

City of Somersworth
City Council Meeting Agenda
City Council Chambers
Tuesday, June 21, 2022
7:00 p.m.

1. Roll Call of Members
2. Pledge of Allegiance
3. Public Hearing
 - A. **Ordinance No. 12-22** – Transfer Between Departments
 - B. **Ordinance No. 13-22** – Supplemental Appropriation for the City’s Match for the Rehabilitation of the Eddy Bridge on Salmon Falls Road and the New Dam Bridge on Buffumsville Road
 - C. **Community Revitalization Tax Relief Incentive Program Application** (City Ordinance, Chapter 31) from Jeffrey Daniel Hughes, for 142-144 High Street
4. Comments by Visitors
5. Consent Calendar
 - A. Approve Minutes of the City Council Meeting held on June 6, 2022
6. Comments by City Councilors
7. Communications
8. Presentations of Petitions and Disposal Thereof by Reference or Otherwise
9. Mayor’s Report
10. Report of Standing Committees
11. Report of Special Committees, City Officers and City Manager
12. Nominations, Appointments and Election
 - Nominations being introduced for a Council Confirmation Vote:
 - A. Will Milus for Appointment as a Moderator for Ward 5 with a term to expire June, 2025

Nominations for a Council Confirmation Vote:

- A. Donna Donovan for Appointment as a Supervisor of the Checklist for Ward 5 with a term to expire June, 2025
 - B. Tamara Keegan for Appointment as Selectman for Ward 3 with a term to expire December, 2023
 - C. George Bald for Appointment as Selectman for Ward 1 with a term to expire December, 2023
 - D. Woodard Openo for Appointment as a Member of the Board of Cemetery Trustees with a term to expire June, 2027
 - E. Mary Curtis for Appointment as Selectman for Ward 4 with a term to expire December, 2023
13. Lay on the Table
14. Unfinished Business

ORDINANCES

- A. **Ordinance No. 12-22** – Transfer Between Departments
- B. **Ordinance No. 13-22** – Supplemental Appropriation for the City’s Match for the Rehabilitation of the Eddy Bridge on Salmon Falls Road and the New Dam Bridge on Buffumsville Road

RESOLUTIONS

- A. **Resolution No. 43-22** – To Authorize the City to Use Funding from the Municipal and Transportation Fund for the City’s Match of the Eddy Bridge and New Dam Bridge Rehabilitation Projects
 - B. **Resolution No. 44-22** – To Authorize the City Manager to Execute a Cost Sharing Agreement with the State of New Hampshire for the Eddy Bridge and New Dam Bridge Rehabilitation Projects
15. New Business

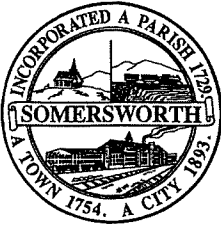
RESOLUTIONS

- A. **Resolution No. 45-22** – To Authorize the City Manager to Enter into an Additional Grant Agreement with the New Hampshire Department of Justice for a Project Safe Neighborhood Grant
- B. **Resolution No. 46-22** – To Authorize the City Manager to Apply for a Comprehensive Opioid, Stimulant, and Substance Abuse Site-Based Program (COSSAP) Grant through the New Hampshire Department of Justice and to Accept the Grant Award

- C. **Resolution No. 47-22** – To Authorize the City Manager to Convey the Fee to the Land under Two Discontinued Roads to 108 Gator Rock, LLC

OTHER

- A. Vote to Approve the Warranty Period Waiver Request from SUR Construction on the Paving of the Middle/High School Parking Lot
 - B. Vote to Authorize the Sale of City Surplus Property – per Administrative Code, Chapter 29, Section 8.5, Disposal of City Property
 - C. Vote to Approve the Community Revitalization Tax Relief Incentive Program Application (City Ordinance, Chapter 31) from Jeffrey Daniel Hughes, for 142-144 High Street
 - D. Vote to Schedule a Public Hearing, July 5, 2022 on the Proposed City Charter Amendment to the Section Entitled, Ward Boundaries (Article 1.3)
- 16. Comments by Visitors
 - 17. Closing Comments by Council Members
 - 18. Future Agenda Items
 - 19. Nonpublic Session (as necessary, pending roll call vote by Council)
 - 20. Adjournment



City of Somersworth – Ordinance

Ordinance No: 12-22

TRANSFER BETWEEN DEPARTMENTS

June 6, 2022

BE IT ORDAINED BY THE CITY OF SOMERSWORTH, pursuant to Section 7.7 (D) of the City Charter, that the following General Fund unencumbered balance transfer be made:

<u>DEPARTMENTS</u>	<u>FROM</u>	<u>TO</u>
ELECTED LEADERSHIP		
CITY MANAGEMENT		
FINANCE AND ADMINISTRATION		
DEVELOPMENT SERVICES		
POLICE	50,000	
FIRE		90,000
PUBLIC WORKS		
OTHER EXPENSES (<i>CONTINGENCY</i>)	45,055	
CAPITAL OUTLAY		5,055
INTERGOVT ASSESSMENTS-COUNTY TAX		
SCHOOL DEPARTMENT	_____	_____
TOTAL GENERAL FUND	95,055	95,055

This Ordinance shall take effect upon passage.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Matt Gerding
Richard Michaud

Approved:

City Attorney

City of Somersworth – Ordinance 12-22

History

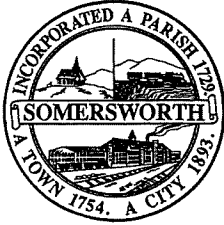
First Read Date:	06/06/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

06/06/2022

Ordinance No. 12-22 will remain in first reading until call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On / / Ordinance 12-22		PASSED	FAILED



City of Somersworth – Ordinance

Ordinance No: 13-22

SUPPLEMENTAL APPROPRIATION FOR THE CITY'S MATCH FOR THE REHABILITATION OF THE EDDY BRIDGE ON SALMON FALLS ROAD AND THE NEW DAM BRIDGE ON BUFFUMSVILLE ROAD

June 6, 2022

THE CITY OF SOMERSWORTH ORDAINS THAT pursuant to Section 7.7(A) of the City Charter:

The annual budget for the City of Somersworth for Fiscal Year 21-22 is amended as follows:

Appropriate \$79,600 (Seventy-Nine Thousand Six Hundred dollars) from the Municipal and Transportation Fund to the Capital Outlay Section of the General Fund budget as follows;

Revised Budget	Amendment	Revised Budget
\$ 378,498	\$ 79,600	\$ 458,098

Approved as to Funding:

Scott A. Smith
Director of Finance and Administration

Recorded by:

Jonathan Slaven
City Clerk

Background:

This Ordinance appropriates the funding for the City's share of an agreement with the State of New Hampshire, to provide a 20% match of the State of New Hampshire's cost in an agreement with the State of Maine to rehabilitate the Eddy Bridge on Salmon Falls Road and the New Dam Bridge on Buffumsville Road.

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

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Matt Gerding
Richard Michaud
Denis Messier
Martin Pepin
Kenneth Vincent
Martin P. Dumont, Sr.

Approved:

City Attorney

City of Somersworth – Ordinance 13-22

History

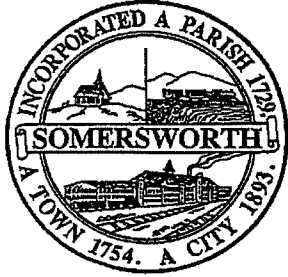
First Read Date:	06/06/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

06/06/2022

Ordinance No. 13-22 will remain in first reading until call of the Chair.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On / / Ordinance 13-22		PASSED	FAILED



City of Somersworth
Boards, Commissions & Committee Application

Instructions: Please complete all information.

Name: Will Milus
Telephone: 847 338 3999 Email: Willmilus@gmail.com
Residence Address: 101 Indigo Hill Rd. Apartment A
Mailing Address (if different): _____
Resident of Somersworth for 2 ^{Months}/_{Years} Ward 5
Registered Voter: Yes No
Education Level: Bachelor's Degree

Please list any organizations, groups, or other committees you are involved in:

I am interested in serving on the following Board, Commission or Committee (s):

Moderator Ward 5

My Background or Interests are: Politics, Economics, History, Philosophy, Accounting, Outdoor Chiking, Gardening, Fishing, Travel

over



I have served on the following Committee (s) in the past: _____

Would you be able to commit to attending all meetings? Yes No

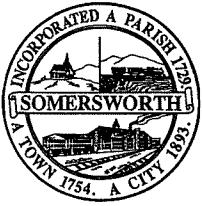
By submitting this Application you understand that:

1. This application is for consideration and does not mean you will necessarily be appointed to this Board/Commission; and
2. The Mayor will review your application, may contact you, check your references, and determine any potential conflict of interests; and
3. This application will be forwarded to the City Council for consideration.
4. Application will be kept on file for one (1) year from date of receipt.

Signature: William L. Miller

Date: _____

**Please submit application to:
City Clerk's Office
City Hall, One Government Way
Somersworth, NH 03878**



City of Somersworth – Resolution

Resolution No: **43-22**

TO AUTHORIZE THE CITY TO USE FUNDING FROM THE MUNICIPAL AND TRANSPORTATION FUND FOR THE CITY'S MATCH OF THE EDDY BRIDGE AND NEW DAM BRIDGE REHABILITATION PROJECTS

June 6, 2022

WHEREAS, the State of Maine has finalized design and estimated the cost for the rehabilitation of the Eddy Bridge on Salmon Falls Road and the New Dam Bridge on Buffumsville Road; and

WHEREAS, these projects are intended to be funded and constructed via an agreement between the State of New Hampshire and the State of Maine, each providing a 50% match, and a subsequent agreement between the State of New Hampshire and the City of Somersworth whereby the City of Somersworth will provide 20% of the State of New Hampshire's match of the project costs; and

WHEREAS, the City Council authorized funding in the amount of \$60,000 (Sixty Thousand dollars) as the City's match for the rehabilitation of the Eddy Bridge, however, based on current estimates, requires an additional \$33,000 (Thirty-Three Thousand dollars) to complete the City's match; and

WHEREAS, the City requires \$46,500 (Forty Six Thousand Five Hundred dollars) to provide the City's match for the New Dam rehabilitation project; and

WHEREAS, the City Council intends to utilize \$79,500 (Seventy-Nine Thousand Five-Hundred dollars) from the Municipal and Transportation Fund to be used as the City's match for these two bridge rehabilitation projects; and

WHEREAS, the City Council is designated as agents to expend these funds;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City may utilize \$79,500 (Seventy-Nine Thousand Five-Hundred dollars) from the Municipal and Transportation Fund to provide the City's match for the Eddy Bridge and New Dam Bridge rehabilitation projects.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Matt Gerding
Richard Michaud
Denis Messier
Martin Pepin
Kenneth Vincent
Martin P. Dumont, Sr.

Approved:

City Attorney

City of Somersworth – Resolution 43-22

History

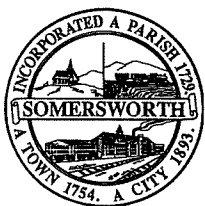
First Read Date:	6/6/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

06/06/2022

Resolution No. 43-55 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	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On Resolution 43-22		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: **44-22**

TO AUTHORIZE THE CITY MANAGER TO EXECUTE A COST SHARING AGREEMENT WITH THE STATE OF NEW HAMPSHIRE FOR THE EDDY BRIDGE AND NEW DAM BRIDGE REHABILITATION PROJECTS

June 6, 2022

WHEREAS, the State of Maine and the State of New Hampshire intend on executing a cost sharing agreement for the rehabilitation of the Eddy Bridge on Salmon Falls Road and the New Dam Bridge on Buffumsville Road; and

WHEREAS, the City of Somersworth will participate in these projects by entering into a cost sharing agreement with the State of New Hampshire to provide a 20% match of the State of New Hampshire's cost;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute a cost sharing agreement with the State of New Hampshire for the Eddy Bridge and New Dam Bridge rehabilitation projects and to take any further actions necessary for this project determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Matt Gerding
Richard Michaud
Denis Messier
Martin Pepin
Kenneth Vincent
Martin P. Dumont, Sr.

Approved:

City Attorney

City of Somersworth – Resolution 44-22

History

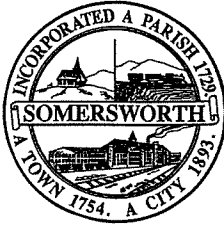
First Read Date:	6/6/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

06/06/2022

Resolution No. 44-22 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	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On		PASSED	
Resolution 44-22		FAILED	



City of Somersworth – Resolution

Resolution No: 45 - 22

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN ADDITIONAL GRANT AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF JUSTICE FOR A PROJECT SAFE NEIGHBORHOOD GRANT

June 21, 2022

WHEREAS, the Somersworth City Council adopted Resolution 3-20 on July 1, 2019 to enter into a grant agreement with the New Hampshire Department of Justice for a Project Safe Neighborhood Grant; and

WHEREAS, the City of Somersworth has been notified there are additional funds available for this grant and has been awarded additional funding for the Project Safe Neighborhood Grant; and

WHEREAS, the City of Somersworth is eligible to receive \$6,332 (Six Thousand Three Hundred Thirty Two dollars) requiring no local match; and

WHEREAS, the Grant will allow the City of Somersworth to cover expenses associated with providing increased Police patrol services in various areas throughout the City; and

EXPLANATION OF TOTAL PROJECT GRANT BREAKDOWN

NH Dept. of Justice (100%)	=	\$6,332
City Match (0%)	=	\$ 0
Total Project Award	=	\$6,332

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

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

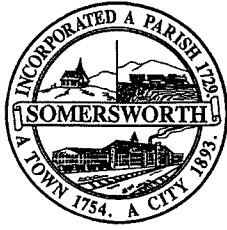
City of Somersworth – Resolution 45 - 22

History

First Read Date:	6/21/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On / / Resolution 45-22		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 46 - 22

TO AUTHORIZE THE CITY MANAGER TO APPLY FOR A COMPREHENSIVE OPIOID, STIMULANT, AND SUBSTANCE ABUSE SITE-BASED PROGRAM (COSSAP) GRANT THROUGH THE NEW HAMPSHIRE DEPARTMENT OF JUSTICE AND TO ACCEPT THE GRANT AWARD

June 21, 2022

WHEREAS, the New Hampshire Department of Justice (NHDOJ) is providing grant funding for training and overtime pay for Police Departments under the Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) which is designed to enhance and expand the prevention, enforcement, and treatment of substance abuse; and

WHEREAS, the NHDOJ is working with seven communities throughout the State on the program grant and would like to work with an eighth community located in Strafford County; and

WHEREAS, the City of Somersworth is being considered and could apply for a three-year grant in the amount of \$105,438 (One Hundred Five Thousand Four Hundred Thirty Eight dollars) with no local match; and

EXPLANATION OF TOTAL PROJECT GRANT BREAKDOWN

NH Dept. of Justice (100%)	=	\$105,438
<u>City Match (0%)</u>	=	<u>0</u>
Total Project Award	=	\$105,438

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to apply for a Comprehensive Opioid, Stimulant, and Substance Abuse Site-based Program (COSSAP) Grant through the New Hampshire Department of Justice; and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH that if the Grant is awarded to the City, the City Manager is authorized to accept the Grant and execute any documents and agreements necessary for the Grant's execution, expend the Grant proceeds in accordance with the Grant documents, and take any and all other such actions relative to this Grant determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:

Martin Pepin
Kenneth S. Vincent
Nancie Cameron
Denis Messier

Approved:

City Attorney

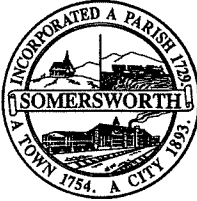
City of Somersworth – Resolution 46 - 22

History

First Read Date:	6/21/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On / / Resolution 46-22		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 47-22

TO AUTHORIZE THE CITY MANAGER TO CONVEY THE FEE TO THE LAND UNDER TWO DISCONTINUED ROADS TO 108 GATOR ROCK, LLC

June 21, 2022

WHEREAS, by Resolution 9-22 adopted on September 20, 2021; the City of Somersworth voted to discontinue two public ways known as Caiman Drive and Seamore Drive, and

WHEREAS, the City owns the fee to the land under these discontinued roads by virtue of a deed from Lionel R. Labonte recorded in the Strafford County Registry of Deeds at Book 4068, Page 64; and

WHEREAS, the City no longer has a public use for this land;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT in accordance with RSA 47:5, the City Manager is authorized to convey the fee to the land under the discontinued roads to 108 Gator Rock, LLC on such terms and conditions as determined to be in the best interest of the City, and the City Manager is authorized to execute any and all documents required for the conveyance.

Authorization

Sponsored by:
Mayor Dana S. Hilliard

Approved:
City Attorney

City of Somersworth – Resolution 47-22

History

First Read Date:	6/21/2022	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	Austin		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Gerding		
At Large Councilor	Cameron		
At Large Councilor	Messier		
TOTAL VOTES:			
On		PASSED	
Resolution 47-22		FAILED	