



City of Somersworth  
City Council Meeting Agenda  
City Council Chambers  
Monday March 4, 2024  
7:00 p.m.

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1. Roll Call of Members
2. Pledge of Allegiance
3. Recognition of Indigenous People – Our Native Ancestral Americans
  - This meeting takes place on N'Dakinna (n-DA-ki-na), which is the unceded traditional ancestral homeland of the Abenaki (a-BEN-a-ki), Pennacook and Wabanaki Peoples past and present. We acknowledge and honor with gratitude the land, waterways, living beings and the Aln8bak (Al-nuh-bak), the people who have stewarded N'dakinna throughout the generations.
4. Public Hearing
5. Comments by Visitors
6. Consent Calendar
  - A. Approve Minutes of the City Council Meeting held on February 20, 2024
7. Comments by City Councilors
8. Communications
9. Presentations of Petitions and Disposal Thereof by Reference or Otherwise
10. Mayor's Report
11. Report of Standing Committees
12. Report of Special Committees, City Officers and City Manager
13. Nominations, Appointments and Election
14. Lay on the Table
15. Unfinished Business
16. New Business

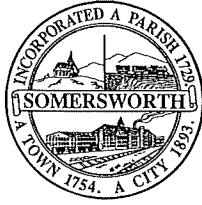
RESOLUTIONS

- A. **Resolution 36-24** – To Authorize the City Manager to Execute the Community Power Coalition of New Hampshire Cost Sharing Agreement/Member Services Contract and to Approve the Associated Policies for Risk, Rates, Reserves, and Data Security and Privacy
- B. **Resolution 37-24** – To Authorize the City Manager to Contract with N. Granese and Sons of Salem, Massachusetts to Construct the Constitutional Way Complete Streets Project

- C. **Resolution 38-24** – City Council Vote to Authorize a Bond to Construct the Constitutional Way Complete Streets Project
- D. **Resolution 39-24** – To Authorize the City Manager to Sign a Contract with Wright-Pierce Engineers of Portsmouth, New Hampshire to Provide Resident Inspection and Construction Engineering Services Associated with the Constitutional Way Complete Streets Project
- E. **Resolution 40-24** – To Authorize the City Manager to use Funding from the American Rescue Plan Act and Contract with 2-Way Communications of Portsmouth, New Hampshire to Replace the Radio Repeater and Update the Public Works Department Base Station

OTHER

- A. Vote to Authorize the City Manager to Take all Necessary Action for the City to Participate in the New Hampshire Department of Justice State Settlement Agreement regarding Opioid Litigation against Five Companies. Three are Major Pharmacy Chains; CVS, Walmart, and Walgreens, the other Two are Opioid Manufacturers; Allergan and Teva.
- 17. Comments by Visitors
  - 18. Closing Comments by Council Members
  - 19. Future Agenda Items
  - 20. Nonpublic Session (as necessary, pending roll call vote by Council)
  - 21. Adjournment



## City of Somersworth – Resolution

Resolution No:       **36-24**

**TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE COMMUNITY POWER COALITION OF NEW HAMPSHIRE COST SHARING AGREEMENT/MEMBER SERVICES CONTRACT AND TO APPROVE THE ASSOCIATED POLICIES FOR RISK, RATES, RESERVES, AND DATA SECURITY AND PRIVACY**

March 4, 2024

WHEREAS, the Somersworth City Council adopted Resolution 26-24 on December 11, 2023 to adopt the Somersworth Community Power Aggregation Plan and to authorize the City Manager to submit the plan with the New Hampshire Public Utilities Commission (NHPUC) for review and approval; and

WHEREAS, on January 9, 2024 the City was notified by the NHPUC that the Somersworth Community Power Aggregation Plan has been reviewed and approved; and

WHEREAS, now that the Somersworth Community Power Aggregation Plan has been approved, the City is required to execute the Community Power Coalition of New Hampshire Cost Sharing Agreement/Member Services Contract, and approve the associated policies for risk, rates, reserves, and data security and privacy; and

WHEREAS, the City Council would like to designate Deputy City Manager/Finance Director Scott Smith as the Authorized Officer for Member Service Decisions;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to execute the Community Power Coalition of New Hampshire Cost Sharing Agreement/Member Services Contract; and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Council approves the associated policies of the Community Power Coalition of New Hampshire Cost Sharing Agreement for risk, rates, reserves, and data security and privacy, and to designate Deputy City Manager/Finance Director Scott Smith as the Authorized Officer for Member Service Decisions.

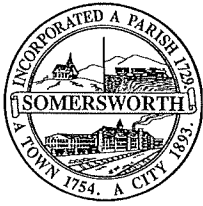
### Authorization

*Sponsored by Councilors:*

David A. Witham  
Denis Messier  
Martin Pepin  
Kenneth S. Vincent

*Approved:*

City Attorney



## City of Somersworth – Resolution

Resolution No: 37-24

### **TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH N. GRANESE AND SONS OF SALEM, MASSACHUSETTS TO CONSTRUCT THE CONSTITUTIONAL WAY COMPLETE STREETS PROJECT**

March 4, 2024

WHEREAS, the City Council adopted Resolution 18-18 on December 4, 2017 authorizing the City Manager to contract with Wright-Pierce Engineers to provide engineering services for the design of various complete streets projects including Constitutional Way; and

WHEREAS, the Constitutional Way complete streets project design was completed and bid specifications were prepared and released requesting bids from qualified contractors to construct the project; and

WHEREAS, the City received bids on February 8, 2024, which were reviewed by Wright-Pierce Engineers, and they raised no objections to awarding the contract to N. Granese and Sons of Salem, Massachusetts for an amount of \$2,073,006 (Two Million Seventy-Three Thousand Six dollars); and

WHEREAS, the Finance Committee has reviewed the bids received with City staff and recommends contracting with N. Granese and Sons of Salem, Massachusetts for an amount of \$2,073,006 (Two Million Seventy-Three Thousand Six dollars); and

WHEREAS, the Finance Committee recommends including an amount of \$103,650 (One Hundred Three Thousand Six Hundred Fifty dollars) with the project total for contingencies, and authorize the City Manager to increase the contract to an amount not to exceed \$2,176,656 (Two Million One Hundred Seventy-Six Thousand Six Hundred Fifty-Six 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 is authorized to contract with N. Granese and Sons of Salem, Massachusetts to construct the Constitutional Way complete streets project for an amount of \$2,073,006 (Two Million Seventy-Three Thousand Six dollars); and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT an amount of \$103,650 (One Hundred Three Thousand Six Hundred Fifty 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 \$2,176,656 (Two Million One Hundred Seventy-Six Thousand Six Hundred Fifty-Six dollars) if needed, and it is determined to be in the best interest of the City.

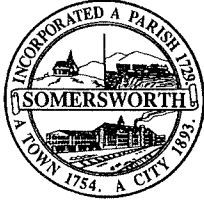
#### **Authorization**

*Sponsored by Councilors:*

David A. Witham  
Denis Messier  
Martin Pepin  
Kenneth S. Vincent

*Approved:*

City Attorney



## City of Somersworth – Resolution

Resolution No:       **38-24**

### **CITY COUNCIL VOTE TO AUTHORIZE A BOND TO CONSTRUCT THE CONSTITUTIONAL WAY COMPLETE STREETS PROJECT**

March 4, 2024

WHEREAS, the City requested and received bids for the construction of the Constitutional Way Complete Streets Project; and

WHEREAS, the project costs include construction of water infrastructure, sewer infrastructure, drainage infrastructure, sidewalk and roadway improvements, lighting and other streetscaping improvements, construction engineering and inspection, and any other ancillary costs associated with the project;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT an amount not to exceed \$2,367,256 (Two Million Three Hundred Sixty-Seven Thousand Two Hundred Fifty-Six dollars) is appropriated to construct the Constitutional Way Complete Streets Project; and

BE IT FURTHER RESOLVED THAT:

- (a.) the City Manager is authorized to borrow up to \$2,367,256 (Two Million Three Hundred Sixty-Seven Thousand Two Hundred Fifty-Six dollars) under the Municipal Finance Act and to issue bonds and notes payable within 15 years from their dates, and
- (b.) the City Manager is authorized to issue temporary notes in anticipation of the issue of these bonds or notes, and
- (c.) the City Manager is authorized to apply for, obtain and accept federal, state or other aid, if any, which may be available for said project, and
- (d.) the estimated useful life of this project is expected to exceed 15 years.

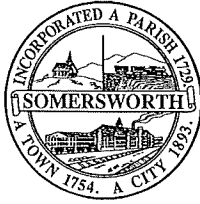
#### **Authorization**

*Sponsored by Councilors:*

David A. Witham  
Denis Messier  
Martin Pepin  
Kenneth S. Vincent

*Approved:*

City Attorney



## City of Somersworth – Resolution

Resolution No:       **39-24**

**TO AUTHORIZE THE CITY MANAGER TO SIGN A CONTRACT WITH WRIGHT-PIERCE ENGINEERS OF PORTSMOUTH, NEW HAMPSHIRE TO PROVIDE RESIDENT INSPECTION AND CONSTRUCTION ENGINEERING SERVICES ASSOCIATED WITH THE CONSTITUTIONAL WAY COMPLETE STREETS PROJECT**

March 4, 2024

WHEREAS, Wright-Pierce Engineers of Portsmouth, New Hampshire have provided the City with pre-construction services such as engineering, design, and development of bid specifications for the Constitutional Way complete streets project; and

WHEREAS, the City has received bids from qualified contractors for the construction of the Constitutional Way complete streets project and will require resident inspection and construction engineering services associated with the construction of this project; and

WHEREAS, Wright-Pierce Engineers have provided a proposal in the amount of \$190,600 (One Hundred Ninety Thousand Six Hundred dollars) to provide resident inspection and construction engineering services for this project;

WHEREAS, the Finance Committee has reviewed the proposal with City staff and recommends contracting with Wright-Pierce Engineers for resident inspection and construction engineering services associated with the construction of this project for an amount of \$190,600 (One Hundred Ninety Thousand Six Hundred dollars);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to sign a contract with Wright Pierce Engineers of Portsmouth, New Hampshire to provide resident inspection and construction engineering services associated with the construction of the Constitutional Way complete streets project for an amount not to exceed \$190,600 (One Hundred Ninety Thousand Six Hundred dollars), and to take any other action related to this contract determined to be in the best interest of the City.

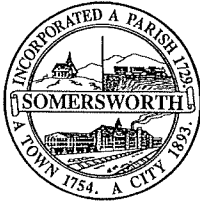
### Authorization

*Sponsored by Councilors:*

David A. Witham  
Denis Messier  
Martin Pepin  
Kenneth S. Vincent

*Approved:*

City Attorney



## City of Somersworth – Resolution

Resolution No: **40-24**

**TO AUTHORIZE THE CITY MANAGER TO USE FUNDING FROM THE AMERICAN RESCUE PLAN ACT AND CONTRACT WITH 2-WAY COMMUNICATIONS OF PORTSMOUTH, NEW HAMPSHIRE TO REPLACE THE RADIO REPEATER AND UPDATE THE PUBLIC WORKS DEPARTMENT BASE STATION**

March 4, 2024

WHEREAS, the Somersworth Capital Improvement Program for Fiscal Years 2025-2030 includes a project to replace the radio repeater housed at the former Hilltop School used for communications by Police, Fire, Ambulance and Public Works; and

WHEREAS, the Somersworth Capital Improvement Program for Fiscal Years 2025-2030 includes a project to update the communications Base Station at the Public Works Facility; and

WHEREAS, City Staff obtained a quote from 2-Way Communications of Portsmouth, New Hampshire for an amount of \$124,471 (One Hundred Twenty-Four Thousand Four Hundred Seventy-One dollars) to replace this equipment; and

WHEREAS, the Finance Committee reviewed this project 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 2-Way Communications for this project; and

WHEREAS, the Finance Committee also recommends adding an amount of \$5,529 (Five Thousand Five Hundred Twenty-Nine dollars) to this project for contingencies and authorize the City Manager to increase the contract to an amount not to exceed \$130,000 (One Hundred Thirty 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 2-Way Communications of Portsmouth, New Hampshire to replace the radio repeater housed at the former Hilltop School and update the communications Base Station at the Public Works Facility for an amount of \$124,471 (One Hundred Twenty-Four Thousand Four Hundred Seventy-One dollars); and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT an amount of \$5,529 (Five Thousand Five Hundred Twenty-Nine dollars) is included with this project for contingencies and the City Manager is authorized to increase the contract to an amount not to exceed \$130,000 (One Hundred Thirty 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 S. Vincent

Crystal Paradis-Catanzaro

*Approved:*

City Attorney