

A regular meeting of the Board of Aldermen was held Wednesday, November 9, 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 Tollner leading in the Pledge to the Flag.

President McCarthy

I would 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 leave quietly first.

The roll call was taken with 13 members of the Board of Aldermen present; Alderman Plamondon was not in attendance. Alderman MacLaughlin arrived at 7:45 p.m.

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

Alderman Rootovich

I would like to acknowledge that Alderman-Elect Flynn is also here.

REMARKS BY THE MAYOR

Thank you Mr. President. The Division of Public Works conducted a ribbon cutting ceremony on November 2nd, with representatives from the U.S. Postal Service, Board of Public Works, Public Works staff and the Alderman Richard LaRose at the North Southwood extension. This road is now open for traffic, and is being used. The Street Department will be installing a sidewalk on the south side early next spring and landscaping will be completed at that time also.

The Division's annual Fright Night was held on October 28th in Greeley Park. It was a beautiful evening with over one thousand in attendance. Winners for the Annual Halloween House Decorating contest were also selected and will be announced at the next Board of Public Works meeting.

Parking Permit applications are now available at the Tax Collectors office in City Hall. They are no longer available at the parking garage office on Elm Street.

The pickup of soft yard wastes has been extended by at least one week. Because the continuous warm weather, which has caused many trees to retain, leaves longer, the curbside collection will continue until Friday November 18th. However, we are planning to re-assess that date next week and may extend the date further if necessary. Meanwhile the Four Hills Landfill will be open extended hours on weekends during this month for residents to drop off yard wastes, trash and recyclables. On Saturdays through November 26th, the Landfill will be open from 8:00 a. m. to 5:00 p. m. and on Sundays, through the November 27th, from 9:00 a. m. to 1:00 p. m. The extended hours are available for residents only, and as we all know a residential

permit will be required. No commercial customers will be allowed to use the facility during the extended hours.

Regarding the Farmington Road CSO Outfall, unusually heavy rains in October as you know have increased the water levels of the Merrimack River. Emergency repairs are now underway due to accelerated erosion around the outfall. This work is an interim measure until the final design and construction are completed in 2006.

The Division of Public Health & Community Services is participating in Project Homeless Connect, a health and human services fair for the homeless. It will be held from 10:00 a.m. until 2:00 p.m. on December 8th at the Main Street Methodist Church. The purpose of this fair is to try to connect homeless individuals and families with housing, health, food stamps and clothing resources.

The Division has just been informed that it will be able to pick up its full allocation of flu vaccine this week. The Division will shortly provide information about the clinics through the media, its toll-free line (1-866-752-0535), and the city's website. We will also be sharing this information with the city's major medical providers who will incorporate the information and health promotion messages into their websites as well.

The Nashua Symphony Orchestra has a special event coming on November 19th. In addition to their concert performance, I have designed November 19th Royston Nash Day in our city in recognition of Maestro Nash's 20 years of continuous service as Conductor of our city's professional orchestra. Maestro Nash is a graduate of the Royal Academy of Music in London and has a long and distinguished career conducting many symphony orchestras, but his favorite is the Nashua Symphony. The city thanks Maestro Nashua for his 20 years commitment to conducting quality music.

Tomorrow morning at the Senior Center at 10:00 a.m., there will be a public announcement concerning the future of Service Link here in our city. Commissioner of Health and Human Services from the State, John Stephen will be present, and as many of you who are able will be able to attend.

Also, this morning there was a press conference held by Frank Boulton, President of the Atlantic League and Miles Wolf, President of the Canadian/American Baseball League. Joining me was Alderman Vitale, a number of Pride fans, members of the ownership group of the Worcester and Lynn Can-Am teams, as well as ESPN and the Telegraph. The press conference centered on the announcement concerning the future of the Pride and the awarding of a franchise to Nashua to be an official member of the Canadian-American League. A group of Nashua businessmen, including Tom Monahan & John Stabile and others are interested in joining with Mr. Boulton in this venture that will allow professional baseball to remain in our city and at Holman Stadium.

I was pleased to have hosted a successful meeting with a number of Nashua business people last week all of whom indicated a strong interest in considering a partnership in this new venture. I have also asked Alderman Kathy Vitale to remain committed to professional baseball returning to Holman, both in her role as the present Aldermanic Liaison to the Pride through this year, and as a baseball fan and supporter in 2006. Alderman Vitale has graciously agreed to assist us in this process and for that we owe her a debt of gratitude.

Congratulations once again go to City Clerk Bergeron for a very efficient voting operation yesterday. Paul you and your staff are to be commended. Paul as you know had the total unofficial results from last night's city election posted by 10:00 p. m. And today's results include the hand-counted ballots, write-ins, the number of absentee ballots cast, and the number of same day voter registrations. The results will remain posted as "unofficial" until formally accepted by the Board of Aldermen.

The disappointing factor was the turnout of only 9,877 voters, the lowest turnout for a November election since 1985 when 6,755 ballots were cast. Mr. President as we know in all elections there are winners and losers and a lot will continue to be written and said when analyzing this city election. However, I can't let this opportunity to go by without noting that it has been a pleasure serving with Aldermen Vitale, Cardin and Shaw ...you three are the epitome of what public service is all about. The residents of your three wards were very fortunate to have you representing them but just as importantly the people of our entire city were also as your interests were theirs.

If it's any consolation, and it is probably not, I lost an election once ...after having served 10 years representing the State, and I was disappointed and honestly felt let down. However, at times like that a strong family and supportive group of friends come into place and each of you know you have both. As some of you may know, following that defeat way back in 1978, I waited 2 years and then served another 26 years in elected office. Now I don't recommend that any of you serve that long but I know that if the fire still kindles in your heart to serve our city, there will be other opportunities. Aldermen Vitale, Cardin and Shaw ...you are quality people and let me be one of the first to say, on behalf of the people of our great city, thank you. And with that, thank you Mr. President.

RESPONSE TO REMARKS OF THE MAYOR – None

RECOGNITION PERIOD – None

READING MINUTES OF PREVIOUS MEETING

MOTION BY ALDERMAN TOLLNER THAT THE MINUTES OF THE MEETING OF THE BOARD OF ALDERMEN OF OCTOBER 25, 2005, BE ACCEPTED, PLACED ON FILE, AND THE READING SUSPENDED
MOTION CARRIED

COMMUNICATIONS

MOTION BY ALDERMAN VITALE THAT ALL COMMUNICATIONS BE READ BY TITLE ONLY
MOTION CARRIED

From: Bernard A. Streeter, Mayor
Re: Aldermanic Health Care Budget Ad Hoc Committee Final Report

MOTION BY ALDERMAN LAROSE TO ACCEPT AND PLACE ON FILE
MOTION CARRIED

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS ON THE AGENDA

Chris Hodgdon, President, Greater Nashua Chamber of Commerce, 151 Main Street

Before I comment on the purpose for my being here today, I wanted to say thank you to those members of the Board who will be leaving the Board as their terms expire. The City and the Chamber appreciate all of the work you do here. It is a tireless and occasionally thankless effort that you have embarked on. I would like to send you my thanks for that. The purpose for my requesting the opportunity to comment is to speak a bit about the ongoing final passage of the land use code. This will by my recollection mark approximately the 40th time I have had the opportunity to offer comment on this legislation. I think that while it is not a perfect document it does represent the consensus document that I had hoped for when the Chamber submitted its recommendations to the Mayor back in May of '04. I would like to thank all of the members of this Board who offered their thoughtful consideration to our recommendations and our thoughts on that piece of legislation. I would like to thank in particular Alderman Rootovich for his leadership in the Planning & Economic Development sub-committee, a committee that dealt with this issue. Thank you.

Bob Burgess, 32 Bates Drive

The first one I want to speak on is Building & Industrial Development Committee. I don't know what this committee actually does. I have not seen much improvement. We are losing business after business, industry after industry in this city. Some people on this committee I wonder if it is a conflict of interest where some people are dealing with land issues it has probably been over 30 years, and it probably a good many of the residents kind of wonder if it is appropriate to do this because a lot of people on the other side – residents have opposed of this person who has been making a living off of this throughout the city.

Alderman Lozeau

Point of Order – The people that serve on that committee Mr. President are volunteers. They are doing their due diligence for the City of Nashua and I don't think we should or the public should have to listen to any condemnation of those people. Thank you Mr. President.

Bob Burgess

I don't recall mentioning anybody's name.

President McCarthy

I think, however, Mr. Burgess it was obvious which members you are speaking about so I wish you wouldn't.

Bob Burgess

I would like to speak on O-05-115 – adding an attendance requirement to the Board of Aldermen compensation. I think I can speak on this. I think it is legal. According to the City Charter the Aldermen shall be compensated per meeting based upon attendance not to exceed an aggregate sum of which will be set by the Ordinance. I think a good many Aldermen, I kind of wonder now this is

part of the Charter – I think we should be living by this. If we can't live by the Charter – some of the attendance, a few of the Aldermen leave something to be desired. I think the other night listening to a TV program there was one that was absent 17 times in Aldermanic meetings over a 2-year period and this was discussed before committee. The following night there was an Aldermanic meeting and that person didn't attend. I think this is part of the City Charter and we should live by the City Charter.

If we don't want to live by the City Charter we might as well rip it up and tell the residents well the Aldermen don't have to so why should we have to go by it? I don't think we should indefinitely postpone this. I think this is something that has got to be looked at. I can see an occasion where people are out sick or on vacation. You get a few meetings here and there I think everybody deserves a little time off. If the figures were right that were quoted on that TV program 17 Aldermanic meetings over a two-year period I think it is a little bit too much. Thank you.

Mike Lowe, 6 Sheffield Road

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Land Use Codes 04-19 – they are finally ready for passage after five years and thousands of meetings or hundreds of meetings anyway. I would like to thank everyone that participated, but especially Dave Rootovich who took charge of the final push and made it happen. Please and thank you.

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PETITIONS

MOTION BY ALDERMAN DEANE TO WITHDRAW FROM COMMITTEE THE PETITIONS TO RELEASE AND DISCHARGE FROM ALL PUBLIC SERVITUDE A DEDICATED WAY ON POPE CIRCLE AND WOLLEN STREET
MOTION CARRIED

Petition to Release and Discharge from all Public Servitude a Dedicated Way on Pope Circle

Petition to Release and Discharge from all Public Servitude a Dedicated Way on Wollen Street

MOTION BY ALDERMAN DEANE TO GRANT THE PETITIONS TO RELEASE AND DISCHARGE FROM ALL PUBLIC SERVITUDE A DEDICATED WAY ON POPE CIRCLE AND A DEDICATED WAY ON WOLLEN STREET

ON THE QUESTION

Alderman LaRose

Are they going to be done together or separate?

President McCarthy

The motion was compound so they would be done together unless you would like to do it separately.

MOTION WITHDRAWN

MOTION BY ALDERMAN DEANE TO GRANT THE PETITION TO RELEASE AND DISCHARGE FROM ALL PUBLIC SERVITUDE A DEDICATED WAY ON POPE CIRCLE

ON THE QUESTION

Alderman Lozeau

I would like to know where it goes from here. Are those discontinued streets deeded over to the abutters?

President McCarthy

That is the way it is supposed to work. I would ask Attorney Connell to comment on what the process is after we pass it.

David Connell

These being paper streets there is no ordinance that addresses them. You probably have in mind the very elaborate ordinance that relates to discontinued actual streets as opposed to paper streets. A paper street the city has no legal interest in it. Some people out of an excess of caution nevertheless would request a Deed and there is nothing wrong with getting a Quit Claim Deed although I am quite certain the city has no legal interest plus people must bear in mind there may be other private parties who continue to have easements, but that is not within the control of the city.

Alderman Lozeau

So the abutters would have to request a Quit Claim Deed on the property if they so choose?

David Connell

They would and that would be through Resolution to dispose of the city's interest if any.

Alderman Lozeau

Thank you.

President McCarthy

Is there any further discussion?

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

Yea: Alderman Tollner, Alderman Vitale, Alderman LaRose, Alderman Gage, Alderman Cardin, Alderman MacLaughlin, Alderman Deane, Alderman Shaw, Alderman Lozeau, Alderman Dion, Alderman Rootovich, Alderman Johnson, Alderman Bolton,

Alderman McCarthy

14

Nay:

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MOTION CARRIED

Petition to Release and Discharge declared granted.

MOTION BY ALDERMAN DEANE TO GRANT THE PETITION TO RELEASE AND DISCHARGE FROM ALL PUBLIC SERVITUDE A DEDICATED WAY ON WOLLEN STREET

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

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

14

Nay:

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MOTION CARRIED

Petition to Release and Discharge declared granted.

NOMINATIONS, APPOINTMENTS AND ELECTIONS

The following Mayoral appointments were read into the record:

Business & Industrial Development Authority

-

Dean Jackson (New Appointment)

Term to Expire: September 13, 2008

5 Mack Hill Road

Amherst, NH 03031

Thomas Monahan (New Appointment)

Term to Expire: September 13, 2008

28 Swart Terrace

Nashua, NH 03064

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

MOTION CARRIED

MOTION BY ALDERMAN TOLLNER THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE INTRODUCTION OF A MAYORAL APPOINTMENT RECEIVED AFTER THE AGENDA WAS PREPARED
MOTION CARRIED

Administrative Assistant to the Mayor

-
Mark Sousa (New Appointment)
37 Courtland Street
Nashua, NH 03064

Term to Expire: December 31, 2007

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

MOTION CARRIED

MOTION BY ALDERMAN TOLLNER THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE INTRODUCTION OF AN APPOINTMENT BY THE PRESIDENT OF THE BOARD OF ALDERMEN RECEIVED AFTER THE AGENDA WAS PREPARED
MOTION CARRIED

Auditorium Commission

-
John J. McAllister (New Appointment)
257 Wheeler Road
Hollis, NH 03049

Term to Expire: December 31, 2008

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

MOTION CARRIED

REPORTS OF COMMITTEE

Budget Review Committee..... 11/03/05

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

Finance Committee..... 11/02/05

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

Human Affairs Committee..... 10/20/05

There being no objection, President McCarthy declared the report of the October 20, 2005 Human Affairs Committee accepted and placed on file.

Committee on Infrastructure..... 10/26/05

There being no objection, President McCarthy declared the report of the October 26, 2005 Committee on Infrastructure accepted and placed on file.

Personnel/Administrative Affairs Committee..... 10/24/05

There being no objection, President McCarthy declared the report of the October 24, 2005 Personnel/Administrative Affairs Committee accepted and placed on file.

Planning & Economic Development Committee..... 11/02/05

There being no objection, President McCarthy declared the report of the November 2, 2005 Planning & Economic Development Committee accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS

Building Code Board of Appeals

MOTION BY ALDERMAN BOLTON TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF LOUANN FORNATARO, 207 MAIN STREET, NASHUA, AS AN ALTERNATE MEMBER TO THE BUILDING CODE BOARD OF APPEALS FOR A TERM TO EXPIRE MARCH 31, 2008

ON THE QUESTION

Alderman Tollner

Mr. President I have the fortunate experience of serving on the board at the Adult Learning Center with this individual. I will abstain from voting on this tonight. Thank you.

MOTION CARRIED

Alderman Tollner Abstained

President McCarthy declared LouAnn Fornataro duly appointed to the Building Code Board of Appeals for a term to expire March 31, 2008.

Oath of Office administered by Corporation Counsel.

Business & Industrial Development Authority

MOTION BY ALDERMAN TOLLNER TO CONFIRM BY VOICE VOTE THE FOLLOWING INDIVIDUALS TO THE BUSINESS & INDUSTRIAL DEVELOPMENT AUTHORITY FOR TERMS TO EXPIRE SEPTEMBER 13, 2008: VINCENT R. CAPASSO, 35 DEERHAVEN DRIVE, NASHUA, MICHAEL H. MONKS, 2 TOWNSEND WEST, SUITE 3, NASHUA, MARK D. PROLMAN, 100 ELM STREET, NASHUA, GERALD R. PRUNIER, 20 TRAFALGAR SQUARE, NASHUA, H. JOHN STABLE, 48 LUTHERAN DRIVE, NASHUA, AND JACK TULLEY, 147-149 DANIEL WEBSTER HIGHWAY, NASHUA

MOTION CARRIED

President McCarthy declared Vincent R. Capasso, Michael H. Monks, Mark D. Prolman, Gerald R. Prunier, H. John Stabile and Jack Tulley duly appointed to the Business & Industrial Development Authority for terms to expire September 13, 2008.

Oath of Office administered by Corporation Counsel to Michael H. Monks.

Conservation Commission

MOTION BY ALDERMAN LAROSE TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF PETER TEMPERINO, 11 BRIARWOOD DRIVE, NASHUA, TO THE CONSERVATION COMMISSION FOR A TERM TO EXPIRE DECEMBER 31, 2006

MOTION CARRIED

President McCarthy declared Peter Temperino duly appointed to the Conservation Commission for a term to expire December 31, 2006

Oath of Office administered by Corporation Counsel.

Ethnic Awareness Committee

MOTION BY ALDERMAN SHAW TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF MELANIE LEVESQUE, 2 MCDANIELS DRIVE, BROOKLINE, TO THE ETHNIC AWARENESS

COMMITTEE FOR A TERM TO EXPIRE DECEMBER 31, 2006

MOTION CARRIED

President McCarthy declared Melanie Levesque duly appointed to the Ethnic Awareness Committee for a term to expire December 31, 2006

Oath of Office administered by Corporation Counsel.

Hunt Building Board of Trustees

MOTION BY ALDERMAN DEANE TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF A. JOHN (JAY) MINKARAH, 13 MOUNT PLEASANT STREET, NASHUA, TO THE HUNT BUILDING BOARD OF TRUSTEES FOR A TERM TO EXPIRE DECEMBER 31, 2007

MOTION CARRIED

President McCarthy declared A. John (Jay) Minkarah duly appointed to the Hunt Building Board of Trustees for a term to expire December 31, 2007.

UNFINISHED BUSINESS – RESOLUTIONS

R-05-303

Endorser: Alderman Lori Cardin

**AMENDING THE DESCRIPTION OF THE PLUS COMPANY ACTIVITY
IN THE FISCAL YEAR 2006 COMMUNITY DEVELOPMENT BLOCK GRANT**

Given its second reading;

MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-303

MOTION CARRIED

Resolution R-05-303 declared duly adopted.

R-05-306

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

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF \$18,000 FROM
HILLSBOROUGH COUNTY AS WELL AS CONTRIBUTIONS FROM AREA TOWNS
AND OTHER MISCELLANEOUS REVENUES INTO SPECIAL REVENUE ACCOUNT
#341-6406 “MEDIATION COMMUNITY EDUCATION SERVICES”**

Given its second reading;

MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-306

MOTION CARRIED

Resolution R-05-306 declared duly adopted.

R-05-307

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 THE SUM OF \$24,000 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF SAFETY INTO SPECIAL REVENUE ACCOUNT #331-6228 "BOMB COMPETITIVE HOME-LAND GRANT 2005"

Given its second reading;

**MOTION BY ALDERMAN SHAW FOR FINAL PASSAGE OF R-05-307
MOTION CARRIED**

Resolution R-05-307 declared duly adopted.

R-05-309

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 THE SUM OF \$235,744 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, INTO SPECIAL REVENUE ACCOUNT #331-6229 "JUSTICE ASSISTANCE GRANT (MULTI-JURISDICTIONAL)"

Given its second reading;

**MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-309
MOTION CARRIED**

Resolution R-05-309 declared duly adopted.

R-05-312

Endorser: Alderman Lori Cardin
Alderman-at-Large James R. Tollner

RELATIVE TO THE TRANSFER OF \$13,699 FROM ACCOUNT 505-81116 "CIVIC & COMMUNITY ACTIVITIES – SALVATION ARMY" TO VARIOUS OTHER CIVIC & COMMUNITY ACTIVITIES ACCOUNTS

Given its second reading;

**MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-312
MOTION CARRIED**

Resolution R-05-312 declared duly adopted.

R-05-313

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

**RELATIVE TO THE APPROPRIATION OF \$30,180 FROM ACCOUNT #499-975
“UNANTICIPATED REVENUE – PAVEMENT RESTORATION” INTO EXPENDABLE
TRUST FUND ACCOUNT #953-5331 “STREET PAVING”**

Given its second reading;

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF R-05-313 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 MacLaughlin, Alderman Deane, Alderman Shaw, Alderman Lozeau,
Alderman Dion, Alderman Rootovich, Alderman Johnson, Alderman Bolton,
Alderman McCarthy

14

Nay:

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MOTION CARRIED

Resolution R-05-313 declared duly adopted.

R-05-314

Endorser: Mayor Bernard A. Streeter

**RELATIVE TO THE TRANSFER OF \$40,441 FROM ACCOUNT #596-86580 “CONTINGENCY
RETIREMENTS, CITY” INTO ACCOUNT #531-11900 “POLICE FULL-TIME PAYROLL”**

Given its second reading;

MOTION BY ALDERMAN BOLTON FOR FINAL PASSAGE OF R-05-314

MOTION CARRIED

Resolution R-05-314 declared duly adopted.

OR-05-315

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

**RELATIVE TO THE ACCEPTANCE AND APPROPRIATION OF THE SUM OF \$400,000
RECEIVED FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE ON
VIOLENCE AGAINST WOMEN FROM THE GRANT TITLED “ENCOURAGE ARREST**

**POLICIES PROGRAM” INTO SPECIAL REVENUE ACCOUNT #331-6230 “OVW
ARREST POLICIES GRANT”**

Given its second reading;

**MOTION BY ALDERMAN SHAW FOR FINAL PASSAGE OF R-05-315
MOTION CARRIED**

Resolution R-05-315 declared duly adopted.

R-05-318

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

**RELATIVE TO THE TRANSFER OF \$45,002 FROM ACCOUNT #597-86900 “CONTINGENCY,
NEGOTIATION – DIRECTOR, COMMUNITY SERVICES” AND \$12,600 FROM ACCOUNT
#591 “GENERAL CONTINGENCY” INTO ACCOUNT #541-11240 “PAYROLL, FULL-TIME
– DIRECTOR, COMMUNITY SERVICES”**

Given its second reading;

MOTION BY ALDERMAN LOZEAU FOR FINAL PASSAGE OF R-05-318

ON THE QUESTION

Alderman Deane

Wasn't this amended? I believe the amount was amended to \$11,102?

**MOTION BY ALDERMAN LOZEAU TO AMEND R-05-318 IN ITS ENTIRETY BY REPLACING IT
WITH THE GOLDEN ROD COPY PROVIDED WITH THE AGENDA
MOTION CARRIED**

**MOTION BY ALDERMAN LOZEAU FOR FINAL OF R-05-318 PASSAGE AS AMENDED
MOTION CARRIED**

Resolution R-05-318 declared duly adopted as amended.

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 second reading;

MOTION BY ALDERMAN DION FOR FINAL PASSAGE OF R-05-324

MOTION CARRIED

Resolution R-05-324 declared duly adopted.

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 second reading;

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF R-05-325 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 MacLaughlin, Alderman Deane, Alderman Shaw, Alderman Lozeau,
Alderman Dion, Alderman Rootovich, Alderman Johnson, Alderman Bolton,
Alderman McCarthy

14

Nay: 0

MOTION CARRIED

Resolution R-05-325 declared duly adopted.

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 second reading;

MOTION BY ALDERMAN SHAW FOR FINAL PASSAGE OF R-05-326

MOTION CARRIED

Resolution R-05-326 declared duly adopted.

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 second reading;

**MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-327
MOTION CARRIED**

Resolution R-05-327 declared duly adopted.

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 second reading;

**MOTION BY ALDERMAN LAROSE TO AMEND R-05-329 IN ITS ENTIRETY BY REPLACING IT WITH THE GOLDEN ROD COPY PROVIDED WITH THE AGENDA
MOTION CARRIED**

**MOTION BY ALDERMAN LAROSE FOR FINAL PASSAGE OF R-05-329 AS AMENDED
MOTION CARRIED**

Resolution R-05-329 declared duly adopted as amended.

UNFINISHED BUSINESS – ORDINANCES

o-04-19

Endorser: Alderman-at-Large Brian S. McCarthy

**AMENDING THE PLANNING AND ZONING ORDINANCES OF THE CITY OF NASHUA
IN THEIR ENTIRETY**

Given its second reading;

**MOTION BY ALDERMAN ROOTOVICH TO AMEND O-04-19 IN ITS ENTIRETY BY REPLACING IT WITH THE GOLDEN ROD COPY PROVIDED WITH THE AGENDA
MOTION CARRIED**

MOTION BY ALDERMAN ROOTOVICH FOR FINAL PASSAGE OF O-04-19 AS AMENDED

ON THE QUESTION

Alderman Rootovich

Thank you Mr. President. First and foremost I want to thank the committee members for their hard work over the last two years on bringing this to fruition this evening. I want to thank Vice-Chairman Alderman LaRose, Aldermen MacLaughlin, Vitale, and Shaw for their efforts over the last two years. I also want to thank the sub-committee who worked on this in the last month and a half. The sub-committee was given a task of about 270 policy issues that had to be addressed in about a month and a half timeframe. That committee was made up of myself, Alderman LaRose, Chairman of the Planning Board, Mrs. Lasky, two consultants; Mark Fougere and Kerrie Diers, Chris Hodgdon the President of the Chamber of Commerce along with Roger Houston. That is where the hard work was done. I am proud to say they came back from the sub-committee with the product you see here this evening.

I think it is a reasonable compromise of two years of work, which involved hundreds of people and hundreds of hours and again I am proud that we bring this products to you tonight for final passage.

President McCarthy

Is there any further discussion?

MOTION CARRIED

Ordinance O-04-19 declared duly adopted as amended.

O-04-55

Endorser: Alderman-at-Large Paula I. Johnson

RESTRICTING MAYORAL VEHICLE USE

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-04-55

ON THE QUESTION

Alderman Johnson

Thank you very much. I am not happy that this is being indefinitely postponed. It sat in committee for quite a while. I still think that there need to be restrictions on this vehicle. I think the people are now speaking loud and clear on how they feel. I read this in Infrastructure the other night – I happened to be downtown in Nashua on Saturday and happened to go into the parking garage and the car wasn't there. As I was leaving, you have to go past the parking lot, the car wasn't there. I happen to ask the Mayor if there was anything being done on Saturday; any Mayoral duties, any affairs going on. I got a nasty e-mail back like always "I apologize I was unaware I had to report to you on the use of the Mayor's vehicle whether it is during the week or weekend, but since you inquired, I had a number of Mayoral duties this past weekend including representing the city at several events and working in the office on both days.

I am amazed and impressed that you checked both the garage and the Mayor's parking space in the city hall parking lot on Saturday November 5th at 1:06 p.m. Perhaps you might want to apply for the vacant parking position. Well I think that was uncalled for. I had to go past the parking lot anyway to get back home. Then he threw in some stuff about me being a State Rep., which kind of took the focus off the car again. All I did was ask a question because I know in Personnel I had asked the Mayor if this was definitely going to be used strictly for city business and it was on the weekend and I don't remember seeing anything on the calendar or anything coming up where he was going to be. I just inquired about it. I have the right to inquire about these things. I am still a sitting Alderman and I will be pretty soon private Johnson taxpayer again without a title of being an Alderman. I still have the right to inquire. With that said I am sad that it has to be indefinitely postponed, that we are not holding the person accountable where the car is going to be.

Someone said to me tonight maybe you should put a GPS system on the vehicle to see where the vehicle is all the time. Thank you.

President McCarthy

Is there any further discussion? The motion is for indefinite postponement of O-04-55.

MOTION CARRIED

Ordinance O-04-55 declared indefinitely postponed.

O-04-65

Endorser: Alderman-at-Large Paula I. Johnson

PROHIBITING USE OF CITY-OWNED OR LEASED VEHICLES FOR TRAVEL TO AND FROM WORK

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-04-65

ON THE QUESTION

Alderman Johnson

This is another issue that I had with who is taking vehicles home. Mr. Lecius takes the vehicle home. He is the Emergency Management Director. He doesn't live in Nashua anymore. Why should vehicles be leaving the city limit to go anyplace to go home? I am just voicing my opinion about this. I don't think it is right if he doesn't live in Nashua and he has to get to Nashua or someone else might need the vehicle because of an emergency and the vehicle is not here. Vehicles should not be leaving the city limits to go home with anybody. Thank you.

President McCarthy

Is there any further discussion?

Alderman LaRose

Thank you. I understand Mr. Lecius does not live in Nashua. He lives in the adjoining town, Merrimack. I would suspect that where he lived in Nashua and where he lives in Merrimack is approximately the same amount of miles to City Hall or to the Police Station. Alderman Johnson feels that these shouldn't be indefinitely postponed, but they were in committee for a long time and many times when we wanted to discuss this Alderman Johnson wasn't around so we kept holding it and holding it and holding it, and we are at the eleventh hour, and now we are saying we have had some discussion and now have decided to indefinitely postpone. I know that some of these things that she was supposed to get information from Manchester and never provided us with the information. My position is that the Mayor should be allowed to take his vehicle home and come back and forth to work. I am sure there are times when the Mayor is doing something on the weekend representing the city.

If we are going to penny anti and pick all of these things apart for every little little thing I think we are going beyond, I think we have to be reasonable on the use of the vehicles. Yes he made an error. There is no doubt about it. That is what brought this about. He has paid for that error. As far as Mr. Lecius goes he is the Emergency Management Director, and he should have that vehicle with him at all times – at home or at work. If there is an emergency and an emergency can be many different things in the City of Nashua. It is not just a foreign power or something attacking us. If we try to make this so strict we will defeat the purpose of why we have these people in these positions. I just think that it isn't the way to go. Thank you Mr. President.

President McCarthy

Is there any further discussion?

Alderman Johnson

First of all with the Mayoral use of the vehicle that didn't leave, and I asked it to be held because of budgetary issues because we didn't know what was going on with the budget. The Chairman allowed it to be held. My legislation was not the only piece of legislation that was held in this committee for any length of time.

Then let's talk about the prohibiting use of city owned vehicles – we were waiting for a list – nobody knew who had what vehicle and where they were going for the longest time. Then we finally got a list and then we got some other list, and now we have the final list here from Mrs. Lemieux because I asked for it at the last committee meeting if we could definitely get a list. We got the list here. We didn't know for the longest time who was taking even school vehicles home – that became a shock as an accident happened with a driver's Ed teacher. I hope we know now who exactly has vehicles going home out of the city and in the city. It was a free for all for a while. When we talk about who takes vehicles home or even takes them out of the city limits, there are liability issues when that vehicle is going home as it is no longer on city business. There is liability when employees drive city vehicles anyway if they hit someone or get in any type of an accident. When it is going home that becomes a bigger liability because the vehicle belongs to the city. We have enough problems with the

city. You don't need anything more.

I am bringing it to the point the taxpayers of the city really need to know how these vehicles are being used – there is gas that is being used on it and the price of gas isn't cheap anymore, and who is paying for the gas when vehicles go home with people – the city. Thank you.

Alderman Deane

Thank you. Through you to Alderman Johnson, could you – you have the list of the vehicles in question?

Alderman Johnson

Yes I do Alderman.

Alderman Deane

Could you share that with the rest of us?

Alderman Johnson

Do you have one?

Alderman Deane

If I had a list I wouldn't be asking.

Alderman Johnson

The reason I am asking is because this came via e-mail from the Mayor. He usually sends one to me then one to you then one to everybody at a time.

Alderman Deane

I don't have it with me. Could you enlighten us on the 6 vehicles?

Alderman Johnson

I have an extra copy and I will enlighten you.

Alderman Deane

Could you just read the number of vehicles?

President McCarthy

I think we would like you to just read it.

Alderman Johnson

Okay not a problem.

Alderman Deane

Thank you.

Alderman Johnson

Four vehicles – one for the Chief, two Deputy Chiefs and one to Mr. Lecius (for fire Chief and two Assistant Chiefs), Public Works – three vehicles – Mr. Scott Pollock, Mr. Tremblay, and June Caron, The Mayor one vehicle, Schools with Mr. Conrad and there are no other employees taking vehicles home at this time.

Alderman Deane

What does that total?

Alderman Johnson

About 12 vehicles now.

Alderman Deane

And one person lives out of town?

Alderman Johnson

One person lives out of town.

Alderman Deane

In Merrimack. Thank you.

Alderman Gage

Did I hear correctly Mr. Conrad the Business Manager of the School has a car?

Alderman Johnson

Excuse me – there are no employees – excuse me that was my mistake. There is no car for Mr. Conrad.

Alderman Gage

Thank you.

Alderman Johnson

Eleven vehicles.

President McCarthy

The motion is for indefinite postponement of O-04-65. Is there any further discussion?

MOTION CARRIED

Ordinance O-04-65 declared indefinitely postponed.

O-05-85

Endorser: Acting Mayor Brian S. McCarthy

ELIMINATING CONSERVATION COMMISSION COMPENSATION

Given its third reading;

MOTION BY ALDERMAN MACLAUGHLIN TO AMEND O-05-85 IN ITS ENTIRETY BY REPLACING IT WITH THE GOLDEN ROD COPY PROVIDED WITH THE AGENDA

MOTION CARRIED

MOTION BY ALDERMAN MACLAUGHLIN FOR FINAL PASSAGE OF O-05-85 AS AMENDED

MOTION CARRIED

Ordinance O-05-85 declared duly adopted as amended.

O-05-111

Endorser: Alderman-at-Large Paula I. Johnson

ESTABLISHING MAYORAL BENEFITS

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-05-111

ON THE QUESTION

Alderman Johnson

Thank you very much Mr. President. I know nobody was happy with this, but I was just trying to define what the benefits should be to the Mayor as far as health insurance, paid vacations, etc., because there have been some issues over the last several Mayors as far as vacations and when they left office were they entitled to anything. This was just a clear definition. I guess nobody wants to define anything in this city and what anybody is entitled to, but I think it is about time the Board

comes up with some type of policy on how the Mayor gets paid and what type of compensation and what type of insurance and what they get while they are in office, and when they leave they know what they don't get and what they can't accumulate. This is what I was trying to do, and again it didn't pass the committee and that is just the way it goes. I hope maybe the new Board when it comes on will try to set some policy on what a compensation and benefit package will be for any Mayor in this city. Thank you.

Alderman Dion

Mr. President are we speaking on O-05-111?

President McCarthy

Yes.

Alderman Dion

I am a little confused because the Personnel/Administrative Affairs Committee according to ... recommended final passage.

President McCarthy

The sheet that you have is incorrect. There is a little note in the margin on mine that says ...

Alderman Dion

I didn't get a little note. Thank you Mr. Chairman.

Chairman Rootovich

Mr. President can we start a committee and have an investigative committee and find out why we all wouldn't have those notes attached?

President McCarthy

If you pass your copies in I will have the assistant write a

Is there any further discussion?

MOTION CARRIED

Ordinance O-05-111 declared indefinitely postponed.

O-05-112

Endorser: Alderman-at-Large Paula I. Johnson

AMENDING THE BOARD OF ALDERMEN'S CODE OF CONDUCT

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-05-112
MOTION CARRIED

Ordinance O-05-112 declared indefinitely postponed.

O-05-114

Endorser: Alderman-at-Large Paula I. Johnson

**PLACING THE RISK MANAGEMENT AND CODE ENFORCEMENT DEPARTMENTS
UNDER THE LEGAL DEPARTMENT**

Given its second reading;

**MOTION BY ALDERMAN JOHNSON TO HOLD AT THE FULL BOARD PENDING REVIEW OF
THE HEALTH CARE BUDGET AD HOC COMMITTEE REPORT**

ON THE QUESTION

Alderman Deane

I haven't seen an agenda for the Committee of the Whole meeting.

President McCarthy

It has been scheduled. I will talk about it at the end of the meeting.

Alderman Deane

Okay.

Alderman Tollner

I will not support that motion. We discussed this particular topic in committee. If I am not mistaken I think the Personnel Committee voted unanimously for Indefinite Postponement. I think the meeting that you and Alderman Deane are discussing deals more with insurance than the Risk and Code Enforcement Departments being put under Legal. We had plenty of discussion at the committee level so I will not support the motion.

President McCarthy

Alderman Johnson did you have your hand up?

Alderman Johnson

No it doesn't make any sense to talk about this. Some things make some sense and some things you know – never mind. I am not going to vote to indefinitely postpone it.

President McCarthy

The motion is to hold O-05-114. Is there any further discussion?

MOTION FAILED

MOTION BY ALDERMAN GAGE TO INDEFINITELY POSTPONE O-05-114

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

Yea: Alderman Tollner, Alderman Vitale, Alderman Gage, Alderman Cardin, Alderman Deane,
Alderman Bolton, Alderman McCarthy

7

Nay: Alderman LaRose, Alderman MacLaughlin, Alderman Shaw, Alderman Lozeau,
Alderman Dion, Alderman Rootovich, Alderman Johnson

7

MOTION FAILED

MOTION BY ALDERMAN DION TO HOLD O-05-114 AT THE FULL BOARD BY ROLL CALL

ON THE QUESTION

Alderman Bolton

Mr. President Parliamentary Inquiry – can I move that it be referred to the Committee at the Whole and taken up at the same meeting as that report?

President McCarthy

I believe you can if Alderman Dion would be willing to withdraw his motion to hold it at the full Board.

MOTION WITHDRAWN

**MOTION BY ALDERMAN BOLTON TO REFER O-05-114 TO THE COMMITTEE OF THE WHOLE
MOTION CARRIED**

Ordinance O-05-114 referred to the Committee of the Whole.

-

O-05-115

Endorser: Alderman-at-Large Paula I. Johnson

ADDING AN ATTENDANCE REQUIREMENT TO THE BOARD OF ALDERMEN'S COMPENSATION

Given its second reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-05-115

ON THE QUESTION

Alderman Johnson

Given the fact that this is already stated in the Charter that you get paid on your attendance, we should be following the Charter. Alderman McCarthy I remember you spoke on this the night that this was in Personnel. If the Charter already states this then this is not needed, but if you are not going to do what the Charter says then this is what is needed. I don't know Mr. President what you have found out or what you are going to be implementing. I guess this term is over with, but for the new Board that is coming in I mean it has got to be the Charter again if you are not going to follow the rules and regulations of the Charter amongst ourselves then what is the point of having the rules and regulations for the people of the city to follow? Thank you.

Alderman Lozeau

I don't have the Charter in front of me, but I would like someone to refer to where it is listed in the Charter and how it is listed if that is possible.

President McCarthy

Alderman Johnson do you have it handy? It is in the section on Aldermanic Compensation.

Alderman Johnson

It is in Section 2-21 Compensation – this has been amended so it is not going to really ...

David Connell

In Section 45(a) the third and final sentence of that section "The Aldermen shall be compensated per meeting based upon attendance not to exceed an aggregate sum, which shall be set by Ordinance."

Alderman Tollner

I think the President of the Board made some pretty pertinent comments at the committee meeting if I am not mistaken, and I think some of the concerns were items that you brought up at that meeting if memory serves me correctly is there are a number of people that attend a number of meetings both their own committee meetings as well as other meetings that they are not members of the committee, and I think that was the concern that we had with the legislation the way it was presented if I am correct. Is that your understanding?

President McCarthy

You are correct that those concerns were raised. I had actually asked that we hold it at the committee to address those concerns.

Alderman Rootovich

There is also nothing defined in what it means by per meeting. I have to assume that the Charter

means per regularly scheduled full Board of Aldermen meeting, but there is nothing that clearly clarifies that.

President McCarthy

I had asked Corporation Counsel's Office for an opinion on that, and they in fact were of the opinion that it included regular Board meetings, special Board meetings, and committee meetings.

David Connell

I would like to clarify that Mr. President. Having read the minutes of the committee meeting I went back and pulled the old e-mails and spoke with Attorney Bennett and he was kind of raising that as a question. Certainly it includes the regular meetings. Since the Charter also anticipates that there will be standing committees you could include committee meetings if you chose. I think the Board, through ordinance, could structure it in any number of ways if it chose to.

Alderman Johnson

That is basically what I was told. You schedule X amount of full Board meetings for the year and then your committee meetings. That is the way I understood that we were going to interpret to have your stipend be paid, but if you are missing too many meetings the question is do you deserve to get paid. It is still a stipend is a stipend, but you know again I am going to raise it that when you go to Concord and you are on the federal mileage if you go you get paid and if you don't go you don't get paid. If you don't attend a meeting how many meetings does it take for you not to get any compensation? Then you are not here representing the people who have elected you in your Ward or at-Large. I think that really needs to be taken into consideration.

Alderman Deane

Through you to Attorney Connell, is there any language in the Charter that rewards a member of this Board any more for attending excessive amounts of meetings?

David Connell

No in fact the not to exceed an aggregate sum clause kind of suggests that there has to be a limit and beyond that you don't get extra.

Alderman Deane

So the generosity of some to partake in many different venues and meetings isn't included. Thank you.

Alderman Rootovich

That was my point in fact. There are many members of this Board that serve on committees that meet twice a month and other members that are on committees that meet once a month, and using the

example of the Planning & Economic Development Committee, we had a sub-committee that we attended 2-4 meetings a week. You talk about equity among the Board members there is an issue with that as well.

Alderman LaRose

Thank you Mr. President. I don't know if the Charter got changed since the last time I served as an Alderman. Alderman-at-Large Bolton was the city solicitor for 1 or 2 years that I was on the Board in the '80s, and in the '80s the way we got paid was you got it was \$85 per Aldermanic meeting up to 24 meetings a year. There were 22 scheduled, and they provided for 2 special meetings. Any other special Aldermanic meetings you didn't get compensated for. I don't know if the Charter got changed because in those days we got compensation for attending up to 24 meetings, and we got an expense account. Then when the IRS changed the laws on the expense account the city changed the way the compensation for the Aldermen was and I was no longer an Alderman at that particular time so I don't know if the Charter got changed at that point or not. That is my recollection. I agree I think it is almost impossible to figure out what you are going to compensate people if you are looking at every single meeting that they attend. I suppose it can be worked out, but it will be difficult.

Alderman Johnson is right about when you attend meetings at the State House, but if you don't stay for the whole legislative session, if you should leave early, you don't get compensated unless you go to the Speaker's Office and tell him that you have to leave because if you don't push that white button you are not registered as being there.

MOTION BY ALDERMAN BOLTON TO AMEND O-05-115 IN THE BODY SO THAT IT READS THE CITY OF NASHUA ORDAINS THAT CHAPTER 2 "ADMINISTRATION", ARTICLE II "BOARD OF ALDERMEN", DIVISION I "GENERALLY" SEC. 2-21 "COMPENSATION" OF THE NASHUA REVISED ORDINANCE IS HEREBY AMENDED IN THE FIRST PARAGRAPH OF SAID SECTION TO READ "EACH ALDERMAN SHALL RECEIVE AS COMPENSATION THE SUM OF ONE HUNDRED DOLLARS (\$100) FOR EACH MEETING OF THE BOARD OF ALDERMEN OR ANY STANDING, SPECIAL, OR AD HOC COMMITTEE MEETING ATTENDED TO A MAXIMUM OF FIVE THOUSAND DOLLARS (\$5,000) PER YEAR PAYABLE QUARTERLY."

ON THE QUESTION

President McCarthy

Does everyone understand the amendment?

Alderman Deane

I believe during the budget season we reduced the Aldermanic stipends by 3%, which means that the way the checks went out before everybody was compensated equally for what it is worth and the attendance figures weren't present so now we could either end up with a deficit or a possible surplus depending on attendance.

President McCarthy

We did pass an Ordinance that reduces that amount strictly for FY '06.

Alderman Deane

Correct.

President Bolton

I would anticipate that would have the same affect on this Ordinance that the prior language had, which stated the five thousand dollars.

Alderman Tollner

First of all I think we should leave it the way it is. I would just like to know who is going to be the one that takes attendance? Who is going to be the one that adds up how many meetings let's say Alderman Rootovich or Dion went to – if someone comes for one meeting in the very beginning for a particular piece of legislation, if someone is not a member of the committee but attends the meeting -- I understand the intent and I appreciate it, I just think that we are moving into the I guess micro-managing isn't probably the appropriate term, but what we are doing and we will have 15 members of this Board with all sorts of different committees who knows what ad hoc committees we are going to have in 2006. A year or two years ago we didn't know the ad hoc committees that we had this past year. I don't think that the Board of Aldermen is presently over compensated.

I know that there has been a concern with regard to attendance at different times, but I don't think it is to the point where we have to change the process and add another layer of reporting structure. What I wouldn't want to see is some Alderman come in and say hey you know what I was at that meeting and I came in at 7:15 p.m. and you forgot to put me down and give me my \$50 or \$100. I don't think it is a major issue right now. If it is a concern then we take a look at it next term. I know I have spoken to the President about that before. Thank you.

Alderman Dion

Thank you Mr. President. I cannot support that motion. I certainly agree with Alderman Tollner on this. You would need a policeman. There would be a lot of problems. Who will take care of the paperwork, who will take the roll, who will check if someone comes in half an hour or an hour late? Like Alderman Tollner said the compensation is so low why make a big tado about it? I cannot support that. I feel as though it should stay the way it is. What if an Alderman gets sick Mr. Chairman who is going to say whether he is sick or not? Are you going to have a nurse go to his house? This is getting ridiculous. Thank you.

Alderman Bolton

The point is it is in the Charter. We have to do this. We have to do something. You want to say pay \$5,000 per meeting to a maximum of \$5,000 we can all earn it at the first meeting every year or \$500 if you only want to go to 10 meetings. I think most of us go to well over 50 meetings a year and that

was why I arbitrarily took the number 100. If you think that is too burdensome change it to \$200, change it to \$1,000, change it to whatever, but we ought to do something that makes us adhere to the City Charter. It is the Law. We ought not to be in a position where we are ignoring the law. I agree with what Mr. Burgess said earlier – it is wrong. Now that this has been called to our attention and we know, it would be a black mark on us if we say we are going to turn our backs and ignore what is required in the City Charter. Make it \$5,000 per meeting if you want to a maximum of \$5,000, but we have to pass something that adheres to the City Charter.

**MOTION BY ALDERMAN LAROSE TO RE-REFER O-05-115 TO THE PERSONNEL/
ADMINISTRATIVE AFFAIRS COMMITTEE**

ON THE QUESTION

Alderman Johnson

Mr. President may I ask the maker of the motion a question?

President McCarthy

You may.

Alderman Johnson

Alderman LaRose there are how many more meetings maybe 2 more meetings of Personnel/ Administrative Affairs Committee? Who will make the changes? When are the changes going to be made? It is definitely in the Charter. Something like Alderman Bolton said something has to be done. I wrote legislation trying to adhere to this on top of the fact that you know this has been, yes I understand it has been a difficult year for many people, but you know there are empty seats sometimes that are empty all the time. Is it fair to the ones, to the Aldermen that are here all the time and people who don't show up who are getting paid the compensation? It is not fair. Some Aldermen yes do more than other Aldermen because they have the time and are able to do it, but the issue becomes if you are not here in attendance are you supposed to get your stipend paid the whole amount – the answer is no, and the Charter talks about being paid by attendance. What are we going to do about it? Are we going to sweep it underneath the rug like it doesn't exist or are we going to work on it? It is too late again for this Board. It has to go for the next Board.

Alderman LaRose

Yes there was. The answer is I think that we may have – I don't know how many meetings we have scheduled left, but I would suspect that the Chairman would be more than willing to schedule a meeting just for this. We have had some ideas thrown out, and I think that at that meeting those ideas can come to fruition.

Alderman Rootovich

I support sending it to committee. Come up with some language that is reasonable, and bring it back

to our next meeting or the first meeting in December.

President McCarthy

There is a meeting tomorrow evening of the Personnel committee is there not?

Alderman Tollner

Yes, but this is not on the agenda so we won't be discussing it.

President McCarthy

Might I suggest that it be added to the agenda tomorrow evening?

Alderman Tollner

When the endorser of this legislation put it through she had no idea that it was in the Charter. It was brought up by the President at the last meeting. We can discuss it tomorrow night, but it will not be on the agenda because it would have to be posted for the public to have that. I just have to go back, and I have a question for Attorney Connell – I thought the recommendation for indefinite postponement was one that could not be changed. I recall if I am not mistaken a number of weeks ago there was a motion for indefinite postponement on a particular piece of legislation regarding a roadway and we couldn't change it. Am I correct?

President McCarthy

No. A motion for indefinite postponement takes precedence over other motions, and, therefore, a motion to hold or re-refer can't be offered in precedence over a motion for indefinite postponement. The committee recommendations are just that and are non-binding.

Alderman Bolton

Point of Order – the opposite of that is true. The only thing that a motion for indefinite postponement has precedence over is a motion for final passage. Amendments, tabling, anything else has precedence over a motion for indefinite postponement.

President McCarthy

We have just gone through and counsel formed the same confusion of two weeks.

Alderman Tollner

Thank you.

President McCarthy

The motion is to re-refer it to the Personnel/Administrative Affairs Committee. Is there any further discussion?

MOTION CARRIED

Ordinance O-05-115 re-referred to Personnel/Administrative Affairs Committee.

O-05-116

Endorsers: Alderman-at-Large David W. Deane
Alderman David D. Lozeau
Alderman-at-Large James R. Tollner
Alderman-at-Large Paula I. Johnson

PROHIBITING U-TURNS FOR VEHICLES TRAVELING SOUTHBOUND ON MAIN DUNSTABLE ROAD AT A POINT APPROXIMATELY 150 FEET SOUTH OF its INTERSECTION WITH NORTHEASTERN BOULEVARD

Given its second reading;

MOTION BY ALDERMAN DEANE FOR FINAL PASSAGE OF O-05-116

MOTION CARRIED

Ordinance O-05-116 declared duly adopted.

o-05-117

Endorser: Alderman Marc W. Plamondon

CREATING A NO PARKING ZONE ON A PORTION OF INTERVALE STREET

Given its second reading;

MOTION BY ALDERMAN SHAW FOR FINAL PASSAGE OF O-05-117

MOTION CARRIED

Ordinance O-05-117 declared duly adopted.

O-05-119

Endorsers: Alderman Richard LaRose
Alderman Kevin E. Gage

Authorizing the installation of a stop sign On NORTH SOUTHWOOD DRIVE at its intersection with TINKER ROAD

Given its second reading;

MOTION BY ALDERMAN LAROSE TO AMEND O-05-119 IN ITS ENTIRETY BY REPLACING IT WITH THE GOLDEN ROD COPY PROVIDED WITH THE AGENDA

MOTION CARRIED

MOTION BY ALDERMAN LAROSE FOR FINAL PASSAGE OF O-05-119 AS AMENDED

MOTION CARRIED

Ordinance O-05-119 declared duly adopted as amended.

O-05-120

Endorsers: Alderman Richard LaRose
Alderman Kevin E. Gage

PROHIBITING TRUCKS WITH MORE THAN TWO AXLES FROM OPERATING AS THROUGH TRAFFIC ON NORTH SOUTHWOOD DRIVE WITH CERTAIN EXCEPTIONS

Given its second reading;

**MOTION BY ALDERMAN GAGE FOR FINAL PASSAGE OF O-05-120
MOTION CARRIED**

Ordinance O-05-120 declared duly adopted.

MOTION BY ALDERMAN LOZEAU TO WITHDRAW FROM COMMITTEE ORDINANCE O-04-57, AMENDING HEALTH AND DENTAL INSURANCE PROVISIONS OF THE PERSONNEL/ ADMINISTRATION MERIT SYSTEM

O-04-57

Endorser: Alderman David D. Lozeau

AMENDING HEALTH AND DENTAL INSURANCE PROVISIONS OF THE PERSONNEL/ ADMINISTRATION MERIT SYSTEM

Given its second reading;

MOTION BY ALDERMAN LOZEAU TO AMEND SECTION 2-307(A) BY ADDING THE WORDS "WITH MINIMUM CO-PAY" AFTER "HEALTH MAINTENANCE ORGANIZATION (HMO)"

ON THE QUESTION

Alderman Tollner

I am quite familiar with health maintenance organization. What is your definition of minimum co-pay because I work for a company and they consider the minimum co-pay \$20, which is a lot more than the minimum co-pay that they enjoy now, which is \$5. Someone else here may have one for \$15.

Alderman Lozeau

If you think a number should be put there I will put the number \$10.

Alderman Tollner

The co-pay is the co-payment for the office visit or the co-payment for the emergency room visit?

Alderman Lozeau

I think, correct me if I am wrong Alderman Tollner, I think a co-pay is for anything that you do on your head

maintenance.

Alderman Tollner

This is a pretty tangled web because there are co-pays for emergency room, for x-rays, for office visits, and they range in the same design 4 or 5 different levels depending upon the service that you receive. I just don't want to create a problem down the road when we say minimum co-pay. If you pass this it would prevent the city down the road from offering an HMO or Managed Care Plan with a co-pay for a primary care physician and a higher co-pay for say a specialist. A lot of those programs are being introduced right now. You want to put in a range of between \$5 and \$100 I think that will cover everything. I am not sure about the whole legislation, but what I don't want us to do is pass something tonight that I know that won't work.

Alderman Lozeau

As you know the Mayor started a health care task force under the director of former Mayor Mo Arel. One statement he made when he presented that task force results to us is that the City of Nashua uses their health care benefits almost twice as much as the average. To me if we don't make changes to help change that – let me remind you this is not for existing employees this is for new employees that come onto the payroll system of the City of Nashua, brand new employees hired from the street. I don't know what the right terminology for – maybe health maintenance with a minimum co-pay at the discretion of Human Services, but I think we have to put something in there and we have to make changes to the healthcare coverage that we offer the employees of the City of Nashua. The city's taxpayer is paying over \$20 million a year for healthcare coverage.

As we all know the library took a step in the right direction in their last labor negotiations, which limited to new employees the package available to new employees only being an HMO policy. I am very willing – as you know I have come before your committee on two occasions and tried to move this out of committee and I asked that it be moved out of committee, and it is still in committee. As the term ends this ordinance has been sitting on the table since December of last year. This was actually sitting there before we got the tragic news on the increases of cost to our healthcare. I think we have to make changes. These changes were in the middle of negotiations with many of our labor unions and this could become a template for negotiations for those contracts.

Alderman Bolton

I guess I still don't understand, we are done discussing this amendment to add the words "with a minimum co-pay", the present HMO plan provides for a whole series of co-pays so I guess adding this language to the extent it changes that probably changes it for the worse not for the better because there are co-pays now and some of them aren't so minimum. I think it sort of points out that we don't have the expertise with all respect to Alderman Tollner, but we don't have the expertise among ourselves just sitting here that we ought to be fiddling around with this stuff. If we want to do something we ought to in general terms direct the proper city employees or outside consultants to design something for us.

Alderman Tollner

I would agree with what Alderman Bolton just said. I guess the other concern that I have is this is just dealing with the merit employees, which is a very, very small number. I totally agree with what Alderman Lozeau said that the bill for health insurance right now in the city has become an exorbitant one and the taxpayers bear the burden of covering that. I think we have taken a number of steps to look into it and make the adjustments and I do think that we should make the adjustments, but I think when we make those adjustments we need to work hand in hand with the administration, the consultants that Alderman Bolton mentioned, management on the merit side as well as the unions to make it work correctly. I think that if we were just to make this change to the merit system we would be dealing with a very small number of employees and I also think in a very short order they may decide to become unionized because their benefit package going forward is going to be different than the unions. I think what we want to do is work together with everybody and come up with goals and objectives to meet and take those steps working together.

I applaud your effort I just don't think that right now this is the time because I think it will create more anxiety and confusion trying to get our arms around this whole issue, which I think when everybody was out campaigning this was one of the major issues in the city that people had concerns with. I think the public spoke very clearly that we do need to do something about this. I think every single member on the Board of Aldermen feels that we need to do something, but we need to do it together and we need to do it in a very organized fashion. I don't think that this particular situation lends itself to working on it in the organized fashion that we need to do it if we are going to be successful and make some significant inroads into this. Thank you.

Alderman Cardin

I agree, you can't just put a minimum co-pay. If you put a \$10 minimum co-pay you are not discouraging people from using the emergency room as a primary care office, which in the long run ends up costing the plan more. I agree we ought to sit down with the professionals, people who know exactly how this is structured so that we can do this right. I know the employees expect this to come, and they are going to expect some cautionary – I am not ready to pass this as it is. Thank you.

MOTION WITHDRAWN

MOTION BY ALDERMAN LOZEAU FOR INDEFINITE POSTPONEMENT OF O-04-57 BY ROLL CALL

ON THE QUESTION

Alderman Tollner

I will support the motion that Alderman Lozeau just made with the understanding I think we all have that we need to work on this. This should be one of our top priorities next term. Thank you.

President McCarthy

Is there any further discussion?

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

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

8

Nay: Alderman MacLaughlin, Alderman Deane, Alderman Lozeau, Alderman Dion, Alderman Rootovich,
Alderman Johnson

6

MOTION CARRIED

Ordinance O-04-57 declared indefinitely postponed.

NEW BUSINESS – RESOLUTIONS

R-05-331

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 THE SUM OF \$51,572.50 FROM THE STATE OF NEW HAMPSHIRE, DEPARTMENT OF SAFETY INTO SPECIAL REVENUE ACCOUNT #331-6232 “2005 BUFFER ZONE GRANT – HOMELAND SECURITY”

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

R-05-332

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 \$1,000 FROM THE SAM’S CLUB FOUNDATION INTO SPECIAL REVENUE ACCOUNT #331-6231 “SAM’S CLUB FOUNDATION 2005”

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

R-05-333

Endorser: Alderman Lori Cardin

AUTHORIZING THE RELEASE OF A CONSERVATION EASEMENT ON LAND OWNED BY OSCAR MOREAU, KEVIN LUU AND ESTHER LEE AT 25 INGALLS STREET AND 21 ST LAZARE STREET

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

MOTION BY ALDERMAN LOZEAU THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE FIRST READING OF A RESOLUTION RECEIVED AFTER THE AGENDA WAS PREPARED
MOTION CARRIED

R-05-334

Endorsers: Mayor Bernard A. Streeter

Alderman David D. Lozeau
Alderman-at-Large Brian S. McCarthy
Alderman Robert G. Shaw
Alderman Lori Cardin
Alderman Kevin E. Gage
Alderman-at-Large David Rootovich

AUTHORIZING THE CONVEYANCE OF CERTAIN PARCELS OF LAND OWNED BY THE CITY OF NASHUA TO THE BUSINESS AND INDUSTRIAL DEVELOPMENT AUTHORITY FOR SUBSEQUENT RESALE AND REDEVELOPMENT FOR THE PURPOSES OF EXPANDING THE TAX BASE, ENCOURAGING BUSINESS INVESTMENT AND CREATING EMPLOYMENT

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

NEW BUSINESS – ORDINANCES – None

PERIOD FOR PUBLIC COMMENT

Bob Burgess, 32 Bates Drive

I think this health insurance we have to really take a good look at. At one time in the old days, you had an HMO in the city you didn't have to pay a dime because the commercial health insurance at the time said if you had to pay or not.

The election coverage – I was totally disappointed last night living in a city of probably almost 85,000. Where were the election results? There was no radio station I don't believe covering it. Channel 13 was a total disaster. You didn't know if the election results were on or if someone was talking then something would flash on the screen. I think with our Channel 16 I think it would be a good service if we could put these figures maybe in this room here and really get it to the taxpayers. I think it was a disgrace for a city of this size. I went to bed last night – me and my wife were sitting there waiting for the results, and I said we might have to wait until the paper tomorrow and then all of a sudden 13 flashed on again. Then there really wasn't nothing, then it came on, then it came off, then it went black. I think the station has been in commission for quite a while and I think it needs much improvement.

We used to have a scroll at the bottom of channel 16 saying what meetings were going to be televised for the week. Apparently something is wrong with it. It seems like we are paying someone downstairs. Maybe they could come on with a voice and say what meetings will be on a given day so the people would know.

I got a copy of the approved budget the other day down at City Hall and I think this budget is going down in history known as 99999. The average citizen that gets this budget next year we will have to say well what really was cut – 99999. We're not going to really know where we are going. Something has got to be done with this. A citizen I guess wants to recall the Mayor. Well I have mixed emotions, but I think what she didn't state – the buck stops right here in the Chamber. All of these people that the Mayor recommended for positions – Mary Nelson she is a fine, fine woman, and apparently they didn't like this position being filled. Well looking at the meeting that night she was approved it looked

like a love in here. She was really taken over big. She is a fine woman like I say. We look at all of the contracts – they all go through the Board of Aldermen. They don't stop at the Mayor's desk. The health insurance is part of this. Maybe he blew it on some things, but I thin the election spoke for itself what people thought.

Another thing some time ago – time and time I come in here and say well what is going on at the Beazer site. My Ward Alderman said he got ahold of Mrs. Hersh and said well really nothing is going on at the site. Off and on I was in communication with this Mitchell Bowman out of Pennsylvania. He is supposed to be the troubleshooter down at this site. I had tried to set up a meeting with some of the neighbors to go down and see what really is taking down on this site. We used to have newsletters in the neighborhood. It all fell apart. Telephone calls and e-mails to him have been totally ignored. I tried to go one step further. I talked to Laura Games, a fine hard working woman at City Hall. I have to give her credit she does a fine job. She told me how to access the DES site. I was totally shocked what I was reading on there this week. Apparently the Beazer site is a concern in the city. The 10 acre lagoon they don't want to do anything with, but the other 86 acres they are proposing to put single homes, condominiums, commercial, and other things down there. I think this is something the people in my neighborhood should keep their eyes on because things happen to get pushed through City Hall and in the eleventh hour the neighbors find out about it. Sometimes you have to push and push to get a little answer.

For years the liquids were coming into a tank there that they were separating from the solids, the liquids were going to our treatment plant. Little do I know this stopped 6 years ago. Now they have walls or something pushing this farther up the ground or something. I think this is something the city has got to keep an eye on. I think the Board of Aldermen should take a role in this. We had the Tannery that people were talking about, but this is this site down here – what is really going on? I think the neighbors should keep their eye on – like I say before you know it things are pushed through and the lawyers come in and all of a sudden we know what the Zoning Board does – everything goes through in this city. I think this is really something that the neighbors have got to take a hard look at.

I think the health insurance like I have been saying all along – the health insurance and once that money stops in Concord we are going to feel that – I have been saying that for years. The root come to home on this.

I want to wish all of the new Aldermen – I think some of them are new I have never seen them in here – they have a hard job ahead of them, but I guess the people have spoken. I will miss Mrs. Johnson here. As much as sometimes I didn't favor her I will say one thing Paula you returned your phone calls, you returned your e-mails, you didn't duck an issue. With closing with Mr. McCarthy I hope you can get that legislation going on the MTCD before the end of the year. I would appreciate that. Keep me posted on what avenues you are taking on that.

Dot Nice, 8 Maywood Drive

I want to thank the Aldermen that are going out that I worked with while they were in here. They all did a good job. I wish you the best. I also want to remind everybody out there Friday is Veteran's Day, and I hope everybody is out on the Main Street. They do appreciate it. Thanks.

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Alderman Bolton

Thank you Mr. President. I would like to thank all of those who came out to vote yesterday. Frankly I wish more of your fellow citizens had taken the time to do so, all of the people who were involved in all of the campaigns, as volunteers and as participants as candidates for office. I think it was extraordinary yesterday the cooperation and dignity with which everyone conducted themselves. I am especially grateful to all of those who assisted me in my efforts. I congratulate all of those candidates who were successful. Those candidates who were unsuccessful also are deserving of much credit for having extended themselves, offered their time and their efforts to represent their neighbors and fellow citizens. It is the sort of thing that makes our country the great nation that it is that people are willing to devote themselves for the benefit of others. Thank you all.

Alderman Johnson

First of all I would like to thank Mr. Burgess for those kind words. I always took pride in trying to answer every phone call and e-mail if only to say thank you for your concerns and comments, I appreciate it. Being a representative at any level we are here to serve the people and you need to respond to the people when they call or they e-mail you.

I would like to say every time I have the chance to walk in the parade, and I think in the four years I have been an Alderman I have made it a point to walk in every Veteran's Day Parade and Memorial Day Parade. I think it is an honor and a privilege to be out there amongst the people of this city. Just to see them line the streets and happy to see their elected officials – I think this is the one time they are not angry at anybody for anything because it is a day to remember.

Also I would like to say last night I was a little bit surprised with the election results. When I got a phone call from Mrs. Nice I did call a couple of races that I thought people would win. I would like to say that although I am stepping down at the end of the year, it leaves me with a better feeling to see that Question 2 passed. I fought so many battles in this Chamber, but I really felt I won the war last night. For so long that question has been on the ballot, and I said to everybody just let it go very quietly and it will pass, and it did. I am glad to see that the questions passed the way they should have last night. I am sad to say that the turnout was low, but on an off election that is the way it usually is, it is a low turnout, and it wasn't even a bad day. It was a funny feeling yesterday not to be standing at the polls holding a sign for the first time in 3 different elections. I want to say congratulations.

It is hard not to win and it is hard when you are walking away when you are so passionate and you really like what you are doing and you know that it is time to walk away because your family needs you a little bit more now. In case any body questioned why I was walking away I just want to let it be clear again my 15-year-old daughter needs me. It has been a very long year, and I am grieving very

much for the loss of my Mother – it will never go away, and there are days that I wonder how I get up and I face the day without being able to call her and say good morning to her. I felt that at this point in time I wondered whether or not I was doing the right thing walking away or not, but that doesn't mean I can't come back in two years, and if I decide to come back I will be stronger than ever because it will give me a little bit of time to rest and to concentrate at the State level. I thank the people who saw me at the polls yesterday saying we need you here not at the State level. With that said I thank them for having the vote of confidence in me for all of these years that I fought to get in here and to allow me to be at the State level for at least one more year. Thank you.

Alderman Rootovich

Thank you Mr. President. First I want to congratulate all of the individuals who won in yesterday's election. More importantly I think we should reflect on the Aldermen who are leaving for their sacrifice and the passion that they have put in over the last 2-4 years sitting on the Board. I know we didn't always agree, but I can extend from the bottom of my heart my thanks to each and every one of you for serving 6 years, 8 years, and 10 years in some cases. I want to thank you for your efforts, for the sacrifices that you have made for your constituents in the City of Nashua. You will all be missed.

Alderman Dion

Thank you Mr. Chairman. I want to echo the words of Aldermen Rootovich. Also I would like to say that I was very disappointed with the voter turnout yesterday. I believe it was the lowest turnout since 1985 – less than 10,000 people went out to vote. Three out of 4 chose to stay home, but the 10,000 people that did go out and vote I think sent a clear message as to what direction they want the city government to go, and I hope we heed it. Thank you.

Alderman Lozeau

I would like to thank Mr. Bergeron and Mrs. Lucier who did a stand up marvelous job as usual. There are 50 days left to this term. Let's all get together and try to have some fun doing it. Thank you.

Alderman Shaw

I would also like to extend congratulations to everyone in their victories yesterday, and I would especially like to congratulate Mr. Williams in Ward 9, and wish him the best there. While I would have rather not have chosen to be leaving office now, it has been a wonderful privilege and it has been an honor to serve. I will enjoy the last 50 days and look forward to what the future might bring.

Again, congratulations to all that did prevail.

Alderman Deane

I would like to thank the City Clerk and the Deputy City Clerk for the work they do. As a candidate who moves from ward to ward to ward you get to wonder – you are just moving yourself and maybe a few items where they are moving lots of stuff in and out of schools and getting everybody ready and working with the selectmen and the moderators. I thought they did a real good job. I would also like to thank the 34 people that filled 63 two-hour time slots for me yesterday in 9 different wards – a logistical nightmare to say the least. I would like to thank the voters that came out and voted. A lot of the folks that I talked to yesterday were not happy for a number of reasons. I did spend quite a bit of time talking to a lot of different people in all 9 wards that I made it to. I would like to wish my colleagues who weren't successful the best. It has been a pleasure working with you. I look forward to the last 50 days of the term. Thank you.

Alderman MacLaughlin

Thank you Mr. President. I wish to echo the announcement of the Veteran's Day Parade for this Friday. I want to salute all of those in Nashua and the surrounding area who have offered their service to this country to give us the opportunity to protect the right to do what we did yesterday. Although turnout wasn't what I had hoped, or none of us had hoped, we have to look at it as those who did come out took the time and hopefully they will rub off on those who did not. I think the value of the voting process is being pointed out around the globe every day. People are dying for the right to express themselves and determine their government; what direction it might take, what policies it might enact. Clearly there is a message out there in this city as expressed by those who did come.

I wish to thank those who joined me standing at the Bicentennial School from 8:00 a.m. until 8:00 p.m. I also feel that what we have to do is we have to do our part in helping to turn people out in the process too and trying to reach out as best we can to our neighbors and to the people we represent and encouraging their participation. I think they look to us to have a reason to leave the comfort of their homes and their business of their schedules to participate in this process. Certainly they are beginning to watch us very closely now and will in the months ahead. Thank you.

Alderman Cardin

Thank you. It has been a pleasure and an honor to serve as the Ward 7 Alderman for 4 terms. I think my focus on the Board has been to speak for those who are more of our underprivileged citizens. I think the people of Ward 7 appreciated that for the time I was here. There has been a change in the

climate in this city and I don't take it personally. I do appreciate the support I have had from the people in Ward 7, from everyone that turned out to vote, and especially all of my colleagues – everyone that I served with over 8 years. Thank you.

Alderman Gage

I just want to thank folks. I did spend a little time out at the polls holding a Fire Commissioner sign, not a controversial race, for a few hours, and a lot of folks came up to me and thanked me for serving for 6 years. I appreciate their thoughts. I want to thank Mr. Hersh and Mr. Richardson for really doing a lot of work in their campaigns this year to take that seat. I heard that from a lot of folks throughout the ward that they didn't miss a lot of people. I want to congratulate Mr. Richardson for a well-fought and well-planned campaign. He did very well. I wish him the best of luck. It is a good ward and a good mix of folks to meet and just continue to meet and talk to folks as he takes over the seat.

My biggest thing was my six-year-old son Nicholas said to me the other day does this mean I can't go to City Hall anymore because you are not important? I said no I am sure Mrs. Lucier will still have lollipops for you. He was assured of that. Thank you.

... tape flipped ...

Alderman LaRose

... and everything else that was said about those who weren't successful.

On another vein, I would like to talk about something that the Mayor mentioned in his opening remarks, and that is my little project on Tinker Road. There are a lot of people that I have to thank for this having happened. First of all when I first started this the first place I went to was the Mayor's Office. I have to thank the Mayor for his support on my idea on how this should be done. We also have to thank the Post Office. The Post Office came forward and gave us a monetary donation for the sand and gravel and whatever else we needed to complete the road project. They also gave us a wire easement so that we could make that road to city standards. I have to thank the Public Works Engineering Department under Steve Dookran and especially Ted Setas who was the engineer and designer of the road. I have to thank the Public Works Street Department under Scott Pollock and all of the guys that were out there everyday getting that roadway prepared.

Last, but not least, I have to thank Rick Seymour, the Director of Public Works. He did a yeomans job on this. The first day that I met Director Seymour was the first day that he was on the job as the Director of Public Works. He wasn't there two hours and I happen to be at the Public Works Department talking to the City Engineer trying to figure out how much money I needed to try to get into the budget to do the engineering and planning of this roadway. He introduced me to Mr. Seymour although we had met before. I explained to him what my idea was about this roadway. Right away he

said I think that the city can do a lot of this work. Well he went beyond I think. He went and he did the work. He contacted the post office, he kept after the post office, and finally we got the money that we needed for this project.

This was a collaboration of many people, and the city personnel are the people who make us look good. People in the ward will say you got that road done, well yeah it was something that I asked for, but if you don't have the cooperation of everybody these things don't get done. Once again I want to thank the Mayor, the Post Office, the people who work in Engineering and the Street Departments, and again Rick Seymour for the great job that they have done. Thank you Mr. President.

Alderman Vitale

As was mentioned by the Mayor earlier, there was an official announcement earlier today regarding the acceptance of the Nashua Pride into the Can/Am League. I am excited to see our group of local businessmen acknowledge the baseball team as an asset to the city, and their moving forward with making it a locally owned team. I would like to say thank you to the league for seeing the value of baseball in Nashua, and for the teams in Lynn, Brockton, and Worcester who sent representatives to our city today in support of this announcement. I hope a strong rivalry develops between the cities.

I would like to express my condolences to Debbie and Glenn Rosenberg and their sons Kevin and Steven on the death of their son and brother, Michael. The Rosenberg family are residents of Ward 1, and dear friends of mine. Michael is known by the Birch Hill, Elm Street, and North High School communities. He was a member of various sports teams in his life and a member of Parish and Resurrection. Michael was born handicapped, but even though he was he did not fail he succeeded. He was a fine young man. To his family my prayers are with you as are those of many in this community.

Lastly, regarding the election, two years ago I was elected to this Board and I have taken my duties that were given to me very seriously. I have especially enjoyed working with all within the city and especially my colleagues in this circle. We do not always agree, but I respect what each of you brings to the table. I looked forward to continuing to serve the Board for the next two years, but the voters decided differently. That is okay. I now leave this seat with the knowledge that I did the best I could do for my community. I have no regrets, and I will continue to serve this city in other posts. I have looked forward to serving on the Conservation Commission before I was here and just because I did not win this election does not mean that I would not continue serving the community.

A few thoughts regarding the election – there will now be no women on the Board of Aldermen. In an increasingly diverse city, we have no representation on the Board of Education and the Board of Aldermen for ethnic diversity. There were many slots on the ballot where there were no candidates to choose from. Those are just little thoughts to bring forward. Maybe some of that can be changed.

In closing, I would like to thank all of the people that ran for office. I am especially proud of the fact that Ward 1 is very well represented on the ballot. There was not a lack of candidates. I

congratulated Mark Cookson on his win while we were still at Broad Street Elementary School. I would also like to thank Aldermen Shaw and Cardin for what they bring to this Board. I think it was appreciated by all and I know it was appreciated by their constituents.

In closing I would like to especially thank my 13-year-old son for standing for 12 hours at the poll holding a sign. I don't think there are too many 13 year olds that would give up a day off of school to do that. Thank you.

Alderman Tollner

Alderman Vitale was talking about the Rosenbergs. I know that she is very close to them. I don't think I could have said it better. He was a great kid. I coached his brother, and every time that they went out he – he had his limitations, but every single time his parents took him out. No matter where that kid went he had a good time. I know his family will miss him. Prior to tonight's meeting I saw Alderman Vitale at the funeral home. I can't imagine what that funeral home is tonight because around 3:00 p.m. the line was already out the door. I said to his parents he was a very lucky kid and his parents said no we were very lucky parents. Everybody that went to Birch Hill and over at the Nashua North High School knew him. He will definitely be missed.

I would also like to compliment you. Your son was out there all day yesterday. He did a really good job. He represented you very well. There are 50 days left and we do have a lot of time to get things done. I also was at the polls holding signs for different people, and I would agree with Alderman Deane – talking to most people, regardless of what position you were in they weren't very happy. Next term we need to work diligently to fix that or come to a point where most of the people maybe they are not totally satisfied, but they are in a better place than where they are right now. I would like to also congratulate those who won and thank those who are leaving.

I was upstairs tonight at the Zoning meeting, and I ran into Mr. Flynn. I congratulated him on his victory. Lori what he said was it was a bitter sweet victory for him because he was happy that he won, but then at the same point he realized how sad you were and he was touched by that. With Alderman Cardin I have had the privilege of sitting with her on the Human Affairs Committee I think for 8 years. This Board is going to lose someone who was the cheerleader and the watchdog for the non-profits and the human service programs. I hope in the next term I can continue your legacy and make sure that we stay focused and balance the needs of those human services programs with what we can provide as a city. I also welcome Mr. Flynn to the Board of Aldermen and look forward to serving with you.

I know it was mentioned tonight about the Land Use Code changes, but that was a massive project. I think there is a good example right there of when it first came out I think the business community had some concerns, and I think the city, the Board of Aldermen, the committee as well as the business community I think pretty much did a very good job. You didn't see a lot of hoopla or aggravation in the newspaper. I think that the sub-group and the Planning & Economic Development Committee went to work and they did a nice job. I think the city will be served well with that.

Last but not least we did have the walk for relief last Sunday. It was a rainy day. I would like to thank some of those people that came out. If I am not mistaken the Nashua North JV Football Team there were quite a number of players from that team that came out and did the walk, and there were a lot of kids from a number of different Junior Highs. For an example of people contributing to the community, John Chase at the Print Factory donated every single flyer that went around the city, the Sheraton Hotel donated the food and coffee at the end of the walk, the Spartans agreed to provide a bus, and St., Joe's Hospital and Gate City Tree Service provided some money to support the rest of the program. It really was Jen Dires' idea. Jen is a teacher over at Birch Hill School with her sister whose name escapes me at the moment. They came up with this idea just in a conversation and hooked up with Debbie and Dennis Gleeson and the amazing thing is when we said to people that every single cent we collected would go to the Salvation Army – every single cent did. Those costs that we had to incur were picked up by a number of volunteers and those two companies that I mentioned.

I promised Major Carl that I would mention this – he is looking for bell ringers. I was amazed, blown away on how much money they collect in those little red pots. I don't want to misquote him, but I think 45% of his annual budget comes from those bell ringers. If anybody has any free time on Saturday. He said they do a lot better when the weather is really bad. That must mean a lot of people go to the mall and go shopping. I look forward to that. If anybody wants to volunteer all they have to do is call him up.

Last, but not least, Paul, you, Pat and your department did another great job. I think it was Alderman Bolton and Alderman Deane that mentioned it. There really were relatively no problems. Alderman Lozeau may have mentioned it. You organized your staff very well and even though the voter turnout was low, from an administrative perspective it was another successful event. Thank you.

President McCarthy

I would echo the thanks to the City Clerk's Office. They have done a miraculous job of organizing another election and demonstrating their skill in same. It would appear they will have many more opportunities to do so in the near future.

I also want to thank all of those of you who will not be returning for the service you have given to the city. It has been a pleasure to work with this Board as it has been a pleasure to work with every other Board. I want to congratulate those that will be coming in and look forward to working with them on the next Board.

I wanted to reflect a little bit on the Land Use Code and I will thank Alderman Rootovich and the members of the Planning & Economic Development Committee for bringing the final draft up. I would be remiss to not bring up the fact that that document is years and years in the making and dates back perhaps 5-6 years before the beginning of this term. I particularly want to thank Mrs. Lasky for her work in the early drafting of those ordinances and all of the people who sat on the larger committee to get the drafts. Mr. Lowe certainly spent a lot of time. There were numerous members of the Planning and Zoning Boards and the Conservation Commission who regularly took whole days to come here and meet rather than whatever else it was they should have been doing at the time to get to the point

where we had a draft that could be criticized. I thank Mr. White from Freilich, Leitner & Carlisle who did all of the work on the draft and Mr. Houston who did a tremendous amount of work from our side plus the members of our Planning staff who participated in that process.

A couple of things in upcoming meetings – we have a Special Board of Aldermen meeting next Tuesday, which will be the canvass of the votes of yesterday's election. A week from tomorrow I have scheduled a Committee of the Whole to deal with the Ad Hoc Report on Health Care and the item that we referred to them this evening.

I also wanted to comment that either the last meeting or the meeting before Alderman Lozeau had made a comment requesting some information about the differences between Pennichuck's and our perception of the savings. I responded that the credibility of the information was up to the PUC to decide, which I think it ultimately is, but in retrospect I think that remark came across as much more flip than I intended it to be. The request was for us to get more information so I apologize for that, and I have scheduled on the 28th an update for the Board. There will be a Special Board meeting. Mr. Sansoucy and potentially Mr. Upton will be here. We will have both a public session scheduled where we will go over again the information that was presented on what the financials are of the current structure of the two contracts and if need be we will go into non-public session to discuss any of the specific details of the current litigation status. If you have specific questions it might be a good idea to get them to Mr. Sansoucy first. I would suggest that mailing them to Director Hersh so that she can forward them on to Mr. Sansoucy and Attorney Upton would be the best vehicle to handle that.

Lastly, Happy Birthday to Alderman Rootovich upcoming in the next few days, and Happy Birthday to Alderman Tollner who will be celebrating it at the Personnel/Administrative Affairs Committee meeting.

Committee announcements:

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Alderman Cardin

Human Affairs next Wednesday the 16th here in the Aldermanic Chamber.

Alderman Tollner

Tomorrow night Personnel/Administrative Affairs Committee.

Alderman Rootovich

The meeting we had scheduled Monday for the Planning & Economic Development Committee has been cancelled. There is nothing on our agenda.

ADJOURNMENT

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**MOTION BY ALDERMAN DEANE THAT THE NOVEMBER 9, 2005 MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED
MOTION CARRIED**

The meeting was declared adjourned at 9:50 p.m.

Attest:

Paul R. Bergeron, City Clerk