

A regular meeting of the Board of Aldermen was held Thursday, March 10, 2005 at 9:15 p.m. in the Aldermanic Chamber.

President Brian S. McCarthy presided; City Clerk Paul R. Bergeron recorded.

Prayer was offered by City Clerk Paul R. Bergeron; Alderman Shaw leading in the Pledge to the Flag.

President McCarthy

I would like to remind the members of the Board and of the public to please turn off cell phones and pagers, and if you must use them to please leave quietly first.

The roll call was taken with 12 members of the Board of Aldermen present; Aldermen MacLaughlin, Plamondon, and Rootovich were not in attendance.

President McCarthy

Alderman MacLaughlin is working this evening. Alderman Rootovich is ill and unable to join us. Alderman Plamondon is working, but expected to be here in a few minutes.

His Honor Mayor Bernard A. Streeter and Corporation Counsel David R. Connell were also in attendance.

REMARKS BY THE MAYOR

Mayor Streeter

Mr. President in light of the late hour I will defer my remarks to the next meeting.

RESPONSE TO REMARKS OF THE MAYOR - None

RECOGNITION PERIOD - None

READING MINUTES OF PREVIOUS MEETINGS AND PUBLIC HEARINGS

**MOTION BY ALDERMAN TOLLNER THAT THE MINUTES OF THE BOARD OF ALDERMEN OF FEBRUARY 15 AND 22, 2005, AND THOSE OF THE PUBLIC HEARINGS CONDUCTED BY THE HUMAN AFFAIRS COMMITTEE ON FEBRUARY 16, 2005, AND THE COMMITTEE ON INFRASTRUCTURE OF FEBRUARY 23, 2005 BE ACCEPTED, PLACED ON FILE, AND THE READINGS SUSPENDED
MOTION CARRIED**

COMMUNICATIONS – None

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS ON THE AGENDA

Fred S. Teeboom, 24 Cheyenne Drive

Thank you Mr. President. I would like to first talk about R-05-175 dealing with a \$655,000 transfer. As I understand it the city received \$2.5 million for settlement of the Pennichuck roof collapse. As I also remember the city borrowed something like \$4 million perhaps more – my memory fades on me – at least \$4 million to fix that school, and they bonded that money. It seems to me that \$2.5 million should pay off that bond. That money should not be transferred to another account to be transferred to another account to pay off the Stellos' debt.

President McCarthy

Mr. Teeboom if I might, the repairs to Pennichuck were funded by transfers. There were no bonds issued to pay for that project.

Fred Teeboom

There were no money paid for Pennichuck the \$4 million?

President McCarthy

No. We borrowed money out of other capital accounts. That resolution serves to repay one of those transfers into one of the other capital accounts.

Fred Teeboom

Then the rest of the money pays for the other accounts?

President McCarthy

The rest of it will. That has not been – we have not taken action on that at this point.

Fred Teeboom

Okay. Then I apologize because I tried to read the Budget minutes and all I could see was approved. I didn't see any discussion. If you look at the minutes of that Budget meeting it just says voted – there was no discussion. There must have been some discussion. Anyway I am wrong with that and I apologize. Mr. Bolton clarified there was no discussion.

Alderman Bolton

The members of the Budget Committee were more aware than the speaker as to what the circumstances were and did not have to ask that question.

Fred Teeboom

Just for the public record it was unclear. I will take your word for that. If I am incorrect about that – I thought it was bonded, and I stand corrected. On R-05-166, which deals with the \$5.8 million bond for the fire station, as I understand it initially this was for a 26,000 sq. ft. fire station, which I believe is now being reduced, I am not clear, but I think it is being reduced to 22,000 sq. ft. I would like to first state that looking at the 2005 budget I see capital improvements funded for that station at \$2.95 million. It must be the same station. It was \$29.5 million and the Mayor did not recommend it. Now in the budget for 2006 that value suddenly jumps to \$5.78 million – twice the amount of money. Unclear why that doubled. Again the Mayor did not recommend it, but the Mayor did endorse the legislation tonight before you to bond \$5.8 million. That is highly inconsistent, and somebody needs to explain why that capital improvement recommendation doubled over one year.

President McCarthy

I would point out that practice in the budget is to list long-term capital improvements, which expect to be bonded as zero and I don't believe we have ever seen a number in the budget for a project we were going to bond.

Fred Teeboom

It lists there committee recommended the spending of \$2.95 million for this project in 2005. It now states \$5.8 million for the same project. I don't understand why this project suddenly doubled in price. Talking about price what are you building? If you look at the Budget minutes of February it mentions a gym. They are building a gym? It mentions a library. Are we building a library. It doesn't go into much more detail than that in the minutes so I can't tell, but I am trying to figure out why this project doubled in price. Getting into this some more I noticed that in Litchfield there is a project to build a fire station for the price of \$850,000. Why does Nashua want to build a project for

\$5.8 million when Litchfield can do it for \$850,000? Admittedly it is a smaller community. I picked up the phone and called Chief Tom Shoshan in Litchfield who is the Fire Chief. I said Chief what are you doing over there? He said well last year we had a firm bid to build a building of 8,300 sq. ft. They went out and got bids before they went to the town to get votes, which is the way to do it. It is \$1.3 million, which commutes to \$157 per sq. ft. and includes site improvements because they own the land already. That was voted down last year. This year they reduce the facility down to 5,000 sq. ft., which computes, to \$170 a sq. ft. It was voted down.

The City of Nashua proposes in current bonding \$5.8 million for 22,000 sq. ft. ... **tape inaudible** ... that is \$264 per sq. ft. Why can Litchfield do it for \$174 sq. ft. and it costs Nashua \$264 sq. ft.? If you build a fire station at the rate of Litchfield – at the higher rate of \$174 sq. ft., which is what they want for this year, the cost would be \$3.74 million. That would be \$2.06 million less than what we are asking for. What are we building in Nashua that makes it so expensive? I know there are some site improvements, but they can't possible add up to \$2 million. If it was because you bought a piece of land that is just the wrong piece of land. I understand in Infrastructure there was a lot of discussion by Alderman Deane to bring it down to \$4.7 million. If you look at today's agenda you will see that Infrastructure voted against this thing. The Budget Committee voted for it. The reason they voted against it is because Alderman Deane set the limit at \$4.7 million according to the minutes and he motioned for indefinite postponement and it passed in committee. At \$4.7 million for 22,000 sq. ft. is still \$214 per sq. ft. That is still very expensive especially since the highest offer Litchfield was \$174 per sq. ft. The problem of course is that nobody knows.

You go out for these bonds and you have done this in the past, you go out and get bonds without knowing what you are bonding for. You don't go out and get the bids. If you are going to go to a construction manager, we did this at Fairgrounds – when I was an Alderman we built Fairgrounds Jr. High – we hired a construction manager, the construction manager got firm bids/firm estimates that he was guaranteed – he bound them and the construction manager said he would give the money back – then he gives you an amount then you bond that amount and then you know what you are getting into. This thing is all over the map. If you look at the minutes in the Infrastructure Committee they are all over the map. I don't think this Board of Aldermen, these committees; really have a firm handle on this. I know the Fire Department was pushing this thing.

This is one other point I just found out Lake Street 26,000 sq. ft. original proposal here came in at \$3.2 million, which is \$123 per sq. ft. and site improvements. You are sitting here with a project that is twice -- in the capital improvements committee budget over one year; you are dealing with costs that are more than twice what it cost to build the Lake Street facility. This needs to be postponed. This needs to be assessed. This needs to go to a construction manager and get a firm bid. Thank you.

PETITIONS – None

NOMINATIONS, APPOINTMENTS AND ELECTIONS

Joint Convention with Board of Library Trustees

**MOTION BY ALDERMAN LAROSE TO HOLD THE JOINT CONVENTION WITH THE BOARD OF LIBRARY TRUSTEES AT THE FULL BOARD LEVEL UNTIL THE NEXT REGULARLY SCHEDULED BOARD OF ALDERMEN MEETING OF MARCH 22, 2005
MOTION CARRIED**

Appointments by the Mayor

The following Appointment by the Mayor was read into the record:

Hunt Board of Trustees

Scott MacKnight (New Appointment)
30 Rockwood Circle
Contoocook, NH 03229

Term to Expire: December 31, 1006

MOTION BY ALDERMAN TOLLNER TO ACCEPT THE APPOINTMENT BY THE MAYOR AS READ AND REFER IT TO THE PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE

MOTION CARRIED

REPORTS OF COMMITTEE

Budget Review Committee..... 02/17/05

There being no objection, President McCarthy declared the report of the February 17, 2005 Budget Review Committee accepted and placed on file.

Budget Review Committee..... 03/02/05

There being no objection, President McCarthy declared the report of the March 2, 2005 Budget Review Committee accepted and placed on file.

Budget Review Committee..... 03/03/05

There being no objection, President McCarthy declared the report of the March 3, 2005 Budget Review Committee accepted and placed on file.

Finance Committee..... 03/01/05

There being no objection, President McCarthy declared the report of the March 1, 2005 Finance Committee accepted and placed on file.

Human Affairs Committee..... 02/16/05

There being no objection, President McCarthy declared the report of the February 16, 2005 Human Affairs Committee accepted and placed on file.

Committee on Infrastructure 02/23/05

There being no objection, President McCarthy declared the report of the February 23, 2005 Committee on Infrastructure accepted and placed on file.

IT Ad Hoc Committee.....
02/28/05

There being no objection, President McCarthy declared the report of the February 28, 2005 IT Ad Hoc Committee accepted and placed on file.

IT Ad Hoc Committee.....
03/02/05

There being no objection, President McCarthy declared the report of the March 2, 2005 IT Ad Hoc Committee accepted and placed on file.

IT Ad Hoc Committee.....
03/03/05

There being no objection, President McCarthy declared the report of the March 3, 2005 IT Ad Hoc Committee accepted and placed on file.

Planning & Economic Development Committee.....
02/03/05

There being no objection, President McCarthy declared the report of the February 3, 2005 Planning & Economic Development Committee accepted and placed on file.

Planning & Economic Development Committee.....
02/22/05

There being no objection, President McCarthy declared the report of the February 22, 2005 Planning & Economic Development Committee accepted and placed on file.

Police HVAC Ad Hoc Committee.....
02/16/05

There being no objection, President McCarthy declared the report of the February 16, 2005 Police HVAC Ad Hoc Committee accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS – None

UNFINISHED BUSINESS – RESOLUTIONS

R-04-119

Endorsers: Alderman-at-Large Paula I. Johnson
Alderman-at-Large David W. Deane
Alderman Kevin E. Gage
Alderman-at-Large David Rootovich
Alderman David D. Lozeau

PROPOSING AN AMENDMENT TO THE CITY CHARTER RELATIVE TO THE DATES FOR SUBMISSION AND ADOPTION OF THE ANNUAL BUDGET

R-04-121

Endorsers: Alderman-at-Large Paula I. Johnson
Alderman Robert A. Dion
Alderman-at-Large David Rootovich
Alderman-at-Large David W. Deane
Alderman David D. Lozeau

PROPOSING AN AMENDMENT TO THE CITY CHARTER RELATIVE TO REQUIRING THE VOTE OF AT LEAST TEN (10) ALDERMEN FOR THE ANNUAL BUDGET OR ANY OTHER APPROPRIATION

R-04-161

Endorser: Mayor Bernard A. Streeter

RELATIVE TO THE TRANSFER OF \$168,937 FROM ACCOUNT #596-86531 CONTINGENCY, RETIREMENTS-POLICE DEPARTMENT INTO ACCOUNT

#531-11900 POLICE DEPARTMENT PAYROLL FULL-TIME

Given its second reading;

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF R-04-161

MOTION CARRIED

Resolution R-04-161 declared duly adopted.

Alderman Plamondon was in attendance at approximately 9:40 p.m.

R-05-166

Endorsers: Mayor Bernard A. Streeter
Alderman-at-Large James R. Tollner
Alderman-at-Large Steven A. Bolton
Alderman Kevin E. Gage
Alderman Rob Shaw
Alderman Marc W. Plamondon
Alderman-at-Large Brian S. McCarthy
Alderman Kathryn D. Vitale
Alderman Lori Cardin

AUTHORIZING THE MAYOR AND CITY TREASURER TO ISSUE BONDS NOT TO EXCEED THE AMOUNT OF FIVE MILLION EIGHT HUNDRED THOUSAND DOLLARS (\$5,800,000) FOR THE CONSTRUCTION OF A FIRE STATION AND ASSOCIATED SITE IMPROVEMENTS

Given its second reading;

MOTION BY ALDERMAN DEANE TO AMEND R-05-166 BY CHANGING IN BOTH THE TITLE AND THE BODY THE AMOUNT OF \$5,800,000 TO \$4,700,000

ON THE QUESTION

Alderman Deane

I would like to address a couple of comments that were made earlier. We sat down myself and Aldermen Tollner and Lozeau and we interviewed three different construction management firms who had copies of the plans of the building. I had discussed with Alderman Lozeau about reducing the bond amount from the \$5.8 to the \$4.7 and the questions that were asked to the construction management firms – we asked them for a comfort level after reviewing the plans with the offsite improvements where they stood with the \$4.7 million. We got a favorable nod from all three of the firms. They are very reputable. In fact, they were the original firms that the Fire Department had interviewed, and were going to bring back for one last interview prior to having no funding last year. I had given the Chief and e-mail on the 17th pertaining to five different items that I wanted to see reviewed. That was the first one, which we did.

I also had requested a review of the offsite improvements by the City Engineer and have an opinion rendered on where they stood with the project. Steve Dookran forwarded a memo to the Board on the offsite improvements. The third request that I had was for discussion with the Planning Board pertaining to the site plan and their comments. Mrs. Lasky did attend the one meeting that we had over at the fire station. She went back and the Planning Board had discussion on the project itself. They didn't seem to have a lot of heartburn with it. The review of the East Hollis Street Master Plan. That was looked at as a tool to guide us. Steve Dookran did address that in his opinion. Last, but not least, were the three gas mains; we found out today there was a 14", a 12" high pressure, and a 6" high-pressure gas main that ran off Hudson Street. That was another issue that I asked to be addressed. We met this morning at 8:30 a.m. with Keyspan and got a figure associated with moving a couple of those gas lines, which we were assured by the Chief once they looked through what they had budgeted, even with the reduction in this bond amount, that the moving of the gas lines could be accomplished within the proposed budget.

The construction management firms did start with a 10% contingency, and as they price the job out that contingency will start to be reduced down. It was interesting because we basically got the same response from all three management firms. They were all very good and very reputable. I was comfortable to hear that.

I believe some concessions were made with this project. We might have been a little hasty on the site purchase because of the issues with it, but we own it. We are all well aware of the Arlington Street Fire Station. It has been going on for a number of years, and we have to replace it. I believe that the diligence that was done on this project – we got to bring the cost down \$1.1 million,

which I think should have been done. We went out, myself and Aldermen Lozeau and Tollner as well as some of the others who attended some of the meetings, we went out and did some homework, and came back – this is the reduction that I am proposing in this amendment. Thank you.

Alderman Gage

If I could just respond or say some things to the speaker that came up earlier from the public regarding the Litchfield station. I also called Litchfield regarding that station. When I spoke to them there are major differences in the building. We have a full time 24/hour a day fire service here in the City of Nashua. That means you have sleeping quarters, you have kitchen, you have all kinds of other facilities that you don't need in an on-call community where you have four walls and it is a garage. That is what it is. That is what they built. We have to have a home, somewhat of a home for these guys to be living in when they are there. There is a huge difference in that, which creates a huge difference in cost. I do want to commend the members of the Budget Committee and the Infrastructure Committee for a lot of the work that they did on this project. I think the sitting down with the Fire Department several times really put both sides looking at where we could come in a little closer to less of a cost. I think both sides came to an amicable agreement in the end. I will support this.

Alderman Tollner

I would agree with everything that Alderman Deane said. I think this is a good example of a project where there was a lot of discussion. At times it was storming. The result of it is a pretty solid example of coming up with an arrangement that is – that I think is good for the taxpayer, it is good for the city, it is good for the Fire Department. This particular fire station will absolutely enhance the neighborhood. One of the things that we spoke about with Betty Lasky and some of the members of the Planning Board was that when a building or an entity comes in the impact of the neighborhood. A lot of commercial buildings that come in or developments that come into a neighborhood isn't always good for a neighborhood. This is a really good example where it is very good for the neighborhood and is sorely needed.

I don't want to go on. I think Alderman Deane covered everything. I want to thank the city staff

especially Steve Dookran who came to the meeting a couple of weeks ago, Betty Lasky that came, and a number of members of the Board of Aldermen. I think we had two meetings like that where all of the parties that were going to be involved whether it be at the present time or in the future came to that meeting and we mapped everything out on the table. I think that the Planning Board is comfortable with the site as Alderman Deane said. I think that we are ready to go.

Alderman Dion

Thank you Mr. Chairman. I cannot support making this expenditure at this time. I will state the reason why; number one the city is \$241 million in bonded debt as we speak. I cannot see adding onto that bonded debt until we start reducing that bonded debt at least. Per year right now we are paying over \$20 million extra in our budget just for bonded debt interest payments. We are just going to be increasing that and increasing the burden on the taxpayers by increasing the tax rate again. You know everybody has a wish list. I am not going to debate the fact that this is going to be a beautiful building. What we have now is not so beautiful. I am not going to debate that. What I am debating is the fact that we cannot do it now because of the amount of bonded debt that we have.

Everybody has a wish list. I would like to have a cottage on Lake Winnepesaukee, but I can't afford it, and I am not going to have one. It is as simple as that. You pay what you can afford. When you are \$241 million in debt can you picture trying to add on to that debt until you at least start reducing that debt before you increase? I cannot support this and that is all there is to it. Thank you Mr. Chairman.

Alderman Plamondon

Thank you. A lot of good points were made this evening. I also want to reiterate my gratitude to the Budget Committee and Infrastructure and the extra work that Aldermen Deane and Lozeau did. A lot of work has gone into this project. We have known for years that the Arlington Street station has been in dire need of replacement. What is new that I would like to add to the discussion is location. This station, this location, is part of a three-prong attack to our inner city where the densest population of the city lays, where we have a heavy industrial area, and our downtown. It is businesses that are all vital. It is important for Nashua Fire Rescue to have a

three-prong attack from Lake Street, from Amherst Street, and from a location such as this on East Hollis Street. This protects our businesses and particularly our residents. I think it is time to move forward. I will support this. Thank you.

Alderman Lozeau

I would like to commend the Chief and his staff. I phoned the Chief yesterday and told him I couldn't support it because of the problems with the gas main, and the questions that I had with the gas main hadn't been fully addressed. The Chief at 2:00 p.m. yesterday afternoon put together a meeting for 8:30 a.m. this morning, which several of us attended. They did answer my concerns. Energy North sent an engineering and a public relations representative, and they felt comfortable with the site and the price that they quoted not to exceed. I was absolutely impressed with the cooperation that the Fire Department gave me, the respect that they gave me facilitating every single question that I asked. They really should be commended for that, and I thank them.

Alderman Cardin

Thank you. I have been fully behind this project right along. I understand the need to cut the budget and to make this happen. That is what we needed to do. I think they did a great job – everyone involved; the Fire Department, Alderman Deane, Alderman Lozeau, every one on this Board who has been supportive thus far. For some time that station on Arlington Street has been falling apart. It is in really bad shape. I just want to thank them for all of the hard work that they have put into this and everyone here that has. I will definitely be supporting it.

Alderman Johnson

I would like to thank everybody for the hard work they have done especially the Chief, but I will not be supporting this tonight – not that my vote is going to matter because it is going to pass anyway. I feel that the cost of it is high, and I don't believe the citizens of the city right now can afford it. I have said if this is the only bonding project that we are going to look at for the next two years then I could support it, but I know there is going to be more spending down the road. I just don't think the

citizens of this city can just take on one more bit of spending and what will happen. I just cannot support this. Thank you.

Alderman Shaw

I will be supporting this. Having sat on the Capital Improvements Committee for the last couple of years it is very clear to me as a new member of that committee that this is something that has been pretty much a broken record in front of that committee. It got a unanimous recommendation from the committee. It is absolutely clear without moving forward to do something about the Arlington Street station that we are living on borrowed time, have been, and if we don't move forward with this replacement station that we will start throwing significant dollars at a piece of property that will not give us any return. There has not been a good time for the last many years. This year is probably no better than next year, but the time has come and we need to move forward. I will be supporting this. Thank you.

President McCarthy

The motion is to amend R-05-166 by changing in both title and body the amount of \$5,800,000 to \$4,700,000. Is there any further discussions?

Alderman Tollner

Just to be sensitive to the concerns of bond council I will ask for a roll call please on the amendment

A Viva Voce Roll Call was requested, which resulted as follows:

Yea: Alderman Tollner, Alderman Vitale, Alderman LaRose, Alderman Gage, Alderman Cardin,
Alderman Deane, Alderman Plamondon, Alderman Shaw, Alderman Lozeau, Alderman
Bolton,
Alderman McCarthy

11

Nay: Alderman Dion, Alderman Johnson

2

MOTION CARRIED

MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-166 AS AMENDED BY ROLL CALL

A viva voce roll call vote was taken which resulted as follows:

Yea: Alderman Tollner, Alderman Vitale, Alderman LaRose, Alderman Gage, Alderman Cardin,
Alderman Deane, Alderman Plamondon, Alderman Shaw, Alderman Lozeau, Alderman
Bolton,
Alderman McCarthy

11

Nay: Alderman Dion, Alderman Johnson

2

MOTION CARRIED

Resolution R-05-166 declared duly adopted as amended.

R-05-168

Endorser: Alderman-at-Large Steven A. Bolton

RELATIVE TO THE TRANSFER OF \$100,000 FROM ACCOUNT # 591-86005

“CONTINGENCY - GENERAL” INTO ACCOUNT #581-34015 “SCHOOL DEPARTMENT

- HEATING, PROPANE & NATURAL GAS”

Given its second reading;

MOTION BY ALDERMAN BOLTON FOR FINAL PASSAGE OF R-05-168

MOTION CARRIED

Resolution R-05-168 declared duly adopted.

R-05-169

Endorsers: Mayor Bernard A. Streeter

Alderman Lori Cardin

Alderman-at-Large James R. Tollner

Alderman Marc W. Plamondon

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$106,250 FROM THE

2004 HOMELAND SECURITY GRANT PROGRAM INTO SPECIAL REVENUE

ACCOUNT #332-6315

Given its second reading;

MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-169

MOTION CARRIED

Resolution R-05-169 declared duly adopted.

R-05-170

Endorsers: Mayor Bernard A. Streeter
Alderman Lori Cardin
Alderman-at-Large James R. Tollner
Alderman Marc W. Plamondon

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$15,000 FROM THE ALLSTATE FOUNDATION INTO SPECIAL REVENUE ACCOUNT #332-6309 "NASHUA FIRE RESCUE'S RISK WATCH PROGRAM"

Given its second reading;

MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-170

MOTION CARRIED

Resolution R-05-170 declared duly adopted.

R-05-171

Endorsers: Mayor Bernard A. Streeter
Alderman Lori Cardin
Alderman Marc W. Plamondon
Alderman David D. Lozeau
Alderman-at-Large David Rootovich
Alderman Rob Shaw
Alderman-at-Large James R. Tollner
Alderman Kevin E. Gage

UPDATING THE FINANCIAL STANDARDS FOR THE CITY'S WELFARE GUIDELINES

Given its second reading;

MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-171

MOTION CARRIED

Resolution R-05-171 declared duly adopted.

R-05-175

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

RELATIVE TO THE APPROPRIATION OF \$655,000 FROM THE PENNICHUCK JR. HIGH SCHOOL ROOF COLLAPSE SETTLEMENT INTO ACCOUNT 681-31 "CAPITAL IMPROVEMENTS – STELLOS STADIUM" AND THE TRANSFER OF SAID AMOUNT INTO CAPITAL PROJECT ACCOUNT 781-3761 "STELLOS STADIUM PROJECT"

Given its second reading;

MOTION BY ALDERMAN BOLTON FOR FINAL PASSAGE OF R-05-175 BY ROLL CALL

A Viva Voce Roll Call was taken, which resulted as follows:

Yea: Alderman Tollner, Alderman Vitale, Alderman LaRose, Alderman Gage, Alderman Cardin,
Alderman Deane, Alderman Plamondon, Alderman Shaw, Alderman Lozeau, Alderman Dion,
Alderman Johnson, Alderman Bolton, Alderman McCarthy

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Nay: 0

MOTION CARRIED

Resolution R-05-175 declared duly adopted.

R-05-178

Endorsers: Mayor Bernard A. Streeter

RELATIVE TO THE TRANSFER OF \$17,592 FROM ACCOUNT 596-86513

“CONTINGENCY-RETIREMENTS, CITY CLERK” INTO ACCOUNT 513-11171

“VITAL RECORDS CLERK II”

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR FINAL PASSAGE OF R-05-178

MOTION CARRIED

Resolution R-05-178 declared duly adopted.

R-05-179

Endorser: Mayor Bernard A. Streater

RELATIVE TO THE TRANSFER OF \$27,195 FROM ACCOUNT 596-86563

–“CONTINGENCY-RETIREMENTS, WOODLAWN CEMETERY” INTO ACCOUNT 563-11657

“SUPERINTENDENT CEMETERY, FULL-TIME PAYROLL”

Given its second reading;

MOTION BY ALDERMAN LOZEAU FOR FINAL PASSAGE OF R-05-179

MOTION CARRIED

Resolution R-05-179 declared duly adopted.

UNFINISHED BUSINESS – ORDINANCES

O-04-58

Endorser: Alderman Kevin E. Gage

ESTABLISHING A 25 M.P.H. SPEED LIMIT ON AYER STREET

Given its second reading;

MOTION BY ALDERMAN GAGE FOR FINAL PASSAGE OF O-04-58

MOTION CARRIED

Ordinance O-04-58 declared duly adopted.

O-04-59

Endorser: Alderman Kevin E. Gage

ESTABLISHING A 25 M.P.H. SPEED LIMIT ON BERKLEY STREET

Given its second reading;

MOTION BY ALDERMAN GAGE FOR FINAL PASSAGE OF O-04-59

MOTION CARRIED

Ordinance O-04-59 declared duly adopted.

O-04-60

Endorser: Alderman Kevin E. Gage

ESTABLISHING A 25 M.P.H. SPEED LIMIT ON GRANITE STREET

Given its second reading;

MOTION BY ALDERMAN GAGE FOR FINAL PASSAGE OF O-04-60

MOTION CARRIED

Ordinance O-04-60 declared duly adopted.

O-04-61

Endorser: Alderman Kevin E. Gage

ESTABLISHING A 25 M.P.H. SPEED LIMIT ON HALL AVENUE

Given its second reading;

MOTION BY ALDERMAN GAGE FOR FINAL PASSAGE OF O-04-61

MOTION CARRIED

Ordinance O-04-61 declared duly adopted.

O-05-73

Endorser: Alderman Robert A. Dion

**CREATING A NO PARKING ZONE ON THE EAST SIDE OF HAMILTON STREET
NEAR ITS INTERSECTION WITH LAKE STREET**

Given its second reading;

MOTION BY ALDERMAN DION FOR FINAL PASSAGE OF O-05-73

MOTION CARRIED

Ordinance O-05-73 declared duly adopted.

NEW BUSINESS – RESOLUTIONS

R-05-186

Endorser: Mayor Bernard A. Streeter
Alderman Robert A. Dion
Alderman Lori Cardin

**RELATIVE TO THE DIVISION OF PUBLIC WORKS CHANGING THE PURPOSE OF
ACCOUNT #590-23553 “ PRIOR YEAR OBLIGATION – FAXON STREET”**

Given its first reading; assigned to the BUDGET REVIEW COMMITTEE by President McCarthy

R-05-187

Endorser: Mayor Bernard A. Streeter
Alderman Lori Cardin
Alderman Kevin E. Gage

ESTABLISHING AN EXPENDABLE TRUST FUND FOR ACCEPTING CONTRIBUTIONS AND DONATIONS FOR THE NASHUA FIRE RESCUE DEPARTMENT PUBLIC EDUCATION/INJURY PREVENTION PROGRAMS AND ACTIVITIES

Given its first reading; assigned to the FINANCE COMMITTEE by President McCarthy

NEW BUSINESS – ORDINANCES

O-05-79

Endorser: Alderman-at-Large David W. Deane
Alderman-at-Large James R. Tollner
Alderman Kevin E. Gage

REGARDING MINUTES OF MEETINGS OF PUBLIC BODIES TO BE KEPT AT CITY CLERK'S OFFICE

Given its first reading; assigned to the PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE by President McCarthy

O-05-80

Endorser: Alderman-at-Large David W. Deane
Alderman-at-Large James R. Tollner

REGARDING MUNICIPAL CHANNEL PROGRAMMING

Given its first reading; assigned to the PLANNING & ECONOMIC DEVELOPMENT COMMITTEE and the CABLE TELEVISION ADVISORY BOARD by President McCarthy

Alderman Tollner

Why would it go to the Planning & Economic Development Committee?

President McCarthy

Because the closest thing to a definition in the ordinances that covers it is the technology responsibilities of the Planning & Economic Development Committee.

Alderman Tollner

Thank you.

O-05-81

Endorser: Mayor Bernard A. Streeter
Alderman-at-Large James R. Tollner

INCREASING THE FINE FOR VIOLATIONS OF THE TAXICAB ORDINANCE FOR THE FAILURE OF A PERSON TO OBTAIN A TAXICAB VEHICLE LICENSE OR A TAXICAB DRIVER'S LICENSE

Given its first reading; assigned to the PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE

by President McCarthy

PERIOD FOR PUBLIC COMMENT

Fred Teeboom, 24 Cheyenne Drive

Thank you. I would like to refer to the IT Ad Hoc Committee. I must hand it to Alderman Deane. He does do his homework, he does check into things. It mentions on page 6 of the minutes of January 5th of the IT Ad Hoc Committee, by the way they are the only ones that are published in detail, it mentions here something that many of us citizens are complaining about. It mentions here and I will quote him "They can go into the Police Department with their software where we have horrendous problems with that. I do somewhat applaud the Police Department for putting the stuff in a pile and telling the people to come and pick it up because it didn't work." That was we spent I believe over \$800,000 and it didn't work. Alderman Deane is talking about \$800,000 worth of software that was bought for the Police Department that doesn't work.

Later on it mentions here another piece of software – the administration program for the Financial Services use. I understand there are other hundreds of thousands of dollars although a figure is not mentioned here. In a way that doesn't surprise me. When the Mayor was good enough to let me do the fiber optic study I found out that the design was flawed – seriously flawed, the spec was flawed, the RFP was defective, and as a result the bids that came in were very seriously defective. Luckily we were able to can the whole situation. You have to know what you are doing in this high technology business. If you don't know what you are doing you wind up in a hell of a lot of trouble. Software is no different and in many ways more complex. I have certainly done my share of software procurement. You never buy anything until you try it out. It is called fly before you buy. It is an old military concept. I don't know why the city keeps getting into trouble with these high technology projects. Unless somebody gets in – in the case of fiber optics I was able to stop it – it just goes and wastes all of that money.

The other comment I want to make, and I just found out about this, concerns Alderman Plamondon. I know times are tough. I have certainly faced my own tough times in the past. He mentions here in the IT minutes of 1-5-05 he is resigning all positions and everything – he is only going to go to Board of Aldermen meetings I believe. He is asking the Aldermen-at-Large for assistance. He said I have 4 part-time jobs – "It will not change a thing." Of course it will change everything. How could you represent if you are not present at all of these meetings. This is not an entitlement job you are entitled to. I know it doesn't pay all that much. It is a representative job. You are supposed to represent the people you represent. I certainly faced that problem. I had a very high position in Lucent Corporation before it went south and I had a very high technology job, very high visibility job, very high paying job and I was an Alderman. I resigned because I didn't think I could do the job for Lucent and do the job for the citizens of Nashua and do them both

equally. It changed a lot. I liked my job as Alderman. I did a lot of work. I had to resign because I had to make a living and the living was more important. I understand Alderman Plamondon the living is more important, but you have to think about the constituents.

Furthermore I found out that one of his part-time jobs I believe, I am going to have to check on it, is working for the School Department. Well Elm Street Junior High I believe. There is an Ordinance in the city, I will have to check on that too, that says you cannot work for the city and have a job as an elected official. It just cannot be done. Mr. Plamondon if he works for the School Department has to either give up one of his part-time jobs or resign the position. Even then he has to think about is he really representing his constituents when he can only be here when the Board of Aldermen meets.

I went through it, and I expect him to resign. Thank you.

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Alderman Shaw

I would just like to thank everyone on behalf of Kim and our family for their condolences, kind words, flowers on the passing of her Father last week. Thank you for the kind wishes, and keep Kim in your prayers. Thank you.

Alderman Plamondon

First I want to make note that the Nashua Police Department is starting a Citizens Police Academy once again. All of those interested please contact Ed Lecius at 594-3515.

I would also like to address some of the comments made by the speaker, Mr. Teeboom. First and foremost I never resigned from any committee. My memo went out to the Board and to the Chairs of the committees that I serve on giving notice that for a period of time, which right now is unknown, I will have difficulty in attending those meetings. I will attend all meetings possible. I did ask for At-Large assistance if anyone wanted to step forward such as liaisons to committees that I am already on, alternate liaisons. The moment I feel I cannot represent my constituents in Ward 4 I will step down. I don't believe for a moment I am not representing them. There are 24 hours a day. I am working about 20 of them. I don't need to sit here and defend myself, but in those hours I am making calls to department heads, to members of committees that I am on, to committees of Board of Directors that I am on, and I am still representing my constituents and I plan to continue to do so.

Regarding substitute teaching with the Nashua School Department, this is the first time I have

done this. There have been multiple Corporation Counsel's that have given opinion that this is not a conflict as the Board of Education is a semi-antonymous body. This is a part time position. Current counsel has also agreed with this position from prior Corporation Counsels. Should anything change I will bend with change. In the meanwhile I am here and I will continue to represent my constituents of Ward 4 as I have for the last 10 years. Thank you.

Alderman Deane

First off we had a Public Works meeting Monday afternoon. I wanted to let the Board know that we as other communities have some serious issues with obtaining road salt. We had put an order in and I believe what was it Mayor 44 days we have been waiting for delivery, and there is no more road salt. We were informed by the Street Department, Scott Pollock, the Superintendent, that we had enough salt left for three storms. I think they did a good job on this last storm and it was a bear of a storm. Hopefully we will be able to get some more salt. I know Scott was looking into it. Maybe the Mayor can comment on that if he has heard anything different.

Also I know it is kind of late, but the Nashua North youth baseball association will be having additional signups on Saturday, March 19th at the Amherst Street School. Any children that live in the North end who attend three of the elementary schools or attend St. Christopher's school are eligible to play in the program. You can sign up on the 19th. There is also a tryout on that day. Thank you.

Alderman Cardin

I would like to mention the work done by the Community Development Division on the consolidated plan meeting that was held here in the auditorium on March 2nd. The consolidated plan as you know is the guiding document for the CDBG grant and all of the input that came from all of the agencies and participants – even employees of the city is imperative to making this plan work. Thanks to all of them.

I had a Ward 7 meeting on February 24th. I think I had more city staff there than I had constituents. I want to thank everyone who came out for that meeting. I also had the opportunity to meet with some constituents at the Hunt Community who brought up some concerns about sidewalks being plowed and shoveled. I did talk to Scott Pollock's department about that. They stepped up to the plate on it so I want to thank them also.

My condolences to the Shaw family.

Alderman Gage

My condolences also to Kim.

Alderman Vitale

I haven't been called yet, but I am sure a number of people are thinking about it. I am expecting to hear at any time from the Engineering Department regarding having another Ward 1 meeting on the Broad Street improvements. As soon as I hear I will let everybody know. Thank you.

Alderman Tollner

My condolences Rob to you and Kim. I think when the Board of Aldermen and the Board of Education had met at the high school one night I think she was on the phone and got some bad news. I know it is very tough to deal with. My condolences.

I would also like to give a get well to Alderman Rootovich and tell him to behave himself and do what the doctors say. I am sure he is watching at home.

I want to thank everybody again. I know we passed the legislation for the firehouse project tonight. I really do want to thank everybody that was involved in that project. It was a total team effort where we really did pull in every department, some members of the Board of Aldermen, and the Planning Board. I think when we take our time and do something like that a solid project comes out of it. I would like to thank the Board of Aldermen for their support as well as the public.

Alderman Cardin mentioned the consolidated plan and the Community Development Block Grant. We are going to struggle with that this year as far as giving out the funds. A while back I think a number of us on the Board of Aldermen decided that we were going to bend the curb a little bit as far as allocations of dollars on projects for programs for people. I think if you look at what the committee has done over the last 4-6 years there has been a change. I think to the credit of Alderman Cardin who is the Chairman of that committee, the plan or the mindset that we put together a number of years ago and where we are right now is a good example of putting together a plan, mapping to that plan, and accomplishing that plan. While there may be a difference of opinion within the city I think from the committee's perspective I think we have done a good job. Thank you.

President McCarthy

Mayor Streeter did you want to address the road salt issue?

Mayor Streeter

Public Works did receive another shipment of salt and also probably ... **tape inaudible** ... we should be able to get through the winter with a sufficient amount of salt. I take my hat off to both Scott and Rick for making the phone calls and convincing the distributors to get it over here.

Alderman Deane

That is good news.

Alderman McCarthy

I want to first wish Alderman Rootovich well, and a speedy recovery. Dave if you are watching turn this off. I also want to offer my condolences to the Shaw family.

Further I want to stated that I have known Alderman Plamondon for about ten years in this job now, and I don't think I have every met anybody who spends more time and puts more effort into their duties on this Board than Alderman Plamondon does.

I also wanted to comment on an opportunity I had over the weekend. I went up to the First regionals. The first thing that struck me is the absolutely marvelous success that program has had. There are hundreds and hundreds of teams nationwide this year participating in the robotics competition. I want to particularly express thanks to BAE Systems for their support of the New Hampshire regionals. BAE puts a lot of time, effort, and money into sponsoring that competition because they believe it to be in keeping with their core values of reaching out to the community and promoting interest in science and technology. The highlight for me was getting to listen to Dean Camon the founder of First speak in the Verizon Arena to an audience of about 4,000 or 5,000 people mostly high school students. For the entire 15 minutes he spoke you could hear a pin drop, which is amazing for a gathering of high school kids around a serious subject.

I am working on trying to find out if there is a recording that we can get of his talk, but to summarize it he spoke with great concern over the position we are in given that last years the United States produced about 68,000 engineers and there is a demonstrable correlation between production of technology and standard of living in countries. We have about 5% of the world's population and we produced about 5% of the world's engineers, which is just about average. The Chinese on the other hand with 3-4 times our populations produced more than 6 times as many

engineers. The point was if we perform just about average we can expect to wind up just about average. On that standard of living thing we can expect eventually to wind up just about average. On a planet where there are a billion people with no electricity and over a billion children who live on less than a dollar a day the average standard of living is not something any of us should be looking forward to. I couldn't help but think that there are issues that perhaps even at this level we ought to be looking at that are more important than some of the things we do.

Committee announcements:

Alderman Cardin

There is a Human Affairs Committee meeting next Wednesday. We will be discussing the Community Development Block Grant.

Alderman Tollner

After Human Affairs concludes, we will have a Personnel meeting. I am assuming it will be some time around 8:15 p.m. If there are seniors out there that are listening if memory serves me correctly I think we will be taking up discussion on the senior tax exemption. While I am mentioning that again the deadline for filing those exemptions has changed this year. If I am not mistaken it is April 15th. Thank you.

Alderman Lozeau

Before Human Affairs we are going to have hopefully the wrap-up session for the Police HVAC Ad Hoc Committee. Thank you.

ADJOURNMENT

**MOTION BY ALDERMAN PLAMONDON THAT THE MARCH 8, 2005 MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED
MOTION CARRIED**

The meeting was declared adjourned at 10:25 p.m.

Attest: Paul R. Bergeron, City Clerk