



City of Somersworth
City Council Meeting
Wednesday, September 9, 2020

THIS CITY COUNCIL MEETING WILL BE HELD AT THE BLACK BOX THEATER
AT THE SOMERSWORTH HIGH SCHOOL CAREER TECHNICAL CENTER
LOCATED AT 18 CEMETERY ROAD

7:00 p.m. City Council Meeting

1. Roll Call of Members
2. Pledge of Allegiance
3. Public Hearing
 - A. Ordinance 3-21 To Amend Chapter 21A, Display of Permissible Fireworks
4. Comments by Visitors
5. Consent Calendar
 - A. Approve Minutes of the City Council Meeting held on August 10, 2020
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 Elections

Nominations requiring a Council Confirmation Vote:

 - A. Mark Richardson, for Appointment to Board of Cemetery Trustees, with a term to expire August 2025
13. Lay on the Table
 - A. Ordinance 3-21 – To Amend Chapter 21A, Display of Permissible Fireworks

Somersworth City Council Meeting
September 9, 2020

14. Unfinished Business

ORDINANCES

- A. **Ordinance No. 23-20** - To Amend Chapter 4, Personnel Rules & Regulations, Section 11.3.1, Health/Dental Insurance, Regarding Spouses Employed by the City (Referred to Government Operations Committee 7/13/2020)
- B. **Ordinance No. 5-21** - To Amend Chapter 19 – Zoning, Definitions, Section 25.B, Agricultural Use (Referred to Public Works & Environment Committee 7/13/2020)

RESOLUTIONS

- A. **Resolution No. 2-21** To Authorize the City Manager to Enter Into a Grant Agreement with the United States Department of Justice Cops Hiring Program to Add One Additional Police Officer
- B. **Resolution No. 3-21** To Authorize the City Manager to Prepare Bid Specifications for Road Resurfacing and Associated Repairs of Selected Streets
- C. **Resolution No. 4-21** Authorizing the City Manager to Sign a Lease/Purchase Agreement for the Purchase of City Vehicles
- D. **Resolution No. 5-21** To Authorize the City Manager to Contract with Port One Architects of Portsmouth, NH to Provide Final Design Services to Construct a New Fire Station at the Location of the Current Fire Station on Maple Street
- E. **Resolution No. 7-21** To Authorize the City Manager to Order a Ford Pick Up Truck for the Department of Public Works which will be Funded by a Lease Purchase Agreement
- F. **Resolution No. 9-21** To Authorize the City Manager to Amend the Contract with CMA Engineers of Portsmouth, NH for Engineering Services Associated with the Transportation Alternatives Program Grant

15. New Business

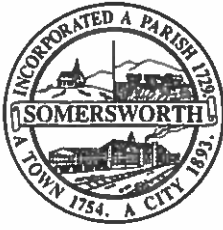
RESOLUTIONS

- A. **Resolution No. 11-21** To Authorize the City Manager to Amend the Contract with Apex Construction of Somersworth, NH for the Construction of Wastewater Treatment Facility Upgrades
- B. **Resolution No. 12-21** To Recognize the Balance of Funding Available for the Wastewater Treatment Facility Upgrades as Contingency and to Authorize the City Manager to Approve Any Further Change Orders for this Project

OTHER

- A. Vote to Grant a 1-Year Extension from November 18, 2020 to November 18, 2021 for the previously approved Community Revitalization Tax Relief Incentive Program (79-E) Project at 8 Government Way for David H.M. Baker, Somedowntown LLC

- 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: 3-21

TO AMEND CHAPTER 21A, DISPLAY OF PERMISSIBLE FIREWORKS

July 13, 2020

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:

Delete Chapter 21A, Section 5 – Permit Fee in its entirety and replace with:

5. Permit Fee

The fee for a permissible firework display permit shall be five dollars (\$5.00) per event. The fee shall be paid at the time of the application and is non-refundable.

Delete Chapter 21A, Section 7, E in its entirety and replace with:

- E. No permissible fireworks shall be discharged between the hours of 11:00p.m. and 8:00 a.m. with the following exceptions:
- a. January 1: no discharge between 12:30 a.m. and 8:00 a.m.
 - b. July 3, 4 and 5: no discharge between 12:30 a.m. and 8:00 a.m.
 - c. December 31: no discharge prior to 8:30 a.m.

Delete Chapter 21A, Section 9 – Penalty, B in its entirety and replace with:

- B. Any person who violates the provisions of this Ordinance shall be guilty of a violation and upon conviction thereon shall be fined in an amount of:
- \$250 for first offense;
 - \$500 for second offense; and
 - \$1,000 for each and every subsequent offense.

This Ordinance will take effect upon passage.

Authorization

Sponsored by Councilor:

David A. Witham

Approved:

City Attorney

City of Somersworth – Ordinance 3-21

History

First Read Date:	07/13/2020	Tabled:	NA
Public Hearing:	08/10/2020	Removed From Table:	NA
Second Read:	8/10/2020		

Discussion

*Ordinance No. 3-21 will remain in first read until the call of the Chair.
Public Hearing scheduled at the call of the Chair*

Mayor Hilliard referred to Public Safety Committee 7/13/2020

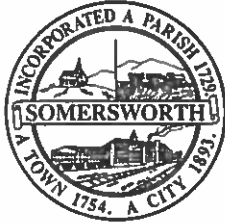
Councilor Witham made a motion to table for a legal opinion regarding the Mayor's ruling that the Committee recommendations did not need a Council vote. The motion was seconded by Councilor Dumont and passed 4-2 by roll call vote with Councilors Pepin and Austin voting "No". Councilor Vincent recused himself.

Mayor Hilliard reversed his opinion, noting that Council Rules indicated a full Council vote would be needed.

Councilor Witham made a motion to remove Ordinance No. 3-21 from the table. The motion was seconded by Councilor Dumont and passed 6-0 by roll call vote. Councilor Vincent recused himself.

Councilor Witham made a motion to adopt the amends to Ordinance No. 3-21. The motion was seconded by Councilor Dumont and passed 6-0 by roll call vote. Councilor Vincent recused himself.

Councilor Witham made a motion to re-table until a Public Hearing Also, is held. The motion was seconded Dumont and passed 6-0 by roll call vote. Councilor Vincent recused himself.



City of Somersworth – Ordinance

Ordinance No: 23-20

TO AMEND CHAPTER 4, PERSONNEL RULES & REGULATIONS, SECTION 11.3.1, HEALTH/DENTAL INSURANCE, REGARDING SPOUSES EMPLOYED BY THE CITY

June 15, 2020

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:

1. Amend Chapter 4, Personnel Rules and Regulations, Section 11.3.1, Health/Dental Insurance, by adding to the last paragraph:

This benefit shall not be available to any employee whose alternative health insurance is provided through a spouse's plan through either the City or the School District.

This Ordinance shall take effect upon its passage.

Authorization

Sponsored by Councilors:

Richard Michaud
Nancie Cameron
Donald Austin
Matt Gerding

Approved:

City Attorney

City of Somersworth – Ordinance 23-20

History

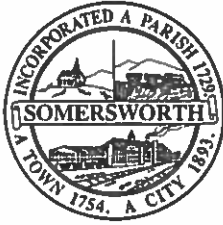
First Read Date:	6/15/2020	Tabled:	
Public Hearing:	07/13/2020	Removed From Table:	
Second Read:			

Discussion

*Ordinance No. 23-20 will remain in first read until the call of the Chair.
Public Hearing scheduled at the call of the Chair.*

*Mayor Hilliard referred Ordinance 23-20 to the Government Operations Committee
7-13-2020*

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	Paradis		
TOTAL VOTES:			
On / / Ordinance 23-20		PASSED	FAILED



City of Somersworth – Ordinance

Ordinance No: 5-21

**TO AMEND CHAPTER 19 – ZONING, DEFINITIONS,
SECTION 25.B, AGRICULTURAL USE**

July 13, 2020

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 in Section 25 Definitions:

Section 19.25.B, Agricultural Use, delete the word, “apiculture.”

Section 19.25.B shall read as follows:

AGRICULTURAL USE Land used for agriculture, farming, dairying, pasturage, horticulture, aquaculture, floriculture, silviculture, animal and poultry husbandry.

This Ordinance will take effect upon passage.

Authorization

Sponsored by Councilors:

Crystal Paradis
Nancie Cameron
Matthew Gerding

Approved:

City Attorney

City of Somersworth – Ordinance 5-21

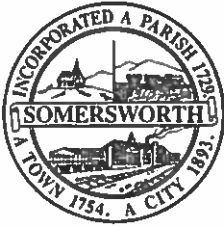
History

First Read Date:	07/13/2020	Tabled:	NA
Public Hearing:	08/10/2020	Removed From Table:	NA
Second Read:	08/10/2020		

Discussion

Mayor Hilliard referred Ordinance No. 5-21 to the Public Works & Environment Committee on 7/13/2020.

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	Paradis		
TOTAL VOTES:			
On / / .	Ordinance 5-21	PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 2-21

TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A GRANT AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE COPS HIRING PROGRAM TO ADD ONE ADDITIONAL POLICE OFFICER.

August 10, 2020

WHEREAS, the City Council adopted Resolution 32-20 authorizing the City Manager to apply for a grant with the United States Department of Justice COPS Hiring program to add 2 (two) additional police officers to the Somersworth Police Department, and

WHEREAS, the City of Somersworth has received notification of a Grant Award in the amount of up to the \$125,000 maximum; and

WHEREAS, the Grant will allow the City of Somersworth to add 1 (one) full time police officer by providing 75% of salary and benefit costs up to \$125,000 for a three-year period; and

EXPLANATION OF TOTAL PROJECT GRANT BREAKDOWN:

COPS Hiring Grant Limit	=	\$125,000
<u>Estimated City Match</u>	=	<u>\$165,038</u>
Total Project Award	=	\$290,038

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, and take any and all other such actions on relative to this grant determined to be in the best interest of the City.

Note: Acceptance of this grant requires the City to maintain this position for 1 full year after the grant period. Additionally, once filled, this may require a supplemental appropriation for the FY21 budget. It is the intent to bring forward a supplemental appropriation when necessary.

Authorization

Sponsored by Councilors:

David A. Witham
Martin Pepin
Donald Austin
Nancie Cameron
Kenneth S. Vincent

Approved:

City Attorney

City of Somersworth – Resolution 2-21

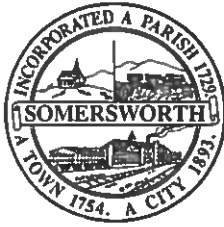
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 2-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
Resolution 2-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 3-21

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

August 10, 2020

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 recommends the following list of streets to be included in a resurfacing work plan for the 2021 construction season:

Drew Road
Edmund Street
Fox Court
Laurier Street
Lemelin Court
Rowland Street
Shady Lane
Wilson Street
Locke Avenue
Portland Street
South Street
Ben Rich Drive
Lil-Nor Avenue
Pinkham Street
Primrose Lane
Midway Park
Bartlett Avenue
Cass Street; and

WHEREAS, The Public Works and Environment Committee reviewed a work plan for a portion of High Street from the Washington Street/West High Street intersection to Memorial Drive that will include a mill and pave of the road surface, adding granite curbing to the southbound lane, and reconstructing the adjoining sidewalk and recommends including this project as a bid alternative in the bid specifications; and

WHEREAS, the Public Works and Environment Committee recommends the following list of streets to be included in a crack-sealing work plan for the 2020 construction season:

High Street (Tri-City Road to Dover line)
High Street/Market Street/Main Street Downtown Area

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 these infrastructure projects determined to be in the best interest of the City.

Authorization	
<i>Sponsored by Councilors:</i> David A. Witham Martin P. Dumont, Sr. Kenneth Vincent Matthew Gerding	<i>Approved:</i> City Attorney

City of Somersworth – Resolution 3-21

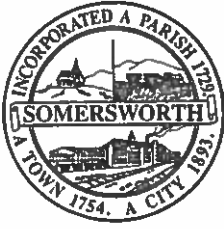
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 3-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
On / / .	Resolution 3-21	PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 4-21

AUTHORIZING THE CITY MANAGER TO SIGN A LEASE/PURCHASE AGREEMENT FOR THE PURCHASE OF CITY VEHICLES.

August 10, 2020

WHEREAS, the fiscal year 2020-2021 adopted budget contains an appropriation for a down payment toward the purchase of the following City vehicles:

- One SUV style Police Cruiser
- One Police Undercover Vehicle
- DPW 1-Ton Truck – 103 Replacement, and

WHEREAS, City staff solicited quotes for financing this purchase through a lease/purchase agreement and recommends entering into an agreement with Tax Exempt Leasing Corp., and

WHEREAS, the Finance Committee for the City of Somersworth reviewed these quotes with city staff and supports the recommendation,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to enter into a five-year lease/purchase agreement with Tax Exempt Leasing Corp. for the acquisition of City vehicles.

Authorization

Sponsored by Councilors:

David A. Witham
Martin Pepin
Donald Austin

Approved:

City Attorney

City of Somersworth – Resolution 4-21

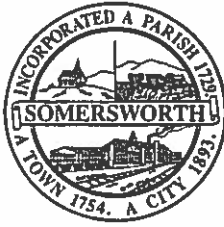
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 4-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
Resolution 4-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 5-21

TO AUTHORIZE THE CITY MANAGER TO CONTRACT WITH PORT ONE ARCHITECTS OF PORTSMOUTH, NH TO PROVIDE FINAL DESIGN SERVICES TO CONSTRUCT A NEW FIRE STATION AT THE LOCATION OF THE CURRENT FIRE STATION ON MAPLE STREET.

August 10, 2020

WHEREAS, the City Council adopted Resolution 1-20 to authorize the City Manager to contract with Port One Architects of Portsmouth, NH to provide a conceptual design and a preliminary cost estimate for a new fire station, and

WHEREAS, the conceptual design and cost estimate has been completed and presented to the City Council, and

WHEREAS, utilizing the conceptual design and cost estimate the City Council adopted Resolution 50-20 to authorize a bond to construct a new fire station at the location of the current fire station on Maple Street, and

WHEREAS, Port One Architects have provide a cost to provide final design and other related professional services needed to complete the construction of the new fire station in the amount of \$466,400 (Four Hundred Sixty-Six Thousand Four Hundred dollars), and

WHEREAS, the Finance Committee and Fire Station Building Committee reviewed this cost and proposed services with staff and supports contracting with Port One Architects to provide these services,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to contract with Port One Architects of Portsmouth, NH to provide final design and other related professional services needed to complete the construction of the new fire station in an amount not to exceed \$466,400 (Four Hundred Sixty Six Thousand Four Hundred dollars) and to take other such action relative to this contract determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:

David A. Witham
Martin Pepin
Donald Austin
Kenneth S. Vincent

Approved:

City Attorney

City of Somersworth – Resolution 5-21

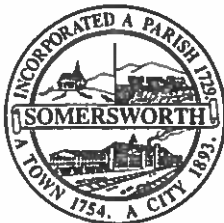
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 5-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
Resolution 5-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 7-21

TO AUTHORIZE THE CITY MANAGER TO ORDER A FORD PICK UP TRUCK FOR THE DEPARTMENT OF PUBLIC WORKS WHICH WILL BE FUNDED BY A LEASE PURCHASE AGREEMENT

August 10, 2020

WHEREAS, the City of Somersworth's Capital Improvement Plan proposes a replacement schedule for City equipment to maintain fleet integrity, standardize equipment and reduce maintenance costs, and

WHEREAS, the City of Somersworth's approved FY2020-2021 budget provides funding through a lease purchase agreement for the following vehicle replacements,

- Ford F350 and to contract with Howard P. Fairfield for the winter plow related equipment;

and

WHEREAS, City staff has evaluated the advantage of the use of a standard vehicle manufacturer acquisition policy and recommends the use of the NH State bid list for Ford vehicles as the most efficient method of procuring these new vehicles, and

WHEREAS, the Finance Committee has reviewed this with staff and supports the recommendation,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to order the aforementioned vehicle replacement with winter plow equipment which is funded in the approved FY2021 City budget through a lease purchase agreement.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Martin Pepin
Martin P. Dumont Sr.

Approved:

City Attorney

City of Somersworth – Resolution 7-21

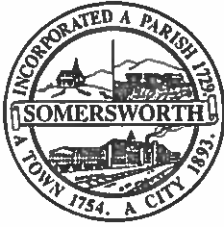
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 7-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
Resolution 7-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 9-21

TO AUTHORIZE THE CITY MANAGER TO AMEND THE CONTRACT WITH CMA ENGINEERS OF PORTSMOUTH, NH FOR ENGINEERING SERVICES ASSOCIATED WITH THE TRANSPORTATION ALTERNATIVES PROGRAM GRANT

August 10, 2020

WHEREAS, the Somersworth City Council adopted Resolution 30-18 to authorize the City Manager to contract with CMA Engineers of Portsmouth, NH for engineering services associated with the Transportation Alternatives Program (TAP) grant for an amount not to exceed \$122,402 (One Hundred Twenty-Two Thousand Four Hundred Two dollars), and

WHEREAS, the project requires CMA to provide services to complete Right-of-Way (ROW) acquisitions and other coordination with design service due to the extension of the contract duration at a total cost of \$9,828 (Nine Thousand Eight Hundred Twenty Eight dollars) increasing the total contract amount to \$132,230 (One Hundred Thirty Two Thousand Two Hundred Thirty dollars), and

WHEREAS, city staff have reviewed this contract amendment with the Finance Committee and they support this amendment,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to amend the contract with CMA Engineers of Portsmouth, NH to provide engineering and design services associated with the transportation alternatives program grant project to an amount not to exceed \$132,230 (One Hundred Thirty Two Thousand Two Hundred Thirty dollars) and to take any other actions relative to this project determined to be in the best interest of the City.

Authorization

Sponsored by Councilors:

David A. Witham
Donald Austin
Martin Pepin

Approved:

City Attorney

City of Somersworth – Resolution 9-21

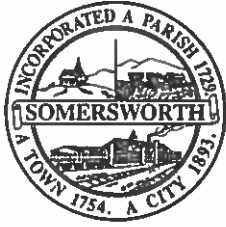
History

First Read Date:	08/10/2020	Tabled:	
Public Hearing:		Removed From Table:	
Second Read:			

Discussion

Resolution No. 9-21 will remain in first read 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	Paradis		
TOTAL VOTES:			
Resolution 9-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 11-21

TO AUTHORIZE THE CITY MANAGER TO AMEND THE CONTRACT WITH APEX CONSTRUCTION OF SOMERSWORTH, NH FOR THE CONSTRUCTION OF WASTEWATER TREATMENT FACILITY UPGRADES

September 9, 2020

WHEREAS the Somersworth City Council adopted Resolution 36-20 to authorize the City Manager to contract with APEX Construction of Somersworth, NH for the construction of upgrades to the Wastewater Treatment Facility, and

WHEREAS the City's consultant engineer is recommending changes to the contract to modify certain water improvements associated with the project along Buffumsville Road to provide safer future access to this infrastructure and other minor changes to the second clarifier piping resulting in an increase to the contract of \$79,274 (Seventy Nine Thousand Two Hundred Seventy Four dollars), and

WHEREAS the City would like to increase the contract by an additional \$177,126 (One Hundred Seventy-Seven Thousand dollars) as a contingency in the event additional changes to the contract are required during the construction of these upgrades, and

WHEREAS these amendments to the contract will increase the total amount of the contract to \$11,145,000 (Eleven Million One Hundred Forty-Five Thousand dollars),

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to amend the contract with APEX Construction of Somersworth, NH for the construction of upgrades to the Wastewater Treatment Facility to an amount of \$11,145,000 (Eleven Million One Hundred Forty-Five Thousand dollars), and

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH that the City Manager is authorized to approve any further amendments to this contract that will not exceed the amount as amended and to take any actions relative to this contract determined to be in the best interest of the City.

Authorization

Sponsored by:

Mayor Dana S. Hilliard
David A. Witham, Councilor

Approved:

City Attorney

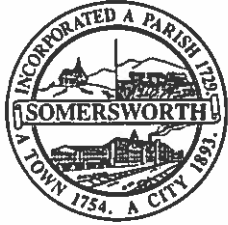
City of Somersworth – Resolution 11-21

History

First Read Date:	09/09/2020	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	Paradis		
TOTAL VOTES:			
Resolution 11-21		PASSED	FAILED



City of Somersworth – Resolution

Resolution No: 12-21

TO RECOGNIZE THE BALANCE OF FUNDING AVAILABLE FOR THE WASTEWATER TREATMENT FACILITY UPGRADES AS CONTINGENCY AND TO AUTHORIZE THE CITY MANAGER TO APPROVE ANY FURTHER CHANGE ORDERS FOR THIS PROJECT.

September 9, 2020

WHEREAS the Somersworth City Council adopted Resolution 36-20 to authorize the City Manager to contract with APEX Construction of Somersworth, NH for the construction of upgrades to the Wastewater Treatment Facility, and

WHEREAS over the course of construction unknown or unanticipated issues may arise requiring additional work that may increase the cost of the project, and

WHEREAS there is currently \$177,126 (One Hundred Seventy-Seven Thousand One Hundred Twenty-Six dollars) available in approved funding after consideration of Resolution 11-21 that the City considers contingency for this project, and

WHEREAS to keep the project moving in an effective and efficient manner the City Manager should be authorized to approve any future change orders not to exceed the amount of contingency available and that are 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 balance of \$177,126 (One Hundred Seventy-Seven Thousand One Hundred Twenty-Six dollars) available in approved funding for this project shall be considered contingency for this project, and

BE IT FIRTRER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOMERSWORTH THAT the City Manager is authorized to approve any future change orders not to exceed the amount of contingency available and that are determined to be in the best interest of the City.

Authorization

Sponsored by:

Mayor Dana S. Hilliard
David A. Witham, Councilor

Approved:

City Attorney

City of Somersworth – Resolution 12-21

History

First Read Date:	09/09/2020	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	Paradis		
TOTAL VOTES:			
Resolution 12-21		PASSED	FAILED