND EMERGENCY MANAGEMENT FOR THE PURCHASE OF EMERGENCY OPERATIONS CENTER EQUIPMENT AND AN EMERGENCY BACKUP GENERATOR FOR THE FIRE STATION</p>

April 18, 2022

WHEREAS, the City of Somersworth has applied for an Emergency Management Performance Grant (EMPG) through the NH Department of Safety, Homeland Security and Emergency Management, and

WHEREAS, the City of Somersworth has received notification of an EMPG Grant Award in the amount of \$125,000; and

WHEREAS, the Grant will allow the City of Somersworth to purchase and install equipment in the Community's new Emergency Operations Center (EOC) and an emergency backup generator associated with the construction of the new Fire Station, and

WHEREAS, the grant allows the City to use the cost of the new Fire Station as the City's match toward the grant funding;

EXPLANATION OF TOTAL PROJECT GRANT BREAKDOWN:

NH HSEM grant	=	\$125,000
City Soft Match	=	<u>\$125,000</u>
Total Project Award	=	\$250,000

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH ACCEPTS THE TERMS OF THE EMPG, AND FURTHERMORE, 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	
<p><i>Sponsored by Councilors:</i></p> <p>David A. Witham Donald Austin Matt Gerding</p>	<p><i>Approved:</i></p> <p>City Attorney</p>

City of Somersworth – Resolution 35 -22

History

First Read Date:	4/18/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion

04/18/2022

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 35-22. The motion was seconded by Councilor Gerding and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 35-22.


Councilor Messier inquired what would happen to the soft cost line item is not spent and asked if the backup generator can power the entire Fire Station or just certain equipment. Manager Belmore replied that the soft costs line item would just not be spent and that item would come under budget.

Councilor Pepin made a motion to suspend Council Rules to allow Fire Chief Kramlinger to answer questions from Council. The motion was seconded by Councilor Witham and passed by voice vote.

Councilor Messier inquired if the emergency generator would run the entire facility or just a portion of the facility. Chief Kramlinger replied to Councilor Messier's question regarding the capacity of the generator stating that the emergency backup generator to be installed can power the entire Fire Station.

Councilor Pepin made a motion to adopt Resolution No. 35-22 as submitted. The motion was seconded by Councilor Austin 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 35-22	PASSED	FAILED

	<p style="text-align: center;">City of Somersworth – Resolution</p> <p>Resolution No: 36 -22</p> <p>TO AUTHORIZE THE CITY MANAGER TO PRE-ORDER ONE SUV STYLE POLICE CRUISER AND ONE UNMARKED POLICE VEHICLE WHICH WILL BE FUNDED BY A LEASE PURCHASE AGREEMENT AS PART OF THE FISCAL YEAR 2023 BUDGET</p>
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April 18, 2022

WHEREAS the City of Somersworth’s Capital Improvement Plan (CIP) proposes a replacement schedule for police cruisers and police unmarked vehicles to maintain fleet integrity and reduce maintenance costs, and

WHEREAS the Somersworth City Council has an established goal whereby they may review and approve a priority list of CIP items earlier than the actual Fiscal Year Budget approval process is complete and/or the next fiscal year has started in order to allow for timely ordering,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to order one new “SUV” style police cruiser and one new unmarked police vehicle which will be funded as part of the fiscal year 2023 budget through a lease purchase agreement.

Authorization	
<p><i>Sponsored by Councilors:</i></p> <p>David A. Witham Donald Austin</p>	<p><i>Approved:</i></p> <p>City Attorney</p>

April 18, 2022

City of Somersworth – Resolution 36-22

History

First Read Date:	4/18/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion


04/18/2022

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 36-22. The motion was seconded by Councilor Pepin and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 36-22.

Councilor Vincent inquired about the lease to purchase program and what happens to the vehicles once the lease term is expired. Manager Belmore stated that the City typically enters into a 3–5-year lease to purchase deal for vehicles and at the end of the lease term, the City owns the vehicles.

Councilor Witham made a motion to adopt Resolution No. 36-22 as submitted. The motion was seconded by Councilor Messier 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 36-22	PASSED	FAILED

	City of Somersworth – Resolution
	Resolution No: 37-22 TO AUTHORIZE THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT EXTENSION WITH GREEN MOUNTAIN POWER OF COLCHESTER, VERMONT FOR THE OPERATION OF A HYDROELECTRIC FACILITY CURRENTLY KNOWN AS THE LOWER GREAT FALLS PROJECT

April 18, 2022

WHEREAS, the City of Somersworth and Green Mountain Power of Colchester, Vermont, as successor in interest, are parties to a certain lease agreement dated April 21, 1981, for the use of certain real estate property for the development, construction, and operation of a hydroelectric facility that is currently known as the Lower Great Falls Project, which expires at midnight on April 30, 2022; and

WHEREAS, the City and Green Mountain Power, as co-applicants, are seeking a successor license for the facility from the Federal Energy Regulatory Commission (FERC) which is likely to endure past the expiration date of the current FERC license and agreement term; and

WHEREAS, the parties wish to extend the term of the agreement in order to obtain a successor license for the facility from FERC;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute a one-year lease agreement extension with Green Mountain Power of Colchester, Vermont for the operation of a hydroelectric facility that is currently known as the Lower Great Falls Project, and to take any other actions relative to this agreement determined to be in the best interest of the City.

Authorization	
<i>Sponsored by:</i> Mayor Dana S. Hilliard	<i>Approved:</i> City Attorney

April 18, 2022

Councilor: Richard R. Michaud	
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City of Somersworth – Resolution 37-22

History

First Read Date:	4/18/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	04/18/2022		

Discussion

04/18/2022

Councilor Witham made a motion to suspend Council Rules to allow for a second reading of Resolution No. 37-22. The motion was seconded by Councilor Vincent and passed by voice vote. Clerk Slaven performed a second reading of Resolution No. 37-22.

Councilor Witham stated this lease extension is a no-brainer and that future discussions with Green Mountain Power will attempt to increase revenue. Councilor Vincent stated this is clean energy and encourages this whenever he can. Councilor Messier inquired if this was previously called the Baxter Ward Mill. Manager Belmore replied that it was. Councilor Witham stated Green Mountain Power has invested a good amount in the facility and it is clear they plan on sticking around.

Councilor Vincent made a motion to adopt Resolution No. 37-22 as submitted. The motion was seconded by Councilor Pepin 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	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	Excused	
At Large Councilor	Messier	X	
TOTAL VOTES:		7	0
On 04/18/2022	Resolution 37-22	PASSED	FAILED

