



**Rochester City Council  
October 4, 2016  
Public Hearing  
Council Chambers  
7:00 PM**

**Agenda**

1. Call to Order
2. **AB 45** Proposal Authorizing Supplemental Appropriation for the East End Dam Repair Project and Borrowing Authority, Pursuant to RSA 33.9 P. 9
3. Adjournment

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**Regular City Council Meeting  
October 4, 2016  
Council Chambers  
*Immediately following Public Hearing***

**Agenda**

1. Call to Order
  2. Pledge of Allegiance
  3. Opening Prayer
  4. Roll Call
  5. Acceptance of Minutes
- 5.1 Regular City Council Meeting - September 6, 2016 P. 15

6. Communications from the City Manager
  - 6.1. Employee of the Month Award P. 46
  - 6.2. City Manager's Report P. 45
7. Communications from the Mayor
8. Presentations of Petitions and Council Correspondence
9. Nominations, Appointments, Resignations, and Elections
  9. 1 **Resignation:** Daniel S. Peterson, Utilities Advisory Board P. 65
10. Reports of Committees
  - 10.1. Appointments Committee P. 67
  - 10.2. Codes and Ordinance P. 69
  - 10.3. Community Development P. 77
  - 10.4. Finance Committee P. 81
  - 10.5. Government Channel Committee P. 87
  - 10.6. Public Safety Committee P. 89
  - 10.7. Public Works Committee P. 93
11. Old Business
12. Consent Calendar
13. New Business
  - 13.1. **AB 50** Resolution Authorizing Supplemental Appropriation to the Department of Public Works Capital Improvements Fund for the Purchase of 0 Dry Hill Road **First Reading, Second Reading, and Adoption** P. 101
  - 13.2. **AB 42** Resolution Accepting New Hampshire Department of Safety Bicycle and Pedestrian Grant to the Rochester Police Department **First Reading, Second Reading, and Adoption** P. 111

- 13.3. **AB 41** Resolution Accepting New Hampshire Department of Safety DWI Patrol Grant to the Rochester Police Department **First Reading, Second Reading, and Adoption** P. 115
- 13.4. **AB 40** Resolution Accepting New Hampshire Department of Safety Sustained Traffic Enforcement Patrol (STEP) Grant to the Rochester Police Department **First Reading, Second Reading, and Adoption** P. 119
- 13.5. **\*AB 51** Resolution Accepting Disbursement from the State of New Hampshire to the Rochester Police Department **First Reading, Second Reading, and Adoption** P. 123 **\*REVISED PAGES 125-126 [SEE ATTACHED]**
- 13.6. **AB 52** Resolution Authorizing the Application for, and Acceptance of, a State of NH Department of Environmental Services (NHDES) Clean Water State Revolving Fund (CWSRF) Loan **First Reading, Second Reading, and Adoption** P. 127
- 13.7. **AB 53** Resolution Authorizing the Application for an Acceptance of a State of NH Department of Environmental Services (NHDES) Drinking Water State Revolving Fund (DWSRF) Loan **First Reading, Second Reading, and Adoption** P. 133
- 13.8. **AB 45** Proposal Authorizing Supplemental Appropriation for the East End Dam Repair Project and Borrowing Authority, Pursuant to RSA 33.9 **First Reading Refer to Public Hearing** P. 9
- 13.9. **AB 18** City of Rochester Accounting Policy Manual **Motion to Approve** P. 139
- 13.10. **AB 44** Amendment to Chapter 46 of the General Ordinances Regarding Graffiti on Private Property **First Reading, Second Reading, and Adoption** P. 165
- 13.11. **AB 46** Amendment to Chapter 11 of the General Ordinance of the City of Rochester Regarding the School Department Capital Reserve Fund **First Reading, Second Reading, and Adoption** P. 169
- 13.12. **AB 54** Zoning Map Change **Motion to refer to Planning Board** P. 173

- 13.13. **AB 55-A** Resolution Authorizing Supplemental Appropriation for the Purchase of 0 Rochester Hill Road P. 175
- 13.14 **AB 55-B** Resolution Authorizing Supplemental Appropriation for the Purchase of 286 Rochester Hill Road P. 177
- 13.15. **\*AB 58** Amendment to the General Ordinances of the City of Rochester Relative to Chapter 17.34 (water rates) **First Reading and Refer to Public Hearing** P. 183 [See Attached]
- 13.16. **\*AB 59** Amendment to the General Ordinances of the City of Rochester Relative to Chapter 16.25 (sewer rates) **First Reading and Refer to Public Hearing** P. 185 [See Attached]
- \*13.17. \*AB 57** Resolution Approving Cost Items Associated with Proposed City of Rochester Multi-Year Collective Bargaining Agreement with the International Brotherhood of Teamsters Local 633 [Local Personnel] **First Reading, Second Reading, and Adoption** P. 187 [See Attached]

14. Non-Meeting/Non-Public Session

14.1. Non-Meeting: Consultation with Legal Counsel, RSA 91-A:2,I (b)

14.2. Non-Public Session, Personnel, RSA 91-A:3,II (a)

15. Other

16. Adjournment



## City of Rochester Formal Council Meeting

### AGENDA BILL

**NOTE: Agenda Bills are due by 10 AM on the Monday the week before the City Council Meeting.**

AGENDA SUBJECT Forfeiture Funds from the State of NH
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COUNCIL ACTION ITEM <input checked="" type="checkbox"/> INFORMATION ONLY <input type="checkbox"/>
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FUNDING REQUIRED? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> * IF YES ATTACH A FUNDING RESOLUTION FORM
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RESOLUTION REQUIRED? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
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FUNDING RESOLUTION FORM? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
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AGENDA DATE	Next September 2016 meeting		
DEPT. HEAD SIGNATURE			
DATE SUBMITTED	8/29/2016		
ATTACHMENTS YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	* IF YES, ENTER THE TOTAL NUMBER OF PAGES ATTACHED	1	

#### COMMITTEE SIGN-OFF

COMMITTEE	
CHAIR PERSON	

#### DEPARTMENT APPROVALS

DEPUTY CITY MANAGER	
CITY MANAGER	

#### FINANCE & BUDGET INFORMATION

FINANCE OFFICE APPROVAL	
SOURCE OF FUNDS	State of NH
ACCOUNT NUMBER	Fund 6103002 Project 175XX
AMOUNT	\$2,997.45
APPROPRIATION REQUIRED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	

#### LEGAL AUTHORITY

Council action required.
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**SUMMARY STATEMENT**

We received a court order from the Strafford County Superior Court awarding forfeiture funds in the amount of \$2,997.45. We are seeking permission from Council to accept these funds which were awarded to us from a drug arrest State v. Andrew Clement case 219-2015-CV-00462.

**RECOMMENDED ACTION**

Accept forfeiture funds in the amount of \$2,997.45

## AGENDA BILL - FUNDING RESOLUTION

### EXHIBIT

Project Name:

Date:

Fiscal Year:

Fund (select):

GF       Water       Sewer       Arena   
 CIP       Water CIP       Sewer CIP       Arena CIP   
 Special Revenue

Fund Type:              Lapsing               Non-Lapsing

**Deauthorization**

	Org #	Object #	Project #	Fed Amount \$	State Amount \$	Local Amount \$
1				-	-	-
2				-	-	-
3				-	-	-
4				-	-	-

**Appropriation**

	Org #	Object #	Project #	Fed Amount \$	State Amount \$	Local Amount \$
1				-	\$822.60	-
2				-	-	-
3				-	-	-
4				-	-	-

**Revenue**

	Org #	Object #	Project #	Fed Amount \$	State Amount \$	Local Amount \$
1	6103002	402148	175XX	-	\$2,997.45	-
2				-	-	-
3				-	-	-
4				-	-	-

DUNS #

CFDA #

Grant #

Grant Period: From   
To

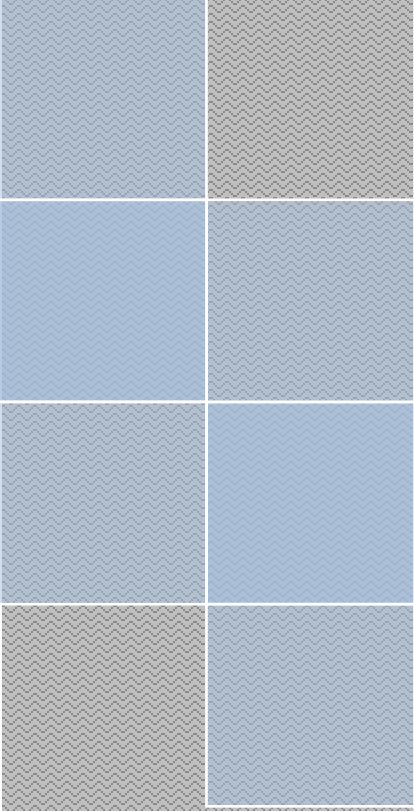
If de-authorizing Grant Funding appropriations: (select one)

Reimbursement Request will be reduced

Funds will be returned



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**ORDINANCE AMENDMENT  
RELATIVE TO WATER USER RATE**

**THE CITY OF ROCHESTER ORDAINS:**

I. That Chapter 17, Section 17.34 of the General Ordinances of the City of Rochester, entitled "Water Rate and Fee Schedule", be amended by deleting the portion of said ordinance entitled "Quarterly Water Rates" and by replacing such portion of the ordinance with the following:

**17.34 Water Rate and Fee Schedule**

Quarterly Water Rates

Residential Customers without exemption:	\$5.29	per 100 cu. ft. of water use
Residential Customers with exemption:	\$2.29	
Commercial and industrial customers:	\$5.29	

Unmetered Residential Customers:	
Per quarter per unit without exemption:	\$141.46
Per quarter per unit with exemption:	\$70.71

Minimum Fee:	
Per quarter per unit without exemption:	\$20.09
Per quarter per unit with exemption:	\$16.10

**II. That this ordinance amendment shall take effect on November 1, 2016**



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**ORDINANCE AMENDMENT  
RELATIVE TO SEWER USER RATE**

**THE CITY OF ROCHESTER ORDAINS:**

I. That Chapter 16, Section 16.25 of the General Ordinances of the City of Rochester, entitled "Wastewater Rate and Fee Schedule", be amended by deleting the portion of said ordinance entitled "Quarterly Wastewater Rates" and by replacing such portion of the ordinance with the following:

**16.25 Wastewater Rate and Fee Schedule**

Quarterly Wastewater Rates

Residential Customers without exemption:	\$6.52	per 100 cu. ft. of water use
Residential Customers with exemption:	\$4.34	per 100 cu. ft. of water use
Commercial and industrial customers:	\$6.52	per 100 cu. ft. of water use
High Volume Customer (I.e. customers using more than 5,000 units **monthly)	\$5.87	per 100 cu. ft. of water use

Unmetered Residential Customers:

Per quarter per unit without exemption:	\$208.61
Per quarter per unit with exemption:	\$104.29

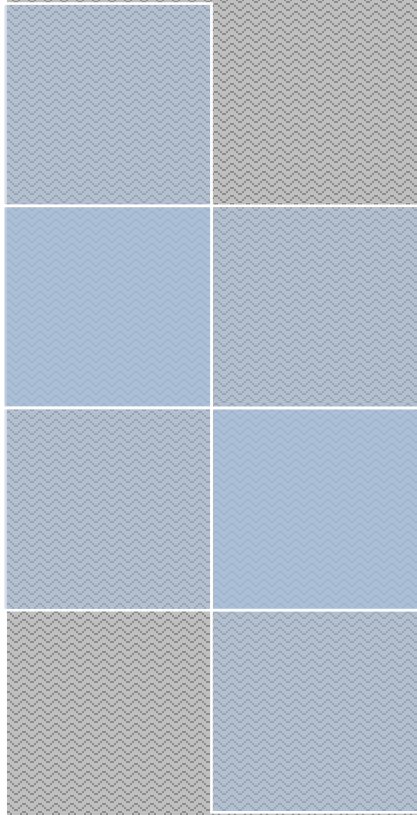
Sewer-Metered Customers:	\$6.52 per 100 cu. Ft.
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Minimum Fee:

Per quarter per unit without exemption:	\$31.19
Per quarter per unit with exemption:	\$24.83

Septage Discharge:	\$ 50.00	per 500 gal. or portion thereof
RV Septage Discharge:	\$ 14.00	flat fee
Graywater Disposal	\$ 27.00	per 2000 gal. or portion thereof

**II. That this ordinance amendment shall take effect on November 1, 2016**



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**RESOLUTION APPROVING COST ITEMS ASSOCIATED WITH  
PROPOSED  
CITY OF ROCHESTER  
MULTI-YEAR COLLECTIVE BARGAINING  
AGREEMENT WITH  
INTERNATIONAL BROTHERHOOD OF TEAMSTERS  
LOCAL 633  
(Library Personnel)**

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

That pursuant to, and in accordance with, the provisions of Chapter 273-A of the New Hampshire Revised Statutes Annotated, the cost items associated with the multi-year year collective bargaining agreement between the City of Rochester and the INTERNATIONAL BROTHERHOOD OF TEAMSTERS Local 633 Bargaining Unit, covering the period July 1, 2016 to June 30, 2019, as set forth in the proposed contract, and as more particularly detailed on the attached "**EXHIBIT A: TEAMSTERS LOCAL 633 – SEPTEMBER 2016**," which includes a summary financial analysis of the annual costs of the contract to the City provided by the Rochester Director of Finance, is hereby approved. The provision of funds necessary to fund the aforementioned, and hereby approved, collective bargaining agreement "cost items" in the first year of the agreement will be contained in the Fiscal Year 2017 operating budget of the City.

**EXHIBIT A: TEAMSTERS LOCAL 633 – SEPTEMBER 2016**

**TEAMSTERS - TA Cost Data**

City Health Contribution	80/20	85/15		
Health Plan	HMO \$20 copay RX 10/20/45 DED \$250/750	NNEBT	NNEBT	NNEBT
Projected Health Increase		RATE	FY17\$ +3%	FY18\$ +3%
MERIT		0-4%	0-4%	0-4%
	<b>Current FY16</b>	<b>FY17</b>	<b>FY18</b>	<b>FY19</b>
<b>Wages</b>				
Base Wage	581,043	598,474	616,428	634,921
Longevity	5,900	6,025	6,850	7,075
Total Wages	586,943	604,499	623,278	641,996
Dollar Change		17,556	18,779	18,718
<b>% Change</b>		<b>2.99%</b>	<b>3.11%</b>	<b>3.00%</b>
<b>Benefits</b>				
FICA	36,390	37,479	38,643	39,804
Medicare	8,511	8,765	9,038	9,309
Health Insurance	64,860	65,846	67,821	69,856
Opt Out	6,400	6,400	6,400	6,400
Dental*	1,750	750	750	750
Total Rollups	81,521	81,761	84,009	86,315
Dollar Change		241	2,248	2,306
<b>% Change</b>		<b>0.30%</b>	<b>2.75%</b>	<b>2.75%</b>
<b>Totals</b>				
Total Wages Benefits and F	668,463	686,260	707,287	728,311
Dollar Change		17,797	21,027	21,024
<b>% Change</b>		<b>2.66%</b>	<b>3.06%</b>	<b>2.97%</b>

20 Total Employees - 40% FT

\*Dental - NNEBT plan includes dental; FY17-FY19 costs are for employees enrolled in dental only.



## City of Rochester Formal Council Meeting

### AGENDA BILL

**NOTE: Agenda Bills are due by 10 AM on the Monday the week before the City Council Meeting.**

AGENDA SUBJECT  Library Personnel Collectective Bargaining Agreement
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COUNCIL ACTION ITEM <input checked="" type="checkbox"/> INFORMATION ONLY <input type="checkbox"/>	FUNDING REQUIRED? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> * IF YES ATTACH A FUNDING RESOLUTION FORM
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RESOLUTION REQUIRED? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	FUNDING RESOLUTION FORM? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
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AGENDA DATE	October 4, 2016		
DEPT. HEAD SIGNATURE			
DATE SUBMITTED	September 1, 2016		
ATTACHMENTS YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	* IF YES, ENTER THE TOTAL NUMBER OF PAGES ATTACHED		

#### COMMITTEE SIGN-OFF

COMMITTEE	
CHAIR PERSON	

#### DEPARTMENT APPROVALS

DEPUTY CITY MANAGER	
CITY MANAGER	

#### FINANCE & BUDGET INFORMATION

FINANCE OFFICE APPROVAL	
SOURCE OF FUNDS	FY2017 O&M Budget
ACCOUNT NUMBER	
AMOUNT	
APPROPRIATION REQUIRED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	Approved FY17 Budget

#### LEGAL AUTHORITY

RSA 273-A Public Employee Labor Relations

**SUMMARY STATEMENT**

The Rochester Public Library personnel, represented by the Teamsters, has ratified a tentative collective bargaining agreement (CBA). The previous CBA expired on June 30, 2016. The City's negotiating team presented the cost items of this agreement to the City Council at the September 20th City Council Workshop meeting in non-public session. The ratified agreement is now before the Council for a vote upon the agreement at the October 4th City Council meeting in public session.

**RECOMMENDED ACTION**

Approve the tentative CBA.