



MINUTES OF CITY COUNCIL MEETING
Somersworth, NH
December 14, 2020
7:00 P.M.

ANNOUNCEMENT BY MAYOR HILLIARD

As Chair of the Somersworth City Council, I, Dana S. Hilliard, Mayor find that due to the State of Emergency declared by the Governor as a result of the COVID-19 pandemic and in accordance with the Governor's Emergency Order #12 pursuant to Executive Order 2020-04, this public body is authorized to meet electronically.

We are utilizing Zoom for this electronic meeting. All members of the Council have the ability to communicate contemporaneously during this meeting through this platform, and the public has access to contemporaneously watch by way of our local public access Comcast channel 22 or via live streaming available at our City website Somersworth.com.

Please note that **all votes** that are taken during this meeting shall be done by **roll call vote**.

ROLL CALL OF MEMBERS

The meeting was called to order at 7:15 p.m. by His Honor, the Mayor, Dana S. Hilliard, and upon roll call the following Council members were present: Councilors Pepin, Vincent, Dumont, Austin, Michaud, Witham, Gerding, Cameron and Paradis, who were all by themselves.

Mayor Hilliard announced that City Manager Bob Belmore, Deputy City Manager/Finance Director Scott Smith, Deputy City Clerk Ammy Ramsey, and were in the Council Chambers.

Joining via Zoom were Director of Planning & Community Development Michelle Mears, City Engineer Amber Ferland, Fire Chief George Kramlinger, Director of Public Works Michael Bobinsky, Dover City Mayor Robert Carrier, Dover City Manager Michael Joyal Jr., Dover Fire Chief Paul Haas.

PLEDGE OF ALLEGIENCE

Councilor Vincent led the Pledge of Allegiance.

PUBLIC HEARINGS

- A. **Ordinance No. 5-21** - To Amend Chapter 19 – Zoning, Definitions, Section 25.B, Agricultural Use
No comments were heard.
- B. **Ordinance No. 7-21** – To Amend Chapter 6 – City Officials, Section 6.6.2.4, Public Safety Committee
No comments were heard.

- C. City of Somersworth to Conditionally Layout Nadeau Street as a City Class V Roadway, subject to Betterment Assessments.

Deputy City Clerk read a letter from Patrick Babel, 13 Nadeau St. as follows:

Mayor Hilliard and Members of the Council,

I first want to say that I am humbled for your time and commitment during a moment in this world that can be described as anything but ideal. I am writing to you this evening in support of the vote to conditionally layout Nadeau St. as a City Class V Roadway, subject to Betterment Assessments. This has been a process that I have seen many people work towards the greater good. The residents of Nadeau St. have come together along with the City to work out what I feel is a well constructed plan to move forward. My neighbors and I, along with much appreciated help from our hired and elected officials, seek to improve this little corner of Somersworth for years to come. I believe the work that has been performed throughout the City lately is continuing to push the City of Somersworth I the right direction and your willingness to move forward on this project if proof of that. I ask that you vote in favor of the proposal presented tonight.

Thank you,

Patrick Babel

City Engineer Amber Ferland presented the following information:

This construction project includes:

- Box cut excavation of the existing roadway to remove existing deteriorating base and pavement materials.
- Construction of a 14' by 30' long turnaround area at the end of the road.
- Construction of a new 18" gravel base for roadway.
- New 4" asphalt surface in two lifts (2.5" binder course, and 1.5" wearing surface course).
- V-Shaped roadside ditches on both sides of the road for drainage.
- Driveway apron tie-ins with 12" HDPE culverts and end sections.

Project Cost Estimate:

Surveyor Consultant – Updated Survey - \$6,700

Surveyor Consultant – Planning Board Review - \$3,000 (placeholder)

Construct Hammerhead Turnaround - \$38,000

Rebuild Roadway to City Specifications - \$27,000

Drainage Improvements - \$10,000

Legal Review - \$5,000 (placeholder)

Contingency (10%) - \$8,970

Total \$98,670 (round to \$100,000)

Project Funding Source:

- A Betterment Assessment is established.
- 10-year loan with equal installments and no interest.
- The City will contribute \$15,000 from the General Fund.

City Manager Belmore clarified that the turnaround is in the shape of a hammerhead.

COMMENTS BY VISITOR

There were no comments by visitors.

CONSENT CALENDAR

- A. Approve Minutes of the City Council Meeting held on November 16, 2020

Councilor Witham made a motion to adopt all items on the Consent Calendar. The motion was seconded by Councilor Austin. Point of Order was called by Councilor Vincent. Councilor Vincent would like to remove letter C from the Consent Calendar and the letter be read.

Deputy City Clerk Ammy Ramsey read the letter as follows:

Sir/Madam,

As a resident and taxpayer, I'm writing you to express my continued opposition to the NRCS's plan to clear-cut on the public conservation land adjacent to the Villages at Sunningdale in Somersworth as part of the project to re-introduce the NE Cottontail rabbit. I am also requesting that this letter be read into and included in the public record at the Conservation Commission's meeting on Thursday, December 10, 2020 (as this will be the only opportunity for citizens to formally offer public comment without being able to attend the meeting in person). The reasons for my opposition are listed below:

1. The Purchase & Sales Agreements signed by Sunningdale resident included a conservation easement with developer and the City of Somersworth that expressly prohibited the cutting or removal of standing trees except those that present an imminent threat to person or property. The agreement was entered in good faith with the expectation that the City of Somersworth would honor its obligations and stated objectives for the public conservation land.
2. Cutting the trees would severely damage the aesthetic value of the conservation land, which is one of the reasons for its designation as conservation land, and would negatively impact it as a signature conservation parcel in the City of Somersworth. Also, the conservation easement with the U.S. government specifically identifies the management of the land for its "aesthetic value" as one of its stated goals, as does the conservation easement with the City of Somersworth.
3. The NRCS Rabbit Project is of questionable value, as the federal government in 2014 declined to list the NE Cottontail as either a "threatened" or "endangered" specie. Beyond the rabbits being considered a native specie, conservationists have not made clear what the benefits of the project will be. Similar projects in NH to introduce the NE Cottontail in comparable surroundings have not been successful. The majority of cottontail predators – coyotes, fox and bobcats – are non-avian. Clear-cutting trees will do little or nothing to reduce their impact on the rabbits or improve the potential success of the project, and may have a negative influence on existing wildlife in the area.
4. The easement deed from NRCS (dated July 1, 2017) expressly states: "It is the intent of NRCS to give the Landowner the opportunity to participate in the restoration and management activities on the Easement Area." While there had been some support provided by the Somersworth Conservation Commission Chairperson in sharing concerns of the Sunningdale community support by other Commission members and other City Council members has largely been nonexistent.

As a taxpayer and voter, I believe that the Somersworth conservation Commission, Planning Office and City Council should represent the interest of the residents of the City of Somersworth including the homeowners at the Villages at Sunningdale and oppose the clear-cutting of trees as part of the strategy by the NRCS to introduce the NE Cottontail rabbit on the public conservation land.

Regards,

Mark Fontaine-Westhart
12 Cattaile Circle
Somersworth, NH 03878

Councilor Witham made a motion to adopt all items on the Consent Calendar. The motion was seconded by Councilor Austin and passed 9-0 by roll call vote.

- B. Commencement of Renewal Process with Comcast Cable

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C. Letter from Mark Fontaine-Westhart to City Council

COMMENTS BY CITY COUNCILORS

Councilor Vincent stated that Mark Fontaine has reached out to him and expressed his concern concerning his property. Mr. Fontaine stated that the residents of that area paid a higher rate for the easement stipulating that there will be no cutting within the 80 acres of conservation land.

Councilor Austin stated that the residents are in his Ward and would like to mention that he has made comments concerning his non-favor of cutting trees down. But the property is not owned by the City and unfortunately don't have control of it. He also feels that the Conservation Commission has done a good job in keeping people informed of what is happening and in hearing comments from people in favor and not in favor of this project. And believes that a compromise so all parties involved will be satisfied.

Councilor Paradis agrees with Councilor Austin and hopes that in the upcoming months that everyone works together to come to an agreement.

COMMUNICATIONS

- A. Dover City Officials to Provide Notice to the City Council Required by NH RSA 674:54 for the Governmental Use of Property Located at 30 Willand Drive.

Dover City Manager Michael Joyal gave an overview of the process that has taken place to be able to pursue the purchase of the property to be used for a Tri-City Emergency Cold Weather Warming Center. City Manager Joyal stated that in early November some grant funds became available so they can find a permanent solution for a warming center. The intention is to have the facility up and running by the end of December.

Dover City Mayor Carrier mentioned that the Tri-City Mayors have worked hard for the past few years to resolve the ongoing issue for the need of a warming center. Over the past several years of not having the ability to find proper funding, this opportunity presented itself and is a step in the right direction.

Councilor Witham inquired about moving Agenda item A. under "Other" to the end of this discussion.

Councilor Paradis inquired about the access to public transportation. His Honor, the Mayor, Dana S. Hilliard stated that the City of Dover has purchased a van to transport the people that are in need of shelter to and from the facility from their original location. Dover City Manager Joyal gave some details pertaining to bus stations and pick up areas.

Councilor Witham asked if Mayor Carrier could elaborate on the discussions pertaining to the long-term solution of a warming center. Mayor Carrier stated that the Tri-City Mayors have been working hard on strategizing for a long-term solution, but never had the funding to find a permanent solution. Now being able to purchase the Willand property with grant funds to address the issue for at least this winter they are able to have a starting point. They have discussed the possibility of selling the Willand property to help fund the permanent location.

Councilor Vincent inquired how the funding will occur in the future, what will happen with the Willand property after this winter, and how are security issues be handled. Dover City Manager Joyal explained where funding is coming from and how those funds are being used and what will happen for future funding.

City Manager Joyal also mentioned that the facility is only being used as an emergency warming center not a regular shelter facility. City Manager Joyal also described the staffing situation that is in place to address any concerns they may have. Councilor Vincent mentioned he was asked about the Somersworth Tax Bill and how that will be addressed. City Manager Joyal stated that the tax bill has been paid up to date, and there will be a payment in lieu of taxes when the City of Dover has ownership of the property.

Councilor Cameron inquired about the where people went before for to warm up and staff training of the shelter. City Manager Joyal stated that people received shelter from the cold in various places like churches, library's, and places of business. The staff are trained and continue to go through training, and he introduced Tori Jennison the Director of Population Health who joined us via phone to talk about the training and staffing. Tori explained the history of the things they have done to contribute to help communities find and supply warming centers. She further explained some details they have in place for staff and the trainings they have gone through and are going to take to train volunteers and staff for the upcoming years.

Councilor Gerding inquired if this program came from the task force or has it come from the City of Dover, and if people from the Tri-City area can go to. His Honor, the Mayor, Dana S. Hilliard stated that this has come from the task force that a grant was sought for, and that it ties into the Master Plan that the three communities adopted, and a direct goal of the Fidelity Committee, and that residents from all three cities can use. And further clarified that this is an Emergency Warming Center and not a regular shelter.

Councilor Witham stated that the City of Dover Officials have been very responsive to answering any and all questions that they have had. He also mentioned that work is commencing to address this issue in the time frame that is needed.

Councilor Dumont thanked everyone for attending and thanked the City of Dover for answering the questions he had some concerns about.

Councilor Paradis thanked everyone for their questions and answers, and agreed with the other Councilors concerning the need for the warming center and the concerns brought forward.

His Honor, the Mayor, Dana S. Hilliard requested they move to agenda item Other.

PRESENTATION OF PETITIONS AND DISPOSAL THEREOF BY REFERENCE OR OTHERWISE

None.

MAYOR'S REPORT

Mayors Report for City Council Meeting December 14, 2020

This morning I had the pride an honor of representing not only the City of Somersworth but once again moving our great nation closer to the fulfilment of its creed as the first open member of the LGBTQ community to serve as a member of the electoral college. The 4 members of New Hampshire's Electoral College met this morning at the State Capital in Concord, and finalized the voice of the New Hampshire citizens by casting our states four votes for President Elect- Joe Biden. Regardless of your party affiliation or who you casted your vote for in November, the assembling of the Electoral College today is a testament to the continual fortitude of our democracy. Despite the un-warrant attacks on the outcomes of election,

despite the current administration calling into question the legitimacy of the pillars of our free society, the people's voice has once again held strong.

As Americans we should forever be filled with pride, honor and yes awe at the system we created 244 years ago, and how that system continues to move closer each year towards reaching the testament of its creed. I was moved today on how American has personal held to its promise for me today. From growing up in Bartlett Ave housing authority projects until my parents could afford their first and life home, to casting an electoral vote. The contract that our Declaration of Independence and United States Constitution has with each of its citizen was brought to life today.

Our system works, it continues to withstand the test of time, and will continue to spread the light of freedom and justice so long as each American continues to support, defend and believe in the promise of America. Today was a great day for our nation, state and Hilltop City. I will forever be proud to have contributed to this moment in history, and forever be proud to once again have our 10 square mile community captured upon its pages.

10 Square Miles of Spirt, hope, joy and holiday full. It was with the excitement of my inner child that I once again had the greatest honor of my role as Mayor of Welcoming Santa Clause to the Hilltop City on Sunday. The visit was part of the Christmas parades annual celebrations that not even a pandemic could halt. While this year's parade had to be delayed until 2021, a full slate of activities has been planned to continue to magic of this season.

Airing on Ch. 22 now is the reading of Rudolph the red nose reindeer by the Abominable snow Mayor and the City Official Elfs.

An outdoor photo scene with our annual ice sculpture, will be available for all families at access at the public library after its carving at noon on the 19th

Holiday home decorating contest, cute critter Christmas photo contest, youth color contest, merriest wreath contest and best holiday Tik Tok videos are all taking place this month. In each category prizes are awarded to the top winners.

Are Hilltopper spirit will continue to shine throughout this festive December. Take time to celebrate your traditions, and the inner light each of us have to offer this month and throughout the year.

Tonight before the Council under "Other" is a Vote to Waive any Public Hearing Requirement under NH RSA 674:54 Pertaining to the Change of Use Application Submitted by the City of Dover for Property Located at 30 Willand Drive and Furthermore to Support the Use of this Property as a Warming Shelter in Partnership with Dover and the City of Rochester requested by me.

The request and vote come after the opportunity became available to the Tri-City partnership to acquire a 1-million-dollar grant to purchase an emergency weather shelter. While in most cases government moves slow, in this case the window for applying and moving forward with once again keeping those most in need safe and alive this winter was tight. The three Mayors there for agreed to quickly peruse the grant, and with the help from the City of Dover was successful in its efforts.

As presented by the Dover leadership this evening, this is an opportunity, and opportunity to not only move forward on the master plan we have adopted, but an opportunity to have an a more in-depth discussion at the conclusion of the winter months on where the permit emergency shelter will be located.

With the acquisition and opening of the shelter in Somersworth, the Tri-City partnership now has the option to sell the building and property at the end of the season, utilizing the capital to purchase a

permanent location. Or if we review the current location as a success, strengthen the care network to help continue to keep safe and offer hope to those who are most in need within our society.

Despite the fast track nature of this project, I am proud that once again, the Tri-City partnership has held to their word of taking action and not simply offered lip service on one of the most complex issues of our society, the issue of homelessness. I respectfully ask all members of Council to waive the hearing requirements on RSA 674:54 this evening all give is unweaving support to offering hope and light to homeless citizens this winter.

As we cast farewell to 2020, ending this year bring relief to just about every citizen in our city. While this year has been filled with discomfort and pain, it has also been a testament to the Hilltopper spirit and how despite challenges, we hold to our values of caring and supporting each other. Our great city, did also not stop with continuing to ensure that our 10 square mile city remained "On the Move". In 2020 our Council's accomplishments once again reflected our dedication to preserving our "Proud Past" while letting our "Bright Future shine"

We continued our commitment to infrastructure improvements and road resurfacing.

We held strong to our partnership with the School Board and promise to offer every child more than an adequate education by; supporting the school boards budget proposals and supplementing school wide capital improvements

We delivered on our promise to celebrate and remember our Veterans by constructing a living Veterans memorial park.

We held fast to ensuring our first responders can continue to keep all of us safe, by supporting new equipment for the Police Department and moving forward with modernizations with our Fire Services through the construction of a 21st century fire station.

Somersworth continues to expand and move its economy forward, as 2020 comes to an end, announcements will soon be made while will restore our downtown business district back to a center of commerce.

Our furry friends now have a place of their own, with the opening of our new dog park.

Our city continues to broaden its reputation as New Hampshire's "Welcoming City" by opening our hearts and community to all citizens and celebrating differences.

Somersworth, despite the hardship that each of us have experienced, we all should be proud of how our home remained "On the Move!" To 2020, I look forward with great enthusiasm to bidding you farewell. With equal enthusiasm, I look forward to all of us reconvening in 2021 and outlined some of the goals the Mayor's office and this united team will be working on throughout the upcoming year.

Congratulations to 6th graders Farrell Rondonuwu and Maya Bradley who's art work was chosen for this year's Somersworth Youth Connection and Mayor's office official holiday card. Both young artist art work was mailed to every citizen's home to help brighten their holiday.

For over fifteen years the Somersworth Youth Connection has become a foundation of success for all students grade 1-8. With the largest program in our community SYC has successfully navigated several grant cycles and has become a model program throughout our state and nation. Photos of SYC events are featured on the US Department of Education website, bring pride to our 10 square mile community. SYC is once again approaching another grant cycle and the commitment, sustainability, and future planning of

programs will need to be displayed to keep this vital program alive. It will be critical this grant cycle to prove that Somersworth's dedicated to the fabric and vitality of SYC is demonstrated.

With the future sustainability of the program in mind, this evening I'm announcing the formation of the SYC taskforce. The purpose of the taskforce will be to explore and develop a sustainable plan of support and funding for the continual future of SYC. The members of the task force are as follows:

Councilor Marty Dumont Chair

Councilor Don Austin

Councilor Marty Pepin

School Board Member Steven Potter

School Board Member Coty Donohue

School Board Member Tom McCallion

Ex-Officio members; Mayor, City Manager or designee and Superintendent and Assistant Superintendent.

Once again, the darkness and cold of December is upon us. This month throughout our Hilltop city and world, a vast diversity of cultures will partake in traditions dating back thousands of years. Despite some of the traditional differences each cultural and religion has universal threads of the messages they celebrate this month, the messages of love, hope and light overcoming darkness. During the celebration of winter solstice on the 21st of December, pagans would bring live evergreens into their living spaces to symbolize how in the death of winter, life prevails. Over a 1000 years later, these traditions are still followed and modernized with lights, ornaments and garland. Whether your household is celebrating the birth of the messiah, the miracle of the Gods presence on a menorah which burns for eight days on one day worth of oil, or the arrival of Santa Clause. Take time to celebrate this holiday season to celebrate the inner light in all of us, and how each of us are all linked together as brothers and sisters of the human race.

From the Hilliard and Peschel household, wishing you and all your loved ones a Merry Christmas and Happy 2021. May peace and prosperity fill your heart and soul each day of the New Year.

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

John Jackman for Re-Appointment to the Trustees of Trust Funds, with a term to expire November 2025

Sarah Eckstein for Appointment as an Alternate Member to the Conservation Committee, with a term to expire November 2023

Also, under nominations, appointments and Elections; In accordance with Council Rule 17 Appointments, the following are being brought forward this evening and placed in nomination;

Michelle Mears, Director of Planning & Community Development City Representative to the Strafford MPO Technical Advisory Committee – term to expire June 30, 2021

In accordance with Council Rule 17 Appointments, the nominations will remain open until the next regular scheduled meeting.

This respectfully concludes my December 14, 2020 Mayors Report

REPORTS OF STANDING COMMITTEES

Finance – Councilor Witham stated the Committee met last on December 9th, and that all members were present. They discussed the current homeless shelter at the Garrison Hotel that is open every night and the typical stay is 5-7 days. Betsey Andrews Parker, and Lauren Berman from CAP of Strafford County joined the meeting and gave a description of what they do and their mission. They explained what grant funding they received along with the Tri-City contributions are being used for. The Committee also discussed the engineering for the Rocky Hill Rd culvert project, and the contract was awarded to Wright Pierce in a not to exceed the amount of \$15,000.00. Councilor Witham informed everyone that they also reviewed the Tax Deed list and gave details pertaining to the recommendations that will be presented as a resolution to the Council. During the Committee meeting Finance Director gave an overview of the CIP and NON-CIP funds. Councilor Dumont expressed concerns with the Willand Dr. property that have been addressed. The Emery & Garrett contract for the Rocky Hill Rd. Wellfield project was forward to the full Council in a not to exceed the amount of \$75,000.00.

Public Works and Environment – Councilor Witham stated they met on December 1st. They discussed the Draft Road Resurfacing Bid regarding the annual resurfacing, and they also discussed an alternative bid for a section of High St. to remove crumbling curb where there is a grass strip between the curbing and sidewalk approximately 2 feet in width. City staff gave some options and a low maintenance grass will be looked into; it was also mentioned that this grass buffer is good for snow load. The Committee also reviewed the request from Hope on Haven Hill for additional water service due to their planned expansion which resulted in having to reach out the City of Rochester regarding the need for an inter-municipal water agreement. They also reviewed a Zoning Ordinance Amendment pertaining to the Wetland Buffer. Chairman of the Conservation Commission Scott Orzechowski attended the meeting and gave some information and answered questions from the Committee. The amendment would clean up some of the language and remove ambiguous language.

REPORTS OF SPECIAL COMMITTEES, CITY OFFICERS AND CITY MANAGER

Traffic Safety Committee – Councilor Vincent mentioned that they discussed down town parking but there is no change being recommended.

School Board – Councilor Pepin stated they received a grant for the four new buses, the School Board approved winter sports, their Board meetings are by Zoom, and they purchased more laptops to address the issue of remote learning and having the proper equipment available for the students. Councilor Pepin also mentioned that the School Officials are taking a lot of criticism from families for how they are dealing with the Covid concerns. But feels the school is doing a fabulous job considering the hard decisions they are responsible for making.

Fire Station Building Committee – Councilor Pepin stated they met on November 30th and December 9th. During the November meeting they had Harvey Construction and Port One Architects there and discussed Covid regulations for the sub-contractors, change orders, conducting a Hazardous Study, and a one phase project verses a two-phase project. On December 9th the Committee decided to stay with the original plan for the two-phase project.

Joint Council & School Board Commission – Councilor Dumont stated they met on December 2nd and discussed the budgeting process, a re-entry plan for the school, the Joint Youth Connection, and grants for the future. The next meeting is on December 17th.

Office of the City Manager

TO: Mayor Dana S. Hilliard and City Council Members
FROM: Robert M. Belmore, City Manager
DATE: Friday, July 10, 2020
SUBJECT: City Manager's Report for Monday, December 14, 2020

Public Hearings (under Section 3 of Agenda)

A. City Council Vote to Approve the Betterment Assessment Agreement as a Petition from these Property Owners to Conditionally Layout Nadeau Street as a City Class V Roadway, Subject to Betterment Assessments. After the Public Hearing this evening City Council must wait at least 10 days to vote to conditionally lay out the road, which can be done at next Council meeting in January. Attached is a Memorandum from City Engineer Amber Ferland regarding the Nadeau Street acceptance. Please recognize her so she can present all the construction cost estimates and other information that is in the Memorandum as required by law and as advised by City Attorney.

Communications (under Section 7 of Agenda)

A. Dover City Officials to Provide Notice to the City Council Required by NH RSA 674:54 for the Governmental Use of Property Located at 30 Willand Drive. Dover Mayor Robert Carrier, City Manager J. Michael Joyal, Fire Chief Paul Haas and Strafford IDN Representative Tory Jennison will be available for questions. Rochester's Mayor Caroline McCarley may also be joining in. Attached is a summary report sent by Dover City Manager J. Michael Joyal.

Lay on the Table (under Section 13 of Agenda)

Ordinances

A. Ordinance No. 5-21: To Amend Chapter 19 – Zoning, Definitions, Section 25.B, Agricultural Use. Attached is a map showing the Zoning areas where the bee keeping could be allowed should this Ordinance pass.

B. Ordinance No. 7-21: To Amend Chapter 6 – City Officials, Section 6.6.2.4, Public Safety Committee.

Unfinished Business (under Section 14 of Agenda)

Ordinances

A. Ordinance No. 10-21: City Council Meeting Schedule for 2021. Mayor Dana Hilliard has proposed the following 2021 City Council regular meeting calendar. Attached is the City Council meeting calendar.

Resolutions

A. Resolution No. 16-21: To Authorize the City Manager to Request Proposals for a Conceptual Design for Improving Access to the Somersworth Public Library. Again, the Finance Committee voted to support this conceptual design project for our Library.

New Business (under Section 15 of Agenda)

Resolutions

A. Resolution No. 19-21: Proclamation Declaring January Diversity Month in the City of Somersworth. City Council will need to consider waiving Council Rules to act on this Resolution this evening.

B. Resolution No. 20-21: To Authorize the City Manager to Amend the Contract with Emery and Garrett Groundwater Investigations of Meredith, NH to Provide an Assessment of the Rocky Hill Road Wellfield. The City Council approved \$75,000 for this project and have previously approved a contract of \$68,500. The Finance Committee discussed this recommended action at their December 9th meeting and voted to support it.

Other

A. Vote to Waive any Public Hearing Requirement under NH RSA 674:54 Pertaining to the Change of Use Application Submitted by the City of Dover for Property Located at 30 Willand Drive and Furthermore to Support the Use of this Property as a Warming Shelter in Partnership with Dover and the City of Rochester (Requested by Mayor Dana S. Hilliard).

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

A. Informational Items

1. CIP Fiscal Year 2022-2027. In accordance with the City Charter, I have submitted a proposed Capital Improvement Program for City Council consideration. I look forward to Council direction for future review and discussion opportunities. We have added the FY 2022-2027 CIP to your google drive but also a bound hard copy is in your mailbox here at City Hall.

2. Fiscal Year 2021-2022 Budget Preparation. Attached is a Memorandum directing City Department Heads to begin their preliminary Budget requests for FY 2021-2022. I welcome any specific Council direction as I prepare the City Manager's Proposed Budget for submittal to the Mayor & Council by the Charter deadline of March 15.

3. Brownfields Revolving Loan Fund Clean-up Grant. Attached is an email from Michael McCluskey from NH Department of Environmental Services providing notification that the City was

awarded a State of NH Brownfields Grant Funding for \$97,450 to complete hazardous material cleanup and redevelopment of the former Police Station at 5 Main Street.

4. Comcast Franchise Agreement. Under the Council Consent Calendar, you have a letter from Comcast to formally request the commencement of the renewal process for the City’s Cable Franchise Agreement. Without objection, I will engage an Attorney with the Donahue, Tucker & Ciandella Law Firm of Exeter, NH to assist us in this process. We have had an excellent relationship with them and Attorney Kate Miller took the lead on the last renewal process. This Firm is recognized as one of the State’s finest Attorney Firms in navigating the Cable Communication’s Act. I will be utilizing the City’s Cable Fund to pay for these legal services. Attached is a copy of the last Renewal, Resolution and Amendment.

5. Congratulations to Stephanie Rochefort. Attached is a letter from US Environmental Protection Agency recognizing Stephanie Rochefort, Somersworth’s Wastewater Treatment Plant Chemist as a 2020 Regional EPA Industrial Pretreatment Program Excellence Award Recipient. A shout out to Stephanie for her stellar work on behalf of the City!

Attachments

- 1. City Attorney Certifications Two (2)
- 2. Department Head Reports

NOMINATIONS, APPOINTMENTS AND ELECTIONS

Nominations being introduced for Council Confirmation Vote:

- A. Michelle Mears, Director of Planning & Community Development City Representative to the Strafford MPO Technical Advisory Committee – term to expire June 30, 2021

The nominations will remain open until the next meeting.

Nominations requiring a Council Confirmation Vote:

- A. John Jackman for Re-Appointment to the Trustees of Trust Funds, with a term to expire November 2025

Councilor Austin made a motion to Re-Appoint John Jackman to the Trustees of Trust Funds with a term to expire November 2025. The motion was seconded by Councilor Dumont and passed 9-0 by roll call vote.

- B. Sarah Eckstein for Appointment as an Alternate Member to the Conservation Committee, with a term to expire November 2023

Councilor Gerding made a motion to Appoint Sarah Eckstein as an Alternate Member to the Conservation Committee, with a term to expire November 2023. The motion was seconded by Councilor Paradis and passed 9-0 by roll call vote.

LAY ON THE TABLE

Ordinances

- A. **Ordinance No. 5-21** - To Amend Chapter 19 – Zoning, Definitions, Section 25.B, Agricultural Use

Councilor Witham made a motion to remove Ordinance No. 5-21 from the table. The motion was seconded by Councilor Paradis and passed 9-0 by roll call vote.

Councilor Paradis made a motion to amend Ordinance No. 5-21 under Section 19 and add MY, R2, R2A, R3, R/B, R/O. The motion was seconded by Councilor Witham.

Councilor Witham inquired with Councilor Paradis about the additions of districts. Councilor Paradis stated she would like to see bee keeping allowed in the same districts as chickens. Councilor Paradis inquired about a reason those particular districts were not included. City Manager Bellmore stated that the Committee was not in favor of including districts with multi-family homes and that staff did their best to address that concern and mimic the Chicken Ordinance as best they could. Discussion continued concerning what districts were listed.

Councilor Witham made a motion to re-refer Ordinance No. 5-21 back to Public Works & Environment. The motion was seconded by Councilor Dumont and motion passed 9-0 by roll call vote.

- B. **Ordinance No. 7-21** - To Amend Chapter 6 – City Officials, Section 6.6.2.4, Public Safety Committee

UNFINISHED BUSINESS

Ordinances

- A. **Ordinance No. 10-21** – City Council Meeting Schedule for 2021

Councilor Austin made a motion to approve Ordinance No. 10-21. The motion was seconded by Councilor Dumont and passed 9-0 by roll call vote.

Resolutions

- A. **Resolution No. 16-21** - To Authorize the City Manager to Request Proposals for a Conceptual Design for Improving Access to the Somersworth Public Library

Councilor Paradis made a motion to approve Resolution No. 16-21. The motion was seconded by Councilor Pepin and passed 9-0 by roll call vote.

NEW BUSINESS

Resolutions

- A. **Resolution No. 19-21** - To Authorize the Proclamation of Declaring January Diversity Month in the City of Somersworth

Councilor Paradis made a motion to suspend Council rules to allow for a second reading of Resolution No. 19-21. The motion was seconded by Councilor Vincent and passed 9-0 by roll call vote.

His Honor, the Mayor, Dana S. Hilliard requested a minor change in the wording to reflect 245 years, and all Council members agreed.

Councilor Paradis made a motion to adopt Resolution No. 19-21. The motion was seconded by Councilor Cameron and passed 9-0 by roll call vote.

- B. **Resolution No. 20-21** – To Authorize the City Manager to Amend the Contract with Emery and Garrett Groundwater Investigations of Meredith, NH to Provide an Assessment of the Rocky Hill Road Wellfield

Councilor Witham made a motion to suspend Council rules to allow for a first read of Resolution No. 20-21 by title only. The motion was seconded by Councilor Austin and passed 9-0 by roll call vote.

Councilor Witham made a motion to suspend Council rules to allow for a second reading of Resolution No. 20-21. The motion was seconded by Councilor Vincent and passed 9-0 by roll call vote.

Councilor Witham made a motion to adopt Resolution No. 20-21. The motion was seconded by Councilor Paradis.

Councilor Paradis requested an explanation for the amendment. City Manager Belmore stated the budgeted amount is \$75,000.00. Presently the two wells are used for back up for any unusual circumstances; the consultants are investigating to see if one of the wells would need any improvements to be available for a regular second water source. The City presently draws from the Salmon Falls River. This study would give us a cost-benefit analysis regarding this potential second source from this ground water well.

Motion passed 9-0 by roll call vote.

Other

- A. Vote to Waive any Public Hearing Requirement under NH RSA 674:54 Pertaining to the Change of Use Application Submitted by the City of Dover for Property Located at 30 Willand Drive and Furthermore to Support the Use of this Property as a Warming Shelter in Partnership with Dover and the City of Rochester (Requested by Mayor Dana S. Hilliard)

His Honor, the Mayor, Dana S. Hilliard made a motion to Waive any Public Hearing Requirement under NH RSA 674:54 Pertaining to the Change of Use Application Submitted by the City of Dover for Property Located at 30 Willand Drive and Furthermore to Support the Use of this Property as a Warming Shelter in Partnership with Dover and the City of Rochester and passed 9-0 by roll call vote.

COMMENTS BY VISITORS

No Comments.

CLOSING COMMENTS BY COUNCIL MEMBERS

Councilor Pepin thanked Public Works Director Michael Bobinsky for the help with some property damage. He wished everyone a Happy New Year and Merry Christmas and thanked everyone for their hard work during this past year. He also mentioned that he would not want to be in the position of making the difficult decisions the School Board and School Officials have been challenged with during this pandemic. They have remained focused on ensuring a safe and productive school environment in spite of all the complaints and negative feedback.

Councilor Vincent wished everyone a Merry Christmas and Happy New Year.

Councilor Dumont stated it is a pleasure to see Councilor Vincent again. He wanted to thank the City Manager and his staff for obtaining the Brown's Field Grant. Councilor Dumont emphasized the importance of following the protocol for keeping everyone safe until the vaccine comes out and everyone can be safe. He mentioned a concern of parking on the sidewalk on Drew Rd. and it being a safety concern. The Town and City Magazine has an article concerning the increase of Retirement contributions and his concern about the projection numbers. Councilor Dumont also wished everyone a Merry Christmas and Happy New Year.

Councilor Austin thanked His Honor, the Mayor, Dana S. Hilliard for the appointment to the Youth Task Force and is looking forward to the tasks that will come from that appointment. He also expressed his thanks to the school officials for their patience and hard work with dealing with the comments good and bad from the community. He hopes that people can express their opinions in a more respectful way. He also believes that Covid protocols are important for people to follow even though the vaccine is available. And wished everyone a Merry Christmas and Happy New Year.

Councilor Michaud wished everyone a Merry Christmas and Happy New Year.

Councilor Witham stated he did not have anything tonight.

Councilor Gerding stated he is happy to see the Youth Task Force and anticipates many good things coming from that program. He also mentioned that the school is excited to be changing their calendar to reflect Indigenous People Day in place of Columbus Day and hopes the Council could look into the same change. He thanked everyone for all their hard work that has been done this year, and wished everyone Happy Holiday's. Councilor Gerding mentioned that he has been concentrating on spreading gratitude and stated he is grateful for the City staff, volunteer's, the Council body, the Mayor, essential workers, teachers and school staff, and the snow coming.

Councilor Paradis thanked everyone who has contributed to all the hard work being done for the shelter. There is a Public Hearing on Friday for the Lamprey Regional Co-Operative on the next year's budget. Councilor Paradis thanked the Chair of the Conservation Commission for his hard work and the Council's work done with all the Committees they serve on. She also mentioned she is grateful to hear from the representatives on what is going on with the Committee's they serve on. Chag Sameach to everyone lighting a candle tonight, Merry Christmas, Happy Holidays and Happy New Year.

Councilor Cameron stated she is grateful for the ending of this meeting. So, in the world of Grinch's why not be a Cindy Lou, Merry Christmas and Happy New Year.

ADJOURNMENT

Councilor Gerding made a motion to adjourn at the call of the Chair. The motion was seconded by Councilor Michaud and passed, by roll call vote. The meeting adjourned at 9:45 pm.

Ammy Ramsey, Deputy City Clerk

Dana Hilliard, Mayor



City of Somersworth – Ordinance

Ordinance No: **5-21**

TO AMEND CHAPTER 19 – ZONING, DEFINITIONS, SECTION 25.B, AGRICULTURAL USE

July 13, 2020

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 in Section 25 Definitions:

	ACCESSORY USES	DISTRICT		
		PERMITTED	SPECIAL EXCEPTION	PROHIBITED
1.	Construction site mobile office. ¹	A, B, C/I, MY, HMD ⁷ , I, R-1, R-1A, R-2, R-2A, R-3, R/B, R/C, R/O, MH		
2.	Accessory building such as a private garage, storage/tool shed, playhouse, greenhouse, swimming pool or similar structures accessory to a dwelling, business or industry. ²	A, B, C/I, MY, HMD ⁷ , I, R-1, R-1A, R-2, R-2A, R-3, R/B, R/C, R/O, MH		
3.	Clubhouse, community center, laundry room, non-commercial recreational facilities, such as swimming pools and tennis courts, provided primarily for the residents of a mobile home park or condominium/apartment complex.	B, MY ⁹ , HMD ⁷ , R-2A, R-3, R/B, R/C, MH		A, C/I, I, R-1, R-1A, R/O
4.	Outdoor storage, maintenance and utility areas and facilities. ³	I	C/I	A, B, MY ⁹ , HMD ⁷ , R-1, R-1A, R-2, R-2A, R-3, R/B, R/C, R/O, MH
5.	Parking of recreational vehicles. ⁴	A, HMD ⁷ , R-1, R-1A, R-2, R-2A, R-3, R/B, R/C, R/O		B, C/I, MY, I, MH

6.	Factory seconds store.	B,C/I,I,MY		A,HMD ⁷ ,R-1,R-1A,R-2,R-2A,R-3,R/B,R/C,R/O,MH
7.	Parking & transfer of commercial vehicles larger than 2 axle trucks, vans, vehicles or trailers exceeding 30 feet, vehicles or equipment weighing in excess of 18,000 lbs. gross weight intended.	C/I, I, MY ¹³		A,HMD ⁷ ,B,R-1,R-1A,R-2,R-2A,R-3,R/B,R/C,R/O,MH,
8.	Produce, Christmas tree and other seasonal stands.	C/I,R/C, MY ⁹		A,B,HMD ⁷ ,I,R-1,R-1A,R-2,R-2A,R-3 R/B,R/O,MH
9.	Keeping of livestock or swine.	A		B,C/I,MY,HMD ⁷ ,I,R-1,R-1A,R-2,R-2A,R-3,R/B,R/C,R/O,MH
10	Backyard chickens. ¹⁴	A,HMD,MY,R-1,R-2,R-2A, R-3,R/B,R/O		B,C/I,CN,I,MH,R/C
11	Storage of more than one unregistered and uninspected by the State and/or the City motor vehicle.	C/I, I		B,MY,HMD ⁷ ,R-1,R-1A,R-2,R-2A,R-3,R/B,R/C,R/O,MH R-3333333333,R/B,R/C,R/O,MH
12	Home occupation. ⁵	A,MY,R-1,R-1A,R-2,R-2A, R-3, R/B, R/C, R/O,MH		B,C/I,I
13	Child care home. ⁶	A,MY,R-1,R-1A,R-2, R-2A,R-3,R/B,R/C, R/O,MH		B,C/I,MY,I
14	Group child care home. ⁶	A,HMD ³ ,R-3,R/B,R/C,R/O	R-1,R-1A,R-2,R-2A,	B,C/I,MY,I,MH

15	Storage boxes or spaces trailers used as storage for non-hazardous materials by the commercial or industrial use that occupies the property. ⁷	B,C/I,I		A,HMD ³ ,R-1, R-1A,R-2,R-2A,R-3,R/B,R/C,R/O,MH, MY ⁴
16	Framed-Covered Structures. ⁸	A,B,C/I,MY,HM D,I, R-1,R-1A,R-2,R-2A, R-3,R/B,R/C, R/O,MH		
17	Outdoor Wood-fired Hydronic Heaters (OWHH). ¹⁰	A,B,C/I,CN,MY, HMD,I,R-1,R-1A,R-2,R-2A,R-3,R//B,R/C,R/O, MH		
18	Contractor's Office/Storage Yard ¹¹	C/I, I, R/C ¹²		A,B,CN,MY, HMD, MH,R,R-1,R-1A,R-2,R-2A,R-3,R-B,R-O
19	Apiculture/ Beekeeping ¹⁵	A, R1, R1A, and HMD		B,CN,MY, MH,R-2,R-2A,R-3,R-B,R-O,CI, R/C, Rec

¹⁵Amended XX/2020. Beekeeping is subject to the following provisions:

- a) An annual permit shall be required to keep beehives under this provision. An application for such permit shall be submitted to the Department of Development Services for review by the Director of Planning and Community Development (or designee) for Zoning compliance. There shall be a \$10 permit fee at the time the completed application is filed. Applications to renew the certificate of use shall be due by January 1st following the date of approval of the certificate of use and then by every January 1st thereafter for so long as the beekeeping continues.
- b) Number of Bee Hives allowed: Below is a chart that specifies how many bee hives are allowed on the property based on lot size.

(TABLE 4.A.2.a)

NUMBER OF BEE HIVES IN RELATION TO LOT SIZE	
Lot /Acreage	Number of Hives
1/4 acre or less (1/4 acre = 10,890 sq. ft., roughly 50 ft. x 215 ft.)	2 hives
more than 1/4 acre, less than 1/2 acre (1/2 acre = 21,780 sq. ft., roughly 100 ft. x 218 ft.)	4 hives
more than 1/2 acre, less than 1 acre (1 acre = 43,560 sq. ft., roughly 150 ft. x 290 ft.)	6 hives
1 acre or more	8 hives

- c) Bee Hive placement: Hives shall be located in the side or rear yard area and shall be at least 20 feet from the property line. Hives shall not be located in any front yard area. These provisions shall not apply to lots located in the Agricultural (A) district.
- d) One sign is required if a hive is located on a vacant lot, the name, mailing address and phone number of the beekeeper shall be clearly read from the street. The sign shall not exceed one square foot in area, shall not be lit, and non-reflecting materials shall be used.
- e) Commercial use is prohibited, unless approved as a Home Occupation. Commercial use is defined but not limited to the selling of bees or bee products.

Authorization	
<i>Sponsored by Councilors:</i> Crystal Paradis Nancie Cameron Matthew Gerding	<i>Approved:</i> City Attorney

City of Somersworth – Ordinance 5-21

History

First Read Date:	07/13/2020	Tabled:	11/16/2020
Public Hearing:	08/10/2020	Removed From Table:	12/14/2020
Second Read:	08/10/2020		

Discussion

07/13/2020

***Ordinance No. 5-21 will remain in first read until the call of the Chair.
Public Hearing scheduled at the call of the Chair.***

Mayor Hilliard referred Ordinance No. 5-21 to the Public Works & Environment Committee on 7/13/2020.

10/19/2020

Remains in Committee

11/16/2020

Councilor Witham made a motion to amend Ordinance No. 5-21 in line with the red-line version before Council this evening. The motion was seconded by Councilor Austin and passed 7-0 by voice vote.

Councilor Paradis requested a map of the districts where hives are permitted.

Councilor Gerding made a motion to further amend Ordinance No. 5-21 to replace the word “colony” with “hive” in section b. The motion was seconded by Councilor Witham and passed 7-0 by voice vote.

12/14/2020

Councilor Witham made a motion to table Ordinance No. 5-21. The motion was seconded by councilor Paradis and passed 7-0 by roll call vote.

Councilor Witham made a motion to remove Ordinance No. 5-21 from the table. The motion was seconded by Councilor Paradis and passed 9-0 by roll call vote.


Councilor Paradis made a motion to amend Ordinance No. 5-21 under Section 19 and add MY, R2, R2A, R3, R/B, R/O. The motion was seconded by Councilor Witham.

Councilor Witham inquired with Councilor Paradis about the additions of districts. Councilor Paradis stated she would like to see bee keeping allowed in the same districts as chickens. Councilor Paradis inquired about a reason those particular districts were not included. City Manager Bellmore stated that the Committee were not in favor of including districts with multi-family homes and the Committee did their best to address that concern and mimic the Chicken Ordinance as best they could. Discussion continued concerning what districts were listed.

Councilor Witham made a motion to refer Ordinance No. 5-21 back to Public Works & Environment. The motion was seconded by Councilor Dumont and passed 9-0 by roll call vote.

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	Paradis		
TOTAL VOTES:			

On	/	/	Ordinance 5-21	PASSED	FAILED
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	City of Somersworth – Ordinance
	<p>Ordinance No: 7-21</p> <p>TO AMEND CHAPTER 6 – CITY OFFICIALS, SECTION 6.6.2.4, PUBLIC SAFETY COMMITTEE</p>

September 21, 2020

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:

Remove Section 6.6.2.4 in entirety and replace with:

Section 6.6.2.4 Public Safety Committee

The purpose of the Committee is to consider matters relating to Police and Fire services and other emergency response needs of the City, as well as other matters referred to it. In order to be proactive and to continuously improve our quality of life, the Committee may also provide recommendations and guidance for Police, Fire, and other emergency operations in delivering services ethically and effectively to ensure the safety and security of the Public; and Public Trust is not compromised.

This Ordinance will take effect upon passage.

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

City of Somersworth – Ordinance 7-21

History			
First Read Date:	09/21/2020	Tabled:	10/19/2020
Public Hearing:	10/19/2020	Removed From Table:	
Second Read:	10/05/2020		

Discussion

Ordinance No. 7-21 will remain in first read until the call of the Chair.

10/05/2020


Councilor Witham moved to refer Ordinance No. 7-21 to the Public Safety Committee. The motion was seconded by Councilor Vincent and passed 8-0 by voice vote.

10/19/2020

Councilor Paradis made a motion to approve amendments to Ordinance No. 7-21 as endorsed by the Public Safety Committee. The motion was seconded by Councilor Pepin and passed 9-0 by voice vote.

Councilor Witham made a motion to table. The motion was seconded by Councilor Dumont and passed 9-0 by voice vote.

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	Paradis		
TOTAL VOTES:			
On / /	Ordinance 7-21	PASSED	FAILED
	City of Somersworth – Ordinance		
	Ordinance No: 10-21 CITY COUNCIL MEETING SCHEDULE FOR 2021		

November 16, 2020

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT, in accordance with Chapter 3.7 of the City Charter which provides that the City Council’s “regular meetings shall be held on the first and third Monday of the month at 7:00 p.m. unless otherwise designated by Ordinance...” and Chapter 6, City Officials, Section 6.8.2 of the City Ordinances which also provides that the “City Council shall meet in regular session on the first and third Mondays of each month at 7:00 p.m., unless otherwise agreed on by a majority of the members of the Council” that the City Council Meeting schedule for 2021 shall be as follows:

- Monday, January 4th and Tuesday, January 19th
- Monday, February 1st and Tuesday, February 16th
- Monday, March 1st and Monday March 15th
- Monday, April 5th and Monday, April 19th
- Monday, May 3rd and Monday, May 17th
- Monday, June 7th and Monday, June 21st
- Monday, July 19th
- Monday, August 9th
- Tuesday, September 7th and Monday September 20th
- Monday, October 11th and Monday, October 25th
- Monday, November 15th
- Monday, December 13th

This Ordinance shall take effect upon passage.

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

City of Somersworth – Ordinance 10-21

History			
First Read Date:	11/16/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	12/14/2020		

Discussion

11/16/2020

Councilor Witham made a motion to suspend Council rules to allow for a first read of Ordinance No. 10-21 by title only. The motion was seconded by Councilor Austin and passed 7-0 by voice vote.


Ordinance No. 10-21 will remain in first read until the call of the Chair. Public Hearing scheduled at the call of the Chair.

12/14/2020

Councilor Austin made a motion to approve Ordinance No. 10-21. The motion was seconded by Councilor Dumont and passed 9-0 by roll call vote.

Voting Record		YES	NO
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	X	
Ward 4 Councilor	Austin	X	
Ward 5 Councilor	Michaud	X	
At Large Councilor	Witham	X	

At Large Councilor	Gerding	X	
At Large Councilor	Cameron	X	
At Large Councilor	Paradis	X	
TOTAL VOTES:		9	0
On 12/14/2020	Ordinance 10-21	PASSED	FAILED

	City of Somersworth – Resolution
	<p>Resolution No: 16-21</p> <p>TO AUTHORIZE THE CITY MANAGER TO REQUEST PROPOSALS FOR A CONCEPTUAL DESIGN FOR IMPROVING ACCESS TO THE SOMERSWORTH PUBLIC LIBRARY</p>

November 16, 2020

WHEREAS, the Somersworth Public Library provides citizens access to materials and services necessary for their informational, cultural, educational, and recreational needs, and

WHEREAS, the Somersworth Public Library has multiple floors and levels within the building that are accessed by stairways, and

WHEREAS, the City would like to contract with a qualified architect or engineer to analyze this facility and provide a conceptual design or conceptual design options to improve access for all citizens to enjoy the entire facility,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to request proposals for a conceptual design for improving access to the Somersworth Public Library and take any other actions with this project determined to be in the best interest of the City.

Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Donald Austin Martin Pepin Richard Michaud	<i>Approved:</i> City Attorney

City of Somersworth – Resolution 16-21

History			
First Read Date:	11/16/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	12/14/2020		

Discussion

11/16/2020

Resolution No. 16-21 will remain in first read until the call of the chair.

12/14/2020

Councilor Paradis made a motion to approve Ordinance No. 16-21. The motion was seconded by Councilor Pepin and passed 9-0 by roll call vote.

Voting Record		YES	NO
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	X	
Ward 4 Councilor	Austin	X	
Ward 5 Councilor	Michaud	X	

At Large Councilor	Witham	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	X	
At Large Councilor	Paradis	X	
TOTAL VOTES:		9	0
On 12/14/2020	Resolution 16-21	PASSED	FAILED



City of Somersworth – Resolution

Resolution No: **19-21**

PROCLAMATION DECLARING JANUARY DIVERSITY MONTH IN THE CITY OF SOMERSWORTH

December 14, 2020

WHEREAS, January 15, 2021 will mark the 92nd birthday of the Rev. Martin Luther King, Jr.; and

WHEREAS, the “dream” of equal treatment, is the foundation of human rights and democratic values; and

WHEREAS, our nation has worked towards the goal of fulfillment of this commitment for over 243 years; and

WHEREAS, the City of Somersworth has become a model of a community which embraces and promotes its diversity; and

WHEREAS, the City of Somersworth is committed to the values of equality and liberty stated in the Declaration of Independence, United States Constitution, New Hampshire State Constitution and City Charter; and

WHEREAS, the Rev. Martin Luther King, Jr. reminded us that freedom, liberty and equality must be protected for all citizens and that “from the prodigious hilltops of New Hampshire, let freedom ring.”

NOW, THEREFORE, BE IT RESOLVED THAT the City of Somersworth encourages all residents, including community groups, schools and institutions to continue to work toward fulfilling Dr. King’s dream of the elimination of all barriers to the fulfillment of equal opportunities and human rights; and

The City of Somersworth calls upon all citizens to reflect during this month on the message of Rev. Martin Luther King, Jr. and commit themselves throughout the year to join the fight for the elimination of all forms of discrimination and disadvantage and to ensure that everyone has the right to live in conditions of dignity, respect and peace; and

The Somersworth Mayor and City Council hereby declare that January, 2021 be Diversity and Equality Month in the City of Somersworth and that the City of Somersworth along with all of its citizens hereby recommits itself to the fulfillment of Rev. Martin Luther King, Jr.’s “Dream.”

Authorization

Sponsored by:

Mayor Dana S. Hilliard

Councilors:

David A. Witham

Donald Austin

Richard R. Michaud

Nancie Cameron

Kenneth S. Vincent

Martin Pepin

Martin P. Dumont, Sr.

Matthew Gerding

Crystal Paradis

Approved:

City Attorney

City Council Meeting
December 14, 2020

City of Somersworth – Resolution 19-21

History

First Read Date:	12/14/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	12/14/2020		

Discussion

12/14/2020

Councilor Paradis made a motion to suspend Council rules to allow for a second reading of Resolution No. 19-21. The motion was seconded by Councilor Vincent and passed 9-0 by roll call vote.

His Honor, the Mayor, Dana S. Hilliard requested a minor change in the wording to reflect 245 years, and all Council members agreed.

Councilor Paradis made a motion to adopt Resolution No. 19-21. The motion was seconded by Councilor Cameron and passed 9-0 by roll call vote.

Voting Record		YES	NO
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	X	
Ward 4 Councilor	Austin	X	
Ward 5 Councilor	Michaud	X	
At Large Councilor	Witham	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	X	
At Large Councilor	Paradis	X	
TOTAL VOTES:		9	0
On 12 / 14 / 20	Resolution 19-21	PASSED	FAILED



City of Somersworth – Resolution

Resolution No: **20-21**

TO AUTHORIZE THE CITY MANAGER TO AMEND THE CONTRACT WITH EMERY AND GARRETT GROUNDWATER INVESTIGATIONS OF MEREDITH, NH TO PROVIDE AN ASSESSMENT OF THE ROCKY HILL ROAD WELLFIELD

December 14, 2020

WHEREAS, the Somersworth City Council adopted Resolution 33-20 to authorize the City Manager to contract with Emery and Garrett Groundwater Investigations to provide an assessment of the Rocky Hill Road wellfield for a contract amount of \$68,500 (Sixty-Eight Thousand Five Hundred dollars), and

WHEREAS, the Emery and Garrett contract included a provision for an additional charge of \$3,000 (Three Thousand dollars) if a generator was required to provide power to the pump in Well #2R in order to conduct a pumping test, and

WHEREAS, the backup generator is needed in order to provide power to conduct the pump test to Well # 2,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to amend the contract with Emery and Garrett Groundwater Investigations of Meredith, NH to an amount of \$71,500 (Seventy One Thousand Five Hundred dollars) to provide for the rental and installation of temporary power supply to the pump in Well #2R in order to conduct the pumping test, and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to approve any additional change orders relative to this project up to an amount not to exceed a total contract value of \$75,000 (Seventy-Five Thousand dollars).

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

City of Somersworth – Resolution 20-21

History			
First Read Date:	12/14/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:	12/14/2020		

Discussion

Note: The City Council has appropriated \$75,000 for this project.

Councilor Witham made a motion to suspend Council rules to allow for a first read of Resolution No. 20-21 by title only. The motion was seconded by Councilor Austin and passed 9-0 by roll call vote.

Councilor Witham made a motion to suspend Council rules to allow for a second reading of Resolution No. 20-21. The motion was seconded by Councilor Vincent and passed 9-0 by roll call vote.

Councilor Witham made a motion to adopt Resolution No. 20-21. The motion was seconded by Councilor Paradis.

Councilor Paradis requested an explanation for the amendment. City Manager Belmore stated the budgeted amount is \$75,000.00. Presently the two wells are used for back up for any unusual circumstances; the consultants are investigating to see if one of the wells would need any improvements to be available for a regular second water source. The City presently draws from the Salmon Falls River. This study would give us a cost-benefit analysis regarding this potential second source from this ground water well.

Motion passed 9-0 by roll call vote.

Voting Record		YES	NO
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	X	
Ward 4 Councilor	Austin	X	
Ward 5 Councilor	Michaud	X	
At Large Councilor	Witham	X	
At Large Councilor	Gerding	X	
At Large Councilor	Cameron	X	
At Large Councilor	Paradis	X	
TOTAL VOTES:		9	0
On 12 / 14 /2020	Resolution 20-21	PASSED	FAILED

