

# CITY OF SOMERSWORTH CITY COUNCIL MEETING

AGENDA FOR MAY 21, 2018

7:00pm – City Council Meeting

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1. Roll Call of Members
2. Pledge of Allegiance
3. Minutes of Previous Meetings
  - A. MINUTES of the Workshop – School Department FY2018 Budget Update held on May 7, 2018
  - B. MINUTES of the Public Hearings - Ordinance No. 9-18 Amending Chapter 19, Zoning Ordinance, Section 25, Definitions, and Adding New Section 19.24, Accessory Dwelling Units held on May 7, 2018
  - C. MINUTES of the City Council Meeting held on May 7, 2018
4. Comments by Visitors
5. Comments by Councilors
6. Communications
7. Presentation of Petitions and Disposal Thereof by Reference or Otherwise
8. Mayor's Report
9. Reports of Standing Committees
10. Reports of Special Committees, City Officers and City Manager
11. Nominations, Appointments and Elections
12. Lay on Table
  - A. The Following Require a Council Confirmation Vote:
    - a. Patty Roberge LaHoullier, re-appointment as a member of the Board of Assessors, with a term to expire, May 2021
    - b. Philip Munck, re-appointment as a member Board of Assessors, with a term to expire, May 2021

- c. Jeremy Rhodes, re-appointment as a member of the Planning Board, with a term to expire, May 2021
- d. George Poulin, re-appointment as a member of the Historic District Commission, with a term to expire, May 2021
- e. Laura Barry, re-appointment as a member of the Historic District Commission, with a term to expire, May 2021
- f. David McNicholas, from Alternate member to Full member of the Historic District Commission, with a term to expire, May 2021
- g. Brad Fredette, appointment as an Alternate member of the Zoning Board of Adjustment, with a term to expire, May 2021
- h. Shawn Kinneavy from Alternate member to a Full member of the Zoning Board of Adjustment, with a term to expire, May 2021
- i. Steve Goff, re-appointment as a Trustees of the Trust Fund, with a term to expire, May 2021
- j. Larry Hamilton, as a member of the Conservation Commission, with a term to expire, May 2021

### 13. Unfinished Business

#### RESOLUTIONS

- A. **Resolution No. 32-18** To Authorize the City Manager to enter into a 5-Year Contract with Resource Management Inc. (RMI) of Holderness, NH for Disposal of Water Treatment Facility Lagoon Sludge Material
- B. **Resolution No. 33-18** To Amend City Council Rules and Regulations

### 14. New Business

#### RESOLUTIONS

- A. **Resolution No. 34-18** To Discontinue the Fund for the Education of Persons with Disabilities Non-Capital Reserve Fund in Accordance with RSA 34:11-A
- B. **Resolution No. 35-18** To Authorize the City Manager to Prepare Bid Specifications for Road Resurfacing and Associated Repairs of Selected Streets
- C. **Resolution No. 36-18** Authority to File an Application to the State Revolving Fund for a Loan to Fund Wastewater Facility Upgrades

## OTHER

- A. Vote to rescind the authorization granted in Resolutions 35-17 and 38-17 to the City Manager to sign a PILOT, Lease and Net Metering Agreement with NHSolar Garden to construct a Solar Project on the Blackwater Road Sanitary Landfill Superfund Site – requested by the Finance Committee
- B. Set polling times for September 11, 2018 State Primary Election  
Suggested time: 7:00am to 7:00pm
- C. Set polling times for November 6, 2018 General Election  
Suggested time: 7:00am to 7:00pm

15. Comments by Visitors

16. Closing Comments by Council Members

17. Future Agenda Items

18. Nonpublic Session (as necessary, pending roll call vote by Council)

19. Adjournment

**City of Somersworth – Ordinance 9-18**

**History**

First Read Date:	04/16/2018	Tabled:	
Public Hearing:	05/07/2018	Removed From Table:	
Second Read:	05/07/2018		

**Action**

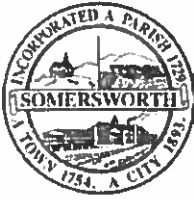
Councilor Witham moved for adoption, seconded by Councilor Cameron.

**Discussion**

<b>Voting Record</b>		<b>YES</b>	<b>NO</b>
Ward 1 Councilor	Pepin	X	
Ward 2 Councilor	Vincent	X	
Ward 3 Councilor	Dumont	X	
Ward 4 Councilor	McCallion	X	
Ward 5 Councilor			
At Large Councilor	Witham *	X	
At Large Councilor	Sprague		X
At Large Councilor	Cameron	X	
At Large Councilor	Levasseur	X	
<b>TOTAL VOTES:</b>		<b>7</b>	<b>1</b>
On 05/07/2018	Ordinance 9-18	<b>PASSED</b>	<b>FAILED</b>

*Councilor Witham, seconded by Cameron made a motion to adopt Ordinance 9-18.  
Approved by roll call vote 7-1, Councilor Sprague opposed.*

NEW BUSINESS



## City of Somersworth – Resolution

Resolution No: 33-18

### TO AMEND COUNCIL RULES AND REGULATIONS

May 7, 2018

WHEREAS, the Council Rules and Regulations have been reviewed by the Government Operations Committee as amended, and

WHEREAS, the Government Operations Committee are recommending the Council Rules and Regulations, as amended, be further amended as follows:

***Amend Section 2, Presiding Officer, by adding the following:***

C. The Mayor, or the Acting Mayor if appropriate, shall approve the Council Meeting Agenda to include the scheduling of Agenda Items to be placed onto the Consent Calendar. The City Manager will be available to assist in the setting of the Council Agenda to include the Consent Calendar.

**D. Consent Calendar**

1. Items may be placed upon the Consent Calendar if such items have been identified during agenda setting to be routinely approved without discussion or debate, such as prior meeting minutes.
2. The Consent Calendar shall be voted upon as one item unless an item is removed prior to voting. The Presiding Officer shall inquire and any Council Member may request that an item be removed prior to the voting.
3. Removed items will be addressed individually immediately following voting upon the Consent Calendar. All items remaining on the Consent Calendar will be collectively approved by a vote of the Council.

***Amend Section 7, Order of Business, as follows:***

Strike: “Minutes of Previous Meetings” under Number 3. and replace with “Public Hearings”,

Insert: “Consent Calendar” under Number 5.,

Re-number the following order of business accordingly

***Amend Section 8, Filing with Clerk, by deleting:***

It shall be the duty of the Police Department to deliver said agenda items by hand in an expeditious manner upon receipt of the material from the City Clerk.

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

**Authorization**

***Sponsored by:***

Martin P. Dumont, Sr.  
Nancie Cameron  
Edward Levasseur

20

***Approved:***

City Attorney

**City of Somersworth – Resolution 33-18**

<b>History</b>			
First Read Date:	05/07/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

**Action**

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

**Discussion**

<b>Voting Record</b>		<b>YES</b>	<b>NO</b>
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont *		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 3-18		<b>PASSED</b>	<b>FAILED</b>

Resolution No 33-18 will remain in 1<sup>st</sup> reading until May 21, 2018 meeting.

## OTHER

Vote to Authorize the Finance Committee, Indefinitely until Rescinded, to Offer for Sale, Tax Deeded Properties by Auction, Sealed Bid, or Otherwise as Justice may require pursuant to RSA 80:80

Vote passed 8-0 in favor of the authorization of the Finance committee to proceed forward.

Discuss a Proposed City Charter Amendment to the Section entitled, Changes to Ward Boundaries (Article 1.4), as recommended by the Government Operations Committee, and Vote to Send to the September 11, 2018 Ballot

Councilor Witham stated he has missed a few Government Operations meetings when this has been discussed, however he does support it. The way the charter currently reads is rather restrictive in line with the census; by the time you get the census it is too late. This will allow us to readjust the lines as they are out of balance significantly.

Vote passed 8-0.

Vote to Waive Excavation Moratorium on Whitehouse Road for Unutil (City Ordinance Ch. 12, Section 12.1, MORATORIUM PERIOD, for roads that have been overlaid, the moratorium shall be (3) years)

Councilor Sprague is in support of waiving it. There is only 1 year left in the moratorium. This is a big project and if we said no then I think Rochester and Unutil would have a big problem on their hands.

Vote passed 7-1, Councilor McCallion opposed.

## CLOSING COMMENTS BY VISITORS

John Joyal, 1 Molly Ln, as he sat there during the meeting he looked at the elected officials there are currently 4 former City Firefighter, one being part time. In a Democratic City with a Democratic Mayor, he requested and implored to think of what these firefighters are going through. A cost of living allowance affects everyone. We have a big turnover rate in this City at 69% within the last 3 years that should be reason for concern for the City Manager and for the Fire Chief as well as for this elected body. Firefighters are leaving for better money and benefits elsewhere. In this community 2% COLA raise and benefits go up 9% we are looking at a 7% deficit. These firefighters worked 24/7 – 365 days doing their job and putting their lives on the line going into burning buildings and dealing with fentanyl. Contracts have been negotiated in the past, offered his help. Cost of living allowance needs to be turned around and made into something different. Most firefighters have to have another job to sustain their lives and families. Full time regular salaries in 2012-2013 as adopted for the Firefighters were \$769,870 in a year; in 2018-2019 it is \$740,615 that's a difference of about \$30,000 in 6 years. He is asking that the City gives it its valiant best at making this contract work.



Need to be fair and asked the 3 Firefighters on the elected body to fight for them. 7 years is unacceptable for no contract.

David McNicholas, 11 Lee St, Ward 5, just like to say thank you to the first responders and City Council and for the opportunity to offer my services to this City.

#### CLOSING COMMENTS BY COUNCIL MEMBERS

Pepin – To my Brother Firefighters I know what it is like to a picket line I did back in the 70's. I know what it's like as a Firefighter I listen to them on the scanner go out several times a day. He believes that all employees in this City are under paid, especially the ones in emergency services. Negotiations is a two way street, he wants to be able to sit down and talk to negotiate a contract, not end up in arbitration. Every year that this contract goes by the gap gets bigger and bigger. The facts were brought out with the difference between Police Department and Fire Department is because Police have settled on a contract. The only time he can vote on it is when he has a contract in front of him. As far as the personal input, some is given, but there is nothing concrete from any of our Council members.

Vincent – Thinks that Councilor Pepin has said it perfectly. He gave his respect to Mr. Joyal for coming up and giving his point, he will keep those points in mind. He stated that he came up with really good points. Spirit Clean Up Day – was fantastic and thanked Maureen Jackman and Kristen Davenport. Wants to talk about a letter received by Dave Francoeur, he was pleased with the way we handled his application. Last comment about the consent calendar was a great idea by the Mayor and is in favor for it.

Dumont – Our public safety people have the utmost respect from the Dumont family. He would love to see a contract come to Council for approval; he is also waiting on that day. For whatever reason it is where it is at and he will say an extra prayer this weekend. The Indonesian piece we have been blessed with having the Community in Somersworth. We have had the opportunity to interact with such a wonderful society of people. People who live day to day not knowing what tomorrow will bring for them, is not a very good way to be living your life. The ones that are in Somersworth not only take care of their Community but they take care of the City of Somersworth in many different ways. He applauds them and is 100% in favor in getting rid of this game that's being played. Clean up day, he thanked the people for donating their time. Wonderful to see that in our Community, Maureen Jackman deserves a lot of credit along with others. The letter from Dave Francoeur was spot on and it benefits the entire crew. He is excited to hear about the appointment of Robin Comstock in the appointment to the Skyhaven airport. Liquor store coming in is beneficial to the City.

Witham – He doesn't disagree with public comment, one thing that he does disagree with that was said is that the City is anti-fire; this Councilor and the colleagues on this Council that we are not anti-fire. We have supported the Fire budget and things of that nature. It is true that 7 years without a contract is too long. If fingers can be pointed it's not at the City Manager. This Council gives City staff, specifically the City Manager in particular guidelines he has to follow by. The City has attempted to negotiate in good faith; we have offered some agreements that have not been met by liking on the other side. Water/sewer has a Union with the "me too" clause. The way a "Me Too" clause reads is that if a wage

increase or some other benefit is given to our non-labor group employees that they fall in line with that. Wants to take a leadership role, but he is at a loss at what to do.

Sprague – Congratulated Councilor Richard Michaud tonight and thanked Mr. McNicholas for his putting his name forward. Nothing personal just that Mr. Michaud reached out to him numerous times and he didn't know who he was until he walked up tonight. The Air Force think tonight was quite spectacular. The David Francoeur letter was good but the liquor store developer he wouldn't ask that developer how it went because you wouldn't get that same response from him. That project was held up 3 times for nonsense reasons. He thinks that the Economic Development Department need to get things more streamlined. He is not okay with consent calendar he is against it. Doesn't think there is enough stuff done in this chamber to allow for that. Agrees Fire needs a contract, it is not because we haven't reached out. Councilor Witham put it correctly we try to keep all agencies the same, whether it's COLA or insurance increases. Thanked Police, Fire, Ambulance and everyone involved in incident on the Green St. Mr. Joyal put it exact with adrenaline rushes for all of those emergency services. Especially, with 3 of the elected officials with the life that comes off at the end, that is a reason why we want to take care of them.

Cameron – Would like to thank everyone that came to the Cultural dinner at the High School. We look forward to doing that again. Sher appreciated Mr. Joyal's passion and point of view, as this is a learning curve for her. She hopes that as things progress we can come up negotiations to satisfy everyone. Thanked Mr. McNicholas for his application and certainly hope that there are other venues that he can donate his time. She welcomed Mr. Michaud to the Council. She also appreciated the way that everything was handled in regards to the Green St incident.

Levasseur – Thanked everyone that came out tonight and exercised their 1<sup>st</sup> amendment rights that participated in our democracy. I hope that on both sides we can come to an agreement and get the Fire Department a contract. He also expressed his thanks to Mr. McNicholas for putting his name in the hat and congratulated Mr. Michaud on his appointment. He also wanted to dispel rumors that the council is anti-fire; he has specifically worked with the Public Safety Committee to build a new Fire Department that to me isn't something that says that I'm anti-fire. He agreed with Councilors Pepin and Vincent, that it is a two way street.

#### ADJOURNMENT

*Councilor Dumont seconded by Councilor Witham, made a motion to adjourn. The meeting adjourned at 9:12 pm. Councilor Sprague opposed.*

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Kelly Gagne, Deputy City Clerk

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Dana Hilliard, Mayor



## City of Somersworth – Resolution

Resolution No: 32-18

**TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A 5-YEAR CONTRACT WITH RESOURCE MANAGEMENT INC. (RMI) OF HOLDERNESS, NH FOR DISPOSAL OF WATER TREATMENT FACILITY LAGOON SLUDGE MATERIAL**

April 16, 2018

WHEREAS, the City of Somersworth Fiscal Year 2017-2018 Water Fund adopted budget contains an appropriation for lagoon cleaning at the Water Treatment Facility; and

WHEREAS, this project involves the removal, hauling and disposing of the sludge in the lagoons as well as the replenishment of sand filtration material; and

WHEREAS, City staff received approval from the City Council Finance Committee to waive City bidding requirements and to negotiate directly with Resource Management Inc.; and

WHEREAS, Resource Management Inc. has submitted a 5-year proposal for the hauling and disposal of sludge material from the lagoons with the first year cost estimated to be \$26,000 (Twenty Six Thousand dollars); and

WHEREAS, the City will utilize other available resources for the preparation of RMI's removal of the sludge from the facility; and

WHEREAS, the Finance Committee for the City of Somersworth reviewed the proposal and supports staff's recommendation to award the hauling & disposal contract to Resource Management Inc.;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to enter into a 5-year contract with Resource Management Inc., of Holderness, NH for the Water Treatment Facility lagoon sludge hauling & disposal with a first year cost not to exceed \$26,000 (Twenty Six Thousand dollars) and to take any and all such actions relative to this project determined to be in the best interest of the City.

### Authorization

*Sponsored by Councilors:*

David A. Witham  
Dale R. Sprague  
Martin Pepin

*Approved:*

City Attorney

**City of Somersworth – Resolution 32-18**

**History**

First Read Date:	04/16/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

**Action**

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

**Discussion**

At the first read of Resolution 32-18, Councilor Denis Messier was the City Councilor for Ward 5. Councilor Messier has resigned since that time. Councilor Richard R. Michaud has been appointed as City Councilor for Ward 5.

<b>Voting Record</b>		<b>YES</b>	<b>NO</b>
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham *		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 32-18		<b>PASSED</b>	<b>FAILED</b>



## City of Somersworth – Resolution

Resolution No: 33-18

### TO AMEND COUNCIL RULES AND REGULATIONS

May 7, 2018

WHEREAS, the Council Rules and Regulations have been reviewed by the Government Operations Committee as amended, and

WHEREAS, the Government Operations Committee are recommending the Council Rules and Regulations, as amended, be further amended as follows:

***Amend Section 2, Presiding Officer, by adding the following:***

C. The Mayor, or the Acting Mayor if appropriate, shall approve the Council Meeting Agenda to include the scheduling of Agenda Items to be placed onto the Consent Calendar. The City Manager will be available to assist in the setting of the Council Agenda to include the Consent Calendar.

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It shall be the duty of the Police Department to deliver said agenda items by hand in an expeditious manner upon receipt of the material from the City Clerk.

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

**Authorization**

***Sponsored by:***

Martin P. Dumont, Sr.  
Nancie Cameron  
Edward Levasseur

***Approved:***

City Attorney

## City of Somersworth – Resolution 33-18

### History

First Read Date:	05/07/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

### Action

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

### Discussion

At the first read of Resolution 32-18, the City Council position for Ward 5 was vacant. Councilor Richard R. Michaud has been appointed as City Councilor for Ward 5.

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont *		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 3-18		<b>PASSED</b>	<b>FAILED</b>



## City of Somersworth – Resolution

Resolution No: 34-18

**TO DISCONTINUE THE FUND FOR THE EDUCATION OF PERSONS WITH DISABILITIES NON-CAPITAL RESERVE FUND IN ACCORDANCE WITH RSA 34:11-A**

May 21, 2018

WHEREAS, the City Council adopted Resolution No. 46-09 to establish a non-capital reserve fund for the purpose of educating students in the Somersworth School District with disabilities, and

WHEREAS, the City Council's Finance Committee voted at their May 11, 2018 meeting to recommend the discontinuance of this non-capital reserve fund, and

WHEREAS, the City Council accepts the Committee's recommendation in determining that a more efficient manner in which to fund the education of persons with disabilities is through the City's annual budget process and/or supplemental appropriations when needed, and

WHEREAS, RSA 34:11-a grants the City Council the authority to discontinue a non-capital reserve fund and direct the Trustees of Trust Funds to pay all the moneys in said fund to the City treasury,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Fund for the Education of Persons with Disabilities Non-Capital Reserve Fund shall be discontinued in accordance with RSA 34-11-a and direct the Trustees of Trust Funds to pay all the moneys in said fund to the City treasury.

### Authorization

*Sponsored by:*

David A. Witham  
Dale R. Sprague  
Martin P. Dumont, Sr.

*Approved:*

City Attorney

**City of Somersworth – Resolution 34-18**

**History**

First Read Date:	05/21/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

**Action**

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

**Discussion**

*Note: RSA 34-11-a requires a public hearing, and the public notice for the public hearing must include a statement distinctly stating the reason(s) for which such reserve is to be discontinued.*

<b>Voting Record</b>		<b>YES</b>	<b>NO</b>
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham *		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 34-18		<b>PASSED</b>	<b>FAILED</b>





## City of Somersworth – Resolution

Resolution No: 35-18

### TO AUTHORIZE THE CITY MANAGER TO PREPARE BID SPECIFICATIONS FOR ROAD RESURFACING AND ASSOCIATED REPAIRS OF SELECTED STREETS

May 21, 2018

WHEREAS, the City of Somersworth's Capital Improvement Plan recommends road resurfacing streets within the City, and

WHEREAS, the City has prioritized street repair using the pavement management assessment tool, and

WHEREAS, the Public Works and Environment Committee reviewed the following staff recommended list of streets to be included in a work plan for this construction season and supports this recommendation:

Salmon Falls Road (Somersworth City line to Rochester City line)  
Washington Street (High St. to Main St.)  
W. High Street (Maple St. to Cemetery Rd.)  
High Street (Blackwater Rd. to South St.)  
Tates Brook Road (W. High St. to Maple St.)  
Home Street  
Otis Road  
Constitutional Way

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to prepare bid specifications and solicit bids from qualified contractors for road resurfacing of the aforementioned streets.

#### Authorization

*Sponsored by:*

Dale R. Sprague  
David A. Witham  
Martin Pepin  
Kenneth S. Vincent

*Approved:*

City Attorney

**City of Somersworth – Resolution 35-18**

**History**

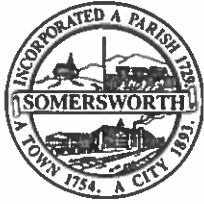
First Read Date:	05/21/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

**Action**

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

**Discussion**

<b>Voting Record</b>		<b>YES</b>	<b>NO</b>
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham		
At Large Councilor	Sprague *		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 35-18		<b>PASSED</b>	<b>FAILED</b>



## City of Somersworth – Resolution

Resolution No: 36-18

### **AUTHORITY TO FILE AN APPLICATION TO THE STATE REVOLVING FUND FOR A LOAN TO FUND WASTEWATER FACILITY UPGRADES**

May 21, 2018

WHEREAS, the City of Somersworth, after thorough consideration of the nature of the new permit requirements and river quality, hereby determines that the construction of certain works, generally described as the upgrades of the Somersworth Wastewater Facility's treatment process, disinfection, secondary filtration, septage receiving and nutrient removal is desirable and in the public interest, and to that end it is necessary to apply for assistance from the State Revolving Fund (SRF); and

WHEREAS, the City of Somersworth has examined and duly considered the provisions of RSA 486:14 and the NH Code of Administrative Rules Chapter Env-Wq 500, which relate to loans from the State Revolving Fund and deems it to be in the public interest to file a loan application and to authorize other actions in connection therewith;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT:

1. City Manager, Robert M. Belmore, is hereby designated as the Authorized Representative of the City of Somersworth for the purpose of filing an application for a loan in accordance with NH Code of Administrative Rules Chapter Env-Wq 500, furnishing such information, data, and documents pertaining to the applicant for a loan as may be required;
2. That if such loan be made, City Manager Robert M. Belmore, is the Authorized Representative of the City of Somersworth for the purpose of signing any documents pertaining to the disbursement of funds to the City of Somersworth;
3. That if such loan be made, the City of Somersworth agrees to repay the loan as stipulated in the loan agreement ;
4. That a certified copy of this Resolution shall be included as part of the application submitted for a loan;
5. That City Manager Robert M. Belmore, is authorized to sign the loan agreement binding the City of Somersworth to the terms and conditions of the loan;
6. That if such loan be made the City of Somersworth agrees to make provisions for assuming proper and efficient operation and maintenance of the facilities after completion of the construction thereof.

#### Authorization

*Sponsored by:*

David A. Witham  
Dale R. Sprague  
Martin Pepin  
Martin P. Dumont, Sr.

*Approved:*

City Attorney

## City of Somersworth – Resolution 36-18

### History

First Read Date:	05/21/2018	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

### Action

Councilor \_\_\_\_\_ moved for adoption, seconded by Councilor \_\_\_\_\_.

### Discussion

Voting Record		YES	NO
Ward 1 Councilor	Pepin		
Ward 2 Councilor	Vincent		
Ward 3 Councilor	Dumont		
Ward 4 Councilor	McCallion		
Ward 5 Councilor	Michaud		
At Large Councilor	Witham *		
At Large Councilor	Sprague		
At Large Councilor	Cameron		
At Large Councilor	Levasseur		
<b>TOTAL VOTES:</b>			
On / / . Resolution 36-18		<b>PASSED</b>	<b>FAILED</b>