

Office of the City Manager

TO: Mayor Matt Gerding and City Council Members
FROM: Robert M. Belmore, City Manager
DATE: Friday, February 2, 2024
SUBJECT: City Manager's Report for February 5, 2024 City Council Meeting

Unfinished Business (under Section 15 of Agenda)

Resolutions

- A. **Resolution 30-24: To Authorize the City Manager to Convey a Distribution Utility Easement to Public Service of New Hampshire (PSNH), Doing Business as Eversource.** Again, City Council has already approved Easements for Unitil and Consolidated Communications for the new Unitil Natural Gas Facility at the former Turcotte PIT, present City boneyard. Attached is an amended version of the Easement Deed as approved by City Attorney.

New Business (under Section 16 of Agenda)

Ordinances

- A. **Ordinance 8-24: Amend Chapter 34, Exemptions and Credits, Section 34.6, Solar Exemption, to Re-Adopt the Provisions of RSA 72:62 and Limit the Solar Exemption to a Maximum Amount of \$25,000.** The Finance Committee met on January 22nd and supports an Ordinance change to re-adopt the Solar Exemption limiting the Solar Exemption to a maximum amount of \$25,000.00. Attached is a letter that was provided to the Committee from City Assessor Marybeth Walker regarding this revision.

Resolutions

- A. **Resolution 31-24: To Notify the City Tax Collector that the City Council Shall Not Accept a Tax Deed on Properties Located on Wexford Lane and Blackwater Road Subject to an Unredeemed Tax Lien.** The recommendation of "not to accept" is based on the land containing buried trash and debris, ie: potential contamination clean-up costs.
- B. **Resolution 32-24: To Notify the City Tax Collector that the City Council Shall Not Accept a Tax Deed on Certain Properties Subject to an Unredeemed Tax Lien.** The Finance Committee took up this matter at their January 22nd meeting and voted to support Resolution No. 31-24 and Resolution 32-24. This recommendation is based on the past practice to deed the most delinquent properties and allow more time for others to come into tax payment compliance. Attached is the list of properties that was supplied to the Finance Committee.
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- C. **Resolution 33-24: To Authorize the City Manager to use Funding from the American Rescue Plan Act and Contract with ENE Systems of New Hampshire, Inc. to Replace the Air Conditioning System at the Somersworth Police Station.** The Finance Committee met on January 22nd and voted to support replacing the current air conditioning system which has failed. Attached is a Memorandum that was provided to the Committee by Police Chief Tim McLin
- D. **Resolution 34-24: To Authorize the City Manager to Contract with GMI Asphalt, Inc. of Belmont, New Hampshire for Fiscal Year 2024 Road Resurfacing Improvements and to Repair and Reconstruct the Sidewalk on the East Side of Maple Street.** Attached is a summary of the bids received from City Engineer Amber Hall. The Public Works and Environment Committee and Finance Committee met on January 22nd and voted to support this action.
- E. **Resolution 35-24: To Accept Whippoorwill Way and Sandlot Lane as a Public Ways.** The Public Works and Environment Committee met on January 22nd and voted to support acceptance of these two (2) roads providing that certain conditions are met. Attached are related documents to include a “Draft” deed that is being reviewed by our City Attorney; and a memo from City Engineer Amber Hall and our Contracted Engineers, the Horsley Witten Group, providing a certification that the roads are built to appropriate specifications.

Informational Items

- A. **FY2024-2025 Geosyntec Contract Amendment for the Somersworth Landfill Superfund Site.** In keeping with past practice, and without objection, I will be signing the Attached Draft Contract Amendment for proposed monitoring work to be done by Geosyntec Consultants as required by the EPA, this would cover FY 24/25. This Remedial Action Services contract outlines our compliance obligations in accordance with the existing EPA Consent Decree and Record of Decision (ROD) as well as other work that may be required by the EPA from time to time. The Contract costs and other associated budgeted expenses are split between the City at 50.5% and GE at 49.5%.
- B. **City Council Group Photo.** We will be doing a Mayor and City Council group photo on Monday, February 5th at 6:30 p.m. prior to the start of the City Council meeting.
- C. **Letter to NHDOT Highway Commissioner.** Attached is a letter that was sent to NH DOT Highway Commissioner William J. Cass regarding the Main Street Water Main Replacement, and a request for the Commissioner to waive NH DOT Policy regulations raised by the District 6 Engineers.

Attachments

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



City of Somersworth – Resolution

Resolution No: **30-24**

TO AUTHORIZE THE CITY MANAGER TO CONVEY A DISTRIBUTION UTILITY EASEMENT TO PUBLIC SERVICE OF NEW HAMPSHIRE (PSNH), DOING BUSINESS AS EVERSOURCE

January 24, 2024

WHEREAS, the Somersworth City Council approved an easement with Northern Utilities, Inc., doing business as Until, on September 7, 2021 for a natural gas transmission line; and

WHEREAS, Until needs distribution conduit from PSNH doing business as Eversource to support the monitoring and tracking and power needs of the new natural gas transmission line substation on City property to the former “Turcotte Pit” off Maple Street; and

WHEREAS, Eversource requires an easement from the City off Maple Street in what is commonly referred to as the “Turcotte Pit” for the right to lay, install, maintain, replace, and remove cables, wires, and related above/underground fixtures and appurtenances and lines;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to convey a distribution utility easement to PSNH doing business as Eversource on City owned property commonly known as the Turcotte Pit off Maple Street, and to take any additional actions required to convey this easement determined to be in the best interest of the City.

Authorization

Sponsored by:
Mayor Matt Gerding

Councilors:
Denis Messier
Kenneth S. Vincent
Martin Pepin

Approved:
City Attorney

City of Somersworth – Resolution 30-24

History

First Read Date:	1/30/2024	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

1/30/2024

Clerk LaPanne performed a first reading of Resolution 30-24.

Resolution 30-24 will remain in first reading until the call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Gibson		
Ward 4 Councilor	Paradis-Catanzaro		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Messier		
At Large Councilor	Cameron		
At Large Councilor	Goodwin		
TOTAL VOTES:			
On Resolution 30-24		PASSED	FAILED

Return to:
EVERSOURCE
Attn: Jackie Tirado
PO Box 330
Manchester, NH 03105
EBA- _____
Work Order: 12228258
Municipality: 195-Somersworth
Tax Parcel ID: Map 22 Lot 50 & Map 34 Lot 8A

EASEMENT DEED

KNOW ALL MEN BY THESE PRESENTS that the **CITY OF SOMERSWORTH**, having a mailing address of 1 Government Way, Somersworth, New Hampshire 03878 (hereinafter the Grantor), for good and valuable consideration, grants to PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE (PSNH), d/b/a Eversource Energy, a corporation duly established by law, with a mailing address of P.O. Box 330, in Manchester, in the County of Hillsborough, in the State of New Hampshire, 03105 and CONSOLIDATED COMMUNICATIONS OF NORTHERN NEW ENGLAND COMPANY, LLC, of 100 Gay Street, Manchester, New Hampshire 03103, (hereinafter the Grantees), and their successors and assigns forever as tenants in common, with QUITCLAIM COVENANTS:

The RIGHT and EASEMENT to lay, install, construct, reconstruct, operate, maintain, repair, replace, patrol and remove above/underground lines which may consist of wires, cables, pipes, ducts, conduits, manholes, and such testing terminals, transformers and foundations and enclosures for the same, vaults, pedestals, repeaters, markers, poles, crossarms, braces, anchors, guys, grounds and other equipment, for transmitting electric current and/or communications and intelligence, and to do the necessary cutting and trimming of trees and brush, over, under and across a portion of the land owned by the Grantor off the westerly side, near **Maple Street**, in **Somersworth**, County of **Strafford**, State of New Hampshire.

Said easement will be located within the following described limits:

Beginning at a point on the easterly line of the Grantor's, Tax Map 22 Lot 50, City of Somersworth, said point being at or nearest to PSNH pole numbered 6/9Y1, thence extending westerly to the common boundary with Tax Map 34 Lot 8A, thence extending westerly and southerly over Tax Map 34 Lot 8A above/underground across land of Grantor as necessary to provide service to the premises as may be requested by the Grantors, their successors or assigns now or in the future. This easement also grants the right to extend to the Grantor's shared boundary with parcel Map 22 Lot 50A to provide service to that property, if requested. The final location of the easement shall be determined by the location of the facilities as installed whenever installed.

The width of this easement shall be 20 feet, measured either 10 feet on each side of the center line of the distribution lines as constructed, or, if less than 10 feet exists on either side to the nearest adjacent boundary line, measured 20 feet from the boundary line.

This easement grants the right for guying/anchoring facilities outside the 20-foot strip, together with the right to lay, install, construct, reconstruct, operate, maintain, repair, replace and remove any service cables and related equipment extending to any buildings or structures on said land to provide electric or telephone service and/or communications and intelligence thereto. This conveyance shall include the right of access across other land of the Grantor for all purposes in connection with the exercise of the within granted easement; the right to excavate, trench, and backfill by men or machines and temporarily to place excavated earth and other material on adjacent land, provided that the land shall be restored by the Grantees to substantially the condition in which it was immediately prior to such excavation, trenching, and backfilling; the right to go upon adjoining on the Grantor's land when working on said lines and associated equipment; and the right to install temporary aboveground lines for temporary periods over and across said land of the Grantor to provide continuity of service thereon when only underground line rights are requested.

The Grantor for itself and its heirs, executors, administrators, successors and assigns, covenants and agrees that it will not erect or maintain, or permit to be erected or maintained, any building or structure of any kind or nature upon the land over said easement and that it will not plant or permit to be planted any trees over said easement.

Meaning and intending to describe and convey an easement over a portion of the premises described in a deed to City of Somersworth recorded on March 15, 1996 at the Strafford County Registry of Deeds in Book 1850, Page 545 and in a deed to City of Somersworth recorded on November 28, 1952 at the Strafford County Registry of Deeds in Book 610, Page 436.

Witness my hand this _____ day of _____, 2024.

CITY OF SOMERSWORTH

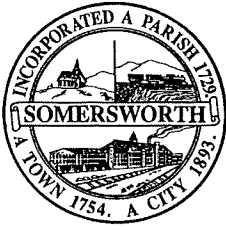
BY: _____
Robert M. Belmore, City Manager

STATE/Commonwealth of _____
County of _____, ss

On this _____ day of _____, 2024, personally appeared Robert M. Belmore, City Manager for the City of Somersworth, known to me (or satisfactorily proven) to be the person whose name is subscribed to the foregoing instrument and acknowledged that he executed the same for the purposes contained herein.

My Commission expires:

Notary Public/Justice of the Peace



City of Somersworth – Ordinance

Ordinance No: **8-24**

AMEND CHAPTER 34, EXEMPTIONS AND CREDITS, SECTION 34.6, SOLAR EXEMPTION, TO RE-ADOPT THE PROVISIONS OF RSA 72:62 AND LIMIT THE SOLAR EXEMPTION TO A MAXIMUM AMOUNT OF \$25,000

February 5, 2024

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

Amend Chapter 34, Exemptions and Credits, by deleting Section 34.6, Solar Exemption, in its entirety, and replace it with the following:

Section 34.6 Solar Exemption

The City re-adopts the provisions of RSA 72:62, an exemption from the assessed value for property tax purposes, for persons owning real property which is equipped with a solar energy system as defined in RSA 72:61. Such Solar property tax exemption shall be in an amount of \$25,000 or equal to the added assessed value of the qualifying solar energy system equipment as defined in RSA 72:61, whichever is less. This exemption shall be effective for the tax year that begins on April 1, 2024.

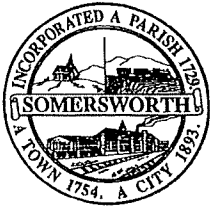
Authorization

Sponsored by Councilors:

David A. Witham
Denis Messier
Martin Pepin

Approved:

City Attorney



City of Somersworth

1 Government Way – Somersworth, NH 03878

MEMORANDUM

TO : Scott Smith, Deputy City Manager/Finance Director
 FROM : Marybeth Walker, City Assessor
 RE : Solar Exemption: Needs revision
 DATE : December 15, 2023

In 2017 the City Council voted to implement a solar exemption under RSA 72:61. The Definition of Solar Energy has changed to include solar net metering situations. Over the last few years, we have had permits applied for that add solar panels to the property that include net metering. After seeking legal advice, it is my understanding that due to the new language in the exemption most of the properties currently receiving the solar exemption would be ineligible for any exemption.

The Exemption that is currently in Effect:

72:62 Exemption for Solar Energy Systems. – Each city and town may adopt under RSA 72:27-a an exemption from the assessed value, for property tax purposes, for persons owning real property which is equipped with a solar energy system as defined in RSA 72:61.

Pre 2019: 72:61 Definition of Solar Energy Systems. – In this subdivision "solar energy system" means a system which utilizes solar energy to heat or cool the interior of a building or to heat water for use in a building and which includes one or more collectors and a storage container. "Solar energy system" also means a system which provides electricity for a building by the use of photovoltaic panels.

An example of what the solar exemption would mean for Somersworth:

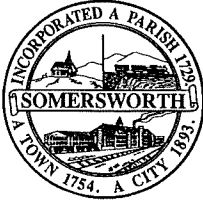
The solar exemption applies to any property, whether owner occupied or not and whether residential or commercial. (If a commercial property installs solar panels on the roof of its business or somewhere else on the property, and the energy were used on site, to heat, cool the building or to heat water the owner would qualify for the exemption.)

Effective 10/15/2019: 72:61 Definition of Solar Energy Systems-

- I. For purposes of an exemption under RSA 72:62 adopted before January 1, 2020, in this subdivision "solar energy system" means a system which utilizes solar energy to heat or cool the interior of a building or to heat water for use in a building and which includes one or more collectors and storage container. "solar energy systems" also means a system which provides electricity for a building by the use of photovoltaic panels.
- II. In a municipality that adopts or re-adopts the exemption under RSA 72:62 on or after January 1, 2020, "solar energy system" means, in addition to the definition in paragraph I, a system which utilizes solar energy to produce electricity for a building and includes all photovoltaics, inverters, and storage. Systems may be off grid or connected to the grid in a net metered arrangement pursuant to RSA 362-A; 9 or in a direct retail sale arrangement pursuant to RSA 362-A; 2-a.

If the Council re-adopts the Solar Exemption, we would recommend setting a set amount of money off of the assessed value to off set any additional assessed value that would contribute to the overall assessment. For example: The average exemption at this time is \$12,500 based on the value of the solar panels. When we perform the revaluation, we would expect that value may double. I would recommend that the exemption amount be equal to the added value for the solar panels with a maximum of \$25,000; whichever is less.

If you were to re-adopt the exemption, the exemption would not include properties if they are creating 1 megawatt or more of energy. This would fall under an Energy Generating Facility and they must pay property taxes or have a payment in lieu of taxes in place.



City of Somersworth – Resolution

Resolution No: **31-24**

TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL SHALL NOT ACCEPT A TAX DEED ON PROPERTIES LOCATED ON WEXFORD LANE AND BLACKWATER ROAD SUBJECT TO AN UNREDEEMED TAX LIEN

February 5, 2024

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

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

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

<u>Location</u>	<u>Tax Map/Lot</u>
5 Wexford Lane	35-12A
7 Wexford Lane	35-12B

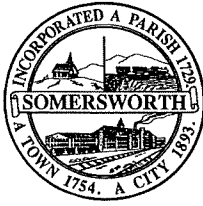
Authorization

Sponsored by Councilors:

David A. Witham
Denis Messier
Martin Pepin
Kenneth Vincent

Approved:

City Attorney



City of Somersworth – Resolution

Resolution No: **32-24**

**TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL
SHALL NOT ACCEPT A TAX DEED ON CERTAIN PROPERTIES
SUBJECT TO AN UNREDEEMED TAX LIEN**

February 5, 2024

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

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

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

<u>Location</u>	<u>Tax Map/Lot</u>
30 Blackwater Road	35-14
79 Crystal Springs Way	82-43M
113 Sherwood Glen	87-113M
325 Sherwood Glen	87-325M
409 Sherwood Glen	87-409M
510 Sherwood Glen	87-510M
691 Sherwood Glen	87-691M
4 Ringer Drive	88-2M
5 Ringer Drive	88-10M

Authorization

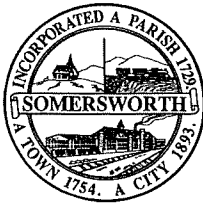
Sponsored by Councilors:

David A. Witham
Denis Messier
Martin Pepin
Kenneth Vincent

Approved:

City Attorney

Customer Name	Map/Lot	Property Location	2020 as of 1/22/24	2019 as of 1/22/24	2018 as of 1/22/24
NON-MOBILE HOMES					
MCDONNELL CAROLYN & JOSEPH & LEE ANN	13-84	102 MAPLE ST	\$8,797.23	\$5,319.73	
MURRAY FRANK A + DONNA M	35-14	30 BLACKWATER RD	\$137.33	\$114.43	
RHODES MICHAEL J	8-14	347 MAIN ST	\$11,114.49	\$11,378.78	
MONGEON LEAH & KENNETH	13-52	15 CEMETERY RD	\$7,474.05		
MOBILE HOMES					
HAINES STEVEN	87-207M	207 SHERWOOD GLEN	\$1,676.09	\$1,778.43	\$1,764.26
BONNEAU SANDRA + DOUGLAS	87-703M	703 SHERWOOD GLEN	\$2,057.86	\$2,193.80	\$1,506.38
SHEA KEVIN	82-43M	79 CRYSTAL SPRINGS WAY	\$1,224.86	\$721.01	
BARTLETT STEPHANIE (Jessica Fellows)	87-325M	325 SHERWOOD GLEN	\$1,164.14	\$1,023.13	
JOHNSON KAREN E	87-409M	409 SHERWOOD GLEN	\$1,825.04	\$262.65	
DOUGLASS NEIL A	87-510M	510 SHERWOOD GLEN	\$1,775.21	\$1,909.00	
MERKLEY RODGER S	88-2M	4 RINGER DR	\$1,050.80		
ROULEAU KATHY E	87-113M	113 SHERWOOD GLEN	\$1,096.14		
GREEN ANNE	87-691M	691 SHERWOOD GLEN	\$1,424.99		
STONE JOHN J + BRENDA L	88-10M	5 RINGER DR		\$682.75	
OTHER					
PIONEER MECHANICAL INC/ LANDRY	35-12A	5 WEXFORD LANE	\$886.68		\$22,224.96
PIONEER MECHANICAL INC/ LANDRY	35-12B	7 WEXFORD LANE	\$843.74		\$20,708.16
TOTAL ALL LIENS					



City of Somersworth – Resolution

Resolution No: 33-24

TO AUTHORIZE THE CITY MANAGER TO USE FUNDING FROM THE AMERICAN RESCUE PLAN ACT AND CONTRACT WITH ENE SYSTEMS OF NEW HAMPSHIRE, INC. OF BOW NEW HAMPSHIRE TO REPLACE THE AIR CONDITIONING SYSTEM AT THE SOMERSWORTH POLICE STATION

February 5, 2024

WHEREAS, the air conditioning system at the Somersworth Police Station has failed and no longer functions properly; and

WHEREAS, City Staff requested quotes from qualified contractors to replace the air conditioning system at the Somersworth Police Station; and

WHEREAS, the Finance Committee reviewed these quotes with City Staff and determined it is in the best interest of the City to utilize American Rescue Plan Act funds to start this project as soon as possible and recommends awarding a contract to ENE Systems of New Hampshire, Inc. of Bow, New Hampshire for an amount of \$55,240 (Fifty-Five Thousand Two Hundred Forty dollars); and

WHEREAS, the Finance Committee also recommends adding an amount of \$4,760 (Four Thousand Seven Hundred Sixty dollars) to this project for contingencies and authorize the City Manager to increase the contract to an amount not to exceed \$60,000 (Sixty Thousand dollars) if needed and determined to be in the best interest of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager may use funding from the American Rescue Plan Act and contract with ENE Systems of New Hampshire, Inc. of Bow, New Hampshire to replace the air conditioning system at the Somersworth Police Station for an amount of \$55,240 (Fifty-Five Thousand Two Hundred Forty dollars); and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT an amount of \$4,760 (Four Thousand Seven Hundred Sixty dollars) is included with this project for contingencies and the City Manager is authorized to increase the contract to an amount not to exceed \$60,000 (Sixty Thousand dollars) if needed and determined to be in the best interest of the City.

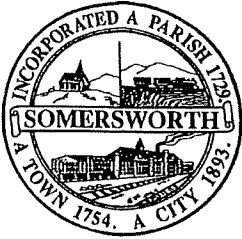
Authorization

Sponsored by Councilors:

David A. Witham
Denis Messier
Martin Pepin
Kenneth Vincent

Approved:

City Attorney



Somersworth Police Department

12 Lilac Lane

Somersworth, NH 03878

Business: (603) 692-3131 Fax: (603) 692-2111

Timothy J. McLin
Chief of Police

Memo To: Scott A. Smith, Deputy City Manager/Finance Director
From: Timothy McLin, Police Chief
Date: January 11, 2024
Subject: PD Air Conditioning System

Scott:

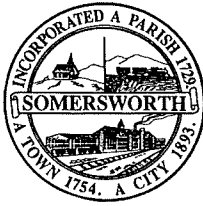
As discussed, I wanted to provide you the details of our failed air conditioning system. Last year we spent a considerable amount of money on our air conditioning system. This work was performed by Pro-HVAC and they advised us one of the condenser units had failed, but the other one and equipment was fine. It turned out that was not the case and both condenser units have failed. Leaks were found in the piping for freon. We have received quotes to replace the air conditioning system. The quote consisted of bidding on replacing the condensation units, remove and replace refrigerant piping from outside to the air handler on the second floor, and conversion of the coil. The following are the quotes:

1. ENE Systems of NH, Inc
155 River Road, # 10
Bow, NH 03304
 - Parts and Labor on the above described work-\$55,240.00
2. Pro-HVAC
PO Box 1173
Dover, NH 03820
 - Parts and Labor on the above described work-\$55,484.00
 - Additional charge of \$1080.00 needed from another company to program
3. CHVAC Services Holding, LLC dba Alliance Group Services LLC
6 David Drive, PO Box 666
Essex Junction, VT 05453

- Replace condensers, and conduct pressure testing on the rest of the equipment
- Does not include replacing old piping
- If pressure testing fails, this will require further replacement
- \$34,714.54
- Additional charge of \$1,080.00 from another company to program.

Captain Duval was able to recently receive these three bids after reaching out to several from the state bid list. What is frustrating, per our prior discussion, is that Pro-HVAC assured us we would only need to replace one condenser unit (which was around \$9,000.00) without any other work needed. This was a deciding factor in not including it in any CIP discussion. The whole system failed at the end of the cooling season.

Both Pro-HVAC and ENE Systems state the described work is needed, especially with the proven leaks in the current piping. Due to the nature of our whole HVAC System, the air conditioning will need to be programmed at a cost of approximately \$1,000.00. ENE Systems has an in-house programmer who would not charge us this fee and can perform this task. Captain Duval recommends using ENE for the replacement of our air conditioning system.



City of Somersworth – Resolution

Resolution No: **34-24**

TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH GMI ASPHALT, INC. OF BELMONT, NEW HAMPSHIRE FOR FISCAL YEAR 2024 ROAD RESURFACING IMPROVEMENTS AND TO REPAIR AND RECONSTRUCT THE SIDEWALK ON THE EAST SIDE OF MAPLE STREET

February 5, 2024

WHEREAS, the City Council adopted Resolution 18-24 on October 23, 2023, authorizing the City Manager to prepare and request bids from qualified contractors for road improvements to the following City streets:

West High Street (High Street to Cemetery Road) mill/overlay
Pleasant Street (High Street to Green Street) mill/overlay
Silver Street (Franklin Street to Pleasant Street) mill/overlay
Fremont Street (Silver Street to Garden Road) mill/overlay
Parkview Terrace (Maple Street to end of pavement) shim/overlay
Trench patching due to water breaks; and

WHEREAS, Resolution 18-24 authorized including the repair and reconstruction of the sidewalk on the east side of Maple Street from the Maplewood School to Cemetery Road; and

WHEREAS, the Public Works and Environment Committee reviewed the results of the bids received with City staff and recommends contracting with GMI Asphalt, Inc. of Belmont, New Hampshire; and

WHEREAS, the Finance Committee reviewed the results of the bids received with City staff and recommends contracting with GMI Asphalt, Inc. of Belmont, New Hampshire for an amount of \$582,455 (Five Hundred Eighty-Two Thousand Four Hundred Fifty-Five dollars); and

WHEREAS, The Finance Committee recommends including a contingency in the amount of \$42,545 (Forty-Two Thousand Five Hundred Forty-Five dollars) for the project, and allow the City Manager to increase the contract to an amount not to exceed \$625,000 (Six Hundred Twenty-Five Thousand dollars) if needed, and it is determined to be in the best interest of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to contract with GMI Asphalt, Inc. of Belmont, New Hampshire to make road improvements to the aforementioned City streets and sidewalk improvements as described on Maple Street for a cost of \$582,455 (Five Hundred Eighty-Two Thousand Four Hundred Fifty-Five dollars); and

BE IT FURTHERED RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT an amount of \$42,545 (Forty-Two Thousand Five Hundred Forty-Five dollars) is included with the project total for contingencies and the City Manager is authorized to increase the contract to an amount not to exceed \$625,000 (Six Hundred Twenty-Five Thousand dollars) if needed, and it is determined to be in the best interest of the City.

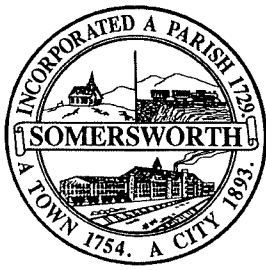
Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Denis Messier Martin Pepin	<i>Approved:</i> City Attorney

City of Somersworth – Resolution 34-24

History			
First Read Date:		Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Gibson		
Ward 4 Councilor	Paradis-Catanzaro		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Messier		
At Large Councilor	Cameron		
At Large Councilor	Goodwin		
TOTAL VOTES:			
On Resolution 34-24		PASSED	FAILED



Amber F. Hall, P.E.
City Engineer
Tel: 692-9524

Date: 1/19/2024
To: Bob Belmore, City Manager
Copy: Michael Bobinsky, Director of Public Works and Utilities;
Scott Smith; Deputy City Manager/Finance Director
Subject: FY2024 Road Resurfacing Bid Results

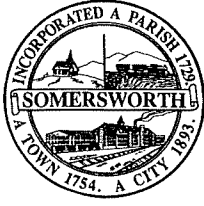
The City received three bids for FY2024 Road Resurfacing on January 18, 2024. Following review and analysis of the bids received, GMI Asphalt is the apparent low bidder and meets all bid specifications. Base bid totals for the project are as follows:

Contractor	Total Base & Alternate Bids
GMI Asphalt, LLC, Belmont, NH	\$582,455.00
Advanced Excavating & Paving, Suncook, NH	\$618,445.95
Pike Industries, Belmont, NH	\$765,465.00

GMI Asphalt completed the road resurfacing and sidewalk improvement projects for the City last year. Additionally, they completed the paving work for the CMAQ project on High Street this fall for Electric Light Company. City staff was pleased with their response, communication and the quality of the work product.

We recommend award of the contract for base bid work to GMI Asphalt, apparent low bidder.

Attached is a copy of the bid tabulation to include unit pricing from each of the bidders.



City of Somersworth – Resolution

Resolution No: **35-24**

TO ACCEPT WHIPPOORWILL WAY AND SANDLOT LANE AS PUBLIC WAYS

February 5, 2024

WHEREAS, the City of Somersworth Planning Board approved a certain subdivision known as Conservation Subdivision Plan for Greenview Subdivision, 138 Rocky Hill Road, Somersworth New Hampshire, Tax Map 54 Lot 1, revised on December 6, 2017, Final Plans signed May 14, 2018 prepared by TRITECH Engineering Corporation, recorded as Plan #115-092 through 115-094 at the Strafford County Registry of Deeds and the roadway was to be accepted by the City of Somersworth; and

WHEREAS, the City Council named Whippoorwill Way and Sandlot Lane as streets by Resolution No. 38-18 on June 4, 2018; and

WHEREAS, the roads known as Whippoorwill Way and Sandlot Lane have been constructed to the satisfaction of the City; and

WHEREAS, the following conditions apply: A 2-year maintenance Surety Bond in the amount of \$125,000 (One Hundred Twenty-Five Thousand dollars) is provided acceptable to the City, a deed to the road as well as all needed public utility easements are provided to the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to accept and record deeds to Whippoorwill Way and Sandlot Lane and said ways are hereby accepted as public right of ways subject to the aforementioned conditions.

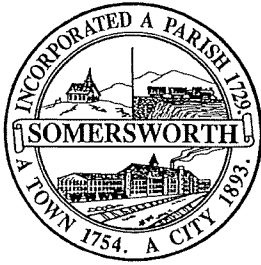
Authorization

Sponsored by Councilors:

Denis Messier
Martin Pepin
Kenneth Vincent

Approved:

City Attorney



Amber F. Hall, P.E.
City Engineer
Tel: 692-9524

Date: 2/1/2024

To: Bob Belmore, City Manager

Copy: Scott Smith, Deputy City Manager/Finance Director; Michelle Mears,
Director of Planning and Community Development; Michael Bobinsky,
Director of Public Works and Utilities

Subject: Greenview Subdivision Street Acceptance

I certify that the Whippoorwill Way and Sandlot Lane construction which occurred from 2018 to 2023 was completed in accordance with the plans and specifications and can be accepted as City streets.

This is in concurrence with inspection reports completed by Dubois & King and Horsley Witten.



January 31, 2024

Ms. Michelle Mears
City of Somersworth
One Government Way
Somersworth, NH 03878

Re: Certification Letter for Greenview Subdivision
Water, Drainage and Road Construction Observations
Whippoorwill Way & Sandlot Lane, Somersworth, New Hampshire

Dear Ms. Mears,

The Horsley Witten Group, Inc. (HW) prepared this summary letter to assist in the street acceptance of Whippoorwill Way and Sandlot Lane, associated with the Greenview Conservation Subdivision off Rocky Hill Road in Somersworth, NH. Construction of the subdivision began in late May of 2018, when Dubois & King, Inc. (Dubois & King) was the City's third-party inspector. HW reviewed the Dubois & King field reports from May 30, 2018 through July 24, 2018 which were provided by City staff, and has no concerns to note.

A subgrade milestone letter dated June 27, 2018 was prepared by Dubois & King, which documents that the subgrade materials and installation appeared satisfactory and in compliance with the approved project plans. It was also noted that the majority of the buried water and drainage infrastructure had been installed within the roadway. Placement and compaction of final roadway subbase was then able to commence. Three additional letters were prepared by Dubois & King on August 13, 2018, which documented satisfactory completion of the following: Public Utilities Observations, Bankrun Gravel Observations, and Crushed Gravel and Binder Pavement Observations. HW reviewed these letters and has no concerns to note. The binder course of pavement was installed on July 24, 2018 by Boulanger Paving, which met the required compaction and thickness of two inches.

HW's inspections commenced on October 15, 2019, during which it was noted that the "site has been graded, pavement subbase and binder course installed, utilities installed including water and drainage and all bioretention basins have been installed." Construction of the houses continued through 2023, and all but two of the house lots are fully constructed to date.

HW conducted an inspection on November 16, 2023 during the installation of sloped granite curbing. It appeared that the curbing was installed in accordance with the approved plans, with concrete poured on the front side of the curb and compacted gravel placed behind the curb with space left for final loam and seed. The final top course of pavement was installed by GMI Asphalt, Inc. on two separate days – Whippoorwill Way on November 21st and Sandlot Lane on November 30th. Due to air temperatures being below 40 degrees Fahrenheit during installation,

Ms. Michelle Mears
January 31, 2024
Page 2 of 2

an asphalt warm mix additive (SonneWarmix RT) was used to ensure proper performance and compaction.

Four core samples of the top course were taken by S.W. Cole on the two streets. Two core samples met the required 91% compacted per NHDOT Standard Specifications. Two core samples taken in the cul-de-sacs did not meet 91% due to the shape of the road and the pavement placement techniques. The placement techniques and methods were validated by S.W. Cole and GMI Asphalt and are considered acceptable in standard construction practices.

CONCLUSION

Based on the information presented above, it appears that the Greenview Subdivision roadway construction was completed in substantial compliance with the approved plans prepared by Trittech Engineering Corporation. A final walk through of the roadway was conducted by HW and Michelle Mears on January 4, 2024, in addition to site visits completed by the Public Works Director and City Engineer. Since the curbing was installed late in the growing season, HW notes that additional loaming and seeding will be required in the spring, once growing conditions are favorable for establishment of grass behind the new curbing and within the two cul-de-sac islands.

Please contact Mike Laham (603-658-1660 / mlaham@horsleywitten.com) if you have any questions regarding this letter.

Sincerely,



Michael C. Laham, P.E.
Senior Engineer / Project Manager
HORSLEY WITTEN GROUP, INC.

AB-2

SHEET NO.

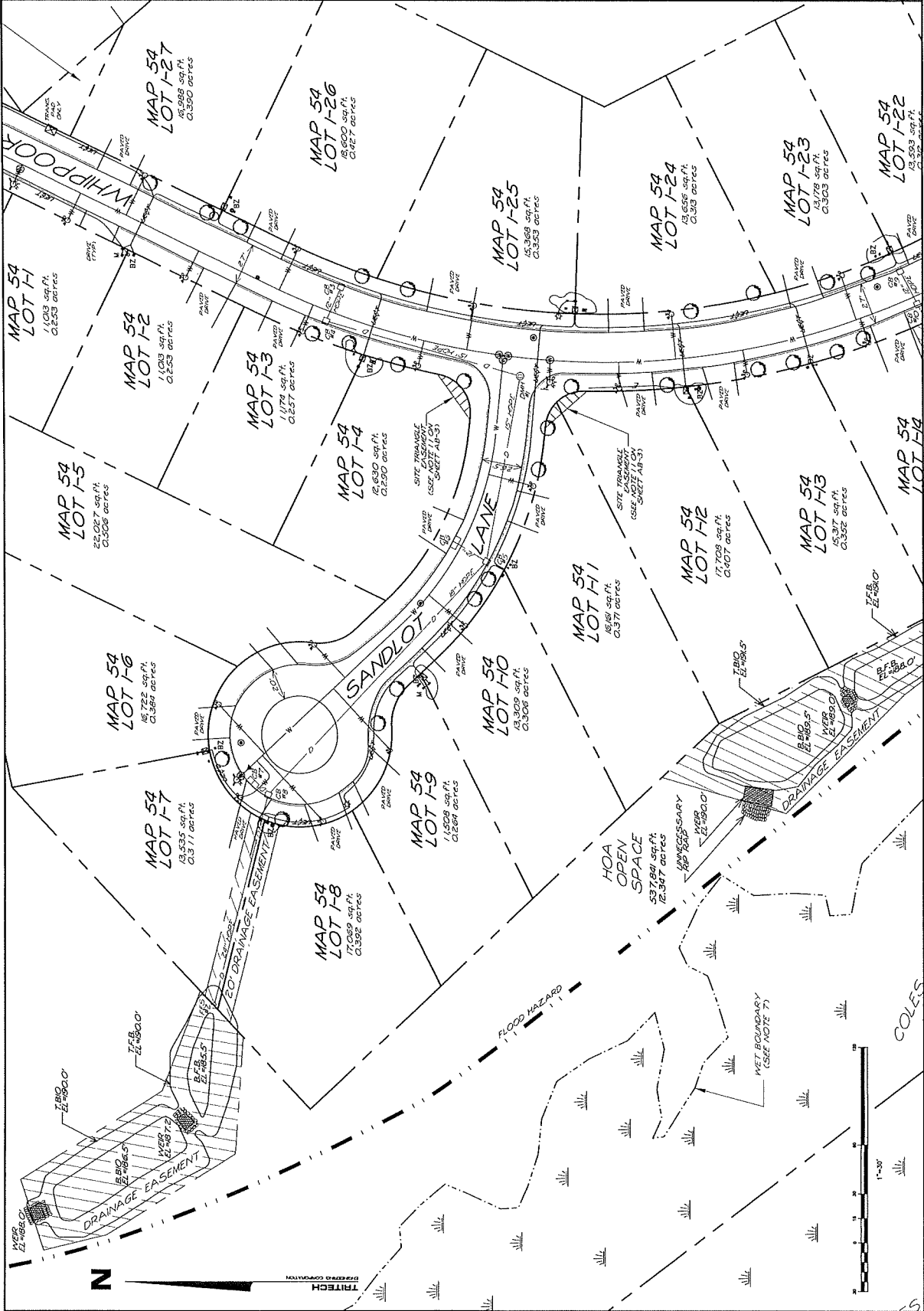
AS-BUILT PLAN
GREENVIEW
MAP 54 LOT 1

138 ROCKY HILL ROAD
SOMERWORTH, NEW HAMPSHIRE
STRAFFORD COUNTY
JOB No. 17125
SCALE: 1" = 30'

REVISIONS	DATE	DESCRIPTION
1-13-24	10/15/24	REVISED PER CITY COORDINATES
1-13-24	10/15/24	REVISED PER CITY PLAN

TRITECH
ENGINEERING CORPORATION

726 CENTRAL AVENUE
DORSET, NEW HAMPSHIRE 03826
TELEPHONE 603 748 8977
FAX 603 748 9830



**The Coolidge Law Firm, PLLC
Attorneys At Law**

98 High Street
Somersworth, New Hampshire 03878-2624
Telephone 603 / 692-4282
Toll Free 800 / 392-4282
Fax 603 / 692-4293

Preliminary Certificate of Title

Property of: Upland LLC, a New Hampshire Limited Liability Company
with a mailing address of 17 Parkview Terrace, Somersworth, County of
Strafford, State of New Hampshire

Location: The fee and title of Whippoorwill Way and Sand Lot Lane,
Somersworth NH , to wit:

All those certain Road and Streets in Somersworth, County of Strafford, State of
New Hampshire, depicted as "Proposed Drive", on a certain plans of land
entitled, "Subdivision Plan for Greenview, 138 Rocky Hill Road, Somersworth,
New Hampshire a certain plans dated December 6, 2017 approved by the
Somersworth Planning Board on May 10, 2018, and recorded in the Strafford
County Registry of Deeds as plans #115-092, 115-093, and 115- 094.

Date & Hour: December 11, 2023 at 4:30 PM

To: City of Somersworth, a duly formed and existing municipal City
under the laws of New Hampshire with a principal place of governance at One
Government Way, Somersworth, County of Strafford, State of New Hampshire,
03878

The undersigned certifies that he has carefully searched the records of the
Strafford County Registry of Deeds and Probate and at the Strafford County
Superior Court when applicable, and the following Title Certificate sets forth all
pertinent matters from dated November 3, 2017 (Acquisition date of Upland) at
4:30 PM to the above date and hour.

Unless otherwise noted herein, all conveyances were properly signed,
sealed, witnessed, and acknowledged and homestead were properly released.
This Title Certificate is prepared for the sole use and benefit of City of
Somersworth. This Certificate reflects the result of our search of those records
that were properly indexed for the period conveyed by our search. This Title
Certificate does not constitute a guarantee of title.

We make no representation as to any matter that would be revealed by an actual examination of the premises or the status of the property concerning the amount of acreage, the location of boundary lines, or any regulations by a zoning, planning, building, or water pollution authority that would affect development of the premises. The subject of our search was based on the following references supplied to us by Upland, LLC..

It is the opinion of this examiner that, SUBJECT TO THE EXCEPTIONS NOTED BELOW, IF ANY, TITLE IS BOTH GOOD AND MARKETABLE OVER THE PERIOD SEARCHED, and is vested in fee simple in the present owner or owners noted above.

Undischarged Mortgages: NONE (Acquisition Mortgage to Profile Bank is duly discharged).

Federal, State, and Municipal Liens: NONE Property Taxes are NOT assessed on this land.

Attachments: None

Easements: SUBJECT To a Declaration of Covenants and Easements in favor of City of Somersworth for drainage easements and right of access easements to existing utilities and restrictions dated May 10, 2018 and duly recorded at the Registry of Deeds, Strafford County at Book 4567, Page 467 None

Other: All those matters shown and depicted on certain plans of land entitled, "Subdivision Plan for Greenview, 138 Rocky Hill Road, Somersworth, New Hampshire a certain plans dated December 6, 2017 approved by the Somersworth Planning Board on May 10, 2018, and recorded in the Strafford County Registry of Deeds as plans #115-092, 115-093, and 115- 094.

The Coolidge Law Firm, PLLC

By:



Brian R. Barrington, Esquire

WARRANTY DEED

To all whom these Presents shall come, that **Upland LLC**, a New Hampshire Limited Liability Company with a mailing address of 17 Parkview Terrace, Somersworth, County of Strafford, State of New Hampshire,

for due consideration paid, grants to **City of Somersworth**, a duly formed and existing municipal City under the laws of New Hampshire with a principal place of governance at One Government Way, Somersworth, County of Strafford, State of New Hampshire, 03878,

with WARRANTY COVENANTS,

The fee and title of Whippoorwill Way and Sand Lot Lane, Somersworth NH

All those certain Road and Streets in Somersworth, County of Strafford, State of New Hampshire, depicted as “Proposed Drive”, on a certain plans of land entitled, “Subdivision Plan for Greenview, 138 Rocky Hill Road, Somersworth, New Hampshire a certain plans dated December 6, 2017 approved by the Somersworth Planning Board on May 10, 2018, and recorded in the Strafford County Registry of Deeds as plans #115-092, 115-093, and 115- 094.

These street were accepted and dedicated as public ways by the City of Somersworth by vote of its City Council on _____, 2024, Resolution#

Being a portion of the property conveyed by Roland E. Turcotte and Donna A. Turcotte, as Trustees of the Roland E. Turcotte and Donna A. Turcotte Revocable Living Trust u/t/a dated April 4, 2011 to the Grantor by Warranty Deed dated November 3, 2017, and duly recorded at the Registry of Deeds, Strafford County at Book 4524, Page 639.

SUBJECT To a Declaration of Covenants and Easements in favor of City of Somersworth for drainage easements and right of access easements to existing utilities and restrictions dated May 10, 2018 and duly recorded at the Registry of Deeds, Strafford County at Book 4567, Page 467 .

SUBJECT TO Public Service Company of New Hampshire and for all poles, wires and underground lines as stated in Easement Deed from Upland LLC dated August 8, 2018 and recorded at Book 4594, Page 709.

Together with the right to all drainage easements are recorded in deeds for Lots labelled as Map 54, Lot 1-7, 1-81-14, and 1-15 described generally as:

A specific drainage easement running in a width of ten (10) feet running along the adjacent lot from or to the Open Space from or Whippoorwill Way and Sand Lot Lane. Drainage Infrastructure, including the Forebays and the Bioretention Basins shall not be altered from the approved plans and associated NHDES Alteration of Terrain Permit # AoT-1413. Access in easement area is granted to the responsible entities for inspection, maintenance and repair of the Drainage Infrastructure, including the Forebays and the Bioretention Basins. Such easement area shall be for drainage purposes. Responsible entities with said right of access for inspection and maintenance are the agents of the Greenview Homeowners Association, the City of Somersworth and State of New Hampshire.

Being a portion of the property conveyed by Roland E. Turcotte and Donna A. Turcotte, as Trustees of the Roland E. Turcotte and Donna A. Turcotte Revocable Living Trust u/t/a dated April 4, 2011 to the Grantor by Warranty Deed dated November 3, 2017, and duly recorded at the Registry of Deeds, Strafford County at Book 4524, Page 639.

This is a contractual transfer for minimum consideration to Municipality and not subject to transfer tax.

Dated this _____ day of _____, 2024.

Upland, LLC

By: _____
David A. Francoeur, Sole Member

STATE OF NEW HAMPSHIRE
STRAFFORD COUNTY

On this _____ day of _____, 2024, before me, Brian R. Barrington, the undersigned officer, personally appeared, by David A. Francoeur as duly authorized sole member of Upland, LLC known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public
Name:
My Commission Expires:

Upland, LLC
David Francoeur, Manager
17 Parkview Terrace
Somersworth, NH 03878
603-749-7100

Somersworth NH City Council
City Hall
One Government Way
Somersworth, NH 03878

December 19th, 2023

Ref: Petition to accept Greenview Subdivision consisting of two roads named Whippoorwill way and Sandlot Lane.

Dear Members of the City of Somersworth NH City Council,

Upland LLC is formally requesting the City Council to accept streets Whippoorwill Way, Sandlot Lane and Greenview Subdivision's associated infrastructure, improvements and appurtenant easements as wholly owned and maintained as city streets.

First reading of this petition at the scheduled City Council meeting on January 8th, 2024
Second reading and acceptance at the scheduled City Council meeting on February 5th, 2024.

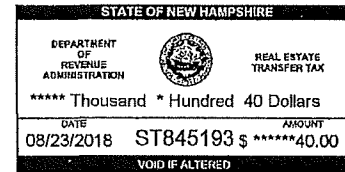
Respectfully submitted,

A handwritten signature in black ink, appearing to read 'David Francoeur', written in a cursive style.

David Francoeur, Manager
Upland LLC

Return to:
Public Service of NH
Attn: Pauline Boire
PO Box 330
Manchester, NH 03105
EBA- 25326
STORMS# 3099869
Town: 429 Somersworth
Tax Parcel ID: Map 54 Lot 1 (as subdivided)

Doc # 0011913 Aug 23, 2018 12:54 PM
Book 4594 Page 0709 Page 1 of 2
Register of Deeds, Strafford County



EASEMENT DEED

KNOW ALL MEN BY THESE PRESENTS that **UPLAND, LLC of 17 Parkview Terrace, Somersworth, New Hampshire 03878**, (hereinafter called the Grantor(s)), for consideration paid, grant(s) to PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE (PSNH), d/b/a Eversource Energy, a corporation duly established by law, with a mailing address of P.O. Box 330, in Manchester, in the County of Hillsborough, in the State of New Hampshire, 03105, (hereinafter called the Grantee), and its successors, with QUITCLAIM covenants, the RIGHT and EASEMENT to lay, install, construct, reconstruct, operate, maintain, repair, replace, patrol and remove above/underground lines which may consist of wires, cables, pipes, ducts, conduits, manholes, and such testing terminals, transformers and foundations and enclosures for the same, vaults, pedestals, repeaters, markers, poles, and towers together with foundations, crossarms, braces, anchors, guys, grounds and other equipment, for transmitting electric current and/or communications and intelligence, and to do the necessary cutting and trimming of trees and brush, over, under and across land owned by the Grantor(s) off **Rocky Hill Road** in **Somersworth**, County of **Strafford**, State of New Hampshire, more fully described in deed of Turcotte Revocable Living Trust to Upland, LLC dated November 3, 2017 and recorded in the Strafford County Registry of Deeds, Book 4524, Page 639. See recorded plans dated June 1978 and numbered 17D-114 and 23A-140.

Said easement will be located within the following described limits:

Beginning at a point on the easterly boundary of the Grantor's property and extending above and/or underground in various directions as may be requested by the Grantor, its successors or assigns to properly serve all lots (exempting Lots 29 through 35) in the Grantor's subdivision now or in the future, running along and within subdivision roadways and within properties adjacent thereto as necessary. The final location of the easement shall be determined by the location of the facilities as installed, whenever installed.

The width of this easement shall be 20 feet, measured either 10 feet on each side of the center line of the distribution lines as constructed, or, if less than 10 feet exists on either side to the nearest adjacent boundary line, measured 20 feet from the boundary line. This easement grants the right for guying/anchoring facilities outside the 20-foot strip, together with the right to lay, install, construct, reconstruct, operate, maintain, repair, replace and remove any service cables and related equipment extending to any buildings or structures on said land to provide

electric or telephone service and/or communications and intelligence thereto. This conveyance shall include the right of access from other land of the Grantor(s) for all purposes in connection with the exercise of the within granted easement; the right to excavate, trench, and backfill by men or machines and temporarily to place excavated earth and other material on adjacent land, provided that the land shall be restored by the Grantee(s) to substantially the condition in which it was immediately prior to such excavation, trenching, and backfilling; the right to go upon adjoining land when working on said lines and associated equipment; and the right to install temporary aboveground lines for temporary periods over and across said land of the Grantor(s) to provide continuity of service thereon when only underground line rights are requested.

The Grantor(s) for itself and its heirs, executors, administrators, successors and assigns, covenant(s) and agree(s) that it will not erect or maintain, or permit to be erected or maintained, any building or structure of any kind or nature upon the land over said easement and that it will not plant or permit to be planted any trees over said easement.

Witness our hand(s) this 8th day of August, 2018.

UPLAND, LLC

BY: David A. Francoeur

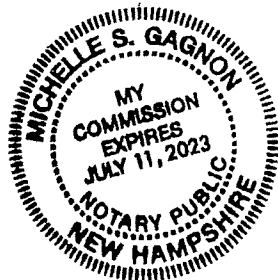
David A. Francoeur, Manager

State/Commonwealth of New Hampshire
County of Stafford

The foregoing instrument was acknowledged before me this 8th day of August, 2018, David A. Francoeur, Manager of Upland, LLC of Somersworth, NH.

My Commission expires:

Michelle S. Gagnon
Notary Public/Justice of the Peace



CONTRACT AMENDMENT FOR July 2024 to June 2025

Pursuant to the existing Remedial Action Services Contract for the Somersworth Landfill Superfund Site between Geosyntec Consultants, Inc. and the Somersworth Landfill Group dated, 13 January 2000, as amended, (the "Agreement"), the parties, in consideration of the reciprocal benefits conferred herein and intending to be mutually bound hereby agree to amend said contract, effective on the 1st day of July 2024, as follows.

ARTICLE 1 – BACKGROUND AND OBJECTIVES**1.1 Background**

Geosyntec Consultants (Geosyntec) shall provide Remedial Action (RA) Services associated with monitoring of the Chemical Treatment Wall (CTW), permeable landfill cover and bedrock extraction components of the Preferred Remedial Action (PRA) at the Somersworth Sanitary Landfill Superfund Site (the "Site") in Somersworth, New Hampshire for the Work Settling Defendants (WSDs) for the Site. In addition, Geosyntec shall provide services related to the monitoring of landfill gas (LFG) and per- and polyfluoroalkyl substances (PFAS) and assist the WSDs in addressing other environmental issues at the Site that may occur.

The Site has completed the RA implementation stage of the Superfund program consistent with the Consent Decree (CD) for the Site (USEPA, 1995). A "100% Design and Demonstration of Compliance Plan" dated April 1999 (the "100% Design") (Beak and Geosyntec, 1999) for PRA at the Site was approved by the United States Environmental Protection Agency (USEPA) and New Hampshire Department of Environmental Services (NHDES). The major construction related components of the PRA were: (i) the installation of a permeable zero-valent iron CTW in the subsurface between the landfill and the wetland; (ii) the construction of a permeable cover over the landfill; and (iii) the installation of a bedrock groundwater extraction and infiltration system (currently shut down with USEPA approval). Based on the results of LFG monitoring conducted in 2001 and 2002 the USEPA and NHDES believed there was a need for a perimeter LFG venting trench. This venting trench was installed in 2003 as a component of the RA for the Site.

In 1999, Geosyntec prepared the engineering design of the 100% Design for the PRA and since that time has provided Construction Quality Assurance (CQA), Construction Management (CM), and RA services during the construction of the CTW and permeable cover components of the PRA at the Site. Geosyntec also prepared the Sampling and Analysis Plan (the "SAP") (Geosyntec 1999b, 2001, 2010, 2021) for the PRA, and has conducted the baseline and other groundwater monitoring since that time as per the SAP.

1.2 Objectives

The objectives of this work are to monitor the performance of the PRA through continued implementation of the groundwater and soil gas monitoring program, to assist the WSDs with ongoing maintenance and to respond to other environmental issues raised by the USEPA and NHDES. Geosyntec will conduct all work in accordance with all applicable regulations and standard practices. Geosyntec will immediately advise the WSDs of any issues that arise in relation to the project.

ARTICLE 2 - SCOPE OF SERVICES

2.1 Introduction

The scope of services required at the Site includes the following tasks:

- Task 1: Groundwater Monitoring for 2024 (Fall)
- Task 2: Sampling for PFAS in 2024 (Fall)
- Task 3: LFG Monitoring in 2024 (Fall)
- Task 4: Annual Monitoring Report for 2024 (Spring 2025)
- Task 5: Communications with USEPA 2024-2025
- Task 6: General site maintenance 2024-2025

LFG monitoring is conducted biennially and was last conducted in 2022 and is therefore included in this proposal. **Table 1** presents a summary of all estimated costs for the above tasks compared to last year's budget.

2.2 Task 1: Groundwater Monitoring for 2024 (Fall)

Geosyntec will complete the annual groundwater monitoring of wells for the CTW as described in the Sampling and Analysis Plan (SAP, submitted to USEPA/NHDES and approved on June 30, 2021). The groundwater monitoring event will involve a combination of the passive diffusion bag (PDB) sampling method and conventional low flow sampling methods. The event will also include a synoptic round of water level measurements. This year, hydraulic testing of the CTW transect wells will be completed as it is required every other year and was last conducted in 2022. For the sampling round, a total of 20 wells will be sampled using conventional purging and 32 wells sampled using PDBs (total 52, plus associated quality assurance/quality control [QA/QC] samples). As 2025 is designated for the Five-Year Review (FYR) by the USEPA, the 2024 event will also include the samples that are required to be sampled once every five years. As indicated in the SAP (Geosyntec 2021), the NHDES WMD required groundwater analysis of groundwater from the Site for compounds on their Full List once every five years after 2010. Sampling and analysis of the Full List was last completed in 2020 and is included in the 2024 sampling event so that the data is available for the next FYR

in 2025. All data will be compiled for submittal to the USEPA in the annual 2024 report. Proposed costs are given in **Table 2**.

2.3 Task 2: Sampling for Per- and Polyfluoroalkyl Substances (PFAS) in 2024

Since 2018, the USEPA and NHDES have requested that PFAS be included twice a year as part of the ongoing groundwater sampling at the Site. In the Response to Comments on the 2020 Annual Compliance Report, Geosyntec and the WSDs recommended PFAS be sampled once annually. Therefore, the proposed budget will only include the fall monitoring at this time. NHDES also requested that bedrock wells B-9R, B-13R, OB-16R, and OB-24R be sampled for PFAS, and that the “broad analysis” of 36 compounds from the NHDES Laboratory Testing Guidelines for Per- and Polyfluoroalkyl Substances (PFAS) at Waste Sites be analyzed at the laboratory. The WSDs agreed to sample the extra bedrock wells during the next sampling event but did not agree to expanding to the list of 36 compounds (which would be more costly). Therefore, this task will include sampling 19 locations at the Site for PFAS in the fall of 2024 (plus associated QA/QC samples), but costs assume the analyses for only the nine PFAS compounds currently reported. The results and discussion will be included in the annual 2024 report to the USEPA/NHDES. Proposed costs are given in **Table 3**.

2.4 Task 3: Landfill Gas Monitoring 2024

Geosyntec will conduct monitoring of the landfill gas probes around the perimeter of the landfill and monitor the vent pipe on the landfill gas venting trench once in the fall of 2024. During the sampling events, all soil gas will be screened in the field for carbon dioxide (CO₂), methane (CH₄), hydrogen sulfide (H₂S), VOCs (photo ionization detector readings), and oxygen (O₂). Proposed costs are given in **Table 4**.

2.5 Task 4: Annual Monitoring Report for 2024 (Spring 2025)

Geosyntec will complete the Draft Annual Monitoring and Demonstration of Compliance Report with data collected in 2024 before the end of February 2025, for submission to the USEPA and NHDES in the spring of 2025. The report will include: (i) groundwater data collected during 2024 (i.e., VOCs and PFAS collected during 2024), (ii) evaluation of the performance of the CTW, and (iii) statistical analyses for detected CE concentrations outside the point of compliance to evaluate Monitored Natural Attenuation (MNA) requested by the USEPA (per the recommendation in the Optimization Report, July 2018) at wells exceeding interim cleanup levels outside of the point of compliance. Proposed costs are given in **Table 5**.

2.6 Task 5: Communications with USEPA 2023-2024

Geosyntec will prepare progress reports for the USEPA following groundwater monitoring events and communicate with the USEPA if issues arise, for conference calls or if they contact Geosyntec for information about the Site. This task will include addressing normal communications as well as any further discussions with the USEPA with respect to comments

on the Annual Reports, the surface water and porewater sampling, and PFAS sampling. The cost estimate includes costs for two conference calls, and the preparation of an additional memo on the response to comments 2023 Annual Report that the USEPA will receive in the spring of 2024, and the ongoing PFAS and surface water and sediment sampling efforts. The data validation guidelines referenced in the current SAP (Geosyntec 2021) will also be reviewed and updated in 2024, prior to the next FYR in 2025. Beyond that, we do not know if any additional work may result from the discussions with USEPA and NHDES, and as such have not provided any additional cost estimate. If additional work results from these discussions, then Geosyntec will prepare a cost estimate once the scope has been defined and obtain WSD approval via a change order prior to completing the work. Proposed costs are given in **Table 6**.

2.7 Task 6: General Site Maintenance (2024-2025)

Based on the previous rounds of sampling, it is evident that the trails and access paths to the wells in the wetland regularly deteriorate and become difficult to navigate (i.e., potential safety hazards). It is recommended that Geosyntec staff continue to schedule a day or two annually in advance of the regular monitoring program to improve the trails and markers for the wells. This work might include replacing stakes or erecting more permanent markers along the paths to make them easier to follow, replacing well labels, building simple boardwalks/boards over wet or boggy areas, and clearing brush more extensively to provide access routes from within the wetland. This work might also include the repair of leaning or damaged vent pipes. Furthermore, in the fall of 2023, monitoring well CTW-21U was replaced with CTW-21UA and CTW-21UB following repairs of the CTW-20 Transect. Geosyntec recommends engaging a local surveyor to survey these two newly installed wells in 2024. Proposed costs are given in **Table 7**.

2.8 Ongoing Tasks from Previous Years

Following arsenic surface water and sediment sampling in the fall of 2021 and the spring of 2022, which was reviewed by a USEPA risk assessor, USEPA and NHDES recommended future monitoring efforts be conducted to assess the ecological risk posed by arsenic. Following a teleconference held with USEPA and NHDES on April 6, 2023, a work plan for surface water and porewater sampling was sent to the USEPA and NHDES which proposed a phased approach to conduct sampling for arsenic in 2023 and then again in 2028. The work plan was approved on September 1, 2023. Surface water and porewater sampling was conducted at 4 locations (SW-4, SW-6, SW-7, and SW-8) at the Site for arsenic in the fall of 2023. There are no expected costs associated with this task in 2024. Additional sampling beyond 2028 will be evaluated as part of the discussion of the results of the 2028 arsenic sampling program.

ARTICLE 3 – MISCELLANEOUS PROVISIONS

3.1 Compensation

Compensation for Consultant's services covered under this Amendment shall be in accordance with the terms and conditions of the original Agreement subject to the estimated fee contained

in **Table 1** of this Amendment. As discussed, our billing rates have been updated to new WSD preferred rates, as shown in **Table 8**. Geosyntec will not surpass the authorized amount without first identifying the basis for any change and submitting an appropriate change order request to the WSDs for review and consideration prior to incurring any costs in excess of the authorized amount. Invoices will be submitted on a monthly basis reflecting services provided to date.

3.2 Entire Agreement

This amendment, together with the Agreement and other documents incorporated therein by reference, shall constitute the entire agreement, and supersedes all prior negotiations, representations or agreements, between the parties. This Contract can only be amended by written document executed by the Group and Consultant.

IN WITNESS WHEREOF the Group and Consultant have made and executed this Contract as of the day and year first written above.

**THE SOMERSWORTH LANDFILL GROUP
THE CITY OF SOMERSWORTH**

GEOSYNTEC CONSULTANTS, INC.

By: _____

By: _____

Title: _____

Title: _____

THE GENERAL ELECTRIC COMPANY

By: _____

Title: _____

**TABLE 1
ESTIMATED COSTS FOR PROJECT TASKS
REMEDIAL ACTION - SOMERSWORTH SUPERFUND SITE, NH**

2023-24 Task Number and Description (TR0237N)		2023-24 Budget	2024-25 Task Number and Description (TR0237O)		2024-25 Budget	Individual Task Comparison (237O to 237N)	Comments
01	Groundwater Monitoring	\$52,450	01	Groundwater Monitoring	\$56,637	\$4,187	Biennial hydraulic pumping tests are not included in 2023-24 but is required in 2024-25; Extra samples for 5YR evaluation are required; Subcontractor/vendor expenses have increased.
02	PFAS Sampling	\$36,864	02	PFAS Sampling	\$40,555	\$3,691	Annual sampling of PFAS in groundwater. Results to be included in annual report; Assumes 19 samples plus QA/QC.
03	Annual Monitoring Report	\$0	03	Landfill Gas Monitoring	\$7,077	\$7,077	Biennial: Not included in 2023-24 but is part of 2024-25. The cost of LFG monitoring in 2022-23 was \$6,908.
04	Communication with USEPA	\$53,167	04	Annual Monitoring Report	\$56,144	\$2,977	Includes: WMD Full List for 5YR, biennial evaluations of hydraulic pumping, and LFG results.
05	General Site Maintenance	\$15,906	05	Communication with USEPA	\$16,390	\$484	Includes costs to support all questions from USEPA, no change in number of hours from 2023-24.
06	Repairs to CTW-20 Transect	\$7,252	06	General Site Maintenance	\$10,192	\$2,940	Includes maintenance and repair work in 2024-25. Includes surveyor for wells CTW-21UA and CTW-21UB.
07	Surface Water and Sediment Porewater Sampling	\$113,396				-\$113,396	Was completed in the fall of 2023 under the 2023-24 budget. Not expected to be carried over in 2024-25.
		\$29,186				-\$29,186	The work plan for sampling of arsenic in surface water and porewater, approved on September 1, 2023, follows a phased approach to conduct sampling in 2023 and again in 2028. There are no costs expected in 2024.
Total Budget 2023-24:		\$308,221	Total Budget 2024-25:		\$186,995		
			2024-25 comparison with 2023-24:			-\$121,226	

Notes:

- 5YR - Five Year Review
- LFG - landfill gas
- NHDES - New Hampshire Department of Environmental Services
- PFAS - per- and polyfluoroalkyl substances
- QA/QC - quality assurance/quality control
- USEPA - United States Environmental Protection Agency
- VOCs - volatile organic compounds
- WMD Full List - New Hampshire Department of Environmental Services, Waste Management Division's Full List of VOCs

TABLE 2
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIAL ACTION - SOMERSWORTH SUPERFUND SITE, NH
TASK 01: Groundwater Monitoring for 2024-2025

Activity	Company Category	Geosyntec											Other		ACTIVITY TOTAL (\$)			
		SP	PD	PM	FM	DBM	SR ST	STAF	GRPH	PA	Total Prof. Time (\$)	Disbursements (\$)				Company Total (\$)	Cost (\$)	Notes
												Travel	Phone	Freight & Equip Rental				
	Hourly Rate	234	206	170	135	170	114	101	118	79								
Planning			6	4	10		4				3,722					3,722		
Groundwater Sampling																		
CTW In-Wall Hydraulic Pumping Test (2024)			2	2	20		20				5,732				1,625	7,357		
Water Levels (1 round)					8		8				2,800	1,125			500	4,425		
Install PDBs in wells (1 round)				2	10		10	10			3,840	1,125				4,965	1,410	PDBs
Sample PDBs (1 round)				2	8		18	18			5,290	1,125			500	6,915		
Sample wells Low-Flow Purging (1 round)					16		16	16			5,600	1,125			1,000	7,725		
Lab Analyses																		
VOCs ¹											-					-	4,625	ALS
Wet Chemistry & Metals											-					-	3,225	ALS
Full WMD Suite (2024)											-					-	580	ALS
Compilation of Field Data			2	8	16	8				8	5,924					5,924		
Project Management			8	16	8					4	5,764					5,764		
Total Hours		0	18	34	96	8	76	52	0	12	38,672	4,500	-		3,625	46,797	9,840	
TASK TOTAL (\$)																		56,637

Notes:
¹ Assumes that we are sampling once a year and that we will not need to sample for the additional parameters requested by NHDES
PDBs - passive diffusion bags
ALS - ALS Laboratories, formerly Columbia Analytical Services
NHDES - New Hampshire Department of Environmental Services
VOCs - volatile organic compounds

TABLE 3
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIATION ACTION - SOMERSWORTH SUPERFUND SITE, NH

TASK 02: PFAS Sampling for 2024-2025

Activity	Company Category	Geosyntec											Other		ACTIVITY TOTAL (\$)					
		SP	PD	PM	FM	DBM	SR ST	STAF	GRPH	PA	Total Prof. Time (\$)	Disbursements (\$)				Company Total (\$)				
												Travel	Hotel	Phone			Copies	Freight & Equip Rental		
Hourly Rate		234	206	170	135	170	114	101	118	79										
Planning and Document Review			2	4	8						2,172									2,172
PFAS Sampling (1 round)				4	40		80	40			19,240	3,525		2,650					25,415	
Lab Analyses - PFAS (19 samples plus QA/QC)											-						9,860	Pace ¹	9,860	
Compilation of Field Data				2		8					1,700								1,700	
Project Management			2	4						4	1,408								1,408	
Total Hours		0	4	14	48	8	80	40	0	4	24,520	3,525	-	2,650			9,860		40,555	
TASK TOTAL (\$)																				

Notes:
Pace - Pace Analytical (formerly Alpha Analytical)
PFAS - per- and polyfluoroalkyl substances
¹ Assumes that we are sampling once a year and that we will sample for the PFAS NH 9 List compounds

TABLE 4
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIATION ACTION - SOMERSWORTH SUPERFUND SITE, NH
TASK 03: Landfill Gas Monitoring for 2024-2025

Activity	Company Category	Geosyntec											Other		ACTIVITY TOTAL (\$)				
		SP	PD	PM	FM	DBM	SR ST	STAF	GRPH	PA	Total Prof. Time (\$)	Disbursements (\$)				Company Total (\$)	Cost (\$)	Notes	
												Travel Hotel Meals	Phone Copies Fax	Freight & Equip. Rental					
Hourly Rate		234	206	170	135	170	114	101	118	79									
Planning			1	2	4						1,086					1,086			1,086
Sampling SGPs and vent stacks					4		16				2,364	800		675		3,839			3,839
Compilation of Field Data				2	4		2			2	1,266					1,266			1,266
Project Management			1	4							886					886			886
Total Hours		0	2	8	12	0	18	0	0	2	5,602	800	-	675		7,077	-		7,077
TASK TOTAL (\$)																			

TABLE 5
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIAL ACTION - SOMERSWORTH SUPERFUND SITE, NH

TASK 04: Annual Monitoring Report for 2024-2025

Activity	Company Category	Geosyntec													Other		ACTIVITY TOTAL (\$)	
		SP	PD	PM	FM	DBM	SR ST	STAF	GRPH	PA	Total Prof. Time (\$)	Disbursements (\$)			Company Total (\$)	Cost (\$)		Notes
												Travel Hotel Meals	Phone Copies Fax	Other				
	Hourly Rate	234	206	170	135	170	114	101	118	79								
Data Validation			4	8			16				4,008				4,008			4,008
Compilation of Sampling Reports into Database				2	8	10		20			5,140				5,140			5,140
Evaluation of Temporal Trends - Water Levels			2	8		8	4		4		4,060				4,060			4,060
Evaluation of Temporal Trends - GW Chemistry			2	8		4	4		4		3,380				3,380			3,380
Evaluation of Temporal Trends - Hydraulic Testing (2024)			2	4	4		8				2,544				2,544			2,544
Evaluation of Temporal Trends - Soil Gas (2024)			2	4		4			4		2,244				2,244			2,244
Statistical Evaluation of MNA per Optimization Report recommendations			8	20		16	4		4		8,696				8,696			8,696
Evaluation of PFAS and Update to CSM			8	12		16			4		6,880				6,880			6,880
Evaluation of CTW Performance			8	20		2	2		4		6,088				6,088			6,088
Preparation of Draft Report for USEPA Submittal			8	24	10		2		16		9,194				9,194	50	GIS	9,244
Project Management			4	16						4	3,860				3,860			3,860
Total Hours		0	48	126	22	60	40	20	40	4	56,094	-	-	-	56,094	50		56,144
TASK TOTAL (\$)																		

Notes:

- CTW - chemical treatment wall
- MNA - monitored natural attenuation
- USEPA - United States Environmental Protection Agency

TABLE 6
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIATION ACTION - SOMERSWORTH SUPERFUND SITE, NH
TASK 05: Communication with USEPA for 2024-2025

Activity	Company Category	Geosyntec										Other		TOTAL (\$)		
		SP	PD	PM	FM	Grph	PA	Total Time (\$)	Disbursements (\$)				Company Total (\$)		Cost (\$)	Notes
									Travel	Phone	Copies	Other				
	Hourly Rate	234	206	170	135	118	79									
			36	50			6	16,390								
		0	36	50	0	0	6	16,390	-	-	-	-	16,390	-		
	Total Hours TASK TOTAL (\$)															

Notes:
USEPA - United States Environmental Protection Agency

TABLE 7
DETAILED BREAKDOWN OF ESTIMATED COSTS
REMEDIATION ACTION - SOMERSWORTH SUPERFUND SITE, NH
TASK 06: General Site Maintenance for 2024-2025

Activity	Company Category	Geosyntec											Other		ACTIVITY TOTAL (\$)				
		SP	PD	PM	FM	DBM	SR ST	STAF	GRPH	PA	Total Prof. Time (\$)	Disbursements (\$)				Company Total (\$)	Cost (\$)	Notes	
												Travel Hotel Meals	Phone Copies Fax	Freight & Equip Rental					
Site visit to perform general maintenance ¹	Hourly Rate	234	206	170	135	170	114	101	118	79		600			300	5,410			
Resurvey repaired wells with oversight (1 day)				2	4		4				1,336					1,336	2,800	Surveyor ¹	
Project Management			1	1	2						646					646			
Total Hours		0	1	3	16	0	14	20	0	0	6,492	600	-	300		7,392	2,800		10,192
TASK TOTAL (\$)																			

Notes:

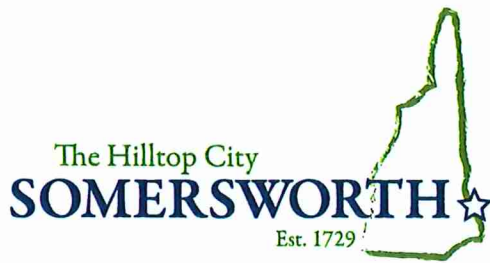
- ¹ Maintenance and repair work (performed without a driller) may include:
 - Clearing trails and erecting markers along wetland paths (ongoing issues)
 - Completing minor repairs on wells (e.g., cutting PVC pipe so locks can be replaced, replacing damaged locks, repairing VPs to prevent squeaking)
 - Replacing staff gauges that have been destroyed or irreparably damaged
 - Completing minor repairs around wells (e.g., adjusting tilted vent pipes, replacing well labels that are no longer legible)

TABLE 8
2024 RATE SCHEDULES
 REMEDIAL ACTION - SOMERSWORTH SUPERFUND SITE, NH

Labor Category	Labor Rate ¹ (\$/hr)
Senior Principal	\$234.00
Principal	\$206.00
Senior Professional	\$185.00
Project Professional	\$170.00
Professional	\$135.00
Senior Staff Professional	\$114.00
Staff Professional	\$101.00
Graphics Professional	\$118.00
Senior Technician I	\$79.00
Project Administrator	\$79.00
Clerical	\$61.00
Subcontractor / Direct Expenses Cost	Cost plus 5%
Personal Automobile (per mile)	Current Government Rate

Notes:

1. Geosyntec rates for Somersworth have been increased between 1.8 and 5.3% in 2024, depending on Labor Category. Subcontractor and direct expense markups have not been increased.



January 30, 2024

William J. Cass
Highway Commissioner
New Hampshire Department of Transportation
7 Hazen Drive
Concord, NH 03302

Re: Main Street Water Main Replacement – Somersworth, NH

Dear Commissioner Cass:

The City of Somersworth is in final engineering design and specification development for replacement of a 6" water main on Main Street between Indigo Hill Road and the Somersworth-Rollinsford town line. The existing main has experienced 5 breaks in the past 5 years and has been identified as the City's highest priority water main to be replaced in our Water Distribution Condition Assessment and Asset Management Plan. In fact, most of the water main breaks have occurred on the State maintained portion of Main Street. Given a segment of the water main will be constructed in a portion of Main Street maintained by NHDOT, we sent engineering plans to the District 6 staff for review and comment.

City staff met with NHDOT District 6 officials and our design Engineers, BETA Group, Inc.. During the meeting, City staff reviewed the proposed design plans with District 6 staff. District 6 staff represented that the proposed water main alignment would not be approved as proposed since the water main as designed was in the travel lane, although in the same location as the existing water main. District staff referenced the Utility Accommodations Manual regarding placement of utilities in State road travel lanes and informed us that District 6 would not allow utilities in State ROW travel lanes. The City is appealing to the Commissioner's office to approve the City's plans to replace the water main as proposed after reviewing cost increases to change the alignment.

We understand that NHDOT has a practice of locating proposed utilities outside of the edge-of-pavement, however for several reasons we believe the alignment identified by NHDOT would cause an "extreme hardship" and should qualify for an exception under the Utility Accommodation Manual.

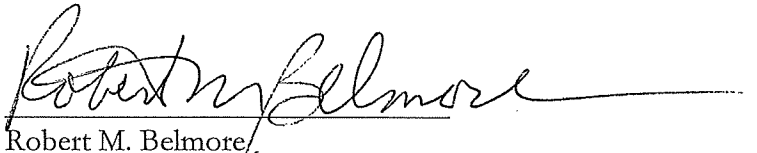
Most notably, the following factors for shifting the alignment make the project untenable:

- The cost of the project would increase from approximately \$2.4 Million to at least \$2.8 Million (17%) due to the cost of the wetland mitigation work during construction, tree removal, the need to install flowable in the abandoned AC water main, possible easement payments for encroachment onto private property, additional engineering to redesign the main, and restoration of driveways, retaining walls, and utility poles.


- The proposed alignment would result in a major delay to the project due to the time to obtain easements, coordinate work with private utilities, tree removal, and additional permitting required for work adjacent to wetlands. The City planned to solicit bids and start construction in the Spring of 2024.

Should you have any questions, or want to discuss our position further, please call me at (603) 692-9503 or Michael Bobinsky, our Director of Public Works at (603) 692-9503. We look forward to having additional discussions with your office regarding the matter. Due to the urgent nature of replacing this water main to prevent future breaks along both City section and State DOT sections of Main Street, I would appreciate an expediated response.

Sincerely,



Robert M. Belmore
City Manager



Mike Bobinsky
Director of Public Works & Utilities

CC: Mayor and City Council
Scott Smith, Deputy City Manager/Finance Director
Amber Hall, City Engineer

MITCHELL MUNICIPAL GROUP, P.A.

ATTORNEYS AT LAW
25 BEACON STREET EAST
LACONIA, NEW HAMPSHIRE 03246
www.mitchellmunicipalgroup.com

LAURA A. SPECTOR-MORGAN
JOSEPH H. DRISCOLL, IV
NAOMI N. BUTTERFIELD – OF COUNSEL

TELEPHONE (603) 524-3885

January 31, 2024

CERTIFICATION

Re: City of Somersworth, New Hampshire

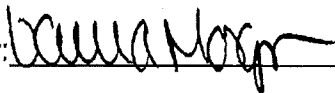
Ordinance No. 8-24

Title: **AMEND CHAPTER 34, EXEMPTIONS AND CREDITS, SECTION 34.6, SOLAR EXEMPTION, TO RE-ADOPT THE PROVISIONS OF RSA 72:62 AND LIMIT THE SOLAR EXEMPTION TO A MAXIMUM AMOUNT OF \$25,000**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced ordinance. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 1-31-24

By: 

MITCHELL MUNICIPAL GROUP, P.A.

ATTORNEYS AT LAW
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LAURA A. SPECTOR-MORGAN
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January 31, 2024

CERTIFICATION

Re: City of Somersworth, New Hampshire

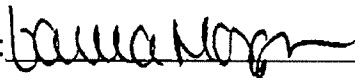
Resolution No. 31-24

Title: **TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL SHALL NOT ACCEPT A TAX DEED ON PROPERTIES LOCATED ON WEXFORD LANE AND BLACKWATER ROAD SUBJECT TO AN UNREDEEMED TAX LIEN**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced resolution. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 1-31-24

By: 

MITCHELL MUNICIPAL GROUP, P.A.

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NAOMI N. BUTTERFIELD – OF COUNSEL

TELEPHONE (603) 524-3885

January 31, 2024

CERTIFICATION

Re: City of Somersworth, New Hampshire

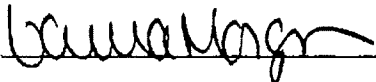
Resolution No. 32-24

Title: **TO NOTIFY THE CITY TAX COLLECTOR THAT THE CITY COUNCIL SHALL
NOT ACCEPT A TAX DEED ON CERTAIN PROPERTIES SUBJECT TO AN
UNREDEEMED TAX LIEN**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced resolution. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 1-31-24

By: 

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January 31, 2024

CERTIFICATION

Re: City of Somersworth, New Hampshire

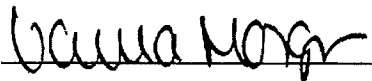
Resolution No. 33-24

Title: **TO AUTHORIZE THE CITY MANAGER TO USE FUNDING FROM THE
AMERICAN RESCUE PLAN ACT AND CONTRACT WITH ENE SYSTEMS OF NEW
HAMPSHIRE, INC. OF BOW NEW HAMPSHIRE TO REPLACE THE AIR
CONDITIONING SYSTEM AT THE SOMERSWORTH POLICE STATION**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced resolution. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 1-31-24

By: 

MITCHELL MUNICIPAL GROUP, P.A.

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NAOMI N. BUTTERFIELD – OF COUNSEL

TELEPHONE (603) 524-3885

January 31, 2024

CERTIFICATION

Re: City of Somersworth, New Hampshire

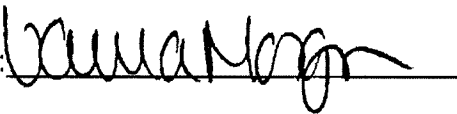
Resolution No. 34-24

Title: **TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH GMI ASPHALT, INC. OF BELMONT, NEW HAMPSHIRE FOR FISCAL YEAR 2024 ROAD RESURFACING IMPROVEMENTS AND TO REPAIR AND RECONSTRUCT THE SIDEWALK ON THE EAST SIDE OF MAPLE STREET**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced resolution. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 1-31-24

By: 

MITCHELL MUNICIPAL GROUP, P.A.

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JOSEPH H. DRISCOLL, IV
NAOMI N. BUTTERFIELD – OF COUNSEL

TELEPHONE (603) 524-3885

February 2, 2024

CERTIFICATION

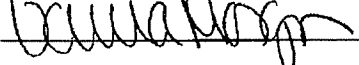
Re: City of Somersworth, New Hampshire

Resolution No. 35-24

Title: **TO ACCEPT WHIPPOORWILL WAY, SANDLOT LANE AS A PUBLIC WAY**

This is to confirm that in accordance with Somersworth City Council Rules and Regulations #17 (D)1, we have reviewed the above referenced resolution. To our examination it is in correct technical form, and to our understanding is not repugnant to the laws and constitution of the State of New Hampshire nor the Charter and Ordinances of the City of Somersworth.

MITCHELL MUNICIPAL GROUP, P.A.
City Attorney

Date: 

By: 2.2.24