

A regular meeting of the Board of Aldermen was held Tuesday, October 25, 2005 at 7:30 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 Deane 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 the room quietly first.

The roll call was taken with 13 members of the Board of Aldermen present; Aldermen Gage and Shaw were not in attendance.

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

REMARKS BY THE MAYOR

Thank you Mr. President. Work has progressed quickly on the North Southwood extension construction. The existing road was removed, gravel and crushed gravel installed, the drainage has been installed. The paving of the base material has been completed and the remaining work will be completed in the spring. It will officially be opened for either November 2nd or 4th depending on weather.

Mt. Pleasant Street has been paved and the driveways tied in for the winter. The finish-wearing course will be installed during the next paving season. West Prescott Street was reconstructed and is ready for paving. The work included the removal of the pavement, re-grading of the roadway, and the installation of street drainage and the replacement of some curbing.

Construction is ongoing on the Ledge Street Area Rehabilitation project. A new storm drain has been installed from 2nd Ave to 7th Street on Ledge and the road has been paved with its binder course between Eaton St and 7th.

Regarding the FY '05 Sidewalk Project, Hudson Paving has begun construction on Manchester Street and Tinker Road (Manchester to Biscayne). Regarding the overall Paving Program, the FY '05 contract is 92% complete. Eleven point three miles of roadway have been overlaid. Work has come to an end for this year leaving 5 street segments remaining to be completed in the spring.

The Parks and Recreation Department announces that their Annual Fright Night is scheduled for Friday, October 28th at Greeley Park. A grant from the Conway family has provided the funding for this event. Winners for the Annual Halloween House Decorating contest will be selected on October 28th.

The Annual Senior Outing was held at Nashua High School North this year, and was a great success. Students from the Culinary Arts & Hospitality classes put on the dinner and provided the decorations for the day's event. Reports from the seniors indicate that a good time was had by all, and for many it

was the first time they had been to Nashua North. Everyone indicated they were impressed with the facility.

Yesterday, a group of officials from Manchester and Nashua had the opportunity to join for a train ride from Lowell to Manchester, sponsored by our Congressman Charlie Bass and officials of Guilford Transportation, the railroad owners.

While the promotion was to introduce the public to the economic benefit of bringing passenger rail to Manchester and the Manchester Airport, the ride underscored the City of Nashua's commitment to the return of passenger rail to our city and beyond. It also underscores that once passenger rail returns to our city it will bode well for cities to the north of us including Manchester to get on board and follow our suit. Thanks to the strong efforts of Congressman Bass and his commitment to passenger rail, and the continuing support of the other members of the N. H. Congressional delegation, as well as our own Board of Aldermen, we can see the light at the end of the tunnel. As a longtime advocate for the return of passenger rail service to our community, I thank all parties concerned for their willingness to support this project including our own Board of Aldermen.

County and City Treasurer Dave Fredette reports the County tax bill to the City of Nashua will be increasing only by point .06% or an increase of \$55,681. As you know FY '04 and FY '05 saw a decrease in the county bill. These results are due to the Commissioners, including our Commissioner Rhona Charbonneau, keeping strict control of cost over the years and favorable equalization of property values vs. the other communities in Hillsborough County.

Hillsborough County's budget would have been even more favorable if it did not have to absorb \$2 million in downshifting from the state. Hillsborough County along with the New Hampshire Association of Counties has made it clear to the State that downshifting is unacceptable, and will strongly fight any cost shifting through legal means.

Treasurer Fredette also reports that prior to June 15, 2004 the Nashua Pride was having difficulty meeting payment requirements. As you know a new contract was approved by the Board in April of that year, including a new payment plan. Since June 2004 the Pride has paid \$220,000 to the city. Except for one payment, which was a few days late, all payments were on-time and for the amount required. Part of the new contract required two payments of \$70,000 each in 2005 and 2006. This amount was brought forward from the original contract balance due. The first \$70,000 is part of the \$220,000 received to date.

Speaking of the Pride, yesterday Alderman Vitale and I along with Mark Sousa of my staff met with Peter Kirk, the principal owner of the Pride along with Frank Boulton, an owner of several Atlantic League teams with other interests. Mr. Boulton informed us that the group that presently owns the Pride has decided to concentrate on other Atlantic League teams. He did inform us that he is very interested in taking over the Pride franchise hopefully with local ownership as well, and transferring to the Can-Am League, which is a short-season league consisting of 3 teams within a two-hour drive from Nashua including Brockton, Worcester, & the North Shore in Massachusetts. Other teams are located in Quebec, Conn., New York and New Jersey. The present Pride organization has assured us they will meet their financial obligations to the city, whatever occurs.

From our perspective Nashua would be well served by a team in the Cam-Am League, especially if it was locally-owned in part or in full. I am having discussions with potential local owners and am

encouraging this development. When and if the Pride franchise is transferred or whatever, Alderman Vitale and I will notify you immediately and request Board action concerning the franchise.

More than three years of work on a new Land Use Code for the City is drawing to a close. Some of you may recall the last time the city took this step was almost 30 years ago. The new Code is the product of countless hours of debate, dialogue, public meetings and extensive hearings. Input into the final draft came from a broad-based advisory committee formed early in the process. It included the Planning Board, Planning staff, a nationally recognized professional consulting firm, representatives of the business committee as well as others.

The document was then comprehensively reviewed by the Planning and Economic Development Committee with input from the Chamber of Commerce, business and community leaders and citizens at large. All of the comments received were then reviewed by a sub-committee with the assistance of the Nashua Regional Planning Commission and Planning Consultant, Mark Fougere.

It is safe to say that every line, chart, table and diagram in this 400+ page document has been reviewed, rewritten and reviewed several times. Though lengthy and sometimes tedious, I am confident that the final product is well worth the effort as well as the wait.

Many individuals have contributed their time and effort to the revised Land Use Code and it is not possible to thank them all here, but a few names are worth highlighting: I'd like to first commend Alderman David Rootovich who patiently guided this effort through the review process with the Planning & Economic Committee, Development. Bette Lasky, Planning Board Chairman, remained dedicated to this effort from the beginning. Chris Hodgdon, President of the Chamber of Commerce and other members of the business community consistently provided input throughout the process. Roger Houston and the City Planning Staff, and Keri Deirs of the Nashua Regional Planning Commission, along with the assistance of Mark Fougere, worked at a remarkable pace to produce the final document.

From the Public Health and Community Services Division comes word that in preparation for the 2005-2006 flu season, the division is preparing an information and public education campaign to promote ways people can protect themselves from illness this winter. We do not know at this time when our vaccine allotment will arrive but when it does the division will schedule clinics. There is a possibility of a shortage of vaccine again this year, but that has not been confirmed either.

The Division participated in my most recent Regional Roundtable that dealt with emergency preparedness. Division personnel shared the podium with Ed Lecius of the Police Department to discuss regional approaches to preparing and responding to emergency situations. The desirability of creating a regional forum for such discussions was proposed and accepted. The division also hosted a Town Meeting about Avian Flu earlier this month. More than 100 people attended the evening meeting here at City Hall. Taking part in the meeting were the Director of the Division of Public Health Services, Mary Ann Cooney, and the State Epidemiologist Dr. Jose Montero, who provided background information about the possibility of pandemic flu and what the State is doing to prepare for it. Their presentation was followed by a panel composed of local and regional officials discussing the preparations being made closer to home for dealing with such an event.

Welfare Director Bob Mack reports he is working on winter overflow shelter beds and resources to

provide additional shelter to homeless individuals and families through the winter months. He is also coordinating "Project Homeless Connect Day" on December 8th (via a directive from the US Interagency Council on Homelessness) for homeless individuals and families to connect with service providers/resources. The location and time will be announced shortly. The Department is also communicating with public utility companies such as PSNH and KeySpan to explore alternative assistance through winter months for heat and electric service and they are continuing to refer applicants to the Fuel Assistance Program, program sponsored by Southern New Hampshire Services.

Mr. Mack and his staff have just completed a Housing Opportunities for Persons with AIDS grant application for \$1.3 million over three years for permanent supportive housing for this at risk population.

Community Development Director, Kathy Hersh, informs me that the Rotary Common project is moving along. The site has a very historic industrial history and the State Office of Historic Preservation has determined that sub-surface investigation of the site is appropriate. The New Hampshire Department of Transportation is contracting for the archeological services, which will hopefully begin the second week of November. This sub-surface investigation will identify the location of all the foundations remaining on site, which will be taken into consideration as part of the final design of the park. The archeologists will meet with students from Elm Street Middle School on the site as part of their work.

From the city's acquisition effort to acquire Pennichuck Water Works comes an amazing offer from Pennichuck that has amazed even those of us who have thought they have seen everything from Pennichuck's half-million dollar a year CEO Don Correll. He is offering Pennichuck stock for sale to its customers for as little investment as \$100. Many Nashua residents are finding it ironic that Pennichuck's CEO wants customers to buy stock so he can use the proceeds to fund the litigation against the city and pay dividends as well. In some of the most recent Pennichuck ads castigating the city and its voters for taking action against them, they had the gall to state that under city ownership water rates will rise a lot more than under Pennichuck's ownership. This is more Pennichuck baloney. Last year Pennichuck asked the N. H. PUC for a 16+% rate increase because they had increased their plant investments by \$17.5 million. Today they have some \$45 million in the hopper for new investment, which implies they will be asking for 40+% rate increases in the next four years. That doesn't sound like inflation to me.

Mr. Correll is lying through his teeth when he tries to say with a straight face that there are really big rate increases in store for water no matter who owns the system. The simple truth is that the city can own and manage Pennichuck with operating expenses less than \$3 million dollars than Pennichuck can. Therefore even a person with limited knowledge of finances can plainly see that increases will be much less if the city owns the system. And with that, thank you Mr. President.

President McCarthy

Before I ask for any responses to the remarks of the Mayor, I wonder if the Board would like to offer and entertain a motion to suspend the rules to take up the appointment of Norm Tremblay to the Zoning Board of Adjustment since the Zoning Board is meeting shorthanded upstairs as we speak.

Alderman Tollner

They finished.

President McCarthy

Okay never mind.

RESPONSE TO REMARKS OF THE MAYOR

Alderman MacLaughlin

I understand the need for the Pride to consider switching leagues to shorten their season being it is obviously getting harder to sustain a fan base based on this past season's disappointing turnout at the games, but the leadership of the team under Butch Hobson, Todd Marlin, and Captain Glenn Murray are not to be held responsible for what they did was truly amazing in terms of taking the team as far as they did to the championship this year. The lack of the fan base turning out at games really in part responsible to the BKK ownership. I sat there during many games and I know you did too Mr. President and some other of my colleagues here in this room and we would almost comprise the majority of the fans there. It seems to me that when we started to receive the ownership this year we were promised a successful turnaround of this team. The players delivered. The ownership did not. If these guys who run BKK are considered the pros of what they do in minor league baseball then they ought to consider taking up another profession or another sport. There was no marketing strategy, there was no promo strategy – they did nothing to support the guys on the field, and that really turned off the people who love baseball in our city. It hurt. It hurt the players because they deserve fan base support. It does exist in this community. It remains untapped. I hope that if they do switch leagues that whoever manages the team next season, whoever leads the team next season will enjoy a substantially improved turnout.

It just seemed to me that this ownership should be held squarely responsible for their lack of support of this team as they turned all of their energy and resources to their other franchises absolutely disappointing, and I am speaking as an Alderman who has done as much as he can here in Chambers to support baseball at Holman Stadium. I think there is a future for baseball, but obviously the players and the management and the leadership of the team need full support and funding from the owners – whoever will own this team next year. I just hope as we move through the agenda this evening that the players and the true passionate fans of baseball really understand the city is behind baseball and we support them we are just not sure how to get the ownership to go along with us. Thank you.

Alderman Lozeau

I would like to expand a little bit on the remarks of the Mayor. Thursday night the Great American Downtown is sponsoring their Trick or Treat Celebration from 5:00 – 7:00 p.m. The merchants all get together and have little treats for the kids to walk downtown and it is a great event. I would like to see a lot of people there. Thank you.

President McCarthy

I would comment with respect to Pennichuck that perhaps if all of the ratepayers were to decide to buy enough stock they could take it over, but I suspect they won't offer us enough to do that. I too would

extend my thanks to the management and players of the Pride for the product they have given us for these years. I have spent a lot of time watching those games. It is great quality entertainment at a price that is lower than going to the movies. I think it is a phenomenal thing for a city this size to have, and I hope to have baseball here for many years to come.

RECOGNITION PERIOD

R-05-320

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

EXTENDING CONGRATULATIONS TO THE NASHUA PRIDE BASEBALL TEAM AND HONORING THE GENERAL MANAGER, MANAGER AND PLAYER OF THE YEAR

Given its first reading;

MOTION BY ALDERMAN VITALE THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-320 MOTION CARRIED

Resolution R-05-320 given its second reading

MOTION BY ALDERMAN VITALE FOR FINAL PASSAGE OF R-0-320 MOTION CARRIED

Resolution R-05-320 declared duly adopted.

READING MINUTES OF PREVIOUS MEETING

MOTION BY ALDERMAN TOLLNER THAT THE MINUTES OF THE MEETING OF THE BOARD OF ALDERMEN OF OCTOBER 11, 2005, BE ACCEPTED, PLACED ON FILE, AND THE READING SUSPENDED

ON THE QUESTION

Alderman MacLaughlin

Usually I don't obviously discuss the minutes, but there are a couple of significant typos on page 17 in remarks that I made during this meeting. Several of them are sort of jumping off the page; paragraph 1, line 2, June Martin had her knee replaced not her knew. Paragraph 3 I was trying to draw attention and praise the men and women in New Hampshire who are serving our country not out country. Gerrie Duncan's husband is serving in Afghanistan not was. He is still there. In paragraph 4 what I meant was that people were beginning tune into not turn into the senior center forums. Finally I said that these are all great people in my remarks here and that I am sure not that I al sure. Those typos kind of detract from my statements.

MOTION CARRIED

COMMUNICATIONS

MOTION BY ALDERMAN MACLAUGHLIN THAT ALL COMMUNICATIONS BE READ BY TITLE ONLY

MOTION CARRIED

From: Health Care Budget Ad Hoc Committee

Re: Final Report & Recommendations

MOTION BY ALDERMAN LAROSE TO REFER THE REPORT OF THE HEALTH CARE BUDGET AD HOC COMMITTEE TO A COMMITTEE OF THE WHOLE

ON THE QUESTION

-
Alderman Deane

-
First off I would like to thank the committee – my colleagues had met and spent some time going through this. I am of the firm belief that there is more work that needs to be done in this area. Although I appreciate the work that was done I have some other information I would like to bring forward when we meet – whenever you Mr. President set the meeting. I think there is still a few items that need to be explained and untangled to say the least. Thank you.

MOTION CARRIED

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS ON THE AGENDA

-
Ed Ewers, 60 Farmwood Drive

I would like to speak briefly on R-05-272, which pertains to a release of the city's first right of refusal to a property at 45 High Street. The acquisition of that property is a tremendous opportunity for Harbor Homes to consolidate all of our staff that is diversified in offices throughout the city into a single location and become more cohesive and I think be able to communicate better and serve the community better.

What I would like to do is to state that Harbor Homes is celebrating its 25th year here in Nashua. At every step of the way the city has been there with us giving us consideration and support at all levels; in departments, the councils, the commissions, the committees, the Mayor and his office and this Board. It has been a significant support for us and what we do within the community. We would like to acknowledge that publicly and say thank you very much for that. Thank you.

PETITIONS

MOTION BY ALDERMAN LOZEAU TO WITHDRAW FROM COMMITTEE THE PETITION TO

**RELEASE AND DISCHARGE FROM ALL PUBLIC SERVITUDE A DEDICATED WAY:
A PORTION OF WOLLEN STREET**

MOTION CARRIED

MOTION BY ALDERMAN LOZEAU TO SCHEDULE A PUBLIC HEARING ON THE PETITION FOR

WEDNESDAY, NOVEMBER 9, 2005, AT 7:00 PM IN THE ALDERMANIC CHAMBER AND TO RE-REFER THE PETITION TO THE COMMITTEE ON INFRASTRUCTURE

ON THE QUESTION

Alderman Dion

Mr. Chairman I don't know if Alderman Lozeau realizes that the Infrastructure Committee for Wednesday, November 9th is now going to be for Monday because of the election where the Board of Aldermen will meet on Wednesday night instead.

President McCarthy

I believe that it is scheduled this way Alderman Dion because the hearing needs to be held, it is a hearing of the full Board, and, therefore, it is convenient to have that before the meeting.

Alderman Dion

I am sorry I thought it was on the Infrastructure Committee.

President McCarthy

I think the full Board has to schedule the hearing, which is why the sequence of motions we have tonight.

Alderman Dion

Fine. Thank you.

President McCarthy

Is there any further discussion?

MOTION CARRIED

-

NOMINATIONS, APPOINTMENTS AND ELECTIONS

The following Mayoral appointments were read into the record:

-

Historic District Commission

-

Timothy S. Glenday, Alternate (Re-Appointment)

Term to Expire: September 30, 2008

7 Lucier Street

Nashua, NH 03064

Robert Sampson, Alternate (Re-Appointment)

Term to Expire: September 30, 2008

18 Sargent Avenue

Nashua, NH 03064

-

Hunt Building Board of Trustees

-

Joy Barrett (New Appointment)

Term to Expire: December 31, 2008

5 Elliot Street

Nashua, NH 03064

Nashua Housing Authority

Thomas Monahan (Re-Appointment)

Term to Expire: October 14, 2010

28 Swart Terrace

Nashua, NH 03064

**MOTION BY ALDERMAN TOLLNER TO ACCEPT THE APPOINTMENTS BY THE MAYOR AS READ
AND REFER THEM TO THE PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE
MOTION CARRIED**

REPORTS OF COMMITTEE

Budget Review Committee..... 10/05/05

There being no objection, President McCarthy declared the report of the October 5, 2005 Budget Review Committee accepted and placed on file.

Finance Committee..... 10/03/05

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

Finance Committee..... 10/12/05

There being no objection, President McCarthy declared the report of the October 12, 2005 Finance Committee accepted and placed on file.

Finance Committee..... 10/17/05

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

Health Care Budget Ad Hoc Committee..... 10/11/05

There being no objection, President McCarthy declared the report of the October 11, 2005 Health Care Budget Ad Hoc Committee accepted and placed on file.

Committee on Infrastructure. 10/12/05

There being no objection, President McCarthy declared the report of the October 12, 2005 Committee on Infrastructure accepted and placed on file.

Planning & Economic Development Committee..... 10/04/05

There being no objection, President McCarthy declared the report of the October 4, 2005 Planning & Economic Development Committee accepted and placed on file.

Planning & Economic Development Committee..... 10/18/05

There being no objection, President McCarthy declared the report of the October 18, 2005 Planning & Economic Development Committee accepted and placed on file.

MOTION BY ALDERMAN TOLLNER THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR AN ORAL REPORT OF THE PERSONNEL/ADMINISTRATIVE AFFAIRS COMMITTEE MEETING HELD OCTOBER 24, 2005, WITH RESPECT TO THE MAYOR'S APPOINTMENT OF MARY NELSON AS HEALTH & COMMUNITY SERVICES DIRECTOR AND NORMAND H. TREMBLAY AS AN ALTERNATE MEMBER TO THE ZONING BOARD OF ADJUSTMENT

MOTION CARRIED

Alderman Deane

I have a question to Alderman Tollner if you don't mind. The people that were interviewed last night were they under the impression that all of the nominations were going to be brought forth tonight because I think there is another fellow here that interviewed for the Airport Authority as well. Was that stated last night?

Alderman Tollner

To answer Alderman Deane's question, I don't recall telling all of the candidates that they would be sworn in this evening. I think what I usually tell the candidates is that you will be sworn in at a future Board of Aldermen meeting. The gentleman is here tonight. I see him. He was appointed to the Airport Authority. If memory serves me correctly he was approved unanimously by the Personnel/ Administrative Affairs Committee so if it is the wish of the Board of Aldermen we could do that as well.

Alderman Tollner gave an oral report of the Personnel/Administrative Affairs Committee meeting held October 24, 2005, regarding the Mayor's Appointment of Mary S. Nelson to the Office of Health & Community Services Director and Normand H. Tremblay as an alternate member to the Zoning Board of Adjustment.

There being no objection, President McCarthy accepted the oral report of the August 9, 2005

Personnel/Administrative Affairs Committee.

CONFIRMATION OF MAYOR'S APPOINTMENTS

MOTION BY ALDERMAN TOLLNER THAT THE RULES BE SO FAR SUSPENDED TO CONSIDER THE MAYOR'S APPOINTMENT OF MARY NELSON TO THE OFFICE OF HEALTH & COMMUNITY SERVICES DIRECTOR
MOTION CARRIED

-
Health & Community Services Director

MOTION BY ALDERMAN TOLLNER TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF MARY S. NELSON, 18 STANLEY LANE, NASHUA, TO THE OFFICE OF HEALTH & COMMUNITY SERVICES DIRECTOR FOR AN INDEFINITE TERM

ON THE QUESTION

Alderman Lozeau

I am not sure, but isn't there a funding mechanism regarding this job that is in committee at this time?

President McCarthy

Yes there is.

Alderman Lozeau

Does that affect ... should we also take that from the table if we are going to approve the job?

President McCarthy

I don't think it is necessary to do that. There is ample money in the department's budget to pay the bills until we get to that at this point.

Alderman Lozeau

Thank you Mr. President.

President McCarthy

Is there any further discussion?

MOTION CARRIED

President McCarthy declared Mary S. Nelson duly appointed to the Office of Health & Community Services Director for an indefinite term.

Zoning Board of Adjustment

MOTION BY ALDERMAN TOLLNER TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF NORMAND H. TREMBLAY, 12 LISA DRIVE, NASHUA, AS AN ALTERNATE MEMBER TO THE ZONING BOARD OF ADJUSTMENT FOR A TERM TO EXPIRE SEPTEMBER 11, 2007

ON THE QUESTION

Alderman Johnson

I just have to clarify something – Alderman Tollner mentioned that we are down how many members on the Zoning Board right now?

President McCarthy

I believe there are currently three full members and 1 alternate.

Alderman Johnson

He is going to be coming in as an alternate now. Is he replacing any members – how many are usually on the board?

President McCarthy

Five.

Alderman Johnson

So we are missing two full members. As of when?

President McCarthy

Yesterday.

Alderman Johnson

There was a resignation?

President McCarthy

Yes.

Alderman Johnson

Thank you.

President McCarthy

Is there any further discussion?

MOTION CARRIED

President McCarthy declared Normand H. Tremblay duly appointed to the Zoning Board of Adjustment for a term to expire September 11, 2007.

Oath of Office administered by Corporation Counsel.

Airport Authority

MOTION BY ALDERMAN TOLLNER TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF MICHAEL ROSENBLUM OF 47 BERKELEY STREET, NASHUA TO THE AIRPORT AUTHORITY FOR A TERM TO EXPIRE AUGUST 31, 2010

MOTION CARRIED

President McCarthy declared Michael Rosenblum duly appointed to the Nashua Airport Authority for a term to expire August 31, 2010.

Oath of Office administered by Corporation Counsel.

UNFINISHED BUSINESS – RESOLUTIONS

R-05-272

Endorser: Alderman-at-Large James R. Tollner

AUTHORIZING THE RELEASE AND TERMINATION OF THE CITY'S RIGHT OF FIRST

**REFUSAL ON PROPERTY OWNED BY ENHANCED GLOBAL CONVERGENCE SERVICES, INC.
AT 45 HIGH STREET**

Given its second reading;

MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-272

ON THE QUESTION

Alderman Plamondon

This being a Ward 4 issue, there have been many communications from residents and businesses of support of Harbor Homes and their intention here although there is an element of concern. That concern centers around the potential of moving Keystone Hall and the Gathering Place to this location

on High Street. It is by many discussions with Peter Kelleher and from what I have seen from the legislation, should any of those organizations be moved to High Street they would go before the public; go to the Planning Board and have public meetings on it as well. Based on that support of their willing to work with the community on the potential again of moving Keystone Hall and the Gathering Place, I will support this legislation. Thank you.

Alderman Lozeau

This Resolution came before the Infrastructure Committee and the question was posed to the principles of Harbor Homes, and they said at this time their only intention for the use of that building is for offices. With that said, I will also support that resolution.

Alderman Cardin

I was at that meeting also. I have always been a supporter of Harbor Homes wherever they go, whatever neighborhood they are in – they are good neighbors. They run a good organization. I will support this.

MOTION CARRIED

Resolution R-05-272 declared duly adopted.

R-05-299

Endorsers: Alderman-at-Large Brian S. McCarthy
Alderman Rob Shaw
Alderman-at-Large David Rootovich

ACCEPTING AND ADOPTING THE RECOMMENDATIONS OF THE REPORT BY MT. AUBURN ASSOCIATES ENTITLED “BEYOND THE CROSSROADS: POSITIONING NASHUA TO COMPETE IN THE GLOBAL ECONOMY” DATED JULY 2005

Given its second reading;

**MOTION BY ALDERMAN ROOTOVICH FOR FINAL PASSAGE OF R-05-299
MOTION CARRIED**

Resolution R-05-299 declared duly adopted.

R-05-305

Endorser: Alderman-at-Large Paula I. Johnson
RELATIVE TO THE TRANSFER OF \$40,000 FROM ACCOUNT #591-86005 “GENERAL CONTINGENCY” INTO ACCOUNT #503-51030 “BOARD OF ALDERMEN, OUTSIDE COUNSEL SERVICES”

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF R-05-305

MOTION CARRIED

Resolution R-05-305 declared indefinitely postponed.

R-05-308

Endorsers: Alderman-at-Large David W. Deane
Alderman Marc W. Plamondon

**ESTABLISHING AN EXPENDABLE TRUST FUND FOR ACCEPTING CONTRIBUTIONS
FROM DEVELOPERS FOR TRANSPORTATION IMPROVEMENTS TO WHIPPLE
STREET**

Given its second reading;

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF R-05-308

MOTION CARRIED

Resolution R-05-308 declared duly adopted.

R-05-310

Endorsers: Alderman-at-Large David W. Deane
Alderman Kathryn D. Vitale
Alderman Marc W. Plamondon

**ESTABLISHING AN EXPENDABLE TRUST FUND FOR ACCEPTING CONTRIBUTIONS
FROM DEVELOPERS FOR PEDESTRIAN SAFETY IMPROVEMENTS TO EAST HOLLIS
STREET**

Given its second reading;

MOTION BY ALDERMAN VITALE FOR FINAL PASSAGE OF R-05-310

MOTION CARRIED

Resolution R-05-310 declared duly adopted.

R-05-316

Endorsers: Alderman David D. Lozeau
Alderman-at-Large Brian S. McCarthy

**AUTHORIZING THE ACCEPTANCE OF A CONSERVATION EASEMENT AND PUBLIC
RECREATION AND PARKING EASEMENT ON LAND OWNED BY U.S. LAND DEVELOPMENT,
LLC ON WEST GROTON ROAD AND GILSON ROAD**

Given its second reading;

MOTION BY ALDERMAN LOZEAU FOR FINAL PASSAGE OF R-05-316

ON THE QUESTION

Alderman Lozeau

I would like to take this opportunity – if the Board doesn't realize this is the connecting bike walk trail between Gilson Road and Groton Road, and I would like to take this opportunity to send my appreciation and the city's appreciation to the Paradise family, the White family, and the Holden family

for all of their due diligence and their caring about putting this trail in. At this time right now they are covering the liability on that trail because the easement hasn't been transferred. I would ask for your support.

Alderman Deane

I just wanted to put Alderman Lozeau's mind at ease that although the Board of Public Works agenda was gone through at the speed of light yesterday afternoon I believe they did issue a favorable recommendation on this piece of legislation.

Alderman Vitale

I would just like to mention that if anybody hasn't been down to where this bike trail is they should search it out. It will be a great place to start a bike ride.

MOTION CARRIED

Resolution R-05-316 declared duly adopted.

UNFINISHED BUSINESS – ORDINANCES - None

NEW BUSINESS – RESOLUTIONS

R-05-321

Endorsers: Alderman Richard LaRose
Alderman David D. Lozeau
Alderman-at-Large Paula I. Johnson
Alderman-at-Large David Rootovich
Alderman Lori Cardin

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF THE SUM OF \$201,000 RECEIVED FROM COMCAST INTO SPECIAL REVENUE ACCOUNT #305-6012 FOR THE PURPOSE OF FUNDING EDUCATIONAL AND GOVERNMENTAL ACCESS EQUIPMENT AND FACILITIES

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

R-05-322

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

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$143,317 FROM THE DEPARTMENT OF HOMELAND SECURITY, ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM INTO SPECIAL REVENUE ACCOUNT #332-6318

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

R-05-323

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

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$68,000 AWARDED UNDER THE FIRST RESPONDER STATE HOMELAND SECURITY PROGRAM PORTION OF THE 2005 HOMELAND SECURITY GRANT PROGRAM INTO SPECIAL REVENUE ACCOUNT #332-6319

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

R-05-324

Endorser: Mayor Bernard A. Streeter

RELATIVE TO THE TRANSFER OF \$15,772 FROM VARIOUS RETIREMENT ACCOUNTS INTO ACCOUNT 553-11192 "STREETS, OPERATIONS COORDINATOR – FULL-TIME PAYROLL"

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

R-05-325

Endorsers: Mayor Bernard A. Streeter
Alderman-at-Large David W. Deane

RELATIVE TO THE APPROPRIATION OF \$240,986 FROM FY06 REVENUE ACCOUNT 453-791 "STREET DEPARTMENT – FEMA REIMBURSEMENT" (UNANTICIPATED REVENUE) INTO EXPENDABLE TRUST FUND ACCOUNT #953-5329 "DPW SNOW REMOVAL"

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

R-05-326

Endorsers: Alderman Marc W. Plamondon
Alderman Richard LaRose
Alderman-at-Large James R. Tollner

ESTABLISHING AN EXPENDABLE TRUST FUND FOR ACCEPTING \$2,500 FROM EXXON MOBIL CORPORATION FOR ROAD IMPROVEMENTS TO BROAD STREET EAST OF THE F.E. EVERETT TURNPIKE

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

R-05-327

Endorsers: Alderman Lori Cardin
Alderman-at-Large James R. Tollner
Alderman-at-Large David W. Deane
Alderman Marc W. Plamondon

RELATIVE TO EXPANDING SPECIAL REVENUE ACCOUNT 332-6304 "REGIONAL HAZMAT FUND" FROM FUNDING SPECIFICALLY THE HAZMAT TEAM, TO INCLUDE FUNDING ALL SPECIAL OPERATIONS

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

R-05-328

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

RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$280,110 AWARDED UNDER THE FIRST RESPONDER STATE HOMELAND SECURITY PROGRAM PORTION OF THE 2005 HOMELAND SECURITY GRANT PROGRAM, INTO SPECIAL REVENUE ACCOUNT #332-6320

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

R-05-329

Endorsers: Alderman Richard LaRose
Alderman-at-Large James R. Tollner
Alderman-at-Large Steven A. Bolton
Alderman-at-Large David W. Deane
Alderman-at-Large David Rootovich
Alderman-at-Large Paula I. Johnson
Alderman Kathryn D. Vitale
Alderman Robert A. Dion

ESTABLISHING AN EXPENSE ACCOUNT IN THE MAYOR'S OFFICE

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

R-05-330

Endorser: Alderman-at-Large David W. Deane
Alderman David D. Lozeau
Alderman Marc W. Plamondon
Alderman Robert A. Dion

RELATIVE TO THE TRANSFER OF \$1,500 FROM ACCOUNT 591-86005 "GENERAL CONTINGENCY" INTO ACCOUNT 520-49075 "HUNT BUILDING – MISCELLANEOUS SUPPLIES" FOR THE PURPOSE OF FUNDING EXPENSES RELATED TO A FUNDRAISING EVENT

Given its first reading;

MOTION BY ALDERMAN DEANE THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-330

MOTION CARRIED

Resolution R-05-330 given its second reading

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF R-05-330 BY ROLL CALL

ON THE QUESTION

Alderman Deane

I wanted to explain this piece of legislation to everybody. We had a meeting last week - Attorney Connell, Attorney Bennett, CFO, Carol Anderson, Lynn Thibodeau who oversees the trust accounts, the Board of Trustees, Dave Fredette, and we have an issue with the Hunt Building, a legal problem that we have to iron

out. Unfortunately the way the trustees have been operating under the trust account has been somewhat inappropriate for the last 11 or 12 years whereas they can bring funds in through fundraisers, but no portion of those funds can be used for purposes other than restoration. In the past what they have been doing unbeknownst to them is using some of the funds that were brought in to offset the cost of the events. The other problem we have is the ownership of the building. Although I believe it was in 1991 and Attorney Connell can chime in if I am wrong on some of these dates – the Board of Trustees was set up to oversee the use and renovations and wishes of the Hunt family for the continued public use of the building – well it still falls under the privy of the Library Trustees. I believe what it states is once the building ceases being used as a library that the building is to be sold and that the funds are to be transferred over to the library.

Well when the initial \$50,000 that Mary A. Hunt and her daughter, Mary E. Hunt donated to build the building and there was a small amount of change left when the building was completed and in that timeframe that little bit of money that has been left in that trust fund for the last 80 years has blossomed into a whopping \$23,000, but the problem we have now is and we have to meet the Charitable Trust in Concord – we have a meeting in November with them to set this up, and then we have to sit down with the Library Trustees – the Hunt Board of Trustees has been pursuing the renovation work on the facility as all of us have been a part of this past year and for a number of years for that matter with the boiler and the windows and the clocks and the brickwork and everything – but the problem is legally they don't really have authority over the building. When you look at the way the legislation was written to put the Board of Trustees together it doesn't really state that. It gives them full authority of the building. We have to iron out a number of these differences.

We haven't sat down with the Library Trustees yet, but I am sure the Library Trustees there are no ill feelings between – there is no rivalry amongst the two boards of trustees. I think the Library Trustees are probably happy they are away from that building and the Hunt Board of Trustees are happy that their mission is to get it out and to get that facility back up and being utilized by the general public. Well the problem came in when we went to – and this is the only event that they – one of the many events that wasn't grant funded where they need some money to start the process to get the project going so that when the event starts they can replenish the account, well that turned out to be \$1,500 – well we can't legally take monies garnered from admission or entrance fees into this event and use them to offset the costs. That money can only be used for renovation purposes. It is unbelievable. This has been going on for a number of years. I met with Lynn Thibodeau and Carol Anderson and the Board of Trustees, we have to straighten this out once and for all that we can move on and complete the renovations of the building and straighten out the trust account that has been set up.

In the meantime this fundraiser that they have has already been put into motion, and we just realized this last week when we met and this \$1,500 even though we could pay the \$1,500 back to the general contingency account the trust fund doesn't allow you to do that where the funds have been garnered. It is kind of a tough situation, but we want to straighten it out. I just wanted to explain to everybody the minute amount of money. The wheels are already in motion on the event. It is a good turnout and they do raise quite a few dollars on the turnout. I know a lot of people in the community are looking forward to it and they really didn't want to cancel it. This is the last event they are going to have that they would have funded in this fashion. Thank you.

Alderman LaRose

Everything that Alderman Deane has stated is true. As a former Trustee and Treasurer of the Hunt Building the only thing that is puzzling to me is that we did come across the language that said all of the money had

to go to renovations. I thought we had straightened that out. I thought we had set up a special account so that the monies that we receive when they have special events and the rent money would go into a separate account that they could use to fund their fundraising, but apparently that is not so.

Alderman Deane

The way I understood it from Attorney Connell was the funds that are garnered for the event have to go solely into that restoration trust fund and can't be used for other purposes.

... tape flipped ...

President McCarthy

The motion then is for final passage by roll call of R-05-330. Is there any further discussion?

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

Yea: Alderman Tollner, Alderman Vitale, Alderman LaRose, Alderman Cardin, Alderman MacLaughlin, Alderman Deane, Alderman Plamondon, Alderman Lozeau, Alderman Dion, Alderman Rootovich, Alderman Johnson, Alderman Bolton, Alderman McCarthy

13

Nay: 0

MOTION CARRIED

Resolution R-05-330 declared duly adopted.

NEW BUSINESS – ORDINANCES

O-05-121

Endorsers: Mayor Bernard A. Streeter
Alderman-at-Large Brian S. McCarthy
Alderman Robert Shaw
Alderman David D. Lozeau
Alderman-at-Large James R. Tollner
Alderman Robert A. Dion
Alderman-at-Large David Rootovich
Alderman-at-Large Paula I. Johnson
Alderman Lori Cardin
Alderman Kathryn D. Vitale
Alderman-at-Large David W. Deane
Alderman Marc W. Plamondon
Alderman Kevin E. Gage
Alderman-at-Large Steven A. Bolton
Alderman Richard LaRose

INCREASING THE INCOME AND ASSETS LIMITS FOR THE ELDERLY TAX EXEMPTION

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

O-05-122

Endorser: Alderman-at-Large Brian S. McCarthy

AMENDING THE ORDINANCE REGARDING DENIAL OF PERMITS, APPROVALS, AND LICENSES

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

O-05-123

Endorser: Alderman David D. Lozeau

AMENDING THE PARKING RESTRICTIONS ON REDMOND STREET

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

Alderman Lozeau

I would like to go back to the special revenue accounts in several of these resolutions. I had asked through committee several weeks ago why there is no description or explanation of what the special revenue account is for. I am wondering whether you can help me with that Mr. President.

President McCarthy

Probably not. I can make sure that we get a description of what the accounts are, but I don't know what they are off the top of my head.

Alderman Lozeau

I think that is an inherent problem with the way we do it without a description. I would ask through you Mr. President that we start putting a description next to the special revenue accounts. Thank you.

PERIOD FOR PUBLIC COMMENT

George Farrington, 24 Lutheran Drive

Thank you. In listening to all of the discussion over the last two weeks and actually back into the budget sessions regarding the health care insurance coverage and then your ad hoc committee on health care insurance shortfall or budget problems it sounded familiar, and some of you may recall who were on the Board I believe back in '94 when the city paid for a management audit of the city. Going back and looking at that as regard to health care insurance there are a couple of quotes that seem to stand out, and this was in June of '94 in which the report suggested future union negotiations should focus on having consistent benefit packages for all groups of employees. It sounds a lot like the suggestion for action number 1, which was in the report that Mo Arel presented last week. Subsequent to that, at that time I was on the Board of Education and we, working with then Mayor Davidson, other departments in the city, and all of the city unions, sat down and discussed this, and we negotiated a contract which began to move the process as far as HMO contributions from zero to 5% at least at the

school department. To my knowledge there hasn't been any movement since then, and I am glad to see that we are starting that process over again.

The other one regarding the budget, there was another recommendation in the report, and again to quote the report "Annual actuarial studies are recommended in order to ensure that adequate reserves exist for the city's self insurance programs." They work quite complimentary by the way on the self-insurance program. Further it goes on to say "Otherwise the temptations exist to use funds for other purposes. This can create serious problems when a major loss occurs." I think we have proven that recommendation, and I encourage everybody to heed those warnings as we have learnt them again and as we move forward. Thank you.

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Alderman Tollner

This is I think if I am not mistaken the last full Board of Aldermen before the elections, and I want to wish everybody a lot of luck before the time period winds down.

If you go to the city web site under the Public Works Department under soft yard waste there is a notice there that the city is going to stop collecting soft yard waste, and it looks to me probably around 10 days to two weeks earlier than we normally have done in the past. Rich Reine spoke to me about this a few months ago, and at the time the leaves were on the trees and it was 88 degrees out and I didn't really give it much thought, but this past weekend I met with some constituents on some issues, and they had brought this up that they went to the web site. I would like to ask the Mayor and the Board of Public Works to reconsider that decision in eliminating or closing down the soft yard waste a few weeks early.

I went to the senior luncheon. I think we spoke about this a week or so ago, but it was an excellent luncheon. I ran into a couple of seniors and they are still talking about it. They are talking about the High School and what a beautiful building it was. I just want to thank June Caron and all of the volunteers that were there that day cooking and serving the food.

I would like to also thank the Alderman from Ward 4 as well as the Board of Aldermen for their support on the Harbor Homes legislation. We absolutely do have their commitment that if they were going to change the use of that building they would definitely come and speak with the Mayor's office, the business community as well as going before the appropriate boards whether that be the Planning Board or the Zoning Board.

Last but not least, take a second – Nashua does present an opportunity to those who are willing to work hard and provide great service and whose reputation is important to them. I met an individual a number of years ago who came to Nashua about 18 years ago with literally \$20 in his pocket. He waited a few weeks, got a job down at W.R. Grace/Hampshire Chemical then worked with some family members, and over the course of about 18 years he saved his money. His whole goal all along was to start a new company. He did that about 4 months ago. He loves Nashua, he loves the opportunity that Nashua provided him, and he so aptly named his company Gate City Tree Service. He has seized on

the opportunity; he and his wife Kim have now completed their most successful month in their brief history. It is a great story that if you put a little bit of hard work, provide good service, be respectful of your customers, and do a good days' work that you can be successful in the City of Nashua. I want to wish him a lot of luck. Thank you.

Alderman LaRose

On the same vein as Alderman Tollner talked about the leaf problem, I did receive a call Saturday afternoon from a constituent concerning the Board of Public Works' web site stating that November 11th was going to be the end of their picking up soft yard waste. I did e-mail the Mayor concerning my constituents' and my concerns because I happen to live in an area where there are a lot of leaves. I happen to have a lot of Oak trees so they go down a little slower than others. I am hoping that the message gets to the Public Works that they take another view and go according to what is happening out there. I know that I haven't picked up the amount of leaves that I usually pick up. Not only do I pick up leaves I also compost a lot, and I haven't even started composting yet. Thank you.

Alderman Vitale

I just wanted to say thank you to Scott Pollock for responding so quick today to flooding issues in the Ward. I made a phone call to him saying that there was a road flooded and I would say within ½ an hour I found him and another one of our employees out there doing the work themselves getting some drains cleaned up. I would like to thank him for responding so quickly.

Alderman Cardin

Most of what I had to say has already been said, but I am going to say it again because I feel it is that important. I appreciate the support tonight on the Harbor Homes legislation. They have always been good neighbors. They provide an excellent service in our community, and I want to thank everyone for that vote tonight.

One thing that wasn't mentioned was the dedication ceremony to Coach Ken Parady at Nashua High School North. It was the same day as the Senior Outing. They dedicated one of the fields in his name. He was a great teacher and football coach here in Nashua. I think he maybe even might have coached Alderman Rootovich at one point. It was a terrific turnout despite the heavy downpour of rain at the time of the ceremony. It was still well attended.

I also attended the Senior Outing. I would like to thank June Caron and all of the volunteers that were there. The culinary students did an excellent job. The food was well presented and tasty. The Park & Recreation Department assures us that no one was turned away from this event. It was very very well

attended. Everyone there had a good time.

I also got a few calls on the soft yard waste. In my Ward, Monday, the 7th is the last day. It has gone past Thanksgiving in prior years. For leaf pickup to stop that soon I think is really doing an injustice. I understand there are budget cuts. I don't know what is going to happen with all of these leaves especially down in the Farmington Road area where they have lots of mighty oaks and the leaves haven't even thought about falling off those trees yet. I hope that we can reconsider and maybe pick up every two weeks or do something to make sure that these leaves all get picked up. Thank you.

Alderman MacLaughlin

Thank you Mr. President. Recently I had the privilege of attending the 11th anniversary ribbon ceremony at Building 19 on Amherst Street. I joined his honor the Mayor at that event. It was interesting to me the revelation of the administration's position regarding the replacement of Building 19 with the proposed super center project by Wal-Mart in that in terms of when we are arguing that as a city we are going to be better stewards of protecting the water supply, the aquifers, the buffer zones, and all that we need to do to protect that vital natural resource, that the city is better equipped and will do a better job than Pennichuck has and does or ever will. Yet at the same time the administration is proposing to support a concept which would impose a super sized development on this very pivotal site that is so important to the head of the tributaries and the aquifers leading into the very water supply system that we proposed to protect.

It is unfortunate in this debate that the proposal happens to be Wal-Mart with many arguments separately that you can bring up regarding Wal-Mart and whether or not that is a wise and sound thing to do, but it is the size of the project that is troublesome. It is the fact that if this is approved, and a variance is granted and this is allowed to go forward we will be doing injury to that which we seek to protect. We're spending an awful lot of money on one hand to say the city is better positioned to protect the water that is used by the city and on the other hand at the administrative level it would appear we are saying that allowing this type of development right on top of one of the most key elements of it is an acceptable and sound thing to do. To me those positions are at odds. I am very troubled by that. I think it sends the wrong message to the people who do support the city in its position of being pro acquisition. I think we need to really be consistent in our positions if we are to promote confidence in the expenditure of public monies in the pursuit of the acquisition. I wanted to raise that up. It really just came to light at that ceremony. It was a simple ceremony. Instead of celebrating a neighbor whose been great for this community and appeals to a target customer that is very supportive of Building 19 and the business philosophy of being a great neighbor and providing a great product at a great price the new neighbor that would supplant it is something else indeed. I am troubled by it. I wish that we were more consistent and I think that our being at the administrative level if we are promoting the support of that project then we are at the same time confusing those who support us when it comes to Pennichuck. I am not sure that is the best way to proceed. Thank you.

Alderman Deane

Thank you. I would like to thank Mr. Farrington for his remarks especially the second one he made on that report. I would ask that if you are available to attend the meetings that we are going to have set up on this I would appreciate some of the input.

Alderman McCarthy I know you are one for setting committees, you are not toying with the idea of setting up a soft yard waste ad hoc committee are you?

President McCarthy

If it wants to meet in my yard.

Alderman Deane

I heard a few concerns about this as well. I look back at the same amount of staffing other than some of the summer help and you have to ask yourself August through September or October through November you have the same people out there that weren't doing this task what were they doing? That is what you have to ask yourself. I firmly believe there is plenty of money to pick soft yard waste up until the snow flies. If someone needs some help finding the money I would be more than willing to sit down with them.

I wanted to kind of piggyback on Alderman Lozeau's real early comment on the Trick or Treat festivities. Thank you for bringing that up Alderman Lozeau. I am going to be at the Hunt Building taking pictures so anybody that wants their child's picture taken it is the same sort of format – from 5:00 to 7:00 p.m. at the Hunt Building – you bring them up and get all sorts of candies and ...

Alderman Plamondon

The Senior Outing – I also attended. I just want to say that Park & Rec. really did a great job. The kids really came through. It was great to watch the kids, and the relationship with our seniors and our kids. That was very fulfilling. I had some concerns, but I will tell you it really came out quite well.

Now to weigh in on the leaves, the water, and the flooding, I think I also concur that the early pick up should definitely be extended, but I also want to make note that many times when we have flooded streets it is because of the leaves and the heavy rains that we are getting now that are blocking the drains. Residents now during the fall and during the winter it is in your benefit to keep those drains free and open in front of your homes. Right now the river is measuring 11'9" and the first level flood is 18'. That is where swamp areas start filling up from the sides of the rivers. About 22-23' is when we are in serious trouble. The rivers are doing well, but our streets aren't. A lot of that reason is because of the leaves blocking the grates. Thank you.

Alderman Dion

I would like to speak about the election. The municipal election will be held two weeks from today on November the 8th. There is roughly 45,000 eligible voters in Nashua. Powers to be are predicting that only 11,000 or 12,000 people will vote, which means that 75% of eligible voters will stay home and not vote, in other words 25% of the people will vote and 75% will elect to stay home. Complaining after the election is not the way to go. There are Fire Commission races, Board of Public Works Commission races, Board of Education races, and Board of Aldermen races. If you are not satisfied with the representation you are getting the go to the polls and vote. That is the only message I can give to the citizens of Nashua. It would be terrible if only 25% of the people would vote. I would be happy with 25,000 voters. Thank you Mr. Chairman.

Alderman Rootovich

Thank you Mr. President. I just want to weigh in with respect to the leaves situation being stopped on November 11th. Due to the weather not many citizens of Nashua have had the opportunity to go out there and rake up their yards. I dread to think of what the individuals will do with those thousands and thousands of bags if left on the side of the road after the 11th where they may end up. I would ask the administration as well and the Director of Public Works to kindly extend that for an other two weeks to pick up those leaves, which would be a problem.

On a lighter note, I once again have to commend – I am impressed with Alderman Deane. Could you be so kind as to hold up that documentation again? We have individuals that come before this Board requesting hundreds of thousands of dollars if not millions of dollars with a half page summary. Alderman Deane is after \$1,500 and I believe comes with about 45 pages of documentation. It is quite impressive.

Alderman Johnson

I think I will slow the meeting down a little bit. First of all I want to let everybody know out there that on November 9th the Wal-Mart is in front of the Zoning Board upstairs. If people have a problem with Wal-Mart coming to Nashua that is where they need to be.

Also I want to say I attended the Senior Outing and I want to commend the students for a fine job that they did. I also want to thank many of the seniors who were there who expressed their sadness that I was not seeking re-election this year. I thank them for their support in the past and I am sorry that I am not running, but things change in your life and you have to go with the flow right now.

Also Sunday, October 16th I attended the Annual Fireman's Memorial Celebration, which was at Lake Street inside this year. I am sad to say that the count of the Aldermen there wasn't 15 of us there on something so important as this day. Again I thank the firemen for inviting us and being there.

A couple of other notes I want to let people know – I am starting to get phone calls about the new

assessment, and I have sent them to the Mayor's Office and I am sending them to Mr. Marino. I have given them some suggestions on what they need to do to prove that their property might be over-assessed. I think the Mayor's Office, Mr. Marino, and probably even Mrs. Lemieux needs to be aware of what is going on in the city. People are getting outraged by this. There was a Letter to the Editor about a week ago that talked about there needs to be a fairer way to tax people. It is not about taxing it is about spending. There has to be a better way of not spending the peoples' money. Remember it is the people's money, and they are now starting to get hit with these higher assessments. Everybody who is running for re-election should really have to face the people of this community and explain to them why our spending has gone out of control and why we are bonding so much. It is about time we face the people.

Alderman Deane

Point of Order – Mr. President.

President McCarthy

Alderman Deane state your Point of Order.

Alderman Deane

I thought this political jibber jabber wasn't allowed in the Chamber. Are we talking about elections? Are you running for political office?

Alderman Johnson

No I am not.

Alderman Deane

Are you going to sit here and critique people?

Alderman Johnson

I am not, but I still have the right to express my opinion – freedom of speech – first amendment right.

President McCarthy

I believe the Board would prefer that you constrain your remarks to the issues that are before it or likely to be before it and not their relationship with the voters Alderman Johnson.

Alderman Johnson

Okay I don't have a problem with telling the voters then – first amendment right – freedom of speech.

Also I guess yesterday there was the train that went from Nashua to Manchester. I was reading the paper today, finally I had the chance, and it says Aldermen approved the idea of establishing a special tax district to raise the local contribution of \$14 million, but the figure has not risen by \$2 million. It will be instead of \$14 million, \$16 million so the cost is starting to rise on us. I just wanted to bring this up and let people know how I feel.

There was another article today in the paper from a former State Rep. talking about political signs not just in the Portsmouth area all over the place, and he has asked, and I am going to ask please too if you are going to put up your political signs don't put them on the public right of ways put them where they need to be. Thank you very much.

Alderman Bolton

I would like to congratulate Alderman LaRose, Alderman MacLaughlin, Alderman Plamondon, and Alderman Dion on their re-election. I hope to be seeing them here next January.

President McCarthy

I wanted to comment with respect to the soft yard waste while I agree with many of the comments about the timing this year particularly of collection I do believe that the Solid Waste Department has arranged for extended weekend hours through November at the landfill to allow for drop off of additional yard waste.

I did not have the opportunity to attend the Senior Outing, but I have had the pleasure of attending several other events in recent weeks that were hosted by the Culinary Arts program at the High School. I would just like to extend my thanks. That is a terrific group of kids. They do an excellent job. I think they come out of there greatly prepared to have opportunities outside of the school system. I congratulate their program greatly.

Alderman LaRose

I am sorry that I have to harp on this, but Public Works can extend their hours on Saturday, but how are you going to get your leaves there if you don't have a truck? If I picked up – yesterday I did three bags and they are still coming down. If I rake on Friday and I can rake and can fill 6 bags that will be very difficult to get that to the landfill in an automobile. That is not going to work.

President McCarthy

Are there any further comments?

Committee announcements:

Alderman Dion

Infrastructure Committee will meet tomorrow evening at 7:00 p.m. I would also like to say that the Infrastructure meeting for the 9th of November has been rescheduled to the 7th.

Alderman Tollner

I don't have a committee announcement, but I do have an announcement of an event and that is the legislation that we approved I think at the last Board of Aldermen meeting – there is a Walk for Relief in the City of Nashua on November 6th starting at 10:00 a.m. up at the Hunt Library. They will walk down Main Street and finish up at the Salvation Army where Soucy's Market is. There will be some literature I think passed out to the children in the school system or pamphlets that will be distributed that were donated by the Print Factory and every single cent will go to the Salvation Army. Thank you.

ADJOURNMENT

**MOTION BY ALDERMAN DEANE THAT THE OCTOBER 25, 2005 MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED
MOTION CARRIED**

The meeting was declared adjourned at 9:00 p.m.

Attest: Paul R. Bergeron, City Clerk