

City of Somersworth
City Council Meeting Agenda
City Council Chambers
Monday, November 14, 2022
7:00 p.m.

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 October 17, 2022
 7. Comments by City Councilors
 8. Communications
 - A. Letter to City Council from Jim Morrissette, 3 Rocky Hill Road
 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
 - A. Jason Barry re-appointed to Planning Board term to expire October 2025
 14. Lay on the Table
- OTHER
- A. Vote to Approve Issuing a Request for Qualifications (RFQ) for the Purchase and Development of the National Guard Readiness Property for Residential Use (Requested by the National Guard Building Reuse Commission)

15. Unfinished Business

RESOLUTIONS

- A. **Resolution 16-23** – To Authorize the City Manager to Enter into a Grant Agreement with the New Hampshire Department of Safety Regarding a Highway Safety Grant and Community Outreach and Betterment Grant

- B. **Resolution 17-23** - To Authorize the City Manager to Amend the Memorandum of Understanding with Four-Up, Inc.

16. New Business

RESOLUTIONS

- A. **Resolution 18-23** - To Authorize the City Manager to Enter into An Amended Agreement with the State Of New Hampshire Division of Historical Resources and to Accept an Additional Moose Plate Program Grant Award

- B. **Resolution 19-23** – To Authorize the City Manager to Prepare Bid Specifications for the Road Resurfacing and Associated Repairs of Selected Streets

ORDINANCES

- A. **Ordinance 7-23** – City Council Meeting Schedule for 2023

- B. **Ordinance 8-23** – To Amend Chapter 19 – Zoning, Table Uses 4.A.1, Footnote # 2

OTHER

- A. Certify the Return of Votes for the General Election and Special Municipal Elections held on November 8, 2022

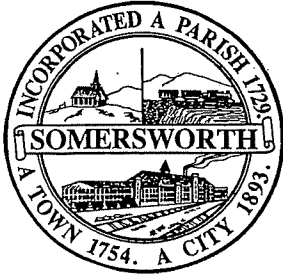
17. Comments by Visitors

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
Boards, Commissions & Committee Application

Instructions: Please complete all information.

Name: Jason Barry

Telephone: 774-204-1826 Email: JBarry471@yahoo.com

Residence Address: 211 Green Street

Mailing Address (if different): _____

Resident of Somersworth for 8 Years Ward 5

Registered Voter: Yes No

Education Level: Bachelors

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

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

My Background or Interests are: Guitar & Serving on the Planning Board

over



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

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: 

Date: 7/8/22

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



City of Somersworth – Resolution

Resolution No: 16-23

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE NEW HAMPSHIRE DEPARTMENT OF SAFETY REGARDING A HIGHWAY SAFETY GRANT AND COMMUNITY OUTREACH AND BETTERMENT GRANT

October 17, 2022

WHEREAS, the City of Somersworth has applied for a New Hampshire Highway Safety Enforcement Grant, and

WHEREAS, the City of Somersworth has received notification of a New Hampshire Highway Safety Enforcement Grant in the amount of \$8,200 with a maximum City in-kind match of \$2,050; and

WHEREAS, the New Hampshire Highway Safety Enforcement Grant will provide additional funding for the City of Somersworth Police Department for enforcement patrols and overtime; and

WHEREAS, included with the New Hampshire Highway Safety Grant the City of Somersworth has received notification of a Community Outreach and Betterment Grant award in the amount of \$20,000 with a maximum City in-kind match of \$5,000; and

WHEREAS, the Community Outreach and Betterment Grant will provide funding to the City of Somersworth Police Department for increased outreaching to traditionally underserved New Hampshire Drivers;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH that the City accepts the terms and conditions of the New Hampshire Highway Safety Enforcement Grant and the Community Outreach and Betterment Grant, and furthermore, the City Manager is authorized to execute any documents and agreements necessary for the Grant's execution, 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
David A. Witham
Donald Austin
Denis Messier
Matt Gerding
Nancie Cameron
Robert Gibson
Richard Michaud

Approved:

City Attorney

City of Somersworth – Resolution 16-23

History

| | | | |
|------------------|------------|---------------------|--|
| First Read Date: | 10/17/2022 | Tabled: | |
| Public Hearing: | | Removed From Table: | |
| Second Read: | | | |

Discussion

10/17/2022

Resolution 16-23 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 | Austin | | |
| Ward 5 Councilor | Michaud | | |
| At Large Councilor | Witham | | |
| At Large Councilor | Gerding | | |
| At Large Councilor | Cameron | | |
| At Large Councilor | Messier | | |
| TOTAL VOTES: | | | |
| Resolution 16-23 | | PASSED | FAILED |



City of Somersworth – Resolution

Resolution No: 17-23

TO AUTHORIZE THE CITY MANAGER TO AMEND THE MEMORANDUM OF UNDERSTANDING WITH FOUR-UP, INC.

October 17, 2022

WHEREAS, the City of Somersworth has a lease agreement with Four-Up, Inc. (The Oaks Golf Course) to operate a golf course on City owned property; and

WHEREAS, the City of Somersworth subsequently entered into a Memorandum of Understanding (MOU) on August 14, 2003 with Four-Up, Inc. to supply untreated water for irrigation purposes from the City owned wells on Rocky Hill Road; and

WHEREAS, Section 5(a) of the MOU provides Four-Up, Inc. a discount of 2% off the City's customer rate to acknowledge that the water supplied is untreated through the City's Water Treatment Facility; and

WHEREAS, City staff was asked to analyze the cost to provide untreated water from the Rocky Hill Road well and compare that to the current discount provided; and

WHEREAS, after review, City staff recommends to amend Section 5(a) of the MOU by deleting it in its entirety and replace with the following:

Section 5(a) Four-Up, Inc. will pay for water under this MOU at prevailing City customer rates less thirty-five percent (35%) (the approximate savings realized by the City not providing treatment to the water provided under this MOU); and

WHEREAS, City staff reviewed this recommendation with the Finance Committee and they support this recommendation,

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to amend the memorandum of understanding with Four-Up, Inc.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Robert Gibson

Approved:

City Attorney

City of Somersworth – Resolution 17-23

History

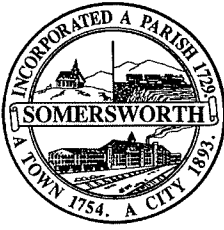
| | | | |
|------------------|------------|---------------------|--|
| First Read Date: | 10/17/2022 | Tabled: | |
| Public Hearing: | | Removed From Table: | |
| Second Read: | | | |

Discussion

10/17/2022

Resolution 17-23 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 | Austin | | |
| Ward 5 Councilor | Michaud | | |
| At Large Councilor | Witham | | |
| At Large Councilor | Gerding | | |
| At Large Councilor | Cameron | | |
| At Large Councilor | Messier | | |
| TOTAL VOTES: | | | |
| Resolution 17-23 | | PASSED | FAILED |



City of Somersworth – Ordinance

Ordinance No: 7-23

CITY COUNCIL MEETING SCHEDULE FOR 2023

November 14, 2022

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT, in accordance with Chapter 3.7 of the City Charter which provides that the City Council's "regular meetings shall be held on the first and third Monday of the month at 7:00 p.m. unless otherwise designated by Ordinance..." and Chapter 6, City Officials, Section 6.8.2 of the City Ordinances which also provides that the "City Council shall meet in regular session on the first and third Mondays of each month at 7:00 p.m., unless otherwise agreed on by a majority of the members of the Council" that the City Council Meeting schedule for 2023 shall be as follows:

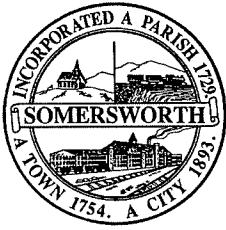
- Monday, January 9th and Monday, January 23rd
- Monday, February 6th and Tuesday, February 21st
- Monday, March 6th and Monday March 20th
- Monday, April 3rd and Monday, April 17th
- Monday, May 1st and Monday, May 15th
- Monday, June 5th and Tuesday, June 20th
- Monday, July 10th
- Monday, August 7th
- Tuesday, September 5th and Monday September 18th
- Monday, October 9th and Monday, October 23rd
- Monday, November 13th
- Monday, December 11th

This Ordinance shall take effect upon passage.

Authorization

Sponsored by:
Mayor Dana S. Hilliard

Approved:
City Attorney



City of Somersworth – Ordinance

Ordinance No: 8-23

TO AMEND CHAPTER 19 – ZONING, TABLE OF USES 4.A.1, FOOTNOTE #2

November 14, 2022

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the Ordinances of the City of Somersworth, as amended, be further amended as follows:

Amend Table of Uses – Table 4.A.1, Footnote # 2, New residential use is not allowed at the street level.

By adding the following:

Except within the Business District area starting at the intersection of Fayette Street and Main Street continuing along the length of the Business District until the Rollinsford Town line, this includes both sides of Main Street within the (B) District.

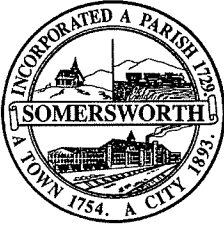
Note: The Planning Board made a motion to recommend to City Council to adjust the zoning ordinance as presented.

This Ordinance shall take effect upon passage.

Authorization

Sponsored by Councilor:
David A. Witham

Approved:
City Attorney



City of Somersworth – Resolution

Resolution No: **18-23**

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AMENDED AGREEMENT WITH THE STATE OF NEW HAMPSHIRE DIVISION OF HISTORICAL RESOURCES AND TO ACCEPT AN ADDITIONAL MOOSE PLATE PROGRAM GRANT AWARD

November 14, 2022

WHEREAS, the City Council adopted Resolution No. 12-22 on October 25, 2021 authorizing the City Manager to accept a Moose Plate Program Grant from the New Hampshire Division of Historical Resources in the amount of \$10,000 (Ten Thousand Dollars), to be used for replacing the Italianate Well House Roof at Forest Glade Cemetery, requiring no local matching funds, and

WHEREAS, City Staff solicited bids from qualified contractors for the project, and

WHEREAS, the project bids received were in excess of the \$10,000 (Ten Thousand Dollar) grant amount awarded to the City from the New Hampshire Moose Plate Grant Program, and

WHEREAS, City Staff applied for additional funds to complete the restoration and received notification the City was awarded an additional grant in the amount of \$15,000 (Fifteen Thousand Dollars) for a total project award of \$25,000 (Twenty-Five Thousand Dollars),

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to enter into an agreement with the New Hampshire Division of Historical Resources for an additional Moose Plate Program Grant, and to execute any documents and agreements necessary for the grant's execution, and take any and all other such actions relative to this grant project's completion determined to be in the best interest of the City.

Authorization

Sponsored by:

David A. Witham
Denis Messier
Nancie Cameron
Richard Michaud
Donald Austin
Martin Pepin

Approved:

City Attorney



City of Somersworth – Resolution

Resolution No: 19-23

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

November 14, 2022

WHEREAS the City of Somersworth’s Capital Improvement Plan recommends road resurfacing and other general maintenance of streets in the City, and

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

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

Buffumsville Road (River St to New Dam Bridge) shim/overlay
Bourque St. (Down St. to Second St.) shim/overlay
Lee St. (Indigo Hill Rd. to Bourque St.) shim/overlay
Maloney St. (Salmon Falls Rd. to end) reconstruction
First St. reconstruction; and

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 and associated repairs of the aforementioned streets and take any other actions relative to this project determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:

Denis Messier
Kenneth Vincent
Richard Michaud

Approved:

City Attorney