

**City Council Public Hearing  
September 6, 2016  
Council Chambers  
7:00 PM**

**COUNCILORS PRESENT**

Councilor Abbott  
Councilor Barnett  
Councilor Bogan  
Councilor Gates  
Councilor Gray  
Councilor Hamann  
Councilor Keans  
Councilor Lachapelle  
Councilor Lauterborn  
Councilor Torr  
Councilor Varney  
Councilor Willis  
Mayor McCarley

**OTHERS PRESENT**

City Manager Daniel Fitzpatrick  
Deputy City Manager Blaine Cox  
City Attorney Terence O'Rourke

**MINUTES**

**1. Call to Order**

Mayor McCarley called the City Council Public Hearing to order at 7:00 PM. All City Councilors were present.

**2. RESOLUTION AUTHORIZING SUPPLEMENTAL APPROPRIATION TO THE FY2017 DEPARTMENT OF PUBLIC WORKS SEWER FUND CAPITAL IMPROVEMENTS FUND FOR EMERGENCY REPAIRS TO THE WASTEWATER TREATMENT PLANT AND AUTHORIZING BONDING AND/OR BORROWING IN CONNECTION THEREWITH**

**BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF ROCHESTER, AS FOLLOWS:**

That the sum of Two Hundred Twenty Thousand Dollars (\$220,000.00) be, and hereby is, appropriated as a supplemental appropriation to the 2017 fiscal year Department of Public Works Sewer Fund Capital Improvements Fund such funds to be used for the purpose of providing funds necessary to

pay costs and/or expenditures associated with repairing the aeration system at the Wastewater Treatment Plant.

Further, that the Mayor and City Council of the City of Rochester hereby resolve that, in accordance with the provisions of RSA 33:9, the City Treasurer, with the approval of the City Manager, be, and hereby are authorized to borrow the sum of up to Two Hundred Twenty Thousand Dollars (\$220,000.00) through the issuance of bonds and/or notes, and/or through other legal form(s), for the purposes of funding the expenditures incident to the implementation of the Project outlined, and referred to, in the preceding paragraph, such borrowing to be on such terms and conditions as the said Treasurer and City Manager may deem to be in the best interest of the City of Rochester. Such borrowing is authorized subject to compliance with the provisions of RSA 33:9 and Section 45 of the Rochester City Charter to the extent required, necessary and/or appropriate. The useful life for the aforesaid Project is 10 years.

Further, to the extent not otherwise provided for in this Resolution the City Manager and/or his designee(s) is authorized to sign all documents necessary to implement the purposes of this resolution, including the signing of any engineering and/or services, materials, construction and or similar or related type contract(s) necessary to carry out the purposes of this resolution.

To the extent not otherwise provided for in this Resolution, the Finance Director is hereby authorized to designate and/or establish such accounts and/or account numbers as necessary to implement the transactions contemplated by this Resolution.

The City reasonably expects to issue tax exempt bonds in the future to finance certain expenses related to this Project, the proceeds of which may be used, in part, to reimburse the City for Project expenses paid prior to the issuance of such bonds, including those authorized above. To that end, without in any way committing the City to issue such bonds, and/or notes, and/or other legal forms of borrowing, this Resolution shall be deemed to constitute the City's "official intent" with respect to such plans within the meaning of IRS Reg. 1.150-2. CC FY17 08-16 AB 17

3. **AB 16** Amendment to Chapter 42 of the General Ordinances of the City of Rochester

**AMENDMENT TO CHAPTER 42 OF THE GENERAL ORDINANCES OF  
THE CITY OF ROCHESTER**

**THE CITY OF ROCHESTER ORDAINS:**

That subsections 42.2.161 and 42.20 (b) of Chapter 42 of the General Ordinances of the City of Rochester and currently before the Rochester City Council, be amended as follows:

42.2 **Definitions.**

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161. Manufactured Housing: Any structure, meeting the federal Manufactured Home Construction and Safety Standards Act, commonly known as the HUD Code, transportable in one or more sections, which, in the traveling mode, is 8 body feet or more in width and 40 body feet or more in length, or when erected on site, ~~is a minimum of 13 feet in overall width and~~ have at least ~~700~~ **320** square feet of habitable space, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to required utilities, which include plumbing, heating and electrical systems contained therein. Manufactured Housing as defined here does not include pre-site housing as defined in RSA 674:31-a.

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42.20 **Standards for Specific Permitted Uses.**

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b. **Conditions for Particular Uses**

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9. **Manufactured Housing Subdivision**

A. **Overall Development**

~~iii. Minimum Size. Every manufactured home shall be at least 23 feet in width and have at least 700 square feet of habitable living space.~~

10. **Manufactured Housing Unit**

~~C. Minimum Size. Every manufactured home shall be at least 23 feet in width and have at least 700 square feet of habitable living space.~~

**The effective date of these amendments shall be upon passage.**

Mayor McCarley invited anyone who wished to speak on these two items to come forward. There was no discussion.

4. **Adjournment**

Mayor McCarley closed the Public Hearing at 7:01 PM.

Respectfully submitted,

Marcia H. Roddy, CNHDCC  
Deputy City Clerk