

A regular meeting of the Board of Aldermen was held Tuesday, December 13, 2005 at 7:35 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 Plamondon leading in the Pledge to the Flag.

President McCarthy

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

The roll call was taken with 13 members of the Board of Aldermen present; Alderman MacLaughlin was not in attendance. Alderman Lozeau arrived at 8:00 p.m.

President McCarthy

Alderman MacLaughlin informed us he was unable to attend. Alderman Lozeau was called away during our 7:00 p.m. presentation.

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

REMARKS BY THE MAYOR

Thank you Mr. President. I'd like to thank everyone who attended the Municipal Sustainability 101 Workshop here in the auditorium on November 29th. The Jordan Institute and Sustainable Step New England presented some compelling reasons why the City should reduce our greenhouse gases, pay more attention to the waste we produce, reduce our dependence on fossil fuels, and become more informed consumers.

These in turn will improve the health and quality of life for Nashua's citizens while reducing energy costs. Increased asthma rates, childhood obesity, poor working and learning conditions in our city buildings and schools as well as increased air pollution from our dependence on the automobile are decreasing our quality of life and threatening the livelihood of those who work, play and live in Nashua. In order to address these issues, the city is organizing a Green Team to identify our first steps as a city to increase energy efficiency in our buildings, schools and other facilities, which will save us money and create a healthier community for our residents to live and work in. The Green Team is still looking for interested people. If anyone is interested they should contact Angela Vincent in Community Development if you would like to be on the Green Team.

A very public-spirited group of employees from Impact Science & Technology Company located on Northwest Boulevard, led by their Controller, Janine Cowell, recently cleaned up a portion of Northwest Boulevard. Janine and her volunteers got everything cleaned up on their stretch of Northwest Boulevard during their lunch hour and it looks one-hundred percent better and hopefully it

will stay that way. Impact Technology has determined that the littering is an overnight occurrence and is likely caused by adults and they have spoken to other local business owners who have night owl shifts in an effort to eliminate this problem.

So, a thousand thanks to the great employees of IMPACT Science & Technology for their efforts! It proves once again that the spirit of volunteerism and keeping our city streets as clean as possible still lives here in our community.

In other Public Works matters, Division Director Rick Seymour reports that the interim repair of the erosion at the CSO structure at Farmington Street, adjacent to the railroad was completed on November 22, 2005. An emergency wetland permit to work in the area adjacent to the Merrimack River was granted by NHDES.

The Route 101A modernization project continues to roll along. The Engineering Department with assistance from the NRPC held a pre-proposal meeting with prospective consultants. The meeting generated a good turnout, and consultant proposals are due the day after tomorrow. The Engineering Department and NRPC will then review the proposals and begin interviewing consultants. Emergency repairs of the sewer line on Ash Street are being addressed currently by the Street Department.

The Engineering Department has been working with Urban Programs in the selection of the architect for the fit up work for the 11 Riverside Street office building. The Finance Committee approved this contract on December 1st. The Division of Public Works is conducting a topographic survey on the parcel to be used by both the engineering consultant for the transit garage and the Engineering Department for the sites changes around the existing building.

The Street Department completed the sidewalk work for the season on Blossom Street. About 100 feet of curb and sidewalk were replaced in the area of #39 Blossom Street.

The New Hampshire Water Pollution Control Association announced that the Nashua Wastewater Facility would receive the 2005 Plant of the Year Award.

A site walk was held at the Solid Waste Department with representatives of NH DES and area residents particularly the 32 residential abutters within the current 500-foot setback of the Phase I landfill, and future Phase II and Phase III landfills. The purpose of the site walk was to review and explain the revised plan proposed by the city to fill within the setback. The abutters were notified of the site walk via certified mail, and a public notice will be published in the Telegraph.

The Solid Waste Department is coordinating an event introducing the new recycling trucks and high school recycling pilot program to be held at the High School North this month, which will feature the newly delivered recycling trucks along with the pilot project for paper recycling using Toter[®] containers at the two High Schools. Invitations and notices of the event will be sent.

The Foti Family donated the tree for the downtown tree lighting ceremony. The department is going to look into putting a permanent tree at Railroad Square next year similar to what was done at Greeley Park this year.

The regular Bidy and Junior Bidy Basketball season began this past weekend. Over the course of the season, the Telegraph will be running a series on the past 50 years success of this program. During the recognition program we will discuss that further.

The Traffic Department is in the process of getting estimates for repairs to garage lighting and electrical work necessary in the Elm Street and High Street Garages.

And our newest city square, Kelley Square was dedicated last Thursday in honor of Tom Kelley, long-time member and former President of the Board of Alderman, director of several city divisions, mayoral aide and civic activist. Tom and his wife Carol attended the dedication along with a number of elected officials and long-time city employees who worked with Tom over the years.

Similar to years past, the City of Nashua will be providing free parking in the High Street and Elm Street parking garages beginning next Monday, December 19th through Sunday, January 1, 2006. On-street parking and municipal lots will maintain their usual rates during this time. Regular garage parking rates will resume on Monday, January 2, 2006.

Thirty-one persons or families with family members who have HIV/AIDS or are either homeless or at extreme risk of living on the streets will find a new home in our community because of a \$1.3 million dollar HUD grant we received last week. U.S. Senator John Sununu was with us to make the announcement. Once again, the City of Nashua is in the forefront of receiving grant funding from Washington to assist our citizens who are in need. The grant is designed to prevent homelessness and it will support housing and service programs for persons and families with HIV/AIDS. It was the only grant awarded to any community in the Northeast, and it was due to the hard work and dedication of our city employees, the Continuum of Care, the Southern New Hampshire Coalition for Support of HIV/AIDS and Harbor Homes. They all made this happen.

The Division of Public Health and Community Services has conducted 20 flu clinics so far and has immunized almost 800 citizens. With the cooperation of the marketing and media professionals of the major medical and human service organizations in our city they developed a series of public information materials to provide the citizens of the area with accurate information about influenza and ways they can protect against it

The Welfare Department participated in developing and conducting a Homeless Expo. at the Main Street Methodist Church, in which numerous human service organizations provided information, goods and services for homeless people and others with unstable living arrangements. Flu shots were also offered.

And NBC News came to Nashua last week to film part of a story about how local health departments are preparing for the possibility of pandemic fl. The piece has not yet aired. When we find the date I'll keep you informed. The Division assisted the Town of Pelham in the set up and technical assistance for a mass vaccination clinic this past Saturday where they providing flu vaccine and assistance under our public health preparedness grant. They are also working with Hudson, Brookline, Milford, and Lyndeborough to help them develop vaccination capability in their communities under the Public Health Preparedness Grant. This assistance grew out of the Mayor's Regional Roundtable on preparedness in October.

Alderman Lori Cardin has been elected as the new Chair for the Greater Nashua Continuum of Care. The Continuum will continue to be a leader in the region in addressing homelessness under her leadership. Congratulations Alderman Cardin.

This morning here at City Hall we hosted representatives from our elementary schools who assisted with the decoration of the Christmas tree in the rotunda. In addition, there were 20 students from Main Dunstable School who sang Christmas songs and participated in the reading of Twas the Night before Christmas. I've also had the opportunity to visit some elementary schools and plan to visit more, and sat in on their holiday assemblies. I must say we can all be proud of our elementary school choruses and bands.

Speaking of being proud, Mr. President, at this point I'd like to ask Nashua artist Monty Whitfield to come forward for a special presentation. I would like Janice Cosby who is President of the Nashua Area Artists Association to join us.

I would like to read a little bit about the gentleman to my right. Monty Whitfield, emerging New England acrylic artist, is a resident of Nashua. When he arrived here in 1987, he was drawn to the Golden Eagle on top of City Hall and he vowed that some day he would paint it.

Due to his lifelong love of nature and culture, Monty pulls his art from the natural world, and frequently merges elements from ancient or modern life. The Telegraph writes, "Monty studied at the Durer School of Art in Manila, Philippines. Whitfield's paintings are vibrant, colorful...and have a story behind it. He begins by pursuing an in-depth study....All he learns becomes the background for his painting." Monty innovates and experiments with his art and he has developed a unique style. He has earned a reputation as an impressionistic realist and his luminous and contrasting brushstrokes lend an original look to his cityscapes/landscapes and ocean-scapes. Monty's painting style is primarily inspired by Albrecht Durer, Monet and Jamie Wyeth. He finishes his work on canvas, with deliberate and instinctual brushstrokes.

As an emerging fine artist, he is a member of the Nashua Area Artists Association, the Manchester Artists Association, and the Arts League of Lowell. He is a former Vice President and Co-Chairman of the Greeley Park Art Show, for the Artists Association. Monty has also been interviewed on Channel 13, won First Place in acrylics in several shows, has been a featured artist numerous times and his work is currently on display in several Nashua galleries including Gallery One and the Amethyst Gallery.

Monty's original "Golden Eagle" will hang in this building as a prime example of the extraordinary artwork done by local artists. It is an artistic testament to all who have a warm spot in their hearts for our city's magnificent City Hall. Thank you Monty Whitfield.

-
Monty Whitfield

Back in 1987 I was in New York City and decided to move to Nashua. Although we have some consensus on this, since that time in 1987 Nashua was the number one place to live in America. I decided if I was going to leave New York City I was going to move to the number one place, why move to number two? As I was walking along Main Street the first thing I saw was City Hall and the

golden eagle. This is true – it is sounding like a good story, but this is the truth. After leaving New York City, the skyscrapers, the Empire State Building and so on and so forth I was walking along Main Street and saw the golden eagle and the sun was shining on the golden eagle and the brilliant colors that were coming from it – it just really astounded me. I promised myself at that time that I would paint the golden eagle and so I did. It only took about 18 years though.

It is an honor to follow in the footsteps of Irene Dupont and Jane Aponovich. I love art obviously and I love Nashua obviously. I gladly present the golden eagle to the City of Nashua. Thank you.

Mayor Streeter

Monty will have copies of this for the members of the Board of Aldermen as they leave their office. Thank you very much Monty. With that thank you Mr. President._

RESPONSE TO REMARKS OF THE MAYOR

Alderman Cardin

I would just like to thank the Mayor for his recognition for my appointment as Chair of the Continuum of Care. As most of you know the Continuum of Care is a group of about forty agencies in the greater Nashua area whose goal it is to end homelessness. We wrote a ten-year plan to end homelessness and are part of the state's plan to end homelessness. A lot of the work they do is just immeasurable. They helped to write the grant that got us \$1.3 million for housing opportunities for people with Aids, and also last week had a very successful project homeless connect, which was put together by I can't even mention the number of people who worked on this, but Bob Mack was very instrumental, the people from the Continuum, they had the city Health Department out there giving flu shots. It was a very successful event, and we hope to continue to make this continuum visible in the community. Thank you.

RECOGNITION PERIOD

R-05-343

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

EXTENDING CONGRATULATIONS TO THE PAL JR. PEE WEE SPIRIT SQUAD

Given its first reading;

MOTION BY ALDERMAN SHAW THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-343

MOTION CARRIED

Resolution R-05-343 given its second reading

MOTION BY ALDERMAN SHAW FOR FINAL PASSAGE OF R-05-343

MOTION CARRIED

Resolution R-05-343 declared duly adopted.

President McCarthy

I would like to point out to the Board that there is a new version of R-05-344 on your desks this evening.

R-05-344

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

EXTENDING CONGRATULATIONS TO THE PAL PEE WEE SPIRIT SQUAD

Given its first reading;

MOTION BY ALDERMAN ROOTOVICH THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-344

MOTION CARRIED

Resolution R-05-344 given its second reading

MOTION BY ALDERMAN ROOTOVICH FOR FINAL PASSAGE OF R-05-344

MOTION CARRIED

Resolution R-05-344 declared duly adopted.

R-05-345

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

HONORING A DEVOTED AND OUTSTANDING NASHUA NATIVE AND LONG TIME MEMBER OF NASHUA FIRE RESCUE AND BOARD OF FIRE COMMISSIONERS, MAURICE A. TROTTIER

Given its first reading;

MOTION BY ALDERMAN TOLLNER THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-345

MOTION CARRIED

Resolution R-05-345 given its second reading

MOTION BY ALDERMAN TOLLNER FOR FINAL PASSAGE OF R-05-345

MOTION CARRIED

Resolution R-05-345 declared duly adopted.

MOTION BY ALDERMAN BOLTON 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-05-351

Endorsers: Mayor Bernard A. Streeter
Board of Aldermen

CELEBRATING AND SUPPORTING 50 YEARS OF BIDDY BASKETBALL

Given its first reading;

MOTION BY ALDERMAN BOLTON THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-351

MOTION CARRIED

Resolution R-05-351 given its second reading

MOTION BY ALDERMAN BOLTON FOR FINAL PASSAGE OF R-05-351

MOTION CARRIED

Resolution R-05-351 declared duly adopted.

-

READING MINUTES OF PREVIOUS MEETINGS

MOTION BY ALDERMAN TOLLNER THAT THE MINUTES OF THE BOARD OF ALDERMEN MEETINGS HELD NOVEMBER 17, NOVEMBER 22, NOVEMBER 28, NOVEMBER 30 AND DECEMBER 5, 2005, BE ACCEPTED, PLACED ON FILE, AND THE READINGS SUSPENDED
MOTION CARRIED

COMMUNICATIONS

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

From: Bernard A. Streeter, Mayor
Re: Veto of Ordinance O-05-113

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

From: Health Care Budget Ad Hoc Committee
Re: Revised Final Report & Recommendations

MOTION BY ALDERMAN LAROSE TO ACCEPT, PLACE ON FILE AND ENDORSE THE RECOMMENDATIONS THEREIN AS THOSE OF THE BOARD OF ALDERMEN
MOTION CARRIED

PERIOD FOR PUBLIC COMMENT RELATIVE TO ITEMS ON THE AGENDA

Fred Teeboom, 24 Cheyenne Drive

My listening is a little bit off listening to the quiet fireworks at the Holman Stadium so pardon me if I have difficulty hearing. The first thing I wanted to comment on is the Health Care Budget Ad Hoc Committee that has been introduced. I was extremely disappointed at this particular committee findings. They were supposed to take a look at the causes of the insurance account shortfall. Basically they wound up what I would relate to moving the deck chairs on the Titanic while it was sinking. It didn't really come to grips with issues like self-insurance, issues like union contracts or the change of terms – the real root cause of the problem. The problem wasn't even stated. The problem was that the insurance account went from \$17.7 million in FY '05 to \$27.5 million in FY '06. That is a 55% increase in insurance. This Ad Hoc committee never mentioned the money, never came to grip with the root causes of that problem – why it happened, how to prevent it. They basically talked about who reports to whom and didn't report to whom. It was an extreme disappointment. I don't think it is worthy of acceptance by this Board. It completely misses the beat and the objective of that particular report. Sorry it is one of the worst reports I have ever read.

The second thing I wanted not comment on was R-05-350. Now the election clearly stated to this Board that business of excessive spending and excessive bonding has to stop. Here is another – it is introduced as a new order of business – it was old business before and introduced as a new order of business to spend an additional \$2 million on bonding. What was this election all about? If

anything move this over to the next Board so they can examine whether that \$2 million ought to be bonded. No matter how worth it a project we might consider or not consider this Board has two more meetings left including this meeting – one more meeting after this. It should not be looking at bonding \$2 million more. It just shouldn't do it.

The final thing I wanted to mention is, and this comes under new business as well – 05-125 – it has never been considered before by this Board. It is introduced tonight for the first time. There is only one meeting left to go after this. It completely puzzles me why there would be an ordinance brought before you – it states on the surface it is the policy of the Board of Aldermen and it deals with FY '06. That has already gone by the wayside so you are introducing an ordinance tonight under new business talking about what happened in June earlier this year. Then it start talking about it is supposed to be the policy in June of next year. Well if the policy is June of next year it ought to be the next Board's concern not the current Board. The whole idea of presenting a policy by this Board with only one more meeting to go is ludicrous and makes no sense. I don't know who is pushing this. Certainly there will be no time to put it into any committee and examine it. It talks about setting 7% of the budget aside in '06 and putting 7.5% aside in '07 and not being able to use that to offset taxes. It is a very confusing ordinance to start with. Whatever it is, it doesn't belong with this Board. If anything dealing with policy for '07 belongs to the next Board. Thank you.

Bruce H. Cramer, 168 Bluestone Drive

Good evening. Just came from a very festive event. ... **tape flipped** ... and hear the quiet fireworks. I attend approximately 20-25 Nashua Pride games a year, and have been through many of the Friday night games where the fireworks, and I as a fan couldn't see any particular problem with the noise. Perhaps fireworks are noisy in some extent, but tonight the fireworks were wonderful. They were actually quieter if you can believe that. I am also very excited that we have two new owners of the

Nashua Pride. A month or so ago I was afraid that the City of Nashua and the state was going to lose a treasure that the Mayor and many of the Aldermen have worked so hard over the past years to have professional baseball, to rehabilitate Holman Stadium and make it really a show place, and I visit a lot of minor league and major league stadiums around the country, and believe me Holman Stadium is really a treasure. The Nashua Pride I feel is a treasure. We have an awful lot of families, a lot of adults, and it is good wholesome entertainment. I am happy to see that we have Mr. Monahan and Mr. Stabile as the new owners, local people who have always shown a tremendous local interest. I think that we, as the City of Nashua, need to encourage them. If by having 5 or 6 games to have fireworks per year will perhaps help do that I think we need to do this.

They are not asking to have 10-12 games as perhaps in the past. We are going to have a shorter season. We are talking about maybe a few games with fireworks, and I do feel they were quiet. A lot of the folks here and the fans –as I say there were hundreds of people there so it was a joyous occasion, and I am very happy to see that.

As I say a month or so I was very disappointed when I thought we were going to lose this treasure, lose Butch Hobson as being the Manager and losing the team. I am happy now that we have these local people that have come forth. I was disappointed in the Aldermen for shutting down so to speak the fireworks before we even announced our new owners. I didn't think that was really a way. Let's give the new owners a chance. Let's give them an ordinance that allows them to have the fireworks, which generally are over before 10:00 p.m. Once in a great while maybe with extra innings game they went a little bit extra, but I think with the quieter fireworks, with the new enthusiasm that we have – let's give them a chance. Let's all enjoy our treasure, let's move forward, and let's have fun in the new year.

Deborah Olszta, 19 Shattuck Street

Good evening. Thank you for letting me speak tonight. I do also want to say that I appreciated the show tonight. It was less noisy. The residents thank the Aldermen for their due diligence and research to provide and amendment to the fireworks legislation. I think it is great that the Pride was able to capitalize on this legislation and show the residents that they care and are willing to accept a compromise by the program that they held tonight at Holman Stadium including low noise fireworks. I am here to say that the residents are willing to compromise also.

Although not noiseless, this legislation goes a long way to controlling fireworks after 10:00 p.m. without eliminating them. We ask that you please accept and pass the amendment to 05-113 that the Infrastructure Committee members bring forth tonight as Alderman Johnson and others will further explain later. Thank you again for helping to preserve our quality of life after 10:00 p.m. We are asking for the compromise that we have the low noise fireworks after 10:00 p.m. and allow the Pride to go forth with fireworks. Please pass the amendment so that we as residents can understand and that we can count on that they remain this way. Otherwise we know that in the future something else could come up and another entity will be targeted, and therefore this legislation will eliminate any reason to bring up any animosities towards any groups or entities in the city in the future. I appreciate your time.

Tom Monahan, Nashua Pride

Mr. Mayor, Alderman McCarthy, the rest of the Board of Aldermen I first want to thank you very much, thank Alderman David Lozeau for bringing forth the idea of having the fireworks tonight and the Mayor and Rick Seymour and Mark Sousa working diligently to bring it forth. Again Alderman Lozeau thank you.

This is an effort as a compromise from the Pride to the residents and to the Aldermen. I think it is an all party compromise. The Pride are certainly willing to go forth with this compromise, and we are so excited that the neighbors are willing to go along. We pledge to the neighbors that we will have a dialogue, we will have meetings before the season starts, we want to be a good neighbor. Both John Stabile and myself are of course residents in this city. As we witnessed a little while ago, this city is an unbelievable city. John and I are so proud to be the owners of the Pride, and we want the residents, all the residents, to be as proud of the Pride as we are. Thank you.

PETITIONS – None

NOMINATIONS, APPOINTMENTS AND ELECTIONS – None

REPORTS OF COMMITTEE

Finance Committee..... 11/15/05

There being no objection, President McCarthy declared the report of the November 15, 2005 Finance Committee accepted and placed on file.

Finance Committee..... 12/01/05

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

Health Care Budget Ad Hoc Committee..... 11/29/05

There being no objection, President McCarthy declared the report of the November 29, 2005 Health Care Budget Ad Hoc Committee accepted and placed on file.

Committee on Infrastructure. 11/21/05

There being no objection, President McCarthy declared the report of the November 21, 2005 Committee on Infrastructure accepted and placed on file.

Personnel/Administrative Affairs Committee..... 12/08/5

There being no objection, President McCarthy declared the report of the December 8, 2005

Personnel/Administrative Affairs Committee accepted and placed on file.

CONFIRMATION OF MAYOR'S APPOINTMENTS

Business & Industrial Development Authority

-

**MOTION BY ALDERMAN ROOTOVICH TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF DEAN JACKSON, 5 MACK HILL ROAD, AMHERST, TO THE BUSINESS & INDUSTRIAL DEVELOPMENT AUTHORITY FOR A TERM TO EXPIRE SEPTEMBER 13, 2008.
MOTION CARRIED**

President McCarthy declared Dean Jackson duly appointed to the Business & Industrial Development Authority for a term to expire September 13, 2008.

-

CONFIRMATION OF PRESIDENT OF THE BOARD OF ALDERMEN'S APPOINTMENTS

Auditorium Commission

-

**MOTION BY ALDERMAN DEANE TO CONFIRM BY VOICE VOTE THE APPOINTMENT OF JOHN J. MCALLISTER, 257 WHEELER ROAD, HOLLIS, TO THE AUDITORIUM COMMISSION FOR A TERM TO EXPIRE DECEMBER 31, 2008.
MOTION CARRIED**

President McCarthy declared John J. McAllister duly appointed to the Auditorium Commission for a term to expire December 31, 2008.

-

Oath of Office administered by Corporation Counsel.

-

UNFINISHED BUSINESS – RESOLUTIONS

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 second reading;

MOTION BY ALDERMAN CARDIN FOR FINAL PASSAGE OF R-05-333

MOTION CARRIED

Resolution R-05-333 declared duly adopted.

UNFINISHED BUSINESS – ORDINANCES

O-05-114

Endorser: Alderman-at-Large Paula I. Johnson

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

Given its fourth reading;

MOTION BY ALDERMAN JOHNSON FOR INDEFINITE POSTPONEMENT OF O-05-114

ON THE QUESTION

Alderman Johnson

I would like to thank the members of the Ad Hoc Committee for the hard work that we have done and the day that Alderman Deane did come in and help us a little bit. Although a member of the public is not happy with it, our job was to take a look at what had happened. We didn't go into health care costs. That was not the vision of our committee. That was Mr. Arel's committee. I want to say that we worked very hard on what we came up with for recommendations, and I am happy with the recommendations, which is why I am going along with the indefinite postponement of this ordinance. Thank you.

MOTION CARRIED

Ordinance O-05-114 declared indefinitely postponed.

MOTION BY ALDERMAN JOHNSON TO RECONSIDER O-05-113

O-05-113

Endorsers: Alderman-at-Large Paula I. Johnson

Alderman Kevin E. Gage

**PROHIBITION AGAINST DISCHARGE OF FIREWORKS BETWEEN 10:00 PM
AND 8:00 AM**

**MOTION BY ALDERMAN JOHNSON TO AMEND O-05-113 IN ITS ENTIRETY BY REPLACING IT
WITH THE BLUE COPY PLACED ON OUR DESKS THIS EVENING**

ON THE QUESTION

Alderman Lozeau

I am a little confused on procedure. The Mayor vetoed O-05-113. Shouldn't we overrule his veto before we move to reconsider?

President McCarthy

No. We have to reconsider it first as a procedural matter. We can then override the veto with ten votes, we cannot override the veto by any other motion failing, and we also can amend and pass an amended version with a simple majority, which the Mayor then gets to decide whether he will enact a veto again.

Alderman Lozeau

Thank you.

Alderman Vitale

I am assuming that what we saw tonight included the color shells, cakes and whistlers – that included everything that we saw tonight – am I correct? Does anybody know that is what they would call tonight is ...

Alderman Lozeau

Yes. There was no thunder kabooms towards the end. They had 2.5” shells tonight, 3” shells, cakes, and whistlers.

Alderman Vitale

Thank you very much.

Alderman Johnson

I just want to let the members of the Board know that I amended this and this way it gives everybody in the community up to 10:00 p.m. to use the loud noise fireworks and then after 10:00 p.m. – I think it is a good compromise to use what we saw tonight. The Pride gets to have their fireworks – no one is taking it away, and people can live in the city later in the evening without the loud, loud noise of the fireworks. I think this is a good compromise. I wish the Pride well. I am hoping that the members of this Board will pass this and we can move past the fireworks. Thank you.

Alderman Lozeau

Just for a note – when the fireworks company loads the display they are not going to load a display of low noise versus high noise fireworks they are going to load the display that is ordered and that is what will be shot. They just can't afford to say oh it is before 10:00 p.m. we can shoot the big booms. That is not the way it is going to happen. They are either going to be considered the low noise type fireworks on a consistent basis or not.

Alderman Johnson

Thank you. Alderman Lozeau that is between the Pride and the fireworks company. They are going

to know that if they are going to be shooting them off at 10:00 p.m. then they are going to have to know which type of fireworks they have to shoot off. If they are going to be doing it early in the evening then that is what they are going to order. This just sets the groundwork and the perimeters – what they will be able to do from now on. Again I think it is a good piece of legislation and I think that the community will be able to live with this. Thank you.

Alderman Plamondon

In reading the legislation I just want to be clear – maybe I could bounce this off of our resident fireworks Alderman, through you Mr. President – Alderman Lozeau is the Class C fireworks are those all of the fireworks that contain the I guess we are calling them thunder kabooms.

Alderman Lozeau

They are in that realm the Class C fireworks, but there is low noise Class C and there are kaboom class Cs. Class C is the size of the shell.

Alderman Plamondon

Thank you.

President McCarthy

The Class C is actually the Department of Transportation classification of that type of explosive in terms of what its transportation regulations are.

Alderman Vitale

Alderman Johnson made a good point as did Alderman Lozeau. I believe that when the fireworks display is set off that a permit has to be taken out for that display. Am I correct in that? If that is the case it might just be something that is part of that permit process whether it be the Pride or any other place in town that applies for a permit for fireworks that they be aware that if there is a chance it does go after 10:00 p.m. that they probably need to order the other kind of fireworks.

Alderman Tollner

Is this amended ordinance on the table right now?

President McCarthy

We have not voted on the amendment yet.

Alderman Tollner

I would like to thank Alderman Lozeau and Alderman Johnson for their effort on this. I have spoken with a number of the neighbors that were looking for some type of compromise. As a matter of fact

one neighbor who used to be an Alderman on the Board his real concern necessarily was not the fireworks it was believe it or not the PA system late at night. I did assure him that the new local owners would be more than happy to have a conversation with him. I think Mr. Monahan said earlier this evening that the Pride will work with the neighborhood. I just want to thank the neighbors as well as those Aldermen that were not comfortable with this before for the compromise that we are dealing with right now.

Alderman LaRose

I didn't attend the fireworks this evening. I chose to stay home to listen to it. I happen to live probably the second closest house after Alderman Deane to the stadium. The noise level was much lower than it normally is. I will support this amendment to the ordinance.

Alderman Dion

I went to the fireworks display at Holman Stadium this evening with Aldermen Lozeau, Rootovich, Tollner, and Vitale. I was really impressed with the change in the noise level of these fireworks that we saw displayed this evening. I spoke with a lot of people that were there. There were quite a few people there by the way. There must have been at least 100-150 people. After the display was shown I spoke with some of the people that were there and asked what they thought. Every answer I got was it is a heck of a lot better than what it was. I think it is a good compromise. We can live with this. That is what I heard. That is the way I am going to vote – I am going to vote for the amendment. I want to thank Alderman Johnson for all of the hard work she has done on this legislation.

President McCarthy

Alderman Bolton and I were also there. We watched from the parking lot. I arrived just as they started.

Alderman Deane

I was in my cellar.

Alderman Gage

I was one of the ones who stayed home to listen. I live just north of Greeley Park. I sat out on my porch for a little while. It is getting a little chilly, but I was all right. I could hear them slightly – much much less than you normally would in the middle of the summer with the windows open. I was quite pleased with what I didn't hear. I want to thank Mr. Monahan for his comments from earlier this evening that they will be listening and speaking to the neighbors. As someone who has represented Ward 3 where the stadium is for the past 6 years and have had issues with previous Pride management regarding this issue I certainly – it is a breath of fresh air. I thank you.

President McCarthy

The motion is to amend by replacing O-05-113 in its entirety with the blue copy placed on our desks. Is there any further discussion of that motion?

MOTION CARRIED

**MOTION BY ALDERMAN JOHNSON FOR FINAL PASSAGE OF O-05-113 AS AMENDED
MOTION CARRIED**

Ordinance O-05-113 declared duly adopted as amended

NEW BUSINESS – RESOLUTIONS

R-05-346

Endorser: Mayor Bernard A. Streeter

**RELATIVE TO THE TRANSFER OF \$7,913 FROM EXPENDABLE TRUST FUND
ACCOUNT #996-5330 “CITY RETIREMENTS” INTO ACCOUNT #553-11279 “STREET
DEPARTMENT, EQUIPMENT OPERATOR STREET REPAIR – FULL-TIME PAYROLL”**

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

R-05-347

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 A \$173,000 EPA
BROWNFIELDS GRANT INTO SPECIAL REVENUE ACCOUNT #371-7018**

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

R-05-348

Endorser: Alderman Kathryn D. Vitale

Alderman-at-Large James R. Tollner

**AUTHORIZING THE CONVEYANCE OF THE CITY’S INTEREST, IF ANY, IN THE
PORTION OF POPE CIRCLE WHICH WAS RELEASED AND DISCHARGED FROM
ALL PUBLIC SERVITUDE TO THE ABUTTERS RICHARD L. AND RUTH C. VALLEY
AND HEIN VAN DEN HEUVEL AND KIM CHUNG**

Given its first reading;

**MOTION BY ALDERMAN VITALE THAT THE RULES BE SO FAR SUSPENDED AS TO
ALLOW FOR THE SECOND READING OF R-05-348
MOTION CARRIED**

Resolution R-05-348 given its second reading

MOTION BY ALDERMAN VITALE FOR FINAL PASSAGE OF R-05-348

ON THE QUESTION

Alderman Vitale

I would appreciate everybody taking this into consideration tonight. I spoke with Alderman Dion regarding this ordinance and the fact that we were coming up on the end of this term. This has been before the Infrastructure Committee and this committee for the last couple of years and before and this is similar to another piece that is being presented to Infrastructure by Alderman Lozeau, and I believe is being put forward for final passage also. Because of the timing I asked Alderman Dion if he would have any problem with it being presented for a second reading and final passage this evening, and he indicated that he did not have any problems with that.

Alderman LaRose

I was just wondering if this had to go in front of the Planning Board.

President McCarthy

I don't believe this does. This has to do with disposition of property after the discontinuance of the paper street.

Alderman LaRose

Thank you.

President McCarthy

Is there any further discussion?

Alderman Dion

I will support this motion to pass this resolution because it has been before the Infrastructure Committee for a while. I believe Alderman Lozeau has similar legislation that we really didn't know what the proper procedure was. He finally found out what the proper procedure was on this issue. I believe Alderman Cardin had one also. I certainly support it because if we do send this to committee before it comes out of committee and back before the Board of Aldermen it would be after the first of the year and some more legislation would have to come during the year 2006. I fully support it. I hope the rest of the Board does also.

President McCarthy

The motion is for final passage of R-05-348. Is there any further discussion?

MOTION CARRIED

Resolution R-05-348 declared duly adopted.

R-05-349

Endorser: Alderman Marc W. Plamondon

Alderman-at-Large Paula I. Johnson
**RESCINDING RESOLUTION 04-70 RELATIVE TO CONVEYANCE OF TAX-DEEDED
PROPERTY AT 42 PINE STREET**

Given its first reading;

**MOTION BY ALDERMAN PLAMONDON THAT THE RULES BE SO FAR SUSPENDED AS TO
ALLOW FOR A SECOND READING OF R-05-349**

MOTION CARRIED

Given its second reading;

MOTION BY ALDERMAN PLAMONDON FOR FINAL PASSAGE OF R-05-349

ON THE QUESTION

Alderman Plamondon

The intended use for this property was to convey it to the Nashua Foundation for Mental Health as housing. Since the legislation was passed until the current time, the Nashua Foundation for Mental Health has been absorbed into Community Council, and whereas the focus of the Council in absorbing this organization and others and getting all of the members of the board of directors in one path this is not feasible at this time for them to undertake this project. We have had a meeting in the Infrastructure Committee and discussed it at length. It is the desire of the committee to move forward on this and look at another purpose for this property.

Alderman Johnson

Alderman Plamondon is absolutely right. We didn't know anything about this until that night basically when they came before us. I think at this point in time it is the best way to go to release it because that foundation doesn't really even exist anymore so you are holding something in a foundation that doesn't exist. Legally you probably just have to get it released at this point in time. Hopefully we will get somebody else – there was an interested buyer already in that property that would like to clean up that corner – take down that house and the existing building next to it and start cleaning it up. I think that is what we need to see particularly in that corner.

Alderman Plamondon

Just to quickly add there are actually several buyers that have expressed interest. We can perhaps go out to bid or something.

President McCarthy

The motion is for final passage of R-03-349.

Alderman Dion

We discussed this at length at our last Infrastructure meeting, and although the intentions of Alderman

Plamondon I applaud for the original resolution, but since then that organization has dissolved. We sort of prodded Alderman Plamondon to rescind this and he finally did and I applaud him for it. I think the logical thing to do is to put it out to bid. We have already been offered a sum of money for it from a private businessman. The only fair way of doing this is to put it out to bid. I fully endorse this. Thank you.

President McCarthy

Is there any further discussion?

MOTION CARRIED

Resolution R-05-349 declared duly adopted.

R-05-350

Endorsers: Mayor Bernard A. Streeter

Alderman Robert A. Dion

Alderman Lori Cardin

RATIFYING, APPROVING AND CONFIRMING RESOLUTION 05-255, AUTHORIZING BONDS NOT TO EXCEED THE AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) TO FUND THE PURCHASE AND REDEVELOPMENT OF PROPERTY LOCATED AT 11 RIVERSIDE STREET

Given its first reading;

President McCarthy

I would like to ask Corporation Counsel to comment on whether the original legislation was somehow flawed procedurally and if that implies that we need to hold a public hearing on this piece of legislation, which would then effectively be a bond resolution.

David Connell

This resolution was drafted by bond council as his solution to a glitch which occurred when the Board of Public Works actually did not vote to request the passage of this bond issue prior to the Board of Aldermen voting to pass the bond issue – Charter Section I think 60 or 62 something in there says that there won't be any money appropriated for Public Works unless it is requested by the Board. Bond council going down checklist detected the absence of that Board of Public Works vote at that time. They have since met pursuant to bond council instructions and taken the requisite vote. Now this ratifying resolution is what bond council says is necessary to get these two votes to have occurred in the proper sequence. He did not mention another public hearing.

President McCarthy

Thank you.

MOTION BY ALDERMAN DION THAT THE RULES BE SO FAR SUSPENDED AS TO ALLOW FOR THE SECOND READING OF R-05-350
MOTION CARRIED

Resolution R-05-350 given its second reading

MOTION BY ALDERMAN DION FOR FINAL PASSAGE OF R-05-350 BY ROLL CALL

ON THE QUESTION

Alderman Dion

Members of the Board back a month or two ago we passed this Ordinance and about 12-2 I believe the vote was. Bond council has found a loophole that we missed that the Board of Public Works should have voted on this first before we did. This is strictly a procedural correction. I hope that you will support it 12-0 or maybe 15-0. I would appreciate that. Thank you.

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

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

11

Nay: Alderman Tollner, Alderman Rootovich, Alderman Johnson

3

MOTION CARRIED

Resolution R-05-350 declared duly adopted.

NEW BUSINESS – ORDINANCES

O-05-125

- Endorsers: Mayor Bernard A. Streeter
- Alderman-at-Large Brian S. McCarthy
- Alderman-at-Large David Rootovich
- Alderman-at-Large David W. Deane
- Alderman David D. Lozeau
- Alderman David MacLaughlin
- Alderman-at-Large Steven A. Bolton
- Alderman Robert Shaw
- Alderman Marc W. Plamondon
- Alderman Kathryn D. Vitale

AMENDING THE UNDESIGNATED GENERAL FUND BALANCE ORDINANCE

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

O-05-126

Endorser: Alderman-at-Large James R. Tollner

ESTABLISHING A ONE-HOUR PARKING TIME LIMIT ON A PORTION OF THE WEST SIDE OF MAIN STREET

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

Alderman Tollner

In the title of the legislation they left out the word "One Half" hour parking time limit. The information below refers to 30 minutes.

President McCarthy

That should be amended when it gets to committee.

Alderman Deane

I look forward to Alderman Tollner's attendance at our next Infrastructure meeting or two to help us with these amendments.

Alderman Tollner

I will be there and I look forward to your vote.

President McCarthy

Procedurally Alderman Dion will this appear on tomorrow night's Infrastructure agenda?

Alderman Dion

Sure we can include that if our secretary so desires.

President McCarthy

If we don't then the next meeting would be after the last meeting.

Alderman Dion

I understand.

PERIOD FOR PUBLIC COMMENT – None

REMARKS BY THE MEMBERS OF THE BOARD OF ALDERMEN

Alderman Tollner

I wanted to extend congratulations to Tom Kelley and his family on the naming of Kelley Square. It is well deserved. He served this board and the city for many years. I am glad to see that. I am sorry I couldn't make it.

Ordinance 05-113 – that was a real good example over the last few weeks of cooperation. I understand the Mayor had vetoed it, but I think it was a nice compromise between the city, the Board of Aldermen, and the neighborhood. I want to thank the neighborhood for coming forward and stating that they thought it was a good compromise.

The Boys & Girls Club had their auction dinner about a week and a half ago. There were a number of business people from the city that came and supported that particular dinner and bought a lot of auction items. On behalf of the Boys & Girls Club Board and the kids there I wanted to thank people for their support.

Last, but not least, yesterday I had lunch with the Superintendent of Schools, Dr. Earl. We had a very good conversation. She is working through a number of different things as you can imagine trying to learn the new school system, meeting new people, etc. In that conversation one of the things she wanted me to convey to this Board as well as the new Board of Aldermen, and I was very happy to see it and will support her in doing this, is try to develop a more constant dialogue between her office and the Board of Aldermen. I know that she told me she had some initial discussions with the Mayor's office with regard to the budget given the fact that their budget makes up a considerable amount, but I thought she had some pretty good ideas. After the first of the year she will probably contact the President of the Board of Aldermen and ask if she can come and meet with the Board of Aldermen prior to a meeting. I thought that was good and I wanted to thank her for her time. Thank you.

Alderman Vitale

I wanted to extend my congratulations also to Lori Cardin on her new Chairmanship of the Continuum of Care Committee. I am sure she will serve that committee very well. Also I would like to remind all walkers within the northwest conservation land and other such properties within the city to wear their orange at this time because it is hunting season and also make sure that your animals also are properly marked when you let them out.

I was able to attend Tom Kelley's function at the corner of Henry Burke and Manchester. Alderman Bolton gave a very nice tribute to him. Although I was never able to be involved with his committee when he was involved in the city, it is nice to see somebody that is so dedicated for so many years and has served the city very well. Thank you.

Alderman Gage

Recently my family attended the Nutcracker at the Elm Street Middle School, which was really a well put on program and filled to capacity the afternoon show with tons of kids. They were really good with them. It was nice to see that quality of entertainment here in the city.

I want to also commend the Department of Public Works employees who were out again all night long with the recent storm. They did an excellent job.

The Nashua Fire Rescue family has gone through several losses in the last month and a half or so. It doesn't matter if you are a current member or a retired member I think they come together as a family when there is a loss. It is not just when you retire you are off on your own. Nashua Fire Rescue kind of keeps you in close.

The last two things Janice was up here earlier, the Nashua Area Artists Association President – she has given to this community over many years. She was a teacher when I was a few years younger than I am now for me in school. She was really a dedicated person to the kids in the area then and she continues to be a dedicated person to the community now.

Last but not least, Ma Happy Birthday!

Alderman Cardin

Today is my granddaughter Gracie's very first birthday so I am sure she is in bed by now, but Happy Birthday Gracie.

My condolences go out to the Lassard family. Rob Lassard is a co-worker of mine who lost his 28-year-old son last week. My condolences to their family.

I would like to thank Sandy Pelletier for coming out this evening and presenting the services that the Area Agency provides for our community. I think sometimes we forget how much work actually goes on our there in the community helping family members of all of us.

Lastly, I would like to take a moment to thank Klaas Nijhuis, Deputy Manager of Urban Programs, for seven years of dedicated service to the city. Klaas left the employ of the city last week leaving a legacy of passion and devotion to homelessness in this city. He was an instrumental and active leader in the Continuum of Care. He chaired that committee for just over a year and worked tirelessly on writing the city's ten-year plan to end homelessness. He has a real compassion for providing services for those most in need in our community. He was instrumental in the administration of the Home Funds, worked hard on the city's five year consolidated plan, which is required by HUD. As Chair of Human Affairs, I want to say how prepared, how organized, and how professional Klaas was in working with the committee and all of the agencies on their housing needs. He also won a national recognition for his work in the lead based paint program. Klaas will be missed. I want to thank him very much for seven years of dedicated service to this city. Thank you.

Alderman Deane

I wanted to comment on a couple of things real quick. It just amazes me how well our youngsters in the city are doing both in their sports and academics. Tonight was another example of a well-run program with the city's help and look at the end results that we got. We had the two teams – we had a team go up and play football in Arizona. This is a once in a lifetime thing that some of these children will remember forever. I think it is great. Basketball just started. I am back down to Junior Biddy

again. I have been from Junior to Senior for the last 23 years now with all of my kids. That is another very enjoyable program. You look at Al Savage he has been around forever and a day – great guy. It is things like that that make the city so great.

I had another comment to Mr. Teeboom. I wouldn't for one minute Mr. Teeboom think of stopping my elective duties because a term was about to end and wait for you. I can't wait until you get here. That will be the 8th of January. I welcome you with open arms, but I am going to continue to function in my capacity as an Alderman along with the rest of my colleagues with any and all legislation that is brought in. That is what we are elected to do. Thank you very much.

Alderman Plamondon

I would like to begin by also congratulating Alderman Cardin on her new Chairwomanship with the Continuum of Care. I also want to congratulate former Alderman Tom Kelley. I also had the honor of sitting on this Board with him – another Nashuan that has just given so much to this city and just well deserved honors. ... **tape ended** ...

... We have had multiple sewer problems over the past several months on Ash Street with sewer collapses. We are doing repairs now and will continue to do repairs. We are more than likely this spring going to have to go out to bid and dig it up again and do it correctly. We have also had collapses on Lake Street. I want to forewarn particularly the incoming Board, we have got some serious issues particularly with the inner city on our sewers. We have known problems now just in Ward 4 that I know of around Prescott Street, Amherst, and Broad. We are doing Ledge Street now. That has taken years to bring attention to Lake. Vine Street is another street that is very very near collapsing in many areas. These are expensive propositions. These are well over 100 year sewers that basically in many of these areas the old cobblestone, which is beneath the pavement is what is actually holding the streets up. I am making these statements because I have been getting a lot of calls from residents in these areas where sewerage is backing up into their homes and cellars. This is something that we really need to keep an open eye towards addressing in the very near future a lot of these problem areas.

Another point is winter is obviously here. It seems like we went from summer to the leaves hitting the ground and then snow. A reminder to all residents – there are hydrants near your home – please shovel them out. This is for your safety and the safety of all of your neighbors. We have another storm coming, another recommendation please the stormwater grates in your street have them clear. Many of them are currently covered with leaves and if we get slush like I heard we might be getting with this next storm, these are going to block and then our streets are going to flood and then freeze over.

I have a concern and maybe Corporation Counsel can look into this – the free downtown parking although for the holidays I wholeheartedly support it, but I believe in past years that has gone before the Board of Aldermen for approval because finances are involved in that. Maybe we ought to look at that real quick.

I want to thank again Monty Whitfield for the beautiful piece of art. That is just an impressive piece of art.

Finally Happy Birthday Ma. It is my Mother's Birthday too. It is her 75th. Thank you.

Alderman Shaw

First I would actually like to thank Alderman LaRose and the rest of the committee for the Health Care Budget Ad Hoc Committee's work and Alderman Deane for the information while sitting with us in our last meeting. I thank you Alderman LaRose for your leadership. I think the committee did a very good job with the task that was in front of us. It was a limited task as Alderman Johnson already spoke about. I think we set out and did the job that we had been asked to do.

I would also like to congratulate Alderman Cardin. I know we had talked I think a few weeks before this, and she had expressed uncertainty as to whether that was a position she felt was something she would be sufficiently able to do. I am absolutely certain she will do wonderful in that job. I am glad to hear that appointment has been made.

I know we have already talked a little bit about the Nashua Fire Rescue has definitely experienced a lot of loss in the past month or so most recently the Cote family. Their son Greg Cote passed away about a week ago. There was another tough loss for the greater Nashua Fire Rescue family.

I would like to extend special condolences to Brian's family. I did have the honor of attending that funeral. While it is a tough loss for everyone it is also very heartwarming and very special to see the brotherhood of Nashua Fire Rescue in attendance at a funeral like that and the support that they had for each other.

I would like to wish everybody a Merry Christmas and Happy Holidays since we won't be meeting again until after Christmas.

Alderman Plamondon

I have one more thing. Tomorrow night is Latino Community Awards Dinner at 58 Elm Street. The hall is the back door entrance from the Elm Street/Maple Street parking lot. It is a \$15 donation for dinner. There is entertainment. It is a good time. Tickets are available – I have some tickets and I think the Mayor's Office also. Thank you.

Alderman Dion

There are a lot of people in this country that like you to say Happy Holidays. Well I am from the old country and I will say Merry Christmas and a Happy New Year to everyone especially my colleagues and their families.

I would like to take a few minutes of your time members of the Board of Aldermen and Mr. Chairman to tell you what has been bothering me. I think I have to speak about it again. Within the last three years if members of the Board have been paying attention to what is going on with the Planning and Zoning Board they have probably come to the conclusion that there are a lot of bad decisions that have been made. I am not going to go into every bad decision because I think I would be here until midnight. I will just go through a few – for example the Nightingale Nursing Home on Main Street

happens to be Ward 6 – if you remember the argument we had on that one when the new owners wanted to have a rooming house built in there and we finally were able to defeat that one. That was one of the only victories I can recall. 192 Kinsley Street – most of you have been by there and seen that group of condos on less than ½ an acre lot. I guess the congestion on Kinsley Street is not busy enough they have to add to it. They passed that and then across the street where the pizza parlor is where there is just as much traffic – same street, Kinsley Street, they are going to put two more apartments in there. These decisions are not believable. Oakland Avenue – we all recall that issue with the people in that area. The only reason they won on a re-hearing is because there was only three people there and one of them voted to sustain the other two voted against the people. That is the only way they won. They won on one vote.

Let's go to Catherine Street – the same issue landlocked lot. There is a Mr. DuHamel who lives there. He is just a plane man. He is probably 70-80 years old. He doesn't have much money. He can't go to court. He hasn't got the money to go to court and fight these people. Yet, they granted two houses being built right behind his garden going through a paper street right beside his house and the other house. They approved it. That went through. Then we had the latest issue Cox Street. There is another example. The person that bought this house bought it just a few months ago. It is a regular house, but it has a buildable lot behind the house if you wanted to call it a buildable lot. They apply for adjustments/variances to build a house behind a house. There would be no problem other than the driveway they are going to blaze through there to get to the house - they passed that again.

It seems as though there is only one member on that – I have been watching these meetings very closely – it seems as if there is only one member on that board that is taking the concerns of the abutters and the neighborhood people into consideration. The rest are more for the developers and their lawyers and the builders. They just don't listen to the people period – it is a deaf ear. Now the Planning Board – there are 2-3 people on there that keep doing the same thing – hiding behind the five points of law, using the five points of law when it suits them. One of those five points of law is hardship. You call that hardship when a man buys a house for the intention of building a house behind it, blazing a driveway through it so they can have access to the house? You mean to tell me that he didn't have that in mind when he bought the property – but yet these people on the Planning Board granted it. They granted the variances. This has got to come to an end. I am asking for an investigation of the past three years what has been going on here and see if I am not correct in my assumptions. Thank you Mr. Chairman.

Alderman LaRose

I would like to make a clarification – the Planning Board doesn't grant variances.

Alderman Dion

I didn't say that.

Alderman LaRose

Yes you did.

Alderman Dion

No. I didn't say that I said they are just as bad.

Alderman Rootovich

Thank you Mr. President. I first would like to congratulate former Alderman Tom Kelley for his recognition for his years of service. I believe Alderman Kelley served in excess of 24 years on this Board and that is some tenure. I remember Mr. Kelley when I was elected and Alderman Teeboom was elected. It was my introduction to the more colorful and exciting debates of the time if you remember.

I would like to say a few words with respect to Mr. Trottier. For an individual to serve 52 years with one entity first serving 28 years as a member of the Nashua Fire Rescue department and 25 years as Commissioner really is one of epic proportions. Mr. Trottier has always been a gentleman. He is a man of integrity and was always willing to listen. I consider myself privileged to have served 12 years on this Board along side him while he was on the Fire Commission. It will be a great loss. I want to wish him the best in his forthcoming retirement.

I also would like to recognize a Birthday. Our 15th Alderman Dot Nice has a Birthday on Saturday. She turns 34. Congratulations Dot.

Finally I would like to wish everybody a very Merry Christmas and a warm holiday season. Thank you.

Alderman Johnson

I would like to wish everyone a Merry Christmas and to the Jewish community Happy Hanukah because I am part of that. I would like to say to the people let's be respectful of the holiday times and have a little good holiday cheer and not be nasty to people on the roadways and cut people off. I know last week was a very tough Thursday. I was at work and between 2:00 p.m. and 3:00 p.m. it was definitely a whiteout condition – you couldn't see anything.

I would like to thank the many shoppers where I work who have been disappointed that I am not going to be on the board and a lovely lady I met at the bank yesterday was sad, gave me a big hug, and wished me a Happy Hanukah.

I think Alderman Dion is absolutely right. I think we need to start investigating some of the projects that are being allowed and what is going on with the Zoning Board, but I think the time has run out on this Board. I think this will have to start – this is a New Year's resolution I think to find out what is going on and why all of these projects seem to be pushed through.

I would like to talk about the Williams Street project because that was another project that went on. They wanted to make a duplex with an attached walkway area. You look at the two homes now and there is no room for the house that was built for cars to get up in the driveway past the steps because of the way the steps are. The people park on the front lawn and on the street all of the time. Now this

is how we are granting an allowance for these builders in this area and all of the other areas. We need to take a step back because instead of Nashua being beautiful we are going to just stick homes up like putting a square in a round hole – it doesn't fit. We have to think about the integrity of the neighborhood and the people who live in the neighborhood. Unfortunately we are not doing that. I believe there is another project coming up – as you go by the highway on West Hollis Street there is that area that was state land that somebody bought – I believe that is in your ward Alderman – again in your ward – they just love you – that is going to be another nightmare of homes going up. Is it going to be out of the character of the neighborhood – absolutely. Is it going to be with the fact that you are going to have homes sitting on 2 major roads between Kinsley Street and West Hollis Street. I think the city really needs to take a look. We are at buildout, but that doesn't mean you have to build every piece of green spot in order to put a house there. It is either you are going to have gorder homes and what happens if that happens? When I was the liaison for the Transit Committee today we were talking about the different area business that have gone under – Batesville, the business in Manchester, Teledyne has laid off 100 people, what happens to these people? What happens if they can't afford their homes now? With no income coming in they can't afford to pay taxes or the mortgage – what happens they walk away, and now you have homes on the market and you can't sell them.

With the new year coming and as I will be departing at the end of the next meeting I am asking the Board to please really take a look at the city, see where you are going, and how this money is being spent and make sure that the people in this community can afford to be in a livable and affordable community. Thank you.

Alderman Bolton

My best wishes for the joys and blessings of the season to all of you and your families and all of our fellow Nashuans.

President McCarthy

I would like to thank the Board and the Mayor and members of the public for working out the issue on the fireworks. I think one of the things that it underscores is that we ought to be careful about passing things – this was a topic of discussion at the last meeting where there is information available and Alderman Lozeau had volunteered to look into the low noise fireworks. Good things happen when we get all the information and then work together. I would like to encourage us to do that. I think we got a good result out of what started out as a bad situation.

I want to thank my colleagues on the Board and in city government for their support during the recent passage of my Mother. I appreciated that greatly. I have had that support far too often over the past few years, but I always do appreciate it. I want also to point out particularly to Alderman Plamondon that if you think we have problems with funeral processions here in Nashua you should try it in New York. I have to say that virtually every one of the relatives that I met in an unpleasant way during that experience was driving a BMW, a Jaguar or a large SUV. These were not people who shouldn't know better.

I do want to point out to the Board for anyone who didn't see the announcements today and to the

public that the Superior Court did rule this afternoon that our recall provisions are not valid and enjoined us against proceeding with the recall election. I will probably be setting up a special meeting to consult with counsel so that our outside counsel can tell us what that means.

Lastly I would just like to join the rest of the Board in wishing a Merry Christmas, Happy New Year, and Happy other holidays to the members of the public. Thank you.

Committee announcements:

-
Alderman Cardin

Wednesday, December 21st at 7:00 p.m. Human Affairs.

Alderman Dion

Tomorrow evening Infrastructure Committee at 7:00 p.m.

Alderman Rootovich

Thursday night Finance at 7:00 p.m.

ADJOURNMENT

-
MOTION BY ALDERMAN DEANE THAT THE DECEMBER 13, 2005 MEETING OF THE BOARD OF ALDERMEN BE ADJOURNED
MOTION CARRIED

The meeting was declared adjourned at 9:35 p.m.

Attest: Paul R. Bergeron, City Clerk